# TABLE OF CONTENTS

<table>
<thead>
<tr>
<th>Roll Call Votes</th>
<th>Page</th>
</tr>
</thead>
<tbody>
<tr>
<td>Table of Legislative Days and Corresponding Dates</td>
<td>1</td>
</tr>
<tr>
<td>House Bills</td>
<td>3</td>
</tr>
<tr>
<td>House Joint Resolutions</td>
<td>626</td>
</tr>
<tr>
<td>House Resolutions</td>
<td>663</td>
</tr>
<tr>
<td>Senate Bills</td>
<td>665</td>
</tr>
<tr>
<td>Senate Joint Resolutions</td>
<td>1168</td>
</tr>
<tr>
<td>Senate Resolutions</td>
<td>1208</td>
</tr>
</tbody>
</table>
## Table of Legislative Days and Corresponding Dates

### 61st Montana Legislature - 2009 Session

The votes contained in this publication are listed with a reference to the legislative day on which they occurred. The following table can be used to determine the date to which a given legislative day corresponds.

<table>
<thead>
<tr>
<th>Legislative Day</th>
<th>Date</th>
<th>Legislative Day</th>
<th>Date</th>
<th>Legislative Day</th>
<th>Date</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>January 5</td>
<td>42</td>
<td>February 23</td>
<td>83</td>
<td>April 18</td>
</tr>
<tr>
<td>2</td>
<td>January 6</td>
<td>43</td>
<td>February 24</td>
<td>84</td>
<td>April 20</td>
</tr>
<tr>
<td>3</td>
<td>January 7</td>
<td>44</td>
<td>February 25</td>
<td>85</td>
<td>April 21</td>
</tr>
<tr>
<td>4</td>
<td>January 8</td>
<td>45</td>
<td>February 26</td>
<td>86</td>
<td>April 22</td>
</tr>
<tr>
<td>5</td>
<td>January 9</td>
<td>46</td>
<td>March 2</td>
<td>87</td>
<td>April 23</td>
</tr>
<tr>
<td>6</td>
<td>January 12</td>
<td>47</td>
<td>March 3</td>
<td>88</td>
<td>April 24</td>
</tr>
<tr>
<td>7</td>
<td>January 13</td>
<td>48</td>
<td>March 4</td>
<td>89</td>
<td>April 27</td>
</tr>
<tr>
<td>8</td>
<td>January 14</td>
<td>49</td>
<td>March 5</td>
<td>90</td>
<td>April 28</td>
</tr>
<tr>
<td>9</td>
<td>January 15</td>
<td>50</td>
<td>March 6</td>
<td></td>
<td></td>
</tr>
<tr>
<td>10</td>
<td>January 16</td>
<td>51</td>
<td>March 7</td>
<td></td>
<td></td>
</tr>
<tr>
<td>11</td>
<td>January 17</td>
<td>52</td>
<td>March 9</td>
<td></td>
<td></td>
</tr>
<tr>
<td>12</td>
<td>January 19</td>
<td>53</td>
<td>March 10</td>
<td></td>
<td></td>
</tr>
<tr>
<td>13</td>
<td>January 20</td>
<td>54</td>
<td>March 11</td>
<td></td>
<td></td>
</tr>
<tr>
<td>14</td>
<td>January 21</td>
<td>55</td>
<td>March 12</td>
<td></td>
<td></td>
</tr>
<tr>
<td>15</td>
<td>January 22</td>
<td>56</td>
<td>March 13</td>
<td></td>
<td></td>
</tr>
<tr>
<td>16</td>
<td>January 23</td>
<td>57</td>
<td>March 14</td>
<td></td>
<td></td>
</tr>
<tr>
<td>17</td>
<td>January 24</td>
<td>58</td>
<td>March 15</td>
<td></td>
<td></td>
</tr>
<tr>
<td>18</td>
<td>January 25</td>
<td>59</td>
<td>March 16</td>
<td></td>
<td></td>
</tr>
<tr>
<td>19</td>
<td>January 26</td>
<td>60</td>
<td>March 17</td>
<td></td>
<td></td>
</tr>
<tr>
<td>20</td>
<td>January 27</td>
<td>61</td>
<td>March 18</td>
<td></td>
<td></td>
</tr>
<tr>
<td>21</td>
<td>January 28</td>
<td>62</td>
<td>March 19</td>
<td></td>
<td></td>
</tr>
<tr>
<td>22</td>
<td>January 29</td>
<td>63</td>
<td>March 20</td>
<td></td>
<td></td>
</tr>
<tr>
<td>23</td>
<td>January 30</td>
<td>64</td>
<td>March 21</td>
<td></td>
<td></td>
</tr>
<tr>
<td>24</td>
<td>January 31</td>
<td>65</td>
<td>March 23</td>
<td></td>
<td></td>
</tr>
<tr>
<td>25</td>
<td>February 2</td>
<td>66</td>
<td>March 24</td>
<td></td>
<td></td>
</tr>
<tr>
<td>26</td>
<td>February 3</td>
<td>67</td>
<td>March 25</td>
<td></td>
<td></td>
</tr>
<tr>
<td>27</td>
<td>February 4</td>
<td>68</td>
<td>March 26</td>
<td></td>
<td></td>
</tr>
<tr>
<td>28</td>
<td>February 5</td>
<td>69</td>
<td>March 27</td>
<td></td>
<td></td>
</tr>
<tr>
<td>29</td>
<td>February 6</td>
<td>70</td>
<td>March 28</td>
<td></td>
<td></td>
</tr>
<tr>
<td>30</td>
<td>February 7</td>
<td>71</td>
<td>March 30</td>
<td></td>
<td></td>
</tr>
<tr>
<td>31</td>
<td>February 8</td>
<td>72</td>
<td>March 31</td>
<td></td>
<td></td>
</tr>
<tr>
<td>32</td>
<td>February 9</td>
<td>73</td>
<td>April 1</td>
<td></td>
<td></td>
</tr>
<tr>
<td>33</td>
<td>February 10</td>
<td>74</td>
<td>April 2</td>
<td></td>
<td></td>
</tr>
<tr>
<td>34</td>
<td>February 11</td>
<td>75</td>
<td>April 3</td>
<td></td>
<td></td>
</tr>
<tr>
<td>35</td>
<td>February 12</td>
<td>76</td>
<td>April 4</td>
<td></td>
<td></td>
</tr>
<tr>
<td>36</td>
<td>February 13</td>
<td>77</td>
<td>April 5</td>
<td></td>
<td></td>
</tr>
<tr>
<td>37</td>
<td>February 14</td>
<td>78</td>
<td>April 6</td>
<td></td>
<td></td>
</tr>
<tr>
<td>38</td>
<td>February 15</td>
<td>79</td>
<td>April 7</td>
<td></td>
<td></td>
</tr>
<tr>
<td>39</td>
<td>February 16</td>
<td>80</td>
<td>April 8</td>
<td></td>
<td></td>
</tr>
<tr>
<td>40</td>
<td>February 17</td>
<td>81</td>
<td>April 9</td>
<td></td>
<td></td>
</tr>
<tr>
<td>41</td>
<td>February 18</td>
<td>82</td>
<td>April 10</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>


Second and Third Reading Votes

61st Montana Legislature

January 5, 2009, through April 28, 2009

This publication is a supplement to the History and Final Status of the 60th Montana Legislature, published pursuant to section 1-11-303, MCA.

Unofficial Votes and Amendments: Votes and amendments in this document are unofficial. Official votes and amendments are contained in the Journals of the Senate and House of Representatives and are on file with the Montana Secretary of State.

HB 1 (Fourth Legislative Day - Second Reading - House) - Rep. Sesso moved HB 1 do pass. Motion carried as follows:
Total 100
Nays: None.
Total 0
Excused: None.
Total 0
Absent or not voting: None. Total 0

HB 1 (Fourth Legislative Day - Third Reading - House) passed as follows:
Total 100
Nays: None.
Total 0
Excused: None.
Total 0
Absent or not voting: None. Total 0

HB 1 (Seventh Legislative Day - Second Reading - Senate) - Senator Bales moved HB 1 be concurred in. Motion carried as follows:
HB 1

61ST LEGISLATURE (2009)

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jenl, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Zinke, Mr. President.

Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Windy Boy.

Total 1

HB 1 (Seventh Legislative Day - Third Reading - Senate) concurred in as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jenl, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Zinke, Mr. President.

Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Windy Boy.

Total 1

HB 2 (Fifty-eighth Legislative Day - Second Reading - House) - Representative Hawk moved HB 2, second reading copy, be amended as follows:

1. Page D-1.
   Following: line 22
   Insert: "If Senate Bill No. 158 is not passed and approved, the general fund appropriation for Supreme Court Operations is reduced from $9,485,644 to $8,925,317 in fiscal year 2011."

Amendment adopted as follows:


Total 98

Nays: Glaser.

Total 1

Excused: Vincent.

Total 1

Absent or not voting: None.

Total 0
HB 2 (Fifty-eighth Legislative Day - Second Reading - House) - Representative McChesney introduced Section A - General Government

HB 2 (Fifty-eighth Legislative Day - Second Reading - House) - Representative Sales moved HB 2, second reading copy, be amended as follows:

1. Page A-2, line 5.
   Strike: “111,784 112,102” [general fund FY 10 and FY 11]
   Insert: “86,784 87,102” [general fund FY 10 and FY 11]
   Amendment failed as follows:

   Total 35

   Total 65

Excused: None.
   Total 0

Absent or not voting: None.
   Total 0

HB 2 (Fifty-eighth Legislative Day - Second Reading - House) - Representative Sales moved HB 2, second reading copy, be amended as follows:

   Strike: line 6 through line 7 in their entirety
   Amendment failed as follows:

   Total 37

   Total 63

Excused: None.
   Total 0

Absent or not voting: None.
   Total 0

HB 2 (Fifty-eighth Legislative Day - Second Reading - House) - Representative Sales moved HB 2, second reading copy, be amended as follows:

Amendment failed as follows:

Total 34

Total 66

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 2 (Fifty-eighth Legislative Day - Second Reading - House) - Representative Sales moved HB 2, second reading copy, be amended as follows:

1. Page A-6, line 2.
Strike: “10,742,100 10,715,603” [general fund in FY 2010 and FY 2011]
Insert: “10,292,100 10,265,603” [general fund in FY 2010 and FY 2011]

Amendment failed as follows:

Total 37

Total 63

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 2 (Fifty-eighth Legislative Day - Second Reading - House) - Representative Sales moved HB 2, second reading copy, be amended as follows:

1. Page A-6, line 2.
Strike: “10,742,100 10,715,603” [general fund in FY 2010 and FY 2011]
Insert: “10,292,100 10,265,603” [general fund in FY 2010 and FY 2011]
HB 2 (Fifty-eighth Legislative Day - Second Reading - House) - Representative Sales moved HB 2, second reading copy, be amended as follows:

1. Page A-6, line 2.
   Strike: “10,742,100 10,715,603” [general fund in FY 2010 and FY 2011]

Amendment failed as follows:

   Total 36

   Total 63

Excused: None.
   Total 0

Absent or not voting: Howard.
   Total 1

HB 2 (Fifty-eighth Legislative Day - Second Reading - House) - Representative Bergren moved to close on Section A. Motion carried as follows:

   Total 67

   Total 63

Excused: None.
   Total 0

Absent or not voting: Howard.
   Total 1

Total 32

Excused: None.

Total 0

Absent or not voting: Villa.

Total 1

HB 2 (Fifty-eighth Legislative Day - Second Reading - House) - Representative Bergren moved to close on Section A. Motion carried as follows:


Total 65


Total 31

Excused: None.

Total 0

Absent or not voting: Hollenbaugh, Smith, Villa, Welborn.

Total 4

HB 2 (Fifty-eighth Legislative Day - Second Reading - House) - Representative McGillvray moved HB 2, second reading copy, be amended as follows:

1. Page B-1.
   Strike: lines 11 through 14 in their entirety
   Renumber: subsequent subsection
   Strike: lines 19 through 22 in their entirety
   Strike: lines 21 through 22 on page B-3 through line 2 on page B-4 in their entirety
   Renumber: subsequent subsections
   Strike: line 8 in its entirety

Amendment failed as follows:


Total 33


Total 65

Excused: Vincent.
HB 2 (Fifty-eighth Legislative Day - Second Reading - House) - Representative Henry moved to close on Section B. Motion carried as follows:


Total 66


Total 32

Excused: Vincent.

Total 1

Absent or not voting: Sonju.

Total 1

HB 2 (Fifty-eighth Legislative Day - Second Reading - House) - Representative Sesso moved to close on Section C. Motion carried as follows:


Total 71


Total 25

Excused: Vincent.

Total 1

Absent or not voting: Nooney, Sales, Villa.

Total 3

HB 2 (Fifty-eighth Legislative Day - Second Reading - House) - Representative Sales moved HB 2, second reading copy, be amended as follows:

1. Page D-3, line 15.
   Strike: “5,465,635 5,476,475” [general fund FY 2010 and FY 2011]
   Insert: “5,323,962 5,340,002” [general fund FY 2010 and FY 2011]

Amendment failed as follows:


Total 33
HB 2  61ST LEGISLATURE (2009)  10

Total  64
Excused: Vincent.
Total  1
Absent or not voting: Butcher, Villa.
Total  2

HB 2 (Fifty-eighth Legislative Day - Second Reading - House) - Representative Hawk moved HB 2, second reading copy, be amended as follows:

Insert: “27,960,020  28,053,335”  [state special fund FY 2010 and FY 2011]

Following: line 10
Insert: “If Senate Bill No. 117 is not passed and approved, state special revenue for Highway Patrol Division is decreased by $4,468,221 in fiscal year 2010 and by $4,481,164 in fiscal year 2011.”

Amendment adopted as follows:
Total  95
Nays: Glaser.
Total  1
Excused: Vincent.
Total  1
Absent or not voting: Himmelberger, Nooney, Reinhart.
Total  3

HB 2 (Fifty-eighth Legislative Day - Second Reading - House) - Representative Sales moved HB 2, second reading copy, be amended as follows:

1. Page D-2, line 19.
Strike: “5,425,392  5,496,083”  [general fund FY 2010 and FY 2011]
Strike: “459,773  487,159”  [state special fund FY 2010 and FY 2011]
Insert: “383,520  385,489”  [state special fund FY 2010 and FY 2011]
Strike: “566,913  570,462”  [federal special fund FY 2010 and FY 2011]
Insert: “557,524  557,943”  [federal special fund FY 2010 and FY 2011]

Amendment failed as follows:
Yeas: Bean, B. Beck, Bennett, Blasdel, Boniek, Brown, Butcher, Hawk, Hendrick, Hoven, Howard, Ingraham, Kasten, Kerns, Lake, MacLaren, McGillvray, Mendenhall, Milburn, Miller, More, Morgan,
HB 2 (Fifty-eighth Legislative Day - Second Reading - House) - Representative Sesso moved for cloture on HB 2 in its entirety. Motion carried as follows:


Total 64


Total 35

Excused: Vincent.

Total 1

Absent or not voting: None.

Total 0

HB 2 (Fifty-eighth Legislative Day - Second Reading - House) - Mr. Speaker moved to close on Section R. Motion carried as follows:


Total 73


Total 24

Excused: Vincent.

Total 1
Absent or not voting: Sales, Sonju.
Total 2

HB 2 (Fifty-eighth Legislative Day - Second Reading - House) - Representative Sesso moved for cloture on HB 2 in its entirety. Motion carried as follows:

Total 64

Total 35

Excused: Vincent.
Total 1

Absent or not voting: None.
Total 0

HB 2 (Fifty-eighth Legislative Day - Second Reading - House) - Representative Villa moved close of Section E. Motion carried as follows:

Total 69

Total 30

Excused: Vincent.
Total 1

Absent or not voting: None.
Total 0

HB 2 (Fifty-eighth Legislative Day - Second Reading - House) - Representative Sales moved HB 2, second reading copy, be amended as follows:

1. Page E-6, line 6.
   Strike: “13,142,896 13,671,773” [general fund FY10 and FY11]
   Insert: “10,979,924 10,979,927” [general fund FY10 and FY11]

Amendment failed as follows:

Total 31
HB 2 (Fifty-eighth Legislative Day - Second Reading - House) - Representative Sales moved HB 2, second reading copy, be amended as follows:

1. Page E-4, line 12.
   Strike: "863,530 863,523" [state special fund FY10 FY11]
   Insert: "803,530 803,523" [state special fund FY10 FY11]

Amendment failed as follows:
Total 28

Total 71

Excused: Vincent.
Total 1

Absent or not voting: None.
Total 0

HB 2 (Fifty-eighth Legislative Day - Second Reading - House) - Representative Sales moved HB 2, second reading copy, be amended as follows:

   Strike: "225,710 228,257" [general fund FY10 FY11]
   Insert: "222,213 224,760" [general fund FY10 FY11]
   Strike: "186,049 185,632" [state special fund FY10 FY11]
   Insert: "182,552 182,135" [state special fund FY10 FY11]

Amendment failed as follows:
Total 37

Nays: Ankney, Augare, Barrett, P. Beck, Becker, Belcourt, Berry, Blewett, Boland, Boss Ribs, Caferro, Campbell, Cohenour, Dickenson, Driscoll, Ebinger, Fleming, French, Furey, Getz, Glaser, Grinde, Hamilton, Hands, Henry, Hiner, Hollandswood, Hollenbaugh, Hoven, Hunter, Jones, Jopek, Klock, Kottel, MacDonald, Malek, McAlpin, McChesney, McClafferty, McNutt, Mehloff, Menahan, A. Noonan,
HB 2 61ST LEGISLATURE (2009) 14


Total 62

Excused: Vincent.

Total 1

Absent or not voting: None.

Total 0

HB 2 (Fifty-eighth Legislative Day - Second Reading - House) - Representative Sales moved HB 2, second reading copy, be amended as follows:

   Strike: “225,710 228,527” [general fund FY10 FY11]
   Insert: “223,911 224,619” [general fund FY10 FY11]
   Amendment failed as follows:


Total 34


Total 64

Excused: Vincent.

Total 1

Absent or not voting: Reichner.

Total 1

HB 2 (Fifty-eighth Legislative Day - Second Reading - House) - Representative Sales moved HB 2, second reading copy, be amended as follows:

   Strike: “225,710 228,527” [general fund FY10 FY11]
   Insert: “224,410 226,957” [general fund FY10 FY11]
   Amendment failed as follows:


Total 36


Total 63

Excused: Vincent.

Total 1

Absent or not voting: None.
HB 2 (Fifty-eighth Legislative Day - Second Reading - House) - Representative Sales moved HB 2, second reading copy, be amended as follows:

   Strike: “225,710 228,257” [general fund FY10 FY11]
   Insert: “198,937 201,175” [general fund FY10 FY11]
Amendment failed as follows:

Total 38

Total 64

Excused: Vincent.
Total 1

Absent or not voting: None.
Total 0

HB 2 (Fifty-eighth Legislative Day - Second Reading - House) - Representative Hiner moved to close on Section D. Motion carried as follows:

   Strike: “9,279,343 9,334,442” [general fund FY10 FY11]
   Insert: “9,029,343 9,084,442” [general fund FY10 FY11]
Amendment failed as follows:

Total 35

Total 64

Excused: Vincent.
Total 1

Absent or not voting: None.
Total 0
HB 2

61ST LEGISLATURE (2009)


Total 72


Total 26

Excused: Vincent.

Total 1

Absent or not voting: Villa.

Total 1

HB 2 (Fifty-eighth Legislative Day - Second Reading - House) - Representative Sales moved HB 2, second reading copy, be amended as follows:

   Strike: line 7 through line 8
   Renumber: subsequent subsections
   Amendment failed as follows:


Total 33


Total 66

Excused: Vincent.

Total 1

Absent or not voting: None.

Total 0

HB 2 (Fifty-eighth Legislative Day - Second Reading - House) - Representative Sales moved HB 2, second reading copy, be amended as follows:

   Strike: line 5 through line 6 in their entirety
   Renumber: subsequent subsections
   Amendment failed as follows:


Total 34

Reinhart, Roberts, Roundstone, Sands, Sesso, Steenson, Van Dyk, Villa, Welborn, Wilmer, Wilson, Wiseman, Mr. Speaker.
Total 65
Excused: Vincent.
Total 1
Absent or not voting: None.
Total 0

HB 2 (Fifty-eighth Legislative Day - Second Reading - House) - Representative Sales moved HB 2, second reading copy, be amended as follows:

Strike: “19,340,847 19,196,683” [general fund FY 2010 and FY 2011]
Amendment failed as follows:
Total 35
Total 64
Excused: Vincent.
Total 1
Absent or not voting: None.
Total 0

HB 2 (Fifty-eighth Legislative Day - Second Reading - House) - Representative Sales moved HB 2, second reading copy, be amended as follows:

1. Page D-1, line 19.
Strike: “471,815 472,001” [general fund FY 2010 and FY 2011]
Insert: “456,815 457,001” [general fund FY 2010 and FY 2011]
Amendment failed as follows:
Total 34
Total 65
Excused: Vincent.
Total 1
Absent or not voting: None.
HB 2

(Half-eighth Legislative Day - Second Reading - House) - Representative Sales moved HB 2, second reading copy, be amended as follows:

1. Page D-2, line 3.
   Strike: “1,489,894 1,492,414” [general fund FY 2010 and FY 2011]
   Insert: “1,402,394 1,404,914” [general fund FY 2010 and FY 2011]
   Amendment failed as follows:

   Total 35

   Total 64

   Excused: Vincent.
   Total 1

   Absent or not voting: None.
   Total 0

HB 2

(Half-eighth Legislative Day - Second Reading - House) - Representative Sesso introduced HB 2 - The 2010 - 2011 budget bill to the House Committee as a Whole is divided into five sections; the sections are as follows:

   Section A - General Government
HB 2 (Fifty-ninth Legislative Day - Third Reading - House) passed as follows:


Total 65


Total 35

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 2 (Seventy-ninth Legislative Day - Third Reading - Senate) concurred in, as amended, as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Jackson, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Zinke, Mr. President.

Total 26


Total 24

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 2 (Eighty-first Legislative Day - Second Reading - House) - Senate Amendments - Representative Sesso moved Senate amendments to HB 2 not be concurred in. Motion carried as follows:


Total 98
HB 2

61ST LEGISLATURE (2009) 20

Nays: Boniek, Stahl.
  Total 2

Excused: None.
  Total 0

Absent or not voting: None.
  Total 0

HB 2 (Ninetieth Legislative Day - Second Reading - House) - Free Conference Committee Report No. 1 - Representative Sesso moved the Conference Committee report to HB 2 be adopted. Motion carried as follows:

  Total 63

  Total 37

Paired: Windy Boy, Aye; Hawks, No.

Absent or not voting: None.
  Total 0

Excused: None.
  Total 0

HB 2 (Ninetieth Legislative Day - Third Reading - Senate) - Free Conference Committee Report No. 1, adopted as follows:

Yeas: Bales, Barkus, Black, R. Brown, T. Brown, Brueggeman, Curtiss, Gebhardt, Hamlett, Hansen, Jackson, Jen, Keane, Laible, Laslovich, Lewis, McGee, Perry, Schmidt, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Williams, Windy Boy, Zinke, Mr. President.
  Total 27

Nays: Balyeat, Barrett, Branae, Brenden, Cooney, Erickson, Esp, Essmann, Gallus, Gillan, Hawks, Hinkle, Juneau, Kaufmann, Larsen, Moss, Murphy, Peterson, Ripley, Shockley, Squires, Steinbeisser, Wanzennied.
  Total 23

Paired: Windy Boy, Aye; Hawks, No.

Absent or not voting: None.
  Total 0

Excused: None.
  Total 0

HB 2 (Ninetieth Legislative Day - Second Reading - Senate) - Free Conference Committee Report No. 1 - Senator Bales moved the Free Conference Committee report to HB 2 be adopted. Motion carried as follows:

Yeas: Bales, Barkus, Black, R. Brown, T. Brown, Brueggeman, Curtiss, Gebhardt, Hamlett, Hansen, Jackson, Jen, Keane, Laible, Laslovich, Lewis, McGee, Perry, Schmidt, Squires, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Williams, Windy Boy, Zinke, Mr. President.
  Total 28
HB 2 (Ninetieth Legislative Day - Third Reading - House) Free Conference Committee report, adopted as follows:


Total 56


Total 44

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 3 (Sixty-first Legislative Day - Second Reading - House) - Representative Ankney moved HB 3 do pass. Motion carried as follows:


Total 83


Total 17

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 3 (Sixty-second Legislative Day - Third Reading - House) passed as follows:

Yeas: Ankney, Arntzen, Augare, Barrett, Bean, B. Beck, P. Beck, Belcourt, Berry, Blewett, Boland, Boss Ribs, Butcher, Caferro, Campbell, Cohenour, Dickenson, Driscoll, Ebinger, Fleming, French, Furey, Getz, Glaser, Grinde, Hamilton, Hands, Hawk, Hendrick, Henry, Himmelberger, Hiner, Hollenaugh, Howard, Hunter, Jones, Jopek, Klock, Kottel, MacDonald, MacLaren, Malek, McAlpin, McChesney, McClafferty,
HB 3

Total 76

Total 22

Excused: None.
Total 0

Absent or not voting: Becker, Hollandsworth.
Total 2

HB 3 (Seventy-sixth Legislative Day - Second Reading - Senate) - Senator Ripley moved HB 3, second reading copy, be amended as follows:

1. Page 1, line 22
Strike: "$2,375,784"
Insert: "$1,697,344"
Amendment adopted as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hinkle, Jackson, Jent, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Stewart-Peregoy, Tutvedt, Zinke, Mr. President.
Total 35

Total 15

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 3 (Seventy-sixth Legislative Day - Second Reading - Senate) - Senator Bales moved HB 3 be concurred in.

HB 3 (Seventy-sixth Legislative Day - Second Reading - Senate) - Senator Bales moved HB 3, as amended, be concurred in. Motion carried as follows:

Yeas: Bales, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gallus, Gebhardt, Hawks, Jent, Keane, Laible, Laslovich, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Stewart-Peregoy, Tutvedt, Windy Boy, Zinke, Mr. President.
Total 31

Total 19

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 3 (Eighty-second Legislative Day - Second Reading - House) - Senate Amendments - Representative Ankney moved Senate amendments to HB 3 be not concurred in. Motion carried as follows:

Total 67


Total 33

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 3 (Eighty-sixth Legislative Day - Second Reading - House) - Conference Committee Report No. 1 - Representative Ankney moved the Conference Committee report to HB 3 be adopted. Motion carried as follows:


Total 84


Total 15

Excused: None.

Total 0

Absent or not voting: Belcourt.

Total 1

HB 3 (Eighty-seventh Legislative Day - Second Reading - Senate) - Free Conference Committee Report No. 1 - Senator Ripley moved the Free Conference Committee report to HB 3 be adopted. Motion carried as follows:


Total 48

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Hansen, Mr. President.

Total 2
HB 3  
(Eighty-seventh Legislative Day - Third Reading - House)  
Free Conference Committee report, adopted as follows:
Total 78
Total 22
Excused: None.
Total 0
Absent or not voting: McChesney.
Total 1

HB 3  
(Eighty-eighth Legislative Day - Third Reading - Senate)  
Free Conference Committee Report No. 1, adopted as follows:
Yeas: Bales, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
Total 47
Nays: Balyeat, Essmann, Hinkle.
Total 3
Absent or not voting: None.
Total 0
Excused: None.
Total 0

HB 4  
(Sixtieth Legislative Day - Second Reading - House)  
Representative Jones moved HB 4 do pass. Motion carried as follows:
Total 75
Total 25
Excused: None.
Total 0
Absent or not voting: None.
Total 0
HB 4 (Sixty-first Legislative Day - Third Reading - House) passed as follows:


   Total 83


   Total 17

Excused: None.

   Total 0

Absent or not voting: None.

   Total 0

HB 4 (Seventy-sixth Legislative Day - Second Reading - Senate) - Senator Lewis moved HB 4 be concurred in.

HB 4 (Seventy-sixth Legislative Day - Second Reading - Senate) - Senator Lewis moved HB 4, as amended, be concurred in. Motion carried as follows:

Yeas: Bales, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

   Total 48

Nays: Balyeat, Essmann.

   Total 2

Absent or not voting: None.

   Total 0

Excused: None.

   Total 0

HB 4 (Seventy-sixth Legislative Day - Second Reading - Senate) - Senator Lewis moved HB 4, second reading copy, be amended as follows:

1. Page 9, line 9 through line 10.
   Strike: line 9 through line 10 in their entirety
   Following: line 11
   Insert: “Additional unemployment insurance administration and emergency unemployment compensation grant FY 2009 $907,025 Federal”
   Amendment adopted as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hansen, Hawks, Hinkle, Jackson, Jent, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, Tutvedt, Williams, Windy Boy, Zinke, Mr. President.

   Total 45


   Total 5

Absent or not voting: None.
HB 4 61ST LEGISLATURE (2009) 26

Total 0
Excused: None.
Total 0

HB 4 (Eighty-second Legislative Day - Second Reading - House) - Senate Amendments -
Representative Jones moved Senate amendments to HB 4 be concurred in. Motion carried as
follows:

Yeas: Ankney, Arntzen, Augare, Barrett, Bean, B. Beck, P. Beck, Becker, Belcourt, Berry, Blasdel,
Blewett, Boland, Boss Ribs, Brown, Butter, Caferro, Campbell, Cohenour, Dickenson, Driscoll,
Ebinger, Fleming, French, Furey, Getz, Glaser, Grinde, Hamilton, Hands, Hawk, Henry, Himmelberger,
Hiner, Hollands worth, Hollenbaugh, Hoven, Hunter, Ingraham, Jones, Jopek, Klock, Lake, MacDonald,
MacLaren, Malek, McAlpin, McChesney, McClafferty, McNutt, Mehlhoff, Menahan, Milburn, A. Noonan,
P. Noonan, Nooney, O’Hara, Pease-Lopez, Peterson, Phillips, Pomnichowski, Reichner, Reinhart,
Roberts, Roundstone, Sands, Sesso, Stahl, Steenson, Van Dyk, Villa, Vincent, Warburton, Washburn,
Welborn, Wilmer, Wilson, Wiseman, Mr. Speaker.
Total 79

Nays: Bennett, Boniek, Hendrick, Howard, Kasten, Kerns, Kottel, McGillvray, Mendenhall, Miller, More,
Randall, Smith, Stoker, Taylor, Vance, Wagner.
Total 17

Excused: None.
Total 0

Absent or not voting: Morgan, Regier, Sales, Sonju.
Total 4

HB 4 (Eighty-third Legislative Day - Third Reading - House), as amended by the Senate, passed
as follows:

Yeas: Ankney, Arntzen, Augare, Barrett, Bean, B. Beck, P. Beck, Becker, Belcourt, Berry, Blewett,
Boland, Boss Ribs, Butter, Caferro, Campbell, Cohenour, Dickenson, Driscoll, Ebinger, Fleming,
French, Furey, Getz, Glaser, Grinde, Hamilton, Hands, Hawk, Henry, Himmelberger, Hiner,
Hollands worth, Hollenbaugh, Hoven, Hunter, Ingraham, Jones, Jopek, Klock, Kottel, Lake, MacDonald,
MacLaren, Malek, McAlpin, McChesney, McClafferty, McNutt, Mehlhoff, Menahan, A. Noonan, P.
Noonan, Nooney, O’Hara, Pease-Lopez, Peterson, Phillips, Pomnichowski, Reichner, Reinhart,
Roberts, Roundstone, Sands, Sesso, Stahl, Steenson, Stoker, Van Dyk, Villa, Vincent, Washburn, Welborn,
Wilmer, Wilson, Wiseman, Mr. Speaker.
Total 76

Nays: Bennett, Blasdel, Brown, Hendrick, Howard, Kasten, Kerns, McGillvray, Mendenhall, Milburn,
Total 22

Excused: Boniek, Villa.
Total 2

Absent or not voting: None.
Total 0

HB 5 (Sixty-fifth Legislative Day - Second Reading - House) - Representative Sesso moved HB 5
do pass. Motion carried as follows:

Yeas: Ankney, Arntzen, Augare, Barrett, P. Beck, Becker, Belcourt, Blewett, Boland, Boss Ribs,
Caferro, Campbell, Cohenour, Dickenson, Driscoll, Ebinger, Fleming, French, Furey, Getz, Glaser,
Hamilton, Hands, Harry, Himmelberger, Hiner, Hollands worth, Hollenbaugh, Hoven, Howard, Hunter,
Jones, Jopek, Kasten, Klock, Kottel, MacDonald, MacLaren, Malek, McAlpin, McChesney, McClafferty,
McNutt, Mehlhoff, Menahan, Milburn, Morgan, A. Noonan, P. Noonan, Nooney, O’Hara, Pease-Lopez,
Phillips, Pomnichowski, Reinhart, Roberts, Roundstone, Sands, Sesso, Steenson, Stoker, Taylor, Van
Total 72
HB 5 (Sixty-sixth Legislative Day - Third Reading - House) passed as follows:


Total 71


Total 29

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 5 (Seventy-eighth Legislative Day - Second Reading - Senate) - Free Conference Committee Report No. 1 - Senator Barkus moved the Free Conference Committee report to HB 5 be adopted. Motion carried as follows:


Total 49

Nays: Balyeat.

Total 1

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 5 (Seventy-ninth Legislative Day - Second Reading - Senate) - Senator Barkus moved HB 5, as amended, be concurred in. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Keane, Kaufmann, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Williams, Windy Boy, Zinke, Mr. President.

Total 45

Nays: Gillan, Juneau, Kaufmann, Moss, Wanzenried.

Total 5
Absent or not voting: None.
Total 0
Excused: None.
Total 0

**HB 5** (Seventy-ninth Legislative Day - Second Reading - Senate) - Senator Barkus moved HB 5 be concurred in.

**HB 5** (Seventy-ninth Legislative Day - Second Reading - Senate) - Senator Barkus moved HB 5, second reading copy, be amended as follows:

1. Page 6, line 16.
   Strike: “(5)"
   Insert: “(4)"
2. Page 6, line 19.
   Strike: “(5)"
   Insert: “(4)"
   Strike: “(5)"
   Insert: “(4)"
4. Page 7, line 3 through line 4.
   Strike: subsection (4) in its entirety
   Renumber: subsequent subsections
5. Page 7, line 7.
   Strike: “(4)"
   Insert: “(3)"
   Strike: in both places “9,697,000 [Federal Special Revenue & Total]”
   Insert: in both places “8,697,000 [Federal Special Revenue & Total]”
7. Page 12, line 10 through line 12.
   Strike: line 10 through line 12 in their entirety
Amendment adopted as follows:

Total 50

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: None.
Total 0

**HB 5** (Eightieth Legislative Day - Third Reading - Senate), as amended by the Senate, concurred in as follows:

Total 45

Nays: Balyeat, Hinkle, Juneau, Moss, Shockley.
Total 5
Absent or not voting: None.
  Total  0
Excused: None.
  Total  0

HB 5  (Eighty-second Legislative Day - Second Reading - House) - Senate Amendments - Representative Sesso moved Senate amendments to HB 5 be not concurred in. Motion carried as follows:
  Total  93
Nays: Boniek, Brown, Randall, Sales, Wagner.
  Total  5
Excused: None.
  Total  0
Absent or not voting: Roundstone, Washburn.
  Total  2

HB 5  (Eighty-ninth Legislative Day - Second Reading - Senate) - Free Conference Committee Report No. 1 - Senator Barkus moved the Free Conference Committee report to HB 5 be adopted. Motion carried as follows:
  Total  49
Nays: Balyeat.
  Total  1
Absent or not voting: None.
  Total  0
Excused: None.
  Total  0

HB 5  (Ninetieth Legislative Day - Third Reading - Senate), Free Conference Committee Report No. 1, adopted as follows:
  Yeas: Bales, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jackson, Jen, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
  Total  46
Nays: Balyeat, Esp, Hinkle, Shockley.
  Total  4
Absent or not voting: None.
  Total  0
HB 5

(90th Legislative Day - Third Reading - House) Free Conference Committee report, adopted as follows:


Total 73


Total 26

Excused: None.

Total 0

Absent or not voting: Mehlhoff.

Total 1

HB 6

(64th Legislative Day - Second Reading - House) Representative Kasten moved HB 6 be amended as follows:

1. Page 7, line 27.
   Strike: “(Increasing Pump Discharge Line Efficiency: Phase II)”
   Insert: “(Fish Screen Buffalo Rapids Irrigation District)”

Motion to amend, carried as follows:


Total 98

Nays: None.

Total 0

Excused: Lake, McGillvray.

Total 2

Absent or not voting: None.

Total 0

HB 6

(64th Legislative Day - Second Reading - House) Representative McNutt moved HB 6 do pass, as amended. Motion carried as follows:

HB 6 (Sixty-fourth Legislative Day - Second Reading - House) - Representative McNutt introduced HB 6 do pass. Motion carried as follows:


Total 93


Total 7

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 6 (Sixty-sixth Legislative Day - Third Reading - House) passed as follows:


Total 86


Total 13

Excused: None.

Total 0

Absent or not voting: Boss Ribs.

Total 1

HB 6 (Seventy-sixth Legislative Day - Second Reading - Senate) - Senator Barkus moved HB 6 be concurred in. Motion carried as follows:

Yeas: Bales, Barkus, Barrett, Black, Branae, Brenden, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jackson, Jen, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 46

Nays: Balyeat, R. Brown, Hinkle, Juneau.

Total 4

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 6 (Seventy-seventh Legislative Day - Third Reading - Senate) concurred in as follows:

Yeas: Bales, Barkus, Barrett, Black, Branae, Brenden, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jackson, Jen, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt,
HB 6

61ST LEGISLATURE (2009)

Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzniend, Williams, Windy Boy, Zinke, Mr. President.

Total 45

Nays: Balyeat, R. Brown, Hinkle, Juneau, Shockley.

Total 5

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 6 (Eighty-second Legislative Day - Second Reading - House) - Senate Amendments - Representative McNutt moved Senate amendments to HB 6 be concurred in. Motion carried as follows:


Total 95


Total 4

Excused: None.

Total 0

Absent or not voting: Mendenhall.

Total 1

HB 6 (Eighty-third Legislative Day - Third Reading - House) , as amended by the Senate, passed as follows:


Total 87


Total 11

Excused: Boniek, Villa.

Total 2

Absent or not voting: None.

Total 0

HB 7 (Sixty-fourth Legislative Day - Second Reading - House) - Representative McNutt moved HB 7 do pass. Motion carried as follows:
HB 7 (Sixty-fifth Legislative Day - Third Reading - House) passed as follows:


Total 94


Total 6

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 7 (Seventy-sixth Legislative Day - Second Reading - Senate) - Senator Barkus moved HB 7 be concurred in. Motion carried as follows:

Yeas: Bales, Barkus, Barrett, Black, Branae, Brenden, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Galus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jent, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Wanzennried, Williams, windy Boy, Zinke, Mr. President.

Total 44

Nays: Balyeat, R. Brown, Hinkle, Jackson, Juneau, Tutvedt.

Total 6

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 7 (Seventy-seventh Legislative Day - Third Reading - Senate) concurred in as follows:

Yeas: Bales, Barkus, Barrett, Black, Branae, Brenden, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Galus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jackson, Jent, Kaufmann, Keane,
HB 7  (Eighty-second Legislative Day - Second Reading - House)  - Senate Amendments - Representative McNutt moved Senate amendments to HB 7 be concurred in. Motion carried as follows:


Total 85


Total 13

Excused: None.

Total 0

Absent or not voting: Sonju, Washburn.

Total 2

HB 7  (Eighty-third Legislative Day - Third Reading - House) , as amended by the Senate, passed as follows:


Total 83


Total 15

Excused: Boniek, Villa.

Total 2

Absent or not voting: None.

Total 0

HB 8  (Sixty-fourth Legislative Day - Second Reading - House) - Representative McNutt moved HB 8 do pass. Motion requires a 3/4 majority vote from each House. Motion carried as follows:
HB 8 (Sixty-fifth Legislative Day - Third Reading - House) passed as follows:


Total 92


Total 6

Excused: None.

Total 0

Absent or not voting: Phillips, Welborn.

Total 2

HB 8 (Seventy-seventh Legislative Day - Second Reading - Senate) - Senator Brueggeman moved HB 8 be concurred in. Motion carried as follows:


Total 48

Nays: Balyeat.

Total 1

Absent or not voting: None.

Total 0

Excused: Gallus.

Total 1

HB 8 (Eighty-second Legislative Day - Second Reading - House) - Senate Amendments - Representative McNutt moved Senate amendments to HB 8 be concurred in. Requires 3/4 adoption of each House. Motion carried as follows, and proceeds to 3rd reading:
HB 8  61ST LEGISLATURE (2009)  36

Total 73

Total 25

Excused: None.
Total 0

Absent or not voting: Ankney, Stoker.
Total 2

HB 8  (Eighty-third Legislative Day - Third Reading - House), as amended by the Senate. Motion requires 3/4 majority of each House, passed as follows:

Total 84

Nays: Bennett, Blasdel, Hendrick, Howard, Ingraham, Kerns, Mendenhall, Miller, More, Morgan, Randall, Sales, Smith, Sonju.
Total 14

Excused: Boniek, Villa.
Total 2

Absent or not voting: None.
Total 0

HB 9  (Sixty-fourth Legislative Day - Second Reading - House) - Representative Hollenbaugh moved HB 9 do pass. Motion carried as follows:

Total 74

Total 26

Excused: None.
Total 0
Absent or not voting: None.
  Total 0

HB 9 (Sixty-fifth Legislative Day - Third Reading - House) passed as follows:
Yeas: Ankney, Arntzen, Augare, Barrett, B. Beck, P. Beck, Becker, Belcourt, Blewett, Boland, Boss
Ribs, Cafiero, Campbell, Cohenour, Dickenson, Driscoll, Ebinger, Fleming, French, Furey, Getz,
Glaser, Grinde, Hamilton, Hands, Henry, Himmelberger, Hiner, Hollenbaugh, Hunter, Ingraham, Jones,
Jopek, Klock, Kottel, MacDonald, MacLaren, Malek, McAlpin, McChesney, McClafferty, McNutt,
Mehlhoff, Menahan, Morgan, A. Noonan, P. Noonan, Nooney, O’Hara, Pease-Lopez, Peterson, Phillips,
Pomnichowski, Reichner, Reinhart, Roberts, Roundstone, Sands, Sesso, Stahl, Steenson, Stoker, Van
Dyk, Villa, Wilmer, Wilson, Wiseman, Mr. Speaker.
  Total 68
Nays: Bean, Bennett, Berry, Blasdel, Boniek, Brown, Butcher, Hawk, Hendrick, Hollandsworth, Hoven,
Kasten, Kerns, Lake, McGillvray, Mendenhall, Milburn, Miller, More, Randall, Regier, Sales, Smith,
  Total 30
Excused: Howard.
  Total 1
Absent or not voting: Wagner.
  Total 1

HB 9 (Seventy-seventh Legislative Day - Second Reading - Senate) - Senator Barkus moved
consideration of HB 9 be placed further down the second reading board for the purpose of
amendment. Motion carried.

HB 9 (Seventy-seventh Legislative Day - Second Reading - Senate) - Senator Brenden moved HB
9, as amended, be concurred in. Motion carried as follows:
Yeas: Barkus, Barrett, Black, Branae, Brenden, Brueggeman, Cooney, Curtiss, Erickson, Gallus,
Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible,
Larsen, Laslovich, Lewis, Moss, Murphy, Peterson, Ripley, Schmidt, Squires, Steinbeisser,
  Total 40
Nays: Bales, Balyeat, R. Brown, T. Brown, Esp, Essmann, McGee, Perry, Shockley, Mr. President.
  Total 10
Absent or not voting: None.
  Total 0
Excused: None.
  Total 0

HB 9 (Seventy-seventh Legislative Day - Second Reading - Senate) - Senator Barkus moved
consideration of HB 9 be placed at the top of the second reading board. Motion carried.

HB 9 (Seventy-seventh Legislative Day - Second Reading - Senate) - Senator Barkus moved
consideration of HB 9 be placed at the bottom of the second reading board for the purpose of
amendment. Motion carried.

HB 9 (Seventy-seventh Legislative Day - Second Reading - Senate) - Senator Brenden moved HB
9 be concurred in.

HB 9 (Seventy-seventh Legislative Day - Second Reading - Senate) - Senator Barkus moved HB
9, second reading copy, be amended as follows:
  1. Page 4, line 30.
     Strike: “NORTH WEST”
     Insert: “Northwest”
2. Page 5, line 18. Following: "basis."
Insert: "(1)"
3. Page 5, line 22. Following: line 21
Insert: "(2) If the interest earnings of the cultural trust in the 2011 biennium are over $20,000 below the projected earnings of $1.3 million, then the grants for the Helena Symphony Orchestra & Chorale, Montana Repertory Theatre, Northwest History Museum, Great Falls History Museum, and Old Trail Museum projects may be reduced to provide adequate funds for all other projects."

Amendment adopted as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzennried, Williams, Windy Boy, Zinke, Mr. President.

Total 49

Nays: Cooney.

Total 1

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 9 (Seventy-ninth Legislative Day - Third Reading - Senate) concurred in, as amended, as follows:


Total 40

Nays: Balyeat, R. Brown, T. Brown, Essmann, Hinkle, Jackson, McGee, Shockley, Tutvedt, Mr. President.

Total 10

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 9 (Eighty-second Legislative Day - Second Reading - House) - Senate Amendments - Representative Hollenbaugh moved Senate amendments to HB 9 be concurred in. Motion carried as follows:


Total 67


Total 32
Excused: None.
Total 0
Absent or not voting: Wilmer.
Total 1

**HB 9** (Eighty-third Legislative Day - Third Reading - House), as amended by the Senate, passed as follows:

Total 61

Total 37

Excused: Boniek, Villa.
Total 2

Absent or not voting: None.
Total 0

**HB 10** (Sixty-fifth Legislative Day - Second Reading - House) - Representative Wiseman moved HB 10 do pass. Motion requires 2/3 majority vote of each House. Motion carried as follows:

Total 70

Total 29

Excused: None.
Total 0

Absent or not voting: Jones.
Total 1

**HB 10** (Sixty-sixth Legislative Day - Third Reading - House) passed (2/3 vote requirement) as follows:

Total 67
Total 33

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 10 (Seventy-ninth Legislative Day - Second Reading - Senate) - Senator Brueggeman moved HB 10 be concurred in.

HB 10 (Seventy-ninth Legislative Day - Second Reading - Senate) - Senator Brueggeman moved HB 10, as amended, be concurred in. Motion carried as follows:

Yeas: Bales, Barrett, Black, Branae, T. Brown, Brueggeman, Cooney, Erickson, Essmann, Gallus, Gebhardt, Gillian, Hamlett, Hansen, Hawks, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
Total 37

Total 12

Absent or not voting: None.
Total 0

Excused: Jent.
Total 1

HB 10 (Seventy-ninth Legislative Day - Second Reading - Senate) - Senator Brueggeman moved consideration of HB 10 be placed at the bottom of the second reading board for the purpose of amendment. Motion carried.

HB 10 (Seventy-ninth Legislative Day - Second Reading - Senate) - Senator Brueggeman moved HB 10, second reading copy, be amended as follows:

1. Page 3, line 14 through line 15.
   Following: "RISK,"
   Strike: remainder of line 14 through "MUST" on line 15
   Insert: "a scoring preference for bidders of not less than 10% of the total scoring for the request for proposals for the unemployment insurance tax modernization project must be established and may be given only to vendors who"

2. Page 3, line 15 through line 16.
   Following: "PROJECT,"
   Strike: remainder of line 15 through "MEET" on line 16
   Insert: "that meets"

   Following: "REQUIREMENTS,"
   Insert: "In responding to the request for proposals, each vendor shall identify in what states the vendor's substantially similar project has been installed, how long it has been in production, and whether the project meets all federal department of labor reporting requirements."

4. Page 4, line 1 through line 2.
   Following: "MUST HAVE"
   Strike: remainder of line 1 through line 2 in their entirety
   Insert: "experience, proven performance, corporate resources, and corporate qualifications in large-scale data processing system development along with health care claims processing experience in system planning, design, development, implementation, and operation. In responding to the request for proposals, each vendor shall identify whether the vendor's proposed"
solution is substantially similar to a project that has been installed in another state, how long the
project has been in production, and whether the project has been approved by the centers for
medicare and medicaid services.”
Amendment adopted as follows:
Yeas: Bales, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney,
Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson,
Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry,
Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila,
Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
Total 49
Nays: Balyeat.
Total 1
Absent or not voting: None.
Total 0
Excused: None.
Total 0

HB 10 (Eightieth Legislative Day - Third Reading - Senate) , as amended by the Senate, concurred
in as follows:
Yeas: Bales, Barrett, Black, Branae, T. Brown, Brueggeman, Cooney, Erickson, Gallus, Gebhardt,
Gillan, Hamlett, Hansen, Hawks, Jent, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss,
Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M.
Tropila, Wanzenried, Williams, Windy Boy, Zinke.
Total 36
Nays: Balyeat, Barkus, Brenden, R. Brown, Curtiss, Esp, Essmann, Hinkle, Jackson, Juneau, McGee,
Shockley, Tutvedt, Mr. President.
Total 14
Absent or not voting: None.
Total 0
Excused: None.
Total 0

HB 10 (Eighty-second Legislative Day - Second Reading - House) - Senate Amendments -
Representative Wiseman moved Senate amendments to HB 10 be concurred in. Requires 2/3
adoption of each House. Motion carried as follows:
Yeas: Ankney, Arntzen, Augare, Barrett, Bean, P. Beck, Becker, Belcourt, Blewett, Boland, Boss Ribs,
Brown, Butcher, Caferro, Campbell, Cohenour, Dickenson, Driscoll, Ebinger, Fleming, French, Furey,
Getz, Glaser, Grinde, Hamilton, Hands, Hawk, Henry, Himmelberger, Hiner, Hollandsworth,
Hollenbaugh, Hoven, Hunter, Jones, Jopek, Klock, Kottel, MacDonald, MacLaren, Malek, McAlpin,
McChesney, McClafferty, McNutt, Mehlhoff, Menahan, Milburn, A. Noonan, P. Noonan, O’Hara,
Pease-Lopez, Phillips, Pominichowski, Reinhart, Roberts, Roundstone, Sands, Sesso, Steenson, Van
Dyk, Villa, Washburn, Welborn, Wilmer, Wilson, Wiseman, Mr. Speaker.
Total 69
Nays: B. Beck, Bennett, Berry, Blasdel, Boniek, Hendrick, Howard, Ingraham, Kasten, Kerns, Lake,
McGillvray, Mendenhall, Miller, More, Morgan, Nooney, Peterson, Randall, Regier, Reichner, Sales,
Total 30
Excused: None.
Total 0
Absent or not voting: Stoker.
Total 1
HB 10 61ST LEGISLATURE (2009) 42

HB 10  (Eighty-third Legislative Day - Third Reading - House), as amended by the Senate. Motion requires 2/3 majority of each House, failed as follows:
Total 63
Total 35
Excused: Boniek, Villa.
Total 2
Absent or not voting: None.
Total 0

HB 10  (Eighty-sixth Legislative Day - Third Reading - House) Senate Amendments, passed as follows:
Total 67
Total 33
Excused: None.
Total 0
Absent or not voting: None.
Total 0

HB 11  (Sixty-fifth Legislative Day - Second Reading - House) - Representative Sesso moved HB 11 do pass, as amended. Motion carried as follows:
Total 91
Total 9
HB 11  (Sixty-fifth Legislative Day - Second Reading - House) - Representative Kasten moved HB 11 be amended as follows:

1. Page 4, line 12.
   Following: line 11
   Insert: "67. Brockton, Town of (wastewater) 750,000"
   Strike: "$6,512,000"
   Insert: "$7,262,000"

Motion to amend, carried as follows:
Total 92
Nays: Boniek, Brown, Kerns, Mendenhall, Sales, Sonju.
Total 6
Excused: Howard.
Total 1
Absent or not voting: Stahl.
Total 1

HB 11  (Sixty-fifth Legislative Day - Second Reading - House) - Representative Sesso introduced HB 11.

HB 11  (Sixty-sixth Legislative Day - Third Reading - House) passed as follows:
Total 89
Total 11
Excused: None.
Total 0
Absent or not voting: None.
Total 0
HB 11 (Seventy-eighth Legislative Day - Second Reading - Senate) - Governor's Amendments -
Senator Brueggeman moved Governor's amendments to HB 11 be concurred in. Motion carried as
follows:
Yeas: Bales, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney,
Curtiss, Erickson, Esp, Essman, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent,
Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson,
Ripley, Schmidt, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried,
Williams, Windy Boy, Zinke, Mr. President.
Total 47
Nays: Balyeat, Shockley.
Total 2
Absent or not voting: None.
Total 0
Excused: Gallus.
Total 1

HB 11 (Seventy-ninth Legislative Day - Second Reading - Senate) - Senator Brueggeman moved
HB 11 be concurred in. Motion carried as follows:
Yeas: Bales, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney,
Curtiss, Erickson, Esp, Essman, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent,
Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley,
Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried,
Williams, Windy Boy, Zinke, Mr. President.
Total 48
Nays: Balyeat, Juneau.
Total 2
Absent or not voting: None.
Total 0
Excused: None.
Total 0

HB 11 (Eightieth Legislative Day - Third Reading - Senate) concurred in as follows:
Yeas: Bales, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney,
Curtiss, Erickson, Esp, Essman, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jackson, Jent,
Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley,
Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried,
Williams, Windy Boy, Zinke, Mr. President.
Total 47
Nays: Balyeat, Hinkle, Juneau.
Total 3
Absent or not voting: None.
Total 0
Excused: None.
Total 0

HB 11 (Eighty-second Legislative Day - Second Reading - House) - Senate Amendments -
Representative Sesso moved Senate amendments to HB 11 be concurred in. Motion carried as
follows:
Yeas: Ankney, Augare, Barrett, Bean, B. Beck, P. Beck, Becker, Belcourt, Bennett, Berry, Blasdel,
Blewett, Boland, Boss Ribs, Brown, Butcher, Caferro, Campbell, Cohenour, Dickerson, Driscoll,
Ebinger, Fleming, French, Furey, Getz, Glaser, Grinde, Hamilton, Hands, Hawk, Henry, Himmelberger,
Hiner, Hollandsworth, Hollenhaug, Hoven, Hunter, Jones, Jopek, Kasten, Klock, Kottel, Lake,
HB 11 (Eighty-third Legislative Day - Third Reading - House) , as amended by the Senate, passed as follows:


Total 83


Total 17

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 11 (Eighty-eighth Legislative Day - Second Reading - House) - Governor’s Amendments - Representative Sesso moved Governor’s amendments to HB 11 be concurred in. Motion carried as follows:


Total 91


Total 16

Excused: Boniek, Villa.

Total 2

Absent or not voting: None.

Total 0
HB 11 (Eighty-ninth Legislative Day - Third Reading - House)  Governor's Amendments, concurred as follows:


Total 85


Total 15

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 11 (Eighty-ninth Legislative Day - Second Reading - Senate)  - Governor's Amendments - Senator Brueggeman moved Governor's amendments to HB 11 be concurred in. Motion carried as follows:

Yeas: Bales, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzennried, Williams, Windy Boy, Zinke, Mr. President.

Total 47

Nays: Balyeat, Shockley.

Total 2

Absent or not voting: None.

Total 0

Excused: Gallus.

Total 1

HB 11 (Ninetieth Legislative Day - Third Reading - Senate) , as amended by the Governor, concurred in as follows:

Yeas: Bales, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 45

Nays: Balyeat, Essmann, Hinkle, Shockley, Tutvedt.

Total 5

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 12 (Fortieth Legislative Day - Second Reading - House)  - Representative Wilmer moved HB 12 do pass. Motion carried as follows:

Total 91

Nays: B. Beck, Boniek, Butcher, More, Reichner, Sales, Sonju, Stoker, Vance.

Total 9

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 12 (Forty-first Legislative Day - Third Reading - House) passed as follows:


Total 90

Nays: Boniek, Ker, More, Sales, Sonju, Stoker, Vance.

Total 9

Excused: Himmelberger, Nooney.

Total 2

Absent or not voting: None.

Total 0

HB 12 (Fifty-seventh Legislative Day - Second Reading - House) - Representative Wilmer moved HB 12 do pass. Motion carried as follows:


Total 90

Nays: Boniek, Ker, Lake, Mendenhall, Miller, Peterson, Randall, Wagner.

Total 8

Excused: Himmelberger, Nooney.

Total 2

Absent or not voting: None.
HB 12
(Fifty-eighth Legislative Day - Third Reading - House) passed as follows:


Total 87

Nays: Bennett, Boniek, Howard, Kerns, Lake, Mendenhall, Miller, More, Peterson, Randall, Wagner.

Total 11

Excused: None.

Total 0

Absent or not voting: Hamilton, Nooney.

Total 2

HB 12
(Seventy-seventh Legislative Day - Second Reading - Senate) - Senator Jent moved HB 12 be concurred in. Motion carried as follows:


Total 27

Nays: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Esp, Essmann, Gebhardt, Hinkle, Jackson, Laible, Lewis, McGee, Perry, Peterson, Ripley, Steinbeisser, J. Tropila, Tutvedt, Mr. President.

Total 23

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 13
(Nineteenth Legislative Day - Second Reading - House) - Representative Hunter moved HB 13 do pass. Motion carried as follows:


Total 63


Total 37

Excused: None.

Total 0

Absent or not voting: None.
HB 13 (Twentieth Legislative Day - Third Reading - House) passed as follows:


Total 62


Total 36

Excused: None.

Total 0

Absent or not voting: Reichner, Sesso.

Total 2

HB 13 (Fifty-fourth Legislative Day - Second Reading - Senate) - Senator Lewis moved HB 13 be concurred in. Motion carried as follows:


Total 46

Nays: Balyeat, Hinkle, Jackson.

Total 3

Absent or not voting: None.

Total 0

Excused: Brenden.

Total 1

HB 13 (Fifty-fifth Legislative Day - Third Reading - Senate) concurred in as follows:


Total 45

Nays: Balyeat, Brenden, Hinkle, Jackson, Shockley.

Total 5

Paired: Squires, Aye; Brenden, No.

Absent or not voting: None.

Total 0

Excused: None.

Total 0
HB 15 (Forty-third Legislative Day - Second Reading - House) - Representative Villa moved HB 15 do pass. Motion carried as follows:


Total 82


Total 18

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 15 (Fifty-ninth Legislative Day - Second Reading - House) - Representative Villa moved HB 15 do pass. Motion carried as follows:


Total 87

Nays: Bennett, Blasdel, Boniek, Hawk, Kasten, Kerns, More, Randall, Sales, Taylor, Vance, Wagner.

Total 12

Excused: None.

Total 0

Absent or not voting: P. Noonan.

Total 1

HB 15 (Sixtieth Legislative Day - Third Reading - House) passed as follows:


Total 91

Nays: Bennett, Boniek, Hawk, Kasten, Kerns, More, Randall, Sales, Vance.

Total 9

Excused: None.

Total 0
Absent or not voting: None.
Total 0

HB 19 (Tenth Legislative Day - Second Reading - House) - Representative Ingraham moved HB 19 do pass. Motion carried as follows:
Total 97
Nays: Campbell.
Total 1
Excused: A. Noonan, Mr. Speaker.
Total 2
Absent or not voting: None.
Total 0

HB 19 (Eleventh Legislative Day - Third Reading - House) passed as follows:
Total 95
Nays: None.
Total 0
Excused: A. Noonan, P. Noonan, Mr. Speaker.
Total 3
Absent or not voting: Pease-Lopez.
Total 1

HB 19 (Sixty-ninth Legislative Day - Second Reading - Senate) - Senator Shockley moved HB 19 be concurred in. Motion carried as follows:
Total 45
Nays: None.
Total 0
Absent or not voting: None.
Total 0
Excused: Barkus, Brueggeman, Erickson, Perry, Stewart-Peregoy.
HB 19  (Seventieth Legislative Day - Third Reading - Senate) concurred in as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzanried, Williams, Windy Boy, Zinke, Mr. President.
   Total 49
Nays: Gallus.
   Total 1
Absent or not voting: None.
   Total 0
Excused: None.
   Total 0

HB 19  (Seventy-third Legislative Day - Second Reading - House) - Senate Amendments - Representative Ingraham moved Senate amendments to HB 19 be concurred in. Motion carried as follows:
   Total 100
Nays: None.
   Total 0
Excused: None.
   Total 0
Absent or not voting: None.
   Total 0

HB 19  (Seventy-fourth Legislative Day - Third Reading - House), as amended by the Senate, passed as follows:
   Total 96
Nays: None.
   Total 0
Excused: Hiner.
HB 21  (Twenty-first Legislative Day - Second Reading - House)  - Representative Dickenson moved HB 21 do pass. Motion carried as follows:


Total  77


Total  23

Excused: None.

Total  0

Absent or not voting: None.

Total  0

HB 21  (Twenty-second Legislative Day - Third Reading - House) passed as follows:


Total  81


Total  17

Excused: None.

Total  0

Absent or not voting: Kasten, Sales.

Total  2

HB 21  (Sixty-third Legislative Day - Second Reading - Senate) - Senator Kaufmann moved HB 21 be concurred in. Motion carried as follows:


Total  47

Nays: None.

Total  0

Absent or not voting: None.
BH 21  61ST LEGISLATURE (2009)  54

Total 0
Excused: Branae, Hansen, Schmidt.
  Total 3

BH 21  (Sixty-fourth Legislative Day - Third Reading - Senate) concurred in as follows:
  Yeas: Balyeat, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Gallus, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Wanzienried, Williams, Windy Boy, Mr. President.
  Total 44
  Nays: Bales, Barkus, Essmann, Gebhardt, Tutvedt, Zinke.
  Total 6
  Absent or not voting: None.
  Total 0
  Excused: None.
  Total 0

BH 23  (Eighth Legislative Day - Second Reading - House) - Representative Himmelberger moved HB 23 do pass. Motion carried as follows:
  Total 100
  Nays: None.
  Total 0
  Excused: None.
  Total 0
  Absent or not voting: None.
  Total 0

BH 23  (Ninth Legislative Day - Third Reading - House) passed as follows:
  Total 98
  Nays: None.
  Total 0
  Excused: None.
HB 23 (Fifty-fifth Legislative Day - Second Reading - Senate) - Senator Cooney moved HB 23 be concurred in. Motion carried as follows:


Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Wanzenried.

Total 1

HB 23 (Fifty-sixth Legislative Day - Third Reading - Senate) concurred in as follows:


Total 48

Nays: Gallus.

Total 1

Absent or not voting: None.

Total 0

Excused: Squires.

Total 1

HB 23 (Sixty-first Legislative Day - Second Reading - House) - Senate Amendments - Representative Himmelberger moved Senate amendments to HB 23 do not concur in. Motion carried as follows:


Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.
HB 23  (Sixty-ninth Legislative Day - Second Reading - House)  - Conference Committee Report No. 1 - Representative Himmelberger moved the Conference Committee report to HB 23 be adopted. Motion carried as follows:


Total 98

Nays: None.

Total 0

Excused: Howard, Kasten.

Total 2

Absent or not voting: None.

Total 0

HB 23  (Seventieth Legislative Day - Third Reading - House)  , Conference Committee report, passed as follows:


Total 99

Nays: None.

Total 0

Excused: Belcourt.

Total 1

Absent or not voting: None.

Total 0

HB 23  (Seventy-fourth Legislative Day - Second Reading - Senate)  - Conference Committee Report No. 1 - Senator Curtiss moved the Conference Committee report to HB 23 be adopted. Motion carried as follows:


Total 50

Nays: None.

Total 0
Absent or not voting: None.
  Total 0
Excused: None.
  Total 0

HB 23 (Seventy-fifth Legislative Day - Third Reading - Senate), conference committee report, concurred in as follows:

  Total 49
Nays: Gallus.
  Total 1
Absent or not voting: None.
  Total 0
Excused: None.
  Total 0

HB 24 (Tenth Legislative Day - Second Reading - House) - Representative Morgan moved HB 24 do pass. Motion carried as follows:

  Total 98
Nays: None.
  Total 0
Excused: A. Noonan, Mr. Speaker.
  Total 2
Absent or not voting: None.
  Total 0

HB 24 (Eleventh Legislative Day - Third Reading - House) passed as follows:

  Total 96
Nays: None.
  Total 0
Excused: A. Noonan, P. Noonan, Mr. Speaker.
Total 3

Absent or not voting: Pease-Lopez.
Total 1

HB 24  (Sixty-second Legislative Day - Second Reading - Senate) - Senator Kaufmann moved HB 24 be concurred in. Motion carried as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jen, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Mcgee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
Total 50
Nays: None.
Total 0

HB 24  (Sixty-third Legislative Day - Third Reading - Senate) concurred in as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hawks, Hinkle, Jackson, Jen, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Mcgee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
Total 47
Nays: None.
Total 0

HB 27  (Nineteenth Legislative Day - Second Reading - House) - Representative Wiseman moved HB 27 do pass. Motion carried as follows:
Total 58
Total 42

Excused: None.
Total 0

Absent or not voting: None.
Total 0
HB 27 (Thirty-second Legislative Day - Second Reading - House) - Representative Wiseman moved HB 27 do pass. Motion carried as follows:

Total 62

Total 37

Excused: None.
Total 0

Absent or not voting: Regier.
Total 1

HB 27 (Thirty-third Legislative Day - Third Reading - House) passed as follows:

Total 63

Total 37

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 27 (Fifty-sixth Legislative Day - Second Reading - Senate) - Senator Lewis moved HB 27 be concurred in. Motion carried as follows:

Total 33

Nays: Bales, Balyeat, Barkus, Barrett, Brenden, T. Brown, Esp, Essmann, Hinkle, Laible, McGee, Perry, Ripley, Shockley, Steinbeisser, Zinke, Mr. President.
Total 17

Absent or not voting: None.
Total 0

Excused: None.
Total 0
HB 27  (Fifty-seventh Legislative Day - Third Reading - Senate)  concurred in as follows:

Yeas: Black, Branae, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jackson, Jent, Juneau, Kaufmann, Keane, Larsen, Laslovich, Lewis, Moss, Murphy, Peterson, Schmidt, Squires, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzynried, Williams, Windy Boy, Mr. President.
Total 36

Total 13

Paired: Squires, Aye; Barkus, No.

Absent or not voting: None.
Total 0

Excused: Gallus.
Total 1

HB 30  (Twenty-first Legislative Day - Second Reading - House)  - Representative Wilmer moved HB 30 do pass. Motion carried as follows:

Total 61

Total 39

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 30  (Twenty-second Legislative Day - Third Reading - House)  passed as follows:

Total 58

Total 42

Excused: None.
Total 0

Absent or not voting: None.
Total 0
HB 30 (Fifty-fifth Legislative Day - Second Reading - Senate) - Senator Cooney moved HB 30 be concurred in. Motion failed as follows:
Total 24
Nays: Bales, Balyeat, Barkus, Brenden, R. Brown, T. Brown, Curtiss, Esp, Essmann, Gebhardt, Hinkle, Jackson, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Windy Boy, Zinke, Mr. President.
Total 25
Absent or not voting: None.
Total 0
Excused: Wanzenried.
Total 1

HB 30 (Fifty-fifth Legislative Day - Second Reading - Senate) - Senator J. Peterson moved HB 30 be indefinitely postponed. Motion failed as follows:
Yeas: Bales, Balyeat, Barkus, Brenden, R. Brown, T. Brown, Curtiss, Esp, Essmann, Gebhardt, Hinkle, Jackson, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Zinke, Mr. President.
Total 24
Total 25
Absent or not voting: None.
Total 0
Excused: Wanzenried.
Total 1

HB 34 (Thirty-ninth Legislative Day - Second Reading - House) - Representative Wilmer moved HB 34 do pass. Motion carried as follows:
Total 86
Total 13
Excused: None.
Total 0
Absent or not voting: Pease-Lopez.
Total 1

HB 34 (Fortieth Legislative Day - Third Reading - House) passed as follows:
HB 34

61ST LEGISLATURE (2009)


Total 92

Nays: Boniek, Howard, Mendenhall, Miller, More, Randall, Vance, Welborn.

Total 8

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 34 (Seventy-first Legislative Day - Second Reading - Senate) - Senator Jent moved HB 34 be concurred in. Motion carried as follows:


Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 34 (Seventy-second Legislative Day - Third Reading - Senate) concurred in as follows:


Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 34 (Seventy-fifth Legislative Day - Second Reading - House) - Senate Amendments - Representative Wilmer moved Senate amendments to HB 34 be concurred in. Motion carried as follows:

HB 34 (Seventy-sixth Legislative Day - Third Reading - House), as amended by the Senate, passed as follows:


Total 100


Total 23

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 37 (Ninth Legislative Day - Second Reading - House) - Representative Campbell moved HB 37 do pass. Motion carried as follows:


Total 77


Total 23

Excused: None.

Total 0

Absent or not voting: None.

Total 0
HB 37 (Tenth Legislative Day - Third Reading - House) passed as follows:


Total 72


Total 24

Excused: A. Noonan, Mr. Speaker.

Total 2

Absent or not voting: Stahl, Welborn.

Total 2

HB 37 (Fifty-eighth Legislative Day - Second Reading - Senate) - Senator Shockley moved HB 37 be concurred in. Motion carried as follows:


Total 45

Nays: Balyeat, Brenden, Hinkle, Jackson.

Total 4

Absent or not voting: None.

Total 0

Excused: Squires.

Total 1

HB 37 (Fifty-ninth Legislative Day - Third Reading - Senate) concurred in as follows:


Total 43

Nays: Balyeat, Brenden, Hinkle, Shockley.

Total 4

Absent or not voting: None.

Total 0

Excused: Keane, Squires, Windy Boy.

Total 3

HB 38 (Thirteenth Legislative Day - Second Reading - House) - Representative Campbell moved HB 38 do pass. Motion carried as follows:

HB 38 (Fourteenth Legislative Day - Third Reading - House) passed as follows:


Total 77


Total 20

Excused: None.

Total 0

Absent or not voting: Howard, More, Stahl.

Total 3

HB 38 (Fifty-fourth Legislative Day - Second Reading - Senate) - Senator T. Brown moved HB 38 be concurred in. Motion carried as follows:

Bales, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 46

Nays: Balyeat, Hinkle, Shockley.

Total 3

Absent or not voting: None.

Total 0

Excused: Squires.

Total 1

HB 38 (Fifty-fifth Legislative Day - Third Reading - Senate) concurred in as follows:

Yeas: Bales, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Williams, Windy Boy, Zinke, Mr. President.
HB 39 61ST LEGISLATURE (2009) 66

Total 45
Nays: Balyeat, Hinkle, Shockley.
    Total 3
Absent or not voting: None.
    Total 0
Excused: Squires, Wanzenried.
    Total 2

HB 39  (Thirteenth Legislative Day - Second Reading - House) - Representative Cohenour moved HB 39 do pass. Motion carried as follows:

    Total 78
    Total 20
Excused: None.
    Total 0
Absent or not voting: Augare, Fleming.
    Total 2

HB 39  (Fourteenth Legislative Day - Third Reading - House) passed as follows:

    Total 77
    Total 22
Excused: Sales.
    Total 1
Absent or not voting: None.
    Total 0

HB 39  (Fifty-fifth Legislative Day - Second Reading - Senate) - Senator Perry moved HB 39 be concurred in. Motion carried as follows:

Yeas: Bales, Balyeat, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Williams, Windy Boy, Zinke, Mr. President.
    Total 47
Nays: Barkus, Jackson.
  Total 2
Absent or not voting: None.
  Total 0
Excused: Wanzenried.
  Total 1

HB 39 (Fifty-sixth Legislative Day - Third Reading - Senate) concurred in as follows:
  Total 42
Nays: Bales, Balyeat, Black, Esp, Gallus, Hinkle, Jackson.
  Total 7
Absent or not voting: None.
  Total 0
Excused: Squires.
  Total 1

HB 39 (Sixtieth Legislative Day - Second Reading - House) - Senate Amendments - Representative Cohenour moved Senate amendments to HB 39 be concurred in. Motion carried as follows:
  Total 74
  Total 26
Excused: None.
  Total 0
Absent or not voting: None.
  Total 0

HB 39 (Sixty-first Legislative Day - Third Reading - House) passed as follows:
  Total 81
Total 18
Excused: None.
Total 0
Absent or not voting: Pease-Lopez.
Total 1

HB 40 (Twentieth Legislative Day - Second Reading - House) - Representative Cohenour moved HB 40 do pass. Motion carried as follows:
Total 100
Nays: None.
Total 0
Excused: None.
Total 0
Absent or not voting: None.
Total 0

HB 40 (Twenty-first Legislative Day - Third Reading - House) passed as follows:
Total 99
Nays: None.
Total 0
Excused: Stahl.
Total 1
Absent or not voting: None.
Total 0

HB 40 (Seventy-first Legislative Day - Second Reading - Senate) - Senator J. Peterson moved consideration of HB 40 be placed at the bottom of the second reading board. Motion carried.

HB 40 (Seventy-second Legislative Day - Second Reading - Senate) - Senator Perry moved HB 40 be concurred in. Motion carried as follows:

Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 40 (Seventy-third Legislative Day - Third Reading - Senate) concurred in as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Zinke, Mr. President.

Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Windy Boy.

Total 1

HB 40 (Seventy-fifth Legislative Day - Second Reading - House) - Senate Amendments - Representative Cohenour moved Senate amendments to HB 40 be concurred in. Motion carried as follows:


Total 97

Nays: Boniek.

Total 1

Excused: Glaser.

Total 1

Absent or not voting: Sales.

Total 1

HB 40 (Seventy-sixth Legislative Day - Third Reading - House) , as amended by the Senate, passed as follows:

Yeas: Ankney, Arntzen, Augare, Barrett, Bean, B. Beck, P. Beck, Becker, Belcourt, Bennett, Berry, Blasdel, Blewett, Boland, Boss Ribs, Brown, Butcher, Caferro, Campbell, Cohenour, Dickinson, Driscoll, Ebinger, Fleming, French, Furey, Getz, Grinde, Hamilton, Hands, Hawk, Hendrick,
HB 41  (Thirteenth Legislative Day - Second Reading - House) - Representative Cohenour moved HB 41 do pass. Motion carried as follows:


Total 91

Nays: Hawk, Kerns, Lake, Mendenhall, Randall, Sales, Stoker, Wagner.

Total 8

Excused: None.

Total 0

Absent or not voting: Glaser.

Total 1

HB 41  (Twenty-fourth Legislative Day - Second Reading - House) - Representative Cohenour moved HB 41 do pass. Motion carried as follows:


Total 87

Nays: Blasdel, Butcher, Howard, Kasten, Kerns, Mendenhall, Randall, Regier, Sales, Wagner.

Total 10

Excused: None.

Total 0

Absent or not voting: Arntzen, Sonju, Stahl.

Total 3

HB 41  (Twenty-fifth Legislative Day - Third Reading - House) passed as follows:

Total 89

Nays: Bean, Howard, Kasten, Kerns, Mendenhall, More, Randall, Regier, Sales, Sonju, Wagner.

Total 11

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 41 (Sixtieth Legislative Day - Second Reading - Senate) - Senator Wanzenried moved HB 41 be concurred in. Motion carried as follows:

Yeas: Bales, Barkus, Barrett, Black, Branae, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Schmidt, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 40

Nays: Balyeat, Brenden, R. Brown, Hinkle, Jackson, McGee, Ripley, Shockley, Steinbeisser.

Total 9

Absent or not voting: None.

Total 0

Excused: Squires.

Total 1

HB 41 (Sixty-first Legislative Day - Third Reading - Senate) concurred in as follows:

Yeas: Bales, Barkus, Barrett, Branae, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Schmidt, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 41

Nays: Balyeat, Black, Brenden, R. Brown, Hinkle, Jackson, McGee, Ripley, Steinbeisser.

Total 9

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 41 (Sixty-third Legislative Day - Second Reading - House) - Senate Amendments - Representative Cohenour moved Senate amendments to HB 41 be concurred in. Motion carried as follows:

HB 41  (Sixty-fourth Legislative Day - Third Reading - House) , as amended by the Senate, passed
as follows:
Yeas: Ankney, Arntzen, Augare, Barrett, B. Beck, P. Beck, Becker, Belcourt, Bennett, Berry, Blewett,
Boland, Boniek, Boss Ribs, Brown, Caferro, Campbell, Cohenour, Dickenson, Driscoll, Ebinger,
Fleming, French, Furey, Getz, Glaser, Grinde, Hamilton, Hands, Hawk, Hendrick, Henry,
Himmelberger, Hiner, Hollandsworth, Hollenbaugh, Hoven, Hunter, Ingraham, Jones, Jopek, Klock,
Kottel, Lake, MacDonald, MacLaren, Malek, McAlpin, McChesney, McClafferty, McGillvray, McNutt,
Mehlhoff, Menahan, Milburn, Miller, More, A. Noonan, Nooney, O’Hara, Pease-Lopez, Peterson,
Pomnichowski, Reichner, Reinhart, Roundstone, Sands, Sesso, Smith, Sonju, Stahl, Steenson, Stoker,
Total 85
Nays: Bean, Blasdel, Butcher, Howard, Kasten, Kerns, Mendenhall, Morgan, P. Noonan, Randall,
Regier, Roberts, Sales, Wagner, Warburton.
Total 15
Excused: None.
Total 0
Absent or not voting: None.
Total 0

HB 42  (Thirty-ninth Legislative Day - Second Reading - House) - Representative Vincent moved
HB 42 do pass. Motion carried as follows:
Yeas: Ankney, Amtzen, Augare, Barrett, Bean, B. Beck, P. Beck, Becker, Belcourt, Bennett, Berry,
Blasdel, Blewett, Boland, Boniek, Boss Ribs, Brown, Butcher, Caferro, Campbell, Cohenour,
Dickenson, Driscoll, Ebinger, Fleming, French, Furey, Getz, Glaser, Grinde, Hamilton, Hands, Hawk,
Hendrick, Henry, Himmelberger, Hiner, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter,
Ingraham, Jones, Jopek, Kasten, Kerns, Klock, Kottel, Lake, MacDonald, MacLaren, Malek, McAlpin,
McChesney, McClafferty, McGillvray, McNutt, Mehlhoff, Menahan, Mendenhall, Milburn, Miller, More,
Morgan, A. Noonan, P. Noonan, Nooney, O’Hara, Peterson, Phillips, Pomnichowski, Randall, Regier,
Reichner, Reinhart, Roberts, Roundstone, Sales, Sands, Sesso, Smith, Sonju, Stahl, Steenson, Stoker,
Taylor, Vance, Van Dyk, Villa, Vincent, Wagner, Warburton, Washburn, Welborn, Wilmer, Wilson,
Wiseman, Mr. Speaker.
Total 99
Nays: None.
Total 0
Excused: None.
Total 0
Absent or not voting: Pease-Lopez.
Total 1
HB 42 (Sixty-third Legislative Day - Second Reading - House) - Representative Campbell moved to reconsider previous actions taken for HB 42 and that it be placed at the bottom of today the 63rd legislative day. Motion carried.

HB 42 (Sixty-third Legislative Day - Second Reading - House) - Representative Campbell moved to pass consideration on HB 42 for the day. Motion carried.

HB 42 (Sixty-third Legislative Day - Second Reading - House) - Representative Vincent moved HB 42 do pass. Motion carried as follows:


Total 99

Nays: Stahl.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 42 (Sixty-fourth Legislative Day - Third Reading - House) passed as follows:


Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 42 (Seventy-seventh Legislative Day - Second Reading - Senate) - Senator Balyeat moved HB 42 be concurred in. Motion carried as follows:


Total 50
HB 42  


Total 99

Nays: None.
Total 0

Excused: None.
Total 0

Absent or not voting: Butcher.
Total 1

HB 42 (Eightieth Legislative Day - Second Reading - House) - Senate Amendments - Representative Vincent moved Senate amendments to HB 42 be concurred in. Motion carried as follows:


Total 99

Nays: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 42 (Eighty-first Legislative Day - Third Reading - House), as amended by the Senate, passed as follows:


Total 99

Nays: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 44 (Twenty-fifth Legislative Day - Second Reading - House) - Representative Vincent moved HB 44 do pass. Motion carried as follows:

Yeas: Ankney, Amatzen, Augare, Barrett, Bean, B. Beck, P. Beck, Becker, Belcourt, Bennett, Berry, Blasdel, Blewett, Boland, Boniek, Boss Ribs, Brown, Butcher, Caferro, Campbell, Cohenour, Dickenson, Driscoll, Ebinger, Fleming, French, Furey, Getz, Glaser, Grinde, Hamilton, Hands, Hawk,

Total 100

Nays: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 44 (Twenty-sixth Legislative Day - Third Reading - House) passed as follows:


Total 98

Nays: None.
Total 0

Excused: Sands.
Total 1

Absent or not voting: Belcourt.
Total 1

HB 44 (Fifty-fifth Legislative Day - Second Reading - Senate)  - Senator Curtiss moved HB 44 be concurred in. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Williams, Windy Boy, Zinke, Mr. President.

Total 49

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: Wanzenried.
Total 1

HB 44 (Fifty-sixth Legislative Day - Third Reading - Senate) concurred in as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry,
HB 45 61ST LEGISLATURE (2009) 76

Peterson, Ripley, Schmidt, Shockley, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzennried, Williams, Windy Boy, Zinke, Mr. President.

Total 48

Nays: Gallus.
Total 1

Absent or not voting: None.
Total 0

Excused: Squires.
Total 1

HB 45 (Ninth Legislative Day - Second Reading - House) - Representative Ingraham moved HB 45 do pass. Motion carried as follows:

Total 80

Total 20

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 45 (Tenth Legislative Day - Third Reading - House) passed as follows:

Total 83

Total 15

Excused: A. Noonan, Mr. Speaker.
Total 2

Absent or not voting: None.
Total 0

HB 45 (Fifty-ninth Legislative Day - Second Reading - Senate) - Senator Curtiss moved HB 45 be concurred in. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry,
HB 45 (Sixtieth Legislative Day - Third Reading - Senate) concurred in as follows:


Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Squires.

Total 1

HB 46 (Thirteenth Legislative Day - Second Reading - House) - Representative Fleming moved HB 46 do pass. Motion carried as follows:


Total 85

Nays: B. Beck, Boland, Boniek, Getz, Kasten, McAlpin, McChesney, Mendenhall, Roberts, Sales, Sonju, Stahl, Wagner, Wiseman.

Total 14

Excused: None.

Total 0

Absent or not voting: Kerns.

Total 1

HB 46 (Fourteenth Legislative Day - Third Reading - House) passed as follows:

HB 46 (Fifty-fourth Legislative Day - Second Reading - Senate) - Senator Zinke moved HB 46 be
concurred in. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman,
Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle,
Jackson, Jenck, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy,
Perry, Peterson, Ripley, Schmidt, Shockley, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila,
Tutvedt, Wanznenried, Williams, Windy Boy, Zinke, Mr. President.

Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Squires.

Total 1

HB 46 (Fifty-fifth Legislative Day - Third Reading - Senate) concurred in as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman,
Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle,
Jackson, Jenck, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy,
Perry, Peterson, Ripley, Schmidt, Shockley, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila,
Tutvedt, Wanznenried, Williams, Windy Boy, Zinke, Mr. President.

Total 48

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Squires, Wanzenried.

Total 2

HB 48 (Eighteenth Legislative Day - Second Reading - House) - Representative P. Beck moved HB
48 do pass. Motion carried as follows:

Yeas: Ankney, Amtzen, Augare, Barrett, Bean, P. Beck, Becker, Belcourt, Berry, Blewett, Boland, Boss
Ribs, Brown, Cafiero, Campbell, Cohonour, Dickenson, Driscoll, Ebinger, Fleming, French, Furey,
Getz, Glaser, Grinde, Hamilton, Hands, Henry, Himmelberger, Hiner, Hollandswhor, Hollenbaugh,
Hoven, Howard, Hunter, Ingraham, Jones, Jopek, Klock, Kottel, MacDonald, MacLaren, Malek,
McAlpin, McChesney, McClafferty, McNutt, Mehlhoff, Menahan, Milburn, Miller, More, A. Noonan, P.
Noonan, Nooney, O’Hara, Pease-Lopez, Peterson, Phillips, Pommichowski, Regier, Reinhart, Roberts,
Roundstone, Sands, Sesso, Stahl, Steensnom, Van Dyk, Villa, Vincent, Wagner, Warburton, Washburn,
Welborn, Wilmer, Wilson, Wiseman, Mr. Speaker.

Total 79

Nays: B. Beck, Bennett, Blasdel, Boniek, Butcher, Hawk, Hendrick, Kasten, Kerns, Lake, McGillvray,
Mendenhall, Morgan, Randall, Reichner, Smith, Sonju, Stoker, Taylor, Vance.
HB 48 (Nineteenth Legislative Day - Third Reading - House) passed as follows:


Total 77


Total 23

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 48 (Fifty-eighth Legislative Day - Second Reading - Senate) - Senator T. Brown moved HB 48 be concurred in. Motion carried as follows:

Yeas: Bales, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 45

Nays: Balyeat, Esp, Essmann, Hinkle.

Total 4

Absent or not voting: None.
Total 0

Excused: Squires.
Total 1

HB 48 (Fifty-ninth Legislative Day - Third Reading - Senate) concurred in as follows:

Yeas: Bales, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Zinke, Mr. President.

Total 42

Nays: Balyeat, Esp, Hinkle, Jackson, Shockley.

Total 5

Absent or not voting: None.
Total 0

Excused: Keane, Squires, Windy Boy.
HB 52 61ST LEGISLATURE (2009) 80

Total 3

HB 52 (Sixty-sixth Legislative Day - Second Reading - House) - Representative McNutt moved HB 52 do pass. Motion carried as follows:

Total 84


Total 16

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 52 (Sixty-seventh Legislative Day - Third Reading - House) passed as follows:

Total 78


Total 19

Excused: Howard, Miller.

Total 2

Absent or not voting: Wiseman.

Total 1

HB 52 (Seventy-seventh Legislative Day - Second Reading - Senate) - Senator Perry moved HB 52 be concurred in. Motion carried as follows:

Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0
HB 52 (Seventy-eighth Legislative Day - Third Reading - Senate), as amended by the Governor, concurred in as follows:

Yeas: Bales, Barrett, Branae, Brenden, Brueggeman, Cooney, Curtiss, Erickson, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jent, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 38

Nays: Balyeat, Barkus, Black, R. Brown, T. Brown, Esp, Essmann, Hinkle, Jackson, Juneau, Stewart-Peregoy.

Total 11

Absent or not voting: None.

Total 0

Excused: Gallus.

Total 1

HB 52 (Eighty-fifth Legislative Day - Second Reading - Senate) - Senator Bales moved HB 52 be concurred in. Motion carried as follows:


Total 49

Nays: Juneau.

Total 1

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 52 (Eighty-sixth Legislative Day - Third Reading - Senate) concurred in as follows:

Yeas: Bales, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Zinke, Mr. President.

Total 42

Nays: Balyeat, Esp, Essmann, Hinkle, Jackson, Juneau, Windy Boy.

Total 7

Absent or not voting: None.

Total 0

Excused: Hansen.

Total 1

HB 52 (Eighty-seventh Legislative Day - Second Reading - House) - Governor’s Amendments - Representative McNutt moved Governor’s amendments to HB 52 be concurred in. Motion carried as follows:

HB 52 61ST LEGISLATURE (2009) 82

Roundstone, Sands, Sesso, Stahl, Steenson, Van Dyk, Villa, Vincent, Welborn, Wilmer, Wilson, Wiseman, Mr. Speaker.
Total 65

Total 35

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 52 (Eighty-eighth Legislative Day - Second Reading - Senate) - Governor's Amendments - Senator Perry moved Governor's amendments to HB 52 be concurred in. Motion carried as follows:

Yeas: Bales, Brueggeman, Cooney, Erickson, Esp, Gallus, Hamlett, Hansen, Hawks, Jent, Keane, Laible, Larsen, Laslovich, McGee, Moss, Murphy, Perry, Schmidt, Shockley, Squires, M. Tropila, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
Total 27

Total 23

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 52 (Eighty-eighth Legislative Day - Third Reading - House) Governor's amendments concurred, as follows:

Total 69

Total 28

Excused: Stoker.
Total 1

Absent or not voting: B. Beck, Howard.
Total 2

HB 52 (Eighty-ninth Legislative Day - Third Reading - Senate), as amended by the Governor, concurred in as follows:

Yeas: Bales, Barrett, Branae, Brenden, Brueggeman, Cooney, Curtiss, Erickson, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jent, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
Total 38
Nays: Balyeat, Barkus, Black, R. Brown, T. Brown, Esp, Essmann, Hinkle, Jackson, Juneau, Stewart-Peregoy.
  Total 11
Absent or not voting: None.
  Total 0
Excused: Gallus.
  Total 1

HB 54 (Ninth Legislative Day - Second Reading - House) - Representative Ingraham moved HB 54 do pass. Motion carried as follows:
  Total 100
Nays: None.
  Total 0
Excused: None.
  Total 0
Absent or not voting: None.
  Total 0

HB 54 (Tenth Legislative Day - Third Reading - House) passed as follows:
  Total 97
Nays: None.
  Total 0
Excused: A. Noonan, Mr. Speaker.
  Total 2
Absent or not voting: Welborn.
  Total 1

HB 54 (Sixty-fourth Legislative Day - Second Reading - Senate) - Senator Hinkle moved HB 54 be concurred in. Motion carried as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Mcgee, Moss, Murphy,
HB 54 61ST LEGISLATURE (2009) 84

Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanz renried, Williams, Windy Boy, Zinke, Mr. President.
Total 50
Nays: None.
Total 0
Absent or not voting: None.
Total 0
Excused: None.
Total 0

HB 54 (Sixty-fifth Legislative Day - Third Reading - Senate) concurred in as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jen t, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanz renried, Williams, Windy Boy, Zinke, Mr. President.
Total 50
Nays: None.
Total 0
Absent or not voting: None.
Total 0
Excused: None.
Total 0

HB 55 (Twenty-second Legislative Day - Second Reading - House) - Representative Hawk moved HB 55 do pass. Motion carried as follows:
Total 91
Total 9
Excused: None.
Total 0
Absent or not voting: None.
Total 0

HB 55 (Twenty-third Legislative Day - Third Reading - House) passed as follows:
Total 92
Nays: Bennett, Caferro, Kerns, Sands, Wagner, Wiseman.
    Total 6
Excused: Himmelberger, O’Hara.
    Total 2
Absent or not voting: None.
    Total 0

HB 55 (Sixty-second Legislative Day - Second Reading - Senate) - Senator Hinkle moved HB 55 be concurred in. Motion carried as follows:
    Total 40
Nays: Erickson, Esp, Juneau, Kaufmann, Keane, Moss, Schmidt, Williams, Windy Boy.
    Total 9
Absent or not voting: None.
    Total 0
Excused: Branae.
    Total 1

HB 55 (Sixty-third Legislative Day - Third Reading - Senate) concurred in as follows:
    Total 41
Nays: Erickson, Esp, Juneau, Kaufmann, Keane, Moss.
    Total 6
Absent or not voting: None.
    Total 0
Excused: Branae, Hansen, Schmidt.
    Total 3

HB 55 (Sixty-fifth Legislative Day - Second Reading - House) - Senate Amendments - Representative Hawk moved Senate amendments to HB 55 be concurred in.
    Motion carried as follows:
    Total 99
Nays: None.
    Total 0
HB 55 (Sixty-sixth Legislative Day - Third Reading - House) passed as follows:
Total 96
Nays: Caferro, Miller, Pominichowski, Wagner.
Total 4
Excused: None.
Total 0
Absent or not voting: None.
Total 0

HB 55 (Seventy-sixth Legislative Day - Second Reading - House) - Governor’s Amendments - Representative Hawk moved Governor’s amendments to HB 55 be concurred in. Motion carried as follows:
Total 93
Total 7
Excused: None.
Total 0
Absent or not voting: None.
Total 0

HB 55 (Seventy-seventh Legislative Day - Third Reading - House) , as amended by the Governor, passed as follows:
HB 55  (Eighty-first Legislative Day - Second Reading - Senate)  - Governor's Amendments -
Senator Laslovich moved Governor's amendments to HB 55 be concurred in. Motion carried as
follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman,
Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle,
Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy,
Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M.
Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total  50

Nays: None.

Absent or not voting: None.

Excused: None.

Total  0

HB 55  (Eighty-second Legislative Day - Third Reading - Senate) , as amended by the Governor,
concurred in as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman,
Cooney, Curtiss, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson,
Jent, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt,
Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried,
Williams, Windy Boy, Zinke, Mr. President.

Total  47

Nays: Erickson, Juneau, Kaufmann.

Absent or not voting: None.

Excused: None.

Total  0

HB 56  (Forty-third Legislative Day - Second Reading - House)  - Representative Bean moved HB
56 do pass. Motion carried as follows:

Yeas: Ankney, Arntzen, Augare, Barrett, Bean, P. Beck, Becker, Belcourt, Berry, Blewett, Boland, Boss
Ribs, Brown, Butcher, Caferro, Campbell, Cohenour, Dickenson, Driscoll, Ebinger, Fleming, French,
Furey, Getz, Glaser, Grinde, Hamilton, Hands, Hendrick, Henry, Himmelberger, Hiner, Hollenbaugh,
Hoven, Howard, Hunter, Ingraham, Jopek, Kasten, Klock, Kottel, MacDonald, MacLaren, Malek,
McAlpin, McChesney, McClafferty, McGillvray, Mehilhoff, Menahan, Miller, Morgan, A. Noonan,
P. Noonan, Nooney, O'Hara, Pease-Lopez, Phillips, Pominchowski, Randall, Regier, Reinhart,
Roundstone, Sands, Sesso, Stahl, Steenson, Vance, Van Dyk, Villa, Vincent, Wagner, Warburton,
Washburn, Welborn, Wilmer, Wilson, Wiseman, Mr. Speaker.

Total  80

Nays: B. Beck, Bennett, Blasdel, Boniek, Hawk, Jones, Kerns, Lake, McNutt, Mendenhall, Milburn,
More, Peterson, Reichner, Roberts, Sales, Smith, Sonju, Stoker, Taylor.
HB 57 (Twelfth Legislative Day - Second Reading - House) - Representative Bean moved HB 57 do pass. Motion carried as follows:


Total 98

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 57 (Thirteenth Legislative Day - Third Reading - House) passed as follows:


Total 98

Nays: Stahl.

Total 1

Excused: None.

Total 0

Absent or not voting: Blewett.

Total 1

HB 57 (Fifty-fourth Legislative Day - Second Reading - Senate) - Senator Branae moved HB 57 be concurred in. Motion carried as follows:


Total 49
Nays: None.
   Total 0

Absent or not voting: None.
   Total 0

Excused: Squires.
   Total 1

**HB 57** (Fifty-fifth Legislative Day - Third Reading - Senate) concurred in as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Williams, Windy Boy, Zinke, Mr. President.
   Total 48

Nays: None.
   Total 0

Absent or not voting: None.
   Total 0

Excused: Squires, Wanzenried.
   Total 2

**HB 58** (Ninth Legislative Day - Second Reading - House) - Representative Ingraham moved HB 58 do pass. Motion carried as follows:

   Total 100

Nays: None.
   Total 0

Excused: None.
   Total 0

Absent or not voting: None.
   Total 0

**HB 58** (Tenth Legislative Day - Third Reading - House) passed as follows:

   Total 98
Nays: None.
   Total 0

Excused: A. Noonan, Mr. Speaker.
   Total 2

Absent or not voting: None.
   Total 0

HB 58 (Sixty-second Legislative Day - Second Reading - Senate) - Senator Bales moved HB 58 be concurred in. Motion carried as follows:

   Total 50

Nays: None.
   Total 0

Absent or not voting: None.
   Total 0

Excused: None.
   Total 0

HB 58 (Sixty-third Legislative Day - Third Reading - Senate) concurred in as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
   Total 47

Nays: None.
   Total 0

Absent or not voting: None.
   Total 0

Excused: Branae, Hansen, Schmidt.
   Total 3

HB 59 (Twentieth Legislative Day - Second Reading - House) - Representative Hamilton moved HB 59 do pass. Motion carried as follows:

   Total 100

Nays: None.
   Total 0

Excused: None.
HB 59 (Twenty-first Legislative Day - Third Reading - House) passed as follows:


Total 96

Nays: Randall, Sales.

Total 2

Excused: Stahl.

Total 1

Absent or not voting: Blasdel.

Total 1

HB 59 (Seventy-first Legislative Day - Second Reading - Senate) - Senator Cooney moved HB 59 be concurred in. Motion carried as follows:


Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 59 (Seventy-second Legislative Day - Third Reading - Senate) concurred in as follows:


Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0
HB 60  (Nineteenth Legislative Day - Second Reading - House)  - Representative Ebinger moved HB 60 do pass. Motion carried as follows:


Total 55


Total 45

Excused: None.

Absent or not voting: None.

Total 0

HB 61  (Fifteenth Legislative Day - Second Reading - House)  - Representative Sesso moved HB 61 do pass. Motion carried as follows:


Total 93

Nays: B. Beck, Kasten, Mendenhall, Sales, Stoker, Wagner.

Total 6

Excused: Milburn.

Total 1

Absent or not voting: None.

Total 0

HB 61  (Sixteenth Legislative Day - Third Reading - House)  passed as follows:


Total 97

Nays: Kerns, Sales.

Total 2
HB 61  (Fifty-second Legislative Day - Second Reading - Senate) - Senator Gallus moved HB 61 be concurred in. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jackson, Jen, Juneau, Kaufmann, Keane, Laible, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 46

Nays: Hinkle, McGee.

Total 2

Absent or not voting: None.

Total 0

Excused: Larsen, Squires.

Total 2

HB 61  (Fifty-third Legislative Day - Third Reading - Senate) concurred in as follows:


Total 48

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Gallus, Squires.

Total 2

HB 62  (Twelfth Legislative Day - Second Reading - House) - Representative Hamilton moved HB 62 do pass. Motion carried as follows:


Total 51


Total 47

Excused: None.

Total 0

Absent or not voting: A. Noonan, P. Noonan.

Total 2
HB 62 (Thirteenth Legislative Day - Third Reading - House) passed as follows:


Total 51


Total 48

Excused: None.

Total 0

Absent or not voting: Blewett.

Total 1

HB 63 (Twelfth Legislative Day - Second Reading - House) - Representative Pominchowski moved HB 63 do pass. Motion carried as follows:


Total 50


Total 49

Excused: None.

Total 0

Absent or not voting: Mr. Speaker.

Total 1

HB 63 (Thirty-second Legislative Day - Second Reading - House) - Representative Pominchowski moved HB 63 do pass. Motion failed as follows:


Total 46


Total 54

Excused: None.

Total 0
Absent or not voting: None.
Total 0

**HB 67** (Twelfth Legislative Day - Second Reading - House) - Representative Belcourt moved HB 67 do pass. Motion carried as follows:

Total 88

Total 12

Excused: None.
Total 0

Absent or not voting: None.
Total 0

**HB 67** (Thirteenth Legislative Day - Third Reading - House) passed as follows:

Total 84

Total 14

Excused: None.
Total 0

Absent or not voting: None.
Total 0

**HB 67** (Fifty-ninth Legislative Day - Second Reading - Senate) - Senator Jackson moved HB 67 be concurred in. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzrenfried, Williams, Zinke, Mr. President.
Total 47

Nays: None.
Total 0

Absent or not voting: None.
HB 67  61ST LEGISLATURE (2009)  96

Total 0
Excused: Keane, Squires, Windy Boy.
Total 3

HB 67  (Sixtieth Legislative Day - Third Reading - Senate) concurred in as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzennried, Williams, Windy Boy, Zinke, Mr. President.
Total 49
Nays: None.
Total 0
Absent or not voting: None.
Total 0
Excused: Squires.
Total 1

HB 70  (Thirteenth Legislative Day - Second Reading - House) - Representative Sands moved HB 70 do pass. Motion carried as follows:
Total 99
Nays: MacLaren.
Total 1
Excused: None.
Total 0
Absent or not voting: None.
Total 0

HB 70  (Fourteenth Legislative Day - Third Reading - House) passed as follows:
Total 99
Nays: None.
Total 0
Excused: Sales.
HB 70  (Fifty-fifth Legislative Day - Second Reading - Senate) - Senator Schmidt moved HB 70 be concurred in. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Williams, Windy Boy, Zinke, Mr. President.

Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Wanzenried.

Total 1

HB 70  (Fifty-sixth Legislative Day - Third Reading - Senate) concurred in as follows:


Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Squires.

Total 1

HB 71  (Thirty-first Legislative Day - Second Reading - House) - Representative Sands moved HB 71 do pass. Motion carried as follows:


Total 78

Nays: Bean, Bennett, Blasdel, Boniek, Brown, Butcher, Howard, Kasten, Kerns, McGillivray, Mendenhall, Miller, More, Randall, Regier, Reichner, Sales, Stoker, Vance, Vincent, Wagner, Mr. Speaker.

Total 22

Excused: None.

Total 0

Absent or not voting: None.

Total 0
HB 71 (Thirty-second Legislative Day - Third Reading - House) passed as follows:


Total 85

Nays: Boniek, Brown, Butcher, Hawk, Kasten, Kerns, McGillvray, Mendenhall, More, Randall, Regier, Sales, Vance, Wagner, Mr. Speaker.

Total 15

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 71 (Sixty-ninth Legislative Day - Second Reading - Senate) - Senator Ripley moved HB 71 be concurred in. Motion carried as follows:


Total 44

Nays: Balyeat, Esp, Gallus, McGee.

Total 4

Absent or not voting: None.

Total 0

Excused: Erickson, Stewart-Peregoy.

Total 2

HB 71 (Seventieth Legislative Day - Third Reading - Senate) concurred in as follows:

Yeas: Bales, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 45


Total 5

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 72 (Thirteenth Legislative Day - Second Reading - House) - Representative Sands moved HB 72 do pass. Motion carried as follows:

Yeas: Ankney, Arntzen, Augare, Barrett, Bean, B. Beck, P. Beck, Becker, Belcourt, Bennett, Berry, Blasdel, Blewett, Boland, Boniek, Boss Ribs, Brown, Butcher, Caferro, Campbell, Cohenour,
HB 72 (Sixtieth Legislative Day - Second Reading - Senate) - Senator Juneau moved HB 72 be concurred in. Motion carried as follows:


Total 49

Nays: None.

Absent or not voting: None.

Excused: Squires.

Total 1

HB 72 (Sixty-first Legislative Day - Third Reading - Senate) concurred in as follows:


Total 49

Nays: None.

Absent or not voting: None.

Excused: Squires.

Total 1
HB 74  61ST LEGISLATURE (2009)  100

Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total  48

Nays: Hinkle, McGee.

Total  2

Absent or not voting: None.

Total  0

Excused: None.

Total  0

HB 74  (Thirty-fourth Legislative Day - Second Reading - House) - Representative Van Dyk moved HB 74 do pass. Motion carried as follows:


Total  100

Nays: None.

Total  0

Excused: None.

Total  0

Absent or not voting: None.

Total  0

HB 74  (Thirty-fifth Legislative Day - Third Reading - House)  passed as follows:


Total  100

Nays: None.

Total  0

Excused: None.

Total  0

Absent or not voting: None.

Total  0

HB 74  (Fiftieth Legislative Day - Second Reading - Senate) - Senator Balyeat moved HB 74 be concurred in. Motion carried as follows:
HB 74 (Fifty-first Legislative Day - Third Reading - Senate) concurred in as follows:


Total 41

Nays: Erickson, Juneau, Kaufmann, Moss, Stewart-Peregoy, J. Tropila, Williams.

Total 7

Absent or not voting: None.

Total 0

Excused: Gillan, Squires.

Total 2

HB 75 (Twenty-eighth Legislative Day - Second Reading - House) - Representative Van Dyk moved HB 75 do pass. Motion carried as follows:


Total 79


Total 21

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 75 (Twenty-ninth Legislative Day - Third Reading - House) passed as follows:

HB 75  61ST LEGISLATURE (2009)  102

Total  76
   Total 23
Excused: None.
   Total  0
Absent or not voting: Stahl.
   Total  1

HB 75  (Sixtieth Legislative Day - Second Reading - Senate) - Senator Keane moved HB 75 be concurred in. Motion carried as follows:
   Total 27
Nays: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Curtiss, Esp, Essmann, Gebhardt, Hinkle, Jackson, Laible, McGee, Peterson, Ripley, Shockley, Tutvedt, Zinke, Mr. President.
   Total 22
Absent or not voting: None.
   Total  0
Excused: Squires.
   Total  1

HB 75  (Sixty-first Legislative Day - Third Reading - Senate) concurred in as follows:
Yeas: Branae, Brueggeman, Cooney, Erickson, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jent, Juneau, Kaufmann, Keane, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Schmidt, Shockley, Squires, Stewart-Peregoy, J. Tropila, M. Tropila, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
   Total 31
Nays: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Curtiss, Esp, Essmann, Hinkle, Jackson, Laible, McGee, Peterson, Ripley, Steinbeisser, Tutvedt.
   Total 19
Absent or not voting: None.
   Total  0
Excused: None.
   Total  0

HB 76  (Ninth Legislative Day - Second Reading - House) - Representative P. Beck moved HB 76 do pass. Motion carried as follows:
   Total 94
Nays: McGillvray, Mendenhall, More, Sales, Sonju, Vincent.
   Total  6
Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 76 (Tenth Legislative Day - Third Reading - House) passed as follows:


Total 89

Nays: Boniek, Howard, Kasten, McGillvray, Mendenhall, More, Sales, Sonju, Wagner.

Total 9

Excused: A. Noonan, Mr. Speaker.

Total 2

Absent or not voting: None.

Total 0

HB 76 (Fifty-first Legislative Day - Second Reading - Senate) - Senator Keane moved HB 76 be concurred in. Motion carried as follows:


Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Squires.

Total 1

HB 76 (Fifty-second Legislative Day - Third Reading - Senate) concurred in as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Braane, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtis, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 48

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Larsen, Squires.

Total 2
HB 78 (Thirteenth Legislative Day - Second Reading - House) - Representative Hendrick moved HB 78 do pass. Motion carried as follows:
   Total 97
Nays: Hands, Jopek, Wiseman.
   Total 3
Excused: None.
   Total 0
Absent or not voting: None.
   Total 0

HB 78 (Fourteenth Legislative Day - Third Reading - House) passed as follows:
   Total 97
Nays: Hands, Jopek.
   Total 2
Excused: Sales.
   Total 1
Absent or not voting: None.
   Total 0

HB 78 (Sixtieth Legislative Day - Second Reading - Senate) - Senator Hinkle moved HB 78 be concurred in. Motion carried as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Esp, Essmann, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jen, Keane, Laible, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Shockey, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Windy Boy, Zinke, Mr. President.
   Total 41
Nays: Erickson, Gallus, Juneau, Kaufmann, Larsen, Schmidt, Wanzenried, Williams.
   Total 8
Absent or not voting: None.
   Total 0
Excused: Squires.
   Total 1

HB 78 (Sixty-first Legislative Day - Third Reading - Senate) concurred in as follows:

Total 46

Nays: Erickson, Juneau, Kaufmann, Schmidt.

Total 4

Absent or not voting: None.

Total 0

Excused: None.

Total 0

**HB 80** (Thirty-first Legislative Day - Second Reading - House) - Representative Kottel moved HB 80 do pass. Motion carried as follows:


Total 80


Total 20

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**HB 80** (Thirty-second Legislative Day - Third Reading - House) passed as follows:


Total 76


Total 23

Excused: None.

Total 0

Absent or not voting: Howard.

Total 1

**HB 80** (Fifty-third Legislative Day - Second Reading - Senate) - Senator Barkus moved HB 80 be concurred in. Motion carried as follows:

Total 49

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: Squires.
Total 1

HB 80 (Fifty-fourth Legislative Day - Third Reading - Senate) concurred in as follows:


Total 48

Nays: Gebhardt.
Total 1

Absent or not voting: None.
Total 0

Excused: Squires.
Total 1

HB 80 (Fifty-seventh Legislative Day - Second Reading - House) - Senate Amendments - Representative Kottel moved Senate amendments to HB 80 be concurred in. Motion carried as follows:


Total 82

Nays: Bean, Berry, Blasdell, Boniek, Butcher, Hawk, Kasten, Lake, Miller, More, Randall, Regier, Sales, Sonju, Vincent, Wagner.
Total 16

Excused: Himmelberger.
Total 1

Absent or not voting: Nooney.
Total 1

HB 80 (Fifty-eighth Legislative Day - Third Reading - House) passed as follows:

HB 82  (Sixteenth Legislative Day - Second Reading - House)  - Representative Driscoll moved HB 82 do pass. Motion carried as follows:
Total 100
Nays: None.
Total 0
Excused: None.
Total 0
Absent or not voting: None.
Total 0

HB 82  (Thirtieth Legislative Day - Second Reading - House)  - Representative Driscoll moved HB 82 do pass. Motion carried as follows:
Total 91
Nays: Boniek, McGillvray, Mendenhall, Miller, More, Regier, Sales, Wagner.
Total 8
Excused: None.
Total 0
Absent or not voting: Sands.
Total 1

HB 82  (Thirty-first Legislative Day - Third Reading - House)  passed as follows:
HB 82

61ST LEGISLATURE (2009) 108


Total 92

Nays: Boniek, McGillvray, Mendenhall, Miller, More, Regier, Sales, Wagner.

Total 8

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 82

(Fifty-seventh Legislative Day - Second Reading - Senate) - Senator Gebhardt moved HB 82 be concurred in. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzennried, Williams, Windy Boy, Zinke, Mr. President.

Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Gallus.

Total 1

HB 82

(Fifty-eighth Legislative Day - Third Reading - Senate) concurred in as follows:

Yeas: Bales, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzennried, Williams, Windy Boy, Zinke, Mr. President.

Total 47

Nays: Balyeat, Hinkle.

Total 2

Absent or not voting: None.

Total 0

Excused: Squires.

Total 1

HB 84

(Forty-third Legislative Day - Second Reading - House) - Representative Wilson moved HB 84 do pass. Motion carried as follows:

Yeas: Ankney, Augare, Barrett, P. Beck, Becker, Belcourt, Blewett, Boland, Boss Ribs, Caferrro, Campbell, Cohenour, Dickenson, Driscoll, Ebinger, Fleming, French, Furey, Getz, Glaser, Grinde, Hamilton, Hands, Henry, Hiner, Hollenbaugh, Hoven, Hunter, Jones, Jopek, Klock, Kottei, MacDonald, Malek, McAlpin, McChesney, McClafferty, Mehlhoff, Menahan, A. Noonan, P. Noonan, O’Hara,
HB 84 (Forty-fourth Legislative Day - Third Reading - House) failed as follows:


Total 56


Total 44

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 85 (Fortieth Legislative Day - Second Reading - House) - Representative Sands moved HB 85 do pass. Motion carried as follows:


Total 69


Total 30

Excused: None.

Total 0

Absent or not voting: Pease-Lopez.

Total 1
HB 85 (Fifty-seventh Legislative Day - Second Reading - House) - Representative Sands moved HB 85 do pass. Motion carried as follows:
Total 83
Total 15
Excused: Himmelberger, Nooney.
Total 2
Absent or not voting: None.
Total 0

HB 85 (Fifty-eighth Legislative Day - Third Reading - House) passed as follows:
Total 82
Total 17
Excused: None.
Total 0
Absent or not voting: Hamilton.
Total 1

HB 85 (Sixty-ninth Legislative Day - Second Reading - Senate) - Senator Juneau moved HB 85 be concurred in. Motion carried as follows:
Total 30
Nays: Bales, Balyeat, Barkus, Curtiss, Esp, Essmann, Hinkle, Jackson, Keane, Laslovich, McGee, Peterson, Shockley, Steinbeisser, Tutvedt, Windy Boy, Zinke, Mr. President.
Total 18
Absent or not voting: None.
Total 0
Excused: Erickson, Stewart-Peregoy.
Total 2

HB 85 (Seventieth Legislative Day - Third Reading - Senate) concurred in as follows:
HB 85 (Seventy-third Legislative Day - Second Reading - House) - Senate Amendments - Representative Sands moved Senate amendments to HB 85 be concurred in. Motion carried as follows:

Total 91

Nays: Bennett, Ingraham, Kerns, Mendenhall, Peterson, Randall, Regier, Reichner, Sales, Smith, Wagner.
Total 9

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 85 (Seventy-fourth Legislative Day - Third Reading - House), as amended by the Senate, passed as follows:

Total 85

Nays: Bennett, Ingraham, Kerns, Mendenhall, Peterson, Randall, Regier, Reichner, Sales, Smith, Wagner.
Total 11

Excused: Hiner.
Total 1

Absent or not voting: Roberts, Sesso, Van Dyk.
Total 3
HB 85 (Eighty-fourth Legislative Day - Second Reading - House) - Governor's Amendments - Representative Sands moved Governor's amendments to HB 85 be concurred in. Motion carried as follows:


Total 82


Total 17

Excused: None.

Total 0

Absent or not voting: Belcourt.

Total 1

HB 85 (Eighty-fifth Legislative Day - Third Reading - House) Governor's Amendments concurred as follows:


Total 78


Total 22

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 85 (Eighty-fifth Legislative Day - Second Reading - Senate) - Governor's Amendments - Senator Juneau moved Governor's amendments to HB 85 be concurred in. Motion carried as follows:


Total 40

Nays: Balyeat, Barrett, R. Brown, Curtiss, Esp, Hinkle, McGee, Tutvedt, Zinke, Mr. President.

Total 10

Absent or not voting: None.

Total 0

Excused: None.

Total 0
HB 85 (Eighty-sixth Legislative Day - Third Reading - Senate), as amended by the Governor, concurred in as follows:

Yeas: Branae, Brenden, Brueggeman, Cooney, Curtiss, Erickson, Gallus, Gebhardt, Gillan, Hamlett, Hawks, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Wanzenried, Williams, Windy Boy, Mr. President.

Total 35

Nays: Bales, Balyeat, Barkus, Barrett, Black, R. Brown, T. Brown, Esp, Essmann, Hinkle, Jackson, McGee, Tutvedt, Zinke.

Total 14

Absent or not voting: None.

Total 0

Excused: Hansen.

Total 1

HB 90 (Seventeenth Legislative Day - Second Reading - House) - Representative Hawk moved HB 90 do pass. Motion carried as follows:


Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 90 (Eighteenth Legislative Day - Third Reading - House) passed as follows:


Total 97

Nays: Mendenhall.

Total 1

Excused: Grinde.

Total 1

Absent or not voting: Pease-Lopez.

Total 1
HB 90  (Fiftieth Legislative Day - Second Reading - Senate)  - Senator T. Brown moved HB 90 be concurred in. Motion carried as follows:


Total 43

Nays: Erickson, Esp, Gallus, Tutvedt, Mr. President.

Total 5

Absent or not voting: None.

Total 0

Excused: Gillan, Squires.

Total 2

HB 90  (Fifty-first Legislative Day - Third Reading - Senate)  concurred in as follows:


Total 45

Nays: Erickson, Esp, Tutvedt, Mr. President.

Total 4

Absent or not voting: None.

Total 0

Excused: Squires.

Total 1

HB 93  (Sixteenth Legislative Day - Second Reading - House)  - Representative Sands moved HB 93 do pass. Motion carried as follows:


Total 79


Total 21

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 93  (Seventeenth Legislative Day - Third Reading - House)  passed as follows:

HB 93 (Sixtieth Legislative Day - Second Reading - Senate) - Senator Murphy moved HB 93 be concurred in. Motion carried as follows:


Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Squires.

Total 1

HB 93 (Sixtieth Legislative Day - Third Reading - Senate) concurred in as follows:


Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 94 (Thirty-first Legislative Day - Second Reading - House) - Representative McNutt moved HB 94 do pass. Motion carried as follows:


Total 79


Total 20

Excused: Grinde.

Total 1

Absent or not voting: None.

Total 0

Total 97


Total 3

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 94 (Thirty-second Legislative Day - Third Reading - House) passed as follows:


Total 99

Nays: Wiseman.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 94 (Fifty-third Legislative Day - Second Reading - Senate) - Senator Steinbeisser moved HB 94 be concurred in. Motion carried as follows:


Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Squires.

Total 1

HB 94 (Fifty-fourth Legislative Day - Third Reading - Senate) concurred in as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jen, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Riple, Schmidt, Shockley, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzanried, Williams, Zinke, Mr. President.

Total 47

Nays: Essmann, Windy Boy.
HB 95 (Twenty-sixth Legislative Day - Second Reading - House) - Representative Hawk moved HB 95 do pass. Motion carried as follows:


Total 99

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Glaser.

Total 1

HB 95 (Twenty-seventh Legislative Day - Third Reading - House) passed as follows:


Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 95 (Sixty-ninth Legislative Day - Second Reading - Senate) - Senator Shockley moved HB 95 be concurred in. Motion carried as follows:


Total 45
HB 95

61ST LEGISLATURE (2009)

Nays: None.
   Total 0
Absent or not voting: None.
   Total 0
Excused: Barkus, Brueggeman, Erickson, Perry, Stewart-Peregoy.
   Total 5

HB 95 (Seventieth Legislative Day - Third Reading - Senate) concurred in as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzek, Williams, Windy Boy, Zinke, Mr. President.
   Total 49

Nays: Gallus.
   Total 1
Absent or not voting: None.
   Total 0
Excused: None.
   Total 0

HB 95 (Seventy-third Legislative Day - Second Reading - House) - Senate Amendments - Representative Hawk moved Senate amendments to HB 95 be concurred in. Motion carried as follows:

   Total 100

Nays: None.
   Total 0
Excused: None.
   Total 0
Absent or not voting: None.
   Total 0

HB 95 (Seventy-fourth Legislative Day - Third Reading - House), as amended by the Senate, passed as follows:

HB 97 (Thirteenth Legislative Day - Second Reading - House) - Representative Boland moved HB 97 do pass. Motion carried as follows:


Total 98

Nays: Stahl.
Total 1

Excused: None.
Total 0

Absent or not voting: Sales.
Total 1

HB 97 (Fourteenth Legislative Day - Third Reading - House) passed as follows:


Total 99

Nays: None.
Total 0

Excused: Sales.
Total 1

Absent or not voting: None.
Total 0

HB 97 (Eighty-second Legislative Day - Second Reading - Senate) - Senator Lewis moved HB 97 be concurred in. Motion carried as follows:

Yeas: Bales, Barkus, Barrett, Black, Branae, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gillan, Hamlett, Hansen, Hawks, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt,
HB 97 (Eighty-fourth Legislative Day - Third Reading - Senate) concurred in as follows:
Yeas: Bales, Barkus, Barrett, Black, Branae, R. Brown, T. Brown, Brueggeman, Cooney, Erickson, Esp, Essmann, Gullus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
Total 45
Nays: Balyeat, Brenden, Hinkle, Shockley.
Total 4
Absent or not voting: None.
Total 0
Excused: Gebhardt.
Total 1

HB 98 (Twenty-second Legislative Day - Second Reading - House) - Representative Barrett moved HB 98 do pass. Motion carried as follows:
Total 79
Total 21
Excused: None.
Total 0
Absent or not voting: None.
Total 0

HB 98 (Twenty-third Legislative Day - Third Reading - House) passed as follows:
Total 71
HB 98  (Seventieth Legislative Day - Second Reading - Senate) - Senator Erickson moved HB 98 be concurred in. Motion carried as follows:


Total 44

Nays: Balyeat, Barkus, Esp, Hinkle, Jackson, Mr. President.

Total 6

Absent or not voting: None.

Total 0

HB 98  (Seventy-first Legislative Day - Third Reading - Senate) concurred in as follows:


Total 41

Nays: Bales, Balyeat, Barkus, Esp, Essmann, Hinkle, Jackson, McGee.

Total 9

Absent or not voting: None.

Total 0

HB 98  (Eighty-second Legislative Day - Second Reading - House) - Governor's Amendments - Representative Di. Barrett moved Governor's amendments to HB 98 be concurred in. Motion carried as follows:


Total 70


Total 30
HB 98  (Eighty-third Legislative Day - Third Reading - House), as amended by the Governor, passed as follows:


Total 67


Total 31

Excused: Boniek, Villa.

Total 2

Absent or not voting: None.

Total 0

HB 98  (Eighty-fifth Legislative Day - Second Reading - Senate) - Governor’s Amendments - Senator Erickson moved Governor’s amendments to HB 98 be concurred in. Motion carried as follows:

Yeas: Bales, Barkus, Barrett, Black, Branae, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essman, Gallus, Gillan, Hamlett, Hansen, Hawks, Jent, Juneau, Kaufmann, Keane, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Wanzenried, Williams, Zinke, Mr. President.

Total 40


Total 10

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 98  (Eighty-sixth Legislative Day - Third Reading - Senate), as amended by the Governor, concurred in as follows:


Total 33

Nays: Bales, Balyeat, Barkus, Barrett, Brenden, R. Brown, Curtiss, Esp, Essman, Gallus, Hinkle, Keane, Laible, McGee, Tutvedt, Mr. President.

Total 16

Absent or not voting: None.

Total 0

Excused: Hansen.
HB 100 (Eleventh Legislative Day - Second Reading - House) - Representative Steenson moved HB 100 do pass. Motion carried as follows:
Total 72
Total 22
Excused: A. Noonan, P. Noonan, Reichner, Mr. Speaker.
Total 4
Absent or not voting: Hunter, Pease-Lopez.
Total 2

HB 100 (Twelfth Legislative Day - Third Reading - House) passed as follows:
Total 79
Total 18
Excused: None.
Total 0
Absent or not voting: A. Noonan, P. Noonan, Welborn.
Total 3

HB 100 (Fiftieth Legislative Day - Second Reading - Senate) - Senator Tutvedt moved HB 100 be concurred in. Motion carried as follows:
Total 48
Nays: None.
Total 0
Absent or not voting: None.
Total 0
Excused: Gillan, Squires.
Total 2
HB 100 (Fifty-first Legislative Day - Third Reading - Senate) concurred in as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branch, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essman, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jen, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzener, Williams, Windy Boy, Zinke, Mr. President.

Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Squires.

Total 1

HB 101 (Seventh Legislative Day - Second Reading - House) - Representative Welborn moved HB 101 do pass. Motion carried as follows:


Total 97

Nays: Barrett, Regier, Wagner.

Total 3

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 101 (Eighth Legislative Day - Third Reading - House) passed as follows:


Total 99

Nays: Wagner.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0
HB 101 (Fifty-fourth Legislative Day - Second Reading - Senate) - Senator Steinbeisser moved HB 101 be concurred in. Motion carried as follows:
Total 49
Nays: None.
Total 0
Absent or not voting: None.
Total 0
Excused: Squires.
Total 1

HB 101 (Fifty-fifth Legislative Day - Third Reading - Senate) concurred in as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Williams, Windy Boy, Zinke, Mr. President.
Total 48
Nays: None.
Total 0
Absent or not voting: None.
Total 0
Excused: Squires, Wanzenried.
Total 2

HB 102 (Thirteenth Legislative Day - Second Reading - House) - Representative Smith moved HB 102 do pass. Motion carried as follows:
Total 100
Nays: None.
Total 0
Excused: None.
Total 0
Absent or not voting: None.
Total 0

HB 102 (Fourteenth Legislative Day - Third Reading - House) passed as follows:
Yeas: Ankney, Arntzen, Augare, Barrett, Bean, B. Beck, P. Beck, Becker, Belcourt, Bennett, Berry, Blasdel, Blewett, Boland, Boniek, Boss Ribs, Brown, Butcher, Caferro, Campbell, Cohenour,

Total 98

Nays: None.

Total 0

Excused: Sales.

Total 1

Absent or not voting: French.

Total 1

HB 103 (Fortieth Legislative Day - Second Reading - House) - Representative Wilson moved HB 103 do pass. Motion carried as follows:


Total 99

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Mendenhall.

Total 1

HB 103 (Forty-first Legislative Day - Third Reading - House) passed as follows:


Total 98

Nays: Morgan.

Total 1

Excused: None.

Total 0

Absent or not voting: Stahl.
HB 103 (Seventy-first Legislative Day - Second Reading - Senate) - Senator Laible moved HB 103 be concurred in. Motion carried as follows:


Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 103 (Seventy-second Legislative Day - Third Reading - Senate) concurred in as follows:


Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 104 (Twenty-fourth Legislative Day - Second Reading - House) - Representative French moved HB 104 do pass. Motion carried as follows:


Total 97

Nays: Howard.

Total 1

Excused: None.

Total 0

Absent or not voting: Arntzen, Stahl.

Total 2

HB 104 (Twenty-fifth Legislative Day - Third Reading - House) passed as follows:
HB 104

61ST LEGISLATURE (2009)


Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 104 (Sixty-ninth Legislative Day - Second Reading - Senate) - Senator Zinke moved HB 104 be concurred in. Motion carried as follows:


Total 47

Nays: Ripley.

Total 1

Absent or not voting: None.

Total 0

Excused: Erickson, Stewart-Peregoy.

Total 2

HB 104 (Seventieth Legislative Day - Third Reading - Senate) concurred in as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Schmidt, Shockley, Squires, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzennried, Williams, Windy Boy, Zinke, Mr. President.

Total 48

Nays: Ripley, Steinbeisser.

Total 2

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 106 (Thirteenth Legislative Day - Second Reading - House) - Representative French moved HB 106 do pass. Motion carried as follows:

HB 106 (Fourteenth Legislative Day - Third Reading - House) passed as follows:
Total 100
Nays: None.
Total 0
Excused: None.
Total 0
Absent or not voting: None.
Total 0

HB 106 (Sixty-second Legislative Day - Second Reading - Senate) - Senator Murphy moved HB 106 be concurred in. Motion carried as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzinried, Williams, Windy Boy, Zinke, Mr. President.
Total 49
Nays: None.
Total 0
Excused: Branae.
Total 1

HB 106 (Sixty-third Legislative Day - Third Reading - Senate) concurred in as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson,
Ripley, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzendried, Williams, Windy Boy, Zinke, Mr. President.

Total 47
Nays: None.
Total 0
Absent or not voting: None.
Total 0
Excused: Branae, Hansen, Schmidt.
Total 3

HB 107 (Eleventh Legislative Day - Second Reading - House) - Representative Hiner moved HB 107 do pass. Motion carried as follows:

Total 94
Nays: None.
Total 0
Excused: A. Noonan, P. Noonan, Reichner, Mr. Speaker.
Total 4
Absent or not voting: Hunter, Pease-Lopez.
Total 2

HB 107 (Twelfth Legislative Day - Third Reading - House) passed as follows:

Total 98
Nays: None.
Total 0
Excused: None.
Total 0
Absent or not voting: A. Noonan, P. Noonan.
Total 2

HB 107 (Seventy-second Legislative Day - Second Reading - Senate) - Senator Schmidt moved HB 107 be concurred in. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Mcgee, Moss, Murphy,
SECOND AND THIRD READING VOTES

HB 107  (Seventy-third Legislative Day - Third Reading - Senate) concurred in as follows:


Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Windy Boy.

Total 1

HB 108  (Thirty-first Legislative Day - Second Reading - House) - Representative Hollenbaugh moved HB 108 do pass. Motion carried as follows:


Total 86


Total 13

Excused: None.

Total 0

Absent or not voting: Arntzen.

Total 1

HB 108  (Thirty-second Legislative Day - Third Reading - House) passed as follows:

Total 86

Total 14

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 108  (Eighty-fifth Legislative Day - Second Reading - Senate)  - Senator Lewis moved HB 108 be concurred in. Motion carried as follows:
Total 48

Nays: Esp, Mr. President.
Total 2

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 108  (Eighty-sixth Legislative Day - Third Reading - Senate) concurred in as follows:
Total 49

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: Hansen.
Total 1

HB 109  (Twenty-second Legislative Day - Second Reading - House)  - Representative Hunter moved HB 109 do pass. Motion carried as follows:
Total 69

Total 30

Excused: None.

Total 0

Absent or not voting: Butcher.

Total 1

HB 109 (Twenty-third Legislative Day - Third Reading - House) passed as follows:


Total 66


Total 32

Excused: Himmelberger, O'Hara.

Total 2

Absent or not voting: None.

Total 0

HB 109 (Seventy-second Legislative Day - Second Reading - Senate) - Senator Jent moved HB 109 be concurred in. Motion carried as follows:

Yeas: Bales, Black, Branae, T. Brown, Brueggeman, Cooney, Erickson, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Schmidt, Shockley, Squires, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Mr. President.

Total 37


Total 13

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 109 (Seventy-third Legislative Day - Third Reading - Senate) concurred in as follows:


Total 37


Total 13

Paired: Windy Boy, Aye; Barkus, No.
HB 110 61ST LEGISLATURE (2009) 134

Absent or not voting: None.
    Total 0

Excused: None.
    Total 0

HB 110 (Sixty-sixth Legislative Day - Second Reading - House) - Representative Sesso moved HB 110 do pass. Motion carried as follows:

    Total 68

    Total 30

Excused: None.
    Total 0

Absent or not voting: Becker, Warburton.
    Total 2

HB 110 (Sixty-seventh Legislative Day - Third Reading - House) passed as follows:

    Total 73

    Total 24

Excused: Howard, Miller.
    Total 2

Absent or not voting: Wiseman.
    Total 1

HB 110 (Seventy-seventh Legislative Day - Second Reading - Senate) - Senator Jent moved HB 110 be concurred in. Motion carried as follows:

Yeas: Bales, Balyeat, Barrett, Black, Branae, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzienried, Williams, Windy Boy, Zinke, Mr. President.
    Total 46

Nays: Barkus, Brenden, R. Brown, Jackson.
    Total 4

Absent or not voting: None.
HB 110  (Eighty-second Legislative Day - Second Reading - House)  - Senate Amendments - Representative Sesso moved Senate amendments to HB 110 be concurred in. Motion carried as follows:


Total 83

Nays: B. Beck, Bennett, Berry, Blasdel, Boniek, Hendrick, Kerns, Miller, Randall, Regier, Reichner, Sales, Smith, Sonju, Vincent, Wagner.

Total 16

Excused: None.

Total 0

Absent or not voting: Belcourt.

Total 1

HB 110  (Eighty-third Legislative Day - Third Reading - House) , as amended by the Senate, passed as follows:


Total 80


Total 17

Excused: Boniek, Villa.

Total 2

Absent or not voting: Reichner.

Total 1

HB 112  (Eleventh Legislative Day - Second Reading - House)  - Representative Sesso moved HB 112 do pass. Motion carried as follows:


Total 68
HB 112 61ST LEGISLATURE (2009) 136

Total 25

Excused: A. Noonan, P. Noonan, Reichner, Mr. Speaker.
Total 4

Absent or not voting: Hunter, Klock, Pease-Lopez.
Total 3

HB 112 (Twelfth Legislative Day - Third Reading - House) passed as follows:
Total 71

Total 26

Excused: None.
Total 0

Absent or not voting: A. Noonan, P. Noonan, Welborn.
Total 3

HB 112 (Seventy-second Legislative Day - Second Reading - Senate) - Senator Zinke moved HB 112 be concurred in. Motion carried as follows:
Yeas: Bales, Barkus, Barrett, Black, Branae, Brenden, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
Total 46

Nays: Balyeat, R. Brown, Hinkle, Tutvedt.
Total 4

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 112 (Seventy-third Legislative Day - Third Reading - Senate) concurred in as follows:
Yeas: Bales, Barkus, Barrett, Black, Branae, Brenden, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Wanzenried, Williams, Zinke, Mr. President.
Total 44

Total 5

Absent or not voting: None.
Total 0
Excused: Windy Boy.
Total 1

HB 114 (Twenty-second Legislative Day - Second Reading - House) - Representative Henry moved HB 114 do pass. Motion carried as follows:

Total 82

Total 18

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 114 (Twenty-third Legislative Day - Third Reading - House) passed as follows:

Total 85

Total 13

Excused: Himmelberger, O'Hara.
Total 2

Absent or not voting: None.
Total 0

HB 114 (Fifty-fourth Legislative Day - Second Reading - Senate) - Senator Stewart-Peregoy moved HB 114 be concurred in. Motion carried as follows:

Total 47

Nays: Bales, McGee.
Total 2

Absent or not voting: None.
Total 0

Excused: Squires.
HB 114  61ST LEGISLATURE (2009)  138

Total  1

HB 114  (Fifty-fifth Legislative Day - Third Reading - Senate)  concurred in as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jen, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Williams, Windy Boy, Zinke, Mr. President.

Total  47

Nays: McGee.

Total  1

Absent or not voting: None.

Total  0

Excused: Squires, Wanzenried.

Total  2

HB 116  (Seventh Legislative Day - Second Reading - House)  - Representative McNutt moved HB 116 do pass. Motion carried as follows:


Total  80


Total  19

Excused: None.

Total  0

Absent or not voting: Mehlhoff.

Total  1

HB 116  (Eighth Legislative Day - Third Reading - House)  passed as follows:


Total  79


Total  20

Excused: None.

Total  0

Absent or not voting: B. Beck.

Total  1
HB 116 (Seventieth Legislative Day - Second Reading - Senate) - Senator Zinke moved HB 116 be concurred in. Motion carried as follows:
Yeas: Bales, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Zinke, Mr. President.
   Total 46
Nays: Balyeat, Esp, Keane, Windy Boy.
   Total 4
Absent or not voting: None.
   Total 0
Excused: None.
   Total 0

HB 116 (Seventy-first Legislative Day - Third Reading - Senate) concurred in as follows:
Yeas: Bales, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Zinke, Mr. President.
   Total 47
Nays: Balyeat, Hinkle, Windy Boy.
   Total 3
Absent or not voting: None.
   Total 0
Excused: None.
   Total 0

HB 118 (Twenty-first Legislative Day - Second Reading - House) - Representative Klock moved HB 118 do pass. Motion carried as follows:
   Total 97
Nays: Kerns, Sales, Washburn.
   Total 3
Excused: None.
   Total 0
Absent or not voting: None.
   Total 0

HB 118 (Twenty-second Legislative Day - Third Reading - House) passed as follows:
Yeas: Ankney, Arntzen, Augare, Barrett, Bean, B. Beck, P. Beck, Becker, Belcourt, Bennett, Berry, Blasdel, Blewett, Boland, Boss Ribs, Brown, Butcher, Caferro, Campbell, Cohenour, Dickenson,

Total 98
Nays: Boniek, Kerns.
Total 2
Excused: None.
Total 0
Absent or not voting: None.
Total 0

HB 118 (Fifty-seventh Legislative Day - Second Reading - Senate) - Senator Gebhardt moved HB 118 be concurred in. Motion carried as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzennried, Williams, Windy Boy, Zinke, Mr. President.
Total 49
Nays: None.
Total 0
Absent or not voting: None.
Total 0
Excused: Gallus.
Total 1

HB 118 (Fifty-eighth Legislative Day - Third Reading - Senate) concurred in as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzennried, Williams, Windy Boy, Zinke, Mr. President.
Total 49
Nays: None.
Total 0
Absent or not voting: None.
Total 0
Excused: Squires.
Total 1

HB 119 (Thirteenth Legislative Day - Second Reading - House) - Representative Miller moved HB 119, second reading copy, be amended as follows:
1. Title, line 9 through line 11. Following: "FINGERPRINTS;" on line 9
   Strike: "INCLUDING" on line 9 through "CONDITIONS;" on line 11
2. Title, line 20.
3. Page 7, line 11 through page 15, line 5.
Strike: section 5, section 6, and section 7 in their entirety
Renumber: subsequent sections
4. Page 34, line 18.
Strike: "12, 13, and 22 through 24"
Insert: "9, 10, and 19 through 21"
Amendment adopted as follows:

Total 97
Nays: Berry, Klock, Regier.
Total 3
Excused: None.
Total 0
Absent or not voting: None.
Total 0

HB 119  (Thirteenth Legislative Day - Second Reading - House)  - Representative Hunter moved HB 119, do pass as amended. Motion carried as follows:

Total 85
Total 14
Excused: None.
Total 0
Absent or not voting: Washburn.
Total 1

HB 119  (Fifteenth Legislative Day - Third Reading - House)  passed as follows:

HB 119 (Fifty-eighth Legislative Day - Second Reading - Senate) - Senator Barkus moved HB 119 be concurred in. Motion carried as follows:


Total 39

Nays: Balyeat, Curtiss, Esp, Gebhardt, Hamlett, Hinkle, Jackson, McGee, Stewart-Peregoy, Mr. President.

Total 10

Absent or not voting: None.

Total 0

Excused: Squires.

Total 1

HB 119 (Fifty-ninth Legislative Day - Third Reading - Senate) concurred in as follows:

Yeas: Bales, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Erickson, Essmann, Gallus, Gillan, Hamlett, Hansen, Hawks, Jent, Juneau, Kaufmann, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Steinbeisser, J. Tropila, M. Tropila, Tutvedt, Wanzendried, Williams, Zinke, Mr. President.

Total 39

Nays: Balyeat, Curtiss, Esp, Gebhardt, Hinkle, Jackson, Shockley, Stewart-Peregoy.

Total 8

Absent or not voting: None.

Total 0

Excused: Keane, Squires, Windy Boy.

Total 3

HB 119 (Sixty-first Legislative Day - Second Reading - House) - Senate Amendments - Representative Hunter moved Senate amendments to HB 119 be concurred in. Motion carried as follows:


Total 83


Total 17

Excused: None.
HB 119 (Sixty-second Legislative Day - Third Reading - House) passed as follows:


Total 79


Total 21

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 120 (Eleventh Legislative Day - Second Reading - House) - Representative McChesney moved HB 120 do pass. Motion carried as follows:


Total 95

Nays: None.

Total 0

Excused: A. Noonan, P. Noonan, Reichner, Mr. Speaker.

Total 4

Absent or not voting: Pease-Lopez.

Total 1

HB 120 (Twelfth Legislative Day - Third Reading - House) passed as follows:


Total 98
HB 120

Nays: None.
Total 0
Excused: None.
Total 0
Absent or not voting: A. Noonan, P. Noonan.
Total 2

HB 120 (Fifty-second Legislative Day - Second Reading - Senate) - Senator Keane moved HB 120 be concurred in. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
Total 48

Nays: None.
Total 0
Absent or not voting: None.
Total 0
Excused: Larsen, Squires.
Total 2

HB 120 (Fifty-third Legislative Day - Third Reading - Senate) concurred in as follows:

Total 48

Nays: None.
Total 0
Absent or not voting: None.
Total 0
Excused: Gallus, Squires.
Total 2

HB 121 (Sixteenth Legislative Day - Second Reading - House) - Representative Cohenour moved HB 121 do pass. Motion carried as follows:

Total 100

Nays: None.
Total 0
Excused: None.
HB 121 (Seventeenth Legislative Day - Third Reading - House) passed as follows:
Total 99
Nays: None.
Total 0
Excused: Grinde.
Total 1
Absent or not voting: None.
Total 0

HB 121 (Fifty-first Legislative Day - Second Reading - Senate) - Senator McGee moved HB 121 be concurred in. Motion carried as follows:
Total 49
Nays: None.
Total 0
Absent or not voting: None.
Total 0
Excused: Squires.
Total 1

HB 121 (Fifty-second Legislative Day - Third Reading - Senate) concurred in as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
Total 48
Nays: None.
Total 0
Absent or not voting: None.
Total 0
Excused: Larsen, Squires.
Total 2
HB 122  (Ninth Legislative Day - Second Reading - House) - Representative Menahan moved HB 122 do pass. Motion carried as follows:

Total 80

Nays: Arntzen, Bean, B. Beck, Bennett, Boniek, Butcher, Hawk, Hendrick, Kasten, Kerns, Mendenhall, Miller, Morgan, Regier, Reichner, Roberts, Sales, Smith, Sonju.
Total 19

Excused: None.
Total 0

Absent or not voting: Mehlhoff.
Total 1

HB 122  (Tenth Legislative Day - Third Reading - House) passed as follows:

Total 80

Nays: Arntzen, Bean, B. Beck, Bennett, Blasdel, Boniek, Butcher, Hawk, Hendrick, Kasten, Kerns, Mendenhall, Miller, Morgan, Regier, Reichner, Roberts, Sales, Smith, Sonju.
Total 18

Excused: A. Noonan, Mr. Speaker.
Total 2

Absent or not voting: None.
Total 0

HB 122  (Fifty-first Legislative Day - Second Reading - Senate) - Senator Shockley moved HB 122 be concurred in. Motion carried as follows:

Total 49

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: Squires.
Total 1

HB 122  (Fifty-second Legislative Day - Third Reading - Senate) concurred in as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jenk, Juneau, Kaufmann, Keane, Laible, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 48

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Larsen, Squires.

Total 2

HB 123 (Twenty-fifth Legislative Day - Second Reading - House) - Representative Jones moved HB 123 do pass. Motion carried as follows:


Total 85


Total 12

Excused: None.

Total 0

Absent or not voting: Hamilton, McChesney, Pease-Lopez.

Total 3

HB 123 (Twenty-sixth Legislative Day - Third Reading - House) passed as follows:


Total 90

Nays: Caferro, Dickenson, Fleming, Furey, MacDonald, Ponnichowski, Van Dyk, Wiseman.

Total 8

Excused: Sands.

Total 1

Absent or not voting: Belcourt.

Total 1

HB 123 (Seventy-second Legislative Day - Second Reading - Senate) - Senator J. Peterson moved consideration of HB 123 be passed for the day. Motion carried.
HB 123  (Seventy-sixth Legislative Day - Second Reading - Senate) - Senator Brueggeman moved HB 123 do pass. Motion carried as follows:
Yeas: Bales, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gillan, Hamlett, Hansen, Hawks, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Squires, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Zinke, Mr. President.
    Total 44
Nays: Balyeat, Gebhardt, Hinkle, Shockley, Steinbeisser, Windy Boy.
    Total 6
Absent or not voting: None.
    Total 0
Excused: None.
    Total 0

HB 123  (Seventy-seventh Legislative Day - Third Reading - Senate) concurred in as follows:
    Total 44
Nays: Cooney, Erickson, Esp, Gillan, Moss, Schmidt, Stewart-Peregoy, Wanzenried, Williams.
    Total 9
Absent or not voting: None.
    Total 0
Excused: Gallus.
    Total 1

HB 123  (Seventy-eighth Legislative Day - Second Reading - Senate) - Governor's Amendments - Senator Brueggeman moved Governor's amendments to HB 123 not be concurred in. Motion carried as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Essmann, Gebhardt, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Shockley, Squires, Steinbeisser, J. Tropila, M. Tropila, Tutvedt, Windy Boy, Zinke, Mr. President.
    Total 40
Nays: Cooney, Erickson, Esp, Gillan, Moss, Schmidt, Stewart-Peregoy, Wanzenried, Williams.
    Total 9
Absent or not voting: None.
    Total 0
Excused: Gallus.
    Total 1

HB 123  (Seventy-ninth Legislative Day - Second Reading - House) - Senate Amendments - Representative Jones moved Senate amendments to HB 123 be concurred in. Motion carried as follows:
HB 123 (Eightieth Legislative Day - Third Reading - House), as amended by the Senate, concurred in as follows:


Total 93


Total 6

Excused: None.

Total 0

Absent or not voting: Butcher.

Total 1

HB 123 (Eighty-seventh Legislative Day - Second Reading - House) - Governor’s Amendments - Representative Jones moved Governor’s amendments to HB 123 be concurred in. Motion carried as follows:


Total 84


Total 16

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 123 (Eighty-eighth Legislative Day - Third Reading - House) Governor’s amendments concurred, as follows:
HB 123  61ST LEGISLATURE (2009)  150

Total 76

Total 23

Excused: Stoker.
Total 1

Absent or not voting: None.
Total 0

HB 123 (Eighty-ninth Legislative Day - Second Reading - Senate) - Governor’s Amendments - Senator Brueggeman moved Governor’s amendments to HB 123 not be concurred in. Motion carried as follows:
Total 40

Nays: Cooney, Erickson, Esp, Gillan, Moss, Schmidt, Stewart-Peregoy, Wanzenried, Williams.
Total 9

Absent or not voting: None.
Total 0

Excused: Gallus.
Total 1

HB 123 (Ninetieth Legislative Day - Second Reading - House) - Conference Committee Report No. 1 - Representative Jones moved the Conference Committee report to HB 123 be adopted. Motion carried as follows:
Total 88

Total 12

Excused: None.
Total 0

Absent or not voting: None.
Total 0
HB 123  (Ninetieth Legislative Day - Third Reading - Senate)  Free Conference Committee Report No. 1, adopted as follows:

Yeas: Bales, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jent, Juneau, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Williams, Zinke, Mr. President.

Total 43

Nays: Balyeat, Jackson, Kaufmann, Shockley, Squires, Wanzenried.

Total 6

Absent or not voting: None.

Total 0

Excused: Windy Boy.

Total 1

HB 123  (Ninetieth Legislative Day - Third Reading - House)  Free Conference Committee report, adopted as follows:


Total 86


Total 14

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 123  (Ninetieth Legislative Day - Second Reading - Senate)  Free Conference Committee Report No. 1 - Senator Brueggeman moved the Free Conference Committee report to HB 123 be adopted. Motion carried as follows:


Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 125  (Fourteenth Legislative Day - Second Reading - House)  Representative Mehlhoff moved HB 125 do pass. Motion carried as follows:

Total 99

Nays: None.
Total 0

Excused: Sales.
Total 1

Absent or not voting: None.
Total 0

HB 125  (Fifteenth Legislative Day - Third Reading - House) passed as follows:


Total 99

Nays: None.
Total 0

Excused: Milburn.
Total 1

Absent or not voting: None.
Total 0

HB 125  (Fifty-second Legislative Day - Second Reading - Senate) - Senator Keane moved HB 125 be concurred in. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jen, Juneau, Kaufmann, Keane, Laible, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 48

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: Larsen, Squires.
Total 2

HB 125  (Fifty-third Legislative Day - Third Reading - Senate) concurred in as follows:

Total 48

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Gallus, Squires.

Total 2

HB 126 (Ninth Legislative Day - Second Reading - House) - Representative Augare moved HB 126 do pass. Motion carried as follows:


Total 80


Total 20

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 126 (Tenth Legislative Day - Third Reading - House) passed as follows:


Total 78


Total 20

Excused: A. Noonan, Mr. Speaker.

Total 2

Absent or not voting: None.

Total 0

HB 126 (Fiftieth Legislative Day - Second Reading - Senate) - Senator Keane moved HB 126 be concurred in. Motion carried as follows:
HB 126

(50th Legislative Day - Third Reading - Senate) concurred in as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 48

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: Gillan, Squires.
Total 2

HB 127 (Twelfth Legislative Day - Second Reading - House) - Representative Sesso moved HB 127 do pass. Motion carried as follows:


Total 84

Total 13

Absent or not voting: P. Noonan, Sales, Mr. Speaker.
Total 0

Excused: None.
Total 0

HB 127 (Thirteenth Legislative Day - Third Reading - House) passed as follows:


Total 86


Total 13

Excused: None.

Total 0

Absent or not voting: Blewett.

Total 1

HB 127  (Seventy-second Legislative Day - Second Reading - Senate) - Senator Cooney moved HB 127 be concurred in. Motion carried as follows:

Yeas: Bales, Barrett, Black, Branae, Brenden, T. Brown, Brueggeman, Cooney, Erickson, Esp, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 42


Total 8

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 127  (Seventy-third Legislative Day - Third Reading - Senate) concurred in as follows:

Yeas: Bales, Barrett, Black, Branae, Brenden, T. Brown, Brueggeman, Cooney, Erickson, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Wanzenried, Williams, Zinke, Mr. President.

Total 40


Total 9

Absent or not voting: None.

Total 0

Excused: Windy Boy.

Total 1

HB 128  (Thirtieth Legislative Day - Second Reading - House) - Representative Sesso moved HB 128 do pass. Motion carried as follows:


Total 91

Nays: Blasdel, Boniek, Miller, Peterson, Randall, Sales, Sonju, Taylor.
HB 128 (Thirty-first Legislative Day - Third Reading - House) passed as follows:
Total 90
Nays: Blasdel, Boniek, Peterson, Randall, Sales, Sonju, Vincent, Wagner, Warburton.
Total 9
Excused: None.
Total 0
Absent or not voting: Mendenhall.
Total 1

HB 128 (Seventy-ninth Legislative Day - Second Reading - Senate) - Senator M. Tropila moved HB 128 be concurred in. Motion carried as follows:
Total 44
Nays: Balyeat, Brenden, Hinkle, McGee, Shockley, Mr. President.
Total 6
Excused: None.
Total 0
Absent or not voting: None.
Total 0

HB 128 (Eightieth Legislative Day - Third Reading - Senate) concurred in as follows:
Total 40
Nays: Balyeat, Brenden, R. Brown, Hinkle, Jackson, McGee, Shockley, Tutvedt, Mr. President.
Total 10
Excused: None.
Total 0
Absent or not voting: None.
Total 0
HB 128 (Eighty-second Legislative Day - Second Reading - House) - Senate Amendments - Representative Sesso moved Senate amendments to HB 128 be concurred in. Motion carried as follows:


Total 87

Nays: Bennett, Boniek, Hawk, Hendrick, Kasten, Kerns, Miller, Morgan, Randall, Sales, Taylor, Wagner.

Total 12

Excused: None.

Total 0

Absent or not voting: Hamilton.

Total 1

HB 128 (Eighty-third Legislative Day - Third Reading - House), as amended by the Senate, passed as follows:


Total 77


Total 21

Excused: Boniek, Villa.

Total 2

Absent or not voting: None.

Total 0

HB 129 (Nineteenth Legislative Day - Second Reading - House) - Representative Getz moved HB 129 do pass. Motion carried as follows:


Total 81


Total 19
HB 129  (Twentyventh Legislative Day - Third Reading - House) passed as follows:


Total  80


Total  18

Excused: None.

Total  0

Absent or not voting: Ingraham, Sesso.

Total  2

HB 129  (Fifty-ninth Legislative Day - Second Reading - Senate) - Senator Gallus moved HB 129 be concurred in. Motion carried as follows:

Yeas: Bales, Barkus, Barrett, Black, Branae, R. Brown, T. Brown, Brueggeman, Cooney, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jackson, Jen, Juneau, Kaufmann, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Zinke, Mr. President.

Total  42

Nays: Balyeat, Brenden, Curtiss, Hinkle, Mcgee.

Total  5

Absent or not voting: None.

Total  0

Excused: Keane, Squires, Windy Boy.

Total  3

HB 129  (Sixtieth Legislative Day - Third Reading - Senate) concurred in as follows:

Yeas: Bales, Barkus, Barrett, Black, Branae, R. Brown, T. Brown, Brueggeman, Cooney, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jackson, Jen, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total  43

Nays: Balyeat, Brenden, Curtiss, Hinkle, Mcgee, Shockley.

Total  6

Absent or not voting: None.

Total  0

Excused: Squires.

Total  1
HB 130 (Twenty-seventh Legislative Day - Second Reading - House) - Representative Stoker moved HB 130 do pass. Motion carried as follows:


Total 81

Nays: Bennett, Blasdel, Boniek, Butcher, Hawk, Himmelberger, Hollandsworth, Howard, Kasten, Kerns, Mendenhall, Miller, More, Randall, Regier, Sales, Sonju, Vance, Wagner.

Total 19

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 130 (Sixty-fifth Legislative Day - Second Reading - House) - Representative Stoker moved HB 130 do pass. Motion carried as follows:


Total 83

Nays: Bean, Bennett, Blasdel, Boniek, Brown, Butcher, Howard, Ingraham, Kerns, Mendenhall, Miller, Randall, Regier, Sales, Smith, Sonju, Vance.

Total 17

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 130 (Sixty-sixth Legislative Day - Third Reading - House) passed as follows:


Total 81


Total 19

Excused: None.

Total 0
Absent or not voting: None.
Total 0

HB 130 (Seventy-seventh Legislative Day - Second Reading - Senate) - Senator Laslovich moved HB 130 be concurred in. Motion carried as follows:
Total 37
Nays: Bales, Barkus, Brenden, Esp, Essmann, Gebhardt, Jackson, Keane, Lewis, Peterson, Ripley, Zinke, Mr. President.
Total 13
Absent or not voting: None.
Total 0
Excused: None.
Total 0

HB 130 (Eighty-fourth Legislative Day - Second Reading - Senate) - Senator Laslovich moved HB 130 be concurred in. Motion carried as follows:
Total 50
Nays: None.
Total 0
Absent or not voting: None.
Total 0
Excused: None.
Total 0

HB 130 (Eighty-fourth Legislative Day - Third Reading - Senate) concurred in as follows:
Total 50
Nays: None.
Total 0
Absent or not voting: None.
Total 0
Excused: None.
Total 0

HB 130 (Eighty-fifth Legislative Day - Second Reading - House) - Senate Amendments - Representative Stoker moved Senate amendments to HB 130 be concurred in. Motion carried as follows:
Yeas: Ankney, Arntzen, Augare, Barrett, P. Beck, Becker, Belcourt, Bennett, Berry, Blewett, Boland, Boss Ribs, Brown, Caferro, Campbell, Cohenour, Dickenson, Driscoll, Ebinger, Fleming, French, Furey,

Total 86


Total 11

Excused: None.

Total 0

Absent or not voting: B. Beck, McClafferty, Roundstone.

Total 3

HB 130 (Eighty-sixth Legislative Day - Third Reading - House) Senate Amendments, passed as follows:


Total 79


Total 19

Excused: None.

Total 0

Absent or not voting: B. Beck, Reichner.

Total 2

HB 131 (Twenty-seventh Legislative Day - Second Reading - House) - Representative Stoker moved HB 131 do pass. Motion carried as follows:


Total 63


Total 36

Excused: None.

Total 0

Absent or not voting: Kottel.

Total 1
HB 131 61ST LEGISLATURE (2009) 162

HB 131 (Sixty-fifth Legislative Day - Second Reading - House) - Representative Stoker moved HB 131 do pass. Motion carried as follows:
Total 74
Total 26
Excused: None.
Total 0
Absent or not voting: None.
Total 0

HB 131 (Sixty-sixth Legislative Day - Third Reading - House) passed as follows:
Total 76
Total 24
Excused: None.
Total 0
Absent or not voting: None.
Total 0

HB 131 (Seventy-seventh Legislative Day - Second Reading - Senate) - Senator Shockley moved HB 131 be concurred in. Motion carried as follows:
Total 36
Nays: Bales, Barkus, Brenden, R. Brown, Essmann, Gebhardt, Jackson, Keane, Lewis, Peterson, Ripley, Steinbeisser, Mr. President.
Total 13
Absent or not voting: None.
Total 0
Excused: Esp.
Total 1
HB 131  (Eighty-fourth Legislative Day - Second Reading - Senate) - Senator Shockley moved HB 131 be concurred in. Motion carried as follows:
Total  50
Nays: None.
Total  0
Absent or not voting: None.
Total  0
Excused: None.
Total  0

HB 131  (Eighty-fourth Legislative Day - Third Reading - Senate) concurred in as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
Total  49
Nays: Esp.
Total  1
Absent or not voting: None.
Total  0
Excused: None.
Total  0

HB 131  (Eighty-fifth Legislative Day - Second Reading - House) - Senate Amendments - Representative Stoker moved Senate amendments to HB 131 be concurred in. Motion carried as follows:
Total  90
Nays: Ankney, Bean, Blasdel, Boniek, Butcher, Ingraham, Sales, Smith, Wagner.
Total  9
Excused: None.
Total  0
Absent or not voting: Himmelberger.
Total  1

HB 131  (Eighty-sixth Legislative Day - Third Reading - House) Senate Amendments, passed as follows:
HB 132
61ST LEGISLATURE (2009) 164


Total 74


Total 26

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 132 (Twenty-seventh Legislative Day - Second Reading - House) - Representative Stoker moved HB 132 do pass. Motion carried as follows:


Total 77


Total 23

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 132 (Sixty-fifth Legislative Day - Second Reading - House) - Representative Stoker moved HB 132 do pass. Motion carried as follows:


Total 80


Total 19

Excused: None.

Total 0
Absent or not voting: Wilson.
  Total 1

HB 132 (Sixty-sixth Legislative Day - Third Reading - House) passed as follows:

  Total 79

  Total 21

Excused: None.
  Total 0

Absent or not voting: None.
  Total 0

HB 132 (Seventy-seventh Legislative Day - Second Reading - Senate) - Senator Jent moved HB 132 be concurred in. Motion carried as follows:

  Total 42

Nays: Bales, R. Brown, Esp, Essmann, Jackson, Keane, Peterson, Mr. President.
  Total 8

Absent or not voting: None.
  Total 0

Excused: None.
  Total 0

HB 132 (Eighty-fourth Legislative Day - Third Reading - Senate) concurred in as follows:

  Total 49

Nays: Ripley.
  Total 1

Absent or not voting: None.
  Total 0

Excused: None.
  Total 0

HB 132 (Eighty-fourth Legislative Day - Second Reading - Senate) - Senator Jent moved HB 132 be concurred in. Motion carried as follows:
HB 132  61ST LEGISLATURE (2009)  166


Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 132 (Eighty-fifth Legislative Day - Second Reading - House) - Senate Amendments - Representative Stoker moved Senate amendments to HB 132 be concurred in. Motion carried as follows:


Total 99

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Himmelberger.

Total 1

HB 132 (Eighty-sixth Legislative Day - Third Reading - House) Senate Amendments, passed as follows:


Total 79


Total 20

Excused: None.

Total 0

Absent or not voting: Ankney.

Total 1
HB 133 (Twenty-second Legislative Day - Second Reading - House) - Representative Warburton

moved HB 133, second reading copy, be amended as follows:

1. Page 11, line 30.
   Following: ";"
   Insert: “and”
2. Page 12, lines 5 and 6.
   Strike: “; and” on line 5 through “rule” on line 6

Amendment adopted as follows:


Total 51


Total 49

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 133 (Twenty-second Legislative Day - Second Reading - House) - Representative Stoker

moved HB 133 as amended do pass. Motion carried as follows:


Total 76


Total 24

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 133 (Twenty-fourth Legislative Day - Third Reading - House) - Representative Stoker

moved HB 133 do pass.

HB 133 (Twenty-fourth Legislative Day - Third Reading - House) failed as follows:


Total 41
HB 133

61ST LEGISLATURE (2009) 168


Total 59

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 133

Thirty-second Legislative Day - Second Reading - House - Representative Stoker moved HB 133 do pass. Motion carried as follows:


Total 91

Nays: Becker, Boniek, Hawk, Kasten, Randall, Roundstone, Sales.

Total 7

Excused: None.

Total 0

Absent or not voting: Himmelberger, Washburn.

Total 2

HB 133

Thirty-third Legislative Day - Third Reading - House passed as follows:


Total 93

Nays: Becker, Boniek, Kasten, Randall, Roundstone, Sales, Wagner.

Total 7

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 133

Sixty-second Legislative Day - Second Reading - Senate - Senator Esp moved HB 133 be concurred in. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson,
HB 133 (Sixty-third Legislative Day - Third Reading - Senate) concurred in as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Branae.

Total 1

HB 133 (Sixty-eighth Legislative Day - Second Reading - House) - Senate Amendments - Representative Stoker moved Senate amendments to HB 133 be concurred in. Motion carried as follows:


Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 133 (Sixty-ninth Legislative Day - Third Reading - House) , as amended by the Senate, passed as follows:

HB 134  61ST LEGISLATURE (2009)  170


Total 92

Nays: Becker, Wagner.

total 2


Total 6

Absent or not voting: None.

Total 0

HB 134  (Ninth Legislative Day - Second Reading - House) - Representative Nooney moved HB 134 do pass. Motion carried as follows:


Total 72


Total 28

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 135  (Fifty-seventh Legislative Day - Second Reading - House) - Representative Belcourt moved HB 135 do pass. Motion carried as follows:


Total 87

Nays: Bennett, Hawk, Howard, Kasten, Kerns, Lake, Mendenhall, Morgan, Randall, Sales.

Total 10

Excused: Himmelberger, Nooney.

Total 2

Absent or not voting: Wilson.

Total 1

HB 135  (Fifty-eighth Legislative Day - Third Reading - House) passed as follows:

Yeas: Ankney, Arntzen, Augare, Barrett, B. Beck, P. Beck, Becker, Belcourt, Berry, Blasdel, Blewett, Boland, Boss Ribs, Brown, Butcher, Caferro, Campbell, Cohenour, Dickenson, Driscoll, Ebinger,
HB 135 (Eighty-second Legislative Day - Second Reading - Senate) - Senator Windy Boy moved HB 135 be concurred in. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jackson, Kent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 48

Nays: Hinkle.
Total 1

Absent or not voting: None.
Total 0

Excused: Gebhardt.
Total 1

HB 135 (Eighty-fourth Legislative Day - Third Reading - Senate) concurred in as follows:


Total 50

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 136 (Tenth Legislative Day - Second Reading - House) - Representative Boland moved HB 136 do pass. Motion carried as follows:

HB 136 (Eleventh Legislative Day - Third Reading - House) passed as follows:


Total 78


Total 15

Excused: A. Noonan, Mr. Speaker.

Total 2

Absent or not voting: Glaser.

Total 1

HB 136 (Fifty-fifth Legislative Day - Second Reading - Senate) - Senator J. Tropila moved HB 136 be concurred in. Motion carried as follows:


Total 39

Nays: Bales, Barkus, Black, Brenden, Esp, Hinkle, Laible, McGee, Zinke, Mr. President.

Total 10

Absent or not voting: None.

Total 0

Excused: Wanzenried.

Total 1

HB 136 (Fifty-sixth Legislative Day - Third Reading - Senate) concurred in as follows:


Total 39

Nays: Bales, Barkus, Black, Brenden, Esp, Gallus, Gebhardt, Hinkle, McGee, Mr. President.

Total 10

Absent or not voting: None.

Total 0
Excused: Squires.
Total 1

HB 137 (Seventeenth Legislative Day - Second Reading - House) - Representative McNutt moved HB 137 do pass. Motion carried as follows:
Total 99
Nays: Taylor.
Total 1
Excused: None.
Total 0
Absent or not voting: None.
Total 0

HB 137 (Eighteenth Legislative Day - Third Reading - House) passed as follows:
Total 96
Nays: Taylor, Washburn.
Total 2
Excused: Grinde.
Total 1
Absent or not voting: Blasdel.
Total 1

HB 137 (Fifty-seventh Legislative Day - Second Reading - Senate) - Senator Shockley moved HB 137 be concurred in. Motion carried as follows:
Total 49
Nays: None.
Total 0
Absent or not voting: None.
Total 0
Excused: Gallus.
Total 1

HB 137 (Fifty-eighth Legislative Day - Third Reading - Senate) concurred in as follows:
Total 49
Nays: None.
Total 0
Absent or not voting: None.
Total 0
Excused: Squires.
Total 1

HB 138 (Ninth Legislative Day - Second Reading - House) - Representative Hunter moved HB 138, as amended, do pass. Motion carried as follows:
Total 75
Total 25
Excused: None.
Total 0
Absent or not voting: None.
Total 0

HB 138 (Ninth Legislative Day - Second Reading - House) - Representative Hunter moved HB 138, second reading copy, be further amended as follows:
1. Page 5, line 25.
   Following: “employer.”
   Insert: “The department shall invite a representative of the public sector employer and a representative of any labor organization that represents employees of the public sector employer who are working at the workplace that is to be inspected to accompany the department employee on the inspection. The labor organization representative must be on paid status while accompanying the department employee on the inspection.”
2. Page 6, line 17.
   Following: “organization”
   Strike: “, if known,”
Amendment adopted as follows:
HB 138 (Tenth Legislative Day - Third Reading - House) passed as follows:


Total 80


Total 18

Excused: A. Noonan, Mr. Speaker.

Total 2

Absent or not voting: None.

Total 0

HB 138 (Fifty-first Legislative Day - Second Reading - Senate) - Senator Zinke moved HB 138 be concurred in. Motion carried as follows:


Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Squires.

Total 1

HB 138 (Fifty-second Legislative Day - Third Reading - Senate) concurred in as follows:


Total 48
HB 139

(Second Reading - House) - Representative Vincent moved HB 139 do pass. Motion carried as follows:


Total 100

Nays: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 139

(Twenty-sixth Legislative Day - Third Reading - House) passed as follows:


Total 98

Nays: None.
Total 0

Excused: Sands.
Total 1

Absent or not voting: Belcourt.
Total 1

HB 139

(Sixtieth Legislative Day - Second Reading - Senate) - Senator Curtiss moved HB 139 be concurred in. Motion carried as follows:

HB 139 (Sixty-first Legislative Day - Third Reading - Senate) concurred in as follows:


Total 44

Nays: Cooney, Erickson, Juneau, Kaufmann, Moss, Williams.

Total 6

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 140 (Thirty-first Legislative Day - Second Reading - House) - Representative Vincent moved HB 140 do pass. Motion carried as follows:


Total 86


Total 14

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 140 (Thirty-second Legislative Day - Third Reading - House) passed as follows:


Total 80

Nays: Cooney, Erickson, Juneau, Kaufmann, Moss, Williams.

Total 6

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 140 (Thirty-second Legislative Day - Third Reading - House) passed as follows:


Total 80
Total 20
Excused: None.
Total 0
Absent or not voting: None.
Total 0

HB 140 (Fifty-second Legislative Day - Second Reading - Senate) - Senator Gebhardt moved consideration of HB 140 be passed for the day. Without objection, motion carried.

HB 140 (Fifty-third Legislative Day - Second Reading - Senate) - Senator Gebhardt moved HB 140 be concurred in. Motion carried as follows:
Total 42
Nays: Cooney, Erickson, Jent, Juneau, Kaufmann, Moss, M. Tropila.
Total 7
Absent or not voting: None.
Total 0
Excused: Squires.
Total 1

HB 140 (Fifty-fourth Legislative Day - Third Reading - Senate) concurred in as follows:
Total 43
Nays: Cooney, Erickson, Juneau, Kaufmann, Moss, M. Tropila.
Total 6
Absent or not voting: None.
Total 0
Excused: Squires.
Total 1

HB 143 (Eighteenth Legislative Day - Second Reading - House) - Representative McAlpin moved HB 143 do pass. Motion carried as follows:
Total 51
Nays: Arntzen, Bean, B. Beck, Bennett, Berry, Blasdel, Boniek, Brown, Butcher, Glaser, Hawk, Hendrick, Himmelberger, Hollandsworth, Hoven, Howard, Ingraham, Jones, Kasten, Kerns, Klock, Lake, MacLaren, McGillvray, McNutt, Mendenhall, Milburn, Miller, More, Morgan, Nooney, O’Hara,

Total 49
Excused: None.
Total 0
Absent or not voting: None.
Total 0

HB 143 (Fifty-seventh Legislative Day - Second Reading - House) - Representative McAlpin moved HB 143 as amended, do pass. Motion carried as follows:


Total 56


Total 42
Excused: Himmelberger, Nooney.
Total 2
Absent or not voting: None.
Total 0

HB 143 (Fifty-seventh Legislative Day - Second Reading - House) - Representative Welborn moved HB 143 do pass.

HB 143 (Fifty-seventh Legislative Day - Second Reading - House) - Representative Welborn moved HB 143, second reading copy, be amended as follows:

1. Page 1, line 19.
Following: "practices,"
Strike: "OR"
Following: "CHURCHES"
Insert: "or their integrated auxiliaries, or conventions or associations of churches"

Amendment adopted as follows:


Total 91

Nays: Mendenhall.
Total 1

Total 8
Absent or not voting: None.
HB 143 (Fifty-eighth Legislative Day - Third Reading - House) passed as follows:


Total 53


Total 46

Excused: None.

Total 0

Absent or not voting: Hamilton.

Total 1

HB 144 (Eighth Legislative Day - Second Reading - House) - Representative McAlpin moved HB 144 do pass. Motion carried as follows:


Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 144 (Ninth Legislative Day - Third Reading - House) passed as follows:


Total 100

Nays: None.
HB 144 (Sixty-seventh Legislative Day - Second Reading - Senate) - Senator Cooney moved HB 144 be concurred in. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 49

Nays: McGee.

Total 1

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 144 (Sixty-eighth Legislative Day - Third Reading - Senate) concurred in as follows:


Total 47

Nays: Gallus, McGee, Perry.

Total 3

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 145 (Forty-third Legislative Day - Second Reading - House) - Representative McAlpin moved to pass consideration on HB 145 for the day. Motion carried.

HB 146 (Tenth Legislative Day - Second Reading - House) - Representative MacLaren moved HB 146 do pass. Motion carried as follows:


Total 98

Nays: None.

Total 0
HB 146 61ST LEGISLATURE (2009) 182

Excused: A. Noonan, Mr. Speaker.
   Total 2

Absent or not voting: None.
   Total 0

HB 146 (Eleventh Legislative Day - Third Reading - House) passed as follows:

   Total 96

Nays: None.
   Total 0

Excused: A. Noonan, P. Noonan, Mr. Speaker.
   Total 3

Absent or not voting: Pease-Lopez.
   Total 1

HB 146 (Sixty-fourth Legislative Day - Second Reading - Senate) - Senator Black moved HB 146 be concurred in. Motion carried as follows:

Yeas: Bales, Balyeat, Barrett, Black, Branae, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Mcgee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
   Total 46

Nays: Barkus, Brenden, Esp, Hinkle.
   Total 4

Absent or not voting: None.
   Total 0

Excused: None.
   Total 0

HB 146 (Sixty-fifth Legislative Day - Third Reading - Senate) concurred in as follows:

Yeas: Bales, Balyeat, Barrett, Branae, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Mcgee, Moss, Murphy, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
   Total 44

Nays: Barkus, Black, Brenden, Esp, Hinkle, Perry.
   Total 6

Absent or not voting: None.
   Total 0

Excused: None.
   Total 0
HB 147 (Twentieth Legislative Day - Second Reading - House) - Representative MacLaren moved HB 147, second reading copy, be amended as follows:

   Following: “DEBT”
   Insert: “or”

Amendment adopted as follows:


Total 94

Nays: Bennett, Boniek, Mendenhall, Miller, More, Sales.

Total 6

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 147 (Twentieth Legislative Day - Second Reading - House) - Representative MacLaren moved HB 147 do pass as amended. Motion carried as follows:


Total 67


Total 33

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 147 (Twenty-first Legislative Day - Third Reading - House) passed as follows:


Total 63

Nays: Ankney, Bean, B. Beck, Bennett, Blasdel, Boniek, Brown, Butcher, Getz, Hawk, Howard, Ingraham, Kasten, Kerns, MacDonald, McGillvray, Mendenhall, Milburn, Miller, More, Morgan,
HB 147  61ST LEGISLATURE (2009)  184

Total 36
Excused: Stahl.
Total 1
Absent or not voting: None.
Total 0

HB 147  (Sixty-ninth Legislative Day - Second Reading - Senate) - Senator Cooney moved HB 147 be concurred in. Motion carried as follows:
Total 27
Nays: Balyeat, Brenden, R. Brown, T. Brown, Curtiss, Essmann, Gallus, Gebhardt, Hinkle, Jackson, McGee, Murphy, Peterson, Ripley, Steinbeisser, Tutvedt, Windy Boy, Mr. President.
Total 18
Absent or not voting: None.
Total 0
Excused: Barkus, Erickson, Keane, Perry, Stewart-Peregoy.
Total 5

HB 147  (Seventieth Legislative Day - Third Reading - Senate) concurred in as follows:
Total 34
Nays: Bales, Balyeat, Barkus, Black, Brenden, R. Brown, Curtiss, Gallus, Gebhardt, Hinkle, Jackson, Keane, McGee, Murphy, Ripley, Tutvedt.
Total 16
Absent or not voting: None.
Total 0
Excused: None.
Total 0

HB 147  (Seventy-third Legislative Day - Second Reading - House) - Senate Amendments - Representative MacLaren moved Senate amendments to HB 147 be concurred in. Motion carried as follows:
Total 88
Nays: Ankney, Bennett, Boniek, Dickenson, Ingramah, Kasten, Kerns, Miller, Morgan, Regier, Sales, Stahl.
Total 12
HB 147  (Seventy-fourth Legislative Day - Third Reading - House) , as amended by the Senate, passed as follows:


Total 81

Nays: Bean, Bennett, Boniek, Ingraham, Kasten, Kerns, Mendenhall, Miller, Morgan, Randall, Regier, Sales, Wagner, Warburton.

Total 14

Excused: Hiner.

Total 1

Absent or not voting: Campbell, Roberts, Sesso, Van Dyk.

Total 4

HB 149  (Tenth Legislative Day - Second Reading - House)  - Representative Menahan moved HB 149 do pass. Motion carried as follows:


Total 88

Nays: Bennett, Hendrick, Kerns, Nooney, Randall, Sales, Sonju, Vincent.

Total 8

Excused: A. Noonan, Mr. Speaker.

Total 2

Absent or not voting: Caferro, Glaser.

Total 2

HB 149  (Eleventh Legislative Day - Third Reading - House)  passed as follows:


Total 90
Nays: Bennett, Kasten, Kerns, Randall, Vincent.
   Total 5
Excused: A. Noonan, P. Noonan, Mr. Speaker.
   Total 3
Absent or not voting: Blasdel, Pease-Lopez.
   Total 2

HB 149 (Fifty-fourth Legislative Day - Second Reading - Senate) - Senator Esp moved HB 149 be concurred in. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
   Total 48
Nays: Hinkle.
   Total 1
Absent or not voting: None.
   Total 0
Excused: Squires.
   Total 1

HB 149 (Fifty-fifth Legislative Day - Third Reading - Senate) concurred in as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Williams, Windy Boy, Zinke, Mr. President.
   Total 48
Nays: None.
   Total 0
Absent or not voting: None.
   Total 0
Excused: Squires, Wanzenried.
   Total 2

HB 150 (Twenty-seventh Legislative Day - Second Reading - House) - Representative D. Brown moved HB 150 do pass. Motion carried as follows:

   Total 58
   Total 42
Excused: None.
HB 150 (Twenty-eighth Legislative Day - Third Reading - House) passed as follows:


Total 60


Total 39

Excused: Stahl.

Total 1

Absent or not voting: None.

Total 0

HB 150 (Sixty-second Legislative Day - Second Reading - Senate) - Senator Perry moved HB 150, as amended, be concurred in. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Hansen, Hawks, Hinkle, Jackson, Jent, Laible, Larsen, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Steinbeisser, J. Tropila, M. Tropila, Tutvedt, Windy Boy, Zinke, Mr. President.

Total 33

Nays: Branae, Cooney, Erickson, Gallus, Gillan, Hamlett, Juneau, Kaufmann, Keane, Laslovich, Moss, Schmidt, Shockley, Squires, Steward-Peregoy, Wanzenried, Williams.

Total 17

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 150 (Sixty-second Legislative Day - Second Reading - Senate) - Senator Jent moved HB 150, second reading copy, be amended as follows:

   Following: “activity”
   Insert: “and that cannot be prevented by the use of reasonable care”

Amendment adopted as follows:


Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0
HB 150 (Sixty-second Legislative Day - Second Reading - Senate) - Senator Perry moved HB 150 be concurred in.

HB 150 (Sixty-fourth Legislative Day - Third Reading - Senate) concurred in as follows:


Total 34

Nays: Branae, Cooney, Erickson, Gallus, Gillan, Juneau, Kaufmann, Keane, Laslovich, Moss, Schmidt, Shockley, Squires, Stewart-Peregoy, Wanzenried, Williams.

Total 16

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 150 (Sixty-eighth Legislative Day - Second Reading - House) - Senate Amendments - Representative D. Brown moved Senate amendments to HB 150 be concurred in. Motion carried as follows:


Total 88


Total 12

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 150 (Sixty-ninth Legislative Day - Third Reading - House), as amended by the Senate, passed as follows:


Total 65

Nays: Barrett, Beck, Becker, Blewett, Boland, Caferro, Cohenour, Dickenson, Driscoll, Fleming, French, Hands, Henry, Hollenbaugh, MacDonald, McAlpin, McClafferty, Mehlhoff, Menahan, A. Noonan, P. Noonan, Peterson, Pomnichowski, Reinhart, Sesso, Van Dyk, Wilmer, Wiseman, Mr. Speaker.
HB 150 (Eightieth Legislative Day - Second Reading - House) - Governor's Amendments - Representative D. Brown moved Governor's amendments to HB 150 be concurred in. Requires a 2/3 majority vote. Motion carried as follows:


Total 97

Nays: Wiseman.

Total 1

Excused: None.

Total 0

Absent or not voting: Mehlhoff, Vincent.

Total 2

HB 150 (Eighty-first Legislative Day - Third Reading - House), as amended by the Governor, passed as follows:


Total 91

Nays: Barrett, Caferro, Hands, Peterson, Sands, Sesso, Wiseman, Mr. Speaker.

Total 8

Excused: None.

Total 0

Absent or not voting: Butcher.

Total 1

HB 150 (Eighty-second Legislative Day - Second Reading - Senate) - Governor’s Amendments - Senator Perry moved Governor’s amendments to SB 150 be concurred in. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Lauble, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
HB 150 61ST LEGISLATURE (2009) 190

Total 49
Nays: None.
  Total 0
Absent or not voting: None.
  Total 0
Excused: Larsen.
  Total 1

HB 150 (Eighty-fourth Legislative Day - Third Reading - Senate), as amended by the Governor, concurred in as follows:

  Total 46
Nays: Erickson, Gallus, Juneau, Kaufmann.
  Total 4
Absent or not voting: None.
  Total 0
Excused: None.
  Total 0

HB 151 (Tenth Legislative Day - Second Reading - House) - Representative Becker moved HB 151 do pass. Motion carried as follows:

  Total 91
Nays: Hawk, Kasten, Lake, Mendenhall, More, Regier.
  Total 6
Excused: A. Noonan, Mr. Speaker.
  Total 2
Absent or not voting: Boniek.
  Total 1

HB 151 (Eleventh Legislative Day - Third Reading - House) passed as follows:

  Total 89
Nays: Boniek, Hawk, Kasten, Lake, Mendenhall, Regier, Sales.
    Total 7
Excused: A. Noonan, P. Noonan, Mr. Speaker.
    Total 3
Absent or not voting: Pease-Lopez.
    Total 1

HB 151 (Fifty-third Legislative Day - Second Reading - Senate) - Senator Juneau moved HB 151 be concurred in. Motion carried as follows:
    Total 39
Nays: Bales, Balyeat, Barkus, Hinkle, Jackson, McGee, Ripley, Shockley, Steinbeisser, Zinke.
    Total 10
Absent or not voting: None.
    Total 0
Excused: Squires.
    Total 1

HB 151 (Fifty-fourth Legislative Day - Third Reading - Senate) concurred in as follows:
Yeas: Bales, Balyeat, Barkus, Hinkle, Jackson, McGee, Ripley, Shockley, Steinbeisser, Zinke.
    Total 10
Absent or not voting: None.
    Total 0
Excused: Squires.
    Total 1

HB 152 (Sixty-fifth Legislative Day - Second Reading - House) - Representative Hamilton moved HB 152 do pass. Motion carried as follows:
    Total 80
    Total 19
Excused: None.
    Total 0
Absent or not voting: A. Noonan.
Total 1

HB 152 (Sixty-sixth Legislative Day - Third Reading - House) passed as follows:
Total 77

Total 23

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 152 (Seventy-ninth Legislative Day - Second Reading - Senate) - Senator Branae moved HB 152, second reading copy, be amended as follows:

1. Title, line 8.
Strike: “AN EQUITABLE FORMULA”
Insert: “CRITERIA AND PRIORITIES”
2. Page 2, line 2.
Following: “facilities”
Insert: “; and
WHEREAS, the Department of Commerce efficiently and effectively administers the Treasure State Endowment Program to assist local governments in funding infrastructure projects; and
WHEREAS, the Legislature seeks to commit ongoing state resources to school facilities by establishing a program to administer the award to public school districts for school facility project grants, matching planning grants, and emergency grants using the Treasure State Endowment Program as a model”
3. Page 2, line 11.
Strike: “8”
Insert: “9”
Strike: “8”
Insert: “9”
5. Page 3, line 1.
Following: “8”
Insert: “9”
Strike: “8”
Insert: “9”
Following: line 1
Insert: “(a) receive proposals for school facility projects from public school districts;
(b) assist public school districts in preparing cost estimates for projects;”
Renumber: subsequent subsections
Following: line 6
Insert: “(d) with the exception of emergency grants and matching planning grants, prepare and submit to the governor a list of recommendations as to projects and the form and amount of
financial assistance for each project, prioritized in accordance with the requirements of [section 6];"

Renumber: subsequent subsections

Following: "grants;"
Insert: ";"

Strike: "THE FORMULA PROVIDED FOR IN"
Insert: "rules adopted by the department, to public school districts for the planning of school facility projects within the limits of legislative appropriations for this purpose. The department shall prioritize the award of matching planning grants in accordance with the requirements of"

Following: line 19
Insert: "(2) The governor shall review the projects recommended by the department under subsection (1)(d) and submit to the legislature a list of recommendations as to projects and the form and amount of financial assistance for each project."

Renumber: subsequent subsections

Strike: "(2)" on line 20
Insert: "(3) (a)"
Following: "shall" on line 20
Strike: remainder of line 20 through "7]." on line 21
Insert: ":
(i) consider the governor’s recommendations, approve grants to public school districts for school facility projects, and appropriate money to the department from the account to fund the grants that have been approved, after the deduction of administrative expenses by the department; and
(ii) authorize funding and appropriate money to the department from the account to be awarded to public school districts by the department for matching planning grants and emergency grants, after the deduction of administrative expenses by the department.
(b) Grants approved by the legislature are dependent on the availability of funds and will be made available by the department in the order that the grant recipient satisfies the conditions described in [section 7]."

13. Page 5, line 29 through page 6, line 3.
Strike: section 6 in its entirety

"NEW SECTION. Section 6. Priorities for projects — application of criteria — consideration of project attributes — adjustments for educationally relevant factors. (1) In preparing recommendations to the governor under [section 5], the department shall apply the following criteria to applications for school facility projects in the listed order of priority:
(a) projects that solve urgent and serious public health or safety problems or that enable public school districts to meet state or federal health or safety standards;
(b) projects that provide improvements necessary to bring school facilities up to current local, state, and federal codes and standards;
(c) projects that enhance a public school district’s ability to offer specific services related to the requirements of the accreditation standards provided for in 20-7-111;
(d) projects that provide long-term, cost-effective benefits through energy-efficient design;
(e) projects that incorporate long-term, cost-effective benefits to school facilities, including the technology needs of school facilities; and
(f) projects that enhance educational opportunities for students.
(2) In applying the criteria under subsection (1), the department shall consider, without preference or priority, the following attributes of a school facility project application:
(a) the need for financial assistance;
(b) the fiscal capacity of the public school district to meet the conditions established in [section 7];
(c) past efforts to ensure sound, effective, long-term planning and management of the school facility and attempts to address school facility needs with local resources;
(d) the ability to obtain funds from sources other than the funds provided under [sections 1 through 9]; and
(e) the importance of the project and support for the project from the community.
(3) Before making its recommendations to the governor, the department may make adjustments to its ranking of the projects based on the educationally relevant factors established in 20-9-309. Before making any adjustments, the department may consult with the office of public instruction concerning the educationally relevant factors.

Following: line 6
Insert: “(1) A grant agreement must be executed between the department and the grant recipient. (2) The scope of work and budget for the project must be consistent with the application submitted by the grant recipient, reviewed by the department, and approved by the legislature. The department will consider requests to reduce the scope of a project in accordance with rules adopted by the department.”

Renumber: subsequent subsections

Following: line 19
Insert: “(6) The grant recipient shall satisfy other specific requirements considered necessary by the department to accomplish the purpose of the project as described in the application to the department.”

Following: line 29
Insert: “NEW SECTION. Section 8. Disbursement of funds — department discretion when actual expenses are less than projected expenses. (1) The department shall disburse grant funds on a reimbursement basis as grant recipients incur eligible project expenses. (2) If actual project expenses are lower than the projected project expenses, the department may, at its discretion: (a) direct an outright or partial reduction in the amount of grant funds provided to the grant recipient; or (b) allow the use of the remaining authorized program grant amounts for the completion of additional school facility improvements directly related to the approved school facility project that will further enhance the school facility.”

Renumber: subsequent sections

17. Page 7, lines 2 and 3.
Strike: “8” on line 2
Insert: “9”
Following: “regarding:” on line 2
Strike: remainder of line 2 through “ACCOMPLISHED.” on line 3
Insert: “rules regarding: (1) application guidelines and deadlines; (2) the evaluation process and ranking of applications; (3) grant award conditions, including requirements for matching funds; (4) scope and procedures for the award of matching planning grants and emergency grants; (5) amendments to grant awards; and (6) grant administration, including but not limited to requirements for: (a) the project’s startup; (b) compliance with other federal, state, or local laws, regulations, or requirements; (c) financial management related to the project; (d) property acquisition; (e) project and grant management; (f) project monitoring; and (g) project closeout procedures.”

Following: “proposals,”
Insert: “after receiving and evaluating proposals,”

Strike: “SHALL”
Insert: “may”

20. Page 7, line 23.
Strike: “7”
Insert: “8”
195 SECOND AND THIRD READING VOTES HB 152

Strike: “8”
Insert: “9”
Following: “and”
Insert: “and”
22. Page 10, lines 1 and 2.
Following: “77-4-208” on line 1
Strike: remainder of line 1 through “ACCOUNT” on line 2
23. Page 11, line 17.
Strike: “8”
Insert: “9”
Strike: “8”
Insert: “9”
Strike: “17”
Insert: “18”
Amendment adopted as follows:
Total 26
Nays: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Curtiss, Esp, Essmann, Gebhardt, Hinkle, Jackson, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Steinbeisser, Tutvedt, Mr. President.
Total 24
Absent or not voting: None.
Total 0
Excused: None.
Total 0

HB 152 (Seventy-ninth Legislative Day - Second Reading - Senate) - Senator Laible moved HB 152 be concurred in.

HB 152 (Seventy-ninth Legislative Day - Second Reading - Senate) - Senator Hawks moved HB 152, second reading copy, be amended as follows:
1. Page 11, lines 29 and 30.
Following: “payments” on line 29
Strike: remainder of line 29 through “2010” on line 30
Insert: “beginning January 1, 2011”
Amendment adopted as follows:
Total 49
Nays: Ripley.
Total 1
Absent or not voting: None.
Total 0
Excused: None.
Total 0
HB 152 (Seventy-ninth Legislative Day - Second Reading - Senate) - Senator Laible moved HB 152, as amended, be concurred in. Motion carried as follows:


Total 38

Nays: Balyeat, Barkus, Brenden, Curtiss, Esp, Essmann, Hinkle, Jackson, McGee, Ripley, Tutvedt, Mr. President.

Total 12

Absent or not voting: None.

Excused: None.

HB 152 (Eightieth Legislative Day - Third Reading - Senate) - Senate Amendments - Representative Hamilton moved Senate amendments to HB 152 be concurred in. Motion carried as follows:


Total 32

Nays: Bales, Balyeat, Barkus, Barrett, Brenden, R. Brown, Esp, Essmann, Gebhardt, Hinkle, Jackson, Laible, McGee, Ripley, Shockley, Steinbeisser, Tutvedt, Mr. President.

Total 18

Absent or not voting: None.

Excused: None.

HB 152 (Eighty-third Legislative Day - Second Reading - House) - Senate Amendments - Representative Hamilton moved Senate amendments to HB 152 be concurred in. Motion carried as follows:


Total 71


Total 28

Excused: Nooney.

Total 1

Absent or not voting: None.

Total 0

HB 152 (Eighty-fourth Legislative Day - Third Reading - House) as amended by Senate, passed as follows:
HB 153 (Twenty-fifth Legislative Day - Second Reading - House) - Representative Hands moved HB 153 do pass.


Total 92

Nays: Bean, Brown, Butcher, Hawk, Howard, Kerns, Lake, Regier, Sales, Sonju.

Total 11

Excused: Sands.

Total 1

Absent or not voting: Belcourt.

Total 1

HB 153 (Twenty-sixth Legislative Day - Third Reading - House) passed as follows:


Total 87

Nays: Bean, Brown, Butcher, Hawk, Howard, Kerns, Lake, Regier, Sales, Sonju.

Total 11

Excused: None.

Total 0

Absent or not voting: Belcourt.

Total 1
HB 153  (Sixtieth Legislative Day - Second Reading - Senate) - Senator M. Tropila moved HB 153 be concurred in. Motion carried as follows:

Yeas: Bales, Branae, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Essmann, Gallus, Gillan, Hamlett, Hansen, Hawks, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Schmidt, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzennried, Williams, Windy Boy, Zinke, Mr. President.

Total 38


Total 11

Absent or not voting: None.

Total 0

Excused: Squires.

Total 1

Senator Squires present.

HB 153  (Sixty-first Legislative Day - Third Reading - Senate) concurred in as follows:


Total 36

Nays: Bales, Balyeat, Barkus, Barrett, Black, Brenden, Curtiss, Esp, Gebhardt, Hinkle, McGee, Ripley, Steinbeisser, Mr. President.

Total 14

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 154  (Sixty-third Legislative Day - Second Reading - House) - Representative Bergren moved HB 154 do pass. Motion carried as follows:


Total 95

Nays: Kerns, Mendenhall, Randall, Regier, Sales.

Total 5

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 154  (Sixty-fourth Legislative Day - Third Reading - House) passed as follows:

Yeas: Ankney, Arntzen, Augare, Barrett, Bean, B. Beck, P. Beck, Becker, Belcourt, Bennett, Berry, Blasdell, Blewett, Boland, Boss Ribs, Brown, Butcher, Caferro, Campbell, Cohenour, Dickenson,
HB 154 (Eighty-sixth Legislative Day - Second Reading - Senate) - Senator Lewis moved HB 154 be concurred in. Motion carried as follows:


Total 41

Nays: Balyeat, Barkus, Brenden, R. Brown, Esp, Jackson, Tutvedt, Mr. President.

Total 8

Absent or not voting: None.

Total 0

Excused: Hansen.

Total 1

HB 154 (Eighty-seventh Legislative Day - Third Reading - Senate) concurred in as follows:

Yeas: Bales, Barrett, Black, Branae, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hawks, Jent, Juneau, Kaufmann, Keane, Laible, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 41

Nays: Balyeat, Barkus, Brenden, R. Brown, Hinkle, Jackson, McGee.

Total 7

Absent or not voting: None.

Total 0

Excused: Hansen, Larsen.

Total 2

HB 155 (Twelfth Legislative Day - Second Reading - House) - Representative Pomnichowski moved HB 155 do pass. Motion carried as follows:


Total 93

Nays: Boniek, Kems, Mendenhall, Randall, Regier, Sales, Wagner.

Total 7

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 155 (Twelfth Legislative Day - Third Reading - House) concurred in as follows:


Total 93

Nays: Boniek, Kems, Mendenhall, Randall, Regier, Sales, Wagner.

Total 7

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Hansen, Larsen.

Total 2

HB 155 (Twelfth Legislative Day - Third Reading - House) concurred in as follows:


Total 93

Nays: Boniek, Kems, Mendenhall, Randall, Regier, Sales, Wagner.

Total 7

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Hansen.
HB 155 (Thirteenth Legislative Day - Third Reading - House) passed as follows:


Total 98

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: A. Noonan, P. Noonan, Villa.

Total 3

HB 155 (Sixty-third Legislative Day - Second Reading - Senate) - Senator Brueggeman moved HB 155 be concurred in. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 47

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Branae, Hansen, Schmidt.

Total 3

HB 155 (Sixty-fourth Legislative Day - Third Reading - Senate) concurred in as follows:


Total 50

Nays: None.
HB 156 (Thirty-first Legislative Day - Second Reading - House) - Representative Pomnichowski moved HB 156 do pass. Motion carried as follows:


Total 51


Total 49

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 156 (Thirty-second Legislative Day - Third Reading - House) passed as follows:


Total 51


Total 48

Excused: None.

Total 0

Absent or not voting: Hoven.

Total 1

HB 157 (Twenty-fourth Legislative Day - Second Reading - House) - Representative Hunter moved HB 157 do pass. Motion carried as follows:

HB 157  61ST LEGISLATURE (2009)  202

Total 57

Total 41
Excused: None.

Total 0
Absent or not voting: Ankney, Jones.

Total 2

HB 157  (Twenty-fifth Legislative Day - Third Reading - House) passed as follows:

Total 60

Total 40
Excused: None.

Total 0
Absent or not voting: None.

Total 0

HB 158  (Fifteenth Legislative Day - Second Reading - House) - Representative Augare moved HB 158 do pass. Motion carried as follows:

Total 76

Total 23
Excused: Milburn.

Total 1
Absent or not voting: None.

Total 0

HB 158  (Sixteenth Legislative Day - Third Reading - House) passed as follows:

Total 74


Total 26

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 158 (Seventy-eighth Legislative Day - Third Reading - Senate) concurred in as follows:


Total 35

Nays: Bales, Balyeat, Barkus, Barrett, Brenden, T. Brown, Esp, Gebhardt, Hinkle, Jackson, Ripley, Shockley, Steinbeisser, Tutvedt.

Total 14

Absent or not voting: None.

Total 0

Excused: Gallus.

Total 1

HB 158 (Eighty-eighth Legislative Day - Second Reading - Senate) - Senator Juneau moved HB 158 be concurred in. Motion carried as follows:

Yeas: Bales, Black, Branae, R. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gillan, Hamlett, Hansen, Hawks, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Squires, Stewart-Peregoy, J. Tropila, M. Tropila, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 36


Total 13

Absent or not voting: None.

Total 0

Excused: Schmidt.

Total 1

HB 158 (Eighty-ninth Legislative Day - Third Reading - Senate) concurred in as follows:


Total 35

Nays: Bales, Balyeat, Barkus, Barrett, Brenden, T. Brown, Esp, Gebhardt, Hinkle, Jackson, Ripley, Shockley, Steinbeisser, Tutvedt.
HB 159  (Twenty-seventh Legislative Day - Second Reading - House)  - Representative Augare moved HB 159 do pass. Motion carried as follows:


Nays: Kasten, Kerns, McGillvray.

Excused: None.

Absent or not voting: None.

Total 96

HB 159  (Twenty-eighth Legislative Day - Third Reading - House)  passed as follows:


Excused: Stahl.

Absent or not voting: None.

Total 92

HB 159  (Fifty-first Legislative Day - Second Reading - Senate)  - Senator J. Tropila moved HB 159 be concurred in. Motion carried as follows:


Nays: None.

Total 49
Absent or not voting: None.
   Total 0
Excused: Squires.
   Total 1

HB 159 (Fifty-second Legislative Day - Third Reading - Senate) concurred in as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
   Total 48
Nays: None.
   Total 0
Absent or not voting: None.
   Total 0
Excused: Larsen, Squires.
   Total 2

HB 160 (Thirty-third Legislative Day - Second Reading - House) - Representative Furey moved HB 160 do pass. Motion carried as follows:
   Total 89
Nays: Blasdel, Hawk, Kasten, Kerns, Mendenhall, More, Randall, Sales, Sonju, Stoker, Warburton.
   Total 11
Excused: None.
   Total 0
Absent or not voting: None.
   Total 0

HB 160 (Thirty-fourth Legislative Day - Third Reading - House) passed as follows:
   Total 82
   Total 16
Excused: None.
   Total 0
HB 160 (Fifty-first Legislative Day - Second Reading - Senate) - Senator R. Brown moved HB 160 be concurred in. Motion carried as follows:


Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Squires.

Total 1

HB 160 (Fifty-second Legislative Day - Third Reading - Senate) concurred in as follows:


Total 47

Nays: Esp.

Total 1

Absent or not voting: None.

Total 0

Excused: Larsen, Squires.

Total 1

HB 161 (Fifty-seventh Legislative Day - Second Reading - House) - Representative Augare moved HB 161 do pass. Motion carried as follows:


Total 87

Nays: Bean, Boniek, Hawk, Kasten, Kerns, Lake, Morgan, Peterson.

Total 8

Excused: Himmelberger, Nooney.

Total 2

Absent or not voting: Augare, Boss Ribs, Roberts.

Total 3

HB 161 (Fifty-eighth Legislative Day - Third Reading - House) passed as follows:
HB 161 (Sixty-ninth Legislative Day - Second Reading - Senate) - Senator Juneau moved HB 161 be concurred in. Motion carried as follows:


Total 46

Nays: Balyeat, Hinkle.

Total 2

Absent or not voting: None.

Total 0

Excused: Erickson, Stewart-Peregoy.

Total 2

HB 161 (Seventieth Legislative Day - Third Reading - Senate) concurred in as follows:


Total 48

Nays: Balyeat, Hinkle.

Total 2

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 163 (Twenty-fourth Legislative Day - Second Reading - House) - Representative Cohenour moved HB 163 do pass. Motion carried as follows:


Total 87

Nays: Bean, Boniek, Hawk, Kasten, Kerns, Lake, McGillravay, Mendenhall, Miller, Peterson, Randall, Sales.

Total 12

Excused: None.

Total 0

Absent or not voting: Hamilton.

Total 1

HB 163 (Seventieth Legislative Day - Third Reading - House) concurred in as follows:


Total 87

Nays: Bean, Boniek, Hawk, Kasten, Kerns, Lake, McGillravay, Mendenhall, Miller, Peterson, Randall, Sales.

Total 12

Excused: None.

Total 0

Absent or not voting: Hamilton.

Total 1
Pomnichowski, Reinhart, Roundstone, Sands, Sesso, Sonju, Steenson, Van Dyk, Villa, Vincent, Welborn, Wilmer, Wilson, Wiseman, Mr. Speaker.

Total 57


Total 43

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 163 (Thirty-fifth Legislative Day - Second Reading - House) - Representative Cohenour moved HB 163 do pass. Motion carried as follows:


Total 66


Total 34

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 163 (Thirty-sixth Legislative Day - Third Reading - House) passed as follows:


Total 64


Total 36

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 163 (Sixty-eighth Legislative Day - Second Reading - Senate) - Senator Gillan moved HB 163 be concurred in. Motion carried as follows:

Total 29

Nays: Bales, Balyeat, Barkus, Barrett, Brenden, R. Brown, Curtiss, Esp, Essmann, Gebhardt, Hinkle, Jackson, Laible, Lewis, McGee, Murphy, Ripley, Shockley, Steinbeisser, Zinke, Mr. President.

Total 21

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 163  (Sixty-ninth Legislative Day - Third Reading - Senate) concurring in as follows:


Total 29

Nays: Bales, Balyeat, Barkus, Barrett, Brenden, R. Brown, Curtiss, Esp, Essmann, Gebhardt, Hinkle, Jackson, Laible, Lewis, McGee, Murphy, Ripley, Shockley, Steinbeisser, Zinke, Mr. President.

Total 21

Paired: Erickson, Stewart-Peregoy, Aye; Esp, Laible, No.

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 166  (Thirty-second Legislative Day - Second Reading - House) - Representative Menahan moved HB 166 do pass. Motion carried as follows:


Total 51


Total 49

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 168  (Eighteenth Legislative Day - Second Reading - House) - Representative Roundstone moved HB 168 do pass. Motion carried as follows:

HB 168

(Nineteenth Legislative Day - Third Reading - House) passed as follows:


Total 95

Nays: Boniek, Howard, McGillvray, Randall, Sales.

Total 5

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 168

(Fifty-second Legislative Day - Second Reading - Senate) - Senator Hansen moved HB 168 be concurred in. Motion carried as follows:

Yeas: Bales, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 46

Nays: Balyeat, Shockley.

Total 2

Absent or not voting: None.

Total 0

Excused: Larsen, Squires.

Total 2

HB 168

(Fifty-third Legislative Day - Third Reading - Senate) concurred in as follows:

Yeas: Bales, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Essmann, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 45
HB 170 (Twenty-eighth Legislative Day - Second Reading - House) - Representative Menahan moved HB 170 do pass. Motion carried as follows:


Total 81


Total 19

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 170 (Twenty-ninth Legislative Day - Third Reading - House) passed as follows:


Total 76


Total 23

Excused: None.

Total 0

Absent or not voting: Stahl.

Total 1

HB 170 (Seventy-first Legislative Day - Second Reading - Senate) - Senator Jent moved HB 170 be concurred in. Motion carried as follows:


Total 50

Nays: None.
HB 170  (Seventy-second Legislative Day - Third Reading - Senate) concurred in as follows:


Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 171  (Thirty-ninth Legislative Day - Second Reading - House) - Representative Augare moved HB 171 do pass. Motion carried as follows:


Total 95

Nays: Caferro.

Total 1

Absent or not voting: Blasdel, Boniek, McChesney, Pease-Lopez.

Total 0

Excused: None.

Total 0

HB 171  (Fortieth Legislative Day - Third Reading - House) passed as follows:


Total 82


Total 17
Excused: None.
   Total 0
Absent or not voting: Roundstone.
   Total 1

**HB 171** (Fifty-first Legislative Day - Second Reading - Senate) - Senator R. Brown moved HB 171 be concurred in. Motion carried as follows:
   Total 48
Nays: Kaufmann.
   Total 1
Absent or not voting: None.
   Total 0
Excused: Squires.
   Total 1

**HB 171** (Fifty-second Legislative Day - Third Reading - Senate) concurred in as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Keane, Laible, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
   Total 43
Nays: Black, Erickson, Esp, Essmann, Kaufmann.
   Total 5
Absent or not voting: None.
   Total 0
Excused: Larsen, Squires.
   Total 2

**HB 171** (Sixty-eighth Legislative Day - Second Reading - House) - Governor's Amendments - Representative Augare moved Governor's amendments to HB 171 be concurred in. Motion carried as follows:
   Total 87
   Total 10
Excused: None.
   Total 0
Absent or not voting: Butcher, Mendenhall, Stahl.
HB 171 (Sixty-ninth Legislative Day - Third Reading - House), Governor’s amendments, passed as follows:


Total 84

Nays: Barrett, Boniek, Grinde, Hands, Kerms, Lake, MacDonald, More, Roberts.

Total 9


Total 6

Absent or not voting: Welborn.

Total 1

HB 171 (Seventy-sixth Legislative Day - Second Reading - Senate) - Governor’s Amendments - Senator R. Brown moved Governor’s amendments to HB 171 be concurred in. Motion carried as follows:

Yeas: Bales, Barkus, Barrett, Black, Branae, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jen, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzanried, Williams, Windy Boy, Zinke, Mr. President.

Total 43

Nays: Balyeat, Brenden, R. Brown, Esp, McGee, Shockley, Squires.

Total 7

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 171 (Seventy-seventh Legislative Day - Third Reading - Senate), as amended by the Governor, concurred in as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jackson, Jen, Juneau, Kaufmann, Keane, Laible, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzanried, Williams, Zinke, Mr. President.

Total 44


Total 6

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 172 (Thirtieth Legislative Day - Second Reading - House) - Representative Arntzen moved HB 172 do pass. Motion carried as follows:

Total 99

Nays: Pomnichowski.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 172 (Thirty-first Legislative Day - Third Reading - House) passed as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jen, Juneau, Kaufmann, Keane, Laible, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 48

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Larsen, Squires.

Total 2

HB 172 (Fifty-second Legislative Day - Second Reading - Senate) - Senator Schmidt moved HB 172 be concurred in. Motion carried as follows:


Total 99

Nays: Pomnichowski.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 172 (Fifty-third Legislative Day - Third Reading - Senate) concurred in as follows:

HB 172 (Thirty-first Legislative Day - Third Reading - House) passed as follows:


Total 99

Nays: Pomnichowski.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 172 (Fifty-second Legislative Day - Second Reading - Senate) - Senator Schmidt moved HB 172 be concurred in. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jen, Juneau, Kaufmann, Keane, Laible, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 48

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Larsen, Squires.

Total 2

HB 172 (Fifty-third Legislative Day - Third Reading - Senate) concurred in as follows:
HB 172  61ST LEGISLATURE (2009)  216

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, 
Cooney, Curtiss, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, 
Juneau, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, 
Schmidt, Shockley, Steinbeissner, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, 
Williams, Windy Boy, Zinke, Mr. President.

Total 46

Nays: Erickson, Esp, Kaufmann.

Total 3

Absent or not voting: None.

Total 0

Excused: Squires.

Total 1

HB 172  (Fifty-fifth Legislative Day - Second Reading - House)  - Senate Amendments - 
Representative Arntzen moved Senate amendments to HB 172 be concurred in. Motion carried as 
follows:

Yeas: Ankney, Arntzen, Augare, Barrett, B. Beck, P. Beck, Becker, Belcourt, Bennett, Berry, Blasdel, 
Blewett, Boland, Boss Ribs, Brown, Butcher, Caferro, Campbell, Cohenour, Dickenson, Driscoll, 
Ebinger, Fleming, French, Furey, Getz, Glaser, Grinde, Hamilton, Hands, Hawk, Hendrick, Henry, 
Himmelberger, Hiner, Hollandsworth, Hollenaugh, Hoven, Howard, Hunter, Ingraham, Jones, Jopek, 
Kasten, Kerns, Klock, Kottel, Lake, MacDonald, MacLaren, Malek, McAlpin, McChesney, McClafferty, 
McNutt, Mehlhoff, Menahan, Milburn, Morgan, A. Noonan, P. Noonan, O’Hara, Pease-Lopez, 
Peterson, Phillips, Pomnickowski, Randall, Regier, Reichner, Reinhart, Roberts, Roundstone, Sands, 
Sesso, Smith, Sonju, Stahl, Steenson, Stoker, Taylor, Van Dyk, Villa, Warburton, Washburn, Welborn, 
Wilmer, Wilson, Wiseman, Mr. Speaker.

Total 90

Nays: Bean, Boniek, McGillvray, Mendenhall, More, Sales, Vance, Vincent, Wagner.

Total 9

Excused: None.

Total 0

Absent or not voting: Nooney.

Total 1

HB 172  (Fifty-sixth Legislative Day - Third Reading - House)  as amended by Senate, passed as 
follows:

Yeas: Ankney, Amtzen, Augare, Barrett, Bean, B. Beck, P. Beck, Becker, Belcourt, Bennett, Berry, 
Blasdel, Blewett, Boland, Boniek, Boss Ribs, Brown, Butcher, Caferro, Cohenour, Dickenson, Driscoll, 
Ebinger, Fleming, French, Furey, Getz, Glaser, Grinde, Hamilton, Hands, Hawk, Hendrick, Henry, 
Himmelberger, Hiner, Hollandsworth, Hollenaugh, Hoven, Howard, Hunter, Ingraham, Jones, Jopek, 
Kasten, Kerns, Klock, Kottel, Lake, MacDonald, MacLaren, Malek, McAlpin, McChesney, McClafferty, 
McGillvray, McNutt, Mehlhoff, Menahan, Milburn, Miller, Morgan, A. Noonan, P. Noonan, Nooney, 
O’Hara, Pease-Lopez, Peterson, Phillips, Pomnickowski, Randall, Regier, Reichner, Reinhart, Roberts, 
Roundstone, Sands, Sesso, Smith, Stahl, Steenson, Stoker, Taylor, Van Dyk, Villa, Warburton, Washburn, 
Welborn, Wilmer, Wilson, Wiseman, Mr. Speaker.

Total 92

Nays: Mendenhall, More, Sales, Sonju, Vance, Wagner.

Total 6

Excused: Campbell.

Total 1

Absent or not voting: Vincent.

Total 1
HB 173  (Sixty-fifth Legislative Day - Second Reading - House) - Representative Hendrick moved HB 173 do pass. Motion carried as follows:
Excused: None. Total 0
Absent or not voting: None. Total 0

HB 173  (Sixty-sixth Legislative Day - Third Reading - House) passed as follows:
Excused: None. Total 0
Absent or not voting: None. Total 0

HB 173  (Seventy-seventh Legislative Day - Second Reading - Senate) - Senator Hinkle moved HB 173 be concurred in. Motion carried as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Esp, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, McGee, Moss, Murphy, Perry, Peterson, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J, Tropila, M, Tropila, Tutvedt, Wanzenried, Williams, Windy Boy. Total 43
Nays: Erickson, Essmann, Gallus, Lewis, Ripley, Zinke, Mr. President. Total 7
Absent or not voting: None. Total 0
Excused: None. Total 0
HB 173  (Eightieth Legislative Day - Second Reading - House) - Senate Amendments -
Representative Hendrick moved Senate amendments to HB 173 be concurred in. Motion carried as
follows:

Yeas: Ankney, Arntzen, Augare, Barrett, Bean, B. Beck, P. Beck, Becker, Belcourt, Bennett, Berry,
Blasdel, Blewett, Boss Ribs, Brown, Butcher, Caferro, Campbell, Cohenour, Dickenson, Driscoll,
Ebinger, Fleming, French, Furey, Getz, Glaser, Grinde, Hamilton, Hands, Hawk, Hendrick, Henry,
Himmelberger, Hiner, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Jones, Jopek, Kasten,
Klock, Kottel, Lake, MacDonald, MacLaren, Malek, McAlpin, McChesney, McClafferty, McGillivray,
McNutt, Mehlhoff, Menahan, Mendenhall, Milburn, Miller, More, Morgan, A. Noonan, P. Noonan,
Nooney, O’Hara, Pease-Lopez, Phillips, Ponnichowski, Reichner, Reinhart, Roberts, Roundstone,
Sands, Sesso, Sonju, Stahl, Steenson, Stoker, Taylor, Vance, Van Dyk, Villa, Vincent, Wagner,
Warburton, Washburn, Welborn, Wilmer, Wilson, Wiseman, Mr. Speaker.

Total 91

Nays: Boland, Boniek, Ingraham, Kerns, Peterson, Randall, Regier, Sales, Smith.

Total 9

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 173  (Eighty-first Legislative Day - Third Reading - House) , as amended by the Senate, passed
as follows:

Yeas: Ankney, Arntzen, Augare, Barrett, Bean, B. Beck, P. Beck, Becker, Belcourt, Bennett, Berry,
Blasdel, Blewett, Boland, Boss Ribs, Brown, Caferro, Campbell, Cohenour, Dickenson, Driscoll,
Ebinger, Fleming, French, Furey, Getz, Glaser, Grinde, Hamilton, Hands, Hawk, Hendrick, Henry,
Himmelberger, Hiner, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Jones, Jopek, Klock,
Kottel, Lake, MacDonald, MacLaren, Malek, McAlpin, McChesney, McClafferty, McGillivray, McNutt,
Mehlhoff, Menahan, Milburn, Miller, More, Morgan, A. Noonan, P. Noonan, Nooney, O’Hara,
Pease-Lopez, Peterson, Phillips, Ponnichowski, Reichner, Reinhart, Roundstone, Sands, Sesso,
Sonju, Stahl, Steenson, Stoker, Taylor, Vance, Van Dyk, Villa, Vincent, Warburton, Washburn,
Welborn, Wilmer, Wilson, Wiseman, Mr. Speaker.

Total 88

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Butcher.

Total 1

HB 177  (Twenty-ninth Legislative Day - Second Reading - House) - Representative Kottel moved
HB 177 do pass. Motion carried as follows:

Yeas: Ankney, Arntzen, Augare, Barrett, Bean, B. Beck, P. Beck, Becker, Belcourt, Bennett, Berry,
Blasdel, Blewett, Boland, Boss Ribs, Brown, Butcher, Caferro, Campbell, Cohenour, Dickenson,
Driscoll, Ebinger, Fleming, French, Furey, Getz, Glaser, Grinde, Hamilton, Hands, Hawk, Hendrick,
Henry, Himmelberger, Hiner, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham,
Jones, Jopek, Kasten, Kerns, Klock, Kottel, Lake, MacDonald, MacLaren, Malek, McAlpin,
McChesney, McClafferty, McGillivray, McNutt, Mehlhoff, Menahan, Mendenhall, Milburn, Miller, More,
Morgan, A. Noonan, P. Noonan, Nooney, O’Hara, Pease-Lopez, Peterson, Phillips, Ponnichowski,
Randall, Regier, Reichner, Reinhart, Roberts, Roundstone, Sales, Sands, Sesso, Smith, Sonju,
Steenson, Stoker, Taylor, Vance, Van Dyk, Villa, Vincent, Wagner, Warburton, Washburn, Welborn,
Wilmer, Wilson, Wiseman, Mr. Speaker.

Total 99

Nays: None.

Total 0
HB 177 (Thirtieth Legislative Day - Third Reading - House) passed as follows:


Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 177 (Sixty-ninth Legislative Day - Second Reading - Senate) - Senator Laslovich moved HB 177 be concurred in. Motion carried as follows:


Total 46

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Barkus, Erickson, Perry, Stewart-Peregoy.

Total 4

HB 177 (Seventieth Legislative Day - Third Reading - Senate) concurred in as follows:


Total 49

Nays: Gallus.

Total 1

Absent or not voting: None.

Total 0

Excused: None.

Total 0
HB 177  (Seventy-third Legislative Day - Second Reading - House) - Senate Amendments - Representative Kottel moved Senate amendments to HB 177 be concurred in. Motion carried as follows:


Total 94

Nays: Ankney, Arntzen, Howard, Wagner, Mr. Speaker.

Total 5

Excused: None.

Total 0

Absent or not voting: Campbell.

Total 1

HB 177  (Seventy-fourth Legislative Day - Third Reading - House) , as amended by the Senate, passed as follows:


Total 97

Nays: None.

Total 0

Excused: Hinler.

Total 1

Absent or not voting: Sesso, Van Dyk.

Total 2

HB 179  (Thirty-seventh Legislative Day - Second Reading - House) - Representative Villa moved HB 179 do pass. Motion carried as follows:


Total 88

Nays: Brown, Hendrick, Howard, Kasten, Mendenhall, Milburn, Miller, Randall, Sales, Taylor, Vincent, Washburn.
HB 179 (Thirty-eighth Legislative Day - Third Reading - House) passed as follows:
Total 81
Total 15
Excused: Boss Ribs.
Total 1
Absent or not voting: Belcourt, Campbell, Roundstone.
Total 3

HB 179 (Fifty-seventh Legislative Day - Second Reading - Senate) - Senator Hawks moved HB 179 be concurred in. Motion carried as follows:
Total 49
Nays: None.
Total 0
Absent or not voting: None.
Total 0
Excused: Gallus.
Total 1

HB 179 (Fifty-eighth Legislative Day - Third Reading - Senate) concurred in as follows:
Total 49
Nays: None.
Total 0
Absent or not voting: None.
Total 0
Excused: Squires.
Total 1
Representative Villa moved Senate amendments to HB 179 be concurred in. Motion carried as follows:


Total 77


Total 21

Excused: None.

Total 0

Absent or not voting: Mehlhoff, Nooney.

Total 2

HB 179 (Sixty-first Legislative Day - Third Reading - House) passed as follows:


Total 79

Nays: None.

Total 0

Absconding or not voting: None.

Total 0

HB 181 (Ninth Legislative Day - Second Reading - House) - Representative K. Peterson moved HB 181 do pass. Motion carried as follows:


Total 100

Nays: None.

Total 0
HB 181 (Tenth Legislative Day - Third Reading - House) passed as follows:

Total 98

Nays: None.
Total 0

Excused: A. Noonan, Mr. Speaker.
Total 2

Absent or not voting: None.
Total 0

HB 181 (Fifty-second Legislative Day - Second Reading - Senate) - Senator T. Brown moved HB 181 be concurred in. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
Total 48

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: Larsen, Squires.
Total 2

HB 181 (Fifty-third Legislative Day - Third Reading - Senate) concurred in as follows:

Total 49

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: Squires.
Total 1
HB 185  (Twenty-seventh Legislative Day - Second Reading - House) - Representative Nooney moved HB 185 do pass. Motion carried as follows:


Total 83


Total 17

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 187  (Fourteenth Legislative Day - Second Reading - House) - Representative Taylor moved HB 187 do pass. Motion carried as follows:


Total 65


Total 34

Excused: Sales.

Total 1

Absent or not voting: None.

Total 0

HB 187  (Seventieth Legislative Day - Second Reading - House) - Representative Taylor moved HB 187 do pass. Motion carried as follows:


Total 79


Total 20

Excused: Belcourt.
HB 187 (Seventy-first Legislative Day - Third Reading - House) passed as follows:


Total 83


Total 17

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 188 (Sixteenth Legislative Day - Second Reading - House) - Representative Kottel moved HB 188 do pass. Motion carried as follows:


Total 74


Total 26

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 188 (Seventeenth Legislative Day - Third Reading - House) passed as follows:


Total 71

HB 190 do pass. Motion carried as follows:


Total 95

Nays: Boniek, Mendenhall, Randall, Sales, Vance.

Total 5

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 190, second reading copy, be amended as follows:

1. Title, line 13 through line 17.
   Strike: line 13 through “PASSAGE;” on line 17
   Insert: “PROVIDING FOR THE ERECTION, MAINTENANCE, AND REPLACEMENT OF A LEGAL FENCE IN THE RIGHT-OF-WAY IF THE FENCE IS ATTACHED TO THE COUNTY BRIDGE; ALLOWING A BOARD OF COUNTY COMMISSIONERS TO CONDITION RECREATIONAL ACCESS AT COUNTY BRIDGES AND TO IMPOSE REASONABLE REQUIREMENTS ON A FENCE AND ON ATTACHMENT OF THE FENCE TO A COUNTY BRIDGE; PROVIDING FOR PUBLIC PAYMENT OF THE COSTS OF SPECIAL FENCING CONDITIONS; PROVIDING FOR PROPOSALS FOR THE IMPROVEMENT AND ENHANCEMENT OF RECREATIONAL ACCESS OVER OR THROUGH A LEGAL FENCE WITHIN THE RIGHT-OF-WAY AT A COUNTY BRIDGE; PROVIDING FOR APPEAL OF A DECISION OF A BOARD OF COUNTY COMMISSIONERS REGARDING RECREATIONAL ACCESS AT A COUNTY BRIDGE TO THE DISTRICT COURT;”

2. Page 2, line 17.
   Following: “2”
   Strike: “and 3”
   Insert: “through 5”

3. Page 2, line 27.
   Following: “section”
   Strike: “3”
   Insert: “4”

4. Page 3, line 7 through page 4, line 1.
   Strike: section 3 in its entirety
   Insert: “NEW SECTION. Section 3. Resolution of recreational access controversy at county bridge. (1) (a) If a controversy arises over the use of recreational access to a stream or river at a county bridge, the board of county commissioners shall, upon petition by either party, convene and conduct hearings and take any action necessary, including marking of an access route and
modification and removal of fences, barriers, and impediments to reasonable recreational access to the stream or river.
(b) The board, by a reasonable exercise of its police powers and without a hearing, may also condition the recreational access for purposes of public safety.
(c) A majority vote of the board is required for any decision made pursuant to this subsection (1).
(2) The board of county commissioners shall render a final decision within 30 days of the conclusion of any hearing convened pursuant to subsection (1)(a). If recreational access is conditioned without a hearing pursuant to subsection (1)(b), the board shall render a final decision within 60 days of the date a petition is filed with the board.
(3) Within 30 days of a final decision of the board of county commissioners pursuant to subsection (2), either party may appeal the decision to the district court for a trial de novo.

Insert: “NEW SECTION. Section 4. Fences within county road right-of-way — legal fence requirements. (1) An existing legal fence as described in 81-4-101 constructed for livestock control, except an electric fence, and the point of attachment to a county bridge may be maintained, repaired, and replaced with a similar fence.
(2) A landowner shall request authorization from the board of county commissioners to attach a new legal fence for livestock control, as described in subsection (1), to a county bridge within the county road right-of-way. The fence and its attachment must be only as restrictive as necessary to control livestock and must be as least restrictive to public access as is reasonable. The board may impose reasonable requirements on the fence and on attachment of the fence, including enhanced access to the stream. The cost of any special conditions imposed in addition to the cost of a legal fence described in subsection (1) must be borne by the department and not the landowner.
(3) A fence that does not meet the definition of a legal fence in 81-4-101 and that is attached to a county bridge within the county road right-of-way is considered a barrier under 23-2-311, and a person desiring recreational access to a stream or river may portage or go around the illegal fence.”

Insert: “NEW SECTION. Section 5. Proposal for enhancement of stream access — notice and hearing. (1) Any interested person or group or the department may propose to improve and enhance recreational access over or through a legal fence that is attached to a county bridge within the county road right-of-way. Costs for the construction, maintenance, and repair of any improvement or enhancement may not be charged to the owner of the fence but must be borne by the department. The department may accept money from any interested person or group for improving or enhancing recreational access pursuant to this subsection and shall administer the money through the fund created in 87-1-611. The improvement or enhancement may not in any way compromise the purpose for which the fence was constructed.
(2) (a) A proposal to improve and enhance recreational access pursuant to subsection (1) must be presented to the owner of the fence. The proposal must be in writing, and the fence owner has 10 days to evaluate the proposal.
(b) If the proposal is rejected, the interested person or group or the department may petition the board of county commissioners for a hearing on the proposal, and the board shall hold a hearing on the petition. Notice of the hearing must be provided to the fence owner at least 10 days prior to the date set for the hearing. The fence owner has the right to be present at the hearing and to offer testimony and evidence concerning the proposal.
(c) The board shall render a final decision on the petition within 30 days after the hearing. Within 30 days of a final decision of the board, either party may appeal the decision to the district court for a trial de novo.
(3) Once a legal fence is installed that meets the requirements of [section 3 or 4], as applicable, the landowner is entitled to the exemption from liability in 70-16-302.”

Amendment failed as follows:
5. Page 4, line 3.
Strike: “and 3”
Insert: “through 5”
6. Page 4, line 5.
Strike: “and 3”
Insert: “through 5”

Amendment failed as follows:
HB 190 61ST LEGISLATURE (2009) 228


Total 24


Total 76

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 190 (Nineteenth Legislative Day - Third Reading - House) passed as follows:


Total 97

Nays: Boniek, Randall, Vance.

Total 3

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 190 (Seventieth Legislative Day - Second Reading - Senate) - Senator J. Peterson moved consideration of HB 190 be placed as item 6 on the second reading agenda. Motion carried.

HB 190 (Seventieth Legislative Day - Second Reading - Senate) - Senator Barkus moved HB 190, second reading copy, be amended as follows:

1. Page 3, line 29.
   Strike: “or”
   Insert: “(v) a wooden rail fence that provides for passage; or”
   Renumber: subsequent subsections

   Strike: “IT MAY” through “WATER.”
   Insert: “One access feature, as described in subsection (2)(a), on each side of the stream is sufficient.”

   Amendment adopted as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jen, Juneau, Keane, Laible, Larsen, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt,
HB 190 (Seventieth Legislative Day - Second Reading - Senate) - Senator Shockley moved HB 190, as amended, to be concurred in. Motion carried as follows:

Yeas: Bales, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gilian, Hamlett, Hansen, Hawks, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 47

Nays: Balyeat, Hinkle.

Total 2

Absent or not voting: None.

Total 0

Excused: Cooney.

Total 1

HB 190 (Seventy-second Legislative Day - Third Reading - Senate) concurred in as follows:

Yeas: Bales, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gilian, Hamlett, Hansen, Hawks, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 48

Nays: Balyeat, Hinkle.

Total 2

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 190 (Seventy-fourth Legislative Day - Second Reading - House) - Senate Amendments - Representative Van Dyk moved Senate amendments to HB 190 to be concurred in. Motion carried as follows:

HB 190  61ST LEGISLATURE (2009)  230

Total  93

Nays: Boniek, Brown, Hawk, Klock, Lake, Peterson.
Total  6

Excused: None.
Total  0

Absent or not voting: Mr. Speaker.
Total  1

HB 190  (Seventy-fifth Legislative Day - Third Reading - House)  , as amended by the Senate, passed as follows:

Total  96

Nays: Boniek, Klock, Randall.
Total  3

Excused: Glaser.
Total  1

Absent or not voting: None.
Total  0

HB 192  (Twenty-eighth Legislative Day - Second Reading - House)  - Representative Taylor moved HB 192 do pass. Motion carried as follows:

Total  57

Total  43

Excused: None.
Total  0

Absent or not voting: None.
Total  0

HB 192  (Twenty-ninth Legislative Day - Third Reading - House)  passed as follows:

Yeas: Ankney, Arntzen, Bean, B. Beck, Bennett, Berry, Blasdel, Brown, Butcher, Driscoll, Fleming, Glaser, Grinde, Hawk, Hendrick, Himmelberger, Hollandsworth, Hoven, Howard, Ingraham, Jones, Kasten, Kerns, Klock, Lake, MacLaren, McGillvray, McNutt, Menahan, Mendenhall, Milburn, Miller,
HB 192 (Fifty-fifth Legislative Day - Second Reading - Senate) - Senator Brueggeman moved HB 192 be concurred in. Motion carried as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hinkle, Jackson, Keane, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Stewart-Peregoy, M. Tropila, Tutvedt, Zinke, Mr. President.
Total 34
Nays: Cooney, Erickson, Hansen, Hawks, Jent, Juneau, Kaufmann, Larsen, Laslovich, Moss, Schmidt, Squires, J. Tropila, Williams, Windy Boy.
Total 15
Absent or not voting: None.
Total 0
Excused: None.
Total 0

HB 192 (Fifty-sixth Legislative Day - Third Reading - Senate) concurred in as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Erickson, Esp, Essmann, Gebhardt, Gillan, Hamlett, Hinkle, Jackson, Keane, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Steinbeisser, Stewart-Peregoy, M. Tropila, Tutvedt, Wanzenried, Zinke, Mr. President.
Total 36
Total 14
Paired: Essmann, Aye; Squires, No.
Absent or not voting: None.
Total 0
Excused: None.
Total 0

HB 193 (Twenty-second Legislative Day - Second Reading - House) - Representative Augare moved HB 193 do pass. Motion carried as follows:
HB 193 (Twenty-third Legislative Day - Third Reading - House) passed as follows:

Total 85

Total 11

Excused: Himmelberger, O'Hara.
Total 2

Absent or not voting: Reichner, Wilson.
Total 2

HB 193 (Sixty-third Legislative Day - Second Reading - Senate) - Senator Windy Boy moved HB 193 be concurred in. Motion carried as follows:

Total 42

Nays: Bales, Balyeat, Barkus, Black, Brenden.
Total 5

Absent or not voting: None.
Total 0

Excused: Branae, Hansen, Schmidt.
Total 3

HB 193 (Sixty-fourth Legislative Day - Third Reading - Senate) concurred in as follows:

Total 44

Nays: Bales, Balyeat, Barkus, Black, Brenden, McGee.
HB 194  (Thirty-second Legislative Day - Second Reading - House)  - Representative Mendenhall
moved HB 194 do pass.  Motion carried as follows:


Total 96

Nays:  Augare, Boss Ribs, Dickenson, Mr. Speaker.

Total 4

Excused:  None.

Total 0

Absent or not voting:  None.

Total 0

HB 194  (Forty-first Legislative Day - Second Reading - House)  - Representative Mendenhall
moved HB 194 do pass.  Motion carried as follows:


Total 98

Nays:  None.

Total 0

Excused:  Butcher, Howard.

Total 2

Absent or not voting:  None.

Total 0

HB 194  (Forty-second Legislative Day - Third Reading - House)  passed as follows:

HB 194  61ST LEGISLATURE (2009)  234


Total  99

Nays: None.
Total  0

Excused: Berry.
Total  1

Absent or not voting: None.
Total  0

HB 194  (Eighty-fourth Legislative Day - Second Reading - Senate)  - Senator Esp moved HB 194 be concurred in. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Esp, Essmann, Gallus, Gebhardt, Gillian, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Pereygo, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total  46

Nays: Erickson, Kaufmann, J. Tropila, M. Tropila.
Total  4

Absent or not voting: None.
Total  0

Excused: None.
Total  0

HB 194  (Eighty-fifth Legislative Day - Third Reading - Senate)  concurred in as follows:

Yeas: Bales, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Esp, Gallus, Gebhardt, Gillian, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Pereygo, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total  43

Total  7

Absent or not voting: None.
Total  0

Excused: None.
Total  0

HB 195  (Twenty-second Legislative Day - Second Reading - House)  - Representative Hamilton moved HB 195 do pass. Motion carried as follows:


Total  98
HB 195 (Twenty-third Legislative Day - Third Reading - House) passed as follows:


Total 96


Total 2

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 195 (Sixty-third Legislative Day - Second Reading - Senate) - Senator Balyeat moved HB 195 be concurred in. Motion carried as follows:


Total 47

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Branae, Hansen, Schmidt.

Total 3

HB 195 (Sixty-fourth Legislative Day - Third Reading - Senate) concurred in as follows:


Total 48

Nays: Shockley, Windy Boy.

Total 2

Absent or not voting: None.

Total 0

Excused: None.
HB 195

(Sixty-eighth Legislative Day - Second Reading - House) - Senate Amendments - Representative Hamilton moved Senate amendments to HB 195 be concurred in. Motion carried as follows:


Total 98

Nays: Kasten.

Total 1

Excused: None.

Total 0

Absent or not voting: Taylor.

Total 1

HB 195

(Sixty-ninth Legislative Day - Third Reading - House), as amended by the Senate, passed as follows:


Total 93

Nays: McGillvray.

Total 1


Total 6

Absent or not voting: None.

Total 0

HB 197

(Twenty-third Legislative Day - Second Reading - House) - Representative Ebinger moved HB 197 do pass. Motion carried as follows:


Total 80
HB 197 (Twenty-fourth Legislative Day - Third Reading - House) passed as follows:


Total 84


Total 14

Absent or not voting: More, Vance.

Total 2

HB 197 (Sixty-fourth Legislative Day - Second Reading - Senate) - Senator Balyeat moved HB 197 be concurred in. Motion carried as follows:


Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

HB 197 (Sixty-fifth Legislative Day - Third Reading - Senate) concurred in as follows:


Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0
HB 197

Sixty-eighth Legislative Day - Second Reading - House
Representative Ebinger moved Senate amendments to HB 197 be concurred in. Motion carried as follows:


Total 97

Nays: Kasten, Regier.

Total 2

Excused: None.

Total 0

Absent or not voting: Welborn.

Total 1

HB 197

Sixty-ninth Legislative Day - Third Reading - House, as amended by the Senate, passed as follows:


Total 93

Nays: Regier.

Total 1


Total 6

Absent or not voting: None.

Total 0

HB 203

Twenty-eighth Legislative Day - Second Reading - House
Representative Miller moved HB 203 do pass. Motion carried as follows:

HB 203 (Twenty-ninth Legislative Day - Third Reading - House) passed as follows:


Total 93


Total 6

Excused: None.

Total 0

Absent or not voting: Stahl.

Total 1

HB 203 (Fifty-seventh Legislative Day - Second Reading - Senate) - Senator Balyeat moved HB 203 be concurred in. Motion carried as follows:


Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Gallus.

Total 1

HB 203 (Fifty-eighth Legislative Day - Third Reading - Senate) concurred in as follows:


Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0
Excused: Squires.
    Total 1

**HB 204** (Thirty-ninth Legislative Day - Second Reading - House) - Representative Ebinger moved HB 204 do pass. Motion carried as follows:

    Total 96

Nays: Berry, Regier, Sales.
    Total 3

Excused: None.
    Total 0

Absent or not voting: Pease-Lopez.
    Total 1

**HB 204** (Fortieth Legislative Day - Third Reading - House) passed as follows:

    Total 96

Nays: Berry, Kerns, Regier.
    Total 3

Excused: None.
    Total 0

Absent or not voting: Hoven.
    Total 1

**HB 204** (Fifty-eighth Legislative Day - Second Reading - Senate) - Senator Esp moved HB 204 be concurred in. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essman, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
    Total 48

Nays: Hinkle.
    Total 1

Absent or not voting: None.
    Total 0
Excused: Squires.
Total 1

HB 204 (Fifty-ninth Legislative Day - Third Reading - Senate) concurred in as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jackson, Jent, Juneau, Kaufmann, Laible, Larsen, Lasloviich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzendried, Williams, Zinke, Mr. President.
Total 45
Nays: Hinkle, Shockley.
Total 2
Absent or not voting: None.
Total 0
Excused: Keane, Squires, Windy Boy.
Total 3

HB 205 (Nineteenth Legislative Day - Second Reading - House) - Representative Ebinger moved HB 205 do pass. Motion carried as follows:
Total 99
Nays: None.
Total 0
Excused: None.
Total 0
Absent or not voting: Stahl.
Total 1

HB 205 (Twentieth Legislative Day - Third Reading - House) passed as follows:
Total 97
Nays: McGillivray.
Total 1
Excused: None.
Total 0
Absent or not voting: Hoven, Sesso.
Total 2

**HB 205** (Fifty-first Legislative Day - Second Reading - Senate) - Senator Jent moved HB 205 be concurred in. Motion carried as follows:

Total 49

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: Squires.
Total 1

**HB 205** (Fifty-second Legislative Day - Third Reading - Senate) concurred in as follows:

Total 48

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: Larsen, Squires.
Total 2

**HB 207** (Twenty-fourth Legislative Day - Second Reading - House) - Representative Klock moved HB 207 do pass. Motion carried as follows:

Total 99

Nays: Washburn.
Total 1

Excused: None.
Total 0

Absent or not voting: None.
Total 0

**HB 207** (Twenty-fifth Legislative Day - Third Reading - House) passed as follows:

Total 100

Nays: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 207 (Fiftieth Legislative Day - Second Reading - Senate) - Senator Gebhardt moved HB 207 be concurred in. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hinkle, Jackson, Keane, Laible, Laslovich, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Steinbeisser, J. Tropila, Tutvedt, Windy Boy, Zinke, Mr. President.

Total 36

Nays: Branae, Cooney, Erickson, Hawks, Jent, Juneau, Kaufmann, Larsen, Moss, Stewart-Peregoy, M. Tropila, Wannenried, Williams.

Total 13

Absent or not voting: None.
Total 0

Excused: Squires.
Total 1

HB 207 (Fifty-first Legislative Day - Third Reading - Senate) concurred in as follows:


Total 38

Nays: Branae, Cooney, Erickson, Hawks, Jent, Juneau, Kaufmann, Moss, Squires, Tropila, Wannenried, Williams.

Total 12

Paired: R. Brown, Aye; Squires, No.

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 208 (Twenty-ninth Legislative Day - Second Reading - House) - Representative O'Hara moved HB 208 do pass. Motion carried as follows:

Yeas: Ankney, Arntzen, Augare, Barrett, Bean, B. Beck, B. Beck, Becker, Belcourt, Bennett, Berry, Blasdel, Blewett, Boland, Boniek, Boss Ribs, Brown, Butcher, Campbell, Cohenour, Dickenson, Driscoll,
HB 208  61ST LEGISLATURE (2009)  244


Total 92


Total 7

Excused: None.

Total 0

Absent or not voting: Stahl.

Total 1

HB 208  (Thirty-first Legislative Day - Third Reading - House) passed as follows:


Total 97

Nays: Jopek, Roundstone, Wiseman.

Total 3

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 208  (Fiftieth Legislative Day - Second Reading - Senate) - Senator Esp moved HB 208 be concurred in. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gallus, Gehhardt, Hamlett, Hansen, Hinkle, Jackson, Keane, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Stwert-Peregoy, J. Tropila, Tutvedt, Windy Boy, Zinke, Mr. President.

Total 34


Total 15

Absent or not voting: None.

Total 0

Excused: Squires.

Total 1

HB 208  (Fifty-first Legislative Day - Third Reading - Senate) concurred in as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gallus, Gehhardt, Hamlett, Hansen, Hinkle, Jackson, Keane, Laible, Lewis, McGee, Murphy,
HB 209 (Twenty-sixth Legislative Day - Second Reading - House) - Representative Phillips moved HB 209 do pass. Motion failed as follows:


Total 47


Total 53

Excused: None.

Total 0

Absent or not voting: French.

Total 1

HB 211 (Twenty-eighth Legislative Day - Second Reading - House) - Representative Welborn moved HB 211 do pass. Motion carried as follows:


Total 90

Nays: Caferro, Dickenson, Hands, Hawk, Howard, McAlpin, McGillvray, Reichner, Reinhart.

Total 9

Excused: None.

Total 0

Absent or not voting: French.

Total 1

HB 211 (Fifty-ninth Legislative Day - Second Reading - House) - Representative Welborn moved HB 211 do pass. Motion carried as follows:

Total 88

Nays: Bean, Boniek, Butcher, Caferro, Hawk, Hendrick, Kasten, Kerns, Lake, McGillvray, Reichner, Sales.

Total 12

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 211 (Sixtieth Legislative Day - Third Reading - House) passed as follows:


Total 88


Total 12

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 211 (Seventy-second Legislative Day - Second Reading - Senate) - Senator Keane moved HB 211 be indefinitely postponed. Motion carried as follows:

Yeas: Bales, Barkus, Branae, Brenden, R. Brown, Brueggeman, Curtiss, Erickson, Gallus, Hamlett, Hansen, Hinkle, Jackson, Jent, Juneau, Keane, Larsen, Lewis, Murphy, Perry, Peterson, Squires, Steinbeisser, Wansenried, Williams, Windy Boy, Zinke.

Total 27


Total 23

Absent or not voting: None.

Total 0

Excused: None.

Total 0
HB 211 (Seventy-second Legislative Day - Second Reading - Senate) - Senator Keane moved HB 211 be concurred in. Motion failed as follows:

Yeas: Bales, Balyeat, Barrett, T. Brown, Brueggeman, Cooney, Curtiss, Essmann, Gillan, Laslovich, Lewis, Perry, Ripley, Schmidt, Shockley, Stewart-Peregoy, J. Tropila, M. Tropila, Wanzenried, Williams, Mr. President.
Total 21

Nays: Barkus, Black, Branae, Brenden, R. Brown, Erickson, Esp, Gallus, Gebhardt, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, McGee, Moss, Murphy, Peterson, Squires, Tutvedt, Windy Boy, Zinke.
Total 28

Absent or not voting: None.
Total 0

Excused: Steinbeisser.
Total 1

HB 213 (Sixty-fifth Legislative Day - Second Reading - House) - Representative Sesso moved HB 213 do pass. Motion carried as follows:

Total 75

Total 25

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 213 (Sixty-sixth Legislative Day - Third Reading - House) passed as follows:

Total 74

Total 26

Excused: None.
Total 0

Absent or not voting: None.
Total 0
HB 213 (Seventy-eighth Legislative Day - Second Reading - Senate) - Senator Zinke moved HB 213 be concurred in. Motion carried as follows:
Total 43
Nays: Balyeat, Barkus, Brenden, Hinkle, Jackson, Tutvedt, Mr. President.
Total 7
Absent or not voting: None.
Total 0
Excused: None.
Total 0

HB 213 (Eighty-ninth Legislative Day - Second Reading - Senate) - Senator Zinke moved HB 213 be concurred in. Motion carried as follows:
Total 43
Nays: Balyeat, Barkus, Brenden, Hinkle, Jackson, Tutvedt, Mr. President.
Total 7
Absent or not voting: None.
Total 0
Excused: None.
Total 0

HB 213 (Ninetieth Legislative Day - Third Reading - Senate) concurred in as follows:
Total 36
Nays: Balyeat, Barkus, Black, Brenden, Esp, Essmann, Hinkle, Jackson, McGee, Peterson, Ripley, Steinbeisser, Tutvedt, Mr. President.
Total 14
Absent or not voting: None.
Total 0
Excused: None.
Total 0

HB 214 (Twenty-fourth Legislative Day - Second Reading - House) - Representative MacDonald moved HB 214 do pass. Motion carried as follows:

Total 91

Nays: Blasdel, Howard, Kasten, Kerns, McGillvray, Mendenhall, Regier, Sales, Stahl.

Total 9

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 214 (Twenty-fifth Legislative Day - Third Reading - House) passed as follows:


Total 90

Nays: Bennett, Butcher, Hawk, Howard, Kerns, McGillvray, Mendenhall, Regier, Sales, Stahl.

Total 10

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 214 (Sixty-second Legislative Day - Second Reading - Senate) - Senator Larsen moved HB 214 be concurred in. Motion carried as follows:


Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Branae.

Total 1

HB 214 (Sixty-third Legislative Day - Third Reading - Senate) concurred in as follows:


Total 45

Nays: Esp, Mr. President.

Total 2
Absent or not voting: None.
   Total 0
Excused: Branae, Hansen, Schmidt.
   Total 3

HB 216 (Thirty-second Legislative Day - Second Reading - House) - Representative Menahan moved HB 216 do pass. Motion carried as follows:

   Total 75

Nays: Augare, Belcourt, Bennett, Boss Ribs, Brown, Butcher, Campbell, Glaser, Jones, Kasten, Kerns, Klock, Mendenhall, Miller, More, Pease-Lopez, Randall, Roundstone, Sales, Stoker, Vance, Vincent, Wagner, Washburn, Mr. Speaker.
   Total 25

Excused: None.
   Total 0
Absent or not voting: None.
   Total 0

HB 216 (Sixtieth Legislative Day - Second Reading - House) - Representative Menahan moved HB 216 do pass. Motion carried as follows:

   Total 80

Nays: Augare, Belcourt, Bennett, Boniek, Brown, Campbell, Kerns, Klock, Mendenhall, Miller, More, Nooney, Randall, Sales, Vance, Vincent, Wagner, Washburn, Mr. Speaker.
   Total 19

Excused: None.
   Total 0
Absent or not voting: Sonju.
   Total 1

HB 216 (Sixty-first Legislative Day - Third Reading - House) passed as follows:

   Total 82
HB 218  (Forty-second Legislative Day - Second Reading - House)  - Representative Menahan moved HB 218 do pass. Motion carried as follows:


Total 55


Total 43

Excused: None.

Total 0

Absent or not voting: Glaser, Jones.

Total 2

HB 218  (Forty-third Legislative Day - Third Reading - House)  passed as follows:


Total 57


Total 40

Excused: None.

Total 0

Absent or not voting: Ingraham, A. Noonan, O’Hara.

Total 3

HB 218  (Sixty-ninth Legislative Day - Second Reading - Senate)  - Senator Jent moved consideration of HB 218 be placed at the bottom of the second reading board for the purpose of amendment. Motion carried.

HB 218  (Sixty-ninth Legislative Day - Second Reading - Senate)  - Senator Jent moved HB 218, as amended, be concurred in. Motion carried as follows:

Yeas: Bales, Barkus, Black, Branae, T. Brown, Brueggeman, Cooney, Curtiss, Esp, Gallus, Gillan, Hamlett, Hansen, Hawks, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis,
HB 218 (Sixty-ninth Legislative Day - Second Reading - Senate) - Senator Jent moved HB 218 be concurred in.

HB 218 (Sixty-ninth Legislative Day - Second Reading - Senate) - Senator Jent moved HB 218, second reading copy, be amended as follows:

1. Page 6, line 15.
   Following: "(3)"
   Insert: "(a)"
2. Page 6, line 16.
   Following: line 15
   Insert: "(b) Pelts of muskrat and beaver killed pursuant to 87-3-501(2) are exempt from this section."

Amendment adopted as follows:


Total 48

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Erickson, Stewart-Peregoy.

Total 2

HB 218 (Seventy-first Legislative Day - Third Reading - Senate) concurred in as follows:

Yeas: Bales, Black, Branae, T. Brown, Brueggeman, Cooney, Erickson, Gillan, Hamlett, Hansen, Hawks, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Schmidt, Squires, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Zinke, Mr. President.

Total 33


Total 17

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 218 (Seventy-fourth Legislative Day - Second Reading - House) - Senate Amendments - Representative Menahan moved Senate amendments to HB 218 be concurred in. Motion carried as follows:

Total 92


Total 7

Excused: None.

Total 0

Absent or not voting: Wilson.

Total 1

HB 218 (Seventy-fifth Legislative Day - Third Reading - House), as amended by the Senate, passed as follows:


Total 89


Total 9

Excused: Glaser.

Total 1

Absent or not voting: Welborn.

Total 1

HB 221 (Nineteenth Legislative Day - Second Reading - House) - Representative Cohenour moved HB 221 do pass. Motion carried as follows:


Total 95


Total 4

Excused: None.

Total 0

Absent or not voting: Campbell.
HB 221 (Twentieth Legislative Day - Third Reading - House) passed as follows:


Total 96

Nays: P. Beck, Ingraham, Regier.

Total 3

Excused: None.

Total 0

Absent or not voting: Sesso.

Total 1

HB 221 (Sixty-fourth Legislative Day - Second Reading - Senate) - Senator Barkus moved HB 221, second reading copy, be amended as follows:

1. Title, page 1, line 8.
   Strike: “HUNTING SEASON”
   Insert: “LICENSE YEAR”
2. Page 3, line 8 through line 9.
   Strike: “THE LAST” on line 8 through “SEASON” on line 9
   Insert: “January 16 of a license year”
   Strike: “THE” on line 9
   Insert: “that”
3. Page 5, line 3 through line 4.
   Strike: “THE LAST” on line 3 through “SEASON” on line 4
   Insert: “January 16 of a license year”
   Strike: “THE” on line 4
   Insert: “that”

Amendment adopted as follows:


Total 48

Nays: Barrett, Juneau.

Total 2

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 221 (Sixty-fourth Legislative Day - Second Reading - Senate) - Senator Barkus moved HB 221 be concurred in.
HB 221 (Sixty-fourth Legislative Day - Second Reading - Senate) - Senator Barkus moved HB 221, as amended, be concurred in. Motion carried as follows:


Total 47

Nays: Erickson, Juneau, Kaufmann.

Total 3

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 221 (Sixty-sixth Legislative Day - Third Reading - Senate) concurred in as follows:


Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 221 (Sixty-ninth Legislative Day - Second Reading - House) - Senate Amendments - Representative Cohenour moved Senate amendments to HB 221 be concurred in. Motion carried as follows:


Total 91


Total 7

Excused: Howard, Kasten.

Total 2

Absent or not voting: None.

Total 0

HB 221 (Seventieth Legislative Day - Third Reading - House), as amended by the Senate, passed as follows:
<table>
<thead>
<tr>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Nays: P. Beck, Regier, Van Dyk.</td>
<td>Total 3</td>
</tr>
<tr>
<td>Excused: Belcourt.</td>
<td>Total 1</td>
</tr>
<tr>
<td>Absent or not voting: Hamilton.</td>
<td>Total 1</td>
</tr>
</tbody>
</table>

**HB 222** (Seventeenth Legislative Day - Second Reading - House) - Representative Cohenour moved HB 222 do pass. Motion carried as follows:

| Nays: Ankney, Butcher, Kerns, Randall, Vance, Warburton. | Total 6 |
| Excused: None. | Total 0 |
| Absent or not voting: None. | Total 0 |

**HB 222** (Eighteenth Legislative Day - Third Reading - House) passed as follows:

| Nays: Ankney, Boniek, Butcher, Howard, Kerns, Randall, Vance, Warburton. | Total 8 |
| Excused: Grinde. | Total 1 |
| Absent or not voting: None. | Total 0 |
HB 222 (Sixty-ninth Legislative Day - Second Reading - Senate) - Senator Jent moved HB 222 be concurred in. Motion carried as follows:


Total 43
Nays: Gebhardt, Hinkle, McGee.

Total 3

Absent or not voting: None.

Total 0

Excused: Barkus, Erickson, Perry, Stewart-Peregoy.

Total 4

HB 222 (Seventieth Legislative Day - Third Reading - Senate) concurred in as follows:

Yeas: Bales, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gillan, Hamlett, Hansen, Hawks, Jent, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Zinke, Mr. President.

Total 41

Total 9

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 222 (Seventy-third Legislative Day - Second Reading - House) - Senate Amendments - Representative Cohenour moved Senate amendments to HB 222 be concurred in. Motion carried as follows:


Total 92

Total 8

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 222 (Seventy-fourth Legislative Day - Third Reading - House), as amended by the Senate, passed as follows:


Total 83


Total 14

Excused: Hiner.

Total 1

Absent or not voting: Sesso, Van Dyk.

Total 2

HB 223 (Twenty-eighth Legislative Day - Second Reading - House) - Representative Cohenour moved HB 223 do pass. Motion carried as follows:


Total 77


Total 23

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 223 (Twenty-ninth Legislative Day - Third Reading - House) passed as follows:


Total 71


Total 27

Excused: None.

Total 0

Absent or not voting: Hiner, Stahl.

Total 2
HB 223 (Fifty-seventh Legislative Day - Second Reading - Senate) - Senator Jent moved HB 223 be concurred in.

HB 223 (Fifty-seventh Legislative Day - Second Reading - Senate) - Senator Jent made a substitute motion that consideration of HB 223 be passed for the day. Without objection, so ordered.

HB 223 (Fifty-eighth Legislative Day - Second Reading - Senate) - Senator Jent moved HB 223 be concurred in. Motion carried as follows:

Total 38

Nays: Balyeat, Brenden, Curtiss, Esp, Hinkle, Jackson, Laible, McGee, Murphy, Shockley, Mr. President.

Total 11

Absent or not voting: None.

Excused: Squires.

Total 1

HB 223 (Fifty-ninth Legislative Day - Third Reading - Senate) concurred in as follows:

Total 37

Nays: Balyeat, Esp, Gebhardt, Hinkle, Jackson, Laible, McGee, Murphy, Steinbeisser, Mr. President.

Total 10

Absent or not voting: None.

Excused: Keane, Squires, Windy Boy.

Total 3

HB 224 (Sixty-first Legislative Day - Second Reading - House) - Representative Hiner moved HB 224 do pass. Motion carried as follows:

Total 67


Total 32

Excused: None.

Total 0

Absent or not voting: Boss Ribs.

Total 1
HB 224 (Sixty-second Legislative Day - Third Reading - House) passed as follows:
Total 65
Total 35
Excused: None.
Total 0
Absent or not voting: None.
Total 0

HB 224 (Seventy-ninth Legislative Day - Second Reading - Senate) - Senator Lewis moved HB 224 be concurred in. Motion carried as follows:
Total 35
Nays: Bales, Balyeat, Barkus, Black, Brenden, R. Brown, Curtiss, Esp, Hinkle, Jackson, Laible, Ripley, Shockley, Steinbeisser, Mr. President.
Total 15
Absent or not voting: None.
Total 0
Excused: None.
Total 0

HB 224 (Eightieth Legislative Day - Third Reading - Senate) concurred in as follows:
Total 36
Nays: Bales, Balyeat, Barkus, Black, Brenden, R. Brown, Curtiss, Hinkle, Jackson, Laible, Ripley, Steinbeisser, Zinke, Mr. President.
Total 14
Absent or not voting: None.
Total 0
Excused: None.
Total 0

HB 224 (Eighty-second Legislative Day - Second Reading - House) - Senate Amendments - Representative Hiner moved Senate amendments to HB 224 be concurred in. Motion carried as follows:

Total 79


Total 20

Excused: None.

Total 0

Absent or not voting: Belcourt.

Total 1

HB 224 (Eighty-third Legislative Day - Third Reading - House), as amended by the Senate, passed as follows:


Total 71


Total 26

Excused: Boniek, Villa.

Total 2

Absent or not voting: Hoven.

Total 1

HB 228 (Thirtieth Legislative Day - Second Reading - House) - Representative Kerns moved HB 228, second reading copy, be amended as follows:

1. Page 2, line 2.
   Strike: “TO A PERSON OTHER THAN AN IDENTIFIED PEACE OFFICER”
2. Page 2, line 12.
   Strike: “or”
   Following: “firearm”
   Insert: “;”
   (d) negligently or purposefully threatening a peace officer with a firearm;
   (e) displaying a firearm during the commission of a forcible felony; or
   (f) displaying a firearm as part of a pattern of criminal street gang activity as defined in 45-8-405

Amendment adopted as follows:

Total 93
Nays: Dickenson, Grinde, MacDonald, Pease-Lopez, Pominchowski, Roundstone, Wilmer.
Total 7
Excused: None.
Total 0
Absent or not voting: None.
Total 0

HB 228  (Thirtyeth Legislative Day - Second Reading - House) - Representative Van Dyk moved HB 228, second reading copy, be amended as follows:

1. Title, line 8.
Following: “ARMS;”
Insert: “AND”
Strike: “, 45-8-316,”
2. Title, line 9.
Strike: “; AND REPEALING SECTION 45-8-317, MCA”
Strike: section 8 in its entirety
Renumber: subsequent sections
Strike: section 10 in its entirety
Renumber: subsequent sections
Amendment failed as follows:

Total 46

Total 54

Excused: None.
Total 0
Absent or not voting: None.
Total 0

HB 228  (Thirtyeth Legislative Day - Second Reading - House) - Representative Kerns moved HB 228 as amended do pass. Motion carried as follows:

Total 58
HB 228 (Thirty-first Legislative Day - Third Reading - House) passed as follows:


Total 60


Total 42

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 228 (Seventy-first Legislative Day - Second Reading - Senate) - Senator McGee moved HB 228 be concurred in. Motion carried as follows:


Total 40

Nays: Erickson, Hansen, Juneau, Kaufmann, Moss, Schmidt, Stewart-Peregoy, J. Tropila, Williams, Windy Boy.

Total 10

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 228 (Seventy-second Legislative Day - Third Reading - Senate) concurred in as follows:


Total 40

Nays: Erickson, Hansen, Juneau, Kaufmann, Moss, Schmidt, Stewart-Peregoy, J. Tropila, Williams, Windy Boy.

Total 10
HB 228 (Seventy-fourth Legislative Day - Second Reading - House) - Senate Amendments - Representative Kerns moved Senate amendments to HB 228 be not concurred in. Motion carried as follows:


Total 73


Total 27

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 228 (Seventy-seventh Legislative Day - Second Reading - House) - Conference Committee Report No. 1 - Representative Kerns moved the Conference Committee report to HB 228 be adopted. Motion carried as follows:


Total 80


Total 20

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 228 (Seventy-seventh Legislative Day - Second Reading - Senate) - Conference Committee Report No. 1 - Senator McGee moved the Conference Committee report to HB 228 be adopted. Motion carried as follows:


Total 40
HB 228 (Seventy-eighth Legislative Day - Third Reading - House), Conference Committee report, passed as follows:


Total 85


Total 14

Excused: None.

Total 0

Absent or not voting: Hendrick.

Total 1

HB 230 (Thirty-fourth Legislative Day - Second Reading - House) - Representative McClafferty moved HB 230 do pass. Motion failed as follows:


Total 76


Total 23

Excused: None.

Total 0

Absent or not voting: Boniek.

Total 1

HB 230 (Thirty-fifth Legislative Day - Third Reading - House) passed as follows:


Total 70


Total 30

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**HB 230** (Sixty-second Legislative Day - Second Reading - Senate) - Senator Gallus moved HB 230 be concurred in. Motion carried as follows:


Total 47

Nays: Bales, Hinkle.

Total 2

Absent or not voting: None.

Total 0

Excused: Branae.

Total 1

**HB 230** (Sixty-third Legislative Day - Third Reading - Senate) concurred in as follows:


Total 43

Nays: Bales, Balyeat, Hinkle, Shockley.

Total 4

Absent or not voting: None.

Total 0

Excused: Branae, Hansen, Schmidt.

Total 3

**HB 231** (Seventeenth Legislative Day - Second Reading - House) - Representative Glaser moved HB 231 do pass. Motion carried as follows:

HB 231  (Eighteenth Legislative Day - Third Reading - House) passed as follows:
Total 98
Nays: None.
Total 0
Excused: None.
Total 0
Absent or not voting: None.
Total 0

HB 235  (Thirty-fifth Legislative Day - Second Reading - House) - Representative Kottel moved HB 235 do pass. Motion carried as follows:
Total 87
Nays: Berry, Hendrick, Himmelberger, Kasten, McNutt, Mendenhall, Miller, Peterson, Sales, Sonju, Stoker, Taylor, Wagner.
Total 13
Excused: None.
Total 0
Absent or not voting: A. Noonan.
Total 1

HB 235  (Thirty-sixth Legislative Day - Third Reading - House) passed as follows:
HB 238  
61ST LEGISLATURE (2009)  
268


Total 87

Nays: B. Beck, Berry, Hendrick, Himmelberger, Kasten, Mendenhall, Miller, Peterson, Reichner, Sales, Sonju, Taylor, Wagner.

Total 13

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 238  
(Twentieth Legislative Day - Second Reading - House)  - Representative Milburn moved HB 238 do pass. Motion carried as follows:


Total 93

Nays: Butcher, Kerns, Mendenhall, Morgan, Peterson, Sales, Wagner.

Total 7

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 238  
(Twenty-first Legislative Day - Third Reading - House)  passed as follows:


Total 90

Nays: Butcher, Kasten, Kerns, Mendenhall, Morgan, Peterson, Sales, Stoker, Wagner.

Total 9

Excused: Stahl.

Total 1

Absent or not voting: None.

Total 0

HB 238  
(Seventy-sixth Legislative Day - Second Reading - Senate)  - Senator Zinke moved HB 238 be concurred in. Motion carried as follows:
HB 238  (Seventy-seventh Legislative Day - Third Reading - Senate)  concurring in as follows:


Total 41
Nays: Brenden, Esp, Gallus, Keane, McGee, Murphy, Steinbeisser, Tutvedt, Mr. President.

Total 9
Absent or not voting: None.

Total 0
Excused: None.

Total 0

HB 242  (Twenty-first Legislative Day - Second Reading - House) - Representative McAlpin moved HB 242 do pass. Motion carried as follows:


Total 100
Nays: None.

Total 0
Excused: None.

Total 0
Absent or not voting: None.

Total 0

HB 242  (Twenty-second Legislative Day - Third Reading - House)  passed as follows:


Total 100
Nays: None.

Total 0
Excused: None.

Total 0
Absent or not voting: None.

Total 0

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 242  (Fifty-first Legislative Day - Second Reading - Senate) - Senator Perry moved HB 242 be concurred in. Motion carried as follows:


Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Squires.

Total 1

HB 242  (Fifty-second Legislative Day - Third Reading - Senate) concurred in as follows:


Total 48

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Larsen, Squires.

Total 2

HB 243  (Thirty-second Legislative Day - Second Reading - House) - Representative Hunter moved HB 243, second reading copy, be amended as follows:

1. Page 3.
Following: line 5
Insert: "(4) The study and report must be completed within the budget approved for the department of public health and human services for the biennium beginning July 1, 2009."

Amendment adopted as follows:

HB 243 (Thirty-second Legislative Day - Second Reading - House) - Representative Hunter moved HB 243 as amended do pass. Motion carried as follows:


Total 94

Nays: Bennett, Boniek, Hawk, Howard, Kerns, Lake, Regier, Sales.

Total 8

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 243 (Thirty-third Legislative Day - Third Reading - House) - Representative Hunter moved HB 243 do pass.

HB 243 (Thirty-third Legislative Day - Third Reading - House) passed as follows:


Total 92

Nays: Bennett, Boniek, Hawk, Howard, Kerns, Lake, Regier, Sales.

Total 8

Excused: None.

Total 0

Absent or not voting: None.

Total 0
HB 243  (Sixty-fifth Legislative Day - Second Reading - Senate)  - Senator McGee moved HB 243 be concurred in. Motion carried as follows:


Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 243  (Sixty-sixth Legislative Day - Third Reading - Senate) concurred in as follows:


Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 244  (Twenty-first Legislative Day - Second Reading - House)  - Representative Ankney moved HB 244 do pass. Motion carried as follows:


Total 83


Total 16

Excused: None.

Total 0

Absent or not voting: Blasdel.

Total 1

HB 244  (Twenty-second Legislative Day - Third Reading - House) passed as follows:


Total 84


Total 16

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 244 (Fifty-fourth Legislative Day - Second Reading - Senate) - Senator Barkus moved HB 244 be concurred in. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hansen, Hawks, Hinkle, Jackson, Kent, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Williams, Windy Boy, Zinke, Mr. President.

Total 39


Total 10

Absent or not voting: None.

Total 0

Excused: Squires.

Total 1

HB 244 (Fifty-fifth Legislative Day - Third Reading - Senate) concurred in as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hansen, Hawks, Hinkle, Jackson, Kent, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Stewart-Peregoy, Tutvedt, Williams, Windy Boy, Zinke, Mr. President.

Total 41


Total 8

Paired: Laslovich, Aye; Wanzenried, No.

Absent or not voting: None.

Total 0

Excused: Squires.

Total 1

HB 244 (Fifty-ninth Legislative Day - Second Reading - House) - Senate Amendments - Representative Ankney moved Senate amendments to HB 244 be concurred in. Motion carried as follows:

HB 244 61ST LEGISLATURE (2009) 274


Total 95

Nays: Miller, Sales, Wagner.

Total 3

Excused: None.

Total 0

Absent or not voting: Menahan, Mr. Speaker.

Total 2

HB 244 (Sixtieth Legislative Day - Third Reading - House) passed as follows:


Total 96

Nays: Miller, Sales, Warburton.

Total 3

Excused: None.

Total 0

Absent or not voting: Phillips.

Total 1

HB 245 (Twenty-first Legislative Day - Second Reading - House) - Representative Ankney moved HB 245 do pass. Motion carried as follows:


Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 245 (Twenty-second Legislative Day - Third Reading - House) passed as follows:
HB 245 (Fifty-fourth Legislative Day - Second Reading - Senate) - Senator Erickson moved HB 245 be concurred in. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Schmidt, Shockley, Stewart-Peregoy, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 45


Total 4

Absent or not voting: None.

Total 0

Excused: Squires.

Total 1

HB 245 (Fifty-fourth Legislative Day - Third Reading - Senate) concurred in as follows:


Total 39

Nays: Bales, Balyeat, Hinkle, McGee, Ripley, Steinbeisser, Stewart-Peregoy, J. Tropila, Mr. President.

Total 9

Absent or not voting: None.

Total 0

Excused: Squires, Wanzenried.

Total 2

HB 246 (Thirty-fifth Legislative Day - Second Reading - House) - Representative Boniek moved HB 246 do pass.

Rep. Villa on a point of order noted that the rules of the House require that a fiscal note is required before executive action is taken.

Mr. Speaker asked that the House stand at ease for 3 minutes while the fiscal note is handed out.

Chair Bennett announced that the House will stand at ease, 8:38 a.m. The House was called to back to order at 8:42 a.m.
Motion carried as follows:

Total 64

Total 36

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 246  (Sixty-second Legislative Day - Second Reading - House) - Representative Boniek moved HB 246 do pass. Motion carried as follows:

Total 80

Total 20

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 246  (Sixty-third Legislative Day - Third Reading - House) passed as follows:

Total 85

Total 14

Excused: Villa.
Total 1

Absent or not voting: None.
HB 246  (Seventy-second Legislative Day - Second Reading - Senate) - Senator Jackson moved HB 246 be concurred in. Motion carried as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Hinkle, Jackson, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Zinke, Mr. President.
Total 27
Total 23
Absent or not voting: None.
Excused: None.
Total 0

HB 246  (Seventy-third Legislative Day - Third Reading - Senate) concurred in as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gallus, Gebhardt, Hamlett, Hinkle, Jackson, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Zinke, Mr. President.
Total 29
Total 21
Paired: Barkus, Aye; Windy Boy, No.
Absent or not voting: None.
Excused: None.
Total 0

HB 247  (Thirty-first Legislative Day - Second Reading - House) - Representative Bergren moved HB 247 do pass. Motion carried as follows:
Total 97
Nays: Mendenhall, Stoker.
Total 2
Excused: None.
Total 0
Absent or not voting: Becker.
Total 1
HB 247 (Thirty-second Legislative Day - Third Reading - House) passed as follows:


Total 97

Nays: Mendenhall, Stoker.

Total 2

Excused: None.

Total 0

Absent or not voting: Arntzen.

Total 1

HB 247 (Fifty-third Legislative Day - Second Reading - Senate) - Senator J. Peterson moved HB 247 be concurred in. Motion carried as follows:


Total 48

Nays: Esp.

Total 1

Absent or not voting: None.

Total 0

Excused: Squires.

Total 1

HB 247 (Fifty-fourth Legislative Day - Third Reading - Senate) concurred in as follows:


Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Squires.

Total 1

HB 250 (Sixty-fifth Legislative Day - Second Reading - House) - Representative MacLaren moved HB 250 do pass. Motion carried as follows:

Yeas: Ankney, Arntzen, Augare, Barrett, Bean, B. Beck, P. Beck, Becker, Belcourt, Bennett, Berry, Blasdel, Blewett, Boland, Boss Ribs, Butcher, Caferro, Campbell, Cohencour, Dickenson, Driscoll,
HB 250 (Sixty-sixth Legislative Day - Third Reading - House) passed as follows:


Total 84


Total 37

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 258 (Sixty-fifth Legislative Day - Second Reading - House) - Representative McChesney moved HB 258 do pass. Motion carried as follows:


Total 63


Total 37

Excused: None.
Total 0

Absent or not voting: None.
HB 258  (Sixty-sixth Legislative Day - Third Reading - House) passed as follows:


Total 66


Total 34

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 258  (Seventy-ninth Legislative Day - Second Reading - Senate) - Senator Larsen moved HB 258 be concurred in. Motion carried as follows:


Total 34

Nays: Bales, Balyeat, Curtiss, Esp, Essmann, Gebhardt, Hinkle, Laible, Lewis, McGee, Murphy, Perry, Ripley, Schmidt, Shockley, Mr. President.

Total 16

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 258  (Eightieth Legislative Day - Third Reading - Senate) concurred in as follows:


Total 36

Nays: Bales, Balyeat, Curtiss, Esp, Essmann, Gebhardt, Hinkle, Laible, Lewis, McGee, Murphy, Perry, Ripley, Shockley.

Total 14

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 258  (Eighty-second Legislative Day - Second Reading - House) - Senate Amendments - Representative McChesney moved Senate amendments to HB 258 be concurred in. Motion carried as follows:
HB 258 (Eighty-third Legislative Day - Third Reading - House) , as amended by the Senate, passed as follows:

Total 75

Total 24

Excused: None.
Total 0

HB 259 (Twenty-second Legislative Day - Second Reading - House) - Representative Mendenhall moved HB 259 do pass. Motion carried as follows:

Total 76

Total 24

Excused: None.
Total 0
Absent or not voting: None.
  Total 0

HB 262 (Twenty-ninth Legislative Day - Second Reading - House) - Representative Ebinger moved HB 262 do pass. Motion carried as follows:

  Total 94

  Total 5

Excused: None.
  Total 0

Absent or not voting: Stahl.
  Total 1

HB 262 (Fifty-ninth Legislative Day - Second Reading - House) - Representative Ebinger moved HB 262 do pass. Motion carried as follows:

  Total 95

Nays: Kasten, Kerns, McGillvray, Randall, Sales.
  Total 5

Excused: None.
  Total 0

Absent or not voting: None.
  Total 0

HB 262 (Sixtieth Legislative Day - Third Reading - House) passed as follows:

  Total 94

Nays: Boniek, Kasten, Kerns, McGillvray, Randall, Sales.
  Total 6
Excused: None.
Total 0
Absent or not voting: None.
Total 0

HB 262 (Eightieth Legislative Day - Second Reading - Senate) - Senator Erickson moved HB 262 be concurred in. Motion carried as follows:
Total 26
Nays: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Curtiss, Essmann, Hinkle, Jackson, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Windy Boy, Mr. President.
Total 24
Absent or not voting: None.
Total 0
Excused: None.
Total 0

HB 262 (Eighty-first Legislative Day - Third Reading - Senate) concurred in as follows:
Total 29
Nays: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Curtiss, Essmann, Gebhardt, Hinkle, Jackson, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Steinbeisser, Tutvedt.
Total 21
Absent or not voting: None.
Total 0
Excused: None.
Total 0

HB 263 (Twenty-third Legislative Day - Second Reading - House) - Representative Smith moved HB 263 do pass. Motion carried as follows:
Total 94
Nays: Kerns, Mendenhall, Villa, Wiseman, Mr. Speaker.
Total 5
Excused: None.
Total 0
Absent or not voting: Arntzen.
Total 1
HB 263  (Twenty-fourth Legislative Day - Third Reading - House) passed as follows:
Total 97
Nays: Caferro, Kerns, Wiseman.
Total 3
Excused: None.
Total 0
Absent or not voting: None.
Total 0

HB 263  (Seventieth Legislative Day - Second Reading - Senate) - Senator Essmann moved HB 263 be concurred in. Motion carried as follows:
Total 50
Nays: None.
Total 0
Absent or not voting: None.
Total 0
Excused: None.
Total 0

HB 263  (Seventy-first Legislative Day - Third Reading - Senate) concurred in as follows:
Total 49
Nays: Kaufmann.
Total 1
Absent or not voting: None.
Total 0
Excused: None.
Total 0

HB 264  (Twenty-third Legislative Day - Second Reading - House) - Representative Smith moved HB 264 do pass. Motion carried as follows:
Yeas: Ankney, Ammend, Augare, Barrett, Bean, B. Beck, P. Beck, Becker, Belcourt, Bennett, Berry, Blasdel, Blewett, Boland, Boniek, Boss Ribs, Brown, Butcher, Campbell, Cohenour, Dickenson, Driscoll, Ebinger, Fleming, French, Furey, Getz, Glase, Grinde, Hamilton, Hands, Hawk, Hendrick,
HB 264

(Twenty-fourth Legislative Day - Third Reading - House) passed as follows:


Total 95

Nays: Caferro, Kerns, Mendenhall, Sales, Mr. Speaker.

Total 5

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 264

(Seventieth Legislative Day - Second Reading - Senate) - Senator Essmann moved HB 264 be concurred in. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzennied, Williams, Windy Boy, Zinke, Mr. President.

Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

HB 264

(Seventy-first Legislative Day - Third Reading - Senate) concurred in as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry,
Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzrenried, Williams, Windy Boy, Zinke, Mr. President.

Total 49

Nays: Kaufmann.

Total 1

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 269

(Twenty-ninth Legislative Day - Second Reading - House) - Representative Mehlhoff moved HB 269 do pass. Motion carried as follows:


Total 99

Nays: None.

Total 0

Excused: Stahl.

Total 1

Absent or not voting: None.

Total 0

HB 269

(Thirtieth Legislative Day - Third Reading - House) passed as follows:


Total 99

Nays: Stoker.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 269

(Seventy-third Legislative Day - Second Reading - Senate) - Senator Shockley moved HB 269 be concurred in. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle,
HB 269 (Seventy-fourth Legislative Day - Third Reading - Senate) concurred in as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Zinke, Mr. President.

Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Windy Boy.

Total 1

HB 269 (Seventy-seventh Legislative Day - Second Reading - House) - Senate Amendments - Representative Mehlhoff moved Senate amendments to HB 269 be concurred in. Motion carried as follows:


Total 81


Total 18

Excused: None.

Total 0

Absent or not voting: Milburn.

Total 1

HB 269 (Seventy-eighth Legislative Day - Third Reading - House) , as amended by the Senate, passed as follows:


Total 78


Total 19

Excused: None.

Total 0

Absent or not voting: Hendrick, Stahl, Villa.

Total 3

HB 270 (Thirty-first Legislative Day - Second Reading - House) - Representative Bergren moved HB 270 do pass. Motion carried as follows:


Total 90


Total 10

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 270 (Thirty-second Legislative Day - Third Reading - House) passed as follows:


Total 84


Total 16

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 270 (Fifty-ninth Legislative Day - Second Reading - Senate) - Senator Tutvedt moved HB 270 be concurred in. Motion carried as follows:

Yeas: Bales, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson,
HB 270  (Sixtieth Legislative Day - Third Reading - Senate) concurred in as follows:

Yeas: Bales, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Zinke, Mr. President.

Total 46

Nays: Balyeat.

Total 1

Absent or not voting: None.

Total 0

Excused: Keane, Squires, Windy Boy.

Total 3

HB 273  (Twenty-eighth Legislative Day - Second Reading - House) - Representative O'Hara moved HB 273 do pass. Motion carried as follows:


Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 273  (Thirty-sixth Legislative Day - Second Reading - House) - Representative O’Hara moved HB 273 do pass. Motion carried as follows:

HB 273 61ST LEGISLATURE (2009) 290


Total 96

Nays: Kasten, Sales, Wagner.

Total 3

Excused: None.

Total 0

Absent or not voting: Mendenhall.

Total 1

HB 273 (Thirty-seventh Legislative Day - Third Reading - House) passed as follows:


Total 97

Nays: Mendenhall, Sales.

Total 2

Excused: None.

Total 0

Absent or not voting: Hoven.

Total 1

HB 273 (Fifty-third Legislative Day - Second Reading - Senate) - Senator Laslovich moved HB 273 be concurred in. Motion carried as follows:


Total 45

Nays: Balyeat, Esp, Hinkle, Mr. President.

Total 4

Absent or not voting: None.

Total 0

Excused: Squires.

Total 1

HB 273 (Fifty-fourth Legislative Day - Third Reading - Senate) concurred in as follows:

Yeas: Bales, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jackson, Jen, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzennried, Williams, Windy Boy, Mr. President.

Total 45
HB 274 (Thirty-third Legislative Day - Second Reading - House) - Representative Hamilton moved HB 274 do pass. Motion carried as follows:


Total 52


Total 48

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 278 (Thirty-third Legislative Day - Second Reading - House) - Representative McChesney moved HB 278 do pass. Motion carried as follows:


Total 51


Total 49

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 278 (Thirty-fourth Legislative Day - Third Reading - House) passed as follows:


Total 51


Total 49

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Total 62


Total 37

Excused: None.

Total 0

Absent or not voting: Mr. Speaker.

Total 1

HB 278 (Thirty-fourth Legislative Day - Third Reading - House) passed as follows:


Total 76


Total 23

Excused: None.

Total 0

Absent or not voting: Stahl.

Total 1

HB 278 (Fifty-fifth Legislative Day - Second Reading - Senate) - Senator Gebhardt moved HB 278 be concurred in. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gallus, Gebhardt, Hamlett, Hawks, Hinkle, Jackson, Keane, LAible, Larsen, Laslovich, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Squires, Steinbeisser, Stewart-Peregoy, Tutvedt, Williams, Windy Boy, Zinke, Mr. President.

Total 37


Total 12

Absent or not voting: None.

Total 0

Excused: Wanzennried.

Total 1

HB 278 (Fifty-sixth Legislative Day - Third Reading - Senate) concurred in as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Steinbeisser, Stewart-Peregoy, Tutvedt, Williams, Windy Boy, Zinke, Mr. President.

Total 39
Nays: Cooney, Erickson, Gallus, Jent, Juneau, Kaufmann, Moss, J. Tropila, M. Tropila, Wanzenried.
Total 10

Absent or not voting: None.
Total 0

Excused: Squires.
Total 1

**HB 279** (Forty-second Legislative Day - Second Reading - House) - Representative Reinhart moved HB 279 do pass. Motion carried as follows:

Total 81

Total 18

Excused: None.
Total 0

Absent or not voting: O'Hara.
Total 1

**HB 279** (Sixty-eighth Legislative Day - Second Reading - House) - Representative Reinhart moved HB 279 do pass. Motion carried as follows:

Total 84

Total 14

Excused: None.
Total 0

Absent or not voting: Butcher, Morgan.
Total 2

**HB 279** (Sixty-ninth Legislative Day - Third Reading - House) passed as follows:

HB 279


Total 74


Total 20


Total 6

Absent or not voting: None.

Total 0

HB 279 (Eighty-fourth Legislative Day - Second Reading - Senate) - Senator Debby Barrett moved HB 279 be concurred in. Motion carried as follows:

Yeas: Bales, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Kent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 48

Nays: Balyeat, McGee.

Total 2

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 279 (Eighty-fifth Legislative Day - Third Reading - Senate) concurred in as follows:

Yeas: Bales, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Hamlett, Hansen, Hawks, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 41


Total 9

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 280 (Sixty-sixth Legislative Day - Second Reading - House) - Representative Hunter moved HB 280 do pass. Motion carried as follows:


Total 68
HB 280 (Sixty-seventh Legislative Day - Third Reading - House) passed as follows:


Total: 71


Total: 26

Excused: Howard, Miller.

Total: 2

Absent or not voting: Wiseman.

Total: 1

HB 280 (Seventy-seventh Legislative Day - Second Reading - Senate) - Senator R. Brown moved HB 280 be concurred in. Motion carried as follows:


Total: 50

None.

Total: 0

Absent or not voting: None.

Total: 0

Excused: None.

Total: 0

HB 283 (Twenty-second Legislative Day - Second Reading - House) - Representative Himmelberger moved HB 283 do pass. Motion carried as follows:

HB 283 (Twenty-third Legislative Day - Third Reading - House) passed as follows:


Total 96
Nays: None.

Excused: None.

Absent or not voting: None.

Total 0

HB 283 (Fifty-eighth Legislative Day - Second Reading - Senate) - Senator R. Brown moved HB 283 be concurred in. Motion carried as follows:


Total 49
Nays: None.

Excused: Himmelberger, O'Hara.

Absent or not voting: Caferro, Ebinger.

Total 2

HB 283 (Fifty-ninth Legislative Day - Third Reading - Senate) concurred in as follows:


Total 47
Nays: None.

Absent or not voting: None.

Total 0

Excused: Squires.

Total 1

HB 283 (Fifty-ninth Legislative Day - Third Reading - Senate) concurred in as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Zinke, Mr. President.

Total 47
Nays: None.

Absent or not voting: None.

Total 0
Excused: Keane, Squires, Windy Boy.
   Total 3

HB 285 (Thirty-third Legislative Day - Second Reading - House) - Representative Reinhart moved HB 285 do pass. Motion carried as follows:

   Total 100

Nays: None.
   Total 0

Excused: None.
   Total 0

Absent or not voting: None.
   Total 0

HB 285 (Thirty-fourth Legislative Day - Third Reading - House) passed as follows:

   Total 99

Nays: Stoker.
   Total 1

Excused: None.
   Total 0

Absent or not voting: None.
   Total 0

HB 285 (Fifty-sixth Legislative Day - Second Reading - Senate) - Senator Kaufmann moved HB 285 be concurred in. Motion carried as follows:

   Total 50

Nays: None.
   Total 0

Absent or not voting: None.
HB 285 61ST LEGISLATURE (2009) 298

Total 0
Excused: None.
   Total 0

HB 285 (Fifty-seventh Legislative Day - Third Reading - Senate) concurred in as follows:

   Total 48
Nays: None.
   Total 0
Absent or not voting: None.
   Total 0
Excused: Gallus, Squires.
   Total 2

HB 286 (Thirty-first Legislative Day - Second Reading - House) - Representative Sonju moved HB 286 do pass. Motion carried as follows:

   Total 94
   Total 6
Excused: None.
   Total 0
Absent or not voting: None.
   Total 0

HB 286 (Thirty-second Legislative Day - Third Reading - House) passed as follows:

   Total 95
   Total 5
Excused: None.
   Total 0
Absent or not voting: None.
Total 0

HB 287 (Thirtieth Legislative Day - Second Reading - House) - Representative Driscoll moved HB 287 as amended do pass. Motion carried as follows:

Total 64

Total 34

Excused: None.
Total 0

Absent or not voting: Pease-Lopez, Stahl.
Total 2

HB 287 (Thirtieth Legislative Day - Second Reading - House) - Representative Wiseman moved HB 287, second reading copy, be amended as follows:

1. Title, page 1, line 7 through page 8.
   Strike: “ESTABLISHING” on line 7 through “PENALTY,” on line 8
2. Page 1, line 30 through page 2, line 5.
   Strike: section 2 in its entirety
   Renumber: subsequent sections
   Strike: “[Sections 1 and 2] are”
   Insert: “[Section 1] is”
   Strike: “[sections 1 and 2]”
   Insert: “[section 1]”

Amendment adopted as follows:

Total 61

Total 39

Excused: None.
Total 0

Absent or not voting: None.
Total 0
HB 287 (Thirty-first Legislative Day - Third Reading - House) passed as follows:


Total 65


Total 34

Excused: None.

Total 0

Absent or not voting: P. Beck.

Total 1

HB 287 (Fifty-first Legislative Day - Second Reading - Senate) - Senator Murphy moved HB 287 be concurred in. Motion carried as follows:


Total 46

Nays: Hinkle, Jackson, Moss.

Total 3

Absent or not voting: None.

Total 0

Excused: Squires.

Total 1

HB 287 (Fifty-second Legislative Day - Third Reading - Senate) concurred in as follows:


Total 45

Nays: Balyeat, Hinkle, Jackson.

Total 3

Absent or not voting: None.

Total 0

Excused: Larsen, Squires.

Total 2

HB 287 (Fifty-fourth Legislative Day - Second Reading - House) - Senate Amendments - Representative Driscoll moved Senate amendments to HB 287 be concurred in. Motion carried as follows:
HB 287 (Fifty-fifth Legislative Day - Third Reading - House) passed as follows:
Total 90

Total 8

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 288 (Thirty-fifth Legislative Day - Second Reading - House) - Representative Kerns moved HB 288 do pass. Motion carried as follows:
Total 93

Total 7

Excused: None.
Total 0

Absent or not voting: None.
Total 0
HB 288  (Thirty-sixth Legislative Day - Third Reading - House) passed as follows:
Total 93
Total 7
Excused: None.
Total 0
Absent or not voting: None.
Total 0

HB 288  (Fifty-seventh Legislative Day - Second Reading - Senate) - Senator McGee moved HB 288 be concurred in. Motion carried as follows:
Total 46
Nays: Erickson, Kaufmann, Squires.
Total 3
Absent or not voting: None.
Total 0
Excused: Gallus.
Total 1

HB 288  (Fifty-eighth Legislative Day - Third Reading - Senate) concurred in as follows:
Total 43
Nays: Erickson, Gallus, Hawks, Juneau, Kaufmann, Squires, Williams.
Total 7
Paired: Laslovich, Aye; Squires, No.
Absent or not voting: None.
Total 0
Excused: None.
Total 0

HB 288  (Sixtieth Legislative Day - Second Reading - House) - Senate Amendments - Representative Kerns moved Senate amendments to HB 288 be concurred in. Motion carried as follows:
HB 288  (Sixty-first Legislative Day - Third Reading - House) passed as follows:


Total 96


Total 58

Excused: None.

Total 0

HB 289  (Twenty-eighth Legislative Day - Second Reading - House) introduced by Phillips, requiring adoption by an affirmative roll call vote of two-thirds of all the members of the Legislature. Motion failed as follows.


Total 58

Excused: None.

Total 0
HB 289 61ST LEGISLATURE (2009) 304

Absent or not voting: None.
  Total 0

Rep. Glaser noted that HB 289 will proceed to 3rd reading, due to the 2/3 majority vote required by the entire legislature.

HB 289 (Forty-third Legislative Day - Second Reading - House) - Representative Phillips moved HB 289 do pass. Motion requires 2/3 majority of entire legislator. Motion carried as follows:

  Total 57

  Total 42

Excused: None.
  Total 0

Absent or not voting: McChesney.
  Total 1

HB 289 (Forty-fourth Legislative Day - Third Reading - House) passed as follows:

  Total 51

  Total 49

Excused: None.
  Total 0

Absent or not voting: None.
  Total 0

HB 289 (Forty-fourth Legislative Day - Third Reading - House) , introduced by Phillips, requiring adoption by an affirmative roll call vote of two-thirds of all the members of the Legislature, passed the House and will be transmitted to the Senate with the following vote:

2/25/2009
  Yeas - 51
  Nays - 49

HB 290 (Fifty-second Legislative Day - Second Reading - House) - Representative Grinde moved HB 290 do pass. Motion carried as follows:
  Total 92

Nays: Bean, Bennett, Kerns, Mendenhall, More, Taylor, Wagner.
  Total 7

Excused: Nooney.
  Total 1

Absent or not voting: None.
  Total 0

HB 290 (Fifty-third Legislative Day - Third Reading - House) passed as follows:

  Total 90

Nays: Bennett, Kerns, Mendenhall, More, Sales, Taylor, Wagner, Welborn.
  Total 8

Excused: Boss Ribs, Nooney.
  Total 2

Absent or not voting: None.
  Total 0

HB 290 (Sixty-sixth Legislative Day - Second Reading - Senate) - Senator Branae moved HB 290 be concurred in. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzennried, Williams, Windy Boy, Zinke, Mr. President.
  Total 50

Nays: None.
  Total 0

Absent or not voting: None.
  Total 0

Excused: None.
  Total 0

HB 290 (Sixty-seventh Legislative Day - Third Reading - Senate) concurred in as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle,
HB 290  61ST LEGISLATURE (2009)  306

Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockey, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total  50

Nays: None.

Total  0

Absent or not voting: None.

Total  0

Excused: None.

Total  0

HB 290 (Sixty-ninth Legislative Day - Second Reading - House) - Senate Amendments - Representative Grinde moved Senate amendments to HB 290 be concurred in. Motion carried as follows:


Total  90


Total  7

Excused: Howard, Kasten.

Total  2

Absent or not voting: Stahl.

Total  1

HB 290 (Seventieth Legislative Day - Third Reading - House) , as amended by the Senate, passed as follows:


Total  93

Nays: Kerns, Mendenhall, Miller, Taylor, Wagner, Welborn.

Total  6

Excused: Belcourt.

Total  1

Absent or not voting: None.

Total  0

HB 291 (Thirty-fourth Legislative Day - Second Reading - House) - Representative Sonju moved HB 291 do pass. Motion carried as follows:

Total 92


Total 7

Excused: None.

Total 0

Absent or not voting: P. Beck.

Total 1

HB 291 (Thirty-fifth Legislative Day - Third Reading - House) passed as follows:


Total 94


Total 6

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 291 (Sixty-third Legislative Day - Second Reading - Senate) - Senator Keane moved HB 291 be concurred in. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzinried, Williams, Windy Boy, Zinke, Mr. President.

Total 47

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Branae, Hansen, Schmidt.

Total 3

HB 291 (Sixty-fourth Legislative Day - Third Reading - Senate) concurred in as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent,
HB 291
61ST LEGISLATURE (2009)

Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 47

Nays: Esp, Essmann, McGee.
Total 3

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 291 (Sixty-ninth Legislative Day - Second Reading - House) - Senate Amendments - Representative Sonju moved Senate amendments to HB 291 be concurred in. Motion carried as follows:

Total 94

Nays: Berry, Boniek, Caferro.
Total 3

Excused: Howard, Kasten.
Total 2

Absent or not voting: Washburn.
Total 1

HB 291 (Seventieth Legislative Day - Third Reading - House), as amended by the Senate, passed as follows:

Total 96

Nays: P. Beck, Berry, Boniek.
Total 3

Excused: Belcourt.
Total 1

Absent or not voting: None.
Total 0

HB 293 (Thirty-fourth Legislative Day - Second Reading - House) - Representative Hiner moved HB 293 do pass. Motion carried as follows:
Total 99

Nays: None.
Total 0

Excused: None.
Total 0

Absent or not voting: McChesney.
Total 1

HB 293  (Thirty-fifth Legislative Day - Third Reading - House) passed as follows:
Total 99

Nays: More.
Total 1

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 293  (Fifty-third Legislative Day - Second Reading - Senate) - Senator Jent moved HB 293 be concurred in. Motion carried as follows:
Total 49

Nays: None.
Total 0

Absent or not voting: None.
Total 0

HB 293  (Fifty-fourth Legislative Day - Third Reading - Senate) concurred in as follows:
HB 294 (Twenty-fifth Legislative Day - Second Reading - House) - Representative MacLaren moved HB 294 do pass. Motion carried as follows:


Total 68


Total 32

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 294 (Thirty-fifth Legislative Day - Second Reading - House) - Representative MacLaren moved HB 294 do pass. Motion carried as follows:


Total 74


Total 25

Excused: None.

Total 0

Absent or not voting: Wiseman.

Total 1

HB 294 (Thirty-sixth Legislative Day - Third Reading - House) passed as follows:
HB 294  (Fifty-seventh Legislative Day - Second Reading - Senate) - Senator Esp moved HB 294 be concurred in. Motion carried as follows:


Total: 35

Nays: Bales, Balyeat, Black, R. Brown, Curtiss, Hinkle, Jackson, McGee, Murphy, Peterson, Steinbeisser, Stewart-Peregoy, Tutvedt, Mr. President.

Total: 14

Absent or not voting: None.

Total: 0

Excused: Gallus.

Total: 1

HB 294  (Fifty-eighth Legislative Day - Third Reading - Senate) concurred in as follows:


Total: 37

Nays: Bales, Balyeat, Black, R. Brown, Curtiss, Hinkle, Jackson, McGee, Peterson, Shockley, Steinbeisser, Tutvedt, Mr. President.

Total: 13

Paired: Squires, Aye; R. Brown, No.

Absent or not voting: None.

Total: 0

Excused: None.

Total: 0

HB 295  (Twenty-ninth Legislative Day - Second Reading - House) - Representative Menahan moved HB 295 do pass. Motion carried as follows:

HB 295  (Thirty-first Legislative Day - Third Reading - House) passed as follows:
Total 92

Nays: Boniek, Getz, Ingraham, Kerns, Mendenhall, More, Peterson, Roberts, Stoker, Wagner, Mr. Speaker.
Total 8

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 296 (Twenty-ninth Legislative Day - Second Reading - House) - Representative Menahan moved HB 296 do pass. Motion carried as follows:
Total 99

Nays: None.
Total 0

Excused: None.
Total 0

Absent or not voting: Sonju.
Total 1
HB 296 (Thirtieth Legislative Day - Third Reading - House) passed as follows:


Total 100

Nays: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 296 (Fifty-first Legislative Day - Second Reading - Senate) - Senator J. Tropila moved HB 296 be concurred in. Motion carried as follows:


Total 45

Nays: Balyeat, Esp, Gebhardt, Mr. President.
Total 4

Absent or not voting: None.
Total 0

Excused: Squires.
Total 1

HB 296 (Fifty-second Legislative Day - Third Reading - Senate) concurred in as follows:

Yeas: Bales, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larolsh, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 44

Nays: Balyeat, Brenden, Gebhardt, Steinbeisser.
Total 4

Absent or not voting: None.
Total 0

Excused: Larsen, Squires.
Total 2

HB 298 (Thirtieth Legislative Day - Second Reading - House) - Representative Blewett moved HB 298 do pass. Motion carried as follows:

Yeas: Ankney, Arntzen, Augare, Barrett, Bean, B. Beck, P. Beck, Becker, Belcourt, Bennett, Berry, Blasdel, Blewett, Boland, Boss Ribs, Brown, Butcher, Caferro, Campbell, Cohenour, Dickenson,
HB 298 61ST LEGISLATURE (2009) 314


Total 93

Nays: Boniek, Hawk, Hollandsworth, McGillvray, Miller.

Total 6

Excused: None.

Total 0

Absent or not voting: Roberts.

Total 1

HB 298 (Thirty-first Legislative Day - Third Reading - House) passed as follows:


Total 90

Nays: Blasdel, Boniek, Hawk, Hendrick, Himmelberger, Kasten, McGillvray, Miller, Randall.

Total 9

Excused: None.

Total 0

Absent or not voting: Getz.

Total 1

HB 298 (Fifty-third Legislative Day - Second Reading - Senate) - Senator Shockley moved HB 298 be concurred in. Motion carried as follows:


Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Squires.

Total 1

HB 298 (Fifty-fourth Legislative Day - Third Reading - Senate) concurred in as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jen, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy,
HB 301 (Thirty-seventh Legislative Day - Second Reading - House) - Representative Kottel moved HB 301 do pass. Motion carried as follows:
Total 72
Total 27
Excused: None.
Total 0
Absent or not voting: Campbell.
Total 1

HB 301 (Thirty-eighth Legislative Day - Third Reading - House) passed as follows:
Total 71
Total 28
Excused: Boss Ribs.
Total 1
Absent or not voting: None.
Total 0

HB 301 (Sixty-ninth Legislative Day - Second Reading - Senate) - Senator Laslovich moved HB 301 be concurred in. Motion carried as follows:
Yeas: Bales, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Peterson, Ripley, Schmidt,
HB 301  61ST LEGISLATURE (2009)  316

Shockley, Squires, Steinbeisser, J. Tropila, M. Tropila, Tutvedt, Wanzeneried, Williams, Windy Boy, Zinke, Mr. President.
  Total 45

Nays: Balyeat.
  Total 1

Absent or not voting: None.
  Total 0

Excused: Barkus, Erickson, Perry, Stewart-Peregoy.
  Total 4

HB 301  (Seventieth Legislative Day - Third Reading - Senate) concurred in as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzeneried, Williams, Windy Boy, Zinke, Mr. President.
  Total 48

Nays: Gallus, Steinbeisser.
  Total 2

Absent or not voting: None.
  Total 0

Excused: None.
  Total 0

HB 301  (Eightieth Legislative Day - Second Reading - House) - Senate Amendments -
Representative Kottel moved Senate amendments to HB 301 be concurred in. Motion carried as follows:

  Total 84

  Total 15

Excused: None.
  Total 0

Absent or not voting: Welborn.
  Total 1

HB 301  (Eighty-first Legislative Day - Third Reading - House), as amended by the Governor, passed as follows:

HB 301 (Eighty-fifth Legislative Day - Third Reading - Senate), as amended by the Governor, concurred in as follows:


Total 48

Nays: R. Brown, Murphy.

Total 2

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 304 (Twenty-ninth Legislative Day - Second Reading - House) - Representative Campbell moved consideration of HB 304 be passed for the day. Motion carried.

HB 304 (Thirty-first Legislative Day - Second Reading - House) - Representative Sonju moved HB 304 do pass. Motion carried as follows:


Total 92

Nays: Boniek, Brown, Kasten, Kerns, Morgan, Peterson, Sales, Wagner.

Total 8

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 304 (Thirty-second Legislative Day - Third Reading - House) passed as follows:


Total 92

Nays: Boniek, Brown, Kasten, Kerns, Morgan, Peterson, Sales, Wagner.

Total 8

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 304 (Fifty-eighth Legislative Day - Second Reading - Senate) - Senator Zinke moved HB 304 be concurred in. Motion carried as follows:


Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Squires.

Total 1

HB 304 (Fifty-ninth Legislative Day - Third Reading - Senate) concurred in as follows:


Total 47

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Keane, Squires, Windy Boy.

Total 3

HB 304 (Sixty-first Legislative Day - Second Reading - House) - Senate Amendments - Representative Sonju moved Senate amendments to HB 304 be concurred in. Motion carried as follows:

HB 304 (Sixty-second Legislative Day - Third Reading - House) passed as follows:


Total 94


Total 6

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 306 (Thirty-seventh Legislative Day - Second Reading - House) - Representative Morgan moved HB 306 do pass. Motion carried as follows:


Total 95


Total 5

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 306 (Sixty-eighth Legislative Day - Second Reading - House) - Representative Morgan moved HB 306 do pass. Motion carried as follows:


Total 95


Total 5

Excused: None.

Total 0

Absent or not voting: None.

Total 0
HB 306

61ST LEGISLATURE (2009) 320


Total 95


Total 5

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 306  (Sixty-ninth Legislative Day - Third Reading - House) passed as follows:


Total 90

Nays: Boniek, More, Regier, Wagner.

Total 4


Total 6

Absent or not voting: None.

Total 0

HB 306  (Seventy-sixth Legislative Day - Second Reading - Senate) - Senator Brueggeman moved HB 306 be concurred in. Motion carried as follows:


Total 48

Nays: Hinkle, Jackson.

Total 2

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 306  (Seventy-seventh Legislative Day - Third Reading - Senate) concurred in as follows:


Total 44

HB 306
Nays: Barkus, Erickson, Hinkle, Jackson, Steinbeisser, Mr. President.  
Total 6

Absent or not voting: None.  
Total 0

Excused: None.  
Total 0

HB 307 (Forty-third Legislative Day - Second Reading - House) - Representative Roberts moved HB 307 do pass.

HB 307 (Forty-third Legislative Day - Second Reading - House) - Representative Roberts moved HB 307 as amended, do pass. Motion carried as follows:

Total 68

Total 32

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

HB 307 (Forty-third Legislative Day - Second Reading - House) - Representative Roberts moved HB 307 be amended as follows:

1. Title, page 1, line 5.
   Strike: “IF A”
   Insert: “THAT ARE NOT AVAILABLE FROM A COMMUNITY”
   Following: “PHARMACY”
   Strike: “IS NOT” through “PATIENT’S RESIDENCE”
   2. Page 2, line 2.
      Following: “dispensing a drug”
      Insert: “if”
      Following: “prescribed”
      Strike: “if”
      Insert: “the drug and verified that”
      3. Page 2, line 3.
         Following: “from a”
         Strike: “pharmacy within 25” through “residence.”
         Insert: “community pharmacy. A drug dispensed pursuant to this subsection (2)(h) must meet the labeling requirements of the board of pharmacy.”

Motion to amend, carried as follows:

HB 307

Total 92

Nays: Peterson, Reichner, Sales, Smith, Sonju, Vincent, Warburton.
Total 7

Excused: None.
Total 0

Absent or not voting: Regier.
Total 1

HB 307 (Forty-fourth Legislative Day - Third Reading - House) passed as follows:

Total 66

Total 34

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 307 (Sixty-third Legislative Day - Second Reading - Senate) - Senator Hinkle moved HB 307 be concurred in. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hinkle, Jackson, Jen, Juneau, Kaufmann, Keane, Lail, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Ripley, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
Total 44

Total 3

Absent or not voting: None.
Total 0

Excused: Branae, Hansen, Schmidt.
Total 3

HB 307 (Sixty-fourth Legislative Day - Third Reading - Senate) concurred in as follows:

Yeas: Bales, Balyeat, Barrett, Black, Branae, Brenden, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hinkle, Jackson, Jen, Juneau, Kaufmann, Keane, Lail, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
Total 44

HB 308 (Thirty-sixth Legislative Day - Second Reading - House) - Representative Augare moved HB 308 do pass. Motion carried as follows:


Total 66


Total 33

Excused: None.

Total 0

Absent or not voting: Sonju.

Total 1

HB 308 (Thirty-seventh Legislative Day - Third Reading - House) passed as follows:


Total 69


Total 30

Excused: None.

Total 0

Absent or not voting: Butcher.

Total 1

HB 308 (Fifty-fourth Legislative Day - Second Reading - Senate) - Senator Laslovich moved HB 308 be concurred in. Motion carried as follows:


Total 35

Nays: Bales, Balyeat, Barkus, Barrett, Brenden, T. Brown, Gebhardt, Hinkle, Jackson, Laible, Ripley, Steinbeisser, Zinke, Mr. President.

Total 14
Absent or not voting: None.

Excused: Squires.

**HB 308** (Fifty-fifth Legislative Day - Third Reading - Senate) concurred in as follows:


Total 32

Nays: Bales, Balyeat, Barkus, Barrett, Brenden, R. Brown, T. Brown, Essmann, Gebhardt, Hinkle, Jackson, Laible, McGee, Ripley, Steinbeisser, Zinke, Mr. President.

Total 17

Paired: Wanzenried, Aye; Barkus, No.

Absent or not voting: None.

Excused: Squires.

**HB 308** (Fifty-ninth Legislative Day - Second Reading - House) - Senate Amendments - Representative Augare moved Senate amendments to HB 308 be concurred in. Motion carried as follows:


Total 72


Total 27

Excused: None.

**HB 308** (Sixtieth Legislative Day - Third Reading - House) passed as follows:


Total 69


Total 31
HB 311  (Twenty-ninth Legislative Day - Second Reading - House) - Representative Blasdel moved HB 311 do pass. Motion carried as follows:


Total 92

Nays: Brown, Kasten, Miller, More, Morgan, Peterson, Sales, Wagner.

Total 8

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 311  (Thirtieth Legislative Day - Third Reading - House) passed as follows:


Total 91

Nays: Boniek, Brown, Kasten, Miller, More, Morgan, Peterson, Sales, Wagner.

Total 9

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 311  (Fifty-seventh Legislative Day - Second Reading - Senate) - Senator Jackson moved HB 311 be concurred in. Motion carried as follows:


Total 49

Nays: None.

Total 0

Absent or not voting: None.
HB 311 (Fifty-eighth Legislative Day - Third Reading - Senate) concurred in as follows:


Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Squires.

Total 1

HB 312 (Sixty-ninth Legislative Day - Second Reading - House) - Representative B. Beck moved HB 312 do pass. Motion carried as follows:


Total 62


Total 36

Excused: Howard, Kasten.

Total 2

Absent or not voting: None.

Total 0

HB 312 (Seventieth Legislative Day - Third Reading - House) passed as follows:


Total 59


Total 40

Excused: Belcourt.

Total 1
Absent or not voting: None.

Total 0

**HB 312** (Eighty-eighth Legislative Day - Second Reading - Senate) - Senator Hamlett moved HB 312 be concurred in. Motion carried as follows:

Yeas: Bales, Barkus, Barrett, Black, Branae, T. Brown, Brueggeman, Cooney, Erickson, Gebhardt, Gillan, Hamlett, Hawks, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Perry, Peterson, Ripley, Schmidt, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 36


Total 14

Absent or not voting: None.

Total 0

Excused: None.

Total 0

**HB 315** (Twenty-ninth Legislative Day - Second Reading - House) - Representative Blewett moved HB 315 do pass. Motion carried as follows:


Total 96

Nays: Boniek, Henry, Sales.

Total 3

Excused: None.

Total 0

Absent or not voting: Pominichowski.

Total 1

**HB 315** (Fifty-ninth Legislative Day - Second Reading - House) - Representative Blewett moved HB 315 do pass. Motion carried as follows:

Total 91

Nays: Boniek, Brown, Kasten, Kerns, More, Roberts, Sales, Wagner, Mr. Speaker.

Total 9

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 315 (Sixtieth Legislative Day - Third Reading - House) passed as follows:


Total 92


Total 8

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 315 (Sixtieth Legislative Day - Second Reading - Senate) - Senator Gillan moved HB 315 be concurred in. Motion carried as follows:


Total 26

Nays: Bales, Balyeat, Barkus, Barrett, Brenden, R. Brown, T. Brown, Curtiss, Esp, Essmann, Gebhardt, Hinkle, Jackson, Laible, McGee, Murphy, Perry, Peterson, Shockley, Steinbeisser, Tutvedt, Mr. President.

Total 22

Absent or not voting: None.

Total 0

Excused: Wanzenried, Zinke.

Total 2

HB 315 (Eighth Legislative Day - Second Reading - Senate) - Senator Gillan moved consideration of HB 315 be placed below HB 615 on the second reading board. Without objection, so ordered.
HB 315 (Eighty-first Legislative Day - Third Reading - Senate) concurred in as follows:


Total 31

Nays: Bales, Balyeat, Barkus, Brenden, R. Brown, T. Brown, Curtiss, Esp, Essmann, Hinkle, Laible, McGee, Murphy, Ripley, Shockley, Steinbeisser, Tutvedt, Windy Boy, Mr. President.

Total 19

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 315 (Eighty-second Legislative Day - Second Reading - House) - Senate Amendments - Representative Blewett moved Senate amendments to HB 315 be concurred in. Motion carried as follows:


Total 88


Total 12

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 315 (Eighty-third Legislative Day - Third Reading - House), as amended by the Senate, passed as follows:


Total 88


Total 10

Excused: Boniek, Villa.

Total 2

Absent or not voting: None.

Total 0
HB 317  (Thirty-fourth Legislative Day - Second Reading - House)  - Representative Furey moved HB 317 do pass. Motion carried as follows:
   Total  100
Nays: None.
   Total  0
Excused: None.
   Total  0
Absent or not voting: None.
   Total  0

HB 317  (Thirty-fifth Legislative Day - Third Reading - House)  passed as follows:
   Total  100
Nays: None.
   Total  0
Excused: None.
   Total  0
Absent or not voting: None.
   Total  0

HB 317  (Sixty-fourth Legislative Day - Second Reading - Senate)  - Senator J. Tropila moved HB 317 be concurred in. Motion carried as follows:
   Total  50
Nays: None.
   Total  0
Absent or not voting: None.
   Total  0
Excused: None.
   Total  0
HB 317 (Sixty-fifth Legislative Day - Third Reading - Senate) concurred in as follows:


Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

HB 317 (Sixty-eighth Legislative Day - Second Reading - House) - Senate Amendments - Representative Furey moved Senate amendments to HB 317 be concurred in. Motion carried as follows:


Total 99

Nays: Kasten.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 317 (Sixty-ninth Legislative Day - Third Reading - House) as amended by the Senate, passed as follows:


Total 93

Nays: None.

Total 0


Total 6

Absent or not voting: Hoven.

Total 1
HB 318  (Fifty-fifth Legislative Day - Second Reading - House) - Representative Kottel moved HB 318 do pass. Motion carried as follows:

Total 79

Total 20

Excused: None.
Total 0

Absent or not voting: Mr. Speaker.
Total 1

HB 318  (Fifty-sixth Legislative Day - Third Reading - House) passed as follows:

Total 82

Total 16

Excused: Campbell.
Total 1

Absent or not voting: Wilson.
Total 1

HB 318  (Seventy-third Legislative Day - Second Reading - Senate) - Senator Keane moved HB 318 be concurred in. Motion carried as follows:


Nays: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, Curtiss, Esp, Essmann, Gebhardt, Hinkle, Jackson, Laible, McGee, Murphy, Perry, Ripley, Shockley, Mr. President.
Total 29

Absen or not voting: None.
Total 0

Excused: Windy Boy.
Total 1

HB 318  (Seventy-fourth Legislative Day - Third Reading - Senate) concurred in as follows:
Total 30

Nays: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Esp, Essmann, Gebhardt, Hinkle, Jackson, Laible, McGee, Murphy, Perry, Ripley, Shockley, Mr. President.
Total 20

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 318 (Seventy-sixth Legislative Day - Second Reading - House) - Senate Amendments - Representative Kottel moved Senate amendments to HB 318 be concurred in. Motion carried as follows:
Total 91

Total 8

Excused: None.
Total 0

Absent or not voting: Belcourt.
Total 1

HB 318 (Seventy-seventh Legislative Day - Third Reading - House), as amended by the Senate, passed as follows:
Total 83

Total 17

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 321 (Thirty-sixth Legislative Day - Second Reading - House) - Representative Cohenour moved HB 321 do pass. Motion carried as follows:
Total 58

Total 40

Excused: None.
Total 0

Absent or not voting: Morgan, Stahl.
Total 2

HB 321 (Thirty-seventh Legislative Day - Third Reading - House) passed as follows:

Total 57

Total 42

Excused: None.
Total 0

Absent or not voting: Morgan, Stahl.
Total 2

HB 322 (Thirty-eighth Legislative Day - Second Reading - House) - Representative Blewett moved HB 322 do pass. Motion carried as follows:

Total 95

Nays: B. Beck, Mendenhall, Sales, Sonju, Wagner.
Total 5

Excused: None.
Total 0

Absent or not voting: None.
Total 0
HB 322 (Thirty-ninth Legislative Day - Third Reading - House) passed as follows:
Total 95
Nays: Mendenhall, Sales, Wagner.
Total 3
Excused: Roundstone.
Total 1
Absent or not voting: Pease-Lopez.
Total 1

HB 322 (Sixty-third Legislative Day - Second Reading - Senate) - Senator Shockley moved HB 322 be concurred in. Motion carried as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Esmann, Gallus, Gebhardt, Gillan, Hamlett, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Kaibie, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
Total 47
Nays: None.
Total 0
Absent or not voting: None.
Total 0
Excused: Branae, Hansen, Schmidt.
Total 3

HB 322 (Sixty-fourth Legislative Day - Third Reading - Senate) concurred in as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Esmann, Gallus, Gebhardt, Gillan, Hamlett, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Kaibie, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
Total 50
Nays: None.
Total 0
Absent or not voting: None.
Total 0
Excused: None.
Total 0

HB 322 (Seventy-third Legislative Day - Second Reading - House) - Governor’s Amendments - Representative Blewett moved Governor’s amendments to HB 322 be concurred in. Motion carried as follows:
Yeas: Ankney, Arntzen, Augare, Barrett, Bean, B. Beck, P. Beck, Becker, Belcourt, Bennett, Berry, Blasdel, Blewett, Boland, Boss Ribs, Brown, Butcher, Caferro, Campbell, Cohenour, Dickenson,
HB 322 61ST LEGISLATURE (2009) 336


Total 89


Total 7

Excused: None.

Total 0

Absent or not voting: Glaser, Mendenhall, Nooney, Welborn.

Total 4

HB 322 (Seventy-fourth Legislative Day - Third Reading - House), as amended by the Governor, passed as follows:


Total 91

Nays: Boniek, Kasten, Lake, Sales, Vance, Wagner.

Total 5

Excused: Hiner.

Total 1

Absent or not voting: Blasdel, Sesso, Van Dyk.

Total 3

HB 322 (Seventy-seventh Legislative Day - Second Reading - Senate) - Governor’s Amendments - Senator Shockley moved Governor’s amendments to HB 322 be concurred in. Motion carried as follows:


Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 324 (Thirty-fifth Legislative Day - Second Reading - House) - Representative Arntzen moved HB 324 do pass. Motion carried as follows:
HB 324

(Thirty-sixth Legislative Day - Third Reading - House) passed as follows:


Total 98

Nays: Dickenson.

Total 1

Excused: None.

Total 0

Absent or not voting: Glaser.

Total 1

HB 324

(Fifty-ninth Legislative Day - Second Reading - Senate) - Senator Jackson moved HB 324 be concurred in. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Kent, Juneau, Kaufmann, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tuvedt, Wanzenried, Williams, Zinke, Mr. President.

Total 47

Nays: None.

Total 0

Excused: Keane, Squires, Windy Boy.

Total 3

HB 324

(Sixtieth Legislative Day - Third Reading - Senate) concurred in as follows:
HB 324 61ST LEGISLATURE (2009) 338


Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Squires.

Total 1

HB 324 (Sixty-second Legislative Day - Second Reading - House) - Senate Amendments - Representative Arntzen moved Senate amendments to HB 324 be concurred in. Motion carried as follows:


Total 98

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Jopek, Pomnichowski.

Total 2

HB 324 (Sixty-third Legislative Day - Third Reading - House), as amended by the Senate, concurred in as follows:


Total 99

Nays: None.

Total 0

Excused: Villa.

Total 1

Absent or not voting: None.

Total 0
HB 326 (Twenty-third Legislative Day - Second Reading - House) - Representative Mendenhall moved HB 326 do pass. Motion carried as follows:


Total 96

Nays: Campbell, Kerns, Villa, Mr. Speaker.

Total 4

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 326 (Twenty-fourth Legislative Day - Third Reading - House) passed as follows:


Total 96

Nays: Belcourt, Villa, Wilmer.

Total 3

Excused: None.

Total 0

Absent or not voting: Ingraham.

Total 1

HB 326 (Sixty-third Legislative Day - Second Reading - Senate) - Senator Barkus moved HB 326 be concurred in. Motion carried as follows:


Total 47

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Branae, Hansen, Schmidt.

Total 3

HB 326 (Sixty-fourth Legislative Day - Third Reading - Senate) concurred in as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Essmann, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzrenried, Williams, Windy Boy, Zinke, Mr. President.

Total 48

Nays: Esp, Gallus.

Total 2

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 328  (Thirty-fourth Legislative Day - Second Reading - House) - Representative MacLaren moved HB 328 do pass. Motion carried as follows:


Total 93


Total 6

Excused: None.

Total 0

Absent or not voting: Sonju.

Total 1

HB 328  (Thirty-fifth Legislative Day - Third Reading - House) passed as follows:


Total 95


Total 5

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 328  (Sixty-ninth Legislative Day - Second Reading - Senate) - Senator Shockley moved HB 328 be concurred in. Motion carried as follows:

Total 45

Nays: McGee.

Total 1

Absent or not voting: None.

Total 0

Excused: Barkus, Erickson, Perry, Stewart-Peregoy.

Total 4

HB 328 (Seventieth Legislative Day - Third Reading - Senate) concurred in as follows:


Total 46

Nays: Curtiss, Galius, McGee, Mr. President.

Total 4

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 328 (Seventy-third Legislative Day - Second Reading - House) - Senate Amendments - Representative MacLaren moved Senate amendments to HB 328 be concurred in. Motion carried as follows:


Total 97

Nays: Pomnichowski, Vance.

Total 2

Excused: None.

Total 0

Absent or not voting: Hoven.

Total 1

HB 328 (Seventy-fourth Legislative Day - Third Reading - House) , as amended by the Senate, passed as follows:

Yeas: Ankney, Arntzen, Augare, Barrett, Bean, B. Beck, P. Beck, Becker, Belcourt, Bennett, Berry, Blasdell, Blewett, Boland, Bonieck, Boss Ribs, Brown, Butcher, Caferro, Campbell, Cohenour, Dickenson, Driscoll, Ebinger, Fleming, French, Furey, Getz, Glaser, Grinde, Hamilton, Hands, Hawk,
HB 331  61ST LEGISLATURE (2009)  342


Total 97

Nays: None.
Total 0

Excused: Hiner.
Total 1

Absent or not voting: Sesso, Van Dyk.
Total 2

HB 331 (Forty-third Legislative Day - Second Reading - House) - Representative Morgan moved HB 331 do pass. Motion carried as follows:


Total 80

Nays: Arntzen, Bean, B. Beck, Bennett, Blasdel, Butcher, Hawk, Hendrick, Himmelberger, Jones, Kasten, Kerns, Lake, Mendenhall, More, Randall, Reichner, Sonju, Stoker, Mr. Speaker.
Total 20

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 331 (Forty-fourth Legislative Day - Third Reading - House) passed as follows:


Total 83

Total 17

Excused: None.
Total 0

Absent or not voting: None.
Total 0
HB 331 (Seventy-ninth Legislative Day - Second Reading - Senate) - Senator Gebhardt moved HB 331 be concurred in.

HB 331 (Seventy-ninth Legislative Day - Second Reading - Senate) - Senator Gebhardt moved HB 331, as amended, be concurred in. Motion carried as follows:

Yeas: Branae, T. Brown, Brueggeman, Cooney, Erickson, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jent, Juneau, Kaufmann, Keane, Laslovich, McGee, Moss, Murphy, Peterson, Ripley, Schmidt, Shockley, Squires, Stewart-Peregoy, J. Tropila, Wanzenried, Williams, Windy Boy, Mr. President.

Total 31


Total 19

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 331 (Seventy-ninth Legislative Day - Second Reading - Senate) - Senator Jackson moved HB 331, second reading copy, be amended as follows:

1. Title, page 1, line 6.
   Following: "50-50-102;"
   Insert: "50-50-103,"
   Strike: "50-50-305,"
   Strike: "50-51-303,"

2. Title, page 1, line 7.
   Strike: "50-52-302,"
   Insert: "AND"
   Strike: "AND 50-57-305,"

3. Page 1, line 11 through page 10, line 11.
   Strike: everything after the enacting clause
   Insert: "Section 1. Section 50-50-103, MCA, is amended to read:
   "50-50-103. Department authorized to adopt rules — advisory council. (1) To protect public health, the department may adopt rules relating to the operation of establishments defined in 50-50-102, including coverage of food, personnel, food equipment and utensils, sanitary facilities and controls, construction and fixtures, and housekeeping.
   (2) (a) The department and local health authorities may not adopt rules prohibiting the sale of baked goods and preserves by nonprofit organizations or by persons at farmer’s markets.
   (b) The department and local health authorities may not require that foods sold pursuant to this subsection (2) be prepared in certified or commercial kitchens.
   (3) (a) The department shall establish a food safety task force or advisory council to assist in the development of administrative rules or to review any proposed legislation related to the provisions of this chapter.
   (b) The task force or advisory council must be composed of equal numbers of representatives of the food establishments and representatives of state and local government.
   (c) Administrative The department shall present administrative rules and any legislation to be proposed by the department must be presented to the task force or advisory council prior to its proposal or introduction. When the department learns of proposed legislation related to the provisions of this chapter that has not been proposed by the department, the department shall provide copies of that legislation for review by the task force or advisory council and shall provide to the legislature any comments of the task force or advisory council."

Insert: "Section 2. Section 50-50-205, MCA, is amended to read:
"50-50-205. License fee — late fee — preemption of local authority — exception. (1) (a) Except as provided in subsection (1)(b), for each license issued, the department shall collect for each license issued or renewed a fee of $90 as provided in subsection (1)(b). It shall deposit 90% of the fees collected under this section, 90% must be deposited into the local board inspection
fund account created in 50-2-108, 5% of the fees into the general fund, and 5% of the fees into the account provided for in 50-50-216.

(b) For each license issued to an establishment that does not have more than two employees working at any one time, the department shall collect a fee of $60, which must be deposited in accordance with the percentages provided in subsection (1)(a).

(b) License fees are:
(i) $60 annually for a carryout only or mobile establishment that has less than 12 square feet of preparation area;
(ii) $90 annually for an establishment that has an occupancy space for 10 or fewer customers, an establishment that provides catering services but serves no meals onsite, or an establishment that has more than 12 square feet of preparation area and otherwise qualifies under subsection (1)(b)(i);
(iii) $110 annually for an establishment that has an occupancy space for 11 to 60 customers; or
(iv) $120 annually for an establishment that has an occupancy space for more than 60 customers.

(2) (a) In addition to the license fee required under subsection (1), the department shall collect a late fee of $25 from any licensee who has failed to submit a license renewal fee prior to the expiration of the licensee's current license and who operates an establishment governed by this part in the next licensing year.

(b) The late fee is $25 and must be deposited in the account provided for in 50-50-216.

(3) A county or other local government may not impose an inspection fee or charge in addition to the fee provided for in subsection (1) unless a violation of this chapter or rule persists and is not corrected after two visits to the establishment.

(4) The fees in subsections (1) and (2) may be paid by credit card and may be discounted for payment processing charges paid by the department to a third party. However, the discounting of license fees may not reduce the fees paid into the local board inspection fund account established in 50-2-108.

Insert: “Section 3. Section 50-51-204, MCA, is amended to read:
“50-51-204. License fee — late fee. (1) (a) There shall be paid to the department with each application for such license required under 50-51-201 or for each annual license renewal of such license an annual license fee of $40 as provided in subsection (1)(b). The department shall deposit 85% of the fees collected under this section into the local board inspection fund account created in 50-2-108, 11.25% of the fees into the general fund, and 3.75% of the fees into the account provided for in 50-51-110.

(b) Initial and renewal license fees are:
(i) $40 annually for an establishment with no more than 10 rooms available for rental;
(ii) $80 annually for an establishment with more than 10 but not more than 25 rooms available for rental; and
(iii) $160 annually for an establishment with more than 25 rooms available for rental.

(2) (a) In addition to the license renewal fee required under subsection (1), the department shall collect a late fee of $25 from any licensee who has failed to submit a license renewal fee prior to the expiration of the licensee's current license and who operates an establishment governed by this part in the next licensing year.

(b) The late fee is $25 and must be deposited in the account provided for in 50-51-110.”

Insert: “Section 4. Section 50-52-202, MCA, is amended to read:
“50-52-202. License fee — late fee. (1) (a) Each application for a new license required under 50-52-103 or a license renewal must be accompanied by a fee of $40 as provided in subsection (1)(b).

(b) License fees are:
(i) $40 annually for a campground or trailer court with no more than 10 spaces available for rental;
(ii) $60 annually for a campground or trailer court with more than 10 but not more than 25 spaces available for rental; and
(iii) $120 annually for a campground or trailer court with more than 25 spaces available for rental.

(2) The fees collected under subsection (1), the department shall deposit 85% of the fees collected under subsection (1) into the local board inspection fund account created in 50-2-108, 11.25% of the fees into the general fund, and 3.75% of the fees collected under subsection (1) into the account provided for in 50-52-210.

(3) (a) In addition to the license renewal fee required under subsection (1), the department shall collect a late fee of $25 from any licensee who has failed to submit a license renewal fee prior to
the expiration of his current license and who operates an establishment governed by this part in the next licensing year.

(b) The late fee is $25 and must be deposited in the account provided for in 50-52-210.”

Insert: “Section 5. Section 50-57-205, MCA, is amended to read:

“50-57-205. License fee — late renewal fee — allocation of fees. (1) For each annual license issued or renewed, the department shall collect a fee of $90. For an operation containing an establishment and a retail food establishment, as provided in 50-57-201(3), the department shall collect one fee of $90 for each license as provided in subsection (2).

(2) (a) Except as provided in subsection (2)(b), a license fee is $90 annually for an establishment that occupies less than 5,000 square feet of retail space and $160 annually for an establishment that occupies 5,000 or more square feet of retail space.

(b) The fees for separate types of establishments on the same premises and under the same management are the total of the fees required for each establishment, whether one license is issued as provided in 50-57-201(2) or separate licenses are issued as provided in 50-57-201(3).

(3) A person operating an establishment who fails to renew a license by the expiration date provided in 50-57-206 and who operates the establishment in the license year for which an annual renewal fee was not paid shall, upon renewal, pay to the department a late renewal fee of $25 in addition to the annual renewal fee required by subsection (2). Payment of the late renewal fee does not relieve the operator of responsibility for operating without a license.

(4) The department shall deposit the annual fees collected under subsection (2) as follows:

(a) 90% into the state special revenue fund to the credit of the local board inspection fund account, created in 50-2-108;

(b) 5% into the general fund; and

(c) 5% into the account created in 50-57-213 in the state special revenue fund.

(5) The department shall deposit all of the fees collected under subsection (2) into the account created by 50-57-213 in the state special revenue fund.”

Amendment adopted as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hawks, Hinkle, Jackson, Jent, Juneau, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 45

Nays: Cooney, Erickson, Hansen, Kaufmann, M. Tropila.

Total 5

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 331 (Eightieth Legislative Day - Third Reading - Senate), as amended by the Senate, concurred in as follows:


Total 28

Nays: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, Curtiss, Esp, Gallus, Hinkle, Jackson, Laible, Lewis, McGee, Perry, Shockley, Steinbeisser, M. Tropila, Tutvedt, Zinke, Mr. President.

Total 22

Absent or not voting: None.

Total 0

Excused: None.

Total 0
HB 331 (Eighty-third Legislative Day - Second Reading - House) - Senate Amendments - Representative Morgan moved Senate amendments to HB 331 be not concurred in. Motion carried as follows:


Total: 86


Total: 13

Excused: Nooney.

Total: 1

Absent or not voting: None.

Total: 0

HB 331 (Eighty-sixth Legislative Day - Second Reading - Senate) - Free Conference Committee Report No. 1 - Senator Gebhardt moved the Free Conference Committee report to HB 331 be adopted. Motion carried as follows:

Yeas: Bales, Barkus, Barrett, Black, Branae, Brenden, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hawks, Hinkle, Jackson, Jen, Juneau, Keane, Laidle, Larson, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total: 42


Total: 7

Absent or not voting: None.

Total: 0

Excused: Hansen.

Total: 1

HB 331 (Eighty-sixth Legislative Day - Second Reading - House) - Conference Committee Report No. 1 - Representative Morgan moved the Conference Committee report to HB 331 be adopted. Motion carried as follows:


Total: 92


Total: 5

Excused: None.

Total: 0
Absent or not voting: Hiner, Mendenhall, O'Hara.
Total 3

HB 331 (Eighty-seventh Legislative Day - Third Reading - House) Free Conference Committee report, adopted as follows:

Total 86

Total 13

Excused: None.
Total 0

Absent or not voting: Welborn.
Total 1

HB 331 (Eighty-seventh Legislative Day - Third Reading - Senate) Free Conference Committee Report No. 1, adopted as follows:

Yeas: Barrett, Black, Branae, T. Brown, Brueggeman, Cooney, Erickson, Essman, Gallus, Gebhardt, Gillan, Hamlett, Hawks, Jackson, Jen, Juneau, Keane, Laible, Laslovich, Lewis, Moss, Murphy, Peterson, Ripley, Schmidt, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Wanzenried, Williams, Mr. President.
Total 33

Total 15

Absent or not voting: None.
Total 0

Excused: Hansen, Larsen.
Total 2

HB 332 (Thirty-fifth Legislative Day - Second Reading - House) Representative Getz moved HB 332 do pass. Motion carried as follows:

Total 100

Nays: None.
Total 0
HB 332 61ST LEGISLATURE (2009) 348

Excused: None.
  Total 0

Absent or not voting: None.
  Total 0

HB 332 (Thirty-sixth Legislative Day - Third Reading - House) passed as follows:

  Total 100

Nays: None.
  Total 0

Excused: None.
  Total 0

Absent or not voting: None.
  Total 0

HB 332 (Fifty-ninth Legislative Day - Second Reading - Senate) - Senator Ripley moved HB 332 be concurred in. Motion carried as follows:

Yeas: Bales, Balyeat, Barrett, Black, Branae, Brenden, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essman, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Kaufmann, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Zinke, Mr. President.
  Total 43

Nays: Barkus, R. Brown, Gallus, Juneau.
  Total 4

Absent or not voting: None.
  Total 0

Excused: Keane, Squires, Windy Boy.
  Total 3

HB 332 (Sixtieth Legislative Day - Third Reading - Senate) concurred in as follows:

Yeas: Bales, Balyeat, Barrett, Black, Branae, Brenden, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essman, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
  Total 46

Nays: Barkus, R. Brown, Juneau.
  Total 3

Absent or not voting: None.
  Total 0

Excused: Squires.
  Total 1
HB 332  (Seventy-third Legislative Day - Second Reading - House)  - Governor’s Amendments -  Representative Getz moved Governor’s amendments to HB 332 be concurred in. Motion carried as follows:


Total 95

Nays: Lake, Peterson.

Total 2

Excused: None.

Total 0

Absent or not voting: Glaser, Jones, Mendenhall.

Total 3

HB 332  (Seventy-fourth Legislative Day - Third Reading - House) , as amended by the Governor, passed as follows:


Total 97

Nays: None.

Total 0

Excused: Hiner.

Total 1

Absent or not voting: Sesso, Van Dyk.

Total 2

HB 332  (Eighty-fourth Legislative Day - Second Reading - Senate)  - Governor’s Amendments -  Senator Ripley moved Governor’s amendments to HB 332 be concurred in. Motion carried as follows:


Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0
HB 332 61ST LEGISLATURE (2009) 350

Excused: None.
Total 0

HB 332 (Eighty-fifth Legislative Day - Third Reading - Senate), as amended by the Governor, concurred in as follows:

Total 49

Nays: Brenden.
Total 1

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 333 (Sixty-fifth Legislative Day - Second Reading - House) - Representative P. Noonan moved HB 333 do pass. Motion carried as follows:

Total 76

Total 22

Excused: None.
Total 0

Absent or not voting: Glaser, Klock.
Total 2

HB 333 (Sixty-sixth Legislative Day - Third Reading - House) passed as follows:

Total 75

Total 25

Excused: None.
Total 0
Absent or not voting: None.
  Total 0

HB 333 (Seventy-seventh Legislative Day - Second Reading - Senate) - Senator R. Brown moved HB 333 be concurred in. Motion carried as follows:
  Total 49
Nays: None.
  Total 0
Absent or not voting: None.
  Total 0
Excused: Gallus.
  Total 1

HB 333 (Eightieth Legislative Day - Second Reading - House) - Senate Amendments - Representative A. Noonan moved Senate amendments to HB 333 be concurred in. Motion carried as follows:
  Total 83
  Total 13
Excused: None.
  Total 0
Absent or not voting: B. Beck, Kasten, Reichner, Reinhart.
  Total 4

HB 333 (Eighty-first Legislative Day - Third Reading - House) - as amended by the Senate, passed as follows:
  Total 79
  Total 20
Excused: None.
HB 337  

(Thirtieth Legislative Day - Second Reading - House) - Representative Blewett moved HB 337 do pass. Motion carried as follows:


Total 97

Nays: Kerns, Sales.

Total 2

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 337  

(Thirty-first Legislative Day - Third Reading - House) passed as follows:


Total 97

Nays: Kasten, Kerns, Sales.

Total 3

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 338  

(Thirty-seventh Legislative Day - Second Reading - House) - Representative Ankney moved HB 338 do pass. Motion carried as follows:

HB 338 (Thirty-eighth Legislative Day - Third Reading - House) passed as follows:


Total 90

Nays: Becker, Boniek, Butcher, Kasten, MacDonald, Miller, Randall, Sales, Warburton.

Total 9

Excused: Boss Ribs.

Total 1

Absent or not voting: None.

Total 0

HB 338 (Sixty-ninth Legislative Day - Second Reading - Senate) - Senator Black moved HJR 338 be concurred in. Motion carried as follows:


Total 40

Nays: Balyeat, Cooney, Kaufmann, McGee, Moss, Shockley.

Total 6

Absent or not voting: None.

Total 0

HB 338 (Seventieth Legislative Day - Third Reading - Senate) concurred in as follows:


Total 39

Nays: Balyeat, Cooney, Erickson, Hinkle, Jackson, Kaufmann, Larsen, McGee, Moss, Shockley, Windy Boy.

Total 11

Absent or not voting: None.

Total 0
HB 338  

(Seventy-third Legislative Day - Second Reading - House) - Senate Amendments -
Representative Ankney moved Senate amendments to HB 338 be concurred in. Motion carried as follows:


Total 93

Nays: Dickenson, Miller, Wiseman.

Total 3

Excused: None.

Total 0

Absent or not voting: Barrett, Belcourt, Fleming, McClafferty.

Total 4

HB 338  

(Seventy-fourth Legislative Day - Third Reading - House) as amended by the Senate, passed as follows:


Total 92

Nays: Caferro, Dickenson, Miller, Pomnichowski, Wiseman.

Total 5

Excused: Hiner.

Total 1

Absent or not voting: Sesso, Van Dyk.

Total 2

HB 340  

(Thirty-third Legislative Day - Second Reading - House) - Representative More moved HB 340, second reading copy, be amended as follows:

1. Page 1, line 22.
   Following: “race”
   Insert: “; and”
   WHEREAS, the character demonstrated by former slaves should inspire us in this country to give
   thanks for the freedom won by so many people in all nations cherishing liberty and to strive for the
   goals of bringing freedom and democracy to people of other countries no matter what their race or
   religion
2. Page 1, line 27.
   Following: “slavery”
Insert: "to celebrate the freedom won by people in many countries, and to rededicate ourselves to the cause of liberty for people who yet suffer from tyranny and oppression"

Amendment adopted as follows:


Total 85


Total 12

Excused: None.  

Total 0

Absent or not voting: A. Noonan, Welborn, Wilmer.  

Total 3

HB 340 (Thirty-third Legislative Day - Second Reading - House) - Representative MacDonald moved HB 340 do pass.

HB 340 (Thirty-third Legislative Day - Second Reading - House) - Representative MacDonald moved HB 340 as amended do pass. Motion carried as follows:


Total 51


Total 49

Excused: None.  

Total 0

Absent or not voting: None.  

Total 0

HB 340 (Thirty-fourth Legislative Day - Third Reading - House) 340 failed as follows:


Total 50

HB 343 61ST LEGISLATURE (2009) 356

Total 50

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 343 (Thirty-seventh Legislative Day - Second Reading - House) - Representative A. Noonan moved HB 343 do pass. Motion carried as follows:
Total 88

Total 12

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 343 (Thirty-eighth Legislative Day - Third Reading - House) passed as follows:
Total 81

Total 18

Excused: Boss Ribs.
Total 1

Absent or not voting: None.
Total 0

HB 343 (Sixty-ninth Legislative Day - Second Reading - Senate) - Senator Gebhardt moved HJR 343 be concurred in. Motion carried as follows:
HB 343 (Seventieth Legislative Day - Third Reading - Senate) concurred in as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 49
Nays: M. Tropila.
Total 1
Absent or not voting: None.
Total 0
Excused: None.
Total 0

HB 343 (Seventy-third Legislative Day - Second Reading - House) - Senate Amendments - Representative A. Noonan moved Senate amendments to HB 343 be concurred in. Motion carried as follows:


Total 92
Total 7
Excused: None.
Total 0

HB 343 (Seventy-fourth Legislative Day - Third Reading - House) as amended by the Senate, passed as follows:

HB 345 61ST LEGISLATURE (2009) 358

Total 89
Nays: Becker, Caferro, Dickenson, MacDonald, Miller, Morgan, Pomnichowski, Wiseman.
   Total 8
Excused: Hiner.
   Total 1
Absent or not voting: Sesso, Van Dyk.
   Total 2

HB 345 (Thirty-fourth Legislative Day - Second Reading - House) - Representative K. Peterson moved HB 345 do pass. Motion carried as follows:
   Total 57
   Total 43
Excused: None.
   Total 0
Absent or not voting: None.
   Total 0

HB 345 (Thirty-fifth Legislative Day - Third Reading - House) passed as follows:
   Total 52
   Total 48
Excused: None.
   Total 0
Absent or not voting: None.
   Total 0

HB 348 (Ninetieth Legislative Day - Third Reading - House) failed (due to 2/3 vote requirement) as follows:

Total 42

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 354 (Thirtieth Legislative Day - Second Reading - House) - Representative Glaser moved HB 354 do pass. Motion carried as follows:


Total 96

Nays: More, Sales, Wagner.

Total 3

Excused: None.

Total 0

Absent or not voting: Berry.

Total 1

HB 354 (Thirty-first Legislative Day - Third Reading - House) passed as follows:


Total 99

Nays: More.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 354 (Sixty-third Legislative Day - Second Reading - Senate) - Senator Gebhardt moved HB 354 be concurred in. Motion carried as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 47

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Branae, Hansen, Schmidt.

Total 3

HB 354 (Sixty-fourth Legislative Day - Third Reading - Senate) concurred in as follows:


Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 354 (Sixty-eighth Legislative Day - Second Reading - House) - Senate Amendments - Representative Glaser moved Senate amendments to HB 354 be concurred in. Motion carried as follows:


Total 99

Nays: Kasten.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 354 (Sixty-ninth Legislative Day - Third Reading - House), as amended by the Senate, passed as follows:


Total 99

Nays: Kasten.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Total 93

Nays: None.

Total 0


Total 6

Absent or not voting: Milburn.

Total 1

HB 356 (Thirty-seventh Legislative Day - Second Reading - House) - Representative Wagner moved HB 356 do pass. Motion carried as follows:


Total 77

Nays: B. Beck, Caferro, Cohenour, Dickerson, Driscoll, French, Hawk, Hendrick, Kottel, McChesney, McClafferty, McNutt, Miller, A. Noonan, P. Noonan, Pease-Lopez, Phillips, Pomnichowski, Regier, Sales, Sesso, Steenson, Mr. Speaker.

Total 23

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 356 (Fifty-ninth Legislative Day - Second Reading - House) - Representative Wagner moved HB 356 do pass. Motion carried as follows:


Total 80


Total 20

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 356 (Sixtieth Legislative Day - Third Reading - House) passed as follows:
HB 356  (Seventy-seventh Legislative Day - Second Reading - Senate) - Senator Tutvedt moved HB 356 be concurred in. Motion carried as follows:


Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 357  (Thirty-ninth Legislative Day - Second Reading - House) - Representative Berry moved HB 357 do pass. Motion carried as follows:


Total 98

Nays: None.

Total 0

Absent or not voting: Mendenhall, Pease-Lopez.

Total 2

Absent or not voting: Mendenhall, Pease-Lopez.

Total 2

HB 357  (Fortieth Legislative Day - Third Reading - House) passed as follows:

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 357  (Sixty-sixth Legislative Day - Second Reading - Senate) - Senator Jackson moved HB 357 be concurred in. Motion failed as follows:

Yeas: Bales, Balyeat, Black, Branae, R. Brown, T. Brown, Brueggeman, Erickson, Hamlett, Hansen, Hinkle, Jackson, Keane, Lewis, Murphy, Perry, Ripley, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Zinke.

Total 25


Total 25

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 357  (Sixty-sixth Legislative Day - Second Reading - Senate) - Senator Williams moved HB 357 be indefinitely postponed. Motion failed as follows:

Yeas: Bales, Barkus, Branae, Brenden, Cooney, Curtiss, Esp, Essmann, Gallus, Hansen, Hawks, Jent, Juneau, Kaufmann, Laible, Larsen, Laslovich, McGee, Moss, Peterson, Schmidt, Wanzenried, Williams, Mr. President.

Total 22


Total 28

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 357  (Seventieth Legislative Day - Second Reading - Senate) - Senator Jackson moved HB 357 be concurred in. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy,
HB 357 (Seventy-first Legislative Day - Third Reading - Senate) concurred in as follows:
Total 49
Nays: Laible.
Total 1
Absent or not voting: None.
Total 0
Excused: None.
Total 0

HB 360 (Sixtieth Legislative Day - Second Reading - House) - Representative Caferro moved HB 360 do pass. Motion carried as follows:
Total 65
Total 35
Excused: None.
Total 0
Absent or not voting: None.
Total 0

HB 361 (Sixty-ninth Legislative Day - Second Reading - House) - Representative Wiseman moved HB 361 do pass. Motion carried as follows:
Total 52

Total 46

Excused: Howard, Kasten.

Total 2

Absent or not voting: None.

Total 0

HB 361 (Seventieth Legislative Day - Third Reading - House) passed as follows:


Total 52


Total 47

Excused: Belcourt.

Total 1

Absent or not voting: None.

Total 0

HB 362 (Forty-fourth Legislative Day - Second Reading - House) - Representative Blewett moved HB 362 be amended as follows:

1. Title, line 5 through line 7.
   Strike: “LIMITING” on line 5 through “LIABILITY;” on line 7
   Insert: “PROVIDING FOR REIMBURSEMENT OF JUDGMENTS DUE TO THE PRACTICE OF DISASTER MEDICINE AND PROVIDING A STATUTORY APPROPRIATION FOR PAYMENT OF THOSE JUDGMENTS;”

2. Title, line 7.
   Strike: the second “AND”
   Following: “10-3-303,”
   Insert: “AND 17-7-502,”

3. Page 5, line 14 through line 15.
   Strike: “— limitation of liability”
   Following: “sanctions” on line 15
   Insert: “— payment of damages — appropriation”

   Strike: subsection (1) in its entirety
   Renumber: subsequent subsection

5. Page 5.
   Following: line 28
   Insert: “(2) The department shall reimburse from the appropriation provided for in this section the cost of any attorney fees incurred by and the cost of any civil judgment against an individual who is not employed by the state or a local governmental entity for damages directly resulting from that practice. The cost of any judgment and fees are statutorily appropriated, as provided in 17-7-502, from the general fund to the department for the purposes of this section.”

“Section 7. Section 17-7-502, MCA, is amended to read:
17-7-502. Statutory appropriations — definition — requisites for validity. (1) A statutory appropriation is an appropriation made by permanent law that authorizes spending by a state agency without the need for a biennial legislative appropriation or budget amendment.
(2) Except as provided in subsection (4), to be effective, a statutory appropriation must comply with both of the following provisions:
(a) The law containing the statutory authority must be listed in subsection (3).
(b) The law or portion of the law making a statutory appropriation must specifically state that a statutory appropriation is made as provided in this section.
(3) The following laws are the only laws containing statutory appropriations: 2-17-105; 5-11-120; 5-11-407; 5-13-403; 7-4-2502; 10-1-1202; 10-1-1303; 10-2-603; 10-3-203; 10-3-310; 10-3-312; 10-3-314; 10-4-301; 15-1-121; 15-1-218; 15-23-706; 15-31-906; 15-35-108; 15-36-332; 15-37-117; 15-39-110; 15-65-121; 15-70-101; 15-70-369; 15-70-601; 16-11-509; 17-3-106; 17-3-212; 17-3-222; 17-3-241; 17-6-101; 17-7-304; 18-11-112; 19-3-319; 19-6-404; 19-6-410; 19-7-702; 19-13-604; 19-17-301; 19-18-512; 19-19-305; 19-19-506; 19-20-604; 19-20-607; 19-21-203; 20-8-107; 20-9-534; 20-9-622; 20-26-1503; 22-3-1004; 23-4-105; 23-4-202; 23-4-204; 23-4-302; 23-4-304; 23-5-306; 23-5-409; 23-5-612; 23-7-301; 23-7-402; 37-43-204; 37-51-501; 39-71-503; 41-5-2011; 42-2-105; 44-1-504; 44-12-206; 44-13-102; 50-4-623; 53-1-109; 53-6-703; 53-24-108; 53-24-206; 60-11-115; 61-3-415; 69-3-870; 75-1-1101; 75-5-1108; 75-6-214; 75-11-313; 76-13-150; 77-1-108; 77-2-362; 80-2-222; 80-4-416; 80-5-510; 80-11-518; 82-11-161; 87-1-513; 90-1-115; 90-1-205; 90-3-1003; and 90-9-306.
(4) There is a statutory appropriation to pay the principal, interest, premiums, and costs of issuing, paying, and securing all bonds, notes, or other obligations, as due, that have been authorized and issued pursuant to the laws of Montana. Agencies that have entered into agreements authorized by the laws of Montana to pay the state treasurer, for deposit in accordance with 17-2-101 through 17-2-107, as determined by the state treasurer, an amount sufficient to pay the principal and interest as due on the bonds or notes have statutory appropriation authority for the payments. (In subsection (3): pursuant to sec. 10, Ch. 360, L. 1999, the inclusion of 19-20-604 terminates when the amortization period for the teachers’ retirement system’s unfunded liability is 10 years or less; pursuant to sec. 4, Ch. 497, L. 1999, the inclusion of 15-38-202 terminates July 1, 2014; pursuant to sec. 10(2), Ch. 10, Sp. L. 2000, and secs. 3 and 6, Ch. 481, L. 2003, the inclusion of 15-35-108 terminates June 30, 2010; pursuant to sec. 17, Ch. 593, L. 2005, the inclusion of 15-31-906 terminates January 1, 2010; pursuant to sec. 73, Ch. 44, L. 2007, the inclusion of 19-6-410 terminates upon the death of the last recipient eligible under 19-6-709(2) for the supplemental benefit provided by 19-6-709; and pursuant to sec. 6, Ch. 2, Sp. L. September 2007, the inclusion of 76-13-150 terminates June 30, 2009.)
Renumber: subsequent section
6. Page 6, line 3 through line 5.
Strike: section 8 in its entirety
Motion to amend, failed as follows:
Yeas: Berry, Blewett, Howard, Kerns, McAlpin, More, Peterson, Phillips, Sands, Van Dyk, Villa, Wilson, Mr. Speaker.
Total 13
Total 87
Excused: None.
Total 0
Absent or not voting: None.
Total 0
HB 362 (Forty-fourth Legislative Day - Second Reading - House) - Representative Henry moved HB 362 do pass.

HB 362 (Forty-fourth Legislative Day - Third Reading - House) passed as follows:
Total 88

Total 12

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 362 (Forty-fourth Legislative Day - Second Reading - House) - Representative Henry moved HB 362 be amended as follows:

1. Title, line 6 through line 7.
   Strike: "LIMITING GOVERNMENTAL LIABILITY;"
2. Page 2, line 29.
   Following: "patient care"
   Insert: "by a health care provider"
   Strike: "protocols"
   Insert: "patient care guidelines"
   Strike: "protocols"
   Insert: "patient care guidelines"
5. Page 4, lines 15 and 16.
   Strike: "The"
   Insert: "An"
   Strike: "must specify the need to allow for"
   Insert: "or proclamation may authorize"
   Strike: "A"
   Insert: "Except as provided in subsection (3), a"
7. Page 5, line 18.
   Following: "injury"
   Insert: "as a result of an act or omission arising out of activities undertaken in response to the disaster or emergency,"
   Following: line 28
   Insert: "(3) This section does not apply to a health care provider employed by the United States, a state, or a political subdivision."
9. Page 6, line 3 through line 5.
   Strike: section 8 in its entirety
Motion to amend, carried as follows:
   Total 84
   Total 14
Excused: None.
   Total 0
Absent or not voting: McAlpin, Sales.
   Total 2

HB 362 61ST LEGISLATURE (2009) 368

HB 362 (Forty-fourth Legislative Day - Second Reading - House) - Representative Henry moved HB 362 as amended, do pass. Motion carried as follows:
   Total 86
   Total 14
Excused: None.
   Total 0
Absent or not voting: None.
   Total 0

HB 362 (Sixty-ninth Legislative Day - Second Reading - Senate) - Senator Perry moved HB 362 be concurred in. Motion carried as follows:
   Total 48
Nays: None.
   Total 0
Absent or not voting: None.
   Total 0
Excused: Erickson, Stewart-Peregoy.
   Total 2
HB 362  (Sixty-ninth Legislative Day - Second Reading - Senate) - Senator J. Peterson moved consideration of HB 362 be placed at the bottom of the second reading board. Motion carried.

HB 362  (Seventieth Legislative Day - Third Reading - Senate) concurred in as follows:
Total 50
Nays: None.
Total 0
Absent or not voting: None.
Total 0
Excused: None.
Total 0

HB 362  (Seventy-third Legislative Day - Second Reading - House) - Senate Amendments - Representative Henry moved Senate amendments to HB 362 be concurred in. Motion carried as follows:
Total 95
Total 5
Excused: None.
Total 0
Absent or not voting: None.
Total 0

HB 362  (Seventy-fourth Legislative Day - Third Reading - House), as amended by the Senate, passed as follows:
Total 89
Total 7
Excused: Hiner.
Total 1
Absent or not voting: Sesso, Stahl, Van Dyk.
Total 3

**HB 363** (Twenty-sixth Legislative Day - Second Reading - House) - Representative Jones moved HB 363 do pass. Motion carried as follows:

Total 100

Nays: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

**HB 363** (Twenty-seventh Legislative Day - Third Reading - House) passed as follows:

Total 100

Nays: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

**HB 363** (Fifty-ninth Legislative Day - Second Reading - Senate) - Senator Black moved HB 363 be concurred in. Motion carried as follows:

Total 47

Nays: None.
Total 0

Absent or not voting: None.
HB 363 (Sixtieth Legislative Day - Third Reading - Senate) concurred in as follows:
Total 49
Nays: None.
Total 0
Absent or not voting: None.
Total 0
Excused: Squires.
Total 1

HB 365 (Thirty-third Legislative Day - Second Reading - House) - Representative Roberts moved HB 365 do pass. Motion carried as follows:
Total 91
Nays: B. Beck, Brown, Hawk, Kasten, Lake, Mendenhall, Miller, Sales, Sonju.
Total 9
Excused: None.
Total 0
Absent or not voting: None.
Total 0

HB 365 (Thirty-fourth Legislative Day - Third Reading - House) passed as follows:
Total 88
Total 12
Excused: None.
Total 0
Absent or not voting: None.  
Total 0

**HB 365** (Sixty-fourth Legislative Day - Second Reading - Senate) - Senator R. Brown moved HB 365 be concurred in. Motion carried as follows:


Total 50

Nays: None.  
Total 0

Absent or not voting: None.  
Total 0

Excused: None.  
Total 0

**HB 365** (Sixty-fifth Legislative Day - Third Reading - Senate) concurred in as follows:


Total 50

Nays: None.  
Total 0

Absent or not voting: None.  
Total 0

Excused: None.  
Total 0

**HB 365** (Sixty-eighth Legislative Day - Second Reading - House) - Senate Amendments - Representative Roberts moved Senate amendments to HB 365 be concurred in. Motion carried as follows:


Total 99

Nays: Kasten.  
Total 1

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0
HB 365 (Sixty-ninth Legislative Day - Third Reading - House), as amended by the Senate, passed as follows:


Total 89

Nays: More, Randall, Sales.

Total 3


Total 6

Absent or not voting: Boss Ribs, Stahl.

Total 2

HB 366 (Thirty-fourth Legislative Day - Second Reading - House) - Representative McGillvray moved HB 366 do pass. Motion carried as follows:


Total 73


Total 27

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 366 (Thirty-fifth Legislative Day - Third Reading - House) passed as follows:


Total 92

Nays: Augare, Dickenson, Hamilton, Pease-Lopez, Roundstone, Wilson, Mr. Speaker.

Total 7

Excused: None.

Total 0
HB 366  (Fifty-ninth Legislative Day - Second Reading - Senate) - Senator Balyeat moved HB 366 be concurred in. Motion carried as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Essmann, Gebhardt, Gillan, Hamlett, Hinkle, Jackson, Jent, Laible, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Steinbeisser, J. Tropila, M. Tropila, Tutvedt, Zinke, Mr. President.
Total 36
Nays: Erickson, Esp, Hansen, Hawks, Juneau, Kaufmann, Larsen, Stewart-Peregoy, Wanzenried, Williams.
Total 10
Absent or not voting: None.
Total 0
Excused: Gallus, Keane, Squires, Windy Boy.
Total 4

HB 366  (Sixtieth Legislative Day - Third Reading - Senate) concurred in as follows:
Total 42
Nays: Erickson, Hansen, Hawks, Juneau, Kaufmann, Stewart-Peregoy, Williams.
Total 7
Absent or not voting: None.
Total 0
Excused: None.
Total 0

HB 366  (Sixty-second Legislative Day - Second Reading - House) - Senate Amendments - Representative McGillvray moved Senate amendments to HB 366 be concurred in. Motion carried as follows:
Total 96
Nays: Boss Ribs, Pease-Lopez.
Total 2
Excused: None.
Total 0
Absent or not voting: Howard, Morgan.
Total 2

HB 366  (Sixty-third Legislative Day - Third Reading - House) , as amended by the Senate, passed as follows:

Total 99

Nays: None.

Total 0

Excused: Villa.

Total 1

Absent or not voting: None.

Total 0

HB 367 (Thirty-third Legislative Day - Second Reading - House) - Representative McGillvray moved HB 367 do pass. Motion carried as follows:


Total 97

Nays: Hawk, Mr. Speaker.

Total 2

Excused: None.

Total 0

Absent or not voting: P. Beck.

Total 1

HB 367 (Thirty-fourth Legislative Day - Third Reading - House) passed as follows:


Total 96

Nays: Van Dyk, Villa, Wilmer, Mr. Speaker.

Total 4

Excused: None.

Total 0

Absent or not voting: None.
HB 367  (Sixty-second Legislative Day - Second Reading - Senate)  - Senator R. Brown moved HB 367 be concurred in. Motion carried as follows:


Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Branae.

Total 1

HB 367  (Sixty-third Legislative Day - Third Reading - Senate) concurred in as follows:


Total 47

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Branae, Hansen, Schmidt.

Total 3

HB 368  (Twenty-ninth Legislative Day - Second Reading - House)  - Representative Fleming moved HB 368 do pass. Motion carried as follows:


Total 96

Nays: Mendenhall, More, Sales.

Total 3

Excused: None.

Total 0

Absent or not voting: Blasdel.

Total 1

HB 368  (Thirty-ith Legislative Day - Third Reading - House) passed as follows:
Yeas: Ankney, Arnzen, Augare, Barrett, Bean, B. Beck, P. Beck, Becker, Belcourt, Bennett, Berry,
Blasdel, Blewett, Boland, Boniek, Boss Ribs, Brown, Butcher, Caferro, Campbell, Cohenour,
Dickenson, Driscoll, Ebinger, Fleming, French, Furey, Getz, Grinde, Hamilton, Hands, Hawk,
Hendrick, Henry, Himmelberger, Hiner, Hollandswoth, Hollenbaugh, Hoven, Howard, Hunter,
Ingraham, Jones, Jopek, Kasten, Kems, Klock, Kottel, Lake, MacDonald, MacLaren, Malek, McAlpin,
McChesney, McClafferty, McGillvray, McNutt, Mehlhoff, Menahan, Milburn, Miller, Morgan, A. Noonan,
P. Noonan, Nooney, O'Hara, Pease-Lopez, Peterson, Phillips, Pommichowski, Randall, Regier,
Reichner, Reinhart, Roberts, Roundstone, Sands, Sesso, Smith, Sonju, Stahl, Steenson, Stoker,
Taylor, Vance, Van Dyk, Villa, Vincent, Wagner, Warburton, Washburn, Welborn, Wilmer, Wilson,
Wiseman, Mr. Speaker.
Total 97
Nays: Mendenhall, More, Sales.
Total 3
Excused: None.
Total 0
Absent or not voting: None.
Total 0

HB 368 (Fifty-second Legislative Day - Second Reading - Senate) - Senator T. Brown moved HB 368 be concurred in. Motion carried as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman,
Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson,
Jent, Juneau, Kaufmann, Keane, Laible, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson,
Ripley, Schmidt, Shockley, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried,
Williams, Windy Boy, Zinke, Mr. President.
Total 47
Nays: Cooney.
Total 1
Absent or not voting: None.
Total 0
Excused: Larsen, Squires.
Total 2

HB 368 (Fifty-third Legislative Day - Third Reading - Senate) concurred in as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman,
Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson,
Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry,
Peterson, Ripley, Schmidt, Shockley, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt,
Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
Total 48
Nays: Cooney.
Total 1
Absent or not voting: None.
Total 0
Excused: Squires.
Total 1

HB 370 (Forty-second Legislative Day - Second Reading - House) - Representative Cohenour moved HB 370 do pass. Motion failed as follows:
Yeas: Augare, Barrett, P. Beck, Becker, Blewett, Boland, Boss Ribs, Caferro, Campbell, Cohenour,
Dickenson, Driscoll, Ebinger, Fleming, Furey, Getz, Grinde, Hamilton, Hands, Henry, Hiner,
Hollenbaugh, Hunter, Jopek, Kottel, MacDonald, Malek, McAlpin, McChesney, McClafferty, Mehlhoff,

Total 48


Total 52

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 371 61ST LEGISLATURE (2009)

HB 371 (Twenty-third Legislative Day - Second Reading - House) - Representative Cohenour moved HB 371 do pass. Motion carried as follows:


Total 90

Nays: B. Beck, McGillvray, Mendenhall, Miller, Peterson, Randall, Sales, Sonju, Wagner, Welborn.

Total 10

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 371 (Twenty-fourth Legislative Day - Third Reading - House) passed as follows:


Total 87


Total 12

Excused: None.

Total 0

Absent or not voting: Stahl.

Total 1
HB 371 (Seventy-first Legislative Day - Second Reading - Senate) - Senator Laible moved HB 371 be concurred in. Motion carried as follows:


Total 47

Nays: Esp, Ripley, Mr. President.

Total 3

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 371 (Seventy-second Legislative Day - Third Reading - Senate) concurred in as follows:


Total 43

Nays: Balyeat, Barrett, Esp, McGee, Ripley, Steinbeisser, Mr. President.

Total 7

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 372 (Thirty-sixth Legislative Day - Second Reading - House) - Representative Wilmer moved HB 372 do pass. Motion carried as follows:


Total 57


Total 43

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 372 (Thirty-seventh Legislative Day - Third Reading - House) passed as follows:

Yeas: Augare, Barrett, P. Beck, Becker, Belcourt, Boland, Boniek, Boss Ribs, Caferro, Campbell, Cohenour, Dickenson, Driscoll, Ebinger, Fleming, French, Furey, Getz, Grinde, Hamilton, Hands, Henry, Hiner, Hollenbaugh, Howard, Hunter, Jones, Jopek, Kottel, MacDonald, Malek, McAlpin,
HB 372  61ST LEGISLATURE (2009)  380


Total 56


Total 44

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 372  (Sixty-third Legislative Day - Second Reading - Senate)  - Senator Moss moved HB 372 be concurred in. Motion carried as follows:

Yeas: Balyeat, Black, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hawks, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Shockley, Squires, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzennried, Williams, Windy Boy, Zinke, Mr. President.

Total 40

Nays: Bales, Barkus, Barrett, Hinkle, McGee, Ripley, Steinbeisser.

Total 7

Absent or not voting: None.

Total 0

Excused: Branae, Hansen, Schmidt.

Total 3

HB 372  (Sixty-fourth Legislative Day - Third Reading - Senate)  concurred in as follows:

Yeas: Balyeat, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Schmidt, Shockley, Squires, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzennried, Williams, Windy Boy, Zinke, Mr. President.

Total 43

Nays: Bales, Barkus, Barrett, Hinkle, McGee, Ripley, Steinbeisser.

Total 7

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 373  (Thirty-first Legislative Day - Second Reading - House)  - Representative Wilmer moved HB 373 do pass. Motion carried as follows:

Total 93
Nays: Boniek, Kasten, Kerns, Mendenhall, Regier, Sales, Wagner.
    Total 7
Excused: None.
    Total 0
Absent or not voting: None.
    Total 0

HB 373 (Thirty-second Legislative Day - Third Reading - House) passed as follows:
    Total 94
Nays: Boniek, Kasten, Kerns, Mendenhall, Regier, Sales.
    Total 6
Excused: None.
    Total 0
Absent or not voting: None.
    Total 0

HB 373 (Seventy-third Legislative Day - Second Reading - Senate) - Senator Zinke moved HB 373 be concurred in. Motion carried as follows:
Yeas: Bales, Balyeat, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Gent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Zinke, Mr. President.
    Total 46
Nays: Barkus, Esp, Ripley.
    Total 3
Absent or not voting: None.
    Total 0
Excused: Windy Boy.
    Total 1

HB 373 (Seventy-fourth Legislative Day - Third Reading - Senate) concurred in as follows:
Yeas: Bales, Balyeat, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Gent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Schmidt, Shockley, Squires, Stewart-Peregoy, J. Tropila, M. Tropila, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
    Total 45
Nays: Barkus, Esp, Ripley, Steinbeisser, Tutvedt.
    Total 5
Absent or not voting: None.
    Total 0
HB 374 61ST LEGISLATURE (2009) 382

Excused: None.
Total 0

HB 374 (Thirty-first Legislative Day - Second Reading - House) - Representative Arntzen moved HB 374 do pass. Motion carried as follows:

Total 88

Total 12

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 374 (Thirty-second Legislative Day - Third Reading - House) passed as follows:

Total 82

Total 18

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 374 (Seventy-second Legislative Day - Second Reading - Senate) - Senator Keane moved HB 374 be concurred in. Motion carried as follows:

Yeas: Bales, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Essmann, Gallus, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzennied, Williams, Windy Boy, Zinke, Mr. President.
Total 46

Nays: Balyeat, Esp, Gebhardt, McGee.
Total 4

Absent or not voting: None.
Total 0
HB 374 (Seventy-third Legislative Day - Third Reading - Senate) concurred in as follows:


Total 43

Nays: Balyeat, Barkus, Esp, Hinkle, McGee, Mr. President.

Total 6

Absent or not voting: None.

Total 0

Excused: Windy Boy.

Total 1

HB 374 (Seventy-fifth Legislative Day - Second Reading - House) - Senate Amendments - Representative Arntzen moved Senate amendments to HB 374 be concurred in. Motion carried as follows:


Total 94

Nays: Boniek, Brown, More.

Total 3

Excused: Glaser.

Total 1

Absent or not voting: Phillips, Sesso.

Total 2

HB 374 (Seventy-sixth Legislative Day - Third Reading - House), as amended by the Senate, passed as follows:


Total 87


Total 13

Excused: None.
HB 375  61ST LEGISLATURE (2009) 384

Total 0
Absent or not voting: None.
Total 0

HB 375  (Forty-third Legislative Day - Second Reading - House) - Representative Phillips moved HB 375 do pass. Motion carried as follows:
Total 56

Total 44

Excused: None.
Total 0
Absent or not voting: None.
Total 0

HB 375  (Forty-fourth Legislative Day - Third Reading - House) passed as follows:
Total 53

Total 47

Excused: None.
Total 0
Absent or not voting: None.
Total 0

HB 375  (Seventieth Legislative Day - Second Reading - Senate) - Senator J. Peterson moved HB 375 be indefinitely postponed. Motion carried as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Curtiss, Esp, Essmann, Gebhardt, Hinkle, Jackson, Keane, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Windy Boy, Zinke, Mr. President.
Total 28

Total 21
Absent or not voting: None.
Total 0

Excused: Cooney.
Total 1

HB 375 (Seventieth Legislative Day - Second Reading - Senate) - Senator Wanzenried moved HB 375 be concurred in. Motion failed as follows:

Total 22

Nays: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Esp, Essmann, Gallus, Gebhardt, Hinkle, Jackson, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Windy Boy, Zinke, Mr. President.
Total 27

Absent or not voting: None.
Total 0

Excused: Cooney.
Total 1

HB 378 (Thirty-fourth Legislative Day - Second Reading - House) - Representative Blasdel moved HB 378 do pass. Motion carried as follows:

Total 100

Nays: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 378 (Thirty-fifth Legislative Day - Third Reading - House) passed as follows:

Total 100

Nays: None.
HB 378

(Sixty-ninth Legislative Day - Second Reading - Senate) - Senator Wanzenried moved HB 378 be concurred in. Motion carried as follows:


Total 47

Nays: Esp.

Total 1

Absent or not voting: None.

Total 0

Excused: Erickson, Stewart-Peregoy.

Total 2

HB 378 (Seventieth Legislative Day - Third Reading - Senate) concurred in as follows:


Total 48

Nays: Shockley, Stewart-Peregoy.

Total 2

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 380 (Thirty-seventh Legislative Day - Second Reading - House) - Representative Stahl moved HB 380 do pass. Motion carried as follows:


Total 99

Nays: Campbell.

Total 1

Excused: None.

Total 0
Absent or not voting: None.
  Total 0

**HB 380** (Thirty-eighth Legislative Day - Third Reading - House) passed as follows:

  Total 96

Nays: Miller.
  Total 1

Excused: Boss Ribs.
  Total 1

Absent or not voting: Ankney, Welborn.
  Total 2

**HB 380** (Seventy-third Legislative Day - Second Reading - Senate) - Senator Tutvedt moved HB 380 be concurred in. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Zinke, Mr. President.
  Total 49

Nays: None.
  Total 0

Absent or not voting: None.
  Total 0

Excused: Windy Boy.
  Total 1

**HB 380** (Seventy-fourth Legislative Day - Third Reading - Senate) concurred in as follows:

Yeas: Bales, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Zinke, Mr. President.
  Total 45

  Total 5

Absent or not voting: None.
  Total 0

Excused: None.
  Total 0

**HB 382** (Thirty-seventh Legislative Day - Second Reading - House) - Representative Hamilton moved HB 382 do pass. Motion carried as follows:
  Total 80

  Total 19

Excused: None.  
  Total 0

Absent or not voting: Hamilton.  
  Total 1

HB 382  (Thirty-eighth Legislative Day - Third Reading - House) passed as follows:  
  Total 78

  Total 8

Excused: None.  
  Total 0

Absent or not voting: None.  
  Total 0

HB 383  (Thirty-seventh Legislative Day - Second Reading - House) - Representative Arntzen moved HB 383 do pass. Motion carried as follows:  
  Total 92

  Total 8

Excused: None.  
  Total 0

Absent or not voting: None.  
  Total 0
HB 383 (Thirty-eighth Legislative Day - Third Reading - House) passed as follows:


Total 93


Total 5

Excused: Boss Ribs.

Total 1

Absent or not voting: Dickenson.

Total 1

HB 383 (Fifty-seventh Legislative Day - Second Reading - Senate) - Senator Brenden moved HB 383 be concurred in. Motion carried as follows:


Total 48

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Gallus, Squires.

Total 2

HB 383 (Fifty-eighth Legislative Day - Third Reading - Senate) concurred in as follows:


Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Squires.

Total 1

HB 384 (Thirty-sixth Legislative Day - Second Reading - House) - Representative Villa moved HB 384 do pass. Motion carried as follows:

Yeas: Ankney, Arntzen, Augare, Barrett, Bean, P. Beck, Becker, Belcourt, Berry, Blewett, Boland, Boss Ribs, Butcher, Caferro, Campbell, Cohenour, Dickenson, Driscoll, Ebinger, Fleming, French, Furey, Getz, Glaser, Grinde, Hamilton, Hands, Hawk, Henry, Hiner, Hollandsworth, Hollenbaugh, Hoven,
HB 384

61ST LEGISLATURE (2009) 390


Total 73


Total 26

Excused: None.

Total 0

Absent or not voting: O’Hara.

Total 1

HB 384 (Thirty-seventh Legislative Day - Third Reading - House) passed as follows:


Total 70


Total 30

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 384 (Seventy-third Legislative Day - Second Reading - Senate) - Senator Brueggeman moved HB 384 be concurred in. Motion carried as follows:

Yeas: Bales, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzienried, Williams, Zinke, Mr. President.

Total 46

Nays: Balyeat, Esp, Hinkle.

Total 3

Absent or not voting: None.

Total 0

Excused: Windy Boy.

Total 1

HB 384 (Seventy-fourth Legislative Day - Third Reading - Senate) concurred in as follows:

Yeas: Bales, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzienried, Williams, Windy Boy, Zinke, Mr. President.
HB 384 (Seventy-sixth Legislative Day - Second Reading - House) - Senate Amendments - Representative Villa moved Senate amendments to HB 384 be concurred in. Motion carried as follows:


Total 83


Total 17

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 384 (Seventy-seventh Legislative Day - Third Reading - House), as amended by the Senate, passed as follows:


Total 75


Total 24

Excused: None.

Total 0

Absent or not voting: Milburn.

Total 1

HB 386 (Fortieth Legislative Day - Second Reading - House) - Representative O’Hara moved HB 386 do pass. Motion carried as follows:

Yeas: Ankney, Arntzen, Augare, Barrett, Bean, B. Beck, P. Beck, Becker, Belcourt, Bennett, Berry, Blasdel, Blewett, Boland, Boniek, Boss Ribs, Brown, Butcher, Caferro, Campbell, Cohenour, Dickenson, Driscoll, Ebinger, Fleming, French, Furey, Getz, Glaser, Grinde, Hamilton, Hands,
HB 386  61ST LEGISLATURE (2009)  392


Total  98

Nays: Hawk, More.

Total  2

Excused: None.

Total  0

Absent or not voting: None.

Total  0

HB 386  (Forty-first Legislative Day - Third Reading - House) passed as follows:


Total  97

Nays: More, Wagner.

Total  2

Excused: None.

Total  0

Absent or not voting: None.

Total  0

HB 386  (Sixty-sixth Legislative Day - Second Reading - Senate) - Senator Steinbeisser moved HB 386, as amended, be concurred in. Motion carried as follows:


Total  49

Nays: Esp.

Total  1

Absent or not voting: None.

Total  0

Excused: None.

Total  0

HB 386  (Sixty-sixth Legislative Day - Second Reading - Senate) - Senator Steinbeisser moved HB 386 be concurred in.
HB 386  (Sixty-sixth Legislative Day - Second Reading - Senate)  - Senator Steinbeisser moved HB 386, second reading copy, be amended as follows:

1. Page 2, line 16.
   Following: “AFFIDAVIT”
   Insert: “or a written instrument”
   Following: “AFFIDAVIT”
   Insert: “or written instrument”

Amendment adopted as follows:


Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 386  (Sixty-eighth Legislative Day - Third Reading - Senate)  concurred in as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 48

Nays: Esp, McGee.

Total 2

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 386  (Seventy-first Legislative Day - Second Reading - House)  - Senate Amendments - Representative O’Hara moved Senate amendments to HB 386 be concurred in. Motion carried as follows:


Total 99

Nays: None.

Total 0

Excused: None.
HB 386  (Seventy-second Legislative Day - Third Reading - House) , as amended by the Senate, passed as follows:


Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 387  (Thirty-sixth Legislative Day - Second Reading - House) - Representative Reichner moved HB 387 do pass. Motion carried as follows:


Total 89


Total 11

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 387  (Thirty-seventh Legislative Day - Third Reading - House) passed as follows:

HB 387  (Sixty-third Legislative Day - Second Reading - Senate)  - Senator Jackson moved HB 387 be concurred in. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 47

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Branae, Hansen, Schmidt.

Total 3

HB 387  (Sixty-fourth Legislative Day - Third Reading - Senate) concurred in as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Shocklty, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 49

Nays: Essmann.

Total 1

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 390  (Forty-fourth Legislative Day - Second Reading - House) - Representative Milburn moved HB 390 be amended as follows:

1. Page 8, line 28.
   Strike: “and”

2. Page 8, line 30.
   Strike: “:.”
   Insert: “:”

3. Page 8, following line 30.
   Insert: “(e) a collaborative agreement with a physician who has admitting privileges at the nearest hospital that the physician will take responsibility for the care of an outpatient birth center patient in the event of an emergency admission of the patient to the hospital; and

(f) a transfer arrangement with the hospital requiring:

(i) the outpatient birth center to provide notice to the hospital of the outpatient birth center’s delivery schedule;
(ii) the outpatient birth center to provide prior notice to the hospital of a transfer of a patient to the hospital in the event of an emergency; and
(iii) that pertinent health care information will accompany the patient upon transfer to the hospital."
4. Page 9, following line 8.
Insert: “(5) The department may require by rule that an outpatient birth center be accredited by a nationally recognized birth center accreditation organization.”

Motion to amend, failed as follows:

Total 48

Total 51

Excused: None.
Total 0

Absent or not voting: Mendenhall.
Total 1

HB 390 (Forty-fourth Legislative Day - Second Reading - House) - Representative Reinhart moved HB 390 be amended as follows:

1. Title, page 1, line 5.
Strike: “SECTION”
Insert: “SECTIONS”
Following: “50-5-101”
Insert: “AND 50-5-103”
Following: line 29
Insert: “(13) "Commission for the accreditation of birth centers" means the organization nationally recognized by that name that surveys outpatient birth centers upon their requests and grants accreditation status to outpatient birth centers that it finds meet its standards and requirements.”

Renumber: subsequent subsections
Following: “mental health centers,”
Insert: “outpatient birth centers,”
Strike: “(56)”
Insert: “(57)”
5. Page 8.
Following: line 24
Insert: “(3) (a) A patient admitted to an outpatient birth center for labor and delivery must be discharged within 24 hours of the birth in accordance with standards as defined by rule.
(b) An outpatient birth center shall consult with or transfer care to a health care facility in the event of complications to the mother or newborn. If care is transferred to another health care facility, the outpatient birth center shall:
(i) before the transfer, provide notice to the health care facility, including the reason for transfer; and
(ii) during the transfer, provide the medical records related to the patient’s condition.”
(c) An outpatient birth center must have access to a physician who has admitting privileges at the nearest appropriate hospital and who is available 24 hours a day to admit a birth center patient to the hospital in the event of an emergency.

(d) A patient shall participate in decisions regarding referral to other practitioners or other levels of care in the event of complications."

Renumber: subsequent subsections
Following: ;
Strike: “and”
7. Page 8, line 30.
Strike: “health care provider’s scope of practice”
Insert: “patient’s condition in the event of complications to the mother or newborn; and
(e) identification of accreditation by the commission for the accreditation of birth centers, if applicable, for purposes of meeting the licensing rules and standards as provided in 50-5-103”
Following: line 8
Insert: “Section 3. Section 50-5-103, MCA, is amended to read:
(2) Any facility covered by this chapter shall comply with the state and federal requirements relating to construction, equipment, and fire and life safety.
(3) The department shall extend a reasonable time for compliance with rules for parts 1 and 2 upon adoption.
(4) Any hospital located in this state that furnishes written evidence required by the department, including the recommendation for future compliance statements to the department of its accreditation granted by the joint commission on accreditation of health care organizations, is eligible for licensure in the state for the accreditation period and may not be subjected to an inspection by the department for purposes of the licensing process. The department may, in addition to its inspection authority in 50-5-116, inspect any licensed health care facility to answer specific complaints made in writing by any person against the facility when the complaints pertain to licensing requirements. Inspection by the department upon a specific complaint made in writing pertaining to licensing requirements is limited to the specific area or condition of the health care facility to which the complaint pertains.
(5) The department may consider as eligible for licensure during the accreditation period any health care facility located in this state, other than a hospital, that furnishes written evidence, including the recommendation for future compliance statements, of its accreditation by the joint commission on accreditation of healthcare organizations. The department may inspect a health care facility considered eligible for licensure under this section to ensure compliance with state licensure standards.
(6) The department may consider as eligible for licensure during the accreditation period any rehabilitation facility that furnishes written evidence, including the recommendation for future compliance statements, of accreditation of its programs by the commission on accreditation of rehabilitation facilities. The department may inspect a rehabilitation facility considered eligible for licensure under this section to ensure compliance with state licensure standards.
(7) The department may consider as eligible for licensure during the accreditation period any outpatient center for surgical services that furnishes written evidence, including the recommendation for future compliance statements, of accreditation of its programs by the accreditation association for ambulatory health care. The department may inspect an outpatient center for surgical services considered eligible for licensure under this section to ensure compliance with state licensure standards.
(8) The department may consider as eligible for licensure during the accreditation period any outpatient birth center that furnishes written evidence, including the recommendation for future compliance statements, of accreditation of its programs by the commission for the accreditation of birth centers. The department may inspect an outpatient birth center considered eligible for licensure under this section to ensure compliance with state licensure standards.
(9) The department may consider as eligible for licensure during the accreditation period any behavioral treatment program, chemical dependency treatment program, residential treatment facility, or mental health center that furnishes written evidence, including the recommendation for
future compliance statements, of accreditation of its programs by the council on accreditation. The department may inspect a behavioral treatment program, chemical dependency treatment program, residential treatment facility, or mental health center considered eligible for licensure under this section to ensure compliance with state licensure standards."

Renumber: subsequent section

Motion to amend, failed as follows:


Total 47


Total 53

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 390 (Forty-fourth Legislative Day - Second Reading - House) - Representative Reinhart moved HB 390 do pass.

HB 390 (Forty-fourth Legislative Day - Second Reading - House) - Representative Reinhart moved HB 390 do pass. Motion carried as follows:


Total 52


Total 47

Excused: None.

Total 0

Absent or not voting: Henry.

Total 1

Majority Leader Campbell moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker in the chair. Mr. Speaker moved the Committee of the Whole report be adopted. Report adopted as follows:

HB 390 (Forty-fourth Legislative Day - Third Reading - House) passed as follows:


Total 91


Total 8

Excused: None.

Total 0

Absent or not voting: McChesney.

Total 1

HB 394 (Forty-second Legislative Day - Second Reading - House) - Representative McAlpin moved HB 394 do pass. Motion failed as follows:


Total 52


Total 50

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 397 (Thirty-sixth Legislative Day - Second Reading - House) - Representative Kottel moved HB 397 do pass. Motion carried as follows:
HB 397  61ST LEGISLATURE (2009)  400

Total 99

Nays: None.
Total 0

Excused: None.
Total 0

Absent or not voting: Pomnichowski.
Total 1

HB 397 (Thirty-seventh Legislative Day - Third Reading - House) passed as follows:
Total 100

Nays: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 397 (Sixty-third Legislative Day - Second Reading - Senate) - Senator Esp moved HB 397 be concurred in. Motion carried as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hawks, Hinkle, Jackson, Jen, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzennried, Williams, Windy Boy, Zinke, Mr. President.
Total 47

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: Branae, Hansen, Schmidt.
Total 3

HB 397 (Sixty-fourth Legislative Day - Third Reading - Senate) concurred in as follows:
HB 397 (Sixty-eighth Legislative Day - Second Reading - House) - Senate Amendments - Representative Kottel moved Senate amendments to HB 397 be concurred in. Motion carried as follows:


Total 99

Nays: Mr. Speaker.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 397 (Sixty-ninth Legislative Day - Third Reading - House), as amended by the Senate, passed as follows:


Total 92

Nays: Pommichowski, Mr. Speaker.

Total 2


Total 6

Absent or not voting: None.

Total 0
HB 399 (Forty-second Legislative Day - Second Reading - House) - Representative Furey moved HB 399 do pass. Motion carried as follows:


Total 55


Total 44

Excused: None.

Total 0

Absent or not voting: Ankney.

Total 1

HB 400 (Thirty-third Legislative Day - Second Reading - House) - Representative Kottel moved HB 400 do pass. Motion carried as follows:


Total 83


Total 17

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 400 (Thirty-fourth Legislative Day - Third Reading - House) passed as follows:


Total 80


Total 20

Excused: None.

Total 0
Absent or not voting: None.
Total 0

**HB 400** (Sixty-seventh Legislative Day - Second Reading - Senate) - Senator Brueggeman moved HB 400 be concurred in. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Erickson, Essman, Gallus, Gebhardt, Hamlett, Hawks, Jackson, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Ripley, Shockley, Squires, Steinbeisser, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Zinke, Mr. President.

Total 39


Total 11

Absent or not voting: None.
Total 0

Excused: None.
Total 0

**HB 400** (Sixty-eighth Legislative Day - Third Reading - Senate) concurred in as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Erickson, Essman, Gallus, Gebhardt, Hamlett, Hawks, Hinkle, Jackson, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Ripley, Shockley, Squires, Steinbeisser, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Zinke, Mr. President.

Total 40


Total 10

Absent or not voting: None.
Total 0

Excused: None.
Total 0

**HB 401** (Thirty-eighth Legislative Day - Second Reading - House) - Representative Caferro moved HB 401 do pass. Motion carried as follows:


Total 54


Total 46

Excused: None.
Total 0

Absent or not voting: None.
Total 0

**HB 402** (Forty-third Legislative Day - Second Reading - House) - Representative French moved HB 402 do pass. Motion carried as follows:
HB 402  61ST LEGISLATURE (2009)  404

  Total 87

  Total 12

Excused: None.
  Total 0

Absent or not voting: Mendenhall.
  Total 1

HB 402  (Forty-fourth Legislative Day - Third Reading - House)  passed as follows:
  Total 91

  Total 9

Excused: None.
  Total 0

Absent or not voting: None.
  Total 0

HB 402  (Sixtieth Legislative Day - Second Reading - Senate)  - Senator J. Peterson made a substitute motion that consideration of HB 402 be passed for the day.
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Gillan, Hansen, Hawks, Hinkle, Jackson, Jent, Kaufmann, Laible, Laslovich, Lewis, McGee, Perry, Peterson, Schmidt, Shockley, Steinbeisser, Steward-Peregoy, Tutvedt, Wanzennried, Williams, Zinke, Mr. President.
  Total 36

Nays: Cooney, Erickson, Gallus, Hamlett, Juneau, Keane, Larsen, Moss, Murphy, Ripley, Squires, J. Tropila, M. Tropila, Windy Boy.
  Total 14

Absent or not voting: None.
  Total 0

Excused: None.
  Total 0

HB 402  (Sixtieth Legislative Day - Second Reading - Senate)  - Senator Gebhardt moved HB 402 be concurred in.
HB 402 (Sixty-ninth Legislative Day - Second Reading - Senate) - Senator Brenden moved HB 402, second reading copy, be amended as follows:

1. Title, page 1, line 5. Strike: “REMOVING THE SUNSET OF THE LAND BANKING PROGRAM;”

2. Page 1, line 13. Strike: “250,000” Insert: “175,000”

3. Page 1, line 15. Strike: “20,000” Insert: “10,000”

4. Page 1. Following: line 18 Insert: “(c) Except as provided in subsection (1)(d), of the total state land in a single county, the board may not sell more than 2% in a single year.

(d) The board may exceed the limit established in subsection (1)(c) if the sale would increase the taxable value of the affected county by more than 2% and the board has consulted with and received comment from the governing body of the county. The board may proceed with a proposed sale under this subsection (1)(d) after comments have been received from the governing body or the governing body has indicated in writing that it will have no comments or 90 days have elapsed, whichever occurs first.”


8. Page 2. Following: line 20 Insert: “(1) State land may not be sold through the land banking process pursuant to 77-2-361 through 77-2-367 after October 1, 2011. Land banking purchases under 77-2-364 may continue after October 1, 2011, until all the proceeds in the state land bank fund are expended or revert to the public school fund or the permanent fund of the respective trust pursuant to 77-2-362(2)(d).”

9. Page 2, line 21. Following: “(2)” Insert: “(2)” Amendment not adopted as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Curtiss, Esp, Essmann, Hinkle, Jackson, McGee, Murphy, Perry, Peterson, Ripley, Steinbeisser, Mr. President.

Total 20


Total 28

Absent or not voting: None.

Total 0

Excused: Erickson, Stewart-Peregoy.

Total 2

HB 402 (Sixty-ninth Legislative Day - Second Reading - Senate) - Senator Gebhardt moved HB 402 be concurred in. Motion carried as follows:

Yeas: Barrett, Branae, T. Brown, Brueggeman, Cooney, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss,
HB 402  (Sixty-ninth Legislative Day - Second Reading - Senate) - Senator Gebhardt moved HJR 402 be concurred in.

HB 402  (Seventieth Legislative Day - Third Reading - Senate) concurred in as follows:


Total 35

Nays: Bales, Balyeat, Barkus, Black, Brenden, R. Brown, Curtiss, Esp, Essmann, McGee, Perry, Peterson, Ripley, Shockley, Mr. President.

Total 15

Absent or not voting: None.

Total 0

Excused: Erickson, Stewart-Peregoy.

Total 2

HB 403  (Thirty-sixth Legislative Day - Second Reading - House) - Representative Kottel moved HB 403 do pass. Motion failed as follows:


Total 98

Nays: Peterson.

Total 1

Excused: None.

Total 0

Absent or not voting: Sonju.

Total 1

HB 403  (Thirty-seventh Legislative Day - Third Reading - House) passed as follows:


Total 99

Nays: Peterson.
Total 1

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 403  (Sixty-ninth Legislative Day - Second Reading - Senate) - Senator Larsen moved HB 403 be concurred in. Motion carried as follows:
Total 46

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: Barkus, Erickson, Perry, Stewart-Peregoy.
Total 4

HB 403  (Seventieth Legislative Day - Third Reading - Senate) concurred in as follows:
Total 50

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 404  (Thirty-eighth Legislative Day - Second Reading - House) - Representative Reinhart moved HB 404 do pass. Motion carried as follows:
HB 404  61ST LEGISLATURE (2009)  408

   Total  85
   Total  15
Excused: None.
   Total  0
Absent or not voting: None.
   Total  0

HB 404  (Thirty-ninth Legislative Day - Third Reading - House) passed as follows:
   Total  73
   Total  24
Excused: Roundstone.
   Total  1
Absent or not voting: McChesney, Pease-Lopez.
   Total  2

HB 404  (Sixty-ninth Legislative Day - Second Reading - Senate) - Senator McGee moved HB 404 be concurred in. Motion carried as follows:
   Total  48
Nays: None.
   Total  0
Absent or not voting: None.
   Total  0
Excused: Erickson, Stewart-Peregoy.
   Total  2

HB 404  (Seventieth Legislative Day - Third Reading - Senate) concurred in as follows:
   Total  50
Nays: None.
HB 407 (Thirty-eighth Legislative Day - Second Reading - House) - Representative MacDonald moved HB 407 do pass. Motion carried as follows:


Total 99

Nays: None.

Total 0

Absent or not voting: Grinde.

Total 1

HB 407 (Thirty-ninth Legislative Day - Third Reading - House) passed as follows:


Total 97

Nays: None.

Total 0

Absent or not voting: Hoven, Pease-Lopez.

Total 2

HB 407 (Sixty-third Legislative Day - Second Reading - Senate) - Senator Laslovich moved HB 407 be concurred in. Motion carried as follows:


Total 47

Nays: None.
HB 407 (Sixty-fourth Legislative Day - Third Reading - Senate) concurred in as follows:


Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Branae, Hansen, Schmidt.

Total 3

HB 407 (Sixty-eighth Legislative Day - Second Reading - House) - Senate Amendments - Representative MacDonald moved Senate amendments to HB 407 be concurred in. Motion carried as follows:


Total 100

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 407 (Sixty-ninth Legislative Day - Third Reading - House) as amended by the Senate, passed as follows:


Total 94
Nays: None.
   Total 0
   Total 6
Absent or not voting: None.
   Total 0

HB 408 (Forty-second Legislative Day - Second Reading - House) - Representative Pomnichowski
   moved HB 408 do pass. Motion failed as follows:
   Yeas: Augare, Barrett, Becker, Belcourt, Blewett, Boland, Boss Ribs, Caferro, Campbell, Cohenour,
   Dickenson, Driscoll, Ebinger, French, Furey, Getz, Glaser, Grinde, Hamilton, Hands, Henry, Hiner,
   Hollenbaugh, Hunter, Jopek, Kottel, MacDonald, Malek, McAlpin, McChesney, McClafferty, Mehlhoff,
   Menahan, A. Noonan, P. Noonan, Pease-Lopez, Phillips, Pomnichowski, Reinhart, Roundstone,
   Sands, Sesso, Steenson, Van Dyk, Villa, Wilmer, Wilson, Wiseman, Mr. Speaker.
   Total 49
Nays: Arntzen, Bean, B. Beck, P. Beck, Bennett, Berry, Blasdel, Boniek, Brown, Butcher, Fleming,
   Hawk, Hendrick, Himmelberger, Hollandsworth, Hoven, Howard, Ingraham, Kasten, Kerns, Klock,
   Lake, MacLaren, McGillvray, McNutt, Mendenhall, Milburn, Miller, More, Morgan, Nooney, O’Hara,
   Peterson, Randall, Regier, Reichner, Roberts, Sales, Smith, Sonju, Stahl, Stoker, Taylor, Vance,
   Total 49
Excused: None.
   Total 0
Absent or not voting: None.
   Total 0

HB 408 (Forty-third Legislative Day - Second Reading - House) - Representative Pomnichowski
   moved HB 408 do pass. Motion carried as follows:
   Yeas: Ankney, Arntzen, Bean, B. Beck, Barrett, P. Beck, Becker, Belcourt, Blewett, Boland, Boss Ribs,
   Caferro, Campbell, Cohenour, Dickenson, Driscoll, Ebinger, Fleming, French, Furey, Getz, Glaser,
   Grinde, Hamilton, Hands, Henry, Hiner, Hollenbaugh, Hunter, Jopek, Klock, Kottel, Lake,
   MacLaren, Malek, McAlpin, McChesney, McClafferty, Mehlhoff, Menahan, Mendenhall, A. Noonan, P.
   Noonan, Pease-Lopez, Phillips, Pomnichowski, Reinhart, Roundstone, Sands, Sesso, Steenson, Van Dyk,
   Villa, Wilmer, Wilson, Wiseman, Mr. Speaker.
   Total 57
Nays: Bean, B. Beck, Bennett, Berry, Blasdel, Boniek, Brown, Butcher, Hawk, Hendrick, Himmelberger,
   Hollandsworth, Hoven, Howard, Ingraham, Kasten, Kerns, Klock, MacLaren, MacDonald, Malek,
   McChesney, McClafferty, Mehlhoff, Menahan, Mendenhall, A. Noonan, P. Noonan, Pease-Lopez, Phillips,
   Pomnichowski, Reinhart, Roundstone, Sands, Sesso, Steenson, Van Dyk, Villa, Wilmer, Wilson, Wiseman,
   Mr. Speaker.
   Total 43
Excused: None.
   Total 0
Absent or not voting: None.
   Total 0

HB 409 (Forty-third Legislative Day - Second Reading - House) - Representative Pomnichowski
   moved HB 409 do pass. Motion carried as follows:
   Yeas: Ankney, Augare, Barrett, Bean, P. Beck, Becker, Belcourt, Berry, Blewett, Boland, Boniek, Boss
   Ribs, Brown, Caferro, Campbell, Cohenour, Dickenson, Driscoll, Ebinger, Fleming, French, Furey,
   Getz, Glaser, Grinde, Hamilton, Hands, Hendrick, Henry, Himmelberger, Hiner, Hollandsworth,
   Hollenbaugh, Hoven, Hunter, Jones, Jopek, Klock, Kottel, MacDonald, MacLaren, Malek, McAlpin,
   McChesney, McClafferty, McGillvray, McNutt, Mehlhoff, Menahan, Miller, More, Morgan, A. Noonan,
   P. Noonan, Nooney, O’Hara, Pease-Lopez, Phillips, Pomnichowski, Randall, Reinhart, Roberts,
HB 409 61ST LEGISLATURE (2009) 412


Total 77


Total 23

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 409 (Forty-fourth Legislative Day - Third Reading - House) passed as follows:


Total 82


Total 18

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 409 (Sixty-ninth Legislative Day - Second Reading - Senate) - Senator Larsen moved HB 409 be concurred in. Motion carried as follows:


Total 48

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Erickson, Stewart-Peregoy.

Total 2

HB 409 (Seventieth Legislative Day - Third Reading - Senate) concurred in as follows:


Total 50

Nays: None.
HB 409 (Seventy-fourth Legislative Day - Second Reading - House) - Senate Amendments - Representative Pomnichowski moved Senate amendments to HB 409 be concurred in. Motion concurred as follows:


Total 88


Total 8

Excused: None.

Total 0

Absent or not voting: Berry, Campbell, Miller, Peterson.

Total 4

HB 409 (Seventy-fifth Legislative Day - Third Reading - House), as amended by the Senate, passed as follows:


Total 87


Total 12

Excused: Glaser.

Total 1

Absent or not voting: None.

Total 0

HB 411 (Sixty-fifth Legislative Day - Second Reading - House) - Representative Grinde moved HB 411 do pass. Motion carried as follows:

Yeas: Ankney, Augare, Barrett, P. Beck, Becker, Belcourt, Berry, Blewett, Boland, Boss Ribs, Caferro, Campbell, Cohenour, Driscoll, Ebinger, Fleming, French, Furey, Getz, Glaser, Grinde, Hamilton, Hands, Henry, Hiner, Hollenbaugh, Howard, Hunter, Jones, Jopek, Klock, Kottel, MacDonald, Malek, McAlpin, McChesney, McClafferty, McNutt, Mehlhoff, Menahan, Milburn, A. Noonan, P. Noonan,
HB 411

(Sixty-sixth Legislative Day - Third Reading - House) passed as follows:


Total 67


Total 21

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 412

(Thirty-fourth Legislative Day - Second Reading - House) - Representative Wiseman moved HB 412 do pass. Motion carried as follows:


Total 79


Total 21

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 412

(Thirty-fifth Legislative Day - Third Reading - House) passed as follows:

Total 83


Total 17

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 412 (Sixty-ninth Legislative Day - Second Reading - Senate) - Senator Barkus moved HB 412 be concurred in. Motion carried as follows:


Total 48

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Erickson, Stewart-Peregoy.

Total 2

HB 412 (Seventieth Legislative Day - Third Reading - Senate) concurred in as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Essmann, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 47

Nays: Esp, Gallus, Windy Boy.

Total 3

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 412 (Seventy-third Legislative Day - Second Reading - House) - Senate Amendments - Representative Wiseman moved Senate amendments to HB 412 be concurred in. Motion carried as follows:

HB 412  61ST LEGISLATURE (2009)  416

Total 91

Total 8

Excused: None.
Total 0

Absent or not voting: Hands.
Total 1

HB 412 (Seventy-fourth Legislative Day - Third Reading - House), as amended by the Senate, passed as follows:

Total 87

Total 10

Excused: Hiner.
Total 1

Absent or not voting: Sesso, Van Dyk.
Total 2

HB 413 (Fifty-ninth Legislative Day - Second Reading - House) - Representative K. Peterson moved HB 413 do pass. Motion carried as follows:

Total 75

Nays: Augare, Belcourt, Blasdel, Boniek, Caferro, Campbell, French, Hawk, Hiner, Hollenaugh, Jopek, Kasten, Kerns, Kottel, McClafferty, Mehlhoff, A. Noonan, P. Noonan, Pease-Lopez, Roberts, Sales, Sesso, Sonju, Wilson, Mr. Speaker.
Total 25

Excused: None.
Total 0

Absent or not voting: None.
Total 0
HB 416  (Fifty-second Legislative Day - Second Reading - House)  - Representative MacDonald moved HB 416 do pass. Motion carried as follows:
Total 63

Total 36

Excused: Nooney.
Total 1

Absent or not voting: None.
Total 0

HB 416  (Sixtieth Legislative Day - Second Reading - House)  - Representative MacDonald moved HB 416 do pass. Motion carried as follows:
Total 68

Total 31

Excused: None.
Total 0

Absent or not voting: Welborn.
Total 1

HB 416  (Sixty-first Legislative Day - Third Reading - House) passed as follows:
Total 71

Total 29

Excused: None.
HB 416  (Seventy-third Legislative Day - Second Reading - Senate) - Senator Brueggeman moved HB 416 be concurred in. Motion carried as follows:

Yeas: Bales, Balyeat, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Zinke, Mr. President.

Total 47

Nays: Barkus, Steinbeisser.

Total 2

Absent or not voting: None.

Total 0

Excused: Windy Boy.

Total 1

HB 416  (Seventy-fourth Legislative Day - Third Reading - Senate) concurred in as follows:

Yeas: Bales, Balyeat, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 48

Nays: Barkus, McGee.

Total 2

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 417  (Forty-second Legislative Day - Second Reading - House) - Representative Malek moved HB 417 do pass. Motion failed as follows:


Total 45


Total 55

Excused: None.

Total 0

Absent or not voting: None.

Total 0
HB 417  (Forty-third Legislative Day - Second Reading - House)  - Representative Malek moved HB 417 do pass. Motion failed as follows:


Total 49


Total 49

Excused: None.

Total 0

Absent or not voting: P. Beck, McNutt.

Total 2

HB 418  (Forty-third Legislative Day - Second Reading - House)  - Representative Caferro moved HB 418 be amended as follows:

1. Title, page 1, line 12.
   Following: "REQUIREMENTS;"
   Insert: "PROVIDING A PREFERENCE FOR MONTANA LABOR;"
   Insert: "NEW SECTION.  Section 3. Preference for Montana labor. Any contract to construct or operate an equine slaughter or processing facility located in Montana and authorized pursuant to 81-9-201 must:
   (1) require all contractors to give preference to the employment of bona fide residents of Montana, as defined in 18-2-401, in the performance of the work for construction and operation of the facility if the Montana residents have substantially equal qualifications to those of nonresidents; and
   (2) contain a provision that requires the contractor to pay the standard prevailing wage in effect and applicable to the district in which the work is being performed."

Renumber: subsequent sections
   Strike: "[Sections 1 and 2]"
   Insert: "[Sections 1 through 3]"
4. Page 12, lines 22 through line 23.
   Strike: "[sections” on line 22 through "1 and 2]” on line 23
   Insert: "[sections 1 through 3]"

Motion to amend, failed as follows:


Total 44


Total 56
HB 418  61ST LEGISLATURE (2009)  420

Excused: None.
   Total 0
Absent or not voting: None.
   Total 0

HB 418 (Forty-third Legislative Day - Second Reading - House) - Representative Butcher moved HB 418 do pass. Motion carried as follows:

   Total 67

   Total 33

Excused: None.
   Total 0
Absent or not voting: None.
   Total 0

HB 418 (Forty-third Legislative Day - Second Reading - House) - Representative Butcher moved HB 418 do pass.

HB 418 (Forty-third Legislative Day - Second Reading - House) - Representative Furey moved HB 418 be amended as follows:

   1. Title, page 1, line 9 through line 12.
      Strike: "PROHIBITING" on line 9 through "REQUIREMENTS;" on line 12
   2. Title, page 1, line 13.
      Strike: "75-1-201," through "75-5-641,"
   3. Page 1, line 18 through page 9, line 15.
      Strike: sections 1 through section 7 in their entirety
      Renumber: subsequent sections
   4. Page 12, line 21 through line 23.
      Strike: section 15 in its entirety
      Motion to amend, failed as follows:

   Total 44

   Total 56

Excused: None.
HB 418 (Forty-fourth Legislative Day - Third Reading - House) passed as follows:
Total 66
Total 33
Absent or not voting: B. Beck.
Total 1

HB 418 (Sixty-first Legislative Day - Second Reading - Senate) - Senator Zinke moved HB 418 be concurred in. Motion carried as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Hansen, Hinkle, Jackson, Lewis, McGee, Murphy, Peterson, Ripley, Shockley, Steinbeisser, Stewart-Peregoy, Tutvedt, Zinke, Mr. President.
Total 27
Total 23
Absent or not voting: None.
Total 0
Excused: None.
Total 0

HB 418 (Sixty-second Legislative Day - Third Reading - Senate) concurred in as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Hansen, Hinkle, Jackson, Lewis, McGee, Murphy, Peterson, Ripley, Shockley, Steinbeisser, Stewart-Peregoy, Tutvedt, Zinke, Mr. President.
Total 27
Total 23
Paired: Essmann, Aye; Branae, No.
Absent or not voting: None.
Total 0
Excused: None.
Total 0
HB 418  (Seventy-seventh Legislative Day - Second Reading - House) - Governor's Amendments - Representative Butcher moved Governor's amendments to HB 418 be not concurred in. Motion carried as follows:

Total 59

Total 41

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 418  (Eighty-first Legislative Day - Second Reading - Senate) - House Amendments - Senator Zinke moved House amendments to HB 418 be not concurred in. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Cooney, Curtiss, Erickson, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hinkle, Jackson, Jent, Kaufmann, Keane, Laible, Larsen, Lewis, McGee, Moss, Murphy, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
Total 44

Nays: Brueggeman, Hawks, Juneau, Laslovich, Perry.
Total 5

Absent or not voting: None.
Total 0

Excused: Esp.
Total 1

HB 420  (Forty-first Legislative Day - Second Reading - House) - Representative Reinhart moved HB 420 do pass. Motion carried as follows:

Total 75

Total 22

Excused: Butcher, Howard.
Total 2

Absent or not voting: Stahl.
HB 420 (Fifty-second Legislative Day - Third Reading - House) passed as follows:
Total 65
Total 34
Excused: Berry.
Total 1
Absent or not voting: None.
Total 0

HB 420 (Seventy-first Legislative Day - Second Reading - Senate) - Senator Erickson moved HB 420 be concurred in. Motion carried as follows:
Total 29
Nays: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Curtiss, Esp, Essmann, Gebhardt, Hinkle, Laible, Lewis, McGee, Peterson, Ripley, Steinbeisser, Tutvedt, Mr. President.
Total 21
Absent or not voting: None.
Total 0
Excused: None.
Total 0

HB 420 (Seventy-second Legislative Day - Third Reading - Senate) concurred in as follows:
Yeas: Black, Branae, T. Brown, Brueggeman, Cooney, Erickson, Gallus, Gillan, Hamlett, Hansen, Hawks, Jackson, Jent, Juneau, Kaufmann, Keane, Larsen, Laslovich, Moss, Murphy, Perry, Peterson, Schmidt, Squires, Stewart-Peregoy, J. Tropila, M. Tropila, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
Total 32
Total 18
Absent or not voting: None.
Total 0
Excused: None.
Total 0

HB 420 (Seventy-fourth Legislative Day - Second Reading - House) - Senate Amendments - Representative Reinhart moved Senate amendments to HB 420 be concurred in. Motion carried as follows:

Total 87


Total 13

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 420  (Seventy-fifth Legislative Day - Third Reading - House) , as amended by the Senate, passed as follows:


Total 53


Total 46

Excused: Glaser.

Total 1

Absent or not voting: None.

Total 0

HB 425  (Forty-third Legislative Day - Second Reading - House) - Representative Vincent moved HB 425 be amended as follows:

1. Title, line 5 through line 6.
   Following: “DEADLINE;”
   Insert: “AND”
   Following: “MEETINGS”
   Strike: “; AND” on line 5 through “NOTICE” on line 6
2. Page 2, line 15 through line 16.
   Strike: subsection (8) in its entirety
Motion to amend, carried as follows:

HB 425 (Forty-third Legislative Day - Second Reading - House) - Representative Pomnichowski moved HB 425 as amended, do pass. Motion carried as follows:


Total 66


Total 30

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 425 (Sixty-second Legislative Day - Second Reading - House) - Representative Pomnichowski moved HB 425 do pass. Motion carried as follows:


Total 68


Total 32

Absent or not voting: None.

Total 0

HB 425 (Sixty-third Legislative Day - Third Reading - House) passed as follows:

Yeas: Augare, Barrett, P. Beck, Becker, Belcourt, Blewett, Boland, Boniek, Boss Ribs, Caferro, Campbell, Cohenour, Dickenson, Driscoll, Ebinger, Fleming, French, Furey, Getz, Grinde, Hamilton, Hands, Henry, Hiner, Hollenbaugh, Hoven, Hunter, Jopek, Klock, Kottel, MacDonald, MacLaren, Malek,
HB 426  
61ST LEGISLATURE (2009)  
626


Total 62


Total 37

Excused: Villa.

Total 1

Absent or not voting: None.

Total 0

HB 426  
(Thirty-seventh Legislative Day - Second Reading - House)  
- Representative Milburn moved HB 426 do pass. Motion carried as follows:


Total 96

Nays: Berry, MacLaren, O'Hara.

Total 3

Excused: None.

Total 0

Absent or not voting: Jones.

Total 1

HB 426  
(Thirty-eighth Legislative Day - Third Reading - House)  
passed as follows:


Total 98

Nays: O'Hara.

Total 1

Excused: Boss Ribbs.

Total 1

Absent or not voting: None.

Total 0
HB 426  (Fifty-fourth Legislative Day - Second Reading - Senate) - Senator Tutvedt moved HB 426 be concurred in. Motion carried as follows:
Total 49
Nays: None.
Total 0
Absent or not voting: None.
Total 0
Excused: Squires.
Total 1

HB 426  (Fifty-fifth Legislative Day - Third Reading - Senate) concurred in as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Williams, Windy Boy, Zinke, Mr. President.
Total 47
Nays: Larsen.
Total 1
Absent or not voting: None.
Total 0
Excused: Squires, Wanzenried.
Total 2

HB 427  (Fortieth Legislative Day - Second Reading - House) - Representative Boniek moved HB 427 do pass. Motion failed as follows:
Total 42
Total 58
Excused: None.
Total 0
Absent or not voting: None.
Total 0

HB 428  (Thirty-sixth Legislative Day - Second Reading - House) - Representative Ponnichowski moved HB 428 do pass. Motion carried as follows:
Yeas: Arntzen, Augare, Barrett, Bean, B. Beck, P. Beck, Becker, Belcourt, Bennett, Berry, Blasdel, Blewett, Boland, Boniek, Boss Ribs, Brown, Butcher, Caferro, Campbell, Cohenour, Dickenson,
HB 428  (Thirty-seventh Legislative Day - Third Reading - House) passed as follows:


Total 91

Nays: Ankney, Hollander, Mendenhall, More, Regier, Sales, Vance, Wagner.

Total 8

Excused: None.

Total 0

Absent or not voting: Nooney.

Total 1

HB 428  (Thirty-seventh Legislative Day - Third Reading - House) passed as follows:


Total 89


Total 11

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 431  (Forty-second Legislative Day - Second Reading - House) - Representative Blewett moved HB 431 do pass, as amended. Motion carried as follows:


Total 75


Total 24

Excused: None.

Total 0

Absent or not voting: Pease-Lopez.

Total 1
HB 431 (Forty-second Legislative Day - Second Reading - House) - Representative Blewett moved HB 431, be amended as follows:

1. Title, line 4.
   Strike: “CANINE”
   Insert: “DOG”
2. Title, line 5.
   Strike: “CANINE”
   Insert: “DOG”
3. Page 1, line 11.
   Strike: “CANINE”
   Insert: “dog”
4. Page 1, line 12.
   Strike: “CANINE”
   Insert: “dog”
5. Page 1, line 14.
   Strike: “CANINE”
   Insert: “dog”
6. Page 1, line 16.
   Strike: “CANINE”
   Insert: “dog”
   Strike: “CANINE’S”
   Insert: “dog’s”
7. Page 1, line 25.
   Strike: “an individual or other person as defined in 1-1-201,”
   Insert: “a person”
   Strike: “; possesses, harbors, keeps, controls, has custody of;”
   Strike: “CANINE”
   Insert: “dog”

Motion to amend, carried as follows:

Total 85

Nays: Hawk, Hoven, Kasten, Kerns, Lake, Mendenhall, Miller, Randall, Regier.
Total 9

Excused: Berry.
Total 1

Absent or not voting: Ankney, Ingraham, MacDonald, Sales, Sonju.
Total 5

HB 431 (Forty-second Legislative Day - Second Reading - House) - Representative Blewett moved HB 431 do pass.

HB 431 (Forty-third Legislative Day - Third Reading - House) passed as follows:


Total 72


Total 26

Excused: None.

Total 0

Absent or not voting: A. Noonan, Pease-Lopez.

Total 2

HB 432 (Forty-first Legislative Day - Second Reading - House) - Representative Mehlhoff moved HB 432 do pass. Motion carried as follows:


Total 91

Nays: McGillvray, Mendenhall, More, Sales, Smith, Stoker.

Total 6

Excused: Butcher, Howard.

Total 2

Absent or not voting: McAlpin.

Total 1

HB 432 (Forty-second Legislative Day - Third Reading - House) passed as follows:


Total 90


Total 9

Excused: Berry.

Total 1

Absent or not voting: None.

Total 0

HB 432 (Fifty-ninth Legislative Day - Second Reading - Senate) - Senator McGee moved HB 432 be concurred in. Motion carried as follows:

Total 41

Nays: Cooney, Erickson, Laslovich, Tutvedt, Wanzenried, Mr. President.

Total 6

Absent or not voting: None.

Total 0

Excused: Keane, Squires, Windy Boy.

Total 3

HB 432 (Sixtieth Legislative Day - Third Reading - Senate) concurred in as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Erickson, Esp, Gailus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Williams, Windy Boy, Zinke, Mr. President.

Total 43


Total 6

Absent or not voting: None.

Total 0

Excused: Squires.

Total 1

HB 440 (Fifty-ninth Legislative Day - Second Reading - House) - Representative Mendenhall moved HB 440 do pass. Motion failed as follows:


Total 50


Total 50

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 443 (Forty-second Legislative Day - Second Reading - House) - Representative Menahan moved HB 443 do pass. Motion carried as follows:

Pomnichowski, Reinhart, Roundstone, Sands, Sesso, Steenson, Van Dyk, Villa, Wilmer, Wilson, Wiseman, Mr. Speaker.
Total 53
Total 46
Excused: None.
Total 0
Absent or not voting: Becker.
Total 1

HB 443  (Forty-third Legislative Day - Third Reading - House) passed as follows:
Total 53
Total 47
Excused: None.
Total 0
Absent or not voting: None.
Total 0

HB 443  (Seventieth Legislative Day - Second Reading - Senate) - Senator Shockley moved HB 443 be concurred in. Motion carried as follows:
Total 31
Nays: Bales, Balyeat, Barrett, Brenden, R. Brown, T. Brown, Curtiss, Esp, Gebhardt, Jackson, Lewis, McGee, Murphy, Peterson, Ripley, Steinbeisser, Tutvedt, Mr. President.
Total 18
Absent or not voting: None.
Total 0
Excused: Cooney.
Total 1

HB 443  (Seventy-first Legislative Day - Third Reading - Senate) concurred in as follows:
Total 30
HB 443 (Seventy-fourth Legislative Day - Second Reading - House) - Senate Amendments -
Representative Menahan moved Senate amendments to HB 443 be concurred in. Motion carried as follows:


Total 88


Total 11

Excused: None.

Total 0

Absent or not voting: Mr. Speaker.

Total 1

HB 443 (Seventy-fifth Legislative Day - Third Reading - House), as amended by the Senate, passed as follows:


Total 73


Total 26

Excused: Glaser.

Total 1

Absent or not voting: None.

Total 0

HB 445 (Forty-second Legislative Day - Second Reading - House) - Representative Hands moved HB 445 do pass. Motion carried as follows:

HB 445 61ST LEGISLATURE (2009) 434

Pomnichowski, Reinhart, Roundstone, Sands, Sesso, Steenson, Villa, Warburton, Wilmer, Wilson, Wiseman, Mr. Speaker.

Total 54


Total 45

Excused: None.

Total 0

Absent or not voting: Van Dyk.

Total 1

HB 445 (Forty-third Legislative Day - Third Reading - House) passed as follows:


Total 57


Total 43

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 449 (Fifty-fifth Legislative Day - Second Reading - House) - Representative Milburn moved HB 449, second reading copy, be amended as follows:

1. Title, line 9.
   Following: "CAUSING"
   Insert: "CERTAIN"
2. Page 5, line 22.
   Following: "bonds"
   Insert: "except that the provisions of this subsection (3) do not apply to a nonprofit organization exempt from taxation under section 26 U.S.C. 501(c)(3)"

Amendment adopted as follows:


Total 96

Nays: Becker, Dickenson.

Total 2
Excused: Phillips.
   Total 1

Absent or not voting: Nooney.
   Total 1

**HB 449** (Fifty-fifth Legislative Day - Second Reading - House) - Representative McChesney moved HB 449 do pass.

**HB 449** (Fifty-fifth Legislative Day - Second Reading - House) - Representative McChesney moved HB 449 do pass, as amended. Motion carried as follows:

   Total 81

   Total 19

Excused: None.
   Total 0

Absent or not voting: None.
   Total 0

**HB 449** (Fifty-fifth Legislative Day - Second Reading - House) - Representative Villa moved HB 449, second reading copy, be amended as follows:

1. Title, line 17.
   Following: “CIRCUMSTANCES;”
   Insert: “REQUIRING COUNTIES TO REPORT EXPENDITURES FOR CONSULTING SERVICES;”

2. Page 11, line 29.
   Insert: “NEW SECTION. Section 12. Report on consulting services. On or before January 21 and July 21 of each year, a county shall compile a report on expenses for consulting services incurred by the county in the preceding 6 months. The report must include the name of each consultant, including compensated staff, and the amount expended. The report must be made available to the public.”
   Insert: “NEW SECTION. Section 13. Codification instruction. [Section 12] is intended to be codified as an integral part of Title 7, chapter 6, part 22, and the provisions of Title 7, chapter 6, part 22, apply to [section 12].”

Renumber: subsequent sections

Amendment adopted as follows:

   Total 91

Nays: Himmelberger, McGillvray, Mendenhall, More, Peterson, Sales, Smith, Wagner.
HB 449  (Fifty-sixth Legislative Day - Third Reading - House) passed as follows:
Total 80
Total 19
Excused: Campbell.
Total 1
Absent or not voting: None.
Total 0

HB 449  (Seventy-fourth Legislative Day - Second Reading - Senate) - Senator Gallus moved HB 449 be concurred in. Motion carried as follows:
Total 48
Nays: Balyeat, Hinkle.
Total 2
Absent or not voting: None.
Total 0
Excused: None.
Total 0

HB 449  (Seventy-fifth Legislative Day - Third Reading - Senate) concurred in as follows:
Total 48
Nays: Balyeat, Hinkle.
Total 2
Absent or not voting: None.
Total 0
Excused: None.
Total 0
HB 449 (Seventy-seventh Legislative Day - Second Reading - House) - Senate Amendments - Representative McChesney moved Senate amendments to HB 449 be concurred in. Motion carried as follows:


Total 93

Nays: Boniek, Kasten, Kerns, Mendenhall, Miller, More, Villa.

Total 7

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 449 (Seventy-eighth Legislative Day - Third Reading - House), as amended by the Senate, passed as follows:


Total 85

Nays: Bean, Blasdel, Boniek, Howard, Kerns, MacLaren, McGillvray, Mendenhall, Miller, More, Sales, Smith, Sonju, Wagner.

Total 14

Excused: None.

Total 0

Absent or not voting: Hendrick.

Total 1

HB 451 (Thirty-eighth Legislative Day - Second Reading - House) - Representative Ebinger moved HB 451 do pass. Motion carried as follows:


Total 51

HB 451 (Forty-third Legislative Day - Second Reading - House) - Representative Ebinger moved HB 451 do pass. Motion carried as follows:


Total 58


Total 42

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 451 (Forty-fourth Legislative Day - Third Reading - House) passed as follows:


Total 61


Total 38

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 451 (Seventieth Legislative Day - Second Reading - Senate) - Senator Jackson moved HB 451 be concurred in. Motion carried as follows:

Yeas: Bales, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Schmidt, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 46

Nays: Balyeat, Hinkle, Ripley, Shockley.

Total 4
Absent or not voting: None.
Total 0

Excused: None.
Total 0

**HB 451** (Seventy-first Legislative Day - Third Reading - Senate) concurred in as follows:
Total 40

Nays: Balyeat, Barkus, Essmann, Gallus, Gebhardt, Hinkle, Laible, McGee, Shockley, Mr. President.
Total 10

Absent or not voting: None.
Total 0

Excused: None.
Total 0

**HB 453** (Forty-third Legislative Day - Second Reading - House) - Representative P. Noonan moved HB 453 do pass. Motion carried as follows:
Total 53

Total 47

Excused: None.
Total 0

Absent or not voting: None.
Total 0

**HB 453** (Forty-fourth Legislative Day - Third Reading - House) passed as follows:
Total 52

Total 48

Excused: None.
HB 459  61ST LEGISLATURE (2009)  440

Total  0
Absent or not voting: None.
    Total  0

HB 459  (Fifty-first Legislative Day - Second Reading - House) - Representative Grinde moved HB 459 do pass. Motion carried as follows:

    Total  63
    Total  34
Excused: Howard, Nooney, Reichner.
    Total  3
Absent or not voting: None.
    Total  0

HB 459  (Sixty-fifth Legislative Day - Second Reading - House) - Representative Grinde moved HB 459 do pass. Motion carried as follows:

    Total  72
    Total  28
Excused: None.
    Total  0
Absent or not voting: None.
    Total  0

HB 459  (Sixty-sixth Legislative Day - Third Reading - House) passed as follows:

    Total  78
Total 22
Excused: None.
Total 0
Absent or not voting: None.
Total 0

HB 459 (Seventy-ninth Legislative Day - Second Reading - Senate) - Senator Hawks moved HB 459, second reading copy, be amended as follows:

1. Page 1, lines 17 and 18.
   Following: “all”
   Insert: “school-age children through”
   Following: “districts”
   Strike: “AND STUDENTS REGISTERING WITH A COUNTY SUPERINTENDENT”
Amendment adopted as follows:

Total 34
Nays: Bales, Balyeat, Barkus, Brenden, R. Brown, T. Brown, Curtiss, Esp, Essmann, Hinkle, Jackson, Laible, McGee, Murphy, Peterson, Mr. President.
Total 16
Absent or not voting: None.
Total 0
Excused: None.
Total 0

HB 459 (Seventy-ninth Legislative Day - Second Reading - Senate) - Senator Hawks moved HB 459, as amended, be concurred in. Motion carried as follows:

Total 30
Nays: Bales, Balyeat, Barkus, Brenden, R. Brown, T. Brown, Curtiss, Esp, Essmann, Gebhardt, Hinkle, Jackson, Laible, McGee, Murphy, Perry, Peterson, Shockley, Steinbeisser, Mr. President.
Total 20
Absent or not voting: None.
Total 0
Excused: None.
Total 0

HB 459 (Seventy-ninth Legislative Day - Second Reading - Senate) - Senator Hawks moved HB 459 be concurred in.

HB 459 (Eightieth Legislative Day - Third Reading - Senate), as amended by the Senate, concurred in as follows:

Total 33
HB 459  (Eighty-third Legislative Day - Second Reading - House) - Senate Amendments -
Representative Grinde moved Senate amendments to HB 459 be concurred in. Motion carried as
follows:

Yeas: Ankney, Amtzen, Augare, Barrett, Bean, B. Beck, P. Beck, Becker, Belcourt, Bennett, Berry,
Blasdel, Blewett, Boland, Boss Ribs, Brown, Butcher, Caferro, Campbell, Cohenour, Dickenson,
Driscoll, Ebinger, Fleming, French, Furey, Getz, Glaser, Grinde, Hamilton, Hands, Henry,
Himmelberger, Hiner, Hollenbaugh, Hollenbaugh, Hoven, Howard, Hunter, Jones, Jopek, Klock,
Kottel, MacDonald, MacLaren, Malek, McAlpin, McChesney, McClafferty, McNutt, Mehlhoff, Menahan,
Milburn, A. Noonan, P. Noonan, O’Hara, Pease-Lopez, Peterson, Phillips, Pomnichowski, Regier,
Reichner, Reinhardt, Roberts, Roundstone, Sands, Sesso, Sonju, Stahl, Steenson, Stoker, Taylor, Van
Dyk, Villa, Vincent, Washburn, Welborn, Wilmer, Wilson, Wiseman, Mr. Speaker.

Total 81

Nays: Bennett, Boniek, Hawk, Hendrick, Ingraham, Kasten, Kerns, Lake, McGillvray, Mendenhall, Miller, More,
Morgan, Randall, Sales, Smith, Vance, Wagner, Warburton.

Excused: Nooney.

Total 1

Absent or not voting: None.

Total 0

HB 459  (Eighty-fourth Legislative Day - Third Reading - House) as amended by Senate, passed as
follows:

Yeas: Ankney, Amtzen, Augare, Barrett, Bean, B. Beck, P. Beck, Becker, Belcourt, Berry, Blasdel,
Blewett, Boland, Boss Ribs, Brown, Butcher, Caferro, Campbell, Cohenour, Dickenson, Driscoll,
Ebinger, Fleming, French, Furey, Getz, Glaser, Grinde, Hamilton, Hands, Henry, Himmelberger, Hiner,
Hollensworth, Hollenbaugh, Hoven, Howard, Hunter, Jones, Jopek, Klock, Kottel, MacDonald,
MacLaren, Malek, McAlpin, McChesney, McClafferty, McNutt, Mehlhoff, Menahan, Milburn, Miller, A.
Noonan, P. Noonan, Nooney, O’Hara, Pease-Lopez, Phillips, Pomnichowski, Regier, Reichner,
Reinhardt, Roberts, Roundstone, Sands, Sesso, Sonju, Steenson, Stoker, Taylor, Van Dyk, Villa,
Vincent, Warburton, Washburn, Welborn, Wilmer, Wilson, Wiseman, Mr. Speaker.

Total 81

Nays: Bennett, Boniek, Hawk, Hendrick, Ingraham, Kasten, Kerns, Lake, McGillvray, Mendenhall, Miller, More,
Morgan, Peterson, Randall, Sales, Smith, Vance, Wagner.

Total 19

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 464  (Sixty-sixth Legislative Day - Second Reading - House) - Representative O’Hara moved
HB 464 do pass. Motion carried as follows:

Yeas: Ankney, Amtzen, Augare, Barrett, Bean, B. Beck, Becker, Belcourt, Berry, Blasdel, Blewett,
Boland, Boniek, Boss Ribs, Butcher, Caferro, Campbell, Cohenour, Dickenson, Driscoll, Ebinger,
Fleming, French, Furey, Getz, Glaser, Grinde, Hamilton, Hands, Hendrick, Henry, Himmelberger, Hiner,
Hollensworth, Hollenbaugh, Hoven, Howard, Hunter, Jones, Jopek, Klock, Kottel, Lake, MacDonald,

Total 85


Total 15

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 464  (Sixty-seventh Legislative Day - Third Reading - House)  passed as follows:


Total 78


Total 19

Excused: Howard, Miller.

Total 2

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 464  (Seventy-ninth Legislative Day - Second Reading - Senate)  - Senator T. Brown moved HB 464 be concurred in. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Esp, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 46

Nays: Erickson, Essmann, Hinkle, McGee.

Total 4

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 464  (Eightieth Legislative Day - Third Reading - Senate)  concurred in as follows:

Yeas: Bales, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Esp, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
HB 464  (Eighty-third Legislative Day - Second Reading - House) - Senate Amendments -
Representative O’Hara moved Senate amendments to HB 464 be concurred in. Motion carried as follows:

Yeas: Ankney, Arntzen, Augare, Barrett, Bean, P. Beck, Becker, Belcourt, Bennett, Berry, Blasdel,
Blewett, Boland, Boss Ribs, Brown, Butcher, Campbell, Cohenour, Dickenson, Driscoll, Ebinger,
Fleming, French, Getz, Glaser, Grinde, Hamilton, Hands, Henry, Himmelberger, Hiner,
Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Jones, Jopek, Kasten, Klock, Kottel, MacDonald,
MacLaren, Malek, McAlpin, McChesney, McClafferty, McGillvray, McNutt, Mehlhoff, Menahan, Milburn,
More, A. Noonan, P. Noonan, O’Hara, Pease-Lopez, Peterson, Phillips, Pomnichowski, Randall,
Regier, Reichner, Reinhart, Roberts, Roundstone, Sands, Sesso, Smith, Stahl, Steenson, Stoker,
Speaker.

Total 85

Nays: B. Beck, Boniek, Caferro, Hawk, Hendrick, Ingraham, Kerns, Lake, Mendenhall, Miller, Morgan,
Sales, Sonju, Vincent.

Total 14

Excused: Nooney.

Total 1

Absent or not voting: None.

Total 0

HB 464  (Eighty-fourth Legislative Day - Third Reading - House) as amended by Senate, passed as follows:

Yeas: Ankney, Arntzen, Augare, Barrett, Bean, B. Beck, P. Beck, Becker, Belcourt, Berry, Blasdel,
Blewett, Boland, Boss Ribs, Butcher, Campbell, Cohenour, Dickenson, Driscoll, Ebinger, Fleming,
French, Getz, Glaser, Grinde, Hamilton, Hands, Henry, Himmelberger, Hiner, Hollandsworth,
Hollenbaugh, Hoven, Howard, Hunter, Jones, Jopek, Klock, Kottel, MacDonald, MacLaren, Malek,
McAlpin, McChesney, McClafferty, McGillvray, McNutt, Mehlhoff, Menahan, Mendenhall, Milburn,
More, A. Noonan, P. Noonan, Noonan, O’Hara, Pease-Lopez, Peterson, Phillips, Pomnichowski,
Randall, Regier, Reichner, Reinhart, Roberts, Roundstone, Sands, Sesso, Smith, Stahl, Steenson, Stoker,
Speaker.

Total 84

Nays: Bennett, Boniek, Brown, Caferro, Hawk, Hendrick, Ingraham, Kasten, Kerns, Lake, Miller,
Morgan, Sales, Smith, Sonju, Vincent.

Total 16

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 466  (Forty-third Legislative Day - Second Reading - House) - Representative P. Beck moved
HB 466 do pass. Motion carried as follows:

Yeas: Arntzen, Augare, Barrett, B. Beck, P. Beck, Becker, Belcourt, Berry, Blewett, Boland, Boss Ribs,
Brown, Caferro, Campbell, Cohenour, Dickenson, Driscoll, Ebinger, Fleming, French, Getz,
HB 466 (Forty-fourth Legislative Day - Third Reading - House) passed as follows:
Total 64

Total 36

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 466 (Seventy-first Legislative Day - Second Reading - Senate) - Senator Tutvedt moved HB 466 be concurred in. Motion carried as follows:
Total 49

Nays: Hinkle.
Total 1

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 466 (Seventy-second Legislative Day - Third Reading - Senate) concurred in as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry,
HB 472 (Forty-second Legislative Day - Second Reading - House) - Representative Di. Barrett moved HB 472 do pass. Motion carried as follows:


Total 75


Total 25

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 472 (Sixty-sixth Legislative Day - Second Reading - House) - Representative Di. Barrett moved HB 472 do pass. Motion carried as follows:


Total 74


Total 26

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 472 (Sixty-seventh Legislative Day - Third Reading - House) passed as follows:

Yeas: Ankney, Arntzen, Augare, Barrett, B. Beck, P. Beck, Becker, Belcourt, Blasdel, Blewett, Boland, Boss Ribs, Caferro, Campbell, Cohenour, Dickenson, Driscoll, Ebinger, Fleming, French, Furey, Getz,
HB 475 (Thirty-eighth Legislative Day - Second Reading - House) - Representative Phillips moved HB 475 do pass. Motion carried as follows:


Total 89

Nays: B. Beck, Miller, Randall, Sales, Sonju, Stoker, Vance, Wagner, Welborn, Mr. Speaker.

Total 10

Excused: None.

Total 0

Absent or not voting: Regier.

Total 1

HB 475 (Thirty-ninth Legislative Day - Third Reading - House) passed as follows:


Total 53


Total 43

Excused: Roundstone.

Total 1

Absent or not voting: McNutt, Pease-Lopez, Peterson.

Total 3
HB 475 (Seventy-third Legislative Day - Second Reading - Senate) - Senator Cooney moved HB 475 be concurred in. Motion carried as follows:
Yeas: Bales, Balyeat, Black, Branae, T. Brown, Brueggeman, Cooney, Erickson, Esp, Gillan, Hamlett, Hansen, Hawks, Jen, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Schmidt, Shockley, Squires, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Mr. President.
Total 35
Total 13
Absent or not voting: None.
Total 0
Excused: Gallus, Windy Boy.
Total 0

HB 475 (Seventy-fourth Legislative Day - Third Reading - Senate) concurred in as follows:
Yeas: Bales, Black, Branae, T. Brown, Brueggeman, Cooney, Erickson, Esp, Gillan, Hamlett, Hansen, Hawks, Jackson, Jen, Juneau, Kaufmann, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Schmidt, Shockley, Squires, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Mr. President.
Total 35
Total 15
Absent or not voting: None.
Total 0
Excused: None.
Total 0

HB 477 (Thirty-ninth Legislative Day - Second Reading - House) - Representative Menahan moved HB 477 do pass. Motion carried as follows:
Total 97
Nays: Boniek.
Total 1
Excused: None.
Total 0
Absent or not voting: MacLaren, Pease-Lopez.
Total 2

HB 477 (Fortieth Legislative Day - Third Reading - House) passed as follows:
Yeas: Ankney, Arntzen, Augare, Barrett, Bean, B. Beck, P. Beck, Becker, Belcourt, Bennett, Berry, Blasdel, Blawett, Boland, Boniek, Boss Ribs, Brown, Butcher, Caferro, Campbell, Cohenour, Dickenson, Driscoll, Ebinger, Fleming, French, Furey, Getz, Glaser, Grinde, Hamilton, Hands, Hawk,

Total 100

Nays: None.

Total 0

Absent or not voting: None.

Total 0

HB 477 (Seventy-first Legislative Day - Second Reading - Senate) - Senator Larsen moved HB 477 be concurred in. Motion carried as follows:


Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 477 (Seventy-second Legislative Day - Third Reading - Senate) concurred in as follows:


Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 478 (Fifty-second Legislative Day - Second Reading - House) - Representative Grinde moved HB 478 do pass. Motion carried as follows:

HB 478  61ST LEGISLATURE (2009) 450

  Total 89
Nays: Bean, Hawk, Kerns, Mendenhall, More, Peterson, Taylor, Vincent, Wagner.
  Total 9
Excused: Nooney.
  Total 1
Absent or not voting: Glaser.
  Total 1

HB 478  (Sixtieth Legislative Day - Second Reading - House) - Representative Grinde moved HB 478 do pass. Motion carried as follows:
  Total 90
Nays: Bennett, Kasten, Kerns, Mendenhall, Peterson, Sales, Taylor, Wagner, Welborn.
  Total 9
Excused: None.
  Total 0
Absent or not voting: Glaser.
  Total 1

HB 478  (Sixty-first Legislative Day - Third Reading - House) passed as follows:
  Total 92
Nays: Hawk, Kasten, Kerns, Mendenhall, Peterson, Sales, Taylor, Wagner, Welborn.
  Total 8
Excused: None.
  Total 0
Absent or not voting: None.
  Total 0

HB 478  (Seventy-fifth Legislative Day - Second Reading - Senate) - Senator Jackson moved HB 478, second reading copy, be amended as follows:
  1. Page 5.
     Following: line 22
     Insert: “COORDINATION SECTION. Section 9. Coordination instruction. If Senate Bill No. 38 is not passed and approved, then [this act] is void.”
Renumber: subsequent section
Amendment adopted as follows:

Total 50

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 478 (Seventy-fifth Legislative Day - Second Reading - Senate) - Senator Jackson moved HB 478, as amended, be concurred in. Motion carried as follows:

Total 50

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 478 (Seventy-seventh Legislative Day - Third Reading - Senate) concurred in as follows:

Total 50

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 478 (Eightieth Legislative Day - Second Reading - House) - Senate Amendments - Representative Grinde moved Senate amendments to HB 478 be concurred in. Motion carried as follows:

Yeas: Ankney, Amtzen, Augare, Barrett, B. Beck, P. Beck, Becker, Belcourt, Bennett, Berry, Blasdel, Blewett, Boland, Boniek, Boss Ribs, Brown, Caferro, Campbell, Cohenour, Dickenson, Driscoll,

Total 93

Nays: Bean, Butcher, Mendenhall, Miller, Peterson, Sales, Taylor.

Total 7

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 478  (Eighty-first Legislative Day - Third Reading - House) , as amended by the Senate, passed as follows:


Total 97

Nays: Butcher, Wagner.

Total 2

Excused: None.

Total 0

Absent or not voting: Reichner.

Total 1

HB 480  (Fifty-seventh Legislative Day - Second Reading - House) - Representative Pomnichowski moved HB 480 do pass. Motion carried as follows:


Total 82

Nays: B. Beck, Blasdel, Butcher, Hawk, Kasten, Lake, McGillvray, Mendenhall, Morgan, Peterson, Randall, Reichner, Sales, Smith, Sonju, Vance.

Total 16

Excused: Himmelberger, Nooney.

Total 2

Absent or not voting: None.

Total 0
HB 480 (Fifty-eighth Legislative Day - Third Reading - House) passed as follows:


Total 81


Total 18

Excused: None.

Total 0

Absent or not voting: Hamilton.

Total 1

HB 480 (Seventy-fourth Legislative Day - Second Reading - Senate) - Senator Jent moved HB 480 be concurred in. Motion carried as follows:


Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 480 (Seventy-fifth Legislative Day - Third Reading - Senate) concurred in as follows:


Total 46

Nays: Erickson, Keane, Zinke, Mr. President.

Total 4

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 482 (Forty-third Legislative Day - Second Reading - House) - Representative Howard moved HB 482 do pass. Motion carried as follows:


Total 45
HB 483  61ST LEGISLATURE (2009)  454


Total 99

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Hands.

Total 1

HB 483  (Forty-third Legislative Day - Second Reading - House)  - Representative Jones moved HB 483 be amended as follows:

1. Page 1, line 24.
   Following: “TO A”
   Insert: “material”
2. Page 2, line 17.
   Following: “TO A”
   Insert: “material”
3. Page 19, line 5.
   Following: “TO A”
   Insert: “material”

Motion to amend, carried as follows:


Total 97

Nays: Dickenson, Roundstone, Wiseman.

Total 3

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 483  (Forty-third Legislative Day - Second Reading - House)  - Representative Wilmer moved HB 483 be amended be amended as follows:

1. Page 1, line 24.
   Following: “A”
   Insert: “substantive”
   Strike: “FEDERAL LAW”
   Insert: “the permit or in applicable rule or law”
2. Page 2, line 17.
   Following: “A”
   Insert: “substantive”


HB 483 (Forty-third Legislative Day - Second Reading - House) - Representative Stoker moved for cloture. Motion carried unanimously.

HB 483 (Forty-third Legislative Day - Second Reading - House) - Representative Dickenson moved HB 483 be amended as follows:

1. Page 2, line 20.
   Strike: “the board or”
   Insert: “of the board or”
2. Page 2, line 25.
   Strike: “BOARD OR THE”
   Insert: “BOARD OR THE”
   Strike: “THE BOARD OR”
   Insert: “THE BOARD OR”

Motion to amend, failed as follows:

   Total 49

   Total 50

Excused: None.
   Total 0

Absent or not voting: Barrett.
   Total 1
HB 483  (Forty-third Legislative Day - Second Reading - House) - Representative Jones moved HB 483 as amended, do pass. Motion carried as follows:


Total 71


Total 28

Excused: None.

Total 0

Absent or not voting: Peterson.

Total 1

HB 483  (Forty-fourth Legislative Day - Third Reading - House) - Representative Jones moved HB 483 do pass.

HB 483  (Forty-third Legislative Day - Second Reading - House) - Representative Jones moved HB 483 do pass.

HB 483  (Forty-fourth Legislative Day - Third Reading - House) passed as follows:


Total 68


Total 32

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 483  (Sixty-ninth Legislative Day - Second Reading - Senate) - Senator Black moved HB 483 be concurred in. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Curtiss, Esp, Essmann, Gebhardt, Hamlett, Hinkle, Jackson, Keane, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Zinke, Mr. President.

Total 28


Total 20

Absent or not voting: None.

Total 0

Excused: Erickson, Stewart-Peregoy.
HB 483 (Seventieth Legislative Day - Third Reading - Senate) concurred in as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gallus, Gebhardt, Hamlett, Hinkle, Jackson, Keane, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Zinke, Mr. President.

Total 30


Total 20

Absent or not voting: None.

Excused: None.

Total 0

HB 483 (Eighty-third Legislative Day - Second Reading - House) - Governor’s Amendments - Representative Jones moved Governor’s amendments to HB 483 be concurred in. Motion carried as follows:


Total 95

Nays: Lake, Mendenhall, Miller, More.

Total 4

Excused: Nooney.

Total 1

Absent or not voting: None.

Total 0

HB 483 (Eighty-fourth Legislative Day - Third Reading - House) as amended by Senate, passed as follows:


Total 94

Nays: Blewett, Driscoll, Hands, Henry, Reinhart, Wiseman.

Total 6

Excused: None.

Total 0

Absent or not voting: None.

Total 0
HB 483  (Eighty-fifth Legislative Day - Second Reading - Senate) - Governor's Amendments -
Senator Black moved Governor's amendments to HB 483 be concurred in. Motion carried as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, T. Brown, Brueggeman, Cooney, 
Curtiss, Erickson, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, 
Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Ripley, 
Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, 
Wanzenried, Williams, Windy Boy, Zinke.
Total 46
Nays: R. Brown, Esp, McGee, Mr. President.
Total 4
Absent or not voting: None.
Total 0
Excused: None.
Total 0

HB 483  (Eighty-sixth Legislative Day - Third Reading - Senate) , as amended by the Governor,
concurred in as follows:
Yeas: Bales, Barkus, Barrett, Black, Branae, Brenden, T. Brown, Brueggeman, Cooney, Curtiss, 
Erickson, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hawks, Jackson, Jent, Juneau, Keane, Laible, 
Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Steinbeisser, 
Stewart-Peregoy, J. Tropila, Tutvedt, Windy Boy, Zinke, Mr. President.
Total 39
Total 10
Absent or not voting: None.
Total 0
Excused: Hansen.
Total 1

HB 486  (Forty-third Legislative Day - Second Reading - House) - Representative MacLaren moved 
HB 486 do pass. Motion carried as follows:
Yeas: Ankney, Arntzen, Augare, Barrett, Bean, B. Beck, P. Beck, Becker, Belcourt, Bennett, Berry, 
Blewett, Boland, Boss Ribs, Butcher, Caferro, Campbell, Cohencour, Dickenson, Driscoll, Ebinger, 
Fleming, French, Furye, Getz, Glaser, Grinde, Hamilton, Hands, Hawk, Hendrick, Henry, 
Himmelberger, Hiner, Hollandsrorth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jones, Jopek, 
Kasten, Kerns, Klock, Kottel, Lake, MacDonald, MacLaren, Malek, McAlpin, McChesney, McClafferty, 
McGillvary, McNutt, Mehlhoff, Menahan, Mendenhall, Milburn, Miller, Morgan, A. Noonan, P. Noonan, 
Nooney, O'Hara, Peterson, Phillips, Regier, Reichner, Reinhart, Roberts, Roundstone, Sands, Sesso, 
Smith, Stahl, Steensons, Stoker, Taylor, Vance, Van Dyk, Villa, Vincent, Warburton, Washburn, 
Welborn, Wilmer, Wilson, Wiseman, Mr. Speaker.
Total 90
Total 9
Excused: None.
Total 0
Absent or not voting: Randall.
Total 1

HB 486  (Forty-fourth Legislative Day - Third Reading - House) passed as follows:
Yeas: Ankney, Arntzen, Augare, Barrett, Bean, B. Beck, P. Beck, Becker, Belcourt, Bennett, Berry, 
Blasdel, Blewett, Boland, Boss Ribs, Butcher, Caferro, Campbell, Cohencour, Dickenson, 
Driscoll, Ebinger, Fleming, French, Furye, Getz, Glaser, Grinde, Hamilton, Hands, Hawk, Hendrick,
HB 486  (Seventy-first Legislative Day - Second Reading - Senate) - Senator Esp moved HB 486 be concurred in.

HB 486  (Seventy-first Legislative Day - Second Reading - Senate) - Senator Esp moved HB 486, second reading copy, be amended as follows:

1. Page 9, line 1.
   Strike: “density,”
   Amendment adopted as follows:

   Total 48

Nays: Erickson, Hawks.
   Total 2

Absent or not voting: None.
   Total 0

Excused: None.
   Total 0

HB 486  (Seventy-first Legislative Day - Second Reading - Senate) - Senator Esp moved HB 486, as amended, be concurred in. Motion carried as follows:

   Total 48

Nays: Brenden, Curtiss.
   Total 2

Absent or not voting: None.
   Total 0

Excused: None.
   Total 0

HB 486  (Seventy-third Legislative Day - Third Reading - Senate) concurred in as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, R. Brown, T. Brown, Brueggeman, Cooney, Erickson, Esp, Essmann, Gallus, Gillan, Hamlett, Hansen, Hawks, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Zinke, Mr. President.

Total 43

Nays: Brenden, Curtiss, Gebhardt, Hinkle, McGee, Shockley.

Total 6

Absent or not voting: None.

Total 0

Excused: Windy Boy.

Total 1

HB 486 (Seventy-fifth Legislative Day - Second Reading - House) - Senate Amendments - Representative MacLaren moved Senate amendments to HB 486 not be concurred in. Motion carried as follows:


Total 93

Nays: Kasten, Mendenhall, Sales, Vance, Wagner.

Total 5

Excused: Glaser.

Total 1

Absent or not voting: Blewett.

Total 1

HB 486 (Eighty-fourth Legislative Day - Second Reading - House) - Conference Committee Report No. 1 - Representative MacLaren moved the Conference Committee report to HB 486 be adopted. Motion carried as follows:


Total 67


Total 31

Excused: None.

Total 0

Absent or not voting: Boss Ribs, Hawk.

Total 2
HB 486 (Eighty-fifth Legislative Day - Third Reading - Senate), Conference Committee Report No. 1, adopted as follows:

Yeas: Bales, Black, Branae, Brueggeman, Cooney, Erickson, Esp, Essmann, Gallus, Gillan, Hamlett, Hansen, Hawks, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Moss, Murphy, Perry, Peterson, Schmidt, Squires, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 35


Total 15

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 486 (Eighty-fifth Legislative Day - Third Reading - House) Conference Committee report, adopted as follows:


Total 70


Total 30

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 487 (Sixtieth Legislative Day - Second Reading - House) - Representative McNutt moved HB 487 do pass. Motion failed as follows:


Total 97

Nays: Sales, Wagner.

Total 2

Excused: None.

Total 0

Absent or not voting: Stahl.

Total 1
HB 487  (Sixty-fifth Legislative Day - Second Reading - House) - Representative McNutt moved HB 487 do pass. Motion carried as follows:


Total 93

Nays: Hawk, Kasten, Kerns, Lake, Sales.

Total 5

Excused: None.

Total 0

Absent or not voting: Grinde, A. Noonan.

Total 2

HB 487  (Sixty-sixth Legislative Day - Third Reading - House) passed as follows:


Total 96

Nays: Kerns, Lake, Sales, Wagner.

Total 4

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 487  (Seventy-sixth Legislative Day - Second Reading - Senate) - Senator Tutvedt moved HB 487 be concurred in. Motion carried as follows:


Total 39

Nays: Branae, Cooney, Erickson, Esp, Juneau, Kaufmann, Keane, Moss, Schmidt, M. Tropila, Williams.

Total 11

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 487  (Seventy-seventh Legislative Day - Third Reading - Senate) concurred in as follows:
Total 40

Nays: Branae, Cooney, Erickson, Hawks, Juneau, Kaufmann, Keane, Moss, Schmidt, Windy Boy.
Total 10

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 488 (Forty-third Legislative Day - Second Reading - House) - Representative Jones moved HB 488 do pass. Motion carried as follows:
Total 94

Nays: Bean, Brown, Reichner, Roundstone, Sonju.
Total 5

Excused: None.
Total 0

Absent or not voting: McGillvray.
Total 1

HB 488 (Forty-fourth Legislative Day - Third Reading - House) passed as follows:
Total 97

Nays: Bean, Brown, Hamilton.
Total 3

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 488 (Sixty-ninth Legislative Day - Second Reading - Senate) - Senator Laible moved HB 488 be concurred in. Motion carried as follows:
HB 488 61ST LEGISLATURE (2009) 464

   Total 29

Nays: Balyeat, Barrett, Brenden, R. Brown, Curtiss, Esp, Gallus, Murphy, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Tutvedt, Wanzenried, Mr. President.
   Total 17

Absent or not voting: None.
   Total 0

Excused: Barkus, Erickson, Perry, Stewart-Peregoy.
   Total 4

HB 488 (Seventieth Legislative Day - Third Reading - Senate) concurred in as follows:
   Total 34

Nays: Balyeat, Barrett, Brenden, R. Brown, Cooney, Curtiss, Esp, Gallus, Hinkle, Larsen, Murphy, Peterson, Ripley, Shockley, Wanzenried, Mr. President.
   Total 16

Absent or not voting: None.
   Total 0

Excused: None.
   Total 0

HB 488 (Seventy-third Legislative Day - Second Reading - House) - Senate Amendments -
Representative Jones moved Senate amendments to HB 488 be concurred in. Motion carried as follows:
   Total 97

Nays: Bean, Wagner.
   Total 2

Excused: None.
   Total 0

Absent or not voting: Hands.
   Total 1

HB 488 (Seventy-fourth Legislative Day - Third Reading - House) , as amended by the Senate, passed as follows:
HB 490 (Forty-first Legislative Day - Second Reading - House) - Representative Van Dyk moved HB 490 do pass. Motion carried as follows:


Total 94

Nays: Bean, Kasten, Wagner.
Total 3

Excused: Hiner.
Total 1

Absent or not voting: Sesso, Van Dyk.
Total 2

HB 490 (Forty-second Legislative Day - Third Reading - House) passed as follows:


Total 88

Nays: Bean, Boniek, Hawk, Lake, Mendenhall, Sales, Wagner, Warburton.
Total 8

Excused: Butcher, Howard.
Total 2

Absent or not voting: P. Beck.
Total 1

HB 490 (Sixty-ninth Legislative Day - Second Reading - Senate) - Senator J. Peterson moved consideration of HB 490 be passed for the day. Motion carried.
HB 495 (Thirty-ninth Legislative Day - Second Reading - House) - Representative Arntzen moved HB 495 do pass. Motion carried as follows:


Total 80


Total 19

Excused: None.

Total 0

Absent or not voting: Pease-Lopez.

Total 1

HB 495 (Fortieth Legislative Day - Third Reading - House) passed as follows:


Total 81


Total 19

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 495 (Seventieth Legislative Day - Second Reading - Senate) - Senator Essmann moved HB 495 be concurred in. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Essmann, Gallus, Gillan, Hamlett, Hansen, Hawks, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Riple, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzennied, Williams, Windy Boy, Zinke, Mr. President.

Total 46

Nays: Esp, Gebhardt, Hinkle, McGee.

Total 4

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 495 (Seventy-first Legislative Day - Third Reading - Senate) concurred in as follows:
HB 499 (Forty-second Legislative Day - Second Reading - House) - Representative French moved HB 499 do pass. Motion carried as follows:


Total 82


Total 18

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 499 (Fifty-ninth Legislative Day - Second Reading - House) - Representative French moved HB 499 do pass. Motion carried as follows:


Total 80


Total 19

Excused: None.

Total 0

Absent or not voting: Reichner.

Total 1

HB 499 (Sixtieth Legislative Day - Third Reading - House) passed as follows:
HB 499  61ST LEGISLATURE (2009)  468

Total 76

Total 24

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 499  (Seventy-second Legislative Day - Second Reading - Senate)  - Senator Brenden moved HB 499 be concurred in. Motion carried as follows:
Total 50

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 499  (Seventy-third Legislative Day - Third Reading - Senate)  concurred in as follows:
Total 47

Nays: Esp, Mr. President.
Total 2

Absent or not voting: None.
Total 0

Excused: Windy Boy.
Total 1

HB 504  (Forty-third Legislative Day - Second Reading - House)  - Representative Reinhart moved HB 504 do pass. Motion carried as follows:
Yeas: Ankney, Arntzen, Augare, Barrett, P. Beck, Becker, Belcourt, Berry, Blewett, Boland, Boniek, Boss Ribs, Cafferro, Campbell, Cohenour, Dickenson, Driscoll, Ebinger, Fleming, French, Furey, Getz, Grinde, Hamilton, Hands, Hendrick, Henry, Hiner, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jopek, Kasten, Klock, Kottel, MacDonald, MacLaren, Malek, McAlpin, McChesney, McClafferty,
HB 504  (Forty-fourth Legislative Day - Third Reading - House) passed as follows:
Total 91
Total 9
Excused: None.
Total 0
Absent or not voting: None.
Total 0

HB 504  (Seventy-first Legislative Day - Second Reading - Senate) - Senator Moss moved HB 504 be concurred in. Motion carried as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, T. Brown, Brueggeman, Cooney, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jackson, Jenet, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzennried, Williams, Windy Boy, Zinke, Mr. President.
Total 46
Total 4
Absent or not voting: None.
Total 0
Excused: None.
Total 0

HB 504  (Seventy-second Legislative Day - Third Reading - Senate) concurred in as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, T. Brown, Brueggeman, Cooney, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jenet, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzennried, Williams, Windy Boy, Zinke, Mr. President.
Total 45
HB 508

(Sixtieth Legislative Day - Second Reading - House) - Representative Lake moved HB 508 do pass. Motion carried as follows:


Total 52


Total 6

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 509

(Thirty-eighth Legislative Day - Second Reading - House) - Representative Ingraham moved HB 509 do pass. Motion carried as follows:


Total 94

Nays: Jopek, Pomnichowski, Villa, Warburton, Wiseman, Mr. Speaker.

Total 6

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 509

(Thirty-ninth Legislative Day - Third Reading - House) passed as follows:


Total 91

Nays: Bennett, Jopek, Phillips, Pomnichowski, Villa, Mr. Speaker.

Total 6

Excused: Roundstone.

Total 1

Absent or not voting: McGillvray, Pease-Lopez.

Total 2

HB 509 (Sixty-ninth Legislative Day - Second Reading - Senate) - Senator Cooney moved HB 509 be concurred in. Motion carried as follows:


Total 48

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Erickson, Stewart-Peregoy.

Total 2

HB 509 (Seventieth Legislative Day - Third Reading - Senate) concurred in as follows:


Total 48

Nays: Gallus, Mr. President.

Total 2

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 512 (Forty-third Legislative Day - Second Reading - House) - Representative Cohenour moved HB 512 do pass. Motion carried as follows:


Total 90

Nays: Fleming, Hawk, Lake, Regier, Stoker.
HB 513  61ST LEGISLATURE (2009)  472

HB 513 (Forty-third Legislative Day - Second Reading - House) - Representative Cohenour moved HB 513 do pass. Motion carried as follows:


Total 89

Nays: Boniek, Brown, Hawk, Lake, Mendenhall, Miller, Roberts, Sales, Sonju, Stoker.

Total 10

Excused: None.

Total 0

Absent or not voting: Smith.

Total 1

HB 513 (Forty-fourth Legislative Day - Third Reading - House) passed as follows:


Total 92

Nays: Boniek, Brown, Hawk, Lake, Mendenhall, Miller, Roberts, Sales, Stoker.

Total 8

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 513 (Seventieth Legislative Day - Second Reading - Senate) - Senator Zinke moved HB 513 be concurred in. Motion carried as follows:

Yeas: Bales, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzennried, Williams, Windy Boy, Zinke, Mr. President.

Total 49

Nays: Balyeat.

Total 1
Absent or not voting: None.
   Total 0

Excused: None.
   Total 0

**HB 513** (Seventy-first Legislative Day - Third Reading - Senate) concurred in as follows:
   Total 42
Nays: Balyeat, Barkus, Esp, Gallus, Hinkle, Jackson, Mcgee, Mr. President.
   Total 8

Absent or not voting: None.
   Total 0

Excused: None.
   Total 0

**HB 515** (Forty-first Legislative Day - Second Reading - House) - Representative McAlpin moved HB 515 do pass. Motion carried as follows:
   Total 94
Nays: Boniek, Mendenhall, Peterson.
   Total 4

Excused: Butcher, Howard.
   Total 2

Absent or not voting: None.
   Total 0

**HB 515** (Forty-second Legislative Day - Third Reading - House) passed as follows:
   Total 96
Nays: Boniek, Mendenhall, Peterson.
   Total 3

Excused: Berry.
   Total 1
HB 517  (Forty-third Legislative Day - Second Reading - House) - Representative Hollenbaugh moved HB 517 do pass. Motion carried as follows:


Total 92

Nays: Butcher, Hawk, Lake, Mendenhall, Miller, More, Sales, Welborn.

Total 8

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 517  (Forty-fourth Legislative Day - Third Reading - House) passed as follows:


Total 89

Nays: Butcher, Hawk, Lake, Mendenhall, Milburn, More, Sales, Taylor, Vincent, Wagner, Welborn.

Total 11

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 517  (Sixty-ninth Legislative Day - Second Reading - Senate) - Senator Esp moved HB 517 be concurred in. Motion carried as follows:


Total 46

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Barkus, Erickson, Perry, Stewart-Peregoy.
HB 517 (Seventieth Legislative Day - Third Reading - Senate) concurred in as follows:


Total 50
Nays: None.

Absent or not voting: None.

Excused: None.

Total 0

HB 517 (Seventy-third Legislative Day - Second Reading - House) - Senate Amendments - Representative Hollenbaugh moved Senate amendments to HB 517 be concurred in. Motion carried as follows:


Total 95
Nays: Howard, Morgan, Vincent, Wagner.

Total 4

Excused: None.

Total 0

Absent or not voting: Hoven.

Total 1

HB 517 (Seventy-fourth Legislative Day - Third Reading - House), as amended by the Senate, passed as follows:


Total 91
Nays: Howard, Mendenhall, More, Sales, Wagner.

Total 5

Excused: Hiner.

Total 1

Absent or not voting: Sesso, Taylor, Van Dyk.
HB 522 (Forty-third Legislative Day - Second Reading - House) - Representative Reinhart moved HB 522 do pass. Motion carried as follows:


Total 72


Total 27

Excused: None.

Total 0

Absent or not voting: P. Noonan.

Total 1

HB 522 (Forty-fourth Legislative Day - Third Reading - House) passed as follows:


Total 61


Total 22

HB 529 (Forty-third Legislative Day - Second Reading - House) - Representative Jones moved HB 529 do pass. Motion carried as follows:


Total 78


Total 22
HB 529 (Forty-fourth Legislative Day - Third Reading - House) passed as follows:


Total 71


Total 29

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 529 (Seventieth Legislative Day - Second Reading - Senate) - Senator Black moved HB 529 be concurred in. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essman, Gebhardt, Gillan, Hamlett, Hinkle, Jackson, Keane, Laible, Lewis, McGe, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Steinbeisser, Tutvedt, Mr. President.

Total 31


Total 19

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 529 (Seventy-first Legislative Day - Third Reading - Senate) concurred in as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essman, Gebhardt, Gillan, Hamlett, Hawks, Hinkle, Jackson, Jent, Keane, Laible, Lewis, McGe, Murphy, Perry, Peterson, Ripley, Shockley, Squires, Steinbeisser, Tutvedt, Windy Boy, Mr. President.

Total 33


Total 17

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 530 (Forty-third Legislative Day - Second Reading - House) - Representative Arntzen moved HB 530 do pass. Motion carried as follows:
HB 530  61ST LEGISLATURE (2009)  478


Total 98

Nays: Boniek, More.

Total 2

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 530  (Forty-fourth Legislative Day - Third Reading - House) passed as follows:


Total 94

Nays: Boniek, Brown, Hawk, Lake, More, Sales.

Total 6

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 530  (Sixty-seventh Legislative Day - Second Reading - Senate) - Senator Balyeat moved HB 530 be concurred in. Motion carried as follows:


Total 47

Nays: Hawks, Jent, Perry.

Total 3

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 530  (Sixty-eighth Legislative Day - Third Reading - Senate) concurred in as follows:

Total 45

Nays: Hawks, Jent, Keane, McGee, Perry.

Total 5

Absent or not voting: None.

Total 0

HB 531 (Forty-first Legislative Day - Second Reading - House) - Rep. Campbell moved to pass consideration for the day on HB 531. Motion carried.

HB 531 (Forty-second Legislative Day - Second Reading - House) - Representative Nooney moved HB 531 do pass. Motion carried as follows:


Total 66


Total 34

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 531 (Forty-third Legislative Day - Third Reading - House) passed as follows:


Total 65


Total 35

Excused: None.

Total 0

Absent or not voting: None.

Total 0
HB 531  (Seventieth Legislative Day - Second Reading - Senate) - Senator J. Peterson moved consideration of HB 531 be passed for the day. Motion carried.

HB 531  (Seventy-first Legislative Day - Second Reading - Senate) - Senator Brueggeman moved HB 531, second reading copy, be amended as follows:

1. Title, line 5.
Strike: “AND”
2. Title, line 6.
Following: “MCA”
Insert: “; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE”
Insert: “NEW SECTION. Section 3. Saving clause. [This act] does not affect any contracts that were entered into before or are renewed after [the effective date of this act] or the ability to issue citations pursuant to those contracts. [This act] does not affect any rights and duties that matured, penalties that were incurred, or proceedings that were begun before [the effective date of this act].”
Insert: “NEW SECTION. Section 4. Effective date. [This act] is effective on passage and approval.”

Amendment adopted as follows:

Yeas: Bales, Barkus, Barrett, Black, Branae, Brenden, R. Brown, Brueggeman, Cooney, Erickson, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Perry, Peterson, Ripley, Schmidt, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Wanzenried, Williams, Mr. President.
Total 38

Nays: Black, Branae, Cooney, Erickson, Gallus, Gebhardt, Gillan, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Moss, Schmidt.
Total 13

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 531  (Seventy-first Legislative Day - Second Reading - Senate) - Senator Windy Boy moved HB 531 be concurred in.

HB 531  (Seventy-first Legislative Day - Second Reading - Senate) - Senator Windy Boy moved HB 531, as amended, be concurred in. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Brenden, R. Brown, Brueggeman, Curtiss, Esp, Essmann, Hinkle, McGe, Murphy, Shockley, Tutvedt, Windy Boy, Zinke.
Total 37

Nays: Black, Branae, Cooney, Erickson, Gillan, Hansen, Hawks, Juneau, Kaufmann, Keane, Laible, Moss, Schmidt.
Total 13

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 531  (Seventy-first Legislative Day - Second Reading - Senate) - Senator Brueggeman moved HB 531, second reading copy, be amended as follows:

1. Page 2, line 7.
Following: “SUBSECTION”
Strike: “(2)(B)”
Insert: “(2)(a)”
Amendment adopted as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Miss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Pereyog, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
Total 50
Nays: None.
Total 0
Absent or not voting: None.
Total 0
Excused: None.
Total 0

HB 531 (Seventy-third Legislative Day - Third Reading - Senate) concurred in as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gallus, Gebhardt, Hamlett, Hinkle, Jackson, Jent, Laible, Larsen, Laslovich, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Pereyog, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Zinke, Mr. President.
Total 38
Nays: Black, Branae, Cooney, Erickson, Gillan, Hansen, Hawks, Juneau, Kaufmann, Keane, Moss.
Total 11
Absent or not voting: None.
Total 0
Excused: Windy Boy.
Total 1

HB 531 (Seventy-seventh Legislative Day - Second Reading - House) - Senate Amendments - Representative Nooney moved Senate amendments to HB 531 be not concurred in. Motion carried as follows:

Total 58
Total 42
Excused: None.
Total 0
Absent or not voting: None.
Total 0

HB 531 (Eighty-fourth Legislative Day - Second Reading - Senate) - Conference Committee Report No. 1 - Senator Brueggeman moved the Conference Committee report to HB 531 be adopted. Motion carried as follows:
HB 531 61ST LEGISLATURE (2009) 482

Total 36

Nays: Black, Branae, Cooney, Erickson, Gillan, Hansen, Hawks, Juneau, Kaufmann, Keane, Laslovich, Moss, Schmidt, Williams.
Total 14

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 531 (Eighty-fourth Legislative Day - Second Reading - House) - Conference Committee Report No. 1 - Representative Nooney moved the Conference Committee report to HB 531 be adopted.
Motion carried as follows:
Total 67

Total 33

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 531 (Eighty-fifth Legislative Day - Third Reading - House) Conference Committee report, adopted as follows:
Total 75

Total 25

Excused: None.
Total 0

Absent or not voting: None.
Total 0
HB 531 (Eighty-fifth Legislative Day - Third Reading - Senate), Conference Committee Report No. 1, adopted as follows:


Total 33

Nays: Black, Branae, Cooney, Curtiss, Erickson, Gillan, Hansen, Hawks, Juneau, Kaufmann, Keane, Larsen, Moss, Ripley, Schmidt, Steinbeisser, Williams.

Total 17

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 533 (Thirty-ninth Legislative Day - Second Reading - House) - Representative Taylor moved HB 533 do pass. Motion carried as follows:


Total 79


Total 20

Excused: None.

Total 0

Absent or not voting: Pease-Lopez.

Total 1

HB 533 (Fortieth Legislative Day - Third Reading - House) passed as follows:


Total 76


Total 24

Excused: None.

Total 0

Absent or not voting: None.

Total 0
HB 533 (Seventy-second Legislative Day - Second Reading - Senate) - Senator Jent moved HB 533 be concurred in. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Perry, Peterson, Schmidt, Shockley, Squires, Steinbeisser, Tutvedt, Wanzenried, Williams, Mr. President.

Total 40

Nays: Erickson, Juneau, Kaufmann, Murphy, Ripley, Stewart-Peregoy, J. Tropila, M. Tropila, Windy Boy, Zinke.

Total 10

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 533 (Seventy-third Legislative Day - Third Reading - Senate) concurred in as follows:

Yeas: Bales, Balyeat, Barkus, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Perry, Peterson, Schmidt, Shockley, Squires, Steinbeisser, Tutvedt, Wanzenried, Williams, Mr. President.

Total 38

Nays: Barrett, Erickson, Juneau, Kaufmann, Keane, Murphy, Ripley, Stewart-Peregoy, J. Tropila, M. Tropila, Windy Boy, Zinke.

Total 12

Paired: Barkus, Aye; Windy Boy, No.

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 534 (Forty-second Legislative Day - Second Reading - House) - Representative Campbell moved HB 534 do pass. Motion carried as follows:


Total 67


Total 31

Excused: None.

Total 0

Absent or not voting: Jones, Welborn.

Total 2

HB 534 (Forty-third Legislative Day - Third Reading - House) passed as follows:

Yeas: Ankney, Arntzen, Augare, Barrett, P. Beck, Becker, Belcourt, Blewett, Boland, Boss Ribs, Brown, Butcher, Caferro, Campbell, Cohenour, Dickenson, Driscoll, Ebinger, Fleming, French, Furey, Getz,


Total 71

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 534  (Seventy-first Legislative Day - Second Reading - Senate) - Senator J. Peterson moved consideration of HB 534 and HB 40 be passed for the day. Motion carried.

HB 534  (Seventy-second Legislative Day - Second Reading - Senate) - Senator Shockley moved HB 534 be concurred in. Motion carried as follows:

Yeas: Bales, Barrett, Black, Branae, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gullus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jen, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 46

Nays: Balyeat, Barkus, Brenden, R. Brown.

Total 4

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 534  (Seventy-third Legislative Day - Third Reading - Senate) concurred in as follows:

Yeas: Bales, Balyeat, Barrett, Black, Branae, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gullus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jackson, Jen, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Mr. President.

Total 44


Total 5

Absent or not voting: None.

Total 0

Excused: Windy Boy.

Total 1

HB 534  (Seventy-fifth Legislative Day - Second Reading - House) - Senate Amendments - Representative Campbell moved Senate amendments to HB 534 be concurred in. Motion carried as follows:

Yeas: Ankney, Augare, Barrett, Bean, B. Beck, P. Beck, Becker, Belcourt, Bennett, Blewett, Boland, Boss Ribs, Butcher, Caferro, Campbell, Cohenour, Dickenson, Driscoll, Ebinger, Fleming, French, Furey, Getz, Grinde, Hamilton, Hands, Hawk, Henry, Himmelberger, Hiner, Hollandsworth,
HB 534  61ST LEGISLATURE (2009)  486


Total 84


Total 13

Excused: Glaser.

Total 1

Absent or not voting: Arntzen, Jones.

Total 2

**HB 534** (Seventy-sixth Legislative Day - Third Reading - House), as amended by the Senate, passed as follows:


Total 81


Total 17

Excused: None.

Total 0

Absent or not voting: Hoven, Stahl.

Total 2

**HB 536** (Forty-third Legislative Day - Second Reading - House) - Representative Malek moved HB 536 do pass. Motion carried as follows:


Total 86


Total 12

Excused: None.

Total 0

Absent or not voting: Himmelberger, Morgan.

Total 2
HB 536 (Forty-fourth Legislative Day - Third Reading - House) passed as follows:
Total 82

Total 17

Excused: None.
Total 0

Absent or not voting: Blasdel.
Total 1

HB 536 (Seventy-second Legislative Day - Second Reading - Senate) - Senator Laslovich moved HB 536, second reading copy, be amended as follows:

1. Title, line 5 through line 6.
   Following: line 4
   Strike: line 5 through "RESTRICTION;" on line 6
2. Page 2, line 12.
   Following: "shall"
   Insert: "restrict the person to driving only a motor vehicle equipped with a functioning ignition interlock device during the probationary period or"
   Following: "that" on line 12
   Strike: remainder of line 12 through "(a)" on line 13
   Following: "61-8-421"
   Strike: "; or"
   Insert: "."
5. Page 2, line 15 through line 18.
   Strike: subsection (b) in its entirety

Amendment adopted as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzennried, Williams, Windy Boy, Zinke, Mr. President.
Total 49

Nays: Juneau.
Total 1

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 536 (Seventy-second Legislative Day - Second Reading - Senate) - Senator Laslovich moved HB 536 be concurred in.
HB 536 (Seventy-second Legislative Day - Second Reading - Senate) - Senator Laslovich moved HB 536, as amended, be concurred in. Motion carried as follows:

Total 43

Nays: Barkus, Brenden, Gebhardt, Juneau, Murphy, Peterson, Tutvedt.
Total 7

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 536 (Seventy-third Legislative Day - Third Reading - Senate) concurred in as follows:

Yeas: Bales, Balyeat, Barrett, Black, Branae, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Stewart-Peregoy, J. Tropila, M. Tropila, Wanzennried, Williams, Mr. President.
Total 41

Nays: Barkus, Brenden, Gebhardt, Juneau, Murphy, Steinbeisser, Tutvedt, Zinke.
Total 8

Absent or not voting: None.
Total 0

Excused: Windy Boy.
Total 1

HB 536 (Seventy-fifth Legislative Day - Second Reading - House) - Senate Amendments - Representative Malek moved Senate amendments to HB 536 be concurred in. Motion carried as follows:

Total 97

Nays: Miller, Wagner.
Total 2

Excused: Glaser.
Total 1

Absent or not voting: None.
Total 0

HB 536 (Seventy-sixth Legislative Day - Third Reading - House), as amended by the Senate, passed as follows:

Total 93


Total 6

Excused: None.

Total 0

Absent or not voting: Blasdel.

Total 1

HB 536 (Eighty-fifth Legislative Day - Second Reading - House) - Governor’s Amendments - Representative Malek moved Governor’s amendments to HB 536 be concurred in. Motion carried as follows:


Total 91


Total 9

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 536 (Eighty-sixth Legislative Day - Second Reading - Senate) - Governor’s Amendments - Senator Laslovich moved Governor’s amendments to HB 536 be concurred in. Motion carried as follows:


Total 49

Nays: Juneau.

Total 1

Absent or not voting: None.

Total 0

Excused: None.

Total 0
**HB 536** (Eighty-sixth Legislative Day - Third Reading - House)  Governor’s Amendments, passed as follows:


Total 85


Total 15

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**HB 536** (Eighty-seventh Legislative Day - Third Reading - Senate) , as amended by the Governor, concurred in as follows:

Yeas: Balyeat, Barkus, Barrett, Black, Branae, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gillan, Hamlett, Hawks, Hinkle, Jackson, Jen, Kaufmann, Keane, Laible, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisner, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wansenried, Williams, Windy Boy, Zinke, Mr. President.

Total 44

Nays: Bales, Brenden, Gebhardt, Juneau.

Total 4

Absent or not voting: None.

Total 0

Excused: Hansen, Larsen.

Total 2

**HB 542** (Forty-second Legislative Day - Second Reading - House) - Representative Vance moved HB 542 do pass. Motion carried as follows:


Total 94

Nays: Caferro, Wiseman, Mr. Speaker.

Total 3

Excused: None.

Total 0

Absent or not voting: Hunter, McChesney, Sands.

Total 3
HB 542 (Forty-third Legislative Day - Third Reading - House) passed as follows:


Total 99

Nays: Mr. Speaker.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 542 (Sixty-ninth Legislative Day - Second Reading - Senate) - Senator J. Tropila moved HB 542 be concurred in. Motion carried as follows:


Total 46

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Barkus, Erickson, Perry, Stewart-Peregoy.

Total 4

HB 542 (Seventieth Legislative Day - Third Reading - Senate) concurred in as follows:


Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 544 (Forty-first Legislative Day - Second Reading - House) - Representative Vincent moved HB 544 do pass. Motion carried as follows:

Yeas: Ankney, Arntzen, Augare, Barrett, Bean, B. Beck, P. Beck, Becker, Belcourt, Bennett, Berry, Blasdel, Blewett, Boland, Boniek, Boss Ribs, Brown, Caferro, Campbell, Cohenour, Dickenson, Driscoll,

Total 97

Nays: None.

Total 0

Excused: Butcher, Howard.

Total 2

Absent or not voting: Hands.

Total 1

HB 544 (Forty-second Legislative Day - Third Reading - House) passed as follows:


Total 99

Nays: None.

Total 0

Excused: Berry.

Total 1

Absent or not voting: None.

Total 0

HB 544 (Sixty-ninth Legislative Day - Second Reading - Senate) - Senator R. Brown moved HB 544 be concurred in. Motion carried as follows:


Total 44

Nays: Cooney, Kaufmann.

Total 2

Absent or not voting: None.

Total 0

Excused: Barkus, Erickson, Perry, Stewart-Peregoy.

Total 4

HB 544 (Seventieth Legislative Day - Third Reading - Senate) concurred in as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley,
Schmidt, Shockley, Squires, Steinbeisser, Stewart-Pereyog, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 48

Nays: Cooney, Kaufmann.

Total 2

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 544 (Seventy-third Legislative Day - Second Reading - House) - Senate Amendments -
Representative Vincent moved Senate amendments to HB 544 be concurred in. Motion carried as follows:


Total 99

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Hendrick.

Total 1

HB 544 (Seventy-fourth Legislative Day - Third Reading - House), as amended by the Senate, passed as follows:


Total 96

Nays: None.

Total 0

Excused: Hiner.

Total 1

Absent or not voting: Sales, Sesso, Van Dyk.

Total 3

HB 545 (Forty-third Legislative Day - Second Reading - House) - Representative Vincent moved HB 545 do pass.
HB 545 (Forty-third Legislative Day - Second Reading - House) - Representative Vincent moved HB 545 as amended, do pass. Motion carried as follows:


Total 96

Nays: Belcourt, Roundstone.

Total 2

Excused: None.

Total 0

Absent or not voting: Sales, Sonju.

Total 2

HB 545 (Forty-third Legislative Day - Second Reading - House) - Representative Ingraham moved HB 545 be amended as follows:

1. Page 2, line 28 through line 30.
   Strike: subsection (v) in its entirety
   Insert: “(v)(A) subject to subsection (4)(a)(v)(B), one resident taxpayer appointed by each of the three county officials described in subsection (4)(a)(ii).
   (B) The appointments in subsection (4)(a)(v)(A) are not mandatory.”

Motion to amend, carried as follows:


Total 98

Nays: P. Noonan, Roundstone.

Total 2

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 545 (Forty-fourth Legislative Day - Third Reading - House) passed as follows:

HB 545 (Fifty-ninth Legislative Day - Second Reading - Senate) - Senator Esp moved HB 545 be concurred in. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Zinke, Mr. President.

Total 47

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Keane, Squires, Windy Boy.

Total 3

HB 545 (Sixtieth Legislative Day - Third Reading - Senate) concurred in as follows:


Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Squires.

Total 1

HB 546 (Forty-second Legislative Day - Second Reading - House) - Representative Pomnichowski moved HB 546 do pass. Motion carried as follows:


Total 58

HB 546 (Forty-third Legislative Day - Third Reading - House) passed as follows:
Total 55
Total 45
Excused: None.
Total 0
Absent or not voting: None.
Total 0

HB 546 (Sixty-ninth Legislative Day - Second Reading - Senate) - Senator Gillan moved HB 546 be concurred in. Motion carried as follows:
Total 33
Nays: Bales, Balyeat, Brenden, R. Brown, Curtiss, Esp, Gebhardt, Hinkle, Murphy, Ripley, Shockley, Tutvedt, Zinke.
Total 13
Absent or not voting: None.
Total 0
Excused: Barkus, Erickson, Perry, Stewart-Peregoy.
Total 4

HB 557 (Sixty-ninth Legislative Day - Second Reading - Senate) - Senator Windy Boy moved HB 557 be concurred in. Motion carried as follows:
Total 46
Nays: None.
Total 0
Absent or not voting: None.
Total 0
Excused: Barkus, Erickson, Perry, Stewart-Peregoy.
HB 546 (Seventieth Legislative Day - Third Reading - Senate) concurred in as follows:
Yeas: Balyeat, Barrett, Black, Branae, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Essmann, Gallus, Gillan, Hamlett, Hansen, Hawks, Jackson, Jen, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Schmidt, Squires, Stewart-Perego, J. Tropila, M. Tropila, Wanzenried, Williams, Windy Boy, Mr. President.
Total 37
Total 13
Absent or not voting: None.
Total 0
Excused: None.
Total 0

HB 546 (Seventy-fourth Legislative Day - Second Reading - House) - Senate Amendments -
Representative Pomnichowski moved Senate amendments to HB 546 be concurred in. Motion carried as follows:
Total 75
Total 24
Excused: None.
Total 0
Absent or not voting: Jones.
Total 1

HB 546 (Seventy-fifth Legislative Day - Third Reading - House), as amended by the Senate, passed as follows:
Total 67
Total 32
Excused: Glaser.
Total 1
Absent or not voting: None.

Total 0

HB 548 (Sixty-fourth Legislative Day - Second Reading - House) - Representative McAlpin moved HB 548 do pass. Motion carried as follows:


Total 54


Total 46

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 548 (Sixty-fifth Legislative Day - Third Reading - House) passed as follows:


Total 56

Nays: Boniek, Hawk, Kerns, Morgan, Stahl, Wagner.

Total 6

Abscent or not voting: None.

Total 0

HB 557 (Forty-third Legislative Day - Second Reading - House) - Representative Belcourt moved HB 557 do pass. Motion carried as follows:


Total 94

Nays: Boniek, Hawk, Kerns, Morgan, Stahl, Wagner.

Total 6
Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 557 (Forty-fourth Legislative Day - Third Reading - House) passed as follows:
Total 92

Total 8

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 557 (Sixty-ninth Legislative Day - Second Reading - Senate) - Senator Windy Boy moved HB 557 be concurred in. Motion carried as follows:
Total 46

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: Barkus, Erickson, Perry, Stewart-Peregoy.
Total 4

HB 557 (Seventieth Legislative Day - Third Reading - Senate) concurred in as follows:
Total 47

Nays: Barkus, Esp, Mr. President.
Total 3

Absent or not voting: None.
Total 0

Excused: None.
Total 0
HB 557  (Seventy-third Legislative Day - Second Reading - House) - Senate Amendments -
Representative Belcourt moved Senate amendments to HB 557 be concurred in. Motion carried as follows:


Total 99

Nays: Pomnichowski.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 557  (Seventy-fourth Legislative Day - Third Reading - House) , as amended by the Senate, passed as follows:


Total 94

Nays: Morgan, Pomnichowski.

Total 2

Excused: Hiner.

Total 1

Absent or not voting: Blasdel, Sesso, Van Dyk.

Total 3

HB 557  (Eighty-fourth Legislative Day - Second Reading - House) - Governor's Amendments -
Representative Belcourt moved Governor's amendments to HB 557 be concurred in. Motion carried as follows:


Total 93

Nays: Bean, Kasten, Kerns, Lake, Randall, Sales, Wagner.
HB 557  (Eighty-fifth Legislative Day - Second Reading - Senate)  - Governor’s Amendments - Senator Windy Boy moved Governor’s amendments to HB 557 be concurred in. Motion carried as follows:


Total 26

Nays: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Hinkle, Jackson, Laible, Lewis, McGee, Perry, Peterson, Ripley, Steinbeisser, Tutvedt, Mr. President.

Total 24

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 557  (Eighty-fifth Legislative Day - Third Reading - House) Governors amendments, concurred as follows:


Total 93

Nays: Bean, Boniek, Kerns, Mendenhall, Morgan, Sales.

Total 6

Excused: None.

Total 0

Absent or not voting: Sesso.

Total 1

HB 557  (Eighty-sixth Legislative Day - Third Reading - Senate) , as amended by the Governor, concurred in as follows:

Yeas: Bales, Barkus, Barrett, Black, Branae, Brenden, T. Brown, Brueggeman, Cooney, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hawks, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Wanzennried, Williams, Windy Boy, Mr. President.

Total 41


Total 8

Absent or not voting: None.

Total 0
Excused: Hansen.
Total 1

HB 562 (Sixty-third Legislative Day - Second Reading - House) - Representative Cohenour moved HB 562 do pass. Motion carried as follows:

Total 96

Nays: McGillvray, Mendenhall, More.
Total 3

Excused: None.
Total 0

Absent or not voting: Jopek.
Total 1

HB 562 (Sixty-sixth Legislative Day - Second Reading - House) - Representative Cohenour moved HB 562 do pass. Motion carried as follows:

Total 94

Nays: Kerns, McGillvray, Mendenhall, Sales, Sonju, Wagner.
Total 6

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 562 (Sixty-seventh Legislative Day - Third Reading - House) passed as follows:

Total 87

Total 10
HB 562 (Seventy-sixth Legislative Day - Second Reading - Senate) - Senator T. Brown moved HB 562 be concurred in. Motion carried as follows:
Total 49
Nays: Gebhardt.
Total 1
Absent or not voting: None.
Total 0
Excused: None.
Total 0

HB 562 (Seventy-seventh Legislative Day - Third Reading - Senate) concurred in as follows:
Yeas: Bales, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gillan, Hamlett, Hansen, Hawks, Jackson, Jen, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
Total 46
Nays: Balyeat, Gebhardt, Hinkle, McGee.
Total 4
Absent or not voting: None.
Total 0
Excused: None.
Total 0

HB 563 (Forty-first Legislative Day - Second Reading - House) - Rep. Campbell moved to pass consideration for the day on HB 563. Motion carried.

HB 563 (Forty-second Legislative Day - Second Reading - House) - Representative Kottel moved HB 563 do pass.

HB 563 (Forty-second Legislative Day - Second Reading - House) - Representative Kottel moved HB 563 do pass as amended. Motion carried as follows:
Total 99
HB 563 (Forty-second Legislative Day - Second Reading - House) - Representative Stahl moved HB 563 be amended as follows:

1. Page 1.
   Following: line 30
   Insert: “(5) This section does not apply to county roads established by prescriptive easement.”

Motion to amend, carried as follows:

   Total 98

Nays: Wagner.
   Total 1

Excused: None.
   Total 0

Absent or not voting: None.
   Total 0

HB 563 (Forty-third Legislative Day - Third Reading - House) passed as follows:

   Total 98

Nays: Glaser, Wagner.
   Total 2

Excused: None.
   Total 0

Absent or not voting: None.
   Total 0

HB 563 (Sixty-ninth Legislative Day - Second Reading - Senate) - Senator Laslovich moved HB 563 be concurred in. Motion carried as follows:

Nays: Gebhardt, Jackson, Zinke. Total 3

Absent or not voting: None. Total 0

Excused: Barkus, Erickson, Perry, Stewart-Peregoy. Total 4

HB 563 (Seventieth Legislative Day - Third Reading - Senate) concurred in as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Mr. President. Total 46

Nays: Esp, Gebhardt, Jackson, Zinke. Total 4

Absent or not voting: None. Total 0

Excused: None. Total 0

HB 563 (Seventy-third Legislative Day - Second Reading - House) - Senate Amendments - Representative Kottel moved Senate amendments to HB 563 be concurred in. Motion carried as follows:


Nays: None. Total 0

Excused: None. Total 0

Absent or not voting: Jopek. Total 1

HB 563 (Seventy-fourth Legislative Day - Third Reading - House), as amended by the Senate, passed as follows:

HB 565 61ST LEGISLATURE (2009) 506


Total 97

Nays: None.

Total 0

Excused: Hiner.

Total 1

Absent or not voting: Sesso, Van Dyk.

Total 2

HB 565 (Forty-second Legislative Day - Second Reading - House) - Representative Furey moved HB 565 do pass. Motion carried as follows:


Total 83

Nays: Becker, Bennett, Boniek, Hawk, Henry, Hoven, Howard, Kasten, Kerns, Mendenhall, Miller, More, Morgan, Peterson, Regier, Wagner.

Total 16

Excused: None.

Total 0

Absent or not voting: O’Hara.

Total 1

HB 566 (Forty-third Legislative Day - Second Reading - House) - Representative Jones moved HB 566 do pass. Motion failed as follows:


Total 50


Total 50

Excused: None.

Total 0

Absent or not voting: None.

Total 0
HB 567  (Forty-first Legislative Day - Second Reading - House) - Representative Sonju moved HB 567 do pass. Motion carried as follows:
Total  95
Nays: None.
Total  0
Excused: Butcher, Howard.
Total  2
Absent or not voting:ANKney, Barrett, Ingraham.
Total  3

HB 567  (Forty-second Legislative Day - Third Reading - House) passed as follows:
Total  97
Nays: None.
Total  0
Excused: Berry.
Total  1
Absent or not voting: Barrett, Stahl.
Total  2

HB 567  (Sixty-ninth Legislative Day - Second Reading - Senate) - Senator R. Brown moved HB 567 be concurred in. Motion carried as follows:
Total  48
Nays: None.
Total  0
Absent or not voting: None.
Total  0
Excused: Erickson, Stewart-Peregoy.
Total  2
HB 567 (Seventieth Legislative Day - Third Reading - Senate) concurred in as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essman, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzinried, Williams, Windy Boy, Zinke, Mr. President.

Total 49

Nays: Gallus.

Total 1

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 567 (Seventy-third Legislative Day - Second Reading - House) - Senate Amendments - Representative Sonju moved Senate amendments to HB 567 be concurred in. Motion carried as follows:


Total 99

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Hendrick.

Total 1

HB 567 (Seventy-fourth Legislative Day - Third Reading - House), as amended by the Senate, passed as follows:


Total 96

Nays: Sales.

Total 1

Excused: Hiner.

Total 1

Absent or not voting: Sesso, Van Dyk.
HB 572  (Forty-third Legislative Day - Second Reading - House)  - Representative Pomnichowski moved HB 572 do pass. Motion carried as follows:
Total 79
Total 20
Excused: None.
Total 0
Absent or not voting: MacLaren.
Total 1

HB 572  (Forty-fourth Legislative Day - Third Reading - House) passed as follows:
Total 76
Total 24
Excused: None.
Total 0
Absent or not voting: None.
Total 0

HB 572  (Seventieth Legislative Day - Second Reading - Senate)  - Senator Gillan moved HB 572 be concurred in. Motion carried as follows:
Total 33
Nays: Bales, Balyeat, Barkus, Barrett, Brenden, T. Brown, Curtiss, Esp, Essmann, Gebhardt, Hinkle, Jackson, Laible, McGee, Shockley, Tutvedt, Mr. President.
Total 17
Absent or not voting: None.
Total 0
Excused: None.
HB 572  61ST LEGISLATURE (2009)  510

Total  0

HB 572  (Seventy-first Legislative Day - Third Reading - Senate)  concurred in as follows:


Total  33

Nays: Bales, Balyeat, Barkus, Barrett, Brenden, Esp, Essmann, Gallus, Gebhardt, Hinkle, Jackson, Laible, McGee, Perry, Shockley, Tutvedt, Mr. President.

Total  17

Absent or not voting: None.

Total  0

HB 574  (Forty-third Legislative Day - Second Reading - House)  - Representative Vincent moved HB 574 do pass. Motion carried as follows:


Total  96

Nays: Roundstone, Wagner.

Total  2

Absent or not voting: Jones, Morgan.

Total  0

Excused: None.

Total  0

HB 574  (Forty-fourth Legislative Day - Third Reading - House)  passed as follows:


Total  99

Nays: Wagner.

Total  1

Absent or not voting: None.

Total  0
HB 574 (Seventy-second Legislative Day - Second Reading - Senate) - Senator Jent moved HB 574 be concurred in. Motion carried as follows:


Total 47

Nays: Juneau, Kaufmann, Murphy.

Total 3

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 574 (Seventy-third Legislative Day - Third Reading - Senate) concurred in as follows:


Total 46

Nays: Juneau, Kaufmann, Murphy.

Total 3

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 574 (Seventy-fifth Legislative Day - Second Reading - House) - Senate Amendments - Representative Vincent moved Senate amendments to HB 574 be concurred in. Motion carried as follows:


Total 97

Nays: Wagner.

Total 1

Excused: Glaser.

Total 1

Absent or not voting: French.

Total 1
HB 574 61ST LEGISLATURE (2009) 512

HB 574 (Seventy-sixth Legislative Day - Third Reading - House), as amended by the Senate, passed as follows:


Total 98

Nays: Wagner.

Total 1

Excused: None.

Total 0

Absent or not voting: McGillvray.

Total 1

HB 575 (Seventieth Legislative Day - Second Reading - House) - Representative Roundstone moved HB 575 be amended as follows:

1. Page 7, line 19.
Following: "2"
Strike: ""
Insert: ": (i) the board shall certify that the withdrawal from the ground of water associated with coal bed methane production does not adversely affect senior water rights; and
(ii)"
2. Page 7, line 22.
Strike: "(i)"
Insert: "(A)"
3. Page 7, line 23.
Strike: "(ii)"
Insert: "(B)"

Motion, to amend, failed as follows:


Total 45


Total 54

Excused: Pease-Lopez.

Total 1

Absent or not voting: None.

Total 0

HB 575 (Seventieth Legislative Day - Second Reading - House) - Representative McChesney introduced HB 575 do pass.
HB 575 (Seventieth Legislative Day - Second Reading - House) - Representative McChesney moved HB 575 do pass. Motion carried as follows:


Total 59


Total 41

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 575 (Seventy-first Legislative Day - Third Reading - House) passed as follows:


Total 56


Total 44

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 575 (Eightieth Legislative Day - Second Reading - Senate) - Senator Keane moved HB 575 be concurred in.

HB 575 (Eightieth Legislative Day - Second Reading - Senate) - Senator Stewart-Peregoy moved HB 575, second reading copy, be amended as follows:

1. Page 7, line 19.
   Following: “2”
   Strike: “,”
   Insert: “: (i) the board shall certify that the withdrawal from the ground of water associated with coal bed methane production does not adversely affect senior water rights; and (ii)"
2. Page 7, line 22.
   Strike: “(i)"
   Insert: “(A)’
3. Page 7, line 23.
   Strike: “(ii)”
Insert: “(B)"

Amendment not adopted as follows:

Total 22

Nays: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Hansen, Hinkle, Jackson, Keane, Laible, Larsen, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Steinbeisser, Tutvedt, Zinke, Mr. President.
Total 28

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 575  (Eightieth Legislative Day - Second Reading - Senate) - Senator Keane moved HB 575 be concurred in. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Gillan, Hansen, Hinkle, Jackson, Keane, Laible, Laslovich, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Zinke, Mr. President.
Total 30

Total 20

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 575  (Eighty-first Legislative Day - Third Reading - Senate) concurred in as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Gillan, Hansen, Hinkle, Jackson, Keane, Laible, Laslovich, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Zinke, Mr. President.
Total 30

Total 20

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 577  (Sixty-fifth Legislative Day - Second Reading - House) - Representative Caferro moved HB 577 do pass. Motion carried as follows:

Total 56
HB 577 (Sixty-sixth Legislative Day - Third Reading - House) passed as follows:


Total 57


Total 43

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 578 (Forty-third Legislative Day - Second Reading - House) - Representative Caferro moved HB 578 do pass. Motion carried as follows:


Total 72


Total 25

Excused: None.

Total 0

Absent or not voting: Milburn, Reinhart, Taylor.

Total 3

HB 578 (Sixty-sixth Legislative Day - Second Reading - House) - Representative Caferro moved HB 578 do pass. Motion carried as follows:

HB 578  61ST LEGISLATURE (2009)  516

Total 83

Nays: Bennett, Berry, Blasdel, Hawk, Kerns, Lake, Mendenhall, Peterson, Randall, Regier, Roberts, Sales, Smith, Sonju, Stoker, Vincent, Warburton.
Total 17

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 578  (Sixty-seventh Legislative Day - Third Reading - House) passed as follows:

Total 78

Total 19

Excused: Howard, Miller.
Total 2

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 578  (Seventy-ninth Legislative Day - Second Reading - Senate) - Senator Hinkle moved HB 578 be concurred in. Motion carried as follows:

Total 50

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 578  (Eightieth Legislative Day - Third Reading - Senate) concurred in as follows:

Total 50

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 578  (Eightieth Legislative Day - Third Reading - Senate) concurred in as follows:

Total 50
Nays: None.
  Total 0
Absent or not voting: None.
  Total 0
Excused: None.
  Total 0

HB 583  (Sixty-fifth Legislative Day - Second Reading - House) - Representative Fleming moved HB 583 do pass, as amended. Motion carried as follows:

  Total 62

  Total 37

Excused: None.
  Total 0
Absent or not voting: Jones.
  Total 1

HB 583  (Sixty-fifth Legislative Day - Second Reading - House) - Representative Fleming introduced HB 583.

HB 583 - Representative Villa moved HB 583 be amended, as follows:
1. Title, page 1, line 7.
   Following: "AGRICULTURE;"
   Strike: "PROVIDING A FUND TRANSFER;"
   Strike: Section 2 in its entirety
   Renumber: subsequent sections
   Following: "of agriculture from the"
   Strike: "general fund"
   Insert: "amount allocated in 15-35-108(9)(b)(ii) to the growth through agriculture program provided for in Title 90, chapter 9,"
Motion to amend, carried as follows:

  Total 78

  Total 18

Excused: Howard, Mendenhall.
HB 583 (Sixty-seventh Legislative Day - Third Reading - House) passed as follows:


Total 67


Total 30

Excused: Howard, Miller.

Total 2

Absent or not voting: Wiseman.

Total 1

HB 583 (Seventy-sixth Legislative Day - Second Reading - Senate) - Senator J. Peterson moved consideration of SB H83 be passed for the day. Motion carried.

HB 583 (Seventy-seventh Legislative Day - Second Reading - Senate) - Senator Steinbeisser moved HB 583 be concurred in. Motion carried as follows:


Total 46

Nays: Balyeat, Hinkle, Jackson, Shockley.

Total 4

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 583 (Eighty-second Legislative Day - Second Reading - House) - Senate Amendments - Representative Fleming moved Senate amendments to HB 583 be concurred in. Motion carried as follows:


Total 84
    Total 16
Excused: None.
    Total 0
Absent or not voting: None.
    Total 0

HB 583 (Eighty-third Legislative Day - Third Reading - House), as amended by the Senate, passed as follows:
    Total 71
    Total 27
Excused: Boniek, Villa.
    Total 2
Absent or not voting: None.
    Total 0

HB 584 (Forty-third Legislative Day - Second Reading - House) - Representative A. Noonan moved HB 584 do pass. Motion carried as follows:
    Total 80
    Total 20
Excused: None.
    Total 0
Absent or not voting: None.
    Total 0

HB 584 (Forty-fourth Legislative Day - Third Reading - House) passed as follows:
Total 82

Nays: Bean, Bennett, Butcher, Hawk, Howard, Kasten, Kerns, Kottel, Lake, McGillvray, Mendenhall, Morgan, Nooney, Randall, Sales, Smith, Stoker, Vance.
Total 18

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 584 (Seventieth Legislative Day - Second Reading - Senate) - Senator Gebhardt moved HB 584, second reading copy, be amended as follows:

1. Title, page 1, line 8.
   Strike: “LEGISLATURE”
   Insert: “ENERGY AND TELECOMMUNICATIONS INTERIM COMMITTEE”

2. Page 1, line 30.
   Strike: “5”
   Insert: “6”

3. Page 2, line 30 through page 3, line 1.
   Strike: “62nd” on page 2, line 30 through “5-11-210” on page 3, line 1
   Insert: “energy and telecommunications interim committee provided for in 5-5-230. The report must be provided to the committee before September 1, 2010.”

   Following: line 11
   Insert: “NEW SECTION. Section 6. Best management practices — nonregulatory in nature. Nothing in [sections 1 through 6] may be construed to:
   (1) establish a wind siting permit process based on proposed best management practices;
   (2) establish regulations based on proposed best management practices; or
   (3) allow the department to regulate new wind generation facilities.”
   Renumber: subsequent sections

Amendment adopted as follows:

Total 49

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: Jent.
Total 1

HB 584 (Seventieth Legislative Day - Second Reading - Senate) - Senator Hawks moved HB 584 be concurred in.

HB 584 (Seventieth Legislative Day - Second Reading - Senate) - Senator J. Peterson moved HB 584 be indefinitely postponed. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Hansen, Hinkle, Jackson, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Mr. President.
Total 27
HB 584 (Seventieth Legislative Day - Second Reading - Senate) - Senator Hawks moved HB 584, as amended, be concurred in. Motion failed as follows:


Total 25

Nays: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Hansen, Hinkle, Jackson, Laible, Lewis, McGee, Murphy, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Mr. President.

Total 25

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 585 (Forty-second Legislative Day - Second Reading - House) - Representative McClafferty moved HB 585 do pass. Motion carried as follows:


Total 80


Total 16

Excused: None.

Total 0

Absent or not voting: Getz, Kasten, More, P. Noonan.

Total 4

HB 585 (Fifty-ninth Legislative Day - Second Reading - House) - Representative McClafferty moved HB 585 do pass. Motion carried as follows:


Total 70
HB 585  61ST LEGISLATURE (2009)  522


Total 29

Excused: None.

Total 0

Absent or not voting: Reichner.

Total 1

HB 585  (Sixtieth Legislative Day - Third Reading - House)  passed as follows:


Total 66


Total 33

Excused: None.

Total 0

Absent or not voting: Grinde.

Total 1

HB 585  (Seventy-sixth Legislative Day - Second Reading - Senate)  - Senator Barkus moved HB 585 be concurred in. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hinkle, Jackson, Jent, Keane, Laible, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Williams, Windy Boy, Zinke, Mr. President.

Total 43

Nays: Erickson, Hawks, Juneau, Kaufmann, Larsen, McGee, Wanzenried.

Total 7

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 585  (Seventy-seventh Legislative Day - Third Reading - Senate)  concurred in as follows:


Total 45

Nays: Erickson, Hawks, Kaufmann, McGee, Steinbeisser.

Total 5
Absent or not voting: None.
   Total 0
Excused: None.
   Total 0

HB 588 (Fifty-fourth Legislative Day - Second Reading - House) - Representative Ankney moved HB 588 do pass. Motion carried as follows:

   Total 99
Nays: None.
   Total 0
Excused: Campbell.
   Total 1
Absent or not voting: None.
   Total 0

HB 588 (Fifty-fifth Legislative Day - Third Reading - House) passed as follows:

   Total 98
Nays: Pease-Lopez.
   Total 1
Excused: None.
   Total 0
Absent or not voting: Washburn.
   Total 1

HB 588 (Sixty-ninth Legislative Day - Second Reading - Senate) - Senator T. Brown moved HB 588 be concurred in. Motion carried as follows:

   Total 48
Nays: None.
HB 588  (Seventieth Legislative Day - Third Reading - Senate)  concurred in as follows:


Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Erickson, Stewart-Peregoy.

Total 2

HB 588  (Seventy-third Legislative Day - Second Reading - House) - Senate Amendments - Representative Ankney moved Senate amendments to HB 588 be concurred in. Motion carried as follows:


Total 99

Nays: Berry.

Total 1

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 588  (Seventy-fourth Legislative Day - Third Reading - House) , as amended by the Senate, passed as follows:


Total 96
HB 591 (Forty-third Legislative Day - Second Reading - House) - Representative Pease-Lopez moved HB 591 do pass. Motion carried as follows:


Total 72


Total 28

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 591 (Forty-fourth Legislative Day - Third Reading - House) passed as follows:


Total 68


Total 32

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 591 (Sixty-ninth Legislative Day - Second Reading - Senate) - Senator Shockley moved HB 591, as amended, be concurred in. Motion carried as follows:


Total 44

Nays: Brenden, T. Brown, Gebhardt, Ripley.

Total 4
Absent or not voting: None.
  Total 0

Excused: Erickson, Stewart-Peregoy.
  Total 2

HB 591 (Sixty-ninth Legislative Day - Second Reading - Senate) - Senator Shockley moved HB 591 be concurred in.

HB 591 (Sixty-ninth Legislative Day - Second Reading - Senate) - Senator Shockley moved HB 591, second reading copy, be amended as follows:

1. Title, line 5.
   Following: "OF A"
   Insert: "STATE-RECOGNIZED OR"
2. Page 1, line 22.
   Following: "OF A"
   Insert: "state-recognized or"
3. Page 1, line 23.
   Following: "MONTANA."
   Insert: "The tribal member may not be required to hear and act on all American Indian applications before the board."

Amendment adopted as follows:

  Total 48

Nays: None.
  Total 0

Absent or not voting: None.
  Total 0

Excused: Erickson, Stewart-Peregoy.
  Total 2

HB 591 (Seventy-first Legislative Day - Third Reading - Senate) concurred in as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Schmidt, Shockley, Squires, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
  Total 44

Nays: Barkus, Brenden, Esp, McGee, Ripley, Steinbeisser.
  Total 6

Absent or not voting: None.
  Total 0

Excused: None.
  Total 0

HB 591 (Seventy-third Legislative Day - Second Reading - House) - Senate Amendments - Representative Pease-Lopez moved Senate amendments to HB 591 be concurred in. Motion carried as follows:

Yeas: Ankney, Amtzen, Augare, Barrett, Bean, P. Beck, Becker, Belcourt, Bennett, Blewett, Boland, Boss Ribs, Butcher, Caferro, Campbell, Cohenour, Dickenson, Driscoll, Ebinger, Fleming, French,
HB 591 (Seventy-fourth Legislative Day - Third Reading - House), as amended by the Senate, passed as follows:


Total 71

Nays: Campbell, Hendrick.

Total 2

Excused: None.

Total 0

Absent or not voting: Stahl.

Total 1

HB 592 (Forty-third Legislative Day - Second Reading - House) - Representative Randall moved HB 592 do pass. Motion carried as follows:


Total 97

Nays: Campbell, Hendrick.

Total 2

Excused: None.

Total 0

Absent or not voting: Miller.

Total 1
HB 592  (Forty-fourth Legislative Day - Third Reading - House)  passed as follows:
  Total 98
Nays: Belcourt, Campbell.
  Total 2
Excused: None.
  Total 0
Absent or not voting: None.
  Total 0

HB 593  (Forty-third Legislative Day - Second Reading - House)  - Representative Villa moved HB 593 do pass. Motion carried as follows:
  Total 84
  Total 14
Excused: None.
  Total 0
Absent or not voting: Butcher, McGillvray.
  Total 2

HB 593  (Forty-fourth Legislative Day - Third Reading - House)  passed as follows:
  Total 75
  Total 25
Excused: None.
   Total 0
Absent or not voting: None.
   Total 0

HB 593  (Sixty-fourth Legislative Day - Second Reading - Senate) - Senator Gebhardt moved HB 593, second reading copy, be amended as follows:

1. Page 2.
   Following: line 13
   Insert: “(3) The person conducting the remedial action must have the landowner's consent before taking action under this section.”
   Renumber: subsequent subsection

Amendment adopted as follows:

   Total 50

Nays: None.
   Total 0

Absent or not voting: None.
   Total 0

Excused: None.
   Total 0

HB 593  (Sixty-fourth Legislative Day - Second Reading - Senate) - Senator Keane moved HB 593 be concurred in.

HB 593  (Sixty-fourth Legislative Day - Second Reading - Senate) - Senator Keane moved HB 593, as amended, be concurred in. Motion carried as follows:

   Total 49

Nays: Jackson.
   Total 1

Absent or not voting: None.
   Total 0

Excused: None.
   Total 0

HB 593  (Sixty-sixth Legislative Day - Third Reading - Senate) concurred in as follows:

Yeas: Bales, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
   Total 46

Nays: Balyeat, Esp, Hinkle, McGee.
   Total 4
Absent or not voting: None.
  Total 0
Excused: None.
  Total 0

HB 593  (Sixty-eighth Legislative Day - Second Reading - House)  - Senate Amendments -
Representative Villa moved Senate amendments to HB 593 be concurred in. Motion carried as follows:

  Total 92
Nays: Boss Ribs, Kasten, Mendenhall, Miller, Peterson, Vincent, Wiseman.
  Total 7
Excused: None.
  Total 0
Absent or not voting: P. Noonan.
  Total 1

HB 593  (Sixty-ninth Legislative Day - Third Reading - House)  , as amended by the Senate, passed
as follows:

  Total 78
  Total 16
  Total 6
Absent or not voting: None.
  Total 0

HB 598  (Sixty-eighth Legislative Day - Second Reading - House)  - Representative A. Noonan
moved HB 598 do pass. Motion carried as follows:

HB 598 (Sixty-ninth Legislative Day - Third Reading - House), passed as follows:


Total 82

Nays: Berry, Caferro, Hoven, Lake, Mendenhall, Pomnichowski, Randall, Regier, Sales, Wagner, Wilmer.

Total 11


Total 6

Absent or not voting: Stahl.

Total 1

HB 598 (Eightieth Legislative Day - Second Reading - Senate) - Senator Steinbeisser moved HB 598 be concurred in. Motion carried as follows:


Total 46

Nays: Squires.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 598 (Eighty-first Legislative Day - Third Reading - Senate) concurred in as follows:


Total 49

Nays: Hinkle.

Total 1
Absent or not voting: None.
   Total 0
Excused: None.
   Total 0

HB 598  (Eighty-fourth Legislative Day - Second Reading - House) - Senate Amendments -
Representative P. Noonan moved Senate amendments to HB 598 be concurred in. Motion carried
as follows:
Yeas: Ankney, Arntzen, Augare, Barrett, Bean, B. Beck, P. Beck, Becker, Belcourt, Bennett, Blasdel,
Blewett, Boland, Boss Ribs, Brown, Butcher, Campbell, Cohenour, Dickenson, Driscoll, Ebinger,
Fleming, French, Furey, Getz, Glaser, Grinde, Hamilton, Hands, Hawk, Hendrick, Henry, Hiner,
Hollenbaugh, Hoven, Hunter, Ingraham, Jones, Jopek, Kasten, Kerns, Klock, Kottel, Lake, MacDonald,
MacLaren, Malek, McAlpin, McClafferty, McGillvray, McNutt, Mehlhoff, Menahan, Mendenhall, Milburn,
Miller, More, Morgan, A. Noonan, P. Noonan, Nooney, O’Hara, Pease-Lopez, Peterson, Phillips,
Pomnichowski, Randall, Reichner, Reinhart, Roberts, Roundstone, Sales, Sands, Sesso, Smith, Sonju,
Stahl, Steenson, Stoker, Taylor, Vance, Van Dyk, Villa, Vincent, Wagner, Washburn, Welborn, Wilmer,
Wilson, Wiseman, Mr. Speaker.
   Total 91
Nays: Berry, Boniek, Caferro, Himmelberger, Hollandsworth, Regier, Warburton.
   Total 7
Excused: None.
   Total 0
Absent or not voting: Howard, McChesney.
   Total 2

HB 598  (Eighty-fifth Legislative Day - Third Reading - House) Senate amendments, concurred as
follows:
Yeas: Ankney, Arntzen, Augare, Barrett, Bean, B. Beck, P. Beck, Becker, Belcourt, Bennett, Blasdel,
Blewett, Boland, Boniek, Boss Ribs, Brown, Butcher, Campbell, Cohenour, Dickenson, Ebinger,
Fleming, French, Furey, Getz, Glaser, Grinde, Hamilton, Hands, Hendrick, Henry, Himmelberger, Hiner,
Hollander, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jones, Jopek, Kasten, Kerns, Klock,
Kottel, MacDonald, MacLaren, Malek, McAlpin, McChesney, McClafferty, McGillvray, McNutt, Mehlhoff,
Menahan, Mendenhall, Milburn, Miller, More, Morgan, A. Noonan, P. Noonan, Nooney, O’Hara,
Pease-Lopez, Peterson, Phillips, Pomnichowski, Randall, Reichner, Reinhart, Roberts, Roundstone,
Sales, Sands, Sesso, Smith, Sonju, Steenson, Stoker, Taylor, Vance, Van Dyk, Villa, Vincent,
Warburton, Washburn, Welborn, Wilmer, Wilson, Wiseman, Mr. Speaker.
   Total 92
Nays: Berry, Caferro, Driscoll, Hawk, Lake, Regier, Stahl, Wagner.
   Total 8
Excused: None.
   Total 0
Absent or not voting: None.
   Total 0

HB 602  (Forty-third Legislative Day - Second Reading - House) - Representative Cohenour moved
HB 602 do pass. Motion carried:
Yeas: Arntzen, Augare, Barrett, Bean, B. Beck, P. Beck, Becker, Belcourt, Bennett, Berry, Blasdel,
Blewett, Boland, Boniek, Boss Ribs, Brown, Butcher, Caferro, Campbell, Cohenour, Dickenson,
Driscoll, Ebinger, Fleming, French, Furey, Getz, Glaser, Grinde, Hamilton, Hands, Hawk, Hendrick,
Henry, Himmelberger, Hiner, Hollander, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jones,
Jopek, Kasten, Kerns, Kottel, Lake, MacDonald, MacLaren, Malek, McAlpin, McChesney, McClafferty,
McGillvray, McNutt, Mehlhoff, Menahan, Milburn, Miller, More, Morgan, A. Noonan, P. Noonan,
Nooney, O’Hara, Pease-Lopez, Phillips, Pomnichowski, Randall, Regier, Reichner, Reinhart, Roberts,
HB 602 (Forty-fourth Legislative Day - Third Reading - House) passed as follows:


Total 90

Nays: Ankney, Campbell, Himmelberger, Klock, Mendenhall, Peterson, Reichner, Vance, Villa.

Total 10

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 602 (Seventy-first Legislative Day - Second Reading - Senate) - Senator Shockley moved HB 602, as amended, be concurred in. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Essmann, Gebhardt, Hamlett, Hansen, Hawks, Hinkle, Jackson, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, M. Tropila, Tutvedt, Wanzennried, Williams, Windy Boy, Zinke, Mr. President.

Total 45

Nays: Esp, Gallus, Gillan, Jent, J. Tropila.

Total 5

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 602 (Seventy-first Legislative Day - Second Reading - Senate) - Senator Shockley moved HB 602 be concurred in.

HB 602 (Seventy-first Legislative Day - Second Reading - Senate) - Senator Shockley moved HB 602, second reading copy, be amended as follows:

1. Page 1, line 16.
   Following: "MILES"
   Insert: ","
2. Page 1, line 16 through line 17.
Strike: “AND” on line 16 through “(I)” on line 17
3. Page 1, line 19.
Following: “DESCRIPTION”
Insert: “,”
Following: “PAST”
Strike: “;”
Insert: “6 months.”
4. Page 1, line 20 through line 24.
Strike: subsection (II) through subsection (IV) in their entirety
5. Page 1, line 28.
Following: “APPLY”
Insert: “: (i)”
6. Page 1, line 29.
Following: “PRISON”
Insert: “;
(ii) when the vehicle is, in effect, the employee’s worksite; or
(iii) when 24-hour use of a state-owned vehicle is specifically authorized by law for an elected or
appointed state official and use of the vehicle is considered part of the official’s compensation
package”
7. Page 2, line 3.
Strike: “AS” through “AND”
Following: “2-17-424”
Insert: “, the rationale for the exception is documented in a memorandum or letter signed by the
employee’s department director and kept on file with the agency head, and a copy of the letter or
memorandum is sent to the governor”
Amendment adopted as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman,
Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle,
Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy,
Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M.
Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
Total 50
Nays: None.
Total 0
Absent or not voting: None.
Total 0
Excused: None.
Total 0
HB 602 (Seventy-third Legislative Day - Third Reading - Senate) concurred in as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman,
Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle,
Jackson, Juneau, Kaufmann, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson,
Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt,
Wanzenried, Williams, Zinke, Mr. President.
Total 47
Nays: Jent, Keane.
Total 2
Absent or not voting: None.
Total 0
Excused: Windy Boy.
Total 1
HB 602  (Seventy-fifth Legislative Day - Second Reading - House)  - Senate Amendments - Representative Cohenour moved Senate amendments to HB 602 not be concurred in. Motion carried as follows:


Total 81


Total 18

Excused: Glaser.

Total 1

Absent or not voting: None.

Total 0

HB 602  (Seventy-eighth Legislative Day - Second Reading - House)  - Conference Committee Report No. 1 - Representative Cohenour moved the Conference Committee report to HB 602 be adopted. Motion carried as follows:


Total 91


Total 8

Excused: None.

Total 0

Absent or not voting: Reinhart.

Total 1

HB 602  (Seventy-ninth Legislative Day - Third Reading - House) , Conference Committee report, passed as follows:


Total 94

Nays: Ankney, Mendenhall, Miller, More, Villa, Welborn.

Total 6
Excused: None.
   Total 0
Absent or not voting: None.
   Total 0

HB 602 (Eighty-second Legislative Day - Second Reading - Senate) - Conference Committee Report No. 1 - Senator Shockley moved the Conference Committee report to SB 602 be adopted.

HB 602 (Eighty-second Legislative Day - Second Reading - Senate) - Conference Committee Report No. 1 - Senator J. Tropila made a substitute motion that the Conference Committee report to SB 602 be not adopted. Motion carried as follows:

   Total 28
Nays: Bales, Balyeat, Barrett, Black, R. Brown, T. Brown, Curtiss, Esp, Essmann, Gebhardt, Hinkle, Jackson, Laible, Laslovich, Lewis, McGee, Murphy, Peterson, Shockley, Tutvedt, Zinke, Mr. President.
   Total 22
Absent or not voting: None.
   Total 0
Excused: None.
   Total 0

HB 602 (Eighty-seventh Legislative Day - Second Reading - Senate) - Free Conference Committee Report No. 1 - Senator Shockley moved the Free Conference Committee report to HB 602 be adopted. Motion carried as follows:

   Total 47
Nays: Gallus.
   Total 1
Absent or not voting: None.
   Total 0
Excused: Hansen, Mr. President.
   Total 2

HB 602 (Eighty-seventh Legislative Day - Second Reading - House) - Conference Committee Report No. 1 - Representative Cohenour moved the Conference Committee report to HB 602 be adopted. Motion carried as follows:

   Total 98
HB 602 (Eighty-eighth Legislative Day - Third Reading - House) Free Conference Committee adopted, as follows:


Total 94

Nays: Ankney, Hendrick, Mendenhall, Miller.

Total 4

Excused: Stoker.

Total 1

Absent or not voting: Himmelberger.

Total 1

HB 602 (Eighty-eighth Legislative Day - Third Reading - Senate), Free Conference Committee Report No. 1, adopted as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Hamlett, Hansen, Hinkle, Keane, Laible, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Stewart-Peregoy, J. Tropila, M. Tropila, Wanzenried, windy Boy, Zinke, Mr. President.

Total 37


Total 13

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 608 (Forty-third Legislative Day - Second Reading - House) - Representative Sesso moved HB 608 do pass. Motion carried as follows:


Total 91
HB 608

61ST LEGISLATURE (2009)

  Total 9

Excused: None.
  Total 0

Absent or not voting: None.
  Total 0

HB 608 (Forty-fourth Legislative Day - Third Reading - House) passed as follows:

  Total 85

  Total 15

Excused: None.
  Total 0

Absent or not voting: None.
  Total 0

HB 608 (Seventy-second Legislative Day - Second Reading - Senate) - Senator Laslovich moved HB 608 be concurred in. Motion carried as follows:

  Total 46

Nays: Balyeat, Curtiss, Hinkle, Mr. President.
  Total 4

Absent or not voting: None.
  Total 0

Excused: None.
  Total 0

HB 608 (Seventy-third Legislative Day - Third Reading - Senate) concurred in as follows:

Yeas: Bales, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Zinke, Mr. President.
  Total 46

Nays: Balyeat, Curtiss, Hinkle.
  Total 3

Absent or not voting: None.
  Total 0
Excused: Windy Boy.

Total 1

HB 608 (Seventy-seventh Legislative Day - Second Reading - House) - Senate Amendments - Representative Sesso moved Senate amendments to HB 608 be concurred in. Motion carried as follows:


Total 85

Nays: Bean, Berry, Boniek, Butcher, Hawk, Kerns, Lake, Miller, Peterson, Regier, Reichner, Smith, Stoker, Vance.

Total 14

Excused: None.

Total 0

Absent or not voting: Boss Ribs.

Total 1

HB 608 (Seventy-eighth Legislative Day - Third Reading - House), as amended by the Senate, passed as follows:


Total 74


Total 25

Excused: None.

Total 0

Absent or not voting: Hendrick.

Total 1

HB 611 (Forty-third Legislative Day - Second Reading - House) - Representative Jones moved HB 611 do pass. Motion carried as follows:


Total 58
HB 611  61ST LEGISLATURE (2009) 540


Total 41

Excused: None.
Total 0

Absent or not voting: Randall.
Total 1

HB 611 (Sixty-fifth Legislative Day - Second Reading - House) - Representative Jones moved HB 611 do pass. Motion failed as follows:


Total 96

Nays: Brown, Kerns, Malek, Sales.
Total 4

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 611 (Sixty-sixth Legislative Day - Third Reading - House) passed as follows:


Total 96

Nays: Brown, Kerns, Sales, Wagner.
Total 4

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 613 (Forty-third Legislative Day - Second Reading - House) - Representative Sales moved HB 613 do pass. Motion carried as follows:

Yeas: Ankney, Arntzen, Bean, B. Beck, Bennett, Berry, Blasdel, Blewett, Boniek, Brown, Butcher, Glaser, Hawk, Hendrick, Himmelberger, Hollandsworth, Hoven, Howard, Ingraham, Jones, Kasten,
HB 613  (Forty-fourth Legislative Day - Third Reading - House)  failed as follows:
Total 51
Total 49
Excused: None.
Total 0
Absent or not voting: None.
Total 0

HB 615  (Sixty-eighth Legislative Day - Second Reading - House) - Representative MacLaren moved HB 615 do pass. Motion carried as follows:
Total 88
Total 11
Excused: None.
Total 0
Absent or not voting: McChesney.
Total 1
HB 615  (Sixty-ninth Legislative Day - Third Reading - House) , passed as follows:


Total 80

Nays: Belcourt, Boniek, Caferro, Campbell, Jopek, Mendenhall, Miller, More, Pommichowski, Van Dyk, Wagner, Warburton, Wiseman, Mr. Speaker.

Total 14


Total 6

Absent or not voting: None.

Total 0

HB 615  (Eightieth Legislative Day - Second Reading - Senate) - Senator Brueggeman moved HB 615 be concurred in. Motion carried as follows:

Yeas: Bales, Barkus, Barrett, Black, Branae, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jent, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Squires, Steinbeisser, J. Tropila, M. Tropila, Tutvedt, Wanzenerd, Williams, Zinke, Mr. President.

Total 41

Nays: Balyeat, Brenden, R. Brown, Hinkle, Jackson, Juneau, Shockley, Stewart-Peregoy, Windy Boy.

Total 9

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 615  (Eighty-first Legislative Day - Third Reading - Senate) concurred in as follows:

Yeas: Bales, Barkus, Barrett, Black, Branae, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jent, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Squires, Steinbeisser, J. Tropila, M. Tropila, Tutvedt, Wanzenerd, Williams, Zinke, Mr. President.

Total 42

Nays: Balyeat, Brenden, R. Brown, Hinkle, Jackson, Juneau, Shockley, Stewart-Peregoy, Windy Boy.

Total 8

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 615  (Eighty-fourth Legislative Day - Second Reading - House) - Senate Amendments - Representative MacLaren moved Senate amendments to HB 615 be concurred in. Motion carried as follows:


Total 90

Nays: Augare, Belcourt, Boniek, Caferro, Campbell, Mendenhall, More, Wagner, Wiseman.

Total 9

Excused: None.

Total 0

Absent or not voting: Nooney.

Total 1

HB 615 (Eighty-fifth Legislative Day - Third Reading - House) Senate amendments, concurred as follows:


Total 82


Total 6

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 621 (Forty-third Legislative Day - Second Reading - House) - Representative Wilson moved HB 621 do pass. Motion carried as follows:


Total 94


Total 6

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 621 (Forty-fourth Legislative Day - Third Reading - House) passed as follows:
HB 621

61ST LEGISLATURE (2009) 544


Total 96

Nays: Arntzen, Boniek, Howard, Peterson.

Total 4

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 621 (Sixty-third Legislative Day - Second Reading - Senate) - Senator J. Tropila moved HB 621 be concurred in. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hawks, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Shockley, Squires, Steinbeisser, Stewart-Perego, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Zinke, Mr. President.

Total 45

Nays: Hinkle, Windy Boy.

Total 2

Absent or not voting: None.

Total 0

Excused: Braneae, Hansen, Schmidt.

Total 3

HB 621 (Sixty-fourth Legislative Day - Third Reading - Senate) concurred in as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Squires, Steinbeisser, Stewart-Perego, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Zinke, Mr. President.

Total 46


Total 4

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 622 (Forty-second Legislative Day - Second Reading - House) - Representative Himmelberger moved HB 622 do pass. Motion carried as follows:

HB 622 (Forty-third Legislative Day - Third Reading - House) passed as follows:


Total 94

Nays: Boniek, More, Villa, Wagner, Mr. Speaker.

Total 5

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 622 (Sixty-fourth Legislative Day - Second Reading - Senate) - Senator Balyeat moved HB 622 be concurred in. Motion carried as follows:


Total 40

Nays: Barkus, Black, Esp, Gallus, Hinkle, Jackson, Keane, Peterson, Ripley, Mr. President.

Total 10

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 622 (Sixty-fifth Legislative Day - Third Reading - Senate) concurred in as follows:


Total 40

Nays: Barkus, Black, Esp, Gallus, Gebhardt, Hinkle, Keane, McGee, Ripley, Mr. President.

Total 10
Absent or not voting: None.
  Total 0
Excused: None.
  Total 0

**HB 622** (Sixty-ninth Legislative Day - Second Reading - House) - Senate Amendments - Representative Himmelberger moved Senate amendments to HB 622 be not be concurred in. Motion carried as follows:

  Total 97

Nays: Bennett.
  Total 1

Excused: Howard, Kasten.
  Total 2

Absent or not voting: None.
  Total 0

**HB 622** (Seventy-seventh Legislative Day - Second Reading - Senate) - Free Conference Committee Report No. 1 - Senator R. Brown moved the Free Conference Committee report to HB 622 be adopted. Motion carried as follows:

  Total 50

Nays: None.
  Total 0

Absent or not voting: None.
  Total 0

Excused: None.
  Total 0

**HB 622** (Seventy-seventh Legislative Day - Second Reading - House) - Conference Committee Report No. 1 - Representative Himmelberger moved the Conference Committee report to HB 622 be adopted. Motion carried as follows:

HB 622 (Seventy-eighth Legislative Day - Third Reading - House) , Conference Committee report, passed as follows:


Total 97

Nays: Morgan, Villa.

Total 2

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 623 (Forty-third Legislative Day - Second Reading - House) - Representative Milburn moved HB 623 do pass. Motion carried as follows:


Total 98

Nays: Boniek, Kerns.

Total 2

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 623 (Forty-fourth Legislative Day - Third Reading - House) passed as follows:

Yeas: Ankney, Arntzen, Augare, Barrett, Bean, B. Beck, P. Beck, Becker, Belcourt, Bennett, Berry, Blasdel, Blewett, Boland, Boss Ribs, Brown, Butcher, Caferro, Campbell, Cohenour, Dickenson,
HB 623

61ST LEGISLATURE (2009)


Total 98

Nays: Boniek, Kerns.

Total 2

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 623 (Sixty-second Legislative Day - Second Reading - Senate) - Senator Barkus moved HB 623 be concurred in. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzienried, Williams, Windy Boy, Zinke, Mr. President.

Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Branae.

Total 1

HB 623 (Sixty-third Legislative Day - Third Reading - Senate) concurred in as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzienried, Williams, Windy Boy, Zinke, Mr. President.

Total 47

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Branae, Hansen, Schmidt.

Total 3

HB 623 (Sixty-fifth Legislative Day - Second Reading - House) - Senate Amendments - Representative Himmelberger moved Senate amendments to HB 623 be concurred in. Motion carried as follows:

HB 623  (Sixty-sixth Legislative Day - Third Reading - House)  passed as follows:


Total 98

Nays: More, P. Noonan, Roundstone.

Total 3

Excused: None.

Total 0

Absent or not voting: Berry, Stahl.

Total 2

HB 626  (Forty-third Legislative Day - Second Reading - House)  - Representative Welborn moved HB 626 do pass. Motion carried as follows:


Total 95

Nays: More, P. Noonan, Roundstone.

Total 3

Excused: None.

Total 0

Absent or not voting: Berry, Stahl.

Total 2

HB 626  (Forty-fourth Legislative Day - Third Reading - House)  passed as follows:
HB 626

61ST LEGISLATURE (2009)


Total 98

Nays: More, Wagner.

Total 2

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 626  (Sixty-ninth Legislative Day - Second Reading - Senate) - Senator Debby Barrett moved HB 626 be concurred in. Motion carried as follows:


Total 47

Nays: Bales.

Total 1

Absent or not voting: None.

Total 0

Excused: Erickson, Stewart-Perego.

Total 2

HB 626  (Seventieth Legislative Day - Third Reading - Senate) concurred in as follows:


Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 628  (Forty-second Legislative Day - Second Reading - House) - Representative Stoker moved HB 628 do pass. Motion carried as follows:

HB 628 (Forty-third Legislative Day - Third Reading - House) passed as follows:


Total 91

Nays: Augare, Belcourt, Boniek, Caferro, Mendenhall, Wiseman, Mr. Speaker.

Total 7

Excused: None.

Total 0

Absent or not voting: Stahl, Steenson.

Total 2

HB 628 (Seventieth Legislative Day - Second Reading - Senate) - Senator Laslovich moved HB 628, as amended, be concurred in. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essman, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, J. Tropila, M. Tropila, Tutvedt, Wanzennried, Williams, Windy Boy, Zinke, Mr. President.

Total 49

Nays: Stewart-Peregoy.

Total 1

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 628 (Seventieth Legislative Day - Second Reading - Senate) - Senator McGee moved HB 628, second reading copy, be amended as follows:

1. Title, line 8.
   Strike: “SECTION”
   Insert: “SECTIONS”
   Following: “45-1-205”
   Insert: “AND 61-5-405”
2. Page 3, line 5. Following: line 4
Insert: "Section 2. Section 61-5-405, MCA, is amended to read:
"61-5-405. Offenses furnishing ground for suspension or revocation of license — return to
licensing jurisdiction of abstracts of court records and reports of conviction. (1) Items enumerated
in Article IV(1), subsections (a), (b), (c), and (d) of 61-5-401 refer specifically to 45-5-103,
45-5-104, 61-8-401, the definition of felony as provided in 45-2-101, and 61-7-103, respectively.
(2) In addition to convictions mentioned in subsection (1), the department, for the purpose of
suspension, revocation, or limitation of the license to operate a motor vehicle, shall give the same
effect to the conduct reported as it would if the conduct had occurred in this state for:
(a) convictions of perjury or the making of a false affidavit relating to the ownership or operation
of a motor vehicle (61-5-303); and
(b) three convictions of reckless driving committed within a period of 12 months (61-8-301); or
(c) convictions of careless driving resulting in death or reckless driving resulting in death.
(3) Court abstracts or reports of conviction received by the department that name an individual
licensed in another jurisdiction must be forwarded to the jurisdiction of licensure. The department
may not take action against the driver’s license or driving privilege of the individual as may be
required elsewhere in this title."
Amendment adopted as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman,
Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle,
Jackson, Jent, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Perry, Peterson, Ripley,
Schmidt, Shockley, Squires, Steinbeisser, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy
Boy, Zinke, Mr. President.
Total 46
Nays: Juneau, Kaufmann, Murphy, Stewart-Peregoy.
Total 4
Absent or not voting: None.
Total 0
Excused: None.
Total 0

HB 628 61ST LEGISLATURE (2009) 552

Total 99

Nays: Wiseman.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 628 (Seventy-seventh Legislative Day - Third Reading - House), as amended by the Senate, passed as follows:


Total 99

Nays: Wiseman.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 629 (Fifty-ninth Legislative Day - Second Reading - House) - Representative Glaser moved HB 629 do pass. Motion carried as follows:


Total 95

Nays: Kerns, Malek, Miller, Stoker.

Total 4

Excused: None.

Total 0
Absent or not voting: Welborn.
  Total 1

HB 629  (Sixty-fifth Legislative Day - Second Reading - House)  - Representative Glaser moved HB 629 do pass. Motion carried as follows:

  Total 94

Nays: Boniek, Malek, Mendenhall, Randall, Sales, Welborn.
  Total 6

Excused: None.
  Total 0

Absent or not voting: None.
  Total 0

HB 629  (Sixty-sixth Legislative Day - Third Reading - House)  passed as follows:

  Total 95

Nays: Boniek, Mendenhall, Morgan, Sales.
  Total 4

Excused: None.
  Total 0

Absent or not voting: Jones.
  Total 1

HB 629  (Seventy-ninth Legislative Day - Second Reading - Senate)  - Senator Story moved HB 629 be concurred in. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hinkle, Jackson, Jent, Keane, Laible, Laslovich, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, Tutvedt, Windy Boy, Zinke, Mr. President.
  Total 40

  Total 10

Absent or not voting: None.
  Total 0

Excused: None.
  Total 0
HB 629 (Eightieth Legislative Day - Third Reading - Senate) concurred in as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gallus, Gebhardt, Gillan, Hinkle, Jackson, Keane, Laible, Laslovich, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Squires, Steinbeisser, Stewart-Perego, J. Tropila, Tutvedt, Windy Boy, Zinke, Mr. President.

Total 35


Total 15

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 630 (Fifty-fourth Legislative Day - Second Reading - House) - Representative Sands moved HB 630 do pass. Motion carried as follows:


Total 96

Nays: Mendenhall.

Total 1

Excused: Campbell.

Total 1

Absent or not voting: Butcher, Stoker.

Total 2

HB 630 (Fifty-fifth Legislative Day - Third Reading - House) passed as follows:


Total 95

Nays: Boniek, Mendenhall, More, Sales.

Total 4

Excused: None.

Total 0

Absent or not voting: Jones.

Total 1

HB 630 (Seventy-third Legislative Day - Second Reading - Senate) - Senator Esp moved HB 630 be concurred in. Motion carried as follows:
HB 630 61ST LEGISLATURE (2009) 556

Yeas: Bales, Barkus, Barrett, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jackson, Jen, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Zinke, Mr. President.
Total 44

Nays: Balyeat, Black, Esp, Hinkle, Jackson, McGee.
Total 6

Absent or not voting: None.
Total 0

Excused: Gallus, Windy Boy.
Total 2

HB 630 (Seventy-fourth Legislative Day - Third Reading - Senate) concurred in as follows:

Yeas: Bales, Barkus, Barrett, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jackson, Jen, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Zinke, Mr. President.
Total 44

Nays: Balyeat, Black, Esp, Hinkle, Jackson, McGee.
Total 6

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 630 (Seventy-sixth Legislative Day - Second Reading - House) - Senate Amendments - Representative Sands moved Senate amendments to HB 360 be concurred in. Motion carried as follows:

Total 97

Nays: More, Sales, Wagner.
Total 3

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 630 (Seventy-seventh Legislative Day - Third Reading - House), as amended by the Senate, passed as follows:

HB 631 (Fifty-ninth Legislative Day - Second Reading - House) - Representative Blewett moved HB 631 do pass. Motion carried as follows:


Total 76


Total 24

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 631 (Seventieth Legislative Day - Second Reading - House) - Representative Blewett moved HB 631 do pass. Motion carried as follows:


Total 78


Total 22

Excused: None.

Total 0

Absent or not voting: None.

Total 0
HB 631 (Seventy-first Legislative Day - Third Reading - House) passed as follows:
Total 75

Total 25

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 634 (Sixty-third Legislative Day - Second Reading - House) - Representative McAlpin moved HB 634 do pass. Motion carried as follows:
Total 66

Total 34

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 634 (Sixty-sixth Legislative Day - Second Reading - House) - Representative McAlpin moved HB 634 do pass. Motion carried as follows:
Total 77

Total 20
HB 634 (Sixty-seventh Legislative Day - Third Reading - House) passed as follows:


Total 79


Total 18

Excused: Howard, Miller.

Total 2

Absent or not voting: Wiseman.

Total 1

HB 634 (Seventy-seventh Legislative Day - Second Reading - Senate) - Senator Shockley moved HB 634 be concurred in. Motion carried as follows:


Total 37

Nays: Bales, Barkus, Brenden, R. Brown, T. Brown, Esp, Gallus, Jackson, Lewis, Peterson, Ripley, Steinbeisser, Mr. President.

Total 13

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 634 (Eighty-fourth Legislative Day - Second Reading - House) - Senate Amendments - Representative McAlpin moved Senate amendments to HB 634 be concurred in. Motion carried as follows:


Total 90


Total 10
HB 634

(Eighty-fifth Legislative Day - Third Reading - House) Senate amendments, concurred as follows:


Total 85

Nays: Bean, Blasdel, Boniek, Hawk, Ingraham, Kerns, Mendenhall, Miller, Peterson, Randall, Regier, Sales, Smith, Vance, Vincent.

Total 15

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 635

(Fifty-ninth Legislative Day - Second Reading - House) - Representative McChesney moved HB 635 do pass. Motion carried as follows:


Total 90


Total 10

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 635 (Sixtieth Legislative Day - Third Reading - House) passed as follows:

Total 89
Total 10
Excused: None.
Total 0
Absent or not voting: McClafferty.
Total 1

HB 635 (Seventy-third Legislative Day - Second Reading - Senate) - Senator R. Brown moved HB 635 be concurred in. Motion carried as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jen, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Zinke, Mr. President.
Total 48
Nays: None.
Total 0
Absent or not voting: None.
Total 0
Excused: Gallus, Windy Boy.
Total 2

HB 635 (Seventy-fourth Legislative Day - Third Reading - Senate) concurred in as follows:
Total 50
Nays: None.
Total 0
Absent or not voting: None.
Total 0
Excused: None.
Total 0

HB 636 (Fifty-ninth Legislative Day - Second Reading - House) - Representative Dickenson moved HB 636 as amended, do pass. Motion carried as follows:
Total 65
Total 35
HB 636 (Fifty-ninth Legislative Day - Second Reading - House) - Representative Dickenson moved HB 636, second reading copy, be amended as follows:

1. Page 1, line 13.
   Strike: “ADJUSTED GROSS INCOME OR
2. Page 1, line 14.
   Following: “from”
3. Page 1, line 15.
   Insert: “adjusted gross income or”
4. Page 1, line 27.
   Strike: “TWO”
5. Page 1, line 28.
   Following: “ASSOCIATION”
   Insert: “, and have obtained the approval by vote of at least 51% of the residents of the mobile home park to purchase the mobile home park”

Amendment adopted as follows:


Total 84


Total 16

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 636 (Sixtieth Legislative Day - Third Reading - House) passed as follows:


Total 63


Total 37
HB 636 (Eightieth Legislative Day - Second Reading - Senate) - Senator Gillan moved HB 636 be concurred in.

HB 636 (Eightieth Legislative Day - Second Reading - Senate) - Senator Essmann moved HB 636, second reading copy, be amended as follows:

1. Page 2, line 4 through line 5.
   Strike: subsection (5) in its entirety
   Insert: “(5) Property subject to an income or corporate tax exclusion under this section is not eligible for a property tax exemption under Title 15, chapter 6, part 2, while the property is used as a mobile home park.”

Amendment adopted as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Williams, Windy Boy, Zinke, Mr. President.

Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Wanzenried.

Total 1

HB 636 (Eighty-second Legislative Day - Third Reading - Senate) concurred in as follows:


Total 27

Nays: Bales, Balyeat, Barkus, Barrett, Brenden, R. Brown, Curtiss, Esp, Essmann, Gebhardt, Hinkle, Jackson, Laible, Lewis, McGee, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Zinke, Mr. President.

Total 23

Absent or not voting: None.

Total 0

Excused: Wanzenried.

Total 1

HB 636 (Eighty-second Legislative Day - Third Reading - Senate) concurred in as follows:

Yeas: Black, Branae, T. Brown, Brueggeman, Cooney, Erickson, Gallus, Gillan, Hamlett, Hansen, Hawks, Jent, Juneau, Kaufmann, Keane, Larsen, Laslovich, Lewis, McGee, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Zinke, Mr. President.

Total 23
Absent or not voting: None.
   Total 0
Excused: None.
   Total 0

**HB 636** (Eighty-fourth Legislative Day - Second Reading - House) - Senate Amendments - Representative Dickenson moved Senate amendments to HB 636 be concurred in. Motion carried as follows:

   Total 69

   Total 29

Excused: None.
   Total 0
Absent or not voting: B. Beck, Milburn.
   Total 2

**HB 636** (Eighty-fifth Legislative Day - Third Reading - House) Senate amendments, concurred as follows:

   Total 68

   Total 32

Excused: None.
   Total 0
Absent or not voting: None.
   Total 0

**HB 644** (Sixty-sixth Legislative Day - Second Reading - House) - Representative Sesso moved HB 644 do pass. Motion carried as follows:

   Total 61
HB 644 (Sixty-seventh Legislative Day - Third Reading - House) passed as follows:
Total 61
Total 35
Excused: Howard, Miller.
Total 2
Absent or not voting: Jones, Wiseman.
Total 2

HB 644 (Seventy-eighth Legislative Day - Second Reading - Senate) - Senator Gallus moved HB 644 be concurred in. Motion carried as follows:
Total 29
Nays: Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Curtiss, Essmann, Hinkle, Jackson, Laible, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Mr. President.
Total 21
Absent or not voting: None.
Total 0
Excused: None.
Total 0

HB 644 (Eighty-ninth Legislative Day - Second Reading - Senate) - Senator Gallus moved HB 644 be concurred in. Motion carried as follows:
Total 29
Nays: Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Curtiss, Essmann, Hinkle, Jackson, Laible, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Mr. President.
Total 21
Absent or not voting: None.
Total 0
Excused: None.
Total 0
Absent or not voting: None.
    Total 0
Excused: None.
    Total 0

HB 644 (Ninetieth Legislative Day - Third Reading - Senate) concurred in as follows:

Yeas: Bales, Branae, Brueggeman, Cooney, Erickson, Gallus, Gillan, Hamlett, Hansen, Hawks, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Schmidt, Squires, Stewart-Peregoy, J. Tropila, M. Tropila, Wanzenried, Williams, Windy Boy, Mr. President.
    Total 27
Nays: Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Curtiss, Esp, Essmann, Gebhardt, Hinkle, Jackson, Jent, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Zinke.
    Total 23
Absent or not voting: None.
    Total 0
Excused: None.
    Total 0

HB 645 (Sixty-seventh Legislative Day - Second Reading - House) - Representative Wiseman moved HB 645, second reading copy, be amended as follows:

1. Page 6, line 17.
   Strike: “51”
   Insert: “52”
   Strike: “51”
   Insert: “52”
3. Page 33, line 5.
   Strike: “51”
   Insert: “52”
   Strike: “51”
   Insert: “52”
5. Page 44.
   Following: line 2
   Insert: ”NEW SECTION. Section 30. Local disaster grant program. The department of commerce shall make grants from funds made available for that purpose to a local government for the purpose of removal of debris from property directly damaged by a disaster for which the principal executive officer of the local jurisdiction has made a disaster declaration pursuant to 10-3-402. The terms of a grant must include a provision for repayment of the grant amount from the proceeds of any recovery that the local government receives for the costs incurred in removing the debris.”
   Renumber: subsequent sections
   Strike: “51”
   Insert: “52”
7. Page 43, line 17.
   Strike: “51”
   Insert: “52”
   Strike: “51”
   Insert: “52”
   Strike: “51”
   Insert: “52”
Strike: “51”
Insert: “52”
Strike: “51”
Insert: “50”
Strike: “51”
Insert: “52”
Strike: “51”
Insert: “52”
Following: “25”
Insert: “,”
Strike: “AND”
Following: “26”
Insert: “, and 30”
Following: “25”
Insert: “,”
Strike: “AND”
Following: “26”
Insert: “, and 30”
Strike: “51”
Insert: “52”
17. Page A-3.
Following: line 6
Insert: “g. Local Disaster Grant Program
400,000 [general fund in FY 2010]
Strike: “1,792,586 [FY 2010 General Fund]”
Insert: “1,392,586 [FY 2010 General Fund]”
Amendment failed as follows:
Total 21
Total 77
Excused: Howard, Miller.
Total 2
Absent or not voting: None.
Total 0

HB 645 (Sixty-seventh Legislative Day - Second Reading - House) - Representative Wiseman moved HB 645, second reading copy, be amended as follows:

1. Page 6, line 17.
Strike: “51”
Insert: “52”
NEW SECTION. Section 30. Local disaster grant program. The department of commerce shall make grants from funds made available for that purpose to a local government for the purpose of removal of debris from property directly damaged by a disaster for which the principal executive officer of the local jurisdiction has made a disaster declaration pursuant to 10-3-402. The terms of a grant must include a provision for repayment of the grant amount from the proceeds of any recovery that the local government receives for the costs incurred in removing the debris.

Renumber subsequent sections

1. Page 7, line 14.
Strike: “51”
Insert: “52”
2. Page 33, line 5.
Strike: “51”
Insert: “52”
Strike: “51”
Insert: “52”
4. Page 44.
Following: line 2
Insert: “NEW SECTION. Section 30. Local disaster grant program. The department of commerce shall make grants from funds made available for that purpose to a local government for the purpose of removal of debris from property directly damaged by a disaster for which the principal executive officer of the local jurisdiction has made a disaster declaration pursuant to 10-3-402. The terms of a grant must include a provision for repayment of the grant amount from the proceeds of any recovery that the local government receives for the costs incurred in removing the debris.”

Renumber subsequent sections

5. Page 43, line 14.
Strike: “51”
Insert: “52”
Strike: “51”
Insert: “52”
7. Page 49, line 12.
Strike: “51”
Insert: “52”
Strike: “51”
Insert: “52”
Strike: “51”
Insert: “52”
Strike: “51”
Insert: “50”
Strike: “51”
Insert: “25”
Strike: “51”
Insert: “26”
Strike: “51”
Insert: “25”
Following: “25”
Insert: “,”
Strike: “AND”
Following: “26”
Insert: “,” and “30”
Following: “25”
Insert: “,”
Strike: “AND”
Following: “26”
Insert: “,” and “30”
Strike: “51”
Insert: “52”
17. Page A-3.
Following: line 6
Insert: “g. Local Disaster Grant Program 400,000” [general fund in FY 2010]
Strike: “2,500,871” [general fund FY 10]
Insert: “2,100,871” [general fund FY 10]
Amendment failed as follows:
Total 12
Total 85
Excused: Howard, Miller.
Total 2
Absent or not voting: Mendenhall.
Total 1

HB 645 (Sixty-seventh Legislative Day - Third Reading - House) passed as follows:
Total 64
Total 33
Excused: Howard, Miller.
Total 2
Absent or not voting: Wiseman.
Total 1

HB 645 (Sixty-seventh Legislative Day - Second Reading - House) - Representative Wiseman moved HB 645, second reading copy, be amended as follows:
1. Page 6, line 17.
Strike: “51”
Insert: “52”
Strike: “51”
Insert: “52”
3. Page 33, line 5.
Strike: “51”
Insert: “52”
Strike: “51”
Insert: “52”

5. Page 44.
Following: line 2
Insert: “NEW SECTION. Section 30. Local disaster grant program. The department of commerce shall make grants from funds made available for that purpose to a local government for the purpose of removal of debris from property directly damaged by a disaster for which the principal executive officer of the local jurisdiction has made a disaster declaration pursuant to 10-3-402. The terms of a grant must include a provision for repayment of the grant amount from the proceeds of any recovery that the local government receives for the costs incurred in removing the debris.”
Renumber: subsequent sections

Strike: “51”
Insert: “52”

7. Page 43, line 17.
Strike: “51”
Insert: “52”

Strike: “51”
Insert: “52”

Strike: “51”
Insert: “52”

Strike: “51”
Insert: “52”

Strike: “51”
Insert: “50”

Strike: “51”
Insert: “52”

Strike: “51”
Insert: “52”

Following: “25”
Insert: “,”
Strike: “AND”
Following: “26”
Insert: “, and 30”

Following: “25”
Insert: “,”
Strike: “AND”
Following: “26”
Insert: “, and 30”

Strike: “51”
Insert: “52”

17. Page A-3.
Following: line 6
Insert: “g. Local Disaster Grant Program 400,000” [general fund in FY 2010]

Strike: “1,500,000” [general fund FY 10]
Insert: "1,100,000" [general fund FY 11]
Amendment failed as follows:

Total 18

Total 79

Excused: Howard, Miller.
Total 2

Absent or not voting: Pease-Lopez.
Total 1

HB 645 (Sixty-seventh Legislative Day - Second Reading - House) - Representative Wiseman moved HB 645, second reading copy, be amended as follows:

1. Page 6, line 17.
   Strike: "51"
   Insert: "52"
   Strike: "51"
   Insert: "52"
3. Page 33, line 5.
   Strike: "51"
   Insert: "52"
   Strike: "51"
   Insert: "52"
5. Page 44.
   Following: line 2
   Insert: "NEW SECTION. Section 30. Local disaster grant program. The department of commerce shall make grants from funds made available for that purpose to a local government for the purpose of removal of debris from property directly damaged by a disaster for which the principal executive officer of the local jurisdiction has made a disaster declaration pursuant to 10-3-402. The terms of a grant must include a provision for repayment of the grant amount from the proceeds of any recovery that the local government receives for the costs incurred in removing the debris."
   Renumber: subsequent sections
   Strike: "51"
   Insert: "52"
7. Page 43, line 17.
   Strike: "51"
   Insert: "52"
   Strike: "51"
   Insert: "52"
   Strike: "51"
   Insert: "52"
Amendment failed as follows:

Total 25

Total 70

Excused: Howard, Miller.
Total 2

Absent or not voting: Pease-Lopez, Warburton, Welborn.
Total 3

HB 645 (Sixty-seventh Legislative Day - Second Reading - House) - Representative Sesso introduced HB 645.

HB 645 (Sixty-seventh Legislative Day - Second Reading - House) - Representative Sesso moved HB 645, second reading copy, be amended as follows:
1. Page 37, line 7.
Following: “PARKS”
Insert: “; debris removal”
2. Page 40, line 15.
Following: “REMOVAL”
Insert: “; debris removal”
Following: “IMPROVEMENTS”
Insert: “; debris removal”
Amendment adopted as follows:


Total 90


Total 7

Excused: Howard, Miller.

Total 2

Absent or not voting: Welborn.

Total 1

HB 645 (Sixty-seventh Legislative Day - Second Reading - House) - Representative Sesso moved HB 645, as amended, do pass. Motion carried as follows:


Total 65


Total 34

Excused: None.

Total 0

Absent or not voting: Boniek.

Total 1

HB 645 (Sixty-seventh Legislative Day - Second Reading - House) - Representative Reinhart moved HB 645, second reading copy, be amended as follows:

Following: “(1)"
Insert: “(a)"
Strike: “An"
Insert: “Subject to subsection (1)(b), an”
Following: line 15
Insert: “(b) Unless specifically required by the American Recovery and Reinvestment Act of 2009, Public Law 111-5, the department of transportation may not charge indirect costs for funds received under the American Recovery and Reinvestment Act of 2009, Public Law 111-5.”
Amendment failed as follows:

Total 26

Total 69

Excused: Howard, Miller.
Total 2

Absent or not voting: Blasdel, Hendrick, Welborn.
Total 3

HB 645 (Seventy-eighth Legislative Day - Second Reading - Senate) - Senator Esp moved consideration of HB 645 be placed at the bottom of the second reading board for the purpose of amendment. Motion carried.

HB 645 (Seventy-eighth Legislative Day - Second Reading - Senate) - Free Conference Committee Report No. 1 - Senator Esp moved the Free Conference Committee report to HB 645 be adopted. Motion carried as follows:

Yeas: Bales, Barrett, Black, Branae, Brueggeman, Cooney, Curtiss, Erickson, Esp, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Perry, Ripley, Schmidt, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Williams, Windy Boy, Zinke, Mr. President.
Total 37

Nays: Balyeat, Barkus, Brenden, R. Brown, T. Brown, Essmann, Hinkle, Jackson, Murphy, Peterson, Shockley, Squires, Wanzenried.
Total 13

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 645 (Seventy-ninth Legislative Day - Second Reading - Senate) - Senator Esp moved HB 645, second reading copy, be amended as follows:

1. Page A-5
Strike: Lines 7 and 8 in their entirety.
Renumber: Subsequent sections.
Amendment adopted as follows:

Yeas: Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Hawks, Hinkle, Jackson, Jent, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Stewart-Peregoy, Tutvedt, Williams, Windy Boy, Zinke, Mr. President.
Total 35
Total 15
Absent or not voting: None.
Total 0
Excused: None.
Total 0

HB 645 (Seventy-ninth Legislative Day - Second Reading - Senate) - Senator Esp moved HB 645, second reading copy, be amended as follows:

1. Page 63, line 14.
   Following: "RETAIN"
   Strike: "1.25%"
   Insert: "1.13%"
Amendment adopted as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Hamlett, Hawks, Hinkle, Jackson, Jent, Keane, Laible, Laslovich, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Squires, Steinbeisser, Steward-Peregoy, Tutvedt, Williams, Windy Boy, Zinke, Mr. President.
Total 36
Total 14
Absent or not voting: None.
Total 0
Excused: None.
Total 0

HB 645 (Seventy-ninth Legislative Day - Second Reading - Senate) - Senator Hawks moved HB 645, second reading copy, be amended as follows:

   Insert: "k. At-Risk Payment 4,999,999 4,999,999"
   [General Fund FY10 FY11]
2. Page E-4, following line 5.
   Insert: "The line item At-Risk Payment, along with the At-Risk Payment in House Bill 2, is to be added to school districts’ BASE budget and maximum budget in the 2011 biennium."
Amendment not adopted as follows:
Total 23
Nays: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Hinkle, Jackson, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Zinke, Mr. President.
Total 27
Absent or not voting: None.
Total 0
Excused: None.
Total 0

HB 645 (Seventy-ninth Legislative Day - Second Reading - Senate) - Senator Wanzenried moved HB 645, second reading copy, be amended as follows:
HB 645  61ST LEGISLATURE (2009)  576

1. Page E-4, following line 3.
   Insert: “One-time-only funding used to fund the basic and per-ANB entitlement in the 2011
   biennium must be included in the base from which the inflation factor in 20-9-326 is calculated by
   the superintendent of public instruction in preparing and submitting a budget for K-12 public
   education for the 2013 biennium pursuant to 17-7-111 and 17-7-112. The statewide present law
   base for purposes of the 2013 biennium executive budget for the at-risk student payment
   provided in 20-9-328 must be $10 million.”
   Amendment not adopted as follows:

   Yeas: Branae, Cooney, Erickson, Gallus, Gillan, Hamlett, Hansen, Hawks, Jent, Juneau, Kaufmann,
   Keane, Larsen, Laslovich, Moss, Schmidt, Squires, Stewart-Peregoy, J. Tropila, M. Tropila,
   Wanzenried, Williams, Windy Boy.
   Total 23

   Nays: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp,
   Essmann, Gebhardt, Hinkle, Jackson, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley,
   Shockley, Steinbeisser, Tutvedt, Zinke, Mr. President.
   Total 27

   Absent or not voting: None.
   Total 0

   Excused: None.
   Total 0

HB 645 (Seventy-ninth Legislative Day - Second Reading - Senate)  - Senator Esp moved HB 645,
second reading copy, be amended as follows:

      Following: line 11
      Insert: “Montana Agro-Energy Industrial Park is restricted to grant funding for the development of
      the Montana Agro-Energy Industrial Park.”
      Amendment adopted as follows:

      Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Cooney,
      Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hansen, Hinkle, Jackson, Jent, Laible,
      Laslovich, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Steinbeisser, Tutvedt,
      Williams, Windy Boy, Zinke, Mr. President.
      Total 37

      Nays: Branae, Hamlett, Hawks, Juneau, Kaufmann, Larsen, Moss, Squires, Stewart-Peregoy, J.
      Tropila, M. Tropila, Wanzenried.
      Total 12

      Absent or not voting: None.
      Total 0

      Excused: Keane.
      Total 1

HB 645 (Seventy-ninth Legislative Day - Second Reading - Senate)  - Senator Balyeat moved HB
645, second reading copy, be amended as follows:

   1. Page B-6, line 16.
      Strike: “MENTAL HEALTH CRISIS DIVERSION PILOT PROGRAM”
      Insert: “Community Mental Health Crisis Services Demonstration Project”
   2. Page B-9, line 11
      Strike: “MENTAL HEALTH CRISIS DIVERSION PILOT PROGRAM”
      Insert: “Community Mental Health Crisis Services Demonstration Project”
      Amendment adopted as follows:

      Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman,
      Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle,
      Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy,
HB 645  (Seventy-ninth Legislative Day - Second Reading - Senate) - Senator Esp moved HB 645, second reading copy, be amended as follows:

1. Page 71, line 1.
   Strike: “BASE aid”
   Insert: “Stabilization Funding for K-12 Education”
   Amendment adopted as follows:


Total 50
Nays: None.
Total 0
Absent or not voting: None.
Total 0
Excused: None.
Total 0

HB 645  (Seventy-ninth Legislative Day - Second Reading - Senate) - Senator Williams moved HB 645, second reading copy, be amended as follows:

1. Page D-1, line 6.
   Strike: “125,000 125,000” [General Fund FY 2010 and FY 2011]
   Amendment not adopted as follows:


Total 23
Nays: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Hinkle, Jackson, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Zinke, Mr. President.

Total 27
Absent or not voting: None.
Total 0
Excused: None.
Total 0

HB 645  (Seventy-ninth Legislative Day - Second Reading - Senate) - Senator Williams moved HB 645, second reading copy, be amended as follows:

1. Page D-1, line 6.
   Strike: “125,000 125,000” [General Fund FY 2010 and FY 2011]
HB 645  61ST LEGISLATURE (2009)  578

2. Page D-3, line 3.
Strike: “500,000” [General Fund FY 2010]
Insert: “255,000” [General Fund FY 2010]
Amendment not adopted as follows:

Total 19

Nays: Bales, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gallus, Gebhardt, Hinkle, Jackson, Jent, Keane, Laible, Laslovich, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Windy Boy, Zinke, Mr. President.
Total 31

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 645 (Seventy-ninth Legislative Day - Second Reading - Senate) - Senator Hawks moved HB 645, second reading copy, be amended as follows:

Following: line 12
Insert: “i. Fund College Affordability Plan for the 2011 Biennium
2,702,558  4,264,330” [general fund FY10 & FY11]
Amendment not adopted as follows:

Total 22

Nays: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Hinkle, Jackson, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Zinke, Mr. President.
Total 27

Absent or not voting: None.
Total 0

Excused: None.
Total 1

HB 645 (Seventy-ninth Legislative Day - Second Reading - Senate) - Senator Esp moved HB 645, second reading copy, be amended as follows:

Strike: “COMMUNITY AND”
Strike: “6,500,000” [General fund FY 10]
Insert: “4,500,000” [General fund FY 10]
3. Page A-8, line 14 and line 15.
Strike: “COMMUNITY AND” on line 14
Following: “GRANTS” on line 14
Strike: remainder of line 14 through “$4,500,000” on line 15
Insert: “is”
Amendment adopted as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Erickson, Esp, Essmann, Gebhardt, Hinkle, Jackson, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Zinke, Mr. President.
HB 645 (Seventy-ninth Legislative Day - Second Reading - Senate) - Senator Esp moved HB 645, second reading copy, be amended as follows:

1. Page E-4. Following: line 5
   Insert: “Total fiscal year 2010 expenditures from the line item Stabilization Funding for K-12 Education may be included in the base budget for the purposes of 17-7-111 for the 2013 biennium budget in accordance with [section 18]. These expenditures may be funded with general fund in the present law base for the 2013 biennium executive budget in accordance with [section 18].”

Amendment adopted as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Hinkle, Jackson, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Zinke, Mr. President.

Total 27


Total 23

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 645 (Seventy-ninth Legislative Day - Second Reading - Senate) - Senator Esp moved HB 645, second reading copy, be amended as follows:

1. Page 72, line 14. Strike: “$3.5” Insert: “$2.5”
HB 645 61ST LEGISLATURE (2009) 580

Following: "Conservation"
Strike: "Improvements"
Insert: "Repayment Account"
Amendment adopted as follows:

Yeas: Bales, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gallus, Gebhardt, Hinkle, Jackson, Jent, Keane, Laible, Laslovich, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Zinke, Mr. President.
Total 30

Total 20

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 645 (Seventy-ninth Legislative Day - Second Reading - Senate) - Senator Black moved HB 645, second reading copy, be amended as follows:

1. Page C-2.
Strike: line 4 through line 6
Renumber: subsequent subsections
2. Page C-3.
Following: line 13
Insert: "b. Rail Transit Authority 49,354 50,000" [general fund FY10 and FY11]
3. Page C-3.
Following: line 16
Insert: "If Senate Bill No. 291 is not passed and approved, Rail Transit Authority is void."
Amendment adopted as follows:

Yeas: Barkus, Barrett, Black, Brenden, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Hamlett, Hansen, Hinkle, Jackson, Laible, Lewis, Murphy, Perry, Peterson, Ripley, Steinbeisser, J. Tropila, Tutvedt, Windy Boy, Zinke, Mr. President.
Total 26

Total 24

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 645 (Seventy-ninth Legislative Day - Second Reading - Senate) - Senator Esp moved HB 645, as amended, be concurred in. Motion carried as follows:

Yeas: Bales, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Keane, Laible, Laslovich, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Steinbeisser, Stewart-Peregoy, Tutvedt, Windy Boy, Zinke, Mr. President.
Total 27

Total 23

Absent or not voting: None.
HB 645 (Seventy-ninth Legislative Day - Second Reading - Senate) - Senator M. Tropila moved HB 645, second reading copy, be amended as follows:

   Following: line 5
   Insert: "MONTANA SCHOOL FOR THE DEAF AND BLIND (5113)
   1. Education Program (04)
      a. Special Needs Equipment
         16,507 [general fund FY10] "
   Amendment adopted as follows:

Total 50

Nays: None.
Total 0

Absent or not voting: None.
Total 0

HB 645 (Seventy-ninth Legislative Day - Second Reading - Senate) - Senator Brueggeman moved HB 645, second reading copy, be amended as follows:

1. Page 64, line 1.
   Following: "OF"
   Insert: "50% of"
2. Page 64, line 2.
   Following: "101(2)(C)"
   Insert: "and a proportional share of 50% of the funds distributed based upon the percentage that the population of each city or town bears to the total population of all cities and towns"
   Amendment adopted as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Williams, Windy Boy, Zinke, Mr. President.
Total 46

Nays: Juneau, Kaufmann, Moss, Wanzenried.
Total 4

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 645 (Seventy-ninth Legislative Day - Second Reading - Senate) - Senator Esp moved HB 645, second reading copy, be amended as follows:

1. Page 53, line 17.
   Following: "IMPLEMENT"
The Worker Training Program and Broadband Matching Grant

Amendment adopted as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Hinkle, Jackson, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Zinke, Mr. President.

Total 26


Total 22

Absent or not voting: None.

Total 0

Excused: Hansen, Laible.

Total 2

HB 645 (Seventy-ninth Legislative Day - Second Reading - Senate) - Senator Esp moved HB 645, second reading copy, be amended as follows:

1. Page 8-8.

Following: line 10

Insert: "In granting the funds for Health Information Technology — 2010-11, the department shall seek a nonprofit entity that is governed by a board of directors made up of members who provide a good geographic and demographic representation of the state and who represent the constituents interested in health care information technology, including but not limited to physicians, health care facilities, insurers, telemedicine providers, and government agencies."

Amendment adopted as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Erickson, Esp, Essmann, Gebhardt, Hamlett, Hinkle, Jackson, Keane, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Windy Boy, Zinke, Mr. President.

Total 31


Total 19

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 645 (Seventy-ninth Legislative Day - Second Reading - Senate) - Senator Kaufmann moved HB 645, second reading copy, be amended as follows:

1. Page 14, line 18.

Strike: “81”

Insert: “82”

2. Page 15, line 15.

Strike: “81”

Insert: “82”
SECOND AND THIRD READING VOTES

Strike: “81”
Insert: “82”
4. Page 24, line 17.
Strike: “81”
Insert: “82”
5. Page 63, line 12.
Strike: “$45”
Insert: “$35.9”
Strike: “81”
Insert: “82”
Strike: “$10” in both places
Insert: “$5.45” in both places
7. Page 63, line 20 through line 21.
Strike: “$100,000 PLUS THE PROPORTIONAL” on line 20
Insert: “an equal”
Following: “FUNDS” on line 20
Strike: remainder of line 20 through “(3)” on line 21
8. Page 64, line 1.
Strike: “$10”
Insert: “$5.45”
Strike: “81”
Insert: “82”
Strike: “81”
Insert: “82”
Strike: “81”
Insert: “82”
Strike: “81”
Insert: “82”
13. Page 73, line 1.
Strike: “81”
Insert: “82”
Strike: “81”
Insert: “82”
15. Page 73, line 17.
Strike: “81”
Insert: “82”
16. Page 74, line 3.
Strike: “81”
Insert: “82”
17. Page 74.
Following: line 3
Insert: “COORDINATION SECTION. Section 75. Coordination instruction. If House Bill No. 676 and [this act] are both passed and approved, then [section 18] of House Bill No. 676, amending 53-4-1004, is void.”
Renumber: subsequent sections
Strike: “81”
Insert: “82”
Strike: “3,752,548 3,747,452” [general fund FY10 and FY11]
Insert: “2,752,548 2,747,452” [general fund FY10 and FY11]
HB 645  61ST LEGISLATURE (2009)  584

Strike: "23,000,000" [general fund FY10 and FY11]
Insert: "13,874,476" [general fund FY10 and FY11]

21. Page B-6, following line 7.
Insert: "g. Healthy Montana Kids (Restricted)"
"5,413,433 5,712,090" [general fund FY10 and FY11]
"18,434,291 19,090,732" [federal special fund FY10 and FY11]

22. Page B-9, following line 8.
Insert: "Healthy Montana Kids may be used only to implement the healthy Montana kids program. Funding in Healthy Montana Kids may be distributed among programs when the department develops 2011 biennium operating plans."
Amendment not adopted as follows:

Total 22

Nays: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Hinkle, Jackson, Laible, Laslovich, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Zinke, Mr. President.
Total 28

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 645  (Seventy-ninth Legislative Day - Second Reading - Senate) - Senator Laible moved HB 645, second reading copy, be amended as follows:

Following: line 9
Insert: "c. 2-Year Extention Campuses 750,000" [general fund FY10]

Strike: "6,500,000" [general fund FY10]
Insert: "5,750,000" [general fund FY10]
Amendment not adopted as follows:

Total 15

Nays: Bales, Balyeat, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Hinkle, Jackson, Jent, Juneau, Keane, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Mr. President.
Total 35

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 645  (Eightieth Legislative Day - Third Reading - Senate), as amended by the Senate, concurred in as follows:

Yeas: Bales, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Keane, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Stewart-Peregoy, Tutvedt, Windy Boy, Zinke, Mr. President.
Total 27
HB 645 (Eighty-second Legislative Day - Second Reading - House) - Senate Amendments - Representative Sesso moved Senate amendments to HB 645 be not concurred in. Motion carried as follows:


Total 73


Total 27

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 645 (Eighty-ninth Legislative Day - Second Reading - Senate) - Free Conference Committee Report No. 1 - Senator Esp moved the Free Conference Committee report to HB 645 be adopted. Motion carried as follows:


Total 37

Nays: Balyeat, Barkus, Brenden, R. Brown, T. Brown, Essmann, Hinkle, Jackson, Murphy, Peterson, Shockley, Squires, Wanzenried.

Total 13

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 645 (Eighty-ninth Legislative Day - Second Reading - Senate) - Senator Esp moved consideration of HB 645 be placed at the bottom of the second reading board for the purpose of amendment. Motion carried.

HB 645 (Ninetieth Legislative Day - Second Reading - House) - Free Conference Committee Report No. 1 - Representative Sesso moved the Free Conference Committee report to HB 645 be adopted. Motion carried as follows:
HB 645

61ST LEGISLATURE (2009)

Total 69

Total 31

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 645  (Ninetieth Legislative Day - Third Reading - House) Free Conference Committee report, adopted as follows:
Total 51

Total 49

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 645  (Ninetieth Legislative Day - Third Reading - Senate) Free Conference Committee Report No. 1, adopted as follows:
Yeas: Bales, Barrett, Black, Branae, Brenden, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Gebhardt, Gillan, Hamlett, Hansen, Jen, Keane, Laible, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Ripley, Schmidt, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Williams, Windy Boy, Zinke, Mr. President.
Total 34

Total 16

Paired: Windy Boy, Aye; Hawks, No.
Absent or not voting: None.
Total 0

Excused: None.
Total 0
HB 653 (Sixty-eighth Legislative Day - Second Reading - House) - Representative Pomnichowski moved HB 653 do pass. Motion carried as follows:


Total 89


Total 10

Excused: None.

Total 0

Absent or not voting: Himmelberger.

Total 1

HB 653 (Sixty-ninth Legislative Day - Third Reading - House), passed as follows:


Total 87

Nays: Boniek, Ingraham, Kerns, Mendenhall, Randall, Sales, Wagner.

Total 7


Total 6

Absent or not voting: None.

Total 0

HB 653 (Seventy-fifth Legislative Day - Second Reading - Senate) - Senator Erickson moved HB 653 be concurred in. Motion carried as follows:


Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 653 (Seventy-sixth Legislative Day - Third Reading - Senate) concurred in as follows:

Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 655 (Sixty-eighth Legislative Day - Second Reading - House) - Representative Belcourt moved HB 655 do pass. Motion carried as follows:


Total 93

Nays: Berry, Boniek, Hawk, Hoven, Kerns, Lake, Mendenhall, Randall, Sales, Stoker, Wiseman.

Total 7

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 655 (Sixty-ninth Legislative Day - Third Reading - House) , passed as follows:


Total 79

Nays: Berry, Boniek, Hawk, Hoven, Kerns, Lake, Mendenhall, Miller, More, Randall, Regier, Sales, Smith, Stoker, Wagner.

Total 15


Total 6

Absent or not voting: None.

Total 0

HB 655 (Eighty-first Legislative Day - Second Reading - Senate) - Senator Hamlett moved HB 655 be concurred in. Motion carried as follows:
HB 655 (Eighty-second Legislative Day - Third Reading - Senate) concurred in as follows:


Total 44

Nays: Balyeat, Barrett, Esp, Hinkle, Peterson, Mr. President.

Total 6

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 656 (Seventieth Legislative Day - Second Reading - House) - Representative Stahl moved HB 656 do pass. Motion carried as follows:


Total 94

Nays: Boniek, Caferro, McGillvray, Reichner, Smith, Stoker.

Total 6

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 656 (Seventy-first Legislative Day - Third Reading - House) passed as follows:

   Total 93
   Total 7
Excused: None.
   Total 0
Absent or not voting: None.
   Total 0

HB 656 (Eighty-first Legislative Day - Second Reading - Senate) - Senator J. Tropila moved HB 656 be concurred in. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Zinke, Mr. President.
   Total 45
Nays: Curtiss, Hinkle, Jackson, McGee, Windy Boy.
   Total 5
Absent or not voting: None.
   Total 0
Excused: None.
   Total 0

HB 656 (Eighty-second Legislative Day - Third Reading - Senate) - concurred in as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Zinke, Mr. President.
   Total 46
Nays: Curtiss, Hinkle, Jackson, McGee, Windy Boy.
   Total 4
Absent or not voting: None.
   Total 0
Excused: None.
   Total 0

HB 657 (Sixty-ninth Legislative Day - Second Reading - House) - Representative Stahl moved HB 657 do pass. Motion carried as follows:

   Total 97
HB 657 (Seventieth Legislative Day - Third Reading - House) passed as follows:


Total 98

Nays: Kerns.
Total 1

Excused: Belcourt.
Total 1

Absent or not voting: None.
Total 0

HB 657 (Eighty-first Legislative Day - Second Reading - Senate) - Senator Black moved HB 657 be concurred in. Motion carried as follows:


Total 49

Nays: Jackson.
Total 1

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 657 (Eighty-second Legislative Day - Third Reading - Senate) concurred in as follows:


Total 46

Nays: Erickson, Gallus, Jackson, Zinke.
Total 4

Absent or not voting: None.
Total 0
Excused: None.

Total 0

HB 658 (Seventieth Legislative Day - Second Reading - House) - Representative Jopek moved HB 658 do pass. Motion carried as follows:


Total 75


Total 25

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 658 (Seventy-first Legislative Day - Third Reading - House) passed as follows:


Total 79


Total 20

Excused: None.

Total 0

Absent or not voting: Pease-Lopez.

Total 1

HB 658 (Eighty-first Legislative Day - Second Reading - Senate) - Senator Essmann moved HB 658, second reading copy, be amended as follows:

1. Page 14, line 8.

Strike: "$40"

Insert: "$50"

Amendment adopted as follows:


Total 50
HB 658 (Eighty-first Legislative Day - Second Reading - Senate) - Senator Essmann moved HB 658, second reading copy, be amended as follows:

1. Title, page 1, line 7 through line 8.
   Strike: “INCREASING” on line 7 through “PROGRAM:” on line 8
   Following: “BOARDS”
   Insert: “, school districts,”
2. Page 24, line 19.
   Strike: “[THIS ACT] CHANGES ELIGIBILITY CRITERIA FOR” on lines 24 and 25
   Insert: “the application deadlines for”
   Strike: “THE EXEMPTION RATE FORMULAS FOR” on line 25
3. Page 24, line 26 through line 27.
   Strike: “AND THE” on line 26 through “APPLICATION DEADLINES FOR THOSE PROGRAMS”

Amendment adopted as follows:

   Total 50

Nays: None.
   Total 0

Absent or not voting: None.
   Total 0

Excused: None.
   Total 0

HB 658 (Eighty-first Legislative Day - Second Reading - Senate) - Senator Gillan moved HB 658, second reading copy, be amended as follows:

1. Title, page 1, line 20 through line 22.
   Strike: “EXEMPTING;” on line 20 through “SUBDIVISIONS;” on line 22
2. Page 10, line 10 through line 11.
   Strike: section 5 in its entirety
   Renumber: subsequent sections
   Strike: section 15 in its entirety
   Renumber: subsequent sections

Amendment not adopted as follows:

   Total 23

Nays: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Hinkle, Jackson, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Zinke, Mr. President.
   Total 27
Absent or not voting: None.

Excused: None.

HB 658  (Eighty-first Legislative Day - Second Reading - Senate)  - Senator Kaufmann moved HB 658, second reading copy, be amended as follows:

1. Title, page 1, line 6.
   Following: “REAPPRAISAL;”
   Insert: “ESTABLISHING THE MONTANA PROPERTY TAX REDUCTION ACT; PROVIDING
   DEFINITIONS; ESTABLISHING A REFUNDABLE INCOME TAX CREDIT FOR A PORTION OF
   PROPERTY TAXES PAID; ESTABLISHING A METHOD FOR CALCULATING THE CREDIT;
   GRANTING THE DEPARTMENT OF REVENUE AUTHORITY TO DENY CERTAIN CLAIMS;
   ESTABLISHING A PENALTY FOR FALSE OR FRAUDULENT CLAIMS; GRANTING THE
   DEPARTMENT OF REVENUE RULEMAKING AUTHORITY; ELIMINATING THE EXTENDED
   PROPERTY TAX ASSISTANCE PROGRAM;”
2. Title, page 1, line 7 through line 8.
   Strike: “INCREASING” on line 7 through “PROGRAM;” on line 8
3. Title, page 1, line 30.
   Following: “OF”
   Insert: “THE”
4. Title, page 2, line 1.
   Strike: “ASSISTANCE PROGRAMS”
   Insert: “REDUCTION ACT”
5. Title, page 2, line 2 through line 3.
   Strike: “THE” on line 2 through “AND” on line 3
6. Title, page 2, line 7.
   Following: line 6
7. Title, page 2, line 8.
   Strike: “AND”
   Insert: “15-16-102, “
   Following: “15-44-103,”
   Insert: “47-1-111, 53-4-1103, AND 53-6-1001,”
8. Title, page 2, line 10.
   Following: “MCA;”
   Insert: “REPEALING SECTIONS 15-6-191, 15-6-193, 15-6-211, 15-30-171, 15-30-172,
   Insert: “NEW SECTION.  Section 1. Short title. [Sections 1 through 8] may be cited as the
   “Montana Property Tax Reduction Act.”
   Insert: “NEW SECTION.  Section 2. Purpose. The purpose of [sections 1 through 8] is to provide
   property tax reductions in the form of a refundable income tax credit to certain persons who own
   or rent a qualified residence.”
   Insert: “NEW SECTION.  Section 3. Definitions. As used in [sections 1 through 8], the following
   definitions apply:
   (1) “Claimant” means a person who files a claim for property tax reductions as authorized by
   [sections 1 through 8] and who was a resident of this state for at least 7 months during the
   calendar year for which the claim was filed. A claimant must have resided, as either an owner or
   renter, in a qualified residence for at least 7 months during the calendar year for which a claim is
   filed.
   (2) “Deceased veteran” means a person who was killed while on active duty or dies as a result of
   a service-connected disability.
   (3) “Disabled veteran” means a person who:
   (a) was honorably discharged from active service in any branch of the armed services; and
(b) is currently rated 100% disabled or is paid at the 100% disabled rate by the U.S. department of veterans affairs for a service-related disability, as verified by official documentation from the U.S. department of veterans affairs.

(4) "Gross rent" means the total rent in cash or its equivalent actually paid during the claim period by the renter or lessee for the right of occupancy of a qualified residence pursuant to an arm's-length transaction with a property owner or the owner's agent.

(5) "Household" means all individuals residing in a qualified residence who cannot be claimed on another individual's income tax return as a dependent.

(6) "Household income" means the total income of a household as reported on the tax return or returns required by this chapter for the year in which the credit is being claimed excluding losses and before any federal or state adjustments to income. In cases in which the claimant is not required to file a tax return under this chapter, household income means the total household income as it would have been reported had the claimant been required to file a return.

(7) "Property taxes" means taxes billed against a qualified residence, including special assessments and fees but excluding penalties and interest during the claim period. Property taxes do not include special assessments or voted mill levies billed after December 31, 2011.

(8) "Qualified residence" means any class four residential dwelling that is a single-family dwelling unit, unit of a multiple-unit dwelling, trailer, manufactured home, or mobile home and as much of the surrounding land, not exceeding 1 acre, as is reasonably necessary for its use as a dwelling. A qualified residence must be occupied by a claimant for at least 7 months during the year for which a claim is made.

(9) "Rent constituting property taxes" means 15% of the gross rent actually paid by a claimant for the right of occupancy of a qualified residence for which the claimant has submitted a claim.

(10) "Surviving spouse of a deceased veteran" means, if the surviving spouse has not remarried, an individual who was married to a veteran who, during the course of the marriage:
(a) was killed while on active duty; or
(b) died as a result of a service-connected disability."

Insert: "NEW SECTION. Section 4. Income tax credit for property taxes paid. (1) There is a credit against the taxes imposed by this chapter for a portion of the property taxes paid by a claimant as provided by [sections 1 through 8].
(2) If the amount of the credit exceeds the claimant's liability under this chapter, the amount of the excess must be refunded to the claimant.
(3) A claimant required to file a tax return under this chapter shall submit a claim for the credit with the claimant's tax return.
(4) A claimant not required to file a tax return under this chapter may submit a claim for the credit.
(5) Claims for the credit must be made on a form prescribed by the department and must be filed no later than April 15 of the year following the year for which credit is sought.
(6) The department may grant a reasonable extension for filing a claim whenever, in its judgment, good cause exists.
(7) In the event that an individual who would have a claim under [sections 1 through 8] dies before filing the claim, the personal representative of the estate of the decedent may file the claim.
(8) The department or an individual may revise a return and an individual may make a claim under [sections 1 through 8] within 5 years from the last day prescribed for filing a claim for reduction.
(9) Only one claim may be made with respect to any qualified residence."

Insert: "NEW SECTION. Section 5. Calculation of credit. (1) The credit provided for in [section 4] is calculated based on a claimant's income as set out in column A of the table in subsection (6).
(2) A claimant who owned and occupied a qualified residence may claim a credit for property taxes billed to the extent that the property taxes billed exceed the claimant's household income as set out in column B of the table in subsection (6).
(3) A claimant who rented or leased a qualified residence may claim a credit for rent constituting property taxes to the extent that the rent constituting property taxes paid exceeds the claimant's household income as set out in column B of the table in subsection (6).
(4) A claimant who turns 62 years of age or older during the year for which a claim is made may claim a credit for property taxes billed or rent constituting property taxes paid to the extent that the
property taxes billed or rent constituting property taxes paid exceeds the claimant's household income as set out in column C of the table in subsection (6).

(5) A claimant who is a disabled veteran or the surviving spouse of a deceased veteran may claim a credit for property taxes billed or rent constituting property taxes paid to the extent that the property taxes billed or rent constituting property taxes paid exceeds the claimant's household income as set out in column D of the table in subsection (6).

(6) The following table must be used to calculate the credit provided for in [section 4]:

<table>
<thead>
<tr>
<th>Income</th>
<th>Column A</th>
<th>Column B</th>
<th>Column C</th>
<th>Column D</th>
</tr>
</thead>
<tbody>
<tr>
<td>$0 - $10,500</td>
<td>2.5%</td>
<td>0%</td>
<td>0%</td>
<td></td>
</tr>
<tr>
<td>$10,501 - $26,000</td>
<td>3%</td>
<td>2%</td>
<td>0%</td>
<td></td>
</tr>
<tr>
<td>$26,001 - $39,000</td>
<td>3%</td>
<td>3%</td>
<td>0%</td>
<td></td>
</tr>
<tr>
<td>$39,001 - $45,000</td>
<td>3.5%</td>
<td>3.5%</td>
<td>1%</td>
<td></td>
</tr>
<tr>
<td>$45,001 - $60,000</td>
<td>3.5%</td>
<td>3.5%</td>
<td>3.5%</td>
<td></td>
</tr>
</tbody>
</table>

(7) A claimant who qualifies for a tax credit under more than one subsection of this section may claim the credit that provides the claimant with the greatest benefit.

(8) (a) Unless a claimant is a disabled veteran or the surviving spouse of a deceased veteran entitled to a credit under subsection (5), the maximum credit authorized by this section is $1,500.

(b) The maximum credit authorized for a claimant entitled to a credit under subsection (5) is $2,000.

(9) By November 1 of each year, the department shall multiply the column A income bracket amounts contained in subsection (6) by the inflation factor for that tax year, but using the consumer price index for June 2009, and round the cumulative brackets to the nearest $100. The resulting adjusted brackets are effective for that tax year and must be used as the basis for the determination of the tax credit authorized by this section."

Insert: “NEW SECTION. Section 6. Denial of claims. The department may deny claims if the department determines the claims or the claimants do not qualify pursuant to the terms of [sections 1 through 8] or if the department determines that a false or fraudulent claim has been filed.”

Insert: “NEW SECTION. Section 7. False or fraudulent claims. A claimant who submits a false or fraudulent claim is guilty of false swearing under 45-7-202. In addition to the penalties available under 45-7-202, any claim granted as the result of a false or fraudulent claim may be recaptured by the department.”

Insert: “NEW SECTION. Section 8. Rulemaking authority. The department may adopt rules necessary to implement, administer, and enforce [sections 1 through 8].”

Insert: “Section 9. Section 2-15-122, MCA, is amended to read:

2-15-122. Creation of advisory councils. (1) (a) A department head or the governor may create advisory councils.

(b) An agency or an official of the executive branch of state government other than a department head or the governor, including the superintendents of the state’s institutions and the presidents of the units of the state’s university system, may also create advisory councils but only if federal law or regulation requires that the official or agency create the advisory council as a condition to the receipt of federal funds.

(c) The board of public education, the board of regents of higher education, the state board of education, the attorney general, the state auditor, the secretary of state, and the superintendent of public instruction may create advisory councils, which shall serve at their pleasure, without the approval of the governor. The creating authority shall file a record of each council created by it in the office of the governor and the office of the secretary of state in accordance with subsection (9).

(2) Each advisory council created under this section must be known as the “.... advisory council”.

(3) The creating authority shall:

(a) prescribe the composition and advisory functions of each advisory council created;

(b) appoint its members, who shall serve at the pleasure of the creating authority; and

(c) specify a date when the existence of each advisory council ends.

(4) Advisory councils may be created only for the purpose of acting in an advisory capacity, as defined in 2-15-102.

(5) (a) Unless an advisory council member is a full-time salaried officer or employee of this state or of any political subdivision of this state, the member is entitled to be paid in an amount to be
determined by the department head, not to exceed $50 for each day in which the member is actually and necessarily engaged in the performance of council duties and to be reimbursed for travel expenses, as provided for in 2-18-501 through 2-18-503, incurred while in the performance of council duties. The maximum daily pay rate must be adjusted for inflation annually using the formula provided in 15-6-134(2)(b)(ii) and (2)(b)(iii); except that the base income level and appropriate dollar amount must be $50 a day subsection (11).

(b) Members who are full-time salaried officers or employees of this state or of any political subdivision of this state are not entitled to be compensated for their service as members but are entitled to be reimbursed for travel expenses, as provided for in 2-18-501 through 2-18-503. 
(6) Unless otherwise specified by the creating authority, at its first meeting in each year, an advisory council shall elect a presiding officer and other officers that it considers necessary.

(7) Unless otherwise specified by the creating authority, an advisory council shall meet at least annually and shall also meet on the call of the creating authority or the governor and may meet at other times on the call of the presiding officer or a majority of its members. An advisory council may not meet outside the city of Helena without the express prior authorization of the creating authority.

(8) A majority of the membership of an advisory council constitutes a quorum to do business.

(9) Except as provided in subsection (1)(c), an advisory council may not be created or appointed by a department head or any other official without the approval of the governor. In order for the creation or approval of the creation of an advisory council to be effective, the governor shall file in the governor’s office and in the office of the secretary of state a record of the council created showing:
   (a) the council’s name, in accordance with subsection (2);
   (b) the council’s composition;
   (c) the appointed members, including names and addresses;
   (d) the council’s purpose; and
   (e) the council’s term of existence, in accordance with subsection (10).

(10) An advisory council may not be created to remain in existence longer than 2 years after the date of its creation or beyond the period required to receive federal or private funds, whichever occurs later, unless extended by the appointing authority in the manner set forth in subsection (1). If the existence of an advisory council is extended, the appointing authority shall specify a new date, not more than 2 years later, when the existence of the advisory council ends and file a record of the order in the office of the governor and the office of the secretary of state. The existence of any advisory council may be extended as many times as necessary.

(11) (a) The income levels contained in subsection (5) must be adjusted for inflation annually. The adjustment to the income levels is determined by:
   (i) multiplying $50 by the ratio of the PCE for the second quarter of the year prior to the year of application to the PCE for the second quarter of 1995; and
   (ii) rounding the product obtained to the nearest whole dollar amount.

(b) “PCE” means the implicit price deflator for personal consumption expenditures as published quarterly in the Survey of Current Business by the bureau of economic analysis of the U.S. department of commerce.”

Insert: “Section 10. Section 5-2-301, MCA, is amended to read:

“5-2-301. Compensation and expenses for members while in session. (1) Legislators are entitled to a salary commensurate to that of the daily rate for an employee earning $10.33 an hour when the regular session of the legislature in which they serve is convened under 5-2-103 for those days during which the legislature is in session. The hourly rate must be adjusted by any statutorily required pay increase. The president of the senate and the speaker of the house must receive an additional $5 a day in salary for those days during which the legislature is in session.

(2) Legislators may serve for no salary.

(3) Subject to subsection (4), legislators are entitled to a daily allowance, 7 days a week during a legislative session, as reimbursement for expenses incurred in attending a session. Expense payments must stop when the legislature recesses for more than 3 days and resume when the legislature reconvenes.

(4) After November 15, and prior to December 15 of each even-numbered year, the department of administration shall conduct a survey of the allowance for daily expenses of legislators for the states of North Dakota, South Dakota, Wyoming, and Idaho. The department shall include the average daily expense allowance for Montana legislators in determining the average daily rate for
legislators. The department shall include only states with specific daily allowances in the calculation of the average. If the average daily rate is greater than the daily rate for legislators in Montana, legislators are entitled to a new daily rate for those days during which the legislature is in session. The new daily rate is the daily rate for the prior legislative session, increased by the percentage rate increase as determined by the survey, a cost of living increase to reflect inflation that is calculated pursuant to 15-6-134 subsection (8), or 5%, whichever is less. The expense allowance is effective when the next regular session of the legislature in which the legislators serve is convened under 5-2-103.

(5) Legislators are entitled to a mileage allowance as provided in 2-18-503 for each mile of travel to the place of the holding of the session and to return to their place of residence at the conclusion of the session.

(6) In addition to the mileage allowance provided for in subsection (5), legislators, upon submittal of an appropriate claim for mileage reimbursement to the legislative services division, are entitled to:
   (a) three additional round trips to their place of residence during each regular session; and
   (b) additional round trips as authorized by the legislature during special session.

(7) Legislators are not entitled to any additional mileage allowance under subsection (5) for a special session if it is convened within 7 days of a regular session.

(8) (a) The income levels contained in subsection (4) must be adjusted for inflation annually. The adjustment to the income levels is determined by:
   (i) multiplying the appropriate dollar amount by the ratio of the PCE for the second quarter of the year prior to the year of application to the PCE for the second quarter of 1995; and
   (ii) rounding the product obtained to the nearest whole dollar amount.

(b) "PCE" means the implicit price deflator for personal consumption expenditures as published quarterly in the Survey of Current Business by the bureau of economic analysis of the U.S. department of commerce."
Strike: “FOR SINGLE-FAMILY RESIDENTIAL DWELLINGS, THE"
Insert: “The”

20. Page 9, line 30.
Strike: “$1.5 MILLION”
Insert: “$600,000”

Strike: “(1)(g)”
Insert: “(1)(f)”

22. Page 10, line 28 through line 30.
Strike: the first “assistance” on line 28 through “15-30-179” on line 30
Insert: “reduction provisions in [sections 1 through 8]”

23. Page 18, line 17 through line 19.
Strike: the first “assistance” on line 17 through “15-30-179” on line 19
Insert: “reduction provisions in [sections 1 through 8]”

Insert: “Section 21. Section 15-16-102, MCA, is amended to read:
15-16-102. Time for payment — penalty for delinquency. Unless suspended or canceled under the provisions of 10-1-606 or Title 15, chapter 24, part 17, all taxes levied and assessed in the state of Montana, except assessments made for special improvements in cities and towns payable under 15-16-103, are payable as follows:
(1) One-half of the taxes are payable on or before 5 p.m. on November 30 of each year or within 30 days after the tax notice is postmarked, whichever is later, and one-half are payable on or before 5 p.m. on May 31 of each year.
(2) Unless one-half of the taxes are paid on or before 5 p.m. on November 30 of each year or within 30 days after the tax notice is postmarked, whichever is later, the amount payable is delinquent and draws interest at the rate of 5/6 of 1% a month from and after the delinquency until paid and 2% must be added to the delinquent taxes as a penalty.
(3) All taxes due and not paid on or before 5 p.m. on May 31 of each year are delinquent and draw interest at the rate of 5/6 of 1% a month from and after the delinquency until paid, and 2% must be added to the delinquent taxes as a penalty.
(4) (a) If the date on which taxes are due falls on a holiday or Saturday, taxes may be paid without penalty or interest on or before 5 p.m. of the next business day in accordance with 1-1-307.
(b) If taxes on property qualifying under the low income property tax assistance provisions of 15-6-134(1)(c) and 15-6-191 are paid within 20 calendar days of the date on which the taxes are due, the taxes may be paid without penalty or interest. If a tax payment is made later than 20 days after the taxes were due, the penalty must be paid and interest accrues from the date on which the taxes were due.
(5) (a) A taxpayer may pay current year taxes without paying delinquent taxes. The county treasurer shall accept a partial payment equal to the delinquent taxes, including penalty and interest, for one or more full tax years if taxes for both halves of the current tax year have been paid. Payment of taxes for delinquent taxes must be applied to the taxes that have been delinquent the longest. The payment of taxes for the current tax year is not a redemption of the property tax lien for any delinquent tax year.
(b) A payment by a co-owner of an undivided ownership interest that is subject to a separate assessment otherwise meeting the requirements of subsection (5)(a) is not a partial payment.
(6) The penalty and interest on delinquent assessment payments for specific parcels of land may be waived by resolution of the city council. A copy of the resolution must be certified to the county treasurer.
(7) If the department revises an assessment that results in an additional tax of $5 or less, an additional tax is not owed and a new tax bill does not need to be prepared.
(8) The county treasurer may accept a partial payment of centrally assessed property taxes as provided in 76-3-207.”

Insert: "Section 23. Section 47-1-111, MCA, is amended to read:
47-1-111. Eligibility — determination of indigence — rules. (1) (a) Beginning July 1, 2006, when
a court orders the office to assign counsel, the office shall immediately assign counsel prior
to a determination under this section.
(b) If the person for whom counsel has been assigned is later determined pursuant to this section
to be ineligible for public defender services, the office shall immediately notify the court so that the
court's order may be rescinded.
(c) A person for whom counsel is assigned is entitled to the full benefit of public defender
services until the court's order requiring the assignment is rescinded.
(d) Any determination pursuant to this section is subject to the review and approval of the court.
(2) (a) An applicant who is eligible for a public defender only because the applicant is indigent
shall also provide a detailed financial statement and sign an affidavit.
(b) The application, financial statement, and affidavit must be on a form prescribed by the
commission.
(c) Information disclosed in the application, financial statement, or affidavit is not admissible in a
civil or criminal action except when offered for impeachment purposes or in a subsequent
prosecution of the applicant for perjury or false swearing.
(d) The office may not withhold the timely provision of public defender services for delay or failure
to fill out an application. However, a court may find a person in civil contempt of court for a
person's unreasonable delay or failure to comply with the provisions of this subsection (2).
(3) An applicant is indigent if:
(a) the applicant's gross household income, as defined in 15-30-171, is at or less than 133% of
the poverty level set according to the most current federal poverty guidelines updated periodically
in the federal register by the United States department of health and human services under the
authority of 42 U.S.C. 9902(2); or
(b) the disposable income and assets of the applicant and the members of the applicant's
household are insufficient to retain competent private counsel without substantial hardship to the
applicant or the members of the applicant's household.
(4) A determination of indigence may not be denied based solely on an applicant's ability to post
bail or solely because the applicant is employed.
(5) A determination may be modified by the office or the court if additional information becomes
available or if the applicant's financial circumstances change.
(6) The commission shall establish procedures and adopt rules to implement this section.
Commission procedures and rules:
(a) must ensure that the eligibility determination process is fair and consistent statewide;
(b) must allow a qualified private attorney to represent an applicant if the attorney agrees to
accept from the applicant a compensation rate that will not constitute a substantial financial
hardship to the applicant or the members of the applicant's household;
(c) may provide for the use of other public or private agencies or contractors to conduct eligibility
screening under this section;
(d) must avoid unnecessary duplication of processes; and
(e) must prohibit individual public defenders from performing eligibility screening pursuant to this
section.
(7) For the purposes of this section, the following definitions apply:
(a) "Gross household income" means all income received by all individuals of a household while
they are members of the household.
(b) (i) "Household" means an association of persons who live in the same dwelling, sharing its
furnishings, facilities, accommodations, and expenses.
(ii) The term does not include bona fide lessees, tenants, or roomers and boarders on contract.
(c) "Household income" means the amount obtained by subtracting $6,300 from gross household
income.
(d) "Income" means federal adjusted gross income, without regard to loss, as that quantity is
defined in the Internal Revenue Code, plus all nontaxable income, including but not limited to:
(i) the amount of any pension or annuity, including Railroad Retirement Act benefits and
veterans' disability benefits;
(ii) the amount of capital gains excluded from adjusted gross income;
(iii) alimony;
(iv) support money;
(v) nontaxable strike benefits;
(vi) cash public assistance and relief;
(vii) interest on federal, state, county, and municipal bonds; and
(viii) all payments received under federal social security except social security income paid directly to a nursing home.”

Insert: “Section 24. Section 53-4-1103, MCA, is amended to read:
“53-4-1103. Definitions. For purposes of this part, the following definitions apply:
(1) "Comprehensive" means health insurance having benefits at least as extensive as those provided under the children’s health insurance program.
(2) "Department" means the department of public health and human services provided for in 2-15-2201.
(3) “Enrollee” means a child who is enrolled or in the process of being enrolled in the plan, including children already enrolled in the programs described in 53-4-1104(2).
(4) (a) "Enrollment partner" means an organization or individual approved by the department to assist in enrolling eligible children in the plan.
(b) An enrollment partner may be but is not limited to:
(i) a licensed health care provider;
(ii) a school;
(iii) a community-based organization; or
(iv) a government agency.
(5) “Health coverage” means a program administered by the department or a disability insurance plan, referred to in 33-1-207(1)(b), that provides public or private health insurance for children.
(6) “Income” has the meaning provided in 15-30-171(9)(a).
(7) “Plan” means the healthy Montana kids plan established in 53-4-1104.
(8) “Premium” means the amount of money charged to provide coverage under a public or private health coverage plan.
(9) “Presumptive eligibility” has the meaning provided in 42 CFR 457.355.”

Insert: “Section 25. Section 53-6-1001, MCA, is amended to read:
“53-6-1001. Definitions. As used in this part, unless the context requires otherwise, the following definitions apply:
(1) "Average wholesale price" means the wholesale price charged on a specific drug that is assigned by the drug manufacturer and is listed in a nationally recognized drug pricing file.
(2) "Department" means the department of public health and human services provided for in Title 2, chapter 15, part 22.
(3) “Discounted price” means a price set by the department by rule pursuant to 53-6-1002.
(4) “Gross household income” has the meaning provided in 15-30-171.
(5) “Manufacturer” means a manufacturer of prescription drugs and includes a subsidiary or affiliate of a manufacturer.
(6) “Participating retail pharmacy” means a retail pharmacy located in this state or another business licensed to dispense prescription drugs in this state that is medicaid-approved.
(7) “Program” means the prescription drug plus discount program provided for in 53-6-1002.
(8) “Secondary discounted price” means the discounted price less any further discounts funded by manufacturer rebates for medication purchased by participants in the program.”

Renumber: subsequent sections
Strike: section 13 in its entirety
Renumber: subsequent sections
Following: “INSTRUCTION.”
Insert: “(1) [Sections 1 through 8] are intended to be codified as an integral part of Title 15, chapter 30, and the provisions of Title 15, chapter 30, apply to [sections 1 through 8].
(2)“
Strike: “5”
Insert: “15”
Strike: “5”
Insert: “15”

Amendment not adopted as follows:

Total 23

Nays: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Curtiss, Esp, Essmann, Gallus, Gebhardt, Hinkle, Jackson, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Zinke, Mr. President.
Total 27

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 658 (Eighty-first Legislative Day - Second Reading - Senate) - Senator Essmann moved HB 658, as amended, be concurred in. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Curtiss, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Keane, Laible, Larsen, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Windy Boy, Zinke, Mr. President.
Total 30

Total 20

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 658 (Eighty-second Legislative Day - Third Reading - Senate) concurred in as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Curtiss, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Keane, Laible, Larsen, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Windy Boy, Mr. President.
Total 30

Total 20

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 658 (Eighty-fourth Legislative Day - Second Reading - House) - Senate Amendments - Representative Jopek moved Senate amendments to HB 658 be not concurred in. Motion carried as follows:

Total 97

Nays: Boniek, Kasten, Wagner.

Total 3

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 658  (Ninetieth Legislative Day - Second Reading - House) - Free Conference Committee Report No. 1 - Representative Jopek moved the Conference Committee report to HB 658 be adopted. Motion carried as follows:


Total 58


Total 42

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 658  (Ninetieth Legislative Day - Second Reading - Senate) - Free Conference Committee Report No. 1 - Senator Essmann moved the Free Conference Committee report to HB 658 be adopted. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Curtiss, Esp, Essmann, Gebhardt, Gillan, Hamlett, Hansen, Hinkle, Jackson, Jen, Keane, Laible, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Steinbeisser, Stewart-Peregoy, J. Tropila, Tutvedt, Windy Boy, Mr. President.

Total 37


Total 13

Absent or not voting: None.

Total 0

Excused: None.

Total 0
HB 658 (Ninetieth Legislative Day - Third Reading - Senate) Free Conference Committee Report No. 1, adopted as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Curtiss, Esp, Essmann, Gebhardt, Gillan, Hamlett, Hansen, Hinkle, Jackson, Jent, Keane, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Steinbeisser, Stewart-Peregoy, J. Tropila, Tutvedt, Williams, Windy Boy, Zinke, Mr. President.

Total 37


Total 13

Paired: Windy Boy, Aye; Hawks, No.

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 658 (Ninetieth Legislative Day - Third Reading - House) Free Conference Committee report, adopted as follows:


Total 57


Total 43

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 659 (Sixty-fifth Legislative Day - Second Reading - House) - Representative Roberts moved HB 659 do pass. Motion carried as follows:


Total 51


Total 49

Excused: None.

Total 0
Absent or not voting: None.
  Total 0

HB 659  (Sixty-sixth Legislative Day - Third Reading - House)  passed as follows:
  Yeas: Ankney, Belcourt, Bennett, Berry, Boniek, Brown, Butcher, Campbell, Cohenour, Driscoll,
  Ebinger, Fleming, Frey, Getz, Glaser, Grinde, Hamilton, Henry, Himmelberger, Hiner, Hollandsworth,
  Hollenbaugh, Hoven, Hunter, Ingraham, Jones, Jopek, Klock, Kottel, MacLaren, McAlpin, McChesney,
  McGillvray, McNutt, Mehlhoff, Menahan, Mendenhall, Milburn, A. Noonan, Nooney, O'Hara, Peterson,
  Regier, Roberts, Sesso, Smith, Stahl, Steenson, Van Dyk, Villa, Vincent, Warburton, Washburn,
  Welborn, Mr. Speaker.
  Total 55

Nays: Arntzen, Augare, Barrett, Bean, B. Beck, P. Beck, Becker, Blasdel, Blewett, Boland, Boss Ribs,
  Caferro, Dickenson, French, Hands, Hawk, Hendrick, Kasten, Kerns, Lake, MacDonald, Malek,
  McClafferty, Miller, More, Morgan, P. Noonan, Pease-Lopez, Phillips, Pomnichowski, Randall,
  Reichner, Reinhart, Roundstone, Sales, Sands, Sonju, Stoker, Taylor, Vance, Wagner, Wilmer, Wilson,
  Wiseman.
  Total 44

Excused: None.
  Total 0

Absent or not voting: Howard.
  Total 1

HB 659  (Seventy-ninth Legislative Day - Second Reading - Senate)  - Senator Brueggeman moved
  HB 659 be concurred in. Motion carried as follows:
  Yeas: Balyeat, Barrett, Branae, T. Brown, Brueggeman, Cooney, Curtiss, Esp, Gallus, Gillan, Hamlett,
  Hansen, Hawks, Hinkle, Jent, Kaufmann, Larsen, Laslovich, Lewis, Moss, Perry, Ripley, Schmidt,
  Shockley, Squires, Stewart-Peregoy, M. Tropila, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
  Total 32

Nays: Bales, Barkus, Black, Brenden, R. Brown, Erickson, Essmann, Gebhardt, Jackson, Juneau,
  Keane, Laible, McGee, Murphy, Peterson, Steinbeisser, J. Tropila, Tutvedt.
  Total 18

Absent or not voting: None.
  Total 0

Excused: None.
  Total 0

HB 659  (Eightieth Legislative Day - Third Reading - Senate)  concurred in as follows:
  Yeas: Balyeat, Barrett, Black, Branae, T. Brown, Brueggeman, Cooney, Curtiss, Esp, Gallus,
  Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jent, Kaufmann, Larsen, Laslovich, Lewis, Moss,
  Perry, Ripley, Schmidt, Shockley, Squires, Stewart-Peregoy, M. Tropila, Wanzenried, Williams, Windy Boy,
  Zinke, Mr. President.
  Total 38

Nays: Bales, Barkus, Black, Brenden, R. Brown, Erickson, Essmann, Gebhardt, Jackson, Juneau,
  Keane, Laible, McGee, Murphy, Peterson, Steinbeisser, J. Tropila, Tutvedt.
  Total 12

Absent or not voting: None.
  Total 0

Excused: None.
  Total 0

HB 662  (Seventieth Legislative Day - Second Reading - House)  - Representative Arntzen moved
  HB 662 do pass. Motion carried as follows:
HB 662  61ST LEGISLATURE (2009)  606


Total 72


Total 26

Excused: None.

Total 0

Absent or not voting: McChesney, Stahl.

Total 2

HB 662  (Seventy-first Legislative Day - Third Reading - House) passed as follows:


Total 70


Total 29

Excused: None.

Total 0

Absent or not voting: P. Noonan.

Total 1

HB 662  (Eightieth Legislative Day - Second Reading - Senate) - Senator Murphy moved HB 662 be concurred in. Motion failed as follows:

Yeas: Branae, Brueggeman, Cooney, Erickson, Gallus, Gillan, Hamlett, Hansen, Hawks, Jent, Juneau, Kaufmann, Larsen, Laslovich, Lewis, Moss, Murphy, Schmidt, Squires, Stewart-Peregoy, M. Tropila, Williams.

Total 22

Nays: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Curtiss, Esp, Essmann, Gebhardt, Hinkle, Jackson, Keane, Laible, McGee, Perry, Peterson, Ripley, Shockley, Steinbeisser, J. Tropila, Tutvedt, Windy Boy, Zinke, Mr. President.

Total 27

Absent or not voting: None.

Total 0

Excused: Wanzenried.

Total 1

HB 662  (Eightieth Legislative Day - Second Reading - Senate) - Senator J. Peterson moved HB 662 be indefinitely postponed. Motion carried as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Essmann, Gebhardt, Hinkle, Jackson, Keane, Laible, Laslovich, McGee, Perry, Peterson, Ripley, Shockley, Steinbeisser, J. Tropila, Tutvedt, Windy Boy, Zinke, Mr. President.
   Total 28
   Total 19
Absent or not voting: None.
   Total 0
Excused: Erickson, Esp, Wanzenried.
   Total 3

HB 662 (Eighty-first Legislative Day - Second Reading - Senate) - Senator Murphy moved HB 662 be concurred in. Motion carried as follows:
   Total 30
Nays: Bales, Balyeat, Barkus, Barrett, Brenden, R. Brown, Curtiss, Esp, Essmann, Hinkle, Jackson, Keane, McGee, Peterson, Ripley, Shockley, Tutvedt, Windy Boy, Zinke, Mr. President.
   Total 20
Absent or not voting: None.
   Total 0
Excused: None.
   Total 0

HB 662 (Eighty-second Legislative Day - Third Reading - Senate) - concurred in as follows:
   Total 30
Nays: Bales, Balyeat, Barkus, Barrett, Brenden, R. Brown, Curtiss, Esp, Essmann, Hinkle, Jackson, Keane, McGee, Peterson, Ripley, Shockley, Tutvedt, Windy Boy, Zinke, Mr. President.
   Total 20
Absent or not voting: None.
   Total 0
Excused: None.
   Total 0

HB 662 (Eighty-fifth Legislative Day - Second Reading - House) - Senate Amendments - Representative Amtzen moved Senate amendments to HB 662 be concurred in. Motion carried as follows:
   Total 78
HB 662  (Eighty-sixth Legislative Day - Third Reading - House) Senate Amendments, passed as follows:
Total 70
Total 30
Excused: None.
Total 0
Absent or not voting: None.
Total 0

HB 664  (Sixty-seventh Legislative Day - Second Reading - House)  - Representative Jopek moved HB 664 do pass. Motion carried as follows:
Total 71
Total 28
Excused: None.
Total 0
Absent or not voting: McChesney.
Total 1

HB 664  (Sixty-seventh Legislative Day - Third Reading - House)  passed as follows:
HB 664 (Seventy-sixth Legislative Day - Second Reading - Senate) - Senator T. Brown moved HB 664, as amended, do pass. Motion failed as follows:

Yeas: Barrett, T. Brown, Brueggeman, Curtiss, Gallus, Gebhardt, Hamlett, Hansen, Hawks, Jackson, Jent, Larsen, Lewis, McGee, Murphy, Ripley, Steinbeisser, Mr. President.

Total 18


Total 32

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 664 (Seventy-sixth Legislative Day - Second Reading - Senate) - Senator J. Peterson moved HB 664 be indefinitely postponed. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Black, Branae, Brenden, R. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Hinkle, Jent, Juneau, Kaufmann, Keane, Laible, Laslovich, Moss, Perry, Peterson, Schmidt, Shockley, Squires, Stewart-Perego, J. Tropila, M. Tropila, Tutvedt, Wanzinried, Williams, Windy Boy, Zinke, Mr. President.

Total 36

Nays: Barrett, Branae, T. Brown, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jackson, Larsen, Murphy, Ripley, Steinbeisser.

Total 14

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 664 (Seventy-sixth Legislative Day - Second Reading - Senate) - Senator T. Brown moved HB 664, second reading copy, be amended as follows:

1. Page 1, line 17 through line 18.

Following: “adopts rules” on line 17

Insert: “related to milk pricing and transportation rates that are”

Following: “milk control bureau”

Strike: “within the” on line 17 through “livestock” on line 18

Amendment adopted as follows:

Yeas: Bales, Barkus, Barrett, Black, Branae, Brenden, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson,
HB 664 61ST LEGISLATURE (2009) 610

Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Williams, Zinke, Mr. President.
   Total 46
   Total 4
Absent or not voting: None.
   Total 0
Excused: None.
   Total 0

HB 664 (Seventy-sixth Legislative Day - Second Reading - Senate) - Senator T. Brown moved HB 664 do pass.

HB 669 (Seventieth Legislative Day - Second Reading - House) - Representative Vincent moved HB 669 do pass. Motion carried as follows:
   Total 96
Nays: Boniek, Hawk, Kerns, Wagner.
   Total 4
Excused: None.
   Total 0
Absent or not voting: None.
   Total 0

HB 669 (Seventy-first Legislative Day - Third Reading - House) passed as follows:
   Total 94
Nays: Boniek, Caferro, Kerns, McClafferty, Wagner.
   Total 5
Excused: None.
   Total 0
Absent or not voting: Fleming.
   Total 1

HB 669 (Eightieth Legislative Day - Second Reading - Senate) - Senator Gebhardt moved HB 669 be concurred in.
HB 669 (Eightieth Legislative Day - Second Reading - Senate) - Senator Gebhardt moved HB 669, second reading copy, be amended as follows:

1. Page 1, line 27.
   Strike: “30%”
   Insert: “36%”
2. Page 1, line 30.
   Following: “”
   Insert: “State matching funds must be deposited in a special revenue account called the distressed wood products matching fund.”
   Following: “account”
   Insert: “, the distressed wood products matching fund,”

Amendment adopted as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Williams, Windy Boy, Zinke, Mr. President.

Total 46

Nays: Hinkle.

Total 1

Absent or not voting: None.

Total 0

Excused: Erickson, Esp, Wanzenried.

Total 3

HB 669 (Eightieth Legislative Day - Second Reading - Senate) - Senator Gebhardt moved HB 669, as amended, be concurred in. Motion carried as follows:

Yeas: Bales, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jackson, Jent, Juneau, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Williams, Windy Boy, Zinke, Mr. President.

Total 42

Nays: Balyeat, Essmann, Hinkle, Kaufmann, Shockley.

Total 5

Absent or not voting: None.

Total 0

Excused: Erickson, Esp, Wanzenried.

Total 3

HB 669 (Eighty-second Legislative Day - Third Reading - Senate) concurred in as follows:

Yeas: Bales, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jackson, Jent, Juneau, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Zinke, Mr. President.

Total 43


Total 7

Absent or not voting: None.

Total 0
HB 669  (Eighty-fifth Legislative Day - Second Reading - House) - Senate Amendments - Representative Vincent moved Senate amendments to HB 669 be concurred in. Motion carried as follows:


   Total 96

Nays: Boniek, Kerns, Stahl.
   Total 3

Excused: None.
   Total 0

Absent or not voting: Klock.
   Total 1

HB 669  (Eighty-sixth Legislative Day - Third Reading - House) Senate Amendments, passed as follows:


   Total 96

Nays: Boniek, Caferro, Kerns, Stahl.
   Total 4

Excused: None.
   Total 0

Absent or not voting: None.
   Total 0

HB 670  (Sixty-ninth Legislative Day - Second Reading - House) - Representative Vincent moved HB 670 do pass. Motion carried as follows:

HB 670 (Seventieth Legislative Day - Third Reading - House) passed as follows:
Total 96
Nays: Kerns, Malek, Pomnichowski.
Total 3
Excused: Belcourt.
Total 1
Absent or not voting: None.
Total 0

HB 670 (Seventy-sixth Legislative Day - Second Reading - Senate) - Senator Gebhardt moved HB 670 be concurred in. Motion carried as follows:
Total 50
Nays: None.
Total 0
Absent or not voting: None.
Total 0
Excused: None.
Total 0

HB 670 (Seventy-seventh Legislative Day - Third Reading - Senate) concurred in as follows:
Total 50
Nays: None.
Total 0
Absent or not voting: None.
Total 0
Excused: None.
Total 0
HB 670

(Seventy-ninth Legislative Day - Second Reading - House) - Senate Amendments -
Representative Vincent moved Senate amendments to HB 670 be concurred in. Motion carried as follows:


Total 97


Total 2

Excused: None.

Total 0

Absent or not voting: Butcher.

Total 1

HB 670 (Eightieth Legislative Day - Third Reading - House), as amended by the Senate, concurred in as follows:


Total 99

Nays: Wiseman.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 674

(Seventieth Legislative Day - Second Reading - House) - Representative Vincent moved HB 674 do pass. Requires adoption by 2/3 of each House. Motion carried as follows:

HB 674 (Seventy-first Legislative Day - Third Reading - House) passed as follows:


Total 99

Nays: Getz.
Total 1

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 674 (Eightieth Legislative Day - Second Reading - Senate) - Senator Gebhardt moved HB 674 be concurred in. Motion carried as follows:


Total 34

Nays: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Curtiss, Esp, Essmann, Laible, Lewis, Peterson, Tutvedt, Mr. President.

Total 16

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 674 (Eighty-first Legislative Day - Third Reading - Senate) received the following vote (two-thirds vote required):


Total 28
Nays: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Curtiss, Esp, Essmann, Gallus, Hinkle, Jackson, Lewis, McGee, Peterson, Ripley, Steinbeisser, Tutvedt, Windy Boy, Mr. President.
   Total 22
Absent or not voting: None.
   Total 0
Excused: None.
   Total 0

Pursuant to Senate Rule S50-100(2) on bills proposing an amendment to the Montana Constitution, HB 674 will not progress since it did not receive the required two-thirds vote.

HB 674 (Eighty-eighth Legislative Day - Third Reading - Senate) concurred in as follows:
Yeas: Black, Branae, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Schmidt, Shockley, Squires, Stewart-Peregoy, J. Tropila, M. Tropila, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
   Total 37
   Total 13
Absent or not voting: None.
   Total 0
Excused: None.
   Total 0

HB 676 (Sixty-sixth Legislative Day - Second Reading - House) - Representative Sesso moved HB 676 do pass. Motion carried as follows:
   Total 81
   Total 18
Excused: None.
   Total 0
Absent or not voting: Wilson.
   Total 1

HB 676 (Sixty-seventh Legislative Day - Third Reading - House) passed as follows:
Total  80
    Total  17
Excused: Howard, Miller.
    Total  2
Absent or not voting: Wiseman.
    Total  1

HB 676  (Seventy-ninth Legislative Day - Second Reading - Senate) - Senator Williams moved HB 676, second reading copy, be amended as follows:

1. Title, page 1, line 27.
Strike: "REVISING THE ALLOCATION OF PREMIUM TAXES;"
2. Title, page 2, line 1.
Strike: "33-2-708,"
Strike: "53-4-1115,"
3. Page 24, line 17 through page 26, line 5.
Strike: section 15 in its entirety
Renumber: subsequent sections
4. Page 31, line 12 through line 30.
Strike: section 21 in its entirety
Renumber: subsequent sections
Strike: "26"
Insert: "24"
6. Page 37, line 27.
Strike: "26"
Insert: "24"
Amendment not adopted as follows:
    Total  24
Nays: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Curtiss, Esp, Essmann, Gebhardt, Hinkle, Jackson, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Zinke, Mr. President.
    Total  26
Absent or not voting: None.
    Total  0
Excused: None.
    Total  0

HB 676  (Seventy-ninth Legislative Day - Second Reading - Senate) - Senator Bales moved HB 676 be concurred in.

HB 676  (Seventy-ninth Legislative Day - Second Reading - Senate) - Senator Bales moved HB 676, as amended, be concurred in. Motion carried as follows:
Yeas: Bales, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Keane, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Steinbeisser, Stewart-Perego, J. Tropila, Tutvedt, Windy Boy, Zinke, Mr. President.
    Total  26
HB 676  (Seventy-ninth Legislative Day - Second Reading - Senate) - Senator Hinkle moved HB 676, second reading copy, be amended as follows:

   1. Title, page 1, lines 18 through 20.
      Following: "PLAN;"
      Strike: remainder of line 18 through "CONTRACEPTION;" on line 20
   2. Title, page 2, line 1.
      Strike: "53-4-1005;"
      Strike: section 19 in its entirety
      Strike: "26"
      Insert: "25"
   5. Page 37, line 27.
      Strike: "26"
      Insert: "25"

Amendment not adopted as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Brenden, R. Brown, Curtiss, Esp, Essmann, Gebhardt, Hinkle, Jackson, Laible, McGee, Murphy, Perry, Peterson, Ripley, Steinbeisser, Mr. President.
Total 20

Total 30

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 676  (Seventy-ninth Legislative Day - Second Reading - Senate) - Senator Windy Boy moved HB 676, second reading copy, be amended as follows:

   1. Title, line 11.
      Following: "ALTERNATIVES;"
      Insert: "REQUIRING THE DEPARTMENT OF PUBLIC HEALTH AND HUMAN SERVICES TO FOLLOW CULTURAL PROTOCOLS IN GRANTS AND CONTRACTS; REQUIRING THE SUPERINTENDENT OF PUBLIC INSTRUCTION TO FORM A CULTURAL ADVISORY COUNCIL TO DETERMINE CULTURAL APPROPRIATENESS FOR INDIAN EDUCATION FOR ALL;"
   2. Page 2, line 8.
      Following: line 7
      Insert: "NEW SECTION. Section 1. Cultural protocols required. (1) When an employee of the department of public health and human services is implementing state or federal grants or granting contracts and if any criteria of the grants or contracts involves cultural appropriateness and Indian tribes or culture, the employee shall follow a cultural protocol prescribed by the relevant entity described in subsection (2) for the determination of appropriateness regarding tribal cultural property, culture, or Indian subjects associated with or claimed by a prospective grantee or contractor.
      (2) An employee of the department shall contact a tribal entity that is involved or referred to in a granting or contracting process, which may include a cultural commission, cultural advisory board,
or tribal government, depending on the specific tribal government or a tribal representative
designated through a tribal resolution process.
(3) To ensure that tribal governments and the appropriate designated entity are involved in
determining cultural appropriateness, an employee of the department shall follow the guiding
principles provided in 2-15-142 in cooperating with the entity that designates the cultural protocol."
Renumber: subsequent sections
Following: line 18
Insert: “NEW SECTION.  Section 15. Cultural advisory council for Indian education for all. In
developing curricula and materials to assist public school districts and to guide use of the Indian
education for all payment provided for in 20-9-329, the superintendent of public instruction shall
form a cultural advisory council to provide recommendations for curriculum decisions for Indian
education for all. Each member of the advisory council must be a representative of a reservation
or the Little Shell tribe nominated by the tribal council. Curricula regarding a specific tribe or
reservation may not be adopted unless approved by the cultural advisory council.”
Renumber: subsequent sections
Following: "instruction."
Insert: “(1) [Section 1] is intended to be codified as an integral part of Title 2, chapter 15, part
22, and the provisions of Title 2, chapter 15, part 22, apply to [section 1].
(2) [Section 15] is intended to be codified as an integral part of Title 20, chapter 1, part 5, and the
provisions of Title 20, chapter 1, part 5, apply to [section 15].
(3)"
Strike: “26"
Insert: “28"
5. Page 37, line 27.
Strike: “26"
Insert: “28"
Strike: “7"
Insert: “8"
7. Page 38, line 3.
Strike: “14"
Insert: “16"
Strike: “9 THROUGH 11"
Insert: “10 through 12”
Amendment adopted as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, Brueggeman, Curtiss, Esp, Essmann,
Gallus, Gebhardt, Hamlett, Hinkle, Jackson, Keane, Laible, Lewis, McGee, Murphy, Perry, Peterson,
Ripley, Shockley, Steinbeisser, Stewart-Peregoy, J. Tropila, Tutvedt, Windy Boy, Zinke, Mr. President.
Total  32
Nays: Branae, T. Brown, Cooney, Erickson, Gillan, Hansen, Hawks, Jent, Juneau, Kaufmann, Larsen,
Laslovich, Moss, Schmidt, Squires, M. Tropila, Wanzenried, Williams.
Total  18
Absent or not voting: None.
Total  0
Excused: None.
Total  0

HB 676 (Eightieth Legislative Day - Third Reading - Senate) , as amended by the Senate,
concurred in as follows:
Yeas: Bales, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp,
Essmann, Gallus, Gebhardt, Keane, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley,
Steinbeisser, Stewart-Peregoy, J. Tropila, Tutvedt, Windy Boy, Zinke, Mr. President.
Total  30
HB 676

61ST LEGISLATURE (2009)

   Total 20
Absent or not voting: None.
   Total 0
Excused: None.
   Total 0

HB 676

(Eighty-second Legislative Day - Second Reading - House) - Senate Amendments - Representative Sesso moved Senate amendments to HB 676 be not concurred in. Motion carried as follows:
   Total 91
   Total 9
Excused: None.
   Total 0
Absent or not voting: None.
   Total 0

HB 676

(Ninetieth Legislative Day - Third Reading - House) Free Conference Committee report, adopted as follows:
   Total 75
   Total 25
Excused: None.
   Total 0
Absent or not voting: None.
   Total 0

HB 676

(Ninetieth Legislative Day - Second Reading - House) - Free Conference Committee Report No. 1 - Representative Sesso moved the Conference Committee report to HB 676 be adopted. Motion carried as follows:
Yeas: Ankney, Amtzen, Augare, Barrett, Bean, B. Beck, P. Beck, Becker, Belcourt, Berry, Blasdel, Blewett, Boland, Boss Ribs, Butcher, Caferro, Campbell, Cohenour, Dickenson, Driscoll, Ebinger,
HB 676 (Ninetieth Legislative Day - Third Reading - Senate), Free Conference Committee Report No. 1, adopted as follows:

Yeas: Bales, Barkus, Black, Branae, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Gebhardt, Hamlett, Jent, Juneau, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Murphy, Perry, Schmidt, M. Tropila, Tutvedt, Williams, Zinke, Mr. President.

Total 27


Total 23

Paired: Schmidt, Aye; Windy Boy, No.

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 676 (Ninetieth Legislative Day - Second Reading - Senate) - Free Conference Committee Report No. 1 - Senator Bales moved the Free Conference Committee report to HB 676 be adopted. Motion carried as follows:

Yeas: Bales, Barkus, Black, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gallus, Gebhardt, Hamlett, Jackson, Jent, Juneau, Keane, Laible, Laslovich, McGee, Murphy, Perry, Schmidt, Steinbeisser, M. Tropila, Tutvedt, Zinke, Mr. President.

Total 27


Total 23

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 677 (Seventy-third Legislative Day - Second Reading - House) - Representative Villa moved HB 677 do pass. Motion failed as follows:
Total 30

Total 68

Excused: None.
Total 0

Absent or not voting: Hiner, Morgan.
Total 2

HB 678 61ST LEGISLATURE (2009) 622

HB 678 (Seventieth Legislative Day - Second Reading - House) - Representative Campbell moved HB 678 be adopted. Motion carried as follows:
Total 71

Total 24

Excused: Belcourt, Pease-Lopez.
Total 2

Absent or not voting: P. Beck, Ebinger, Sonju.
Total 3

HB 678 (Seventy-first Legislative Day - Third Reading - House) passed as follows:
Total 66

Total 34

Excused: None.
Total 0

Absent or not voting: None.
Total 0
HB 678 (Eightieth Legislative Day - Second Reading - Senate) - Senator Perry moved HB 678, second reading copy, be amended as follows:

1. Page 3, line 29.
   Strike: "or"
2. Page 3, line 30 through page 4, line 1.
   Strike: "except" on page 3, line 30 through "bentonite" on page 4, line 1
   Insert: "and is subject to the fee provided for in 82-4-437(2); or (4) a county, city, or town that holds a permit pursuant to Title 82, chapter 4, part 4"
   Strike: "The"
   Insert: "(1) Except as provided in subsection (2), the"
   Following: "fees or"
   Insert: "fees or"
   Following: line 5
   Insert: "(2) Counties, cities, and towns are responsible for the fee required pursuant to 82-4-437(2)."
5. Page 9, line 29 through page 10, line 5.
   Strike: sections 11 and 12 in their entirety
   Renumber: subsequent sections
   Following: "(1)"
   Strike: "[Sections"
   Insert: "Except as provided in subsection (4), [sections"
   Following: line 14
   Insert: "(4) The exemption provided for in 15-38-113(4) applies retroactively, within the meaning of 1-2-109, to tax years beginning after December 31, 2000, for counties, cities, and towns."
Amendment adopted as follows:

Total 48

Nays: Brenden, Murphy.
Total 2

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 678 (Eightieth Legislative Day - Second Reading - Senate) - Senator Gebhardt moved HB 678 be concurred in.

HB 678 (Eightieth Legislative Day - Second Reading - Senate) - Senator Gebhardt moved HB 678, second reading copy, be amended as follows:

   Strike: the first "THE" through "PERIOD."
Amendment adopted as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gallus, Gebhardt, Hansen, Hinkle, Jackson, Keane, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Stewart-Peregoy, J. Tropila, Tutvedt, Windy Boy, Mr. President.
Total 32
Total 18
Absent or not voting: None.
Total 0
Excused: None.
Total 0

HB 678 (Eightieth Legislative Day - Second Reading - Senate) - Senator Gebhardt moved HB 678, as amended, be concurred in. Motion carried as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hinkle, Jackson, Jent, Keane, Laible, Laslovich, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Windy Boy, Zinke, Mr. President.
Total 39
Nays: Branae, Brenden, Cooney, Erickson, Hawks, Juneau, Kaufmann, Larsen, Moss, Wanzenried, Williams.
Total 11
Absent or not voting: None.
Total 0
Excused: None.
Total 0

HB 678 (Eightieth Legislative Day - Second Reading - Senate) - Senator Kaufmann moved HB 678, second reading copy, be amended as follows:
1. Page 5, line 20.
    Strike: “5”
    Insert: “10”
    Strike: “[A]” through “THE”
    Insert: “The”
    Following: “[SECTION 8]”
    Insert: “or that the application requires an extended review pursuant to [section 8]”
    Strike: subsection (B) in its entirety
5. Page 7, line 23.
    Strike: “OR” through “GREATER,”
6. Page 8, line 27.
    Following: “;”
    Insert: “:”
7. Page 8, line 30.
    Following: “(b)”
    Insert: “(a) the department determines that substantial issues are not adequately satisfied in the proposed plan of operation; or
    (b)”
Amendment not adopted as follows:
Total 20
Nays: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Hansen, Hinkle, Jackson, Keane, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Windy Boy, Zinke, Mr. President.
Total 30
Absent or not voting: None.
   Total 0
Excused: None.
   Total 0

**HB 678** (Eighty-second Legislative Day - Third Reading - Senate) concurred in as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, R. Brown, T. Brown, Brueggeman, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hinkle, Jackson, Jer, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Murphy, Perry, Peterson, Schmidt, Shockley, Squires, Stewart-Peregoy, M. Tropila, Tuvedt, Wanzenried, Windy Boy, Zinke, Mr. President.
   Total 39
Nays: Branae, Brenden, Cooney, Hawks, Juneau, Kaufmann, Moss, Ripley, Steinbeisser, J. Tropila, Williams.
   Total 11
Absent or not voting: None.
   Total 0
Excused: None.
   Total 0

**HB 678** (Eighty-fourth Legislative Day - Second Reading - House) - Senate Amendments - Representative Pomnichowski moved Senate amendments to HB 678 be not concurred in. Motion failed as follows, and will proceed to 3rd reading:

   Total 45
   Total 55
Excused: None.
   Total 0
Absent or not voting: None.
   Total 0

**HB 678** (Eighty-fifth Legislative Day - Third Reading - House) passed as follows:

   Total 87
HJR 1  

61ST LEGISLATURE (2009)  626

Total  12
Excused: None.
Total  0
Absent or not voting: None.
Total  0

HJR 1 (Twenty-fifth Legislative Day - Second Reading - House) - Representative French moved HJR 1 be adopted. Motion carried as follows:

Total  87
Total  13
Excused: None.
Total  0
Absent or not voting: None.
Total  0

HJR 1 (Twenty-sixth Legislative Day - Third Reading - House) adopted as follows:

Total  84
Total  13
Excused: Sands.
Total  1
Absent or not voting: Belcourt, Boniek.
Total  2

HJR 1 (Sixty-ninth Legislative Day - Second Reading - Senate) - Senator Hawks moved HJR 1 be concurred in. Motion carried as follows:

Yeas: Bales, Balyeat, Barrett, Black, Branae, R. Brown, T. Brown, Cooney, Curtiss, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
Total  41
HJR 1 (Seventieth Legislative Day - Third Reading - Senate) concurred in as follows:


Total 37

Nays: Bales, Barkus, Black, Brenden, Esp, Hinkle, Jackson, Jent, McGee, Shockley, Steinbeisser, Tutvedt, Mr. President.

Total 13

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HJR 4 (Thirty-third Legislative Day - Second Reading - House) - Representative Vincent moved HJR 4 do pass. Motion carried as follows:


Total 53


Total 47

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HJR 4 (Thirty-fourth Legislative Day - Third Reading - House) adopted as follows:


Total 59


Total 41
Excused: None.
   Total 0
Absent or not voting: None.
   Total 0

HJR 4 (Sixty-ninth Legislative Day - Second Reading - Senate) - Senator Curtiss moved HJR 4 be concurred in. Motion carried as follows:
   Total 33
   Total 13
Absent or not voting: None.
   Total 0
Excused: Barkus, Erickson, Perry, Stewart-Peregoy.
   Total 4

HJR 4 (Seventieth Legislative Day - Third Reading - Senate) concurred in as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Hamlett, Hansen, Hinkle, Jackson, Keane, Laible, Laslovich, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Squires, Steinbeisser, J. Tropila, M. Tropila, Tutvedt, Windy Boy, Zinke, Mr. President.
   Total 35
Nays: Branae, Cooney, Erickson, Gallus, Gillan, Hawks, Jent, Juneau, Kaufmann, Larsen, Moss, Schmidt, Stewart-Peregoy, Wanzenried, Williams.
   Total 15
Absent or not voting: None.
   Total 0
Excused: None.
   Total 0

HJR 4 (Seventy-third Legislative Day - Second Reading - House) - Senate Amendments - Representative Vincent moved Senate amendments to HJR 4 be concurred in. Motion carried as follows:
   Total 93
Nays: Dickenson, Henry, MacLaren, Morgan, Peterson, Stoker.
   Total 6
Excused: None.
   Total 0
Absent or not voting: Klock.
HJR 4 (Seventy-fourth Legislative Day - Third Reading - House), as amended by the Senate, adopted as follows:


Total 87

Nays: Arntzen, Becker, Dickenson, Henry, MacLaren, McClafferty, Morgan, P. Noonan, Peterson, Stoker.

Total 10

Excused: Hiner.

Total 1

Absent or not voting: Sesso, Van Dyk.

Total 2

HJR 6 (Twelfth Legislative Day - Second Reading - House) - Representative Lake moved HJR 6 be adopted. Motion carried as follows:


Total 97

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Barrett, A. Noonan, P. Noonan.

Total 3

HJR 6 (Thirteenth Legislative Day - Third Reading - House) adopted as follows:


Total 97

Nays: Villa.
HJR 6  
61ST LEGISLATURE (2009)  
630

Total 1
Excused: None.
Total 0
Absent or not voting: Blewett, Pease-Lopez.
Total 2

**HJR 6** (Fifty-fourth Legislative Day - Second Reading - Senate) - Senator Hawks moved HJR 6 be concurred in. Motion carried as follows:

Yeas: Bales, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Essman, Gallus, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Steinbeisser, Stewart-Pereygo, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
Total 44

Nays: Balyeat, Barkus, Esp, Gebhardt, McGee.
Total 5

Absent or not voting: None.
Total 0

Excused: Squires.
Total 1

**HJR 6** (Fifty-fifth Legislative Day - Third Reading - Senate) concurred in as follows:

Yeas: Bales, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Gallus, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Steinbeisser, Stewart-Pereygo, J. Tropila, M. Tropila, Tutvedt, Williams, Windy Boy, Zinke, Mr. President.
Total 42

Nays: Balyeat, Barkus, Esp, Essman, Gebhardt, McGee.
Total 6

Absent or not voting: None.
Total 0

Excused: Squires, Wanzenried.
Total 2

**HJR 7** (Twenty-eighth Legislative Day - Second Reading - House) - Representative Vincent moved HJR 7 be adopted. Motion carried as follows:

Total 87

Total 13

Excused: None.
Total 0
Absent or not voting: None.
Total 0

**HJR 7** (Twenty-ninth Legislative Day - Third Reading - House) adopted as follows:
Total 89
Total 10
Excused: None.
Total 0
Absent or not voting: Stahl.
Total 1

**HJR 7** (Sixty-second Legislative Day - Second Reading - Senate) - Senator Hansen moved HJR 7 be concurred in. Motion carried as follows:
Total 47
Nays: Erickson, Kaufmann.
Total 2
Absent or not voting: None.
Total 0
Excused: Branae.
Total 1

**HJR 7** (Sixty-third Legislative Day - Third Reading - Senate) concurred in as follows:
Total 44
Nays: Erickson, Esp, Kaufmann.
Total 3
Absent or not voting: None.
Total 0
Excused: Branae, Hansen, Schmidt.
Total 3

**HJR 8** (Twenty-fourth Legislative Day - Second Reading - House) - Representative Kasten moved HJR 8 be adopted. Motion carried as follows:
HJR 8

61ST LEGISLATURE (2009) 632


Total 95

Nays: Brown, Driscoll, Peterson, Sales, Sonju.

Total 5

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HJR 8  (Twenty-fifth Legislative Day - Third Reading - House) adopted as follows:


Total 95

Nays: Dickenson, Driscoll, Himmelberger, Sales, Sonju.

Total 5

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HJR 8  (Forty-fourth Legislative Day - Second Reading - Senate) - Senator Steinbeisser moved HJR 8, as amended, be concurred in. Motion carried as follows:


Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Brenden.

Total 1

HJR 8  (Forty-fourth Legislative Day - Second Reading - Senate) - Senator Steinbeisser moved HJR 8 be concurred in.
HJR 8 (Forty-fourth Legislative Day - Second Reading - Senate) - Senator Steinbeisser moved HJR 8, second reading copy, be amended as follows:

1. Page 2, line 9 through line 11.
   Following: “AN” on line 9
   Strike: remainder of line 9 through “OFFICE” on line 11
   Insert: “agreement is signed between the Board of Regents and Richland County that ensures payment of all associated operating and maintenance costs by Richland County for the life of the building or until the building is sold”

Amendment adopted as follows:


Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Brenden.

Total 1

HJR 8 (Forty-fifth Legislative Day - Third Reading - Senate) concurred in as follows:


Total 48

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Brenden, Squires.

Total 2

HJR 8 (Forty-seventh Legislative Day - Second Reading - House) - Senate Amendments - Representative Kasten moved Senate amendments to HJR 8 be concurred in. Motion carried as follows:


Total 94

Nays: Regier, Sales, Mr. Speaker.

Total 3

Excused: Nooney, Sonju.

Total 2
Absent or not voting: Belcourt.
Total 1

HJR 8  (Forty-eighth Legislative Day - Third Reading - House) as amended by Senate, adopted as follows:

Total 94

Nays: Himmelberger, Regier, Sales.
Total 3

Excused: Belcourt, Nooney, Sonju.
Total 3

Absent or not voting: None.
Total 0

HJR 9  (Sixteenth Legislative Day - Second Reading - House) - Representative Furey moved HJR 9 be adopted. Motion carried as follows:

Total 99

Nays: Boniek.
Total 1

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HJR 9  (Eighteenth Legislative Day - Third Reading - House) adopted as follows:

Total 97

Nays: Boniek.
HJR 9 (Seventy-second Legislative Day - Second Reading - Senate) - Senator Zinke moved HJR 9 be concurred in. Motion carried as follows:


Total 50
Nays: None.
Total 0
Absent or not voting: None.
Total 0
Excused: None.
Total 0

HJR 9 (Seventy-third Legislative Day - Third Reading - Senate) concurred in as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Zinke, Mr. President.

Total 49
Nays: None.
Total 0
Absent or not voting: None.
Total 0
Excused: Windy Boy.
Total 1

HJR 9 (Seventy-fifth Legislative Day - Second Reading - House) - Senate Amendments - Representative Furey moved Senate amendments to HJR 9 be concurred in. Motion carried as follows:


Total 98
Nays: None.
Total 0
Excused: Glaser.
HJR 9 (Seventy-sixth Legislative Day - Third Reading - House), as amended by the Senate, adopted as follows:


Total 99

Nays: Boniek.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HJR 12 (Twenty-fifth Legislative Day - Second Reading - House) - Representative Steenson moved HJR 12 be adopted. Motion carried as follows:


Total 52


Total 48

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HJR 12 (Twenty-seventh Legislative Day - Third Reading - House) adopted as follows:


Total 54

Total 46

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HJR 13 (Thirty-seventh Legislative Day - Second Reading - House) - Representative Hands moved HJR 13 be adopted. Motion carried as follows:


Total 52


Total 48

Excused: Boss Ribs.
Total 1

Absent or not voting: None.
Total 0

HJR 13 (Thirty-eighth Legislative Day - Third Reading - House) failed as follows:


Total 49


Total 50

Excused: Boss Ribs.
Total 1

Absent or not voting: None.
Total 0

HJR 14 (Forty-second Legislative Day - Second Reading - House) - Representative Warburton moved HJR 14 be adopted. Motion carried as follows:

Yeas: Ankney, Arntzen, Augare, Bean, B. Beck, P. Beck, Belcourt, Bennett, Berry, Blasdel, Blewett, Boland, Boniek, Brown, Butcher, Campbell, Cohenour, Ebinger, Fleming, French, Furey, Getz, Glaser,
HJR 14  61ST LEGISLATURE (2009) 638


Total 81


Total 18

Excused: None.

Total 0

Absent or not voting: Pomnichowski.

Total 1

HJR 14  (Forty-third Legislative Day - Third Reading - House) adopted as follows:


Total 81


Total 19

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HJR 14  (Sixty-ninth Legislative Day - Second Reading - Senate) - Senator Hinkle moved HJR 14 be concurred in. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hinkle, Jackson, Laible, Laslovich, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, J. Tropila, M. Tropila, Tutvedt, Mr. President.

Total 31


Total 17

Absent or not voting: None.

Total 0

Excused: Erickson, Stewart-Peregoy.

Total 2

HJR 14  (Seventieth Legislative Day - Third Reading - Senate) concurred in as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Essmann, Gallus, Gebhardt, Hamlett, Hinkle, Jackson, Laible, Laslovich, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, J. Tropila, M. Tropila, Tutvedt, Mr. President.

Total 28

Total 22

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HJR 14 (Seventy-third Legislative Day - Second Reading - House) - Senate Amendments - Representative Warburton moved Senate amendments to HJR 14 be concurred in. Motion carried as follows:


Total 88


Total 12

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HJR 14 (Seventy-fourth Legislative Day - Third Reading - House), as amended by the Senate, adopted as follows:


Total 82


Total 14

Excused: Hiner.
Total 1

Absent or not voting: Sesso, Steenson, Van Dyk.
Total 3

HJR 15 (Thirty-ninth Legislative Day - Second Reading - House) - Representative Milburn moved HJR 15 be adopted. Motion carried as follows:

HJR 15  61ST LEGISLATURE (2009)  640

Total 86

Nays: Bean, Butcher, Hawk, Kasten, Kerns, Lake, Miller, Peterson, Sales, Sonju, Stoker, Wagner, Mr. Speaker.
Total 13

Excused: None.
Total 0

Absent or not voting: Pease-Lopez.
Total 1

HJR 15  (Fortieth Legislative Day - Third Reading - House) adopted as follows:
Total 80

Total 20

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HJR 15  (Seventy-third Legislative Day - Second Reading - Senate) - Senator Shockley moved HJR 15 be concurred in. Motion carried as follows:
Total 27

Nays: Balyeat, Barrett, Black, R. Brown, Curtiss, Erickson, Esp, Essmann, Gebhardt, Hinkle, Jackson, Jent, Keane, Laible, Lewis, McGee, Perry, Ripley, Steinbeisser, M. Tropila, Tutvedt, Mr. President.
Total 22

Absent or not voting: None.
Total 0

Excused: Windy Boy.
Total 1

HJR 15  (Seventy-fourth Legislative Day - Third Reading - Senate) concurred in as follows:
Yeas: Bales, Barkus, Branae, Brenden, T. Brown, Brueggeman, Cooney, Gillan, Hamlett, Hansen, Hawks, Juneau, Kaufmann, Larsen, Laslovich, Moss, Murphy, Perry, Peterson, Schmidt, Shockley, Squires, Stewart-Peregoy, J. Tropila, Wanzenried, Williams, Windy Boy.
Total 27
Nays: Balyeat, Barrett, Black, R. Brown, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Hinkle, Jackson, Jent, Keane, Laible, Lewis, McGee, Ripley, Steinbeisser, M. Tropila, Tutvedt, Zinke, Mr. President.

Total 23

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HJR 17 (Thirty-sixth Legislative Day - Second Reading - House) - Representative French moved HJR 17 be adopted. Motion carried as follows:


Total 78


Total 21

Excused: None.

Total 0

Absent or not voting: Nooney.

Total 1

HJR 17 (Thirty-seventh Legislative Day - Third Reading - House) adopted as follows:


Total 85


Total 15

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HJR 17 (Fifty-third Legislative Day - Second Reading - Senate) - Senator R. Brown moved HJR 17 be concurred in. Motion carried as follows:

Yeas: Bales, Barrett, Black, Branae, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Schmidt,
HJR 17
(Fifty-fourth Legislative Day - Third Reading - Senate) concurred in as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
Total 46
Nays: Brenden, Esp, Ripley.
Total 4
Paired: Squires, Aye; Esp, No.
Absent or not voting: None.
Total 0
Excused: None.
Total 0

HJR 22
(Forty-first Legislative Day - Second Reading - House) - Representative O’Hara moved HJR 22 be adopted. Motion carried as follows:
Total 92
Nays: Hawk, Kasten, Kerns, Lake, Mendenhall, Sales.
Total 6
Excused: Butcher, Howard.
Total 2
Absent or not voting: None.
Total 0

HJR 22
(Forty-second Legislative Day - Third Reading - House) adopted as follows:

Total 90

Nays: Hawk, Hendrick, Kasten, Kerns, Lake, Mendenhall, More, Sales, Wagner.

Total 9

Excused: Berry.

Total 1

Absent or not voting: None.

Total 0

HJR 22 (Sixtieth Legislative Day - Third Reading - Senate) concurred in as follows:


Total 48

Nays: Esp.

Total 1

Absent or not voting: None.

Total 0

Excused: Squires.

Total 1

HJR 22 (Sixtieth Legislative Day - Second Reading - Senate) - Senator Williams moved HJR 22 be concurred in. Motion carried as follows:


Total 48

Nays: Esp.

Total 1

Absent or not voting: None.

Total 0

Excused: Squires.

Total 1

HJR 23 (Forty-third Legislative Day - Second Reading - House) - Representative Augare moved HJR 23 be adopted. Motion carried as follows:


Total 81

HJR 23  (Forty-fourth Legislative Day - Third Reading - House) adopted as follows:
Total 73
Total 26
Excused: None.
Total 0
Absent or not voting: None.
Total 0

HJR 25  (Forty-third Legislative Day - Second Reading - House) - Representative Warburton moved HJR 25 be adopted. Motion carried as follows:
Total 84
Nays: Bennett, Boniek, Hawk, Hoven, Kasten, Kerns, Lake, McNutt, Miller, More, Peterson, Sales, Stoker, Wagner, Mr. Speaker.
Total 15
Excused: None.
Total 0
Absent or not voting: Sonju.
Total 1

HJR 25  (Forty-fourth Legislative Day - Third Reading - House) adopted as follows:
HJR 25  (Sixty-second Legislative Day - Second Reading - Senate) - Senator Lewis moved HJR 25 be concurred in. Motion carried as follows:
Total 48
Nay's: Esp.
Total 1
Absent or not voting: None.
Total 0
Excused: Branae.
Total 1

HJR 25  (Sixty-third Legislative Day - Third Reading - Senate) concurred in as follows:
Yea's: Bales, Balyeat, Barkus, Barrett, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Essmann, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Lable, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmid, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
Total 43
Nay's: Black, Esp, Gallus, Larsen.
Total 4
Absent or not voting: None.
Total 0
Excused: Branae, Hansen, Schmidt.
Total 3

HJR 27  (Forty-third Legislative Day - Second Reading - House) - Representative Wilmer moved HJR 27 be adopted. Motion carried as follows:
Total 58
HJR 27 61ST LEGISLATURE (2009) 646

Total 42
Excused: None.
  Total 0
Absent or not voting: None.
  Total 0

HJR 27  (Forty-fourth Legislative Day - Third Reading - House) adopted as follows:
  Total 54
  Total 46
Excused: None.
  Total 0
Absent or not voting: None.
  Total 0

HJR 27  (Fifty-ninth Legislative Day - Second Reading - Senate) - Senator T. Brown moved HJR 27 be concurred in. Motion carried as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jent, Juneau, Kaufmann, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzennried, Williams, Zinke, Mr. President.
  Total 43
Nays: Brenden, Hinkle, Jackson, McGee.
  Total 4
Absent or not voting: None.
  Total 0
Excused: Keane, Squires, Windy Boy.
  Total 3

HJR 27  (Sixtieth Legislative Day - Third Reading - Senate) concurred in as follows:
Yeas: Bales, Balyeat, Barrett, Branae, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzennried, Williams, Windy Boy, Zinke, Mr. President.
  Total 42
Nays: Barkus, Black, Brenden, Esp, Hinkle, Jackson, McGee.
  Total 7
Absent or not voting: None.
  Total 0
Excused: Squires.
HJR 29 (Forty-third Legislative Day - Second Reading - House) - Representative Becker moved HJR 29 be adopted. Motion carried as follows:


Total 65


Total 35

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HJR 29 (Forty-fourth Legislative Day - Third Reading - House) adopted as follows:


Total 66


Total 34

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HJR 29 (Fifty-sixth Legislative Day - Second Reading - Senate) - Senator Moss moved HJR 29 be concurred in. Motion carried as follows:

Yeas: Black, Branae, T. Brown, Brueggeman, Cooney, Erickson, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jent, Juneau, Kaufmann, Keane, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Schmidt, Shockley, Squires, Stewart-Peregoy, J. Tropila, M. Tropila, Wanzenried, Williams, Windy Boy, Mr. President.

Total 34

Nays: Bales, Balyeat, Barkus, Barrett, Brenden, R. Brown, Curtiss, Esp, Hinkle, Jackson, Laible, McGee, Ripley, Steinbeisser, Tutvedt, Zinke.

Total 16

Absent or not voting: None.

Total 0
Excused: None.

Total 0

HJR 29  (Fifty-seventh Legislative Day - Third Reading - Senate) concurred in as follows:


Total 32

Nays: Bales, Balyeat, Barkus, Barrett, Brenden, R. Brown, Curtiss, Esp, Gebhardt, Hinkle, Jackson, Laible, McGee, Peterson, Ripley, Steinbeisser, Zinke.

Total 17

Paired: Squires, Aye; Barkus, No.

Absent or not voting: None.

Total 0

Excused: Gallus.

Total 1

HJR 30  (Sixty-eighth Legislative Day - Second Reading - House) - Representative Himmelberger moved HJR 30 be adopted. Motion carried as follows:


Total 91

Nays: Ankney, Howard, Kasten, Kerns, Morgan, Peterson, Sales, Wiseman.

Total 8

Excused: None.

Total 0

Absent or not voting: McChesney.

Total 1

Representative Wilmer assumed the chair.

HJR 30  (Sixty-ninth Legislative Day - Third Reading - House) adopted as follows:


Total 88

Nays: Kerns, Morgan, Peterson, Sales.

Total 4

Absent or not voting: Vincent, Welborn.

Total 2

Rep. O’Hara left the floor and is excused.

HJR 30  (Seventy-fifth Legislative Day - Second Reading - Senate) - Senator Keane moved HJR 30 be concurred in. Motion carried as follows:


Total 46

Nays: Brenden, Esp, McGee, Mr. President.

Total 4

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HJR 30  (Seventy-sixth Legislative Day - Third Reading - Senate) concurred in as follows:


Total 43

Nays: Balyeat, Brenden, Erickson, Esp, Hinkle, McGee, Mr. President.

Total 7

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HJR 31  (Seventy-fourth Legislative Day - Second Reading - House) - Representative McGillvray moved HJR 31 be concurred in. Motion failed as follows:


Total 44


Total 53

Excused: None.

Total 0

Absent or not voting: Pease-Lopez, Vincent, Welborn.

Total 3
HJR 31 (Seventy-fifth Legislative Day - Second Reading - House) - Moved to reconsider action taken on the 74th legislative day, April 4, 2009 and that HJR 31 be placed on second reading on this the 76th legislative day. Motion requires simple majority vote. Motion carried as follows:


Total 50


Total 47


Total 3

Absent or not voting: Himmelberger.

Total 1

HJR 31 (Seventy-sixth Legislative Day - Second Reading - House) - Representative McGillvray moved HJR 31 do pass. Motion carried as follows:


Total 52


Total 47

Excused: None.

Total 0

Absent or not voting: Himmelberger.

Total 1

HJR 31 (Seventy-seventh Legislative Day - Third Reading - House) passed as follows:


Total 51


Total 48

Excused: None.
HJR 31 (Eighty-first Legislative Day - Second Reading - Senate) - Senator McGee moved HJR 31 be concurred in. Motion carried as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Hinkle, Jackson, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Zinke, Mr. President.
Total 26
Total 24
Absent or not voting: None.
Total 0
Excused: None.
Total 0

HJR 31 (Eighty-second Legislative Day - Third Reading - Senate) failed as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Curtiss, Essmann, Hinkle, Jackson, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Mr. President.
Total 23
Total 27
Absent or not voting: None.
Total 0
Excused: None.
Total 0

HJR 32 (Seventy-eighth Legislative Day - Second Reading - Senate) - Senator Erickson moved HJR 32 be concurred in. Motion carried as follows:
Yeas: Black, Branae, R. Brown, Brueggeman, Cooney, Erickson, Gallus, Gillan, Hamlett, Hansen, Hawks, Jent, Juneau, Kaufmann, Keane, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Schmidt, Shockley, Squires, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
Total 35
Total 15
Absent or not voting: None.
Total 0
Excused: None.
Total 0

HJR 32 (Eighty-third Legislative Day - Second Reading - House) - Representative Ebinger moved HJR 32 be adopted. Motion carried as follows:
Yeas: Augare Barrett, P. Beck, Becker, Belcourt, Blewett, Boland, Boniek, Boss Ribs, Caferro, Campbell, Cohenour, Dickenson, Driscoll, Ebinger, Fleming, French, Furey, Getz, Glaser, Grinde,
HJR 32

61ST LEGISLATURE (2009) 652


Total 57


Total 42

Excused: Nooney.

Total 1

Absent or not voting: None.

Total 0

HJR 32 (Eighty-fourth Legislative Day - Third Reading - House) adopted as follows:


Total 61


Total 39

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HJR 32 (Eighty-ninth Legislative Day - Second Reading - Senate) - Senator Erickson moved HJR 32 be concurred in. Motion carried as follows:

Yeas: Black, Branae, R. Brown, Brueggeman, Cooney, Erickson, Gallus, Gillan, Hamlett, Hansen, Hawks, Jackson, Kent, Juneau, Kaufmann, Keane, Larsen, Laslovi, Lewis, Moss, Murphy, Perry, Peterson, Schmidt, Shockley, Squires, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzennied, Williams, Windy Boy, Zinke, Mr. President.

Total 35


Total 15

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HJR 32 (Ninetieth Legislative Day - Third Reading - Senate) concurred in as follows:


Total 31
Nays: Bales, Balyeat, Barkus, Barrett, Black, Brenden, T. Brown, Curtiss, Esp, Essmann, Gebhardt, Hinkle, Laible, McGee, Perry, Ripley, Steinbeisser, Zinke, Mr. President.

Total 19

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HJR 33 (Fifty-ninth Legislative Day - Second Reading - House) - Representative Phillips moved cloture on HJR 33. Motion carried.

HJR 33 (Fifty-ninth Legislative Day - Second Reading - House) - Representative Bergren moved HJR 33 be adopted. Motion carried as follows:


Total 59


Total 41

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HJR 33 (Fifty-ninth Legislative Day - Second Reading - House) - Representative Bergren introduced HJR 33.

HJR 33 (Sixtieth Legislative Day - Third Reading - House) adopted as follows:


Total 64


Total 36

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HJR 33 (Seventieth Legislative Day - Second Reading - Senate) - Senator Story moved HJR 33 be concurred in. Motion carried as follows:
Yeas: Bales, Barkus, Barrett, Black, Branae, Brenden, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jackson, Jen, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 44


Total 6

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HJR 33 (Seventy-first Legislative Day - Third Reading - Senate) concurred in as follows:

Yeas: Bales, Barrett, Black, Branae, Brenden, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jackson, Jen, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Schmidt, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 41


Total 9

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HJR 33 (Seventy-second Legislative Day - Third Reading - House) concurred in as follows:


Total 74


Total 24

Excused: None.

Total 0

Absent or not voting: Himmelberger, Lake.

Total 2

HJR 33 (Seventy-second Legislative Day - Second Reading - House) - Senate Amendments - Representative Bergren moved Senate amendments to HJR 33 be concurred in. Motion carried as follows:

HJR 34 (Seventy-sixth Legislative Day - Second Reading - House) - Representative McAlpin moved HJR 34 be adopted. Motion carried as follows:


Total 88

Nays: Bean, Bennett, Blasdel, Boniek, Brown, Hawk, Hendrick, Howard, Jones, Kasten, Kerns, Lake, Mendenhall, Miller, Peterson, Randall, Regier, Sales, Vance.

Total 19

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HJR 34 (Seventy-seventh Legislative Day - Third Reading - House) passed as follows:


Total 81

Nays: Bean, Bennett, Blasdel, Boniek, Brown, Hawk, Hendrick, Howard, Jones, Kasten, Kerns, Lake, Mendenhall, Miller, Peterson, Randall, Regier, Sales, Vance.

Total 19

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HJR 35 (Seventy-sixth Legislative Day - Second Reading - House) - Representative Himmelberger moved HJR 35 be adopted. Motion carried as follows:


Total 81

Nays: Bean, Bennett, Blasdel, Boniek, Brown, Hawk, Hendrick, Howard, Jones, Kasten, Kerns, Lake, Mendenhall, Miller, Peterson, Randall, Regier, Sales, Vance.

Total 19

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HJR 35 (Seventy-seventh Legislative Day - Third Reading - House) passed as follows:


Total 81

Nays: Bean, Bennett, Blasdel, Boniek, Brown, Hawk, Hendrick, Howard, Jones, Kasten, Kerns, Lake, Mendenhall, Miller, Peterson, Randall, Regier, Sales, Vance.

Total 19

Excused: None.

Total 0

Absent or not voting: None.

Total 0
HJR 35  61ST LEGISLATURE (2009)  656


Total 99

Nays: Kerns.
Total 1

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HJR 35  (Seventy-seventh Legislative Day - Third Reading - House) passed as follows:


Total 99

Nays: Kerns.
Total 1

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HJR 35  (Eighty-second Legislative Day - Second Reading - Senate) - Senator Shockley moved HJR 35 be concurred in. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Essmann, Hamlett, Hansen, Haws, Hinkle, Jackson, Jen, Juneau, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzennried, Williams, Windy Boy, Mr. President.

Total 42

Nays: Erickson, Esp, Gallus, Gillan, Kaufmann, Schmidt, Zinke.
Total 7

Absent or not voting: None.
Total 0

Excused: Gebhardt.
Total 1

HJR 35  (Eighty-fourth Legislative Day - Third Reading - Senate) concurred in as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Essmann, Gebhardt, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jen, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Mr. President.

Total 43

Nays: Erickson, Esp, Gallus, Gillan, Schmidt, Windy Boy, Zinke.

Total 7

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HJR 36 (Seventy-eighth Legislative Day - Second Reading - House) - Representative Kottel moved HJR 36 be adopted. Motion carried as follows:


Total 84

Nays: Bean, B. Beck, Butcher, Hawk, Himmelberger, Ingraham, Kasten, Lake, Mendenhall, Miller, Morgan, Peterson, Sales, Smith, Sonju.

Total 15

Excused: None.

Total 0

Absent or not voting: Hiner.

Total 1

HJR 36 (Seventy-ninth Legislative Day - Third Reading - House) adopted as follows:


Total 82


Total 18

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HJR 36 (Eighty-fourth Legislative Day - Second Reading - Senate) - Senator Barkus moved HJR 36 be concurred in. Motion carried as follows:
Total 41

Nays: Bales, Brenden, T. Brown, Esp, Gallus, Gebhardt, Hinkle, McGee, Mr. President.
Total 9

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HJR 36  (Eighty-fifth Legislative Day - Third Reading - Senate) concurred in as follows:
Total 35

Nays: Bales, Brenden, Erickson, Esp, Essmann, Gallus, Gebhardt, Hinkle, Laible, McGee, Peterson, Ripley, Shockley, Tutvedt, Mr. President.
Total 15

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HJR 37  (Eighty-third Legislative Day - Second Reading - House) - Representative Arntzen moved HJR 37 be adopted. Motion carried as follows:
Total 64

Total 34

Excused: Nooney.
Total 1

Absent or not voting: Reichner.
Total 1

HJR 37  (Eighty-fourth Legislative Day - Third Reading - House) adopted as follows:
Total 64
Roundstone, Sales, Sands, Sonju, Stahl, Steenson, Taylor, Van Dyk, Villa, Wilmer, Wilson, Wiseman, Mr. Speaker.

Total 65


Total 35

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HJR 38 (Eighty-third Legislative Day - Second Reading - House) - Representative Ingraham moved HJR 38 be adopted. Motion failed as follows:


Total 41


Total 57

Excused: Nooney.

Total 1

Absent or not voting: Caferro.

Total 1

HJR 39 (Eighty-third Legislative Day - Second Reading - House) - Representative P. Noonan moved HJR 39 be adopted. Motion carried as follows:


Total 62


Total 37

Excused: Nooney.

Total 1

Absent or not voting: None.

Total 0

HJR 39 (Eighty-fourth Legislative Day - Third Reading - House) adopted as follows:
HJR 39
( Eighty-seventh Legislative Day - Second Reading - Senate ) - Senator Juneau moved HJR 39 be concurred in. Motion carried as follows:


Total 30

Nays: Bales, Balyeat, Barkus, Barrett, Brenden, Curtiss, Esp, Gebhardt, Hinkle, Jackson, Laible, McGee, Perry, Ripley, Shockley, Steinbeisser, Tutvedt, Zinke, Mr. President.

Total 19

Absent or not voting: None.

Total 0

HJR 39 ( Eighty-eighth Legislative Day - Third Reading - Senate ) concurred in as follows:


Total 29

Nays: Bales, Balyeat, Barkus, Barrett, Brenden, Curtiss, Esp, Essmann, Gallus, Gebhardt, Hinkle, Laible, McGee, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Zinke, Mr. President.

Total 21

Absent or not voting: None.

Total 0

HJR 40 ( Eighty-fourth Legislative Day - Second Reading - House ) - Representative Menahan moved HJR 40 be adopted. Motion failed as follows:


Total 43


Total 37

Absent or not voting: None.

Total 0

Excused: None.

Total 0

Excused: Hansen.

Total 1

HJR 39 61ST LEGISLATURE (2009) 660
HJR 41  (Eighty-third Legislative Day - Second Reading - House) - Representative Pomnichowski moved HJR 41 be adopted. Motion failed as follows:


Total 49


Total 50

Excused: Nooney.

Total 1

Absent or not voting: None.

Total 0

HJR 42  (Eighty-third Legislative Day - Second Reading - House) - Representative Reinhart moved HJR 42 be adopted. Motion carried as follows:


Total 53


Total 46

Excused: Nooney.

Total 1

Absent or not voting: None.

Total 0

HJR 42  (Eighty-fourth Legislative Day - Third Reading - House) adopted as follows:

Yeas:  Amtzen, Augare, Barrett, P. Beck, Becker, Belcourt, Blewett, Boland, Boss Ribs, Caferro, Campbell, Cohenour, Dickenson, Driscoll, Ebinger, Fleming, French, Furey, Getz, Glaser, Grinde,

Total 54


Total 45

Excused: None.

Total 0

Absent or not voting: Ankney.

Total 1

**HJR 43** (Eighty-fourth Legislative Day - Second Reading - House) - Representative Wiseman moved HJR 43 be adopted. Motion carried as follows:


Total 68


Total 24

Excused: None.

Total 0


Total 8

**HJR 43** (Eighty-fifth Legislative Day - Third Reading - House) adopted as follows:


Total 77


Total 22

Excused: None.

Total 0

Absent or not voting: Jones.
HJR 43 (Eighty-eighth Legislative Day - Second Reading - Senate) - Senator Wanzenried moved HJR 43 be concurred in. Motion failed as follows:


Total 25

Nays: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, Curtiss, Esp, Essmann, Gebhardt, Hinkle, Jackson, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Zinke, Mr. President.

Total 25

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HJR 43 (Eighty-eighth Legislative Day - Second Reading - Senate) - Senator J. Peterson moved HJR 43 be indefinitely postponed. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Hinkle, Jackson, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Mr. President.

Total 26


Total 24

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HR 1 (Seventh Legislative Day - Second Reading - House) - Representative Villa moved HR 1 be adopted.


Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0
HR 2 61ST LEGISLATURE (2009) 664

HR 2 (Forty-seventh Legislative Day - Second Reading - House) - Representative McGillvray moved HR 2 be adopted. Motion carried as follows:

Total 86

Total 11

Excused: Belcourt, Nooney, Sonju.
Total 3

Absent or not voting: None.
Total 0

HR 3 (Eighty-sixth Legislative Day - Second Reading - House) - Representative More moved HR 3 do pass.

HR 3 (Eighty-sixth Legislative Day - Second Reading - House) - Representative More moved HR 3 do pass. Motion failed as follows:

Total 50

Total 50

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HR 3 (Eighty-sixth Legislative Day - Second Reading - House) - Representative Phillips move to close on HR 3. Motion carried as follows:

Total 67
Total 28

Excused: Boss Ribs.
Total 1

Absent or not voting: Brown, Sales, Sesso, Wagner.
Total 4

HR 3 (Eighty-sixth Legislative Day - Second Reading - House) - Speaker Bergren moved HR 3 be amended.

Speaker Bergren withdrew his motion.

SB 2 (Twelfth Legislative Day - Second Reading - Senate) - Senator Cooney moved SB 2 do pass. Motion carried as follows:
Total 49
Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: Laible.
Total 1

SB 2 (Thirteenth Legislative Day - Third Reading - Senate) passed as follows:
Total 49
Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: Laible.
Total 1

SB 2 (Forty-seventh Legislative Day - Second Reading - House) - Representative Villa moved SB 2 be concurred in. Motion carried as follows:
SB 2 (Forty-eighth Legislative Day - Third Reading - House) concurred in as follows:
Total 95
Nays: Butcher, Mr. Speaker.
Total 2
Excused: Belcourt, Nooney, Sonju.
Total 3
Absent or not voting: None.
Total 0

SB 5 (Tenth Legislative Day - Second Reading - Senate) - Senator Erickson moved SB 5 do pass. Motion carried as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzennried, Williams, Windy Boy, Zinke, Mr. President.
Total 49
Nays: None.
Total 0
Absent or not voting: None.
Total 0
Excused: Laslovich.
Total 1

SB 5 (Eleventh Legislative Day - Third Reading - Senate) passed as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Larsen, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzennried, Williams, Windy Boy, Zinke, Mr. President.
Total 48
Nays: None.
Total 0
Absent or not voting: None.
Total 0
Excused: Laible, Laslovich.
Total 2

**SB 5** (Fifty-fourth Legislative Day - Second Reading - House) - Representative Dickenson moved SB 5 be concurred in. Motion carried as follows:
Total 99
Nays: None.
Total 0
Excused: Campbell.
Total 1
Absent or not voting: None.
Total 0

**SB 5** (Fifty-fifth Legislative Day - Third Reading - House) concurred in as follows:
Total 89
Nays: Ankney, B. Beck, Hawk, Hendrick, Kasten, Lake, Mendenhall, Randall, Roberts, Sales, Sonju.
Total 11
Excused: None.
Total 0
Absent or not voting: None.
Total 0

**SB 5** (Ninetieth Legislative Day - Second Reading - House) - Free Conference Committee Report No. 1 - Representative Sesso moved the Free Conference Committee report to SB 5 be adopted. Motion carried as follows:
SB 7 61ST LEGISLATURE (2009) 668

Total  75

Total  25
Excused: None.

Total  0
Absent or not voting: None.

SB 7  (Seventh Legislative Day - Second Reading - Senate)  - Senator Gebhardt moved SB 7 do pass. Motion carried as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Zinke, Mr. President.

Total  49
Nays: None.

Total  0
Absent or not voting: None.

Total  0
Excused: Windy Boy.

Total  1

SB 7  (Seventh Legislative Day - Third Reading - Senate)  passed as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Zinke, Mr. President.

Total  50
Nays: None.

Total  0
Absent or not voting: None.

Total  0
Excused: None.

SB 7  (Twenty-third Legislative Day - Second Reading - House)  - Representative Brown moved SB 7 be concurred in. Motion carried as follows:

Total  85
SB 7 (Twenty-fourth Legislative Day - Third Reading - House) concurred in as follows:


Total 84


Total 16

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 8 (Fortieth Legislative Day - Second Reading - Senate) - Senator Hansen moved SB 8, second reading copy, be amended as follows:

1. Page 1, line 29.
   Following: “and”
   Insert: “and”
2. Page 1, line 30.
   Following: “towns”
   Insert: “.”
3. Page 2, line 1 through line 5.
   Strike: “; AND” on line 1 through “RESERVATION;” on line 5
4. Page 2, line 12.
   Following: line 11
   Insert: “(4) Land, water, projects, as defined in [section 8], or other resources within the exterior boundaries of an Indian reservation may not be included within the boundaries of a regional resource authority without the consent of the governing body of the tribe of the Indian reservation.”

Amendment adopted as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Juneau, Kaufmann, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzennfried, Williams, Zinke, Mr. President.

Total 47

Nays: Keane, Windy Boy.

Total 2

Absent or not voting: None.

Total 0

Excused: Jent.

Total 1
SB 8  

(Fortieth Legislative Day - Second Reading - Senate)  - Senator Hansen moved SB 8 do pass.

SB 8  

(Fortieth Legislative Day - Second Reading - Senate)  - Senator Hansen moved SB 8, as amended, do pass. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanznenried, Williams, Zinke, Mr. President.

Total 47

Nays: Curtiss, Windy Boy.

Total 2

Absent or not voting: None.

Total 0

Excused: Jent.

Total 1

SB 8  

(Forty-second Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanznenried, Williams, Windy Boy, Zinke, Mr. President.

Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Squires.

Total 1

SB 8  

(Seventieth Legislative Day - Second Reading - House)  - Representative Stahl moved SB 8 be concurred in. Motion carried as follows:


Total 98

Nays: Belcourt.

Total 1

Excused: None.

Total 0

Absent or not voting: Boss Ribs.

Total 1

SB 8  

(Seventy-first Legislative Day - Third Reading - House) concurred in as follows:

Total 96

Nays: Bean, Lake, Sonju, Wagner.

Total 4

Absent or not voting: None.

Total 0

SB 8 (Seventy-fifth Legislative Day - Second Reading - Senate) - House Amendments - Senator Hansen moved House amendments to SB 8 be concurred in. Motion carried as follows:


Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 8 (Seventy-sixth Legislative Day - Third Reading - Senate), as amended by the House, passed as follows:


Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 9 (Twentieth Legislative Day - Second Reading - Senate) - Senator Erickson moved SB 9 do pass. Motion carried as follows:

SB 9  (Twenty-first Legislative Day - Third Reading - Senate) passed as follows:


Total 39

Nays: Bales, Balyeat, Barkus, Black, Brenden, R. Brown, Curtiss, Hinkle, Jackson, Ripley, Shockley, Steinbeisser.

Total 10

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 9  (Seventy-first Legislative Day - Second Reading - House) - Representative Hamilton moved SB 9 be concurred in. Motion carried as follows:


Total 57


Total 43

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 9  (Seventy-second Legislative Day - Third Reading - House) concurred in as follows:


Total 59

Nays: Ankney, Bean, B. Beck, Bennett, Berry, Blasdel, Brown, Butcher, Hawk, Hendrick, Hollandsworth, Howard, Ingraham, Jones, Kasten, Kerns, Lake, MacLaren, McGillvray, Mendenhall,
SB 10 (Sixth Legislative Day - Second Reading - Senate) - Senator Perry moved SB 10 do pass. Motion carried as follows:


Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 10 (Seventh Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Zinke, Mr. President.

Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Windy Boy.

Total 1

SB 10 (Twenty-third Legislative Day - Second Reading - House) - Representative Stoker moved SB 10 be concurred in. Motion carried as follows:


Total 94

Nays: Boniek, Mendenhall, More, Sales, Wagner, Mr. Speaker.

Total 6

Excused: None.
SB 10  61ST LEGISLATURE (2009)  674

Total 0
Absent or not voting: None.

SB 10 (Twenty-fourth Legislative Day - Third Reading - House) concurred in as follows:


Total 96

Nays: Boniek, Mendenhall, More, Wagner.

Total 4

Excused: None.

Total 0

SB 11 (Eleventh Legislative Day - Second Reading - Senate) - Senator J. Peterson moved SB 11 do pass. Motion carried as follows:


Total 48

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Laible, Laslovich.

Total 2

SB 11 (Twelfth Legislative Day - Third Reading - Senate) passed as follows:


Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Laible.

Total 1
SB 11  (Twenty-third Legislative Day - Second Reading - House) - Representative Lake moved SB 11 be concurred in. Motion carried as follows:


Total 99

Nays: Mr. Speaker.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 11  (Twenty-fourth Legislative Day - Third Reading - House) concurred in as follows:


Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 18  (Twenty-fourth Legislative Day - Second Reading - Senate) - Senator Wanzenried moved SB 18 do pass. Motion carried as follows:


Total 48

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Erickson, Shockley.

Total 2
SB 18 61ST LEGISLATURE (2009) 676

SB 18 (Twenty-fifth Legislative Day - Third Reading - Senate) passed as follows:
Total 49
Nays: None.
Total 0
Absent or not voting: None.
Total 0
Excused: Jent.
Total 1

SB 18 (Forty-ninth Legislative Day - Second Reading - House) - Representative Hiner moved SB 18 be concurred in. Motion carried as follows:
Total 98
Nays: None.
Total 0
Excused: Nooney, Pomnichowski.
Total 2
Absent or not voting: None.
Total 0

SB 18 (Seventy-fifth Legislative Day - Second Reading - Senate) - Governor's Amendments - Senator Wanzenried moved Governor's amendments to SB 18 be concurred in. Motion carried as follows:
Total 50
Nays: None.
Total 0
Absent or not voting: None.
Total 0
Excused: None.
Total 0

SB 18 (Seventy-sixth Legislative Day - Third Reading - Senate) , as amended by the Governor, passed as follows:

Total 49

Nays: Esp.
Total 1

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 18 (Seventy-eighth Legislative Day - Second Reading - House) - Governor's Amendments - Representative Hiner moved Governor's amendments to SB 18 be concurred in. Motion carried as follows:


Total 72


Total 27

Excused: None.
Total 0

Absent or not voting: Butcher.
Total 1

SB 18 (Seventy-ninth Legislative Day - Third Reading - House), as amended by the Governor, concurred in as follows:


Total 80

Nays: Bean, Bennett, Berry, Blasdel, Boniek, Hawk, Hendrick, Howard, Kasten, Lake, McGillvray, Mendenhall, Miller, More, Reichner, Sales, Smith, Sonju, Taylor, Vincent.

Total 20

Excused: None.
Total 0

Absent or not voting: None.
Total 0
SB 20 (Forty-fourth Legislative Day - Second Reading - Senate) - Senator Jent moved SB 20 do pass. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 49

Nays: Laible.

Total 1

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 20 (Forty-fifth Legislative Day - Third Reading - Senate) passed as follows:


Total 48

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Brenden, Squires.

Total 2

SB 20 (Sixty-first Legislative Day - Second Reading - House) - Representative Ingraham moved SB 20 be concurred in. Motion carried as follows:


Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 20 (Sixty-second Legislative Day - Third Reading - House) concurred in as follows:

Yeas: Ankney, Arntzen, Augare, Barrett, Bean, B. Beck, P. Beck, Becker, Belcourt, Bennett, Berry, Blasdel, Blewett, Boland, Boniek, Boss Ribs, Brown, Butcher, Caferro, Campbell, Cohenour,

Total 99

Nays: Sales.
    Total 1

Excused: None.
    Total 0

Absent or not voting: None.
    Total 0

SB 21 (Eighteenth Legislative Day - Second Reading - Senate) - Senator Story moved SB 21 do pass.

SB 21 (Eighteenth Legislative Day - Second Reading - Senate) - Senator Kaufmann moved SB 21, second reading copy, be amended as follows:

1. Title, line 12.
   Following: "DISTRIBUTIONS;"
   Insert: "PROVIDING FOR A DISTRIBUTION TO THE ADOPTION SERVICES ACCOUNT FOR AN AMOUNT EQUAL TO THAT NOT PAID DUE TO THE USE OF THE ERRONEOUS BASE AMOUNT FOR COMPUTING THE DISTRIBUTION;"

2. Title, page 1, line 12.
   Strike: "AN"

3. Title, line 13.
   Strike: "DATE"
   Insert: "DATES"

   Insert: "NEW SECTION. Section 2. Transfer to adoption services account. There is transferred $11,223 from the state general fund to the adoption services account provided in 42-2-105."
   Renumber: subsequent sections

5. Page 3, line 17.
   Strike: "DATE"
   Insert: "dates"

   Following: "approval."
   Insert: "(1) Except as provided in subsection (2), [this act] is effective on passage and approval."

   Strike: "[THIS ACT]"
   Insert: "(2) [Section 1]"

Amendment adopted as follows:


Total 50

Nays: None.
    Total 0

Absent or not voting: None.
    Total 0
Excused: None.

Total 0

**SB 21** (Eighteenth Legislative Day - Second Reading - Senate) - Senator Story moved SB 21, as amended, do pass. Motion carried as follows:


Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

**SB 21** (Thirty-fifth Legislative Day - Second Reading - Senate) - Senator Story moved SB 21 do pass. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Mr. President.

Total 48

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Hansen, Zinke.

Total 2

**SB 21** (Thirty-sixth Legislative Day - Third Reading - Senate) passed as follows:


Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

**SB 21** (Sixty-first Legislative Day - Second Reading - House) - Representative Sonju moved SB 21 be concurred in. Motion carried as follows:

Yeas: Ankney, Amtzen, Augare, Barrett, Bean, B. Beck, P. Beck, Becker, Belcourt, Bennett, Berry, Blasdel, Blewett, Boland, Boss Ribs, Brown, Butcher, Caferro, Campbell, Cohenour, Dickenson, Driscoll, Ebinger, Fleming, French, Furey, Getz, Glaser, Grinde, Hamilton, Hands, Hawk, Hendrick,

Total 96

Nays: Boniek, Kerns, Mendenhall, Sales.
Total 4

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 21 (Sixty-third Legislative Day - Third Reading - House) concurred in as follows:

Total 96

Nays: Boniek, Kerns, Mendenhall, Sales.
Total 4

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 22 (Sixty-fourth Legislative Day - Second Reading - Senate) - Senator Murphy moved SB 22 do pass. Motion carried as follows:

Total 44

Nays: Balyeat, Brenden, Cooney, Esp, Hinkle, Laslovich.
Total 6

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 22 (Fifteenth Legislative Day - Second Reading - Senate) - Senator Murphy moved SB 22 do pass. Motion carried as follows:

Total 44

Nays: Balyeat, Brenden, Cooney, Esp, Hinkle, Laslovich.
Total 6

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 22 (Sixty-fourth Legislative Day - Second Reading - Senate) - Senator Murphy moved SB 22 do pass. Motion carried as follows:

Yeas: Barkus, Barrett, Black, Bradt, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jackson, Juneau, Kaufmann,
Laible, Larsen, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, M. Tropila, Tutvedt, Wanzanried, Williams, Zinke, Mr. President.

Total 40

Nays: Bales, Balyeat, Esp, Hinkle, Jent, Keane, Laslovich, Stewart-Peregoy, J. Tropila.

Total 9

Absent or not voting: None.

Total 0

Excused: Windy Boy.

Total 1

SB 22 (Sixty-fifth Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jackson, Jent, Juneau, Kaufmann, Laible, Larsen, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, M. Tropila, Tutvedt, Wanzanried, Williams, Windy Boy, Zinke, Mr. President.

Total 43

Nays: Bales, Balyeat, Esp, Hinkle, Keane, Laslovich, J. Tropila.

Total 7

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 22 (Seventy-fourth Legislative Day - Second Reading - House) - Representative Cohenour moved SB 22 be concurred in. Motion carried as follows:


Total 75


Total 20

Excused: None.

Total 0

Absent or not voting: B. Beck, Butcher, McGillvray, Sonju, Vincent.

Total 5

SB 22 (Seventy-fifth Legislative Day - Third Reading - House) concurred in as follows:


Total 75
Total 24
Excused: Glaser.
Total 1
Absent or not voting: None.
Total 0

SB 23 (Eleventh Legislative Day - Second Reading - Senate) - Senator Wanzenried moved SB 23 do pass. Motion carried as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Larsen, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
Total 48
Nays: None.
Total 0
Absent or not voting: None.
Total 0
Excused: Laible, Laslovich.
Total 2

SB 23 (Twelfth Legislative Day - Third Reading - Senate) passed as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
Total 49
Nays: None.
Total 0
Absent or not voting: None.
Total 0
Excused: Laible.
Total 1

SB 23 (Forty-ninth Legislative Day - Second Reading - House) - Representative Taylor moved SB 42 be concurred in.

SB 23 (Forty-ninth Legislative Day - Second Reading - House) - Representative Stahl moved SB 23, second reading copy, be amended as follows:
1. Title, line 7.
   Following: "GRANTS;"
   Insert: "PROVIDING FOR A STATUTORY APPROPRIATION;"
2. Title, line 8.
   Following: "15-36-332;"
   Insert: "17-7-502;"
   Insert: "Section 5. Section 17-7-502, MCA, is amended to read:
   "17-7-502. Statutory appropriations — definition — requisites for validity. (1) A statutory appropriation is an appropriation made by permanent law that authorizes spending by a state agency without the need for a biennial legislative appropriation or budget amendment."
(2) Except as provided in subsection (4), to be effective, a statutory appropriation must comply with both of the following provisions:

(a) The law containing the statutory authority must be listed in subsection (3).

(b) The law or portion of the law making a statutory appropriation must specifically state that a statutory appropriation is made as provided in this section.

(3) The following laws are the only laws containing statutory appropriations: 2-17-105; 5-11-407; 5-13-403; 7-4-2502; 10-1-1202; 10-1-1303; 10-2-603; 10-3-203; 10-3-310; 10-3-312; 10-3-314; 10-4-301; 15-1-121; 15-1-218; 15-23-706; 15-31-906; 15-35-108; 15-36-332; 15-37-117; 15-39-110; 15-65-121; 15-70-101; 15-70-369; 15-70-601; 16-11-509; 17-3-106; 17-3-212; 17-3-222; 17-3-241; 17-6-101; 17-7-304; 18-11-112; 19-3-319; 19-6-404; 19-6-410; 19-9-702; 19-13-604; 19-17-301; 19-18-512; 19-19-305; 19-19-506; 19-20-604; 19-20-607; 19-21-203; 20-8-107; 20-9-534; 20-9-622; 20-26-1503; 22-3-1004; 23-4-105; 23-4-202; 23-4-204; 23-4-302; 23-4-304; 23-5-306; 23-5-409; 23-5-612; 23-7-301; 23-7-402; 37-43-204; 37-51-501; 39-71-503; 41-5-2011; 42-2-105; 44-1-504; 44-12-206; 44-13-102; 50-4-623; 53-1-109; 53-6-703; 53-24-108; 53-24-206; 60-11-115; 61-3-415; 69-3-870; 75-1-1101; 75-5-1108; 75-6-214; 75-11-313; 76-13-150; 77-1-108; 77-2-362; 80-2-222; 80-4-416; 80-5-510; 80-11-518; 82-11-161; 87-1-513; 90-1-115; 90-1-205; 90-3-1003; 90-6-1001; and 90-9-306.

(4) There is a statutory appropriation to pay the principal, interest, premiums, and costs of issuing, paying, and securing all bonds, notes, or other obligations, as due, that have been authorized and issued pursuant to the laws of Montana. Agencies that have entered into agreements authorized by the laws of Montana to pay the state treasurer, for deposit in accordance with 17-2-101 through 17-2-107, as determined by the state treasurer, an amount sufficient to pay the principal and interest as due on the bonds or notes have statutory appropriation authority for the payments. (In subsection (3): pursuant to sec. 10, Ch. 360, L. 1999, the inclusion of 19-20-604 terminates when the amortization period for the teachers’ retirement system’s unfunded liability is 10 years or less; pursuant to sec. 4, Ch. 497, L. 1999, the inclusion of 15-38-202 terminates July 1, 2012; pursuant to sec. 10(2), Ch. 10, Sp. L. May 2000, and secs. 3 and 6, Ch. 481, L. 2003, the inclusion of 15-35-108 terminates June 30, 2010; pursuant to sec. 17, Ch. 593, L. 2005, the inclusion of 15-31-906 terminates January 1, 2010; pursuant to sec. 73, Ch. 44, L. 2007, the inclusion of 19-6-410 terminates upon the death of the last recipient eligible under 19-6-709(2) for the supplemental benefit provided by 19-6-709; and pursuant to sec. 6, Ch. 2, Sp. L. September 2007, the inclusion of 76-13-150 terminates June 30, 2009.)**

4. Page 12, line 25.

Strike: “allocated”

Insert: “statutorily appropriated, as provided in 17-7-502,”


Following: “2-15-1821”

Insert: “until December 31, 2012, and after that date the money in the account is allocated to the coal board”

Amendment failed as follows:


Total 32


Total 63

Excused: Belcourt, Nooney, Pominichowski.

Total 3

Absent or not voting: Butcher, Morgan.

Total 2
SB 23 (Forty-ninth Legislative Day - Second Reading - House) - Representative Taylor moved SB 23 be concurred in. Motion carried as follows:


Total 96

Nays: Mendenhall, Stahl, Wagner.

Total 3

Excused: Nooney.

Total 1

Absent or not voting: None.

Total 0

SB 23 (Fiftieth Legislative Day - Third Reading - House) concurred in as follows:


Total 96

Nays: Mendenhall, Sales, Wagner.

Total 3

Excused: Nooney.

Total 1

Absent or not voting: None.

Total 0

SB 24 (Seventh Legislative Day - Second Reading - Senate) - Senator Williams moved SB 24 do pass. Motion carried as follows:


Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Windy Boy.

Total 1
SB 24  (Eighth Legislative Day - Third Reading - Senate) passed as follows:
Total 50
Nays: None.
Total 0
Absent or not voting: None.
Total 0
Excused: None.
Total 0

SB 24  (Forty-eighth Legislative Day - Second Reading - House) - Representative Ingraham moved SB 24 be concurred in. Motion carried as follows:
Total 94
Nays: Becker, Jopek, MacDonald, Mr. Speaker.
Total 4
Excused: Belcourt, Sonju.
Total 2
Absent or not voting: None.
Total 0

SB 24  (Forty-ninth Legislative Day - Third Reading - House) concurred in as follows:
Total 93
Nays: Becker, Jopek, MacDonald, Pease-Lopez.
Total 4
Excused: Belcourt, Nooney, Pomnichowski.
Total 3
Absent or not voting: None.
Total 0

SB 25  (Sixth Legislative Day - Second Reading - Senate) - Senator Wanzenried moved SB 25 do pass. Motion carried as follows:

Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

**SB 25** (Seventh Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Zinke, Mr. President.

Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Windy Boy.

Total 1

**SB 25** (Fifty-fifth Legislative Day - Second Reading - House) - Representative Pomnichowski moved SB 25 be concurred in. Motion carried as follows:


Total 88

Nays: Ankney, B. Beck, Berry, Blasdel, Hawk, Hendrick, Lake, Randall, Sales, Sonju, Wagner.

Total 11

Excused: None.

Total 0

Absent or not voting: French.

Total 1

**SB 25** (Fifty-sixth Legislative Day - Third Reading - House) concurred in as follows:


Total 87


Total 11

Excused: Campbell.

Total 1

Absent or not voting: Wagner.

Total 1

SB 26 (Eighteenth Legislative Day - Second Reading - Senate) - Senator Murphy moved SB 26 do pass. Motion carried as follows:


Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 26 (Nineteenth Legislative Day - Third Reading - Senate) passed as follows:


Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 26 (Sixty-third Legislative Day - Second Reading - House) - Representative K. Peterson moved SB 26 be concurred in. Motion carried as follows:


Total 100
SB 26 (Sixty-fourth Legislative Day - Third Reading - House) concurred in as follows:


Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 26 (Seventy-fourth Legislative Day - Second Reading - Senate) - House Amendments - Senator Murphy moved House amendments to SB 26 be concurred in. Motion carried as follows:


Total 50

Nays: Balyeat, Barkus, Hinkle.

Total 3

Absent or not voting: None.

Total 0

SB 26 (Seventy-fifth Legislative Day - Third Reading - Senate), as amended by the House, passed as follows:

Yeas: Bales, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Mcgee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Steward-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 47

Nays: Balyeat, Barkus, Hinkle.

Total 3

Absent or not voting: None.
SB 29 61ST LEGISLATURE (2009) 690

Total 0
Excused: None.
Total 0

SB 29 (Twelfth Legislative Day - Second Reading - Senate) - Senator Wanzenried moved SB 29 do pass. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 49
Nays: None.
Total 0
Absent or not voting: None.
Total 0
Excused: Laible.
Total 1

SB 29 (Thirteenth Legislative Day - Third Reading - Senate) passed as follows:


Total 48
Nays: Balyeat.
Total 1
Absent or not voting: None.
Total 0
Excused: Laible.
Total 1

SB 29 (Forty-seventh Legislative Day - Second Reading - House) - Representative Hiner moved SB 29 be concurred in. Motion carried as follows:


Total 81
Nays: B. Beck, Berry, Boniek, Brown, Hendrick, Mendenhall, Miller, More, Peterson, Randall, Smith, Stahl, Vance, Wagner, Washburn, Mr. Speaker.
Total 16
Excused: Belcourt, Nooney, Sonju.
Total 3
Absent or not voting: None.
Total 0
SB 29 (Forty-eighth Legislative Day - Third Reading - House) concurred in as follows:


Total 82

Nays: B. Beck, Berry, Boniek, Hendrick, Kerns, Lake, Mendenhall, Miller, More, Peterson, Randall, Smith, Vance, Mr. Speaker.

Total 14

Excused: Belcourt, Nooney, Sonju.

Total 3

Absent or not voting: Sales.

Total 1

---

SB 31 (Thirteenth Legislative Day - Second Reading - Senate) - Senator Bales moved SB 31 do pass. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Hamlett, Hinkle, Jackson, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, J. Tropila, Tutvedt, Zinke, Mr. President.

Total 28


Total 21

Absent or not voting: None.

Total 0

Excused: Laible.

Total 1

---

SB 31 (Thirteenth Legislative Day - Second Reading - Senate) - Senator Gallus moved SB 31 be passed for the day. Motion failed as follows:


Total 22

Nays: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Hinkle, Jackson, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Zinke, Mr. President.

Total 27

Absent or not voting: None.

Total 0

Excused: Laible.

Total 1

---

SB 31 (Thirteenth Legislative Day - Second Reading - Senate) - Senator Bales moved SB 31 do pass.

SB 31 (Fourteenth Legislative Day - Third Reading - Senate) passed as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Hamlett, Hansen, Hinkle, Jackson, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Zinke, Mr. President.

Total 28


Total 20

Absent or not voting: None.

Total 0

Excused: Laible, Squires.

Total 2

SB 32 (Thirteenth Legislative Day - Second Reading - Senate) - Senator Barkus moved SB 32 do pass. Motion carried as follows:


Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Laible.

Total 1

SB 32 (Fourteenth Legislative Day - Third Reading - Senate) passed as follows:


Total 48

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Laible, Squires.

Total 2

SB 32 (Seventy-second Legislative Day - Second Reading - House) - Representative Sales moved SB 32 be concurred in. Motion carried as follows:


Total 77
SB 32 (Seventy-third Legislative Day - Third Reading - House) concurred in as follows:


Total 76


Total 23

Excused: Lake.

Total 1

Absent or not voting: None.

Total 0

SB 32 (Seventy-fifth Legislative Day - Second Reading - Senate) - House Amendments - Senator Barkus moved House amendments to SB 32 be concurred in. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 48

Nays: Barrett, Laslovich.

Total 2

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 32 (Seventy-sixth Legislative Day - Third Reading - Senate), as amended by the House, passed as follows:


Total 50

Nays: None.

Total 0
SB 33  (Tenth Legislative Day - Second Reading - Senate)  - Senator Lewis moved SB 33 do pass.  
Motion carried as follows:  
Total 49 
Nays: None.  
Total 0 
Absent or not voting: None.  
Total 0 
Excused: Laslovich.  
Total 1

SB 33  (Eleventh Legislative Day - Third Reading - Senate)  passed as follows:  
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Larsen, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.  
Total 48  
Nays: None.  
Total 0  
Absent or not voting: None.  
Total 0  
Excused: Laible, Laslovich.  
Total 2

SB 34  (Sixteenth Legislative Day - Second Reading - Senate)  - Senator Lewis moved SB 34 do pass.  Motion carried as follows:  
Total 41  
Nays: Balyeat, Curtiss, Erickson, Gallus, Hinkle, Jent, Kaufmann, Moss, Zinke.  
Total 9  
Absent or not voting: None.  
Total 0  
Excused: None.  
Total 0

SB 34  (Seventeenth Legislative Day - Third Reading - Senate)  passed as follows:  
Yeas: Bales, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Esp, Essmann, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jackson, Juneau, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser,
SB 35 (Ninth Legislative Day - Second Reading - Senate) - Senator Jent moved SB 35 do pass. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Williams, Windy Boy, Zinke, Mr. President.

Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Wanzenried.

Total 1

SB 35 (Tenth Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Williams, Windy Boy, Zinke, Mr. President.

Total 48

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Gillan, Laslovich.

Total 2

SB 35 (Fiftieth Legislative Day - Second Reading - House) - Representative Driscoll moved SB 35 be concurred in. Motion carried as follows:


Total 96

Nays: None.
SB 35  (Fifty-first Legislative Day - Third Reading - House) passed as follows:


Total 96

Nays: None.

Total 0

Excused: Berry, Boss Ribs, Brown, Nooney.

Total 4

Absent or not voting: None.

Total 0

SB 37  (Sixty-sixth Legislative Day - Second Reading - Senate) - Senator Kaufmann moved SB 37 do pass. Motion carried as follows:


Total 32

Nays: Bales, Balyeat, Barkus, Barrett, Brenden, R. Brown, Esp, Hinkle, Laible, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Zinke.

Total 18

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 37  (Sixty-seventh Legislative Day - Third Reading - Senate) passed as follows:


Total 29

Nays: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Curtiss, Esp, Hinkle, Laible, McGee, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Zinke, Mr. President.

Total 21

Absent or not voting: None.

Total 0

Excused: None.

Total 0
SB 38  (Sixty-ninth Legislative Day - Second Reading - Senate) - Senator Curtiss moved SB 38 do pass. Motion carried as follows:
Yeas: Bales, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gallus, Gebhardt, Hamlett, Hinkle, Jackson, Keane, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Windy Boy, Zinke, Mr. President.
Total  30
Total  18
Absent or not voting: None.
Total  0
Excused: Erickson, Stewart-Peregoy.
Total  2

SB 38  (Seventieth Legislative Day - Third Reading - Senate) passed as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hinkle, Jackson, Kaufmann, Keane, Laible, Larsen, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Williams, Windy Boy, Zinke, Mr. President.
Total  42
Total  8
Absent or not voting: None.
Total  0
Excused: None.
Total  0

SB 38  (Eighty-first Legislative Day - Second Reading - House) - Representative Grinde moved SB 38 be concurred in. Motion carried as follows:
Total  82
Total  17
Excused: None.
Total  0
Absent or not voting: MacLaren.
Total  1

SB 38  (Eighty-second Legislative Day - Third Reading - House) passed as follows:

Total 90
Total 10
Excused: None.
Total 0
Absent or not voting: None.
Total 0

SB 39 (Sixth Legislative Day - Second Reading - Senate) - Senator Juneau moved SB 39 do pass.

SB 39 (Sixth Legislative Day - Second Reading - Senate) - Senator Debby Barrett moved SB 39, second reading copy, be amended as follows:
1. Page 2, line 12.
   Strike: “60”
   Insert: “24”
   Strike: “60”
   Insert: “24”
Amendment adopted as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Zinke, Mr. President.
Total 47
Nays: Kaufmann, Keane, Windy Boy.
Total 3
Absent or not voting: None.
Total 0
Excused: None.
Total 0

SB 39 (Sixth Legislative Day - Second Reading - Senate) - Senator Juneau moved SB 39, as amended, do pass. Motion carried as follows:
Total 50
Nays: None.
Total 0
Absent or not voting: None.
Total 0
Excused: None.
Total 0

SB 39 (Eighth Legislative Day - Third Reading - Senate) passed as follows:

Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 39 (Twenty-ninth Legislative Day - Second Reading - House) - Representative Boss Ribs moved SB 39 be concurred in. Motion carried as follows:


Total 81

Nays: Bean, Butcher, Hawk, Howard, Kerns, Lake, McGillvray, Mendenhall, Sales, Stoker, Vance.

Total 11

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 39 (Thirty-fourth Legislative Day - Third Reading - House) concurred in as follows:


Total 81

Nays: Bean, Bennett, Boniek, Brown, Butcher, Hawk, Howard, Kasten, Kerns, Lake, McGillvray, Mendenhall, Miller, Morgan, Nooney, Randall, Sales, Stoker, Vance.

Total 19

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 40 (Eighth Legislative Day - Second Reading - Senate) - Senator McGee moved SB 40, second reading copy, be amended as follows:

1. Page 4, line 9 through line 10.
Following: "part."
Strike: remainder of line 9 through "respondent."
Amendment adopted as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Hawks, Hinkle, Jackson, Jent, Laible, Lewis, McGee, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Zinke, Mr. President.
Total 28

Total 22

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 40 (Eighth Legislative Day - Second Reading - Senate) - Senator Juneau moved SB 40 do pass as amended. Motion carried as follows:

Total 48

Nays: Cooney, Moss.
Total 2

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 40 (Tenth Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Ankney, Arntzen, Augare, Barrett, Bean, B. Beck, P. Beck, Becker, Belcourt, Bennett, Berry, Blasdel, Blewett, Boland, Boniek, Boss Ribs, Brown, Butcher, Caferro, Campbell, Cohenour, Dickerson, Driscoll, Ebinger, Fleming, French, Furey, Getz, Glaser, Grinde, Hamilton, Hands, Hawk,

Total 94

Nays: Mendenhall, More, Reichner, Wagner.

Total 4

Excused: Nooney.

Total 1

Absent or not voting: McNutt.

Total 1

SB 40 (Fifty-first Legislative Day - Third Reading - House) passed as follows:


Total 90

Nays: Boniek, Mendenhall, More, Sales, Sonju, Vincent.

Total 6

Excused: Berry, Boss Ribs, Brown, Nooney.

Total 4

Absent or not voting: None.

Total 0

SB 40 (Fifty-eighth Legislative Day - Second Reading - Senate) - House Amendments - Senator Juneau moved House amendments to SB 40 be concurred in. Motion carried as follows:


Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Squires.

Total 1

SB 40 (Fifty-ninth Legislative Day - Third Reading - Senate), as amended by the House, passed as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry,
Peterson, Ripley, Schmidt, Shockley, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Zinke, Mr. President.

Total 47

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Keane, Squires, Windy Boy.

Total 3

SB 41  (Fourteenth Legislative Day - Second Reading - Senate) - Senator Lewis moved SB 41 do pass. Motion carried as follows:


Total 48

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Laible, Squires.

Total 2

SB 41  (Fifteenth Legislative Day - Third Reading - Senate) passed as follows:


Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 42  (Eighth Legislative Day - Second Reading - Senate) - Senator Laslovich moved SB 42 do pass. Motion carried as follows:


Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0
Excused: None.
    Total 0

SB 42 (Ninth Legislative Day - Third Reading - Senate) passed as follows:
Yeas: Bales, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tuvedt, Williams, Windy Boy, Zinke, Mr. President.
    Total 48
Nays: Balyeat.
    Total 1
Absent or not voting: None.
    Total 0
Excused: Wanzenried.
    Total 1

SB 42 (Forty-ninth Legislative Day - Second Reading - House) - Representative Hunter moved SB 42 be concurred in. Motion carried as follows:
    Total 72
    Total 27
Excused: Nooney.
    Total 1
Absent or not voting: None.
    Total 0

SB 42 (Fiftieth Legislative Day - Third Reading - House) concurred in as follows:
    Total 70
    Total 28
Excused: Nooney.
    Total 1
Absent or not voting: Stahl.
SB 43  (Eleventh Legislative Day - Second Reading - Senate) - Senator Kaufmann moved SB 43 do pass. Motion carried as follows:


Total 48

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Laible, Laslovich.

Total 2

SB 43  (Twelfth Legislative Day - Third Reading - Senate) passed as follows:


Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Laible.

Total 1

SB 43  (Forty-seventh Legislative Day - Second Reading - House) - Representative Wiseman moved SB 43 be concurred in. Motion carried as follows:


Total 85


Total 12

Excused: Belcourt, Nooney, Sonju.

Total 3

Absent or not voting: None.

Total 0

SB 43  (Forty-eighth Legislative Day - Third Reading - House) concurred in as follows:
Total 79

Nays: B. Beck, P. Beck, Bennett, Boniek, Butcher, Hendrick, Kasten, Kerns, McGillvray, Mendenhall, Miller, Peterson, Roberts, Sales, Smith, Wagner, Mr. Speaker.
Total 17

Excused: Belcourt, Nooney, Sonju.
Total 3

Absent or not voting: Welborn.
Total 1

SB 45 (Tenth Legislative Day - Second Reading - Senate) - Senator McGee moved SB 45 do pass. Motion carried as follows:

Total 49

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: Laslovich.
Total 1

SB 45 (Eleventh Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Larsen, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
Total 47

Nays: Gebhardt.
Total 1

Absent or not voting: None.
Total 0

Excused: Laible, Laslovich.
Total 2

SB 46 (Thirty-ninth Legislative Day - Second Reading - Senate) - Senator McGee moved SB 46 do pass. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Curtiss, Esp, Essmann, Gebhardt, Hamlett, Hansen, Hinkle, Jackson, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, J. Tropila, Tutvedt, Windy Boy, Mr. President.
Total 29
Total 19

Absent or not voting: None.
Total 0

Excused: Jent, Stewart-Peregoy.
Total 2

SB 46  (Fortieth Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Curtiss, Esp, Essmann, Gebhardt, Hansen, Hinkle, Jackson, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, J. Tropila, Tutvedt, Windy Boy, Mr. President.
Total 28

Total 22

Paired: Essmann, Aye; Jent, No.

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 47  (Ninth Legislative Day - Second Reading - Senate) - Senator Steinbeisser moved SB 47 do pass. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Williams, Windy Boy, Zinke, Mr. President.
Total 49

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: Wanzenried.
Total 1

SB 47  (Tenth Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
Total 48

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: Gillan, Laslovich.
Total 2
SB 47 (Fifty-fourth Legislative Day - Second Reading - House) - Representative McNutt moved SB 47 be concurred in. Motion carried as follows:


Total 96

Nays: Hawk, Hendrick, Wagner.

Total 3

Excused: Campbell.

Total 1

Absent or not voting: None.

Total 0

SB 47 (Fifty-fifth Legislative Day - Third Reading - House) concurred in as follows:


Total 99

Nays: None.

Total 0

Absent or not voting: None.

Total 0

SB 47 (Sixtieth Legislative Day - Second Reading - Senate) - House Amendments - Senator Steinbeisser moved House amendments to SB 47 be concurred in. Motion carried as follows:


Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Squires.

Total 1
SB 47  (Sixty-first Legislative Day - Third Reading - Senate) 61ST LEGISLATURE (2009)  708

as amended by the House, passed as follows:


Total  50

Nays: None.

Total  0

Absent or not voting: None.

Total  0

Excused: None.

Total  0

SB 48  (Eleventh Legislative Day - Second Reading - Senate)  Mr. President.

- Senator Essmann moved SB 48 do pass. Motion carried as follows:


Total  48

Nays: None.

Total  0

Absent or not voting: None.

Total  0

Excused: Laible, Laslovich.

Total  2

SB 48  (Twelfth Legislative Day - Third Reading - Senate)  passed as follows:


Total  49

Nays: None.

Total  0

Absent or not voting: None.

Total  0

Excused: Laible.

Total  1

SB 48  (Forty-seventh Legislative Day - Second Reading - House)  Mr. President.

- Representative Lake moved SB 48 be concurred in. Motion carried as follows:

SB 48 (Forty-eighth Legislative Day - Third Reading - House) concurred in as follows:


Total 89

Nays: Boniek, Himmelberger, Kerns, Mendenhall, More, Sales, Mr. Speaker.

Total 7

Excused: Belcourt, Nooney, Sonju.

Total 3

Absent or not voting: Boland.

Total 1

SB 48 (Sixtieth Legislative Day - Second Reading - Senate) - House Amendments - Senator Essmann moved House amendments to SB 48 not be concurred in. Motion carried as follows:


Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Squires.

Total 1

SB 48 (Seventy-eighth Legislative Day - Second Reading - House) - Conference Committee Report No. 1 - Representative Pomnichowski moved the Conference Committee report to SB 48 be adopted. Motion carried as follows:


Total 91

Nays: Ankney, Boniek, Mendenhall, Miller, More, Sales, Wagner.

Total 7

Excused: None.

Total 0

Absent or not voting: Campbell, Stahl.

Total 2

SB 48 (Seventy-ninth Legislative Day - Third Reading - House), Conference Committee report, concurred in as follows:


Total 90

Nays: Boniek, Himmelberger, Mendenhall, Miller, More, Sales, Stahl, Wagner.

Total 8

Excused: None.

Total 0

Absent or not voting: Hamilton, Welborn.

Total 2

SB 48 (Eighty-first Legislative Day - Second Reading - Senate) - Conference Committee Report No. 1 - Senator Essmann moved the Conference Committee report to SB 48 be adopted. Motion carried as follows:


Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 48 (Eighty-second Legislative Day - Third Reading - Senate) Conference Committee report adopted as follows:

SB 49  (Thirty-first Legislative Day - Second Reading - Senate) - Senator Wanzenried moved SB 49 do pass. Motion carried as follows:

Yeas: Bales, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 44

Nays: Balyeat, Esp, Hinkle, Jackson, McGee, Steinbeisser.

Total 6

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 49  (Thirty-second Legislative Day - Third Reading - Senate) passed as follows:


Total 45

Nays: Balyeat, Esp, Hinkle, Jackson, Steinbeisser.

Total 5

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 49  (Fifty-fifth Legislative Day - Second Reading - House) - Representative Hands moved SB 49 be concurred in. Motion carried as follows:


Total 69


Total 31

Excused: None.
SB 49  (Fifty-sixth Legislative Day - Third Reading - House) concurred in as follows:
Total 72
Total 27
Excused: Campbell.
Total 1
Absent or not voting: None.
Total 0

SB 49 (Sixtieth Legislative Day - Second Reading - Senate) - House Amendments - Senator Wanzenried moved House amendments to SB 49 be concurred in. Motion carried as follows:
Total 48
Nays: Balyeat.
Total 1
Absent or not voting: None.
Total 0
Excused: Squires.
Total 1

SB 49 (Sixty-first Legislative Day - Third Reading - Senate), as amended by the House, passed as follows:
Total 50
Nays: None.
Total 0
Absent or not voting: None.
Total 0
Excused: None.
Total 0
SB 51  
(Thirty-seventh Legislative Day - Second Reading - Senate) - Senator Murphy moved SB 51 do pass. Motion carried as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, T. Brown, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Hansen, Hawks, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, McGee, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
Total: 38
Total: 12
Absent or not voting: None.
Total: 0
Excused: None.
Total: 0

SB 51  
(Thirty-eighth Legislative Day - Third Reading - Senate) passed as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hansen, Hawks, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, McGee, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Tutvedt, Williams, Zinke, Mr. President.
Total: 38
Total: 12
Absent or not voting: None.
Total: 0
Excused: None.
Total: 0

SB 53  
(Eighteenth Legislative Day - Second Reading - Senate) - Senator Lewis moved SB 53 do pass. Motion carried as follows:
Total: 50
Nays: None.
Total: 0
Absent or not voting: None.
Total: 0
Excused: None.
Total: 0

SB 53  
(Nineteenth Legislative Day - Third Reading - Senate) passed as follows:
Total: 50
Nays: None.
Representative K. Peterson moved SB 53 be concurred in. Motion carried as follows:


Total 86


Total 12

Excused: Nooney.

Total 1

SB 53 (Fiftieth Legislative Day - Third Reading - House) concurred in as follows:


Total 79


Total 20

Excused: Nooney.

Total 1

SB 53 (Forty-ninth Legislative Day - Second Reading - House) - Senator Steinbeisser moved SB 54 do pass. Motion carried as follows:


Total 49

Nays: None.

Total 0
SB 54 (Thirteenth Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Laible.

Total 1

SB 54 (Fifty-third Legislative Day - Second Reading - House) - Representative McNutt moved SB 54 be concurred in. Motion carried as follows:


Total 99

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Nooney.

Total 1

SB 54 (Fifty-fourth Legislative Day - Third Reading - House) passed as follows:


Total 97

Nays: Boniek, Stahl.

Total 2
SB 54 (Fifty-eighth Legislative Day - Second Reading - Senate) - House Amendments - Senator Steinbeisser moved House amendments to SB 54 be concurred in. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzienried, Williams, Windy Boy, Zinke, Mr. President.

Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Squires.

Total 1

SB 54 (Fifty-ninth Legislative Day - Third Reading - Senate) , as amended by the House, passed as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzienried, Williams, Zinke, Mr. President.

Total 47

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Keane, Squires, Windy Boy.

Total 3

SB 55 (Tenth Legislative Day - Second Reading - Senate) - Senator Steinbeisser moved SB 55 do pass. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzienried, Williams, Windy Boy, Zinke, Mr. President.

Total 48

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Gillan, Laslovich.

Total 2

SB 55 (Eleventh Legislative Day - Third Reading - Senate) passed as follows:
**Yeas:** Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Larsen, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

**Total 48**

**Nays:** None.

**Total 0**

**Absent or not voting:** None.

**Total 0**

**Excused:** Laible, Laslovich.

**Total 2**

**SB 55** (Eightieth Legislative Day - Second Reading - House) - Representative Fleming moved SB 55 be concurred in. Motion carried as follows:


**Total 85**

**Nays:** Bean, Becker, Blasdel, Boniek, Butcher, Kerns, McGillvray, Miller, Randall, Vance, Wagner, Warburton, Welborn, Wiseman, Mr. Speaker.

**Total 15**

**Excused:** None.

**Total 0**

**Absent or not voting:** None.

**Total 0**

**SB 55** (Eighty-first Legislative Day - Third Reading - House) concurred in as follows:


**Total 78**


**Total 22**

**Excused:** None.

**Total 0**

**Absent or not voting:** None.

**Total 0**

**SB 55** (Eighty-second Legislative Day - Second Reading - Senate) - House Amendments - Senator Steinbeisser moved House amendments to SB 55 be concurred in. Motion carried as follows:
SB 55  (Eighty-fourth Legislative Day - Third Reading - Senate), as amended by the House, passed as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzенried, Williams, Windy Boy, Zinke, Mr. President.

Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Larsen.

Total 1

SB 57  (Twenty-eighth Legislative Day - Second Reading - Senate) - Senator Gillan moved SB 57 do pass. Motion carried as follows:


Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Barrett.

Total 1

SB 57  (Twenty-ninth Legislative Day - Third Reading - Senate) passed as follows:


Total 49

Nays: None.

Total 0
SB 57 (Sixty-ninth Legislative Day - Second Reading - House) - Representative Hamilton moved SB 57 be concurred in. Motion carried as follows:


Total 81


Total 16

Excused: Howard, Kasten.

Total 2

Absent or not voting: Hamilton.

Total 1

SB 57 (Seventieth Legislative Day - Third Reading - House) concurred in as follows:


Total 76


Total 23

Excused: Belcourt.

Total 1

Absent or not voting: None.

Total 0

SB 57 (Seventy-third Legislative Day - Second Reading - Senate) - House Amendments - Senator Gillan moved House amendments to SB 57 be concurred in. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Zinke, Mr. President.

Total 49

Nays: None.

Total 0

Absent or not voting: None.
SB 57 (Seventy-fourth Legislative Day - Third Reading - Senate), as amended by the House, passed as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 58 (Twenty-ninth Legislative Day - Second Reading - Senate) - Senator Gillan moved SB 58 do pass. Motion carried as follows:


Total 45

Nays: Balyeat, Hinkle, McGee, Shockley.

Total 4

Absent or not voting: None.

Total 0

Excused: Murphy.

Total 1

SB 58 (Thirtieth Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Bales, Barkus, Barrett, Black, Branae, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 45

Nays: Balyeat, Brenden, Hinkle, McGee, Shockley.

Total 5

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 58 (Sixty-ninth Legislative Day - Second Reading - House) - Representative Hamilton moved SB 58 be concurred in. Motion carried as follows:

Yeas: Ankney, Arntzen, Augare, Barrett, Bean, B. Beck, P. Beck, Becker, Belcourt, Bennett, Berry, Blewett, Boland, Boss Ribs, Brown, Butcher, Caferro, Campbell, Cohenour, Dickenson, Driscoll,

Total 83


Total 15

Excused: Howard, Kasten.

Total 2

Absent or not voting: None.

Total 0

SB 58 (Seventieth Legislative Day - Third Reading - House) concurred in as follows:


Total 74


Total 25

Excused: Belcourt.

Total 1

Absent or not voting: None.

Total 0

SB 58 (Seventy-third Legislative Day - Second Reading - Senate) - House Amendments - Senator Gillan moved House amendments to SB 58 be concurred in. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzennied, Williams, Zinke, Mr. President.

Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Windy Boy.

Total 1

SB 58 (Seventy-fourth Legislative Day - Third Reading - Senate) , as amended by the House, passed as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle,
SB 62  61ST LEGISLATURE (2009)  722

Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
Total 49
Nays: McGee.
Total 1
Absent or not voting: None.
Total 0
Excused: None.
Total 0

SB 62  (Thirty-first Legislative Day - Second Reading - Senate) - Senator Laible moved SB 62 do pass. Motion carried as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Keane, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Steinbeisser, J. Tropila, M. Tropila, Tutvedt, Zinke, Mr. President.
Total 39
Nays: Erickson, Juneau, Kaufmann, Larsen, Laslovich, Moss, Squires, Stewart-Peregoy, Wanzenried, Williams, Windy Boy.
Total 11
Absent or not voting: None.
Total 0
Excused: None.
Total 0

SB 62  (Thirty-second Legislative Day - Third Reading - Senate) passed as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Keane, Laible, Larsen, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Williams, Zinke, Mr. President.
Total 43
Nays: Erickson, Juneau, Kaufmann, Laslovich, Moss, Squires, Stewart-Peregoy, Wanzenried, Williams, Windy Boy.
Total 7
Absent or not voting: None.
Total 0
Excused: None.
Total 0

SB 62  (Seventy-second Legislative Day - Second Reading - House) - Representative Cohenour moved SB 62 be concurred in. Motion carried as follows:
Total 98
SB 62  (Seventy-third Legislative Day - Third Reading - House)  concurred in as follows:


Total 99

Nays: None.

Total 0

Excused: Lake.

Total 1

Absent or not voting: Pomnichowski.

Total 0

SB 63  (Sixty-fifth Legislative Day - Second Reading - Senate) - Senator Laible moved SB 63 do pass. Motion failed as follows:


Total 25

Nays: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Curtiss, Esp, Essmann, Hinkle, Jackson, Jent, Kaufmann, Laslovich, McGee, Peterson, Ripley, Squires, Steinbeisser, Tutvedt, Zinke, Mr. President.

Total 25

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 63  (Sixty-fifth Legislative Day - Second Reading - Senate) - Senator J. Peterson moved SB 63 be indefinitely postponed. Motion failed as follows:

Yeas: Bales, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Hinkle, Jackson, Jent, Lewis, McGee, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Mr. President.

Total 25


Total 25

Absent or not voting: None.
SB 63  

(Sixty-sixth Legislative Day - Second Reading - Senate) - Senator Williams moved SB 63 be indefinitely postponed. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Curtiss, Erickson, Esp, Essmann, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laslovich, Lewis, Perry, Peterson, Schmidt, Squires, Tutvedt, Mr. President.

Total 27


Total 23

Absent or not voting: None.

Total 0

SB 63  

(Second Reading - Senate) - Senator J. Peterson moved consideration of SB 63 be placed at the top of the second reading board. Motion carried.

SB 64  

(Twenty-fourth Legislative Day - Second Reading - Senate) - Senator Laible made a substitute motion that SB 64 pass consideration for the day. Motion carried.

SB 64  

(Twenty-seventh Legislative Day - Second Reading - Senate) - Senator Laible moved SB 64 do pass. Motion failed as follows:


Total 24

Nays: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Erickson, Esp, Essmann, Gebhardt, Hinkle, Jackson, Kaufmann, McGee, Perry, Peterson, Ripley, Schmidt, Shockley, Steinbeisser, Tutvedt, Zinke, Mr. President.

Total 25
SB 64 (Twenty-seventh Legislative Day - Second Reading - Senate) - Senator J. Peterson moved SB 64 be indefinitely postponed. Motion carried as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Curtiss, Erickson, Esp, Essmann, Gebhardt, Hawks, Hinkle, Jackson, Jent, Kaufmann, McGee, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Tutvedt, Zinke, Mr. President.
Total 29
Total 20
Absent or not voting: None.
Total 0
Excused: Windy Boy.
Total 1

SB 65 (Nineteenth Legislative Day - Second Reading - Senate) - Senator Hawks moved SB 65 do pass. Motion carried as follows:
Total 36
Nays: Barrett, Brenden, R. Brown, Curtiss, Esp, Gebhardt, Hinkle, Jackson, Laible, McGee, Murphy, Ripley, Steinbeisser, Mr. President.
Total 14
Absent or not voting: None.
Total 0
Excused: None.
Total 0

SB 65 (Twentieth Legislative Day - Third Reading - Senate) passed as follows:
Total 36
Nays: Balyeat, Barkus, Barrett, Brenden, R. Brown, Curtiss, Esp, Gebhardt, Hinkle, Jackson, Laible, McGee, Murphy, Steinbeisser.
Total 14
Absent or not voting: None.
Total 0
Excused: None.
Total 0

SB 65 (Seventy-fifth Legislative Day - Second Reading - House) - Representative McNutt moved SB 65 be concurred in. Motion carried as follows:
Yeas: Ankney, Arntzen, Augare, Barrett, Bean, B. Beck, P. Beck, Becker, Belcourt, Bennett, Berry, Blasdel, Blewett, Boland, Boss Ribs, Brown, Butcher, Caferro, Campbell, Cohenour, Dickenson,

Total 90

Nays: Boniek, Kerns, Randall, Sales, Sonju, Vance.
Total 6

Excused: Glaser.
Total 1

Absent or not voting: Himmelberger, Jones, Sesso.
Total 3

SB 65 (Seventy-sixth Legislative Day - Third Reading - House) concurred in as follows:

Total 91

Nays: Blasdel, Kerns, Mendenhall, Randall, Sales, Sonju, Vance, Wagner, Welborn.
Total 9

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 65 (Seventy-seventh Legislative Day - Second Reading - Senate) - House Amendments - Senator Hawks moved House amendments to SB 65 be concurred in. Motion carried as follows:

Yeas: Bales, Barkus, Barrett, Black, Branae, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jackson, Jen, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzennied, Williams, Windy Boy, Zinke, Mr. President.
Total 46

Nays: Balyeat, Brenden, R. Brown, Hinkle.
Total 4

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 65 (Eighty-eighth Legislative Day - Third Reading - Senate) , as amended by the Governor, passed as follows:

Yeas: Bales, Branae, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Gallus, Gillan, Hamlett, Hansen, Hawks, Jen, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Murphy,
Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 38


Total 12

Absent or not voting: None.

Total 0

SB 65 (Eighty-eighth Legislative Day - Second Reading - Senate) - Governor’s Amendments - Senator Hawks moved Governor’s amendments to SB 65 be concurred in. Motion carried as follows:


Total 28

Nays: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, T. Brown, Curtiss, Esp, Essmann, Gebhardt, Hinkle, Jackson, Laible, McGee, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Mr. President.

Total 22

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 65 (Eighty-ninth Legislative Day - Second Reading - House) - Governor’s Amendments - Representative McNutt moved Governor’s amendments to SB 65 be concurred in. Motion carried as follows:


Total 86


Total 13

Excused: None.

Total 0

Absent or not voting: McChesney.

Total 1

SB 65 (Ninetieth Legislative Day - Third Reading - House) Governor’s Amendments, concurred in as follows:


Total 81


Total 18

Excused: None.

Total 0

Absent or not voting: Wilmer.

Total 1

SB 67 (Sixteenth Legislative Day - Second Reading - Senate) - Senator Laible moved SB 67 do pass. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Curtiss, Esp, Essmann, Gebhardt, Hansen, Hinkle, Jackson, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Zinke, Mr. President.

Total 27


Total 23

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 67 (Seventeenth Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Curtiss, Esp, Essmann, Gebhardt, Hinkle, Jackson, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Stewart-Peregoy, J. Tropila, Tutvedt, Zinke, Mr. President.

Total 28


Total 22

Paired: Barkus, Aye; Gallus, No.

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 68 (Sixteenth Legislative Day - Second Reading - Senate) - Senator Wanzenried moved SB 68 do pass. Motion carried as follows:


Total 50

Nays: None.
SB 68 (Seventeenth Legislative Day - Third Reading - Senate) passed as follows:


Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 68 (Seventy-first Legislative Day - Second Reading - House) - Representative Bean moved SB 68 be concurred in. Motion carried as follows:


Total 83


Total 16

Excused: None.

Total 0

Absent or not voting: Hollenbaugh.

Total 1

SB 68 (Seventy-second Legislative Day - Third Reading - House) concurred in as follows:


Total 78


Total 22
Excused: None.
  Total 0
Absent or not voting: None.
  Total 0

SB 71 (Thirtieth Legislative Day - Second Reading - Senate) - Senator Erickson moved SB 71 do pass. Motion carried as follows:
  Total 50
Nays: None.
  Total 0
Absent or not voting: None.
  Total 0
Excused: None.
  Total 0

SB 71 (Thirty-first Legislative Day - Third Reading - Senate) passed as follows:
  Total 49
Nays: Tutvedt.
  Total 1
Absent or not voting: None.
  Total 0
Excused: None.
  Total 0

SB 71 (Seventy-second Legislative Day - Second Reading - House) - Representative Hands moved SB 71 be concurred in. Motion carried as follows:
  Total 95
Nays: Hawk, Kasten, Lake.
  Total 3
Excused: None.
  Total 0
Absent or not voting: Hiner, Sonju.
SB 71 (Seventy-third Legislative Day - Third Reading - House) concurred in as follows:


Total 98

Nays: Lake.

Total 1

Excused: None.

Total 0

Absent or not voting: Welborn.

Total 1

SB 72 (Twelfth Legislative Day - Second Reading - Senate) - Senator Laslovich moved SB 72 do pass. Motion carried as follows:


Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Laible.

Total 1

SB 72 (Thirteenth Legislative Day - Third Reading - Senate) passed as follows:


Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Laible.

Total 1

SB 72 (Fifty-first Legislative Day - Second Reading - House) - Representative Dickenson moved SB 72 be concurred in. Motion carried as follows:
SB 72 61ST LEGISLATURE (2009) 732

Total 72

Total 25

Excused: Howard, Nooney, Reichner.
Total 3

Absent or not voting: None.
Total 0

SB 72 (Fifty-second Legislative Day - Third Reading - House) passed as follows:

Total 73

Total 26

Excused: Nooney.
Total 1

Absent or not voting: None.
Total 0

SB 73 (Eighth Legislative Day - Second Reading - Senate) - Senator Brueggeman moved SB 73, second reading copy, be further amended as follows:

1. Page 6, line 10.
Strike: “35”
Insert: “45”
Amendment adopted as follows:

Total 48

Nays: Esp, Mr. President.
Total 2

Absent or not voting: None.
Total 0

Excused: None.
SB 73 (Eighth Legislative Day - Second Reading - Senate) - Senator Hawks moved SB 73, second reading copy, be amended as follows:

1. Page 14, line 9. Strike: “(3)” Insert: “(2)” Amendment adopted as follows:


Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 73 (Thirty-third Legislative Day - Second Reading - Senate) - Senator Hawks moved SB 73 do pass. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Black, Brenden, R. Brown, Esp, Essmann, Hinkle, McGee, Peterson, Shockley, Tutvedt.

Total 13

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0
SB 73 (Thirty-fourth Legislative Day - Third Reading - Senate) passed as follows:


Total 48

Nays: Keane, Mr. President.

Total 2

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 73 (Sixty-fourth Legislative Day - Second Reading - House) - Representative Pomnichowski moved SB 73 be concurred in. Motion carried as follows:


Total 71


Total 28

Excused: None.

Total 0

Absent or not voting: Roberts.

Total 1

SB 73 (Sixty-fifth Legislative Day - Third Reading - House) concurred in as follows:


Total 71


Total 28

Excused: Howard.

Total 1

Absent or not voting: None.

Total 0

SB 73 (Sixty-ninth Legislative Day - Second Reading - Senate) - House Amendments - Senator Hawks moved House amendments to SB 73 be not concurred in. Motion carried as follows:

Total 45

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Barkus, Brueggeman, Erickson, Perry, Stewart-Peregoy.

Total 5

**SB 73** (Seventy-seventh Legislative Day - Second Reading - House) - Conference Committee Report No. 1 - Representative Pomnichowski moved the Conference Committee report to SB 73 be adopted. Motion carried as follows:


Total 79

Nays: Ankney, Bean, Berry, Blasdel, Hawk, Hendrick, Hollandsworth, Joepk, Kasten, Lake, Miller, More, Peterson, Regier, Smith, Stoker, Wagner, Warburton, Welborn, Mr. Speaker.

Total 20

Excused: None.

Total 0

Absent or not voting: Campbell.

Total 1

**SB 73** (Seventy-eighth Legislative Day - Third Reading - House) , Conference Committee report, concurred in as follows:


Total 74


Total 25

Excused: None.

Total 0

Absent or not voting: Hendrick.

Total 1
SB 74 (Ninth Legislative Day - Second Reading - Senate) - Senator Laible moved SB 74 do pass. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jen, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Williams, Windy Boy, Zinke, Mr. President.

Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Wanzenried.

Total 1

SB 74 (Tenth Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jen, Juneau, Kaufmann, Keane, Laible, Larsen, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 48

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Gillan, Laslovich.

Total 2

SB 74 (Forty-eighth Legislative Day - Second Reading - House) - Representative Arntzen moved SB 74 be concurred in. Motion carried as follows:


Total 97

Nays: Mr. Speaker.

Total 1

Excused: Belcourt, Sonju.

Total 2

Absent or not voting: None.

Total 0

SB 74 (Forty-ninth Legislative Day - Third Reading - House) concurred in as follows:

Yeas: Ankney, Arntzen, Augare, Barrett, Bean, B. Beck, P. Beck, Becker, Bennett, Berry, Blasdel, Blewett, Boland, Boniek, Boss Ribs, Brown, Butcher, Cafiero, Campbell, Cohenour, Dickenson,

Total 95

Nays: Sales, Mr. Speaker.
   Total 2

Excused: Belcourt, Nooney, Pomnichowski.
   Total 3

Absent or not voting: None.
   Total 0

SB 74 (Fifty-eighth Legislative Day - Second Reading - Senate) - House Amendments - Senator Laible moved House amendments to SB 74 be concurred in. Motion failed as follows:

   Total 16

Nays: Bales, Balyeat, Barkus, Barrett, Black, Braune, Brenden, R. Brown, T. Brown, Brueggeman, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hinkle, Jackson, Jent, Kaufmann, Keane, Laslovich, Lewis, McGee, Murphy, Perry, Peterson, Steinbeisser, Stewart-Peregoy, J. Tropila, Tutvedt, Zinke, Mr. President.
   Total 33

Absent or not voting: None.
   Total 0

Excused: Squires.
   Total 1

SB 74 (Sixty-third Legislative Day - Second Reading - House) - Conference Committee Report No. 001 - Representative Sands moved the Conference Committee report to SB 74 be adopted. Motion carried as follows:

   Total 99

Nays: Mendenhall.
   Total 1

Excused: None.
   Total 0

Absent or not voting: None.
   Total 0

SB 74 (Sixty-fourth Legislative Day - Third Reading - House), Conference Committee report, adopted as follows:

Total 98

Nays: Mendenhall, Wagner.

Total 2

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 74  (Sixty-fourth Legislative Day - Second Reading - Senate) - Conference Committee Report No. 1 - Senator Laible moved the Conference Committee report to SB 74 be adopted. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Kent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Vanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 74  (Sixty-fifth Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Kent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Vanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 76  (Twentyeth Legislative Day - Second Reading - Senate) - Senator Black moved SB 76 do pass. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Kent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy,
Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 50

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 76 (Twenty-first Legislative Day - Third Reading - Senate) passed as follows:


Total 49

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: Peterson.
Total 1

SB 76 (Seventy-second Legislative Day - Second Reading - House) - Representative Hollandsworth moved SB 76 be concurred in. Motion carried as follows:


Total 98

Nays: Himmelberger, Mendenhall.
Total 2

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 76 (Seventy-third Legislative Day - Third Reading - House) concurred in as follows:


Total 98

Nays: Himmelberger, Mendenhall.
Total 2

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 76 (Seventy-third Legislative Day - Third Reading - House) concurred in as follows:


Total 100

Nays: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 77  (Fifteenth Legislative Day - Second Reading - Senate) - Senator Juneau moved SB 77 do pass. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, LarSEN, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 50

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 77  (Sixteenth Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 49

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: R. Brown.
Total 1

SB 77  (Fifty-seventh Legislative Day - Second Reading - House) - Representative Sands moved SB 77 be concurred in. Motion carried as follows:


Total 83
Nays: Bennett, Berry, Boniek, Hawk, Kasten, Kerns, Mendenhall, Miller, Morgan, Randall, Regier, Reichner, Roberts, Sales, Stahl.
   Total 15
Excused: Himmelberger, Nooney.
   Total 2
Absent or not voting: None.
   Total 0

SB 77 (Fifty-eighth Legislative Day - Third Reading - House) concurred in as follows:
   Total 81
   Total 17
Excused: None.
   Total 0
Absent or not voting: Hamilton, Ingraham.
   Total 2

SB 78 (Sixteenth Legislative Day - Second Reading - Senate) - Senator Brenden moved SB 78 do pass. Motion carried as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Steinbeisser, Stewart-Peregoy, Tutvedt, Williams, Zinke, Mr. President.
   Total 42
   Total 7
Absent or not voting: None.
   Total 0
Excused: R. Brown.
   Total 1

SB 78 (Seventeenth Legislative Day - Third Reading - Senate) passed as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
   Total 46
   Total 3
Absent or not voting: None.
   Total 0
Excused: Gallus.
SB 78

(Fiftieth Legislative Day - Second Reading - House) - Representative Ingraham moved SB 78 be concurred in. Motion carried as follows:


Total 93

Nays: B. Beck, Reichner, Sales, Sonju, Vincent, Mr. Speaker.

Total 6

Excused: Nooney.

Total 1

Absent or not voting: None.

SB 78

(Fifty-first Legislative Day - Third Reading - House) passed as follows:


Total 89

Nays: B. Beck, Boniek, Randall, Reichner, Sales, Sonju.

Total 6

Excused: Berry, Boss Ribs, Brown, Nooney.

Total 4

Absent or not voting: Ankney.

Total 1

SB 79

(Nineteenth Legislative Day - Second Reading - Senate) - Senator Juneau moved SB 79 do pass. Motion carried as follows:


Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0
SB 79 (Twentieth Legislative Day - Third Reading - Senate) passed as follows:


Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

SB 79 (Sixty-first Legislative Day - Second Reading - House) - Representative Sands moved SB 79 be concurred in. Motion carried as follows:


Total 94

Nays: Pomnichowski, Steenson, Mr. Speaker.

Total 3

Excused: None.

Total 0

Absent or not voting: Howard, Mendenhall, Morgan.

Total 3

SB 79 (Sixty-second Legislative Day - Third Reading - House) concurred in as follows:


Total 98

Nays: Pomnichowski, Steenson.

Total 2

Excused: None.

Total 0

Absent or not voting: None.

Total 0
SB 79 (Sixty-ninth Legislative Day - Second Reading - Senate) - House Amendments - Senator Juneau moved House amendments to SB 79 be not concurred in. Motion carried as follows:


Total 45

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Barkus, Brueggeman, Erickson, Perry, Stewart-Peregoy.

Total 5

SB 79 (Seventy-fifth Legislative Day - Second Reading - House) - Conference Committee Report No. 1 - Representative Sands moved the Conference Committee report to SB 79 be adopted.


Total 96

Nays: Morgan, Steenson.

Total 2

Excused: Glaser.

Total 1

Absent or not voting: McGillvray.

Total 1

SB 79 (Seventy-sixth Legislative Day - Second Reading - Senate) - Senator Juneau moved SB 79 do pass. Motion carried as follows:


Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 79 (Seventy-sixth Legislative Day - Third Reading - House) - Conference Committee report, concurred as follows:

Nays: Pomnichowski, Steenson, Mr. Speaker. Total 3

Absent or not voting: None. Total 0

Excused: None. Total 0

SB 79 (Seventy-seventh Legislative Day - Third Reading - Senate) concurred in as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President. Total 50

Nays: None. Total 0

Absent or not voting: None. Total 0

Excused: Hansen, Windy Boy. Total 2

Pursuant to Senate Rule S50-100(2) on bills proposing an amendment to the Montana Constitution, SB 80 will progress as though it had received the majority vote.

SB 80 (Twenty-fourth Legislative Day - Third Reading - Senate) received the following vote:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Hinkle, Jackson, Lewis, McGee, Perry, Peterson, Shockley, Mr. President. Total 20

Total 30

Paired: Barkus, Shockley, Aye; Erickson, Laslovich, No.
Absent or not voting: None.
Total 0

Excused: None.
Total 0

Pursuant to Senate Rule S50-100(2) on bills proposing an amendment to the Montana Constitution, SB 80 will progress as though it had received the majority vote.

SB 81  (Twenty-third Legislative Day - Second Reading - Senate) - Senator McGee moved SB 81 do pass. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Hinkle, Jackson, Lewis, McGee, Perry, Ripley, Shockley, Mr. President.
Total 21

Total 27

Paired: Barkus, Shockley, Aye; Erickson, Laslovich, No.
Absent or not voting: None.
Total 0

Excused: Hansen, Windy Boy.
Total 2

Pursuant to Senate Rule S50-100(2) on bills proposing an amendment to the Montana Constitution, SB 81 will progress as though it had received the majority vote.

SB 81  (Twenty-fourth Legislative Day - Third Reading - Senate) received the following vote:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Gebhardt, Hinkle, Jackson, Lewis, McGee, Perry, Peterson, Ripley, Shockley, Mr. President.
Total 21

Total 29

Paired: Barkus, Shockley, Aye; Erickson, Laslovich, No.
Absent or not voting: None.
Total 0

Excused: None.
Total 0

Pursuant to Senate Rule S50-100(2) on bills proposing an amendment to the Montana Constitution, SB 81 will progress as though it had received the majority vote.

SB 82 (Nineteenth Legislative Day - Second Reading - Senate) - Senator Steinbeisser moved SB 82 do pass. Motion carried as follows:

Total 50
Nays: None.
Total 0
Absent or not voting: None.
Total 0
Excused: None.
Total 0

SB 82 (Twentieth Legislative Day - Third Reading - Senate) passed as follows:
Total 50
Nays: None.
Total 0
Absent or not voting: None.
Total 0
Excused: None.
Total 0

SB 82 (Sixty-third Legislative Day - Second Reading - House) - Representative French moved SB 82 be concurred in. Motion carried as follows:
Total 93
Nays: Hendrick, Kasten, Sales, Sonju, Taylor, Wagner.
Total 6
Excused: None.
Total 0
Absent or not voting: Milburn.
Total 1

SB 82 (Sixty-fourth Legislative Day - Third Reading - House) concurred in as follows:
Total 98
SB 83

Nays: Boniek, Sales.
   Total 2

Excused: None.
   Total 0

Absent or not voting: None.
   Total 0

SB 83 (Thirty-first Legislative Day - Third Reading - Senate) passed as follows:

   Total 36

Nays: Bales, Barrett, R. Brown, Erickson, Esp, Hamlett, Jent, Kaufmann, Laslovich, McGee, Perry, Ripley, Steinbeisser, Tutvedt, Mr. President.
   Total 14

Absent or not voting: None.
   Total 0

Excused: None.
   Total 0

SB 84

SB 84 (Fourteenth Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
   Total 49

Nays: None.
   Total 0

Absent or not voting: None.
   Total 0

Excused: Laible.
   Total 1

Total 47

Nays: McGee.

Total 1

Absent or not voting: None.

Total 0

Excused: Laible, Squires.

Total 2

SB 84 (Seventy-second Legislative Day - Second Reading - House) - Representative Hiner moved SB 84 be concurred in. Motion carried as follows:


Total 95

Nays: Howard, Mendenhall, More, Stahl.

Total 4

Excused: None.

Total 0

Absent or not voting: Wilson.

Total 1

SB 84 (Seventy-third Legislative Day - Third Reading - House) concurred in as follows:


Total 96

Nays: Howard, Mendenhall, More, Sales.

Total 4

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 86 (Thirteenth Legislative Day - Second Reading - Senate) - Senator J. Tropila moved SB 86 do pass. Motion carried as follows:

Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Laible.

Total 1

SB 86 (Fourteenth Legislative Day - Third Reading - Senate) passed as follows:


Total 46

Nays: Esp, Mr. President.

Total 2

Absent or not voting: None.

Total 0

Excused: Laible, Squires.

Total 2

SB 86 (Seventy-fifth Legislative Day - Second Reading - House) - Representative Blasdel moved SB 86 be concurred in. Motion carried as follows:


Total 96

Nays: Stoker.

Total 1

Excused: Glaser.

Total 1

Absent or not voting: Boniek, Grinde.

Total 2

SB 86 (Seventy-sixth Legislative Day - Third Reading - House) , as amended by the House, concurred in as follows:


Total 98

Nays: Boniek, Stoker.

Total 2

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 88 (Twelfth Legislative Day - Second Reading - Senate) - Senator M. Tropila moved SB 88 do pass. Senator M. Tropila moved SB 88, second reading copy, be amended as follows:

   Following: “limits”
   Insert: “or establish or alter area of school zone”

2. Page 15.
   Following: line 6
   Insert: “(6) A local jurisdiction establishing or altering the area of a school zone shall consult with the department of transportation and the commission if the school zone includes a state highway or a federal-aid highway or extension of a federal-aid highway.”

Amendment adopted as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Laible.

Total 1

SB 88 (Twelfth Legislative Day - Second Reading - Senate) - Senator M. Tropila moved SB 88, as amended, do pass. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Laible.

Total 1
SB 88  (Fourteenth Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzennen, Williams, Windy Boy, Zinke, Mr. President.

Total 48

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Laible, Squires.

Total 2

SB 88  (Forty-ninth Legislative Day - Second Reading - House) - Representative MacDonald moved SB 88 be concurred in. Motion carried as follows:


Total 87


Total 12

Excused: Nooney.

Total 1

Absent or not voting: None.

Total 0

SB 88  (Fiftieth Legislative Day - Third Reading - House) concurred in as follows:


Total 89

Nays: Bennett, Brown, Hawk, Kerns, Lake, MacLaren, Mendenhall, More, Wagner.

Total 9

Excused: Nooney.

Total 1

Absent or not voting: Klock.

Total 1
SB 88 (Fifty-eighth Legislative Day - Second Reading - Senate) - House Amendments - Senator M. Tropila moved House amendments to SB 88 be concurred in. Motion carried as follows:


Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Squires.

Total 1

SB 88 (Fifty-ninth Legislative Day - Third Reading - Senate), as amended by the House, passed as follows:


Total 47

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Keane, Squires, Windy Boy.

Total 3

SB 89 (Fifteenth Legislative Day - Second Reading - Senate) - Senator M. Tropila moved SB 89 do pass. Motion carried as follows:


Total 36

Nays: Bales, Balyeat, Barkus, Barrett, Brenden, Curtiss, Esp, Essmann, Hinkle, Laible, McGee, Perry, Tutvedt, Mr. President.

Total 14

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 89 (Sixteenth Legislative Day - Third Reading - Senate) passed as follows:


Total 34
SB 89  61ST LEGISLATURE (2009)  754

Nays: Bales, Balyeat, Barkus, Barrett, Brenden, Curtiss, Esp, Essmann, Gebhardt, Hinkle, McGee, Perry, Shockley, Tutvedt, Mr. President.

Total 15

Absent or not voting: None.

Total 0

Excused: R. Brown.

Total 1

SB 89 (Fifty-fifth Legislative Day - Second Reading - House) - Representative Milburn moved SB 89 be concurred in. Motion carried as follows:


Total 83


Total 17

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 89 (Fifty-sixth Legislative Day - Third Reading - House) concurred in as follows:


Total 80


Total 19

Excused: Campbell.

Total 1

Absent or not voting: None.

Total 0

SB 90 (Twenty-fifth Legislative Day - Second Reading - Senate) - Senator Jackson moved SB 90 do pass. Motion carried as follows:


Total 50
SB 90 (Twenty-sixth Legislative Day - Third Reading - Senate) passed as follows:


Total 48

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 90 (Fiftieth Legislative Day - Second Reading - House) - Representative Ingraham moved SB 90 be concurred in. Motion carried as follows:


Total 98

Nays: McAlpin.

Total 1

Excused: Nooney.

Total 1

Absent or not voting: None.

Total 0

SB 90 (Fifty-first Legislative Day - Third Reading - House) passed as follows:


Total 96

Nays: None.
SB 91  61ST LEGISLATURE (2009)  756

SB 91  61ST LEGISLATURE (2009)  756

Total  0
Excused: Berry, Boss Ribs, Brown, Nooney.
   Total  4
Absent or not voting: None.
   Total  0

SB 91  (Ninth Legislative Day - Second Reading - Senate)  - Senator Juneau moved SB 91 do pass.
Motion carried as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman,
Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle,
Jackson, Jen, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy,
Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M.
Tropila, Tutvedt, Williams, Windy Boy, Zinke, Mr. President.
   Total  49
Nays: None.
   Total  0
Absent or not voting: None.
   Total  0
Excused: Wanzenried.
   Total  1

SB 91  (Tenth Legislative Day - Third Reading - Senate)  passed as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman,
Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Hamlett, Hansen, Hawks, Hinkle,
Jackson, Jen, Juneau, Kaufmann, Keane, Laible, Larsen, Lewis, McGee, Moss, Murphy, Perry,
Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila,
Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
   Total  48
Nays: None.
   Total  0
Absent or not voting: None.
   Total  0
Excused: Gillan, Laslovich.
   Total  2

SB 91  (Fifty-second Legislative Day - Second Reading - House)  - Representative Regier moved
SB 91 be concurred in. Motion carried as follows:
Yeas: Ankney, Arntzen, Augare, Barrett, P. Beck, Becker, Belcourt, Berry, Blewett, Boland, Boss Ribs,
Brown, Caferro, Campbell, Cohenour, Dickenson, Driscoll, Ebinger, Fleming, French, Furey, Getz,
Glaser, Grinde, Hamilton, Hands, Henry, Hiner, Hollandsworth, Hollenbaugh, Hunter, Ingraham, Jones,
Jopek, Klock, Kottel, MacDonald, MacLaren, Malek, McAlpin, McChesney, McClafferty, Mehlhoff,
Menahan, A. Noonan, P. Noonan, O'Hara, Pease-Lopez, Phillips, Pominichowski, Regier, Reinhart,
Roberts, Roundstone, Sands, Sesso, Steenson, Stoker, Van Dyk, Villa, Vincent, Warburton, Washburn,
Wilmer, Wilson, Wiseman, Mr. Speaker.
   Total  67
Nays: Bean, B. Beck, Bennett, Blasdel, Boniek, Butcher, Hawk, Hendrick, Himmelberger, Hoven,
Howard, Kasten, Kerns, Lake, McGillvray, McNutt, Mendenhall, Milburn, Miller, More, Morgan,
   Total  32
Excused: Nooney.
   Total  1
Absent or not voting: None.
SB 91 (Fifty-third Legislative Day - Third Reading - House) concurred in as follows:


Total 67


Total 31

Excused: Nooney.

Total 1

Absent or not voting: Wagner.

Total 1

SB 92 (Twenty-second Legislative Day - Second Reading - Senate) - Senator Jent moved SB 92 do pass. Motion carried as follows:


Total 46

Nays: Erickson, Juneau, Kaufmann.

Total 3

Absent or not voting: None.

Total 0

Excused: Peterson.

Total 1

SB 92 (Twenty-third Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hawks, Hinkle, Jackson, Jent, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Zinke, Mr. President.

Total 45

Nays: Erickson, Juneau, Kaufmann.

Total 3

Absent or not voting: None.

Total 0

Excused: Hansen, Windy Boy.

Total 2

SB 94 (Forty-fourth Legislative Day - Second Reading - Senate) - Senator Jent moved SB 94 do pass. Motion carried as follows:
SB 94  

(40th Legislative Day - Third Reading - Senate) passed as follows:


Total 34

Nays: Bales, Balyeat, Barrett, Black, R. Brown, T. Brown, Curtiss, Gebhardt, Hamlett, Hinkle, Murphy, Peterson, Ripley, Steinbeisser, Stewart-Peregoy.

Total 15

Absent or not voting: None.

Total 0

Excused: Brenden.

Total 1

SB 95  

(33rd Legislative Day - Second Reading - Senate) - Senator Brueggeman moved SB 95 do pass. Motion carried as follows:


Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 95  

(34th Legislative Day - Third Reading - Senate) passed as follows:


Total 49

Nays: Esp.

Total 1
Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 95 (Sixty-ninth Legislative Day - Second Reading - House) - Representative Cohenour moved SB 95 be concurred in. Motion carried as follows:


Total 71


Total 27

Excused: Howard, Kasten.
Total 2

Absent or not voting: None.
Total 0

SB 95 (Seventieth Legislative Day - Third Reading - House) concurred in as follows:


Total 67


Total 31

Excused: Belcourt.
Total 1

Absent or not voting: Hawk.
Total 1

SB 95 (Seventy-third Legislative Day - Second Reading - Senate) - House Amendments - Senator Brueggeman moved House amendments to SB 95 be concurred in. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslochin, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Perego, J. Tropila, M. Tropila, Tutvedt, Wanzreenried, Williams, Zinke, Mr. President.

Total 49

Nays: None.
Total 0

Absent or not voting: None.
SB 95  (Seventy-fourth Legislative Day - Third Reading - Senate), as amended by the House, passed as follows:
Total 46
Nays: Bales, Esp, Gebhardt, Steinbeisser.
Total 4
Absent or not voting: None.
Total 0
Excused: None.
Total 0

SB 96  (Thirteenth Legislative Day - Second Reading - Senate) - Senator Jent moved SB 96 do pass. Motion carried as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
Total 49
Nays: None.
Total 0
Absent or not voting: None.
Total 0
Excused: Laible.
Total 1

SB 96  (Fourteenth Legislative Day - Third Reading - Senate) passed as follows:
Total 48
Nays: None.
Total 0
Absent or not voting: None.
Total 0
Excused: Laible, Squires.
Total 2

SB 96  (Sixty-second Legislative Day - Second Reading - House) - Representative Menahan moved SB 96 be concurred in. Motion carried as follows:
Yeas: Ankney, Augare, Barrett, Bean, B. Beck, P. Beck, Becker, Belcourt, Berry, Blewett, Boland, Boniek, Boss Ribs, Califero, Campbell, Cohenour, Dickenson, Driscoll, Ebinger, Fleming, French,

Total 76

Total 22
Excused: None.
Total 0
Absent or not voting: Butcher, Hamilton.
Total 2

SB 96 (Sixty-third Legislative Day - Third Reading - House) concurred in as follows:

Total 75

Total 24
Excused: Villa.
Total 1
Absent or not voting: None.
Total 0

SB 96 (Seventy-fourth Legislative Day - Second Reading - Senate) - House Amendments - Senator Jent moved House amendments to SB 96 be concurred in. Motion carried as follows:

Total 50
Nays: None.
Total 0
Absent or not voting: None.
Total 0
Excused: None.
Total 0

SB 96 (Seventy-fifth Legislative Day - Third Reading - Senate), as amended by the House, passed as follows:
SB 97  61ST LEGISLATURE (2009)  762

Total  50

Nays: None.
Total  0

Absent or not voting: None.
Total  0

Excused: None.
Total  0

SB 97 (Twenty-eighth Legislative Day - Second Reading - Senate)  - Senator Wanzenried moved SB 97 do pass. Motion carried as follows:

Total  49

Nays: None.
Total  0

Absent or not voting: None.
Total  0

Excused: Barrett.
Total  1

SB 97 (Twenty-ninth Legislative Day - Third Reading - Senate) passed as follows:

Total  76

Total 23

Excused: None.
Total 0

Absent or not voting: Peterson.
Total 1

SB 97 (Eighty-first Legislative Day - Third Reading - House) concurred in as follows:


Total 69


Total 31

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 98 (Thirteenth Legislative Day - Second Reading - Senate) - Senator Keane moved SB 98 do pass. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jackson, Jent, Juneau, Kaufmann, Keane, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 48

Nays: Balyeat, Hinkle.
Total 1

Absent or not voting: None.
Total 0

Excused: Laible.
Total 1

SB 98 (Fourteenth Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Bales, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jackson, Jent, Juneau, Kaufmann, Keane, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 45

Nays: Balyeat, Hinkle, McGee.
Total 3

Absent or not voting: None.
Total 0
Excused: Laible, Squires.
  Total 2

**SB 98** (Fiftieth Legislative Day - Second Reading - House) - Representative MacLaren moved SB 98 be concurred in. Motion carried as follows:

  Total 54

  Total 45

Excused: Nooney.
  Total 1

Absent or not voting: None.
  Total 0

**SB 98** (Fifty-first Legislative Day - Third Reading - House) passed as follows:

  Total 63

  Total 33

Excused: Berry, Boss Ribs, Brown, Nooney.
  Total 4

Absent or not voting: None.
  Total 0

**SB 100** (Fifty-ninth Legislative Day - Second Reading - Senate) - Senator Black moved SB 100 do pass. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Laible, Larsen, Laslovich, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Steinbeisser, Tutvedt, Wanzenerried, Williams, Zinke, Mr. President.
  Total 39

Nays: Erickson, Jen, Juneau, Kaufmann, Moss, Stewart-Peregoy, J. Tropila, M. Tropila.
  Total 8

Absent or not voting: None.
  Total 0

Excused: Keane, Squires, Windy Boy.
Total 3

SB 100 (Sixtieth Legislative Day - Third Reading - Senate) passed as follows:
Total 43
Nays: Erickson, Juneau, Kaufmann, Moss, Stewart-Peregoy, M. Tropila.
Total 6
Absent or not voting: None.
Total 0
Excused: Squires.
Total 1

SB 100 (Eighty-second Legislative Day - Second Reading - House) - Representative Berry moved SB 100 be concurred in. Motion carried as follows:
Total 93
Total 7
Excused: None.
Total 0
Absent or not voting: None.
Total 0

SB 100 (Eighty-fourth Legislative Day - Third Reading - House) concurred in as follows:
Total 94
Nays: Caferro, Cohenour, Morgan, Pomniekowsi, Reinhart, Wiseman.
Total 6
Excused: None.
Total 0
Absent or not voting: None.
Total 0
SB 102  (Twenty-ninth Legislative Day - Second Reading - Senate) - Senator Brueggeman moved SB 102 do pass. Motion carried as follows:


Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Murphy.

Total 1

SB 102 (Thirtieth Legislative Day - Third Reading - Senate) passed as follows:


Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 102 (Fifty-fifth Legislative Day - Second Reading - House) - Representative Warburton moved SB 102 be concurred in. Motion carried as follows:


Total 79


Total 21

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 102 (Fifty-sixth Legislative Day - Third Reading - House) concurred in as follows:

Yeas: Ankney, Arntzen, Augare, Barrett, P. Beck, Becker, Belcourt, Bennett, Berry, Blasdel, Blewett, Boland, Bonie, Boss Ribs, Caferro, Cohenour, Dickerson, Driscoll, Ebingor, Fleming, French, Furey, Getz, Glase, Grinde, Hamilton, Hands, Henry, Hiner, Hollandsworth, Hollenbaug, Hoven, Hunter,
Total 73

Total 26

Excused: Campbell.
Total 1

Absent or not voting: None.
Total 0

SB 103 (Tenth Legislative Day - Second Reading - Senate) - Senator Moss moved SB 103 do pass. Motion carried as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
Total 48

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: Gillan, Laslovich.
Total 2

SB 103 (Eleventh Legislative Day - Third Reading - Senate) passed as follows:
Total 48

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: Laible, Laslovich.
Total 2

SB 103 (Fifty-second Legislative Day - Second Reading - House) - Representative Warburton moved SB 103 be concurred in. Motion carried as follows:
SB 103 61ST LEGISLATURE (2009) 768

  Total 96
Nays: Mendenhall, More, Wagner.
  Total 3
Excused: Nooney.
  Total 1
Absent or not voting: None.
  Total 0

SB 103 (Fifty-third Legislative Day - Third Reading - House) concurred in as follows:
  Total 95
Nays: Boniek, Mendenhall, More, Wagner.
  Total 4
Excused: Nooney.
  Total 1
Absent or not voting: None.
  Total 0

SB 104 (Fifteenth Legislative Day - Second Reading - Senate) - Senator Esp moved SB 104 do pass. Motion carried as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Larsen, Lasloch, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzanried, Williams, Windy Boy, Zinke, Mr. President.
  Total 49
Nays: None.
  Total 0
Absent or not voting: None.
  Total 0
Excused: Laible.
  Total 1

SB 104 (Fourteenth Legislative Day - Third Reading - Senate) passed as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Larsen, Lasloch, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzanried, Williams, Windy Boy, Zinke, Mr. President.
  Total 48
Nays: None.
  Total 0
Absent or not voting: None.
Total 0

Excused: Laible, Squires.
Total 2

SB 104 (Seventieth Legislative Day - Second Reading - House) - Representative Dickenson moved SB 104 be concurred in. Motion carried as follows:

Total 93

Nays: Berry, Campbell, Hawk, Lake, Sales, Warburton.
Total 6

Excused: None.
Total 0

Absent or not voting: Arntzen.
Total 1

SB 104 (Seventy-first Legislative Day - Third Reading - House) concurred in as follows:

Total 96

Nays: Berry, Hawk, Lake, Sales, Warburton.
Total 4

Excused: None.
Total 0

Absent or not voting: None.
Total 1

SB 104 (Seventy-fourth Legislative Day - Second Reading - Senate) - House Amendments - Senator Esp moved House amendments to SB 104 be concurred in. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzinried, Williams, Windy Boy, Zinke, Mr. President.
Total 50

Nays: None.
Total 0

Absent or not voting: None.
SB 104  (Seventy-fifth Legislative Day - Third Reading - Senate), as amended by the House, passed as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
Total 47
Nays: Essmann, Gallus, Larsen.
Total 3
Absent or not voting: None.
Total 0
Excused: Barrett.
Total 1

SB 107  (Twenty-eighth Legislative Day - Second Reading - Senate) - Senator Lewis moved SB 107 do pass. Motion carried as follows:
Total 49
Nays: None.
Total 0
Absent or not voting: None.
Total 0
Excused: Murphy.
Total 1

SB 107  (Twenty-ninth Legislative Day - Third Reading - Senate) passed as follows:
Total 49
Nays: None.
Total 0
Absent or not voting: None.
Total 0
Excused: Murphy.
Total 1
SB 108 (Eleventh Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Larsen, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 48

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Gillan, Laslovich.

Total 2

SB 108 (Sixty-third Legislative Day - Second Reading - House) - Representative K. Peterson moved SB 108 be concurred in. Motion carried as follows:


Total 96

Nays: Boniek, Sales, Sonju, Vincent.

Total 4

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 108 (Sixty-fourth Legislative Day - Third Reading - House) concurred in as follows:


Total 98
Nays: Boniek, Sales.
   Total 2
Excused: None.
   Total 0
Absent or not voting: None.
   Total 0

SB 108  (Sixty-ninth Legislative Day - Second Reading - Senate)  - House Amendments - Senator Jent moved House amendments to SB 108 be not concurred in. Motion carried as follows:
   Total 45
Nays: None.
   Total 0
Absent or not voting: None.
   Total 0
Excused: Barkus, Brueggeman, Erickson, Perry, Stewart-Peregoy.
   Total 5

SB 108  (Seventy-seventh Legislative Day - Second Reading - House)  - Conference Committee Report No. 1 - Representative Menahan moved the Conference Committee report to SB 108 be adopted. Motion carried as follows:
   Total 99
Nays: Wilson.
   Total 1
Excused: None.
   Total 0
Absent or not voting: None.
   Total 0

SB 108  (Seventy-seventh Legislative Day - Second Reading - Senate)  - Free Conference Committee Report No. 1 - Senator McGee moved the Free Conference Committee report to SB 108 be adopted. Motion carried as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy,
Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzennried, Williams, Windy Boy, Zinke, Mr. President.

Total 50

Nays: None.
  Total 0

Absent or not voting: None.
  Total 0

Excused: None.
  Total 0

SB 108  (Seventy-eighth Legislative Day - Third Reading - House) , Conference Committee report, concurred in as follows:

  Total 99

Nays: None.
  Total 0

Excused: None.
  Total 0

Absent or not voting: Hendrick.
  Total 1

SB 111  (Seventeenth Legislative Day - Second Reading - Senate) - Senator Ripley moved SB 111 do pass. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jen, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzennried, Williams, Windy Boy, Zinke, Mr. President.
  Total 49

Nays: None.
  Total 0

Absent or not voting: None.
  Total 0

Excused: Gallus.
  Total 1

SB 111  (Eighteenth Legislative Day - Third Reading - Senate) passed as follows:

  Total 50
SB 111 (Sixty-fourth Legislative Day - Second Reading - House) - Representative Vincent moved SB 111 be concurred in. Motion carried as follows:


Total 97

Nays: Kerns.

Total 1

Excused: None.

Total 0

Absent or not voting: McNutt, Roberts.

Total 2

SB 111 (Sixty-fifth Legislative Day - Third Reading - House) concurred in as follows:


Total 98

Nays: Kerns.

Total 1

Excused: Howard.

Total 1

Absent or not voting: None.

Total 0

SB 113 (Twenty-fourth Legislative Day - Second Reading - Senate) - Senator Keane moved SB 113 do pass. Motion carried as follows:

SB 113 (Twenty-fifth Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Bales, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essman, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jackson, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 46
Nays: Balyeat, Hinkle, Shockley.
Total 3
Absent or not voting: None.
Total 0
Excused: Jent.
Total 1

SB 113 (Sixty-ninth Legislative Day - Second Reading - House) - Representative Vincent moved SB 113 be concurred in. Motion carried as follows:


Total 94
Nays: Kerns, Morgan.
Total 2
Excused: Howard, Kasten.
Total 2
Absent or not voting: Kottel, Mr. Speaker.
Total 2

SB 113 (Seventieth Legislative Day - Third Reading - House) concurred in as follows:


Total 96
Nays: Kerns, Morgan.
   Total 2
Excused: Belcourt.
   Total 1
Absent or not voting: Warburton.
   Total 1

SB 113  (Seventy-fourth Legislative Day - Second Reading - Senate) - House Amendments -
Senator Keane moved House amendments to SB 113 be concurred in. Motion carried as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman,
Cooney, Curtiss, Erickson, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle,
Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy,
Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M.
Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
   Total 49
Nays: Esp.
   Total 1
Absent or not voting: None.
   Total 0
Excused: None.
   Total 0

SB 113  (Seventy-fifth Legislative Day - Third Reading - Senate) , as amended by the House,
passed as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman,
Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle,
Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy,
Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M.
Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
   Total 50
Nays: None.
   Total 0
Absent or not voting: None.
   Total 0
Excused: None.
   Total 0

SB 114  (Sixty-first Legislative Day - Second Reading - Senate) - Senator J. Peterson moved SB
114 be indefinitely postponed. Motion carried as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss,
Esp, Essmann, Gebhardt, Hinkle, Jackson, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley,
Steinbeisser, Tutvedt, Zinke, Mr. President.
   Total 26
Nays: Branae, Cooney, Erickson, Gallus, Gillan, Hamlett, Hansen, Hawks, Jent, Juneau, Kaufmann,
Keane, Laible, Larsen, Laslovich, Moss, Schmidt, Squires, Stewart-Peregoy, J. Tropila, M. Tropila,
Wanzenried, Williams, Windy Boy.
   Total 24
Absent or not voting: None.
   Total 0
Excused: None.
   Total 0
SB 114  (Sixty-first Legislative Day - Second Reading - Senate) - Senator Wanzenried moved SB 114 do pass. Motion failed as follows:
Total 24
Nays: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Hinkle, Jackson, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Zinke, Mr. President.
Total 26
Absent or not voting: None.
Total 0
Excused: None.
Total 0

SB 115  (Eighteenth Legislative Day - Second Reading - Senate) - Senator Kaufmann moved SB 115 do pass. Motion carried as follows:
Total 50
Nays: None.
Total 0
Absent or not voting: None.
Total 0
Excused: None.
Total 0

SB 115  (Nineteenth Legislative Day - Third Reading - Senate) passed as follows:
Total 50
Nays: None.
Total 0
Absent or not voting: None.
Total 0
Excused: None.
Total 0

SB 115  (Thirty-second Legislative Day - Second Reading - House) - Representative Cohenour moved SB 115 be concurred in. Motion carried as follows:

Total 93


Total 6

Excused: None.

Total 0

Absent or not voting: Jopek.

Total 1

SB 115  (Thirty-third Legislative Day - Third Reading - House) concurred in as follows:


Total 87


Total 13

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 116  (Eleventh Legislative Day - Second Reading - Senate) - Senator Keane moved SB 116 do pass. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jen, Juneau, Kaufmann, Keane, Larsen, Lewis, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 47

Nays: McGee.

Total 1

Absent or not voting: None.

Total 0

Excused: Laible, Laslovich.

Total 2

SB 116  (Twelfth Legislative Day - Third Reading - Senate) passed as follows:


Total 49
Nays: None.
  Total 0
Absent or not voting: None.
  Total 0
Excused: Laible.
  Total 1

SB 116 (Forty-eighth Legislative Day - Second Reading - House) - Representative P. Noonan moved SB 116 be concurred in. Motion carried as follows:
  Total 95
Nays: Mendenhall, Sales, Mr. Speaker.
  Total 3
Excused: Belcourt, Sonju.
  Total 2
Absent or not voting: None.
  Total 0

SB 116 (Forty-ninth Legislative Day - Third Reading - House) concurred in as follows:
  Total 96
Nays: None.

779 SECOND AND THIRD READING VOTES SB 117

Nays: None.
  Total 0
Absent or not voting: None.
  Total 0
Excused: Laible.
  Total 1

SB 116 (Fifteenth Legislative Day - Second Reading - Senate) - Senator Wanzenried moved SB 117 do pass. Motion carried as follows:
  Total 50
Nays: None.
SB 117 61ST LEGISLATURE (2009) 780

Total 0
Absent or not voting: None.
      Total 0
Excused: None.
      Total 0

SB 117 (Sixteenth Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, T. Brown, Brueggeman, Cooney,
      Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson,
      Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry,
      Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila,
      Tutvedt, Wanzendried, Williams, Windy Boy, Zinke, Mr. President.
      Total 49

Nays: None.
      Total 0

Absent or not voting: None.
      Total 0
Excused: R. Brown.
      Total 1

SB 117 (Forty-ninth Legislative Day - Second Reading - House) - Representative Kasten moved
SB 117 be concurred in. Motion carried as follows:

Yeas: Ankney, Amtzen, Augare, Barrett, Bean, B. Beck, P. Beck, Becker, Belcourt, Bennett, Berry,
      Blasdel, Blewett, Boland, Boniek, Boss Ribs, Brown, Butcher, Caferro, Campbell, Cohenour,
      Dickenson, Driscoll, Ebinger, Fleming, French, Furey, Getz, Glaser, Grinde, Hamilton, Hands, Hawk,
      Hendrick, Henry, Himmelberger, Hiner, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter,
      Ingraham, Jones, Jopek, Kasten, Kerns, Klock, Kottel, Lake, MacDonald, MacLaren, Malek, McAlpin,
      McChesney, McClafferty, McGillivray, McNutt, Mehlfou, Menahan, Mendenhall, Milburn, Miller, More,
      Morgan, A. Noonan, P. Noonan, O’Hara, Pease-Lopez, Peterson, Phillips, Pomnichowski, Randall,
      Regier, Reinhart, Roberts, Roundstone, Sales, Sands, Sesso, Smith, Sonju, Stahl, Steenson,
      Stoker, Taylor, Vance, Van Dyk, Villa, Vincent, Wagner, Warburton, Washburn, Welborn, Wilmer,
      Wilson, Wiseman, Mr. Speaker.
      Total 99

Nays: None.
      Total 0

Excused: Nooney.
      Total 1

Absent or not voting: None.
      Total 0

SB 117 (Fiftieth Legislative Day - Third Reading - House) concurred in as follows:

Yeas: Ankney, Amtzen, Augare, Barrett, Bean, B. Beck, P. Beck, Becker, Belcourt, Bennett, Berry,
      Blasdel, Blewett, Boland, Boniek, Boss Ribs, Brown, Butcher, Caferro, Campbell, Cohenour,
      Dickenson, Driscoll, Ebinger, Fleming, French, Furey, Getz, Glaser, Grinde, Hamilton, Hands, Hawk,
      Hendrick, Henry, Himmelberger, Hiner, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter,
      Ingraham, Jones, Jopek, Kasten, Kerns, Klock, Kottel, Lake, MacDonald, MacLaren, Malek, McAlpin,
      McChesney, McClafferty, McGillivray, McNutt, Mehlfou, Menahan, Mendenhall, Milburn, Miller, More,
      Morgan, A. Noonan, P. Noonan, O’Hara, Pease-Lopez, Peterson, Phillips, Pomnichowski, Randall,
      Regier, Reinhart, Roberts, Roundstone, Sales, Sands, Sesso, Smith, Sonju, Stahl, Steenson,
      Stoker, Taylor, Vance, Van Dyk, Villa, Vincent, Wagner, Warburton, Washburn, Welborn, Wilmer,
      Wilson, Wiseman, Mr. Speaker.
      Total 99

Nays: None.
SB 117 (Seventy-fifth Legislative Day - Second Reading - Senate) - Governor’s Amendments -
Senator Wanzenried moved Governor’s amendments to SB 117 be concurred in. Motion carried as
follows:


Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 117 (Seventy-sixth Legislative Day - Third Reading - Senate), as amended by the Governor,
passed as follows:


Total 49

Nays: Gallus.

Total 1

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 117 (Eighty-fifth Legislative Day - Second Reading - House) - Governor’s Amendments -
Representative Kasten moved Governor’s amendments to SB 117 be concurred in. Motion carried as
follows:


Total 100

Nays: None.

Total 0
SB 117  (Eighty-sixth Legislative Day - Third Reading - House) Governor's Amendments, concurred in as follows:


Total 95


Total 4

Excused: None.

Total 0

SB 119 (Nineteenth Legislative Day - Second Reading - Senate) - Senator Esp moved SB 119 do pass. Motion carried as follows:


Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 119 (Thirty-fifth Legislative Day - Second Reading - Senate) - Senator Esp moved SB 119 do pass. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Mr. President.

Total 48

Nays: None.

Total 0

Absent or not voting: None.

Total 0
Excused: Hansen, Zinke.
   Total 2

SB 119 (Thirty-sixth Legislative Day - Third Reading - Senate) passed as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, 
Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, 
Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, 
Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. 
Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
   Total 50
Nays: None.
   Total 0
Absent or not voting: None.
   Total 0
Excused: None.
   Total 0

SB 119 (Sixty-second Legislative Day - Second Reading - House) - Representative Howard moved SB 119 be concurred in. Motion carried as follows:
Yeas: Ankney, Arntzen, Augare, Barrett, Bean, B. Beck, P. Beck, Becker, Belcourt, Berry, Blasdel, 
Blewett, Boland, Boniek, Boss Ribs, Brown, Butcher, Caferro, Campbell, Cohenour, Dickson, 
Driscoll, Ebinger, Fleming, French, Furey, Getz, Glaser, Grinde, Hamilton, Hands, Hendrick, Henry, 
Himmelberger, Hiner, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jones, Jopek, 
Kasten, Klock, Kottel, Lake, MacDonald, MacLaren, Malek, McAlpin, McChesney, McCafferty, 
McGillvray, McNutt, Mehilhoff, Menahan, Milburn, More, Morgan, A. Noonan, P. Noonan, Nooney, 
O'Hara, Pease-Lopez, Peterson, Phillips, Pomnichowski, Randall, Regier, Reichner, Reinhart, Roberts, 
Roundstone, Sands, Sesso, Smith, Stahl, Steenson, Stoker, Taylor, Vance, Van Dyk, Villa, Vincent, 
Warburton, Washburn, Welborn, Wilmer, Wilson, Wiseman, Mr. Speaker.
   Total 92
Nays: Bennett, Hawk, Kerns, Mendenhall, Miller, Sales, Sonju, Wagner.
   Total 8
Excused: None.
   Total 0
Absent or not voting: None.
   Total 0

SB 119 (Seventy-sixth Legislative Day - Second Reading - House) - Representative Morgan moved SB 119 be concurred in. Motion carried as follows:
Yeas: Ankney, Arntzen, Augare, Barrett, Bean, B. Beck, P. Beck, Becker, Belcourt, Bennett, Berry, 
Blasdel, Blewett, Boland, Boniek, Boss Ribs, Brown, Butcher, Caferro, Campbell, Cohenour, Dickson, 
Driscoll, Ebinger, Fleming, French, Furey, Getz, Glaser, Grinde, Hamilton, Hands, Hawk, Hendrick, Henry, 
Himmelberger, Hiner, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jones, Jopek, 
   Total 98
Nays: Kerns, Mendenhall.
   Total 2
Excused: None.
   Total 0
Absent or not voting: None.
    Total 0

SB 119 (Seventy-seventh Legislative Day - Third Reading - House) concurred in as follows:

    Total 95

Nays: Boniek, Kerns, Sales, Sonju, Wagner.
    Total 5

Excused: None.
    Total 0

Absent or not voting: None.
    Total 0

SB 119 (Eighty-first Legislative Day - Second Reading - Senate) - House Amendments - Senator Esp moved House amendments to SB 119 not be concurred in. Motion carried as follows:

    Total 50

Nays: None.
    Total 0

Absent or not voting: None.
    Total 0

Excused: None.
    Total 0

SB 119 (Eighty-first Legislative Day - Second Reading - Senate) - House Amendments - Senator Esp moved House amendments to SB 119 be concurred in. Motion carried as follows:

    Total 50

Nays: None.
    Total 0

Absent or not voting: None.
    Total 0

Excused: None.
    Total 0
SB 119 (Eighty-seventh Legislative Day - Second Reading - Senate) - Conference Committee Report No. 1 - Senator Esp moved the Conference Committee report to SB 119 be adopted. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hawks, Hinkle, Jackson, Jen, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Mcgee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockey, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
Total 49

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: Hansen.
Total 1

SB 119 (Eighty-seventh Legislative Day - Second Reading - House) - Conference Committee Report No. 1 - Representative Morgan moved the Conference Committee report to SB 119 be adopted. Motion carried as follows:

Total 94

Nays: Bean, Blasdel, Brown, Kasten, Kerns, Sales, Sonju.
Total 6

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 119 (Eighty-eighth Legislative Day - Third Reading - House) Conference Committee adopted, in as follows:

Total 92

Nays: Bean, Blasdel, Kerns, Mendenhall, Sales, Sonju, Wagner.
Total 7

Excused: Stoker.
Total 1

Absent or not voting: None.
SB 119

(Eighty-eighth Legislative Day - Third Reading - Senate), Conference Committee Report No. 1, adopted as follows:


Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 120

(Thirty-third Legislative Day - Second Reading - Senate) - Senator Zinke moved SB 120 do pass. Motion carried as follows:


Total 47

Nays: Ripley, Shockley, Stewart-Peregoy.

Total 3

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 120

(Thirty-fourth Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Bales, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Squires, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Zinke, Mr. President.

Total 45

Nays: Balyeat, Shockley, Steinbeisser, Stewart-Peregoy, Windy Boy.

Total 5

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 120

(Fifty-fifth Legislative Day - Second Reading - House) - Representative Cohenoour moved SB 120 be concurred in. Motion carried as follows:

Yeas: Ankney, Arntzen, Augare, Barrett, B. Beck, P. Beck, Becker, Belcourt, Bennett, Berry, Blewett, Boland, Caferro, Campbell, Cohenoour, Dickenson, Driscoll, Ebinger, Fleming, French, Furey, Getz, Glaser, Grinde, Hamilton, Hands, Henry, Hiner, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jones, Jopek, Klock, Kottel, MacDonald, MacLaren, Malek, McAlpin, McChesney, McClafferty,
SB 120 (Fifty-sixth Legislative Day - Third Reading - House) concurred in as follows:


Total 76


Total 24

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 121 (Twenty-first Legislative Day - Third Reading - Senate) passed as follows:


Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

SB 121 (Twenty-first Legislative Day - Third Reading - Senate) passed as follows:

SB 123

Total 49
Nays: None.
Total 0
Absent or not voting: None.
Total 0
Excused: Peterson.
Total 1

SB 123 (Twenty-first Legislative Day - Second Reading - Senate) - Senator Squires moved SB 123 do pass. Motion carried as follows:
Total 49
Nays: None.
Total 0
Absent or not voting: None.
Total 0
Excused: Peterson.
Total 1

SB 123 (Twenty-second Legislative Day - Third Reading - Senate) passed as follows:
Total 49
Nays: Peterson, Wagner.
Total 2
Absent or not voting: None.
Total 0
Excused: Peterson.
Total 1

SB 123 (Sixty-ninth Legislative Day - Second Reading - House) - Representative Wilmer moved SB 123 be concurred in. Motion carried as follows:
Total 96
Nays: Peterson, Wagner.
Total 2
Excused: Howard, Kasten.
Total 2
Absent or not voting: None.
   Total 0

**SB 123** (Seventieth Legislative Day - Third Reading - House) concurred in as follows:

   Total 98

Nays: Peterson.
   Total 1

Excused: Belcourt.
   Total 1

Absent or not voting: None.
   Total 0

**SB 123** (Seventy-third Legislative Day - Second Reading - Senate) - House Amendments - Senator Squires moved House amendments to SB 123 be concurred in. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Zinke, Mr. President.
   Total 49

Nays: None.
   Total 0

Absent or not voting: None.
   Total 0

Excused: Windy Boy.
   Total 1

**SB 123** (Seventy-fourth Legislative Day - Third Reading - Senate), as amended by the House, passed as follows:

   Total 50

Nays: None.
   Total 0

Absent or not voting: None.
   Total 0

Excused: None.
   Total 0
SB 123  (Eighty-eighth Legislative Day - Second Reading - Senate) - Governor’s Amendments - Senator Bales moved Governor’s amendments to SB 123 be concurred in. Motion failed as follows:

Yeas: Bales, R. Brown, T. Brown, Cooney, Curtiss, Esp, Gallus, Gillan, Hansen, Hawks, Juneau, Keane, Laible, Lewis, McGee, Moss, Schmidt, Stewart-Peregoy, J. Tropila, Windy Boy, Mr. President.
Total 21

Nays: Balyeat, Barkus, Barrett, Black, Branae, Brenden, Brueggeman, Erickson, Essmann, Gebhardt, Hamlett, Hinkle, Jackson, Jent, Kaufmann, Larsen, Laslovich, Murphy, Perry, Peterson, Ripley, Shockley, Squires, Steinbeisser, M. Tropila, Tutvedt, Wanzennried, Williams, Zinke.
Total 29

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 123  (Eighty-eighth Legislative Day - Second Reading - Senate) - Senator McGee made a substitute motion that SB 123 be segregated from the Committee of the Whole report and the remainder of the report be adopted. Motion carried.

SB 124  (Thirty-second Legislative Day - Second Reading - Senate) - Senator Squires moved SB 124 do pass. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzennried, Williams, Windy Boy, Zinke, Mr. President.
Total 50

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 124  (Thirty-third Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzennried, Williams, Windy Boy, Zinke, Mr. President.
Total 50

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 124  (Seventy-second Legislative Day - Second Reading - House) - Representative Ingraham moved SB 124 be concurred in. Motion carried as follows:

Yeas: Ankney, Arntzen, Augare, Barrett, Bean, B. Beck, P. Beck, Becker, Belcourt, Bennett, Berry, Blasdel, Blewett, Boland, Boniek, Boss Ribs, Brown, Butcher, Caferro, Campbell, Cohenour, Dickenson, Driscoll, Ebinger, Fleming, French, Furey, Getz, Glaser, Grinde, Hamilton, Hands, Hawk,
SB 124  (Seventy-third Legislative Day - Third Reading - House) concurred in as follows:


Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 124  (Seventy-third Legislative Day - Third Reading - House) concurred in as follows:


Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 125  (Seventh Legislative Day - Second Reading - Senate) - Senator Shockley moved SB 125 do pass. Motion carried as follows:


Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

SB 125  (Seventh Legislative Day - Second Reading - Senate) - Senator Shockley moved SB 125 do pass. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy,
Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Williams, Windy Boy, Zinke, Mr. President.

Total 49
Nays: None.

Total 0
Absent or not voting: None.

Total 0
Excused: Wanzenried.

Total 1

SB 125  (Forty-seventh Legislative Day - Second Reading - House)  - Representative Stoker moved SB 125 be concurred in. Motion carried as follows:


Total 96
Nays: Mr. Speaker.

Total 1
Excused: Belcourt, Nooney, Sonju.

Total 3
Absent or not voting: None.

Total 0

SB 125  (Forty-eighth Legislative Day - Third Reading - House)  concurred in as follows:


Total 95
Nays: Mr. Speaker.

Total 1
Excused: Belcourt, Nooney, Sonju.

Total 3
Absent or not voting: Boland.

Total 1

SB 126  (Fourteenth Legislative Day - Second Reading - Senate)  - Senator Murphy moved SB 126 do pass. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gehhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry,
Peterson, Ripley, Schmidt, Shockley, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 48
Nays: None.
Total 0
Absent or not voting: None.
Total 0
Excused: Laible, Squires.
Total 2

SB 126 (Fifteenth Legislative Day - Third Reading - Senate) passed as follows:
Total 50
Nays: None.
Total 0
Absent or not voting: None.
Total 0
Excused: None.
Total 0

SB 126 (Seventy-second Legislative Day - Second Reading - House) - Representative Taylor moved SB 126 be concurred in. Motion carried as follows:
Total 99
Nays: Welborn.
Total 1
Excused: None.
Total 0
Absent or not voting: None.
Total 0

SB 126 (Seventy-third Legislative Day - Third Reading - House) concurred in as follows:
Total 99
Nays: Welborn.
Total 1
Excused: None.
Total 0
Absent or not voting: None.
Total 0

SB 126 (Seventy-third Legislative Day - Third Reading - House) concurred in as follows:

Total 99

Nays: Ankney.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**SB 127** (Fifteenth Legislative Day - Second Reading - Senate) - Senator Gillan moved SB 127 do pass. Motion carried as follows:


Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

**SB 127** (Sixteenth Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 47

Nays: Esp, McGee.

Total 2

Absent or not voting: None.

Total 0

Excused: R. Brown.

Total 1

**SB 127** (Seventy-second Legislative Day - Second Reading - House) - Representative P. Noonan moved SB 127 be concurred in. Motion carried as follows:


Total 89

Nays: Berry, Boniek, Kerns, Mendenhall, More, Regier, Sales, Vincent, Wagner.
Total 9
Excused: None.
Total 0
Absent or not voting: Arntzen, Stahl.
Total 2

SB 127 (Seventy-third Legislative Day - Third Reading - House) concurred in as follows:
Total 88
Nays: Berry, Boniek, Kerns, Mendenhall, More, Regier, Sales, Sonju, Vincent, Wagner, Welborn.
Total 11
Excused: None.
Total 0
Absent or not voting: Hollenbaugh.
Total 1

SB 130 (Fifteenth Legislative Day - Second Reading - Senate) - Senator Hamlett moved SB 130 do pass. Motion carried as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
Total 49
Nays: McGee.
Total 1
Absent or not voting: None.
Total 0
Excused: None.
Total 0

SB 130 (Sixteenth Legislative Day - Third Reading - Senate) passed as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
Total 49
Nays: None.
Total 0
Absent or not voting: None.
Total 0
Excused: R. Brown.
Total 1
SB 130 (Forty-ninth Legislative Day - Second Reading - House) - Representative Kerns moved SB 130 be concurred in. Motion carried as follows:
Total 98
Nays: Ankney.
Total 1
Excused: Nooney.
Total 1
Absent or not voting: None.
Total 0

SB 130 (Fiftieth Legislative Day - Third Reading - House) concurred in as follows:
Total 99
Nays: None.
Total 0
Excused: Nooney.
Total 1
Absent or not voting: None.
Total 0

SB 131 (Seventeenth Legislative Day - Second Reading - Senate) - Senator Williams moved SB 131 do pass. Motion carried as follows:
Total 28
Nays: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Curtiss, Esp, Gebhardt, Hinkle, Jackson, McGee, Perry, Peterson, Ripley, Shockley, Tutvedt, Mr. President.
Total 20
Absent or not voting: Windy Boy.
Total 1
Excused: Gallus.
Total 1
SB 131 (Eighteenth Legislative Day - Third Reading - Senate) passed as follows:


Total 29

Nays: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Curtiss, Esp, Gebhardt, Hinkle, Jackson, McGee, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Zinke, Mr. President.

Total 21

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 131 (Seventy-first Legislative Day - Second Reading - House) - Representative Vincent moved SB 131 be concurred in. Motion carried as follows:


Total 70


Total 30

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 131 (Seventy-seventh Legislative Day - Second Reading - House) - Representative Steenson moved SB 131 as amended, be concurred in. Motion carried as follows:


Total 70


Total 29

Excused: None.

Total 0

Absent or not voting: Nooney.

Total 1

SB 131 (Seventy-seventh Legislative Day - Second Reading - House) - Representative Steenson moved SB 131 be amended as follows:
1. Page 3, line 1.
   Following: "APPROPRIATED"
   Insert: "to the department of natural resources and conservation"
   Motion to amend, carried as follows:

   Total 89

Nays: Bean, Butcher, Lake, McGillvray, Randall, Sales, Smith, Wagner.
   Total 8

Excused: None.
   Total 0

Absent or not voting: Jones, McChesney, Welborn.
   Total 3

SB 131  (Seventy-seventh Legislative Day - Second Reading - House) - Representative Steenson introduced SB 131.

SB 131 (Seventy-eighth Legislative Day - Third Reading - House) concurred in as follows:

   Total 69

   Total 29

Excused: None.
   Total 0

Absent or not voting: Hendrick, Stahl.
   Total 2

SB 131 (Eighty-first Legislative Day - Second Reading - Senate) - House Amendments - Senator Williams moved House amendments to SB 131 be concurred in. Motion carried as follows:

   Total 31

Nays: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Esp, Essmann, Hinkle, Jackson, McGee, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Mr. President.
   Total 19

Absent or not voting: None.
   Total 0
Excused: None.
Total 0

**SB 131** (Eighty-first Legislative Day - Second Reading - Senate) - Senator J. Peterson moved consideration of SB 131 be placed at the bottom of the second reading board. Motion carried.

**SB 131** (Eighty-second Legislative Day - Third Reading - Senate), as amended by the House, passed as follows:


Total 34

Nays: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, Brueggeman, Curtiss, Hinkle, Jackson, McGee, Peterson, Ripley, Tutvedt, Mr. President.

Total 16

Absent or not voting: None.

Total 0

Excused: None.
Total 0

**SB 132** (Twenty-eighth Legislative Day - Second Reading - Senate) - Senator Moss moved SB 132 do pass. Motion carried as follows:

Yeas: Bales, Black, Branae, R. Brown, T. Brown, Cooney, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Schmidt, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 39

Nays: Balyeat, Barkus, Brenden, Brueggeman, Curtiss, Hinkle, Jackson, McGee, Ripley, Shockley.

Total 10

Absent or not voting: None.

Total 0

Excused: Barrett.
Total 1

**SB 132** (Twenty-ninth Legislative Day - Third Reading - Senate) passed as follows:


Total 38

Nays: Bales, Balyeat, Barkus, Brenden, Brueggeman, Curtiss, Hinkle, Jackson, McGee, Perry, Ripley.

Total 11

Absent or not voting: None.

Total 0

Excused: Murphy.
Total 1

**SB 133** (Ninth Legislative Day - Second Reading - Senate) - Senator Kaufmann moved SB 133 do pass. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle,
SB 133 61ST LEGISLATURE (2009) 800

Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Williams, Windy Boy, Zinke, Mr. President.

Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Wanzenried.

Total 1

SB 133 (Tenth Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Lewis, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 47

Nays: McGee.

Total 1

Absent or not voting: None.

Total 0

Excused: Gillan, Laslovich.

Total 2

SB 133 (Sixty-ninth Legislative Day - Second Reading - House) - Representative Hamilton moved SB 133 be concurred in. Motion carried as follows:


Total 92


Total 5

Excused: Howard, Kasten.

Total 2

Absent or not voting: Miller.

Total 1

SB 133 (Seventieth Legislative Day - Third Reading - House) concurred in as follows:

SB 133  (Seventy-third Legislative Day - Second Reading - Senate) - House Amendments - Senator Kaufmann moved House amendments to SB 133 be concurred in. Motion carried as follows:


Total 34

Nays: Barkus, Barrett, Brenden, R. Brown, Curtiss, Esp, Gallus, Gebhardt, Laible, McGee, Perry, Ripley, Tutvedt, Zinke, Mr. President.

Total 15

Absent or not voting: None.

Total 0

Excused: Windy Boy.

Total 1

SB 133  (Seventy-fourth Legislative Day - Third Reading - Senate) , as amended by the House, passed as follows:


Total 37

Nays: Bales, Balyeat, Barkus, Barrett, Brenden, Curtiss, Esp, Gebhardt, Hinkle, McGee, Perry, Ripley, Tutvedt.

Total 13

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 135  (Nineteenth Legislative Day - Second Reading - Senate) - Senator Larsen moved SB 135 do pass. Motion carried as follows:


Total 42

Nays: Balyeat, Brenden, Curtiss, Hinkle, McGee, Perry, Ripley, Shockley.

Total 8

Absent or not voting: None.
SB 135  (Twentieth Legislative Day - Third Reading - Senate)  passed as follows:
Yeas: Bales, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzienried, Williams, Windy Boy, Zinke, Mr. President.
  Total 45
Nays: Balyeat, Curtiss, Hinkle, McGee, Shockley.
  Total 5
Absent or not voting: None.
  Total 0
Excused: None.
  Total 0

SB 135  (Fifty-fifth Legislative Day - Second Reading - House)  - Representative Hunter moved SB 135 be concurred in. Motion carried as follows:
  Total 74
  Total 26
Excused: None.
  Total 0
Absent or not voting: None.
  Total 0

SB 135  (Fifty-sixth Legislative Day - Third Reading - House)  concurred in as follows:
  Total 75
  Total 24
Excused: Campbell.
  Total 1
Absent or not voting: None.
   Total 0

**SB 136** (Twentieth Legislative Day - Second Reading - Senate) - Senator Gebhardt moved SB 136 do pass. Motion carried as follows:

   Total 50

Nays: None.
   Total 0

Absent or not voting: None.
   Total 0

Excused: None.
   Total 0

**SB 136** (Twenty-first Legislative Day - Third Reading - Senate) passed as follows:

   Total 49

Nays: None.
   Total 0

Absent or not voting: None.
   Total 0

Excused: Peterson.
   Total 1

**SB 136** (Seventy-second Legislative Day - Second Reading - House) - Representative Bennett moved SB 136 be concurred in. Motion carried as follows:

   Total 98

Nays: None.
   Total 0

Excused: None.
   Total 0

Absent or not voting: Himmelberger, McClafferty.
   Total 2

**SB 136** (Seventy-third Legislative Day - Third Reading - House) concurred in as follows:
   Total 100

Nays: None.
   Total 0

Excused: None.
   Total 0

Absent or not voting: None.
   Total 0

SB 139 (Twelfth Legislative Day - Second Reading - Senate) - Senator Perry moved SB 139 do pass. Motion carried as follows:

   Total 42

Nays: Erickson, Gallus, Kaufmann, Keane, Stewart-Peregoy, Williams, Windy Boy.
   Total 7

Absent or not voting: None.
   Total 0

Excused: Laible.
   Total 1

SB 139 (Thirteenth Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gebhardt, Gillan, Hansen, Hawks, Hinkle, Jackson, Jes, Juneau, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Steinbeisser, J. Tropila, M. Tropila, Williams, Zinke, Mr. President.
   Total 39

Nays: Gallus, Hamlett, Juneau, Kaufmann, Keane, Squires, Stewart-Peregoy, Tutvedt, Wanzenried, Windy Boy.
   Total 10

Absent or not voting: None.
   Total 0

Excused: Laible.
   Total 1

SB 140 (Fourteenth Legislative Day - Second Reading - Senate) - Senator Perry moved SB 140 do pass. Motion carried as follows:

SB 140 (Fifteenth Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jackson, Jen, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 47

Nays: Hinkle, McGee, Shockley.

Total 3

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 140 (Fiftieth Legislative Day - Second Reading - House) - Representative Menahan moved SB 140 be concurred in. Motion carried as follows:


Total 68


Total 31

Excused: Nooney.

Total 1

Absent or not voting: None.

Total 0

SB 140 (Fifty-first Legislative Day - Third Reading - House) passed as follows:


Total 66
Total 30

Excused: Berry, Boss Ribs, Brown, Nooney.
Total 4

Absent or not voting: None.
Total 0

SB 141  (Eighth Legislative Day - Second Reading - Senate)  - Senator J. Tropila moved SB 141 do pass. Motion carried as follows:

Total 50

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 141  (Ninth Legislative Day - Third Reading - Senate)  passed as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Williams, Windy Boy, Zinke, Mr. President.
Total 49

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: Wanzenried.
Total 1

SB 141  (Sixty-second Legislative Day - Second Reading - House)  - Representative Boland moved SB 141 be concurred in. Motion carried as follows:

Total 99

Nays: None.
Total 0
Excused: None.
Total 0
Absent or not voting: Blasdel.
Total 1

SB 141 (Sixty-third Legislative Day - Third Reading - House) concurred in as follows:
Total 99
Nays: None.
Total 0
Excused: Villa.
Total 1
Absent or not voting: None.
Total 0

SB 142 (Thirty-fourth Legislative Day - Second Reading - Senate) - Senator Perry moved SB 142 do pass.

Senator Perry moved SB 142, second reading copy, be amended as follows:
1. Title, line 7.
   Strike: “REPRODUCTIVE HEALTH”
   Insert: “DISABILITY INSURANCE”
   Strike: “(a)”
3. Page 2, line 14 and 15.
   Following: “gender” on line 14
   Strike: remainder of line 14 through “policies” on line 15
4. Page 2, line 16 through line 18.
   Strike: subsection (b) in its entirety
Amendment adopted as follows:
Total 29
Nays: Bales, Balyeat, Barrett, Black, Brenden, Curtiss, Erickson, Essmann, Gebhardt, Hinkle, Jackson, Kaufmann, McGee, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Steward-Peregoy, Tutvedt, Wanzenried.
Total 21
Absent or not voting: None.
Total 0
Excused: None.
Total 0

SB 142 (Thirty-fourth Legislative Day - Second Reading - Senate) - Senator Perry moved SB 142, as amended, do pass. Motion carried as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Hinkle, Jackson, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Zinke, Mr. President.
   Total 27

   Total 23

Absent or not voting: None.
   Total 0

Excused: None.
   Total 0

**SB 142**  (Thirty-sixth Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Hinkle, Jackson, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Zinke, Mr. President.
   Total 27

   Total 23

Absent or not voting: None.
   Total 0

Excused: None.
   Total 0

**SB 143**  (Twenty-eighth Legislative Day - Second Reading - Senate) - Senator Laible moved SB 143 do pass. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
   Total 46

Nays: Gallus, Hinkle, Shockley.
   Total 3

Absent or not voting: None.
   Total 0

Excused: Barrett.
   Total 1

**SB 143**  (Twenty-ninth Legislative Day - Third Reading - Senate) passed as follows:

   Total 48

Nays: Hinkle.
   Total 1

Absent or not voting: None.
SB 143 (Sixty-fourth Legislative Day - Second Reading - House) - Representative Cohenour moved SB 143 be concurred in. Motion carried as follows:
Excused: None.
Absent or not voting: None.

SB 143 (Sixty-fifth Legislative Day - Third Reading - House) concurred in as follows:
Nays: Kerns, More, Randall, Sales, Sonju, Stoker, Wagner.
Excused: Howard.
Absent or not voting: Welborn.

SB 148 (Twenty-third Legislative Day - Second Reading - Senate) - Senator J. Peterson moved SB 148 do pass. Motion carried as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hawks, Hinkle, Jackson, Jen, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, J. Tropila, M. Tropila, Tutvedt, Wanznried, Williams, Zinke, Mr. President.
Nays: Stewart-Peregoy.
Absen or not voting: None.
Excused: Hansen, Windy Boy.

Total 2

SB 148 (Twenty-fourth Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Esp, Essmann, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jen, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Squires, Steinbeisser, J. Tropila, M. Tropila, Tutvedt, Williams, Zinke, Mr. President.

Total 41

Nays: Gallus, Juneau, Kaufmann, Keane, Stewart-Peregoy, Wanzenried, Windy Boy.

Total 7

Absent or not voting: None.

Total 0

Excused: Erickson, Shockley.

Total 2

SB 148 (Sixty-ninth Legislative Day - Second Reading - House) - Representative Ingraham moved SB 148 be concurred in. Motion carried as follows:


Total 98

Nays: None.

Total 0

Excused: Howard, Kasten.

Total 2

Absent or not voting: None.

Total 0

SB 148 (Seventieth Legislative Day - Third Reading - House) concurred in as follows:


Total 99

Nays: None.

Total 0

Excused: Belcourt.

Total 1

Absent or not voting: None.
SB 148 (Seventy-third Legislative Day - Second Reading - Senate) - House Amendments - Senator J. Peterson moved House amendments to SB 148 be concurred in. Motion carried as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Zinke, Mr. President.
Total 49
Nays: None.
Total 0
Absent or not voting: None.
Total 0
Excused: Windy Boy.
Total 1

SB 148 (Seventy-fourth Legislative Day - Third Reading - Senate), as amended by the House, passed as follows:
Total 50
Nays: None.
Total 0
Absent or not voting: None.
Total 0
Excused: None.
Total 0

SB 150 (Thirteenth Legislative Day - Second Reading - Senate) - Senator Brueggeman moved SB 150 do pass. Motion carried as follows:
Total 30
Nays: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, Curtiss, Esp, Essmann, Hinkle, Jackson, McGee, Perry, Peterson, Shockley, Steinbeisser, Tutvedt, Mr. President.
Total 19
Absent or not voting: None.
Total 0
Excused: Laible.
Total 1

SB 150 (Thirty-fourth Legislative Day - Second Reading - Senate) - Senator Brueggeman moved SB 150 do pass. Motion carried as follows:
Yeas: Bales, Balyeat, Black, Branae, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley,
SB 150 61ST LEGISLATURE (2009) 812

Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
   Total 45

Nays: Barkus, Barrett, Brenden, Hinkle, McGee.
   Total 5

Absent or not voting: None.
   Total 0

Excused: None.
   Total 0

SB 150 (Thirty-fifth Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Bales, Balyeat, Black, Branae, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Mr. President.
   Total 45

Nays: Barkus, Barrett, Brenden.
   Total 3

Absent or not voting: None.
   Total 0

Excused: Hansen, Zinke.
   Total 2

SB 150 (Fifty-seventh Legislative Day - Second Reading - House) - Representative P. Beck moved SB 150 be concurred in. Motion carried as follows:

   Total 70

   Total 28

Excused: Himmelberger, Nooney.
   Total 2

Absent or not voting: None.
   Total 0

SB 150 (Fifty-eighth Legislative Day - Third Reading - House) concurred in as follows:

   Total 67

Total 32

Excused: None.

Total 0

Absent or not voting: Hamilton.

Total 1

SB 151 (Fortieth Legislative Day - Second Reading - Senate) - Senator Brueggeman moved SB 151 do pass. Motion carried as follows:


Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Jent.

Total 1

SB 151 (Forty-first Legislative Day - Third Reading - Senate) passed as follows:


Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Jent.

Total 1

SB 151 (Seventy-second Legislative Day - Second Reading - House) - Representative Furey moved SB 151 be concurred in. Motion carried as follows:


Total 96

Nays: Stoker, Van Dyk.

Total 2
Excused: None.
   Total 0

Absent or not voting: Boss Ribs, Himmelberger.
   Total 2

**SB 151** (Seventy-third Legislative Day - Third Reading - House) concurred in as follows:

   Total 99

Nays: None.
   Total 0

Excused: None.
   Total 0

Absent or not voting: Van Dyk.
   Total 1

**SB 152** (Seventeenth Legislative Day - Second Reading - Senate) - Senator Brueggeman moved SB 152 do pass. Motion carried as follows:

   Total 49

Nays: Gebhardt.
   Total 1

Absent or not voting: None.
   Total 0

Excused: Gallus.
   Total 1

**SB 152** (Eighteenth Legislative Day - Third Reading - Senate) passed as follows:

   Total 49

Nays: Gebhardt.
   Total 1

Absent or not voting: None.
   Total 0

Excused: None.
   Total 0
SB 152 (Forty-ninth Legislative Day - Second Reading - House) - Representative Kottel moved SB 152 be concurred in. Motion carried as follows:


Total 98

Nays: Hawk.

Total 1

Excused: Nooney.

Total 1

Absent or not voting: None.

Total 0

SB 152 (Fiftieth Legislative Day - Third Reading - House) concurred in as follows:


Total 97

Nays: Hawk, Sales.

Total 2

Excused: Nooney.

Total 1

Absent or not voting: None.

Total 0

SB 155 (Sixteenth Legislative Day - Second Reading - Senate) - Senator Cooney moved SB 155 do pass. Motion carried as follows:


Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: R. Brown.

Total 1
SB 155  (Seventeenth Legislative Day - Third Reading - Senate) passed as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzeneried, Williams, Windy Boy, Zinke, Mr. President.
  Total 49
Nays: None.
  Total 0
Absent or not voting: None.
  Total 0
Excused: Gallus.
  Total 1

SB 155  (Fifty-third Legislative Day - Second Reading - House) - Representative Ingraham moved SB 155 be concurred in. Motion carried as follows:
  Total 61
  Total 38
Excused: Nooney.
  Total 1
Absent or not voting: None.
  Total 0

SB 155  (Fifty-fourth Legislative Day - Third Reading - House) passed as follows:
  Total 58
  Total 41
Excused: Campbell.
  Total 1
Absent or not voting: None.
  Total 0

SB 156  (Fifteenth Legislative Day - Second Reading - Senate) - Senator Cooney moved SB 156 do pass. Motion carried as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 49

Nays: McGee.

Total 1

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 156 (Sixteenth Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 48

Nays: Hinkle.

Total 1

Absent or not voting: None.

Total 0

Excused: R. Brown.

Total 1

SB 156 (Seventy-second Legislative Day - Second Reading - House) - Representative Ingraham moved SB 156 be concurred in. Motion carried as follows:


Total 95


Total 4

Excused: None.

Total 0

Absent or not voting: Campbell.

Total 1

SB 156 (Seventy-third Legislative Day - Third Reading - House) concurred in as follows:

SB 157 61ST LEGISLATURE (2009) 818

Total 96
Total 4
Excused: None.
Total 0
Absent or not voting: None.
Total 0

SB 157 (Twelfth Legislative Day - Second Reading - Senate) - Senator Shockley moved SB 157 do pass. Motion carried as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzanried, Williams, Windy Boy, Zinke, Mr. President.
Total 49
Nays: None.
Total 0
Absent or not voting: None.
Total 0
Excused: Laible.
Total 1

SB 157 (Twenty-eighth Legislative Day - Second Reading - Senate) - Senator Shockley moved SB 157 do pass. Motion carried as follows:
Yeas: Bales, Balyeat, Barkus, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzanried, Williams, Windy Boy, Zinke, Mr. President.
Total 49
Nays: None.
Total 0
Absent or not voting: None.
Total 0
Excused: Barrett.
Total 1

SB 157 (Twenty-ninth Legislative Day - Third Reading - Senate) passed as follows:
Total 49
Nays: None.
Total 0
Absent or not voting: None.
Total 0
Excused: Murphy.
Total 1

SB 157 (Fifty-first Legislative Day - Second Reading - House) - Representative Bennett moved SB 157 be concurred in. Motion carried as follows:
Total 96
Nays: Sales.
Total 1
Excused: Howard, Nooney, Reichner.
Total 3
Absent or not voting: None.
Total 0

SB 157 (Fifty-second Legislative Day - Third Reading - House) passed as follows:
Total 97
Nays: Balyeat, Esp, Juneau, Laslovich, Wanzenried, Mr. President.
Total 6
Absent or not voting: None.

SB 158 (Twentieth Legislative Day - Second Reading - Senate) - Senator Barkus moved SB 158 do pass. Motion carried as follows:
Total 44
Nays: Balyeat, Esp, Juneau, Laslovich, Wanzenried, Mr. President.
Total 6
Absent or not voting: None.
SB 158  (Twenty-first Legislative Day - Third Reading - Senate) passed as follows:
  Total 42
Nays: Balyeat, Esp, Hinkle, Juneau, Laslovich, Wanzenried, Mr. President.
  Total 7
Absent or not voting: None.
  Total 0
Excused: Peterson.
  Total 1

SB 158  (Seventieth Legislative Day - Second Reading - House) - Representative K. Peterson moved SB 158 be concurred in. Motion carried as follows:
  Total 87
Nays: Ankney, Augare, Bean, Boniek, Campbell, Ingraham, Mendenhall, Miller, O'Hara, Stahl, Vance, Welborn, Mr. Speaker.
  Total 13
Excused: None.
  Total 0
Absent or not voting: None.
  Total 0

SB 158  (Seventy-first Legislative Day - Third Reading - House) concurred in as follows:
  Total 89
Nays: Ankney, Augare, Bean, Boniek, Campbell, Ingraham, Mendenhall, Miller, O'Hara, Stahl, Vance, Welborn.
  Total 11
Excused: None.
  Total 0
Absent or not voting: None.
Total 0

SB 158 (Seventy-fourth Legislative Day - Second Reading - Senate) - House Amendments -
Senator Barkus moved House amendments to SB 158 be concurred in. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman,
Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle,
Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy,
Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M.
Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
Total 50

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 158 (Seventy-fifth Legislative Day - Third Reading - Senate) , as amended by the House,
passed as follows:

Yeas: Bales, Barkus, Barrett, Black, Branae, Brenden, T. Brown, Brueggeman, Cooney, Curtiss,
Erickson, Gallus, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane,
Laible, Larsen, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley,
Total 41

Nays: Balyeat, Esp, Juneau, Kauffman, Keane, Laible, Larsen, Laslovich, Squires, Windy Boy, Mr. President.
Total 9

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 158 (Eighty-fourth Legislative Day - Second Reading - Senate) - Governor’s Amendments -
Senator Barkus moved Governor’s amendments to SB 158 be not concurred in. Motion carried as
follows:

Yeas: Bales, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney,
Curtiss, Erickson, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent,
Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley,
Shockley, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke,
Mr. President.
Total 44

Nays: Balyeat, Esp, Juneau, Schmidt, Squires, Wanzenried.
Total 6

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 158 (Eighty-fifth Legislative Day - Second Reading - Senate) - Governor’s Amendments -
Representative K. Peterson moved Governor’s amendments to SB 158 be not concurred in. Motion
 carried as follows:
Total 88

Total 12

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 160 (Fifteenth Legislative Day - Second Reading - Senate) - Senator Jent moved SB 160 do pass. Motion carried as follows:
Total 50

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 160 (Sixteenth Legislative Day - Third Reading - Senate) passed as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
Total 49

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: R. Brown.
Total 1

SB 160 (Fifty-third Legislative Day - Second Reading - House) - Representative Wagner moved SB 160 be concurred in. Motion carried as follows:

Total 97
Nays: Vincent.
Total 1
Excused: Nooney.
Total 1
Absent or not voting: Jopek.
Total 1
SB 160 (Fifty-fourth Legislative Day - Third Reading - House) passed as follows:
Total 99
Nays: None.
Total 0
Excused: Campbell.
Total 1
Absent or not voting: None.
Total 0
SB 161 (Seventeenth Legislative Day - Third Reading - Senate) passed as follows:
Total 43
Nays: Black, Esp, Gallus, McGee, M. Tropila, Mr. President.
Total 6
Absent or not voting: None.
Total 0
Excused: R. Brown.
Total 1
SB 161 (Eleventeenth Legislative Day - Third Reading - Senate) passed as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Essmann, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry,

Total 47

Nays: Esp, Mr. President.

Total 2

Absent or not voting: None.

Total 0

Excused: Gallus.

Total 1

**SB 161** (Fifty-first Legislative Day - Second Reading - House) - Representative Welborn moved SB 161 be concurred in. Motion carried as follows:


Total 69


Total 28

Excused: Howard, Nooney, Reichner.

Total 3

Absent or not voting: None.

Total 0

**SB 161** (Fifty-second Legislative Day - Third Reading - House) passed as follows:


Total 59


Total 40

Excused: Nooney.

Total 1

Absent or not voting: None.

Total 0

**SB 162** (Thirtieth Legislative Day - Second Reading - Senate) - Senator Debby Barrett moved SB 162 do pass. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Hinkle, Jackson, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, J. Tropila, Mr. President.

Total 26

Total 24

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 162 (Thirty-first Legislative Day - Second Reading - Senate) - Senator Jent moved SB 162 be indefinitely postponed. Motion carried as follows:


Total 26

Nays: Bales, Balyeat, Barkus, Barrett, Black, Brenden, T. Brown, Curtiss, Esp, Essmann, Gebhardt, Hinkle, Jackson, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Zinke, Mr. President.

Total 24

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 162 (Thirty-first Legislative Day - Third Reading - Senate) failed as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Curtiss, Esp, Gebhardt, Hinkle, Jackson, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Zinke, Mr. President.

Total 23


Total 27

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 164 (Twenty-second Legislative Day - Second Reading - Senate) - Senator Debby Barrett moved SB 164, as amended, do pass. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Hinkle, Jackson, Laible, Lewis, McGee, Murphy, Perry, Ripley, Shockley, Steinbeisser, Tutvedt, Zinke, Mr. President.

Total 26


Total 23

Absent or not voting: None.
Total 0

Excused: Peterson.
Total 1
SB 164  (Twenty-second Legislative Day - Second Reading - Senate) - Senator Shockley moved SB 164, second reading copy, be amended as follows:

   Strike: “40%”
   Insert: “20%”

Amendment adopted as follows:


Total 48

Nays: Tutvedt.

Total 1

Absent or not voting: None.

Total 0

Excused: Peterson.

Total 1

SB 164  (Twenty-fourth Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Hinkle, Jackson, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Zinke, Mr. President.

Total 27


Total 23

Paired: Essmann, Shockley, Aye; Erickson, Laslovich, No.

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 164  (Seventieth Legislative Day - Second Reading - House) - Representative Sales moved SB 164 be concurred in. Motion carried as follows:


Total 98

Nays: Belcourt.

Total 1
Excused: None.
Total 0
Absent or not voting: MacLaren.
Total 1

SB 164 (Seventy-first Legislative Day - Third Reading - House) concurred in as follows:

Total 100

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 164 (Seventy-third Legislative Day - Second Reading - Senate) - House Amendments - Senator Debb Barrett moved House amendments to SB 164 be concurred in. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Zinke, Mr. President.
Total 49

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: Windy Boy.
Total 1

SB 164 (Seventy-fourth Legislative Day - Third Reading - Senate), as amended by the House, passed as follows:

Total 50

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: None.
SB 164 (Eighty-second Legislative Day - Second Reading - Senate) - Governor's Amendments -
Senator Debby Barrett moved Governor's amendments to SB 164 be concurred in. Motion carried as
follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman,
Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle,
Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Laslovich, Lewis, McGee, Moss, Murphy, Perry,
Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila,
Tutvedt, Wanzinried, Williams, Windy Boy, Zinke, Mr. President.
Total 49
Nays: None.
Total 0
Absent or not voting: None.
Total 0
Excused: Larsen.
Total 1

SB 164 (Eighty-fourth Legislative Day - Third Reading - Senate), as amended by the Governor,
concurred in as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman,
Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle,
Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy,
Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt,
Wanzinried, Williams, Windy Boy, Zinke, Mr. President.
Total 49
Nays: Steinbeisser.
Total 1
Absent or not voting: None.
Total 0
Excused: None.
Total 0

SB 164 (Eighty-fifth Legislative Day - Second Reading - House) - Governor's Amendments -
Representative Sales moved Governor's amendments to SB 164 be concurred in. Motion carried as
follows:
Yeas: Ankney, Arntzen, Augare, Barrett, Bean, B. Beck, P. Beck, Becker, Belcourt, Bennett, Berry,
Blasdel, Blewett, Boland, Boniek, Boss Ribs, Brown, Butcher, Caferro, Campbell, Cohenour,
Dickenson, Driscoll, Ebinger, Fleming, French, Furey, Getz, Glaser, Grinde, Hamilton, Hands, Hawk,
Hendrick, Henry, Himmelberger, Hiner, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter,
Ingraham, Jones, Jopek, Kasten, Kerns, Klock, Kottel, Lake, MacDonald, MacLaren, Malek, McAlpin,
McChesney, McClafferty, McGillvray, Mehlhoff, Menahan, Mendenhall, Milburn, Miller, More, Morgan,
A. Noonan, P. Noonan, Nooney, O'Hara, Pease-Lopez, Peterson, Phillips, Pomnichowski, Randall,
Regier, Reichner, Reinhart, Roberts, Roundstone, Sales, Sands, Sesso, Smith, Sonju, Stahl, Steenson,
Stoker, Taylor, Vance, Van Dyk, Villa, Vincent, Wagner, Warburton, Washburn, Welborn, Wilmer,
Wilson, Wiseman, Mr. Speaker.
Total 99
Nays: None.
Total 0
Excused: None.
Total 0
Absent or not voting: McNutt.
Total 1
SB 164  (Eighty-sixth Legislative Day - Third Reading - House)  Governor’s Amendments, concurred in as follows:
   Total 97
Nays: None.
   Total 0
Excused: None.
   Total 0
Absent or not voting: Caferro, Hoven, Stahl.
   Total 3

SB 165  (Fifteenth Legislative Day - Second Reading - Senate) - Senator Lewis moved SB 165 do not pass. Motion carried as follows:
   Total 48
Nays: None.
   Total 0
Absent or not voting: Williams, Mr. President.
   Total 2
Excused: None.
   Total 0

SB 167  (Thirty-fourth Legislative Day - Second Reading - Senate) - Senator Zinke moved SB 167 do pass. Motion carried as follows:
   Total 35
Nays: Bales, Balyeat, Barrett, Brenden, R. Brown, Gebhardt, Hansen, Hinkle, Juneau, Kaufmann, Keane, Peterson, Stewart-Peregoy, Tutvedt, Mr. President.
   Total 15
Absent or not voting: None.
   Total 0
Excused: None.
   Total 0

SB 167  (Thirty-fifth Legislative Day - Third Reading - Senate) passed as follows:
SB 168  61ST LEGISLATURE (2009)  830

   Total 35

Nays: Bales, Balyeat, Barrett, Brenden, R. Brown, Gebhardt, Hansen, Hinkle, Juneau, Kaufmann, Keane, Peterson, Stewart-Peregoy, Tutvedt, Mr. President.
   Total 15

Paired: Laslovich, Zinke, Aye; Hansen, Keane, No.

Absent or not voting: None.
   Total 0

Excused: None.
   Total 0

SB 168  (Sixteenth Legislative Day - Second Reading - Senate)  - Senator Zinke moved SB 168 do pass. Motion carried as follows:

   Total 44

Nays: Cooney, Gallus, McGee, Murphy.
   Total 4

Absent or not voting: Barkus.
   Total 1

Excused: R. Brown.
   Total 1

SB 168  (Seventeenth Legislative Day - Third Reading - Senate)  passed as follows:

   Total 47

Nays: None.
   Total 0

Excused: Gallus.
   Total 1

SB 169  (Thirteenth Legislative Day - Second Reading - Senate)  - Senator Gebhardt moved SB 169 do pass. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
   Total 49

Nays: None.
SB 169 (Fourteenth Legislative Day - Third Reading - Senate) passed as follows:
Total 48
Nays: None.
Total 0
Absent or not voting: None.
Total 0
Excused: Laible.
Total 1

SB 170 (Twenty-first Legislative Day - Second Reading - Senate) - Senator Gebhardt moved SB 170 do pass. Motion carried as follows:
Total 49
Nays: None.
Total 0
Absent or not voting: None.
Total 0
Excused: Peterson.
Total 1

SB 170 (Twenty-second Legislative Day - Third Reading - Senate) passed as follows:
Total 49
Nays: None.
Total 0
Absent or not voting: None.
Total 0
Excused: Peterson.
Total 1

SB 170 (Fifty-second Legislative Day - Second Reading - House) - Representative MacLaren moved SB 170 be concurred in. Motion carried as follows:
   Total 87

Nays: B. Beck, Blasdel, Hawk, Kasten, Kerns, Mendenhall, More, Peterson, Regier, Sales, Sonju, Vance.
   Total 12

Excused: Nooney.
   Total 1

Absent or not voting: None.
   Total 0

SB 170 (Fifty-third Legislative Day - Third Reading - House) concurred in as follows:
   Total 85

Nays: Blasdel, Boniek, Hawk, Kasten, Kerns, Lake, Mendenhall, More, Peterson, Regier, Sales, Smith, Vance.
   Total 13

Excused: Nooney.
   Total 1

Absent or not voting: MacDonald.
   Total 1

SB 170 (Fifty-eighth Legislative Day - Second Reading - Senate) concurred in as follows:
   Total 48

Nays: Gallus.
   Total 1

Absent or not voting: None.
   Total 0

Excused: Squires.
   Total 1
SB 170 (Fifty-ninth Legislative Day - Third Reading - Senate), as amended by the House, passed as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Zinke, Mr. President.

Total 47

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Keane, Squires, Windy Boy.

Total 3

SB 171 (Fifteenth Legislative Day - Second Reading - Senate) - Senator Perry moved SB 171, second reading copy, be amended as follows:

1. Title, line 4.
   Following: “CREATING”
   Strike: “A CRIMINAL PENALTY FOR”
   Insert: “THE OFFENSE OF”

2. Title, line 5.
   Following: “PROPERTY;”
   Insert: “PROVIDING A PENALTY;”

3. Page 1, line 9.
   Strike: “Criminal penalty for damage”
   Insert: “Damage”
   Following: “(1)”
   Strike: “If”
   Insert: “A tenant commits the offense of damage to rental property if”

4. Page 1, line 11 through line 13.
   Following: “70-33-321(3)” on line 11
   Strike: remainder of line 11 through “$500” on line 13
   Insert: “.
   (2) A person convicted of the offense of damage to rental property that caused pecuniary loss not exceeding $1,000 in value shall be fined an amount not to exceed $1,000”

5. Page 1, line 13.
   Following: “for”
   Strike: “not more than”
   Insert: “a term not to exceed”
   Following: “both.”
   Insert: “A person convicted of the offense of damage to rental property that caused pecuniary loss exceeding $1,000 in value shall be fined an amount not to exceed $50,000 or be imprisoned in the state prison for a term not to exceed 10 years, or both.”

6. Page 1, line 15.
   Following: line 14
   Insert: “(3) A person convicted of damage to rental property must be ordered to make restitution in an amount and manner to be set by the court. The court shall determine the manner and amount of restitution after full consideration of the convicted person’s ability to pay the restitution. Upon good cause shown by the convicted person, the court may modify any previous order specifying the amount and manner of restitution. Full payment of the amount of restitution ordered must be made prior to the release of state jurisdiction over the person convicted.”

Amendment adopted as follows:

Total 50

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: None.
Total 0

**SB 171** (Fifteenth Legislative Day - Second Reading - Senate) - Senator Barkus moved SB 171, as amended, do pass. Motion carried as follows:


Total 33

Nays: Barrett, Branae, R. Brown, Cooney, Erickson, Gallus, Juneau, Kaufmann, Moss, Schmidt, Shockley, Squires, Stewart-Peregoy, Wanzenried, Williams, Windy Boy, Mr. President.

Total 17

Absent or not voting: None.
Total 0

Excused: None.
Total 0

**SB 171** (Seventeenth Legislative Day - Third Reading - Senate) passed as follows:


Total 36

Nays: Balyeat, Barrett, R. Brown, Cooney, Erickson, Gallus, Juneau, Kaufmann, Moss, Shockley, Squires, Stewart-Peregoy, Williams, Windy Boy.

Total 13

Absent or not voting: None.
Total 0

Excused: Gallus.
Total 1

**SB 171** (Sixty-third Legislative Day - Second Reading - House) - Representative K. Peterson moved SB 171 be concurred in. Motion carried as follows:


Total 79


Total 21

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 171 (Sixty-fourth Legislative Day - Third Reading - House) concurred in as follows:


Total 82

Nays: Augare, Barrett, Becker, Belcourt, Caferro, Campbell, Hollenbaugh, MacDonald, Malek, McClafferty, A. Noonan, P. Noonan, Pease-Lopez, Roundstone, Van Dyk, Villa, Wiseman, Mr. Speaker.

Total 18

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 171 (Seventy-fourth Legislative Day - Second Reading - Senate) - House Amendments - Senator Barkus moved House amendments to SB 171 be concurred in. Motion carried as follows:


Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 171 (Seventy-fifth Legislative Day - Third Reading - Senate) , as amended by the House, passed as follows:


Total 41
Nays: R. Brown, Cooney, Erickson, Gallus, Kaufmann, Larsen, Moss, Shockley, Windy Boy.
  Total 9
Absent or not voting: None.
  Total 0
Excused: None.
  Total 0

SB 171 (Seventy-eighth Legislative Day - Third Reading - Senate), Free Conference Committee Report No. 1, adopted as follows:

Yeas: Bales, Barkus, Barrett, Black, Branae, Brenden, T. Brown, Brueggeman, Cooney, Curtiss, Esp, Essmann, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Schmidt, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Zinke, Mr. President.
  Total 42
Nays: Balyeat, R. Brown, Erickson, Juneau, Ripley, Shockley, Windy Boy.
  Total 7
Absent or not voting: None.
  Total 0
Excused: Gallus.
  Total 1

SB 171 (Eighty-fifth Legislative Day - Second Reading - Senate) - Governor’s Amendments - Senator Barkus moved Governor’s amendments to SB 171 be concurred in. Motion carried as follows:

  Total 50
Nays: None.
  Total 0
Absent or not voting: None.
  Total 0
Excused: None.
  Total 0

SB 171 (Eighty-sixth Legislative Day - Second Reading - House) - Governor’s Amendments - Representative K. Peterson moved Governor’s amendments to SB 171 be not concurred in. Motion carried as follows:

  Total 51
  Total 49
SB 171 (Eighty-sixth Legislative Day - Third Reading - Senate), as amended by the Governor, passed as follows:
Total 45
Nays: R. Brown, Erickson, Gallus, Shockley.
Total 4
Absent or not voting: None.
Total 0
Excused: Hansen.
Total 1

SB 171 (Eighty-eighth Legislative Day - Second Reading - Senate) - Free Conference Committee Report No. 1 - Senator Barkus moved the Free Conference Committee report to SB 171 be adopted. Motion carried as follows:
Total 50
Nays: None.
Total 0
Absent or not voting: None.
Total 0
Excused: None.
Total 0

SB 171 (Eighty-ninth Legislative Day - Third Reading - Senate), Free Conference Committee Report No. 1, adopted as follows:
Yeas: Bales, Barkus, Barrett, Black, Branae, Brenden, T. Brown, Brueggeman, Cooney, Curtiss, Esp, Essmann, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Schmidt, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Zinke, Mr. President.
Total 42
Nays: Balyeat, R. Brown, Erickson, Juneau, Ripley, Shockley, Windy Boy.
Total 7
Absent or not voting: None.
Total 0
Excused: Gallus.
Total 1
SB 171  (Eighty-ninth Legislative Day - Second Reading - House)  - Free Conference Committee Report No. 1 - Representative K. Peterson moved the Conference Committee report to SB 171 be adopted. Motion carried as follows:


Total 96

Nays: Cohenour, Jopek, Menahan, Wiseman.

Total 4

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 171  (Ninetieth Legislative Day - Third Reading - House) Free Conference Committee report, adopted in as follows:


Total 90


Total 10

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 173  (Twenty-first Legislative Day - Second Reading - Senate)  - Senator Murphy moved SB 173 do pass. Motion carried as follows:


Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Peterson.
SB 173 (Twenty-second Legislative Day - Third Reading - Senate) passed as follows:


Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Peterson.

Total 1

SB 173 (Sixty-second Legislative Day - Second Reading - House) - Representative Mendenhall moved SB 173 be concurred in. Motion carried as follows:


Total 99

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Wiseman.

Total 1

SB 173 (Sixty-third Legislative Day - Third Reading - House) concurred in as follows:


Total 99

Nays: None.

Total 0

Excused: Villa.

Total 1

Absent or not voting: None.
SB 174  

(Thirty-fifth Legislative Day - Second Reading - Senate) - Senator Perry moved SB 174 do pass. Motion carried as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzienried, Williams, Windy Boy, Mr. President.

Total 48

Nays: None.

Absent or not voting: None.

Excused: Hansen, Zinke.

Total 2

SB 174  

(Thirty-sixth Legislative Day - Third Reading - Senate) passed as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzienried, Williams, Windy Boy, Zinke, Mr. President.

Total 50

Nays: Boniek, McGillvray, More, Sales, Wagner.

Absent or not voting: Klock.

Excused: None.

Total 1

SB 174  

(Seventieth Legislative Day - Second Reading - House) - Representative Arntzen moved SB 174 be concurred in. Motion carried as follows:

Total 94

Excused: None.

Absent or not voting: None.

Total 0

SB 174  

(Seventy-first Legislative Day - Third Reading - House) concurred in as follows:
Total 89

Total 11

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 174 (Seventy-third Legislative Day - Second Reading - Senate) - House Amendments - Senator Perry moved House amendments to SB 174 be concurred in. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Zinke, Mr. President.
Total 49

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: Windy Boy.
Total 1

SB 174 (Seventy-fourth Legislative Day - Third Reading - Senate) , as amended by the House, passed as follows:

Total 50

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 176 (Nineteenth Legislative Day - Second Reading - Senate) - Senator Perry moved SB 176 do pass. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy,
Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.  
Total 50
Nays: None.  
Total 0
Absent or not voting: None.  
Total 0
Excused: None.  
Total 0
SB 176  
(Twentieth Legislative Day - Third Reading - Senate) passed as follows:
Total 50
Nays: None.  
Total 0
Absent or not voting: None.  
Total 0
Excused: None.  
Total 0
SB 176  
(Seventy-seventh Legislative Day - Second Reading - House) - Representative Reichner moved SB 176 be concurred in. Motion carried as follows:
Total 75
Total 24
Excused: None.  
Total 0
Absent or not voting: Belcourt.  
Total 1
SB 176  
(Seventy-eighth Legislative Day - Third Reading - House) concurred in as follows:
Total 75
Total 24
Excused: None.
Total 0
Absent or not voting: Hendrick.
Total 1

SB 176 (Eighty-first Legislative Day - Second Reading - Senate) - House Amendments - Senator Perry moved House amendments to SB 176 be concurred in. Motion carried as follows:
Total 50
Nays: None.
Total 0
Absent or not voting: None.
Total 0
Excused: None.
Total 0

SB 176 (Eighty-second Legislative Day - Third Reading - Senate), as amended by the House, passed as follows:
Total 49
Nays: Gallus.
Total 1
Absent or not voting: None.
Total 0
Excused: None.
Total 0

SB 181 (Seventeenth Legislative Day - Second Reading - Senate) - Senator Esp moved SB 181 do pass.

SB 181 (Seventeenth Legislative Day - Second Reading - Senate) - Senator Esp moved SB 181, as amended, do pass. Motion carried as follows:
Total 49
Nays: None.
SB 181  61ST LEGISLATURE (2009)  844

Total 0
Absent or not voting: None.
   Total 0
Excused: Gallus.
   Total 1

SB 181  (Seventeenth Legislative Day - Second Reading - Senate)  - Senator Esp moved SB 181, second reading copy, be amended as follows:

1. Title, line 6.
   Strike: “APPLICABILITY”
   Insert: “IMMEDIATE EFFECTIVE”
2. Page 1, line 28 through line 29.
   Strike: section 2 in its entirety
   Insert: “NEW SECTION. Section 2. Effective date. [This act] is effective on passage and
   approval.”

Amendment adopted as follows:

   Total 48
Nays: Balyeat.
   Total 1

Absent or not voting: None.
   Total 0
Excused: Gallus.
   Total 1

SB 181  (Nineteenth Legislative Day - Third Reading - Senate)  passed as follows:

   Total 48
Nays: Balyeat, Curtiss.
   Total 2

Absent or not voting: None.
   Total 0
Excused: None.
   Total 0

SB 181  (Forty-eighth Legislative Day - Second Reading - House)  - Representative Lake moved SB 181 be concurred in. Motion carried as follows:

   Total 97
Nays: Mr. Speaker.
   Total 1
Excused: Belcourt, Sonju.
   Total 2
Absent or not voting: None.
   Total 0
SB 181  (Forty-ninth Legislative Day - Third Reading - House) concurred in as follows:
   Total 94
Nays: Boniek, Sales.
   Total 2
Excused: Belcourt, Nooney, Pomnichowski.
   Total 3
Absent or not voting: Klock.
   Total 1
SB 182  (Fourteenth Legislative Day - Second Reading - Senate) - Senator Esp moved SB 182 do pass. Motion carried as follows:
   Total 48
Nays: None.
   Total 0
Absent or not voting: None.
   Total 0
Excused: Laible, Squires.
   Total 2
SB 182  (Fifteenth Legislative Day - Third Reading - Senate) passed as follows:
   Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Larsen, Lasloch, Lewis, Mccge, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
   Total 50
Nays: None.
   Total 0
Absent or not voting: None.
Total 0

Excused: None.
Total 0

**SB 182** (Fifty-fourth Legislative Day - Second Reading - House) - Representative Kottel moved SB 182 be concurred in. Motion carried as follows:

Total 99

Nays: None.
Total 0

Excused: Campbell.
Total 1

Absent or not voting: None.
Total 0

**SB 182** (Fifty-fifth Legislative Day - Third Reading - House) concurred in as follows:

Total 100

Nays: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

**SB 183** (Sixty-fifth Legislative Day - Second Reading - Senate) - Senator Balyeat moved SB 183 do pass. Motion failed as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, Brueggeman, Curtiss, Esp, Gebhardt, Hamlett, Hinkle, Jackson, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Mr. President.
Total 23

Total 27
Absent or not voting: None.
   Total 0
Excused: None.
   Total 0

**SB 183** (Sixty-fifth Legislative Day - Second Reading - Senate) - Senator Williams moved SB 183 be indefinitely postponed. Motion carried as follows:
   Total 29
Nays: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Gebhardt, Hinkle, Jackson, Lewis, McGee, Murphy, Perry, Ripley, Shockley, Steinbeisser, Zinke.
   Total 21
Absent or not voting: None.
   Total 0
Excused: None.
   Total 0

**SB 184** (Twenty-fourth Legislative Day - Second Reading - Senate) - Senator Balyeat moved SB 184, second reading copy, be amended as follows:
1. Title, page 1, line 9.
   Strike: "A DELAYED"
   Insert: "AN IMMEDIATE"
   Strike: "March 1, 2010"
   Insert: "on passage and approval"
Amendment adopted as follows:
   Total 42
Nays: Esp, Juneau, Kaufmann, Keane, Stewart-Peregoy, Windy Boy.
   Total 6
Absent or not voting: None.
   Total 0
Excused: Erickson, Shockley.
   Total 2

**SB 184** (Twenty-fourth Legislative Day - Second Reading - Senate) - Senator Balyeat moved SB 184, as amended, do pass. Motion carried as follows:
   Total 44
Nays: Juneau, Kaufmann, Keane, Windy Boy.
   Total 4
Absent or not voting: None.
SB 184 61ST LEGISLATURE (2009) 848

Total 0
Excused: Erickson, Shockley.
   Total 2

**SB 184** (Twenty-fourth Legislative Day - Second Reading - Senate) - Senator Balyeat moved SB 184 do pass.

**SB 184** (Twenty-sixth Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Juneau, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Zinke, Mr. President.
   Total 45

Nays: Esp, Kaufmann, Keane, Windy Boy.
   Total 4

Absent or not voting: None.
   Total 0

Excused: Jent.
   Total 1

**SB 184** (Sixty-second Legislative Day - Second Reading - House) - Representative Van Dyk moved SB 184 be concurred in. Motion carried as follows:

   Total 100

Nays: None.
   Total 0

Excused: None.
   Total 0

Absent or not voting: None.
   Total 0

**SB 184** (Sixty-third Legislative Day - Third Reading - House) concurred in as follows:

   Total 99
SB 185 (Twenty-fifth Legislative Day - Second Reading - Senate) - Senator Balyeat moved SB 185 do pass. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Mr. President.

Total 48

Nays: McGee, Zinke.

Total 2

Absent or not voting: None.

Total 0

SB 185 (Twenty-sixth Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Mr. President.

Total 47

Nays: McGee, Zinke.

Total 2

Absent or not voting: None.

Total 0

Excused: Jent.

Total 1

SB 185 (Sixty-fourth Legislative Day - Second Reading - House) - Representative Van Dyk moved SB 185 be concurred in. Motion carried as follows:


Total 86

Nays: Barrett, Bean, B. Beck, Brown, Butcher, Dickenson, Hawk, Hollandsworth, Kasten, Lake, Menahan, Sales, Sonju.

Total 13

Excused: None.
SB 185  61ST LEGISLATURE (2009)  850

Total  0
Absent or not voting: Ankney.
Total  1

SB 185  (Sixty-fifth Legislative Day - Third Reading - House)  concurred in as follows:
Total  83
Nays: Ankney, Barrett, Bean, Brown, Butcher, Dickenson, Hawk, Hollensworth, Kasten, Lake, Menahan, Pominichowski, Sales, Sonju.
Total  14
Excused: Howard.
Total  1
Absent or not voting: Blasdel, Warburton.
Total  2

SB 187  (Twenty-seventh Legislative Day - Second Reading - Senate)  - Senator Balyeat moved SB 187 do pass. Motion carried as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Hinkle, Jackson, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Zinke, Mr. President.
Total  27
Total  22
Absent or not voting: None.
Total  0
Excused: Windy Boy.
Total  1
Pursuant to Senate Rule S50-100(2) on bills proposing an amendment to the Montana Constitution, SB 187 will progress to third reading.

SB 187  (Twenty-eighth Legislative Day - Third Reading - Senate)  passed as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Hinkle, Jackson, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Mr. President.
Total  26
Total  24
Paired: Barrett, Aye; Laslovich, No.
Absent or not voting: None.
Total  0
Excused: None.
  Total 0

SB 187 (Twenty-eighth Legislative Day - Third Reading - Senate) passed as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Hinkle, Jackson, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Zinke, Mr. President.
  Total 27
  Total 23
Paired: Barrett, Aye; Laslovich, No.
Absent or not voting: None.
  Total 0
Excused: None.
  Total 0
Pursuant to Senate Rule S50-100(2) on bills proposing an amendment to the Montana Constitution, SB 187 will progress as though it had received the majority vote.

SB 188 (Twenty-seventh Legislative Day - Second Reading - Senate) - Senator Balyeat moved SB 188 do pass.
Senator Balyeat moved SB 188, second reading copy, be amended as follows:
1. Title, page 1, line 9.
   Strike: “A DELAYED”
   Insert: “AN IMMEDIATE”
2. Page 2, line 5.
   Strike: “March 1, 2010”
   Insert: “on passage and approval”
Amendment adopted as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Zinke, Mr. President.
  Total 49
Nays: None.
SB 188  (Twenty-ninth Legislative Day - Third Reading - Senate)  passed as follows:


Total 35

Nays: Bales, Branae, Brueggeman, Cooney, Esp, Juneau, Kaufmann, Moss, Squires, Wannenried, Williams, Windy Boy, Mr. President.

Total 14

Absent or not voting: None.

Total 0

Excused: Murphy.

Total 1

SB 188  (Sixty-fourth Legislative Day - Second Reading - House)  - Representative Van Dyk moved SB 188 be concurred in. Motion carried as follows:


Total 98

Nays: Dickenson.

Total 1

Excused: None.

Total 0

Absent or not voting: Campbell.

Total 1

SB 188  (Sixty-fifth Legislative Day - Third Reading - House)  concurred in as follows:


Total 95

Nays: Dickenson, Lake, MacLaren, Pomnichowski.

Total 4
Excused: Howard.
Total 1

Absent or not voting: None.
Total 0

SB 189 (Twenty-second Legislative Day - Second Reading - Senate) - Motion that SB 189 do pass carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Hamlett, Hinkle, Jackson, Keane, Laible, Lewis, McGee, Murphy, Perry, Ripley, Shockley, Steinbeisser, J. Tropila, M. Tropila, Tutvedt, Zinke, Mr. President.
Total 30

Nays: Branae, Cooney, Erickson, Gallus, Gillan, Hansen, Hawks, Jent, Juneau, Kaufmann, Larsen, Laslovich, Moss, Schmidt, Squires, Stewart-Peregoy, Wanzendree, Williams, Windy Boy.
Total 19

Absent or not voting: None.
Total 0

Excused: Peterson.
Total 1

SB 189 (Twenty-second Legislative Day - Second Reading - Senate) - Senator Laslovich moved SB 189, second reading copy, be amended as follows:

1. Title, line 7 through line 8.
   Following: "PROCEEDS" on line 7
   Strike: remainder of line 7 through "MADE" on line 8
2. Page 1, line 22.
   Following: "of consumers"
   Strike: "to the consumers on whose behalf the settlement is made"
3. Page 1, line 23.
   Following: "distributed"
   Strike: "to consumers pursuant to this subsection (1)(b) within 1 year after the proceeds are received"
   Insert: "for the benefit of consumers pursuant to the terms of the settlement"
4. Page 1, line 25.
   Following: line 24
   Insert: "(2) The procedures adopted by the department pursuant to subsection (1)(b) must include the establishment of a consumer advisory council by the attorney general in accordance with 2-15-122. The consumer advisory council must include five members consisting of one consumer advocate, two legislative members representing both elected parties, and two citizens at large. The consumer advisory council shall review settlements obtained by the department and shall provide recommendations to the attorney general to ensure that the proceeds of any settlement are distributed to consumers or consumer groups on whose behalf the settlement was obtained. (3) The attorney general shall provide an annual report to the legislative audit committee describing the settlements obtained by the department and how the settlement proceeds were distributed."
   Renumber: subsequent subsection
5. Page 2, line 7.
   Following: "of consumers"
   Strike: "to the consumers on whose behalf the settlement is made"
   Following: "distributed"
   Strike: "to consumers pursuant to this subsection within 1 year after the proceeds are received"
   Insert: "for the benefit of consumers pursuant to the terms of the settlement"
   Following: line 9
(3) The procedures adopted by the department pursuant to subsection (2) must include the establishment of a consumer advisory council by the attorney general in accordance with 2-15-122. The consumer advisory council must include five members consisting of one consumer advocate, two legislative members representing both elected parties, and two citizens at large. The consumer advisory council shall review settlements obtained by the department and shall provide recommendations to the attorney general to ensure that the proceeds of any settlement are distributed to consumers or consumer groups on whose behalf the settlement was obtained. (4) The attorney general shall provide an annual report to the legislative audit committee describing the settlements obtained by the department and how the settlement proceeds were distributed.

Amendment not adopted as follows:


Total 21

Nays: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Hinkle, Jackson, Laible, Lewis, McGee, Murphy, Perry, Ripley, Shockley, Steinbeisser, J. Tropila, M. Tropila, Tutvedt, Zinke, Mr. President.

Total 28

Absent or not voting: None.

Total 0

Excused: Peterson.

Total 1

SB 189 (Twenty-second Legislative Day - Second Reading - Senate) - Senator Balyeat moved SB 189 do pass.

SB 189 (Twenty-third Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Curtiss, Esp, Essmann, Gebhardt, Hamlett, Hinkle, Jackson, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Zinke, Mr. President.

Total 30


Total 20

Paired: Barkus, Mr. President, Aye; Hansen, Windy Boy, No.

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 191 (Nineteenth Legislative Day - Second Reading - Senate) - Senator McGee moved SB 191, second reading copy, be amended as follows:

1. Page 1, line 18.
   Following: “upon”
   Strike: “appearance”
   Insert: “entry of judgment against the defendant or respondent”

Amendment adopted as follows:

SB 191 (Nineteenth Legislative Day - Second Reading - Senate) - Senator Jent moved SB 191 do pass.

SB 191 (Nineteenth Legislative Day - Second Reading - Senate) - Senator Jent moved SB 191, as amended, do pass. Motion failed as follows:


Total 24

Nays: Bales, Balyeat, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gallus, Hansen, Hinkle, Jackson, Keane, Laible, Laslovich, Lewis, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Zinke, Mr. President.

Total 26

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 191 (Nineteenth Legislative Day - Second Reading - Senate) - Senator Gebhardt moved SB 191 be indefinitely postponed. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gallus, Gebhardt, Hansen, Hinkle, Jackson, Keane, Laible, Laslovich, Lewis, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Zinke, Mr. President.

Total 28


Total 22

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 192 (Fortieth Legislative Day - Second Reading - Senate) - Senator Zinke moved SB 192 do pass. Motion carried as follows:


Total 49

Nays: None.

Total 0

Absent or not voting: None.
Total  0
Excused:  Jent.
      Total  1

SB 192  (Forty-first Legislative Day - Third Reading - Senate)  passed as follows:
      Total 49
Nays: None.
      Total  0
Absent or not voting: None.
      Total  0
Excused:  Jent.
      Total  1

SB 192  (Seventy-second Legislative Day - Second Reading - House)  - Representative Hunter moved SB 192 be concurred in.  Motion carried as follows:
      Total 96
Nays: Bennett, Kerns, Randall.
      Total  3
Excused: None.
      Total  0
Absent or not voting: Dickenson.
      Total  1

SB 192  (Seventy-third Legislative Day - Third Reading - House)  concurred in as follows:
      Total 97
Nays: Bennett, Kerns, Randall.
      Total  3
Excused: None.
      Total  0
Absent or not voting: None.
Total 0

SB 193 (Twenty-ninth Legislative Day - Second Reading - Senate) - Senator McGee moved SB 193 do pass. Motion carried as follows:
Total 49
Nays: None.
Total 0
Absent or not voting: None.
Total 0
Excused: Murphy.
Total 1

SB 193 (Thirtieth Legislative Day - Third Reading - Senate) passed as follows:
Total 50
Nays: None.
Total 0
Absent or not voting: None.
Total 0
Excused: None.
Total 0

SB 193 (Seventy-second Legislative Day - Second Reading - House) - Representative Vincent moved SB 193 be concurred in. Motion carried as follows:
Total 96
Nays: None.
Total 0
Excused: None.
Total 0
Absent or not voting: Belcourt, Roberts, Wagner, Welborn.
Total 4

SB 193 (Seventy-third Legislative Day - Third Reading - House) concurred in as follows:
Total 99

Nays: Dickenson.
Total 1

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 194  (Fourteenth Legislative Day - Second Reading - Senate) - Senator Williams moved SB 194 be indefinitely postponed. Motion carried as follows:

Yeas: Bales, Branae, Brueggeman, Cooney, Erickson, Gallus, Gillan, Hamlett, Hansen, Hawks, Jent, Juneau, Kaufmann, Keane, Larsen, Laslovich, Moss, Murphy, Schmidt, Stewart-Peregoy, J. Tropila, M. Tropila, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
Total 27

Total 21

Absent or not voting: None.
Total 0

Excused: Laible, Squires.
Total 2

SB 194  (Fourteenth Legislative Day - Second Reading - Senate) - Senator McGee moved SB 194 do pass. Motion failed as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Curtiss, Esp, Essmann, Gebhardt, Hinkle, Jackson, Lewis, McGee, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Mr. President.
Total 23

Total 25

Absent or not voting: None.
Total 0

Excused: Laible, Squires.
Total 2

SB 196  (Seventeenth Legislative Day - Second Reading - Senate) - Senator Windy Boy moved SB 196 do pass. Motion carried as follows:

SB 196 (Eighteenth Legislative Day - Third Reading - Senate) passed as follows:


Total 34

Nays: Bales, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Esp, Gebhardt, Hinkle, Jackson, Lewis, McGee, Peterson, Ripley, Tutvedt, Mr. President.

Total 17

Absent or not voting: None.

Total 0

Excused: Gallus.

Total 1

SB 196 (Fifty-third Legislative Day - Second Reading - House) - Representative Belcourt moved SB 196 be concurred in. Motion carried as follows:


Total 85


Total 14

Excused: Nooney.

Total 1

Absent or not voting: None.

Total 0

SB 196 (Fifty-fourth Legislative Day - Third Reading - House) passed as follows:


Total 82
SB 197 (Twenty-fourth Legislative Day - Second Reading - Senate) - Senator Laslovich moved SB 197 do pass.

Senator Laslovich moved SB 197, second reading copy, be amended as follows:
1. Page 1, line 11 through line 16.
   Following: “costs.” on line 11
   Strike: subsection (1) in its entirety
   Insert: “(1) When a transcript of the testimony and proceedings of a trial or hearing or a part of a trial or hearing is requested, a court reporter shall furnish the transcript to the requester with all reasonable diligence. The court reporter shall submit an invoice with the transcript when it is furnished. The court reporter may withhold delivery of the transcript until the transcription fee is paid or satisfactory arrangement for payment is made.”
   Following: “costs”
   Strike: “in the Montana administrative register”
   Insert: “on the judicial branch website”
3. Page 2, line 17.
   Following: “by the”
   Strike: “state”
   Following: “office of”
   Insert: “state”

Amendment adopted as follows:

   Total 48

Nays: None.
   Total 0

Absent or not voting: None.
   Total 0

Excused: Erickson, Shockley.
   Total 2

SB 197 (Twenty-fourth Legislative Day - Second Reading - Senate) - Senator Laslovich moved SB 197, as amended, do pass. Motion carried as follows:

   Total 48

Nays: None.
   Total 0

Absent or not voting: None.
   Total 0
Excused: Erickson, Shockley.
Total 2

SB 197  (Twenty-sixth Legislative Day - Third Reading - Senate)  passed as follows:
Total 47
Nays: Esp, Stewart-Peregoy.
Total 2
Absent or not voting: None.
Total 0
Excused: Jent.
Total 1

SB 197  (Sixty-second Legislative Day - Second Reading - House)  - Representative K. Peterson moved SB 197 be concurred in. Motion carried as follows:
Total 94
Nays: Boniek, Hawk, Kasten, Sales, Sonju.
Total 5
Excused: None.
Total 0
Absent or not voting: Nooney.
Total 1

SB 197  (Sixty-third Legislative Day - Third Reading - House)  concurred in as follows:
Total 93
Nays: Boniek, Brown, Hawk, Kasten, Sales, Stahl.
Total 6
Excused: Villa.
Total 1
Absent or not voting: None.
Total 0
SB 198 (Twenty-eighth Legislative Day - Second Reading - Senate) - Senator Lewis moved SB 198 do pass. Motion carried as follows:
Yeas: Bales, Balyeat, Barkus, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzinried, Williams, Windy Boy, Zinke, Mr. President.

Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Barrett.

Total 1

SB 198 (Twenty-ninth Legislative Day - Third Reading - Senate) passed as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzinried, Williams, Windy Boy, Zinke, Mr. President.

Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Murphy.

Total 1

SB 198 (Seventy-sixth Legislative Day - Second Reading - House) - Representative Lake moved SB 198 be concurred in. Motion carried as follows:

Total 97

Nays: Pomnichowski, Wiseman.

Total 2

Excused: None.

Total 0

Absent or not voting: Blewett.

Total 1

SB 198 (Seventy-seventh Legislative Day - Third Reading - House) concurred in as follows:
Yeas: Ankney, Arntzen, Augare, Barrett, Bean, B. Beck, P. Beck, Becker, Belcourt, Bennett, Berry, Blasdel, Blewett, Boland, Boniek, Boss Ribs, Brown, Butcher, Campbell, Cohenour, Dickenson, Driscoll, Ebinger, Fleming, French, Furey, Getz, Glaser, Grinde, Hamilton, Hands, Hawk, Hendrick,

Total 98

Nays: Caferro, Wiseman.

Total 2

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 199 (Forty-fourth Legislative Day - Second Reading - Senate) - Senator Cooney moved SB 199 do pass. Motion carried as follows:


Total 36

Nays: Bales, Barkus, Barrett, R. Brown, Esp, Hinkle, Jackson, Laible, McGee, Ripley, Steinbeisser, Tutvedt, Mr. President.

Total 13

Absent or not voting: None.

Total 0

Excused: Brenden.

Total 1

SB 199 (Forty-fifth Legislative Day - Third Reading - Senate) passed as follows:


Total 34

Nays: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, Esp, Hinkle, Jackson, Laible, McGee, Ripley, Steinbeisser, Tutvedt, Mr. President.

Total 16

Paired: Squires, Aye; Brenden, No.

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 200 (Forty-third Legislative Day - Second Reading - Senate) - Senator Erickson moved SB 200, second reading copy, be amended as follows:

1. Page 2, line 3. Strike: “or commercial”
Following: "means"
Strike: "elemental phosphorus"
Insert: "the element phosphorus as indicated in the periodic table of elements"

Strike: "elemental"
Insert: "the element"

5. Page 2, line 27.
Following: "by"
Insert: "institutional or"

Amendment adopted as follows:


Total 50

Nays: None.

Absent or not voting: None.

Excused: None.

SB 200 (Forty-third Legislative Day - Second Reading - Senate) - Senator Erickson moved SB 200 do pass.

SB 200 (Forty-third Legislative Day - Second Reading - Senate) - Senator Erickson moved SB 200, as amended, do pass. Motion carried as follows:


Total 33

Nays: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, Curtiss, Esp, Gebhardt, Hinkle, Lewis, McGee, Peterson, Ripley, Steinbeisser, Mr. President.

Total 17

Absent or not voting: None.

Excused: None.

SB 200 (Forty-fifth Legislative Day - Third Reading - Senate) passed as follows:


Total 34

Nays: Bales, Balyeat, Barkus, Barrett, R. Brown, Curtiss, Esp, Gebhardt, Hinkle, Lewis, McGee, Peterson, Ripley, Steinbeisser, Mr. President.

Total 15

Paired: Squires, Aye; Gebhardt, No.

Absent or not voting: Gebhardt, No.
Excused: Brenden.
Total 1

SB 200  (Seventy-first Legislative Day - Second Reading - House) - Representative Hands moved SB 200 be concurred in. Motion carried as follows:
Total 56

Total 44

Excused: None.
Total 0
Absent or not voting: None.
Total 0

SB 200  (Seventy-second Legislative Day - Third Reading - House) concurred in as follows:
Total 61

Total 39

Excused: None.
Total 0
Absent or not voting: None.
Total 0

SB 201  (Twenty-ninth Legislative Day - Second Reading - Senate) - Senator Laslovich moved SB 201 do pass. Motion carried as follows:
Total 49

Nays: None.
Total 0
Absent or not voting: None.
Total 0

Excused: Murphy.
Total 1
Senator Shockley excused.

SB 201  (Thirtieth Legislative Day - Third Reading - Senate)  passed as follows:
Total 50
Nays: None.
Total 0
Absent or not voting: None.
Total 0
Excused: None.
Total 0

SB 201  (Fifty-fourth Legislative Day - Second Reading - House)  - Representative Belcourt moved SB 201 be concurred in. Motion carried as follows:
Total 97
Nays: Kerns.
Total 1
Excused: Campbell.
Total 1
Absent or not voting: Mr. Speaker.
Total 1

SB 201  (Fifty-fifth Legislative Day - Third Reading - House)  concurred in as follows:
Total 98
Nays: Kerns, Sales.
Total 2
Excused: None.
Total 0
Absent or not voting: None.
Total 0

SB 202 (Twenty-fourth Legislative Day - Second Reading - Senate) - Senator Hinkle moved SB 202 do pass. Motion carried as follows:
Total 44
Nays: Balyeat, Curtiss, Keane, Windy Boy.
Total 4
Absent or not voting: None.
Total 0
Excused: Erickson, Shockley.
Total 2

SB 202 (Twenty-fifth Legislative Day - Third Reading - Senate) passed as follows:
Total 45
Nays: Balyeat, Curtiss, Esp, Steinbeisser.
Total 4
Absent or not voting: None.
Total 0
Excused: Jent.
Total 1

SB 202 (Seventieth Legislative Day - Second Reading - House) - Representative Hendrick moved SB 202 be concurred in. Motion carried as follows:
Total 95
Nays: Ankney, Driscoll, French, Stahl, Vincent.
Total 5
Excused: None.
Total 0
Absent or not voting: None.
Total 0

SB 202 (Seventy-first Legislative Day - Third Reading - House) concurred in as follows:

Total 91

Nays: Ankney, Campbell, Driscoll, French, Getz, Lake, MacLaren, Miller, Stahl.

Total 9

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 202 (Seventy-third Legislative Day - Second Reading - Senate) - House Amendments - Senator Hinkle moved House amendments to SB 202 be concurred in. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Zinke, Mr. President.

Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Windy Boy.

Total 1

SB 202 (Seventy-fourth Legislative Day - Third Reading - Senate), as amended by the House, passed as follows:


Total 46

Nays: Balyeat, Erickson, Esp, Kaufmann.

Total 4

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 204 (Thirty-first Legislative Day - Second Reading - Senate) - Senator Moss moved SB 204 do pass. Motion carried as follows:

SB 204 (Thirty-first Legislative Day - Third Reading - Senate) passed as follows:


Total 34

Nays: Balyeat, Barkus, Barrett, R. Brown, Esp, Gebhardt, Hinkle, Jackson, Laible, Lewis, McGee, Perry, Peterson, Ripley, Tutvedt, Mr. President.

Total 16

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 204 (Eighty-first Legislative Day - Second Reading - House) - Representative French moved SB 204 be concurred in. Motion carried as follows:


Total 68


Total 32

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 204 (Eighty-second Legislative Day - Third Reading - House) passed as follows:


Total 64

Total 36

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 206  (Twenty-ninth Legislative Day - Second Reading - Senate) - Senator Debby Barrett moved SB 206 do pass. Motion carried as follows:


Total 40

Nays: R. Brown, Cooney, Erickson, Essmann, Gillan, Juneau, Moss, Mr. President.

Total 8

Absent or not voting: None.

Total 0

Excused: Murphy, Shockley.

Total 2

SB 206  (Thirtyeth Legislative Day - Third Reading - Senate) passed as follows:


Total 39

Nays: R. Brown, Cooney, Erickson, Essmann, Juneau, Larsen, Moss, Schmidt, Williams, Windy Boy, Mr. President.

Total 11

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 208  (Twenty-fifth Legislative Day - Second Reading - Senate) - Senator Lewis moved SB 208 do pass. Motion carried as follows:

Yeas: Bales, Balyeat, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 47

Nays: Barkus, Esp, Hinkle.

Total 3

Absent or not voting: None.

Total 0

Excused: None.

Total 0
SB 208 (Twenty-sixth Legislative Day - Third Reading - Senate) passed as follows:
Total 41
Nays: Bales, Balyeat, Barkus, Esp, Essmann, Hinkle, Steinbeisser, Mr. President.
Total 8
Absent or not voting: None.
Total 0
Excused: Jent.
Total 1

SB 208 (Sixty-third Legislative Day - Second Reading - House) - Representative Sands moved SB 208 be concurred in. Motion carried as follows:
Total 93
Nays: Boniek, Kerns, Mendenhall, Miller, Sales, Stahl, Taylor.
Total 7
Excused: None.
Total 0
Absent or not voting: None.
Total 0

SB 208 (Sixty-fourth Legislative Day - Third Reading - House) concurred in as follows:
Total 86
Nays: Bennett, Boniek, Himmelberger, Kasten, Kerns, Mendenhall, Miller, Morgan, Randall, Sales, Sonju, Stahl, Taylor, Wagner.
Total 14
Excused: None.
Total 0
Absent or not voting: None.
Total 0

SB 209 (Twentieth Legislative Day - Second Reading - Senate) - Senator Laslovich moved SB 209 do pass. Motion carried as follows:
SB 209  

61ST LEGISLATURE (2009) 872


Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 209 (Twenty-first Legislative Day - Third Reading - Senate) passed as follows:


Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Peterson.

Total 1

SB 209 (Sixty-third Legislative Day - Second Reading - House) - Representative Blewett moved SB 209 be concurred in. Motion carried as follows:


Total 94

Nays: Boniek, Mendenhall.

Total 2

Excused: None.

Total 0

Absent or not voting: Arntzen, B. Beck, Blasdel, Butter.

Total 4

SB 209 (Sixty-fourth Legislative Day - Third Reading - House) concurred in as follows:


Total 94

Nays: Boniek, Mendenhall.

Total 2

Excused: None.

Total 0

Absent or not voting: Arntzen, B. Beck, Blasdel, Butcher.

Total 4

Total 92


Total 8

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 213 (Thirty-seventh Legislative Day - Second Reading - Senate) - Senator Bales moved SB 213 do pass. Motion carried as follows:


Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

SB 213 (Thirty-eighth Legislative Day - Third Reading - Senate) passed as follows:


Total 50

Nays: R. Brown, Kaufmann.

Total 2

Absent or not voting: None.

Total 0

SB 214 (Twenty-fourth Legislative Day - Second Reading - Senate) - Senator Steinbeisser moved SB 214 do pass. Motion carried as follows:


Total 46

Nays: R. Brown, Kaufmann.

Total 2

Absent or not voting: None.

Total 0
Excused: Erickson, Shockley.
    Total 2

SB 214 (Twenty-fifth Legislative Day - Third Reading - Senate) passed as follows:
    Total 46
Nays: Kaufmann, Shockley, Windy Boy.
    Total 3
Absent or not voting: None.
    Total 0
Excused: Jent.
    Total 1

SB 214 (Eightieth Legislative Day - Second Reading - House) - Representative Belcourt moved SB 214 be concurred in. Motion carried as follows:
    Total 81
    Total 18
Excused: None.
    Total 0
Absent or not voting: Reichner.
    Total 1

SB 214 (Eighty-first Legislative Day - Third Reading - House) concurred in as follows:
    Total 79
    Total 19
Excused: None.
    Total 0
Absent or not voting: Kottel, McChesney.
    Total 2
SB 214  (Eighty-second Legislative Day - Second Reading - Senate)  - House Amendments - Senator Steinbeisser moved House amendments to SB 214 be concurred in. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Larsen.

Total 1

SB 214  (Eighty-fourth Legislative Day - Third Reading - Senate) , as amended by the House, passed as follows:

Yeas: Bales, Barkus, Barrett, Black, Branae, Brenden, T. Brown, Brueggeman, Cooney, Curtiss, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Keane, Laible, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 45

Nays: Balyeat, R. Brown, Erickson, Kaufmann, Shockley.

Total 5

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 215  (Seventeenth Legislative Day - Second Reading - Senate)  - Senator Steinbeisser moved SB 215 do pass. Motion carried as follows:


Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Gallus.

Total 1

SB 215  (Eighteenth Legislative Day - Third Reading - Senate) passed as follows:

SB 215 61ST LEGISLATURE (2009) 876

Total 50
Nays: None.
Total 0
Absent or not voting: None.
Total 0
Excused: None.
Total 0

SB 215 (Fiftieth Legislative Day - Second Reading - House) - Representative Menahan moved SB 215 be concurred in. Motion carried as follows:
Total 96
Nays: Hawk, Kasten, Sales.
Total 3
Excused: Nooney.
Total 1
Absent or not voting: None.
Total 0

SB 215 (Fifty-first Legislative Day - Third Reading - House) passed as follows:
Total 91
Nays: Boniek, Hawk, Kasten, Lake, Sales.
Total 5
Excused: Berry, Boss Ribs, Brown, Nooney.
Total 4
Absent or not voting: None.
Total 0

SB 216 (Thirty-ninth Legislative Day - Second Reading - Senate) - Senator Laslovich moved SB 216, second reading copy, be amended as follows:
1. Title, page 1, line 10.
   Following: “BELONGING;”
   Strike: “AND”
2. Title, page 1, line 11.
   Following: “MCA”
Insert: "; AND PROVIDING AN EFFECTIVE DATE AND AN APPLICABILITY DATE"

Following: line 14
Insert: "NEW SECTION. Section 4. Effective date — applicability. [This act] is effective July 1, 2009, and applies to school fiscal years beginning on or after July 1, 2010."

Amendment adopted as follows:

Yeas: Bales, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Squires, Steinbeisser, J. Tropila, M. Tropila, Tutvedt, Wanzennried, Williams, Windy Boy, Zinke, Mr. President.
Total 45

Nays: Balyeat, Juneau, Shockley.
Total 3

Absent or not voting: None.
Total 0

Excused: Jent, Stewart-Peregoy.
Total 2

SB 216 (Thirty-ninth Legislative Day - Second Reading - Senate) - Senator Laslovich moved SB 216, as amended, do pass. Motion carried as follows:
Total 42

Nays: Balyeat, Erickson, Hinkle, Juneau, Kaufmann, Shockley.
Total 6

Absent or not voting: None.
Total 0

Excused: Jent, Stewart-Peregoy.
Total 2

SB 216 (Fiftieth Legislative Day - Second Reading - Senate) - Senator Laslovich moved SB 216 do pass.

SB 216 (Fifty-first Legislative Day - Third Reading - Senate) - Senator Laslovich moved SB 216 do pass. Motion carried as follows:
Total 43

Nays: Balyeat, Erickson, Juneau, Kaufmann, Shockley, Wanzennried.
Total 6

Absent or not voting: None.
Total 0

Excused: Squires.
Total 1

SB 216 (Fifty-first Legislative Day - Third Reading - Senate) passed as follows:
SB 216 (Sixtieth Legislative Day - Second Reading - House) - Representative Welborn moved SB 216 be concurred in. Motion carried as follows:


Total 89

Nays: Bennett, Blasdel, Boniek, Brown, Kasten, Kerns, Mendenhall, Milburn, Randall, Sales, Sonju, Vincent, Wagner.

Total 11

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 216 (Sixty-first Legislative Day - Third Reading - House) concurred in as follows:


Total 89

Nays: Bennett, Blasdel, Boniek, Brown, Kasten, Kerns, Mendenhall, Milburn, Randall, Sales, Sonju, Vincent, Wagner.

Total 11

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 217 (Sixty-fifth Legislative Day - Second Reading - Senate) - Senator Williams moved SB 217 be indefinitely postponed. Motion failed as follows:
SB 217  (Sixty-fifth Legislative Day - Second Reading - Senate) - Senator Debby Barrett moved SB 217 do pass. Motion failed as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Gebhardt, Hamlett, Hinkle, Jackson, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Zinke, Mr. President.
Total 25
Total 23
Absent or not voting: None.
Total 0
Excused: None.
Total 0

SB 217  (Sixty-sixth Legislative Day - Second Reading - Senate) - Senator Debby Barrett moved SB 217, as amended, do pass. Motion carried as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Hinkle, Jackson, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Zinke, Mr. President.
Total 27
Total 23
Absent or not voting: None.
Total 0
Excused: None.
Total 0

SB 217  (Sixty-sixth Legislative Day - Second Reading - Senate) - Senator Debby Barrett moved SB 217, second reading copy, be amended as follows:
1. Title, page 1, line 9.
   Following: “DATE”
   Insert: “AND A TERMINATION DATE”
   Following: line 5
   Insert: “NEW SECTION. Section 2. Contingent voidness. If funding for the reimbursements to livestock producers provided for in 87-1-323(4) is not included in House Bill No. 645, then [this act] is void.”
Renumber: subsequent sections


Following: line 7


Amendment adopted as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Keane, Laible, Laslovich, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Tutvedt, Windy Boy, Zinke, Mr. President.

Total 40


Total 10

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 217 (Sixty-sixth Legislative Day - Second Reading - Senate) - Senator Debby Barrett moved SB 217 do pass.

SB 217 (Sixty-seventh Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Hinkle, Jackson, Keane, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Zinke, Mr. President.

Total 27


Total 23

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 219 (Twenty-first Legislative Day - Second Reading - Senate) - Senator Squires moved SB 219 do pass. Motion carried as follows:


Total 48

Nays: McGee.

Total 1

Absent or not voting: None.

Total 0

Excused: Peterson.

Total 1

SB 219 (Twenty-second Legislative Day - Third Reading - Senate) passed as follows:

Total 48

Nays: McGee.

Total 1

Absent or not voting: None.

Total 0

Excused: Peterson.

Total 1

SB 219 (Fifty-first Legislative Day - Second Reading - House) - Representative Caferro moved SB 219 be concurred in. Motion carried as follows:


Total 93

Nays: Kasten, Malek, Sales, Warburton.

Total 4

Excused: Howard, Nooney, Reichner.

Total 3

Absent or not voting: None.

Total 0

SB 219 (Fifty-second Legislative Day - Third Reading - House) passed as follows:


Total 99

Nays: None.

Total 0

Excused: Nooney.

Total 1

Absent or not voting: None.

Total 0

SB 221 (Forty-fourth Legislative Day - Second Reading - Senate) - Senator M. Tropila moved SB 221 do pass. Motion carried as follows:
Total 31

Nays: Bales, Balyeat, Barrett, Black, Brenden, R. Brown, Curtiss, Esp, Essmann, Gebhardt, Hinkle, Laible, Lewis, McGee, Peterson, Shockley, Steinbeisser, Tutvedt, Mr. President.
Total 19

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 221 (Forty-fifth Legislative Day - Third Reading - Senate) passed as follows:
Total 33

Nays: Bales, Balyeat, Barrett, Brenden, R. Brown, Curtiss, Esp, Gebhardt, Hinkle, Laible, Lewis, McGee, Peterson, Shockley, Steinbeisser, Tutvedt, Mr. President.
Total 17

Paired: Squires, Aye; Brenden, No.

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 222 (Twenty-fifth Legislative Day - Second Reading - Senate) - Senator Hansen moved SB 222 do pass. Motion carried as follows:
Total 29

Nays: Bales, Balyeat, Barkus, Barrett, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Hinkle, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Mr. President.
Total 21

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 222 (Twenty-sixth Legislative Day - Third Reading - Senate) passed as follows:
Total 28

Nays: Bales, Balyeat, Barkus, Barrett, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Hinkle, Jackson, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Mr. President.
Total 22

Paired: Jent, Aye; Essmann, No.
Absent or not voting: None.
Total 0
Excused: None.
Total 0

**SB 222** (Seventy-second Legislative Day - Second Reading - House) - Representative Warburton moved SB 222 be concurred in. Motion carried as follows:
Total 80
Nays: Bean, Berry, Blasdel, Butcher, Hawk, Hendrick, Kasten, Kerns, Lake, MacLaren, McGillvray, More, Morgan, Sales, Smith, Sonju, Stoker, Vincent, Welborn.
Total 19
Excused: None.
Total 0
Absent or not voting: Mendenhall.
Total 1

**SB 222** (Seventy-third Legislative Day - Third Reading - House) concurred in as follows:
Total 77
Total 23
Excused: None.
Total 0
Absent or not voting: None.
Total 0

**SB 224** (Twenty-fifth Legislative Day - Second Reading - Senate) - Senator R. Brown moved SB 224 do pass. Motion carried as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Esp, Essmann, Gebhardt, Hamlett, Hinkle, Jackson, Jent, Laible, Laslovich, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Williams, Zinke, Mr. President.
Total 32
Total 18
Absent or not voting: None.
SB 224 61ST LEGISLATURE (2009) 884

Total 0
Excused: None.
  Total 0

SB 224 (Thirty-ninth Legislative Day - Second Reading - Senate) - Senator R. Brown moved SB 224 do pass. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Esp, Essmann, Gebhardt, Hamlett, Hansen, Hinkle, Jackson, Laible, Larsen, Laslovich, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, J. Tropila, Tutvedt, Williams, Windy Boy, Zinke, Mr. President.
  Total 36

Nays: Erickson, Gallus, Gillan, Hawks, Juneau, Kaufmann, Keane, Moss, Schmidt, Squires, M. Tropila, Wansenried.
  Total 12

Absent or not voting: None.
  Total 0

Excused: Jent, Stewart-Peregoy.
  Total 1

SB 224 (Fortieth Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Esp, Essmann, Gebhardt, Hamlett, Hinkle, Jackson, Laible, Laslovich, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, J. Tropila, Tutvedt, Williams, Zinke, Mr. President.
  Total 32

  Total 17

Absent or not voting: None.
  Total 0

Excused: Jent.
  Total 1

SB 226 (Nineteenth Legislative Day - Second Reading - Senate) - Senator Hawks moved SB 226 do pass. Motion carried as follows:

  Total 50

Nays: None.
  Total 0

Absent or not voting: None.
  Total 0

Excused: None.
  Total 0

SB 226 (Twentieth Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy,
Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzennied, Williams, Windy Boy, Zinke, Mr. President.

Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 226 (Seventy-fourth Legislative Day - Second Reading - House) - Representative Sands moved SB 226 be concurred in. Motion carried as follows:


Total 83

Nays: Bennett, Blasdel, Boniek, Brown, Hawk, Kerns, Mendenhall, Miller, Peterson, Roberts, Sales, Smith, Stahl, Vance, Warburton.

Total 15

Excused: None.

Total 0

Absent or not voting: Vincent, Wiseman.

Total 2

SB 226 (Seventy-fifth Legislative Day - Third Reading - House) concurred in as follows:


Total 78


Total 21

Excused: Glaser.

Total 1

Absent or not voting: None.

Total 0

SB 227 (Twenty-seventh Legislative Day - Second Reading - Senate) - Senator R. Brown moved SB 227 do pass. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Braean, Brenden, R. Brown, T. Brown, Bruegeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jen, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy,
SB 227  61ST LEGISLATURE (2009)  886

Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Zinke, Mr. President.
Total  49
Nays: None.
Total  0
Absent or not voting: None.
Total  0
Excused: Windy Boy.
Total  1

SB 227 (Twenty-eighth Legislative Day - Third Reading - Senate) passed as follows:
Total  49
Nays: None.
Total  0
Absent or not voting: None.
Total  0
Excused: Barrett.
Total  1

SB 227 (Seventy-second Legislative Day - Second Reading - House) - Representative Wilmer moved SB 227 be concurred in. Motion carried as follows:
Total  88
Total  12
Excused: None.
Total  0
Absent or not voting: None.
Total  0

SB 227 (Seventy-third Legislative Day - Third Reading - House) concurred in as follows:
Total 87
Total 13
Excused: None.
Total 0
Absent or not voting: None.
Total 0

SB 228 (Twenty-ninth Legislative Day - Second Reading - Senate) - Senator Debby Barrett moved SB 228 do pass. Motion carried as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Esp, Essmann, Gebhardt, Hamlett, Hansen, Hinkle, Jackson, Jent, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Perry, Peterson, Ripley, Schmidt, Steinbeisser, Stewart-Peregoy, J. Tropila, Tutvedt, Zinke, Mr. President.
Total 36
Nays: Erickson, Gallus, Gillan, Hawks, Juneau, Kaufmann, Moss, Squires, M. Tropila, Wanzenhied, Williams, Windy Boy.
Total 12
Absent or not voting: None.
Total 0
Excused: Murphy, Shockley.
Total 2

SB 228 (Thirtieth Legislative Day - Third Reading - Senate) passed as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Esp, Essmann, Gebhardt, Hamlett, Hansen, Hinkle, Jackson, Jent, Keane, Laible, Laslovich, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Stewart-Peregoy, J. Tropila, Tutvedt, Zinke, Mr. President.
Total 35
Nays: Erickson, Gallus, Gillan, Hawks, Juneau, Kaufmann, Keane, Larsen, Moss, Schmidt, Squires, M. Tropila, Wanzenhied, Williams, Windy Boy.
Total 15
Absent or not voting: None.
Total 0
Excused: None.
Total 0

SB 228 (Seventy-first Legislative Day - Second Reading - House) - Representative Welborn moved SB 228 be concurred in. Motion carried as follows:
Total 78

    Total 20

Excused: None.

    Total 0

Absent or not voting: Jones, McChesney.

    Total 2

SB 228
(Seventy-second Legislative Day - Third Reading - House) concurred in as follows:


    Total 87


    Total 13

Excused: None.

    Total 0

Absent or not voting: None.

    Total 0

SB 229
(Thirty-second Legislative Day - Second Reading - Senate) - Senator Perry moved SB 229 do pass. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Hamlett, Hinkle, Jackson, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Zinke, Mr. President.

    Total 28


    Total 22

Absent or not voting: None.

    Total 0

Excused: None.

    Total 0

SB 229
(Thirty-third Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Hinkle, Jackson, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Zinke, Mr. President.

    Total 27


    Total 23

Absent or not voting: None.

    Total 0
Excused: None.
Total 0

**SB 229** (Seventy-first Legislative Day - Second Reading - House) - Representative Boniek moved SB 229 be concurred in. Motion failed as follows:

Total 50

Total 50

Excused: None.
Total 0

Absent or not voting: None.
Total 0

**SB 231** (Forty-first Legislative Day - Second Reading - Senate) - Senator Laible moved SB 231 do pass. Motion carried as follows:

Total 49

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: Jent.
Total 1

**SB 231** (Forty-second Legislative Day - Third Reading - Senate) passed as follows:

Total 49

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: Squires.
Total 1
SB 231 (Seventy-fourth Legislative Day - Second Reading - House) - Representative MacLaren moved SB 231 be concurred in. Motion carried as follows:


Total 92

Nays: Boniek, Mendenhall, More, Sales, Wagner.

Total 5

Excused: None.

Total 0

Absent or not voting: Glaser, Vincent, Welborn.

Total 3

SB 231 (Seventy-fifth Legislative Day - Third Reading - House) concurred in as follows:


Total 86


Total 12

Excused: Glaser.

Total 1

Absent or not voting: Getz.

Total 1

SB 231 (Seventy-seventh Legislative Day - Second Reading - Senate) - House Amendments - Senator Laible moved House amendments to SB 231 be concurred in. Motion carried as follows:


Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0
SB 234 (Forty-second Legislative Day - Second Reading - Senate) - Senator Gillan moved SB 234 do pass. Motion carried as follows:


Total 35

Nays: Bales, Balyeat, Barkus, Barrett, Brenden, Esp, Hinkle, Jackson, Murphy, Perry, Peterson, Steinbeisser, Tutvedt, Zinke.

Total 14

Absent or not voting: None.

Total 0

Excused: Squires.

Total 1

SB 234 (Sixty-fifth Legislative Day - Second Reading - Senate) - Senator Gillan moved SB 234 do pass. Motion carried as follows:


Total 37

Nays: Bales, Balyeat, Barkus, Barrett, Brenden, Esp, Hinkle, Jackson, Lewis, Murphy, Shockley, Steinbeisser, Tutvedt.

Total 13

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 234 (Sixty-sixth Legislative Day - Third Reading - Senate) passed as follows:


Total 36

Nays: Bales, Balyeat, Barkus, Barrett, Brenden, Curtiss, Esp, Hinkle, Jackson, Lewis, Murphy, Shockley, Steinbeisser, Tutvedt.

Total 14

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 234 (Seventy-seventh Legislative Day - Second Reading - House) - Representative Villa moved for cloture. Motion carried unanimously.

SB 234 (Seventy-seventh Legislative Day - Second Reading - House) - Representative Van Dyk moved SB 234 as amended, be concurred in. Motion carried as follows:

Yeas: Ankney, Arntzen, Augare, Barrett, Bean, P. Beck, Becker, Belcourt, Berry, Blasdel, Blewett, Boland, Boss Ribs, Butcher, Caferro, Campbell, Cohenour, Dickenson, Driscoll, Ebinger, Fleming, French, Furey, Getz, Glaser, Grinde, Hamilton, Hands, Henry, Hiner, Hollandsworth, Hollenbaugh,

Total 77


Total 23

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 234  (Seventy-seventh Legislative Day - Second Reading - House) - Representative Sonju moved SB 234 be amended as follows:

1. Title, line 8.
   Following: “AND”
   Strike: “
   Insert: “AND”
   Following: “APPLICABILITY DATE”
   Strike: “AND A TERMINATION DATE”

2. Page 11, line 11.
   Strike: section 10 in its entirety
   Motion to amend, carried as follows:


Total 58


Total 42

Excused: None.

Total 0

SB 234  (Seventy-eighth Legislative Day - Third Reading - House) - Representative Van Dyk introduced SB 234.

SB 234  (Seventy-eighth Legislative Day - Third Reading - House) concurred in as follows:

Total 75
    Total 24
Excused: None.
    Total 0
Absent or not voting: Hendrick.
    Total 1

SB 235 (Twenty-eighth Legislative Day - Second Reading - Senate) - Senator Murphy moved SB 235 do pass. Motion carried as follows:
Yeas: Bales, Balyeat, Barkus, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Esp, Essmann, Gallus, Gebhardt, Gillan, Hansen, Hinkle, Jackson, Juneau, Kaufmann, Keane, Laible, Larsen, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Steinbeisser, J. Tropila, Tutvedt, Windy Boy, Zinke, Mr. President.
    Total 38
Nays: Erickson, Hamlett, Hawks, Jent, Laslovich, Moss, Squires, Stewart-Peregoy, M. Tropila, Wanzennied, Williams.
    Total 11
Absent or not voting: None.
    Total 0
Excused: Barrett.
    Total 1

SB 235 (Twenty-ninth Legislative Day - Third Reading - Senate) passed as follows:
    Total 40
Nays: Erickson, Hawks, Jent, Moss, Squires, Stewart-Peregoy, M. Tropila, Wanzennied, Williams.
    Total 9
Absent or not voting: None.
    Total 0
Excused: Murphy.
    Total 1

SB 235 (Seventy-first Legislative Day - Second Reading - House) - Representative Hunter moved SB 235 be concurred in. Motion carried as follows:
    Total 74
SB 235 (Seventy-second Legislative Day - Third Reading - House) concurred in as follows:


Total 69


Total 30

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 235 (Eighty-fourth Legislative Day - Second Reading - Senate) - Governor’s Amendments - Senator Murphy moved Governor's amendments to SB 235 be concurred in. Motion carried as follows:


Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

SB 235 (Eighty-fifth Legislative Day - Third Reading - Senate) , as amended by the Governor, passed as follows:


Total 49

Nays: Balyeat.

Total 1

Absent or not voting: None.

Total 0
Excused: None.

Total 0

SB 235 (Eighty-sixth Legislative Day - Second Reading - House) - Governor’s Amendments - Representative Hunter moved the Conference Committee report to SB 235 be adopted. Motion carried as follows:


Total 82


Total 18

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 235 (Eighty-seventh Legislative Day - Third Reading - House) Governor’s Amendments, concurred in as follows:


Total 80


Total 19

Excused: None.

Total 0

Absent or not voting: B. Beck.

Total 1

SB 236 (Thirty-sixth Legislative Day - Second Reading - Senate) - Senator Wanzenried moved SB 236 do pass. Motion carried as follows:


Total 27

Nays: Bales, Balyeat, Barkus, Barrett, Black, Brenden, Bruegeman, Curtiss, Esp, Essmann, Gebhardt, Hansen, Hinkle, Jackson, Laible, Laslovich, Lewis, McGee, Murphy, Peterson, Ripley, Tutvedt, Mr. President.

Total 23

Absent or not voting: None.
SB 236

(Thirty-seventh Legislative Day - Third Reading - Senate) passed as follows:


Total 27

Nays: Bales, Balyeat, Barkus, Barrett, Black, Brenden, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Hansen, Hinkle, Jackson, Laible, Laslovich, Lewis, McGee, Murphy, Peterson, Ripley, Tutvedt, Mr. President.

Total 23

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 237

(Twenty-sixth Legislative Day - Second Reading - Senate) - Senator Lewis moved SB 237 do pass. Motion that SB 237 do pass carried as follows:


Total 25

Nays: Bales, Barkus, Barrett, Black, Brenden, Curtiss, Esp, Essmann, Gallus, Gebhardt, Hinkle, Keane, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Stewart-Peregoy, Tutvedt, Windy Boy, Zinke, Mr. President.

Total 24

Absent or not voting: None.

Total 0

Excused: Jent.

Total 0

SB 237

(Twenty-seventh Legislative Day - Third Reading - Senate) failed as follows:


Total 25

Nays: Bales, Balyeat, Barkus, Barrett, Black, Brenden, Curtiss, Esp, Essmann, Gallus, Gebhardt, Hinkle, Keane, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Stewart-Peregoy, Tutvedt, Windy Boy, Mr. President.

Total 25

Paired: Laslovich, Aye; Windy Boy, No.

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 237

(Twenty-seventh Legislative Day - Second Reading - Senate) - Senator Murphy moved SB 237 be indefinitely postponed. Motion carried as follows:
SB 240 (Twenty-seventh Legislative Day - Second Reading - Senate) - Senator Brenden moved SB 240 do pass. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, Curtiss, Esp, Essmann, Gebhardt, Hinkle, Jackson, Keane, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Stewart-Peregoy, Tutvedt, Mr. President.

Total 25


Total 24

Absent or not voting: None.

Total 0

Excused: Windy Boy.

Total 1

SB 240 (Twenty-eighth Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Hinkle, Jackson, Laible, Laslovich, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Zinke, Mr. President.

Total 27


Total 23

Paired: Barrett, Aye; Keane, No.

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 241 (Forty-first Legislative Day - Second Reading - Senate) - Senator Balyeat moved SB 241 do pass.

Senator Balyeat moved SB 241 be placed at the bottom of the second reading board. Without objection, motion carried.

SB 241 (Forty-first Legislative Day - Second Reading - Senate) - Senator Balyeat moved SB 241 do pass.

SB 241 (Forty-first Legislative Day - Second Reading - Senate) - Senator Balyeat moved SB 241, as amended, be adopted. Motion carried as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Stewart-Peregoy, Tutvedt, Wanzenried, Zinke, Mr. President.

Total 39

Nays: Cooney, Juneau, Kaufmann, Moss, Schmidt, Squires, J. Tropila, M. Tropila, Williams, Windy Boy.

Total 10

Absent or not voting: None.

Total 0

Excused: Jent.

Total 1

**SB 241**  (Forty-first Legislative Day - Second Reading - Senate)  - Senator Balyeat moved SB 241, second reading copy, be amended as follows:

1. Page 2, line 19.
   Following: “all”
   Insert: “revenue”

   Following: “and the”
   Insert: “funds or”

3. Page 2, line 27.
   Following: “employee”
   Insert: “as recorded on the state accounting, budgeting, and human resource system”

   Following: “(ii)”
   Insert: “subject to [section 4(2)],”

5. Page 3, line 2.
   Following: “agency”
   Insert: “at the program level”

   Following: “purpose”
   Insert: “at the program level”

   Following: “public.”
   Insert: “For the university system, information may be provided as summary data. For each fiscal year, the database must be operational 30 days following the final closing of the prior fiscal year.”

Amendment adopted as follows:


Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Jent.

Total 1

**SB 241**  (Sixty-fifth Legislative Day - Second Reading - Senate)  - Senator Balyeat moved SB 241 do pass. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hinkle, Jackson, Keane, Laible, Laslovich,
SB 241  (Sixty-sixth Legislative Day - Third Reading - Senate)  passed as follows:


Total  33


Total  17

Absent or not voting: None.
Total  0

Excused: None.
Total  0

SB 242  (Thirty-first Legislative Day - Second Reading - Senate)  - Senator Williams moved SB 242 be indefinitely postponed. Motion carried as follows:


Total  26

Nays:  Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Curtiss, Esp, Essmann, Gebhardt, Hinkle, Jackson, Laible, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Mr. President.

Total  24

Absent or not voting: None.
Total  0

Excused: None.
Total  0

SB 242  (Thirty-first Legislative Day - Second Reading - Senate)  - Senator Balyeat moved SB 242 do pass. Motion failed as follows:

Yeas:  Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, Curtiss, Esp, Essmann, Gebhardt, Hinkle, Jackson, Laible, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Mr. President.

Total  23


Total  27

Absent or not voting: None.
Total  0
Excused: None.
Total 0

**SB 243** (Thirty-first Legislative Day - Second Reading - Senate) - Senator Balyeat moved SB 243 do pass. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Essmann, Gebhardt, Hinkle, Jackson, Laible, McGee, Murphy, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Zinke, Mr. President.
Total 23

Total 27

Absent or not voting: None.
Total 0

Excused: None.
Total 0

Pursuant to Senate Rule S50-100(2) on bills proposing an amendment to the Montana Constitution, SB 243 will progress as though it had received the majority vote.

**SB 244** (Sixty-fourth Legislative Day - Second Reading - Senate) - Senator Balyeat moved SB 244 do pass. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Zinke, Mr. President.
Total 49

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: Windy Boy.
Total 1

**SB 244** (Sixty-fifth Legislative Day - Third Reading - Senate) passed as follows:

Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 245  (Sixty-fifth Legislative Day - Second Reading - Senate) - Senator Balyeat moved SB 245, as amended, do pass. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Curtiss, Esp, Essmann, Gebhardt, Hamlett, Hinkle, Jackson, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Zinke, Mr. President.

Total 27


Total 23

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 245  (Sixty-sixth Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Hinkle, Jackson, Laible, Larsen, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Wanzenried, Zinke, Mr. President.

Total 29

Nays: Bales, Brenden, Cooney, Esp, Kaufmann, Moss, Murphy, Squires, Wanzenried, Williams, Windy Boy, Mr. President.

Total 11

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 246  (Twenty-eighth Legislative Day - Second Reading - Senate) - Senator Perry moved SB 246 do pass. Motion carried as follows:


Total 38

Nays: Bales, Brenden, Cooney, Esp, Kaufmann, Moss, Murphy, Squires, Wanzenried, Williams, Mr. President.

Total 11
SB 246  (Twenty-ninth Legislative Day - Third Reading - Senate)  passed as follows:


Total 42

Nays: Bales, Brenden, Cooney, Moss, Squires, Wanzenried, Mr. President.

Total 7

Absent or not voting: None.

Total 0

Excused: Barrett.

Total 1

SB 246 (Seventy-first Legislative Day - Second Reading - House) - Representative Hendrick moved SB 246 be concurred in. Motion failed as follows:


Total 43


Total 57

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 247 (Twenty-fourth Legislative Day - Second Reading - Senate) - Senator Black moved SB 247 do pass. Motion carried as follows:


Total 45

Nays: Balyeat, R. Brown, Keane.

Total 3

Absent or not voting: None.

Total 0

Excused: Erickson, Shockley.

Total 2
SB 247 (Twenty-fifth Legislative Day - Third Reading - Senate) passed as follows:
Total 44
Nays: Balyeat, R. Brown, Esp, Keane, Shockley.
Total 5
Absent or not voting: None.
Total 0
Excused: Jent.
Total 1

SB 247 (Seventieth Legislative Day - Second Reading - House) - Representative B. Beck moved SB 247 be concurred in.
Total 87
Nays: Bennett, Brown, Hawk, Hoven, Jopek, Kerns, Lake, MacLaren, McNutt, Miller, Peterson.
Total 11
Excused: None.
Total 0
Absent or not voting: Morgan, Mr. Speaker.
Total 2

SB 247 (Seventy-first Legislative Day - Third Reading - House) concurred in as follows:
Total 95
Nays: Brown, Kasten, Kerns, McNutt, Miller.
Total 5
Excused: None.
Total 0
Absent or not voting: None.
Total 0

SB 247 (Seventy-fourth Legislative Day - Second Reading - Senate) - House Amendments - Senator Black moved House amendments to SB 247 be concurred in. Motion carried as follows:

Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 247
(Seventy-fifth Legislative Day - Third Reading - Senate), as amended by the House, passed as follows:

Yeas: Bales, Barkus, Barrett, Black, Branae, Brenden, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 45

Nays: Balyeat, R. Brown, Esp, Keane, Shockley.

Total 5

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 248
(Thirty-seventh Legislative Day - Second Reading - Senate) - Senator Brueggeman moved SB 248 do pass. Motion carried as follows:


Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 248
(Thirty-eighth Legislative Day - Third Reading - Senate) passed as follows:


Total 50

Nays: None.

Total 0
Absent or not voting: None.
   Total 0
Excused: None.
   Total 0

**SB 249** (Twenty-seventh Legislative Day - Second Reading - Senate) - Senator Curtiss moved SB 249 do pass. Motion carried as follows:
Yeas: Bale, Balyeat, Barkus, Barrett, Black, Brenden, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Hinkle, Jackson, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Zinke, Mr. President.
   Total 26
   Total 23
Absent or not voting: None.
   Total 0
Excused: Windy Boy.
   Total 1

**SB 249** (Twenty-eighth Legislative Day - Third Reading - Senate) passed as follows:
Yeas: Bale, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Curtiss, Esp, Essmann, Gebhardt, Hinkle, Jackson, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Zinke, Mr. President.
   Total 26
   Total 24
Paired: Barrett, Aye; Laslovich, No.
Absent or not voting: None.
   Total 0
Excused: None.
   Total 0

**SB 249** (Seventy-eighth Legislative Day - Second Reading - House) - Representative Kottel moved SB 249 be concurred in. Motion failed as follows:
   Total 46
   Total 54
Excused: None.
   Total 0
Absent or not voting: None.
Total 0

**SB 249** (Eightieth Legislative Day - Second Reading - House) - Representative Kottel moved SB 249 be concurred in. Motion carried as follows:

Total 53

Total 46

Excused: None.
Total 0

Absent or not voting: Welborn.
Total 1

**SB 249** (Eighty-first Legislative Day - Third Reading - House) concurred in as follows:

Total 54

Total 46

Excused: None.
Total 0

Absent or not voting: None.
Total 0

**SB 250** (Fortieth Legislative Day - Second Reading - Senate) - Senator Wanzenried moved SB 250 do pass. Motion carried as follows:

Total 49

Nays: None.
Total 0

Absent or not voting: None.
Total 0
Excused: Jent.
Total 1

**SB 250** (Forty-first Legislative Day - Third Reading - Senate) passed as follows:
Total 48

Nays: Esp.
Total 1

Absent or not voting: None.
Total 0

Excused: Jent.
Total 1

**SB 250** (Sixty-fourth Legislative Day - Second Reading - House) - Representative McClafferty moved SB 250 do pass, as amended. Motion carried as follows:
Total 94

Nays: Hawk, Lake, McGillvray, Mendenhall, More.
Total 5

Excused: None.
Total 0

Absent or not voting: Sonju.
Total 1

**SB 250** (Sixty-fourth Legislative Day - Second Reading - House) - Representative Blewett moved SB 250 be amended as follows:

1. Title, page 1, line 7.
Strike: “APPROPRIATING FUNDS;”
2. Page 6, line 4 through 7.
Strike: section 4 in its entirety
Renumber: subsequent section
Motion to amend carried as follows:
Total 95
SB 250 (Sixty-fourth Legislative Day - Second Reading - House) - Representative McClafferty introduced SB 250.

SB 250 (Sixty-sixth Legislative Day - Third Reading - House) passed as follows:


Total 87


Total 13

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 252 (Twenty-fourth Legislative Day - Second Reading - Senate) - Senator Cooney moved SB 252 do pass. Motion carried as follows:


Total 47

Nays: Curtiss.

Total 1

Absent or not voting: None.

Total 0

Excused: Erickson, Shockley.

Total 2

SB 252 (Twenty-fifth Legislative Day - Third Reading - Senate) passed as follows:


Total 48

Nays: Curtiss.

Total 1
Absent or not voting: None.

Excused: Jent.

**SB 252** (Fifty-first Legislative Day - Second Reading - House) - Representative Mendenhall moved SB 252 be concurred in. Motion carried as follows:


Total 97

Nays: None.

Total 0

Excused: Howard, Nooney, Reichner.

Total 3

Absent or not voting: None.

Total 0

**SB 252** (Fifty-second Legislative Day - Third Reading - House) passed as follows:


Total 99

Nays: None.

Total 0

Excused: Nooney.

Total 1

Absent or not voting: None.

Total 0

**SB 253** (Twenty-fifth Legislative Day - Second Reading - Senate) - Senator J. Peterson moved SB 253 be indefinitely postponed. Motion carried as follows:


Total 36

Nays: Bales, Balyeat, Barkus, Brenden, T. Brown, Curtiss, Gallus, Hinkle, Jackson, McGee, Perry, Shockley, Steinbeisser, Mr. President.

Total 14
SB 253  (Twenty-fifth Legislative Day - Second Reading - Senate) - Senator Steinbeisser moved SB 253 do pass. Motion failed as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, Curtiss, Esp, Essmann, Gebhardt, Hinkle, Jackson, McGee, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Mr. President.

Total 21


Total 29

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 255  (Twenty-eighth Legislative Day - Second Reading - Senate) - Senator Tutvedt moved SB 255 do pass. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Mr. President.

Total 48

Nays: Zinke.

Total 1

Absent or not voting: None.

Total 0

Excused: Barrett.

Total 1

SB 255  (Twenty-ninth Legislative Day - Third Reading - Senate) passed as follows:


Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Murphy.

Total 1

SB 255  (Fifty-fifth Legislative Day - Second Reading - House) - Representative Reichner moved SB 255 be concurred in. Motion carried as follows:

Yeas: Ankney, Amten, Augare, Barrett, Bean, B. Beck, P. Beck, Becker, Belcourt, Bennett, Berry, Blasdel, Blewett, Boland, Boss Ribs, Brown, Butcher, Caferro, Campbell, Cohenour, Dickenson,

Total 96

Nays: Boniek, McGillvray, Mendenhall, Sales.
Total 4

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 255 (Fifty-sixth Legislative Day - Third Reading - House) concurred in as follows:


Total 94

Nays: Boniek, McGillvray, Mendenhall, Sales, Wagner.
Total 5

Excused: Campbell.
Total 1

Absent or not voting: None.
Total 0

SB 256 (Twenty-third Legislative Day - Second Reading - Senate) - Senator Shockley moved SB 256 do pass. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tufvedt, Wanzennried, Williams, Zinke, Mr. President.

Total 48

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: Hansen, Windy Boy.
Total 2

SB 256 (Twenty-fourth Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry,
SB 256  61ST LEGISLATURE (2009) 912

Peterson, Ripley, Schmidt, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 48

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Erickson, Shockley.

Total 2

SB 256 (Fifty-second Legislative Day - Second Reading - House) - Representative Howard moved SB 256 be concurred in. Motion carried as follows:


Total 99

Nays: None.

Total 0

Excused: Nooney.

Total 1

Absent or not voting: None.

Total 0

SB 256 (Fifty-third Legislative Day - Third Reading - House) concurred in as follows:


Total 99

Nays: None.

Total 0

Excused: Nooney.

Total 1

Absent or not voting: None.

Total 0

SB 257 (Forty-second Legislative Day - Second Reading - Senate) - Senator Keane moved SB 257 do pass. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hinkle, Jackson, Juneau, Keane, Laible, Laslovich, Lewis,
SB 257 (Forty-third Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hinkle, Jackson, Juneau, Keane, Laible, Laslovich, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Windy Boy, Zinke, Mr. President.

Total 39

Nays: Cooney, Erickson, Hansen, Hawks, Jent, Kaufmann, Larsen, Moss, Wanzenried, Williams.

Total 11

Absent or not voting: None.

Total 0

Excused: Squires.

Total 1

SB 257 (Seventy-ninth Legislative Day - Second Reading - House) - Representative Hands moved SB 257 be amended as follows:

1. Title, page 1, line 13.
   Following: "SERVICES;"
   Insert: "INCREASING THE RENEWABLE PORTFOLIO STANDARD TO COMPLY WITH THE ADDITION OF UPGRADES TO THE DEFINITION OF "ELIGIBLE RENEWABLE RESOURCE";"

2. Title, page 1, line 16.
   Following: "69-3-2004;"
   Insert: "69-3-2005;"

   Strike: "(11) and (12)"
   Insert: "(13) and (14)"

   Strike: "(4)"
   Insert: "(6)"

5. Page 4, line 5.
   Strike: "2014"
   Insert: "2011"

   Following: line 12
   Insert: "(4) In each compliance year beginning January 1, 2012, through December 31, 2014, each public utility and competitive electricity supplier shall procure a minimum of 15% of its retail sales of electrical energy in Montana from eligible renewable resources."
   Renumber: subsequent subsections

   Strike: "the"
   Insert: "each"

   Strike: "and" through "year"
   Insert: "through December 31, 2019"
Strike: “15%”
Insert: “20%”
Strike: “(4)(a)”
Insert: “(5)(a)”
Strike: “(4)(b)(i)”
Insert: “(5)(b)(i)”
Strike: “(4)(b)”
Insert: “(5)(b)”
Following: line 22
Insert: “(6) In the compliance year beginning January 1, 2020, and in each succeeding compliance year, each public utility and competitive electricity supplier shall procure a minimum of 25% of its retail sales of electrical energy in Montana from eligible renewable resources.”
Renumber: subsequent subsections
Strike: “(4)”
Insert: “(6)”
Strike: “(4)”
Insert: “(6)”
15. Page 5, line 1.
Strike: “(4)”
Insert: “(6)”
Strike: “(7)(a)(i) and (7)(a)(ii)”
Insert: “(9)(a)(i) and (9)(a)(ii)”
17. Page 5, line 10.
Strike: “(4)”
Insert: “(6)”
Strike: “(4)”
Insert: “(6)”
Strike: “(4)”
Insert: “(6)”
20. Page 5, line 22.
Strike: “(4)”
Insert: “(6)”
Strike: “(11) and (12)”
Insert: “(13) and (14)”
Strike: “(4)”
Insert: “(6)”
23. Page 6, line 2.
Strike: “(4)”
Insert: “(6)”
24. Page 6, line 3.
Strike: “(10)”
Insert: “(12)”
Strike: “(4)”
Insert: “(6)”
Strike: “(12)(a)”
Section 3. Section 69-3-2005, MCA, is amended to read:
“69-3-2005. Procurement — cost recovery — reporting. (1) In meeting the requirements of this part, a public utility shall:
(a) conduct renewable energy solicitations under which the public utility offers to purchase renewable energy credits, either with or without the associated electricity, under contracts of at least 10 years in duration; and
(b) consider the importance of geographically diverse rural economic development when procuring renewable energy credits.
(2) A public utility that intends to enter into contracts of less than 10 years in duration shall demonstrate to the commission that these contracts will provide a lower long-term cost of meeting the standard established in 69-3-2004.
(3) (a) Contracts signed for projects located in Montana must require all contractors to give preference to the employment of bona fide Montana residents, as defined in 18-2-401, in the performance of the work on the projects if the Montana residents have substantially equal qualifications to those of nonresidents.
(b) Contracts signed for projects located in Montana must require all contractors to pay the standard prevailing rate of wages for heavy construction, as provided in 18-2-401(13)(a), during the construction phase of the project.
(4) All contracts signed by a public utility to meet the requirements of this part are eligible for advanced approval under procedures established by the commission. Upon advanced approval by the commission, these contracts are eligible for cost recovery from ratepayers, except that nothing in this part limits the commission's ability to subsequently, in any future cost-recovery proceeding, inquire into the manner in which the public utility has managed the contract and to disallow cost recovery if the contract was not reasonably administered.
(5) A public utility or competitive electricity supplier shall submit renewable energy procurement plans to the commission in accordance with rules adopted by the commission. The plans must be submitted to the commission on or before:
(a) January 1, 2007, for the standard required in 69-3-2004(2);
(b) June 1, 2008, for the standard required in 69-3-2004(3);
(c) June 1, 2010, for the standard required in 69-3-2004(4); and
(b) June 1, 2013, for the standard required in 69-3-2004(5);
(c) June 1, 2018, for the standard required in 69-3-2004(6); and
(d) any additional future dates as required by the commission.
(6) A public utility or competitive electricity supplier shall submit annual reports, in a format to be determined by the commission, demonstrating compliance with this part for each compliance year. The reports must be filed by March 1 of the year following the compliance year.
(7) For the purpose of implementing this part, the commission has regulatory authority over competitive electricity suppliers.”

Total 47

Total 53

Excused: None.
Total 0
SB 257  61ST LEGISLATURE (2009)  916

Absent or not voting: None.
   Total 0

SB 257 (Seventy-ninth Legislative Day - Second Reading - House) - Representative Vincent moved SB 257.

SB 257 (Seventy-ninth Legislative Day - Second Reading - House) - Representative Vincent moved SB 257 be concurred in. Motion carried as follows:

   Total 62

   Total 38

Excused: None.
   Total 0

Absent or not voting: None.
   Total 0

SB 257 (Eightieth Legislative Day - Third Reading - House) concurred in as follows:

   Total 57

   Total 43

Excused: None.
   Total 0

Absent or not voting: None.
   Total 0

SB 260 (Sixty-seventh Legislative Day - Second Reading - Senate) - Senator Gillan moved SB 260 do pass. Motion carried as follows:

   Total 37

Nays: Cooney, Erickson, Hamlett, Hansen, Jent, Juneau, Kaufmann, Laslovich, Schmidt, Squires, Stewart-Peregoy, Wanzenried, Williams.
   Total 13
Absent or not voting: None.
  Total 0
Excused: None.
  Total 0

SB 260 (Sixty-eighth Legislative Day - Third Reading - Senate) passed as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branen, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gallus, Gebhardt, Gillan, Hansen, Hawks, Hinkle, Jackson, Jent, Keane, Laible, Larsen, Lewis, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Steinbeisser, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
  Total 41
Nays: Cooney, Erickson, Hamlett, Juneau, Kaufmann, Laslovich, McGee, Squires, Stewart-Peregoy.
  Total 9
Absent or not voting: None.
  Total 0
Excused: None.
  Total 0

SB 260 (Seventy-ninth Legislative Day - Second Reading - House) - Representative A. Noonan moved SB 260 be concurred in. Motion carried as follows:
  Total 100
Nays: None.
  Total 0
Excused: None.
  Total 0
Absent or not voting: None.
  Total 0

SB 260 (Eightieth Legislative Day - Third Reading - House) concurred in as follows:
  Total 98
Nays: Kerns, Welborn.
  Total 2
Excused: None.
SB 260  61ST LEGISLATURE (2009) 918

Total 0
Absent or not voting: None.
Total 0

**SB 260** (Eighty-first Legislative Day - Second Reading - Senate) - House Amendments - Senator Gillan moved House amendments to SB 260 be concurred in. Motion carried as follows:

Total 50

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: None.
Total 0

**SB 260** (Eighty-second Legislative Day - Third Reading - Senate), as amended by the House, passed as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Pereygo, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
Total 46

Nays: Erickson, Hamlett, Kaufmann, McGee.
Total 4

Absent or not voting: None.
Total 0

Excused: None.
Total 0

**SB 261** (Twenty-ninth Legislative Day - Second Reading - Senate) - Senator Wanzenried moved SB 261 do pass. Motion carried as follows:

Total 38

Nays: Bales, Barrett, Black, Brenden, Gebhardt, Hinkle, Laible, McGee, Perry, Ripley.
Total 10

Absent or not voting: None.
Total 0

Excused: Murphy, Shockley.
Total 2

**SB 261** (Thirtieth Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Barkus, Branae, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gillan, Hamlett, Hansen, Hawks, Jent, Juneau, Kaufmann, Keane, Larsen, Laslovich, Lewis,
Moss, Murphy, Peterson, Schmidt, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 36

Nays: Bales, Balyeat, Barrett, Black, Brenden, Gebhardt, Hinkle, Jackson, Laible, McGee, Perry, Ripley, Shockley, Tutvedt.

Total 14

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 261 (Seventy-first Legislative Day - Second Reading - House) - Representative Sands moved SB 261 be concurred in. Motion carried as follows:


Total 61


Total 39

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 261 (Seventy-second Legislative Day - Third Reading - House) concurred in as follows:


Total 58


Total 42

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 262 (Twenty-seventh Legislative Day - Second Reading - Senate) - Senator Wanzenried moved SB 262 do pass. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Lasловich, Lewis, McGee, Moss, Murphy,
SB 262  (Twenty-eighth Legislative Day - Third Reading - Senate) passed as follows:


Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Windy Boy.

Total 1

SB 262 (Fifty-third Legislative Day - Second Reading - House) - Representative Reinhart moved SB 262 be concurred in. Motion carried as follows:


Total 70


Total 29

Excused: Nooney.

Total 1

Absent or not voting: None.

Total 0

SB 262 (Fifty-fourth Legislative Day - Third Reading - House) passed as follows:


Total 67
Total 31

Excused: Campbell.
Total 1

Absent or not voting: Hoven.
Total 1

SB 263 (Forty-second Legislative Day - Second Reading - Senate) - Senator Shockley moved SB 263 do pass. Motion carried as follows:
Total 47

Nays: Juneau, Stewart-Peregoy.
Total 2

Absent or not voting: None.
Total 0

Excused: Squires.
Total 1

SB 263 (Sixty-fifth Legislative Day - Second Reading - Senate) - Senator Shockley moved SB 263 do pass. Motion carried as follows:
Total 46

Nays: Gallus, Hinkle, Laslovich, Williams.
Total 4

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 263 (Sixty-sixth Legislative Day - Third Reading - Senate) passed as follows:
Total 45

Nays: R. Brown, Kaufmann, Laslovich, Schmidt, Williams.
Total 5

Absent or not voting: None.
Total 0

Excused: None.
Total 0
SB 263  (Seventy-fifth Legislative Day - Second Reading - House) - Representative Menahan moved SB 263 be concurred in. Motion carried as follows:


Total 96

Nays: Caferro, Hunter, Miller.

Total 3

Excused: Glaser.

Total 1

Absent or not voting: None.

Total 0

SB 263  (Seventy-eighth Legislative Day - Third Reading - Senate) , as amended by the Governor, passed as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzennried, Williams, Windy Boy, Zinke, Mr. President.

Total 48

Nays: Juneau.

Total 1

Absent or not voting: None.

Total 0

Excused: Gallus.

Total 1

SB 263  (Seventy-ninth Legislative Day - Second Reading - House) - Representative Menahan moved SB 263 do pass. Motion carried as follows:


Total 92


Total 8

Excused: None.

Total 0

Absent or not voting: None.

Total 0
SB 263 (Eightieth Legislative Day - Third Reading - House) concurred in as follows:
Total 97
Nays: Berry, Howard.
Total 2
Excused: None.
Total 0
Absent or not voting: Hoven.
Total 1

SB 263 (Eighty-first Legislative Day - Second Reading - Senate) - House Amendments - Senator Shockley moved House amendments to SB 263 not be concurred in. Motion carried as follows:
Total 50
Nays: None.
Total 0
Absent or not voting: None.
Total 0
Excused: None.
Total 0

SB 263 (Eighty-fifth Legislative Day - Second Reading - House) - Conference Committee - Representative Menahan moved Conference Committee to SB 263 be adopted in. Motion carried as follows:
Total 94
Nays: Augare, Caferro, Campbell, Kottel, Miller, Taylor.
Total 6
Excused: None.
Total 0
Absent or not voting: None.
Total 0
SB 263 (Eighty-fifth Legislative Day - Second Reading - Senate) - Conference Committee Report No. 1 - Senator Shockley moved the Conference Committee report to SB 263 be adopted. Motion carried as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
Total 48
Nays: Gebhardt, Juneau.
Total 2
Absent or not voting: None.
Total 0
Excused: None.
Total 0

SB 263 (Eighty-sixth Legislative Day - Third Reading - Senate), Conference Committee Report No. 1, adopted as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Hamlett, Hawks, Hinkle, Jackson, Jent, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
Total 45
Nays: R. Brown, Gallus, Gebhardt, Juneau.
Total 4
Absent or not voting: None.
Total 0
Excused: Hansen.
Total 1

SB 263 (Eighty-sixth Legislative Day - Third Reading - House) Conference Committee report, adopted in as follows:
Total 94
Nays: Campbell, Kottel, Mendenhall, Miller, Randall, Vance.
Total 6
Excused: None.
Total 0
Absent or not voting: None.
Total 0

SB 263 (Eighty-eighth Legislative Day - Second Reading - Senate) - Governor's Amendments - Senator Shockley moved Governor's amendments to SB 263 be concurred in. Motion carried as follows:

Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

SB 263 (Eighty-ninth Legislative Day - Third Reading - Senate) , as amended by the Governor, passed as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Pereygo, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 48

Nays: Juneau.

Total 1

Absent or not voting: None.

Total 0

Excused: Gallus.

Total 1

SB 263 (Ninetieth Legislative Day - Second Reading - House) - Governor’s Amendments - Representative Menahan moved Governor’s amendments to SB 263 be concurred in. Motion carried as follows:


Total 99

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Vincent.

Total 1

SB 263 (Ninetieth Legislative Day - Third Reading - House) Governor's Amendments, concurred in as follows:

Yeas: Ankney, Arntzen, Augare, Barrett, Bean, B. Beck, P. Beck, Becker, Belcourt, Bennett, Berry, Blasdell, Blewett, Boland, Boniek, Boss Ribs, Brown, Butcher, Caferro, Campbell, Cohenour,

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 264 (Sixty-third Legislative Day - Second Reading - Senate) - Senator Brueggeman moved SB 264 do pass. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 47

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Branae, Hansen, Schmidt.

Total 3

SB 264 (Sixty-fourth Legislative Day - Third Reading - Senate) passed as follows:


Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 264 (Eighty-first Legislative Day - Second Reading - House) - Representative Cohenour moved SB 264 be concurred in. Motion carried as follows:

Reichner, Reinhart, Roberts, Roundstone, Sands, Sesso, Sonju, Stahl, Steenson, Stoker, Taylor, Van Dyk, Villa, Vincent, Welborn, Wilmer, Wilson, Mr. Speaker.

Total 81


Total 19

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 264 (Eighty-second Legislative Day - Third Reading - House) passed as follows:


Total 77


Total 22

Excused: None.

Total 0

Absent or not voting: McChesney.

Total 1

SB 265 (Thirty-fifth Legislative Day - Second Reading - Senate) - Senator J. Peterson moved SB 265 be indefinitely postponed. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, Brueggeman, Cooney, Curtiss, Esp, Gallus, Gebhardt, Hamlett, Hawks, Hinkle, Jackson, Jent, Kaufmann, Keane, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Mr. President.

Total 40


Total 8

Absent or not voting: None.

Total 0

Excused: Hansen, Zinke.

Total 2

SB 265 (Thirty-fifth Legislative Day - Second Reading - Senate) - Senator T. Brown moved SB 265 do pass. Motion failed as follows:

Yeas: Bales, Branae, T. Brown, Erickson, Essmann, Juneau, Kaufmann, Laible, Larsen, Williams.

Total 10

Nays: Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, Brueggeman, Cooney, Curtiss, Esp, Gallus, Gebhardt, Gillan, Hamlett, Hawks, Hinkle, Jackson, Jent, Keane, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Mr. President.
SB 267 (Forty-fourth Legislative Day - Second Reading - Senate) - Senator Hamlett moved SB 267, second reading copy, be amended as follows:

1. Title, line 6.
   Strike: “BEFORE” through “RELEASED”
   Insert: “; AND CLARIFYING THE RETENTION OF ELECTRONIC COPIES OF CAMPAIGN ADVERTISING RECORDS”

2. Page 1, line 10.
   Following: “required”
   Insert: “— retention”

3. Page 1, line 13.
   Strike: “least “ through “before”
   Insert: “the time”

4. Page 1, line 16.
   Strike: “online”
   Insert: “on the commissioner’s website”

5. Page 1.
   Following: line 17
   Insert: “(3) Sixty days after the official canvass of the election for which the commissioner posted the advertisements, the commissioner may remove the information from the website. However, the commissioner shall retain the information as a public record pursuant to 2-6-211.”

Amendment adopted as follows:

   Total 50

Nays: None.
   Total 0

Absent or not voting: None.
   Total 0

Excused: None.
   Total 0

SB 267 (Forty-fourth Legislative Day - Second Reading - Senate) - Senator Hamlett moved SB 267 do pass.

SB 267 (Forty-fourth Legislative Day - Second Reading - Senate) - Senator Hamlett moved SB 267, as amended, do pass. Motion carried as follows:

   Total 36

Nays: Bales, Balyeat, Barkus, Black, Brenden, Gallus, Hinkle, Jackson, Laible, Lewis, McGee, Perry, Steinbeisser, Tutvedt.
   Total 14

Absent or not voting: None.
SB 267  (Forty-fifth Legislative Day - Third Reading - Senate) passed as follows:
Total 38
Nays: Bales, Balyeat, Black, Brenden, Gallus, Hinkle, Jackson, Laible, Lewis, McGee, Steinbeisser, Tutvedt.
Total 12
Paired: Squires, Aye; Brenden, No.
Absent or not voting: None.
Total 0
Excused: None.
Total 0

SB 268  (Thirty-first Legislative Day - Second Reading - Senate) - Senator Tutvedt moved SB 268, second reading copy, be amended as follows:
1. Page 1, line 18.
   Following: “transporting”
   Insert: “processed or”
   Following: “products”
   Insert: “or inputs, including but not limited to fertilizer, manure, and pesticides”
Amendment adopted as follows:
Total 47
Nays: Balyeat, Esp, Keane.
Total 3
Absent or not voting: None.
Total 0
Excused: None.
Total 0

SB 268  (Thirty-first Legislative Day - Second Reading - Senate) - Senator R. Brown moved do pass.

SB 268  (Thirty-first Legislative Day - Second Reading - Senate) - Senator R. Brown moved SB 268, as amended, do pass. Motion carried as follows:
Total 30
Nays: Bales, Balyeat, Barkus, Barrett, Brenden, Esp, Gebhardt, Hansen, Hinkle, Jackson, Keane, Murphy, Perry, Peterson, Ripley, Steinbeisser, Stewart-Peregoy, Tutvedt, Windy Boy, Mr. President.
Total 20
Absent or not voting: None.
    Total 0
Excused: None.
    Total 0

**SB 268** (Thirty-third Legislative Day - Third Reading - Senate) passed as follows:

    Total 29
Nays: Bales, Balyeat, Barkus, Barrett, Black, Brenden, Curtiss, Esp, Gebhardt, Hansen, Hinkle, Jackson, Keane, Murphy, Perry, Peterson, Ripley, Steinbeisser, Tutvedt, Windy Boy, Mr. President.
    Total 21
Absent or not voting: None.
    Total 0
Excused: None.
    Total 0

**SB 268** (Seventy-first Legislative Day - Second Reading - House) - Representative MacDonald moved SB 268 be concurred in. Motion carried as follows:

    Total 64
Nays: Ankney, Augare, Bean, B. Beck, Belcourt, Bennett, Berry, Blasdel, Boniek, Campbell, French, Glaser, Hawk, Hollandsworth, Ingraham, Jones, Jopek, Mendenhall, Milburn, Miller, More, Nooney, Randall, Regier, Reichner, Sales, Smith, Sonju, Stahl, Vance, Vincent, Wagner, Warburton, Welborn, Mr. Speaker.
    Total 35
Excused: None.
    Total 0
Absent or not voting: Reinhart.
    Total 1

**SB 268** (Seventy-second Legislative Day - Third Reading - House) concurred in as follows:

    Total 68
Nays: Ankney, Augare, Bean, B. Beck, Bennett, Berry, Blasdel, Boniek, Campbell, Hawk, Hollandsworth, Ingraham, Jones, Jopek, Kasten, Lake, Mendenhall, Milburn, Miller, More, Randall, Regier, Reichner, Sales, Sonju, Stahl, Vance, Vincent, Wagner, Warburton, Welborn, Mr. Speaker.
    Total 32
Excused: None.
    Total 0
Absent or not voting: None.
Total 0

**SB 268** (Eighty-second Legislative Day - Second Reading - Senate) - Governor’s Amendments - Senator R. Brown moved Governor’s amendments to SB 268 be concurred in. Motion carried as follows:

Yeas: Bales, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Schmidt, Shockley, Squires, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
Total 45

Nays: Balyeat, Hansen, Ripley, Steinbeisser.
Total 4

Absent or not voting: None.
Total 0

Excused: Larsen.
Total 1

**SB 268** (Eighty-fourth Legislative Day - Third Reading - Senate), as amended by the Governor, concurred in as follows:

Yeas: Bales, Barkus, Black, Branae, R. Brown, T. Brown, Brueggeman, Cooney, Erickson, Essmann, Gallus, Gillan, Hamlett, Hawks, Jackson, Jent, Juneau, Kaufmann, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Schmidt, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
Total 38

Nays: Balyeat, Barrett, Brenden, Curtiss, Esp, Gebhardt, Hansen, Hinkle, Keane, Ripley, Shockley, Tutvedt.
Total 12

Absent or not voting: None.
Total 0

Excused: None.
Total 0

**SB 268** (Eighty-fifth Legislative Day - Second Reading - House) - Governor’s Amendments - Representative MacDonald moved Governor’s amendments to SB 268 be concurred in. Motion carried as follows:

Total 85

Total 15

Excused: None.
Total 0

Absent or not voting: None.
SB 268 (Eighty-sixth Legislative Day - Third Reading - House) Governor’s Amendments, concurred in as follows:


Total 67


Total 33

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 269 (Thirty-fourth Legislative Day - Second Reading - Senate) - Senator R. Brown moved SB 269 do pass. Motion carried as follows:


Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 269 (Thirty-fifth Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Mr. President.

Total 48

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Hansen, Zinke.

Total 2

SB 269 (Sixty-second Legislative Day - Second Reading - House) - Representative Reichner moved SB 269 be concurred in. Motion carried as follows:
SB 269 (Sixty-third Legislative Day - Third Reading - House) concurred in as follows:


Total 86

Nays: Bennett, Boniek, Hawk, Hendrick, Kasten, Kerns, Mendenhall, Miller, More, Roberts, Sales, Wagner, Welborn, Mr. Speaker.

Total 14

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 269 (Seventy-fourth Legislative Day - Second Reading - Senate) - House Amendments - Senator R. Brown moved House amendments to SB 269 be concurred in. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brainae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jenl, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzennried, Williams, Windy Boy, Zinke, Mr. President.

Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 269 (Seventy-fifth Legislative Day - Third Reading - Senate), as amended by the House, passed as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzienried, Williams, Windy Boy, Zinke, Mr. President.

Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

SB 271 (Thirty-seventh Legislative Day - Second Reading - Senate) - Senator Squires moved SB 271 do pass. Motion carried as follows:

Yeas: Barrett, Branae, R. Brown, T. Brown, Cooney, Erickson, Gallus, Gillan, Hamlett, Hawks, Jent, Juneau, Kaufmann, Laslovich, Moss, Murphy, Perry, Peterson, Schmidt, Squires, Stewart-Peregoy, J. Tropila, M. Tropila, Wanzienried, Williams, Windy Boy.

Total 26

Nays: Bales, Balyeat, Barkus, Black, Brenden, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Hansen, Hinkle, Jackson, Keane, Laible, Larsen, Lewis, McGee, Ripley, Shockley, Steinbeisser, Tutvedt, Zinke, Mr. President.

Total 24

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 271 (Thirty-eighth Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Bales, Branae, T. Brown, Cooney, Erickson, Gallus, Gillan, Hamlett, Hawks, Jent, Juneau, Kaufmann, Larsen, Laslovich, Moss, Murphy, Peterson, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Williams, Windy Boy, Zinke.

Total 27

Nays: Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Hansen, Hinkle, Jackson, Keane, Laible, Larsen, Lewis, McGee, Perry, Ripley, Tutvedt, Wanzienried, Mr. President.

Total 23

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 271 (Seventy-eighth Legislative Day - Second Reading - House) - Representative Reinhart moved SB 271 be concurred in.

SB 271 (Seventy-eighth Legislative Day - Second Reading - House) - Representative Reinhart moved SB 271 be concurred in. Motion carried as follows:

Total 55
Total 45
Excused: None.
Total 0
Absent or not voting: None.
Total 0

SB 271 (Seventy-eighth Legislative Day - Second Reading - House) - Representative Mendenhall moved SB 271 be amended as follows:
   Strike: “or”
2. Page 3, line 22.
   Insert: “; or
   (c) the applicant is licensed as a clinical social worker under Title 37, chapter 22, or as a clinical professional counselor under Title 37, chapter 23, and has practiced marriage and family therapy within the state for a period prescribed by the board”

Motion to amend, carried as follows:
Total 54
Total 44
Excused: Mehlhoff, Randall.
Total 2
Absent or not voting: None.
Total 0

SB 271 (Seventy-ninth Legislative Day - Third Reading - House) , concurred in as follows:
Total 58
Total 42
Excused: None.
Total 0
Absent or not voting: None.
    Total 0

SB 271 (Eighty-first Legislative Day - Second Reading - Senate) - Senator J. Peterson moved consideration of SB 271 be placed at the bottom of the second reading board. Motion carried.

SB 271 (Eighty-first Legislative Day - Second Reading - Senate) - House Amendments - Senator Squires moved House amendments to SB 271 be concurred in. Motion carried as follows:
Yeas: Branae, Brueggeman, Cooney, Erickson, Gallus, Gillan, Hamlett, Hansen, Hawks, Jent, Juneau, Kaufmann, Keane, Larsen, Laslovich, Moss, Perry, Peterson, Schmidt, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
    Total 29
Nays: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Curtiss, Esp, Essmann, Gebhardt, Hinkle, Jackson, Laible, Lewis, McGee, Murphy, Ripley, Shockley, Tutvedt.
    Total 21
Absent or not voting: None.
    Total 0
Excused: None.
    Total 0

SB 271 (Eighty-second Legislative Day - Third Reading - Senate), as amended by the House, passed as follows:
    Total 29
Nays: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, Curtiss, Esp, Essmann, Gebhardt, Hinkle, Jackson, Lewis, McGee, Murphy, Ripley, Shockley, Steinbeisser, Tutvedt, Mr. President.
    Total 21
Absent or not voting: None.
    Total 0
Excused: None.
    Total 0

SB 273 (Thirty-second Legislative Day - Second Reading - Senate) - Senator Laslovich moved SB 273 do pass. Motion carried as follows:
    Total 48
Nays: Juneau, Stewart-Peregoy.
    Total 2
Absent or not voting: None.
    Total 0
Excused: None.
    Total 0

SB 273 (Thirty-third Legislative Day - Third Reading - Senate) passed as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle,
SB 273 (Sixty-third Legislative Day - Second Reading - House) - Representative Butcher moved SB 273 be concurred in. Motion carried as follows:


Total 97

Nays: Pease-Lopez, Pomnichowski.

Total 2

Excused: None.

Total 0

Absent or not voting: Miller.

Total 1

SB 273 (Sixty-fourth Legislative Day - Third Reading - House) concurred in as follows:


Total 98

Nays: Pease-Lopez, Pomnichowski.

Total 2

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 275 (Twenty-fifth Legislative Day - Second Reading - Senate) - Senator Squires moved SB 275 do pass. Motion carried as follows:
SB 275  (Twenty-sixth Legislative Day - Third Reading - Senate) passed as follows:

Total 31

Nays: Balyeat, Barkus, Barrett, Black, Brenden, Curtiss, Esp, Essmann, Gebhardt, Hinkle, Jackson, Laible, McGee, Perry, Peterson, Ripley, Steinbeisser, Zinke, Mr. President.
Total 19

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 275  (Seventy-second Legislative Day - Second Reading - House) - Representative Furey moved SB 275 be concurred in. Motion carried as follows:

Total 84

Nays: Bean, Blasdel, Boniek, Butcher, Hendrick, Kasten, Kems, McGillvray, Mendenhall, Miller, Randall, Regier, Sales, Sonju, Taylor.
Total 15

Excused: None.
Total 0

Absent or not voting: Belcourt.
Total 1

SB 275  (Seventy-third Legislative Day - Third Reading - House) concurred in as follows:

Total 84

Nays: Bean, Blasdel, Boniek, Butcher, Hendrick, Kasten, Kems, McGillvray, Mendenhall, Miller, Randall, Regier, Sales, Sonju, Taylor.
Total 15

Excused: None.
Total 0

Absent or not voting: Belcourt.
Total 1
Noonan, P. Noonan, Nooney, O’Hara, Pease-Lopez, Peterson, Phillips, Pominchowski, Reichner, 
Reinhart, Roberts, Roundstone, Sands, Sesso, Stahl, Steenson, Vance, Van Dyk, Villa, Warburton, 
Washburn, Welborn, Wilmer, Wilson, Wiseman, Mr. Speaker.

Total 79

Nays: Bean, Blasdel, Boniek, Brown, Butcher, Hendrick, Kasten, Kerns, McGillvray, Mendenhall, Miller, 
Morgan, Randall, Regier, Sales, Smith, Sonju, Stoker, Taylor, Vincent, Wagner.

Total 21

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 276  (Thirty-first Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Balyeat, Barrett, Black, Branae, Brenden, T. Brown, Brueggeman, Cooney, Erickson, 
Essmann, Gallus, Gillan, Hamlett, Hansen, Hawks, Jackson, Jent, Juneau, Kaufmann, Keane, Larsen, 
Laslovich, Lewis, Moss, Murphy, Ripley, Schmidt, Squires, Stewart-Peregoy, J. Tropila, M. Tropila, 
Wanzenried, Williams, Windy Boy.

Total 34

Nays: Bales, Barkus, R. Brown, Curtiss, Esp, Gebhardt, Hinkle, Laible, McGee, Perry, Peterson, Shockley, 
Steinbeisser, Tutvedt, Zinke, Mr. President.

Total 16

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 276  (Seventy-second Legislative Day - Second Reading - House) - Representative Sands 
moved SB 276 be concurred in. Motion carried as follows:

Yeas: Ankney, Arntzen, Augare, Barrett, Bean, B. Beck, P. Beck, Becker, Belcourt, Bennett, Berry, 
Blasdel, Blewett, Boland, Boniek, Boss Ribs, Brown, Butcher, Caferro, Campbell, Cohenour, 
Dickenson, Driscoll, Ebinger, Fleming, French, Furey, Getz, Glaser, Grinde, Hamilton, Hands, Hawk, 
Hendrick, Henry, Himmelberger, Hiner, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, 
Ingraham, Jones, Jopek, Kasten, Kerns, Klock, Kottel, Lake, MacDonald, MacLaren, Malek, McAlpin, 
McChesney, McClafferty, McNutt, Mehiloff, Menahan, Milburn, Miller, More, Morgan, A. Noonan, P. 
Noonan, Nooney, O’Hara, Pease-Lopez, Peterson, Phillips, Pominchowski, Regier, Reichner, Reinhart, 
Roberts, Roundstone, Sales, Sands, Sesso, Smith, Sonju, Stahl, Steenson, Stoker, Taylor, Vance, Van 

Total 97
Nays: McGillvray, Randall.
    Total 2
Excused: None.
    Total 0
Absent or not voting: Mendenhall.
    Total 1

SB 276 (Seventy-third Legislative Day - Third Reading - House) concurred in as follows:
    Total 97
Nays: Kerns, McGillvray, Randall.
    Total 3
Excused: None.
    Total 0
Absent or not voting: None.
    Total 0

SB 278 (Forty-eighth Legislative Day - Second Reading - Senate) - Senator J. Peterson moved SB 278 be indefinitely postponed. Motion carried as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Hinkle, Jackson, Laible, Laslovich, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Stewart-Peregoy, M. Tropila, Tutvedt, Windy Boy, Zinke, Mr. President.
    Total 31
    Total 18
Absent or not voting: None.
    Total 0
Excused: Squires.
    Total 1

SB 278 (Forty-eighth Legislative Day - Second Reading - Senate) - Senator Kaufmann moved SB 278 do pass. Motion failed as follows:
    Total 17
Nays: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Gallus, Gebhardt, Hamlett, Hinkle, Jackson, Laible, Laslovich, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Stewart-Peregoy, M. Tropila, Tutvedt, Windy Boy, Zinke, Mr. President.
    Total 32
Absent or not voting: None.
    Total 0
Excused: Squires.
SB 280 (Thirty-fifth Legislative Day - Second Reading - Senate) - Senator Gebhardt moved SB 280 do pass. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Mr. President.

Total 48

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Hansen, Zinke.

Total 2

SB 280 (Thirty-sixth Legislative Day - Third Reading - Senate) passed as follows:


Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 280 (Seventy-fourth Legislative Day - Second Reading - House) - Representative Hoven moved SB 280 be concurred in. Motion carried as follows:


Total 97

Nays: Boniek.

Total 1

Excused: None.

Total 0

Absent or not voting: Miller, Vincent.

Total 2

SB 280 (Seventy-fifth Legislative Day - Third Reading - House) concurred in as follows:

Total 98

Nays: Wagner.

Total 1

Excused: Glaser.

Total 1

Absent or not voting: None.

Total 0

SB 281 61ST LEGISLATURE (2009) 942


Total 35

Nays: Balyeat, Erickson, Esp, Gebhardt, Juneau, Kaufmann, Moss, Murphy, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Wanzenried, Windy Boy, Mr. President.

Total 15

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 281 (Thirty-second Legislative Day - Third Reading - Senate) passed as follows:


Total 36

Nays: Balyeat, Erickson, Esp, Gebhardt, Juneau, Kaufmann, Moss, Murphy, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Wanzenried, Windy Boy, Mr. President.

Total 14

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 281 (Seventy-first Legislative Day - Second Reading - House) - Rep. Blewett moved to reconsider SB 281 and have it read and re-posted on the board. Motion requires majority vote. Motion carried as follows:


Total 76


Total 24

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 281 (Seventy-first Legislative Day - Second Reading - House) - Representative Blewett moved SB 281 be concurred in. Motion failed as follows:


Total 46


Total 54

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 281 (Seventy-second Legislative Day - Second Reading - House) - Representative Blewett moved SB 281 be amended as follows:

1. Page 2, line 22.
   Following: “TITLE 45”
   Strike: “,”
   Insert: “or”
2. Page 2, line 23.
   Strike: “OR TITLE 87”

Motion to amend, carried as follows:


Total 98
SB 281

Nays: More, Pease-Lopez.
    Total 2
Excused: None.
    Total 0
Absent or not voting: None.
    Total 0

SB 281  (Seventy-second Legislative Day - Second Reading - House)  - Representative Blewett
introduced SB 281

SB 281  (Seventy-second Legislative Day - Second Reading - House)  - Representative Blewett
moved SB 281 as amended, be concurred in. Motion carried as follows:

Yeas: Ankney, Arntzen, Barrett, Bean, B. Beck, P. Beck, Bennett, Berry, Blasdel, Blewett, Boland,
Boniek, Boss Ribs, Brown, Butter, Campbell, Cohenour, Dickenson, Driscoll, Ebinger, Fleming,
French, Furey, Getz, Glaser, Grinde, Hamilton, Hands, Hawk, Hendrick, Henry, Himmelberger, Hiner,
Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jones, Jopek, Kasten, Kerm, Klock,
Kottel, Lake, MacDonald, MacLaren, Malek, McAlpin, Mc Chesney, McClafferty, McNutt, Mehloff,
Menahan, Milburn, Miller, Morgan, A. Noonan, P. Noonan, Nooney, O’Hara, Peterson, Phillips,
Pomnichowski, Randall, Regier, Reichner, Reinhart, Roberts, Roundstone, Sales, Sands, Sesso,
Smith, Sonju, Stahl, Steenson, Stoker, Taylor, Vance, Van Dyk, Villa, Vincent, Washburn, Wilmer,
Wilson, Wiseman.
    Total 88
Nays: Augare, Becker, Belcourt, Caferro, McGillvray, Mendenhall, More, Pease-Lopez, Wagner,
Warburton, Mr. Speaker.
    Total 11
Excused: None.
    Total 0
Absent or not voting: Welborn.
    Total 1

SB 281  (Seventy-third Legislative Day - Third Reading - House) , as amended by the House,
concurred in as follows:

Yeas: Ankney, Arntzen, Barrett, Bean, B. Beck, P. Beck, Bennett, Berry, Blasdel, Blewett, Boland,
Boss Ribs, Brown, Butter, Campbell, Cohenour, Dickenson, Driscoll, Ebinger, Fleming, French, Furey,
Getz, Glaser, Grinde, Hamilton, Hands, Hawk, Hendrick, Henry, Himmelberger, Hiner, Hollandsworth,
Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jones, Kasten, Kerm, Klock, Kottel, Lake, MacDonald,
MacLaren, Malek, McAlpin, Mc Chesney, McClafferty, McNutt, Mehloff, Menahan, Milburn, Miller,
Morgan, A. Noonan, P. Noonan, Nooney, O’Hara, Peterson, Phillips, Pomnichowski, Randall, Regier,
Reichner, Reinhart, Roberts, Roundstone, Sales, Sands, Sesso, Smith, Sonju, Stahl, Steenson, Stoker,
Taylor, Vance, Van Dyk, Villa, Vincent, Washburn, Wilmer, Wilson, Wiseman, Mr. Speaker.
    Total 85
Nays: Augare, Becker, Belcourt, Caferro, McGillvray, Mendenhall, More, Pease-Lopez, Wagner,
Warburton.
    Total 15
Excused: None.
    Total 0
Absent or not voting: None.
    Total 0

SB 281  (Seventy-fifth Legislative Day - Second Reading - Senate)  - House Amendments - Senator
Shockley moved House amendments to SB 281 be concurred in. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman,
Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle,

Total 46

Nays: Laslovich, McGee, Murphy, Mr. President.

Total 4

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 283 (Thirty-fourth Legislative Day - Second Reading - Senate) - Senator Erickson moved SB 283 do pass. Motion carried as follows:


Total 48

Nays: Brenden, Esp.

Total 2

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 283 (Thirty-fifth Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Mr. President.

Total 46

Nays: Brenden, Esp.

Total 2

Absent or not voting: None.

Total 0

Excused: Hansen, Zinke.

Total 2

SB 285 (Forty-second Legislative Day - Second Reading - Senate) - Senator Jent moved SB 285, as amended, do pass. Motion carried as follows:


Total 25

Nays: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Curtiss, Esp, Essmann, Gebhardt, Hinkle, Jackson, Laible, Lewis, Murphy, Perry, Peterson, Ripley, Steinbeisser, Tutvedt, Zinke, Mr. President.

Total 24

Absent or not voting: None.

Total 0
SB 285  61ST LEGISLATURE (2009) 946

Excused: Squires.
Total 1

SB 285 (Forty-second Legislative Day - Second Reading - Senate) - Senator Shockley moved SB 285, second reading copy, be amended as follows:

1. Page 1, line 23.
   Following: "(3)"
   Insert: "(a)"
2. Page 1, line 23 through line 24.
   Following: "[f] on line 23
   Strike: remainder of line 23 through "[a]" on line 24
3. Page 1, line 25.
   Following: "court"
   Strike: "; or"
   Insert: ".
4. Page 1, line 26 through line 27.
   Strike: subsection (b) in its entirety
   Insert: "(b) The attorney fees awarded under this subsection (3) are limited to fees for compensable medical benefits received by the claimant and denied by the insurer for dates of service from the date of termination or date of denial through the date of the court's order. The fees must be calculated using the hourly rate or contingency percentage in the attorney's contract of employment filed and approved by the department under 39-71-613."
5. Page 1, line 28.
   Following: "insurer"
   Insert: "or claimant’s attorney"
   Following: "provider"
   Insert: "or claimant"
6. Page 1, line 29.
   Following: "section"
   Insert: "or under 39-71-614 for medical benefits received after the date of the court's order"
7. Page 2, line 2.
   Strike: "subsection"
   Insert: "subsections"
   Following: "(3)"
   Insert: "and (4)"
8. Page 2, line 27.
   Following: line 26
   Insert: "(c) The attorney fees awarded under this subsection (4) are limited to fees for compensable medical benefits received by the claimant and denied by the insurer for dates of service from the date of the written offer of payment through the date of the court's order. The fees must be calculated using the hourly rate or contingency percentage in the attorney's contract of employment filed and approved by the department under 39-71-613."
   Following: "insurer"
   Insert: "or claimant’s attorney"
   Following: "provider"
   Insert: "or claimant"
    Following: "section"
    Insert: "or under 39-71-614 for medical benefits received after the date of the court's order"
    Strike: "subsection"
    Insert: "subsections"
    Following: "(4)"
    Insert: "and (5)"
Amendment adopted as follows:
  Total 39

Nays: Esp, Hinkle, Jackson, Kaufmann, Laslovich, Perry, Peterson, Ripley, Steinbeisser, Mr. President.  
  Total 10

Absent or not voting: None.  
  Total 0

Excused: Squires.  
  Total 1

SB 285 (Forty-second Legislative Day - Second Reading - Senate) - Senator Jent moved SB 285 do pass.

SB 285 (Forty-fourth Legislative Day - Third Reading - Senate) failed as follows:
  Total 24

Nays: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Hinkle, Jackson, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Steinbeisser, Tutvedt, Zinke, Mr. President.  
  Total 26

Absent or not voting: None.  
  Total 0

Excused: None.  
  Total 0

SB 286 (Forty-fourth Legislative Day - Second Reading - Senate) - Senator T. Brown moved SB 286 do pass. Motion carried as follows:
  Total 45

Nays: Balyeat, Hawks, Jent, Perry, Windy Boy.  
  Total 5

Absent or not voting: None.  
  Total 0

Excused: None.  
  Total 0

SB 286 (Forty-fifth Legislative Day - Third Reading - Senate) passed as follows:
  Total 44

Nays: Balyeat, Hawks, Jent, Perry, Windy Boy.
SB 286  61ST LEGISLATURE (2009)  948

Total  5
Paired: Brenden, Aye; Perry, No.
Absent or not voting: None.
    Total  0
Excused: Squires.
    Total  1

SB 286  (Seventy-first Legislative Day - Second Reading - House)  - Representative Blasdel moved
SB 286 be amended as follows:

1. Page 9, line 22.
   Following: “enforced and”
   Insert: “enforced and”
2. Page 9, line 23.
   Strike: “and enforced by the board”
   Motion to amend, failed as follows:
    Total  41
    Total  59
Excused: None.
    Total  0
Absent or not voting: None.
    Total  0

SB 286  (Seventy-first Legislative Day - Second Reading - House)  - Representative Hoven
introduced SB 286.

SB 286  (Seventy-first Legislative Day - Second Reading - House)  - Representative Hoven moved
SB 286 as amended, be concurred in. Motion carried as follows:
    Total  53
    Total  46
Excused: None.
    Total  0
Absent or not voting: Jones.
    Total  1
SB 286 (Seventy-first Legislative Day - Second Reading - House) - Representative Menahan moved SB 286 be amended as follows:

1. Page 10, lines 28 and 29.
   Following: “CHAPTER.” on line 28
   Strike: remainder of line 28 through line 29 in their entirety
   Insert: “The department shall provide licensees with information concerning procedures a licensee may use to assert a claim of confidentiality with respect to constitutionally protected information that must be submitted to the department, such as trade secret or proprietary information.”

Motion to amend, carried as follows:

   Total 100

Nays: None.
   Total 0

Excused: None.
   Total 0

Absent or not voting: None.
   Total 0

SB 286 (Seventy-third Legislative Day - Third Reading - House) , as amended by the House, concurred in as follows:

   Total 55

   Total 45

Excused: None.
   Total 0

Absent or not voting: None.
   Total 0

SB 286 (Seventy-fifth Legislative Day - Second Reading - Senate) - House Amendments - Senator T. Brown moved House amendments to SB 286 be concurred in. Motion carried as follows:

SB 286  

Sixtieth Legislative Day - Third Reading - Senate, as amended by the House, passed as follows:

Yeas: Bales, Barkus, Barrett, Black, Branae, Brenden, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 49

Nays: Balyeat.

Total 1

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 287  

Fortieth Legislative Day - Second Reading - Senate - Senator Balyeat moved SB 287, as amended, do pass. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, R. Brown, T. Brown, Curtiss, Erickson, Esp, Essmann, Gebhardt, Hinkle, Jackson, Kaufmann, Laible, Laslovich, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Squires, Steinbeisser, Stewart-Peregoy, Tutvedt, Williams, Windy Boy, Zinke, Mr. President.

Total 31


Total 17

Absent or not voting: None.

Total 0

Excused: Gallus, Jent.

Total 2

SB 287  

Fortieth Legislative Day - Second Reading - Senate - Senator Balyeat moved SB 287, as amended, do pass. Motion carried as follows:

SB 287  

Fortieth Legislative Day - Second Reading - Senate - Senator Balyeat moved SB 287, second reading copy, be amended as follows:

1. Page 3, line 5.
   Following: ";"
   Strike: "OR"
   Following: line 5
   Insert: "(h) engages in an activity for which the person's license has been suspended or was revoked; or"

Amendment adopted as follows:
SB 287 (Forty-second Legislative Day - Third Reading - Senate) passed as follows:


Total 32


Total 24

Paired: Squires, Aye; Gillan, No.

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 288 (Forty-fourth Legislative Day - Second Reading - Senate) - Senator Hinkle moved SB 288 do pass. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, R. Brown, T. Brown, Brueggeman, Esp, Essmann, Gebhardt, Hinkle, Jackson, Kaufmann, Laible, Laslovich, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Squires, Steinbeisser, Stewart-Peregoy, Tutvedt, Williams, Windy Boy, Zinke, Mr. President.

Total 25


Total 24

Absent or not voting: None.

Total 0

Excused: Brenden.

Total 1

SB 288 (Forty-fifth Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Hinkle, Jackson, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Stewart-Peregoy, Tutvedt, Mr. President.

Total 28


Total 22
Paired: Brenden, Aye; Squires, No.
Absent or not voting: None.
   Total  0
Excused: None.
   Total  0

SB 289  (Thirtieth Legislative Day - Second Reading - Senate) - Senator Williams moved SB 289 be indefinitely postponed. Motion carried as follows:
   Total  32
Nays: Bales, Balyeat, Barkus, Barrett, Black, Brenden, T. Brown, Brueggeman, Curtiss, Hinkle, Jackson, Laslovich, Lewis, Murphy, Perry, Ripley, Shockley, Steinbeisser.
   Total  18
Absent or not voting: None.
   Total  0
Excused: None.
   Total  0

SB 289  (Thirtieth Legislative Day - Second Reading - Senate) - Senator Jackson moved SB 289 do pass. Motion failed as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Gebhardt, Hinkle, Jackson, Laslovich, Lewis, McGee, Murphy, Peterson, Ripley, Shockley, Steinbeisser, Mr. President.
   Total  22
   Total  27
Absent or not voting: None.
   Total  0
Excused: Perry.
   Total  1

SB 290  (Forty-fourth Legislative Day - Second Reading - Senate) - Senator Jackson moved SB 290 do pass. Motion carried as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Erickson, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hawks, Hinkle, Jackson, Jent, Juneau, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzennried, Williams, Windy Boy, Zinke, Mr. President.
   Total  45
Nays: Cooney, Esp, Hansen, Kaufmann, Moss.
   Total  5
Absent or not voting: None.
   Total  0
Excused: None.
   Total  0

SB 290  (Forty-fifth Legislative Day - Third Reading - Senate) passed as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Erickson, Essmann, Gebhardt, Gillan, Hamlett, Hawks, Hinkle, Jackson, Jent, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzaire, Windy Boy, Zinke, Mr. President.

Total 41

Nays: Cooney, Esp, Gallus, Hansen, Juneau, Kaufmann, Moss, Williams.

Total 8

Paired: Brenden, Aye; Esp, No.

Absent or not voting: None.

Total 0

Excused: Squires.

Total 1

SB 290 (Seventy-first Legislative Day - Second Reading - House) - Representative Regier moved SB 290 be concurred in. Motion carried as follows:


Total 96

Nays: Driscoll, MacDonald, Reinhart, Mr. Speaker.

Total 4

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 290 (Seventy-second Legislative Day - Third Reading - House) concurred in as follows:


Total 94

Nays: Ankney, Augare, Bean, Blewett, Driscoll, Villa.

Total 6

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 290 (Eighty-fourth Legislative Day - Second Reading - Senate) - Governor’s Amendments - Senator Jackson moved Governor’s amendments to SB 290 be concurred in. Motion carried as follows:

Total 50

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: None.
Total 0

**SB 290** (Eighty-fifth Legislative Day - Third Reading - Senate), as amended by the Governor, passed as follows:


Total 49

Nays: Esp.
Total 1

Absent or not voting: None.
Total 0

Excused: None.
Total 0

**SB 290** (Eighty-sixth Legislative Day - Second Reading - House) - Governor’s Amendments - Representative Regier moved Governor’s amendments to SB 290 be concurred in. Motion carried as follows:


Total 92

Nays: Boniek, Butcher, Hawk, Kasten, Kems, Lake, Nooney, Randall.
Total 8

Excused: None.
Total 0

Absent or not voting: None.
Total 0

**SB 290** (Eighty-seventh Legislative Day - Third Reading - House) Governor’s Amendments, concurred in as follows:


Total 89

Nays: Hawk, Hendrick, Himmelberger, Kasten, Kerns, Lake, Mendenhall, Miller, Randall, Sales, Wagner.

Total 11

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 291 (Forty-eighth Legislative Day - Second Reading - Senate) - Senator Black moved SB 291 do pass. Motion carried as follows:

Yeas: Bales, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Esp, Essmann, Gebhardt, Hamlett, Hinkle, Jackson, Jent, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Windy Boy, Zinke, Mr. President.

Total 28


Total 21

Absent or not voting: None.

Total 0

Excused: Squires.

Total 1

SB 291 (Sixty-fifth Legislative Day - Second Reading - Senate) - Senator Black moved SB 291, as amended, do pass. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Erickson, Essmann, Hamlett, Hinkle, Jackson, Jent, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Zinke.

Total 26


Total 24

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 291 (Sixty-fifth Legislative Day - Second Reading - Senate) - Senator Black moved SB 291 do pass.

SB 291 (Sixty-fifth Legislative Day - Second Reading - Senate) - Senator Black moved SB 291, second reading copy, be amended as follows:

1. Page 6, line 3.
   Strike: "(A)"
2. Page 6, lines 4 through 6.
Following: “facilities,” on line 4
Strike: “other than”
Insert: “including”
Following: “track” on line 4
Strike: remainder of line 4 through “COMPANY” on line 6
Amendment adopted as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzlenried, Williams, Windy Boy, Zinke, Mr. President.
Total 50
Nays: None.
Total 0
Absent or not voting: None.
Total 0
Excused: None.
Total 0

SB 291 (Sixty-seventh Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Erickson, Essmann, Gebhardt, Hamlett, Hawks, Hinkle, Jackson, Jent, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Squires, Steinbeisser, Tutvedt, Williams, Zinke.
Total 31
Total 19
Absent or not voting: None.
Total 0
Excused: None.
Total 0

SB 291 (Eighty-first Legislative Day - Second Reading - House) - Representative Reichner moved SB 291 be concurred in. Motion carried as follows:

Total 68
Total 26
Excused: None.
Total 0
Absent or not voting: Boss Ribs, Caferro, Himmelberger, Hollandsworth, Reichner, Roundstone.
Total 6

SB 291 (Eighty-second Legislative Day - Third Reading - House) passed as follows:

Total 74


Total 26

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 292 (Forty-second Legislative Day - Second Reading - Senate) - Senator Gebhardt moved SB 292 do pass.

SB 292 (Forty-second Legislative Day - Second Reading - Senate) - Senator Gebhardt moved SB 292, as amended, do pass. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hinkel, Jackson, Keane, Laible, Laslovich, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, J. Tropila, Tutvedt, Wanzenried, Zinke, Mr. President.

Total 35

Nays: Cooney, Erickson, Hansen, Hawks, Jent, Juneau, Kaufmann, Larsen, Moss, Schmidt, Stewart-Peregoy, M. Tropila, Williams, Windy Boy.

Total 14

Absent or not voting: None.

Total 0

Excused: Squires.

Total 1

SB 292 (Forty-second Legislative Day - Second Reading - Senate) - Senator Hamlett moved SB 292, second reading copy, be amended as follows:

1. Page 3, line 12.
   Following: “Surface”
   Insert: “Auger”
   Strike: “and Auger”
   Following: the first “Mining”
   Insert: “Mining”
   Following: the first “value”
   Insert: “4.9% of value”
   Following: the first “value”
   Insert: “7.4% of value”

Amendment not adopted as follows:
   Total 22

Nays: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Hinkle, Jackson, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Zinke, Mr. President.
   Total 27

Absent or not voting: None.
   Total 0

Excused: Squires.
   Total 1

SB 292 (Forty-second Legislative Day - Second Reading - Senate) - Senator Gebhardt moved SB 292, second reading copy, be amended as follows:

1. Page 3, line 12.
   Following: “Surface”
   Insert: “Auger”
   Strike: “and Auger”

   Following: the first “Mining”
   Insert: “Mining”

   Following: the first “value”
   Insert: “3.75% of value”

   Following: the first “value”
   Insert: “5% of value”

Amendment adopted as follows:

   Total 49

Nays: None.
   Total 0

Absent or not voting: None.
   Total 0

Excused: Squires.
   Total 1

SB 292 (Forty-fourth Legislative Day - Third Reading - Senate) passed as follows:

   Total 38

Nays: Cooney, Erickson, Jent, Juneau, Kaufmann, Moss, Schmidt, Squires, Stewart-Peregoy, M. Tropila, Williams, Windy Boy.
   Total 12

Absent or not voting: None.
   Total 0
SB 292 (Seventy-fourth Legislative Day - Second Reading - House) - Representative Randall moved SB 292 be concurred in. Motion carried as follows:


Total 93


Total 4

Excused: None.

Total 0

Absent or not voting: Miller, Vincent, Welborn.

Total 3

SB 292 (Seventy-fifth Legislative Day - Third Reading - House) concurred in as follows:


Total 96

Nays: Caferro, Henry, Hollenbaugh.

Total 3

Excused: Glaser.

Total 1

Absent or not voting: None.

Total 0

SB 294 (Thirty-second Legislative Day - Second Reading - Senate) - Senator Gillan moved SB 294 do pass. Motion carried as follows:


Total 46

Nays: Balyeat, Esp, Hinkle, Mr. President.

Total 4

Absent or not voting: None.

Total 0

Excused: None.
SB 294 (Thirty-third Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Bales, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 43

Nays: Balyeat, Barkus, Barrett, Esp, Hinkle, McGee, Shockley.

Total 7

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 294 (Seventy-first Legislative Day - Second Reading - House) - Representative MacLaren moved SB 294 be concurred in. Motion carried as follows:


Total 79


Total 21

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 294 (Seventy-second Legislative Day - Third Reading - House) concurred in as follows:


Total 78


Total 22

Excused: None.

Total 0

Absent or not voting: None.

Total 0
SB 296 (Thirty-third Legislative Day - Second Reading - Senate) - Senator Essmann moved SB 296 do pass. Motion carried as follows:


Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 296 (Thirty-fourth Legislative Day - Third Reading - Senate) passed as follows:


Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 296 (Fifty-fourth Legislative Day - Second Reading - House) - Representative Reinhart moved SB 296 be concurred in. Motion carried as follows:


Total 91

Nays: Bean, Hendrick, Lake, Mendenhall, Sales, Stoker, Villa, Wagner.

Total 8

Excused: Campbell.

Total 1

Absent or not voting: None.

Total 0

SB 296 (Fifty-fifth Legislative Day - Third Reading - House) concurred in as follows:

SB 297 (Twenty-ninth Legislative Day - Second Reading - Senate) - Senator Larsen moved SB 297 do pass. Motion carried as follows:


Total 46

Nays: Brenden, Hinkle.

Total 2

Absent or not voting: None.

Total 0

Excused: Murphy, Shockley.

Total 2

SB 297 (Thirtieth Legislative Day - Third Reading - Senate) passed as follows:


Total 45

Nays: Balyeat, Barrett, Brenden, Hinkle, McGee.

Total 5

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 297 (Seventy-second Legislative Day - Second Reading - House) - Representative Milburn moved SB 297 be concurred in. Motion carried as follows:


Total 86


Total 13

Excused: None.

Total 0

Absent or not voting: Reichner.

Total 1

SB 297 (Seventy-third Legislative Day - Third Reading - House) concurred in as follows:


Total 86


Total 14

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 299 (Thirty-third Legislative Day - Second Reading - Senate) - Senator J. Tropila moved SB 299 do pass. Motion carried as follows:


Total 29

Nays: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Curtiss, Esp, Essmann, Gebhardt, Hinkle, Jackson, Laslovich, McGee, Moss, Peterson, Ripley, Steinbeisser, Mr. President.

Total 21

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 299 (Thirty-fourth Legislative Day - Third Reading - Senate) passed as follows:


Total 35

Nays: Bales, Balyeat, Barkus, Barrett, Black, Brenden, T. Brown, Curtiss, Esp, Gebhardt, Hinkle, McGee, Steinbeisser, Tutvedt, Mr. President.
SB 299

Total 15
Absent or not voting: None.
Total 0
Excused: None.
Total 0

SB 299 (Sixty-second Legislative Day - Second Reading - House) - Representative O'Hara moved SB 299 be concurred in. Motion carried as follows:

Total 52

Total 48

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 299 (Sixty-third Legislative Day - Third Reading - House) failed as follows:

Total 42

Total 57

Excused: Villa.
Total 1

Absent or not voting: None.
Total 0

SB 299 (Seventieth Legislative Day - Second Reading - House) - Representative O’Hara moved SB 299 be concurred in. Motion carried as follows:

Sands, Sesso, Steenson, Stoker, Taylor, Van Dyk, Villa, Washburn, Wilmer, Wilson, Wiseman, Mr. Speaker.
Total 75
Total 25
Excused: None.
Total 0
Absent or not voting: None.
Total 0
SB 299 (Seventy-first Legislative Day - Third Reading - House) concurred in as follows:
Total 72
Total 28
Excused: None.
Total 0
Absent or not voting: None.
Total 0
SB 299 (Seventy-third Legislative Day - Second Reading - Senate) - House Amendments - Senator J. Tropila moved House amendments to SB 299 be concurred in. Motion carried as follows:
Yeas: Bales, Balyeat, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslo, Lewis, MacGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Zinke, Mr. President.
Total 48
Nays: Barkus.
Total 1
Absent or not voting: None.
Total 0
Excused: Windy Boy.
Total 1
SB 299 (Seventy-fourth Legislative Day - Third Reading - Senate) , as amended by the House, passed as follows:
Total 40
SB 300  61ST LEGISLATURE (2009)  966

Nays: Bales, Balyeat, Barkus, Black, Brenden, Esp, Gebhardt, Laslovich, McGee, Mr. President.
    Total 10
Absent or not voting: None.
    Total 0
Excused: None.
    Total 0

SB 300  (Forty-first Legislative Day - Second Reading - Senate) - Senator Steinbeisser moved SB 300 do pass. Motion carried as follows:

Yeas: Bales, Barkus, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Hamlett, Hansen, Hawks, Jackson, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Steinbeisser, J. Tropila, Tutvedt, Wanzenried, Williams, Zinke, Mr. President.
    Total 40
    Total 9
Absent or not voting: None.
    Total 0
Excused: Jent.
    Total 1

SB 300  (Forty-second Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Bales, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Steinbeisser, J. Tropila, Tutvedt, Wanzenried, Williams, Zinke, Mr. President.
    Total 42
    Total 8
Paired: Laslovich, Aye; Squires, No.
Absent or not voting: None.
    Total 0
Excused: None.
    Total 0

SB 300  (Eighty-first Legislative Day - Second Reading - House) - Representative Butcher moved SB 300 be concurred in. Motion carried as follows:

    Total 65
    Total 35
Excused: None.
    Total 0
Absent or not voting: None.
  Total 0

SB 300 (Eighty-second Legislative Day - Third Reading - House) passed as follows:
  Total 67
  Total 33
Excused: None.
  Total 0
Absent or not voting: None.
  Total 0

SB 301 (Eighty-fourth Legislative Day - Second Reading - Senate) - Governor's Amendments - Senator Laslovich moved Governor's amendments to SB 301 be concurred in. Motion carried as follows:
  Total 45
Nays: Balyeat, R. Brown, Esp, Murphy, Mr. President.
  Total 5
Absent or not voting: None.
  Total 0
Excused: None.
  Total 0

SB 303 (Forty-first Legislative Day - Second Reading - Senate) - Senator Wanzenried moved SB 303 do pass. Motion carried as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hansen, Hawks, Hinkle, Jackson, Juneau, Kaufmann, Keane, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
  Total 45
Nays: Brenden, Hamlett, Laible, Ripley.
  Total 4
Absent or not voting: None.
  Total 0
Excused: Jent.
  Total 1
SB 303 (Sixty-fifth Legislative Day - Second Reading - Senate) - Senator Wanzenried moved SB 303 do pass. Motion carried as follows:


Total 43

Nays: Bales, Balyeat, Barrett, Brenden, R. Brown, Esp, Zinke.

Total 7

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 303 (Sixty-sixth Legislative Day - Third Reading - Senate) passed as follows:


Total 45

Nays: Bales, Balyeat, Barrett, Brenden, R. Brown.

Total 5

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 303 (Seventy-eighth Legislative Day - Second Reading - House) - Representative Dickenson moved SB 303 be concurred in. Motion carried as follows:


Total 61


Total 39

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 303 (Eighty-first Legislative Day - Second Reading - House) - Representative Dickenson moved SB 303 be concurred in. Motion carried as follows:

Yeas: Augare, Barrett, P. Beck, Becker, Belcourt, Blewett, Boland, Boss Ribs, Caferro, Campbell, Cohenour, Dickinson, Driscoll, Ebinger, Fleming, French, Furey, Getz, Glaser, Grinde, Hamilton,

Total 55


Total 44

Excused: None.

Total 0

Absent or not voting: Morgan.

Total 1

SB 303 (Eighty-second Legislative Day - Third Reading - House) passed as follows:


Total 56


Total 44

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 305 (Forty-second Legislative Day - Second Reading - Senate) - Senator Tutvedt moved SB 305 do pass. Motion carried as follows:


Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Squires.

Total 1

SB 305 (Forty-third Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy,
Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzennied, Williams, Windy Boy, Zinke, Mr. President.

Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

**SB 305** (Seventieth Legislative Day - Second Reading - House) - Representative Reichner moved SB 305, second reading copy, be amended as follows:

1. Title, line 10.
   Strike: “76-3-608,”

2. Page 4, line 14 through page 5, line 30.
   Strike: section 3 in its entirety
   Renumber: subsequent sections

Amendment adopted as follows:


Total 92


Total 4

Excused: Belcourt, Pease-Lopez.

Total 2

Absent or not voting: P. Beck, Dickenson.

Total 2

**SB 305** (Seventieth Legislative Day - Second Reading - House) - Representative MacLaren introduced SB 305.

**SB 305** (Seventieth Legislative Day - Second Reading - House) - Representative MacLaren moved SB 305, as amended, be concurred in. Motion carried as follows:


Total 90

Nays: Blasdel, Driscoll, Grinde, MacDonald, Mendenhall, Sales, Wagner, Mr. Speaker.

Total 8

Excused: None.
SB 305 (Seventy-second Legislative Day - Third Reading - House) concurred in as follows:


Total 94

Nays: Blasdel, Driscoll, Mendenhall, Morgan, Wagner, Wiseman.

Total 6

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 305 (Seventy-fourth Legislative Day - Second Reading - Senate) - House Amendments - Senator Tutvedt moved House amendments to SB 305 not be concurred in. Motion carried as follows:


Total 46

Nays: Erickson, Kaufmann, Squires, Zinke.

Total 4

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 305 (Seventy-ninth Legislative Day - Second Reading - House) - Conference Committee Report No. 1 - Representative Reinhart moved the Conference Committee report to SB 305 be adopted. Motion carried as follows:


Total 97

Nays: Mendenhall, Peterson, Welborn.
SB 305

(Eightieth Legislative Day - Third Reading - House) , Conference Committee report, adopted as follows:


Total 97

Nays: Mendenhall, Morgan, Peterson.

Total 3

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 305 (Eighty-first Legislative Day - Second Reading - Senate) - Conference Committee Report No. 1 - Senator Tutvedt moved the Conference Committee report to SB 305 be adopted. Motion carried as follows:


Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

SB 305 (Eighty-second Legislative Day - Third Reading - Senate) Conference Committee report adopted as follows:


Total 48

Nays: Erickson, Kaufmann.

Total 2

Absent or not voting: None.
SB 306 (Forty-first Legislative Day - Second Reading - Senate) - Senator Esp moved SB 306 do pass. Motion carried as follows:
Total 47
Nays: Hawks, Kaufmann.
Total 2
Absent or not voting: None.
Total 0
Excused: Jent.
Total 1

SB 306 (Forty-second Legislative Day - Third Reading - Senate) passed as follows:
Total 47
Nays: Erickson, Kaufmann.
Total 2
Absent or not voting: None.
Total 0
Excused: Squires.
Total 1

SB 306 (Seventieth Legislative Day - Second Reading - House) - Representative Vance moved SB 306 be concurred in. Motion carried as follows:
Total 52
Total 47
Excused: None.
Total 0
Absent or not voting: McGillvray.
Total 1
SB 306 61ST LEGISLATURE (2009) 974

SB 306 (Seventy-first Legislative Day - Third Reading - House) failed as follows:
Total 50
Total 50
Excused: None.
Total 0
Absent or not voting: None.
Total 0

SB 306 (Seventy-third Legislative Day - Third Reading - House) concurred in as follows:
Total 70
Total 30
Excused: None.
Total 0
Absent or not voting: None.
Total 0

SB 306 (Seventy-fifth Legislative Day - Second Reading - Senate) - House Amendments - Senator Esp moved House amendments to SB 306 not be concurred in. Motion carried as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jenl, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzennried, Williams, Windy Boy, Zinke, Mr. President.
Total 50
Nays: None.
Total 0
Absent or not voting: None.
Total 0
Excused: None.
Total 0

SB 308 (Thirty-third Legislative Day - Second Reading - Senate) - Senator Keane moved SB 308 do pass. Motion carried as follows:
   Total 33

Nays: Bales, Balyeat, Barrett, Black, Brenden, Curtiss, Esp, Hinkle, Jackson, Laible, McGee, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Mr. President.
   Total 17

Absent or not voting: None.
   Total 0

Excused: None.
   Total 0

SB 308 (Thirty-fourth Legislative Day - Third Reading - Senate) passed as follows:
   Total 35

Nays: Bales, Balyeat, Barrett, Black, Brenden, Curtiss, Esp, Hinkle, Jackson, Laible, McGee, Ripley, Shockley, Steinbeisser, Mr. President.
   Total 15

Absent or not voting: None.
   Total 0

Excused: None.
   Total 0

SB 308 (Seventy-second Legislative Day - Second Reading - House) - Representative Hunter moved SB 308 be concurred in. Motion carried as follows:
   Total 85

   Total 13

Excused: None.
   Total 0

Absent or not voting: Blewett, Hiner.
   Total 2

SB 308 (Seventy-third Legislative Day - Third Reading - House) concurred in as follows:

Total 80


Total 20

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**SB 309** (Thirty-second Legislative Day - Second Reading - Senate) - Senator Shockley moved SB 309 do pass. Motion carried as follows:

Yeas: Bales, Balyeat, Barrett, Black, Branae, Brueggeman, Cooney, Curtiss, Erickson, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jackson, Jent, Juneau, Kaufmann, Keane, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Peterson, Schmidt, Shockley, Squires, Stewart-Peregoy, J. Tropila, Tutvedt, Williams, Windy Boy, Zinke.

Total 37

Nays: Barkus, Brenden, R. Brown, T. Brown, Esp, Hinkle, Laible, Perry, Ripley, Steinbeisser, M. Tropila, Wanzlenried, Mr. President.

Total 13

Absent or not voting: None.

Total 0

Excused: None.

Total 0

**SB 310** (Forty-first Legislative Day - Second Reading - Senate) - Senator Shockley moved SB 310 do pass. Motion carried as follows:

Yeas: Barkus, Black, Branae, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jackson, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Schmidt, Shockley, Squires, Tutvedt, Wanzlenried, Williams, Windy Boy, Zinke, Mr. President.

Total 38


Total 11

Absent or not voting: None.

Total 0

Excused: Jent.

Total 1

**SB 310** (Forty-second Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Barkus, Black, Branae, R. Brown, T. Brown, Brueggeman, Cooney, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jackson, Jent, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Schmidt, Shockley, Tutvedt, Williams, Windy Boy, Zinke, Mr. President.

Total 35


Total 14

Absent or not voting: None.
SB 310 (Seventieth Legislative Day - Second Reading - House) - Representative MacLaren moved SB 310 be concurred in. Motion carried as follows:


Total 90

Nays: Driscoll, Kerns, Peterson, Phillips, Pomnichowski, Wilmer, Wiseman, Mr. Speaker.

Total 8

Excused: None.

Total 0

Absent or not voting: Ingraham, McGillvray.

Total 2

SB 310 (Seventy-first Legislative Day - Third Reading - House) concurred in as follows:


Total 89

Nays: Caferro, Driscoll, Jopek, Kerns, Peterson, Phillips, Pomnichowski, Reinhart, Sonju, Wiseman, Mr. Speaker.

Total 11

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 310 (Seventy-fourth Legislative Day - Second Reading - Senate) - House Amendments - Senator Shockley moved House amendments to SB 310 not be concurred in. Motion carried as follows:


Total 50

Nays: None.

Total 0
SB 310  61ST LEGISLATURE (2009)  978

Absent or not voting: None.
Total  0

Excused: None.
Total  0

**SB 310** (Seventy-eighth Legislative Day - Second Reading - House) - Conference Committee Report No. 1 - Representative Sands moved the Conference Committee report to SB 310 be adopted. Motion carried as follows:

Total  97

Nays: Peterson, Sales.
Total  2

Excused: None.
Total  0

Absent or not voting: Vincent.
Total  1

**SB 310** (Seventy-ninth Legislative Day - Third Reading - House), Conference Committee report, concurred in as follows:

Total  93

Nays: B. Beck, Caferro, Mendenhall, Peterson, Sales, Sonju, Vincent.
Total  7

Excused: None.
Total  0

Absent or not voting: None.
Total  0

**SB 310** (Eighty-first Legislative Day - Second Reading - Senate) - Conference Committee Report No. 1 - Senator Shockley moved the Conference Committee report to SB 310 be adopted. Motion carried as follows:

Total  50
Nays: None.
  Total 0
Absent or not voting: None.
  Total 0
Excused: None.
  Total 0

SB 310 (Eighty-second Legislative Day - Third Reading - Senate) Conference Committee report adopted as follows:

  Total 50
Nays: None.
  Total 0
Absent or not voting: None.
  Total 0
Excused: None.
  Total 0

SB 311 (Thirty-first Legislative Day - Second Reading - Senate) - Senator Gallus moved SB 311 do pass. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Erickson, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
  Total 47
Nays: Curtiss, Esp, McGee.
  Total 3
Absent or not voting: None.
  Total 0
Excused: None.
  Total 0

SB 311 (Thirty-second Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Erickson, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
  Total 47
Nays: Curtiss, Esp, McGee.
  Total 3
Absent or not voting: None.
  Total 0
Excused: None.
  Total 0
SB 311  (Seventy-second Legislative Day - Second Reading - House)  - Representative McClafferty moved SB 311 be concurred in. Motion carried as follows:


Total 97


Total 3

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 311  (Seventy-third Legislative Day - Third Reading - House)  concurred in as follows:


Total 91


Total 9

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 319  (Thirty-fourth Legislative Day - Second Reading - Senate)  - Senator Keane moved SB 319 do pass. Motion carried as follows:


Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0
SB 319 (Thirty-fifth Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Mr. President.

Total 48

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: Hansen, Zinke.
Total 2

SB 319 (Sixty-third Legislative Day - Second Reading - House) - Representative Hendrick moved SB 319 be concurred in. Motion carried as follows:


Total 100

Nays: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 319 (Sixty-fourth Legislative Day - Third Reading - House) concurred in as follows:


Total 100

Nays: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0
SB 322 (Forty-seventh Legislative Day - Second Reading - Senate) - Senator Curtiss moved SB 322 do pass. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Zinke, Mr. President.

Total 47

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Brenden, Squires, Windy Boy.

Total 3

SB 322 (Forty-eighth Legislative Day - Third Reading - Senate) passed as follows:


Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Squires.

Total 1

SB 322 (Eightieth Legislative Day - Second Reading - House) - Representative Roundstone moved SB 322 be concurred in. Motion carried as follows:


Total 86

Nays: Bennett, Boniek, Caferro, Hawk, Howard, Kasten, Kerns, Miller, Randall, Roberts, Sales.

Total 11

Excused: None.

Total 0

Absent or not voting: Arntzen, McGillvray, Vincent.

Total 3

SB 322 (Eighty-first Legislative Day - Third Reading - House) concurred in as follows:


Total 89

Nays: Bennett, Boniek, Caferro, Hawk, Howard, Kasten, Kerns, Mendenhall, Miller, Randall, Sales.

Total 11

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 322 (Eighty-fourth Legislative Day - Second Reading - Senate) - House Amendments - Senator Curtiss moved House amendments to SB 322 be concurred in. Motion carried as follows:

Yeas: Barrett, Black, Branae, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jackson, Jent, Juneau, Kaufmann, Keane, Larsen, Laslovich, Lewis, Moss, Murphy, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, Williams, Zinke.

Total 34

Nays: Bales, Balyeat, Barkus, Brenden, R. Brown, Esp, Hinkle, Laible, McGee, Perry, Peterson, M. Tropila, Tutvedt, Wanzenried, Windy Boy, Mr. President.

Total 16

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 322 (Eighty-fifth Legislative Day - Second Reading - Senate) - House Amendments - Senator Curtiss moved House amendments to SB 322 be not concurred in. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hinkle, Jackson, Jent, Juneau, Keane, Laible, Larsen, Lewis, Moss, Murphy, Perry, Peterson, Ripley, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 43

Nays: Cooney, Erickson, Hansen, Hawks, Kaufmann, Laslovich, Schmidt.

Total 7

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 322 (Eighty-eighth Legislative Day - Second Reading - House) - Free Conference Committee Report No. 1 - Representative Roundstone moved the Conference Committee report to SB 322 be adopted. Motion carried as follows:

SB 322 61ST LEGISLATURE (2009) 984


Total 92


Total 8

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 322 (Eighty-eighth Legislative Day - Second Reading - Senate) - Conference Committee Report No. 1 - Senator Curtiss moved the Conference Committee report to SB 322 be adopted. Motion carried as follows:


Total 49

Nays: Balyeat.

Total 1

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 322 (Eighty-eighth Legislative Day - Third Reading - Senate), Free Conference Committee adopted as follows:


Total 49

Nays: Balyeat.

Total 1

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 322 (Eighty-ninth Legislative Day - Third Reading - House) Free Conference Committee, adopted as follows:


Total 88

Nays: Bean, Bennett, Blasdel, Caferro, Fleming, Hendrick, Kasten, Kerns, Miller, Nooney, Randall.

Total 11

Excused: None.

Total 0

Absent or not voting: Mehlhoff.

Total 1

SB 323 (Thirty-ninth Legislative Day - Second Reading - Senate) - Senator Erickson moved SB 323 do pass. Motion carried as follows:


Total 45

Nays: Brenden, Esp, Mr. President.

Total 3

Absent or not voting: None.

Total 0

Excused: Jent, Stewart-Peregoy.

Total 2

SB 323 (Fortieth Legislative Day - Third Reading - Senate) passed as follows:


Total 46

Nays: Brenden, McGee, Shockley.

Total 3

Absent or not voting: None.

Total 0

Excused: Jent.

Total 1

SB 323 (Sixty-second Legislative Day - Second Reading - House) - Representative Kottel moved SB 323 be concurred in. Motion carried as follows:


Total 71

Total 29

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 323 (Sixty-third Legislative Day - Third Reading - House) concurred in as follows:


Total 70


Total 29

Excused: Villa.

Total 1

Absent or not voting: None.

Total 0

SB 325 (Thirty-third Legislative Day - Second Reading - Senate) - Senator Perry moved SB 325 do pass. Motion carried as follows:


Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 325 (Thirty-fourth Legislative Day - Third Reading - Senate) passed as follows:


Total 50

Nays: None.

Total 0
Absent or not voting: None.
   Total 0

Excused: None.
   Total 0

**SB 325** (Sixty-third Legislative Day - Second Reading - House) - Representative French moved SB 325 be concurred in. Motion carried as follows:

   Total 94

Nays: Campbell, McGillvray, Mendenhall, Miller, Pommichowski, Wiseman.
   Total 6

Excused: None.
   Total 0

Absent or not voting: None.
   Total 0

**SB 325** (Sixty-fourth Legislative Day - Third Reading - House) concurred in as follows:

   Total 91

Nays: Campbell, McGillvray, Mendenhall, Miller, Pommichowski, Reinhart, Wagner, Wiseman, Mr. Speaker.
   Total 9

Excused: None.
   Total 0

Absent or not voting: None.
   Total 0

**SB 326** (Forty-first Legislative Day - Second Reading - Senate) - Senator Erickson moved SB 326 do pass.

**SB 326** (Forty-first Legislative Day - Second Reading - Senate) - Senator Erickson moved SB 326, as amended, do pass. Motion carried as follows:

   Total 25
Nays: Bales, Balyeat, Barkus, Barrett, Brenden, R. Brown, T. Brown, Curtiss, Esp, Essmann, Gebhardt, Hansen, Hinkle, Jackson, Laible, McGee, Perry, Peterson, Ripley, Shockley, Steinbeisser, Stewart-Peregoy, Zinke, Mr. President.

Total 24

Absent or not voting: None.

Total 0

Excused: Jent.

Total 1

SB 326  (Forty-first Legislative Day - Second Reading - Senate) - Senator Erickson moved SB 326, second reading copy, be amended as follows:

1. Title, page 1, line 7.
   Following: “CAREGIVER;”
   Insert: “ALLOWING FOR DEPARTMENT INVENTORY AUDITS UNDER CERTAIN CONDITIONS;”
2. Page 1, line 18.
   Following: “time”
   Insert: “has agreed to undertake responsibility for managing the well-being of a person with respect to the medical use of marijuana, who”
3. Page 1, line 19.
   Following: “chapter”
   Insert: “,”
4. Page 2, lines 2 and 3.
   Strike: subsections (iv) and (v) in their entirety
   Renumber: subsequent subsections
5. Page 4, lines 17 and 18.
   Following: the second “department” on line 17
   Strike: “; or”
   Insert: “, including the adoption of rules regarding the process and implementation of onsite inventory audits that may be conducted by the department for any caregiver with more than five patients. The rules must include provisions addressing the required amount of reasonable notice necessary before initiating an onsite inventory audit.”
   Following: “(2)”
   Insert: “(a)”
7. Page 5, line 5.
   Following: “plants”
   Insert: “, eight immature plants,”
   Following: line 5
   Insert: “(b) For purposes of subsection (2)(a), "mature" means the plant has differentiated as to gender and is female in any state of budding and "immature" means plants that are not mature but excludes sprouts or clones that have not yet developed roots or are not yet planted in soil.”
   Following: “(8)”
   Insert: “(a)”
   Following: line 29
   Insert: “(b) This section does not prohibit landlords from restricting or prohibiting the growing of medical marijuana in rental premises by tenants or renters.”

Amendment adopted as follows:

Yeas: Bales, Barrett, Black, Branae, R. Brown, Brueggeman, Cooney, Erickson, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Squires, Stewart-Peregoy, J. Tropila, M. Tropila, Wanzenried, Williams, Windy Boy, Mr. President.

Total 36
Total 13
Absent or not voting: None.
Total 0
Excused: Jent.
Total 1

SB 326 (Forty-third Legislative Day - Third Reading - Senate) passed as follows:
Total 28
Nays: Bales, Balyeat, Barkus, Barrett, Brenden, R. Brown, T. Brown, Esp, Essmann, Gebhardt, Hinkle, Jackson, McGee, Perry, Peterson, Ripley, Shockley, Steinbeisser, Stewart-Peregoy, Tutvedt, Zinke, Mr. President.
Total 22
Absent or not voting: None.
Total 0
Excused: None.
Total 0

SB 327 (Forty-eighth Legislative Day - Second Reading - Senate) - Senator Curtiss moved SB 327, as amended, do pass. Motion carried as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Brueggeman, Curtis, Esp, Essmann, Gebhardt, Hamlett, Hansen, Hinkle, Jackson, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Stewart-Peregoy, J. Tropila, Tutvedt, Windy Boy, Zinke, Mr. President.
Total 35
Total 14
Absent or not voting: None.
Total 0
Excused: Squires.
Total 1

SB 327 (Forty-eighth Legislative Day - Second Reading - Senate) - Senator McGee moved SB 327, second reading copy, be amended as follows:
1. Title, line 8.
Following: “DEATH”
Strike: “OR INJURY”
2. Title, line 9.
Following: “PENALTIES,”
Insert: “PROVIDING FOR AN ADDITIONAL SENTENCE FOR A PERSON CONVICTED OF ASSAULT OR AGGRAVATED ASSAULT ON A PREGNANT WOMAN;”
Following: “45-5-102”
Strike: “;”
Insert: “AND”
Following: “45-5-103,”
Strike: “45-5-201, AND 45-5-202,”
3. Page 1, line 17.
Strike: "[sections 1 through 8]"
Insert: "45-5-102, 45-5-103, and [section 5]"

4. Page 4, line 3 through line 20.
Strike: section 4 through section 5 in their entirety
Insert: "NEW SECTION. Section 4. Additional sentence for assault or aggravated assault on pregnant woman. (1) An offender who is convicted of committing the offense of assault, as defined in 45-5-201, against a pregnant woman shall, in addition to the punishment provided for commission of the offense, be sentenced to a term of imprisonment in a state prison of not more than 10 years, except as provided in 46-18-222.
(2) An offender who is convicted of committing the offense of aggravated assault, as defined in 45-5-202, against a pregnant woman shall, in addition to the punishment provided for commission of the offense, be sentenced to a term of imprisonment in a state prison of not more than 20 years, except as provided in 46-18-222.
(3) An additional sentence imposed pursuant to this section must be imposed pursuant to the requirements of 46-1-401 and must run consecutively to the sentence imposed for the offense, except as provided in 46-18-222."
Renumber: subsequent sections.

5. Page 4, line 22.
Strike: "[Sections 1 through 8]"
Insert: "Sections 45-5-102, 45-5-103, and [section 4]"

Strike: "[sections 1 through 8]"
Insert: "45-5-102, 45-5-103, or [section 4]"

Strike: "[SECTION 1] IS"
Insert: "[Sections 1 and 4 through 6] are"

8. Page 5, line 16.
Strike: "[SECTION 1]"
Insert: "[sections 1 and 4 through 6]"

Amendment adopted as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Esp, Essmann, Gallus, Gebhardt, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Keane, Laible, Laslovich, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Stewart-Peregoy, J. Tropila, Tutvedt, Windy Boy, Zinke, Mr. President.

Total 39


Total 10

Absent or not voting: None.

Total 0

Excused: Squires.

Total 1

**SB 327** (Forty-eighth Legislative Day - Second Reading - Senate) - Senator Curtiss moved SB 327 do pass.

**SB 327** (Fiftieth Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Hamlett, Hansen, Hinkle, Jackson, Keane, Laible, Laslovich, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Stewart-Peregoy, J. Tropila, Tutvedt, Windy Boy, Zinke, Mr. President.

Total 34


Total 16
Paired: Barkus, Aye; Squires, No.
Absent or not voting: None.
   Total 0
Excused: None.
   Total 0

SB 330  (Thirty-ninth Legislative Day - Second Reading - Senate) - Senator Moss moved SB 330 do pass. Motion carried as follows:
   Total 30
Nays: Bales, Balyeat, Barkus, Barrett, Brenden, Curtiss, Esp, Gebhardt, Hinkle, Jackson, Laible, McGee, Perry, Peterson, Ripley, Steinbeisser, Tutvedt, Mr. President.
   Total 18
Absent or not voting: None.
   Total 0
Excused: Jent, Stewart-Peregoy.
   Total 2

SB 330  (Fortieth Legislative Day - Third Reading - Senate) passed as follows:
   Total 29
Nays: Bales, Balyeat, Barkus, Barrett, Brenden, T. Brown, Curtiss, Esp, Gebhardt, Hinkle, Jackson, Laible, McGee, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Mr. President.
   Total 20
Absent or not voting: None.
   Total 0
Excused: Jent.
   Total 1

SB 330  (Seventy-first Legislative Day - Second Reading - House) - Representative Becker moved SB 330 be concurred in. Motion carried as follows:
   Total 56
   Total 43
Excused: None.
   Total 0
Absent or not voting: Jones.
   Total 1
SB 330  (Seventy-second Legislative Day - Third Reading - House) concurred in as follows:


Total 57


Total 43

Excused: None.

Total 0

SB 330  (Seventy-fourth Legislative Day - Second Reading - Senate) - House Amendments - Senator Moss moved House amendments to SB 330 be concurred in. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 49

Nays: McGee.

Total 1

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 330  (Seventy-fifth Legislative Day - Third Reading - Senate), as amended by the House, passed as follows:


Total 43

Nays: Balyeat, Esp, Essmann, McGee, Shockley, Tutvedt, Mr. President.

Total 7

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 331  (Thirty-seventh Legislative Day - Second Reading - Senate) - Senator Balyeat moved SB 331 do pass. Motion carried as follows:
Total 50
Nays: None.
Total 0
Absent or not voting: None.
Total 0
Excused: None.
Total 0

SB 331 (Thirty-eighth Legislative Day - Third Reading - Senate) passed as follows:
Total 50
Nays: None.
Total 0
Absent or not voting: None.
Total 0
Excused: None.
Total 0

SB 331 (Fifty-fourth Legislative Day - Second Reading - House) - Representative MacLaren moved SB 331 be concurred in. Motion carried as follows:
Total 95
Nays: Sales, Villa, Wiseman, Mr. Speaker.
Total 4
Excused: Campbell.
Total 1
Absent or not voting: None.
Total 0

SB 331 (Fifty-fifth Legislative Day - Third Reading - House) concurred in as follows:

Total 93

Nays: P. Beck, Belcourt, Boss Ribs, Campbell, Sales, Villa, Mr. Speaker.

Total 7

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**SB 333** (Forty-fourth Legislative Day - Second Reading - Senate) - Senator Balyeat moved SB 333 do pass. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Hinkle, Jackson, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Zinke, Mr. President.

Total 27


Total 23

Absent or not voting: None.

Total 0

Excused: None.

Total 0

Pursuant to Senate Rule S50-100(2) on bills proposing an amendment to the Montana Constitution, SB 333 will progress as though it had received the majority vote.

**SB 335** (Thirty-seventh Legislative Day - Second Reading - Senate) - Senator Balyeat moved SB 335 do pass. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Laible, Larsen, Laslovich, Lewis, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzennried, Williams, Windy Boy, Zinke, Mr. President.
SB 335  (Thirty-eighth Legislative Day - Third Reading - Senate)  passed as follows:
Total  47
Nays:  Keane, Moss, Williams.
Total  3
Absent or not voting: None.
Total  0
Excused: None.
Total  0

SB 336  (Thirty-seventh Legislative Day - Second Reading - Senate)  - Senator Balyeat moved SB 336 do pass. Motion carried as follows:
Total  40
Nays:  Erickson, Gallus, Juneau, Kaufmann, Keane, Laible, Larsen, Moss, Squires, Williams.
Total  10
Absent or not voting: None.
Total  0
Excused: None.
Total  0

SB 336  (Thirty-eighth Legislative Day - Third Reading - Senate)  passed as follows:
Total  42
Nays:  Erickson, Juneau, Kaufmann, Laible, Larsen, Moss, Stewart-Peregoy, Williams.
Total  8
Absent or not voting: None.
Total  0
Excused: None.
Total  0
SB 337  (Forty-second Legislative Day - Second Reading - Senate) - Senator Brenden moved SB 337 do pass. Motion carried as follows:

Yeas: Bales, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Hamlett, Hansen, Hinkle, Jackson, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Zinke, Mr. President.

Total 28


Total 20

Absent or not voting: None.

Total 0

Excused: Balyeat, Squires.

Total 2

SB 337  (Forty-third Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gallus, Gebhardt, Hamlett, Hansen, Hinkle, Jackson, Keane, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Zinke, Mr. President.

Total 31


Total 19

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 340  (Thirty-first Legislative Day - Second Reading - Senate) - Senator Laslovich moved SB 340 do pass. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Es, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Zinke, Mr. President.

Total 47


Total 3

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 340  (Thirty-second Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, T. Brown, Brueggeman, Cooney, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Zinke, Mr. President.

Total 45


Total 5
Absent or not voting: None.
Total 0

Excused: None.
Total 0

**SB 340**  (Sixty-fourth Legislative Day - Second Reading - House) - Representative McClafferty moved SB 340 be concurred in. Motion carried as follows:

Total 98

Nays: Hawk, Pomnichowski.
Total 2

Excused: None.
Total 0

Absent or not voting: None.
Total 0

**SB 340**  (Sixty-fifth Legislative Day - Third Reading - House) concurred in as follows:

Total 96

Nays: Hawk, Lake, Pomnichowski.
Total 3

Excused: Howard.
Total 1

Absent or not voting: None.
Total 0

**SB 341** (Thirty-first Legislative Day - Second Reading - Senate) - Senator Laslovich moved SB 341 do pass. Motion carried as follows:

Total 41

Nays: Balyeat, R. Brown, Gebhardt, Hinkle, Jackson, Juneau, Kaufmann, Murphy, Stewart-Perego.
Total 9

Absent or not voting: None.
SB 341  61ST LEGISLATURE (2009)  998

Total  0
Excused: None.
Total  0

SB 341  (Thirty-second Legislative Day - Third Reading - Senate)  passed as follows:
Total  41
Nays: Balyeat, R. Brown, Hinkle, Jackson, Juneau, Kaufmann, Murphy, Squires, Stewart-Peregoy.
Total  9
Absent or not voting: None.
Total  0
Excused: None.
Total  0

SB 341  (Sixty-third Legislative Day - Second Reading - House) - Representative Menahan moved
SB 341 be concurred in. Motion carried as follows:
Total  89
Total  10
Excused: None.
Total  0
Absent or not voting: Kasten.
Total  1

SB 341  (Sixty-fourth Legislative Day - Third Reading - House) concurred in as follows:
Total  86
Total  13
Excused: None.
Total  0
Absent or not voting: Vincent.
   Total 1

SB 342 (Sixty-eighth Legislative Day - Second Reading - Senate) - Senator Essmann moved SB 342 do pass. Motion failed as follows:
   Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Curtiss, Esp, Essmann, Gebhardt, Hinkle, Jackson, Laible, McGee, Murphy, Perry, Peterson, Shockley, Tutvedt, Windy Boy, Zinke, Mr. President.
   Total 24
   Total 26
   Absent or not voting: None.
   Total 0
   Excused: None.
   Total 0

SB 342 (Sixty-eighth Legislative Day - Second Reading - Senate) - Senator Williams moved SB 342 be indefinitely postponed. Motion carried as follows:
   Total 28
   Nays: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Curtiss, Esp, Essmann, Gebhardt, Hinkle, Jackson, Laible, McGee, Murphy, Perry, Shockley, Windy Boy, Zinke, Mr. President.
   Total 22
   Absent or not voting: None.
   Total 0
   Excused: None.
   Total 0

SB 343 (Thirty-fourth Legislative Day - Second Reading - Senate) - Senator Jackson moved SB 343 do pass. Motion carried as follows:
   Yeas: Bales, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
   Total 47
   Nays: Balyeat, Esp, Juneau.
   Total 3
   Absent or not voting: None.
   Total 0
   Excused: None.
   Total 0

SB 343 (Sixty-second Legislative Day - Second Reading - Senate) - Senator Jackson moved SB 343 do pass. Motion carried as follows:
   Yeas: Bales, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson,
Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
    Total 48
Nays: Balyeat, Juneau.
    Total 2
Absent or not voting: None.
    Total 0
Excused: None.
    Total 0

SB 343 (Sixty-third Legislative Day - Third Reading - Senate) passed as follows:
Yeas: Bales, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hawks, Hinkle, Jackson, Jent, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
    Total 44
Nays: Balyeat, Esp, Juneau.
    Total 3
Absent or not voting: None.
    Total 0
Excused: Branae, Hansen, Schmidt.
    Total 3

SB 343 (Eighty-first Legislative Day - Second Reading - House) - Representative Taylor moved SB 343 be concurred in. Motion carried as follows:
    Total 79
Nays: Ankney, B. Beck, Caferro, Hawk, Hendrick, Howard, Jones, Kasten, Kems, Mendenhall, Morgan, Randall, Reichner, Sonju, Stoker, Vance, Villa, Vincent, Wagner, Mr. Speaker.
    Total 20
Excused: None.
    Total 0
Absent or not voting: Belcourt.
    Total 1

SB 343 (Eighty-fourth Legislative Day - Second Reading - House) - Representative Taylor moved SB 343 be concurred in. Motion carried as follows:
Total 84
   Total 12
Excused: None.
   Total 0
Absent or not voting: Peterson, Phillips, Sesso, Warburton.
   Total 4

SB 343 (Eighty-fifth Legislative Day - Third Reading - House) concurred in as follows:
   Total 86
Nays: Bean, P. Beck, Caferro, Hendrick, Howard, Kasten, Kerns, Mendenhall, Morgan, Randall, Stoker, Vance, Wagner, Mr. Speaker.
   Total 14
Excused: None.
   Total 0
Absent or not voting: None.
   Total 0

SB 344 (Thirty-seventh Legislative Day - Second Reading - Senate) - Senator J. Peterson moved SB 344 do pass. Motion carried as follows:
   Total 50
Nays: None.
   Total 0
Absent or not voting: None.
   Total 0
Excused: None.
   Total 0

SB 344 (Thirty-eighth Legislative Day - Third Reading - Senate) passed as follows:
   Total 50
Nays: None.
   Total 0
Absent or not voting: None.
   Total 0

SB 344 (Thirty-eighth Legislative Day - Third Reading - Senate) passed as follows:
SB 345 (Forty-first Legislative Day - Second Reading - Senate) - Senator Tutvedt moved SB 345, second reading copy, be amended as follows:

1. Page 3, line 8.
   Strike: “8”
   Insert: “2”
   Amendment adopted as follows:


Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Jent.

Total 1

SB 345 (Forty-first Legislative Day - Second Reading - Senate) - Senator Tutvedt moved SB 345 do pass.

SB 345 (Forty-first Legislative Day - Second Reading - Senate) - Senator Tutvedt moved SB 345 do pass.

Senator Esp moved that SB 345 be placed below SJ 26 on the second reading board. Without objection, motion carried.

SB 345 (Forty-first Legislative Day - Second Reading - Senate) - Senator Tutvedt moved SB 345, as amended, do pass. Motion carried as follows:


Total 42

Nays: Hawks, Kaufmann, Lewis, Murphy, Perry, Squires, Wanzennried.

Total 7

Absent or not voting: None.

Total 0

Excused: Jent.

Total 1

SB 345 (Forty-third Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzennried, Williams, Windy Boy, Zinke, Mr. President.

Total 49
Nays: Lewis.
   Total 1
Absent or not voting: None.
   Total 0
Excused: None.
   Total 0

SB 348 (Forty-third Legislative Day - Second Reading - Senate) - Senator Essmann moved SB 348 do pass.

SB 348 (Forty-third Legislative Day - Second Reading - Senate) - Senator Essmann moved SB 348, second reading copy, be amended as follows:

1. Title, line 7.
   Strike: "90"
   Insert: "75"
2. Page 1, line 16.
   Strike: "90"
   Insert: "75"

Amendment not adopted as follows:

Yeas: Bales, Balyeat, Barrett, Brenden, R. Brown, T. Brown, Curtiss, Esp, Essmann, Gebhardt, Hansen, Hinkle, Jackson, Laible, Lewis, Murphy, Peterson, Ripley, Shockley, Steinbeisser, Mr. President.
   Total 21
   Total 29
Absent or not voting: None.
   Total 0
Excused: None.
   Total 0

SB 348 (Forty-fourth Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jent, Juneau, Kaufmann, Laible, Larsen, McGee, Moss, Perry, Peterson, Ripley, Shockley, Steinbeisser, Stewart-Peregoy, Tutvedt, Williams, Windy Boy, Zinke, Mr. President.
   Total 42
   Total 13
Absent or not voting: None.
   Total 0
Excused: None.
   Total 0

SB 348 (Forty-fourth Legislative Day - Third Reading - Senate) passed as follows:

   Total 42
Nays: Cooney, Erickson, Hinkle, Keane, Laslovich, Murphy, J. Tropila, M. Tropila.  
   Total 8
Absent or not voting: None. 
   Total 0
Excused: None.  
   Total 0

SB 348 (Seventieth Legislative Day - Second Reading - House) - Representative Himmelberger moved SB 348 be concurred in. Requires 2/3 adoption of entire Legislature. Motion carried as follows:
   Total 61
   Total 38
Excused: None. 
   Total 0
Absent or not voting: Furey.  
   Total 1

SB 348 (Seventy-first Legislative Day - Third Reading - House) failed (due to 2/3 majority rule) as follows:
   Total 52
   Total 48
Excused: None.  
   Total 0
Absent or not voting: None.  
   Total 0

SB 348 (Seventy-fourth Legislative Day - Second Reading - Senate) - House Amendments - Senator Essmann moved House amendments to SB 348 not be concurred in. Motion carried as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jent, Juneau, Kaufmann, Laible, Larsen, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt,
Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 45

Nays: Erickson, Jackson, Keane, Laslovich, M. Tropila.

Total 5

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 348 (Eighty-fourth Legislative Day - Second Reading - Senate) - Free Conference Committee Report No. 1 - Senator Essmann moved the Free Conference Committee report to SB 348 be adopted. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Laible, Larsen, Lewis, Moss, Perry, Peterson, Ripley, Shockley, Squires, Steinbeisser, Stewart-Peregoy, Tutvedt, Williams, Windy Boy, Zinke, Mr. President.

Total 39


Total 11

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 348 (Eighty-fifth Legislative Day - Third Reading - Senate) - Free Conference Committee Report No. 1, adopted as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, T. Brown, Brueggeman, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Laible, Larsen, Lewis, Moss, Perry, Peterson, Ripley, Shockley, Squires, Steinbeisser, Stewart-Peregoy, Tutvedt, Williams, Windy Boy, Zinke, Mr. President.

Total 38


Total 12

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 348 (Eighty-ninth Legislative Day - Second Reading - House) - Free Conference Committee Report No. 1 - Representative Himmelberger moved the Conference Committee report to SB 348 be adopted. Motion requires 2/3 majority of entire Legislature. Motion carried as follows:


Total 62

Total 38

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 348 (Ninetieth Legislative Day - Third Reading - House) failed (due to 2/3 vote requirement) concurred in as follows:


Total 55


Total 45

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 349 (Forty-second Legislative Day - Second Reading - Senate) - Senator Tutvedt moved SB 349 do pass. Motion carried as follows:


Total 47

Nays: Juneau, Kaufmann.

Total 2

Absent or not voting: None.

Total 0

Excused: Squires.

Total 1

SB 349 (Forty-third Legislative Day - Third Reading - Senate) passed as follows:


Total 48

Nays: Juneau, Kaufmann.
SB 349 (Seventy-second Legislative Day - Second Reading - House) - Representative Sonju moved SB 349 as amended, be concurred in. Motion carried as follows:


Total 91


Total 7

Excused: None.

Total 0

Absent or not voting: Belcourt, Campbell.

Total 2
SB 349 61ST LEGISLATURE (2009) 1008


Total 94

Nays: Caferro, Dickenson, Hollenbaugh, Pomnichowski, Sesso.

Total 5

Excused: None.

Total 0

Absent or not voting: Arntzen.

Total 1

SB 349 (Seventy-third Legislative Day - Third Reading - House) as amended by the House, concurred in as follows:


Total 95


Total 5

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 349 (Seventy-fifth Legislative Day - Second Reading - Senate) - House Amendments - Senator Tutvedt moved House amendments to SB 349 be concurred in. Motion carried as follows:


Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

SB 349 (Seventy-sixth Legislative Day - Third Reading - Senate), as amended by the House, passed as follows:


Total 49
Nays: Gallus.
  Total 1
Absent or not voting: None.
  Total 0
Excused: None.
  Total 0

**SB 349** (Eighty-seventh Legislative Day - Second Reading - House) - Governor’s Amendments - Representative Sonju moved Governor’s amendments to SB 349 be not concurred in. Motion carried as follows:

  Total 52

  Total 48

Excused: None.
  Total 0
Absent or not voting: None.
  Total 0

**SB 349** (Eighty-seventh Legislative Day - Second Reading - Senate) - Governor’s Amendments - Original motion that Governor’s amendments to SB 349 not be concurred in carried as follows:

  Total 33

  Total 15

Absent or not voting: None.
  Total 0
Excused: Hansen, Mr. President.
  Total 2

**SB 349** (Eighty-seventh Legislative Day - Second Reading - Senate) - Governor’s Amendments - Senator Cooney made a substitute motion the Governor’s amendments to SB 349 be concurred in. Motion failed as follows:

Yeas: Cooney, Erickson, Gallus, Hawks, Jent, Juneau, Kaufmann, Keane, Moss, Schmidt, Squires, Stewart-Peregoy, J. Tropila, M. Tropila, Wanzenried, Williams.
  Total 16

  Total 32

Absent or not voting: None.
SB 349 (Eighty-seventh Legislative Day - Second Reading - Senate) - Governor’s Amendments - Senator Tutvedt moved Governor’s amendments to SB 349 not be concurred in.

SB 350 (Fortieth Legislative Day - Second Reading - Senate) - Senator Gillan moved SB 350 do pass. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jackson, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 45


Total 4

Absent or not voting: None.

Total 0

Excused: Jent.

Total 1

SB 350 (Sixty-second Legislative Day - Second Reading - Senate) - Senator Gillan moved SB 350 do pass. Motion carried as follows:

Yeas: Bales, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 47

Nays: Balyeat, Hinkle, McGee.

Total 3

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 350 (Sixty-third Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hawks, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 46

Nays: Hinkle.

Total 1

Absent or not voting: None.

Total 0

Excused: Branae, Hansen, Schmidt.

Total 3
SB 350 (Seventy-sixth Legislative Day - Second Reading - House) - Representative Roberts moved SB 350 be concurred in. Motion carried as follows:


Total 74


Total 26

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 350 (Seventy-seventh Legislative Day - Third Reading - House) concurred in as follows:


Total 76


Total 24

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 351 (Forty-fourth Legislative Day - Second Reading - Senate) - Senator Essmann moved SB 351 do pass. Motion carried as follows:


Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Brenden.

Total 1
SB 351 (Forty-fifth Legislative Day - Third Reading - Senate) passed as follows:


Total 48

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Brenden, Squires.

Total 2

SB 351 (Seventieth Legislative Day - Second Reading - House) - Representative Reichner moved SB 351 be concurred in. Motion carried as follows:


Total 95

Nays: B. Beck, Hawk, Kasten.

Total 3

Excused: None.

Total 0

Absent or not voting: Hands, Reinhart.

Total 2

SB 351 (Seventy-first Legislative Day - Third Reading - House) concurred in as follows:


Total 98

Nays: Hawk, Kasten.

Total 2

Excused: None.

Total 0

Absent or not voting: None.

Total 0
SB 351 (Seventy-third Legislative Day - Second Reading - Senate) - House Amendments - Senator Essmann moved House amendments to SB 351 be concurred in. Motion carried as follows:
Total 42
Nays: Balyeat, Barkus, Brenden, Hinkle, Jent, Juneau, Mr. President.
Total 7
Absent or not voting: None.
Total 0
Excused: Windy Boy.
Total 1

SB 351 (Seventy-fourth Legislative Day - Third Reading - Senate), as amended by the House, passed as follows:
Yeas: Bales, Balyeat, Barrett, Black, Branae, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hawks, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
Total 46
Nays: Barkus, Brenden, Hansen, Hinkle.
Total 4
Absent or not voting: None.
Total 0
Excused: None.
Total 0

SB 353 (Forty-second Legislative Day - Second Reading - Senate) - Senator Black moved SB 353 do pass. Motion carried as follows:
Yeas: Bales, Barkus, Barrett, Black, Branae, Brenden, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
Total 46
Nays: Balyeat, R. Brown, Hinkle.
Total 3
Absent or not voting: None.
Total 0
Excused: Squires.
Total 1

SB 353 (Forty-third Legislative Day - Third Reading - Senate) passed as follows:
Yeas: Bales, Barkus, Barrett, Black, Branae, Brenden, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Squires, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
Total 45
Nays: Balyeat, R. Brown, Hinkle, Shockley, Steinbeisser.
SB 353  61ST LEGISLATURE (2009) 1014

Total 5
Absent or not voting: None.
Total 0
Excused: None.
Total 0

SB 353 (Seventy-fourth Legislative Day - Second Reading - House) - Representative McAlpin moved SB 353 be concurred in. Motion carried as follows:

Total 96

Nays: Boniek, Taylor.
Total 2

Excused: None.
Total 0

Absent or not voting: Himmelberger, Vincent.
Total 2

SB 353 (Seventy-fifth Legislative Day - Third Reading - House) concurred in as follows:

Total 95

Nays: Bean, Boniek, Butcher, Ingraham.
Total 4

Excused: Glaser.
Total 1

Absent or not voting: None.
Total 0

SB 356 (Forty-first Legislative Day - Second Reading - Senate) - Senator Zinke moved SB 356 do pass. Motion carried as follows:

Total 25

Nays: Bales, Balyeat, Barkus, Barrett, Black, Brenden, Curtiss, Esp, Essmann, Gebhardt, Hansen, Hinkle, Jackson, Laible, Lewis, McGee, Murphy, Peterson, Ripley, Shockley, Steinbeisser, M. T ropila, Tutvedt, Mr. President.
Total 24
Absent or not voting: None.
Total 0
Excused: Jent.
Total 1

SB 356 (Forty-second Legislative Day - Third Reading - Senate) passed as follows:
Total 31
Nays: Bales, Balyeat, Barkus, Black, Brenden, Curtiss, Esp, Essmann, Gebhardt, Hansen, Hinkle, Jackson, Laible, McGee, Murphy, Ripley, Steinbeisser, Tutvedt, Mr. President.
Total 19
Paired: Squires, Aye; Essmann, No.

SB 356 (Seventy-eighth Legislative Day - Second Reading - House) - Representative Reichner moved SB 356 be concurred in. Motion carried as follows:
Total 76
Total 24
Excused: None.
Total 0

SB 356 (Eightieth Legislative Day - Third Reading - House) concurred in as follows:
Total 67
Total 33
SB 360

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 360 (Thirty-ninth Legislative Day - Second Reading - Senate) - Senator Keane moved SB 360 do pass.

SB 360 (Thirty-ninth Legislative Day - Second Reading - Senate) - Senator Keane moved SB 360, second reading copy, be amended as follows:

1. Title, page 1, line 5 through line 7.
   Strike: "REQUIRING" on line 5 through "PROVISIONS;" on line 7
2. Title, page 1, line 7.
   Strike: "SECTIONS"
   Insert: "SECTION"
3. Title, page 1, line 8.
   Strike: "75-20-215, AND 75-20-216,"
4. Page 4, line 2 through page 8, line 1.
   Strike: section 2 through section 3 in their entirety
   Renumber: subsequent sections
Amendment adopted as follows:

Total 48

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: Jent, Stewart-Peregoy.
Total 2

SB 360 (Thirty-ninth Legislative Day - Second Reading - Senate) - Senator Wanzenried moved SB 360, second reading copy, be amended as follows:

1. Page 2, line 28 through line 30.
   Strike: ", unless" on line 28 through ";" on line 30

Total 47

Nays: Hansen.
Total 1

Absent or not voting: None.
Total 0

Excused: Jent, Stewart-Peregoy.
Total 2

SB 360 (Thirty-ninth Legislative Day - Second Reading - Senate) - Senator Wanzenried moved SB 360, second reading copy, be amended as follows:

1. Page 2, line 28 through line 30.
   Strike: "unless" on line 28 through ";" on line 30
Except for a newly acquired easement or right-of-way necessary to comply with electromagnetic field standards, a newly acquired easement or right-of-way outside the existing easement or right-of-way as described in this subsection (8)(a)(iv) may not exceed a total of 10 miles in length or be more than 10% of the existing transmission right-of-way, whichever is greater, and the purpose of the easement must be to avoid sensitive areas or inhabited areas.


Following: line 19

Insert: "(10) "Sensitive areas" means government-designated areas that have been recognized for their importance to Montana's wildlife, wilderness, culture, and historic heritage, including but not limited to national wildlife refuges, state wildlife management areas, federal areas of critical environmental concern, state parks and historic sites, designated wilderness areas, wilderness study areas, designated wild and scenic rivers, or national parks, monuments, or historic sites."

Renumber: subsequent subsections

Amendment adopted as follows:


Total 48

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Jent, Stewart-Peregoy.

Total 2

SB 360 (Forty-first Legislative Day - Third Reading - Senate) passed as follows:


Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Jent.

Total 1

SB 360 (Seventy-second Legislative Day - Second Reading - House) - Representative Menahan moved SB 360 be concurred in. Motion carried as follows:


Total 82

Nays: Barrett, Becker, Boland, Caferro, Cohenour, Dickens, Driscoll, Hands, Henry, MacDonald, Malek, Pommichowski, Reinhart, Roundstone, Sands, Wilmer, Wilson, Wiseman.
Total 18
Excused: None.
Total 0
Absent or not voting: None.
Total 0

**SB 360** (Seventy-third Legislative Day - Third Reading - House) concurred in as follows:
Total 81
Total 19
Excused: None.
Total 0
Absent or not voting:
Total 0

**SB 360** (Eighty-fourth Legislative Day - Second Reading - Senate) - Governor’s Amendments - Senator Keane moved Governor’s amendments to SB 360 be not concurred in. Motion carried as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hinkle, Jackson, Jent, Keane, Laible, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, Tutvedt, Williams, Windy Boy, Zinke, Mr. President.
Total 41
Total 9
Absent or not voting: None.
Total 0
Excused: None.
Total 0

**SB 360** (Eighty-sixth Legislative Day - Second Reading - House) - Governor’s Amendments - Representative Menahan moved Governor’s amendments to SB 360 be concurred in. Motion carried as follows:
Total 61
SB 361 (Forty-second Legislative Day - Second Reading - Senate) - Senator Ripley moved SB 361 do pass. Motion carried as follows:


Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Squires.

Total 1

SB 361 (Forty-third Legislative Day - Third Reading - Senate) passed as follows:


Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 361 (Seventy-fourth Legislative Day - Second Reading - House) - Representative Miller moved SB 361 be concurred in. Motion carried as follows:


Total 98

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0
Absent or not voting: McChesney, Vincent.
  Total 2

SB 361 (Seventy-fifth Legislative Day - Third Reading - House) concurred in as follows:
  Total 99
Nays: None.
  Total 0
Excused: Glaser.
  Total 1
Absent or not voting: None.
  Total 0

SB 363 (Fortieth Legislative Day - Second Reading - Senate) - Senator Stewart-Peregoy moved SB 363 do pass. Motion carried as follows:
  Total 37
Nays: Bales, Barkus, R. Brown, T. Brown, Hinkle, Laslovich, McGee, Perry, Peterson, Squires, Tutvedt, Mr. President.
  Total 12
Absent or not voting: None.
  Total 0
Excused: Jent.
  Total 1

SB 363 (Forty-first Legislative Day - Third Reading - Senate) passed as follows:
  Total 44
Nays: Bales, Barkus, R. Brown, Squires, Tutvedt.
  Total 5
Absent or not voting: None.
  Total 0
Excused: Jent.
  Total 1

SB 367 (Forty-fourth Legislative Day - Second Reading - Senate) - Senator Hamlett moved SB 367 do pass. Motion carried as follows:

Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 367 (Forty-fifth Legislative Day - Third Reading - Senate) passed as follows:


Total 48

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Brenden, Squires.

Total 2

SB 367 (Seventy-second Legislative Day - Second Reading - House) - Representative Ingraham moved SB 367 be concurred in. Motion carried as follows:


Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 367 (Seventy-third Legislative Day - Third Reading - House) concurred in as follows:


Total 100

Nays: None. 
   Total 0

Excused: None. 
   Total 0

Absent or not voting: None. 
   Total 0

SB 368 (Thirty-eighth Legislative Day - Second Reading - Senate) - Senator Erickson moved SB 368 do pass. Motion carried as follows:

   Total 50

Nays: None. 
   Total 0

Absent or not voting: None. 
   Total 0

Excused: None. 
   Total 0

SB 368 (Thirty-ninth Legislative Day - Third Reading - Senate) passed as follows:

   Total 48

Nays: None. 
   Total 0

Absent or not voting: None. 
   Total 0

Excused: Jent, Stewart-Peregoy. 
   Total 2

SB 368 (Sixty-second Legislative Day - Second Reading - House) - Representative McAlpin moved SB 368 be concurred in. Motion carried as follows:

SB 368 (Sixty-third Legislative Day - Third Reading - House) concurred in as follows:


Total 98

Nays: None.

Total 0

Excused: Villa.

Total 1

Absent or not voting: Wilmer.

Total 1

SB 369 (Forty-first Legislative Day - Second Reading - Senate) - Senator Esp moved SB 369 do pass. Motion carried as follows:


Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Jent.

Total 1

SB 369 (Forty-second Legislative Day - Third Reading - Senate) passed as follows:


Total 49

Nays: None.
SB 369  61ST LEGISLATURE (2009)  1024

Total 0
Absent or not voting: None.
  Total 0
Excused: Squires.
  Total 1

SB 369  (Seventy-eighth Legislative Day - Second Reading - House) - Representative More moved SB 369 be concurred in. Motion carried as follows:

  Total 99
Nays: None.
  Total 0
Excused: None.
  Total 0
Absent or not voting: Blasdel.
  Total 1

SB 369  (Seventy-ninth Legislative Day - Third Reading - House) , concurred in as follows:

  Total 100
Nays: None.
  Total 0
Excused: None.
  Total 0
Absent or not voting: None.
  Total 0

SB 369  (Eighty-first Legislative Day - Second Reading - Senate) - House Amendments - Senator Esp moved House amendments to SB 369 be concurred in. Motion carried as follows:

  Total 50
SB 369 (Eighty-second Legislative Day - Third Reading - Senate), as amended by the House, passed as follows:


Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 370 (Sixty-eighth Legislative Day - Second Reading - Senate) - Senator Perry moved SB 370 do pass.

SB 370 (Sixty-eighth Legislative Day - Second Reading - Senate) - Senator Perry moved SB 370, as amended, do pass. Motion carried as follows:

Yeas: Bales, Barkus, Barrett, Black, Branae, Brenden, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Squires, Steinbeisser, Stewart-Pereyoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 45

Nays: Balyeat, R. Brown, Gallus, Hinkle, Shockley.

Total 5

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 370 (Sixty-eighth Legislative Day - Second Reading - Senate) - Senator Perry moved SB 370, second reading copy, be amended as follows:

Followed: “(2)”
Insert: “(a)”
Strike: “EACH”
Insert: “Except as provided in subsection (2)(b), each”

Following: line 25
Insert: “(b) Permitted operations that mine, extract, or produce bentonite are not subject to the fee provided in this section.”

Amendment adopted as follows:
SB 370  61ST LEGISLATURE (2009)  1026


  Total 50

Nays: None.
  Total 0

Absent or not voting: None.
  Total 0

Excused: None.
  Total 0

SB 370  (Seventieth Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Bales, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Erickson, Esp, Essmann, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jackson, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Windy Boy, Zinke, Mr. President.

  Total 43

Nays: Balyeat, Cooney, Gallus, Hinkle, Squires, Wanzienried, Williams.
  Total 7

Absent or not voting: None.
  Total 0

Excused: None.
  Total 0

SB 370  (Eightieth Legislative Day - Second Reading - House) - Representative Milburn moved SB 370 be concurred in. Motion failed as follows:


  Total 21


  Total 77

Excused: None.
  Total 0

Absent or not voting: Howard, O'Hara.
  Total 2

SB 371  (Thirty-eighth Legislative Day - Second Reading - Senate) - Senator Perry moved SB 371 do pass. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Hinkle, Jackson, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Zinke, Mr. President.

  Total 27
Total 23
Absent or not voting: None.
Total 0
Excused: None.
Total 0

SB 371 (Thirty-ninth Legislative Day - Third Reading - Senate) passed as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Hinkle, Jackson, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Zinke, Mr. President.
Total 27

SB 371 (Seventieth Legislative Day - Second Reading - House) - Representative Hunter moved SB 371 be concurred in. Motion carried as follows:
Total 58

SB 371 (Seventy-first Legislative Day - Third Reading - House) concurred in as follows:
Total 62

SB 371 (Seventy-first Legislative Day - Third Reading - House) concurred in as follows:
SB 371  61ST LEGISLATURE (2009)  1028

Total 38

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 371 (Seventy-third Legislative Day - Second Reading - Senate) - House Amendments - Senator Perry moved House amendments to SB 371 be concurred in. Motion carried as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hawks, Hinkle, Jackson, Jent, Laible, Larsen, Laslovich, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Steinbeisser, Tutvedt, Williams, Zinke, Mr. President.
Total 36

Total 13

Absent or not voting: None.
Total 0

Excused: Windy Boy.
Total 1

SB 371 (Seventy-fourth Legislative Day - Third Reading - Senate), as amended by the House, passed as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Laible, Larsen, Laslovich, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Steinbeisser, Tutvedt, Wanzenried, Windy Boy, Zinke, Mr. President.
Total 39

Nays: Cooney, Jent, Juneau, Kaufmann, Keane, Moss, Squires, Stewart-Peregoy, J. Tropila, M. Tropila, Williams.
Total 11

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 371 (Seventy-eighth Legislative Day - Second Reading - Senate) - Free Conference Committee Report No. 1 - Senator Perry moved the Free Conference Committee report to SB 371 be adopted. Motion carried as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gallus, Gebhardt, Gillan, Hinkle, Jackson, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Steinbeisser, Stewart-Peregoy, J. Tropila, Tutvedt, Windy Boy, Zinke, Mr. President.
Total 37

Nays: Cooney, Erickson, Hamlett, Hansen, Hawks, Jent, Juneau, Kaufmann, Moss, Squires, M. Tropila, Wanzenried, Williams.
Total 13

Absent or not voting: None.
SB 371 (Eighty-fifth Legislative Day - Second Reading - Senate) - Governor's Amendments - Senator Perry moved Governor's amendments to SB 371 be concurred in.

SB 371 (Eighty-fifth Legislative Day - Second Reading - Senate) - Governor's Amendments - Senator Perry made a substitute motion that Governor's amendments to SB 371 be not concurred in. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gallus, Gebhardt, Hinkle, Jackson, Keane, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Stewart-Peregoy, Tutvedt, Windy Boy, Zinke, Mr. President.

Total 31


Total 19

Absent or not voting: None.

Total 0

SB 371 (Eighty-sixth Legislative Day - Second Reading - House) - Governor's Amendments - Representative Hunter moved Governor's amendments to SB 371 be concurred in. Motion carried as follows:


Total 82

Nays: Bean, Bennett, Berry, Butcher, Haw, Hendrick, Kasten, Kerns, Lake, Mendenhail, Milburn, More, Randall, Regier, Sales, Vance, Vincent, Wagner.

Total 18

Excused: None.

Total 0

SB 371 (Eighty-seventh Legislative Day - Third Reading - House) - Governor's Amendments, concurred in as follows:


Total 82

Total 17

Excused: None.

Total 0

Absent or not voting: Glaser.

Total 1

SB 371 (Eighty-ninth Legislative Day - Second Reading - Senate) - Free Conference Committee Report No. 1 - Senator Perry moved the Free Conference Committee report to SB 371 be adopted. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gallus, Gebhardt, Gillan, Hinkle, Jackson, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Steinbeisser, Stewart-Peregoy, J. Tropila, Tutvedt, Windy Boy, Zinke, Mr. President.

Total 37

Nays: Cooney, Erickson, Hamlett, Hansen, Hawks, Jent, Juneau, Kaufmann, Moss, Squires, M. Tropila, Wanzenried, Williams.

Total 13

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 371 (Eighty-ninth Legislative Day - Second Reading - House) - Free Conference Committee Report No. 1 - Representative Hunter moved the Free Conference Committee report to SB 371 be not adopted. Motion carried as follows:


Total 52


Total 48

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 371 (Ninetieth Legislative Day - Third Reading - Senate) - Free Conference Committee Report No. 1, adopted as follows:


Total 39
Nays: Cooney, Erickson, Hamlett, Hansen, Jent, Juneau, Kaufmann, Moss, Squires, M. Tropila, Williams.
Total 11
Absent or not voting: None.
Total 0
Excused: None.
Total 0

SB 373 (Forty-third Legislative Day - Second Reading - Senate) - Senator Williams moved SB 373 be indefinitely postponed. Motion carried as follows:
Total 26
Nays: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Curtiss, Essmann, Gebhardt, Jackson, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Zinke, Mr. President.
Total 24
Absent or not voting: None.
Total 0
Excused: None.
Total 0

SB 374 (Forty-third Legislative Day - Second Reading - Senate) - Senator J. Peterson moved consideration of SB 374 be placed after SB 411 on second reading this day. Motion carried.

SB 373 (Forty-third Legislative Day - Second Reading - Senate) - Senator Perry moved SB 373 do pass. Motion failed as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Curtiss, Essmann, Gebhardt, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Steinbeisser, Tutvedt, Mr. President.
Total 21
Total 29
Absent or not voting: None.
Total 0
Excused: None.
Total 0

SB 374 (Forty-third Legislative Day - Second Reading - Senate) - Senator Perry moved SB 374 do pass. Motion carried as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Hinkle, Jackson, Keane, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Windy Boy, Zinke, Mr. President.
Total 29
Total 21
Absent or not voting: None.
Total 0
Excused: None.
Total 0

**SB 374** (Forty-fourth Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Hinkle, Jackson, Keane, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Windy Boy, Zinke, Mr. President.
Total 29

Total 21

Absent or not voting: None.
Total 0

Excused: None.
Total 0

**SB 375** (Thirty-ninth Legislative Day - Second Reading - Senate) - Senator J. Peterson moved SB 375 do pass. Motion carried as follows:

Total 48

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: Jent, Stewart-Peregoy.
Total 2

**SB 375** (Fortieth Legislative Day - Third Reading - Senate) passed as follows:

Total 49

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: Jent.
Total 1

**SB 375** (Seventy-second Legislative Day - Second Reading - House) - Representative Milburn moved SB 375 be concurred in. Motion carried as follows:


Total 99
Nays: None.
Total 0
Excused: None.
Total 0
Absent or not voting: Grinde.
Total 1

SB 375  (Seventy-third Legislative Day - Third Reading - House) concurred in as follows:
Total 100
Nays: None.
Total 0
Excused: None.
Total 0
Absent or not voting: None.
Total 0

SB 376  (Thirty-seventh Legislative Day - Second Reading - Senate) - Senator Black moved SB 376 do pass. Motion carried as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzennried, Williams, Windy Boy, Zinke, Mr. President.
Total 50
Nays: None.
Total 0
Absent or not voting: None.
Total 0
Excused: None.
Total 0

SB 376  (Thirty-eighth Legislative Day - Third Reading - Senate) passed as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy,
Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzennied, Williams, Windy Boy, Zinke, Mr. President.

Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 376 (Fifty-fifth Legislative Day - Second Reading - House) - Representative Stahl moved SB 376 be concurred in. Motion carried as follows:


Total 99

Nays: Pomnichowski.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 376 (Fifty-sixth Legislative Day - Third Reading - House) concurred in as follows:


Total 97

Nays: Pease-Lopez, Pomnichowski.

Total 2

Excused: Campbell.

Total 1

Absent or not voting: None.

Total 0

SB 377 (Fifty-fifth Legislative Day - Second Reading - Senate) - Senator Perry moved SB 377 do pass. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Hawks, Hinkle, Jackson, Jent, Keane, Laible, Laslovich, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Windy Boy, Zinke, Mr. President.
Total 32
Total 17
Absent or not voting: None.
Total 0
Excused: Wanzenried.
Total 1

**SB 377** (Fifty-sixth Legislative Day - Third Reading - Senate) passed as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gallus, Gebhardt, Hawks, Hinkle, Jackson, Jent, Keane, Laible, Laslovich, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Windy Boy, Zinke, Mr. President.
Total 33
Total 17
Paired: Essmann, Aye; Squires, No.
Absent or not voting: None.
Total 0
Excused: None.
Total 0

**SB 379** (Forty-eighth Legislative Day - Second Reading - Senate) - Senator Williams moved SB 379 be indefinitely postponed. Motion carried as follows:
Total 30
Nays: Bales, Balyeat, Barkus, Barrett, Black, Brenden, T. Brown, Curtiss, Essmann, Hinkle, Jackson, McGee, Murphy, Perry, Ripley, Shockley, Steinbeisser, Tutvedt, Zinke.
Total 19
Absent or not voting: None.
Total 0
Excused: Squires.
Total 1

**SB 379** (Forty-eighth Legislative Day - Second Reading - Senate) - Senator Perry moved SB 379 do pass. Motion failed as follows:
Yeas: Barkus, Barrett, Black, Brenden, T. Brown, Brueggeman, Curtiss, Esp, Gebhardt, Hinkle, Jackson, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Zinke, Mr. President.
Total 20
Total 29
Absent or not voting: None.
Total 0
Excused: Squires.
Total 1
SB 379  (Sixty-sixth Legislative Day - Second Reading - Senate) - Senator Gebhardt made a substitute motion that SB 379 and HB 357 be segregated from the Committee of the Whole report. Senator Gebhardt withdrew his motion.

SB 379 - Motion to segregate SB 379 failed as follows:


Total 23

Nay: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Hinkle, Jackson, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Zinke, Mr. President.

Total 27

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 379  (Sixty-sixth Legislative Day - Second Reading - Senate) - Senator Perry moved SB 379 do pass. Motion carried as follows:

Yea: Bales, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Hinkle, Jackson, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Zinke, Mr. President.

Total 26


Total 24

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 379  (Sixty-sixth Legislative Day - Second Reading - Senate) - Senator Kaufmann moved that SB 379 be segregated from the Committee of the Whole report and the remainder of the report be adopted.

SB 379  (Sixty-seventh Legislative Day - Third Reading - Senate) passed as follows:

Yea: Bales, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Hinkle, Jackson, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Zinke, Mr. President.

Total 26


Total 24

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 381  (Forty-third Legislative Day - Second Reading - Senate) - Senator Shockley moved SB 381 do pass. Motion carried as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Jackson, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Zinke, Mr. President.
   Total 26

   Total 24

Absent or not voting: None.
   Total 0

Excused: None.
   Total 0

SB 381 (Forty-fourth Legislative Day - Third Reading - Senate) passed as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Jackson, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Zinke, Mr. President.
   Total 26

   Total 24

Absent or not voting: None.
   Total 0

Excused: None.
   Total 0

SB 382 (Forty-third Legislative Day - Second Reading - Senate) - Senator Shockley moved SB 382 do pass. Motion carried as follows:
Yeas: Bales, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Hinkle, Jackson, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Zinke, Mr. President.
   Total 26

   Total 24

Absent or not voting: None.
   Total 0

Excused: None.
   Total 0

SB 382 (Forty-fourth Legislative Day - Third Reading - Senate) passed as follows:
Yeas: Bales, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Hinkle, Jackson, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Zinke, Mr. President.
   Total 26

   Total 24

Absent or not voting: None.
Total 0
Excused: None.
Total 0

SB 386 (Fortieth Legislative Day - Second Reading - Senate) - Senator Story moved consideration of SB 386 be passed for the day. Motion carried.

SB 387 (Fortieth Legislative Day - Second Reading - Senate) - Senator Bales moved SB 387 do pass. Motion carried as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Hinkle, Jackson, Keane, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Mr. President.
Total 27
Total 22
Absent or not voting: None.
Total 0
Excused: Jent.
Total 1

SB 387 (Forty-first Legislative Day - Third Reading - Senate) passed as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Hinkle, Jackson, Keane, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Mr. President.
Total 27
Total 23
Paired: Essmann, Aye; Jent, No.
Absent or not voting: None.
Total 0
Excused: None.
Total 0

SB 388 (Forty-fourth Legislative Day - Second Reading - Senate) - Senator Gillan moved SB 388 do pass. Motion carried as follows:
Total 46
Nays: Balyeat, Brenden, Hinkle, Keane.
Total 4
Absent or not voting: None.
Total 0
Excused: None.
Total 0
SB 388 (Forty-fifth Legislative Day - Third Reading - Senate) passed as follows:
Yeas: Bales, Barkus, Barrett, Black, Branae, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jackson, Jent, Juneau, Kaufmann, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
Total 42
Nays: Balyeat, Brenden, Hinkle, Keane, McGee, Shockley, Steinbeisser.
Total 7
Paired: Esp, Aye; Brenden, No.
Absent or not voting: None.
Total 0
Excused: Squires.
Total 1

SB 388 (Seventy-second Legislative Day - Second Reading - House) - Representative Arntzen moved SB 388 be concurred in. Motion carried as follows:
Total 64
Total 35
Excused: None.
Total 0
Absent or not voting: Caferro.
Total 1

SB 388 (Seventy-third Legislative Day - Third Reading - House) concurred in as follows:
Total 68
Total 32
Excused: None.
Total 0
Absent or not voting: None.
Total 0
SB 390  (Thirty-ninth Legislative Day - Second Reading - Senate) - Senator McGee moved SB 390 do pass. Motion carried as follows:


Total 48

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Jent, Stewart-Peregoy.

Total 2

SB 390  (Fortieth Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Zinke, Mr. President.

Total 48

Nays: Windy Boy.

Total 1

Absent or not voting: None.

Total 0

Excused: Jent.

Total 1

SB 390  (Fifty-fourth Legislative Day - Second Reading - House) - Representative Arntzen moved SB 390 be concurred in. Motion carried as follows:


Total 96

Nays: Mendenhall, Sales, Wagner.

Total 3

Excused: Campbell.

Total 1

Absent or not voting: None.

Total 0

SB 390  (Fifty-fifth Legislative Day - Third Reading - House) concurred in as follows:

Yeas: Ankney, Arntzen, Augare, Barrett, Bean, P. Beck, Becker, Belcourt, Bennett, Berry, Blewett, Boland, Boss Ribs, Brown, Butcher, Caferro, Campbell, Cohenour, Dickenson, Driscoll, Ebinger, Fleming, French, Furey, Getz, Glaser, Grinde, Hamilton, Hands, Hawk, Hendrick, Henry,

Total 93

Nays: B. Beck, Blasdel, Boniek, Mendenhall, Sales, Sonju, Wagner.

Total 7

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 391 (Forty-first Legislative Day - Second Reading - Senate) - Senator Brueggeman moved SB 391 do pass. Motion carried as follows:


Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Jent.

Total 1

SB 391 (Forty-second Legislative Day - Third Reading - Senate) passed as follows:


Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Squires.

Total 1

SB 392 (Thirty-ninth Legislative Day - Second Reading - Senate) - Senator Brueggeman moved SB 392 do pass. Motion carried as follows:


Total 48

Nays: None.
SB 392  

(Seventy-second Legislative Day - Third Reading - House) concurred in as follows:


Total 83


Total 17
Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 394 (Thirty-eighth Legislative Day - Second Reading - Senate) - Senator Bales moved SB 394 do pass.

SB 394 (Thirty-eighth Legislative Day - Second Reading - Senate) - Senator Bales moved SB 394, as amended, do pass. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Hansen, Hinkle, Jackson, Jent, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Steinbeisser, J. Tropila, Tutvedt, Windy Boy, Zinke, Mr. President.
Total 31

Total 19

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 394 (Thirty-eighth Legislative Day - Second Reading - Senate) - Senator Bales moved SB 394, second reading copy, be amended as follows:

1. Title, page 1, line 6.
   Following: “BALLOT”
   Insert: “IF CERTAIN CONDITIONS ARE MET”
2. Title, page 1, line 6.
   Following: “13-19-101”
   Insert: “,”
   Strike: “AND”
   Following: “13-19-104,”
   Following: line 6
   Insert: Section 3. Section 13-19-202, MCA, is amended to read:
   “13-19-202. Initiation by governing body. (1) A political subdivision may, by resolution of the governing body addressed to the election administrator, request that a particular election be conducted under the provisions of this chapter.
   (2) Prior to requesting that a mail ballot be used for a state or federal election pursuant to subsection (1), the governing body shall hold a public hearing on the resolution at least 90 days and no later than 135 days before election day.
   (3) No later than 70 days before election day, the governing body shall transmit its request to the election administrator, who shall determine whether it is economically and administratively feasible to conduct the requested election by mail ballot.
   (4) Except as provided in 13-19-204, the decision to conduct an election under the provisions of this chapter is within the sole discretion of the election administrator.
   (5) Within 5 days after receiving a request, the election administrator shall respond in writing, stating that the request is either granted or denied for reasons specified. If granted, the election administrator shall prepare a plan as provided in 13-19-205.”
   Insert: Section 4. Section 13-19-205, MCA, is amended to read:
   “13-19-205. Written plan for conduct of election — amendments — approval procedures. (1) The election administrator shall prepare a written plan, including a timetable, for the conduct of the election and shall submit it to the secretary of state and the governing body concerned at least 60 days prior to the date set for the election.
The plan must:
(a) include the location of:
  (i) planned dropoff sites for ballots and a description of any other voter services to be provided at
  those sites; and
  (ii) any accessible dropoff sites that would include the use of specialized voting equipment
designed to accommodate physically disabled voters; and
(b) identify any specific effort designed to increase or enhance the ability of a person to participate
in the election.
(2)(3) The plan may be amended by the election administrator any time prior to the 35th day
before election day by notifying the secretary of state in writing of any changes. Only the
governing body concerned must be notified of any changes to information required in subsection
(2).
(2)(4) Within 5 days of receiving the plan and as soon as possible after receiving any
amendments, the secretary of state shall approve, disapprove, or recommend changes to the
plan or amendments.
(2)(5) When the written plan has been approved, the election administrator shall proceed to
conduct the election according to the approved plan."

Amendment adopted as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman,
Cooney, Curtiss, Esp, Essmann, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent,
Laible, Larsen, Laslovich, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Schmidt, Squires,
Steinbeisser, Stewart-Peregoy, J. Tropila, Tutvedt, Williams, Windy Boy, Zinke, Mr. President.
  Total 41
Nays: Erickson, Gallus, Juneau, Kaufmann, Keane, Moss, Shockley, M. Tropila, Wanzenried.
  Total 9
Absent or not voting: None.
  Total 0
Excused: None.
  Total 0

SB 394 61ST LEGISLATURE (2009) 1044

SB 394 (Fortieth Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman,
Curtiss, Esp, Essmann, Gebhardt, Gillan, Hamlett, Hansen, Hinkle, Jackson, Jent, Laible, Larsen,
Laslovich, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Steinbeisser, J. Tropila, Tutvedt, Windy Boy, Zinke, Mr. President.
  Total 33
Nays: Cooney, Erickson, Gallus, Hawks, Jent, Juneau, Kaufmann, Keane, Laslovich, Moss, Schmidt,
Shockley, Squires, Stewart-Peregoy, M. Tropila, Wanzenried, Williams.
  Total 17
Paired: Essmann, Aye; Jent, No.
Absent or not voting: None.
  Total 0
Excused: None.
  Total 0

SB 395 (Thirty-ninth Legislative Day - Second Reading - Senate) - Senator Gebhardt moved SB
395 do pass. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman,
Cooney, Curtiss, Erickson, Esp, Essmann, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson,
Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry,
Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, J. Tropila, M. Tropila, Tutvedt,
Wanzenried, Williams, Zinke, Mr. President.
  Total 47
Nays: Windy Boy.
    Total 1

Absent or not voting: None.
    Total 0

Excused: Jent, Stewart-Peregoy.
    Total 2

SB 395 (Fortieth Legislative Day - Third Reading - Senate) passed as follows:

    Total 49

Nays: None.
    Total 0

Absent or not voting: None.
    Total 0

Excused: Jent.
    Total 1

SB 395 (Sixty-third Legislative Day - Second Reading - House) - Representative Vance moved SB 395 be concurred in. Motion carried as follows:

    Total 96

    Total 3

Excused: None.
    Total 0

Absent or not voting: McChesney.
    Total 1

SB 395 (Sixty-fourth Legislative Day - Third Reading - House) concurred in as follows:

    Total 96

    Total 4
SB 396  61ST LEGISLATURE (2009)  1046

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 396 (Forty-first Legislative Day - Second Reading - Senate) - Senator Story moved SB 396 do pass. Motion carried as follows:

Total 49

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: Jent.
Total 1

SB 396 (Forty-second Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Bales, Balyeat, Barkus, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenerried, Williams, Windy Boy, Zinke, Mr. President.
Total 48

Nays: Barrett.
Total 1

Absent or not voting: None.
Total 0

Excused: Squires.
Total 1

SB 396 (Seventy-first Legislative Day - Second Reading - House) - Representative Vincent moved SB 396 be concurred in. Motion carried as follows:

Total 95

Nays: Malek, Pease-Lopez, Pomnichowski, Roundstone.
Total 4

Excused: None.
Total 0

Absent or not voting: Milburn.
Total 1
SB 396  (Seventy-second Legislative Day - Third Reading - House)  concurred in as follows:
Total  99
Nays: None.
Total  0
Excused: None.
Total  0
Absent or not voting: Stahl.
Total  1

SB 396  (Seventy-fourth Legislative Day - Second Reading - Senate) - House Amendments -
Senator Story moved House amendments to SB 396 be concurred in. Motion carried as follows:
Total  50
Nays: None.
Total  0
Absent or not voting: None.
Total  0
Excused: None.
Total  0

SB 396  (Seventy-fifth Legislative Day - Third Reading - Senate) , as amended by the House, passed as follows:
Total  49
Nays: Gallus.
Total  1
Absent or not voting: None.
Total  0
Excused: None.
Total  0

SB 396  (Eighty-fourth Legislative Day - Second Reading - Senate) - Governor’s Amendments -
Senator Story moved Governor’s amendments to SB 396 be not concurred in. Motion carried as follows:
SB 396 61ST LEGISLATURE (2009) 1048

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hawks, Hinkle, Jackson, Jent, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, J. Tropila, M. Tropila, Tutvedt, Windy Boy, Zinke, Mr. President.

Total 44

Nays: Cooney, Hansen, Juneau, Stewart-Peregoy, Wanzenried, Williams.

Total 6

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 396 (Eighty-fifth Legislative Day - Second Reading - House) - Governor's Amendments - Representative Vincent moved Governor's amendments to SB 396 be not concurred in. Motion carried as follows:


Total 56


Total 44

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 398 (Forty-third Legislative Day - Second Reading - Senate) - Senator Zinke moved SB 398 do pass. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Steinbeisser, J. Tropila, Tutvedt, Williams, Zinke, Mr. President.

Total 41

Nays: Erickson, Juneau, Kaufmann, Moss, Squires, Stewart-Peregoy, M. Tropila, Wanzenried, Windy Boy.

Total 9

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 398 (Forty-fourth Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Esp, Essmann, Gallus, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent,
Keane, Laible, Larsen, Laslovich, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Steinbeisser, Tutvedt, Williams, Zinke, Mr. President.

Total 39


Total 11

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 399 (Forty-second Legislative Day - Second Reading - Senate) - Senator J. Peterson moved consideration of SB 399 be placed at the top of the second reading board. Motion carried.

SB 399 (Forty-second Legislative Day - Second Reading - Senate) - Senator Laslovich moved SB 399 do pass. Motion carried as follows:


Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Squires.

Total 1

SB 399 (Forty-third Legislative Day - Third Reading - Senate) passed as follows:


Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 399 (Seventieth Legislative Day - Second Reading - House) - Representative P. Noonan moved SB 399 be concurred in. Motion carried as follows:

SB 399

(Seventy-first Legislative Day - Third Reading - House) concurred in as follows:


Total 85

Nays: Bean, Bennett, Blasdel, Butterch, Hawk, Hendrick, Kasten, Kerns, Lake, More, Randall, Reichner, Sales, Sonju, Taylor.

Total 15

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 399

(Seventy-third Legislative Day - Second Reading - Senate) - House Amendments - Senator Laslovich moved House amendments to SB 399 be concurred in. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jen, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Zinke, Mr. President.

Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

SB 399

(Seventy-fourth Legislative Day - Third Reading - Senate), as amended by the House, passed as follows:


Total 50

Nays: None.
Total 0
Absent or not voting: None.
   Total 0
Excused: None.
   Total 0

SB 399 (Eighty-second Legislative Day - Second Reading - Senate) - Governor’s Amendments -
Senator Laslovich moved Governor’s amendments to SB 399 be concurred in. Motion carried as
follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman,
Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle,
Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Laslovich, Lewis, McGee, Moss, Murphy, Perry,
Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila,
Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
   Total 49
Nays: None.
   Total 0
Absent or not voting: None.
   Total 0
Excused: Larsen.
   Total 1

SB 399 (Eighty-fourth Legislative Day - Third Reading - Senate), as amended by the Governor,
concurred in as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman,
Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle,
Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Laslovich, Lewis, McGee, Moss, Murphy, Perry,
Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M.
Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
   Total 50
Nays: None.
   Total 0
Absent or not voting: None.
   Total 0
Excused: None.
   Total 0

SB 399 (Eighty-fifth Legislative Day - Second Reading - House) - Governor’s Amendments -
Representative P. Noonan moved Governor’s amendments to SB 399 be concurred in. Motion
carried as follows:
Yeas: Ankney, Arntzen, Augare, Barrett, Bean, B. Beck, P. Beck, Becker, Berry, Blasdel, Blewett,
Boland, Boss Ribs, Brown, Butcher, Caferro, Campbell, Cohenour, Dickson, Driscoll, Ebinger,
Fleming, French, Furey, Getz, Glaser, Grinde, Hamilton, Hands, Hawk, Hendrick, Henry,
Himmelberger, Hiner, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jones, Jopek,
Klock, Kottel, Lake, MacDonald, MacLaren, Malek, McAlpin, McChesney, McClafferty, McGillivray,
McNutt, Mehlhoff, Menahan, Mendenhall, Milburn, Miller, More, Morgan, A. Noonan, P. Noonan,
Nooney, O’Hara, Pease-Lopez, Peterson, Phillips, Pominichowski, Randall, Regier, Reichner, Reinhart,
Roberts, Roundstone, Sands, Sesso, Smith, Sonju, Stahl, Steensom, Stoker, Taylor, Vance, Van Dyk,
Villa, Vincent, Washburn, Welborn, Wilmer, Wilson, Wiseman, Mr. Speaker.
   Total 92
   Total 6
SB 399

Excused: None.
Total 0

Absent or not voting: Belcourt, Sales.
Total 2

SB 399 (Eighty-sixth Legislative Day - Third Reading - House) Governor's Amendments, concurred in as follows:

Total 81

Total 19

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 400

SB 400 (Thirty-ninth Legislative Day - Second Reading - Senate) - Senator Laslovich moved SB 400 do pass. Motion carried as follows:

Total 48

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: Jent, Stewart-Peregoy.
Total 2

SB 400 (Fortieth Legislative Day - Third Reading - Senate) passed as follows:

Total 49

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: Jent.
Total 1
SB 400 (Seventy-second Legislative Day - Second Reading - House) - Representative K. Peterson moved SB 400 be concurred in. Motion carried as follows:


Total 94


Total 5

Excused: None.

Total 0

Absent or not voting: Roundstone.

Total 1

SB 400 (Seventy-third Legislative Day - Third Reading - House) concurred in as follows:


Total 96

Nays: B. Beck, Reichner, Sonju, Stahl.

Total 4

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 400 (Eighty-fifth Legislative Day - Second Reading - Senate) - Governor’s Amendments - Senator Laslovich moved Governor’s amendments to SB 400 be concurred in. Motion carried as follows:

Yeas: Black, Branae, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Gallus, Gillan, Hamlett, Hansen, Hawks, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, McGee, Moss, Murphy, Perry, Peterson, Schmidt, Shockley, Steinbeisser, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Mr. President.

Total 36

Nays: Bales, Balyeat, Barkus, Barrett, Brenden, R. Brown, Essmann, Gebhardt, Hinkle, Lewis, Ripley, Squires, Stewart-Peregoy, Zinke.

Total 14

Absent or not voting: None.

Total 0

Excused: None.

Total 0
SB 400 (Eighty-sixth Legislative Day - Second Reading - House) - Governor’s Amendments - Representative Becker moved Governor’s amendments to SB 400 be concurred in. Motion carried as follows:

Total 87

Nays: Butcher, Hawk, Kerns, Lake, Mendenhall, Randall, Regier, Sales, Smith, Wagner, Welborn.
Total 11

Excused: None.
Total 0

Absent or not voting: Sonju, Villa.
Total 2

SB 400 (Eighty-sixth Legislative Day - Third Reading - Senate) , as amended by the Governor, passed as follows:

Total 40

Nays: Balyeat, Brenden, R. Brown, Gebhardt, Hinkle, Lewis, Murphy, Steinbeisser, Stewart-Peregoy.
Total 9

Absent or not voting: None.
Total 0

Excused: Hansen.
Total 1

SB 400 (Eighty-seventh Legislative Day - Third Reading - House) Governor’s Amendments, concurred in as follows:

Total 86

Nays: Blasdel, Boniek, Butcher, Hawk, Kasten, Kerns, Lake, Mendenhall, More, Randall, Sales, Sonju, Wagner, Welborn.
Total 14

Excused: None.
Total 0

Absent or not voting: None.
Total 0
SB 401 (Thirty-ninth Legislative Day - Second Reading - Senate) - Senator Laslovich moved SB 401 do pass. Motion carried as follows:


Total 48
Nays: None.

Absent or not voting: None.

Total 0

Excused: Jent, Stewart-Peregoy.

Total 2

SB 401 (Fortieth Legislative Day - Third Reading - Senate) passed as follows:


Total 49
Nays: None.

Absent or not voting: None.

Total 0

Excused: Jent.

Total 1

SB 401 (Seventy-second Legislative Day - Second Reading - House) - Representative More moved SB 401 be concurred in. Motion carried as follows:


Total 97
Nays: B. Beck, Smith.

Total 2

Excused: None.

Total 0

Absent or not voting: Stahl.

Total 1

SB 401 (Seventy-third Legislative Day - Third Reading - House) concurred in as follows:

Yeas: Ankney, Arntzen, Augare, Barrett, Bean, B. Beck, P. Beck, Becker, Belcourt, Bennett, Berry, Blasdel, Blewett, Boland, Boniek, Boss Ribs, Brown, Butcher, Caferro, Campbell, Cohenour,

Total 99
Nays: Wagner.
Total 1
Excused: None.
Total 0
Absent or not voting: None.
Total 0

SB 402 (Sixty-fifth Legislative Day - Second Reading - Senate) - Senator J. Peterson moved SB 402, as amended, do pass. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Hamlett, Hansen, Hinkle, Jackson, Keane, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Windy Boy, Zinke, Mr. President.
Total 31
Total 19
Absent or not voting: None.
Total 0
Excused: None.
Total 0

SB 402 (Sixty-fifth Legislative Day - Second Reading - Senate) - Senator J. Peterson moved SB 402, second reading copy, be amended as follows:

1. Page 1, line 30.
   Strike: “goodwill and ongoing concern”
2. Page 2, lines 1 and 2.
   Strike: subsection (g) in its entirety
   Renumber: subsequent subsections
3. Page 2, line 22.
   Following: "AUTHORIZATION"
   Insert: ", including requirements imposed by federal law"
   Following: line 27
   Insert: "(5) In order to be protected under subsection (2), the property interests described in subsection (1) must be owned by the claimant at the time of the government action for which a taking is being claimed. In the case of a business interest, the business must have been authorized by law and must have been in existence at the time of the government action for which a taking is being claimed."

Amendment adopted as follows:

Total 50
Nays: None.
    Total 0
Absent or not voting: None.
    Total 0
Excused: None.
    Total 0

SB 402  (Sixty-fifth Legislative Day - Second Reading - Senate) - Senator J. Peterson moved SB 402 do pass.

SB 402  (Sixty-seventh Legislative Day - Third Reading - Senate) passed as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Gillan, Hamlett, Hansen, Hinkle, Jackson, Keane, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Windy Boy, Zinke, Mr. President.
    Total 32
    Total 18
Absent or not voting: None.
    Total 0
Excused: None.
    Total 0

SB 403  (Forty-fourth Legislative Day - Second Reading - Senate) - Senator Gebhardt moved SB 403 do pass. Motion carried as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hinkle, Jackson, Keane, Laible, Laslovich, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Squires, Steinbeisser, Tutvedt, Windy Boy, Zinke, Mr. President.
    Total 35
    Total 15
Absent or not voting: None.
    Total 0
Excused: None.
    Total 0

SB 403  (Forty-fifth Legislative Day - Third Reading - Senate) passed as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hinkle, Jackson, Keane, Laible, Laslovich, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Squires, Steinbeisser, Tutvedt, Zinke, Mr. President.
    Total 34
    Total 16
Paired: Brenden, Squires, Aye; Cooney, Hawks, No.
Absent or not voting: None.
    Total 0
Excused: None.
SB 403 (Seventieth Legislative Day - Second Reading - House) - Representative A. Noonan moved SB 403 be concurred in. Motion carried as follows:


Total 72


Total 28

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 403 (Seventy-first Legislative Day - Third Reading - House) concurred in as follows:


Total 76


Total 24

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 403 (Eighty-first Legislative Day - Second Reading - Senate) - House Amendments - Senator Gebhardt moved House amendments to SB 403 be concurred in. Motion carried as follows:

Yeas: Bales, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hinkle, Jackson, Keane, Laible, Laslovich, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Zinke, Mr. President.

Total 30


Total 18

Absent or not voting: None.

Total 0

Excused: Curtiss, Squires.

Total 2
SB 403 (Eighty-second Legislative Day - Third Reading - Senate), as amended by the House, passed as follows:
    Total 39
Nay: Balyeat, Brueggeman, Cooney, Erickson, Hawks, Jent, Kaufmann, Larsen, Moss, J. Tropila, Williams.
    Total 11
Absent or not voting: None.
    Total 0
Excused: None.
    Total 0

SB 404 (Forty-first Legislative Day - Second Reading - Senate) - Senator Brueggeman moved SB 404 do pass. Motion carried as follows:
    Total 49
Nay: None.
    Total 0
Absent or not voting: None.
    Total 0
Excused: Jent.
    Total 1

SB 404 (Forty-second Legislative Day - Third Reading - Senate) passed as follows:
    Total 49
Nay: None.
    Total 0
Absent or not voting: None.
    Total 0
Excused: Squires.
    Total 1

SB 404 (Seventieth Legislative Day - Second Reading - House) - Representative O’Hara moved SB 404 be concurred in. Motion carried as follows:

Total 98

Nays: Becker, Wagner.

Total 2

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 404 (Seventy-first Legislative Day - Third Reading - House) concurred in as follows:


Total 99

Nays: Becker.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 404 (Seventy-fourth Legislative Day - Second Reading - Senate) - House Amendments - Senator Brueggeman moved House amendments to SB 404 not be concurred in. Motion carried as follows:


Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

SB 404 (Seventy-ninth Legislative Day - Second Reading - House) - Conference Committee Report No. 1 - Representative Van Dyk moved the Conference Committee report to SB 404 be adopted. Motion carried as follows:


Total 98

Nays: Sales.

Total 1

Excused: None.

Total 0

Absent or not voting: Butcher.

Total 1

SB 404 (Eightieth Legislative Day - Third Reading - House) Conference Committee report, adopted as follows:


Total 97

Nays: Howard, Stahl.

Total 2

Excused: None.

Total 0

Absent or not voting: Hollenbaugh.

Total 1

SB 404 (Eighty-first Legislative Day - Second Reading - Senate) Conference Committee Report No. 1 - Senator Brueggeman moved the Conference Committee report to SB 404 be adopted. Motion carried as follows:


Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 404 (Eighty-second Legislative Day - Third Reading - Senate) Conference Committee report adopted as follows:

Total 48

Nays: Erickson, Kaufmann.

Total 2

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 405  (Thirty-ninth Legislative Day - Second Reading - Senate) - Senator Moss moved SB 405 do pass. Motion carried as follows:


Total 48

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Jent, Stewart-Peregoy.

Total 0

SB 405  (Fortieth Legislative Day - Third Reading - Senate) passed as follows:


Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Jent.

Total 1

SB 405  (Seventy-second Legislative Day - Second Reading - House) - Representative Becker moved SB 405 be concurred in. Motion carried as follows:


Total 100

Nays: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 405  (Seventy-third Legislative Day - Third Reading - House)  concurred in as follows:

Total 100

Nays: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 406  (Forty-fourth Legislative Day - Second Reading - Senate)  - Senator McGee moved SB 406 do pass. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, R. Brown, T. Brown, Curtiss, Esp, Essmann, Gebhardt, Hansen, Hinkle, Jackson, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Steinbeisser, Stewart-Perego, J. Tropila, Windy Boy, Mr. President.
Total 26

Total 23

Absent or not voting: None.
Total 0

Excused: Brenden.
Total 1

SB 406  (Forty-fifth Legislative Day - Third Reading - Senate)  passed as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Curtiss, Esp, Essmann, Gebhardt, Hansen, Hinkle, Jackson, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Steinbeisser, J. Tropila, Windy Boy, Mr. President.
Total 26

SB 407 61ST LEGISLATURE (2009) 1064

Total 24
Paired: Brenden, Aye; Squires, No.
Absent or not voting: None.
  Total 0
Excused: None.
  Total 0

Pursuant to Senate Rule S50-100(2) on bills proposing an amendment to the Montana Constitution, SB 406 will progress as though it had received the majority vote.

SB 407 (Forty-third Legislative Day - Second Reading - Senate) - Senator Ripley moved SB 407, second reading copy, be amended as follows:

1. Title, page 1, line 6.
   Following: "PROCEEDINGS;"
   Strike: "AND"
   Following: "MCA"
   Insert: "; AND PROVIDING AN APPLICABILITY DATE"
2. Page 1, line 13.
   Following: "upon"
   Insert: "either"
   Strike: "87-7-1956"
   Insert: "85-7-1956"
4. Page 2, line 15.
   Insert: "NEW SECTION. Section 3. Applicability. [This act] applies to causes of action brought on or after October 1, 2009."

Amendment adopted as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jen<br...
SB 407 (Forty-third Legislative Day - Second Reading - Senate) - Senator Ripley moved SB 407 do pass.

SB 407 (Forty-fifth Legislative Day - Third Reading - Senate) passed as follows:
Total 48
Nays: None.
Total 0
Absent or not voting: None.
Total 0
Excused: Brenden, Squires.
Total 2

SB 409 (Forty-third Legislative Day - Second Reading - Senate) - Senator Brueggeman moved SB 409 do pass. Motion carried as follows:
Yeas: Bales, Balyeat, Barkus, Black, Branae, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Schmidt, Shockley, Squires, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
Total 45
Nays: Barrett, Brenden, Esp, Ripley, Steinbeisser.
Total 5
Absent or not voting: None.
Total 0
Excused: None.
Total 0

SB 409 (Forty-fourth Legislative Day - Third Reading - Senate) passed as follows:
Total 46
Nays: Brenden, Hinkle, Ripley, Steinbeisser.
Total 4
Absent or not voting: None.
Total 0
Excused: None.
Total 0

SB 409 (Sixty-second Legislative Day - Second Reading - House) - Representative Berry moved SB 409 be concurred in. Motion carried as follows:
Yeas: Arntzen, Augare, Barrett, B. Beck, P. Beck, Becker, Berry, Blasdel, Blewett, Boland, Boss Ribs, Brown, Caferro, Campbell, Cohenour, Dickenson, Driscoll, Ebinger, Fleming, French, Furey, Getz,

Total 71


Total 29

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 409  (Sixty-third Legislative Day - Third Reading - House) concurred in as follows:


Total 74


Total 25

Excused: Villa.

Total 1

Absent or not voting: None.

Total 0

SB 411  (Forty-third Legislative Day - Second Reading - Senate) - Senator Tutvedt moved SB 411 do pass. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzinrud, Williams, Windy Boy, Zinke, Mr. President.

Total 48

Nays: Brenden.

Total 1

Absent or not voting: None.

Total 0

Excused: Gallus.

Total 1

SB 411  (Forty-fourth Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry,
Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
Total 49
Nays: Brenden.
Total 1
Absent or not voting: None.
Total 0
Excused: None.
Total 0

SB 413  (Forty-third Legislative Day - Second Reading - Senate) - Senator Kaufmann moved SB 413 do pass. Motion carried as follows:
Total 41
Nays: Bales, Barrett, Brenden, Gebhardt, Hinkle, McGee, Perry, Ripley, Steinbeisser.
Total 9
Absent or not voting: None.
Total 0
Excused: None.
Total 0

SB 413  (Forty-fourth Legislative Day - Third Reading - Senate) passed as follows:
Total 44
Nays: Bales, Brenden, Gebhardt, Hinkle, McGee, Perry, Ripley, Steinbeisser.
Total 6
Absent or not voting: None.
Total 0
Excused: None.
Total 0

SB 417  (Forty-first Legislative Day - Second Reading - Senate) - Senator Keane moved SB 417 do pass. Motion carried as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gallus, Gebhardt, Hinkle, Jackson, Keane, Laible, Lewis, McGee, Murphy, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Mr. President.
Total 27
Total 22
Absent or not voting: None.
Total 0
Excused: Jent.
Total 1

**SB 417** (Forty-second Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Curtiss, Esp, Essmann, Gallus, Gebhardt, Hinkle, Jackson, Keane, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Stewart-Peregoy, Tutvedt, Windy Boy, Mr. President.
  Total 29

  Total 21

Paired: Essmann, Aye; Squires, No.

Absent or not voting: None.
  Total 0

Excused: None.
Total 0

**SB 418** (Sixty-sixth Legislative Day - Second Reading - Senate) - Senator Branae moved SB 418 do pass. Motion carried as follows:

Yeas: Bales, Barrett, Black, Branae, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Squires, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
  Total 43

Nays: Balyeat, Barkus, Brenden, Hinkle, McGee, Shockley, Steinbeisser.
  Total 7

Absent or not voting: None.
  Total 0

Excused: None.
Total 0

**SB 418** (Sixty-seventh Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Bales, Barrett, Black, Branae, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Squires, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Mr. President.
  Total 42

  Total 8

Absent or not voting: None.
  Total 0

Excused: None.
Total 0

**SB 418** (Seventy-ninth Legislative Day - Second Reading - House) - Representative Cohenour moved SB 418 be concurred in. Motion carried as follows:


Total 94


Total 6

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 418 (Eightieth Legislative Day - Third Reading - House) concurred in as follows:


Total 84


Total 14

Excused: None.

Total 0

Absent or not voting: Milburn, Steenson.

Total 2

SB 418 (Eighty-first Legislative Day - Second Reading - Senate) - House Amendments - Senator Branae moved House amendments to SB 418 not be concurred in. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Bean, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 49

Nays: McGee.

Total 1

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 418 (Eighty-eighth Legislative Day - Third Reading - Senate), Conference Committee Report No. 1, adopted as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
SB 418  (Eighty-eighth Legislative Day - Second Reading - House)  Conference Committee Report No. 1 - Representative McNutt moved the Conference Committee report to SB 418 be adopted. Motion carried as follows:


Total 98

Nays: Smith.

Total 1

Absent or not voting: Glaser.

Total 1

SB 418  (Eighty-eighth Legislative Day - Second Reading - Senate)  Conference Committee Report No. 1 - Senator Branae moved the Conference Committee report to SB 418 be adopted. Motion carried as follows:


Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

SB 418  (Eighty-ninth Legislative Day - Third Reading - House)  Conference Committee, adopted as follows:


Total 92


Total 8

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 424 (Forty-second Legislative Day - Second Reading - Senate) - Senator Barkus moved SB 424 do pass. Motion carried as follows:


Total 48

Nays: None.

Total 0

Absent or not voting: None.

Total 0

SB 424 (Forty-third Legislative Day - Third Reading - Senate) passed as follows:


Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

SB 424 (Seventy-second Legislative Day - Second Reading - House) - Representative Boland moved SB 424 be concurred in. Motion carried as follows:


Total 60

Nays: Amtzen, Bean, B. Beck, Bennett, Blasdel, Brown, Butcher, Glaser, Hawk, Hendrick, Himmelberger, Hollandsworth, Hoven, Howard, Ingraham, Jones, Kasten, Kerns, Lake, MacLaren,
SB 424 61ST LEGISLATURE (2009) 1072


Total 40

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 424 (Seventy-third Legislative Day - Third Reading - House) concurred in as follows:


Total 64


Total 35

Excused: None.

Total 0

Absent or not voting: Hoven.

Total 1

SB 425 (Forty-ninth Legislative Day - Second Reading - Senate) - Senator Bales moved SB 425 do pass. Motion carried as follows:


Total 28

Nays: Branae, R. Brown, Brueggeman, Cooney, Erickson, Esp, Gallus, Gillan, Hawks, Juneau, Kaufmann, Keane, Larsen, Laslovich, Moss, Schmidt, Wanzenried, Williams, Mr. President.

Total 19

Absent or not voting: None.

Total 0

Excused: Jent, Squires, Windy Boy.

Total 3

SB 425 (Fiftieth Legislative Day - Third Reading - Senate) passed as follows:


Total 30

Nays: Balyeat, R. Brown, Brueggeman, Cooney, Erickson, Esp, Gallus, Gillan, Hawks, Juneau, Kaufmann, Keane, Larsen, Laslovich, Moss, Schmidt, Squires, Wanzenried, Williams, Mr. President.

Total 20

Paired: Barkus, Aye; Squires, No.

Absent or not voting: None.

Total 0
SB 425 (Eighty-second Legislative Day - Second Reading - House) - Rep. Sales moved a substitute motion to segregate item 2 from the amendment and move item 2 as a separate amendment.

SB 425 (Eighty-second Legislative Day - Second Reading - House) - Representative Cohenour moved SB 425 be amended as follows:

1. Title, line 5.
   Following: “HATCHERY;”
   Insert: “REQUIRING DEVELOPMENT OF A HATCHERY OPERATION AND MAINTENANCE PLAN;”
2. Title, line 5 through line 6.
   Strike: “REPEALING” on line 5 through “MCA;” on line 6
3. Title, line 6.
   Following: “PROVIDING”
   Insert: “AN IMMEDIATE”
   Following: “EFFECTIVE”
   Strike: “DATES”
   Insert: “DATE”
4. Page 2, line 2 through line 3.
   Following: “87-3-236” on line 2
   Strike: remainder of line 2 through “ACCOUNT,” on line 3
   Insert: “(5) (a) In order to more efficiently operate and maintain the Fort Peck multispecies fish hatchery and other state hatcheries for the benefit of the Montana angling public, the department shall create a statewide hatchery plan. The plan must be developed with input from the general public and from interested public fishing promotion groups. The plan must include at a minimum:
   (i) operation and maintenance goals associated with the Fort Peck multispecies fish hatchery and all other state hatcheries and the projected costs to achieve those goals;
   (ii) species and numbers of fish to be raised at the Fort Peck multispecies fish hatchery and other state hatcheries and projected stocking sites for all hatchery fish;
   (iii) available existing scientific assessments of the needs of the fishery or species in question; and
   (iv) planning and funding options for all state hatcheries.
   (b) The department shall report to the commission and to the 62nd legislature regarding the statewide hatchery plan, including possible legislation necessary to fulfill the goals of the plan.”
6. Page 2, line 7 through page 3, line 3.
   Strike: section 2 through section 3 in their entirety
   Renumber: subsequent section
7. Page 3, line 5.
   Strike: “(1) Except as provided in subsection (2), [this”
   Insert: “[This”
   Strike: subsection (2) in its entirety

SB 425 (Eighty-second Legislative Day - Second Reading - House) - Representative K. Peterson moved SB 425 be concurred in.

SB 425 (Eighty-second Legislative Day - Second Reading - House) - Mr. Speaker moved to pass consideration on SB 425 for the day. Motion carried.

SB 425 (Eighty-third Legislative Day - Second Reading - House) - Representative Peterson moved SB 425 be concurred.

SB 425 (Eighty-third Legislative Day - Second Reading - House) - Representative Phillips moved SB 425, second reading copy, be amended as follows:
SB 425  61ST LEGISLATURE (2009)  1074

SB 425  (Eighty-third Legislative Day - Second Reading - House) - Representative K. Peterson moved SB 425 be concurred in. Motion carried as follows:


Total 63

Excused: Boniek, Nooney.

Total 2

Absent or not voting: None.

Total 0

SB 425  (Eighty-third Legislative Day - Second Reading - House) - Representative Cohenour moved SB 425, second reading copy, be amended as follows:

1. Title, page 1, line 5 through line 6.
   Strike: “REPEALING” on line 5 through “MCA;” on line 6
2. Title, page 1, line 6.
   Following: “PROVIDING”
   Insert: “AN IMMEDIATE”
Strike: “DATES”
Insert: “DATE”
3. Page 2, line 7 through page 3, line 3.
Strike: section 2 through section 3 in their entirety
Renumber: subsequent section
4. Page 3, line 5.
Strike: “(1)” through “[this” on line 5
Insert: “[This
Strike: subsection (2) in its entirety
Amendment failed as follows:
Total 36
Total 57
Excused: Boniek, Nooney.
Total 2
Absent or not voting: Barrett, Furey, Hoven, Malek, Smith.
Total 5

SB 425 (Eighty-fourth Legislative Day - Third Reading - House) concurred in as follows:
Total 66
Total 34
Excused: None.
Total 0
Absent or not voting: None.
Total 0

SB 426 (Forty-third Legislative Day - Second Reading - Senate) - Senator Laslovich moved SB 426 do pass. Motion carried as follows:
SB 426 (Forty-fourth Legislative Day - Third Reading - Senate) passed as follows:


Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 426 (Seventy-fourth Legislative Day - Second Reading - House) - Representative Fleming moved SB 426 be concurred in. Motion carried as follows:


Total 89


Total 9

Excused: None.

Total 0

Absent or not voting: McAlpin, Vincent.

Total 2

SB 426 (Seventy-fifth Legislative Day - Third Reading - House) concurred in as follows:


Total 77

Total 22

Excused: Glaser.

Total 1

Absent or not voting: None.

Total 0

SB 427 (Forty-third Legislative Day - Second Reading - Senate) - Senator Laslovich moved SB 427 do pass. Motion carried as follows:


Total 46

Nays: Gillan, Jent, Schmidt, Stewart-Peregoy.

Total 4

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 427 (Forty-fourth Legislative Day - Third Reading - Senate) passed as follows:


Total 48

Nays: Gillan, Stewart-Peregoy.

Total 2

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 427 (Seventy-first Legislative Day - Second Reading - House) - Representative Milburn moved SB 427 be concurred in. Motion carried as follows:


Total 99

Nays: None.

Total 0
Excused: None.
   Total  0
Absent or not voting: Butcher.
   Total  1

SB 427  (Seventy-second Legislative Day - Third Reading - House) concurred in as follows:
   Yeas: Ankney, Arntzen, Augare, Barrett, Bean, B. Beck, P. Beck, Becker, Belcourt, Bennett, Berry,
   Blasdel, Blewett, Boland, Boniek, Boss Ribs, Brown, Butcher, Caferro, Campbell, Coheno,ur,
   Dickenson, Driscoll, Ebinger, Fleming, French, Furey, Getz, Glaser, Grinde, Hamilton, Hands, Hawk,
   Hendrick, Henry, Himmelberger, Hiner, Hollandswo, Hollenbaugh, Hoven, Howard, Hunter,
   Ingramah, Jones, Jopek, Kasten, Kerns, Klock, Kottel, Lake, MacDonald, MacLaren, Malek, McAlpin,
   McChesney, McClafferty, McGillvray, McNut, Mehlo, Menahan, Mendenhall, Milburn, Miller, More,
   Morgan, A. Noonan, P. Noonan, Nooney, O’Hara, Pease-Lopez, Peterson, Phillips, Pomnihowski,
   Randall, Regier, Reichner, Reinhart, Roberts, Roundstone, Sales, Sands, Sesso, Smith, Sonju, Stahl,
   Steenson, Stoker, Taylor, Vance, Van Dyk, Villa, Vincent, Wagner, Warburton, Washburn, Welborn,
   Wilmer, Wilson, Wiseman, Mr. Speaker.
   Total 100

Nays: None.
   Total  0
Excused: None.
   Total  0
Absent or not voting: None.
   Total  0

SB 427  (Seventy-sixth Legislative Day - Second Reading - Senate) - Senator Laslovich moved
   House Amendments to SB 427 not be concurred in. Motion carried as follows:
   Yeas: Bales, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney,
   Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson,
   Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry,
   Peterson, Ripley, Schmidt, Shockley, Squier, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila,
   Tutvedt, Wanzinried, Williams, Windy Boy, Zinke, Mr. President.
   Total  49

Nays: Balyeat.
   Total  1
Absent or not voting: None.
   Total  0
Excused: None.
   Total  0

SB 427  (Seventy-eighth Legislative Day - Second Reading - House) - Conference Committee
   Report No. 1 - Representative A. Noonan moved the Conference Committee report to SB 427 be
   adopted. Motion carried as follows:
   Yeas: Ankney, Arntzen, Augare, Barrett, Bean, B. Beck, P. Beck, Becker, Belcourt, Bennett, Berry,
   Blasdel, Blewett, Boland, Boniek, Boss Ribs, Brown, Butcher, Caferro, Campbell, Coheno,ur,
   Dickenson, Driscoll, Ebinger, Fleming, French, Furey, Getz, Glaser, Grinde, Hamilton, Hands, Hawk,
   Hendrick, Henry, Himmelberger, Hiner, Hollandswo, Hollenbaugh, Hoven, Howard, Hunter,
   Ingramah, Jones, Jopek, Kasten, Kerns, Klock, Kottel, Lake, MacDonald, MacLaren, Malek, McAlpin,
   McChesney, McClafferty, McGillvray, McNut, Mehlo, Menahan, Mendenhall, Milburn, Miller, More,
   Morgan, A. Noonan, P. Noonan, Nooney, O’Hara, Pease-Lopez, Peterson, Phillips, Pomnihowski,
   Randall, Regier, Reichner, Reinhart, Roberts, Roundstone, Sales, Sands, Sesso, Smith, Sonju, Stahl,
   Steenson, Stoker, Taylor, Vance, Van Dyk, Villa, Vincent, Wagner, Warburton, Washburn, Welborn,
   Wilmer, Wilson, Wiseman, Mr. Speaker.
   Total 100
Nays: None.
  Total 0

Excused: None.
  Total 0

Absent or not voting: None.
  Total 0

SB 427 (Seventy-ninth Legislative Day - Third Reading - House), Conference Committee report, concurred in as follows:

  Total 94

Nays: Lake, MacLaren, Morgan, Sonju, Wagner.
  Total 5

Excused: None.
  Total 0

Absent or not voting: Boniek.
  Total 1

SB 427 (Eighty-first Legislative Day - Second Reading - Senate) - Free Conference Committee Report No. 1 - Senator Laslovich moved the Free Conference Committee report to SB 427 be adopted. Motion carried as follows:

  Total 50

Nays: None.
  Total 0

Absent or not voting: None.
  Total 0

Excused: None.
  Total 0

SB 427 (Eighty-second Legislative Day - Third Reading - Senate) Free Conference Committee report adopted as follows:

  Total 47

Nays: Balyeat, Hinkle, Jackson.
  Total 3
SB 429 (Sixty-third Legislative Day - Second Reading - Senate) - Senator Zinke moved SB 429 do pass. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hawks, Hinkle, Jackson, Jent, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, Tutvedt, Wanzenried, Williams, Zinke, Mr. President.

Total 43

Nays: Juneau, Kaufmann, M. Tropila.

Total 3

Absent or not voting: None.

Total 0

Excused: Branae, Hansen, Schmidt, Windy Boy.

Total 4

SB 429 (Sixty-fourth Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 48

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 430 (Fortieth Legislative Day - Second Reading - Senate) - Senator Hamlett moved SB 430 do pass. Motion carried as follows:


Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Jent.

Total 1

SB 430 (Forty-first Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle,
Jackson, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 49

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: Jent.
Total 1

SB 430 (Seventy-fourth Legislative Day - Second Reading - House) - Representative Sonju introduced SB 430.

SB 430 (Seventy-fourth Legislative Day - Second Reading - House) - Representative Sonju moved SB 430 be amended as follows:

1. Page 4, line 5.
Strike: “2009”
Insert: “2008”

Motion to amend, carried as follows:

Total 93

Nays: Boniek, Mendenhall.
Total 2

Excused: Hiner, Nooney, Sesso, Wilmer.
Total 4

Absent or not voting: Vincent.
Total 1

SB 430 (Seventy-fourth Legislative Day - Second Reading - House) - Representative Sonju moved SB 430 as amended, be concurred in. Motion carried as follows:

Total 95

Nays: Boniek, Mendenhall, More.
Total 3

Excused: None.
Total 0
Absent or not voting: Miller, Vincent.
  Total 2

**SB 430** (Seventy-fifth Legislative Day - Third Reading - House) concurred in as follows:

  Total 95

Nays: Boniek, Mendenhall, More, Wagner.
  Total 4

Excused: Glaser.
  Total 1

Absent or not voting: None.
  Total 0

**SB 430** (Seventy-seventh Legislative Day - Second Reading - Senate) - House Amendments - Senator Hamlett moved House amendments to SB 430 be concurred in. Motion carried as follows:

  Total 50

Nays: None.
  Total 0

Absent or not voting: None.
  Total 0

Excused: None.
  Total 0

**SB 430** (Seventy-seventh Legislative Day - Second Reading - Senate) - House Amendments - Senator Hamlett moved House amendments to SB 430 be concurred in. Motion carried as follows:

  Total 50

Nays: None.
  Total 0

Absent or not voting: None.
  Total 0

Excused: None.
  Total 0

**SB 431** (Forty-third Legislative Day - Second Reading - Senate) - Senator R. Brown moved SB 431 do pass. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Hinkle, Jackson, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Zinke, Mr. President.
  Total 27

  Total 23

Absent or not voting: None.
  Total 0

Excused: None.
  Total 0

**SB 431** (Forty-fourth Legislative Day - Third Reading - Senate) passed as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Hinkle, Jackson, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Zinke, Mr. President.

Total 27


Total 23

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 432 (Forty-first Legislative Day - Second Reading - Senate) - Senator R. Brown moved SB 432 do pass. Motion carried as follows:


Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Jent.

Total 1

SB 432 (Forty-second Legislative Day - Third Reading - Senate) passed as follows:

SB 432  (Sixty-fourth Legislative Day - Third Reading - House) concurred in as follows:


Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 434  (Forty-third Legislative Day - Second Reading - Senate) - Senator Gebhardt moved SB 434 do pass. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, T. Brown, Brueggeman, Curtiss, Erickson, Esp, Essmann, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Laible, Larsen, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, J. Tropila, M. Tropila, Tutvedt, Williams, Windy Boy, Zinke, Mr. President.

Total 41

Nays: Cooney, Gallus, Juneau, Kaufmann, Keane, Laslovich, Stewart-Peregoy, Wanzenried.

Total 8

Absent or not voting: None.

Total 0

Excused: R. Brown.

Total 1

SB 434  (Forty-fourth Legislative Day - Third Reading - Senate) passed as follows:


Total 44

Nays: Cooney, Juneau, Kaufmann, Keane, Laslovich, Stewart-Peregoy.

Total 6
SB 435  (Sixty-fifth Legislative Day - Second Reading - Senate)  - Senator Brenden moved SB 435, as amended, do pass. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Hinkle, Jackson, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Steinbeisser, Tutvedt, Zinke, Mr. President.

Total 26


Total 24

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 435  (Sixty-fifth Legislative Day - Second Reading - Senate)  - Senator Zinke moved SB 435, second reading copy, be amended as follows:

Insert: "The net gain restriction does not apply to land acquired for the purposes of economic development or maintaining historic land use."

2. Page 6, line 17. Following: "ACCESS."
Insert: "The net gain restriction does not apply to land acquired for the purposes of economic development or maintaining historic land use."

Insert: "The net gain restriction does not apply to land acquired for the purposes of economic development or maintaining historic land use."

Insert: "The net gain restriction does not apply to land acquired for the purposes of economic development or maintaining historic land use."

Amendment adopted as follows:


Total 50

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: None.
Total 0
SB 435 (Sixty-seventh Legislative Day - Third Reading - Senate) passed as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Gebhardt, Hinkle, Jackson, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Zinke, Mr. President.
Total 26
Total 24
Absent or not voting: None.
Total 0
Excused: None.
Total 0

SB 436 (Forty-second Legislative Day - Second Reading - Senate) - Senator Gallus moved SB 436 do pass. Motion carried as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, Brueggeman, Curtiss, Esp, Gallus, Gebhardt, Gillan, Hansen, Hinkle, Jackson, Juneau, Keane, Laible, Larsen, Lewis, Moss, Murphy, Peterson, Ripley, Schmidt, Shockley, Stewart-Peregoy, M. Tropila, Tutvedt, Williams, Windy Boy, Zinke, Mr. President.
Total 34
Total 14
Absent or not voting: None.
Total 0
Excused: Laslovich, Squires.
Total 2

SB 436 (Forty-third Legislative Day - Third Reading - Senate) passed as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Brenden, Brueggeman, Esp, Gallus, Gebhardt, Hansen, Hinkle, Jackson, Keane, Laible, Larsen, Lewis, Moss, Murphy, Peterson, Ripley, Schmidt, Shockley, Squires, Stewart-Peregoy, Tutvedt, Williams, Zinke, Mr. President.
Total 28
Total 22
Absent or not voting: None.
Total 0
Excused: None.
Total 0

SB 437 (Thirty-ninth Legislative Day - Second Reading - Senate) - Senator Perry moved SB 437 do pass. Motion carried as follows:
Yeas: Bales, Barkus, Black, Branae, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Juneau, Kaufmann, Keane, Larsen, Lewis, McGee, Moss, Murphy, Perry, Peterson, Schmidt, Shockley, Squires, Steinbeisser, J. Tropila, M. Tropila, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
Total 38
Nays: Balyeat, Barrett, Brenden, R. Brown, Hinkle, Jackson, Laible, Laslovich, Ripley, Tutvedt.
Total 10
Absent or not voting: None.
Total 0

Excused: Jent, Stewart-Peregoy.
Total 2

SB 437  (Fortieth Legislative Day - Third Reading - Senate)  passed as follows:

Yeas: Bales, Barkus, Black, Branae, T. Brown, Brueggeman, Cooney, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Juneau, Kaufmann, Keane, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Wanzenried, Williams, Windy Boy, Mr. President.
Total 38

Nays: Balyeat, Barrett, Brenden, R. Brown, Curtiss, Hinkle, Jackson, Jent, Laible, Ripley, Tutvedt, Zinke.
Total 12

Paired: Laslovich, Aye; Jent, No.

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 438  (Forty-second Legislative Day - Second Reading - Senate) - Senator Juneau moved SB 438 do pass. Motion carried as follows:

Total 48

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: Laslovich, Squires.
Total 2

SB 438  (Forty-third Legislative Day - Third Reading - Senate)  passed as follows:

Total 47

Nays: Esp, Gebhardt, Mr. President.
Total 3

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 438  (Fifty-seventh Legislative Day - Second Reading - House) - Representative Augare moved SB 438 be concurred in.
SB 438 (Fifty-seventh Legislative Day - Second Reading - House) - Representative Augare moved SB 438 be concurred in. Motion carried as follows:

Total 54

Total 44

Excused: Himmelberger.
Total 1

Absent or not voting: Nooney.
Total 1

SB 438 (Fifty-seventh Legislative Day - Second Reading - House) - Representative B. Beck moved SB 438, second reading copy, be amended as follows:

1. Page 1, line 30 through page 2, line 1.
   Strike: "including " on page 1, line 30 through "taurine " on page 2, line 1
   Insert: "as defined by the department by rule based on conclusive scientific findings"

2. Page 2, line 7 through line 8.
   Strike: "including " on line 7 through "taurine " on line 8
   Insert: "as defined by the department by rule based on conclusive scientific findings"

Amendment failed as follows:

Total 45

Total 52

Excused: Brown, Himmelberger.
Total 2

Absent or not voting: Nooney.
Total 1

SB 438 (Fifty-eighth Legislative Day - Third Reading - House) concurred in as follows:

Total 54

Total 45

Excused: None.

Total 0

Absent or not voting: Hamilton.

Total 1

SB 439 (Forty-third Legislative Day - Second Reading - Senate) - Senator Story moved SB 439 do pass. Motion carried as follows:

Yeas: Bales, Barkus, Black, Branae, Brenden, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Steward-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 43

Nays: Balyeat, Barrett, R. Brown, Essmann, Hinkle, Jackson.

Total 6

Absent or not voting: None.

Total 0

Excused: Gallus.

Total 1

SB 439 (Forty-fourth Legislative Day - Third Reading - Senate) passed as follows:


Total 44

Nays: Balyeat, Barrett, R. Brown, Essmann, Jackson, Laible.

Total 6

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 439 (Eighty-first Legislative Day - Third Reading - House) concurred in as follows:


Total 72


Total 28
SB 440

Excused: None.
Total 0
Absent or not voting: None.
Total 0

SB 440 (Forty-third Legislative Day - Second Reading - Senate) - Senator Gebhardt moved SB 440 do pass. Motion carried as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Hinkle, Jackson, Keane, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Steinbeisser, Tutvedt, Mr. President.
Total 26
Total 24
Absent or not voting: None.
Total 0
Excused: None.
Total 0

SB 441 (Forty-first Legislative Day - Second Reading - Senate) - Senator Laslovich moved SB 441 do pass.

SB 441 (Forty-first Legislative Day - Second Reading - Senate) - Senator Laslovich moved SB 441, second reading copy, be amended as follows:

1. Title, lines 5 through 7.
   Strike: “PROVIDING” on line 5 through “GARNISHEE;” on line 7
2. Title, line 10.
   Strike: “25-13-402.”
3. Title, through line 11.
   Following: “40-2-106”
   Strike: “;”
4. Page 1, line 15 through page 3, line 12.
   Strike: section 1 in its entirety
   Renumber: subsequent sections
   Amendment adopted as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry,
Second and Third Reading Votes

SB 441

Forty-first Legislative Day - Second Reading - Senate

- Senator Laslovich moved SB 441, as amended, do pass. Motion carried as follows:


Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Jent.

Total 1

SB 441

Forty-third Legislative Day - Third Reading - Senate

passed as follows:


Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 441

Seventy-second Legislative Day - Second Reading - House

- Representative Kottel moved SB 441 be concurred in. Motion carried as follows:


Total 97
SB 441 (Seventy-third Legislative Day - Third Reading - House) concurred in as follows:


Total 99

Nays: Lake.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 442 (Forty-fourth Legislative Day - Second Reading - Senate) - Senator Laslovich moved SB 442 do pass. Motion carried as follows:


Total 45

Nays: Bales, T. Brown, Ripley, Steinbeisser.

Total 4

Absent or not voting: None.

Total 0

Excused: Brenden.

Total 1

Pursuant to Senate Rule S50-100(2) on bills proposing an amendment to the Montana Constitution, SB 442 will progress as though it had received the majority vote.

SB 442 (Forty-fifth Legislative Day - Third Reading - Senate) passed as follows:


Total 45

Nays: Bales, T. Brown, Ripley, Steinbeisser.

Total 4
Paired: Brenden, Aye; T. Brown, No.

Absent or not voting: None.
  Total 0

Excused: Squires.
  Total 1

Pursuant to Senate Rule S50-100(2) on bills proposing an amendment to the Montana Constitution, SB 442 will progress as though it had received the majority vote.

SB 442 (Seventy-first Legislative Day - Second Reading - House) - Representative McAlpin moved SB 442 be concurred in. Motion carried as follows:

  Total 77

  Total 22

Excused: None.
  Total 0

Absent or not voting: Berry.
  Total 1

SB 442 (Seventy-second Legislative Day - Third Reading - House) concurred in as follows:

  Total 76

  Total 24

Excused: None.
  Total 0

Absent or not voting: None.
  Total 0

SB 442 (Seventy-fifth Legislative Day - Second Reading - Senate) - House Amendments - Senator Laslovich moved House amendments to SB 442 be concurred in. Motion carried as follows:

SB 442
61ST LEGISLATURE (2009) 1094

Total 43
Nays: Cooney, Erickson, Hamlett, Hawks, Kaufmann, Keane, Windy Boy.
  Total 7
Absent or not voting: None.
  Total 0
Excused: None.
  Total 0

SB 442  (Seventy-sixth Legislative Day - Third Reading - Senate), as amended by the House, passed as follows:
  Total 48
Nays: Balyeat, Keane.
  Total 2
Absent or not voting: None.
  Total 0
Excused: None.
  Total 0

SB 444  (Forty-third Legislative Day - Second Reading - Senate) - Senator Laslovich moved SB 444 do pass. Motion carried as follows:
  Total 48
Nays: Balyeat, Hinkle.
  Total 2
Absent or not voting: None.
  Total 0
Excused: None.
  Total 0

SB 444  (Forty-fourth Legislative Day - Third Reading - Senate) passed as follows:
  Total 48
Nays: Balyeat, Hinkle.
  Total 2
Absent or not voting: None.
  Total 0
Excused: None.
  Total 0
SB 444 (Seventy-second Legislative Day - Second Reading - House) - Representative Reinhart moved SB 444 be concurred in. Motion carried as follows:

Total 74

Total 25

Excused: None.
Total 0

Absent or not voting: Arntzen.
Total 1

SB 444 (Seventy-third Legislative Day - Third Reading - House) concurred in as follows:

Total 72

Total 27

Excused: None.
Total 0

Absent or not voting: Arntzen.
Total 1

SB 445 (Forty-fourth Legislative Day - Second Reading - Senate) - Senator Branae moved SB 445 do pass. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Essmann, Gallus, Gebhardt, Hamlett, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Larsen, Laslovich, Lewis, Moss, Murphy, Peterson, Ripley, Shockley, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Williams, Windy Boy, Zinke, Mr. President.
Total 38

Total 12

Absent or not voting: None.
Total 0

Excused: None.
Total 0
SB 445  (Forty-fifth Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hinkle, Jackson, Juneau, Kaufmann, Larsen, Laslovich, Lewis, Moss, Murphy, Peterson, Ripley, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Williams, Windy Boy, Zinke, Mr. President.

Total 36


Total 14

Paired: Barkus, Laslovich, Aye; Brenden, Squires, No.

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 446  (Forty-third Legislative Day - Second Reading - Senate) - Senator Story moved SB 446 do pass. Motion carried as follows:

Yeas: Bales, Barkus, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jent, Juneau, Kaufmann, Keane, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 43

Nays: Balyeat, Barrett, Esp, Essmann, Hinkle, Jackson, Laible.

Total 7

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 446  (Sixty-fourth Legislative Day - Second Reading - Senate) - Senator Story moved SB 446 do pass. Motion carried as follows:

Yeas: Bales, Barkus, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jent, Juneau, Kaufmann, Keane, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 43

Nays: Balyeat, Barrett, Esp, Essmann, Hinkle, Jackson, Laible, Tutvedt.

Total 7

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 446  (Sixty-fifth Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Bales, Barkus, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 44
Nays: Balyeat, Barrett, Esp, Essmann, Hinkle, Tutvedt.
  Total 6

Absent or not voting: None.
  Total 0

Excused: None.
  Total 0

SB 446 (Seventy-fourth Legislative Day - Second Reading - House) - Representative Sands moved SB 446 be concurred in. Motion carried as follows:

  Total 72

  Total 27

Excused: None.
  Total 0

Absent or not voting: Vincent.
  Total 1

SB 446 (Seventy-fifth Legislative Day - Third Reading - House) concurred in as follows:

  Total 80

  Total 19

Excused: Glaser.
  Total 1

Absent or not voting: None.
  Total 0

SB 446 (Eighty-fourth Legislative Day - Second Reading - Senate) - Governor’s Amendments - Senator Story moved Governor’s amendments to SB 446 be concurred in. Motion carried as follows:

  Total 50

Nays: None.
SB 446  61ST LEGISLATURE (2009) 1098

Total  0
Absent or not voting: None.
   Total  0
Excused: None.
   Total  0

SB 446 (Eighty-fifth Legislative Day - Third Reading - Senate), as amended by the Governor, passed as follows:

   Total  48
Nays: Barrett, Schmidt.
   Total  2
Absent or not voting: None.
   Total  0
Excused: None.
   Total  0

SB 446 (Eighty-sixth Legislative Day - Second Reading - House) - Governor's Amendments - Representative Sands moved Governor's amendments to SB 446 be concurred in. Motion carried as follows:

   Total  54
   Total  46
Excused: None.
   Total  0
Absent or not voting: None.
   Total  0

SB 446 (Eighty-seventh Legislative Day - Third Reading - House) Governor's Amendments, concurred in as follows:

   Total  72
SB 447

Forty-third Legislative Day - Second Reading - Senate
- Senator Moss moved SB 447 do pass. Motion carried as follows:


Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

SB 447

Forty-fourth Legislative Day - Third Reading - Senate
- SB 447 passed as follows:


Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

SB 447

Seventy-first Legislative Day - Second Reading - House
- Representative Driscoll moved SB 447 be concurred in. Motion carried as follows:


Total 84

Nays: Bean, Bennett, Hawk, Himmelberger, Howard, Kerns, McGillvray, McNut, Mendenhall, Miller, More, Peterson, Randall, Reichner, Sales, Smith.
SB 448

Forty-first Legislative Day - Second Reading - Senate  
Senator Keane moved SB 448 do pass. Motion failed as follows:

Yeas: Bales, Barkus, Black, Branae, Brueggeman, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Keane, Laible, Larsen, Laslovich, Lewis, Murphy, Ripley, Tutvedt, Williams, Windy Boy, Zinke.

Total 24

Nays: Balyeat, Barrett, Brenden, R. Brown, T. Brown, Cooney, Curtiss, Hawks, Hinkle, Jackson, Juneau, Kaufmann, McGee, Moss, Perry, Peterson, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Wanzenried, Mr. President.

Total 25

Absent or not voting: None.

Total 0

Excused: Jent.

Total 1

SB 449

Forty-first Legislative Day - Second Reading - Senate  
Senator Esp moved SB 448 be indefinitely postponed. Motion carried as follows:


Total 31

Nays: Bales, Branae, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hansen, Keane, Laible, Laslovich, Lewis, Murphy, Tutvedt, Williams, Windy Boy, Zinke.

Total 18

Absent or not voting: None.

Total 0

Excused: Jent.

Total 1

SB 449

Forty-second Legislative Day - Second Reading - Senate  
Senator Keane moved SB 449 do pass. Motion carried as follows:


Total 48

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Laslovich, Squires.

Total 2

SB 449

Forty-third Legislative Day - Third Reading - Senate  
Passed as follows:

Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 449 (Seventieth Legislative Day - Second Reading - House) - Representative A. Noonan moved SB 449 be concurred in. Motion carried as follows:


Total 97

Nays: Boniek, Dickenson, Wiseman.

Total 3

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 449 (Seventy-first Legislative Day - Third Reading - House) concurred in as follows:


Total 93

Nays: Boniek, Dickenson, Morgan, Pomnichowski, Roberts, Sales, Wiseman.

Total 7

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 449 (Seventy-fourth Legislative Day - Second Reading - Senate) - House Amendments - Senator Keane moved House amendments to SB 449 be concurred in. Motion carried as follows:

Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 449  (Seventy-fifth Legislative Day - Third Reading - Senate) , as amended by the House, passed as follows:


Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 451  (Forty-first Legislative Day - Second Reading - Senate) - Senator Wanzenried moved SB 451 do pass. Motion carried as follows:


Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Jen

Total 1

SB 451  (Forty-second Legislative Day - Third Reading - Senate) passed as follows:


Total 48

Nays: Barrett.

Total 1
Absent or not voting: None.
    Total 0
Excused: Squires.
    Total 1

SB 451 (Seventy-eighth Legislative Day - Second Reading - House) - Representative Van Dyk
moved SB 451 be concurred in. Motion carried as follows:
Yeas: Ankney, Arntzen, Augare, Barrett, Bean, B. Beck, P. Beck, Becker, Belcourt, Bennett, Berry,
Blewett, Boland, Boniek, Boss Ribs, Brown, Butcher, Caferro, Campbell, Cohenour, Dickenson,
Driscoll, Ebinger, Fleming, French, Furey, Getz, Glaser, Grinde, Hamilton, Hands, Hawk, Hendrick,
Henry, Himmelberger, Hiner, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jones,
Jopek, Kasten, Kerns, Klock, Kottel, Lake, MacDonald, MacLaren, Malek, McAlpin, McChesney,
McClafferty, McGillvray, McNutt, Mehlhoff, Menahan, Mendenhall, Milburn, Miller, More, Morgan, A.
Noonan, P. Noonan, Nooney, O’Hara, Pease-Lopez, Peterson, Phillips, Pomnichowski, Randall,
Regier, Reichner, Reinhart, Roberts, Roundstone, Sales, Sands, Sesso, Smith, Sonju, Stahl, Steenson,
Stoker, Taylor, Vance, Van Dyk, Villa, Vincent, Wagner, Warburton, Washburn, Welborn, Wilmer,
Wilson, Wiseman, Mr. Speaker.
    Total 99
Nays: None.
    Total 0
Excused: None.
    Total 0
Absent or not voting: Blasdel.
    Total 1

SB 451 (Seventy-ninth Legislative Day - Third Reading - House) concurred in as follows:
Yeas: Arntzen, Augare, Barrett, Bean, B. Beck, P. Beck, Becker, Belcourt, Bennett, Berry, Blasdel,
Blewett, Boland, Boniek, Boss Ribs, Brown, Butcher, Caferro, Campbell, Cohenour, Dickenson,
Driscoll, Ebinger, Fleming, French, Furey, Getz, Glaser, Grinde, Hamilton, Hands, Hawk, Hendrick,
Henry, Himmelberger, Hiner, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jones,
Jopek, Kasten, Kerns, Klock, Kottel, Lake, MacDonald, MacLaren, Malek, McAlpin, McChesney,
McClafferty, McGillvray, McNutt, Mehlhoff, Menahan, Mendenhall, Milburn, Miller, More, Morgan, A.
Noonan, P. Noonan, Nooney, O’Hara, Pease-Lopez, Peterson, Phillips, Pomnichowski, Randall,
Regier, Reichner, Reinhart, Roberts, Roundstone, Sales, Sands, Sesso, Smith, Sonju, Stahl, Steenson,
Stoker, Taylor, Vance, Van Dyk, Villa, Vincent, Wagner, Warburton, Washburn, Welborn, Wilmer,
Wilson, Wiseman, Mr. Speaker.
    Total 98
Nays: Ankney.
    Total 1
Excused: None.
    Total 0
Absent or not voting: Van Dyk.
    Total 1

SB 452 (Sixtieth Legislative Day - Second Reading - Senate) - Senator Curtiss moved SB 452 do
pass. Motion carried as follows:
Yeas: Bales, Bayeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp,
Essmann, Gallus, Gebhardt, Hamlett, Hawks, Hinkle, Jackson, Jent, Laible, Laslovich, Lewis, McGee,
Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Windy Boy, Zinke, Mr. President.
    Total 33
Nays: Branae, Cooney, Erickson, Gillan, Hansen, Juneau, Kaufmann, Keane, Larsen, Moss, Schmidt,
    Total 17
SB 452  (Sixty-first Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Hamlett, Hinkle, Jackson, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Windy Boy, Zinke, Mr. President.

Total 29


Total 21

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 457  (Forty-first Legislative Day - Second Reading - Senate) - Senator Branae moved SB 457, as amended, do pass. Motion carried as follows:


Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Jent.

Total 1

SB 457  (Forty-first Legislative Day - Second Reading - Senate) - Senator Branae moved SB 457, second reading copy, be amended as follows:

1. Title, page 1, line 7.
   Strike: “AMENDING SECTION 60-2-602, MCA;”
2. Page 4, line 3 through page 5, line 14.
   Strike: section 2 in its entirety
   Renumber: subsequent sections

Amendment adopted as follows:


Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0
Excused: Jent.
Total 1

SB 457 (Forty-first Legislative Day - Second Reading - Senate) - Senator Branae moved SB 457 do pass.

SB 457 (Forty-third Legislative Day - Third Reading - Senate) passed as follows:
Total 48
Nays: Bales, Esp.
Total 2
Absent or not voting: None.
Total 0
Excused: None.
Total 0

SB 457 (Seventy-first Legislative Day - Second Reading - House) - Representative MacDonald moved SB 457 be concurred in. Motion carried as follows:
Total 72
Total 28
Excused: None.
Total 0
Absent or not voting: None.
Total 0

SB 457 (Seventy-second Legislative Day - Third Reading - House) concurred in as follows:
Total 72
Total 28
Excused: None.
SB 457  (Seventy-fifth Legislative Day - Second Reading - Senate) - House Amendments - Senator Branae moved House amendments to SB 457 not be concurred in. Motion carried as follows:


Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

SB 457  (Eighty-first Legislative Day - Second Reading - Senate) - Conference Committee Report No. 1 - Senator Branae moved the Conference Committee report to SB 457 be adopted. Motion carried as follows:


Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

SB 457  (Eighty-first Legislative Day - Second Reading - House) - Conference Committee Report No. 1 - Representative MacDonald moved the Conference Committee report to SB 457 be adopted. Motion carried as follows:


Total 65


Total 33

Excused: None.

Total 0
Absent or not voting: Hoven, Sonju.
Total 2

SB 457 (Eighty-second Legislative Day - Third Reading - Senate) Conference Committee report adopted as follows:

Mr. President.
Total 44

Nays: Balyeat, Esp, McGee, Ripley, Steinbeisser, Tutvedt.
Total 6

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 457 (Eighty-second Legislative Day - Third Reading - House) Conference Committee report, adopted as follows:

Total 67

Total 33

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 460 (Sixty-second Legislative Day - Second Reading - Senate) Senator Story moved SB 460 do pass. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Hinkle, Jackson, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Zinke, Mr. President.
Total 27

Total 21

Absent or not voting: None.
Total 0

Excused: Branae, Schmidt.
Total 2
SB 460 (Sixty-third Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gallus, Gebhardt, Hinkle, Jackson, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Zinke, Mr. President.

Total 28


Total 22

Paired: Barkus, Esp, Laible, Aye; Branae, Hansen, Schmidt, No.

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 460 (Seventy-ninth Legislative Day - Second Reading - House) - Representative Sesso moved SB 460 do pass. Motion carried as follows:


Total 95

Nays: Boniek, Malek, Peterson, Villa, Wiseman.

Total 5

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 460 (Eightieth Legislative Day - Third Reading - House) concurred in as follows:


Total 95

Nays: Boniek, Morgan, Peterson, Wagner, Wiseman.

Total 5

Excused: None.

Total 0

Absent or not voting: None.

Total 0
SB 460 (Eighty-first Legislative Day - Second Reading - Senate) - House Amendments - Senator Story moved House amendments to SB 460 be concurred in. Motion carried as follows:
Total 50
Nays: None.
Total 0
Absent or not voting: None.
Total 0
Excused: None.
Total 0

SB 460 (Eighty-second Legislative Day - Third Reading - Senate), as amended by the House, passed as follows:
Total 50
Nays: None.
Total 0
Absent or not voting: None.
Total 0
Excused: None.
Total 0

SB 461 (Forty-third Legislative Day - Second Reading - Senate) - Senator Brueggeman moved SB 461 do pass. Motion failed as follows:
Total 11
Nays: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, T. Brown, Cooney, Curtiss, Erickson, Essmann, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jent, Juneau, Kaufmann, Keane, Laible, Lewis, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, Tutvedt, Wanzenried, Williams, Zinke, Mr. President.
Total 39
Absent or not voting: None.
Total 0
Excused: None.
Total 0

SB 461 (Forty-third Legislative Day - Second Reading - Senate) - Senator Williams moved SB 461 be indefinitely postponed. Motion carried as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Cooney, Curtiss, Erickson, Esp, Essmann, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jent, Juneau, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Mr. President.
Total 43
SB 461  61ST LEGISLATURE (2009)  1110

Nays: Brueggeman, Gallus, Jackson, Kaufmann, Shockley, Windy Boy, Zinke.
  Total 7
Absent or not voting: None.
  Total 0
Excused: None.
  Total 0

SB 461 (Forty-third Legislative Day - Second Reading - Senate) - Senator Brueggeman moved SB 461, second reading copy, be amended as follows:

1. Title, page 1, line 7.
   Following: "CIRCUMSTANCES;"
   Insert: "ALLOWING AN APPROPRIATOR TO FILE A COMPLAINT OBJECTING TO A CHANGE IN PLACE OF USE;"
   Following: line 3
   Insert: "(19) (a) An appropriator may file a complaint with the department alleging that the change in place of use will adversely affect the use of the existing water rights of other persons or other perfected or planned uses or developments for which a permit or certificate has been issued or for which a state water reservation has been issued under Title 85, chapter 2, part 3.
   (b) If the department determines after a hearing that the rights of other appropriators have been or will be adversely affected, it may revoke the change or make the change subject to terms, conditions, restrictions, or limitations that it considers necessary to protect the rights of other appropriators.
   (c) The burden of proof at the hearing is on the appropriator changing the place of use."
Amendment not adopted as follows:

  Total 14
Nays: Bales, Barkus, Barrett, Black, Branae, R. Brown, Cooney, Curtiss, Erickson, Esp, Essmann, Gillan, Hamlett, Hansen, Hinkle, Jent, Juneau, Keane, Laible, Larsen, Lewis, Moss, Murphy, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Mr. President.
  Total 36
Absent or not voting: None.
  Total 0
Excused: None.
  Total 0

SB 461 (Forty-third Legislative Day - Second Reading - Senate) - Senator Brueggeman moved SB 461 do pass.

SB 462 (Fifty-second Legislative Day - Second Reading - Senate) - Senator Steinbeisser moved SB 462 do pass. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
  Total 48
Nays: None.
  Total 0
Absent or not voting: None.
  Total 0
Excused: Larsen, Squires.
Total 2

SB 462 (Fifty-third Legislative Day - Third Reading - Senate) passed as follows:
Total 48
Nays: None.
Total 0
Absent or not voting: None.
Total 0
Excused: Gallus, Squires.
Total 2

SB 462 (Seventy-eighth Legislative Day - Second Reading - House) - Representative McNutt moved SB 462 be concurred in. Motion carried as follows:
Total 99
Nays: None.
Total 0
Absent or not voting: Wilmer.
Total 1
Excused: None.
Total 0

SB 462 (Seventy-ninth Legislative Day - Third Reading - House) concurred in as follows:
Total 99
Nays: None.
Total 0
Excused: None.
Total 0
Absent or not voting: Reichner.
   Total 1

**SB 463** (Forty-third Legislative Day - Second Reading - Senate) - Senator Wanzenried moved SB 463, as amended, do pass. Motion carried as follows:

   Total 50

Nays: None.
   Total 0

Absent or not voting: None.
   Total 0

Excused: None.
   Total 0

**SB 463** (Forty-third Legislative Day - Second Reading - Senate) - Senator Wanzenried moved SB 463 do pass.

**SB 463** (Forty-third Legislative Day - Second Reading - Senate) - Senator Wanzenried moved SB 463, second reading copy, be amended as follows:

1. Page 2, line 3.
   Following: "29 U.S.C. 213"
   Insert: "."
   Strike: "AND WHO"
   Insert: "A qualified medicaid provider who passes through payment"

Amendment adopted as follows:

   Total 49

Nays: None.
   Total 0

Absent or not voting: None.
   Total 0

Excused: Shockley.
   Total 1

**SB 463** (Forty-fifth Legislative Day - Third Reading - Senate) passed as follows:

   Total 48

Nays: None.
   Total 0

Absent or not voting: None.
   Total 0
Excused: Brenden, Squires.

Total 2

SB 463 (Seventy-second Legislative Day - Second Reading - House) - Representative Furey moved SB 463 be concurred in. Motion carried as follows:


Total 117

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Campbell, Vincent.

Total 2

SB 463 (Seventy-third Legislative Day - Third Reading - House) concurred in as follows:


Total 117

Nays: Brown, Mendenhall, Sales, Sonju.

Total 4

Excused: None.

Total 0

Absent or not voting: Hollandsworth.

Total 1

SB 464 (Forty-seventh Legislative Day - Second Reading - Senate) - Senator Laslovich moved SB 464 do pass. Motion carried as follows:


Total 35

Nays: Bales, Balyeat, Barkus, R. Brown, Curtiss, Gebhardt, Hinkle, Jackson, Laible, Ripley, Steinbeisser, Tutvedt, Mr. President.

Total 13

Absent or not voting: None.

Total 0
Excused: Brenden, Squires.
    Total 2

SB 464 (Forty-eighth Legislative Day - Third Reading - Senate) passed as follows:

    Total 36

Nays: Bales, Balyeat, Barkus, Brenden, R. Brown, Curtiss, Gebhardt, Hinkle, Jackson, Keane, Laible, Perry, Tutvedt.
    Total 13

Absent or not voting: None.
    Total 0

Excused: Squires.
    Total 1

SB 464 (Seventy-ninth Legislative Day - Second Reading - House) - Representative A. Noonan moved SB 464 be concurred in. Motion carried as follows:

    Total 82

    Total 16

Excused: None.
    Total 0

Absent or not voting: Arntzen, Butcher.
    Total 2

SB 464 (Eightieth Legislative Day - Third Reading - House) concurred in as follows:

    Total 76

    Total 24

Excused: None.
    Total 0

Absent or not voting: None.
SB 465 (Sixty-seventh Legislative Day - Second Reading - Senate) - Senator Hamlett moved SB 465 do pass. Motion carried as follows:
Total 48
Nays: Hawks, Jent.
Total 2
Absent or not voting: None.
Total 0
Excused: None.
Total 0

SB 465 (Sixty-eighth Legislative Day - Third Reading - Senate) passed as follows:
Total 50
Nays: None.
Total 0
Absent or not voting: None.
Total 0
Excused: None.
Total 0

SB 465 (Seventy-ninth Legislative Day - Second Reading - House) - Representative Cohenour moved SB 465 be concurred in. Motion carried as follows:
Total 96
Nays: Pease-Lopez, Villa.
Total 2
Excused: None.
Total 0
Absent or not voting: Butcher, A. Noonan.
Total 2

SB 465 (Eightieth Legislative Day - Third Reading - House) concurred in as follows:

Total 97

Nays: Brown, Caferro, Pease-Lopez.

Total 3

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 465 (Eighty-first Legislative Day - Second Reading - Senate) - House Amendments - Senator Hamlett moved House amendments to SB 465 be concurred in. Motion carried as follows:


Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 465 (Eighty-second Legislative Day - Third Reading - Senate) , as amended by the House, passed as follows:


Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 465 (Eighty-sixth Legislative Day - Second Reading - Senate) - Governor’s Amendments - Senator Hamlett moved Governor’s amendments to SB 465 be concurred in. Motion carried as follows:

Yeas: Barkus, Barrett, Black, Branae, Brenden, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley,
Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
Total 47

Nays: Balyeat, R. Brown.
Total 2

Absent or not voting: None.
Total 0

Excused: Bales.
Total 1

SB 465 (Eighty-seventh Legislative Day - Third Reading - Senate), as amended by the Governor, passed as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
Total 48

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: Hansen, Larsen.
Total 2

SB 465 (Eighty-seventh Legislative Day - Second Reading - House) - Governor’s Amendments - Representative Cohenour moved Governor’s amendments to SB 465 be concurred in. Motion carried as follows:

Total 100

Nays: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 465 (Eighty-eighth Legislative Day - Third Reading - House) Governor’s amendments, concurred in as follows:

SB 467 61ST LEGISLATURE (2009) 1118


Total 99

Nays: None.

Total 0

Excused: Stoker.

Total 1

Absent or not voting: None.

Total 0

SB 467 (Sixty-third Legislative Day - Second Reading - Senate) - Senator Balyeat moved SB 467 do pass. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzennried, Williams, Windy Boy, Zinke, Mr. President.

Total 47

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Branae, Hansen, Schmidt.

Total 3

SB 467 (Sixty-fourth Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzennried, Williams, Windy Boy, Zinke, Mr. President.

Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 467 (Seventy-ninth Legislative Day - Second Reading - House) - Representative Wiseman moved SB 467 be concurred in. Motion carried as follows:

SB 467 (Eightieth Legislative Day - Third Reading - House) concurred in as follows:


Total 99

Nays: Wilson.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 467 (Eighty-first Legislative Day - Second Reading - Senate) - House Amendments - Senator Balyeat moved House amendments to SB 467 be concurred in. Motion carried as follows:


Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 467 (Eighty-second Legislative Day - Third Reading - Senate) , as amended by the House, passed as follows:


Total 50

Nays: None.

Total 0
Absent or not voting: None.
Total 0
Excused: None.
Total 0

SB 468 (Forty-third Legislative Day - Second Reading - Senate) - Senator Barkus moved SB 468 do pass. Motion carried as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Esp, Essmann, Gebhardt, Gillan, Hawks, Hinkle, Jackson, Laible, McGee, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Steinbeisser, J. Tropila, M. Tropila, Tutvedt, Zinke, Mr. President.
Total 32
Nays: Branae, Erickson, Gallus, Hamlett, Hansen, Jent, Juneau, Kaufmann, Keane, Larsen, Laslovich, Lewis, Moss, Squires, Stewart-Peregoy, Wansenried, Williams, Windy Boy.
Total 18
Absent or not voting: None.
Total 0
Excused: None.
Total 0

SB 468 (Forty-fourth Legislative Day - Third Reading - Senate) passed as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Esp, Essmann, Gebhardt, Gillan, Hawks, Hinkle, Jackson, Laible, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, J. Tropila, M. Tropila, Tutvedt, Zinke, Mr. President.
Total 31
Nays: Branae, Erickson, Gallus, Hamlett, Hansen, Jent, Juneau, Kaufmann, Keane, Larsen, Laslovich, Lewis, Moss, Schmidt, Squires, Stewart-Peregoy, Wansenried, Williams, Windy Boy.
Total 19
Absent or not voting: None.
Total 0
Excused: None.
Total 0

SB 469 (Forty-third Legislative Day - Second Reading - Senate) - Senator J. Peterson moved consideration of SB 469 be passed for the day. Motion carried.

SB 469 (Forty-fourth Legislative Day - Second Reading - Senate) - Senator Brueggeman moved SB 469 do pass. Motion failed as follows:
Total 10
Nays: Bales, Barkus, Barrett, Branae, Brenden, Cooney, Curtiss, Erickson, Esp, Essmann, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Schmidt, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wansenried, Williams, Windy Boy, Zinke, Mr. President.
Total 40
Absent or not voting: None.
Total 0
Excused: None.
Total 0

SB 469 (Forty-fourth Legislative Day - Second Reading - Senate) - Senator Esp moved SB 469 be indefinitely postponed. Motion carried as follows:
Yeas: Bales, Barkus, Barrett, Branae, R. Brown, Cooney, Curtiss, Erickson, Esp, Essmann, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Schmidt, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Mr. President.
  Total 40

Nays: Balyeat, Black, Brenden, T. Brown, Brueggeman, Gallus, Jackson, Ripley, Shockley, Zinke.
  Total 10

Absent or not voting: None.
  Total 0

Excused: None.
  Total 0

**SB 470** (Forty-second Legislative Day - Second Reading - Senate) - Senator Gallus moved SB 470 do pass. Motion carried as follows:

  Total 48

Nays: None.
  Total 0

Absent or not voting: None.
  Total 0

Excused: Laslovich, Squires.
  Total 2

**SB 470** (Forty-third Legislative Day - Third Reading - Senate) passed as follows:

  Total 48

Nays: Perry, Mr. President.
  Total 2

Absent or not voting: None.
  Total 0

Excused: None.
  Total 0

**SB 471** (Forty-third Legislative Day - Second Reading - Senate) - Senator Brueggeman moved SB 471 do pass. Motion carried as follows:

  Total 29

Nays: Bales, Balyeat, Barkus, Barrett, Brenden, R. Brown, T. Brown, Curtiss, Esp, Essmann, Gebhardt, Hinkle, Jackson, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Tutvedt, Mr. President.
  Total 21

Absent or not voting: None.
  Total 0
SB 471 (Forty-fourth Legislative Day - Third Reading - Senate) passed as follows:


Total 34

Nays: Bales, Balyeat, Barkus, Barrett, Brenden, R. Brown, Curtiss, Esp, Essmann, Gebhardt, Hinkle, Jackson, Peterson, Ripley, Shockley, Tutvedt.

Total 16

Absent or not voting: None.

Excused: None.

Total 0

SB 475 (Forty-fourth Legislative Day - Second Reading - Senate) - Senator Esp moved SB 475 do pass. Motion carried as follows:


Total 49

Nays: None.

Total 0

Absent or not voting: None.

Excused: Brenden.

Total 0

SB 475 (Forty-fifth Legislative Day - Third Reading - Senate) passed as follows:


Total 48

Nays: None.

Total 0

Absent or not voting: None.

Excused: Brenden, Squires.

Total 2

SB 475 (Eighty-fourth Legislative Day - Second Reading - House) - Representative Driscoll moved SB 475, as amended, do pass. Motion carried as follows:


Total 83


Total 16

Excused: None.

Total 0

Absent or not voting: Pomnichowski.

Total 1

SB 475 (Eighty-fourth Legislative Day - Second Reading - House) - Representative Driscoll moved SB 475 do pass.

SB 475 (Eighty-fourth Legislative Day - Second Reading - House) - Representative Pomnichowski moved SB 475, second reading copy, be amended as follows:

1. Title, line 4.
   Following: “SALES;”
   Strike: “AND”
2. Title, line 5.
   Following: “DEADLINE”
   Insert: “; AND ALLOWING FOR PUBLIC MEETINGS”
   Insert: “NEW SECTION. Section 2. Option for public meeting. (1) Public meetings may be held at least 14 days before an upcoming sale.
   (2) The department may hold a meeting on its own initiative or at the request of a county commission in a county where a tract is being offered for sale.”
   Insert: “NEW SECTION. Section 3. No appropriation. It is the intent of the legislature that the requirements of [this act] be conducted within existing levels of funding.”
   Renumber: subsequent sections
   Strike: “[Section 1] is”
   Insert: “[Sections 1 and 2] are”
5. Page 2, line 10.
   Strike: “[section 1]”
   Insert: “[sections 1 and 2]”

Amendment failed as follows:


Total 38


Total 60

Excused: Boniek.

Total 1

Absent or not voting: Mehlhoff.

Total 1
SB 475  (Eighty-fourth Legislative Day - Second Reading - House) - Representative Stahl moved SB 475, second reading copy, be amended as follows:

1. Page 2, line 12 through page 3, line 9.
   Strike: section 4 in its entirety

Amendment adopted as follows:


Total 85


Total 13

Excused: Boniek.

Total 1

Absent or not voting: McAlpin.

Total 1

SB 475  (Eighty-fifth Legislative Day - Third Reading - House) concurred in as follows:


Total 95

Nays: Blasdel, Dickenson, Hendrick, Kasten, More.

Total 5

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 476  (Forty-seventh Legislative Day - Second Reading - Senate) - Senator Shockley moved SB 476 do pass. Motion carried as follows:

Yeas: Bales, Balyeat, Barrett, Black, Branae, T. Brown, Brueggeman, Cooney, Erickson, Esp, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jent, Juneau, Kaufmann, Keane, Laible, Lewis, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Williams, Windy Boy, Zinke, Mr. President.

Total 37


Total 11

Absent or not voting: None.

Total 0
Excused: Brenden, Squires.
Total 2

SB 476 (Forty-eighth Legislative Day - Third Reading - Senate) passed as follows:
Yeas: Bales, Balyeat, Barrett, Branae, Brenden, T. Brown, Brueggeman, Curtiss, Erickson, Esp, Essmann, Gallus, Gillan, Hamlett, Hansen, Hawks, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Williams, Windy Boy, Zinke, Mr. President.
Total 39
Total 10
Absent or not voting: None.
Total 0
Excused: Squires.
Total 1

SB 476 (Seventy-eighth Legislative Day - Second Reading - House) - Representative Blewett moved SB 476 be concurred in. Motion carried as follows:
Total 64
Total 36
Excused: None.
Total 0
Absent or not voting: None.
Total 0

SB 476 (Seventy-ninth Legislative Day - Third Reading - House) concurred in as follows:
Total 56
Total 44
Excused: None.
Total 0
Absent or not voting: None.
Total 0
SB 476 (Ninetieth Legislative Day - Second Reading - House) - Governor's Amendments -  
Representative Blewett moved Governor's amendments to SB 476 be concurred in. Motion carried as follows:

Yeas: Ankney, Arntzen, Augare, Barrett, Bean, B. Beck, P. Beck, Becker, Belcourt, Bennett, Berry,  
Blasdel, Blewett, Boland, Boniek, Boss Ribs, Brown, Butcher, Caferro, Campbell, Cohenour,  
Dickenson, Driscoll, Ebinger, Fleming, French, Furey, Getz, Glaser, Grinde, Hamilton, Hands, Hawk,  
Hendrick, Henry, Himmelberger, Hiner, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter,  
Ingraham, Jones, Jopek, Kasten, Kerns, Klock, Kottel, Lake, MacDonald, MacLaren, Malek, McAlpin,  
McChesney, McClafferty, McGillvray, McNutt, Mehilhoff, Menahan, Milburn, Miller, More, Morgan, A.  
Noonan, P. Noonan, Nooney, O'Hara, Pease-Lopez, Peterson, Phillips, Pomnichowski, Randall,  
Regier, Reichner, Reinhart, Roberts, Roundstone, Sales, Sands, Sesso, Smith, Sonju, Stahl, Steenson,  
Stoker, Taylor, Vance, Van Dyk, Villa, Vincent, Wagner, Warburton, Washburn, Welborn, Wilmer,  
Wilson, Wiseman, Mr. Speaker.

Total 99

Nays: Mendenhall.

Total 1

Excused: None.

Total 0

SB 476 (Ninetieth Legislative Day - Third Reading - Senate), as amended by the Governor, passed  
as follows:

Yeas: Bales, Barrett, Black, Branae, T. Brown, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus,  
Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich,  
Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Steinbeisser,  
Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Windy Boy, Zinke, Mr. President.

Total 40

Nays: Balyeat, Barkus, Brenden, R. Brown, Brueggeman, Hinkle, Jackson, Squires, Wanzenried,  
Williams.

Total 10

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 476 (Ninetieth Legislative Day - Second Reading - Senate) - Governor's Amendments - Senator  
Shockley moved Governor's amendments to SB 476 be concurred in. Motion carried as follows:

Yeas: Bales, Barrett, Black, Branae, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann,  
Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jent, Juneau, Kaufmann, Keane, Laible, Larsen,  
Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Schmidt, Shockley, Steinbeisser,  
Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 42

Nays: Balyeat, Barkus, Brenden, R. Brown, Hinkle, Jackson, Squires, Wanzenried.

Total 7

Absent or not voting: None.

Total 0

Excused: Squires.

Total 1

SB 476 (Ninetieth Legislative Day - Third Reading - House) Governor's amendments, concurred in  
as follows:

Total 97

Nays: Blasdel, Sonju, Vincent.

Total 3

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 481 (Forty-third Legislative Day - Second Reading - Senate) - Senator Barkus moved SB 481 do pass. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Hamlett, Hinkle, Jackson, Keane, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Zinke, Mr. President.

Total 29


Total 21

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 482 (Forty-third Legislative Day - Second Reading - Senate) - Senator McGee moved SB 482, second reading copy, be amended as follows:

1. Title, line 5.

Following: “ACT;

Insert: “REVISING WHAT CONSTITUTES A TRACT OF RECORD FOR THE PURPOSES OF THE SUBDIVISION AND PLATTING ACT,”
2. Following: “76-3-621,”
   Insert: “76-3-103,”
   Following: “76-3-207”
   Insert: “,”
   Following: line 12
   Insert: “Section 1. Section 76-3-103, MCA, is amended to read:
   “76-3-103. Definitions. As used in this chapter, unless the context or subject matter clearly requires otherwise, the following definitions apply:
   (1) “Certificate of survey” means a drawing of a field survey prepared by a registered surveyor for the purpose of disclosing facts pertaining to boundary locations.
   (2) “Cluster development” means a subdivision with lots clustered in a group of five or more lots that is designed to concentrate building sites on smaller lots in order to reduce capital and maintenance costs for infrastructure through the use of concentrated public services and utilities, while allowing other lands to remain undeveloped.
   (3) “Dedication” means the deliberate appropriation of land by an owner for any general and public use, reserving to the landowner no rights that are incompatible with the full exercise and enjoyment of the public use to which the property has been devoted.
   (4) “Division of land” means the segregation of one or more parcels of land from a larger tract held in single or undivided ownership by transferring or contracting to transfer title to or possession of a portion of the tract or properly filing a certificate of survey or subdivision plat establishing the identity of the segregated parcels pursuant to this chapter. The conveyance of a tract of record or an entire parcel of land that was created by a previous division of land is not a division of land.
   (5) “Exchanging land surveyor” means a registered land surveyor appointed by the governing body to review surveys and plats submitted for filing.
   (6) “Final plat” means the final drawing of the subdivision and dedication required by this chapter to be prepared for filing for record with the county clerk and recorder and containing all elements and requirements set forth in this chapter and in regulations adopted pursuant to this chapter.
   (7) “Governing body” means a board of county commissioners or the governing authority of a city or town organized pursuant to law.
   (8) “Immediate family” means a spouse, children by blood or adoption, and parents.
   (9) “Minor subdivision” means a subdivision that creates five or fewer lots from a tract of record.
   (10) “Planned unit development” means a land development project consisting of residential clusters, industrial parks, shopping centers, or office building parks that compose a planned mixture of land uses built in a prearranged relationship to each other and having open space and community facilities in common ownership or use.
   (11) “Plat” means a graphical representation of a subdivision showing the division of land into lots, parcels, blocks, streets, alleys, and other divisions and dedications.
   (12) “Preliminary plat” means a neat and scaled drawing of a proposed subdivision showing the layout of streets, alleys, lots, blocks, and other elements of a subdivision that furnish a basis for review by a governing body.
   (13) “Public utility” has the meaning provided in 69-3-101, except that for the purposes of this chapter, the term includes county or consolidated city and county water or sewer districts as provided for in Title 7, chapter 13, parts 22 and 23.
   (14) “Subdivider” means a person who causes land to be subdivided or who proposes a subdivision of land.
   (15) “Subdivision” means a division of land or land so divided that it creates one or more parcels containing less than 160 acres that cannot be described as a one-quarter aliquot part of a United States government section, exclusive of public roadways, in order that the title to or possession of the parcels may be sold, rented, leased, or otherwise conveyed and includes any resubdivision and further includes a condominium or area, regardless of its size, that provides or will provide multiple space for recreational camping vehicles or mobile homes.
   (16) (a) “Tract of record” means an individual parcel of land, irrespective of ownership or instrument of conveyance, that can be identified by legal description, independent of any other parcel of land, using documents on file in the records of the county clerk and recorder’s office.
(b) Each individual tract of record continues to be an individual parcel of land unless the owner of the parcel has joined it with other contiguous parcels by filing with the county clerk and recorder:

(i) an instrument of conveyance in which the aggregated parcels have been assigned a legal description that describes the resulting single parcel and in which the owner expressly declares the owner’s intention that the tracts be merged; or

(ii) a certificate of survey or subdivision plat that shows that the boundaries of the original parcels have been expunged and depicts the boundaries of the larger aggregate parcel.

(c) An instrument of conveyance does not merge parcels of land under subsection (16)(b)(i) unless the instrument states, “This instrument is intended to merge individual parcels of land to form the aggregate parcel(s) described in this instrument” or a similar statement, in addition to the legal description of the aggregate parcels, clearly expressing the owner’s intent to effect a merger of parcels.”

Renumber: subsequent sections

Amendment not adopted as follows:

Yeas: Bales, Balyeat, Barkus, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Gebhardt, Hansen, Hinkle, Jackson, Lewis, McGee, Perry, Peterson, Shockley, Tutvedt, Mr. President.

Total 21


Total 29

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 482

(Forty-third Legislative Day - Second Reading - Senate) - Senator McGee moved SB 482, second reading copy, be amended as follows:

1. Title, line 8.
Following: "RECORD"
Insert: "PROVIDING THAT A GOVERNING BODY MAY NOT REQUIRE A PARK DEDICATION FOR A FIRST MINOR SUBDIVISION FROM A TRACT OF RECORD;"

2. Title, line 9.
Following: "76-3-207"
Insert: "."
Strike: "AND"
Following: "76-3-611,"
Insert: "AND 76-3-621,"

Following: line 19
Insert: "Section 3. Section 76-3-621, MCA, is amended to read:
"76-3-621. Park dedication requirement. (1) Except as provided in 76-3-509 or subsections (2), (3), and (6) through (9) of this section, a subdivider shall dedicate to the governing body a cash or land donation equal to:
(a) 11% of the area of the land proposed to be subdivided into parcels of one-half acre or smaller;
(b) 7.5% of the area of the land proposed to be subdivided into parcels larger than one-half acre and not larger than 1 acre;
(c) 5% of the area of the land proposed to be subdivided into parcels larger than 1 acre and not larger than 3 acres; and
(d) 2.5% of the area of the land proposed to be subdivided into parcels larger than 3 acres and not larger than 5 acres.
(2) When a subdivision is located totally within an area for which density requirements have been adopted pursuant to a growth policy under chapter 1 or pursuant to zoning regulations under chapter 2, the governing body may establish park dedication requirements based on the community need for parks and the development densities identified in the growth policy or"
regulations. Park dedication requirements established under this subsection are in lieu of those provided in subsection (1) and may not exceed 0.03 acres per dwelling unit.

(3) A park dedication may not be required for:
   (a) land proposed for subdivision into parcels larger than 5 acres;
   (b) subdivision into parcels that are all nonresidential;
   (c) a subdivision in which parcels are not created, except when that subdivision provides permanent multiple spaces for recreational camping vehicles, mobile homes, or condominiums; or
   (d) a subdivision in which only one additional parcel is created; or
   (e) a first minor subdivision from a tract of record as described in 76-3-609(2).

(4) The governing body, in consultation with the subdivider and the planning board or park board that has jurisdiction, may determine suitable locations for parks and playgrounds and, giving due weight and consideration to the expressed preference of the subdivider, may determine whether the park dedication must be a land donation, cash donation, or a combination of both. When a combination of land donation and cash donation is required, the cash donation may not exceed the proportional amount not covered by the land donation.

(5) (a) In accordance with the provisions of subsections (5)(b) and (5)(c), the governing body shall use the dedicated money or land for development, acquisition, or maintenance of parks to serve the subdivision.
   (b) The governing body may use the dedicated money to acquire, develop, or maintain, within its jurisdiction, parks or recreational areas or for the purchase of public open space or conservation easements only if:
      (i) the park, recreational area, open space, or conservation easement is within a reasonably close proximity to the proposed subdivision; and
      (ii) the governing body has formally adopted a park plan that establishes the needs and procedures for use of the money.
   (c) The governing body may not use more than 50% of the dedicated money for park maintenance.

(6) The local governing body shall waive the park dedication requirement if:
   (a) (i) the preliminary plat provides for a planned unit development or other development with land permanently set aside for park and recreational uses sufficient to meet the needs of the persons who will ultimately reside in the development; and
      (ii) the area of the land and any improvements set aside for park and recreational purposes equals or exceeds the area of the dedication required under subsection (1);
   (b) (i) the preliminary plat provides long-term protection of critical wildlife habitat; cultural, historical, or natural resources; agricultural interests; or aesthetic values; and
      (ii) the area of the land proposed to be subdivided, by virtue of providing long-term protection provided for in subsection (6)(b)(i), is reduced by an amount equal to or exceeding the area of the dedication required under subsection (1);
   (c) the area of the land proposed to be subdivided, by virtue of a combination of the provisions of subsections (6)(a) and (6)(b), is reduced by an amount equal to or exceeding the area of the dedication required under subsection (1); or
   (d) (i) the subdivider provides for land outside of the subdivision to be set aside for park and recreational uses sufficient to meet the needs of the persons who will ultimately reside in the subdivision; and
      (ii) the area of the land and any improvements set aside for park and recreational uses equals or exceeds the area of dedication required under subsection (1).

(7) The local governing body may waive the park dedication requirement if:
   (a) the subdivider provides land outside the subdivision that affords long-term protection of critical wildlife habitat, cultural, historical, or natural resources, agricultural interests, or aesthetic values; and
   (b) the area of the land to be subject to long-term protection, as provided in subsection (7)(a), equals or exceeds the area of the dedication required under subsection (1).

(8) A local governing body may, at its discretion, require a park dedication for a subsequent minor subdivision as described in 76-3-609(3). A local governing body that chooses to require a park dedication shall specify in regulations the circumstances under which a park dedication will be required.
(9) Subject to the approval of the local governing body and acceptance by the school district trustees, a subdivider may dedicate a land donation provided in subsection (1) to a school district, adequate to be used for school facilities or buildings.
(10) For the purposes of this section:
(a) "cash donation" is the fair market value of the unsubdivided, unimproved land; and
(b) "dwelling unit" means a residential structure in which a person or persons reside.
(11) A land donation under this section may be inside or outside of the subdivision.”

Amendment adopted as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Gebhardt, Hansen, Hinkle, Jackson, Jent, Laible, Laslovich, Lewis, McGee, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Zinke, Mr. President.
Total 28

Total 22

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 482 (Forty-third Legislative Day - Second Reading - Senate) - Senator McGee moved SB 482, as amended, do pass. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Esp, Essmann, Gebhardt, Hansen, Hinkle, Jackson, Laible, Laslovich, Lewis, McGee, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Windy Boy, Zinke, Mr. President.
Total 30

Total 20

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 482 (Forty-fifth Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Hamlett, Hansen, Hinkle, Jackson, Laible, Laslovich, Lewis, McGee, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Zinke, Mr. President.
Total 29

Total 20

Paired: Laslovich, Aye; Squires, No.

Absent or not voting: None.
Total 0

Excused: Brenden.
Total 1
SB 484 (Forty-fourth Legislative Day - Second Reading - Senate) - Senator Balyeat moved SB 484 do pass. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Curtiss, Esp, Essmann, Gebhardt, Hinkle, Jackson, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Zinke, Mr. President.

Total 26


Total 24

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 484 (Forty-fifth Legislative Day - Third Reading - Senate) failed as follows:

Yeas: Bales, Balyeat, Barkus, Black, Branae, T. Brown, Barrett, Black, Brenden, R. Brown, T. Brown, Curtiss, Esp, Essmann, Gebhardt, Hinkle, Jackson, Laible, Lewis, McGee, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Mr. President.

Total 24

Nays: Barrett, Brenden, R. Brown, Esp, Essmann, Hinkle, Jackson, McGee, Peterson, Ripley, Tutvedt, Mr. President.

Total 12

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 485 (Forty-fourth Legislative Day - Second Reading - Senate) - Senator Juneau moved SB 485 do pass. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Black, Branae, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jent, Juneau, Kaufmann, Keane, Larsen, Laslovich, Moss, Murphy, Perry, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Wanznenried, Williams, Windy Boy, Zinke.

Total 38

Nays: Barrett, Brenden, R. Brown, Esp, Essmann, Hinkle, Jackson, McGee, Peterson, Ripley, Tutvedt, Mr. President.

Total 12

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 485 (Forty-fifth Legislative Day - Third Reading - Senate) passed as follows:


Total 36
Nays: Barrett, Brenden, R. Brown, Erickson, Esp, Essmann, Gebhardt, Hinkle, Jackson, McGee, Peterson, Ripley, Tutvedt, Mr. President.
Total 14
Paired: Squires, Aye; Brenden, No.
Absent or not voting: None.
Total 0
Excused: None.
Total 0

SB 486 (Eighty-fourth Legislative Day - Second Reading - Senate) - Conference Committee Report No. 1 - Senator Esp moved the Conference Committee report to SB 486 be adopted. Motion carried as follows:
Total 32
Nays: Bales, Balyeat, Barkus, Barrett, Brenden, R. Brown, Curtiss, Gallus, Gebhardt, Hinkle, Juneau, Kaufmann, Keane, Laslovich, Lewis, Murphy, Perry, Ripley, Shockley, J. Tropila, Zinke.
Total 18
Absent or not voting: None.
Total 0
Excused: None.
Total 0

SB 488 (Forty-seventh Legislative Day - Second Reading - Senate) - Senator Windy Boy moved SB 488, as amended, do pass. Motion failed as follows:
Yeas: Branae, Brueggeman, Cooney, Erickson, Esp, Essmann, Gallus, Gillan, Hamlett, Hawks, Jent, Keane, Laslovich, Lewis, Moss, Murphy, Perry, Ripley, Shockley, Steinbeisser, Steward-Peregoy, J. Tropila, Williams, Windy Boy.
Total 23
Total 25
Absent or not voting: None.
Total 0
Excused: Brenden, Squires.
Total 2

SB 488 (Forty-seventh Legislative Day - Second Reading - Senate) - Senator Windy Boy moved SB 488, second reading copy, be amended as follows:
   Following: “subjects”
   Strike: “of”
   Insert: “associated with or claimed by the relevant entity regarding”
   Amendment adopted as follows:
Total 42
SB 488 61ST LEGISLATURE (2009) 1134

Nays: Balyeat, Barkus, Juneau, McGee, Wanzenried, Mr. President.
Total 6

Absent or not voting: None.
Total 0

Excused: Brenden, Squires.
Total 2

SB 488 (Forty-seventh Legislative Day - Second Reading - Senate) - Senator J. Peterson moved SB 488 be indefinitely postponed. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, R. Brown, T. Brown, Curtiss, Esp, Essmann, Gebhardt, Hansen, Hinkle, Jackson, Juneau, Laible, McGee, Perry, Peterson, Ripley, Schmidt, Steinbeisser, M. Tropila, Tutvedt, Wanzenried, Mr. President.
Total 26

Nays: Branae, Brueggeman, Cooney, Erickson, Gallus, Gillan, Hamlett, Hawks, Jent, Kaufmann, Keane, Larsen, Laslovich, Lewis, Moss, Murphy, Shockley, Stewart-Peregoy, J. Tropila, Williams, Windy Boy, Zinke.
Total 22

Absent or not voting: None.
Total 0

Excused: Brenden, Squires.
Total 2

SB 488 (Forty-seventh Legislative Day - Second Reading - Senate) - Senator Windy Boy moved SB 488 do pass.

SB 488 (Fiftieth Legislative Day - Second Reading - Senate) - Senator Windy Boy moved SB 488, second reading copy, be amended as follows:

   Following: "subjects"
   Strike: "of"
   Insert: "associated with or claimed by the relevant entity regarding"

Amendment adopted as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Jackson, Jent, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Ripley, Shockley, Steinbeisser, Stewart-Peregoy, J. Tropila, Tutvedt, Williams, Windy Boy, Zinke, Mr. President.
Total 40

Total 9

Absent or not voting: None.
Total 0

Excused: Squires.
Total 1

SB 488 (Fiftieth Legislative Day - Second Reading - Senate) - Senator Windy Boy moved SB 488, as amended, do pass. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Brueggeman, Curtiss, Erickson, Essmann, Gallus, Gebhardt, Hamlett, Jent, Keane, Laible, Laslovich, Lewis, McGee, Murphy, Perry, Ripley, Shockley, Steinbeisser, Stewart-Peregoy, J. Tropila, Windy Boy, Zinke, Mr. President.
Total 27
SB 488  (Fiftieth Legislative Day - Second Reading - Senate)  - Senator Windy Boy moved SB 488 do pass.

SB 488  (Fifty-second Legislative Day - Third Reading - Senate)  failed as follows:
Yeas:  Bales, Balyeat, Barkus, Barrett, Brueggeman, Curtiss, Essmann, Gebhardt, Hamlett, Hinkle, Keane, Laible, Laslovich, Lewis, McGee, Murphy, Perry, Ripley, Shockley, Steinbeisser, Stewart-Peregoy, J. Tropila, Windy Boy, Zinke, Mr. President.
Total  25
Total  25
Paired:  Essmann, Perry, Aye; Larsen, Squires, No.
Absent or not voting:  None.
Total  0
Excused:  None.
Total  0

SB 489  (Sixty-ninth Legislative Day - Second Reading - Senate)  - Senator Essmann moved SB 489 do pass. Motion carried as follows:
Total  45
Nays:  Black, Juneau, Kaufmann.
Total  3
Absent or not voting:  None.
Total  0
Excused:  Erickson, Stewart-Peregoy.
Total  2

SB 489  (Seventieth Legislative Day - Third Reading - Senate)  passed as follows:
Total  45
Nays:  Black, Erickson, Juneau, Kaufmann, Stewart-Peregoy.
Total  5
Absent or not voting:  None.
SB 489  61ST LEGISLATURE (2009)  1136

Total  0
Excused: None.
   Total  0

SB 489  (Seventy-ninth Legislative Day - Second Reading - House)  - Representative Lake moved
SB 489 be concurred in. Motion carried as follows:

Yeas: Ankney, Arntzen, Augare, Barrett, Bean, B. Beck, P. Beck, Becker, Belcourt, Bennett, Berry,
Blasdel, Blewett, Boland, Boss Ribs, Brown, Butcher, Caferro, Campbell, Cohenour, Dickenson,
Driscoll, Ebinger, Fleming, French, Furey, Getz, Glaser, Grinde, Hamilton, Hands, Hawk, Hendrick,
Henry, Himmelberger, Hiner, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jones,
Jopek, Kasten, Kerns, Klock, Kottel, Lake, MacDonald, MacLaren, Malek, McAlpin, McChesney,
McClafferty, McGillvray, McNutt, Mehlhoff, Menahan, Milburn, Miller, More, Morgan, A. Noonan, P. Noonan, Nooney, O’Hara, Pease-Lopez, Peterson, Phillips, Pomnichowski, Randall, Regier, Reichner,
Reinhart, Roberts, Roundstone, Sales, Sands, Sesso, Smith, Sonju, Steenson, Stoker, Taylor, Vance,
Van Dyk, Villa, Vincent, Wagner, Warburton, Washburn, Welborn, Wilmer, Wilson, Wiseman, Mr.
Speaker.
   Total  97
Nays: Boniek, Mendenhall, Stahl.
   Total  3
Excused: None.
   Total  0
Absent or not voting: None.
   Total  0

SB 489  (Eightieth Legislative Day - Third Reading - House)  concurred in as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Bean, B. Beck, P. Beck, Becker, Belcourt, Bennett, Berry,
Blasdel, Blewett, Boland, Boss Ribs, Brown, Butcher, Caferro, Campbell, Cohenour, Dickenson,
Driscoll, Ebinger, Fleming, French, Furey, Getz, Glaser, Grinde, Hamilton, Hands, Hawk, Hendrick,
Henry, Himmelberger, Hiner, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jones,
Jopek, Kasten, Kerns, Klock, Kottel, Lake, MacDonald, MacLaren, Malek, McAlpin, McChesney,
McClafferty, McGillvray, McNutt, Mehlhoff, Menahan, Mendenhall, Milburn, Miller, More, Morgan, A. Noonan, P. Noonan, Nooney, O’Hara, Pease-Lopez, Peterson, Phillips, Pomnichowski, Randall,
Regier, Reichner, Reinhart, Roberts, Roundstone, Sales, Sands, Sesso, Smith, Sonju, Steenson, Stoker,
Taylor, Vance, Van Dyk, Villa, Vincent, Wagner, Warburton, Washburn, Welborn, Wilmer, Wilson,
Wiseman, Mr. Speaker.
   Total  98
Nays: None.
   Total  0

SB 489  (Eighty-first Legislative Day - Second Reading - Senate)  - House Amendments - Senator
Essmann moved House amendments to SB 489 be concurred in. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman,
Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle,
Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy,
Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M.
Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
   Total  50
Nays: None.
   Total  0
Absent or not voting: None.
   Total 0
Excused: None.
   Total 0

**SB 489** (Eighty-second Legislative Day - Third Reading - Senate), as amended by the House, passed as follows:

   Total 47

Nays: Black, Gallus, Kaufmann.
   Total 3

Absent or not voting: None.
   Total 0
Excused: None.
   Total 0

**SB 490** (Seventieth Legislative Day - Second Reading - Senate) - Senator R. Brown moved SB 490 do pass. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Essmann, Gallus, Gebhardt, Hamlett, Hinkle, Jackson, Jent, Laible, Laslovich, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, J. Tropila, M. Tropila, Tutvedt, Zinke, Mr. President.
   Total 32

   Total 18

Absent or not voting: None.
   Total 0
Excused: None.
   Total 0

**SB 490** (Seventy-first Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Essmann, Gallus, Gebhardt, Hamlett, Hinkle, Jackson, Jent, Laible, Laslovich, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, J. Tropila, M. Tropila, Tutvedt, Windy Boy, Zinke, Mr. President.
   Total 33

   Total 17

Absent or not voting: None.
   Total 0
Excused: None.
   Total 0

**SB 491** (Sixty-sixth Legislative Day - Second Reading - Senate) - Senator Lewis moved SB 491, second reading copy, be amended as follows:

   Following: "amount"
Insert: “referred to in subsection (4)(b)”
Following: “the”
Strike: “THAT” through “AMOUNT”
Amendment adopted as follows:


Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 491 (Sixty-sixth Legislative Day - Second Reading - Senate) - Senator Lewis moved SB 491, as amended, do pass. Motion carried as follows:


Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 491 (Sixty-sixth Legislative Day - Second Reading - Senate) - Senator Lewis moved SB 491 do pass.

SB 491 (Sixty-eighth Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 49

Nays: Esp.

Total 1

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 491 (Seventy-ninth Legislative Day - Second Reading - House) - Representative Stahl moved SB 491 be concurred in. Motion carried as follows:
Total 98

Nays: None.
Total 0

Excused: None.
Total 0

Absent or not voting: Butcher, Steenson.
Total 2

SB 491 (Eightieth Legislative Day - Third Reading - House) concurred in as follows:
Total 82

Total 17

Excused: None.
Total 0

Absent or not voting: Hoven.
Total 1

SB 491 (Eighty-first Legislative Day - Second Reading - Senate) - House Amendments - Senator Lewis moved House amendments to SB 491 be concurred in. Motion carried as follows:
Total 50

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 491 (Eighty-second Legislative Day - Third Reading - Senate), as amended by the House, passed as follows:
SB 493

   Total 45

Nays: Balyeat, Esp, Gallus, Shockley, Mr. President.
   Total 5

Absent or not voting: None.
   Total 0

Excused: None.
   Total 0

SB 495

(Forty-fourth Legislative Day - Second Reading - Senate) - Senator Larsen moved SB 493 do pass. Motion carried as follows:

Yeas: Bales, Barkus, Black, Branae, T. Brown, Cooney, Curtiss, Erickson, Gallus, Hamlett, Hansen, Hawks, Keane, Larsen, Laslovich, Moss, Murphy, Perry, Ripley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Wanzenried, Williams, Windy Boy, Zinke.
   Total 28

Nays: Balyeat, Barrett, R. Brown, Brueggeman, Esp, Essmann, Gebhardt, Gillan, Hinkle, Jackson, Jent, Juneau, Kaufmann, Laible, Lewis, McGee, Peterson, Schmidt, Shockley, Tutvedt, Mr. President.
   Total 21

Absent or not voting: None.
   Total 0

Excused: Brenden.
   Total 1

SB 495

(Sixty-fourth Legislative Day - Second Reading - Senate) - Senator Story moved SB 495 do pass. Motion carried as follows:

Yeas: Bales, Barkus, Barrett, Black, Branae, Brenden, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jackson, Jent, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, Tutvedt, Williams, Windy Boy, Zinke, Mr. President.
   Total 43

   Total 7

Absent or not voting: None.
   Total 0

Excused: None.
   Total 0

SB 495

(Sixty-fifth Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Bales, Barkus, Barrett, Black, Branae, Brenden, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jackson, Jent, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Shockley, Squires, Steinbeisser, Stewart-Peregoy, Tutvedt, Williams, Windy Boy, Zinke, Mr. President.
   Total 42

   Total 8

Absent or not voting: None.
   Total 0
Excused: None.
Total 0

**SB 497** (Forty-ninth Legislative Day - Second Reading - Senate) - Senator Shockley moved SB 497 do pass. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Gillan, Hinkle, Jackson, Laible, Laslovich, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Zinke, Mr. President.
Total 29

Total 18

Absent or not voting: None.
Total 0

Excused: Jent, Squires, Windy Boy.
Total 3

**SB 497** (Fiftieth Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gallus, Gebhardt, Gillan, Hinkle, Jackson, Jent, Laible, Larsen, Laslovich, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Windy Boy, Zinke, Mr. President.
Total 33

Total 17

Paired: Barkus, Aye; Squires, No.

Absent or not voting: None.
Total 0

Excused: None.
Total 0

**SB 498** (Sixty-fourth Legislative Day - Second Reading - Senate) - Senator Bales moved SB 498 do pass. Motion carried as follows:

Yeas: Bales, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jent, Keane, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
Total 41

Nays: Balyeat, Barkus, Esp, Hinkle, Jackson, Juneau, Kaufmann, Laible, Shockley.
Total 9

Absent or not voting: None.
Total 0

Excused: None.
Total 0

**SB 498** (Sixty-fifth Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Bales, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jent, Keane, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
Total 41

Nays: Balyeat, Barkus, Esp, Hinkle, Jackson, Juneau, Kaufmann, Laible, Shockley.
Total 9

Absent or not voting: None.
Total 0

Excused: None.
Total 0
Total 42
Nays: Balyeat, Barkus, Esp, Hinkle, Jackson, Juneau, Kaufmann, Shockley.
   Total 8
Absent or not voting: None.
   Total 0
Excused: None.
   Total 0

SB 498  (Eighty-sixth Legislative Day - Second Reading - House) - Representative Phillips moved SB 498 be concurred in.

SB 498  (Eighty-sixth Legislative Day - Second Reading - House) - Representative Phillips moved SB 498 be concurred in. Motion carried as follows:
   Total 77
   Total 23
Excused: None.
   Total 0
Absent or not voting: None.
   Total 0

SB 498  (Eighty-sixth Legislative Day - Second Reading - House) - Speaker Bergren moved to close on SB 498. Motion carried

SB 498  (Eighty-seventh Legislative Day - Second Reading - House) - Representative Phillips moved SB 498 do pass.

SB 498  (Eighty-seventh Legislative Day - Second Reading - House) - Representative Phillips moved SB 498 do pass.

SB 498  (Eighty-seventh Legislative Day - Third Reading - House) concurred in as follows:
   Total 59
   Total 41
Excused: None.
   Total 0
Absent or not voting: None.
SB 498 (Eighty-seventh Legislative Day - Second Reading - House) - Representative Belcourt moved SB 498 be amended as follows.

1. Page 2, line 18.
   Strike: "OR"
   Following: "SECTION"
   Insert: "; or"
   (e) apply within the exterior boundaries of any federally recognized Indian reservation within the state of Montana unless the governing body of the tribe adopts a carbon sequestration law and enters into a cooperative agreement with the state"

Motion carried as follows.


Total 97


Total 3

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 498 (Eighty-seventh Legislative Day - Second Reading - House) - Representative Phillips moved SB 498 as amended, do pass. Motion carried as follows.


Total 61


Total 37

Excused: None.

Total 0

Absent or not voting: Miller, Wilson.

Total 2

SB 498 (Eighty-eighth Legislative Day - Second Reading - Senate) - House Amendments - Senator Bales moved House amendments to SB 498 be concurred in. Motion carried as follows:

Yeas: Bales, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallius, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jent,
SB 498  (Eighty-eighth Legislative Day - Second Reading - Senate) - Senator Bales moved consideration of SB 498 be placed at the bottom of the second reading board. Motion carried.

SB 498  (Eighty-eighth Legislative Day - Third Reading - Senate) , as amended by the House, passed as follows:

Yeas: Bales, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jent, Juneau, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Williams, Windy Boy, Zinke, Mr. President.

Total 43

Nays: Balyeat, Barkus, Hinkle, Jackson, Kaufmann, Shockley, Wanzenried.

Total 7

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 499  (Sixty-seventh Legislative Day - Second Reading - Senate) - Senator Essmann moved SB 499, second reading copy, be amended as follows:

1. Page 1, line 28.
   Following: “applicable”
   Insert: “surface or underground mining rate[ , but not to the auger mining]”

2. Page 5, line 8.
   Insert: “COORDINATION SECTION. Section 4. Coordination instruction. If Senate Bill No. 292 is not passed and approved, then the bracketed language in [section 1 of this act] amending 15-35-103(4)(a) is void.”

Amendment adopted as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jent, Juneau, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Steinbeisser, Tutvedt, Windy Boy, Zinke, Mr. President.

Total 41


Total 9

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 499  (Sixty-seventh Legislative Day - Second Reading - Senate) - Senator Essmann moved SB 499 do pass.
SB 499 (Sixty-seventh Legislative Day - Second Reading - Senate) - Senator Essmann moved SB 499, as amended, do pass. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gallus, Gebhardt, Gillan, Hinkle, Jackson, Keane, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Zinke, Mr. President.

Total 30


Total 20

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 499 (Sixty-seventh Legislative Day - Second Reading - Senate) - Senator Gillan moved SB 499, second reading copy, be amended as follows:

2. Page 2, line 10. Following: “quarter” Insert: “and terminates in 15 years on the last day of the fiscal quarter”

Amendment adopted as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hinkle, Jackson, Jent, Keane, Laible, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Steinbeisser, Tutvedt, Williams, Zinke, Mr. President.

Total 39


Total 11

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 499 (Sixty-ninth Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gallus, Gebhardt, Gillan, Hinkle, Jackson, Keane, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Steinbeisser, Tutvedt, Windy Boy, Zinke, Mr. President.

Total 30


Total 20

Paired: Esp, Laible, Aye; Erickson, Stewart-Peregoy, No.

Absent or not voting: None.

Total 0

Excused: None.

Total 0
SB 500  
(Sixty-fifth Legislative Day - Second Reading - Senate)  
- Senator Peterson moved SB 500 do pass. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Hamlett, Hinkle, Jackson, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, J. Tropila, Tutvedt, Zinke, Mr. President.
Total 29

Total 21

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 500  
(Sixty-sixth Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gallus, Gebhardt, Hansen, Hinkle, Jackson, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, M. Tropila, Tutvedt, Windy Boy, Zinke, Mr. President.
Total 31

Total 19

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 502  
(Sixty-fifth Legislative Day - Second Reading - Senate)  
- Senator Keane moved SB 502 do pass. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McCoy, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
Total 50

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 502  
(Sixty-sixth Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McCoy, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
Total 50

Nays: None.
Total 0
SB 503  (Sixty-ninth Legislative Day - Second Reading - Senate) - Senator Essmann moved SB 503 do pass. Motion carried as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Hamlett, Hinkle, Jackson, Jent, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Zinke, Mr. President.
Total 29
Total 19
Absent or not voting: None.
Total 0
Excused: Erickson, Stewart-Peregoy.
Total 2

SB 503  (Seventieth Legislative Day - Third Reading - Senate) passed as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Hamlett, Hinkle, Jackson, Jent, Laible, Larsen, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Williams, Zinke, Mr. President.
Total 31
Total 19
Absent or not voting: None.
Total 0
Excused: None.
Total 0

SB 503  (Eighty-ninth Legislative Day - Second Reading - House) - Representative Stahl moved SB 503 be concurred in. Motion carried as follows:
Total 57
Total 43
Excused: None.
Total 0
Absent or not voting: None.
Total 0
SB 503  (Ninetieth Legislative Day - Third Reading - House) concurred in as follows:


Total 54


Total 45

Excused: None.

Total 0

Absent or not voting: Stahl.

Total 1

SB 505  (Sixty-fifth Legislative Day - Second Reading - Senate) - Senator Bales moved SB 505 do pass. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Hansen, Hinkle, Jackson, Keane, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Zinke, Mr. President.

Total 28


Total 22

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 505  (Sixty-sixth Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Hansen, Hinkle, Jackson, Keane, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Zinke, Mr. President.

Total 28


Total 22

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 506  (Sixty-ninth Legislative Day - Second Reading - Senate) - Senator Essmann moved SB 506, as amended, do pass. Motion failed as follows:


Total 13
Total 35
Absent or not voting: None.
Total 0
Excused: Erickson, Stewart-Peregoy.
Total 2

SB 506 (Sixty-ninth Legislative Day - Second Reading - Senate) - Senator Essmann moved SB 506, second reading copy, be amended as follows:

1. Title, line 7.
Strike: ", DISTRIBUTION TO CERTAIN NEARBY LOCAL GOVERNMENTS,"
Strike: "Proceeds"
Insert: "The amount of 100% of the proceeds"
Strike: "as follows:" on line 23 through "used" on line 24
Following: "offset" on line 24
Strike: ";
Insert: "unless"
4. Page 2, line 25.
Strike: "(b)" on line 25 through ", or" on line 26
Following: "expenditures"
Insert: "are"
Amendment adopted as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hawks, Hinkle, Jackson, Juneau, Kaufmann, Keane, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Schmidt, Squires, Steinbeisser, Tutvedt, Williams, Zinke, Mr. President.
Total 38
Total 10
Absent or not voting: None.
Total 0
Excused: Erickson, Stewart-Peregoy.
Total 2

SB 506 (Sixty-ninth Legislative Day - Second Reading - Senate) - Senator Williams moved SB 506 do pass.

SB 506 (Sixty-ninth Legislative Day - Second Reading - Senate) - Senator Williams moved SB 506 be indefinitely postponed. Motion carried as follows:

Total 36
Total 12
Absent or not voting: None.
Total 0
Excused: Erickson, Stewart-Peregoy.
    Total 2

SB 507 (Sixty-ninth Legislative Day - Second Reading - Senate) - Senator Story moved SB 507, second reading copy, be amended as follows:

1. Page 2, line 10.
   Following: "."
   Insert: The annual payment for a license issued under [sections 1 through 7] is $150.
2. Page 4, line 22.
   Following: "payment"
   Insert: "for leases and easements"

Amendment adopted as follows:

    Total 48

Nays: None.
    Total 0

Absent or not voting: None.
    Total 0

Excused: Erickson, Stewart-Peregoy.
    Total 2

SB 507 (Sixty-ninth Legislative Day - Second Reading - Senate) - Senator Story moved SB 507 do pass.

SB 507 (Sixty-ninth Legislative Day - Second Reading - Senate) - Senator Story moved SB 507, as amended, do pass. Motion carried as follows:

    Total 39

Nays: Cooney, Gillan, Juneau, Kaufmann, Moss, Schmidt, Squires, Wanzenried, Williams.
    Total 9

Absent or not voting: None.
    Total 0

Excused: Erickson, Stewart-Peregoy.
    Total 2

SB 507 (Seventy-first Legislative Day - Third Reading - Senate) passed as follows:

    Total 41

Nays: Cooney, Gallus, Juneau, Kaufmann, Moss, Schmidt, Stewart-Peregoy, Wanzenried, Williams.
    Total 9

Absent or not voting: None.
    Total 0
Excused: None.
Total 0

**SB 507** (Seventy-ninth Legislative Day - Second Reading - House) - Representative Di. Barrett moved SB 507.

SB 507 (Seventy-ninth Legislative Day - Second Reading - House) - Representative Di. Barrett moved SB 507 be amended as follows:

1. Page 4, line 16.
   Following: “are”
   Insert: “proposed to be”
2. Page 4, line 17.
   Following: “easement”
   Insert: “for water diversion structures associated with a water right”
   Following: “easement”
   Insert: “for water diversion structures associated with a water right”

Motion to amend, carried as follows:

Total 91

Total 6

Excused: None.
Total 0

Absent or not voting: B. Beck, Butcher, Welborn.
Total 3

**SB 507** (Seventy-ninth Legislative Day - Second Reading - House) - Representative -Di. Barrett moved SB 507 as amended, be concurred in. Motion carried as follows:

Total 84

Total 16

Excused: None.
Total 0

Absent or not voting: None.
Total 0
SB 507 (Seventy-ninth Legislative Day - Second Reading - House) - Representative Villa moved to pass consideration on SB 507 for the day. Motion requires a simple majority vote. Motion failed as follows:

Yeas: Becker, Blewett, Campbell, Driscoll, Getz, Grinde, Hands, Hiner, Hollenbaugh, Jopek, MacDonald, McChesney, McClafferty, A. Noonan, P. Noonan, Pease-Lopez, Phillips, Sands, Sesso, Steenson, Van Dyk, Villa, Wilmer, Wilson, Mr. Speaker.
   Total 25

   Total 74

Excused: None.
   Total 0

Absent or not voting: Butcher.
   Total 1

SB 507 (Eightieth Legislative Day - Third Reading - House) concurred in as follows:

   Total 88

   Total 12

Excused: None.
   Total 0

Absent or not voting: None.
   Total 0

SB 507 (Eighty-first Legislative Day - Second Reading - Senate) - House Amendments - Senator Story moved House amendments to SB 507 not be concurred in. Motion carried as follows:

   Total 50

Nays: None.
   Total 0

Absent or not voting: None.
   Total 0

Excused: None.
   Total 0
SB 507 (Eighty-fifth Legislative Day - Second Reading - Senate) - Free Conference Committee Report No. 1 - Senator Story moved the Free Conference Committee report to SB 507 be adopted. Motion carried as follows:


Total 48

Nays: Hawks, Kaufmann.

Total 2

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 507 (Eighty-fifth Legislative Day - Second Reading - House) - Conference Committee Report No. 1 - Representative Cohenour moved the Conference Committee report to SB 507 be adopted. Motion carried as follows:


Total 96

Nays: Brown, Caferro, Getz, Pease-Lopez.

Total 4

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 507 (Eighty-sixth Legislative Day - Third Reading - Senate) - Free Conference Committee Report No. 1, adopted as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gebhardt, Gallus, Hamlett, Hinkle, Jackson, Jen, Juneau, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, Tutvedt, Williams, Windy Boy, Mr. President.

Total 42


Total 7

Absent or not voting: None.

Total 0

Excused: Hansen.

Total 1

SB 507 (Eighty-sixth Legislative Day - Third Reading - House) - Free Conference Committee report, adopted in as follows:

Total 93


Total 6

Excused: None.

Total 0

Absent or not voting: Vincent.

Total 1

SB 507 (Eighty-eighth Legislative Day - Third Reading - Senate) , as amended by the Governor, passed as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Keane, Laible, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, Tutvedt, Windy Boy, Mr. President.

Total 43


Total 7

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 507 (Eighty-eighth Legislative Day - Second Reading - Senate) - Governor’s Amendments - Senator Story moved Governor’s amendments to SB 507 be concurred in. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Keane, Laible, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, Tutvedt, Windy Boy, Zinke, Mr. President.

Total 47


Total 3

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 507 (Eighty-ninth Legislative Day - Second Reading - House) - Governor’s Amendments - Representative Di. Barrett moved Governor’s amendments to SB 507 be concurred in. Motion carried as follows:

SB 507 (Nintieth Legislative Day - Third Reading - House) Governor's Amendments, adopted in as follows:
Total 98
Nays: Getz, Himmelberger.
Total 2
Excused: None.
Total 0
Absent or not voting: None.
Total 0

SB 508 (Sixtieth Legislative Day - Second Reading - Senate) - Senator J. Peterson moved consideration of SB 508 be passed for the day. Motion carried.

SB 508 (Sixtieth Legislative Day - Second Reading - Senate) - Senator Brueggeman moved consideration of SB 508 be placed at the bottom of the second reading board for the purpose of amendment. Motion carried.

SB 508 (Seventieth Legislative Day - Second Reading - Senate) - Senator Brueggeman moved SB 508 do pass. Motion carried as follows:
Total 41
Nays: Balyeat, R. Brown, Hinkle, Juneau, Kaufmann, Murphy, Shockley, Stewart-Peregoy, Windy Boy.
Total 9
Absent or not voting: None.
Total 0
Excused: None.
SB 508  (Seventy-first Legislative Day - Third Reading - Senate) passed as follows:

Total 42

Nays: Balyeat, R. Brown, Hinkle, Juneau, Kaufmann, Murphy, Stewart-Peregoy, Windy Boy.
Total 8

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 508  (Seventy-ninth Legislative Day - Second Reading - House) - Representative Sonju moved SB 508 be concurred in. Motion carried as follows:

Total 74

Total 26

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 508  (Eightieth Legislative Day - Third Reading - House) concurred in as follows:

Total 72

Total 27

Excused: None.
Total 0

Absent or not voting: Glaser.
Total 1
SB 508  (Eighty-first Legislative Day - Second Reading - Senate) - House Amendments - Senator Brueggeman moved House amendments to SB 508 be concurred in. Motion carried as follows:

Yeas: Bales, Barkus, Barrett, Black, Branae, Brenden, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jent, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Zinke, Mr. President.

Total 40

Nays: Balyeat, R. Brown, Esp, Hinkle, Jackson, Juneau, Kaufmann, Keane, Stewart-Peregoy, Windy Boy.

Total 10

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 508  (Eighty-second Legislative Day - Third Reading - Senate) - SB 508, as amended by the House, passed as follows:

Yeas: Bales, Barkus, Barrett, Black, Branae, Brenden, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jent, Kaufmann, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Ripley, Schmidt, Squires, Steinbeisser, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Zinke, Mr. President.

Total 40

Nays: Balyeat, R. Brown, Hinkle, Jackson, Juneau, Kauffman, Keane, Peterson, Shockley, Stewart-Peregoy, Windy Boy.

Total 10

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 509  (Sixty-eighth Legislative Day - Second Reading - Senate) - Senator Gebhardt moved SB 509 do pass. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Curtiss, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hinkle, Jackson, Laible, Laslovich, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Mr. President.

Total 31


Total 18

Absent or not voting: None.

Total 0

Excused: Brueggeman.

Total 1

SB 509  (Sixty-ninth Legislative Day - Third Reading - Senate) - SB 509 passed as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gallus, Gebhardt, Hamlett, Hansen, Hinkle, Jackson, Laible, Laslovich, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Mr. President.

Total 30


Total 20
SB 509 61ST LEGISLATURE (2009) 1158

Paired: Esp, Laible, Aye; Erickson, Stewart-Peregoy, No.
Absent or not voting: None.
Total 0
Excused: None.
Total 0

SB 509 (Eighty-first Legislative Day - Second Reading - House) - Representative Mehlhoff moved SB 509, second reading copy, be amended as follows:

1. Title, page 1, line 8.
   Following: “EFFECTIVE DATE”
   Insert: “,”
   Strike: “AND”
   Following: “APPLICABILITY DATE”
   Insert: “, AND A TERMINATION DATE”
   Following: line 13
   Insert: “NEW SECTION. Section 7. Termination. The amendment in [section 3(5)] defining “coal washing” and the amendment in [section 3(6)] revising the definition of “contract sales price” terminate July 1, 2017.”

Amendment adopted as follows:

Total 90

Total 10

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 509 (Eighty-first Legislative Day - Second Reading - House) - Representative Hoven moved SB 509 be concurred in.

SB 509 (Eighty-first Legislative Day - Second Reading - House) - Representative Hoven moved SB 509 as amended, be concurred in. Motion carried as follows:

Total 66

SB 509 (Eighty-second Legislative Day - Third Reading - House) passed as follows:
Total 70
Total 30
Excused: None.
Total 0
Absent or not voting: None.
Total 0

SB 509 (Eighty-fourth Legislative Day - Second Reading - Senate) - House Amendments - Senator Gebhardt moved House amendments to SB 509 be concurred in. Motion carried as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Jackson, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Stewart-Peregoy, Tutvedt, Wanzenried, Windy Boy, Zinke, Mr. President.
Total 36
Nays: Branae, Cooney, Erickson, Hawks, Hinkle, Jent, Juneau, Kaufmann, Moss, Schmidt, Squires, J. Tropila, M. Tropila, Williams.
Total 14
Absent or not voting: None.
Total 0
Excused: None.
Total 0

SB 509 (Eighty-fifth Legislative Day - Third Reading - Senate), as amended by the House, passed as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hinkle, Jackson, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Stewart-Peregoy, Tutvedt, Windy Boy, Mr. President.
Total 35
Total 15
Absent or not voting: None.
Total 0
Excused: None.
SB 510 (Sixty-seventh Legislative Day - Second Reading - Senate) - Senator Gebhardt moved SB 510 do pass. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hinkle, Jackson, Jent, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, J. Tropila, M. Tropila, Tutvedt, Williams, Windy Boy, Zinke, Mr. President.

Total 45

Nays: Hawks, Juneau, Kaufmann, Stewart-Peregoy, Wanzenried.

Total 5

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 510 (Sixty-eighth Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hinkle, Jackson, Keane, Laible, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Steinbeisser, J. Tropila, Tutvedt, Zinke, Mr. President.

Total 39


Total 11

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 510 (Seventy-eighth Legislative Day - Second Reading - Senate) - House Amendments - Senator Gebhardt moved House amendments to SB 510 be concurred in. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Gillan, Hamlett, Hansen, Hinkle, Jackson, Keane, Laible, Laslovich, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, Tutvedt, Williams, Windy Boy, Zinke, Mr. President.

Total 39

Nays: Cooney, Erickson, Hawks, Jent, Juneau, Kaufmann, Moss, J. Tropila, M. Tropila, Wanzenried.

Total 10

Absent or not voting: None.

Total 0

Excused: Gallus.

Total 1

SB 510 (Eighty-eighth Legislative Day - Second Reading - House) - Representative Berry moved SB 510 be concurred in.

SB 510 (Eighty-eighth Legislative Day - Third Reading - House), as amended by the House, concurred in as follows:

Yeas: Arntzen, Augare, Bean, B. Beck, P. Beck, Belcourt, Bennett, Berry, Blasdel, Boniek, Butcher, Campbell, Ebinger, Getz, Glaser, Hawk, Hendrick, Himmelberger, Hiner, Hollandsworth, Hoven,
SB 510  (Eighty-eighth Legislative Day - Second Reading - House) - Representative Getz moved SB 510, second reading copy, be amended as follows:

1. Title, page 1, line 4.  
Strike: “AUTHORIZING A BOARD OF” 
Insert: “PROVIDING THE ELECTORS OF A” 
Strike: “COMMISSIONERS” 
2. Title, page 1, line 5. 
Following: “AUTHORIZED” 
Insert: “THE BOARD OF COUNTY COMMISSIONERS TO GRANT” 
3. Title, page 1, line 6. 
Following: “5” 
Insert: “5 OR” 
4. Title, page 1, line 7. 
Following: “YEARS;” 
Insert: “PROVIDING FOR AN ELECTION TO APPROVE THE ABATEMENT;” 
5. Page 1, line 13. 
Following: “abatement” 
Insert: “— voter approval” 
6. Page 1, line 15. 
Following: “5” 
Insert: “5” 
7. Page 1, line 16 through line 22. 
Strike: subsection (2) in its entirety 
Renumber: subsequent subsections 
8. Page 1, line 23. 
Following: “authorization” 
Insert: “is subject to voter approval as provided in subsection (3), it” 
9. Page 1, line 25. 
Following: “PERIOD” 
Insert: “subject to voter approval” 
Following: line 27 
Insert: “(3) (a) The abatement under this section is not allowed unless the abatement question has been submitted to the electorate of the county and approved by a majority of the electors voting on the question. 
(b) A resolution adopted by the board of county commissioners referring the abatement question or the extension of the abatement question must state that: 
(i) the abatement is for a 5-tax-year period; and 
(ii) the amount of the abatement is 50% of the county’s and any school district’s share of the coal gross proceeds tax.”
(c) The resolution for the proposed abatement referred to in subsection (3)(b) may not be adopted prior to notification of the school boards of all affected school districts.
(d) The board of county commissioners may call a special election or have the abatement question placed on the ballot at the next regularly scheduled election.
(e) (i) Before the abatement question is submitted to the electorate of a county, the governing body of the board of county commissioners in the county in which the underground coal mine is located shall publish notice of the abatement proposal in a newspaper that meets the qualifications of subsection (3)(e)(ii). The notice must be published twice, with at least 6 days separating publications. The first publication must be no more than 30 days prior to the election and the last no less than 3 days prior to the election.
(ii) The newspaper must be:
(A) of general, paid circulation with a second-class mailing permit;
(B) published at least once a week; and
(C) published in the county where the election will take place.
Amendment failed as follows:

Total 46

Total 53

Excused: Stoker.
Total 1

Absent or not voting: None.
Total 0

SB 510 (Eighty-eighth Legislative Day - Second Reading - House) - Representative Berry moved SB 510, second reading copy, be amended as follows:

1. Title, page 1, line 5.
Following: "PERCENT"
Insert: "LOCAL"
2. Title, page 1, line 6.
Following: "6"
Insert: "5 OR"
3. Page 1, line 15.
Following: "6"
Insert: "5"
Following: "years"
Insert: "by directing the department to levy the tax at a lower tax rate as provided in 15-23-703(1)(b)"
Following: "(1)"
Insert: "(a)"
5. Page 2, line 10.
Following: "shall"
Insert: ", subject to subsection (1)(b),"
Following: "of 5%"
Insert: "of 5%"
6. Page 2, line 11 through line 12.
Strike: "The" on line 11 through "2.5%".
Following: line 13
Insert: “(b) If the county grants a tax abatement for production from a new or expanding underground mine as provided in [section 1], the department shall levy a tax at a rate that would, after providing for payment to the state of the amount attributable to all applicable state mill levies as if the tax rate were 5%, reduce the tax received by county taxing jurisdictions and any school district on the new or expanded production by 50%.”

Strike: subsection (6) in its entirety.
Insert: “(6) If there is a distribution of coal gross proceeds from a new or expanding underground mine with a tax abatement as provided under [section 1], the county treasurer shall distribute:
(a) the state’s share of the coal gross proceeds determined under subsection (1)(b) in the relative proportion required by the appropriate levies for state purposes; and
(b) the county’s share and any school district’s share of the coal gross proceeds determined under subsection (1)(b) as provided in this section.”

Following: line 28
Insert: “COORDINATION SECTION. Section 4. Coordination instruction. If House Bill No. 588 and [this act] are both passed and approved and if both contain a section amending 15-23-703, then the sections amending 15-23-703 are void and 15-23-703 must be amended as follows:
“15-23-703. Taxation of gross proceeds — taxable value for county classification and guaranteed tax base aid to schools nontax purposes. (1) (a) The department shall compute from the reported value of coal gross proceeds from coal a tax roll that must be transmitted to the county treasurer on or before September 15 of each year. The department may not levy or assess any mills against the reported coal gross proceeds of coal but shall, subject to subsection (1)(b), levy a tax of 5% against the value of the reported gross proceeds of coal as provided in 15-23-701(1)(d). The county treasurer shall give full notice to each coal producer of the taxes due and shall collect the taxes.
(b) If the county grants a tax abatement for production from a new or expanding underground mine as provided in [section 1], the department shall levy a tax at a rate that would, after providing for payment to the state of the amount attributable to all applicable state mill levies as if the tax rate were 5%, reduce the tax received by county taxing jurisdictions and any school district on the new or expanded production by 50%.
(2) For county classification and all nontax purposes, the taxable value of the gross proceeds of coal is 45% of the contract sales price as defined in 15-35-102.
(3) Except as provided in subsection (6), the county treasurer shall calculate and distribute to the state, county, and eligible school districts in the county the amount of the coal gross proceeds tax determined by multiplying the unit value calculated in 15-23-705 times the tons of coal extracted, treated, and sold on which the coal gross proceeds tax was owed during the preceding calendar year.
(4) Except as provided in subsections (5), (6), and (8), the county treasurer shall credit the amount determined under subsection (3) and the amounts received under 15-23-706:
(a) to the state and to the counties that levied mills in fiscal year 1990 against 1988 production in the relative proportions required by the levies for state and county purposes in the same manner as property taxes were distributed in fiscal year 1990 in the taxing jurisdiction; and
(b) to school districts in the county that either levied mills in school fiscal year 1990 against 1988 production or used nontax revenue, such as impact aid money, provided in 20 U.S.C. 7701, et seq., in lieu of levying mills against production, in the same manner that property taxes collected or property taxes that would have been collected would have been distributed in the 1990 school fiscal year in the school district.
(5) (a) If the total tax liability in a taxing jurisdiction exceeds the amount determined in subsection (3), the county treasurer shall, immediately following the distribution from taxes paid on May 31 of each year, send the excess revenue, excluding any protested coal gross proceeds tax revenue, to the department for redistribution as provided in 15-23-706.
(b) If the total tax liability in a taxing jurisdiction is less than the amount determined in subsection (3), the taxing jurisdiction is entitled to a redistribution as provided by 15-23-706.
(3) (a) Except as provided in subsections (4) and (7) and subject to subsection (3)(b), coal gross proceeds taxes must be allocated to the state, county, and school districts in the same relative proportions as the taxes were distributed in fiscal year 1990.

(b) The county treasurer shall multiply the coal gross proceeds taxes collected in the county under this part by the relative proportions determined for the state, county, and school districts under subsection (3)(a). Those amounts must be distributed as follows:

(i) the state share must be distributed in the relative proportions required by levies for state purposes in the same manner as property taxes were distributed in fiscal year 1990;
(ii) except as provided in subsection (5), the county share must be distributed in the relative proportions required by levies for county purposes, other than an elementary school or high school, in the same manner as property taxes were distributed in the previous fiscal year;
(iii) except as provided in subsection (6), the school districts' share must be distributed in the relative proportions required by levies for school district purposes in the same manner as property taxes were distributed in the previous fiscal year.

(4) If there is a distribution of coal gross proceeds from a new or expanding underground mine with a tax abatement as provided under [section 1], the county treasurer shall distribute:

(a) the state's share of the coal gross proceeds determined under subsection (1)(b) in the relative proportion required by the appropriate levies for state purposes; and
(b) the county's share and any school district's share of the coal gross proceeds determined under subsection (1)(b) as provided in this section.

(6) The board of county commissioners of a county may direct the county treasurer to reallocate the distribution of coal gross proceeds taxes that would have gone to a taxing unit, as provided in subsection (4)(a)(3)(b)(i), to another taxing unit or taxing units, other than an elementary school or high school, within the county under the following conditions:

(a) The county treasurer shall first allocate the coal gross proceeds taxes to the taxing units within the county in the same proportion that all other property tax proceeds were distributed in the county in the previous fiscal year 1999.
(b) If the allocation in subsection (6)(a) exceeds the total budget for a taxing unit, the commissioners may direct the county treasurer to reallocate the excess to any taxing unit within the county.

(7) The board of trustees of an elementary or high school district may reallocate the coal gross proceeds taxes distributed to the district by the county treasurer under the following conditions:

(a) The district shall first allocate the coal gross proceeds taxes to the budgeted funds of the district in the same proportion that all other property tax proceeds were distributed in the district in the previous fiscal year 1999.
(b) If the allocation under subsection (7)(a) exceeds the total budget for a fund, the trustees may reallocate the excess to any budgeted fund of the school district.

(8) The board of county commissioners of a county may direct the county treasurer to reallocate the distribution of coal gross proceeds under subsection (7) in the same manner as provided in subsection (5).

(9) The board of trustees of an elementary or high school district may reallocate the coal gross proceeds taxes distributed to the district by the county treasurer under subsection (7) in the same manner as provided in subsection (6).”

Renumber: subsequent section

Amendment adopted as follows:

SB 510 (Eighty-eighth Legislative Day - Second Reading - House) - Representative Berry moved SB 510 as amended, be concurred in. Motion carried as follows:


Total 64


Total 35

Excused: Stoker.

Total 1

Absent or not voting: None.

Total 0

SB 510 (Eighty-eighth Legislative Day - Second Reading - House) - Representative Di. Barrett moved SB 510, second reading copy, be amended as follows:

1. Title, page 1, line 8.
   Following: “COLLECTIONS;”
   Insert: “PROVIDING FOR THE REPAYMENT OF ABATED TAXES;”
2. Page 1, line 13.
   Following: “abatement”
   Insert: “— repayment of abatement”
   Following: line 4
   Insert: “(5) (a) Coal gross proceeds taxes abated as provided in 15-23-703 and this section must be repaid by the owner or operator of the new or expanding underground coal mine beginning in the first tax year following the abatement period and the extension of the abatement period, if any. The amount of the repayment is equal to the amount of the coal gross proceeds taxes abated during the abatement period or periods. The repayment of coal gross proceeds taxes abated must be made in equal installments over the total number of tax years that taxes were abated. The repayment is due at the same time as coal gross proceeds taxes are due. The county treasurer shall give full notice to the owner or operator of a new or expanding underground coal mine of the amount due and shall collect the amount. (b) The amount repaid must be distributed by the county treasurer to funds and accounts subject to the abatement in the same ratio as the coal gross proceeds taxes were abated.”
   Amendment failed as follows:

SB 510

(Eighty-ninth Legislative Day - Second Reading - Senate) - House Amendments - Senator Gebhardt moved House amendments to SB 510 be concurred in. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Gillan, Hamlett, Hansen, Hinkle, Jackson, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, Tutvedt, Williams, Windy Boy, Zinke, Mr. President.

Total 39

Nays: Cooney, Erickson, Hawks, Jent, Juneau, Kaufmann, Moss, J. Tropila, M. Tropila, Wanzenried.

Total 10

Absent or not voting: None.

Total 0

Excused: Gallus.

Total 1

SB 510 (Ninetieth Legislative Day - Third Reading - Senate), as amended by the House, passed as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hinkle, Jackson, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Steinbeisser, Stewart-Peregoy, Tutvedt, Williams, Windy Boy, Mr. President.

Total 37


Total 13

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 511 (Sixty-ninth Legislative Day - Second Reading - Senate) - Senator M. Tropila moved SB 511 do pass. Motion carried as follows:


Total 46


Total 2
SB 511 (Seventieth Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Zinke, Mr. President.

Total 48


Total 2

Absent or not voting: None.

Total 0

Excused: Erickson, Stewart-Peregoy.

Total 2

SB 511 (Eighty-first Legislative Day - Second Reading - House) - Representative Fleming moved SB 511 be concurred in. Motion carried as follows:


Total 88

Nays: Ankney, Hendrick, Kasten, McGillvray, Miller, More, Peterson.

Total 7

Absent or not voting: Arntzen, Campbell, Hiner, Joepk, A. Noonan.

Total 5

SB 511 (Eighty-second Legislative Day - Third Reading - House) passed as follows:


Total 95

Nays: McGillvray, Mendenhall, More, Peterson, Wagner.

Total 5

Absent or not voting: Arntzen, Campbell, Hiner, Joepk, A. Noonan.

Total 5
Absent or not voting: None.
Total 0

SJR 1 (Seventh Legislative Day - Second Reading - Senate) - Senator J. Peterson moved SJR 1 do pass. Motion carried as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jen, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Zinke, Mr. President.
Total 49
Nays: None.
Total 0
Absent or not voting: None.
Total 0
Excused: Windy Boy.
Total 1

SJR 1 (Eighth Legislative Day - Third Reading - Senate) do pass as follows:
Total 50
Nays: None.
Total 0
Absent or not voting: None.
Total 0
Excused: None.
Total 0

SJR 1 (Sixteenth Legislative Day - Second Reading - House) - Representative Villa moved SJR 1 be concurred in. Motion carried as follows:
Total 100
Nays: None.
Total 0
Excused: None.
Total 0
Absent or not voting: None.
Total 0

SJR 1 (Eighteenth Legislative Day - Third Reading - House) concurred in as follows:

Total 99

Nays: None.

Total 0

Excused: Grinde.

Total 1

Absent or not voting: None.

Total 0

**SJR 2 (Fifteenth Legislative Day - Second Reading - Senate)** - Senator Lewis moved SJR 2 do pass. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 48

Nays: Esp, McGee.

Total 2

Absent or not voting: None.

Total 0

Excused: None.

Total 0

**SJR 2 (Sixteenth Legislative Day - Third Reading - Senate)** passed as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Gallus, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Ripley, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 43

Nays: Esp, Essmann, Gebhardt, Gillan, McGee, Schmidt.

Total 6

Absent or not voting: None.

Total 0

Excused: R. Brown.

Total 1

**SJR 2 (Fifty-second Legislative Day - Second Reading - House)** - Representative Hamilton moved SJR 2 be concurred in. Motion carried as follows:

SJR 2 61ST LEGISLATURE (2009)

Total 58
Total 39
Excused: Nooney.
Total 1
Absent or not voting: Hunter, Wilson.
Total 2

SJR 2 (Fifty-third Legislative Day - Third Reading - House) concurred in as follows:
Total 57
Total 42
Excused: Nooney.
Total 1
Absent or not voting: None.
Total 0

SJR 3 (Twenty-fifth Legislative Day - Second Reading - Senate) - Senator Laible moved SJR 3 do pass. Motion carried as follows:
Yeas: Bales, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Essmann, Gillan, Hamlett, Hansen, Hawks, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Stewart-Peregoy, J. Tropila, M. Tropila, Wanzennied, Williams, Windy Boy, Zinke, Mr. President.
Total 40
Nays: Balyeat, Esp, Gebhardt, Hinkle, Jackson, McGee, Steinbeisser, Tutvedt.
Total 8
Absent or not voting: Gallus, Jent.
Total 2
Excused: None.
Total 0

SJR 3 (Twenty-sixth Legislative Day - Third Reading - Senate) passed as follows:
Yeas: Bales, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Essmann, Gillan, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Stewart-Peregoy, J. Tropila, M. Tropila, Wanzennied, Williams, Windy Boy, Zinke, Mr. President.
Total 42
Nays: Balyeat, Esp, Hinkle, Jackson, McGee, Steinbeisser, Tutvedt.
    Total 7

Absent or not voting: None.
    Total 0

Excused: Jent.
    Total 1

**SJR 3** (Eighty-fourth Legislative Day - Second Reading - House) - Representative Lake moved SJR 3 be concurred in. Motion carried as follows:

    Total 65

    Total 34

Excused: None.
    Total 0

Absent or not voting: Villa.
    Total 1

**SJR 3** (Eighty-fifth Legislative Day - Third Reading - House) concurred in as follows:

    Total 51

    Total 49

Excused: None.
    Total 0

Absent or not voting: None.
    Total 0

**SJR 4** (Seventeenth Legislative Day - Second Reading - Senate) - Senator Laible moved SJR 4 do pass. Motion carried as follows:

    Total 41

Nays: Branae, Cooney, Esp, Gebhardt, Juneau, Kaufmann, McGee, Murphy.
SJR 4  

(Eighteenth Legislative Day - Third Reading - Senate) passed as follows:


Total 38

Nays: Branae, Cooney, Esp, Gallus, Gebhardt, Hinkle, Juneau, Kaufmann, McGee, Moss, Murphy, Williams.

Total 12

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SJR 5  

(Twenty-first Legislative Day - Second Reading - Senate) - Senator Laible moved SJR 5 do pass. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jackson, Juneau, Kaufmann, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 43

Nays: Essmann, Hinkle, Jent, Keane, McGee, Ripley.

Total 6

Absent or not voting: None.

Total 0

Excused: Peterson.

Total 1

SJR 5  

(Twenty-second Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jackson, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 44

Nays: Essmann, Hinkle, Jent, McGee, Ripley.

Total 5

Absent or not voting: None.

Total 0

Excused: Peterson.

Total 1

SJR 5  

(Fifty-seventh Legislative Day - Second Reading - House) - Representative French moved SJR 5 be concurred in. Motion carried as follows:
Total 56

Total 42

Excused: Himmelberger, Nooney.
Total 2

Absent or not voting: None.
Total 0

SJR 5 (Fifty-eighth Legislative Day - Third Reading - House) concurred in as follows:
Total 60

Total 39

Excused: None.
Total 0

Absent or not voting: Hamilton.
Total 1

SJR 6 (Fifteenth Legislative Day - Second Reading - Senate) - Senator Hansen moved SJR 6 do pass. Motion carried as follows:
Total 38

Nays: Barkus, Black, Brenden, Esp, Essmann, Gebhardt, Lewis, Perry, Ripley, Tutvedt, Zinke, Mr. President.
Total 12

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SJR 6 (Sixteenth Legislative Day - Third Reading - Senate) passed as follows:
Yeas: Bales, Balyeat, Barrett, Branae, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Essmann, Gallus, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jog, Juneau, Kaufmann, Keane, Laible,
Larsen, Laslovich, McGee, Moss, Murphy, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Wanzenried, Williams, windy boy, Zinke.

Total 40

Nays: Barkus, Black, Brenden, Esp, Gebhardt, Lewis, Perry, Tutvedt, Mr. President.

Total 9

Absent or not voting: None.

Total 0

Excused: R. Brown.

Total 1

**SJR 6** (Fifty-seventh Legislative Day - Second Reading - House) - Representative Warburton moved SJR 6 be concurred in. Motion carried as follows:


Total 55


Total 43

Excused: Himmelberger, Nooney.

Total 2

Absent or not voting: None.

Total 0

**SJR 6** (Fifty-eighth Legislative Day - Third Reading - House) concurred in as follows:


Total 65


Total 34

Excused: None.

Total 0

Absent or not voting: Hamilton.

Total 1

**SJR 7** (Twenty-third Legislative Day - Second Reading - Senate) - Senator Brenden moved SJR 7 do pass. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brandeggeman, Curtiss, Essmann, Gallus, Gebhardt, Hamlett, Hinkle, Jackson, Keane, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Zinke, Mr. President.
SJR 7  (Twenty-fourth Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hinkle, Jackson, Jent, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Zinke, Mr. President.

Total 32


Total 18

Paired: Barkus, Shockley, Aye; Erickson, Laslovich, No.

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SJR 8  (Seventeenth Legislative Day - Second Reading - Senate) - Senator Hawks moved SJR 8 do pass. Motion carried as follows:

Yeas: Bales, Black, Branae, T. Brown, Brueggeman, Curtiss, Erickson, Gillan, Hamlett, Hansen, Hawks, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Perry, Peterson, Schmidt, Squires, Stewart-Peregoy, J. Tropila, M. Tropila, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 32

Nays: Balyeat, Barkus, Barrett, Brenden, R. Brown, Cooney, Esp, Essmann, Gebhardt, Hinkle, Jackson, McGee, Murphy, Ripley, Shockley, Steinbeisser, Tutvedt.

Total 17

Absent or not voting: None.

Total 0

Excused: Gallus.

Total 1

SJR 8  (Eighteenth Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Bales, Black, Branae, T. Brown, Brueggeman, Curtiss, Erickson, Gallus, Gillan, Hamlett, Hansen, Hawks, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Perry, Peterson, Schmidt, Squires, Stewart-Peregoy, J. Tropila, M. Tropila, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 33

Nays: Balyeat, Barkus, Barrett, Brenden, R. Brown, Cooney, Esp, Essmann, Gebhardt, Hinkle, Jackson, McGee, Murphy, Ripley, Shockley, Steinbeisser, Tutvedt.

Total 17

Absent or not voting: None.

Total 0

Excused: None.

Total 0
SJR 8  (Fifty-fourth Legislative Day - Second Reading - House) - Representative Lake moved SJR 8 be concurred in. Motion carried as follows:


Total 64


Total 35

Excused: Campbell.

Total 1

Absent or not voting: None.

Total 0

SJR 8  (Fifty-fifth Legislative Day - Third Reading - House) concurred in as follows:


Total 62


Total 38

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SJR 9  (Thirty-First Legislative Day - Third Reading - Senate) adopted as follows:

Yeas: Bales, Balyeat, Burkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jen, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Hansen, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzennried, Williams, Windy Boy, Zinke, Mr. President.

Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SJR 9  (Thirty-First Legislative Day - Third Reading - Senate) adopted as follows:
Yea: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 48

Nays: Esp, McGee.

Total 2

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SJR 9 (Sixty-fourth Legislative Day - Second Reading - House) - Representative Grinde moved SJR 9 be concurred in. Motion carried as follows:


Total 67


Total 33

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SJR 9 (Sixty-fifth Legislative Day - Third Reading - House) concurred in as follows:


Total 61


Total 38

Excused: Howard.

Total 1

Absent or not voting: None.

Total 0

SJR 9 (Seventy-fourth Legislative Day - Second Reading - Senate) - House Amendments - Senator Wanzenried moved House amendments to SJR 9 be concurred in. Motion carried as follows:
Total 50
Nays: None.
Total 0
Absent or not voting: None.
Total 0
Excused: None.
Total 0

SJR 9 (Seventy-fifth Legislative Day - Third Reading - Senate) , as amended by the House, adopted as follows:
Total 49
Nays: Esp.
Total 1
Absent or not voting: None.
Total 0
Excused: None.
Total 0

SJR 10 (Thirty-second Legislative Day - Second Reading - Senate) - Senator Erickson moved SJR 10 do pass. Motion carried as follows:
Yeas: Bales, Baluyeat, Barrett, Black, Branae, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Essmann, Gallus, Gillan, Hamlett, Hansen, Hawks, Jackson, Jent, Juneau, Kaufmann, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Schmidt, Shockley, Squires, Stewart-Peregoy, J. Tropila, M. Tropila, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
Total 41
Nays: Barkus, Brenden, Esp, Gebhardt, Hinkle, Keane, Ripley, Steinbeisser, Tutvedt.
Total 9
Absent or not voting: None.
Total 0
Excused: None.
Total 0

SJR 10 (Thirty-third Legislative Day - Third Reading - Senate) passed as follows:
Yeas: Bales, Baluyeat, Barrett, Black, Branae, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Essmann, Gallus, Gillan, Hamlett, Hansen, Hawks, Jackson, Jent, Juneau, Kaufmann, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Schmidt, Shockley, Squires, Stewart-Peregoy, J. Tropila, M. Tropila, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
Total 40
Total 10
Absent or not voting: None.
Total 0
Excused: None.
  Total 0

**SJR 11** (Twenty-fourth Legislative Day - Second Reading - Senate) - Senator Brueggeman moved SJR 11 do pass. Motion carried as follows:

  Total 44

Nays: Balyeat, Esp, Hinkle, Tutvedt.
  Total 4

Absent or not voting: None.
  Total 0

Excused: Erickson, Shockley.
  Total 2

**SJR 11** (Twenty-fifth Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Bales, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Erickson, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Jackson, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
  Total 42

Nays: Balyeat, Curtiss, Esp, Essmann, Hinkle, Shockley, Tutvedt.
  Total 7

Absent or not voting: None.
  Total 0

Excused: Jent.
  Total 1

**SJR 11** (Seventy-second Legislative Day - Second Reading - House) - Representative Fleming moved SJR 11 be concurred in. Motion carried as follows:

  Total 67

  Total 32

Excused: None.
  Total 0

Absent or not voting: Sales.
  Total 1

**SJR 11** (Seventy-third Legislative Day - Third Reading - House) concurred in as follows:
SJR 13  61ST LEGISLATURE (2009)  1180

   Total 64

   Total 36

Excused: None.
   Total 0

Absent or not voting: None.
   Total 0

SJR 13  (Seventeenth Legislative Day - Second Reading - Senate) - Senator Zinke moved SJR 13 do pass. Motion carried as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Essmann, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
   Total 46

Nays: Esp, Juneau, McGee.
   Total 3

Absent or not voting: None.
   Total 0

Excused: Gallus.
   Total 1

SJR 13  (Eighteenth Legislative Day - Third Reading - Senate) passed as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
   Total 46

Nays: Esp, Juneau, Kaufmann, McGee.
   Total 4

Absent or not voting: None.
   Total 0

Excused: None.
   Total 0

SJR 13  (Forty-eighth Legislative Day - Second Reading - House) - Representative Augare moved SJR 13 be concurred in. Motion carried as follows:

Total 85

Nays: Boniek, Hawk, Kasten, Kerns, Lake, MacLaren, Mendenhall, Miller, Peterson, Randall, Sales, Stoker, Mr. Speaker.

Total 13

Excused: Belcourt, Sonju.

Total 2

Absent or not voting: None.

Total 0

**SJR 13** (Forty-ninth Legislative Day - Third Reading - House) concurred in as follows:


Total 87

Nays: Boniek, Hawk, Kasten, Kerns, Lake, Mendenhall, Miller, Peterson, Randall, Roberts, Sales.

Total 10

Excused: Belcourt, Nooney, Pomnichowski.

Total 3

Absent or not voting: None.

Total 0

**SJR 14** (Eighteenth Legislative Day - Second Reading - Senate) - Senator Larsen moved SJR 14 do pass. Motion carried as follows:


Total 46

Nays: Curtiss, Esp, McGee, Mr. President.

Total 4

Absent or not voting: None.

Total 0

Excused: None.

Total 0

**SJR 14** (Nineteenth Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Essmann, Gallus, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
Total 47
Nays: Esp, Gebhardt, McGee.
   Total 3
Absent or not voting: None.
   Total 0
Excused: None.
   Total 0

SJR 14 (Fifty-second Legislative Day - Second Reading - House) - Representative Hands moved
SJR 14 be concurred in. Motion carried as follows:
   Total 57
   Total 41
Excused: Nooney.
   Total 1
Absent or not voting: Stahl.
   Total 1

SJR 14 (Fifty-third Legislative Day - Third Reading - House) concurred in as follows:
   Total 52
   Total 47
Excused: Nooney.
   Total 1
Absent or not voting: None.
   Total 0

SJR 15 (Twenty-third Legislative Day - Second Reading - Senate) - Senator Tutvedt moved SJR
15 do pass. Motion carried as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Zinke, Mr. President.
SJR 15 (Twenty-fourth Legislative Day - Third Reading - Senate) passed as follows:

Total 48
Nays: None.
Absent or not voting: None.
Excused: Hansen, Windy Boy.

Total 2

SJR 15 (Seventieth Legislative Day - Second Reading - House) - Representative Cohenour moved SJR 15 be concurred in. Motion carried as follows:

Total 95
Excused: None.
Absent or not voting: None.

Total 2

SJR 15 (Seventy-first Legislative Day - Third Reading - House) concurred in as follows:

Total 90
Nays: Caferro, Campbell, Hands, Henry, Jopek, Malek, A. Noonan, Roundstone, Sands.
Total 9

Excused: None.
Total 0

Absent or not voting: Hoven.
Total 1

SJR 15  (Seventy-fourth Legislative Day - Second Reading - Senate) - House Amendments -
Senator Tutvedt moved House amendments to SJR 15 be concurred in. Motion carried as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman,
Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle,
Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy,
Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M.
Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
Total 50

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SJR 15  (Seventy-fifth Legislative Day - Third Reading - Senate), as amended by the House,
adopted as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman,
Cooney, Curtiss, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent,
Juneau, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt,
Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried,
Williams, Zinke, Mr. President.
Total 45

Nays: Erickson, Esp, Kaufmann, Keane, Windy Boy.
Total 5

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SJR 16  (Twenty-eighth Legislative Day - Second Reading - Senate) - Senator R. Brown moved
SJR 16 do pass. Motion carried as follows:
Yeas: Bales, Balyeat, Barkus, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney,
Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson,
Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry,
Peterison, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila,
Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
Total 49

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: Barrett.
Total 1
SJR 16 (Twenty-ninth Legislative Day - Third Reading - Senate) passed as follows:
Total 47
Nays: Esp, McGee.
Total 2
Absent or not voting: None.
Total 0
Excused: Murphy.
Total 1

SJR 16 (Fifty-seventh Legislative Day - Second Reading - House) - Representative Berry moved SJR 16 be concurred in. Motion carried as follows:
Total 56
Total 42
Excused: Himmelberger, Nooney.
Total 2
Absent or not voting: None.
Total 0

SJR 16 (Fifty-eighth Legislative Day - Third Reading - House) concurred in as follows:
Total 58
Total 41
Excused: None.
Total 0
Absent or not voting: Hamilton.
Total 1

SJR 17 (Thirtieth Legislative Day - Second Reading - Senate) - Senator Perry moved SJR 17 do pass.
Senator Perry moved SJR 17, second reading copy, be amended as follows:
1. Page 1.
Following: line 29
Insert: "BE IT FURTHER RESOLVED, that the Secretary of State send a copy of this resolution to
the Montana Department of Transportation for its consideration and to the Montana League of
Cities and Towns and the Montana Association of Counties for distribution to their members."
Amendment adopted as follows:

Yeas: Bales, Balyeat, Barkus, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney,
Curtiss, Erickson, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent,
Kaufmann, Laible, Larsen, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley,
Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Wanzenried, Williams, Windy Boy,
Zinke, Mr. President.
Total 44

Nays: Barrett, Esp, Juneau, Keane, Laslovich, Tutvedt.
Total 6

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SJR 17 (Thirtieth Legislative Day - Second Reading - Senate) - Senator Perry moved SJR 17, as
amended, do pass. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman,
Cooney, Curtiss, Erickson, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle,
Jackson, Jent, Kaufmann, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson,
Ripley, Shockley, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams,
Windy Boy, Zinke, Mr. President.
Total 45

Nays: Esp, Juneau, Keane, Schmidt, Squires.
Total 5

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SJR 17 (Thirty-second Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman,
Cooney, Curtiss, Erickson, Essmann, Gallus, Gebhardt, Hamlett, Hansen, Hawks, Hinkle, Jackson,
Jent, Kaufmann, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley,
Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried,
Williams, Windy Boy, Zinke, Mr. President.
Total 46

Nays: Esp, Gillan, Juneau, Keane.
Total 4

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SJR 17 (Seventy-first Legislative Day - Second Reading - House) - Representative Belcourt
moved SJR 17 be concurred in. Motion carried as follows:

Total 77


Total 22

Excused: None.

Total 0

Absent or not voting: Wiseman.

Total 1

SJR 17 (Seventy-second Legislative Day - Third Reading - House) concurred in as follows:


Total 74


Total 26

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SJR 19 (Thirty-seventh Legislative Day - Second Reading - Senate) - Senator J. Peterson moved SJR 19 do pass. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jen, Juneau, Kaufmann, Keane, Lable, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SJR 19 (Thirty-eighth Legislative Day - Third Reading - Senate) passed as follows:
SJR 19


Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SJR 19 61ST LEGISLATURE (2009) 1188

SJR 19 (Eighty-eighth Legislative Day - Second Reading - House) - Representative K. Peterson moved SJR 19 be concurred in. Motion carried as follows:


Total 78


Total 22

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SJR 19 (Eighty-ninth Legislative Day - Third Reading - House) concurred in as follows:


Total 75


Total 25

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SJR 20 (Forty-first Legislative Day - Second Reading - Senate) - Senator Story moved SJR 20 be adopted. Motion carried as follows:
   Total 49
Nays: None.
   Total 0
Absent or not voting: None.
   Total 0
Excused: Jent.
   Total 1

SJR 20 (Forty-second Legislative Day - Third Reading - Senate) passed as follows:
   Total 48
Nays: Esp.
   Total 1
Absent or not voting: None.
   Total 0
Excused: Squires.
   Total 1

SJR 20 (Seventy-second Legislative Day - Second Reading - House) - Representative Sales moved SJR 20 be concurred in. Motion carried as follows:
   Total 90
   Total 9
Excused: None.
   Total 0
Absent or not voting: Fleming.
   Total 1

SJR 20 (Seventy-third Legislative Day - Third Reading - House) concurred in as follows:
SJR 21


Total 89


Total 11

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SJR 21 (Forty-third Legislative Day - Second Reading - Senate) - Senator Curtiss moved SJR 21 do pass. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Hamlett, Hinkle, Jackson, Keane, Laible, Laslovich, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Stewart-Perego, J. Tropila, Tutvedt, Zinke, Mr. President.

Total 32


Total 18

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SJR 21 (Forty-fourth Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gallus, Gebhardt, Hamlett, Hinkle, Jackson, Keane, Laible, Laslovich, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Stewart-Perego, J. Tropila, Tutvedt, Zinke, Mr. President.

Total 33


Total 17

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SJR 22 (Thirty-ninth Legislative Day - Second Reading - Senate) - Senator Zinke moved SJR 22 do pass. Motion carried as follows:


Total 48

Nays: None.

Total 0

Absent or not voting: None.
SJR 22 (Fortieth Legislative Day - Third Reading - Senate) passed as follows:
Total 49

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: Jent.
Total 1

SJR 22 (Sixty-third Legislative Day - Second Reading - House) - Representative McChesney moved SJR 22 be concurred in. Motion carried as follows:
Total 72

Total 28

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SJR 22 (Sixty-fourth Legislative Day - Third Reading - House) concurred in as follows:
Total 59

Total 41

Excused: None.
Total 0
Absent or not voting: None.
Total 0

SJR 23  (Thirty-ninth Legislative Day - Second Reading - Senate) - Senator Moss moved SJR 23 do pass. Motion failed as follows:
Total 24
Nays: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, Brueggeman, Curtiss, Esp, Gebhardt, Hinkle, Jackson, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Mr. President.
Total 24
Absent or not voting: None.
Total 0
Excused: Jent, Stewart-Peregoy.
Total 2

SJR 23  (Thirty-ninth Legislative Day - Second Reading - Senate) - Senator J. Peterson moved SJR 23 be indefinitely postponed. Motion carried as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Hinkle, Jackson, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Zinke, Mr. President.
Total 27
Total 21
Absent or not voting: None.
Total 0
Excused: Jent, Stewart-Peregoy.
Total 2

SJR 25  (Forty-second Legislative Day - Second Reading - Senate) - Senator J. Peterson moved SJR 25 do pass. Motion carried as follows:
Total 48
Nays: None.
Total 0
Absent or not voting: None.
Total 0
Excused: Laslovich, Squires.
Total 2

SJR 25  (Forty-third Legislative Day - Third Reading - Senate) passed as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy,
SJR 25  (Seventy-second Legislative Day - Second Reading - House) - Representative Wilmer moved SJR 25 be concurred in. Motion carried as follows:


Total 53


Total 47

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SJR 26  (Forty-first Legislative Day - Second Reading - Senate) - Senator Juneau moved SJR 26 do pass. Motion carried as follows:


Total 47

Nays: Curtiss, Esp.

Total 2

Absent or not voting: None.

Total 0

Excused: Jent.

Total 1

SJR 26  (Forty-second Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Erickson, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Steinbeisser, Stewart-Pereygo, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 46
Nays: Curtiss, Esp, McGee.
   Total 3
Absent or not voting: None.
   Total 0
Excused: Squires.
   Total 1

SJR 26  (Seventy-second Legislative Day - Second Reading - House)  - Representative Sands moved SJR 26 be concurred in. Motion carried as follows:
   Total 84
   Total 16
Excused: None.
   Total 0
Absent or not voting: None.
   Total 0

SJR 26  (Seventy-third Legislative Day - Third Reading - House) concurred in as follows:
   Total 84
   Total 16
Excused: None.
   Total 0
Absent or not voting: None.
   Total 0

SJR 28  (Forty-ninth Legislative Day - Second Reading - Senate)  - Senator J. Peterson moved SJR 28 do pass. Motion carried as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Zinke, Mr. President.
SJR 28 (Fiftieth Legislative Day - Third Reading - Senate) passed as follows:


Total 48

Nays: Esp.

Total 1

Absent or not voting: None.

Total 0

Excused: Jent, Squires, Windy Boy.

Total 3

SJR 28

(Seventy-fourth Legislative Day - Second Reading - House) - Representative Hendrick moved SJR 28 be concurred in. Motion carried as follows:


Total 83


Total 17

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SJR 28

(Eighty-fifth Legislative Day - Third Reading - House) concurred in as follows:


Total 77
Total 22
Excused: None.
Total 0
Absent or not voting: P. Noonan.
Total 1

SJR 29 (Forty-ninth Legislative Day - Second Reading - Senate) - Senator Moss moved SJR 29 do pass. Motion carried as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Essmann, Gallus, Gillan, Hamlett, Hansen, Hawks, Hinkle, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Zinke, Mr. President.
Total 43
Nays: Brenden, Esp, Gebhardt, Jackson.
Total 4
Absent or not voting: None.
Total 0
Excused: Jent, Squires, Windy Boy.
Total 3

SJR 29 (Fiftieth Legislative Day - Third Reading - Senate) passed as follows:
Total 44
Nays: Brenden, Esp, Gebhardt, Jackson.
Total 5
Absent or not voting: None.
Total 0
Excused: Squires.
Total 1

SJR 29 (Eighty-fourth Legislative Day - Second Reading - House) - Representative MacDonald moved SJR 29 be concurred in. Motion carried as follows:
Total 59
Total 39
Excused: None.
SJR 29  (Eighty-fifth Legislative Day - Third Reading - House) concurred in as follows:
Total 63
Total 37
Excused: None.
Total 0
Absent or not voting: None.
Total 0

SJR 30  (Seventy-fourth Legislative Day - Second Reading - Senate) - Senator Zinke moved SJR 30 be adopted. Motion carried as follows:
Total 50
Nays: None.
Total 0
Absent or not voting: None.
Total 0
Excused: None.
Total 0

SJR 30  (Seventy-fifth Legislative Day - Third Reading - Senate) passed as follows:
Total 47
Nays: Erickson, Esp, Keane.
Total 3
Absent or not voting: None.
Total 0
Excused: None.
Total 0
SJR 30 61ST LEGISLATURE (2009) 1198

SJR 30 (Eighty-fourth Legislative Day - Second Reading - House) - Representative Hunter moved SJR 30 be concurred in. Motion carried as follows:


Total 77


Total 22

Excused: None.

Total 0

Absent or not voting: Stahl.

Total 1

SJR 30 (Eighty-fifth Legislative Day - Third Reading - House) concurred in as follows:


Total 79


Total 21

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SJR 30 (Eighty-sixth Legislative Day - Second Reading - Senate) - House Amendments - Senator Zinke moved House amendments to SJR 30 not be concurred in. Motion carried as follows:


Total 41

Nays: Branae, Cooney, Erickson, Gillan, Kaufmann, Schmidt, Squires, Williams.

Total 8

Absent or not voting: None.

Total 0

Excused: Hansen.

Total 1

SJR 30 (Eighty-eighth Legislative Day - Third Reading - Senate), Free Conference Committee Report No. 1, adopted as follows:

Total 46

Nays: Erickson, Esp, Keane, Ripley.

Total 4

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SJR 30 (Eighty-eighth Legislative Day - Second Reading - Senate) - Free Conference Committee Report No. 1 - Senator Zinke moved the Free Conference Committee report to SJR 30 be adopted. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Essmann, Gallus, Gebhardt, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jen, Juneau, Kaufmann, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Williams, Windy Boy, Zinke, Mr. President.

Total 46

Nays: Esp, Gillan, Keane, Wanzenried.

Total 4

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SJR 30 (Eighty-eighth Legislative Day - Second Reading - House) - Free Conference Committee Report No. 1 - Representative Hunter moved the Conference Committee report to SJR 30 be adopted. Motion carried as follows:


Total 86

Nays: Bean, Berry, Butcher, Hawk, Hendrick, Kerns, Lake, McNutt, Nooney, Peterson, Randall, Taylor, Vance.

Total 13

Excused: None.

Total 0

Absent or not voting: Kasten.

Total 1

SJR 30 (Eighty-ninth Legislative Day - Third Reading - House) Free Conference Committee, adopted as follows:

Total 80

Nays: Bennett, Berry, Boniek, Brown, Butcher, Caferro, Hawk, Hendrick, Himmelberger, Kasten, Kerns, Lake, McNutt, Miller, Morgan, Nooney, Peterson, Randall, Sales, Vance.

Total 20

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SJR 31

(Seventy-fourth Legislative Day - Second Reading - Senate) - Senator Windy Boy moved SJR 31 be adopted. Motion carried as follows:


Total 49

Nays: Esp.

Total 1

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SJR 31

(Seventy-fifth Legislative Day - Third Reading - Senate) passed as follows:


Total 49

Nays: Esp.

Total 1

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SJR 32

(Seventy-fourth Legislative Day - Second Reading - Senate) - Senator Windy Boy moved SJR 32 be adopted. Motion carried as follows:

SJR 32 (Seventy-fifth Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Bales, Balyeat, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Mr. President.

Total 45

Nays: Barkus, Barrett, McGee, Steinbeisser, Zinke.

Total 5

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SJR 33 (Eightieth Legislative Day - Second Reading - Senate) - Senator Perry moved SJR 33 do pass. Motion carried as follows:


Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SJR 33 (Eighty-first Legislative Day - Third Reading - Senate) passed as follows:

Yeas: Bales, Balyeat, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Curtiss, Erickson, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 48

Nays: Barkus, Esp.

Total 2

Absent or not voting: None.

Total 0

Excused: None.

Total 0
SJR 34  61ST LEGISLATURE (2009)  1202

SJR 34  (Eightieth Legislative Day - Second Reading - Senate)  - Senator Juneau moved SJR 34 do pass. Motion failed as follows:


Total 23

Nays: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, T. Brown, Curtiss, Esp, Essmann, Gallus, Gebhardt, Hinkle, Jackson, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Tutvedt, Zinke, Mr. President.

Total 27

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SJR 34  (Eightieth Legislative Day - Second Reading - Senate)  - Senator J. Peterson moved SJR 34 be indefinitely postponed. Motion carried as follows:

Yeas: Bales, Balyeat, Barkus, Barrett, Black, Brenden, R. Brown, Brueggeman, Curtiss, Esp, Essmann, Gebhardt, Hansen, Hinkle, Jackson, Laible, Lewis, McGee, Murphy, Perry, Peterson, Ripley, Shockley, Steinbeisser, Stewart-Peregoy, Tutvedt, Zinke, Mr. President.

Total 28


Total 22

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SJR 35  (Eightieth Legislative Day - Second Reading - Senate)  - Senator Schmidt moved SJR 35, as amended, do pass. Motion carried as follows:

Yeas: Bales, Barrett, Black, Branae, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Essmann, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jent, Juneau, Kaufmann, Keane, Larsen, Laslovich, Lewis, Moss, Murphy, Perry, Peterson, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Mr. President.

Total 39


Total 11

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SJR 35  (Eightieth Legislative Day - Second Reading - Senate)  - Senator Schmidt moved SJR 35 do pass.

SJR 35  (Eightieth Legislative Day - Second Reading - Senate)  - Senator R. Brown moved SJR 35, second reading copy, be amended as follows:

1. Page 1, following line 13.
Insert: "WHEREAS, the costs of medical care make it more difficult for American companies to compete in the world and the cost of health care makes it harder for small businesses to survive; and
WHEREAS, families are struggling to keep up with out-of-pocket costs for health care; and"
2. Page 2, following line 19.
Insert: “BE IT FURTHER RESOLVED, that the study work with the public and relevant stakeholders to make serious recommendations on ways to reduce the costs of health care.”
Amendment adopted as follows:

Total 50
Nays: None.
Total 0
Absent or not voting: None.
Total 0
Excused: None.
Total 0

SJR 35 (Eighty-second Legislative Day - Third Reading - Senate) passed as follows:

Total 36
Total 14
Absent or not voting: None.
Total 0
Excused: None.
Total 0

SJR 35 (Eighty-fifth Legislative Day - Second Reading - House) - Representative Hunter moved SJR 35 be concurred in. Motion carried as follows:

Total 64
Total 36
Excused: None.
Total 0
Absent or not voting: None.
SJR 35  (Eighty-sixth Legislative Day - Third Reading - House) concurred in as follows:
Total 56
Total 43
Excused: None.
Total 0
Absent or not voting: Boniek.
Total 1

SJR 36  (Eightieth Legislative Day - Second Reading - Senate) - Senator Gebhardt moved SJR 36 do pass. Motion carried as follows:
Total 34
Nays: Balyeat, Barkus, Barrett, Brenden, R. Brown, Esp, Gallus, Hinkle, Jackson, Laible, McGee, Ripley, Steinbeisser, Tutvedt, Zinke, Mr. President.
Total 16
Absent or not voting: None.
Total 0
Excused: None.
Total 0

SJR 36  (Eighty-first Legislative Day - Third Reading - Senate) passed as follows:
Total 35
Nays: Balyeat, Barkus, Barrett, Brenden, R. Brown, Esp, Hinkle, Laible, McGee, Ripley, Steinbeisser, Tutvedt, Zinke, Mr. President.
Total 15
Absent or not voting: None.
Total 0
Excused: None.
Total 0

SJR 37  (Eightieth Legislative Day - Second Reading - Senate) - Senator Essmann moved SJR 37 do pass. Motion carried as follows:

Total 46

Nays: Balyeat, Esp, Gallus, McGee.

Total 4

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SJR 37 (Eighty-first Legislative Day - Third Reading - Senate) passed as follows:


Total 46

Nays: Balyeat, Esp, Gallus, McGee, Shockley.

Total 4

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SJR 37 (Eighty-fourth Legislative Day - Second Reading - House) - Representative Lake moved SJR 37 be concurred in. Motion carried as follows:


Total 83

Nays: Bennett, Blasdel, Boniek, Brown, Dickenson, Hawk, Himmelberger, Kasten, Kerns, Malek, Sales, Sands, Sonju, Vincent, Wagner, Welborn, Mr. Speaker.

Total 17

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SJR 37 (Eighty-fifth Legislative Day - Third Reading - House) concurred in as follows:

SJR 38 61ST LEGISLATURE (2009) 1206

    Total  75
    Total  24
Excused: None.
    Total  0
Absent or not voting: Roundstone.
    Total  1

SJR 38  (Eightieth Legislative Day - Second Reading - Senate)  - Senator Stewart-Peregoy moved SJR 38 do pass. Motion carried as follows:
    Total  34
Nays: Bales, Barkus, Barrett, Brenden, Esp, Gallus, Gillan, Hinkle, Jackson, Laible, McGee, Peterson, Ripley, Steinbeisser, Tutvedt, Mr. President.
    Total  16
Absent or not voting: None.
    Total  0
Excused: None.
    Total  0

SJR 38  (Eighty-first Legislative Day - Third Reading - Senate)  passed as follows:
    Total  33
Nays: Bales, Balyeat, Barkus, Barrett, Brenden, Esp, Gallus, Gebhardt, Hinkle, Jackson, Laible, McGee, Peterson, Ripley, Steinbeisser, Tutvedt, Mr. President.
    Total  17
Absent or not voting: None.
    Total  0
Excused: None.
    Total  0

SJR 39  (Eightieth Legislative Day - Second Reading - Senate)  - Senator Brueggeman moved SJR 39 do pass. Motion carried as follows:
    Total  44
Nays: Bales, Erickson, Esp, Gallus, Laible, McGee.
    Total  6
Absent or not voting: None.
SJR 39 (Eighty-first Legislative Day - Third Reading - Senate) passed as follows:


Total 42

Nays: Bales, Balyeat, Erickson, Esp, Laible, McGee, Shockley, Windy Boy.

Total 8

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SJR 39 (Eighty-seventh Legislative Day - Second Reading - House) - Representative K. Peterson moved SJR 39 do pass. Motion carried as follows:


Total 79


Total 21

Excused: None.

Total 0

Absent or not voting: None.

Total 0

The House stood at ease.

SJR 39 (Eighty-eighth Legislative Day - Third Reading - House) concurred in as follows:


Total 84


Total 15
Excused: Stoker.
   Total  1
Absent or not voting: None.
   Total  0

SR 1  (Seventh Legislative Day - Second Reading - Senate)  - Senator J. Peterson moved SR 1 do pass. Motion carried as follows:
Yeas: Bales, Balyeat, Barkus, Barrett, Black, Branae, Brenden, R. Brown, T. Brown, Brueggeman, Cooney, Curtiss, Erickson, Esp, Essmann, Gallus, Gebhardt, Gillan, Hamlett, Hansen, Hawks, Hinkle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Larsen, Laslovich, Lewis, McGee, Moss, Murphy, Perry, Peterson, Ripley, Schmidt, Shockley, Squires, Steinbeisser, Stewart-Peregoy, J. Tropila, M. Tropila, Tutvedt, Wanzenried, Williams, Zinke, Mr. President.
   Total  49
Nays: None.
   Total  0
Absent or not voting: None.
   Total  0
Excused: Windy Boy.
   Total  1

SR 1  (Eighth Legislative Day - Third Reading - Senate)  do pass as follows:
   Total  50
Nays: None.
   Total  0
Absent or not voting: None.
   Total  0
Excused: None.
   Total  0