

**SENATE JOURNAL
62ND LEGISLATURE
SEVENTY-EIGHTH LEGISLATIVE DAY**

Helena, Montana
April 7, 2011

Senate Chambers
State Capitol

Senate convened at 1:00 p.m. President Peterson presiding. Invocation by Chaplain Keith Johnson. Pledge of Allegiance to the Flag. Roll Call. All members present, except Senators Augare and Williams, excused. Quorum present.

Senator Williams present.

BILLS AND JOURNALS:

4/7/2011

Correctly printed: **SR 13, SR 19, HB 3, HB 7, HB 15, HB 230, HB 363, HB 388, HB 444, HB 475, HB 533, HB 585, HB 615.**

Correctly engrossed: **HB 4, HB 159, HB 604, HB 611, SJR 23.**

Correctly enrolled: **SB 11, SB 30, SB 35, SB 68, SB 218, SB 219, SB 224, SB 237, SB 242, SB 266, SB 277, SB 278, SB 312, SB 330.**

Examined by the sponsor and found to be correct: **SB 307, SB 337.**

Examined by the sponsor and found to be correct: **SB 11, SB 30, SB 35, SB 68, SB 218, SB 219, SB 224, SB 237, SB 242, SB 246, SB 266, SB 277, SB 278, SB 285, SB 286, SB 330, SB 374, SJR 6.**

Signed by the Speaker at 3:58 p.m., April 6, 2011: **SB 9, SB 160, SB 183, SB 194, SB 223, SB 236, SB 248, SB 275, SB 280, SB 287, SB 290, SB 355, SB 366.**

Signed by the President at 2:05 p.m., April 6, 2011: **SB 9, SB 160, SB 183, SB 194, SB 223, SB 236, SB 248, SB 275, SB 280, SB 287, SB 290, SB 355, SB 366.**

Signed by the Secretary of the Senate at 10:40 a.m., April 6, 2011: **SB 9, SB 160, SB 183, SB 194, SB 223, SB 236, SB 248, SB 275, SB 280, SB 287, SB 290, SB 355, SB 366, SJR 7, SJR 12.**

Delivered to the Governor at 4:35 p.m., April 6, 2011: **SB 9, SB 160, SB 183, SB 194, SB 223, SB 236, SB 248, SB 275, SB 280, SB 287, SB 290, SB 355, SB 366.**

Signed by the Speaker at 3:58 p.m., April 6, 2011: **SJR 7, SJR 12.**

Signed by the President at 2:05 p.m., April 6, 2011: **SJR 7, SJR 12.**

Signed by the Secretary of the Senate at 10:40 a.m., April 6, 2011: **SJR 7, SJR 12.**

Delivered to the Secretary of State at 9:14 a.m., April 7, 2011: **SJR 7, SJR 12.**

Mr. President: We, your committee on Bills and Journals, having examined the daily journals for the fifty-sixth, fifty-seventh, fifty-eighth, fifty-ninth, and sixtieth legislative days, find the same to be correct.

Senator Brown, Chair

REPORTS OF STANDING COMMITTEES

BUSINESS, LABOR, AND ECONOMIC AFFAIRS (Balyeat, Chairman):
SR 26, be adopted. **Preliminary** report adopted.

4/7/2011

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HB 186, be amended as follows:

1. Title, page 1, line 5.

Strike: "\$1 MILLION"

Insert: "\$500,000"

2. Page 5, line 10.

Strike: "\$1 million"

Insert: "\$500,000"

3. Page 5.

Following: line 29

Insert: "(5) If a not-for-profit corporation that receives matching dollars for workplace safety from the state issues a request for proposals, a report on any best practices for workplace safety developed as a result, including any data collected or benchmarks for improving safety, may be provided to the department and the appropriate legislative interim committee by September of any year preceding a regular legislative session."

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

HB 188, be concurred in. Report adopted.

HB 283, be amended as follows:

1. Title, page 1, lines 8 through 9.

Strike: "IMPOSING A FEE" on line 8 through "BASED ON SEX;" on line 10

2. Title, page 1, line 11.

Strike: "SECTIONS 33-2-708, 33-16-203, AND"

Insert: "SECTION"

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

Strike: sections 1 and 2 in their entirety

Renumber: subsequent sections

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

HB 577, be concurred in. Report adopted.

FINANCE AND CLAIMS (Lewis, Chairman):

4/7/2011

HB 140, be amended as follows:

1. Page 2, line 17.

Strike: "2013"

Insert: "2014"

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2. Page 2, line 23.

Strike: "2013"

Insert: "2014"

3. Page 4, line 17.

Following: "biennium"

Insert: "and in fiscal year 2014"

4. Page 4, line 25.

Strike: "2015"

Insert: "2014"

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

HB 316, be amended as follows:

1. Title, page 1, line 12 through line 13.

Following: "TAXES;" on line 12

Strike: remainder of line 12 through "TAXES;" on line 13

2. Title, page 1, line 16 through line 17.

Following: "FEES;" on line 16

Strike: remainder of line 16 through "TAX;" on line 17

3. Title, page 1, line 27.

Following: "FEES;"

Insert: "LIMITING A DISTRICT'S PERCENTAGE RETENTION OF OIL AND NATURAL GAS PRODUCTION TAXES;"

4. Title, page 1, line 29.

Strike: "15-37-117,"

5. Title, page 1, line 30.

Strike: "15-65-121,"

6. Page 8, line 15.

Strike: subsection (i) in its entirety

Renumber: subsequent subsections

7. Page 8, line 20.

Strike: "1.88%"

Insert: "2.12%"

8. Page 8, line 25 through page 9, line 26.

Strike: section 3 in its entirety

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Renumber: subsequent sections

9. Page 11, line 20.

Strike: "At the beginning of"

Insert: "For"

10. Page 13, line 23 through page 15, line 6.

Strike: section 6 in its entirety

Renumber: subsequent sections

11. Page 20, line 25.

Insert: "NEW SECTION. **Section 6. Oil and natural gas production taxes for school districts -- allocation and limits.** (1) In accordance with 20-9-141, the trustees of a district receiving oil and natural gas production taxes shall adopt an estimate of those taxes anticipated to be received by the district in any given school fiscal year.

(2) The maximum amount of oil and natural gas production taxes that a school district may retain is 100% of the school district's BASE budget, as defined in 20-9-306.

(3) Upon receipt of school district budget reports required under 20-9-134, the superintendent of public instruction shall provide the department of revenue with a list reporting the BASE budget for each school district.

(4) The department of revenue shall make the full quarterly distribution of oil and natural gas production taxes as required under 15-36-332(6) until the amount distributed reaches the limitation in subsection (2) of this section.

(5) Any amount in excess of the limits in subsection (2) must be retained by the department of revenue for deposit in the state general fund."

Renumber: subsequent sections

12. Page 38, line 19.

Insert: "NEW SECTION. **Section 12. Codification instruction.** [Section 6] is intended to be codified as an integral part of Title 20, chapter 9, and the provisions of Title 20, chapter 9, apply to [section 6]."

Renumber: subsequent sections

13. Page 38, line 26.

Following: "TERMINATION."

Strike: "[THIS ACT]"

Insert: "(1) Except as provided in subsection (2), [this act]"

14. Page 38, line 27.

Insert: "(2) [Section 6] terminates June 30, 2014."

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

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HB 317, be amended as follows:

1. Title, page 1, line 15.

Strike: "77-1-108,"

2. Page 38, line 14.

Strike: "77-1-108;"

3. Page 64, line 19 through page 65, line 29.

Strike: section 41 in its entirety

Renumber: subsequent sections

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

HB 439, be amended as follows:

1. Page 1, line 28.

Strike: "\$20,000,000"

Insert: "\$35,000,000"

2. Page 4, line 6.

Strike: "\$20,000,000"

Insert: "\$35,000,000"

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

FISH AND GAME (Brenden, Chairman):

4/6/2011

HB 372, be amended as follows:

1. Title, page 1, line 6.

Strike: "A DELAYED"

Insert: "AN"

2. Page 5, line 27.

Strike: "March 1, 2012"

Insert: "July 1, 2011"

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

HB 387, be amended as follows:

1. Page 12, line 17.

Strike: "six"

Insert: "five"

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2. Page 12.

Following: line 21

Insert: "COORDINATION SECTION. **Section 10. Coordination instruction.** If both House Bill No. 372 and [this act] are passed and approved, then [section 2 of House Bill No. 372] and [section 7 of this act] are void and [section 7 of this act] must read as follows:

"NEW SECTION. Section 7. Nonresident elk and deer license preference point system. (1) The department shall establish a preference point system to distribute Class B-10 nonresident big game combination licenses and Class B-11 nonresident deer combination licenses.

(2) In addition to payment of any fees established in 87-2-113, 87-2-505, and 87-2-510, nonresidents applying to purchase a Class B-10 or Class B-11 license may purchase a preference point, upon payment of a nonrefundable \$50 fee, that gives an applicant who has more preference points priority to receive a Class B-10 or Class B-11 license over an applicant who has purchased fewer preference points.

(3) An applicant may:

(a) purchase only one preference point per license year; and

(b) purchase a preference point without applying for a Class B-10 or Class B-11 license.

An applicant not applying for a Class B-10 or Class B-11 license may purchase a preference point only between July 1 and September 30 prior to the applicable license year. The department shall delete an applicant's accumulated preference points if the applicant does not apply for a Class B-10 or Class B-11 license for 2 consecutive years.

(4) Except as provided in subsection (3)(b), the department may not delete an applicant's accumulated preference points unless the applicant obtains the license applied for, in which case the department shall delete the applicant's accumulated preference points.

(5) The department shall issue 75% of the Class B-10 and Class B-11 licenses made available for purchase pursuant to 87-2-505 and 87-2-510 by drawings in which the licenses are awarded to applicants in the order of which applicants have purchased the greatest number of preference points. If the number of licenses to be issued under this subsection exceeds the number of applicants who have purchased preference points, the remaining licenses must be added to the licenses issued pursuant to subsection (6).

(6) The department shall issue 25% of the Class B-10 and Class B-11 licenses made available for purchase pursuant to 87-2-505 and 87-2-510 by drawings in which the licenses are awarded to applicants who have not purchased any preference points. If the number of licenses to be issued under this subsection exceeds the number of applicants who have not purchased preference points, the remaining licenses must be added to the licenses issued pursuant to subsection (5).

(7) The department shall conduct a drawing for the issuance of special elk or deer permits for all nonresident applicants at the same time, regardless of whether an applicant has obtained a Class B-10 or Class B-11 license pursuant to [section 8].

(8) Up to five applicants may apply as a party under this section. The department shall use an average of the number of preference points accumulated by those applicants to determine their priority in receiving licenses issued pursuant to subsection (5). The department shall consider any fraction that results from the calculation of an average when determining that priority.""

Renumber: subsequent sections

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

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HB 607, be concurred in. Report adopted.

JUDICIARY (Murphy, Chairman):

4/7/2011

HB 492, be concurred in. Report adopted.

HB 518, be concurred in. Report adopted.

HB 638, be amended as follows:

1. Page 1, line 13.

Following: "alien"

Insert: "and shall comply with the requirements of this section"

2. Page 1.

Following: line 20

Insert: "(5) A state agency shall execute any written agreement required by federal law to implement this section."

Renumber: subsequent subsection

3. Page 2.

Following: line 15

Insert: "COORDINATION SECTION. Section 3. Coordination instruction. If House Bill No. 534 is passed and approved, then [this act] is void."

Renumber: subsequent sections

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

LOCAL GOVERNMENT (Sonju, Chairman):

4/6/2011

SR 28, do adopt. Report adopted.

HB 494, be concurred in. Report adopted.

HB 560, be concurred in. Report adopted.

HB 561, be concurred in. Report adopted.

HB 562, be concurred in. Report adopted.

PUBLIC HEALTH, WELFARE AND SAFETY (Priest, Chairman):

4/6/2011

SJR 27, do pass. Report adopted.

SR 29, be adopted. **Preliminary** report adopted.

HB 377, be concurred in. Report adopted.

HB 409, be concurred in. Report adopted.

HB 565, be concurred in. Report adopted.

HB 609, be concurred in. Report adopted.

TAXATION (Tutvedt, Chairman):

4/7/2011

HB 641, be concurred in. Report adopted.

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REPORTS OF SELECT COMMITTEES

CONFERENCE COMMITTEE
on Senate Amendments to **House Bill 271**
Report No. 1, April 7, 2011

Mr. President and Mr. Speaker:

We, your Conference Committee met and considered Senate amendments to **House Bill 271** (reference copy -- salmon) and recommend this Conference Committee report be adopted.

And, recommend that **House Bill 271** (reference copy -- salmon) be amended as follows:

1. Title, page 1, line 9 and line 10.

Strike: "UNDER" on line 9 through "WEAPON" on, line 10

Insert: "TO POSSESS A HANDGUN UNDER STATE OR FEDERAL LAW"

2. Page 1, line 22.

Following: "person"

Insert: "eligible to possess a handgun under state or federal law, a person"

Following: " , "

Insert: "or"

3. Page 1, line 23 through line 25.

Strike: " , OR " on page 1, line 23 through "COURSE" on page 1, line 25

For the House:

Kerns, Chair
Mehlhoff
Skattum

For the Senate:

Shockley, Vice Chair
Hinkle

MESSAGES FROM THE GOVERNOR

March 30, 2011

The Honorable Jim Peterson
President of the Senate
State Capitol
Helena, Montana 59620

Dear Senator Peterson:

Please be informed that I have signed **Senate Bill 32** sponsored by Senator Wanzenried, **Senate Bill 34** sponsored by Senator Essmann, **Senate Bill 38** sponsored by Senator Hawks, **Senate Bill 47** sponsored by Senator Vincent, **Senate Bill 67** sponsored by Senator Shockley, **Senate Bill 103**

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sponsored by Senator Jackson, **Senate Bill 128** sponsored by Senator Lake, and **Senate Bill 342** sponsored by Senator Buttrey on March 30, 2011.

Sincerely,

BRIAN SCHWEITZER
Governor

MESSAGES FROM THE OTHER HOUSE

Senate amendments to House bills concurred in: 4/6/2011

HB 166, introduced by Esp
HB 277, introduced by Washburn
HB 291, introduced by Sesso
HB 538, introduced by K. Peterson
HB 548, introduced by Bangerter

Senate bills concurred in and returned to the Senate: 4/6/2011

SB 87, introduced by Steinbeisser
SB 99, introduced by Brenden
SB 110, introduced by Brenden
SB 166, introduced by Balyeat
SB 195, introduced by Ripley
SB 385, introduced by Caferro

Senate joint resolution concurred in and returned to the Senate: 4/6/2011

SJR 8, introduced by Hawks

MOTIONS

Senator Gillan requested clarification as to whether the rules would allow **HB 609** to proceed given a similar bill, **HB 206**, had failed on third reading.

FIRST READING AND COMMITMENT OF BILLS

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

SJR 29, introduced by Hinkle, Kaufmann, referred to Judiciary.

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

SR 30, introduced by Murphy, referred to Judiciary.

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SR 31, introduced by J. Peterson, referred to Agriculture, Livestock and Irrigation.

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

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

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

HB 6 - Senator Zinke moved consideration of **HB 6** be placed at the bottom of the second reading board. Motion carried.

SB 100 - House Amendments - Senator Shockley moved House amendments to **SB 100** be concurred in. Motion carried as follows:

Yeas: Arthun, Balyeat, Barrett, Branae, Brenden, Brown, Buttrey, Essmann, Facey, Gallus, Gillan, Hamlett, Hawks, Hinkle, Hutton, Jackson, Jent, Jones, Keane, Lake, Lewis, Moore, Moss, Mowbray, Murphy, Olson, Priest, Ripley, Shockley, Sonju, Steinbeisser, Stewart-Peregoy, Tutvedt, Vincent, Vuckovich, Walker, Wanzenried, Wittich, Zinke, Mr. President.

Total 40

Nays: Blewett, Caferro, Erickson, Kaufmann, Larsen, Tropila, Van Dyk, Williams, Windy Boy.
Total 9

Absent or not voting: None.

Total 0

Excused: Augare.

Total 1

HB 5 - Senator Hamlett moved **HB 5** be concurred in. Motion carried as follows:

Yeas: Arthun, Barrett, Blewett, Branae, Brown, Caferro, Erickson, Essmann, Facey, Gallus, Gillan, Hamlett, Hawks, Hutton, Jent, Jones, Kaufmann, Keane, Larsen, Lewis, Moss, Mowbray, Murphy, Olson, Priest, Shockley, Steinbeisser, Stewart-Peregoy, Tropila, Tutvedt, Van Dyk, Vuckovich, Wanzenried, Williams, Zinke, Mr. President.

Total 36

Nays: Balyeat, Brenden, Buttrey, Hinkle, Jackson, Lake, Moore, Ripley, Sonju, Vincent, Walker, Windy Boy, Wittich.

Total 13

Absent or not voting: None.

Total 0

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Excused: Augare.

Total 1

HB 8 - Senator Lewis moved **HB 8** be concurred in. Motion carried as follows:

Yeas: Arthun, Barrett, Blewett, Branae, Brenden, Brown, Buttrey, Caferro, Erickson, Facey, Gallus, Gillan, Hamlett, Hawks, Hutton, Jackson, Jent, Jones, Kaufmann, Keane, Lake, Larsen, Lewis, Moore, Moss, Mowbray, Murphy, Olson, Priest, Ripley, Shockley, Sonju, Steinbeisser, Stewart-Peregoy, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 44

Nays: Balyeat, Essmann, Hinkle, Walker, Wittich.

Total 5

Absent or not voting: None.

Total 0

Excused: Augare.

Total 1

HB 83 - Senator Tutvedt moved **HB 83** be concurred in. Motion carried as follows:

Yeas: Barrett, Blewett, Branae, Brenden, Brown, Buttrey, Caferro, Erickson, Essmann, Facey, Gallus, Gillan, Hamlett, Hawks, Hutton, Jent, Jones, Kaufmann, Keane, Lake, Larsen, Lewis, Moore, Moss, Mowbray, Murphy, Olson, Priest, Ripley, Shockley, Steinbeisser, Stewart-Peregoy, Tropila, Tutvedt, Van Dyk, Vuckovich, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 41

Nays: Arthun, Balyeat, Hinkle, Jackson, Sonju, Vincent, Walker, Wittich.

Total 8

Absent or not voting: None.

Total 0

Excused: Augare.

Total 1

HB 165 - Senator J. Peterson moved **HB 165** be concurred in. Motion carried as follows:

Yeas: Arthun, Barrett, Brenden, Brown, Buttrey, Essmann, Gallus, Hutton, Jackson, Jones, Keane, Lake, Larsen, Lewis, Moore, Mowbray, Murphy, Olson, Priest, Ripley, Shockley, Sonju, Steinbeisser, Tutvedt, Vincent, Walker, Zinke, Mr. President.

Total 28

Nays: Balyeat, Blewett, Branae, Caferro, Erickson, Facey, Gillan, Hamlett, Hawks, Hinkle, Jent, Kaufmann, Moss, Stewart-Peregoy, Tropila, Van Dyk, Vuckovich, Wanzenried, Williams, Windy

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Boy, Wittich.

Total 21

Absent or not voting: None.

Total 0

Excused: Augare.

Total 1

HB 262 - Senator Buttrey moved **HB 262** be concurred in. Motion carried as follows:

Yeas: Arthun, Barrett, Blewett, Branae, Brenden, Brown, Buttrey, Caferro, Erickson, Facey, Gallus, Gillan, Hamlett, Hawks, Hutton, Jackson, Jent, Jones, Kaufmann, Keane, Lake, Larsen, Lewis, Moore, Moss, Mowbray, Murphy, Olson, Ripley, Shockley, Steinbeisser, Stewart-Peregoy, Tropila, Tutvedt, Van Dyk, Vuckovich, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 41

Nays: Balyeat, Essmann, Hinkle, Priest, Sonju, Vincent, Walker, Wittich.

Total 8

Absent or not voting: None.

Total 0

Excused: Augare.

Total 1

HB 411 - Senator Larsen moved **HB 411** be concurred in. Motion carried as follows:

Yeas: Balyeat, Barrett, Blewett, Branae, Brenden, Brown, Buttrey, Caferro, Erickson, Facey, Gallus, Gillan, Hamlett, Hawks, Hinkle, Jackson, Jent, Jones, Kaufmann, Keane, Lake, Larsen, Lewis, Moss, Mowbray, Murphy, Olson, Priest, Ripley, Shockley, Sonju, Stewart-Peregoy, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 42

Nays: Arthun, Essmann, Hutton, Moore, Steinbeisser, Walker, Wittich.

Total 7

Absent or not voting: None.

Total 0

Excused: Augare.

Total 1

HB 551 - Senator Priest moved consideration of **HB 551** be placed at the bottom of the second reading board. Motion carried.

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HB 587 - Senator Kaufmann moved **HB 587** be concurred in. Motion carried as follows:

Yeas: Arthun, Balyeat, Barrett, Blewett, Branae, Brenden, Brown, Buttrey, Caferro, Erickson, Essmann, Facey, Gallus, Gillan, Hamlett, Hawks, Hinkle, Hutton, Jackson, Jent, Jones, Kaufmann, Keane, Lake, Larsen, Lewis, Moore, Moss, Mowbray, Murphy, Olson, Priest, Ripley, Shockley, Sonju, Steinbeisser, Stewart-Peregoy, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Williams, Windy Boy, Wittich, Zinke, Mr. President.

Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Augare.

Total 1

HB 619 - Senator Ripley moved **HB 619** be concurred in. Motion carried as follows:

Yeas: Arthun, Balyeat, Barrett, Branae, Brenden, Brown, Buttrey, Caferro, Erickson, Essmann, Facey, Gallus, Gillan, Hamlett, Hawks, Hinkle, Hutton, Jackson, Jent, Jones, Kaufmann, Keane, Lake, Larsen, Lewis, Moore, Moss, Mowbray, Murphy, Olson, Priest, Ripley, Shockley, Sonju, Steinbeisser, Stewart-Peregoy, Tropila, Tutvedt, Vincent, Vuckovich, Walker, Wanzenried, Williams, Windy Boy, Wittich, Zinke, Mr. President.

Total 47

Nays: Blewett, Van Dyk.

Total 2

Absent or not voting: None.

Total 0

Excused: Augare.

Total 1

SB 294 - Governor's Amendments - Senator Buttrey moved Governor's amendments to **SB 294** be concurred in. Motion carried as follows:

Yeas: Arthun, Barrett, Blewett, Branae, Brown, Buttrey, Caferro, Erickson, Facey, Gallus, Gillan, Hamlett, Hawks, Hutton, Jackson, Jent, Jones, Kaufmann, Keane, Lake, Larsen, Lewis, Moore, Moss, Mowbray, Murphy, Priest, Ripley, Sonju, Stewart-Peregoy, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 40

Nays: Balyeat, Brenden, Essmann, Hinkle, Olson, Shockley, Steinbeisser, Walker, Wittich.

Total 9

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Absent or not voting: None.

Total 0

Excused: Augare.

Total 1

SB 351 - Governor's Amendments - Senator Ripley moved Governor's amendments to **SB 351** be concurred in. Motion carried as follows:

Yeas: Arthun, Balyeat, Barrett, Blewett, Branae, Brenden, Brown, Buttrey, Caferro, Erickson, Essmann, Facey, Gallus, Gillan, Hamlett, Hawks, Hinkle, Hutton, Jackson, Jent, Jones, Kaufmann, Keane, Lake, Larsen, Lewis, Moore, Moss, Mowbray, Murphy, Olson, Priest, Ripley, Shockley, Sonju, Steinbeisser, Stewart-Peregoy, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Williams, Windy Boy, Wittich, Zinke, Mr. President.

Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Augare.

Total 1

HB 307 - Governor's Amendments - Senator Moore moved Governor's amendments to **HB 307** be not concurred in. Motion carried as follows:

Yeas: Arthun, Balyeat, Barrett, Brenden, Brown, Buttrey, Essmann, Hinkle, Hutton, Jackson, Jones, Lake, Lewis, Moore, Mowbray, Olson, Priest, Ripley, Shockley, Sonju, Steinbeisser, Tutvedt, Vincent, Walker, Wittich, Zinke, Mr. President.

Total 27

Nays: Blewett, Branae, Caferro, Erickson, Facey, Gallus, Gillan, Hamlett, Hawks, Jent, Kaufmann, Keane, Larsen, Moss, Murphy, Stewart-Peregoy, Tropila, Van Dyk, Vuckovich, Wanzenried, Williams, Windy Boy.

Total 22

Absent or not voting: None.

Total 0

Excused: Augare.

Total 1

SB 29 - House Amendments - Senator Moss moved House amendments to **SB 29** be not concurred in. Motion carried as follows:

Yeas: Blewett, Branae, Caferro, Erickson, Facey, Gallus, Gillan, Hamlett, Hawks, Jent,

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Kaufmann, Keane, Larsen, Moss, Stewart-Peregoy, Tropila, Van Dyk, Vuckovich, Wanzenried, Williams, Windy Boy.

Total 21

Nays: Arthun, Balyeat, Barrett, Brenden, Brown, Buttrey, Essmann, Hinkle, Hutton, Jackson, Jones, Lake, Lewis, Moore, Mowbray, Murphy, Olson, Priest, Ripley, Shockley, Sonju, Steinbeisser, Tutvedt, Vincent, Walker, Wittich, Zinke, Mr. President.

Total 28

Absent or not voting: None.

Total 0

Excused: Augare.

Total 1

SB 126 - House Amendments - Senator Larsen moved House amendments to **SB 126 be not concurred in.** Motion carried as follows:

Yeas: Arthun, Barrett, Blewett, Branae, Brown, Buttrey, Caferro, Erickson, Essmann, Facey, Gallus, Gillan, Hamlett, Hawks, Hutton, Jackson, Jent, Jones, Kaufmann, Keane, Lake, Larsen, Lewis, Moore, Moss, Mowbray, Murphy, Olson, Priest, Ripley, Shockley, Sonju, Steinbeisser, Stewart-Peregoy, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 44

Nays: Balyeat, Brenden, Hinkle, Walker, Wittich.

Total 5

Absent or not voting: None.

Total 0

Excused: Augare.

Total 1

SB 75 - House Amendments - Senator Sonju moved House amendments to **SB 75 be concurred in.** Motion carried as follows:

Yeas: Arthun, Balyeat, Barrett, Blewett, Branae, Brenden, Brown, Buttrey, Caferro, Erickson, Essmann, Facey, Gallus, Gillan, Hamlett, Hawks, Hinkle, Hutton, Jackson, Jent, Jones, Kaufmann, Keane, Lake, Larsen, Lewis, Moore, Moss, Mowbray, Murphy, Olson, Priest, Ripley, Shockley, Sonju, Steinbeisser, Stewart-Peregoy, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Williams, Windy Boy, Wittich, Zinke, Mr. President.

Total 49

Nays: None.

Total 0

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Absent or not voting: None.

Total 0

Excused: Augare.

Total 1

SB 149 - House Amendments - Senator Essmann moved House amendments to **SB 149** be concurred in. Motion carried as follows:

Yeas: Arthun, Balyeat, Barrett, Blewett, Branae, Brenden, Brown, Buttrey, Essmann, Facey, Gallus, Gillan, Hamlett, Hawks, Hinkle, Hutton, Jackson, Jent, Jones, Keane, Lake, Larsen, Lewis, Moore, Mowbray, Murphy, Olson, Priest, Ripley, Shockley, Sonju, Steinbeisser, Stewart-Peregoy, Tropila, Tutvedt, Vincent, Vuckovich, Walker, Wanzenried, Windy Boy, Wittich, Zinke, Mr. President.

Total 43

Nays: Caferro, Erickson, Kaufmann, Moss, Van Dyk, Williams.

Total 6

Absent or not voting: None.

Total 0

Excused: Augare.

Total 1

SB 172 - House Amendments - Senator Lake moved House amendments to **SB 172** be concurred in. Motion carried as follows:

Yeas: Arthun, Balyeat, Barrett, Blewett, Branae, Brenden, Brown, Caferro, Erickson, Facey, Gallus, Gillan, Hamlett, Hawks, Hinkle, Hutton, Jackson, Jent, Jones, Keane, Lake, Larsen, Lewis, Moore, Moss, Mowbray, Murphy, Olson, Priest, Ripley, Shockley, Sonju, Steinbeisser, Stewart-Peregoy, Tropila, Tutvedt, Vincent, Vuckovich, Walker, Wanzenried, Windy Boy, Zinke, Mr. President.

Total 43

Nays: Buttrey, Essmann, Kaufmann, Van Dyk, Williams, Wittich.

Total 6

Absent or not voting: None.

Total 0

Excused: Augare.

Total 1

SB 338 - House Amendments - Senator Arthun moved House amendments to **SB 338** be not concurred in. Motion carried as follows:

Yeas: Arthun, Balyeat, Barrett, Brenden, Brown, Buttrey, Caferro, Essmann, Facey, Gallus,

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Hamlett, Hawks, Hinkle, Hutton, Jackson, Jent, Jones, Lake, Lewis, Moore, Mowbray, Murphy, Olson, Priest, Ripley, Shockley, Sonju, Steinbeisser, Tropila, Tutvedt, Vincent, Walker, Wanzenried, Windy Boy, Wittich, Zinke, Mr. President.

Total 37

Nays: Blewett, Branae, Erickson, Gillan, Kaufmann, Keane, Larsen, Moss, Stewart-Peregoy, Van Dyk, Vuckovich, Williams.

Total 12

Absent or not voting: None.

Total 0

Excused: Augare.

Total 1

SB 389 - House Amendments - Senator Van Dyk moved House amendments to **SB 389** be concurred in. Motion carried as follows:

Yeas: Arthun, Balyeat, Barrett, Blewett, Branae, Brenden, Brown, Buttrey, Caferro, Erickson, Essmann, Facey, Gallus, Gillan, Hamlett, Hawks, Hinkle, Hutton, Jackson, Jent, Jones, Kaufmann, Keane, Lake, Larsen, Lewis, Moore, Moss, Mowbray, Murphy, Olson, Priest, Ripley, Shockley, Sonju, Steinbeisser, Stewart-Peregoy, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Williams, Wittich, Zinke, Mr. President.

Total 48

Nays: Windy Boy.

Total 1

Absent or not voting: None.

Total 0

Excused: Augare.

Total 1

Senator Sonju assumed the chair.

HB 6 - Senator Zinke moved **HB 6** be concurred in.

HB 6 - Senator Wanzenried moved **HB 6**, second reading copy, be amended as follows:

1. Page 7, line 4 through line 5.

Strike: line 4 through line 5 in their entirety

Amendment adopted as follows:

Yeas: Arthun, Blewett, Branae, Brown, Buttrey, Caferro, Erickson, Facey, Gallus, Gillan, Hawks, Hinkle, Hutton, Jackson, Jent, Jones, Kaufmann, Keane, Lake, Lewis, Moss, Mowbray,

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Murphy, Priest, Shockley, Sonju, Stewart-Peregoy, Tutvedt, Van Dyk, Vuckovich, Wanzenried, Williams, Zinke, Mr. President.
Total 34

Nays: Balyeat, Barrett, Brenden, Essmann, Hamlett, Larsen, Moore, Olson, Ripley, Steinbeisser, Tropila, Vincent, Walker, Windy Boy, Wittich.
Total 15

Absent or not voting: None.
Total 0

Excused: Augare.
Total 1

HB 6 - Senator Zinke moved **HB 6**, as amended, be concurred in. Motion carried as follows:
Yeas: Arthun, Barrett, Blewett, Branae, Brown, Buttrey, Caferro, Erickson, Facey, Gallus, Gillan, Hamlett, Hawks, Hutton, Jackson, Jent, Jones, Kaufmann, Keane, Larsen, Lewis, Moss, Mowbray, Murphy, Olson, Priest, Shockley, Steinbeisser, Stewart-Peregoy, Tropila, Van Dyk, Vuckovich, Wanzenried, Williams, Windy Boy, Wittich, Zinke, Mr. President.
Total 38

Nays: Balyeat, Brenden, Essmann, Hinkle, Lake, Moore, Ripley, Sonju, Tutvedt, Vincent, Walker.
Total 11

Absent or not voting: None.
Total 0

Excused: Augare.
Total 1

HB 551 - Senator Priest moved **HB 551** be concurred in. Motion carried as follows:
Yeas: Arthun, Balyeat, Barrett, Brenden, Brown, Buttrey, Essmann, Facey, Hinkle, Hutton, Jackson, Jones, Lake, Lewis, Moore, Mowbray, Murphy, Olson, Priest, Ripley, Shockley, Sonju, Steinbeisser, Tutvedt, Vincent, Walker, Wittich, Zinke, Mr. President.
Total 29

Nays: Blewett, Branae, Caferro, Erickson, Gallus, Gillan, Hamlett, Hawks, Jent, Kaufmann, Keane, Larsen, Moss, Stewart-Peregoy, Tropila, Van Dyk, Vuckovich, Wanzenried, Williams, Windy Boy.
Total 20

Absent or not voting: None.
Total 0

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Excused: Augare.

Total 1

SB 29 - House Amendments - Senator Essmann moved House amendments to **SB 29** be concurred in. Motion carried as follows:

Yeas: Arthun, Balyeat, Barrett, Brenden, Brown, Buttrey, Essmann, Hinkle, Hutton, Jackson, Jones, Lake, Lewis, Moore, Mowbray, Murphy, Olson, Priest, Ripley, Sonju, Steinbeisser, Tutvedt, Vincent, Walker, Wittich, Zinke, Mr. President.

Total 27

Nays: Blewett, Branae, Caferro, Erickson, Facey, Gallus, Gillan, Hamlett, Hawks, Jent, Kaufmann, Keane, Larsen, Moss, Shockley, Stewart-Peregoy, Tropila, Van Dyk, Vuckovich, Wanzenried, Williams, Windy Boy.

Total 22

Absent or not voting: None.

Total 0

Excused: Augare.

Total 1

Senator Essmann moved the committee rise and report. Motion carried. Committee arose. Senate resumed. President Peterson in the chair. Chairman Priest moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Arthun, Balyeat, Barrett, Brenden, Brown, Buttrey, Essmann, Facey, Gallus, Hinkle, Hutton, Jackson, Jones, Lake, Lewis, Moore, Mowbray, Murphy, Olson, Priest, Ripley, Shockley, Sonju, Steinbeisser, Tropila, Tutvedt, Van Dyk, Vincent, Walker, Wanzenried, Williams, Wittich, Zinke, Mr. President.

Total 34

Nays: Blewett, Branae, Caferro, Erickson, Gillan, Hamlett, Hawks, Jent, Kaufmann, Keane, Larsen, Moss, Stewart-Peregoy, Vuckovich, Windy Boy.

Total 15

Absent or not voting: None.

Total 0

Excused: Augare.

Total 1

THIRD READING OF BILLS

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

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SB 1 passed as follows:

Yeas: Arthun, Barrett, Blewett, Branae, Brenden, Brown, Buttrey, Caferro, Erickson, Essmann, Facey, Gallus, Gillan, Hamlett, Hawks, Hinkle, Hutton, Jackson, Jent, Jones, Kaufmann, Keane, Lake, Larsen, Lewis, Moore, Moss, Mowbray, Murphy, Olson, Priest, Ripley, Shockley, Sonju, Steinbeisser, Stewart-Peregoy, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 47

Nays: Balyeat, Wittich.

Total 2

Absent or not voting: None.

Total 0

Excused: Augare.

Total 1

SB 15 passed as follows:

Yeas: Balyeat, Blewett, Branae, Buttrey, Caferro, Erickson, Essmann, Facey, Gallus, Gillan, Hamlett, Hawks, Hutton, Jackson, Jent, Kaufmann, Keane, Lake, Larsen, Lewis, Moss, Mowbray, Murphy, Olson, Shockley, Stewart-Peregoy, Tropila, Van Dyk, Vincent, Vuckovich, Wanzenried, Williams, Mr. President.

Total 33

Nays: Arthun, Barrett, Brenden, Brown, Hinkle, Jones, Moore, Priest, Ripley, Sonju, Steinbeisser, Tutvedt, Walker, Windy Boy, Wittich, Zinke.

Total 16

Absent or not voting: None.

Total 0

Excused: Augare.

Total 1

SB 42 passed as follows:

Yeas: Arthun, Augare, Balyeat, Barrett, Blewett, Branae, Brown, Buttrey, Caferro, Erickson, Essmann, Facey, Gallus, Gillan, Hamlett, Hawks, Hutton, Jackson, Jent, Jones, Kaufmann, Keane, Lake, Larsen, Lewis, Moore, Moss, Olson, Ripley, Shockley, Steinbeisser, Tropila, Tutvedt, Van Dyk, Vuckovich, Walker, Wanzenried, Williams, Zinke, Mr. President.

Total 40

Nays: Brenden, Hinkle, Mowbray, Murphy, Priest, Sonju, Stewart-Peregoy, Vincent, Windy Boy, Wittich.

Total 10

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Paired: Augare, Aye; Hinkle, No.

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 347 passed as follows:

Yeas: Arthun, Balyeat, Barrett, Blewett, Branae, Brenden, Brown, Buttrey, Caferro, Erickson, Essmann, Facey, Gallus, Gillan, Hamlett, Hawks, Hinkle, Hutton, Jackson, Jent, Jones, Keane, Lake, Lewis, Moore, Moss, Mowbray, Murphy, Olson, Priest, Ripley, Shockley, Sonju, Steinbeisser, Stewart-Peregoy, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Williams, Windy Boy, Wittich, Zinke, Mr. President.

Total 47

Nays: Kaufmann, Larsen.

Total 2

Absent or not voting: None.

Total 0

Excused: Augare.

Total 1

HB 3 concurred in as follows:

Yeas: Arthun, Augare, Blewett, Branae, Brown, Buttrey, Caferro, Erickson, Facey, Gallus, Gillan, Hamlett, Hawks, Jent, Jones, Kaufmann, Keane, Larsen, Lewis, Moss, Murphy, Steinbeisser, Stewart-Peregoy, Tropila, Tutvedt, Van Dyk, Vuckovich, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.

Total 32

Nays: Balyeat, Barrett, Brenden, Essmann, Hinkle, Hutton, Jackson, Lake, Moore, Mowbray, Olson, Priest, Ripley, Shockley, Sonju, Vincent, Walker, Wittich.

Total 18

Paired: Augare, Aye; Hinkle, No.

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 7 concurred in as follows:

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Yeas: Arthun, Augare, Balyeat, Barrett, Blewett, Branae, Brenden, Brown, Buttrey, Caferro, Erickson, Essmann, Facey, Gallus, Gillan, Hamlett, Hawks, Hutton, Jackson, Jent, Jones, Kaufmann, Keane, Lake, Larsen, Lewis, Moore, Moss, Mowbray, Murphy, Olson, Ripley, Shockley, Steinbeisser, Stewart-Peregoy, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
Total 45

Nays: Hinkle, Priest, Sonju, Walker, Wittich.
Total 5

Paired: Augare, Aye; Hinkle, No.

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 15 concurred in as follows:

Yeas: Arthun, Augare, Barrett, Blewett, Branae, Brenden, Brown, Buttrey, Caferro, Erickson, Facey, Gallus, Gillan, Hamlett, Hawks, Hutton, Jent, Jones, Kaufmann, Keane, Larsen, Lewis, Moore, Moss, Mowbray, Murphy, Olson, Ripley, Shockley, Steinbeisser, Stewart-Peregoy, Tropila, Tutvedt, Van Dyk, Vuckovich, Wanzenried, Williams, Windy Boy, Zinke, Mr. President.
Total 40

Nays: Balyeat, Essmann, Hinkle, Jackson, Lake, Priest, Sonju, Vincent, Walker, Wittich.
Total 10

Paired: Augare, Aye; Hinkle, No.

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 230 not concurred in as follows:

Yeas: Arthun, Balyeat, Buttrey, Essmann, Gallus, Hinkle, Hutton, Jackson, Jones, Lake, Lewis, Murphy, Olson, Priest, Ripley, Shockley, Tutvedt, Vincent, Walker, Zinke, Mr. President.
Total 21

Nays: Augare, Barrett, Blewett, Branae, Brenden, Brown, Caferro, Erickson, Facey, Gillan, Hamlett, Hawks, Jent, Kaufmann, Keane, Larsen, Moore, Moss, Mowbray, Sonju, Steinbeisser, Stewart-Peregoy, Tropila, Van Dyk, Vuckovich, Wanzenried, Williams, Windy Boy, Wittich.
Total 29

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Paired: Hinkle, Aye; Augare, No.

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 533 concurred in as follows:

Yeas: Arthun, Balyeat, Barrett, Blewett, Brenden, Brown, Buttrey, Essmann, Gallus, Hamlett, Hawks, Hinkle, Hutton, Jackson, Jones, Keane, Lake, Larsen, Lewis, Moore, Mowbray, Murphy, Olson, Priest, Ripley, Shockley, Sonju, Steinbeisser, Stewart-Peregoy, Tropila, Tutvedt, Vincent, Vuckovich, Walker, Wanzenried, Windy Boy, Wittich, Zinke, Mr. President.

Total 39

Nays: Augare, Branae, Caferro, Erickson, Facey, Gillan, Jent, Kaufmann, Moss, Van Dyk, Williams.

Total 11

Paired: Hinkle, Aye; Augare, No.

Absent or not voting: None.

Total 0

Excused: None.

Total 0

REPORTS OF STANDING COMMITTEES

FINANCE AND CLAIMS (Lewis, Chairman):

4/7/2011

SJR 26, do pass. Report adopted.

HB 296, be amended as follows:

1. Page 4, line 25.

Insert: "COORDINATION SECTION. Section 8. Coordination instruction. If both Senate Bill No. 31 and [this act] are passed and approved, then [section 12 of Senate Bill No. 31], amending 16-11-119, is void."

Renumber: subsequent sections

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

HB 477, be concurred in. Report adopted.

HB 495, be amended as follows:

1. Page 3, line 20.

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Strike: "2103"

Insert: "2013"

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

HB 612, be amended as follows:

1. Page 13, line 12.

Following: "access."

Strike: "(1)"

2. Page 13, line 17 through line 19.

Strike: subsection (2) in its entirety

3. Page 17, line 15.

Insert: "COORDINATION SECTION. Section 10. Coordination instruction. If House Bill No. 2 is not passed and approved, then [this act] is void."

Renumber: subsequent sections

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

HB 622, be amended as follows:

1. Page 1, line 30.

Strike: "15-1-122"

Insert: "15-24-925"

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

HB 633, be concurred in. Report adopted.

SPECIAL ORDERS OF THE DAY

SR 5 - Senator Olson moved **SR 5** be adopted.

SR 5 - Senator Olson moved **SR 5**, second reading copy, be amended as follows:

1. Title, page 1, line 8.

Strike: "JANUARY 12"

Insert: "MARCH 30"

Amendment adopted as follows:

Yeas: Arthun, Balyeat, Barrett, Blewett, Branae, Brenden, Brown, Buttrey, Caferro, Erickson, Essmann, Facey, Gallus, Gillan, Hamlett, Hawks, Hinkle, Hutton, Jackson, Jent, Jones, Kaufmann, Keane, Lake, Larsen, Lewis, Moore, Moss, Mowbray, Murphy, Olson, Priest, Ripley,

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Shockley, Sonju, Steinbeisser, Stewart-Peregoy, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Williams, Windy Boy, Wittich, Zinke, Mr. President.
Total 49

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: Augare.
Total 1

SR 5 - Senator Olson moved **SR 5**, as amended, be adopted. Motion carried as follows:
Yeas: Arthun, Balyeat, Barrett, Blewett, Branae, Brenden, Brown, Buttrey, Caferro, Erickson, Essmann, Facey, Gallus, Gillan, Hamlett, Hawks, Hinkle, Hutton, Jackson, Jent, Jones, Kaufmann, Keane, Lake, Larsen, Lewis, Moore, Moss, Mowbray, Murphy, Olson, Priest, Ripley, Shockley, Sonju, Steinbeisser, Stewart-Peregoy, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Williams, Windy Boy, Wittich, Zinke, Mr. President.
Total 49

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: Augare.
Total 1

SR 13 - Senator Zinke moved **SR 13** be adopted. Motion carried as follows:
Yeas: Arthun, Balyeat, Barrett, Blewett, Branae, Brenden, Brown, Buttrey, Caferro, Erickson, Essmann, Facey, Gallus, Gillan, Hamlett, Hawks, Hinkle, Hutton, Jackson, Jent, Jones, Kaufmann, Keane, Lake, Larsen, Lewis, Moore, Moss, Mowbray, Murphy, Olson, Priest, Ripley, Shockley, Sonju, Steinbeisser, Stewart-Peregoy, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Williams, Windy Boy, Wittich, Zinke, Mr. President.
Total 49

Nays: None.
Total 0

Absent or not voting: None.
Total 0

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Excused: Augare.

Total 1

SR 19 - Senator Facey moved **SR 19** be adopted. Motion carried as follows:

Yeas: Arthun, Balyeat, Barrett, Blewett, Branae, Brenden, Brown, Buttrey, Caferro, Erickson, Essmann, Facey, Gallus, Gillan, Hamlett, Hawks, Hinkle, Hutton, Jackson, Jent, Jones, Kaufmann, Keane, Lake, Larsen, Lewis, Moore, Moss, Mowbray, Murphy, Olson, Priest, Ripley, Shockley, Sonju, Steinbeisser, Stewart-Peregoy, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Williams, Windy Boy, Wittich, Zinke, Mr. President.

Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Augare.

Total 1

MOTIONS

Senator Blewett moved that **HB 203** be taken from Judiciary and brought before the Committee of the Whole and placed on second reading on April 8, 2011. Motion **failed** as follows:

Yeas: Blewett, Branae, Buttrey, Erickson, Facey, Gallus, Gillan, Hamlett, Hutton, Kaufmann, Larsen, Moss, Sonju, Stewart-Peregoy, Tropila, Van Dyk, Walker, Wanzenried, Windy Boy, Zinke.

Total 20

Nays: Arthun, Balyeat, Barrett, Brenden, Brown, Caferro, Essmann, Hawks, Hinkle, Jackson, Jent, Jones, Keane, Lake, Lewis, Moore, Mowbray, Murphy, Olson, Priest, Ripley, Shockley, Steinbeisser, Tutvedt, Vincent, Vuckovich, Williams, Wittich, Mr. President.

Total 29

Absent or not voting: None.

Total 0

Excused: Augare.

Total 1

REPORTS OF STANDING COMMITTEES

PUBLIC HEALTH, WELFARE AND SAFETY (Priest, Chairman):

4/7/2011

HB 445, be amended as follows:

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1. Title, page 1, line 9 through line 10.

Strike: line 9 through line 10

2. Title, page 1, line 13.

Strike: "33-2-708,"

3. Page 3, line 13.

Strike: "-- reciprocity"

4. Page 3, line 26.

Following: "4];"

Insert: "and"

5. Page 3, line 29 through page 4, line 4.

Following: "e)]" on line 29

Insert: "."

Strike: "; and" on page 3, line 29 through "that state." on page 4, line 4

6. Page 9, line 20 through page 13, line 18.

Strike: section 8 in its entirety

Renumber: subsequent sections

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

MOTIONS

Senator Balyeat moved to change his vote on **HB 15** from Yes to No. Without objection, so ordered.

Senator Jackson moved to change his vote on **HB 230** from No to Yes. Without objection, so ordered.

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Majority Leader Essmann moved that the Senate adjourn until 10:00 a.m., Friday, April 8, 2011. Motion carried.

Senate adjourned at 3:06 p.m.

MARILYN MILLER
Secretary of the Senate

JIM PETERSON
President of the Senate