

**SENATE JOURNAL
67TH LEGISLATURE
TENTH LEGISLATIVE DAY**

Helena, Montana
January 15, 2021

Senate Chambers
State Capitol

Senate convened at 1:00 p.m. President Blasdel presiding. Invocation by Pastor Steve Bostrom. Pledge of Allegiance to the Flag.

Roll Call. All members present. Quorum present.

Senator Tempel arose on a point of order and informed Senators that school children from his district were watching the Senate in action today. Members of the Senate acknowledged the students.

BILLS AND JOURNALS (Keenan, Chair): 1/15/2021

Mr. President: We, your committee on Bills and Journals, having examined the daily journals for the first through the fifth legislative days, find the same to be correct.

Signed: Senator Keenan, Chair

Correctly printed: **SB 1, SB 6, SB 13, SB 20, SB 21, SB 23, SB 24, SB 25, SB 30, SB 34, SB 36, SB 49, SB 53, SB 54, SB 66, SB 106, SB 107, SB 108, SB 109, SB 110.**

Correctly engrossed: **SB 65.**

REPORTS OF STANDING COMMITTEES

AGRICULTURE, LIVESTOCK AND IRRIGATION (Bogner, Vice Chair): 1/14/2021

SB 26, do pass.

SB 27, do pass.

SB 58, do pass.

BUSINESS, LABOR, AND ECONOMIC AFFAIRS (Fitzpatrick, Chair): 1/15/2021

SB 65, introduced bill, be amended as follows:

1. Title, line 6.

Strike: "SAFE HARBOR"

Insert: "AFFIRMATIVE DEFENSE"

2. Title, line 8.

Following: "DEFINITIONS;"

Strike: "AND"

Following: "MCA"

Insert: "; AND PROVIDING AN EFFECTIVE DATE, AN APPLICABILITY DATE, AND A TERMINATION DATE"

SENATE JOURNAL
TENTH LEGISLATIVE DAY - JANUARY 15, 2021

3. Page 1, line 11.

Insert: "WHEREAS, the COVID-19 pandemic has caused significant disruption to Montana's people, businesses, places of worship, property owners, and nonprofit organizations and has adversely affected Montana's economy and the rights of Montana's citizens; and

WHEREAS, in order to improve Montana's economy and to encourage people to engage in private sector activities, the Legislature believes it is necessary to enact this legislation to establish standards for imposing liability and to provide defenses for claims relating to COVID-19."

4. Page 1, line 12.

Strike: "6"

Insert: "8"

5. Page 1, line 17.

Following: "means"

Insert: ", for the purposes of [sections 1 through 8],"

Following: "physicians"

Insert: ", physician assistants, nurse practitioners, nurses, nursing assistants, chiropractors, pharmacists, pharmacy technicians, dentists, dental hygienists, medication aides, respiratory therapist practitioners, professional counselors, occupational therapists, midwives, psychologists,"

6. Page 1, line 22 through line 23.

Strike: subsection (3) in its entirety

Insert: "(3) "Health care provider" means and includes, for the purposes of [sections 1 through 8], a health care professional, health care facility, home health care facility, and any other person or facility otherwise authorized or permitted by any federal or state statute, regulation, order, or public health guidance to administer health care services or treatment. It does not include a government entity or a health care professional that is employed by a government entity.

(4) "Person" means an individual, corporation, nonprofit corporation, estate, trust, partnership, limited liability company, business or similar trust, association, joint venture, place of worship, personal representative, trustee, or any other legal or commercial entity,. It does not include a government entity."

Renumber: subsequent subsections

7. Page 2, line 23.

Strike: "(7)(a) through (7)(e)"

Insert: "(8)(a) through (8)(e)"

8. Page 2, line 25.

Strike: "**Actual injury**"

Insert: "Liability"

9. Page 2, line 25.

SENATE JOURNAL
TENTH LEGISLATIVE DAY - JANUARY 15, 2021

Strike: "A"

Insert: "Except as provided in [sections 3 through 8], a"

10. Page 2, line 26 through page 3, line 1.

Following: "unless" on line 26

Strike: ":" on line 26 through "(3)" on page 3, line 1

11. Page 3, line 1.

Following: "act"

Insert: "or omission"

12. Page 3, line 1.

Following: "negligence"

Insert: ", "

Strike: "or"

13. Page 3, line 1.

Following: "misconduct"

Insert: ", or intentional tort"

14. Page 3, line 3.

Following: "**liability.**"

Insert: "(1)"

15. Page 3, line 5.

Following: "premises,"

Strike: "shall not be"

Insert: "is not"

16. Page 3, line 7 through line 12.

Strike: "one" on line 7 through "covid-19" on line 12

Insert: "the civil action involves an act or omission that constitutes gross negligence, willful and wanton misconduct, or intentional tort"

17. Page 3, line 13.

Insert: "(2) The standard established in subsection (1) applies in landlord-tenant claims made under 70-24-303(1)(b) through (1)(e) for injuries sustained from an individual's exposure to covid-19."

18. Page 3, line 14 through line 19.

Strike: section 4 in its entirety

Renumber: subsequent sections

19. Page 3, line 21.

Following: "provider"

Strike: "shall not be"

SENATE JOURNAL
TENTH LEGISLATIVE DAY - JANUARY 15, 2021

Insert: "is not"

20. Page 3, line 24.

Strike: "state's"

21. Page 3, line 25.

Strike: "of"

Insert: "or omission that constitutes"

22. Page 3, line 25.

Strike: "subsection"

Insert: "section"

23. Page 4, line 3.

Following: the first "the"

Strike: "state's"

24. Page 4, line 23.

Following: "covid-19"

Strike: "shall not be"

Insert: "is not"

25. Page 4, line 26.

Strike: "an act of"

Insert: "an act or omission that constitutes"

26. Page 5, line 1.

Strike: "shall not be"

Insert: "is not"

27. Page 5, line 4.

Strike: "of"

Insert: "or omission that constitutes"

28. Page 5.

Following: line 6

Insert: "**NEW SECTION. Section 6. Affirmative defense -- reasonable measures consistent with regulations, orders, and guidance.** (1) In addition to all other defenses, a person may assert as an affirmative defense that the person took reasonable measures consistent with a federal or state statute, regulation, order, or public health guidance related to covid-19 that was applicable to the person or activity at issue at the time of the alleged injury.

(2) If two or more sources of public health guidance are applicable, a person does not breach a duty of care if the person took reasonable measures consistent with one applicable set of guidance.

(3) If a person proves the affirmative defense contained in this section, the affirmative defense

SENATE JOURNAL
TENTH LEGISLATIVE DAY - JANUARY 15, 2021

is a complete bar to any action relating to covid-19.

(4) This section may not be construed to impose liability on a person for failing to comply with a federal or state statute, regulation, order, or public health guidance related to covid-19."

Insert: "NEW SECTION. Section 7. Limitation on action. A government order, regulation, or guidance related to covid-19 may not create and may not be construed to create a new cause of action against any person with respect to the matters contained in the government order, regulation, or guidance."

Insert: "NEW SECTION. Section 8. Limitation on requirements. (1) If a federal or state statute, regulation, order, or public health guidance related to covid-19 recommends or requires the use of a face mask, a person is not required to ensure face masks are being used or a face mask is sufficient to stop the spread of covid-19 to meet the standard of care.

(2) If a federal or state statute, regulation, order, or public health guidance related to covid-19 recommends or requires temperature checks, a person is not required to conduct temperature checks before allowing a person to enter a premises if an individual entering the premises refuses to allow a temperature check.

(3) If a federal or state statute, regulation, order, or public health guidance related to covid-19 recommends or requires a vaccine, an individual is not required to receive a vaccine and a person is not required to ensure employees or agents are vaccinated to meet the standard of care."

Renumber: subsequent sections

29. Page 5, line 22.

Strike: "3"

Insert: "2"

30. Page 6, line 22.

Strike: "3"

Insert: "2"

31. Page 7.

Following: line 8

Insert: "**Section 10.** Section 70-24-303, MCA, is amended to read:

"70-24-303. Landlord to maintain premises -- agreement that tenant perform duties -- limitation of landlord's liability for failure of smoke detector or carbon monoxide detector. (1) ~~A~~ Subject to [section 3], a landlord:

(a) shall comply with the requirements of applicable building and housing codes materially affecting health and safety in effect at the time of original construction in all dwelling units where construction is completed after July 1, 1977;

(b) may not knowingly allow any tenant or other person to engage in any activity on the premises that creates a reasonable potential that the premises may be damaged or destroyed or that neighboring tenants may be injured;

(c) shall make repairs and do whatever is necessary to put and keep the premises in a fit and habitable condition;

(d) shall keep all common areas of the premises in a clean and safe condition;

(e) shall maintain in good and safe working order and condition all electrical, plumbing, sanitary,

SENATE JOURNAL
TENTH LEGISLATIVE DAY - JANUARY 15, 2021

heating, ventilating, air-conditioning, and other facilities and appliances, including elevators, supplied or required to be supplied by the landlord;

(f) shall, unless otherwise provided in a rental agreement, provide and maintain appropriate receptacles and conveniences for the removal of ashes, garbage, rubbish, and other waste incidental to the occupancy of the dwelling unit and arrange for their removal;

(g) shall supply running water and reasonable amounts of hot water at all times and reasonable heat between October 1 and May 1, except if the building that includes the dwelling unit is not required by law to be equipped for that purpose or the dwelling unit is so constructed that heat or hot water is generated by an installation within the exclusive control of the tenant; and

(h) shall install in each dwelling unit under the landlord's control an approved carbon monoxide detector, in accordance with rules adopted by the department of labor and industry, and an approved smoke detector, in accordance with rules adopted by the department of justice. Upon commencement of a rental agreement, the landlord shall verify that the carbon monoxide detector and the smoke detector in the dwelling unit are in good working order. The tenant shall maintain the carbon monoxide detector and the smoke detector in good working order during the tenant's rental period. For the purposes of this subsection (1)(h), an approved carbon monoxide detector, as defined in 70-20-113, and an approved smoke detector, as defined in 70-20-113, bear a label or other identification issued by an approved testing agency having a service for inspection of materials and workmanship at the factory during fabrication and assembly.

(2) If the duty imposed by subsection (1)(a) is greater than a duty imposed by subsections (1)(b) through (1)(h), a landlord's duty must be determined by reference to subsection (1)(a).

(3) A landlord and tenant of a one-, two-, or three-family residence may agree in writing that the tenant perform the landlord's duties specified in subsections (1)(f) and (1)(g) and specified repairs, maintenance tasks, alteration, and remodeling but only if the transaction is entered into in good faith and not for the purpose of evading the obligations of the landlord.

(4) A landlord and tenant of a one-, two-, or three-family residence may agree that the tenant is to perform specified repairs, maintenance tasks, alterations, or remodeling only if:

(a) the agreement of the parties is entered into in good faith and not for the purpose of evading the obligations of the landlord and is set forth in a separate writing signed by the parties and supported by adequate consideration;

(b) the work is not necessary to cure noncompliance with subsection (1)(a); and

(c) the agreement does not diminish the obligation of the landlord to other tenants in the premises.

(5) The landlord is not liable for damages caused as a result of the failure of the carbon monoxide detector or the smoke detector required under subsection (1)(h)."

Renumber: subsequent sections

32. Page 7.

Following: line 14

Insert: "NEW SECTION. Section 13. {standard} Severability. If a part of [this act] is invalid, all valid parts that are severable from the invalid part remain in effect. If a part of [this act] is invalid in one or more of its applications, the part remains in effect in all valid applications that are severable from the invalid applications."

Insert: "NEW SECTION. Section 14. {standard} Effective date. [This act] is effective on

SENATE JOURNAL
TENTH LEGISLATIVE DAY - JANUARY 15, 2021

passage and approval."

Insert: "NEW SECTION. Section 15. Retroactive applicability. [This act] applies retroactively, within the meaning of 1-2-109, to claims made on or after January 1, 2021."

Insert: "NEW SECTION. Section 16. Termination. [This act] terminates January 1, 2031."

And, as amended, do pass.

SB 70, do pass.

ENERGY AND TELECOMMUNICATIONS (Ankney, Chair): 1/14/2021

SB 14, do pass.

FISH AND GAME (Hinebauch, Chair): 1/14/2021

SB 61, do pass.

SB 62, do pass.

Without objection, committee reports were adopted.

MESSAGES FROM THE GOVERNOR

January 13, 2021

The Honorable Mark Blasdel
President, Montana State Senate
Helena, MT 59620

Dear President Blasdel:

In accordance with Montana Code Annotated Sections 5-5-301, I am submitting to you and the Senate the following judicial appointments made by former Governor Bullock during the recess of the legislature:

1st Judicial District (Broadwater and Lewis & Clark Counties)

MCA 3-1-1010

- Judge Chris Abbott, 811 East Broadway, Helena, MT 59601

8th Judicial District (Cascade County)

MCA 3-1-1010

- Judge Michele Reinhart Levine, 3021 Eighth Avenue South, Great Falls, MT 59405

SENATE JOURNAL
TENTH LEGISLATIVE DAY - JANUARY 15, 2021

18th Judicial District (Gallatin County)

- Judge Peter Ohman, 612 South 10th Avenue, Bozeman, MT 59715

I have included the appointees' application packets as received by the Judicial Nomination Commission.

I have asked Liane Taylor, my Boards and Appointments Advisor, to coordinate with your office and Legislative Services as these appointments move through the confirmation process. Ms. Taylor can be reached at extension 4405 or by email at liane.taylor@mt.gov.

Thank you for your consideration and service.

Sincerely,

GREG GIANFORTE
Governor

January 14, 2021

The Honorable Mark Blasdel
President, Montana State Senate
Helena, MT 59620

Dear President Blasdel:

In accordance with Montana Code Annotated Sections 5-5-301 and -302, I submit to you and the Montana Senate the following board appointments for confirmation.

Board of Public Education

MCA § 2-15-1508

I have appointed the following person to the Board of Public Education:

- **Susie Hedalen**, 391 Stagecoach, Townsend MT 59644, has been appointed to serve a term commencing February 1, 2021 and ending January 31, 2028. Ms. Hedalen fulfills the qualifications as a member from District 1 and is affiliated with the Republican party. Ms. Hedalen replaces Mary Jo Bremner, whose term expires January 31, 2021.

As required by MCA § 5-5-301, I am submitting to the Senate for confirmation the following persons who were appointed by former Governor Bullock under MCA § 2-16- 506 during the recess of the legislature:

SENATE JOURNAL
TENTH LEGISLATIVE DAY - JANUARY 15, 2021

- **Jeremiah Lynch**, lynchjeremiah69@gmail.com, Missoula, MT 59801, who was appointed by former Governor Bullock on May 1, 2020 and whose term expires January 31, 2027. Mr. Lynch fulfills the qualifications as a member from District 1 and is affiliated with the Democrat party.

In the event the Senate does not confirm Mr. Lynch, I appoint and request the Senate to confirm **Mary Heller**, 625 Montana Avenue, Havre MT 59501. Ms. Heller fulfills the qualifications as a member from District 2 and is affiliated with the Republican party. Ms. Heller would be filling the vacancy created upon non-confirmation of Mr. Lynch and would serve through January 31, 2027.

- **Sharon Carroll**, PO Box 463, Ekalaka MT 5932, who was appointed by former Governor Bullock on October 2, 2020 and whose term expires January 31, 2025. Ms. Carroll fulfills the qualifications as a member from District 2 and is affiliated with the Democrat party.

In the event the Senate does not confirm Ms. Carroll, I appoint and request the Senate to confirm **Jane Lee Hamman**, P.O. Box 164, Clancy, MT 59634. Ms. Hamman fulfills the qualifications as a member of District 2 and is affiliated with the Republican party. Ms. Hamman would be filling the vacancy created upon non-confirmation of Ms. Carroll and would serve through January 31, 2025.

Board of Regents of Higher Education
MCA § 2-15-1508

I have appointed the following person to the Board of Regents of Higher Education:

- **Todd Buchanan**, 14 N 24th St., Billings MT 59101, has been appointed to serve a term commencing February 1, 2021 and ending January 31, 2028. Mr. Buchanan fulfills the qualifications as a member of District 2 and is affiliated with the Republican party. Mr. Buchanan replaces Martha Sheehy whose term expires January 31, 2021.

As required by MCA § 5-5-301, I am submitting to the Senate for confirmation the following persons who were appointed by former Governor Bullock under MCA § 2-16- 506 during the recess of the legislature:

- **Amy Sexton**, PO Box 50777, Billings MT 59105, who was appointed by former Governor Bullock on July 1, 2020 and whose term expires June 30, 2021. Ms. Sexton meets the qualifications of student regent and District 2. I support the confirmation of Ms. Sexton.

- **Paul C Tuss**, 13 Spruce Drive, Havre, MT 59501, who was appointed by former Governor Bullock on February 14, 2020 and whose term expires January 31, 2027. Mr. Tuss meets the qualifications as a member of District 2 and is affiliated with the Democrat party.

In the event the Senate does not confirm Mr. Tuss, I appoint and request the Senate to confirm **Loren Bough**, PO Box 160909, Big Sky MT 59716. Mr. Bough fulfills the qualifications as a

SENATE JOURNAL
TENTH LEGISLATIVE DAY - JANUARY 15, 2021

member of District 1 and is affiliated with the Republican party. Mr. Bough would be filling the vacancy created upon non-confirmation of Mr. Tuss and would serve through January 31, 2027.

I have included the appointees' resumes, biography or other qualification documentation for your consideration.

I have asked Liane Taylor, my Boards and Appointments Advisor, to coordinate with your office and Legislative Services as these appointments move through the confirmation process. Ms. Taylor can be reached at extension 4405 or by email at liane.taylor@mt.gov.

Thank you for your consideration and service.

Sincerely,

GREG GIANFORTE
Governor

January 14, 2021

The Honorable Mark Blasdel
President, Montana State Senate
Helena, MT 59620

Dear President Blasdel:

In accordance with Montana Code Annotated Sections 5-5-301 and -302, I submit to you and the Montana Senate the following board appointments for confirmation.

Board of County Printing
MCA § 2-15-1026

As required by MCA § 5-5-301, I am submitting to the Senate for confirmation the following persons who were appointed by former Governor Bullock under MCA § 2-16- 506 during the recess of the legislature:

- **Jonathan McNiven**, PO Box 130, Huntley MT 59037, who was appointed by Governor Bullock on August 14, 2020 and whose term expires April 1, 2021. Mr. McNiven fulfills the qualification of a representative of the printing industry. I support the confirmation of Mr. McNiven.

- **David McCumber**, 496-5513, Butte MT 59701, who was appointed by former Governor Bullock on May 31, 2019 and whose term expires April 1, 2021. Mr. McCumber fulfills the qualification of a representative of the printing industry. I support the confirmation of Mr.

SENATE JOURNAL
TENTH LEGISLATIVE DAY - JANUARY 15, 2021

McCumber.

- **Laura Obert**, 515 Broadway, Townsend MT 59644, who was appointed by former Governor Bullock on May 31, 2019 and whose term expires April 1, 2021. Ms. Obert fulfills the qualification of a county commissioner member (Broadwater County).

In the event the Senate does not confirm Ms. Obert, I appoint and request the Senate to confirm **James Larson**, 162 McCoy Rd. Belt, MT 59412, Cascade County Commissioner. Mr. Larson fulfills the qualifications of a county commissioner member, would be filling the vacancy created upon non-confirmation of Ms. Obert, and would serve through April 1, 2021.

- **Carol Brooker**, PO Box 519, Thompson Falls, MT 59873, who was appointed by former Governor Bullock on May 31, 2019 and whose term expires April 1, 2021. Ms. Brooker fulfills the qualification of a county commissioner member (Sanders County).

In the event the Senate does not confirm Ms. Brooker, I appoint and request the Senate to confirm **Mary Armstrong**, PO Box 431, Glasgow MT 59230, Valley County Commissioner. Ms. Armstrong fulfills the qualifications of a county commissioner member, would be filling the vacancy created upon non-confirmation of Ms. Brooker and would serve through April 1, 2021.

Board of Investments

MCA § 2-15-1808

I have appointed the following persons to the Board of Investments:

- **Maggie Peterson**, 1055 Durant Canyon Rd, Anaconda, MT 59711, has been reappointed to serve a term commencing January 4, 2021 and ending January 5, 2025. Ms. Peterson fulfills the qualifications of a member of the Public Employees' Retirement System Board.

- **Jeff Greenfield**, 5624 Meadowmist, Shepherd, MT 59079, has been reappointed to serve a term commencing January 4, 2021 and ending January 5, 2025. Mr. Greenfield fulfills the qualifications of a member of the Teachers' Retirement System Board.

- **Jack Prothero**, 619 3rd Ave SW, Great Falls MT 59404, has been reappointed to serve a term commencing January 4, 2021 and ending January 5, 2025. Mr. Prothero fulfills the qualifications of a member informed and experienced in the subject of investments who represents financial community.

- **Mark Barry**, 210 Norris Road, Helena MT 59602, has been appointed to serve a term commencing January 4, 2021 and ending January 5, 2025. Mr. Barry fulfills the qualifications of a member informed and experienced in the subject of investments who represents financial community and replaces Jim Edwards whose term expired January 1, 2021.

- **Jeff Meredith**, 49 Commons Loop, Kalispell MT 59901, has been appointed to serve

SENATE JOURNAL
TENTH LEGISLATIVE DAY - JANUARY 15, 2021

a term commencing January 4, 2021 and ending January 5, 2025. Mr. Meredith fulfills the qualifications of a member informed and experienced in the subject of investments who represents small business and replaces Mark Neonnig whose term expired January 1, 2021.

Board of Veterans' Affairs
MCA § 2-15-1205

I have appointed the following person to the Board of Veterans' Affairs:

- **Charlotte Snyder**, 403 S Harris St, Helena MT 59601, has been appointed to serve a term commencing August 1, 2021 and ending July 31, 2025. Ms. Snyder fulfills the qualifications of Region 3 representative and will replace Clarence Sivertsen when his term expires August 1, 2021.

As required by MCA § 5-5-301, I am submitting to the Senate for confirmation the following persons who were appointed by former Governor Bullock under MCA § 2-16- 506 during the recess of the legislature:

- **Jen Dalrymple**, 113 Ravenwood Ridge Rd, Townsend MT, 59644 who was appointed by former Governor Bullock on November 13, 2020 and whose term expires July 31, 2023. Ms. Dalrymple fulfills the qualifications of an honorable discharged veteran who serves as an at large representative. I support the confirmation of Ms. Dalrymple.

- **Richard Klose**, 511 Cottonwood Ave., Laurel MT 59044 who was appointed by former Governor Bullock on November 13, 2020 and whose term expires July 31, 2022. Mr. Klose fulfills the qualifications of Region 4 representative. I support the confirmation of Mr. Klose.

- **Michael Stone**, 249 O'Brien Terrace N, Big Fork, MT 59911, who was appointed by former Governor Bullock on February 28, 2020 and whose term expires August 1, 2023. Mr. Stone fulfills the qualifications of an honorably discharged member. I support the confirmation of Mr. Stone.

- **Kurt Nelson**, monda78@gmail.com, Scobey, MT 59263, who was appointed by former Governor Bullock on November 6, 2020 and whose term expires July 31, 2024. Mr. Nelson fulfills the qualifications of Region 5 representative.

In the event the Senate does not confirm Mr. Nelson, I appoint and request the Senate to confirm **Klayton Carroll**, 34797 First St., Sidney MT 59270. Mr. Carroll fulfills the qualifications of Region 5 representative, would be filling the vacancy created upon non- confirmation of Mr. Nelson, and would serve through July 31, 2024.

- **Mitch Godfrey**, 949-3660, Townsend MT 59644 who was appointed by former Governor Bullock on February 28, 2020 and whose term expires July 31, 2022. Mr. Nelson fulfills the qualifications of Region 2 representative.

SENATE JOURNAL
TENTH LEGISLATIVE DAY - JANUARY 15, 2021

In the event the Senate does not confirm Mr. Godfrey, I appoint and request the Senate to confirm **Brett Cusker**, 836 Hyalite View Dr., Bozeman, MT 59718. Mr. Cusker fulfills the qualifications of Region 2 representative, would be filling the vacancy created upon non-confirmation of Mr. Godfrey, and would serve through July 31, 2022.

- **Paul Little Light**, 1025 Rangeview Drive, Hardin MT 59022 who was appointed by former Governor Bullock on February 28, 2020 and whose term expires July 31, 2023. Mr. Little Light fulfills the qualifications of an honorably discharged tribal member.

In the event the Senate does not confirm Mr. Little Light, I appoint and request the Senate to confirm **Ryan Luchau**, 6035 Shawn Drive, Helena MT 59602. Mr. Luchau fulfills the qualifications of a member with experience related to veterans' issues, would be filling the vacancy created upon non-confirmation of Mr. Little Light and would serve through August 1, 2023.

- **Gary Swartz**, Missoula MT 59808, who was appointed by former Governor Bullock on February 28, 2020 and whose term expires July 31, 2023. Mr. Swartz fulfills the qualifications of a member with experience related to veterans' issues.

In the event the Senate does not confirm Mr. Swartz, I appoint and request the Senate to confirm **Barb Skelton**, 7256 Hwy 3, Billings MT 59106, 6035 Shawn Drive, Helena MT 59602. Ms. Skelton fulfills the qualifications of a member with experience related to veterans' issues, would be filling the vacancy created upon non-confirmation of Mr. Swartz and would serve through July 1, 2023.

- **Brenda York**, 20 Robins Nest Lane, Belgrade MT 59714, who was appointed by former Governor Bullock on February 28, 2020 and whose term expires July 31, 2022. Ms. York fulfills the qualifications of a member with experience related to veterans' issues.

In the event the Senate does not confirm Ms. York, I appoint and request the Senate to confirm **Dean Rehbein**, 2002 Diamond Lil Cluster, Missoula MT 59808. Mr. Rehbein fulfills the qualifications of a member with experience related to veterans' issues, would be filling the vacancy created upon non-confirmation of Ms. York and would serve through July 31, 2022.

Facility Finance Authority
MCA § 2-15-1815

I have appointed the following persons to the Facility Finance Authority:

- **Mel Reinhardt**, 733 Highland Park Drive, Billings, MT 59102, has been appointed to serve a term commencing January 4, 2021 and ending January 5, 2025. Mr. Reinhardt fulfills the qualifications as a member and replaces Jan Bastian whose term expired January 3, 2021.

- **Jade Goroski**, PO Box 1065, Shelby MT 59474, has been appointed to serve a term commencing January 4, 2021 and ending January 5, 2025. Mr. Goroski fulfills the qualifications

SENATE JOURNAL
TENTH LEGISLATIVE DAY - JANUARY 15, 2021

as a member and replaces James Kearns whose term expired January 3, 2021.

- **John Iverson**, 1437 Helena Ave, Helena MT 59601, has been appointed to serve a term commencing January 4, 2021 and ending January 5, 2025. Mr. Iverson fulfills the qualifications as a member and replaces Larry Putnam whose term expired January 3, 2021.

- **Vu Pham**, 3012 N 27th Ave, Billings MT 59101, has been appointed to serve a term commencing January 4, 2021 and ending January 5, 2025. Mr. Pham fulfills the qualifications of attorney and replaces John Rogers whose term expired January 3, 2021.

Public Employees Retirement System Board
MCA § 2-15-1009

I have appointed the following person to the Public Employees Retirement System Board:

- **Richard Hickel**, 144 Greenbriar Drive, Kalispell, MT 59901, has been appointed to serve a term commencing April 1, 2021 and ending March 31, 2025. Mr. Hickel fulfills the qualifications of a public member and replaces Dave Severson whose term will expire March 31, 2021.

As required by MCA § 5-5-301, I am submitting to the Senate for confirmation the following persons who were appointed by former Governor Bullock under MCA § 2-16- 506 during the recess of the legislature:

- **Terri Hogan**, PO Box 765, Helena MT 59624, who was appointed by former Governor Bullock on February 28, 2020 and whose term expires March 31, 2022. Ms. Hogan fulfills the qualifications of a public employee who is an active member of a public retirement system who is a member of the defined contribution plan.

In the event the Senate does not confirm Ms. Hogan, I appoint and request the Senate to confirm **Sonja Woods**, 16 S. Stacy Ave., Miles City MT. Ms. Woods fulfills the qualifications of a public employee who is an active member of a public retirement system who is a member of the defined contribution plan. Ms. Woods would be filling the vacancy created upon non-confirmation of Ms. Hogan and would serve through March 31, 2022.

- **Aaron Pratt**, 830 Floweree St., Helena MT 59601, who was appointed by former Governor Bullock on February 28, 2020 and whose term expires March 31, 2024. Mr. Pratt fulfills the qualifications of a public employee who is an active member of a public retirement system.

In the event the Senate does not confirm Mr. Pratt, I appoint and request the Senate to confirm **Jason Strouf**, 1010 Main Street, Ste. 22, Miles City, MT 59301. Mr. Strouf fulfills the qualifications of a public employee who is an active member of a public retirement system, would be filling the vacancy created upon non-confirmation of Mr. Pratt and would serve through March 31, 2024.

SENATE JOURNAL
TENTH LEGISLATIVE DAY - JANUARY 15, 2021

- **Dustin Lurette**, 609 Hagan Road, Helena MT 59602, who was appointed by former Governor Bullock on November 13, 2020 and whose term expires March 31, 2025. Mr. Lurette fulfills the qualifications of a public employee who is an active member of a public retirement system.

In the event the Senate does not confirm Mr. Lurette, I appoint and request the Senate to confirm **Terry Halpin**, PO Box 35030, Billings MT 59107. Ms. Halpin fulfills the qualifications of a public employee who is an active member of a public retirement system, would be filling the vacancy created upon non-confirmation of Mr. Lurette and would serve through March 31, 2025.

State Lottery Commission
MCA § 23-7-201

I have appointed the following persons to the State Lottery Commission:

- **Steve Morris**, 507 Geddis, Helena MT 59601 has been appointed to serve a term commencing January 4, 2021 and ending January 5, 2025. Mr. Morris fulfills the qualifications of a public member and replaces Wilbur Rehmann whose term expired January 3, 2021.

- **Steve Lavin**, PO Box 11241, Kalispell MT 59904 has been appointed to serve a term commencing January 4, 2021 and ending January 5, 2025. Mr. Lavin fulfills the qualifications of five years experience as a law enforcement officer and replaces Jessica Kynet whose term expired January 3, 2021.

As required by MCA § 5-5-301, I am submitting to the Senate for confirmation the following persons who were appointed by former Governor Bullock under MCA § 2-16- 506 during the recess of the legislature:

- **John Tarr**, PO Box 6391, Helena MT 59604, who was appointed by former Governor Bullock on July 3, 2019 and whose term expires January 1, 2022. Mr. Tarr fulfills the qualifications of a public member.

In the event the Senate does not confirm Mr. Tarr, I appoint and request the Senate to confirm **Dwaine Iverson**, 301 First Street S, Shelby MT 59474. Mr. Iverson fulfills the qualifications of a public member, would be filling the vacancy created upon non- confirmation of Mr. Tarr, and would serve through January 1, 2022.

I have included the appointees' resumes, biography or other qualification documentation for your consideration.

I have asked Liane Taylor, my Boards and Appointments Advisor, to coordinate with your office and Legislative Services as these appointments move through the confirmation process. Ms. Taylor can be reached at extension 4405 or by email at liane.taylor@mt.gov.

SENATE JOURNAL
TENTH LEGISLATIVE DAY - JANUARY 15, 2021

Thank you for your consideration and service.

Sincerely,

GREG GIANFORTE
Governor

January 14, 2021

The Honorable Mark Blasdel
President, Montana State Senate
Helena, MT 59620

Dear President Blasdel:

In accordance with Montana Code Annotated Sections 5-5-301 and -302, I submit to you and the Montana Senate the following board appointments for confirmation.

I have appointed the following persons to the State Banking Board:

State Banking Board
MCA § 2-15-1025

- **Loren Brown**, 8395 Applegate Drive, Helena MT 59602 has been appointed to serve a term commencing on July 1, 2021 and ending June 30, 2024. Mr. Brown fulfills the qualification as an active state bank member and replaces Kay Clevidence whose term expires June 30, 2021.

- **Sarah Converse**, 221 16th Avenue South, Great Falls, MT 59405 has been appointed to serve a term commencing on July 1, 2021 and ending June 30, 2024. Ms. Converse fulfills the qualification as a public member and replaces Dave Madison.

As required by MCA § 5-5-301, I am submitting to the Senate for confirmation the following persons who were appointed by former Governor Bullock under MCA § 2-16-506 during the recess of the legislature:

- **Thomas Swenson**, 201 University Avenue, Missoula MT 59801, whose term expires June 30, 2023. Mr. Swenson fulfills the requirements as a state bank member. I support the confirmation of Mr. Swenson.

- **Bill Davies**, Billings, 2335 Crimson Lane, Billings MT 59106, whose term expires June 30, 2022. Mr. Davies fulfills the requirements of a national bank member. I support the confirmation of Mr. Davies.

SENATE JOURNAL
TENTH LEGISLATIVE DAY - JANUARY 15, 2021

- **Jennifer McGinnis**, 2101 Dearborn Ave, Missoula MT 59801, whose term expires June 30, 2022. Ms. McGinnis fulfills the qualifications of a public member.

In the event the Senate does not confirm Ms. McGinnis, I appoint and request the Senate to confirm **Kevin Davis**, kevin@bigskycommerce.com, Missoula MT 59808, who fulfills the qualifications of a public member, would be filling the vacancy created upon non-confirmation of Ms. McGinnis and would serve through June 30, 2022.

- **Tony Ennenga**, PO Box 989, Miles City, MT 59019, whose term expires, July 1, 2023.

In the event the Senate does not confirm Mr. Ennenga, I appoint and request the Senate to confirm **Sherry Essman**, 3130 McMasters Rd, Billings MT 59106, who fulfills the qualifications of a public member, would be filling the vacancy created upon non-confirmation of Mr. Ennenga and would serve through June 30, 2023.

Board of Horseracing
MCA § 2-15-1809

I have appointed the following persons to the Board of Horseracing:

- **Jody Smith**, 67 Hutchison Lane, Miles City, MT 59301, has been reappointed to serve a term commencing January 4, 2021 and ending January 1, 2024. Mr. Smith fulfills the qualifications of District 1 member.

- **John Hayes**, PO Box 6807, Great Falls, MT 59406, has been reappointed to serve a term commencing January 4, 2021 and ending January 1, 2024. Mr. Hayes fulfills the qualifications of District 3 member.

As required by MCA § 5-5-301, I am submitting to the Senate for confirmation the following persons who were appointed by former Governor Bullock under MCA § 2-16-506 during the recess of the legislature:

- **Barry Stang**, 501 N. Sanders, Helena MT 59601, whose term expires January 1, 2023. Mr. Stang fulfills the qualifications as District 4 member. I support the confirmation of Mr. Stang.

- **Ralph Young**, 390 Rapelje Road, Columbus MT 59019, whose term expires January 1, 2023. Mr. Young fulfills the qualifications as a member of the horseracing industry. I support the confirmation of Mr. Young.

Board of Housing
MCA § 2-15-1814

I have appointed the following persons to the Board of Housing:

SENATE JOURNAL
TENTH LEGISLATIVE DAY - JANUARY 15, 2021

- **Adam Hertz**, 10414 Royal Coachman Drive, Missoula MT 59808 has been appointed to serve a term commencing January 4, 2021 and ending January 5, 2025. Mr. Hertz fulfills the requirements as a member and replaces Johnnie McCluskey.
- **Cari Ytturi**, 437 Park Garden Rd, Great Falls, MT 59404 has been appointed to serve a term commencing January 4, 2021 and ending January 5, 2025. Ms. Ytturi fulfills the requirements as a member and replaces Eric Schindler.
- **Charles Robison**, 622 Harrison Avenue, Helena MT 59601, has been appointed to serve a term commencing January 4, 2021 and ending January 5, 2025. Mr. Robison fulfills the requirements as an attorney and replaces Patrick Melby.
- **Bruce Posey**, 2715 Riveroaks Drive, Billings MT 59105, has been appointed to serve a term commencing January 4, 2021 ending January 5, 2025. Mr. Posey fulfills the requirements as a member and replaces Amber Sunsted.

Board of Personnel Appeals

MCA § 2-15-1705

I have appointed the following persons to the Board of Personnel Appeals:

- **Jenny Springer**, 617 N 9th Street, Livingston MT 59047, has been reappointed to serve a term commencing January 4, 2021 and ending January 5, 2025. Ms. Springer fulfills the qualifications of representation of management in collective bargaining.
- **Clint Penny**, PO Box 1286, Butte MT 59635, has been appointed to serve a term commencing January 4, 2021 and ending January 5, 2025. Mr. Penny fulfills the Union employee requirement and replaces Quinton Nyman.
- **Stacey Yates**, Colstrip, MT 59323 has been appointed to serve a term commencing January 4 and ending January 5, 2025. Mr. Yates fulfills the Union employee requirement and replaces James Soumas.

As required by MCA § 5-5-301, I am submitting to the Senate for confirmation the following person who was appointed by former Governor Bullock under MCA § 2-16-506 during the recess of the legislature:

- **Anne MacIntyre**, 2950 Spokane Creek Road, East Helena MT 59635 was appointed on January 17, 2020. Ms. MacIntyre fulfills the qualifications of general labor-management experience.

In the event the Senate does not confirm Ms. MacIntyre, I appoint and request the Senate to confirm **Brian Hopkins**, 3204 Jasper Road, Great Falls MT 59404, who fulfills the qualifications of attorney and general labor-management experience, would be filling the vacancy created upon the non-confirmation of Ms. MacIntyre and would serve through July 1, 2023.

SENATE JOURNAL
TENTH LEGISLATIVE DAY - JANUARY 15, 2021

Commission for Human Rights

MCA § 2-15-1706

I have appointed the following persons to the Commission for Human Rights:

- **Deb Broadbent**, 202 Main Street, Kalispell MT 59903, has been appointed to serve a term commencing January 25, 2021 and ending January 5, 2025. Ms. Broadbent fulfills the qualification of public representative and replaces Mike Murray.

- **Curtis Almy**, 28 N Montana Ave, Miles City, MT 59301, has been appointed to serve a term commencing January 25, 2021 and ending January 5, 2025. Mr. Almy fulfills the qualifications of a public member and replaces Stephanie Baucus.

- **Peter Damrow**, 175 North 27th St. Ste. 101, Billings MT 59106, has been appointed to serve a term commencing January 25, 2021 and ending January 5, 2025. Mr. Damrow fulfills the attorney requirement and replaces Tim Tatarka.

As required by MCA § 5-5-301, I am submitting to the Senate for confirmation the following person who was appointed by former Governor Bullock under MCA § 2-16-506 during the recess of the legislature:

- **Margaret Campbell**, 212 Tiber Drive, Havre MT 59501 who was appointed September 20, 2019.

In the event the Senate does not confirm Ms. Campbell, I appoint and request the Senate to confirm **Richard Bartos**, 1121 Choteau, Helena MT 59601. Mr. Bartos fulfills the qualifications of the public member, would be filling the vacancy created upon the non-confirmation of Ms. Campbell and would serve through January 1, 2023.

State Compensation Insurance Fund Board of Directors (State Fund)

MCA § 2-15-1019

I have appointed the following persons to the State Fund:

- **Richard Miltenberger**, 218 Lump Gulch Road, Clancy MT, 59634 to serve a term commencing April 1, 2021 and ending March 31, 2025. Mr. Miltenberger fulfills the requirement for an insurance executive with management experience and replaces Cliff Larsen.

- **Michael Marsh**, Po Box 20151, Billings MT 59104 to serve a term commencing April 1, 2021 and ending March 31, 2025. Mr. Marsh fulfills the qualifications of a licensed insurance producer and replaces Lance Zanto.

- **John Maxness**, 2430 Airport Road, Helena MT 59601 to serve a term commencing April 1, 2021 and ending March 31, 2025. Mr. Maxness fulfills the qualifications of a private enterprise policy holder and replaces Jim Molloy.

SENATE JOURNAL
TENTH LEGISLATIVE DAY - JANUARY 15, 2021

- **Karen Fagg**, 3053 Thousand Oaks, Billings MT 59102 to serve a term commencing April 1, 2021 and ending March 31, 2025. Ms. Fagg fulfills the qualifications of the public representative and replaces Lynda Moss.

As required by MCA § 5-5-301, I am submitting to the Senate for confirmation the following person who was appointed by former Governor Bullock under MCA § 2-16-506 during the recess of the legislature:

- **Matthew Mohr**, 4207 Brenden St, Bozeman, MT 59718, who was appointed on September 13, 2019 and whose term expires on March 31, 2023. Mr. Mohr fulfills the qualifications of a policy holder.

In the event the Senate does not confirm Mr. Mohr, I appoint and request the Senate to confirm **Curt Laingel**, 7810 Scandia Road, Shepherd MT 59079. Mr. Laingel fulfills the qualifications of a policy holder in private enterprise, would be filling the vacancy created upon the non-confirmation of Mr. Mohr and would serve through March 31, 2023.

Unemployment Insurance Appeals Board
MCA § 2-15-1709

I have appointed the following positions to the Unemployment Insurance Appeals Board:

- **Laura Fix**, 2445 York Road, Helena MT 59602 to serve a term commencing January 4, 2021 and ending January 5, 2025. Ms. Fix fulfills the qualifications of a private sector business and replaces Brian Boland.

- **Ruthanne Hansen**, 1810 Winne, Helena MT 59601 to serve a term commencing January 4, 2021 and ending January 5, 2025. Ms. Hansen fulfills the substitute public member requirement and replaces Sara Novak.

- **Chris Gallus**, 1423 East Otter Road, Helena MT 59602, to serve a term commencing January 4, 2021 and ending January 5, 2025. Mr. Gallus fulfills the attorney and public member requirement and replaces Bob Murdo.

I have included the appointees' resumes, biography or other qualification documentation for your consideration.

I have asked Liane Taylor, my Boards and Appointments Advisor, to coordinate with your office and Legislative Services as these appointments move through the confirmation process. Ms. Taylor can be reached at extension 4405 or by email at liane.taylor@mt.gov.

SENATE JOURNAL
TENTH LEGISLATIVE DAY - JANUARY 15, 2021

Thank you for your consideration and service.

Sincerely,

GREG GIANFORTE
Governor

January 14, 2021

The Honorable Mark Blasdel
President, Montana State Senate
Helena, MT 59620

Dear President Blasdel:

In accordance with Montana Code Annotated Sections 5-5-301 and -302, I submit to you and the Montana Senate the following board appointments for confirmation.

Board of Public Accountants

MCA § 2-15-1756

As required by MCA § 5-5-301, I am submitting to the Senate for confirmation the following persons who were appointed by former Governor Bullock under MCA § 2-16-506 during the recess of the legislature:

- **Ranetta Jones**, Billings. I support the confirmation of Ms. Jones.
- **Cindy Willis**, Lake. I support the confirmation of Ms. Willis.

Board of Architects and Landscape Architects

MCA § 2-15-1761

As required by MCA § 5-5-301, I am submitting to the Senate for confirmation the following person who was appointed by former Governor Bullock under MCA § 2-16-506 during the recess of the legislature:

- **Bayliss Ward**, Bozeman. I support the confirmation of Mr. Ward.

Board of Barbers and Cosmetologists

MCA § 2-15-1747

As required by MCA § 5-5-301, I am submitting to the Senate for confirmation the following persons who were appointed by former Governor Bullock under MCA § 2-16-506 during the recess of the legislature:

SENATE JOURNAL
TENTH LEGISLATIVE DAY - JANUARY 15, 2021

- **Bryan Kirkland**, Bozeman. I support the confirmation of Mr. Kirkland.
- **Barbara Jenkins**, Kalispell. I support the confirmation of Ms. Jenkins.
- **Lauren Hansen**, Missoula. I support the confirmation of Ms. Hansen.

State Electrical Board

MCA § 2-15-1764

As required by MCA § 5-5-301-301, I am submitting to the Senate for confirmation the following persons who were appointed by former Governor Bullock under MCA § 2-16-506 during the recess of the legislature:

- **Rick Hutchinson**, Black Eagle. Mr. Hutchinson fulfills the Master licensed electrical contractor requirement. I support the confirmation of Mr. Hutchinson.

- **Scott Wilson**, Great Falls, whose term expires July 1, 2025.

In the event that Mr. Wilson is not confirmed by the Senate, I appoint and request that the Senate confirm, **Derrick Hedalen**, 391 Stagecoach Lane, Townsend MT 59644, who fulfills the qualifications as a licensed electrician. Mr. Hedalen would be filling the vacancy created upon non-confirmation of Mr. Wilson and would serve through July 1, 2025.

Board of Professional Engineers and Surveyors

MCA § 2-15-1763

As required by MCA § 5-5-301, I am submitting to the Senate for confirmation the following persons who were appointed by former Governor Bullock under MCA § 2-16-506 during the recess of the legislature:

- **Raymond Gross**, Dillon. I support the confirmation of Mr. Gross.
- **Ruhul Amin**, Bozeman. I support the confirmation of Mr. Amin.
- **Thomas Pankratz**, Clancy. I support the confirmation of Mr. Pankratz.
- **Deb Poteet**, Missoula. I support the confirmation of Ms. Poteet.

Board of Funeral Services

MCA § 2-15-1743

I have appointed the following persons to the Board of Funeral Services:

- **Ralph Mihfeld**, 601 West Main, Lewistown MT 59457, who has been appointed to a term of service commencing July 1, 2021 and ending June 30, 2025. Mr. Mihfeld fulfills the requirements of Crematory Operator and replaces Michael Thompson.

As required by MCA § 5-5-301, I am submitting to the Senate for confirmation the following person who was appointed by former Governor Bullock under MCA § 2-16-506 during the recess of the legislature:

SENATE JOURNAL
TENTH LEGISLATIVE DAY - JANUARY 15, 2021

- **Tyson Moore**, 711 Marshall Street, Missoula MT 59801, whose term expires July 1, 2024. Mr. Moore fulfills the requirements of a licensed mortician. I support the confirmation of Mr. Moore.

Board of Plumbers
MCA § 2-15-1765

As required by MCA § 5-5-301, I am submitting to the Senate for confirmation the following persons who were appointed by former Governor Bullock under MCA § 2-16-506 during the recess of the legislature:

- **Denver Fraser**, Clancy. I support the confirmation of Mr. Fraser.
- **Brandon Shaw**, Butte. I support the confirmation of Mr Shaw.
- **Mykal Jorgenson**, Billings. I support the confirmation of Mr. Jorgenson.
- **Scott Lemert**, Livingston. I support the confirmation of Mr. Lemert.
- **Jeffrey Gruizenga**, Billings. I support the confirmation of Mr. Gruizenga.
- **Steve Roll**, Forsyth. I support the confirmation of Mr. Roll.
- **Trudi Schmidt**, Great Falls. I support the confirmation of Ms. Schmidt.
- **Craig Gilchrist**, Glasgow. I support the confirmation of Mr. Gilchrist.

Board of Private Security
MCA § 2-15-1781

As required by MCA § 5-5-301, I am submitting to the Senate for confirmation the following persons who were appointed by former Governor Bullock under MCA § 2-16-506 during the recess of the legislature:

- **Darren Bayliss**, Billings. I support the confirmation of Mr. Bayliss.
- **Dirk Bauwens**, Billings. I support the confirmation of Mr. Bauwens.
- **Charles Pesola**, Somers. I support the confirmation of Mr. Pesola.

Board of Real Estate Appraisers
MCA § 2-15-1758

As required by MCA § 5-5-301, I am submitting to the Senate for confirmation the following persons who were appointed by former Governor Bullock under MCA § 2-16-506 during the recess of the legislature:

- **Peter Fontana**, Great Falls. I support the confirmation of Mr. Fontana.
- **George Luther**, Miles City. I support the confirmation of Mr. Luther.
- **Julie Forbes**, Jefferson City. I support the confirmation of Ms. Forbes.
- **Gregory Thornquist**, Helena. I support the confirmation of Mr. Thornquist.
- **Myles Link**, Missoula. I support the confirmation of Mr. Link.

SENATE JOURNAL
TENTH LEGISLATIVE DAY - JANUARY 15, 2021

Board of Realty Regulation

MCA § 2-15-1757

As required by MCA § 5-5-301, I am submitting to the Senate for confirmation the following persons who were appointed by former Governor Bullock under MCA § 2-16-506 during the recess of the legislature:

- **Kevin Wetherell**, Seeley Lake. I support the confirmation of Mr. Wetherell.
- **Eric Ossorio**, Big Sky. I support the confirmation of Mr. Ossorio.
- **Dan Wagner**, Billings. I support the confirmation of Mr. Wagner.
- **Julie Gardner**, Missoula. I support the confirmation of Ms. Gardner.
- **Josh Peck**, Butte. I support the confirmation of Mr. Peck.

I have included the appointees' resumes, biography or other qualification documentation for your consideration.

I have asked Liane Taylor, my Boards and Appointments Advisor, to coordinate with your office and Legislative Services as these appointments move through the confirmation process. Ms. Taylor can be reached at extension 4405 or by email at liane.taylor@mt.gov.

Thank you for your consideration and service.

Sincerely,

GREG GIANFORTE
Governor

January 14, 2021

The Honorable Mark Blasdel
President, Montana State Senate
Helena, MT 59620

Dear President Blasdel:

In accordance with Montana Code Annotated Sections 5-5-301 and -302, I submit to you and the Montana Senate the following board appointments for confirmation.

Board of Pardons and Parole

MCA § 2-15-2305

I have appointed the following person to the Board of Pardons and Parole:

SENATE JOURNAL
TENTH LEGISLATIVE DAY - JANUARY 15, 2021

- **Steve Hurd**, 607 Roundhouse Dr., Laurel, MT 59044, has been reappointed to serve a term commencing January 4, 2021 and ending January 1, 2027. Mr. Hurd fulfills the qualifications of criminal justice requirements and replaces Renee Bauer whose term expired January 1, 2021.

Public Safety Officer Standards and Training Council
MCA §§ 2-15-2029; 44-4-402

I have appointed the following persons to the Public Safety Officer Standards and Training Council:

- **Leo Dutton**, 406 Fuller Ave, Helena MT 59601, has been reappointed to serve a term commencing January 4, 2021 and ending January 5, 2025. Mr. Dutton fulfills the qualifications of the Board of Crime Control representative.

- **Connor Smith**, 2550 Prospect Ave, Helena MT 59601, has been appointed to serve a term commencing January 4, 2021 and ending January 5, 2025. Mr. Smith fulfills the qualifications of a state government law enforcement representative and replaces John Strandell whose term ended January 3, 2021.

- **Bill Smith**, 920 S Main St., Ste. 101, Kalispell MT 59901, has been appointed to serve a term commencing January 4, 2021 and ending January 5, 2025. Mr. Smith fulfills the qualifications of a detention center administrator or detention officer and replaces Jason Jarrett whose term ended January 3, 2021.

- **Jesse Slaughter**, 3800 Ulm North Frontage Rd, Great Falls MT 59404, has been appointed to serve a term commencing January 4, 2021 and ending January 5, 2025. Mr. Slaughter fulfills the qualifications of a sheriff and replaces Tony Harbaugh whose term ended January 3, 2021.

- **Jim Thomas**, PO Box 503, Canyon Creek, MT 59633, has been reappointed to serve a term commencing January 4, 2021 and ending January 5, 2025. Mr. Thomas fulfills the qualifications of a public member informed and experienced in law enforcement.

- **Kimberly Burdick**, 914 River Street, Ft. Benton, MT 59422, has been reappointed to serve a term commencing January 4, 2021 and ending January 5, 2025. Ms. Burdick fulfills the qualifications of a public member informed and experienced in law enforcement.

I have included the appointees' resumes, biography or other qualification documentation for your consideration.

I have asked Liane Taylor, my Boards and Appointments Advisor, to coordinate with your office and Legislative Services as these appointments move through the confirmation process. Ms. Taylor can be reached at extension 4405 or by email at liane.taylor@mt.gov.

SENATE JOURNAL
TENTH LEGISLATIVE DAY - JANUARY 15, 2021

Thank you for your consideration and service.

Sincerely,

GREG GIANFORTE
Governor

January 14, 2021

The Honorable Mark Blasdel
President, Montana State Senate
Helena, MT 59620

Dear President Blasdel:

In accordance with Montana Code Annotated Sections 5-5-301 and -302, I submit to you and the Montana Senate the following board appointments for confirmation.

Coal Board
MCA § 2-15-1821

I have appointed the following persons to the Montana Coal Board:

- **Hal Fuglevand**, 4242 Huckleberry Lane S., Billings MT 59106, has been appointed to serve a term commencing January 4, 2021 and ending January 5, 2025. Mr. Fuglevand fulfills the qualifications of District 2 in an impact area and replaces John Williams whose term expired January 3, 2021.

- **Catherine Laughner**, PO Box 161501, Big Sky MT 59716, has been appointed to serve a term commencing January 4, 2021 and ending January 5, 2025. Ms. Laughner fulfills the qualifications of District 1 and attorney and replaces Amber Henning whose term expired January 3, 2021.

- **Pat Lorello**, 120 Antelope Ridge Road, Belgrade, MT 59714 has been appointed to serve a term commencing January 4, 2021 and ending January 5, 2025. Mr. Lorello fulfills the qualifications of District 1, engineering and replaces Sean Smith whose term expired January 3, 2021.

- **Jon Wells**, Route 1, Box 1201, Hardin MT 59034, has been appointed to serve a term commencing January 4, 2021 and ending January 5, 2025. Mr. Wells fulfills the qualifications of District 2, impact area and business and replaces Sidney Fitzpatrick whose term expired January 3, 2021.

SENATE JOURNAL
TENTH LEGISLATIVE DAY - JANUARY 15, 2021

**Hard-Rock Mining Impact Board of
MCA § 2-15-1822**

I have appointed the following persons to the Hard-Rock Mining Impact Board:

- **Jerry Bennett**, 784 Taylor Road, Libby MT 59923, has been appointed to serve a term commencing January 4, 2021 and ending January 5, 2025. Mr. Bennett fulfills the qualifications of elected county commissioner, resides in District 1 and replaces Jane Weber whose term expires on January 22, 2021 when she resigns as Cascade County Commissioner.

- **Mark Thompson**, 406-496-3211, Butte MT 59701, has been reappointed to serve a term commencing January 4, 2021 and ending January 5, 2025. Mr. Thompson fulfills the qualifications of mining representative, impact area and District 1.

- **Ray Sheldon**, PO Box 155, Huntley, MT 59037, has been appointed to serve a term commencing January 4, 2021 and ending January 5, 2025. Mr. Sheldon fulfills the qualifications of a public member and District 2, and replaces John Rogers whose term expired January 3, 2021.

- **Clint Rech**, 32 Central Ave. N, Harlowton, MT 59036, has been appointed to serve a term commencing January 4, 2021 and ending January 5, 2025. Mr. Rech fulfills the qualifications of a representative of a financial institution located in District 2 and replaces Keith Kelly whose term expired January 3, 2021.

**Pacific Northwest Electric Power and Conservation Planning Council
MCA § 90-4-402**

I have appointed the following persons to the Pacific Northwest Electric Power and Conservation Planning Council:

- **Doug Grob**, 210 Drake Drive, Kalispell MT 59901, has been appointed to serve a term commencing January 3, 2021 and ending January 5, 2025. Mr. Grob fulfills the qualifications of a member and resides in a county served by an electrical cooperative that receives at least one-third of its power supply from Bonneville Power Administration. Mr. Grob replaces Bo Downen whose term expired January 3, 2021.

- **Mike Milburn**, mmilburn@mcn.net, Cascade MT, has been appointed to serve a term commencing January 3, 2021 and ending January 5, 2025. Mr. Milburn fulfills the qualifications of a member and replaces Jennifer Anders whose term expired January 3, 2021.

**Board of Oil and Gas Conservation
MCA § 2-15-3303**

I have appointed the following persons to the Board of Oil and Gas Conservation:

SENATE JOURNAL
TENTH LEGISLATIVE DAY - JANUARY 15, 2021

- **Gary "Mac" McDermott**, PO Box 716, Shelby MT 59474, has been reappointed to serve a term commencing January 3, 2021 and ending January 5, 2025. Mr. McDermott fulfills the qualifications of a member of the oil and gas industry.

- **Corey Welter**, PO Box 80232, Billings MT 59108 has been reappointed to serve a term commencing January 3, 2021 and ending January 5, 2025. Mr. Welter fulfills the qualifications of a member of the oil and gas industry.

- **Jeff Wivholm**, 225 Flandrem Road, Medicine Lake MT 59247, has been appointed to serve a term commencing January 3, 2021 and ending January 5, 2025. Mr. Wivholm fulfills the qualifications of a landowner with minerals and replaces Dennis Trudell whose term expired January 3, 2021.

- **Roy Brown**, 1810 Poly Drive, Billings MT 59102, has been appointed to serve a term commencing January 3, 2021 and ending January 5, 2025. Mr. Brown fulfills the qualifications of a public member and replaces Linda Nelson whose term expired January 3, 2021.

I have included the appointees' resumes, biography or other qualification documentation for your consideration.

I have asked Liane Taylor, my Boards and Appointments Advisor, to coordinate with your office and Legislative Services as these appointments move through the confirmation process. Ms. Taylor can be reached at extension 4405 or by email at liane.taylor@mt.gov.

Thank you for your consideration and service.

Sincerely,

GREG GIANFORTE
Governor

MESSAGES FROM THE OTHER HOUSE

House bills passed and transmitted to the Senate for concurrence:

1/14/2021

HB 23, introduced by B. Beard

HB 102, introduced by S. Berglee

FIRST READING AND COMMITMENT OF BILLS

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

SB 111, introduced by B. Molnar, L. Brewster, B. Brown, D. Kary, referred to Fish and Game.

SB 112, introduced by S. Fitzpatrick, referred to Business, Labor, and Economic Affairs.

SENATE JOURNAL
TENTH LEGISLATIVE DAY - JANUARY 15, 2021

SB 113, introduced by S. Fitzpatrick, referred to State Administration.

SB 114, introduced by J. Ellsworth, referred to Judiciary.

SB 115, introduced by K. Regier, referred to Fish and Game.

SB 116, introduced by D. Ankney, B. Brown, D. Loge, referred to Fish and Game.

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

SR 3, introduced by S. Fitzpatrick, referred to Business, Labor, and Economic Affairs.

SR 4, introduced by J. Welborn, referred to Natural Resources.

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

HB 23, introduced by B. Beard (by request of the Revenue Interim Committee), referred to Taxation.

HB 102, introduced by S. Berglee, D. Skees, W. Galt, J. Hinkle, M. Noland, V. Ricci, B. Tschida, L. Sheldon-Galloway, B. Usher, J. Patelis, S. Vinton, B. Beard, M. Hopkins, J. Trebas, . Duram, J. Fuller, . Knudsen, J. Kassmier, T. Moore, B. Ler, B. Phalen, J. Carlson, L. Brewster, K. Zolnikov, B. Mitchell, P. Fielder, S. Kerns, S. Galloway, E. Hill, J. Schillinger, K. Seekins-Crowe, M. Stromswold, J. Gillette, C. Hinkle, G. Frazer, M. Binkley, R. Marshall, referred to Judiciary.

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

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

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

SB 5 - Senator Tempel moved **SB 5** do pass. Motion carried as follows:

Yeas: Ankney, Bennett, Bogner, Boland, Boldman, Brown, Cohenour, Cuffe, Ellis, Ellsworth, Esp, Fitzpatrick, Flowers, Fox, Friedel, Gauthier, Gillespie, Glimm, Gross, Hertz, Hoven, Howard, Jacobson, Keenan, Lang, Lynch, Manzella, McClafferty, McGillvray, McNally, Molnar, Morigeau, Mr. President, O'Brien, Osmundson, Pomnichowski, Pope, Regier K, Sales, Salomon, Sands, Small, Smith C, Sweeney, Tempel, Vance, Webber, Welborn.
Total 48

Nays: Hinebauch, Kary.
Total 2

Paired: None.

Excused: None.

SENATE JOURNAL
TENTH LEGISLATIVE DAY - JANUARY 15, 2021

Total 0

Absent or not voting: None.

Total 0

SB 35 - Senator Hoven moved **SB 35** do pass. Motion carried as follows:

Yeas: Ankney, Bennett, Bogner, Boland, Boldman, Brown, Cohenour, Cuffe, Ellis, Ellsworth, Esp, Fitzpatrick, Flowers, Fox, Friedel, Gauthier, Gillespie, Glimm, Gross, Hertz, Hinebauch, Hoven, Howard, Jacobson, Kary, Keenan, Lang, Lynch, Manzella, McClafferty, McGillvray, McNally, Molnar, Morigeau, Mr. President, O'Brien, Osmundson, Pomnichowski, Pope, Regier K, Sales, Salomon, Sands, Small, Smith C, Sweeney, Tempel, Vance, Webber, Welborn.

Total 50

Nays: None.

Total 0

Paired: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 47 - Senator Lynch moved **SB 47** do pass. Motion carried as follows:

Yeas: Ankney, Bennett, Bogner, Boland, Boldman, Brown, Cohenour, Cuffe, Ellis, Ellsworth, Esp, Fitzpatrick, Flowers, Fox, Friedel, Gauthier, Gillespie, Glimm, Gross, Hertz, Hinebauch, Hoven, Howard, Jacobson, Kary, Keenan, Lang, Lynch, Manzella, McClafferty, McGillvray, McNally, Molnar, Morigeau, Mr. President, O'Brien, Osmundson, Pomnichowski, Pope, Regier K, Sales, Salomon, Sands, Small, Smith C, Sweeney, Tempel, Vance, Webber, Welborn.

Total 50

Nays: None.

Total 0

Paired: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SENATE JOURNAL
TENTH LEGISLATIVE DAY - JANUARY 15, 2021

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

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

Yeas: Ankney, Bennett, Bogner, Boland, Boldman, Brown, Cohenour, Cuffe, Ellis, Ellsworth, Esp, Fitzpatrick, Flowers, Fox, Friedel, Gauthier, Gillespie, Glimm, Gross, Hertz, Hinebauch, Hoven, Howard, Jacobson, Kary, Keenan, Lang, Lynch, Manzella, McClafferty, McGillvray, McNally, Molnar, Morigeau, Mr. President, O'Brien, Osmundson, Pomnichowski, Pope, Regier K, Sales, Salomon, Sands, Small, Smith C, Sweeney, Tempel, Vance, Webber, Welborn.
Total 50

Nays: None.
Total 0

Paired: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

THIRD READING OF BILLS

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

SB 25 passed as follows:

Yeas: Ankney, Bennett, Bogner, Boland, Boldman, Brown, Cohenour, Cuffe, Ellis, Ellsworth, Esp, Fitzpatrick, Flowers, Fox, Friedel, Gauthier, Gillespie, Glimm, Gross, Hertz, Hinebauch, Hoven, Howard, Jacobson, Kary, Keenan, Lang, Lynch, Manzella, McClafferty, McGillvray, McNally, Molnar, Morigeau, Mr. President, O'Brien, Osmundson, Pomnichowski, Pope, Regier K, Sales, Salomon, Sands, Small, Smith C, Sweeney, Tempel, Vance, Webber, Welborn.
Total 50

Nays: None.
Total 0

Paired: None.

Excused: None.
Total 0

SENATE JOURNAL
TENTH LEGISLATIVE DAY - JANUARY 15, 2021

Absent or not voting: None.

Total 0

SB 34 passed as follows:

Yeas: Ankney, Bennett, Bogner, Boland, Boldman, Brown, Cohenour, Cuffe, Ellis, Ellsworth, Esp, Fitzpatrick, Flowers, Fox, Friedel, Gauthier, Gillespie, Glimm, Gross, Hertz, Hinebauch, Hoven, Howard, Jacobson, Kary, Keenan, Lang, Lynch, Manzella, McClafferty, McGillvray, McNally, Molnar, Morigeau, Mr. President, O'Brien, Osmundson, Pomnichowski, Pope, Regier K, Sales, Salomon, Sands, Small, Smith C, Sweeney, Tempel, Webber, Welborn.

Total 49

Nays: Vance.

Total 1

Paired: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 49 passed as follows:

Yeas: Ankney, Bennett, Bogner, Boland, Boldman, Brown, Cohenour, Cuffe, Ellis, Ellsworth, Fitzpatrick, Flowers, Fox, Gauthier, Gillespie, Glimm, Gross, Hertz, Hinebauch, Hoven, Jacobson, Kary, Keenan, Lang, Lynch, Manzella, McClafferty, McNally, Molnar, Morigeau, Mr. President, O'Brien, Osmundson, Pomnichowski, Pope, Sales, Salomon, Sands, Small, Sweeney, Tempel, Vance, Webber, Welborn.

Total 44

Nays: Esp, Friedel, Howard, McGillvray, Regier K, Smith C.

Total 6

Paired: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 66 passed as follows:

SENATE JOURNAL
TENTH LEGISLATIVE DAY - JANUARY 15, 2021

Yeas: Ankney, Bennett, Bogner, Boland, Boldman, Brown, Cohenour, Cuffe, Ellis, Ellsworth, Esp, Fitzpatrick, Flowers, Fox, Friedel, Gauthier, Gillespie, Glimm, Gross, Hertz, Hinebauch, Hoven, Howard, Jacobson, Kary, Keenan, Lang, Lynch, Manzella, McClafferty, McGillvray, McNally, Molnar, Morigeau, Mr. President, O'Brien, Osmundson, Pomnichowski, Pope, Regier K, Sales, Salomon, Sands, Small, Smith C, Sweeney, Tempel, Vance, Webber, Welborn.
Total 50

Nays: None.
Total 0

Paired: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SPECIAL ORDERS OF THE DAY

Senator Kary thanked the Pages for their service this week.

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Majority Leader Smith moved the Senate adjourn until 1:00 p.m., Monday, January 18, 2021, the eleventh legislative day. Motion carried.

Senate adjourned at 1:24 p.m.

MARILYN MILLER
Secretary of the Senate

MARK BLASDEL
President of the Senate