

**SENATE JOURNAL
67TH LEGISLATURE
SIXTY-FIRST LEGISLATIVE DAY**

Helena, Montana
March 29, 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. Forty-nine members present, Senator Molnar excused. Quorum present.

BILLS AND JOURNALS (Keenan, Chair):

3/29/2021

Correctly printed: **SB 376, SB 398, SB 399, SB 400, SR 90, HB 31, HB 63, HB 146, HB 159, HB 191, HB 192, HB 229, HB 318, HB 333, HB 336, HB 346, HB 394, HB 416, HB 432, HB 589, HB 609, HB 614, HJ 14.**

Correctly engrossed: **SB 269, HB 357, HB 498, HB 554, HB 616.**

Examined by the sponsor and found to be correct: **SB 127, SB 193.**

Transmitted to the House: **HB 49, HB 55, HB 129, HB 179, HB 207, HB 246, HB 252, HB 259, HB 291, HB 292, HB 331, HB 393, HB 478, HB 496, HB 543, HB 611.**

Signed by the Speaker at 3:40 p.m., March 26, 2021: **SB 200, SB 205, SB 227, SB 262, SB 276.**

Signed by the Speaker at 3:50 p.m., March 26, 2021: **SB 13, SB 38, SB 53, SB 75, SB 109, SB 115, SB 126, SB 128, SB 152, SB 154, SB 170.**

Delivered to the Governor for signature at 8:25 a.m., March 29, 2021: **SB 13, SB 38, SB 53, SB 75, SB 109, SB 115, SB 126, SB 128, SB 152, SB 154, SB 170, SB 200, SB 205, SB 227, SB 262, SB 276.**

REPORTS OF STANDING COMMITTEES

BUSINESS, LABOR, AND ECONOMIC AFFAIRS (Fitzpatrick, Chair):

3/26/2021

SB 374, introduced bill, be amended as follows:

1. Title, line 6.

Following: "FOR"

Insert: "AND LIMITATIONS ON"

2. Title, line 7.

Following: "37-2-104"

Insert: ", 37-7-103,"

3. Page 1, line 15.

Strike: "A"

Insert: "Subject to subsection (7), a"

4. Page 1, line 15.

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Strike: "as provided in"

Insert: "if the practitioner:

(a) registers with the board of pharmacy provided for in 2-15-1733; and

(b) complies with the requirements of"

5. Page 2, line 3.

Following: "storage,"

Insert: "inspection,"

6. Page 2, line 5.

Strike: "Except as provided in subsection (7), a"

Insert: "A"

7. Page 2, line 5 through line 6.

Strike: "wishing" on line 5 through "register" on line 6

Insert: "registering"

8. Page 2, line 6.

Strike: "provided for in 2-15-1733 and"

Insert: "shall"

9. Page 2.

Following: line 7

Insert: "(7) Except as provided in subsection (8), a medical practitioner registered with the board of pharmacy may not dispense drugs to an injured worker being treated pursuant to Title 39, chapter 71."

Renumber: subsequent subsections

10. Page 2, line 9.

Following: "drugs"

Insert: "or when a practitioner registered to dispense drugs is treating an injured worker pursuant to Title 39, chapter 71"

11. Page 3, line 2.

Strike: "(7)(h)"

Insert: "(8)(h)"

12. Page 3.

Following: line 14

Insert: "**Section 3.** Section 37-7-103, MCA, is amended to read:

"37-7-103. Exemptions. Subject only to 37-2-104, 37-7-401, and 37-7-402, this chapter does not: (1) subject a medical practitioner, as defined in 37-2-101, or a person who is licensed in this state to practice ~~medicine, dentistry, or veterinary~~ medicine to inspection by the board, prevent the person from compounding or using drugs, medicines, chemicals, or poisons in the person's practice, or prevent a ~~person who is licensed to practice medicine~~ medical

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- practitioner from furnishing to a patient drugs, medicines, chemicals, or poisons that the person considers proper in the treatment of the patient;
- (2) prevent the sale of drugs, medicines, chemicals, or poisons at wholesale;
 - (3) prevent the sale of drugs, chemicals, or poisons at either wholesale or retail for use for commercial purposes or in the arts;
 - (4) change any of the provisions of this code relating to the sale of insecticides and fungicides;
 - (5) prevent the sale of common household preparations and other drugs if the stores selling them are licensed under the terms of this chapter;
 - (6) apply to or interfere with manufacture, wholesaling, vending, or retailing of flavoring extracts, toilet articles, cosmetics, perfumes, spices, and other commonly used household articles of a chemical nature for use for nonmedicinal purposes;
 - (7) prevent a registered nurse employed by a family planning clinic under contract with the department of public health and human services from dispensing factory prepackaged contraceptives, other than mifepristone, if the dispensing is in accordance with a physician's written protocol specifying the circumstances under which dispensing is appropriate and is in accordance with the board's requirements for labeling, storage, and recordkeeping of drugs; or
 - (8) prevent a certified agency from possessing, or a certified euthanasia technician or support personnel under the supervision of the employing veterinarian from administering, any controlled substance authorized by the board of veterinary medicine for the purpose of euthanasia pursuant to Title 37, chapter 18, part 6."

Renumber: subsequent sections

And, as amended, do pass.

SB 378, introduced bill, be amended as follows:

1. Page 1.

Following: line 13

Insert: "(1) (a) "Multiple competitor sports pool" means a sports pool in which three or more competitors simultaneously compete in a college or professional sports event or series of sports events. The term includes but is not limited to a sports event in which competitors are placed into a bracket.

(b) The term does not include multiple competitor sports pools utilizing any form of internet gambling as defined in 23-5-112."

2. Page 1, line 14.

Strike: "(1) (a)"

Insert: "(2)"

3. Page 1, line 18 through line 21.

Strike: subsection (b) in its entirety

4. Page 1, line 22.

Strike: "(2)"

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Insert: "(3)"

5. Page 1, line 24.

Strike: "(3)"

Insert: "(4)"

And, as amended, do pass.

SR 91, introduced resolution, be amended as follows:

1. Page 1, line 13.

Strike: "Barbara Jenkins, Kalispell, Montana, appointed to a term ending October 1, 2025."

And, as amended, be adopted.

JUDICIARY (Regier, Chair):

3/26/2021

HB 382, be amended as follows:

1. Page 1, line 17.

Strike: "dangerous fire conditions exist"

Insert: "that fire danger is high, very high, or extreme"

2. Page 1, line 26.

Strike: "dangerous fire conditions exist"

Insert: "that fire danger is high, very high, or extreme"

3. Page 2, line 7.

Strike: "dangerous fire conditions exist"

Insert: "that fire danger is high, very high, or extreme"

And, as amended, be concurred in.

PUBLIC HEALTH, WELFARE AND SAFETY (Howard, Chair):

3/26/2021

SR 94, introduced resolution, be amended as follows:

And, as amended, be adopted.

HB 398, be concurred in.

HB 423, be amended as follows:

1. Page 1, line 24.

Strike: "EIGHT"

Insert: "12"

2. Page 1, line 25.

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Strike: "as follows:"

Insert: "."

(2) (a) The director shall appoint the following voting members:"

Renumber: subsequent subsections

3. Page 1, line 26.

Strike: "(a)"

Insert: "(i)"

Renumber: subsequent subsections

4. Page 2, line 5.

Following: "disorders;"

Strike: "and"

5. Page 2, line 7.

Following: "laboratory"

Insert: "; and

(vii) one member who works in a tribal health care system"

6. Page 2.

Following: line 7.

Insert: "(b) The director shall appoint the following department employees as nonvoting members:

(i) the chief medical director;

(ii) a representative of the newborn screening program; and

(iii) a representative of the laboratory services bureau."

7. Page 2, line 8.

Following: "~~board~~"

Insert: "voting"

8. Page 2, line 10.

Strike: "six"

Insert: "eight voting"

9. Page 2, line 10.

Strike: "3, OR 4"

Insert: "or 3"

10. Page 2, line 11.

Strike: "two"

Insert: "four"

10.5. Page 2, line 14.

Following: "subsection"

Strike: "(2)"

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Insert: "(3)"

11. Page 2, line 15.

Following: "protocol."

Insert: "In making recommendations to the department, the committee shall use federally recognized national standards for newborn screening, including the recommended uniform screening panel developed by the health resources and services administration of the United States department of health and human services."

12. Page 2, line 25.

Following: "PRIORITY"

Strike: "AT ITS FIRST MEETING"

13. Page 2, line 25 through line 27.

Strike: "AND SHALL" on line 25 through "COMMITTEE" on line 27

And, as amended, be concurred in.

HB 426, be amended as follows:

1. Title, line 7.

Following: "RESPONSES;"

Insert: "CLARIFYING THAT THE OMBUDSMAN MAY INDEPENDENTLY INVESTIGATE A MATTER BEING ADDRESSED IN ANOTHER MANNER;"

2. Page 3, line 4.

Strike: subsection (a) in its entirety

Re-number: subsequent subsections

3. Page 3.

Following: line 9

Insert: "(2) The ombudsman may investigate a request for assistance in a matter that is being or may reasonably be addressed by another remedy or channel, including a matter that is before a court."

Re-number: subsequent subsections

5. Page 3, line 13.

Strike: "30"

Insert: "60"

6. Page 3, line 14.

Strike: "has taken"

Insert: "is taking"

And, as amended, be concurred in.

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Without objection, committee reports were adopted.

MESSAGES FROM THE GOVERNOR

March 26, 2021

The Honorable Mark Blasdel
President of the Senate
State Capitol
Helena, Montana 59601

Dear President Blasdel:

On Friday, March 26th, I signed the following bills:

Senate Bill 18 - Salomon

Senate Bill 80 - Regier

Senate Bill 123 - Regier

The bills have been delivered to the Secretary of State's Office.

Sincerely,

GREG GIANFORTE
Governor

MESSAGES FROM THE OTHER HOUSE

Senate bills concurred in and returned to the Senate: 3/26/2021

SB 240, introduced by T. Manzella

SB 267, introduced by B. Brown

Senate bills concurred in as amended and returned to the Senate for concurrence in House amendments:

3/26/2021

SB 169, introduced by M. Cuffe

SB 196, introduced by T. McGillvray

SB 211, introduced by S. Fitzpatrick

SB 309, introduced by W. Sales

House bill passed and transmitted to the Senate for concurrence:

3/26/2021

HB 624, introduced by A. Buckley

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FIRST READING AND COMMITMENT OF BILLS

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

SB 402, introduced by C. Smith, J. Ellsworth, referred to Judiciary.

The following Senate bill was introduced and read first time:

SB 401, introduced by D. Howard, C. Smith, J. Ellsworth, C. Glimm, G. Hertz, S. Hinebauch, D. Kary, M. Lang, T. McGillvray, K. Regier, C. Smith, G. Vance.

The following House bill was introduced and read first time:

HB 624, introduced by A. Buckley, E. Buttrey, D. Salomon, F. Anderson, W. Sales, T. Welch, S. O'Brien.

**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 Gillespie in the chair.

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

Senator Molnar present at this time.

SB 320 - Senator Boldman moved **SB 320** do pass. Motion carried as follows:

Yeas: Bennett, Bogner, Boland, Boldman, Brown, Cohenour, Ellis, Ellsworth, Flowers, Fox, Friedel, Gauthier, Gillespie, Gross, Hertz, Hinebauch, Hoven, Jacobson, McClafferty, McNally, Morigeau, O'Brien, Osmundson, Pomnichowski, Pope, Sales, Salomon, Sands, Small, Sweeney, Tempel, Webber, Welborn, Mr. President.

Total 34

Nays: Ankney, Cuffe, Esp, Fitzpatrick, Glimm, Howard, Kary, Keenan, Lang, Lynch, Manzella, McGillvray, Molnar, Regier K, Smith C, Vance.

Total 16

Voted absentee: None.

Excused: None.

Total 0

Absent or not voting: None.

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Total 0

HB 556 - Senator Welborn moved **HB 556** be concurred in. 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, O'Brien, Osmundson, Pomnichowski, Pope, Regier K, Sales, Salomon, Sands, Small, Smith C, Sweeney, Tempel, Vance, Webber, Welborn, Mr. President.

Total 50

Nays: None.

Total 0

Voted absentee: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 50 - Senator Tempel moved **HB 50** be concurred in. Motion carried as follows:

Yeas: Ankney, Bennett, Boland, Boldman, Cohenour, Cuffe, Ellis, Ellsworth, Fitzpatrick, Flowers, Fox, Friedel, Gauthier, Gillespie, Gross, Hertz, Hoven, Jacobson, Lynch, McClafferty, McGillvray, McNally, Molnar, Morigeau, O'Brien, Osmundson, Pomnichowski, Pope, Sales, Salomon, Sands, Small, Sweeney, Tempel, Webber, Welborn.

Total 36

Nays: Bogner, Brown, Esp, Glimm, Hinebauch, Howard, Kary, Keenan, Lang, Manzella, Regier K, Smith C, Vance, Mr. President.

Total 14

Voted absentee: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 494 - Senator Lynch moved **HB 494** be concurred in. Motion carried as follows:

Yeas: Ankney, Bennett, Bogner, Boland, Boldman, Brown, Cohenour, Cuffe, Ellis, Ellsworth,

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

Nays: None.
Total 0

Voted absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 368 - Senator Sands moved **HB 368** be concurred in. Motion carried as follows:

Yeas: Ankney, Bennett, Bogner, Boland, Boldman, Cohenour, Ellis, Esp, Fitzpatrick, Flowers, Fox, Gauthier, Gillespie, Gross, Hoven, Jacobson, Keenan, Lynch, McClafferty, McNally, Morigeau, O'Brien, Pomnichowski, Pope, Salomon, Sands, Small, Sweeney, Tempel, Webber, Welborn.
Total 31

Nays: Brown, Cuffe, Ellsworth, Friedel, Glimm, Hertz, Hinebauch, Howard, Kary, Lang, Manzella, McGillvray, Molnar, Osmundson, Regier K, Sales, Smith C, Vance, Mr. President.
Total 19

Voted absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 386 - Senator Brown moved **HB 386** be concurred in. 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, O'Brien, Osmundson, Pope, Regier K, Sales, Salomon, Sands, Small, Smith C, Sweeney, Tempel, Vance, Webber, Welborn, Mr. President.
Total 49

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Nays: Pomnichowski.
Total 1

Voted absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 499 - Senator Manzella moved **HB 499** be concurred in. 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, O'Brien, Osmundson, Pomnichowski, Pope, Regier K, Sales, Salomon, Sands, Small, Smith C, Sweeney, Tempel, Vance, Webber, Welborn, Mr. President.
Total 50

Nays: None.
Total 0

Voted absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 231 - Senator Glimm moved **HB 231** be concurred in.

HB 231 - Senator Glimm moved **HB 231**, second reading copy, be amended as follows:

1. Page 9, line 24.

Following: "definitions"

Insert: "-- report on capital expenditures not subject to certificate of need"

2. Page 11.

Following: line 25

Insert: "(4) (a) When a person incurs an obligation by or on behalf of a long-term care facility for a capital expenditure that exceeds \$5 million and does not otherwise require a certificate of need under this part, the person shall, upon completion of the project:

(i) notify the department of the total amount of the expenditure; and

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(ii) provide a description of the project.

(b) This subsection (4) does not apply to a capital expenditure that involves the acquisition of an existing long-term care facility."

Amendment **adopted** as follows:

Yeas: Ankney, Bogner, Brown, Cuffe, Ellsworth, Esp, Fitzpatrick, Friedel, Gauthier, Gillespie, Glimm, Hertz, Hinebauch, Hoven, Howard, Kary, Keenan, Lang, Manzella, McClafferty, McGillvray, McNally, Molnar, Osmundson, Pomnichowski, Pope, Regier K, Sales, Salomon, Sands, Small, Smith C, Tempel, Vance, Webber, Welborn, Mr. President.
Total 37

Nays: Bennett, Boland, Boldman, Cohenour, Ellis, Flowers, Fox, Gross, Jacobson, Lynch, Morigeau, O'Brien, Sweeney.
Total 13

Voted absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 231 - As amended, **HB 231** was concurred in as follows:

Yeas: Ankney, Bogner, Brown, Cuffe, Ellsworth, Esp, Fitzpatrick, Friedel, Gauthier, Gillespie, Glimm, Hertz, Hinebauch, Hoven, Howard, Kary, Keenan, Lang, Manzella, McGillvray, Molnar, Osmundson, Regier K, Sales, Salomon, Small, Smith C, Tempel, Vance, Welborn, Mr. President.
Total 31

Nays: Bennett, Boland, Boldman, Cohenour, Ellis, Flowers, Fox, Gross, Jacobson, Lynch, McClafferty, McNally, Morigeau, O'Brien, Pomnichowski, Pope, Sands, Sweeney, Webber.
Total 19

Voted absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 307 - Senator Sands moved **HB 307** be concurred in. Motion carried as follows:

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

Total 38

Nays: Ankney, Esp, Friedel, Gross, Hoven, Manzella, Molnar, Osmundson, Regier K, Smith C, Vance, Welborn.

Total 12

Voted absentee: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 328 - Senator McNally moved **HB 328** be concurred in. Motion carried as follows:

Yeas: Ankney, Bennett, Bogner, Boland, Boldman, Brown, Cohenour, 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, O'Brien, Osmundson, Pomnichowski, Pope, Sales, Salomon, Sands, Small, Smith C, Sweeney, Tempel, Webber, Welborn, Mr. President.

Total 47

Nays: Cuffe, Regier K, Vance.

Total 3

Voted absentee: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 364 - Senator McGillvray moved **HB 364** be concurred in. 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, O'Brien, Osmundson, Pomnichowski, Pope, Regier K, Sales, Salomon, Sands, Small, Smith C, Sweeney, Tempel, Vance, Webber, Welborn, Mr. President.

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Total 50

Nays: None.

Total 0

Voted absentee: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 459 - Senator Glimm moved **HB 459** be concurred in. Motion carried as follows:

Yeas: Ankney, Bogner, Brown, Cuffe, Ellsworth, Esp, Fitzpatrick, Friedel, Gauthier, Gillespie, Glimm, Hertz, Hinebauch, Hoven, Howard, Kary, Keenan, Lang, Manzella, McGillvray, Molnar, Osmundson, Regier K, Sales, Salomon, Small, Smith C, Tempel, Vance, Welborn, Mr. President.

Total 31

Nays: Bennett, Boland, Boldman, Cohenour, Ellis, Flowers, Fox, Gross, Jacobson, Lynch, McClafferty, McNally, Morigeau, O'Brien, Pomnichowski, Pope, Sands, Sweeney, Webber.

Total 19

Voted absentee: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HJ 6 - Senator Hertz moved **HJ 6** be concurred in. Motion carried as follows:

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

Total 45

Nays: Gross, McClafferty, Pomnichowski, Sands, Webber.

Total 5

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Voted absentee: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 168 - House Amendments - Senator Fitzpatrick moved House amendments to **SB 168** be concurred in. 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, O'Brien, Osmundson, Pomnichowski, Pope, Regier K, Sales, Salomon, Sands, Small, Smith C, Sweeney, Tempel, Vance, Webber, Welborn, Mr. President.

Total 50

Nays: None.

Total 0

Voted absentee: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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

Chair Gillespie 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, O'Brien, Osmundson, Pomnichowski, Pope, Regier K, Sales, Salomon, Sands, Small, Smith C, Sweeney, Tempel, Vance, Webber, Welborn, Mr. President.

Total 50

Nays: None.

Total 0

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Voted absentee: 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 49, as amended by the House, passed as follows:

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

Total 44

Nays: Cuffe, Esp, Howard, Keenan, McGillvray, Smith C.

Total 6

Voted absentee: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 57, as amended by the House, passed as follows:

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

Total 48

Nays: Glimm, Vance.

Total 2

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Voted absentee: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 31 concurred in 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, Lang, Lynch, Manzella, McClafferty, McGillvray, McNally, Molnar, Morigeau, O'Brien, Osmundson, Pomnichowski, Pope, Regier K, Sales, Salomon, Sands, Small, Smith C, Sweeney, Tempel, Vance, Webber, Welborn, Mr. President.

Total 49

Nays: Keenan.

Total 1

Voted absentee: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 63 concurred in as follows:

Yeas: Ankney, Bogner, Boldman, Brown, Cuffe, Ellsworth, Esp, Fitzpatrick, Fox, Friedel, Gauthier, Gillespie, Hertz, Hinebauch, Hoven, Howard, Jacobson, Kary, Keenan, Lang, Manzella, McGillvray, Molnar, Osmundson, Sales, Salomon, Sands, Small, Smith C, Tempel, Vance, Welborn, Mr. President.

Total 33

Nays: Bennett, Boland, Cohenour, Ellis, Flowers, Glimm, Gross, Lynch, McClafferty, McNally, Morigeau, O'Brien, Pomnichowski, Pope, Regier K, Sweeney, Webber.

Total 17

Voted absentee: None.

Excused: None.

Total 0

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Absent or not voting: None.

Total 0

HB 146 concurred in 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, O'Brien, Osmundson, Pomnichowski, Pope, Regier K, Sales, Salomon, Sands, Small, Smith C, Sweeney, Tempel, Vance, Webber, Welborn, Mr. President.
Total 50

Nays: None.

Total 0

Voted absentee: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 159 concurred in as follows:

Yeas: Ankney, Bogner, Boldman, Brown, Cuffe, Ellsworth, Esp, Fitzpatrick, Friedel, Gauthier, Gillespie, Glimm, Hertz, Hinebauch, Hoven, Howard, Jacobson, Kary, Keenan, Lang, Lynch, Manzella, McGillvray, Molnar, Morigeau, Osmundson, Regier K, Sales, Salomon, Small, Smith C, Sweeney, Tempel, Vance, Welborn, Mr. President.
Total 36

Nays: Bennett, Boland, Cohenour, Ellis, Flowers, Fox, Gross, McClafferty, McNally, O'Brien, Pomnichowski, Pope, Sands, Webber.

Total 14

Voted absentee: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 192 concurred in as follows:

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Yeas: Bennett, Bogner, Boland, Boldman, Brown, Cohenour, Ellis, Ellsworth, Esp, Fitzpatrick, Flowers, Fox, Friedel, Gauthier, Gillespie, Gross, Hertz, Hinebauch, Hoven, Howard, Jacobson, Keenan, Lang, Lynch, McClafferty, McGillvray, McNally, Molnar, Morigeau, O'Brien, Osmundson, Pomnichowski, Pope, Regier K, Sales, Salomon, Sands, Small, Smith C, Sweeney, Tempel, Webber, Mr. President.
Total 43

Nays: Ankney, Cuffe, Glimm, Kary, Manzella, Vance, Welborn.
Total 7

Voted absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 318 concurred in as follows:

Yeas: Ankney, Bogner, Brown, Cuffe, Ellsworth, Esp, Fitzpatrick, Friedel, Gauthier, Gillespie, Glimm, Hertz, Hinebauch, Hoven, Howard, Kary, Keenan, Lang, Manzella, McGillvray, Molnar, Osmundson, Regier K, Sales, Salomon, Small, Smith C, Tempel, Vance, Welborn, Mr. President.
Total 31

Nays: Bennett, Boland, Boldman, Cohenour, Ellis, Flowers, Fox, Gross, Jacobson, Lynch, McClafferty, McNally, Morigeau, O'Brien, Pomnichowski, Pope, Sands, Sweeney, Webber.
Total 19

Voted absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 333 concurred in 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, O'Brien, Osmundson, Pomnichowski, Pope, Regier K, Sales, Salomon, Sands, Small, Smith C, Sweeney, Tempel, Vance, Webber, Welborn, Mr. President.

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Total 50

Nays: None.

Total 0

Voted absentee: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 336 concurred in 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, O'Brien, Osmundson, Pomnichowski, Pope, Regier K, Sales, Salomon, Sands, Small, Smith C, Sweeney, Tempel, Vance, Webber, Welborn, Mr. President.
Total 50

Nays: None.

Total 0

Voted absentee: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 346 concurred in 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, O'Brien, Osmundson, Pomnichowski, Pope, Regier K, Sales, Salomon, Sands, Small, Smith C, Sweeney, Tempel, Vance, Webber, Welborn, Mr. President.
Total 50

Nays: None.

Total 0

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Voted absentee: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 416 concurred in 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, O'Brien, Osmundson, Pomnichowski, Pope, Regier K, Sales, Salomon, Sands, Small, Smith C, Sweeney, Tempel, Vance, Webber, Welborn, Mr. President.
Total 50

Nays: None.

Total 0

Voted absentee: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 432 concurred in as follows:

Yeas: Ankney, Bennett, Bogner, Boland, Boldman, Brown, Cohenour, Cuffe, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Gauthier, Gillespie, Glimm, Gross, Hertz, Hinebauch, Hoven, Howard, Jacobson, Keenan, Lang, Lynch, Manzella, McClafferty, McGillvray, McNally, Molnar, Morigeau, O'Brien, Pomnichowski, Pope, Regier K, Sales, Salomon, Sands, Small, Smith C, Sweeney, Tempel, Webber, Welborn, Mr. President.
Total 46

Nays: Ellsworth, Kary, Osmundson, Vance.

Total 4

Voted absentee: None.

Excused: None.

Total 0

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Absent or not voting: None.

Total 0

HB 614 concurred in as follows:

Yeas: Ankney, Bennett, Boland, Boldman, Cohenour, Ellis, Fitzpatrick, Flowers, Fox, Gauthier, Gillespie, Gross, Hoven, Jacobson, Lynch, McClafferty, McNally, Molnar, Morigeau, O'Brien, Pomnichowski, Pope, Sales, Salomon, Sands, Small, Sweeney, Webber, Welborn.

Total 29

Nays: Bogner, Brown, Cuffe, Ellsworth, Esp, Friedel, Glimm, Hertz, Hinebauch, Howard, Kary, Keenan, Lang, Manzella, McGillvray, Osmundson, Regier K, Smith C, Tempel, Vance, Mr. President.

Total 21

Voted absentee: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HJ 14 concurred in as follows:

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

Total 45

Nays: Esp, Hinebauch, Lang, Regier K, Vance.

Total 5

Voted absentee: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

MOTIONS

Majority Leader Smith moved the Senate suspend rules S40-40, S40-60, S50-190, and joint

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rule 40-150 through the sixty-seventh legislative day. Without objection, so ordered.

Senator Molnar moved the Senate use the subpoena power provided in 5-5-101, MCA, to compel Northwestern Energy representatives to attend the hearing in the Energy and Telecommunications Committee on **SB 379**. President Blasdel stated he will not offer that subpoena and Senator Molnar withdraw his motion.

SPECIAL ORDERS OF THE DAY

Senator Kary introduced the Pages for the coming week:

Ellie Blasdel, from Somers, Montana, sponsored by Senate President Blasdel
Thea Gillespie, from Madison, Wisconsin, sponsored by Senator Gillespie
Riley Glimm from Kila, Montana, sponsored by Senator Glimm
Leah Knudsen from East Helena, Montana, sponsored by Senator Vance
Reagan Long from Livingston, Montana, sponsored by Senator Esp

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Majority Leader Smith moved the Senate adjourn until 1:00 p.m., Tuesday, March 30, 2021, the sixty-second legislative day. Motion carried.

Senate adjourned at 2:50 p.m.

MARILYN MILLER
Secretary of the Senate

MARK BLASDEL
President of the Senate