

**HOUSE JOURNAL  
68TH LEGISLATURE  
FIFTY-SECOND LEGISLATIVE DAY**

Helena, Montana  
March 16, 2023

House Chambers  
State Capitol

21House convened at 1:00 p.m. Mr. Speaker presiding. Invocation by Representative Essmann. Pledge of Allegiance to the Flag.

Roll Call. All members present. Quorum present.

**BILLS** (C. Hinkle, Chair): 03/16/2023  
Correctly printed: **HB 220, HB 407, HB 823, HB 824, HB 825, HB 826, SB 57.**  
Correctly engrossed: **HB 546.**  
Correctly enrolled: **HB 170.**  
Examined by the sponsor and found to be correct: **HB 170.**  
Transmitted to the Senate: **SB 57.**  
Signed by the Speaker at 10:35 a.m., March 16, 2023: **HB 170.**  
Signed by the Chief Clerk of the House 10:40 a.m., March 16, 2023: **HB 170.**  
Signed by the President at 10:45 a.m., March 16, 2023: **HB 170.**  
Delivered to the Governor for approval at 10:55 a.m., March 16, 2023: **HB 170.**

**REPORTS OF STANDING COMMITTEES**

**APPROPRIATIONS** (Jones, Chair): 03/15/2023  
**HB 2**, introduced bill, be amended with [HB0002-O001SC.hjl](#) and, as amended, do pass. Report adopted.  
**HB 346**, do pass. Report adopted.  
**HB 482**, do pass. Report adopted.  
**HB 546**, introduced bill, be amended with [HB0546.002.001](#) and, as amended, do pass. Report adopted.  
**HB 612**, do pass. Report adopted.

**APPROPRIATIONS** (Jones, Chair): 03/16/2023  
**HB 520**, do pass. Report adopted.  
**HB 740**, do pass. Report adopted.  
**HB 743**, do pass. Report adopted.

**ENERGY, TECHNOLOGY AND FEDERAL RELATIONS** (Zolnikov, Chair): 03/15/2023  
**SJR 7**, be concurred in. Report adopted.

**HUMAN SERVICES** (Carlson, Chair): 03/15/2023  
**SB 67**, be concurred in. Report adopted.

**NATURAL RESOURCES** (Gunderson, Chair): 03/15/2023  
**SB 39**, be concurred in. Report adopted.  
**SB 43**, be concurred in. Report adopted.  
**SB 48**, be concurred in. Report adopted.

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**JUDICIARY** (Regier, Chair):

**SB 13**, be concurred in. Report adopted.

**SB 164**, be concurred in. Report adopted.

**SJR 3**, be concurred in. Report adopted.

**MESSAGES FROM THE SENATE**

**House bills** concurred in and returned to the House: 03/14/2023

**HB 25**, introduced by T. Welch

**HB 102**, introduced by J. Gillette

**HB 286**, introduced by M. Caferro

**House bill** concurred in as amended and returned to the House for concurrence in Senate amendments: 03/14/2023

**HB 100**, introduced by R. Fitzgerald

**Senate bills** passed and transmitted to the House for concurrence: 03/15/2023

**SB 280**, introduced by M. Lang

**SB 362**, introduced by S. Morigeau

**House bills** concurred in and returned to the House: 03/15/2023

**HB 66**, introduced by G. Kmetz

**HB 84**, introduced by K. Walsh

**HB 96**, introduced by E. Buttrey

**HB 97**, introduced by E. Buttrey

**HB 170**, introduced by S. Gunderson

**House bills** concurred in as amended and returned to the House for concurrence in Senate amendments: 03/15/2023

**HB 79**, introduced by A. Regier

**HB 112**, introduced by J. Etchart

**HB 260**, introduced by M. Regier

**FIRST READING AND COMMITMENT OF BILLS**

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

**HB 827**, introduced by L. Brewster, D. Baum, S. Essmann, J. Etchart, N. Hastings, M. Hopkins, E. Kerr-Carpenter, N. Nicol, G. Oblander, K. Seekins-Crowe, M. Yakawich, K. Zolnikov, D. Zolnikov, referred to Natural Resources.

**HB 828**, introduced by E. Buttrey, N. Duram, R. Fitzgerald, S. Gist, J. Kassmier, S. Kerns, referred to Human Services.

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**HB 829**, introduced by G. Nikolakakos, J. Kassmier, S. Fitzpatrick, referred to Taxation.  
**HB 830**, introduced by G. Nikolakakos, M. Hopkins, L. Jones, J. Karlen, referred to Taxation.  
**HB 832**, introduced by M. Romano, D. Baum, A. Buckley, J. Cohenour, D. Hawk, J. Karlen, C. Keogh, J. Lynch, E. Matthews, L. Smith, E. Stafman, referred to Taxation.  
**HB 833**, introduced by B. Barker, T. Brockman, G. Frazer, G. Oblander, L. Reksten, J. Fuller, D. Salomon, D. Zolnikov, referred to Education.  
**HB 834**, introduced by J. Gillette, referred to Agriculture.  
**HB 835**, introduced by B. Keenan, L. Jones, referred to Appropriations.  
**HB 836**, introduced by K. Zolnikov, referred to Business and Labor.  
**HB 837**, introduced by J. Hinkle, L. Deming, S. Vinton, K. Bogner, referred to Education.

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

**SB 370**, introduced by S. Fitzpatrick, E. Buttrey, J. Kassmier, B. Mercer, K. Sullivan, E. Boldman, S. Morigeau, D. Salomon, J. Small, referred to Business and Labor.  
**SB 388**, introduced by P. Flowers, E. Buttrey, J. Cohenour, J. Dooling, R. Fitzgerald, T. France, J. Hamilton, J. Hinkle, J. Karlen, M. Marler, Z. Perry, B. Phalen, J. Read, J. Schillinger, E. Boldman, W. Curdy, J. Ellis, M. Fox, B. Gillespie, J. Gross, G. Hertz, M. Lang, S. Morigeau, M. Noland, S. O'Brien, A. Olsen, B. Usher, T. Vermeire, S. Webber, J. Welborn, referred to Fish, Wildlife and Parks.

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

Majority Leader Vinton moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Fern in the chair.

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

**HB 320** - Representative Duram moved **HB 320** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Barker, Baum, Bedey, Bergstrom, Bertoglio, Binkley, Bishop, Brewster, Brockman, Buckley, Butcher, Buttrey, Caferro, Carlson, Carter, Cohenour, Deming, Dooling, Duram, Essmann, Etchart, Falk, Fern, Fielder, Fitzgerald, Fitzpatrick, France, Frazer, Galloway, Gillette, Gist, Green, Gunderson, Hamilton, Harvey, Hastings, Hawk, Hellegaard, Hinkle C, Hinkle J, Hopkins, Howell, Jones, Karlen, Kassmier, Keenan, Keogh, Kerns, Kerr-Carpenter, Kmetz, Knudsen C, Knudsen R, Kortum, Ler, Loge, Lynch, Malone, Marler, Marshall, Matthews, Mercer, Miner, Mitchell, Moore T, Nave, Nicol, Nikolakakos, Oblander, Parry, Phalen, Read, Regier A, Reksten, Romano, Running Wolf, Rusk, Schillinger, Seekins-Crowe, Sheldon-Galloway, Smith F, Smith L, Smith T, Sprunger, Stafman, Stewart Peregoy, Sullivan, Thane, Tuss, Vinton, Walsh, Weatherwax, Welch, Windy Boy, Wirth, Yakawich, Zephyr, Zolnikov, Mr. Speaker.  
Total 100

Nays: None.  
Total 0

Voted absentee: None.

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Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**HB 445** - Representative Romano moved **HB 445**.

**HB 445** – Representative Gunderson moved for cloture. Motion carried. Motion passed as follows:

Yeas: Abbott, Anderson, Barker, Baum, Bedey, Bergstrom, Bertoglio, Binkley, Bishop, Brewster, Brockman, Butcher, Buttrey, Caferro, Carter, Cohenour, Deming, Dooling, Duram, Falk, Fern, Fielder, Fitzgerald, Fitzpatrick, France, Frazer, Gillette, Gist, Green, Gunderson, Hamilton, Harvey, Hawk, Hellegaard, Hinkle C, Hinkle J, Howell, Jones, Karlen, Kassmier, Keenan, Keogh, Kerns, Kerr-Carpenter, Kmetz, Knudsen C, Knudsen R, Kortum, Ler, Loge, Lynch, Malone, Marler, Marshall, Matthews, Mercer, Miner, Mitchell, Moore T, Nave, Nicol, Nikolakakos, Oblander, Parry, Phalen, Read, Regier A, Reksten, Romano, Rusk, Schillinger, Seekins-Crowe, Sheldon-Galloway, Smith F, Smith L, Smith T, Sprunger, Stafman, Stewart Peregoy, Sullivan, Tuss, Vinton, Walsh, Weatherwax, Welch, Wirth, Yakawich, Zephyr, Zolnikov, Mr. Speaker.  
Total 90

Nays: Carlson, Essmann, Etchart, Galloway, Hastings, Hopkins, Running Wolf, Thane, Windy Boy.  
Total 9

Voted absentee: None.

Excused: None.  
Total 0

Absent or not voting: Buckley.  
Total 1

**HB 445** - Representative Romano moved **HB 445** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Barker, Baum, Bergstrom, Bertoglio, Bishop, Brewster, Buckley, Caferro, Carter, Cohenour, Deming, Essmann, Etchart, Fern, Fitzgerald, France, Frazer, Hamilton, Harvey, Hawk, Hopkins, Howell, Karlen, Keogh, Kerr-Carpenter, Kortum, Loge, Lynch, Marler, Matthews, Miner, Parry, Reksten, Romano, Running Wolf, Rusk, Seekins-Crowe, Smith F, Smith L, Sprunger, Stafman, Stewart Peregoy, Sullivan, Thane, Tuss, Vinton, Weatherwax, Welch, Windy Boy, Yakawich, Zephyr.  
Total 53

Nays: Bedey, Binkley, Brockman, Butcher, Buttrey, Carlson, Dooling, Duram, Falk, Fielder, Fitzpatrick, Galloway, Gillette, Gist, Green, Gunderson, Hastings, Hellegaard, Hinkle C, Hinkle J, Jones, Kassmier, Keenan, Kerns, Kmetz, Knudsen C, Knudsen R, Ler, Malone, Marshall, Mercer, Mitchell, Moore T, Nave, Nicol, Nikolakakos, Oblander, Phalen, Read, Regier A, Schillinger, Sheldon-Galloway, Smith T, Walsh, Wirth, Zolnikov, Mr. Speaker.  
Total 47

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Voted absentee: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**SB 1** - Representative Reksten moved **SB 1** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Barker, Baum, Bedey, Bergstrom, Bertoglio, Binkley, Bishop, Brewster, Brockman, Buckley, Butcher, Buttrey, Caferro, Carlson, Carter, Cohenour, Deming, Dooling, Duram, Essmann, Etchart, Falk, Fern, Fielder, Fitzgerald, Fitzpatrick, France, Frazer, Galloway, Gillette, Gist, Green, Gunderson, Hamilton, Harvey, Hastings, Hawk, Hellegaard, Hinkle C, Hinkle J, Hopkins, Howell, Jones, Karlen, Kassmier, Keenan, Keogh, Kerns, Kerr-Carpenter, Kmetz, Knudsen C, Knudsen R, Kortum, Ler, Loge, Lynch, Malone, Marler, Marshall, Matthews, Mercer, Miner, Mitchell, Moore T, Nave, Nicol, Nikolakakos, Oblander, Parry, Phalen, Read, Regier A, Reksten, Romano, Running Wolf, Rusk, Schillinger, Seekins-Crowe, Sheldon-Galloway, Smith F, Smith L, Smith T, Sprunger, Stafman, Stewart Peregoy, Sullivan, Thane, Tuss, Vinton, Walsh, Weatherwax, Welch, Windy Boy, Wirth, Yakawich, Zephyr, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Voted absentee: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**SB 69** - Representative Anderson moved **SB 69** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Barker, Baum, Bedey, Bergstrom, Bertoglio, Binkley, Bishop, Brewster, Brockman, Buckley, Butcher, Buttrey, Caferro, Carlson, Carter, Cohenour, Deming, Dooling, Duram, Essmann, Etchart, Falk, Fern, Fielder, Fitzgerald, Fitzpatrick, France, Frazer, Galloway, Gillette, Gist, Green, Gunderson, Hamilton, Harvey, Hastings, Hawk, Hellegaard, Hinkle J, Hopkins, Howell, Jones, Karlen, Kassmier, Keenan, Keogh, Kerns, Kerr-Carpenter, Kmetz, Knudsen C, Knudsen R, Kortum, Loge, Lynch, Malone, Marler, Marshall, Matthews, Mercer, Miner, Mitchell, Moore T, Nave, Nicol, Nikolakakos, Oblander, Parry, Read, Regier A, Reksten, Romano, Running Wolf, Rusk, Schillinger, Seekins-Crowe, Smith L, Sprunger, Stafman, Sullivan, Thane, Tuss, Vinton, Walsh, Weatherwax, Welch, Windy Boy, Wirth, Yakawich, Zephyr, Zolnikov, Mr. Speaker.

Total 93

Nays: Hinkle C, Ler, Phalen, Sheldon-Galloway, Smith F, Smith T, Stewart Peregoy.

Total 7

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Voted absentee: None.

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**SB 70** - Representative Anderson moved **SB 70** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Barker, Baum, Bedey, Bergstrom, Bertoglio, Binkley, Bishop, Brewster, Buckley, Butcher, Buttrey, Caferro, Carter, Cohenour, Deming, Dooling, Duram, Essmann, Fern, Fielder, Fitzgerald, Fitzpatrick, France, Frazer, Gist, Green, Hamilton, Harvey, Hawk, Hinkle J, Hopkins, Howell, Jones, Karlen, Kassmier, Keogh, Kerns, Kerr-Carpenter, Kmetz, Knudsen C, Knudsen R, Kortum, Loge, Lynch, Malone, Marler, Matthews, Miner, Nikolakakos, Oblander, Parry, Regier A, Reksten, Romano, Running Wolf, Rusk, Seekins-Crowe, Smith F, Smith L, Sprunger, Stafman, Stewart Peregoy, Sullivan, Thane, Tuss, Vinton, Walsh, Weatherwax, Welch, Windy Boy, Wirth, Yakawich, Zephyr.  
Total 75

Nays: Brockman, Carlson, Etchart, Falk, Galloway, Gillette, Gunderson, Hastings, Hellegaard, Hinkle C, Keenan, Ler, Marshall, Mercer, Mitchell, Moore T, Nave, Nicol, Phalen, Read, Schillinger, Sheldon-Galloway, Smith T, Zolnikov, Mr. Speaker.  
Total 25

Voted absentee: None.

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

Majority Leader Vinton moved the Committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Fern moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Abbott, Anderson, Barker, Baum, Bedey, Bergstrom, Bertoglio, Binkley, Bishop, Brewster, Brockman, Buckley, Butcher, Buttrey, Caferro, Carter, Cohenour, Deming, Dooling, Duram, Essmann, Etchart, Falk, Fielder, Fitzgerald, Fitzpatrick, France, Frazer, Galloway, Gillette, Gist, Green, Gunderson, Hamilton, Harvey, Hastings, Hellegaard, Hinkle C, Hinkle J, Hopkins, Howell, Jones, Karlen, Kassmier, Keogh, Kerns, Kerr-Carpenter, Kmetz, Knudsen C, Knudsen R, Kortum, Ler, Loge, Lynch, Malone, Marler, Marshall, Matthews, Mercer, Miner, Mitchell, Moore T, Nave, Nikolakakos, Oblander, Parry, Phalen, Read, Regier A, Reksten, Romano, Running Wolf, Rusk, Schillinger, Seekins-Crowe, Sheldon-Galloway, Smith F, Smith L, Smith T, Sprunger, Stafman, Stewart Peregoy, Sullivan, Thane, Tuss, Vinton, Walsh, Weatherwax, Welch, Windy Boy, Wirth, Yakawich, Zephyr, Zolnikov, Mr. Speaker.  
Total 95

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Nays: Carlson, Keenan, Nicol.  
Total 3

Voted absentee: None.

Excused: None.  
Total 0

Absent or not voting: Fern, Hawk.  
Total 2

**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 57** concurred in as follows:

Yeas: Abbott, Anderson, Barker, Baum, Bedey, Bergstrom, Bertoglio, Binkley, Bishop, Brewster, Brockman, Buckley, Butcher, Buttrey, Caferro, Carlson, Carter, Cohenour, Deming, Dooling, Duram, Essmann, Etchart, Falk, Fern, Fielder, Fitzgerald, Fitzpatrick, France, Frazer, Galloway, Gillette, Gist, Green, Gunderson, Hamilton, Harvey, Hastings, Hawk, Hellegaard, Hinkle C, Hinkle J, Hopkins, Howell, Jones, Karlen, Kassmier, Keenan, Keogh, Kerns, Kerr-Carpenter, Kmetz, Knudsen C, Knudsen R, Kortum, Ler, Loge, Lynch, Malone, Marler, Marshall, Matthews, Mercer, Miner, Mitchell, Moore T, Nave, Nicol, Nikolakakos, Oblander, Parry, Phalen, Read, Regier A, Reksten, Romano, Running Wolf, Rusk, Schillinger, Seekins-Crowe, Sheldon-Galloway, Smith L, Smith T, Sprunger, Stafman, Stewart Peregoy, Sullivan, Thane, Tuss, Vinton, Walsh, Weatherwax, Welch, Windy Boy, Wirth, Yakawich, Zephyr, Zolnikov, Mr. Speaker.  
Total 99

Nays: Smith F.  
Total 1

Voted absentee: None.

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**MOTIONS**

Majority Leader Vinton moved to re-refer **HB 70** to the Appropriations. Without objection, so ordered.

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Majority Leader Vinton moved to re-refer **HB 445** to the Appropriations. Without objection, so ordered.

**ANNOUNCEMENTS**

Committee meetings were announced by the committee chairs.

Majority Leader Vinton moved the House adjourn until 1:00 p.m., Friday, March 17, 2023. Motion carried.

House adjourned at 2:09 p.m.

CAROLYN TSCHIDA  
Chief Clerk of the House

MATT REGIER  
Speaker of the House