

**SENATE JOURNAL
68TH LEGISLATURE
THIRTY-FIRST LEGISLATIVE DAY**

Helena, Montana
February 13, 2023

Senate Chambers
State Capitol

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

Roll Call. Forty-eight members present. Senators Fox and Kelker, excused. Quorum Present.

BILLS AND JOURNALS (Lang, Chair) 2/13/2023

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

Correctly printed: **SB 121, SB 148, SB 176, SB 187, SB 206, SB 217, SB 221, SB 234, SB 306, SB 307, SB 308, SB 309, SB 310, SB 311, SB 312, SB 313, SB 314, SB 315, SB 316, SJ 9, HB 50, HB 51, HB 66, HB 68, HB 69, HB 84, HB 92, HB 104, HB 142, HB 169, HB 175, HB 178, HB 183.**

Correctly engrossed: **SB 117.**

Transmitted to the House: **SB 60, SB 190, SB 201, SB 215, SB 219, SB 220, HB 133.**

REPORTS OF STANDING COMMITTEES

BUSINESS, LABOR AND ECONOMIC AFFAIRS (Small, Chair) 02/10/2023

SB 22, introduced bill, be amended with [SB0022.001.002](#) and, as amended, do pass.
SB 165, introduced bill, be amended with [SB0165.001.001](#) and, as amended, do pass.
SB 178, introduced bill, be amended with [SB0178.001.002](#) and, as amended, do pass.
SB 211, introduced bill, be amended with [SB0211.001.001](#) and, as amended, do pass.
SB 216, do pass.
SB 236, introduced bill, be amended with [SB0236.001.001](#) and, as amended, do pass.
SB 244, introduced bill, be amended with [SB0244.001.001](#) and, as amended, do pass.
SB 263, do pass.
SB 270, introduced bill, be amended with [SB0270.001.001](#) and, as amended, do pass.

JUDICIARY, (Regier, Chair) 02/09/2023

SB 169, introduced bill, be amended with [SB0169.001.001](#) and, as amended, do pass.
SB 210, introduced bill, be amended with [SB0210.001.001](#) and, as amended, do pass.
SB 218, do pass.
SB 247, do pass.
SB 252, do pass.
HB 79, be amended with [HB0079.003.006](#) and, as amended, be concurred in.
HB 112, be amended with [HB0112.002.001](#) and, as amended, be concurred in.

STATE ADMINISTRATION (Cuffe, Chair) 02/10/2023

SB 197, do pass.
SB 222, introduced bill, be amended with [SB0222.001.002](#) and, as amended, do pass.
SB 254, do pass.
SR 49, be adopted.

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Without objection, the committee reports were adopted.

MESSAGES FROM THE GOVERNOR

January 2, 2023

The Honorable Jason Ellsworth
Senate President
Montana State Senate
Helena, MT 59620

By Hand and Electronic Delivery

Dear President Ellsworth:

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

Board of Pharmacy
MCA § 2-15-1733

As required by MCA § 5-5-302, I am submitting to the Senate for confirmation the following person who was appointed during the recess of the legislature:

- **Gail Tronstad**, 1015 Saddle Dr., Helena, MT, who was appointed on November 7, 2022, and whose term expires July 1, 2027. Ms. Tronstad fulfills the requirements as a Public Member. I support the confirmation of Ms. Tronstad.

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

I have asked Hannah Slusser, my Boards and Appointments Director, to coordinate with your office and Legislative Services as these appointments move through the confirmation process. Ms. Slusser can be reached at 444-5665 or by email at Hannah.Slusser@mt.gov.

Thank you for your consideration and service.

Sincerely,

Greg Gianforte
GOVERNOR

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January 2, 2023

The Honorable Jason Ellsworth
Senate President
Montana State Senate
Helena, MT 59620

By Hand and Electronic Delivery

Dear President Ellsworth:

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

Board of Physical Therapy Examiners
MCA § 2-15-1748

As required by MCA § 5-5-302, I am submitting to the Senate for confirmation the following persons who were appointed during the recess of the legislature:

- **Bonnie Larson**, PO Box 1015, Troy, MT 59935, was appointed to serve a term starting September 15, 2021, and through June 30, 2024. Bonnie Larson fulfills the requirement as a Public Member. I support the confirmation of Ms. Larson.
- **Anna Larson**, 665 Road Runner St., Helena, MT 59602, was appointed to serve a term starting September 15, 2021, and through June 30, 2024. Anna Larson fulfills the requirement as a Licensed Physical Therapist. I support the confirmation of Ms. Larson.
- **Bridgett Mennie**, 1024 Betty Avenue, Laurel, MT 59044, was appointed to serve a term starting September 15, 2021, and through June 30, 2024. Bridgett Mennie fulfills the requirement as a Licensed Physical Therapist. I support the confirmation of Ms. Mennie.

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

I have asked Hannah Slusser, my Boards and Appointments Director, to coordinate with your office and Legislative Services as these appointments move through the confirmation process. Ms. Slusser can be reached at 444-5665 or by email at Hannah.Slusser@mt.gov.

Thank you for your consideration and service.

Sincerely,

Greg Gianforte
GOVERNOR

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January 2, 2023

The Honorable Jason Ellsworth
Senate President
Montana State Senate
Helena, MT 59620

By Hand and Electronic Delivery

Dear President Ellsworth:

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

Board of Private Security
MCA § 2-15-1781

As required by MCA § 5-5-302, I am submitting to the Senate for confirmation the following persons who were appointed during the recess of the legislature:

- **Heidi Visocan**, 100 W Laurel Ave, Plentywood MT 59254, is appointed to serve a term starting May 3, 2022, and through August 1, 2024. Heidi Visocan fulfills the qualifications of being representative from a County Sheriff's office. I support the confirmation of Ms. Visocan.
- **Gabe Zeiler**, 1770 Pishkin Drive, Sidney MT 59270, is appointed to serve a term starting May 3, 2022, and through August 1, 2024. Gabe Zeiler fulfills the qualifications of being representative from a City Police Department. I support the confirmation of Mr. Zeiler.

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

I have asked Hannah Slusser, my Boards and Appointments Director, to coordinate with your office and Legislative Services as these appointments move through the confirmation process. Ms. Slusser can be reached at 444-5665 or by email at Hannah.Slusser@mt.gov.

Thank you for your consideration and service.

Sincerely,

Greg Gianforte
GOVERNOR

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

House bills passed and transmitted to the Senate for concurrence:

02/10/2023

HB 13, introduced by J. Fitzpatrick.
HB 127, introduced by F. Anderson
HB 264, introduced by M. Bertoglio
HB 298, introduced by M. Bertoglio

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FIRST READING AND COMMITMENT OF BILLS

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

SB 317, introduced by C. Friedel, D. Zolnikov, D. Lenz, J. Hinkle, M. Hopkins, L. Brewster, S. Essmann, M. Yakawich, N. Nicol, referred to Local Government.

SB 318, introduced by E. Boldman, referred to Judiciary.

SB 319, introduced by E. Boldman, W. Curdy, S. O'Brien, referred to Local Government.

SB 320, introduced by E. Boldman, D. Zolnikov, K. Zolnikov, A. Buckley, T. Vermeire, referred to Judiciary.

SB 321, introduced by E. Boldman, A. Olsen, M. Dunwell, T. Manzella, S. Vinton, J. Gross, K. Sullivan, J. Carlson, K. Zolnikov, A. Buckley, S. O'Brien, S. Vance, L. Smith, referred to Judiciary.

SB 322, introduced by S. Fitzpatrick, W. Curdy, E. Boldman, K. Sullivan, M. Thane, S. O'Brien, referred to State Administration.

SB 323, introduced by J. Trebas, D. Zolnikov, C. Knudsen, M. Hopkins, K. Bogner, C. Hinkle, referred to Local Government.

The following Senate bill was introduced and read first time:

SB 324, introduced by B. Brown.

The following Senate bill, previously introduced, was referred to committee:

SB 316, introduced by W. Curdy, S. Morigeau, P. Flowers, referred to Energy and Telecommunications.

The following House bills were introduced and read first time:

HB 13, introduced by J. Fitzpatrick.

HB 127, introduced by F. Anderson.

HB 264, introduced by M. Bertoglio.

HB 298, introduced by M. Bertoglio.

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

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

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

SB 226 - Senator Mandeville moved **SB 226** do pass.

SB 226 - Senator Mandeville moved **SB 226**, second reading copy, be amended with [SB0226.002.001](#). Amendment **adopted** as follows:

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Yeas: Bartel, Beard, Bogner, Brown, Emrich, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vermeire, Zolnikov.
Total 30

Nays: Boldman, Cuffe, Curdy, Dunwell, Ellis, Esp, Flowers, Gross, Hayman, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Vance, Webber, Welborn.
Total 18

Voted absentee: None.
Total 0

Excused: Fox, Kelker.
Total 2

Absent or not voting: None.
Total 0

SB 226, as amended, passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 33

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Gross, Hayman, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber, Welborn.
Total 15

Voted absentee: None.
Total 0

Excused: Fox, Kelker.
Total 2

Absent or not voting: None.
Total 0

SB 227 - Senator Mandeville moved **SB 227** do pass.

SB 227 - Senator Mandeville moved **SB 227**, second reading copy, be amended with [SB0227.002.001](#). Amendment **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 39

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Nays: Curdy, Dunwell, Ellis, Flowers, Gross, Hayman, Morigeau, Olsen, Webber.
Total 9

Voted absentee: None.
Total 0

Excused: Fox, Kelker.
Total 2

Absent or not voting: None.
Total 0

SB 227, as amended, passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 31

Nays: Boldman, Curdy, Dunwell, Ellis, Esp, Flowers, Gross, Hayman, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Small, Tempel, Webber.
Total 17

Voted absentee: None.
Total 0

Excused: Fox, Kelker.
Total 2

Absent or not voting: None.
Total 0

SB 229 - Senator Usher moved **SB 229** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Boldman.
Total 1

Voted absentee: None.
Total 0

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Excused: Fox, Kelker.
Total 2

Absent or not voting: None.
Total 0

SB 260 - Senator Salomon moved **SB 260** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 36

Nays: Boldman, Dunwell, Ellis, Flowers, Gross, Hayman, Lynch, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 12

Voted absentee: None.
Total 0

Excused: Fox, Kelker.
Total 2

Absent or not voting: None.
Total 0

SB 265 - Senator Noland moved **SB 265** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Fox, Kelker.
Total 2

Absent or not voting: None.
Total 0

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SR 29 - Senator Small moved the nominations transmitted by the Governor be concurred in and confirmed by the Senate in accordance with **SR 29**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Fox, Kelker.
Total 2

Absent or not voting: None.
Total 0

SR 30 - Senator Small moved the nominations transmitted by the Governor be concurred in and confirmed by the Senate in accordance with **SR 30**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Fox, Kelker.
Total 2

Absent or not voting: None.
Total 0

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SR 38 - Senator Small moved the nominations transmitted by the Governor be concurred in and confirmed by the Senate in accordance with **SR 38**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Fox, Kelker.
Total 2

Absent or not voting: None.
Total 0

SR 40 - Senator Small moved the nomination transmitted by the Governor be concurred in and confirmed by the Senate in accordance with **SR 40**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Flowers, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Fitzpatrick.
Total 1

Voted absentee: None.
Total 0

Excused: Fox, Kelker.
Total 2

Absent or not voting: None.
Total 0

HB 56 - Senator Beard moved **HB 56** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Friedel, Fuller, Gillespie, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,

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Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.

Total 47

Nays: Glimm.

Total 1

Voted absentee: None.

Total 0

Excused: Fox, Kelker.

Total 2

Absent or not voting: None.

Total 0

HB 65 - Senator Gross moved **HB 65** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.

Total 48

Nays: None.

Total 0

Voted absentee: None.

Total 0

Excused: Fox, Kelker.

Total 2

Absent or not voting: None.

Total 0

HB 93 - Senator McKamey moved **HB 93** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.

Total 48

Nays: None.

Total 0

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Voted absentee: None.
Total 0

Excused: Fox, Kelker.
Total 2

Absent or not voting: None.
Total 0

HB 94 - Senator Salomon moved **HB 94** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 33

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Gross, Hayman, Lynch, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 15

Voted absentee: None.
Total 0

Excused: Fox, Kelker.
Total 2

Absent or not voting: None.
Total 0

HB 260 - Majority Leader Fitzpatrick moved **HB 260** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 45

Nays: Lynch, Molnar, Olsen.
Total 3

Voted absentee: None.
Total 0

Excused: Fox, Kelker.
Total 2

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Absent or not voting: None.
Total 0

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

Senator Regier moved the Committee of the Whole report be adopted. Report **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 45

Nays: Dunwell, Gross, Olsen.
Total 3

Voted absentee: None.
Total 0

Excused: Fox, Kelker.
Total 2

Absent or not voting: None.
Total 0

THIRD READING OF BILLS

SB 176 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 31

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Gross, Hayman, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Salomon, Small, Tempel, Webber.
Total 17

Voted absentee: None.
Total 0

Excused: Fox, Kelker.
Total 2

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Absent or not voting: None.
Total 0

SB 187 passed as follows:

Yeas: Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Lang, Lynch, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 42

Nays: Bartel, Hayman, Lenz, Mandeville, Olsen, Usher.
Total 6

Voted absentee: None.
Total 0

Excused: Fox, Kelker.
Total 2

Absent or not voting: None.
Total 0

SB 206 passed as follows:

Yeas: Bartel, Bogner, Brown, Cuffe, Emrich, Fitzpatrick, Friedel, Fuller, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Mr. President, Noland, Regier K, Small, Trebas, Usher, Welborn, Zolnikov.
Total 25

Nays: Beard, Boldman, Curdy, Dunwell, Ellis, Esp, Flowers, Gillespie, Gross, Hayman, Lynch, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Tempel, Vance, Vermeire, Webber.
Total 23

Voted absentee: None.
Total 0

Excused: Fox, Kelker.
Total 2

Absent or not voting: None.
Total 0

SB 221 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,

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Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.

Total 48

Nays: None.

Total 0

Voted absentee: None.

Total 0

Excused: Fox, Kelker.

Total 2

Absent or not voting: None.

Total 0

SB 234 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.

Total 47

Nays: Olsen.

Total 1

Voted absentee: None.

Total 0

Excused: Fox, Kelker.

Total 2

Absent or not voting: None.

Total 0

HB 50, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.

Total 48

Nays: None.

Total 0

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Voted absentee: None.
Total 0

Excused: Fox, Kelker.
Total 2

Absent or not voting: None.
Total 0

HB 68, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Friedel, Fuller, Gillespie, Gross, Hayman, Hertz, Lynch, Mandeville, Manzella, McClafferty, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 39

Nays: Esp, Glimm, Hinebauch, Lang, Lenz, McGillvray, McKamey, Noland, Regier K.
Total 9

Voted absentee: None.
Total 0

Excused: Fox, Kelker.
Total 2

Absent or not voting: None.
Total 0

HB 69, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Fox, Kelker.
Total 2

Absent or not voting: None.
Total 0

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HB 92, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Fox, Kelker.
Total 2

Absent or not voting: None.
Total 0

HB 142, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Fox, Kelker.
Total 2

Absent or not voting: None.
Total 0

HB 169, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

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Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Gross, Hayman, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.

Total 14

Voted absentee: None.

Total 0

Excused: Fox, Kelker.

Total 2

Absent or not voting: None.

Total 0

HB 175, concurred in as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Vance, Vermeire, Webber, Welborn, Zolnikov.

Total 45

Nays: Beard, Molnar, Usher.

Total 3

Voted absentee: None.

Total 0

Excused: Fox, Kelker.

Total 2

Absent or not voting: None.

Total 0

HB 178, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Flowers, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.

Total 42

Nays: Dunwell, Ellis, Gross, Hayman, McClafferty, Olsen.

Total 6

Voted absentee: None.

Total 0

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Excused: Fox, Kelker.
Total 2

Absent or not voting: None.
Total 0

HB 183, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Fox, Kelker.
Total 2

Absent or not voting: None.
Total 0

MOTIONS

Majority Leader Fitzpatrick moved to re-refer **SB 226**, **SB 227**, **SB 229**, and **HB 260**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved that Senate rules related to absentee voting, indefinite postponement, and recognition of Senators be referred to the Rules Committee for review and/or amendment. The motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov, Mr. President.
Total 48

Nays: None.
Total 0

Voted absentee: None.
Total 0

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Excused: Fox, Kelker.
Total 2

Absent or not voting: None.
Total 0

Senator Hinebauch moved that **SB 276** be taken from the Business, Labor and Economic Affairs Committee and re-referred to the Judiciary Committee. The motion **failed** as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, McGillvray, Noland, Regier K, Tempel, Usher, Vance, Vermeire, Mr. President.
Total 24

Nays: Boldman, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Gross, Hayman, Lynch, Manzella, McClafferty, McKamey, Molnar, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Small, Trebas, Webber, Welborn, Zolnikov.
Total 24

Voted absentee: None.

Excused: Fox, Kelker.
Total 2

Absent or not voting: None.
Total 0

ANNOUNCEMENT OF COMMITTEE MEETINGS

Committee meetings were announced by the committee chairs.

Senator Dunwell arose on a point of personal privilege and apologized for an inaccurate statement made during discussion of **SB 226**.

Senator Small introduced the Pages for the coming week:

Kaliahna Lindvold from Miles City, Montana, sponsored by Senator Hinebauch
Erika Molnar from Laurel, Montana, sponsored by Senator Molnar
Marganne VanDyke from Glendive, Montana, sponsored by Senator Hinebauch.

Majority Leader Fitzpatrick moved the Senate adjourn until 1:00 p.m., 02/14/2023, the 32nd legislative day. Motion carried.

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Senate adjourned at 2:38 p.m.

MARILYN MILLER
Secretary of the Senate

JASON ELLSWORTH
President of the Senate