

**SENATE JOURNAL
68TH LEGISLATURE
FORTY-NINTH LEGISLATIVE DAY**

Helena, Montana
March 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. All members present. Quorum present.

BILLS AND JOURNALS (Lang, Chair)

Correctly printed: **SR 56, SR 57, HB 49, HB 52, HB 76, HB 79, HB 96, HB 97, HB 112, HB 320.**

Correctly engrossed: **SB 104, SB 303, HB 95.**

Examined by the sponsor and found to be correct: **SB 6.**

Signed by the Secretary of the Senate at 8:30 a.m., March 10, 2023: **SB 20, SB 91, SB 134, SB 135, SB 136, SR 11, SR 13, SR 16, SR 25, SR 29, SR 30, SR 38, SR 40, SR 44, SR 46, SR 48, SR 50.**

Signed by the Secretary of the Senate at 3:00 p.m., March 10, 2023: **SR 3, SR 15, SR 52.**

Signed by the President at 5:04 p.m., March 10, 2023: **SB 20, SB 91, SB 134, SB 135, SB 136, SR 11, SR 13, SR 16, SR 25, SR 29, SR 30, SR 38, SR 40, SR 44, SR 46, SR 48, SR 50.**

Signed by the President at 5:05 p.m., March 10, 2023: **SR 3, SR 15, SR 52.**

Delivered to the Secretary to the State at 2:57 p.m., March 13, 2023: **SR 3, SR 11, SR 13, SR 15, SR 16, SR 25, SR 29, SR 30, SR 38, SR 40, SR 44, SR 46, SR 48, SR 50, SR 52.**

COMMUNICATIONS AND PETITIONS

March 13, 2023

President Jason Ellsworth
Montana State Senate
State Capitol
Helena, MT 59620

Dear President Ellsworth:

On behalf of Chief Justice Mike McGrath, I am attaching the appointment notice for the chief judge of the Montana Water Court. The appointment is subject to Senate confirmation pursuant to 3-1-906, MCA.

Judge Russell McElyea's appointment notice, letter of application, and public comment are attached. Judge McElyea was the only applicant for the position. Please note Judge McElyea was first appointed to the court in July 2012 as the associate water court judge and as chief judge in 2013 and 2017. He was confirmed by the Senate in 2013, 2015, and in the November 2017 special session. This confirmation is for a full four-year term starting on August 1, 2021.

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Judge McElyea will be available as needed for a confirmation hearing. On behalf of Chief Justice McGrath, thank you in advance for considering the appointment.

Sincerely,

Beth McLaughlin
Supreme Court Administrator

REPORTS OF STANDING COMMITTEES

EDUCATION AND CULTURAL RESOURCES (Salomon, Chair) 03/10/2023
SR 33, be adopted.

FINANCE AND CLAIMS (Esp, Chair) 03/13/2023
SB 458, do pass.
SB 485, introduced bill, be amended with [SB0485.001.002](#) and, as amended, do pass.

STATE ADMINISTRATION (Cuffe, Chair) 03/10/2023
HB 109, be concurred in.
HB 143, be concurred in.
HB 199, be concurred in.

Without objection, committee reports were adopted.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

House bills passed and transmitted to the Senate for concurrence: 03/11/2023

HB 297, introduced by T. Welch
HB 355, introduced by J. Fitzpatrick
HB 362, introduced by D. Baum
HB 375, introduced by J. Fitzpatrick
HB 377, introduced by L. Reksten

FIRST READING AND COMMITMENT OF BILLS

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

HB 156, introduced by E. Buttrey (by request of the Economic Affairs Interim Committee), referred to Business, Labor, and Economic Affairs.
HB 203, introduced by D. Bedey, M. Bertoglio, referred to Education and Cultural Resources.
HB 210, introduced by R. Marshall, E. Buttrey, referred to State Administration.
HB 211, introduced by L. Brewster, C. Knudsen, S. Vinton, J. Kassmier, B. Phalen, S. Kerns, J. Schillinger, K. Seekins-Crowe, M. Malone, M. Yakawich, J. Etchart, J. Fitzpatrick, referred to Local Government.

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HB 214, introduced by M. Bertoglio, J. Kassmier, D. Bedey, referred to Education and Cultural Resources.

HB 215, introduced by D. Bedey, M. Malone, referred to Local Government.

HB 224, introduced by D. Harvey, referred to State Administration.

HB 227, introduced by T. Moore, D. Lenz, N. Duram, referred to Public Health, Welfare and Safety.

HB 231, introduced by B. Ler, referred to Education and Cultural Resources.

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

HB 244, introduced by D. Fern, referred to Local Government.

HB 247, introduced by S. Vinton, G. Hertz, C. Knudsen, referred to Business, Labor, and Economic Affairs.

HB 254, introduced by K. Zolnikov, D. Zolnikov, referred to Business, Labor, and Economic Affairs.

HB 272, introduced by S. Kerns, E. Buttrey, D. Zolnikov, W. McKamey, C. Hinkle, T. Smith, J. Bergstrom, referred to Business, Labor, and Economic Affairs.

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

HB 234, introduced by B. Phalen, B. Ler, B. Mitchell, J. Schillinger, S. Essmann, G. Oblander, J. Bergstrom, G. Kmetz, referred to Education and Cultural Resources.

HB 279, introduced by S. Kerns, E. Buttrey, D. Zolnikov, W. McKamey, D. Loge, F. Anderson, D. Bartel, C. Hinkle, T. Smith, J. Bergstrom, referred to Local Government.

HB 282, introduced by S. Galloway, E. Buttrey, J. Read, B. Keenan, D. Zolnikov, T. Manzella, M. Noland, D. Loge, F. Anderson, L. Sheldon-Galloway, J. Trebas, B. Usher, S. Vinton, M. Hopkins, R. Knudsen, B. Mercer, T. Moore, B. Ler, B. Phalen, F. Nave, L. Brewster, A. Regier, L. Reksten, J. Schillinger, J. Gillette, C. Hinkle, M. Binkley, R. Marshall, C. Friedel, S. Essmann, M. Yakawich, T. Brockman, T. Smith, G. Oblander, N. Nicol, L. Deming, T. Falk, J. Bergstrom, G. Kmetz, P. Green, J. Etchart, W. Rusk, B. Carter, referred to Local Government.

HB 287, introduced by J. Windy Boy, F. Smith, D. Salomon, M. Caferro, S. Stewart Peregoy, L. Jones, J. Cohenour, A. Olsen, W. Curdy, S. Webber, D. Fern, J. Hamilton, K. Abbott, E. Boldman, J. Small, L. Bishop, D. Harvey, E. Kerr-Carpenter, M. Weatherwax, T. Running Wolf, D. Bedey, M. Marler, C. Keogh, K. Sullivan, P. Flowers, M. Fox, E. Stafman, A. Buckley, K. Kortum, T. France, T. Brockman, E. Matthews, P. Green, D. Baum, J. Etchart, L. Smith, M. Romano, S. Howell, Z. Zephyr, referred to Education and Cultural Resources.

HB 289, introduced by G. Oblander, N. Duram, B. Phalen, L. Brewster, K. Zolnikov, L. Deming, G. Nikolakakos, referred to Natural Resources.

HB 292, introduced by J. Dooling, referred to Business, Labor, and Economic Affairs.

HB 305, introduced by E. Buttrey, L. Jones, M. Hopkins, K. Zolnikov, C. Sprunger, referred to Business, Labor, and Economic Affairs.

HB 310, introduced by J. Carlson, M. Caferro, referred to Public Health, Welfare and Safety.

HB 327, introduced by L. Hellegaard, E. Buttrey, J. Read, J. Ellis, L. Sheldon-Galloway, N. Duram, T. Moore, B. Phalen, A. Regier, S. Gist, J. Schillinger, K. Seekins-Crowe, R. Marshall, G. Parry, N. Nicol, J. Bergstrom, J. Etchart, Z. Wirth, referred to Highways and Transportation.

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

HB 13, introduced by J. Fitzpatrick (by request of the Office of Budget and Program Planning), referred to Finance and Claims.

HB 127, introduced by F. Anderson (by request of the Department of Revenue), referred to Business, Labor, and Economic Affairs.

HB 242, introduced by E. Buttrey, J. Small, M. Hopkins, J. Kassmier, A. Buckley, C. Friedel, T. Brockman, C. Sprunger, referred to Business, Labor, and Economic Affairs.

HB 245, introduced by S. Vinton, D. Salomon, M. Regier, F. Anderson, B. Usher, R. Knudsen, D. Bedey, C. Keogh, B. Ler, J. Carlson, L. Brewster, K. Zolnikov, K. Seekins-Crowe, M. Bertoglio, M. Thane, L. Deming, C. Sprunger, B. Barker, W. Rusk, referred to Education and Cultural Resources.

HB 246, introduced by S. Kerns, E. Buttrey, T. McGillvray, K. Regier, L. Jones, J. Cohenour, M. Lang, D. Zolnikov, J. Hinkle, F. Mandeville, M. Noland, D. Fern, R. Fitzgerald, F. Anderson, L. Sheldon-Galloway, J. Trebas, C. Knudsen, S. Vinton, T. Welch, S. Morigeau, J. Small, K. Bogner, J. Kassmier, B. Mercer, B. Ler, L. Brewster, K. Zolnikov, B. Mitchell, A. Regier, S. Gist, J. Schillinger, M. Stromswold, C. Hinkle, M. Bertoglio, G. Frazer, R. Marshall, C. Friedel, S. Essmann, T. Smith, R. Miner, G. Parry, G. Oblander, L. Deming, T. Falk, G. Nikolakakos, J. Bergstrom, G. Kmetz, P. Green, D. Baum, W. Rusk, J. Karlen, Z. Wirth, referred to Local Government.

HB 264, introduced by M. Bertoglio, F. Smith, M. Hopkins, J. Dooling, D. Bedey, L. Brewster, M. Malone, A. Buckley, G. Frazer, M. Binkley, T. Brockman, T. Smith, G. Parry, C. Sprunger, D. Baum, referred to State Administration.

HB 298, introduced by M. Bertoglio, D. Loge, M. Hopkins, R. Marshall, referred to State Administration.

HB 306, introduced by B. Mitchell, E. Buttrey, D. Salomon, J. Read, L. Jones, E. Butcher, J. Fielder, C. Glimm, G. Hertz, D. Lenz, B. Brown, J. Hinkle, F. Mandeville, T. Manzella, W. McKamey, M. Noland, S. Hinebauch, S. Gunderson, D. Loge, R. Fitzgerald, F. Anderson, L. Sheldon-Galloway, J. Trebas, D. Bartel, B. Usher, S. Vinton, T. Welch, B. Beard, J. Small, M. Hopkins, J. Ellsworth, N. Duram, J. Fuller, R. Knudsen, J. Dooling, K. Bogner, B. Gillespie, J. Kassmier, B. Mercer, T. Moore, B. Ler, B. Phalen, F. Nave, J. Carlson, L. Brewster, K. Zolnikov, A. Regier, L. Reksten, S. Kerns, S. Galloway, S. Gist, J. Schillinger, K. Seekins-Crowe, M. Malone, J. Gillette, M. Bertoglio, G. Frazer, M. Binkley, R. Marshall, S. Essmann, M. Yakawich, T. Brockman, T. Smith, R. Miner, G. Parry, G. Oblander, N. Nicol, L. Deming, D. Emrich, T. Vermeire, C. Sprunger, T. Falk, G. Nikolakakos, J. Bergstrom, G. Kmetz, P. Green, J. Etchart, B. Barker, L. Hellegaard, Z. Wirth, referred to State Administration.

HB 329, introduced by L. Smith, E. Kerr-Carpenter, G. Frazer, C. Sprunger, P. Green, J. Etchart, M. Romano, referred to State Administration.

HB 343, introduced by T. Brockman, referred to Natural Resources.

HB 348, introduced by K. Walsh, S. Gist, G. Frazer, referred to State Administration.

HB 353, introduced by J. Carlson, E. Buttrey, referred to Business, Labor, and Economic Affairs.

HB 356, introduced by B. Ler, E. Buttrey, D. Zolnikov, B. Brown, J. Hinkle, S. Gunderson, F. Anderson, J. Trebas, C. Knudsen, B. Usher, N. Duram, J. Fuller, R. Knudsen, B. Phalen, L. Brewster, K. Zolnikov, B. Mitchell, A. Regier, P. Fielder, K. Seekins-Crowe, C. Hinkle, R. Marshall, S. Essmann, M. Yakawich, T. Smith, R. Miner, L. Deming, C. Sprunger, J. Bergstrom, G. Kmetz, P. Green, B. Barker, referred to Judiciary.

HB 361, introduced by B. Ler, C. Glimm, D. Zolnikov, B. Brown, J. Hinkle, S. Gunderson, J. Trebas, C. Knudsen, B. Usher, N. Duram, J. Fuller, R. Knudsen, B. Phalen, B. Mitchell, A. Regier, P. Fielder, K. Seekins-Crowe, C. Hinkle, R. Marshall, S. Essmann, M. Yakawich,

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T. Smith, R. Miner, L. Deming, J. Bergstrom, G. Kmetz, P. Green, referred to Judiciary.
HB 365, introduced by S. Kerns, C. Knudsen, N. Duram, A. Regier, C. Hinkle, referred to Highways and Transportation.

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

HB 223, introduced by S. Kerns, E. Buttrey, D. Lenz, S. Hinebauch, R. Fitzgerald, F. Anderson, J. Trebas, C. Knudsen, J. Small, N. Duram, J. Dooling, J. Kassmier, B. Phalen, K. Zolnikov, B. Mitchell, J. Schillinger, M. Stromswold, C. Hinkle, G. Frazer, M. Binkley, S. Essmann, T. Brockman, T. Smith, G. Parry, C. Sprunger, G. Nikolakakos, P. Green, B. Barker, referred to Taxation.

HB 262, introduced by J. Schillinger, referred to Local Government.

HB 291, introduced by L. Brewster, C. Knudsen, S. Vinton, B. Phalen, G. Kmetz, referred to Local Government.

HB 295, introduced by J. Bergstrom, S. Hinebauch, C. Knudsen, R. Knudsen, B. Ler, referred to State Administration.

HB 299, introduced by J. Hinkle, A. Buckley, referred to Local Government.

HB 314, introduced by T. Brockman, referred to Business, Labor, and Economic Affairs.

HB 325, introduced by L. Hellegaard, J. Read, E. Butcher, L. Sheldon-Galloway, B. Phalen, A. Regier, S. Kerns, S. Gist, J. Schillinger, K. Seekins-Crowe, R. Marshall, G. Parry, N. Nicol, J. Bergstrom, J. Etchart, Z. Wirth, referred to Taxation.

HB 345, introduced by J. Hamilton, J. Trebas, T. Welch, M. Thane, referred to Taxation.

HB 358, introduced by K. Zolnikov, L. Sheldon-Galloway, C. Knudsen, B. Ler, S. Kerns, S. Galloway, C. Hinkle, G. Frazer, G. Oblander, G. Nikolakakos, W. Rusk, referred to Business, Labor, and Economic Affairs.

HB 371, introduced by K. Walsh, J. Welborn, referred to Business, Labor, and Economic Affairs.

HB 379, introduced by T. Welch, M. Thane, referred to Business, Labor, and Economic Affairs.

HB 400, introduced by B. Mercer, referred to State Administration.

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

HB 158, introduced by J. Kassmier (by request of the Department of Livestock), referred to Agriculture, Livestock and Irrigation.

HB 159, introduced by J. Kassmier (by request of the Department of Livestock), referred to Agriculture, Livestock and Irrigation.

HB 243, introduced by M. Marler, N. Duram, referred to Fish and Game.

HB 257, introduced by C. Sprunger, D. Salomon, N. Duram, D. Bedey, L. Reksten, M. Bertoglio, T. Smith, E. Matthews, referred to Education and Cultural Resources.

HB 284, introduced by J. Schillinger, referred to Energy and Telecommunications.

HB 301, introduced by D. Baum, S. Vinton, N. Duram, E. Kerr-Carpenter, B. Mercer, T. Moore, L. Brewster, K. Zolnikov, K. Seekins-Crowe, D. Hawk, C. Friedel, S. Essmann, M. Yakawich, G. Oblander, N. Nicol, L. Deming, J. Etchart, referred to Judiciary.

HB 311, introduced by M. Yakawich, L. Smith, referred to Public Health, Welfare and Safety.

HB 322, introduced by C. Hinkle, J. Read, B. Brown, J. Hinkle, T. Manzella, N. Duram, B. Ler, B. Phalen, F. Nave, B. Mitchell, A. Regier, S. Kerns, J. Schillinger, R. Marshall, referred to Judiciary.

HB 331, introduced by G. Oblander, S. Gist, T. Smith, N. Nicol, referred to Highways and Transportation.

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HB 336, introduced by E. Buttrey, S. Fitzpatrick, J. Small, J. Ellsworth, J. Carlson, A. Buckley, referred to Business, Labor, and Economic Affairs.

HB 338, introduced by J. Windy Boy, F. Smith, S. Stewart Peregoy, K. Abbott, M. Hopkins, E. Kerr-Carpenter, T. Running Wolf, C. Keogh, A. Buckley, D. Hawk, M. Thane, P. Tuss, M. Romano, S. Howell, J. Fitzpatrick, referred to Education and Cultural Resources.

HB 392, introduced by J. Etchart, E. Kerr-Carpenter, T. Moore, K. Zolnikov, J. Gillette, referred to Public Health, Welfare and Safety.

HB 397, introduced by B. Mercer, referred to Judiciary.

HB 409, introduced by A. Regier, referred to Business, Labor, and Economic Affairs.

HB 410, introduced by B. Ler, C. Knudsen, A. Regier, T. Smith, referred to Judiciary.

HB 412, introduced by D. Bedey, referred to Legislative Administration.

HB 417, introduced by J. Cohenour, F. Smith, J. Windy Boy, S. Stewart Peregoy, M. Lang, B. Brown, M. Dunwell, D. Hayman, T. Manzella, C. Pope, S. Webber, S. Hinebauch, D. Fern, D. Loge, R. Fitzgerald, J. Trebas, B. Usher, J. Hamilton, B. Beard, J. Small, J. Ellsworth, N. Duram, R. Knudsen, J. Dooling, D. Harvey, E. Kerr-Carpenter, M. Marler, C. Keogh, K. Sullivan, K. Zolnikov, L. Reksten, E. Stafman, K. Kortum, M. Bertoglio, D. Hawk, M. Binkley, T. France, M. Thane, C. Friedel, S. Essmann, R. Miner, E. Matthews, D. Emrich, C. Sprunger, P. Tuss, J. Bergstrom, G. Kmetz, D. Baum, J. Lynch, M. Romano, S. Howell, J. Karlen, B. Carter, Z. Zephyr, referred to Public Health, Welfare and Safety.

HB 422, introduced by T. Falk, L. Sheldon-Galloway, S. Gist, T. Brockman, D. Emrich, G. Kmetz, referred to Public Health, Welfare and Safety.

HB 433, introduced by T. Welch, W. Sales, referred to Local Government.

HB 436, introduced by L. Sheldon-Galloway, referred to Judiciary.

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

HB 333, introduced by G. Oblander, S. Gist, T. Smith, N. Nicol, referred to Highways and Transportation.

HB 376, introduced by J. Gillette, E. Butcher, F. Anderson, C. Knudsen, S. Vinton, N. Duram, K. Zolnikov, B. Mitchell, P. Fielder, S. Kerns, S. Gist, J. Schillinger, G. Oblander, L. Deming, T. Falk, G. Kmetz, Z. Wirth, N. Hastings, referred to Business, Labor, and Economic Affairs.

HB 425, introduced by E. Kerr-Carpenter, R. Lynch, A. Buckley, D. Baum, referred to Judiciary.

HB 438, introduced by D. Loge, R. Fitzgerald, M. Marler, M. Yakawich, G. Nikolakakos, referred to Fish and Game.

HB 443, introduced by K. Seekins-Crowe, B. Keenan, F. Nave, S. Galloway, C. Hinkle, R. Marshall, M. Yakawich, J. Etchart, referred to Business, Labor, and Economic Affairs.

HB 452, introduced by B. Mercer, referred to Judiciary.

HB 458, introduced by F. Anderson, E. McClafferty, E. Butcher, J. Kassmier, K. Sullivan, B. Mitchell, S. Kerns, S. Gist, G. Nikolakakos, G. Kmetz, referred to Education and Cultural Resources.

HB 460, introduced by S. Gunderson, referred to Natural Resources.

HB 474, introduced by D. Fern, referred to Judiciary.

HB 491, introduced by S. Gunderson, referred to Highways and Transportation.

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

HB 304, introduced by J. Hinkle, F. Smith, E. Buttrey, J. Read, T. McGillvray, L. Jones, E. Butcher, B. Keenan, D. Zolnikov, T. Manzella, W. McKamey, M. Noland, S. Hinebauch, D. Fern, D. Loge,

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C. Knudsen, S. Vinton, J. Dooling, T. Running Wolf, B. Gillespie, B. Ler, B. Phalen, L. Brewster, B. Mitchell, A. Regier, P. Fielder, S. Kerns, S. Galloway, S. Gist, J. Schillinger, J. Gillette, C. Hinkle, M. Bertoglio, M. Binkley, T. Smith, R. Miner, G. Parry, G. Oblander, L. Deming, D. Emrich, J. Bergstrom, G. Kmetz, P. Green, D. Baum, J. Karlen, B. Carter, J. Fitzpatrick, Z. Wirth, referred to Local Government.

HB 313, introduced by J. Etchart, J. Windy Boy, T. McGillvray, K. Regier, B. Keenan, D. Lenz, J. Hinkle, T. Manzella, S. Hinebauch, S. Gunderson, M. Regier, L. Sheldon-Galloway, J. Trebas, C. Knudsen, B. Usher, S. Vinton, B. Beard, M. Hopkins, N. Duram, R. Knudsen, J. Dooling, M. Weatherwax, K. Bogner, T. Running Wolf, B. Gillespie, B. Mercer, T. Moore, B. Ler, B. Phalen, F. Nave, J. Carlson, L. Brewster, K. Zolnikov, B. Mitchell, A. Regier, P. Fielder, S. Galloway, S. Gist, J. Schillinger, K. Seekins-Crowe, M. Malone, J. Gillette, C. Hinkle, M. Binkley, R. Marshall, C. Friedel, S. Essmann, M. Yakawich, T. Brockman, T. Smith, G. Parry, G. Oblander, N. Nicol, L. Deming, D. Emrich, C. Sprunger, G. Nikolakakos, P. Tuss, J. Bergstrom, G. Kmetz, P. Green, B. Barker, W. Rusk, L. Hellegaard, J. Fitzpatrick, N. Hastings, referred to Public Health, Welfare and Safety.

HB 317, introduced by J. Windy Boy, F. Smith, M. Caferro, S. Stewart Peregoy, K. Abbott, S. Morigeau, E. Kerr-Carpenter, M. Weatherwax, C. Keogh, K. Sullivan, M. Fox, E. Stafman, A. Buckley, K. Kortum, D. Hawk, T. France, M. Thane, E. Matthews, P. Tuss, D. Baum, J. Etchart, L. Smith, M. Romano, S. Howell, B. Carter, Z. Zephyr, referred to Judiciary.

HB 335, introduced by D. Bedey, D. Fern, S. Gist, referred to State Administration.

HB 384, introduced by J. Hinkle, R. Knudsen, J. Dooling, B. Ler, K. Seekins-Crowe, M. Binkley, T. Smith, P. Green, referred to State Administration.

HB 396, introduced by N. Hastings, S. Vinton, R. Knudsen, T. Moore, K. Seekins-Crowe, S. Essmann, referred to Education and Cultural Resources.

HB 426, introduced by M. Yakawich, T. McGillvray, K. Seekins-Crowe, referred to Judiciary.

HB 427, introduced by S. Kerns, referred to Business, Labor, and Economic Affairs.

HB 455, introduced by B. Mitchell, E. Buttrey, C. Knudsen, S. Morigeau, J. Small, M. Hopkins, K. Bogner, K. Zolnikov, C. Hinkle, R. Marshall, T. Brockman, T. Smith, referred to Business, Labor, and Economic Affairs.

HB 456, introduced by B. Ler, G. Hertz, M. Regier, B. Phalen, B. Mitchell, A. Regier, P. Fielder, R. Marshall, T. Smith, R. Miner, P. Green, L. Hellegaard, referred to Fish and Game.

HB 488, introduced by S. Galloway, E. Buttrey, J. Read, S. Gunderson, D. Loge, J. Trebas, M. Hopkins, B. Ler, B. Phalen, S. Gist, J. Schillinger, K. Seekins-Crowe, M. Binkley, M. Yakawich, G. Oblander, L. Deming, T. Falk, J. Bergstrom, G. Kmetz, referred to Local Government.

HB 489, introduced by T. Brockman, referred to Highways and Transportation.

HB 493, introduced by J. Dooling, J. Carlson, referred to Legislative Administration.

HB 499, introduced by E. Kerr-Carpenter, J. Small, referred to Business, Labor, and Economic Affairs.

HB 512, introduced by B. Mercer, referred to Judiciary.

HB 518, introduced by B. Mercer, S. Fitzpatrick, referred to Judiciary.

HB 540, introduced by M. Hopkins, referred to State Administration.

HB 712, introduced by Z. Wirth, B. Phalen, referred to State Administration.

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

HB 675, introduced by L. Brewster, referred to Local Government.

HB 676, introduced by K. Seekins-Crowe, J. Read, T. McGillvray, M. Lang, M. Noland, D. Bartel, B. Beard, B. Ler, B. Phalen, F. Nave, J. Carlson, K. Zolnikov, J. Schillinger, M. Malone, M. Binkley, M. Yakawich, J. Etchart, N. Hastings, referred to Judiciary.

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- HB 680**, introduced by K. Seekins-Crowe, referred to Judiciary.
- HB 685**, introduced by M. Bertoglio, referred to Local Government.
- HB 689**, introduced by L. Sheldon-Galloway, referred to Judiciary.
- HB 690**, introduced by K. Sullivan, referred to Judiciary.
- HB 691**, introduced by G. Oblander, K. Zolnikov, S. Galloway, S. Gist, T. Smith, N. Nicol, L. Deming, G. Kmetz, J. Etchart, referred to Business, Labor, and Economic Affairs.
- HB 695**, introduced by B. Mercer, referred to Judiciary.
- HB 697**, introduced by B. Mercer, referred to Judiciary.
- HB 706**, introduced by N. Hastings, A. Regier, J. Gillette, J. Etchart, referred to Public Health, Welfare and Safety.
- HB 707**, introduced by J. Etchart, T. McGillvray, B. Usher, K. Zolnikov, K. Seekins-Crowe, C. Friedel, S. Essmann, M. Yakawich, G. Parry, G. Oblander, L. Deming, N. Hastings, referred to Education and Cultural Resources.
- HB 714**, introduced by B. Mercer, referred to Legislative Administration.
- HB 715**, introduced by J. Carlson, J. Read, T. McGillvray, K. Regier, G. Hertz, D. Lenz, B. Brown, J. Hinkle, F. Mandeville, M. Noland, S. Hinebauch, L. Sheldon-Galloway, J. Trebas, D. Bartel, B. Usher, B. Beard, M. Hopkins, J. Ellsworth, N. Duram, J. Fuller, K. Bogner, B. Ler, B. Phalen, F. Nave, K. Zolnikov, B. Mitchell, A. Regier, S. Gist, J. Schillinger, K. Seekins-Crowe, C. Hinkle, R. Marshall, M. Yakawich, T. Smith, N. Nicol, G. Kmetz, J. Etchart, referred to Public Health, Welfare and Safety.
- HB 721**, introduced by M. Regier, B. Usher, S. Vinton, R. Knudsen, L. Deming, referred to Judiciary.
- HB 722**, introduced by M. Regier, B. Usher, T. Moore, referred to Judiciary.
- HB 731**, introduced by S. Galloway, E. Buttrey, J. Read, E. Butcher, M. Noland, L. Sheldon-Galloway, M. Hopkins, B. Phalen, F. Nave, L. Brewster, S. Gist, K. Seekins-Crowe, R. Marshall, C. Friedel, T. Brockman, T. Smith, G. Oblander, N. Nicol, G. Kmetz, J. Etchart, referred to Local Government.
- HB 735**, introduced by S. Galloway, J. Read, E. Butcher, M. Noland, S. Gunderson, L. Sheldon-Galloway, J. Fuller, B. Phalen, L. Brewster, B. Mitchell, S. Gist, K. Seekins-Crowe, R. Marshall, M. Yakawich, T. Brockman, T. Smith, G. Oblander, N. Nicol, G. Kmetz, J. Etchart, referred to Judiciary.
- HB 738**, introduced by R. Fitzgerald, referred to Agriculture, Livestock and Irrigation.
- HB 739**, introduced by B. Mercer, referred to Legislative Administration.
- HB 741**, introduced by L. Smith, K. Seekins-Crowe, referred to Judiciary.
- HB 742**, introduced by L. Smith, E. Kerr-Carpenter, J. Carlson, K. Seekins-Crowe, referred to Judiciary.
- HB 744**, introduced by G. Kmetz, referred to Education and Cultural Resources.
- HB 745**, introduced by G. Kmetz, referred to Education and Cultural Resources.

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

- HB 754**, introduced by L. Hellegaard, N. Duram, B. Phalen, B. Mitchell, J. Schillinger, L. Deming, N. Hastings, referred to State Administration.
- HB 761**, introduced by M. Hopkins, D. Zolnikov, referred to Highways and Transportation.
- HB 764**, introduced by D. Loge, referred to Highways and Transportation.
- HB 770**, introduced by M. Regier, K. Zolnikov, referred to Business, Labor, and Economic Affairs.
- HB 795**, introduced by P. Tuss, S. Gist, referred to Natural Resources.

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

HB 82, introduced by G. Nikolakakos (by request of the Department of Military Affairs), referred to State Administration.

HB 196, introduced by L. Hellegaard, F. Smith, J. Read, B. Keenan, J. Hinkle, L. Sheldon-Galloway, B. Beard, N. Duram, R. Knudsen, K. Bogner, B. Mercer, T. Moore, B. Phalen, F. Nave, A. Regier, S. Gist, J. Schillinger, K. Seekins-Crowe, M. Malone, M. Binkley, R. Marshall, S. Essmann, L. Deming, J. Bergstrom, referred to State Administration.

HB 241, introduced by J. Kassmier, E. Buttrey, D. Loge, B. Ler, referred to Local Government.

HB 302, introduced by A. Buckley, M. Caferro, C. Knudsen, R. Knudsen, E. Kerr-Carpenter, K. Bogner, J. Kassmier, K. Zolnikov, C. Sprunger, referred to Business, Labor, and Economic Affairs.

HB 312, introduced by J. Etchart, M. Caferro, R. Marshall, L. Smith, referred to Public Health, Welfare and Safety.

The following House Joint Resolutions were introduced, read first time, and referred to committee:

HJ 7, introduced by M. Malone, J. Esp, C. Knudsen, L. Bishop, T. Running Wolf, B. Phalen, L. Brewster, B. Mitchell, A. Buckley, S. Essmann, T. Smith, R. Miner, referred to Natural Resources.

HJ 10, introduced by S. Vinton, S. Fitzpatrick, M. Regier, J. Ellsworth, R. Knudsen, K. Bogner, referred to Business, Labor, and Economic Affairs.

HJ 12, introduced by C. Knudsen, R. Lynch, B. Ler, J. Carlson, B. Mitchell, K. Seekins-Crowe, A. Buckley, M. Binkley, S. Essmann, G. Oblander, J. Etchart, referred to Public Health, Welfare and Safety.

The following House bills were introduced and read first time:

HB 297, introduced by T. Welch, E. Buttrey, D. Salomon, K. Regier, L. Jones, R. Fitzgerald, B. Usher, J. Kassmier, S. Kerns, R. Marshall, J. Fitzpatrick.

HB 355, introduced by J. Fitzpatrick, E. Buttrey, M. Cuffe, D. Salomon, J. Read, S. Stewart Peregoy, J. Welborn, B. Keenan, M. Lang, D. Zolnikov, R. Lynch, F. Mandeville, D. Loge, R. Fitzgerald, F. Anderson, C. Knudsen, T. Welch, J. Small, M. Hopkins, R. Tempel, J. Fuller, J. Dooling, D. Harvey, B. Gillespie, J. Kassmier, L. Brewster, K. Zolnikov, S. Kerns, K. Walsh, M. Bertoglio, D. Hawk, G. Frazer, M. Binkley, S. Essmann, M. Yakawich, G. Parry, T. Vermeire, C. Sprunger, G. Nikolakakos, P. Tuss, J. Etchart, J. Lynch, W. Rusk, Z. Wirth.

HB 362, introduced by D. Baum, S. Stewart Peregoy, J. Cohenour, D. Fern, B. Usher, D. Harvey, E. Kerr-Carpenter, M. Marler, K. Sullivan, L. Brewster, K. Zolnikov, B. Mitchell, S. Gist, E. Stafman, K. Kortum, M. Bertoglio, D. Hawk, G. Frazer, C. Friedel, R. Miner, E. Matthews, J. Bergstrom, J. Lynch, L. Smith, M. Romano, S. Howell, J. Karlen, Z. Zephyr.

HB 375, introduced by J. Fitzpatrick, E. McClafferty, J. Windy Boy, J. Welborn, R. Lynch, R. Fitzgerald, T. Welch, D. Harvey, K. Walsh, D. Hawk, G. Frazer, T. Vermeire, J. Lynch.

HB 377, introduced by L. Reksten, S. Vinton, T. Moore, M. Bertoglio, C. Sprunger.

The following House bills, previously introduced, were referred to committee:

HB 135, introduced by M. Bertoglio (by request of the Teachers' Retirement Board), referred to State Administration.

HB 181, introduced by L. Reksten, L. Jones, B. Beard, T. Moore, D. Bedey, M. Bertoglio,

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J. Etchart, B. Barker, referred to Finance and Claims.

HB 217, introduced by G. Parry, J. Read, J. Schillinger, G. Kmetz, referred to Fish and Game.

HB 274, introduced by S. Kerns, E. Buttrey, E. Butcher, B. Brown, J. Hinkle, W. McKamey, S. Gunderson, R. Fitzgerald, F. Anderson, L. Sheldon-Galloway, M. Hopkins, B. Ler, M. Malone, C. Hinkle, R. Marshall, S. Essmann, T. Smith, L. Deming, G. Nikolakakos, J. Bergstrom, J. Karlen, referred to Finance and Claims.

**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. President Ellsworth in the chair.

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

HB 104- Majority Leader Fitzpatrick moved consideration of **HB 104** be passed for the day. Without objection, so ordered.

HB 100 - Senator Lang moved **HB 100** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, 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 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 246 - Senator Zolnikov moved **SB 246** do pass. 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

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

Total 17

Voted absentee: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 102 - Senator Glimm moved **HB 102** be concurred in. 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, Mr. President, Noland, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.

Total 45

Nays: Boldman, Fox, Kelker, Morigeau, O'Brien.

Total 5

Voted absentee: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 38 - Senator Friedel moved **HB 38** be concurred in. Motion carried as follows:

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

Total 35

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

Total 15

Voted absentee: None.

Total 0

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Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 487 - Senator Vance moved **SB 487** do pass.

SB 487 - Senator Esp moved **SB 487**, second reading copy, be amended with [SB0487.001.001](#).
Amendment **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, 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 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 487, as amended, **failed** as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Esp, Fitzpatrick, Fuller, Glimm, Hertz, Lang, Lenz, Mandeville, Manzella, McKamey, Mr. President, Noland, Regier K, Salomon, Small, Tempel, Vance, Vermeire, Zolnikov.
Total 24

Nays: Boldman, Curdy, Dunwell, Ellis, Emrich, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Hinebauch, Kelker, Lynch, McClafferty, McGillvray, Molnar, Morigeau, O'Brien, Olsen, Pope, Sales, Trebas, Usher, Webber, Welborn.
Total 26

Voted absentee: None.
Total 0

Excused: None.
Total 0

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Absent or not voting: None.
Total 0

SB 487 - Majority Leader Fitzpatrick moved **SB 487** be indefinitely postponed. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vermeire, Webber, Welborn, Zolnikov.
Total 46

Nays: Esp, Hertz, McKamey, Vance.
Total 4

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 286 - Senator Gross moved **HB 286** be concurred in. Motion carried as follows:

Yeas: Bartel, Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lang, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 39

Nays: Beard, Brown, Emrich, Esp, Fuller, Hinebauch, Lenz, Manzella, Regier K, Trebas, Usher.
Total 11

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 25 - Senator Hertz moved **HB 25** 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,

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Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.

Total 33

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

Total 17

Voted absentee: None.

Total 0

Excused: None.

Total 0

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.

Majority Leader Fitzpatrick moved the Committee of the Whole report be adopted. Report **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, 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 50

Nays: None.

Total 0

Voted absentee: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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THIRD READING OF BILLS

HB 52, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, 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 48

Nays: Dunwell, Olsen.

Total 2

Voted absentee: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 76, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, 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 50

Nays: None.

Total 0

Voted absentee: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 320, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, 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: Emrich, Lenz.

Total 2

Voted absentee: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

MOTIONS

Majority Leader Fitzpatrick moved to re-refer **SB 246**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved to re-refer **HB 38**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

SPECIAL ORDERS OF THE DAY

Senator Small introduced the Pages for the coming week:

Laura Fitzpatrick from Great Falls, Montana, sponsored by Senator Fitzpatrick

Jordan Olson from Roundup, Montana, sponsored by Senator Usher

Alysa Rapp from Great Falls, Montana, sponsored by Senator Heinbauch

ANNOUNCEMENT OF COMMITTEE MEETINGS

Committee meetings were announced by the committee chairs.

Majority Leader Fitzpatrick moved the Senate adjourn until 1:00 p.m., 03/14/2023, the 50th legislative day. Motion carried.

Senate adjourned at 1:57 p.m.

MARILYN MILLER
Secretary of the Senate

JASON ELLSWORTH
President of the Senate