

**SENATE JOURNAL
68TH LEGISLATURE
SEVENTY-FIFTH LEGISLATIVE DAY**

Helena, Montana
April 17, 2023

Senate Chambers
State Capitol

Senate convened at 10:00 a.m. President Ellsworth presiding. Invocation by Pastor Johnson. Pledge of Allegiance to the Flag.

Roll Call. Forty-eight members present. Senators Brown and McGillvray, excused. Quorum present.

BILLS AND JOURNALS (Lang, Chair)

Correctly printed: **SJ 23, SJ 24, SJ 25, HB 16, HB 29, HB 32, HB 174, HB 189, HB 217, HB 220, HB 225, HB 229, HB 244, HB 245, HB 297, HB 317, HB 377, HB 382, HB 396, HB 398, HB 402, HB 423, HB 452, HB 460, HB 479, HB 486, HB 488, HB 517, HB 523, HB 551, HB 580, HB 587, HB 588, HB 590, HB 591, HB 612, HB 614, HB 631, HB 656, HB 668, HB 680, HB 691, HB 697, HB 702, HB 734, HB 743, HB 749, HB 775, HB 783, HB 791, HB 800, HB 886, HB 902, HB 915, HB 937, HB 968.**

Correctly engrossed: **HB 10, HB 91, HB 136, HB 137, HB 164, HB 190, HB 196, HB 218, HB 241, HB 304, HB 332, HB 339, HB 359, HB 412, HB 437, HB 487, HB 520, HB 561, HB 576, HB 597, HB 652, HB 676, HB 707, HB 804, HB 808, HB 881, HB 925, HB 941, HB 949.**

Transmitted to the House: **HB 32, HB 115, HB 242, HB 303, HB 305, HB 309, HB 317, HB 422, HB 423, HB 452, HB 477, HB 488, HB 490, HB 499, HB 523, HB 529, HB 543, HB 590, HB 591, HB 631, HB 668, HB 674, HB 691, HB 693, HB 697, HB 702, HB 712, HB 775, HB 783, HB 800.**

Signed by the Secretary of the Senate at 6:30 a.m., April 7, 2023: **SB 99.**

Signed by the President at 12:00 p.m., April 17, 2023: **SB 99.**

Signed by the Speaker at 1:40 p.m., April 17, 2023: **SB 99.**

Delivered to the Governor at 1:45 p.m., April 17, 2023: **SB 99.**

REPORTS OF STANDING COMMITTEES

BUSINESS, LABOR, AND ECONOMIC AFFAIRS (Small, Chair)

04/17/2023

HB 128, be concurred in.

HB 137, be amended with [HB0137.002.002](#) and, as amended, be concurred in.

HB 437, be amended with [HB0437.001.001](#) and, as amended, be concurred in.

HB 808, be amended with [HB0808.001.001](#) and, as amended, be concurred in.

HB 881, be amended with [HB0881.002.003](#) and, as amended, be concurred in.

HB 898, be concurred in.

HB 918, be concurred in.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

Senate bills concurred in and returned to the Senate:

04/14/2023

SB 46, introduced by W. McKamey

SB 345, introduced by M. Noland

SENATE JOURNAL
SEVENTY-FIFTH LEGISLATIVE DAY - April 17, 2023

SB 419, introduced by S. Vance

Senate amendments to House bills concurred in:

HB 63, introduced by S. Kerns
HB 188, introduced by G. Parry
HB 247, introduced by S. Vinton
HB 284, introduced by J. Schillinger
HB 450, introduced by J. Hinkle
HB 457, introduced by A. Buckley
HB 619, introduced by C. Keogh
HB 622, introduced by D. Loge
HB 797, introduced by J. Windy Boy
HB 805, introduced by R. Fitzgerald

FIRST READING AND COMMITMENT OF BILLS

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

SJ 24, introduced by B. Usher, referred to Education and Cultural Resources.
SJ 25, introduced by M. Dunwell, B. Beard, M. Bertoglio, K. Bogner, E. Butcher, M. Caferro, M. Cuffe, J. Ellis, J. Esp, D. Fern, R. Fitzgerald, T. France, S. Galloway, G. Hertz, C. Hinkle, J. Karlen, B. Keenan, M. Lang, D. Lenz, R. Lynch, R. Miner, B. Molnar, C. Pope, J. Read, K. Regier, M. Romano, W. Sales, J. Small, L. Smith, S. Vance, K. Walsh, M. Yakawich, referred to Public Health, Welfare and Safety.

SPECIAL ORDERS OF THE DAY

Senator Small introduced the Pages for the coming week:

Molly Kiefer, from Shelby, Montana, sponsored by Senator Gillespie
Sebastian Lopez, from Chula Vista, California, sponsored by Senator Ellsworth
Lily Osborne, from Missoula, Montana, sponsored by Senator Boldman
Elliot Smith, from Missoula, Montana, sponsored by Senator Boldman

**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 722 - Majority Leader Fitzpatrick moved consideration of **HB 722** be moved to the top of the board. Without objection, so ordered.

SENATE JOURNAL
SEVENTY-FIFTH LEGISLATIVE DAY - April 17, 2023

HB 364 - Majority Leader Fitzpatrick moved consideration of **HB 364** be moved to the top of the board. Without objection, so ordered.

HB 45 - Majority Leader Fitzpatrick moved consideration of **HB 45** be moved to the top of the board. Without objection, so ordered.

HB 37 - Majority Leader Fitzpatrick moved consideration of **HB 37** be moved to the top of the board. Without objection, so ordered.

HB 37 - Senator Lenz moved **HB 37** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Curdy, Dunwell, Ellis, Emrich, Flowers, Fox, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Manzella, McClafferty, McGillvray, Morigeau, Noland, O'Brien, Olsen, Pope, Regier K, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.

Total 37

Nays: Cuffe, Esp, Fitzpatrick, Friedel, Fuller, Kelker, Mandeville, McKamey, Molnar, Mr. President, Sales, Salomon, Small.

Total 13

Voted absentee: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 45 - Senator Gross moved **HB 45** 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

SENATE JOURNAL
SEVENTY-FIFTH LEGISLATIVE DAY - April 17, 2023

Absent or not voting: None.
Total 0

HB 364 - Senator Mandeville moved **HB 364** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Ellis, Emrich, Esp, Fitzpatrick, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 43

Nays: Curdy, Dunwell, Flowers, Gross, O'Brien, Olsen, Webber.
Total 7

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 722 - Senator Regier moved **HB 722** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 32

Nays: Boldman, Cuffe, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Small, Webber.
Total 18

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise, report progress, and beg leave to sit again**. Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.

SENATE JOURNAL
SEVENTY-FIFTH LEGISLATIVE DAY - April 17, 2023

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

MOTIONS

Majority Leader Fitzpatrick moved to re-refer **HB 37**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved to re-refer **HB 45**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved to re-refer **HB 364**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved to re-refer **HB 722**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

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:

SENATE JOURNAL
SEVENTY-FIFTH LEGISLATIVE DAY - April 17, 2023

HB 33 - Senator Trebas moved **HB 33** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, 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 49

Nays: Cuffe.

Total 1

Voted absentee: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 35 - Senator Friedel moved **HB 35** 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

HB 62 - Senator Lynch moved **HB 62** 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, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Vance, Vermeire, Webber, Welborn, Zolnikov.

Total 47

SENATE JOURNAL
SEVENTY-FIFTH LEGISLATIVE DAY - April 17, 2023

Nays: Manzella, Trebas, Usher.
Total 3

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 118 - Senator Mandeville moved **HB 118** 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

HB 198 - Senator Bartel moved **HB 198** 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

SENATE JOURNAL
SEVENTY-FIFTH LEGISLATIVE DAY - April 17, 2023

Absent or not voting: None.
Total 0

HB 215 - Senator Trebas moved **HB 215** 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

HB 234 - Senator Salomon moved **HB 234** 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, McClafferty, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, Morigeau, O'Brien, Olsen, Pope, Trebas, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 241 - Senator Trebas moved **HB 241** be concurred in.

HB 241 - Majority Leader Fitzpatrick moved **HB 241**, second reading copy, be amended with [HB0241.002.001](#). Amendment **adopted** as follows:

SENATE JOURNAL
SEVENTY-FIFTH LEGISLATIVE DAY - April 17, 2023

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

Total 35

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

Total 15

Voted absentee: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 241, 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, Welborn, Zolnikov.

Total 34

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

Total 16

Voted absentee: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 243 - Senator Emrich moved **HB 243** be concurred in. Motion carried as follows:

Yeas: Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Flowers, Fox, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lenz, Lynch, McClafferty, Molnar, Morigeau, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Trebas, Usher, Vance, Vermeire, Webber, Zolnikov.

Total 38

Nays: Bartel, Fitzpatrick, Friedel, Lang, Mandeville, Manzella, McGillvray, McKamey,

SENATE JOURNAL
SEVENTY-FIFTH LEGISLATIVE DAY - April 17, 2023

Mr. President, Small, Tempel, Welborn.
Total 12

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 262 - Senator Trebas moved **HB 262** 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

HB 283 - Senator Trebas moved **HB 283** 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, Molnar, Mr. President, Noland, Regier K, Sales, Small, Tempel, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 31

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, McKamey, Morigeau, O'Brien, Olsen, Pope, Salomon, Webber, Welborn.
Total 19

Voted absentee: None.
Total 0

Excused: None.
Total 0

SENATE JOURNAL
SEVENTY-FIFTH LEGISLATIVE DAY - April 17, 2023

Absent or not voting: None.
Total 0

HB 360 - Senator Noland moved **HB 360** 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, Molnar, 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, McKamey, 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 376 - Senator Beard moved **HB 376** 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, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 35

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

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SENATE JOURNAL
SEVENTY-FIFTH LEGISLATIVE DAY - April 17, 2023

HB 394 - Senator O'Brien moved **HB 394** be concurred in. Motion **failed** as follows:

Yeas: Bogner, Cuffe, Emrich, Fox, Friedel, Hinebauch, Lynch, Mandeville, McGillvray, McKamey, Molnar, Mr. President, Small, Trebas, Vermeire, Zolnikov.

Total 16

Nays: Bartel, Beard, Boldman, Brown, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lang, Lenz, Manzella, McClafferty, Morigeau, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Tempel, Usher, Vance, Webber, Welborn.

Total 34

Voted absentee: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 394 - Majority Leader Fitzpatrick moved **HB 394** be **indefinitely postponed**. Motion carried as follows:

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

Total 46

Nays: Friedel, Molnar, Morigeau, Zolnikov.

Total 4

Voted absentee: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 412 - Majority Leader Fitzpatrick moved **HB 412** be concurred in.

SENATE JOURNAL
SEVENTY-FIFTH LEGISLATIVE DAY - April 17, 2023

HB 412 - Majority Leader Fitzpatrick moved **HB 412**, second reading copy, be amended with [HB0412.001.005](#). Amendment **adopted** as follows:

Yeas: Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, McGillvray, McKamey, Mr. President, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 29

Nays: Bartel, Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Friedel, Gross, Hayman, Lynch, Mandeville, Manzella, McClafferty, Molnar, Morigeau, Noland, O'Brien, Olsen, Pope, Webber.
Total 21

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 412, as amended, concurred in as follows:

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

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, Mandeville, Manzella, McClafferty, Morigeau, Noland, O'Brien, Olsen, Pope, Webber.
Total 19

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise, report progress, and beg leave to sit again**. Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.

SENATE JOURNAL
SEVENTY-FIFTH LEGISLATIVE DAY - April 17, 2023

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, 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 49

Nays: Mandeville.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved that the Senate recess until 1:00 p.m., this date. Without objection so ordered. Senate recessed at 12:04 p.m.

Senate reconvened at 1:01 p.m., President Ellsworth presiding.

SPECIAL ORDERS OF THE DAY

Members of the Montana Auctioneers Association conducted an auction in the Senate chamber as a fundraiser for the Jack Racicot handicapped vehicle fund. Up for auction to members of the Senate were United States flags and Montana flags that had been flown over the Montana Capitol building.

Auctioneers included Cody Seccomb from Butte, Cole Morrison from Great Falls, Nick Bennett from Manhattan, Shane and Blaine Ophus from Big Sandy, and Rusty Trzpuz from Livingston.

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

Mr. Majority Leader 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:

SENATE JOURNAL
SEVENTY-FIFTH LEGISLATIVE DAY - April 17, 2023

HB 419 - Senator Fuller moved **HB 419** 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, Molnar, Mr. President, Noland, Regier K, Sales, Small, Tempel, Trebas, Usher, Vance, Vermeire, Zolnikov.

Total 32

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

Total 18

Voted absentee: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 433 - Senator Mandeville moved **HB 433** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, 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 49

Nays: Friedel.

Total 1

Voted absentee: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 435 - Senator Zolnikov moved **HB 435** 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

SENATE JOURNAL
SEVENTY-FIFTH LEGISLATIVE DAY - April 17, 2023

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 455 - Senator Vermeire moved **HB 455** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Kelker, Lynch, Mandeville, Manzella, McClafferty, McKamey, Molnar, Morigeau, Mr. President, Noland, Pope, Regier K, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 38

Nays: Curdy, Gross, Hayman, Hinebauch, Lang, Lenz, McGillvray, O'Brien, Olsen, Sales, Webber, Welborn.
Total 12

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 534 - Senator Friedel moved **HB 534** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Curdy, Dunwell, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, 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 46

Nays: Cuffe, Ellis, Hayman, Olsen.
Total 4

Voted absentee: None.
Total 0

SENATE JOURNAL
SEVENTY-FIFTH LEGISLATIVE DAY - April 17, 2023

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 539 - Majority Leader Fitzpatrick moved **HB 539** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lynch, Mandeville, Manzella, McClafferty, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 42

Nays: Curdy, Dunwell, Hinebauch, Lang, Lenz, McGillvray, Olsen, Tempel.
Total 8

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 541 - Senator Hinebauch moved **HB 541** be concurred in.

HB 541 - Senator Olsen moved **HB 541**, second reading copy, be amended with [HB0541.003.001](#). Amendment **not adopted** as follows:

Yeas: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Lynch, McClafferty, O'Brien, Olsen, Pope, Small, Webber.
Total 15

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

Voted absentee: None.
Total 0

Excused: Esp.
Total 1

Absent or not voting: None.
Total 0

SENATE JOURNAL
SEVENTY-FIFTH LEGISLATIVE DAY - April 17, 2023

HB 541 - Thereupon, the Senate reverted to the original motion of Senator Hinebauch which carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, 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 31

Nays: Boldman, Cuffe, Curdy, Dunwell, Ellis, Emrich, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 19

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 592 - Senator Mandeville moved **HB 592** 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

HB 654 - Senator Emrich moved **HB 654** be concurred in. Motion **failed** as follows:

Yeas: Bartel, Brown, Emrich, Fuller, Gillespie, Glimm, Hinebauch, Lang, Lenz, Manzella, McGillvray, Noland, Regier K, Salomon, Trebas, Usher, Vermeire, Welborn, Zolnikov.
Total 19

SENATE JOURNAL
SEVENTY-FIFTH LEGISLATIVE DAY - April 17, 2023

Nays: Beard, Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Gross, Hayman, Hertz, Kelker, Lynch, Mandeville, McClafferty, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Small, Tempel, Vance, Webber.
Total 31

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 654 - Majority Leader Fitzpatrick moved **HB 654** be **indefinitely postponed**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lang, Lenz, Lynch, Mandeville, 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 45

Nays: Brown, Emrich, Hinebauch, Manzella.
Total 4

Voted absentee: None.
Total 0

Excused: Esp.
Total 1

Absent or not voting: None.
Total 0

HB 685 - Senator Trebas moved **HB 685** 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, Lang, Lenz, 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: Kelker, Lynch.
Total 2

SENATE JOURNAL
SEVENTY-FIFTH LEGISLATIVE DAY - April 17, 2023

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 705 - Senator Usher moved **HB 705** 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, Molnar, Morigeau, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 35

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

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 706 - Senator Beard moved **HB 706** 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, McGillvray, Molnar, Mr. President, Noland, Regier K, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 31

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, Manzella, McClafferty, McKamey, Morigeau, O'Brien, Olsen, Pope, Sales, Webber.
Total 19

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SENATE JOURNAL
SEVENTY-FIFTH LEGISLATIVE DAY - April 17, 2023

HB 715 - Senator McGillvray moved **HB 715** 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, Molnar, Mr. President, Noland, Regier K, Small, Trebas, Usher, Vance, Welborn, Zolnikov.

Total 29

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, McKamey, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Tempel, Vermeire, Webber.

Total 21

Voted absentee: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 731 - Senator Friedel moved **HB 731** be concurred in. Motion **failed** as follows:

Yeas: Bartel, Emrich, Fitzpatrick, Fuller, Glimm, Hinebauch, Mandeville, Manzella, Noland, Regier K, Trebas, Usher, Vance.

Total 13

Nays: Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Hertz, Kelker, Lang, Lenz, Lynch, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Vermeire, Webber, Welborn, Zolnikov.

Total 37

Voted absentee: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 731 - Majority Leader Fitzpatrick moved **HB 731** be **indefinitely postponed**. Motion carried as follows:

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

Total 47

SENATE JOURNAL
SEVENTY-FIFTH LEGISLATIVE DAY - April 17, 2023

Nays: Emrich, Hinebauch, Morigeau.
Total 3

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 733 - Senator Cuffe moved **HB 733** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Molnar, Mr. President, Noland, Regier K, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 26

Nays: Boldman, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, McKamey, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Webber, Welborn.
Total 24

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 748 - Senator Mandeville moved **HB 748** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Curdy, Dunwell, Ellis, Fitzpatrick, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Hertz, Kelker, Mandeville, McClafferty, McKamey, Molnar, Morigeau, Noland, O'Brien, Olsen, Pope, Regier K, Small, Trebas, Vermeire, Webber, Welborn, Zolnikov.
Total 33

Nays: Cuffe, Emrich, Esp, Flowers, Glimm, Hinebauch, Lang, Lenz, Lynch, Manzella, McGillvray, Mr. President, Sales, Salomon, Tempel, Usher, Vance.
Total 17

Voted absentee: None.
Total 0

Excused: None.
Total 0

SENATE JOURNAL
SEVENTY-FIFTH LEGISLATIVE DAY - April 17, 2023

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the Senate stand in recess to allow for distribution of the next agenda. Without objection so ordered.

Senate recessed at 2:32 p.m. and reconvened at 2:55 p.m.

HB 402 - Majority Leader Fitzpatrick moved consideration of **HB 402** be moved to the top of the agenda. Without objection, so ordered.

HB 339 - Majority Leader Fitzpatrick moved consideration of **HB 339** be moved to the top of the agenda. Without objection, so ordered.

HB 304 - Majority Leader Fitzpatrick moved consideration of **HB 304** be moved to the top of the agenda. Without objection, so ordered.

HB 486 - Majority Leader Fitzpatrick moved consideration of **HB 486** be moved to the bottom of the agenda. Without objection, so ordered.

HB 304 - Senator Friedel moved **HB 304** be concurred in. Motion **failed** as follows:

Yeas: Bogner, Curdy, Emrich, Flowers, Hayman, Kelker, Mandeville, Manzella, Molnar, Noland, O'Brien, Regier K, Salomon, Vermeire, Zolnikov.
Total 15

Nays: Bartel, Beard, Boldman, Brown, Cuffe, Dunwell, Ellis, Esp, Fitzpatrick, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Lang, Lenz, Lynch, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Olsen, Pope, Sales, Small, Tempel, Trebas, Usher, Vance, Webber, Welborn.
Total 35

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 304 - Majority Leader Fitzpatrick moved **HB 304** be **indefinitely postponed**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hinebauch, Kelker, Lang, Lenz, Manzella, McGillvray, McKamey, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 40

SENATE JOURNAL
SEVENTY-FIFTH LEGISLATIVE DAY - April 17, 2023

Nays: Curdy, Flowers, Hayman, Hertz, Lynch, Mandeville, Molnar, Morigeau, Olsen.
Total 9

Voted absentee: None.
Total 0

Excused: McClafferty.
Total 1

Absent or not voting: None.
Total 0

HB 339 - Senator Dunwell moved **HB 339** be concurred in. Motion **failed** as follows:

Yeas: Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Gillespie, Gross, Hayman, Kelker, Lynch, McClafferty, McKamey, Morigeau, O'Brien, Olsen, Pope, Salomon, Small, Tempel, Trebas, Webber.
Total 22

Nays: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Emrich, Esp, Friedel, Fuller, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Molnar, Mr. President, Noland, Regier K, Sales, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 28

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 339 - Majority Leader Fitzpatrick moved **HB 339** be **indefinitely postponed**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Mr. President, Noland, O'Brien, Olsen, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 44

Nays: Dunwell, Ellis, Gross, Hayman, Morigeau, Pope.
Total 6

Voted absentee: None.
Total 0

SENATE JOURNAL
SEVENTY-FIFTH LEGISLATIVE DAY - April 17, 2023

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 402 - Majority Leader Fitzpatrick moved **HB 402** be concurred in.

HB 402 - Senator Manzella moved **HB 402**, second reading copy, be amended with [HB0402.001.003](#). Amendment **adopted** as follows:

Yeas: Beard, Bogner, Boldman, Brown, Dunwell, Emrich, Flowers, Fox, Friedel, Glimm, Gross, Hayman, Hertz, Hinebauch, Lenz, Lynch, Mandeville, Manzella, McClafferty, Molnar, Morigeau, Noland, O'Brien, Pope, Regier K, Usher, Webber, Zolnikov.
Total 28

Nays: Bartel, Cuffe, Curdy, Ellis, Esp, Fitzpatrick, Fuller, Gillespie, Kelker, Lang, McGillvray, McKamey, Mr. President, Olsen, Sales, Salomon, Small, Tempel, Trebas, Vance, Vermeire, Welborn.
Total 22

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 402, as amended, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Cuffe, Emrich, Fitzpatrick, Friedel, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Small, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 29

Nays: Boldman, Brown, Curdy, Dunwell, Ellis, Esp, Flowers, Fox, Fuller, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Salomon, Tempel, Webber.
Total 21

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SENATE JOURNAL
SEVENTY-FIFTH LEGISLATIVE DAY - April 17, 2023

Majority Leader Fitzpatrick moved the committee **rise, report progress, and beg leave to sit again**. 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, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Kelker, 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 45

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

Total 5

Voted absentee: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

MESSAGES FROM THE GOVERNOR

April 17, 2023

The Honorable Jason Ellsworth
President of the Senate
State Capitol
Helena, MT 59601

The Honorable Matt Regier
Speaker of the House
State Capitol
Helena, MT 59601

Dear President Ellsworth and Speaker Regier:

I share your profound commitment to protect Montana children from invasive medical treatments that can permanently alter their healthy, developing bodies, and I appreciate the Legislature's effort to that end with **Senate Bill 99, the Youth Health Protection Act**.

I've sat down and met with transgender youth and adults. I understand their struggles are real, and my heart goes out to them. I firmly believe that, as with all of God's children, Montanans who struggle with their gender identity deserve love, compassion, and respect.

SENATE JOURNAL
SEVENTY-FIFTH LEGISLATIVE DAY - April 17, 2023

As you know, Senate Bill 99 does not prohibit thoughtful, noninvasive care as a response to those who struggle with gender identity. Senate Bill 99 does not prohibit social affirmation. And Senate Bill 99 does not prohibit providing or accessing psychotherapy to treat young Montanans struggling with their gender identity.

Instead, Senate Bill 99 focuses on so-called gender affirming medical care for children. “Gender affirming care” for children is Orwellian Newspeak, a seemingly innocuous, even solicitous phrase that masks its true nature of permanent, invasive, life-altering medical and surgical procedures, performed on children whose young minds and bodies are still developing.

The science around puberty blockers, hormonal treatments, and sex-reassignment surgeries is unsettled and continues to evolve. Western and northern European countries, as well as many states, recognize this reality. Sex-reassignment surgery is not performed on individuals under the age of 18 in the United Kingdom, Belgium, Denmark, Finland, Luxembourg, and Sweden.

And yet, children as young as 12 years of age have received sex-reassignment surgery in the United States, and children as young as 8 years of age have been prescribed puberty blockers in the United States.

Given the unsettled, evolving science around invasive medical treatments for children struggling with gender identity, it is right and appropriate to protect young Montanans from these permanent, life-altering procedures.

I appreciate the Legislature’s work to protect Montana children with Senate Bill 99, and I support the sponsor’s efforts and intent. As currently written, I believe the legislation is incomplete and can be strengthened.

Therefore, in accordance with the power vested in me as Governor by the Constitution and the laws of the State of Montana, **I hereby return with amendments Senate Bill 99:** “AN ACT PROVIDING FOR A YOUTH HEALTH PROTECTION ACT; PROHIBITING CERTAIN MEDICAL AND SURGICAL TREATMENTS TO TREAT MINORS WITH GENDER DYSPHORIA; PROHIBITING PUBLIC FUNDS, PROGRAMS, PROPERTY, AND EMPLOYEES FROM BEING USED FOR THESE TREATMENTS; PROVIDING THAT A HEALTH CARE PROFESSIONAL WHO VIOLATES THIS LAW COMMITS PROFESSIONAL MISCONDUCT; PROVIDING A PRIVATE CAUSE OF ACTION; PROHIBITING DISCHARGE OF PROFESSIONAL LIABILITY VIA INSURANCE; AND PROVIDING DEFINITIONS.”

As currently written, Senate Bill 99 provides an imprecise definition of “male” and “female.” As currently written, the bill does not contemplate treatment for a child requiring a necessary medical procedure because he or she was born with a medically verifiable disorder of sex development. Finally, as currently written, the bill is unclear about public funding restrictions.

The amendments I offer ensure that the necessarily binary definitions of “male” and “female” encompass all members of the human race. For example, the addition of “would produce” makes clear that young children, who are still undergoing biological development, nevertheless fall within the definition of “male” or female.”

The amendments I offer recognize that biological or genetic conditions, including but not limited to the circumstances of menopause, being intersex, or a cancer diagnosis requiring surgical

SENATE JOURNAL
SEVENTY-FIFTH LEGISLATIVE DAY - April 17, 2023

removal of reproductive organs, do not preclude an individual from still meeting the definition of “male” or “female.”

Finally, the amendments I offer also ensure that the scope of public funding restrictions matches the prohibitions on not just “procedures,” but on all medical treatments identified in Senate Bill 99. This ensures that the exceptions to the prohibitions apply with equal force to public funding and removes vagueness from the law as to its meaning and scope.

I thank the sponsor for his work on Senate Bill 99 and support of the amendments I offer.

For these reasons, I respectfully ask for your support of these amendments,

Senate Bill 99 protects Montana children from permanent, life-altering medical procedures until they are adults, mature enough to make such serious health decisions.

Sincerely,

Greg Gianforte
Governor

Enclosure
Amendment # SB0099.004.001

cc: Legislative Services Division
Christi Jacobsen, Secretary of State

MOTIONS

Majority Leader Fitzpatrick moved to re-refer **HB 402**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

Senator Esp announced the Finance and Claims Committee would hear **HB 402** during the next Senate recess.

Majority Leader Fitzpatrick moved the Senate recess until 5:15 p.m., this date. Without objection so ordered. Senate recessed at 3:38 p.m.

Senate reconvened at 5:19 p.m., President Ellsworth presiding.

MOTIONS

Majority Leader Fitzpatrick moved to re-refer **HB 128** to the Business, Labor, and Economic Affairs Committee. Without objection, so ordered.

REPORTS OF STANDING COMMITTEES

FINANCE AND CLAIMS (Esp, Chair) 04/17/2023
HB 45, be concurred in.
HB 364, be concurred in.
HB 612, be concurred in.

TAXATION (Hertz, Chair) 04/17/2023
HB 136, be amended with [HB0136.002.001](#) and, as amended, be concurred in.
HB 485, be concurred in.
HB 840, be concurred in.
HB 925, be amended with [HB0925.001.001](#) and, as amended, be concurred in.

Without objection, the committee reports were adopted.

**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 322 - Senator Manzella moved **HB 322** be concurred in. Motion **failed** as follows:

Yeas: Beard, Bogner, Brown, Cuffe, Emrich, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Trebas, Usher, Vance, Vermeire, Zolnikov.

Total 25

Nays: Bartel, Boldman, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Gross, Hayman, Kelker, Lang, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Webber, Welborn.

Total 25

Voted absentee: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SENATE JOURNAL
SEVENTY-FIFTH LEGISLATIVE DAY - April 17, 2023

HB 322 - Majority Leader Fitzpatrick moved **HB 322** be **indefinitely postponed**. Motion carried as follows:

Yeas: Beard, Boldman, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Gillespie, Gross, Kelker, Lang, Lynch, McGillvray, Morigeau, Mr. President, Pope, Sales, Small, Vance, Vermeire, Webber, Welborn.

Total 25

Nays: Bartel, Bogner, Brown, Friedel, Glimm, Hayman, Hertz, Hinebauch, Lenz, Mandeville, Manzella, Molnar, Noland, Olsen, Trebas, Usher, Zolnikov.

Total 17

Voted absentee: None.

Total 0

Excused: Emrich, Fuller, McClafferty, O'Brien, Regier K, Salomon, Tempel.

Total 7

Absent or not voting: McKamey.

Total 1

HB 761 - Senator Manzella moved **HB 761** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Emrich, Esp, Fitzpatrick, Flowers, Fox, 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, Welborn, Zolnikov.

Total 43

Nays: Ellis, Gross, Hayman, Kelker, McClafferty, Olsen, Webber.

Total 7

Voted absentee: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 229 - Senator Curdy moved **HB 229** be concurred in. Motion carried as follows:

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

Total 41

SENATE JOURNAL
SEVENTY-FIFTH LEGISLATIVE DAY - April 17, 2023

Nays: Boldman, Emrich, Esp, Hertz, Hinebauch, Lynch, Manzella, McGillvray, Molnar.
Total 9

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 804 - Senator Small moved **HB 804** be concurred in.

HB 804 - Senator Lynch moved **HB 804**, second reading copy, be amended with [HB0804.002.001](#). Amendment **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Manzella, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Pope, Sales, Small, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 40

Nays: Mandeville, Trebas.
Total 2

Voted absentee: None.
Total 0

Excused: Emrich, Fuller, McClafferty, O'Brien, Olsen, Regier K, Salomon, Tempel.
Total 8

Absent or not voting: None.
Total 0

HB 804, as amended, concurred in as follows:

Yeas: Boldman, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Kelker, Lenz, Lynch, McClafferty, McGillvray, McKamey, Molnar, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Small, Vance, Vermeire, Webber, Zolnikov.
Total 29

Nays: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fuller, Glimm, Hertz, Hinebauch, Lang, Mandeville, Manzella, Mr. President, Noland, Regier K, Tempel, Trebas, Usher, Welborn.
Total 21

Voted absentee: None.
Total 0

SENATE JOURNAL
SEVENTY-FIFTH LEGISLATIVE DAY - April 17, 2023

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 707 - Senator Friedel moved **HB 707** be concurred in. Motion carried as follows:

Yeas: Bogner, Boldman, Brown, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Kelker, Lenz, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Small, Usher, Vermeire, Webber, Welborn, Zolnikov.
Total 33

Nays: Bartel, Beard, Cuffe, Curdy, Emrich, Esp, Fuller, Glimm, Hertz, Hinebauch, Lang, Manzella, Noland, Regier K, Tempel, Trebas, Vance.
Total 17

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 724 - Senator Zolnikov moved **HB 724** be concurred in. Motion carried as follows:

Yeas: Beard, Bogner, Boldman, Curdy, Dunwell, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Kelker, Mandeville, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Pope, Sales, Salomon, Small, Trebas, Vance, Vermeire, Webber, Zolnikov.
Total 30

Nays: Bartel, Brown, Cuffe, Ellis, Emrich, Esp, Fuller, Glimm, Hertz, Hinebauch, Lang, Lenz, Lynch, Manzella, Noland, Olsen, Regier K, Tempel, Usher, Welborn.
Total 20

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SENATE JOURNAL
SEVENTY-FIFTH LEGISLATIVE DAY - April 17, 2023

HB 460 - Senator Brown moved **HB 460** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, 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 48

Nays: Curdy, Hayman.

Total 2

Voted absentee: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 561 - Senator Lang moved **HB 561** be concurred in. Motion carried as follows:

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

Total 39

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

Total 11

Voted absentee: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 656 - Senator Small moved **HB 656** be concurred in.

SENATE JOURNAL
SEVENTY-FIFTH LEGISLATIVE DAY - April 17, 2023

HB 656 - Senator Curdy moved **HB 656**, second reading copy, be amended with [HB0656.002.001](#). Amendment **not adopted** as follows:

Yeas: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gillespie, Gross, Hayman, Kelker, Lynch, Morigeau, Pope, Webber.

Total 14

Nays: Bartel, Beard, Bogner, Brown, Cuffe, Esp, Fitzpatrick, Friedel, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Sales, Small, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.

Total 28

Voted absentee: None.

Total 0

Excused: Emrich, Fuller, McClafferty, O'Brien, Olsen, Regier K, Salomon, Tempel.

Total 8

Absent or not voting: None.

Total 0

HB 656 - Thereupon, the Senate reverted to the original motion of Senator Small which carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, 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 33

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gillespie, Gross, Hayman, Kelker, Lynch, McClafferty, 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 580 - Majority Leader Fitzpatrick moved **HB 580** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, 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,

SENATE JOURNAL
SEVENTY-FIFTH LEGISLATIVE DAY - April 17, 2023

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

Total 48

Nays: Cuffe, Olsen.

Total 2

Voted absentee: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 359 - Senator Glimm moved **HB 359** be concurred in.

HB 359 - Senator Friedel moved **HB 359**, second reading copy, be amended with [HB0359.003.002](#). Amendment **adopted** as follows:

Yeas: Bogner, Boldman, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Gross, Hayman, Kelker, Lynch, McKamey, Morigeau, Mr. President, Pope, Sales, Small, Vermeire, Webber, Welborn, Zolnikov.

Total 23

Nays: Bartel, Beard, Brown, Cuffe, Esp, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Molnar, Noland, Trebas, Usher, Vance.

Total 19

Voted absentee: None.

Total 0

Excused: Emrich, Fuller, McClafferty, O'Brien, Olsen, Regier K, Salomon, Tempel.

Total 8

Absent or not voting: None.

Total 0

HB 359, as amended, concurred in as follows:

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

Total 34

SENATE JOURNAL
SEVENTY-FIFTH LEGISLATIVE DAY - April 17, 2023

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

Total 16

Voted absentee: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 486 - Senator Small moved **HB 486** be concurred in.

HB 486 - Senator Friedel moved **HB 486**, second reading copy, be amended with [HB0486.002.003](#). Amendment **adopted** as follows:

Yeas: Bogner, Boldman, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Kelker, Lynch, Mandeville, Molnar, Morigeau, Mr. President, Pope, Sales, Small, Trebas, Vance, Vermeire, Webber, Welborn, Zolnikov.

Total 27

Nays: Bartel, Beard, Brown, Cuffe, Esp, Glimm, Hertz, Hinebauch, Lang, Lenz, Manzella, McGillvray, McKamey, Noland, Usher.

Total 15

Voted absentee: None.

Total 0

Excused: Emrich, Fuller, McClafferty, O'Brien, Olsen, Regier K, Salomon, Tempel.

Total 8

Absent or not voting: None.

Total 0

HB 486, as amended, concurred in as follows:

Yeas: Bogner, Boldman, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Gross, Hayman, Kelker, Lynch, Mandeville, McClafferty, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Salomon, Small, Trebas, Vermeire, Webber, Welborn, Zolnikov.

Total 28

Nays: Bartel, Beard, Brown, Cuffe, Emrich, Esp, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Manzella, McGillvray, McKamey, Noland, Regier K, Sales, Tempel, Usher, Vance.

Total 22

Voted absentee: None.

Total 0

SENATE JOURNAL
SEVENTY-FIFTH LEGISLATIVE DAY - April 17, 2023

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise and beg leave to sit again**. Motion carried.
Committee arose.

Majority Leader Fitzpatrick moved that the Senate stand in recess until 7:15 p.m., this date.
Without objection so ordered. Senate recessed at 6:52 p.m.

Senate reconvened at 7:21 p.m., President Ellsworth presiding.

**SECOND READING
(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.

HB 190 - Senator McKamey moved **HB 190** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lang, Lynch, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 43

Nays: Emrich, Fitzpatrick, Hinebauch, Lenz, Mandeville, Molnar, Salomon.
Total 7

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 196 - Senator Vance moved **HB 196** 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, 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 49

SENATE JOURNAL
SEVENTY-FIFTH LEGISLATIVE DAY - April 17, 2023

Nays: Lynch.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 437 - Senator Noland moved **HB 437** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Flowers, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Regier K, Sales, Salomon, Small, Tempel, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 40

Nays: Dunwell, Ellis, Fox, Gross, Hayman, Lynch, Mandeville, Pope, Trebas, Webber.
Total 10

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 576 - Senator Usher moved **HB 576** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, 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 33

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gillespie, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 17

Voted absentee: None.
Total 0

Excused: None.
Total 0

SENATE JOURNAL
SEVENTY-FIFTH LEGISLATIVE DAY - April 17, 2023

Absent or not voting: None.
Total 0

HB 808 - Senator Noland moved **HB 808** be concurred in. Motion **failed** as follows:

Yeas: Bartel, Beard, Brown, Cuffe, Emrich, Fitzpatrick, Fox, Fuller, Gillespie, Glimm, Hinebauch, Lenz, Mandeville, Manzella, Noland, Regier K, Salomon, Small, Trebas, Usher, Vance.
Total 21

Nays: Bogner, Boldman, Curdy, Dunwell, Ellis, Esp, Flowers, Friedel, Gross, Hayman, Hertz, Kelker, Lang, Lynch, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Tempel, Vermeire, Webber, Welborn, Zolnikov.
Total 29

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 808 - Majority Leader Fitzpatrick moved **HB 808** be **indefinitely postponed**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Kelker, Lang, Lenz, Lynch, McGillvray, McKamey, Molnar, Mr. President, Pope, Sales, Small, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 32

Nays: Brown, Fuller, Glimm, Hertz, Hinebauch, Mandeville, Manzella, Morigeau, Noland, Trebas, Usher.
Total 11

Voted absentee: None.
Total 0

Excused: Emrich, McClafferty, O'Brien, Olsen, Regier K, Salomon, Tempel.
Total 7

Absent or not voting: None.
Total 0

SENATE JOURNAL
SEVENTY-FIFTH LEGISLATIVE DAY - April 17, 2023

SB 99 - Governor's Amendments - Senator Fuller moved do concur in Governor's amendments to **SB 99**. Motion carried as follows:

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

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, McKamey, Morigeau, O'Brien, Olsen, Pope, Vermeire, Webber, Welborn.
Total 19

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, Brown, Cuffe, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Sales, Small, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 31

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Lynch, Morigeau, Pope, Webber.
Total 12

Voted absentee: None.
Total 0

Excused: Emrich, McClafferty, O'Brien, Olsen, Regier K, Salomon, Tempel.
Total 7

Absent or not voting: None.
Total 0

REPORTS OF STANDING COMMITTEES

FINANCE AND CLAIMS (Esp, Chair)

04/17/2023

HB 37, be concurred in.

HB 743, be concurred in.

UNFINISHED BUSINESS

Senator Dunwell moved that the following undersigned names be **ADDED** as sponsor to **SJ 23**: Senators Molnar, O'Brien, Olsen, and Webber; Representatives Abbott, Buttrey, Carlson, Dooling, Tuss, and Yakawich.

Without objection, so ordered.

MOTIONS

Senator Manzella moved the Senate reconsider its action on **HB 322**, indefinitely postponed under second reading this date, and that **HB 322** be placed on second reading this date. Motion carried as follows:

Yeas: Bartel, Bogner, Brown, Esp, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Molnar, Noland, Regier K, Trebas, Usher, Vance, Vermeire, Zolnikov, Mr. President.

Total 24

Nays: Beard, Boldman, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McKamey, Morigeau, Pope, Sales, Small, Webber, Welborn.

Total 20

Voted absentee: None.

Excused: Emrich, McClafferty, O'Brien, Olsen, Salomon, Tempel.

Total 6

Absent or not voting: None.

Total 0

**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:

SENATE JOURNAL
SEVENTY-FIFTH LEGISLATIVE DAY - April 17, 2023

HB 322 - Senator Manzella moved **HB 322** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Emrich, Esp, Friedel, Fuller, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Molnar, Mr. President, Noland, Regier K, Salomon, Trebas, Usher, Vance, Vermeire, Zolnikov.

Total 26

Nays: Boldman, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Gillespie, Gross, Hayman, Kelker, Lynch, McClafferty, McKamey, Morigeau, O'Brien, Olsen, Pope, Sales, Small, Tempel, Webber.

Total 23

Voted absentee: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Welborn.

Total 1

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, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, O'Brien, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.

Total 36

Nays: Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Lynch, Morigeau, Olsen, Pope, Tempel, Webber.

Total 13

Voted absentee: None.

Total 0

Excused: McClafferty.

Total 1

Absent or not voting: None.

Total 0

SENATE JOURNAL
SEVENTY-FIFTH LEGISLATIVE DAY - April 17, 2023

ANNOUNCEMENT OF COMMITTEE MEETINGS

Committee meetings were announced by the committee chairs.

Majority Leader Fitzpatrick moved the Senate adjourn until 1:00 p.m., 04/18/2023, the 76th legislative day. Motion carried.

Senate adjourned at 8:36 p.m.

MARILYN MILLER
Secretary of the Senate

JASON ELLSWORTH
President of the Senate

DARREL ARVID ADAMS

WHEREAS, it is with deep and sincere sorrow that the members of the Sixty-Eighth Legislative Assembly of the State of Montana record the passing of Darrel Arvid Adams on February 12, 2022. It is fitting and proper that the record and accomplishments of the late Darrel Adams be filed on the official records of this Assembly, and the following facts relative to his career are hereby noted:

Darrel Adams was born on October 9th, 1939, to Roger Leverett and Leila Wismer Adams in Hillsboro, Oregon, the youngest of 4 children. After high school graduation in 1957, he served briefly in the Army until he was honorably discharged, allowing him to help his mother run the family farm after the sudden death of his father. He met Lorena, the love of his life, while driving young people to church conferences. They were married for 56 years and had 7 children and 23 grandchildren.

Darrel spent much of his life farming. In 1989 the family moved to Montana, and they enjoyed trips through Glacier Park, camping and canoeing. Darrel loved music, and his harmonica was never far from him. He loved drawing and filled sketch books with his unique style. He was intrigued with developing new things and developed several inventions throughout his life.

In 1997 Darrel ran for the Montana House of Representatives. His family remembers gathered to watch the election results come in, finally showing "Adams in the lead." He served for three terms and was on the Agriculture, State Administration and Transportation committees. Later he and Lorena moved back to Oregon and then to the warm weather and sunshine of Arizona.

Darrel was a faithful and active part of his church. His family remembers his hallmark "scowl" and folding his arms when anything "distasteful" would come up in the conversation. People remember Darrel as kind, genuine, good hearted, hardworking, peaceful, and gentle.

Darrel was preceded in death by his father, mother and two brothers. He is survived by his wife, Lorena; and children and grandchildren: Randle (Alicia), Leila, Mary, Laura, Peter, and James; Sylvia (Tom Bastress), Alexis, Dylan, Madison, and Daniel; Geneva (Ben Holmgren) and Elsie, Ira, Owen, Anna Rose, Adeline, and Ophelia; Austin (Lindsey) and Erik; daughter Echo; sister Vergene Eischen and numerous nieces and nephews.

JOSEPH RAYMOND BALYEAT

WHEREAS, it is with deep and sincere sorrow that the members of the Sixty-Eighth Legislative Assembly of the State of Montana record the passing of Joseph Raymond Balyeat on October 4th, 2022. He died while hunting in the woods that he loved with his bow still in his hand. It is fitting and proper that the record and accomplishments of the late Joe Balyeat be filed on the official records of this Assembly, and the following facts relative to his career are hereby noted:

Joe Balyeat was born on October 26, 1956, in Great Falls to Earl and Jean Balyeat. He graduated from Great Falls High School and received a Bachelor of Science in business administration-accounting from the University of Montana. He graduated in two and a half years with straight A's, graduating first in his class and as a three-time National Merit Scholar. He was an author of theological books and a prolific writer on many topics. He was a national award-winning CPA and the owner of a real estate and rental company.

He served in the Montana House of Representatives in the 2001 and 2003 sessions and in the Senate during the 2005 and 2007 sessions. He served on the Fish and Game, Taxation and Transportation committees. President Mark Blasdel said about Joe: "Joe Balyeat was a hardworking senator for Montana taxpayers who brought a lot to the table with his accounting and sportsman background. He was an avid hunter and outdoorsman and died doing what he loved. He was a fighter for freedom and will be deeply missed."

Joe was a man who loved his family, and he did everything he could to provide for them and build a better world for future generations. He impressed upon his family the importance of a good work ethic, passing on his love of the great outdoors and practical life skills to his children and grandchildren. He was a lifelong Montanan and an accomplished, record book bowhunter. Despite the eventually fatal serious heart condition, he enjoyed otherwise good health and continued his favorite activities until his last day.

Joe was preceded in death by his parents and his brother, Earl. He is survived by his wife, Linda; ten siblings; his three children, Dan, Matt, and Jamie; two grandchildren, Viviana, and Joey Balyeat; and over a hundred other family members.

JOSEPH "HALEY" BEAUDRY

WHEREAS, it is with deep and sincere sorrow that the members of the Sixty-Eighth Legislative Assembly of the State of Montana record the passing of Joseph "Haley" Beaudry at the age of 74 on April 13, 2021. It is fitting and proper that the record and accomplishments of the late Haley Beaudry be filed on the official records of this Assembly, and the following facts relative to his career are hereby noted:

Haley Beaudry was born on December 30, 1946, in Butte to his parents Joseph and Viola (Polly). After graduating from Butte High in 1965 he went on to earn his Bachelor of Science degree in mining engineering and math at Montana Tech. He married Elizabeth Symonds in September of 1974. Together they had three girls: Renee, Aimee, and Haley Ann.

Haley began his career at Bechtel Corporation in Rio de Janeiro, Brazil, traveling to various places around the world until Western Energy brought him back to Butte where he worked as a project manager on the Rosebud Mine. Soon after, he co-founded the White Resources Corporation where he evaluated mining operations for foreign investors. Haley owned and operated Emerald Engineers, specializing in blasting, demolition, and drilling. He was an active lobbyist for Columbia Falls Aluminum company and Billings power plants.

In 1995 Haley was appointed by Governor Marc Racicot to a special committee regarding power plant licensure. Later that year he ran for State Representative for House District 35, and he became the first Republican elected from Butte since 1950. He also was a guest lecturer and instructor at Montana Tech, construction chairman for the U.S. High Altitude Sports Center, a member of the Governor's Energy Task Force, the Montana Coal Council, and the Environmental Quality Council.

Haley loved his work but is most remembered by family and friends as an avid hunter, fisherman and outdoorsman. He could often be found floating the river or having early morning coffee with the "breakfast club," reminiscing about his travel adventures. He was a gentle giant, as strong as an ox, stubborn as a mule. Telling a good story and making all around him laugh was a specialty of Haley's. His own chuckle was contagious.

Haley was preceded in death by his parents and his brother Charlie (Judie). He is survived by his wife Elizabeth (Lizzy); siblings Mac (Judy), Pollyanna (Lenny) Thurmond, Calista (Shamus) Rojecki; brother-in-law John (Margo) Symonds; children Renee (Steven) Schultz, Aimee (Eric) McNabb and Haley Ann (Josh Kristovich and 9 grandchildren: Kale, Cooper, Kelton, Teaghan, Finley, Rielynn, Addison, Betsy, and Chloe, as well as numerous nieces and nephews.

JERRY WAYNE BLACK

WHEREAS, it is with deep and sincere sorrow that the members of the Sixty-Eighth Legislative Assembly of the State of Montana record the passing of Jerry Wayne Black on November 22, 2022. It is fitting and proper that the record and accomplishments of the late Jerry Black be filed on the official records of this Assembly, and the following facts relative to his career are hereby noted:

Jerry was born on Aug. 30, 1935, in Lewistown and raised in Shelby, Montana. He graduated from Shelby High School in 1953. He then attended Montana State University in Bozeman and placed first in the Northwest trampoline competition.

Jerry had a 47-year radio career in Shelby that began by joining the KIYI staff in the summer of 1955. He purchased KSEN in 1976. He retired as owner manager of KSEN in 2002. In 2004 Jerry was inducted into the Montana Broadcaster Hall of Fame.

Jerry was elected to the Montana State Senate, representing District 14 in the 2003, 2005, 2007, and 2009 Sessions. His legislative career included serving on several committees, including taxation, education and as chairman of the Senate energy and telecommunications committee.

In retirement, Jerry remained busy with a number of businesses, including the Roustabout Oil magazine; a radio station in Rexburg, Idaho; Triangle Travel Agency; and a fast-food restaurant.

Jerry valued community above all things there on the “Hi-Line.” He often attended community parades and he held the famous Farm Forums at the Shelby and Cutbank high schools. He loved boating, fishing, hunting, and traveling with his wife and family, creating lasting memories as a member of St. Luke’s Lutheran Church in Shelby.

Jerry was preceded in death by his parents, Jo and JDee Black, and sister Kathleen Lockwood. He is survived by his loving wife of 66 years, Billiette, along with his six children, 10 grandchildren and 11 great-grandchildren: Terri (Terry) Roberts, their son Mitch and two great-grandchildren; Kristie (Tom) Black; Mark (JoDee) Black, their three daughters – Jennifer, Megan, Abbie and five great-grandchildren; Guy (Kendra) Black, Guy’s two sons Egan, Ryan and four great-grandchildren; Koni (Pat) Byrom, their two children Nate and Taylor; BillieJo (Mike) Hogan, their two children Beau and Alex; nephew Mike Lockwood and family, and many wonderful, cherished friends.

NORRIS "MACK" COLE

WHEREAS, it is with deep and sincere sorrow that the members of the Sixty-Eighth Legislative Assembly of the State of Montana record the passing of Norris "Mack" Cole April 20, 2021. It is fitting and proper that the record and accomplishments of the late Mack Cole be filed on the official records of this Assembly, and the following facts relative to his career are hereby noted:

Norris 'Mack' Cole was born on June 4th, 1936, on the banks of the Yellowstone River. Mack was the eldest child of Norris and Margaret McKelvey Cole. He attended Sanders elementary school, graduated from high school in Hysham, and received a degree from Montana State University Bozeman in Range Management. Mack went on to earn a master's degree from the Thunderbird School of International Management in Phoenix, Arizona.

Mack and Judy Cassidy were married on February 10th, 1962, and spent two years in Brazil working for the Food for Peace program. Their first child, Margret, was born in 1963 while they were in Brazil.

When Mack returned to the states, he began his 30-year career with the Bureau of Indian Affairs, which took the family to many Indian reservations throughout the western United States. He finished his career with the BIA as the Assistant Regional Director of the Billings area. During this period, they had two more children, Cathy, and Cass.

After retiring from the BIA, Mack and Judy returned to the family ranch near Sanders. He then served five terms, from the 1995 session through the 2001 session in the Montana State Senate, dedicating his efforts to improving and evolving natural resources in Eastern Montana. He served on the Energy, Natural Resources and Taxation committees.

After his terms in the legislature, Mack and Judy returned to the ranch full-time, where Mack served as a Treasure County Commissioner. The couple enjoyed traveling, watching their grandchildren's sporting events and visiting family and friends. They moved to Billings in 2014 where they continued to enjoy the rest of their lives.

Mack is survived by his sister, Priscilla Moorhouse (John) of Billings and his brother Mark Cole (Barbara) of Shelby; his children: Margaret (JD) Lopez of Fairfield, CA, Cathay (Bryan) Ratzburg of Sunburst, Cass (Deb) Cole of Billings; and nine grandchildren: Rachel (Padraig) Keane, Shane (Kaybree), Allyson and Casey Cole; Cole Kamron (Camille) and Rebecca Ratzburg; Carlos and Joshua Lopez. Mack and Judy were also blessed with two great grandchildren, Kashton Cole, and Willa Ratzburg along with many nieces and nephews.

THOMAS RAY CONROY

WHEREAS, it is with deep and sincere sorrow that the members of the Sixty-Eighth Legislative Assembly of the State of Montana record the passing of Thomas Ray Conroy on March 7, 2023 in Hardin. It is fitting and proper that the record and accomplishments of the late Tom Conroy be filed on the official records of this Assembly, and the following facts relative to his career are hereby noted:

Tom Conroy, son of Clement and Edna Conroy, was born in Judith Gap on November 12, 1934. When Tom was a freshman in high school, he moved to Lodge Grass with his older brother Kenneth, who was an English teacher there. Soon thereafter, his brother was drafted into the Korean War and Tom stayed in Lodge Grass where many families took him in as his "home away from home."

He married his high school sweetheart, Colleen Barnes, and attended Rocky Mountain College. In 1966 the family purchased and moved to a farm in the Pryor Mountains. Tom spent years as a salesman for MoorMan's Feed where he got to know many of the farmers and ranchers in the county and made lifelong friends. Tom was a member of St. Joseph's Catholic Church in Hardin and shared his talent with the church choir and for local weddings and funerals.

Tom served in the House of Representatives during the 1975, 1977, 1979, and 1981 sessions. This expanded his friendship circle to include other lifelong friends across Montana.

Working for Western Sign Company gave Tom the experience for he and Colleen to start their own contracting business, Conroy's Fencing & Seeding. He and his sons, sons-in-law, nephews, and friends worked many miles and years in fence building and reclamation for the Montana and Wyoming highway departments as well as for many government and private customers.

Tom was preceded in death by his wife Colleen; his son Tyke; his granddaughter Heather Miller; his grandson Colton Conroy; great granddaughter Carissa Partridge and great grandson Jax William Gust; sisters Helen Hughes and Margaret Johnston; brothers Kenneth, Pat, and David Conroy. He is survived by his sons Harlan (Angie) Conroy, Lyndon (Sandi) Conroy, his daughters Denise (Phil) Wood, Shelly (Willie Ralston), and Molly (Jack) Joyce; his daughter-in-law Kelle (Tyke) Conroy; his sister-in-law, Helen (Pat) Conroy, 14 grandchildren and 25 great grandchildren.

CHARLES FAY (CHUCK) COZZENS

WHEREAS, it is with deep and sincere sorrow that the members of the Sixty-Eighth Legislative Assembly of the State of Montana record the passing of Charles Fay (Chuck) Cozzens on March 6, 2022. It is fitting and proper that the record and accomplishments of the late Chuck Cozzens be filed on the official records of this Assembly, and the following facts relative to his career are hereby noted:

Charles Fay Cozzens was born in January 1942 to Fay Alvern Cozzens and Dorothy Marie Beall in Lovell, Wyoming. Chuck participated in track, basketball, and was the quarterback of the state championship football team. He was in a barbershop quartet and was the valedictorian of his graduating class.

Chuck met his wife Cheryl Sprague while in high school and continued dating long-distance when he completed his freshman year at the University of Wyoming in Laramie. Chuck and Cheryl were married in the Idaho Falls Temple on August 28th, 1964. They became the proud parents of 5 children, 21 grandchildren, and 4 great-grandchildren. After Chuck finished his mission for the Church of Jesus Christ of Latter-Day Saints in the Gulf States Mission, he transferred to BYU, earning his undergraduate degree in psychology in 1966 and his MBA in 1968. Upon graduating, he served in financial services and banking industries in New York City, Minneapolis, Billings, St. Louis, and Illinois.

During Chuck's 11 years living in Montana, he became active in politics and was elected to the 1981 Montana House of Representatives. He then ran for United States Senate in 1984, where he won the Republican primary but eventually lost in the general election to the incumbent.

Chuck and Cheryl moved to Utah, where he began teaching in the Business School at Utah Valley State College, later Utah Valley University, until retiring in 2016. In retirement, Chuck and Cheryl served on a mission in Hawaii from 2018 to 2019.

Preceding him in death were his parents, his older brother, Ron of Coalville, Wyoming. Chuck is survived by his wife, Cheryl Cozzens of Vineyard, Utah; his children Cortney (Ginger) of Saratoga Springs, Utah; Cameron (Tami), of Las Vegas, Nevada; Mikelle Sessions (Tim) of Syracuse, Utah; Brandon (Jessica) of Waterloo, Illinois; Brytni Murray (Brad) of Spokane, Washington; his sisters Dotty White and Pam Hopkinson, both of Byron, Wyoming.

GENE DEMARS

WHEREAS, it is with deep and sincere sorrow that the members of the Sixty-Eighth Legislative Assembly of the State of Montana record the passing of Gene DeMars on May 23, 2022 in Bozeman. It is fitting and proper that the record and accomplishments of the late Gene DeMars be filed on the official records of this Assembly, and the following facts relative to his career are hereby noted:

Gene DeMars was born on January 8th, 1937, at the Coffee Creek ranch to his parents Elise (Mengler) and Albert DeMars. Gene met his wife, Jackolyn DeMars (Mossey) in high school at Denton, and they married September 23rd, 1956. Gene was a great football player in high school and was offered scholarships to MSU and Carroll College, which he had to forego because of a knee surgery.

Gene raised sheep with his brother, Tommy, at the W.P. Perrine Ranch above Utica in the late 1950s. He also farmed, growing wheat, barley, and sunflowers. The family moved to the home ranch in 1961, where they raised cattle, chickens, turkeys, pigs, a couple of peacocks, the “damn” geese, along with four sons.

Gene initiated and became the first President of the Central Montana Railroad. He represented House District 29 in 1987 and 1989 sessions where he served on the Agriculture, Fish and Game, State Administration and Business Committees. He was on the Denton and Coffee Creek school boards and was President of the Montana Jeweler’s Association.

Gene worked on missile bases, as a store manager at Skaggs in Great Falls and Basin Tradin Post in Stanford. Gene and Jackolyn sold the ranch in the early 1990s and moved to Lewistown. During that time, the couple bought Rogers Jewelry, which he ran until Christmas Eve of 2012 when he retired at the age of 75.

Gene DeMars was preceded in death by his parents; his wife, Jackie DeMars; and his brother, Tommy. He is survived by his four sons, Mike DeMars (Cathi), Max DeMars (Lori), Kyle DeMars (Angie), and Kurt DeMars (Joey); along with 8 grandkids and 9 great-grandkids. He is also survived by his siblings, Dee Perrine, Dude Mikeson (Lyle) and Andy Needham (Mike); and several nieces and nephews.

GERALD "JERRY" FEDA

WHEREAS, it is with deep and sincere sorrow that the members of the Sixty-Eighth Legislative Assembly of the State of Montana record the passing of Gerald "Jerry" Feda on April 24, 2021 at the age of 92. It is fitting and proper that the record and accomplishments of the late Jerry Feda be filed on the official records of this Assembly, and the following facts relative to his career are hereby noted:

Jerry Feda was born on June 7, 1926, to John and Jenny Brazzell Feda and grew up on the family farm near Alexandria, Minnesota. After graduating from high school and spending three years in the Merchant Marines, Jerry rode along with his sister on her honeymoon until she and her husband tired of his company and dropped him off in Glasgow. He found work in Glasgow shoveling coal on the Great Northern, and he retired 41 years later as an Amtrak engineer.

Jerry also owned Glasgow Insurance & Realty and served in the Montana State House of Representatives during the 1969 and later the 1977, '79, and '81 sessions. He was a member of the State Board of Natural Resources, the Montana Coal Board, the Glasgow Hospital Foundation, and the Glasgow Chamber of Commerce. He was a devout Catholic and a proud 81-year member of the Knights of Columbus as well as the Elks, Lions and Jaycees.

Jerry cherished his time as a husband, dad, and grandfather, and he enjoyed traveling, reunions and special occasions. He was married to Audrey for 69 years.

He was preceded in death by his wife, Audrey; infant daughter, Katherine; son, Daniel; and siblings Ruth, Jeanette, and John. He is survived by his daughters Valerie (Duane) Bauch; Janice (John) Swanson; and Donna Weise; grandchildren Marie, Anne, Lisa, Julie, Joseph, Elizabeth, and Lana; 15 great-grandchildren and three great-great-grandchildren.

MARGARET I. "MARGE" FISHER

WHEREAS, it is with deep and sincere sorrow that the members of the Sixty-Eighth Legislative Assembly of the State of Montana record the passing of Marjorie J. Fisher on February 22, 2022 in Whitefish, Montana. She was 89 years old. It is fitting and proper that the record and accomplishments of the late Marge Fisher be filed on the official records of this Assembly, and the following facts relative to her career are hereby noted:

Marge Fisher of Whitefish, Montana, was born to C. Guy Cleveland and Velma (Enfield) Cleveland on December 29, 1932, at Lake Crystal, Minnesota. After attending many schools in Minnesota, she graduated from Liberty Center High School in Liberty Center, Iowa.

Marge worked as an auditor and contracting officer for the U.S. Forest Service prior to becoming a successful broker/owner and certified financial planner with Linsco Private Ledger, working from her office in Whitefish. She was the mayor of Whitefish and was active on numerous charitable boards and community activities, among them the Flathead Economic Development Corporation, Chamber of Commerce, Business & Professional Women, Big Brothers and Big Sisters, and United Way. She was a Flathead County Library trustee and volunteer.

She served in the Montana House of Representatives during the 1993 and 1995 sessions, and she became chair of the Appropriations Committee. Marge was greatly respected for her quiet intelligence and business acumen.

Marge played the saxophone, harmonica, piano, violin, accordion, and banjo; was an author, rockhound and genealogist, traveled to many countries and all 50 states, loved whitewater rafting and skydiving, roller coasters and fast cars.

She was preceded in death by her parents and her brother, Guy. She is survived by her daughters, Virginia Goodrich, and husband Rob; Jennifer Hershman and husband Dan; grandchildren Conrad Cooper and wife Nickki, Clair Thompson, and partner Mason; great grandchildren Jameson Cooper and Skyler Cooper; brother Marvin Cleveland his wife Sharon of St. Paul.

FRANK RICHARD FLEMING

WHEREAS, it is with deep and sincere sorrow that the members of the Sixty-Eighth Legislative Assembly of the State of Montana record the passing of Frank Richard Fleming on March 6, 2022. It is fitting and proper that the record and accomplishments of the late Frank Fleming be filed on the official records of this Assembly, and the following facts relative to his career are hereby noted:

Frank Fleming was born on December 11, 1953, the son of Frank and Helen (Rotvold) Fleming. He graduated from Great Falls High School in 1972 where he earned all-state honors in football and track. He attended Eastern Montana College in Billings on a football scholarship where he was a four-year starter. Frank earned both a bachelor's and master's degree in education.

Frank retired after serving 21 years for the United States Probation Office. He was Chief United States Probation Officer for Montana the last seven and a half years of his career. He also was the manager at the State of Montana Job Service office.

Frank had a lifelong interest in politics. In 2017 he was appointed to House District 51 covering Billings' south side to fill out the remaining term for Adam Rosendale. He was then elected to the House of Representatives in 2018 and served during the 2019 and 2021 sessions on the Local Government, State Administration, Judiciary and Transportation committees.

Frank had planned to run for another term in the House of Representatives but decided in January he would not be seeking re-election due to medical reasons. He wrote in a January 26 post "It has been an honor and privilege to serve the citizens of my home state of Montana." Governor Greg Gianforte ordered the flags at the State Capitol to be flown at half-staff in honor of Frank Fleming.

Frank's survivors include his son, Scott Fleming, ex-wife Lori Strandell, sister Cathy (Larry) Scheer, niece Chrystal (Jeff), nephew Levi Pentecost, sister-in-law Janet Dutcher and niece Heather Frazier.

DAVID "SPIKE" FULLER

WHEREAS, it is with deep and sincere sorrow that the members of the Sixty-Eighth Legislative Assembly of the State of Montana record the passing of David "Spike" Fuller on March 6, 2022. It is fitting and proper that the record and accomplishments of the late Spike Fuller be filed on the official records of this Assembly, and the following facts relative to his career are hereby noted:

Spike Fuller was born on July 28, 1941, in Helena to Harry and Hallie (Sasek) Fuller. He graduated from Helena Senior High School in 1959. He was an excellent student, an athlete, class president and editor of the yearbook. He was nominated by Sen. Lee Metcalf to attend the U.S. Military Academy, but poor eyesight prevented that. He went to the University of Montana on a baseball scholarship, and in his college, years also showed his natural leadership. He was active in his fraternity and various honorary organizations.

After teaching in a low-income area of San Francisco, Spike moved back to Helena and in time became the Executive Director of the Montana Democratic Party and the Montana Commissioner of Labor & Industry, a Montana State Senator, and Lewis & Clark County Commissioner. He also was very proud of his work at Rocky Mountain Development Council.

Spike believed in public service, and his working-class background guided his work. He always chose to fight for less powerful people. He believed that government existed to be helpful to citizens who needed help. He understood that politics and elections were the vehicle by which governmental actions could be made real. He dedicated himself to their causes and especially respected the late Lee Metcalf.

His resume is filled with work and activities that speak to public service. As a mentor he encouraged improvement by engaging in casual conversation, never harsh criticism. His message was gentle. He gave suggestions, not demands; encouragement, not criticism.

Spike was preceded in death by his parents and older brother, Harry, Jr. He was survived by his sister, Cathy Fuller, who has since passed away. Several cousins and their families also survived.

LEO ANTHONY GIACOMETTO

WHEREAS, it is with deep and sincere sorrow that the members of the Sixty-Eighth Legislative Assembly of the State of Montana record the passing of Leo Anthony Giacometto on August 8, 2022 in the Kingdom of Bahrain, a long way from Alzada, Montana. It is fitting and proper that the record and accomplishments of the late Leo Giacometto be filed on the official records of this Assembly, and the following facts relative to his career are hereby noted:

Leo Giacometto was born in Belle Fourche, South Dakota on May 14th, 1962, to Leo Eugene Giacometto and Sondra Floyd. He extended the Giacometto legacy in Southeastern Montana to the seventh generation.

At the age of 17, Leo enlisted in the United States Army. His first deployment was to Panama as a military police officer, where he met his first wife, Mildred "Chomba" Echeverria. Leo was a graduate of the United States Army Military Police Academy, Airborne School, Jungle Warfare School, U.S. Army Command and General Staff College, and an honor graduate of the Montana Military Academy. He served his country for 23 years, the last eight as an Army Reservist assigned to the U.S. State Department's Counterterrorism Task Force, traveling around the world and retiring as a Lieutenant Colonel.

Leo purchased the family ranch and was the Carter County Magistrate. He was elected to the Montana House of Representative for the 1987 and 1989 sessions and served on the Agriculture, Fish and Game and Judiciary committees. In 1990, he was nominated and confirmed to serve as a U.S. Marshal. He later held Cabinet positions for Gov. Marc Racicot as Director of Agriculture and for Gov. Judy Martz as a member of the Northwest Power Planning Council. Leo then served as Chief of Staff for U.S. Senator Conrad Burns of Montana.

Leo later assisted both domestic and international companies navigating the red tape of Washington, DC, and then began focusing on international business developments from Africa to the Middle East, Eurasia, Mongolia, Bahrain and Azerbaijan. After a 10-year courtship, he married Aurelia Skipwith in New Orleans on September 25th, 2021.

Leo is survived by his wife, Aurelia Skipwith Giacometto; two children, Leo Cassidy Giacometto and Tasha Giacometto; his parents, Leo Eugene Giacometto and Sondra Courtney; his sister, Sabrina Schroeder; his two brothers, Joseph Floyd Giacometto and John Giacometto; his two grandchildren, Caitlin and Vincenzo, and several nieces and nephews.

KRISTIN N. HANSEN

WHEREAS, it is with deep and sincere sorrow that the members of the Sixty-Eighth Legislative Assembly of the State of Montana record the passing of Kristin N. Hansen on July 7, 2022 with her parents and best friends by her side. It is fitting and proper that the record and accomplishments of the late Kris Hansen be filed on the official records of this Assembly, and the following facts relative to her career are hereby noted:

Kris Hansen was born on December 21, 1969, in Peoria, Illinois and adopted by her parents three days later on Christmas Eve. Kris graduated from Bradley Bourbonnais High School in 1988 and from Augustana College Summa Cum Laude in 1992. She did an internship with the CIA in Langley, Virginia and worked for them in Somalia for a brief period of time. After graduating from John Marshall Law School Magna Cum Laude in 2002, Kris took a position clerking for Judge Black in the Illinois Bankruptcy Court. Kris moved to Montana in 2003 where she clerked at the Montana Supreme Court for a year. She worked in a Bozeman law firm during her time deployed in Iraq and served as a Judge Advocate General. Kris then moved to Havre in 2009, where she worked for the Hill County Attorney's office for several years.

Kris served in the House of Representatives in 2011 and 2013 and in the State Senate in 2015 where she served on the Education, Taxation, Judiciary and Finance and Claims committees. She was appointed Deputy Auditor for the State of Montana in 2016 and in 2021 accepted the position of Lieutenant Attorney General in the Department of Justice.

Kris's faith in Jesus was the foundation of her life, inspiring her work ethics and value for people. She was an independent, determined, and fierce defender of the Constitution and her adopted state of Montana. She was loyal, caring, loved nature and would participate in any sport or activity. Kris loved to climb mountains, hunt, fish, camp, and excelled in trapshooting and golf. She truly enjoyed being in her backyard, caring for her plants, flowers, and trees.

Kris is survived by her parents, Fred and Nancy Sue Hansen of Havre; brothers Joel (Sonda) Hansen and Tech Sgt. Seth (Angel) Hansen; nieces and nephews: Seth II, Joshua, Elijah, Micah, Jack, Julia, and Su-Lin; aunts and uncles Theresa (Colin) Thacker, Helen Gillespie, Sheila Burnett, Ken (Kay) Burnett, John (Lynn Ruder) Burnett, and Peter (Diane) Hansen; special friends: Stephanie & Rick Cote, Heidi and Ed Hill, and Michelle Dietrich; and her precious cat and wonderful friend, Rose.

STEVE HELMBRECHT

WHEREAS, it is with deep and sincere sorrow that the members of the Sixty-Eighth Legislative Assembly of the State of Montana record the passing of Steve Helmbrecht, October 21, 2021 in Seattle, Washington from complications related to cancer. It is fitting and proper that the record and accomplishments of the late Steve Helmbrecht be filed on the official records of this Assembly, and the following facts relative to his career are hereby noted:

Steve Helmbrecht was born on May 5th, 1951, in Havre, Montana, to parents Vernon and Toby Helmbrecht. Steve graduated from Havre High School and went on to attain his BA in journalism from the University of Montana in 1975. He was then elected to the Montana State House of Representatives from Havre in 1973. Steve also served his country in the Army National Reserve.

As a praised and accomplished photographer, Steve bought Helmbrecht Photography from his father in 1983. While operating the studio, Steve obtained his Master of Photography and photographic craftsman degrees from the Professional Photographers of America. Steve served as President of the Professional Photographers of Montana in 1990 and 2005. He was elected Montana's representative to the Professional Photographers of America for six years. The Montana Professional Photographers Association bestowed the "National Award for Service to the Photographic Profession" to Steve in 2010.

Until the end, Steve remained a true artist and renaissance man. He dedicated himself to perfecting many crafts. In addition to his photography business, he was also talented in ceramics. Steve taught ceramics for 18 years at Montana State University-Northern. He also loved to share his culinary crafts with family and friends.

Steve is preceded in death by his parents and his brothers Dennis and Joe; his son Keegan; daughter, Jade; and son Anders; and his sister Kathy (Gary) Enneberg of Cut Bank. Steve will truly be missed, appreciated, and never forgotten.

GARY NILES KIMBLE

WHEREAS, it is with deep and sincere sorrow that the members of the Sixty-Eighth Legislative Assembly of the State of Montana record the passing of Gary Niles Kimble on July 30, 2022. It is fitting and proper that the record and accomplishments of the late Gary Kimble be filed on the official records of this Assembly, and the following facts relative to his career are hereby noted:

Gary Kimble was born on January 3, 1942, in Fort Belknap, Montana. His parents were Aubrey Elwood and Ceciliani Stiffarm Kimble. He was a proud, enrolled member of the Gros Ventre (the White Clay People) tribe. He gave credit for his success to his tribe, his family, and the schools he attended in Butte, Elliston, Deer Lodge, and the University of Montana.

Gary completed a journalism degree in 1966 from the University of Montana. The day after graduation he was drafted into the U.S. Army and served as a journalist with the 4th Infantry Division in Pleiku, Vietnam. He received an Army Commendation for Outstanding Service during 1967-68. After Vietnam, Gary worked at the Seattle Boeing Aircraft Company.

He graduated from the UM Law School in 1972. At that same time, he was elected to the Montana House of Representatives and served in the 1973, 1975 and 1977 sessions, concentrating on labor and employment relations, environmental matters and public health and welfare issues. He also was general counsel to the Fort Belknap Indian Community Council, counsel to the Paper Worker Union in Missoula and an Assistant Professor of Native American Studies at UM.

Gary ran an unsuccessful bid for Congress in the 1st District of Montana. By then he was nationally known, and in 1979 he was appointed counsel to the Indian Affairs Committee in the U.S. Senate. From 1974 to 1979 he was Director of the Columbia River Intertribal Fish Commission in Portland. In 1993 Gary was awarded the University of Montana Distinguished Alumni Award for his accomplishments.

Gary was preceded in death by his parents and two brothers, Raymond Elwood and Aubrey Leon.

CAROL LAMBERT

WHEREAS, it is with deep and sincere sorrow that the members of the Sixty-Eighth Legislative Assembly of the State of Montana record the passing of Carol Lambert on July 5, 2021, her 63rd, wedding anniversary. It is fitting and proper that the record and accomplishments of the late Carol Lambert be filed on the official records of this Assembly, and the following facts relative to his career are hereby noted:

Carol Lambert was born on August 4, 1941, the third of five children born to Earl and Hazel (Camper) Drane. Carol was small in stature but big in heart. She was a friend to everyone, could make conversation with anyone, and she was interested in what you had to say! She played the piano and sang and made great cakes for every occasion.

Carol married Norman Lambert on July 5, 1958. They had three sons: Norman Earl, William Ray, and Marcus Allen. They lived and worked on several ranches before they leased and later bought the Lambert homestead to ranch and raise their family. She could work alongside the men and then run back to the house and feed the crew.

Although she considered her greatest accomplishment her kids and family, she contributed much to her community and state. Carol was a past state president of Montana Women Involved in Farm Economics (WIFE). She served on the state Independent Living Council, State Vocational Rehab Council and Montana Developmental Disabilities Board, along with various Republican Women Groups and committees.

Carol took great pride in going door to door campaigning for the legislature, and she served as a member of the Montana House of Representatives in the 2003, 2005, and 2007 sessions. She served on the Agriculture, Natural Resources, and Taxation committees.

Carol was preceded in death by her husband Norma Lambert, parents Earl and Hazel Drane, and one brother, Larry Drane. She is survived by sons, Norm, Bill, Marc (Alicia); daughters-in-law Kara Lee and Laura; grandchildren Kara Lou (Adam) Lambert, Cammie Jo (Matt) D'Esterre, Kelsey (Jeff) Bird, Shylee (Brandon) Walton, Chantz (Josie Lambert, Misty (Tadd) Kilgore; several great grandchildren, nieces and nephews; siblings Thelma Richardson, Betsy (Myron) Deibel, and Allen (Ella Mae) Drane.

RALPH LEE LENHART

WHEREAS, it is with deep and sincere sorrow that the members of the Sixty-Eighth Legislative Assembly of the State of Montana record the passing of Ralph Lee Lenhart in the early, quiet hours of December 31, 2022 at age 92. It is fitting and proper that the record and accomplishments of the late Ralph Lenhart be filed on the official records of this Assembly, and the following facts relative to his career are hereby noted.

Ralph Lee Lenhart was born in Durand, Wisconsin on October 18th, 1930, to Clifford and Helga (Opsahl) Lenhart, the 7th of 8th children. Unfortunately, tragedy struck the family, rendering Ralph an orphan and alone at the age of seven. Mabel Enger, the sister of Ralph's mother, gave the boy a home.

Ralph met the love of his life, Shirley, in his teen years while riding the bus to visit his aunt at a lake in Minnesota. The girl with whom he had shared a seat for almost a decade would become his true love and, eventually, his wife. Ralph graduated from Oakes High School and Ellendale Teachers College. His second year was interrupted by service with the U.S. Army, including a tour of duty in West Germany on the Czech border. When he returned, he finished his degree in education. He loved teaching and saw potential in every student.

Ralph and Shirley made their home in the Twin cities. Their daughter, Nan, was born in 1958. They all moved to Glendive, Montana where Ralph taught math at Dawson Junior College. A son and daughter, Ned and Kaia, were added to the family later on. Ralph and Shirley's children eventually blessed the family with grandchildren.

Ralph served as president of the Zion Lutheran Church and the Jaycees, as well as being an active member of the Breakfast Lions Club. He built cabins for a youth camp, housing for low-income families, and affordable homes for Dawson County families. He knew what it was like to be homeless. He sold real estate and enjoyed crop adjusting with his good friend.

Ralph retired from teaching after 40 years and served four terms as a member of the Montana House of Representatives. He also served on the Montana Coal Board.

Ralph was preceded in death by his wife of 65 years, Shirley and a daughter, Nan. He is survived by a son Ned (Jill), a daughter Kaia (Jen); and five grandchildren whom he loved and adored; Grace, Clara, Thea, Joshua, and Jayla; a sister Beatrice; brother-in-law George (Barbara); and many nieces and nephews.

JOSEPH MARCUS (JOE) MAGONE

WHEREAS, it is with deep and sincere sorrow that the members of the Sixty-Eighth Legislative Assembly of the State of Montana record the passing of Joseph Marcus (Joe) Magone on October 8, 2022 in Superior. He was 99 years old. It is fitting and proper that the record and accomplishments of the late Joe Magone be filed on the official records of this Assembly, and the following facts relative to his career are hereby noted:

Joe Magone was born on June 14, 1923, in Bellingham, Washington, the 8th of 11 children of Hugh Paul and Margaret Perkins Magone. Shortly after Joe's birth the family settled on an old homestead on Trout Creek near Superior. Joe's family spent his 6th birthday camped out on the property with Joe complaining, "No cake, no pie, no nothing. A heck of a birthday"! This was his first memory of the place that would become home for the rest of his life.

The family remembered the depression years as happy ones. They raised vegetables, hunted, and fished, and lived in one shack or another so the kids could attend school, happily returning to summer at the ranch. During World War II Joe and two of his brothers enlisted. Their mother proudly displayed three blue stars in her window until her boys came safely home.

Joe returned home and worked construction with his father and brothers until he hired on as a union carpenter during the building of a mill near the family property. He later was hired as a millwright's carpenter, a position he retained until his retirement in 1986.

Joe married Edris Alesa Huckaba on July 30, 1950, in Missoula after a whirlwind three-month courtship. After their first daughter, Diane, was born in Missoula, they returned to the ranch and built the home where Joe would live until his death.

In 1974 Joe was elected to the Montana House of Representatives and served in two terms, 1975 AND 1979. He was a dedicated Mason and life member of Mountain Lodge #110. He was recently admitted to the Montana Masonic Hall of Fame, one of his greatest honors. He was a committed union member, always championing the rights of the workingman. A U.S. Army Air Corp veteran, Joe was also a life member of the local VFW. He was a craftsman, a carpenter, and a master gardener. He said that, should he have his life to live over, he would not do a thing differently.

Joe was preceded in death by his wife, Edris, and two of his children, Karen Schoonover, and Mark Allen Magone; his mother and father, siblings Daniel, Margaret, Hugh, James Frederick, Laurence, Raymond, James David (Sonny Jim), Marjorie, and Edward. He is survived by his brother Lee, his children Diane and Dale (Becky) of Superior and Margaret (Ted) of San Diego, son-in-law Adrian Schoonover, 13 grandchildren and several great grandchildren as well as many nieces and nephews.

ROBERT L. "BOB" MARKS

WHEREAS, it is with deep and sincere sorrow that the members of the Sixty-Eighth Legislative Assembly of the State of Montana record the passing of Robert L. "Bob" Marks on April 10, 2023 at his home in Clancy, Montana, with grace and peace. It is fitting and proper that the record and accomplishments of the late Bob Marks be filed on the official records of this Assembly, and the following facts relative to his career are hereby noted:

Bob Marks was born in Helena, the second son of Merle and Evelyn Marks on January 11, 1932. He was raised on the family ranch in Clancy, attending grade school there and then going on to high school at Jefferson County High School in Boulder. He learned his work ethic from his father while taking care of draft horses, threshing grain, milking cows, putting up hay, and other duties. Bob attended the University of Montana and Montana State until he decided higher education was not for him, and he pursued a career of ranching full time.

He married Barbara Myles in 1951, and they started their family of six children. While he loved ranch life, it did not support his family. He continued to use the old sawmill his father had put together for cutting mine timbers and construction work in the early 1900s and began harvesting logs and cutting lumber for his own property while selling lumber as a side business, which turned into Marks Lumber. In 1982 Bob and Barb decided to build a small bar and restaurant in Clancy. This became the Legal Tender Cafe.

After serving on a school board, Bob chose to enter politics. In 1968 he ran a successful campaign for the State Legislature in his home house district. For the next twenty years, he represented this district, while holding Republican leadership positions: Speaker Pro Tempore, Minority Whip, Republican Leader and two terms as Speaker of the House. He also chaired the Western District Council of State Governments, and in 1989 newly elected Governor Stan Stevens appointed Bob to head the Department of Administration. He had learned the art of compromise and gained the friendship of hundreds of people on both sides of the aisle. Bob's campaign slogan was "Make your mark for Marks." He left his mark with his family: wisdom, integrity, work ethic, and love.

Bob was preceded in death by his parents, his Aunt Myrtle, brother Doug, and in infant grandson Dallas. Survivors include his wife, Barbara; son Bob "RD" (Andi); daughter Beverly (Denny) Miller; sons Gary (Debbie), Steve (Laura), Rick (Jane), Chris (Punkin); grandchildren Justin (Dawn), Clancy (Jennifer), Brian Miller (Amy), Kerri Potts (Steve), Kail (Emily), Kyrie Russ (Timm), Kristi Weis (Clint), Jamie Stearns (Morgan), Cody (Christie), Tyson and Hayden. He also left 19 great grandchildren and 2 great-great grandchildren and two unborn babies on the way.

JOHN G. MATSKO

WHEREAS, it is with deep and sincere sorrow that the members of the Sixty-Eighth Legislative Assembly of the State of Montana record the passing of John G. Matsko at age 66 in Colorado Springs, Colorado. It is fitting and proper that the record and accomplishments of the late John Matsko be filed on the official records of this Assembly, and the following facts relative to his career are hereby noted:

John was born on March 10, 1942, in Great Falls to parents Patricia and Thomas Matsko. Raised in Great Falls, he attended the University of Montana, Carroll College, and the College of Great Falls.

John joined the Cascade County Sheriff's Office in 1975 and worked there for 13 years. He underwent specialized training in law enforcement and management with the Los Angeles County Sheriff's office and the FBI Academy in Virginia where he served for 13 years.

John was a member of the Montana House of Representatives during the 1981 session.

He moved his family to Colorado Springs in 1988 where he served for 20 years at the El Paso County Sheriff's Office. After retirement, he remained committed to serving others by teaching at MasterDrive until his passing.

John is survived by his mother, Patricia Matsko; wife of almost 38 years, Danna; three daughters, Dr. Shannon (Kyle) Smallwood, Elaina Matsko and Janece Matsko; 2 grandsons, Ethan and Connor Smallwood; 2 brothers, Dr. Thomas H. and Arthur Matsko and their families.

ARTHUR J. "ART" NOONAN

WHEREAS, it is with deep and sincere sorrow that the members of the Sixty-Eighth Legislative Assembly of the State of Montana record the passing of Arthur J. "Art" Noonan on March 6, 2022 on Saturday, September 17, 2022 in Butte. He was 70 years old. It is fitting and proper that the record and accomplishments of the late Art Noonan be filed on the official records of this Assembly, and the following facts relative to his career are hereby noted:

Art Noonan was born on November 24, 1951, one of six children of Edward J. and Sara L. Noonan. He grew up on Whitman Avenue, attended St. John's School and graduated from Butte Central High School in 1970.

In 1971 Art received statewide publicity for being the first young person to vote in Silver Bow County after the 1969 law lowering the voting age from 21 to 19. In his early twenties, he was invited to address several legislative sessions where he paced up and down the center aisles in period costume as Thomas Jefferson, extolling the virtues of the Declaration of Independence and the U.S. Constitution.

Art worked on the staff of former U.S. Representative Pat Williams, focusing on natural resources and wilderness issues. He also worked for Senator John Melcher. He ended his congressional career in Congressman Williams' Butte field office.

Art served three terms, the 2005, 2007 and 2009 sessions as a Democrat in the Montana House of Representatives from House District 73 in Butte. In 2007 he was the Democratic Floor Leader tasked with helping support the agenda of Governor Brian Schweitzer, who later named Art Deputy Director of Montana Fish, Wildlife and Parks from 2009 to 2011. Art was also the Executive Director of the Montana Democratic Party from 2007-2009. People have said about Art that he had "the knack to disagree vehemently without being disagreeable." At the time of his death, Art was once again running for House District 73.

Art served on the Butte-Silver Bow Planning Board and the Montana Supreme Court Commission on Practices. He was executive director of the AWARE Foundation and worked for Northwestern Energy advising the company on governmental affairs from 2012 until his retirement in 2017.

Art was preceded in death by his parents and brothers Ed and Larry. He is survived by his sisters Winifred Noonan, Sara Paul, brother Mark, nephews Pat Noonan, Dan Paul, Bryan Noonan and nieces Andrea Bottorff, Kate Williamsen and Kelley Paul. Art loved several cats throughout his life, and his most recent buddy, Skinny Cat, will miss him dearly.

HAROLD LEE PAULSEN

WHEREAS, it is with deep and sincere sorrow that the members of the Sixty-Eighth Legislative Assembly of the State of Montana record the passing of Harold Lee Paulsen, on August 21, 2015 at age 98. It is fitting and proper that the record and accomplishments of the late Harold Paulsen be filed on the official records of this Assembly, and the following facts relative to his career are hereby noted:

Harold Paulsen was a well-known insurance and investment representative, popular singer and speaker who was born on February 21, 1917. He was the oldest of six children born to Paul and Elfreda Paulsen in Helena. In 1947 Harold married Betty Sanford, and they raised four children.

Harold joined the Army in 1941. He was accepted to Officer Candidate School and received his commission as an air Force Statistical Officer from Harvard School of Business Administration. He served with the 8th Air Force in England for 28 months and was discharged in December 1945 with the rank of Captain.

After the service Harold began a long career in life insurance in Helena. In 2001 he was honored at the home office of The Hartford Company on the occasion of his 65th anniversary with the company, a longer tenure than any other individual. He belonged to the Jaycees and was inducted as a Charter Member of the National Jaycees Hall of Leadership at Tulsa, Oklahoma in 1983. He was devoted to his church, leading the effort to build a new church.

Harold served as a member was a member of the state legislature, and his children remember hanging campaign signs with their dad. He served in the House of Representatives during the 1957 and 1959 sessions.

Harold will be remembered for his great tenor voice. He sang for most of the Montana governors during his lifetime, and once shared the stage with the late Norman Vincent Peale. He sang in groups, choirs, recordings, and solo performances across the U.S. and in England, Norway, and Denmark. He was a featured singer at the Governor's Prayer breakfast from its start in the 1960s.

Harold was preceded in death by his parents, wife Betty and brothers Paul, Bud, Kenneth, Bill, and his sister Lillian "Sis" Duncan. He is survived by his four children and spouses, Peggy and Bill Honeck, Dick and Carol, Lee and Kristi, Jim and Jan, grandchildren, and great grandchildren. He also adored his many nieces and nephews who knew him as "Crazy Uncle Harold."

GARY PERRY

WHEREAS, it is with deep and sincere sorrow that the members of the Sixty-Eighth Legislative Assembly of the State of Montana record the passing of Gary Perry on October 24, 2021 in Bozeman. It is fitting and proper that the record and accomplishments of the late Gary Perry be filed on the official records of this Assembly, and the following facts relative to his career are hereby noted:

Gary Perry was born on November 24, 1949, in Vincennes, Indiana. He graduated from high school in Bridgeport, Illinois; attended Olney Central College, Millikin University, and Parkland College in Illinois. He received a bachelor's degree in civil engineering from the University of Illinois Champaign-Urbana in 1985. In 1968 he met his wife Lisa when he was 19 and she was 16. They were married in June of 1970.

After he graduated from the University of Illinois, Gary and Lisa moved to Seattle, Washington where he worked with his brother and acquired patents in the hot water industry. In 1996 he started to manufacture and sell his patented products. He was president of Perry Industries.

Gary and Lisa always wanted to move to Montana but could not find work. After a flood destroyed their brand-new home in 1997, Gary told Lisa that if they got the house cleaned up, he would take her anywhere she wanted to go. After the job was done, he asked her where she wanted to go, and she responded, "Take me to Montana."

Within a week they had driven to Montana, made an offer on a house and some land to be used to build a manufacturing plant, and changed their license plate to Montana. They bought the house his wife still lives in.

Having been interested in politics since he was a young boy, Gary decided it was time to give back. He won a seat in the Montana State Senate in 2003 and served in the Senate through 2009. Senator Perry was famous for his 41-minute opening on a bill. He was a member of the Judiciary and Natural Resources committee. He also was chairman of the Gallatin County Republican Central Committee, the Chamber of Commerce, the Rotary, and the NRA.

Gary is survived by his wife Lisa and their son Travis.

ARTHUR L. PETERSON

WHEREAS, it is with deep and sincere sorrow that the members of the Sixty-Eighth Legislative Assembly of the State of Montana record the passing of Arthur L. Peterson on March 22, 2023. It is fitting and proper that the record and accomplishments of the late Art Peterson be filed on the official records of this Assembly, and the following facts relative to his career are hereby noted:

Art Peterson was born in Glyndon, Minnesota on June 27, 1926, in the parsonage of the Congregational Church, where his father served as pastor. The sixth child born to Hilda and J. Martin Peterson, his childhood was spent in small towns in the Midwest: Glyndon, Minnesota and Birnamwood, Prescott and Mondovi, Wisconsin.

He became the nation's youngest state legislator in 1952 when he was elected to the Wisconsin Assembly in 1950. He interrupted his legislative service when he volunteered for duty with the U.S. Marine Corps during the Korean Conflict in which he served as an infantry company commander as a Captain in Korea. Shortly before going to Korea, he had married Connie Lucille Harr.

During a career which combined a continuing interest in higher education and politics, he served for 20 years as a college professor in the field of political science at the University of Wisconsin (Eau Claire) and Ohio Wesleyan, and as a college dean and president for 16 years at the American Graduate School of International Management, Lebanon Valley College, and Eckerd College. In the late 1990s Art served as the Scott Professor of Leadership at Rocky Mountain College in Billings. He was elected as a member of the 2001 State House of Representatives and served on the Appropriations Committee.

Art was preceded in death by his parents, brothers and sisters, his wife Connie of 50 years and a son. He is succeeded by his wife Mary as well as by her children and family, his children, grandchildren, and many friends.

THOMAS PAUL "TOM" RICHMOND

WHEREAS, it is with deep and sincere sorrow that the members of the Sixty-Eighth Legislative Assembly of the State of Montana record the passing of Thomas Paul "Tom" Richmond on February 14, 2022 at St. Vincent hospital at age 73. It is fitting and proper that the record and accomplishments of the late Tom Richmond filed on the official records of this Assembly, and the following facts relative to his career are hereby noted:

Tom was born in Great Falls to Dorothy and Lou Richmond on August 4, 1948. He married Rene Dupuis in 1969 and they have been married 52 years. Both Tom and Rene attended the same grade school and high school in Great Falls. Tom graduated from Montana Tech in Butte in 1971 with a bachelor's degree in petroleum engineering.

After graduation he worked in the Great Falls Refining Division of Phillips Petroleum company before taking a position at the U.S. Geological Survey's Conservation Division Offshore Operations office in Metairie, Louisiana. He moved with the Geological Survey to engineering positions in Tulsa and Oklahoma City.

Tom served in the Montana House of Representatives during the 2015 session and as a State Senator for Senate District 28 during the 2017 and 2019 sessions. He served on the Business, Energy, Natural Resources and Education committees.

Tom was a licensed amateur radio operator and past president of the Yellowstone Radio Club. He was a master woodworker, a hobby where he made most of the furniture in his house, the kitchen and bathroom cabinets, outdoor large planters and remade the decks around the house. There wasn't a project he couldn't do. He also loved classical music, operas, reading books, talking to people and having pet dogs and cats.

Tom was predeceased by his parents, uncles Melvin and James, and aunts Beatrice, Marion, and Kathleen. He is survived by his wife Rene, sister Nancy, nieces and great-nieces and nephews. His pet pug dogs, Tara and Zoe will miss him greatly.

JONAS ROSENTHAL

WHEREAS, it is with deep and sincere sorrow that the members of the Sixty-Eighth Legislative Assembly of the State of Montana record the passing of Jonas Rosenthal on October 2, 2022 at the age of 72. It is fitting and proper that the record and accomplishments of the late Jonas Rosenthal be filed on the official records of this Assembly, and the following facts relative to his career are hereby noted:

Jonas Rosenthal was born in Baltimore, Maryland. He found his way to Vermont after receiving master's degrees in public administration from Montana State University and in parks and recreation from Penn State University. After having served as the village manager of Poultney, Vermont, he was the zoning administrator in Castleton and Pawlet. He was a mentor and an inspiration to many people.

Jonas was a volunteer whose passion lay with expanding recreational opportunities for young people and who was always working to secure funds for town projects. He was instrumental in helping the town secure a Vermont Outdoor Recreation Communities grant, and in helping the town move forward when Green Mountain College closed.

In 2018 Rosenthal was honored in a State House resolution. The Rosenthal Room at Poultney Public Library is named after him. In 2016 the Poultney Area Chamber of Commerce declared him Honorary Citizen of the Year, and he was also awarded the Frances B. Elwell Award for Municipal Management, the Preservation Trust of Vermont Award, along with the Vermont Downtown Program Green Mountain Award.

The Chairwoman of the Poultney Planning Commission remembers Rosenthal as the consummate volunteer. "As soon as I got the news of his passing, it was nighttime. I went outside ... and the streetlights, the benches, the bike racks, even the trash receptacles, everything came from Jonas working away on grant after grant.

Rosenthal served in the Montana House of Representatives from Cascade County during the 1979 session.

GLENN ARTHUR ROUSH

WHEREAS, it is with deep and sincere sorrow that the members of the Sixty-Eighth Legislative Assembly of the State of Montana record the passing of Glenn Arthur Roush on May 27, 2020 at the veterans home in Columbia Falls. It is fitting and proper that the record and accomplishments of the late Glenn Roush be filed on the official records of this Assembly, and the following facts relative to his career are hereby noted:

Glenn Roush was born in Helena on January 25, 1934 at the Florence Crittenton Home. He was adopted as an infant through the Intermountain Children's Home by Robert and Agnes Roush of Hardin. He spent his childhood in various places throughout Montana and South Dakota because his father was employed with the U.S. Department of Interior and various county extension offices.

Glenn graduated from Cut Bank High School in 1952 and attended Montana State College (MSU) before enlisting in the U.S. Army in 1955. He was employed by Montana Power (Northwestern Energy) for 44 years in gas well production services. He was a member of the AFL-CIO, the Moose, American Legion and Elks. Glenn also served as a board member for the Glacier County Community Health Center.

Glenn was very proud to have served in the Montana House of Representatives (1981-1984) and as a State Senator (1999-2006). He served on Business and Labor, Energy and Telecommunications and Natural Resources. One of the highlights of his tenure in the political arena was, as a leader of the Montana State Veteran Affairs Committee, arranging for the National Director of Veterans Affairs to visit Montana. Nearly one thousand veterans traveled to Helena for a public hearing to speak directly to the administrator about the challenges they faced in traveling great distances to receive medical and social services at Fort Harrison, the only hospital/clinic in Montana. The passion and actions of this committee led to the establishment of several more offices and clinics throughout the state which made care more easily accessible to the state's veterans.

Glenn and Ardith loved to travel, especially their cruises in the Caribbean, Panama Canal, and Alaska. Summers were always spent planning and organizing the yearly family reunions camping at Holland Lake.

Glenn was preceded in death by his parents and his wife, Ardith. He is survived by daughters, Kay (Jake) Neil and Glenda (Brian) Armstrong; sons, Ryan (Robin) Roush and Neal Roush; grandchildren, Stephanie (Joel) Gaertig, Travis Neil, Renae (Tyler) Hubbard, Kaylie (Shawn) Hanson, Todd Roush, Anyssa Roush, Madison Armstrong, Sydne Armstrong; and great-grandchildren, Jack and Gavin Gaertig, Ellie Hubbard, and Ryker Hanson.

BARRY "SPOOK" STANG

WHEREAS, it is with deep and sincere sorrow that the members of the Sixty-Eighth Legislative Assembly of the State of Montana record the passing of Barry "Spook" Stang on January 22, 2023. It is fitting and proper that the record and accomplishments of the late spook Stang be filed on the official records of this Assembly, and the following facts relative to his career are hereby noted:

Spook Stang was born in Missoula, the middle child of three, on December 5, 1950, to Leo and Angie Stang. He spent his early years in Missoula until his dad moved the family to St. Regis in 1958 to open Stang's Food City. The grocery store was the family business.

While pursuing a bachelor's degree in accounting at Carroll College, Spook made many lifelong friends. He took an accounting job in Helena after graduation where he met the mother of his two children, JoAnn Harris (McGarvey). The couple was married in Butte and moved to Hamilton where his daughter Mandi was born in 1977. They returned to St. Regis where Spook became the butcher at Stang's Food City. His son Ryan was born in 1979 to complete the family. While Spook was a great friend, he was an even better Dad, always sitting in the front row with his popcorn, cheering the kids on and "instructing" the refs.

Spook was elected to the Montana House of Representatives for the 1987, 1989 and 1991 sessions and to the State Senate for the 1993, 1995, 1997, and 1999 sessions. In both houses he was on the Education, Highways and Taxation committees. He had numerous friends on both sides of the aisle and was known for his ability to work with both parties. His bipartisanship would serve him well in his next career, as Executive Vice President of the Motor Carriers of Montana. His 14 years of legislative experience proved beneficial at the trucking association, and he worked there until his retirement in 2020.

Spook and JoAnn ended their marriage as friends, and Spook rekindled his romance with Daun Clements. He loved Daun and her kids, Ty and Evan. Daun and Spook loved boating, and much of their vacation time together involved a lake or a river. Spook enjoyed Harley motorcycling trips with his cousin Mike, ATV adventures in Arizona, sports of all kinds, and every bird-hunting excursion possible.

Spook was preceded in death by his parents, Leo and Angie Stang; brother-in-law Bob Pickering; and his hunting buddy Bob, his beloved dog. He is survived by his daughter and son-in-law, Mandi, and Bill Brunckhorst; grandchildren, Kylee and Ryan Brunckhorst; his son, Ryan Stang; sister, Judy Stang; brother and sister-in-law, Richard and Nancy Stang; niece and nephew, Larissa Moe and Eric Stang; dear friends Daun, Evan and Ty Clemens.

MILES L. SWAN

WHEREAS, it is with deep and sincere sorrow that the members of the Sixty-Eighth Legislative Assembly of the State of Montana record the passing of Miles L. Swan on May 26th, 2019 surrounded by his loving family. It is fitting and proper that the record and accomplishments of the late Miles Swan be filed on the official records of this Assembly, and the following facts relative to his career are hereby noted:

Miles "Torchy" Swan was born on March 28, 1926, in Livingston to Leonard and Lillian Swan. The family, including his sisters Lila and Sheila, lived on the family ranch outside of Highwood. His mother sent him to school when he was five years old to get him "out from underfoot" as he was a "rascal" to younger sister, Lila. He graduated from high school in 1932.

He attended Montana State College for one quarter and joined the Army in December of 1944, spending his first Christmas away from home in an empty barracks as everyone else had gone home for the holidays. Miles, stationed in Hawaii, translated Japanese and later Soviet radio code. An ace shot, he was promoted to sergeant and received an honorable discharge.

Miles earned a degree in animal industry at MSC 1950 and was a member of Sigma Chi fraternity. Miles and his "adorable Wyoming girl," Doris Nye married on September 16, 1950, and returned to the ranch to start a family. Miles worked on the ranch with his father and later became partners with his brother-in-law, Herb Pasha. The two remained partners for over 40 years and formed a lifelong friendship.

In addition to ranching, Miles served in the Montana House of Representatives in the 1969 and 1971 sessions. He was active in the Stockgrowers organization and served on two bank boards. He was active in Masons and Eastern Star. After 80-plus years of ranch life, Miles and Doris moved to Great Falls in 2014 and became active in the Senior bridge community. They celebrated "family" at the annual Labor Day gathering at the cabin on Flathead Lake.

Preceding Miles in death were his parents, sister Shirley Cornelius, brothers-in-law Bill Cornelius and Herb Pasha and brother Lee. He is survived by his wife Doris; daughters Linda, Lisa (Monk Semansky), Annette (John Schipf), Virginia (Thomas Sullivan), and Carol; Gill McKeever, an exchange student from Barbados; grandchildren Kirsten Schipf Brady (Dane), David Schipf (Hsiang Yuan), Joseph Semansky (Lisa), Kathryn "Katie" Schipf, Danial Sullivan (Aubrey Power), Rachel Semansky Kimm (Weston), Mari Sullivan, and Cormac "Mac" Sullivan; four great-grandsons: Mathew and Andrew Brady, Abraham Schipf and Miles Kimm, sister-in-law Pennee Albrecht and sister Lila Pasha.

MARK ALLEN SWEENEY

WHEREAS, it is with deep and sincere sorrow that the members of the Sixty-Eighth Legislative Assembly of the State of Montana record the passing of Mark Allen Sweeney on May 6th, 2022 at age 62. It is fitting and proper that the record and accomplishments of the late Mark Sweeney be filed on the official records of this Assembly, and the following facts relative to his career are hereby noted:

Mark Sweeney was born in Butte on May 27, 1959, the youngest son of Jean and Bill Sweeney. Raised in Miles City, he hunted and fished on the eastern prairies. He went to Western Montana College in Dillon, where he wrestled and explored the mountain west.

After college he returned to Eastern Montana and worked at the Lower Yellowstone River Intake near Glendive for Montana Fish, Wildlife and Parks. He was responsible for establishing the river's walleye population, gathering walleye eggs downstream from the intake on the Yellowstone. Those eggs spawned the walleye program at Miles City fish hatchery.

That success led to Sweeney working to improve Montana fish populations as far west as Lake Koocanusa in Libby. He eventually became manager of the Washoe Park Trout Hatchery in Anaconda, where biologists developed the population of genetically pure west slope cutthroat used to re-populate the fish to their historic Montana territories.

Mark grew up on the Yellowstone River, hunting and navigating in a small kayak. "He was like a Huckleberry Finn," said his friend Chris Marchion of Anaconda. "He knew all the islands. He really knew that river. He would float all the time in that little kayak."

Mark's deeply seated values compelled him to serve the public. He began as a county commissioner, then a member of the Montana House of Representatives in the 2019 session and the State Senate in the 2021 session. He represented an area that stretches from Drummond to Walkerville in the northern reaches of Butte. He was engaged in a campaign for a seat in the U.S. House of Representatives at the time of his death.

Mark is survived by his wife Sue; his daughters Shannon and Jordan; his stepdaughters Brandi Johnson and Carly Johnson; his grandsons Weston and Brooks; his father-in-law Vic Standa; his siblings Judy and Perry Wolfe, Bill and Lana Sweeney, Joan and Dale Hubber; in-laws Frank and Becky Standa, Jack and Nia Standa, Leigh and Scott McOmber; numerous nieces and nephews and their children.

WILLIAM G. (BILL) THOMAS

WHEREAS, it is with deep and sincere sorrow that the members of the Sixty-Eighth Legislative Assembly of the State of Montana record the passing of William G. "Bill" Thomas on November 13, 2022 with his family by his side. It is fitting and proper that the record and accomplishments of the late Bill Thomas be filed on the official records of this Assembly, and the following facts relative to his career are hereby noted:

Bill Thomas was born January 17, 1942, in Great Falls to Martin and Irene Thomas. After graduating from Great Falls Central High, he attended Montana State University and enjoyed fraternity life and college football. He graduated from Montana State Northern.

His entrepreneurial spirit led him to become a successful small business owner of Granny's Pie House, It'll Do Bar, Iron Kettle restaurant and oil drilling endeavors. He served as a member of the Montana House of Representatives in the 1975 session and in the State Senate during the 1977, 1979, 1981 and 1982 sessions.

He was an educator for 30 years and served as President of the State Board of Education where he championed the Montana School for the Deaf and Blind. He was particularly fond of helping countless friends and family in navigating intricate ways to afford higher education. He had a strong Catholic faith, having spent time in the seminary in his youth and as a lifelong parishioner of Holy Spirit Church.

Bill enjoyed a variety of activities including politics, investing, both water and snow skiing, yearly boating outings with his family at Seeley Lake. He had a passion for football, the Green Bay Packers and the Notre Dame Fighting Irish. He enjoyed and always made time to mentor his political friends and colleagues. He also spent time volunteering at St. Thomas Orphanage, Great Falls Rotary, and many roles in organizing the Montana East/West Shrine Football Game.

Bill was best known for his big heart, deep belly laugh, and infectious smile. He was preceded in death by his loving parents and his brother-in-law, Hollis Broderick. He is survived by his beloved wife of 53 years, Patsie Bartoletti-Thomas, his sister Colleen Broderick, his children Patti Monts, William G. (Jen) Thomas II, Mary Pat (Tim) Penley, Marty (Rebecca), Brad, and Stephanie (Justin); his grandchildren Kim, Katie, Kyle, Bryce, Amanda, Thomas, Edward, Terra, Joseph, Taylor, Gabe, Kate, William J. Thomas III and Colton.

WILLIAM EUGENE "GENE" VUCKOVICH

WHEREAS, it is with deep and sincere sorrow that the members of the Sixty-Eighth Legislative Assembly of the State of Montana record the passing of William Eugene "Gene" Vuckovich on July 12, 2022 at the age of 86. It is fitting and proper that the record and accomplishments of the late Gene Vuckovich filed on the official records of this Assembly, and the following facts relative to his career are hereby noted:

Gene Vuckovich was born in Anaconda on March 9, 1936, to Daniel and Donnie (Elakovich) Vuckovich. He joined his older siblings Jack and Nada to create a loving family unit with a fierce devotion to one another. He was only 7 years old when his father suddenly passed away, but he believed these hard times helped develop his strong work ethic, sense of service to others and dedication to his community.

He met the beautiful and charming Noreen Opie at high school, and she became the love of his life. They were married on August 31, 1957. He received a scholarship from Western Montana College, earning a Bachelor of Arts degree in education, majoring in English and social studies. He completed graduate work at the University of Montana and University of Utah, earning a Master of Science degree in mathematics and physics. He taught and coached in the Anaconda school system and also worked as a journeyman ironworker in the summer and school breaks to help support his family. He felt privileged to be part of the crew of "men on the mountain," a group of ironworkers from Local 81 that helped assemble Our Lady of the Rockies.

Gene changed career paths and served as the Director of the Montana Concentrated Employment Program, and for over 16 years served as the Director/Coordinator for the Montana Ironworkers' Apprenticeship Program. He was City/County Manager of Anaconda/Deer Lodge County and was instrumental in seeing the Old Works Golf Course built on a superfund cleanup site. His last job was Executive Director for Montana Rural Development Partners.

After retirement Gene ran for an open seat in the Montana State Senate. He served in the Senate during the 2011 through 2019 sessions working on the Business, Energy and Local Government committees.

Gene was preceded in death by his parents; wife Noreen; stepfather George Schimmings; in-laws William and Kathryn Opie-Mertzig and Kathryn's second husband Louie Mertzig, brother-in-law Ray Sherrill, sister-in-law Vi Vuckovich, infant son William Eugene Vuckovich Jr. and grandson Jeremy Funston. He is survived by his children and their families: Dan, Verna, McCall, Finnegan and Emery; Chris, Jessica, Graham, Callait and Theo; Kim, Katie, Mark, Remy Lynne, and Tyler Ann; Mark; Jackie, Ken, Colin, Lacey, Connor, Kerrienne and Kennah Beth; Mary, Andrea, Josh and Ellie; John and Vera. Gene is also survived by his brother Jack Vuckovich; sister Nada Sherrill, brother-in-law Jim Opie and his wife Carol.