

**SENATE JOURNAL
68TH LEGISLATURE
SEVENTH LEGISLATIVE DAY**

Helena, Montana
January 10, 2023

Senate Chambers
State Capitol

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

Roll Call. All members present. Quorum present.

BILLS AND JOURNALS (Lang, Chair)

01/10/2023

Correctly printed: **SB 6, SB 7, SB 91, SB 134, SB 135, SB 136, SB 137, SB 138, SB 139, SB 140, SB 141, SB 142, SJ 1.**

Correctly engrossed: **SB 7, SB 34.**

REPORTS OF STANDING COMMITTEES

LOCAL GOVERNMENT (Friedel, Chair)

01/09/2023

SB 5, introduced bill, be amended with [SB0005.001.001](#) and, as amended, do pass.

SB 98, do pass.

SB 103, do pass.

PUBLIC HEALTH, WELFARE, AND SAFETY (McGillvray, Chair)

01/06/2023

SB 34, introduced bill, be amended with [SB0034.001.001](#) and, as amended, do pass.

PUBLIC HEALTH, WELFARE, AND SAFETY (McGillvray, Chair)

01/09/2023

SB 45, do pass.

FIRST READING AND COMMITMENT OF BILLS

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

SB 143, introduced by J. Esp, referred to Local Government.

SB 144, introduced by R. Tempel, referred to Highways and Transportation.

SB 145, introduced by K. Regier, referred to Taxation.

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

HB 24, introduced by T. Welch (by request of the Revenue Interim Committee), referred to Taxation.

HB 44, introduced by J. Dooling (by request of the Department of Livestock), referred to Agriculture, Livestock and Irrigation.

HB 50, introduced by T. Brockman (by request of the Department of Revenue), referred to Business, Labor, and Economic Affairs.

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HB 86, introduced by K. Walsh (by request of the Department of Fish, Wildlife, and Parks), referred to Fish and Game.

HB 98, introduced by E. Buttrey (by request of the Department of Revenue), referred to Business, Labor and Economic Affairs.

HB 153, introduced by B. Ler (by request of the Department of Livestock), referred to Agriculture, Livestock and Irrigation.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

House bills passed and transmitted to the Senate for concurrence:

1/09/2023

HB 24, introduced by T. Welch

HB 44, introduced by J. Dooling

HB 50, introduced by T. Brockman

HB 86, introduced by K. Walsh

HB 98, introduced by E. Buttrey

HB 153, introduced by B. Ler

**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:

SB 6 - Senator Gross moved **SB 6** do pass. Motion carried as follows:

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

Total 43

Nays: Emrich, Friedel, Glimm, Hinebauch, Lang, Mandeville, Vance.

Total 7

Voted absentee: None.

Total 0

Excused: None.

Total 0

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Absent or not voting: None.
Total 0

SB 7 - Senator McGillvray moved **SB 7** do pass.

SB 7 - Senator Olsen moved **SB 7**, second reading copy, be amended with [SB0007.001.001](#).

Amendment **adopted** as follows:

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

Nays: Fitzpatrick, Glimm, Noland, Usher, Welborn.
Total 5

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 7, as amended, passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

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SB 91 - Senator Emrich moved **SB 91** do pass. 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, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.

Total 48

Nays: Cuffe, Tempel.

Total 2

Voted absentee: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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

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

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

Total 50

Nays: None.

Total 0

Voted absentee: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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THIRD READING OF BILLS

SJ 1 passed as follows:

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

Total 46

Nays: Dunwell, Gross, Olsen, Webber.

Total 4

Voted absentee: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

ANNOUNCEMENT OF COMMITTEE MEETINGS

Committee meetings were announced by the committee chairs.

Majority Leader Fitzpatrick moved the Senate adjourn until 1:00 p.m., 01/11/2023, the 8th legislative day. Motion carried.

Senate adjourned at 1:20 p.m..

MARILYN MILLER
Secretary of the Senate

JASON ELLSWORTH
President of the Senate