

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

Helena, Montana  
January 30, 2023

Senate Chambers  
State Capitol

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

Roll Call. Forty-seven members present. Senators Boldman, Hayman and Kelker, excused. Quorum Present.

**BILLS AND JOURNALS** (Lang, Chair)

Correctly printed: **SB 54, SB 89, SB 94, SB 105, SB 108, SB 129, SB 135, SB 148, SB 167, SB 179, SB 183, SB 184, SB 225, SB 226, SB 227, SB 228, SB 229, SB 230, SR 6, SR 9, SR 28, SR 49, HB 83, HB 111, HB 149.**

Correctly engrossed: **SB 47, SB 57, SB 59, SB 70, SB 160, SB 171, SB 191.**

Transmitted to the House: **SB 8, SB 21, SB 30, SB 39, SB 84, SB 85, SB 112, SB 115, SB 142, SB 144, SB 151, SB 162, SJ 7.**

**REPORTS OF STANDING COMMITTEES**

**BUSINESS, LABOR AND ECONOMIC AFFAIRS** (Small, Chair) 01/27/2023  
**SB 168**, do pass.  
**SB 177**, do pass.  
**SR 34**, be adopted.  
**SR 36**, be adopted.  
**SR 37**, be adopted.  
**SR 39**, be adopted.  
**SR 41**, be adopted.  
**SR 42**, be adopted.  
**HB 31**, be concurred in.  
**HB 41**, be concurred in.  
**HB 48**, be concurred in.  
**HB 69**, be concurred in.  
**HB 142**, be concurred in.

**JUDICIARY** (Regier, Chair) 01/12/2023  
**SB 136**, do pass.

**NATURAL RESOURCES** (Welborn, Chair) 02/27/2023  
**SB 207**, introduced bill, be amended with [SB0207.001.001](#) and, as amended, do pass.

**STATE ADMINISTRATION** (Cuffe, Chair) 01/27/2023  
**SB 49**, do pass.  
**SB 86**, do pass.  
**SB 51**, introduced bill, be amended with [SB0051.001.004](#) and, as amended, do pass.  
**SB 73**, introduced bill, be amended with [SB0073.001.001](#) and, as amended, do pass.

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**SB 77**, introduced bill, be amended with [SB0077.001.001](#) and, as amended, do pass.

**MESSAGES FROM THE GOVERNOR**

January 2, 2023

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

By Hand and Electronic Delivery

Dear President Ellsworth:

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

**Board of Alternative Health Care**  
MCA § 2-15-1730

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

- **Sheehan Ednie-Rosen**, 322 B Street S, Victor, MT 59875, is reappointed to serve a term starting November 1, 2022, and through September 1, 2026. Sheehan Ednie-Rosen fulfills the qualifications of being a midwife. I support the confirmation of Ms. Ednie-Rosen.
- **Ashley Hinton-Sharp**, 1715 S 7th St W, Missoula MT 59801, is appointed to serve a term 12/15/2021, and through 8/31/2025. Ashley Hinton-Sharp fulfills the qualifications of being Midwife. I support the confirmation of Ms. Hinton-Sharp.
- **Nicholas Beckstrom**, 2935 Arabian Rd, Helena, MT 59602, is appointed to serve a term starting October 12, 2022 and through September 1, 2026. Mr. Beckstrom fulfills the qualification of being a public member. I support the confirmation of Mr. Beckstrom.

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

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

Thank you for your consideration and service.

Sincerely,

Greg Gianforte  
GOVERNOR

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January 2, 2023

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

By Hand and Electronic Delivery

Dear President Ellsworth:

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

**Board of Medical Examiners**  
MCA § 2-15-1731

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

- **Ana Diaz**, 837 Park Lane, Billings MT 59102, is reappointed to serve a term starting February 1, 2022, and through September 1, 2025. Ana Diaz fulfills the qualifications of being Member of the general public who is not a medical practitioner.
- **Christine Emerson**, PO Box 1326, Helena MT 59624, is reappointed to serve a term starting February 1, 2022, and through September 1, 2025. Christine Emerson fulfills the qualifications of being Licensed Nutritionist.
- **James Guyer**, 123 South 27th St, Billings MT 59101, is reappointed to serve a term starting February 1, 2022, and through September 1, 2025. James Guyer fulfills the qualifications of being Doctor of Medicine (MD).
- **Gina Painter**, PO Box 200513, Helena, MT 59404, was appointed to serve a term starting January 1, 2023, and through September 1, 2026. Gina Painter fulfills the qualifications as a Podiatrist Doctor of Medicine. I support the confirmation of Ms. Painter.
- **Tony Pfaff**, 791 Eastside Rd, Deer Lodge MT 59722, is appointed to serve a term starting February 1, 2022, and through September 1, 2025. Tony Pfaff fulfills the qualifications of being Member of the general public who is not a medical practitioner. Mr. Pfaff replaces C.E. Abramson whose term expired September 1, 2021.
- **Carley Robertson**, P.O. Box 2113, Havre, MT 59501-2113, is appointed to serve a term starting January 1, 2023, and through September 1, 2026. Carley Robertson fulfills the qualifications as a Doctor of Medicine. I support the confirmation of Ms. Robertson.
- **Adam Smith**, 33737 Meadow Rd, Polson, MT 59860, was appointed to serve a term starting January 1, 2023, and through September 1, 2026. Adam Smith fulfills the qualifications as an Osteopath Doctor of Medicine. I support the confirmation of Dr. Smith.
- **Connie Wethern**, 204 13th St S., Glasgow MT 59230, is appointed to serve a term starting February 1, 2022, and through September 1, 2025. Connie Wethern fulfills the qualifications of being volunteer emergency medical technician. Ms. Wethern replaces Brian Reed whose term expired September 1, 2021.
- **Brooke Yates**, 1257 Highway 78, Red Lodge MT 59068, is appointed to serve a term starting February 1, 2022, and through September 1, 2025. Brooke Yates fulfills the qualifications of being Licensed physicians assistant. Ms. Yates replaces Tammy Scott whose term expired September 1, 2021.

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

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

Thank you for your consideration and service.

Sincerely,

Greg Gianforte  
GOVERNOR

**MESSAGES FROM THE HOUSE OF REPRESENTATIVES**

House bills passed and transmitted to the Senate for concurrence:

01/27/2023

**HB 19**, introduced by T. Running Wolf  
**HB 49**, introduced by T. Brockman  
**HB 79**, introduced by A. Regier  
**HB 95**, introduced by E. Buttrey  
**HB 144**, introduced by P. Green  
**HB 164**, introduced by D. Harvey  
**HB 179**, introduced by N. Duram  
**HB 184**, introduced by J. Carlson  
**HB 198**, introduced by J. Dooling  
**HB 199**, introduced by T. Brockman  
**HB 200**, introduced by S. Essmann

**FIRST READING AND COMMITMENT OF BILLS**

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

**SB 231**, introduced by D. Lenz, referred to Judiciary.  
**SB 232**, introduced by J. Ellis, J. Welborn, D. Zolnikov, D. Lenz, B. Beard, B. Ler, S. O'Brien, J. Fitzpatrick, referred to State Administration.  
**SB 233**, introduced by S. Morigeau, F. Smith, E. McClafferty, J. Windy Boy, S. Stewart Peregoy, R. Lynch, A. Olsen, W. Curdy, M. Dunwell, J. Ellis, D. Hayman, C. Pope, S. Webber, J. Hamilton, E. Boldman, J. Small, J. Gross, M. Weatherwax, T. Running Wolf, P. Flowers, M. Fox, D. Hawk, T. France, S. O'Brien, referred to Legislative Administration.  
**SB 236**, introduced by G. Hertz, referred to Business, Labor, and Economic Affairs.

The following Senate bills were introduced and read first time:

**SB 234**, introduced by B. Usher.  
**SB 235**, introduced by D. Emrich, T. McGillvray, S. Hinebauch.

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

**HB 19**, introduced by T. Running Wolf (by request of the State-Tribal Relations Committee), referred to Energy and Telecommunications.

**HB 49**, introduced by T. Brockman (by request of the Department of Revenue), referred to Business, Labor, and Economic Affairs.

**HB 79**, introduced by A. Regier (by request of the Department of Justice), referred to Education and Cultural Resources.

**HB 95**, introduced by E. Buttrey (by request of the Department of Revenue), referred to Business, Labor, and Economic Affairs.

**HB 144**, introduced by P. Green (by request of the Department of Revenue), referred to Business, Labor, and Economic Affairs.

**HB 164**, introduced by D. Harvey, B. Carter (by request of the Department of Revenue), referred to Business, Labor, and Economic Affairs.

**HB 179**, introduced by N. Duram, M. Cuffe, D. Fern, B. Beard, S. Kerns, M. Malone, G. Oblander, G. Nikolakakos, D. Baum, J. Etchart, B. Barker, W. Rusk, L. Hellegaard, referred to Highways and Transportation.

**HB 184**, introduced by J. Carlson, C. Hinkle, D. Hawk, referred to Highways and Transportation.

**HB 198**, introduced by J. Dooling, N. Duram, B. Mitchell, M. Bertoglio, G. Frazer, referred to Local Government.

**HB 199**, introduced by T. Brockman, referred to State Administration.

**HB 200**, introduced by S. Essmann, D. Lenz, D. Bedey, F. Nave, B. Mitchell, L. Reksten, P. Fielder, S. Kerns, K. Seekins-Crowe, G. Nikolakakos, J. Etchart, referred to Public Health, Welfare and Safety.

Senator Boldman present at this time.

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

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

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

**SB 31** - Senator McKamey moved **SB 31** do pass. Motion **failed** as follows:

Yeas: Boldman, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Gross, Lynch, McClafferty, McKamey, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Small, Vermeire, Webber, Welborn.  
Total 21

Nays: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Molnar, Mr. President, Noland, Regier K, Tempel, Trebas, Usher, Vance, Zolnikov.  
Total 27

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Voted absentee: None.  
Total 0

Excused: Hayman, Kelker.  
Total 2

Absent or not voting: None.  
Total 0

**SB 31** - Majority Leader Fitzpatrick moved **SB 31** be **indefinitely postponed**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Lynch, 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, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.  
Total 13

Voted absentee: None.  
Total 0

Excused: Hayman, Kelker.  
Total 2

Absent or not voting: None.  
Total 0

**SB 60** - Senator Tempel moved **SB 60** do pass. Motion carried as follows:

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

Nays: Emrich.  
Total 1

Voted absentee: None.  
Total 0

Excused: Hayman, Kelker.  
Total 2

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Absent or not voting: None.  
Total 0

**SB 61** - Senator Ellis moved **SB 61** do pass. Motion carried as follows:

Yeas: Boldman, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Gross, Lynch, McClafferty, McKamey, Molnar, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Vance, Vermeire, Webber, Welborn, Zolnikov.  
Total 28

Nays: Bartel, Beard, Bogner, Brown, Emrich, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Mr. President, Noland, Regier K, Usher.  
Total 20

Voted absentee: None.  
Total 0

Excused: Hayman, Kelker.  
Total 2

Absent or not voting: None.  
Total 0

**SB 66** - Senator Fox moved **SB 66** do pass. Motion carried as follows:

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

Nays: None.  
Total 0

Voted absentee: None.  
Total 0

Excused: Hayman, Kelker.  
Total 2

Absent or not voting: None.  
Total 0

**SB 123** - Senator Hertz moved **SB 123** do pass. Motion carried as follows:

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

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

Total 48

Nays: None.

Total 0

Voted absentee: None.

Total 0

Excused: Hayman, Kelker.

Total 2

Absent or not voting: None.

Total 0

**SB 133** - Senator McGillvray moved **SB 133** do pass. Motion carried as follows:

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

Total 47

Nays: Zolnikov.

Total 1

Voted absentee: None.

Total 0

Excused: Hayman, Kelker.

Total 2

Absent or not voting: None.

Total 0

**SB 138** - Majority Leader Fitzpatrick moved **SB 138** do pass. Motion carried as follows:

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

Total 47

Nays: Zolnikov.

Total 1



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Voted absentee: None.  
Total 0

Excused: Hayman, Kelker.  
Total 2

Absent or not voting: None.  
Total 0

**SB 163** - Senator Lenz moved **SB 163** do pass. Motion carried as follows:

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

Nays: Beard, Boldman, Olsen, Vance, Webber, Zolnikov.  
Total 6

Voted absentee: None.  
Total 0

Excused: Hayman, Kelker.  
Total 2

Absent or not voting: None.  
Total 0

**SB 170** - Senator Mandeville moved **SB 170** do pass. Motion carried as follows:

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

Nays: Welborn.  
Total 1

Voted absentee: None.  
Total 0

Excused: Hayman, Kelker.  
Total 2

Absent or not voting: None.  
Total 0

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**SB 181** - Senator Lenz moved **SB 181** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Mr. President, Noland, Olsen, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.  
Total 42

Nays: Gross, Lynch, Morigeau, O'Brien, Pope, Webber.  
Total 6

Voted absentee: None.  
Total 0

Excused: Hayman, Kelker.  
Total 2

Absent or not voting: None.  
Total 0

**SB 195** - Senator Trebas moved **SB 195** do pass.

**SB 195** - Senator Mandeville moved **SB 195**, second reading copy, be amended with [SB0195.002.001](#).

Amendment **adopted** as follows:

Yeas: Bartel, Beard, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Lynch, Mandeville, Manzella, McClafferty, McKamey, Molnar, Morigeau, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Usher, Vance, Vermeire, Webber, Welborn.  
Total 31

Nays: Bogner, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, McGillvray, Mr. President, Tempel, Trebas, Zolnikov.  
Total 17

Voted absentee: None.  
Total 0

Excused: Hayman, Kelker.  
Total 2

Absent or not voting: None.  
Total 0

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**SB 195**, as amended, passed as follows:

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

Total 32

Nays: Boldman, Cuffe, Curdy, Ellis, Flowers, Fox, Fuller, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Pope, Salomon, Usher, Webber.

Total 16

Voted absentee: None.

Total 0

Excused: Hayman, Kelker.

Total 2

Absent or not voting: None.

Total 0

Senator Trebas disclosed he has a financial interest in property that might be affected by **SB 195**.

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

Senator Lynch 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, Hertz, Hinebauch, 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.

Total 46

Nays: Morigeau, Zolnikov.

Total 2

Voted absentee: None.

Total 0

Excused: Hayman, Kelker.

Total 2

Absent or not voting: None.

Total 0

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**THIRD READING OF BILLS**

**SB 58** passed as follows:

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

Total 45

Nays: McKamey, Tempel, Zolnikov.

Total 3

Voted absentee: None.

Total 0

Excused: Hayman, Kelker.

Total 2

Absent or not voting: None.

Total 0

**SB 105** passed as follows:

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

Total 39

Nays: Boldman, Dunwell, Ellis, Gross, Lynch, O'Brien, Olsen, Pope, Webber.

Total 9

Voted absentee: None.

Total 0

Excused: Hayman, Kelker.

Total 2

Absent or not voting: None.

Total 0

**SB 105** vote totals reflect a vote change from No to Yes made by Senator Molnar under Motions the following legislative day.

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**SB 129** passed as follows:

Yeas: Boldman, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Lang, McClafferty, McKamey, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Vermeire, Webber, Welborn.

Total 25

Nays: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Glimm, Hertz, Hinebauch, Lenz, Lynch, Mandeville, Manzella, McGillvray, Molnar, Mr. President, Noland, Regier K, Trebas, Usher, Vance, Zolnikov.

Total 23

Voted absentee: None.

Total 0

Excused: Hayman, Kelker.

Total 2

Absent or not voting: None.

Total 0

**SB 135** passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Fox, 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 35

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

Total 13

Voted absentee: None.

Total 0

Excused: Hayman, Kelker.

Total 2

Absent or not voting: None.

Total 0

**SB 167** passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Mr. President, Noland, O'Brien, Olsen,

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Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Vance, Vermeire, Webber, Welborn, Zolnikov.

Total 44

Nays: Glimm, Molnar, Morigeau, Usher.

Total 4

Voted absentee: None.

Total 0

Excused: Hayman, Kelker.

Total 2

Absent or not voting: None.

Total 0

**SB 179** passed as follows:

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

Total 40

Nays: Bartel, Beard, Esp, Hertz, Lenz, Noland, Vance, Welborn.

Total 8

Voted absentee: None.

Total 0

Excused: Hayman, Kelker.

Total 2

Absent or not voting: None.

Total 0

**MOTIONS**

Majority Leader Fitzpatrick moved to re-refer **SB 60**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved to re-refer **SB 163**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

SENATE JOURNAL  
TWENTY-FIRST LEGISLATIVE DAY - January 30, 2023

**ANNOUNCEMENT OF COMMITTEE MEETINGS**

Committee meetings were announced by the committee chairs.

Senator Small introduced the Pages for the coming week:

Mikiah Cook from Plains, Montana, sponsored by Senator Brown  
Stella Duran from East Helena, Montana, sponsored by Senator Dunwell  
Lina Sturman from St. Ignatius, Montana, sponsored by Senator Salomon

Majority Leader Fitzpatrick moved the Senate adjourn until 1:00 p.m., 01/31/2023, the 22nd legislative day. Motion carried.

Senate adjourned at 2:35 p.m.

MARILYN MILLER  
Secretary of the Senate

JASON ELLSWORTH  
President of the Senate