Senate convened at 1:00 p.m. President Sales presiding. Invocation by Senator Blasdel. Pledge of Allegiance to the Flag.

Roll Call. Forty-nine members present, Senator Fielder excused. Quorum present.

BILLS AND JOURNALS (Keenan, Chair):
We, your committee on Bills and Journals, having examined the daily journals for the sixty-first through the sixty-fifth legislative days, find the same to be correct.

Correctly engrossed: HB 2, HB 52, HB 316, HB 566, HB 579, HB 590.
Correctly enrolled: SB 5, SB 41, SB 48, SB 81, SB 140, SB 151, SB 154, SB 177, SB 191, SB 197, SB 264, SB 270.
Examined by the sponsor and found to be correct: SB 177, SB 197, SB 264, SB 270.
Signed by the Secretary of the Senate at 8:20 a.m., April 5, 2019: SB 101, SB 115, SB 130, SB 148, SB 150, SB 212.
Signed by the President at 9:50 a.m., April 5, 2019: SB 101, SB 115, SB 130, SB 148, SB 150, SB 212.

REPORTS OF STANDING COMMITTEES

JUDICIARY (Regier, Chair):
HB 590, be amended as follows:

1. Title, page 1, line 5 through line 7.
   Strike: "PROVIDING" through "MCA;"
   Insert: "PROVIDING PROCEDURE FOR A DEFENDANT TO MOVE FOR AN INTERVIEW OF A CHILD VICTIM OF A SEXUAL OFFENSE; PROVIDING FOR A HEARING; PROVIDING FOR REASONABLE ACCOMMODATIONS FOR THE CHILD;"

2. Page 1, line 12 through page 2, line 25.
   Strike: section 1 in its entirety
   Insert: "NEW SECTION. Section 1. Interview of child under age 16. (1) A defendant may not interview a child under the age of 16 who alleges to be the victim of sexual abuse as provided in 45-5-502, 45-5-503, 45-5-504, 45-5-507, 45-5-508, or 45-5-625, or an immediate family member of the child who is also under the age of 16, except by an order of the court upon a motion showing that the defendant has exceptional circumstances that necessitate interviewing the child victim."
(2) Upon a motion under subsection (1), the court may, in its discretion, order an interview. If the court orders an interview, the court shall list the reasons for and scope of the interview and, if requested, provide any reasonable accommodations for the child victim for the interview."

**Insert:** "NEW SECTION. Section 2. Codification instruction. [Section 1] is intended to be codified as an integral part of Title 46, chapter 15, part 3, and the provisions of Title 46, chapter 15, part 3, apply to [section 1]."

And, as amended, be concurred in.

**HIGHWAYS AND TRANSPORTATION** (Vance, Chair): 4/4/2019

- HB 393, be concurred in.
- HB 440, be concurred in.
- HB 550, be concurred in.

**PUBLIC HEALTH, WELFARE AND SAFETY** (Howard, Chair): 4/5/2019

- SR 51, be adopted.
- HB 598, be concurred in.

**STATE ADMINISTRATION** (Brown, Chair): 4/5/2019

- HB 316, be amended as follows:

  1. Title, page 1, line 6.
     **Following:** "DATE"
     **Insert:** "AND A TERMINATION DATE"

  2. Page 2, line 19.
     **Following:** line 18
     **Insert:** "NEW SECTION. Section 3. Termination. [This act] terminates June 30, 2023."

And, as amended, be concurred in.

- HB 612, be concurred in.
- HJ 10, be concurred in.
- HJ 23, be concurred in.

Without objection, committee reports were adopted.

**MESSAGES FROM THE OTHER HOUSE**

- Senate bills concurred in and returned to the Senate: 4/4/2019

  - SB 41, introduced by T. Richmond
  - SB 48, introduced by T. Richmond
  - SB 71, introduced by A. Olszewski
FIRST READING AND COMMITMENT OF BILLS

The following Senate joint resolution was introduced, read first time, and referred to committee:

SJ 25, introduced by J. Ellis, referred to Local Government.

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

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

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

HB 181 - Senator Bennett moved HB 181 be concurred in. Motion carried as follows:

Total 49

Nays: None.
Total 0

Paired: None.
Excused: Fielder.
Total  1

Absent or not voting: None.
Total  0

**HB 284** - Senator K. Regier moved **HB 284** be concurred in. Motion **failed** as follows:

Total  23

Total  26

Paired: None.

Excused: Fielder.
Total  1

Absent or not voting: None.
Total  0

Vote totals include a change of vote from No to Yes made by Senator Lang under Motions.

**HB 284** - Majority Leader Thomas moved **HB 284** be **indefinitely postponed**. Motion carried as follows:

Yeas: Ankney, Barrett, Bennett, Bogner, Boland, Cohenour, Cuffe, Ellis, Flowers, Gauthier, Gillespie, Gross, Jacobson, MacDonald, Malek, McClafferty, McConnell, McNally, Osmundson, Phillips, Pominichowski, Richmond, Sands, Sesso, Small, Smith F, Tempel, Thomas, Vance, Vuckovich, Webber, Welborn, Mr President.
Total  33

Total  16

Paired: None.

Excused: Fielder.
Total  1
Absent or not voting: None.
Total 0

HB 356 - Senator Phillips moved HB 356 be concurred in. Motion carried as follows:

Total 49

Nays: None.
Total 0

Paired: None.

Excused: Fielder.
Total 1

Absent or not voting: None.
Total 0

HB 397 - Senator Ellsworth moved HB 397 be concurred in. Motion carried as follows:

Total 49

Nays: None.
Total 0

Paired: None.

Excused: Fielder.
Total 1

Absent or not voting: None.
Total 0
HB 456 - Senator Gauthier moved HB 456 be concurred in. Motion carried as follows:

Total 37

Total 12

Paired: None.

Excused: Fielder.
Total 1

Absent or not voting: None.
Total 0

HB 473 - Senator Esp moved HB 473 be concurred in. Motion carried as follows:

Total 29

Total 20

Paired: None.

Excused: Fielder.
Total 1

Absent or not voting: None.
Total 0

HB 482 - Senator Kary moved HB 482 be concurred in. Motion carried as follows:

Yeas: Ankney, Barrett, Bennett, Blasdel, Bogner, Boland, Brown, Cohenour, Cuffe, Ellis, Ellsworth, Esp, Fitzpatrick, Flowers, Gauthier, Gillespie, Hinebauch, Hoven, Howard, Kary, Keenan, Lang, MacDonald, Malek, McClafferty, McNally, Olszewski, Osmundson, Phillips,
Regier, Richmond, Salomon, Sesso, Small, Smith C, Tempel, Thomas, Vance, Vuckovich, Webb, Welborn, Mr President.
Total 42

Total 7

Paired: None.

Excused: Fielder.
Total 1

Absent or not voting: None.
Total 0

HB 524 - Senator Small moved HB 524 be concurred in. Motion carried as follows:

Total 49

Nays: None.
Total 0

Paired: None.

Excused: Fielder.
Total 1

Absent or not voting: None.
Total 0

HB 535 - Senator Small moved HB 535 be concurred in. Motion carried as follows:

Total 49
Nays: None.
Total 0

Paired: None.

Excused: Fielder.
Total 1

Absent or not voting: None.
Total 0

**HB 558** - Senator Boland moved **HB 558** be concurred in. Motion carried as follows:

Total 49

Nays: None.
Total 0

Paired: None.

Excused: Fielder.
Total 1

Absent or not voting: None.
Total 0

**HB 561** - Senator K. Regier moved **HB 561** be concurred in. Motion **failed** as follows:

Total 24

Total 25

Paired: None.
Excused: Fielder.
Total 1

Absent or not voting: None.
Total 0

**HB 561** - Majority Leader Thomas moved **HB 561** be **indefinitely postponed**. Motion carried as follows:

Total 35

Total 14

Paired: None.

Excused: Fielder.
Total 1

Absent or not voting: None.
Total 0

**HB 205** - Majority Leader Thomas moved consideration of **HB 205** and **HJ 17**, on second-reading agenda #2, be placed above **HB 265** on second-reading agenda #1. Without objection, so ordered.

**SB 578** - Senator Ellsworth moved **SB 578** do pass. Motion carried as follows:

Total 47

Nays: Howard, Webber.
Total 2

Paired: None.
Excused: Fielder.
Total 1

Absent or not voting: None.
Total 0

Majority Leader Thomas excused at this time.

HB 369 - Senator MacDonald moved HB 369 be concurred in. Motion carried as follows:

Total 35

Nays: Blasdel, Bogner, Brown, Ellsworth, Esp, Hinebauch, Howard, Keenan, Lang, Salomon, Vance, Webb, Mr President.
Total 13

Paired: None.

Excused: Fielder, Thomas.
Total 2

Absent or not voting: None.
Total 0

Majority Leader Thomas present at this time.

HB 549 - Senator Sands moved HB 549 be concurred in. Motion carried as follows:

Total 38

Nays: Brown, Ellsworth, Hinebauch, Howard, Kary, Lang, Osmundson, Regier, Smith C, Vance, Mr President.
Total 11

Paired: None.

Excused: Fielder.
Total  1
Absent or not voting: None.

Total  0

**HB 543** - Senator MacDonald moved **HB 543** be concurred in. Motion carried as follows:

Total  37

Total  12

Paired:  None.

Excused: Fielder.
Total  1

Absent or not voting: None.

Total  0

**HB 205 - Conference Committee Report No. 1** - Senator Flowers moved the Conference Committee report to **HB 205** be adopted. Motion carried as follows:

Total  49

Nays: None.
Total  0

Paired:  None.

Excused: Fielder.
Total  1

Absent or not voting: None.
HJ 17 - Senator Flowers moved HJ 17 be concurred in. Motion carried as follows:

Total 46

Nays: Esp, Smith C, Mr President.
Total 3

Paired: None.

Excused: Fielder.
Total 1

Absent or not voting: None.
Total 0

Senator Barrett assumed the chair.

HB 265 - Senator Lang moved HB 265 be concurred in. Motion carried as follows:

Total 28

Total 21

Paired: None.

Excused: Fielder.
Total 1

Absent or not voting: None.
Total 0

Senator Lang arose on a point of personal privilege and moved to change his second-reading
vote on **HB 284** from No to Yes. Without objection, so ordered.

Senator Flowers assumed the chair.

**SB 134 - House Amendments** - Senator D. Brown moved do **not** concur in House amendments to **SB 134**. Motion carried as follows:

Total 49

Nays: None.
Total 0

Paired: None.

Excused: Fielder.
Total 1

Absent or not voting: None.
Total 0

**SJ 3 - House Amendments** - Senator Thomas moved do **not** concur in House amendments to **SJ 3**. Motion carried as follows:

Total 44

Nays: Malek, Pomnichowski, Smith F, Vuckovich, Webber.
Total 5

Paired: None.

Excused: Fielder.
Total 1

Absent or not voting: None.
HB 224 - Senator McClafferty moved HB 224 be concurred in. Motion carried as follows:

Total 44

Nays: Esp, Hinebauch, Keenan, Smith C, Smith F.
Total 5

Paired: None.

Excused: Fielder.
Total 1

Absent or not voting: None.
Total 0

HB 332 - Senator Lang moved HB 332 be concurred in. Motion carried as follows:

Total 27

Total 22

Paired: None.

Excused: Fielder.
Total 1

Absent or not voting: None.
Total 0

HB 585 - Senator Jacobson moved HB 585 be concurred in. Motion carried as follows:

Yeas: Ankney, Barrett, Bennett, Blasdel, Bogner, Boland, Cohenour, Cuffe, Ellis, Ellsworth,
Total 48

Nays: Brown.
Total 1

Paired: None.

Excused: Fielder.
Total 1

Absent or not voting: None.
Total 0

**HJ 26** - President Sales moved **HJ 26** be concurred in. Motion carried as follows:

Total 29

Total 20

Paired: None.

Excused: Fielder.
Total 1

Absent or not voting: None.
Total 0

**HJ 28** - Senator Lang moved **HJ 28** be concurred in. Motion carried as follows:

Total 31
Majority Leader Thomas moved the committee rise, report progress, and beg leave to sit again. Motion carried. Committee arose. Senate resumed. President Sales presiding.

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


Total 43

Nays: Bennett, Cohenour, Ellis, McNally, Phillips, Pomnichowski.

Total 6

Majority Leader Thomas moved that HB 52, reported out of committee this date, be re-referred to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Thomas moved that HB 21 be taken from the third-reading schedule and referred to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Thomas moved that HB 658 be taken from the Public Health, Welfare, and
Safety Committee and re-referred to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Thomas moved to appoint a Conference Committee on SJ 3 and request the House to appoint a like committee. Motion carried. President Sales appointed:

Senator Thomas, Chair
Senator Blasdel
Senator Phillips

Majority Leader Thomas moved to appoint a Conference Committee on SB 134 and request the House to appoint a like committee. Motion carried. President Sales appointed:

Senator D. Brown, Chair
Senator Ellis
Senator Vance

REPORTS OF STANDING COMMITTEES

BUSINESS, LABOR, AND ECONOMIC AFFAIRS (Fitzpatrick, Chair): 4/5/2019

HB 52, be amended as follows:

   Strike: "2021"
   Insert: "2027"

2. Page 11, line 22.
   Strike: "2021"
   Insert: "2027"

3. Page 18, line 27.
   Strike: "2021"
   Insert: "2027"

   Strike: "2021"
   Insert: "2027"

5. Page 19, line 7.
   Strike: "2021"
   Insert: "2027"

   Strike: "2021"
   Strike: "2027"
7. Page 19, line 19.
Strike: "2021"
Insert: "2027"

Strike: "2021"
Insert: "2027"

And, as amended, be concurred in.

HB 566, be amended as follows:

1. Title, page 1, line 6.
Strike: "ALLOWING" through "CHECK;"

2. Page 1, line 28 through line 29.
Strike: "REQUEST" on line 28 through "SERVICES" on line 29
Insert: "conduct"

3. Page 1, line 30 through page 2, line 4.
Strike: "DEPARTMENT" on page 1, line 30
Insert: "background check"
Following: "may" on line 30
Insert: "be"
Strike: ":" on page 1, line 30 through "conduct" on page 2, line 1
Following: "check" on page 2, line 1
Strike: ",; or" on line 1 through "CHECK" on line 4

4. Page 2, line 14 through line 17.
Strike: subsection (6) in its entirety

And, as amended, be concurred in.

HB 579, be amended as follows:

1. Title, page 1, line 6.
Strike: "AND"
Following: "MCA"
Insert: "; AND PROVIDING A DELAYED EFFECTIVE DATE"

2. Page 1, line 12.
Following: "is the"
Insert: "sole"
3. Page 1, line 12 through line 17.

Following: "device is operated." on line 12
Strike: remainder of line 12 through line 17
Insert: "Data may not be used, disclosed, sold, or accessed for any purpose with the exception of:
(a) maintenance of equipment by the system owner or developer; however, data may not be utilized for any other purpose; and
(b) conducting gaming business by the licensed location owner where the system is located."

4. Page 1, line 20 through 21.

Following: "route operator may not"
Strike: remainder of line 20 through "contract" on line 21
Insert: "tie the purchase, lease, or rental of a player rewards system to a videogaming route operator contract"

5. Page 1, line 22.

Following: line 21
Insert: "(5) Player data must be retrievable in a common data format so that it may be removed from one system and installed into another system at the request of the license owner.
(6) An approved player system must be available for any license owner to purchase, rent, or lease under similar terms.
(7) Player data may be sold or passed from a license holder to a party purchasing that same license for the same location or by the same license owner if a new license is purchased for use at the same location."
Renumber: subsequent subsections


Following: "purposes" on line 11
Strike: line 11 through "rewards system"


Following: line 2
Insert: "NEW SECTION. Section 4. Effective date. [This act] is effective January 1, 2020."

And, as amended, be concurred in.

Without objection, committee reports were adopted.

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

STATE INTERNET/BBS COPY
HB 22 concurred in as follows:


Nays: Barrett, Bennett, Boland, Cohenour, Ellis, Flowers, Gross, Keenan, MacDonald, Malek, McClafferty, McConnell, McNally, Phillips, Pomnichowski, Sands, Sesso, Smith F, Webber. Total 19

Paired: None.

Excused: Fielder.
Total 1

Absent or not voting: None.
Total 0

HB 54 concurred in as follows:


Nays: Vance.
Total 1

Paired: None.

Excused: Fielder.
Total 1

Absent or not voting: None.
Total 0

HB 106 concurred in as follows:

Yeas: Ankney, Barrett, Bennett, Blasdel, Bogner, Boland, Brown, Cohenour, Cuffe, Ellis, Ellsworth, Esp, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hinebauch, Hoven, Howard, Jacobson, Kary, Keenan, Lang, MacDonald, Malek, McClafferty, McConnell, McNally, Olszewski, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso,
Small, Smith C, Smith F, Tempel, Thomas, Vance, Vuckovich, Webb, Webber, Welborn, Mr President.
Total 49

Nays: None.
Total 0

Paired: None.

Excused: Fielder.
Total 1

Absent or not voting: None.
Total 0

HB 173 concurred in as follows:

Total 49

Nays: None.
Total 0

Paired: None.

Excused: Fielder.
Total 1

Absent or not voting: None.
Total 0

HB 221 concurred in as follows:

Total 49
Nays: None.
Total  0

Paired:  None.

Excused: Fielder.
Total  1

Absent or not voting: None.
Total  0

HB 260 concurred in as follows:

Total  47

Nays: Brown, Cuffe.
Total  2

Paired:  None.

Excused: Fielder.
Total  1

Absent or not voting: None.
Total  0

HB 428 concurred in as follows:

Total  30

Total  19

Paired:  None.
Excused: Fielder.
Total 1

Absent or not voting: None.
Total 0

**HB 506** concurred in as follows:

Total 49

Nays: None.
Total 0

Paired: None.

Excused: Fielder.
Total 1

Absent or not voting: None.
Total 0

**HB 580** concurred in as follows:

Total 31

Total 18

Paired: None.

Excused: Fielder.
Total 1

Absent or not voting: None.
Total 0
HB 599 concurred in as follows:

Total 27

Total 22

Paired: None.

Excused: Fielder.
Total 1

Absent or not voting: None.
Total 0

Majority Leader Thomas moved the Senate recess until 4:45 p.m. Motion carried.

Senate recessed at 3:31 p.m., and reconvened at 4:58 p.m., President Sales, presiding.

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Majority Leader Thomas moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. President Sales in the chair.

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

Senator Gross excused at this time.

HB 19 - Senator MacDonald moved HB 19 be concurred in. Motion carried as follows:

Total 27

Nays: Blasdel, Bogner, Brown, Cuffe, Ellsworth, Esp, Hinebauch, Hoven, Howard, Kary,
Keenan, Lang, Osmundson, Regier, Salomon, Smith C, Thomas, Vance, Webb, Welborn, Mr President.
Total 21

Paired: None.

Excused: Fielder, Gross.
Total 2

Absent or not voting: None.
Total 0

HB 286 - Senator Esp moved HB 286 be concurred in. Motion carried as follows:
Total 38

Nays: Barrett, Boland, Ellis, MacDonald, Malek, Pomnichowski, Sands, Smith F, Vuckovich, Webber.
Total 10

Paired: None.

Excused: Fielder, Gross.
Total 2

Absent or not voting: None.
Total 0

HB 583 - Senator Sands moved HB 583 be concurred in. Motion carried as follows:
Total 48

Nays: None.
Total 0

Paired: None.
Excused: Fielder, Gross.
Total  2

Absent or not voting: None.
Total  0

HB 591 - Senator Hinebauch moved HB 591 be concurred in. Motion carried as follows:


Nays: None.
Total  0

Paired: None.

Excused: Fielder, Gross.
Total  2

Absent or not voting: None.
Total  0

HB 615 - Senator MacDonald moved HB 615 be concurred in. Motion carried as follows:

Total  40

Nays: Brown, Ellsworth, Howard, Kary, Smith C, Vance, Webb, Mr President. Total  8

Paired: None.

Excused: Fielder, Gross.
Total  2

Absent or not voting: None.
Total  0
HJ 20 - Senator F. Smith moved HJ 20 be concurred in. Motion carried as follows:

Total 34

Total 14

Paired: None.

Excused: Fielder, Gross.
Total 2

Absent or not voting: None.
Total 0

HB 662 - Senator Salomon moved HB 662 be concurred in. Motion carried as follows:

Total 46

Nays: Hinebauch, Welborn.
Total 2

Paired: None.

Excused: Fielder, Gross.
Total 2

Absent or not voting: None.
Total 0

HB 688 - Senator Lang moved HB 688 be concurred in. Motion carried as follows:

Yeas: Ankney, Barrett, Bennett, Blasdel, Bogner, Boland, Brown, Cohenour, Cuffe, Ellis, Ellsworth, Fitzpatrick, Flowers, Gauthier, Gillespie, Hinebauch, Hoven, Howard, Jacobson, Kary, Lang, MacDonald, Malek, McClafferty, McConnell, McNally, Osmundson, Phillips, Pomnichowski,
Total  42

Nays: Brown, Esp, Keenan, Olszewski, Vance, Mr President.
Total  6

Paired: None.

Excused: Fielder, Gross.
Total  2

Absent or not voting: None.
Total  0

HB 211 - Senator Salomon moved HB 211 be concurred in.

HB 211 - Senator K. Regier moved HB 211, second reading copy, be amended as follows:

1. Page 13, line 23 through line 25.
   Strike: subsection (4) in its entirety

Amendment adopted as follows:

Total  48

Nays: None.
Total  0

Paired: None.

Excused: Fielder, Gross.
Total  2

Absent or not voting: None.
Total  0

HB 211 - As amended, HB 211 was concurred in as follows:

Yeas: Ankney, Barrett, Bennett, Blasdel, Bogner, Boland, Cohenour, Cuffe, Ellis, Ellsworth,

Total 43

Total 5

Paired: None.

Excused: Fielder, Gross.
Total 2

Absent or not voting: None.
Total 0

Majority Leader Thomas moved the committee rise and report. Motion carried. Committee arose. Senate resumed. President Sales presiding.

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

Total 48

Nays: None.
Total 0

Paired: None.

Excused: Fielder, Gross.
Total 2

Absent or not voting: None.
Total 0

MOTIONS

Senator Regier moved the Senate reconsider its second-reading action this date on HB 561 and that HB 561 be placed on second reading the next legislative day. Motion carried as
follows:

Total  26

Total  22

Paired: None.

Excused: Fielder, Gross.
Total  2

Absent or not voting: None.
Total  0

Majority Leader Thomas moved the Senate adjourn until 9:00 a.m. Saturday, April 6, 2019, the seventy-second legislative day. Motion carried.

Senate adjourned at 5:39 p.m.