

**SENATE JOURNAL
67TH LEGISLATURE
THIRTY-FOURTH LEGISLATIVE DAY**

Helena, Montana
February 18, 2021

Senate Chambers
State Capitol

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

Roll Call. All members present. Quorum present.

BILLS AND JOURNALS (Keenan, Chair):

2/18/2021

Correctly printed: **SB 29, SB 52, SB 76, SB 109, SB 145, SB 147, SB 152, SB 172, SB 203, SB 205, SB 265, SB 266, SB 267, SB 268, SB 269, SB 270, SB 271, SB 272, SB 273, SB 274, SB 275, SB 276, SB 277, SB 278, SB 279, SB 280, SB 281, SB 282, SB 283, SR 48, SR 58, SR 63, SR 66, SR 68, SR 70, SR 77, SR 78, SR 79, SR 80, HB 83, HB 94, HB 103, HB 142.**

Correctly engrossed: **SB 185, SB 191, SR 65.**

Correctly enrolled: **SB 9, SB 67, SB 79, SB 90, SB 96, SB 97, SB 112, SR 27, SR 28, SR 30, SR 31, SR 52, SR 53.**

Examined by the sponsor and found to be correct: **SB 9, SB 67, SB 79, SB 90, SB 97, SR 52, SR 53.**

Transmitted to the House: **SB 44, SB 81, SB 111, SB 135, SB 140, SB 144, SB 161, SB 178, SJ 3.**

Signed by the Secretary of the Senate at 11:50 a.m., February 18, 2021: **SR 27, SR 28, SR 30, SR 31.**

Signed by the President at 11:57 a.m., February 18, 2021: **SR 27, SR 28, SR 30, SR 31.**

Signed by the Speaker at 8:20 a.m., February 18, 2021: **SB 41, SB 61, SB 66, SB 104.**

Delivered to the Secretary of State at 3:29 p.m., February 18, 2021: **SR 27, SR 28, SR 30, SR 31.**

Delivered to the Governor for information, February 18, 2021: **SR 27, SR 28, SR 30, SR 31.**

Delivered to the Governor for signature at 8:51 a.m., February 18, 2021: **SB 41, SB 61, SB 66, SB 104.**

REPORTS OF STANDING COMMITTEES

BUSINESS, LABOR, AND ECONOMIC AFFAIRS (Fitzpatrick, Chair):

2/18/2021

SB 186, do pass.

SB 190, introduced bill, be amended as follows:

1. Page 1, line 19.

Following: "include"

Insert: "salaried"

Following: "or"

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Insert: "salaried"

2. Page 2, line 3.

Strike: "Manager"

Insert: "Salaried manager"

3. Page 2, line 3.

Strike: ""supervisor""

Insert: ""salaried supervisor""

And, as amended, do pass.

SB 207, introduced bill, be amended as follows:

1. Title, line 7.

Following: "PACKAGE;"

Insert: "PROVIDING THAT CERTAIN RETAIL LICENSEES MAY NOT SELL ALCOHOL
BETWEEN 2 A.M. AND 6 A.M.;"

2. Page 1, line 20 through line 22.

Strike: "The" on line 20 through "consumption." on line 22

Insert: "For establishments licensed under 16-4-115 for the sale of beer, table wine, or both in the
original package for off-premises consumption, sales are prohibited each day between 2
a.m. and 6 a.m."

And, as amended, do pass.

HB 180, be concurred in.

HB 214, be concurred in.

EDUCATION AND CULTURAL RESOURCES (Salomon, Chair):

2/17/2021

SR 42, be adopted.

SR 44, be adopted.

SR 73, be adopted.

PUBLIC HEALTH, WELFARE AND SAFETY (Howard, Chair):

2/17/2021

SB 100, introduced bill, be amended as follows:

1. Title, line 6.

Following: "OF"

Insert: "CERTAIN"

Following: "ASSISTANCE"

Insert: "PROGRAMS"

2. Title, line 8.

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Following: "AUTHORITY;"
Insert: "PROVIDING FOR CONTINGENT VOIDNESS;"

3. Page 1, line 19.
Strike: "household composition,"

4. Page 2, line 9.
Following: "computerized"
Insert: ","
Strike: "income, asset, and identity eligibility verification"
Insert: "enhanced"

5. Page 2, line 10.
Following: "eligibility,"
Insert: "assess income and assets,"
Following: "deter"
Insert: "errors, omissions,"

6. Page 2, line 10 through line 11.
Strike: "each" on line 10 through "administers" on line 11
Insert: "the following programs:
(a) the food assistance program provided for in Title 53, chapter 2, part 9;
(b) the temporary assistance for needy families program provided for in Title 53, chapter 4, part 2;
(c) the children's health insurance program provided for in Title 53, chapter 4, part 10;
(d) medical assistance programs provided for in Title 53, chapter 6, that serve adults and for which the income eligibility standard is based solely on an applicant's modified adjusted gross income; and
(e) the Montana Health and Economic Livelihood Partnership Act program provided for in Title 53, chapter 6, part 13"

7. Page 2, line 12.
Following: "into"
Strike: "a"

8. Page 2, line 12.
Strike: "contract"
Insert: "contracts"

9. Page 2, line 12.
Following: "with"
Strike: "a"

10. Page 2, line 12.
Strike: "vendor"
Insert: "vendors"

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11. Page 2, line 14.

Following: "prevent"

Insert: "errors, omissions,"

12. Page 2, line 15.

Following: "eligibility"

Strike: "for public assistance"

13. Page 2, line 17.

Strike: "quarterly"

Insert: "at least every 6 months"

14. Page 2, line 23.

Following: "structure"

Strike: "must be based on a per-applicant rate and"

15. Page 2, line 24.

Following: "identifying"

Insert: "errors, omissions,"

16. Page 2, line 25 through line 27.

Strike: line 25 through "system" on line 27

Insert: "(b) the initial contract must be limited to 1 year. The department may enter into extended-length contracts after the first year "

17. Page 3, line 3.

Strike: "enrollment"

Insert: "eligibility determination"

18. Page 3, line 3.

Following: "services"

Insert: "for any of the programs specified in subsection (1)"

19. Page 3, line 4.

Following: "eligibility"

Insert: "and identity verification"

20. Page 3, line 8.

Strike: "public assistance within 10 days or the minimum"

Insert: "eligibility in a program specified in [section 2] within the"

21. Page 3, line 8 through line 9.

Strike: "Prior" on line 8 through "basis" on line 9

Insert: "In initially determining eligibility and at least every 6 months"

22. Page 3, line 9 through line 10.

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Strike: "verify" on line 9 through "identity" on line 10

Insert: ", to the extent practicable and if not cost prohibitive, determine the following"

23. Page 3, line 10.

Strike: the first "of"

Insert: "as it relates to"

24. Page 3, line 10.

Strike: "and"

Insert: "or"

25. Page 3, line 10.

Following: the second "of"

Strike: "public"

Following: "assistance"

Strike: "against"

26. Page 3, line 15.

Strike: subsections (c) in its entirety

Renumber: subsequent subsections

27. Page 3, line 20.

Strike: "prisoner"

Insert: "arrest and incarceration"

28. Page 4.

Following: line 20

Insert: "(2) As an alternative to using the verification sources provided for in subsections (1)(a) and (1)(b), the department may use nonmodeled employment and income information from an external vendor in accordance with the federal Fair Credit Reporting Act, 15 U.S.C. 1681, et seq."

Renumber: subsequent subsections

29. Page 4, line 21.

Strike: "Prior to awarding public assistance and on a quarterly basis after assistance is awarded"

Insert: "In initially determining eligibility and at least every 6 months after eligibility is determined"

30. Page 5, line 9.

Strike: "**authentication**"

Insert: "**verification**"

31. Page 5, line 9 through line 16.

Following: "**process.**" on line 9

Strike: remainder of line 9 through line 16 in their entirety

Insert: "(1) The department shall verify the identity of individuals upon application for benefits"

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provided through a program specified in [section 2]. The department shall incorporate an enhanced identity verification process that includes but is not limited to digital and physical identity authentication factors using data sources permitted by federal and state law.

(2) The department shall ensure that identity verification processes for the programs exceed the minimum standards required by the federal agency having funding authority for the program."

32. Page 5, line 18.

Following: "**review.**"

Strike: "(1)"

33. Page 5, line 19.

Following: "identity"

Insert: ", income, or asset"

34. Page 5, line 20 through line 21.

Strike: "as" on line 20 through "section" on line 21

Insert: "in compliance with federal and state provisions governing adverse actions and determinations"

35. Page 5, line 22 through page 6, line 28.

Strike: subsections (2) through (6) in their entirety

36. Page 7, line 2.

Following: "**fraud,**"

Insert: "**intentional**"

37. Page 7, line 2.

Strike: "**inadequate**"

Insert: "**misleading**"

38. Page 7, line 3.

Strike: "public assistance"

Insert: "the programs specified in [section 2]"

39. Page 7, line 5.

Following: "a"

Strike: "public assistance"

Following: "ineligible"

Insert: "according to eligibility criteria and regulations for the program"

40. Page 7, line 6.

Following: "fraud"

Insert: "or intentional misrepresentation"

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41. Page 7, line 8.

Following: "penalties;"

Insert: "and"

42. Page 7, line 9 through line 10.

Strike: subsection (c) in its entirety

Renumber: subsequent subsection

43. Page 7, line 11.

Following: the first "of"

Strike: "ineligibility and"

Following: "fraud,"

Insert: "intentional"

44. Page 7, line 12.

Strike: "inadequate"

Insert: "misleading"

45. Page 7, line 14.

Following: the first "of"

Strike: "public"

46. Page 7, line 23.

Following: "setting"

Insert: ","

Strike: "or"

47. Page 7, line 23.

Following: "facility"

Insert: ", or other location"

48. Page 7, line 25.

Following: "amount"

Insert: "for each service"

49. Page 7, line 26.

Following: "payment"

Insert: "for each service"

50. Page 7, line 27.

Strike: "beneficiaries treated"

Insert: "medicaid members served"

51. Page 8, line 1.

Strike: "The"

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Insert: "No later than December 31, 2023, and annually after the initial report is made, the"

52. Page 8, line 2.

Strike: "governor"

Insert: "office of budget and program planning"

53. Page 8, line 2.

Strike: "auditor"

Insert: "finance committee and the children, families, health, and human services interim committee"

54. Page 8, line 2 through line 6.

Following: "detailing" on line 2

Insert: ":"

Strike: "the" on line 2 through "agency" on line 6

Insert: "(1) the implementation status of the enhanced eligibility verification system and enhanced identity verification process;

(2) the overall effectiveness, general findings, and estimated savings of the enhanced eligibility verification system and enhanced identity verification process;

(3) the status and outcome of cases reported to law enforcement organizations, including the department of justice; and

(4) for each program specified in [section 2], the:

(a) number of case discrepancies identified;

(b) number of case discrepancies reviewed;

(c) number of requests for additional information notices issued;

(d) number and type of case discrepancy resolutions;

(e) number and types of requests for additional information resolutions;

(f) number of referrals for criminal prosecution; and

(g) overpayments established and collected"

55. Page 8, line 6 through line 9.

Following: "agency." on line 6

Strike: remainder of line 6 through line 9 in their entirety

56. Page 9.

Following: line 18

Insert: "COORDINATION SECTION. Section 11. Coordination instruction. If either House Bill No. 235 or House Bill No. 339, or both, and [this act] are passed and approved, then the reference in [this act] to the "the food assistance program provided for in Title 53, chapter 2, part 9" in [section 2(1)(a)] must be changed to "the supplemental nutrition assistance program provided for in Title 53, chapter 2, part 9". "

Insert: "NEW SECTION. Section 12. {standard} Saving clause. [This act] does not affect rights and duties that matured before [the effective date of this act]."

Renumber: subsequent sections

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57. Page 9.

Following: line 22

Insert: "NEW SECTION. Section 14. Contingent voidness. (1) If a federal agency having granting authority over the program notifies the department of public health and human services that a provision of [this act] does not comply with federal law or regulations, then that provision is void.

(2) The department of public health and human services shall notify the code commissioner of any occurrence of the contingency and the provisions of [this act] to which the contingency applies."

And, as amended, do pass.

SR 56, be adopted.

SR 57, be adopted.

SR 71, be adopted.

STATE ADMINISTRATION (Kary, Chair):

2/17/2021

SB 162, introduced bill, be amended as follows:

1. Title, line 8.

Strike: "SECTION"

Insert: "SECTIONS"

2. Title, line 8.

Following: "13-1-101"

Insert: "AND 13-37-233"

3. Page 10.

Following: line 4

Insert: "**Section 3.** Section 13-37-233, MCA, is amended to read:

"13-37-233. Reports to be filed regardless of tax status. (1) A person that makes an election communication, an electioneering communication, or an independent expenditure shall file reports required by this chapter regardless of the person's tax status under state or federal law.

(2) This section does not apply to the exemptions granted to a religious organization under the definitions of a contribution, election communication, electioneering communication, and expenditure as provided in 13-1-101."

Renumber: subsequent sections

And, as amended, do pass.

SB 196, do pass.

SJ 4, do pass.

SJ 5, do pass.

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Without objection, committee reports were adopted.

ADVERSE COMMITTEE REPORT

EDUCATION AND CULTURAL RESOURCES (Salomon, Chair):
SR 43, introduced resolution, be amended as follows:

2/17/2021

1. Page 1, line 5.

Strike: "APPOINTMENTS"

Insert: "APPOINTMENT"

2. Page 1, line 9.

Strike: "appointments"

Insert: "appointment"

3. Page 1, line 10.

Strike: "have"

Insert: "has"

4. Page 1, line 11.

Strike: "members"

Insert: "a member"

5. Page 1, line 12.

Strike: "Sharon Carroll, Ekalaka, Montana, appointed to a term ending January 31, 2025."

6. Page 1, line 17.

Strike: "appointments"

Insert: "appointment"

And, as amended, be **not** adopted. Adverse Committee Report adopted as follows:

Yeas: Ankney, Bogner, Brown, Cuffe, Ellsworth, Esp, Fitzpatrick, Friedel, Gauthier, Gillespie, Glimm, Hertz, Hinebauch, Hoven, Howard, Kary, Keenan, Lang, Manzella, McGillvray, Molnar, Osmundson, Regier K, Sales, Salomon, Small, Smith C, Tempel, Vance, Welborn, Mr. President.

Total 31

Nays: Bennett, Boland, Boldman, Cohenour, Ellis, Flowers, Fox, Gross, Jacobson, Lynch, McClafferty, McNally, Morigeau, O'Brien, Pomnichowski, Pope, Sands, Sweeney, Webber.

Total 19

Voted absentee: None.

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Excused: None.

Total 0

Absent or not voting: None.

Total 0

MESSAGES FROM THE OTHER HOUSE

House bills passed and transmitted to the Senate for concurrence:

2/17/2021

HB 37, introduced by T. Welch

HB 268, introduced by B. Phalen

HB 271, introduced by R. Marshall

HB 275, introduced by M. Caferro

HB 283, introduced by F. Anderson

HB 293, introduced by B. Mercer

HB 309, introduced by J. Read

HB 310, introduced by A. Buckley

HB 313, introduced by J. Gillette

HB 331, introduced by C. Knudsen

FIRST READING AND COMMITMENT OF BILLS

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

SB 284, introduced by R. Tempel, D. Ankney, K. Bogner, S. Galloway, B. Gillespie, E. Hill, S. Hinebauch, B. Hoven, J. Kassmier, M. Lang, M. Malone, T. McGillvray, B. Molnar, K. Regier, W. Sales, D. Salomon, J. Schillinger, J. Small, C. Smith, M. Sweeney, G. Vance, J. Welborn, T. Welch, referred to Natural Resources.

SB 285, introduced by S. Hinebauch, referred to Highways and Transportation.

SB 286, introduced by S. Hinebauch, referred to Local Government.

SB 287, introduced by W. Sales, M. Lang, referred to State Administration.

SB 288, introduced by W. Sales, referred to Taxation.

SB 289, introduced by B. Hoven, referred to Business, Labor, and Economic Affairs.

The following Senate bills, previously introduced, were referred to committees:

SB 282, introduced by T. Manzella, referred to Judiciary.

SB 283, introduced by C. Glimm, referred to Judiciary.

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

HB 37, introduced by T. Welch (by request of the Children, Families, Health, and Human Services Interim Committee), referred to Public Health, Welfare and Safety.

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HB 268, introduced by B. Phalen, M. Noland, B. Usher, B. Ler, S. Galloway, G. Frazer, referred to Local Government.

HB 271, introduced by R. Marshall, referred to Highways and Transportation.

HB 275, introduced by M. Caferro, referred to Public Health, Welfare and Safety.

HB 283, introduced by F. Anderson, E. Buttrey, L. Jones, S. Berglee, F. Garner, R. Fitzgerald, D. Bedey, S. Greef, S. Galloway, S. Gist, M. Bertoglio, referred to Business, Labor, and Economic Affairs.

HB 293, introduced by B. Mercer, S. Fitzpatrick, referred to Judiciary.

HB 309, introduced by J. Read, referred to Judiciary.

HB 310, introduced by A. Buckley, M. Stromswold, referred to Judiciary.

HB 313, introduced by J. Gillette, referred to Judiciary.

HB 331, introduced by C. Knudsen, E. Buttrey, D. Skees, D. Salomon, S. Fitzpatrick, K. Regier, S. Stewart Peregoy, G. Vance, L. Jones, G. Hertz, D. Lenz, W. Galt, S. Berglee, F. Garner, J. Hinkle, K. Kelker, M. Noland, V. Ricci, S. Hinebauch, D. Fern, B. Usher, S. Vinton, . Duram, . Knudsen, R. Farris-Olsen, K. Bogner, B. Mercer, D. Bedey, B. Ler, B. Phalen, F. Nave, J. Carlson, K. Zolnikov, A. Regier, E. Hill, J. Schillinger, M. Stromswold, A. Buckley, G. Frazer, D. Tenenbaum, referred to Judiciary.

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

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

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

SB 84 - Senator Ankney moved **SB 84** do pass. Motion carried as follows:

Yeas: Ankney, Bennett, Bogner, Brown, Ellsworth, Esp, Fitzpatrick, Friedel, Gauthier, Gillespie, Glimm, Hertz, Hinebauch, Hoven, Howard, Kary, Keenan, Lang, Manzella, McGillvray, McNally, Osmundson, Regier K, Sales, Salomon, Small, Smith C, Tempel, Vance, Welborn, Mr. President.

Total 31

Nays: Boland, Boldman, Cohenour, Cuffe, Ellis, Flowers, Fox, Gross, Jacobson, Lynch, McClafferty, Molnar, Morigeau, O'Brien, Pomnichowski, Pope, Sands, Sweeney, Webber.

Total 19

Voted absentee: None.

Excused: None.

Total 0

Absent or not voting: None.

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Total 0

HB 15 - Senator Salomon moved **HB 15** be concurred in. Motion carried as follows:

Yeas: Ankney, Bennett, Bogner, Boland, Boldman, Brown, Cohenour, Cuffe, Ellis, Ellsworth, Fitzpatrick, Flowers, Fox, Friedel, Gauthier, Gillespie, Glimm, Gross, Hertz, Hoven, Howard, Jacobson, Kary, Keenan, Lang, Lynch, Manzella, McClafferty, McNally, Molnar, Morigeau, O'Brien, Osmundson, Pomnichowski, Pope, Regier K, Sales, Salomon, Sands, Small, Sweeney, Tempel, Webber, Welborn, Mr. President.

Total 45

Nays: Esp, Hinebauch, McGillvray, Smith C, Vance.

Total 5

Voted absentee: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 134 - Senator Small moved **SB 134** do pass. Motion carried as follows:

Yeas: Ankney, Bennett, Bogner, Boland, Boldman, Brown, Cohenour, Cuffe, Ellis, Ellsworth, Esp, Fitzpatrick, Flowers, Fox, Friedel, Gauthier, Gillespie, Glimm, Gross, Hertz, Hinebauch, Hoven, Howard, Jacobson, Kary, Keenan, Lang, Lynch, Manzella, McClafferty, McGillvray, McNally, Molnar, Morigeau, O'Brien, Osmundson, Pomnichowski, Pope, Regier K, Sales, Salomon, Sands, Small, Smith C, Sweeney, Tempel, Vance, Webber, Welborn, Mr. President.

Total 50

Nays: None.

Total 0

Voted absentee: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 165 - Senator Glimm moved **SB 165** do pass. Motion carried as follows:

Yeas: Ankney, Bogner, Brown, Cuffe, Ellsworth, Esp, Fitzpatrick, Friedel, Gauthier, Gillespie,

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Glimm, Hertz, Hinebauch, Hoven, Howard, Kary, Keenan, Lang, Manzella, McGillvray, Molnar, Osmundson, Regier K, Sales, Salomon, Small, Smith C, Tempel, Vance, Welborn, Mr. President.

Total 31

Nays: Bennett, Boland, Boldman, Cohenour, Ellis, Flowers, Fox, Gross, Jacobson, Lynch, McClafferty, McNally, Morigeau, O'Brien, Pomnichowski, Pope, Sands, Sweeney, Webber.

Total 19

Voted absentee: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 91 - Senator Vance moved **SB 91** do pass.

SB 91 - Senator Vance moved **SB 91**, second reading copy, be amended as follows:

1. Page 1, line 20.

Following: "~~introduction:~~"

Insert: "Fiscal notes must be requested by the presiding officer of either house, who shall determine the need for the note at the time of introduction."

Amendment **adopted** as follows:

Yeas: Ankney, Bennett, Bogner, Boland, Boldman, Brown, Cohenour, Cuffe, Ellis, Ellsworth, Esp, Fitzpatrick, Flowers, Fox, Friedel, Gauthier, Gillespie, Glimm, Gross, Hertz, Hinebauch, Hoven, Howard, Jacobson, Kary, Keenan, Lang, Lynch, Manzella, McClafferty, McGillvray, McNally, Molnar, Morigeau, O'Brien, Osmundson, Pope, Regier K, Sales, Salomon, Sands, Small, Smith C, Sweeney, Tempel, Vance, Webber, Welborn, Mr. President.

Total 49

Nays: Pomnichowski.

Total 1

Voted absentee: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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SB 91 - As amended, **SB 91**, passed as follows:

Yeas: Ankney, Bennett, Bogner, Boldman, Brown, Cuffe, Ellsworth, Esp, Fitzpatrick, Friedel, Gauthier, Gillespie, Glimm, Hertz, Hinebauch, Hoven, Howard, Jacobson, Kary, Keenan, Lang, Lynch, Manzella, McGillvray, Molnar, Morigeau, Osmundson, Regier K, Sales, Salomon, Small, Smith C, Sweeney, Tempel, Vance, Welborn, Mr. President.
Total 37

Nays: Boland, Cohenour, Ellis, Flowers, Fox, Gross, McClafferty, McNally, O'Brien, Pomnichowski, Pope, Sands, Webber.
Total 13

Voted absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 175 - Senator Kary moved **SB 175** do pass. Motion carried as follows:

Yeas: Ankney, Bennett, Bogner, Boland, Boldman, Brown, Cohenour, Cuffe, Ellis, Ellsworth, Esp, Fitzpatrick, Flowers, Fox, Friedel, Gauthier, Gillespie, Glimm, Gross, Hertz, Hinebauch, Hoven, Howard, Jacobson, Kary, Keenan, Lang, Lynch, Manzella, McClafferty, McGillvray, McNally, Molnar, Morigeau, O'Brien, Osmundson, Pomnichowski, Pope, Regier K, Sales, Salomon, Sands, Small, Smith C, Sweeney, Tempel, Vance, Webber, Welborn, Mr. President.
Total 50

Nays: None.
Total 0

Voted absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

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

Chair Hoven moved the Committee of the Whole report be adopted. Report adopted as follows:

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Yeas: Ankney, Bennett, Bogner, Boldman, Brown, Cohenour, Cuffe, Ellis, Ellsworth, Esp, Fitzpatrick, Fox, Friedel, Gauthier, Gillespie, Glimm, Gross, Hertz, Hinebauch, Hoven, Howard, Jacobson, Kary, Keenan, Lang, Lynch, Manzella, McClafferty, McGillvray, McNally, Molnar, Morigeau, O'Brien, Osmundson, Pope, Regier K, Sales, Salomon, Sands, Small, Smith C, Sweeney, Tempel, Vance, Webber, Welborn, Mr. President.
Total 47

Nays: Boland, Flowers, Pomnichowski.
Total 3

Voted absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

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:

SB 109 passed as follows:

Yeas: Ankney, Bennett, Bogner, Boland, Boldman, Brown, Cohenour, Cuffe, Ellis, Ellsworth, Fitzpatrick, Flowers, Fox, Friedel, Gauthier, Gillespie, Glimm, Gross, Hertz, Hinebauch, Hoven, Howard, Jacobson, Kary, Lang, Lynch, Manzella, McClafferty, McGillvray, McNally, Molnar, Morigeau, O'Brien, Osmundson, Pomnichowski, Pope, Regier K, Sales, Salomon, Sands, Small, Smith C, Sweeney, Tempel, Vance, Webber, Welborn, Mr. President.
Total 48

Nays: Esp, Keenan.
Total 2

Voted absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 145 passed as follows:

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Yeas: Ankney, Bennett, Bogner, Boland, Boldman, Brown, Cohenour, Cuffe, Ellis, Ellsworth, Esp, Fitzpatrick, Flowers, Fox, Friedel, Gauthier, Gillespie, Glimm, Gross, Hertz, Hinebauch, Hoven, Howard, Jacobson, Kary, Keenan, Lang, Lynch, Manzella, McClafferty, McGillvray, McNally, Morigeau, O'Brien, Osmundson, Pomnichowski, Pope, Regier K, Sales, Salomon, Sands, Small, Smith C, Sweeney, Tempel, Vance, Webber, Welborn, Mr. President.
Total 49

Nays: Molnar.
Total 1

Voted absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 147 passed as follows:

Yeas: Ankney, Bennett, Boland, Boldman, Cohenour, Cuffe, Ellis, Flowers, Fox, Gauthier, Gross, Hoven, Jacobson, Kary, Lynch, McClafferty, McNally, Molnar, Morigeau, O'Brien, Pomnichowski, Pope, Sales, Salomon, Sands, Small, Sweeney, Webber.
Total 28

Nays: Bogner, Brown, Ellsworth, Esp, Fitzpatrick, Friedel, Gillespie, Glimm, Hertz, Hinebauch, Howard, Keenan, Lang, Manzella, McGillvray, Osmundson, Regier K, Smith C, Tempel, Vance, Welborn, Mr. President.
Total 22

Voted absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 149 passed as follows:

Yeas: Ankney, Bogner, Brown, Cuffe, Ellsworth, Esp, Fitzpatrick, Friedel, Gauthier, Gillespie, Glimm, Hertz, Hinebauch, Hoven, Howard, Kary, Keenan, Lang, Manzella, McGillvray, Molnar, Osmundson, Regier K, Sales, Salomon, Small, Smith C, Tempel, Vance, Welborn, Mr. President.
Total 31

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Nays: Bennett, Boland, Boldman, Cohenour, Ellis, Flowers, Fox, Gross, Jacobson, Lynch, McClafferty, McNally, Morigeau, O'Brien, Pomnichowski, Pope, Sands, Sweeney, Webber.
Total 19

Voted absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 152 passed as follows:

Yeas: Ankney, Bogner, Brown, Cuffe, Ellsworth, Esp, Fitzpatrick, Flowers, Friedel, Gauthier, Gillespie, Glimm, Hertz, Hinebauch, Hoven, Howard, Jacobson, Kary, Keenan, Lang, Lynch, Manzella, McGillvray, McNally, Molnar, Morigeau, Osmundson, Regier K, Sales, Salomon, Small, Smith C, Sweeney, Tempel, Vance, Welborn, Mr. President.
Total 37

Nays: Bennett, Boland, Boldman, Cohenour, Ellis, Fox, Gross, McClafferty, O'Brien, Pomnichowski, Pope, Sands, Webber.
Total 13

Voted absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 172 passed as follows:

Yeas: Ankney, Bogner, Brown, Cuffe, Ellsworth, Esp, Fitzpatrick, Friedel, Gauthier, Gillespie, Glimm, Hertz, Hinebauch, Hoven, Howard, Kary, Keenan, Lang, Manzella, McGillvray, Molnar, Osmundson, Regier K, Sales, Salomon, Small, Smith C, Tempel, Vance, Welborn, Mr. President.
Total 31

Nays: Bennett, Boland, Boldman, Cohenour, Ellis, Flowers, Fox, Gross, Jacobson, Lynch, McClafferty, McNally, Morigeau, O'Brien, Pomnichowski, Pope, Sands, Sweeney, Webber.
Total 19

Voted absentee: None.

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Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 52 passed as follows:

Yeas: Ankney, Boland, Boldman, Brown, Cohenour, Cuffe, Ellis, Ellsworth, Esp, Fitzpatrick, Flowers, Friedel, Gauthier, Gillespie, Glimm, Gross, Hertz, Hinebauch, Hoven, Howard, Jacobson, Kary, Keenan, Lang, Manzella, McClafferty, McGillvray, McNally, Molnar, Morigeau, O'Brien, Osmundson, Pope, Regier K, Sales, Salomon, Sands, Small, Smith C, Sweeney, Tempel, Vance, Webber, Welborn, Mr. President.

Total 45

Nays: Bennett, Bogner, Fox, Lynch, Pomnichowski.

Total 5

Voted absentee: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

MOTIONS

Majority Leader Smith moved that **SB 175**, heard on second reading this date, be re-referred to the Finance and Claims Committee. Without objection, so ordered.

Senator Cohenour moved that **SB 91**, heard on second reading this date, be re-referred to the Finance and Claims Committee. The motion **failed** as follows:

Yeas: Bennett, Boland, Boldman, Cohenour, Ellis, Flowers, Fox, Gross, Jacobson, Lynch, McClafferty, McNally, Morigeau, O'Brien, Pomnichowski, Pope, Sands, Sweeney, Webber.

Total 19

Nays: Ankney, Bogner, Brown, Cuffe, Ellsworth, Esp, Fitzpatrick, Friedel, Gauthier, Gillespie, Glimm, Hertz, Hinebauch, Hoven, Howard, Kary, Keenan, Lang, Manzella, McGillvray, Molnar, Osmundson, Regier K, Sales, Salomon, Small, Smith C, Tempel, Vance, Welborn, Mr. President.

Total 31

Voted absentee: None.

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Excused: None.

Total 0

Absent or not voting: None.

Total 0

Senator Cuffe moved to change his vote on the motion to re-refer **SB 91** from Yes to No. Without objection, so ordered. Vote totals on the re-refer motion reflect the change of vote.

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Majority Leader Smith moved the Senate adjourn until 1:00 p.m., Friday, February 19, 2021, the thirty-fifth legislative day.

Senate adjourned at 2:18 p.m.

MARILYN MILLER
Secretary of the Senate

MARK BLASDEL
President of the Senate