

**SENATE JOURNAL  
67TH LEGISLATURE  
FIFTY-SEVENTH LEGISLATIVE DAY**

Helena, Montana  
March 23, 2021

Senate Chambers  
State Capitol

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

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

**BILLS AND JOURNALS** (Keenan, Chair):

3/23/2021

Correctly printed: **SB 388, SR 38, SR 95, HB 13, HB 121, HB 157, HB 201, HB 211, HB 217, HB 218, HB 243, HB 259, HB 289, HB 305, HB 383, HB 435, HB 437, HB 440, HB 566, HB 574, HB 594, HJ 17.**

Correctly engrossed: **HB 146, HB 221, HB 349, HB 444, HB 541.**

Correctly enrolled: **SB 82, SB 93, SB 115, SB 129, SB 133, SB 193, SB 205.**

Examined by the sponsor and found to be correct: **SB 82, SB 129, SB 133.**

Transmitted to the House: **SJ 14, HB 34, HB 37, HB 39, HB 43, HB 81, HB 88, HB 208, HB 275, HB 295, HB 396, HB 548.**

**REPORTS OF STANDING COMMITTEES**

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

3/22/2021

**HB 614**, be amended as follows:

1. Page 1, line 26.

Following: "with"

Insert: "one or more"

Following: "private"

Strike: "1"

Following: "nonprofit"

Insert: "or for-profit"

2. Page 5.

Following: line 12

Insert: "NEW SECTION. Section 4. Direction to department of labor and industry. The legislature directs the department of labor and industry to use funds appropriated for the workforce development program provided for in Title 39, chapter 12, to contract with private entities as provided in 39-12-103."

**Renumber:** subsequent sections

And, as amended, be concurred in.

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**HB 249**, be concurred in.

**EDUCATION AND CULTURAL RESOURCES** (Salomon, Chair):

3/22/2021

**SR 84**, be adopted.

**HB 67**, be concurred in.

**HB 179**, be amended as follows:

1. Title, line 9.

Following: "LEVY"

Insert: "FOR A NEW COMMUNITY COLLEGE DISTRICT"

2. Title, line 10.

Following: line 9

Insert: "2-9-212,"

Following: "20-9-134,"

Strike: "20-9-501,"

3. Title, line 11.

Following: "20-15-209,"

Insert: "20-15-305,"

4. Title, line 12.

Following: "~~20-15-314~~,"

Insert: "AND"

Following: "20-15-321,"

Strike: "20-15-403, AND 20-15-404, MCA; REPEALING SECTION 20-15-305,"

5. Page 2, line 13.

Following: "**levy**"

Insert: "**for community college districts created on or after January 1, 2021**"

**Strike: "-- inflationary adjustment"**

6. Page 2, line 13.

Following: "(1)"

Insert: "This section applies only to community college districts created on or after January 1, 2021.

The legislature intends that a newly created community college district have a single unified operating district levy to support the district's current fund.

(2)"

7. Page 2, line 14.

Following: line 13

Insert: "a"

8. Page 2, line 16.

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Strike: "(2)"  
Insert: "(3)"

9. Page 3, line 3.  
Strike: "(3)"  
INSERT: "(4)"

10. PAGE 3.  
FOLLOWING: LINE 5

INSERT: "**Section 3.** Section 2-9-212, MCA, is amended to read:

**"2-9-212. Political subdivision tax levy to pay contributions.** (1) Subject to 15-10-420 and subsection (2) of this section, a political subdivision, except for a school district, may levy an annual property tax in the amount necessary to fund the contribution for insurance, deductible reserve fund, and self-insurance reserve fund as authorized in this section and to pay the principal and interest on bonds or notes issued pursuant to 2-9-211(5). For the purposes of this section, "political subdivision" includes a community college district created prior to January 1, 2021.

(2) (a) If a political subdivision makes contributions for group benefits under 2-18-703, the amount in excess of the base contribution as determined under 2-18-703(4)(c) for group benefits under 2-18-703 is not subject to the mill levy calculation limitation provided for in 15-10-420. Levies implemented under this section must be calculated separately from the mill levies calculated under 15-10-420 and are not subject to the inflation factor described in 15-10-420(1)(a).

(i) Contributions for group benefits paid wholly or in part from user charges generated by proprietary funds, as defined by generally accepted accounting principles, are not included in the amount exempted from the mill levy calculation limitation provided for in 15-10-420.

(ii) If tax-billing software is capable, the county treasurer shall list separately the cumulative mill levy or dollar amount on the tax notice sent to each taxpayer under 15-16-101(2). The amount must also be reported to the department of administration pursuant to 7-6-4003. The mill levy must be described as the permissive medical levy.

(b) Each year prior to implementing a levy under subsection (2)(a), after notice of the hearing given under 7-1-2121 or 7-1-4127, a public hearing must be held regarding any proposed increases.

(c) A levy under this section in the previous year may not be included in the amount of property taxes that a governmental entity is authorized to levy for the purposes of determining the amount that the governmental entity may assess under the provisions of 15-10-420(1)(a). When a levy under this section decreases or is no longer levied, the revenue may not be combined with the revenue determined in 15-10-420(1)(a).

(3) (a) For the purposes of this section, "group benefits" means group hospitalization, health, medical, surgical, life, and other similar and related group benefits provided to officers and employees of political subdivisions, including flexible spending account benefits and payments in lieu of group benefits.

(b) The term does not include casualty insurance as defined in 33-1-206, marine insurance as authorized in 33-1-209 and 33-1-221 through 33-1-229, property insurance as defined in 33-1-210, surety insurance as defined in 33-1-211, and title insurance as defined in 33-1-212." "

**Renumber:** subsequent sections

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11. Page 7, line 28.

Following: "district"

Insert: "or a community college district created prior to January 1, 2021"

12. Page 8, line 2.

Following: "district"

Insert: "created on or after January 1, 2021"

13. Page 8, line 18.

Following: "district"

Insert: "or a community college district created prior to January 1, 2021,"

14. Page 8, line 26.

Following: "district"

Insert: "or a community college district created prior to January 1, 2021,"

15. Page 9, line 6.

Following: "district"

Insert: "or a community college district created prior to January 1, 2021"

16. Page 10, line 5 through page 13, line 3.

Strike: section 9 in its entirety

**Renumber:** subsequent sections

17. Page 18.

Following: line 22

Insert: "**Section 18.** Section 20-15-305, MCA, is amended to read:

**"20-15-305. Adult education tax levy.** A community college district created prior to January 1, 2021, is considered a district for the purposes of adult education and under the provisions for adult education may, subject to 15-10-420, levy a tax for the support of its adult education program when the superintendent of public instruction approves the program.""

**Renumber:** subsequent sections

18. Page 19, line 10.

Following: "DISTRICT"

Insert: "created on or after January 1, 2021,"

19. Page 20, line 15.

Strike: "and"

Insert: ","

20. Page 20, line 15.

Following: "appropriations"

Insert: ", and, for a community college created prior to January 1, 2021, expenditures funded by local mill levies provided for in 2-9-212 and 20-9-501 in excess of the 2012 mill levy levels"

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21. Page 20, line 28.

Following: "**sources.**"

Insert: "(1)"

22. Page 21, line 1.

Following: "~~must~~"

Insert: "created on or after January 1, 2021,"

23. Page 21, line 2.

Strike: "(1)"

Insert: "(a)"

**Renumber:** subsequent subsections

24. Page 21.

Following: line 16

Insert: "(2) The annual current fund budget of a community college district created prior to January 1, 2021, may be financed from the following sources:

- (a) the estimated revenue to be realized from student tuition and fees, except revenue related to community service courses, as defined by the board of regents;
- (b) the state general fund appropriation pursuant to 20-15-310;
- (c) subject to 15-10-420, a mandatory mill levy on the community college district;
- (d) pursuant to 20-9-501, a retirement levy;
- (e) pursuant to 2-9-212, a levy for employer contributions to group benefits plans;
- (f) subject to 15-10-420, the adult education levy authorized under 20-15-305;
- (g) an optional voted levy on the community college district that must be submitted to the electorate in accordance with general school election laws and 15-10-425;
- (h) all other income, revenue, balances, or reserves not restricted by a source outside the community college district to a specific purpose;
- (i) income, revenue, balances, or reserves restricted by a source outside the community college district to a specific purpose. Student fees paid for community service courses, as defined by the board of regents, are considered restricted to a specific purpose.
- (j) income from a political subdivision that is designated a community college service region under 20-15-241."

25. Page 22, line 12.

Following: "subfunds."

Strike: "and"

26. Page 22, line 14.

Following: "limitations"

Insert: "; and

(c) the percentage of the proposed current fund budget funded by local property taxes"

27. Page 22, line 26.

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Strike: "the operating levy pursuant to [section 2]"

Insert: ", subject to statutory conditions and limitations, any district levy authorized by law"

28. Page 23, line 22 through page 24, line 28.

Strike: sections 24 through 26 in their entirety

**Renumber:** subsequent sections

29. Page 25, line 2 through line 11.

Strike: "(1)" on line 2 through "(2)" on line 11

Renumber: subsequent subsections

30. Page 25.

Following: line 17

Insert: "**COORDINATION SECTION. Section 27. Coordination instruction.** (1) If both House Bill No. 67 and [this act] are passed and approved and House Bill No. 67 includes a section that amends 20-15-310, then [section 20 of this act], amending 20-15-310, is void.

(2) If both House Bill No. 67 and [this act] are passed and approved and House Bill No. 67 includes a section that amends 20-15-312, then the section of House Bill No. 67 amending 20-15-312 is void.

(3) If both House Bill No. 67 and [this act] are passed and approved and House Bill No. 67 includes a section that amends 20-15-310, then [section 1 of this act] is void and must be replaced with:

**"NEW SECTION. Section 1. Funding for a new community college district.** (1) The board of trustees of a newly created community college district shall, by August 1 immediately preceding the regular legislative session at which the district will first seek a state appropriation, submit to the board of regents enrollment projections for each year of the ensuing biennium and an annual budget pursuant to 20-15-312 for the first year of the ensuing biennium.

(2) The state general fund appropriation for the district must be determined as follows:

(a) for the first year of the ensuing biennium:

(i) divide the total adjusted base of all community colleges by the total FTE of all community colleges in the base year;

(ii) multiply the result of subsection (2)(a)(i) by the inflationary factor for the second year of the current biennium and then multiply by the inflationary factor for the first year of the ensuing biennium; and

(iii) multiply the result of subsection (2)(a)(ii) by the projected weighted resident FTE of the new community college for the first year of the ensuing biennium.

(b) for the second year of the ensuing biennium:

(i) multiply the number calculated in subsection (2)(a)(ii) by the inflationary factor for the second year of the ensuing biennium; and

(ii) multiply the result of subsection (2)(b)(i) by the projected weighted resident FTE of the new community college for the second year of the ensuing biennium.

(3) (a) After each fiscal year of the first biennium the new community college district receives a state appropriation, the commissioner of higher education shall determine the fiscal impacts that would have resulted had the actual FTE for that fiscal year been used to determine that fiscal year's state appropriation and determine any overpayment or underpayment to the

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community college for that fiscal year.

(b) At the end of each odd fiscal year, the commissioner shall calculate the net underpayment or overpayment resulting from the underpayment or overpayment of the prior fiscal year and current fiscal year determined under subsection (2) and:

(i) the commissioner shall distribute any net underpayment determined under this subsection (3) to a community college from the community college FTE adjustment account by October 15 of the current calendar year; or

(ii) a community college receiving a net overpayment determined under this subsection (3) shall pay a fee equal to the overpayment to the commissioner by October 15 of the current calendar year for deposit in the community college FTE adjustment account.

(4) After the first biennium a new community college district receives a state appropriation, the state appropriation for the district in subsequent biennia must be determined as described in 20-15-310."

**Renumber:** subsequent section

And, as amended, be concurred in.

**HB 233**, be concurred in.

**HB 246**, be concurred in.

**HB 543**, be concurred in.

**HB 611**, be concurred in.

**FINANCE AND CLAIMS** (Osmundson, Chair):

3/23/2021

**SB 176**, do pass.

**SB 263**, do pass.

**JUDICIARY** (Regier, Chair):

3/23/2021

**HB 115**, be amended as follows:

1. Page 3.

Following: line 28

Insert: "COORDINATION SECTION. Section 2. Coordination instruction. If both Senate Bill No. 365 and [this act] are passed and approved, then [section 4 of Senate Bill No. 365] must be amended as follows:

"NEW SECTION. Section 4. Penalty for driving under influence -- fourth and subsequent offenses. (1) (a) A person convicted of a violation of driving under the influence, including [section 2(1)(a), (1)(b), (1)(c), or (1)(d)], an offense that meets the definition of aggravated driving under the influence in [section 1], or a similar offense under previous laws of this state or the laws of another state, who has also been convicted under either 45-5-106 or any combination of three or more convictions under 45-5-104, 45-5-205, 45-5-628(1)(e), driving under the influence, including [section 2(1)(a), (1)(b), (1)(c), or (1)(d)], an offense that meets the definition of aggravated driving under the influence in [section 1], or a similar offense under previous laws of this state or the laws of another state, and the offense under 45-5-104 occurred while the person was operating a vehicle while under the influence of alcohol, any drug, or any combination of alcohol and any drug, as provided in [section

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- 2(1)(a)], is guilty of a felony and shall be punished by:
- (i) being sentenced to the department of corrections for a term of not less than 13 months or more than 2 years for placement in either an appropriate correctional facility or a program, followed by a consecutive term of 5 years to the Montana state prison or the Montana women's prison, all of which must be suspended, and a fine of not less than \$5,000 or more than \$10,000; or
  - (ii) being sentenced to a term of up to 5 years in an appropriate treatment court program, with required completion, and a fine of not less than \$5,000 or more than \$10,000. If sentenced under this alternative, the person may be entitled to a suspended sentence but is not eligible for a deferred imposition of sentence.
- (b) Regarding the sentence provided for in subsection (1)(a)(i):
- (i) the imposition or execution of the sentence may not be deferred or suspended, and the person is not eligible for parole;
  - (ii) the program in subsection (1)(a)(i) may be a residential alcohol treatment program approved by the department of corrections;
  - (iii) following initial placement of a defendant in a residential alcohol treatment program facility, the department of corrections may, at its discretion, place the offender in another facility or program;
  - (iv) the court shall order that if the person successfully completes a residential alcohol treatment program approved by the department of corrections, the remainder of the 13-month to 2-year term must be served on probation with the conditions that:
    - (A) the person abide by the standard conditions of probation promulgated by the department of corrections;
    - (B) a person who is financially able to pay the costs of imprisonment, probation, and alcohol treatment under this section does so;
    - (C) the person may not frequent an establishment where alcoholic beverages are served;
    - (D) the person may not consume alcoholic beverages;
    - (E) the person may not operate a motor vehicle unless authorized by the person's probation officer;
    - (F) the person enter in and remain in an aftercare treatment program for the entirety of the probationary period;
    - (G) the person submit to random or routine drug and alcohol testing; and
    - (H) if the person is permitted to operate a motor vehicle, the vehicle be equipped with an ignition interlock system; and
  - (v) the sentencing judge may impose on the defendant any other reasonable restrictions or conditions during the period of probation. Reasonable restrictions or conditions may include but are not limited to:
    - (A) payment of a fine as provided in 46-18-231;
    - (B) payment of costs as provided in 46-18-232 and 46-18-233;
    - (C) payment of costs of assigned counsel as provided in 46-8-113;
    - (D) community service;
    - (E) any other reasonable restrictions or conditions considered necessary for rehabilitation or for the protection of society; or
    - (F) any combination of the restrictions or conditions listed in subsections (1)(b)(v)(A) through (1)(b)(v)(E).
- (2) A person convicted of a violation of driving under the influence, including [section 2(1)(a), (1)(b), (1)(c), or (1)(d)], an offense that meets the definition of aggravated driving under the



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influence in [section 1], or a similar offense under previous laws of this state or the laws of another state, ~~who was previously placed in a residential alcohol treatment program under subsection (1)(a)(i), whether or not the person successfully completed the program,~~ and who has also been convicted under either 45-5-106 or any combination of four or more prior convictions under 45-5-104, 45-5-205, 45-5-628(1)(e), driving under the influence, including [section 2(1)(a), (1)(b), (1)(c), or (1)(d)], an offense that meets the definition of aggravated driving under the influence in [section 1], or a similar offense under previous laws of this state or the laws of another state, and the offense under 45-5-104 occurred while the person was operating a vehicle while under the influence of alcohol, a dangerous drug, any other drug, or any combination of the three, as provided in [section 2(1)(a)], and the person was previously sentenced under subsection (1)(a)(i) or (1)(a)(ii), the person shall be punished by being sentenced to the department of corrections for a term of not less than 13 months or more than 5 years or being fined an amount a fine of not less than \$5,000 or more than \$10,000, or both and by imprisonment in the state prison for a term of not more than 10 years. The person is not eligible for a deferred imposition of sentence.

(3) If a person has previously been convicted and sentenced under subsection (2), the person shall be punished by a fine of not less than \$5,000 or more than \$10,000 and by imprisonment in the state prison for a term of not more than 25 years. The person is not eligible for a deferred imposition of sentence.

(4) If a person who is presently being sentenced has previously been convicted and sentenced under subsection (3) on one or more occasions, the person shall be punished by a fine of not less than \$5,000 or more than \$10,000 and by imprisonment in the state prison for a term of not less than 5 years or more than 25 years. The first 5 years of the sentence may not be suspended.

~~(3)~~(5) The provisions of 46-18-203, 46-23-1001 through 46-23-1005, 46-23-1011 through 46-23-1014, and 46-23-1031 apply to a person sentenced under this section.

~~(4)~~(6) A person punished pursuant to this section is subject to mandatory revocation or suspension of the person's driver's license as provided in chapter 5."

**Renumber:** subsequent section

And, as amended, be concurred in.

**HB 331**, be amended as follows:

1. Title, line 12.

Following: "TIMES"

Insert: "WITH AN EXCEPTION FOR SECURITY ISSUES"

2. Page 6, line 3.

Strike: "have immediate, unlimited access at all times to"

Insert: "be admitted into"

3. Page 6, line 4.

Following: "programs"

Insert: "at any time subject to any immediate safety or security needs of the correctional facility or

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program"

4. Page 6.

Following: line 13

Insert: "(d) If a legislator is denied entrance under subsection (5)(a), the facility or program must enumerate why access was denied and provide a reasonable estimate of when access will be granted."

And, as amended, be concurred in.

**HB 333**, be amended as follows:

1. Page 1, line 19.

Strike: "and"

Insert: "or"

And, as amended, be concurred in.

**HB 393**, be concurred in.

**HB 478**, be amended as follows:

1. Page 4.

Following: line 5

Insert: "COORDINATION SECTION. Section 2. Coordination instruction. If both Senate Bill No. 365 and [this act] are passed and approved, then [section 16(3)(b) of Senate Bill 365] must be amended as follows:

"(b) There is a blood-draw search warrant processing account in the state special revenue fund established pursuant to 17-2-102(1)(b). Money provided to the department of justice pursuant to this subsection (3) must be deposited in the account and may be used only for providing forensic analysis of a driver's blood or breath to determine the presence of alcohol or drugs.""

And, as amended, be concurred in.

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

3/22/2021

**HB 155**, be concurred in.

**HB 231**, be amended as follows:

1. Page 9, line 27 through page 10, line 4.

Strike: subsection (a) in its entirety

Renumber: subsequent subsections

And, as amended, be concurred in.

**HB 291**, be concurred in.

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**HB 416**, be amended as follows:

1. Page 1, line 15 through line 16.

Strike: "a" on line 15 through "for" on line 16

Insert: "all"

2. Page 1, line 16.

Following: "staff"

Insert: "to complete annual child welfare supervisory training"

3. Page 1.

Following: line 16

Insert: "(3) The annual child welfare supervisory training may be made available to qualifying child protection specialists who demonstrate an interest and aptitude in becoming a supervisor in the child protection system."

4. Page 1, line 18 through line 19.

Strike: ", the" on line 18 through "shall" on line 19

5. Page 1, line 20.

Strike: "allow"

Insert: "all"

6. Page 1, line 20 through line 21.

Strike: "4" on line 20 through the second "degree" on line 21

Insert: "shall complete an initial annual child welfare supervisory training within 1 year of [the effective date of this act]"

7. Page 1, line 22.

Strike: "allow"

Insert: "all"

8. Page 1, line 22.

Following: "hired"

Insert: "after [the effective date of this act]"

9. Page 1, line 22 through line 23.

Strike: "2" on line 22 through the second "degree" on line 23

Insert: "shall complete an initial annual child welfare supervisory training within 1 year of the date of hiring"

10. Page 1, line 24.

Following: line 23

Insert: "(3) The department shall update the children, families, health, and human services interim committee during the 2021-2022 interim on its progress in complying with the provisions of [this act]."

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And, as amended, be concurred in.

**STATE ADMINISTRATION** (Kary, Chair):  
**HB 31**, be concurred in.

3/22/2021

Without objection, committee reports were adopted.

**MESSAGES FROM THE OTHER HOUSE**

**Senate bills** concurred in and returned to the Senate:

3/22/2021

**SB 60**, introduced by P. Flowers  
**SB 120**, introduced by J. Esp  
**SB 131**, introduced by D. Salomon  
**SB 145**, introduced by S. Fitzpatrick  
**SB 161**, introduced by J. Esp  
**SB 221**, introduced by T. Gauthier  
**SB 305**, introduced by M. Lang  
**SB 339**, introduced by J. Pomnichowski

**House bill** passed and transmitted to the Senate for concurrence:

3/22/2021

**HB 630**, introduced by D. Bedey

**FIRST READING AND COMMITMENT OF BILLS**

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

**SB 389**, introduced by B. Hoven, referred to State Administration.  
**SB 390**, introduced by B. Molnar, referred to Taxation.  
**SB 391**, introduced by T. Manzella, referred to Energy and Telecommunications.  
**SB 392**, introduced by G. Vance, D. Ankney, S. Berglee, M. Binkley, M. Blasdel, B. Brown, J. Ellsworth, S. Fitzpatrick, W. Galt, F. Garner, D. Harvey, D. Hawk, G. Hertz, S. Hinebauch, M. Hopkins, D. Howard, T. Jacobson, L. Jones, D. Kary, J. Keane, C. Knudsen, R. Knudsen, D. Loge, R. Lynch, T. Manzella, E. McClafferty, T. McGillvray, M. Noland, S. Novak, R. Osmundson, J. Patelis, K. Regier, V. Ricci, D. Salomon, D. Skees, J. Small, C. Smith, M. Sweeney, S. Vinton, J. Welborn, referred to Highways and Transportation.

The following House bill was introduced, read first time, and referred to committee:

**HB 630**, introduced by D. Bedey, L. Jones, referred to Finance and Claims.

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**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 K. Regier in the chair.

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

**SB 153** - Senator Welborn moved **SB 153** do pass.

**SB 153** - Senator Brown moved **SB 153**, second reading copy, be amended as follows:

1. Page 32, line 21.

**Following:** "Except"

**Insert:** "(1)"

2. Page 32, line 22 through line 25.

**Strike:** subsections (1) and (2) in their entirety

**Insert:** "(a) use lands owned or controlled by the department, except for state parks; or (b) to purchase or apply for a hunting, fishing, or trapping license, except as provided in 87-2-803(6) and 87-2-815.

(2) Subsection (1)(a) applies only to a person 17 years of age or older.

(3) A fine of \$25 may be charged to a violator of subsection (1)(a)."

3. Page 34, line 6.

**Strike:** "[Section 25 4] is"

**Insert:** "[Sections 3(3) and 4] are"

Amendment **adopted** as follows:

Yeas: Ankney, Bennett, Bogner, Boland, Boldman, Brown, Cohenour, Cuffe, Ellis, Ellsworth, Esp, Fitzpatrick, Flowers, Fox, Friedel, Gauthier, Gillespie, Glimm, Hertz, 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 48

Nays: None.

Total 0

Voted absentee: None.

Excused: Gross.

Total 1

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Absent or not voting: Hinebauch.

Total 1

**SB 153** - As amended, **SB 153** passed 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, Vance, Webber, Welborn, Mr. President.

Total 49

Nays: Tempel.

Total 1

Voted absentee: Gross, Aye.

Excused: Gross.

Total 1

Absent or not voting: None.

Total 0

**SR 87** - Senator Lang moved that the nomination transmitted by the Governor be concurred in and confirmed by the Senate in accordance with **SR 87**. 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: Gross, Aye.

Excused: Gross.

Total 1

Absent or not voting: None.

Total 0

**SR 89** - Senator Lang moved that the nomination transmitted by the Governor be concurred in

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and confirmed by the Senate in accordance with **SR 89**. 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: Gross, Aye.

Excused: Gross.  
Total 1

Absent or not voting: None.  
Total 0

**HB 139** - Senator Gillespie moved **HB 139** be concurred in. 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, McGillvray, McNally, Molnar, Morigeau, O'Brien, Osmundson, Pope, Sales, Salomon, Sands, Small, Smith C, Sweeney, Tempel, Vance, Webber, Welborn, Mr. President.  
Total 47

Nays: McClafferty, Pomnichowski, Regier K.  
Total 3

Voted absentee: Gross, Aye.

Excused: Gross.  
Total 1

Absent or not voting: None.  
Total 0

**HB 226** - Senator Ellsworth moved **HB 226** be concurred in. Senator Hertz expressed a conflict of interest as an owner of retail beer and wine licenses. Motion carried as follows:

Yeas: Ankney, Bennett, Bogner, Boland, Boldman, Brown, Cohenour, Ellis, Ellsworth, Fitzpatrick, Flowers, Fox, Friedel, Gauthier, Gillespie, Gross, Hertz, Hoven, Jacobson, Kary,

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Lynch, Manzella, McClafferty, McNally, Morigeau, O'Brien, Osmundson, Pomnichowski, Pope, Regier K, Sales, Salomon, Sands, Small, Sweeney, Vance, Webber, Welborn, Mr. President.  
Total 39

Nays: Cuffe, Esp, Glimm, Hinebauch, Howard, Keenan, Lang, McGillvray, Molnar, Smith C, Tempel.  
Total 11

Voted absentee: Gross, Aye.

Excused: Gross.  
Total 1

Absent or not voting: None.  
Total 0

**HB 446** - Senator Gillespie moved **HB 446** be concurred in. Motion carried as follows:

Yeas: Ankney, Bogner, Brown, Cuffe, Ellsworth, Esp, Fitzpatrick, Friedel, Gauthier, Gillespie, Glimm, Hertz, Hinebauch, Howard, Kary, Keenan, Lang, Manzella, McGillvray, Osmundson, Regier K, Sales, Salomon, Small, Smith C, Tempel, Vance, Welborn, Mr. President.  
Total 29

Nays: Bennett, Boland, Boldman, Cohenour, Ellis, Flowers, Fox, Gross, Hoven, Jacobson, Lynch, McClafferty, McNally, Molnar, Morigeau, O'Brien, Pomnichowski, Pope, Sands, Sweeney, Webber.  
Total 21

Voted absentee: Gross, No.

Excused: Gross.  
Total 1

Absent or not voting: None.  
Total 0

**HB 195** - Senator Gauthier moved **HB 195** be concurred in. 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



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Nays: None.

Total 0

Voted absentee: Gross, Aye.

Excused: Gross.

Total 1

Absent or not voting: None.

Total 0

**HB 379** - Senator Fitzpatrick moved **HB 379** be concurred in. Motion carried 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: Gross, No.

Excused: Gross.

Total 1

Absent or not voting: None.

Total 0

**SB 336** - Senator Friedel moved **SB 336** 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: Gross, Aye.

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Excused: Gross.

Total 1

Absent or not voting: None.

Total 0

**HB 306** - Senator Boland moved **HB 306** be concurred in. Motion carried as follows:

Yeas: Ankney, Bennett, Bogner, Boland, Boldman, Cohenour, Cuffe, Ellis, Ellsworth, Fitzpatrick, Flowers, Fox, Friedel, Gauthier, Gillespie, Gross, Hertz, Hinebauch, Hoven, Jacobson, Kary, Keenan, 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 45

Nays: Brown, Esp, Glimm, Howard, Lang.

Total 5

Voted absentee: Gross, Aye.

Excused: Gross.

Total 1

Absent or not voting: None.

Total 0

**HB 176** - Senator Cuffe moved **HB 176** be concurred in. Motion carried 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: Gross, No.

Excused: Gross.

Total 1

Absent or not voting: None.

Total 0

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

**HB 242** - Senator Hertz moved **HB 242** be concurred in. Motion carried 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, Sweeney, Tempel, Vance, Welborn, Mr. President.

Total 32

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

Total 18

Voted absentee: Gross, No.

Excused: Gross.

Total 1

Absent or not voting: None.

Total 0

**HB 310** - Senator Sands moved **HB 310** be concurred in. 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: Gross, Aye.

Excused: Gross.

Total 1

Absent or not voting: None.

Total 0

**HB 293** - Senator Sands moved **HB 293** be concurred in. Motion carried as follows:

Yeas: Ankney, Bennett, Bogner, Boland, Boldman, Brown, Cohenour, Cuffe, Ellis, Ellsworth,

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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: Gross, Aye.

Excused: Gross.  
Total 1

Absent or not voting: None.  
Total 0

Without objection, Chair Regier moved **HB 223** to the bottom of the agenda.

**SB 326** - Senator Lang moved **SB 326** do pass. Motion carried as follows:

Yeas: Ankney, Bennett, Bogner, Boland, Boldman, Brown, Cohenour, Cuffe, Ellis, Ellsworth, Esp, Fitzpatrick, Flowers, Fox, Friedel, Gauthier, Gillespie, 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 49

Nays: None.  
Total 0

Voted absentee: Gross, Aye.

Excused: Gross.  
Total 1

Absent or not voting: Glimm.  
Total 1

**HB 438** - Senator McGillvray moved **HB 438** be concurred in. 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, McClafferty, McGillvray, McNally, Molnar, Morigeau, O'Brien, Osmundson, Pomnichowski, Pope, Regier K, Sales, Salomon,

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Sands, Small, Smith C, Sweeney, Tempel, Vance, Webber, Welborn, Mr. President.  
Total 49

Nays: None.  
Total 0

Voted absentee: Gross, Aye.

Excused: Gross.  
Total 1

Absent or not voting: Manzella.  
Total 1

**HJ 10** - Senator Vance moved **HJ 10** be concurred in. 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: Gross, Aye.

Excused: Gross.  
Total 1

Absent or not voting: None.  
Total 0

President Blasdel assumed the chair.

**HB 223** - Senator K. Regier moved **HB 223** be concurred in. Motion carried as follows:

Yeas: Ankney, Bogner, Brown, Cuffe, Ellsworth, Esp, Fitzpatrick, Friedel, Gauthier, Gillespie, Glimm, Hertz, Hinebauch, Howard, Kary, Keenan, Lang, Manzella, McGillvray, Osmundson, Regier K, Sales, Salomon, Small, Smith C, Tempel, Vance, Welborn, Mr. President.  
Total 29

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

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Sweeney, Webber.  
Total 21

Voted absentee: Gross, No.

Excused: Gross.  
Total 1

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 K. Regier moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Ankney, Bogner, Brown, Cuffe, Ellsworth, Esp, Fitzpatrick, Friedel, Gauthier, Gillespie, Glimm, Hertz, Hinebauch, Hoven, Howard, Kary, Keenan, Lang, Lynch, Manzella, McGillvray, O'Brien, Osmundson, Regier K, Sales, Salomon, Small, Smith C, Sweeney, Tempel, Vance, Welborn, Mr. President.  
Total 33

Nays: Bennett, Boland, Boldman, Cohenour, Ellis, Flowers, Fox, Jacobson, McClafferty, McNally, Molnar, Morigeau, Pomnichowski, Pope, Sands, Webber.  
Total 16

Voted absentee: None.

Excused: Gross.  
Total 1

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:

**HB 13** concurred in as follows:

Yeas: Ankney, Bennett, Boland, Boldman, Brown, Cohenour, Cuffe, Ellis, Ellsworth, Fitzpatrick, Flowers, Fox, Gauthier, Gillespie, Hertz, Hoven, Jacobson, Lang, Lynch, McClafferty, McNally, Molnar, Morigeau, O'Brien, Osmundson, Pomnichowski, Pope, Sales, Salomon, Sands, Small,

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Sweeney, Tempel, Webber, Welborn, Mr. President.

Total 36

Nays: Bogner, Esp, Friedel, Glimm, Hinebauch, Howard, Kary, Keenan, Manzella, McGillvray, Regier K, Smith C, Vance.

Total 13

Voted absentee: None.

Excused: Gross.

Total 1

Absent or not voting: None.

Total 0

**HB 157** concurred in as follows:

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

Total 42

Nays: Cuffe, Esp, Howard, Keenan, McGillvray, Smith C, Tempel.

Total 7

Voted absentee: None.

Excused: Gross.

Total 1

Absent or not voting: None.

Total 0

**HB 217** concurred in as follows:

Yeas: Ankney, Bennett, Boland, Boldman, Cohenour, Cuffe, Ellis, Flowers, Fox, Friedel, Gauthier, Gillespie, Jacobson, Lynch, McClafferty, McNally, Molnar, Morigeau, O'Brien, Pomnichowski, Pope, Sales, Sands, Small, Sweeney, Webber.

Total 26

Nays: Bogner, Brown, Ellsworth, Esp, Fitzpatrick, Glimm, Hertz, Hinebauch, Hoven, Howard, Kary, Keenan, Lang, Manzella, McGillvray, Osmundson, Regier K, Salomon, Smith C, Tempel, Vance, Welborn, Mr. President.

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Total 23

Voted absentee: None.

Excused: Gross.

Total 1

Absent or not voting: None.

Total 0

**HB 218** concurred in as follows:

Yeas: Ankney, Bennett, Bogner, Boland, Boldman, Brown, Cohenour, Cuffe, Ellis, Ellsworth, Esp, Fitzpatrick, Flowers, Fox, Friedel, Gauthier, Gillespie, Glimm, 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 49

Nays: None.

Total 0

Voted absentee: None.

Excused: Gross.

Total 1

Absent or not voting: None.

Total 0

**HB 243** concurred in as follows:

Yeas: Ankney, Bennett, Bogner, Boland, Boldman, Brown, Cohenour, Cuffe, Ellis, Ellsworth, Esp, Fitzpatrick, Flowers, Fox, Friedel, Gauthier, Gillespie, Glimm, 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 49

Nays: None.

Total 0

Voted absentee: None.

Excused: Gross.



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Total 1

Absent or not voting: None.

Total 0

**HB 305** concurred in as follows:

Yeas: Bogner, Boland, Boldman, Brown, Cohenour, Cuffe, Ellis, Ellsworth, Fitzpatrick, Flowers, Fox, Friedel, Gauthier, Gillespie, Glimm, Hertz, Hinebauch, Howard, Jacobson, Kary, Lang, McClafferty, McGillvray, McNally, Molnar, O'Brien, Osmundson, Regier K, Sales, Salomon, Sands, Small, Smith C, Tempel, Vance, Mr. President.

Total 36

Nays: Ankney, Bennett, Esp, Hoven, Keenan, Lynch, Manzella, Morigeau, Pomnichowski, Pope, Sweeney, Webber, Welborn.

Total 13

Voted absentee: None.

Excused: Gross.

Total 1

Absent or not voting: None.

Total 0

**HB 383** concurred in as follows:

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

Total 46

Nays: McNally, Molnar, Pomnichowski.

Total 3

Voted absentee: None.

Excused: Gross.

Total 1

Absent or not voting: None.

Total 0

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**HB 437** concurred in as follows:

Yeas: Ankney, Bennett, Bogner, Boland, Boldman, Brown, Cohenour, Cuffe, Ellis, Ellsworth, Esp, Fitzpatrick, Flowers, Fox, Friedel, Gauthier, Gillespie, Glimm, 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 49

Nays: None.  
Total 0

Voted absentee: None.

Excused: Gross.  
Total 1

Absent or not voting: None.  
Total 0

**HB 566** concurred in as follows:

Yeas: Ankney, Bennett, Bogner, Boland, Boldman, Brown, Cohenour, Cuffe, Ellis, Ellsworth, Esp, Fitzpatrick, Flowers, Fox, Friedel, Gauthier, Gillespie, Glimm, 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 49

Nays: None.  
Total 0

Voted absentee: None.

Excused: Gross.  
Total 1

Absent or not voting: None.  
Total 0

**HB 594** concurred in as follows:

Yeas: Ankney, Bogner, Boland, Brown, Cohenour, Cuffe, Ellsworth, Esp, Fitzpatrick, Flowers, Fox, Friedel, Gauthier, Gillespie, Glimm, Hertz, Hinebauch, Hoven, Howard, Jacobson, Kary, Keenan, Lang, Manzella, McClafferty, McGillvray, McNally, Molnar, Osmundson, Pope, Regier

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K, Sales, Salomon, Sands, Small, Smith C, Sweeney, Tempel, Vance, Webber, Welborn, Mr. President.  
Total 42

Nays: Bennett, Boldman, Ellis, Lynch, Morigeau, O'Brien, Pomnichowski.  
Total 7

Voted absentee: None.

Excused: Gross.  
Total 1

Absent or not voting: None.  
Total 0

**HJ 17** concurred in as follows:

Yeas: Ankney, Bennett, Bogner, Boland, Boldman, Cohenour, Cuffe, Ellis, Ellsworth, Fitzpatrick, Flowers, Fox, Friedel, Gauthier, Gillespie, Glimm, Hertz, Hinebauch, Hoven, Jacobson, Kary, Lang, Lynch, Manzella, McClafferty, McNally, Morigeau, O'Brien, Osmundson, Pomnichowski, Pope, Sales, Salomon, Sands, Small, Smith C, Sweeney, Tempel, Vance, Webber, Welborn, Mr. President.  
Total 42

Nays: Brown, Esp, Howard, Keenan, McGillvray, Molnar, Regier K.  
Total 7

Voted absentee: None.

Excused: Gross.  
Total 1

Absent or not voting: None.  
Total 0

**MOTIONS**

Majority Leader Smith moved that **SB 336**, heard on second reading this date, be re-referred to the Finance and Claims Committee. Without objection, so ordered.

Senator Sands moved to change her vote on **HB 176** from Yes to No. Without objection, so ordered.

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**ANNOUNCEMENTS**

Committee meetings were announced by the committee chairs.

Majority Leader Smith moved the Senate adjourn until 1:00 p.m., Wednesday, March 24, 2021, the fifty-eighth legislative day. Motion carried.

Senate adjourned at 3:08 p.m.

MARILYN MILLER  
Secretary of the Senate

MARK BLASDEL  
President of the Senate