

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

Helena, Montana
March 14, 2023

Senate Chambers
State Capitol

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

Roll Call. All members present. Quorum present.

BILLS AND JOURNALS (Lang, Chair)

Correctly printed: **SB 246, SB 458, SR 33, HB 25, HB 38, HB 100, HB 102, HB 109, HB 143, HB 199, HB 286.**

Correctly engrossed: **SB 485.**

Transmitted to the House: **HB 52, HB 76, HB 320.**

REPORTS OF STANDING COMMITTEES

FINANCE AND CLAIMS (Esp, Chair)

03/14/2023

SB 280, do pass.

HB 79, be concurred in.

HB 112, be concurred in.

JUDICIARY (Regier, Chair)

03/14/2023

HB 236, be concurred in.

HB 239, be concurred in.

HB 266, be concurred in.

NATURAL RESOURCES (Welborn, Chair)

03/13/2023

HB 53, be concurred in.

HB 88, be concurred in.

HB 122, be concurred in.

HB 342, be concurred in.

STATE ADMINISTRATION (Cuffe, Chair)

03/13/2023

HB 81, be concurred in.

HB 89, be concurred in.

HB 106, be concurred in.

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MESSAGES FROM THE GOVERNOR

March 13, 2023

The Honorable Jason Ellsworth
President of the Senate
State Capitol
Helena, MT 59601

Dear President Ellsworth:

On Monday, March 13, 2023, I signed the following bills:

Senate Bill 121 - Beard
Senate Bill 124 - Hertz

The bills have been delivered to the Secretary of State's Office.

Sincerely,

Greg Gianforte
Governor

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

House bills passed and transmitted to the Senate for concurrence:

03/13/23

HB 55, introduced by D. Loge
HB 447, introduced by M. Thane

FIRST READING AND COMMITMENT OF BILLS

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

SB 506, introduced by G. Hertz, K. Abbott, B. Beard, D. Bedey, M. Bertoglio, K. Bogner, E. Boldman, L. Brewster, T. Brockman, E. Buttrey, M. Dunwell, J. Ellis, J. Ellsworth, S. Fitzpatrick, P. Flowers, D. Harvey, L. Jones, C. Keogh, C. Knudsen, D. Loge, W. McKamey, S. O'Brien, C. Pope, K. Sullivan, S. Vinton, T. Welch, D. Zolnikov, referred to Taxation.

SB 507, introduced by D. Zolnikov, referred to Taxation.

SB 508, introduced by M. Dunwell, J. Ellis, P. Flowers, M. Fox, B. Gillespie, D. Hayman, E. McClafferty, A. Olsen, C. Pope, J. Trebas, T. Vermeire, referred to Taxation.

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

HB 55, introduced by D. Loge (by request of the Transportation Interim Committee), referred to Highways and Transportation.

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HB 447, introduced by M. Thane, referred to Taxation.

The following House bills, previously introduced, were referred to committee:

HB 190, introduced by B. Mercer, referred to State Administration.
HB 256, introduced by C. Sprunger, referred to Judiciary.
HB 270, introduced by J. Kassmier, referred to Natural Resources.
HB 349, introduced by L. Sheldon-Galloway, referred to Business, Labor and Economic Affairs.
HB 351, introduced by K. Seekins-Crowe, referred to Business, Labor and Economic Affairs.
HB 367, introduced by B. Mercer, referred to Finance and Claims.
HB 457, introduced by A. Buckley, referred to Judiciary.
HB 486, introduced by P. Green, referred to Highways and Transportation.
HB 502, introduced by K. Seekins-Crowe, referred to Public Health, Welfare and Safety.
HB 534, introduced by M. Yakawich, referred to Local Government.
HB 535, introduced by B. Mitchell, referred to Education and Cultural Resources.
HB 539, introduced by K. Zolnikov, referred to Business, Labor and Economic Affairs.
HB 566, introduced by F. Anderson, referred to Public Health, Welfare and Safety.
HB 586, introduced by G. Oblander, referred to Natural Resources.
HB 600, introduced by M. Malone, referred to Fish and Game.
HB 611, introduced by J. Gillette, referred to Business, Labor and Economic Affairs.
HB 619, introduced by C. Keogh, referred to Public Health, Welfare and Safety.
HB 625, introduced by K. Seekins-Crowe, referred to Judiciary.
HB 635, introduced by J. Kassmier, referred to Fish and Game.
HB 641, introduced by K. Zolnikov, referred to Natural Resources.
HB 656, introduced by G. Parry, referred to Natural Resources.
HB 657, introduced by G. Parry, referred to Public Health, Welfare and Safety.
HB 658, introduced by R. Marshall, referred to Business, Labor and Economic Affairs.
HB 659, introduced by S. Gist, referred to Judiciary
HB 660, introduced by T. Brockman, referred to State Administration.
HB 661, introduced by K. Seekins-Crowe, referred to Judiciary.
HB 663, introduced by S. Kerns, referred to State Administration.
HB 664, introduced by S. Gunderson, referred to Highways and Transportation.
HB 665, introduced by J. Etchart, referred to Business, Labor and Economic Affairs.
HB 668, introduced by R. Fitzgerald, referred to Business, Labor and Economic Affairs.
HB 681, introduced by M. Yakawich, referred to Judiciary.
HB 682, introduced by K. Zolnikov, referred to Business, Labor and Economic Affairs.
HB 684, introduced by C. Hinkle, referred to Public Health, Welfare and Safety.
HB 692, introduced by B. Mercer, referred to Judiciary.
HB 693, introduced by B. Mercer, referred to State Administration.
HB 702, introduced by D. Harvey, referred to Business, Labor and Economic Affairs.
HB 703, introduced by D. Loge, referred to Local Government.
HB 704, introduced by S. Kerns, referred to Judiciary.
HB 705, introduced by S. Kerns, referred to Judiciary.
HB 710, introduced by C. Knudsen, referred to Business, Labor and Economic Affairs.
HB 716, introduced by B. Phalen, referred to State Administration.
HB 724, introduced by B. Barker, referred to State Administration.
HB 733, introduced by S. Galloway, referred to State Administration.
HB 747, introduced by J. Dooling, referred to Highways and Transportation.
HB 748, introduced by K. Zolnikov, referred to Local Government.

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HB 750, introduced by F. Anderson, referred to Highways and Transportation.

HB 751, introduced by K. Abbott, referred to Business, Labor and Economic Affairs.

The following House bills, previously introduced, were referred to committee:

HB 276, introduced by M. Malone, J. Dooling, M. Hopkins, S. Kerns, T. Welch, referred to Agriculture, Livestock and Irrigation.

HB 297, introduced by T. Welch, referred to Taxation.

HB 339, introduced by D. Loge, N. Duram, D. Fern, R. Fitzgerald, referred to Local Government.

HB 362, introduced by D. Baum, referred to Public Health, Welfare and Safety.

HB 375, introduced by J. Fitzpatrick, referred to Fish and Game.

HB 377, introduced by L. Reksten, referred to Education and Cultural Resources.

HB 381, introduced by L. Brewster, referred to Judiciary.

HB 385, introduced by J. Carlson, referred to Public Health, Welfare and Safety.

HB 387, introduced by J. Carlson, D. Bartel, K. Bogner, A. Buckley, E. Buttrey, J. Read, A. Regier, L. Sheldon-Galloway, B. Usher, referred to State Administration.

HB 388, introduced by J. Kassmier, referred to Agriculture, Livestock and Irrigation.

HB 398, introduced by B. Mercer, referred to Judiciary.

HB 399, introduced by B. Mercer, referred to Judiciary.

HB 401, introduced by D. Fern, referred to Highways and Transportation.

HB 418, introduced by R. Fitzgerald, referred to Agriculture, Livestock and Irrigation.

HB 435, introduced by J. Fitzpatrick, referred to Local Government.

HB 439, introduced by D. Loge, referred to Highways and Transportation.

HB 440, introduced by S. Gunderson, referred to Fish and Game.

HB 446, introduced by K. Sullivan, referred to Public Health, Welfare and Safety.

HB 470, introduced by R. Fitzgerald, L. Brewster, N. Duram, D. Fern, B. Gillespie, P. Green, J. Karlen, D. Loge, J. Lynch, M. Marler, R. Marshall, E. Matthews, B. Mercer, N. Nicol, G. Nikolakakos, M. Thane, P. Tuss, M. Yakawich, referred to Highways and Transportation.

HB 473, introduced by S. Gunderson, referred to Natural Resources.

HB 477, introduced by S. Stewart Peregoy, T. France, P. Green, D. Hawk, E. Matthews, J. Small, E. Stafman, J. Windy Boy, referred to Business, Labor, and Economic Affairs.

HB 480, introduced by N. Duram, referred to Judiciary.

HB 484, introduced by K. Sullivan, referred to Business, Labor, and Economic Affairs.

HB 492, introduced by K. Zolnikov, D. Zolnikov, referred to Business, Labor, and Economic Affairs.

HB 501, introduced by K. Seekins-Crowe, referred to Education and Cultural Resources.

HB 504, introduced by N. Hastings, K. Seekins-Crowe, referred to Education and Cultural Resources.

HB 522, introduced by M. Malone, B. Beard, L. Brewster, J. Esp, P. Fielder, S. Kerns, B. Ler, T. Smith, referred to Fish and Game.

HB 524, introduced by J. Kassmier, L. Brewster, P. Green, C. Knudsen, B. Ler, B. Mitchell, G. Nikolakakos, G. Parry, T. Smith, referred to Business, Labor, and Economic Affairs.

HB 531, introduced by T. Brockman, referred to Education and Cultural Resources.

HB 543, introduced by J. Hinkle, L. Brewster, J. Etchart, C. Knudsen, K. Seekins-Crowe, K. Zolnikov, referred to State Administration.

HB 547, introduced by J. Cohenour, N. Duram, P. Fielder, R. Fitzgerald, T. France, S. Gist, L. Jones, J. Kassmier, K. Kortum, D. Loge, M. Marler, E. Matthews, T. Running Wolf, D. Salomon, M. Thane, referred to Fish and Game.

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HB 548, introduced by J. Cohenour, D. Baum, J. Ellis, T. France, P. Green, D. Harvey, D. Hawk, G. Hertz, M. Hopkins, J. Karlen, J. Kassmier, C. Keogh, E. McClafferty, R. Miner, B. Molnar, S. Morigeau, T. Running Wolf, J. Small, L. Smith, M. Thane, T. Vermeire, J. Welborn, J. Windy Boy, referred to Fish and Game.

The following House bills, previously introduced, were referred to committee:

HB 550, introduced by C. Knudsen, F. Anderson, E. Buttrey, S. Kerns, R. Marshall, referred to Business, Labor, and Economic Affairs.

HB 555, introduced by J. Carlson, M. Caferro, D. Lenz, referred to Judiciary.

HB 556, introduced by J. Carlson, D. Bartel, M. Binkley, K. Bogner, E. Butcher, E. Buttrey, L. Deming, N. Duram, J. Ellsworth, S. Fitzpatrick, G. Frazer, C. Friedel, S. Gist, L. Hellegaard, G. Hertz, M. Hopkins, J. Kassmier, C. Knudsen, D. Lenz, B. Ler, T. Moore, N. Nicol, A. Regier, W. Rusk, J. Schillinger, L. Sheldon-Galloway, J. Small, P. Tuss, S. Vinton, referred to Public Health, Welfare and Safety.

HB 557, introduced by J. Carlson, A. Buckley, M. Caferro, M. Hopkins, D. Lenz, referred to Public Health, Welfare and Safety.

HB 558, introduced by S. Galloway, referred to Energy and Telecommunications.

HB 559, introduced by L. Sheldon-Galloway, referred to Public Health, Welfare and Safety.

HB 560, introduced by L. Sheldon-Galloway, referred to Judiciary.

HB 561, introduced by M. Malone, referred to Natural Resources.

HB 567, introduced by M. Caferro, referred to Public Health, Welfare and Safety.

HB 571, introduced by K. Seekins-Crowe, referred to Business, Labor, and Economic Affairs.

HB 573, introduced by J. Kassmier, J. Cohenour, referred to Judiciary.

HB 575, introduced by L. Sheldon-Galloway, referred to Judiciary.

HB 576, introduced by R. Knudsen, M. Binkley, S. Gist, S. Gunderson, J. Hinkle, G. Parry, S. Vinton, K. Walsh, referred to Natural Resources.

HB 578, introduced by T. Brockman, referred to Business, Labor, and Economic Affairs.

HB 579, introduced by K. Sullivan, referred to Business, Labor, and Economic Affairs.

HB 580, introduced by B. Mercer, referred to State Administration.

HB 582, introduced by J. Windy Boy, J. Small, S. Stewart Peregoy, referred to Public Health, Welfare and Safety.

HB 583, introduced by B. Barker, E. Buttrey, N. Duram, P. Green, G. Nikolakakos, K. Zolnikov, referred to Education and Cultural Resources.

HB 584, introduced by G. Nikolakakos, T. Brockman, N. Duram, S. Gist, N. Hastings, C. Hinkle, J. Kassmier, R. Marshall, B. Mitchell, G. Oblander, C. Sprunger, J. Trebas, M. Yakawich, K. Zolnikov, referred to Judiciary.

HB 585, introduced by M. Weatherwax, D. Fern, G. Frazer, K. Kortum, M. Marler, S. Morigeau, T. Running Wolf, J. Small, S. Stewart Peregoy, M. Thane, P. Tuss, S. Webber, referred to State Administration.

The following House bills, previously introduced, were referred to committee:

HB 591, introduced by E. Buttrey, A. Buckley, D. Harvey, R. Marshall, K. Seekins-Crowe, referred to Business, Labor, and Economic Affairs.

HB 592, introduced by J. Hinkle, referred to Local Government.

HB 593, introduced by M. Marler, referred to Fish and Game.

HB 598, introduced by L. Hellegaard, J. Bergstrom, L. Deming, P. Fielder, S. Gist, P. Green, S. Gunderson, S. Kerns, M. Malone, R. Marshall, B. Mitchell, T. Moore, F. Nave, B. Phalen,

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J. Read, L. Reksten, J. Schillinger, L. Sheldon-Galloway, B. Usher, Z. Wirth, referred to Judiciary.
HB 601, introduced by D. Fern, G. Hertz, referred to Taxation.

HB 603, introduced by S. Galloway, F. Anderson, J. Bergstrom, M. Binkley, L. Brewster, E. Butcher, M. Caferro, N. Duram, S. Essmann, J. Etchart, G. Frazer, S. Gist, P. Green, S. Gunderson, D. Harvey, L. Hellegaard, L. Jones, G. Kmetz, B. Ler, D. Loge, R. Marshall, B. Mercer, B. Mitchell, G. Nikolakakos, G. Oblander, B. Phalen, J. Read, K. Seekins-Crowe, L. Sheldon-Galloway, T. Smith, S. Vinton, J. Windy Boy, Z. Wirth, referred to Judiciary.

HB 610, introduced by S. Gist, F. Anderson, B. Barker, B. Beard, J. Bergstrom, J. Carlson, J. Cohenour, M. Dunwell, D. Emrich, S. Essmann, J. Etchart, T. Falk, R. Fitzgerald, S. Galloway, J. Gillette, S. Gunderson, D. Harvey, N. Hastings, J. Hinkle, S. Kerns, G. Kmetz, R. Knudsen, M. Marler, R. Miner, B. Mitchell, F. Nave, G. Oblander, G. Parry, B. Phalen, A. Regier, J. Schillinger, K. Seekins-Crowe, L. Sheldon-Galloway, K. Walsh, M. Weatherwax, Z. Wirth, referred to Public Health, Welfare and Safety.

HB 614, introduced by B. Mercer, referred to Judiciary.

HB 615, introduced by R. Fitzgerald, M. Bertoglio, E. Buttrey, C. Knudsen, K. Seekins-Crowe, referred to Business, Labor, and Economic Affairs.

HB 616, introduced by M. Caferro, referred to Public Health, Welfare and Safety.

HB 622, introduced by D. Loge, R. Fitzgerald, G. Parry, K. Walsh, referred to Highways and Transportation.

HB 624, introduced by M. Hopkins, J. Schillinger, referred to Judiciary.

HB 631, introduced by J. Hinkle, D. Bartel, B. Brown, J. Carlson, J. Dooling, P. Fielder, S. Gist, C. Glimm, N. Hastings, C. Hinkle, S. Kerns, B. Ler, D. Loge, M. Malone, N. Nicol, G. Nikolakakos, M. Noland, G. Parry, J. Schillinger, T. Smith, D. Zolnikov, referred to Judiciary.

HB 636, introduced by J. Kassmier, L. Brewster, B. Ler, T. Smith, referred to Business, Labor, and Economic Affairs.

HB 639, introduced by B. Mercer, referred to Judiciary.

HB 640, introduced by N. Hastings, D. Baum, K. Seekins-Crowe, referred to Judiciary.

HB 653, introduced by S. Gist, J. Cohenour, P. Green, J. Karlen, B. Usher, K. Walsh, referred to Local Government.

HB 654, introduced by L. Sheldon-Galloway, referred to Judiciary.

HB 655, introduced by K. Zolnikov, K. Abbott, B. Barker, M. Binkley, A. Buckley, E. Buttrey, M. Caferro, J. Carlson, J. Etchart, T. Falk, C. Friedel, J. Fuller, S. Galloway, J. Gillette, S. Gist, J. Karlen, S. Kerns, E. Kerr-Carpenter, C. Knudsen, B. Ler, R. Marshall, N. Nicol, G. Nikolakakos, G. Oblander, J. Read, J. Schillinger, K. Seekins-Crowe, T. Smith, K. Sullivan, J. Trebas, S. Vinton, Z. Zephyr, D. Zolnikov, referred to Public Health, Welfare and Safety.

HB 662, introduced by F. Anderson, R. Fitzgerald, K. Zolnikov, referred to Agriculture, Livestock and Irrigation.

The following House bills, previously introduced, were referred to committee:

HB 758, introduced by F. Nave, M. Binkley, S. Galloway, N. Nicol, K. Seekins-Crowe, J. Small, M. Yakawich, referred to Business, Labor, and Economic Affairs.

HB 767, introduced by J. Kassmier, referred to Agriculture, Livestock and Irrigation.

HB 771, introduced by E. Buttrey, D. Harvey, R. Marshall, G. Oblander, K. Seekins-Crowe, referred to Business, Labor, and Economic Affairs.

HB 775, introduced by M. Hopkins, referred to Natural Resources.

HB 777, introduced by E. Buttrey, C. Knudsen, C. Sprunger, referred to Business, Labor, and Economic Affairs.

HB 780, introduced by B. Ler, J. Bergstrom, L. Deming, N. Duram, P. Fielder, R. Marshall,

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B. Mitchell, B. Phalen, A. Regier, T. Smith, referred to Local Government.

HB 783, introduced by F. Nave, E. Buttrey, D. Fern, N. Hastings, M. Hopkins, B. Keenan, S. Kerns, R. Marshall, J. Read, K. Seekins-Crowe, M. Yakawich, referred to Business, Labor, and Economic Affairs.

HB 785, introduced by Z. Zephyr, referred to Judiciary.

HB 786, introduced by L. Sheldon-Galloway, referred to Judiciary.

HB 790, introduced by C. Sprunger, K. Abbott, B. Barker, D. Baum, M. Bertoglio, M. Binkley, E. Boldman, T. Brockman, A. Buckley, E. Buttrey, J. Dooling, N. Duram, S. Essmann, T. Falk, D. Fern, P. Fielder, S. Fitzpatrick, J. Fitzpatrick, C. Friedel, D. Hawk, G. Hertz, J. Karlen, J. Kassmier, C. Keogh, G. Kmetz, J. Lynch, M. Malone, B. Mitchell, N. Nicol, G. Nikolakakos, L. Reksten, M. Romano, D. Salomon, J. Schillinger, K. Seekins-Crowe, J. Small, F. Smith, S. Stewart Peregoy, M. Thane, B. Usher, S. Vinton, T. Welch, J. Windy Boy, K. Zolnikov, referred to Judiciary.

HB 793, introduced by L. Smith, D. Harvey, referred to Judiciary.

HB 800, introduced by M. Yakawich, referred to Judiciary.

HB 802, introduced by S. Kerns, referred to Judiciary.

HB 804, introduced by T. Running Wolf, L. Bishop, E. Boldman, L. Brewster, A. Buckley, W. Curdy, M. Dunwell, J. Ellis, J. Etchart, P. Flowers, M. Fox, T. France, J. Gross, D. Harvey, D. Hawk, D. Hayman, S. Howell, J. Karlen, K. Kortum, R. Lynch, M. Marler, E. McClafferty, S. Morigeau, S. O'Brien, J. Small, F. Smith, E. Stafman, S. Stewart Peregoy, K. Sullivan, M. Weatherwax, J. Windy Boy, Z. Wirth, D. Zolnikov, referred to Energy and Telecommunications.

HB 805, introduced by R. Fitzgerald, J. Bergstrom, M. Bertoglio, M. Cuffe, N. Duram, M. Lang, D. Loge, R. Miner, W. Sales, F. Smith, C. Sprunger, P. Tuss, K. Walsh, J. Windy Boy, referred to Business, Labor, and Economic Affairs.

HB 808, introduced by S. Gunderson, referred to Business, Labor, and Economic Affairs.

HB 809, introduced by D. Loge, referred to Highways and Transportation.

HB 811, introduced by M. Bertoglio, B. Barker, E. Matthews, L. Reksten, T. Running Wolf, referred to Education and Cultural Resources.

The following House joint resolutions, previously introduced, were referred to committee:

HJ 9, introduced by J. Read, referred to Education and Cultural Resources.

HJ 11, introduced by S. Gist, E. Butcher, M. Malone, R. Marshall, R. Miner, G. Parry, referred to Natural Resources.

HJ 14, introduced by L. Sheldon-Galloway, referred to State Administration.

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

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

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

SB 442 - Senator Lang moved **SB 442** do pass.

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SB 442 - Senator Hayman moved **SB 442**, second reading copy, be amended with [SB0442.001.004](#). Amendment **not adopted** as follows:

Yeas: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, McKamey, Molnar, Morigeau, O'Brien, Olsen, Pope, Small, Webber.

Total 19

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

Total 31

Voted absentee: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 442 - Thereupon, the Senate reverted to the original motion of Senator Lang which passed as follows:

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

Total 33

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

Total 17

Voted absentee: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 362 - Senator Morigeau moved **SB 362** do pass. Motion carried as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Flowers, Fox, Friedel, Fuller, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lenz, Lynch, Manzella,

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McClafferty, McGillvray, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Salomon, Trebas, Usher, Webber, Welborn, Zolnikov.

Total 38

Nays: Beard, Esp, Fitzpatrick, Gillespie, Lang, Mandeville, McKamey, Sales, Small, Tempel, Vance, Vermeire.

Total 12

Voted absentee: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 260 - Senator Lang moved **HB 260** be concurred in. Motion carried as follows:

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

Total 49

Nays: Hinebauch.

Total 1

Voted absentee: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 170 - Senator Small moved **HB 170** be concurred in. Motion carried as follows:

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

Total 33

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, Mr. President, O'Brien, Olsen, Pope, Webber.

Total 17

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Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 97 - Senator Small moved **HB 97** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Hertz, Hinebauch, Kelker, Mandeville, Manzella, McClafferty, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 44

Nays: Esp, Glimm, Lang, Lenz, Lynch, McGillvray.
Total 6

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 96 - Senator Small moved **HB 96** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Hertz, Kelker, Lang, Lynch, Mandeville, Manzella, McClafferty, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 44

Nays: Esp, Glimm, Hinebauch, Lenz, McGillvray, Trebas.
Total 6

Voted absentee: None.
Total 0

Excused: None.
Total 0

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Absent or not voting: None.
Total 0

HB 60 - Senator Noland moved **HB 60** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Brown, Cuffe, Curdy, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Pope, Regier K, Sales, Salomon, Small, Tempel, Usher, Vance, Vermeire, Welborn.
Total 38

Nays: Bogner, Boldman, Dunwell, Ellis, Emrich, Hayman, Mandeville, O'Brien, Olsen, Trebas, Webber, Zolnikov.
Total 12

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 66 - Senator Lenz moved **HB 66** be concurred in. Motion carried as follows:

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

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

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HB 84 - Senator McKamey moved **HB 84** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President,

Noland, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.

Total 45

Nays: Hertz, Hinebauch, Molnar, Regier K, Trebas.

Total 5

Voted absentee: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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

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

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

Total 50

Nays: None.

Total 0

Voted absentee: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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THIRD READING OF BILLS

HB 25, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 100, concurred in as follows:

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

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 102, concurred in as follows:

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

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Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 286, concurred in as follows:

Yeas: Bartel, Bogner, Boldman, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Hertz, Kelker, Lang, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 36

Nays: Beard, Brown, Cuffe, Emrich, Esp, Fuller, Glimm, Hinebauch, Lenz, Manzella, Noland, Regier K, Trebas, Usher.
Total 14

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

MOTIONS

Majority Leader Fitzpatrick moved to re-refer **SB 442**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

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

Majority Leader Fitzpatrick moved the Senate reconsider its action on **SB 487**, indefinitely postponed the previous legislative day, and that **SB 487** be placed on second reading the next legislative day. Motion carried as follows:

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Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Noland, Regier K, Small, Trebas, Usher, Vance, Vermeire, Zolnikov, Mr. President.
Total 28

Nays: Boldman, Curdy, Dunwell, Ellis, Emrich, Flowers, Fox, Gross, Hayman, Kelker, Lang, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Tempel, Webber, Welborn.
Total 22

Voted absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Senator Mandeville moved to re-refer **HB 455** to the Attache Party Committee. President Ellsworth declared that motion out of order. Senator Mandeville then moved to re-refer **HB 455** from the Business, Labor and Economic Affairs Committee to the Local Government Committee. Without objection, so ordered.

ANNOUNCEMENT OF COMMITTEE MEETINGS

Committee meetings were announced by the committee chairs.

Senator Usher arose on a point of personal privilege.

Majority Leader Fitzpatrick moved the Senate adjourn until 1:00 p.m., 03/15/2023, the 51st legislative day. Motion carried.

Senate adjourned at 2:06 p.m.

MARILYN MILLER
Secretary of the Senate

JASON ELLSWORTH
President of the Senate