

**SENATE JOURNAL  
68TH LEGISLATURE  
SIXTY-FIFTH LEGISLATIVE DAY**

Helena, Montana  
March 31, 2023

Senate Chambers  
State Capitol

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

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

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

Correctly printed: **SB 122, SB 253, SB 506, SB 507, SB 510, SB 528, SB 530, SB 535, SB 538, SB 540, SB 544, SB 549, SB 550, SB 554, SB 557, SB 563, SR 65, HB 36, HB 188, HB 257, HB 270, HB 313, HB 377, HB 392, HB 422, HB 457, HB 458, HB 459, HB 497, HB 531, HB 557, HB 586, HB 593, HB 641, HB 675, HB 703, HJ 9.**

Correctly engrossed: **SB 14, SB 160, SB 442, SB 449, SB 511, SB 516, SB 522, SB 523, SB 531, SB 534, SB 543, SB 548.**

Transmitted to the House: **SB 47, SB 250, SB 402, HB 227, HB 292, HB 311, HB 367, HB 417, HB 426, HB 450, HB 505, HB 510, HB 513, HB 536.**

Signed by the Secretary of the Senate at 10:45 a.m., March 30, 2023: **SB 1, SB 5, SB 39, SB 48, SB 57, SB 69, SJ 7.**

Signed by the President at 10:25 a.m., March 31, 2023: **SB 1, SB 5, SB 39, SB 48, SB 57, SB 69, SJ 7.**

**REPORTS OF STANDING COMMITTEES**

**AGRICULTURE, LIVESTOCK AND IRRIGATION** (Lang, Chair) 03/30/2023  
**SB 561**, do pass.  
**HB 276**, be concurred in.

**BUSINESS, LABOR, AND ECONOMIC AFFAIRS** (Small, Chair) 03/30/2023  
**HB 72**, be concurred in.  
**HB 101**, be concurred in.  
**HB 154**, be concurred in.  
**HB 314**, be amended with [HB0314.002.001](#) and, as amended, be concurred in.  
**HB 371**, be concurred in.  
**HB 379**, be concurred in.  
**HB 427**, be concurred in.  
**HB 550**, be concurred in.  
**HB 578**, be concurred in.  
**HB 615**, be concurred in.  
**HB 758**, be amended with [HB0758.001.003](#) and, as amended, be concurred in.

**ENERGY AND TELECOMMUNICATIONS** (Sales, Chair) 03/30/2023  
**SR 59**, be adopted.  
**HB 284**, be amended with [HB0284.002.002](#) and, as amended, be concurred in.

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**FINANCE AND CLAIMS** (Esp, Chair) 03/31/2023

**SB 298**, do pass.  
**SB 334**, introduced bill, be amended with [SB0334.001.001](#) and, as amended, do pass.  
**SB 529**, do pass.  
**SB 549**, do pass.  
**SB 550**, do pass.  
**HB 81**, be concurred in.

**HIGHWAYS AND TRANSPORTATION** (Manzella, Chair) 03/30/2023

**SB 521**, introduced bill, be amended with [SB0521.001.001](#) and, as amended, do pass.  
**HB 622**, be amended with [HB0622.001.001](#) and, as amended, be concurred in.  
**HB 664**, be concurred in.  
**HB 764**, be amended with [HB0764.002.001](#) and, as amended, be concurred in.

**JUDICIARY** (Regier, Chair) 03/30/2023

**SB 272**, do pass.  
**SB 518**, do pass.  
**SB 524**, introduced bill, be amended with [SB0524.001.001](#) and, as amended, do pass.  
**SB 555**, do pass.  
**SB 559**, do pass.  
**HB 309**, be concurred in.  
**HB 361**, be concurred in.  
**HB 661**, be concurred in.  
**HB 689**, be amended with [HB0689.001.001](#) and, as amended, be concurred in.  
**HB 695**, be concurred in.  
**HB 721**, be concurred in.  
**HB 786**, be concurred in.

**STATE ADMINISTRATION** (Cuffe, Chair) 03/29/2023

**HB 63**, be amended with [HB0063.001.005](#) and, as amended, be concurred in.  
**HB 107**, be concurred in.  
**HB 190**, be concurred in.  
**HB 298**, be concurred in.  
**HB 306**, be concurred in.  
**HB 329**, be concurred in.  
**HB 335**, be concurred in.  
**HB 384**, be concurred in.  
**HB 712**, be concurred in.  
**HB 754**, be amended with [HB0754.001.001](#) and, as amended, be concurred in.

**MESSAGES FROM THE HOUSE OF REPRESENTATIVES**

House bills passed and transmitted to the Senate for concurrence: 03/30/2023

**HB 6**, introduced by M. Hopkins  
**HB 7**, introduced by M. Hopkins  
**HB 8**, introduced by M. Hopkins

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**HB 9**, introduced by M. Hopkins  
**HB 10**, introduced by M. Hopkins  
**HB 11**, introduced by J. Fitzpatrick  
**HB 152**, introduced by B. Mercer  
**HB 352**, introduced by B. Barker  
**HB 423**, introduced by A. Regier

**FIRST READING AND COMMITMENT OF BILLS**

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

**HB 6**, introduced by M. Hopkins, J. Fitzpatrick (by request of the Department of Natural Resources and Conservation), referred to Finance and Claims.  
**HB 7**, introduced by M. Hopkins, J. Fitzpatrick (by request of the Department of Natural Resources and Conservation), referred to Finance and Claims.  
**HB 8**, introduced by M. Hopkins, J. Fitzpatrick (by request of the Department of Natural Resources and Conservation), referred to Finance and Claims.  
**HB 9**, introduced by M. Hopkins (by request of the Office of Budget and Program Planning), referred to Finance and Claims.  
**HB 10**, introduced by M. Hopkins (by request of the Office of Budget and Program Planning), referred to Finance and Claims.  
**HB 11**, introduced by J. Fitzpatrick (by request of the Office of Budget and Program Planning), referred to Finance and Claims.  
**HB 152**, introduced by B. Mercer (by request of the Department of Labor and Industry), referred to Business, Labor, and Economic Affairs.  
**HB 352**, introduced by B. Barker, D. Salomon, J. Windy Boy, D. Zolnikov, J. Small, N. Duram, J. Dooling, J. Kassmier, B. Ler, L. Brewster, K. Zolnikov, B. Mitchell, L. Reksten, M. Bertoglio, M. Thane, M. Yakawich, T. Brockman, L. Deming, C. Sprunger, G. Nikolakakos, J. Bergstrom, P. Green, M. Romano, J. Karlen, B. Carter, referred to Education and Cultural Resources.  
**HB 423**, introduced by A. Regier, B. Usher, B. Ler, referred to Judiciary.

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

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

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

**SB 533** - Majority Leader Fitzpatrick moved consideration of **SB 533** be moved to the top of the board. Without objection, so ordered.

**SB 533** - Senator Noland moved **SB 533** do pass.

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**SB 533** - Senator Noland moved **SB 533**, second reading copy, be amended with [SB0533.001.001](#). Amendment **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Fox, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lenz, Manzella, McGillvray, Mr. President, Noland, Regier K, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Zolnikov.  
Total 29

Nays: Boldman, Dunwell, Ellis, Flowers, Friedel, Gross, Hayman, Kelker, Lang, Lynch, Mandeville, McClafferty, McKamey, Molnar, Morigeau, O'Brien, Olsen, Pope, Sales, Webber, Welborn.  
Total 21

Voted absentee: None.  
Total 0

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**SB 533**, as amended, passed 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, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.  
Total 48

Nays: Manzella, O'Brien.  
Total 2

Voted absentee: None.  
Total 0

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

Senator Noland excused at this time.

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**HB 641** - Senator Morigeau moved **HB 641** be concurred in. Motion carried as follows:

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

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

Total 45

Nays: Emrich, Gillespie, Lynch, Molnar, Trebas.

Total 5

Voted absentee: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**SB 536** - Senator Hertz moved **SB 536** do pass. Motion carried as follows:

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

Total 27

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

Total 23

Voted absentee: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**SR 64** - Senator Lang moved the nominations transmitted by the Governor be concurred in and confirmed by the Senate in accordance with **SR 64**. 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,

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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 560** - Senator Emrich moved **HB 560** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Ellis, Emrich, Esp, Fitzpatrick, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Regier K, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.  
Total 41

Nays: Dunwell, Flowers, Lynch, McClafferty, O'Brien, Olsen, Pope, Sales, Webber.  
Total 9

Voted absentee: None.  
Total 0

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**HB 639** - Senator Brown moved **HB 639** 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

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Voted absentee: None.  
Total 0

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**HB 777** - Senator Small moved **HB 777** be concurred in. Motion carried as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.  
Total 46

Nays: Beard, Esp, Manzella, Olsen.  
Total 4

Voted absentee: None.  
Total 0

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**HB 158** - Senator McKamey moved **HB 158** 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

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Absent or not voting: None.  
Total 0

**HB 159** - Senator Welborn moved **HB 159** 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, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.  
Total 49

Nays: Olsen.  
Total 1

Voted absentee: None.  
Total 0

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**HB 388** - Senator Bartel moved **HB 388** 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

**HB 418** - Senator Lang moved **HB 418** 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,



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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 738** - Senator Welborn moved **HB 738** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, 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 49

Nays: Emrich.  
Total 1

Voted absentee: None.  
Total 0

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**HB 767** - Senator O'Brien moved **HB 767** 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

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Voted absentee: None.  
Total 0

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**HB 91** - Senator Small moved **HB 91** be concurred in. Motion carried as follows:

Yeas: Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Hertz, Kelker, Lynch, Mandeville, McClafferty, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Vance, Vermeire, Webber, Zolnikov.  
Total 33

Nays: Bartel, Beard, Brown, Emrich, Esp, Fuller, Glimm, Hinebauch, Lang, Lenz, Manzella, McGillvray, Noland, Regier K, Trebas, Usher, Welborn.  
Total 17

Voted absentee: None.  
Total 0

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**HB 809** - Senator Dunwell moved **HB 809** 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

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Absent or not voting: None.  
Total 0

**HB 584** - Senator Trebas moved **HB 584** be concurred in.

**HB 584** - Senator Olsen moved **HB 584**, second reading copy, be amended with [HB0584.002.002](#). Amendment **not adopted** as follows:

Yeas: Boldman, Cuffe, Dunwell, Ellis, Flowers, Fox, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Small, Webber.  
Total 16

Nays: Bartel, Beard, Bogner, Brown, Curdy, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Regier K, Sales, Salomon, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.  
Total 33

Voted absentee: None.  
Total 0

Excused: Noland.  
Total 1

Absent or not voting: None.  
Total 0

**HB 584** - Thereupon, the Senate reverted to the original motion of Senator Trebas 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, Molnar, Morigeau, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.  
Total 35

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, O'Brien, Olsen, Pope, Webber.  
Total 15

Voted absentee: None.  
Total 0

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

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**HB 425** - Senator Gross moved **HB 425** 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

**HB 264** - Senator McKamey moved **HB 264** be concurred in. Motion carried as follows:

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

Nays: Esp, Lang, Welborn.  
Total 3

Voted absentee: None.  
Total 0

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**HB 663** - Senator Fox moved **HB 663** be concurred in. Motion carried as follows:

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

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

Total 49

Nays: Esp.

Total 1

Voted absentee: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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

Yeas: Beard, Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gillespie, Gross, Hayman, Kelker, Lynch, McClafferty, McKamey, Molnar, Morigeau, O'Brien, Olsen, Pope, Sales, Small, Tempel, Usher, Vance, Webber, Zolnikov.

Total 26

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

Total 24

Voted absentee: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**HJ 14** - Senator Cuffe moved **HJ 14** 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

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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.

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

Yeas: Bartel, Beard, 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, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.  
Total 48

Nays: None.  
Total 0

Voted absentee: None.  
Total 0

Excused: Bogner, Noland.  
Total 2

Absent or not voting: None.  
Total 0

**THIRD READING OF BILLS**

**HB 188**, concurred in as follows:

Yeas: Bartel, Beard, 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 49

Nays: None.  
Total 0

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Voted absentee: None.  
Total 0

Excused: Bogner.  
Total 1

Absent or not voting: None.  
Total 0

**HB 457**, concurred in as follows:

Yeas: Bartel, Beard, 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 49

Nays: None.  
Total 0

Voted absentee: None.  
Total 0

Excused: Bogner.  
Total 1

Absent or not voting: None.  
Total 0

**HB 313**, concurred in as follows:

Yeas: Bartel, Beard, Brown, Cuffe, Dunwell, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.  
Total 36

Nays: Boldman, Curdy, Ellis, Flowers, Fox, Hayman, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.  
Total 13

Voted absentee: None.  
Total 0

Excused: Bogner.  
Total 1

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Absent or not voting: None.  
Total 0

**HB 392**, concurred in as follows:

Yeas: Bartel, Beard, 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 49

Nays: None.  
Total 0

Voted absentee: None.  
Total 0

Excused: Bogner.  
Total 1

Absent or not voting: None.  
Total 0

**HB 458**, concurred in as follows:

Yeas: Bartel, Beard, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, 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 48

Nays: Esp.  
Total 1

Voted absentee: None.  
Total 0

Excused: Bogner.  
Total 1

Absent or not voting: None.  
Total 0



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**HB 459**, concurred in as follows:

Yeas: Bartel, Beard, 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 49

Nays: None.  
Total 0

Voted absentee: None.  
Total 0

Excused: Bogner.  
Total 1

Absent or not voting: None.  
Total 0

**HB 497**, concurred in as follows:

Yeas: Bartel, Beard, 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 49

Nays: None.  
Total 0

Voted absentee: None.  
Total 0

Excused: Bogner.  
Total 1

Absent or not voting: None.  
Total 0

**HB 531**, concurred in as follows:

Yeas: Bartel, Beard, 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,

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

Total 49

Nays: None.

Total 0

Voted absentee: None.

Total 0

Excused: Bogner.

Total 1

Absent or not voting: None.

Total 0

**HB 586**, concurred in as follows:

Yeas: Bartel, Beard, 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 49

Nays: None.

Total 0

Voted absentee: None.

Total 0

Excused: Bogner.

Total 1

Absent or not voting: None.

Total 0

**HB 593**, concurred in as follows:

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

Total 46

Nays: Glimm, Mandeville, Salomon.

Total 3

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Voted absentee: None.  
Total 0

Excused: Bogner.  
Total 1

Absent or not voting: None.  
Total 0

**HJ 9**, concurred in as follows:

Yeas: Bartel, Beard, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, 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 48

Nays: Gross.  
Total 1

Voted absentee: None.  
Total 0

Excused: Bogner.  
Total 1

Absent or not voting: None.  
Total 0

**MOTIONS**

Majority Leader Fitzpatrick moved to re-refer **SB 533**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved to re-refer **HB 91**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

Senator O'Brien moved that **SB 15** be taken from the Taxation Committee and placed on second reading on Monday, April 3, 2023. Motion **failed** as follows:

Yeas: Boldman, Curdy, Dunwell, Ellis, Emrich, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, McKamey, Molnar, Morigeau, O'Brien, Olsen, Pope, Trebas, Welborn, Zolnikov.  
Total 21

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Nays: Bartel, Beard, Brown, Cuffe, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Regier K, Sales, Salomon, Small, Tempel, Usher, Vance, Vermeire, Mr. President.  
Total 26

Voted absentee: None.

Excused: Bogner, Noland, Webber.  
Total 3

Absent or not voting: None.  
Total 0

Senator Hayman moved that **SB 517** be taken from the Taxation Committee and placed on second reading on Monday, April 3, 2023. Motion **failed** as follows:

Yeas: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, Mandeville, McClafferty, McKamey, Molnar, Morigeau, O'Brien, Olsen, Pope, Webber, Welborn, Zolnikov.  
Total 21

Nays: Bartel, Beard, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Manzella, McGillvray, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Mr. President.  
Total 27

Voted absentee: None.

Excused: Bogner, Noland.  
Total 2

Absent or not voting: None.  
Total 0

Senator Dunwell moved that **SB 194** be taken from the Taxation Committee and placed on second reading on Monday, April 3, 2023. Motion **failed** as follows:

Yeas: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, McKamey, Molnar, Morigeau, O'Brien, Olsen, Pope, Webber, Zolnikov.  
Total 19

Nays: Bartel, Beard, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Mr. President.  
Total 29

Voted absentee: None.

Excused: Bogner, Noland.  
Total 2

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Absent or not voting: None.  
Total

Senator Emrich moved that **SB 449** be taken from the Finance and Claims Committee and placed on second reading on Monday, April 3, 2023. Motion **failed** as follows:

Yeas: Emrich, Hertz, Hinebauch, Lynch, Mandeville, Manzella, McKamey, Molnar, Salomon, Trebas, Zolnikov.  
Total 11

Nays: Bartel, Beard, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Kelker, Lang, Lenz, McClafferty, McGillvray, Morigeau, O'Brien, Olsen, Pope, Regier K, Sales, Small, Tempel, Usher, Vance, Vermeire, Webber, Welborn, Mr. President.  
Total 37

Voted absentee: None.

Excused: Bogner, Noland.  
Total 2

Absent or not voting: None.  
Total 0

**ANNOUNCEMENT OF COMMITTEE MEETINGS**

Committee meetings were announced by the committee chairs.

Senator Small thanked the Pages for their service this week.

Majority Leader Fitzpatrick moved the Senate adjourn until 10:00 a.m., 04/03/2023, the 66th legislative day. Motion carried.

Senate adjourned at 3:25 p.m.

MARILYN MILLER  
Secretary of the Senate

JASON ELLSWORTH  
President of the Senate