

**SENATE JOURNAL
68TH LEGISLATURE
SEVENTY-FOURTH LEGISLATIVE DAY**

Helena, Montana
April 14, 2023

Senate Chambers
State Capitol

Roll Call. All members present. Quorum present.

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

Correctly printed: **SR 70, SR 71, HB 33, HB 45, HB 115, HB 164, HB 215, HB 242, HB 262, HB 303, HB 305, HB 309, HB 346, HB 360, HB 394, HB 412, HB 422, HB 433, HB 435, HB 449, HB 477, HB 490, HB 499, HB 529, HB 534, HB 543, HB 544, HB 592, HB 674, HB 685, HB 693, HB 712, HB 731, HB 748, HB 828, HB 836, HB 845, HB 855, HB 862, HB 947.**

Correctly engrossed: **HB 35, HB 62, HB 118, HB 198, HB 234, HB 241, HB 243, HB 333, HB 364, HB 403, HB 455, HB 482, HB 539, HB 889.**

Examined by the sponsor and found to be correct: **SB 23, SB 55, SB 64, SB 65, SB 68, SB 84, SB 88, SB 105, SB 107, SB 113, SB 128, SB 131, SB 138, SB 142, SB 158, SB 162.**

Transmitted to the House: **HB 19, HB 114, HB 287, HB 314, HB 338, HB 358, HB 374, HB 408, HB 439, HB 456, HB 461, HB 465, HB 489, HB 500, HB 504, HB 519, HB 545, HB 583, HB 603, HB 640, HB 679, HB 729, HB 750, HB 802.**

Correctly enrolled: **SB 23, SB 55, SB 64, SB 65, SB 68, SB 84, SB 88, SB 105, SB 107, SB 113, SB 128, SB 131, SB 138, SB 142, SB 158, SB 162**

REPORTS OF STANDING COMMITTEES

Agriculture, Livestock and Irrigation (Lang, Chair) 04/13/2023
HB 487, be amended with [HB0487.002.001](#) and, as amended, be concurred in.

Business, Labor, and Economic Affairs (Small, Chair) 04/13/2023
HB 652, be amended with [HB0652.001.003](#) and, as amended, be concurred in.

Finance and Claims (Esp, Chair) 04/13/2023
HB 10, be amended with [HB0010.002.007](#) and, as amended, be concurred in.
HB 29, be concurred in.
HB 91, be amended with [HB0091.003.002](#) and, as amended, be concurred in.
HB 174, be concurred in.
HB 189, be concurred in.
HB 217, be concurred in.
HB 225, be concurred in.
HB 244, be concurred in.
HB 245, be concurred in.
HB 297, be concurred in.
HB 377, be concurred in.
HB 396, be concurred in.
HB 597, be amended with [HB0597.002.001](#) and, as amended, be concurred in.
HB 707, be amended with [HB0707.001.001](#) and, as amended, be concurred in.

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Judiciary (Regier, Chair)

04/13/2023

HB 359, be amended with [HB0359.002.006](#) and, as amended, be concurred in.
HB 479, be concurred in.
HB 517, be concurred in.
HB 551, be concurred in.
HB 886, be concurred in.
HB 915, be concurred in.
HB 937, be concurred in.
HB 941, be amended with [HB0941.002.002](#) and, as amended, be concurred in.
HB 968, be concurred in.
HB 460, be concurred in.
HB 520, be amended with [HB0520.001.003](#) and, as amended, be concurred in.
HB 561, be amended with [HB0561.002.001](#) and, as amended, be concurred in.
HB 656, be concurred in.

Without objection, the committee reports were adopted.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

Senate Bills concurred in and returned to the Senate:

04/13/2023

SB 10, introduced by S. O'Brien
SB 16, introduced by G. Hertz
SB 32, introduced by M. Cuffe
SB 33, introduced by M. Cuffe
SB 60, introduced by R. Tempel
SB 143, introduced by J. Esp
SB 150, introduced by D. Lenz
SB 154, introduced by K. Regier
SB 208, introduced by J. Small
SB 228, introduced by J. Small
SB 275, introduced by F. Mandeville
SB 281, introduced by P. Flowers
SB 284, introduced by C. Glimm
SB 301, introduced by G. Hertz
SB 308, introduced by K. Bogner
SB 314, introduced by S. Fitzpatrick
SB 330, introduced by G. Hertz
SB 338, introduced by M. Cuffe
SB 339, introduced by K. Bogner
SB 340, introduced by J. Small

Senate Bills concurred in and returned to the Senate:

04/13/2023

SB 344, introduced by B. Usher
SB 354, introduced by B. Brown
SB 358, introduced by G. Hertz
SB 377, introduced by S. Fitzpatrick
SB 378, introduced by S. Fitzpatrick

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SB 391, introduced by B. Usher
SB 396, introduced by K. Bogner
SB 406, introduced by J. Trebas
SB 411, introduced by B. Usher
SB 414, introduced by J. Ellsworth
SB 416, introduced by J. Ellis
SB 422, introduced by K. Bogner
SB 423, introduced by K. Bogner
SB 426, introduced by J. Small
SB 430, introduced by S. Fitzpatrick
SB 432, introduced by T. Manzella
SB 444, introduced by J. Small
SB 451, introduced by J. Small
SB 452, introduced by B. Usher
SB 464, introduced by J. Trebas

Senate Bills concurred in and returned to the Senate:

04/13/2023

SB 480, introduced by M. Dunwell
SB 483, introduced by C. Pope
SB 492, introduced by S. Fitzpatrick

Senate Joint Resolutions concurred in and returned to the Senate:

04/13/2023

SJ 5, introduced by B. Brown
SJ 6, introduced by S. Webber
SJ 10, introduced by M. Cuffe

Senate bills concurred in as amended and returned to the Senate for concurrence in House amendments: 04/13/2023

SB 19, introduced by K. Regier
SB 51, introduced by S. Fitzpatrick
SB 216, introduced by S. Fitzpatrick
SB 245, introduced by D. Zolnikov
SB 280, introduced by M. Lang
SB 295, introduced by B. Gillespie
SB 322, introduced by S. Fitzpatrick
SB 323, introduced by J. Trebas
SB 327, introduced by C. Glimm
SB 331, introduced by G. Hertz
SB 380, introduced by J. Small
SB 382, introduced by F. Mandeville
SB 393, introduced by S. Fitzpatrick
SB 407, introduced by S. Morigeau
SB 424, introduced by F. Mandeville
SB 425, introduced by J. Small
SB 445, introduced by K. Bogner
SB 498, introduced by S. Morigeau
SB 499, introduced by T. McGillvray

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Senate Bill not concurred in and returned to the Senate:	03/23/2023
SB 30 , introduced by W. McKamey	
Senate bill not concurred in and returned to the Senate:	04/05/2023
SB 255 , introduced by C. Pope	
Senate bill not concurred in and returned to the Senate:	04/06/2023
SB 172 , introduced by C. Friedel	
Senate bills not concurred in and returned to the Senate:	04/12/2023
SB 268 , introduced by G. Hertz SB 459 , introduced by R. Lynch	
Senate joint resolution not concurred in and returned to the Senate:	04/12/2023
SJ 15 , introduced by T. McGillvray	

FIRST READING AND COMMITMENT OF BILLS

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

SJ 23, introduced by M. Dunwell, E. Boldman, J. Ellis, P. Flowers, D. Hayman, R. Lynch, E. McClafferty, W. McKamey, S. O'Brien, A. Olsen, C. Pope, S. Webber, referred to Public Health, Welfare and Safety.

**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:

HB 761 – Majority Leader Fitzpatrick moved consideration of HB 761 be passed for the day. Without objection, so ordered.

HB 322 – Majority Leader Fitzpatrick moved consideration of HB 322 be passed for the day. Without objection, so ordered.

HB 680 - Majority Leader Fitzpatrick moved consideration of **HB 680** be moved to the top of the agenda. Without objection, so ordered.

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HB 398 - Majority Leader Fitzpatrick moved consideration of **HB 398** be moved to the top of the agenda. Without objection, so ordered.

HB 680 - Senator Friedel moved **HB 680** 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, 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 398 - Senator Emrich moved **HB 398** be concurred in. Motion carried as follows:

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

Total 32

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

Total 18

Voted absentee: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Majority Leader Fitzpatrick moved the committee **rise, report progress, and beg leave to sit again**. Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.

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

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, McClafferty, McGillvray, McKamey, Molnar, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn.
Total 40

Nays: Dunwell, Ellis, Hayman, Lynch, Mandeville, Morigeau, Olsen, Webber, Zolnikov.
Total 9

Voted absentee: None.
Total 0

Excused: Manzella.
Total 1

Absent or not voting: None.
Total 0

THIRD READING OF BILLS

SB 74, as amended by the House, 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, 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

SB 106, as amended by the House, 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,

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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

SJR 18, as amended by the House, 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, 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 115, concurred in as follows:

Yeas: Bartel, Beard, Boldman, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 43

Nays: Bogner, Dunwell, Ellis, Kelker, Lynch, McClafferty, Olsen.
Total 7

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Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 242, concurred in as follows:

Yeas: Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lenz, Lynch, Mandeville, Manzella, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 40

Nays: Bartel, Ellis, Emrich, Esp, Fuller, Hinebauch, Lang, McClafferty, Olsen, Tempel.
Total 10

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 303, 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, Small, Tempel, Trebas, Usher, Vance, Zolnikov.
Total 31

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Salomon, Vermeire, Webber, Welborn.
Total 19

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

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HB 305, concurred in as follows:

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

Total 38

Nays: Emrich, Esp, Fuller, Glimm, Hinebauch, Lang, Lenz, McGillvray, Noland, Regier K, Tempel, Usher.

Total 12

Voted absentee: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 309, 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, Salomon, Small, Trebas, Usher, Vance, Vermeire, Zolnikov.

Total 31

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

Total 19

Voted absentee: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 422, 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

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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 477, concurred in as follows:

Yeas: Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Hertz, Kelker, Lang, Lynch, Mandeville, McGillvray,

McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Small, Tempel, Trebas, Vance, Vermeire, Webber, Zolnikov.

Total 37

Nays: Bartel, Emrich, Esp, Glimm, Hinebauch, Lenz, Manzella, McClafferty, Noland, Regier K, Salomon, Usher, Welborn.

Total 13

Voted absentee: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 490, concurred in as follows:

Yeas: Bartel, Boldman, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Kelker, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Vermeire, Webber, Welborn, Zolnikov.

Total 33

Nays: Beard, Bogner, Brown, Emrich, Esp, Glimm, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Molnar, Olsen, Usher, Vance.

Total 17

Voted absentee: None.

Total 0

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Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 499, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Hertz, Kelker, Lenz, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Vance, Vermeire, Webber, Zolnikov.
Total 38

Nays: Emrich, Esp, Fitzpatrick, Fuller, Glimm, Hinebauch, Lang, Manzella, Noland, Regier K, Usher, Welborn.
Total 12

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 529, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Zolnikov.
Total 41

Nays: Dunwell, Esp, Gross, Hayman, Lynch, McClafferty, Olsen, Salomon, Welborn.
Total 9

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

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HB 543, 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, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.

Total 33

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

Total 17

Voted absentee: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 674, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, 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 45

Nays: Dunwell, Ellis, Gross, Hayman, Olsen.

Total 5

Voted absentee: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 693, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, 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 48

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Nays: Dunwell, Olsen.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 712, 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

MOTIONS

Majority Leader Fitzpatrick moved to re-refer **HB 680** heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved to re-refer **HB 398**, heard under second reading this date, to the Finance and Claims committee. Without objection, so ordered.

ANNOUNCEMENT OF COMMITTEE MEETINGS

Committee meetings were announced by the committee chairs.

Majority Leader Fitzpatrick moved the Senate stand in recess until 5:30 p.m., this date. Without objection so ordered.

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Senate recessed at 3:12 p.m.

Senate reconvened at 5:38 p.m. President Ellsworth presiding.

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 Bogner in the chair.

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

HB 329 - Senator Ellis moved **HB 329** be concurred in. Motion **failed** as follows:

Yeas: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lenz, Lynch, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Trebas, Webber.

Total 22

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

Total 28

Voted absentee: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 329 - Majority Leader Fitzpatrick moved **HB 329** be **indefinitely postponed**. Motion carried as follows:

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

Total 31

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

Total 18

Voted absentee: None.

Total 0

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Excused: Manzella.
Total 1

Absent or not voting: None.
Total 0

HB 676 - Senator Regier moved **HB 676** be concurred in.

HB 676 - Senator Regier moved **HB 676**, second reading copy, be amended with [HB0676.002.001](#). Amendment **adopted** as follows:

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

Nays: Boldman, Dunwell, Emrich, Flowers, Fox, Gross, Hayman, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope.
Total 13

Voted absentee: None.
Total 0

Excused: Manzella.
Total 1

Absent or not voting: None.
Total 0

HB 676, as amended, 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, Mr. President, Noland, Regier K, Sales, Small, Tempel, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 32

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Salomon, Webber, Welborn.
Total 18

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

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HB 164 - Senator Small moved **HB 164** be concurred in.

HB 164 - Senator Small moved **HB 164**, second reading copy, be amended with [HB0164.002.003](#). Amendment **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, Lenz, Lynch, Mandeville, 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: Lang.

Total 1

Voted absentee: None.

Total 0

Excused: Manzella.

Total 1

Absent or not voting: None.

Total 0

HB 164, as amended, passed as follows:

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

Total 43

Nays: Emrich, Hinebauch, Lang, Lenz, McGillvray, Regier K, Tempel.

Total 7

Voted absentee: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 631 - Senator Usher moved **HB 631** 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, McClafferty, McGillvray, McKamey,

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Molnar, Morigeau, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.

Total 36

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

Total 14

Voted absentee: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 590 - Senator W. Sales moved **HB 590** be concurred in. Motion carried as follows:

Yeas: Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Hertz, Kelker, Lynch, McClafferty, McGillvray, McKamey,

Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Vermeire, Webber, Welborn, Zolnikov.

Total 35

Nays: Bartel, Beard, Brown, Emrich, Glimm, Hinebauch, Lang, Lenz, Mandeville, Manzella, Noland, Regier K, Trebas, Usher, Vance.

Total 15

Voted absentee: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 591 - Majority Leader Fitzpatrick moved **HB 591** 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

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Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 668 - Senator Gillespie moved **HB 668** be concurred in. Motion carried as follows:

Yeas: Bogner, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Kelker, Mandeville, Manzella, McKamey, Molnar, Mr. President, Noland, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vermeire, Welborn.
Total 32

Nays: Bartel, Beard, Boldman, Emrich, Flowers, Hayman, Hinebauch, Lang, Lenz, Lynch, McClafferty, McGillvray, Morigeau, O'Brien, Olsen, Vance, Webber, Zolnikov.
Total 18

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 783 – Senator Curdy moved **HB 783** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hertz, Kelker, Mandeville, Manzella, McClafferty, McKamey, Molnar, Morigeau, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov, Mr. President.
Total 40

Nays: Emrich, Glimm, Hayman, Hinebauch, Lang, Lenz, Lynch, McGillvray, Noland, Tempel.
Total 10

Voted absentee: Esp, Manzella, Aye.

Excused: Esp, Manzella.
Total 2

Absent or not voting: None.
Total 0

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HB 423 - Senator Usher moved **HB 423** 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, 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 452 - Senator Olsen moved **HB 452** 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 697 - Senator Usher moved **HB 697** 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, 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

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Nays: Hayman.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 488 - Senator Friedel moved **HB 488** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, 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 33

Nays: Bogner, Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 17

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 218 - Senator Usher moved **HB 218** be concurred in.

HB 218 - Senator Usher moved **HB 218**, second reading copy, be amended with [HB0218.003.001](#). Amendment adopted as follows:

Yeas: Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Kelker, Lynch, Mandeville, McClafferty, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Salomon, Small, Trebas, Usher, Vermeire, Webber, Welborn, Zolnikov.
Total 33

Nays: Bartel, Beard, Brown, Esp, Fuller, Glimm, Hertz, Hinebauch, Lang, Lenz, McGillvray, Molnar, Regier K, Sales, Tempel, Vance.
Total 16

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Voted absentee: None.
Total 0

Excused: Manzella.
Total 1

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise and beg leave to sit again**. Motion carried.
Committee arose. Senate resumed, President Ellsworth presiding.

REPORTS OF STANDING COMMITTEES

Business, Labor, and Economic Affairs (Small, Chair) 04/14/2023

HB 229, be amended with [HB0229.002.004](#) and, as amended, be concurred in.

Energy and Telecommunications (Sales, Chair) 04/13/2023

HB 220, be concurred in.

HB 804, be amended with [HB0804.001.004](#) and, as amended, be concurred in.

Highways and Transportation (Manzella, Chair) 04/13/2023

HB 902, be concurred in.

Local Government (Friedel, Chair) 04/14/2023

HB 304, be amended with [HB0304.002.001](#) and, as amended, be concurred in.

HB 339, be amended with [HB0339.002.001](#) and, as amended, be concurred in.

HB 724, be concurred in.

State Administration (Cuffe, Chair) 04/14/2023

HB 402, be concurred in.

HB 580, be amended with [HB0580.002.001](#) and, as amended, be concurred in.

Without objection, the committee reports were adopted.

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MOTIONS

Senator Small moved that **HB 486** be taken from the Highways and Transportation Committee and brought before the Committee of the Whole the next legislative day. Motion carried as follows:

Yeas: Bogner, Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Friedel, Gross, Hayman, Kelker, Lynch, McClafferty, McKamey, Molnar, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Small, Trebas, Vermeire, Webber, Zolnikov, Mr. President.
Total 27

Nays: Bartel, Beard, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, McGillvray, Noland, Regier K, Tempel, Usher, Vance, Welborn.
Total 22

Voted absentee: None.

Excused: Manzella.
Total 1

Absent or not voting: None.
Total 0

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

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

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

HB 317 – Senator Small moved HB 317 be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Hertz, Kelker, Lenz, Lynch, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Small, Vance, Vermeire, Webber, Welborn, Zolnikov, Mr. President.
Total 38

Nays: Emrich, Esp, Fuller, Glimm, Hinebauch, Lang, Mandeville, Noland, Regier K, Tempel, Trebas, Usher.
Total 12

Voted absentee: Manzella, Olsen, Aye.
Total 2

Excused: Manzella, Olsen.
Total 2

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Absent or not voting: None.
Total 0

HB 614 - Senator Regier moved **HB 614** be concurred in.

HB 614 - Senator Boldman moved **HB 614**, second reading copy, be amended with [HB0614.003.002](#).

Amendment adopted as follows:

Yeas: Bartel, Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Kelker, Lang, Lynch, McClafferty, McKamey, Molnar, Morigeau, O'Brien, Pope, Sales, Tempel, Trebas, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 32

Nays: Beard, Brown, Fitzpatrick, Fuller, Glimm, Hertz, Hinebauch, Lenz, Mandeville, McGillvray, Mr. President, Noland, Regier K, Salomon, Usher.
Total 15

Voted absentee: None.
Total 0

Excused: Manzella, Olsen, Small.
Total 3

Absent or not voting: None.
Total 0

HB 614, as amended, passed as follows:
Yeas: Bartel, Beard, Bogner, Brown, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Mr. President, Noland, Regier K, Sales, Salomon, Small, Usher, Vance, Vermeire.
Total 28

Nays: Boldman, Cuffe, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Pope, Tempel, Trebas, Webber, Welborn, Zolnikov.
Total 22

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

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HB 32 - Senator Vermeire moved **HB 32** 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, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.

Total 48

Nays: Tempel, Trebas.

Total 2

Voted absentee: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 523 - Senator Curdy moved **HB 523** 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, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.

Total 48

Nays: Hinebauch, Trebas.

Total 2

Voted absentee: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

President Ellsworth assumed the chair.

HB 612 - Senator Vermeire moved **HB 612** be concurred in. Motion carried as follows:

Yeas: Bogner, Boldman, Brown, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Hertz, Kelker, Lenz, Lynch, Manzella, McClafferty, McKamey, Molnar,

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Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Small, Tempel, Usher, Vermeire, Webber, Zolnikov.

Total 35

Nays: Bartel, Beard, Cuffe, Emrich, Esp, Fuller, Glimm, Hinebauch, Lang, Mandeville, McGillvray, Salomon, Trebas, Vance, Welborn.

Total 15

Voted absentee: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 691 - Senator Vermeire moved **HB 691** 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, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.

Total 49

Nays: Trebas.

Total 1

Voted absentee: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 702 - Senator Curdy moved **HB 702** 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, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.

Total 48

Nays: Emrich, Trebas.

Total 2

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Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 800 - Senator Friedel moved **HB 800** be concurred in. Motion carried as follows:

Yeas: Bartel, 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 49

Nays: Beard.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 775 - Senator Curdy moved **HB 775** be concurred in. Motion carried as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Small, Tempel, Usher, Vermeire, Webber, Welborn, Zolnikov.
Total 43

Nays: Beard, Esp, Glimm, Molnar, Salomon, Trebas, Vance.
Total 7

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

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HB 743 - Senator Regier moved **HB 743** 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, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Usher, Vermeire, Webber, Zolnikov.

Total 46

Nays: Esp, Trebas, Vance, Welborn.

Total 4

Voted absentee: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Mr. Majority Leader 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, Hinebauch, Kelker, Lang, Lenz, Lynch, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Tempel, Usher, Vance, Vermeire.

Total 41

Nays: Mandeville, Trebas, Welborn, Zolnikov.

Total 4

Voted absentee: None.

Total 0

Excused: Hertz, Manzella, Olsen, Small, Webber.

Total 5

Absent or not voting: None.

Total 0

MOTIONS

Majority Leader Fitzpatrick moved to re-refer **HB 612**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

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Majority Leader Fitzpatrick moved to re-refer **HB 743**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved the Senate **suspend Senate rule S40-40(2)** and place bills heard under second reading this date on third reading this date. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Curdy, Emrich, Fitzpatrick, Flowers, Friedel, Fuller, Gillespie, Glimm, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, McGillvray, McKamey, Molnar, O'Brien, Regier K, Trebas, Usher, Vermeire, Welborn, Zolnikov, Mr. President.
Total 30

Nays: Boldman, Dunwell, Ellis, Esp, Fox, Gross, Hayman, McClafferty, Morigeau, Pope, Sales, Salomon, Tempel, Vance.
Total 14

Voted absentee: None.

Excused: Hertz, Manzella, Olsen, Small, Webber.
Total 5

Absent or not voting: Noland.
Total 1

REPORTS OF STANDING COMMITTEES

Education and Cultural Resources (Salomon, Chair) 04/14/2023

HB 332, be amended with [HB0332.003.001](#) and, as amended, be concurred in.

HB 382, be concurred in.

HB 587, be concurred in.

HB 588, be concurred in.

HB 749, be concurred in.

HB 949, be amended with [HB0949.002.001](#) and, as amended, be concurred in.

Finance and Claims (Esp, Chair) 04/14/2023

HB 16, be concurred in.

HB 190, be amended with [HB0190.003.002](#) and, as amended, be concurred in.

HB 791, be concurred in.

Natural Resources (Welborn, Chair) 04/14/2023

HB 576, be amended with [HB0576.001.006](#) and, as amended, be concurred in.

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State Administration (Cuffe, Chair)

04/14/2023

HB 196, be amended with [HB0196.002.005](#) and, as amended, be concurred in.

Without objection, the committee reports were adopted.

THIRD READING OF BILLS

HB 631, concurred in as follows:

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

Total 33

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, O'Brien, Pope.

Total 12

Voted absentee: None.

Total 0

Excused: Hertz, Olsen, Small, Webber.

Total 4

Absent or not voting: Noland.

Total 1

HB 590, concurred in as follows:

Yeas: Boldman, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Kelker, Lynch, McClafferty, McKamey, Molnar, Morigeau, O'Brien, Pope, Sales, Salomon, Tempel, Usher, Vermeire.

Total 26

Nays: Bartel, Beard, Bogner, Brown, Emrich, Esp, Glimm, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Mr. President, Regier K, Trebas, Vance, Welborn, Zolnikov.

Total 19

Voted absentee: None.

Total 0

Excused: Hertz, Olsen, Small, Webber.

Total 4

Absent or not voting: Noland.

Total 1

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HB 591, concurred in as follows:

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

Total 44

Nays: Emrich.

Total 1

Voted absentee: None.

Total 0

Excused: Hertz, Olsen, Small, Webber.

Total 4

Absent or not voting: Noland.

Total 1

HB 668, concurred in as follows:

Yeas: Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hinebauch, Kelker, Mandeville, Manzella, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Pope, Regier K, Sales, Salomon, Tempel, Trebas, Usher, Vermeire, Zolnikov.

Total 34

Nays: Bartel, Beard, Emrich, Hayman, Lang, Lenz, Lynch, McClafferty, McGillvray, Vance, Welborn.

Total 11

Voted absentee: None.

Total 0

Excused: Hertz, Olsen, Small, Webber.

Total 4

Absent or not voting: Noland.

Total 1

HB 783, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Kelker, Mandeville, Manzella, McClafferty, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Pope, Regier K, Sales, Salomon, Tempel, Trebas, Usher, Vance, Vermeire, Zolnikov.

Total 35

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Nays: Emrich, Esp, Glimm, Hayman, Hinebauch, Lang, Lenz, Lynch, McGillvray, Welborn.
Total 10

Voted absentee: None.
Total 0

Excused: Hertz, Olsen, Small, Webber.
Total 4

Absent or not voting: Noland.
Total 1

HB 680, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Regier K, Sales, Salomon, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 31

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Pope.
Total 14

Voted absentee: None.
Total 0

Excused: Hertz, Noland, Olsen, Small, Webber.
Total 5

Absent or not voting: None.
Total 0

HB 423, concurred in as follows:

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

Nays: Esp.
Total 1

Voted absentee: None.
Total 0

Excused: Hertz, Noland, Olsen, Small, Webber.
Total 5

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Absent or not voting: None.
Total 0

HB 452, 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, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Pope, Regier K, Sales, Salomon, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 45

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Hertz, Noland, Olsen, Small, Webber.
Total 5

Absent or not voting: None.
Total 0

HB 697, 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, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Pope, Regier K, Sales, Salomon, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 45

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Hertz, Noland, Olsen, Small, Webber.
Total 5

Absent or not voting: None.
Total 0

HB 488, concurred in as follows:

Yeas: Bartel, Beard, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President,

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Regier K, Sales, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 29

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

Voted absentee: None.
Total 0

Excused: Hertz, Noland, Olsen, Small, Webber.
Total 5

Absent or not voting: None.
Total 0

HB 317, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Kelker, Lenz, Lynch, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Pope, Sales, Salomon, Vance, Vermeire, Welborn, Zolnikov.
Total 33

Nays: Emrich, Esp, Fuller, Glimm, Hinebauch, Lang, Mandeville, Manzella, Regier K, Tempel, Trebas, Usher.
Total 12

Voted absentee: None.
Total 0

Excused: Hertz, Noland, Olsen, Small, Webber.
Total 5

Absent or not voting: None.
Total 0

HB 32, 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, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Pope, Regier K, Sales, Salomon, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 43

Nays: Tempel, Trebas.
Total 2

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Voted absentee: None.
Total 0

Excused: Hertz, Noland, Olsen, Small, Webber.
Total 5

Absent or not voting: None.
Total 0

HB 523, 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, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Pope, Regier K, Sales, Salomon, Tempel, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 44

Nays: Trebas.
Total 1

Voted absentee: None.
Total 0

Excused: Hertz, Noland, Olsen, Small, Webber.
Total 5

Absent or not voting: None.
Total 0

HB 691, 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, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Pope, Regier K, Sales, Salomon, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 45

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Hertz, Noland, Olsen, Small, Webber.
Total 5

Absent or not voting: None.
Total 0

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HB 702, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Pope, Regier K, Sales, Salomon, Tempel, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 43

Nays: Emrich, Trebas.
Total 2

Voted absentee: None.
Total 0

Excused: Hertz, Noland, Olsen, Small, Webber.
Total 5
Absent or not voting: None.
Total 0

HB 800, concurred in as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Pope, Regier K, Sales, Salomon, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 43

Nays: Beard, Esp.
Total 2

Voted absentee: None.
Total 0

Excused: Hertz, Noland, Olsen, Small, Webber.
Total 5

Absent or not voting: None.
Total 0

HB 775, concurred in as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, O'Brien, Pope, Regier K, Sales, Tempel, Usher, Vermeire, Welborn, Zolnikov.
Total 37

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Nays: Beard, Esp, Glimm, Hinebauch, Molnar, Salomon, Trebas, Vance.
Total 8

Voted absentee: None.
Total 0

Excused: Hertz, Noland, Olsen, Small, Webber.
Total 5

Absent or not voting: None.
Total 0

MOTIONS

Majority Leader Fitzpatrick moved the Senate reconsider its action on **HB 680**, placed on third reading in error. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hinebauch, Kelker, Lang, Lenz, Lynch, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Pope, Regier K, Sales, Salomon, Usher, Vance, Vermeire, Welborn.
Total 40

Nays: Emrich, Mandeville, Tempel, Trebas, Zolnikov.
Total 5

Voted absentee: None.
Total 0

Excused: Hertz, Noland, Olsen, Small, Webber.
Total 5

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the Senate reconsider its action on **HB 398**, placed on third reading in error. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hinebauch, Kelker, Lenz, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Pope, Regier K, Sales, Salomon, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 40

Nays: Boldman, Lang, Lynch, Mandeville, Tempel.
Total 5

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Voted absentee: None.
Total 0

Excused: Hertz, Noland, Olsen, Small, Webber.
Total 5

Absent or not voting: None.
Total 0

ANNOUNCEMENT OF COMMITTEE MEETINGS

Committee meetings were announced by the committee chairs.

Senator Bogner thanked the Pages for their service this week.
Majority Leader Fitzpatrick moved the Senate adjourn until 10:00 a.m., 04/17/2023, the 75th legislative day. Motion carried.

Senate adjourned at 7:45 p.m.

MARILYN MILLER
Secretary of the Senate

JASON ELLSWORTH
President of the Senate