

**SENATE JOURNAL
68TH LEGISLATURE
THIRTY-SECOND LEGISLATIVE DAY**

Helena, Montana
February 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 197, SB 216, SB 218, SB 229, SB 247, SB 252, SB 254, SB 260, SB 263, SB 265, SB 317, SB 318, SB 319, SB 320, SB 322, SB 323, SB 324, SR 49, HB 56, HB 65, HB 93, HB 94, HB 260.**

Correctly engrossed: **SB 22, SB 165, SB 169, SB 178, SB 210, SB 211, SB 222, SB 227, SB 236, SB 244, SB 270.**

Transmitted to the House: **SB 176, SB 187, SB 206, SB 221, SB 234, HB 50, HB 68, HB 69, HB 92, HB 142, HB 169, HB 175, HB 178, HB 183.**

Signed by the Secretary of the Senate at 2:20 p.m., February 10, 2023: **SR 34, SR 36, SR 37, SR 39, SR 41, SR 42.**

Signed by the President at 3:40 p.m., February 13, 2023: **SR 34, SR 36, SR 37, SR 39, SR 41, SR 42.**

Delivered to the Secretary of State at 12:08 p.m., February 14, 2023: **SR 34, SR 36, SR 37, SR 39, SR 41, SR 42.**

REPORTS OF STANDING COMMITTEES

FINANCE AND CLAIMS (Esp, Chair) 02/13/2023
SB 182, introduced bill, be amended with [SB0182.001.002](#) and, as amended, do pass.
HB 15, be concurred in.

LOCAL GOVERNMENT (Friedel, Chair) 02/13/2023
SB 262, do pass.

Without objection, committee reports were adopted.

MESSAGES FROM THE GOVERNOR

February 10, 2023

The Honorable Jason Ellsworth
Senate President
Montana State Senate
Helena, MT 59620

By Hand and Electronic Delivery

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Dear President Ellsworth:

In accordance with Montana Code Annotated §§ 5-5-301 and 5-5-302, I submit to you and the Montana Senate the following board appointments for confirmation.

Human Rights Commission

MCA § 2-15-1706

As required by MCA § 5-5-302, I am submitting to the Senate for confirmation the following persons who were appointed during the recess of the legislature:

- **Richard Bartos**, 1121 Choteau St., Helena, MT 59624, who was appointed to serve a term starting January 2, 2023, and through January 1, 2027. Mr. Bartos fulfills the qualifications as a public member. I support the confirmation of Mr. Bartos.
- **Brian Molina**, PO Box 266, Box Elder, MT 59521, who was appointed to serve a term starting January 2, 2023, and through January 1, 2027. Brian Molina fulfills the qualification as a public member. I support the confirmation of Mr. Molina.

I have included the appointees' resumes, biographies, or other qualification documentation for your consideration.

I have asked Hannah Slusser, my Boards and Appointments Director, to coordinate with your office and Legislative Services as these appointments move through the confirmation process. Ms. Slusser can be reached at 444-5665 or by email at Hannah.Slusser@mt.gov.

Thank you for your consideration and service.

Sincerely,

Greg Gianforte
GOVERNOR

February 13, 2023

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

Dear President Ellsworth:

On Friday, February 13, 2023, I signed the following bill:

Senate Bill 18 - Cuffe

The bill has been delivered to the Secretary of State's Office.

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Sincerely,

Greg Gianforte
Governor
February 13, 2023

The Honorable Jason Ellsworth
Senate President
Montana State Senate
Helena, MT 59620

By Hand and Electronic Delivery

Dear President Ellsworth:

In accordance with Montana Code Annotated §§ 5-5-301 and 5-5-302, I submit to you and the Montana Senate the following board appointments for confirmation.

Board of Oil and Gas Conservation
MCA § 2-15-3303

As required by MCA § 5-5-302, I am submitting to the Senate for confirmation the following persons who were appointed during the recess of the legislature:

- **Steven Durrett**, 2016 Grand Ave., Billings, MT 59102, who is appointed to serve a term starting February 13, 2023, and through January 1, 2027. Mr. Durrett fulfills the qualifications as a member from the oil and gas industry. I support the confirmation of Mr. Durrett.
- **Paul Gatzemeier**, 7256 Hwy 3, Billings, MT 59106, who is appointed to serve a term starting February 13, 2023, and through January 1, 2027. Mr. Gatzemeier fulfills the qualifications as a landowner residing in oil or gas producing county, not involved in the industry, with no mineral rights. I support the confirmation of Mr. Gatzemeier.
- **William Tietz**, PO Box 1697 Helena, MT 59624, is appointed to serve a term starting February 13, 2023, and through January 1, 2027, and fulfills the qualifications as an attorney. I support the confirmation of Mr. Tietz.

I have included the appointees' resumes, biographies, or other qualification documentation for your consideration.

I have asked Hannah Slusser, my Boards and Appointments Director, to coordinate with your office and Legislative Services as these appointments move through the confirmation process. Ms. Slusser can be reached at 444-5665 or by email at Hannah.Slusser@mt.gov.

Thank you for your consideration and service.

Sincerely,

Greg Gianforte
GOVERNOR

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

Senate bills concurred and returned to the Senate: 02/13/2023

SB 103, introduced by B. Beard
SB 191, introduced by S. Fitzpatrick

Senate bill concurred in as amended, and returned to the Senate for concurrence in House amendments: 02/13/2023

SB 91, introduced by D. Emrich

House bills passed and transmitted to the Senate for concurrence: 02/13/2023

HB 187, introduced by A. Buckley
HB 229, introduced by M. Hopkins
HB 246, introduced by S. Kerns
HB 293, introduced by R. Marshall
HB 296, introduced by K. Seekins-Crowe
HB 306, introduced by B. Mitchell
HB 320, introduced by N. Duram
HB 329, introduced by L. Smith
HB 365, introduced by S. Kerns

FIRST READING AND COMMITMENT OF BILLS

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

SB 325, introduced by C. Friedel, D. Zolnikov, referred to Judiciary.
SB 326, introduced by C. Friedel, referred to Judiciary.
SB 327, introduced by C. Glimm, referred to Local Government.
SB 328, introduced by D. Lenz, referred to Public Health, Welfare and Safety.
SB 329, introduced by D. Lenz, referred to Public Health, Welfare and Safety.
SB 330, introduced by G. Hertz, referred to Local Government.
SB 331, introduced by G. Hertz, referred to Local Government.
SB 332, introduced by G. Hertz, referred to Local Government.
SB 333, introduced by G. Hertz, referred to Judiciary.
SB 335, introduced by C. Friedel, D. Zolnikov, K. Bogner, referred to Local Government.

The following Senate bills were introduced and read first time:

SB 334, introduced by J. Esp.
SB 336, introduced by F. Mandeville.
SB 337, introduced by T. Manzella, K. Regier, C. Glimm, B. Brown, J. Hinkle, M. Noland, S. Hinebauch, B. Usher, J. Small, J. Fuller, B. Phalen, F. Nave, P. Fielder, J. Schillinger, D. Emrich.
SB 338, introduced by M. Cuffe.
SB 339, introduced by K. Bogner.

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The following Senate bill, previously introduced, was referred to committee:

SB 324, introduced by B. Brown, referred to Fish and Game.

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

HB 187, introduced by A. Buckley, S. Fitzpatrick, J. Gillette, referred to Business, Labor, and Economic Affairs.

HB 296, introduced by K. Seekins-Crowe, E. Buttrey, R. Fitzgerald, C. Knudsen, M. Bertoglio, J. Karlen, referred to Judiciary.

The following House bills were introduced and read first time:

HB 229, introduced by M. Hopkins, C. Friedel.

HB 246, introduced by S. Kerns, E. Buttrey, T. McGillvray, K. Regier, L. Jones, J. Cohenour, M. Lang, D. Zolnikov, J. Hinkle, F. Mandeville, M. Noland, D. Fern, R. Fitzgerald, F. Anderson, L. Sheldon-Galloway, J. Trebas, C. Knudsen, S. Vinton, T. Welch, S. Morigeau, J. Small, K. Bogner, J. Kassmier, B. Mercer, B. Ler, L. Brewster, K. Zolnikov, B. Mitchell, A. Regier, S. Gist, J. Schillinger, M. Stromswold, C. Hinkle, M. Bertoglio, G. Frazer, R. Marshall, C. Friedel, S. Essmann, T. Smith, R. Miner, G. Parry, G. Oblander, L. Deming, T. Falk, G. Nikolakakos, J. Bergstrom, G. Kmetz, P. Green, D. Baum, W. Rusk, J. Karlen, Z. Wirth.

HB 293, introduced by R. Marshall, E. Buttrey, S. Gunderson.

HB 306, introduced by B. Mitchell.

HB 320, introduced by N. Duram.

HB 329, introduced by L. Smith.

HB 365, introduced by S. Kerns.

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

HB 3, introduced by L. Jones (at the request of the Office of Budget and Program Planning), referred to Finance and Claims.

HB 167, introduced by J. Cohenour (at the request of the Legislative Council), referred to Legislative Administration.

SPECIAL ORDERS OF THE DAY

Majority Leader Fitzpatrick read a joint proclamation of the Montana Senate and the Montana House of Representatives recognizing the 2023 Montana Boys and Girls Club Youth of the Year.

A JOINT PROCLAMATION OF THE MONTANA LEGISLATURE

WHEREAS, There are Boys & Girls Clubs in 17 communities in the State of Montana providing services to over 13,000 youth each year, including Malmstrom Air Force Base and Native American Reservations; and

WHEREAS, Since opening doors in Billings on February 4, 1971 the Boys and Girls Clubs of Montana strive to enable all young people, especially those in the most need, to realize their full potential as productive, caring and responsible citizens; and

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WHEREAS, Since 1947, Youth of the Year has been Boys and Girls Clubs of America's premier recognition program, celebrating the achievements of club members. Each year one exceptional club member is selected to be the National Youth of the Year. The National Youth of the Year serves as both an exemplary ambassador for Boys and Girls Club youth, and as a strong voice for all our nation's young people; and

WHEREAS, Being named Youth of the Year is the highest honor a Boys and Girls Club member can receive. The journey to being named National Youth of the Year begins locally and progresses to the state, regional and national levels. To achieve the title of Youth of the Year on any level, club members must embody the values of leadership and service, academic excellence, and healthy lifestyles. They should exemplify the critical impact that Boys and Girls Clubs have on the lives of young people.

WHEREAS, It is fitting that our outstanding young people and the organizations that support them are recognized for making Montana a better place, so in this year of 2023, we honor the following young persons who have made an indelible impression on their communities. Our Montana Youths of the Year are:

Bayleigh Ruff, Boys & Girls Club of Yellowstone County
Braden Rolfe, Boys and Girls Club of the Flathead Reservation & Lake County
Sarah Faulk, Malmstrom Air Force Base Youth Program

THEREFORE, be it resolved that the Legislature of the State of Montana recognizes and commends the Boys and Girls Clubs of Montana and congratulates the young people who have been named Youth of the Year. We thank all the people involved who have contributed selflessly to their communities, served as role models, and committed themselves to doing more for our state. We extend to the awardees our best wishes for success and hope the Boys and Girls Clubs continue their fine work shaping the lives of Montanans.

SIGNED:

Jason Ellsworth
President of the Senate

Matt Regier
Speaker of the House

Steve Fitzpatrick
Senate Majority Leader

Sue Vinton
House Majority Leader

Pat Flowers
Senate Minority Leader

Kim Abbot
House Minority Leader

**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 Glimm in the chair.

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

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SB 117 - Senator Vance moved **SB 117** do pass.

SB 117 - Senator Cuffe moved **SB 117**, second reading copy, be amended with [SB0117.002.001](#).
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, 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 117, 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, 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

SB 217 - Senator Gillespie moved **SB 217** do pass. 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

SJ 9 - Senator Gillespie moved **SJ 9** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lynch, Mandeville, 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 45

Nays: Brown, Esp, Lenz, Manzella, Trebas.

Total 5

Voted absentee: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SR 11 - Senator Hertz moved the nomination transmitted by the Governor be concurred in and confirmed by the Senate in accordance with **SR 11**. 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

SR 25 - Senator McGillvray moved the nomination transmitted by the Governor be concurred in and confirmed by the Senate in accordance with **SR 25**. 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

SR 46 - Senator McGillvray moved the nominations transmitted by the Governor be concurred in and confirmed by the Senate in accordance with **SR 46**. 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

SR 48 - Senator McGillvray moved the nominations transmitted by the Governor be concurred in and confirmed by the Senate in accordance with **SR 48**. 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

SR 49 - Senator Cuffe moved the nomination transmitted by the Governor be concurred in and confirmed by the Senate in accordance with **SR 49**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, 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, Welborn, Zolnikov.
Total 47

Nays: Curdy, Gross, Webber.
Total 3

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

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HB 51 - Senator Welborn moved **HB 51** 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 85 – Senator Lang moved **HB 85** be concurred in.

HB 85 - Senator O'Brien moved **HB 85**, second reading copy, be amended with [HB0085.002.004](#). Amendment **not adopted** as follows:

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

Nays: Bartel, Beard, Bogner, Brown, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Mr. President, Noland, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Welborn.
Total 28

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 85 - 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, Molnar,

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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

SB 132 - Senator Beard moved **SB 132** do pass. 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, Kelker, Lang, Mandeville, Manzella, McClafferty, McKamey, Molnar, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.

Total 44

Nays: Esp, Hinebauch, Lenz, Lynch, McGillvray, Morigeau.

Total 6

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 Glimm 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

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Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

THIRD READING OF BILLS

SB 121 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, 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

Vote totals include a change of vote from Yes to No made this date by Senator Hayman under Order of Business 9, Motions.

SB 148 passed 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

SB 260 passed 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, 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 46

Nays: Dunwell, Ellis, Hayman, Olsen.
Total 4

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 265 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

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HB 56, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, 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, Vance, Vermeire, Webber, Welborn, Zolnikov.

Total 48

Nays: Glimm, Usher.

Total 2

Voted absentee: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 65, 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 93, 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

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Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 94, 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

Senator Webber moved that **SB 141** be taken from the Education and Cultural Resources Committee and brought before the Committee of the Whole the next legislative day. Motion **failed** as follows:

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

Nays: 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, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov, Mr. President.
Total 33

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Voted absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Senator Hayman moved to change her third reading vote this date on **SB 121** from Yes to No. Without objection, so ordered.

ANNOUNCEMENT OF COMMITTEE MEETINGS

Committee meetings were announced by the committee chairs.

Senator Cuffe arose on a point of personal privilege to commend Senator Vance for her work on **SB 117**.

Majority Leader Fitzpatrick moved the Senate adjourn until 1:00 p.m., 02/15/2023, the 33rd legislative day. Motion carried.

Senate adjourned at 2:15 p.m.

MARILYN MILLER
Secretary of the Senate

JASON ELLSWORTH
President of the Senate