

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

Helena, Montana  
April 13, 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: **HB 9, HB 11, HB 12, HB 19, HB 29, HB 114, HB 174, HB 314, HB 338, HB 358, HB 374, HB 396, HB 408, HB 439, HB 456, HB 461, HB 465, HB 489, HB 500, HB 504, HB 519, HB 545, HB 603, HB 640, HB 679, HB 729, HB 743, HB 750, HB 802, HB 922.**

Correctly engrossed: **HB 317, HB 322, HB 452, HB 697.**

Transmitted to the House: **HB 110, HB 135, HB 214, HB 282, HB 348, HB 366, HB 438, HB 440, HB 443, HB 446, HB 447, HB 470, HB 491, HB 566, HB 575, HB 625, HB 659, HB 660, HB 709, HB 754, HB 790, HJ 6.**

Signed by the Secretary of the Senate at 6:30 a.m., March 27, 2023: **SB 98, SB 111, SB 120.**

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.**

Signed by the Secretary of the Senate at 3:55 p.m., April 4, 2023: **SB 13, SB 21, SB 36, SB 43, SB 67.**

Signed by the Secretary of the Senate at 3:15 p.m., April 7, 2023: **SR 59, SR 65.**

Signed by the President at 9:00 a.m., March 29, 2023: **SB 98, SB 111, SB 120.**

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

Signed by the President at 4:45 p.m., April 5, 2023: **SB 13, SB 21, SB 36, SB 43, SB 67.**

Signed by the President at 10:40 a.m., April 12, 2023: **SR 59, SR 65.**

Signed by the Speaker at 2:00 p.m., April 07, 2023: **SB 13, SB 21, SB 36, SB 43, SB 67, SB 98, SB 111, SB 120.**

Signed by the Speaker at 10:00 a.m., April 12, 2023: **SB 1, SB 5, SB 39, SB 48, SB 57, SB 69.**

Delivered to the Secretary of State at 12:15 p.m., April 12, 2023: **SR 59, SR 65.**

Delivered to the Governor at 11:25 a.m., April 12, 2023: **SB 1, SB 5, SB 13, SB 21, SB 36, SB 39, SB 43, SB 48, SB 57, SB 67, SB 69, SB 98, SB 111, SB 120.**

**REPORTS OF STANDING COMMITTEES**

**BUSINESS, LABOR, AND ECONOMIC AFFAIRS** (Small, Chair)

04/13/2023

**HB 62**, be amended with [HB0062.003.001](#) and, as amended, be concurred in.

**HB 449**, be concurred in.

**HB 539**, be amended with [HB0539.002.001](#) and, as amended, be concurred in.

**HB 828**, be concurred in.

**HB 836**, be concurred in.

**HB 889**, be amended with [HB0889.002.002](#) and, as amended, be concurred in.

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<b>EDUCATION AND CULTURAL RESOURCES</b> (Salomon, Chair)	04/12/2023
HB 234, be amended with <a href="#">HB0234.002.001</a> and, as amended, be concurred in.	
HB 346, be concurred in.	
HB 394, be concurred in.	
HB 403, be amended with <a href="#">HB0403.001.001</a> and, as amended, be concurred in.	
HB 482, be amended with <a href="#">HB0482.001.001</a> and, as amended, be concurred in.	
<b>FINANCE AND CLAIMS</b> (Esp, Chair)	04/12/2023
HB 243, be amended with <a href="#">HB0243.004.007</a> and, as amended, be concurred in.	
HB 408, be concurred in.	
<b>LOCAL GOVERNMENT</b> (Friedel, Chair)	04/12/2023
HB 33, be concurred in.	
HB 35, be amended with <a href="#">HB0035.002.001</a> and, as amended, be concurred in.	
HB 118, be amended with <a href="#">HB0118.002.001</a> and, as amended, be concurred in.	
HB 198, be amended with <a href="#">HB0198.001.002</a> and, as amended, be concurred in.	
HB 215, be concurred in.	
HB 241, be amended with <a href="#">HB0241.001.001</a> and, as amended, be concurred in.	
HB 262, be concurred in.	
HB 364, be amended with <a href="#">HB0364.002.002</a> and, as amended, be concurred in.	
HB 433, be concurred in.	
HB 435, be concurred in.	
HB 455, be amended with <a href="#">HB0455.002.001</a> and, as amended, be concurred in.	
HB 534, be concurred in.	
HB 592, be concurred in.	
HB 685, be concurred in.	
HB 731, be concurred in.	
HB 748, be concurred in.	
<b>PUBLIC HEALTH, WELFARE AND SAFETY</b> (McGillvray, Chair)	04/12/2023
HB 45, be concurred in.	
HB 544, be concurred in.	
HB 862, be concurred in.	
<b>STATE ADMINISTRATION</b> (Cuffe, Chair)	04/12/2023
HB 360, be concurred in.	
HB 845, be concurred in.	
HB 855, be concurred in.	
HB 947, be concurred in.	

Without objection, the committee reports were adopted.

**REPORTS OF SELECT COMMITTEES**

**CONFERENCE COMMITTEE  
on Senate Amendments to House Bill 334  
Report No. 001, April 12, 2023**

Mr. President and Mr. Speaker:

We, your Conference Committee met and considered Senate amendments to **House Bill 334** (reference copy -- salmon) and recommend this Conference Committee report be adopted.

And, recommend that **House Bill 334** (reference copy -- salmon) be Rejected as Amended.

For the Senate:

Senator Salomon, Chair  
Senator O'Brien  
Senator Hertz

For the House:

Representative Bishop  
Representative Ler  
Representative A. Regier

**MESSAGES FROM THE GOVERNOR**

**March 14, 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 Crime Control**  
MCA § 2-15-2008

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:

- **Laurie Barron**, 1058 7<sup>th</sup> St W, Whitefish, MT 59937, who has been appointed to serve starting March 17, 2023, and through January 1, 2027. Ms. Barron fulfills the qualifications as an educator representative. I support the confirmation of Ms. Barron.
- **Eric Bryson**, 837 South California St., Helena, MT 59601, who has been appointed to serve a term starting March 17, 2023, and through January 1, 2027. Mr. Bryson fulfills the qualifications as a representative of Montana Association of Counties. I support the confirmation of Mr. Bryson.

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- **Richard Kirn**, PO Box 1267, Poplar, MT 59255, who has been appointed to serve a term starting March 17, 2023, and through January 1, 2027. Mr. Kirn fulfills the qualifications as a tribal government representative. I support the confirmation of Mr. Kirn.
- **Amanda Myers**, 119 1<sup>st</sup> Avenue North, Suite 300, Great Falls 59404, who has been appointed to serve a term starting March 17, 2023 and through January 1, 2027. Ms. Myer fulfills the qualification as a US Attorney's Office Representative. I support the confirmation of Ms. Meyers.
- **Beth McLaughlin**, 301 S. Park, Ste 328, Helena, MT 59620, who has been appointed to serve a term starting March 17, 2023, and through January 1, 2027. Ms. McLaughlin fulfills the qualifications as a judiciary representative. I support the confirmation of Ms. McLaughlin.
- **Kaydee Ruiz**, 315 4<sup>th</sup> St, Havrer, MT 59501, who has been appointed to serve a term starting March 17, 2023, and through January 1, 2027. Ms. Ruiz fulfills the qualifications as a judiciary representative. I support the confirmation of Ms. Ruiz.
- **Brett Schandelson**, 1836 Madera Drive, Missoula, MT 59802, who was appointed to serve a term starting March 17, 2023, and through January 1, 2027. Mr. Schandelson fulfills the qualification as a US Attorney's office representative. I support the confirmation of Mr. Schandelson.
- **Katie Weston**, 2615 4<sup>th</sup> Ave. South, Billings, MT 59101, who was appointed to serve a term starting March 17, 2023, and through January 5, 2025. Ms. Weston fulfills the qualification as a Judiciary Representative. I support the confirmation of Ms. Weston.

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](mailto:Hannah.Slusser@mt.gov).

Thank you for your consideration and service.

Sincerely,

Greg Gianforte  
GOVERNOR

**April 10, 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.

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**Board of Aeronautics**  
MCA § 2-15-2506

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:

- **Robert Bergeson**, PO Box 333, Seeley Lake, MT 59868, who was appointed on March 1, 2023, and whose term expires January 1, 2027. Mr. Bergeson fulfills the requirements as an interstate airline member. I support the confirmation of Mr. Bergeson.
- **Matthew Prinkki**, 1040 North 31<sup>st</sup> St., Billings, MT 59101, who was appointed on April 10, 2023, and whose term expires January 1, 2027. Mr. Prinkki fulfills the requirements as a member actively engaged in aviation education in this state.
- **Bill Lepper**, 6645 Farm to Market Road, Whitefish, MT 59937, who was appointed on March 1, 2023, and whose term expires January 1, 2027. Mr. Lepper fulfills the requirements as a fixed based operator. I support the confirmation of Mr. Lepper.
- **Tom Schoenleben**, 641 Willoughby Lane, Stevensville, MT 59870, who was appointed on March 1, 2023, and whose term expires January 1, 2027. Mr. Schoenleben fulfills the requirements as a public member. I support the confirmation of Mr. Schoenleben.

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](mailto:Hannah.Slusser@mt.gov).

Thank you for your consideration and service.

Sincerely,

Greg Gianforte  
GOVERNOR

**April 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.

**Coal Board**  
MCA § 2-15-1821

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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:

- **Sandra Jones**, P.O. Box 156, Roundup Montana 59072, is appointed to serve a term starting April 10, 2023, and through January 1, 2027. Ms. Jones fulfills the qualifications of District 2 - Public Administration. I support the confirmation of Ms. Jones.
- **Tim Schaff**, 924 5th Street West, Roundup Montana 59072, is appointed to serve a term starting April 10, 2023, and through January 1, 2027. Mr. Schaff fulfills the qualifications of District 2 - Expertise in Education. I support the confirmation of Mr. Schaff.
- **Sandra Tutvedt**, 1333 Church Dr, Kalispell Montana 59901, is appointed to serve a term starting April 10, 2023, and through January 1, 2027. Ms. Tutvedt fulfills the qualifications of District 2 - Public Administration. I support the confirmation of Ms. Tutvedt.

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](mailto:Hannah.Slusser@mt.gov).

Thank you for your consideration and service.

Sincerely,

Greg Gianforte  
GOVERNOR

**MESSAGES FROM THE HOUSE OF REPRESENTATIVES**

Senate bills concurred in and returned to the Senate:

04/12/2023

**SB 165**, introduced by B. Usher  
**SB 174**, introduced by W. McKamey  
**SB 178**, introduced by D. Zolnikov  
**SB 220**, introduced by C. Glimm  
**SB 236**, introduced by G. Hertz  
**SB 262**, introduced by D. Zolnikov  
**SB 269**, introduced by G. Hertz  
**SB 270**, introduced by K. Regier  
**SB 286**, introduced by S. Fitzpatrick  
**SB 309**, introduced by D. Bartel  
**SB 310**, introduced by J. Small  
**SB 313**, introduced by K. Regier  
**SB 324**, introduced by B. Brown  
**SB 356**, introduced by S. Hinebauch  
**SB 363**, introduced by B. Usher  
**SB 398**, introduced by B. Gillespie  
**SB 400**, introduced by J. Fuller

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Senate joint resolutions concurred in and returned to the Senate: 04/12/2023

**SJ 3**, introduced by R. Lynch  
**SJ 14**, introduced by M. Lang  
**SJ 16**, introduced by M. Cuffe

Senate bills concurred in as amended and returned to the Senate for concurrence in House amendments: 04/12/2023

**SB 74**, introduced by W. McKamey  
**SB 265**, introduced by M. Noland

Senate joint resolutions concurred in as amended and returned to the Senate for concurrence in House amendments: 04/12/2023

**SJ 17**, introduced by M. Fox  
**SJ 18**, introduced by J. Fuller

### FIRST READING AND COMMITMENT OF BILLS

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

**SR 70**, introduced by J. Small, referred to Energy and Telecommunications.  
**SR 71**, introduced by K. Regier, referred to Judiciary.

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

**HB 437**, introduced by K. Zolnikov, referred to Business, Labor and Economic Affairs.

### THIRD READING OF BILLS

**SB 8, as amended by the House**, passed as follows:

Yeas: Bartel, Beard, 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, 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, Glimm.

Total 2

Voted absentee: None.

Total 0

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Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**SB 42, 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 112, as amended by the House**, passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McGillvray, McKamey, 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, McClafferty, O'Brien, Olsen, Pope, Webber.  
Total 14

Voted absentee: None.  
Total 0

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0



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

**SB 115, 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 181, 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 448, 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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Total 50

Nays: None.

Total 0

Voted absentee: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**HB 287**, 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, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.

Total 46

Nays: Hinebauch, Mr. President, Tempel, Trebas.

Total 4

Voted absentee: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**HB 583**, 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

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Voted absentee: None.  
Total 0

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**HB 19**, concurred in 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, Welborn, Zolnikov.  
Total 48

Nays: Esp, Lang.  
Total 2

Voted absentee: None.  
Total 0

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**HB 314**, concurred in 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, 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, Mandeville.  
Total 2

Voted absentee: None.  
Total 0

Excused: None.  
Total 0

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Absent or not voting: None.  
Total 0

**HB 338**, 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, 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 47

Nays: Hinebauch, Tempel, Trebas.  
Total 3

Voted absentee: None.  
Total 0

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**HB 358**, concurred in as follows:

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

Nays: Gross, Olsen.  
Total 2

Voted absentee: None.  
Total 0

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**HB 374**, 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,

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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 439**, concurred in as follows:

Yeas: Beard, Boldman, Brown, Cuffe, Curdy, Esp, Fitzpatrick, Flowers, Fox, Fuller, Gillespie, Glimm, Hayman, Hinebauch, Manzella, McGillvray, McKamey, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Trebas, Vance, Vermeire, Welborn.  
Total 28

Nays: Bartel, Bogner, Dunwell, Ellis, Emrich, Friedel, Gross, Hertz, Kelker, Lang, Lenz, Lynch, Mandeville, McClafferty, Molnar, Morigeau, Mr. President, Olsen, Tempel, Usher, Webber, Zolnikov.  
Total 22

Voted absentee: None.  
Total 0

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**HB 456**, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, 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 47

Nays: Gross, Hayman, McClafferty.  
Total 3

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Voted absentee: None.  
Total 0

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**HB 114**, 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 461**, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Emrich, Fitzpatrick, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Regier K, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Zolnikov.  
Total 35

Nays: Curdy, Dunwell, Ellis, Esp, Flowers, Gross, Hayman, Kelker, Lynch, McClafferty, Olsen, Pope, Sales, Webber, Welborn.  
Total 15

Voted absentee: None.  
Total 0

Excused: None.  
Total 0

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Absent or not voting: None.  
Total 0

**HB 465**, 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 489**, 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, 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: Lang.  
Total 1

Voted absentee: None.  
Total 0

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**HB 500**, 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,

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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 504**, 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 519**, concurred in as follows:

Yeas: Beard, Bogner, Boldman, Brown, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, 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 39

Nays: Bartel, Cuffe, Emrich, Flowers, Gross, Hayman, Lang, Lenz, Lynch, McClafferty, Olsen.  
Total 11



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Voted absentee: None.  
Total 0

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**HB 545**, 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 603**, 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

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Absent or not voting: None.  
Total 0

**HB 640**, 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 679**, concurred in as follows:

Yeas: Beard, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Kelker, Lynch, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, O'Brien, Olsen, Pope, Regier K, Sales, Small, Trebas, Usher, Vance, Vermeire, Webber.  
Total 34

Nays: Bartel, Bogner, Emrich, Esp, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Mr. President, Noland, Salomon, Tempel, Welborn, Zolnikov.  
Total 16

Voted absentee: None.  
Total 0

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**HB 729**, 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,

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Total 50

Nays: None.  
Total 0

Voted absentee: None.  
Total 0

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**HB 750**, 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 802**, 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

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Voted absentee: None.  
Total 0

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**HB 408**, 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, 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, Tempel, Webber.  
Total 17

Voted absentee: None.  
Total 0

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**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 329**- Majority Leader Fitzpatrick moved consideration of **HB 329** be passed for the day. Without objection, so ordered.

**HB 712** - Senator Vance moved **HB 712** 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,

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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

**HB 693** - Majority Leader Fitzpatrick moved **HB 693** be concurred in. Motion carried 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, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.

Total 47

Nays: Dunwell, Morigeau, Olsen.

Total 3

Voted absentee: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**HB 543** - Senator Vance moved **HB 543** 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, 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

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Voted absentee: None.  
Total 0

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**HB 303** - Senator McGillvray moved **HB 303** 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, Trebas, Usher, Vance, Welborn, Zolnikov.  
Total 29

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Vermeire, Webber.  
Total 21

Voted absentee: None.  
Total 0

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

Senator Ellis assumed the chair.

**HB 422** - Senator Glimm moved **HB 422** 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

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Absent or not voting: None.  
Total 0

**HB 524** - Majority Leader Fitzpatrick moved **HB 524** be concurred in. Motion **failed** as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Fuller, Gillespie, Glimm, Hertz, Lang, Lenz, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Small, Usher, Vance, Welborn.  
Total 25

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Friedel, Gross, Hayman, Hinebauch, Kelker, Lynch, Mandeville, McClafferty, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Tempel, Trebas, Vermeire, Webber, Zolnikov.  
Total 25

Voted absentee: None.  
Total 0

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**HB 524** - Majority Leader Fitzpatrick moved **HB 524** be **indefinitely postponed**. Motion carried as follows:

Yeas: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gillespie, Glimm, Gross, Hinebauch, Kelker, Lynch, Mandeville, McClafferty, Molnar, Morigeau, O'Brien, Pope, Sales, Salomon, Small, Tempel, Vermeire, Webber, Welborn, Zolnikov.  
Total 26

Nays: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Hayman, Hertz, Lang, Lenz, Manzella, McGillvray, McKamey, Mr. President, Noland, Olsen, Regier K, Trebas, Usher, Vance.  
Total 24

Voted absentee: None.  
Total 0

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

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**HB 436** - Senator Emrich moved **HB 436** be concurred in. Motion **failed** as follows:

Yeas: Bogner, Brown, Emrich, Fuller, Glimm, Hinebauch, Mandeville, Manzella, Molnar, Noland, Regier K, Trebas, Usher, Vance, Zolnikov.

Total 15

Nays: Bartel, Beard, Boldman, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Hertz, Kelker, Lang, Lenz, Lynch, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Vermeire, Webber, Welborn.

Total 35

Voted absentee: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**HB 436** - Majority Leader Fitzpatrick moved **HB 436** be **indefinitely postponed**. Motion carried as follows:

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

Total 41

Nays: Bogner, Brown, Emrich, Hinebauch, Manzella, Regier K, Trebas, Usher, Zolnikov.

Total 9

Voted absentee: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**HB 309** - Senator Regier moved **HB 309** 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, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn.

Total 32



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

Total 18

Voted absentee: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**HB 333** - Senator Dunwell moved **HB 333** be concurred in.

**HB 333** - Senator Dunwell moved **HB 333**, second reading copy, be amended with [HB0333.004.001](#). 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

**HB 333**, as amended, concurred in 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, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.

Total 48

Nays: Emrich, Regier K.

Total 2

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Voted absentee: None.  
Total 0

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**HB 758** - Senator Small moved **HB 758** be concurred in. Motion **failed** as follows:

Yeas: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Friedel, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Small, Vermeire, Webber, Welborn.  
Total 20

Nays: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Tempel, Trebas, Usher, Vance, Zolnikov.  
Total 30

Voted absentee: None.  
Total 0

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**HB 758** - Majority Leader Fitzpatrick moved **HB 758** be **indefinitely postponed**. Motion carried as follows:

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

Nays: Curdy, Dunwell, Ellis, Friedel, Gross, Mandeville, Morigeau, Olsen, Webber.  
Total 9

Voted absentee: None.  
Total 0

Excused: None.  
Total 0

Absent or not voting: Usher.  
Total 1

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**HB 115** - Majority Leader Fitzpatrick moved **HB 115** be concurred in. Motion carried 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, Mandeville, Manzella, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Zolnikov.

Total 40

Nays: Dunwell, Ellis, Hayman, Lynch, McClafferty, Molnar, Olsen, Pope, Webber, Welborn.

Total 10

Voted absentee: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**HB 242** - Senator Gillespie moved **HB 242** be concurred in. Motion carried as follows:

Yeas: Beard, Bogner, Boldman, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Hertz, Kelker, Lynch, Mandeville, Manzella, McKamey, Morigeau, Mr. President, Noland, Pope, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Webber.

Total 30

Nays: Bartel, Brown, Cuffe, Emrich, Esp, Fuller, Glimm, Hayman, Hinebauch, Lang, Lenz, McClafferty, McGillvray, Molnar, O'Brien, Olsen, Regier K, Tempel, Welborn, Zolnikov.

Total 20

Voted absentee: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**HB 305** - Senator Small moved **HB 305** 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, 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 40

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Nays: Emrich, Esp, Fuller, Glimm, Hinebauch, Lang, Lenz, McGillvray, Regier K, Tempel.  
Total 10

Voted absentee: None.  
Total 0

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**HB 477** - Senator Fox moved **HB 477** be concurred in. Motion carried as follows:

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

Nays: Bartel, Emrich, Esp, Glimm, Hinebauch, Lenz, Manzella, Noland, Regier K, Salomon.  
Total 10

Voted absentee: None.  
Total 0

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**HB 490** - Senator Gillespie moved **HB 490** be concurred in. Motion carried as follows:

Yeas: Boldman, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Hertz, Kelker, Manzella, McClafferty, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Vance, Vermeire, Webber, Welborn, Zolnikov.  
Total 34

Nays: Bartel, Beard, Bogner, Brown, Emrich, Esp, Fuller, Glimm, Hinebauch, Lang, Lenz, Lynch, Mandeville, McGillvray, Molnar, Usher.  
Total 16

Voted absentee: None.  
Total 0

Excused: None.  
Total 0

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Absent or not voting: None.  
Total 0

**HB 676** - Majority Leader Fitzpatrick moved consideration of **HB 676** be moved to the bottom of the second agenda. Without objection, so ordered.

**HB 499** - Senator Curdy moved **HB 499** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, 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 46

Nays: Emrich, Fuller, Glimm, Noland.  
Total 4

Voted absentee: None.  
Total 0

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**HB 529** - Senator Zolnikov moved **HB 529** be concurred in. Motion carried as follows:

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

Nays: Cuffe, Dunwell, Esp, Glimm, McClafferty, Molnar, 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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**SB 74 - House Amendments** - Senator McKamey moved do concur in House amendments to **SB 74**. Motion carried 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, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.  
Total 48

Nays: Glimm, Noland.  
Total 2

Voted absentee: None.  
Total 0

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**SB 106 - House Amendments** - Majority Leader Fitzpatrick moved do concur in House amendments to **SB 106**. Motion carried 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, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.  
Total 48

Nays: Glimm, Noland.  
Total 2

Voted absentee: None.  
Total 0

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**SJ 18 - House Amendments** - Senator Fuller moved do concur in House amendments to **SJ 18**. 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 674** - Senator Usher moved **HB 674** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, 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, Welborn, Zolnikov.  
Total 44

Nays: Ellis, Gross, Hayman, Kelker, Olsen, Webber.  
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 Ellis moved the Committee of the Whole report be adopted. Report **adopted** 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

**MOTIONS**

Senator Dunwell moved to change her third reading vote on **SB 112** from Yes to No. Without objection, so ordered.

Senator Small moved that **HB 164** be taken from the Business, Labor and Economic Affairs Committee and brought before the Committee of the Whole the next legislative day. Motion carried as follows:

Yeas: Bartel, Boldman, Brown, Cuffe, Curdy, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Kelker, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Noland, O'Brien, Pope, Regier K, Small, Trebas, Vance, Vermeire, Webber, Zolnikov, Mr. President.  
Total 35

Nays: Beard, Bogner, Dunwell, Emrich, Esp, Hayman, Hinebauch, Lang, Lenz, Olsen, Sales, Salomon, Tempel, Usher, Welborn.  
Total 15

Voted absentee: None.

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

Majority Leader Fitzpatrick moved that **HB 412** be taken from the Legislative Administration Committee and brought before the Committee of the Whole the next legislative day. Motion carried as follows:

Yeas: Bartel, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Manzella, McClafferty, McGillvray, McKamey, Molnar, Noland, Regier K, Salomon, Small, Trebas, Vance, Vermeire, Welborn, Zolnikov, Mr. President.  
Total 31



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Nays: Beard, Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Lynch, Mandeville, Morigeau, O'Brien, Olsen, Pope, Sales, Tempel, Usher, Webber.

Total 19

Voted absentee: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**ANNOUNCEMENT OF COMMITTEE MEETINGS**

Committee meetings were announced by the committee chairs.

Majority Leader Fitzpatrick moved the Senate adjourn until 1:00 p.m., 04/14/2023, the 74th legislative day. Motion carried.

Senate adjourned at 3:46 p.m.

MARILYN MILLER  
Secretary of the Senate

JASON ELLSWORTH  
President of the Senate