

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

Helena, Montana
April 27, 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: **SJ 29, SJ 30, SJ 32, SJ 33, SJ 36, SR 72, SR 73, HB 312, HB 352, HB 393, HB 520, HB 821, HB 833, HB 835, HB 874, HB 880, HB 890, HB 913, HB 952, HB 971, HJ 18, HJ 20.**

Correctly engrossed: **SJ 35, SR 74, HB 55, HB 424, HB 479, HB 855, HB 917.**

Examined by the sponsor and found to be correct: **SB 27, SB 38, SB 51, SB 73, SB 144, SB 151, SB 169, SB 195, SB 219, SB 278, SB 280, SB 295, SB 322, SB 328, SB 332, SB 359, SB 375, SB 380, SB 384, SB 393, SB 487, SB 490, SB 505, SB 521, SB 554, SJ 9, SJ 17, SR 53.**

Correctly enrolled: **SB 27, SB 38, SB 51, SB 73, SB 280, SB 295, SB 322, SB 505, SB 554.**

Transmitted to the House: **SJ 20, SJ 21, SJ 25, SJ 31, HB 4, HB 332, HB 469, HB 588, HB 846, HB 864, HB 872, HB 916.**

Signed by the Secretary of the Senate at 10:30 a.m., April 26, 2023: **SR 58, SR 71.**

Signed by the President at 9:00 a.m., April 27, 2023: **SR 58, SR 71.**

Signed by the President at 4:30 p.m., April 20, 2023: **SJ 3.**

Signed by the Speaker at 9:00 a.m., April 26, 2023: **SJ 3.**

Delivered to the Secretary of State at 11:30 a.m., April 27, 2023: **SJ 3, SR 58, SR 71.**

REPORTS OF STANDING COMMITTEES

EDUCATION AND CULTURAL RESOURCES (Salomon, Chair) 04/26/2023
SJ 35, introduced bill, be amended with [SJ0035.001.001](#) and, as amended, do pass.
HB 913, be concurred in.

Without objection, the committee reports were adopted.

REPORTS OF SELECT COMMITTEES

**CONFERENCE COMMITTEE
on House Amendments to Senate Bill 247
Report No. 001, April 27, 2023**

Mr. President and Mr. Speaker:

We, your Conference Committee met and considered House amendments to **Senate Bill 247** (reference copy -- salmon) and recommend this Conference Committee report be adopted.

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And, recommend that **Senate Bill 247** (reference copy -- salmon) be amended with [SB0247.002.001](#).

For the Senate:

Majority Leader Fitzpatrick, Chair
Senator Hertz
Senator Boldman

For the House:

Representative Sheldon-Galloway
Representative Kmetz
Representative Buckley

CONFERENCE COMMITTEE
on House Amendments to Senate Bill 424
Report No.001, April 26, 2023

Mr. President and Mr. Speaker:

We, your Conference Committee met and considered House amendments to **Senate Bill 424** (reference copy -- salmon) and recommend this Conference Committee report be adopted.

And, recommend that **Senate Bill 424** (reference copy -- salmon) be amended with [SB0424.002.001](#).

For the Senate:

Senator Mandeville, Chair
Senator Cuffe
Senator Fox

For the House:

Representative Walsh
Representative Phalen
Representative Baum

MESSAGES FROM THE GOVERNOR

April 27, 2023

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

Dear President Ellsworth:

On Wednesday, April 26, 2023, I signed the following bills:

Senate Bill 109 - Regier
Senate Bill 218 - Hertz
Senate Bill 224 - Hertz
Senate Bill 453 - Small

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

Sincerely,

Greg Gianforte
Governor

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

Senate bills concurred in as amended and returned to the Senate for concurrence in House amendments: 04/26/2023

SB 11, introduced by B. Usher
SB 182, introduced by D. Lenz
SB 334, introduced by J Esp
SB 352, introduced by D. Lenz
SB 442, introduced by M. Lang
SB 522, introduced by D. Zolnikov
SB 530, introduced by G. Hertz
SB 550, introduced by G. Hertz

House joint resolutions passed and transmitted to the Senate for concurrence: 04/26/2023

HJ 18, introduced by J. Karlen
HJ 20, introduced by E. Matthews

Senate amendments to House bills concurred: 04/26/2023

HB 35, introduced by L. Brewster
HB 62, introduced by B. Mercer
HB 95, introduced by E. Buttrey
HB 118, introduced by M. Bertoglio
HB 164, introduced by D. Harvey
HB 190, introduced by B. Mercer
HB 196, introduced by L. Hellegaard
HB 198, introduced by J. Dooling
HB 218, introduced by L. Smith
HB 234, introduced by B. Phalen
HB 322, introduced by C. Hinkle
HB 333, introduced by G. Oblander
HB 452, introduced by B. Mercer
HB 455, introduced by b. Mitchell
HB 470, introduced by R. Fitzgerald
HB 477, introduced by S. Stewart-Peregoy
HB 486, introduced by P. Green
HB 580, introduced by B. Mercer
HB 591, introduced by E. Buttrey
HB 668, introduced by R. Fitzgerald
HB 689, introduced by L. Sheldon-Galloway

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HB 707, introduced by J. Etchart

HB 889, introduced by J. Karlen

Conference Committee Report No. 001 on House amendments to Senate Bill 209, introduced by G. Hertz, was adopted this date on third reading by the House.

HB 10 - The House failed to concur in Senate amendments to **HB 10**, authorized the Speaker to appoint the following Conference Committee, and requested that the Senate appoint a like committee to confer on Senate amendments to **HB 10**. The Speaker appointed:

04/27/2023

Representative Hopkins
Representative Fitzpatrick
Representative Tuss

SB 221 - The House acceded to the request of the Senate and authorized the Speaker to appoint the following conference committee to meet with a like committee from the Senate to confer on House amendments to **Senate Bill 221**. The Speaker appointed the following members:

04/26/2023

Representative Loge
Representative Dooling
Representative Fern

SB 351 - The House acceded to the request of the Senate and authorized the Speaker to appoint the following FREE conference committee to meet with a like committee from the Senate to confer on House amendments to **Senate Bill 351**. The Speaker appointed the following members:

04/26/2023

Representative Zolnikov
Representative C. Hinkle
Representative Sullivan

SB 148 – The House acceded to the request of the Senate and authorized the Speaker to appoint the following conference committee to meet with a like committee from the Senate to confer on House amendments to **Senate Bill 148**. The Speaker appointed the following members:

04/27/2023

Representative Regier
Representative Etchart
Representative Smith

SB 245 - The House acceded to the request of the Senate and authorized the Speaker to appoint the following FREE conference committee to meet with a like committee from the Senate to confer on House amendments to **Senate Bill 245**. The Speaker appointed the following members:

04/27/2023

Representative Gist
Representative Buckley
Representative Galloway

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FIRST READING AND COMMITMENT OF BILLS

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

HJ 18, introduced by J. Karlen, W. Curdy, referred to Natural Resources.

HJ 20, introduced by E. Matthews, J. Bergstrom, R. Fitzgerald, J. Lynch, referred to Education and Cultural Resources.

THIRD READING OF BILLS

HB 2, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Lang, Lenz, Mandeville, McClafferty, McGillvray, McKamey, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 32

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Hinebauch, Kelker, Lynch, Manzella, Molnar, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 18

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 652, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Noland, Regier K, Tempel, Trebas, Usher, Vance, Zolnikov, Mr. President.
Total 27

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, McKamey, Molnar, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Small, Vermeire, Webber, Welborn.
Total 23

Voted absentee: None.
Total 0

Excused: None.
Total 0

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Absent or not voting: None.
Total 0

HB 868, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Fitzpatrick, Molnar.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 892, concurred in as follows:

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

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

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 948, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Curdy, Dunwell, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McClafferty,

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

Total 38

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

Total 12

Voted absentee: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 312, concurred in as follows:

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

Total 45

Nays: Emrich, Glimm, Hinebauch, McGillvray, Noland.

Total 5

Voted absentee: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 352, concurred in as follows:

Yeas: Boldman, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Gillespie, Gross, Hayman, Kelker, Lynch, McClafferty, McKamey, Molnar, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Webber.

Total 27

Nays: Bartel, Beard, Bogner, Brown, Emrich, Friedel, Fuller, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Mr. President, Noland, Regier K, Usher, Vance, Vermeire, Welborn, Zolnikov.

Total 23

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Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 393, 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, Trebas, Usher, Vance, Zolnikov.
Total 28

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

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 424, concurred in as follows:

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

Nays: Boldman, Dunwell, Ellis, Flowers, Fox, Hayman, Hinebauch, Kelker, Lynch, Manzella, Morigeau, O'Brien, Olsen, Pope, Webber, Welborn.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

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HB 520, concurred in as follows:

Yeas: Boldman, Cuffe, Curdy, Dunwell, Ellis, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Kelker, Lang, Lynch, McClafferty, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Vermeire, Webber, Welborn.

Total 29

Nays: Bartel, Beard, Bogner, Brown, Emrich, Esp, Fitzpatrick, Fuller, Glimm, Hertz, Hinebauch, Lenz, Mandeville, Manzella, McGillvray, McKamey, Noland, Regier K, Usher, Vance, Zolnikov.

Total 21

Voted absentee: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 833, concurred in as follows:

Yeas: Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lang, Lenz, Lynch, 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 45

Nays: Bartel, Emrich, Hinebauch, Mandeville, Regier K.

Total 5

Voted absentee: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 835, concurred in as follows:

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

Total 29

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Nays: Boldman, Curdy, Dunwell, Ellis, Emrich, Flowers, Fox, Gross, Hayman, Hinebauch, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Small, Trebas, Webber, Welborn.

Total 21

Voted absentee: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 874, concurred in as follows:

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

Total 2

Voted absentee: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 890, concurred in as follows:

Yeas: Beard, Bogner, Boldman, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Kelker, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Morigeau, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Trebas, Vance, Vermeire, Webber, Zolnikov.

Total 34

Nays: Bartel, Brown, Cuffe, Esp, Glimm, Hertz, Hinebauch, Lang, Lenz, Manzella, Molnar, Mr. President, Noland, Tempel, Usher, Welborn.

Total 16

Voted absentee: None.

Total 0

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Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 952, concurred in as follows:

Yeas: Beard, Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Kelker, Lynch, Mandeville, McClafferty, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Vermeire, Webber, Welborn.
Total 32

Nays: Bartel, Brown, Emrich, Esp, Fuller, Glimm, Hertz, Hinebauch, Lang, Lenz, Manzella, McGillvray, Noland, Regier K, Trebas, Usher, Vance, Zolnikov.
Total 18

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 6, Conference Committee Report 001, adopted as follows:

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

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

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SB 19, Conference Committee Report 001, adopted as follows:

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

Total 33

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

Total 17

Voted absentee: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 47, as amended by the House, passed as follows:

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

Total 45

Nays: Emrich, Glimm, Hinebauch, Vance, Zolnikov.

Total 5

Voted absentee: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 123, 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, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.

Total 33

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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

SB 382, 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 458, 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, Mandeville, Manzella, McGillvray, Molnar, Mr. President, Noland, Regier K, Sales, Trebas, Usher, Vance, Zolnikov.

Total 28

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

Total 22

Voted absentee: None.

Total 0

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Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 540, 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, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Webber, Zolnikov.
Total 46

Nays: Manzella, Regier K, Tempel, Welborn.
Total 4

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 557, 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, 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

SJ 29 passed as follows:

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Yeas: Bartel, Bogner, Brown, Cuffe, Emrich, Esp, Flowers, Fuller, Gillespie, Glimm, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McGillvray, McKamey, Mr. President, Noland, O'Brien, Regier K, Sales, Salomon, Small, Trebas, Usher, Vermeire.

Total 28

Nays: Beard, Boldman, Curdy, Dunwell, Ellis, Fitzpatrick, Fox, Friedel, Gross, Hayman, Hertz, Kelker, McClafferty, Molnar, Morigeau, Olsen, Pope, Tempel, Vance, Webber, Welborn, Zolnikov.

Total 22

Voted absentee: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SJ 30 passed as follows:

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

Total 37

Nays: Bartel, Beard, Esp, Fuller, Hinebauch, Lang, Lenz, McGillvray, Molnar, Noland, Tempel, Vance, Welborn.

Total 13

Voted absentee: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

MOTIONS

Senator Friedel moved the Senate reconsider its action on **SJ 34**, indefinitely postponed the previous legislative day, and that **SJ 34** be placed on second reading this date. Motion **failed** as follows:

Yeas: Bogner, Emrich, Fitzpatrick, Flowers, Friedel, Gillespie, Gross, Hertz, Hinebauch, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President,

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O'Brien, Salomon, Small, Trebas, Usher, Vermeire, Zolnikov.
Total 25

Nays: Bartel, Beard, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fox, Fuller, Glimm, Hayman, Kelker, Lang, Lenz, Noland, Olsen, Pope, Regier K, Sales, Tempel, Vance, Webber, Welborn.
Total 25

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Senator Fuller arose on a point of personal privilege.

**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 479 - Majority Leader Fitzpatrick moved consideration of **HB 479** be moved to the bottom of the board. Without objection, so ordered.

HB 5 - Majority Leader Fitzpatrick moved consideration of **HB 5** be moved to the bottom of the board. Without objection, so ordered.

HB 971 - Senator Small moved **HB 971** be concurred in.

HB 971 - Senator Olsen moved **HB 971**, second reading copy, be amended with HB0971.003.001. Amendment **not adopted** as follows:

Yeas: Boldman, Cuffe, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Tempel, Webber.
Total 18

Nays: Bartel, Beard, Bogner, Brown, 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 32

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Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 971 - Thereupon, the Senate reverted to the original motion of Senator Small 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, 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 648 - Majority Leader Fitzpatrick moved **HB 648** be concurred in. Motion carried as follows:

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

Nays: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Friedel, Fuller, Glimm, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Molnar, Noland, Regier K, Trebas, Usher, Vance, Welborn.
Total 23

Voted absentee: None.
Total 0

Excused: None.
Total 0

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Absent or not voting: None.
Total 0

HB 6 - Senator Lang moved **HB 6** 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, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Molnar.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 8 - Senator Lang moved **HB 8** be concurred in. Motion carried as follows:

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

Nays: Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Molnar, 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 914 - Majority Leader Fitzpatrick moved **HB 914** be concurred in. Motion **failed** as follows:

Yeas: Boldman, Curdy, Fitzpatrick, Flowers, Gillespie, Gross, Hinebauch, Lynch, Mandeville,

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McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Olsen, Pope, Salomon, Vermeire, Zolnikov.

Total 19

Nays: Bartel, Beard, Bogner, Brown, Cuffe, Dunwell, Ellis, Emrich, Esp, Fox, Friedel, Fuller, Glimm, Hayman, Hertz, Kelker, Lang, Lenz, Manzella, Molnar, Noland, O'Brien, Regier K, Sales, Small, Tempel, Trebas, Usher, Vance, Webber, Welborn.

Total 31

Voted absentee: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 914 - Majority Leader Fitzpatrick moved **HB 914** be **indefinitely postponed**. Motion carried as follows:

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

Total 43

Nays: Boldman, Emrich, McKamey, Zolnikov.

Total 4

Voted absentee: None.

Total 0

Excused: Gross, McClafferty, Morigeau.

Total 3

Absent or not voting: None.

Total 0

HB 946 - Senator Salomon moved **HB 946** be concurred in. Motion carried as follows:

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

Total 29

Nays: Beard, Boldman, Curdy, Dunwell, Emrich, Flowers, Fox, Gross, Hayman, Hinebauch, Kelker, Lynch, Manzella, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Pope, Usher, Webber.

Total 21

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Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 917 - Senator Glimm moved **HB 917** be concurred in.

HB 917 - Majority Leader Fitzpatrick moved **HB 917**, second reading copy, be amended with [HB0917.003.001](#). Amendment **adopted** as follows:

Yeas: Bartel, 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, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Vermeire, Welborn, Zolnikov.
Total 41

Nays: Beard, Dunwell, Ellis, Hayman, O'Brien, Olsen, Usher, Vance, Webber.
Total 9

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 917, as amended, concurred in as follows:

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

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

Voted absentee: None.
Total 0

Excused: None.
Total 0

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Absent or not voting: None.
Total 0

Senator McGillvray assumed the chair.

HB 856 - President Ellsworth moved **HB 856** be concurred in. Motion carried as follows:

Yeas: Bartel, Bogner, Brown, Cuffe, Ellis, Emrich, Esp, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, McClafferty, McGillvray, Molnar, Morigeau, Mr. President, Noland, Olsen, Pope, Regier K, Salomon, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 38

Nays: Beard, Boldman, Curdy, Dunwell, Fitzpatrick, Hertz, Manzella, McKamey, O'Brien, Sales, Small, Zolnikov.
Total 12

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 830 - Senator Hertz moved **HB 830** 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, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Molnar, Tempel.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

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SB 327 - House Amendments - Senator Glimm moved do concur in House amendments to **SB 327**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Fox.
Total 1

Absent or not voting: None.
Total 0

HB 479 - Senator Hertz moved **HB 479** be concurred in.

HB 479 - Senator Hertz moved **HB 479**, second reading copy, be amended with [HB0479.004.001](#). Amendment **adopted** as follows:

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

Nays: Dunwell, Ellis, Hayman, Kelker, Lynch, McClafferty, O'Brien, Olsen, Webber.
Total 9

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 479, as amended, concurred in as follows:

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

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McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 40

Nays: Boldman, Dunwell, Hayman, Kelker, Lynch, McClafferty, O'Brien, Olsen, Webber, Welborn.
Total 10

Voted absentee: None.
Total 0

Excused: None.
Total 0

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.

MOTIONS

Majority Leader Fitzpatrick moved to re-refer **SR 26** to the Finance and Claims Committee. Without objection, so ordered.

REPORTS OF STANDING COMMITTEES

BUSINESS, LABOR, AND ECONOMIC AFFAIRS (Small, Chair) 04/27/2023
HB 141, be concurred in.
HB 903, be amended with [HB0903.001.004](#) and, as amended, be concurred in.

FINANCE AND CLAIMS (Esp, Chair) 04/26/2023
HB 226, be amended with [HB0226.002.010](#) and, as amended, be concurred in.
HB 321, be concurred in.
HB 403, be concurred in.
HB 569, be amended with [HB0569.002.002](#) and, as amended, be concurred in.
HB 904, be amended with [HB0904.002.002](#) and, as amended, be concurred in.

Without objection, the committee reports were adopted.

Majority Leader Fitzpatrick moved the Senate stand in recess until 3:45 p.m., this date. Without objection so ordered. Senate recessed at 2:53 p.m.

Senate reconvened at 3:44 p.m., President Ellsworth presiding.

REPORTS OF STANDING COMMITTEES

FINANCE AND CLAIMS (Esp, Chair)

04/27/2023

SJ 26, do pass.

HB 55, be concurred in.

HB 355, be amended with [HB0355.002.001](#) and, as amended, be concurred in.

HB 587, be amended with [HB0587.001.006](#) and, as amended, be concurred in.

HB 816, be amended with [HB0816.002.002](#) and, as amended, be concurred in.

HB 819, be amended with [HB0819.003.006](#) and, as amended, be concurred in.

HB 821, be amended with [HB0821.002.002](#) and, as amended, be concurred in.

MOTIONS

Senator Salomon moved the Senate reconsider its action on **HB 549**, indefinitely postponed the previous legislative day, and that **HB 549** be placed on second reading the next legislative day, April 28, 2023. Motion carried as follows:

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

Total 27

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Hayman, Kelker, Lang, Lynch, Molnar, O'Brien, Olsen, Pope, Sales, Tempel, Vermeire, Webber, Welborn.

Total 19

Voted absentee: None.

Total 0

Excused: Gross, Lenz, McClafferty, Morigeau.

Total 4

Absent or not voting: None.

Total 0

Senator Bogner moved the Senate reconsider its action on **HB 562**, indefinitely postponed the previous legislative day, and that **HB 562** be placed on second reading the next legislative day, April 28, 2023. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Glimm, Hertz, Hinebauch, Mandeville, McGillvray, McKamey, Noland, Regier K, Salomon, Trebas, Usher, Vance, Zolnikov, Mr. President.

Total 24

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gillespie, Hayman, Kelker, Lang, Lynch, McClafferty, Molnar, O'Brien, Olsen, Pope, Sales, Small, Tempel, Vermeire, Webber, Welborn.

Total 22

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Voted absentee: None.
Total 0

Excused: Gross, Lenz, Manzella, Morigeau.
Total 4

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 5 - Majority Leader Fitzpatrick moved consideration of **HB 5** be moved to the bottom of the board. Without objection, so ordered.

SJ 32 - Minority Leader Flowers moved **SJ 32** 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, 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 33 - Senator Friedel moved **SJ 33** do pass. Motion carried as follows:

Yeas: Bogner, Boldman, Brown, Curdy, Dunwell, Emrich, Esp, Flowers, Friedel, Gillespie, Gross, Hertz, Hinebauch, Kelker, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey,

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Molnar, Morigeau, Mr. President, O'Brien, Pope, Regier K, Salomon, Small, Trebas, Usher, Vance, Vermeire, Zolnikov.

Total 33

Nays: Bartel, Beard, Cuffe, Ellis, Fitzpatrick, Fox, Fuller, Glimm, Hayman, Lang, Lenz, Noland, Olsen, Sales, Tempel, Webber, Welborn.

Total 17

Voted absentee: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SJ 36 - Senator Boldman moved **SJ 36** do pass. Motion carried as follows:

Yeas: Boldman, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Kelker, Lynch, McClafferty, McKamey, Morigeau, Mr. President, O'Brien, Olsen, Pope, Salomon, Small, Vermeire, Webber, Zolnikov.

Total 27

Nays: Bartel, Beard, Bogner, Brown, Emrich, Fuller, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Molnar, Noland, Regier K, Sales, Tempel, Trebas, Usher, Vance, Welborn.

Total 23

Voted absentee: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 880 - Senator Morigeau moved **HB 880** be concurred in. Motion carried as follows:

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

Total 41

Nays: Bogner, Fox, Hinebauch, Lang, Mandeville, Tempel, Welborn, Zolnikov.

Total 8

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Voted absentee: None.
Total 0

Excused: Vermeire.
Total 1

Absent or not voting: None.
Total 0

HB 883 - Senator Welborn moved **HB 883** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Welborn, Zolnikov.
Total 36

Nays: Boldman, Dunwell, Ellis, Flowers, Gross, Kelker, Lynch, Molnar, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 13

Voted absentee: None.
Total 0

Excused: Vermeire.
Total 1

Absent or not voting: None.
Total 0

HB 913 - Senator O'Brien moved **HB 913** be concurred in. Motion **failed** as follows:

Yeas: Boldman, Curdy, Ellis, Fox, Hayman, Kelker, McClafferty, McKamey, O'Brien, Olsen, Pope, Sales, Tempel.
Total 13

Nays: Bartel, Beard, Bogner, Brown, Cuffe, Dunwell, Emrich, Esp, Fitzpatrick, Flowers, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McGillvray, Molnar, Morigeau, Mr. President, Noland, Regier K, Salomon, Small, Trebas, Usher, Vance, Webber, Welborn, Zolnikov.
Total 36

Voted absentee: None.
Total 0

Excused: Vermeire.
Total 1

Absent or not voting: None.
Total 0

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HB 913 - Majority Leader Fitzpatrick moved **HB 913** be **indefinitely postponed**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Dunwell, Emrich, Esp, Fitzpatrick, Flowers, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, Molnar, Mr. President, Noland, O'Brien, Olsen, Regier K, Sales, Salomon, Trebas, Usher, Vance, Welborn, Zolnikov.
Total 38

Nays: Boldman, Curdy, Ellis, Fox, McKamey, Pope, Tempel.
Total 7

Voted absentee: None.
Total 0

Excused: Gross, Morigeau, Small, Vermeire, Webber.
Total 5

Absent or not voting: None.
Total 0

HB 5 - Senator Cuffe moved **HB 5** be concurred in.

HB 5 - Senator Welborn moved **HB 5**, second reading copy, be amended with [HB0005.004.001](#). Amendment **adopted** as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, 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, Tempel, Trebas, Vance, Webber, Welborn, Zolnikov.
Total 43

Nays: Beard, Emrich, Fitzpatrick, Hinebauch, Small, Usher.
Total 6

Voted absentee: None.
Total 0

Excused: Vermeire.
Total 1

Absent or not voting: None.
Total 0

HB 5 - Majority Leader Fitzpatrick moved **HB 5**, second reading copy, be amended with [HB0005.004.003](#). 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, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McKamey, Molnar, Morigeau, Mr.

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

Total 46

Nays: McGillvray, Sales, Welborn.

Total 3

Voted absentee: None.

Total 0

Excused: Vermeire.

Total 1

Absent or not voting: None.

Total 0

HB 5 - Majority Leader Fitzpatrick moved **HB 5**, second reading copy, be amended with [HB0005.004.004](#). Amendment **not adopted** as follows:

Yeas: Beard, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lenz, Manzella, McGillvray, McKamey, Mr. President, Regier K, Salomon, Small, Vance, Zolnikov.

Total 21

Nays: Bartel, Bogner, Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Friedel, Gross, Hayman, Kelker, Lang, Lynch, Mandeville, McClafferty, Molnar, Morigeau, Noland, O'Brien, Olsen, Pope, Sales, Tempel, Trebas, Usher, Webber, Welborn.

Total 28

Voted absentee: None.

Total 0

Excused: Vermeire.

Total 1

Absent or not voting: None.

Total 0

HB 5 - Majority Leader Fitzpatrick moved **HB 5**, second reading copy, be amended with [HB0005.004.006](#). Amendment **not adopted** as follows:

Yeas: Beard, Boldman, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Fuller, Glimm, Hertz, Hinebauch, Kelker, Manzella, McKamey, Molnar, Mr. President, Regier K, Salomon, Small, Usher, Vance, Zolnikov.

Total 22

Nays: Bartel, Bogner, Curdy, Dunwell, Ellis, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Lang, Lenz, Lynch, Mandeville, McClafferty, McGillvray, Morigeau, Noland, O'Brien, Olsen, Pope, Sales, Tempel, Trebas, Vermeire, Webber, Welborn.

Total 28

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Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 5 - Majority Leader Fitzpatrick moved **HB 5**, second reading copy, be amended with [HB0005.004.005](#). Amendment **not adopted** as follows:

Yeas: Beard, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Fuller, Glimm, Hinebauch, Kelker, Manzella, McKamey, Molnar, Mr. President, Regier K, Small, Zolnikov.
Total 17

Nays: Bartel, Bogner, Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Hertz, Lang, Lenz, Lynch, Mandeville, McClafferty, McGillvray, Morigeau, Noland, O'Brien, Olsen, Pope, Sales, Salomon, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 33

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 5, as amended, concurred in as follows:

Yeas: Bartel, Bogner, Curdy, Dunwell, Ellis, Esp, Flowers, Fox, Friedel, Glimm, Gross, Hayman, Kelker, Lang, Lenz, Lynch, Mandeville, McClafferty, McGillvray, Morigeau, Mr. President, Olsen, Pope, Sales, Salomon, Tempel, Trebas, Vermeire, Webber, Welborn.
Total 30

Nays: Beard, Boldman, Brown, Cuffe, Emrich, Fitzpatrick, Fuller, Gillespie, Hertz, Hinebauch, Manzella, McKamey, Molnar, Noland, O'Brien, Regier K, Small, Usher, Vance, Zolnikov.
Total 20

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

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

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

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

Total 45

Nays: None.

Total 0

Voted absentee: None.

Excused: Beard, Gross, Hertz, McGillvray, Morigeau.

Total 5

Absent or not voting: None.

Total 0

MOTIONS

Majority Leader Fitzpatrick moved the Senate **suspend Rule S40-40** to allow appropriation and revenue bills, and study resolutions to be heard under both second and third reading the next legislative day. Motion carried as follows:

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

Total 45

Nays: None.

Total 0

Voted absentee: None.

Total 0

Excused: Beard, Gross, Hertz, McGillvray, Morigeau.

Total 5

Absent or not voting: None.

Total 0

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Majority Leader Fitzpatrick moved to substitute Senator Webber for Senator Gross as a member of the Conference Committee on **HB 282**. Without objection, so ordered.

Majority Leader Fitzpatrick moved to substitute Senator O'Brien for Senator Gross as a member of the Conference Committee on **SB 148**. Without objection, so ordered.

ANNOUNCEMENT OF COMMITTEE MEETINGS

Committee meetings were announced by the committee chairs.

Majority Leader Fitzpatrick moved the Senate adjourn until 10:00 a.m., 04/28/2023, the 84th legislative day. Motion carried.

Senate adjourned at 5:42 p.m.

MARILYN MILLER
Secretary of the Senate

JASON ELLSWORTH
President of the Senate