

JOURNAL OF THE HOUSE

Sixty-sixth Legislative Assembly

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Bismarck, March 25, 2019

The House convened at 1:00 p.m., with Speaker Klemin presiding.

The prayer was offered by Pastor Josh Skjoldal, Evangel Church, Bismarck.

The roll was called and all members were present except Representatives Boe, Louser, O'Brien, and Satrom.

A quorum was declared by the Speaker.

CORRECTION AND REVISION OF THE JOURNAL

MR. SPEAKER: Your Committee on Correction and Revision of the Journal (Rep. Vigesaa, Chairman) has carefully examined the Journal of the Forty-ninth Day and recommends that it be corrected as follows and when so corrected, recommends that it be approved:

DELIVERY OF ENROLLED BILLS AND RESOLUTIONS

The following bills were delivered to the Governor for approval on March 20, 2019: HB 1055, HB 1102, HB 1108, HB 1265, HB 1298, HB 1336, HB 1392.

REP. VIGESAA MOVED that the report be adopted, which motion prevailed on a voice vote.

COMMUNICATION FROM GOVERNOR DOUG BURGUM

This is to inform you that on March 22, 2019, I have signed the following: HB 1336.

POINT OF PERSONAL PRIVILEGE

REP. PYLE rose on a point of personal privilege.

REMARKS OF REPRESENTATIVE PYLE

MR. SPEAKER: Beginning in 1988, the North Dakota International Pageant System was developed to have higher standards as compared to other pageant systems. The pageant aims to promote the accomplishments of today's single and married women, young women, teens and pre-teens across North Dakota as well as their commitment to family and marriage. Each contestant has the opportunity to select a platform of her choice that she spends the year promoting. The mission is to make a difference and is an encouragement to work with family and community to become positive role models. It is also a wonderful way to gain skills from competing such as effective verbal communication, goal setting and poise and presentation along with character building. This promotes each contestant to strive to be the best individual they can be along with having fun! Titleholders volunteer every month throughout their year and will also be competing at Nationals this July in West Virginia. We have in the chamber today, Wanda Arnault, North Dakota International Ambassador 2019, Lilia Rexin, Miss Pre-Teen North Dakota International 2019, Jocelyn Birkid, Miss Pre-Teen Flickertail State International 2019.

MOTION

REP. VIGESAA MOVED that the remarks of Rep. Pyle be printed in the Journal, which motion prevailed on a voice vote.

MOTION

REP. BRANDENBURG MOVED that the House reconsider its action whereby Engrossed SB 2276, as amended, failed to pass.

REP. POLLERT REQUESTED the House stand in recess for 5 minutes.

SPEAKER KLEMIN GRANTED the request.

THE HOUSE RECONVENED pursuant to recess taken, with Speak Klemin presiding.

The question being on the motion to reconsider the action whereby Engrossed SB 2276, as amended, failed to pass, the motion failed on a verification vote.

MOTION

REP. VIGESAA MOVED that SB 2058, which is on the Sixth order, be rereferred to the **Energy and Natural Resources Committee**, which motion prevailed. Pursuant to Rep. Vigesaa's motion, SB 2058 was rereferred.

MOTION

REP. VIGESAA MOVED that Reengrossed SB 2278, which is on the Fourteenth order, be rereferred to the **Finance and Taxation Committee**, which motion prevailed. Pursuant to Rep. Vigesaa's motion, Reengrossed SB 2278 was rereferred.

SECOND READING OF HOUSE RESOLUTION ON CONSENT CALENDAR

SCR 4004: A concurrent resolution directing the Legislative Management to consider studying the impact of students who experience behavioral health crisis or who engage in intense and aggressive behavior for communication purposes, both of which result in behaviors that make learning environments unsafe for other students, teachers, and other school personnel, and the need to implement a uniform reporting system.

The question being on the final adoption of the resolution, which has been read.

SCR 4004 was declared adopted on a voice vote.

SIXTH ORDER OF BUSINESS

SPEAKER KLEMIN DEEMED approval of the amendments to Engrossed SB 2110, Engrossed SB 2239, SB 2256, and Reengrossed SB 2268.

Engrossed SB 2110, Engrossed SB 2239, SB 2256, and Reengrossed SB 2268, as amended, were placed on the Fourteenth order of business on the calendar.

MOTION

REP. VIGESAA MOVED that SB 2275 be moved to the top of the calendar, which motion prevailed on a voice vote.

SECOND READING OF SENATE BILL

SB 2275: A BILL for an Act to create and enact section 6-09.4-28 of the North Dakota Century Code, relating to the infrastructure revolving loan fund debt repayments; to amend and reenact sections 6-09-49, 6-09.4-06, and 6-09.4-10, subsection 6 of section 21-03-07, and sections 21-03-19, 57-15-06.6, and 57-47-02 of the North Dakota Century Code, relating to the infrastructure revolving loan fund, borrowing and lending authority, reserve funds, and expanded bonding authority for counties; to repeal section 61-02-78 of the North Dakota Century Code, relating to a revolving loan fund for water projects; to provide a transfer; to provide a continuing appropriation; to provide a bond issuance limitation; and to provide an effective date.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 34 YEAS, 55 NAYS, 0 EXCUSED, 5 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, D.; Anderson, P.; Beadle; Boschee; Buffalo; Dobervich; Eidson; Fisher; Guggisberg; Hager; Hanson; Hatlestad; Holman; Hoverson; Johnson, M.; Kasper; Lefor; Mitskog; Mock; Nathe; Nelson, M.; Paulson; Richter; Roers Jones; Ruby, D.; Ruby, M.; Schauer; Schneider; Schobinger; Schreiber-Beck; Steiner; Strinden; Zubke

NAYS: Anderson, B.; Becker; Bellevue; Blum; Bosch; Brandenburg; Damschen; Delzer; Devlin; Dockter; Ertelt; Fegley; Grueneich; Headland; Heinert; Howe; Johnson, C.; Johnson, D.; Johnston; Jones; Kading; Karls; Keiser; Kempenich; Kiefert; Koppelman, B.; Koppelman, K.; Laning; Longmuir; Magrum; Marschall; Martinson; McWilliams; Meier; Monson; Nelson, J.; Owens; Paur; Pollert; Porter; Pyle; Rohr;

Sanford; Schatz; Schmidt; Simons; Skroch; Toman; Trottier; Tveit; Vetter; Vigesaa; Weisz; Westlind; Speaker Klemin

ABSENT AND NOT VOTING: Boe; Kreidt; Louser; O'Brien; Satrom

Reengrossed SB 2275 failed.

SECOND READING OF SENATE BILL

SB 2044: A BILL for an Act to amend and reenact section 12.1-21-06 of the North Dakota Century Code, relating to tampering with or damaging a critical infrastructure facility or a public service; and to provide a penalty.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 76 YEAS, 14 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

YEAS: Anderson, B.; Anderson, D.; Beadle; Bellew; Blum; Bosch; Brandenburg; Damschen; Delzer; Devlin; Dockter; Fegley; Fisher; Grueneich; Hatlestad; Headland; Heinert; Hoverson; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Johnston; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Magrum; Marschall; Martinson; McWilliams; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Owens; Paulson; Paur; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Schatz; Schauer; Schmidt; Schobinger; Schreiber-Beck; Simons; Skroch; Steiner; Strinden; Toman; Trottier; Tveit; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Klemin

NAYS: Adams; Anderson, P.; Becker; Boschee; Buffalo; Dobervich; Eidson; Ertelt; Guggisberg; Hager; Hanson; Holman; Nelson, M.; Schneider

ABSENT AND NOT VOTING: Boe; Louser; O'Brien; Satrom

Engrossed SB 2044, as amended, passed.

SECOND READING OF SENATE BILL

SB 2182: A BILL for an Act to amend and reenact sections 15.1-21-02.4 and 15.1-21-02.5 of the North Dakota Century Code, relating to scholarship eligibility requirements for students on an education career pathway; to provide an effective date; and to provide an expiration date.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 90 YEAS, 0 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker; Bellew; Blum; Bosch; Boschee; Brandenburg; Buffalo; Damschen; Delzer; Devlin; Dobervich; Dockter; Eidson; Ertelt; Fegley; Fisher; Grueneich; Guggisberg; Hager; Hanson; Hatlestad; Headland; Heinert; Holman; Hoverson; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Johnston; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Magrum; Marschall; Martinson; McWilliams; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; Owens; Paulson; Paur; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Schatz; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Simons; Skroch; Steiner; Strinden; Toman; Trottier; Tveit; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Klemin

ABSENT AND NOT VOTING: Boe; Louser; O'Brien; Satrom

Engrossed SB 2182 passed.

SECOND READING OF SENATE BILL

SB 2087: A BILL for an Act to amend and reenact section 25-03.3-04 of the North Dakota Century Code, relating to record retention of civil commitment of sexually dangerous individuals.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 89 YEAS, 1 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker; Bellew; Blum; Bosch; Boschee; Brandenburg; Buffalo; Damschen; Delzer; Devlin; Dobervich; Dockter; Eidson; Ertelt; Fegley; Fisher; Grueneich; Guggisberg; Hager; Hanson; Hatlestad; Headland; Heinert; Holman; Hoverson; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Johnston; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Marschall; Martinson; McWilliams; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; Owens; Paulson; Paur; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Schatz; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Simons; Skroch; Steiner; Strinden; Toman; Trottier; Tveit; Vetter; Vigasaa; Weisz; Westlind; Zubke; Speaker Klemin

NAYS: Magrum

ABSENT AND NOT VOTING: Boe; Louser; O'Brien; Satrom

SB 2087 passed.

SECOND READING OF SENATE BILL

SB 2146: A BILL for an Act to provide a contingent appropriation to the state historical society for relocating pioneer village.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 73 YEAS, 17 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, D.; Anderson, P.; Beadle; Bellew; Blum; Bosch; Boschee; Brandenburg; Buffalo; Damschen; Delzer; Dobervich; Dockter; Eidson; Fegley; Fisher; Grueneich; Guggisberg; Hager; Hanson; Headland; Heinert; Holman; Hoverson; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Jones; Karls; Kasper; Keiser; Kempenich; Kiefert; Kreidt; Lefor; Martinson; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; Paulson; Paur; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Schatz; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Skroch; Steiner; Strinden; Trottier; Tveit; Vetter; Vigasaa; Weisz; Westlind; Zubke; Speaker Klemin

NAYS: Anderson, B.; Becker; Devlin; Ertelt; Hatlestad; Johnston; Kading; Koppelman, B.; Koppelman, K.; Laning; Longmuir; Magrum; Marschall; McWilliams; Owens; Simons; Toman

ABSENT AND NOT VOTING: Boe; Louser; O'Brien; Satrom

Reengrossed SB 2146, as amended, passed.

SECOND READING OF SENATE BILL

SB 2088: A BILL for an Act to amend and reenact subsection 2 of section 27-20-24 of the North Dakota Century Code, relating to juvenile court.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 89 YEAS, 1 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker; Bellew; Blum; Bosch; Boschee; Brandenburg; Buffalo; Damschen; Delzer; Devlin; Dobervich; Dockter; Eidson; Ertelt; Fegley; Fisher; Grueneich; Guggisberg; Hager; Hanson; Hatlestad; Headland; Heinert; Holman; Hoverson; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Johnston; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Marschall; Martinson; McWilliams; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; Owens; Paulson; Paur; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Schatz; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Simons; Skroch; Steiner; Strinden; Toman; Trottier; Tveit; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Klemin

NAYS: Magrum

ABSENT AND NOT VOTING: Boe; Louser; O'Brien; Satrom

SB 2088, as amended, passed.

SECOND READING OF SENATE BILL

SB 2305: A BILL for an Act to amend and reenact subsection 5 of section 53-12.1-01, subdivision a of subsection 2 of section 53-12.1-03, section 53-12.1-08, subsection 1 of section 53-12.1-11, subsections 1 and 7 of section 53-12.1-12, and section 53-12.1-13 of the North Dakota Century Code, relating to individuals eligible to play the North Dakota lottery and claim prizes and lottery online play; and to provide a penalty.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 81 YEAS, 9 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker; Blum; Bosch; Boschee; Brandenburg; Buffalo; Damschen; Delzer; Devlin; Dobervich; Dockter; Eidson; Ertelt; Fegley; Fisher; Grueneich; Guggisberg; Hager; Hanson; Hatlestad; Headland; Heinert; Holman; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Jones; Karls; Kasper; Keiser; Kempenich; Kiefert; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Marschall; Martinson; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; Owens; Paulson; Paur; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, M.; Sanford; Schatz; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Skroch; Steiner; Strinden; Trottier; Tveit; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Klemin

NAYS: Bellew; Hoverson; Johnston; Kading; Magrum; McWilliams; Ruby, D.; Simons; Toman

ABSENT AND NOT VOTING: Boe; Louser; O'Brien; Satrom

SB 2305 passed.

SECOND READING OF SENATE BILL

SB 2195: A BILL for an Act to provide an appropriation for veterans' spouses and dependents burial fees at the veterans' cemetery.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 44 YEAS,

46 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, P.; Blum; Bosch; Boschee; Buffalo; Dobervich; Dockter; Eidson; Guggisberg; Hager; Hanson; Hatlestad; Heinert; Holman; Hoverson; Johnson, C.; Johnson, M.; Johnston; Karls; Kasper; Keiser; Koppelman, B.; Koppelman, K.; Laning; Lefor; Marschall; Mitskog; Mock; Nelson, M.; Owens; Porter; Pyle; Richter; Rohr; Ruby, M.; Schauer; Schneider; Schreiber-Beck; Steiner; Trottier; Tveit; Vetter; Speaker Klemin

NAYS: Anderson, B.; Anderson, D.; Beadle; Becker; Bellew; Brandenburg; Damschen; Delzer; Devlin; Ertelt; Fegley; Fisher; Grueneich; Headland; Howe; Johnson, D.; Jones; Kading; Kempenich; Kiefert; Kreidt; Longmuir; Magrum; Martinson; McWilliams; Meier; Monson; Nathe; Nelson, J.; Paulson; Paur; Pollert; Roers Jones; Ruby, D.; Sanford; Schatz; Schmidt; Schobinger; Simons; Skroch; Strinden; Toman; Vigasaa; Weisz; Westlind; Zubke

ABSENT AND NOT VOTING: Boe; Louser; O'Brien; Satrom

Engrossed SB 2195, as amended, failed.

SECOND READING OF SENATE BILL

SB 2085: A BILL for an Act authorizing the state of North Dakota acting through job service North Dakota to sell certain property; and to declare an emergency.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 90 YEAS, 0 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker; Bellew; Blum; Bosch; Boschee; Brandenburg; Buffalo; Damschen; Delzer; Devlin; Dobervich; Dockter; Eidson; Ertelt; Fegley; Fisher; Grueneich; Guggisberg; Hager; Hanson; Hatlestad; Headland; Heinert; Holman; Hoverson; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Johnston; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Magrum; Marschall; Martinson; McWilliams; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; Owens; Paulson; Paur; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Schatz; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Simons; Skroch; Steiner; Strinden; Toman; Trottier; Tveit; Vetter; Vigasaa; Weisz; Westlind; Zubke; Speaker Klemin

ABSENT AND NOT VOTING: Boe; Louser; O'Brien; Satrom

SB 2085 passed and the emergency clause was declared carried.

SECOND READING OF SENATE BILL

SB 2081: A BILL for an Act to amend and reenact section 15-03-16 of the North Dakota Century Code, relating to a continuing appropriation for investments controlled by the board of university and school lands.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 78 YEAS, 12 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Bellew; Blum; Bosch; Boschee; Brandenburg; Buffalo; Damschen; Delzer; Devlin; Dobervich; Dockter; Eidson; Fegley; Fisher; Grueneich; Guggisberg; Hager; Hanson; Hatlestad; Headland; Heinert; Holman; Hoverson; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Jones; Karls; Kasper; Keiser; Kempenich; Kiefert; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Martinson; McWilliams; Meier; Mitskog; Mock;

Monson; Nathe; Nelson, J.; Owens; Paulson; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Schatz; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Skroch; Steiner; Strinden; Tveit; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Klemin

NAYS: Becker; Ertelt; Johnston; Kading; Koppelman, B.; Magrum; Marschall; Nelson, M.; Paur; Simons; Toman; Trottier

ABSENT AND NOT VOTING: Boe; Louser; O'Brien; Satrom

SB 2081 passed.

SECOND READING OF SENATE BILL

SB 2065: A BILL for an Act to amend and reenact section 4.1-21-04 of the North Dakota Century Code, relating to the state forester reserve account.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 75 YEAS, 15 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Blum; Bosch; Boschee; Brandenburg; Buffalo; Damschen; Delzer; Devlin; Dobervich; Dockter; Eidson; Fegley; Fisher; Grueneich; Guggisberg; Hager; Hanson; Hatlestad; Headland; Heinert; Holman; Hoverson; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Kreidt; Laning; Lefor; Longmuir; Martinson; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; Owens; Paulson; Paur; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Sanford; Schatz; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Strinden; Trottier; Tveit; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Klemin

NAYS: Becker; Bellew; Ertelt; Johnston; Koppelman, B.; Koppelman, K.; Magrum; Marschall; McWilliams; Ruby, D.; Ruby, M.; Simons; Skroch; Steiner; Toman

ABSENT AND NOT VOTING: Boe; Louser; O'Brien; Satrom

Engrossed SB 2065 passed.

SECOND READING OF SENATE BILL

SB 2210: A BILL for an Act to amend and reenact sections 19-24.1-17 and 19-24.1-24 of the North Dakota Century Code, relating to medical marijuana manufacturing facilities; and to declare an emergency.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 71 YEAS, 19 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker; Blum; Bosch; Boschee; Brandenburg; Buffalo; Devlin; Dobervich; Dockter; Eidson; Ertelt; Fegley; Grueneich; Guggisberg; Hager; Hanson; Headland; Holman; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Jones; Kading; Kasper; Keiser; Kempenich; Kiefert; Koppelman, B.; Koppelman, K.; Kreidt; Lefor; Longmuir; Magrum; Marschall; Martinson; McWilliams; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; Owens; Paur; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, M.; Sanford; Schauer; Schmidt; Schneider; Schreiber-Beck; Skroch; Steiner; Strinden; Vetter; Weisz; Westlind; Zubke; Speaker Klemin

NAYS: Bellew; Damschen; Delzer; Fisher; Hatlestad; Heinert; Hoverson; Johnston; Karls; Laning; Paulson; Ruby, D.; Schatz; Schobinger; Simons; Toman; Trottier; Tveit; Vigesaa

ABSENT AND NOT VOTING: Boe; Louser; O'Brien; Satrom

Engrossed SB 2210 passed and the emergency clause was declared carried.

SECOND READING OF SENATE BILL

SB 2361: A BILL for an Act to create and enact subsection 8 of section 43-41-11 and three new sections to chapter 43-41 of the North Dakota Century Code, relating to the licensing of social workers; to amend and reenact subsections 9 and 10 of section 25-01-01, section 43-41-01, subsection 2 of section 43-41-02, subsection 1 of section 43-41-03, and sections 43-41-04, 43-41-05, 43-41-08, 43-41-10, and 43-41-12, of the North Dakota Century Code, relating to the licensing of social workers; and to provide an effective date.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 86 YEAS, 4 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker; Blum; Bosch; Boschee; Brandenburg; Buffalo; Damschen; Delzer; Devlin; Dobervich; Dockter; Eidson; Fegley; Fisher; Grueneich; Guggisberg; Hager; Hanson; Hatlestad; Headland; Heinert; Holman; Hoverson; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Johnston; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Magrum; Marschall; Martinson; McWilliams; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; Owens; Paulson; Paur; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, M.; Sanford; Schatz; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Simons; Skroch; Steiner; Strinden; Trottier; Tveit; Vetter; Vigasaa; Weisz; Westlind; Zubke; Speaker Klemin

NAYS: Bellew; Ertelt; Ruby, D.; Toman

ABSENT AND NOT VOTING: Boe; Louser; O'Brien; Satrom

Engrossed SB 2361 passed.

SECOND READING OF SENATE BILL

SB 2339: A BILL for an Act to amend and reenact section 43-45-05.1 of the North Dakota Century Code, relating to qualification for addiction counseling licensure for an applicant licensed in another jurisdiction.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 90 YEAS, 0 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker; Bellew; Blum; Bosch; Boschee; Brandenburg; Buffalo; Damschen; Delzer; Devlin; Dobervich; Dockter; Eidson; Ertelt; Fegley; Fisher; Grueneich; Guggisberg; Hager; Hanson; Hatlestad; Headland; Heinert; Holman; Hoverson; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Johnston; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Magrum; Marschall; Martinson; McWilliams; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; Owens; Paulson; Paur; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Schatz; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Simons; Skroch; Steiner; Strinden; Toman; Trottier; Tveit; Vetter; Vigasaa; Weisz; Westlind; Zubke; Speaker Klemin

ABSENT AND NOT VOTING: Boe; Louser; O'Brien; Satrom

SB 2339 passed.

SECOND READING OF SENATE CONCURRENT RESOLUTION

SCR 4007: A concurrent resolution urging Congress and the Food and Drug Administration to end the marketing and advertising of e-cigarettes to youth.

ROLL CALL

The question being on the final adoption of the resolution, which has been read, and has committee recommendation of DO PASS. The roll was called and there were 75 YEAS, 15 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Bosch; Boschee; Brandenburg; Buffalo; Damschen; Delzer; Devlin; Dobervich; Dockter; Eidson; Fegley; Fisher; Guggisberg; Hager; Hanson; Hatlestad; Heinert; Holman; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Martinson; McWilliams; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; Owens; Paulson; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Sanford; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Skroch; Steiner; Strinden; Toman; Trottier; Tveit; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Klemin

NAYS: Becker; Bellew; Blum; Ertelt; Grueneich; Headland; Hoverson; Johnston; Koppelman, B.; Magrum; Marschall; Paur; Ruby, M.; Schatz; Simons

ABSENT AND NOT VOTING: Boe; Louser; O'Brien; Satrom

SCR 4007 was declared adopted on a recorded roll call vote.

SECOND READING OF SENATE BILL

SB 2173: A BILL for an Act to create and enact a new section to chapter 43-17 and a new chapter to title 43 of the North Dakota Century Code, relating to the interstate medical licensure compact and the payment of fees under the compact.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 87 YEAS, 3 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker; Bellew; Blum; Bosch; Boschee; Brandenburg; Buffalo; Damschen; Dobervich; Dockter; Eidson; Ertelt; Fegley; Fisher; Grueneich; Guggisberg; Hager; Hanson; Hatlestad; Headland; Heinert; Holman; Hoverson; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Johnston; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Magrum; Marschall; Martinson; McWilliams; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; Owens; Paulson; Paur; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Schatz; Schauer; Schneider; Schobinger; Schreiber-Beck; Simons; Skroch; Steiner; Strinden; Toman; Trottier; Tveit; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Klemin

NAYS: Delzer; Devlin; Schmidt

ABSENT AND NOT VOTING: Boe; Louser; O'Brien; Satrom

SB 2173, as amended, passed.

SECOND READING OF SENATE BILL

SB 2243: A BILL for an Act to amend and reenact subsection 3 of section 50-24.6-04 of the North Dakota Century Code, relating to prior authorization for medical assistance.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 67 YEAS, 23 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Blum; Bosch; Brandenburg; Buffalo; Damschen; Dobervich; Dockter; Eidson; Fegley; Fisher; Grueneich; Guggisberg; Hager; Hanson; Hatlestad; Heinert; Holman; Howe; Johnson, D.; Johnson, M.; Jones; Karls; Kasper; Kempenich; Kiefert; Kreidt; Laning; Lefor; Longmuir; Martinson; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; Owens; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Sanford; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Skroch; Steiner; Strinden; Toman; Trottier; Tveit; Vigasaa; Weisz; Westlind; Zubke; Speaker Klemm

NAYS: Becker; Bellew; Boschee; Delzer; Devlin; Ertelt; Headland; Hoverson; Johnson, C.; Johnston; Kading; Keiser; Koppelman, B.; Koppelman, K.; Magrum; Marschall; McWilliams; Paulson; Paur; Ruby, M.; Schatz; Simons; Vetter

ABSENT AND NOT VOTING: Boe; Louser; O'Brien; Satrom

Engrossed SB 2243, as amended, passed.

SECOND READING OF SENATE BILL

SB 2240: A BILL for an Act to amend and reenact section 1-04-07, subsection 1 of section 5-01-09, sections 12.1-20-06.1 and 19-03.3-05, subdivision f of subsection 3 of section 23-01-44, section 25-03.1-01, subsections 3, 12, 13, and 23 of section 25-03.1-02, section 25-03.1-04, subsection 2 of section 25-03.1-09, sections 25-03.1-34.1, 25-03.1-34.2, and 38-10-01, subdivision l of subsection 1 of section 43-05-16, section 43-05-16.4, subsection 3 of section 43-17.1-06, subsection 3 of section 50-25.1-16, and section 50-25.1-18 of the North Dakota Century Code, relating to references to substance abuse disorders.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 72 YEAS, 18 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, P.; Beadle; Blum; Bosch; Boschee; Brandenburg; Buffalo; Damschen; Devlin; Dobervich; Dockter; Eidson; Fegley; Fisher; Grueneich; Guggisberg; Hager; Hanson; Hatlestad; Headland; Heinert; Holman; Hoverson; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Jones; Karls; Kasper; Keiser; Kempenich; Kiefert; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Martinson; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; Owens; Paulson; Pollert; Porter; Pyle; Roers Jones; Rohr; Sanford; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Skroch; Steiner; Strinden; Trottier; Tveit; Vetter; Vigasaa; Weisz; Westlind; Zubke; Speaker Klemm

NAYS: Anderson, D.; Becker; Bellew; Delzer; Ertelt; Johnston; Kading; Koppelman, B.; Magrum; Marschall; McWilliams; Paur; Richter; Ruby, D.; Ruby, M.; Schatz; Simons; Toman

ABSENT AND NOT VOTING: Boe; Louser; O'Brien; Satrom

SB 2240, as amended, passed.

SECOND READING OF SENATE BILL

SB 2291: A BILL for an Act to create and enact a new section to chapter 50-06 of the North Dakota Century Code, relating to creation of a trauma-informed practices working group; to provide for a report to the legislative management; and to provide an expiration date.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 4 YEAS, 86 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

YEAS: Anderson, P.; Buffalo; Hager; Schreiber-Beck

NAYS: Adams; Anderson, B.; Anderson, D.; Beadle; Becker; Bellew; Blum; Bosch; Boschee; Brandenburg; Damschen; Delzer; Devlin; Dobervich; Dockter; Eidson; Ertelt; Fegley; Fisher; Grueneich; Guggisberg; Hanson; Hatlestad; Headland; Heinert; Holman; Hoverson; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Johnston; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Magrum; Marschall; Martinson; McWilliams; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; Owens; Paulson; Paur; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Schatz; Schauer; Schmidt; Schneider; Schobinger; Simons; Skroch; Steiner; Strinden; Toman; Trottier; Tveit; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Klemin

ABSENT AND NOT VOTING: Boe; Louser; O'Brien; Satrom

Engrossed SB 2291 failed.

SECOND READING OF SENATE BILL

SB 2198: A BILL for an Act to amend and reenact sections 23-01-44 and 50-06-01 of the North Dakota Century Code, relating to duties of the department of human services behavioral health division.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 58 YEAS, 32 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, P.; Beadle; Blum; Bosch; Boschee; Buffalo; Devlin; Dobervich; Dockter; Eidson; Grueneich; Guggisberg; Hager; Hanson; Hatlestad; Heinert; Holman; Howe; Johnson, D.; Johnson, M.; Jones; Kading; Keiser; Kiefert; Kreidt; Lefor; Longmuir; Martinson; Meier; Mitskog; Mock; Nathe; Nelson, J.; Nelson, M.; Owens; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, M.; Sanford; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Skroch; Steiner; Strinden; Trottier; Vigesaa; Weisz; Westlind; Zubke; Speaker Klemin

NAYS: Anderson, D.; Becker; Bellew; Brandenburg; Damschen; Delzer; Ertelt; Fegley; Fisher; Headland; Hoverson; Johnson, C.; Johnston; Karls; Kasper; Kempenich; Koppelman, B.; Koppelman, K.; Laning; Magrum; Marschall; McWilliams; Monson; Paulson; Paur; Pollert; Ruby, D.; Schatz; Simons; Toman; Tveit; Vetter

ABSENT AND NOT VOTING: Boe; Louser; O'Brien; Satrom

Engrossed SB 2198 passed.

SECOND READING OF SENATE BILL

SB 2300: A BILL for an Act to provide an appropriation to the department of human services to provide grants to school districts for student behavioral health needs.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 9 YEAS, 81 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

YEAS: Adams; Beadle; Boschee; Buffalo; Dobervich; Hanson; Mitskog; Mock; Schneider

NAYS: Anderson, B.; Anderson, D.; Anderson, P.; Becker; Bellew; Blum; Bosch; Brandenburg; Damschen; Delzer; Devlin; Dockter; Eidson; Ertelt; Fegley; Fisher; Grueneich; Guggisberg; Hager; Hatlestad; Headland; Heinert; Holman; Hoverson; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Johnston; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Magrum; Marschall; Martinson; McWilliams; Meier; Monson; Nathe; Nelson, J.; Nelson, M.; Owens; Paulson; Paur; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Schatz; Schauer; Schmidt; Schobinger; Schreiber-Beck; Simons; Skroch; Steiner; Strinden; Toman; Trottier; Tveit; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Klemin

ABSENT AND NOT VOTING: Boe; Louser; O'Brien; Satrom

Engrossed SB 2300 failed.

SECOND READING OF SENATE BILL

SB 2156: A BILL for an Act to create and enact a new section to chapter 39-04 of the North Dakota Century Code, relating to registration fees for motor vehicles and a driver's education fund; and to provide a continuing appropriation.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 9 YEAS, 81 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

YEAS: Holman; Karls; Keiser; Lefor; Mitskog; Porter; Richter; Schmidt; Steiner

NAYS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker; Bellew; Blum; Bosch; Boschee; Brandenburg; Buffalo; Damschen; Delzer; Devlin; Dobervich; Dockter; Eidson; Ertelt; Fegley; Fisher; Grueneich; Guggisberg; Hager; Hanson; Hatlestad; Headland; Heinert; Hoverson; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Johnston; Jones; Kading; Kasper; Kempenich; Kiefert; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Longmuir; Magrum; Marschall; Martinson; McWilliams; Meier; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; Owens; Paulson; Paur; Pollert; Pyle; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Schatz; Schauer; Schneider; Schobinger; Schreiber-Beck; Simons; Skroch; Strinden; Toman; Trottier; Tveit; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Klemin

ABSENT AND NOT VOTING: Boe; Louser; O'Brien; Satrom

Engrossed SB 2156 failed.

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)

MR. PRESIDENT: The House has passed, unchanged: SB 2125, SB 2165, SB 2184, SB 2314, SB 2331.

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)

MR. PRESIDENT: The House has amended and subsequently passed: SB 2076, SB 2090, SB 2102, SB 2179, SB 2209, SB 2342.

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)

MR. PRESIDENT: The House has amended, subsequently passed, and the emergency clause carried: SB 2024.

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)

MR. PRESIDENT: The House has failed to pass, unchanged: SB 2095, SB 2356.

MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)

MR. SPEAKER: The Senate has passed, unchanged: HB 1032, HB 1144, HB 1280, HB 1311, HB 1316, HB 1475, HB 1503, HCR 3011, HCR 3015, HCR 3051.

MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)
MR. SPEAKER: The Senate has amended and subsequently passed: HB 1115, HB 1259, HB 1285, HB 1406, HB 1454.

SENATE AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1115

Page 5, line 21, remove the overstrike over "equal"

Page 5, line 21, remove "up"

Page 21, line 10, overstrike "its" and insert immediately thereafter "a"

Page 21, line 12, replace "and within" with ". The department shall make and issue a decision within"

Page 21, line 14, after "adjusted" insert "a"

Renumber accordingly

SENATE AMENDMENTS TO HOUSE BILL NO. 1259

Page 1, line 8, remove ". for which a maximum fine of one hundred dollars may"

Page 1, line 9, remove "be imposed."

Renumber accordingly

SENATE AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1285

Page 1, line 2, after "locations" insert "; to provide for the creation of a workgroup on abandoned infants; and to provide for a report to the department of human services"

Page 1, line 12, remove ". law enforcement agency. or county social"

Page 1, remove line 13

Page 1, line 14, replace "by the board of county commissioners" with "or other location as designated by rule adopted by the department"

Page 1, remove lines 16 and 17

Page 2, line 28, remove the overstrike over "~~if it appears that the~~"

Page 2, line 29, remove the overstrike over "~~abandoned infant was not harmed~~"

Page 3, line 11, after "department" insert ". in coordination with the state department of health."

Page 3, after line 14, insert:

"SECTION 2. WORKGROUP ON ABANDONED INFANTS - REPORT TO THE DEPARTMENT OF HUMAN SERVICES.

1. During the 2019-20 interim, a workgroup on abandoned infants shall gather information and develop recommendations to design the optimal response to abandoned infants within existing systems and resources.
2. The workgroup consists of the following:
 - a. The director of the department of human services, or the executive director's designee;
 - b. The director of the department of emergency services, or the director's designee; and

- c. Any person or public agency representative the workgroup determines is necessary to accomplish protocol development.
- 3. The department of human services shall convene the workgroup.
- 4. The workgroup shall:
 - a. Gather information concerning abandoned infants and protocols established by approved locations.
 - b. Receive reports and testimony from individuals, state and local agencies, community-based organizations, and other public and private organizations.
 - c. Design and implement a cross-systems protocol within existing systems and resources for an optimal response to a report of an abandoned infant at an approved location.
- 5. The department of human services may adopt any rules necessary to support the workgroup.
- 6. Before July 1, 2020, the workgroup shall submit a final report with the workgroup's recommendations to the department of human services."

Renumber accordingly

SENATE AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1406

Page 2, line 27, replace "chronically mentally ill persons" with "severe mental illness"

Renumber accordingly

SENATE AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1454

Page 2, line 5, remove "of at least fifty thousand dollars but not exceeding one"

Page 2, line 6, remove "hundred thousand dollars."

Renumber accordingly

MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)

MR. SPEAKER: The Senate has amended, subsequently passed, and the emergency clause carried: HB 1283, HB 1417, HB 1519.

SENATE AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1283

In lieu of the amendments adopted by the Senate as printed on pages 1001 and 1002 of the Senate Journal, Engrossed House Bill No. 1283 is amended as follows:

Page 1, line 1, after "Act" insert "to create and enact section 19-24.1-03.1 of the North Dakota Century Code, relating to access to medical marijuana;"

Page 1, line 2, replace "and" with "subdivision a of subsection 5 of section 19-24.1-05, subsection 7 of section 19-24.1-10,"

Page 1, line 2, after "19-24.1-11" insert ", and subsection 10 of section 19-24.1-32"

Page 8, after line 17, insert:

"SECTION 3. Section 19-24.1-03.1 of the North Dakota Century Code is created and enacted as follows:

19-24.1-03.1. Qualifying patients - Veterans.

In lieu of the written certification required under section 19-24.1-03, a veteran receiving treatment from a federal veterans' affairs entity may submit to the department a copy of the veterans' affairs medical records identifying a diagnosis of a debilitating medical condition and a copy of military discharge documents. The department may use the medical records and discharge documents in place of a written certification to approve or deny the application under section 19-24.1-05. The department shall issue a registry identification card within thirty calendar days of approving an application under this section.

SECTION 4. AMENDMENT. Subdivision a of subsection 5 of section 19-24.1-05 of the North Dakota Century Code is amended and reenacted as follows:

- a. The department receives documentation the minor's health care provider has explained to the parent or legal guardian with responsibility for health care decisions for the minor the potential risks ~~and benefits~~ of the use of pediatric medical marijuana ~~to treat or alleviate the debilitating medical condition; and~~

SECTION 5. AMENDMENT. Subsection 7 of section 19-24.1-10 of the North Dakota Century Code is amended and reenacted as follows:

7. A registered qualifying patient's certifying health care provider ~~shall~~may notify the department in writing if the health care provider's registered qualifying patient no longer has a debilitating medical condition ~~or if the health care provider no longer believes the patient will receive therapeutic or palliative benefit from the medical use of marijuana~~may notify the department if a bona fide provider-patient relationship ceases to exist. The qualifying patient's registry identification card becomes void immediately upon the health care provider's notification of the department and the registered qualifying patient shall dispose of any usable marijuana in the cardholder's possession within fifteen calendar days, in accordance with rules adopted under this chapter."

Page 8, after line 22, insert:

"SECTION 7. AMENDMENT. Subsection 10 of section 19-24.1-32 of the North Dakota Century Code is amended and reenacted as follows:

10. A health care provider is not subject to arrest or prosecution or the denial of any right or privilege, including a civil penalty or disciplinary action by a court or occupational or professional regulating entity, solely for providing a written certification or for ~~otherwise~~ stating in the health care provider's professional opinion a patient is likely to receive therapeutic or palliative benefit from the medical use of usable marijuana to treat or alleviate the patient's debilitating medical condition or for refusing to provide written certification or a statement. This chapter does not release a health care provider from the duty to exercise a professional standard of care for evaluating or treating a patient's medical condition."

Renumber accordingly

SENATE AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1417

Page 1, line 1, after "2" insert ", 38,"

Page 1, line 1, remove the third "and"

Page 1, line 2, after "19-24.1-03" insert ", subdivision a of subsection 5 of section 19-24.1-05, subsection 7 of section 19-24.1-10, section 19-24.1-11, subsection 4 of section 19-24.1-21, and subsection 10 of section 19-24.1-32"

Page 1, line 3, after "marijuana" insert "; and to declare an emergency"

Page 2, line 12, overstrike "two" and insert immediately thereafter "four"

Page 2, after line 12, insert:

"SECTION 2. AMENDMENT. Subsection 38 of section 19-24.1-01 of the North Dakota Century Code is amended and reenacted as follows:

38. "Usable marijuana" means a medical marijuana product or the dried leaves or flowers of the plant of the genus cannabis in a combustible delivery form. However, the term does not include ~~the dried leaves or flowers unless authorized through a written certification and does not include~~ a cannabinoid edible product. In the case of a registered qualifying patient who is a minor, "usable marijuana" is limited to pediatric medical marijuana."

Page 4, after line 4, insert:

"SECTION 5. AMENDMENT. Subdivision a of subsection 5 of section 19-24.1-05 of the North Dakota Century Code is amended and reenacted as follows:

- a. The department receives documentation the minor's health care provider has explained to the parent or legal guardian with responsibility for health care decisions for the minor the potential risks and benefits of the use of pediatric medical marijuana ~~to treat or alleviate the debilitating medical condition;~~ and

SECTION 6. AMENDMENT. Subsection 7 of section 19-24.1-10 of the North Dakota Century Code is amended and reenacted as follows:

7. A registered qualifying patient's certifying health care provider ~~shall~~may notify the department in writing if the health care provider's registered qualifying patient no longer has a debilitating medical condition ~~or if the~~the health care provider ~~no longer believes the patient will receive therapeutic or palliative benefit from the medical use of marijuana~~may notify the department if a bona fide provider-patient relationship ceases to exist. The qualifying patient's registry identification card becomes void immediately upon the health care provider's notification of the department and the registered qualifying patient shall dispose of any usable marijuana in the cardholder's possession within fifteen calendar days, in accordance with rules adopted under this chapter.

SECTION 7. AMENDMENT. Section 19-24.1-11 of the North Dakota Century Code is amended and reenacted as follows:

19-24.1-11. Registry identification cards.

1. The contents of a registry identification card must include:
 - a. The name of the cardholder;
 - b. A designation as to whether the cardholder is a qualifying patient, designated caregiver, or compassion center agent;
 - c. A designation as to whether a qualifying patient is a minor;
 - d. A designation as to whether a qualifying patient or a designated caregiver's qualifying patient is authorized to use the an enhanced amount of dried leaves or flowers of the plant of the genus cannabis to treat or alleviate the patient's debilitating medical condition of cancer;
 - e. The date of issuance and expiration date;
 - f. A random ten-digit alphanumeric identification number containing at least four numbers and at least four letters which is unique to the cardholder;

- g. If the cardholder is a designated caregiver, the random identification number of the qualifying patient the designated caregiver is authorized to assist;
 - h. A photograph of the cardholder; and
 - i. The phone number or website address at which the card can be verified.
- 2. Except as otherwise provided in this section or rule adopted under this chapter, a registry identification card expiration date must be one year after the date of issuance.
 - 3. If a health care provider ~~states in the written~~limits certification that the ~~qualifying patient would benefit from the medical use of marijuana~~ until a specified date, less than one year, the registry identification card expires on that date.

SECTION 8. AMENDMENT. Subsection 4 of section 19-24.1-21 of the North Dakota Century Code is amended and reenacted as follows:

- 4. A dispensary or agent of the dispensary may not dispense usable marijuana unless the dispensary first uses the verification system to confirm the registered qualifying patient or registered designated caregiver identification card is valid. A dispensary or agent of the dispensary:
 - a. May not dispense usable marijuana to a person other than a registered qualifying patient or a registered qualifying patient's registered designated caregiver. If a registered qualifying patient is a minor:
 - (1) The dispensary or agent of the dispensary may not dispense usable marijuana to a minor; and
 - (2) The usable marijuana dispensed to the minor's designated caregiver must be in the form of pediatric medical marijuana.
 - b. May not dispense to a registered qualifying patient or registered designated caregiver more than the allowable amount of usable marijuana and may not dispense an amount if it is known that amount would cause the recipient to purchase or possess more usable marijuana than is permitted under this chapter.
 - c. ~~May not dispense to a registered qualifying patient or registered designated caregiver the dried leaves or flowers of the plant of the genus cannabis in a combustible delivery form unless the registry identification card and verification system authorize this form of usable marijuana.~~

SECTION 9. AMENDMENT. Subsection 10 of section 19-24.1-32 of the North Dakota Century Code is amended and reenacted as follows:

- 10. A health care provider is not subject to arrest or prosecution or the denial of any right or privilege, including a civil penalty or disciplinary action by a court or occupational or professional regulating entity, solely for providing a written certification or for ~~otherwise~~ stating in the health care provider's professional opinion a patient is likely to receive therapeutic or palliative benefit from the medical use of usable marijuana to treat or alleviate the patient's debilitating medical condition or for refusing to provide written certification or a statement. This chapter does not release a health care provider from the duty to exercise a professional standard of care for evaluating or treating a patient's medical condition.

SECTION 10. EMERGENCY. This Act is declared to be an emergency measure."

Renumber accordingly

SENATE AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1519

Page 1, line 22, remove "Anorexia nervosa:"

Page 1, remove line 23

Page 1, line 24, remove "o."

Page 2, line 1, replace "p." with "n."

Page 2, remove lines 2 through 9

Page 2, line 10, replace "y." with "o."

Page 2, after line 10, insert:

"p. A brain injury."

Page 2, line 11, replace "z." with "q."

Page 2, line 11, overstrike "and" and insert immediately thereafter "or"

Page 2, line 12, replace "aa." with "r."

Renumber accordingly

MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)

MR. SPEAKER: The Senate has amended and subsequently failed to pass: HB 1159, HCR 3016.

MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)

MR. SPEAKER: The Senate has failed to pass, unchanged: HB 1060, HB 1145, HB 1443, HCR 3040, HCR 3046.

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)

MR. PRESIDENT: Your signature is respectfully requested on: HB 1292, HB 1296, HB 1337, HB 1391, HB 1487, HB 1516.

MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)

MR. SPEAKER: Your signature is respectfully requested on: SB 2270, SB 2307, SB 2308, SB 2323, SB 2359, SCR 4002, SCR 4014.

MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)

MR. SPEAKER: The President has signed: HB 1292, HB 1296, HB 1337, HB 1391, HB 1487, HB 1516.

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)

MR. PRESIDENT: The Speaker has signed: HB 1077, HB 1131, HB 1200, HB 1351, HB 1485.

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)

MR. PRESIDENT: The Speaker has signed: SB 2270, SB 2307, SB 2308, SB 2323, SB 2359, SCR 4002, SCR 4014.

DELIVERY OF ENROLLED BILLS AND RESOLUTIONS

The following bills were delivered to the Governor for approval on March 25, 2019: HB 1077, HB 1131, HB 1200, HB 1351, HB 1485.

MOTION

REP. VIGESAA MOVED that the absent members be excused, which motion prevailed on a

voice vote.

MOTION

REP. VIGESAA MOVED that the House be on the Fourth, Fifth, Ninth, and Thirteenth orders of business and at the conclusion of those orders, the House stand adjourned until 1:00 p.m., Tuesday, March 26, 2019, which motion prevailed on a voice vote.

REPORT OF STANDING COMMITTEE

SB 2046: Government and Veterans Affairs Committee (Rep. Kasper, Chairman) recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (10 YEAS, 2 NAYS, 2 ABSENT AND NOT VOTING). SB 2046 was rereferred to the **Appropriations Committee**.

REPORT OF STANDING COMMITTEE

SB 2047: Government and Veterans Affairs Committee (Rep. Kasper, Chairman) recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (7 YEAS, 4 NAYS, 3 ABSENT AND NOT VOTING). SB 2047 was rereferred to the **Appropriations Committee**.

REPORT OF STANDING COMMITTEE

SB 2048, as engrossed: Government and Veterans Affairs Committee (Rep. Kasper, Chairman) recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (10 YEAS, 2 NAYS, 2 ABSENT AND NOT VOTING). Engrossed SB 2048 was rereferred to the **Appropriations Committee**.

REPORT OF STANDING COMMITTEE

SB 2221, as engrossed: Government and Veterans Affairs Committee (Rep. Kasper, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (11 YEAS, 1 NAYS, 2 ABSENT AND NOT VOTING). Engrossed SB 2221 was placed on the Sixth order on the calendar.

Page 1, line 20, remove the underscored colon

Page 1, line 21, replace "a. A" with "a"

Page 1, line 21, remove the underscored semicolon

Page 1, line 22, replace "b. Any" with "by any"

Page 1, line 22, remove "if the record concerns litigation, legislation,"

Page 1, line 23, remove "or liability involving the public employee or a public entity"

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2328: Agriculture Committee (Rep. D. Johnson, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (11 YEAS, 1 NAYS, 2 ABSENT AND NOT VOTING). SB 2328 was placed on the Sixth order on the calendar.

Page 1, line 11, replace "governor" with "agriculture commissioner"

Page 1, line 12, replace "Three" with "Four"

Page 1, line 13, replace "governor" with "agriculture commissioner"

Page 1, line 13, replace "two members" with "one member"

Page 1, line 14, replace "governor" with "agriculture commissioner"

Page 1, line 14, remove "agriculture"

Page 1, line 15, replace "commissioner" with "governor"

Page 1, line 16, replace "commissioner" with "governor"

Page 1, line 16, replace "farming" with "business"

Page 2, line 18, replace "commission may secure" with "commissioner shall provide"

Renumber accordingly

REPORT OF STANDING COMMITTEE

SCR 4008: Agriculture Committee (Rep. D. Johnson, Chairman) recommends **DO PASS** and **BE PLACED ON THE CONSENT CALENDAR** (12 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). SCR 4008 was placed on the Tenth order on the calendar.

The House stood adjourned pursuant to Representative Vigesaa's motion.

Buell J. Reich, Chief Clerk