

## JOURNAL OF THE HOUSE

## Sixty-sixth Legislative Assembly

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Bismarck, April 19, 2019

The House convened at 8:00 a.m., with Speaker Klemin presiding.

The prayer was offered by Pastor Bob GrayEagle, Prairie Family Church, Bismarck.

The roll was called and all members were present except Representatives Hoverson and O'Brien.

A quorum was declared by the Speaker.

**CONSIDERATION OF CONFERENCE COMMITTEE REPORT**

**REP. SCHMIDT MOVED** that the conference committee report on Engrossed SB 2020 as printed on HJ page 1946 be adopted, which motion prevailed on a verification vote.

Engrossed SB 2020, as amended, was placed on the Fourteenth order of business.

**SECOND READING OF SENATE BILL**

**SB 2020:** A BILL for an Act to provide an appropriation for defraying the expenses of the state water commission; to amend and reenact subsection 3 of section 61-02-78 and section 61-02-79 of the North Dakota Century Code, relating to the infrastructure revolving loan fund and the authorization of a Bank of North Dakota line of credit; to provide for Red River valley water supply requirements; to provide an exemption; to provide for a report to the legislative management; to provide conditions on appropriations; to provide a statement of legislative intent; to provide for a pilot project; and to declare an emergency.

**ROLL CALL**

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 61 YEAS, 31 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Anderson, B.; Anderson, D.; Bellew; Blum; Boe; Bosch; Brandenburg; Damschen; Delzer; Devlin; Dockter; Eidson; Fegley; Fisher; Grueneich; Hanson; Hatlestad; Headland; Heinert; Johnson, C.; Johnson, D.; Jones; Karls; Keiser; Kempenich; Kreidt; Laning; Lefor; Longmuir; Louser; Martinson; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Owens; Paur; Pollert; Porter; Richter; Rohr; Ruby, D.; Ruby, M.; Sanford; Schatz; Schauer; Schmidt; Schobinger; Schreiber-Beck; Simons; Steiner; Toman; Trottier; Tveit; Vigasaa; Weisz; Westlind; Zubke; Speaker Klemin

**NAYS:** Adams; Anderson, P.; Beadle; Becker; Boschee; Buffalo; Dobervich; Ertelt; Guggisberg; Hager; Holman; Howe; Johnson, M.; Johnston; Kading; Kasper; Kiefert; Koppelman, B.; Koppelman, K.; Magrum; Marschall; McWilliams; Nelson, M.; Paulson; Pyle; Roers Jones; Satrom; Schneider; Skroch; Strinden; Vetter

**ABSENT AND NOT VOTING:** Hoverson; O'Brien

Engrossed SB 2020, as amended, passed but the emergency clause failed.

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**CONSIDERATION OF CONFERENCE COMMITTEE REPORT**

**REP. SCHNEIDER MOVED** that the conference committee report on Engrossed HB 1517 as printed on HJ page 1946 be adopted, which motion prevailed on a voice vote.

Engrossed HB 1517, as amended, was placed on the Eleventh order of business.

**SECOND READING OF HOUSE BILL**

**HB 1517:** A BILL for an Act to create and enact a new section to chapter 25-04 and a new section to chapter 50-06 of the North Dakota Century Code, relating to program management for residents of the life skills and transition center and regional crisis support services for individuals with an intellectual or developmental disability; to amend and reenact section 25-04-02.1 and subsection 4 of section 50-06-37 of the North Dakota Century Code, relating to accreditation of life skills and transition center and assessment of intellectual or developmental disabilities; and to provide for a report to the legislative management.

**ROLL CALL**

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 89 YEAS, 3 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Adams; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Bellew; Blum; Boe; Bosch; Boschee; Brandenburg; Buffalo; Damschen; Delzer; Devlin; Dobervich; Dockter; Eidson; Fegley; Fisher; Grueneich; Guggisberg; Hager; Hanson; Hatlestad; Headland; Heinert; Holman; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Johnston; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; 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; Satrom; Schatz; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Skroch; Steiner; Strinden; Toman; Trottier; Tveit; Vetter; Vigasaa; Weisz; Westlind; Zubke; Speaker Klemin

**NAYS:** Becker; Ertelt; Simons

**ABSENT AND NOT VOTING:** Hoverson; O'Brien

Reengrossed HB 1517 passed.

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**CONSIDERATION OF CONFERENCE COMMITTEE REPORT**

**REP. KASPER MOVED** that the conference committee report on Reengrossed HB 1435 as printed on HJ page 1945 be adopted, which motion prevailed on a voice vote.

Reengrossed HB 1435, as amended, was placed on the Eleventh order of business.

**SECOND READING OF HOUSE BILL**

**HB 1435:** A BILL for an Act to amend and reenact sections 37-17.3-02, 37-17.3-02.2, and 37-17.3-03 of the North Dakota Century Code, and section 10 of chapter 247 of the 2017 Session Laws, relating to the governance, purchase, financing, and operation of the statewide interoperable radio network; to provide for a legislative management study; to provide an appropriation; to provide for a transfer; and to declare an emergency.

**ROLL CALL**

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 86 YEAS, 6 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Adams; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Blum; Boe; Bosch; Boschee; Brandenburg; Buffalo; Damschen; Delzer; Devlin; Dobervich; Dockter; Eidson; Fegley; Fisher; Grueneich; Guggisberg; Hager; Hanson; Hatlestad; Headland; Heinert; Holman; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; 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; Satrom; Schatz; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Skroch; Steiner; Strinden; Toman; Trottier; Tveit; Vetter; Vigasaa; Weisz; Westlind; Zubke; Speaker Klemin

**NAYS:** Becker; Bellew; Ertelt; Johnston; Magrum; Simons

**ABSENT AND NOT VOTING:** Hoverson; O'Brien

Reengrossed HB 1435 passed and the emergency clause was declared carried.

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**CONSIDERATION OF CONFERENCE COMMITTEE REPORT**

**REP. SCHATZ MOVED** that the conference committee report on Engrossed SB 2018 as printed on HJ page 1946 be adopted, which motion prevailed on a voice vote.

**MOTION**

**REP. LOUSER MOVED** that HB 1513 be moved to the bottom of the Seventh order, which motion prevailed on a voice vote.

**CONSIDERATION OF CONFERENCE COMMITTEE REPORT**

**REP. STEINER MOVED** that the conference committee report on Engrossed SB 2221 as printed on HJ page 1953 be adopted, which motion prevailed on a voice vote.

**CONSIDERATION OF CONFERENCE COMMITTEE REPORT**

**REP. JONES MOVED** that the conference committee report on Engrossed HB 1234 as printed on HJ pages 1944-1945 be adopted, which motion prevailed on a voice vote.

Engrossed HB 1234, as amended, was placed on the Eleventh order of business.

**SECOND READING OF HOUSE BILL**

**HB 1234:** A BILL for an Act to amend and reenact sections 29-06-05.2 and 29-06-15 of the North Dakota Century Code, relating to the authority of federal agents.

**ROLL CALL**

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 71 YEAS, 21 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

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

**NAYS:** Becker; Bellew; Delzer; Ertelt; Grueneich; Johnston; Kading; Kiefert; Koppelman, B.; Louser; Magrum; Marschall; McWilliams; Paulson; Paur; Ruby, D.; Ruby, M.; Schatz; Simons; Skroch; Toman

**ABSENT AND NOT VOTING:** Hoverson; O'Brien

Reengrossed HB 1234 passed.

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**MOTION**

**REP. LOUSER MOVED** that the House stand in recess until 12:30 p.m., which motion prevailed on a voice vote.

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

**CORRECTION AND REVISION OF THE JOURNAL**

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

Page 1944, line 16, after "SB 2040, " insert "SB 2078, "

**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 April 18, 2019, I have signed the following: HB 1106 and HB 1395.

#### **MOTION**

**REP. LOUSER MOVED** pursuant to House Rule 324, to suspend the rules for the purpose of temporarily amending the deadlines for referrals of Senate bills to the **House Appropriations Committee**, and for reporting bills and resolutions out of committee., which motion prevailed on a voice vote.

#### **MOTION**

**REP. LOUSER MOVED** that House Rule 329(4) be amended temporarily to replace seventy-first legislative day with seventy-fourth legislative day for SB 2148, which motion prevailed on a voice vote.

#### **MOTION**

**REP. LOUSER MOVED** that House Rule 509 be amended temporarily to replace seventy-first legislative day with seventy-fourth legislative day for SB 2148, which motion prevailed.

#### **MOTION**

**REP. LOUSER MOVED** that SB 2042, which is on the Fourteenth order, be laid over one legislative day, and that HB 1320, which is on the Twelfth order, be laid over one legislative day, and that HB 1040, which is on the Seventh order, be laid over one legislative day, which motion prevailed on a voice vote.

#### **APPOINTMENT OF CONFERENCE COMMITTEE**

**REP. LOUSER MOVED** that the Speaker appoint a committee of three to act with a like committee from the Senate as a Conference Committee on Engrossed SB 2211, which motion prevailed.

**THE SPEAKER APPOINTED** as a Conference Committee on:

**Engrossed SB 2211:** Reps. Keiser, Martinson, Porter

#### **CONSIDERATION OF MESSAGE FROM THE SENATE**

**REP. HEADLAND MOVED** that the House do concur in the Senate amendments to HCR 3055 as printed on HJ pages 1941-1942, which motion failed on a verification vote.

#### **SECOND READING OF SENATE BILL**

**SB 2224:** A BILL for an Act to create and enact a new section to chapter 4.1-01 of the North Dakota Century Code, relating to a bioscience innovation grant program; to amend and reenact sections 54-65-01, 54-65-06, and 54-65-07 of the North Dakota Century Code, relating to research North Dakota; to repeal section 10-30.5-14, chapters 15-69 and 54-65, and sections 54-65-02, 54-65-03, 54-65-04, and 54-65-05 of the North Dakota Century Code, relating to the centers of excellence, centers of research excellence, and research North Dakota; to provide a continuing appropriation; to provide an appropriation; to provide for a transfer; and to provide an effective date.

#### **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 78 YEAS, 14 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Adams; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Bellew; Blum; Boe; Bosch; Boschee; Brandenburg; Buffalo; Damschen; Delzer; Devlin; Dobervich; Dockter; Eidson; Fegley; Fisher; Grueneich; Guggisberg; Hager; Hanson; Hatlestad; Headland; Heinert; Holman; Howe; Johnson, D.; Johnson, M.; Jones; Karls; Kasper; Keiser; Kempenich; Kiefert; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Martinson; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Owens; Paulson; Paur; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, M.; Sanford; Satrom;

Schatz; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Skroch; Strinden; Trottier; Tveit; Vetter; Vigasaa; Weisz; Westlind; Zubke; Speaker Klemin

**NAYS:** Becker; Ertelt; Johnson, C.; Johnston; Kading; Koppelman, B.; Magrum; Marschall; McWilliams; Nelson, M.; Ruby, D.; Simons; Steiner; Toman

**ABSENT AND NOT VOTING:** Hoverson; O'Brien

SB 2224, as amended, passed.

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#### CONSIDERATION OF CONFERENCE COMMITTEE REPORT

**REP. GRUENEICH MOVED** that the conference committee report on Engrossed HB 1513 as printed on HJ pages 1945-1946 be adopted, which motion prevailed on a voice vote.

#### REPORT OF CONFERENCE COMMITTEE

**HB 1359, as reengrossed:** Your conference committee (Sens. J. Lee, Anderson, K. Roers and Reps. D. Anderson, Devlin, Schneider) recommends that the **HOUSE ACCEDE** to the Senate amendments and place HB 1359 on the Seventh order.

Reengrossed HB 1359 was placed on the Seventh order of business on the calendar.

#### CONSIDERATION OF CONFERENCE COMMITTEE REPORT

**REP. D. ANDERSON MOVED** that the conference committee report on Reengrossed HB 1359 be adopted, which motion prevailed on a voice vote.

Reengrossed HB 1359, as amended, was placed on the Eleventh order of business.

#### SECOND READING OF HOUSE BILL

**HB 1359:** A BILL for an Act to provide for a study of the efficacy of hyperbaric oxygen therapy; and to provide an appropriation.

#### ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 1 YEAS, 91 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Nelson, M.

**NAYS:** Adams; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker; Bellew; Blum; Boe; 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.; Johnston; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; 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; Satrom; 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:** Hoverson; O'Brien

Reengrossed HB 1359 failed.

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#### REPORT OF CONFERENCE COMMITTEE

**HB 1171, as engrossed:** Your conference committee (Sens. Schaible, Davison, Oban and Reps. Bosch, D. Ruby, P. Anderson) recommends that the **SENATE RECEDE** from the Senate amendments as printed on HJ pages 1393-1394, adopt amendments as follows, and place HB 1171 on the Seventh order:

That the Senate recede from its amendments as printed on pages 1393 and 1394 of the House Journal and pages 999-1001 of the Senate Journal and that Engrossed House Bill

No. 1171 be amended as follows:

Page 1, line 1, after "A BILL" replace the remainder of the bill with "for an Act to create and enact two new sections to chapter 15-10 of the North Dakota Century Code, relating to the development and implementation of a skilled workforce student loan repayment program and a skilled workforce scholarship program; to provide continuing appropriations; to provide for transfers; to provide for reports to the legislative management; and to declare an emergency.

**BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

**SECTION 1.** A new section to chapter 15-10 of the North Dakota Century Code is created and enacted as follows:

**Skilled workforce student loan repayment program - Skilled workforce student loan repayment program fund - Continuing appropriation - Report.**

1. There is created in the state treasury the skilled workforce student loan repayment program fund. The fund consists of moneys transferred into the fund by the legislative assembly, matching funds received, and loan repayments. Moneys in the fund are appropriated to the state board of higher education on a continuing basis for the purpose of distributing student loan repayment grants directly to the Bank of North Dakota or other participating lender to repay outstanding student loan principal balances for eligible applicants.
2. The state board of higher education shall adopt policies and procedures to develop, implement, promote, and administer a skilled workforce student loan repayment program in cooperation with the Bank of North Dakota and the North Dakota workforce development council with the intent of attracting and retaining individuals for professional or technical skills in high demand in this state.
3. The North Dakota workforce development council in cooperation with job service North Dakota shall use available labor market information to determine annually the eligible high-demand professional and technical skills and emerging occupations in this state.
4. The state board of higher education and the North Dakota workforce development council shall compile a list of qualifying educational programs annually. Qualifying education programs must pertain to the professional and technical skills and emerging occupations in high demand in this state, as determined under subsection 3. Qualifying educational programs may include degree or certificate programs.
5. Graduates of qualifying educational programs from institutions or entities in this state may apply for the skilled workforce student loan repayment program. To be eligible to receive student loan repayment grants under the program, the applicant:
  - a. Must have successfully completed a qualifying educational program from an eligible institution of higher education;
  - b. Must have a student loan with the Bank of North Dakota or other participating lender;
  - c. Following completion of a qualifying educational program, must reside and work in this state in an eligible high-demand or emerging occupation; and
  - d. Must have met and shall continue to meet any requirements established by rule.

6. The state board of higher education shall adopt rules to ensure compliance with residency and occupation requirements after completion of the qualifying educational program.
7. The state board of higher education shall distribute student loan repayment grants from the skilled workforce student loan repayment program fund directly to the Bank of North Dakota or other participating lender to repay outstanding student loan principal balances for eligible applicants. The maximum annual student loan repayment grant amount for which an applicant may qualify is five thousand six hundred sixty-seven dollars, or one-third of the applicant's outstanding student loan principal balance upon initial application for the program, whichever is less. The maximum total student loan repayment grant amount for which any applicant may qualify is seventeen thousand dollars.
8. If an individual is receiving loan forgiveness under any other provision, the individual may not receive a student loan repayment grant under this section during the same application year. An individual who received a skilled workforce scholarship under section 2 of this Act is not eligible for loan forgiveness under this section.
9. The skilled workforce student loan repayment program must be a joint public and private effort. The state board of higher education shall provide one dollar of funding for each one dollar of funding raised from the private sector. Any matching funds received must be deposited in the skilled workforce student loan repayment program fund.
10. The state board of higher education shall provide a biennial program report to the legislative management by September first of each even-numbered year. The report must include information regarding:
  - a. The eligible high-demand professional and technical skills and emerging occupations;
  - b. The qualifying educational programs;
  - c. The number of applicants, eligible applicants, and applicants receiving awards;
  - d. The amount of private funding raised; and
  - e. The average and total amounts awarded under the program.

**SECTION 2.** A new section to chapter 15-10 of the North Dakota Century Code is created and enacted as follows:

**Skilled workforce scholarship program - Skilled workforce scholarship fund - Continuing appropriation - Report.**

1. There is created in the state treasury the skilled workforce scholarship fund. The fund consists of moneys transferred into the fund by the legislative assembly, matching funds received, and scholarship repayments. Moneys in the fund are appropriated to the state board of higher education on a continuing basis for the purpose of providing grants to institutions of higher education related to skilled workforce scholarships. Institutions of higher education include institutions under the control of the state board of higher education, North Dakota nonpublic accredited institutions of higher education, and tribally controlled community colleges.
2. The state board of higher education shall adopt policies and procedures to develop, implement, promote, and administer a skilled workforce scholarship program in cooperation with the Bank of North Dakota and the North Dakota workforce development council with the intent of

attracting and retaining individuals for professional or technical skills in high demand in this state.

3. The North Dakota workforce development council in cooperation with job service North Dakota shall use available labor market information to determine annually the eligible high-demand professional and technical skills and emerging occupations in this state.
4. The state board of higher education and the workforce development council shall compile a list of qualifying educational programs annually. Qualifying educational programs must be able to be completed within four semesters or six quarters and must pertain to the professional and technical skills and emerging occupations in high demand in this state, as determined under subsection 3. Qualifying educational programs may include degree or certificate programs.
5. Individuals enrolled in a qualifying educational program in this state may apply for a scholarship under this section. Scholarships are limited to the amount charged each quarter, semester, or term by the educational institution for the tuition, fees, books, and supplies required for the qualifying educational program. The scholarships are intended to supplement any other scholarship or financial aid grant received by a student to assist the student with the costs of the qualifying educational program. An individual may not receive more than seventeen thousand dollars in total under this section.
6. To be eligible for a scholarship under this section, a student must be enrolled full time in an eligible program and maintain a 2.5 cumulative grade point average, based on a 4.0 grading system, or maintain academic progress in the program according to program requirements. A student may not receive scholarships under this section for more than the equivalent of four semesters of full-time enrollment or six quarters of full-time enrollment.
7. Upon completion of a qualifying educational program, a student who received a scholarship under this section must reside and work in this state in an eligible high-demand or emerging occupation for a minimum of three years.
8. An individual shall repay the scholarship pursuant to the terms in the individual's scholarship award agreement if the individual fails to maintain a 2.5 cumulative grade point average while enrolled, discontinues attendance before the completion of any semester or quarter for which a scholarship has been received, or fails to reside and work in this state in an eligible high-demand or emerging occupation for at least three years following degree or certificate completion.
9. Each quarter, semester, or term, the state board of higher education shall distribute grants to institutions of higher education to provide the amounts necessary for the scholarships awarded to the students enrolled in each institution.
10. The skilled workforce scholarship program must be a joint public and private effort. The state board of higher education may distribute grants only to the extent that the private sector has provided one dollar of matching funds for each dollar of funding provided by the state. Any matching funds received must be deposited in the skilled workforce scholarship fund.
11. The state board of higher education shall provide a biennial program report to the legislative management by September first of each even-numbered year. The report must include information regarding:
  - a. The eligible high-demand professional and technical skills and emerging occupations;



- b. The qualifying educational programs;
- c. The number of applicants, eligible applicants, and applicants receiving awards;
- d. The amount of private funding raised; and
- e. The average and total amounts awarded under the program.

**SECTION 3. TRANSFER - BANK OF NORTH DAKOTA - SKILLED WORKFORCE STUDENT LOAN REPAYMENT PROGRAM FUND.** The Bank of North Dakota shall transfer the sum of \$3,000,000, or so much of the sum as may be necessary, from the Bank's current earnings and undivided profits to the skilled workforce student loan repayment program fund during the period beginning with the effective date of this Act, and ending June 30, 2021.

**SECTION 4. TRANSFER - BANK OF NORTH DAKOTA - SKILLED WORKFORCE SCHOLARSHIP FUND.** The Bank of North Dakota shall transfer the sum of \$3,000,000, or so much of the sum as may be necessary, from the Bank's current earnings and undivided profits to the skilled workforce scholarship fund during the period beginning with the effective date of this Act, and ending June 30, 2021.

**SECTION 5. EMERGENCY.** This Act is declared to be an emergency measure."

Renumber accordingly

Engrossed HB 1171 was placed on the Seventh order of business on the calendar.

**CONSIDERATION OF CONFERENCE COMMITTEE REPORT**

**REP. BOSCH MOVED** that the conference committee report on Engrossed HB 1171 be adopted, which motion prevailed on a voice vote.

Engrossed HB 1171, as amended, was placed on the Eleventh order of business.

**SECOND READING OF HOUSE BILL**

**HB 1171:** A BILL for an Act to create and enact two new sections to chapter 15-10 of the North Dakota Century Code, relating to the development and implementation of a skilled workforce student loan repayment program and a skilled workforce scholarship program; to provide continuing appropriations; to provide for transfers; to provide for reports to the legislative management; and to declare an emergency.

**ROLL CALL**

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 70 YEAS, 21 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

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

**NAYS:** Becker; Bellew; Delzer; Devlin; Ertelt; Johnston; Kading; Keiser; Laning; Lefor; Louser; Magrum; McWilliams; Paulson; Paur; Richter; Ruby, D.; Ruby, M.; Schatz; Simons; Toman

**ABSENT AND NOT VOTING:** Hoverson; Koppelman, B.; O'Brien

Reengrossed HB 1171 passed and the emergency clause was declared carried.

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**REPORT OF CONFERENCE COMMITTEE**

**HB 1022, as engrossed:** Your conference committee (Sens. Hogue, Oehlke, Mathern and Reps. Howe, Beadle, Mock) recommends that the **SENATE RECEDE** from the Senate amendments as printed on HJ pages 1523-1524, adopt amendments as follows, and place HB 1022 on the Seventh order:

That the Senate recede from its amendments as printed on pages 1523 and 1524 of the House Journal and pages 1286 and 1287 of the Senate Journal and that engrossed House Bill No. 1022 be amended as follows:

Page 1, replace lines 12 through 16 with:

"Commission on legal counsel for indigents	<u>\$19,903,623</u>	<u>\$471,039</u>	<u>\$20,374,662</u>
Total all funds	\$19,903,623	\$471,039	\$20,374,662
Less estimated income	<u>1,919,747</u>	<u>70,288</u>	<u>1,990,035</u>
Total general fund	\$17,983,876	\$400,751	\$18,384,627"

Page 1, after line 22, insert:

**"SECTION 3. SALARY EQUITY FUNDING.** The estimated income line item in section 1 of this Act includes \$60,000 that may be used only to provide salary equity funding for attorney positions located in Williams County."

Renumber accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:****House Bill No. 1022 - Commission on Legal Counsel for Indigent - Conference Committee Action**

	Base Budget	House Version	Conference Committee Changes	Conference Committee Version	Senate Version	Comparison to Senate
Comm. on Legal Counsel for Indigents	\$19,903,623	\$20,274,076	\$100,586	\$20,374,662	\$20,374,662	
Total all funds	\$19,903,623	\$20,274,076	\$100,586	\$20,374,662	\$20,374,662	\$0
Less estimated income	<u>1,919,747</u>	<u>1,929,581</u>	<u>60,454</u>	<u>1,990,035</u>	<u>1,930,035</u>	<u>60,000</u>
General fund	\$17,983,876	\$18,344,495	\$40,132	\$18,384,627	\$18,444,627	(\$60,000)
FTE	40.00	40.00	0.00	40.00	40.00	0.00

**Department 188 - Commission on Legal Counsel for Indigent - Detail of Conference Committee Changes**

	Adds Funding for Salary and Benefit Increases <sup>1</sup>	Adds Funding for Williams County Staff Salaries <sup>2</sup>	Total Conference Committee Changes
Comm. on Legal Counsel for Indigents	<u>\$40,586</u>	<u>\$60,000</u>	<u>\$100,586</u>
Total all funds	\$40,586	\$60,000	\$100,586
Less estimated income	<u>454</u>	<u>60,000</u>	<u>60,454</u>
General fund	\$40,132	\$0	\$40,132
FTE	0.00	0.00	0.00

<sup>1</sup> Funding of \$40,586, of which \$40,132 is from the general fund and \$454 is from the indigent defense administration fund, is added for 2019-21 biennium salary increases of 2 percent with a minimum monthly increase of \$120 and a maximum monthly increase of \$200 on July 1, 2019, and 2.5 percent on July 1, 2020. A total of \$226,888 is provided for state employee salary increases, of which \$221,063 is from the general fund and \$5,825 is from the indigent defense administration fund, the same as the Senate version. The House approved 2019-21 biennium salary increases of 2 percent per year and provided a total of \$186,302 for state employee salary increases, of which \$180,931 is from the general fund and \$5,371 is from the indigent defense administration fund.

<sup>2</sup> Funding of \$60,000 from the indigent defense administration fund is added to provide salary equity funding for attorney positions located in Williams County. The Senate provided \$60,000 from the general fund for this purpose.

This amendment also adds a section identifying \$60,000 from the indigent defense administration fund included in Section 1 that may only be used to provide salary equity funding for attorney positions located in Williams County. The Senate provided \$60,000 from the general fund for this purpose.

Engrossed HB 1022 was placed on the Seventh order of business on the calendar.

#### **CONSIDERATION OF CONFERENCE COMMITTEE REPORT**

**REP. HOWE MOVED** that the conference committee report on Engrossed HB 1022 be adopted, which motion prevailed on a voice vote.

Engrossed HB 1022, as amended, was placed on the Eleventh order of business.

#### **SECOND READING OF HOUSE BILL**

**HB 1022:** A BILL for an Act to provide an appropriation for defraying the expenses of the commission on legal counsel for indigents.

#### **ROLL CALL**

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 91 YEAS, 0 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

**YEAS:** Adams; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker; Bellew; Blum; Boe; 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.; Johnston; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; 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; Satrom; 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:** Hoverson; Koppelman, B.; O'Brien

Reengrossed HB 1022 passed.

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

**MR. PRESIDENT:** The House has amended and subsequently passed: SB 2224.

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

**MR. SPEAKER:** The Senate has appointed as a conference committee to act with a like committee from the House on:

**HB 1202:** Sens. Unruh; Schaible; Piepkorn

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

**MR. SPEAKER:** The Senate has appointed as a conference committee to act with a like committee from the House on:

**HB 1521:** Sens. Dever; Hogue; Oban

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

**MR. SPEAKER:** The Senate does not concur in the House amendments to SB 2317, and the President has appointed as a conference committee to act with a like committee from the

House on:

**SB 2317:** Sens. J. Lee; K. Roers; Hogan

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

**MR. PRESIDENT:** The House has appointed as a conference committee to act with a like committee from the Senate on:

**SB 2211:** Reps. Keiser; Martinson; Porter

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

**MR. SPEAKER:** The Senate has not adopted the conference committee report on: HB 1541.

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

**MR. PRESIDENT:** The House has adopted the conference committee report on: HB 1513.

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

**MR. PRESIDENT:** The House has adopted the conference committee report on: SB 2018, SB 2221.

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

**MR. PRESIDENT:** The House has adopted the conference committee report and subsequently passed: HB 1022.

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

**MR. PRESIDENT:** The House has adopted the conference committee report and subsequently passed: HB 1234, HB 1517.

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

**MR. PRESIDENT:** The House has adopted the conference committee report, subsequently passed, and the emergency clause carried: HB 1171.

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

**MR. PRESIDENT:** The House has adopted the conference committee report, subsequently passed, and the emergency clause carried: HB 1435.

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

**MR. PRESIDENT:** The House has adopted the conference committee report, subsequently passed, and the emergency clause failed to pass: SB 2020.

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

**MR. PRESIDENT:** The House has adopted the conference committee report and subsequently failed to pass: HB 1359.

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

**MR. SPEAKER:** The Senate has adopted the conference committee report on: HB 1384, HB 1474.

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

**MR. SPEAKER:** The Senate has adopted the conference committee report and subsequently passed: SB 2017, SB 2306.

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

**MR. SPEAKER:** The Senate has adopted the conference committee report and subsequently passed: SB 2216.

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

**MR. SPEAKER:** The Senate has adopted the conference committee report and subsequently passed: HB 1234, HB 1453, HB 1517, HB 1531.

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

**MR. SPEAKER:** The Senate has adopted the conference committee report and subsequently passed: HB 1268, HB 1287, HB 1383.

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

**MR. SPEAKER:** The Senate has adopted the conference committee report, subsequently passed, and the emergency clause carried: SB 2321.

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

**MR. SPEAKER:** The Senate has adopted the conference committee report, subsequently passed, and the emergency clause carried: HB 1435.

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

**MR. SPEAKER:** The Senate has adopted the conference committee report and subsequently failed to pass: SB 2033.

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

**MR. PRESIDENT:** Your signature is respectfully requested on: HB 1001, HB 1439.

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

**MR. SPEAKER:** Your signature is respectfully requested on: SB 2018, SB 2020, SB 2221.

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

**MR. SPEAKER:** The President has signed: HB 1001, HB 1439.

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

**MR. PRESIDENT:** The Speaker has signed: HB 1008, HB 1045, HB 1230, HB 1283, HB 1285, HB 1356, HB 1382, HB 1519.

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

**MR. PRESIDENT:** The Speaker has signed: SB 2094, SB 2114.

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

**MR. SPEAKER:** The President has signed: SB 2094, SB 2114.

**DELIVERY OF ENROLLED BILLS AND RESOLUTIONS**

The following bills were delivered to the Governor for approval on April 19, 2019: HB 1008, HB 1045, HB 1230, HB 1283, HB 1285, HB 1356, HB 1382, HB 1519.

**MOTION**

**REP. LOUSER MOVED** that the absent members be excused, which motion prevailed on a voice vote.

**MOTION**

**REP. LOUSER 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 8:00 a.m., Monday, April 22, 2019, which motion prevailed on a voice vote.

**REPORT OF CONFERENCE COMMITTEE**

**HB 1007, as engrossed:** Your conference committee (Sens. Dever, Poolman, Mathern and Reps. Kreidt, B. Anderson, Holman) recommends that the **SENATE RECEDE** from the Senate amendments as printed on HJ pages 1528-1530, adopt amendments as follows, and place HB 1007 on the Seventh order:

That the Senate recede from its amendments as printed on pages 1528 and 1530 of the House Journal and pages 1277-1279 of the Senate Journal and that Engrossed House Bill No. 1007 be amended as follows:

Page 1, line 2, remove "and"

Page 1, line 2, after "report" insert "; to provide for a transfer; to provide for an exemption; and to declare an emergency"

Page 1, replace lines 11 through 18 with:

"Salaries and wages	\$18,684,490	\$232,142	\$18,916,632
Operating expenses	5,454,239	(345,508)	5,108,731
Capital assets	411,303	285,030	696,333
Administrator's residence	<u>0</u>	<u>233,450</u>	<u>233,450</u>

Total all funds	\$24,550,032	\$405,114	\$24,955,146
Less estimated income	<u>18,598,593</u>	<u>677,229</u>	<u>19,275,822</u>
Total general fund	\$5,951,439	(\$272,115)	\$5,679,324
Full-time equivalent positions	120.72	0.00	120.72"

Page 2, replace lines 1 through 9 with:

"Equipment	\$44,500	\$99,400
Health information exchange software	15,000	0
Nurse call system upgrade	82,500	0
Strategic plan	0	25,000
Flooring project	0	138,700
Administrator's residence demolition	0	233,450
Security system upgrades	<u>0</u>	<u>52,500</u>
Total all funds	\$142,000	\$549,050
Less estimated income	<u>142,000</u>	<u>524,050</u>
Total general fund	\$0	\$25,000"

Page 2, line 20, replace "\$485,350" with "\$524,050"

Page 2, line 21, replace "\$100,000" with "\$138,700"

Page 2, after line 23, insert:

**"SECTION 5. EXEMPTION - LINE ITEM TRANSFER - 2017-19 BIENNIUM - NURSE CALL SYSTEM UPGRADE.** Notwithstanding section 54-16-04, at the request of the veterans' home administrator during the 2017-19 biennium, the office of management and budget shall transfer the sum of \$68,000 of estimated income from the soldiers' home fund from the operating expenses line item to the capital assets line item of the veterans' home for the purpose of the nurse call system upgrade authorized by the sixty-fifth legislative assembly. The \$68,000 of funding transferred in this section and the \$82,500 from the soldiers' home fund appropriated in section 1 of chapter 32 of the 2017 Session Laws for the nurse call system upgrade, for a total of \$150,500, are not subject to section 54-44.1-11 and any unexpended funds are available for the nurse call system upgrade during the biennium beginning July 1, 2019, and ending June 30, 2021.

**SECTION 6. EMERGENCY.** Section 5 of this Act is declared to be an emergency measure."

Renumber accordingly

#### STATEMENT OF PURPOSE OF AMENDMENT:

#### House Bill No. 1007 - Veterans' Home - Conference Committee Action

	Base Budget	House Version	Conference Committee Changes	Conference Committee Version	Senate Version	Comparison to Senate
Salaries and wages	\$18,684,490	\$18,710,119	\$206,513	\$18,916,632	\$19,215,006	(\$298,374)
Operating expenses	5,454,239	5,083,731	25,000	5,108,731	5,108,731	
Capital assets	411,303	657,633	38,700	696,333	696,333	
Administrator's residence		233,450		233,450	233,450	
Total all funds	\$24,550,032	\$24,684,933	\$270,213	\$24,955,146	\$25,253,520	(\$298,374)
Less estimated income	<u>18,598,593</u>	<u>19,080,649</u>	<u>195,173</u>	<u>19,275,822</u>	<u>19,574,196</u>	<u>(298,374)</u>
General fund	\$5,951,439	\$5,604,284	\$75,040	\$5,679,324	\$5,679,324	\$0
FTE	120.72	120.72	0.00	120.72	120.72	0.00

**Department 313 - Veterans' Home - Detail of Conference Committee Changes**

	Adjusts Funding for Salary and Benefit Increases <sup>1</sup>	Adds One-Time Funding for a Strategic Plan <sup>2</sup>	Adds One-Time Funding for a Flooring Project <sup>3</sup>	Total Conference Committee Changes
Salaries and wages	\$206,513			\$206,513
Operating expenses		\$25,000		25,000
Capital assets			\$38,700	38,700
Administrator's residence				
Total all funds	\$206,513	\$25,000	\$38,700	\$270,213
Less estimated income	156,473	0	38,700	195,173
General fund	\$50,040	\$25,000	\$0	\$75,040
FTE	0.00	0.00	0.00	0.00

<sup>1</sup> Funding of \$206,513, of which \$50,040 is from the general fund and \$156,473 is from other funds, is added for 2019-21 biennium salary adjustments of 2 percent with a minimum monthly increase of \$120 and a maximum monthly increase of \$200 on July 1, 2019, and 2.5 percent on July 1, 2020, to provide total salary increases of \$555,127, of which \$134,514 is from the general fund and \$420,613 is from other funds, during the 2019-21 biennium. The House approved salary adjustments of 2 percent per year to provide total salary increases of \$348,614, of which \$84,474 is from the general fund and \$264,140 is from other funds.

<sup>2</sup> One-time funding of \$25,000 is added from the general fund for a strategic plan, the same as the Senate version. The House did not provide funding for a strategic plan.

<sup>3</sup> One-time funding of \$38,700 is added from the soldiers' home fund for a flooring project in the skilled nursing areas of the Veterans' Home to provide a total of \$138,700 for the project, the same as the Senate version. The House provided total funding of \$100,000 from the soldiers' home fund.

The Senate restored funding from the soldiers' home fund for 2 FTE positions, but the conference committee did not restore this funding.

This amendment also:

- Amends a section to update the total one-time funding appropriated from the soldiers' home fund from \$485,350 to \$524,050, the same as the Senate version.
- Adds a section authorizing a line item transfer of \$68,000 of soldiers' home funds from the operating expenses line item to the capital assets line item during the 2017-19 biennium for the nurse call system upgrade. The \$68,000 transfer is in addition to the \$82,500 of one-time funding from the soldiers' home fund appropriated by the 2017 Legislative Assembly for the upgrade. The section also provides an exemption to allow the Veterans' Home to continue the entire \$150,500 for the nurse call system upgrade into the 2019-21 biennium. This section is declared an emergency measure. This section was also included in the Senate version.

Engrossed HB 1007 was placed on the Seventh order of business on the calendar.

**REPORT OF CONFERENCE COMMITTEE**

**HB 1174:** Your conference committee (Sens. Kannianen, Cook, Dotzenrod and Reps. Dockter, Headland, Mitskog) recommends that the **SENATE RECEDE** from the Senate amendments as printed on HJ pages 1440-1441, adopt amendments as follows, and place HB 1174 on the Seventh order:

That the Senate recede from its amendments as printed on pages 1440 and 1441 of the House Journal and pages 1190 and 1191 of the Senate Journal and that engrossed House Bill No. 1174 be amended as follows:

Page 2, remove line 30

Page 3, line 2, remove the overstrike over "; and"

Page 3, remove the overstrike over line 3

Page 3, line 4, remove the overstrike over "~~Revenue Code~~" and insert immediately thereafter "to the extent included in North Dakota taxable income"

Page 3, line 14, replace "~~Reduced~~" with "For taxpayers with federal adjusted gross income of fifty thousand dollars or less, or seventy-five thousand dollars or less if married filing jointly, reduced"

Renumber accordingly

HB 1174 was placed on the Seventh order of business on the calendar.

#### REPORT OF CONFERENCE COMMITTEE

**SB 2017, as engrossed:** Your conference committee (Sens. Oehlke, Wanzek, Grabinger and Reps. Howe, Brandenburg, Mock) recommends that the **SENATE ACCEDE** to the House amendments as printed on SJ pages 595-596 and place SB 2017 on the Seventh order.

Engrossed SB 2017 was placed on the Seventh order of business on the calendar.

#### REPORT OF CONFERENCE COMMITTEE

**SB 2216, as engrossed:** Your conference committee (Sens. Schaible, Rust, Marcellais and Reps. Owens, Schreiber-Beck, Guggisberg) recommends that the **HOUSE RECEDE** from the House amendments as printed on SJ pages 1163-1165, adopt amendments as follows, and place SB 2216 on the Seventh order:

That the House recede from its amendments as printed on pages 1163-1165 of the Senate Journal and pages 1327-1330 of the House Journal and that Engrossed Senate Bill No. 2216 be amended as follows:

Page 1, line 1, after "Act" insert "to create and enact a new section to chapter 15-19 of the North Dakota Century Code, relating to definitions;"

Page 1, line 1, remove "15-19-04,"

Page 1, line 2, remove the first "and"

Page 1, line 2, after "15-19-08" insert ", and 15-20.1-03"

Page 1, line 3, replace "section" with "sections"

Page 1, line 3, after "15-19-03" insert "and 15-19-04"

Page 1, line 4, after "school" insert "and advertising"

Page 1, line 8, overstrike "**Distance**" and insert immediately thereafter "**North Dakota center for distance**"

Page 1, line 18, replace "~~deemed~~" with "determined to be"

Page 1, line 19, remove "~~and proper~~"

Page 2, line 11, overstrike "director" and insert immediately thereafter "board for career and technical education"

Page 2, after line 20, insert:

**"SECTION 2.** A new section to chapter 15-19 of the North Dakota Century Code is created and enacted as follows:

#### **Definitions.**

In this chapter, unless the context otherwise requires:

1. "Administration" includes the leadership of the center for distance education.



2. "Board" means the state board for career and technical education.
3. "Center" means the North Dakota center for distance education.
4. "Director" means the director and executive officer of the department of career and technical education."

Page 2, line 23, overstrike "- **Director of center**" and insert immediately thereafter "**Center**"

Page 2, line 28, remove "executive"

Page 2, line 29, replace "may" with "shall"

Page 2, line 30, after "administration" insert "of the center"

Page 2, line 31, remove "administration's"

Page 2, line 31, replace "administering" with "operating"

Page 3, line 2, remove "executive"

Page 3, line 11, after "the" insert "administration of the"

Page 3, remove lines 18 through 25

Page 4, line 5, remove "executive"

Page 4, line 5, remove "for the department of career and"

Page 4, line 6, remove "technical education"

Page 4, line 27, overstrike "a" and insert immediately thereafter "an endowment and"

Page 4, line 28, after "The" insert "endowment and"

Page 5, line 2, after the first "the" insert "endowment and"

Page 5, line 3, overstrike "The"

Page 5, line 3, overstrike "center for"

Page 5, overstrike line 4

Page 5, line 5, overstrike "the award of scholarships within the limits and rules adopted by the"

Page 5, line 6, remove "state board for career and technical education"

Page 5, line 6, overstrike ". The interest earned"

Page 5, overstrike line 7 and insert immediately thereafter "The center for distance education may draw on the endowment and scholarship fund for the award of scholarships within the limits and rules adopted by the state board for career and technical education."

Page 5, line 10, overstrike "**work**" and insert immediately thereafter "**support and services**"

Page 5, line 11, overstrike "work" and insert immediately thereafter "support and services"

Page 5, line 12, after "work" insert "provided"

Page 5, after line 14, insert:

**"SECTION 7. AMENDMENT.** Section 15-20.1-03 of the North Dakota Century Code is amended and reenacted as follows:

**15-20.1-03. Powers and duties of state board relating to career and technical education.**

The state board shall have all authority necessary to cooperate with the United States department of education or other department or agency of the United States of America in the administration of acts of Congress relating to career and technical education, including the following powers and duties:

1. To administer any legislation enacted by the legislative assembly of this state pursuant to or in conformity with acts of Congress relating to career and technical education.
2. To administer the funds provided by the federal government and by this state for the promotion of career and technical education and to contract with:
  - a. Any public or private institution or agency, board of trustees of any agricultural and training school, or school district of this state; or
  - b. Any public or private institution or agency, or political subdivision, of another state.
3. To formulate plans for the promotion of career and technical education in such subjects as are an essential and integral part of the public school system of education in this state.
4. To provide for the preparation of teachers.
5. To fix the compensation of such officers and assistants as may be necessary to administer the federal acts and the provisions of this chapter relating to career and technical education and to pay the same and other necessary expenses of administration from any funds appropriated for such purpose.
6. To make studies and investigations relating to career and technical education.
7. To promote and aid in the establishment of schools, departments, or classes, and to cooperate with local communities in the maintenance of career and technical education schools, departments, or classes.
8. To prescribe the qualifications and provide for the certification of teachers, directors, and supervisors.
9. To cooperate with governing bodies of school districts and with organizations and communities in the maintenance of classes for the preparation of teachers, directors, and supervisors of career and technical education, to maintain classes for such purposes under its own direction and control, and to establish and control, by general regulations, the qualifications to be possessed by persons engaged in the training of career and technical education teachers.
10. To coordinate new and existing farm management programs offered by any state agency or entity.
11. To create and expand marketing clubs as adjuncts to new and existing farm management programs.
12. To administer and supervise the program and all activities of the center for distance education."

Page 5, line 15, replace "Section" with "Sections"

Page 5, line 15, after "15-19-03" insert "and 15-19-04"

Page 5, line 15, replace "is" with "are"

Renumber accordingly

Engrossed SB 2216 was placed on the Seventh order of business on the calendar.

#### REPORT OF CONFERENCE COMMITTEE

**SB 2306, as engrossed:** Your conference committee (Sens. Meyer, K. Roers, Oban and Reps. Laning, Richter, Adams) recommends that the **HOUSE RECEDE** from the House amendments as printed on SJ pages 1137-1138, adopt amendments as follows, and place SB 2306 on the Seventh order:

That the House recede from its amendments as printed on pages 1137 and 1138 of the Senate Journal and pages 1263 and 1264 of the House Journal and that Engrossed Senate Bill No. 2306 be amended as follows:

Page 1, line 4, remove ", 43-51-11"

Page 1, line 5, remove "; to provide a"

Page 1, remove line 6

Page 1, line 7, replace "provide for a legislative management study" with "; and to provide for a report"

Page 3, remove the overstrike over lines 8 through 15

Page 3, line 16, remove the overstrike over "b."

Page 4, remove lines 7 through 20

Page 4, line 24, remove the overstrike over "or shall grant on a"

Page 4, line 25, remove the overstrike over "case-by-case basis exceptions to the board's licensing standards"

Page 5, line 3, overstrike "exception" and insert immediately thereafter "issuance of the license"

Page 5, line 7, remove "two-year"

Page 5, line 8, overstrike "one or more of"

Page 5, line 9, overstrike "not"

Page 5, line 9, after "been" insert "substantially"

Page 5, line 11, after "subsection" insert "may not exceed two years and"

Page 5, line 13, overstrike "necessary"

Page 6, after line 5, insert:

- "5. If within thirty days of receipt of a completed application under subsection 1 the board does not grant or deny a license under subsection 1 or does not issue a provisional license or temporary permit under subsection 2, the board automatically shall issue a provisional license or temporary permit. A provisional license or temporary permit issued under this subsection remains valid until the board grants or denies the application for licensure under subsection 1 or issues a provisional license or temporary permit under subsection 2.
6. For purposes of this section, the term "board" includes the state board of accountancy, state electrical board, North Dakota real estate appraiser qualifications and ethics board, state real estate commission, secretary of

state with respect to contractor licensing, North Dakota board of medicine, and state board of dental examiners."

Page 6, after line 8 insert:

"1."

Page 6, line 12, replace "implement issuance of" with "commence the process to issue"

Page 6, after line 13, insert:

"2. For purposes of this section, the term "board" includes the state board of accountancy, state electrical board, North Dakota real estate appraiser qualifications and ethics board, state real estate commission, secretary of state with respect to contractor licensing, North Dakota board of medicine, and state board of dental examiners."

Page 6, line 14, remove "**LEGISLATIVE**"

Page 6, line 15, replace "**MANAGEMENT**" with "**DEPARTMENT OF COMMERCE**"

Page 6, line 17, replace "chapter 43-51" with "sections 43-51-11 and 43-51-11.1 and section 7 of this Act"

Page 6, line 17, after the comma insert "on a form developed by the department of commerce,"

Page 6, line 18, replace "legislative management" with "department of commerce"

Page 6, line 19, remove "Each board shall prepare and request introduction of a bill to the sixty-seventh"

Page 6, remove lines 20 through 29

Renumber accordingly

Engrossed SB 2306 was placed on the Seventh order of business on the calendar.

#### **REPORT OF CONFERENCE COMMITTEE**

**SB 2321, as engrossed:** Your conference committee (Sens. Rust, Dwyer, Bakke and Reps. Bellew, Schatz, D. Ruby) recommends that the **SENATE ACCEDE** to the House amendments as printed on SJ page 1273 and place SB 2321 on the Seventh order.

Engrossed SB 2321 was placed on the Seventh order of business on the calendar.

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

**Buell J. Reich, Chief Clerk**