

JOURNAL OF THE HOUSE

Sixty-eighth Legislative Assembly

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Bismarck, February 14, 2023

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

The prayer was offered by Pastor Paul Herr, Century Baptist Church, Bismarck.

The roll was called and all members were present except Representatives Bellew, Dockter, and Wagner.

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. Bellew, Chairman)** has carefully examined the Journal of the Twenty-seventh and Twenty-eighth Days and recommends that it be corrected as follows and when so corrected, recommends that it be approved:

Page 630, replace line 43, with:

"Page 1, line 9, remove the overstrike over "three"

"Page 1, line 9, remove "five"

Page 647, line 45, after "failed" insert "for want of a Constitutional majority"

REP. BELLEW MOVED that the report be adopted, which motion prevailed.

MOTION

REP. BOSCH MOVED that after action taken on the Sixth order, HB 1108, HB 1134, HB 1166, HB 1175, HB 1218, HB 1224, HB 1230, HB 1249, HB 1308, HB 1366, HB 1391, HB 1409, HB 1459, HB 1489, and HB 1501 be placed on the Eleventh order for second reading and final passage, which motion prevailed.

SIXTH ORDER OF BUSINESS

SPEAKER D. JOHNSON DEEMED approval of the amendments to HB 1108, HB 1134, HB 1166, HB 1175, HB 1218, HB 1224, HB 1230, HB 1249, HB 1308, HB 1366, HB 1391, HB 1409, HB 1459, HB 1489, HB 1501, HCR 3006, HCR 3013, and HCR 3014.

HCR 3006, HCR 3013, and HCR 3014, as amended, were placed on the Tenth order of business on the calendar.

HB 1108, HB 1134, HB 1166, HB 1175, HB 1218, HB 1224, HB 1230, HB 1249, HB 1308, HB 1366, HB 1391, HB 1409, HB 1459, HB 1489, and HB 1501, as amended, were placed on the Eleventh order of business on the calendar.

REQUEST

REP. KOPPELMAN REQUESTED that the House divide the amendments to HB 1337, which request was granted.

DIVISION A: Remove 15%

Page 2, line 1, remove "Except as provided under subsection 3, a school district shall allocate at least fifteen"

Page 2, remove lines 2 and 3

Renumber and correct the title accordingly

DIVISION B: Annual Report to DPI

Page 1, line 9, replace "**Allocation of state aid for school**" with "**School**"

Page 1, line 9, after "**measures**" insert "**- Report to superintendent of public instruction and legislative management**"

Page 2, remove lines 4 through 8

Page 2, line 9, replace "62.1-04-02 or section 62.1-04-03.1" with "Each school district shall provide an annual report to the superintendent of public instruction before December first, providing the categories and amount spent on school safety and security measures during the previous school year. The superintendent of public instruction shall provide the annual report to the legislative management."

Page 2, remove lines 10 through 15

Renumber and correct the title accordingly

REQUEST

REP. KOPPELMAN REQUESTED a recorded roll call vote on Division A of the proposed amendments to HB 1337, which request was granted.

ROLL CALL

The question being the adoption of Division A of the proposed amendments to HB 1337, the roll was called and there were 67 YEAS, 24 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Anderson, B.; Anderson, D.; Anderson, K.; Bahl; Beltz; Bosch; Boschee; Brandenburg; Christy; Conmy; Cory; Dakane; Davis; Dobervich; Fegley; Finley-DeVillie; Fisher; Grueneich; Hager; Hagert; Hanson; Hatlestad; Headland; Heinert; Ista; Johnson, J.; Jonas; Kempenich; Kiefert; Klemin; Kreidt; Lefor; Longmuir; Louser; Martinson; Meier; Mitskog; Mock; Monson; Murphy; Nathe; Nelson; Novak; O'Brien; Olson, J.; Ostlie; Porter; Pyle; Richter; Roers Jones; Ruby, M.; Sanford; Satrom; Schauer; Schneider; Schobinger; Schreiber-Beck; Stemen; Strinden; Swiontek; Thomas; Timmons; Tveit; Vigasaa; Warrey; Weisz; Speaker Johnson, D.

NAYS: Christensen; Dyk; Frelich; Hauck; Heilman; Henderson; Holle; Hoverson; Karls; Kasper; Koppelman; Marschall; McLeod; Motschenbacher; Olson, S.; Prichard; Rios; Rohr; Ruby, D.; Schatz; Steiner; Toman; VanWinkle; Vetter

ABSENT AND NOT VOTING: Bellew; Dockter; Wagner

Division A of the proposed amendments to HB 1337 was adopted on a recorded roll call vote.

REQUEST

REP. KOPPELMAN REQUESTED a recorded roll call vote on Division B of the proposed amendments to HB 1337, which request was granted.

ROLL CALL

The question being the adoption of Division B of the proposed amendments to HB 1337, the roll was called and there were 88 YEAS, 3 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Anderson, B.; Anderson, D.; Anderson, K.; Bahl; Beltz; Bosch; Boschee; Brandenburg; Christensen; Christy; Conmy; Cory; Dakane; Davis; Dobervich; Fegley; Finley-DeVillie; Fisher; Frelich; Grueneich; Hager; Hagert; Hanson; Hatlestad; Hauck; Headland; Heilman; Heinert; Holle; Ista; Johnson, J.; Jonas; Karls; Kasper; Kempenich; Kiefert; Klemin; Koppelman; Kreidt; Lefor; Longmuir; Louser; Marschall; Martinson; McLeod; Meier; Mitskog; Mock; Monson; Motschenbacher; Murphy; Nathe; Nelson; Novak; O'Brien; Olson, J.; Olson, S.; Ostlie; Porter; Prichard; Pyle; Richter; Rios; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schneider; Schobinger; Schreiber-Beck; Steiner; Stemen; Strinden; Swiontek; Thomas; Timmons; Toman; Tveit; VanWinkle; Vetter;

Vigesaa; Warrey; Weisz; Speaker Johnson, D.

NAYS: Dyk; Henderson; Hoverson

ABSENT AND NOT VOTING: Bellew; Dockter; Wagner

Division B of the proposed amendments to HB 1337 was adopted on a recorded roll call vote.

SIXTH ORDER OF BUSINESS

Therefore, the question being on the motion to adopt the amendments to HB 1337, which includes Division A and Division B, the proposed amendments were adopted on a voice vote.

MOTION

REP. BOSCH MOVED that after action taken on the Sixth order, Engrossed HB 1337 be placed on the Eleventh order for immediate second reading and final passage, which motion prevailed.

SECOND READING OF HOUSE BILL

HB 1337: A BILL for an Act to create and enact a new section to chapter 15.1-27 of the North Dakota Century Code, relating to school safety and security measures; and to provide for a report.

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 75 YEAS, 16 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Anderson, B.; Anderson, D.; Anderson, K.; Bahl; Beltz; Bosch; Boschee; Brandenburg; Christy; Conmy; Cory; Dakane; Davis; Dobervich; Fegley; Finley-DeVillie; Fisher; Frelich; Grueneich; Hager; Hagert; Hanson; Hauck; Headland; Heinert; Holle; Ista; Johnson, J.; Jonas; Karls; Kasper; Kempenich; Kiefert; Klemin; Kreidt; Lefor; Longmuir; Louser; Martinson; Meier; Mitskog; Mock; Monson; Motschenbacher; Murphy; Nathe; Nelson; Novak; O'Brien; Olson, J.; Olson, S.; Ostlie; Porter; Pyle; Richter; Rios; Roers Jones; Ruby, M.; Sanford; Satrom; Schauer; Schneider; Schobinger; Schreiber-Beck; Stemen; Strinden; Swiontek; Thomas; Toman; Tveit; Vetter; Vigessaa; Warrey; Weisz; Speaker Johnson, D.

NAYS: Christensen; Dyk; Hatlestad; Heilman; Henderson; Hoverson; Koppelman; Marschall; McLeod; Prichard; Rohr; Ruby, D.; Schatz; Steiner; Timmons; VanWinkle

ABSENT AND NOT VOTING: Bellew; Dockter; Wagner

Engrossed HB 1337 passed.

MOTION

REP. PYLE MOVED that the House reconsider its action whereby HB 1358 failed to pass for want of a Constitutional majority.

REQUEST

REP. PYLE REQUESTED a recorded roll call vote, which request was granted.

ROLL CALL

The question being on the motion to reconsider the action whereby HB 1358 failed to pass for want of a Constitutional majority, the roll was called and there were 56 YEAS, 35 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Anderson, B.; Anderson, D.; Beltz; Bosch; Boschee; Brandenburg; Conmy; Dakane; Davis; Dobervich; Fegley; Finley-DeVillie; Grueneich; Hager; Hagert; Hanson; Hatlestad; Ista; Johnson, J.; Jonas; Karls; Kempenich; Kreidt; Lefor; Longmuir; Louser; Meier; Mitskog; Mock; Monson; Murphy; Nathe; Nelson; Novak; O'Brien; Olson; Ostlie; Porter; Pyle; Richter; Roers Jones; Ruby, M.; Sanford; Satrom; Schauer; Schneider; Schobinger; Schreiber-Beck; Steiner; Stemen; Strinden; Swiontek;

Vetter; Vigesaa; Warrey; Weisz; Speaker Johnson, D.

NAYS: Anderson, K.; Bahl; Christensen; Christy; Cory; Dyk; Fisher; Frelich; Hauck; Headland; Heilman; Heinert; Henderson; Holle; Hoverson; Kasper; Kiefert; Klemin; Koppelman; Marschall; Martinson; McLeod; Motschenbacher; Olson, J.; Olson, S.; Prichard; Rios; Rohr; Ruby, D.; Schatz; Thomas; Timmons; Toman; Tveit; VanWinkle

ABSENT AND NOT VOTING: Bellew; Dockter; Wagner

The motion prevailed on a recorded roll call vote.

SECOND READING OF HOUSE BILL

HB 1358: A BILL for an Act to amend and reenact subsection 1 of section 23.1-01-02 of the North Dakota Century Code, relating to the composition of the environmental review advisory council.

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 53 YEAS, 37 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

YEAS: Anderson, B.; Anderson, D.; Beltz; Bosch; Boschee; Brandenburg; Conmy; Dakane; Davis; Dobervich; Fegley; Finley-DeVile; Grueneich; Hager; Hagert; Hanson; Hatlestad; Ista; Johnson, J.; Jonas; Karls; Kreidt; Lefor; Longmuir; Louser; Martinson; Meier; Mitskog; Mock; Monson; Murphy; Nathe; Nelson; O'Brien; Ostlie; Porter; Pyle; Richter; Roers Jones; Ruby, M.; Sanford; Schauer; Schneider; Schobinger; Schreiber-Beck; Steiner; Stemen; Strinden; Swiontek; Vigesaa; Warrey; Weisz; Speaker Johnson, D.

NAYS: Anderson, K.; Bahl; Christensen; Christy; Cory; Dyk; Fisher; Frelich; Hauck; Headland; Heilman; Heinert; Henderson; Holle; Hoverson; Kasper; Kempenich; Kiefert; Klemin; Koppelman; Marschall; McLeod; Motschenbacher; Novak; Olson, J.; Olson, S.; Prichard; Rios; Rohr; Ruby, D.; Satrom; Schatz; Thomas; Timmons; Toman; Tveit; VanWinkle

ABSENT AND NOT VOTING: Bellew; Dockter; Vetter; Wagner

HB 1358 passed.

SECOND READING OF HOUSE BILL

HB 1184: A BILL for an Act to provide an appropriation to the attorney general for a peace officer and correctional officers appreciation grant program.

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 28 YEAS, 63 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Anderson, D.; Boschee; Christensen; Conmy; Cory; Davis; Dobervich; Dyk; Finley-DeVile; Frelich; Hager; Heilman; Holle; Hoverson; Ista; Jonas; Kasper; Mock; Motschenbacher; Murphy; Prichard; Rios; Roers Jones; Schauer; Schneider; Timmons; VanWinkle; Vetter

NAYS: Anderson, B.; Anderson, K.; Bahl; Beltz; Bosch; Brandenburg; Christy; Dakane; Fegley; Fisher; Grueneich; Hagert; Hanson; Hatlestad; Hauck; Headland; Heinert; Henderson; Johnson, J.; Karls; Kempenich; Kiefert; Klemin; Koppelman; Kreidt; Lefor; Longmuir; Louser; Marschall; Martinson; McLeod; Meier; Mitskog; Monson; Nathe; Nelson; Novak; O'Brien; Olson, J.; Olson, S.; Ostlie; Porter; Pyle; Richter; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schobinger; Schreiber-Beck; Steiner; Stemen; Strinden; Swiontek; Thomas; Toman; Tveit; Vigesaa; Warrey; Weisz; Speaker Johnson, D.

ABSENT AND NOT VOTING: Bellew; Dockter; Wagner

Engrossed HB 1184 failed.

SECOND READING OF HOUSE BILL

HB 1413: A BILL for an Act to create and enact a new section to chapter 26.1-36 of the North Dakota Century Code, relating to out-of-pocket expenses for health care services.

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 51 YEAS, 40 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Anderson, D.; Anderson, K.; Bosch; Boschee; Conmy; Dakane; Davis; Dobervich; Finley-DeVile; Fisher; Hager; Hagert; Hanson; Hauck; Headland; Ista; Johnson, J.; Jonas; Karls; Kasper; Kempenich; Kiefert; Klemin; Marschall; Martinson; McLeod; Meier; Mitskog; Mock; Monson; Motschenbacher; Murphy; Novak; Olson, J.; Olson, S.; Ostlie; Porter; Pyle; Richter; Roers Jones; Rohr; Sanford; Satrom; Schauer; Schneider; Schreiber-Beck; Steiner; Strinden; Swiontek; Toman; Weisz

NAYS: Anderson, B.; Bahl; Beltz; Brandenburg; Christensen; Christy; Cory; Dyk; Fegley; Frelich; Grueneich; Hatlestad; Heilman; Heinert; Henderson; Holle; Hoverson; Koppelman; Kreidt; Lefor; Longmuir; Louser; Nathe; Nelson; O'Brien; Prichard; Rios; Ruby, D.; Ruby, M.; Schatz; Schobinger; Stemen; Thomas; Timmons; Tveit; VanWinkle; Vetter; Vigesaa; Warrey; Speaker Johnson, D.

ABSENT AND NOT VOTING: Bellew; Dockter; Wagner

Engrossed HB 1413 passed.

SECOND READING OF HOUSE BILL

HB 1328: A BILL for an Act to amend and reenact sections 40-23-07 and 40-23.1-01 and subsection 12 of section 57-02-01 of the North Dakota Century Code, relating to special assessment imposition for mobile home park and single family residential property and the definition of residential property for purposes of property tax assessment.

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 41 YEAS, 50 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Bosch; Boschee; Christensen; Conmy; Cory; Davis; Dobervich; Dyk; Fegley; Finley-DeVile; Fisher; Frelich; Grueneich; Hager; Hanson; Heilman; Heinert; Henderson; Holle; Hoverson; Ista; Johnson, J.; Karls; Kasper; Kiefert; Koppelman; Marschall; Martinson; McLeod; Meier; Mock; Monson; Nathe; Novak; Prichard; Rios; Rohr; Ruby, M.; Timmons; Toman; Vetter

NAYS: Anderson, B.; Anderson, D.; Anderson, K.; Bahl; Beltz; Brandenburg; Christy; Dakane; Hagert; Hatlestad; Hauck; Headland; Jonas; Kempenich; Klemin; Kreidt; Lefor; Longmuir; Louser; Mitskog; Motschenbacher; Murphy; Nelson; O'Brien; Olson, J.; Olson, S.; Ostlie; Porter; Pyle; Richter; Roers Jones; Ruby, D.; Sanford; Satrom; Schatz; Schauer; Schneider; Schobinger; Schreiber-Beck; Steiner; Stemen; Strinden; Swiontek; Thomas; Tveit; VanWinkle; Vigesaa; Warrey; Weisz; Speaker Johnson, D.

ABSENT AND NOT VOTING: Bellew; Dockter; Wagner

Engrossed HB 1328 failed.

SECOND READING OF HOUSE BILL

HB 1330: A BILL for an Act to amend and reenact section 40-23-07 of the North Dakota Century Code, relating to the preferred methodology when determining special assessments.

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 39 YEAS, 52 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Anderson, D.; Beltz; Boschee; Christy; Cory; Dakane; Davis; Dobervich; Finley-DeVille; Fisher; Grueneich; Hager; Hagert; Hatlestad; Headland; Holle; Ista; Kempenich; Kiefert; Mitskog; Mock; Motschenbacher; Nathe; Nelson; Olson, J.; Ostlie; Rios; Roers Jones; Ruby, D.; Ruby, M.; Sanford; Satrom; Schneider; Schreiber-Beck; Steiner; Strinden; Swiontek; Toman; Speaker Johnson, D.

NAYS: Anderson, B.; Anderson, K.; Bahl; Bosch; Brandenburg; Christensen; Conmy; Dyk; Fegley; Frelich; Hanson; Hauck; Heilman; Heinert; Henderson; Hoverson; Johnson, J.; Jonas; Karls; Kasper; Klemin; Koppelman; Kreidt; Lefor; Longmuir; Louser; Marschall; Martinson; McLeod; Meier; Monson; Murphy; Novak; O'Brien; Olson, S.; Porter; Prichard; Pyle; Richter; Rohr; Schatz; Schauer; Schobinger; Stemen; Thomas; Timmons; Tveit; VanWinkle; Vetter; Vigesaa; Warrey; Weisz

ABSENT AND NOT VOTING: Bellew; Dockter; Wagner

Engrossed HB 1330 failed.

SECOND READING OF HOUSE BILL

HB 1452: A BILL for an Act to create and enact a new chapter to title 57 of the North Dakota Century Code, relating to imposition of the foreign influence tax; 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 NOT PASS, the roll was called and there were 47 YEAS, 44 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Anderson, D.; Anderson, K.; Bahl; Brandenburg; Christensen; Dyk; Fisher; Frelich; Hauck; Heilman; Heinert; Holle; Johnson, J.; Karls; Kasper; Kiefert; Klemin; Koppelman; Lefor; Louser; Marschall; Martinson; McLeod; Meier; Monson; Motschenbacher; Nathe; Nelson; O'Brien; Olson, S.; Ostlie; Prichard; Pyle; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schreiber-Beck; Swiontek; Timmons; Tveit; VanWinkle; Vetter; Vigesaa; Warrey; Weisz

NAYS: Anderson, B.; Beltz; Bosch; Boschee; Christy; Conmy; Cory; Dakane; Davis; Dobervich; Fegley; Finley-DeVille; Grueneich; Hager; Hagert; Hanson; Hatlestad; Headland; Henderson; Hoverson; Ista; Jonas; Kempenich; Kreidt; Longmuir; Mitskog; Mock; Murphy; Novak; Olson, J.; Porter; Richter; Rios; Roers Jones; Rohr; Schauer; Schneider; Schobinger; Steiner; Stemen; Strinden; Thomas; Toman; Speaker Johnson, D.

ABSENT AND NOT VOTING: Bellew; Dockter; Wagner

Engrossed HB 1452 failed for want of a Constitutional majority.

SECOND READING OF HOUSE BILL

HB 1432: A BILL for an Act to create and enact a new section to chapter 1-02 of the North Dakota Century Code, relating to the repeal of provisions of the North Dakota Century Code.

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 0 YEAS, 91 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

NAYS: Anderson, B.; Anderson, D.; Anderson, K.; Bahl; Beltz; Bosch; Boschee; Brandenburg; Christensen; Christy; Conmy; Cory; Dakane; Davis; Dobervich; Dyk; Fegley; Finley-DeVile; Fisher; Frelich; Grueneich; Hager; Hagert; Hanson; Hatlestad; Hauck; Headland; Heilman; Heinert; Henderson; Holle; Hoverson; Ista; Johnson, J.; Jonas; Karls; Kasper; Kempenich; Kiefert; Klemin; Koppelman; Kreidt; Lefor; Longmuir; Louser; Marschall; Martinson; McLeod; Meier; Mitskog; Mock; Monson; Motschenbacher; Murphy; Nathe; Nelson; Novak; O'Brien; Olson, J.; Olson, S.; Ostlie; Porter; Prichard; Pyle; Richter; Rios; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schneider; Schobinger; Schreiber-Beck; Steiner; Stemen; Strinden; Swiontek; Thomas; Timmons; Toman; Tveit; VanWinkle; Vetter; Vigesaa; Warrey; Weisz; Speaker Johnson, D.

ABSENT AND NOT VOTING: Bellew; Dockter; Wagner

Engrossed HB 1432 failed.

SECOND READING OF HOUSE BILL

HB 1293: A BILL for an Act to amend and reenact sections 40-04.1-01, 40-04.1-05, 40-08-06, 40-08-10, 40-09-04, 40-09-09, 40-14-03, 40-15-03, 40-49-05, 40-49-07, and 40-49-08 of the North Dakota Century Code, relating to election of city commissioners, city council members, and park district commissioners.

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 91 YEAS, 0 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Anderson, B.; Anderson, D.; Anderson, K.; Bahl; Beltz; Bosch; Boschee; Brandenburg; Christensen; Christy; Conmy; Cory; Dakane; Davis; Dobervich; Dyk; Fegley; Finley-DeVile; Fisher; Frelich; Grueneich; Hager; Hagert; Hanson; Hatlestad; Hauck; Headland; Heilman; Heinert; Henderson; Holle; Hoverson; Ista; Johnson, J.; Jonas; Karls; Kasper; Kempenich; Kiefert; Klemin; Koppelman; Kreidt; Lefor; Longmuir; Louser; Marschall; Martinson; McLeod; Meier; Mitskog; Mock; Monson; Motschenbacher; Murphy; Nathe; Nelson; Novak; O'Brien; Olson, J.; Olson, S.; Ostlie; Porter; Prichard; Pyle; Richter; Rios; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schneider; Schobinger; Schreiber-Beck; Steiner; Stemen; Strinden; Swiontek; Thomas; Timmons; Toman; Tveit; VanWinkle; Vetter; Vigesaa; Warrey; Weisz; Speaker Johnson, D.

ABSENT AND NOT VOTING: Bellew; Dockter; Wagner

Engrossed HB 1293 passed.

SECOND READING OF HOUSE BILL

HB 1448: A BILL for an Act to amend and reenact section 15-06-02, subsection 7 of section 15.1-11-04, and section 54-01-13.2 of the North Dakota Century Code, relating to the composition of the county board of appraisers, required annual training, and land appraisal requirements.

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 91 YEAS, 0 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Anderson, B.; Anderson, D.; Anderson, K.; Bahl; Beltz; Bosch; Boschee; Brandenburg; Christensen; Christy; Conmy; Cory; Dakane; Davis; Dobervich; Dyk;

Fegley; Finley-DeVile; Fisher; Frelich; Grueneich; Hager; Hagert; Hanson; Hatlestad; Hauck; Headland; Heilman; Heinert; Henderson; Holle; Hoverson; Ista; Johnson, J.; Jonas; Karls; Kasper; Kempenich; Kiefert; Klemin; Koppelman; Kreidt; Lefor; Longmuir; Louser; Marschall; Martinson; McLeod; Meier; Mitskog; Mock; Monson; Motschenbacher; Murphy; Nathe; Nelson; Novak; O'Brien; Olson, J.; Olson, S.; Ostlie; Porter; Prichard; Pyle; Richter; Rios; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schneider; Schobinger; Schreiber-Beck; Steiner; Stemen; Strinden; Swiontek; Thomas; Timmons; Toman; Tveit; VanWinkle; Vetter; Vigesaa; Warrey; Weisz; Speaker Johnson, D.

ABSENT AND NOT VOTING: Bellew; Dockter; Wagner

Engrossed HB 1448 passed.

SECOND READING OF HOUSE BILL

HB 1393: A BILL for an Act to create and enact chapters 4.1-58, 4.1-59, 4.1-61, and 4.1-62 of the North Dakota Century Code, relating to grain and seed warehouses, grain buyers, insolvent grain warehousemen, uniform accounting for public elevators and warehouses, and credit-sale contracts indemnity from title 60; to amend and reenact subsection 4 of section 41-07-10 and section 51-23-04 of the North Dakota Century Code, relating to cross-references to repealed laws; to repeal chapters 60-02, 60-02.1, 60-04, 60-05, and 60-10 of the North Dakota Century Code, relating to grain and seed warehouses, grain buyers, insolvent grain warehousemen, uniform accounting for public elevators and warehouses, and credit-sale contracts indemnity; to provide a penalty; and to provide a continuing appropriation.

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 91 YEAS, 0 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Anderson, B.; Anderson, D.; Anderson, K.; Bahl; Beltz; Bosch; Boschee; Brandenburg; Christensen; Christy; Conmy; Cory; Dakane; Davis; Dobervich; Dyk; Fegley; Finley-DeVile; Fisher; Frelich; Grueneich; Hager; Hagert; Hanson; Hatlestad; Hauck; Headland; Heilman; Heinert; Henderson; Holle; Hoverson; Ista; Johnson, J.; Jonas; Karls; Kasper; Kempenich; Kiefert; Klemin; Koppelman; Kreidt; Lefor; Longmuir; Louser; Marschall; Martinson; McLeod; Meier; Mitskog; Mock; Monson; Motschenbacher; Murphy; Nathe; Nelson; Novak; O'Brien; Olson, J.; Olson, S.; Ostlie; Porter; Prichard; Pyle; Richter; Rios; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schneider; Schobinger; Schreiber-Beck; Steiner; Stemen; Strinden; Swiontek; Thomas; Timmons; Toman; Tveit; VanWinkle; Vetter; Vigesaa; Warrey; Weisz; Speaker Johnson, D.

ABSENT AND NOT VOTING: Bellew; Dockter; Wagner

Engrossed HB 1393 passed.

SECOND READING OF HOUSE BILL

HB 1465: A BILL for an Act to amend and reenact sections 43-03-03, 43-03-04, and subsections 4 and 5 of section 43-03-13 of the North Dakota Century Code, relating to membership of the state board of architecture and landscape architecture; and to provide for application.

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 84 YEAS, 7 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Anderson, B.; Anderson, D.; Anderson, K.; Bahl; Beltz; Bosch; Boschee; Brandenburg; Christy; Conmy; Cory; Dakane; Davis; Dobervich; Dyk; Fegley; Finley-DeVile; Fisher; Frelich; Grueneich; Hager; Hagert; Hanson; Hatlestad; Hauck;

Headland; Heinert; Henderson; Holle; Hoverson; Ista; Johnson, J.; Jonas; Karls; Kasper; Kempenich; Kiefert; Klemin; Kreidt; Lefor; Longmuir; Louser; Martinson; McLeod; Meier; Mitskog; Mock; Monson; Motschenbacher; Murphy; Nathe; Nelson; Novak; O'Brien; Olson, J.; Olson, S.; Ostlie; Porter; Prichard; Pyle; Richter; Rios; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schneider; Schobinger; Schreiber-Beck; Steiner; Stemen; Strinden; Swiontek; Thomas; Toman; Tveit; Vigasaa; Warrey; Weisz; Speaker Johnson, D.

NAYS: Christensen; Heilman; Koppelman; Marschall; Timmons; VanWinkle; Vetter

ABSENT AND NOT VOTING: Bellew; Dockter; Wagner

Engrossed HB 1465 passed.

SECOND READING OF HOUSE BILL

HB 1207: A BILL for an Act to create and enact a new section to chapter 23-12 of the North Dakota Century Code, relating to publication of vaccine adverse event data.

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, 5 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Anderson, B.; Anderson, D.; Anderson, K.; Bahl; Beltz; Bosch; Boschee; Brandenburg; Christensen; Christy; Cory; Dakane; Davis; Dobervich; Dyk; Fegley; Finley-DeVile; Fisher; Frelich; Grueneich; Hager; Hagert; Hanson; Hatlestad; Hauck; Headland; Heilman; Heinert; Henderson; Hoverson; Johnson, J.; Jonas; Karls; Kasper; Kempenich; Kiefert; Klemin; Koppelman; Kreidt; Lefor; Longmuir; Louser; Marschall; Martinson; McLeod; Meier; Mitskog; Mock; Monson; Motschenbacher; Murphy; Nathe; Nelson; Novak; O'Brien; Olson, J.; Olson, S.; Ostlie; Porter; Prichard; Pyle; Richter; Rios; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schneider; Schobinger; Schreiber-Beck; Steiner; Stemen; Strinden; Swiontek; Thomas; Toman; Tveit; Vetter; Vigasaa; Warrey; Weisz; Speaker Johnson, D.

NAYS: Conmy; Holle; Ista; Timmons; VanWinkle

ABSENT AND NOT VOTING: Bellew; Dockter; Wagner

HB 1207 passed.

SECOND READING OF HOUSE BILL

HB 1200: A BILL for an Act to create and enact a new section to chapter 15-10 of the North Dakota Century Code, relating to COVID-19 vaccinations and emergency-use authorized vaccines for students at institutions of higher education; and to amend and reenact subsection 1 of section 23-07-17.1 and section 23-12-20 of the North Dakota Century Code, relating to school and day care immunizations and COVID-19 vaccination and infection information.

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, 13 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Anderson, B.; Anderson, D.; Anderson, K.; Bahl; Beltz; Bosch; Brandenburg; Christensen; Christy; Cory; Dakane; Dyk; Fegley; Fisher; Frelich; Grueneich; Hagert; Hatlestad; Hauck; Headland; Heilman; Heinert; Henderson; Holle; Hoverson; Johnson, J.; Jonas; Kasper; Kempenich; Kiefert; Klemin; Koppelman; Kreidt; Lefor; Longmuir; Louser; Marschall; Martinson; McLeod; Meier; Mitskog; Monson; Motschenbacher; Nathe; Nelson; Novak; Olson, J.; Olson, S.; Ostlie; Porter; Prichard; Pyle; Richter; Rios; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford;

Satrom; Schatz; Schauer; Schobinger; Schreiber-Beck; Steiner; Stemen; Strinden; Swiontek; Thomas; Timmons; Toman; Tveit; VanWinkle; Vetter; Vigesaa; Warrey; Weisz; Speaker Johnson, D.

NAYS: Boschee; Conmy; Davis; Dobervich; Finley-DeVile; Hager; Hanson; Ista; Karls; Mock; Murphy; O'Brien; Schneider

ABSENT AND NOT VOTING: Bellew; Dockter; Wagner

Engrossed HB 1200 passed.

SECOND READING OF HOUSE BILL

HB 1502: A BILL for an Act to create and enact a new section to chapter 23-16 of the North Dakota Century Code, relating to access to hospital care.

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, 4 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Anderson, B.; Anderson, D.; Anderson, K.; Bahl; Beltz; Bosch; Brandenburg; Christensen; Christy; Conmy; Cory; Dakane; Davis; Dyk; Fegley; Finley-DeVile; Fisher; Frelich; Grueneich; Hager; Hagert; Hanson; Hatlestad; Hauck; Headland; Heilman; Heinert; Henderson; Holle; Hoverson; Johnson, J.; Jonas; Kasper; Kempenich; Kiefert; Klemin; Koppelman; Kreidt; Lefor; Longmuir; Louser; Marschall; Martinson; McLeod; Meier; Mitskog; Mock; Monson; Motschenbacher; Murphy; Nathe; Nelson; Novak; O'Brien; Olson, J.; Olson, S.; Ostlie; Porter; Prichard; Pyle; Richter; Rios; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schneider; Schobinger; Schreiber-Beck; Steiner; Stemen; Strinden; Swiontek; Thomas; Timmons; Toman; Tveit; VanWinkle; Vetter; Vigesaa; Warrey; Weisz; Speaker Johnson, D.

NAYS: Boschee; Dobervich; Ista; Karls

ABSENT AND NOT VOTING: Bellew; Dockter; Wagner

Engrossed HB 1502 passed.

SECOND READING OF HOUSE BILL

HB 1406: A BILL for an Act to create and enact a new section to chapter 23-01 and a new section to chapter 32-12.1 of the North Dakota Century Code, relating to vaccines and the medical liability of a governmental entity.

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 32 YEAS, 59 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Anderson, D.; Anderson, K.; Bahl; Christensen; Dyk; Fisher; Frelich; Hauck; Heilman; Henderson; Holle; Hoverson; Johnson, J.; Kasper; Kempenich; Koppelman; Louser; Marschall; McLeod; Monson; Novak; Olson, S.; Prichard; Rios; Rohr; Ruby, D.; Schatz; Steiner; Timmons; Toman; Tveit; VanWinkle

NAYS: Anderson, B.; Beltz; Bosch; Boschee; Brandenburg; Christy; Conmy; Cory; Dakane; Davis; Dobervich; Fegley; Finley-DeVile; Grueneich; Hager; Hagert; Hanson; Hatlestad; Headland; Heinert; Ista; Jonas; Karls; Kiefert; Klemin; Kreidt; Lefor; Longmuir; Martinson; Meier; Mitskog; Mock; Motschenbacher; Murphy; Nathe; Nelson; O'Brien; Olson, J.; Ostlie; Porter; Pyle; Richter; Roers Jones; Ruby, M.; Sanford; Satrom; Schauer; Schneider; Schobinger; Schreiber-Beck; Stemen; Strinden; Swiontek; Thomas; Vetter; Vigesaa; Warrey; Weisz; Speaker Johnson, D.

ABSENT AND NOT VOTING: Bellew; Dockter; Wagner

Engrossed HB 1406 failed.

SECOND READING OF HOUSE BILL

HB 1505: A BILL for an Act to create and enact section 23-07-17.2 of the North Dakota Century Code, relating to a prohibition on requiring a vaccination; 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 NOT PASS, the roll was called and there were 31 YEAS, 60 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Anderson, K.; Bahl; Christensen; Dyk; Fisher; Frelich; Hauck; Heilman; Henderson; Holle; Hoverson; Kasper; Koppelman; Louser; Marschall; McLeod; Meier; Novak; Olson, S.; Prichard; Rios; Rohr; Ruby, D.; Schatz; Steiner; Thomas; Timmons; Toman; Tveit; VanWinkle; Vetter

NAYS: Anderson, B.; Anderson, D.; Beltz; Bosch; Boschee; Brandenburg; Christy; Conmy; Cory; Dakane; Davis; Dobervich; Fegley; Finley-DeVile; Grueneich; Hager; Hagert; Hanson; Hatlestad; Headland; Heinert; Ista; Johnson, J.; Jonas; Karls; Kempenich; Kiefert; Klemin; Kreidt; Lefor; Longmuir; Martinson; Mitskog; Mock; Monson; Motschenbacher; Murphy; Nathe; Nelson; O'Brien; Olson, J.; Ostlie; Porter; Pyle; Richter; Roers Jones; Ruby, M.; Sanford; Satrom; Schauer; Schneider; Schobinger; Schreiber-Beck; Stemen; Strinden; Swiontek; Vigesaa; Warrey; Weisz; Speaker Johnson, D.

ABSENT AND NOT VOTING: Bellew; Dockter; Wagner

Engrossed HB 1505 failed.

SECOND READING OF HOUSE BILL

HB 1168: A BILL for an Act to create and enact a new section to chapter 57-38 and a new subdivision to subsection 7 of section 57-38-30.3 of the North Dakota Century Code, relating to the provision of an income tax credit for purchases of manufacturing and animal agricultural machinery and equipment to automate a manufacturing or animal agricultural process; 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 83 YEAS, 8 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Anderson, B.; Anderson, D.; Anderson, K.; Bahl; Beltz; Bosch; Boschee; Brandenburg; Christensen; Christy; Conmy; Cory; Dakane; Davis; Dobervich; Dyk; Fegley; Finley-DeVile; Fisher; Frelich; Grueneich; Hager; Hagert; Hatlestad; Hauck; Headland; Heilman; Heinert; Holle; Ista; Johnson, J.; Jonas; Karls; Kasper; Kempenich; Kiefert; Klemin; Kreidt; Lefor; Longmuir; Louser; Martinson; McLeod; Meier; Mitskog; Mock; Monson; Motschenbacher; Murphy; Nathe; Nelson; Novak; O'Brien; Olson, J.; Olson, S.; Ostlie; Porter; Pyle; Richter; Rios; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schneider; Schobinger; Schreiber-Beck; Steiner; Stemen; Strinden; Swiontek; Thomas; Timmons; Toman; Tveit; Vigesaa; Warrey; Weisz; Speaker Johnson, D.

NAYS: Hanson; Henderson; Hoverson; Koppelman; Marschall; Prichard; VanWinkle; Vetter

ABSENT AND NOT VOTING: Bellew; Dockter; Wagner

Reengrossed HB 1168 passed.

SECOND READING OF HOUSE BILL

HB 1434: A BILL for an Act to amend and reenact section 50-24.8-12 of the North Dakota Century Code, relating to investigative demands and administrative subpoenas of the Medicaid fraud control unit.

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 91 YEAS, 0 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Anderson, B.; Anderson, D.; Anderson, K.; Bahl; Beltz; Bosch; Boschee; Brandenburg; Christensen; Christy; Conmy; Cory; Dakane; Davis; Dobervich; Dyk; Fegley; Finley-DeVile; Fisher; Frelich; Grueneich; Hager; Hagert; Hanson; Hatlestad; Hauck; Headland; Heilman; Heinert; Henderson; Holle; Hoverson; Ista; Johnson, J.; Jonas; Karls; Kasper; Kempenich; Kiefert; Klemin; Koppelman; Kreidt; Lefor; Longmuir; Louser; Marschall; Martinson; McLeod; Meier; Mitskog; Mock; Monson; Motschenbacher; Murphy; Nathe; Nelson; Novak; O'Brien; Olson, J.; Olson, S.; Ostlie; Porter; Prichard; Pyle; Richter; Rios; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schneider; Schobinger; Schreiber-Beck; Steiner; Stemen; Strinden; Swiontek; Thomas; Timmons; Toman; Tveit; VanWinkle; Vetter; Vigasaa; Warrey; Weisz; Speaker Johnson, D.

ABSENT AND NOT VOTING: Bellew; Dockter; Wagner

Engrossed HB 1434 passed.

SECOND READING OF HOUSE BILL

HB 1492: A BILL for an Act to amend and reenact section 14-09-22 of the North Dakota Century Code, relating to defining mental injury for the crime of child abuse; 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 74 YEAS, 17 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Anderson, B.; Anderson, D.; Anderson, K.; Beltz; Bosch; Boschee; Brandenburg; Christy; Conmy; Cory; Dakane; Davis; Dobervich; Fegley; Finley-DeVile; Fisher; Grueneich; Hager; Hagert; Hanson; Hatlestad; Headland; Heinert; Ista; Johnson, J.; Jonas; Karls; Kasper; Kempenich; Kiefert; Klemin; Koppelman; Kreidt; Lefor; Longmuir; Louser; Marschall; Martinson; McLeod; Meier; Mitskog; Mock; Monson; Murphy; Nathe; Nelson; Novak; O'Brien; Olson, J.; Olson, S.; Ostlie; Porter; Pyle; Richter; Roers Jones; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schneider; Schobinger; Schreiber-Beck; Steiner; Stemen; Strinden; Swiontek; Thomas; Tveit; Vigasaa; Warrey; Weisz; Speaker Johnson, D.

NAYS: Bahl; Christensen; Dyk; Frelich; Hauck; Heilman; Henderson; Holle; Hoverson; Motschenbacher; Prichard; Rios; Rohr; Timmons; Toman; VanWinkle; Vetter

ABSENT AND NOT VOTING: Bellew; Dockter; Wagner

Engrossed HB 1492 passed.

ANNOUNCEMENT

SPEAKER D. JOHNSON ANNOUNCED that the House will be in recess until 5:00 p.m.

THE HOUSE RECONVENED pursuant to recess taken with Speaker D. Johnson presiding.

REPORT OF STANDING COMMITTEE

HB 1031, as engrossed: Appropriations Committee (Rep. Vigesaa, Chairman) recommends **DO NOT PASS** (19 YEAS, 0 NAYS, 4 ABSENT AND NOT VOTING). Engrossed HB 1031 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1032, as engrossed: Appropriations Committee (Rep. Vigesaa, Chairman) recommends **DO NOT PASS** (19 YEAS, 0 NAYS, 4 ABSENT AND NOT VOTING). Engrossed HB 1032 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1033: Appropriations Committee (Rep. Vigesaa, Chairman) recommends **DO NOT PASS** (19 YEAS, 0 NAYS, 4 ABSENT AND NOT VOTING). HB 1033 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1082: Judiciary Committee (Rep. Klemin, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (10 YEAS, 3 NAYS, 0 ABSENT AND NOT VOTING). HB 1082 was placed on the Sixth order on the calendar.

Page 1, line 3, remove "a new subsection to section 41-09-70,"

Page 1, line 18, after "41-09-68" insert ", 41-09-70,"

Page 87, line 15, remove the overstrike over "9"

Page 87, line 15, replace "10" with "and 12"

Page 87, line 22, replace "10" with "12"

Page 88, line 5, replace "10" with "12"

Page 88, line 11, overstrike "subsection" and insert immediately thereafter "subsections"

Page 88, line 11, after "5" insert "and 11"

Page 88, line 26, after "in" insert "subsection 11 and"

Page 89, line 9, replace "10" with "12"

Page 89, line 15, after "10." insert "This section prevails over any inconsistent statute, rule, or regulation."

11. Subsections 4, 6, and 10 do not apply to a security interest in an ownership interest in a general partnership, limited partnership, or limited liability company.

12. "

Page 89, replace lines 17 through 20 with:

"SECTION 76. AMENDMENT. Section 41-09-70 of the North Dakota Century Code is amended and reenacted as follows:

41-09-70. (9-408) Restrictions on assignment of promissory notes, health care insurance receivables, and certain general intangibles ineffective.

1. Except as otherwise provided in ~~subsections~~ subsections 2 and 6, a term in a promissory note or in an agreement between an account debtor and a debtor which relates to a health care insurance receivable or a general intangible, including a contract, permit, license, or franchise, and which term prohibits, restricts, or requires the consent of the person obligated on the promissory note or the account debtor to, the assignment or transfer of, or creation, attachment, or perfection of a security interest in,

the promissory note, health care insurance receivable, or general intangible, is ineffective to the extent that the term:

- a. Would impair the creation, attachment, or perfection of a security interest; or
 - b. Provides that the assignment, transfer, creation, attachment, or perfection of the security interest may give rise to a default, breach, right of recoupment, claim, defense, termination, right of termination, or remedy under the promissory note, health care insurance receivable, or general intangible.
2. Subsection 1 applies to a security interest in a payment intangible or promissory note only if the security interest arises out of a sale of the payment intangible or promissory note, other than a sale pursuant to a disposition under section 41-09-107 or an acceptance of collateral under section 41-09-115.
3. ~~A~~Except as otherwise provided in subsection 6, a rule of law, statute, or regulation that prohibits, restricts, or requires the consent of a government, governmental body or official, person obligated on a promissory note, or account debtor to the assignment or transfer of, or creation of a security interest in, a promissory note, health care insurance receivable, or general intangible, including a contract, permit, license, or franchise between an account debtor and a debtor, is ineffective to the extent that the rule of law, statute, or regulation:
 - a. Would impair the creation, attachment, or perfection of a security interest; or
 - b. Provides that the assignment, transfer, creation, attachment, or perfection of the security interest may give rise to a default, breach, right of recoupment, claim, defense, termination, right of termination, or remedy under the promissory note, health care insurance receivable, or general intangible.
4. To the extent that a term in a promissory note or in an agreement between an account debtor and a debtor which relates to a health care insurance receivable or general intangible or a rule of law, statute, or regulation described in subsection 3 would be effective under law other than this chapter but is ineffective under subsection 1 or 3, the creation, attachment, or perfection of a security interest in the promissory note, health care insurance receivable, or general intangible:
 - a. Is not enforceable against the person obligated on the promissory note or the account debtor;
 - b. Does not impose a duty or obligation on the person obligated on the promissory note or the account debtor;
 - c. Does not require the person obligated on the promissory note or the account debtor to recognize the security interest, pay or render performance to the secured party, or accept payment or performance from the secured party;
 - d. Does not entitle the secured party to use or assign the debtor's rights under the promissory note, health care insurance receivable, or general intangible, including any related information or materials furnished to the debtor in the transaction giving rise to the promissory note, health care insurance receivable, or general intangible;
 - e. Does not entitle the secured party to use, assign, possess, or have access to any trade secrets or confidential information of the person obligated on the promissory note or the account debtor; and

- f. Does not entitle the secured party to enforce the security interest in the promissory note, health care insurance receivable, or general intangible.
- 5. This section prevails over any inconsistent statute, rule, or regulation.
- 6. This section does not apply to a security interest in an ownership interest in a general partnership, limited partnership, or limited liability company.
- 7. In this section, "promissory note" includes a negotiable instrument that evidences chattel paper."

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1390: Human Services Committee (Rep. Weisz, Chairman) recommends **DO PASS** (11 YEAS, 3 NAYS, 0 ABSENT AND NOT VOTING). HB 1390 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1443: Human Services Committee (Rep. Weisz, Chairman) recommends **DO NOT PASS** (9 YEAS, 5 NAYS, 0 ABSENT AND NOT VOTING). HB 1443 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1450: Judiciary Committee (Rep. Klemin, Chairman) recommends **DO PASS** (13 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1450 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1458: Human Services Committee (Rep. Weisz, Chairman) recommends **DO NOT PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1458 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1488: Education Committee (Rep. Heinert, Chairman) recommends **DO PASS** (10 YEAS, 4 NAYS, 0 ABSENT AND NOT VOTING). HB 1488 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1500: Judiciary Committee (Rep. Klemin, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO NOT PASS** (7 YEAS, 5 NAYS, 1 ABSENT AND NOT VOTING). HB 1500 was placed on the Sixth order on the calendar.

Page 3, line 25, remove "and"

Page 3, line 26, after "committee" insert : and

- d. A nonprofit organization exempt from federal taxation under section 501(c)(3) of the Internal Revenue Code [26 U.S.C. 501(c)(3)]"

Page 4, line 18, replace the first underscored comma with "and"

Page 4, line 18, remove ", occupation, and employer"

Page 4, line 27, replace "Wages" with "Money earned from employment, self-employment"

Page 7, line 3, remove "For each person identified under subdivision a, the amount of the original funds"

Page 7, remove lines 4 and 5

Page 7, line 6, remove "c."

Page 7, line 9, replace "d." with "c."

Page 7, line 11, replace "e." with "d."

Page 7, line 24, remove "The covered person may"

Page 7, remove lines 25 through 29

Page 8, line 10, replace "five" with "ten"

Page 8, line 14, remove "and the individual who determines the expenditures for which"

Page 8, line 15, remove "the traceable funds are used"

Page 9, line 16, remove "A lawsuit regarding"

Page 9, remove lines 17 through 22

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1531: Education Committee (Rep. Heinert, Chairman) recommends **DO NOT PASS** (8 YEAS, 6 NAYS, 0 ABSENT AND NOT VOTING). HB 1531 was placed on the Eleventh order on the calendar.

MOTION

REP. BOSCH MOVED that Engrossed HB 1366, which is on the Eleventh order, be rereferred to the **Energy and Natural Resources Committee**, which motion prevailed. Pursuant to Rep. Bosch's motion, Engrossed HB 1366 was rereferred.

MOTION

REP. BOSCH MOVED that HB 1249 and HB 1489, which are on the Eleventh order, be laid over one legislative day, which motion prevailed.

SIXTH ORDER OF BUSINESS

SPEAKER D. JOHNSON DEEMED approval of the amendments to HB 1082 and HB 1500.

HB 1082 and HB 1500, as amended, were placed on the Eleventh order of business on the calendar for the succeeding legislative day.

SECOND READING OF HOUSE BILL

HB 1308: A BILL for an Act to amend and reenact sections 14-08.1-06 and 50-09-08.6 of the North Dakota Century Code, relating to suspension of recreational licenses for delinquent child support payments; to provide for retroactive application; and to provide a contingent expiration 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 31 YEAS, 60 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Anderson, B.; Bahl; Christy; Cory; Hatlestad; Henderson; Holle; Johnson, J.; Jonas; Karls; Kempenich; Klemin; Longmuir; Motschenbacher; O'Brien; Olson, J.; Olson, S.; Pyle; Rios; Roers Jones; Rohr; Ruby, M.; Sanford; Satrom; Schobinger; Steiner; Strinden; Swiontek; Thomas; VanWinkle; Vetter

NAYS: Anderson, D.; Anderson, K.; Beltz; Bosch; Boschee; Brandenburg; Christensen; Conmy; Dakane; Davis; Dobervich; Dyk; Fegley; Finley-DeVille; Fisher; Frelich; Grueneich; Hager; Hagert; Hanson; Hauck; Headland; Heilman; Heinert; Hoverson; Ista; Kasper; Kiefert; Koppelman; Kreidt; Lefor; Louser; Marschall; Martinson; McLeod; Meier; Mitskog; Mock; Monson; Murphy; Nathe; Nelson; Novak; Ostlie; Porter; Prichard; Richter; Ruby, D.; Schatz; Schauer; Schneider; Schreiber-Beck; Stemen; Timmons; Toman; Tveit; Vigasaa; Warrey; Weisz; Speaker Johnson, D.

ABSENT AND NOT VOTING: Bellew; Dockter; Wagner

Engrossed HB 1308 failed.

SECOND READING OF HOUSE BILL

HB 1459: A BILL for an Act to amend and reenact section 19-03.1-23.1 of the North Dakota Century Code, relating to increased penalties for drug offenses within three hundred feet of a public park; 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 48 YEAS, 43 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Anderson, B.; Anderson, D.; Anderson, K.; Beltz; Bosch; Boschee; Christensen; Christy; Conmy; Cory; Dakane; Davis; Dobervich; Finley-DeVile; Fisher; Hager; Hanson; Hatlestad; Heinert; Hoverson; Ista; Jonas; Karls; Kiefert; Klemin; Kreidt; Lefor; Longmuir; Louser; McLeod; Meier; Mitskog; Mock; Monson; Nathe; O'Brien; Olson, J.; Olson, S.; Ostlie; Richter; Rios; Sanford; Schauer; Schneider; Strinden; Thomas; VanWinkle; Weisz

NAYS: Bahl; Brandenburg; Dyk; Fegley; Frelich; Grueneich; Hagert; Hauck; Headland; Heilman; Henderson; Holle; Johnson, J.; Kasper; Kempenich; Koppelman; Marschall; Martinson; Motschenbacher; Murphy; Nelson; Novak; Porter; Prichard; Pyle; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Satrom; Schatz; Schobinger; Schreiber-Beck; Steiner; Stemen; Swiontek; Timmons; Toman; Tveit; Vetter; Vigasaa; Warrey; Speaker Johnson, D.

ABSENT AND NOT VOTING: Bellew; Dockter; Wagner

Engrossed HB 1459 passed.

SECOND READING OF HOUSE BILL

HB 1230: A BILL for an Act to amend and reenact section 16.1-01-12 of the North Dakota Century Code, relating to invalid signatures on an initiated petition; 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 NOT PASS, the roll was called and there were 61 YEAS, 30 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Anderson, B.; Anderson, D.; Anderson, K.; Beltz; Bosch; Boschee; Brandenburg; Christy; Cory; Dakane; Dobervich; Fisher; Grueneich; Hagert; Hanson; Hatlestad; Headland; Heinert; Ista; Johnson, J.; Jonas; Karls; Kasper; Kempenich; Kiefert; Klemin; Kreidt; Lefor; Longmuir; Louser; Martinson; McLeod; Meier; Mitskog; Mock; Monson; Motschenbacher; Nathe; Nelson; Novak; O'Brien; Olson, J.; Ostlie; Porter; Pyle; Richter; Ruby, M.; Sanford; Satrom; Schauer; Schreiber-Beck; Stemen; Strinden; Swiontek; Thomas; Tveit; Vetter; Vigasaa; Warrey; Weisz; Speaker Johnson, D.

NAYS: Bahl; Christensen; Conmy; Davis; Dyk; Fegley; Finley-DeVile; Frelich; Hager; Hauck; Heilman; Henderson; Holle; Hoverson; Koppelman; Marschall; Murphy; Olson, S.; Prichard; Rios; Roers Jones; Rohr; Ruby, D.; Schatz; Schneider; Schobinger; Steiner; Timmons; Toman; VanWinkle

ABSENT AND NOT VOTING: Bellew; Dockter; Wagner

Engrossed HB 1230 passed.

SECOND READING OF HOUSE BILL

HB 1501: A BILL for an Act to create and enact a new section to chapter 54-10 of the North Dakota Century Code, relating to state audits of commodity groups; and to amend and reenact subsection 2 of section 4.1-44-04 of the North Dakota Century Code, relating to the presentation of state audit reports.

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, 4 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Anderson, B.; Anderson, D.; Anderson, K.; Bahl; Beltz; Bosch; Boschee; Brandenburg; Christensen; Christy; Conmy; Cory; Dakane; Davis; Dobervich; Dyk; Fegley; Finley-DeVile; Fisher; Frelich; Grueneich; Hager; Hagert; Hanson; Hatlestad; Hauck; Headland; Heilman; Heinert; Holle; Hoverson; Ista; Johnson, J.; Jonas; Karls; Kasper; Kempenich; Kiefert; Klemin; Koppelman; Kreidt; Lefor; Longmuir; Louser; Marschall; Martinson; McLeod; Meier; Mitskog; Mock; Monson; Motschenbacher; Murphy; Nathe; Nelson; Novak; O'Brien; Olson, J.; Olson, S.; Ostlie; Porter; Prichard; Pyle; Richter; Rios; Roers Jones; Rohr; Ruby, M.; Sanford; Satrom; Schauer; Schneider; Schobinger; Schreiber-Beck; Steiner; Stemen; Strinden; Swiontek; Thomas; Toman; Tveit; VanWinkle; Vetter; Vigesaa; Warrey; Weisz; Speaker Johnson, D.

NAYS: Henderson; Ruby, D.; Schatz; Timmons

ABSENT AND NOT VOTING: Bellew; Dockter; Wagner

Engrossed HB 1501 passed.

SECOND READING OF HOUSE BILL

HB 1166: A BILL for an Act to create and enact a new section to chapter 61-04.1 of the North Dakota Century Code, relating to requirements to cease cloud seeding; to amend and reenact subsection 10 of section 61-04.1-03, section 61-04.1-23, subsection 3 of section 61-04.1-24, and sections 61-04.1-26, 61-04.1-27, 61-04.1-30, 61-04.1-38, and 61-04.1-39 of the North Dakota Century Code, relating to state funding requirements for county weather modification operations and a prohibition on the use of state funds for weather modification; 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 69 YEAS, 22 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Anderson, D.; Anderson, K.; Bahl; Beltz; Bosch; Brandenburg; Christensen; Christy; Cory; Dyk; Fisher; Frelich; Grueneich; Hagert; Hauck; Headland; Heilman; Heinert; Henderson; Holle; Hoverson; Johnson, J.; Jonas; Karls; Kasper; Kiefert; Koppelman; Kreidt; Lefor; Louser; Marschall; Martinson; McLeod; Meier; Mock; Motschenbacher; Murphy; Nathe; Nelson; Novak; Olson, J.; Olson, S.; Ostlie; Porter; Prichard; Pyle; Rios; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schobinger; Steiner; Stemen; Strinden; Swiontek; Thomas; Toman; Tveit; VanWinkle; Vetter; Vigesaa; Warrey; Weisz; Speaker Johnson, D.

NAYS: Anderson, B.; Boschee; Conmy; Dakane; Davis; Dobervich; Fegley; Finley-DeVile; Hager; Hanson; Hatlestad; Ista; Kempenich; Klemin; Longmuir; Mitskog; Monson; O'Brien; Richter; Schneider; Schreiber-Beck; Timmons

ABSENT AND NOT VOTING: Bellew; Dockter; Wagner

Engrossed HB 1166 passed.

SECOND READING OF HOUSE BILL

HB 1134: A BILL for an Act to amend and reenact subdivision c of subsection 12 of section 20.1-02-05 of the North Dakota Century Code, relating to hunting and fishing license for national guard members.

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 90 YEAS, 1 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Anderson, B.; Anderson, D.; Anderson, K.; Bahl; Beltz; Bosch; Boschee; Brandenburg; Christensen; Christy; Conmy; Cory; Dakane; Davis; Dobervich; Dyk; Fegley; Finley-DeVile; Fisher; Frelich; Grueneich; Hager; Hagert; Hanson; Hatlestad; Hauck; Headland; Heilman; Heinert; Holle; Hoverson; Ista; Johnson, J.; Jonas; Karls; Kasper; Kempenich; Kiefert; Klemin; Koppelman; Kreidt; Lefor; Longmuir; Louser; Marschall; Martinson; McLeod; Meier; Mitskog; Mock; Monson; Motschenbacher; Murphy; Nathe; Nelson; Novak; O'Brien; Olson, J.; Olson, S.; Ostlie; Porter; Prichard; Pyle; Richter; Rios; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schneider; Schobinger; Schreiber-Beck; Steiner; Stemen; Strinden; Swiontek; Thomas; Timmons; Toman; Tveit; VanWinkle; Vetter; Vigasaa; Warrey; Weisz; Speaker Johnson, D.

NAYS: Henderson

ABSENT AND NOT VOTING: Bellew; Dockter; Wagner

Engrossed HB 1134 passed.

SECOND READING OF HOUSE BILL

HB 1175: A BILL for an Act to provide for a legislative management study regarding the posting of school trust lands during big game hunting seasons.

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, 2 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Anderson, B.; Anderson, D.; Anderson, K.; Bahl; Beltz; Bosch; Boschee; Brandenburg; Christensen; Christy; Conmy; Cory; Dakane; Davis; Dobervich; Dyk; Fegley; Finley-DeVile; Fisher; Frelich; Grueneich; Hager; Hagert; Hanson; Hatlestad; Hauck; Headland; Heilman; Heinert; Henderson; Holle; Ista; Johnson, J.; Jonas; Karls; Kasper; Kempenich; Kiefert; Klemin; Koppelman; Kreidt; Lefor; Longmuir; Louser; Marschall; Martinson; McLeod; Meier; Mitskog; Mock; Monson; Motschenbacher; Murphy; Nathe; Nelson; Novak; O'Brien; Olson, J.; Olson, S.; Ostlie; Porter; Prichard; Pyle; Richter; Rios; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schneider; Schobinger; Schreiber-Beck; Steiner; Stemen; Strinden; Swiontek; Thomas; Timmons; Toman; Tveit; Vetter; Vigasaa; Warrey; Weisz; Speaker Johnson, D.

NAYS: Hoverson; VanWinkle

ABSENT AND NOT VOTING: Bellew; Dockter; Wagner

Engrossed HB 1175 passed.

SECOND READING OF HOUSE BILL

HB 1218: A BILL for an Act to amend and reenact sections 61-24.6-02, 61-24.6-03, 61-24.6-04, and 61-24.6-06 of the North Dakota Century Code, relating to the creation of the northwest area water supply authority; and to provide for application.

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 91 YEAS, 0 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Anderson, B.; Anderson, D.; Anderson, K.; Bahl; Beltz; Bosch; Boschee; Brandenburg; Christensen; Christy; Conmy; Cory; Dakane; Davis; Dobervich; Dyk; Fegley; Finley-DeVile; Fisher; Frelich; Grueneich; Hager; Hagert; Hanson; Hatlestad; Hauck; Headland; Heilman; Heinert; Henderson; Holle; Hoverson; Ista; Johnson, J.; Jonas; Karls; Kasper; Kempenich; Kiefert; Klemin; Koppelman; Kreidt; Lefor; Longmuir; Louser; Marschall; Martinson; McLeod; Meier; Mitskog; Mock; Monson; Motschenbacher; Murphy; Nathe; Nelson; Novak; O'Brien; Olson, J.; Olson, S.; Ostlie; Porter; Prichard; Pyle; Richter; Rios; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schneider; Schobinger; Schreiber-Beck; Steiner; Stemen; Strinden; Swiontek; Thomas; Timmons; Toman; Tveit; VanWinkle; Vetter; Vigesaa; Warrey; Weisz; Speaker Johnson, D.

ABSENT AND NOT VOTING: Bellew; Dockter; Wagner

Engrossed HB 1218 passed.

SECOND READING OF HOUSE BILL

HB 1224: A BILL for an Act to amend and reenact sections 20.1-01-02 and 20.1-05-04 of the North Dakota Century Code, relating to the possession of handguns and use of dogs in the recovery of big game animals.

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 91 YEAS, 0 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Anderson, B.; Anderson, D.; Anderson, K.; Bahl; Beltz; Bosch; Boschee; Brandenburg; Christensen; Christy; Conmy; Cory; Dakane; Davis; Dobervich; Dyk; Fegley; Finley-DeVile; Fisher; Frelich; Grueneich; Hager; Hagert; Hanson; Hatlestad; Hauck; Headland; Heilman; Heinert; Henderson; Holle; Hoverson; Ista; Johnson, J.; Jonas; Karls; Kasper; Kempenich; Kiefert; Klemin; Koppelman; Kreidt; Lefor; Longmuir; Louser; Marschall; Martinson; McLeod; Meier; Mitskog; Mock; Monson; Motschenbacher; Murphy; Nathe; Nelson; Novak; O'Brien; Olson, J.; Olson, S.; Ostlie; Porter; Prichard; Pyle; Richter; Rios; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schneider; Schobinger; Schreiber-Beck; Steiner; Stemen; Strinden; Swiontek; Thomas; Timmons; Toman; Tveit; VanWinkle; Vetter; Vigesaa; Warrey; Weisz; Speaker Johnson, D.

ABSENT AND NOT VOTING: Bellew; Dockter; Wagner

Engrossed HB 1224 passed.

SECOND READING OF HOUSE BILL

HB 1391: A BILL for an Act to amend and reenact section 61-16.1-04 of the North Dakota Century Code, relating to the publication and distribution of water resource board meeting minutes.

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 91 YEAS, 0 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Anderson, B.; Anderson, D.; Anderson, K.; Bahl; Beltz; Bosch; Boschee; Brandenburg; Christensen; Christy; Conmy; Cory; Dakane; Davis; Dobervich; Dyk; Fegley; Finley-DeVile; Fisher; Frelich; Grueneich; Hager; Hagert; Hanson; Hatlestad; Hauck; Headland; Heilman; Heinert; Henderson; Holle; Hoverson; Ista;

Johnson, J.; Jonas; Karls; Kasper; Kempenich; Kiefert; Klemin; Koppelman; Kreidt; Lefor; Longmuir; Louser; Marschall; Martinson; McLeod; Meier; Mitskog; Mock; Monson; Motschenbacher; Murphy; Nathe; Nelson; Novak; O'Brien; Olson, J.; Olson, S.; Ostlie; Porter; Prichard; Pyle; Richter; Rios; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schneider; Schobinger; Schreiber-Beck; Steiner; Stemen; Strinden; Swiontek; Thomas; Timmons; Toman; Tveit; VanWinkle; Vetter; Vigesaa; Warrey; Weisz; Speaker Johnson, D.

ABSENT AND NOT VOTING: Bellew; Dockter; Wagner

Engrossed HB 1391 passed.

SECOND READING OF HOUSE BILL

HB 1409: A BILL for an Act to amend and reenact section 20.1-03-07.2 of the North Dakota Century Code, relating to nonresident youth hunting licenses for small game and waterfowl.

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 91 YEAS, 0 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Anderson, B.; Anderson, D.; Anderson, K.; Bahl; Beltz; Bosch; Boschee; Brandenburg; Christensen; Christy; Conmy; Cory; Dakane; Davis; Dobervich; Dyk; Fegley; Finley-DeVile; Fisher; Frelich; Grueneich; Hager; Hagert; Hanson; Hatlestad; Hauck; Headland; Heilman; Heinert; Henderson; Holle; Hoverson; Ista; Johnson, J.; Jonas; Karls; Kasper; Kempenich; Kiefert; Klemin; Koppelman; Kreidt; Lefor; Longmuir; Louser; Marschall; Martinson; McLeod; Meier; Mitskog; Mock; Monson; Motschenbacher; Murphy; Nathe; Nelson; Novak; O'Brien; Olson, J.; Olson, S.; Ostlie; Porter; Prichard; Pyle; Richter; Rios; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schneider; Schobinger; Schreiber-Beck; Steiner; Stemen; Strinden; Swiontek; Thomas; Timmons; Toman; Tveit; VanWinkle; Vetter; Vigesaa; Warrey; Weisz; Speaker Johnson, D.

ABSENT AND NOT VOTING: Bellew; Dockter; Wagner

Engrossed HB 1409 passed.

SECOND READING OF HOUSE BILL

HB 1108: A BILL for an Act to create and enact a new section to chapter 23.1-01 of the North Dakota Century Code, relating to international climate control regulations.

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 80 YEAS, 11 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Anderson, B.; Anderson, D.; Anderson, K.; Bahl; Beltz; Bosch; Brandenburg; Christensen; Christy; Cory; Dakane; Dyk; Fegley; Fisher; Frelich; Grueneich; Hager; Hagert; Hatlestad; Hauck; Headland; Heilman; Heinert; Henderson; Holle; Hoverson; Johnson, J.; Jonas; Karls; Kasper; Kempenich; Kiefert; Klemin; Koppelman; Kreidt; Lefor; Longmuir; Louser; Marschall; Martinson; McLeod; Meier; Mock; Monson; Motschenbacher; Murphy; Nathe; Nelson; Novak; Olson, J.; Olson, S.; Ostlie; Porter; Prichard; Pyle; Richter; Rios; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schobinger; Steiner; Stemen; Strinden; Swiontek; Thomas; Timmons; Toman; Tveit; VanWinkle; Vetter; Vigesaa; Warrey; Weisz; Speaker Johnson, D.

NAYS: Boschee; Conmy; Davis; Dobervich; Finley-DeVile; Hanson; Ista; Mitskog; O'Brien; Schneider; Schreiber-Beck

ABSENT AND NOT VOTING: Bellew; Dockter; Wagner

Engrossed HB 1108 passed.

SECOND READING OF HOUSE CONCURRENT RESOLUTION

HCR 3010: A concurrent resolution urging public schools and public entities, including agencies or departments that collect vital statistics, to protect women's rights by distinguishing between the sexes according to biological sex at birth for the purpose of providing equal opportunities and ensuring the privacy and safety of women and girls.

The question being on the final adoption of the amended resolution, which has been read, and has committee recommendation of DO PASS.

Engrossed HCR 3010 was declared adopted on a voice vote.

SECOND READING OF HOUSE BILL

HB 1045: A BILL for an Act to amend and reenact section 23-01-37 of the North Dakota Century Code, relating to a life safety survey process of any health care facility licensed by the department of health and human services.

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 91 YEAS, 0 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Anderson, B.; Anderson, D.; Anderson, K.; Bahl; Beltz; Bosch; Boschee; Brandenburg; Christensen; Christy; Conmy; Cory; Dakane; Davis; Dobervich; Dyk; Fegley; Finley-DeVille; Fisher; Frelich; Grueneich; Hager; Hagert; Hanson; Hatlestad; Hauck; Headland; Heilman; Heinert; Henderson; Holle; Hoverson; Ista; Johnson, J.; Jonas; Karls; Kasper; Kempenich; Kiefert; Klemin; Koppelman; Kreidt; Lefor; Longmuir; Louser; Marschall; Martinson; McLeod; Meier; Mitskog; Mock; Monson; Motschenbacher; Murphy; Nathe; Nelson; Novak; O'Brien; Olson, J.; Olson, S.; Ostlie; Porter; Prichard; Pyle; Richter; Rios; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schneider; Schobinger; Schreiber-Beck; Steiner; Stemen; Strinden; Swiontek; Thomas; Timmons; Toman; Tveit; VanWinkle; Vetter; Vigasaa; Warrey; Weisz; Speaker Johnson, D.

ABSENT AND NOT VOTING: Bellew; Dockter; Wagner

Engrossed HB 1045 passed.

SECOND READING OF HOUSE BILL

HB 1442: A BILL for an Act to amend and reenact section 44-04-18.1 of the North Dakota Century Code, relating to prohibiting possession of public employee personnel documents; 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 NOT PASS, the roll was called and there were 11 YEAS, 80 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Christensen; Dyk; Hauck; Heilman; Kempenich; Murphy; Prichard; Rios; Satrom; Timmons; VanWinkle

NAYS: Anderson, B.; Anderson, D.; Anderson, K.; Bahl; Beltz; Bosch; Boschee; Brandenburg; Christy; Conmy; Cory; Dakane; Davis; Dobervich; Fegley; Finley-DeVille; Fisher; Frelich; Grueneich; Hager; Hagert; Hanson; Hatlestad; Headland; Heinert; Henderson; Holle; Hoverson; Ista; Johnson, J.; Jonas; Karls; Kasper;

Kiefert; Klemin; Koppelman; Kreidt; Lefor; Longmuir; Louser; Marschall; Martinson; McLeod; Meier; Mitskog; Mock; Monson; Motschenbacher; Nathe; Nelson; Novak; O'Brien; Olson, J.; Olson, S.; Ostlie; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Schatz; Schauer; Schneider; Schobinger; Schreiber-Beck; Steiner; Stemen; Strinden; Swiontek; Thomas; Toman; Tveit; Vetter; Vigesaa; Warrey; Weisz; Speaker Johnson, D.

ABSENT AND NOT VOTING: Bellew; Dockter; Wagner

HB 1442 failed.

SECOND READING OF HOUSE BILL

HB 1471: A BILL for an Act to create and enact a new section to chapter 50-06 of the North Dakota Century Code, relating to a food insecurity task force; and to provide for a report to the legislative management.

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 14 YEAS, 77 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Boschee; Christy; Conmy; Davis; Dobervich; Finley-DeVile; Hager; Hagert; Hanson; Ista; Karls; Mitskog; Mock; Schneider

NAYS: Anderson, B.; Anderson, D.; Anderson, K.; Bahl; Beltz; Bosch; Brandenburg; Christensen; Cory; Dakane; Dyk; Fegley; Fisher; Frelich; Grueneich; Hatlestad; Hauck; Headland; Heilman; Heinert; Henderson; Holle; Hoverson; Johnson, J.; Jonas; Kasper; Kempenich; Kiefert; Klemin; Koppelman; Kreidt; Lefor; Longmuir; Louser; Marschall; Martinson; McLeod; Meier; Monson; Motschenbacher; Murphy; Nathe; Nelson; Novak; O'Brien; Olson, J.; Olson, S.; Ostlie; Porter; Prichard; Pyle; Richter; Rios; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schobinger; Schreiber-Beck; Steiner; Stemen; Strinden; Swiontek; Thomas; Timmons; Toman; Tveit; VanWinkle; Vetter; Vigesaa; Warrey; Weisz; Speaker Johnson, D.

ABSENT AND NOT VOTING: Bellew; Dockter; Wagner

HB 1471 failed.

SECOND READING OF HOUSE BILL

HB 1450: A BILL for an Act to amend and reenact subsection 2 of section 14-02.4-03 of the North Dakota Century Code, relating to the definition of pregnancy in our discrimination laws.

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 91 YEAS, 0 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Anderson, B.; Anderson, D.; Anderson, K.; Bahl; Beltz; Bosch; Boschee; Brandenburg; Christensen; Christy; Conmy; Cory; Dakane; Davis; Dobervich; Dyk; Fegley; Finley-DeVile; Fisher; Frelich; Grueneich; Hager; Hagert; Hanson; Hatlestad; Hauck; Headland; Heilman; Heinert; Henderson; Holle; Hoverson; Ista; Johnson, J.; Jonas; Karls; Kasper; Kempenich; Kiefert; Klemin; Koppelman; Kreidt; Lefor; Longmuir; Louser; Marschall; Martinson; McLeod; Meier; Mitskog; Mock; Monson; Motschenbacher; Murphy; Nathe; Nelson; Novak; O'Brien; Olson, J.; Olson, S.; Ostlie; Porter; Prichard; Pyle; Richter; Rios; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schneider; Schobinger; Schreiber-Beck; Steiner; Stemen; Strinden; Swiontek; Thomas; Timmons; Toman; Tveit; VanWinkle; Vetter; Vigesaa; Warrey; Weisz; Speaker Johnson, D.

ABSENT AND NOT VOTING: Bellew; Dockter; Wagner

HB 1450 passed.

SECOND READING OF HOUSE BILL

HB 1488: A BILL for an Act to create and enact a new section to chapter 15.1-19 of the North Dakota Century Code, relating to permission for a student to participate in extracurricular activities, cocurricular activities, and clubs.

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 53 YEAS, 38 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Anderson, B.; Anderson, D.; Anderson, K.; Bahl; Brandenburg; Christensen; Dyk; Fisher; Frelich; Grueneich; Hauck; Headland; Heilman; Heinert; Henderson; Holle; Hoverson; Johnson, J.; Karls; Kasper; Kempenich; Kiefert; Klemin; Koppelman; Kreidt; Longmuir; Louser; Marschall; McLeod; Meier; Monson; Motschenbacher; Novak; Olson, J.; Olson, S.; Ostlie; Porter; Prichard; Rios; Rohr; Ruby, D.; Ruby, M.; Satrom; Schatz; Schauer; Schobinger; Stemen; Strinden; Timmons; Toman; Tveit; VanWinkle; Vigasaa

NAYS: Beltz; Bosch; Boschee; Christy; Conmy; Cory; Dakane; Davis; Dobervich; Fegley; Finley-DeVile; Hager; Hagert; Hanson; Hatlestad; Ista; Jonas; Lefor; Martinson; Mitskog; Mock; Murphy; Nathe; Nelson; O'Brien; Pyle; Richter; Roers Jones; Sanford; Schneider; Schreiber-Beck; Steiner; Swiontek; Thomas; Vetter; Warrey; Weisz; Speaker Johnson, D.

ABSENT AND NOT VOTING: Bellew; Dockter; Wagner

HB 1488 passed.

SECOND READING OF HOUSE BILL

HB 1531: A BILL for an Act to create and enact a new section to chapter 15-10 of the North Dakota Century Code, relating to prohibiting institutions of higher education from waiving application fees based on certain characteristics of the applicant.

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 32 YEAS, 59 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Christensen; Dyk; Frelich; Hauck; Headland; Heilman; Henderson; Holle; Hoverson; Johnson, J.; Kasper; Kempenich; Kiefert; Koppelman; Kreidt; Louser; Marschall; McLeod; Motschenbacher; Olson, S.; Prichard; Rios; Rohr; Ruby, D.; Ruby, M.; Schatz; Schobinger; Steiner; Timmons; Toman; Tveit; VanWinkle

NAYS: Anderson, B.; Anderson, D.; Anderson, K.; Bahl; Beltz; Bosch; Boschee; Brandenburg; Christy; Conmy; Cory; Dakane; Davis; Dobervich; Fegley; Finley-DeVile; Fisher; Grueneich; Hager; Hagert; Hanson; Hatlestad; Heinert; Ista; Jonas; Karls; Klemin; Lefor; Longmuir; Martinson; Meier; Mitskog; Mock; Monson; Murphy; Nathe; Nelson; Novak; O'Brien; Olson, J.; Ostlie; Porter; Pyle; Richter; Roers Jones; Sanford; Satrom; Schauer; Schneider; Schreiber-Beck; Stemen; Strinden; Swiontek; Thomas; Vetter; Vigasaa; Warrey; Weisz; Speaker Johnson, D.

ABSENT AND NOT VOTING: Bellew; Dockter; Wagner

HB 1531 failed.

SECOND READING OF HOUSE BILL

HB 1031: A BILL for an Act to amend and reenact subsection 1 of section 15-62.4-03 of the North Dakota Century Code, relating to student financial assistance grants; 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, and has committee recommendation of DO NOT PASS, the roll was called and there were 2 YEAS, 87 NAYS, 0 EXCUSED, 5 ABSENT AND NOT VOTING.

YEAS: Boschee; Dobervich

NAYS: Anderson, B.; Anderson, D.; Anderson, K.; Bahl; Beltz; Bosch; Brandenburg; Christensen; Christy; Conmy; Cory; Dakane; Davis; Dyk; Fegley; Finley-DeVille; Fisher; Frelich; Grueneich; Hager; Hagert; Hanson; Hatlestad; Hauck; Headland; Heilman; Heinert; Henderson; Holle; Hoverson; Ista; Johnson, J.; Jonas; Karls; Kasper; Kempenich; Kiefert; Klemin; Koppelman; Kreidt; Lefor; Longmuir; Louser; Marschall; Martinson; McLeod; Meier; Mitskog; Mock; Monson; Motschenbacher; Murphy; Nathe; Nelson; Novak; O'Brien; Olson, J.; Olson, S.; Porter; Prichard; Pyle; Richter; Rios; Roers Jones; Rohr; Ruby, D.; Sanford; Satrom; Schatz; Schauer; Schneider; Schobinger; Schreiber-Beck; Steiner; Stemen; Strinden; Swiontek; Thomas; Timmons; Toman; Tveit; VanWinkle; Vetter; Vigasaa; Warrey; Weisz; Speaker Johnson, D.

ABSENT AND NOT VOTING: Bellew; Dockter; Ostlie; Ruby, M.; Wagner

Engrossed HB 1031 failed.

SECOND READING OF HOUSE BILL

HB 1032: A BILL for an Act to create and enact a new section to chapter 15-10 of the North Dakota Century Code, relating to high-demand certificates scholarships; and to provide an appropriation.

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 0 YEAS, 91 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

NAYS: Anderson, B.; Anderson, D.; Anderson, K.; Bahl; Beltz; Bosch; Boschee; Brandenburg; Christensen; Christy; Conmy; Cory; Dakane; Davis; Dobervich; Dyk; Fegley; Finley-DeVille; Fisher; Frelich; Grueneich; Hager; Hagert; Hanson; Hatlestad; Hauck; Headland; Heilman; Heinert; Henderson; Holle; Hoverson; Ista; Johnson, J.; Jonas; Karls; Kasper; Kempenich; Kiefert; Klemin; Koppelman; Kreidt; Lefor; Longmuir; Louser; Marschall; Martinson; McLeod; Meier; Mitskog; Mock; Monson; Motschenbacher; Murphy; Nathe; Nelson; Novak; O'Brien; Olson, J.; Olson, S.; Ostlie; Porter; Prichard; Pyle; Richter; Rios; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schneider; Schobinger; Schreiber-Beck; Steiner; Stemen; Strinden; Swiontek; Thomas; Timmons; Toman; Tveit; VanWinkle; Vetter; Vigasaa; Warrey; Weisz; Speaker Johnson, D.

ABSENT AND NOT VOTING: Bellew; Dockter; Wagner

Engrossed HB 1032 failed.

SECOND READING OF HOUSE BILL

HB 1033: A BILL for an Act to amend and reenact subdivision c of subsection 1 of section 15-10-48, subdivision c of subsection 1 of section 15-10-48.1, subdivision c of subsection 1 of section 15-10-49, and section 15-10-53 of the North Dakota Century Code, relating to matching grants for the advancement of academics at institutions

of higher education; and to provide an 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 1 YEAS, 90 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Hoverson

NAYS: Anderson, B.; Anderson, D.; Anderson, K.; Bahl; Beltz; Bosch; Boschee; Brandenburg; Christensen; Christy; Conmy; Cory; Dakane; Davis; Dobervich; Dyk; Fegley; Finley-DeVile; Fisher; Frelich; Grueneich; Hager; Hagert; Hanson; Hatlestad; Hauck; Headland; Heilman; Heinert; Henderson; Holle; Ista; Johnson, J.; Jonas; Karls; Kasper; Kempenich; Kiefert; Klemin; Koppelman; Kreidt; Lefor; Longmuir; Louser; Marschall; Martinson; McLeod; Meier; Mitskog; Mock; Monson; Motschenbacher; Murphy; Nathe; Nelson; Novak; O'Brien; Olson, J.; Olson, S.; Ostlie; Porter; Prichard; Pyle; Richter; Rios; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schneider; Schobinger; Schreiber-Beck; Steiner; Stemen; Strinden; Swiontek; Thomas; Timmons; Toman; Tveit; VanWinkle; Vetter; Vigasaa; Warrey; Weisz; Speaker Johnson, D.

ABSENT AND NOT VOTING: Bellew; Dockter; Wagner

HB 1033 failed.

SECOND READING OF HOUSE BILL

HB 1390: A BILL for an Act to create and enact a new section to chapter 23-07 of the North Dakota Century Code, relating to the creation of a suicide fatality review commission; and to provide an appropriation.

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 79 YEAS, 12 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Anderson, B.; Anderson, D.; Bahl; Beltz; Bosch; Boschee; Brandenburg; Christy; Conmy; Cory; Dakane; Davis; Dobervich; Dyk; Fegley; Finley-DeVile; Fisher; Frelich; Grueneich; Hager; Hagert; Hanson; Hatlestad; Hauck; Headland; Heinert; Holle; Ista; Jonas; Karls; Kasper; Kempenich; Kiefert; Klemin; Koppelman; Kreidt; Lefor; Longmuir; Louser; Marschall; Martinson; McLeod; Meier; Mitskog; Mock; Monson; Motschenbacher; Murphy; Nathe; Nelson; Novak; O'Brien; Olson, J.; Olson, S.; Ostlie; Porter; Pyle; Richter; Rios; Roers Jones; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schneider; Schobinger; Schreiber-Beck; Stemen; Strinden; Swiontek; Thomas; Tveit; Vetter; Vigasaa; Warrey; Weisz; Speaker Johnson, D.

NAYS: Anderson, K.; Christensen; Heilman; Henderson; Hoverson; Johnson, J.; Prichard; Rohr; Steiner; Timmons; Toman; VanWinkle

ABSENT AND NOT VOTING: Bellew; Dockter; Wagner

HB 1390 passed.

SECOND READING OF HOUSE BILL

HB 1443: A BILL for an Act to amend and reenact section 14-09-09.7 of the North Dakota Century Code, relating to child support guidelines as they relate to unemployment and overtime.

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 20 YEAS, 71 NAYS,

0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Anderson, K.; Christensen; Dyk; Frelich; Heilman; Henderson; Holle; Hoverson; Kasper; Koppelman; Marschall; Prichard; Rios; Rohr; Ruby, D.; Ruby, M.; Schatz; Timmons; VanWinkle; Vetter

NAYS: Anderson, B.; Anderson, D.; Bahl; Beltz; Bosch; Boschee; Brandenburg; Christy; Conmy; Cory; Dakane; Davis; Dobervich; Fegley; Finley-DeVillie; Fisher; Grueneich; Hager; Hagert; Hanson; Hatlestad; Hauck; Headland; Heinert; Ista; Johnson, J.; Jonas; Karls; Kempenich; Kiefert; Klemin; Kreidt; Lefor; Longmuir; Louser; Martinson; McLeod; Meier; Mitskog; Mock; Monson; Motschenbacher; Murphy; Nathe; Nelson; Novak; O'Brien; Olson, J.; Olson, S.; Ostlie; Porter; Pyle; Richter; Roers Jones; Sanford; Satrom; Schauer; Schneider; Schobinger; Schreiber-Beck; Steiner; Stemen; Strinden; Swiontek; Thomas; Toman; Tveit; Vigasaa; Warrey; Weisz; Speaker Johnson, D.

ABSENT AND NOT VOTING: Bellew; Dockter; Wagner

HB 1443 failed.

SECOND READING OF HOUSE BILL

HB 1458: A BILL for an Act to amend and reenact section 14-09-09.7 of the North Dakota Century Code, relating to child support guidelines.

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 8 YEAS, 83 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Anderson, B.; Heilman; Henderson; Koppelman; Marschall; Motschenbacher; Rios; Vetter

NAYS: Anderson, D.; Anderson, K.; Bahl; Beltz; Bosch; Boschee; Brandenburg; Christensen; Christy; Conmy; Cory; Dakane; Davis; Dobervich; Dyk; Fegley; Finley-DeVillie; Fisher; Frelich; Grueneich; Hager; Hagert; Hanson; Hatlestad; Hauck; Headland; Heinert; Holle; Hoverson; Ista; Johnson, J.; Jonas; Karls; Kasper; Kempenich; Kiefert; Klemin; Kreidt; Lefor; Longmuir; Louser; Martinson; McLeod; Meier; Mitskog; Mock; Monson; Murphy; Nathe; Nelson; Novak; O'Brien; Olson, J.; Olson, S.; Ostlie; Porter; Prichard; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schneider; Schobinger; Schreiber-Beck; Steiner; Stemen; Strinden; Swiontek; Thomas; Timmons; Toman; Tveit; VanWinkle; Vigasaa; Warrey; Weisz; Speaker Johnson, D.

ABSENT AND NOT VOTING: Bellew; Dockter; Wagner

HB 1458 failed.

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

MADAM PRESIDENT: The House has passed, and your favorable consideration is requested on: HB 1002, HB 1005, HB 1006, HB 1008, HB 1009, HB 1017, HB 1022, HB 1023, HB 1225, HB 1233, HB 1288, HB 1364, HB 1386, HB 1422, HB 1445, HB 1494, HB 1521.

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

MADAM PRESIDENT: The House has passed, the emergency clause carried, and your favorable consideration is requested on: HB 1242, HB 1411.

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

MR. SPEAKER: The Senate has passed, and your favorable consideration is requested on: SB 2071, SB 2163, SB 2181, SB 2205, SB 2215, SB 2328, SB 2331, SB 2338.

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

MR. SPEAKER: The Senate has passed, and your favorable consideration is requested on: SCR 4007.

MOTION

REP. BOSCH MOVED that the absent members be excused, which motion prevailed.

MOTION

REP. BOSCH MOVED that the House be on the Fourth, Fifth, and Ninth orders of business and at the conclusion of those orders, the House stand adjourned until 1:00 p.m., Wednesday, February 15, 2023, which motion prevailed.

REPORT OF STANDING COMMITTEE

HB 1010: Appropriations Committee (Rep. Vigasaa, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (17 YEAS, 1 NAY, 5 ABSENT AND NOT VOTING). HB 1010 was placed on the Sixth order on the calendar.

Page 1, line 2, after "arts" insert "; to provide for transfers; and to provide an exemption"

Page 1, replace lines 9 through 17 with:

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Salaries and wages	\$1,082,619	\$217,183	\$1,299,802
Operating expenses	286,545	544,048	830,593
Grants	<u>2,082,524</u>	<u>272,818</u>	<u>2,355,342</u>
Total all funds	\$3,451,688	\$1,034,049	\$4,485,737
Less estimated income	<u>1,788,922</u>	<u>91,078</u>	<u>1,880,000</u>
Total general fund	\$1,662,766	\$942,971	\$2,605,737
Full-time equivalent positions	5.00	1.00	6.00

SECTION 2. ONE-TIME FUNDING - EFFECT ON BASE BUDGET - REPORT TO THE SIXTY-NINTH LEGISLATIVE ASSEMBLY. The following amounts reflect reflect the one-time funding items approved by the sixty-seventh legislative assembly for the 2021-23 biennium and the 2023-25 one-time funding items included in the appropriation in section 1 of this Act:

<u>One-Time Funding Description</u>	<u>2021-23</u>	<u>2023-25</u>
New full-time equivalent position	\$0	\$2,500
Accrued leave payouts	0	106,430
Strategic planning consultant	0	40,000
Arts across the prairie initiative	0	100,000
Information technology equipment	<u>0</u>	<u>10,000</u>
Total general fund	\$0	\$258,930

The 2023-25 biennium one-time funding amounts are not a part of the entity's base budget for the 2025-27 biennium. The council on the arts shall report to the appropriations committees of the sixty-ninth legislative assembly on the use of this one-time funding for the biennium beginning July 1, 2023, and ending June 30, 2025."

Page 1, after line 20, insert:

"SECTION 4. APPROPRIATION - GIFTS, GRANTS, AND BEQUESTS. All gifts, grants, devises, bequests, donations, and assignments received by the council on the arts and deposited with the state treasurer pursuant to section 55-01-04 are appropriated to the council on the arts for the purposes provided in section 54-54-06, for the biennium beginning July 1, 2023, and ending June 30, 2025.

SECTION 5. EXEMPTION - LINE ITEM TRANSFERS - REPORT.

Notwithstanding section 54-16-04, the director of the office of management and budget shall transfer funds between line items in section 1 of this Act as requested by the council on the arts. The council on the arts shall notify the legislative council of any transfer made pursuant to this section. The council on the arts shall report to the

budget section after June 30, 2024, any transfer made in excess of \$50,000 and to the appropriations committees of the sixty-ninth legislative assembly regarding any transfers made pursuant to this section."

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

House Bill No. 1010 - Council on the Arts - House Action

	Base Budget	House Changes	House Version
Salaries and wages	\$1,082,619	\$217,183	\$1,299,802
Operating expenses	286,545	544,048	830,593
Grants	2,082,524	272,818	2,355,342
Total all funds	\$3,451,688	\$1,034,049	\$4,485,737
Less estimated income	1,788,922	91,078	1,880,000
General fund	\$1,662,766	\$942,971	\$2,605,737
FTE	5.00	1.00	6.00

Department 709 - Council on the Arts - Detail of House Changes

	Adjusts Funding for Base Payroll Changes ¹	Adds Funding for Salary and Benefit Increases ²	Adds Administrative Assistant FTE Position ³	Adjusts Operating Funding ⁴	Increases Funding for Grants ³	Adds One- Time Funding ⁴
Salaries and wages	\$17,703	\$86,504	\$6,546			\$106,430
Operating expenses			8,000	\$383,548		152,500
Grants					\$272,818	
Total all funds	\$17,703	\$86,504	\$14,546	\$383,548	\$272,818	\$258,930
Less estimated income	(70,000)	0	0	(3,500)	164,578	0
General fund	\$87,703	\$86,504	\$14,546	\$387,048	\$108,240	\$258,930
FTE	0.00	0.00	1.00	0.00	0.00	0.00

	Total House Changes
Salaries and wages	\$217,183
Operating expenses	544,048
Grants	272,818
Total all funds	\$1,034,049
Less estimated income	91,078
General fund	\$942,971
FTE	1.00

¹ Funding is adjusted for base payroll changes, including the cost to continue 2021-23 biennium salary increases.

² The following funding is added for 2023-25 biennium salary adjustments of 4 percent on July 1, 2023, and 4 percent on July 1, 2024, and increases in health insurance premiums from \$1,429 to \$1,648 per month:

General Fund	
Salary increase	\$54,936
Health insurance increase	31,568
Total	\$86,504

³ Funding of \$14,546 is added from the general fund for 1 FTE administrative assistant position, including the removal of \$122,446 for temporary salaries.

⁴ Funding for operating expenses is adjusted as follows:

	<u>General Fund</u>	<u>Other Funds</u>	<u>Total Funds</u>
Inflationary increases and restoration of operating reductions	\$87,048		\$87,048
Contracted exhibition coordinator	24,000		24,000
Arts across the prairie initiative	193,000		193,000
IT software and supplies	51,400		51,400
Marketing	15,000		15,000
Accessibility improvements	16,600		16,600
Operating fees and services	0	(3,500)	(3,500)
Total	\$387,048	(\$3,500)	\$383,548

⁵ Funding is increased for grants, including \$113,535 for arts education grants and \$159,283 for other grants.

⁶ One-time funding from the general fund is added as follows:

	<u>General Fund</u>
New FTE costs	\$2,500
Accrued leave payouts	106,430
Strategic planning consultant	40,000
Arts across the prairie initiative	100,000
Information technology equipment	10,000
Total one-time funding	\$258,930

This amendment also adds sections to:

- Appropriate all income from gifts, grants, devises, bequests, donations, and assignments received by the Council on the Arts.
- Allow for the transfer of funding between line items as requested by the Council on the Arts.

REPORT OF STANDING COMMITTEE

HB 1019: Appropriations Committee (Rep. Vigesaa, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (18 YEAS, 1 NAY, 4 ABSENT AND NOT VOTING). HB 1019 was placed on the Sixth order on the calendar.

Page 1, line 2, after "education" insert "; to amend and reenact sections 15-19-00.1, 15-19-01, 15-19-02, 15-19-06, 15-19-08, 15-20.1-03, and 15.1-02-04 of the North Dakota Century Code, relating to the administration of the center for distance education; and to provide an exemption"

Page 1, remove lines 10 through 23

Page 2, replace lines 1 and 2 with:

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Salaries and wages	\$4,643,906	\$798,036	\$5,441,942
Operating expenses	2,198,453	679,897	2,878,350
Grants	9,507,349	2,000,000	11,507,349
Grants - secondary	26,837,780	14,200,000	41,037,780
Marketplace for kids	300,000	0	300,000
Science, technology, engineering, and mathematics initiative	100,000	0	100,000
Adult farm management	1,706,138	0	1,706,138
Workforce training	2,000,000	0	2,000,000
Center for distance education	9,461,254	(9,461,254)	0
Total all funds	\$56,754,880	\$8,216,679	\$64,971,559
Less estimated income	15,019,817	(530,418)	14,489,399
Total general fund	\$41,735,063	\$8,747,097	\$50,482,160
Full-time equivalent positions	50.30	(26.80)	23.50"

Page 2, after line 9, insert:

"SECTION 3. AMENDMENT. Section 15-19-00.1 of the North Dakota Century Code is amended and reenacted as follows:

15-19-00.1. 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.
- 4-3. ~~"Director" means the director and executive officer of the department of career and technical education.~~ "Superintendent" means the superintendent of public instruction.

SECTION 4. AMENDMENT. Section 15-19-01 of the North Dakota Century Code is amended and reenacted as follows:

15-19-01. North Dakota center for distance education courses - Establishment - Enrollment of students - Courses of instruction.

The state shall provide kindergarten through grade twelve courses, comprehensive educational support, and high school diplomas through the center for distance education under the following provisions:

1. A complete curriculum prescribed by state-mandated education accreditation entities which meets the requirements for digital education the superintendent of public instruction has determined to be appropriate.
2. A superintendent or an administrator of a school may deny the enrollment of a student in that district at the center for distance education except as provided in subsection 5.
3. The center for distance education may provide services to persons who are not North Dakota residents.
4. Center for distance education students shall pay fees as may be prescribed by the ~~state board for career and technical education~~ superintendent.
5. Students exempt from the compulsory school attendance laws pursuant to subdivision e of subsection 1 of section 15.1-20-02 may enroll in distance education courses offered through the center for distance education. These students may study their center for distance education lessons in their learning environment under the supervision of a parent.

SECTION 5. AMENDMENT. Section 15-19-02 of the North Dakota Century Code is amended and reenacted as follows:

15-19-02. Administration Center for distance education - Appointment and duties.

The program of and all activities related to the center for distance education are the responsibility of the center for distance education and under the authority of the ~~state board for career and technical education~~ superintendent. The ~~director of the department of career and technical education~~ superintendent shall hire administration and staff for the center for distance education who must be classified under the state personnel merit system. The administration of the center shall carry out the responsibilities in operating the center for distance education in the manner approved by the ~~state board for career and technical education~~ superintendent, under the supervision of the director of the department of career and technical education, and compliant with requirements established by the superintendent of public

instruction and the education standards and practices board for public school administrators and teachers. The ~~state board for career and technical education~~superintendent shall administer the responsibilities of the board of a school district relating to the center for distance education.

SECTION 6. AMENDMENT. Section 15-19-06 of the North Dakota Century Code is amended and reenacted as follows:

15-19-06. Special funds - Deposit of collections - Transfers from general fund appropriations.

1. A special operating fund for the center for distance education must be maintained within the state treasury and all income and fees collected by the center for distance education from any source must be remitted monthly by the ~~directors~~superintendent to the state treasurer and credited to the special operating fund. All expenditures from the fund must be within the limits of legislative appropriations and must be made upon vouchers, signed and approved by the director. Upon approval of the vouchers by the office of the budget, warrant-checks must be prepared by the office of management and budget.
2. The ~~state board for career and technical education~~superintendent may establish an endowment and scholarship fund to provide financial grants to students enrolled in courses offered through the center for distance education. The endowment and scholarship fund may consist only of those funds specifically appropriated by the legislative assembly and property received by the center for distance education as a gift, devise, or bequest. Any gift, devise, or bequest of property received by the center for distance education which is designated by the ~~state board for career and technical education~~superintendent and donor for the endowment and scholarship fund must be deposited in the scholarship fund at the Bank of North Dakota. The center for distance education may draw on the endowment and scholarship fund for the award of endowments and scholarships within the limits and rules adopted by the ~~state board for career and technical education~~superintendent.

SECTION 7. AMENDMENT. Section 15-19-08 of the North Dakota Century Code is amended and reenacted as follows:

15-19-08. Distance education support and services.

The amount of money appropriated by the legislative assembly for distance education support and services for a biennium, or so much thereof as may be necessary, must be expended first for work provided by distance education as determined by the center for distance education and approved by the ~~state board for career and technical education~~superintendent.

SECTION 8. 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.~~

SECTION 9. AMENDMENT. Section 15.1-02-04 of the North Dakota Century Code is amended and reenacted as follows:

15.1-02-04. Superintendent of public instruction - Duties. (Effective through June 30, 2023)

The superintendent of public instruction:

1. Shall supervise the provision of elementary and secondary education to the students of this state.
2. Shall supervise the establishment and maintenance of schools and provide advice and counsel regarding the welfare of the schools.
3. Shall supervise the development of course content standards.
4. Shall supervise the assessment of students.
5. Shall serve as an ex officio member of the board of university and school lands.

6. Shall keep a complete record of all official acts and appeals.
7. As appropriate, shall determine the outcome of appeals regarding education matters.
8. Shall direct school district annexation, reorganization, and dissolution and employ and compensate personnel necessary to enable the state board of public school education to carry out its powers and duties regarding school district annexation, reorganization, and dissolution.
9. Shall facilitate a process to review and update annually the statewide prekindergarten through grade twelve education strategic vision. The process must include input and participation from a steering committee that includes representatives of all state-level entities receiving state education funding and education stakeholder groups. Each steering committee member entity receiving state education funds shall provide components of the entity's strategic plan which are aligned to the statewide strategic vision. The steering committee shall prepare a collaborative report of the strategic plans of each committee member entity receiving state education funds. The superintendent shall provide the collaborative report and any updates to the strategic vision to the legislative management during each interim and to a joint meeting of the education standing committees during each regular legislative session.
10. Shall administer a student loan forgiveness program for individuals teaching at grade levels, in content areas, and in geographical locations identified as having a teacher shortage or critical need.
11. Shall facilitate the development and implementation of a North Dakota learning continuum in collaboration with the department of career and technical education, upon the recommendation of the kindergarten through grade twelve education coordination council.
12. Shall collaborate with workforce development stakeholders and the kindergarten through grade twelve education coordination council to determine how best to integrate computer science and cybersecurity into elementary, middle, and high school curriculum under sections 15.1-21-01 and 15.1-21-02. Before September 1, 2022, the superintendent shall provide a report to the legislative management regarding the outcome of this collaboration.
13. Shall administer and supervise the program and activities of the center for distance education.

Superintendent of public instruction - Duties. (Effective after June 30, 2023)

The superintendent of public instruction:

1. Shall supervise the provision of elementary and secondary education to the students of this state.
2. Shall supervise the establishment and maintenance of schools and provide advice and counsel regarding the welfare of the schools.
3. Shall supervise the development of course content standards.
4. Shall supervise the assessment of students.
5. Shall serve as an ex officio member of the board of university and school lands.
6. Shall keep a complete record of all official acts and appeals.

7. As appropriate, shall determine the outcome of appeals regarding education matters.
8. Shall direct school district annexation, reorganization, and dissolution and employ and compensate personnel necessary to enable the state board of public school education to carry out its powers and duties regarding school district annexation, reorganization, and dissolution.
9. Shall facilitate a process to review and update annually the statewide prekindergarten through grade twelve education strategic vision. The process must include input and participation from a steering committee that includes representatives of all state-level entities receiving state education funding and education stakeholder groups. Each steering committee member entity receiving state education funds shall provide components of the entity's strategic plan which are aligned to the statewide strategic vision. The steering committee shall prepare a collaborative report of the strategic plans of each committee member entity receiving state education funds. The superintendent shall provide the collaborative report and any updates to the strategic vision to the legislative management during each interim and to a joint meeting of the education standing committees during each regular legislative session.
10. Shall facilitate the development and implementation of a North Dakota learning continuum in collaboration with the department of career and technical education, upon the recommendation of the kindergarten through grade twelve education coordination council.
11. Shall administer and supervise the program and activities of the center for distance education.

SECTION 10. EXEMPTION - STATEWIDE AREA CAREER CENTER INITIATIVE GRANT PROGRAM. The amount of \$20,000,000 appropriated from federal funds derived from the state fiscal recovery fund for the statewide area career center initiative grant program in section 1 of chapter 548 of the 2021 Session Laws is not subject to section 54-44.1-11 and is available for the program during the biennium beginning July 1, 2023, and ending June 30, 2025."

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

House Bill No. 1019 - Dept. of Career and Technical Education - House Action

	Base Budget	House Changes	House Version
Salaries and wages	\$4,643,906	\$798,036	\$5,441,942
Operating expenses	2,198,453	679,897	2,878,350
Grants	9,507,349	2,000,000	11,507,349
Grants - secondary	26,837,780	14,200,000	41,037,780
Marketplace for kids	300,000		300,000
STEM initiative	100,000		100,000
Adult farm management	1,706,138		1,706,138
Workforce training	2,000,000		2,000,000
Center for distance education	9,461,254	(9,461,254)	
Total all funds	\$56,754,880	\$8,216,679	\$64,971,559
Less estimated income	15,019,817	(530,418)	14,489,399
General fund	\$41,735,063	\$8,747,097	\$50,482,160
FTE	50.30	(26.80)	23.50

Department 270 - Dept. of Career and Technical Education - Detail of House Changes

	Adds Funding for the Cost to Continue Salaries ¹	Adds Funding for Salary and Benefit Increases ²	Adjusts Base Level Funding ³	Adds Funding for Program Supervisor Positions ⁴	Adds Funding for a New Capitol Rent Model ⁵	Adds Funding for Cost to Continue Reimburse- ment Rates ⁶
Salaries and wages	\$66,188	\$365,738	(\$28,764)	\$394,874		
Operating expenses			500,000		\$179,897	
Grants			2,000,000			
Grants - secondary						\$4,000,000
Marketplace for kids						
STEM initiative						
Adult farm management						
Workforce training						
Center for distance education						
Total all funds	\$66,188	\$365,738	\$2,471,236	\$394,874	\$179,897	\$4,000,000
Less estimated income	156	48,190	2,471,236	0	0	0
General fund	\$66,032	\$317,548	\$0	\$394,874	\$179,897	\$4,000,000
FTE	0.00	0.00	0.00	2.00	0.00	0.00

	Adds Funding for New and Expanding Secondary Programs ⁷	Adds Funding for Grants for School District Career Advisors ⁸	Adds Funding for Work- Based Learning Coordinators ⁹	Adds Funding for Emerging Technology Grants ¹⁰	Removes Funding for the Center for Distance Education ¹¹	Total House Changes
Salaries and wages						\$798,036
Operating expenses						679,897
Grants						2,000,000
Grants - secondary	\$8,000,000	\$500,000	\$1,500,000	\$200,000		14,200,000
Marketplace for kids						
STEM initiative						
Adult farm management						
Workforce training						
Center for distance education					(\$9,461,254)	(9,461,254)
Total all funds	\$8,000,000	\$500,000	\$1,500,000	\$200,000	(\$9,461,254)	\$8,216,679
Less estimated income	0	0	0	0	(3,050,000)	(530,418)
General fund	\$8,000,000	\$500,000	\$1,500,000	\$200,000	(\$6,411,254)	\$8,747,097
FTE	0.00	0.00	0.00	0.00	(28.80)	(26.80)

¹ Funding is added for the cost-to-continue salary increases.

² The following funding is added for 2023-25 biennium salary adjustments of 4 percent on July 1, 2023, and 4 percent on July 1, 2024, and increases in health insurance premiums from \$1,429 to \$1,648 per month:

	<u>General Fund</u>	<u>Other Funds</u>	<u>Total</u>
Salary increase	\$224,706	\$32,667	\$257,373
Health insurance increase	<u>92,842</u>	<u>15,523</u>	<u>108,365</u>
Total	\$317,548	\$48,190	\$365,738

³ Base level funding is adjusted as follows:

	<u>Federal Funds</u>
Reduces funding for salaries due to staff retirements	(\$28,764)
Adds funding for the RURReady career resource network	500,000
Adds Carl D. Perkins funding for secondary school grants to provide total federal funding of \$11,507,349 for grants	<u>2,000,000</u>
Total	\$2,471,236

⁴ Funding of \$394,874 is added from the general fund for salaries and wages for 2 FTE program supervisor positions.

⁵ Funding of \$179,897 is added from the general fund for a new Capitol space rent model.

⁶ Funding of \$4 million is added from the general fund for the cost-to-continue career and technical education reimbursement rates at schools (27 percent) and area career and technical centers (40 percent).

⁷ Funding of \$8 million from the general fund is added for new and expanding secondary

career and technical education programs.

⁸ Funding of \$500,000 from the general fund is added for grants to school districts to hire career advisors.

⁹ Funding of \$1.5 million from the general fund is added for grants to school districts for work-based learning coordinators.

¹⁰ Funding of \$200,000 is added for the emerging technology grant program to provide a total of \$1,175,400 from the general fund.

¹¹ Funding of \$9,461,254 for the Center for Distance Education is removed, including \$6,411,254 from the general fund and \$3,050,000 from the independent study operating fund.

This amendment also:

- Adds seven sections to amend North Dakota Century Code to require the Center for Distance Education to report to the Department of Public Instruction rather than the Department of Career and Technical Education.
- Adds a section to provide the Department of Career and Technical Education an exemption to continue funding appropriated from the federal State Fiscal Recovery Fund for career academies during the 2021-23 biennium into the 2023-25 biennium.

REPORT OF STANDING COMMITTEE

HB 1025: Appropriations Committee (Rep. Vigesaa, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (18 YEAS, 0 NAYS, 5 ABSENT AND NOT VOTING). HB 1025 was placed on the Sixth order on the calendar.

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

Page 1, replace lines 10 through 21 with:

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Veterans' affairs	\$1,501,950	\$362,055	\$1,864,005
State approving agency	292,024	20,654	312,678
Grants - transportation program	1,220,000	(93,915)	1,126,085
Transport vans	18,800	18,800	37,600
Service dogs	50,000	(50,000)	0
Veterans' home cemetery	0	291,500	291,500
Total all funds	\$3,082,774	\$549,094	\$3,631,868
Less estimated income	1,512,150	218,113	1,730,263
Total general fund	\$1,570,624	\$330,981	\$1,901,605
Full-time equivalent positions	8.00	1.00	9.00"

Page 1, line 22, after "**FUNDING**" insert "**- EFFECT ON BASE BUDGET - REPORT TO SIXTY-NINTH LEGISLATIVE ASSEMBLY**"

Page 1, line 23, after "biennium" insert "and the one-time funding items included in the appropriation in section 1 of this Act"

Page 2, replace lines 2 through 7 with:

"Document scanning project	\$0	\$78,000
Accrued leave	0	19,066
Transport van	0	18,800
Veterans' home cemetery	291,500	291,500
Fisher house construction assistant grant program	500,000	0
Veterans' medical transportation	147,000	0
Total all funds	\$938,500	\$407,366
Less estimated income	938,500	291,500
Total general fund	\$0	\$115,866

The 2023-25 biennium one-time funding amounts are not a part of the entity's base budget for the 2025-27 biennium. The department of veterans' affairs shall report to the appropriations committees of the sixty-ninth legislative assembly on the use of this one-time funding for the biennium beginning July 1, 2023, and ending June 30, 2025.

SECTION 3. EXEMPTION - POSTTRAUMATIC STRESS DISORDER SERVICE DOG PROGRAM. The \$50,000 appropriated from the general fund for the posttraumatic stress disorder service dog program in section 1 of chapter 25 of the 2019 Session Laws and the \$50,000 appropriated from the general fund for the posttraumatic stress disorder service dog program in section 1 of chapter 53 of the 2021 Session Laws is not subject to section 54-44.1-11 and any unspent funds from this program are available for the program during the biennium beginning July 1, 2023, and ending June 30, 2025.

SECTION 4. EXEMPTION - FEDERAL STATE FISCAL RECOVERY FUND. The \$647,000 appropriated from the federal state fiscal recovery fund in subsections 32 and 33 of section 1 of chapter 550 of the 2021 Session Laws, of which \$500,000 was for a grant to assist in the construction of the Fisher house at the Fargo veterans' affairs medical center and \$147,000 was for improving and expanding veterans' medical transportation, is not subject to section 54-44.1-11 and any unspent funds from these programs are available for the programs during the biennium beginning July 1, 2023, and ending June 30, 2025."

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

House Bill No. 1025 - Department of Veterans' Affairs - House Action

	Base Budget	House Changes	House Version
Veterans' affairs	\$1,501,950	\$362,055	\$1,864,005
State approving agency	292,024	20,654	312,678
Grants - Transportation program	1,220,000	(93,915)	1,126,085
Transport vans	18,800	18,800	37,600
Service dogs	50,000	(50,000)	
Veterans' Home cemetery		291,500	291,500
Total all funds	\$3,082,774	\$549,094	\$3,631,868
Less estimated income	1,512,150	218,113	1,730,263
General fund	\$1,570,624	\$330,981	\$1,901,605
FTE	8.00	1.00	9.00

Department 321 - Department of Veterans' Affairs - Detail of House Changes

	Adds Funding for the Cost to Continue Salaries ¹	Adds Funding for Salary and Benefit Increases ²	Adds Funding to Convert a Temporary Position to an FTE Position ³	Adjusts Funding for the Highly Rural Transportation Program ⁴	Adjusts Base Level Funding ⁵	Removes funding for the PTSD Service Dog Program ⁶
Veterans' affairs	\$10,123	\$101,293	\$99,966	\$50,000	\$3,607	
State approving agency	1,687	16,594			2,373	
Grants - Transportation program				(93,915)		
Transport vans						
Service dogs						(\$50,000)
Veterans' Home cemetery						
Total all funds	\$11,810	\$117,887	\$99,966	(\$43,915)	\$5,980	(\$50,000)
Less estimated income	1,687	16,594	0	(93,915)	2,247	0
General fund	\$10,123	\$101,293	\$99,966	\$50,000	\$3,733	(\$50,000)
FTE	0.00	0.00	1.00	0.00	0.00	0.00

	Adds One-Time Funding for a Document Scanning Project ⁷	Adds One-Time Funding for Accrued Leave of Retiring Staff ⁸	Adds One-Time Funding to Purchase a Transport Van ⁹	Adds One-Time Funding for the Veterans' Home Cemetery Grant Program ¹⁰	Total House Changes
Veterans' affairs	\$78,000	\$19,066			\$362,055
State approving agency					20,654
Grants - Transportation program					(93,915)
Transport vans			\$18,800		18,800
Service dogs					(50,000)
Veterans' Home cemetery				\$291,500	291,500
Total all funds	\$78,000	\$19,066	\$18,800	\$291,500	\$549,094
Less estimated income	0	0	0	291,500	218,113
General fund	\$78,000	\$19,066	\$18,800	\$0	\$330,981
FTE	0.00	0.00	0.00	0.00	1.00

¹ Funding is added for the cost to continue salary increases.

² The following funding is added for 2023-25 biennium salary adjustments of 4 percent on July 1, 2023, and 4 percent on July 1, 2024, and increases in health insurance premiums from \$1,429 to \$1,648 per month:

	General Fund	Other Funds	Total
Salary increase	\$70,597	\$10,454	\$81,051
Health insurance increase	30,696	6,140	36,836
Total	\$101,293	\$16,594	\$117,887

³ Funding of \$99,966 is added from the general fund to convert a temporary position to a 1.00 FTE veterans benefit specialist position.

⁴ Funding is adjusted for the highly rural transportation program to provide a total of \$1,126,085 from federal funds.

⁵ Base level funding is adjusted as follows:

	General Fund	Other Funds	Total
Reduces funding for operating expenses	(\$6)	(\$126)	(\$132)
Adds funding for information technology rate increases	3,739	1,436	5,175
Adds funding for State Approving Agency salaries and operating expenses to provide a total of \$312,678 from federal funds	0	937	937
Total	\$3,733	\$2,247	\$5,980

⁶ Funding from the general fund is removed for the posttraumatic stress disorder service dog program to reduce the ongoing appropriation from \$50,000 to \$0. A section is added to the bill to authorize the department an exemption to continue funding for the program appropriated during the 2019-21 and 2021-23 bienniums into the 2023-25 biennium.

⁷ One-time funding of \$78,000 is added from the general fund for a document scanning project to scan paper copies of veteran documents into digital copies.

⁸ One-time funding of \$19,066 is added from the general fund for accrued leave of retiring staff.

⁹ One-time funding of \$18,800 is added from the general fund for the purchase of a nonhighly rural transport van to provide a total of \$37,600 from the general fund for the purchase of two transport vans during the 2023-25 biennium.

¹⁰ One-time funding of \$291,500 is added for the Veterans' Home cemetery grant program, of which \$265,000 is from federal funds and \$26,500 is from the Melvin Norgard memorial fund.

This amendment also:

- Adds a section to provide the department an exemption to continue any unexpended 2019-21 biennium and 2021-23 biennium funds for the posttraumatic stress disorder service dogs program into the 2023-25 biennium. The Legislative Assembly appropriated \$50,000 from the general fund to the department for the program for the 2019-21 biennium and \$50,000 from the general fund for the 2021-23 biennium.
- Adds a section to provide the department an exemption to continue funding

appropriated from the federal State Fiscal Recovery Fund for the 2021-23 biennium into the 2023-25 biennium. During the November 2021 special legislative session, the Legislative Assembly appropriated \$647,000 to the department for a grant to assist in the construction of the Fisher House at the Fargo Veterans' Affairs Medical Center (\$500,000) and to improve and expand veterans' medical transportation (\$147,000).

REPORT OF STANDING COMMITTEE

HB 1205: Judiciary Committee (Rep. Klemin, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (10 YEAS, 3 NAYS, 0 ABSENT AND NOT VOTING). HB 1205 was placed on the Sixth order on the calendar.

Page 1, line 2, remove "sexually explicit books; to"

Page 1, remove line 3

Page 1, line 4, replace "objectionable materials or performances" with "explicit sexual material"

Page 1, line 4, after the semicolon insert "to provide for a legislative management report;"

Page 1, remove lines 6 through 24

Page 2, remove lines 1 and 2

Page 2, line 5, replace "or promoting certain books" with "explicit sexual material - Report"

Page 2, line 11, after the fourth underscored comma insert "computer video."

Page 2, line 19, remove "Sexual preferences:"

Page 2, line 20, remove "(8)"

Page 2, line 20, after the underscored semicolon insert "or"

Page 2, line 21, replace "(9)" with "(8)"

Page 2, line 21, remove the underscored semicolon

Page 2, remove lines 22 and 23

Page 2, line 24, remove "(12) Gender identity"

Page 2, line 28, remove "or promote"

Page 2, line 28, remove "make as their"

Page 2, line 29, replace "primary subject the study of" with "contain"

Page 3, line 1, remove "An individual who believes a public library is maintaining a book in violation of"

Page 3, remove lines 2 through 5

Page 3, line 6, remove "5."

Page 3, line 9, after "a." insert "For the removal and disposal of explicit sexual material from the public library:

b."

Page 3, line 12, replace "b." with "c."

Page 3, line 12, replace "and" with an underscored comma

Page 3, line 12, after "evaluate" insert ", and respond to"

Page 3, line 13, after "books" insert "or other materials"

Page 3, line 15, replace "c." with "d."

Page 3, after line 16, insert:

"4. Each public library shall provide a compliance report to the legislative management before May 1, 2024, on the implementation of a policy and process for reviewing library collections as required by this section and to ensure sufficient compliance with this section."

Page 3, line 17, after "or" insert "library"

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1273: Political Subdivisions Committee (Rep. Longmuir, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (9 YEAS, 3 NAYS, 2 ABSENT AND NOT VOTING). HB 1273 was placed on the Sixth order on the calendar.

Page 1, line 23, after "void" insert ", unless the ordinance was adopted on or before February 1, 2023"

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1286: Finance and Taxation Committee (Rep. Headland, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (12 YEAS, 1 NAY, 1 ABSENT AND NOT VOTING). HB 1286 was placed on the Sixth order on the calendar.

Page 1, line 1, remove "and subsection 3 of section"

Page 1, line 2, remove "57-51.2-02"

Page 1, line 3, after "changes" insert "for wells located outside the exterior boundaries of a reservation"

Page 1, line 3, remove "to provide for application;"

Page 1, after line 7 insert "1."

Page 1, line 12, after "~~However~~" insert:

"2. Subject to subsection 3, for a well located within the exterior boundaries of a reservation, a well located on trust properties outside reservation boundaries as defined in section 57-51.2-02, or a straddle well located on reservation trust land as defined in section 57-51.2-07.10"

Page 1, line 12, remove the overstrike over "~~if the average price of a barrel of crude oil exceeds the trigger price~~"

Page 1, remove the overstrike over lines 13 through 23

Page 2, line 1, remove the overstrike over "~~For purposes of this~~"

Page 2, line 1, after "section" insert "subsection"

Page 2, line 1, remove the overstrike over "~~average price of a barrel of crude oil means the monthly~~"

Page 2, remove the overstrike over lines 2 through 5 and insert immediately thereafter:

- "3. A tribe may make an irrevocable election to opt-out of the increased rate of tax provided in subsection 2 by providing written notice to the tax commissioner. If a tribe provides notice under this subsection, the rate of tax on oil extracted from taxable wells is equal to the rate of tax provided in subsection 1, beginning in the month of production after notice under this subsection is received by the tax commissioner."

Page 2, remove lines 6 through 13

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1334: Judiciary Committee (Rep. Klemin, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (9 YEAS, 4 NAYS, 0 ABSENT AND NOT VOTING). HB 1334 was placed on the Sixth order on the calendar.

Page 1, line 13, remove "international"

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1376: Education Committee (Rep. Heinert, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (12 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING). HB 1376 was placed on the Sixth order on the calendar.

Page 2, line 9, replace "provided by the school" with "through an approved virtual school"

Page 2, line 10, remove "A student who wishes to enroll in a school"

Page 2, replace lines 11 and 12 with "A resident school district may not deny open enrollment to an approved virtual school."

Page 2, line 22, remove the overstrike over "~~By March first of the school year preceeding the year of enrollment, a parent who~~"

Page 2, remove the overstrike over lines 23 through 31

Page 3, remove the overstrike over lines 1 through 4

Page 3, line 5, remove the overstrike over "~~4.~~"

Page 3, line 8, remove the overstrike over "~~5.~~"

Page 3, line 8, remove "2."

Page 3, line 14, remove the overstrike over "~~6.~~"

Page 3, line 14, remove "3."

Page 3, line 17, remove the overstrike over "~~7.~~"

Page 3, line 17, remove "4."

Page 3, line 22, remove the overstrike over "~~8.~~"

Page 3, line 22, remove "5."

Page 4, line 1, remove the overstrike over "~~program,~~"

Page 4, line 2, remove the overstrike over the overstruck comma

Page 4, line 7, after "a" insert "program."

Page 4, line 7, after "level" insert an underscored comma

Page 4, line 9, remove the overstrike over "~~, or directly exert influence on the student or the~~"

Page 4, line 10, remove the overstrike over "~~student's family, in order~~"

Page 4, line 11, after the period insert "The actions prohibited under this subdivision do not include providing informational materials about the program."

Page 5, line 17, remove the overstrike over "~~or~~"

Page 5, line 20, remove "~~;~~ or"

Page 5, remove line 21

Page 5, line 22, remove "served by another school, including a virtual school"

Page 6, line 3, remove the overstrike over "~~The student's school district of residence shall transport the student to school in the~~"

Page 6, remove the overstrike over lines 4 through 7

Page 6, line 8, remove the overstrike over "~~6:~~"

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1416: Human Services Committee (Rep. Weisz, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1416 was placed on the Sixth order on the calendar.

Page 1, line 8, after "a." insert "\"Health benefit plan\" has the same meaning as provided in section 26.1-36.3-01."

b."

Page 1, line 12, replace "b." with "c."

Page 1, line 13, replace "policies" with "health benefit plans"

Page 1, remove lines 14 and 15

Page 1, line 17, remove "or a policy directly affiliated with or administered for a health care"

Page 1, line 18, remove the first "provider"

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1427: Finance and Taxation Committee (Rep. Headland, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1427 was placed on the Sixth order on the calendar.

Page 1, line 2, replace "exemption" with "rate reduction"

Page 3, line 5, replace "twenty-four" with "sixty"

Page 3, line 5, after "production" insert "or is producing more than one hundred and twenty-five barrels of oil per day"

Page 4, line 7, remove "exempt from any"

Page 4, line 8, replace "taxes imposed" with "subject to a reduced tax rate of two percent of the gross value at the well of the oil extracted"

Page 4, line 8, replace "a period of five years" with "the first seventy-five thousand barrels of incremental production or for a period of eighteen months"

Page 4, line 9, after "begins" insert ", whichever occurs first. The tax rate reduction under this subsection does not apply to a well located within the exterior boundaries of a reservation, a well located on trust properties outside reservation boundaries as defined in section 57-51.2-02, or a straddle well located on reservation trust land as defined in section 57-51.1-07.10, unless a tribe makes an irrevocable election to opt-in to the tax rate reduction by providing written notice to the tax commissioner. If a tribe provides notice of its election to opt-in to the tax rate reduction, the tax commissioner shall apply the tax rate reduction beginning in the month of production after the notice is received by the tax commissioner"

Page 4, line 10, replace "exemption" with "tax rate reduction"

Page 4, line 19, replace "exemption" with "tax rate reduction"

Page 5, line 12, replace "exemption" with "rate reduction"

Page 5, line 24, replace "events occurring" with "production beginning"

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1435: Human Services Committee (Rep. Weisz, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1435 was placed on the Sixth order on the calendar.

Page 1, line 12, remove "a period of at least seven"

Page 1, remove line 13

Page 1, line 14, replace "received, whichever date is later," with "the length of time stated in the most current provider agreement applicable to that provider,"

Page 1, line 15, remove "within the seven years"

Page 1, remove line 16

Page 1, line 17, replace "whichever date is later," with "in a manner inconsistent with the most current provider agreement applicable to that provider,"

Page 1, line 17, remove the underscored colon

Page 1, line 18, replace "a. A" with "a"

Page 1, line 20, replace "one" with "ten"

Page 1, line 21, after "dollars" insert "and a class C felony if the value is greater than ten thousand dollars"

Page 1, remove lines 22 and 23

Page 2, remove lines 1 through 9

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1461: Finance and Taxation Committee (Rep. Headland, Chairman) recommends **DO NOT PASS** (9 YEAS, 5 NAYS, 0 ABSENT AND NOT VOTING). HB 1461 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1476: Human Services Committee (Rep. Weisz, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (11 YEAS, 3 NAYS, 0 ABSENT AND NOT VOTING). HB 1476 was placed on the Sixth order on the calendar.

Page 1, line 1, after "A BILL" replace the remainder of the bill with "for an Act to provide for a legislative management study of contract nursing agencies."

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. LEGISLATIVE MANAGEMENT STUDY - CONTRACT NURSING AGENCIES. During the 2023-24 interim, the legislative management shall consider studying the impact of entities that receive Medicaid and Medicaid expansion funding utilizing contract nursing agencies. The legislative management shall report its findings and recommendations, together with any legislation required to implement the recommendations, to the sixty-ninth legislative assembly."

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1510: Judiciary Committee (Rep. Klemin, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (8 YEAS, 4 NAYS, 1 ABSENT AND NOT VOTING). HB 1510 was placed on the Sixth order on the calendar.

Page 1, line 2, remove "or mineral developer"

Page 1, after line 7, insert:

"1."

Page 1, line 10, after the period, insert:

"2."

Page 1, line 11, after "owner" insert "before the start of the litigation"

Page 1, line 12, replace "deem" with "award"

Page 1, line 12, remove "the prevailing party that is entitled to"

Page 1, line 13, after the underscored period insert:

"3."

Page 1, line 14, after "developer" insert "to the surface owner before the start of the litigation"

Page 1, line 15, remove "as the prevailing party"

Page 1, line 15, remove "In addition to determining and awarding"

Page 1, line 16, remove "compensation"

Page 1, line 16, overstrike ", the court shall award the"

Page 1, line 16, remove "surface owner"

Page 1, line 17, overstrike "reasonable attorney's fees,"

Page 1, line 17, remove "and"

Page 1, line 17, overstrike "costs assessed by the court,"

Page 1, line 17, remove "not to exceed the total"

Page 1, line 18, replace "amount of compensation awarded by the court to the surface owner." with:

- "4. If the surface owner rejects an offer of settlement made by the mineral developer after the start of the litigation and the amount of compensation awarded by the court to the surface owner is greater than the offer of settlement, the surface owner is entitled to an award of reasonable attorney's fees and costs assessed by the court.
5. Notwithstanding any provision of the North Dakota Rules of Civil Procedure, if the surface owner rejects an offer of settlement made by the mineral developer after the start of litigation, and the amount of compensation awarded by the court to the surface owner is less than the offer of settlement, the surface owner is entitled to an award of reasonable attorney's fees and costs incurred by the surface owner before the date of the offer of settlement, but is not entitled to any award of reasonable attorney's fees and costs after the date the offer of settlement was made to the surface owner.
6. "

Page 1, line 19, remove "over and above the amount offered by the"

Page 1, line 20, remove "mineral developer and"

Page 1, line 22, remove "If the mineral developer issues an offer of settlement under rule 68 of the North"

Page 1, remove lines 23 and 24

Page 2, remove lines 1 through 5

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1526: Education Committee (Rep. Heinert, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO NOT PASS** (8 YEAS, 6 NAYS, 0 ABSENT AND NOT VOTING). HB 1526 was placed on the Sixth order on the calendar.

Page 1, line 2, replace "three" with "two"

Page 1, line 4, remove "required curriculum,"

Page 2, remove lines 27 through 30

Page 3, remove line 3

Page 3, line 4, replace "financial assistance" with "school district"

Page 3, line 17, replace "The state education system" with "A school district"

Page 3, line 26, replace "state education system institution" with "school district"

Page 3, line 29, remove "The state board of higher education shall determine whether an institution it"

Page 3, remove line 30

Page 4, line 1, remove "b."

Page 4, line 15, replace "c." with "b."

Page 5, line 21, remove "and the state board of higher education"

Page 6, remove lines 24 through 31

Page 7, remove lines 1 through 31

Page 8, remove lines 1 through 31

Page 9, remove lines 1 through 30

Page 10, remove lines 1 through 31

Page 11, remove lines 1 through 31

Page 12, remove lines 1 through 6

Page 12, line 10, remove "1."

Page 12, line 11, replace "and shall obtain parental" with an underscored period

Page 12, remove lines 12 through 30

Page 13, remove lines 1 through 14

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1534: Human Services Committee (Rep. Weisz, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (9 YEAS, 5 NAYS, 0 ABSENT AND NOT VOTING). HB 1534 was placed on the Sixth order on the calendar.

Page 2, line 7, after the period insert "An adoptive home is suitable if, in the manner prescribed by the department, the petitioner is a licensed, certified, or approved family foster home for children."

Page 2, line 8, after "investigation" insert ", which may include the petitioner's foster care assessment to demonstrate the suitability of the adoptive home."

Page 2, line 19, remove "or a foster care provider licensed under section 50-11-01"

Renumber accordingly

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

Buell J. Reich, Chief Clerk

