

**JOURNAL OF THE HOUSE****Sixty-eighth Legislative Assembly**

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**Bismarck, February 15, 2023**

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

The prayer was offered by Rep. Satrom, Jamestown.

The roll was called and all members were present except Representatives J. Olson 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-fifth Day and recommends that it be corrected as follows and when so corrected, recommends that it be approved:

Page 568, line 19, replace "12 YEAS, 0" with "10 YEAS, 2"

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

**MOTION**

**REP. BOSCH MOVED** that after action taken on the Sixth order, HB 1010, HB 1019, HB 1286, HB 1334, HB 1376, HB 1416, HB 1435, HB 1476, HB 1510, HB 1526, and HB 1534 be placed on the Eleventh order for second reading and final passage, which motion prevailed.

**MOTION**

**REP. BELLEW MOVED** that the House reconsider its action whereby Engrossed HB 1328 failed to pass, which motion prevailed on a verification vote.

**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 43 YEAS, 49 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Bahl; Bellew; Bosch; Boschee; Christensen; Conmy; Cory; Davis; Dobervich; Dyk; Finley-DeVille; Fisher; Frelich; Hager; Hanson; Heilman; Heinert; Henderson; Holle; Hoverson; Ista; Johnson, J.; Karls; Kasper; Kiefert; Koppelman; Marschall; Martinson; Meier; Mock; Motschenbacher; Nathe; Nelson; Novak; Prichard; Rios; Rohr; Ruby, M.; Satrom; Steiner; Timmons; Toman; Vetter

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

**ABSENT AND NOT VOTING:** Olson, J.; Wagner

Engrossed HB 1328 failed.

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#### SIXTH ORDER OF BUSINESS

**SPEAKER D. JOHNSON DEEMED** approval of the amendments to HB 1010, HB 1019, HB 1286, HB 1334, HB 1376, HB 1416, HB 1435, HB 1476, HB 1510, HB 1526, and HB 1534.

HB 1010, HB 1019, HB 1286, HB 1334, HB 1376, HB 1416, HB 1435, HB 1476, HB 1510, HB 1526, and HB 1534, as amended, were placed on the Eleventh order of business on the calendar.

#### SIXTH ORDER OF BUSINESS

**SPEAKER D. JOHNSON DEEMED** approval of the amendments to HB 1025, HB 1205, and HB 1427.

HB 1025, HB 1205, and HB 1427, as amended, were placed on the Eleventh order of business on the calendar for the succeeding legislative day.

#### SIXTH ORDER OF BUSINESS

**HB 1273: REP. HEILMAN (Political Subdivisions Committee) MOVED** that the amendments on HJ page 709 be adopted and then be placed on the Eleventh order with **DO PASS**.

#### REQUEST

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

#### ROLL CALL

The question being on the motion to adopt the amendments to HB 1273, the roll was called and there were 28 YEAS, 65 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

**YEAS:** Anderson, K.; Beltz; Bosch; Boschee; Conmy; Dakane; Dobervich; Fegley; Hager; Hanson; Hatlestad; Jonas; Karls; Kiefert; Longmuir; Mitskog; Murphy; Nathe; Nelson; O'Brien; Richter; Roers Jones; Schneider; Schreiber-Beck; Stemen; Swiontek; Warrey; Speaker Johnson, D.

**NAYS:** Anderson, B.; Anderson, D.; Bahl; Bellew; Brandenburg; Christensen; Christy; Cory; Davis; Dockter; Dyk; Finley-DeVille; Fisher; Frelch; Grueneich; Hagert; Hauck; Headland; Heilman; Heinert; Henderson; Holle; Hoverson; Ista; Johnson, J.; Kasper; Kempenich; Klemin; Koppelman; Kreidt; Lefor; Louser; Marschall; Martinson; McLeod; Meier; Mock; Monson; Motschenbacher; Novak; Olson, J.; Olson, S.; Ostlie; Porter; Prichard; Pyle; Rios; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schobinger; Steiner; Strinden; Thomas; Timmons; Toman; Tveit; VanWinkle; Vetter; Vigasaa; Weisz

**ABSENT AND NOT VOTING:** Wagner

The proposed amendments to HB 1273 failed on a recorded roll call vote.

#### MOTION

**REP. BOSCH MOVED** that Rule 601 (3a) be suspended and HB 1273 be placed on the Eleventh order for second reading and final passage, which motion prevailed.

#### SECOND READING OF HOUSE BILL

**HB 1273:** A BILL for an Act to create and enact a new section to chapter 16.1-01 of the North Dakota Century Code, relating to the prohibition of ranked-choice and approval voting in elections; and to amend and reenact subsection 7 of section 11-09.1-05 and subsection 9 of section 40-05.1-06 of the North Dakota Century Code, relating to home rule powers.

#### 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 74 YEAS, 19 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

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

**NAYS:** Boschee; Conmy; Dakane; Davis; Dobervich; Finley-DeVille; Hager; Hagert; Hanson; Ista; Jonas; Mitskog; Mock; O'Brien; Ostlie; Roers Jones; Schneider; Schreiber-Beck; Swiontek

**ABSENT AND NOT VOTING:** Wagner

HB 1273 passed.

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

**HB 1249:** A BILL for an Act to create and enact chapter 15.1-41 of the North Dakota Century Code, relating to requiring schools to designate their athletic teams and sports for male, female, or coed participation and limitations on use of governmental property for athletic events.

### **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, 15 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

**YEAS:** Anderson, B.; Anderson, D.; Anderson, K.; Bahl; Bellew; Beltz; Bosch; Brandenburg; Christensen; Christy; Cory; Dockter; Dyk; Fegley; Fisher; Frelich; Grueneich; 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; Monson; Motschenbacher; Murphy; Nathe; Nelson; Novak; Olson, J.; Olson, S.; Ostlie; Porter; Prichard; Pyle; Richter; Rios; 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; Dakane; Davis; Dobervich; Finley-DeVille; Hager; Hanson; Ista; Mitskog; Mock; O'Brien; Roers Jones; Schneider; Schreiber-Beck

**ABSENT AND NOT VOTING:** Wagner

Engrossed HB 1249 passed.

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### **REQUEST**

**REP. KOPPELMAN REQUESTED** that the House divide Engrossed HB 1489, which request was granted.

**DIVISION A:** Section 1

**DIVISION B:** Section 2

### **ROLL CALL**

The question being on the final adoption of Division A of Engrossed HB 1489, the roll was called and there were 74 YEAS, 19 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

**YEAS:** Anderson, B.; Anderson, D.; Anderson, K.; Bahl; Bellew; Beltz; Bosch; Brandenburg; Christensen; Christy; Cory; Dockter; Dyk; Fegley; Fisher; Frelich; Grueneich; 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; Monson; Motschenbacher; Murphy; Nathe; Nelson; Novak; Olson, J.; Olson, S.; Ostlie; Porter; Prichard; Pyle; Rios; Rohr; Ruby, D.; Ruby, M.; Satrom; Schatz; Schauer; Schobinger; Steiner; Stemen; Strinden; Thomas; Timmons; Toman; Tveit; VanWinkle; Vetter; Vigasaa; Weisz; Speaker Johnson, D.

**NAYS:** Boschee; Conmy; Dakane; Davis; Dobervich; Finley-DeVile; Hager; Hanson; Ista; Mitskog; Mock; O'Brien; Richter; Roers Jones; Sanford; Schneider; Schreiber-Beck; Swiontek; Warrey

**ABSENT AND NOT VOTING:** Wagner

Division A of Engrossed HB 1489 was adopted on a recorded roll call vote.

#### ROLL CALL

The question being on the final adoption of Division B of Engrossed HB 1489, the roll was called and there were 15 YEAS, 77 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Conmy; Dakane; Davis; Finley-DeVile; Frelich; Hager; Hanson; Holle; Ista; Mitskog; Mock; Prichard; Schneider; Schreiber-Beck; Timmons

**NAYS:** Anderson, B.; Anderson, D.; Anderson, K.; Bahl; Bellew; Beltz; Bosch; Boschee; Brandenburg; Christensen; Christy; Cory; Dobervich; Dockter; Dyk; Fegley; Fisher; Grueneich; Hagert; Hatlestad; Hauck; Headland; Heilman; Heinert; Henderson; Hoverson; Johnson, J.; Jonas; Karls; 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; Pyle; Richter; Rios; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Schatz; Schauer; Schobinger; Steiner; Stemen; Strinden; Swiontek; Thomas; Toman; Tveit; VanWinkle; Vetter; Vigasaa; Warrey; Weisz; Speaker Johnson, D.

**ABSENT AND NOT VOTING:** Satrom; Wagner

Division B of Engrossed HB 1489 failed on a recorded roll call vote.

#### SECOND READING OF HOUSE BILL

**HB 1489:** A BILL for an Act to create and enact chapter 15-10.6 of the North Dakota Century Code, relating to requiring institutions of higher education designating athletic teams and sports for male, female, or coed participation.

#### 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, 18 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

**YEAS:** Anderson, B.; Anderson, D.; Anderson, K.; Bahl; Bellew; Beltz; Bosch; Brandenburg; Christensen; Cory; Dockter; Dyk; Fegley; Fisher; Frelich; Grueneich; 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; Monson; Motschenbacher; Murphy; Nathe; Nelson; Novak; Olson, J.; Olson, S.; Ostlie; Porter; Prichard; Pyle; Rios; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schobinger; Steiner; Stemen; Strinden; Thomas; Timmons; Toman; Tveit; VanWinkle; Vetter; Vigasaa; Warrey; Weisz; Speaker Johnson, D.

**NAYS:** Boschee; Christy; Conmy; Dakane; Davis; Dobervich; Finley-DeVile; Hager; Hanson; Ista; Mitskog; Mock; O'Brien; Richter; Roers Jones; Schneider; Schreiber-Beck; Swiontek

**ABSENT AND NOT VOTING:** Wagner

Reengrossed HB 1489 passed.

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**SECOND READING OF HOUSE RESOLUTIONS ON CONSENT CALENDAR**

**HCR 3006:** A concurrent resolution urging Congress to support policies to increase oil refining capacity in the United States.

**HCR 3013:** A concurrent resolution recognizing December 6th as "Miner's Day" and urging the federal government to refrain from enacting regulations that threaten the reliability and affordability of electric power in North Dakota and to increase support for research, development, and deployment for next generation carbon-based energy generation.

**HCR 3014:** A concurrent resolution urging the Southwest Power Pool and Midcontinent Independent System Operator to take prompt and decisive actions to maintain the reliability of the Bulk Power System by correcting market failures that have allowed capacity retirements to outpace replacement.

**HCR 3015:** A concurrent resolution urging the federal government to recognize natural gas and nuclear energy as environmentally sustainable economic activities.

The question being on the final adoption of the resolutions, which have been read.

HCR 3006, HCR 3013, HCR 3014, and HCR 3015 were declared adopted on a voice vote.

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**SECOND READING OF HOUSE BILL**

**HB 1461:** A BILL for an Act to create and enact a new section to chapter 57-15 of the North Dakota Century Code, relating to limitations on property tax levies by taxing districts without voter approval; to amend and reenact subdivision a of subsection 4 of section 15.1-27-04.1 of the North Dakota Century Code, relating to the determination of school district state aid payments; and to provide an effective date.

**ROLL CALL**

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 41 YEAS, 52 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

**YEAS:** Anderson, K.; Bahl; Bellew; Christensen; Cory; Dockter; Dyk; Fisher; Frelich; Hauck; Heilman; Heinert; Henderson; Holle; Hoverson; Johnson, J.; Kasper; Kempenich; Kiefert; Klemin; Koppelman; Kreidt; Louser; Marschall; McLeod; Meier; Nathe; Olson, S.; Porter; Prichard; Rios; Rohr; Ruby, D.; Ruby, M.; Satrom; Schatz; Schobinger; Toman; Tveit; VanWinkle; Vigasaa

**NAYS:** Anderson, B.; Anderson, D.; Beltz; Bosch; Boschee; Brandenburg; Christy; Conmy; Dakane; Davis; Dobervich; Fegley; Finley-DeVillie; Grueneich; Hager; Hagert; Hanson; Hatlestad; Headland; Ista; Jonas; Karls; Lefor; Longmuir; Martinson; Mitskog; Mock; Monson; Motschenbacher; Murphy; Nelson; Novak; O'Brien; Olson, J.; Ostlie; Pyle; Richter; Roers Jones; Sanford; Schauer; Schneider; Schreiber-Beck; Steiner; Stemen; Strinden; Swiontek; Thomas; Timmons; Vetter; Warrey; Weisz; Speaker Johnson, D.

**ABSENT AND NOT VOTING:** Wagner

HB 1461 failed.

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**SECOND READING OF HOUSE BILL**

**HB 1500:** A BILL for an Act to create and enact sections 16.1-08.1-09, 16.1-08.1-10, 16.1-08.1-11, and 16.1-08.1-12 of the North Dakota Century Code, relating to reporting the ultimate and true source of funds; to amend and reenact sections 16.1-08.1-01 and 16.1-10-04.1 of the North Dakota Century Code, relating to political advertisements and reporting the ultimate and true sources of funds; to repeal section 16.1-08.1-08 of the North Dakota Century Code, relating to identifying

the ultimate and true source of funds; 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 42 YEAS, 51 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

**YEAS:** Anderson, K.; Bahl; Bellew; Boschee; Dakane; Davis; Dobervich; Dyk; Finley-DeVillie; Fisher; Frelich; Hager; Hanson; Hauck; Heilman; Henderson; Holle; Hoverson; Ista; Johnson, J.; Kasper; Kempenich; Koppelman; Kreidt; Marschall; McLeod; Meier; Mitskog; Mock; Novak; Olson, S.; Prichard; Rios; Rohr; Schatz; Schneider; Steiner; Timmons; Toman; Tveit; VanWinkle; Vigessaa

**NAYS:** Anderson, B.; Anderson, D.; Beltz; Bosch; Brandenburg; Christensen; Christy; Conmy; Cory; Dockter; Fegley; Grueneich; Hagert; Hatlestad; Headland; Heinert; Jonas; Karls; Kiefert; Klemin; Lefor; Longmuir; Louser; Martinson; Monson; Motschenbacher; Murphy; Nathe; Nelson; O'Brien; Olson, J.; Ostlie; Porter; Pyle; Richter; Roers Jones; Ruby, D.; Ruby, M.; Sanford; Satrom; Schauer; Schobinger; Schreiber-Beck; Stemen; Strinden; Swiontek; Thomas; Vetter; Warrey; Weisz; Speaker Johnson, D.

**ABSENT AND NOT VOTING:** Wagner

Engrossed HB 1500 failed.

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#### SECOND READING OF HOUSE BILL

**HB 1082:** A BILL for an Act to create and enact a new subsection to section 41-08-03, a new subsection to section 41-08-10, sections 41-09-05.1, 41-09-07.1, 41-09-07.2, 41-09-26.1, 41-09-26.2, 41-09-34.1, and 41-09-46.1, and chapters 41-11 and 41-12 of the North Dakota Century Code, relating to the adoption of the Uniform Commercial Code amendments (2022); to amend and reenact sections 41-01-09, 41-01-12, 41-01-15, 41-01-20, 41-02-02, 41-02-06, 41-02-08, 41-02-09, 41-02-10, and 41-02-12, subsection 2 of section 41-02-16, section 41-02.1-02, subsection 1 of section 41-02.1-03, sections 41-02.1-07, 41-02.1-10, 41-02.1-11, 41-02.1-12, and 41-02.1-14, subsection 2 of section 41-02.1-17, subsection 1 of section 41-03-04, subsection 1 of section 41-03-05, sections 41-03-38, 41-03-66, 41-04.1-03, 41-04.1-09, 41-04.1-10, and 41-04.1-11, subsection 3 of section 41-04.1-15, subdivision b of subsection 2 of section 41-04.1-16, subsection 1 of section 41-04.1-18, subsection 1 of section 41-04.1-19, sections 41-04.1-25, 41-05-04, 41-05-16, 41-07-02, 41-07-06, 41-08-02, 41-08-06, 41-08-29, 41-09-02, 41-09-04, and 41-09-05, subsection 2 of section 41-09-13, section 41-09-14, subsection 3 of section 41-09-17, sections 41-09-18, 41-09-19, 41-09-20, and 41-09-21, subsection 1 of section 41-09-24, subsection 1 of section 41-09-25, sections 41-09-30, 41-09-32, 41-09-33, 41-09-34, 41-09-36, 41-09-37, 41-09-43, 41-09-44, 41-09-50, 41-09-51, and 41-09-52, subsection 6 of section 41-09-54, section 41-09-61, subdivision b of subsection 1 of section 41-09-66, sections 41-09-68, 41-09-70, and 41-09-80, subsection 2 of section 41-09-98, section 41-09-102, subdivision a of subsection 1 of section 41-09-105, section 41-09-108, subsection 1 of section 41-09-111, subsection 1 of section 41-09-114, section 41-09-115, subdivision a of subsection 1 of section 41-09-116, and sections 41-09-119 and 41-09-123 of the North Dakota Century Code, relating to the adoption of the Uniform Commercial Code amendments (2022).

#### 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, 9 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

**YEAS:** Anderson, B.; Anderson, D.; Anderson, K.; Bahl; Beltz; Bosch; Boschee; Brandenburg; Christy; Conmy; Cory; Dakane; Davis; Dobervich; Dockter; Fegley; Finley-DeVillie; Fisher; Frelich; Grueneich; Hager; Hagert; Hanson; Hatlestad; Headland; 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; Toman; Tveit; Vetter; Vigesaa; Warrey; Weisz; Speaker Johnson, D.

**NAYS:** Bellew; Christensen; Dyk; Hauck; Heilman; Henderson; Hoverson; Timmons; VanWinkle

**ABSENT AND NOT VOTING:** Wagner

Engrossed HB 1082 passed.

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#### SECOND READING OF HOUSE BILL

**HB 1526:** A BILL for an Act to create and enact a new section to chapter 14-02.4, a new section to chapter 15.1-07, and two new sections to chapter 15.1-21 of the North Dakota Century Code, relating to school discrimination, parental rights and involvement in school, curbing of social emotional learning, and the review and recommendation of instructional materials; to amend and reenact subsection 6 of section 14-02.4-02 and section 15.1-21-24 of the North Dakota Century Code, relating to the definition of a discriminatory practice and reproductive health education requirements; 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 41 YEAS, 52 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

**YEAS:** Anderson, K.; Bahl; Bellew; Christensen; Cory; Dyk; Fisher; Frelich; Hauck; Heilman; Henderson; Holle; Hoverson; Johnson, J.; Kasper; Kempenich; Kiefert; Koppelman; Kreidt; Marschall; McLeod; Meier; Monson; Motschenbacher; Olson, S.; Prichard; Rios; Rohr; Ruby, D.; Ruby, M.; Satrom; Schatz; Schauer; Schobinger; Steiner; Timmons; Toman; Tveit; VanWinkle; Vetter; Vigesaa

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

**ABSENT AND NOT VOTING:** Wagner

Engrossed HB 1526 failed.

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#### SECOND READING OF HOUSE BILL

**HB 1334:** A BILL for an Act to create and enact sections 12.1-17-04.1 and 29-04-01.1 of the North Dakota Century Code, relating to domestic terrorism and the statute of limitations for domestic terrorism; to amend and reenact section 29-04-02 of the North Dakota Century Code, relating to the statute of limitations for felonies except murder or domestic terrorism; to provide a penalty; 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 PASS, the roll was called and there were 84 YEAS, 9 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

**YEAS:** Anderson, B.; Anderson, D.; Anderson, K.; Bahl; Bellew; Beltz; Bosch; Boschee; Brandenburg; Christensen; Christy; Cory; Dockter; Dyk; Fegley; Fisher; Frelich; Grueneich; Hagert; 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; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schobinger; Schreiber-Beck; Steiner; Stemen; Strinden; Swiontek; Thomas; Timmons; Toman; Tveit; VanWinkle; Vetter; Vigessaa; Warrey; Weisz; Speaker Johnson, D.

**NAYS:** Conmy; Dakane; Davis; Dobervich; Finley-DeVille; Hager; Hanson; Roers Jones; Schneider

**ABSENT AND NOT VOTING:** Wagner

Engrossed HB 1334 passed and the emergency clause was declared carried.

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#### **CONFLICT OF INTEREST**

**REP. TVEIT STATED** that he had a conflict of interest on Engrossed HB 1510.

#### **MOTION**

**REP. BOSCH MOVED** that Rep. Tveit be allowed to vote on Engrossed HB 1510, which motion prevailed.

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

**HB 1510:** A BILL for an Act to amend and reenact section 38-11.1-09 of the North Dakota Century Code, relating to legal fees and costs a surface owner may be awarded in cases relating to the development of minerals.

#### **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 71 YEAS, 22 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

**YEAS:** Anderson, B.; Anderson, D.; Anderson, K.; Bellew; Beltz; Bosch; Brandenburg; Christensen; Christy; Conmy; Cory; Dakane; Dockter; Fisher; Grueneich; Hagert; Hatlestad; Headland; Heilman; Heinert; Holle; Johnson, J.; Jonas; Karls; Kasper; Kempenich; Kiefert; Klemin; Koppelman; Kreidt; Lefor; Longmuir; Louser; Marschall; Martinson; McLeod; Meier; Monson; Motschenbacher; Murphy; Nathe; Nelson; Novak; O'Brien; 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; Toman; Vetter; Vigessaa; Warrey; Weisz; Speaker Johnson, D.

**NAYS:** Bahl; Boschee; Davis; Dobervich; Dyk; Fegley; Finley-DeVille; Frelich; Hager; Hanson; Hauck; Henderson; Hoverson; Ista; Mitskog; Mock; Olson, J.; Schneider; Schreiber-Beck; Timmons; Tveit; VanWinkle

**ABSENT AND NOT VOTING:** Wagner

Engrossed HB 1510 passed.

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

**HB 1376:** A BILL for an Act to amend and reenact sections 15-19-01, 15.1-07-25.4, 15.1-31-01, 15.1-31-06, 15.1-31-07, and 15.1-31-08 of the North Dakota Century Code, relating to virtual instruction of students and open enrollment.

#### **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, 13 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

**YEAS:** Anderson, B.; Anderson, D.; Anderson, K.; Bahl; Bellew; Beltz; Bosch; Brandenburg;



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

**NAYS:** Boschee; Conmy; Dakane; Davis; Dobervich; Finley-DeVile; Hager; Hanson; Louser; Ostlie; Richter; Schneider; Vetter

**ABSENT AND NOT VOTING:** Wagner

Engrossed HB 1376 passed.

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### SECOND READING OF HOUSE BILL

**HB 1010:** A BILL for an Act to provide an appropriation for defraying the expenses of the council on the arts; to provide for transfers; and to provide an exemption.

### 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, 18 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

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

**NAYS:** Bellew; Dyk; Fisher; Hauck; Heilman; Henderson; Koppelman; Louser; Marschall; Motschenbacher; Prichard; Ruby, D.; Ruby, M.; Schatz; Timmons; Toman; VanWinkle; Weisz

**ABSENT AND NOT VOTING:** Wagner

Engrossed HB 1010 passed.

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### SECOND READING OF HOUSE BILL

**HB 1019:** A BILL for an Act to provide an appropriation for defraying the expenses of the department of career and technical education; 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.

### 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, 3 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

**YEAS:** Anderson, B.; Anderson, D.; Anderson, K.; Bahl; Beltz; Bosch; Boschee; Brandenburg; Christensen; Christy; Conmy; Cory; Dakane; Davis; Dobervich; Dockter; Dyk; Fegley; Finley-DeVile; Fisher; Frellich; 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; Schauer; Schneider; Schobinger; Schreiber-Beck; Steiner; Stemen; Strinden; Swiontek; Thomas; Timmons; Toman; Tveit; Vetter; Vigasaa; Warrey; Weisz; Speaker Johnson, D.

**NAYS:** Bellew; Schatz; VanWinkle

**ABSENT AND NOT VOTING:** Wagner

Engrossed HB 1019 passed.

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#### MOTION

**REP. BOSCH MOVED** to temporarily suspend Rule 329 (4) and replace the Twenty-third Legislative Day with Thirtieth Legislative Day, which motion prevailed.

#### 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 1045, HB 1108, HB 1134, HB 1166, HB 1168, HB 1175, HB 1200, HB 1207, HB 1218, HB 1224, HB 1230, HB 1293, HB 1337, HB 1358, HB 1390, HB 1391, HB 1393, HB 1409, HB 1413, HB 1434, HB 1448, HB 1450, HB 1459, HB 1465, HB 1488, HB 1492, HB 1501, HB 1502, HCR 3010.

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

**MR. SPEAKER:** The Senate has passed, and your favorable consideration is requested on: SB 2006, SB 2007, SB 2008, SB 2010, SB 2014, SB 2021, SB 2076, SB 2142, SB 2197, SB 2201, SB 2207, SB 2208, SB 2219, SB 2242, SB 2247, SB 2264, SB 2276, SB 2288, SB 2293, SB 2297, SB 2350, SB 2380.

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

**MR. SPEAKER:** The Senate has passed, the emergency clause carried, and your favorable consideration is requested on: SB 2140.

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

**MR. SPEAKER:** The Senate has amended and subsequently passed: HCR 3011.

#### SENATE AMENDMENTS TO HOUSE CONCURRENT RESOLUTION NO. 3011

Page 1, line 8, replace "prescribed" with "covered"

Page 1, line 9, replace "prescribed" with "covered"

Page 2, line 6, after "limiting" insert "the first fill of"

Page 2, line 7, remove "such as prior authorization"

Page 2, line 8, replace "a prescription" with "coverage"

Renumber accordingly

#### 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, Ninth, and Thirteenth orders of business and at the conclusion of those orders, the House stand adjourned until 1:00 p.m., Thursday, February 16, 2023, which motion prevailed.

#### REPORT OF STANDING COMMITTEE

**HB 1007: Appropriations Committee (Rep. Vigasaa, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (21 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). HB 1007 was placed on the Sixth

order on the calendar.

Page 1, line 1, after "home" insert "; and to provide for a report"

Page 1, replace lines 8 through 16 with:

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Salaries and wages	\$19,209,879	\$1,498,866	\$20,708,745
Operating expenses	5,539,333	88,842	5,628,175
Capital assets	407,271	1,787,811	2,195,082
Total all funds	\$25,156,483	\$3,375,519	\$28,532,002
Less estimated income	19,375,840	2,981,886	22,357,726
Total general fund	\$5,780,643	\$393,633	\$6,174,276
Full-time equivalent positions	114.79	0.00	114.79

Page 1, line 17, after "FUNDING" insert "- EFFECT ON BASE BUDGET - REPORT TO SIXTY-NINTH LEGISLATIVE ASSEMBLY"

Page 1, line 18, after "biennium" insert "and the one-time funding items included in the appropriation in section 1 of this Act"

Page 1, remove lines 20 through 24

Page 2, replace lines 1 through 3 with:

"Indoor parking and storage	\$0	\$750,000
Parking lot and road repairs	0	600,000
Equipment	16,700	125,750
Thermostat replacements	131,500	328,930
Resident absences	25,000	0
Memorial garden project	200,000	0
COVID-19 pandemic costs	1,300,000	0
Total all funds	\$1,673,200	\$1,804,680
Less estimated income	1,648,200	1,804,680
Total general fund	\$25,000	\$0

The 2023-25 biennium one-time funding amounts are not a part of the entity's base budget for the 2025-27 biennium. The veterans' home 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 2, after line 7, insert:

**"SECTION 4. ESTIMATED INCOME - STRATEGIC INVESTMENT AND IMPROVEMENTS FUND - PARKING LOT AND ROAD REPAIRS - ONE-TIME FUNDING.** The estimated income line item in section 1 of this Act includes the sum of \$600,000 from the strategic investment and improvements fund for the purpose of repairing parking lots and roads on the veterans' home campus. This funding is considered a one-time funding item.

**SECTION 5. ESTIMATED INCOME - FEDERAL STATE FISCAL RECOVERY FUND - THERMOSTAT REPLACEMENTS - ONE-TIME FUNDING.** The estimated income line item in section 1 of this Act includes the sum of \$328,930 from federal funds derived from the state fiscal recovery fund for the purpose of a thermostat and air handling unit replacement project. This funding is considered a one-time funding item."

Renumber accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:****House Bill No. 1007 - Veterans' Home - House Action**

	Base Budget	House Changes	House Version
Salaries and wages	\$19,209,879	\$1,498,866	\$20,708,745
Operating expenses	5,539,333	88,842	5,628,175
Capital assets	407,271	1,787,811	2,195,082
Total all funds	\$25,156,483	\$3,375,519	\$28,532,002
Less estimated income	19,375,840	2,981,886	22,357,726
General fund	\$5,780,643	\$393,633	\$6,174,276
FTE	114.79	0.00	114.79

**Department 313 - Veterans' Home - Detail of House Changes**

	Adds Funding for the Cost to Continue Salaries <sup>1</sup>	Adds Funding for Salary and Benefit Increases <sup>2</sup>	Adds Funding for Staff Salaries <sup>3</sup>	Adjusts Base Level Funding <sup>4</sup>	Adds One- Time Funding for Indoor Parking and Storage <sup>5</sup>	Adds One- Time Funding for Parking Lot and Road Repairs <sup>6</sup>
Salaries and wages	\$96,159	\$1,352,707	\$50,000			
Operating expenses				\$71,992		
Capital assets				(19)	\$750,000	\$600,000
Total all funds	\$96,159	\$1,352,707	\$50,000	\$71,973	\$750,000	\$600,000
Less estimated income	96,159	1,065,074	0	15,973	750,000	600,000
General fund	\$0	\$287,633	\$50,000	\$56,000	\$0	\$0
FTE	0.00	0.00	0.00	0.00	0.00	0.00

	Adds One-Time Funding for Equipment <sup>7</sup>	Adds One-Time Funding to Replace Thermostats <sup>8</sup>	Total House Changes
Salaries and wages			\$1,498,866
Operating expenses	\$16,850		88,842
Capital assets	108,900	\$328,930	1,787,811
Total all funds	\$125,750	\$328,930	\$3,375,519
Less estimated income	125,750	328,930	2,981,886
General fund	\$0	\$0	\$393,633
FTE	0.00	0.00	0.00

<sup>1</sup> Funding is added for the cost to continue salary increases.

<sup>2</sup> 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	\$197,648	\$576,205	\$773,853
Health insurance increase	89,985	488,869	578,854
Total	\$287,633	\$1,065,074	\$1,352,707

<sup>3</sup> Funding of \$50,000 is added from the general fund for staff salaries and wages, including \$15,000 to reclassify an FTE from a licensed practical nurse position to a registered nurse position and \$35,000 to increase salaries of shift differential staff.

<sup>4</sup> Base level funding from the general fund and soldiers' home fund is adjusted as follows:

	General Fund	Other Funds	Total
Adds funding for information technology rate increases	\$0	\$7,492	\$7,492
Adds funding for increasing laundry supply costs	0	8,500	8,500
Adds funding building repairs	30,000	0	30,000
Adds funding for resident food costs	26,000	0	26,000
Adjusts funding for bond and interest payments	0	(19)	(19)
Total	\$56,000	\$15,973	\$71,973

<sup>5</sup> One-time funding of \$750,000 is added from the Melvin Norgard memorial fund for the construction of a building on the Veterans' Home campus with rentable indoor parking and storage.

<sup>6</sup> One-time funding of \$600,000 is added from the strategic investment and improvements fund to mill, patch, and chip seal parking lots and roads on the Veterans' Home campus.

<sup>7</sup> One-time funding of \$125,750 from the soldiers' home fund is added for equipment, including bed extenders and mattresses (\$11,950), replacement of refrigerators (\$4,900), replacement of a compact tractor (\$45,000), replacement of a utility task vehicle (\$30,000), replacement of commercial roll-in coolers (\$23,400), and blanket warmers for residents (\$10,500).

<sup>8</sup> One-time funding of \$328,930 is added from the federal State Fiscal Recovery Fund for a thermostat and air handling unit replacement project.

This amendment also:

- Adds a section to identify \$600,000 of one-time funding appropriated in Section 1 is from the strategic investment and improvements fund for parking lot and road repairs.
- Adds a section to identify \$328,930 of one-time funding appropriated in Section 1 is from the federal State Fiscal Recovery Fund for a thermostat and air handling unit replacement project.

#### REPORT OF STANDING COMMITTEE

**HB 1011: Appropriations Committee (Rep. Vigesaa, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (21 YEAS, 1 NAY, 1 ABSENT AND NOT VOTING). HB 1011 was placed on the Sixth order on the calendar.

Page 1, replace lines 9 through 15 with:

	Base Level	Adjustments or Enhancements	Appropriation
Highway patrol	\$62,113,414	\$11,715,136	\$73,828,550
Total all funds	\$62,113,414	\$11,715,136	\$73,828,550
Less estimated income	25,785,652	(3,668,019)	22,117,633
Total general fund	\$36,327,762	\$15,383,155	\$51,710,917
Full-time equivalent positions	193.00	9.00	202.00"

Page 1, line 16, after "FUNDING" insert "- EFFECT ON BASE BUDGET - REPORT TO SIXTY-NINTH LEGISLATIVE ASSEMBLY"

Page 1, line 17, after "biennium" insert "and the one-time funding items included in the appropriation in section 1 of this Act"

Page 1, replace lines 23 and 24 with:

"Law enforcement radios	2,612,000	0
New trooper startup costs	0	477,000
Inflationary increases	0	2,562,000
Narcotics tester	0	60,000
Unmanned aerial vehicle program	0	104,000
Motor carrier program	0	427,000
Technology enhancements	0	170,000
Shooting range repairs	0	200,000
Total all funds	\$7,310,000	\$4,000,000
Less estimated income	7,310,000	1,157,956
Total general fund	\$0	\$2,842,044

The 2023-25 biennium one-time funding amounts are not a part of the entity's base budget for the 2025-27 biennium. The highway patrol 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 2, line 2, replace "\$9,346,781" with "\$11,575,949"

Page 2, line 9, replace "\$1,724,244" with "\$1,648,955"

Page 2, after line 11, insert:

**"SECTION 5. TRANSFER - MOTOR CARRIER ELECTRONIC PERMIT FUND TO NORTH DAKOTA HIGHWAY PATROLMEN'S RETIREMENT FUND.** The office of management and budget shall transfer the sum of \$2,000,000 from the motor carrier electronic permit fund to the North Dakota highway patrolmen's retirement fund for the purpose of reducing the unfunded liability of the North Dakota highway patrolmen's retirement plan during the biennium beginning July 1, 2023, and ending June 30, 2025."

ReNUMBER accordingly

#### STATEMENT OF PURPOSE OF AMENDMENT:

#### House Bill No. 1011 - Highway Patrol - House Action

	Base Budget	House Changes	House Version
Highway patrol	\$62,113,414	\$11,715,136	\$73,828,550
Total all funds	\$62,113,414	\$11,715,136	\$73,828,550
Less estimated income	25,785,652	(3,668,019)	22,117,633
General fund	\$36,327,762	\$15,383,155	\$51,710,917
FTE	193.00	9.00	202.00

#### Department 504 - Highway Patrol - Detail of House Changes

	Adjusts Funding for Base Payroll and Budget Changes <sup>1</sup>	Adds Funding for Salary and Benefit Increases <sup>2</sup>	Adjusts COVID-19 Funding <sup>3</sup>	Adds FTE Trooper Positions <sup>4</sup>	Adds Operating Funding <sup>5</sup>	Adds Funding for Technology Enhancements <sup>6</sup>
Highway patrol	\$688,363	\$3,866,239		\$3,145,760	\$358,774	\$303,000
Total all funds	\$688,363	\$3,866,239	\$0	\$3,145,760	\$358,774	\$303,000
Less estimated income	227,861	963,236	(6,966,000)	990,214	39,250	42,420
General fund	\$460,502	\$2,903,003	\$6,966,000	\$2,155,546	\$319,524	\$260,580
FTE	0.00	0.00	0.00	9.00	0.00	0.00

	Adds One-Time Funding for Unmanned Aerial Vehicles <sup>7</sup>	Adds One-Time Funding for Inflationary Increases <sup>8</sup>	Adds One-Time Funding for Narcotics Tester <sup>9</sup>	Adds One-Time Funding for Motor Carrier Program <sup>10</sup>	Adds One-Time Funding for Shooting Range Repairs <sup>11</sup>	Total House Changes
Highway patrol	\$104,000	\$2,562,000	\$60,000	\$427,000	\$200,000	\$11,715,136
Total all funds	\$104,000	\$2,562,000	\$60,000	\$427,000	\$200,000	\$11,715,136
Less estimated income	15,000	408,000	8,000	404,000	200,000	(3,668,019)
General fund	\$89,000	\$2,154,000	\$52,000	\$23,000	\$0	\$15,383,155
FTE	0.00	0.00	0.00	0.00	0.00	9.00

<sup>1</sup> Funding is adjusted for base payroll and budget changes.

<sup>2</sup> 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	\$1,837,423	\$640,708	\$2,478,131
Health insurance increase	730,057	267,908	997,965
Total	\$2,567,480	\$908,616	\$3,476,096

Funding is also added from the general fund (\$335,523) and highway tax distribution fund (\$54,620) for increased employer contributions to the Highway Patrolmen's retirement fund approved by the Legislative Assembly in 2021.

<sup>3</sup> Funding is restored for general fund and special fund salaries paid from federal COVID-19 relief funds during the 2021-23 biennium.

<sup>4</sup> Funding is added for the following FTE trooper positions:

	<u>FTE Positions</u>	<u>General Fund</u>	<u>Other Funds</u>	<u>Total</u>
Backfill criminal interdiction troopers	5.00	\$1,272,224	\$207,107	\$1,479,331
Additional criminal interdiction troopers	2.00	488,624	79,544	568,168
Drug recognition trooper	1.00		284,082	284,082
Motor carrier trooper	<u>1.00</u>	<u>16,854</u>	<u>320,325</u>	<u>337,179</u>
Total	9.00	\$1,777,702	\$891,058	\$2,668,760

One-time funding of \$477,000 for equipment costs for the new positions is also added from the general fund (\$377,844) and other funds (\$99,156).

<sup>5</sup> Operating funding is added for the following purposes:

	<u>General Fund</u>	<u>Other Funds</u>	<u>Total</u>
Office lease increase	\$106,000	\$17,000	\$123,000
Warehouse space increase	106,000	17,000	123,000
New Capitol space rent model	74,274		74,274
Unmanned aerial vehicle license	1,000		1,000
Recruitment and advertising	<u>32,250</u>	<u>5,250</u>	<u>37,500</u>
Total	\$319,524	\$39,250	\$358,774

<sup>6</sup> Ongoing (\$133,000) and one-time (\$170,000) funding is added for enhancements to various software programs.

<sup>7</sup> One-time funding is added for enhancements to the agency's unmanned aerial vehicle program.

<sup>8</sup> One-time funding is added for inflationary increases including state fleet rates (\$2,042,000) and other supplies and equipment (\$520,000).

<sup>9</sup> One-time funding is added for a handheld narcotics tester.

<sup>10</sup> One-time funding is added for motor carrier safety program enhancements.

<sup>11</sup> One-time funding is added from the motor carrier electronic permit fund for a targeting system upgrade at the agency's shooting range.

#### REPORT OF STANDING COMMITTEE

**HB 1028: Human Services Committee (Rep. Weisz, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (11 YEAS, 2 NAYS, 1 ABSENT AND NOT VOTING). HB 1028 was placed on the Sixth order on the calendar.

Page 1, line 1, after the first "to" insert "create and enact a new chapter to title 43 of the North Dakota Century Code, relating to the regulation of community health workers; to"

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

Page 1, line 1, after the second "a" insert "statement of"

Page 1, line 2, replace "management report" with "intent"

Page 1, line 2, after the semicolon insert "to provide for a report to the legislative assembly;"

Page 1, after line 3, insert:

**"SECTION 1.** A new chapter to title 43 of the North Dakota Century Code is created and enacted as follows:

#### **Definitions.**

As used in this chapter:

1. "Community health worker" means an individual certified under this chapter.
2. "Department" means the department of health and human services.

**Title - Prohibition**

An individual may not use the title "community health worker" unless that individual is certified as a community health worker under this chapter.

**Certification.**

1. The department shall establish certification standards for an applicant seeking certification as a community health worker.
2. In implementing this section, the department may:
  - a. Adopt rules;
  - b. Charge a fee for certification and recertification;
  - c. Contract with a third party; and
  - d. Require an applicant to meet education and experience requirements."

Page 1, line 11, after "equity" insert "and division of aging services"

Page 1, line 13, remove "Department of public instruction;"

Page 1, line 14, remove "d."

Page 1, line 15, replace "e." with "d. Insurance department;

e."

Page 1, line 19, replace "Health insurance sector" with "Private health insurers operating in the state"

Page 1, line 20, after "providers" insert ", community health workers, and community health representatives"

Page 1, line 20, remove "and"

Page 1, line 21, after "state" insert ";

- j. A statewide association representing hospitals in this state;
- k. Federally qualified health care centers;
- l. North Dakota assistive; and
- m. North Dakota emergency medical services association"

Page 1, line 22, after "force" insert ", in collaboration with the department of health and human services,"

Page 1, line 23, after "worker" insert "scope of work,"

Page 1, line 23, after the comma insert "certification and"

Page 1, line 24, remove "and"

Page 1, line 24, after "reimbursement" insert ", and a North Dakota community health worker collaborative"



Page 2, line 1, replace "Provide periodic status reports to the legislative management" with "Develop a plan for a North Dakota community health worker collaborative"

Page 2, line 2, replace "Prepare a bill draft to implement the community health worker plan" with "Provide to the department of health and human services a proposal for a Medicaid state plan amendment or waiver to include community health workers."

- d. Provide the department of health and human services proposed administrative rules for the community health worker scope of work, education and training, certification and regulation, medical assistance reimbursement, and a North Dakota community health worker collaborative.
- e. Collaborate with existing clinical, public health, home, and community based service systems."

Page 2 remove lines 3 and 4

Page 2, line 7, replace "\$75,000" with "\$50,000"

Page 2, line 10, replace the first "and" with a comma

Page 2, line 10, after the first comma insert "and report development"

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

**HB 1068: Appropriations Committee (Rep. Vigesaa, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (20 YEAS, 1 NAY, 2 ABSENT AND NOT VOTING). HB 1068 was placed on the Sixth order on the calendar.

Page 1, line 2, remove "and"

Page 1, line 2, after "penalty" insert "; and to provide an appropriation"

Page 22, after line 3, insert:

**"SECTION 2. APPROPRIATION - DEPARTMENT OF FINANCIAL INSTITUTIONS - AUTHORIZATION - FULL-TIME EQUIVALENT POSITION.** The funds provided in this section, or so much of the funds as may be necessary, are appropriated from special funds derived from licensing and examination fees, to the department of financial institutions for the purpose of administering and enforcing laws, rules, and regulations relating to residential mortgage loan servicers, for the biennium beginning July 1, 2023, and ending June 30, 2025.

Salaries and wages	\$200,000
Operating expenses	<u>25,000</u>
Total special funds	\$225,000
Full-time equivalent positions	1.00"

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

**HB 1095: 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 1095 was placed on the Sixth order on the calendar.

Page 2, remove lines 23 through 29

Page 3, line 25, replace "medical" with "pharmacy"

Page 3, line 26, after "of" insert "pharmacists and"

Page 3, line 28, replace "medical" with "pharmacy"

Page 3, line 29, replace "2023" with "2024"

Page 4, remove lines 4 through 17

Page 4, remove line 25

Page 4, line 26, replace "c." with "b."

Page 4, line 29, replace "d." with "c."

Page 4, line 29, replace "the" with "that"

Page 5, line 1, replace "e." with "d."

Page 5, line 3, replace "f." with "e."

Page 5, line 12, replace "2023" with "2024"

Page 5, line 19, after "training" insert "and credentialing"

Page 6, line 1, after the underscored semicolon, insert:

"k. An advanced practice registered nurse:"

Page 6, line 2, replace "k." with "l."

Page 6, line 3, replace "December 1, 2023" with "June 30, 2024"

Page 6, line 8, after the underscored period insert "Upon completion of the rulemaking process, the committee is dissolved."

Renumber accordingly

#### **REPORT OF STANDING COMMITTEE**

**HB 1157: Appropriations Committee (Rep. Vigesaa, Chairman)** recommends **DO NOT PASS** (22 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1157 was placed on the Eleventh order on the calendar.

#### **REPORT OF STANDING COMMITTEE**

**HB 1191: Industry, Business and Labor Committee (Rep. Louser, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (11 YEAS, 1 NAY, 2 ABSENT AND NOT VOTING). HB 1191 was placed on the Sixth order on the calendar.

Page 1, line 1, remove "to create and enact a new chapter to title 43 of the North Dakota Century"

Page 1, line 2, remove "Code, relating to regulation of auctioneers and clerks;"

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

Page 1, line 3, after "49-07-01.1" insert ", 51-05.1-01, 51-05.1-01.2, 51-05.1-04.1, and 51-05.1-05"

Page 1, line 4, after "licenses" insert ", the registration of auctioneers,"

Page 1, line 4, replace "chapter 51-05.1" with "sections 51-05.1-01.1, 51-05.1-02, 51-05.1-02.1, and 51-05.1-03"

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

Page 1, line 6, replace "provide an appropriation; and to provide for application" with "and to provide an effective date"

Page 9, remove lines 1 through 30

Page 10, remove lines 1 through 31

Page 11, remove lines 1 through 12

Page 11, after line 26, insert:

**"SECTION 3. AMENDMENT.** Section 51-05.1-01 of the North Dakota Century Code is amended and reenacted as follows:

**51-05.1-01. Auctioneering or clerking without a license prohibited-Registration.**

~~No~~A person may ~~not~~ conduct a sale as an auctioneer or clerk unless ~~licensed by the public service commission~~registered with the secretary of state.

**SECTION 4. AMENDMENT.** Section 51-05.1-01.2 of the North Dakota Century Code is amended and reenacted as follows:

**51-05.1-01.2. Exemptions.**

~~A license~~Registration under this chapter is not required for the following:

1. Sale of an estate by an executor or an administrator.
2. Sale by a sheriff or other person under court order.
3. Sale by a public official acting in an official capacity.
4. Sale of purebred or registered livestock.

~~A bond is not required for a federally insured financial institution to clerk a sale. Persons exempt from licensing or bonding under this section shall comply with all other provisions of this chapter.~~

**SECTION 5. AMENDMENT.** Section 51-05.1-04.1 of the North Dakota Century Code is amended and reenacted as follows:

**51-05.1-04.1. Written contracts.**

An auctioneer may not sell the property of another at auction without a prior written contract with the seller which sets forth the terms and conditions upon which the auctioneer will sell the property. A similar contract governing the activities of the auction clerk is required between the auction clerk and the seller. ~~The licensee must~~an auctioneer and clerk shall retain a copy of each contract for at least two years after the auction. This section does not apply to consignment sales when the value of the seller's property is less than five hundred dollars or to livestock markets. The contract must contain:

1. ~~The licensee's~~an auctioneer's or clerk's name, trade or business name, state license number, business address, and business telephone number.
2. A general description of the property to be sold at auction, any restrictions, and a statement identifying whether ~~or not the licensee~~an auctioneer or clerk is authorized to purchase at the auction.
3. A description of the services to be provided and the consideration for the services. The description must state which party is responsible for advertising and other expenses.
4. The date or dates when the items will be sold at auction.
5. ~~A disclosure of the amount of bond that the licensee has on file with the commission and the commission's address and telephone number.~~

**SECTION 6. AMENDMENT.** Section 51-05.1-05 of the North Dakota Century Code is amended and reenacted as follows:

**51-05.1-05. Handling of funds by clerk of auction sale.**

Every clerk of an auction sale, ~~at all times,~~ shall maintain in the clerk's name or firm name, a separate trust account designated as such in a federally insured bank or other federally insured depository in this state in which the clerk immediately shall deposit all funds not the clerk's own, including funds in which the clerk may have some future interest or claim. A federally insured depository located outside the state ~~but licensed as a clerk in this state~~ is not required to deposit funds in a depository in this state if auction sale funds are deposited in a separate trust account designated ~~as such in the licensee's~~ in the clerk's depository. A clerk may not commingle the clerk's personal funds or other funds in a trust account except that a clerk may deposit and keep a sum of one thousand dollars in ~~such~~ the account from the clerk's personal funds, which sum must be specifically identified and deposited to cover service charges related to the trust account. In conjunction with ~~such~~ the account, the clerk shall maintain at the clerk's usual place of business books, records, and other documents so that the adequacy of ~~such~~ the account may be determined at any time. ~~Trust accounts and other records must be open to inspection by the public service commission and its duly authorized agents at all times during regular business hours at the clerk's usual place of business."~~

Page 11, line 27, replace "Chapter 51-05.1" with "Sections 51-05.1-01.1, 51-05.1-02, 51-05.1-02.1, and 51-05.1-03"

Page 11, line 27, replace "is" with "are"

Page 11, remove lines 28 through 30

Page 12, replace lines 1 through 5 with:

**"SECTION 8. EFFECTIVE DATE.** This Act becomes effective on January 1, 2024."

Renumber accordingly

**REPORT OF STANDING COMMITTEE**

**HB 1231: Education Committee (Rep. Heinert, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (10 YEAS, 3 NAYS, 1 ABSENT AND NOT VOTING). HB 1231 was placed on the Sixth order on the calendar.

Page 1, line 1, after "to" insert "create and enact a new section to chapter 15.1-13 of the North Dakota Century Code, relating to teacher license requirements for reading instruction competency; to"

Page 1, line 1, replace "sections 15.1-32-25 and" with "section"

Page 1, line 2, remove "mandatory dyslexia screening and"

Page 1, line 3, replace "and" with "to repeal section 15.1-32-25 of the North Dakota Century Code, relating to mandatory dyslexia screening; to provide for a legislative management study;"

Page 1, line 3, after "report" insert "; and to provide an effective date"

Page 1, replace lines 5 through 12 with:

**"SECTION 1.** A new section to chapter 15.1-13 of the North Dakota Century Code is created and enacted as follows:

**Teaching license - Reading instruction competency.**

1. The board shall ensure a candidate for teacher licensure demonstrates competencies in beginning reading instruction based on scientifically and research-based best practices. Competencies must include the acquisition of knowledge of the essential components of beginning reading instruction, including:
  - a. Phonemic awareness;
  - b. Phonics;
  - c. Fluency;
  - d. Vocabulary;
  - e. Comprehension;
  - f. How to assess student reading ability; and
  - g. How to identify and correct reading difficulties.
2. A kindergarten through grade three initial teacher licensure candidate must provide evidence that the candidate meets the competency standards of the components under subsection 1.
3. A teacher licensure candidate satisfies the requirements of this section if the candidate demonstrates the candidate has received training in competencies related to reading instruction from an accredited or approved program, or demonstrates mastery of the topics provided under subsection 1. The board may issue a provisional license for up to two years to a teacher licensure candidate who does not meet the requirements of this section."

Page 1, line 18, overstrike "neurological" and insert immediately thereafter "neurobiological"

Page 1, line 22, after "dyslexia" insert "characteristics"

Page 2, line 3, after the semicolon insert "and"

Page 2, line 4, overstrike "Is fluent in the dyslexia intervention process; and"

Page 2, line 5, overstrike "(3)"

Page 2, line 5, after "dyslexia" insert "characteristics and intervention processes from an approved provider on a list maintained by the superintendent of public instruction"

Page 2, line 7, overstrike "operate a"

Page 2, line 8, overstrike "program to"

Page 2, line 9, after "dyslexia" insert "characteristics"

Page 2, line 12, remove "and"

Page 2, line 12, overstrike "special education unit"

Page 2, line 24, remove "Provide screening for low phonemic awareness and other dyslexia"

Page 2, line 25, replace "risk factors for" with "For enrolled"

Page 2, line 25, remove "under"

Page 2, line 25, replace "which must be provided" with "and younger, provide a universal screening for dyslexia including core components of phonemic awareness, decoding,

and spelling, which must be approved by the superintendent of public instruction and which must be developed and overseen"

Page 2, line 25, replace "staff" with "a specialist"

Page 2, line 26, replace "and multisensory structured language programs" with "characteristics"

Page 3, line 5, replace "appropriate" with "kindergarten through grade three"

Page 3, line 6, after "unit" insert ". Professional development must meet the requirements for continuing education credits for license renewal"

Page 3, after line 6, insert:

"4. A school district or special education unit shall provide an assessment under subdivision a of subsection 3 upon request by a parent, legal guardian, or teacher."

Page 3, line 11, remove "regarding"

Page 3, line 12, overstrike the first "the"

Page 3, line 12, overstrike "program"

Page 3, line 12, after "year" insert "regarding dyslexia screening and intervention under this section"

Page 3, after line 12, insert:

**"SECTION 3. REPEAL.** Section 15.1-32-25 of the North Dakota Century Code is repealed.

**SECTION 4. LEGISLATIVE MANAGEMENT STUDY - LITERACY AND DYSLEXIA - STATUTORY REVIEW.** During the 2023-24 interim, the legislative management shall consider studying provisions of the North Dakota Century Code relating to literacy, dyslexia, and related teacher training. The study must include a review of the pilot program established under section 15.1-32-36. The legislative management shall report its findings and recommendations, together with any legislation necessary to implement the recommendations, to the sixty-ninth legislative assembly.

**SECTION 5. EFFECTIVE DATE.** Section 1 of this Act becomes effective on January 1, 2025."

Renumber accordingly

#### **REPORT OF STANDING COMMITTEE**

**HB 1283: Industry, Business and Labor Committee (Rep. Louser, Chairman)** recommends **DO NOT PASS** (12 YEAS, 1 NAY, 1 ABSENT AND NOT VOTING). HB 1283 was placed on the Eleventh order on the calendar.

#### **REPORT OF STANDING COMMITTEE**

**HB 1296: Industry, Business and Labor Committee (Rep. Louser, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1296 was placed on the Sixth order on the calendar.

Page 1, line 1, after "53-06.1-03" insert "and subsection 2 of section 53-06.1-11"

Page 1, line 2, after "authorization" insert "and modification of allowable expense limits"

Page 2, remove lines 3 and 4

Page 2, line 5, replace "(6)" with "(5)"

Page 2, line 7, replace "(7)" with "(6)"

Page 2, line 7, remove "only"

Page 2, line 8, replace "an existing" with "a"

Page 2, line 8, remove "statute or"

Page 2, line 8, after the underscored period insert "An ordinance that places a condition on how charitable funds may be used shall have no effect on the approval of a site authorization."

Page 2, line 18,

**"SECTION 2. AMENDMENT.** Subsection 2 of section 53-06.1-11 of the North Dakota Century Code is amended and reenacted as follows:

2. Allowable expenses may be deducted from adjusted gross proceeds.  
The allowable expense limit is ~~sixty~~:
  - a. Sixty percent of the adjusted gross proceeds per quarter if the total adjusted gross proceeds for the quarter are more than one hundred thousand dollars; and
  - b. Sixty-two percent of the adjusted gross proceeds per quarter if the total adjusted gross proceeds for the quarter are equal to or less than one hundred thousand dollars."

Renumber accordingly

#### **REPORT OF STANDING COMMITTEE**

**HB 1306: Education Committee (Rep. Heinert, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1306 was placed on the Sixth order on the calendar.

Page 1, line 2, remove "and"

Page 1, line 3, after "management" insert "; and to provide an appropriation"

Page 1, line 14, after "interventions" insert ". A school district shall permit private tutors to provide tutoring services on school premises"

Page 1, line 15, after "to" insert "administer the program."

Page 1, line 16, after "program" insert an underscored comma

Page 1, line 16, remove "to"

Page 1, after line 20, insert:

**"SECTION 2. APPROPRIATION - DEPARTMENT OF PUBLIC INSTRUCTION - DYSLEXIA VOUCHER PROGRAM.** There is appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$300,000, or so much of the sum as may be necessary, to the department of public instruction for the purpose of funding the dyslexia voucher program, for the biennium beginning July 1, 2023, and ending June 30, 2025. The department of public instruction may use up to five percent for administrative costs for the program."

Renumber accordingly

#### **REPORT OF STANDING COMMITTEE**

**HB 1387: Industry, Business and Labor Committee (Rep. Louser, Chairman)** recommends **DO PASS** (13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB

1387 was placed on the Eleventh order on the calendar.

#### REPORT OF STANDING COMMITTEE

**HB 1398: Education Committee (Rep. Heinert, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (8 YEAS, 5 NAYS, 1 ABSENT AND NOT VOTING). HB 1398 was placed on the Sixth order on the calendar.

Page 7, after line 4, insert:

"i. The requirements of subdivision h of subsection 1 are waived if the student has completed a computer science and cybersecurity integration plan approved by the school board."

Page 7, line 12, after "grants" insert "not to exceed three hundred thousand dollars total"

Page 7, line 14, remove the first "and"

Page 7, line 14, after "centers" insert "and learning centers that qualify as nonprofit entities under section 501(c)(3) of the federal Internal Revenue Code [26 U.S.C. 501(c)(3)]"

Page 7, line 17, remove "and"

Page 7, line 17, after the second "centers" insert "and learning centers that qualify as nonprofit entities under section 501(c)(3) of the federal Internal Revenue Code [26 U.S.C. 501(c)(3)]"

Page 7, line 19, replace "adopt rules" with "create guidance"

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

**HB 1449: Industry, Business and Labor Committee (Rep. Louser, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (11 YEAS, 0 NAYS, 3 ABSENT AND NOT VOTING). HB 1449 was placed on the Sixth order on the calendar.

Page 1, line 1, remove the second "subsection 2 of section"

Page 1, line 2, remove "5-01-17,"

Page 1, line 3, remove "domestic wineries,"

Page 1, line 8, remove the overstrike over "a-special"

Page 1, line 8, remove "an"

Page 1, remove lines 16 through 24

Page 2, remove lines 1 through 12

Page 3, line 7, after "issue" insert "special"

Page 4, line 3, remove the overstrike over "special"

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

**HB 1457: Human Services Committee (Rep. Weisz, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (12 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING). HB 1457 was placed on the Sixth order on the calendar.

Page 1, line 24, replace "if" with "and if after conducting a diligent search, there is no fit and willing relative interested in adoption, upon termination of parental rights,"



Page 2, line 1, after "agency" insert "that"

Page 2, line 1, remove "the human"

Page 2, line 2, remove "service zone director or a licensed child-placing agency"

Page 2, line 6, replace "infancy" with "since the child was less than one year old"

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

**HB 1469: Industry, Business and Labor Committee (Rep. Louser, Chairman)** recommends **DO NOT PASS** (8 YEAS, 5 NAYS, 1 ABSENT AND NOT VOTING). HB 1469 was placed on the Eleventh order on the calendar.

#### REPORT OF STANDING COMMITTEE

**HB 1478: Human Services Committee (Rep. Weisz, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (13 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). HB 1478 was placed on the Sixth order on the calendar.

Page 1, line 2, replace "an individual sixty-five years of age or older" with "an individual admitted into the hospice program"

Page 1, line 3, after "marijuana" insert "; and to amend and reenact section 19-24.1-04.1 of the North Dakota Century Code, relating to designated caregivers and criminal history record check exemptions"

Page 1, line 7, replace "**Senior**" with "**Hospice program**"

Page 1, line 8, remove "an individual sixty-five"

Page 1, remove lines 9 and 10

Page 1, line 11, replace "as needed to establish eligibility." with "an individual admitted into the hospice program as defined in chapter 23-17.4 may submit to the department a copy of the individual's medical records identifying a designation of being admitted into the hospice program."

Page 1, line 11, replace "the form" with "medical records"

Page 1, line 12, remove ", or require additional"

Page 1, line 13, remove "information including medical documentation or medical records"

Page 1, line 14, replace "thirty" with "fourteen"

Page 1, line 15, after the underscored period insert "The department shall waive the registration fee for a qualifying patient applicant admitted into the hospice program."

**SECTION 2. AMENDMENT.** Section 19-24.1-04.1 of the North Dakota Century Code is amended and reenacted as follows:

#### **19-24.1-04.1. Designated caregivers - Criminal history record check exemption.**

The department may waive the requirement for a registered designated caregiver to obtain a criminal history record check under section 12-60-24 if the registered designated caregiver is solely assisting a registered qualifying patient whose debilitating medical condition is a terminal illness or if the registered designated caregiver is solely assisting a registered qualifying patient who is admitted into the hospice program. A registered designated caregiver seeking a waiver under this section shall provide the department with a written statement attesting the caregiver has not been convicted of a drug-related misdemeanor offense within the five years preceding the date of application or a felony offense. If a

waiver is issued under this section, the registered designated caregiver's registry identification card is valid for a period not to exceed six months."

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

**HB 1484: Industry, Business and Labor Committee (Rep. Louser, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (10 YEAS, 1 NAY, 3 ABSENT AND NOT VOTING). HB 1484 was placed on the Sixth order on the calendar.

Page 1, line 1, after "reenact" insert "section 53-06.1-01,"

Page 1, line 1, after "53-06.1-03" insert a comma

Page 1, line 2, after "to" insert "the definitions of "off sale" and "on sale","

Page 1, line 2, after "authorization" insert "and licensure, and the authorization of employees to provide limited assistance related to gaming; and to declare an emergency"

Page 1, after line 3, insert:

**"SECTION 1. AMENDMENT.** Section 53-06.1-01 of the North Dakota Century Code is amended and reenacted as follows:

#### **53-06.1-01. Definitions.**

As used in this chapter:

1. "Adjusted gross proceeds" means gross proceeds less cash prizes, cost of merchandise prizes, gaming tax, and federal excise tax imposed under section 4401 of the Internal Revenue Code [26 U.S.C. 4401].
2. "Charitable organization" means an organization whose primary purpose is for relief of poor, distressed, underprivileged, diseased, elderly, or abused persons, prevention of cruelty to children or animals, or similar condition of public concern.
3. "Civic and service organization" means an organization whose primary purpose is to promote the common good and social welfare of a community as a sertoma, lion, rotary, jaycee, kiwanis, or similar organization.
4. "Closely related organization" means an organization that controls, is controlled by, or is under common control with another organization. Control exists when an organization has the authority or ability to elect, appoint, or remove a majority of the officers or directors of another organization or, by policy, contract, or otherwise, has the authority or ability to directly or indirectly direct or cause the direction of the management or policies of another organization.
5. "Distributor" means a person that sells, markets, or distributes equipment designed for use in the conduct of games.
6. "Educational organization" means a nonprofit public or private elementary or secondary school, two-year or four-year college, or university.
7. "Electronic pull tab device" means a device, approved by the attorney general, which electronically displays pull tabs.
8. "Eligible organization" means a veterans, charitable, educational, religious, fraternal, civic and service, public safety, or public-spirited organization domiciled in North Dakota or authorized by the secretary of state as a foreign corporation under chapter 10-33, incorporated as a

- nonprofit organization, and which has been regularly and actively fulfilling its primary purpose within this state during the two immediately preceding years. However, an educational organization does not need to be incorporated or be in existence for two years. An organization's primary purpose may not involve the conduct of games. The organization may be issued a license by the attorney general. For purposes of this section, a foreign corporation authorized under chapter 10-33 is not an eligible organization unless authorized to conduct a raffle under chapter 20.1-04 or 20.1-08 and may not conduct a game other than a raffle under chapter 20.1-04 or 20.1-08.
9. "Fraternal organization" means an organization, except a school fraternity, which is a branch, lodge, or chapter of a national or state organization and exists for the common business, brotherhood, or other interests of its members. The organization must have qualified for exemption from federal income tax under section 501(c)(8) or 501(c)(10) of the Internal Revenue Code.
  10. "Games" means games of chance.
  11. "Gross proceeds" means all cash and checks received from conducting games.
  12. "Licensed organization" means an eligible organization licensed by the attorney general.
  13. "Manufacturer" means, for a pull tab or bingo card, a person who designs, prints, assembles, or produces the product. For a pull tab dispensing device, bingo card marking device, or a fifty-fifty raffle system, a manufacturer means the person who directly controls and manages development of and owns the rights to the proprietary software encoded on a processing chip that enables the device to operate.
  14. "Net income" means gross proceeds less cash prizes, cost of merchandise prizes, and expenses to conduct the gaming activity.
  15. "Net proceeds" means adjusted gross proceeds less allowable expenses and gaming tax.
  16. "Off sale" means the sale of alcoholic beverages that are to be consumed off the licensed premises.
  17. "On sale" means the sale of alcoholic beverages that are meant to be consumed on the licensed premises.
  18. "Permit" means a local permit or restricted event permit issued by a governing body of a city or county to a nonprofit organization or group of people domiciled in North Dakota.
  - ~~17-19.~~ "Person" means any person, partnership, corporation, limited liability company, association, or organization.
  - ~~18-20.~~ "Prize board" means a board used with pull tabs to award cash or merchandise prizes.
  - ~~19-21.~~ "Public safety organization" means an organization whose primary purpose is to provide firefighting, ambulance service, crime prevention, or similar emergency assistance.
  - ~~20-22.~~ "Public-spirited organization" means an organization whose primary purpose is for scientific research, amateur sports competition, safety, literary, arts, preservation of cultural heritage, educational activities, educational public service, youth, economic development, tourism, community medical care, community recreation, or similar organization, which does not meet the definition of any other type of eligible

organization. However, a nonprofit organization or a group of people recognized as a public-spirited organization by a governing body of a city or county for obtaining a permit does not need to meet this definition.

21-23. "Pull tab" means a folded or banded ticket or jar ticket, a pull tab card with break-open tabs, or an electronic pull tab displaying concealed numbers or symbols or combinations of concealed numbers and symbols which are exposed by a player to determine the outcome. The terms "pull tab" and "jar ticket" are used interchangeably unless otherwise stated. A winning pull tab contains certain symbols, numbers, or combinations of symbols and numbers and may contain multiple winning symbols, numbers, or combinations of symbols and numbers which have been previously designated as winning symbols or numbers.

22-24. "Religious organization" means a church, body of communicants, or group gathered in common membership whose primary purpose is for advancement of religion, mutual support and edification in piety, worship, and religious observances.

23-25. "Veterans organization" means any congressionally chartered post organization, or any branch or lodge or chapter of a nonprofit national or state organization whose membership consists of individuals who are or were members of the armed services or forces of the United States. The organization must have qualified for exemption from federal income tax under section 501(c)(19) of the Internal Revenue Code."

Page 1, line 13, overstrike "for final approval" and insert immediately thereafter "who shall issue the license"

Page 1, line 13, remove "that dispenses"

Page 1, line 14, replace "alcoholic beverages" with "properly licensed by the governing body of the city or county for on sale alcoholic beverage sales"

Page 2, line 7, after the period insert "The attorney general shall issue a license to an eligible organization that has obtained approval of site authorization under subdivision a, applied, paid the requisite fee, and demonstrated it qualifies as an eligible organization."

Page 2, line 15, overstrike "attorney general" and insert immediately thereafter "local governing body of the city or county in which the site is located"

Page 2, line 16, after "under" insert "section"

Page 2, line 17, replace "that dispenses alcoholic beverages" with "properly licensed by the governing body of the city or county for on sale alcoholic beverage sales"

Page 2, after line 18, insert:

**"SECTION 4. EMERGENCY.** This Act is declared to be an emergency measure."

ReNUMBER accordingly

#### REPORT OF STANDING COMMITTEE

**HB 1487: Industry, Business and Labor Committee (Rep. Louser, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (11 YEAS, 2 NAYS, 1 ABSENT AND NOT VOTING). HB 1487 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 create and enact a new chapter to title 6 of the North Dakota Century Code, relating to financial entities use of merchant codes to track firearm and ammunition-related purchases; to provide a penalty; and to provide a continuing appropriation.

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

**SECTION 1.** A new chapter to title 6 of the North Dakota Century Code is created and enacted as follows:

**Definitions.**

As used in this chapter, unless the context or subject matter otherwise requires:

1. "Customer" means any person engaged in a payment card transaction facilitated or processed by a financial entity.
2. "Disclosure" means the transfer, publication, or distribution of protected financial information to another person for any purpose other than the processing or facilitating of a payment card transaction.
3. "Financial entity" means a person involved in facilitating or processing a payment card transaction, including a bank, acquirer, payment card network, or payment card issuer.
4. "Firearms code" means a merchant category code approved by the international standards organization.
5. "Government entity" means any state board, commission, agency, bureau, or department, or any political subdivision of the state.
6. "Protected financial information" means any record of sale, purchase, return, or refund involving a payment card which is retrieved, characterized, generated, labeled, sorted, or grouped based on the assignments of a firearms code.

**Merchant codes - Limitations.**

1. Except for those records kept during the regular course of a criminal investigation and prosecution or merchant marketing campaigns, a government entity or any official, agent, or employee of the state, or any other person, may not willfully keep or cause to be kept any list, record, or registry of privately owned firearms or firearm owners.
2. A financial entity or its agent may not require any merchant located in this state to use a firearm or ammunition merchant category code or any code that differentiates the sale of firearms or ammunition from other sporting goods or general merchandise.
3. A financial entity may not use a firearms code to engage in the following discriminatory conduct:
  - a. Declining a lawful payment card transaction based solely on the assignment of a firearms code; or
  - b. Taking any action against a customer which is intended to suppress or track lawful commerce involving firearms or ammunition.

**Investigation of financial entities.**

1. The attorney general shall investigate alleged violations under this chapter and shall provide a written notice to any person in violation. A person that has received a written notice from the attorney general must cease the use of a firearms code within thirty calendar days.
2. The attorney general may pursue, and a court may order, an injunction against any person if the person fails to cease the use of a firearms code after the expiration of thirty days from receipt of written notice.

3. If the attorney general finds a financial entity willfully violated this chapter, the attorney general shall assess a fee of five thousand dollars for the first violation and ten thousand dollars for each additional violation. Fees collected under this section must be deposited into the merchant code violation fund. A financial entity desiring to appeal the attorney general's finding of a violation under this chapter may appeal the finding in accordance with chapter 28-32.
4. Information disclosed to a federal government entity is not a defense to any civil action filed under this section, unless the disclosure or action is required by federal law or regulation.

**Merchant code violation fund - Continuing appropriation.**

There is created in the state treasury the merchant code violation fund. The fund consists of all money deposited in the fund under this chapter. Moneys in the fund are appropriated to the attorney general on a continuing basis for disbursement to individuals harmed by a violation of this chapter subject to approval by the attorney general. An individual harmed by a violation under this chapter may submit a request to the attorney general for a disbursement of five thousand dollars from the fund, and the attorney general shall review all requests for disbursement submitted under this chapter."

Renumber accordingly

**REPORT OF STANDING COMMITTEE**

**HB 1497: Judiciary Committee (Rep. Klemin, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (12 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1497 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 the state's charitable gaming industry.

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

**SECTION 1. LEGISLATIVE MANAGEMENT STUDY - CHARITABLE GAMING.**

1. During the 2023-24 interim, the legislative management shall consider studying the state's charitable gaming industry. The study must include:
  - a. An evaluation of whether charitable gaming is being expanded properly;
  - b. An evaluation of the accessibility to gaming sites for small charities;
  - c. An evaluation of gambling addiction prevention and treatment services;
  - d. A review of charitable gambling revenue; and
  - e. An evaluation of whether the laws relating to gaming taxation, eligible uses for proceeds, the authorization of gambling sites and locations, limitations on gaming, and gaming play and conduct are properly enforced, fair, adequate, and appropriate.
2. 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 1509: Human Services Committee (Rep. Weisz, Chairman)** recommends **DO NOT**

**PASS** (12 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING). HB 1509 was placed on the Eleventh order on the calendar.

#### **REPORT OF STANDING COMMITTEE**

**HB 1528: Industry, Business and Labor Committee (Rep. Louser, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (12 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). HB 1528 was placed on the Sixth order on the calendar.

Page 1, line 1, replace "section" with "sections 54-46-02, 54-46-04, 54-46-05, and"

Page 1, line 2, after "records" insert ", mandatory records retention policies for state agencies, and the administration of employee accounts upon employee departure from an agency; and to declare an emergency"

Page 1, after line 3, insert:

**"SECTION 1. AMENDMENT.** Section 54-46-02 of the North Dakota Century Code is amended and reenacted as follows:

#### **54-46-02. Definitions.**

As used in this chapter, unless the context or subject matter otherwise requires:

1. "Agency" means any department, office, commission, board, or other unit, however designated, of the executive branch of state government, including the state board of higher education and the entities under the control of the state board of higher education.
2. "Record" means document, book, paper, photograph, electronic mail or communication, sound recording or other material, regardless of physical form or characteristics, made or received pursuant to law or in connection with the transaction of official business activities, policies, or decisions that provide administrative, operational, fiscal, historical, audit, or business value. Library and museum material made or acquired and preserved solely for reference or exhibition purposes, extra copies of documents preserved only for convenience of reference, nonbusiness-related or draft electronic messages and stocks of publications and of processed documents are not included within the definition of records as used in this chapter.
3. "State record" means:
  - a. A record of a department, office, commission, board, or other agency, however designated, of the state government.
  - b. A record of the state legislative assembly held by an agency.
  - c. A record of any court of record, whether of statewide or local jurisdiction.
  - d. Any other record designated or treated as a state record under state law.

**SECTION 2. AMENDMENT.** Section 54-46-04 of the North Dakota Century Code is amended and reenacted as follows:

#### **54-46-04. Duties of administrator.**

The administrator shall, with due regard for the functions of the agencies concerned:

1. Establish standards, procedures, and techniques for effective management of records.

2. Make continuing surveys of ~~paperwork~~ operations and recommend improvements in current records management practices including the use of space, equipment, and supplies employed in creating, maintaining, storing, and servicing records.
3. Establish standards for the preparation of schedules providing for the retention of state records of continuing value and for the final disposition of state records no longer possessing administrative, legal, or fiscal value.
4. Ensure that each agency maintains, for at least two years, data contained in office productivity software, limited to electronic mail accounts and personal file storage for all supervisory positions.
5. Obtain reports from agencies as are required for the administration of the program.
6. When the administrator deems appropriate, report noncompliance with the records management program to:
  - a. Human resource management services to determine whether disciplinary action is appropriate;
  - b. The office of the state auditor to include noncompliance findings in the agency's audit and to determine whether reporting findings of noncompliance to the legislative audit and fiscal review committee is appropriate; or
  - c. The office of the attorney general to determine appropriate action, including prosecution or referral to human resource management services for disciplinary action.

**SECTION 3. AMENDMENT.** Section 54-46-05 of the North Dakota Century Code is amended and reenacted as follows:

**54-46-05. Duties of agency heads.**

The head of each agency shall:

1. Establish and maintain an active, continuing program for the economical and efficient management of the records of the agency.
2. Make and maintain records containing adequate and proper documentation of the organization, functions, policies, decisions, procedures, and essential transactions of the agency designed to furnish information to protect the legal and financial rights of the state and of persons directly affected by the agency's activities.
3. Submit to the administrator, in accordance with the standards adopted by the administrator, schedules proposing the length of time each state record series warrants retention for administrative, legal, or fiscal purposes after it has been received by the agency.
4. Submit to the administrator lists of state records in the custody of the agency which are not needed in the transaction of current business and which do not have administrative, legal, or fiscal value.
5. Cooperate with the administrator in the conduct of surveys made by the administrator pursuant to this chapter, including resolving findings of noncompliance with the records management program as may be indicated in the final survey report. Failure to cooperate with the administrator may result in reported noncompliance as authorized under subsection 6 of section 54-46-04.



6. Comply with the rules, standards, and procedures adopted by the administrator."

Page 1, line 13, remove "develop policies related to the review of state data and notify the"

Page 1, remove lines 14 through 24

Page 2, remove line 1

Page 2, line 2, replace "contained in an electronic mail communication, including attachments" with "maintain, for at least two years, data contained in office productivity software, limited to electronic mail accounts and personal file storage, for all supervisory positions"

Page 2, line 3, after "3." insert "a. Each agency shall develop policies related to the assumption of employee account ownership upon employee departure. For an employee who holds a supervisory position or above, the agency shall place on hold an employee account to preserve the employee account if one of the following occurs:

- (1) The employee is involuntarily terminated;
- (2) The employee is placed on administrative leave;
- (3) The employee resigns or departs without notice;
- (4) The employee dies; or
- (5) An event the agency deems sufficient to place the account on hold.

b. An agency shall ensure the employee account remains on hold until the account has been reviewed by the appropriate individual. The head of an agency, a records manager, or an employee designated by the head of an agency, shall review the employee account for all supervisory employees, except as required under subdivision c.

c. If the employee was the head of an agency, a state officer appointed by the governor under chapter 44-02, or an elected executive branch official, the employee account must be reviewed by the employee's successor and the state archivist. The employee's successor and the state archivist shall review the employee account for archival resources under section 54-46-08.1, preserving archival resources as appropriate.

d. For purposes of this subsection:

- (1) "Employee account" means physical files and electronic files, communications, attachments, and other information stored in an employee electronic mail account or electronic file storage account;
- (2) "Employee's successor" does not include an individual acting in the successor's role or position temporarily before a successor is appointed under section 44-02-03; and
- (3) "On hold" means in a state of preservation in which nothing may be altered and for which access is immediately restricted to review by the appropriate individual as required under this subsection.

4."

Page 2, after line 9, insert:

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

Renumber accordingly

**FIRST READING OF SENATE BILLS**

**SB 2001:** A BILL for an Act to amend and reenact sections 54-07-04 and 54-08-03 of the North Dakota Century Code, relating to salaries of the governor and lieutenant governor; to provide an appropriation for defraying the expenses of the office of the governor; to provide for a report; and to provide an exemption.

Was read the first time and referred to the **Appropriations Committee**.

**SB 2005:** A BILL for an Act to provide an appropriation for defraying the expenses of the state treasurer; and to amend and reenact section 54-11-13 of the North Dakota Century Code, relating to the salary of the state treasurer.

Was read the first time and referred to the **Appropriations Committee**.

**SB 2011:** A BILL for an Act to provide an appropriation for defraying the expenses of the securities department.

Was read the first time and referred to the **Appropriations Committee**.

**SB 2026:** A BILL for an Act to provide a contingent appropriation to the department of health and human services relating to the demolition of state hospital buildings; and to declare an emergency.

Was read the first time and referred to the **Human Services Committee**.

**SB 2027:** A BILL for an Act to repeal section 4.1-01-11 of the North Dakota Century Code, relating to the advisory committee on sustainable agriculture.

Was read the first time and referred to the **Agriculture Committee**.

**SB 2028:** A BILL for an Act to create and enact section 15.1-21-17.1 of the North Dakota Century Code, relating to interim assessment of students.

Was read the first time and referred to the **Education Committee**.

**SB 2029:** A BILL for an Act to amend and reenact sections 54-16-04.1 and 54-16-04.2 of the North Dakota Century Code, relating to emergency commission and budget section approval to accept and disburse federal funds and state special funds; and to declare an emergency.

Was read the first time and referred to the **Government and Veterans Affairs Committee**.

**SB 2030:** A BILL for an Act to amend and reenact section 50-24.6-09 of the North Dakota Century Code, relating to value-based purchasing for medical assistance.

Was read the first time and referred to the **Human Services Committee**.

**SB 2032:** A BILL for an Act to provide an appropriation to the department of public instruction for the paraprofessional-to-teacher program.

Was read the first time and referred to the **Education Committee**.

**SB 2034:** A BILL for an Act to amend and reenact section 50-06-43.1 of the North Dakota Century Code, relating to the children's cabinet.

Was read the first time and referred to the **Education Committee**.

**SB 2036:** A BILL for an Act to create and enact thirteen new sections to chapter 61-16.1 of the North Dakota Century Code, relating to water resource boards; to amend and reenact sections 61-01-06, 61-01-23, 61-05-02.1, 61-16.1-02, 61-16.1-09, 61-16.1-09.1, 61-16.1-15, 61-16.1-17, 61-16.1-18, 61-16.1-19, 61-16.1-20, 61-16.1-21, 61-16.1-22, 61-16.1-23, 61-16.1-24, 61-16.1-26, 61-16.1-27, 61-16.1-28, 61-16.1-42, 61-16.1-43, 61-16.1-51, and 61-16.1-54, and subdivision g of subsection 4 of section 61-32-03.1 of the North Dakota Century Code, relating to water resource boards and procedures for assessment projects undertaken by water resource boards; and to repeal section 61-16.1-01 and chapter 61-21 of the North Dakota Century Code, relating to water resource districts, water resource boards, assessment procedures and requirements, and drains.

Was read the first time and referred to the **Energy and Natural Resources Committee**.

**SB 2038:** A BILL for an Act to repeal section 65-02-30 of the North Dakota Century Code,

relating to the quadrennial performance evaluation of workforce safety and insurance.

Was read the first time and referred to the **Industry, Business and Labor Committee**.

**SB 2039:** A BILL for an Act to amend and reenact sections 54-57-09 and 65-05.1-06.3 of the North Dakota Century Code, relating to the office of administrative hearings case tracking report to the legislative management and workforce safety and insurance pilot programs status report to the legislative management; and to repeal sections 65-01-19 and 65-03-05 of the North Dakota Century Code, relating to workforce safety and insurance pilot programs and safety grant programs reports to the legislative management.

Was read the first time and referred to the **Industry, Business and Labor Committee**.

**SB 2061:** A BILL for an Act to create and enact a new subsection to section 43-02.2-09 of the North Dakota Century Code, relating to administrative hearings; and to amend and reenact subsection 11 of section 43-02.2-02, paragraph 2 of subdivision f of subsection 5 of section 43-02.2-03, and sections 43-02.2-04 and 43-02.2-10, of the North Dakota Century Code, relating to the practice and licensure of public accountancy.

Was read the first time and referred to the **Industry, Business and Labor Committee**.

**SB 2063:** A BILL for an Act to create and enact section 24-02-45.4 of the North Dakota Century Code, relating to the authorization and appropriations necessary to administer the national electric vehicle infrastructure program grants and other discretionary funding items.

Was read the first time and referred to the **Transportation Committee**.

**SB 2067:** A BILL for an Act to amend and reenact section 12.1-34-07 of the North Dakota Century Code, relating to medical screening and acute forensic medical examination costs.

Was read the first time and referred to the **Judiciary Committee**.

**SB 2068:** A BILL for an Act to amend and reenact subsection 2 of section 19-24.1-01 of the North Dakota Century Code, relating to the maximum concentration or amount of tetrahydrocannabinol permitted in a thirty-day period.

Was read the first time and referred to the **Judiciary Committee**.

**SB 2070:** A BILL for an Act to amend and reenact section 15.1-18-10 of the North Dakota Century Code, relating to criteria for teacher permits; and to provide an expiration date.

Was read the first time and referred to the **Education Committee**.

**SB 2072:** A BILL for an Act to amend and reenact section 32-09.1-05 of the North Dakota Century Code, relating to service of garnishment.

Was read the first time and referred to the **Government and Veterans Affairs Committee**.

**SB 2073:** A BILL for an Act to amend and reenact section 54-59-05 of the North Dakota Century Code, relating to information technology standards and services.

Was read the first time and referred to the **Government and Veterans Affairs Committee**.

**SB 2074:** A BILL for an Act to amend and reenact section 23.1-11-08 of the North Dakota Century Code, relating to ground water monitoring.

Was read the first time and referred to the **Energy and Natural Resources Committee**.

**SB 2075:** A BILL for an Act to amend and reenact subsection 13 of section 23.1-12-02 and subdivision a of subsection 1 of section 23.1-12-18 of the North Dakota Century Code, relating to the definition of tank and corrective action reimbursement for petroleum releases.

Was read the first time and referred to the **Energy and Natural Resources Committee**.

**SB 2077:** A BILL for an Act to amend and reenact section 50-06-21 of the North Dakota Century Code, relating to gambling disorder prevention, awareness, crisis intervention, rehabilitation, and treatment services.

Was read the first time and referred to the **Human Services Committee**.

**SB 2079:** A BILL for an Act to amend and reenact section 50-06-06.3 of the North Dakota Century Code, relating to the department of health and human services maintaining a facility staff training system for the providers of community-based care on behalf of individuals with developmental disabilities.

Was read the first time and referred to the **Human Services Committee**.

**SB 2080:** A BILL for an Act to amend and reenact subsection 2 of section 14-15-11 of the North Dakota Century Code, relating to a licensed child-placing agency investigation.

Was read the first time and referred to the **Human Services Committee**.

**SB 2082:** A BILL for an Act to amend and reenact sections 23-09-01, 23-09-03, 23-09-05, and 23-09-07 of the North Dakota Century Code, relating to food and lodging establishments and assisted living facilities.

Was read the first time and referred to the **Human Services Committee**.

**SB 2083:** A BILL for an Act to create and enact a new section to chapter 25-02 of the North Dakota Century Code, relating to collaborative care and consultation services provided by the state hospital; to amend and reenact sections 25-02-03, 50-06-05.2, 50-06-05.3, and 50-06-06.5 of the North Dakota Century Code, relating to the object of the state hospital and the operation of regional human service centers; and to declare an emergency.

Was read the first time and referred to the **Human Services Committee**.

**SB 2084:** A BILL for an Act to amend and reenact sections 50-06-06.11, 50-33-01, 50-33-06, and 50-33-08 of the North Dakota Century Code, relating to child care assistance payments to providers.

Was read the first time and referred to the **Human Services Committee**.

**SB 2085:** A BILL for an Act to amend and reenact section 23-47-02 of the North Dakota Century Code, relating to system registries for a comprehensive emergency cardiovascular medical system.

Was read the first time and referred to the **Human Services Committee**.

**SB 2086:** A BILL for an Act to amend and reenact section 50-06-44 of the North Dakota Century Code, relating to evidence-based alcohol and drug education programs and program certification.

Was read the first time and referred to the **Human Services Committee**.

**SB 2087:** A BILL for an Act to amend and reenact subsection 1 of section 50-09-29 of the North Dakota Century Code, relating to requirements for administration of temporary assistance for needy families.

Was read the first time and referred to the **Human Services Committee**.

**SB 2100:** A BILL for an Act to amend and reenact sections 4.1-31-01 and 4.1-31-16 of the North Dakota Century Code, relating to the definition of custom exempt establishments and official establishments and registration and licensure of meat processing business.

Was read the first time and referred to the **Agriculture Committee**.

**SB 2101:** A BILL for an Act to provide for a legislative management study of petroleum products and antifreeze regulations.

Was read the first time and referred to the **Energy and Natural Resources Committee**.

**SB 2102:** A BILL for an Act to amend and reenact subdivision n of subsection 2 of section 12-60-24 and sections 19-24.1-01 and 23-01-08.1 of the North Dakota Century Code, relating to fingerprint-based criminal history record checks for the department of health and human services, and compassion centers.

Was read the first time and referred to the **Human Services Committee**.

**SB 2103:** A BILL for an Act to amend and reenact section 50-25.1-02, subsection 5 of section 50-25.1-05, and sections 50-25.1-05.2, 50-25.1-05.5, 50-25.1-16, 50-25.1-17, 50-25.1-18, 50-25.1-20, and 50-25.1-21 of the North Dakota Century Code, relating to child abuse and neglect, the child abuse information index, disclosure of records for child protection purposes, prenatal exposure to controlled

substances and alcohol, and alternative response assessments.  
Was read the first time and referred to the **Human Services Committee**.

**SB 2104:** A BILL for an Act to amend and reenact sections 50-11.1-02, 50-11.1-02.1, 50-11.1-02.3, 50-11.1-03, 50-11.1-04, 50-11.1-06, 50-11.1-06.2, 50-11.1-07, 50-11.1-07.1, 50-11.1-07.2, 50-11.1-07.3, 50-11.1-07.4, 50-11.1-07.5, 50-11.1-07.6, 50-11.1-07.8, 50-11.1-09, 50-11.1-11.1, 50-11.1-12, 50-11.1-14, 50-11.1-14.1, 50-11.1-15, 50-11.1-16, 50-11.1-17, 50-11.1-18, 50-11.1-19, 50-11.1-22, 50-11.1-23, 50-11.1-24, and 50-11.1-26, and subsection 2 of section 50-25.1-11 of the North Dakota Century Code, relating to early childhood services, resource and referral services, workforce development, early childhood inclusion support program, best in class program, and disclosure of child abuse and neglect confirmed decisions involving early childhood services.

Was read the first time and referred to the **Human Services Committee**.

**SB 2105:** A BILL for an Act to amend and reenact subsection 8 of section 12-47-21 of the North Dakota Century Code, relating to use of wireless electronic communications devices at the department of corrections and rehabilitation; and to provide a penalty.

Was read the first time and referred to the **Judiciary Committee**.

**SB 2106:** A BILL for an Act to repeal sections 29-16-01, 29-21-16, and 29-22-33 of the North Dakota Century Code relating to issues of fact, plea of once in jeopardy, and special verdicts.

Was read the first time and referred to the **Judiciary Committee**.

**SB 2108:** A BILL for an Act to amend and reenact section 55-08-05, subsections 3 and 4 of section 55-08-06, and subsection 1 of section 55-08-07 of the North Dakota Century Code, relating to motor vehicle permit fees; and to repeal section 55-08-14.1 of the North Dakota Century Code, relating to leadership and facility grants.

Was read the first time and referred to the **Government and Veterans Affairs Committee**.

**SB 2109:** A BILL for an Act to create and enact subsection 5 of section 32-12.2-15 of the North Dakota Century Code, relating to limitation of liability provisions contained within packaging or click-through agreements for certain products.

Was read the first time and referred to the **Government and Veterans Affairs Committee**.

**SB 2171:** A BILL for an Act to create and enact a new section to chapter 54-52.1 of the North Dakota Century Code, relating to public employees retirement system health benefits; and to amend and reenact subdivision a of subsection 2 of section 54-52.1-18 of the North Dakota Century Code, relating to public employees retirement system health benefits.

Was read the first time and referred to the **Industry, Business and Labor Committee**.

**SB 2172:** A BILL for an Act to create and enact a new chapter to title 26.1 of the North Dakota Century Code, relating to the interstate insurance product regulation compact.

Was read the first time and referred to the **Industry, Business and Labor Committee**.

**SB 2173:** A BILL for an Act to create and enact chapter 26.1-58 of the North Dakota Century Code, relating to the sale and regulation of travel insurance; and to amend and reenact section 26.1-26-54 of the North Dakota Century Code, relating to the licensing of limited lines travel insurance producers.

Was read the first time and referred to the **Industry, Business and Labor Committee**.

**SB 2178:** A BILL for an Act to amend and reenact section 57-15-19.2 of the North Dakota Century Code, relating to township special road fund limitations.

Was read the first time and referred to the **Political Subdivisions Committee**.

**SB 2222:** A BILL for an Act to create and enact a new section to chapter 30.1-29 of the North Dakota Century Code, relating to emergency conservators; to amend and reenact section 30.1-03-02, subsection 1 of section 30.1-29-05, sections 30.1-29-07 and 30.1-29-08, subsection 1 of section 30.1-29-09, and sections 30.1-29-18, 30.1-29-19, 30.1-29-22, 30.1-29-24, and 30.1-29-25 of the North Dakota Century Code, relating to a conservatorship.

Was read the first time and referred to the **Judiciary Committee**.

**SB 2223:** A BILL for an Act to amend and reenact section 15.1-08-02 of the North Dakota Century Code, relating to the residency requirement for military installation school board members.

Was read the first time and referred to the **Education Committee**.

**SB 2224:** A BILL for an Act to create and enact a new section to chapter 30.1-28 and a new subsection to section 30.1-28-10.1 of the North Dakota Century Code, relating to guardianship proceedings for minors becoming incapacitated adults and emergency guardianship; to amend and reenact section 27-20.1-02, subsection 1 of section 27-20.1-09, subsection 2 of section 27-20.1-17, subsection 60 of section 30.1-01-06, subsection 1 of section 30.1-26-01, subsection 2 of section 30.1-27-05, sections 30.1-28-03, 30.1-28-04, and 30.1-28-07, subsection 2 of section 30.1-28-09, and subsection 7 of section 30.1-28-12 of the North Dakota Century Code, relating to guardianship of minors, sale of property by a guardian, termination of a guardianship, waiver of notice, and guardians ad litem.

Was read the first time and referred to the **Judiciary Committee**.

**SB 2225:** A BILL for an Act to create and enact sections 30.1-28-16, 30.1-28-17, 30.1-28-18, and 30.1-28-19 of the North Dakota Century Code, relating to court-authorized involuntary treatment of a ward; to amend and reenact sections 25-03.1-18.2 and 30.1-26-01, subsection 2 of section 30.1-28-03, and sections 30.1-28-04, 30.1-28-12, and 30.1-28-14 of the North Dakota Century Code, relating to involuntary treatment of a ward with prescribed medication.

Was read the first time and referred to the **Judiciary Committee**.

**SB 2229:** A BILL for an Act to create and enact a new section to chapter 54-02 of the North Dakota Century Code, relating to designating curling as the official state sport.

Was read the first time and referred to the **Political Subdivisions Committee**.

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

**Buell J. Reich, Chief Clerk**