JOURNAL OF THE SENATE

Sixty-ninth Legislative Assembly

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Bismarck, April 22, 2025

The Senate convened at 1:00 p.m., with President Strinden presiding.

The prayer was offered by Pastor Matt Thompson, Holy Cross Lutheran Church, Bismarck.

The roll was called and all members were present.

A quorum was declared by the President.

CORRECTION AND REVISION OF THE JOURNAL

MADAM PRESIDENT: Your **Committee on Correction and Revision of the Journal (Sen. Beard, Chairman)** has carefully examined the Journal of the Sixty-second, Sixty-fourth, and Sixty-fifth Days and recommends that it be corrected as follows and when so corrected, recommends that it be approved:

Page 1098, replace lines 43 through 45 with:

"MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK) MADAM PRESIDENT: The House has amended, subsequently passed, and the emergency clause failed: SB 2001 (25.0168.02003)."

Page 1127, replace line 14 with "Engrossed SB 2001 (25.0168.02003)"

Page 1137, replace line 31 with "Engrossed SB 2370 (25.1364.02003)"

Page 1138, line 12, remove "Select Committee (Sen. Hogue, Chairman) Your"

Page 1143, replace lines 42 through 44 with:

"MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK) MADAM PRESIDENT: The House has amended, subsequently passed, and the emergency clause failed: SB 2003 (25.0170.02028)."

Page 1145, replace lines 8 through 13 with:

"REPORT OF STANDING COMMITTEE AMENDED HB 1216

Appropriations Committee (Sen. Bekkedahl, Chairman) recommends AMENDMENTS (25.0068.01007) and when so amended, recommends DO NOT PASS (10 YEAS, 6 NAYS, 0 ABSENT OR EXCUSED AND NOT VOTING). HB 1216, as amended, was placed on the Sixth order on the calendar. This bill does not affect workforce development."

Page 1145, after line 43 insert:

"REPORT OF CONFERENCE COMMITTEE ENGROSSED HB 1460

Your conference committee (Sens. Weston, Lee, Clemens and Reps. Bolinske, K. Anderson, Dobervich) recommends that in place of amendment <u>25.0620.03001</u> adopted by the Senate, Engrossed HB 1460 is amended by amendment <u>25.0620.03002</u>.

Engrossed HB 1460 was placed on the Seventh order of business on the calendar."

SEN. BEARD MOVED that the report be adopted, which motion prevailed.

REPORT OF CONFERENCE COMMITTEE ENGROSSED SB 2001

Your conference committee (Sens. Sickler, Dwyer, Wanzek and Reps. Meier, Kempenich, Pyle) recommends the **SENATE ACCEPT** the House amendments (<u>25.0168.02003</u>) to Engrossed SB 2001.

Engrossed SB 2001 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE REENGROSSED SB 2396

Your conference committee (Sens. Roers, Barta, Castaneda and Reps. Kasper, Bahl, Schauer) recommends that in place of amendment <u>25.1372.04003</u> adopted by the House, Reengrossed SB 2396 is amended by amendment <u>25.1372.04005</u>.

Reengrossed SB 2396 was placed on the Seventh order of business on the calendar.

REPORT OF STANDING COMMITTEE ENGROSSED HB 1015

Appropriations Committee (Sen. Bekkedahl, Chairman) recommends AMENDMENTS (25.0159.02012) and when so amended, recommends DO PASS (13 YEAS, 3 NAYS, 0 ABSENT OR EXCUSED AND NOT VOTING). Engrossed HB 1015 was placed on the Sixth order on the calendar. This bill does not affect workforce development.

CONSIDERATION OF MESSAGES FROM THE HOUSE

SEN. KLEIN MOVED that the Senate do not concur in the following House amendments and that a conference committee be appointed to meet with a like committee from the House on each of these measures, which motion prevailed on a voice vote.

Engrossed SB 2002 (<u>25.0169.02003</u>) Engrossed SB 2003 (<u>25.0170.02028</u>) Engrossed SB 2015 (<u>25.0182.03009</u>) Reengrossed SB 2029 (<u>25.0224.04008</u>) Engrossed SB 2225 (<u>25.1186.02005</u>)

APPOINTMENT OF CONFERENCE COMMITTEES

THE PRESIDENT APPOINTED as a Conference Committee on: Engrossed SB 2002: Sens. Thomas, Conley, Meyer. Engrossed SB 2003: Sens. Sorvaag, Schaible, Thomas. Engrossed SB 2015: Sens. Cleary, Dever, Magrum. Reengrossed SB 2029: Sens. Paulson, Myrdal, Braunberger. Engrossed SB 2225: Sens. Erbele, Dwyer, Wanzek.

APPOINTMENT OF CONFERENCE COMMITTEE

SEN. KLEIN MOVED that the President appoint a committee of three to act with a like committee from the House as a Conference Committee on Engrossed HB 1009 and Engrossed HB 1012, which motion prevailed.

THE PRESIDENT APPOINTED as a Conference Committee on:

Engrossed HB 1009: Sens. Wanzek, Erbele, Dwyer **Engrossed HB 1012:** Sens. Dever, Cleary, Davison

MOTION

SEN. KLEIN MOVED that Sen. Hogan replace Sen. Roers on the Conference Committee on HB 1454, which motion prevailed on a voice vote.

SENATE LEGISLATIVE MANAGEMENT MEMBERS 2025-2027

Sen. David Hogue Sen. Brad Bekkedahl Sen. Kyle Davison Sen. Jerry Klein Sen. Janne Myrdal Sen. Ron Sorvaag Sen. Kathy Hogan Sen. Josh Boschee

REQUEST

SEN. KLEIN REQUESTED that the Senate be on the Sixth order, which request was granted.

CONSIDERATION OF AMENDMENTS

HB 1015, as engrossed: SEN. WANZEK (Appropriations Committee) MOVED that the amendments (<u>25.0159.02017</u>) be adopted and then be placed on the Fourteenth order with DO PASS.

PROPOSED DIVISION OF AMENDMENTS

SEN. CLEMENS REQUESTED that the Senate divide the amendments to Engrossed HB 1015 (<u>25.0159.02017</u>), which request was granted.

DIVISION A

Amendments proposed on page 2, line 20, page 3, line 14 and the proposed insertion of Section 14.

DIVISION B

The remainder of the proposed amendments.

ROLL CALL

The question being the adoption of Division A of the proposed amendments to Engrossed HB 1015, the roll was called and there were 23 YEAS, 24 NAYS, 0 ABSENT OR EXCUSED AND NOT VOTING.

- **YEAS:** Beard; Boehm; Burckhard; Castaneda; Dever; Dwyer; Erbele; Gerhardt; Kessel; Larson; Lemm; Luick; Magrum; Mathern; Meyer; Myrdal; Paulson; Sickler; Thomas; Van Oosting; Walen; Wanzek; Weston
- NAYS: Axtman; Barta; Bekkedahl; Boschee; Braunberger; Cleary; Clemens; Conley; Cory; Davison; Enget; Hogan; Hogue; Klein; Lee; Marcellais; Patten; Powers; Roers; Rummel; Schaible; Sorvaag; Weber; Wobbema

Division A of the proposed amendments to Engrossed HB 1015 failed on a recorded roll call vote.

ROLL CALL

The question being the adoption of Division B of the proposed amendments to Engrossed HB 1015, the roll was called and there were 32 YEAS, 15 NAYS, 0 ABSENT OR EXCUSED AND NOT VOTING.

- YEAS: Axtman; Barta; Bekkedahl; Burckhard; Castaneda; Cleary; Clemens; Conley; Cory; Davison; Dever; Dwyer; Enget; Erbele; Hogue; Kessel; Klein; Larson; Lee; Lemm; Meyer; Patten; Powers; Roers; Rummel; Schaible; Sickler; Sorvaag; Thomas; Wanzek; Weber; Wobbema
- **NAYS:** Beard; Boehm; Boschee; Braunberger; Gerhardt; Hogan; Luick; Magrum; Marcellais; Mathern; Myrdal; Paulson; Van Oosting; Walen; Weston

Division B of the proposed amendments to Engrossed HB 1015 was adopted on a recorded roll call vote.

Therefore, the question being on the motion to adopt the amendments to Engrossed HB 1015, which consists of Division B only, the proposed amendments were adopted on a voice vote.

SECOND READING OF HOUSE BILL

HB 1015: A BILL for an Act to provide an appropriation for defraying the expenses of the various divisions under the supervision of the director of the office of management

and budget; to create and enact a new section to chapter 54-44 of the North Dakota Century Code, relating to a state facility maintenance fund; to repeal section 11-38-08 of the North Dakota Century Code, relating to county achievement days; to provide for a transfer; to authorize a line of credit; to provide an exemption; and to provide for a report.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 31 YEAS, 16 NAYS, 0 ABSENT OR EXCUSED AND NOT VOTING.

- YEAS: Axtman; Barta; Bekkedahl; Braunberger; Burckhard; Cleary; Clemens; Conley; Cory; Davison; Dever; Dwyer; Erbele; Hogan; Hogue; Kessel; Klein; Larson; Lee; Lemm; Meyer; Patten; Powers; Roers; Rummel; Schaible; Sickler; Sorvaag; Thomas; Wanzek; Weber
- **NAYS:** Beard; Boehm; Boschee; Castaneda; Enget; Gerhardt; Luick; Magrum; Marcellais; Mathern; Myrdal; Paulson; Van Oosting; Walen; Weston; Wobbema

Engrossed HB 1015, as amended, passed.

CONSIDERATION OF MESSAGE FROM THE HOUSE

SEN. LUICK MOVED that the Senate do concur in the House amendments to Engrossed SB 2342 (<u>25.1308.02002</u>), which motion prevailed on a voice vote.

Engrossed SB 2342, as amended, was placed on the Eleventh order of business.

SECOND READING OF SENATE BILL

SB 2342: A BILL for an Act to amend and reenact section 4.1-01.1-07 of the North Dakota Century Code, relating to a value-added milk processing facility incentive program; and to authorize a Bank of North Dakota line of credit.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 44 YEAS, 3 NAYS, 0 ABSENT OR EXCUSED AND NOT VOTING.

YEAS: Axtman; Barta; Beard; Bekkedahl; Boehm; Boschee; Braunberger; Burckhard; Castaneda; Cleary; Clemens; Conley; Cory; Davison; Dever; Dwyer; Enget; Erbele; Gerhardt; Hogue; Kessel; Klein; Larson; Lee; Lemm; Luick; Marcellais; Meyer; Myrdal; Patten; Paulson; Powers; Roers; Rummel; Schaible; Sickler; Sorvaag; Thomas; Van Oosting; Walen; Wanzek; Weber; Weston; Wobbema

NAYS: Hogan; Magrum; Mathern

Reengrossed SB 2342 passed.

CONSIDERATION OF MESSAGE FROM THE HOUSE

SEN. BARTA MOVED that the Senate do concur in the House amendments to Reengrossed SB 2200 (<u>25.0770.04004</u>), which motion prevailed on a voice vote.

Reengrossed SB 2200, as amended, was placed on the Eleventh order of business.

SECOND READING OF SENATE BILL

SB 2200: A BILL for an Act to provide an appropriation to the department of health and human services for the 988 crisis hotline program.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 46 YEAS, 1 NAYS, 0 ABSENT OR EXCUSED AND NOT VOTING.

YEAS: Axtman; Barta; Beard; Bekkedahl; Boehm; Boschee; Braunberger; Burckhard; Castaneda; Cleary; Clemens; Conley; Cory; Davison; Dever; Dwyer; Enget; Erbele; Gerhardt; Hogan; Hogue; Kessel; Klein; Larson; Lee; Lemm; Luick; Marcellais; Mathern; Meyer; Myrdal; Patten; Paulson; Powers; Roers; Rummel; Schaible; Sickler; Sorvaag; Thomas; Van Oosting; Walen; Wanzek; Weber; Weston; Wobbema

NAYS: Magrum

Reengrossed SB 2200 passed.

CONSIDERATION OF CONFERENCE COMMITTEE REPORT

SEN. SICKLER MOVED that the conference committee report on Reengrossed SB 2001 as printed on SJ page 1168 be adopted, which motion prevailed on a voice vote.

Reengrossed SB 2001, as amended, was placed on the Eleventh order of business.

SECOND READING OF SENATE BILL

SB 2001: A BILL for an Act to provide an appropriation for defraying the expenses of the legislative branch of state government; to amend and reenact sections 48-08-04, 54-03-10, 54-03-20, and 54-35-10 of the North Dakota Century Code, relating to use of legislative rooms and halls and legislative compensation; to provide a statement of legislative intent; to provide for a report; to provide an exemption; and to provide for application, transfer, and cancellation of unexpended appropriations.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 45 YEAS, 2 NAYS, 0 ABSENT OR EXCUSED AND NOT VOTING.

YEAS: Axtman; Barta; Beard; Bekkedahl; Boehm; Boschee; Braunberger; Burckhard; Castaneda; Clemens; Conley; Cory; Davison; Dever; Dwyer; Enget; Erbele; Gerhardt; Hogan; Hogue; Kessel; Klein; Larson; Lee; Lemm; Luick; Marcellais; Mathern; Meyer; Myrdal; Patten; Paulson; Powers; Roers; Rummel; Schaible; Sickler; Sorvaag; Thomas; Van Oosting; Walen; Wanzek; Weber; Weston; Wobbema

NAYS: Cleary; Magrum

Reengrossed SB 2001 passed.

CONSIDERATION OF CONFERENCE COMMITTEE REPORT

SEN. SICKLER MOVED that the conference committee report on Reengrossed SB 2011 as printed on SJ page 1162 be adopted, which motion prevailed on a voice vote.

Reengrossed SB 2011, as amended, was placed on the Eleventh order of business.

SECOND READING OF SENATE BILL

SB 2011: A BILL for an Act to provide an appropriation for defraying the expenses of the highway patrol; to provide for a transfer; and to provide an exemption.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 47 YEAS, 0 NAYS, 0 ABSENT OR EXCUSED AND NOT VOTING.

YEAS: Axtman; Barta; Beard; Bekkedahl; Boehm; Boschee; Braunberger; Burckhard; Castaneda; Cleary; Clemens; Conley; Cory; Davison; Dever; Dwyer; Enget; Erbele; Gerhardt; Hogan; Hogue; Kessel; Klein; Larson; Lee; Lemm; Luick; Magrum; Marcellais; Mathern; Meyer; Myrdal; Patten; Paulson; Powers; Roers; Rummel; Schaible; Sickler; Sorvaag; Thomas; Van Oosting; Walen; Wanzek; Weber; Weston; Wobbema Reengrossed SB 2011 passed.

CONSIDERATION OF CONFERENCE COMMITTEE REPORT

SEN. BURCKHARD MOVED that the conference committee report on Engrossed SB 2013 as printed on SJ page 1162 be adopted, which motion prevailed on a voice vote.

Engrossed SB 2013, as amended, was placed on the Eleventh order of business.

SECOND READING OF SENATE BILL

SB 2013: A BILL for an Act to provide an appropriation for defraying the expenses of the commissioner of university and school lands; to provide for distributions from permanent funds; and to provide for a report.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 45 YEAS, 2 NAYS, 0 ABSENT OR EXCUSED AND NOT VOTING.

YEAS: Axtman; Barta; Beard; Bekkedahl; Boehm; Boschee; Braunberger; Burckhard; Castaneda; Cleary; Clemens; Conley; Cory; Davison; Dever; Dwyer; Erbele; Gerhardt; Hogan; Hogue; Kessel; Klein; Larson; Lee; Lemm; Luick; Marcellais; Mathern; Meyer; Myrdal; Patten; Paulson; Powers; Roers; Rummel; Schaible; Sickler; Sorvaag; Thomas; Van Oosting; Walen; Wanzek; Weber; Weston; Wobbema

NAYS: Enget; Magrum

Reengrossed SB 2013 passed.

CONSIDERATION OF CONFERENCE COMMITTEE REPORT

SEN. BARTA MOVED that the conference committee report on Reengrossed SB 2396 as printed on SJ page 1168 be adopted, which motion prevailed on a voice vote.

Reengrossed SB 2396, as amended, was placed on the Eleventh order of business.

SECOND READING OF SENATE BILL

SB 2396: A BILL for an Act to amend and reenact section 10-30.5-08 of the North Dakota Century Code, relating to annual audits of the North Dakota development fund; to provide for a performance audit of the North Dakota development fund; to provide for a legislative management report; and to provide an appropriation.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 44 YEAS, 3 NAYS, 0 ABSENT OR EXCUSED AND NOT VOTING.

YEAS: Axtman; Barta; Beard; Bekkedahl; Boehm; Boschee; Braunberger; Burckhard; Castaneda; Cleary; Clemens; Conley; Cory; Davison; Dever; Dwyer; Enget; Erbele; Gerhardt; Hogue; Kessel; Klein; Larson; Lee; Lemm; Luick; Magrum; Marcellais; Meyer; Myrdal; Patten; Paulson; Powers; Roers; Schaible; Sickler; Sorvaag; Thomas; Van Oosting; Walen; Wanzek; Weber; Weston; Wobbema

NAYS: Hogan; Mathern; Rummel

Reengrossed SB 2396 passed.

MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY) MR. SPEAKER: The Senate has amended and subsequently passed: HB 1369 (25.0716.04003). MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY) MR. SPEAKER: The Senate has concurred in the House amendments and subsequently passed: SB 2200 and SB 2342.

MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY) MR. SPEAKER: The Senate does not concur in the House amendments to SB 2002, SB 2003, SB 2015, SB 2029, and SB 2225, and the President has appointed as a conference committee to act with a like committee from the House on:

SB 2002: Sens. Thomas; Conley; Meyer SB 2003: Sens. Sorvaag; Schaible; Thomas SB 2015: Sens. Cleary; Dever; Magrum SB 2029: Sens. Paulson; Myrdal; Braunberger SB 2225: Sens. Erbele; Dwyer; Wanzek

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK) MADAM PRESIDENT: The House has appointed as a conference committee to act with a like committee from the Senate on:

SB 2265: Reps. T. Brown; Grindberg; Rohr

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK) MADAM PRESIDENT: The House has concurred in the Senate amendments and subsequently passed: HB 1540.

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK) MADAM PRESIDENT: The House does not concur in the Senate amendments to HB 1279 and HB 1298, and the Speaker has appointed as a conference committee to act with a like committee from the Senate on:

HB 1279: Reps. Headland; Hagert; Porter **HB 1298:** Reps. Koppelman; Kasper; Morton

MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY) MR. SPEAKER: The Senate has appointed as a conference committee to act with a like committee from the House on:

HB 1009: Sens. Wanzek; Erbele; Dwyer **HB 1012:** Sens. Dever; Cleary; Davison

MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY) MR. SPEAKER: The President has appointed Sen. Hogan to replace Sen. Roers on the Conference Committee on HB 1454.

MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY) MR. SPEAKER: The Senate has adopted the conference committee report and subsequently passed: SB 2001, SB 2011, SB 2013, SB 2396.

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK) MADAM PRESIDENT: The House has adopted the conference committee report and subsequently passed: HB 1049, HB 1229, HB 1248, HB 1308, HB 1322.

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK) MADAM PRESIDENT: The House has adopted the conference committee report and subsequently passed: SB 2129, SB 2262, SB 2291, SB 2294, SB 2297. MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK) MADAM PRESIDENT: The House has adopted the conference committee report and subsequently passed: SCR 4017.

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK) MADAM PRESIDENT: The House has adopted the conference committee report and subsequently failed to pass: HB 1169.

MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY) MR. SPEAKER: Your signature is respectfully requested on: SB 2160, SB 2276, SB 2339, SB 2380.

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK) MADAM PRESIDENT: Your signature is respectfully requested on: HB 1119, HB 1165, HB 1193, HB 1225, HB 1307, HB 1329, HB 1332, HB 1425, HB 1440, HB 1442, HB 1460, HB 1482, HB 1566, HB 1579, HB 1580, HB 1582, HB 1584, HB 1600, HB 1612, HB 1613.

MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY) MR. SPEAKER: The President has signed: HB 1119, HB 1165, HB 1193, HB 1225, HB 1307, HB 1329, HB 1332, HB 1425, HB 1440, HB 1442, HB 1460, HB 1482, HB 1566, HB 1579, HB 1580, HB 1582, HB 1584, HB 1600, HB 1612, HB 1613.

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK) MADAM PRESIDENT: The Speaker has signed: HB 1016, HB 1032, HB 1053, HB 1109, HB 1126, HB 1139, HB 1151, HB 1181, HB 1209, HB 1226, HB 1234, HB 1247, HB 1466, HB 1469, HB 1487, HB 1498, HB 1531, HB 1533, HB 1542, HB 1556.

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK) MADAM PRESIDENT: The Speaker has signed: HCR 3018.

MOTION

SEN. KLEIN MOVED that the Senate be on the Fourth, Fifth, and Sixteenth orders of business and at the conclusion of those orders, the Senate stand adjourned until 12:30 p.m., Wednesday, April 23, 2025, which motion prevailed.

REPORT OF CONFERENCE COMMITTEE ENGROSSED SB 2010

Your conference committee (Sens. Magrum, Davison, Mathern and Reps. Murphy, B. Anderson, Mitskog) recommends that in place of amendment <u>25.0177.02001</u> adopted by the House, Engrossed SB 2010 is amended by amendment <u>25.0177.02003</u>.

Engrossed SB 2010 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE REENGROSSED SB 2271

Your conference committee (Sens. Roers, Hogan, Van Oosting and Reps. Beltz, Murphy, Rohr) recommends that in place of amendment <u>25.1225.03001</u> adopted by the House, Reengrossed SB 2271 is amended by amendment <u>25.1225.03004</u>.

Reengrossed SB 2271 was placed on the Seventh order of business on the calendar.

The Senate stood adjourned pursuant to Senator Klein's motion.

Shanda Morgan, Secretary