

**Sixty-seventh Legislative Assembly of North Dakota
In Regular Session Commencing Tuesday, January 5, 2021**

HOUSE BILL NO. 1323
(Representatives Hoverson, Magrum)
(Senator O. Larsen)

AN ACT to create and enact a new section to chapter 23-07 of the North Dakota Century Code, relating to limitations on mask wearing requirements.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. A new section to chapter 23-07 of the North Dakota Century Code is created and enacted as follows:

Limitations on requirements to wear a mask.

A statewide elected official or the state health officer may not mandate an individual in this state use a face mask, face shield, or other face covering. This section applies, notwithstanding authority granted under other provisions of law, including section 23-01-05 and chapter 37-17.1.

Speaker of the House

President of the Senate

Chief Clerk of the House

Secretary of the Senate

This certifies that the within bill originated in the House of Representatives of the Sixty-seventh Legislative Assembly of North Dakota and is known on the records of that body as House Bill No. 1323.

House Vote: Yeas 67 Nays 24 Absent 3

Senate Vote: Yeas 30 Nays 17 Absent 0

Chief Clerk of the House

Received by the Governor at _____ M. on _____, 2021.

Approved at _____ M. on _____, 2021.

Governor

Filed in this office this _____ day of _____, 2021,

at _____ o'clock _____ M.

Secretary of State

Honorable Al Jaeger
Secretary of State
Bismarck, North Dakota

I certify this Act, House Bill No. 1323, together with the objections of Governor Burgum, was returned to the House, being the body in which it originated, on April 22, 2021; that the objections of the Governor were read at length on April 22, 2021, and entered upon the Journal; that the Bill was taken up for reconsideration; that the motion for reconsideration prevailed on April 22, 2021, at 12:46 p.m.; and the roll was called and the Bill did pass, with more than two-thirds of the members-elect voting in the affirmative.

Vote:	Yeas	66
	Nays	27
	Absent and not voting	1

Speaker of the House

Chief Clerk of the House

Honorable Al Jaeger
Secretary of State
Bismarck, North Dakota

I certify this Act, House Bill No. 1323, together with the objections of Governor Burgum, was received from the House, being the body in which it originated, on April 22, 2021; that the objections of the Governor were read at length on April 22, 2021, and entered upon the Journal; that the Bill was taken up for reconsideration; that the motion for reconsideration prevailed on April 22, 2021, at 5:26 p.m.; and the roll was called and the Bill did pass, with more than two-thirds of the members-elect voting in the affirmative.

Vote:	Yeas	32
	Nays	15
	Absent and not voting	0

President of the Senate

Secretary of the Senate