JOURNAL OF THE HOUSE

Sixty-seventh Legislative Assembly

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Bismarck, March 29, 2021

The House convened at 1:00 p.m., with Speaker K. Koppelman presiding.

The prayer was offered by Pastor Jeff Wiedenmeyer, First Assembly Church, Jamestown.

The roll was called and all members were present.

A quorum was declared by the Speaker.

SIXTH ORDER OF BUSINESS

SPEAKER K. KOPPELMAN DEEMED approval of the amendments to Engrossed SB 2161.

Engrossed SB 2161, as amended, was placed on the Fourteenth order of business on the calendar.

SECOND READING OF SENATE RESOLUTION ON CONSENT CALENDAR

SCR 4013: A concurrent resolution urging Congress to pass the North Dakota Trust Lands Completion Act.

The question being on the final adoption of the resolution, which has been read.

SCR 4013 was declared adopted on a voice vote.

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SECOND READING OF SENATE BILL

SB 2273: A BILL for an Act to amend and reenact section 19-03.1-22.1 of the North Dakota Century Code, relating to the inhalation of vapors; and to provide a penalty.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 78 YEAS, 16 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Beltz; Boe; Bosch; Boschee; Brandenburg; Buffalo; Damschen; Delzer; Devlin; Dobervich; Dockter; Fegley; Fisher; Guggisberg; Hager; Hagert; Hanson; Hatlestad; Headland; Heinert; Howe; Ista; Johnson, D.; Johnson, M.; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Klemin; Koppelman, B.; Kreidt; Lefor; Longmuir; Louser; Marschall; Martinson; Meier; Mitskog; Mock; Monson; Nathe; Nehring; Nelson, J.; Nelson, M.; O'Brien; Ostlie; Paur; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Sanford; Satrom; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Steiner; Stemen; Strinden; Thomas; Trottier; Vigesaa; Weisz; Westlind; Zubke; Speaker Koppelman, K.

NAYS: Becker; Bellew; Christensen; Cory; Ertelt; Hauck; Hoverson; Magrum; Owens; Paulson; Ruby, M.; Schatz; Skroch; Toman; Tveit; Vetter

SB 2273, as amended, passed.

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SECOND READING OF SENATE BILL

SB 2164: A BILL for an Act to create and enact section 43-51-10.1 of the North Dakota Century Code, relating to occupational rules in cases of emergencies; and to amend and reenact sections 43-51-04 and 43-51-12 of the North Dakota Century Code, relating to occupational licensure in cases of emergencies.

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 94 YEAS, 0 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Becker; Bellew; Beltz; Boe; Bosch; Boschee; Brandenburg; Buffalo; Christensen; Cory; Damschen; Delzer; Devlin; Dobervich; Dockter; Ertelt; Fegley; Fisher; Guggisberg; Hager; Hagert; Hanson; Hatlestad; Hauck; Headland; Heinert; Hoverson; Howe; Ista; Johnson, D.; Johnson, M.; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Klemin; Koppelman, B.; Kreidt; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; Meier; Mitskog; Mock; Monson; Nathe; Nehring; Nelson, J.; Nelson, M.; O'Brien; Ostlie; Owens; Paulson; Paur; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Skroch; Steiner; Stemen; Strinden; Thomas; Toman; Trottier; Tveit; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Koppelman, K.

Engrossed SB 2164, as amended, passed.

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SECOND READING OF SENATE BILL

SB 2344: A BILL for an Act to amend and reenact section 37-17.1-29 of the North Dakota Century Code, relating to governmental regulation of firearms and ammunition; and to provide a penalty.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 92 YEAS, 2 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Becker; Bellew; Beltz; Boe; Bosch; Boschee; Brandenburg; Buffalo; Christensen; Cory; Damschen; Delzer; Devlin; Dockter; Ertelt; Fegley; Fisher; Guggisberg; Hager; Hagert; Hanson; Hatlestad; Hauck; Headland; Heinert; Hoverson; Howe; Ista; Johnson, D.; Johnson, M.; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Klemin; Koppelman, B.; Kreidt; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; Meier; Mitskog; Mock; Monson; Nathe; Nehring; Nelson, J.; O'Brien; Ostlie; Owens; Paulson; Paur; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Skroch; Steiner; Stemen; Strinden; Thomas; Toman; Trottier; Tveit; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Koppelman, K.

NAYS: Dobervich; Nelson, M.

Engrossed SB 2344 passed.

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SECOND READING OF SENATE CONCURRENT RESOLUTION

SCR 4005: A concurrent resolution to amend and reenact section 9 of article III and section 16 of article IV of the Constitution of North Dakota, relating to voting on constitutional amendments at general elections and constitutional amendments proposed by the legislative assembly.

ROLL CALL

The question being on the final adoption of the resolution, which has been read, and has committee recommendation of DO NOT PASS. The roll was called and there were 23 YEAS, 71 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Anderson, B.; Bellew; Cory; Damschen; Delzer; Ertelt; Headland; Howe; Kasper; Louser; Mitskog; Nathe; Nelson, J.; O'Brien; Roers Jones; Sanford; Satrom; Schauer; Schobinger; Schreiber-Beck; Steiner; Tveit; Zubke

NAYS: Adams; Anderson, D.; Anderson, P.; Becker; Beltz; Boe; Bosch; Boschee;

Brandenburg; Buffalo; Christensen; Devlin; Dobervich; Dockter; Fegley; Fisher; Guggisberg; Hager; Hagert; Hanson; Hatlestad; Hauck; Heinert; Hoverson; Ista; Johnson, D.; Johnson, M.; Jones; Kading; Karls; Keiser; Kempenich; Kiefert; Klemin; Koppelman, B.; Kreidt; Lefor; Longmuir; Magrum; Marschall; Martinson; Meier; Mock; Monson; Nehring; Nelson, M.; Ostlie; Owens; Paulson; Paur; Pollert; Porter; Pyle; Richter; Rohr; Ruby, D.; Ruby, M.; Schatz; Schmidt; Schneider; Skroch; Stemen; Strinden; Thomas; Toman; Trottier; Vetter; Vigesaa; Weisz; Westlind; Speaker Koppelman, K.

SCR 4005 was declared lost on a recorded roll call vote.

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SECOND READING OF SENATE BILL

SB 2162: A BILL for an Act to create and enact two new sections to chapter 54-44.4 and subsection 3 of section 54-44.4-14 of the North Dakota Century Code, relating to payments for purchases, communication with elected officials, and the procurement information website; and to amend and reenact subsection 7 of section 54-44.4-02 of the North Dakota Century Code, relating to emergency purchases.

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 94 YEAS, 0 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Becker; Bellew; Beltz; Boe; Bosch; Boschee; Brandenburg; Buffalo; Christensen; Cory; Damschen; Delzer; Devlin; Dobervich; Dockter; Ertelt; Fegley; Fisher; Guggisberg; Hager; Hagert; Hanson; Hatlestad; Hauck; Headland; Heinert; Hoverson; Howe; Ista; Johnson, D.; Johnson, M.; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Klemin; Koppelman, B.; Kreidt; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; Meier; Mitskog; Mock; Monson; Nathe; Nehring; Nelson, J.; Nelson, M.; O'Brien; Ostlie; Owens; Paulson; Paur; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Skroch; Steiner; Stemen; Strinden; Thomas; Toman; Trottier; Tveit; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Koppelman, K.

Engrossed SB 2162 passed.

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SECOND READING OF SENATE BILL

SB 2045: A BILL for an Act to create and enact a new section to chapter 54-52.2 of the North Dakota Century Code, relating to payment of administrative expenses for the public employees retirement system deferred compensation plan; and to provide a continuing appropriation.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 7 YEAS, 87 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Anderson, P.; Boschee; Cory; Hanson; Mock; O'Brien; Schneider

NAYS: Adams; Anderson, B.; Anderson, D.; Becker; Bellew; Beltz; Boe; Bosch; Brandenburg; Buffalo; Christensen; Damschen; Delzer; Devlin; Dobervich; Dockter; Ertelt; Fegley; Fisher; Guggisberg; Hager; Hagert; Hatlestad; Hauck; Headland; Heinert; Hoverson; Howe; Ista; Johnson, D.; Johnson, M.; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Klemin; Koppelman, B.; Kreidt; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; Meier; Mitskog; Monson; Nathe; Nehring; Nelson, J.; Nelson, M.; Ostlie; Owens; Paulson; Paur; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schmidt; Schobinger; Schreiber-Beck; Skroch; Steiner; Stemen; Strinden; Thomas; Toman; Trottier; Tveit; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Koppelman, K.

SB 2045 failed.

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SECOND READING OF SENATE BILL

SB 2034: A BILL for an Act to create and enact a new section to chapter 54-66 of the North Dakota Century Code, relating to written advisory opinions regarding ethics.

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 94 YEAS, 0 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Becker; Bellew; Beltz; Boe; Bosch; Boschee; Brandenburg; Buffalo; Christensen; Cory; Damschen; Delzer; Devlin; Dobervich; Dockter; Ertelt; Fegley; Fisher; Guggisberg; Hager; Hagert; Hanson; Hatlestad; Hauck; Headland; Heinert; Hoverson; Howe; Ista; Johnson, D.; Johnson, M.; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Klemin; Koppelman, B.; Kreidt; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; Meier; Mitskog; Mock; Monson; Nathe; Nehring; Nelson, J.; Nelson, M.; O'Brien; Ostlie; Owens; Paulson; Paur; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Skroch; Steiner; Stemen; Strinden; Thomas; Toman; Trottier; Tveit; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Koppelman, K.

Engrossed SB 2034 passed.

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SECOND READING OF SENATE BILL

SB 2206: A BILL for an Act to amend and reenact section 49-06-02 of the North Dakota Century Code, relating to value of property for ratemaking purposes.

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 90 YEAS, 4 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Bellew; Beltz; Bosch; Boschee; Brandenburg; Buffalo; Christensen; Cory; Damschen; Delzer; Devlin; Dobervich; Dockter; Ertelt; Fegley; Fisher; Guggisberg; Hager; Hagert; Hanson; Hatlestad; Hauck; Headland; Heinert; Hoverson; Howe; Ista; Johnson, D.; Johnson, M.; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Klemin; Koppelman, B.; Kreidt; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; Meier; Mitskog; Mock; Monson; Nathe; Nehring; Nelson, J.; Nelson, M.; O'Brien; Ostlie; Owens; Paulson; Paur; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, M.; Sanford; Satrom; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Skroch; Steiner; Stemen; Strinden; Thomas; Toman; Trottier; Tveit; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Koppelman, K.

NAYS: Becker; Boe; Ruby, D.; Schatz

Engrossed SB 2206 passed.

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SECOND READING OF SENATE BILL

SB 2142: A BILL for an Act to amend and reenact section 16.1-07-12 of the North Dakota Century Code, relating to processing absentee ballots.

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 84 YEAS, 9 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Becker; Bellew; Beltz; Bosch; Boschee; Brandenburg; Buffalo; Cory; Damschen; Delzer; Devlin; Dobervich; Dockter; Fegley; Fisher; Guggisberg; Hager; Hagert; Hanson; Hatlestad; Hauck; Headland; Heinert; Howe; Ista; Johnson, D.; Johnson, M.; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Klemin; Kreidt; Lefor; Longmuir; Louser; Martinson; Meier; Mitskog; Mock; Monson; Nathe; Nehring; Nelson, J.; Nelson, M.; O'Brien; Ostlie; Owens; Paulson; Paur; Pollert; Porter; Pyle; Richter; Roers Jones; Ruby, D.; Ruby, M.; Sanford; Satrom; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Steiner; Stemen; Strinden; Thomas; Toman; Trottier; Tveit; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Koppelman, K.

NAYS: Christensen; Ertelt; Hoverson; Koppelman, B.; Magrum; Marschall; Rohr; Schatz; Skroch

ABSENT AND NOT VOTING: Boe

Engrossed SB 2142 passed.

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SECOND READING OF SENATE CONCURRENT RESOLUTION

SCR 4011: A concurrent resolution urging Congress to establish a 1776 Commission and urging the United States Department of Education to develop educational materials that will provide education for students in accordance with the principles of the founding of America, the unifying ideals stated in the Declaration of Independence, the United States Constitution, and other founding documents.

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

Engrossed SCR 4011 was declared adopted on a voice vote.

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SECOND READING OF SENATE BILL

SB 2041: A BILL for an Act to amend and reenact subdivision b of subsection 15 of section 57-02-08 of the North Dakota Century Code, relating to income eligibility for purposes of the farm residence property tax exemption; to provide for a legislative management study; and to provide an effective date.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 94 YEAS, 0 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Becker; Bellew; Beltz; Boe; Bosch; Boschee; Brandenburg; Buffalo; Christensen; Cory; Damschen; Delzer; Devlin; Dobervich; Dockter; Ertelt; Fegley; Fisher; Guggisberg; Hager; Hagert; Hanson; Hatlestad; Hauck; Headland; Heinert; Hoverson; Howe; Ista; Johnson, D.; Johnson, M.; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Klemin; Koppelman, B.; Kreidt; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; Meier; Mitskog; Mock; Monson; Nathe; Nehring; Nelson, J.; Nelson, M.; O'Brien; Ostlie; Owens; Paulson; Paur; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Skroch; Steiner; Stemen; Strinden; Thomas; Toman; Trottier; Tveit; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Koppelman, K.

SB 2041, as amended, passed.

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SECOND READING OF SENATE BILL

SB 2247: A BILL for an Act to amend and reenact section 47-10-02.1 of the North Dakota Century Code, relating to property disclosure requirements.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 93 YEAS, 1 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Becker; Bellew; Beltz; Boe; Bosch; Boschee; Brandenburg; Buffalo; Christensen; Cory; Damschen; Devlin; Dobervich; Dockter; Ertelt; Fegley; Fisher; Guggisberg; Hager; Hagert; Hanson; Hatlestad; Hauck; Headland; Heinert; Hoverson; Howe; Ista; Johnson, D.; Johnson, M.; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Klemin; Koppelman, B.; Kreidt; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; Meier; Mitskog; Mock; Monson; Nathe; Nehring; Nelson, J.; Nelson, M.; O'Brien; Ostlie; Owens; Paulson; Paur; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Skroch; Steiner; Stemen; Strinden; Thomas; Toman; Trottier; Tveit; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Koppelman, K.

NAYS: Delzer

SB 2247, as amended, passed.

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SECOND READING OF SENATE BILL

SB 2338: A BILL for an Act to create and enact subdivision yy of subsection 2 of section 12-60-24 of the North Dakota Century Code, relating to criminal history record checks; and to amend and reenact sections 51-05.1-01.1 and 51-05.1-02 of the North Dakota Century Code, relating to auctioneer's and clerk's licenses and standards.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 83 YEAS, 11 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Beltz; Boe; Bosch; Boschee; Brandenburg; Buffalo; Cory; Damschen; Devlin; Dobervich; Dockter; Fisher; Guggisberg; Hager; Hagert; Hanson; Hatlestad; Hauck; Headland; Heinert; Howe; Ista; Johnson, D.; Johnson, M.; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Klemin; Koppelman, B.; Kreidt; Lefor; Longmuir; Louser; Marschall; Martinson; Meier; Mitskog; Mock; Monson; Nathe; Nehring; Nelson, J.; O'Brien; Ostlie; Owens; Paulson; Paur; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Steiner; Stemen; Strinden; Thomas; Trottier; Tveit; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Koppelman, K.

NAYS: Becker; Bellew; Christensen; Delzer; Ertelt; Fegley; Hoverson; Magrum; Nelson, M.; Skroch; Toman

SB 2338, as amended, passed.

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SECOND READING OF SENATE BILL

SB 2078: A BILL for an Act to create and enact a new subsection to section 26.1-26.7-02 of the North Dakota Century Code, relating to the licensing of insurance producers; and to amend and reenact subsection 2 of section 26.1-02.1-01, subdivision c of subsection 1 of section 26.1-26-13.3, sections 26.1-26-33 and 26.1-26-42.1, subdivision c of subsection 1 of section 26.1-26.9-03, and subsection 2 of section 26.1-26.9-05 of the North Dakota Century Code, relating to the licensing of insurance producers; and to provide for a legislative management study.

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 92 YEAS, 2

NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Becker; Bellew; Beltz; Boe; Bosch; Boschee; Brandenburg; Buffalo; Christensen; Cory; Damschen; Delzer; Devlin; Dobervich; Dockter; Fegley; Fisher; Guggisberg; Hager; Hagert; Hanson; Hatlestad; Hauck; Headland; Heinert; Hoverson; Howe; Ista; Johnson, D.; Johnson, M.; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Klemin; Koppelman, B.; Kreidt; Lefor; Longmuir; Louser; Marschall; Martinson; Meier; Mitskog; Mock; Monson; Nathe; Nehring; Nelson, J.; Nelson, M.; O'Brien; Ostlie; Owens; Paulson; Paur; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Skroch; Steiner; Stemen; Strinden; Thomas; Toman; Trottier; Tveit; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Koppelman, K.

NAYS: Ertelt; Magrum

SB 2078, as amended, passed.

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SECOND READING OF SENATE BILL

SB 2276: A BILL for an Act to amend and reenact section 44-04-18.3 of the North Dakota Century Code, relating to confidentiality of law enforcement personnel records.

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 57 YEAS, 36 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, P.; Beltz; Boe; Bosch; Boschee; Brandenburg; Buffalo; Damschen; Dobervich; Dockter; Fegley; Fisher; Guggisberg; Hanson; Hatlestad; Heinert; Howe; Ista; Johnson, D.; Johnson, M.; Jones; Karls; Keiser; Kempenich; Klemin; Lefor; Longmuir; Martinson; Meier; Mitskog; Nathe; Nelson, J.; O'Brien; Owens; Paulson; Paur; Pollert; Porter; Richter; Ruby, M.; Sanford; Satrom; Schauer; Schneider; Schobinger; Schreiber-Beck; Steiner; Stemen; Strinden; Toman; Trottier; Tveit; Westlind; Zubke; Speaker Koppelman, K.

NAYS: Anderson, D.; Becker; Bellew; Christensen; Cory; Delzer; Devlin; Ertelt; Hager; Hagert; Hauck; Headland; Hoverson; Kading; Kasper; Kiefert; Koppelman, B.; Kreidt; Louser; Magrum; Marschall; Mock; Monson; Nehring; Nelson, M.; Pyle; Roers Jones; Rohr; Ruby, D.; Schatz; Schmidt; Skroch; Thomas; Vetter; Vigesaa; Weisz

ABSENT AND NOT VOTING: Ostlie

Engrossed SB 2276, as amended, passed.

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THE HOUSE RECOGNIZED THE PRESENCE OF:

Former Rep. Rodney Froelich, District 31

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

MR. PRESIDENT: The House has passed, unchanged: SB 2150, SB 2210, SB 2220, SB 2283, SB 2292.

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

MR. PRESIDENT: The House has passed, the emergency clause carried, unchanged: SB 2278.

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

MR. PRESIDENT: The House has amended and subsequently passed: SB 2168.

MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)
MR. SPEAKER: The Senate has passed, unchanged: HB 1131, HB 1339, HB 1379.

MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)
MR. SPEAKER: The Senate has passed, unchanged: HCR 3034.

MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)
MR. SPEAKER: The Senate has passed, the emergency clause carried, unchanged: HB 1087.

MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)
MR. SPEAKER: The Senate has amended and subsequently passed: HB 1096, HB 1164, HB 1205, HB 1254, HB 1279, HB 1347.

SENATE AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1096

Page 1, line 3, after the second comma insert "subsection 2 of section 49-22-09.2 as amended in section 1 of House Bill No. 1158, as approved by the sixty-seventh legislative assembly,"

Page 1, line 7, after "facilities" insert "and allocation of moneys paid to mitigate adverse environmental impacts"

Page 4, after line 5, insert:

"**SECTION 3. AMENDMENT.** Subsection 2 of section 49-22-09.2 of the North Dakota Century Code as amended in section 1 of House Bill No. 1158, as approved by the sixty-seventh legislative assembly, is amended and reenacted as follows:

2. The agriculture commissioner shall deposit any moneys paid to mitigate the adverse direct environmental impacts of a proposed site, corridor, route, or facility as follows:

   a. Fifty percent into the environmental impact mitigation fund; and

   b. Fifty percent into the federal environmental law impact review fund."

Renumber accordingly

SENATE AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1164

Page 1, line 17, replace "that" with "if, by a majority vote, the legislative management determines the executive order"

Page 1, line 18, remove "has been found unconstitutional by a court of competent"

Page 1, line 19, replace "jurisdiction which" with "the executive order"

Renumber accordingly

SENATE AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1205

Page 2, line 4, after "disciplines" insert ", including forensic pathology"

Page 2, line 6, remove ", to"

Page 2, line 7, remove "ensure the committee's composition reflects the racial and ethnic diversity of the state"

Renumber accordingly

SENATE AMENDMENTS TO HOUSE BILL NO. 1254

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 types of spousal support ordered by the district court.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. LEGISLATIVE MANAGEMENT STUDY - SPOUSAL SUPPORT. During the 2021-22 interim, the legislative management shall consider studying the types of spousal support ordered by the district court and the desirability and feasibility of providing statutory guidance for awards of spousal support. The study must include input from practicing attorneys in the area of family law and the division of child support. The study must include a review of the frequency and duration of spousal support awards that are entered in the state. The legislative management shall report its findings and recommendations, together with any legislation required to implement the recommendations, to the sixty-eighth legislative assembly."

Renumber accordingly

SENATE AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1279

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

Page 1, line 1, remove ", 40-05-06, and 40-11-12"

Page 1, line 2, remove ", city fines, and the"

Page 1, line 3, remove "nonpayment of fines"

Page 1, line 3, after the semicolon insert "to provide for a legislative management study;"

Page 2, line 28, remove the overstrike over "~~On a highway on which the speed limit is a speed~~"

Page 2, line 29, after the overstruck closing bracket insert "of sixty-five miles [104.61 kilometers]"

Page 2, line 29, remove the overstrike over "~~an hour~~" and insert immediately thereafter "or lower"

Page 2, line 29, remove the overstrike over "~~, for~~"

Page 2, line 29, remove "For"

Page 2, line 29, remove "on a highway"

Page 3, line 18, after "~~7.~~" insert "6."

Page 3, line 18, remove the overstrike over "~~On a highway on which the speed limit is posted in excess of sixty-five miles~~"

Page 3, remove the overstrike over lines 19 and 20

Page 3, line 21, replace "6." with "7."

Page 3, line 26, replace "7." with "8."

Page 4, remove lines 3 through 31

Page 5, replace lines 1 through 3 with:

"**SECTION 2. LEGISLATIVE MANAGEMENT STUDY - LAW ENFORCEMENT JURISDICTION.** During the 2021-22 interim, the legislative management shall

consider studying the extent of potential jurisdictional conflicts related to traffic and motor vehicle laws and ordinances between all law enforcement agencies in the state, including state, county, municipal, and any other law enforcement agency that may be subject to a joint powers agreement. The study may include a review of judicial jurisdiction of traffic and motor vehicle laws and ordinances and the enforcement thereof, and a review of a municipality's ability to assess fines and fees for violations of traffic and motor vehicle ordinances. The legislative management shall report its findings and recommendations, together with any legislation required to implement the recommendations, to the sixty-eighth legislative assembly."

Renumber accordingly

SENATE AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1347

Page 2, line 1, replace "chapters" with "chapter"

Page 2, line 2, replace ", or sections" with "; section"

Page 2, line 5, remove "12.1-22-02,"

Page 2, line 6, after "or" insert "subdivision b of subsection 2 of section 12.1-22-02."

Renumber accordingly

MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)
MR. SPEAKER: The Senate has amended, subsequently passed, and the emergency clause carried: HB 1492.

SENATE AMENDMENTS TO HOUSE BILL NO. 1492

Page 1, line 1, after "to" insert "create and enact section 19-02.1-16.5 of the North Dakota Century Code, relating to limitations on pharmacy benefits managers; to"

Page 1, line 2, after the semicolon insert "to provide a penalty;"

Page 1, after line 4, insert:

"**SECTION 1.** Section 19-02.1-16.5 of the North Dakota Century Code is created and enacted as follows:

Pharmacy benefits managers - Prohibition on discrimination - Penalty.

1. As used in this section:

   a. "Pharmacy" means a pharmacy licensed under the laws of this state.

   b. "Pharmacy benefits manager" has the same meaning as in section 19-03.6-01.

2. A pharmacy benefits manager may not discriminate against or interfere with a covered entity participating under section 340B of the federal Public Health Service Act [42 U.S.C. 201 et seq.] or a pharmacy under contract with a covered entity under section 340B of the federal Public Health Service Act to provide pharmacy services on behalf of the covered entity.

3. A pharmacy benefits manager may not modify, by contract, provider manual, or other means, the definition of pharmacy as defined in this section, implement discriminating pricing models, or interfere with any section 340B pharmacy service between the covered entity and the contracted pharmacy.

4. Contract and claim information between the covered entity and contracted pharmacy is confidential.

5. A pharmacy benefits manager that violates this section is guilty of a class B misdemeanor for each violation occurrence."

Renumber accordingly

MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)
MR. SPEAKER: The Senate has amended and subsequently failed to pass: HB 1464.

MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)
MR. SPEAKER: The Senate has failed to pass, unchanged: HB 1201, HB 1222, HB 1364, HB 1367, HB 1430.

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)
MR. PRESIDENT: Your signature is respectfully requested on: HB 1359, HB 1494.

MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)
MR. SPEAKER: Your signature is respectfully requested on: SB 2036, SB 2067, SB 2122, SB 2133, SB 2178, SB 2246.

MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)
MR. SPEAKER: The President has signed: HB 1359, HB 1494.

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)
MR. PRESIDENT: The Speaker has signed: HB 1090, HB 1105, HB 1124, HB 1214, HB 1294, HB 1411, HB 1461, HCR 3019.

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)
MR. PRESIDENT: The Speaker has signed: HB 1127, HB 1139, HB 1190, HB 1223, HB 1287, HB 1368.

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)
MR. PRESIDENT: The Speaker has signed: SB 2036, SB 2067, SB 2091, SB 2102, SB 2122, SB 2125, SB 2128, SB 2133, SB 2138, SB 2156, SB 2178, SB 2197, SB 2246, SB 2249, SB 2251, SB 2264, SB 2265, SB 2334.

DELIVERY OF ENROLLED BILLS AND RESOLUTIONS
The following bills were delivered to the Governor for approval on March 29, 2021: HB 1090, HB 1105, HB 1124, HB 1214, HB 1294, HB 1411, HB 1461.

DELIVERY OF ENROLLED BILLS AND RESOLUTIONS
The following bills were delivered to the Governor for approval on March 29, 2021: HB 1127, HB 1139, HB 1190, HB 1223, HB 1287, HB 1368.

DELIVERY OF ENROLLED BILLS AND RESOLUTIONS
The following resolution was delivered to the Secretary of State for filing on March 29, 2021: HCR 3019.

MOTION
REP. LOUSER MOVED that the House be on the Fourth, Fifth, Ninth, and Thirteenth orders of business and at the conclusion of those orders, the House stand adjourned until 1:00 p.m., Tuesday, March 30, 2021, which motion prevailed on a voice vote.

REPORT OF STANDING COMMITTEE
SB 2093, as engrossed: Government and Veterans Affairs Committee (Rep. Kasper, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (13 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). Engrossed SB 2093 was placed on the Sixth order on the calendar.

Page 1, line 2, after "services" insert "; and to declare an emergency"

Page 2, line 12, after "facilities" insert "and allow"

Page 2, line 12, overstrike "except"

Page 2, line 13, overstrike "sales"

Page 2, line 13, overstrike "subsections" and insert immediately thereafter "subsection"

Page 2, line 13, overstrike "and 7"

Page 2, line 15, after the second "the" insert "use of food vendors or the"

Page 3, after line 10, insert:

"**SECTION 2. EMERGENCY.** This Act is declared to be an emergency measure."

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2159, as engrossed: Industry, Business and Labor Committee (Rep. Lefor, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed SB 2159 was placed on the Sixth order on the calendar.

Page 1, line 1, replace "two" with "a"

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

Page 1, line 2, after the first semicolon insert "and"

Page 1, line 2, remove "; and to provide"

Page 1, line 3, remove "an effective date"

Page 1, line 7, after "**park**" insert "**- Ownership**"

Page 1, line 8, after "that" insert "owns or"

Page 1, line 10, after the underscored comma insert "except if the mobile home park contains fewer than twenty-six lots,"

Page 1, line 10, replace "first" with "fifth business"

Page 1, line 11, replace "acquiring" with "the change of"

Page 1, line 11, after the underscored period insert:

"c."

Page 1, line 11, replace "official local office" with "mobile home park"

Page 1, line 15, replace "Employ" with "Designate"

Page 1, line 20, replace "c." with "d."

Page 1, line 20, remove "advance"

Page 1, line 21, replace "transfer" with "change"

Page 1, line 21, replace "at least thirty" with "within five business"

Page 1, line 21, replace "before" with "after"

Page 1, line 23, replace "b" with "c"

Page 2, remove line 1

Page 2, line 2, remove "park, pursuant to section 23-10-10, on the first day after acquiring ownership;"

Page 2, line 3, replace "Respond to" with "Acknowledge receipt of"

Page 2, line 4, replace "forty-eight hours" with "two business days"

Page 2, line 5, after "that" insert "owns or"

Page 2, line 7, after "park" insert ", except as otherwise provided by law"

Page 2, line 8, replace "Except as provided under subsection 4 and 5, a" with "A"

Page 2, line 8, after "that" insert "owns or"

Page 2, line 10, replace "six months" with "thirty days"

Page 2, line 11, replace "Upon" with "Except for the rules and regulations under subsections 4 and 5, upon"

Page 2, line 13, replace "six" with "three"

Page 2, line 15, after the underscored period insert "During the three-month period the tenant shall comply with the park rules and regulations that were in effect before the modifications became effective, including the payment of rent and any other financial obligations under the terms of the lease. During the three-month period, if the tenant provides the owner a signed document from a person in the business of relocating mobile homes declaring it is not possible to relocate the tenant's dwelling unit within the three-month period, the three-month period must be extended to a date when the dwelling unit can be relocated or the date that is two months after the end of the three-month period, whichever date occurs first."

Page 2, line 16, after "that" insert "owns or"

Page 2, line 19, after "that" insert "owns or"

Page 2, line 26, remove "An owner or employee of a mobile home park may not enter the dwelling unit of a"

Page 2, remove lines 27 through 30

Page 3, remove lines 1 and 2

Page 3, line 3, remove "8."

Page 3, line 6, replace "9." with "8."

Page 3, line 6, after "that" insert "owns or"

Page 3, line 8, after "obligation" insert "or bill the tenant as a separate charge based on actual usage"

Page 3, line 10, after "fee" insert "that may not exceed three dollars"

Page 3, line 17, replace "10." with "9."

Page 3, remove lines 20 through 31

Page 4, remove lines 1 through 31

Page 5, remove lines 1 through 21

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2218, as engrossed: Government and Veterans Affairs Committee (Rep. Kasper, Chairman) recommends **DO NOT PASS** (11 YEAS, 3 NAYS, 0 ABSENT AND NOT VOTING). Engrossed SB 2218 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2232, as engrossed: Government and Veterans Affairs Committee (Rep. Kasper, Chairman) recommends **DO PASS** (9 YEAS, 5 NAYS, 0 ABSENT AND NOT VOTING). Engrossed SB 2232 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2266: Government and Veterans Affairs Committee (Rep. Kasper, Chairman) recommends **DO NOT PASS** (13 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). SB 2266 was placed on the Fourteenth order on the calendar.

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

Buell J. Reich, Chief Clerk