

## JOURNAL OF THE SENATE

## Sixty-seventh Legislative Assembly

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Bismarck, April 6, 2021

The Senate convened at 12:30 p.m., with President Sanford presiding.

The prayer was offered by Pastor Kai Hardy, Gateway Community Fellowship, Bismarck.

The roll was called and all members were present.

A quorum was declared by the President.

## MOTION

**SEN. KLEIN MOVED** that a committee of two be appointed to escort former Senator and current United States Representative Kelly Armstrong to the podium, which motion prevailed.

**PRESIDENT SANFORD APPOINTED** Senators Bell and Poolman to the escort committee.

## REMARKS OF UNITED STATES CONGRESSMAN KELLY ARMSTRONG

APRIL 6, 2021

Thank you all for everything you do. Thank you to Senate Majority Leader Wardner and Minority Leader Heckaman for the invite. I know it is that time of session where you are very busy, I know this more than most, so I will keep this brief.

This is where I consider home and I always will. When you run for election, you say a lot of things and I got very good advice from someone that said "don't promise things during your campaign you can't deliver".

One thing I ran on was that government is always better when it is closer to home. I can tell you after two plus years in D.C. there is nothing that has dissuaded me from that argument. I miss each and everyone of you. I know that this is the point of session where people are frustrated and there's contention, everyone loves this place Tuesday and hates it on Wednesday; but when good people run for the state Senate and state House, it really is something great.

It's part North Dakota, part mid-west, part rural heritage, is we go and advocate on things that are important to us, and this is something we need to do. One of things I try and do in D.C. is explain why the things that are important to us are important to them as well. It doesn't matter if you're a republican from New York or a Democrat from Northern California, the things we do and produce in north Dakota are important to them as well.

One thing I always tell high school seniors, is there has never been a point in history where we have had more information at the touch of our fingertips. But with that, politics is probably as divided since the Civil War. Rural areas are becoming more red, urban areas are becoming more blue, and we need to continue to talk to those we disagree with.

Whatever your deeply held political or personal conviction, 50% of the population disagrees with you. This doesn't mean the other half of the country is evil, they simply have different view points. We need to get back to the point where we can have those hard conversations.

One of the biggest threats we face as a state right now, is environmental policy, and not due to lack of wanting clean air and water. I know different people from different backgrounds across the state. The oil-guy in Western ND, with kids in school in Watford or Dickinson, they love to hunt and fish, they want clean air and water. We want clean air and clean water, we want to continue moving those things forward. But what we don't want is policy that is effectuated on emotion, more importantly policy that is effectuated on technology that doesn't exist yet. Far too often, we allow emotion to cloud these judgments and we don't actually talk about what is going on.

What is going on in a lot of cases is people are trying to outsource their guilt. What I mean

by that is the world is going to burn more coal next year, whether we shut down every plant in North Dakota or not. Just equating our U.S. vehicle fleet from 1% to 10% electric, increase the amount of rare earth metals we need at a fold we don't produce anywhere in the world, North Dakota or the U.S. Has anyone ever been to a lithium mine in a developing country? How about a cobalt mine in the Democratic Republic of the Congo? Unfortunately things like human rights violations and environmental violations exist, but we cannot regulate based on fear, we need to regulate focused on the solution.

North Dakota Ag producers, North Dakota oil and gas companies, North Dakota Coal are all apart of that solution. We would rather have American companies who are beholden to American shareholders, with American values. As we move forward with talking about these policies, it is important to have that real conversation.

One thing Republicans were late to the game on is climate change. If you're under the age of 30, you rate climate change as a 1, 2 or 3 issue with high intensity. This is regardless of party affiliation or where you live in the world. People in Watford rate it almost the same as people in New Jersey. We need to be open and have these conversations, because this isn't a Democrat or Republican thing, this is a North Dakota way of Life.

When I grew up in Western ND, not many people stayed in state. Now, due to the tremendous resources that we have and are able to produce in ND, people have opportunities. People have the opportunity to have a career with mom or dad watching the kids, hospitals, baseball teams, communities and families; these resources have allowed us to cultivate the important things.

We feed the world here. As my former campaign manager always told me, it may be the hundredth time I say it, but the first time someone else hears it. One of my favorite things to do is explain how we are an economic power house. We are not a sleep fly-over state, we produce so many things the rest of the world needs!

And now we are talking about reopening after one of the most trying years we have seen. We want our small time diners to open, yes. But our economy doesn't work unless the world economy works. We produce so many things here we don't consume. We have a great robust and diverse economy, a wonderful tech sector, some of the best aviation technology ranging all across the state, we have Microsoft in Fargo and many more companies of all sizes across the state.

I want you all to know, each time I advocate for something here in North Dakota, it doesn't matter if you are a Democrat from Bismarck or a Republican from Beulah, one huge reason I can do that, is knowing you all are here. It is important to me we allow you to make as many decisions as possible. The difference between people who live in rural or urban areas, people are less interested in learning about the other. The best solution I can give is to keep the Federal government out of everything except what they actual have to touch and let North Dakota legislators and state government determine how to regulate those industries. Lets let ND people, industry and business do what they do best; Produce the things the rest of the world needs to survive. We will continue to do it!

I will end with this, I served for two years on the Judiciary Committee, which was one of the most toxic committees in the most toxic time in Congress. Now I have the opportunity to move to the Energy and Commerce Committee, which touches absolutely everything that is important to North Dakota.

Feel free to come visit me. Call, text, I can't do my job well, unless you do your job well. I appreciate when you weigh in on the things that are important to you because they are important to the state. I miss you all and appreciate everything you do. I wish more people told you that, because it is rough job and you do it well! Thank you.

#### **MOTION**

**SEN. KLEIN MOVED** that the remarks of U.S. Congressman Kelly Armstrong be printed in the journal, which motion prevailed.

#### **POINT OF PERSONAL PRIVILEGE**

**SEN. LUICK** rose on a point of personal privilege.

**REMARKS OF SENATOR LUICK**

**MR. PRESIDENT:** The North Dakota State College of Science concluded a historic season over the weekend, with a final 21-3 record. The Wildcats won the Region XIII Championship, the program's 11th Title under head coach Jane Passa.

While NDSCS lost in the NW Plains District Championship, the Wildcats still have much to celebrate! Sophomore Ally Gruber was named the Mon-Dak Conference Player of the Year. Fellow sophomores, Kortney Carney and Kaitlyn Emmil were also named members of the All-Region 13 Mon-Dak team.

Coach Jane Passa also won her 600th game last week, becoming just the 17th volleyball coach in NJCAA history to reach the mark. Each of those wins has come at NDSCS, where she also won 17 conference championship and has been to the NJCAA National Tournament 3 times including a National Runner-up finish in 2001.

Congrats to the Wildcats on their successful season!

**REQUEST**

**SEN. KLEIN REQUESTED** that the remarks of Sen. Luick be printed in the Journal, which request was granted.

**CONSIDERATION OF AMENDMENTS**

**HB 1009, as engrossed: SEN. WANZEK (Appropriations Committee) MOVED** that the amendments be adopted and then be placed on the Fourteenth order with **DO PASS**, which motion prevailed on a voice vote.

**SECOND READING OF HOUSE BILL**

**HB 1009:** A BILL for an Act to provide an appropriation for defraying the expenses of the agriculture commissioner; to provide for a transfer; to amend and reenact sections 4.1-01-02, 4.1-01-17, and 54-12-08 of the North Dakota Century Code, relating to the salary of the agriculture commissioner, the pipeline restoration and reclamation oversight program, and the ability of state agencies to employ attorney positions; to amend and reenact section 7 of chapter 34 of the 2019 Session Laws, relating to the waterbank program; to provide for a report; 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 45 YEAS, 2 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

**YEAS:** Anderson; Bakke; Bekkedahl; Bell; Burckhard; Clemens; Conley; Davison; Dever; Dwyer; Elkin; Erbele; Fors; Heckaman; Hogan; Hogue; Holmberg; Kannianen; Klein; Krebsbach; Kreun; Larsen, D.; Larson, D.; Lee; Lemm; Luick; Marcellais; Mathern; Meyer; Myrdal; Oban; Oehlke; Patten; Piepkorn; Poolman; Roers, J.; Roers, K.; Rust; Schaible; Sorvaag; Vedaa; Wanzek; Wardner; Weber; Wobbema

**NAYS:** Heitkamp; Larsen, O.

Engrossed HB 1009, as amended, passed.

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**CONSIDERATION OF AMENDMENTS**

**HB 1019, as engrossed: SEN. SORVAAG (Appropriations Committee) MOVED** that the amendments be adopted and then be placed on the Fourteenth order with **DO PASS**, which motion prevailed on a voice vote.

**SECOND READING OF HOUSE BILL**

**HB 1019:** A BILL for an Act to provide an appropriation for defraying the expenses of the parks and recreation department; to provide for a transfer; to amend and reenact section 10 of chapter 44 of the 2019 Session Laws, relating to International Peace Garden capital projects; to repeal section 12 of chapter 44 of the 2019 Session Laws, relating to International Peace Garden capital projects; to provide for the conveyance of real property; to provide for a legislative management study; to

provide an application; to provide for an exemption; to provide for a report; 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 43 YEAS, 4 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

**YEAS:** Anderson; Bakke; Bekkedahl; Bell; Burckhard; Clemens; Conley; Davison; Dever; Dwyer; Elkin; Erbele; Fors; Heckaman; Hogan; Hogue; Holmberg; Kannianen; Klein; Krebsbach; Kreun; Larson, D.; Lee; Lemm; Luick; Marcellais; Mathern; Meyer; Myrdal; Oban; Oehlke; Patten; Piepkorn; Poolman; Roers, J.; Roers, K.; Rust; Schaible; Sorvaag; Vedaa; Wanzek; Wardner; Weber

**NAYS:** Heitkamp; Larsen, D.; Larsen, O.; Wobbema

Engrossed HB 1019, as amended, passed and the emergency clause was declared carried.

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#### CONSIDERATION OF AMENDMENTS

**HB 1017, as engrossed: SEN. OEHLKE (Appropriations Committee) MOVED** that the amendments be adopted and then be placed on the Fourteenth order with **DO PASS**, which motion prevailed on a voice vote.

#### SECOND READING OF HOUSE BILL

**HB 1017:** A BILL for an Act to provide an appropriation for defraying the expenses of the game and fish department; to provide a report; 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, and has committee recommendation of DO PASS, the roll was called and there were 46 YEAS, 1 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

**YEAS:** Anderson; Bakke; Bekkedahl; Bell; Burckhard; Clemens; Conley; Davison; Dever; Dwyer; Elkin; Erbele; Fors; Heckaman; Heitkamp; Hogan; Hogue; Holmberg; Kannianen; Klein; Krebsbach; Kreun; Larsen, D.; Larson, D.; Lee; Lemm; Luick; Marcellais; Mathern; Meyer; Myrdal; Oban; Oehlke; Patten; Piepkorn; Poolman; Roers, J.; Roers, K.; Rust; Schaible; Sorvaag; Vedaa; Wanzek; Wardner; Weber; Wobbema

**NAYS:** Larsen, O.

Engrossed HB 1017, as amended, passed.

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#### CONSIDERATION OF AMENDMENTS

**HB 1035, as engrossed and amended: SEN. BAKKE (Appropriations Committee) MOVED** that the amendments be adopted and then be placed on the Fourteenth order with **DO PASS**, which motion prevailed on a voice vote.

#### SECOND READING OF HOUSE BILL

**HB 1035:** A BILL for an Act to create and enact chapters 27-20.2, 27-20.3, and 27-20.4 of the North Dakota Century Code, relating to the Juvenile Court Act; to amend and reenact subsection 16 of section 11-16-01, section 12.1-32-15, subsections 1 and 3 of section 12.1-41-12, subsection 2 of section 14-02.1-03.1, subsection 2 of section 14-02.1-08, subdivision c of subsection 2 of section 14-07.1-18, section 14-15-11, subsections 1 and 2 of section 15.1-09-33.4, sections 15.1-19-15, 20.1-13.1-01, 20.1-15-01, 26.1-36-20, and 26.1-40-11.1, subsection 2 of section 27-05-30, section 27-20.1-01, paragraph 4 of subdivision n of subsection 2 of section 27-20.1-06, subsection 1 of section 27-20.1-10, subdivision d of subsection 1 of section 27-20.1-11, subsection 3 of section 27-20.1-11, subsection 2 of section 27-20.1-17, section 27-20.1-22, section 27-20.3-05 as created by section 23 of this Act, section

27-20.4-06 as created by section 25 of this Act, subsections 2 and 3 of section 27-21-02, subsection 3 of section 27-21-02.1, section 27-21-09, subsections 2 and 5 of section 27-21-12, section 30.1-27-02, subsection 3 of section 30.1-27-06, section 39-06-32.1, subsection 2 of section 39-20-01, section 39-24.1-01, subsection 5 of section 50-06-05.1, subdivision a of subsection 4 of section 50-06-43.2, subsection 1 of section 50-11.3-01, sections 50-25.1-02 and 50-25.1-06, subsection 4 of section 50-25.1-15, subsection 2 of section 54-12-34, and sections 54-23.4-17 and 62.1-02-01 of the North Dakota Century Code, relating to juvenile justice; to repeal chapter 27-20 and section 27-21-03 of the North Dakota Century Code, relating to the Uniform Juvenile Court Act; to provide a penalty; to provide an appropriation; and to provide an effective date.

#### MOTION

**SEN. HOGAN MOVED** that Engrossed HB 1035, as amended, be amended as follows.

In addition to the amendments adopted by the Senate as printed on page \_\_\_\_\_ of the Senate Journal, Engrossed House Bill No. 1035 is amended as follows:

Page 124, line 15, replace "Sections 24 and" with "Section"

Page 124, line 15, replace "become" with "becomes"

Page 124, line 16, after the period insert "Section 24 of this Act becomes effective on August 1, 2023."

Renumber accordingly

#### REQUEST

**SEN. HOGAN REQUESTED** a verification vote on the motion to adopt the proposed amendments to Engrossed HB 1035, as amended, which request was granted.

The proposed amendments to Engrossed HB 1035, as amended, failed on a verification vote.

#### 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 45 YEAS, 2 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

**YEAS:** Anderson; Bakke; Bekkedahl; Bell; Burckhard; Clemens; Conley; Davison; Dever; Dwyer; Elkin; Erbele; Heckaman; Heitkamp; Hogan; Hogue; Holmberg; Kannianen; Klein; Krebsbach; Kreun; Larsen, D.; Larson, D.; Lee; Lemm; Luick; Marcellais; Mathern; Meyer; Myrdal; Oban; Oehlke; Patten; Piepkorn; Poolman; Roers, J.; Roers, K.; Rust; Schaible; Sorvaag; Vedaa; Wanzek; Wardner; Weber; Wobbema

**NAYS:** Fors; Larsen, O.

Engrossed HB 1035, as amended, passed.

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#### CONSIDERATION OF AMENDMENTS

**HB 1116: SEN. PATTEN (Finance and Taxation Committee) MOVED** that the amendments be adopted and then be placed on the Fourteenth order with **DO PASS**, which motion prevailed on a voice vote.

#### SECOND READING OF HOUSE BILL

**HB 1116:** A BILL for an Act to amend and reenact subsection 6 of section 21-03-07 and sections 57-15-06.6 and 57-47-02 of the North Dakota Century Code, relating to the issuance of general obligation bonds and the authorized uses of the county capital projects levy; to provide an effective date; and to provide a contingent 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 45 YEAS, 2

NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

**YEAS:** Anderson; Bakke; Bekkedahl; Bell; Burckhard; Clemens; Conley; Davison; Dever; Dwyer; Elkin; Erbele; Fors; Heckaman; Hogan; Hogue; Holmberg; Kannianen; Klein; Krebsbach; Kreun; Larsen, D.; Larson, D.; Lee; Lemm; Luick; Marcellais; Mathern; Meyer; Myrdal; Oban; Oehlke; Patten; Piepkorn; Poolman; Roers, J.; Roers, K.; Rust; Schaible; Sorvaag; Vedaa; Wanzek; Wardner; Weber; Wobbema

**NAYS:** Heitkamp; Larsen, O.

HB 1116, as amended, passed.

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#### CONSIDERATION OF AMENDMENTS

**HB 1246, as engrossed: SEN. SCHAIBLE (Appropriations Committee) MOVED** that the amendments be adopted and then be placed on the Fourteenth order with **DO PASS**, which motion prevailed on a voice vote.

#### SECOND READING OF HOUSE BILL

**HB 1246:** A BILL for an Act to amend and reenact section 15.1-27-04.1 of the North Dakota Century Code, relating to the education foundation aid funding formula and the treatment of federal impact aid funding.

#### 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 47 YEAS, 0 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

**YEAS:** Anderson; Bakke; Bekkedahl; Bell; Burckhard; Clemens; Conley; Davison; Dever; Dwyer; Elkin; Erbele; Fors; Heckaman; Heitkamp; Hogan; Hogue; Holmberg; Kannianen; Klein; Krebsbach; Kreun; Larsen, D.; Larsen, O.; Larson, D.; Lee; Lemm; Luick; Marcellais; Mathern; Meyer; Myrdal; Oban; Oehlke; Patten; Piepkorn; Poolman; Roers, J.; Roers, K.; Rust; Schaible; Sorvaag; Vedaa; Wanzek; Wardner; Weber; Wobbema

Engrossed HB 1246, as amended, passed.

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#### CONSIDERATION OF AMENDMENTS

**HCR 3006, as engrossed: SEN. LUICK (Judiciary Committee) MOVED** that the amendments be adopted and then be placed on the Fourteenth order with **DO PASS**, which motion prevailed on a voice vote.

#### SECOND READING OF HOUSE CONCURRENT RESOLUTION

**HCR 3006:** A concurrent resolution urging Congress and the President of the United States to protect the Second Amendment of the United States Constitution.

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

Engrossed HCR 3006, as amended, was declared adopted on a voice vote.

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#### SECOND READING OF HOUSE BILL

**HB 1496:** A BILL for an Act to create and enact section 16.1-08.1-02.5 of the North Dakota Century Code, relating to statewide political parties' campaign finance disclosures; to amend and reenact subsection 8 of section 16.1-08.1-01 and sections 16.1-08.1-02.3 and 16.1-08.1-02.4 of the North Dakota Century Code, relating to reporting of expenditures for political purposes; and to provide a penalty.

#### ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee

recommendation of DO NOT PASS, the roll was called and there were 2 YEAS, 45 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

**YEAS:** Larsen, D.; Mathern

**NAYS:** Anderson; Bakke; Bekkedahl; Bell; Burckhard; Clemens; Conley; Davison; Dever; Dwyer; Elkin; Erbele; Fors; Heckaman; Heitkamp; Hogan; Hogue; Holmberg; Kannianen; Klein; Krebsbach; Kreun; Larsen, O.; Larson, D.; Lee; Lemm; Luick; Marcellais; Meyer; Myrdal; Oban; Oehlke; Patten; Piepkorn; Poolman; Roers, J.; Roers, K.; Rust; Schaible; Sorvaag; Vedaa; Wanzek; Wardner; Weber; Wobbema

Engrossed HB 1496 failed.

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### SECOND READING OF HOUSE BILL

**HB 1295:** A BILL for an Act to amend and reenact sections 16.1-08.1-04.1, 54-66-03, and 54-66-15 of the North Dakota Century Code, relating to authority of the secretary of state and the ethics commission; and to declare an emergency.

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

**YEAS:** Anderson; Bakke; Bekkedahl; Bell; Burckhard; Clemens; Conley; Davison; Dever; Dwyer; Elkin; Erbele; Fors; Heckaman; Heitkamp; Hogan; Hogue; Holmberg; Kannianen; Klein; Krebsbach; Kreun; Larsen, D.; Larsen, O.; Larson, D.; Lee; Lemm; Luick; Marcellais; Meyer; Myrdal; Oban; Oehlke; Patten; Piepkorn; Poolman; Roers, J.; Roers, K.; Rust; Schaible; Sorvaag; Vedaa; Wanzek; Wardner; Weber; Wobbema

**NAYS:** Mathern

Engrossed HB 1295 passed and the emergency clause was declared carried.

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### SECOND READING OF HOUSE BILL

**HB 1191:** A BILL for an Act to amend and reenact sections 16.1-08.1-02.3, 16.1-08.1-03.5, and 16.1-08.1-03.7 of the North Dakota Century Code, relating to reporting expenditures in support of or opposition to candidates; and to provide a penalty.

### ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 12 YEAS, 35 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

**YEAS:** Bakke; Heckaman; Heitkamp; Hogan; Klein; Larsen, O.; Marcellais; Mathern; Oban; Piepkorn; Wardner; Weber

**NAYS:** Anderson; Bekkedahl; Bell; Burckhard; Clemens; Conley; Davison; Dever; Dwyer; Elkin; Erbele; Fors; Hogue; Holmberg; Kannianen; Krebsbach; Kreun; Larsen, D.; Larson, D.; Lee; Lemm; Luick; Meyer; Myrdal; Oehlke; Patten; Poolman; Roers, J.; Roers, K.; Rust; Schaible; Sorvaag; Vedaa; Wanzek; Wobbema

Engrossed HB 1191 failed.

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### SECOND READING OF HOUSE BILL

**HB 1344:** A BILL for an Act to amend and reenact section 44-08-05.1 of the North Dakota Century Code, relating to the reporting by any public officer, employee, or any other individual who has knowledge of an actual or possible law violation.

**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 46 YEAS, 0 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

**YEAS:** Anderson; Bakke; Bekkedahl; Bell; Burckhard; Clemens; Conley; Davison; Dever; Dwyer; Elkin; Erbele; Fors; Heitkamp; Hogan; Hogue; Holmberg; Kannianen; Klein; Krebsbach; Kreun; Larsen, D.; Larsen, O.; Larson, D.; Lee; Lemm; Luick; Marcellais; Mathern; Meyer; Myrdal; Oban; Oehlke; Patten; Piepkorn; Poolman; Roers, J.; Roers, K.; Rust; Schaible; Sorvaag; Vedaa; Wanzek; Wardner; Weber; Wobbema

**ABSENT AND NOT VOTING:** Heckaman

Engrossed HB 1344 passed.

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**REQUEST**

**SEN. HECKAMAN REQUESTED** that the record reflect she intended to vote AYE on HB 1344, which request was granted.

**SECOND READING OF HOUSE BILL**

**HB 1067:** A BILL for an Act to create and enact section 49-05-04.4 of the North Dakota Century Code, relating to the authority of the public service commission to adopt rules and request a fee to cover the cost of investigating a public utilities integrated resource plan.

**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 47 YEAS, 0 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

**YEAS:** Anderson; Bakke; Bekkedahl; Bell; Burckhard; Clemens; Conley; Davison; Dever; Dwyer; Elkin; Erbele; Fors; Heckaman; Heitkamp; Hogan; Hogue; Holmberg; Kannianen; Klein; Krebsbach; Kreun; Larsen, D.; Larsen, O.; Larson, D.; Lee; Lemm; Luick; Marcellais; Mathern; Meyer; Myrdal; Oban; Oehlke; Patten; Piepkorn; Poolman; Roers, J.; Roers, K.; Rust; Schaible; Sorvaag; Vedaa; Wanzek; Wardner; Weber; Wobbema

HB 1067 passed.

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**SECOND READING OF HOUSE BILL**

**HB 1129:** A BILL for an Act to amend and reenact subsection 4 of section 57-38-01.28 and subdivision t of subsection 2 of section 57-38-30.3 of the North Dakota Century Code, relating to the marriage penalty credit and an income tax exclusion for social security benefits; 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 21 YEAS, 26 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

**YEAS:** Bell; Clemens; Conley; Dever; Elkin; Erbele; Fors; Heitkamp; Kannianen; Larsen, D.; Larsen, O.; Larson, D.; Lemm; Luick; Meyer; Myrdal; Piepkorn; Rust; Vedaa; Wanzek; Wobbema

**NAYS:** Anderson; Bakke; Bekkedahl; Burckhard; Davison; Dwyer; Heckaman; Hogan; Hogue; Holmberg; Klein; Krebsbach; Kreun; Lee; Marcellais; Mathern; Oban; Oehlke; Patten; Poolman; Roers, J.; Roers, K.; Schaible; Sorvaag; Wardner; Weber

Engrossed HB 1129 failed.



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**SECOND READING OF HOUSE BILL**

**HB 1358:** A BILL for an Act to amend and reenact section 54-44-16 of the North Dakota Century Code, relating to oil and gas tax revenue hedging; to provide an appropriation; to provide a continuing appropriation; to provide for a transfer; to provide a statement of legislative intent; and to declare an emergency.

**ROLL CALL**

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 12 YEAS, 35 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

**YEAS:** Bekkedahl; Conley; Dwyer; Erbele; Kannianen; Meyer; Patten; Rust; Schaible; Vedaa; Wanzek; Weber

**NAYS:** Anderson; Bakke; Bell; Burckhard; Clemens; Davison; Dever; Elkin; Fors; Heckaman; Heitkamp; Hogan; Hogue; Holmberg; Klein; Krebsbach; Kreun; Larsen, D.; Larsen, O.; Larson, D.; Lee; Lemm; Luick; Marcellais; Mathern; Myrdal; Oban; Oehlke; Piepkorn; Poolman; Roers, J.; Roers, K.; Sorvaag; Wardner; Wobbema

Reengrossed HB 1358, as amended, failed.

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**SECOND READING OF HOUSE BILL**

**HB 1427:** A BILL for an Act to provide for duties of the commission on juvenile justice and the children's cabinet and to create a juvenile justice planning committee, a planning committee for children in need of services, and a planning committee for alternatives to juvenile detention.

**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 43 YEAS, 4 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

**YEAS:** Anderson; Bakke; Bekkedahl; Bell; Burckhard; Clemens; Conley; Davison; Dever; Dwyer; Elkin; Erbele; Fors; Heckaman; Hogue; Holmberg; Kannianen; Klein; Krebsbach; Kreun; Larsen, D.; Larson, D.; Lemm; Luick; Marcellais; Mathern; Meyer; Myrdal; Oban; Oehlke; Patten; Piepkorn; Poolman; Roers, J.; Roers, K.; Rust; Schaible; Sorvaag; Vedaa; Wanzek; Wardner; Weber; Wobbema

**NAYS:** Heitkamp; Hogan; Larsen, O.; Lee

Engrossed HB 1427 passed.

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**SECOND READING OF HOUSE BILL**

**HB 1302:** A BILL for an Act to amend and reenact section 29-01-19 of the North Dakota Century Code, relating to the compromise of misdemeanors.

**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 47 YEAS, 0 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

**YEAS:** Anderson; Bakke; Bekkedahl; Bell; Burckhard; Clemens; Conley; Davison; Dever; Dwyer; Elkin; Erbele; Fors; Heckaman; Heitkamp; Hogan; Hogue; Holmberg; Kannianen; Klein; Krebsbach; Kreun; Larsen, D.; Larsen, O.; Larson, D.; Lee; Lemm; Luick; Marcellais; Mathern; Meyer; Myrdal; Oban; Oehlke; Patten; Piepkorn; Poolman; Roers, J.; Roers, K.; Rust; Schaible; Sorvaag; Vedaa; Wanzek; Wardner; Weber; Wobbema

HB 1302 passed.

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**SECOND READING OF HOUSE BILL**

**HB 1263:** A BILL for an Act to amend and reenact subsection 3 of section 53-06.1-11.1 of the North Dakota Century Code, relating to eligible uses for charitable gaming net proceeds.

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

**YEAS:** Anderson; Bakke; Bekkedahl; Bell; Burckhard; Clemens; Conley; Davison; Dever; Dwyer; Elkin; Erbele; Fors; Heckaman; Heitkamp; Hogan; Hogue; Holmberg; Kannianen; Klein; Krebsbach; Kreun; Larsen, D.; Larsen, O.; Lee; Lemm; Marcellais; Mathern; Meyer; Myrdal; Oban; Oehlke; Patten; Piepkorn; Poolman; Roers, J.; Roers, K.; Rust; Schaible; Sorvaag; Vedaa; Wanzek; Wardner; Weber; Wobbema

**NAYS:** Larson, D.; Luick

Engrossed HB 1263 passed.

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**SECOND READING OF HOUSE BILL**

**HB 1334:** A BILL for an Act to amend and reenact section 28-26-01 of the North Dakota Century Code, relating to requiring a court to determine if a claim for relief was frivolous.

**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 2 YEAS, 45 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

**YEAS:** Kannianen; Larsen, O.

**NAYS:** Anderson; Bakke; Bekkedahl; Bell; Burckhard; Clemens; Conley; Davison; Dever; Dwyer; Elkin; Erbele; Fors; Heckaman; Heitkamp; Hogan; Hogue; Holmberg; Klein; Krebsbach; Kreun; Larsen, D.; Larson, D.; Lee; Lemm; Luick; Marcellais; Mathern; Meyer; Myrdal; Oban; Oehlke; Patten; Piepkorn; Poolman; Roers, J.; Roers, K.; Rust; Schaible; Sorvaag; Vedaa; Wanzek; Wardner; Weber; Wobbema

Engrossed HB 1334 failed.

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**SECOND READING OF HOUSE CONCURRENT RESOLUTION**

**HCR 3023:** A concurrent resolution urging Congress to propose an amendment to the United States Constitution to prohibit changing the number of justices serving on the United States Supreme Court and that the amendment should state the Supreme Court of the United States shall be composed of nine justices.

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

Engrossed HCR 3023 was declared adopted on a voice vote.

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**SECOND READING OF HOUSE CONCURRENT RESOLUTION**

**HCR 3024:** A concurrent resolution directing the Legislative Management to consider studying the feasibility and desirability of regulating special purpose depository institutions and regulating other entities engaged in virtual currency business activities.

The question being on the final adoption of the resolution, which has been read, and has committee recommendation of DO NOT PASS.

Engrossed HCR 3024 was declared lost on a voice vote.

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#### **SECOND READING OF HOUSE CONCURRENT RESOLUTION**

**HCR 3044:** A concurrent resolution directing the Legislative Management to consider studying the impact of the SARS-CoV-2 (COVID-19) pandemic, including an analysis of whether certain populations are more susceptible to contracting COVID-19 and an analysis of the state residents who have been hospitalized or died from COVID-19, including whether the individuals had a pre-existing health condition, a disability, access to health care, health insurance, and whether the individual belonged to a population susceptible to serious illness from COVID-19.

The question being on the final adoption of the resolution, which has been read, and has committee recommendation of DO NOT PASS.

HCR 3044 was declared lost on a voice vote.

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#### **SECOND READING OF HOUSE CONCURRENT RESOLUTION**

**HCR 3030:** A concurrent resolution directing the Legislative Management to consider studying metabolic syndrome and its associated costs, trends, and causes, including proposals for reducing the prevalence and the associated costs through public policy and initiatives.

#### **REQUEST**

**SEN. MARCELLAIS REQUESTED** a recorded roll call vote on the adoption of HCR 3030, which request was granted.

#### **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 9 YEAS, 38 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

**YEAS:** Anderson; Bakke; Heckaman; Hogan; Marcellais; Mathern; Oban; Oehlke; Piepkorn

**NAYS:** Bekkedahl; Bell; Burckhard; Clemens; Conley; Davison; Dever; Dwyer; Elkin; Erbele; Fors; Heitkamp; Hogue; Holmberg; Kannianen; Klein; Krebsbach; Kreun; Larsen, D.; Larsen, O.; Larson, D.; Lee; Lemm; Luick; Meyer; Myrdal; Patten; Poolman; Roers, J.; Roers, K.; Rust; Schaible; Sorvaag; Vedaa; Wanzek; Wardner; Weber; Wobbema

HCR 3030 was declared lost on a recorded roll call vote.

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

**MR. SPEAKER:** The Senate has passed, unchanged: HB 1067, HB 1263, HB 1302, HB 1344, HB 1427.

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

**MR. SPEAKER:** The Senate has passed, unchanged: HB 1231, HB 1356, HB 1466.

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

**MR. SPEAKER:** The Senate has passed, unchanged: HCR 3023.

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

**MR. SPEAKER:** The Senate has passed, the emergency clause carried, unchanged: HB 1295.

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

**MR. SPEAKER:** The Senate has amended and subsequently passed: HB 1009, HB 1017,

HB 1035, HB 1116, HB 1246.

**MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)**  
**MR. SPEAKER:** The Senate has amended and subsequently passed: HB 1021, HB 1099, HB 1199, HB 1232, HB 1285, HB 1419, HB 1455.

**MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)**  
**MR. SPEAKER:** The Senate has amended and subsequently passed: HCR 3006.

**MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)**  
**MR. SPEAKER:** The Senate has amended and subsequently passed: HCR 3035.

**MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)**  
**MR. SPEAKER:** The Senate has amended, subsequently passed, and the emergency clause carried: HB 1019.

**MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)**  
**MR. SPEAKER:** The Senate has amended, subsequently passed, and the emergency clause carried: HB 1397.

**MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)**  
**MR. SPEAKER:** The Senate has amended and subsequently failed to pass: HB 1245.

**MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)**  
**MR. SPEAKER:** The Senate has amended and subsequently failed to pass: HB 1358.

**MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)**  
**MR. SPEAKER:** The Senate has failed to pass, unchanged: HB 1129, HB 1191, HB 1334, HB 1496.

#### **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 1045, Engrossed HB 1103, Engrossed HB 1117, Engrossed HB 1164, Engrossed HB 1175, HB 1254, Engrossed HB 1298, and Engrossed HB 1437, which motion prevailed.

**THE PRESIDENT APPOINTED** as a Conference Committee on:

**Engrossed HB 1045:** Sens. Myrdal, O. Larsen, Lemm  
**Engrossed HB 1103:** Sens. Anderson, Kannianen, Oban  
**Engrossed HB 1117:** Sens. Dwyer, Fors, Bakke  
**Engrossed HB 1164:** Sens. Myrdal, Luick, Dwyer  
**Engrossed HB 1175:** Sens. Klein, Vedaa, Marcellais  
**HB 1254:** Sens. K. Roers, O. Larsen, Hogan  
**Engrossed HB 1298:** Sens. Dwyer, Myrdal, Bakke  
**Engrossed HB 1437:** Sens. Luick, Myrdal, Hogan

**MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)**  
**MR. SPEAKER:** The Senate has failed to pass, unchanged: HCR 3024, HCR 3030, HCR 3044.

**MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)**  
**MR. PRESIDENT:** The House has passed, unchanged: SB 2009, SB 2032, SB 2215.

**MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)**  
**MR. PRESIDENT:** The House has passed, the emergency clause carried, unchanged: SB 2232.

**MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)**  
**MR. PRESIDENT:** The House has amended and subsequently passed: SB 2304.

#### **AMENDMENTS TO ENGROSSED SENATE BILL NO. 2304**

In lieu of the amendments adopted by the House as printed on pages 1187 and 1188 of the House Journal, Engrossed Senate Bill No. 2304 is amended as follows:

Page 1, line 4, after "history" insert "; and to provide an effective date"

Page 1, line 13, overstrike "the"

Page 1, line 13, remove "federally recognized Indian tribes"

Page 1, line 14, remove "in the state, and the"

Page 1, line 14, after the second comma insert "the federally recognized Indian tribes in the state."

Page 1, line 19, replace "and" with "or"

Page 2, line 6, remove "impacts to"

Page 2, line 7, remove "tribes."

Page 2, line 7, remove ", tribal sovereignty, and treaty rights"

Page 2, line 26, remove "impacts to"

Page 2, line 26, remove "tribes."

Page 2, line 27, remove ", tribal sovereignty, and treaty rights"

Page 3, after line 3, insert:

**"SECTION 4. EFFECTIVE DATE.** Section 3 of this Act becomes effective on August 1, 2022."

Renumber accordingly

**MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)**  
**MR. PRESIDENT:** The House has failed to pass, unchanged: SB 2218.

**MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)**  
**MR. PRESIDENT:** The House has failed to pass, unchanged: SCR 4002.

**MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)**  
**MR. PRESIDENT:** The House does not concur in the Senate amendments to HB 1074, HB 1096, HB 1183, and HB 1371, and the Speaker has appointed as a conference committee to act with a like committee from the Senate on:

**HB 1074:** Reps. Zubke; D. Anderson; Ista  
**HB 1096:** Reps. M. Ruby; Marschall; Zubke  
**HB 1183:** Reps. Ertelt; Toman; M. Nelson  
**HB 1371:** Reps. Pyle; Cory; M. Nelson

**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 1045:** Sens. Myrdal; O. Larsen; Lemm  
**HB 1103:** Sens. Anderson; Kannianen; Oban  
**HB 1117:** Sens. Dwyer; Fors; Bakke  
**HB 1164:** Sens. Myrdal; Luick; Dwyer  
**HB 1175:** Sens. Klein; Vedaa; Marcellais  
**HB 1254:** Sens. K. Roers; O. Larsen; Hogan  
**HB 1298:** Sens. Dwyer; Myrdal; Bakke  
**HB 1437:** Sens. Luick; Myrdal; Hogan

**MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)**  
**MR. PRESIDENT:** The Speaker has appointed Rep. Becker to replace Rep. Paur on the

Conference Committee on HB 1148.

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

**MR. PRESIDENT:** The Speaker has appointed Rep. Paur to replace Rep. Becker on the Conference Committee on HB 1502.

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

**MR. SPEAKER:** Your signature is respectfully requested on: SB 2054, SB 2259.

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

**MR. PRESIDENT:** Your signature is respectfully requested on: HB 1043, HB 1195, HB 1309, HB 1435, HB 1470, HB 1503, HCR 3014, HCR 3029, HCR 3046.

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

**MR. PRESIDENT:** Your signature is respectfully requested on: HB 1256.

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

**MR. SPEAKER:** The President has signed: HB 1043, HB 1195, HB 1309, HB 1435, HB 1470, HB 1503.

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

**MR. SPEAKER:** The President has signed: HCR 3014, HCR 3029, HCR 3046.

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

**MR. PRESIDENT:** The Speaker has signed: HB 1425.

**MOTION**

**SEN. KLEIN MOVED** that the Senate be on the Fourth, Fifth, Ninth, Thirteenth, and Sixteenth orders of business and at the conclusion of those orders, the Senate stand adjourned until 12:30 p.m., Wednesday, April 7, 2021, which motion prevailed.

**REPORT OF STANDING COMMITTEE**

**HB 1003, as engrossed: Appropriations Committee (Sen. Holmberg, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed HB 1003 was placed on the Sixth order on the calendar.

Page 1, line 1, after "general" insert "; to provide an appropriation to the department of human services"

Page 1, line 2, replace "section" with "sections 53-06.1-12 and"

Page 1, line 2, after the second "to" insert "the gaming tax allocation fund and"

Page 1, line 4, remove "and"

Page 1, line 4, after "report" insert "; to provide for a legislative management study; and to declare an emergency"

Page 1, remove lines 13 through 24

Page 2, replace lines 1 through 7 with:

"Salaries and wages	\$45,954,981	\$4,140,206	\$50,095,187
Operating expenses	15,588,646	801,822	16,390,468
Capital assets	804,380	934,841	1,739,221
Grants	4,418,440	(515,000)	3,903,440
Human trafficking victims grants	1,400,000	(298,121)	1,101,879
Forensic nurse examiners grants	250,000	691	250,691
Statewide litigation funding pool	0	4,000,000	4,000,000
Litigation fees	150,000	(22,500)	127,500
Intellectual property attorney	442,085	(442,085)	0
Medical examinations	660,000	0	660,000
North Dakota lottery	5,191,454	63,390	5,254,844
Arrest and return of fugitives	10,000	(1,500)	8,500

Gaming commission	7,489	0	7,489
Criminal justice information sharing	3,631,121	443,847	4,074,968
Law enforcement	<u>2,982,284</u>	<u>66,643</u>	<u>3,048,927</u>
Total all funds	\$81,490,880	\$9,172,234	\$90,663,114
Less estimated income	<u>35,886,284</u>	<u>12,372,844</u>	<u>48,259,128</u>
Total general fund	\$45,604,596	(\$3,200,610)	\$42,403,986
Full-time equivalent positions	245.00	7.00	252.00"

Page 2, replace lines 18 through 22 with:

"Statewide litigation funding pool	0	4,000,000
Additional income	<u>250,000</u>	<u>0</u>
Total all funds	\$3,417,956	\$6,286,706
Total other funds	<u>3,217,956</u>	<u>6,286,706</u>
Total general fund	\$200,000	\$0"

Page 2, after line 29, insert:

**"SECTION 4. APPROPRIATION - 2019-21 BIENNIUM - SEXUAL ASSAULT EVIDENCE COLLECTION KIT TRACKING SYSTEM - DRUG ANALYZERS - EXEMPTION - ONE-TIME FUNDING.** There is appropriated from federal funds, not otherwise appropriated, the sum of \$355,000, or so much as the sum as may be necessary, to the attorney general, of which \$255,000 is for the development and implementation of a sexual assault evidence collection kit tracking system and \$100,000 is for drug analyzers with federal funding received from the department of transportation, for the period beginning with the effective date of this Act, and ending June 30, 2021. The funding provided under this section is not subject to section 54-44.1-11 and any unexpended funds may be continued and are available for the program during the biennium beginning July 1, 2021, and ending June 30, 2023. This funding is considered a one-time funding item.

**SECTION 5. TRANSFER - LAWSUIT SETTLEMENT PROCEEDS - OPIOID ADDICTION PREVENTION AND TREATMENT PROGRAM - APPROPRIATION - DEPARTMENT OF HUMAN SERVICES - ONE-TIME FUNDING - REPORT.** The office of management and budget shall transfer up to \$2,000,000 from opioid-related lawsuit settlement proceeds deposited in the attorney general refund fund to the department of human services which is appropriated to the department of human services for the purpose of defraying the expenses of an opioid addiction prevention and treatment program during the biennium beginning July 1, 2021, and ending June 30, 2023. The department of human services shall consult with the attorney general on the use of funding for the program. The attorney general shall notify the legislative council and office of management and budget of any lawsuit settlement proceeds that become available for transfer to the department of human services for this program. This funding is considered a one-time funding item."

Page 3, line 1, replace "\$3,000,000" with "\$4,000,000"

Page 3, after line 5, insert:

**"SECTION 7. ESTIMATED INCOME - CHARITABLE GAMING TECHNOLOGY SYSTEM - GAMING TAX ALLOCATION FUND.** The estimated income line item in section 1 of this Act includes \$475,000 from the gaming tax allocation fund for defraying expenses related to the continued development and implementation of the charitable gaming technology system."

Page 3, line 8, replace "\$1,101,834" with "\$1,101,879"

Page 3, line 19, replace "\$250,674" with "\$250,691"

Page 3, line 31, after "FUND" insert "- REDUCED CIGARETTE IGNITION PROPENSITY AND FIREFIGHTER PROTECTION ACT ENFORCEMENT FUND"

Page 4, line 1, replace "\$1,133,232 from the attorney general refund fund" with "\$1,374,989"

Page 4, line 2, replace "\$1,007,326 is" with "\$1,249,083 is from the attorney general refund fund"

Page 4, line 3, after "is" insert "from the Reduced Cigarette Ignition Propensity and Firefighter Protection Act enforcement fund"

Page 4, line 7, replace "\$2,266,464" with "\$2,577,624"

Page 4, line 9, after "proceeds" insert "and \$1,416,728 is derived from March 2021 lawsuit settlement proceeds, and \$251,812 of funding in the Reduced Cigarette Ignition Propensity and Firefighter Protection Act enforcement fund"

Page 4, line 11, replace "\$2,266,464" with "\$2,577,624"

Page 4, line 12, after "fund" insert "and \$251,812 in the Reduced Cigarette Ignition Propensity and Firefighter Protection Act enforcement fund and any investment earnings on the funding be retained in the Reduced Cigarette Ignition Propensity and Firefighter Protection Act enforcement fund,"

Page 4, line 13, replace "7" with "10"

Page 4, after line 14, insert:

**"SECTION 12. AMENDMENT.** Section 53-06.1-12 of the North Dakota Century Code is amended and reenacted as follows:

**53-06.1-12. Gaming tax - ~~Deposits and allocations~~Gaming tax allocation fund - Attorney general - State treasurer - Allocations - Transfer to the general fund.**

1. A gaming tax is imposed on the total gross proceeds received by a licensed organization in a quarter and it must be computed and paid to the attorney general on a quarterly basis on the tax return. This tax must be paid from adjusted gross proceeds and is not part of the allowable expenses. For a licensed organization with gross proceeds:
  - a. Not exceeding one million five hundred thousand dollars the tax is one percent of gross proceeds.
  - b. Exceeding one million five hundred thousand dollars the tax is fifteen thousand dollars plus two and twenty-five hundredths percent of gross proceeds exceeding one million five hundred thousand dollars.
2. The tax must be paid to the attorney general at the time tax returns are filed.
3. ~~Except as provided in subsection 4, the attorney general shall deposit gaming taxes, monetary fines, and interest and penalties collected in the general fund in the state treasury.~~
- 4.3. ~~The attorney general shall deposit seven percent of the total~~all taxes, monetary fines, and interest and penalties, less refunds, collected under this section into a gaming tax allocation fund. Pursuant to legislative appropriation, the attorney general shall distribute seven percent of moneys deposited in the fund ~~must be distributed~~ quarterly to cities and counties in proportion to the taxes collected under this section from licensed organizations conducting games within each city, for sites within city limits, or within each county, for sites outside city limits. If a city or county allocation under this subsection is less than two hundred dollars, that city or county is not entitled to receive a payment for the quarter and the undistributed amount must be included in the total amount to be distributed to other cities and counties for the quarter.



4. Pursuant to legislative appropriation, the attorney general shall use moneys available in the gaming tax allocation fund for the administration and operating costs associated with charitable gaming.
5. On or before June thirtieth of each odd-numbered year, the attorney general shall certify to the state treasurer the amount of accumulated funds in the gaming tax allocation fund which exceed fifty percent of the amount appropriated by the legislative assembly for administrative and operating costs associated with charitable gaming for the subsequent biennium. The state treasurer shall transfer the certified amount from the gaming tax allocation fund to the general fund before the end of each biennium."

Page 4, line 20, replace "sixty-eight" with "sixty-nine"

Page 4, line 20, overstrike "three" and insert immediately thereafter "one"

Page 4, line 20, replace "thirty-three" with "sixty-two"

Page 4, after line 25, insert:

**"SECTION 15. EXEMPTION - CONTINGENT FEE ARRANGEMENT.**

Notwithstanding section 54-12-08.1, the attorney general may contract for legal services compensated by a contingent fee arrangement for ongoing multi-state technology litigation during the period beginning with the effective date of this Act and ending June 30, 2023.

**SECTION 16. EXEMPTION - GAMING TAX REVENUE GRANTS.**

Notwithstanding section 53-06.1-12, the attorney general may distribute gaming tax revenue grants to cities and counties relating to the seventh and eighth quarters of the 2019-21 biennium through October 31, 2021."

Page 4, after line 28, insert:

**"SECTION 18. EXEMPTION - REDUCED CIGARETTE IGNITION PROPENSITY AND FIREFIGHTER PROTECTION ACT ENFORCEMENT FUND.**

Notwithstanding subsection 6 of section 18-13-03, the attorney general may invest \$125,906 from the Reduced Cigarette Ignition Propensity and Firefighter Protection Act enforcement fund, for the purpose of providing salary equity increases to fire marshal office positions during the biennium beginning July 1, 2021, and ending June 30, 2023."

Page 5, after line 4, insert:

**"SECTION 20. EXEMPTION - STATEWIDE AUTOMATED VICTIM INFORMATION AND NOTIFICATION PROGRAM.** The amount appropriated to the attorney general from other funds for the statewide automated victim information and notification system as contained in sections 1 and 8 of chapter 3 of the 2017 Session Laws and continued into the 2019-21 biennium, is not subject to the provisions of section 54-44.1-11. Any unexpended funds from this appropriation are available to the attorney general for the legal case management system during the biennium beginning July 1, 2021, and ending June 30, 2023.

**SECTION 21. EXEMPTION - INFORMATION TECHNOLOGY EQUIPMENT.**

The amount appropriated to the attorney general from the general fund for the purchase of information technology equipment as contained in section 1 of chapter 28 of the 2019 Session Laws, is not subject to the provisions of section 54-44.1-11. Any unexpended funds from this appropriation are available to the attorney general for the purchase of information technology equipment, during the biennium beginning July 1, 2021, and ending June 30, 2023.

**SECTION 22. LEGISLATIVE INTENT - GAMING DIVISION.** It is the intent of the sixty-seventh legislative assembly that the expenses of the attorney general's gaming division be paid from gaming tax revenues.

**SECTION 23. LEGISLATIVE MANAGEMENT STUDY - STATE GOVERNMENT ATTORNEYS.** During the 2021-22 interim, the legislative management shall consider studying the feasibility and desirability of consolidating attorney and legal-related positions in state government. The study must include an analysis of the number of attorney and legal-related positions in state government, the agency to which the positions are assigned, the type of work performed by the positions, and any efficiencies that may be gained through the consolidation of these positions into the attorney general's office. The study must include consultation with the attorney general and any agency with attorney and legal-related positions in state government for the 2021-23 biennium. The legislative management shall report its findings and recommendations, together with any legislation required to implement the recommendations, to the sixty-eighth legislative assembly.

**SECTION 24. LEGISLATIVE MANAGEMENT STUDY - STATE GOVERNMENT LITIGATION FUNDING.** During the 2021-22 interim, the legislative management shall consider studying the feasibility and desirability of consolidating litigation-related funding in state government. The study must include an analysis of litigation-related funding in state government agency budgets, including the purpose and source of funding for the litigation and any efficiencies that may be gained through the consolidation of the litigation funding into the attorney general's office. The study must include consultation with the attorney general and any agency with litigation-related funding appropriated for the 2021-23 biennium. The legislative management shall report its findings and recommendations, together with any legislation required to implement the recommendations, to the sixty-eighth legislative assembly.

**SECTION 25. LEGISLATIVE MANAGEMENT STUDY - CHARITABLE GAMING LAWS.** During the 2021-22 interim, the legislative management shall consider studying laws regarding the state's charitable gaming taxation and use of net proceeds for eligible organizations. The legislative management shall report its findings and recommendations, together with any legislation required to implement the recommendations, to the sixty-eighth legislative assembly.

**SECTION 26. EMERGENCY.** Sections 4 and 15 of this Act are declared to be an emergency measure."

Renumber accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:**

**House Bill No. 1003 - Summary of Senate Action**

	Base Budget	House Version	Senate Changes	Senate Version
Attorney General				
Total all funds	\$81,490,880	\$87,025,682	\$3,887,432	\$90,913,114
Less estimated income	35,886,284	43,350,046	5,159,082	48,509,128
General fund	\$45,604,596	\$43,675,636	(\$1,271,650)	\$42,403,986
FTE	245.00	248.00	4.00	252.00
DHS - Other				
Total all funds	\$0	\$0	\$2,000,000	\$2,000,000
Less estimated income	0	0	2,000,000	2,000,000
General fund	\$0	\$0	\$0	\$0
FTE	0.00	0.00	0.00	0.00
Bill total				
Total all funds	\$81,490,880	\$87,025,682	\$5,887,432	\$92,913,114
Less estimated income	35,886,284	43,350,046	7,159,082	50,509,128
General fund	\$45,604,596	\$43,675,636	(\$1,271,650)	\$42,403,986
FTE	245.00	248.00	4.00	252.00

**House Bill No. 1003 - Attorney General - Senate Action**

	Base Budget	House Version	Senate Changes	Senate Version
Salaries and wages	\$45,954,981	\$48,782,813	\$1,312,374	\$50,095,187
Operating expenses	15,588,646	15,675,772	714,696	16,390,468
Capital assets	804,380	1,739,221		1,739,221
Grants	4,418,440	3,663,440	240,000	3,903,440
Litigation fees	150,000	127,500		127,500
Intellectual property attorney	442,085			
Medical examinations	660,000	660,000		660,000
North Dakota lottery	5,191,454	5,253,531	1,313	5,254,844
Arrest and return of fugitives	10,000	8,500		8,500
Gaming commission	7,489	7,489		7,489
Criminal justice information sharing	3,631,121	3,801,923	273,045	4,074,968
Law enforcement	2,982,284	2,702,985	345,942	3,048,927
Human trafficking victims grants	1,400,000	1,101,834	45	1,101,879
Forensic nurse examiners grants	250,000	250,674	17	250,691
Additional income		250,000		250,000
Statewide litigation funding pool		3,000,000	1,000,000	4,000,000
Total all funds	\$81,490,880	\$87,025,682	\$3,887,432	\$90,913,114
Less estimated income	35,886,284	43,350,046	5,159,082	48,509,128
General fund	\$45,604,596	\$43,675,636	(\$1,271,650)	\$42,403,986
FTE	245.00	248.00	4.00	252.00

**Department 125 - Attorney General - Detail of Senate Changes**

	Adjusts Funding for Salary and Benefit Increases <sup>1</sup>	Adds Funding for Salary Equity Increases <sup>2</sup>	Adjusts Funding for the Gaming Division <sup>3</sup>	Adds Funding for Gaming Grants to Political Subdivisions <sup>4</sup>	Adds Funding for Gaming Division Positions <sup>5</sup>	Adjusts Funding for Salaries and Operating Expenses <sup>6</sup>
Salaries and wages	\$33,376	\$241,757			\$611,147	
Operating expenses					108,627	\$584,373
Capital assets						
Grants				\$240,000		
Litigation fees						
Intellectual property attorney						
Medical examinations						
North Dakota lottery	1,313					
Arrest and return of fugitives						
Gaming commission						
Criminal justice information sharing	1,156					271,889
Law enforcement	2,204					343,738
Human trafficking victims grants	45					
Forensic nurse examiners grants	17					
Additional income						
Statewide litigation funding pool						
Total all funds	\$38,111	\$241,757	\$0	\$240,000	\$719,774	\$1,200,000
Less estimated income	47,509	241,757	1,710,042	240,000	719,774	1,200,000
General fund	(\$9,398)	\$0	(\$1,710,042)	\$0	\$0	\$0
FTE	0.00	0.00	0.00	0.00	3.00	0.00

	Restores Intellectual Property Attorney <sup>1</sup>	Adds One-Time Funding for Statewide Litigation <sup>2</sup>	Total Senate Changes
Salaries and wages	\$426,094		\$1,312,374
Operating expenses	21,696		714,696
Capital assets			
Grants			240,000
Litigation fees			
Intellectual property attorney			
Medical examinations			
North Dakota lottery			1,313
Arrest and return of fugitives			
Gaming commission			
Criminal justice information sharing			273,045
Law enforcement			345,942
Human trafficking victims grants			45
Forensic nurse examiners grants			17
Additional income			
Statewide litigation funding pool		\$1,000,000	1,000,000
Total all funds	\$447,790	\$1,000,000	\$3,887,432
Less estimated income	0	1,000,000	5,159,082
General fund	\$447,790	\$0	(\$1,271,650)
FTE	1.00	0.00	4.00

<sup>1</sup> Salaries and wages funding is adjusted for 2021-23 biennium salary increases of 1.5 percent on July 1, 2021, with a minimum monthly increase of \$100 and 2 percent on July 1, 2022. The House provided salary adjustments of 1.5 percent on July 1, 2021, and July 1, 2022, with a minimum monthly increase of \$100 and a maximum monthly increase of \$250. Of these amounts, \$50,000 is reduced from the general fund and \$50,000 is added from gaming tax revenues deposited in the gaming tax allocation fund for salary increases related to Gaming Division positions.

<sup>2</sup> Funding of \$241,757 is added from the Attorney General refund fund for salary equity increases for 55 FTE Bureau of Criminal Investigation (BCI) positions and 2 FTE Medicaid Fraud Control Unit (MFCU) positions to provide a total of \$1,249,083 of salary equity increases for these FTE positions from the Attorney General refund fund, which is derived from lawsuit settlement proceeds. The House provided \$1,007,326 from the Attorney General refund fund for these FTE positions.

An additional \$125,906 of salary equity funding is provided for 2 FTE Fire Marshal office positions from the Reduced Cigarette Ignition Propensity and Firefighter Protection Act enforcement fund. The House provided the \$125,906 for the Fire Marshal office positions from the Attorney General refund fund.

<sup>3</sup> Funding from the general fund of \$1,710,042 is replaced with funding from gaming tax revenues deposited in the gaming tax allocation fund for Gaming Division expenses, including \$1,669,103 in the salaries and wages line item, \$37,599 in the operating expenses line item, and \$3,340 in the gaming commission line item. A section is added to the bill to amend North Dakota Century Code Section 53-06.1-12 to authorize the Attorney General to use gaming tax revenues for the administration and operating costs of the Gaming Division.

<sup>4</sup> Funding of \$240,000 is added from the gaming tax allocation fund to provide a total of \$750,000 for grants to political subdivisions.

<sup>5</sup> Funding of \$719,774 is added from the gaming tax revenues deposited in the gaming tax allocation fund for 3 FTE Gaming Division positions to address increased workloads related to increased electronic pull tabs activity in the state, of which \$611,147 is for salaries and wages and \$108,627 is for related operating expenses.

The Senate amendments also adjust the funding source for \$959,699 approved by the House, of which \$814,863 is for salaries and wages of 4 FTE Gaming Division positions and \$144,836 is for related operating expenses, from the Attorney General operating fund to gaming tax revenues deposited in the gaming tax allocation fund to provide a total of 7 new FTE Gaming Division positions at a cost of \$1,679,473, of which \$1,426,010 is for salaries and wages and \$253,463 is for related operating expenses.

The Senate amendments also replace funding of \$692,291 from the Attorney General refund fund, of which \$640,282 is for salaries and wages, \$47,860 is for operating expenses and

\$4,149 is for the Gaming Commission, and \$147,560 from the Attorney General operating fund, of which \$24,000 is for salaries and wages and \$123,560 is for operating expenses, with funding from the gaming tax allocation fund.

Total Gaming Division funding provided by the Senate from the gaming tax allocation fund is \$5,504,366, of which \$3,809,395 is for salaries and wages, \$937,482 is for operating expenses, \$750,000 is for grants to cities and counties, and \$7,489 is for the Gaming Commission.

A section of legislative intent is added to the bill that the Attorney General's Gaming Division be paid from gaming tax revenues.

<sup>6</sup> Funding of \$1.2 million is added from the Attorney General refund fund for salaries and wages and operating expenses funding from the general fund reduced by the House. Of the total, \$283,227 is for salaries and wages of a BCI agent and a BCI administrative assistant, \$34,377 is for operating expenses of the State Crime Laboratory, \$271,889 is for operating expenses of the Criminal Justice Information System, and \$610,507 is for other operating expenses of the Attorney General's office, primarily related to information technology-related expenses.

<sup>7</sup> Funding of \$447,790 from the general fund is restored for 1 FTE assistant attorney general position for the intellectual property attorney program. The House removed this position and eliminated the program.

<sup>8</sup> One-time funding of \$1 million is added from the strategic investment and improvements fund for a statewide litigation funding pool, to provide a total of \$4 million. The House added \$3 million from the strategic investment and improvements fund.

This amendment also:

- Adds a section to provide a 2019-21 biennium supplemental appropriation of \$355,000 to the Attorney General from federal funds, of which \$255,000 is for the development and implementation of a sexual assault evidence collection kit tracking system and \$100,000 is for drug analyzers to be received from the Department of Transportation. The section includes an exemption to allow the Attorney General to continue the funding into the 2021-23 biennium. This section is declared an emergency measure.
- Adds a section to provide a transfer of \$2 million from lawsuit settlement proceeds deposited in the Attorney General refund fund to the Department of Human Services, which is appropriated to the Department of Human Services for defraying the expenses of an opioid addiction prevention and treatment program during the 2021-23 biennium. The Department of Human Services is required to consult with the Attorney General regarding the use of this funding. The Attorney General is required to notify the Legislative Council and the Office of Management and Budget of any lawsuit settlement proceeds that become available for transfer to the Department of Human Services for this program.
- Adds a section to identify \$475,000 appropriated in Section 1 for the continued development and implementation of the charitable gaming technology system is from the gaming tax allocation fund. The House provided this funding from the Attorney General operating fund.
- Amends a section to identify \$1,374,989 in the estimated income line item in Section 1 is for providing salary equity increases to Attorney General staff during the 2021-23 biennium, of which \$1,249,083 is from the Attorney General refund fund for BCI and MFCU positions and \$125,906 is from the Reduced Cigarette Ignition Propensity and Firefighter Protection Act enforcement fund for Fire Marshal office positions.
- Amends a section to allow the Attorney General to invest up to \$2,577,624 of funding in the Attorney General refund fund, which is derived from lawsuit settlement proceeds received by the Attorney General and was deposited in the Attorney General refund fund in January 2021 (\$1,160,896) and March 2021 (\$1,416,728) and any investment earnings on the settlement amount, and \$251,812 of funding in the Reduced Cigarette Ignition Propensity and Firefighter Protection Act

enforcement fund, under the supervision of the State Investment Board for the 2021-23 and 2023-25 bienniums. Legislative intent is provided that this funding and any investment earnings on the funding be retained in the Attorney General refund fund and Reduced Cigarette Ignition Propensity and Firefighter Protection Act enforcement fund for the purpose of providing salary equity increases for the 2021-23 biennium and for the cost to continue the salary equity increases during the 2023-25 biennium.

- Amends a section increasing the Attorney General's statutory salary to reflect salary increases of 1.5 percent and 2 percent approved for the 2021-23 biennium.
- Adds a section to provide, notwithstanding Section 54-12-08.1, the Attorney General may contract for legal services that are compensated by a contingent fee arrangement, relating to ongoing multi-state technology litigation, during the period beginning with the effective date of this Act and ending June 30, 2023. This section is declared an emergency measure.
- Adds a section to provide, notwithstanding Section 53-06.1-12, the Attorney General may distribute quarters seven and eight of 2019-21 biennium gaming tax revenue grants to cities and counties through October 31, 2021.
- Adds a section to provide, notwithstanding subsection 6 of Section 18-13-03, the Attorney General may invest \$125,906 from the Reduced Cigarette Ignition Propensity and Firefighter Protection Act enforcement fund, for the purpose of providing salary equity increases to Fire Marshal office positions during the 2021-23 biennium.
- Adds a section to allow the Attorney General to continue any remaining funding appropriated from other funds for the 2017-19 biennium and continued into the 2019-21 biennium for the statewide automated victim information and notification system into the 2021-23 biennium for the legal case management system, which is used to track attorney time and billing within the agency.
- Adds a section to allow the Attorney General to continue any remaining funding appropriated from the general fund for the 2019-21 biennium for the purchase of information technology equipment into the 2021-23 biennium.
- Adds a section to provide for a Legislative Management study regarding the feasibility and desirability of consolidating attorney and legal-related positions in state government.
- Adds a section to provide for a Legislative Management study regarding the feasibility and desirability of consolidating litigation-related funding in state government.
- Adds a section to provide for a Legislative Management study regarding the state's charitable gaming tax laws and the use of net proceeds for eligible organizations.

**House Bill No. 1003 - DHS - Other - Senate Action**

	Base Budget	House Version	Senate Changes	Senate Version
Operating expenses			\$2,000,000	\$2,000,000
Total all funds	\$0	\$0	\$2,000,000	\$2,000,000
Less estimated income	0	0	2,000,000	2,000,000
General fund	\$0	\$0	\$0	\$0
FTE	0.00	0.00	0.00	0.00

**Department 325 - DHS - Other - Detail of Senate Changes**

	Adds One-Time Funding for Opioid Addiction Prevention Program <sup>1</sup>	Total Senate Changes
Operating expenses	\$2,000,000	\$2,000,000
Total all funds	\$2,000,000	\$2,000,000
Less estimated income	2,000,000	2,000,000
General fund	\$0	\$0
FTE	0.00	0.00

<sup>1</sup> One-time funding of \$2 million is added from lawsuit settlement proceeds received by the Attorney General and transferred to the Department of Human Services for defraying the

expenses of an opioid addiction prevention and treatment program during the 2021-23 biennium. The House did not include this appropriation.

### REPORT OF STANDING COMMITTEE

**HB 1022, as reengrossed: Appropriations Committee (Sen. Holmberg, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Reengrossed HB 1022 was placed on the Sixth order on the calendar.

Page 1, replace lines 11 through 15 with:

"Salaries and wages	\$4,928,230	\$73,382	\$5,001,612
Operating expenses	888,934	359,594	1,248,528
Contingencies	<u>52,000</u>	<u>73,000</u>	<u>125,000</u>
Total special funds	\$5,869,164	\$505,976	\$6,375,140
Full-time equivalent positions	20.00	(1.00)	19.00"

ReNUMBER accordingly

### STATEMENT OF PURPOSE OF AMENDMENT:

#### House Bill No. 1022 - Retirement and Investment Office - Senate Action

	Base Budget	House Version	Senate Changes	Senate Version
Salaries and wages	\$4,928,230	\$5,231,805	(\$230,193)	\$5,001,612
Operating expenses	888,934	783,203	465,325	1,248,528
Contingencies	<u>52,000</u>	<u>52,000</u>	<u>73,000</u>	<u>125,000</u>
Total all funds	\$5,869,164	\$6,067,008	\$308,132	\$6,375,140
Less estimated income	<u>5,869,164</u>	<u>6,067,008</u>	<u>308,132</u>	<u>6,375,140</u>
General fund	\$0	\$0	\$0	\$0
FTE	20.00	20.00	(1.00)	19.00

#### Department 190 - Retirement and Investment Office - Detail of Senate Changes

	Adjusts Funding for Salary Increases <sup>1</sup>	Adds Investment Program Analyst <sup>2</sup>	Transfers Positions for IT Unification <sup>3</sup>	Adds Funding for Contingencies <sup>4</sup>	Total Senate Changes
Salaries and wages	\$347	\$210,000	(\$440,540)		(\$230,193)
Operating expenses		15,000	450,325		465,325
Contingencies				<u>\$73,000</u>	<u>73,000</u>
Total all funds	\$347	\$225,000	\$9,785	\$73,000	\$308,132
Less estimated income	<u>347</u>	<u>225,000</u>	<u>9,785</u>	<u>73,000</u>	<u>308,132</u>
General fund	\$0	\$0	\$0	\$0	\$0
FTE	0.00	1.00	(2.00)	0.00	(1.00)

<sup>1</sup> Funding is adjusted to provide salary increases of 1.5 percent on July 1, 2021, with a minimum monthly increase of \$100, and 2 percent on July 1, 2022. The House provided salary adjustments of 1.5 percent on July 1, 2021, and July 1, 2022, with a minimum monthly increase of \$100 and a maximum monthly increase of \$250.

<sup>2</sup> Funding of \$225,000 from special funds, including \$210,000 for salaries and wages and \$15,000 for related operating costs, is added for 1 FTE investment program analyst position.

<sup>3</sup> Two FTE positions are transferred to the Information Technology Department for the IT unification project, reducing salaries and wages by \$440,540 and increasing operating expenses by \$450,325.

<sup>4</sup> Funding for contingencies is increased by \$73,000 to provide total contingency funding of \$125,000.

### REPORT OF STANDING COMMITTEE

**HB 1141, as engrossed and amended: Appropriations Committee (Sen. Holmberg, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed HB 1141, as amended, was placed on the Sixth order on the calendar.

In lieu of the amendments adopted by the Senate as printed on page 856 of the Senate Journal, Engrossed House Bill No. 1141 is amended as follows:

Page 1, line 8, after "loans" insert a comma

Renumber accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:**

This amendment decreases the transfer from the strategic investment and improvements fund to the innovation loan fund to support technology advancement by \$15 million from the previous amendment adopted by the Senate, from \$30 million to \$15 million, which is the same as the House version.

**REPORT OF STANDING COMMITTEE**

**HB 1288, as engrossed and amended: Appropriations Committee (Sen. Holmberg, Chairman)** recommends **DO PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed HB 1288, as amended, was placed on the Fourteenth order on the calendar.

**REPORT OF STANDING COMMITTEE**

**HB 1323: Political Subdivisions Committee (Sen. Burckhard, Chairman)** recommends **DO NOT PASS** (6 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). HB 1323 was placed on the Fourteenth order on the calendar.

**REPORT OF STANDING COMMITTEE**

**HB 1375, as engrossed and amended: Appropriations Committee (Sen. Holmberg, Chairman)** recommends **DO PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed HB 1375, as amended, was placed on the Fourteenth order on the calendar.

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

**Shanda Morgan, Secretary**