

**2021 HOUSE HUMAN SERVICES**

**HB 1163**

# 2021 HOUSE STANDING COMMITTEE MINUTES

## Human Services Committee Pioneer Room, State Capitol

HB 1163  
1/18/2021

Relating to the needle exchange program
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**Chairman Weisz** opened the committee meeting at 10:47 a.m.

Representatives	Roll Call
Representative Robin Weisz	P
Representative Karen M. Rohr	P
Representative Mike Beltz	P
Representative Chuck Damschen	P
Representative Bill Devlin	P
Representative Gretchen Dobervich	P
Representative Clayton Fegley	P
Representative Dwight Kiefert	P
Representative Todd Porter	P
Representative Matthew Ruby	P
Representative Mary Schneider	P
Representative Kathy Skroch	P
Representative Bill Tveit	P
Representative Greg Westlind	P

### Discussion Topics:

- Qualified Entity
- Additional Flexibility

**Rep. Gretchen Dobervich, District 11 (10:47)** introduced the bill and testified in favor.

**Lindsey VanderBusch, Director Divison Sexually Transmitted and Bloodborne Disease (10:53)** testified neutral and submitted testimony #1057.

**Rep. Roers Jones, District 46 (10:58)** testified in favor.

**Chairman Weisz** adjourned at 11:00 a.m.

*Tamara Krause, Committee Clerk*

Good Morning Chairman Weisz and members of the House Human Services Committee. My name is Lindsey VanderBusch and I am the Director of the Division of Sexually Transmitted and Bloodborne Diseases with the North Dakota Department of Health. I do not have testimony for HB1163 but want to let you know I am available virtually to answer questions, if needed. Thank You.

# 2021 HOUSE STANDING COMMITTEE MINUTES

## Human Services Committee Pioneer Room, State Capitol

HB 1163  
1/20/2021

Relating to the needle exchange program
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**Chairman Weisz** opened the hearing at 10:57 a.m.

Representatives	Attendance
Representative Robin Weisz	P
Representative Karen M. Rohr	P
Representative Mike Beltz	P
Representative Chuck Damschen	P
Representative Bill Devlin	P
Representative Gretchen Dobervich	P
Representative Clayton Fegley	P
Representative Dwight Kiefert	P
Representative Todd Porter	A
Representative Matthew Ruby	P
Representative Mary Schneider	P
Representative Kathy Skroch	P
Representative Bill Tveit	P
Representative Greg Westlind	P

### Discussion Topics:

- Supply definition
- Exclusions

**Rep. Gretchen Dobervich** moved to adopt **Amendment 21.0353.01001**.

**Rep. Mary Schneider** seconded the motion.

Roll call vote **Amendment 21.0353.01001**

Representatives	Vote
Representative Robin Weisz	Y
Representative Karen M. Rohr	Y
Representative Mike Beltz	Y
Representative Chuck Damschen	N
Representative Bill Devlin	Y
Representative Gretchen Dobervich	Y
Representative Clayton Fegley	N
Representative Dwight Kiefert	N
Representative Todd Porter	A
Representative Matthew Ruby	N
Representative Mary Schneider	Y

Representative Kathy Skroch	N
Representative Bill Tveit	N
Representative Greg Westlind	Y

**Motion passed 7-6-1**

**Rep. Gretchen Dobervich** made a motion **Do Pass As Amended**.

**Rep. Mary Schneider** seconded the motion.

<b>Representatives</b>	<b>Vote</b>
Representative Robin Weisz	Y
Representative Karen M. Rohr	N
Representative Mike Beltz	Y
Representative Chuck Damschen	N
Representative Bill Devlin	Y
Representative Gretchen Dobervich	Y
Representative Clayton Fegley	Y
Representative Dwight Kiefert	N
Representative Todd Porter	A
Representative Matthew Ruby	N
Representative Mary Schneider	Y
Representative Kathy Skroch	N
Representative Bill Tveit	N
Representative Greg Westlind	Y

**Motion passed 7-6-1**

**Bill Carrier:** Rep. Gretchen Dobervich

**Chairman Weisz** adjourned at 11:24 a.m.

*Tamara Krause, Committee Clerk*

21.0353.01001  
Title.02000

Adopted by the Human Services Committee

January 20, 2021

DA 1/20/21  
/st/

PROPOSED AMENDMENTS TO HOUSE BILL NO. 1163

Page 1, after line 15, insert:

"c. "Supplies" mean needles, syringes, stericups, danispoons, and cotton filters for syringes."

Renumber accordingly

**REPORT OF STANDING COMMITTEE**

**HB 1163: Human Services Committee (Rep. Weisz, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (7 YEAS, 6 NAYS, 1 ABSENT AND NOT VOTING). HB 1163 was placed on the Sixth order on the calendar.

Page 1, after line 15, insert:

"c. "Supplies" mean needles, syringes, stericups, danispoons, and cotton filters for syringes."

Renumber accordingly

**2021 SENATE HUMAN SERVICES**

**HB 1163**



# 2021 SENATE STANDING COMMITTEE MINUTES

## Human Services Committee Sakakawea Room, State Capitol

HB 1163  
3/3/2021

A BILL for an Act to amend and reenact section 23-01-44 of the North Dakota Century Code, relating to the needle exchange program.

**Madam Chair Lee** opened the hearing on HB 1163 at 10:18 a.m. Members present: Lee, K. Roers, Hogan, Anderson, Clemens, O. Larsen.

### Discussion Topics:

- Additional supplies
- Comprehensive services
- Brand name supplies
- Program utilization

**[10:18] Representative Shannon Roers Jones, District 46.** Introduced HB 1163 and provided the committee with proposed amendment (testimony #7244).

**[10:24] Lindsey VanderBusch, Director, Division of Sexually Transmitted and Blood borne Diseases, ND Department of Health.** Provided neutral testimony #7115.

**Senator Anderson** moves to **ADOPT AMENDMENT** to include additional supplies.  
**Senator Hogan** seconded

Voice Vote – motion passed.

**Senator K. Roers** moves **DO PASS, AS AMENDED.**  
**Senator Hogan** seconded.

Senators	Vote
Senator Judy Lee	Y
Senator Kristin Roers	Y
Senator Howard C. Anderson, Jr.	Y
Senator David A. Clemens	N
Senator Kathy Hogan	Y
Senator Oley Larsen	N

The motion passed 4-2-0

**Senator Anderson** will carry HB 1163.

**Additional written testimony:** N/A

**Madam Chair Lee** closed the hearing on HB 1163 at 10:36 a.m.

*Justin Velez, Committee Clerk*

March 3, 2021

SK  
3/3  
(20)

PROPOSED AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1163

Page 1, line 16, remove "mean needles, syringes, stericups, danispoons, and cotton filters for"

Page 1, replace line 17 with "includes sterile disposal preparation spoons, cotton, sterile filters, alcohol wipes, sterile water, saline, tourniquets, disposal containers, wound care, testing strips, naloxone, and other items recognized as supporting safe drug use."

Renumber accordingly

**REPORT OF STANDING COMMITTEE**

**HB 1163, as engrossed: Human Services Committee (Sen. Lee, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (4 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING). Engrossed HB 1163 was placed on the Sixth order on the calendar.

Page 1, line 16, remove "mean needles, syringes, stericups, danispoons, and cotton filters  
for"

Page 1, replace line 17 with "includes sterile disposal preparation spoons, cotton, sterile filters, alcohol wipes, sterile water, saline, tourniquets, disposal containers, wound care, testing strips, naloxone, and other items recognized as supporting safe drug use."

Renumber accordingly

**Proposed Amendment to 1163**

“Supplies” include sterile disposal preparation spoons, cotton, sterile filters, alcohol wipes, sterile water, saline, tourniquets, disposal containers, wound care, testing strips, naloxone, and other items recognized as supporting safe drug use”

***Or in the alternative:***

Omit stericups and danispoons and replace with the generic term “sterile disposal preparation spoons”

“Supplies” mean needles, syringes, cotton filters for syringes, and sterile disposal preparation spoons.

Good Morning Chairwoman Lee and members of the Senate Human Services Committee. My name is Lindsey VanderBusch and I am the Director of the Division of Sexually Transmitted and Bloodborne Diseases with the North Dakota Department of Health. I do not have testimony for HB1163 but want to let you know I am available virtually to answer questions, if needed. Thank You.

**2021 CONFERENCE COMMITTEE**

**HB 1163**

# 2021 HOUSE STANDING COMMITTEE MINUTES

## Human Services Committee Pioneer Room, State Capitol

HB 1163  
4/12/2021  
Conference Committee

Relating to the needle exchange program
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**Chairman Greg Westlind** opened the conference committee at 10:33 a.m.

Representatives	Attendance	Senators	Attendance
Chairman Greg Westlind	P	Chairman Howard Anderson	P
Rep. Mike Beltz	P	Sen. Kristin Roers	P
Rep. Gretchen Dobervich	P	Sen. David Clemens	P

### Discussion Topics:

- Proprietary names
- Nonprofit supply funding

**Rep. Gretchen Dobervich (10:36)** moved amendment “add back in needles and syringes.”

**Sen. Kristin Roers (10:36)** second

Voice Vote – Motion Carried

**Rep. Gretchen Dobervich (10:37)** moved **Senate Recede from Senate Amendments and Amend**

**Sen. Kristin Roers (10:37)** – second

**Roll Call Vote – Motion Carried Senate Recede from Senate Amendments and Amend 5-1-0**

**House Bill Carrier:** Rep. Greg Westlind

**Senate Bill Carrier:** Sen. Howard Anderson

**Chairman Greg Westlind** adjourned at 10:37 a.m.

*Tamara Krause, Committee Clerk*

April 12, 2021

4/12/21

PROPOSED AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1163

That the Senate recede from its amendments as printed on pages 1084 of the House Journal and pages 778 of the Senate Journal and that Engrossed House Bill No. 1163 be amended as follows:

Page, 1, line 16, remove "mean needles, syringes, stericups, danispoons, and cotton filters for"

Page 1, replace "syringes" with "include needles, syringes, sterile disposal preparation spoons, cotton, sterile filters, alcohol wipes, sterile water, saline, tourniquets, disposal containers, wound care, testing strips, naloxone, and other items recognized as supporting safe drug use"

Renumber accordingly



Date: 4/12/2021

Roll Call Vote #: 1

## 2021 HOUSE CONFERENCE COMMITTEE

BILL/RESOLUTION NO. HB 1163 as (re) engrossed

**House Human Services Committee**

**Action Taken**

☐ HOUSE accede to Senate Amendments

☐ HOUSE accede to Senate Amendments and further amend

☐ SENATE recede from Senate amendments

☒ SENATE recede from Senate amendments and amend as follows

☐ **Unable to agree**, recommends that the committee be discharged and a new committee be appointed

Motion Made by: Rep. Gretchen Dobervich      Seconded by:      Sen. K. Roers

Representatives	4/12/21			Yes	No		Senators	4/12/21			Yes	No
Rep. Greg Westlind	P			Y			Sen. Howard Anderson	P			Y	
Rep. Mike Beltz	P			Y			Sen. Kristin Roers	P			Y	
Rep. Gretchen Dobervich	P			Y			Sen. David Clemens	P				N
Total Rep. Vote				3			Total Senate Vote				2	1

Vote Count      Yes: 5                      No: 1                      Absent: 0

House Carrier    Rep. Greg Westlind                      Senate Carrier    Sen. Howard Anderson

[illegible]

LC Number            21.0353                 . 04000                      of engrossment

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Emergency clause added or deleted

### Statement of purpose of amendment

Insert LC: 21.0353.02002  
House Carrier: Westlind  
Senate Carrier: Anderson

**REPORT OF CONFERENCE COMMITTEE**

**HB 1163, as engrossed:** Your conference committee (Sens. Anderson, K. Roers, Clemens and Reps. Westlind, Beltz, Dobervich) recommends that the **SENATE RECEDE** from the Senate amendments as printed on HJ page 1084, adopt amendments as follows, and place HB 1163 on the Seventh order:

That the Senate recede from its amendments as printed on pages 1084 of the House Journal and pages 778 of the Senate Journal and that Engrossed House Bill No. 1163 be amended as follows:

Page, 1, line 16, remove "mean needles, syringes, stericups, danispoons, and cotton filters for"

Page 1, replace "syringes" with "include needles, syringes, sterile disposal preparation spoons, cotton, sterile filters, alcohol wipes, sterile water, saline, tourniquets, disposal containers, wound care, testing strips, naloxone, and other items recognized as supporting safe drug use"

Renumber accordingly

Engrossed HB 1163 was placed on the Seventh order of business on the calendar.