

## JOURNAL OF THE HOUSE

## Sixty-fourth Legislative Assembly

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Bismarck, June 16, 2015

The House convened at 8:00 a.m., with Speaker Belter presiding.

The prayer was offered by Rep. Bellew.

The roll was called and all members were present except Representatives Glasheim, Larson, Martinson, and Owens.

A quorum was declared by the Speaker.

## ANNOUNCEMENT

**SPEAKER BELTER ANNOUNCED** that the House would stand at ease until 8:30 a.m.

The House was called to order, with Speaker Belter presiding.

## CORRECTION AND REVISION OF THE JOURNAL

**MR. SPEAKER:** Your **Committee on Correction and Revision of the Journal (Rep. Kretschmar, Chairman)** has carefully examined the Journal of the Seventy-eighth Day and recommends that it be corrected as follows and when so corrected, recommends that it be approved:

Page 2233, after line 23, insert:

**"MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)**  
**MR. PRESIDENT:** Your signature is respectfully requested on: HB 1014, HB 1020"

**REP. KRETSCHMAR MOVED** that the report be adopted, which motion prevailed.

## MOTION

**REP. VIGESAA MOVED** that House Rules 402 and 402 be suspended to allow the introduction of HR 5001, which motion prevailed on a voice vote.

## MESSAGE TO THE HOUSE FROM THE SENATE (JANE SCHAIBLE, SECRETARY)

**MR. SPEAKER:** The Senate does not concur in the House amendments to SB 2022, and the President has appointed as a new conference committee to act with a like committee from the House on:

**SB 2022:** Sens. Wardner; G. Lee; Heckaman

## APPOINTMENT OF CONFERENCE COMMITTEE

**REP. VIGESAA MOVED** that the Speaker appoint a new committee of three to act with a like committee from the Senate as a Conference Committee on Engrossed SB 2022, which motion prevailed.

**THE SPEAKER APPOINTED** as a new Conference Committee on:

**Engrossed SB 2022:** Reps. Carlson, Vigesaa, Hogan

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

**MR. PRESIDENT:** The House has appointed as a new conference committee to act with a like committee from the Senate on:

**SB 2022:** Reps. Carlson; Vigesaa; Hogan

**MESSAGE TO THE HOUSE FROM THE SENATE (JANE SCHAIBLE, SECRETARY)**  
**MR. SPEAKER:** The President has signed: SB 2015.

**MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)**  
**MR. PRESIDENT:** The Speaker has signed: SB 2015.

**MESSAGE TO THE HOUSE FROM THE SENATE (JANE SCHAIBLE, SECRETARY)**  
**MR. SPEAKER:** The President has signed: SB 2003, SB 2014, SB 2016, SB 2020, SB 2031, SB 2039, SB 2206, SCR 4003.

#### **ANNOUNCEMENT**

**SPEAKER BELTER ANNOUNCED** that the House would stand in recess until 10:30 a.m.

The House was called to order at 11:30 a.m., with Speaker Belter presiding.

#### **COMMUNICATION FROM GOVERNOR JACK DALRYMPLE**

This is to inform you that on May 12, 2015, I have signed the following: HB 1003.

#### **COMMUNICATION FROM GOVERNOR JACK DALRYMPLE**

This is to inform you that on April 30, 2015, I have signed the following: HB 1004.

#### **COMMUNICATION FROM GOVERNOR JACK DALRYMPLE**

This is to inform you that on April 29, 2015, I have signed the following: HB 1010, HB 1011, HB 1012, HB 1013, HB 1018, HB 1021, HB 1022, HB 1059, HB 1139, and HB 1476.

#### **COMMUNICATION FROM GOVERNOR JACK DALRYMPLE**

This is to inform you that on May 12, 2015, I have signed the following: HB 1014.

#### **COMMUNICATION FROM GOVERNOR JACK DALRYMPLE**

This is to inform you that on May 13, 2015, I have signed the following: HB 1020.

#### **COMMUNICATION FROM GOVERNOR JACK DALRYMPLE**

Pursuant to Article V, Section 9 of the North Dakota Constitution, I have vetoed section 7 of House Bill 1003.

The language in this section places undue restrictions on the authority of the State Board of Higher Education in fulfilling their constitutional duty to hire a new Chancellor of Higher Education, as well as other key personnel. It prohibits consideration of any negotiated severance package and deletes an existing portion of the Century Code that provides for fixing terms of officers, which strongly implies that any multi-year contract will not be allowable. This conflicts with Article VIII, Section 6(7)(a) of the North Dakota Constitution, which provides that the State Board of Education "shall...appoint for a term of not to exceed three years, a state commissioner of higher education." This is clear permissive language for multiyear contracts. The enactment of these new restrictions would likely discourage well qualified applicants from applying for key positions.

A separate issue arises with the words "at will," which would negate the employee classification system utilized by the State Board of Higher Education.

For these reasons, I have vetoed section 7 of House Bill 1003.

#### **FIRST READING OF HOUSE RESOLUTION**

Reps. Headland, D. Anderson, Belter, Boe, Brandenburg, Delzer, Kempenich, Porter, Schmidt, Schreiber Beck, Streyle, Weisz introduced:

**HR 5001:** A resolution urging Congress to invalidate the rules adopted by the Environmental Protection Agency and the United States Army Corps of Engineers defining the "waters of the United States" under the Clean Water Act.

Was read the first time.

#### **MOTION**

**REP. VIGESAA MOVED** that the rules be suspended, that HR 5001 not be printed, not be referred to committee, but be read in title only, be printed in the Journal, and placed on the calendar for immediate second reading and final passage, which motion prevailed.

Reps. Headland, D. Anderson, Belter, Boe, Brandenburg, Delzer, Kempenich, Porter, Schmidt, Schreiber Beck, Streyle, Weisz introduced:

#### **HOUSE RESOLUTION NO. 5001**

A resolution urging Congress to invalidate the rules adopted by the Environmental Protection Agency and the United States Army Corps of Engineers defining the "waters of the United States" under the Clean Water Act.

**WHEREAS**, in early 2014, the Environmental Protection Agency and the United States Army Corps of Engineers released a proposed rule that would define "waters of the United States" to grant the federal government unprecedented regulatory authority over nearly all bodies of water including prairie potholes, small ponds, creeks, ditches, and other occasionally wet areas, which have historically been under state stewardship; and

**WHEREAS**, the rule was introduced even after similar proposals before the 110<sup>th</sup> and 111<sup>th</sup> Congress failed and after two United States Supreme Court decisions limiting federal jurisdiction under the Clean Water Act and was adopted after a process that included an inadequate, virtually nonexistent, consultation process with state and local government and private landowners' groups; and

**WHEREAS**, the rule was subject to massive opposition from Congress, states, groups, and individuals, all of which was given little or no serious consideration as the agencies proceeded to final adoption of an unprecedented usurpation of state authority by unelected federal officials; and

**WHEREAS**, the agencies that adopted the rule lack the capability to properly administer the vast authority they have seized without enormous increases in staff and spending; and

**WHEREAS**, the state of North Dakota contains many water resources, the use of which for agriculture, municipal water supply, and economic health is needed and the rules will needlessly complicate and may prohibit the safe and intelligent development and management of this state's water resources; and

**WHEREAS**, the North Dakota House of Representatives will not stand idly by as this state's major industries and the provision of potable water to the people of this state are threatened by these rules that usurp North Dakota's traditional and proper role in the regulation of this state's waters and the North Dakota House of Representatives supports and has authorized funding for use of the court system to challenge these rules, if Congress does not act;

#### **NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF NORTH DAKOTA:**

That the North Dakota House of Representatives urges the Congress of the United States to invalidate the rules adopted by the Environmental Protection Agency and the United States Army Corps of Engineers defining the "waters of the United States" in the Clean Water Act; and

**BE IT FURTHER RESOLVED**, that the Secretary of State forward copies of this resolution to the Administrator of the Environmental Protection Agency, the Commanding General of the United States Army Corps of Engineers, and to each member of the North Dakota Congressional Delegation.

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

**HR 5001:** A resolution urging Congress to invalidate the rules adopted by the Environmental Protection Agency and the United States Army Corps of Engineers defining the "waters of the United States" under the Clean Water Act.

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

HR 5001 was declared adopted on a voice vote.

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**MESSAGE TO THE HOUSE FROM THE SENATE (JANE SCHAIBLE, SECRETARY)**

**MR. SPEAKER:** The Senate has adopted the conference committee report and subsequently passed: SB 2022.

**REPORT OF CONFERENCE COMMITTEE**

**SB 2022, as engrossed:** Your conference committee (Sens. Wardner, G. Lee, Heckaman and Reps. Carlson, Vigesaa, Hogan) recommends that the **HOUSE RECEDE** from the House amendments as printed on SJ pages 1778-1784, adopt amendments as follows, and place SB 2022 on the Seventh order:

That the House recede from its amendments as printed on pages 1778-1784 of the Senate Journal and pages 1982-1988 of the House Journal and that Engrossed Senate Bill No. 2022 be amended as follows:

Page 1, line 2, remove the second "and"

Page 1, line 2, after "transfers" insert "; to create and enact section 54-52.1-05.1 of the North Dakota Century Code, relating to the terms of public employees retirement system contracts for uniform group health insurance benefits coverage; to amend and reenact subsection 17 of section 54-52-01 and sections 54-52-03 and 54-52.1-05 of the North Dakota Century Code, relating to the public employees retirement system board and disclosure of information by uniform group health insurance benefits coverage carriers; and to limit the use of health insurance program reserves"

Page 1, replace line 13 with:

"Salaries and wages	\$3,772,504	\$568,047	\$4,340,551"
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Page 1, replace line 17 with:

"Total special funds	\$4,899,369	\$514,056	\$5,413,425"
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Page 1, replace line 23 with:

"Salaries and wages	\$5,016,339	\$1,339,021	\$6,415,360"
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Page 2, replace line 1 with:

"Operating expenses	2,280,894	397,169	2,678,063"
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Page 2, replace lines 3 and 4 with:

"Total special funds	\$7,650,450	\$1,692,973	\$9,343,423
Full-time equivalent positions	33.00	1.50	34.50"

Page 2, replace lines 9 and 10 with:

"Grand total special funds	\$12,549,819	\$2,207,029	\$14,756,848
Full-time equivalent positions	52.00	1.50	53.50

**SECTION 2. ONE-TIME FUNDING - EFFECT ON BASE BUDGET - REPORT TO SIXTY-FIFTH LEGISLATIVE ASSEMBLY.** The following amounts reflect the one-time funding items approved by the sixty-third legislative assembly for the 2013-15 biennium and the 2015-17 one-time funding items included in the appropriation in section 1 of this Act:

<u>One-Time Funding Description</u>	<u>2013-15</u>	<u>2015-17</u>
Public employees retirement system - temporary salaries	\$0	\$100,000
Total special funds	\$0	\$100,000

The 2015-17 one-time funding amounts are not part of the entity's base budget for the 2017-19 biennium. The public employees retirement system shall report to the

appropriations committees of the sixty-fifth legislative assembly on the use of the one-time funding for the biennium beginning July 1, 2015, and ending June 30, 2017."

Page 2, after line 15, insert:

**"SECTION 4. AMENDMENT.** Subsection 17 of section 54-52-01 of the North Dakota Century Code is amended and reenacted as follows:

17. "Retirement board" or "board" means the ~~seven persons designated by this chapter as the governing authority for the retirement system created under section 54-52-03.~~

**SECTION 5. AMENDMENT.** Section 54-52-03 of the North Dakota Century Code is amended and reenacted as follows:

**54-52-03. Governing authority.**

A state agency is hereby created to constitute the governing authority of the system to consist of a board of ~~seven persons~~nine individuals known as the retirement board. No more than one elected member of the board may be in the employ of a single department, institution, or agency of the state or in the employ of a political subdivision. ~~No~~An employee of the public employees retirement system or the state retirement and investment office may not serve on the board.

1. Two members of the legislative assembly must be appointed by the chairman of the legislative management to serve on the board.
  - a. If the same political party has the greatest number of members in both the house and senate, one member must be from that majority party and one member from the political party with the next greatest number of members in the house and senate.
  - b. If the same political party does not have the greatest number of members in both the house and senate, one member must be from the majority party in the house and one member must be from the majority party in the senate.
2. One member of the board must be appointed by the governor to serve a term of five years. The appointee must be a North Dakota citizen who is not a state or political subdivision employee and who by experience is familiar with money management. The citizen member is chairman of the board.
- ~~2-3.~~ One member of the board must be appointed by the attorney general from the attorney general's legal staff and shall serve a term of five years.
- ~~3-4.~~ The state health officer appointed under section 23-01-05 or the state health officer's designee is a member of the board.
- ~~4-5.~~ Three board members must be elected by and from among the active participating members, members of the retirement plan established under chapter 54-52.6, members of the retirement plan established under chapter 39-03.1, and members of the job service North Dakota retirement plan. Employees who have terminated their employment for whatever reason are not eligible to serve as elected members of the board under this subsection. Board members must be elected to a five-year term pursuant to an election called by the board. Notice of board elections must be given to all active participating members. The time spent in performing duties as a board member may not be charged against any employee's accumulated annual or any other type of leave.
- ~~5-6.~~ One board member must be elected by and from among those ~~persons~~individuals who are receiving retirement benefits under this chapter. The board shall call the election and must give prior notice of the election to the ~~persons~~individuals eligible to participate in the election

pursuant to this subsection. The board member shall serve a term of five years.

- ~~6-7.~~ The members of the board are entitled to receive one hundred forty-eight dollars per day compensation and necessary mileage and travel expenses as provided in sections 44-08-04 and 54-06-09. This is in addition to any other pay or allowance due the chairman or a member, plus an allowance for expenses they may incur through service on the board.
- ~~7-8.~~ A board member shall serve a five-year term and until the board member's successor qualifies. Each board member is entitled to one vote, and ~~four~~five of the ~~seven~~nine board members constitute a quorum. ~~Four~~Five votes are necessary for resolution or action by the board at any meeting.

**SECTION 6. AMENDMENT.** Section 54-52.1-05 of the North Dakota Century Code is amended and reenacted as follows:

**54-52.1-05. Provisions of contract - Term of contract.**

1. Each uniform group insurance contract entered ~~into~~ by the board must be consistent with the provisions of this chapter, must be signed for the state of North Dakota by the chairman of the board, and must include the following:
  - 1- a. As many optional coverages as deemed feasible and advantageous by the board.
  - 2- b. A detailed statement of benefits offered, including maximum limitations and exclusions, and such other provisions as the board may deem necessary or desirable.
2. The initial term or the renewal term of a fully insured uniform group insurance contract for hospital benefits coverage, medical benefits coverage, or prescription drug coverage may not exceed two years.
  - a. The board may renew a contract subject to this subsection without soliciting a bid under section 54-52.1-04 if the board determines the carrier's performance under the existing contract meets the board's expectations and the proposed premium renewal amount does not exceed the board's expectations.
  - b. In making a determination under this subsection, the board shall:
    - (1) Use the services of a consultant to concurrently and independently prepare a renewal estimate the board shall consider in determining the reasonableness of the proposed premium renewal amount.
    - (2) Review the carrier's performance measures, including payment accuracy, claim processing time, member service center metrics, wellness or other special program participation levels, and any other measures the board determines relevant to making the determination and shall consider these measures in determining the board's satisfaction with the carrier's performance.
    - (3) Consider any additional information the board determines relevant to making the determination.
  - c. If the board determines the carrier's performance under the existing contract does not meet the board's expectations or the proposed premium renewal amount exceeds the board's expectations and the

board determines to solicit a bid under section 54-52.1-04, the board shall specify its reasons for the determination to solicit a bid.

**SECTION 7.** Section 54-52.1-05.1 of the North Dakota Century Code is created and enacted as follows:

**54-52.1-05.1. Health insurance benefits coverage - Insured and provider data disclosure.**

Except as necessary for treatment, payment, or health care operations, a carrier providing health insurance benefits coverage under this chapter may not disclose identifiable or unidentifiable insured or provider data or information to a related or unrelated health care delivery entity. The board may establish exceptions to the disclosure limitations under this section for the limited purpose of addressing public interest and benefit activities or for the limited purpose of addressing research, public health, or health care operations. An exception established by the board under this section may not be more permissive than allowed under state and federal privacy laws.

**SECTION 8. HEALTH INSURANCE RESERVE FUNDS - LIMITATIONS.**

Notwithstanding any other provision of law, during the 2015-17 biennium, the public employees retirement system board may not spend any moneys in the fund created under section 54-52.1-06 or from any other source for the purpose of reducing any increase in uniform group insurance premium amounts beyond the rates used by the sixty-fourth legislative assembly for developing 2015-17 state agency budgets."

Renumber accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:**

**Senate Bill No. 2022 - Summary of Conference Committee Action**

	Base Budget	Senate Version	Conference Committee Changes	Conference Committee Version	House Version	Comparison to House
<b>Retirement and Investment Office</b>						
Total all funds	\$4,899,369	\$5,427,729	(\$14,304)	\$5,413,425	\$5,413,425	\$0
Less estimated income	4,899,369	5,427,729	(14,304)	5,413,425	5,413,425	0
General fund	\$0	\$0	\$0	\$0	\$0	\$0
<b>Public Employees Retirement System</b>						
Total all funds	\$7,650,450	\$9,407,473	(\$64,050)	\$9,343,423	\$8,896,346	\$447,077
Less estimated income	7,650,450	9,407,473	(64,050)	9,343,423	8,896,346	447,077
General fund	\$0	\$0	\$0	\$0	\$0	\$0
<b>Bill total</b>						
Total all funds	\$12,549,819	\$14,835,202	(\$78,354)	\$14,756,848	\$14,309,771	\$447,077
Less estimated income	12,549,819	14,835,202	(78,354)	14,756,848	14,309,771	447,077
General fund	\$0	\$0	\$0	\$0	\$0	\$0

**Senate Bill No. 2022 - Retirement and Investment Office - Conference Committee Action**

	Base Budget	Senate Version	Conference Committee Changes	Conference Committee Version	House Version	Comparison to House
Salaries and wages	\$3,772,504	\$4,354,855	(\$14,304)	\$4,340,551	\$4,340,551	\$0
Operating expenses	973,324	990,874		990,874	990,874	\$0
Contingencies	82,000	82,000		82,000	82,000	\$0
Accrued leave payments	71,541					\$0
Total all funds	\$4,899,369	\$5,427,729	(\$14,304)	\$5,413,425	\$5,413,425	\$0
Less estimated income	4,899,369	5,427,729	(14,304)	5,413,425	5,413,425	0
General fund	\$0	\$0	\$0	\$0	\$0	\$0
FTE	19.00	19.00	0.00	19.00	19.00	0.00

**Department No. 190 - Retirement and Investment Office - Detail of Conference**

**Committee Changes**

	Adjusts Funding for Health Insurance Premium Increases <sup>1</sup>	Total Conference Committee Changes
Salaries and wages	(\$14,304)	(\$14,304)
Operating expenses		
Contingencies		
Accrued leave payments		
<b>Total all funds</b>	(\$14,304)	(\$14,304)
Less estimated income	(14,304)	(14,304)
<b>General fund</b>	\$0	\$0
FTE	0.00	0.00

<sup>1</sup> Funding for employee health insurance premiums is adjusted to reflect the revised premium estimate of \$1,130.22 per month.

**Senate Bill No. 2022 - Public Employees Retirement System - Conference Committee Action**

	Base Budget	Senate Version	Conference Committee Changes	Conference Committee Version	House Version	Comparison to House
Salaries and wages	\$5,016,339	\$6,479,410	(\$64,050)	\$6,415,360	\$5,988,402	\$426,958
Operating expenses	2,280,894	2,678,063		2,678,063	2,657,944	20,119
Contingencies	250,000	250,000		250,000	250,000	
Accrued leave payments	103,217					
<b>Total all funds</b>	\$7,650,450	\$9,407,473	(\$64,050)	\$9,343,423	\$8,896,346	\$447,077
Less estimated income	7,650,450	9,407,473	(64,050)	9,343,423	8,896,346	447,077
<b>General fund</b>	\$0	\$0	\$0	\$0	\$0	\$0
FTE	33.00	34.50	0.00	34.50	33.00	1.50

**Department No. 192 - Public Employees Retirement System - Detail of Conference Committee Changes**

	Adjusts Funding for Health Insurance Premium Increases <sup>1</sup>	Reduces Temporary Salaries <sup>2</sup>	Adds Portability of Retiree Health Credit <sup>3</sup>	Adds One-Time Funding for Temporary Salaries <sup>4</sup>	Total Conference Committee Changes
Salaries and wages	(\$27,102)	(\$180,000)	\$43,052	\$100,000	(\$64,050)
Operating expenses					
Contingencies					
Accrued leave payments					
<b>Total all funds</b>	(\$27,102)	(\$180,000)	\$43,052	\$100,000	(\$64,050)
Less estimated income	(27,102)	(180,000)	43,052	100,000	(64,050)
<b>General fund</b>	\$0	\$0	\$0	\$0	\$0
FTE	0.00	0.00	0.00	0.00	0.00

<sup>1</sup> Funding for employee health insurance premiums is adjusted to reflect the revised premium estimate of \$1,130.22 per month including FTE adjustments made by the Conference Committee.

<sup>2</sup> Funding is reduced for additional temporary support to provide an increase of \$122,352. The Senate increased temporary salaries by \$302,352 and the House included a temporary salaries increase of \$102,352.

<sup>3</sup> Funding is added for additional workload due to the portability of retiree health credit. This funding was not included in the House version, but was included in the temporary salary

increase provided by the Senate.

<sup>4</sup> One-time funding is added for temporary salaries. Neither the Senate nor the House versions included funding for one-time temporary salaries.

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This amendment also:

- Adds sections to amend North Dakota Century Code Sections 54-52-01 and 54-52-03 to increase retirement board membership from seven to nine members by adding two members of the Legislative Assembly appointed by the Chairman of the Legislative Management. The House version added four members of the Legislative Assembly to the board and removed members appointed by the Attorney General and the State Health Officer.
- Adds a new section to statute relating to the process to rebid the health insurance contract.
- Adds a new section to statute relating to the disclosure of health information.
- Adds a section limiting the use of health insurance program reserves. The House version included a similar section relating the use of health insurance program reserves.

Engrossed SB 2022 was placed on the Seventh order of business on the calendar.

#### **CONSIDERATION OF CONFERENCE COMMITTEE REPORT**

**REP. CARLSON MOVED** that the conference committee report on Engrossed SB 2022 be adopted.

#### **REQUEST**

**REP. ONSTAD REQUESTED** a recorded roll call vote, which request was granted.

#### **ROLL CALL**

The question being on the motion to adopt the conference committee report on Engrossed SB 2022, the roll was called and there were 65 YEAS, 24 NAYS, 0 EXCUSED, 5 ABSENT AND NOT VOTING.

**YEAS:** Anderson, B.; Anderson, D.; Becker, Rich S.; Boe; Boehning; Brabandt; Brandenburg; Carlson; Damschen; Delmore; Delzer; Devlin; Dockter; Dosch; Fehr; Frantsvog; Froseth; Hatlestad; Hawken; Headland; Hofstad; Hogan; Johnson, D.; Johnson, M.; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Klein; Klemin; Koppelman, B.; Koppelman, K.; Kreidt; Kretschmar; Laning; Lefor; Looyesen; Louser; Maragos; Meier; Monson; Nathe; Nelson, J.; Olson; Paur; Pollert; Porter; Rohr; Sanford; Schmidt; Schreiber Beck; Seibel; Silbernagel; Skarphol; Steiner; Streyle; Sukut; Toman; Trottier; Vigesaa; Weisz; Zubke; Speaker Belter

**NAYS:** Amerman; Anderson, P.; Beadle; Bellew; Boschee; Guggisberg; Haak; Hanson; Holman; Hunskor; Kelsh; Mitskog; Mock; Mooney; Muscha; Nelson, M.; Onstad; Oversen; Ruby; Schatz; Schneider; Strinden; Thoreson; Wallman

**ABSENT AND NOT VOTING:** Becker, Rick C.; Glassheim; Larson; Martinson; Owens

The conference committee report on Engrossed SB 2022 was adopted on a recorded roll call vote.

Engrossed SB 2022, as amended, was placed on the Fourteenth order of business.

#### **SECOND READING OF SENATE BILL**

**SB 2022:** A BILL for an Act to provide an appropriation for defraying the expenses of various state retirement and investment agencies; to provide various transfers; to create and enact section 54-52.1-05.1 of the North Dakota Century Code, relating to the terms of public employees retirement system contracts for uniform group health insurance benefits coverage; to amend and reenact subsection 17 of section 54-52-01 and sections 54-52-03 and 54-52.1-05 of the North Dakota Century Code, relating to the public employees retirement system board and disclosure of information by uniform

group health insurance benefits coverage carriers; and to limit the use of health insurance program reserves.

#### ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 73 YEAS, 16 NAYS, 0 EXCUSED, 5 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Anderson, B.; Anderson, D.; Becker, Rich S.; Boe; Boehning; Boschee; Brabandt; Brandenburg; Carlson; Damschen; Delmore; Delzer; Devlin; Dockter; Frantsvog; Froseth; Guggisberg; Hatlestad; Hawken; Headland; Hofstad; Hogan; Holman; Hunskor; Johnson, D.; Johnson, M.; Kading; Karls; Kasper; Kelsh; Kempenich; Kiefert; Klein; Klemin; Koppelman, B.; Koppelman, K.; Kreidt; Kretschmar; Laning; Lefor; Looyesen; Louser; Maragos; Meier; Mitskog; Monson; Muscha; Nathe; Nelson, J.; Olson; Onstad; Paur; Pollert; Porter; Rohr; Sanford; Schatz; Schmidt; Schreiber Beck; Seibel; Silbernagel; Steiner; Streyle; Sukut; Thoreson; Toman; Trottier; Vigesaa; Wallman; Weisz; Zubke; Speaker Belter

**NAYS:** Anderson, P.; Beadle; Bellew; Dosch; Fehr; Haak; Hanson; Keiser; Mock; Mooney; Nelson, M.; Oversen; Ruby; Schneider; Skarphol; Strinden

**ABSENT AND NOT VOTING:** Becker, Rick C.; Glasheim; Larson; Martinson; Owens

Engrossed SB 2022, as amended, passed.

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

**MR. PRESIDENT:** The House has adopted the conference committee report and subsequently passed: SB 2022.

#### MESSAGE TO THE HOUSE FROM THE SENATE (JANE SCHAIBLE, SECRETARY)

**MR. SPEAKER:** Your signature is respectfully requested on: SB 2022.

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

**MR. PRESIDENT:** The Speaker has signed: SB 2022.

#### MESSAGE TO THE HOUSE FROM THE SENATE (JANE SCHAIBLE, SECRETARY)

**MR. SPEAKER:** The President has signed: SB 2022.

#### MOTION

**REP. VIGESAA MOVED** that the absent members be excused, which motion prevailed.

#### MOTION

**REP. VIGESAA MOVED** that the House be on the Fourth, Fifteenth, and Sixteenth orders of business and at the conclusion of those orders, the House adjourn sine die, which motion prevailed.

Pursuant to Rep Vigesaa's motion, the House adjourned sine die.

**Buell J. Reich, Chief Clerk**