

JOURNAL OF THE HOUSE

Sixty-sixth Legislative Assembly

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Bismarck, April 16, 2019

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

The prayer was offered by Rep. Donald Longmuir, District 2.

The roll was called and all members were present except Representatives Guggisberg, Marschall, O'Brien, Paulson, and Simons.

A quorum was declared by the Speaker.

CONSIDERATION OF MESSAGE FROM THE SENATE

REP. LOUSER MOVED that the House do not concur in the Senate amendments to Engrossed HB 1015 as printed on HJ pages 1734-1738 and that a conference committee be appointed to meet with a like committee from the Senate, which motion prevailed on a voice vote.

APPOINTMENT OF CONFERENCE COMMITTEE

THE SPEAKER APPOINTED as a Conference Committee on:
Engrossed HB 1015: Reps. J. Nelson, B. Anderson, Holman.

SIXTH ORDER OF BUSINESS

SPEAKER KLEMIN DEEMED approval of the amendments to Engrossed SB 2008 and Engrossed SB 2015.

Engrossed SB 2008 and Engrossed SB 2015, as amended, were placed on the Fourteenth order of business on the calendar.

SECOND READING OF SENATE BILL

SB 2140: A BILL for an Act to amend and reenact section 62.1-04-04 of the North Dakota Century Code, relating to producing a concealed weapon license upon request; and to provide a penalty.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 91 YEAS, 0 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker; Bellew; Blum; Boe; Bosch; Boschee; Brandenburg; Buffalo; Damschen; Delzer; Devlin; Dobervich; Dockter; Eidson; Ertelt; Fegley; Fisher; Grueneich; Guggisberg; Hager; Hanson; Hatlestad; Headland; Heinert; Holman; Hoverson; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Johnston; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; McWilliams; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; Owens; Paur; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Skroch; Steiner; Strinden; Toman; Trottier; Tveit; Vetter; Vigasaa; Weisz; Westlind; Zubke; Speaker Klemin

ABSENT AND NOT VOTING: O'Brien; Paulson; Simons

Engrossed SB 2140, as amended, passed.

CONSIDERATION OF CONFERENCE COMMITTEE REPORT

REP. LANING MOVED that the conference committee report on Engrossed HB 1123 as

printed on HJ page 1652 be adopted, which motion prevailed on a voice vote.

Engrossed HB 1123, as amended, was placed on the Eleventh order of business.

SECOND READING OF HOUSE BILL

HB 1123: A BILL for an Act to create and enact a new section to chapter 26.1-39 of the North Dakota Century Code, relating to property and casualty insurance risk rating; and to provide for application.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 91 YEAS, 0 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker; Bellew; Blum; Boe; Bosch; Boschee; Brandenburg; Buffalo; Damschen; Delzer; Devlin; Dobervich; Dockter; Eidson; Ertelt; Fegley; Fisher; Grueneich; Guggisberg; Hager; Hanson; Hatlestad; Headland; Heinert; Holman; Hoverson; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Johnston; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; McWilliams; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; Owens; Paur; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Skroch; Steiner; Strinden; Toman; Trottier; Tveit; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Klemin

ABSENT AND NOT VOTING: O'Brien; Paulson; Simons

Reengrossed HB 1123 passed.

CONSIDERATION OF CONFERENCE COMMITTEE REPORT

REP. GRUENEICH MOVED that the conference committee report on Engrossed HB 1205 as printed on HJ page 1653 be adopted, which motion prevailed on a verification vote.

Engrossed HB 1205, as amended, was placed on the Eleventh order of business.

SECOND READING OF HOUSE BILL

HB 1205: A BILL for an Act to create and enact a new section to chapter 57-39.2 and a new subdivision to subsection 4 of section 57-40.2-03.3 of the North Dakota Century Code, relating to a sales tax exemption for materials used to construct a straddle plant, a fractionator, or qualified associated infrastructure; to amend and reenact subsection 2 of section 57-39.2-04.15 of the North Dakota Century Code, relating to a sales and use tax exemption for materials used to construct a fertilizer or chemical processing facility; to provide an effective date; and to provide an expiration date.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 62 YEAS, 29 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Blum; Bosch; Brandenburg; Damschen; Delzer; Devlin; Dockter; Eidson; Fegley; Fisher; Grueneich; Hatlestad; Headland; Heinert; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Jones; Karls; Kasper; Keiser; Kempenich; Kreidt; Laning; Lefor; Longmuir; Louser; Martinson; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Owens; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Sanford; Satrom; Schatz; Schauer; Schmidt; Schneider; Schreiber-Beck; Steiner; Strinden; Trottier; Tveit; Vigesaa; Weisz; Westlind; Zubke; Speaker Klemin

NAYS: Adams; Becker; Bellew; Boe; Boschee; Buffalo; Dobervich; Ertelt; Guggisberg; Hager; Hanson; Holman; Hoverson; Johnston; Kading; Kiefert; Koppelman, B.; Koppelman, K.; Magrum; Marschall; McWilliams; Nelson, M.; Paur; Ruby, D.; Ruby, M.; Schobinger; Skroch; Toman; Vetter

ABSENT AND NOT VOTING: O'Brien; Paulson; Simons

Reengrossed HB 1205 passed.

CONSIDERATION OF CONFERENCE COMMITTEE REPORT

REP. STEINER MOVED that the conference committee report on HB 1368 as printed on HJ page 1652 be adopted, which motion prevailed on a voice vote.

HB 1368, as amended, was placed on the Eleventh order of business.

SECOND READING OF HOUSE BILL

HB 1368: A BILL for an Act to amend and reenact sections 21-10-01 and 21-10-11 of the North Dakota Century Code, relating to membership of the state investment board.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 91 YEAS, 0 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker; Bellew; Blum; Boe; Bosch; Boschee; Brandenburg; Buffalo; Damschen; Delzer; Devlin; Dobervich; Dockter; Eidson; Ertelt; Fegley; Fisher; Grueneich; Guggisberg; Hager; Hanson; Hatlestad; Headland; Heinert; Holman; Hoverson; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Johnston; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; McWilliams; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; Owens; Paur; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Skroch; Steiner; Strinden; Toman; Trottier; Tveit; Vetter; Vigasaa; Weisz; Westlind; Zubke; Speaker Klemin

ABSENT AND NOT VOTING: O'Brien; Paulson; Simons

Engrossed HB 1368 passed.

CONSIDERATION OF CONFERENCE COMMITTEE REPORT

REP. LONGMUIR MOVED that the conference committee report on Engrossed HB 1067 as printed on HJ page 1652 be adopted, which motion prevailed on a voice vote.

Engrossed HB 1067, as amended, was placed on the Eleventh order of business.

SECOND READING OF HOUSE BILL

HB 1067: A BILL for an Act to amend and reenact sections 21-02-11 and 21-03-25 of the North Dakota Century Code, relating to municipal bid requirements and certificates of indebtedness.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 65 YEAS, 26 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Blum; Boe; Bosch; Boschee; Brandenburg; Buffalo; Dobervich; Dockter; Eidson; Fegley; Fisher; Grueneich; Guggisberg; Hager; Hanson; Hatlestad; Headland; Heinert; Holman; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Jones; Karls; Kempenich; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Martinson; Mitskog; Mock; Nathe; Nelson, M.; Owens; Paur; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, M.; Sanford; Satrom; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Steiner; Strinden; Trottier; Tveit; Weisz; Westlind; Zubke; Speaker Klemin

NAYS: Beadle; Becker; Bellew; Damschen; Delzer; Devlin; Ertelt; Hoverson; Johnston; Kading; Kasper; Keiser; Kiefert; Koppelman, B.; Magrum; Marschall; McWilliams;

Meier; Monson; Nelson, J.; Ruby, D.; Schatz; Skroch; Toman; Vetter; Vigesaa

ABSENT AND NOT VOTING: O'Brien; Paulson; Simons

Reengrossed HB 1067 passed.

CONSIDERATION OF CONFERENCE COMMITTEE REPORT

REP. D. RUBY MOVED that the conference committee report on Engrossed HB 1502 as printed on HJ pages 1652-1653 be adopted, which motion prevailed on a voice vote.

Engrossed HB 1502, as amended, was placed on the Eleventh order of business.

SECOND READING OF HOUSE BILL

HB 1502: A BILL for an Act to create and enact a new section to chapter 5-01 of the North Dakota Century Code, relating to the direct sale of liquor by a domestic distillery to licensed retailers; to amend and reenact section 5-01-19 of the North Dakota Century Code, relating to domestic distilleries; and to declare an emergency.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 91 YEAS, 0 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker; Bellew; Blum; Boe; Bosch; Boschee; Brandenburg; Buffalo; Damschen; Delzer; Devlin; Dobervich; Dockter; Eidson; Ertelt; Fegley; Fisher; Grueneich; Guggisberg; Hager; Hanson; Hatlestad; Headland; Heinert; Holman; Hoverson; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Johnston; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; McWilliams; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; Owens; Paur; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Skroch; Steiner; Strinden; Toman; Trottier; Tveit; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Klemin

ABSENT AND NOT VOTING: O'Brien; Paulson; Simons

Reengrossed HB 1502 passed and the emergency clause was declared carried.

CONSIDERATION OF CONFERENCE COMMITTEE REPORT

REP. LANING MOVED that the conference committee report on HB 1095 as printed on HJ page 1652 be adopted, which motion prevailed on a voice vote.

HB 1095, as amended, was placed on the Eleventh order of business.

SECOND READING OF HOUSE BILL

HB 1095: A BILL for an Act to amend and reenact subsection 2 of section 37-29-01 and subsection 3 of section 37-29-03 of the North Dakota Century Code, relating to the definition of discrimination against volunteer emergency responders.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 91 YEAS, 0 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker; Bellew; Blum; Boe; Bosch; Boschee; Brandenburg; Buffalo; Damschen; Delzer; Devlin; Dobervich; Dockter; Eidson; Ertelt; Fegley; Fisher; Grueneich; Guggisberg; Hager; Hanson; Hatlestad; Headland; Heinert; Holman; Hoverson; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Johnston; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; McWilliams; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; Owens; Paur; Pollert; Porter; Pyle; Richter; Roers Jones;

Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Skroch; Steiner; Strinden; Toman; Trottier; Tveit; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Klemin

ABSENT AND NOT VOTING: O'Brien; Paulson; Simons

Engrossed HB 1095 passed.

CONSIDERATION OF CONFERENCE COMMITTEE REPORT

REP. KASPER MOVED that the conference committee report on Engrossed HB 1469 as printed on HJ page 1721 be adopted, which motion prevailed on a voice vote.

Engrossed HB 1469, as amended, was placed on the Eleventh order of business.

SECOND READING OF HOUSE BILL

HB 1469: A BILL for an Act to create and enact section 19-02.1-16.3 of the North Dakota Century Code, relating to pharmacy benefits manager step therapy protocols.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 91 YEAS, 0 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker; Bellew; Blum; Boe; Bosch; Boschee; Brandenburg; Buffalo; Damschen; Delzer; Devlin; Dobervich; Dockter; Eidson; Ertelt; Fegley; Fisher; Grueneich; Guggisberg; Hager; Hanson; Hatlestad; Headland; Heinert; Holman; Hoverson; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Johnston; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; McWilliams; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; Owens; Paur; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Skroch; Steiner; Strinden; Toman; Trottier; Tveit; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Klemin

ABSENT AND NOT VOTING: O'Brien; Paulson; Simons

Reengrossed HB 1469 passed.

CONSIDERATION OF CONFERENCE COMMITTEE REPORT

REP. MCWILLIAMS MOVED that the conference committee report on Engrossed HB 1074 as printed on HJ page 1721 be adopted, which motion prevailed on a voice vote.

Engrossed HB 1074, as amended, was placed on the Eleventh order of business.

SECOND READING OF HOUSE BILL

HB 1074: A BILL for an Act to create and enact a new subdivision to subsection 2 of section 12-60-24 and a new section to chapter 54-11 of the North Dakota Century Code, relating to criminal history record checks by the office of state treasurer for individuals with access to federal tax information.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 84 YEAS, 7 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker; Blum; Boe; Bosch; Boschee; Brandenburg; Buffalo; Damschen; Devlin; Dobervich; Dockter; Eidson; Fegley; Fisher; Grueneich; Guggisberg; Hager; Hanson; Hatlestad; Headland; Heinert; Holman; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Johnston; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Marschall; Martinson; McWilliams; Meier; Mitskog; Mock; Nathe; Nelson, J.; Nelson, M.; Owens; Paur;

Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Skroch; Steiner; Strinden; Toman; Trottier; Tveit; Vigasaa; Weisz; Westlind; Zubke; Speaker Klemin

NAYS: Bellew; Delzer; Ertelt; Hoverson; Magrum; Monson; Vetter

ABSENT AND NOT VOTING: O'Brien; Paulson; Simons

Reengrossed HB 1074 passed.

CONSIDERATION OF CONFERENCE COMMITTEE REPORT

REP. WESTLIND MOVED that the conference committee report on Engrossed HB 1417 as printed on HJ page 1721 be adopted, which motion prevailed on a voice vote.

Engrossed HB 1417, as amended, was placed on the Eleventh order of business.

SECOND READING OF HOUSE BILL

HB 1417: A BILL for an Act to amend and reenact subsections 2, 38, and 40 of section 19-24.1-01, subsection 2 of section 19-24.1-03, subdivision a of subsection 5 of section 19-24.1-05, subsection 7 of section 19-24.1-10, section 19-24.1-11, subsection 4 of section 19-24.1-21, and subsection 10 of section 19-24.1-32 of the North Dakota Century Code, relating to access to medical marijuana; and to declare an emergency.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 83 YEAS, 8 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker; Blum; Boe; Bosch; Boschee; Brandenburg; Buffalo; Devlin; Dobervich; Dockter; Eidson; Ertelt; Fegley; Fisher; Grueneich; Guggisberg; Hager; Hanson; Hatlestad; Headland; Heinert; Holman; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Johnston; Jones; Kading; Kasper; Keiser; Kempenich; Kiefert; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; McWilliams; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; Owens; Paur; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schmidt; Schneider; Schobinger; Schreiber-Beck; Skroch; Steiner; Strinden; Toman; Trottier; Vetter; Vigasaa; Weisz; Westlind; Zubke; Speaker Klemin

NAYS: Bellew; Damschen; Delzer; Hoverson; Karls; Schatz; Schauer; Tveit

ABSENT AND NOT VOTING: O'Brien; Paulson; Simons

Reengrossed HB 1417 passed and the emergency clause was declared carried.

MOTION

REP. LOUSER MOVED that the House stand in recess until 1:00 p.m., which motion prevailed on a voice vote.

THE HOUSE RECONVENED pursuant to recess taken, with Speaker Klemin presiding.

APPOINTMENT OF CONFERENCE COMMITTEE

REP. LOUSER MOVED that the Speaker appoint a committee of three to act with a like committee from the Senate as a Conference Committee on Reengrossed SB 2003, Engrossed SB 2009, Engrossed SB 2010, Engrossed SB 2013, Engrossed SB 2315, and Engrossed SB 2346, which motion prevailed on a voice vote.

THE SPEAKER APPOINTED as a Conference Committee on:

Reengrossed SB 2003: Reps. Kempenich, Howe, Mock

Engrossed SB 2009: Reps. Monson, Schmidt, Boe

Engrossed SB 2010: Reps. Beadle, Brandenburg, Bellew

Engrossed SB 2013: Reps. Monson, Sanford, Boe

Engrossed SB 2315: Reps. Schreiber-Beck, Heinert, Tveit

Engrossed SB 2346: Reps. D. Johnson, Satrom, Headland

CONSIDERATION OF MESSAGE FROM THE SENATE

REP. LOUSER MOVED that the House do not concur in the Senate amendments to Engrossed HB 1003 as printed on HJ pages 1813-1827 and that a conference committee be appointed to meet with a like committee from the Senate, which motion prevailed on a voice vote.

APPOINTMENT OF CONFERENCE COMMITTEE

THE SPEAKER APPOINTED as a Conference Committee on:

Engrossed HB 1003: Reps. Sanford, Martinson, Boe.

SECOND READING OF SENATE BILL

SB 2015: A BILL for an Act to provide an appropriation for defraying the expenses of the various divisions under the supervision of the director of the office of management and budget; to create and enact a new section to chapter 21-10 of the North Dakota Century Code, relating to the recognition of legacy fund earnings; to amend and reenact sections 48-10-02 and 48-10-03, subsection 2 of section 54-06-24, and section 54-06-30 of the North Dakota Century Code, relating to the capitol grounds planning commission spending limits and authority to accept gifts, the state employee suggestion incentive program, and state employee performance bonuses; to repeal section 54-06-24 of the North Dakota Century Code, relating to the state employee suggestion incentive program; to provide compensation guidelines; to provide for a report to the legislative assembly; to provide a continuing appropriation; to provide for a transfer; to provide an exemption; and to provide an effective date.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 74 YEAS, 18 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Blum; Boe; Bosch; Boschee; Brandenburg; Damschen; Devlin; Dobervich; Dockter; Eidson; Fegley; Fisher; Grueneich; Guggisberg; Hager; Hanson; Hatlestad; Headland; Heinert; Holman; Hoverson; Howe; Johnson, C.; Johnson, D.; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Longmuir; Louser; Marschall; Martinson; McWilliams; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; Owens; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Strinden; Tveit; Vigasaa; Weisz; Westlind; Zubke; Speaker Klemin

NAYS: Becker; Bellew; Buffalo; Delzer; Ertelt; Johnson, M.; Johnston; Kiefert; Lefor; Magrum; Paur; Schatz; Simons; Skroch; Steiner; Toman; Trottier; Vetter

ABSENT AND NOT VOTING: O'Brien; Paulson

Engrossed SB 2015, as amended, passed.

SECOND READING OF SENATE BILL

SB 2008: A BILL for an Act to provide an appropriation for defraying the expenses of the public service commission; to amend and reenact sections 49-01-05 and 57-43.2-19 of the North Dakota Century Code, relating to the salary of the commissioners and the transfer, deposit, and distribution of funds in the highway tax distribution fund; to provide for a study; to provide for reports; and to provide for a transfer.

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 84 YEAS, 8 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Blum; Boe; Bosch; Boschee; Brandenburg; Damschen; Delzer; Devlin; Dobervich; Dockter; Eidson; Fisher; Grueneich; Guggisberg; Hager; Hanson; Hatlestad; Headland; Heinert; Holman; Hoverson; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Marschall; Martinson; McWilliams; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; Owens; Paur; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Skroch; Steiner; Strinden; Toman; Trottier; Tveit; Vetter; Vigasaa; Weisz; Westlind; Zubke; Speaker Klemin

NAYS: Becker; Bellew; Buffalo; Ertelt; Fegley; Johnston; Magrum; Simons

ABSENT AND NOT VOTING: O'Brien; Paulson

Engrossed SB 2008, as amended, passed.

CONSIDERATION OF MESSAGE FROM THE SENATE

REP. WEISZ MOVED that the House do concur in the Senate amendments to HB 1119 as printed on HJ page 1571, which motion prevailed on a voice vote.

HB 1119, as amended, was placed on the Eleventh order of business.

SECOND READING OF HOUSE BILL

HB 1119: A BILL for an Act to amend and reenact subsection 8 of section 19-24.1-01, paragraph 1 of subdivision a of subsection 24 of section 19-24.1-01, section 19-24.1-03, subsection 2 of section 19-24.1-04, subsection 1 of section 19-24.1-15, subsection 2 of section 19-24.1-18, subsection 13 of section 19-24.1-32, and section 19-24.1-37 of the North Dakota Century Code, relating to the medical marijuana program; to provide for the destroying or redacting of social security numbers in the department's possession; and to declare an emergency.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 85 YEAS, 6 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker; Blum; Boe; Bosch; Boschee; Brandenburg; Buffalo; Delzer; Devlin; Dobervich; Dockter; Eidson; Ertelt; Fegley; Fisher; Grueneich; Guggisberg; Hager; Hanson; Hatlestad; Headland; Heinert; Holman; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Johnston; Jones; Kading; Kasper; Keiser; Kempenich; Kiefert; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; McWilliams; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; Owens; Paur; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Simons; Skroch; Steiner; Strinden; Toman; Trottier; Vetter; Vigasaa; Weisz; Westlind; Speaker Klemin

NAYS: Bellew; Damschen; Hoverson; Karls; Schatz; Tveit

ABSENT AND NOT VOTING: O'Brien; Paulson; Zubke

Engrossed HB 1119 passed and the emergency clause was declared carried.

CONSIDERATION OF MESSAGE FROM THE SENATE

REP. K. KOPPELMAN MOVED that the House do concur in the Senate amendments to HB 1271 as printed on HJ page 1247, which motion prevailed on a voice vote.

HB 1271, as amended, was placed on the Eleventh order of business.

SECOND READING OF HOUSE BILL

HB 1271: A BILL for an Act to amend and reenact subsection 6 of section 11-18-02.2 and

section 30.1-32.1-06 of the North Dakota Century Code, relating to statements of full consideration being filed with the county recorder and transfer on death deed requirements.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 91 YEAS, 0 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker; Bellew; Blum; Boe; Bosch; Boschee; Brandenburg; Buffalo; Damschen; Delzer; Devlin; Dobervich; Dockter; Eidson; Ertelt; Fegley; Fisher; Grueneich; Guggisberg; Hager; Hanson; Hatlestad; Headland; Heinert; Holman; Hoverson; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Johnston; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; McWilliams; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; Owens; Paur; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Simons; Skroch; Steiner; Strinden; Toman; Trottier; Tveit; Vetter; Vigasaa; Weisz; Westlind; Speaker Klemin

ABSENT AND NOT VOTING: O'Brien; Paulson; Zubke

Engrossed HB 1271 passed.

CONSIDERATION OF MESSAGE FROM THE SENATE

REP. D. JOHNSON MOVED that the House do concur in the Senate amendments to HB 1467 as printed on HJ pages 1399-1400, which motion prevailed on a voice vote.

HB 1467, as amended, was placed on the Eleventh order of business.

SECOND READING OF HOUSE BILL

HB 1467: A BILL for an Act to provide for a legislative management study regarding agricultural issues in the state.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 83 YEAS, 8 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker; Bellew; Blum; Boe; Bosch; Boschee; Brandenburg; Buffalo; Damschen; Delzer; Devlin; Dobervich; Dockter; Eidson; Fegley; Fisher; Grueneich; Guggisberg; Hager; Hanson; Hatlestad; Headland; Heinert; Holman; Hoverson; Howe; Johnson, C.; Johnson, D.; Johnston; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Marschall; Martinson; McWilliams; Meier; Mitskog; Mock; Monson; Nelson, J.; Nelson, M.; Owens; Paur; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Skroch; Steiner; Strinden; Trottier; Tveit; Vetter; Vigasaa; Westlind; Speaker Klemin

NAYS: Adams; Ertelt; Johnson, M.; Magrum; Nathe; Simons; Toman; Weisz

ABSENT AND NOT VOTING: O'Brien; Paulson; Zubke

Engrossed HB 1467 passed.

CONSIDERATION OF MESSAGE FROM THE SENATE

REP. PORTER MOVED that the House do concur in the Senate amendments to Engrossed HB 1192 as printed on HJ pages 1249-1251, which motion prevailed on a voice vote.

Engrossed HB 1192, as amended, was placed on the Eleventh order of business.

SECOND READING OF HOUSE BILL

HB 1192: A BILL for an Act to create and enact a new subsection to section 61-33.1-03 of the North Dakota Century Code, relating to the determination of the ordinary high water mark; to amend and reenact sections 61-33.1-04 and 61-33.1-05 of the North Dakota Century Code, relating to the ownership of mineral rights of land inundated by Pick-Sloan Missouri basin project dams; and to declare an emergency.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 3 YEAS, 88 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Boe; Ertelt; Satrom

NAYS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker; Bellew; Blum; Bosch; Boschee; Brandenburg; Buffalo; Damschen; Delzer; Devlin; Dobervich; Dockter; Eidson; Fegley; Fisher; Grueneich; Guggisberg; Hager; Hanson; Hatlestad; Headland; Heinert; Holman; Hoverson; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Johnston; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; McWilliams; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; Owens; Paur; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Schatz; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Simons; Skroch; Steiner; Strinden; Toman; Trottier; Tveit; Vetter; Vigesaa; Weisz; Westlind; Speaker Klemin

ABSENT AND NOT VOTING: O'Brien; Paulson; Zubke

Reengrossed HB 1192 failed.

CONSIDERATION OF CONFERENCE COMMITTEE REPORT

REP. PYLE MOVED that the conference committee report on SB 2035 as printed on HJ page 1724 be adopted, which motion prevailed on a voice vote.

SB 2035 was placed on the Fourteenth order of business.

SECOND READING OF SENATE BILL

SB 2035: A BILL for an Act to amend and reenact subdivision b of subsection 1 of section 4.1-02-04, subdivision b of subsection 1 of section 4.1-04-04, subdivision b of subsection 1 of section 4.1-07-04, subdivision b of subsection 1 of section 4.1-09-05, subdivision b of subsection 1 of section 4.1-09-06, section 4.1-11-04, and subsection 2 of section 4.1-13-05 of the North Dakota Century Code, relating to notice and publication requirements.

ROLL CALL

The question being on the final passage of the bill, which has been read, the roll was called and there were 90 YEAS, 1 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker; Bellew; Blum; Boe; Bosch; Boschee; Brandenburg; Buffalo; Damschen; Delzer; Devlin; Dobervich; Dockter; Eidson; Ertelt; Fegley; Fisher; Grueneich; Guggisberg; Hager; Hanson; Hatlestad; Headland; Heinert; Holman; Hoverson; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Johnston; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; McWilliams; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; Owens; Paur; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Skroch; Steiner; Strinden; Toman; Trottier; Tveit; Vetter; Vigesaa; Weisz; Westlind; Speaker Klemin

NAYS: Simons

ABSENT AND NOT VOTING: O'Brien; Paulson; Zubke

SB 2035 passed.

CONSIDERATION OF CONFERENCE COMMITTEE REPORT

REP. M. RUBY MOVED that the conference committee report on Engrossed HB 1519 as printed on HJ pages 1845-1846 be adopted, which motion prevailed on a voice vote.

Engrossed HB 1519, as amended, was placed on the Eleventh order of business.

SECOND READING OF HOUSE BILL

HB 1519: A BILL for an Act to amend and reenact subsection 15 of section 19-24.1-01 of the North Dakota Century Code, relating to debilitating medical conditions under the medical marijuana program; to provide for a legislative management study; and to declare an emergency.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 84 YEAS, 7 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker; Blum; Boe; Bosch; Boschee; Brandenburg; Buffalo; Devlin; Dobervich; Dockter; Eidson; Ertelt; Fegley; Fisher; Grueneich; Guggisberg; Hager; Hanson; Hatlestad; Headland; Heinert; Holman; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Johnston; Jones; Kading; Kasper; Keiser; Kempenich; Kiefert; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; McWilliams; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; Owens; Paur; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Simons; Skroch; Steiner; Strinden; Toman; Trottier; Vetter; Vigasaa; Weisz; Westlind; Speaker Klemin

NAYS: Bellew; Damschen; Delzer; Hoverson; Karls; Schatz; Tveit

ABSENT AND NOT VOTING: O'Brien; Paulson; Zubke

Reengrossed HB 1519 passed and the emergency clause was declared carried.

CONSIDERATION OF CONFERENCE COMMITTEE REPORT

REP. M. RUBY MOVED that the conference committee report on Engrossed HB 1283 as printed on HJ pages 1843-1845 be adopted, which motion prevailed on a voice vote.

Engrossed HB 1283, as amended, was placed on the Eleventh order of business.

SECOND READING OF HOUSE BILL

HB 1283: A BILL for an Act to create and enact section 19-24.1-03.1 and a new paragraph to subdivision b of subsection 2 of section 19-24.1-04 of the North Dakota Century Code, relating to access to medical marijuana; to amend and reenact section 19-24.1-01, subsection 2 of section 19-24.1-03, subdivision a of subsection 5 of section 19-24.1-05, subsection 7 of section 19-24.1-10, subsection 3 of section 19-24.1-11, and subsection 10 of section 19-24.1-32 of the North Dakota Century Code, relating to access to medical marijuana; and to declare an emergency.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 85 YEAS, 6 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker; Blum; Boe; Bosch; Boschee; Brandenburg; Buffalo; Delzer; Devlin; Dobervich; Dockter; Eidson; Ertelt; Fegley; Fisher; Grueneich; Guggisberg; Hager; Hanson; Hatlestad; Headland; Heinert; Holman; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Johnston; Jones; Kading; Kasper; Keiser; Kempenich; Kiefert; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; McWilliams; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; Owens; Paur; Pollert; Porter;

Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Simons; Skroch; Steiner; Strinden; Toman; Trottier; Vetter; Vigesaa; Weisz; Westlind; Speaker Klemin

NAYS: Bellew; Damschen; Hoverson; Karls; Schatz; Tveit

ABSENT AND NOT VOTING: O'Brien; Paulson; Zubke

Reengrossed HB 1283 passed and the emergency clause was declared carried.

CONSIDERATION OF CONFERENCE COMMITTEE REPORT

REP. LANING MOVED that the conference committee report on Engrossed HB 1045 as printed on HJ page 1752 be adopted, which motion prevailed on a voice vote.

Engrossed HB 1045, as amended, was placed on the Eleventh order of business.

SECOND READING OF HOUSE BILL

HB 1045: A BILL for an Act to create and enact subsection 16 to section 9-16-01, section 9-16-19, a new section to chapter 10-19.1, and section 10-32.1-102 of the North Dakota Century Code, relating to electronic transaction definitions, blockchain technology and smart contracts, number of shareholders, and series limited liability companies; to amend and reenact sections 9-16-02, 10-06.1-17, 10-19.1-01, and 10-19.1-01.2, subsection 6 of section 10-19.1-66, subsection 1 of section 10-19.1-73.3, sections 10-19.1-76.3 and 10-19.1-81, subsections 1, 2, and 11 of section 10-19.1-84, subsection 1 of section 10-19.1-110, subsection 2 of section 10-19.1-146, and subsection 2 of section 10-35-28 of the North Dakota Century Code, relating to electronic transactions, filing of an annual report by corporations engaged in farming or ranching, Business Corporation Act definitions, knowledge and notice, share certificates, corporate voting list and voting trusts, acceptance of shareholder act by the corporation, corporate records, corporate dissolution procedure, and the filing of an annual report by a publicly traded corporation; and to provide an effective date.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 90 YEAS, 1 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker; Bellew; Blum; Boe; Bosch; Boschee; Brandenburg; Buffalo; Damschen; Devlin; Dobervich; Dockter; Eidson; Ertelt; Fegley; Fisher; Grueneich; Guggisberg; Hager; Hanson; Hatlestad; Headland; Heinert; Holman; Hoverson; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Johnston; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; McWilliams; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; Owens; Paur; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Simons; Skroch; Steiner; Strinden; Toman; Trottier; Tveit; Vetter; Vigesaa; Weisz; Westlind; Speaker Klemin

NAYS: Delzer

ABSENT AND NOT VOTING: O'Brien; Paulson; Zubke

Reengrossed HB 1045 passed.

MOTION

REP. LOUSER MOVED that the House stand in recess until 4:30 p.m., which motion prevailed on a voice vote.

THE HOUSE RECONVENED pursuant to recess taken, with Speaker Klemin presiding.

CONSIDERATION OF MESSAGE FROM THE SENATE

REP. LOUSER MOVED that the House do not concur in the Senate amendments to Engrossed HB 1396 as printed on HJ page 1459 and that a conference committee be appointed to meet with a like committee from the Senate, which motion prevailed on a voice vote.

APPOINTMENT OF CONFERENCE COMMITTEE

THE SPEAKER APPOINTED as a Conference Committee on:
Engrossed HB 1396: Reps. K. Koppelman, Satrom, Magrum.

APPOINTMENT OF CONFERENCE COMMITTEE

REP. LOUSER MOVED that the Speaker appoint a committee of three to act with a like committee from the Senate as a Conference Committee on Engrossed SB 2017, Engrossed SB 2293, and Engrossed SB 2297, which motion prevailed.

THE SPEAKER APPOINTED as a Conference Committee on:

Engrossed SB 2017: Reps. Howe, Brandenburg, Mock
Engrossed SB 2293: Reps. Howe, D. Anderson, Zubke
Engrossed SB 2297: Reps. Vigasaa, Sanford, Boe

CONSIDERATION OF CONFERENCE COMMITTEE REPORT

REP. PAUR MOVED that the conference committee report on Engrossed HB 1230 as printed on HJ page 1752 be adopted, which motion prevailed on a voice vote.

Engrossed HB 1230, as amended, was placed on the Eleventh order of business.

SECOND READING OF HOUSE BILL

HB 1230: A BILL for an Act to amend and reenact section 54-06-37 of the North Dakota Century Code, relating to the lease of a manned aircraft in an emergency.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 81 YEAS, 9 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Bellew; Blum; Boe; Bosch; Boschee; Brandenburg; Buffalo; Damschen; Devlin; Dobervich; Dockter; Eidson; Fegley; Fisher; Grueneich; Guggisberg; Hager; Hanson; Hatlestad; Headland; Heinert; Holman; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Johnston; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Koppelman, K.; Kreidt; Lefor; Longmuir; Louser; Marschall; Martinson; McWilliams; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; Owens; Paur; Pollert; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schneider; Schobinger; Schreiber-Beck; Skroch; Steiner; Strinden; Trottier; Tveit; Vetter; Vigasaa; Weisz; Westlind; Zubke; Speaker Klemin

NAYS: Becker; Delzer; Ertelt; Hoverson; Koppelman, B.; Laning; Magrum; Simons; Toman

ABSENT AND NOT VOTING: O'Brien; Paulson; Porter; Schmidt

Reengrossed HB 1230 passed.

CONSIDERATION OF CONFERENCE COMMITTEE REPORT

REP. PYLE MOVED that the conference committee report on HB 1356 as printed on HJ page 1796 be adopted, which motion prevailed on a voice vote.

HB 1356, as amended, was placed on the Eleventh order of business.

SECOND READING OF HOUSE BILL

HB 1356: A BILL for an Act to amend and reenact sections 43-19.1-28, 48-01.2-02.1, and 48-01.2-10 of the North Dakota Century Code, relating to bids, plans, and specifications for public improvements and bond thresholds.

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, 17 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Blum; Boe; Bosch; Boschee; Brandenburg; Buffalo; Damschen; Devlin; Dobervich; Dockter; Eidson; Fegley; Fisher; Grueneich; Guggisberg; Hager; Hanson; Hatlestad; Headland; Heinert; Holman; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Jones; Kading; Karls; Kasper; Kempenich; Kiefert; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Martinson; McWilliams; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; Owens; Paur; Pollert; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schauer; Schneider; Schobinger; Schreiber-Beck; Steiner; Strinden; Trottier; Tveit; Vetter; Vigasaa; Weisz; Westlind; Zubke; Speaker Klemin

NAYS: Beadle; Becker; Bellew; Delzer; Ertelt; Hoverson; Johnston; Keiser; Koppelman, B.; Louser; Magrum; Marschall; Meier; Schatz; Simons; Skroch; Toman

ABSENT AND NOT VOTING: O'Brien; Paulson; Porter; Schmidt

Engrossed HB 1356 passed.

MOTION

REP. LOUSER MOVED that HB 1407, which is on the Seventh order, be laid over one legislative day, which motion prevailed on a voice vote.

CONSIDERATION OF CONFERENCE COMMITTEE REPORT

REP. ROHR MOVED that the conference committee report on Engrossed HB 1285 as printed on HJ pages 1795-1796 be adopted, which motion prevailed on a voice vote.

Engrossed HB 1285, as amended, was placed on the Eleventh order of business.

SECOND READING OF HOUSE BILL

HB 1285: A BILL for an Act to amend and reenact section 50-25.1-15 of the North Dakota Century Code, relating to abandoned infants at certain locations; and to provide for a report to the legislative management.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 90 YEAS, 0 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker; Bellew; Blum; Boe; Bosch; Boschee; Brandenburg; Buffalo; Damschen; Delzer; Devlin; Dobervich; Dockter; Eidson; Ertelt; Fegley; Fisher; Grueneich; Guggisberg; Hager; Hanson; Hatlestad; Headland; Heinert; Holman; Hoverson; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Johnston; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; McWilliams; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; Owens; Paur; Pollert; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schneider; Schobinger; Schreiber-Beck; Simons; Skroch; Steiner; Strinden; Toman; Trottier; Tveit; Vetter; Vigasaa; Weisz; Westlind; Zubke; Speaker Klemin

ABSENT AND NOT VOTING: O'Brien; Paulson; Porter; Schmidt

Reengrossed HB 1285 passed.

CONSIDERATION OF CONFERENCE COMMITTEE REPORT

REP. KASPER MOVED that the conference committee report on HB 1382 as printed on HJ page 1845 be adopted, which motion prevailed on a voice vote.

HB 1382, as amended, was placed on the Eleventh order of business.

SECOND READING OF HOUSE BILL

HB 1382: A BILL for an Act to create and enact section 19-02.1-16.3 of the North Dakota Century Code, relating to pharmacy mail order and home delivery services; and to provide an effective date.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 90 YEAS, 0 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker; Bellew; Blum; Boe; Bosch; Boschee; Brandenburg; Buffalo; Damschen; Delzer; Devlin; Dobervich; Dockter; Eidson; Ertelt; Fegley; Fisher; Grueneich; Guggisberg; Hager; Hanson; Hatlestad; Headland; Heinert; Holman; Hoverson; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Johnston; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; McWilliams; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; Owens; Paur; Pollert; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schneider; Schobinger; Schreiber-Beck; Simons; Skroch; Steiner; Strinden; Toman; Trottier; Tveit; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Klemin

ABSENT AND NOT VOTING: O'Brien; Paulson; Porter; Schmidt

Engrossed HB 1382 passed.

CONSIDERATION OF CONFERENCE COMMITTEE REPORT

REP. KASPER MOVED that the conference committee report on SB 2102 as printed on HJ page 1653 be adopted, which motion prevailed on a voice vote.

CONSIDERATION OF CONFERENCE COMMITTEE REPORT

REP. GRUENEICH MOVED that the conference committee report on Engrossed SB 2258 as printed on HJ page 1653 be adopted, which motion prevailed on a voice vote.

CONSIDERATION OF CONFERENCE COMMITTEE REPORT

REP. HATLESTAD MOVED that the conference committee report on SB 2078 as printed on HJ page 1721 be adopted, which motion prevailed on a voice vote.

CONSIDERATION OF CONFERENCE COMMITTEE REPORT

REP. B. KOPPELMAN MOVED that the conference committee report on Engrossed SB 2040 as printed on HJ page 1797 be adopted, which motion prevailed on a voice vote.

CONSIDERATION OF CONFERENCE COMMITTEE REPORT

REP. ZUBKE MOVED that the conference committee report on SB 2090 as printed on HJ page 1797 be adopted, which motion prevailed on a voice vote.

CONSIDERATION OF CONFERENCE COMMITTEE REPORT

REP. SKROCH MOVED that the conference committee report on Engrossed SB 2245 as printed on HJ pages 1721-1724 be adopted, which motion prevailed on a voice vote.

Engrossed SB 2245, as amended, was placed on the Fourteenth order of business.

SECOND READING OF SENATE BILL

SB 2245: A BILL for an Act to amend and reenact sections 50-11.1-02 and 50-11.1-04, subsection 10 of section 50-11.1-06.2, subsection 1 of section 50-11.1-07.2, sections 50-11.1-07.3 and 50-11.1-07.5, subsection 3 of section 50-11.1-17, and subsection 13 of section 50-25.1-02 of the North Dakota Century Code, relating to early childhood services and the definition of a neglected child; and to declare an emergency.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll

was called and there were 89 YEAS, 1 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker; Bellew; Blum; Boe; Bosch; Boschee; Brandenburg; Buffalo; Damschen; Delzer; Devlin; Dobervich; Dockter; Eidson; Fegley; Fisher; Grueneich; Guggisberg; Hager; Hanson; Hatlestad; Headland; Heinert; Holman; Hoverson; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Johnston; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; McWilliams; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; Owens; Paur; Pollert; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schneider; Schobinger; Schreiber-Beck; Simons; Skroch; Steiner; Strinden; Toman; Trottier; Tveit; Vetter; Vigasaa; Weisz; Westlind; Zubke; Speaker Klemin

NAYS: Ertelt

ABSENT AND NOT VOTING: O'Brien; Paulson; Porter; Schmidt

Engrossed SB 2245, as amended, passed and the emergency clause was declared carried.

CONSIDERATION OF CONFERENCE COMMITTEE REPORT

REP. HEINERT MOVED that the conference committee report on Engrossed SB 2342 as printed on HJ page 1846 be adopted, which motion prevailed on a voice vote.

CONSIDERATION OF CONFERENCE COMMITTEE REPORT

REP. ZUBKE MOVED that the conference committee report on Engrossed SB 2100 as printed on HJ page 1846 be adopted, which motion prevailed on a voice vote.

Engrossed SB 2100 was placed on the Fourteenth order of business.

SECOND READING OF SENATE BILL

SB 2100: A BILL for an Act to amend and reenact section 49-02-27 of the North Dakota Century Code, relating to decommissioning of renewable energy conversion facilities.

ROLL CALL

The question being on the final passage of the bill, which has been read, the roll was called and there were 84 YEAS, 6 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Becker; Blum; Boe; Bosch; Boschee; Brandenburg; Buffalo; Damschen; Delzer; Devlin; Dobervich; Dockter; Eidson; Fegley; Fisher; Grueneich; Guggisberg; Hager; Hanson; Hatlestad; Headland; Heinert; Holman; Hoverson; Howe; Johnson, C.; Johnson, D.; Johnston; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; McWilliams; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; Owens; Paur; Pollert; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schneider; Schobinger; Schreiber-Beck; Skroch; Steiner; Strinden; Toman; Trottier; Tveit; Vigasaa; Weisz; Westlind; Zubke; Speaker Klemin

NAYS: Beadle; Bellew; Ertelt; Johnson, M.; Simons; Vetter

ABSENT AND NOT VOTING: O'Brien; Paulson; Porter; Schmidt

Engrossed SB 2100 passed.

MOTION

REP. LOUSER MOVED that Rep. Vetter replace Rep. Paulson on the Conference Committee on HB 1393, which motion prevailed on a voice vote.

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)
MR. PRESIDENT: The House has amended and subsequently passed: SB 2008, SB 2015.

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)
MR. PRESIDENT: The House has amended and subsequently passed: SB 2140.

MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)
MR. SPEAKER: The Senate has amended and subsequently passed: HB 1021, HB 1439.

SENATE AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1021

Page 1, line 2, remove "and"

Page 1, line 2, after "report" insert "; to provide for a transfer; to provide an exemption; and to provide for a legislative management study"

Page 1, remove lines 12 through 24

Page 2, replace lines 1 and 2 with:

"Salaries and wages	\$59,359,772	\$22,014,729	\$81,374,501
Operating expenses	69,552,998	33,804,366	103,357,364
Capital assets	8,295,000	(4,041,883)	4,253,117
Center for distance education	9,079,116	(9,079,116)	0
Statewide longitudinal data system	4,310,561	76,584	4,387,145
Educational technology council	1,121,472	(1,121,472)	0
Edutech	9,752,767	(106,994)	9,645,773
K-12 wide area network	4,534,278	633,692	5,167,970
Geographic information system	1,147,716	1,054,913	2,202,629
Health information technology office	5,315,509	(436,363)	4,879,146
Statewide interoperable radio network	<u>13,700,000</u>	<u>(1,370,000)</u>	<u>12,330,000</u>
Total all funds	\$186,169,189	\$41,428,456	\$227,597,645
Less estimated income	<u>165,636,855</u>	<u>33,395,479</u>	<u>199,032,334</u>
Total general fund	\$20,532,334	\$8,032,977	\$28,565,311
Full-time equivalent positions	344.30	57.70	402.00"

Page 2, replace lines 8 through 14 with:

"Electronic payment processing system	\$375,000	\$0
Health information network expansion	43,555,133	0
Statewide interoperable network loan	15,000,000	0
Cybersecurity	0	11,400,000
Legacy lift project	0	2,000,000
Statewide land parcel project	0	1,150,000
Total all funds	\$58,930,133	\$14,550,000
Less estimated income	<u>58,930,133</u>	<u>3,150,000</u>
Total general fund	\$0	\$11,400,000"

Page 2, after line 18, insert:

"SECTION 3. EXCEPTION - LINE ITEM TRANSFERS. Notwithstanding section 54-16-04, the director of the office of management and budget shall make transfers of funds between line items in section 1 of this Act for the information technology department as may be requested by the chief information officer as determined necessary for the development and implementation of information technology projects. The department shall notify the legislative council of any transfers made pursuant to this section.

SECTION 4. ESTIMATED INCOME - STRATEGIC INVESTMENT AND IMPROVEMENTS FUND - INFORMATION TECHNOLOGY PROJECTS. The estimated income line item in section 1 of this Act includes the sum of \$3,150,000 from the strategic investment and improvements fund for information technology projects, of which \$2,000,000 is for a legacy lift project and \$1,150,000 is for a geographic information system statewide land parcel project.

SECTION 5. EXEMPTION. The sum of \$43,555,133 of federal and other funds appropriated to the information technology department for the development of the health information network and care coordination project in chapter 46 of the 2017 Session Laws is not subject to the provisions of section 54-44.1-11. Any unexpended funds from this appropriation are available for the completion of the health information network and care coordination project during the biennium beginning July 1, 2019, and ending June 30, 2021.

SECTION 6. LEGISLATIVE MANAGEMENT STUDY - DEVELOPMENT OF A LAND ACCESS DATABASE. During the 2019-20 interim, the legislative management shall consider studying access to land for hunting and trapping and the development of a land access database. If selected by the legislative management, the study must be conducted by a new committee established by the legislative management to study access to public and private lands for hunting, trapping, and related issues, including the development of a hunters access database with the capability for landowners to provide electronic information regarding the availability of the landowner's property for hunters and trappers. The voting members of the committee must consist of the following, who must be appointed by the legislative management:

1. Two members representing agriculture organizations;
2. Two members representing sportsmen organizations; and
3. Five members of the legislative assembly, one of whom must be selected by the committee as chairman of the committee, including:
 - a. One member of the majority party in the house of representatives;
 - b. One member of the minority party in the house of representatives;
 - c. One member of the majority party in the senate;
 - d. One member of the minority party in the senate; and
 - e. One member from either party in either chamber.

The nonvoting members of the committee are:

1. A representative of the North Dakota association of counties;
2. The agriculture commissioner or the commissioner's designee;
3. The director of the game and fish department or the director's designee; and
4. The chief information officer or the officer's designee.

A member of the committee who is not a state employee is entitled to reimbursement for mileage and expenses as provided by law for state officers and employees, to be paid by the legislative council. A state employee who is a member of the committee is entitled to receive that employee's regular salary and is entitled to reimbursement for mileage and expenses to be paid by the employing agency. A member of the committee who is a member of the legislative assembly is entitled to receive per diem compensation at the rate provided under section 54-35-10 for each day performing official duties of the committee. The legislative council shall pay the per diem compensation and reimbursement for travel and expenses as provided by law for any member of the committee who is a member of the legislative assembly. The committee may establish a prototype hunters access database in select counties prior to August 1, 2020. The legislative management shall report its findings and recommendations, together with any legislation required to implement the recommendations, to the sixty-seventh legislative assembly."

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

House Bill No. 1021 - Information Technology Department - Senate Action

	Base Budget	House Version	Senate Changes	Senate Version
Salaries and wages	\$59,359,772	\$59,559,558	\$21,814,943	\$81,374,501
Operating expenses	69,552,998	89,091,647	14,265,717	103,357,364
Capital assets	8,295,000	4,253,117		4,253,117
Center for Distance Education	9,079,116			
Statewide longitudinal data system	4,310,561	4,383,351	3,794	4,387,145
Educational Technology Council	1,121,472			
EduTech	9,752,767	9,620,038	25,735	9,645,773
K-12 wide area network	4,534,278	5,165,952	2,018	5,167,970
Geographic information system	1,147,716	1,052,028	1,150,601	2,202,629
Health information technology office	5,315,509	4,876,840	2,306	4,879,146
Statewide Interoperability Radio Network	13,700,000	12,330,000		12,330,000
Total all funds	\$186,169,189	\$190,332,531	\$37,265,114	\$227,597,645
Less estimated income	165,636,855	167,162,949	31,869,385	199,032,334
General fund	\$20,532,334	\$23,169,582	\$5,395,729	\$28,565,311
FTE	344.30	303.00	99.00	402.00

Department 112 - Information Technology Department - Detail of Senate Changes

	Adds Funding for Salary and Benefit Increases ¹	Adds Funding for FTE Cybersecurity Positions ²	Restores Funding for Salaries and Wages ³	Adds Funding for IT Unification ⁴	Adds One- Time Funding for Cybersecurity ⁵	Adds One- Time Funding for IT Projects ⁶
Salaries and wages	\$1,047,804	\$740,415	\$1,215,501	\$18,811,223		
Operating expenses		130,590		8,835,127	\$3,300,000	\$2,000,000
Capital assets						
Center for Distance Education						
Statewide longitudinal data system	3,794					
Educational Technology Council						
EduTech	25,735					
K-12 wide area network	2,018					
Geographic information system	601					1,150,000
Health information technology office	2,306					
Statewide Interoperability Radio Network						
Total all funds	\$1,082,258	\$871,005	\$1,215,501	\$27,646,350	\$3,300,000	\$3,150,000
Less estimated income	1,073,035	0	0	27,646,350	0	3,150,000
General fund	\$9,223	\$871,005	\$1,215,501	\$0	\$3,300,000	\$0
FTE	0.00	3.00	0.00	96.00	0.00	0.00

	Total Senate Changes
Salaries and wages	\$21,814,943
Operating expenses	14,265,717
Capital assets	
Center for Distance Education	
Statewide longitudinal data system	3,794
Educational Technology Council	
EduTech	25,735
K-12 wide area network	2,018
Geographic information system	1,150,601
Health information technology office	2,306
Statewide Interoperability Radio Network	
Total all funds	\$37,265,114
Less estimated income	31,869,385
General fund	\$5,395,729
FTE	99.00

¹ Funding of \$1,082,258, of which \$9,223 is from the general fund and \$1,073,035 is from other funds, is added for 2019-21 biennium salary increases of 2 percent with a minimum monthly increase of \$120 and a maximum monthly increase of \$200 on July 1, 2019, and 2.5 percent on July 1, 2020. Of the amount added from other funds, \$328,977 of special funds relates to increases in health insurance premiums for FTE included in the information technology unification initiative.

² Funding of \$871,005 is added from the general fund for 3 FTE cybersecurity positions, of which \$740,415 is for salaries and wages and \$130,590 is for operating expenses to provide a total of 8 FTE cybersecurity positions. The House approved 5 cybersecurity positions.

³ Funding of \$1,215,501 from the general fund is restored for salaries and wages removed by the House relating to underfunding salaries and wages.

⁴ Funding of \$27,646,350 of special funds and 96.00 FTE positions are transferred from the Department of Trust Lands (2 FTE), Department of Human Services (48 FTE), Adjutant General - Department of Emergency Services (4 FTE), Parks and Recreation Department (1 FTE), and Department of Transportation (41 FTE) to the Information Technology Department for the information technology unification initiative. Of the \$27,646,350, \$18,266,327 is for the FTE positions, \$544,896 is for temporary salaries, and \$8,835,127 is for related operating expenses.

⁵ One-time funding of \$3,300,000 is added from the general fund for cybersecurity operating expenses to provide a total one-time appropriation of \$11,400,000 from the general fund. The House approved a one-time appropriation of \$8,400,000.

⁶ One-time funding of \$3,150,000 is added from the strategic investment and improvements fund for a legacy lift project (\$2,000,000) and a geographic information system statewide land parcel project (\$1,150,000). The House did not provide funding for these projects.

This amendment also:

- Adds a section to allow the Office of Management and Budget to transfer funds between line items in Section 1 as requested by the Chief Information Officer.
- Adds a section identifying \$3,150,000 of one-time funding from the strategic investment and improvements fund for information technology projects, of which \$2,000,000 is for a legacy lift project and \$1,150,000 is for a geographic information system statewide land parcel project.
- Adds a section providing an exemption for the \$43,555,133 of federal and other funds appropriated to the Information Technology Department by the 2017 Legislative Assembly for the development of the health information network and care coordination project.
- Adds a section to provide for a Legislative Management study regarding access to lands for hunting and trapping and the development of a land access database.

SENATE AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1439

Page 1, line 1, remove "to create and enact section 47-31-09 of the North Dakota Century Code;"

Page 1, line 2, remove "relating to injecting substances for oil, gas, and mineral production;"

Page 1, line 2, after "reenact" insert "sections 57-06-17.1 and 57-39.2-04.14,"

Page 1, line 3, after "57-51.1-03" insert ", and section 57-60-06"

Page 1, line 3, after "to" insert "a property tax exemption for pipelines used for secure geologic storage, a sales and use tax exemption for materials used for secure geologic storage,"

Page 1, line 5, after "dioxide" insert ", and property classification of secure geologic storage equipment for coal conversion tax purposes"

Page 1, replace lines 7 through 15 with:

"SECTION 1. AMENDMENT. Section 57-06-17.1 of the North Dakota Century Code is amended and reenacted as follows:

57-06-17.1. Carbon dioxide pipeline exemption.

Property, not including land, is exempt from taxation during construction and for the first ten full taxable years following initial operation if it consists of a pipeline, constructed after 1996, and necessary associated equipment for the transportation or storage of carbon dioxide for secure geologic storage or use in enhanced recovery of oil or natural gas.

SECTION 2. AMENDMENT. Section 57-39.2-04.14 of the North Dakota Century Code is amended and reenacted as follows:

57-39.2-04.14. Sales and use tax exemption for materials used in compressing, gathering, collecting, storing, transporting, or injecting carbon dioxide for secure geologic storage or use in enhanced recovery of oil or natural gas.

1. Gross receipts from sales of tangible personal property used to construct or expand a system used to compress, gather, collect, store, transport, or inject carbon dioxide for secure geologic storage or use in enhanced recovery of oil or natural gas in this state are exempt from taxes under this chapter. To be exempt, the tangible personal property must be incorporated into a system used to compress, gather, collect, store, transport, or inject carbon dioxide for secure geologic storage or use in enhanced recovery of oil or natural gas. Tangible personal property used to replace an existing system to compress, gather, collect, store, transport, or inject carbon dioxide for secure geologic storage or use in enhanced recovery of oil or natural gas does not qualify for exemption under this section unless the replacement creates an expansion of the system.
2. To receive the exemption under this section at the time of purchase, the owner of the gas compressing, gathering, collecting, storing, transporting, or injecting system must receive from the tax commissioner a certificate that the tangible personal property used to construct or expand a system used to compress, gather, collect, store, transport, or inject carbon dioxide for secure geologic storage or use in enhanced recovery of oil or natural gas qualifies for the exemption. If a certificate is not received before the purchase, the owner shall pay the applicable tax imposed by this chapter and apply to the tax commissioner for a refund.
3. If the tangible personal property is purchased or installed by a contractor subject to the tax imposed by this chapter, the owner of the gas compressing, gathering, collecting, storing, transporting, or injecting system may apply to the tax commissioner for a refund of the difference between the amount remitted by the contractor and the exemption imposed or allowed by this section. Application for a refund must be made at the time and in the manner directed by the tax commissioner and must include sufficient information to permit the tax commissioner to verify the sales and use taxes paid and the exempt status of the sale or use.
4. This chapter and chapter 57-40.2 apply to the exemption under this section."

Page 6, after line 24, insert:

"SECTION 4. AMENDMENT. Section 57-60-06 of the North Dakota Century Code is amended and reenacted as follows:

57-60-06. Property classified and exempted from ad valorem taxes - In lieu of certain other taxes - Credit for certain other taxes.

Each coal conversion facility and any carbon dioxide capture system located at the coal conversion facility, and any equipment directly used for secure geologic storage of carbon dioxide or enhanced recovery of oil or natural gas must be

classified as personal property and is exempt from all ad valorem taxes except for taxes on the land on which the facility, capture system, or equipment is located. The exemption provided by this section may not be interpreted to apply to tangible personal property incorporated as a component part of a carbon dioxide pipeline but this restriction does not affect eligibility of such a pipeline for the exemption under section 57-06-17.1. The taxes imposed by this chapter are in lieu of ad valorem taxes on the property so classified as personal property."

Page 6, line 25, replace "This Act becomes" with "Section 3 of this Act becomes"

Page 6, line 25, after the period insert "Sections 1 and 4 of this Act are effective for taxable years beginning after December 31, 2018. Section 2 of this Act is effective for taxable events occurring after June 30, 2019."

Renumber accordingly

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

MR. SPEAKER: The Senate has failed to pass, unchanged: HCR 3006, HCR 3007, HCR 3034.

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

MR. PRESIDENT: The House has concurred in the Senate amendments and subsequently passed: HB 1119, HB 1271, and HB 1467.

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

MR. PRESIDENT: The House has concurred in the Senate amendments and subsequently failed to pass: HB 1192.

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 1003, and the Speaker has appointed as a conference committee to act with a like committee from the Senate on:

HB 1003: Reps. Sanford; Martinson; Boe

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 1015, and the Speaker has appointed as a conference committee to act with a like committee from the Senate on:

HB 1015: Reps. J. Nelson; B. Anderson; Holman

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 1396, and the Speaker has appointed as a conference committee to act with a like committee from the Senate on:

HB 1396: Reps. K. Koppelman; Satrom; Magrum

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 1014: Sens. Sorvaag; Holmberg; Robinson

HB 1384: Sens. Kannianen; Cook; Dotzenrod

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 1015: Sens. Wanzek; G. Lee; Mathern

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

MR. SPEAKER: The Senate has concurred in the House amendments and subsequently passed: SB 2002, SB 2016, and SB 2034.

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

MR. SPEAKER: The Senate does not concur in the House amendments to SB 2012, and the President has appointed as a conference committee to act with a like committee from the House on:

SB 2012: Sens. Dever; Erbele; Mathern

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

MR. SPEAKER: The Senate does not concur in the House amendments to SB 2017, SB 2293, and SB 2297, and the President has appointed as a conference committee to act with a like committee from the House on:

SB 2017: Sens. Oehlke; Wanzek; Grabinger

SB 2293: Sens. Cook; Oehlke; Piepkorn

SB 2297: Sens. Sorvaag; Holmberg; Robinson

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

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

SB 2003: Reps. Kempenich; Howe; Mock

SB 2009: Reps. Monson; Schmidt; Boe

SB 2010: Reps. Beadle; Brandenburg; Bellew

SB 2013: Reps. Monson; Sanford; Boe

SB 2315: Reps. Schreiber-Beck; Heinert; Tveit

SB 2346: Reps. D. Johnson; Satrom; Headland

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

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

SB 2017: Reps. Howe; Brandenburg; Mock

SB 2293: Reps. Howe; D. Anderson; Zubke

SB 2297: Reps. Vigasaa; Sanford; Boe

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

MR. PRESIDENT: The Speaker has appointed Rep. Vetter to replace Rep. Paulson on the Conference Committee on HB 1393.

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

MR. PRESIDENT: The House has adopted the conference committee report on: SB 2040, SB 2078, SB 2090, SB 2102, SB 2258, SB 2342.

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: HB 1045.

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: HB 1067, HB 1074, HB 1095, HB 1123, HB 1205, HB 1368, HB 1469.

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: HB 1230, HB 1285, HB 1356, HB 1382.

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 2035.

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

MR. PRESIDENT: The House has adopted the conference committee report, subsequently passed, and the emergency clause carried: HB 1283, HB 1519.

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

MR. PRESIDENT: The House has adopted the conference committee report, subsequently passed, and the emergency clause carried: HB 1417, HB 1502.

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

MR. PRESIDENT: The House has adopted the conference committee report, subsequently passed, and the emergency clause carried: SB 2245.

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

MR. SPEAKER: The Senate has adopted the conference committee report on: HB 1067, HB 1074, HB 1095, HB 1123, HB 1205, HB 1368, HB 1417.

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

MR. SPEAKER: The Senate has adopted the conference committee report on: HB 1454, HB 1468.

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

MR. SPEAKER: The Senate has adopted the conference committee report and subsequently passed: SB 2007, SB 2037, SB 2247, SB 2344.

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

MR. SPEAKER: The Senate has adopted the conference committee report and subsequently passed: SB 2195.

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

MR. SPEAKER: The Senate has adopted the conference committee report and subsequently passed: HB 1366, HB 1412.

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

MR. SPEAKER: The Senate has adopted the conference committee report and subsequently passed: HB 1469.

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

MR. SPEAKER: The Senate has adopted the conference committee report, subsequently passed, and the emergency clause carried: HB 1502.

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

MR. PRESIDENT: Your signature is respectfully requested on: HB 1016, HB 1017, HB 1023, HB 1106, HB 1237, HB 1251, HB 1259, HB 1275, HB 1395, HB 1520.

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

MR. SPEAKER: Your signature is respectfully requested on: SB 2002, SB 2016, SB 2034.

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

MR. SPEAKER: Your signature is respectfully requested on: SB 2139, SCR 4001.

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

MR. SPEAKER: The President has signed: HB 1016, HB 1017, HB 1023, HB 1106, HB 1237, HB 1251, HB 1259, HB 1275, HB 1395, HB 1520.

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

MR. SPEAKER: The President has signed: HCR 3059.

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

MR. PRESIDENT: The Speaker has signed: HB 1016, HB 1017, HB 1023, HB 1106, HB 1237, HB 1251, HB 1259, HB 1275, HB 1395, HB 1520, HCR 3059.

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)
MR. PRESIDENT: The Speaker has signed: SB 2002, SB 2016, SB 2034, SB 2139, SCR 4001.

MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)
MR. SPEAKER: The President has signed: SB 2055, SB 2244.

MOTION

REP. LOUSER MOVED that the absent members be excused, which motion prevailed on a voice vote.

MOTION

REP. LOUSER MOVED that the House be on the Fourth, Fifth, Ninth, and Thirteenth orders of business and at the conclusion of those orders, the House stand adjourned until 8:00 a.m., Wednesday, April 17, 2019, which motion prevailed on a voice vote.

REPORT OF CONFERENCE COMMITTEE

HB 1008, as engrossed: Your conference committee (Sens. Krebsbach, Oehlke, Robinson and Reps. Howe, Beadle, Bellew) recommends that the **HOUSE ACCEDE** to the Senate amendments and place HB 1008 on the Seventh order.

Engrossed HB 1008 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE

HB 1513, as engrossed: Your conference committee (Sens. Unruh, Meyer, Dotzenrod and Reps. Grueneich, Blum, Eidson) recommends that the **HOUSE ACCEDE** to the Senate amendments as printed on HJ pages 1343-1344, adopt further amendments as follows, and place HB 1513 on the Seventh order:

That the House accede to the Senate amendments as printed on pages 1343 and 1344 of the House Journal and pages 1073 and 1074 of the Senate Journal and that Engrossed House Bill No. 1513 be further amended as follows:

Page 1, line 1, after "reenact" insert "subdivision b of subsection 2 of section 54-60.1-01 and"

Page 1, line 2, after the first "to" insert "business incentives and"

Page 1, after line 6, insert:

"SECTION 2. AMENDMENT. Subdivision b of subsection 2 of section 54-60.1-01 of the North Dakota Century Code is amended and reenacted as follows:

- b. Incentives resulting from Bank of North Dakota programs ~~unless the incentive is a direct interest rate buydown or is an investment made pursuant to the North Dakota alternative and venture capital investments and early stage capital funds program.~~

Renumber accordingly

Engrossed HB 1513 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE

SB 2007, as engrossed: Your conference committee (Sens. Poolman, Sorvaag, Robinson and Reps. Howe, Beadle, Bellew) recommends that the **SENATE ACCEDE** to the House amendments as printed on SJ pages 1307-1308 and place SB 2007 on the Seventh order.

Engrossed SB 2007 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE

SB 2037, as reengrossed: Your conference committee (Sens. J. Roers, Kreun, Piepkorn and Reps. Lefor, Roers Jones, Marschall) recommends that the **HOUSE RECEDE** from the House amendments as printed on SJ pages 1025-1026, adopt amendments as follows, and place SB 2037 on the Seventh order:

That the House recede from its amendments as printed on pages 1025 and 1026 of the Senate Journal and pages 1219 and 1220 of the House Journal and that Reengrossed Senate Bill No. 2037 be amended as follows:

Page 1, line 7, remove "and"

Page 1, line 7, after "penalty" insert "; and to provide a continuing appropriation"

Page 8, line 12, after the boldfaced period insert "**General prohibition.**"

The placement, storage, exploration, testing, or disposal of high-level radioactive waste within the exterior boundaries of North Dakota is prohibited. If this provision is superseded by federal law, the remaining provisions of this chapter continue to apply. This section does not limit the authority of the legislative assembly or the commission to issue a notice of disapproval under this chapter.

38-23-02."

Page 8, line 29, replace "**38-23-02**" with "**38-23-03**"

Page 11, line 13, replace "**38-23-03**" with "**38-23-04**"

Page 11, line 18, after the underscored period insert "A county position paper must be made public at the time the permit application is submitted."

Page 13, line 1, replace "**38-23-04**" with "**38-23-05**"

Page 13, line 9, replace "**38-23-05**" with "**38-23-06**"

Page 13, line 12, replace "**38-23-06**" with "**38-23-07**"

Page 13, after "**fund**" insert "**- Continuing appropriation**"

Page 13, line 16, after the underscored period insert "This fund must be maintained as a special fund and all moneys transferred into the fund are hereby appropriated and must be used and disbursed solely for the purposes of this chapter."

Page 13, line 17, replace "**38-23-07**" with "**38-23-08**"

Page 13, line 29, replace "One senator" with "Two senators"

Page 14, line 1, replace "One representative" with "Two representatives"

Page 14, after line 19, insert:

"d. Report its findings biennially to the commission and to the legislative management."

Page 14, line 20, replace "**38-23-08**" with "**38-23-09**"

Renumber accordingly

Reengrossed SB 2037 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE

SB 2195, as engrossed: Your conference committee (Sens. Vedaa, Elkin, Marcellais and Reps. Schauer, Karls, Johnston) recommends that the **HOUSE RECEDE** from the House amendments as printed on SJ page 1162, adopt amendments as follows, and place SB 2195 on the Seventh order:

That the House recede from its amendments as printed on page 1162 of the Senate Journal and pages 1206 and 1207 of the House Journal and that Engrossed Senate Bill No. 2195 be amended as follows:

Page 1, line 2, after "cemetery" insert ", and to provide an effective date"

Page 1, line 5, replace "\$250,000" with "\$175,000"

Page 1, line 6, replace "paying" with "defraying"

Page 1, line 8, replace "biennium" with "period"

Page 1, line 8, replace "July 1, 2019" with "with the effective date of this Act"

Page 1, after line 8, insert:

"SECTION 2. EFFECTIVE DATE. This Act becomes effective March 1, 2020."

Renumber accordingly

Engrossed SB 2195 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE

SB 2247, as engrossed: Your conference committee (Sens. J. Lee, O. Larsen, Hogan and Reps. Kiefert, Tveit, Dobervich) recommends that the **HOUSE RECEDE** from the House amendments as printed on SJ page 963, adopt amendments as follows, and place SB 2247 on the Seventh order:

That the House recede from its amendments as printed on page 963 of the Senate Journal and page 1145 of the House Journal and that Engrossed Senate Bill No. 2247 be amended as follows:

Page 1, line 12, after "of" insert "no more than eighteen"

Page 1, line 13, overstrike "and" and insert immediately thereafter "which must include no more than two clients, no more than one family member of a client, a representative of the"

Page 1, line 13, overstrike the second "representatives" and insert immediately thereafter "and a representative of the North Dakota protection and advocacy project"

Renumber accordingly

Engrossed SB 2247 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE

SB 2344, as engrossed: Your conference committee (Sens. Unruh, Schaible, Piepkorn and Reps. Keiser, Roers Jones, Mitskog) recommends that the **HOUSE RECEDE** from the House amendments as printed on SJ page 1167, adopt amendments as follows, and place SB 2344 on the Seventh order:

That the House recede from its amendments as printed on page 1167 of the Senate Journal and page 1330 of the House Journal and that Engrossed Senate Bill No. 2344 be amended as follows:

Page 1, line 8, remove "**Temporary storage of natural gas -**"

Page 1, line 12, remove "the temporary"

Page 1, line 13, remove "underground storage of natural gas:"

Page 1, line 16, remove "It is a valid exercise of the state's police powers to discourage the flaring of natural"

Page 1, remove lines 17 through 19

Page 1, line 20, remove "3."

Page 1, line 20, remove "and"

Page 1, line 21, remove "the global environment by reducing greenhouse gas emissions"

Page 2, line 3, replace "4." with "3."

Page 2, line 6, replace "5." with "4."

Page 2, line 6, after "interest" insert "for"

Page 2, line 8, remove "the temporary storage of natural gas."

Page 2, line 12, replace "6." with "5."

Page 2, line 12, remove "operations for"

Page 2, line 13, remove "temporary storage of natural gas."

Page 2, line 19, after the second "the" insert "subsurface geologic"

Page 2, line 19, remove "temporary storage of natural gas."

Page 2, line 21, after the third underscored comma insert "disposal operations."

Page 2, line 24, replace "7." with "6."

Page 2, line 30, overstrike "necessary to exercise the police power of" and insert immediately thereafter "incumbent on"

Page 3, line 2, remove "for, and development of, oil and gas reserves in"

Page 3, remove line 3

Page 3, line 4, remove "including"

Page 3, after line 11, insert:

"4. This chapter may not be construed to alter, amend, repeal, or modify the law concerning title to pore space under section 47-31-03."

Page 4, after line 10 insert:

"1."

Page 4, after line 15, insert:

"2. This section and chapter 38-08 may not be construed to impair the obligations of any contract for use of the surface estate for disposal operations, provided the contract was entered before the effective date of the unit approved by the commission pursuant to sections 38-08-09 through 38-08-09.17, and provided the disposal well is located within the unit area of the approved unit.

3. This section and chapter 38-08 may not be construed to allow the operator of a disposal well where the contract has expired after the effective date of the unit approved by the commission pursuant to sections 38-08-09 through 38-08-09.17 to claim the surface owner should not be compensated as if the new contract for the disposal well on which the contract has expired had been entered after the effective date of the approved unit.

4. The owner of the surface estate upon which the surface location of a disposal well is located does not lose, and may not be deemed to have lost, a claim for trespass, nuisance, or other tort if the operator of the disposal well commences or continues operations of the disposal well in violation of subsections 2 or 3."

Renumber accordingly

Engrossed SB 2344 was placed on the Seventh order of business on the calendar.

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

Buell J. Reich, Chief Clerk

