

JOURNAL OF THE SENATE

Sixty-sixth Legislative Assembly

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Bismarck, February 7, 2019

The Senate convened at 1:00 p.m., with President Sanford presiding.

The prayer was offered by Pastor Matt Anderson, Surprise Church, Bismarck.

The roll was called and all members were present.

A quorum was declared by the President.

MOTION

SEN. KLEIN MOVED that SB 2128, which is on the Sixth order, be laid over one legislative day, which motion prevailed on a voice vote.

MOTION

SEN. KLEIN MOVED that after action taken on the Sixth order, SB 2276 be placed on the Eleventh order for immediate second reading and final passage, which motion prevailed on a voice vote.

CONSIDERATION OF AMENDMENTS

SB 2289: SEN. CLEMENS (Human Services Committee) MOVED that the amendments on SJ pages 429-430 be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed on a voice vote.

CONSIDERATION OF AMENDMENTS

SB 2176: SEN. LUICK (Appropriations Committee) MOVED that the amendments on SJ page 427 be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed on a voice vote.

CONSIDERATION OF AMENDMENTS

SB 2196: SEN. ANDERSON (Human Services Committee) MOVED that the amendments on SJ page 428 be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed on a voice vote.

CONSIDERATION OF AMENDMENTS

SB 2249: SEN. BEKKEDAH (Appropriations Committee) MOVED that the amendments on SJ page 428 be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed on a voice vote.

CONSIDERATION OF AMENDMENTS

SB 2297: SEN. SORVAAG (Appropriations Committee) MOVED that the amendments on SJ pages 430-431 be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed on a voice vote.

CONSIDERATION OF AMENDMENTS

SB 2276: SEN. DOTZENROD (Finance and Taxation Committee) MOVED that the amendments on SJ pages 428-429 be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed on a voice vote.

SECOND READING OF SENATE BILL

SB 2276: A BILL for an Act to provide a statement of legislative intent relating to legacy fund investments.

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 31 YEAS, 16 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Anderson; Bakke; Bekkedahl; Burckhard; Cook; Davison; Dotzenrod; Dwyer; Erbele; Grabinger; Heckaman; Hogan; Holmberg; Kannianen; Kreun; Luick; Marcellais; Mathern; Oban; Oehlke; Osland; Patten; Piepkorn; Robinson; Roers, J.; Roers, K.; Rust; Schaible; Sorvaag; Wanzek; Wardner

NAYS: Clemens; Dever; Elkin; Fors; Hogue; Klein; Krebsbach; Larsen, O.; Larson, D.; Lee, G.; Lee, J.; Meyer; Myrdal; Poolman; Unruh; Vedaa

Engrossed SB 2276 passed.

SECOND READING OF SENATE BILL

SB 2331: A BILL for an Act to amend and reenact section 57-33.2-18 of the North Dakota Century Code, relating to allocation of wind generation tax revenue; 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 45 YEAS, 2 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Anderson; Bakke; Bekkedahl; Burckhard; Clemens; Cook; Davison; Dever; Dotzenrod; Dwyer; Elkin; Erbele; Grabinger; Heckaman; Hogan; Hogue; Holmberg; Kannianen; Klein; Krebsbach; Kreun; Larsen, O.; Larson, D.; Lee, G.; Lee, J.; Luick; Marcellais; Mathern; Meyer; Myrdal; Oban; Oehlke; Osland; Patten; Piepkorn; Poolman; Robinson; Roers, J.; Roers, K.; Schaible; Sorvaag; Unruh; Vedaa; Wanzek; Wardner

NAYS: Fors; Rust

Engrossed SB 2331 passed.

SECOND READING OF SENATE BILL

SB 2110: A BILL for an Act to amend and reenact sections 54-59-01 and 54-59-05 of the North Dakota Century Code, relating to cybersecurity.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 47 YEAS, 0 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Anderson; Bakke; Bekkedahl; Burckhard; Clemens; Cook; Davison; Dever; Dotzenrod; Dwyer; Elkin; Erbele; Fors; Grabinger; Heckaman; Hogan; Hogue; Holmberg; Kannianen; Klein; Krebsbach; Kreun; Larsen, O.; Larson, D.; Lee, G.; Lee, J.; Luick; Marcellais; Mathern; Meyer; Myrdal; Oban; Oehlke; Osland; Patten; Piepkorn; Poolman; Robinson; Roers, J.; Roers, K.; Rust; Schaible; Sorvaag; Unruh; Vedaa; Wanzek; Wardner

Engrossed SB 2110 passed.

SECOND READING OF SENATE BILL

SB 2318: A BILL for an Act to provide a statement of legislative intent regarding campus internal local area network services; 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, and has committee recommendation of DO PASS, the roll was called and there were 47 YEAS, 0 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Anderson; Bakke; Bekkedahl; Burckhard; Clemens; Cook; Davison; Dever; Dotzenrod; Dwyer; Elkin; Erbele; Fors; Grabinger; Heckaman; Hogan; Hogue; Holmberg; Kannianen; Klein; Krebsbach; Kreun; Larsen, O.; Larson, D.; Lee, G.; Lee, J.; Luick; Marcellais; Mathern; Meyer; Myrdal; Oban; Oehlke; Osland; Patten; Piepkorn; Poolman; Robinson; Roers, J.; Roers, K.; Rust; Schaible; Sorvaag; Unruh; Vedaa; Wanzek; Wardner

Engrossed SB 2318 passed.

SECOND READING OF SENATE BILL

SB 2215: A BILL for an Act to create and enact a new section to chapter 15.1-01 of the North Dakota Century Code, relating to the creation of the kindergarten through grade twelve education coordination council; to amend and reenact sections 15-19-02 and 15-19-06, subsection 1 of section 15.1-07-33, subsection 2 of section 28-32-01, and subsection 1 of section 54-59-33 of the North Dakota Century Code, relating to the center for distance education, the student information system, the definition of administrative agency, and the statewide longitudinal data system committee; and to repeal sections 54-59-17 and 54-59-18 of the North Dakota Century Code, relating to the educational technology council.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 47 YEAS, 0 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Anderson; Bakke; Bekkedahl; Burckhard; Clemens; Cook; Davison; Dever; Dotzenrod; Dwyer; Elkin; Erbele; Fors; Grabinger; Heckaman; Hogan; Hogue; Holmberg; Kannianen; Klein; Krebsbach; Kreun; Larsen, O.; Larson, D.; Lee, G.; Lee, J.; Luick; Marcellais; Mathern; Meyer; Myrdal; Oban; Oehlke; Osland; Patten; Piepkorn; Poolman; Robinson; Roers, J.; Roers, K.; Rust; Schaible; Sorvaag; Unruh; Vedaa; Wanzek; Wardner

Engrossed SB 2215 passed.

SECOND READING OF SENATE BILL

SB 2214: A BILL for an Act to create and enact section 6-09.4-29 of the North Dakota Century Code, relating to debt service payments; to amend and reenact sections 6-09.4-06, 6-09.4-10, and 15.1-36-06 of the North Dakota Century Code, relating to borrowing and lending authority, reserve funds, and school construction loans; to authorize the use of funds; to provide a bond issuance limitation; and to provide an appropriation.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 47 YEAS, 0 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Anderson; Bakke; Bekkedahl; Burckhard; Clemens; Cook; Davison; Dever; Dotzenrod; Dwyer; Elkin; Erbele; Fors; Grabinger; Heckaman; Hogan; Hogue; Holmberg; Kannianen; Klein; Krebsbach; Kreun; Larsen, O.; Larson, D.; Lee, G.; Lee, J.; Luick; Marcellais; Mathern; Meyer; Myrdal; Oban; Oehlke; Osland; Patten; Piepkorn; Poolman; Robinson; Roers, J.; Roers, K.; Rust; Schaible; Sorvaag; Unruh; Vedaa; Wanzek; Wardner

Engrossed SB 2214 passed.

SECOND READING OF SENATE BILL

SB 2352: A BILL for an Act to create and enact a new subsection to section 57-38-30.3 of the North Dakota Century Code, relating to a long-term care surtax on income; to

amend and reenact section 57-38-55 of the North Dakota Century Code, relating to the disposition of long-term care surtax revenue; 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, and has committee recommendation of DO NOT PASS, the roll was called and there were 10 YEAS, 37 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Bakke; Dotzenrod; Grabinger; Heckaman; Hogan; Marcellais; Mathern; Oban; Piepkorn; Robinson

NAYS: Anderson; Bekkedahl; Burckhard; Clemens; Cook; Davison; Dever; Dwyer; Elkin; Erbele; Fors; Hogue; Holmberg; Kannianen; Klein; Krebsbach; Kreun; Larsen, O.; Larson, D.; Lee, G.; Lee, J.; Luick; Meyer; Myrdal; Oehlke; Osland; Patten; Poolman; Roers, J.; Roers, K.; Rust; Schaible; Sorvaag; Unruh; Vedaa; Wanzek; Wardner

Engrossed SB 2352 failed.

SECOND READING OF SENATE BILL

SB 2347: A BILL for an Act to provide for liability for false medical assistance claims and to provide for a Medicaid fraud control unit; 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 44 YEAS, 3 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Anderson; Bakke; Bekkedahl; Burckhard; Clemens; Cook; Davison; Dever; Dotzenrod; Dwyer; Elkin; Erbele; Fors; Grabinger; Heckaman; Hogan; Holmberg; Kannianen; Klein; Krebsbach; Kreun; Larson, D.; Lee, G.; Lee, J.; Luick; Marcellais; Mathern; Meyer; Myrdal; Oban; Oehlke; Osland; Patten; Piepkorn; Poolman; Robinson; Roers, J.; Roers, K.; Rust; Schaible; Sorvaag; Unruh; Wanzek; Wardner

NAYS: Hogue; Larsen, O.; Vedaa

Engrossed SB 2347 passed.

SECOND READING OF SENATE BILL

SB 2220: A BILL for an Act to amend and reenact section 61-32-03.1 of the North Dakota Century Code, relating to permitting of subsurface water management systems by water resource district boards.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 14 YEAS, 32 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Anderson; Bakke; Burckhard; Dotzenrod; Dwyer; Grabinger; Heckaman; Hogan; Luick; Marcellais; Mathern; Oban; Piepkorn; Robinson

NAYS: Bekkedahl; Clemens; Cook; Davison; Dever; Elkin; Erbele; Fors; Hogue; Kannianen; Klein; Krebsbach; Kreun; Larsen, O.; Larson, D.; Lee, G.; Lee, J.; Meyer; Myrdal; Oehlke; Osland; Patten; Poolman; Roers, J.; Roers, K.; Rust; Schaible; Sorvaag; Unruh; Vedaa; Wanzek; Wardner

ABSENT AND NOT VOTING: Holmberg

SB 2220 failed.

SECOND READING OF SENATE CONCURRENT RESOLUTION

SCR 4014: A concurrent resolution directing the Legislative Management to consider studying the implementation of the recommendations of the Human Services Research Institute's study of North Dakota's behavioral health system.

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

SCR 4014 was declared adopted on a voice vote.

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

MR. SPEAKER: The Senate has passed, and your favorable consideration is requested on: SB 2092, SB 2147, SB 2216, SB 2239, SB 2355.

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

MR. PRESIDENT: The House has passed, and your favorable consideration is requested on: HB 1029, HB 1077, HB 1102, HB 1108, HB 1126, HB 1202, HB 1285, HB 1339, HB 1345, HB 1378, HB 1382, HB 1429, HB 1454, HB 1457, HB 1464.

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

MR. PRESIDENT: The House has passed, the emergency clause carried, and your favorable consideration is requested on: HB 1119, HB 1335, HB 1433.

MOTION

SEN. KLEIN MOVED that the Senate be on the Fourth, Fifth, Ninth, and Thirteenth orders of business and at the conclusion of those orders, the Senate stand adjourned until 12:30 p.m., Friday, February 8, 2019, which motion prevailed on a voice vote.

REPORT OF STANDING COMMITTEE

SB 2001: Appropriations Committee (Sen. Holmberg, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (13 YEAS, 1 NAYS, 0 ABSENT AND NOT VOTING). SB 2001 was placed on the Sixth order on the calendar.

Page 1, line 2, after "governor" insert "; to amend and reenact sections 54-07-04 and 54-08-03 of the North Dakota Century Code, relating to salary of the governor and lieutenant governor; to provide an exemption; to provide for a report to the legislative assembly"

Page 1, line 2, replace "legislative management" with "budget section"

Page 1, replace lines 9 through 19 with:

	<u>Base Level</u>	<u>"Adjustments or Enhancements</u>	<u>Appropriation</u>
Salaries and wages	\$3,422,574	\$201,285	\$3,623,859
Operating expenses	298,456	209,792	508,248
Contingencies	10,000	0	10,000
Roughrider awards	10,800	0	10,800
Governor's salary	265,928	9,387	275,315
Transition in	0	15,000	15,000
Transition out	0	50,000	50,000
Total general fund	\$4,007,758	\$485,464	\$4,493,222
Full-time equivalent positions	18.00	0.00	18.00

SECTION 2. GOVERNOR'S OFFICE ONE-TIME FUNDING - EFFECT ON BASE BUDGET - REPORT TO SIXTY-SEVENTH LEGISLATIVE ASSEMBLY. The following amounts reflect the one-time funding items approved by the sixty-fifth legislative assembly for the 2017-19 biennium and the 2019-21 one-time funding items included in the appropriation in section 1 of this Act:

One-Time Funding Description	2017-19	2019-21
Transition costs	\$0	\$65,000
Boards and commissions project	0	139,808
Total general fund	\$0	\$204,808

The 2019-21 one-time funding amounts are not a part of the entity's base budget for the 2021-23 biennium. The governor's office shall report to the appropriations committees of the sixty-seventh legislative assembly on the use of this one-time funding for the biennium beginning July 1, 2019, and ending June 30, 2021."

Page 1, line 21, replace "**LEGISLATIVE MANAGEMENT**" with "**BUDGET SECTION**"

Page 2, line 3, replace "legislative management" with "budget section"

Page 2, after line 4, insert:

"SECTION 4. AMENDMENT. Section 54-07-04 of the North Dakota Century Code is amended and reenacted as follows:

54-07-04. Salary of governor.

The annual salary of the governor is ~~one hundred twenty-nine thousand ninety-one~~ one hundred thirty-five thousand six hundred twenty-three dollars through June 30, ~~2016~~2020, and ~~one hundred thirty-two thousand nine hundred sixty-four~~ one hundred thirty-nine thousand six hundred ninety-two dollars thereafter.

SECTION 5. AMENDMENT. Section 54-08-03 of the North Dakota Century Code is amended and reenacted as follows:

54-08-03. Salary of lieutenant governor.

The annual salary of the lieutenant governor is ~~one hundred thousand two hundred fifteen~~ one hundred five thousand two hundred eighty-five dollars through June 30, ~~2016~~2020, and ~~one hundred three thousand two hundred twenty-one~~ one hundred eight thousand four hundred forty-four dollars thereafter.

SECTION 6. GOVERNOR'S SALARY - EXEMPTION. It is the intent of the sixty-sixth legislative assembly that the governor accept the governor's salary under section 54-07-04 for the biennium beginning July 1, 2019, and ending June 30, 2021. If the governor chooses to not accept the salary or any portion of the salary for the governor pursuant to section 54-07-04, section 54-07-04 does not apply and the related funding included in the governor's salary line item in section 1 of this Act may not be spent and must be canceled pursuant to section 54-44.1-11 at the end of the biennium beginning July 1, 2019, and ending June 30, 2021."

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

Senate Bill No. 2001 - Governor's Office - Senate Action

	Base Budget	Senate Changes	Senate Version
Salaries and wages	\$3,422,574	\$201,285	\$3,623,859
Operating expenses	298,456	209,792	508,248
Contingencies	10,000		10,000
Rough Rider Awards	10,800		10,800
Governor's salary	265,928	9,387	275,315
Transition in		15,000	15,000
Transition out		50,000	50,000
Total all funds	\$4,007,758	\$485,464	\$4,493,222
Less estimated income	0	0	0
General fund	\$4,007,758	\$485,464	\$4,493,222
FTE	18.00	0.00	18.00

Department 101 - Governor's Office - Detail of Senate Changes

	Adjusts Funding for Base Payroll and Budget Changes ¹	Adds Funding for Salary and Benefit Increases ²	Adjusts Base Level Funding ³	Adds Funding for Boards and Commissions Project ⁴	Adds Funding for Governor's Transition Costs ⁵	Total Senate Changes
Salaries and wages	\$76,886	\$180,704	(\$56,305)			\$201,285
Operating expenses	8,476		61,508	\$139,808		209,792
Contingencies						
Rough Rider Awards						
Governor's salary		9,387				9,387
Transition in					\$15,000	15,000
Transition out					50,000	50,000
Total all funds	\$85,362	\$190,091	\$5,203	\$139,808	\$65,000	\$485,464
Less estimated income	0	0	0	0	0	0
General fund	\$85,362	\$190,091	\$5,203	\$139,808	\$65,000	\$485,464
FTE	0.00	0.00	0.00	0.00	0.00	0.00

¹ Funding is adjusted for base payroll and budget changes.

² The following funding is added for 2019-21 biennium salary adjustments of 2 percent on July 1, 2019, and 3 percent on July 1, 2020, and increases in health insurance premiums from \$1,241 to \$1,427 per month:

	General Fund
Salary increase	\$114,235
Health insurance increase	75,856
Total	\$190,091

³ Base level funding is adjusted as follows:

	General Fund
Underfund salaries and wages	(\$86,305)
Add funding for temporary staff	30,000
Add funding for Microsoft Office 365 licensing	1,508
Increase funding for operating expenses	60,000
Total	\$5,203

⁴ One-time funding is added for a technology project to update the boards and commissions database.

⁵ One-time funding is added for transition costs in the event a new Governor is elected in 2020.

This amendment also:

- Adjusts Section 2 to specify the Governor's office report to the Budget Section when any additional income from federal or other sources is received by the office.
- Adds a section to provide the statutory changes needed to increase the Governor's salary by 2 percent on July 1, 2019, and 3 percent on July 1, 2020.
- Adds a section to provide the statutory changes needed to increase the Lieutenant Governor's salary by 2 percent on July 1, 2019, and 3 percent on July 1, 2020.
- Adds a section to allow the Governor to decline the salary for the office during the 2019-21 biennium. The section requires the Governor's office to turn back any 2019-21 biennium salaries and wages funding not used for the Governor's position at the end of the biennium.

REPORT OF STANDING COMMITTEE

SB 2039: Appropriations Committee (Sen. Holmberg, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2039 was placed on the Sixth order on the calendar.

Page 1, line 1, replace "two new sections to chapter 6-09" with "a new section to chapter 15-10"

Page 1, remove lines 5 through 23

Page 2, replace lines 1 through 28 with:

"SECTION 1. A new section to chapter 15-10 of the North Dakota Century Code is created and enacted as follows:

Skilled workforce scholarship program - Skilled workforce scholarship fund - State board of higher education - Continuing appropriation.

1. There is created in the state treasury the skilled workforce scholarship fund. The fund consists of moneys transferred into the fund by the legislative assembly, matching funds received, and scholarship repayments. Moneys in the fund are appropriated to the state board of higher education on a continuing basis for the purpose of providing grants to institutions of higher education related to skilled workforce scholarships. Institutions of higher education include institutions under the control of the state board of higher education, North Dakota nonpublic accredited institutions of higher education, and tribally controlled community colleges.
2. The state board of higher education shall develop policies to administer a skilled workforce scholarship program in cooperation with the Bank of North Dakota and the workforce education advisory council. The purpose of the skilled workforce scholarship program is to attract and retain students for professional or technical skills in high demand in this state.
3. The state board of higher education and the workforce education advisory council shall compile a list of qualifying educational programs by August first of each year. Qualifying educational programs must be able to be completed within four semesters or eight quarters and pertain to the technical skills in high demand in this state.
4. Individuals enrolled in a qualifying educational program in this state may apply for a scholarship under this section. Scholarships are limited to the amount charged each quarter or semester by the educational institution for the tuition, fees, books, and supplies required for the qualifying educational program. The scholarships may supplement any other scholarship or grant financial aid received by a student to assist the student with the costs of the qualifying educational program.
5. To be eligible for a scholarship under this section, a student shall maintain a 2.5 cumulative grade point average, based on a 4.0 grading system. A student may not receive scholarships under this section for more than the equivalent of four semesters of full-time enrollment or eight quarters of full-time enrollment. Upon completion of a qualifying educational program, a student who received a scholarship under this section shall remain and work in this state for a minimum of three years.
6. An individual shall repay the scholarship pursuant to the terms in the individual's scholarship award agreement if the individual fails to maintain a 2.5 cumulative grade point average while enrolled, discontinues attendance before the completion of any semester or quarter for which a scholarship has been received, or fails to remain and work in this state for at least three years following degree or certificate completion.
7. Each quarter or semester, the state board of higher education shall distribute grants to institutions of higher education to provide the amounts necessary for the scholarships awarded to the students enrolled in each institution. The state board of higher education may distribute grants only to the extent that the private sector has provided one dollar of matching funds for each dollar of funding provided by the state."

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

This amendment consolidates the skilled workforce scholarship program and fund in one section of North Dakota Century Code, provides for the State Board of Higher Education to

administer the program rather than the Bank of North Dakota, and provides other minor technical corrections.

REPORT OF STANDING COMMITTEE

SB 2182: Education Committee (Sen. Schaible, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2182 was placed on the Sixth order on the calendar.

Page 1, line 3, after "pathway" insert "; to provide an effective date; and to provide an expiration date"

Page 2, line 23, after "placement" insert "or dual-credit"

Page 3, after line 9, insert:

"SECTION 2. AMENDMENT. Section 15.1-21-02.4 of the North Dakota Century Code is amended and reenacted as follows:

15.1-21-02.4. North Dakota career and technical education scholarship.

Any resident student who graduates from a high school during or after the 2010-11 school year and any resident student who completes a program of home education supervised in accordance with chapter 15.1-23 during or after the 2012-13 school year is eligible to receive a North Dakota career and technical education scholarship provided the student:

1. Completed four units of English language arts from a sequence that includes literature, composition, and speech;
2. Completed three units of mathematics, including:
 - a. One unit of algebra II, as defined by the superintendent of public instruction; and
 - b. Two units of any other mathematics, which may include one unit of computer science;
3. Completed three units of science, consisting of:
 - a. (1) One unit of biology;
(2) One unit of chemistry; and
(3) One unit of physics; or
 - b. (1) One unit of biology;
(2) One unit of physical science; and
(3) One unit or two one-half units of any other science;
4. Completed three units of social studies, including:
 - a. One unit of United States history;
 - b. (1) One-half unit of United States government and one-half unit of economics; or
(2) One unit of problems of democracy; and
 - c. One unit or two one-half units of any other social studies, which may include civics, civilization, geography and history, multicultural studies, North Dakota studies, psychology, sociology, and world history;

5. a. Completed one unit of physical education; or
 - b. One-half unit of physical education and one-half unit of health;
6. Completed:
 - a. One unit selected from:
 - (1) Foreign languages;
 - (2) Native American languages;
 - (3) American sign language;
 - (4) Fine arts; or
 - (5) Career and technical education courses; and
 - b. Two units of a coordinated plan of study recommended by the department of career and technical education and approved by the superintendent of public instruction or an education pathway approved by the superintendent of public instruction which may be governed by rules adopted by the superintendent of public instruction;
7. Completed any five additional units, two of which must be in the area of career and technical education;
8. a. (1) Obtained a cumulative grade point average of at least 3.0 on a 4.0 grading scale, as determined by the superintendent of public instruction, based on all high school units in which the student was enrolled; and
 - (2) Obtained a grade of at least "C" in each unit or one-half unit; or
- b. (1) Obtained a cumulative grade point average of at least 3.0 on a 4.0 grading scale, as determined by the superintendent of public instruction, based only on the units required by subsections 1 through 7; and
 - (2) Obtained a grade of at least "C" in each unit or one-half unit; and
9. Received:
 - a. A composite score of at least twenty-four on an ACT; or
 - b. A score of at least five on each of three WorkKeys assessments recommended by the department of career and technical education and approved by the superintendent of public instruction."

Page 4, line 20, after "placement" insert "or dual-credit"

Page 5, after line 14, insert:

"SECTION 4. EFFECTIVE DATE. Section 2 of this Act becomes effective on August 1, 2021.

SECTION 5. EXPIRATION DATE. Section 1 of this Act is effective through July 31, 2021, and after that date is ineffective."

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2183: Energy and Natural Resources Committee (Sen. Unruh, Chairman)

recommends **DO NOT PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2183 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2213: Political Subdivisions Committee (Sen. Burckhard, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (4 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING). SB 2213 was placed on the Sixth order on the calendar.

Page 1, line 7, remove the overstrike over "through"

Page 1, line 7, after "2020" insert "2030"

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2234: Education Committee (Sen. Schaible, Chairman) recommends **DO NOT PASS** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2234 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2241: Political Subdivisions Committee (Sen. Burckhard, Chairman) recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2241 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2260: Energy and Natural Resources Committee (Sen. Unruh, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (5 YEAS, 1 NAYS, 0 ABSENT AND NOT VOTING). SB 2260 was placed on the Sixth order on the calendar.

Page 1, line 1, after "to" insert "create and enact a new subsection to section 20.1-03-12 of the North Dakota Century Code, relating to a fee for a nonresident landowner trapping license; and to"

Page 2, line 5, after "may" insert "purchase a nonresident landowner trapping license to"

Page 2, after line 14, insert:

"SECTION 2. A new subsection to section 20.1-03-12 of the North Dakota Century Code is created and enacted as follows:

For a nonresident landowner trapping license, one hundred dollars."

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2263, as engrossed: Appropriations Committee (Sen. Holmberg, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed SB 2263 was placed on the Sixth order on the calendar.

Page 1, line 6, replace "\$750,000" with "\$1,500,000"

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

This amendment increases the general fund appropriation for homeless shelter grants by \$750,000, from \$750,000 to \$1,500,000.

REPORT OF STANDING COMMITTEE

SB 2274: Energy and Natural Resources Committee (Sen. Unruh, Chairman) recommends **DO NOT PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2274 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2295: Energy and Natural Resources Committee (Sen. Unruh, Chairman) recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2295 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2322: Industry, Business and Labor Committee (Sen. Klein, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO NOT PASS** (5 YEAS, 1 NAYS, 0 ABSENT AND NOT VOTING). SB 2322 was placed on the Sixth order on the calendar.

Page 1, line 16, after "Exceeds" insert "or offsets"

Page 2, line 1, replace "adjacent to, the premises of" with "within"

Page 2, line 2, replace "customer" with "service territory"

Page 2, line 2, replace "the electric company's" with "its"

Page 2, line 5, remove "of"

Page 4, replace lines 16 and 17 with "described in"

Page 4, line 30, replace "commission approves the requirement for" with "electric company requires"

Page 4, line 31, replace "commission" with "electric company"

Page 5, line 3, replace "interconnection" with "interconnecting"

Page 5, line 4, replace "before" with "and disclose the necessary control equipment needed to interconnect which may not additionally burden the customer"

Page 5, line 11, after "practices" insert "and credit the customer-generated electricity with a value per kilowatt hour no less than seventy-five percent of what the electric company would otherwise have charged per kilowatt hour for electricity supply"

Page 5, line 12, replace "Subject to subsection 4, if" with "If"

Page 5, line 13, remove the underscored colon

Page 5, line 14, replace "a. (1) The" with ", the"

Page 5, line 16, remove "at least avoided cost, or as determined by the"

Page 5, remove lines 17 through 26

Page 5, line 27, replace "b. For another use as determined by the commission" with "no less than seventy-five percent of the regular retail price that would otherwise have been charged per kilowatt hour"

Page 7, remove lines 7 through 12

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2334: Education Committee (Sen. Schaible, Chairman) recommends **DO NOT PASS** (6 YEAS, 1 NAYS, 0 ABSENT AND NOT VOTING). SB 2334 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2342: Energy and Natural Resources Committee (Sen. Unruh, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (4 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING). SB 2342 was placed on the Sixth order on the calendar.

Page 1, line 1, after "A BILL" replace the remainder of the bill with "for an Act to create and enact a new section to chapter 20.1-13 of the North Dakota Century Code, relating to regulation of airboats to prevent excessive noise; and to provide a penalty.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. A new section to chapter 20.1-13 of the North Dakota Century Code is created and enacted as follows:

Airboat regulation - Penalty.

1. For purposes of this section, unless context otherwise requires:
 - a. "Airboat" means a vessel designed primarily for use in shallow waters and powered by an internal combustion engine with an airplane-type propeller mounted above the stern and used to push air across a set of rudders.
 - b. "Muffler" means an automotive-style sound-suppression device or system designed to abate effectively the sound of exhaust gases emitted from an internal combustion engine and prevent excessive sound when installed on an engine.
2. The exhaust of an internal combustion engine used on an airboat operated on the waters of this state must be equipped with an automotive-style factory muffler, underwater exhaust, or other manufactured device capable of adequately muffling the sound of the exhaust of the engine. The use of cutouts or flex pipe as the sole source of muffling is prohibited. This subsection does not apply to authorized law enforcement airboats or other emergency response airboats.
3. An airboat operator who violates subsection 2 is guilty of a class 1 noncriminal offense.
4. An airboat operator cited for a violation of subsection 2 may not operate the airboat that is not in compliance with subsection 2 until a muffler is installed."

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2354: Industry, Business and Labor Committee (Sen. Klein, Chairman) recommends **DO NOT PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2354 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SCR 4009: Energy and Natural Resources Committee (Sen. Unruh, Chairman) recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SCR 4009 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SCR 4011: Political Subdivisions Committee (Sen. Burckhard, Chairman) recommends **DO PASS** (5 YEAS, 1 NAYS, 0 ABSENT AND NOT VOTING). SCR 4011 was placed on the Eleventh order on the calendar.

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

Shanda Morgan, Secretary

