

## JOURNAL OF THE SENATE

## Sixty-sixth Legislative Assembly

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Bismarck, January 14, 2019

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

The prayer was offered by Pastor Bobby GrayEagle, Prairie Family Church, Bismarck.

The roll was called and all members were present.

A quorum was declared by the President.

## MOTION

**SEN. KLEIN MOVED** that SB 2084 and SB 2086 be moved to the bottom of the calendar, which motion prevailed.

## CONSIDERATION OF AMENDMENTS

**SB 2146: SEN. BURCKHARD (Political Subdivisions Committee) MOVED** that the amendments on SJ page 180 be adopted and then be **REREFERRED** to the **Appropriations Committee** with **DO PASS**, which motion prevailed on a voice vote.

SB 2146 was rereferred to the **Appropriations Committee**.

## CONSIDERATION OF AMENDMENTS

**SB 2036: SEN. DWYER (Judiciary Committee) MOVED** that the amendments on SJ pages 170-171 be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed on a voice vote.

## CONSIDERATION OF AMENDMENTS

**SB 2097: SEN. VEDAA (Government and Veterans Affairs Committee) MOVED** that the amendments on SJ page 179 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 2034:** A BILL for an Act to create and enact a new subsection to section 62.1-02-01 and a new subsection to section 62.1-02-10 of the North Dakota Century Code, relating to the possession of firearms; to amend and reenact subsections 3 and 7 of section 62.1-01-01, subsection 1 of section 62.1-02-01.1, subsection 1 of section 62.1-02-05, subdivision I of subsection 2 of section 62.1-02-05, section 62.1-02-07, subdivision a of subsection 6 of section 62.1-02-13, and sections 62.1-03-01 and 62.1-04-02 of the North Dakota Century Code, relating to the possession of firearms; 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 46 YEAS, 1 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; 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

**NAYS:** Larsen, O.

Engrossed SB 2034 passed.

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**SECOND READING OF SENATE BILL**

**SB 2091:** A BILL for an Act to amend and reenact section 61-16.2-08 of the North Dakota Century Code, relating to floodplain management community standards for permissible uses within the flood fringe.

**ROLL CALL**

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 46 YEAS, 1 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

**YEAS:** Anderson; Bakke; Bekkedahl; 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; Osland; Patten; Piepkorn; Poolman; Robinson; Roers, J.; Roers, K.; Rust; Schaible; Sorvaag; Unruh; Vedaa; Wanzek; Wardner

**NAYS:** Oehlke

SB 2091 passed.

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**SECOND READING OF SENATE BILL**

**SB 2053:** A BILL for an Act to amend and reenact section 27-20-52 of the North Dakota Century Code, relating to inspection of law enforcement and correctional facility records and files of a child by an assistant superintendent or designee of a school.

**ROLL CALL**

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 46 YEAS, 1 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

**YEAS:** Anderson; Bakke; Bekkedahl; Burckhard; Clemens; Cook; Davison; Dever; Dotzenrod; Dwyer; Elkin; Erbele; Fors; Grabinger; Heckaman; Hogan; Hogue; 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; Vedaa; Wanzek; Wardner

**NAYS:** Larsen, O.

Engrossed SB 2053 passed.

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**SECOND READING OF SENATE BILL**

**SB 2107:** A BILL for an Act to create and enact a new section to chapter 23.1-01 of the North Dakota Century Code, relating to the certification of environmental laboratories; to repeal section 61-28.1-07 of the North Dakota Century Code, relating to certification of laboratories; and to provide an effective date.

**ROLL CALL**

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

SB 2107 passed.

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#### SECOND READING OF SENATE BILL

**SB 2108:** A BILL for an Act to create and enact a new subsection to section 23.1-08-23 of the North Dakota Century Code, relating to citizen suit and intervention; to amend and reenact section 23.1-08-04 of the North Dakota Century Code, relating to coal combustion residuals; to provide a penalty; and to provide an effective date.

#### ROLL CALL

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

SB 2108 passed.

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#### SECOND READING OF SENATE BILL

**SB 2099:** A BILL for an Act to amend and reenact section 6-09-47 of the North Dakota Century Code, relating to the medical facility infrastructure loan fund; and to declare an emergency.

#### ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 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

SB 2099 passed and the emergency clause was declared carried.

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#### SECOND READING OF SENATE BILL

**SB 2121:** A BILL for an Act to amend and reenact subsection 1 of section 39-06.2-07 and subsections 15 and 16 of section 39-06.2-10 of the North Dakota Century Code, relating to commercial vehicle driver's licenses.

#### ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 39 YEAS, 8 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

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

**NAYS:** Anderson; Grabinger; Holmberg; Kreun; Larsen, O.; Luick; Myrdal; Piepkorn

SB 2121 passed.

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### SECOND READING OF SENATE BILL

**SB 2033:** A BILL for an Act to create and enact section 16.1-01-18 of the North Dakota Century Code, relating to legislative council drafting services for initiated measures.

### ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 43 YEAS, 4 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

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

**NAYS:** Larsen, O.; Lee, G.; Lee, J.; Unruh

SB 2033 passed.

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### SECOND READING OF SENATE BILL

**SB 2075:** A BILL for an Act to amend and reenact sections 43-23.5-07, 43-23.5-08, and 43-23.5-12 of the North Dakota Century Code, relating to appraisal management companies.

### ROLL CALL

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

**YEAS:** Anderson; Bakke; Bekkedahl; 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

SB 2075 passed.

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### SECOND READING OF SENATE BILL

**SB 2102:** A BILL for an Act to create and enact chapter 26.1-53.1 of the North Dakota Century Code, relating to discount plans; and to repeal chapter 26.1-53 of the North Dakota Century Code, relating to discount medical plans.

### ROLL CALL

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

**YEAS:** Anderson; Bakke; Bekkedahl; 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

SB 2102 passed.

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

**MR. SPEAKER:** The Senate has passed, and your favorable consideration is requested on: SB 2027, SB 2040, SB 2051, SB 2059, SB 2105, SB 2112, SB 2119, SB 2144.

**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 1068, HB 1069, HB 1070, HB 1074, HB 1088, HB 1089, HB 1105, HB 1109.

**MOTION**

**SEN. KLEIN MOVED** that the Senate be on the Fourth, Fifth, and Ninth orders of business and at the conclusion of those orders, the Senate stand adjourned until 1:00 p.m., Tuesday, January 15, 2019, which motion prevailed.

**REPORT OF STANDING COMMITTEE**

**SB 2122: Energy and Natural Resources Committee (Sen. Unruh, Chairman)** recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2122 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**SB 2123: Energy and Natural Resources Committee (Sen. Unruh, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2123 was placed on the Sixth order on the calendar.

Page 1, line 1, after "sections" insert "38-08-04.4, 38-08-04.5,"

Page 1, line 1, after "38-08-04.8" insert a comma

Page 1, line 2, after "to" insert "the authorization to enter contracts, abandoned oil and gas well plugging and site reclamation fund, and"

Page 1, after line 4, insert:

**"SECTION 1. AMENDMENT.** Section 38-08-04.4 of the North Dakota Century Code is amended and reenacted as follows:

**38-08-04.4. Commission authorized to enter into contracts.**

The commission may enter public and private contractual agreements for the plugging or replugging of oil and gas or injection wells, the removal or repair of related equipment, the reclamation of abandoned oil and gas or injection well sites, the reclamation of saltwater handling facility sites, the reclamation of treating plant sites, and the reclamation of oil and gas-related pipelines and associated facilities, including reclamation as a result of leaks or spills from a pipeline or associated facility, if any of the following apply:

1. The person or company drilling or operating the well or equipment cannot be found, has no assets with which to properly plug or replug the well or reclaim the well site, cannot be legally required to plug or replug the well or to reclaim the well site, pipeline, or associated pipeline facility, or damage is the result of an illegal dumping incident.
2. There is no bond covering the well to be plugged or the site to be reclaimed or there is a bond but the cost of plugging or replugging the well or reclaiming the site, pipeline, or associated pipeline facility exceeds the amount of the bond or damage is the result of an illegal dumping incident.
3. The well, equipment, pipeline, or associated pipeline facility is leaking or likely to leak oil, gas, or saltwater or is likely to cause a serious threat of pollution or injury to the public health or safety.

Sealed bids for any well plugging or reclamation work under this section must be solicited by placing a notice in the official county newspaper of the county in which the work is to be done and in such other newspapers of general circulation in the area as the commission may deem appropriate. Bids must be addressed to the commission and must be opened publicly at the time and place designated in the notice. The contract must be let to the lowest responsible bidder, but the commission may reject any or all bids submitted. If a well or equipment is leaking or likely to leak oil, gas, or saltwater or is likely to cause a serious threat of pollution or injury to the public health or safety, the commission, without notice or the letting of bids, may enter into contracts necessary to mitigate the problem.

The contracts for the plugging or replugging of wells or the reclamation of well sites must be on terms and conditions as prescribed by the commission, but at a minimum the contracts shall require the plugging and reclamation to comply with all statutes and rules governing the plugging of wells and reclamation of well sites.

**SECTION 2. AMENDMENT.** Section 38-08-04.5 of the North Dakota Century Code is amended and reenacted as follows:

**38-08-04.5. Abandoned oil and gas well plugging and site reclamation fund - Continuing appropriation - Budget section report.**

There is hereby created an abandoned oil and gas well plugging and site reclamation fund.

1. Revenue to the fund must include:
  - a. Fees collected by the oil and gas division of the industrial commission for permits or other services.
  - b. Moneys received from the forfeiture of drilling and reclamation bonds.
  - c. Moneys received from any federal agency for the purpose of this section.
  - d. Moneys donated to the commission for the purposes of this section.
  - e. Moneys received from the state's oil and gas impact fund.
  - f. Moneys recovered under the provisions of section 38-08-04.8.
  - g. Moneys recovered from the sale of equipment and oil confiscated under section 38-08-04.9.
  - h. Moneys transferred from the cash bond fund under section 38-08-04.11.
  - i. Such other moneys as may be deposited in the fund for use in carrying out the purposes of plugging or replugging of wells or the restoration of well sites.
  - j. Civil penalties assessed under section 38-08-16.
2. Moneys in the fund may be used for the following purposes:
  - a. Contracting for the plugging of abandoned wells.
  - b. Contracting for the reclamation of abandoned drilling and production sites, saltwater disposal pits, drilling fluid pits, and access roads.
  - c. To pay mineral owners their royalty share in confiscated oil.

- d. Defraying costs incurred under section 38-08-04.4 in reclamation of saltwater handling facilities, treating plants, and oil and gas-related pipelines and associated facilities.
  - e. Reclamation and restoration of land and water resources impacted by oil and gas development, including related pipelines and facilities that were abandoned or were left in an inadequate reclamation status before August 1, 1983, and for which there is not any continuing reclamation responsibility under state law. Land and water degraded by any willful act of the current or any former surface owner are not eligible for reclamation or restoration. The commission may expend up to five million dollars per biennium from the fund in the following priority:
    - (1) For the restoration of eligible land and water that are degraded by the adverse effects of oil and gas development including related pipelines and facilities.
    - (2) For the development of publicly owned land adversely affected by oil and gas development including related pipelines and facilities.
    - (3) For administrative expenses and cost in developing an abandoned site reclamation plan and the program.
    - (4) Demonstration projects for the development of reclamation and water quality control program methods and techniques for oil and gas development, including related pipelines and facilities.
  - f. For transfer by the office of management and budget, upon request of the industrial commission, to the environmental quality restoration fund for use by the state department of health for the purposes provided under chapter 23-31, if to address environmental emergencies relating to oil and natural gas development, including the disposal of oilfield waste and oil or natural gas production and transportation by rail, road, or pipeline. If a transfer requested by the industrial commission has been made under this subdivision, the state department of health shall request the office of management and budget to transfer from subsequent deposits in the environmental quality restoration fund an amount sufficient to restore the amount transferred from the abandoned oil and gas well plugging and site reclamation fund.
- 3. This fund must be maintained as a special fund and all moneys transferred into the fund are appropriated and must be used and disbursed solely for the purposes in this section.
  - 4. The commission shall report to the budget section of the legislative management on the balance of the fund and expenditures from the fund each biennium.

**(Contingent effective date - See note) Abandoned oil and gas well plugging and site reclamation fund - Continuing appropriation - Budget section report.**

There is created an abandoned oil and gas well plugging and site reclamation fund.

- 1. Revenue to the fund must include:
  - a. Fees collected by the oil and gas division of the industrial commission for permits or other services.
  - b. Moneys received from the forfeiture of drilling and reclamation bonds.

- c. Moneys received from any federal agency for the purpose of this section.
  - d. Moneys donated to the commission for the purposes of this section.
  - e. Moneys received from the state's oil and gas impact fund.
  - f. Moneys recovered under the provisions of section 38-08-04.8.
  - g. Moneys recovered from the sale of equipment and oil confiscated under section 38-08-04.9.
  - h. Moneys transferred from the cash bond fund under section 38-08-04.11.
  - i. Such other moneys as may be deposited in the fund for use in carrying out the purposes of plugging or replugging of wells or the restoration of well sites.
  - j. Civil penalties assessed under section 38-08-16.
2. Moneys in the fund may be used for the following purposes:
- a. Contracting for the plugging of abandoned wells.
  - b. Contracting for the reclamation of abandoned drilling and production sites, saltwater disposal pits, drilling fluid pits, and access roads.
  - c. To pay mineral owners their royalty share in confiscated oil.
  - d. Defraying costs incurred under section 38-08-04.4 in reclamation of saltwater handling facilities, treating plants, and oil and gas-related pipelines and associated facilities.
  - e. Reclamation and restoration of land and water resources impacted by oil and gas development, including related pipelines and facilities that were abandoned or were left in an inadequate reclamation status before August 1, 1983, and for which there is not any continuing reclamation responsibility under state law. Land and water degraded by any willful act of the current or any former surface owner are not eligible for reclamation or restoration. The commission may expend up to five million dollars per biennium from the fund in the following priority:
    - (1) For the restoration of eligible land and water that are degraded by the adverse effects of oil and gas development including related pipelines and facilities.
    - (2) For the development of publicly owned land adversely affected by oil and gas development including related pipelines and facilities.
    - (3) For administrative expenses and cost in developing an abandoned site reclamation plan and the program.
    - (4) Demonstration projects for the development of reclamation and water quality control program methods and techniques for oil and gas development, including related pipelines and facilities.
  - f. For transfer by the office of management and budget, upon request of the industrial commission, to the environmental quality restoration fund for use by the department of environmental quality for the purposes provided under chapter 23.1-10, if to address environmental emergencies relating to oil and natural gas development, including the disposal of oilfield waste and oil or



natural gas production and transportation by rail, road, or pipeline. If a transfer requested by the industrial commission has been made under this subdivision, the department of environmental quality shall request the office of management and budget to transfer from subsequent deposits in the environmental quality restoration fund an amount sufficient to restore the amount transferred from the abandoned oil and gas well plugging and site reclamation fund.

3. This fund must be maintained as a special fund and all moneys transferred into the fund are appropriated and must be used and disbursed solely for the purposes in this section.
4. The commission shall report to the budget section of the legislative management on the balance of the fund and expenditures from the fund each biennium."

Renumber accordingly

#### **REPORT OF STANDING COMMITTEE**

**SB 2157: Education Committee (Sen. Schaible, Chairman)** recommends **DO PASS** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2157 was placed on the Eleventh order on the calendar.

#### **FIRST READING OF SENATE BILLS**

Sens. Dwyer, Bakke, G. Lee, Sorvaag and Reps. Nathe, Zubke introduced:

**SB 2244:** A BILL for an Act to amend and reenact section 39-06-49, subsection 1 of section 39-06.2-07, subsection 2 of section 39-06.2-08, subdivision c of subsection 3 of section 39-06.2-09, sections 39-06.2-09.1, 39-06.2-13.1, and 39-06.2-19, subsections 5 and 6 of section 39-08-13, and subsection 3 of section 39-16-03 of the North Dakota Century Code, relating to driver's license fees.

Was read the first time and referred to the **Transportation Committee**.

Sens. Hogan, Bekkedahl, Kreun and Reps. K. Koppelman, Schneider, Schreiber-Beck introduced:

**SB 2245:** A BILL for an Act to amend and reenact subsection 1 of section 50-11.1-04, sections 50-11.1-07.2, 50-11.1-09, and 50-11.1-10, and subsection 1 of section 50-11.1-17 of the North Dakota Century Code, relating to early childhood service licensure adverse actions.

Was read the first time and referred to the **Human Services Committee**.

Sens. J. Lee, D. Larson and Reps. M. Johnson, Longmuir introduced:

**SB 2246:** A BILL for an Act to amend and reenact section 5-01-05.1 of the North Dakota Century Code, relating to public intoxication.

Was read the first time and referred to the **Judiciary Committee**.

Sens. Hogan, J. Lee, Luick and Reps. Rohr, Schneider, Westlind introduced:

**SB 2247:** A BILL for an Act to amend and reenact section 50-06-37 of the North Dakota Century Code, relating to the developmental disabilities system reimbursement project; to provide a statement of legislative intent; to provide for a legislative management study; and to provide for a legislative management report.

Was read the first time and referred to the **Human Services Committee**.

Sens. Clemens, Marcellais, Wardner and Reps. Damschen, Paur, Tveit introduced:

**SB 2248:** A BILL for an Act to create and enact a new subsection to section 16.1-08.1-06 of the North Dakota Century Code, relating to issuance of press release by secretary of state regarding contribution statements.

Was read the first time and referred to the **Government and Veterans Affairs Committee**.

Sens. Holmberg, Bekkedahl, Meyer and Reps. Mock, J. Nelson, Porter introduced:

**SB 2249:** A BILL for an Act to create and enact sections 15-11-40 and 57-51.1-07.9 of the North Dakota Century Code, relating to the state energy research center and the state energy research center fund; and to provide a continuing appropriation.

Was read the first time and referred to the **Appropriations Committee**.

Sens. Bakke, Oban and Reps. P. Anderson, Hager introduced:

**SB 2250:** A BILL for an Act to amend and reenact sections 15.1-09-58, 15.1-37-06, and 15.1-37-08 of the North Dakota Century Code, relating to requiring public schools to provide early childhood education services.

Was read the first time and referred to the **Education Committee**.

Sens. Sorvaag, Burckhard and Reps. Marschall, Rohr introduced:

**SB 2251:** A BILL for an Act to amend and reenact subsection 2 of section 39-04-36 of the North Dakota Century Code, relating to the transfer of a registered vehicle; and to provide a contingent effective date.

Was read the first time and referred to the **Transportation Committee**.

Sens. Piepkorn, Bakke, Mathern and Reps. P. Anderson, Boschee, Schneider introduced:

**SB 2252:** A BILL for an Act to amend and reenact sections 13-08-01 and 13-08-12 of the North Dakota Century Code, relating to deferred presentment service transaction fees; to provide a penalty; and to provide for application.

Was read the first time and referred to the **Industry, Business and Labor Committee**.

Sens. D. Larson, Bakke, Myrdal and Reps. P. Anderson, Jones, Karls introduced:

**SB 2253:** A BILL for an Act to create and enact a new subsection to section 12.1-32-15 of the North Dakota Century Code, relating to international travel reporting requirements for registered offenders.

Was read the first time and referred to the **Judiciary Committee**.

Sens. Kannianen, Dwyer, Patten and Reps. Longmuir, Schatz, Zubke introduced:

**SB 2254:** A BILL for an Act to create and enact a new section to chapter 17-04 of the North Dakota Century Code, relating to liens and wind energy property rights.

Was read the first time and referred to the **Energy and Natural Resources Committee**.

Sens. Cook, Schaible introduced:

**SB 2255:** A BILL for an Act to amend and reenact section 57-15-13 of the North Dakota Century Code, relating to changes in school district tax levies; and to provide an effective date.

Was read the first time and referred to the **Finance and Taxation Committee**.

Sens. Unruh, Myrdal, Poolman and Reps. Mock, Roers Jones, Schmidt introduced:

**SB 2256:** A BILL for an Act to amend and reenact section 16.1-06-09 of the North Dakota Century Code, relating to the required form for measures to amend the constitution and the manner of placing the measures on ballots.

Was read the first time and referred to the **Government and Veterans Affairs Committee**.

Sens. Cook, Heckaman, Wardner and Reps. Boschee, Headland, Pollert introduced:

**SB 2257:** A BILL for an Act to create and enact chapter 57-39.10 of the North Dakota Century Code, relating to state-tribal agreements for the administration and collection of the alcoholic beverage wholesale tax, tobacco products wholesale tax, and alcoholic beverages gross receipts tax within the exterior boundaries of the Fort Berthold Reservation, Lake Traverse Reservation, Spirit Lake Reservation, Standing Rock Reservation, or Turtle Mountain Reservation; to repeal chapter 57-39.8 of the North Dakota Century Code, relating to a state-tribal agreement with the Standing Rock Sioux Tribe; to provide a continuing appropriation; to provide for application; and to declare an emergency.

Was read the first time and referred to the **Finance and Taxation Committee**.

Sens. Cook, Heckaman, Wardner and Reps. Boschee, Headland, Pollert introduced:

**SB 2258:** A BILL for an Act to create and enact chapter 57-39.9 of the North Dakota Century Code, relating to state-tribal agreements for the administration and collection of sales, use, and gross receipts taxes within the boundaries of the Fort Berthold Reservation, Lake Traverse Reservation, Spirit Lake Reservation, Standing Rock Reservation, or Turtle Mountain Reservation; to repeal chapter 57-39.8 of the North Dakota Century Code, relating to a state-tribal agreement with the Standing Rock Sioux Tribe; to provide a continuing appropriation; and to provide for application.

Was read the first time and referred to the **Finance and Taxation Committee**.

Sens. Kannianen, Dwyer, Patten and Reps. Fegley, Longmuir, Schatz introduced:

**SB 2259:** A BILL for an Act to amend and reenact section 32-15-22 of the North Dakota Century Code, relating to the valuation of property for just compensation.

Was read the first time and referred to the **Finance and Taxation Committee**.

Sens. Kannianen, Schaible and Reps. Damschen, Fegley, Guggisberg introduced:

**SB 2260:** A BILL for an Act to amend and reenact section 20.1-03-07 of the North Dakota Century Code, relating to trapping by nonresidents who own land in North Dakota.

Was read the first time and referred to the **Energy and Natural Resources Committee**.

Sens. Unruh, Cook, Wardner and Reps. Keiser, Lefor, Schmidt introduced:

**SB 2261:** A BILL for an Act to create and enact a new section to chapter 49-22 and a new section to chapter 49-22.1 of the North Dakota Century Code, relating to mitigating adverse direct and indirect environmental impacts.

Was read the first time and referred to the **Energy and Natural Resources Committee**.

Sens. Klein, Patten and Reps. Keiser, Zubke introduced:

**SB 2262:** A BILL for an Act to create and enact two new sections to chapter 12.1-23 of the North Dakota Century Code, relating to the use and possession of re-encoders and scanning devices; to amend and reenact section 12.1-23-11 of the North Dakota Century Code, relating to the unauthorized use of personal identifying information; to repeal section 12.1-23-17 of the North Dakota Century Code, relating to the unlawful skimming of credit, debit, or other electronic payment cards; and to provide a penalty.

Was read the first time and referred to the **Industry, Business and Labor Committee**.

Sens. Hogan, Mathern, Poolman and Reps. Boschee, Meier, J. Nelson introduced:

**SB 2263:** A BILL for an Act to provide an appropriation to the department of commerce for homeless shelter grants.

Was read the first time and referred to the **Human Services Committee**.

Sens. Unruh, Klein, Schaible and Reps. Howe, Nathe, Porter introduced:

**SB 2264:** A BILL for an Act to amend and reenact section 15-01-03 and subsection 2 of section 28-32-01 of the North Dakota Century Code, relating to meetings and policy approval process of the board of university and school lands and exempt administrative agencies.

Was read the first time and referred to the **Government and Veterans Affairs Committee**.

Sens. Schaible, Davison, Rust and Reps. Owens, Schreiber-Beck introduced:

**SB 2265:** A BILL for an Act to amend and reenact section 15.1-27-04.1 of the North Dakota Century Code, relating to the determination of state aid payable to school districts; to provide for a legislative management study; and to provide an appropriation.

Was read the first time and referred to the **Education Committee**.

Sens. Heckaman, Hogan and Reps. Boschee, Hanson, Rohr, Schneider introduced:

**SB 2266:** A BILL for an Act to create and enact a new section to chapter 15.1-19 of the North Dakota Century Code, relating to the adoption of a restraint and seclusion policy by school districts, the prohibition of seclusion, the collection of data, and the reporting of incidents of restraint and seclusion; and to provide an appropriation.

Was read the first time and referred to the **Education Committee**.

Sens. Hogan, Dever, O. Larsen and Reps. Hager, K. Koppelman, Pyle introduced:

**SB 2267:** A BILL for an Act to create and enact a new section to chapter 14-09 of the North Dakota Century Code, relating to information provided to a child support obligor to minimize delinquencies.

Was read the first time and referred to the **Human Services Committee**.

Sens. Patten, Bekkedahl, Wardner and Reps. Kempenich, Lefor, Zubke introduced:

**SB 2268:** A BILL for an Act to create and enact a new subdivision to subsection 5 of section 6-09.4-03, a new section to chapter 6-09.4, and a new section to chapter 24-01 of the North Dakota Century Code, relating to public finance authority definitions, debt service repayments, and a corridors of commerce program and fund; to amend and reenact sections 6-09.4-06 and 6-09.4-10 of the North Dakota Century Code, relating to borrowing and lending authority and reserve funds; to provide a bond issuance limitation; and to provide an appropriation.

Was read the first time and referred to the **Transportation Committee**.

Sens. Klein, Myrdal, Unruh and Reps. D. Johnson, Schreiber-Beck introduced:

**SB 2269:** A BILL for an Act to create and enact three new sections to chapter 23-09.5 of the North Dakota Century Code, relating to cottage food production and sale; and to amend and reenact sections 23-09.5-01 and 23-09.5-02 of the North Dakota Century Code, relating to the direct producer to consumer sale of cottage food products.

Was read the first time and referred to the **Agriculture Committee**.

Sen. Meyer and Reps. Fegley, Guggisberg, Pyle introduced:

**SB 2270:** A BILL for an Act to amend and reenact sections 18-01-05, 18-01-06, and 18-08-09, subsection 2 of section 18-08-12, sections 18-09-02, 18-12-16, and 18-12-25 of the North Dakota Century Code, relating to the reporting of fires and fire losses to the state fire marshal, misconduct at fires, fire inspections of state buildings, rules for storage and handling of liquefied petroleum gases, fire alarms in school buildings, and reference data used in the fire prevention code for school buildings; and to repeal section 18-01-08 of the North Dakota Century Code, relating to compensation of fire officials for reporting fires.

Was read the first time and referred to the **Government and Veterans Affairs Committee**.

Sens. Kreun, Osland, Vedaa and Reps. Blum, Mock, Vetter introduced:

**SB 2271:** A BILL for an Act to amend and reenact section 54-17-40 of the North Dakota Century Code, relating to the housing incentive fund; to provide a transfer; and to provide an appropriation.

Was read the first time and referred to the **Industry, Business and Labor Committee**.

Sens. Unruh, Grabinger, Osland and Reps. Roers Jones, Schneider introduced:

**SB 2272:** A BILL for an Act to create and enact chapter 29-29.6 of the North Dakota Century Code, relating to the issuance of a tracking warrant for location information.

Was read the first time and referred to the **Judiciary Committee**.

Sens. Poolman, Bakke, D. Larson and Reps. Hanson, Karls introduced:

**SB 2273:** A BILL for an Act to create and enact a new section to chapter 12.1-20 of the North Dakota Century Code, relating to sexual extortion; and to amend and reenact section 12.1-32-15 of the North Dakota Century Code, relating to offenders against children, sexual offenders, and sexually violent predators.

Was read the first time and referred to the **Judiciary Committee**.

Sen. Wardner introduced:

**SB 2274:** A BILL for an Act to amend and reenact subsection 3 of section 38-08-08 of the North Dakota Century Code, relating to integration of fractional tracts; and to provide a penalty.

Was read the first time and referred to the **Energy and Natural Resources Committee**.

Sens. Wardner, Cook, Robinson and Reps. Lefor, Nathe, Porter introduced:

**SB 2275:** A BILL for an Act to create and enact section 6-09.4-28 of the North Dakota Century Code, relating to the essential infrastructure revolving loan fund debt repayments; to amend and reenact section 6-09-49, subdivision c of subsection 5 of section 6-09.4-03, and sections 6-09.4-06 and 6-09.4-10 of the North Dakota Century Code, relating to the essential infrastructure revolving loan fund, public finance agency definitions, borrowing and lending authority, and reserve funds; to repeal section 61-02-78 of the North Dakota Century Code, relating to a revolving loan fund for water projects; to provide a transfer; to provide a continuing appropriation; to provide a bond issuance limitation; and to provide an effective date.

Was read the first time and referred to the **Appropriations Committee**.

Sens. Heckaman, Grabinger, Mathern, Robinson and Reps. Boschee, Mock introduced:

**SB 2276:** A BILL for an Act to amend and reenact section 6-09-49 of the North Dakota Century Code, relating to the infrastructure revolving loan fund; and to provide a statement of legislative intent.

Was read the first time and referred to the **Education Committee**.

Sens. Dotzenrod, Bakke, Luick introduced:

**SB 2277:** A BILL for an Act to create and enact a new subdivision to subsection 2 of section 57-38-30.3 of the North Dakota Century Code, relating to an income tax exclusion for social security benefits; to amend and reenact subsection 5 of section 57-02-08.1 and section 57-38-01.28 of the North Dakota Century Code, relating to the

homestead tax credit and the marriage penalty credit; and to provide an effective date.

Was read the first time and referred to the **Finance and Taxation Committee**.

Sens. Dotzenrod, Kannianen, Meyer introduced:

**SB 2278:** A BILL for an Act to amend and reenact paragraph 4 of subdivision b of subsection 15 of section 57-02-08, and subdivision f of subsection 1 of section 57-02-08.1 of the North Dakota Century Code, relating to exemptions for records provided to assessors to document eligibility for the farm residence exemption and the homestead credit.

Was read the first time and referred to the **Finance and Taxation Committee**.

Sens. Bekkedahl, Davison, Grabinger and Reps. Dockter, Hanson, Kempenich introduced:

**SB 2279:** A BILL for an Act to create and enact sections 54-03-02.2 and 54-03-02.3 of the North Dakota Century Code, relating to introduction of bills in legislative sessions in even-numbered years and legislative committees; and to amend and reenact subdivision a of subsection 3 of section 4.1-01-18, subsection 6 of section 4.1-39-02, section 6-09-51, subdivision c of subsection 4 of section 12.1-10-02, subdivision a of subsection 1 of section 12.1-10-03, section 15.1-02-15, subsection 2 of section 15.1-13-36, subdivision f of subsection 3 of section 15.1-36-06, subdivision f of subsection 4 of section 15.1-36-08, section 24-02-37.2, subsection 10 of section 40-63-03, sections 54-03-02, 54-03-06, and 54-03.1-03, subdivision d of subsection 2 of section 54-03.2-02, subsection 2 of section 54-03.2-14, section 54-05.1-02, subsection 3 of section 54-06-25, sections 54-35-02.1 and 54-35-02.3, subsection 3 of section 54-35-02.4, sections 54-35-02.5, 54-35-02.7, 54-35-02.8, 54-35-15.1, 54-35-15.2, 54-35-16, 54-35-18, and 54-35-22, subsection 4 of section 54-35-23, and sections 54-35-26, 54-35.2-04, and 54-44.1-07 of the North Dakota Century Code, relating to annually reconvened sessions of the legislative assembly and the replacement of interim committees with standing committees.

Was read the first time and referred to the **Government and Veterans Affairs Committee**.

Sen. Bekkedahl introduced:

**SB 2280:** A BILL for an Act to amend and reenact section 15.1-27-04.1 of the North Dakota Century Code, relating to state foundation aid payments to school districts; and to provide a continuing appropriation.

Was read the first time and referred to the **Education Committee**.

Sen. Dever introduced:

**SB 2281:** A BILL for an Act to amend and reenact section 12.1-05-05 of the North Dakota Century Code, relating to limitations on permissible use of force on a child.

Was read the first time and referred to the **Judiciary Committee**.

Sens. Sorvaag, Holmberg, Wardner and Reps. Hanson, J. Nelson, Pollert introduced:

**SB 2282:** A BILL for an Act to provide for an economic diversification through research grant program and advisory committee and to create an economic diversification research grant fund; to create and enact a new section to chapter 54-27 of the North Dakota Century Code, relating to legacy fund earnings; to provide for a report to the legislative management; and to provide an appropriation.

Was read the first time and referred to the **Appropriations Committee**.

Sens. Klein, Kreun, Vedaa and Rep. Lefor introduced:

**SB 2283:** A BILL for an Act to create and enact a new section to chapter 10-04 of the North Dakota Century Code, relating to the registration of securities.

Was read the first time and referred to the **Industry, Business and Labor Committee**.

Sens. Klein, G. Lee, Sorvaag, Wardner and Rep. M. Johnson introduced:

**SB 2284:** A BILL for an Act to amend and reenact section 5-01-17 of the North Dakota Century Code, relating to domestic winery ingredient utilization requirements and special events.

Was read the first time and referred to the **Agriculture Committee**.

Sens. Klein, Burckhard, Unruh and Reps. D. Anderson, J. Nelson, Trottier introduced:

**SB 2285:** A BILL for an Act to create and enact a new subsection to section 20.1-03-12 of the North Dakota Century Code, relating to fees for nonresident waterfowl hunting

licenses; and to amend and reenact section 20.1-03-07.1 and subsections 30 and 50 of section 20.1-03-12 of the North Dakota Century Code, relating to nonresident waterfowl hunting licenses.

Was read the first time and referred to the **Energy and Natural Resources Committee**.

Sens. Poolman, Meyer, Wanzek and Reps. Nathe, Strinden introduced:

**SB 2286:** A BILL for an Act to amend and reenact subsection 4 of section 43-32-19.1 of the North Dakota Century Code, relating to regulation of applied behavioral analysts.

Was read the first time and referred to the **Human Services Committee**.

Sens. Vedaa, Kreun, Osland and Reps. C. Johnson, Longmuir, M. Ruby introduced:

**SB 2287:** A BILL for an Act to create and enact a new section to chapter 50-11.1 of the North Dakota Century Code, relating to early childhood services program participation in aquatic activities.

Was read the first time and referred to the **Human Services Committee**.

Sens. Luick, Dotzenrod and Reps. Mitskog, Skroch introduced:

**SB 2288:** A BILL for an Act to amend and reenact subsection 1 of section 57-43.1-02 and subsection 1 of section 57-43.2-02 of the North Dakota Century Code, relating to the tax imposed on motor vehicle fuels and special fuels; and to provide an effective date.

Was read the first time and referred to the **Finance and Taxation Committee**.

Sens. J. Lee, Hogan, Poolman and Reps. Beadle, Dockter introduced:

**SB 2289:** A BILL for an Act to create and enact chapter 50-25.3 of the North Dakota Century Code, relating to family visitation rights.

Was read the first time and referred to the **Human Services Committee**.

Sens. J. Lee, Anderson, Hogan and Reps. Dockter, Westlind introduced:

**SB 2290:** A BILL for an Act to amend and reenact section 50-24.6-04 of the North Dakota Century Code, relating to authorization of a Medicaid step therapy program based on the Medicare part B step therapy program.

Was read the first time and referred to the **Human Services Committee**.

Sens. J. Lee, Hogan, K. Roers and Reps. Dockter, Mock introduced:

**SB 2291:** A BILL for an Act to create and enact a new section to chapter 50-06 of the North Dakota Century Code, relating to creation of a trauma-informed practices working group; to provide for a report to the legislative management; to provide an appropriation; and to provide an expiration date.

Was read the first time and referred to the **Human Services Committee**.

Sens. Luick, Dotzenrod, J. Lee and Reps. Lefor, Mitskog introduced:

**SB 2292:** A BILL for an Act to amend and reenact section 40-18-15.1 of the North Dakota Century Code, relating to transfer of municipal court cases to district court.

Was read the first time and referred to the **Judiciary Committee**.

Sens. Oehlke, Kreun, J. Roers and Reps. Jones, Mock, Porter introduced:

**SB 2293:** A BILL for an Act to create and enact three new sections to chapter 20.1-02 and a new section to chapter 20.1-03 of the North Dakota Century Code, relating to the creation of the aquatic nuisance species program fund and surcharges for fishing and waterfowl licenses; and to amend and reenact section 20.1-02-16.1 of the North Dakota Century Code, relating to the investment of the state game and fish fund.

Was read the first time and referred to the **Energy and Natural Resources Committee**.

Sens. Vedaa, Kreun, Osland and Rep. Longmuir introduced:

**SB 2294:** A BILL for an Act to amend and reenact section 50-11.1-08 of the North Dakota Century Code, relating to fencing requirements for early childhood services providers.

Was read the first time and referred to the **Human Services Committee**.

Sen. Dotzenrod introduced:

**SB 2295:** A BILL for an Act to create and enact a new section to chapter 61-05 of the North Dakota Century Code, relating to limitations on the creation and jurisdiction of irrigation districts; and to amend and reenact sections 61-09-01 and 61-09-03 of the North Dakota Century Code, relating to permitting an irrigation district to assess

lands requiring drainage as a result of irrigation works.

Was read the first time and referred to the **Finance and Taxation Committee**.

Sens. Wanzek, Dotzenrod, Klein and Reps. Headland, D. Johnson, Pollert introduced:

**SB 2296:** A BILL for an Act to amend and reenact sections 6-09.7-02 and 6-09.7-05 of the North Dakota Century Code, relating to the Bank of North Dakota loan guarantee program.

Was read the first time and referred to the **Industry, Business and Labor Committee**.

Sens. Wardner, Robinson, Sorvaag and Reps. Howe, Roers Jones introduced:

**SB 2297:** A BILL for an Act to provide an appropriation for capital projects of various state departments and institutions; to authorize the industrial commission to issue and sell evidences of indebtedness for capital projects; and to declare an emergency.

Was read the first time and referred to the **Appropriations Committee**.

Sens. J. Lee, Hogan and Reps. Mock, Weisz introduced:

**SB 2298:** A BILL for an Act to provide an appropriation to the department of human services to implement the 1915i Medicaid state plan amendment for youth.

Was read the first time and referred to the **Human Services Committee**.

Sens. Krebsbach, Bekkedahl, Dever introduced:

**SB 2299:** A BILL for an Act to create and enact a new section to chapter 15.1-06 of the North Dakota Century Code, relating to patriotic society's access to students during school hours.

Was read the first time and referred to the **Education Committee**.

Sens. Davison, Bekkedahl and Reps. Beadle, Schreiber-Beck introduced:

**SB 2300:** A BILL for an Act to create and enact two new sections to chapter 57-36 of the North Dakota Century Code, relating to a reading program grant fund and a school Medicaid matching grant fund; to amend and reenact section 57-36-31 of the North Dakota Century Code, relating to the allocation of cigarette taxes; to provide a continuing appropriation; and to provide an effective date.

Was read the first time and referred to the **Education Committee**.

Sens. Luick, J. Lee and Reps. Mitskog, O'Brien, Schreiber-Beck introduced:

**SB 2301:** A BILL for an Act to create and enact section 53-06.1-12.4 of the North Dakota Century Code, relating to the creation of the charitable gaming technology fund; to amend and reenact subsection 2 of section 53-06.1-03 and sections 53-06.1-08.2, 53-06.1-12, and 53-06.1-14 of the North Dakota Century Code, relating to gaming license fees, taxes, and allocation and electronic pull tab device prize amounts; to provide a continuing appropriation; and to provide an allocation.

Was read the first time and referred to the **Finance and Taxation Committee**.

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

**Shanda Morgan, Secretary**

