

JOURNAL OF THE HOUSE

Sixty-seventh Legislative Assembly

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Bismarck, January 22, 2021

The House convened at 12:30 p.m., with Speaker K. Koppelman presiding.

The prayer was offered by Pastor Kai Hardee, Gateway Community Fellowship, Bismarck.

The roll was called and all members were present except Representatives Boe, Hagert, and Kasper.

A quorum was declared by the Speaker.

SIXTH ORDER OF BUSINESS

SPEAKER K. KOPPELMAN DEEMED approval of the amendments to HB 1143, HB 1204, HB 1281, HB 1309, HB 1310, HB 1325, and HCR 3011.

HB 1281, as amended, was rereferred to the **Appropriations Committee**.

HCR 3011, as amended, was placed on the Tenth order of business on the calendar.

HB 1143, HB 1204, HB 1309, HB 1310, and HB 1325, as amended, were placed on the Eleventh order of business on the calendar for the succeeding legislative day.

POINT OF PERSONAL PRIVILEGE

REP. PYLE rose on a point of personal privilege.

REMARKS OF REPRESENTATIVE PYLE

MR. SPEAKER: January 19, 2021, was a historic day for high school athletics in North Dakota. While girls wrestling as a part of varsity lineups is not new, earlier this week Central Cass High School hosted the first ever all girls wrestling dual. With eight girls each for Central Cass and South Border's teams, the competition was fierce and Central Cass came away with a 30-12 win. Hopefully soon we will see the NDHSAA officially approve of girls wrestling as its own sanctioned sport. For now, teams like Central Cass and South Border will keep paving the way, competing alongside the boys' teams and giving us a new meaning behind the phrase fight like a girl.

MOTION

REP. LOUSER MOVED that the remarks of Rep. Pyle be printed in the Journal, which motion prevailed on a voice vote.

POINT OF PERSONAL PRIVILEGE

REP. SKROCH rose on a point of personal privilege.

REMARKS OF REPRESENTATIVE SKROCH

MR. SPEAKER: I rise today to remember the January 22, 1973, Roe vs. Wade U.S. Supreme Court decision which legalized abortion across America. I rise today as a woman and a mother who has grieved the loss of my own two babies, one from SIDS, one from cancer. The Roe vs. Wade decision may one day be recognized in history as a parallel to the 1857 Dred Scott vs. Sanford Supreme Court decision. This decision, like Roe vs. Wade, denied personhood to Mr. Scott, a man of color and former slave, who was denied his freedom and the privileges of citizenship. Rather than recognizing his humanity, he was defined as equal to chattel (personal property to be owned by others). That supreme court decision led to the Civil War in America. It has been said that the issue of abortion has been settled. I do not agree. It grieves me as a mother to know that according to the World Health Organization 2,488,305 million abortions occurred world-wide in just the first three weeks of January 2021. Three more babies die every three seconds. Statistics from the North Dakota Department of Health record these deaths by termination of pregnancy and they are staggering: 2010-1,291; 2011-1,247; 2012-1,330; 2013-1,182; 2014-1,264; 2015-1,166; 2016-1,226; 2017-1,155; 2018-1,141; 2019-1,121. The number of annual abortions is

equivalent to an entire kindergarten class vanishing every week, of every month, of every year in North Dakota. There was no state of emergency declared. These babies were never counted among the living nor among the dead, like Dread Scott, denied personhood. While we grieve the 1,403 lives lost in North Dakota during the pandemic, let us also remember and include those lost by abortion. And now Mr. Speaker and members of the House I ask that we pause for a moment of silent prayer as we remember the families now grieving for their loved ones who have died in the pandemic. Let us also remember the lives of these little ones, the babies who never saw light, had no first breath, no first cry, and no first words spoken. Let us remember too their mothers, still grieving for the lost children.

MOTION

REP. LOUSER MOVED that the remarks of Rep. Skroch be printed in the Journal, which motion prevailed on a voice vote.

SECOND READING OF HOUSE RESOLUTION ON CONSENT CALENDAR

HCR 3009: A concurrent resolution requesting the Legislative Management to consider studying provisions of the North Dakota Century Code relating to compulsory school attendance, including a comparison of compulsory school attendance laws in other states.

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

HCR 3009 was declared adopted on a voice vote.

MOTION

REP. LOUSER MOVED that HB 1137, which is on the Eleventh order, be rereferred to the **Appropriations Committee**, which motion prevailed. Pursuant to Rep. Louser's motion, HB 1137 was rereferred.

MOTION

REP. LOUSER MOVED that HB 1187, which is on the Eleventh order, be rereferred to the **Appropriations Committee**, which motion prevailed. Pursuant to Rep. Louser's motion, HB 1187 was rereferred.

MOTION

REP. LOUSER MOVED that Engrossed HB 1073, which is on the Eleventh order, be rereferred to the **Appropriations Committee**, which motion prevailed. Pursuant to Rep. Louser's motion, Engrossed HB 1073 was rereferred.

SECOND READING OF HOUSE BILL

HB 1274: A BILL for an Act to create and enact a new section to chapter 21-10 of the North Dakota Century Code, relating to fiscal impact statements for a measure or policy affecting the legacy fund.

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 24 YEAS, 67 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Anderson, B.; Bellew; Brandenburg; Christensen; Delzer; Ertelt; Keiser; Kempenich; Kreidt; Longmuir; Meier; Mitskog; Mock; Monson; O'Brien; Paur; Pollert; Sanford; Schatz; Schreiber-Beck; Steiner; Tveit; Weisz; Zubke

NAYS: Adams; Anderson, D.; Anderson, P.; Becker; Beltz; Bosch; Boschee; Buffalo; Cory; Damschen; Devlin; Dobervich; Dockter; Fegley; Fisher; Guggisberg; Hager; Hanson; Hatlestad; Headland; Heinert; Hoverson; Howe; Ista; Johnson, D.; Johnson, M.; Jones; Kading; Karls; Kiefert; Klemin; Koppelman, B.; Lefor; Louser; Magrum; Marschall; Martinson; Nathe; Nehring; Nelson, J.; Nelson, M.; Ostlie; Owens; Paulson; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Satrom; Schauer; Schmidt; Schneider; Schobinger; Simons; Skroch; Stemen; Strinden; Thomas; Toman; Trottier; Vetter; Vigasaa; Westlind; Speaker Koppelman, K.

ABSENT AND NOT VOTING: Boe; Hagert; Kasper

HB 1274 failed.

SECOND READING OF HOUSE BILL

HB 1195: A BILL for an Act to amend and reenact section 57-39.2-10.1 of the North Dakota Century Code, relating to sales tax special events.

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.; Becker; Bellew; Beltz; Bosch; Boschee; Brandenburg; Buffalo; Christensen; Cory; Damschen; Delzer; Devlin; Dobervich; Dockter; Ertelt; Fegley; Fisher; Guggisberg; Hager; Hanson; Hatlestad; Headland; Heinert; Hoverson; Howe; Ista; Johnson, D.; Johnson, M.; Jones; Kading; Karls; Keiser; Kempenich; Kiefert; Klemin; Koppelman, B.; Kreidt; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; Meier; Mitskog; Mock; Monson; Nathe; Nehring; Nelson, J.; Nelson, M.; O'Brien; Ostlie; Owens; Paulson; Paur; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Simons; Skroch; Steiner; Stemen; Strinden; Thomas; Toman; Trottier; Tveit; Vetter; Vigasaa; Weisz; Westlind; Zubke; Speaker Koppelman, K.

ABSENT AND NOT VOTING: Boe; Hagert; Kasper

Engrossed HB 1195 passed.

SECOND READING OF HOUSE BILL

HB 1099: A BILL for an Act to amend and reenact subsection 3 of section 5-03-09, section 57-01-06, and subsection 5 of section 57-39.2-23 of the North Dakota Century Code, relating to the authority of the tax commissioner to waive penalties for late or nonfiled alcoholic beverage tax returns, sales, market, and productivity studies for property tax purposes; and disclosure of county lodging taxes and county lodging and restaurant taxes information to a county governing body.

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 90 YEAS, 1 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Becker; Bellew; Beltz; Bosch; Boschee; Brandenburg; Buffalo; Christensen; Cory; Damschen; Delzer; Devlin; Dobervich; Dockter; Ertelt; Fegley; Fisher; Guggisberg; Hager; Hanson; Hatlestad; Headland; Heinert; Hoverson; Howe; Ista; Johnson, D.; Johnson, M.; Jones; Kading; Karls; Keiser; Kempenich; Kiefert; Klemin; Koppelman, B.; Kreidt; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; Meier; Mitskog; Mock; Monson; Nathe; Nehring; Nelson, M.; O'Brien; Ostlie; Owens; Paulson; Paur; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Simons; Skroch; Steiner; Stemen; Strinden; Thomas; Toman; Trottier; Tveit; Vetter; Vigasaa; Weisz; Westlind; Zubke; Speaker Koppelman, K.

NAYS: Nelson, J.

ABSENT AND NOT VOTING: Boe; Hagert; Kasper

Engrossed HB 1099 passed.

SECOND READING OF HOUSE BILL

HB 1034: A BILL for an Act to amend and reenact sections 25-03.1-11, 25-03.1-17, 25-03.1-19, 25-03.1-26, 25-03.1-27, 25-03.1-30, 25-03.1-34, and 25-03.1-42 of the North Dakota Century Code, relating to preliminary treatment and involuntary treatment hearings and references to an individual who is chemically dependent; 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 90 YEAS, 1 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Becker; Bellew; Beltz; Bosch; Boschee; Brandenburg; Buffalo; Christensen; Cory; Damschen; Delzer; Devlin; Dobervich; Dockter; Ertelt; Fegley; Fisher; Guggisberg; Hager; Hanson; Hatlestad; Headland; Heinert; Hoverson; Howe; Ista; Johnson, D.; Johnson, M.; Jones; Kading; Karls; Keiser; Kempenich; Kiefert; Klemin; Koppelman, B.; Kreidt; Lefor; Longmuir; Louser; Marschall; Martinson; Meier; Mitskog; Mock; Monson; Nathe; Nehring; Nelson, J.; Nelson, M.; O'Brien; Ostlie; Owens; Paulson; Paur; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Simons; Skroch; Steiner; Stemen; Strinden; Thomas; Toman; Trottier; Tveit; Vetter; Vigasaa; Weisz; Westlind; Zubke; Speaker Koppelman, K.

NAYS: Magrum

ABSENT AND NOT VOTING: Boe; Hagert; Kasper

Engrossed HB 1034 passed.

SECOND READING OF HOUSE BILL

HB 1262: A BILL for an Act to amend and reenact sections 34-01-20 and 34-11.1-04 of the North Dakota Century Code, relating to whistleblowers and public health and safety; 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 NOT PASS, the roll was called and there were 13 YEAS, 78 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, P.; Boschee; Buffalo; Dobervich; Guggisberg; Hager; Hanson; Ista; Mitskog; Mock; Nelson, M.; Schneider

NAYS: Anderson, B.; Anderson, D.; Becker; Bellew; Beltz; Bosch; Brandenburg; Christensen; Cory; Damschen; Delzer; Devlin; Dockter; Ertelt; Fegley; Fisher; Hatlestad; Headland; Heinert; Hoverson; Howe; Johnson, D.; Johnson, M.; Jones; Kading; Karls; Keiser; Kempenich; Kiefert; Klemin; Koppelman, B.; Kreidt; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; Meier; Monson; Nathe; Nehring; Nelson, J.; O'Brien; Ostlie; Owens; Paulson; Paur; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schmidt; Schobinger; Schreiber-Beck; Simons; Skroch; Steiner; Stemen; Strinden; Thomas; Toman; Trottier; Tveit; Vetter; Vigasaa; Weisz; Westlind; Zubke; Speaker Koppelman, K.

ABSENT AND NOT VOTING: Boe; Hagert; Kasper

Engrossed HB 1262 failed.

SECOND READING OF HOUSE BILL

HB 1319: A BILL for an Act to amend and reenact sections 14-07-08 and 14-07-11 of the North Dakota Century Code, relating to spousal debts.

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 90 YEAS, 1 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Becker; Bellew; Beltz; Bosch; Boschee; Brandenburg; Buffalo; Christensen; Cory; Damschen; Delzer; Devlin; Dobervich; Dockter; Fegley; Fisher; Guggisberg; Hager; Hanson; Hatlestad; Headland; Heinert; Hoverson; Howe; Ista; Johnson, D.; Johnson, M.; Jones; Kading; Karls; Keiser; Kempenich; Kiefert; Klemin; Koppelman, B.; Kreidt; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; Meier; Mitskog; Mock; Monson; Nathe; Nehring; Nelson, J.; Nelson, M.; O'Brien; Ostlie; Owens; Paulson; Paur; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Simons; Skroch; Steiner; Stemen; Strinden; Thomas; Toman; Trottier; Tveit; Vetter; Vigasaa; Weisz; Westlind; Zubke; Speaker Koppelman, K.

NAYS: Ertelt

ABSENT AND NOT VOTING: Boe; Hagert; Kasper

HB 1319 passed.

SECOND READING OF HOUSE BILL

HB 1112: A BILL for an Act to amend and reenact section 54-23.3-11 of the North Dakota Century Code, relating to the prioritization of admission of inmates.

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 91 YEAS, 0 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Becker; Bellew; Beltz; Bosch; Boschee; Brandenburg; Buffalo; Christensen; Cory; Damschen; Delzer; Devlin; Dobervich; Dockter; Ertelt; Fegley; Fisher; Guggisberg; Hager; Hanson; Hatlestad; Headland; Heinert; Hoverson; Howe; Ista; Johnson, D.; Johnson, M.; Jones; Kading; Karls; Keiser; Kempenich; Kiefert; Klemin; Koppelman, B.; Kreidt; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; Meier; Mitskog; Mock; Monson; Nathe; Nehring; Nelson, J.; Nelson, M.; O'Brien; Ostlie; Owens; Paulson; Paur; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Simons; Skroch; Steiner; Stemen; Strinden; Thomas; Toman; Trottier; Tveit; Vetter; Vigasaa; Weisz; Westlind; Zubke; Speaker Koppelman, K.

ABSENT AND NOT VOTING: Boe; Hagert; Kasper

HB 1112 passed.

SECOND READING OF HOUSE BILL

HB 1153: A BILL for an Act to amend and reenact subsection 2 of section 26.1-34-02 of the North Dakota Century Code, relating to the interest rate used in determining the minimum nonforfeiture amount for an annuity.

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 89 YEAS, 3 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Becker; Bellew; Beltz; Bosch; Boschee; Brandenburg; Buffalo; Christensen; Cory; Damschen; Delzer; Devlin; Dobervich; Dockter; Fegley; Fisher; Guggisberg; Hager; Hanson; Hatlestad; Headland; Heinert; Hoverson; Howe; Ista; Johnson, D.; Johnson, M.; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Klemin; Koppelman, B.; Kreidt; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; Meier; Mitskog; Mock; Monson; Nathe; Nehring; Nelson, J.; Nelson, M.; O'Brien; Ostlie; Owens; Paulson; Paur; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schmidt; Schneider; Schreiber-Beck; Simons; Steiner; Stemen; Strinden; Thomas; Toman; Trottier; Tveit; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Koppelman, K.

NAYS: Ertelt; Schobinger; Skroch

ABSENT AND NOT VOTING: Boe; Hagert

HB 1153 passed.

SECOND READING OF HOUSE BILL

HB 1300: A BILL for an Act to amend and reenact section 40-23-21 of the North Dakota Century Code, relating to special assessment fund balances.

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 80 YEAS, 12 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Anderson, B.; Anderson, D.; Becker; Bellew; Beltz; Bosch; Brandenburg; Christensen; Cory; Damschen; Delzer; Devlin; Dockter; Ertelt; Fisher; Hatlestad; Headland; Heinert; Hoverson; Howe; Johnson, D.; Johnson, M.; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Klemin; Koppelman, B.; Kreidt; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; Meier; Mock; Monson; Nathe; Nehring; Nelson, J.; Nelson, M.; O'Brien; Ostlie; Owens; Paulson; Paur; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schmidt; Schobinger; Schreiber-Beck; Simons; Skroch; Steiner; Stemen; Strinden; Thomas; Toman; Trottier; Tveit; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Koppelman, K.

NAYS: Adams; Anderson, P.; Boschee; Buffalo; Dobervich; Fegley; Guggisberg; Hager; Hanson; Ista; Mitskog; Schneider

ABSENT AND NOT VOTING: Boe; Hagert

HB 1300 passed.

MOTION

REP. LOUSER MOVED that HB 1237 be moved to the bottom of the Eleventh order, which motion prevailed on a voice vote.

SECOND READING OF HOUSE BILL

HB 1200: A BILL for an Act to create and enact a new section to chapter 57-15 of the North Dakota Century Code, relating to limitations on property tax levied by taxing districts without voter approval; to amend and reenact subdivision a of subsection 4 of section 15.1-27-04.1 of the North Dakota Century Code, relating to the calculation of school district state aid payments; 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 NOT PASS, the roll was called and there were 16 YEAS, 76 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Becker; Bellew; Ertelt; Hoverson; Kading; Kiefert; Koppelman, B.; Magrum; Marshall; Paulson; Ruby, M.; Schatz; Simons; Skroch; Toman; Speaker Koppelman, K.

NAYS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Beltz; Bosch; Boschee; Brandenburg; Buffalo; Christensen; Cory; Damschen; Delzer; Devlin; Dobervich; Dockter; Fegley; Fisher; Guggisberg; Hager; Hanson; Hatlestad; Headland; Heinert; Howe; Ista; Johnson, D.; Johnson, M.; Jones; Karls; Kasper; Keiser; Kempenich; Klemin; Kreidt; Lefor; Longmuir; Louser; Martinson; Meier; Mitskog; Mock; Monson; Nathe; Nehring; Nelson, J.; Nelson, M.; O'Brien; Ostlie; Owens; Paur; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Sanford; Satrom; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Steiner; Stemen; Strinden; Thomas; Trottier; Tveit; Vetter; Vigasaa; Weisz; Westlind; Zubke

ABSENT AND NOT VOTING: Boe; Hagert

HB 1200 failed.

SECOND READING OF HOUSE BILL

HB 1174: A BILL for an Act to amend and reenact subsection 4 of section 15-39.1-10 of the North Dakota Century Code, relating to teachers' fund for retirement eligibility benefits.

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 89 YEAS, 1 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Becker; Bellew; Beltz; Bosch; Boschee; Brandenburg; Buffalo; Christensen; Cory; Delzer; Devlin; Dobervich; Dockter; Fegley; Fisher; Guggisberg; Hager; Hanson; Hatlestad; Headland; Heinert; Hoverson; Howe; Ista; Johnson, D.; Johnson, M.; Jones; Karls; Kasper; Keiser; Kempenich; Kiefert; Klemin; Koppelman, B.; Kreidt; Lefor; Longmuir; Louser; Magrum; Marshall; Martinson; Meier; Mitskog; Mock; Monson; Nathe; Nehring; Nelson, J.; Nelson, M.; O'Brien; Ostlie; Owens; Paulson; Paur; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Simons; Skroch; Steiner; Stemen; Strinden; Thomas; Toman; Trottier; Tveit; Vetter; Vigasaa; Weisz; Westlind; Zubke; Speaker Koppelman, K.

NAYS: Ertelt

ABSENT AND NOT VOTING: Boe; Damschen; Hagert; Kading

HB 1174 passed.

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 1077, HB 1079, HB 1089, HB 1110, HB 1127, HB 1151.

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 1326.

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

MR. SPEAKER: The Senate has passed, and your favorable consideration is requested on: SB 2061, SB 2135, SB 2148, SB 2150, SB 2152, SB 2167, SB 2197.

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

MR. SPEAKER: The Senate has passed, the emergency clause carried, and your favorable consideration is requested on: SB 2136.

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, and Ninth orders of business and at the conclusion of those orders, the House stand adjourned until 1:00 p.m., Monday, January 25, 2021, which motion prevailed on a voice vote.

REPORT OF STANDING COMMITTEE

HB 1054: Energy and Natural Resources Committee (Rep. Porter, Chairman) recommends **DO NOT PASS** (13 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). HB 1054 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1096: Energy and Natural Resources Committee (Rep. Porter, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (10 YEAS, 3 NAYS, 1 ABSENT AND NOT VOTING). HB 1096 was placed on the Sixth order on the calendar.

Page 8, line 21, after "(2)" insert "A natural gas distribution system:

(3)"

Page 8, line 23, replace "(3)" with "(4)"

Page 8, line 27, replace "(4)" with "(5)"

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1103: Human Services Committee (Rep. Weisz, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1103 was placed on the Sixth order on the calendar.

Page 3, after line 14 insert:

"1."

Page 3, line 17, after the period insert:

"2."

Page 3, line 21, after the period insert:

"3. The department may not issue a license under this section if the proposed mobile home park, recreational vehicle park, or campground would prevent, interfere, or restrict proposed private development that is actively being pursued.

4."

Page 5, after line 17, insert:

"7. The department may not renew a license if the mobile home park, recreational vehicle park, or campground is not actively conducting business at the site, and the applicant shall apply and meet the requirements for licensure to be granted a license."

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1148: Transportation Committee (Rep. D. Ruby, Chairman) recommends **DO PASS** (13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1148 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1157: Political Subdivisions Committee (Rep. Dockter, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (11 YEAS, 3 NAYS, 0 ABSENT AND NOT VOTING). HB 1157 was placed on the Sixth order on the calendar.

Page 1, line 13, after "annual" insert "or special"

Page 1, line 13, remove "section"

Page 1, line 14, replace "58-04-01" with "chapter 58-04"

Page 1, line 16, remove ", or until the emergency conditions have been"

Page 1, line 17, remove "resolved, whichever is less"

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1158: Agriculture Committee (Rep. D. Johnson, Chairman) recommends **DO PASS** (13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1158 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

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

Page 1, after line 15, insert:

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

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1167: Political Subdivisions Committee (Rep. Dockter, Chairman) recommends **DO PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1167 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1170: Political Subdivisions Committee (Rep. Dockter, Chairman) recommends **DO PASS** (11 YEAS, 3 NAYS, 0 ABSENT AND NOT VOTING). HB 1170 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1192: Political Subdivisions Committee (Rep. Dockter, Chairman) recommends **DO NOT PASS** (11 YEAS, 3 NAYS, 0 ABSENT AND NOT VOTING). HB 1192 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1197: Agriculture Committee (Rep. D. Johnson, Chairman) recommends **DO PASS** (13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1197 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1218: Energy and Natural Resources Committee (Rep. Porter, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1218 was placed

on the Sixth order on the calendar.

Page 1, line 2, remove "pheasant"

Page 1, line 12, remove "small game"

Page 1, line 12, remove "pheasant"

Page 1, line 14, replace "an individual who owns" with "a participating landowner whose"

Page 1, line 14, after "property" insert "is"

Page 1, line 15, after the underscored semicolon insert "and"

Page 1, line 16, remove "The nonresident is named as a party to the cooperative agreement with the"

Page 1, remove lines 17 and 18

Page 1, line 19, remove "c."

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1224: Political Subdivisions Committee (Rep. Dockter, Chairman) recommends **DO NOT PASS** (10 YEAS, 4 NAYS, 0 ABSENT AND NOT VOTING). HB 1224 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1252: Transportation Committee (Rep. D. Ruby, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (7 YEAS, 6 NAYS, 1 ABSENT AND NOT VOTING). HB 1252 was placed on the Sixth order on the calendar.

Page 1, line 8, remove "An individual operating a bicycle on a roadway:"

Page 1, remove lines 9 through 21

Page 1, line 22, replace "junction of roadways." with "An individual operating a bicycle who is approaching a stop sign at an intersection with a roadway having three or more lanes for moving traffic shall come to a complete stop before entering the intersection."

Page 1, line 23, after "2." insert "An individual operating a bicycle who is approaching a stop sign at an intersection where a vehicle is stopped in the roadway at the same stop sign shall come to a complete stop before entering the intersection."

3. An individual operating a bicycle who is approaching a stop sign at an intersection with a roadway having two or fewer lanes for moving traffic shall reduce speed and, if required for safety, stop before entering the intersection. After slowing to a reasonable speed or stopping, the individual shall yield the right-of-way to any vehicle in the intersection or approaching on another roadway so closely as to constitute an immediate hazard during the time the individual is moving across or within the intersection, except that an individual, after slowing to a reasonable speed and yielding the right-of-way if required, cautiously may make a turn or proceed through the intersection without stopping.
4. An individual operating a bicycle who is approaching an intersection shall yield the right-of-way to any vehicle that already has entered the intersection.
5. When an individual operating a bicycle and a vehicle enter an intersection from different roadways at approximately the same time, the

operator of the vehicle or bicycle on the left shall yield the right-of-way to the vehicle or bicycle on the right.

6."

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1290: Transportation Committee (Rep. D. Ruby, Chairman) recommends **DO PASS** (10 YEAS, 3 NAYS, 1 ABSENT AND NOT VOTING). HB 1290 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HCR 3004: Transportation Committee (Rep. D. Ruby, Chairman) recommends **DO PASS** (7 YEAS, 6 NAYS, 1 ABSENT AND NOT VOTING). HCR 3004 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HCR 3006: Energy and Natural Resources Committee (Rep. Porter, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (13 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). HCR 3006 was placed on the Sixth order on the calendar.

Page 1, line 12, after "firearm" insert "or ammunition"

Page 1, line 20, after "Delegation" insert "by certified mail"

Renumber accordingly

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

Buell J. Reich, Chief Clerk

