

JOURNAL OF THE HOUSE

Sixty-seventh Legislative Assembly

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Bismarck, February 8, 2021

The House convened at 1:00 p.m., with Speaker K. Koppelman presiding.

The prayer was offered by Pastor Isaac Sevlie, Evangel Church, Bismarck.

The roll was called and all members were present except Representatives Boe, Schobinger, and Strinden.

A quorum was declared by the Speaker.

SIXTH ORDER OF BUSINESS

SPEAKER K. KOPPELMAN DEEMED approval of the amendments to HB 1113, HB 1303, HB 1357, HB 1368, HB 1406, HB 1435, HB 1445, HB 1452, and HB 1457.

HB 1452, as amended, was rereferred to the **Appropriations Committee**.

HB 1113, HB 1303, HB 1357, HB 1368, HB 1406, HB 1435, HB 1445, and HB 1457, as amended, were placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MOTION

REP. LOUSER MOVED that HB 1265 be returned to the House floor from the **Industry, Business and Labor Committee** for the purpose of withdrawal, which motion prevailed on a voice vote.

REQUEST

REP. D. RUBY REQUESTED the unanimous consent of the House to withdraw HB 1265. There being no objection, it was so ordered by the Speaker.

MOTION

REP. LOUSER MOVED that Engrossed HB 1181, which is on the Eleventh order, be rereferred to the **Judiciary Committee**, which motion prevailed. Pursuant to Rep. Louser's motion, Engrossed HB 1181 was rereferred.

MOTION

REP. LOUSER MOVED that HB 1287, which is on the Eleventh order, be rereferred to the **Judiciary Committee**, which motion prevailed. Pursuant to Rep. Louser's motion, HB 1287 was rereferred.

MOTION

REP. LOUSER MOVED that Engrossed HB 1411, which is on the Eleventh order, be rereferred to the **Energy and Natural Resources Committee**, which motion prevailed. Pursuant to Rep. Louser's motion, Engrossed HB 1411 was rereferred.

FIRST READING OF SENATE CONCURRENT RESOLUTION

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

SCR 4008: A concurrent resolution declaring February 11, 2021, as Giving Hearts Day in North Dakota.

Was read the first time.

MOTION

REP. LOUSER MOVED that the rules be suspended, that SCR 4008 not be printed, not be referred to committee, but be read in title only, not be printed in the Journal, be messaged immediately, and placed on the calendar for immediate second reading and final passage, which motion prevailed on a voice vote.

SECOND READING OF SENATE CONCURRENT RESOLUTION

SCR 4008: A concurrent resolution declaring February 11, 2021, as Giving Hearts Day in North Dakota.

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

SCR 4008 was declared adopted on a voice vote.

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

MR. PRESIDENT: The House has passed, unchanged: SCR 4008.

SECOND READING OF HOUSE RESOLUTIONS ON CONSENT CALENDAR

HCR 3008: A concurrent resolution directing the Legislative Management to consider studying the desirability and feasibility of North Dakota becoming more self-sufficient and less dependent on the federal government, including studying the usefulness of a comprehensive state management process to assess the immediacy, severity, and probability of risks from any reduction of federal funds to the state, and how the state will marshal its human and capital resources to prioritize and provide the most essential government services.

HCR 3013: A concurrent resolution directing the Legislative Management to consider studying issues related to employment restrictions in public assistance programs.

The question being on the final adoption of the resolutions, which have been read.

HCR 3013 and HCR 3008 were declared adopted on a voice vote.

SECOND READING OF HOUSE BILL

HB 1120: A BILL for an Act to create and enact a new subsection to section 20.1-02-04, a new section to chapter 20.1-03, and a new subsection to section 20.1-03-12 of the North Dakota Century Code, relating to white-tailed deer hunting licenses for disabled veterans; and to provide 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 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; Hagert; 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; Skroch; Steiner; Stemen; Thomas; Toman; Trottier; Tveit; Vetter; Vigasaa; Weisz; Westlind; Zubke; Speaker Koppelman, K.

ABSENT AND NOT VOTING: Boe; Schobinger; Strinden

Engrossed HB 1120 passed.

SECOND READING OF HOUSE BILL

HB 1178: A BILL for an Act to amend and reenact subsection 12 of section 20.1-02-05 of the North Dakota Century Code, relating to hunting licenses for nonresident members of the armed forces.

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

YEAS: Bellew; Brandenburg; Hoverson; Jones; Kading; Kasper; Ruby, D.; Satrom; Schatz; Schauer; Skroch; Trottier; Vetter; Westlind

NAYS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Becker; Beltz; Bosch; Boschee; Buffalo; Christensen; Cory; Damschen; Delzer; Dobervich; Dockter; Ertelt; Fegley; Fisher; Guggisberg; Hager; Hagert; Hanson; Hatlestad; Headland; Heinert; Howe; Ista; Johnson, D.; Johnson, M.; 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, M.; Sanford; Schmidt; Schneider; Schreiber-Beck; Simons; Steiner; Stemen; Thomas; Toman; Tveit; Vigasaa; Weisz; Zubke; Speaker Koppelman, K.

ABSENT AND NOT VOTING: Boe; Devlin; Schobinger; Strinden

HB 1178 failed.

SECOND READING OF HOUSE BILL

HB 1182: A BILL for an Act to amend and reenact sections 15.1-09-08 and 16.1-11-08, subsection 1 of section 16.1-11-11, subsection 1 of section 16.1-11-16, and sections 16.1-11-19, 16.1-11-24, and 40-21-08 of the North Dakota Century Code, relating to permitting party designations for candidates for county and local elections; and to repeal section 40-21-06 of the North Dakota Century Code, relating to party designations for candidates for municipal offices.

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 36 YEAS, 55 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Becker; Bellew; Bosch; Christensen; Cory; Delzer; Dockter; Fisher; Headland; Hoverson; Jones; Karls; Kasper; Kempenich; Kiefert; Koppelman, B.; Louser; Magrum; Marschall; Nathe; Owens; Paulson; Pollert; Rohr; Ruby, D.; Ruby, M.; Schatz; Schauer; Schmidt; Simons; Skroch; Steiner; Stemen; Toman; Vetter; Speaker Koppelman, K.

NAYS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Beltz; Boschee; Brandenburg; Buffalo; Damschen; Devlin; Dobervich; Ertelt; Fegley; Guggisberg; Hager; Hagert; Hanson; Hatlestad; Heinert; Howe; Ista; Johnson, D.; Johnson, M.; Kading; Keiser; Klemin; Kreidt; Lefor; Longmuir; Martinson; Meier; Mitskog; Mock; Monson; Nehring; Nelson, J.; Nelson, M.; O'Brien; Ostlie; Paur; Porter; Pyle; Richter; Roers Jones; Sanford; Satrom; Schneider; Schreiber-Beck; Thomas; Trottier; Tveit; Vigasaa; Weisz; Westlind; Zubke

ABSENT AND NOT VOTING: Boe; Schobinger; Strinden

HB 1182 failed.

SECOND READING OF HOUSE BILL

HB 1211: A BILL for an Act to amend and reenact sections 37-14-03 and 37-14-14 of the North Dakota Century Code, relating to the veterans' aid fund and veterans' postwar trust 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 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; 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; Skroch; Steiner; Stemen; Thomas; Toman; Trottier; Tveit; Vetter; Vigasaa; Weisz; Westlind; Zubke; Speaker Koppelman, K.

ABSENT AND NOT VOTING: Boe; Schobinger; Strinden

HB 1211 passed and the emergency clause was declared carried.

SECOND READING OF HOUSE BILL

HB 1239: A BILL for an Act to create and enact a new section to chapter 16.1-06 of the North Dakota Century Code, relating to making scanned images of ballots available to the public; to amend and reenact subsection 1 of section 16.1-01-01, section 16.1-01-07, subsection 5 of section 16.1-05-04, section 16.1-06-03, subsection 1 of section 16.1-06-04, sections 16.1-06-12, 16.1-06-15, 16.1-06-26, 16.1-11-27, 16.1-11-35, 16.1-13-25, and 16.1-13-29, subsection 1 of section 16.1-15-01, sections 16.1-15-02 and 16.1-15-04, subsection 1 of section 16.1-15-08, and sections 16.1-15-10 and 16.1-16-07 of the North Dakota Century Code, relating to elimination of electronic voting and requiring paper ballots; to repeal sections 16.1-06-11, 16.1-06-14, 16.1-06-17, 16.1-06-20, 16.1-06-25, 16.1-07-13, 16.1-13-24, 16.1-13-33, and 16.1-15-09 of the North Dakota Century Code, relating to electronic voting; and to provide a penalty.

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 15 YEAS, 76 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Anderson, P.; Becker; Christensen; Ertelt; Guggisberg; Hanson; Hoverson; Magrum; Marschall; Nelson, M.; Paulson; Paur; Pollert; Ruby, M.; Simons

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

ABSENT AND NOT VOTING: Boe; Schobinger; Strinden

HB 1239 failed.

SECOND READING OF HOUSE BILL

HB 1256: A BILL for an Act to create and enact a new section to chapter 16.1-01 of the North Dakota Century Code, relating to a prohibition on using nonpublic funds for elections operations.

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 78 YEAS, 13 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

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

NAYS: Adams; Anderson, P.; Dobervich; Guggisberg; Hager; Ista; Johnson, M.; Karls; Mitskog; Nelson, M.; Roers Jones; Schauer; Schneider

ABSENT AND NOT VOTING: Boe; Schobinger; Strinden

Engrossed HB 1256 passed.

SECOND READING OF HOUSE BILL

HB 1373: A BILL for an Act to amend and reenact subdivision a of subsection 2 of section 16.1-07-15 of the North Dakota Century Code, relating to early voting dates.

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 78 YEAS, 13 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Anderson, B.; Anderson, D.; Becker; Bellew; Beltz; Bosch; Brandenburg; Christensen; Cory; Damschen; Delzer; Devlin; Dockter; Ertelt; Fegley; Fisher; Hagert; Hatlestad; Headland; Heinert; Hoverson; Howe; Johnson, D.; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Klemin; Koppelman, B.; Kreidt; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; Meier; Mock; 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; Schreiber-Beck; Simons; Skroch; Steiner; Stemen; Thomas; Toman; Trottier; Tveit; Vetter; Vigasaa; Weisz; Westlind; Zubke; Speaker Koppelman, K.

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

ABSENT AND NOT VOTING: Boe; Schobinger; Strinden

Engrossed HB 1373 passed.

SECOND READING OF HOUSE BILL

HB 1462: A BILL for an Act to amend and reenact section 54-44-04.6 of the North Dakota Century Code, relating to state surplus property and disposition of property.

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 4 YEAS, 87 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Ertelt; Paur; Schatz; Simons

NAYS: 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; Hagert; 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; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schauer; Schmidt; Schneider; Schreiber-Beck; Skroch; Steiner; Stemen; Thomas; Toman; Trottier; Tveit; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Koppelman, K.

ABSENT AND NOT VOTING: Boe; Schobinger; Strinden

Engrossed HB 1462 failed.

SECOND READING OF HOUSE BILL

HB 1279: A BILL for an Act to amend and reenact sections 39-06.1-06, 40-05-06, and 40-11-12 of the North Dakota Century Code, relating to the amount of statutory fees, city fines, and the nonpayment of fines; 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 86 YEAS, 5 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Becker; Beltz; Bosch; Boschee; Brandenburg; Buffalo; Christensen; Cory; Damschen; Devlin; Dobervich; Dockter; Ertelt; Fegley; Fisher; Guggisberg; Hager; Hagert; 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; Paulson; Paur; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schauer; Schmidt; Schneider; Schreiber-Beck; Simons; Skroch; Steiner; Stemen; Thomas; Toman; Tveit; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Koppelman, K.

NAYS: Bellew; Delzer; Owens; Schatz; Trottier

ABSENT AND NOT VOTING: Boe; Schobinger; Strinden

Engrossed HB 1279 passed.

SECOND READING OF HOUSE BILL

HB 1073: 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 criminal history background checks for applicants for licenses and permits issued by the department of environmental quality; and to amend and reenact subdivision vv of subsection 2 of section 12-60-24 of the North Dakota Century Code, relating to criminal history record checks.

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 86 YEAS, 5 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Bellew; Beltz; Bosch; Boschee; Brandenburg; Buffalo; Cory; Damschen; Delzer; Devlin; Dobervich; Dockter; Ertelt; Fegley; Fisher; Guggisberg; Hager; Hagert; 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; Marschall; Martinson; Meier; Mitskog; Mock; Monson; Nathe; Nehring; Nelson, J.; Nelson, M.; O'Brien; Ostlie; Owens; Paulson; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schmidt; Schneider; Schreiber-Beck; Skroch; Steiner; Stemen; Thomas; Toman; Trottier; Tveit; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Koppelman, K.

NAYS: Becker; Christensen; Magrum; Paur; Simons

ABSENT AND NOT VOTING: Boe; Schobinger; Strinden

Reengrossed HB 1073 passed.

SECOND READING OF HOUSE BILL

HB 1159: A BILL for an Act to provide for a legislative management study regarding natural gas infrastructure development.

ROLL CALL

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

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Bellew; Beltz; Bosch; Boschee; Brandenburg; Buffalo; Cory; Damschen; Delzer; Devlin; Dobervich; Dockter; Fegley; Fisher; Guggisberg; Hager; Hagert; 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, M.; Sanford; Satrom; Schatz; Schauer; Schmidt; Schneider; Schreiber-Beck; Skroch; Steiner; Stemen; Thomas; Trottier; Tveit; Vetter; Vigasaa; Weisz; Westlind; Speaker Koppelman, K.

NAYS: Becker; Christensen; Ertelt; Ruby, D.; Simons; Toman; Zubke

ABSENT AND NOT VOTING: Boe; Schobinger; Strinden

Engrossed HB 1159 passed.

SECOND READING OF HOUSE BILL

HB 1149: A BILL for an Act to provide an appropriation to the industrial commission for liquefied natural gas pilot project grants; and to provide a statement of legislative intent.

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 5 YEAS, 86 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Boschee; Dobervich; Guggisberg; Hanson; Schneider

NAYS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Becker; Bellew; Beltz; Bosch; Brandenburg; Buffalo; Christensen; Cory; Damschen; Delzer; Devlin; Dockter; Ertelt; Fegley; Fisher; Hager; Hagert; 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; Schreiber-Beck; Simons; Skroch; Steiner; Stemen; Thomas; Toman; Trottier; Tveit; Vetter; Vigasaa; Weisz; Westlind; Zubke; Speaker Koppelman, K.

ABSENT AND NOT VOTING: Boe; Schobinger; Strinden

HB 1149 failed.

SECOND READING OF HOUSE BILL

HB 1421: A BILL for an Act to create and enact a new section to chapter 57-38 and a new subdivision to subsection 7 of section 57-38-30.3 of the North Dakota Century Code, relating to an income tax credit equal to a portion of a taxpayer's federal earned income credit; 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 13 YEAS, 78 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

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

NAYS: Anderson, B.; Anderson, D.; Becker; Bellew; Beltz; Bosch; Brandenburg; Buffalo; Christensen; Cory; Damschen; Delzer; Devlin; Dockter; Ertelt; Fegley; Fisher; Hagert; Hatlestad; Headland; Heinert; Howe; Johnson, D.; Johnson, M.; Jones; Kading; Karls; Kasper; 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; Schreiber-Beck; Simons; Skroch; Steiner; Stemen; Thomas; Toman; Trottier; Tveit; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Koppelman, K.

ABSENT AND NOT VOTING: Boe; Schobinger; Strinden

HB 1421 failed.

SECOND READING OF HOUSE BILL

HB 1436: A BILL for an Act to amend and reenact subsection 1 of section 15.1-21-16 of the North Dakota Century Code, relating to summer school courses; 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 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; Hagert; 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; Skroch; Steiner; Stemen; Thomas; Toman; Trottier; Tveit; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Koppelman, K.

NAYS: Ertelt

ABSENT AND NOT VOTING: Boe; Schobinger; Strinden

HB 1436 passed and the emergency clause was declared carried.

SECOND READING OF HOUSE BILL

HB 1269: A BILL for an Act to create and enact sections 15-04-25, 15-04-25.1, and 15-04-25.2 of the North Dakota Century Code, relating to the state land advisory

board.

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 3 YEAS, 88 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Schatz; Schmidt; Steiner

NAYS: 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; Hagert; 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; Schauer; Schneider; Schreiber-Beck; Simons; Skroch; Stemen; Thomas; Toman; Trottier; Tveit; Vetter; Vigasaa; Weisz; Westlind; Zubke; Speaker Koppelman, K.

ABSENT AND NOT VOTING: Boe; Schobinger; Strinden

HB 1269 failed.

SECOND READING OF HOUSE BILL

HB 1492: A BILL for an Act to amend and reenact section 43-15-25.3 of the North Dakota Century Code, relating to permitting pharmacists to administer SARS-CoV-2 tests; 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 89 YEAS, 2 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Becker; Bellew; Beltz; Bosch; Boschee; Brandenburg; Buffalo; Cory; Damschen; Delzer; Devlin; Dobervich; Dockter; Ertelt; Fegley; Fisher; Guggisberg; Hager; Hagert; Hanson; Hatlestad; Headland; Heinert; 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; Skroch; Steiner; Stemen; Thomas; Toman; Trottier; Tveit; Vetter; Vigasaa; Weisz; Westlind; Zubke; Speaker Koppelman, K.

NAYS: Christensen; Hoverson

ABSENT AND NOT VOTING: Boe; Schobinger; Strinden

HB 1492 passed and the emergency clause was declared carried.

SECOND READING OF HOUSE BILL

HB 1243: A BILL for an Act to create and enact a new section to chapter 54-62 of the North Dakota Century Code, relating to requiring office of faith-based and community initiatives to establish an outreach and educational program for clergy regarding mental health; and to provide for a legislative management report.

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 5 YEAS, 86 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Anderson, P.; Dobervich; Hager; Ista; Mitskog

NAYS: Adams; Anderson, B.; Anderson, D.; Becker; Bellew; Beltz; Bosch; Boschee; Brandenburg; Buffalo; Christensen; Cory; Damschen; Delzer; Devlin; Dockter; Ertelt; Fegley; Fisher; Guggisberg; Hager; Hanson; 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; Schneider; Schreiber-Beck; Simons; Skroch; Steiner; Stemen; Thomas; Toman; Trotter; Tveit; Vetter; Vigasaa; Weisz; Westlind; Zubke; Speaker Koppelman, K.

ABSENT AND NOT VOTING: Boe; Schobinger; Strinden

HB 1243 failed.

SECOND READING OF HOUSE BILL

HB 1093: A BILL for an Act to amend and reenact section 26.1-21-08 of the North Dakota Century Code, relating to the audit of state bonding coverage.

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; 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; Skroch; Steiner; Stemen; Thomas; Toman; Trotter; Tveit; Vetter; Vigasaa; Weisz; Westlind; Zubke; Speaker Koppelman, K.

ABSENT AND NOT VOTING: Boe; Schobinger; Strinden

HB 1093 passed.

SECOND READING OF HOUSE BILL

HB 1188: A BILL for an Act to amend and reenact section 15.1-02-16 of the North Dakota Century Code, relating to a certificate of completion for special education technicians; and to declare an emergency.

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 88 YEAS, 3 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; 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, M.; Sanford; Satrom; Schauer; Schmidt; Schneider; Schreiber-Beck; Simons; Steiner; Stemen; Thomas; Toman; Trottier; Tveit; Vetter; Vigasaa; Weisz; Westlind; Zubke; Speaker Koppelman, K.

NAYS: Ruby, D.; Schatz; Skroch

ABSENT AND NOT VOTING: Boe; Schobinger; Strinden

Engrossed HB 1188 passed and the emergency clause was declared carried.

SECOND READING OF HOUSE BILL

HB 1347: A BILL for an Act to amend and reenact section 50-11.1-13.1 of the North Dakota Century Code, relating to a penalty for the provision of early childhood services.

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 81 YEAS, 10 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Bellew; Beltz; Bosch; Boschee; Brandenburg; Buffalo; Cory; Damschen; Devlin; Dobervich; Dockter; Fegley; Fisher; Guggisberg; Hager; Hagert; Hanson; Headland; Heinert; Howe; Ista; Johnson, D.; Johnson, M.; Jones; Kading; Karls; Kasper; 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; Schreiber-Beck; Steiner; Stemen; Thomas; Toman; Trottier; Tveit; Vigasaa; Weisz; Westlind; Zubke; Speaker Koppelman, K.

NAYS: Becker; Christensen; Delzer; Ertelt; Hatlestad; Hoverson; Magrum; Simons; Skroch; Vetter

ABSENT AND NOT VOTING: Boe; Schobinger; Strinden

Engrossed HB 1347 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: HCR 3008, HCR 3013.

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 1118, HB 1175.

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

MR. SPEAKER: The Senate has passed, and your favorable consideration is requested on: SB 2200, SB 2220, SB 2269, SB 2277.

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 2281.

MOTION

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

MOTION

REP. LOUSER MOVED that the House be on the Fourth, Fifth, Ninth, and Thirteenth orders

of business and at the conclusion of those orders, the House stand adjourned until 1:00 p.m., Tuesday, February 9, 2021, which motion prevailed on a voice vote.

REPORT OF STANDING COMMITTEE

HB 1119: Government and Veterans Affairs Committee (Rep. Kasper, Chairman) recommends **DO NOT PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1119 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1161: Government and Veterans Affairs Committee (Rep. Kasper, Chairman) recommends **DO PASS** (10 YEAS, 3 NAYS, 1 ABSENT AND NOT VOTING). HB 1161 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1171: Government and Veterans Affairs Committee (Rep. Kasper, Chairman) recommends **DO NOT PASS** (12 YEAS, 1 NAY, 1 ABSENT AND NOT VOTING). HB 1171 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1173: Government and Veterans Affairs Committee (Rep. Kasper, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1173 was placed on the Sixth order on the calendar.

Page 2, line 26, remove the overstrike over "~~the effect~~"

Page 2, line 26, remove "all significant effects"

Page 2, line 29, remove the overstrike over "effect"

Page 2, line 29, remove "effects"

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1198: Government and Veterans Affairs Committee (Rep. Kasper, Chairman) recommends **DO PASS** (11 YEAS, 2 NAYS, 1 ABSENT AND NOT VOTING). HB 1198 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1231: Government and Veterans Affairs Committee (Rep. Kasper, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (9 YEAS, 3 NAYS, 2 ABSENT AND NOT VOTING). HB 1231 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 provide for a legislative management study regarding the benefits of investing legacy fund moneys locally."

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. LEGISLATIVE MANAGEMENT STUDY - INVESTMENT OF LEGACY FUND. During the 2021-22 interim, the legislative management shall consider studying the benefits of investing legacy fund moneys locally before investing any moneys outside the state. The legislative management shall report its findings and recommendations, together with any legislation required to implement the recommendations to the sixty-eighth legislative assembly."

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1238: Government and Veterans Affairs Committee (Rep. Kasper, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (10 YEAS, 3 NAYS, 1 ABSENT AND NOT VOTING). HB 1238 was placed on the Sixth order on the calendar.

Page 1, line 19, replace "voting" with "polling"

Page 1, line 20, remove "However, if a legislative district"

Page 1, remove lines 21 through 24

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1280: Government and Veterans Affairs Committee (Rep. Kasper, Chairman) recommends **DO NOT PASS** (13 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). HB 1280 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1312: Government and Veterans Affairs Committee (Rep. Kasper, Chairman) recommends **DO NOT PASS** (12 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING). HB 1312 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1315: Transportation Committee (Rep. D. Ruby, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (8 YEAS, 6 NAYS, 0 ABSENT AND NOT VOTING). HB 1315 was placed on the Sixth order on the calendar.

Page 2, line 1, replace "An" with "Except as otherwise authorized by law, an"

Page 2, line 3, after the underscored period insert "This section does not apply to department of transportation highway operations."

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1341: Industry, Business and Labor Committee (Rep. Lefor, Chairman) recommends **DO NOT PASS** (12 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING). HB 1341 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1360: Government and Veterans Affairs Committee (Rep. Kasper, Chairman) recommends **DO NOT PASS** (12 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING). HB 1360 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1376: Industry, Business and Labor Committee (Rep. Lefor, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (11 YEAS, 2 NAYS, 1 ABSENT AND NOT VOTING). HB 1376 was placed on the Sixth order on the calendar.

Page 2, line 1, replace "July 31" with "March 1"

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1417: Government and Veterans Affairs Committee (Rep. Kasper, Chairman) recommends **DO PASS** (11 YEAS, 1 NAY, 2 ABSENT AND NOT VOTING). HB 1417 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1424: Government and Veterans Affairs Committee (Rep. Kasper, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (10 YEAS, 2 NAYS, 2 ABSENT AND NOT VOTING). HB 1424 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 provide for a legislative management study regarding compensation and expense reimbursement of members of the legislative assembly."

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**SECTION 1. LEGISLATIVE MANAGEMENT STUDY - COMPENSATION AND REIMBURSEMENT OF MEMBERS OF THE LEGISLATIVE ASSEMBLY.**

During the 2021-22 interim, the legislative management shall consider studying compensation and expense reimbursement for members of the legislative assembly, including consideration of providing meal expense reimbursement during legislative sessions. The study must include a review of legislative compensation and expense reimbursement policies of other states. The legislative management shall report its findings and recommendations, together with any legislation required to implement the recommendations, to the sixty-eighth legislative assembly."

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1434: Industry, Business and Labor Committee (Rep. Lefor, Chairman) recommends **DO NOT PASS** (12 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING). HB 1434 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1440: Industry, Business and Labor Committee (Rep. Lefor, Chairman) recommends **DO NOT PASS** (11 YEAS, 3 NAYS, 0 ABSENT AND NOT VOTING). HB 1440 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1455: Energy and Natural Resources Committee (Rep. Porter, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1455 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 amend and reenact section 49-22-04 of the North Dakota Century Code, relating to ten-year plans.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. AMENDMENT. Section 49-22-04 of the North Dakota Century Code is amended and reenacted as follows:

49-22-04. Ten-year plans - Contents.

1. Each utility that owns or operates, or plans within the next ten years to own, operate, or start construction on any facility shall develop a ten-year plan as specified in this section and submit the plan to the commission. Each utility shall file an updated plan on or before July first of each even-numbered year after the year of its initial submission. The ten-year plan may be appropriate portions of a single regional plan or may be jointly prepared and submitted by two or more utilities and must contain the following information:
- 4- a. A description of the general location, size, and type of all facilities to be owned or operated by the utility during the ensuing ten years, as well as those facilities to be removed from service during the ten-year period.
- 2- b. An identification of the location of the tentative preferred site for all electric energy conversion facilities and the tentative location of all electric transmission facilities on which construction is intended to be commenced within the ensuing five years and such other information as may be required by the commission. The site and corridor identification shall be made in compliance with the criteria published by the commission pursuant to section 49-22-05.1.

- 3- c. A description of the efforts by the utility to coordinate the plan with other utilities so as to provide a coordinated regional plan for meeting the utility needs of the region.
 - 4- d. A description of the efforts to involve environmental protection and land-use planning agencies in the planning process, as well as other efforts to identify and minimize environmental problems at the earliest possible stage in the planning process.
 - 5- e. A statement of the projected demand for the service rendered by the utility for the ensuing ten years and the underlying assumptions for the projection, with that information being as geographically specific as possible, and a description of the manner and extent to which the utility will meet the projected demands.
 - 6- f. Any other relevant information as may be requested by the commission. Upon receipt of the ten-year plans the commission shall proceed to assess the impact of the development proposed within the state to ensure that energy conversion facilities and transmission facilities will be sited in an orderly manner compatible with environmental preservation and efficient use of resources.
2. If not previously disclosed in a ten-year plan filing pursuant to subdivision a of subsection 1, the utility owner or operator of an electric energy conversion facility shall notify the commission and the auditor of the county in which the facility is located if the owner or operator considers removing an electric energy conversion facility from service. Upon notice of the removal from service, the commission may request the owner or operator provide the commission with any applicable reliability study developed with a regional transmission organization in conjunction with the considered removal from service and may accept public comment in a format prescribed by the commission."

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1475: Agriculture Committee (Rep. D. Johnson, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1475 was placed on the Sixth order on the calendar.

Page 1, line 1, replace the first "a" with "two"

Page 1, line 1, replace the first "section" with "sections"

Page 1, line 1, replace "4.1-01" with "4.1-01.1"

Page 1, line 5, replace "4.1-01" with "4.1-01.1"

Page 1, line 7, remove "- **Advisory board**"

Page 1, line 9, replace "2" with "3"

Page 1, line 13, replace "agriculture innovation fund advisory board" with "agricultural products utilization commission"

Page 1, line 14, remove "As appointed by the governor based on recommendations from agricultural"

Page 1, remove lines 15 through 24

Page 2, remove lines 1 through 3

Page 2, line 4, remove "4."

Page 2, line 4, replace "agriculture innovation fund advisory board" with "agricultural products utilization commission"

Page 2, line 8, remove "real property and"

Page 2, line 9, replace "to provide working capital" with "to construct infrastructure. Grants received under this section may not exceed thirty-five percent of the total cost of the project"

Page 2, line 9, remove "agriculture innovation fund advisory"

Page 2, line 10, replace "board" with "agricultural products utilization commission"

Page 2, line 12, replace "advisory board" with "agricultural products utilization commission"

Page 2, line 14, replace "5." with "3."

Page 2, line 16, remove "advisory board"

Page 2, line 17, replace "and agriculture commissioner" with "agricultural products utilization commission"

Page 2, after line 24, insert:

"SECTION 2. A new section to chapter 4.1-01.1 of the North Dakota Century Code is created and enacted as follows:

Agriculture innovation fund - Access to records.

1. To the extent the agricultural products utilization commission determines the materials or data provided under section 1 of this Act consist of trade secrets or commercial, financial, or proprietary information of individuals or entities applying for loans or grants with the commission, materials and data submitted to, made by, or received by the commission, are not public records subject to section 44-04-18 and section 6 of article XI of the Constitution of North Dakota, and are subject to section 44-04-18.4.
2. A person may file a request with the commission to have material designated as confidential under subsection 1. The request must contain any information required by the commission and must include at least the following:
 - a. A general description of the nature of the information sought to be protected.
 - b. An explanation of why the information derives independent economic value, actual or potential, from not being generally known to other persons.
 - c. An explanation of why the information is not readily ascertainable by proper means of other persons.
 - d. A general description of any person that may obtain economic value from disclosure or use of the information, and how the person may obtain this value.
 - e. A description of the efforts used to maintain the secrecy of the information.
3. Any request under subsection 2 is confidential. The commission shall examine the request and determine whether the information is relevant to the matter at hand and is a trade secret under the definition in section 47-25.1-01 or 44-04-18.4. If the commission determines the information is either not relevant or not a trade secret, the commission shall notify the requester and the requester may ask for the return of the information and

the request within ten days of the notice. If no return is sought, the information and request are public record.

4. The names or identities of independent technical reviewers on a project or program are confidential, may not be disclosed by the commission, and are not public records subject to section 44-04-18 or section 6 of article XI of the Constitution of North Dakota."

Page 2, line 31, after "Act" insert "until the amount transferred to the agriculture innovation fund totals one hundred fifty million dollars. After the transfers to the agriculture innovation fund under this section total one hundred fifty million dollars, the state treasurer shall transfer immediately any amounts designated for the agriculture innovation fund to the legacy fund to become part of the principal"

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1487: Agriculture Committee (Rep. D. Johnson, Chairman) recommends **DO NOT PASS** (11 YEAS, 2 NAYS, 1 ABSENT AND NOT VOTING). HB 1487 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1499: Government and Veterans Affairs Committee (Rep. Kasper, Chairman) recommends **DO NOT PASS** (12 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING). HB 1499 was placed on the Eleventh order on the calendar.

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

Buell J. Reich, Chief Clerk

