

JOURNAL OF THE HOUSE**Sixty-seventh Legislative Assembly**

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Bismarck, April 13, 2021

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

The prayer was offered by Pastor Steve Davenport, Temple Baptist Church, Jamestown.

The roll was called and all members were present except Representative Toman.

A quorum was declared by the Speaker.

SIXTH ORDER OF BUSINESS

SPEAKER K. KOPPELMAN DEEMED approval of the amendments to Engrossed SB 2011.

Engrossed SB 2011, as amended, was placed on the Fourteenth order of business on the calendar.

APPOINTMENT OF CONFERENCE COMMITTEE

REP. LOUSER MOVED that the Speaker appoint a committee of three to act with a like committee from the Senate as a Conference Committee on SB 2043 and SB 2247, which motion prevailed on a voice vote.

THE SPEAKER APPOINTED as a Conference Committee on:

SB 2043: Reps. Steiner, Louser, B. Koppelman

SB 2247: Reps. Louser, D. Ruby, Adams

SECOND READING OF SENATE BILL

SB 2014: A BILL for an Act to provide an appropriation for defraying the expenses of the industrial commission and the agencies under its control; to create and enact subsections 7 and 8 of section 54-17-07.3 of the North Dakota Century Code, relating to housing finance agency programs; to amend and reenact section 6-09.4-05.1, subsection 6 of section 17-05-08, subsection 1 of section 38-22-14, and subsection 1 of section 38-22-15 of the North Dakota Century Code, relating to transmission authority projects and carbon dioxide storage fees; to repeal section 54-17-07.12 of the North Dakota Century Code, relating to the housing finance agency participating as a wholesale servicing mortgage lender; to provide for a transfer; to provide an exemption; to provide a statement of legislative intent; to provide for a study; and to provide for a legislative management report.

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, 10 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Beltz; Boe; Bosch; Boschee; Brandenburg; Buffalo; Cory; Damschen; Delzer; Devlin; Dobervich; Dockter; Fegley; Fisher; Guggisberg; Hager; Hagert; Hanson; Hatlestad; Hauck; Headland; Heinert; Howe; Ista; Johnson, D.; Johnson, M.; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Klemin; 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, M.; Sanford; Satrom; Schatz; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Steiner; Stemen; Strinden; Thomas; Trottier; Tveit; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Koppelman, K.

NAYS: Becker; Bellew; Christensen; Ertelt; Hoverson; Koppelman, B.; Magrum; Ruby, D.; Skroch; Toman

Engrossed SB 2014, as amended, passed.

SECOND READING OF SENATE BILL

SB 2020: A BILL for an Act to provide an appropriation for defraying the expenses of the North Dakota state university extension service, northern crops institute, upper great plains transportation institute, main research center, branch research centers, and agronomy seed farm; to provide for a report; and to provide an exemption.

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, 13 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

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

NAYS: Becker; Bellew; Christensen; Delzer; Ertelt; Hoverson; Koppelman, B.; Magrum; Marshall; Paur; Rohr; Toman; Speaker Koppelman, K.

Engrossed SB 2020, as amended, passed.

SECOND READING OF SENATE BILL

SB 2011: A BILL for an Act to provide an appropriation for defraying the expenses of the highway patrol; to provide a report; to provide for a transfer; to provide an exemption; 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 90 YEAS, 4 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Becker; Beltz; Boe; Bosch; Boschee; Brandenburg; Buffalo; Christensen; Cory; Damschen; Delzer; Devlin; Dobervich; Dockter; Fegley; Fisher; Guggisberg; Hager; Hagert; Hanson; Hatlestad; Hauck; Headland; Heinert; Hoverson; Howe; Ista; Johnson, D.; Johnson, M.; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Klemin; Koppelman, B.; Kreidt; Lefor; Longmuir; Louser; 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; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Skroch; Steiner; Stemen; Strinden; Thomas; Toman; Trottier; Tveit; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Koppelman, K.

NAYS: Bellew; Ertelt; Magrum; Schatz

Engrossed SB 2011, as amended, passed and the emergency clause was declared carried.

CONSIDERATION OF MESSAGE FROM THE SENATE

REP. SCHREIBER-BECK MOVED that the House do concur in the Senate amendments to Engrossed HB 1478 as printed on HJ page 1249, which motion prevailed on a voice vote.

Engrossed HB 1478, as amended, was placed on the Eleventh order of business.

SECOND READING OF HOUSE BILL

HB 1478: A BILL for an Act to create and enact a new section to chapter 15.1-07 of the North Dakota Century Code, relating to alternative education opportunities outside the classroom for course credit; and to provide for a legislative management report.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 89 YEAS, 5 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

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

NAYS: Bellew; Delzer; Magrum; Rohr; Schatz

Reengrossed HB 1478 passed.

CONSIDERATION OF MESSAGE FROM THE SENATE

REP. SCHMIDT MOVED that the House do concur in the Senate amendments to HB 1353 as printed on HJ pages 1341-1342, which motion prevailed on a voice vote.

HB 1353, as amended, was placed on the Eleventh order of business.

SECOND READING OF HOUSE BILL

HB 1353: A BILL for an Act to create and enact sections 61-03-01.1, 61-03-01.2, and 61-03-01.3 of the North Dakota Century Code, relating to the establishment of the department of water resources and powers and duties of the director of the department of water resources; to amend and reenact subsection 1 of section 4.1-01-18, sections 4.1-35-01 and 4.1-35-04, subsection 3 of section 4.1-35-05, section 11-33.2-12.1, subsection 1 of section 23.1-01-02, sections 23.1-08-13, 23.1-11-06, 23.1-11-10, 23.1-11-11, 24-03-06, 24-03-08, and 24-06-26.1, subsection 2 of section 37-17.1-11, subsection 12 of section 38-14.1-03, subdivision n of subsection 1 of section 38-14.1-14, subsection 2 of section 38-14.1-21, subsection 7 of section 38-14.1-24, subsection 1 of section 38-14.1-25, subsection 1 of section 38-23-08, and subsection 11 of section 40-50.1-01, section 43-35-03, subsection 1 of section 54-57-03, sections 57-02-08.6 and 57-28-09, subsection 4 of section 61-01-01, sections 61-01-03, 61-01-05, 61-01-06, 61-01-25, 61-02-05, 61-02-14.2, 61-02-23.3, 61-02-26, 61-02-27, 61-02-30, 61-02-32, 61-02-33, 61-02-41, 61-02-68.10, 61-02.1-01, 61-03-03, 61-03-04, 61-03-06, 61-03-08, 61-03-10, 61-03-12, 61-03-13, 61-03-14, 61-03-15, 61-03-16, 61-03-17, 61-03-18, 61-03-19, 61-03-20, 61-03-21, 61-03-21.1, 61-03-21.2, 61-03-21.3, 61-03-21.4, 61-03-22, 61-03-23, 61-03-24, 61-03-25, and 61-04-01, subsection 1 of section 61-04-01.1 and subsection 15 of section 61-04-01.1, sections 61-04-02, 61-04-02.1, 61-04-02.2, 61-04-03, 61-04-03.1, 61-04-04, 61-04-04.1, 61-04-04.2, 61-04-04.3, 61-04-05, 61-04-05.1, 61-04-06, 61-04-06.1, 61-04-06.2, 61-04-06.3, 61-04-07.2, 61-04-07.3, 61-04-09, 61-04-11, 61-04-12, 61-04-14, 61-04-15, 61-04-15.2, 61-04-15.3, 61-04-15.4, and 61-04-23, subsection 1 of section 61-04-24, sections 61-04-25, 61-04-26, 61-04-27, 61-04-28, 61-04-29, 61-04-30, 61-04-31, and 61-04.1-04, subsection 3 of section 61-05-01, sections 61-05-07, 61-05-08, 61-05-09, 61-05-10, 61-05-11, 61-05-12, 61-05-13, 61-05-14, 61-05-15, 61-05-16, 61-05-17, 61-05-18, 61-05-19, 61-05-20, 61-06-01, 61-06-03, 61-06-04, 61-06-05, 61-06-19, 61-07-08, 61-07-19, 61-07-27, 61-09-02, 61-10-27, 61-10-30, 61-10-35, 61-10-37, 61-11-04, 61-11-08, 61-11-09, 61-11-15, 61-12-46, 61-14-01, 61-14-03, 61-14-06, 61-14-07, 61-14-13, 61-15-03, 61-15-09, and 61-16-06.1, subsection 1 of section 61-16.1-09.1, sections 61-16.1-23, 61-16.1-37, 61-16.1-38, 61-16.1-39, 61-16.1-53.1, 61-16.2-01,

61-16.2-02, 61-16.2-03, 61-16.2-04, and 61-16.2-05, subsection 1 of section 61-16.2-09, sections 61-16.2-11, 61-16.2-13, 61-16.2-14, 61-20-02, 61-20-03, 61-20-06, 61-20-07, 61-21-02.1, 61-21-22, 61-21-34, 61-24-07, 61-24.3-01, 61-24.5-01, 61-24.5-18, 61-24.6-01, 61-24.6-02, 61-24.6-03, 61-24.6-05, 61-24.8-01, 61-24.8-18, and 61-29-04, subsection 6 of section 61-31-02, and sections 61-32-03, 61-32-03.1, 61-32-08, 61-33-01, 61-33-01.1, 61-33-02, 61-33-03, 61-33-05, 61-33-05.1, 61-33-07, 61-33-08, 61-33-09, 61-33-10, 61-33.1-07, 61-34-01, 61-34-04, 61-35-01, 61-35-02, 61-35-02.1, 61-35-04, 61-35-05, 61-35-07, 61-35-08, 61-35-16, 61-35-18, 61-35-20, 61-35-21, 61-35-22, 61-35-23, 61-35-25, 61-35-63, 61-38-01, 61-38-02, 61-38-03, 61-38-04, 61-38-05, 61-38-06, 61-38-07, 61-38-08, 61-38-09, 61-38-10, 61-38-11, 61-39-01, and 61-40-07 of the North Dakota Century Code, relating to the powers and duties of the department of water resources and the state engineer and updates to statutory language; and to repeal sections 61-03-01, 61-03-02, and 61-03-05.1 of the North Dakota Century Code, relating to the powers and duties of the state engineer and the water use fund.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 89 YEAS, 5 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Becker; Bellew; Beltz; Boe; Bosch; Boschee; Brandenburg; Christensen; Cory; Damschen; Delzer; Devlin; Dobervich; Dockter; Fegley; Fisher; Guggisberg; Hager; Hagert; Hanson; Hatlestad; Hauck; Headland; Heinert; Hoverson; Howe; Ista; Johnson, D.; Johnson, M.; Jones; Kading; 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; Schobinger; Schreiber-Beck; Skroch; Steiner; Stemen; Strinden; Thomas; Toman; Trottier; Tveit; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Koppelman, K.

NAYS: Buffalo; Ertelt; Karls; Magrum; Paur

Engrossed HB 1353 passed.

CONSIDERATION OF MESSAGE FROM THE SENATE

REP. WEISZ MOVED that the House do concur in the Senate amendments to Engrossed HB 1033 as printed on HJ page 1249, which motion prevailed on a voice vote.

Engrossed HB 1033, as amended, was placed on the Eleventh order of business.

SECOND READING OF HOUSE BILL

HB 1033: A BILL for an Act to amend and reenact section 19-02.1-14.3 of the North Dakota Century Code, relating to prescribing of biosimilar drugs.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 94 YEAS, 0 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Becker; Bellew; Beltz; Boe; Bosch; Boschee; Brandenburg; Buffalo; Christensen; Cory; Damschen; Delzer; Devlin; Dobervich; Dockter; Ertelt; Fegley; Fisher; Guggisberg; Hager; Hagert; Hanson; Hatlestad; Hauck; 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; Schobinger; Schreiber-Beck; Skroch; Steiner; Stemen; Strinden; Thomas; Toman; Trottier; Tveit; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Koppelman, K.

Reengrossed HB 1033 passed.

CONSIDERATION OF MESSAGE FROM THE SENATE

REP. WEISZ MOVED that the House do concur in the Senate amendments to Engrossed HB 1347 as printed on HJ page 1316, which motion prevailed on a voice vote.

Engrossed HB 1347, as amended, was placed on the Eleventh order of business.

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, the roll was called and there were 90 YEAS, 4 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Bellew; Beltz; Boe; Bosch; Boschee; Brandenburg; Buffalo; Cory; Damschen; Delzer; Devlin; Dobervich; Dockter; Fegley; Fisher; Guggisberg; Hager; Hagert; Hanson; Hatlestad; Hauck; 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; Paur; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Skroch; Steiner; Stemen; Strinden; Thomas; Toman; Trottier; Tveit; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Koppelman, K.

NAYS: Becker; Christensen; Ertelt; Magrum

Reengrossed HB 1347 passed.

CONSIDERATION OF MESSAGE FROM THE SENATE

REP. WEISZ MOVED that the House do concur in the Senate amendments to Engrossed HB 1205 as printed on HJ page 1314, which motion prevailed on a voice vote.

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

SECOND READING OF HOUSE BILL

HB 1205: A BILL for an Act to create and enact chapter 23-51 of the North Dakota Century Code, relating to establishing the maternal mortality review committee; to provide for a continuing appropriation; and to provide for a report to the legislative management and other agencies.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 94 YEAS, 0 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Becker; Bellew; Beltz; Boe; Bosch; Boschee; Brandenburg; Buffalo; Christensen; Cory; Damschen; Delzer; Devlin; Dobervich; Dockter; Ertelt; Fegley; Fisher; Guggisberg; Hager; Hagert; Hanson; Hatlestad; Hauck; 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; Schobinger; Schreiber-Beck; Skroch; Steiner; Stemen; Strinden; Thomas; Toman; Trottier; Tveit; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Koppelman, K.

Reengrossed HB 1205 passed.

CONSIDERATION OF MESSAGE FROM THE SENATE

REP. D. RUBY MOVED that the House do concur in the Senate amendments to Reengrossed HB 1072 as printed on HJ page 1359, which motion prevailed on a voice vote.

Reengrossed HB 1072, as amended, was placed on the Eleventh order of business.

SECOND READING OF HOUSE BILL

HB 1072: A BILL for an Act to create and enact a new section to chapter 39-06 of the North Dakota Century Code, relating to electronic motor vehicle operator's licenses; and to amend and reenact section 39-06-16 of the North Dakota Century Code, relating to carrying an operator's license and exhibiting the license on demand.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 81 YEAS, 13 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Beltz; Bosch; Boschee; Brandenburg; Buffalo; Cory; Damschen; 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; Paulson; Paur; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Steiner; Stemen; Strinden; Thomas; Toman; Trottier; Tveit; Weisz; Westlind; Zubke; Speaker Koppelman, K.

NAYS: Becker; Bellew; Boe; Christensen; Delzer; Devlin; Hauck; Hoverson; Owens; Schatz; Skroch; Vetter; Vigasaa

Reengrossed HB 1072 passed.

CONSIDERATION OF MESSAGE FROM THE SENATE

REP. PORTER MOVED that the House do concur in the Senate amendments to Engrossed HB 1059 as printed on HJ page 1072, which motion prevailed on a voice vote.

Engrossed HB 1059, as amended, was placed on the Eleventh order of business.

SECOND READING OF HOUSE BILL

HB 1059: A BILL for an Act to amend and reenact subsection 1 of section 49-23-06 of the North Dakota Century Code, relating to requiring an excavator to call 911 upon damage to a facility that releases any flammable toxic or corrosive gas.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 93 YEAS, 1 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

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

NAYS: Magrum

Reengrossed HB 1059 passed.

ANNOUNCEMENT

SPEAKER K. KOPPELMAN ANNOUNCED that the House stand in recess until 12:30 p.m.

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

APPOINTMENT OF CONFERENCE COMMITTEE

REP. LOUSER MOVED that the Speaker appoint a committee of three to act with a like committee from the Senate as a Conference Committee on Engrossed SB 2161 and Engrossed SB 2248, which motion prevailed on a voice vote.

THE SPEAKER APPOINTED as a Conference Committee on:

Engrossed SB 2161: Reps. Beltz, Westlind, M. Ruby

Engrossed SB 2248: Reps. Rohr, Skroch, Schneider

CORRECTION AND REVISION OF THE JOURNAL

MR. SPEAKER: Your **Committee on Correction and Revision of the Journal (Rep. Bellew, Chairman)** has carefully examined the Journal of the Fifty-seventh Day and recommends that it be corrected as follows and when so corrected, recommends that it be approved:

Page 1381, after line 10, insert:

"Pursuant to Article V, Section 9 of the North Dakota Constitution, I have vetoed House Bill 1378 and return it to the House. Article IV of the North Dakota Constitution clearly states that members of the legislative assembly are to "meet in the seat of government in the month of December following the election of its members, thereof for organizational and orientation purposes." At the conclusion of the organizational session, the legislative assembly "shall thereafter recess until twelve noon on the first Tuesday after the third day in January, or at such other time as may be prescribed by law but not later than the eleventh day in January." House Bill 1378 attempts to circumvent the Constitution by allowing members of the legislative assembly to introduce, consider and vote on bills and resolutions in December of even-numbered years, as they would during the regular session that begins in January of odd-numbered years. Introducing and acting on bills and resolutions is beyond the scope of the December "organizational and orientation purposes" as stated in the Constitution. Currently, the North Dakota Century Code contains language that mirrors the Constitution, stating that after the December organizational session, the legislative assembly "shall thereafter recess" until January. House Bill 1378 attempts to sidestep the Constitution by replacing this explicitly mirrored language with conflicting direction that the assembly "then may recess" until January. House Bill 1378 could have serious consequences. For example, because a newly elected governor and lieutenant governor, per the Constitution, are not sworn in until Dec. 15, House Bill 1378 could result in a new legislative assembly – including newly elected members – casting votes on new legislation in early December, to be acted upon by an outgoing governor just days before leaving office and before the new governor has an opportunity to consider the legislation. Legislation worth considering in December should still be worth considering in January. The existing process for convening a new legislative assembly as outlined in the North Dakota Constitution has served this state and its citizens well for decades and should remain intact. For the reasons stated above, House Bill 1378 is vetoed."

REP. BELLEW MOVED that the report be adopted, which motion prevailed on a voice vote.

COMMUNICATION FROM GOVERNOR DOUG BURGUM

This is to inform you that on April 12, 2021, I have signed the following: HB 1093, HB 1107, HB 1112, HB 1130, HB 1137, HB 1168, HB 1185, HB 1187, HB 1393, HB 1436, HB 1459, and HB 1480.

CONSIDERATION OF CONFERENCE COMMITTEE REPORT

REP. ZUBKE MOVED that the conference committee report on HB 1074 as printed on HJ page 1582 be adopted, which motion prevailed on a voice vote.

CONSIDERATION OF CONFERENCE COMMITTEE REPORT

REP. M. RUBY MOVED that the conference committee report on Engrossed HB 1096 as printed on HJ page 1582 be adopted, which motion prevailed on a voice vote.

CONSIDERATION OF CONFERENCE COMMITTEE REPORT

REP. PAUR MOVED that the conference committee report on Engrossed HB 1502 as printed on HJ page 1622 be adopted, which motion prevailed on a voice vote.

CONSIDERATION OF CONFERENCE COMMITTEE REPORT

REP. ROERS JONES MOVED that the conference committee report on Engrossed HB 1117 as printed on HJ page 1621 be adopted, which motion prevailed on a voice vote.

CONSIDERATION OF CONFERENCE COMMITTEE REPORT

REP. CHRISTENSEN MOVED that the conference committee report on HB 1148 as printed on HJ pages 1580-1581 be adopted, which motion prevailed on a voice vote.

HB 1148, as amended, was placed on the Eleventh order of business.

SECOND READING OF HOUSE BILL

HB 1148: A BILL for an Act to create and enact a new section to chapter 39-10.1 of the North Dakota Century Code, relating to electric bicycle regulations, manufacturing, and operations; to amend and reenact sections 39-01-01, 39-05-02.2, and 39-10.1-08, subsection 5 of section 39-16-01, subsection 2 of section 39-29-01, and subsection 2 of section 57-40.3-01 of the North Dakota Century Code, relating to the requirements for electric bicycles distributed, manufactured, and operated in the state; and to provide a penalty.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 93 YEAS, 1 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

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

NAYS: Ertelt

Engrossed HB 1148 passed.

CONSIDERATION OF CONFERENCE COMMITTEE REPORT

REP. BELTZ MOVED that the conference committee report on Engrossed HB 1045 as printed on HJ pages 1581-1582 be adopted, which motion prevailed on a voice vote.

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

SECOND READING OF HOUSE BILL

HB 1045: A BILL for an Act to create and enact three new sections to chapter 4.1-18.1 of the North Dakota Century Code, relating to prohibited acts and the commissioner's authority to charge fees for industrial hemp testing and to set the tetrahydrocannabinol concentration level; to amend and reenact section 4.1-18.1-01 and subsection 1 of section 4.1-18.1-05 of the North Dakota Century Code, relating to industrial hemp; and to declare an emergency.

ROLL CALL

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

was called and there were 92 YEAS, 2 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Becker; Beltz; Boe; Bosch; Boschee; Brandenburg; Buffalo; Christensen; Cory; Damschen; Delzer; Devlin; Dobervich; Dockter; Fegley; Fisher; Guggisberg; Hager; Hagert; Hanson; Hatlestad; Hauck; 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; Schobinger; Schreiber-Beck; Skroch; Steiner; Stemen; Strinden; Thomas; Toman; Trottier; Tveit; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Koppelman, K.

NAYS: Bellew; Ertelt

Reengrossed HB 1045 passed and the emergency clause was declared carried.

CONSIDERATION OF CONFERENCE COMMITTEE REPORT

REP. M. NELSON MOVED that the conference committee report on HB 1371 as printed on HJ page 1582 be adopted, which motion failed on a voice vote.

CONSIDERATION OF CONFERENCE COMMITTEE REPORT

REP. ROHR MOVED that the conference committee report on HB 1254 as printed on HJ page 1622 be adopted, which motion prevailed on a voice vote.

HB 1254, as amended, was placed on the Eleventh order of business.

SECOND READING OF HOUSE BILL

HB 1254: A BILL for an Act to provide for a legislative management study of the types of spousal support ordered by the district court.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 71 YEAS, 23 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

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

NAYS: Adams; Anderson, P.; Bellew; Boschee; Buffalo; Christensen; Delzer; Devlin; Dobervich; Guggisberg; Hager; Hanson; Hoverson; Johnson, M.; Karls; Mitskog; Monson; Nelson, M.; Pollert; Ruby, D.; Schobinger; Tveit; Vigesaa

Engrossed HB 1254 passed.

CONSIDERATION OF CONFERENCE COMMITTEE REPORT

REP. NEHRING MOVED that the conference committee report on Engrossed HB 1175 as printed on HJ page 1621 be adopted, which motion prevailed on a voice vote.

Engrossed HB 1175, as amended, was placed on the Eleventh order of business.

SECOND READING OF HOUSE BILL

HB 1175: A BILL for an Act to create and enact a new chapter to title 32 of the North Dakota

Century Code, relating to business immunity from COVID-19 liability claims; to provide for retroactive application; and to declare an emergency.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 79 YEAS, 15 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

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

NAYS: Adams; Anderson, P.; Boschee; Buffalo; Dobervich; Ertelt; Guggisberg; Hager; Hanson; Hoverson; Ista; Keiser; Magrum; Nelson, M.; Schneider

Reengrossed HB 1175 passed and the emergency clause was declared carried.

CONSIDERATION OF CONFERENCE COMMITTEE REPORT

REP. HANSON MOVED that the conference committee report on Engrossed SB 2048 as printed on HJ page 1622 be adopted, which motion prevailed on a voice vote.

CONSIDERATION OF CONFERENCE COMMITTEE REPORT

REP. KARLS MOVED that the conference committee report on SB 2117 as printed on HJ page 1622 be adopted, which motion prevailed on a voice vote.

REPORT OF STANDING COMMITTEE

SB 2003, as engrossed: Appropriations Committee (Rep. Delzer, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (17 YEAS, 3 NAYS, 1 ABSENT AND NOT VOTING). Engrossed SB 2003 was placed on the Sixth order on the calendar.

Page 1, line 2, remove "section 15-18.2-06.1 and"

Page 1, line 3, remove "a higher education funding formula minimum amount"

Page 1, line 4, remove "payable and"

Page 1, line 4, after "reenact" insert "subdivision c of subsection 1 of section 15-10-48,"

Page 1, line 5, remove the first "and"

Page 1, line 6, after "Code" insert "and section 2 of chapter 53 of the 2019 Session Laws"

Page 1, line 6, after "to" insert "matching grants for the advancement of academics,"

Page 1, line 6, replace "and" with a comma

Page 1, line 7, after "appropriations" insert ", and appropriations for higher education capital projects"

Page 1, line 7, remove "to amend and reenact section 2 of chapter 53 of the"

Page 1, line 8, remove "2019 Session Laws, relating to appropriations for higher education capital projects;"

Page 1, line 8, after "repeal" insert "subdivision d of subsection 1 of section 15-10-48, and"

Page 1, line 9, after "to" insert "the eligibility of the university of North Dakota school of medicine and health sciences to receive a matching grant for the advancement of academics and"

Page 2, replace lines 3 through 5 with:

"System governance	8,737,867	(132,297)	8,605,570
Core technology services	62,286,128	676,689	62,962,817
Student financial assistance grants	23,917,306	0	23,917,306"

Page 2, replace lines 16 and 17 with:

"Dakota digital academy	0	200,000	200,000
Education challenge fund	0	11,150,000	11,150,000"

Page 2, replace lines 19 through 21 with:

"Total all funds	\$126,329,303	\$24,820,208	\$151,149,511
Less estimated income	<u>24,002,206</u>	<u>454,829</u>	<u>24,457,035</u>
Total general fund	\$102,327,097	\$24,365,379	\$126,692,476"

Page 2, remove lines 27 through 30

Page 3, replace line 1 with:

"Operations	\$98,743,682	\$1,827,705	\$100,571,387
Capital assets	<u>1,922,561</u>	<u>0</u>	<u>1,922,561</u>
Total all funds	\$100,666,243	\$1,827,705	\$102,493,948
Less estimated income	<u>69,598,016</u>	<u>811,877</u>	<u>70,409,893</u>
Total general fund	\$31,068,227	\$1,015,828	\$32,084,055"

Page 3, replace lines 7 through 11 with:

"Operations	\$37,559,127	\$1,591,786	\$39,150,913
Capital assets	<u>362,667</u>	<u>363,000</u>	<u>725,667</u>
Total all funds	\$37,921,794	\$1,954,786	\$39,876,580
Less estimated income	<u>24,976,514</u>	<u>657,914</u>	<u>25,634,428</u>
Total general fund	\$12,945,280	\$1,296,872	\$14,242,152"

Page 3, replace lines 17 through 21 with:

"Operations	\$32,596,060	\$1,448,244	\$34,044,304
Capital assets	<u>1,261,968</u>	<u>0</u>	<u>1,261,968</u>
Total all funds	\$33,858,028	\$1,448,244	\$35,306,272
Less estimated income	<u>23,790,285</u>	<u>229,250</u>	<u>24,019,535</u>
Total general fund	\$10,067,743	\$1,218,994	\$11,286,737"

Page 3, remove lines 27 through 30

Page 4, replace line 1 with:

"Operations	\$888,106,266	\$15,164,018	\$903,270,284
Capital assets	<u>4,411,566</u>	<u>0</u>	<u>4,411,566</u>
Total all funds	\$892,517,832	\$15,164,018	\$907,681,850
Less estimated income	<u>744,185,677</u>	<u>11,472,094</u>	<u>755,657,771</u>
Total general fund	\$148,332,155	\$3,691,924	\$152,024,079"

Page 4, replace lines 7 through 11 with:

"Operations	\$743,775,571	\$12,398,750	\$756,174,321
Capital assets	<u>7,799,104</u>	<u>0</u>	<u>7,799,104</u>
Total all funds	\$751,574,675	\$12,398,750	\$763,973,425
Less estimated income	<u>618,859,692</u>	<u>6,557,408</u>	<u>625,417,100</u>
Total general fund	\$132,714,983	\$5,841,342	\$138,556,325"

Page 4, replace lines 17 through 21 with:

"Operations	\$95,725,411	(\$177,946)	\$95,547,465
Capital assets	<u>1,012,379</u>	<u>0</u>	<u>1,012,379</u>
Total all funds	\$96,737,790	(\$177,946)	\$96,559,844
Less estimated income	<u>60,195,768</u>	<u>649,284</u>	<u>60,845,052</u>
Total general fund	\$36,542,022	(\$827,230)	\$35,714,792"

Page 4, remove lines 27 through 30

Page 5, replace line 1 with:

"Operations	\$48,560,994	\$2,265,066	\$50,826,060
Capital assets	<u>409,078</u>	<u>0</u>	<u>409,078</u>
Total all funds	\$48,970,072	\$2,265,066	\$51,235,138
Less estimated income	<u>30,577,009</u>	<u>415,399</u>	<u>30,992,408</u>
Total general fund	\$18,393,063	\$1,849,667	\$20,242,730"

Page 5, replace lines 7 through 11 with:

"Operations	\$47,719,555	\$2,883,721	\$50,603,276
Capital assets	<u>358,992</u>	<u>0</u>	<u>358,992</u>
Total all funds	\$48,078,547	\$2,883,721	\$50,962,268
Less estimated income	<u>31,657,931</u>	<u>624,509</u>	<u>32,282,440</u>
Total general fund	\$16,420,616	\$2,259,212	\$18,679,828"

Page 5, replace lines 17 through 21 with:

"Operations	\$102,325,073	\$1,829,704	\$104,154,777
Capital assets	<u>1,099,620</u>	<u>0</u>	<u>1,099,620</u>
Total all funds	\$103,424,693	\$1,829,704	\$105,254,397
Less estimated income	<u>63,528,000</u>	<u>519,767</u>	<u>64,047,767</u>
Total general fund	\$39,896,693	\$1,309,937	\$41,206,630"

Page 5, remove lines 27 through 30

Page 6, replace line 1 with:

"Operations	\$48,176,928	\$1,906,472	\$50,083,400
Capital assets	<u>455,823</u>	<u>0</u>	<u>455,823</u>
Total all funds	\$48,632,751	\$1,906,472	\$50,539,223
Less estimated income	<u>25,973,818</u>	<u>404,028</u>	<u>26,377,846</u>
Total general fund	\$22,658,933	\$1,502,444	\$24,161,377"

Page 6, replace lines 7 through 11 with:

"Operations	\$21,440,606	\$2,199,449	\$23,640,055
Capital assets	<u>114,007</u>	<u>4,000,000</u>	<u>4,114,007</u>
Total all funds	\$21,554,613	\$6,199,449	\$27,754,062
Less estimated income	<u>13,813,787</u>	<u>4,402,413</u>	<u>18,216,200</u>
Total general fund	\$7,740,826	\$1,797,036	\$9,537,862"

Page 6, replace lines 17 through 21 with:

"Operations	\$213,244,364	\$3,911,740	\$217,156,104
Health care workforce initiative	<u>10,676,150</u>	<u>0</u>	<u>10,676,150</u>
Total all funds	\$223,920,514	\$3,911,740	\$227,832,254
Less estimated income	<u>159,037,011</u>	<u>1,769,238</u>	<u>160,806,249</u>
Total general fund	\$64,883,503	\$2,142,502	\$67,026,005"

Page 6, remove lines 27 through 30

Page 7, replace line 1 with:

"Operations	\$15,223,336	\$119,729	\$15,343,065
Capital assets	<u>118,728</u>	<u>0</u>	<u>118,728</u>
Total all funds	\$15,342,064	\$119,729	\$15,461,793
Less estimated income	<u>10,665,400</u>	<u>3,915</u>	<u>10,669,315</u>
Total general fund	\$4,676,664	\$115,814	\$4,792,478"

Page 7, replace lines 7 through 9 with:

"Grand total general fund	\$648,667,805	\$47,579,721	\$696,247,526
Grand total special funds	<u>1,900,861,114</u>	<u>28,971,925</u>	<u>1,929,833,039</u>
Grand total all funds	\$2,549,528,919	\$76,551,646	\$2,626,080,565"

Page 7, replace lines 16 and 17 with:

"Dakota digital academy	0	200,000
Education challenge grants	0	11,150,000"

Page 7, replace lines 24 through 26 with:

"Total all funds	\$450,350,000	\$15,713,000
Total other funds	<u>438,500,000</u>	<u>4,563,000</u>
Total general fund	\$11,850,000	\$11,150,000

The 2021-23 biennium one-time funding amounts are not a part of the entity's base budget for the 2023-25 biennium. The institutions and entities under the control of the state board of higher education shall report to the appropriations committees of the sixty-eighth legislative assembly on the use of this one-time funding for the biennium beginning July 1, 2021, and ending June 30, 2023."

Page 7, remove lines 27 through 31

Page 8, remove lines 30 and 31

Page 9, remove lines 1 through 6

Page 9, replace line 30 with:

"North Dakota state university - agriculture products development center	85,000,000
Lake Region state college - parking lot and infrastructure repair	250,000
Mayville state university - natural gas boiler	1,600,000
Williston state college - parking lot and infrastructure repair	850,000
Minot state university - Hartnett hall renovation	25,231,000
North Dakota state college of science - Hektner student center improvements	7,210,455
Dickinson state university - Dickinson sports center	7,000,000
Bismarck state college - cybersecurity technology center addition	3,200,000"

Page 9, after line 31, insert:

University of North Dakota - Merrifield hall and Twamley hall renovation	79,000,000
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Page 10, replace line 2 with:

"Total	\$334,541,455"
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Page 10, line 8, replace "\$2,000,000" with "\$2,500,000"

Page 10, after line 14, insert:

"SECTION 10. AMENDMENT. Subdivision c of subsection 1 of section 15-10-48 of the North Dakota Century Code is amended and reenacted as follows:

- c. The board may award up to one million seven hundred thousand dollars in matching grants to each institution to the university of North Dakota and North Dakota state university, and up to one million five hundred thousand dollars in matching grants for projects at the university of North Dakota school of medicine and health sciences.

Page 12, line 8, replace "\$61.86" with "\$61.81"

Page 12, line 10, replace "\$92.56" with "\$92.60"

Page 12, line 12, replace "\$98.81" with "\$98.84"

Page 12, remove lines 27 and 28

Page 13, remove lines 1 through 4

Page 17, after line 17, insert:

"SECTION 17. REPEAL. Subdivision d of subsection 1 of section 15-10-48 of the North Dakota Century Code is repealed.

Page 17, after line 29, insert:

"SECTION 20. TRANSFER OF DAKOTA INSTITUTE INVENTORY.
Bismarck state college may transfer any rights, title, interests, copyrights, and inventory of any of the Dakota institute's publications, books, or other documents or productions, regardless of format, to the author or producer of the document or production for the period beginning with the effective date of this Act, and ending June 30, 2023."

Page 18, after line 16, insert:

"SECTION 24. LEGISLATIVE MANAGEMENT STUDY - STUDENT AFFORDABILITY. During the 2021-22 interim, the legislative management shall study higher education student affordability, including all forms of financial assistance available for students enrolled at institutions of higher education in the state. The study must include a review of available scholarships, student loan programs, waivers, grants, and any other forms of student financial assistance available for students enrolled at institutions of higher education in the state. The study must also include a review of the eligibility requirements and other criteria relating to each program, and their impact on the financial cost and utilization of each program. The legislative management shall report its findings and recommendations, together with any legislation required to implement the recommendations, to the sixty-eighth legislative assembly.

SECTION 25. LEGISLATIVE MANAGEMENT STUDY - HIGHER EDUCATION FUNDING STABILIZATION. During the 2021-22 interim, the legislative management shall consider studying higher education funding mechanisms, including private-public partnerships and distributions from permanent funds. The study must include potential mechanisms to stabilize funding for higher education, including funding mechanisms used in 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."

Page 18, line 17, replace "**STATE BOARD OF HIGHER EDUCATION**" with "**LEGISLATIVE MANAGEMENT STUDY**"

Page 18, line 17, remove "**STUDY OF THE**"

Page 18, line 18, remove "**- REPORT TO LEGISLATIVE MANAGEMENT**"

Page 18, line 19, replace "period beginning July 1, 2021, and ending June 30, 2022" with "2021-22 interim"

Page 18, line 19, replace "state board of higher education" with "legislative management"

Page 18, line 20, replace "study" with "consider studying"

Page 18, line 21, remove "The state board of higher education shall provide a report to the legislative"

Page 18, remove line 22

Page 18, line 23, replace "June 30, 2022" with "The legislative management shall report its findings and recommendations, together with any legislation required to implement the recommendations, to the sixty-eighth legislative assembly"

Page 18, after line 23, insert:

"SECTION 27. LEGISLATIVE INTENT - UNIVERSITY OF NORTH DAKOTA - NURSING EDUCATION CONSORTIUM. It is the intent of the sixty-seventh legislative assembly that the university of North Dakota discontinue making payments to other institutions of higher education for costs relating to nursing education simulation laboratories."

Page 19, line 6, replace "3, 4, 7, 8, 9, 10, 16, 18, 20, and 21" with "3, 6, 7, 8, 14, 16, 19, 20, and 21"

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

Senate Bill No. 2003 - Summary of House Action

	Base Budget	Senate Version	House Changes	House Version
University System Office				
Total all funds	\$126,329,303	\$143,982,691	\$7,166,820	\$151,149,511
Less estimated income	24,002,206	24,279,027	178,008	24,457,035
General fund	<u>\$102,327,097</u>	<u>\$119,703,664</u>	<u>\$6,988,812</u>	<u>\$126,692,476</u>
FTE	148.90	158.83	0.00	158.83
Bismarck State College				
Total all funds	\$100,666,243	\$102,454,406	\$39,542	\$102,493,948
Less estimated income	69,598,016	70,380,346	29,547	70,409,893
General fund	<u>\$31,068,227</u>	<u>\$32,074,060</u>	<u>\$9,995</u>	<u>\$32,084,055</u>
FTE	323.93	332.90	0.00	332.90
Lake Region State College				
Total all funds	\$37,921,794	\$39,872,962	\$3,618	\$39,876,580
Less estimated income	24,976,514	25,635,133	(705)	25,634,428
General fund	<u>\$12,945,280</u>	<u>\$14,237,829</u>	<u>\$4,323</u>	<u>\$14,242,152</u>
FTE	118.10	115.76	0.00	115.76
Williston State College				
Total all funds	\$33,858,028	\$35,310,936	(\$4,664)	\$35,306,272
Less estimated income	23,790,285	24,027,624	(8,089)	24,019,535
General fund	<u>\$10,067,743</u>	<u>\$11,283,312</u>	<u>\$3,425</u>	<u>\$11,286,737</u>
FTE	100.48	101.29	0.00	101.29
University of North Dakota				
Total all funds	\$892,517,832	\$908,155,783	(\$473,933)	\$907,681,850
Less estimated income	744,185,677	755,963,144	(305,373)	755,657,771
General fund	<u>\$148,332,155</u>	<u>\$152,192,639</u>	<u>(\$168,560)</u>	<u>\$152,024,079</u>
FTE	2,132.17	2,059.98	0.00	2,059.98
UND Medical Center				
Total all funds	\$223,920,514	\$227,791,369	\$40,885	\$227,832,254
Less estimated income	159,037,011	160,765,364	40,885	160,806,249
General fund	<u>\$64,883,503</u>	<u>\$67,026,005</u>	<u>\$0</u>	<u>\$67,026,005</u>
FTE	485.32	492.67	0.00	492.67
North Dakota State University				
Total all funds	\$751,574,675	\$764,345,387	(\$371,962)	\$763,973,425
Less estimated income	618,859,692	625,551,980	(134,880)	625,417,100
General fund	<u>\$132,714,983</u>	<u>\$138,793,407</u>	<u>(\$237,082)</u>	<u>\$138,556,325</u>
FTE	1,870.16	1,829.43	0.00	1,829.43
State College of Science				
Total all funds	\$96,737,790	\$96,523,900	\$35,944	\$96,559,844
Less estimated income	60,195,768	60,819,801	25,251	60,845,052
General fund	<u>\$36,542,022</u>	<u>\$35,704,099</u>	<u>\$10,693</u>	<u>\$35,714,792</u>

FTE	310.73	311.61	0.00	311.61
Dickinson State University				
Total all funds	\$48,970,072	\$51,216,013	\$19,125	\$51,235,138
Less estimated income	30,577,009	30,982,027	10,381	30,992,408
General fund	\$18,393,063	\$20,233,986	\$8,744	\$20,242,730
FTE	213.26	175.50	0.00	175.50
Mayville State University				
Total all funds	\$48,078,547	\$50,888,029	\$74,239	\$50,962,268
Less estimated income	31,657,931	32,216,270	66,170	32,282,440
General fund	\$16,420,616	\$18,671,759	\$8,069	\$18,679,828
FTE	209.27	230.35	0.00	230.35
Minot State University				
Total all funds	\$103,424,693	\$105,210,712	\$43,685	\$105,254,397
Less estimated income	63,528,000	64,021,882	25,885	64,047,767
General fund	\$39,896,693	\$41,188,830	\$17,800	\$41,206,630
FTE	407.58	403.04	0.00	403.04
Valley City State University				
Total all funds	\$48,632,751	\$50,817,618	\$30,605	\$50,848,223
Less estimated income	25,973,818	26,666,678	20,168	26,686,846
General fund	\$22,658,933	\$24,150,940	\$10,437	\$24,161,377
FTE	180.68	202.77	0.00	202.77
Dakota College at Bottineau				
Total all funds	\$21,554,613	\$27,732,557	\$21,505	\$27,754,062
Less estimated income	13,813,787	18,197,590	18,610	18,216,200
General fund	\$7,740,826	\$9,534,967	\$2,895	\$9,537,862
FTE	82.29	91.86	0.00	91.86
Forest Service				
Total all funds	\$15,342,064	\$15,454,458	\$7,335	\$15,461,793
Less estimated income	10,665,400	10,668,733	582	10,669,315
General fund	\$4,676,664	\$4,785,725	\$6,753	\$4,792,478
FTE	27.00	28.00	0.00	28.00
Bill total				
Total all funds	\$2,549,528,919	\$2,619,756,821	\$6,632,744	\$2,626,389,565
Less estimated income	1,900,861,114	1,930,175,599	(33,560)	1,930,142,039
General fund	\$648,667,805	\$689,581,222	\$6,666,304	\$696,247,526
FTE	6,609.87	6,533.99	0.00	6,533.99

Senate Bill No. 2003 - North Dakota University System - General Fund Summary

	Base Budget	Senate Version	House Changes	House Version
University System Office	\$102,327,097	\$119,703,664	\$6,988,812	\$126,692,476
Bismarck State College	31,068,227	32,074,060	9,995	32,084,055
Lake Region State College	12,945,280	14,237,829	4,323	14,242,152
Williston State College	10,067,743	11,283,312	3,425	11,286,737
University of North Dakota	148,332,155	152,192,639	(168,560)	152,024,079
UND Medical Center	64,883,503	67,026,005		67,026,005
North Dakota State University	132,714,983	138,793,407	(237,082)	138,556,325
State College of Science	36,542,022	35,704,099	10,693	35,714,792
Dickinson State University	18,393,063	20,233,986	8,744	20,242,730
Mayville State University	16,420,616	18,671,759	8,069	18,679,828
Minot State University	39,896,693	41,188,830	17,800	41,206,630
Valley City State University	22,658,933	24,150,940	10,437	24,161,377
Dakota College at Bottineau	7,740,826	9,534,967	2,895	9,537,862
Forest Service	4,676,664	4,785,725	6,753	4,792,478
Total general fund	\$648,667,805	\$689,581,222	\$6,666,304	\$696,247,526

Detail of House Changes to the General Fund

	Adjusts Funding for University System Office ¹	Adjusts Funding for Institution Salary Increases ²	Removes Funding for NDSU Settlement Agreement ³	Adjusts Funding for Forest Service Salary Increases ⁴	Total the General Fund Changes
University System Office	\$6,988,812				\$6,988,812
Bismarck State College		\$9,995			9,995
Lake Region State College		4,323			4,323
Williston State College		3,425			3,425
University of North Dakota		(168,560)			(168,560)
UND Medical Center					
North Dakota State University		(112,082)	(\$125,000)		(237,082)
State College of Science		10,693			10,693
Dickinson State University		8,744			8,744
Mayville State University		8,069			8,069
Minot State University		17,800			17,800
Valley City State University		10,437			10,437
Dakota College at Bottineau		2,895			2,895
Forest Service				\$6,753	6,753
Total general fund	\$6,988,812	(\$204,261)	(\$125,000)	\$6,753	\$6,666,304

Senate Bill No. 2003 - North Dakota University System - Other Funds Summary

	Base Budget	Senate Version	House Changes	House Version
University System Office	\$24,002,206	\$24,279,027	\$178,008	\$24,457,035
Bismarck State College	69,598,016	70,380,346	29,547	70,409,893
Lake Region State College	24,976,514	25,635,133	(705)	25,634,428
Williston State College	23,790,285	24,027,624	(8,089)	24,019,535
University of North Dakota	744,185,677	755,963,144	(305,373)	755,657,771
UND Medical Center	159,037,011	160,765,364	40,885	160,806,249
North Dakota State University	618,859,692	625,551,980	(134,880)	625,417,100
State College of Science	60,195,768	60,819,801	25,251	60,845,052
Dickinson State University	30,577,009	30,982,027	10,381	30,992,408
Mayville State University	31,657,931	32,216,270	66,170	32,282,440
Minot State University	63,528,000	64,021,882	25,885	64,047,767
Valley City State University	25,973,818	26,666,678	20,168	26,686,846
Dakota College at Bottineau	13,813,787	18,197,590	18,610	18,216,200
Forest Service	10,665,400	10,668,733	582	10,669,315
Total other funds	\$1,900,861,114	\$1,930,175,599	(\$33,560)	\$1,930,142,039

Detail of House Changes to Other Funds

	Adjusts Funding for University System Office ¹	Adjusts Funding for Institution Salary Increases ²	Removes Funding for NDSU Settlement Agreement ³	Adjusts Funding for Forest Service Salary Increases ⁴	Total Other Funds Changes
University System Office	\$178,008				\$178,008
Bismarck State College		\$29,547			29,547
Lake Region State College		(705)			(705)
Williston State College		(8,089)			(8,089)
University of North Dakota		(305,373)			(305,373)
UND Medical Center		40,885			40,885
North Dakota State University		(134,880)			(134,880)
State College of Science		25,251			25,251
Dickinson State University		10,381			10,381
Mayville State University		66,170			66,170
Minot State University		25,885			25,885
Valley City State University		20,168			20,168
Dakota College at Bottineau		18,610			18,610
Forest Service				\$582	582
Total other funds	\$178,008	(\$212,150)	\$0	\$582	(\$33,560)

Senate Bill No. 2003 - North Dakota University System - All Funds Summary

	Base Budget	Senate Version	House Changes	House Version
University System Office	\$126,329,303	\$143,982,691	\$7,166,820	\$151,149,511
Bismarck State College	100,666,243	102,454,406	39,542	102,493,948
Lake Region State College	37,921,794	39,872,962	3,618	39,876,580
Williston State College	33,858,028	35,310,936	(4,664)	35,306,272
University of North Dakota	892,517,832	908,155,783	(473,933)	907,681,850
UND Medical Center	223,920,514	227,791,369	40,885	227,832,254
North Dakota State University	751,574,675	764,345,387	(371,962)	763,973,425
State College of Science	96,737,790	96,523,900	35,944	96,559,844
Dickinson State University	48,970,072	51,216,013	19,125	51,235,138
Mayville State University	48,078,547	50,888,029	74,239	50,962,268
Minot State University	103,424,693	105,210,712	43,685	105,254,397
Valley City State University	48,632,751	50,817,618	30,605	50,848,223
Dakota College at Bottineau	21,554,613	27,732,557	21,505	27,754,062
Forest Service	15,342,064	15,454,458	7,335	15,461,793
Total all funds	\$2,549,528,919	\$2,619,756,821	\$6,632,744	\$2,626,389,565
FTE	6,609.87	6,533.99	0.00	6,533.99

Detail of House Changes to All Funds

	Adjusts Funding for University System Office ¹	Adjusts Funding for Institution Salary Increases ²	Removes Funding for NDSU Settlement Agreement ³	Adjusts Funding for Forest Service Salary Increases ⁴	Total All Funds Changes
University System Office	\$7,166,820				\$7,166,820
Bismarck State College		\$39,542			39,542
Lake Region State College		3,618			3,618
Williston State College		(4,664)			(4,664)
University of North Dakota		(473,933)			(473,933)
UND Medical Center		40,885			40,885
North Dakota State University		(246,962)	(\$125,000)		(371,962)
State College of Science		35,944			35,944
Dickinson State University		19,125			19,125
Mayville State University		74,239			74,239
Minot State University		43,685			43,685
Valley City State University		30,605			30,605
Dakota College at Bottineau		21,505			21,505
Forest Service				\$7,335	7,335
Total all funds	\$7,166,820	(\$416,411)	(\$125,000)	\$7,335	\$6,632,744
FTE	0.00	0.00	0.00	0.00	0.00

¹ Funding for the North Dakota University System office is adjusted as detailed in the schedules below:

The following schedule details funding adjustments for system governance:

System Governance

	General Fund	Other Funds	Total
Salary adjustment	(\$12,510)	(\$1,258)	(\$13,768)
Market salary adjustment added by the Senate	(200,000)	0	(200,000)
Total	(\$212,510)	(\$1,258)	(\$213,768)

Funding for core technology services salary increases is reduced by \$63,412, including \$42,678 from the general fund and \$20,734 from other funds.

The following schedule details funding adjustments in other line items in the University System office budget:

Other Line Items

	Senate Version	House Adjustments	House Version
Student financial assistance grants (general fund)	\$26,317,306	(\$2,400,000)	\$23,917,306
Nursing education consortium (general fund)	1,356,000	(1,356,000)	0
Math pathways (general fund)	150,000	(150,000)	0
Challenge grants (general fund)	0	11,150,000	11,150,000
Dakota digital academy (federal funds)	0	200,000	200,000
Total	\$27,823,306	\$7,444,000	\$35,267,306

² The following adjustments are made to institution appropriations through the higher education funding formula to reflect adjustments to salary increases:

	General Fund	Other Funds	Total
Bismarck State College	\$9,995	\$29,547	\$39,542
Lake Region State College	4,323	(705)	3,618
Williston State College	3,425	(8,089)	(4,664)
University of North Dakota (UND)	(168,560)	(305,373)	(473,933)
UND School of Medicine and Health Sciences		40,885	40,885
North Dakota State University	(112,082)	(134,880)	(246,962)
North Dakota State College of Science	10,693	25,251	35,944
Dickinson State University	8,744	10,381	19,125
Mayville State University	8,069	66,170	74,239
Minot State University	17,800	25,885	43,685
Valley City State University	10,437	20,168	30,605
Dakota College at Bottineau	2,895	18,610	21,505
Total	(\$204,261)	(\$212,150)	(\$416,411)

³ One-time funding of \$125,000 from the general fund added by the Senate for a settlement agreement relating to the North Dakota State University A. Glenn Hill Center construction project is removed by the House.

⁴ Funding for Forest Service is adjusted to provide salary adjustments of 1.5 percent on July 1, 2021, with a minimum monthly increase of \$100, and 2 percent on July 1, 2022. The Senate provided salary adjustments of 2 percent on July 1, 2021, with a minimum monthly increase of \$80 and a maximum monthly increase of \$300, and 2 percent on July 1, 2022.

Senate Bill No. 2003 - Other Changes - House Action

This amendment also:

- Removes a deficiency appropriation of \$474,657 added by the Senate for North Dakota State University litigation fees relating to the A. Glenn Hill Center project.
- Removes a section which was also included in Senate Bill No. 2033 to provide for a transfer from the Bank of North Dakota to the University System capital building fund.
- Provides authorization for North Dakota State University to spend up to \$85 million for the agriculture products development center project.
- Provides authorization for various capital projects recommended by the State Board of Higher Education to be completed using funding from each institution's allocation under the University System capital building fund program.
- Increases funding from the strategic investment and improvements fund (SIIF) for the Dakota College at Bottineau Old Main renovation project to provide \$2.5 million from SIIF and \$1.5 million from other local funds. The Senate provided \$2 million from SIIF and \$2 million from other local funds for the project.
- Adds sections to provide for the UND of Medicine and Health Sciences to be eligible for up to \$1.5 million under the challenge grant program.
- Removes the section added by the Senate which provided for the restoration of the hold-harmless provision of the higher education funding formula.
- Adds a section to allow the transfer of Dakota Institute inventory to its author or producer.
- Adds a section of legislative intent that UND discontinue making payments to other institutions for nursing education simulation laboratory costs.
- Adds a section to provide for a Legislative Management study of student affordability, including financial assistance available to students.
- Adds a section to provide for a Legislative Management study of mechanisms to stabilize funding for higher education.
- Amends a section to provide for a Legislative Management study of the higher education funding formula rather than a State Board of Higher Education study.

SIXTH ORDER OF BUSINESS

SB 2003, as engrossed: REP. SANFORD (Appropriations Committee) MOVED that the amendments be adopted and then be placed on the Fourteenth order with **DO PASS**. .

REQUEST

REP. B. KOPPELMAN REQUESTED that the House divide the amendments to Engrossed SB 2003, which request was granted.

DIVISION A:

Page 2, replace lines 16 and 17 with:

"Education challenge fund	0	11,150,000	11,150,000"
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Page 7, replace lines 16 and 17 with:

"Education challenge grants	0	11,150,000"
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DIVISION B: the remainder of the amendment**REQUEST**

REP. B. KOPPELMAN REQUESTED a recorded roll call vote on Division A of the proposed amendments to Engrossed SB 2003, which request was granted.

ROLL CALL

The question being the adoption of Division A of the proposed amendments to Engrossed SB 2003, the roll was called and there were 46 YEAS, 47 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, D.; Anderson, P.; Beltz; Boe; Bosch; Boschee; Buffalo; Cory; Devlin; Dobervich; Dockter; Guggisberg; Hager; Hagert; Hanson; Howe; Ista; Johnson, D.; Johnson, M.; Keiser; Kreidt; Lefor; Mitskog; Mock; Nathe; Nelson, J.; Nelson, M.; O'Brien; Ostlie; Pollert; Pyle; Richter; Roers Jones; Satrom; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Stemen; Strinden; Vigasaa; Weisz; Westlind; Zubke

NAYS: Anderson, B.; Becker; Bellew; Christensen; Damschen; Delzer; Ertelt; Fegley; Fisher; Hatlestad; Hauck; Headland; Heinert; Hoverson; Jones; Kading; Karls; Kasper; Kempenich; Kiefert; Klemin; Koppelman, B.; Longmuir; Louser; Magrum; Marschall; Martinson; Meier; Monson; Nehring; Owens; Paulson; Paur; Porter; Rohr; Ruby, D.; Ruby, M.; Sanford; Schatz; Skroch; Steiner; Thomas; Toman; Trottier; Tveit; Vetter; Speaker Koppelman, K.

ABSENT AND NOT VOTING: Brandenburg

Division A of the proposed amendments to Engrossed SB 2003 failed on a recorded roll call vote.

The question being the adoption of Division B of the proposed amendments to Engrossed SB 2003, the motion passed on a verification vote.

Division B of the proposed amendments to Engrossed SB 2003 was adopted on a verification vote.

CONSIDERATION OF MESSAGE FROM THE SENATE

REP. DOCKTER MOVED that the House do concur in the Senate amendments to Engrossed HB 1349 as printed on HJ page 1341, which motion prevailed on a voice vote.

Engrossed HB 1349, as amended, was placed on the Eleventh order of business.

SECOND READING OF HOUSE BILL

HB 1349: A BILL for an Act to create and enact subsection 12 of section 44-04-19.1, a new section to chapter 44-04, and subsection 6 of section 50-24.8-12 of the North Dakota Century Code, relating to open record and meeting laws; to amend and reenact subsection 9 of section 44-04-17.1, sections 44-04-18.27 and 44-04-19, subsections 1 and 2 of section 44-04-20, and section 44-04-30 of the North Dakota Century Code, relating to open record and meeting laws; and to provide a penalty.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 77 YEAS, 16 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

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

NAYS: Bellew; Christensen; Ertelt; Hauck; Hoverson; Johnson, M.; Kasper; Koppelman, B.; Magrum; Marschall; Meier; Rohr; Schatz; Skroch; Steiner; Tveit

ABSENT AND NOT VOTING: Brandenburg

Reengrossed HB 1349 passed.

CONSIDERATION OF MESSAGE FROM THE SENATE

REP. DOCKTER MOVED that the House do concur in the Senate amendments to Engrossed HB 1483 as printed on HJ page 1342, which motion prevailed on a voice vote.

Engrossed HB 1483, as amended, was placed on the Eleventh order of business.

SECOND READING OF HOUSE BILL

HB 1483: A BILL for an Act to create and enact a new section to chapter 11-11 of the North Dakota Century Code, relating to lease purchase.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 82 YEAS, 11 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Anderson, B.; Anderson, D.; Anderson, P.; Becker; Bellew; Beltz; Boe; Bosch; Christensen; Cory; Damschen; Delzer; Devlin; Dobervich; Dockter; Ertelt; Fegley; Fisher; Hager; Hanson; Hatlestad; Hauck; Headland; Heinert; Hoverson; Howe; Ista; Johnson, D.; Jones; Kading; Karls; Kasper; Kempenich; Kiefert; Klemin; Koppelman, B.; Kreidt; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; 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; Schobinger; Schreiber-Beck; Skroch; Steiner; Stemen; Strinden; Thomas; Toman; Trottier; Tveit; Weisz; Westlind; Zubke; Speaker Koppelman, K.

NAYS: Adams; Boschee; Buffalo; Guggisberg; Hagert; Johnson, M.; Keiser; Meier; Schneider; Vetter; Vigesaa

ABSENT AND NOT VOTING: Brandenburg

Reengrossed HB 1483 passed.

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

MR. PRESIDENT: The House has amended and subsequently passed: SB 2014, SB 2020.

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

MR. PRESIDENT: The House has amended, subsequently passed, and the emergency clause carried: SB 2011.

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

MR. SPEAKER: The Senate has amended and subsequently passed: HB 1452.

SENATE AMENDMENTS TO REENGROSSED HOUSE BILL NO. 1452

In lieu of the amendments adopted by the Senate as printed on pages 1004 through 1006 Journal, Reengrossed House Bill No. 1452 is amended as follows:

Page 1, line 14, after "provide" insert "energy"

Page 1, line 14, remove "low-emission technology"

Page 1, line 14, overstrike "not"

Page 1, line 15, overstrike "less than twenty-five percent of the total energy consumed in the United States" and insert immediately thereafter "low-emission technology"

Page 2, line 1, replace "technologies" with "technology"

Page 2, line 3, after the second underscored comma insert "resilient."

Page 2, line 9, after "commerce" insert ", or the commissioner's designee"

Page 3, line 1, after "commerce" insert ", or the commissioner's designee."

Page 3, line 2, remove the overstrike over "four"

Page 3, line 2, remove "two"

Page 3, line 4, after "present" insert "to receive"

Page 3, line 4, remove the overstrike over "testimony"

Page 3, line 4, remove "in coordination"

Page 3, remove line 5

Page 3, line 6, remove "regional leaders and interested persons"

Page 3, line 7, after "policy" insert "and low-emission technology initiative"

Page 3, line 9, overstrike "The legislative assembly shall develop a comprehensive energy policy for the state."

Page 3, line 11, remove "In coordination with"

Page 3, line 12, replace "the state energy research center, the" with "The"

Page 3, line 12, replace "shall" with "may"

Page 3, line 13, after "on" insert "technologies related to"

Page 3, line 14, remove "technology and"

Page 3, line 14, remove "in energy efficiencies for the state"

Page 3, line 15, replace "must" with "may"

Page 3, line 15, remove "environmental benefits:"

Page 3, line 19, after "products" insert "or processes"

Page 3, line 19, replace "units" with "quantities"

Page 3, line 19, after "energy" insert "used"

Page 3, line 21, after the underscored period insert "The commission shall consider and make recommendations on policies to ensure the availability of affordable, reliable."

resilient, and sustainable energy in the state; to expand value-added energy; and to expand the opportunities to diversify the use of North Dakota's natural resources, which may increase state tax revenues. The commission shall study and evaluate critical energy infrastructure and shall make recommendations to ensure the state's comprehensive energy policy supports electrical grid reliability and resiliency and supports sufficient dispatchable generation capacity to avoid brownouts, blackouts, or outages."

Page 3, line 23, after the period insert:

"6. The legislative assembly shall consider recommendations from the commission to develop a comprehensive energy policy for the state."

Page 3, line 23, after "report" insert "its recommendations"

Page 3, line 25, overstrike "6." and insert immediately thereafter "7."

Page 4, line 13, replace "without" with "while either increasing or not"

Page 4, line 19, after "impacts" insert "and increase sustainability"

Page 4, line 19, after "production" insert "and delivery"

Page 4, line 24, remove "ex officio."

Page 4, line 24, replace the second "members" with "technical advisors"

Page 4, line 31, remove "ex officio."

Page 4, line 31, replace "members" with "technical advisors"

Page 5, line 24, after "2." insert "The nonvoting technical advisors shall develop a process to review and evaluate projects to determine the technical merits and feasibility of any application, including potential benefits of the development of low-emission technology, the expansion of the development of the state's natural resources or energy production, and the contribution to the economic diversity in the state."

3. The authority may develop a loan program or a loan guarantee program under the clean sustainable energy fund. The Bank of North Dakota shall administer the loan program or loan guarantee program. The interest rate of a loan under this program may not exceed two percent per year. The maximum term of a loan under this section must be approved by the commission based on a recommendation from the authority. The Bank shall review applications for loans or loan guarantees and shall consider the business plan, financial statements, and other information necessary to evaluate the application. To be eligible for a loan or loan guarantee, an entity shall agree to provide the Bank of North Dakota with information as requested. The Bank of North Dakota may develop policies for loan participation with local financial institutions.

4."

Page 5, line 28, after "impacts" insert "and increase sustainability of energy production and delivery"

Page 5, line 31, after "review" insert "conducted by the nonvoting technical advisors of the authority"

Page 6, line 6, replace "3." with "5."

Page 6, line 8, replace "4." with "6."

Page 6, line 21, after the underscored period insert "The commission may develop policies for the approval of loans or loan guarantees issued from the clean sustainable energy fund."

Page 8, line 9, after "**appropriation**" insert "**- Loans - Repayments**"

Page 8, after line 9 insert "**1.**"

Page 8, after line 16, insert:

"2. Any bond proceeds deposited in the fund must be used for loans or loan guarantees. The Bank of North Dakota shall deposit in the fund all principal and interest paid on the loans made from the fund. The Bank may use a portion of the interest paid on the outstanding loans as a servicing fee to pay for administrative costs, not to exceed one-half of one percent of the amount of the interest payment. The Bank shall contract with a certified public accounting firm to audit the fund annually if the fund has any outstanding loans. The cost of the audit must be paid from the fund."

Page 8, line 25, replace "\$40,000,000" with "\$25,000,000"

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

This amendment reduces the general fund appropriation provided by the House from \$40 million to \$25 million.

MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)
MR. SPEAKER: The Senate has amended, subsequently passed, and the emergency clause carried: HB 1012, HB 1016.

SENATE AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1012

Page 1, line 2, after "services" insert "; to provide an appropriation to the state department of health"

Page 1, line 2, replace "a" with "two"

Page 1, line 2, replace "section" with "sections"

Page 1, line 2, after "50-06" insert "and a new section to chapter 50-24.1"

Page 1, line 3, after "grants" insert ", a behavioral health bed management system, and medical assistance coverage of interpreter services; to create and enact a new subparagraph to subdivision I of subsection 1 of section 50-11.1-22 of the North Dakota Century Code as created by section 8 of House Bill No. 1416, as approved by the sixty-seventh legislative assembly, relating to the North Dakota early childhood council membership"

Page 1, line 4, after "50-06-42" insert ", 50-11.1-14,"

Page 1, line 5, after "program" insert ", the early childhood workforce development fees,"

Page 1, line 9, after "application" insert "; to provide for retroactive application"

Page 1, remove lines 22 through 24

Page 2, remove lines 1 through 30

Page 3, replace lines 1 through 10 with:

"Salaries and wages	\$20,222,500	(\$882,643)	\$19,339,857
Operating expenses	134,438,862	85,747,426	220,186,288
Capital assets	50,000	25,000	75,000
Total all funds	\$154,711,362	\$84,889,783	\$239,601,145
Less estimated income	90,021,088	49,909,553	139,930,641
Total general fund	\$64,690,274	\$34,980,230	\$99,670,504

Subdivision 2.

PROGRAM AND POLICY

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Salaries and wages	\$68,994,873	\$57,782,440	\$126,777,313
Operating expenses	150,961,583	19,170,338	170,131,921
Capital assets	10,000	0	10,000
Grants	452,041,904	13,963,488	466,005,392
Grants - medical assistance	<u>2,742,157,720</u>	<u>315,028,658</u>	<u>3,057,186,378</u>
Total all funds	\$3,414,166,080	\$405,944,924	\$3,820,111,004
Less estimated income	<u>2,232,568,138</u>	<u>274,026,185</u>	<u>2,506,594,323</u>
Total general fund	\$1,181,597,942	\$131,918,739	\$1,313,516,681

Subdivision 3.

FIELD SERVICES

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Human service centers	\$204,701,143	(\$34,812,628)	\$169,888,515
Institutions	<u>137,476,480</u>	<u>(3,942,407)</u>	<u>133,534,073</u>
Total all funds	\$342,177,623	(\$38,755,035)	\$303,422,588
Less estimated income	<u>127,314,955</u>	<u>(13,041,660)</u>	<u>114,273,295</u>
Total general fund	\$214,862,668	(\$25,713,375)	\$189,149,293

Subdivision 4.

COUNTY SOCIAL SERVICE FINANCING

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
County social services	\$173,700,000	\$16,217,386	\$189,917,386
Total all funds	\$173,700,000	\$16,217,386	\$189,917,386
Less estimated income	<u>173,700,000</u>	<u>14,976,995</u>	<u>188,676,995</u>
Total general fund	\$0	\$1,240,391	\$1,240,391

Subdivision 5.

TOTAL - SECTION 1

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Grand total general fund	\$1,461,150,884	\$142,425,985	\$1,603,576,869
Grant total special funds	<u>2,623,604,181</u>	<u>325,871,073</u>	<u>2,949,475,254</u>
Grant total all funds	\$4,084,755,065	\$468,297,058	\$4,553,052,123
Full-time equivalent positions	2,230.23	44.10	2,274.33"

Page 3, after line 18, insert:

"Capital projects - southeast human service center	0	724,000
Life skills and transition center transition costs	0	5,200,000
Developmental disabilities provider stabilization grants	0	125,000"

Page 3, replace lines 21 and 22 with:

"State hospital study	200,000	3,000,000"
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Page 3, replace lines 24 through 26 with:

"Total all funds	\$22,068,926	\$83,890,747
Less estimated income	<u>20,556,323</u>	<u>56,657,531</u>
Total general fund	\$1,512,603	\$27,233,216"

Page 4, line 5, remove "political subdivision"

Page 4, line 6, replace "for the state share of costs relating to the purchase of a fire truck" with "city located in a county of fewer than 25,000 individuals and provides prevention and extinguishment of fires at the North Dakota state hospital"

Page 4, line 10, remove "shall discontinue any agreement with a political subdivision for fire protection"

Page 4, line 11, remove "services and"

Page 4, after line 12, insert:

"SECTION 4. APPROPRIATION - STATE DEPARTMENT OF HEALTH.

There is appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$281,715, or so much of the sum as may be necessary, and the sum of \$281,715 from special funds derived from grants, donations, and other income, to the state department of health for the purpose of providing a grant to the task force on the prevention of sexual abuse of children for staff and programming materials focused on primary prevention activities, for the biennium beginning July 1, 2021, and ending June 30, 2023."

Page 5, line 1, after **"SERVICES"** insert **"- LEGISLATIVE INTENT"**

Page 5, line 5, after the period insert "It is the intent of the sixty-seventh legislative assembly that future legislative assemblies retain and exercise unfettered discretion to appropriate funds as they deem appropriate without regard to the federal department of justice lawsuit settlement."

Page 5, line 7, replace "\$187,385,888" with "\$187,223,092"

Page 5, line 20, remove **"STATE HOSPITAL -"**

Page 5, line 22, after "chapel" insert ", administrative building,"

Page 5, line 23, replace "4" with "5"

Page 5, after line 29, insert:

"SECTION 13. PERMANENT SUPPORTIVE HOUSING GRANTS.

Subdivision 2 of section 1 of this Act includes the sum of \$4,672,536 from the general fund for permanent supportive housing grants. The department of human services shall develop a funding methodology to distribute the funding to qualified entities that utilize best practices for permanent supportive housing, provide recovery-oriented and person-centered services, submit process and outcome measures to the department, and authorize the department to conduct onsite visits to review program operations.

**SECTION 14. EMERGENCY STABILIZATION GRANTS -
DEVELOPMENTAL DISABILITIES WAIVER.**

1. Subdivision 2 of subsection 1 of this Act includes the sum of \$125,000 from the general fund for the purpose of providing emergency stabilization grants to developmental disability in-home support providers to support the sustainability of newly licensed providers within the developmental disability provider network. To be eligible to receive an emergency stabilization grant, a licensed developmental disability in-home support provider must be in operation as of October 1, 2020, with an initial license date of October 15, 2015, or later, and comply with grant requirements established by the department of human services. The requirements of chapter 54-44.4 do not apply to the selection of a grantee, the grant award, or payments made under this section.

2. The department of human services shall include in-home support providers in future appendix K applications, to allow eligibility for retainer payments in a manner equivalent to day support services.

SECTION 15. REFUGEE RESETTLEMENT SERVICES. Subdivision 2 of section 1 of this Act includes the sum of \$6,069,408 of federal funds for the refugee resettlement program. The department of human services shall establish and implement a plan that resettles at least twenty-five percent of new refugees in locations in the state outside of the three most populous counties. If the department, in consultation with applicable federal and private placement agencies, determines the goal of resettling at least twenty-five percent of refugees outside the three most populous counties is not achievable, the department shall discontinue the resettlement process for refugees and the federal funds identified in this section may not be expended for any purpose.

SECTION 16. TRANSITION OF INDIVIDUALS FROM LIFE SKILLS AND TRANSITION CENTER. Subdivision 2 of section 1 of this Act includes the sum of \$5,200,000 from federal or other funds made available to the department for the transition of individuals from the life skills and transition center to community-based providers. To be eligible to receive funding under this section, a provider must accept an individual who has a regular admission to the life skills and transition center and is being discharged, must ensure that all service needs are met including vocational services, and must implement a policy to not decline to provide services in the future to any individual being served under this section."

Page 7, replace lines 15 through 19 with:

"SECTION 18. EXPENDITURES MAY NOT EXCEED APPROPRIATION - MEDICAL ASSISTANCE EXPANSION PROGRAM - APPLICATION.

1. Subdivision 2 of section 1 of this Act includes the sum of \$703,317,464, of which \$80,934,488 is from the general fund, for the medical assistance expansion program for the biennium beginning July 1, 2021, and ending June 30, 2023. The expenditures for individuals eligible for the medical assistance expansion program may not exceed this amount. For purposes of this section:
 - a. Expenditures do not include those made for individuals identified as medically frail and who receive services through the traditional Medicaid program administered by the department of human services for which there is a separate appropriation of \$10,184,568 included in subdivision 2 of section 1 of this Act.
 - b. Expenditures do not include prescription drugs for the medical assistance expansion program population which is administered by the department of human services through its fee-for-service Medicaid program for which there is a separate appropriation of \$29,460,720 included in subdivision 2 of section 1 of this Act.
 - c. Expenditures do not include coverage for individuals ages nineteen and twenty for the medical assistance expansion program population which is administered by the department of human services through its fee-for-service Medicaid program for which there is a separate appropriation of \$12,705,466 included in subdivision 2 of section 1 of this Act.
2. The department of human services may exceed appropriations for increases in medical assistance expansion program caseload and for the addition of coverage consistent with the traditional Medicaid 1915i state plan.
3. The managed care organization under contract with the department to manage the medical assistance expansion program shall reimburse providers within the same provider type and specialty at consistent levels and with consistent methodology and may not provide incentive, quality,

or supplemental payments to providers, unless part of a value-based program approved by the department. The managed care organization shall reimburse all North Dakota substance use providers of American society of addiction medicine level 2.5 at consistent levels and with consistent methodology. The managed care organization may consider urban and rural providers as different provider types. Critical access hospitals may not be paid less than one hundred percent of Medicare allowable costs.

4. The managed care organization and the department of human services shall ensure payments to Indian or Tribal 638 health care providers, federally qualified health centers, and rural health clinics meet the federally required minimum levels of reimbursement.
5. The department of human services shall ensure providers within the same provider type and specialty are reimbursed at consistent levels and with consistent methodology and shall ensure the capitation rates under risk contracts are actuarially sound and are adequate to meet managed care organization contractual requirements regarding availability of services, assurance of adequate capacity and services, and coordination and continuity of care."

Page 8, remove lines 19 through 31

Page 9, replace lines 1 through 13 with:

"SECTION 20. AMENDMENT. Section 50-06-42 of the North Dakota Century Code is amended and reenacted as follows:

50-06-42. Substance use disorder treatment voucher system.

1. The department shall establish and administer, within the limits of legislative appropriations, a voucher system to address underserved areas and gaps in the state's substance abuse treatment system and to assist in the payment of addiction treatment services provided by licensed substance abuse treatment programs, excluding regional human service centers, and hospital- or medical clinic-based programs for medical management of withdrawal, and any institution for mental diseases in accordance with subsection 2.
2. The department shall deny a licensed substance abuse treatment program's substance use disorder treatment voucher system application and deny reimbursement by the substance use disorder treatment voucher system if the licensed substance abuse treatment program is an institution for mental diseases and reimbursement is requested for residential beds added on or after July 1, 2020.
3. Services eligible for the voucher program include only those levels of care recognized by the American society of addiction medicine, with particular emphasis given to underserved areas and programs. The department shall ensure that a licensed substance abuse treatment program, hospital, and medical clinic program accepting vouchers collects and reports process and outcome measures. The department shall develop requirements and provide training and technical assistance to a licensed substance abuse treatment program, hospital, and medical clinic program accepting vouchers. A licensed substance abuse treatment program, hospital, and medical clinic program accepting vouchers shall provide evidence-based services.

SECTION 21. AMENDMENT. Section 50-06-42 of the North Dakota Century Code is amended and reenacted as follows:

50-06-42. Substance use disorder treatment voucher system.

1. The department shall establish and administer, within the limits of legislative appropriations, a voucher system to address underserved areas and gaps in the state's substance abuse treatment system and to assist in the payment of addiction treatment services provided by licensed substance abuse treatment programs, excluding regional human service centers, hospital- or medical clinic-based programs for medical management of withdrawal, and any institution for mental diseases in accordance with subsection 2.
2. The department shall deny a licensed substance abuse treatment program's substance use disorder treatment voucher system application and deny reimbursement by the substance use disorder treatment voucher system if the licensed substance abuse treatment program is an institution for mental diseases and reimbursement is requested for residential beds added on or after July 1, 2020.
3. Services eligible for the voucher program include only those levels of care recognized by the American society of addiction medicine, with particular emphasis given to underserved areas and programs. The department shall ensure that a licensed substance abuse treatment program, hospital, and medical clinic program accepting vouchers collects and reports process and outcome measures. The department shall develop requirements and provide training and technical assistance to a licensed substance abuse treatment program, hospital, and medical clinic program accepting vouchers. A licensed substance abuse treatment program, hospital, and medical clinic program accepting vouchers shall provide evidence-based services.
4. The department shall allocate funding appropriated for the substance use disorder treatment voucher as follows:
 - a. No more than fifty percent of the appropriated amount may be allocated for residential substance use disorder services administered by licensed substance abuse treatment programs with more than sixteen beds.
 - b. The remaining appropriation must be allocated for residential programs with sixteen or fewer beds, nonresidential outpatient, and ancillary substance use disorder services administered by licensed substance abuse treatment programs.

SECTION 22. A new section to chapter 50-06 of the North Dakota Century Code is created and enacted as follows:

Behavioral health bed management system.

The department shall establish and maintain a behavioral health bed management system to improve utilization of behavioral health bed capacity. Public and private providers of residential or inpatient behavioral health services shall participate in and report daily to the department the information and documentation necessary to maintain the behavioral health bed management system in the form and manner prescribed by the department.

SECTION 23. AMENDMENT. Section 50-11.1-14 of the North Dakota Century Code is amended and reenacted as follows:

50-11.1-14. Workforce development.

1. The department may establish a statewide system to build systematic early childhood workforce voluntary training which may include distance learning formats, a professional registry, certificates, and specializations.

2. The department may charge reasonable fees for all training and development courses to offset costs. All fees collected under this section must be paid to the department or the department's authorized agent and must be used to defray the cost of providing training and development courses to providers and staff members of early childhood services.

SECTION 24. A new paragraph to subdivision I of subsection 1 of section 50-11.1-22 of the North Dakota Century Code as created by section 8 of House Bill No. 1416, as approved by the sixty-seventh legislative assembly, is created and enacted as follows:

A special education director."

Page 9, line 16, overstrike "**Effective through**"

Page 9, line 17, overstrike "**July 31,**"

Page 9, line 17, remove "**2023**"

Page 9, line 17, overstrike the first boldfaced hyphen

Page 11, line 1, remove the overstrike over "5. Provider reimbursement rate information received by the department under this"

Page 11, line 2, remove the overstrike over "section-is"

Page 11, line 4, after "section" insert "an open record"

Page 11, line 4, remove the overstrike over the period and insert immediately thereafter:

"SECTION 27. A new section to chapter 50-24.1 of the North Dakota Century Code is created and enacted as follows:

Interpreter services.

Medical assistance coverage, including Medicaid expansion, must include payment for sign and oral language interpreter services for assistance in providing covered health care services to a recipient of medical assistance who has limited English proficiency or who has hearing loss and uses interpreting services. The department shall adopt rules to implement this section."

Page 11, after line 13, insert:

"SECTION 30. CONVEYANCE OF LAND AUTHORIZED - LIFE SKILLS AND TRANSITION CENTER. The state of North Dakota, by and through the department of human services, may convey real property associated with the life skills and transition center in Grafton to the Grafton fire department. The department of human services may convey a parcel of land, 7.45 acres, more or less, located in part of lot 1, block 1, state school first addition to the city of Grafton, which is located within the southwest ¼ of the southwest ¼ of section 13, township 157 north, range 53 west, on the terms and conditions determined appropriate by the department and attorney general. Sections 54-01-05.2 and 54-01-05.5 do not apply to this conveyance."

Page 11, remove lines 23 through 28

Page 12, line 3, replace "4" with "5"

Page 13, replace lines 13 through 18 with:

"SECTION 41. EXEMPTION. The sum of \$750,000 from the general fund appropriated to the department of human services for the purpose of providing suicide prevention grants in chapter 37 of the 2019 Session Laws is not subject to the provisions of section 54-44.1-11. Any unexpended funds from this appropriation

are available for the suicide prevention grants during the biennium beginning July 1, 2021, and ending June 30, 2023.

SECTION 42. EXEMPTION. The sum of \$3,000,000 from the general fund appropriated to the department of human services for the purpose of providing a community behavioral health program to provide comprehensive community-based services for individuals who have serious behavioral health conditions in chapter 37 of the 2019 Session Laws is not subject to the provisions of section 54-44.1-11. Any unexpended funds from this appropriation are available for the community behavioral health program during the biennium beginning July 1, 2021, and ending June 30, 2023.

SECTION 43. EXEMPTION. The sum of \$335,000 from the general fund appropriated to the department of human services for the purpose of providing a grant to an entity to develop a hyperbaric oxygen therapy pilot program in chapter 37 of the 2019 Session Laws is not subject to the provisions of section 54-44.1-11. Any unexpended funds from this appropriation are available for the completion of the grant to an entity to develop a hyperbaric oxygen therapy pilot program during the biennium beginning July 1, 2021, and ending June 30, 2023.

SECTION 44. EXEMPTION. The sum of \$572,000 from the strategic investment and improvements fund appropriated to the department of human services for the purpose of a roof replacement project at the state hospital in chapter 37 of the 2019 Session Laws is not subject to the provisions of section 54-44.1-11. Any unexpended funds from this appropriation are available for the completion of the roof replacement project at the state hospital during the biennium beginning July 1, 2021, and ending June 30, 2023.

SECTION 45. EXEMPTION. The amount appropriated for the development of the electronic visit verification project in chapter 11 of the 2017 Session Laws is not subject to the provisions of section 54-44.1-11. Any unexpended funds from this appropriation approved under section 54-44.1-11 for continuation into the 2019-21 biennium are available for the completion of the electronic visit verification project during the biennium beginning July 1, 2021, and ending June 30, 2023.

SECTION 46. LEGISLATIVE INTENT - UTILIZATION RATE ADJUSTMENT. It is the intent of the sixty-seventh legislative assembly that the department of human services seek a deficiency appropriation from the sixty-eighth legislative assembly for any expenditures that exceed appropriated amounts as a result of utilization rates or nursing home costs associated with the establishment of the new rate structure as provided in House Bill No. 1090 during the biennium beginning July 1, 2021, and ending June 30, 2023, if funding is not sufficient to pay actual expenses.

SECTION 47. REPORT TO LEGISLATIVE MANAGEMENT - EARLY AND PERIODIC SCREENING, DIAGNOSTIC, AND TREATMENT PROGRAM. During the 2021-22 interim, the department of human services shall conduct a study of the early and periodic screening, diagnostic, and treatment program and prepare a report. The department of human services may contract with a consultant to assist in the study and the preparation of the report. The report shall include data on the number, ages, and geographic locations of children receiving screening, diagnostic, and treatment services; the capacity of the program to ensure all children who require screening, diagnostic, and treatment services are identified and receive services; data on the disposition of referrals of children who are screened and eligible for diagnostic and treatment services, including how many receive services and how many do not receive those services by county; an assessment of the program's efforts to provide comprehensive screening and treatment for children as required by federal law; an assessment of the deficits of the program's efforts to provide comprehensive screening and treatment as required by federal law; recommendations to ensure or expand services so that all eligible children are adequately served by the program; and additional data needed to assess the program accountability and efficiency. Before October 1, 2022, the department of human services shall provide the report to the legislative management."

Page 13, line 22, remove ". The report must provide"

Page 13, remove line 23

Page 13, line 24, replace "closing the state hospital, renovating the state hospital, or building" with ", including an architectural review and cost estimate to construct"

Page 13, line 26, replace "a" with "the"

Page 13, line 26, remove "regarding the results of the study"

Page 13, line 27, replace "\$300,000" with "\$3,000,000"

Page 13, line 28, replace "the report and recommendation" with "preparing the report and to develop detailed design plans for the construction of a new treatment campus"

Page 13, remove lines 29 through 31

Page 14, replace lines 1 through 6 with:

"SECTION 49. REPORT TO LEGISLATIVE MANAGEMENT - REVISED PAYMENT METHODOLOGY FOR BASIC CARE FACILITIES. The department of human services shall develop a report for payment methodology revisions for basic care facilities that must include recommendations for:

1. Methods of reimbursement for basic care facility cost categories, including direct care, indirect care, room and board, and property; and
2. The feasibility of standardizing payments for basic care facilities in the same peer group.

Before October 1, 2022, the department shall present the report to the legislative management regarding the revised payment methodology. The estimated costs related to the implementation of the payment methodology revisions must be included in the department's 2023-25 biennium budget request submitted to the sixty-eighth legislative assembly.

SECTION 50. LEGISLATIVE MANAGEMENT REPORT - FOUR-YEAR OLD PROGRAM - EARLY CHILDHOOD GRANTS. During the 2021-22 interim, the department of human services shall provide reports to the legislative management regarding the status of four-year old program approvals, the North Dakota early childhood council, and the early childhood grant for best in class four-year old experiences.

SECTION 51. TRANSFER OF EMPLOYEES. The department of human services may use the identified twenty-seven full-time equivalent child care licensing positions of the human service zone transferred to the department pursuant to chapter 391 of the 2019 Session Laws for child care licensing, quality control, and early childhood administration.

SECTION 52. RETROACTIVE APPLICATION. Section 20 of this Act applies retroactively to July 1, 2020."

Page 14, line 7, replace "Section 17" with "Sections 18 and 26"

Page 14, line 7, replace "becomes" with "become"

Page 14, line 9, replace "14" with "19"

Page 14, line 11, replace "is" with "and section 22 of Senate Bill No. 2086, as approved by the sixty-seventh legislative assembly, are"

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:**House Bill No. 1012 - Summary of Senate Action**

	Base Budget	House Version	Senate Changes	Senate Version
State Department of Health				
Total all funds	\$0	\$0	\$563,430	\$563,430
Less estimated income	0	0	281,715	281,715
General fund	\$0	\$0	\$281,715	\$281,715
FTE	0.00	0.00	0.00	0.00
DHS - Management				
Total all funds	\$154,711,362	\$231,188,314	\$8,412,831	\$239,601,145
Less estimated income	90,021,088	139,928,943	1,698	139,930,641
General fund	\$64,690,274	\$91,259,371	\$8,411,133	\$99,670,504
FTE	107.95	97.85	0.00	97.85
DHS - Program/Policy				
Total all funds	\$3,414,166,080	\$3,762,575,571	\$57,535,433	\$3,820,111,004
Less estimated income	2,232,568,138	2,468,391,493	38,202,830	2,506,594,323
General fund	\$1,181,597,942	\$1,294,184,078	\$19,332,603	\$1,313,516,681
FTE	383.25	648.67	42.50	691.17
DHS - County Social Services Financing				
Total all funds	\$173,700,000	\$190,151,515	(\$234,129)	\$189,917,386
Less estimated income	173,700,000	188,839,791	(162,796)	188,676,995
General fund	\$0	\$1,311,724	(\$71,333)	\$1,240,391
FTE	140.00	143.00	0.00	143.00
DHS - Field Services				
Total all funds	\$342,177,623	\$297,544,383	\$5,878,205	\$303,422,588
Less estimated income	127,314,955	113,944,012	329,283	114,273,295
General fund	\$214,862,668	\$183,600,371	\$5,548,922	\$189,149,293
FTE	1,599.03	1,342.31	0.00	1,342.31
Bill total				
Total all funds	\$4,084,755,065	\$4,481,459,783	\$72,155,770	\$4,553,615,553
Less estimated income	2,623,604,181	2,911,104,239	38,652,730	2,949,756,969
General fund	\$1,461,150,884	\$1,570,355,544	\$33,503,040	\$1,603,858,584
FTE	2,230.23	2,231.83	42.50	2,274.33

House Bill No. 1012 - State Department of Health - Senate Action

	Base Budget	House Version	Senate Changes	Senate Version
Grants			\$563,430	\$563,430
Total all funds	\$0	\$0	\$563,430	\$563,430
Less estimated income	0	0	281,715	281,715
General fund	\$0	\$0	\$281,715	\$281,715
FTE	0.00	0.00	0.00	0.00

Department 301 - State Department of Health - Detail of Senate Changes

	Adds Funding for Task Force ¹	Total Senate Changes
Grants	\$563,430	\$563,430
Total all funds	\$563,430	\$563,430
Less estimated income	281,715	281,715
General fund	\$281,715	\$281,715
FTE	0.00	0.00

¹ Funding is added to provide a grant to the Task Force on the Prevention of Sexual Abuse of Children for staff and programming materials focused on primary prevention activities.

House Bill No. 1012 - DHS - Management - Senate Action

	Base Budget	House Version	Senate Changes	Senate Version
Salaries and wages	\$20,222,500	\$19,332,219	\$7,638	\$19,339,857
Operating expenses	134,438,862	211,781,095	8,405,193	220,186,288
Capital assets	50,000	75,000		75,000
Total all funds	\$154,711,362	\$231,188,314	\$8,412,831	\$239,601,145
Less estimated income	90,021,088	139,928,943	1,698	139,930,641
General fund	\$64,690,274	\$91,259,371	\$8,411,133	\$99,670,504
FTE	107.95	97.85	0.00	97.85

Department 326 - DHS - Management - Detail of Senate Changes

	Adjusts Funding for Management ¹	Total Senate Changes
Salaries and wages	\$7,638	\$7,638
Operating expenses	8,405,193	8,405,193
Capital assets		
Total all funds	\$8,412,831	\$8,412,831
Less estimated income	1,698	1,698
General fund	\$8,411,133	\$8,411,133
FTE	0.00	0.00

¹ Funding for management is adjusted as follows:

2021-23 Ongoing Funding Changes	FTE Positions	General Fund	Other Funds	Total
Funding is adjusted to provide salary increases of 1.5 percent on July 1, 2021, with a minimum monthly increase of \$100, and 2 percent on July 1, 2022. The House provided salary adjustments of 1.5 percent on July 1, 2021, and July 1, 2022, with a minimum monthly increase of \$100 and a maximum monthly increase of \$250.		\$5,940	\$1,698	\$7,638
Restores funding removed by the House for operating expenses.		8,405,193		8,405,193
Total ongoing funding changes	0.00	\$8,411,133	\$1,698	\$8,412,831

House Bill No. 1012 - DHS - Program/Policy - Senate Action

	Base Budget	House Version	Senate Changes	Senate Version
Salaries and wages	\$68,994,873	\$119,359,007	\$7,418,306	\$126,777,313
Operating expenses	150,961,583	166,664,510	3,467,411	170,131,921
Capital assets	10,000	10,000		10,000
Grants	452,041,904	461,353,354	4,652,038	466,005,392
Grants - Medical assistance	2,742,157,720	3,015,188,700	41,997,678	3,057,186,378
Total all funds	\$3,414,166,080	\$3,762,575,571	\$57,535,433	\$3,820,111,004
Less estimated income	2,232,568,138	2,468,391,493	38,202,830	2,506,594,323
General fund	\$1,181,597,942	\$1,294,184,078	\$19,332,603	\$1,313,516,681
FTE	383.25	648.67	42.50	691.17

Department 328 - DHS - Program/Policy - Detail of Senate Changes

	Adjusts Funding for Program and Policy ¹	Total Senate Changes
Salaries and wages	\$7,418,306	\$7,418,306
Operating expenses	3,467,411	3,467,411
Capital assets		
Grants	4,652,038	4,652,038
Grants - Medical assistance	41,997,678	41,997,678
Total all funds	\$57,535,433	\$57,535,433
Less estimated income	38,202,830	38,202,830
General fund	\$19,332,603	\$19,332,603
FTE	42.50	42.50

¹ Funding for Program and Policy is adjusted as follows:

2021-23 Ongoing Funding Changes	FTE Positions	General Fund	Other Funds	Total
Funding is adjusted to provide salary increases of 1.5 percent on July 1, 2021, with a minimum monthly increase of \$100, and 2 percent on July 1, 2022. The House provided salary increases of 1.5 percent on July 1, 2021, and July 1, 2022, with a minimum monthly increase of \$100 and a maximum monthly increase of \$250.		(\$3,512)	(\$24,341)	(\$27,853)
Adjusts provider inflation funding to provide a 1.5 percent increase the 1st year of the biennium and 2.0 percent the 2nd year of the biennium. The House provided 1 percent annual inflationary increases.		9,060,898	9,704,410	18,765,308
Adds federal funding and FTE positions for refugee resettlement services.	4.00		4,337,408	4,337,408
Economic Assistance				
Adds 1 FTE specialty eligibility position	1.00	43,639	130,917	174,556
Child Support				
Adds FTE positions and funding for duties being transferred from the judicial branch	3.50	308,126	209,662	517,788
Medical Services				
Adds funding to allow interpreter services to be covered by Medicaid		249,600	249,600	499,200
Adds funding for the costs to provide Medicaid coverage for continuous glucose monitoring devices as provided in House Bill No. 1288		479,585	1,297,885	1,777,470
Adjusts funding based on changes to the tribal health care coordination fund in House Bill No. 1407			7,181,628	7,181,628
Adds funding for costs to provide Medicaid coverage of metabolic supplements as provided in Senate Bill No. 2224		9,300	10,700	20,000
Long-Term Care				
Adjusts funding based on updated estimates regarding funding needed to provide services resulting from a federal Department of Justice lawsuit settlement agreement		(619,550)	(712,824)	(1,332,374)
Transfers \$300,000 of funding from the autism waiver program to the autism voucher program				0
Aging Services				
Increases funding for dementia services grants to provide a total of \$1.3 million		268,000		268,000
Children and Family Services				
Restores funding for parent-to-parent support groups reduced as part of the 1915i realignment		26,250		26,250
Adjusts funding for a new early childhood program to provide a portion of funding from federal funds available from the Department of Public Instruction		(3,958,910)	3,958,910	0
Delays the realignment of therapeutic foster care targeted case management rates		549,585	632,319	1,181,904
Adds funding for child care and early childhood programs	33.00	1,601,096	150,000	1,751,096

Behavioral Health Division

Restores funding for parent-to-parent support groups reduced as part of the 1915i realignment		5,625		5,625
Increases funding for substance use disorder vouchers to \$17 million. The House increased funding for the vouchers from \$8 million to \$12 million.		5,000,000		5,000,000
Adds 1 FTE grants and funding position	1.00	171,455		171,455

Developmental Disabilities

Restores a portion of funding for small agency accreditation costs removed in the agency savings plan to provide a total of \$100,000. The House restored \$25,000 of funding.		75,000		75,000
Adds funding for the experienced parent program		260,000		260,000
Restores funding removed in agency savings plan for Section 11 supported housing and employment		373,261		373,261
Increases corporate guardianship slots by 10 to provide for total slots of 499		98,311		98,311
Restores a portion of funding removed in agency savings plan for recreational and leisure services grants		150,000		150,000
Adjusts funding for crisis beds to reflect updated budget estimates		(30,156)	116,556	86,400
Restores funding reduced in the agency savings plan for adjustments to provider rates		5,240,000	5,910,000	11,150,000
Total ongoing funding changes	42.50	\$19,357,603	\$33,152,830	\$52,510,433

One-Time Funding Items

Removes funding added by the House for a study of the use of an Administrative Services Organization for Medicaid Expansion behavioral health services		(\$150,000)	(\$150,000)	(\$300,000)
Adds one-time funding from federal or other funds to transition individuals from the Life Skills and Transition Center to private developmental disability providers			5,200,000	5,200,000
Adds one-time funding to provide emergency stabilization grants to developmental disability providers		125,000		125,000
Total one-time funding items		(\$25,000)	\$5,050,000	\$5,025,000
Total changes to House	42.50	\$19,332,603	\$38,202,830	\$57,535,433

House Bill No. 1012 - DHS - County Social Services Financing - Senate Action

	Base Budget	House Version	Senate Changes	Senate Version
County social services	\$173,700,000	\$190,151,515	(\$234,129)	\$189,917,386
Total all funds	\$173,700,000	\$190,151,515	(\$234,129)	\$189,917,386
Less estimated income	173,700,000	188,839,791	(162,796)	188,676,995
General fund	\$0	\$1,311,724	(\$71,333)	\$1,240,391
FTE	140.00	143.00	0.00	143.00

Department 333 - DHS - County Social Services Financing - Detail of Senate Changes

	Adjusts Funding for Salaries and Wages ¹	Total Senate Changes
County social services	(\$234,129)	(\$234,129)
Total all funds	(\$234,129)	(\$234,129)
Less estimated income	(162,796)	(162,796)
General fund	(\$71,333)	(\$71,333)
FTE	0.00	0.00

¹ Funding is adjusted to provide salary increases of 1.5 percent on July 1, 2021, with a minimum monthly increase of \$100, and 2 percent on July 1, 2022. The House provided salary increases of 1.5 percent on July 1, 2021, and July 1, 2022, with a minimum monthly increase of \$100 and a maximum monthly increase of \$250. The adjustments are made as follows:

	General Fund	Other Funds	Total
DHS employees	(\$71,333)	\$762	(\$70,571)
County employees		(163,558)	(163,558)
Total	(\$71,333)	(\$162,796)	(\$234,129)

House Bill No. 1012 - DHS - Field Services - Senate Action

	Base Budget	House Version	Senate Changes	Senate Version
Human service centers	\$204,701,143	\$166,926,620	\$2,961,895	\$169,888,515
Institutions	137,476,480	130,617,763	2,916,310	133,534,073
Total all funds	\$342,177,623	\$297,544,383	\$5,878,205	\$303,422,588
Less estimated income	127,314,955	113,944,012	329,283	114,273,295
General fund	\$214,862,668	\$183,600,371	\$5,548,922	\$189,149,293
FTE	1,599.03	1,342.31	0.00	1,342.31

Department 349 - DHS - Field Services - Detail of Senate Changes

	Adjusts Funding for Field Services ¹	Total Senate Changes
Human service centers	\$2,961,895	\$2,961,895
Institutions	2,916,310	2,916,310
Total all funds	\$5,878,205	\$5,878,205
Less estimated income	329,283	329,283
General fund	\$5,548,922	\$5,548,922
FTE	0.00	0.00

¹ Funding is adjusted for Field Services as follows:

2021-23 Ongoing Funding Changes	FTE Positions	General Fund	Other Funds	Total
Funding is adjusted to provide salary increases of 1.5 percent on July 1, 2021, with a minimum monthly increase of \$100, and 2 percent on July 1, 2022. The House provided salary increases of 1.5 percent on July 1, 2021, and July 1, 2022, with a minimum monthly increase of \$100 and a maximum monthly increase of \$250.		(\$146,283)	\$22,582	(\$123,701)
Funding for provider inflation is adjusted to provide a 1.5 percent increase the 1st year of the biennium and 2.0 percent the 2nd year of the biennium. The House provided 1 percent annual inflationary increases.		272,343		272,343
Human Service Centers				
Funding for supportive housing grants reduced as part of the 1915i realignment is restored		1,747,086		1,747,086
Rent expenses removed in the agency savings plan for the Northeast Human Service Center are restored		168,736		168,736

Institutions

Funding for psychiatrist transition costs at the Life Skills and Transition Center are increased to \$183,040. The House provided funding of \$100,000 for transition costs.	83,040	83,040
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Funding is adjusted to allow for the purchase of adaptive equipment using other funds at the Life Skills and Transition Center	306,701	306,701
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Total ongoing funding changes	0.00	\$2,124,922	\$329,283	\$2,454,205
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One-Time Funding Changes

Funding for a State Hospital study is increased from \$300,000 to \$3 million to provide for architectural reviews and the development of detailed plans for the construction of a new State Hospital	\$2,700,000	\$2,700,000
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One-time funding is added for heat pump and carpet replacement projects at the Southeast Human Service Center	724,000	724,000
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Total one-time funding changes	0.00	\$3,424,000	\$0	\$3,424,000
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Total changes to base level funding	0.00	\$5,548,922	\$329,283	\$5,878,205
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House Bill No. 1012 - Other Changes - Senate Action

This amendment also:

- Adjusts the amount of funding being provided from the human service finance fund for the county social and human services program.
- Provides that DHS develop a funding methodology to distribute permanent supportive housing grants.
- Adds a section to provide for an emergency grant allocation program for developmental disabilities providers and removes a section relating to DHS applying for an Appendix K waiver.
- Provides for DHS to settle a certain number of refugees outside of the three most populous counties.
- Provides funding and requirements to transfer individuals from the Life Skills and Transition Center to community providers.
- Provides legislative intent regarding future appropriations for the federal Department of Justice lawsuit settlement.
- Provides for certain substance use disorder providers to be reimbursed at similar levels, provides for a moratorium on new substance use disorder residential providers, and provides for no more than 50 percent of substance use disorder vouchers be allocated for residential substance use disorder services administered by programs with more than 16 beds.
- Adds a section to authorize DHS to collect fees for early childhood services training and development courses.
- Removes the sunset clause on the Medicaid Expansion program and adjusts language regarding provider reimbursement rates being open records.
- Adds a section to provide for interpreter services to be covered under the Medicaid program.
- Provides for DHS to establish a behavioral health bed management system.
- Authorizes the conveyance of land at the Life Skills and Transition Center to the Grafton Fire Department.
- Authorizes exemptions to continue appropriation authority into the 2021-23 biennium. The exemptions will reduce general fund turnback by \$4,085,000.
- Provides for DHS to conduct a study of the Early and Periodic Screening, Diagnostic, and Treatment Program.
- Removes a section providing for a DHS study of using an Administrative Services Organization for behavioral health services in the Medicaid Expansion program.

- Provides for DHS to develop a new payment methodology for basic care facilities.
- Provides for a DHS report to the Legislative Management regarding the early childhood four-year old grant program.
- Authorizes positions for child care licensing to be used for other purposes.

SENATE AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1016

Page 1, line 2, after the fourth semicolon insert "to provide for a transfer;"

Page 1, remove lines 15 through 24

Page 2, replace lines 1 through 3 with:

"Salaries and wages	\$6,833,766	\$316,723	\$7,150,489
Operating expenses	2,767,321	1,280,992	4,048,313
Capital assets	224,046	21,500,000	21,724,046
Grants	210,916	0	210,916
Civil air patrol	305,134	3,991	309,125
Tuition, recruiting, and retention	4,782,072	(1,739,837)	3,042,235
Air guard contract	8,571,129	(80,968)	8,490,161
Army guard contract	46,940,013	1,683,460	48,623,473
Veterans' cemetery	1,151,906	174,092	1,325,998
Reintegration program	<u>1,051,168</u>	<u>(125,644)</u>	<u>925,524</u>
Total all funds	\$72,837,471	\$23,012,809	\$95,850,280
Less estimated income	<u>54,214,657</u>	<u>23,901,907</u>	<u>78,116,564</u>
Total general fund	\$18,622,814	(\$889,098)	\$17,733,716"

Page 2, replace lines 8 through 15 with:

"Salaries and wages	\$10,986,431	\$1,245,809	\$12,232,240
Operating expenses	8,060,574	(1,458,240)	6,602,334
Capital assets	0	660,000	660,000
Grants	16,273,425	(1,723,425)	14,550,000
Disaster costs	<u>36,555,085</u>	<u>17,587,483</u>	<u>54,142,568</u>
Total all funds	\$71,875,515	\$16,311,627	\$88,187,142
Less estimated income	<u>63,108,132</u>	<u>18,700,494</u>	<u>81,808,626</u>
Total general fund	\$8,767,383	(\$2,388,867)	\$6,378,516"

Page 2, replace lines 20 through 23 with:

"Grand total general fund	\$27,390,197	(\$3,277,965)	\$24,112,232
Grand total special funds	<u>117,322,789</u>	<u>42,602,401</u>	<u>159,925,190</u>
Grand total all funds	\$144,712,986	\$39,324,436	\$184,037,422
Full-time equivalent positions	222.00	0.00	222.00"

Page 3, after line 2, insert:

"Deferred maintenance	0	1,000,000"
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Page 3, replace lines 9 through 11 with:

"Total all funds	\$3,343,253	\$23,020,000
Total other funds	<u>3,162,253</u>	<u>21,790,000</u>
Total general fund	\$181,000	\$1,230,000"

Page 3, after line 15, insert:

"SECTION 3. APPROPRIATION - TRANSFER - NATIONAL GUARD TRAINING AREA AND FACILITY DEVELOPMENT TRUST FUND - ONE-TIME FUNDING. There is appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$1,750,000, which the office of management and budget shall transfer to the national guard training area and facility development trust fund, the sum of which is appropriated to the adjutant general for the expansion of camp Grafton, for the biennium beginning July 1, 2021, and ending

June 30, 2023. The funding provided in this section is considered a one-time funding item."

Page 3, after line 30, insert:

"SECTION 6. FIRE EMERGENCY - WILDFIRE RESPONSE MUTUAL AID.

The disaster costs line item in subdivision 2 of section 1 of this Act includes \$5,156,832 from the state disaster relief fund for personnel, equipment, materials, supplies, and intrastate and interstate mutual aid reimbursement for wildfire response. The department of emergency services, in consultation with the North Dakota forest service, may create an intrastate wildfire mutual aid reimbursement program for the purpose of reimbursing the costs of mutual aid response by fire departments. The department of emergency services shall define rules and eligibility for wildfire intrastate mutual aid reimbursement."

Page 5, line 8, remove "purchase options during the biennium beginning July 1, 2021,"

Page 5, line 9, replace "and ending June 30, 2023, for" with "contract for"

Page 5, line 13, remove "If the adjutant general secures options to purchase or lease all necessary land for the"

Page 5, remove lines 14 through 16

Page 5, line 17, remove "3."

Page 5, line 18, replace "Section 3" with "Sections 4 and 6"

Page 5, line 18, replace "is" with "are"

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

House Bill No. 1016 - Summary of Senate Action

	Base Budget	House Version	Senate Changes	Senate Version
Adjutant General				
Total all funds	\$72,837,471	\$104,862,145	\$4,488,135	\$109,350,280
Less estimated income	54,214,657	88,126,627	1,739,937	89,866,564
General fund	\$18,622,814	\$16,735,518	\$2,748,198	\$19,483,716
FTE	154.00	152.00	0.00	152.00
Department of Emergency Services				
Total all funds	\$71,875,515	\$82,770,510	\$5,416,632	\$88,187,142
Less estimated income	63,108,132	76,385,009	5,423,617	81,808,626
General fund	\$8,767,383	\$6,385,501	(\$6,985)	\$6,378,516
FTE	68.00	68.00	2.00	70.00
Bill total				
Total all funds	\$144,712,986	\$187,632,655	\$9,904,767	\$197,537,422
Less estimated income	117,322,789	164,511,636	7,163,554	171,675,190
General fund	\$27,390,197	\$23,121,019	\$2,741,213	\$25,862,232
FTE	222.00	220.00	2.00	222.00

House Bill No. 1016 - Adjutant General - Senate Action

	Base Budget	House Version	Senate Changes	Senate Version
Salaries and wages	\$6,833,766	\$7,151,029	(\$540)	\$7,150,489
Operating expenses	2,767,321	3,048,313	1,000,000	4,048,313
Capital assets	224,046	21,724,046		21,724,046
Grants	210,916	210,916		210,916
Civil air patrol	305,134	309,499	(374)	309,125
Tuition, recruiting, and retention	4,782,072	3,042,235		3,042,235
Air guard contract	8,571,129	8,496,391	(6,230)	8,490,161
Army guard contract	46,940,013	48,626,695	(3,222)	48,623,473
Veterans' cemetery	1,151,906	1,326,554	(556)	1,325,998
Reintegration program	1,051,168	926,467	(943)	925,524
Military museum		10,000,000		10,000,000
Camp Grafton expansion			3,500,000	3,500,000
Total all funds	\$72,837,471	\$104,862,145	\$4,488,135	\$109,350,280
Less estimated income	54,214,657	88,126,627	1,739,937	89,866,564
General fund	\$18,622,814	\$16,735,518	\$2,748,198	\$19,483,716
FTE	154.00	152.00	0.00	152.00

Department 540 - Adjutant General - Detail of Senate Changes

	Adjusts Funding for Salary Increases ¹	Adds One-Time Funding to Expand Camp Grafton ²	Adds One-Time Funding for Deferred Maintenance ³	Total Senate Changes
Salaries and wages	(\$540)			(\$540)
Operating expenses			\$1,000,000	1,000,000
Capital assets				
Grants				
Civil air patrol	(374)			(374)
Tuition, recruiting, and retention				
Air guard contract	(6,230)			(6,230)
Army guard contract	(3,222)			(3,222)
Veterans' cemetery	(556)			(556)
Reintegration program	(943)			(943)
Military museum				
Camp Grafton expansion		\$3,500,000		3,500,000
Total all funds	(\$11,865)	\$3,500,000	\$1,000,000	\$4,488,135
Less estimated income	(10,063)	1,750,000	0	1,739,937
General fund	(\$1,802)	\$1,750,000	\$1,000,000	\$2,748,198
FTE	0.00	0.00	0.00	0.00

¹ Funding is adjusted to provide salary increases of 1.5 percent on July 1, 2021, with a minimum monthly increase of \$100, and 2 percent on July 1, 2022. The House provided salary adjustments of 1.5 percent on July 1, 2021, and July 1, 2022, with a minimum monthly increase of \$100 and a maximum monthly increase of \$250.

² One-time funding of \$1,750,000 from the general fund is transferred to the National Guard training area and facility development trust fund. The funding is also appropriated from the National Guard training area and facility development trust fund to the Adjutant General for the expansion of Camp Grafton.

³ One-time funding of \$1,000,000 from the general fund is added for National Guard deferred maintenance projects, including building sealant repairs, air handler replacement, building automation system repairs and upgrades, asphalt repairs, and other projects.

House Bill No. 1016 - Department of Emergency Services - Senate Action

	Base Budget	House Version	Senate Changes	Senate Version
Salaries and wages	\$10,986,431	\$11,972,761	\$259,479	\$12,232,240
Operating expenses	8,060,574	6,602,334		6,602,334
Capital assets		660,000		660,000
Grants	16,273,425	14,550,000		14,550,000
Disaster costs	36,555,085	48,985,415	5,157,153	54,142,568
Total all funds	\$71,875,515	\$82,770,510	\$5,416,632	\$88,187,142
Less estimated income	63,108,132	76,385,009	5,423,617	81,808,626
General fund	\$8,767,383	\$6,385,501	(\$6,985)	\$6,378,516
FTE	68.00	68.00	2.00	70.00

Department 542 - Department of Emergency Services - Detail of Senate Changes

	Adjusts Funding for Salary Increases ¹	Adds State Radio FTE Positions ²	Increases Funding for Disaster Costs ³	Total Senate Changes
Salaries and wages	(\$6,051)	\$265,530		\$259,479
Operating expenses				
Capital assets				
Grants				
Disaster costs	321		\$5,156,832	5,157,153
Total all funds	(\$5,730)	\$265,530	\$5,156,832	\$5,416,632
Less estimated income	1,255	265,530	5,156,832	5,423,617
General fund	(\$6,985)	\$0	\$0	(\$6,985)
FTE	0.00	2.00	0.00	2.00

¹ Funding is adjusted to provide salary increases of 1.5 percent on July 1, 2021, with a minimum monthly increase of \$100, and 2 percent on July 1, 2022. The House provided salary adjustments of 1.5 percent on July 1, 2021, and July 1, 2022, with a minimum monthly increase of \$100 and a maximum monthly increase of \$250.

² Funding of \$265,530 from the radio communications fund is added for 2 new FTE communication specialist positions for State Radio.

³ Funding for disaster costs is increased by \$5,156,832 from the state disaster relief fund for costs related to spring 2021 wildfires.

House Bill No. 1016 - Other Changes - Senate Action

This amendment also:

- Adds a section to provide for the transfer of \$1,750,000 from the general fund to the National Guard training area and facility development trust fund, the sum of which is appropriated to the Adjutant General for the expansion of Camp Grafton.
- Adds a section to provide that the disaster costs line item includes \$5,156,832 from the state disaster relief fund for personnel, equipment, materials, supplies, and intrastate and interstate mutual aid reimbursement for wildfire response costs.
- Amends legislative intent relating to the expansion of Camp Grafton to remove intent for the purchase of options and instead provide that the Adjutant General contract for the purchase or long-term lease of land.

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

MR. PRESIDENT: The House has concurred in the Senate amendments and subsequently passed: HB 1033, HB 1059, HB 1072, HB 1205, HB 1347, HB 1349, HB 1353, HB 1478, and HB 1483.

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

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

HB 1001: Sens. Hogue; Sorvaag; Mathern
HB 1003: Sens. Bekkedahl; Holmberg; Mathern
HB 1004: Sens. Oehlke; Dever; Poolman
HB 1006: Sens. Wanzek; Bekkedahl; Rust
HB 1008: Sens. Wanzek; Poolman; Krebsbach
HB 1009: Sens. Wanzek; Erbele; Heckaman
HB 1010: Sens. Oehlke; Erbele; Davison
HB 1017: Sens. Oehlke; Wanzek; Erbele
HB 1018: Sens. Erbele; Krebsbach; Davison
HB 1019: Sens. Sorvaag; Bekkedahl; Mathern
HB 1021: Sens. Hogue; Oehlke; Heckaman
HB 1022: Sens. Bekkedahl; Poolman; Rust
HB 1023: Sens. Krebsbach; Dever; Heckaman
HB 1024: Sens. Hogue; Rust; Davison
HB 1035: Sens. Larson; Heitkamp; Bakke

HB 1209: Sens. Vedaa; Weber; Marcellais
HB 1246: Sens. Schaible; Wobbema; Oban
HB 1383: Sens. Dwyer; Luick; Bakke
HB 1493: Sens. Lee; K. Roers; O. Larsen
HCR 3021: Sens. Heitkamp; Dwyer; Bakke

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

MR. SPEAKER: The Senate does not concur in the House amendments to SB 2004, SB 2006, SB 2012, SB 2015, SB 2019, SB 2145, SB 2212, SB 2256, SB 2271, SB 2290, and SB 2319, and the President has appointed as a conference committee to act with a like committee from the House on:

SB 2004: Sens. Sorvaag; Bekkedahl; Mathern
SB 2006: Sens. Bekkedahl; Holmberg; Davison
SB 2012: Sens. Oehlke; Rust; Heckaman
SB 2015: Sens. Wanzek; Poolman; Mathern
SB 2019: Sens. Poolman; Erbele; Heckaman
SB 2145: Sens. K. Roers; O. Larsen; Hogan
SB 2212: Sens. Anderson; Lee; Hogan
SB 2256: Sens. Lee; Clemens; Hogan
SB 2271: Sens. Meyer; Vedaa; Marcellais
SB 2290: Sens. Meyer; Elkin; Marcellais
SB 2319: Sens. Kannianen; Patten; Bell

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

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

SB 2043: Reps. Steiner; Louser; B. Koppelman
SB 2161: Reps. Beltz; Westlind; M. Ruby
SB 2247: Reps. Louser; D. Ruby; Adams
SB 2248: Reps. Rohr; Skroch; Schneider

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

MR. PRESIDENT: The House has not adopted the conference committee report on: HB 1371.

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

MR. PRESIDENT: The House has adopted the conference committee report on: HB 1074, HB 1096, HB 1117, HB 1502.

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

MR. PRESIDENT: The House has adopted the conference committee report on: SB 2048, SB 2117.

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

MR. PRESIDENT: The House has adopted the conference committee report and subsequently passed: HB 1148, HB 1254.

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

MR. PRESIDENT: The House has adopted the conference committee report, subsequently passed, and the emergency clause carried: HB 1045, HB 1175.

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

MR. PRESIDENT: Your signature is respectfully requested on: HB 1212, HB 1249.

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

MR. SPEAKER: Your signature is respectfully requested on: SB 2007, SB 2017, SB 2022, SB 2024, SB 2025, SB 2093, SB 2132, SB 2164, SB 2281, SB 2299, SB 2329.

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

MR. SPEAKER: The President has signed: HB 1212, HB 1249.

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

MR. SPEAKER: The President has signed: SB 2321.

MOTION

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

MOTION

REP. LOUSER MOVED that the House be on the Fourth, Fifth, Seventh, Thirteenth, and Sixteenth orders of business and at the conclusion of those orders, the House stand adjourned until 8:00 a.m., Wednesday, April 14, 2021, which motion prevailed on a voice vote.

REPORT OF CONFERENCE COMMITTEE

HB 1103, as engrossed: Your conference committee (Sens. Anderson, Kannianen, Oban and Reps. Devlin, Beltz, Fegley) recommends that the **SENATE RECEDE** from the Senate amendments as printed on HJ page 1073 and place HB 1103 on the Seventh order.

Engrossed HB 1103 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE

HB 1163, as engrossed: Your conference committee (Sens. Anderson, K. Roers, Clemens and Reps. Westlind, Beltz, Dobervich) recommends that the **SENATE RECEDE** from the Senate amendments as printed on HJ page 1084, adopt amendments as follows, and place HB 1163 on the Seventh order:

That the Senate recede from its amendments as printed on pages 1084 of the House Journal and pages 778 of the Senate Journal and that Engrossed House Bill No. 1163 be amended as follows:

Page, 1, line 16, remove "mean needles, syringes, stericups, danispoons, and cotton filters for"

Page 1, replace "syringes" with "include needles, syringes, sterile disposal preparation spoons, cotton, sterile filters, alcohol wipes, sterile water, saline, tourniquets, disposal containers, wound care, testing strips, naloxone, and other items recognized as supporting safe drug use"

Renumber accordingly

Engrossed HB 1163 was placed on the Seventh order of business on the calendar.

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

Buell J. Reich, Chief Clerk