

## JOURNAL OF THE SENATE

## Sixty-seventh Legislative Assembly

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Bismarck, February 2, 2021

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

The prayer was offered by Reverend LaRue Goetz, Revival Prayer Fellowship, Bismarck.

The roll was called and all members were present.

A quorum was declared by the President.

## MOTION

**SEN. KLEIN MOVED** that the Senate resolve itself into a Confirmation Session, which motion prevailed.

## REPORT OF SELECT COMMITTEE

**MR. PRESIDENT:** Your **Select Committee (Sen. Vedaa, Chairman)** appointed to consider the nomination for Commissioner, North Dakota Department of Financial Institutions, do advise and consent to the appointment of I. Lise Kruse.

## MOTION

**SEN. PATTEN MOVED** that the report be adopted.

## ROLL CALL

The question being, "will the Senate advise and consent to the appointment of I. Lise Kruse for Commissioner, North Dakota Department of Financial Institutions," the roll was called and there were 47 YEAS, 0 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

**YEAS:** Anderson; Bakke; Bekkedahl; Burckhard; Clemens; Conley; Davison; Dever; Dwyer; Elkin; Erbele; Fors; Heckaman; Heitkamp; Hogan; Hogue; Holmberg; Kannianen; Klein; Krebsbach; Kreun; Larsen, D.; Larsen, O.; Larson, D.; Lee; Lemm; Luick; Marcellais; Mathern; Meyer; Myrdal; Oban; Oehlke; Patten; Piepkorn; Poolman; Roers, J.; Roers, K.; Rust; Schaible; Sorvaag; Unruh Bell; Vedaa; Wanzek; Wardner; Weber; Wobbema

The Senate advises and consents to the appointment of I. Lise Kruse as Commissioner, North Dakota Department of Financial Institutions.

## REPORT OF SELECT COMMITTEE

**MR. PRESIDENT:** Your **Select Committee (Sen. Larson, Chairman)** appointed to consider the nomination to the North Dakota Gaming Commission, do advise and consent to the appointment of Blake Krabseth.

## MOTION

**SEN. FORS MOVED** that the report be adopted.

## ROLL CALL

The question being, "will the Senate advise and consent to the appointment of Blake Krabseth to the North Dakota Gaming Commission," the roll was called and there were 47 YEAS, 0 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

**YEAS:** Anderson; Bakke; Bekkedahl; Burckhard; Clemens; Conley; Davison; Dever; Dwyer; Elkin; Erbele; Fors; Heckaman; Heitkamp; Hogan; Hogue; Holmberg; Kannianen; Klein; Krebsbach; Kreun; Larsen, D.; Larsen, O.; Larson, D.; Lee; Lemm; Luick; Marcellais; Mathern; Meyer; Myrdal; Oban; Oehlke; Patten; Piepkorn; Poolman; Roers, J.; Roers, K.; Rust; Schaible; Sorvaag; Unruh Bell; Vedaa; Wanzek; Wardner; Weber; Wobbema

The Senate advises and consents to the appointment of Blake Krabseth to the North Dakota Gaming Commission.

#### REPORT OF SELECT COMMITTEE

**MR. PRESIDENT:** Your **Select Committee (Sen. Meyer, Chairman)** appointed to consider the nomination for Commissioner, North Dakota Department of Securities do advise and consent to the appointment of Karen Tyler.

#### MOTION

**SEN. MEYER MOVED** that the report be adopted.

#### ROLL CALL

The question being, "will the Senate advise and consent to the appointment of Karen Tyler as Commissioner, North Dakota Department of Securities," the roll was called and there were 47 YEAS, 0 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

**YEAS:** Anderson; Bakke; Bekkedahl; Burckhard; Clemens; Conley; Davison; Dever; Dwyer; Elkin; Erbele; Fors; Heckaman; Heitkamp; Hogan; Hogue; Holmberg; Kannianen; Klein; Krebsbach; Kreun; Larsen, D.; Larsen, O.; Larson, D.; Lee; Lemm; Luick; Marcellais; Mathern; Meyer; Myrdal; Oban; Oehlke; Patten; Piepkorn; Poolman; Roers, J.; Roers, K.; Rust; Schaible; Sorvaag; Unruh Bell; Vedaa; Wanzek; Wardner; Weber; Wobbema

The Senate advises and consents to the appointment of Karen Tyler as Commissioner, North Dakota Department of Securities.

#### MOTION

**SEN. KLEIN MOVED** that the Confirmation Session be dissolved, which motion prevailed.

#### CONSIDERATION OF AMENDMENTS

**SB 2213: SEN. PATTEN (Finance and Taxation Committee) MOVED** that the amendments be adopted and then be **REFERRED** to the **Appropriations Committee** with **DO PASS**, which motion prevailed on a voice vote.

SB 2213 was rereferred to the **Appropriations Committee**.

#### CONSIDERATION OF AMENDMENTS

**SB 2111: SEN. D. LARSEN (Transportation Committee) MOVED** that the amendments be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed on a voice vote.

#### CONSIDERATION OF AMENDMENTS

**SB 2048: SEN. KLEIN (Industry, Business and Labor Committee) MOVED** that the amendments be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed on a voice vote.

#### CONSIDERATION OF AMENDMENTS

**SB 2244: SEN. KREUN (Industry, Business and Labor Committee) MOVED** that the amendments be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed on a voice vote.

#### CONSIDERATION OF AMENDMENTS

**SB 2251: SEN. HEITKAMP (Political Subdivisions Committee) MOVED** that the amendments be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed on a voice vote.

#### CONSIDERATION OF AMENDMENTS

**SB 2092: SEN. MARCELLAIS (Industry, Business and Labor Committee) MOVED** that the amendments be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed on a voice vote.

#### SECOND READING OF SENATE BILL

**SB 2228:** A BILL for an Act to create and enact a new section to chapter 54-03 of the North Dakota Century Code, relating to a nonpartisan, advisory redistricting commission; and to provide a statement of legislative intent.

**ROLL CALL**

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 7 YEAS, 40 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

**YEAS:** Bakke; Heckaman; Hogan; Marcellais; Mathern; Oban; Piepkorn

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

SB 2228 failed.

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**SECOND READING OF SENATE BILL**

**SB 2250:** A BILL for an Act to amend and reenact sections 53-01-01.1 and 53-01-07 of the North Dakota Century Code, relating to combative sports.

**ROLL CALL**

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

**YEAS:** Anderson; Bakke; Bekkedahl; Burckhard; Clemens; Conley; Davison; Dever; Dwyer; Elkin; Erbele; Fors; Heckaman; Heitkamp; Hogan; Hogue; Holmberg; Kannianen; Klein; Krebsbach; Kreun; Larsen, D.; Larsen, O.; Larson, D.; Lee; Lemm; Luick; Marcellais; Mathern; Meyer; Myrdal; Oban; Oehlke; Patten; Piepkorn; Poolman; Roers, J.; Roers, K.; Rust; Schaible; Sorvaag; Unruh Bell; Vedaa; Wanzek; Wardner; Weber; Wobbema

SB 2250 passed.

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**SECOND READING OF SENATE BILL**

**SB 2158:** A BILL for an Act to amend and reenact section 53-06.2-01, subsection 3 of section 53-06.2-07, and section 53-06.2-15 of North Dakota Century Code, relating to pari-mutuel horse racing; and to repeal section 53-06.2-03 of the North Dakota Century Code, relating to the appointment of a director of racing.

**ROLL CALL**

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 21 YEAS, 26 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

**YEAS:** Anderson; Clemens; Conley; Dwyer; Elkin; Fors; Heitkamp; Hogue; Kannianen; Klein; Kreun; Larsen, D.; Larsen, O.; Larson, D.; Lemm; Luick; Myrdal; Roers, J.; Schaible; Sorvaag; Wobbema

**NAYS:** Bakke; Bekkedahl; Burckhard; Davison; Dever; Erbele; Heckaman; Hogan; Holmberg; Krebsbach; Lee; Marcellais; Mathern; Meyer; Oban; Oehlke; Patten; Piepkorn; Poolman; Roers, K.; Rust; Unruh Bell; Vedaa; Wanzek; Wardner; Weber

SB 2158 failed.

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**SECOND READING OF SENATE BILL**

**SB 2176:** A BILL for an Act to provide an appropriation for a distance learning family reimbursement program; to provide an expiration date; and to declare an emergency.

**ROLL CALL**

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 5 YEAS, 42 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

**YEAS:** Dwyer; Fors; Hogan; Larsen, O.; Mathern

**NAYS:** Anderson; Bakke; Bekkedahl; Burckhard; Clemens; Conley; Davison; Dever; Elkin; Erbele; Heckaman; Heitkamp; Hogue; Holmberg; Kannianen; Klein; Krebsbach; Kreun; Larsen, D.; Larson, D.; Lee; Lemm; Luick; Marcellais; Meyer; Myrdal; Oban; Oehlke; Patten; Piepkorn; Poolman; Roers, J.; Roers, K.; Rust; Schaible; Sorvaag; Unruh Bell; Vedaa; Wanzek; Wardner; Weber; Wobbema

SB 2176 failed.

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**SECOND READING OF SENATE BILL**

**SB 2338:** A BILL for an Act to create and enact subdivision yy of subsection 2 of section 12-60-24 of the North Dakota Century Code, relating to criminal history record checks; and to amend and reenact sections 51-05.1-01.1 and 51-05.1-02 of the North Dakota Century Code, relating to auctioneer's and clerk's licenses and standards.

**ROLL CALL**

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 44 YEAS, 3 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

**YEAS:** Anderson; Bakke; Bekkedahl; Burckhard; Clemens; Conley; Davison; Dever; Dwyer; Elkin; Erbele; Fors; Heckaman; Heitkamp; Hogan; Hogue; Holmberg; Kannianen; Klein; Krebsbach; Kreun; Larsen, D.; Larson, D.; Lee; Lemm; Luick; Marcellais; Mathern; Meyer; Oban; Oehlke; Patten; Poolman; Roers, J.; Roers, K.; Rust; Schaible; Sorvaag; Unruh Bell; Vedaa; Wanzek; Wardner; Weber; Wobbema

**NAYS:** Larsen, O.; Myrdal; Piepkorn

SB 2338 passed.

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**SECOND READING OF SENATE BILL**

**SB 2202:** A BILL for an Act to amend and reenact subsection 36 of section 57-02-08 of the North Dakota Century Code, relating to a property tax exemption for property leased for the provision of early childhood services; and to provide an effective date.

**ROLL CALL**

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

**YEAS:** Anderson; Bakke; Bekkedahl; Burckhard; Clemens; Conley; Davison; Dever; Dwyer; Elkin; Erbele; Fors; Heckaman; Heitkamp; Hogan; Hogue; Holmberg; Kannianen; Klein; Krebsbach; Kreun; Larsen, D.; Larsen, O.; Larson, D.; Lee; Lemm; Luick; Marcellais; Mathern; Meyer; Myrdal; Oban; Oehlke; Patten; Piepkorn; Poolman; Roers, J.; Roers, K.; Rust; Schaible; Sorvaag; Unruh Bell; Vedaa; Wanzek; Wardner; Weber; Wobbema

SB 2202 passed.

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**SECOND READING OF SENATE BILL**

**SB 2207:** A BILL for an Act to amend and reenact section 54-16-03 of the North Dakota Century Code, relating to submissions to the emergency commission; and to repeal

section 54-16-03.1 of the North Dakota Century Code, relating to emergency requests.

#### ROLL CALL

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

**YEAS:** Anderson; Bakke; Bekkedahl; Burckhard; Clemens; Conley; Davison; Dever; Dwyer; Elkin; Erbele; Fors; Heckaman; Heitkamp; Hogan; Hogue; Holmberg; Kannianen; Klein; Krebsbach; Kreun; Larsen, D.; Larsen, O.; Larson, D.; Lee; Lemm; Luick; Marcellais; Mathern; Meyer; Myrdal; Oban; Oehlke; Patten; Piepkorn; Poolman; Roers, J.; Roers, K.; Rust; Schaible; Sorvaag; Unruh Bell; Vedaa; Wanzek; Wardner; Weber; Wobbema

SB 2207 passed.

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#### SECOND READING OF SENATE BILL

**SB 2204:** A BILL for an Act to amend and reenact subsection 6 of section 12.1-32-07 of the North Dakota Century Code, relating to the authority of district court judges to revoke and modify criminal sentences.

#### ROLL CALL

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

**YEAS:** Anderson; Bakke; Bekkedahl; Burckhard; Clemens; Conley; Davison; Dever; Dwyer; Elkin; Erbele; Fors; Heckaman; Heitkamp; Hogan; Hogue; Holmberg; Kannianen; Klein; Krebsbach; Kreun; Larsen, D.; Larsen, O.; Larson, D.; Lee; Lemm; Luick; Marcellais; Mathern; Meyer; Myrdal; Oban; Oehlke; Patten; Piepkorn; Poolman; Roers, J.; Roers, K.; Rust; Schaible; Sorvaag; Unruh Bell; Vedaa; Wanzek; Wardner; Weber; Wobbema

SB 2204 passed.

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

**MR. SPEAKER:** The Senate has passed, and your favorable consideration is requested on: SB 2164, SB 2191, SB 2214, SB 2216, SB 2233, SB 2240, SB 2247, SB 2260, SB 2263.

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

**MR. SPEAKER:** The Senate has passed, the emergency clause carried, and your favorable consideration is requested on: SB 2166.

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

**MR. PRESIDENT:** The House has passed, and your favorable consideration is requested on: HB 1058, HB 1096, HB 1103, HB 1124, HB 1163, HB 1184, HB 1214, HB 1216, HB 1218, HB 1223, HB 1336, HB 1381, HCR 3006.

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

**MR. PRESIDENT:** The House has passed, the emergency clause carried, and your favorable consideration is requested on: HB 1146.

#### MOTION

**SEN. KLEIN MOVED** that the Senate be on the Fourth, Fifth, Ninth, and Thirteenth orders of business and at the conclusion of those orders, the Senate stand adjourned until 1:00 p.m., Wednesday, February 3, 2021, which motion prevailed.

#### REPORT OF STANDING COMMITTEE

**SB 2161: Human Services Committee (Sen. Lee, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS**

and **BE REREFERRED** to the **Appropriations Committee** (5 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). SB 2161 was placed on the Sixth order on the calendar.

Page 1, line 3, after "system" insert "; and to provide for a legislative management study"

Page 1, line 9, after the underscored period insert "A mental health provider shall provide the information and documentation necessary to the department annually in the form and manner prescribed by the department."

Page 1, line 15, replace the second "and" with "or"

Page 1, line 16, after "shall" insert "participate in and"

Page 1, line 16, after "report" insert "daily"

Page 1, line 16, after "information" insert "and documentation"

Page 1, line 17, after "system" insert "in the form and manner prescribed by the department"

Page 1, after line 17, insert:

**"SECTION 3. LEGISLATIVE MANAGEMENT STUDY - EXPANDED BEHAVIORAL HEALTH SERVICES.** During the 2021-22 interim, the legislative management shall consider studying the implementation of expanded behavioral health services, including section 1915(i) waiver implementation, capacity and utilization of the state hospital, a mental health provider registry, a behavioral health bed management system, and implementation of the recommendations of the 2018 North Dakota behavioral health system study conducted by the human services research institute. The legislative management shall report its finding and recommendations, together with any legislation required to implement the recommendations, to the sixty-eighth legislative assembly."

Renumber accordingly

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

**SB 2187: Human Services Committee (Sen. Lee, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (5 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). SB 2187 was placed on the Sixth order on the calendar.

Page 6, line 11, remove "in the United States, including a licensed or"

Page 6, remove line 12

Page 6, line 13, replace "includes the provision of" with "or otherwise authorized under the laws of any state to provide"

Page 6, line 13, remove "for the purpose of treating or"

Page 6, line 14, replace "managing" with "to treat or manage"

Page 6, line 18, after the first "a" insert "master's or"

Page 16, line 8, replace "pursing" with "pursuing"

Page 16, line 9, after the second "of" insert "no"

Renumber accordingly

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

**SB 2205: Appropriations Committee (Sen. Holmberg, Chairman)** recommends **DO PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2205 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**SB 2219: Education Committee (Sen. Schaible, Chairman)** recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2219 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**SB 2236: Industry, Business and Labor Committee (Sen. Klein, Chairman)** recommends **DO NOT PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2236 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**SB 2242: Judiciary Committee (Sen. Larson, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2242 was placed on the Sixth order on the calendar.

Page 1, line 15, remove "provides"

Page 1, line 16, replace "The" with "Provides the"

Page 1, line 16, remove "or"

Page 1, line 17, after the underscored comma insert "or a bill of sale"

Page 1, line 19, remove "An affidavit executed by a law enforcement officer attesting to the officer's"

Page 1, replace lines 20 and 21 with "Is a licensed business that in the regular course of business collects, stores, or sells a catalytic converter or any other motor vehicle part."

Renumber accordingly

**REPORT OF STANDING COMMITTEE**

**SB 2256: Human Services Committee (Sen. Lee, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (5 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). SB 2256 was placed on the Sixth order on the calendar.

Page 1, line 1, remove "home and"

Page 1, line 2, remove "community-based services waiver for individuals with intellectual disabilities and"

Page 1, line 3, replace "disabilities" with "services; and to provide an appropriation"

Page 1, line 5, remove "**HOME AND COMMUNITY-BASED SERVICES WAIVERS -**"

Page 1, line 6, after "**STUDY**" insert "**- DEVELOPMENTAL DISABILITIES SERVICES**"

Page 1, line 6, remove "identify"

Page 1, replace lines 7 through 13 with:

"study state and federal laws and regulations relating to the care and treatment of individuals with developmental disabilities.

1. The study must include a review of the following:

- a. The state's existing programs to identify potential pathways for individuals who have a developmental disability but do not meet the eligibility criteria for existing programs;

- b. Gap identification with programmatic recommendations identifying potential strategies to address the gaps, and potential federal and state funding sources;
  - c. Efforts and services offered by other states, including the planning and implementation process for any new programs; and
  - d. The impact of implementation and expanding of programs to address service gaps, including the number of individuals impacted, cost, and timeline for implementation.
2. The legislative management shall report its findings and recommendations, together with any legislation necessary to implement those recommendations, to the sixty-eighth legislative assembly.

**SECTION 2. APPROPRIATION.** There is appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$150,000, or so much of the sum as may be necessary, to the department of human services for the purpose of selecting a consultant to assist legislative management in the study related to the state's developmental services, for the biennium beginning July 1, 2021, and ending June 30, 2023."

Renumber accordingly

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

**SB 2279: Human Services Committee (Sen. Lee, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (5 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). SB 2279 was placed on the Sixth order on the calendar.

Page 1, line 3, after "pharmacist" insert "; and to declare an emergency"

Page 2, after line 6, insert:

**"SECTION 2. EMERGENCY.** This Act is declared to be an emergency measure."

Renumber accordingly

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

**SB 2308: Judiciary Committee (Sen. Larson, Chairman)** recommends **DO PASS** (6 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). SB 2308 was placed on the Eleventh order on the calendar.

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

**SB 2334: Industry, Business and Labor Committee (Sen. Klein, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (5 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). SB 2334 was placed on the Sixth order on the calendar.

Page 1, line 2, replace "licensure" with "registration"

Page 1, line 15, replace "License" with "Registration"

Page 1, line 16, replace "license" with "certificate of registration"

Page 1, line 18, replace "license" with "certificate of registration"

Page 1, line 19, replace "licenses" with "certificate of registration"

Page 1, line 20, replace "licensure" with "certificate"

Page 1, line 22, replace "license" with "certificate"



Page 1, line 23, replace "licensure" with "registration"

Page 1, line 24, replace "licensure" with "registration"

Page 2, line 1, replace "a facility" with "one or more facilities"

Page 3, line 4, replace "license" with "certificate of registration"

Page 3, line 5, replace "license" with "certificate of registration"

Page 3, line 15, replace "license" with "certificate of registration"

Page 3, line 16, replace "license" with "certificate of registration"

Page 3, line 17, replace "licensed" with "registered"

Page 3, line 19, replace "licensing" with "registering"

Page 3, line 23, replace "license" with "certificate of registration"

Page 3, line 26, after "licensing" insert "or registration"

Renumber accordingly

#### FIRST READING OF HOUSE BILLS

**HB 1028:** A BILL for an Act to amend and reenact section 57-15-17 of the North Dakota Century Code, relating to the ability of a school district to temporarily transfer excess funds accruing as a result of the COVID-19 pandemic between the general fund and the building fund of the school district; to provide an expiration date; and to declare an emergency.

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

**HB 1034:** A BILL for an Act to amend and reenact sections 25-03.1-11, 25-03.1-17, 25-03.1-19, 25-03.1-26, 25-03.1-27, 25-03.1-30, 25-03.1-34, and 25-03.1-42 of the North Dakota Century Code, relating to preliminary treatment and involuntary treatment hearings and references to an individual who is chemically dependent; and to provide a penalty.

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

**HB 1036:** A BILL for an Act to provide for a legislative management study regarding the juvenile justice process.

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

**HB 1038:** A BILL for an Act to provide for a legislative management legacy fund earnings committee.

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

**HB 1040:** A BILL for an Act to amend and reenact sections 65-01-16 and 65-04-32 of the North Dakota Century Code, relating to appealing a workforce safety and insurance decision; and to provide for application.

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

**HB 1044:** A BILL for an Act to amend and reenact section 43-12.5-01 of the North Dakota Century Code, relating to the advanced practice registered nurse licensure compact.

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

**HB 1047:** A BILL for an Act to amend and reenact subsection 1 of section 27-20-51 of the North Dakota Century Code, relating to inspection of juvenile court files and records.

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

**HB 1048:** A BILL for an Act to create and enact a new subsection to section 30.1-28-04 of the North Dakota Century Code, relating to the requirement of a guardian to obtain a bond.

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

**HB 1049:** A BILL for an Act to create and enact a new section to chapter 30.1-28 of the North Dakota Century Code, relating to restrictions on visitation, communication, and interaction with the ward.

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

**HB 1050:** A BILL for an Act to amend and reenact subsection 2 of section 54-60.1-01 of the North Dakota Century Code, relating to definitions relating to business incentives, agreements, and reports.

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

**HB 1051:** A BILL for an Act to create and enact two new sections to chapter 65-02 and a new section to chapter 65-04, of the North Dakota Century Code, relating to attorney's fees and reimbursement to employers, payment of fees associated with credit or debit card payments, and settlements regarding amounts owed by employers; to amend and reenact sections 65-04-19, 65-04-24, and 65-04-25 and subsection 1 of section 65-04-26.1 of the North Dakota Century Code, relating to audit of employers, workforce safety and insurance retaining counsel on employer files, and filing payroll reports; to provide a continuing appropriation; to provide for application; and to declare an emergency.

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

**HB 1052:** A BILL for an Act to amend and reenact section 27-20-61 of the North Dakota Century Code, relating to cooperative agreements to provide services to juveniles adjudicated in tribal court.

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

**HB 1062:** A BILL for an Act to create and enact a new subsection to section 26.1-30-19 of the North Dakota Century Code, relating to the confidentiality of insurance filings; and to amend and reenact section 26.1-03-10, subdivision a of subsection 5 of section 26.1-03-19.4, and subsection 6 of section 26.1-03-19.4 of the North Dakota Century Code, relating to insurance company records held by the insurance commissioner.

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

**HB 1066:** A BILL for an Act to amend and reenact section 50-06-05.2 of the North Dakota Century Code, relating to the accreditation of the regional human service centers.

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

**HB 1069:** A BILL for an Act to amend and reenact section 12-47-31 of the North Dakota Century Code, relating to the discharge of offenders.

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

**HB 1070:** A BILL for an Act to amend and reenact section 12-59-12 of the North Dakota Century Code, relating to modification of parole board action.

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

**HB 1075:** A BILL for an Act to repeal section 15.1-06-04.1 of the North Dakota Century Code, relating to school district calendar limitations.

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

**HB 1077:** A BILL for an Act to create and enact chapter 30.1-37 of the North Dakota Century Code, relating to the Uniform Electronic Wills Act; and to provide for application.

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

**HB 1078:** A BILL for an Act to create and enact sections 16.1-13-35, 16.1-13-36, 16.1-13-37, 16.1-13-38, 16.1-13-39, 16.1-13-40, 16.1-13-41, 16.1-13-42, 16.1-13-43, and 16.1-13-44 and chapter 16.1-14.1 of the North Dakota Century Code, relating to presidential elections and the adoption of the Uniform Faithful Presidential Electors Act; to amend and reenact subsection 1 of section 16.1-03-14 and sections 16.1-06-06, 16.1-12-02, 16.1-14-01, 16.1-14-03, 16.1-14-08, 16.1-14-09, 16.1-14-10, 16.1-14-11, 16.1-14-12, 16.1-14-13, and 16.1-14-14 of the North Dakota Century Code, relating to nominating presidential electors and alternate electors, and presidential electors' roles and procedures; and to repeal sections 16.1-14-05, 16.1-14-18, 16.1-14-19, 16.1-14-20, 16.1-14-21, 16.1-14-22, 16.1-14-23, 16.1-14-24, 16.1-14-25, 16.1-14-26, 16.1-14-27, and 16.1-14-28 of the North Dakota

Century Code, relating to the filling of a vacancy of a presidential elector and voting of new and former residents at presidential elections.

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

**HB 1079:** A BILL for an Act to create and enact chapter 47-37 of the North Dakota Century Code, relating to the Uniform Environmental Covenants Act.

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

**HB 1083:** A BILL for an Act to amend and reenact sections 15.1-21-02.4 and 15.1-21-02.5 of the North Dakota Century Code, relating to scholarship eligibility requirements; and to declare an emergency.

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

**HB 1084:** A BILL for an Act to create and enact a new section to chapter 65-02 of the North Dakota Century Code, relating to charging fees for outgoing file copies; to amend and reenact paragraph 3 of subdivision b of subsection 11 of section 65-01-02, section 65-01-11, subsections 2 and 3 of section 65-04-33, subsection 7 of section 65-05-08, sections 65-05-09, 65-05-10, 65-05-32, and 65-05-33, subsection 1 of section 65-05-35, subsections 3 and 6 of section 65-05.1-01, and subsection 2 of section 65-05.1-06.1 of the North Dakota Century Code, relating to definition of compensable injury, burden of proof involving recreational marijuana use, an employer's willful misrepresentation by statement or omission, reapplications following a refusal of job offer, calculation of temporary total, permanent total, and temporary partial disability using average weekly wage from the definition section, release of claim file information to survivors in death claims, a person who claims benefits or the employer of a person who claims benefits and makes a false statement or omission, presumed closed claims, and reapplications following completion of a rehabilitation retraining program; to provide a penalty; and to provide for application.

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

**HB 1085:** A BILL for an Act to amend and reenact subsection 3 of section 10-04-02, sections 10-04-05, 10-04-06, 10-04-07.1, 10-04-08.1, 10-04-08.3, and 10-04-08.4, and subsection 2 of section 10-04-10 of the North Dakota Century Code, relating to the definition of broker-dealer, registration by coordination, federal covered securities, and qualifications of registered agents.

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

**HB 1089:** A BILL for an Act to amend and reenact sections 25-01.2-09 and 25-03.1-40 of the North Dakota Century Code, relating to seclusion, restraint, and the prohibition of shock treatment and aversive reinforcement conditioning.

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

**HB 1091:** A BILL for an Act to create and enact a new section to chapter 50-11 of the North Dakota Century Code, relating to the use of an automated clearing house to facilitate payment; to amend and reenact subsection 1 of section 50-06-01.4, subsection 8 of section 50-11-00.1, and sections 50-11-02 and 50-11-03.2 of the North Dakota Century Code, relating to shelter care services, foster care for children, foster care approval and licensing of facilities, and the use of public funds; and to provide for application.

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

**HB 1092:** A BILL for an Act to create and enact three new sections to chapter 26.1-02.1 of the North Dakota Century Code, relating to civil and administrative remedies used to combat insurance fraud; and to provide a penalty.

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

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

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

**HB 1107:** A BILL for an Act to amend and reenact section 15-10-19.1 of the North Dakota Century Code, relating to the definition of a resident student for tuition purposes.  
Was read the first time and referred to the **Education Committee**.

**HB 1111:** An Act to provide for a legislative management study of competency-based learning initiatives implemented in school districts under innovative education programs.  
Was read the first time and referred to the **Education Committee**.

**HB 1131:** A BILL for an Act to amend and reenact section 15.1-02-16 of the North Dakota Century Code, relating to credentials for specialists trained in dyslexia.  
Was read the first time and referred to the **Education Committee**.

**HB 1135:** A BILL for an Act to amend and reenact sections 15.1-21-02.4 and 15.1-21-02.5 of the North Dakota Century Code, relating to eligibility for the North Dakota career and technical education scholarship and the North Dakota academic scholarship for high school students enrolled in school districts using course proficiency-based grading systems.  
Was read the first time and referred to the **Education Committee**.

**HB 1210:** A BILL for an Act to provide for a legislative management study of out-of-pocket expenses incurred by teachers in the state for classroom school supplies and the feasibility and desirability of creating a teacher reimbursement program.  
Was read the first time and referred to the **Education Committee**.

#### **FIRST READING OF HOUSE CONCURRENT RESOLUTION**

**HCR 3009:** A concurrent resolution requesting the Legislative Management to consider studying provisions of the North Dakota Century Code relating to compulsory school attendance, including a comparison of compulsory school attendance laws in other states.  
Was read the first time and referred to the **Education Committee**.

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

**Shanda Morgan, Secretary**