

JOURNAL OF THE SENATE

Sixty-seventh Legislative Assembly

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Bismarck, April 20, 2021

The Senate convened at 8:00 a.m., with President Sanford presiding.

The prayer was offered by Senator Howard Anderson, District 8.

The roll was called and all members were present.

A quorum was declared by the President.

CONSIDERATION OF CONFERENCE COMMITTEE REPORT

SEN. VEDAA MOVED that the conference committee report on Engrossed SB 2271 as printed on SJ pages 1538-1539 be adopted, which motion prevailed on a voice vote.

Engrossed SB 2271, as amended, was placed on the Eleventh order of business.

SECOND READING OF SENATE BILL

SB 2271: A BILL for an Act to provide a statement of legislative intent regarding presidential elections; to provide for a legislative management study; and to provide a directive.

ROLL CALL

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

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

NAYS: Bakke; Heckaman; Hogan; Larsen, O.; Marcellais; Mathern; Oban; Piepkorn

Reengrossed SB 2271 passed.

CONSIDERATION OF CONFERENCE COMMITTEE REPORT

SEN. ELKIN MOVED that the conference committee report on Engrossed SB 2332 as printed on SJ page 1539 be adopted, which motion prevailed on a voice vote.

Engrossed SB 2332, as amended, was placed on the Eleventh order of business.

SECOND READING OF SENATE BILL

SB 2332: A BILL for an Act to amend and reenact section 15.1-13-10 of the North Dakota Century Code, relating to the criteria for teacher licensure; and to provide for a legislative management study.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 45 YEAS, 2 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Anderson; Bekkedahl; Bell; Burckhard; Clemens; Conley; Davison; Dever; Dwyer; Elkin; Erbele; Fors; 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; Vedaa; Wanzek; Wardner; Weber; Wobbema

NAYS: Bakke; Heckaman

Reengrossed SB 2332 passed.

CONSIDERATION OF CONFERENCE COMMITTEE REPORT

SEN. OEHLKE MOVED that the conference committee report on Engrossed HB 1017 as printed on SJ pages 1539-1541 be adopted, which motion prevailed on a voice vote.

Engrossed HB 1017, as amended, was placed on the Fourteenth order of business.

SECOND READING OF HOUSE BILL

HB 1017: A BILL for an Act to provide an appropriation for defraying the expenses of the game and fish department; to provide a report; to provide for a transfer; and to provide an exemption.

ROLL CALL

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

YEAS: Anderson; Bakke; Bekkedahl; Bell; 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; Myrdal; Oban; Oehlke; Patten; Piepkorn; Poolman; Roers, J.; Roers, K.; Rust; Schaible; Sorvaag; Vedaa; Wanzek; Wardner; Weber; Wobbema

NAYS: Larsen, O.

Engrossed HB 1017, as amended, passed.

CONSIDERATION OF CONFERENCE COMMITTEE REPORT

SEN. HEITKAMP MOVED that the conference committee report on Engrossed HB 1183 as printed on SJ pages 1541-1542 be adopted, which motion prevailed on a voice vote.

Engrossed HB 1183, as amended, was placed on the Fourteenth order of business.

SECOND READING OF HOUSE BILL

HB 1183: A BILL for an Act to create and enact two new sections to chapter 23-35 of the North Dakota Century Code, relating to requiring public health units to adopt the technical guide for onsite wastewater recycling treatment and establishing the onsite wastewater recycling technical committee; to provide for a legislative management report; and to provide for application.

ROLL CALL

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

YEAS: Anderson; Bakke; Bekkedahl; Bell; 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; Vedaa; Wanzek; Wardner; Weber; Wobbema

Engrossed HB 1183, as amended, passed.

MOTION

SEN. KLEIN MOVED that the Senate stand in recess until 12:30 p.m., which motion prevailed.

THE SENATE RECONVENED pursuant to recess taken, with President Sanford presiding.

CORRECTION AND REVISION OF THE JOURNAL

MR. PRESIDENT: Your **Committee on Correction and Revision of the Journal (Sen. Anderson, Chairman)** has carefully examined the Journal of the Sixty-sixth Day and recommends that it be corrected as follows and when so corrected, recommends that it be approved:

Page 1484, replace lines 35-37 with "**HB 1074:** A BILL for an Act to amend and reenact section 20.1-02-09 of the North Dakota Century Code, relating to records kept and reports made by the chief game warden."

Page 1485, replace lines 4-16 with "**HB 1096:** A BILL for an Act to create and enact sections 49-22-25, 49-22-26, 49-22.1-23, and 49-22.1-24 of the North Dakota Century Code, relating to energy conversion and transmission siting and facilities; to amend and reenact subsection 3 of section 49-22-03, section 49-22-07.2, subsections 1 and 4 of section 49-22-13, subsection 1 of section 49-22-22, subsections 3 and 7 of section 49-22.1-01, section 49-22.1-05, subsections 1 and 4 of section 49-22.1-10, and subsection 1 of section 49-22.1-21 of the North Dakota Century Code, relating to energy conversion and transmission siting and facilities; and to repeal section 49-22.1-22 of the North Dakota Century Code, relating to removal of electrical standards requirement from gas and liquid energy transmission facilities."

Page 1485, replace lines 33-41 with "**HB 1117:** A BILL for an Act to amend and reenact sections 25-03.1-03.1, 25-03.1-06, 25-03.1-08, 25-03.1-15, and 25-03.1-19, subsection 2 of section 25-03.1-21, and sections 25-03.1-22, 25-03.1-23, and 25-03.1-29 of the North Dakota Century Code, relating to commitment procedures."

Page 1487, replace lines 37-39 with "**HB 1276:** A BILL for an Act to repeal section 54-10-20 of the North Dakota Century Code, relating to a special state auditor."

Page 1484, replace lines 8-18 with "**HB 1502:** A BILL for an Act to create and enact a new subsection to section 39-04-37, a new subdivision to subsection 2 of section 39-06.1-06, and a new paragraph to subdivision a of subsection 3 of section 39-06.1-10 of the North Dakota Century Code, relating to the amount of statutory fees, entries against driving record, and moving violations; to amend and reenact section 39-04-55, subsections 2 and 4 of section 39-05-17, section 39-06-16, subdivision f of subsection 2 of section 39-06.1-06, subsection 1 of section 39-06.1-08, section 39-06.1-09, subdivision b of subsection 3 of section 39-06.1-10, subsection 2 of section 39-10-26, subsections 1 and 2 of section 39-10-38, and section 39-21-15 of the North Dakota Century Code, relating to the amount of statutory fees and moving violations and entries against driving record; and to provide a penalty."

Page 1488, line 19, remove "amended"

SEN. ANDERSON MOVED that the report be adopted, which motion prevailed.

REPORT OF STANDING COMMITTEE

HB 1395: Appropriations Committee (Sen. Holmberg, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1395 was placed on the Sixth order on the calendar.

Page 1, line 2, after "section" insert "; to provide a statement of legislative intent"

Page 1, line 2, after "appropriation" insert "; to provide an exemption"

Page 1, line 14, replace "June 18" with "May 15"

Page 1, replace lines 19 and 20 with:

"Office of management and budget	7,003,055	18,315	7,021,370
Information technology department	61,868,226	0	61,868,226"

Page 1, after line 21 insert:

"State treasurer	122,757,062	523,194	123,280,256"
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Page 2, replace lines 3 and 4 with:

"Department of public instruction	64,316,217	0	64,316,217
Department of trust lands	94,135	1,505	95,640"

Page 2, replace line 10 with:

"North Dakota state university	18,671,414	(52,750)	18,618,664"
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Page 2, replace line 19 with:

"State department of health	174,115,929	(72,542,160)	101,573,769"
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Page 2, replace lines 24 through 27 with:

"Department of human services	61,103,911	(582,942)	60,520,969
Job service North Dakota	372,381,213	(1,427,906)	370,953,307
Industrial commission	65,476,513	4,000,000	69,476,513
Bank of North Dakota	70,000,000	(1,322,817)	68,677,183"

Page 2, remove line 30

Page 3, replace lines 1 through 5 with:

"Highway patrol	13,919,094	(11,091)	13,908,003
Department of corrections and rehabilitation	11,170,709	(1,505)	11,169,204
Adjutant general	16,148,260	(4,951,480)	11,196,780
Department of commerce	109,179,000	(27,000,000)	82,179,000
Agriculture commissioner	13,556,000	(148,450)	13,407,550"

Page 3, replace line 7 with:

"Upper great plains transportation institute	45,095	(3,477)	41,618"
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Page 3, replace line 16 with:

"State historical society	20,000	(1,000)	19,000"
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Page 3, replace line 20 with:

"Total	\$1,250,000,000	(\$103,502,564)	\$1,146,497,436
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SECTION 2. APPROPRIATION. The funds provided in this section, or so much of the funds as may be necessary, are appropriated from federal funds to the state departments and institutions of the state of North Dakota listed below for the purpose of defraying COVID-19 and other expenses for the period beginning with the effective date of this Act, and ending June 30, 2023, as follows:

Subdivision 1.

STATE TREASURER

Local fiscal relief fund allocations	<u>\$50,160,000</u>
Total federal funds	\$50,160,000

Subdivision 2.

DEPARTMENT OF PUBLIC INSTRUCTION

Elementary and secondary school emergency education relief	\$305,266,879
Assistance to nonpublic schools	4,151,371

Individuals with disabilities education act grant	8,632,569
Total federal funds	\$318,050,819

Subdivision 3.

STATE LIBRARY

COVID-19 salaries and wages	\$86,669
COVID-19 operating expenses	1,580,057
COVID-19 grants	<u>500,000</u>
Total federal funds	\$2,166,726

Subdivision 4.

STATE DEPARTMENT OF HEALTH

COVID-19 response	<u>\$87,290,597</u>
Total federal funds	\$87,290,597

Subdivision 5.

VETERANS' HOME

COVID-19 response	<u>\$1,300,000</u>
Total federal funds	\$1,300,000

Subdivision 6.

DEPARTMENT OF HUMAN SERVICES

COVID-19 operating expenses	\$16,863,309
COVID-19 grants	<u>174,826,531</u>
Total federal funds	\$191,689,840

Subdivision 7.

ADJUTANT GENERAL

COVID-19 response	<u>\$887,873</u>
Total federal funds	\$887,873

Subdivision 8.

COUNCIL ON THE ARTS

COVID-19 funding	<u>\$759,060</u>
Total federal funds	\$759,060

Subdivision 9.

DEPARTMENT OF TRANSPORTATION

COVID-19 grants	\$1,609,357
COVID-19 capital assets	<u>317,000,000</u>
Total federal funds	\$318,609,357

Subdivision 10.

TOTAL - SECTION 2

Grand total federal funds	\$970,914,272
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SECTION 3. LEGISLATIVE INTENT - STATE FISCAL RECOVERY FUND.

It is the intent of the sixty-seventh legislative assembly that state fiscal recovery funds received through H.R. 1319 of the 117th Congress, also known as the federal

American Rescue Plan Act, be appropriated by the legislative assembly during future regular and special legislative sessions.

SECTION 4. EXEMPTION. The funding appropriated in section 1 of this Act is not subject to the provisions of section 54-44.1-11 and may be continued into the biennium beginning July 1, 2021, and ending June 30, 2023."

Page 3, line 22, replace "June 18" with "May 15"

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

This amendment adjusts funding allocations from the federal Coronavirus Relief Fund as follows:

- Reduces allocations for various agencies by a total of \$108,044,073 based on estimated unused allocation authority and authorizes the Department of Commerce to reallocate a portion of its funding for costs associated with collecting previously distributed funds.
- Makes a technical correction for allocations to the Department of Trust Lands and Department of Corrections and Rehabilitation.
- Allocates an additional \$523,194 to the State Treasurer for distribution to political subdivisions.
- Allocates \$18,315 to the Office of Management and Budget for audit costs.
- Allocates \$4 million to the Industrial Commission for well plugging and reclamation costs.

This amendment also appropriates federal funding to be received under the federal American Rescue Plan Act and other federal funding as follows:

Agency	Program/Purpose	Amount
State Treasurer	Local fiscal relief allocations to political subdivisions	\$50,160,000
Department of Public Instruction	Elementary and secondary school emergency education relief funding	\$305,266,879
	Individuals with disabilities education grants for special education needs	8,632,569
	Emergency assistance to nonpublic schools	4,151,371
	Total - Department of Public Instruction	\$318,050,819
State Library	Assistance to libraries to expand digital network access, purchase Internet accessible devices, and provide technical support services	\$2,166,726
State Department of Health	Women, infants, and children program cash value voucher	\$801,409
	Testing, contact tracing, and other activities necessary to effectively monitor and suppress COVID-19	22,952,934
	Assistance to federal, state, local, territorial, and tribal public health agencies to distribute, administer, monitor, and track COVID-19 vaccination efforts	32,258,011
	Strategies to improve COVID-19 response in high-risk and underserved populations	31,278,243
Total - State Department of Health		\$87,290,597
Veterans' Home	Personal protective equipment, employee wages, disinfecting supplies, and medical supplies	\$1,300,000
Department of Human Services	Continuation of child care development block grant payments and assistance to individuals and child care providers	\$29,243,107
	Child care stabilization grants to child care providers and increased supports for providers and families	46,771,413

	Additional child care entitlement funding for child care assistance program	1,317,327
	Low-income home energy assistance program enhancements	34,517,336
	Pandemic emergency assistance for nonrecurrent short-term needs of families	1,354,594
	Community-based child abuse prevention efforts for respite care, after school activities, and family support	592,780
	Child abuse state grants for outreach and training on child protection safety and response	284,363
	Supportive services to assist older adults to maintain independence	2,300,000
	Additional assistance for nutrition services for the elderly to provide increased reimbursement rates	3,750,000
	Expansion of preventative services programs and training for older adults	150,000
	Family caregiver assistance	500,000
	Awareness and access improvements to the long-term care ombudsman	50,000
	Additional mental health block grant funding for community mental health services	2,567,171
	Additional substance abuse block grant funding for substance use prevention efforts and substance use disorder needs	5,537,390
	Emergency rental assistance program to provide rental assistance to eligible individuals	50,000,000
	Additional funding for the supplemental nutrition assistance program for system modifications and staffing	922,754
	Additional Federal Part C funding for early intervention and other efforts for infants and toddlers with developmental disabilities	1,222,769
	Additional aging services funding for expanding access to COVID-19 vaccines and other services	408,836
	Supplemental nutrition assistance program increased benefit levels	3,600,000
	Pandemic electronic benefits transfer funding to provide food assistance to children who normally received free or reduced lunches at school	6,600,000
Total - Department of Human Services		\$191,689,840
Adjutant General	Funding to assist state, local, territorial, and tribal governments in preparing and responding to disasters	\$887,873
Council on the Arts	Grants to nonprofit arts organizations to support operations	\$759,060
Department of Transportation	Capital, operating, and administrative assistance to state agencies, political subdivisions, and nonprofit organizations, and operators of public transportation services	\$628,855
	Public transportation intercity bus apportionment	865,298
	Enhanced mobility services to assist older individuals and individuals with a disability	115,204
	Road and bridge capital infrastructure projects	317,000,000
Total - Department of Transportation		\$318,609,357
Grand total - Federal funds		\$970,914,272

CONSIDERATION OF AMENDMENTS

HB 1395: SEN. BEKKEDAH (Appropriations Committee) MOVED that the amendments be adopted and then be placed on the Fourteenth order with **DO PASS**, which motion prevailed on a voice vote.

SECOND READING OF HOUSE BILL

HB 1395: A BILL for an Act to adjust state agency spending authority approved by the emergency commission and budget section; to provide a statement of legislative

intent; to provide an appropriation; to provide an exemption; 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, and has committee recommendation of DO PASS, the roll was called and there were 46 YEAS, 0 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Anderson; Bakke; Bekkedahl; Bell; 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; Vedaa; Wanzek; Wardner; Weber

ABSENT AND NOT VOTING: Wobbema

HB 1395, as amended, passed and the emergency clause was declared carried.

CONSIDERATION OF MESSAGE FROM THE HOUSE

SEN. HOLMBERG MOVED that the Senate do concur in the House amendments to Engrossed SB 2003 as printed on SJ pages 1453-1463, which motion prevailed on a voice vote.

Engrossed SB 2003, as amended, was placed on the Eleventh order of business.

SECOND READING OF SENATE BILL

SB 2003: A BILL for an Act to provide an appropriation for defraying the expenses of the North Dakota university system; to create and enact a new chapter to title 15 of the North Dakota Century Code, relating to a university system capital building fund; to amend and reenact subdivision c of subsection 1 of section 15-10-48, subdivision k of subsection 1 of section 15-18.2-02, sections 15-18.2-03, 15-18.2-05, and 54-44.1-11 of the North Dakota Century Code and section 2 of chapter 53 of the 2019 Session Laws, relating to matching grants for the advancement of academics, the higher education funding formula, the cancellation of unexpended appropriations, and appropriations for higher education capital projects; to repeal subdivision d of subsection 1 of section 15-10-48 and section 15-18.2-04 of the North Dakota Century Code, relating to 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 the institutional size factor of the higher education funding formula; to provide for a transfer; to provide for a report; to provide an exemption; to provide for a study; to provide a statement of legislative intent; to provide a continuing appropriation; 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 46 YEAS, 0 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Anderson; Bakke; Bekkedahl; Bell; 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; Vedaa; Wanzek; Wardner; Weber

ABSENT AND NOT VOTING: Wobbema

Reengrossed SB 2003 passed and the emergency clause was declared carried.

REPORT OF CONFERENCE COMMITTEE

SB 2089, as engrossed: Your conference committee (Sens. Lee, Anderson, Hogan and

Reps. M. Ruby, Beltz, Schneider) recommends that the **SENATE ACCEDE** to the House amendments as printed on SJ pages 1288-1289 and place SB 2089 on the Seventh order.

Engrossed SB 2089 was placed on the Seventh order of business on the calendar.

CONSIDERATION OF CONFERENCE COMMITTEE REPORT

SEN. ANDERSON MOVED that the conference committee report on Engrossed SB 2089 be adopted, which motion prevailed on a voice vote.

Engrossed SB 2089, as amended, was placed on the Eleventh order of business.

SECOND READING OF SENATE BILL

SB 2089: A BILL for an Act to amend and reenact subsection 17 of section 50-06-05.1 of the North Dakota Century Code, relating to financing of welfare programs and housing stabilization supports and rental assistance; to repeal sections 1-02-35 and 50-06-14 of the North Dakota Century Code, relating to obsolete effective date language and financing of welfare programs; to provide a statement of legislative intent; to provide for a legislative management study; 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 44 YEAS, 2 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

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

NAYS: Heitkamp; Larsen, O.

ABSENT AND NOT VOTING: Wobbema

Reengrossed SB 2089 passed and the emergency clause was declared carried.

REPORT OF CONFERENCE COMMITTEE

SB 2010, as engrossed: Your conference committee (Sens. Erbele, Davison, Heckaman and Reps. Strinden, Schobinger, Mitskog) recommends that the **HOUSE RECEDE** from the House amendments as printed on SJ page 1154, adopt amendments as follows, and place SB 2010 on the Seventh order:

That the House recede from its amendments as printed on page 1154 of the Senate Journal and pages 1371 and 1372 of the House Journal and that Engrossed Senate Bill No. 2010 be amended as follows:

Page 1, replace lines 11 through 17 with:

"Salaries and wages	\$968,858	\$88,761	\$1,057,619
Operating expenses	285,774	771	286,545
Grants	<u>2,090,494</u>	<u>(7,970)</u>	<u>2,082,524</u>
Total all funds	\$3,345,126	\$81,562	\$3,426,688
Less estimated income	<u>1,738,922</u>	<u>50,000</u>	<u>1,788,922</u>
Total general fund	\$1,606,204	\$31,562	\$1,637,766
Full-time equivalent positions	5.00	0.00	5.00"

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:**Senate Bill No. 2010 - Council on the Arts - Conference Committee Action**

	Base Budget	Senate Version	Conference Committee Changes	Conference Committee Version	House Version	Comparison to House
Salaries and wages	\$968,858	\$1,101,198	(\$43,579)	\$1,057,619	\$1,007,619	\$50,000
Operating expenses	285,774	286,545		286,545	286,545	
Grants	2,090,494	2,082,524		2,082,524	2,082,524	
Total all funds	\$3,345,126	\$3,470,267	(\$43,579)	\$3,426,688	\$3,376,688	\$50,000
Less estimated income	1,738,922	1,738,922	50,000	1,788,922	1,738,922	50,000
General fund	\$1,606,204	\$1,731,345	(\$93,579)	\$1,637,766	\$1,637,766	\$0
FTE	5.00	6.00	(1.00)	5.00	5.00	0.00

Department 709 - Council on the Arts - Detail of Conference Committee Changes

	Adjusts Funding for Salary Increases ¹	Removes Funding to Convert Temporary Position to FTE ²	Increases Funding for Temporary Part-Time Position ³	Total Conference Committee Changes
Salaries and wages	(\$1,254)	(\$92,325)	\$50,000	(\$43,579)
Operating expenses				
Grants				
Total all funds	(\$1,254)	(\$92,325)	\$50,000	(\$43,579)
Less estimated income	0	0	50,000	50,000
General fund	(\$1,254)	(\$92,325)	\$0	(\$93,579)
FTE	0.00	(1.00)	0.00	(1.00)

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 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.

² Funding added by the Senate to convert a temporary position to a full-time equivalent position is removed. The House did not include funding for this position.

³ Salary funding for a temporary part-time position is increased by \$50,000 from federal or other funds. Neither the House or Senate increased temporary salary funding. The House did not include funding for this position.

Engrossed SB 2010 was placed on the Seventh order of business on the calendar.

CONSIDERATION OF CONFERENCE COMMITTEE REPORT

SEN. ERBELE MOVED that the conference committee report on Engrossed SB 2010 be adopted, which motion failed on a verification vote.

REPORT OF CONFERENCE COMMITTEE

SB 2212, as engrossed: Your conference committee (Sens. Anderson, Lee, Hogan and Reps. Rohr, Tveit, Dobervich) recommends that the **SENATE ACCEDE** to the House amendments as printed on SJ pages 1312-1313 and place SB 2212 on the Seventh order.

Engrossed SB 2212 was placed on the Seventh order of business on the calendar.

CONSIDERATION OF CONFERENCE COMMITTEE REPORT

SEN. ANDERSON MOVED that the conference committee report on Engrossed SB 2212 be adopted, which motion prevailed on a voice vote.

Engrossed SB 2212, as amended, was placed on the Eleventh order of business.

SECOND READING OF SENATE BILL

SB 2212: A BILL for an Act to provide for a legislative management study of prescription drug pricing, importation, reference pricing, and the role pharmacy benefit managers play in drug pricing.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 40 YEAS, 6 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

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

NAYS: Clemens; Fors; Heitkamp; Larsen, D.; Larsen, O.; Vedaa

ABSENT AND NOT VOTING: Wobbema

Reengrossed SB 2212 passed.

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

MR. SPEAKER: The Senate has amended, subsequently passed, and the emergency clause carried: HB 1395.

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

MR. PRESIDENT: The House has amended and subsequently passed: SB 2139.

AMENDMENTS TO ENGROSSED SENATE BILL NO. 2139

In lieu of the amendments printed on page 1401 through 1403 of the House Journal, Engrossed Senate Bill No. 2139 is amended as follows:

Page 1, line 1, after "A BILL" replace the remainder of the bill with "for an Act to create and enact a new section to chapter 54-27.2 and a new section to chapter 57-01 of the North Dakota Century Code, relating to an income tax rate reduction fund and an income tax rate adjustment; and to provide for a transfer.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. A new section to chapter 54-27.2 of the North Dakota Century Code is created and enacted as follows:

Certain general fund revenues to be deposited in the income tax rate reduction fund.

After any required transfers from the general fund to the budget stabilization fund under section 54-27.2-02, if the amount in the general fund exceeds sixty-five million dollars at the end of any biennium, the state treasurer shall transfer up to one hundred fifty million dollars from the general fund to the income tax rate reduction fund under section 2 of this Act.

SECTION 2. A new section to chapter 57-01 of the North Dakota Century Code is created and enacted as follows:

Income tax rate reduction fund - Income tax rate adjustment - Tax commissioner - Transfer.

1. There is created in the state treasury the income tax rate reduction fund. The fund consists of all moneys deposited in the fund under section 1 of this Act.
2. If money is transferred into the income tax rate reduction fund under section 1 of this Act, the tax commissioner shall publish reduced individual and corporate income tax rates and notify taxpayers of the reduced rates by November first of the first fiscal year of the biennium. The tax commissioner may determine the form and manner for publishing the reduced rates and notifying taxpayers, including any notification that

taxpayers are not required to file returns or pay taxes. The tax commissioner shall reduce the individual income tax rates and the corporate income tax rates based on the following:

- a. The percentage reduction to the individual and corporate income tax rates is equal to the rate reduction amount divided by the total estimated tax collections, including both the individual tax collections and corporate income tax collections, for the second year of the biennium.
 - b. Any reductions to the individual income tax rates and the corporate income tax rates apply to taxable years beginning after a rate reduction is calculated and published under this section.
 - c. The reductions to the individual income tax rates and the corporate income tax rates must be proportional to the estimated tax collections for each tax relative to the combined total estimated tax collections for both taxes.
 - d. The reductions to the individual income tax rates and corporate income tax rates must be applied equally to all tax brackets for each tax.
 - e. The reduced individual income tax rates and corporate income tax rates must be rounded to the nearest one-hundredth of a percent.
 - f. The tax commissioner shall calculate the reduced individual income tax rates and corporate income tax rates until the rates are reduced to zero.
3. If the income tax rate reduction results in a disproportionate amount of tax to be deducted and withheld under section 57-38-59, the tax commissioner may adjust the percentage that, when withheld, will as closely as possible pay the income tax liability imposed.
 4. This section does not limit or suspend any provision in chapter 57-38 which is not in conflict with this section, including provisions for assessment and refund under sections 57-38-34.4, 57-38-38, and 57-38-40.
 5. In April of each calendar year, the state treasurer shall transfer the amounts certified by the tax commissioner from the income tax rate reduction fund to the general fund. The amount transferred to the general fund each year may not be less than the rate reduction amount determined for the current biennium plus the rate reduction amount determined for each preceding biennium.
 6. For purposes of this section:
 - a. "Base funding amount" means the total amount transferred from the income tax rate reduction fund to the general fund in the preceding biennium.
 - b. "Estimated tax collections" means the income tax collection amounts included in the revenue forecast of the current biennial state budget as approved by the most recently adjourned special or regular session of the legislative assembly.
 - c. "Rate reduction amount" means one-half of the funds deposited in the income tax rate reduction fund exceeding the base funding amount.
 7. The tax commissioner shall certify to the state treasurer that the individual income tax and corporate income tax rates have been reduced to zero. Upon receiving the certification from the tax commissioner, the

state treasurer immediately shall transfer any moneys remaining in the income tax reduction fund to the state general fund."

Renumber accordingly

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

MR. SPEAKER: The Senate has concurred in the House amendments and subsequently passed: SB 2003.

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

MR. PRESIDENT: The House has concurred in the Senate amendments and subsequently failed to pass: HB 1282.

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

MR. SPEAKER: The Senate has not adopted the conference committee report on: SB 2010.

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 1021.

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

MR. SPEAKER: The Senate has adopted the conference committee report and subsequently passed: SB 2212.

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

MR. SPEAKER: The Senate has adopted the conference committee report and subsequently passed: SB 2271, SB 2332.

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

MR. SPEAKER: The Senate has adopted the conference committee report and subsequently passed: HB 1017, HB 1183.

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

MR. SPEAKER: The Senate has adopted the conference committee report, subsequently passed, and the emergency clause carried: SB 2089.

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: SB 2013.

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: SB 2271.

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: SB 2074, SB 2272, SB 2290.

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

MR. SPEAKER: Your signature is respectfully requested on: SB 2013, SB 2074, SB 2244, SB 2272, SB 2290, SB 2304, SB 2311.

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

MR. SPEAKER: Your signature is respectfully requested on: SCR 4014.

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

MR. PRESIDENT: Your signature is respectfully requested on: HB 1032, HB 1118, HB 1162, HB 1164, HB 1232, HB 1246, HB 1247, HB 1375, HB 1383, HB 1394, HB 1412, HB 1418, HB 1452, HB 1475, HB 1493.

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

MR. SPEAKER: The President has signed: SB 2041, SB 2077, SB 2130, SB 2137, SB 2168, SB 2202, SB 2208, SB 2217, SB 2248, SB 2293, SB 2338.

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

MR. SPEAKER: The President has signed: HB 1032, HB 1118, HB 1162, HB 1164, HB 1232, HB 1246, HB 1247, HB 1375, HB 1383, HB 1394, HB 1412, HB 1418, HB 1452, HB 1475, HB 1493.

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

MR. PRESIDENT: The Speaker has signed: HB 1025, HB 1045, HB 1074, HB 1080, HB 1096, HB 1103, HB 1116, HB 1117, HB 1141, HB 1148, HB 1163, HB 1175, HB 1181, HB 1248, HCR 3006.

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

MR. PRESIDENT: The Speaker has signed: HB 1199, HB 1254, HB 1276, HB 1288, HB 1293, HB 1297, HB 1298, HB 1337, HB 1396, HB 1397, HB 1407, HB 1492, HB 1502, HCR 3011, HCR 3021, HCR 3035.

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

MR. PRESIDENT: The Speaker has signed: HCR 3020.

DELIVERY OF ENROLLED BILLS AND RESOLUTIONS

The following bills were delivered to the Governor for approval on April 20, 2021: SB 2041, SB 2077, SB 2130, SB 2137, SB 2168, SB 2202, SB 2208, SB 2217, SB 2248, SB 2293, SB 2338.

COMMUNICATION FROM GOVERNOR DOUG BURGUM

This is to inform you that on April 19, 2021, I have signed the following: SB 2012, SB 2048, SB 2065, SB 2117, SB 2146, SB 2159, SB 2230, SB 2269, SB 2282, SB 2289, and SB 2313.

MOTION

SEN. KLEIN MOVED that the Senate be on the Fourth, Fifth, Thirteenth, and Sixteenth orders of business and at the conclusion of those orders, the Senate stand adjourned until 8:00 a.m., Wednesday, April 21, 2021, which motion prevailed.

REPORT OF CONFERENCE COMMITTEE

SB 2015, as engrossed: Your conference committee (Sens. Wanzek, Poolman, Mathern and Reps. Schobinger, B. Anderson, Mitskog) recommends that the **HOUSE RECEDE** from the House amendments as printed on SJ pages 1370-1372, adopt amendments as follows, and place SB 2015 on the Seventh order:

That the House recede from its amendments as printed on pages 1370-1372 of the Senate Journal and pages 1493-1495 of the House Journal and that Engrossed Senate Bill No. 2015 be amended as follows:

Page 1, line 2, replace the second "and" with "to provide a statement of legislative intent; to provide for a legislative management study;"

Page 1, line 2, after "exemption" insert "; and to declare an emergency"

Page 1, replace lines 12 through 17 with:

"Adult services	\$236,657,747	\$23,570,832	\$260,228,579
Youth services	<u>31,753,268</u>	<u>(7,168,423)</u>	<u>24,584,845</u>
Total all funds	\$268,411,015	\$16,402,409	\$284,813,424
Less estimated income	<u>40,124,189</u>	<u>26,523,426</u>	<u>66,647,615</u>
Total general fund	\$228,286,826	(\$10,121,017)	\$218,165,809
FTE positions	899.79	8.00	907.79"

Page 2, after line 21, insert:

"SECTION 3. APPROPRIATION - 2019-21 BIENNIUM - FEDERAL CORONAVIRUS RELIEF FUND - SPENDING RESTRICTION. There is appropriated out of any moneys from federal funds derived from the federal coronavirus relief fund, not otherwise appropriated, the sum of \$43,689,050, or so much of the sum as may be necessary, to the department of corrections and rehabilitation for law enforcement payroll costs, for the period beginning March 2020 and ending June

2021. The funding appropriated in this section replaces existing legislative appropriations. The department of corrections and rehabilitation may not spend the funding appropriated from the general fund for law enforcement payroll costs during the period identified.

SECTION 4. ESTIMATED INCOME - FEDERAL CORONAVIRUS RELIEF FUND. The estimated income line item in section 1 of this Act includes the sum of \$18,371,718, or so much of the sum as may be necessary, from the federal coronavirus relief fund for law enforcement payroll costs for the period beginning July 1, 2021, and ending December 31, 2021.

SECTION 5. LEGISLATIVE INTENT - COMMUNITY BEHAVIORAL HEALTH SERVICES. It is the intent of the sixty-seventh legislative assembly that the department of corrections and rehabilitation be considered the payer of last resort whenever any other benefit or source of third-party payment, excluding the substance use disorder treatment voucher program, is available for community-based behavioral health services for the biennium beginning July 1, 2021, and ending June 30, 2023. It is further the intent of the sixty-seventh legislative assembly that the funding appropriated to the department of corrections and rehabilitation for community-based behavioral health services be utilized prior to utilizing substance use disorder treatment voucher program funding for the biennium beginning July 1, 2021, and ending June 30, 2023.

SECTION 6. LEGISLATIVE MANAGEMENT STUDY - DEPARTMENT OF CORRECTIONS AND REHABILITATION LAND USE. During the 2021-22 interim, the legislative management shall consider studying the use of land owned by the department of corrections and rehabilitation, including the potential to sell land owned by the department to finance the construction of new correctional facilities. 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 3, line 9, after "maintenance" insert ", capital planning,"

Page 3, after line 11, insert:

"SECTION 10. EMERGENCY. Section 3 of this Act is declared to be an emergency measure."

ReNUMBER accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

Senate Bill No. 2015 - Department of Corrections and Rehab. - Conference Committee Action

	Base Budget	Senate Version	Conference Committee Changes	Conference Committee Version	House Version	Comparison to House
Adult services	\$236,657,747	\$257,011,486	\$3,217,093	\$260,228,579	\$260,228,579	
Youth services	31,753,268	24,307,034	277,811	24,584,845	24,584,845	
Total all funds	\$268,411,015	\$281,318,520	\$3,494,904	\$284,813,424	\$284,813,424	\$0
Less estimated income	40,124,189	44,963,739	21,683,876	66,647,615	66,647,615	0
General fund	\$228,286,826	\$236,354,781	(\$18,188,972)	\$218,165,809	\$218,165,809	\$0
FTE	899.79	907.79	0.00	907.79	907.79	0.00

Department 530 - Department of Corrections and Rehab. - Detail of Conference Committee Changes

	Adjusts Funding for Salary Increases ¹	Restores Funding for Juvenile Services ²	Reduces Funding for DWCRC Contract ³	Adds Funding for Free Through Recovery Program ⁴	Adjusts the Source of Funding ⁵	Total Conference Committee Changes
Adult services	\$167,093					\$3,217,093
Youth services	27,811	\$250,000		\$3,300,000		277,811
Total all funds	\$194,904	\$250,000	(\$250,000)	\$3,300,000	\$0	\$3,494,904
Less estimated income	12,158	0	0	3,300,000	18,371,718	21,683,876
General fund	\$182,746	\$250,000	(\$250,000)	\$0	(\$18,371,718)	(\$18,188,972)
FTE	0.00	0.00	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 same as the House version. 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.

² Funding of \$250,000 from the general fund is restored for day treatment, intensive in-home services, and other juvenile community programming, the same as the House version.

³ Funding for the contract with the Dakota Women's Correctional and Rehabilitation Center is reduced by \$250,000 from the general fund to provide a total of \$11.05 million from the general fund for the contract, the same as the House version. The Senate provided \$11.3 million for the contract.

⁴ Funding of \$3.3 million from federal funds is added to provide a total of \$11.3 million to the Department of Corrections and Rehabilitation for the free through recovery program, including \$8 million from the general fund and \$3.3 million from federal funds, the same as the House version.

⁵ The source of funding for law enforcement payroll costs is adjusted to provide \$18,371,718 from the federal Coronavirus Relief Fund rather than the general fund, the same as the House version.

This amendment also:

- Appropriates \$43,689,050 from the federal Coronavirus Relief Fund for law enforcement payroll costs for the period March 2020 through June 2021, and provides that the Department of Corrections and Rehabilitation not spend the amounts appropriated from the general fund for law enforcement payroll costs during this time period, the same as the House version.
- Adds a section to identify \$18,371,718 from the federal Coronavirus Relief Fund is for law enforcement payroll costs for the period beginning July 1, 2021, and ending December 31, 2021, the same as the House version.
- Adds a section to provide legislative intent that the Department of Corrections and Rehabilitation be the payer of last resort whenever any other benefit or source of third-party payment, excluding the substance use disorder treatment voucher program, is available for community-based behavioral health services. The House version included a similar section.
- Adds a section to provide for a Legislative Management study of land owned by the Department of Corrections and Rehabilitation, including the potential sale of land to finance the construction of new facilities. This section was not included in the House version nor the Senate version.

Engrossed SB 2015 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE

SB 2019, as engrossed: Your conference committee (Sens. Poolman, Erbele, Heckaman and Reps. Sanford, Schmidt, Boe) recommends that the **HOUSE RECEDE** from the

House amendments as printed on SJ pages 1365-1367, adopt amendments as follows, and place SB 2019 on the Seventh order:

That the House recede from its amendments as printed on pages 1365-1367 of the Senate Journal and pages 1495-1498 of the House Journal and that Engrossed Senate Bill No. 2019 be amended as follows:

Page 1, line 2, replace "report" with "statement of legislative intent"

Page 1, remove lines 12 through 24

Page 2, replace lines 1 through 13 with:

"Salaries and wages	\$4,812,765	(\$168,859)	\$4,643,906
Operating expenses	2,357,796	(159,343)	2,198,453
Grants	9,207,349	300,000	9,507,349
Grants - secondary	24,587,780	2,250,000	26,837,780
Marketplace for kids	300,000	0	300,000
Science, technology, engineering, and mathematics initiative	0	100,000	100,000
Grants - postsecondary	256,982	(256,982)	0
Adult farm management	1,894,249	(188,111)	1,706,138
Workforce training	2,000,000	0	2,000,000
Center for distance education	9,351,188	110,066	9,461,254
Total all funds	\$54,768,109	\$1,986,771	\$56,754,880
Less estimated income	14,703,121	316,696	15,019,817
Total general fund	\$40,064,988	\$1,670,075	\$41,735,063
Full-time equivalent positions	52.30	(2.00)	50.30

SECTION 2. LEGISLATIVE INTENT - AREA CAREER AND TECHNICAL CENTERS - SECONDARY GRANTS. It is the intent of the sixty-seventh legislative assembly that school districts:

1. Use federal funds available from the elementary and secondary school emergency relief fund to effectively benefit students;
2. Prepare to provide for any future operating and maintenance costs relating to new or expanded programs resulting from the expenditure of these federal funds because state funds will not be provided to replace these federal funds; and
3. Prepare to provide increased local support for area career and technical centers since state secondary grant funding is limited and the share of state assistance for these programs may decrease if new or expanded programs are established."

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

Senate Bill No. 2019 - Dept. of Career and Technical Education - Conference Committee Action

	Base Budget	Senate Version	Conference Committee Changes	Conference Committee Version	House Version	Comparison to House
Salaries and wages	\$4,812,765	\$4,654,641	(\$10,735)	\$4,643,906	\$4,643,906	
Operating expenses	2,357,796	2,198,453		2,198,453	2,198,453	
Grants	9,207,349	54,507,349	(45,000,000)	9,507,349	9,507,349	
Grants - Secondary	24,587,780	27,187,780	(350,000)	26,837,780	26,587,780	\$250,000
Marketplace for kids	300,000	250,000	50,000	300,000	300,000	
Grants - Postsecondary	256,982					
Adult farm management	1,894,249	1,756,138	(50,000)	1,706,138	1,706,138	
Workforce training	2,000,000	1,900,000	100,000	2,000,000	2,000,000	
Center for distance education	9,351,188	9,464,653	(3,399)	9,461,254	9,461,254	
STEM initiative			100,000	100,000	100,000	
Total all funds	\$54,768,109	\$101,919,014	(\$45,164,134)	\$56,754,880	\$56,504,880	\$250,000
Less estimated income	14,703,121	60,019,817	(45,000,000)	15,019,817	15,019,817	0

General fund	\$40,064,988	\$41,899,197	(\$164,134)	\$41,735,063	\$41,485,063	\$250,000
FTE	52.30	50.30	0.00	50.30	50.30	0.00

Department 270 - Dept. of Career and Technical Education - Detail of Conference Committee Changes

	Adjusts Funding for Salary Increases ¹	Transfers STEM Funding ²	Reduces Funding for Cost to Continue Reimbursement Rates ³	Restores Funding for Marketplace for Kids ⁴	Reduces Funding for Adult Farm Management ⁵	Restores Funding for Workforce Training ⁶
Salaries and wages	(\$10,735)					
Operating expenses						
Grants						
Grants - Secondary		(\$100,000)	(\$250,000)			
Marketplace for kids				\$50,000		
Grants - Postsecondary						
Adult farm management					(\$50,000)	
Workforce training						\$100,000
Center for distance education	(3,399)					
STEM initiative		100,000				
Total all funds	(\$14,134)	\$0	(\$250,000)	\$50,000	(\$50,000)	\$100,000
Less estimated income	0	0	0	0	0	0
General fund	(\$14,134)	\$0	(\$250,000)	\$50,000	(\$50,000)	\$100,000
FTE	0.00	0.00	0.00	0.00	0.00	0.00

	Removes One-Time Funding for Career Academies ⁷	Total Conference Committee Changes
Salaries and wages		(\$10,735)
Operating expenses		
Grants		
Grants - Secondary		(45,000,000)
Marketplace for kids		(350,000)
Grants - Postsecondary		50,000
Adult farm management		(50,000)
Workforce training		100,000
Center for distance education		(3,399)
STEM initiative		100,000
Total all funds	(\$45,000,000)	(\$45,164,134)
Less estimated income	(45,000,000)	(45,000,000)
General fund	\$0	(\$164,134)
FTE	0.00	0.00

¹ Salaries and wages funding is adjusted for 2021-23 biennium 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 same as provided by the House. The Senate provided salary adjustments of 2 percent with a minimum monthly increase of \$80 and a maximum monthly increase of \$300 on July 1, 2021, and 2 percent on July 1, 2022.

² Science, technology, engineering, and mathematics (STEM) funding of \$100,000 from the general fund is transferred from the secondary grants line item to a newly created science, technology, engineering, and mathematics initiative line item, the same as provided by the House. The Senate transferred this funding from the operating expenses line item to the secondary grants line item.

³ Funding for the cost to continue career and technical education course cost reimbursement rates for schools (27 percent) and area career and technical centers (40 percent) is reduced by \$250,000 from the general fund to provide a total of \$1,250,000. The Senate approved \$1,500,000 from the general fund. The House approved \$1,000,000 from the general fund.

⁴ Funding of \$50,000 is restored for the Marketplace for Kids program to provide a total of \$300,000 from the general fund, the same as provided during the 2019-21 biennium and by the House. The Senate provided \$250,000 from the general fund.

⁵ Funding for the adult farm management program is reduced by \$50,000, to provide a total of \$1,706,138 from the general fund. The Senate reduced funding for the program by \$138,111 to provide a total of \$1,756,138 from the general fund. The additional \$50,000 reduction approved by the House results in a total reduction of \$188,111 from the 2019-21

biennium appropriation of \$1,894,249 from the general fund.

⁶ Funding of \$100,000 is restored for workforce training to provide a total of \$2,000,000 from the general fund, the same as provided for the 2019-21 biennium and by the House. The Senate approved a reduction of \$100,000 to provide a total of \$1,900,000 from the general fund.

⁷ One-time funding of \$45,000,000 from bond proceeds for competitive workforce development grants to build career academies approved by the Senate is removed. The House also removed the funding. This amendment removes Section 2 from the bill related to one-time funding, which was added by the Senate.

This amendment also adds a section of legislative intent that school districts use federal funds available from the elementary and secondary school emergency relief fund to effectively benefit students, prepare to provide for any future operating and maintenance costs relating to new or expanded programs resulting from the expenditure of these federal funds, and prepare to provide increased local support for area career and technical centers since state secondary grant funding is limited and the share of state assistance for these programs may decrease if new or expanded programs are established. This section was also included by the House, but amended by the Conference Committee to include the word "prepare" rather than "develop plans".

Engrossed SB 2019 was placed on the Seventh order of business on the calendar.

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

Shanda Morgan, Secretary

