

## JOURNAL OF THE HOUSE

## Sixty-seventh Legislative Assembly

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Bismarck, February 3, 2021

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

The prayer was offered by Pastor Lisa Ahlness, Lutheran Church of the Cross, Bismarck.

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

A quorum was declared by the Speaker.

## SIXTH ORDER OF BUSINESS

**SPEAKER K. KOPPELMAN DEEMED** approval of the amendments to HB 1035, HB 1118, HB 1179, HB 1188, HB 1246, HB 1347, HB 1364, HB 1375, HB 1390, HB 1427, HB 1468, and HB 1494.

HB 1035, HB 1246, and HB 1375, as amended, were rereferred to the **Appropriations Committee**.

HB 1118, HB 1179, HB 1188, HB 1347, HB 1364, HB 1390, HB 1427, HB 1468, and HB 1494, as amended, were placed on the Eleventh order of business on the calendar for the succeeding legislative day.

## APPOINTMENT

**THE SPEAKER APPOINTED** the following members to the **House Memorial Committee**:

Rep. Rohr, Chair

Rep. Meier, Vice Chair

Rep. Longmuir

Rep. Mock

Rep. Paulson

Rep. Satrom

Rep. Strinden

## MOTION

**REP. LOUSER MOVED** that HB 1235 be returned to the House floor from the **Political Subdivisions Committee** for the purpose of withdrawal, which motion prevailed on a voice vote.

## REQUEST

**REP. KASPER REQUESTED** the unanimous consent of the House to withdraw HB 1235. There being no objection, it was so ordered by the Speaker.

## MOTION

**REP. LOUSER MOVED** that HB 1430, which is on the Eleventh order, be rereferred to the **Education Committee**, which motion prevailed. Pursuant to Rep. Louser's motion, HB 1430 was rereferred.

## SECOND READING OF HOUSE BILL

**HB 1433:** A BILL for an Act to create and enact a new section to chapter 65-01 of the North Dakota Century Code, relating to workers' compensation benefits for essential workers; to provide for retroactive application; and to provide an expiration date.

## ROLL CALL

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

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

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

**ABSENT AND NOT VOTING:** Brandenburg

HB 1433 failed.

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### SECOND READING OF HOUSE BILL

**HB 1271:** A BILL for an Act to create and enact a new section to chapter 65-05 of the North Dakota Century Code, relating to employer immunity; to amend and reenact subsection 11 of section 65-01-02 of the North Dakota Century Code, relating to the definition of a compensable injury; to provide for retroactive application; 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 14 YEAS, 79 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

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

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

**ABSENT AND NOT VOTING:** Brandenburg

HB 1271 failed.

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### SECOND READING OF HOUSE BILL

**HB 1286:** A BILL for an Act to create and enact section 5-01-19.2 of the North Dakota Century Code, relating to a manufacturing distillery; to provide for transition; 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 93 YEAS, 0 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

**YEAS:** Adams; Anderson, B.; Anderson, D.; Anderson, P.; Becker; Bellew; Beltz; Boe; Bosch; Boschee; Buffalo; Christensen; Cory; Damschen; Delzer; Devlin; Dobervich; Dockter; Ertelt; Fegley; Fisher; Guggisberg; Hager; Hagert; Hanson; Hatlestad; Headland; Heinert; Hoverson; Howe; Ista; Johnson, D.; Johnson, M.; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Klemin; Koppelman, B.; Kreidt; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; Meier; Mitskog; Mock; Monson; Nathe; Nehring; Nelson, J.; Nelson, M.; O'Brien; Ostlie; Owens; Paulson; Paur;

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

**ABSENT AND NOT VOTING:** Brandenburg

Engrossed HB 1286 passed and the emergency clause was declared carried.

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### SECOND READING OF HOUSE BILL

**HB 1168:** A BILL for an Act to amend and reenact sections 39-06-13 and 39-06-19 and subsection 2 of section 39-06-49 of the North Dakota Century Code, relating to operator's license examinations, renewals, and fees.

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

**YEAS:** Adams; Anderson, B.; Anderson, D.; Anderson, P.; Becker; Beltz; Boe; Bosch; Boschee; Buffalo; Christensen; Cory; Damschen; Devlin; Dobervich; Dockter; Ertelt; Fegley; Fisher; Guggisberg; Hager; Hagert; Hanson; Hatlestad; Headland; Heinert; Hoverson; Howe; Ista; Johnson, D.; Johnson, M.; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Klemin; Koppelman, B.; Kreidt; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; Meier; Mitskog; Mock; Monson; Nathe; Nehring; Nelson, J.; Nelson, M.; O'Brien; Ostlie; 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; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Koppelman, K.

**NAYS:** Bellew; Delzer; Simons; Tveit

**ABSENT AND NOT VOTING:** Brandenburg

Engrossed HB 1168 passed.

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### SECOND READING OF HOUSE BILL

**HB 1277:** A BILL for an Act to amend and reenact subsection 35 of section 57-02-08 of the North Dakota Century Code, relating to a residential property tax exemption for new construction; and to provide an effective date.

### ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 53 YEAS, 40 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

**YEAS:** Adams; Anderson, B.; Anderson, D.; Bellew; Beltz; Boe; Boschee; Buffalo; Cory; Devlin; Dobervich; Fegley; Guggisberg; Hagert; Hanson; Hatlestad; Hoverson; Ista; Johnson, D.; Johnson, M.; Karls; Kasper; Kempenich; Kiefert; Klemin; Martinson; Meier; Mitskog; Mock; Monson; Nathe; Nehring; Nelson, J.; O'Brien; Ostlie; Owens; Paulson; Roers Jones; Ruby, D.; Sanford; Satrom; Schatz; Schauer; Schmidt; Schreiber-Beck; Skroch; Stemen; Strinden; Thomas; Trottier; Tveit; Vigesaa; Westlind

**NAYS:** Anderson, P.; Becker; Bosch; Christensen; Damschen; Delzer; Dockter; Ertelt; Fisher; Hager; Headland; Heinert; Howe; Jones; Kading; Keiser; Koppelman, B.; Kreidt; Lefor; Longmuir; Louser; Magrum; Marschall; Nelson, M.; Paur; Pollert; Porter; Pyle; Richter; Rohr; Ruby, M.; Schneider; Schobinger; Simons; Steiner; Toman; Vetter; Weisz; Zubke; Speaker Koppelman, K.

**ABSENT AND NOT VOTING:** Brandenburg

Engrossed HB 1277 passed.

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### **SECOND READING OF HOUSE BILL**

**HB 1334:** A BILL for an Act to amend and reenact section 28-26-01 of the North Dakota Century Code, relating to requiring a court to determine if a claim for relief was frivolous.

### **ROLL CALL**

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 91 YEAS, 2 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

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

**NAYS:** Johnson, M.; Schneider

**ABSENT AND NOT VOTING:** Brandenburg

Engrossed HB 1334 passed.

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### **SECOND READING OF HOUSE BILL**

**HB 1329:** A BILL for an Act to amend and reenact subsection 7 of section 4.1-53-13, subsection 1 of section 4.1-53-37, section 4.1-53-38, subsection 2 of section 4.1-53-43, subsection 1 of section 4.1-53-48, and subsection 2 of section 4.1-53-61 of the North Dakota Century Code, relating to seed labels, tolerances, permits, and certification; to repeal section 4.1-53-41 of the North Dakota Century Code, relating to nonresident seed dealer licenses; and to provide a penalty.

### **ROLL CALL**

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

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

**ABSENT AND NOT VOTING:** Brandenburg

HB 1329 passed.

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**SECOND READING OF HOUSE BILL**

**HB 1202:** A BILL for an Act to amend and reenact subsection 2 of section 15-01-02 and subsection 1 of section 21-10-06 of the North Dakota Century Code, relating to funds managed by the state investment board and the investments of the board of university and school lands.

**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 27 YEAS, 66 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

**YEAS:** Anderson, D.; Anderson, P.; Bellew; Boe; Christensen; Delzer; Guggisberg; Headland; Johnson, D.; Kempenich; Kreidt; Meier; Mitskog; Monson; Nehring; Nelson, J.; O'Brien; Paur; Ruby, M.; Schatz; Schneider; Schreiber-Beck; Steiner; Tveit; Vigasaa; Weisz; Zubke

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

**ABSENT AND NOT VOTING:** Brandenburg

HB 1202 failed.

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**SECOND READING OF HOUSE BILL**

**HB 1229:** A BILL for an Act to amend and reenact section 39-21-39 of the North Dakota Century Code, relating to tinted windows; and to provide a penalty.

**ROLL CALL**

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 7 YEAS, 86 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

**YEAS:** Boe; Dobervich; Headland; Heinert; Nelson, M.; Satrom; Schauer

**NAYS:** Adams; Anderson, B.; Anderson, D.; Anderson, P.; Becker; Bellew; Beltz; Bosch; Boschee; Buffalo; Christensen; Cory; Damschen; Delzer; Devlin; Dockter; Ertelt; Fegley; Fisher; Guggisberg; Hager; Hagert; Hanson; Hatlestad; 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.; O'Brien; Ostlie; Owens; Paulson; Paur; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Schatz; Schmidt; Schneider; Schobinger; Schreiber-Beck; Simons; Skroch; Steiner; Stemen; Strinden; Thomas; Toman; Trottier; Tveit; Vetter; Vigasaa; Weisz; Westlind; Zubke; Speaker Koppelman, K.

**ABSENT AND NOT VOTING:** Brandenburg

HB 1229 failed.

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**SECOND READING OF HOUSE BILL**

**HB 1481:** A BILL for an Act to amend and reenact subdivision g of subsection 2 of section 39-06.1-06 of the North Dakota Century Code, relating to the fee for entering a road closed because of hazardous conditions; and to provide a penalty.

**ROLL CALL**

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 32 YEAS, 61 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

**YEAS:** Anderson, P.; Beltz; Bosch; Boschee; Cory; Dobervich; Guggisberg; Hagert; Hanson; Heinert; Howe; Ista; Johnson, M.; Keiser; Kiefert; Martinson; Mock; Nathe; Nehring; O'Brien; Ostlie; Porter; Pyle; Richter; Satrom; Schauer; Schneider; Schreiber-Beck; Strinden; Vetter; Westlind; Zubke

**NAYS:** Adams; Anderson, B.; Anderson, D.; Becker; Bellew; Boe; Buffalo; Christensen; Damschen; Delzer; Devlin; Dockter; Ertelt; Fegley; Fisher; Hager; Hatlestad; Headland; Hoverson; Johnson, D.; Jones; Kading; Karls; Kasper; Kempenich; Klemm; Koppelman, B.; Kreidt; Lefor; Longmuir; Louser; Magrum; Marschall; Meier; Mitskog; Monson; Nelson, J.; Nelson, M.; Owens; Paulson; Paur; Pollert; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Schatz; Schmidt; Schobinger; Simons; Skroch; Steiner; Stemen; Thomas; Toman; Trottier; Tveit; Vigesaa; Weisz; Speaker Koppelman, K.

**ABSENT AND NOT VOTING:** Brandenburg

HB 1481 failed.

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**SECOND READING OF HOUSE BILL**

**HB 1399:** A BILL for an Act to create and enact section 39-05-20.5 of the North Dakota Century Code, relating to a certificate of collector's title; and to provide a penalty.

**ROLL CALL**

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 3 YEAS, 90 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

**YEAS:** Hoverson; Mock; Simons

**NAYS:** Adams; Anderson, B.; Anderson, D.; Anderson, P.; Becker; Bellew; Beltz; Boe; Bosch; Boschee; Buffalo; Christensen; Cory; Damschen; Delzer; Devlin; Dobervich; Dockter; Ertelt; Fegley; Fisher; Guggisberg; Hager; Hagert; Hanson; Hatlestad; Headland; Heinert; Howe; Ista; Johnson, D.; Johnson, M.; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Klemm; Koppelman, B.; Kreidt; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; Meier; Mitskog; 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.

**ABSENT AND NOT VOTING:** Brandenburg

HB 1399 failed.

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**SECOND READING OF HOUSE BILL**

**HB 1156:** A BILL for an Act to amend and reenact section 39-21-41.4 of the North Dakota Century Code, relating to the use of safety belts.

**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 2 YEAS, 91 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

**YEAS:** Nelson, M.; Vigesaa

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

**ABSENT AND NOT VOTING:** Brandenburg

HB 1156 failed.

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### SECOND READING OF HOUSE BILL

**HB 1137:** A BILL for an Act to amend and reenact section 57-38-01.7 of the North Dakota Century Code, relating to an individual income tax credit for charitable contributions; 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 79 YEAS, 14 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

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

**NAYS:** Adams; Anderson, P.; Boschee; Delzer; Dobervich; Guggisberg; Hager; Hanson; Ista; Johnson, M.; Magrum; Monson; Nelson, M.; Vigesaa

**ABSENT AND NOT VOTING:** Brandenburg

HB 1137 passed.

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### SECOND READING OF HOUSE BILL

**HB 1129:** A BILL for an Act to amend and reenact subsection 4 of section 57-38-01.28 and subdivision t of subsection 2 of section 57-38-30.3 of the North Dakota Century Code, relating to the marriage penalty credit and an income tax exclusion for social security benefits; and to provide an effective date.

### 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 92 YEAS, 1 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

**YEAS:** Adams; Anderson, B.; Anderson, D.; Anderson, P.; Becker; Bellew; Beltz; Boe; Bosch; Boschee; Buffalo; Christensen; Cory; Damschen; Delzer; Devlin; Dobervich; Dockter; Ertelt; Fegley; Fisher; Guggisberg; Hager; Hagert; Hanson; Hatlestad; Headland; Heinert; Hoverson; Howe; Ista; Johnson, D.; Johnson, M.; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Klemin; Koppelman, B.; Kreidt; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; Meier; Mitskog; Mock; Monson; Nathe; Nehring; Nelson, J.; O'Brien; Ostlie; Owens; Paulson; Paur; Pollert; Porter;

Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Simons; Skroch; Steiner; Stemen; Strinden; Thomas; Toman; Trottier; Tveit; Vetter; Vigasaa; Weisz; Westlind; Zubke; Speaker Koppelman, K.

**NAYS:** Nelson, M.

**ABSENT AND NOT VOTING:** Brandenburg

Engrossed HB 1129 passed.

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### SECOND READING OF HOUSE BILL

**HB 1237:** A BILL for an Act to amend and reenact subsection 4 of section 57-38-01.28 and subdivision t of subsection 2 of section 57-38-30.3 of the North Dakota Century Code, relating to the marriage penalty credit and an income tax exclusion for social security benefits; and to provide an effective date.

### ROLL CALL

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

**YEAS:** Bellew; Ertelt; Kasper; Mock; Simons; Vetter; Speaker Koppelman, K.

**NAYS:** Adams; Anderson, B.; Anderson, D.; Anderson, P.; Becker; Beltz; Boe; Bosch; Buffalo; Christensen; Cory; Damschen; Delzer; Devlin; Dobervich; Dockter; Fegley; Fisher; Guggisberg; Hager; Hagert; Hanson; Hatlestad; Headland; Heinert; Hoverson; Howe; Ista; Johnson, D.; Johnson, M.; Jones; Kading; Karls; Keiser; Kempenich; Klemm; Koppelman, B.; Kreidt; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; Meier; Mitskog; 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; Vigasaa; Weisz; Westlind; Zubke

**ABSENT AND NOT VOTING:** Boschee; Brandenburg; Kiefert

HB 1237 failed.

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### SECOND READING OF HOUSE BILL

**HB 1482:** A BILL for an Act to amend and reenact section 39-04-10.4 of the North Dakota Century Code, relating to antique motor vehicles.

### ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 12 YEAS, 79 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

**YEAS:** Boe; Christensen; Ertelt; Hoverson; Koppelman, B.; Magrum; Owens; Ruby, M.; Schatz; Simons; Toman; Vigasaa

**NAYS:** Adams; Anderson, B.; Anderson, D.; Anderson, P.; Becker; Bellew; Beltz; Bosch; Buffalo; Cory; Damschen; Delzer; Devlin; Dobervich; Dockter; Fegley; Fisher; Guggisberg; Hager; Hagert; Hanson; Hatlestad; Headland; Heinert; Howe; Ista; Johnson, D.; Johnson, M.; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Klemm; Kreidt; Lefor; Longmuir; Louser; 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.; Sanford; Satrom; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Skroch; Steiner; Stemen; Strinden; Thomas; Trottier; Tveit; Vetter; Weisz; Westlind; Zubke; Speaker Koppelman, K.



**ABSENT AND NOT VOTING:** Boschee; Brandenburg; Kiefert

Engrossed HB 1482 failed.

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### SECOND READING OF HOUSE BILL

**HB 1098:** A BILL for an Act to amend and reenact sections 39-08-05, 39-08-08, 39-08-10, 39-08-11, 39-08-13, 39-08-14, 39-08-15, and 39-08-16 of the North Dakota Century Code, relating to reporting crashes and obtaining crash reports and data.

### 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 82 YEAS, 10 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Adams; Anderson, B.; Anderson, D.; Anderson, P.; Bellew; Beltz; Bosch; Buffalo; Cory; Damschen; Devlin; Dobervich; Dockter; Fegley; Fisher; Guggisberg; Hager; Hagert; Hanson; Hatlestad; Headland; Heinert; Hoverson; Howe; Ista; Johnson, D.; Johnson, M.; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Klemin; Koppelman, B.; Kreidt; Lefor; Longmuir; Louser; 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; Stemen; Strinden; Thomas; Trottier; Tveit; Vetter; Vigasaa; Weisz; Westlind; Zubke; Speaker Koppelman, K.

**NAYS:** Becker; Boe; Christensen; Delzer; Ertelt; Magrum; Simons; Skroch; Steiner; Toman

**ABSENT AND NOT VOTING:** Boschee; Brandenburg

Engrossed HB 1098 passed.

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### SECOND READING OF HOUSE BILL

**HB 1197:** A BILL for an Act to amend and reenact subsection 7 of section 4.1-40-03, subsection 1 of section 4.1-40-06, and section 4.1-40-07 of the North Dakota Century Code, relating to the definition, licensing, labeling, and inspection fees for specialty fertilizers.

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

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

**NAYS:** Ertelt; Simons; Toman

**ABSENT AND NOT VOTING:** Boschee; Brandenburg

Engrossed HB 1197 passed.

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**SECOND READING OF HOUSE BILL**

**HB 1097:** A BILL for an Act to amend and reenact section 55-08-07.2 of the North Dakota Century Code, relating to the state parks gift fund; and to provide a continuing appropriation.

**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 93 YEAS, 0 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

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

**ABSENT AND NOT VOTING:** Brandenburg

Engrossed HB 1097 passed.

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**SECOND READING OF HOUSE BILL**

**HB 1338:** A BILL for an Act to create and enact a new subsection to section 4.1-33-16 and a new section to chapter 4.1-33 of the North Dakota Century Code, relating to the waiver of certification requirements during a declared state of emergency and an exemption to certification requirements for antimicrobial pesticides; to amend and reenact section 4.1-33-01 of the North Dakota Century Code, relating to the definition of antimicrobial pesticide; 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 93 YEAS, 0 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

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

**ABSENT AND NOT VOTING:** Brandenburg

Engrossed HB 1338 passed and the emergency clause was declared carried.

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**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 1027, HB 1125, HB 1140, HB 1150, HB 1180, HB 1208, HB 1232, HB 1251, HB 1294, HB 1302, HB 1346, HB 1351, HB 1370.

**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 1086.

**MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)**  
**MR. SPEAKER:** The Senate has passed, and your favorable consideration is requested on: SB 2202, SB 2204, SB 2207, SB 2250, SB 2338.

**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, and Ninth orders of business and at the conclusion of those orders, the House stand adjourned until 1:00 p.m., Thursday, February 4, 2021, which motion prevailed on a voice vote.

**REPORT OF STANDING COMMITTEE**

**HB 1175: Industry, Business and Labor Committee (Rep. Lefor, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (9 YEAS, 4 NAYS, 1 ABSENT AND NOT VOTING). HB 1175 was placed on the Sixth order on the calendar.

Page 1, line 3, after the semicolon insert "to provide an expiration date;"

Page 4, remove lines 6 through 10

Page 4, line 11, replace "(4)" with "(2)"

Page 4, line 13, replace "(5)" with "(3)"

Page 4, line 19, replace "(6)" with "(4)"

Page 4, line 21, replace "(7)" with "(5)"

Page 4, line 24, remove "when those acts or omissions"

Page 4, remove line 25

Page 4, line 26, remove "emergency"

Page 6, after line 6, insert:

**"SECTION 3. EXPIRATION DATE.** This Act is effective through July 31, 2023, and after that date is ineffective."

Renumber accordingly

**REPORT OF STANDING COMMITTEE**

**HB 1205: Human Services Committee (Rep. Weisz, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (12 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). HB 1205 was placed on the Sixth order on the calendar.

Page 3, after line 25, insert:

"1."

Page 4, after line 2, insert:

"2. The state department of health shall provide a certified copy of a complete death record to the committee upon request."

Renumber accordingly

**REPORT OF STANDING COMMITTEE**

**HB 1241: Human Services Committee (Rep. Weisz, Chairman)** recommends **DO NOT PASS** (11 YEAS, 1 NAY, 2 ABSENT AND NOT VOTING). HB 1241 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**HB 1288: Human Services Committee (Rep. Weisz, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (12 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). HB 1288 was placed on the Sixth order on the calendar.

Page 1, line 8, replace "with type I diabetes" with "under the age of eighteen. An individual for whom a continuous glucose monitoring device was covered under this section before reaching eighteen years of age maintains coverage of the device after reaching eighteen years of age as long as the individual satisfies the eligibility requirements of this chapter"

Renumber accordingly

**REPORT OF STANDING COMMITTEE**

**HB 1296: Industry, Business and Labor Committee (Rep. Lefor, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (11 YEAS, 2 NAYS, 1 ABSENT AND NOT VOTING). HB 1296 was placed on the Sixth order on the calendar.

Page 1, line 2, after "photos" insert "; and to amend and reenact subsection 2 of section 44-04-18.7 of the North Dakota Century Code, relating to criminal information"

Page 1, line 7, after "safety" insert "or law enforcement"

Page 1, line 8, replace the first "inmate" with "arrestee"

Page 1, line 8, replace the second "inmate" with "arrestee"

Page 1, line 11, replace "inmate" with "arrestee"

Page 1, line 12, replace "inmate" with "arrestee"

Page 1, line 13, after "among" insert "or on behalf of"

Page 1, after line 14, insert:

**"SECTION 2. AMENDMENT.** Subsection 2 of section 44-04-18.7 of the North Dakota Century Code is amended and reenacted as follows:

2. "Criminal intelligence and investigative information" does not include:
  - a. Arrestee description, including name, date of birth, address, race, sex, physical description, and occupation of arrestee.
  - b. Facts concerning the arrest, including the cause of arrest and the name of the arresting officer.
  - c. Conviction information, including the name of any person convicted of a criminal offense.
  - d. Disposition of all warrants, including orders signed by a judge of any court commanding a law enforcement officer to arrest a particular person.
  - e. A chronological list of incidents, including initial offense report information showing the offense, date, time, general location, officer, and a brief summary of what occurred.

- f. A crime summary, including a departmental summary of crimes reported and public calls for service by classification, nature, and number.
- g. Radio log, including a chronological listing of the calls dispatched.
- h. General registers, including jail booking information.
- i. ~~Arrestee photograph, if release will not adversely affect a criminal investigation."~~

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

**HB 1301: Industry, Business and Labor Committee (Rep. Lefor, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **BE PLACED ON THE CALENDAR WITHOUT RECOMMENDATION** (10 YEAS, 4 NAYS, 0 ABSENT AND NOT VOTING). HB 1301 was placed on the Sixth order on the calendar.

Page 1, line 1, after the first "to" insert "provide for limits on access to vaccination status and records; to"

Page 1, line 2, replace "employer" with "civil"

Page 1, line 4, replace "provide for retroactive application" with "declare an emergency"

Page 1, after line 5, insert:

#### "SECTION 1.

##### Vaccination status or records.

1. A person may not inquire about an individual's vaccination status or request access to an individual's vaccination records.
2. This section does not apply to a health care facility, health care provider, or to an entity required to comply with section 23-07-17.1. For purposes of this section, "health care facility" means any facility in which health care services are provided and includes a hospital, special care unit, skilled nursing facility, intermediate care facility, basic care facility, assisted living facility, ambulatory surgical center, freestanding emergency department, rural primary care hospital, critical access hospital, inpatient hospice facility, including a clinic not located on a hospital's primary campus, health maintenance organization, home health agency, any field hospital, modular field-treatment facility, and a diagnostic, examination, treatment, imaging, or rehabilitation center."

Page 1, line 8, replace "**Employer immunity**" with "**Immunity**"

Page 1, remove line 16

Page 1, line 17, replace "an employer" with "a person"

Page 1, line 18, replace "employee" with "individual"

Page 1, line 19, remove "during the course of employment"

Page 1, line 20, remove "an"

Page 1, line 21, replace "employer's" with ":

- a. A person's

Page 1, line 21, after "harm" insert ":", or

- b. An immunization received by an employee or a prospective employee under section 3 of this Act"

Page 2, line 18, replace "A" with "Subject to subsection 4. a"

Page 2, line 26, replace "for" with "because of the employee's"

Page 2, line 27, replace the first underscored comma with "or the employee's"

Page 2, line 27, replace ", or philosophical reasons" with "beliefs"

Page 2, line 28, after "4." insert "A health care facility may not require an employee or a prospective employee receive an immunization for the prevention of a communicable disease as a condition of retaining or obtaining employment if the immunization went through an expedited development and review process before being approved for distribution and use.

5."

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

Page 3, replace lines 5 and 6 with:

**"SECTION 5. EMERGENCY.** This Act is declared to be an emergency measure."

Renumber accordingly

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

**HB 1343: Human Services Committee (Rep. Weisz, Chairman)** recommends **DO PASS** (11 YEAS, 1 NAY, 2 ABSENT AND NOT VOTING). HB 1343 was placed on the Eleventh order on the calendar.

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

**HB 1348: Human Services Committee (Rep. Weisz, Chairman)** recommends **DO NOT PASS** (9 YEAS, 2 NAYS, 3 ABSENT AND NOT VOTING). HB 1348 was placed on the Eleventh order on the calendar.

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

**HB 1352: Industry, Business and Labor Committee (Rep. Lefor, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO NOT PASS** (13 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). HB 1352 was placed on the Sixth order on the calendar.

Page 1, line 9, after the underscored period insert "This section may not be construed to grant a person the right to require use of a medical product."

Renumber accordingly

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

**HB 1358: Finance and Taxation Committee (Rep. Headland, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (11 YEAS, 1 NAY, 2 ABSENT AND NOT VOTING). HB 1358 was placed on the Sixth order on the calendar.

Page 1, line 2, after "hedging" insert "; to provide an appropriation; to provide a continuing appropriation; to provide for a transfer; to provide a statement of legislative intent; and to declare an emergency"

Page 1, line 6, after "**hedging**" insert "**fund - Advisory committee - Continuing appropriation - Transfer to strategic investment and improvements fund**"

Page 1, overstrike line 7

Page 1, line 8, overstrike "the industrial commission, the"

Page 1, line 8, remove "Bank of North Dakota"

Page 1, line 8, overstrike "may purchase oil"

Page 1, line 9, overstrike "put options"

Page 1, line 9, remove "and enter swap agreements or any other hedging strategies with designated"

Page 1, line 10, remove "counterparts approved by the industrial commission"

Page 1, line 10, overstrike "for the office of management and budget."

Page 1, line 11, overstrike "The"

Page 1, line 11, remove "execution of any hedging strategies"

Page 1, line 11, overstrike "must be designed to offset"

Page 1, line 12, overstrike "reduced state"

Page 1, line 12, overstrike "oil and gas tax revenues due to oil and gas prices falling below"

Page 1, line 13, overstrike "levels"

Page 1, line 13, remove "included in the legislative revenue forecast at the conclusion of the most"

Page 1, line 14, remove "recently adjourned regular or special session of the legislative assembly"

Page 1, line 14, overstrike the period

Page 1, line 17, overstrike "The office of management and"

Page 1, line 18, overstrike "budget shall report any"

Page 1, line 18, remove "execution of hedging strategies"

Page 1, line 18, overstrike "to the budget"

Page 1, overstrike line 19 and insert immediately thereafter:

- "1. There is created in the state treasury the oil and gas tax revenue hedging fund. The fund consists of all moneys transferred to the fund by the legislative assembly, interest and earnings upon moneys in the fund, and proceeds from any hedging financial instruments. The moneys in the fund are appropriated to the Bank of North Dakota on a continuing basis for the purpose of implementing hedging strategies as approved by the oil and gas tax revenue hedging advisory committee and for administrative expenses.
2. The oil and gas tax revenue hedging advisory committee consists of:

  - a. The director of the office of management and budget, as chairman;
  - b. One senator appointed by the senate majority leader;
  - c. One representative appointed by the house majority leader;
  - d. The president of the Bank of North Dakota or the president's designee; and

- e. The director of the department of mineral resources.
- 3. The advisory committee shall meet at least quarterly, and the Bank shall provide administrative services to the committee.
- 4. The advisory committee shall recommend to the Bank hedging strategies to offset any reductions to state oil and gas tax revenues due to oil and gas prices falling below levels included in the legislative revenue forecast at the conclusion of the most recently adjourned regular or special session of the legislative assembly. Hedging strategies include put options, swap agreements, or any other hedging financial instruments. The committee shall submit quarterly reports to the legislative management regarding the results of the hedging strategies.
- 5. The Bank may contract for consulting services to implement the hedging strategies, and any related contracting expenses must be paid from the fund.
- 6. On or before September fifteenth of each year, the Bank shall certify to the state treasurer the amount of accumulated funds in the oil and gas tax revenue hedging fund on June thirtieth of the preceding fiscal year which exceed the estimated hedging costs for the current fiscal year. The state treasurer shall transfer the certified amount from the oil and gas tax revenue hedging fund to the strategic investment and improvements fund by September thirtieth of each fiscal year.

**SECTION 2. APPROPRIATION - TRANSFER - INTENT - LEGACY FUND EARNINGS.** There is appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$20,000,000, which the office of management and budget shall transfer to the oil and gas tax revenue hedging fund during the period beginning with the effective date of this Act and ending June 30, 2023. It is the intent of the sixty-seventh legislative assembly that the funds appropriated be derived from legacy fund earnings transferred to the general fund during the biennium beginning July 1, 2019, and ending June 30, 2021.

**SECTION 3. EMERGENCY.** This Act is declared to be an emergency measure."

Renumber accordingly

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

**HB 1372: Finance and Taxation Committee (Rep. Headland, Chairman)** recommends **DO NOT PASS** (9 YEAS, 4 NAYS, 1 ABSENT AND NOT VOTING). HB 1372 was placed on the Eleventh order on the calendar.

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

**HB 1408: Industry, Business and Labor Committee (Rep. Lefor, Chairman)** recommends **DO NOT PASS** (12 YEAS, 1 NAY, 1 ABSENT AND NOT VOTING). HB 1408 was placed on the Eleventh order on the calendar.

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

**HB 1412: Finance and Taxation Committee (Rep. Headland, Chairman)** recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1412 was rereferred to the **Appropriations Committee**.

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

**HB 1464: Finance and Taxation Committee (Rep. Headland, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (9 YEAS, 5 NAYS, 0 ABSENT AND NOT VOTING). HB 1464 was placed on the Sixth order on the calendar.

Page 1, line 1, after "reenact" insert "subsection 1 of section 39-04-19.2 and"

Page 1, line 2, after "to" insert "electric and plug-in hybrid vehicle road use fees and the"



Page 1, line 2, after the second "fuels" insert "; and to provide an effective date"

Page 1, after line 3 insert:

**"SECTION 1. AMENDMENT.** Subsection 1 of section 39-04-19.2 of the North Dakota Century Code is amended and reenacted as follows:

1. In addition to all other fees required under this chapter for registration of a motor vehicle, the department shall collect at the beginning of each annual registration period:
  - a. An electric vehicle road use fee of ~~one hundred twenty~~ one hundred twenty-five dollars for each electric vehicle registered.
  - b. A plug-in hybrid vehicle road use fee of one hundred fifty dollars for each plug-in hybrid vehicle registered.
  - c. An electric motorcycle road use fee of ~~twenty~~ one hundred dollars for each electric motorcycle registered."

Page 1, line 7, replace "~~twenty-five~~" with "twenty-nine"

Page 1, line 8, remove "~~through June 30, 2022, and twenty-seven cents per gallon [3.79]~~"

Page 1, line 9, remove "~~liters] thereafter~~"

Page 2, line 8, replace "~~twenty-five~~" with "twenty-nine"

Page 2, line 9, remove "~~through June 30, 2022, and twenty-seven cents per gallon~~"

Page 2, line 10, remove "~~[3.79 liters] thereafter~~"

Page 3, after line 2 insert

**"SECTION 4. EFFECTIVE DATE.** Sections 2 and 3 of this Act are effective for taxable events occurring after June 30, 2021."

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

**HB 1471: Finance and Taxation Committee (Rep. Headland, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (10 YEAS, 4 NAYS, 0 ABSENT AND NOT VOTING). HB 1471 was placed on the Sixth order on the calendar.

Page 1, line 7, overstrike "All"

Page 1, line 7, replace "~~real property~~" with "The land and any buildings on a parcel on which a church building is located, and which is"

Page 1, line 7, overstrike "any" and insert immediately thereafter "a"

Page 1, line 8, after "used" insert "primarily"

Page 1, line 8, remove the overstrike over the first comma

Page 1, line 14, overstrike the second comma

Page 1, line 15, overstrike "whether the real property consists of one tract or more"

Page 1, line 15, after the period insert "The land and any buildings on a parcel contiguous to the parcel on which a church building is located, which is owned by a religious corporation or organization, is exempt from taxation if any building located on the parcel is used primarily for religious purposes."

Page 1, line 16, remove the overstrike over "If the"

Page 1, line 16, remove "The"

Page 1, line 16, after "minister" insert ", or other clergy"

Page 1, line 17, remove the overstrike over "~~is located on property not adjacent to the church, that~~"

Page 1, line 18, remove the overstrike over "residence"

Page 1, line 18, remove "or other clergy, which is owned by the church,"

Page 1, line 19, remove the overstrike over "~~; up to two acres [.81 hectare],~~"

Page 1, line 19, remove "and not leased or"

Page 1, line 20, remove "otherwise used with a view to profit,"

Page 1, line 22, replace "Any real property" with "Up to twenty-five acres of undeveloped land"

Page 1, line 22, replace "any" with "a"

Page 1, line 22, remove "and used to"

Page 1, remove line 23

Page 2, remove line 1

Page 2, line 2, replace "religious purposes and" with "for the purpose of a future church building or buildings is"

Page 2, line 2, after "taxation" insert ". This exemption expires ten years after the taxable year in which the property was acquired by the religious corporation or organization if construction improvements to accommodate a church building have not commenced"

Renumber accordingly

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

**HB 1497: Finance and Taxation Committee (Rep. Headland, Chairman)** recommends **DO NOT PASS** (8 YEAS, 4 NAYS, 2 ABSENT AND NOT VOTING). HB 1497 was placed on the Eleventh order on the calendar.

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

**HCR 3008: Finance and Taxation Committee (Rep. Headland, Chairman)** recommends **DO PASS** (13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HCR 3008 was placed on the Eleventh order on the calendar.

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

**HCR 3013: Industry, Business and Labor Committee (Rep. Lefor, Chairman)** recommends **DO PASS** and **BE PLACED ON THE CONSENT CALENDAR** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HCR 3013 was placed on the Tenth order on the calendar.

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

**Buell J. Reich, Chief Clerk**