

## JOURNAL OF THE SENATE

## Sixty-seventh Legislative Assembly

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Bismarck, March 23, 2021

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

The prayer was offered by Assisting Minister Angie Kutzer, Good Shepherd Lutheran, Bismarck.

The roll was called and all members were present except Senator Bekkedahl.

A quorum was declared by the President.

## MOTION

**SEN. KLEIN MOVED** that Engrossed HB 1285, as amended, which is on the Fourteenth order, be rereferred to the **Appropriations Committee**, which motion prevailed. Pursuant to Sen. Klein's motion, Engrossed HB 1285, as amended, was rereferred.

## CONSIDERATION OF AMENDMENTS

**HB 1148: SEN. DWYER (Transportation Committee) MOVED** that the amendments be adopted and then be placed on the Fourteenth order with **DO PASS**.

## REQUEST

**SEN. D. LARSEN REQUESTED** a verification vote, which request was granted.

The proposed amendments to HB 1148 were adopted on a verification vote.

## CONSIDERATION OF AMENDMENTS

**HB 1043, as engrossed: SEN. MYRDAL (Judiciary 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.

## CONSIDERATION OF AMENDMENTS

**HB 1502, as engrossed: SEN. BAKKE (Transportation 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.

## CONSIDERATION OF AMENDMENTS

**HB 1185, as engrossed: SEN. LUICK (Judiciary 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.

## CONSIDERATION OF AMENDMENTS

**HB 1206, as engrossed: SEN. BURCKHARD (Political Subdivisions 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.

## CONSIDERATION OF AMENDMENTS

**HB 1294, as engrossed: SEN. MYRDAL (Judiciary Committee) MOVED** that the amendments be adopted and then be placed on the Fourteenth order with **DO PASS**.

## REQUEST

**SEN. POOLMAN REQUESTED** a verification vote, which request was granted.

The proposed amendments to Engrossed HB 1294 failed on a verification vote.

## CONSIDERATION OF AMENDMENTS

**HB 1130, as engrossed: SEN. DWYER (Judiciary 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 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; and to provide for application.

**MOTION**

**SEN. OBAN MOVED** that Engrossed HB 1183 be amended as follows.

Page 1, line 16, replace "Three" with "Four"

Page 1, line 16, replace "of a" with "from"

Page 1, line 16, replace "unit" with "units"

Renumber accordingly

**REQUEST**

**SEN. OBAN REQUESTED** a verification vote on the motion to adopt the proposed amendments to Engrossed HB 1183, which request was granted.

The proposed amendments to Engrossed HB 1183 were adopted on a verification vote.

**MOTION**

**SEN. LEE MOVED** that Engrossed HB 1183, as amended, be amended as follows, which motion prevailed on a verification vote.

In lieu of the amendments adopted by the Senate as printed on page 942 of the Senate Journal, Engrossed House Bill No. 1183 is amended as follows:

Page 1, line 4, replace "for application" with "an expiration date"

Page 1, line 16, replace "Three" with "Four"

Page 1, line 16, replace "of a" with "from"

Page 1, line 16, replace "unit" with "units"

Page 2, line 1, remove "The terms of the committee members are for four years, and members may be"

Page 2, remove line 2

Page 2, line 3, remove "4."

Page 2, replace lines 10 through 13 with:

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

Renumber accordingly

**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; 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 PASS, the roll was called and there were 44 YEAS, 2 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

**YEAS:** Anderson; Bakke; Bell; Burckhard; Clemens; Conley; Davison; Dever; Dwyer; Erbele; 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

**NAYS:** Elkin; Fors

**ABSENT AND NOT VOTING:** Bekkedahl

Engrossed HB 1183, as amended, passed.

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### SECOND READING OF HOUSE BILL

**HB 1127:** A BILL for an Act to amend and reenact sections 44-08-05.1 and 54-10-25 of the North Dakota Century Code, relating to the disclosure of a pending investigation.

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

**YEAS:** Anderson; Bakke; 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.

**ABSENT AND NOT VOTING:** Bekkedahl

HB 1127 passed.

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### SECOND READING OF HOUSE BILL

**HB 1437:** A BILL for an Act to create and enact section 61-32-03.2 of the North Dakota Century Code, relating to small subsurface water management systems; to amend and reenact subsection 3 of section 61-02-01.4 and section 61-32-03.1 of the North Dakota Century Code, relating to large subsurface water management system permits and the state water commission cost-share policy; to provide a penalty; 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; 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

**ABSENT AND NOT VOTING:** Bekkedahl

Engrossed HB 1437, as amended, passed and the emergency clause was declared carried.

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### SECOND READING OF HOUSE BILL

**HB 1189:** A BILL for an Act to create and enact a new section to chapter 16.1-15 of the North Dakota Century Code, relating to casting ballots; and to amend and reenact sections 16.1-15-02 and 16.1-15-06 of the North Dakota Century Code, relating to the canvass report requirements.

**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 14 YEAS, 32 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

**YEAS:** Burckhard; Clemens; Conley; Fors; Heitkamp; Hogue; Holmberg; Larsen, D.; Larsen, O.; Luick; Meyer; Myrdal; Roers, K.; Vedaa

**NAYS:** Anderson; Bakke; Bell; Davison; Dever; Dwyer; Elkin; Erbele; Heckaman; Hogan; Kannianen; Klein; Krebsbach; Kreun; Larson, D.; Lee; Lemm; Marcellais; Mathern; Oban; Oehlke; Patten; Piepkorn; Poolman; Roers, J.; Rust; Schaible; Sorvaag; Wanzek; Wardner; Weber; Wobbema

**ABSENT AND NOT VOTING:** Bekkedahl

Engrossed HB 1189, as amended, failed.

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**SECOND READING OF HOUSE BILL**

**HB 1223:** A BILL for an Act to amend and reenact section 5-01-08 of the North Dakota Century Code, relating to the penalty for an individual under twenty-one years of age who consumes, purchases, or possesses an alcoholic beverage; 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 42 YEAS, 4 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

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

**NAYS:** Clemens; Heitkamp; Larsen, O.; Luick

**ABSENT AND NOT VOTING:** Bekkedahl

HB 1223 passed.

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**SECOND READING OF HOUSE BILL**

**HB 1190:** A BILL for an Act to amend and reenact subsection 1 of section 14-05-24 of the North Dakota Century Code, relating to the valuation date for marital property.

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

**YEAS:** Anderson; Bakke; 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

**ABSENT AND NOT VOTING:** Bekkedahl

Engrossed HB 1190 passed.

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**SECOND READING OF HOUSE BILL**

**HB 1368:** A BILL for an Act to create and enact section 51-07-28.1 of the North Dakota Century Code, relating to tracking devices on motor vehicles; 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 46 YEAS, 0 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

**YEAS:** Anderson; Bakke; 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

**ABSENT AND NOT VOTING:** Bekkedahl

Engrossed HB 1368 passed.

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**SECOND READING OF HOUSE BILL**

**HB 1442:** A BILL for an Act to amend and reenact section 47-16-20 of the North Dakota Century Code, relating to late fees on rents under a rental agreement.

**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 6 YEAS, 40 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

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

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

**ABSENT AND NOT VOTING:** Bekkedahl

Engrossed HB 1442 failed.

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**SECOND READING OF HOUSE BILL**

**HB 1139:** A BILL for an Act to create and enact section 65-05-40 of the North Dakota Century Code, relating to duration limits for opioid therapy and benzodiazepine; and to provide for application.

**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 38 YEAS, 8 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

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

**NAYS:** Hogan; Kannianen; Larsen, O.; Marcellais; Mathern; Meyer; Oban; Piepkorn

**ABSENT AND NOT VOTING:** Bekkedahl

HB 1139 passed.

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### SECOND READING OF HOUSE BILL

**HB 1287:** A BILL for an Act to create and enact subdivision d to subsection 1 of section 19-03.1-23.1 of the North Dakota Century Code, relating to an enhanced penalty for the death of an individual as a result of a drug overdose; 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 40 YEAS, 6 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

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

**NAYS:** Bell; Hogue; Kannianen; Larsen, D.; Larsen, O.; Lee

**ABSENT AND NOT VOTING:** Bekkedahl

Engrossed HB 1287 passed.

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### SECOND READING OF HOUSE BILL

**HB 1134:** A BILL for an Act to amend and reenact section 14-20-18 of the North Dakota Century Code, relating to challenging an acknowledgment or denial of paternity.

### 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, 44 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

**YEAS:** Larsen, O.; Rust

**NAYS:** Anderson; Bakke; 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.; Schaible; Sorvaag; Vedaa; Wanzek; Wardner; Weber; Wobbema

**ABSENT AND NOT VOTING:** Bekkedahl

Engrossed HB 1134 failed.

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

**MR. SPEAKER:** The Senate has passed, unchanged: HB 1081, HB 1186, HB 1219, HB 1221, HB 1264, HB 1319, HB 1378, HB 1429.

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

**MR. SPEAKER:** The Senate has passed, the emergency clause carried, unchanged: HB 1063.

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

**MR. SPEAKER:** The Senate has amended and subsequently passed: HB 1033, HB 1370, HB 1478.

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

**MR. SPEAKER:** The Senate has amended and subsequently failed to pass: HB 1281.

**MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)**  
**MR. SPEAKER:** The Senate has failed to pass, unchanged: HB 1165, HB 1198, HB 1259, HB 1303, HB 1390.

**MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)**  
**MR. SPEAKER:** The Senate has failed to pass, unchanged: HCR 3032.

**MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)**  
**MR. PRESIDENT:** The House has passed, unchanged: SB 2072, SB 2073, SB 2083, SB 2086, SB 2141, SB 2148, SB 2154, SB 2204, SB 2226, SB 2240.

**MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)**  
**MR. PRESIDENT:** The House has passed, unchanged: SCR 4001.

**MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)**  
**MR. PRESIDENT:** The House has passed, the emergency clause carried, unchanged: SB 2033.

**MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)**  
**MR. PRESIDENT:** The House has amended and subsequently passed: SB 2130, SB 2132, SB 2137, SB 2253, SB 2321.

#### **AMENDMENTS TO ENGROSSED SENATE BILL NO. 2130**

Page 1, line 1, after "to" insert "create and enact section 26.1-36-01.1 of the North Dakota Century Code, relating to the scope of health insurance mandates; and to"

Page 1, after line 3, insert:

**"SECTION 1.** Section 26.1-36-01.1 of the North Dakota Century Code is created and enacted as follows:

##### **26.1-36-01.1. Scope - Accident and health insurance policy mandates.**

Unless expressly provided otherwise, an accident and health insurance policy health coverage mandate under this chapter does not apply to an accident and health insurance policy that is a high-deductible health plan under 26 U.S.C. 223 if the mandate would cause the policy to fail to qualify as a high-deductible health plan under this federal law."

Renumber accordingly

#### **AMENDMENTS TO ENGROSSED SENATE BILL NO. 2132**

Page 2, line 1, after "and" insert "the child support case"

Page 2, line 1, remove "being"

Page 2, line 2, replace "enforced by" with "open with"

Renumber accordingly

#### **AMENDMENTS TO ENGROSSED SENATE BILL NO. 2137**

Page 3, after line 29, insert:

"8. By January thirty-first of each year, a qualified data center owner shall file with the tax commissioner, on forms and in the manner prescribed by the tax commissioner, a report showing for the previous calendar year:

a. The amount of the exemption claimed under this section:

b. The number of jobs created or retained by the qualified data center;  
and

- c. The type and value of any local incentives provided to the qualified data center.
9. Upon receipt of a written request from the chairman of the legislative management or the chairman of a standing committee of the legislative assembly, the tax commissioner shall disclose any information described under subsection 8. This subsection does not authorize disclosure of the qualified data center owner's name, social security number, federal employer identification number, address, or any other information prohibited from disclosure under chapter 57-38."

Renumber accordingly

#### AMENDMENTS TO REENGROSSED SENATE BILL NO. 2253

Page 1, line 9, after the period insert "Additionally, the department of human services and insurance department shall report to the legislative management regarding the long-term care partnership program, including data addressing utilization of the program, whether there are barriers to access to the program, and how utilization of the program might be increased."

Renumber accordingly

#### AMENDMENTS TO ENGROSSED SENATE BILL NO. 2321

Page 2, line 7, after "sold" insert "to each person"

Renumber accordingly

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

**MR. SPEAKER:** Your signature is respectfully requested on: SB 2092, SB 2095, SB 2096, SB 2126, SB 2174, SB 2181, SB 2182.

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

**MR. PRESIDENT:** Your signature is respectfully requested on: HB 1028, HB 1075, HB 1083, HB 1154, HB 1188, HCR 3002.

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

**MR. SPEAKER:** The President has signed: HB 1028, HB 1075, HB 1083, HB 1154, HB 1188.

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

**MR. SPEAKER:** The President has signed: HCR 3002.

#### COMMUNICATION FROM GOVERNOR DOUG BURGUM

This is to inform you that on March 22, 2021, I have signed the following: SB 2027, SB 2028, SB 2047, SB 2050, SB 2053, SB 2056, SB 2061, SB 2066, SB 2075, SB 2076, SB 2081, SB 2094, SB 2105, SB 2106, SB 2107, SB 2108, SB 2109, SB 2111, SB 2114, SB 2115, SB 2134, SB 2135, SB 2136, SB 2140, SB 2147, SB 2152, SB 2157, SB 2167, SB 2196, SB 2221, SB 2224, SB 2243, and SB 2250.

#### MOTION

**SEN. KLEIN MOVED** that the absent member be excused, which motion prevailed.

#### MOTION

**SEN. KLEIN MOVED** that the Senate be on the Fourth, Fifth, Ninth, Thirteenth, and Sixteenth orders of business and at the conclusion of those orders, the Senate stand adjourned until 1:00 p.m., Wednesday, March 24, 2021, which motion prevailed.

#### REPORT OF STANDING COMMITTEE

**HB 1002, as engrossed: 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). Engrossed HB 1002 was placed on the Sixth order on the calendar.

Page 1, replace line 15 with:

"Salaries and wages	\$4,978,126	\$549,956	\$5,528,082"
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Page 1, replace lines 19 through 22 with:

"Election reform	<u>1,601,747</u>	<u>3,097,942</u>	<u>4,699,689</u>
Total all funds	\$9,597,426	\$3,971,769	\$13,569,195
Less estimated income	<u>4,231,641</u>	<u>4,073,933</u>	<u>8,305,574</u>
Total general fund	\$5,365,785	(\$102,164)	\$5,263,621"

Page 2, replace lines 9 through 11 with:

"Grand total general fund	\$5,623,063	(\$101,511)	\$5,521,552
Grand total special funds	<u>4,231,641</u>	<u>4,073,933</u>	<u>8,305,574</u>
Grand total all funds	\$9,854,704	\$3,972,422	\$13,827,126"

Page 2, line 27, replace "thirteen" with "fourteen"

Page 2, line 28, replace "nine" with "four"

Page 2, line 28, replace "twenty-five" with "eighty-six"

Renumber accordingly

#### STATEMENT OF PURPOSE OF AMENDMENT:

#### House Bill No. 1002 - Summary of Senate Action

	Base Budget	House Version	Senate Changes	Senate Version
Secretary of State				
Total all funds	\$9,597,426	\$13,574,834	(\$5,639)	\$13,569,195
Less estimated income	<u>4,231,641</u>	<u>8,306,564</u>	(990)	<u>8,305,574</u>
General fund	\$5,365,785	\$5,268,270	(\$4,649)	\$5,263,621
FTE	32.00	33.00	0.00	33.00
Public Printing				
Total all funds	\$257,278	\$257,931	\$0	\$257,931
Less estimated income	<u>0</u>	<u>0</u>	0	<u>0</u>
General fund	\$257,278	\$257,931	\$0	\$257,931
FTE	0.00	0.00	0.00	0.00
Bill total				
Total all funds	\$9,854,704	\$13,832,765	(\$5,639)	\$13,827,126
Less estimated income	<u>4,231,641</u>	<u>8,306,564</u>	(990)	<u>8,305,574</u>
General fund	\$5,623,063	\$5,526,201	(\$4,649)	\$5,521,552
FTE	32.00	33.00	0.00	33.00

#### House Bill No. 1002 - Secretary of State - Senate Action

	Base Budget	House Version	Senate Changes	Senate Version
Salaries and wages	\$4,978,126	\$5,533,942	(\$5,860)	\$5,528,082
Operating expenses	3,009,553	3,308,424		3,308,424
Grants		25,000		25,000
Petition review	8,000	8,000		8,000
Election reform	<u>1,601,747</u>	<u>4,699,468</u>	221	<u>4,699,689</u>
Total all funds	\$9,597,426	\$13,574,834	(\$5,639)	\$13,569,195
Less estimated income	<u>4,231,641</u>	<u>8,306,564</u>	(990)	<u>8,305,574</u>
General fund	\$5,365,785	\$5,268,270	(\$4,649)	\$5,263,621
FTE	32.00	33.00	0.00	33.00

**Department 108 - Secretary of State - Detail of Senate Changes**

	Adjusts Funding for Salary and Benefit Increases <sup>1</sup>	Total Senate Changes
Salaries and wages	(\$5,860)	(\$5,860)
Operating expenses		
Grants		
Petition review		
Election reform	221	221
Total all funds	(\$5,639)	(\$5,639)
Less estimated income	(990)	(990)
General fund	(\$4,649)	(\$4,649)
FTE	0.00	0.00

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

This amendment also provides the statutory changes to increase the Secretary of State's salary. The Secretary of State's annual salary would increase from the current level of \$110,582 to \$112,241, effective July 1, 2021, and to \$114,486, effective July 1, 2022, to reflect the 1.5 percent and 2 percent salary increase respectively. The House provided for a 1.5 percent annual salary increase.

**REPORT OF STANDING COMMITTEE**

**HB 1007, as engrossed: Appropriations Committee (Sen. Holmberg, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). Engrossed HB 1007 was placed on the Sixth order on the calendar.

Page 1, replace lines 12 through 17 with:

"Salaries and wages	\$2,475,765	(\$80,786)	\$2,394,979
Operating expenses	330,426	185,649	516,075
Total all funds	\$2,806,191	\$104,863	\$2,911,054
Less estimated income	480,681	36,187	516,868
Total general fund	\$2,325,510	\$68,676	\$2,394,186
Full-time equivalent positions	14.00	(1.00)	13.00"

Page 2, replace lines 2 and 3 with:

"Less estimated income	0	30,000
Total general fund	\$69,659	\$147,717"

Renumber accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:****House Bill No. 1007 - Labor Commissioner - Senate Action**

	Base Budget	House Version	Senate Changes	Senate Version
Salaries and wages	\$2,475,765	\$2,396,050	(\$1,071)	\$2,394,979
Operating expenses	330,426	516,075		516,075
Total all funds	\$2,806,191	\$2,912,125	(\$1,071)	\$2,911,054
Less estimated income	480,681	575,727	(58,859)	516,868
General fund	\$2,325,510	\$2,336,398	\$57,788	\$2,394,186
FTE	14.00	13.00	0.00	13.00

## Department 406 - Labor Commissioner - Detail of Senate Changes

	Adjusts Funding for Salary and Benefit Increases <sup>1</sup>	Adjusts One-Time Funding for Case Management System <sup>2</sup>	Total Senate Changes
Salaries and wages	(\$1,071)		(\$1,071)
Operating expenses			
Total all funds	(\$1,071)	\$0	(\$1,071)
Less estimated income	0	(58,859)	(58,859)
General fund	(\$1,071)	\$58,859	\$57,788
FTE	0.00	0.00	0.00

<sup>1</sup> Salaries and wages funding is adjusted for 2021-23 biennium salary adjustments of 1.5 percent on July 1, 2021, with a minimum monthly increase of \$100 and 2 percent on July 1, 2022. The House provided salary adjustments of 1.5 percent on July 1, 2021, and July 1, 2022, with a minimum monthly increase of \$100 and a maximum monthly increase of \$250.

<sup>2</sup> One-time funding to upgrade the department's case management system is adjusted by adding \$58,859 from the general fund and reducing \$58,859 from federal funds, to provide a total of \$177,717, of which \$147,717 is from the general fund and \$30,000 is from federal funds. The House provided one-time funding of \$177,717, of which \$88,858 was from the general fund and \$88,859 was from federal funds.

## REPORT OF STANDING COMMITTEE

**HB 1011**, as engrossed: Appropriations Committee (Sen. Holmberg, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). Engrossed HB 1011 was placed on the Sixth order on the calendar.

Page 1, replace line 10 with:

"Salaries and wages	\$2,163,558	\$50,323	\$2,213,881"
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Page 1, replace line 12 with:

"Total special funds	\$2,757,119	\$51,865	\$2,808,984"
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Renumber accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:**

## House Bill No. 1011 - Securities Department - Senate Action

	Base Budget	House Version	Senate Changes	Senate Version
Salaries and wages	\$2,163,558	\$2,211,160	\$2,721	\$2,213,881
Operating expenses	593,561	595,103		595,103
Total all funds	\$2,757,119	\$2,806,263	\$2,721	\$2,808,984
Less estimated income	2,757,119	2,806,263	2,721	2,808,984
General fund	\$0	\$0	\$0	\$0
FTE	10.00	10.00	0.00	10.00

## Department 414 - Securities Department - Detail of Senate Changes

	Adds Funding for Salary and Benefit Increases <sup>1</sup>	Total Senate Changes
Salaries and wages	\$2,721	\$2,721
Operating expenses		
Total all funds	\$2,721	\$2,721
Less estimated income	2,721	2,721
General fund	\$0	\$0
FTE	0.00	0.00

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

salary adjustments of 1.5 percent on July 1, 2021, and July 1, 2022, with a minimum monthly increase of \$100 and a maximum monthly increase of \$250.

#### REPORT OF STANDING COMMITTEE

**HB 1014, as engrossed: 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). Engrossed HB 1014 was placed on the Sixth order on the calendar.

Page 1, replace lines 12 through 16 with:

"Protection and advocacy operations	\$7,166,150	\$236,790	\$7,402,940
Total all funds	\$7,166,150	\$236,790	\$7,402,940
Less estimated income	3,926,135	337,455	4,263,590
Total general fund	\$3,240,015	(\$100,665)	\$3,139,350
Full-time equivalent positions	28.50	0	28.50"

Renumber accordingly

#### STATEMENT OF PURPOSE OF AMENDMENT:

##### House Bill No. 1014 - Protection and Advocacy Project - Senate Action

	Base Budget	House Version	Senate Changes	Senate Version
Protection and advocacy operations	\$7,166,150	\$7,398,152	\$4,788	\$7,402,940
Total all funds	\$7,166,150	\$7,398,152	\$4,788	\$7,402,940
Less estimated income	3,926,135	4,260,582	3,008	4,263,590
General fund	\$3,240,015	\$3,137,570	\$1,780	\$3,139,350
FTE	28.50	28.50	0.00	28.50

##### Department 360 - Protection and Advocacy Project - Detail of Senate Changes

	Adjusts Funding for Salary Increases <sup>1</sup>	Total Senate Changes
Protection and advocacy operations	\$4,788	\$4,788
Total all funds	\$4,788	\$4,788
Less estimated income	3,008	3,008
General fund	\$1,780	\$1,780
FTE	0.00	0.00

<sup>1</sup> Funding is adjusted to provide for employee salary increases of 1.5 percent on July 1, 2021, with a minimum monthly increase of \$100, and an increase of 2 percent on July 1, 2022. The House provided funding for salary increases of 1.5 percent on July 1, 2021, and July 1, 2022, with a minimum monthly increase of \$100 and a maximum monthly increase of \$250.

#### REPORT OF STANDING COMMITTEE

**HB 1090, as engrossed: Appropriations Committee (Sen. Holmberg, Chairman)** recommends **DO PASS** (13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). Engrossed HB 1090 was placed on the Fourteenth order on the calendar.

#### REPORT OF STANDING COMMITTEE

**HB 1105, as engrossed: Human Services Committee (Sen. Lee, Chairman)** recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed HB 1105 was placed on the Fourteenth order on the calendar.

#### REPORT OF STANDING COMMITTEE

**HB 1112: Judiciary Committee (Sen. Larson, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1112 was placed on the Sixth order on the calendar.

Page 1, line 23, after "department" insert "and ending on the admission date provided by the department"

Renumber accordingly

**REPORT OF STANDING COMMITTEE**

**HB 1124: Judiciary Committee (Sen. Larson, Chairman)** recommends **DO PASS** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1124 was placed on the Fourteenth order on the calendar.

**REPORT OF STANDING COMMITTEE**

**HB 1214: Finance and Taxation Committee (Sen. Bell, Chairman)** recommends **DO PASS** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1214 was placed on the Fourteenth order on the calendar.

**REPORT OF STANDING COMMITTEE**

**HB 1279, as engrossed: Transportation Committee (Sen. Clemens, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed HB 1279 was placed on the Sixth order on the calendar.

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

Page 1, line 1, remove ", 40-05-06, and 40-11-12"

Page 1, line 2, remove ", city fines, and the"

Page 1, line 3, remove "nonpayment of fines"

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

Page 2, line 28, remove the overstrike over "~~On a highway on which the speed limit is a speed~~"

Page 2, line 29, after the overstruck closing bracket insert "of sixty-five miles [104.61 kilometers]"

Page 2, line 29, remove the overstrike over "~~an hour~~" and insert immediately thereafter "or lower"

Page 2, line 29, remove the overstrike over "~~for~~"

Page 2, line 29, remove "For"

Page 2, line 29, remove "on a highway"

Page 3, line 18, after "7." insert "6."

Page 3, line 18, remove the overstrike over "~~On a highway on which the speed limit is posted in excess of sixty-five miles~~"

Page 3, remove the overstrike over lines 19 and 20

Page 3, line 21, replace "6." with "7."

Page 3, line 26, replace "7." with "8."

Page 4, remove lines 3 through 31

Page 5, replace lines 1 through 3 with:

**"SECTION 2. LEGISLATIVE MANAGEMENT STUDY - LAW ENFORCEMENT JURISDICTION.** During the 2021-22 interim, the legislative management shall consider studying the extent of potential jurisdictional conflicts related to traffic and motor vehicle laws and ordinances between all law enforcement agencies in the

state, including state, county, municipal, and any other law enforcement agency that may be subject to a joint powers agreement. The study may include a review of judicial jurisdiction of traffic and motor vehicle laws and ordinances and the enforcement thereof, and a review of a municipality's ability to assess fines and fees for violations of traffic and motor vehicle ordinances. The legislative management shall report its findings and recommendations, together with any legislation required to implement the recommendations, to the sixty-eighth legislative assembly."

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

**HB 1298, as engrossed: Judiciary Committee (Sen. Larson, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (6 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). Engrossed HB 1298 was placed on the Sixth order on the calendar.

Page 1, line 8, remove the underscored colon

Page 1, line 9, replace "a. Allow" with "knowingly allow"

Page 1, remove lines 13 through 20

Page 1, after line 24, insert:

"4. An individual who is deprived of an athletic opportunity or suffers direct or indirect harm as a result of a violation of this section has a private cause of action."

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

**HB 1411, as reengrossed: Energy and Natural Resources Committee (Sen. Kreun, Chairman)** recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Reengrossed HB 1411 was placed on the Fourteenth order on the calendar.

#### REPORT OF STANDING COMMITTEE

**HB 1420, as engrossed: Human Services Committee (Sen. Lee, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **BE PLACED ON THE CALENDAR WITHOUT RECOMMENDATION** (5 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). Engrossed HB 1420 was placed on the Sixth order on the calendar.

Page 4, line 18, after "plant" insert "of the genus"

Page 4, line 18, overstrike "sativa L."

Page 4, line 18, overstrike the semicolon and insert immediately thereafter ". and"

Page 4, line 19, overstrike "; the resin extracted from any part of the plant; and every compound,"

Page 4, line 20, overstrike "manufacture, salt, derivative, mixture, or preparation of the plant, its seeds, or resin"

Page 4, line 22, after "a." insert "The tetrahydrocannabinol extracted or isolated from the plant, or any compound, manufacture, salt, derivative, mixture, or preparation from the resin of oil, including natural or synthetic tetrahydrocannabinol;

b."

Page 4, line 27, replace "b." with "c."

Page 4, line 28, replace "c." with "d."

Page 5, line 1, replace "d." with "e."

Page 7, line 7, after the period insert "Other names: Delta-8-tetrahydrocannabinol."

Page 7, line 12, replace "does" with "do"

Page 7, line 13, replace "Tetrahydrocannabinols" with "The allowable amount of total tetrahydrocannabinol"

Page 7, line 15, after "(b)" insert "A prescription drug approved by the United States food and drug administration under section 505 of the Federal Food, Drug, and Cosmetic Act [21 U.S.C. 355]."

(c)"

Page 7, line 27, remove the overstrike over "~~except the term does not include less than~~"

Page 7, line 27, after "~~one-half~~" insert "one"

Page 7, line 27, remove the overstrike over "~~ounce~~" and insert immediately thereafter "[28.35 grams]"

Page 7, line 27, remove the overstrike over "~~of~~"

Page 7, line 28, remove the overstrike over "~~marijuana~~" and insert immediately thereafter "or an amount up to the applicable maximum possession amount of tetrahydrocannabinol"

Page 8, line 10, remove the overstrike over "~~This subsection does not apply to ingesting, inhaling,~~"

Page 8, line 11, remove the overstrike over "~~injecting, or otherwise taking into the body marijuana~~" and insert immediately thereafter "or tetrahydrocannabinol"

Page 8, line 11, remove the overstrike over the overstruck period

Page 11, line 6, replace "two" with "eight and eighty-two hundredths"

Page 11, line 7, replace "56.70" with "250"

Page 11, line 8, replace "two" with "eight and eighty-two hundredths"

Page 11, line 8, replace "56.70" with "250"

Page 11, line 8, replace "500" with "seventeen and sixty-four hundredths ounces [500]"

Page 11, line 8, after the second "grams" insert an underscored closing bracket

Page 11, after line 9, insert:

"(d) More than seventeen and sixty-four hundredths ounces [500 grams] is guilty of a class C felony."

Page 11, line 11, after "maximum" insert "possession"

Page 11, line 13, after "maximum" insert "possession"

Page 11, line 14, replace "two" with "four"

Page 11, line 14, after "maximum" insert "possession"

Page 11, line 14, after "amount" insert "of tetrahydrocannabinol"

Page 11, line 16, replace "two" with "four"

Page 11, line 16, after "maximum" insert "possession"

Page 11, line 17, after "19-24.2" insert "but less than eight times the applicable maximum possession amount of tetrahydrocannabinol authorized by chapter 19-24.2"

Page 11, after line 17, insert:

"(d) More than eight times the applicable maximum possession amount of tetrahydrocannabinol authorized by chapter 19-24.2 is guilty of a class C felony."

Page 11, line 19, after "(1)" insert "Marijuana:

(a)"

Page 11, line 19, remove "of marijuana"

Page 11, line 19, replace "two" with "eight and eighty-two hundredths"

Page 11, line 20, replace "56.70" with "250"

Page 11, line 20, remove "of marijuana"

Page 11, line 21, replace "(2)" with "(b)"

Page 11, line 21, replace "two" with "eight and eighty-two hundredths"

Page 11, line 21, replace "56.70" with "250"

Page 11, line 21, after the second "than" insert "seventeen and sixty-four hundredths ounces  
["

Page 11, line 21, after the second "grams" insert an underscored closing bracket

Page 11, after line 22, insert:

"(c) More than seventeen and sixty-four hundredths ounces  
[500 grams] is guilty of a class C felony.

(2) Tetrahydrocannabinol:"

Page 11, line 23, replace "(3)" with "(a)"

Page 11, line 23, after "maximum" insert "possession"

Page 11, line 24, replace "two" with "four"

Page 11, line 25, after "maximum" insert "possession"

Page 11, line 27, replace "(4)" with "(b)"

Page 11, line 27, replace "two" with "four"

Page 11, line 27, after "maximum" insert "possession"

Page 11, line 28, after "19-24.2" insert "but less than eight times the applicable maximum possession amount of tetrahydrocannabinol authorized by chapter 19-24.2"

Page 11, after line 28, insert:

"(c) More than eight times the applicable maximum possession amount of tetrahydrocannabinol authorized by chapter 19-24.2 is guilty of a class C felony."

Page 12, line 25, after "maximum" insert "possession"

Page 14, line 20, after the semicolon insert "or"

Page 14, line 22, remove the overstrike over "or"

Page 14, line 23, overstrike "(11) Five hundred grams or more of marijuana;"

Page 14, line 23, remove "or"

Page 14, remove line 24

Page 14, remove line 25 remove "maximum amount authorized by chapter 19-24.2;"

Page 14, line 25, overstrike "or"

Page 21, line 21, after "30." insert "Tetrahydrocannabinol" means tetrahydrocannabinols naturally contained in a plant of the genus Cannabis, and synthetic equivalents of the substances contained in the cannabis plant, or in the resinous extractives of the plant, including synthetic substances, derivatives, and their isomers with similar chemical structure and pharmacological activity to those substances contained in the plant, including:

a. Delta-1 cis or trans tetrahydrocannabinol, and their optical isomers. Other names: Delta-9-tetrahydrocannabinol.

b. Delta-6 or trans tetrahydrocannabinol, and their optical isomers. Other names: Delta-8 tetrahydrocannabinol.

c. Delta-3, 4 cis or trans tetrahydrocannabinol, and its optical isomers. (Since nomenclature of these substances is not intentionally standardized, compounds of these structures, regardless of numerical designation or atomic positions covered.) Tetrahydrocannabinol does not include:

(1) The allowable amount of total tetrahydrocannabinol found in hemp as defined in chapter 4.1-18.1; or

(2) A prescription drug approved by the United States food and drug administration under section 505 of the Federal Food, Drug, and Cosmetic Act [21 U.S.C. 355].

31. "Total tetrahydrocannabinol" means the sum of the percentage by weight of tetrahydrocannabinolic acid multiplied by eight hundred seventy-seven thousandths plus the percentage of weight of tetrahydrocannabinol.

32. "

Page 35, line 26, replace "adult use" with "adult-use"

Page 35, line 29, after "maximum" insert "possession"

Page 39, after line 6, insert:

"1."

Page 39, after line 13, insert:

"2. At least once every two years, an adult-use cannabis business must undergo an audit performed by a private certified public accountant or a private licensed public accountant. In lieu of an audit, the department may authorize an adult-use cannabis business to engage a private certified public accountant or a private licensed public accountant to perform an agreed upon procedures engagement. The department must approve the agreed upon procedures engagement."

Page 42, line 2, after "consumer" insert "only"

Page 42, line 8, remove "This chapter does not authorize an adult-use cannabis consumer to engage in, and"

Page 42, remove lines 9 through 31

Page 43, replace lines 1 through 14 with:

- "a. An adult-use cannabis consumer is prohibited from using or consuming adult-use cannabis products:
  - (1) In any public place, including an indoor or outdoor area used by, or open to, the general public, or on any form of public transportation.
  - (2) On the grounds of any adult-use cannabis business; or
  - (3) In a motor vehicle as defined by chapter 39-01.
- b. Unless a greater penalty is otherwise provided by law, an adult-use cannabis consumer who violates this subsection is guilty of an infraction."

Page 43, line 15, after "3." insert "An adult-use cannabis consumer may not undertake an activity under the influence of cannabis if doing so would constitute negligence or professional malpractice. An adult-use cannabis consumer who violates this subsection may be subject to civil liability, criminal liability, or any other penalty as otherwise provided by law.

- 4. a. An adult-use cannabis consumer may not possess, use, or consume adult-use cannabis products:
    - (1) On a schoolbus or school van used for school purposes.
    - (2) On the grounds of any public or private school, including all facilities, whether owned, rented, or leased, and all vehicles owned, leased, rented, contracted for, or controlled by a public or private school.
    - (3) At any location while a public or private school-sanctioned event is occurring.
    - (4) On state or federal property, including all facilities whether owned, rented, or leased, and all vehicles leased, rented, contracted for, or controlled by the state or federal government.
    - (5) On the grounds of a correctional facility.
    - (6) On the grounds of a child care facility or licensed home day care unless authorized under the rules adopted by the department of human services.
  - b. Unless a greater penalty is otherwise provided by law, an adult-use cannabis consumer who violates this subsection is guilty of an infraction.
- 5. An adult-use cannabis consumer may not use or consume an adult-use cannabis product if the smoke or vapor of an adult-use cannabis product would be inhaled by an individual who is under twenty-one years of age. Unless a greater penalty is otherwise provided by law, an adult-use cannabis consumer who violates this subsection is guilty of an infraction.
  - 6. An adult-use cannabis consumer is prohibited from operating, navigating, or being in actual physical control of a motor vehicle, aircraft, train, snowmobile, or motorboat while under the influence of cannabis. An adult-use cannabis consumer may not be considered to be under the influence of cannabis solely because of the presence of metabolites or components of cannabis that appear in insufficient concentration to

cause impairment. An adult-use cannabis consumer who violates this subsection may be subject to civil liability, criminal liability, or any other penalty as otherwise provided by law.

7."

Page 43, line 21, replace "4." with "8."

Page 44, line 1, replace "5." with "9."

Page 44, line 13, replace "6." with "10."

Page 44, line 29, replace "7." with "11."

Page 45, line 24, replace "Date" with "Data"

Renumber accordingly

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

**HB 1426, as engrossed: Industry, Business and Labor Committee (Sen. Klein, Chairman)** recommends **DO NOT PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed HB 1426 was placed on the Fourteenth order on the calendar.

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

**HB 1461: Government and Veterans Affairs Committee (Sen. Vedaa, Chairman)** recommends **DO PASS** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1461 was placed on the Fourteenth order on the calendar.

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

**HB 1486, as engrossed: Industry, Business and Labor Committee (Sen. Klein, Chairman)** recommends **DO NOT PASS** (5 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). Engrossed HB 1486 was placed on the Fourteenth order on the calendar.

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

**HB 1501, as engrossed: Finance and Taxation Committee (Sen. Bell, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed HB 1501 was placed on the Sixth order on the calendar.

Page 5, line 20, replace "Three" with "Twenty"

Page 5, line 30, replace "June 30, 2021" with "June 30, 2022"

Renumber accordingly

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

**Shanda Morgan, Secretary**

