

## JOURNAL OF THE SENATE

## Sixty-seventh Legislative Assembly

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Bismarck, April 5, 2021

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

The prayer was offered by Chaplain Bobby GreyEagle, United Chapel, Bismarck.

The roll was called and all members were present.

A quorum was declared by the President.

## CONSIDERATION OF AMENDMENTS

**HB 1356: SEN. SCHAIBLE (Education Committee) MOVED** that the amendments be adopted and then be placed on the Fourteenth order with **DO PASS**.

## REQUEST

**SEN. SCHAIBLE REQUESTED** a recorded roll call vote, which request was granted.

## ROLL CALL

The question being on the motion to adopt the amendments to HB 1356, the roll was called and there were 13 YEAS, 34 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

**YEAS:** Bakke; Davison; Elkin; Heckaman; Hogan; Kreun; Mathern; Oban; Oehlke; Piepkorn; Roers, K.; Schaible; Sorvaag

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

The proposed amendments to HB 1356 failed on a recorded roll call vote.

## SECOND READING OF HOUSE BILL

**HB 1356:** A BILL for an Act to create and enact a new section to chapter 15.1-06 of the North Dakota Century Code, relating to a youth patriotic society's access to students during school hours.

## 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 39 YEAS, 8 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

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

**NAYS:** Bakke; Heckaman; Heitkamp; Hogan; Marcellais; Mathern; Oban; Schaible

HB 1356 passed.

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## CONSIDERATION OF AMENDMENTS

**HB 1199, as engrossed: SEN. WEBER (Finance and Taxation 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 1199:** A BILL for an Act to amend and reenact section 57-28-20 of the North Dakota Century Code, relating to the disposition of proceeds from tax lien foreclosures.

**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 47 YEAS, 0 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

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

Engrossed HB 1199, as amended, passed.

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**CONSIDERATION OF AMENDMENTS**

**HB 1099, as engrossed: SEN. BELL (Finance and Taxation 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 1099:** A BILL for an Act to amend and reenact subsection 3 of section 5-01-01, subsection 3 of section 5-03-09, section 57-01-06, and subsection 5 of section 57-39.2-23 of the North Dakota Century Code, relating to the definition of beer; the authority of the tax commissioner to waive penalties for late or nonfiled alcoholic beverage tax returns; sales, market, and productivity studies for property tax purposes; and disclosure of county lodging taxes and county lodging and restaurant taxes information to a county governing body; 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 46 YEAS, 1 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

**YEAS:** Anderson; Bakke; Bekkedahl; Bell; Burckhard; Clemens; Conley; Davison; Dever; Dwyer; Elkin; Erbele; Fors; Heckaman; Heitkamp; Hogan; Hogue; 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:** Holmberg

Engrossed HB 1099, as amended, passed.

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**CONSIDERATION OF AMENDMENTS**

**HB 1245, as engrossed: SEN. WOBBERMA (Government and Veterans Affairs Committee) MOVED** that the amendments be adopted and then be placed on the Fourteenth order with **DO NOT PASS**, which motion prevailed on a voice vote.

**SECOND READING OF HOUSE BILL**

**HB 1245:** A BILL for an Act to amend and reenact sections 54-52.1-04, 54-52.1-04.1, 54-52.1-04.2, and 54-52.1-05 of the North Dakota Century Code, relating to public employee uniform group insurance plans for health benefits; and to provide for application.

**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,

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

**YEAS:** Anderson; Burckhard; Clemens; Heitkamp; Hogue; Larsen, D.; Larsen, O.; Lee; Luick; Myrdal; Vedaa; Weber

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

Engrossed HB 1245, as amended, failed.

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#### CONSIDERATION OF AMENDMENTS

**HB 1232, as engrossed: SEN. SCHAIBLE (Education 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 1232:** A BILL for an Act to create and enact a new section to chapter 15.1-07 of the North Dakota Century Code, relating to school district virtual learning policies; to amend and reenact sections 15.1-06-04 and 15.1-27-23 of the North Dakota Century Code, relating to the satisfaction of school calendar hours through virtual instruction; and to provide for a legislative management report.

#### ROLL CALL

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

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

Engrossed HB 1232, as amended, passed.

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#### CONSIDERATION OF AMENDMENTS

**HB 1021, as engrossed: SEN. HECKAMAN (Appropriations Committee) MOVED** that the amendments be adopted and then be placed on the Fourteenth order with **DO PASS**, which motion prevailed on a voice vote.

#### SECOND READING OF HOUSE BILL

**HB 1021:** A BILL for an Act to provide an appropriation for defraying the expenses of workforce safety and insurance; and to provide for a report.

#### ROLL CALL

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

**YEAS:** Anderson; Bakke; Bekkedahl; Bell; Burckhard; Clemens; Conley; Davison; Dever; Dwyer; Elkin; Erbele; Fors; Heckaman; Hogan; Hogue; Holmberg; Kannianen; Klein; Krebsbach; Kreun; 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:** Heitkamp; Larsen, D.; Larsen, O.

Engrossed HB 1021, as amended, passed.

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**CONSIDERATION OF AMENDMENTS**

**HB 1419, as engrossed: SEN. OBAN (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.

**SECOND READING OF HOUSE BILL**

**HB 1419:** A BILL for an Act to create and enact a new section to chapter 40-22 of the North Dakota Century Code, relating to the authority of a city to levy an infrastructure fee in lieu of special assessments; and to amend and reenact sections 11-09.1-05, 11-11-55.1, 40-05.1-06, and 40-23-21 of the North Dakota Century Code, relating to the authority of cities and counties to levy an infrastructure fee in lieu of special assessments and special assessment fund balances.

**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 36 YEAS, 11 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

**YEAS:** Anderson; Bakke; Bekkedahl; Burckhard; Clemens; Conley; Davison; Dever; Erbele; Heckaman; Heitkamp; Hogan; Hogue; Holmberg; Kannianen; Klein; Krebsbach; Kreun; Larson, D.; Lee; Lemm; Marcellais; Mathern; Oban; Patten; Piepkorn; Poolman; Roers, J.; Roers, K.; Rust; Schaible; Sorvaag; Wanzek; Wardner; Weber; Wobbema

**NAYS:** Bell; Dwyer; Elkin; Fors; Larsen, D.; Larsen, O.; Luick; Meyer; Myrdal; Oehlke; Vedaa

Engrossed HB 1419, as amended, passed.

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**CONSIDERATION OF AMENDMENTS**

**HB 1397, as engrossed: SEN. ANDERSON (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.

**SECOND READING OF HOUSE BILL**

**HB 1397:** A BILL for an Act to establish a legislative management redistricting committee, to provide for the implementation of a legislative redistricting plan, to exempt drafts of redistricting plans from open records requirements, to provide for public access to plans that are distributed or reported, and to provide for a special legislative session; to provide an expiration date; 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 47 YEAS, 0 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

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

Engrossed HB 1397, as amended, passed and the emergency clause was declared carried.

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**CONSIDERATION OF AMENDMENTS**

**HB 1455, as engrossed: SEN. BELL (Energy and Natural Resources 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 1455:** A BILL for an Act to amend and reenact section 49-22-04 of the North Dakota Century Code, relating to ten-year plans; and to provide for a legislative management study.

**ROLL CALL**

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

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

Engrossed HB 1455, as amended, passed.

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**CONSIDERATION OF AMENDMENTS**

**HCR 3035: SEN. CONLEY (Education 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 CONCURRENT RESOLUTION**

**HCR 3035:** A concurrent resolution directing the Legislative Management to consider studying statutes governing career and technical education, including statutes in North Dakota Century Code Chapter 15-20.1 providing for the powers and duties of the state board of career and technical education, reciprocity with other states, cooperation with federal agencies, funding, reimbursement to institutions, gifts, reporting requirements, grants for innovation, elementary school entrepreneurship programs, career development certifications, career advisers, accessibility, impacts on students, and programs of study.

The question being on the final adoption of the amended resolution, which has been read, and has committee recommendation of DO PASS.

HCR 3035, as amended, was declared adopted on a voice vote.

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**SECOND READING OF HOUSE BILL**

**HB 1466:** A BILL for an Act to create and enact three new sections to chapter 50-11.1 of the North Dakota Century Code, relating to establishing four-year old program grants; to amend and reenact section 50-11.1-02 of the North Dakota Century Code, relating to the definition of four-year old program; to suspend sections 15.1-37-05, 15.1-37-06, and 15.1-37-08 of the North Dakota Century Code, relating to early childhood education grants; 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 36 YEAS, 11 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

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

**NAYS:** Bell; Elkin; Erbele; Heitkamp; Kannianen; Larsen, O.; Larson, D.; Myrdal; Rust; Vedaa; Wobbema

Engrossed HB 1466 passed.

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**SECOND READING OF HOUSE BILL**

**HB 1285:** A BILL for an Act to create and enact two new sections to chapter 55-01 of the North Dakota Century Code, relating to a commission for the commemoration of the two hundred fifty years since America's founding; 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 40 YEAS, 7 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

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

**NAYS:** Bell; Heitkamp; Larsen, O.; Larson, D.; Lemm; Luick; Myrdal

Engrossed HB 1285, as amended, passed.

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**SECOND READING OF HOUSE BILL**

**HB 1231:** A BILL for an Act to provide for a legislative management study regarding the benefits of investing legacy fund moneys locally.

**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, 5 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

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

**NAYS:** Bell; Elkin; Klein; Kreun; Myrdal

Engrossed HB 1231 passed.

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**CONSIDERATION OF MESSAGES FROM THE HOUSE**

**SEN. KLEIN MOVED** that the Senate do not concur in the House amendments to SB 2041, in the House amendments to Engrossed SB 2048, in the House amendments to Engrossed SB 2074, in the House amendments to Engrossed SB 2077, in the House amendments to SB 2117, in the House amendments to Engrossed SB 2137, in the House amendments to Engrossed SB 2168, in the House amendments to SB 2202, in the House amendments to Engrossed SB 2208, in the House amendments to Engrossed SB 2217, in the House amendments to Engrossed SB 2244, and in the House amendments to SB 2338 and that a conference committee be appointed to meet with a like committee from the House on each of these measures, which motion prevailed on a voice vote.

**APPOINTMENT OF CONFERENCE COMMITTEES**

**THE PRESIDENT APPOINTED** as a Conference Committee on:

**SB 2041:** Sens. Weber, Meyer, Kannianen.

**Engrossed SB 2048:** Sens. Klein, D. Larsen, Marcellais.

**Engrossed SB 2074:** Sens. Vedaa, Klein, Marcellais.

**Engrossed SB 2077:** Sens. Kreun, Vedaa, Burckhard.

**SB 2117:** Sens. Wobbema, Elkin, Marcellais.

**Engrossed SB 2137:** Sens. Meyer, Bell, Piepkorn.

**Engrossed SB 2168:** Sens. Larson, Dwyer, Bakke.  
**SB 2202:** Sens. J. Roers, Meyer, Piepkorn.  
**Engrossed SB 2208:** Sens. Luick, Myrdal, O. Larsen.  
**Engrossed SB 2217:** Sens. Patten, Kannianen, Bell.  
**Engrossed SB 2244:** Sens. Kreun, Burckhard, D. Larsen.  
**SB 2338:** Sens. Vedaa, Kreun, Marcellais.

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

**MR. SPEAKER:** The Senate has passed, unchanged: HB 1195, HB 1309, HB 1435, HB 1470, HB 1503.

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

**MR. SPEAKER:** The Senate has passed, unchanged: HCR 3014, HCR 3029, HCR 3046.

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

**MR. SPEAKER:** The Senate has amended and subsequently passed: HB 1006, HB 1024, HB 1027, HB 1135, HB 1151, HB 1337, HB 1471, HB 1493.

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

**MR. SPEAKER:** The Senate has failed to pass, unchanged: HB 1144, HB 1234, HB 1272, HB 1310.

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

**MR. SPEAKER:** The Senate has failed to pass, unchanged: HCR 3010, HCR 3040.

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

**MR. PRESIDENT:** The House has passed, unchanged: SB 2054, SB 2259.

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

**MR. PRESIDENT:** The House has amended and subsequently passed: SB 2002, SB 2008, SB 2010, SB 2013, SB 2022, SB 2023, SB 2159, SB 2161, SB 2311.

**HOUSE AMENDMENTS TO ENGROSSED SENATE BILL NO. 2002**

Page 1, replace lines 17 through 23 with:

"Salaries and wages	\$11,338,720	(\$135,814)	\$11,202,906
Operating expenses	2,705,762	(355,668)	2,350,094
Capital assets	0	2,000,000	2,000,000
Guardianship monitoring program	<u>283,042</u>	<u>3,055</u>	<u>286,097</u>
Total all funds	\$14,327,524	\$1,511,573	\$15,839,097
Less estimated income	<u>0</u>	<u>0</u>	<u>0</u>
Total general fund	\$14,327,524	\$1,511,573	\$15,839,097"

Page 2, replace lines 4 through 10 with:

"Salaries and wages	\$73,242,268	\$2,954,280	\$76,196,548
Operating expenses	20,396,902	(909,897)	19,487,005
Judges' retirement	<u>280,332</u>	<u>(143,086)</u>	<u>137,246</u>
Total all funds	\$93,919,502	\$1,901,297	\$95,820,799
Less estimated income	<u>1,659,596</u>	<u>(902,633)</u>	<u>756,963</u>
Total general fund	\$92,259,906	\$2,803,930	\$95,063,836"

Page 2, replace lines 15 through 19 with:

"Judicial conduct commission and disciplinary board	<u>\$1,250,962</u>	<u>\$66,519</u>	<u>\$1,317,481</u>
Total all funds	\$1,250,962	\$66,519	\$1,317,481
Less estimated income	<u>482,701</u>	<u>19,799</u>	<u>502,500</u>
Total general fund	\$768,261	\$46,720	\$814,981"

Page 2, replace lines 24 through 27 with:

"Grand total general fund	\$107,355,691	\$4,362,223	\$111,717,914
Grand total special funds	<u>2,142,297</u>	<u>(882,834)</u>	<u>1,259,463</u>

Grand total all funds	\$109,497,988	\$3,479,389	\$112,977,377
Full-time equivalent positions	363.00	0.00	363.00"

Page 3, remove lines 3 through 5

Page 3, replace line 9 with:

"Total all funds	\$1,117,352	\$2,000,000"
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Page 3, replace line 11 with:

"Total general fund	\$147,352	\$2,000,000"
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Page 7, line 21, remove "one hundred sixty-six thousand six hundred"

Page 7, line 22, replace "sixty-two" with "one hundred sixty-five thousand eight hundred forty-five"

Page 7, line 23, replace "one hundred sixty-nine thousand nine hundred ninety-five" with "one hundred sixty-nine thousand one hundred sixty-two"

Page 7, line 25, replace "four thousand seven hundred thirteen" with "four thousand six hundred ninety"

Page 7, line 26, remove "four thousand eight"

Page 7, line 27, replace "hundred seven" with "four thousand seven hundred eighty-four"

Page 8, line 3, remove "one hundred fifty-two thousand nine hundred"

Page 8, line 4, replace "twenty-five" with "one hundred fifty-two thousand one hundred seventy-five"

Page 8, line 5, replace "one hundred fifty-five thousand nine hundred eighty-four" with "one hundred fifty-five thousand two hundred nineteen"

Page 8, line 10, replace "four thousand three hundred forty-five" with "four thousand three hundred twenty-four"

Page 8, line 11, replace "four thousand four hundred thirty-two" with "four thousand four hundred ten"

Renumber accordingly

#### STATEMENT OF PURPOSE OF AMENDMENT:

#### Senate Bill No. 2002 - Summary of House Action

	Base Budget	Senate Version	House Changes	House Version
Supreme Court				
Total all funds	\$14,327,524	\$15,905,355	(\$66,258)	\$15,839,097
Less estimated income	0	0	0	0
General fund	\$14,327,524	\$15,905,355	(\$66,258)	\$15,839,097
FTE	43.50	43.50	0.00	43.50
District Courts				
Total all funds	\$93,919,502	\$100,771,191	(\$4,950,392)	\$95,820,799
Less estimated income	1,659,596	1,691,910	(934,947)	756,963
General fund	\$92,259,906	\$99,079,281	(\$4,015,445)	\$95,063,836
FTE	315.00	313.50	1.50	315.00
Judicial Conduct Commission				
Total all funds	\$1,250,962	\$1,320,197	(\$2,716)	\$1,317,481
Less estimated income	482,701	502,500	0	502,500
General fund	\$768,261	\$817,697	(\$2,716)	\$814,981
FTE	4.50	4.50	0.00	4.50

Bill total				
Total all funds	\$109,497,988	\$117,996,743	(\$5,019,366)	\$112,977,377
Less estimated income	2,142,297	2,194,410	(934,947)	1,259,463
General fund	\$107,355,691	\$115,802,333	(\$4,084,419)	\$111,717,914
FTE	363.00	361.50	1.50	363.00

**Senate Bill No. 2002 - Supreme Court - House Action**

	Base Budget	Senate Version	House Changes	House Version
Salaries and wages	\$11,338,720	\$11,236,107	(\$33,201)	\$11,202,906
Operating expenses	2,705,762	2,350,094		2,350,094
Capital assets		2,032,000	(32,000)	2,000,000
Guardianship monitoring program	283,042	287,154	(1,057)	286,097
Total all funds	\$14,327,524	\$15,905,355	(\$66,258)	\$15,839,097
Less estimated income	0	0	0	0
General fund	\$14,327,524	\$15,905,355	(\$66,258)	\$15,839,097
FTE	43.50	43.50	0.00	43.50

**Department 181 - Supreme Court - Detail of House Changes**

	Adjusts Funding for Salary Increases <sup>1</sup>	Removes One-Time Funding for Zoom Remote Video Equipment <sup>2</sup>	Total House Changes
Salaries and wages	(\$33,201)		(\$33,201)
Operating expenses		(\$32,000)	(32,000)
Capital assets			
Guardianship monitoring program	(1,057)		(1,057)
Total all funds	(\$34,258)	(\$32,000)	(\$66,258)
Less estimated income	0	0	0
General fund	(\$34,258)	(\$32,000)	(\$66,258)
FTE	0.00	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 Senate provided salary adjustments of 2 percent on July 1, 2021, with a minimum monthly increase of \$80 and a maximum monthly increase of \$300, and 2 percent on July 1, 2022.

<sup>2</sup> One-time funding of \$32,000 from the general fund added by the Senate for Zoom remote video equipment is removed.

**Senate Bill No. 2002 - District Courts - House Action**

	Base Budget	Senate Version	House Changes	House Version
Salaries and wages	\$73,242,268	\$77,153,703	(\$957,155)	\$76,196,548
Operating expenses	20,396,902	21,152,242	(1,665,237)	19,487,005
Capital assets		2,328,000	(2,328,000)	
Judges' retirement	280,332	137,246		137,246
Total all funds	\$93,919,502	\$100,771,191	(\$4,950,392)	\$95,820,799
Less estimated income	1,659,596	1,691,910	(934,947)	756,963
General fund	\$92,259,906	\$99,079,281	(\$4,015,445)	\$95,063,836
FTE	315.00	313.50	1.50	315.00

## Department 182 - District Courts - Detail of House Changes

	Adjusts Funding for Salary Increases <sup>1</sup>	Adjusts Funding for the Transfer of Child Support Services <sup>2</sup>	Removes Funding for Juvenile Intensive In-Home Services <sup>3</sup>	Removes Funding for Youth Cultural Achievement Programs <sup>4</sup>	Adjusts Funding for Information Technology Equipment <sup>5</sup>	Removes One- Time Funding <sup>6</sup>
Salaries and wages	(\$166,969)	(\$790,186)				
Operating expenses		(144,761)	(\$500,000)	(\$455,000)	(\$407,876)	(\$157,600)
Capital assets						(2,328,000)
Judges' retirement						
Total all funds	(\$166,969)	(\$934,947)	(\$500,000)	(\$455,000)	(\$407,876)	(\$2,485,600)
Less estimated income	0	(934,947)	0	0	0	0
General fund	(\$166,969)	\$0	(\$500,000)	(\$455,000)	(\$407,876)	(\$2,485,600)
FTE	0.00	1.50	0.00	0.00	0.00	0.00

Salaries and wages  
Operating expenses  
Capital assets  
Judges' retirement

Total all funds  
Less estimated income  
General fund

FTE

Total House Changes	
	(\$957,155)
	(1,665,237)
	(2,328,000)
	(\$4,950,392)
	(934,947)
	(\$4,015,445)
	1.50

<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 Senate provided salary adjustments of 2 percent on July 1, 2021, with a minimum monthly increase of \$80 and a maximum monthly increase of \$300, and 2 percent on July 1, 2022.

<sup>2</sup> Funding of \$934,947 from federal funds is removed to reflect the transfer of certain child support duties to the Department of Human Services. This amendment also restores 1.5 FTE positions removed by the Senate relating to the transfer; however, the funding of \$225,000 from the general fund removed by the Senate is not restored.

<sup>3</sup> Funding of \$500,000 from the general fund for juvenile intensive in-home services is removed.

<sup>4</sup> Funding of \$455,000 from the general fund for youth cultural achievement programs is removed.

<sup>5</sup> Funding to lease information technology equipment is reduced by \$407,876, to provide for a total increase from the base budget of \$707,132 from the general fund to lease information technology equipment.

<sup>6</sup> One-time funding from the general fund is removed as follows:

General fund	
Zoom remote video equipment	(\$328,000)
Wi-Fi access points	(157,600)
Juvenile case management system	(2,000,000)
Total	(\$2,485,600)

## Senate Bill No. 2002 - Judicial Conduct Commission - House Action

	Base Budget	Senate Version	House Changes	House Version
Judicial Conduct Commission	\$1,250,962	\$1,320,197	(\$2,716)	\$1,317,481
Total all funds	\$1,250,962	\$1,320,197	(\$2,716)	\$1,317,481
Less estimated income	482,701	502,500	0	502,500
General fund	\$768,261	\$817,697	(\$2,716)	\$814,981
FTE	4.50	4.50	0.00	4.50

**Department 183 - Judicial Conduct Commission - Detail of House Changes**

	Adjusts Funding for Salary Increases <sup>1</sup>	Total House Changes
Judicial Conduct Commission	(\$2,716)	(\$2,716)
Total all funds	(\$2,716)	(\$2,716)
Less estimated income	0	0
General fund	(\$2,716)	(\$2,716)
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 Senate provided salary adjustments of 2 percent on July 1, 2021, with a minimum monthly increase of \$80 and a maximum monthly increase of \$300, and 2 percent on July 1, 2022.

**Senate Bill No. 2002 - Other Changes - House Action**

This amendment also amends North Dakota Century Code Sections 27-02-02 and 27-05-03 to increase the salaries of Supreme Court justices and district court judges by 1.5 percent beginning July 1, 2021, and by 2 percent beginning July 1, 2022.

**HOUSE AMENDMENTS TO ENGROSSED SENATE BILL NO. 2008**

Page 1, line 2, remove "; and to provide for a transfer"

Page 1, replace line 11 with:

"Salaries and wages \$7,022,655 \$392,443 \$7,415,098"

Page 1, replace line 14 with:

"Total special funds \$8,684,567 \$421,940 \$9,106,507"

Page 1, remove lines 21 through 23

Page 2, remove lines 1 and 2

ReNUMBER accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:****Senate Bill No. 2008 - Department of Financial Institutions - House Action**

	Base Budget	Senate Version	House Changes	House Version
Salaries and wages	\$7,022,655	\$7,436,406	(\$21,308)	\$7,415,098
Operating expenses	1,641,912	1,671,409		1,671,409
Contingency	20,000	20,000		20,000
Total all funds	\$8,684,567	\$9,127,815	(\$21,308)	\$9,106,507
Less estimated income	8,684,567	9,127,815	(21,308)	9,106,507
General fund	\$0	\$0	\$0	\$0
FTE	31.00	31.00	0.00	31.00

**Department 413 - Department of Financial Institutions - Detail of House Changes**

	Adds Funding for Salary Increases <sup>1</sup>	Total House Changes
Salaries and wages	(\$21,308)	(\$21,308)
Operating expenses		
Contingency		
Total all funds	(\$21,308)	(\$21,308)
Less estimated income	(21,308)	(21,308)
General fund	\$0	\$0
FTE	0.00	0.00

<sup>1</sup> Funding is adjusted to provide salary increases of 1.5 percent on July 1, 2021, with a minimum monthly increase of \$100, and 2 percent on July 1, 2022. The Senate provided salary adjustments of 2 percent on July 1, 2021, with a minimum monthly increase of \$80 and a maximum monthly increase of \$300, and 2 percent on July 1, 2022.

This amendment also removes a section added by the Senate authorizing the Department of Financial Institutions to transfer appropriation authority between line items without Emergency Commission approval.

### HOUSE AMENDMENTS TO ENGROSSED SENATE BILL NO. 2010

Page 1, replace lines 11 through 17 with:

"Salaries and wages	\$968,858	\$38,761	\$1,007,619
Operating expenses	285,774	771	286,545
Grants	<u>2,090,494</u>	<u>(7,970)</u>	<u>2,082,524</u>
Total all funds	\$3,345,126	\$31,562	\$3,376,688
Less estimated income	<u>1,738,922</u>	<u>0</u>	<u>1,738,922</u>
Total general fund	\$1,606,204	\$31,562	\$1,637,766
Full-time equivalent positions	5.00	0.00	5.00"

ReNUMBER accordingly

### STATEMENT OF PURPOSE OF AMENDMENT:

#### Senate Bill No. 2010 - Council on the Arts - House Action

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

#### Department 709 - Council on the Arts - Detail of House Changes

	Adjusts Funding for Salary Increases <sup>1</sup>	Removes Funding to Convert Temporary Position to FTE <sup>2</sup>	Total House Changes
Salaries and wages	(\$1,254)	(\$92,325)	(\$93,579)
Operating expenses			
Grants			
Total all funds	(\$1,254)	(\$92,325)	(\$93,579)
Less estimated income	<u>0</u>	<u>0</u>	<u>0</u>
General fund	(\$1,254)	(\$92,325)	(\$93,579)
FTE	0.00	(1.00)	(1.00)

<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 Senate provided salary adjustments of 2 percent on July 1, 2021, with a minimum monthly increase of \$80 and a maximum monthly increase of \$300, and 2 percent on July 1, 2022.

<sup>2</sup> Funding added by the Senate to convert a temporary position to a full-time equivalent position is removed.

### HOUSE AMENDMENTS TO ENGROSSED SENATE BILL NO. 2013

Page 1, replace lines 12 through 17 with:

"Salaries and wages	\$5,725,379	\$483,198	\$6,208,577
Operating expenses	2,283,022	(88,600)	2,194,422
Capital assets	0	1,600,000	1,600,000
Contingencies	<u>100,000</u>	<u>0</u>	<u>100,000</u>
Total special funds	\$8,108,401	\$1,994,598	\$10,102,999
Full-time equivalent positions	28.00	1.00	29.00"

Renumber accordingly

#### STATEMENT OF PURPOSE OF AMENDMENT:

#### Senate Bill No. 2013 - Department of Trust Lands - House Action

	Base Budget	Senate Version	House Changes	House Version
Salaries and wages	\$5,725,379	\$6,382,638	(\$174,061)	\$6,208,577
Operating expenses	2,283,022	2,229,872	(35,450)	2,194,422
Capital assets		1,600,000		1,600,000
Contingencies	<u>100,000</u>	<u>100,000</u>		<u>100,000</u>
Total all funds	\$8,108,401	\$10,312,510	(\$209,511)	\$10,102,999
Less estimated income	<u>8,108,401</u>	<u>10,312,510</u>	<u>(209,511)</u>	<u>10,102,999</u>
General fund	\$0	\$0	\$0	\$0
FTE	28.00	30.00	(1.00)	29.00

#### Department 226 - Department of Trust Lands - Detail of House Changes

	Adjusts Funding for Salary Increases <sup>1</sup>	Removes FTE Positions <sup>2</sup>	Total House Changes
Salaries and wages	(\$14,575)	(\$159,486)	(\$174,061)
Operating expenses		(35,450)	(35,450)
Capital assets			
Contingencies			
Total all funds	(\$14,575)	(\$194,936)	(\$209,511)
Less estimated income	<u>(14,575)</u>	<u>(194,936)</u>	<u>(209,511)</u>
General fund	\$0	\$0	\$0
FTE	0.00	(1.00)	(1.00)

<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 Senate provided funding for salary increases of 2 percent on July 1, 2021, with a monthly minimum of \$80 and a monthly maximum of \$300, and a 2 percent increase on July 1, 2022.

<sup>2</sup> An administrative assistant position and relating funding is removed, of which \$159,486 is for salaries and wages and \$35,450 is for operating expenses. The Senate added the position, the same as the executive budget.

#### HOUSE AMENDMENTS TO ENGROSSED SENATE BILL NO. 2022

Page 1, replace lines 12 through 17 with:

"Commission on legal counsel for indigents	<u>\$20,374,662</u>	<u>\$589,551</u>	<u>\$20,964,213</u>
Total all funds	\$20,374,662	\$589,551	\$20,964,213
Less estimated income	<u>1,990,035</u>	<u>4,815</u>	<u>1,994,850</u>
Total general fund	\$18,384,627	\$584,736	\$18,969,363
Full-time equivalent positions	40.00	0.00	40.00"

Renumber accordingly

#### STATEMENT OF PURPOSE OF AMENDMENT:

#### Senate Bill No. 2022 - Comm. on Legal Counsel for Indigents - House Action

	Base Budget	Senate Version	House Changes	House Version
Comm. on Legal Counsel for Indigents	<u>\$20,374,662</u>	<u>\$20,978,726</u>	<u>(\$14,513)</u>	<u>\$20,964,213</u>

Total all funds	\$20,374,662	\$20,978,726	(\$14,513)	\$20,964,213
Less estimated income	1,990,035	1,995,699	(849)	1,994,850
General fund	<u>\$18,384,627</u>	<u>\$18,983,027</u>	<u>(\$13,664)</u>	<u>\$18,969,363</u>
FTE	40.00	40.00	0.00	40.00

### Department 188 - Comm. on Legal Counsel for Indigents - Detail of House Changes

	Adjusts Funding for Salary Increases <sup>1</sup>	Total House Changes
Comm. on Legal Counsel for Indigents	<u>(\$14,513)</u>	<u>(\$14,513)</u>
Total all funds	(\$14,513)	(\$14,513)
Less estimated income	(849)	(849)
General fund	<u>(\$13,664)</u>	<u>(\$13,664)</u>
FTE	0.00	0.00

<sup>1</sup> Salaries and wages funding is adjusted for 2021-23 biennium salary increases of 1.5 percent on July 1, 2021, with a minimum monthly increase of \$100 and 2 percent on July 1, 2022. The Senate provided salary adjustments of 2 percent with a minimum monthly increase of \$80 and a maximum monthly increase of \$300 on July 1, 2021, and 2 percent on July 1, 2022.

### HOUSE AMENDMENTS TO ENGROSSED SENATE BILL NO. 2023

Page 1, line 2, remove "and"

Page 1, line 2, after "study" insert "; and to provide for a report"

Page 1, replace lines 12 through 15 with:

"Racing commission	<u>\$565,037</u>	<u>\$9,458</u>	<u>\$574,495</u>
Total all funds	\$565,037	\$9,458	\$574,495
Less estimated income	<u>165,965</u>	<u>636</u>	<u>166,601</u>
Total general fund	<u>\$399,072</u>	<u>\$8,822</u>	<u>\$407,894"</u>

Page 1, after line 16, insert:

**"SECTION 2. ONE-TIME FUNDING - EFFECT ON BASE BUDGET - REPORT TO THE SIXTY-EIGHTH LEGISLATIVE ASSEMBLY.** The following amounts reflect the one-time funding items approved by the sixty-sixth legislative assembly for the 2019-21 biennium and the 2021-23 one-time funding items included in the appropriation in section 1 of this Act:

<u>One-Time Funding Description</u>	<u>2019-21</u>	<u>2021-23</u>
Internships	\$0	<u>\$20,000</u>
Total general fund	\$0	<u>\$20,000</u>

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

Page 1, line 17, remove "RACING COMMISSION FUNDING -"

Page 1, line 17, after "STUDY" insert "- RACING COMMISSION FUNDING"

ReNUMBER accordingly

### STATEMENT OF PURPOSE OF AMENDMENT:

#### Senate Bill No. 2023 - Racing Commission - House Action

	Base Budget	Senate Version	House Changes	House Version
Racing Commission	<u>\$565,037</u>	<u>\$575,137</u>	<u>(\$642)</u>	<u>\$574,495</u>

Total all funds	\$565,037	\$575,137	(\$642)	\$574,495
Less estimated income	165,965	166,633	(32)	166,601
General fund	\$399,072	\$408,504	(\$610)	\$407,894
FTE	2.00	2.00	0.00	2.00

**Department 670 - Racing Commission - Detail of House Changes**

	Adjusts Funding for Salary Increases <sup>1</sup>	Adjusts Funding for Interns <sup>2</sup>	Total House Changes
Racing Commission	(\$642)		(\$642)
Total all funds	(\$642)	\$0	(\$642)
Less estimated income	(32)	0	(32)
General fund	(\$610)	\$0	(\$610)
FTE	0.00	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 Senate provided salary adjustments of 2 percent on July 1, 2021, with a minimum monthly increase of \$80 and a maximum monthly increase of \$300, and 2 percent on July 1, 2022.

<sup>2</sup> The House changed the funding for interns from \$20,000 of ongoing funding from the general fund to \$20,000 of one-time funding from the general fund. The Senate provided ongoing funding of \$20,000 from the general fund.

**HOUSE AMENDMENTS TO ENGROSSED SENATE BILL NO. 2159**

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

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

Page 1, line 2, after the first semicolon insert "and"

Page 1, line 2, remove "; and to provide"

Page 1, line 3, remove "an effective date"

Page 1, line 7, after "**park**" insert "**- Ownership**"

Page 1, line 8, after "that" insert "owns or"

Page 1, line 10, after the underscored comma insert "except if the mobile home park contains fewer than twenty-six lots."

Page 1, line 10, replace "first" with "fifth business"

Page 1, line 11, replace "acquiring" with "the change of"

Page 1, line 11, after the underscored period insert:

"c."

Page 1, line 11, replace "official local office" with "mobile home park"

Page 1, line 15, replace "Employ" with "Designate"

Page 1, line 20, replace "c." with "d."

Page 1, line 20, remove "advance"

Page 1, line 21, replace "transfer" with "change"

Page 1, line 21, replace "at least thirty" with "within five business"

Page 1, line 21, replace "before" with "after"

Page 1, line 23, replace "b" with "c"

Page 2, remove line 1

Page 2, line 2, remove "park, pursuant to section 23-10-10, on the first day after acquiring ownership:"

Page 2, line 3, replace "Respond to" with "Acknowledge receipt of"

Page 2, line 4, replace "forty-eight hours" with "two business days"

Page 2, line 5, after "that" insert "owns or"

Page 2, line 7, after "park" insert ", except as otherwise provided by law"

Page 2, line 8, replace "Except as provided under subsection 4 and 5, a" with "A"

Page 2, line 8, after "that" insert "owns or"

Page 2, line 10, replace "six months" with "thirty days"

Page 2, line 11, replace "Upon" with "Except for the rules and regulations under subsections 4 and 5, upon"

Page 2, line 13, replace "six" with "three"

Page 2, line 15, after the underscored period insert "During the three-month period the tenant shall comply with the park rules and regulations that were in effect before the modifications became effective, including the payment of rent and any other financial obligations under the terms of the lease. During the three-month period, if the tenant provides the owner a signed document from a person in the business of relocating mobile homes declaring it is not possible to relocate the tenant's dwelling unit within the three-month period, the three-month period must be extended to a date when the dwelling unit can be relocated or the date that is two months after the end of the three-month period, whichever date occurs first."

Page 2, line 16, after "that" insert "owns or"

Page 2, line 19, after "that" insert "owns or"

Page 2, line 26, remove "An owner or employee of a mobile home park may not enter the dwelling unit of a"

Page 2, remove lines 27 through 30

Page 3, remove lines 1 and 2

Page 3, line 3, remove "8."

Page 3, line 6, replace "9." with "8."

Page 3, line 6, after "that" insert "owns or"

Page 3, line 8, after "obligation" insert "or bill the tenant as a separate charge based on actual usage"

Page 3, line 10, after "fee" insert "that may not exceed three dollars"

Page 3, line 17, replace "10." with "9."

Page 3, remove lines 20 through 31

Page 4, remove lines 1 through 31

Page 5, remove lines 1 through 21

Renumber accordingly

#### HOUSE AMENDMENTS TO ENGROSSED SENATE BILL NO. 2161

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

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

Page 1, line 2, replace "provider" with "program"

Page 1, line 2, remove "and a behavioral health bed"

Page 1, line 3, remove "management system"

Page 1, line 7, replace "**provider**" with "**program**"

Page 1, line 8, replace "providers" with "programs"

Page 1, line 9, replace "provider" with "program"

Page 1, line 10, after the first "department" insert "at least"

Page 1, remove lines 12 through 19

Page 1, line 23, remove "a mental health provider"

Page 1, line 24, remove "registry,"

Renumber accordingly

#### HOUSE AMENDMENTS TO ENGROSSED SENATE BILL NO. 2311

Page 1, line 1, after "A BILL" replace the remainder of the bill with "for an Act to amend and reenact subsection 28 of section 50-06-05.1 of the North Dakota Century Code, relating to behavioral health resources for schools; and to provide an expiration date.

#### BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

**SECTION 1. AMENDMENT.** Subsection 28 of section 50-06-05.1 of the North Dakota Century Code is amended and reenacted as follows:

28. To provide resources on mental health awareness and suicide prevention to the behavioral health resource coordinator at each public school and to the designated individual at a nonpublic school. The resources must include information on identifying warning signs, risk factors, and the availability of resources in the community, and also must include an evidence based, online virtual mental health and suicide prevention simulation-based training program that incorporates hands-on practice, contextual learning, and personalized feedback through interactive role-playing. The provisions of chapter 54-44.4 do not apply to the online virtual mental health and suicide prevention simulation-based training program under this subsection.

**SECTION 2. EXPIRATION DATE.** This Act is effective through June 30, 2025, and after that date is ineffective."

Renumber accordingly

**MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)**  
**MR. PRESIDENT:** The House has amended, subsequently passed, and the emergency clause carried: SB 2001, SB 2005, SB 2093.

## HOUSE AMENDMENTS TO ENGROSSED SENATE BILL NO. 2001

Page 1, replace lines 17 through 21 with:

"Salaries and wages	\$11,190,844	\$472,420	\$11,663,264
Operating expenses	3,847,478	3,904,389	7,751,867
Capital assets	6,000	0	6,000
National conference of state legislatures	<u>263,433</u>	<u>7,900</u>	<u>271,333</u>
Total general fund	\$15,307,755	\$4,384,709	\$19,692,464"

Page 2, replace lines 3 through 8 with:

"Salaries and wages	\$9,965,717	\$2,725,263	\$12,690,980
Operating expenses	2,988,601	254,829	3,243,430
Capital assets	<u>6,000</u>	<u>0</u>	<u>6,000</u>
Total all funds	\$12,960,318	\$2,980,092	\$15,940,410
Less estimated income	<u>70,000</u>	<u>0</u>	<u>70,000</u>
Total general fund	\$12,890,318	\$2,980,092	\$15,870,410"

Page 2, replace lines 14 through 16 with:

"Grand total general fund	\$28,198,073	\$7,364,801	\$35,562,874
Grand total special funds	<u>70,000</u>	<u>0</u>	<u>70,000</u>
Grand total all funds	\$28,268,073	\$7,364,801	\$35,632,874"

Page 2, replace line 26 with:

"Redistricting session	0	316,284"
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Page 2, replace lines 28 through 30 with:

"Total all funds	\$657,760	\$1,766,284
Less estimated income	<u>140,000</u>	<u>0</u>
Total general fund	\$517,760	\$1,766,284"

Page 4, line 17, replace "one hundred ninety" with "one hundred eighty-nine"

Page 4, line 18, replace "one hundred ninety-four" with "one hundred ninety-three"

Page 6, line 12, replace "five hundred twenty-eight" with "five hundred twenty-six"

Page 6, line 13, replace "five hundred thirty-nine" with "five hundred thirty-seven"

Page 6, line 22, replace "three hundred seventy-eight" with "three hundred seventy-seven"

Page 6, line 23, replace "three hundred eighty-six" with "three hundred eighty-five"

Page 7, line 10, replace "one hundred ninety" with "one hundred eighty-nine"

Page 7, line 10, remove the second "one"

Page 7, line 11, replace "hundred ninety-four" with "one hundred ninety-three"

Renumber accordingly

## STATEMENT OF PURPOSE OF AMENDMENT:

## Senate Bill No. 2001 - Summary of House Action

	Base Budget	Senate Version	House Changes	House Version
Legislative Assembly				
Total all funds	\$15,307,755	\$19,725,844	(\$33,380)	\$19,692,464
Less estimated income	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
General fund	\$15,307,755	\$19,725,844	(\$33,380)	\$19,692,464
FTE	0.00	0.00	0.00	0.00

Legislative Council				
Total all funds	\$12,960,318	\$15,680,710	\$259,700	\$15,940,410
Less estimated income	70,000	70,000	0	70,000
General fund	\$12,890,318	\$15,610,710	\$259,700	\$15,870,410
FTE	36.00	44.00	0.00	44.00
Bill total				
Total all funds	\$28,268,073	\$35,406,554	\$226,320	\$35,632,874
Less estimated income	70,000	70,000	0	70,000
General fund	\$28,198,073	\$35,336,554	\$226,320	\$35,562,874
FTE	36.00	44.00	0.00	44.00

**Senate Bill No. 2001 - Legislative Assembly - House Action**

	Base Budget	Senate Version	House Changes	House Version
Salaries and wages	\$11,190,844	\$11,696,644	(\$33,380)	\$11,663,264
Operating expenses	3,847,478	7,751,867		7,751,867
Capital assets	6,000	6,000		6,000
National Conf. of State Legislatures	263,433	271,333		271,333
Total all funds	\$15,307,755	\$19,725,844	(\$33,380)	\$19,692,464
Less estimated income	0	0	0	0
General fund	\$15,307,755	\$19,725,844	(\$33,380)	\$19,692,464
FTE	0.00	0.00	0.00	0.00

**Department 150 - Legislative Assembly - Detail of House Changes**

	Adjusts Funding for Legislative Compensation Increases <sup>1</sup>	Adjusts Funding for Special Session <sup>2</sup>	Total House Changes
Salaries and wages	(\$32,128)	(\$1,252)	(\$33,380)
Operating expenses			
Capital assets			
National Conf. of State Legislatures			
Total all funds	(\$32,128)	(\$1,252)	(\$33,380)
Less estimated income	0	0	0
General fund	(\$32,128)	(\$1,252)	(\$33,380)
FTE	0.00	0.00	0.00

<sup>1</sup> Funding is reduced to provide compensation adjustments of 1.5 percent on July 1, 2021, and 2 percent on July 1, 2022, for temporary salaries (\$34,885) and for regular and organizational sessions, legislators' monthly compensation, and additional monthly compensation for legislative leaders (\$173,722). The Senate provided compensation adjustments of 2 percent per year for temporary salaries and legislator compensation.

The major compensation adjustments are as follows:

	Current Compensation Rate	Rate Effective July 1, 2021	Rate Effective July 1, 2022
Daily session pay	\$186	\$189	\$193
Monthly compensation	\$518	\$526	\$537
Leaders' additional monthly compensation	\$371	\$377	\$385

<sup>2</sup> One-time funding for legislative compensation and temporary salaries related to a redistricting special session is adjusted to provide compensation adjustments of 1.5 percent on July 1, 2021. The Senate provided compensation adjustments of 2 percent.

This amendment also changes Section 6 of the bill to adjust 2021-23 biennium compensation rates to provide a 1.5 percent increase on July 1, 2021, and a 2 percent increase on July 1, 2022, for regular and organizational session pay, legislators' monthly compensation, and additional monthly compensation for legislative leaders.



line item to the salaries and wages line item in section 1 of chapter 5 of the 2019 Session Laws as requested by the Indian affairs commission.

**SECTION 3. EMERGENCY.** Section 2 of this Act is declared to be an emergency measure."

Renumber accordingly

#### STATEMENT OF PURPOSE OF AMENDMENT:

#### Senate Bill No. 2005 - Indian Affairs Commission - House Action

	Base Budget	Senate Version	House Changes	House Version
Salaries and wages	\$870,079	\$891,616	\$18,490	\$910,106
Operating expenses	228,560	185,609		185,609
Total all funds	\$1,098,639	\$1,077,225	\$18,490	\$1,095,715
Less estimated income	0	0	0	0
General fund	\$1,098,639	\$1,077,225	\$18,490	\$1,095,715
FTE	4.00	4.00	0.00	4.00

#### Department 316 - Indian Affairs Commission - Detail of House Changes

	Adjusts Funding for Salary and Benefit Increases <sup>1</sup>	Adds Salary Equity Funding <sup>2</sup>	Total House Changes
Salaries and wages	(\$1,510)	\$20,000	\$18,490
Operating expenses			
Total all funds	(\$1,510)	\$20,000	\$18,490
Less estimated income	0	0	0
General fund	(\$1,510)	\$20,000	\$18,490
FTE	0.00	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 Senate provided salary adjustments of 2 percent on July 1, 2021, with a minimum monthly increase of \$80 and a maximum monthly increase of \$300, and 2 percent on July 1, 2022.

<sup>2</sup> Funding is added for salary equity adjustments.

This amendment also authorizes up to \$15,000 to be transferred from the operating expenses line item to the salaries and wages line item in the agency's 2019-21 biennium appropriation for accrued leave payments.

#### HOUSE AMENDMENTS TO ENGROSSED SENATE BILL NO. 2093

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

Page 2, line 12, after "facilities" insert "and allow"

Page 2, line 12, overstrike "except"

Page 2, line 13, overstrike "sales"

Page 2, line 13, overstrike "subsections" and insert immediately thereafter "subsection"

Page 2, line 13, overstrike "and 7"

Page 2, line 15, after the second "the" insert "use of food vendors or the"

Page 3, after line 10, insert:

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

Renumber accordingly

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

**MR. PRESIDENT:** The House has amended and subsequently failed to pass: SB 2179.

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

**MR. SPEAKER:** The Senate does not concur in the House amendments to SB 2041, SB 2048, SB 2074, SB 2077, SB 2117, SB 2137, SB 2168, SB 2202, SB 2208, SB 2217, SB 2244, and SB 2338, and the President has appointed as a conference committee to act with a like committee from the House on:

**SB 2041:** Sens. Weber; Meyer; Kannianen  
**SB 2048:** Sens. Klein; D. Larsen; Marcellais  
**SB 2074:** Sens. Vedaa; Klein; Marcellais  
**SB 2077:** Sens. Kreun; Vedaa; Burckhard  
**SB 2117:** Sens. Wobbema; Elkin; Marcellais  
**SB 2137:** Sens. Meyer; Bell; Piepkorn  
**SB 2168:** Sens. Larson; Dwyer; Bakke  
**SB 2202:** Sens. J. Roers; Meyer; Piepkorn  
**SB 2208:** Sens. Luick; Myrdal; O. Larsen  
**SB 2217:** Sens. Patten; Kannianen; Bell  
**SB 2244:** Sens. Kreun; Burckhard; D. Larsen  
**SB 2338:** Sens. Vedaa; Kreun; Marcellais

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

**MR. PRESIDENT:** The House has concurred in the Senate amendments and subsequently passed: HB 1043.

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

**MR. PRESIDENT:** The House does not concur in the Senate amendments to HB 1117, HB 1175, HB 1254, and HB 1298, and the Speaker has appointed as a conference committee to act with a like committee from the Senate on:

**HB 1117:** Reps. Roers Jones; Karls; Buffalo  
**HB 1175:** Reps. Nehring; Lefor; Stemen  
**HB 1254:** Reps. Rohr; Fegley; Schneider  
**HB 1298:** Reps. Skroch; Rohr; Schneider

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

**MR. PRESIDENT:** Your signature is respectfully requested on: HB 1093, HB 1107, HB 1112, HB 1130, HB 1137, HB 1168, HB 1185, HB 1187, HB 1393, HB 1436, HB 1459, HB 1480.

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

**MR. SPEAKER:** The President has signed: HB 1093, HB 1107, HB 1112, HB 1130, HB 1137, HB 1168, HB 1185, HB 1187, HB 1393, HB 1436, HB 1459, HB 1480.

**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 12:30 p.m., Tuesday, April 6, 2021, which motion prevailed.

**REPORT OF STANDING COMMITTEE**

**HB 1009, 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 1009 was placed on the Sixth order on the calendar.

Page 1, line 2, replace the second "and" with a comma

Page 1, line 2, after "4.1-01-17" insert ", and 54-12-08"

Page 1, line 3, replace "and" with a comma

Page 1, line 4, after "program" insert ", and the ability of state agencies to employ attorney positions"

Page 1, remove lines 15 through 24

Page 2, replace lines 1 through 7 with:

"Salaries and wages	\$14,232,746	\$1,484,380	\$15,717,126
Operating expenses	6,592,780	255,272	6,848,052
Capital assets	15,000	0	15,000
Grants	8,823,774	908,000	9,731,774
Environmental impact mitigation	5,000,000	(5,000,000)	0
Agricultural products utilization commission	1,760,417	2,700,000	4,460,417
North Dakota trade office	0	1,600,000	1,600,000
Board of animal health	865,718	0	865,718
Wildlife services	1,457,400	0	1,457,400
Pipeline restoration and reclamation oversight program	200,000	0	200,000
Crop harmonization board	75,000	0	75,000
Total all funds	\$39,022,835	\$1,947,652	\$40,970,487
Less estimated income	<u>28,322,406</u>	<u>(811,631)</u>	<u>27,510,775</u>
Total general fund	\$10,700,429	\$2,759,283	\$13,459,712
Full-time equivalent positions	78.00	1.00	79.00"

Page 2, replace lines 16 through 19 with:

"Soil health grants	0	700,000
Total all funds	\$2,210,000	\$3,400,000
Less estimated income	<u>2,000,000</u>	<u>3,400,000</u>
Total general fund	\$210,000	\$0"

Page 3, line 19, replace "- **OUTDOOR HERITAGE FUND**" with "**ADDITIONAL INCOME**"

Page 3, line 21, replace "\$500,000" with "\$700,000"

Page 3, line 22, remove "and the industrial commission shall transfer"

Page 3, line 23, remove "\$200,000 from the outdoor heritage fund"

Page 3, line 24, after "fund" insert "and \$400,000 is from federal or other funds available to the agriculture commissioner"

Page 4, line 6, replace "\$6,900,301" with "\$6,899,395"

Page 4, line 28, replace "three" with "nine"

Page 4, line 28, replace "seventy-six" with "eighty-four"

Page 5, after line 16, insert:

**"SECTION 14. AMENDMENT.** Section 54-12-08 of the North Dakota Century Code is amended and reenacted as follows:

**54-12-08. Assistant and special assistant attorneys general - Appointment - Revocation - Compensation.**

1. After consultation with the head of the state department or institution or with the state board, commission, committee, or agency affected, the attorney general may appoint assistant or special assistant attorneys general to represent the state board, commission, committee, or agency. A state officer, head of any state department, whether elected or appointed, or state department, board, commission, committee, or agency may not employ legal counsel, and no person may act as legal counsel in any matter, action, or proceeding in which the state or any

state department, board, commission, committee, or agency is interested or is a party, except upon written appointment by the attorney general. Workforce safety and insurance, the department of transportation, the state tax commissioner, the public service commission, the insurance commissioner, the agriculture commissioner, and the securities commissioner may employ attorneys to represent them. These entities shall pay the salaries and expenses of the attorneys they employ within the limits of legislative appropriations. The attorneys that represent these entities must be special assistant attorneys general appointed by the attorney general pursuant to this section. Absent good cause, the attorney general shall appoint as special assistant attorneys general licensed attorneys selected by these entities. The attorney general may revoke the appointment only for good cause or upon the request of the entity. Good cause means an inadequate level of experience, competence, or ethical standards.

2. The powers conferred upon special assistant attorneys general are the same as are exercised by the regular assistant attorneys general, unless the powers are limited specifically by the terms of the appointment. Except as otherwise provided by this section, an appointment is revocable at the pleasure of the attorney general. The appointment may be made with or without compensation, and when compensation is allowed by the attorney general for services performed, the compensation must be paid out of the funds appropriated therefor.
3. The attorney general may require payment for legal services rendered by any assistant or special assistant attorney general to any state official, board, department, agency, or commission and those entities shall make the required payment to the attorney general. Moneys received by the attorney general in payment for legal services rendered must be deposited into the attorney general's operating fund. General fund moneys may not be utilized for the payment of legal services provided by the attorneys employed by the attorney general, except for those payments required of the department of human services, state department of health, department of environmental quality, and the state hospital.
4. An assistant or special assistant attorney general appointed to represent the state board of higher education or an institution under the control of the state board of higher education may access and examine any record under the control of the state board of higher education. For purposes of reviewing records under the Family Educational Rights and Privacy Act [20 U.S.C. 1232g; 34 CFR 99] or any other federal privacy law, the assistant or special assistant attorney general is considered a state educational official authorized to access student records."

Renumber accordingly

#### STATEMENT OF PURPOSE OF AMENDMENT:

#### House Bill No. 1009 - Department of Agriculture - Senate Action

	Base Budget	House Version	Senate Changes	Senate Version
Salaries and wages	\$14,232,746	\$15,720,301	(\$3,175)	\$15,717,126
Operating expenses	6,592,780	6,848,052		6,848,052
Capital assets	15,000	15,000		15,000
Grants	8,823,774	9,531,774	200,000	9,731,774
State Board of Animal Health	865,718	865,718		865,718
Wildlife services	1,457,400	1,457,400		1,457,400
Crop Harmonization Board	75,000	75,000		75,000
Pipeline restoration and reclamation	200,000	200,000		200,000
Ag. Products Utilization Commission	1,760,417	4,460,417		4,460,417
Mitigation of environmental impacts	5,000,000			
Bioscience innovation grants		5,500,000		5,500,000
Environmental law impact review		5,000,000		5,000,000
North Dakota Trade Office		1,600,000		1,600,000
Total all funds	\$39,022,835	\$51,273,662	\$196,825	\$51,470,487
Less estimated income	28,322,406	27,314,838	195,937	27,510,775

General fund	\$10,700,429	\$23,958,824	\$888	\$23,959,712
FTE	78.00	79.00	0.00	79.00

**Department 602 - Department of Agriculture - Detail of Senate Changes**

	Adjusts Funding for Salary and Benefit Increases <sup>1</sup>	Adjusts One-Time Funding for a Soil Health Grant Program <sup>2</sup>	Total Senate Changes
Salaries and wages	(\$3,175)		(\$3,175)
Operating expenses			
Capital assets			
Grants		\$200,000	200,000
State Board of Animal Health			
Wildlife services			
Crop Harmonization Board			
Pipeline restoration and reclamation			
Ag. Products Utilization Commission			
Mitigation of environmental impacts			
Bioscience innovation grants			
Environmental law impact review			
North Dakota Trade Office			
Total all funds	(\$3,175)	\$200,000	\$196,825
Less estimated income	(4,063)	200,000	195,937
General fund	\$888	\$0	\$888
FTE	0.00	0.00	0.00

<sup>1</sup> Salaries and wages funding is adjusted for 2021-23 biennium salary increases of 1.5 percent on July 1, 2021, with a minimum monthly increase of \$100 and 2 percent on July 1, 2022. The 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 is increased by \$200,000 for a soil health cover crop grant program to provide a total of \$700,000 for the program, of which \$300,000 is from Bank of North Dakota profits and \$400,000 is from other funds derived from federal and special funds the Agriculture Commissioner may receive during the biennium for the program. The House approved a total of \$500,000 for the program, of which \$300,000 was from Bank profits and \$200,000 was from the outdoor heritage fund.

This amendment also:

- Amends a section related to the Agriculture Commissioner's salary provided for in statute to reflect salary increases of 1.5 percent and 2 percent approved for the 2021-23 biennium.
- Adds a section to amend North Dakota Century Code Section 54-12-08 to add the Agriculture Commissioner to the list of agencies allowed to employ an attorney position.

**REPORT OF STANDING COMMITTEE**

**HB 1017, 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 1017 was placed on the Sixth order on the calendar.

Page 1, line 2, remove "and"

Page 1, line 2, after "report" insert "; to provide for a transfer; and to provide an exemption"

Page 1, replace line 12 with:

"Salaries and wages \$31,497,736 \$2,407,884 \$33,905,620"

Page 1, replace line 14 with:

"Capital assets 5,917,891 1,658,379 7,576,270"

Page 1, replace line 16 with:

"Land habitat and deer depredation	17,660,009	2,320,588	19,980,597"
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Page 1, replace lines 18 and 19 with:

"Missouri River enforcement	288,068	8,931	296,999
Grants, gifts, and donations	533,732	136,401	670,133"

Page 1, replace line 21 with:

"Lonetree reservoir	1,834,862	(16,453)	1,818,409"
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Page 1, remove line 24

Page 2, replace line 1 with:

"Aquatic nuisance species program	<u>1,500,000</u>	<u>9,009</u>	<u>1,509,009</u>
Total special funds	\$85,303,632	\$7,064,502	\$92,368,134"

Page 2, replace lines 9 and 10 with:

"Red River basin wildlife and water quality program	0	500,000
State radio equipment	<u>0</u>	<u>801,500</u>
Total special funds	\$0	\$2,786,500"

Page 2, after line 18, insert:

**"SECTION 4. EXEMPTION - LINE ITEM TRANSFERS.** Notwithstanding section 54-16-04, the director of the office of management and budget shall transfer up to \$3,261,237 of appropriation authority between the operating expenses, capital assets, and grants - game and fish line items in section 1 of this Act as requested by the game and fish department during the biennium beginning July 1, 2021, and ending June 30, 2023. The game and fish department shall notify the legislative council of any transfers made pursuant to this section."

Renumber accordingly

#### STATEMENT OF PURPOSE OF AMENDMENT:

#### House Bill No. 1017 - Game and Fish Department - Senate Action

	Base Budget	House Version	Senate Changes	Senate Version
Salaries and wages	\$31,497,736	\$33,868,356	\$37,264	\$33,905,620
Operating expenses	15,949,169	16,112,754		16,112,754
Capital assets	5,917,891	6,774,770	801,500	7,576,270
Grants - Game and fish	8,547,165	8,923,343		8,923,343
Land habitat and deer depredation	17,660,009	19,979,876	721	19,980,597
Noxious weed control	725,000	725,000		725,000
Missouri River enforcement	288,068	296,825	174	296,999
Grants - Gifts - Donations	533,732	670,090	43	670,133
Nongame wildlife conservation	100,000	100,000		100,000
Lonetree Reservoir	1,834,862	1,818,290	119	1,818,409
Wildlife services	500,000	500,000		500,000
Shooting sports grant program	250,000	250,000		250,000
Aquatic nuisance species education	1,500,000	1,509,144	(135)	1,509,009
Total all funds	\$85,303,632	\$91,528,448	\$839,686	\$92,368,134
Less estimated income	85,303,632	91,528,448	839,686	92,368,134
General fund	\$0	\$0	\$0	\$0
FTE	165.00	165.00	0.00	165.00

**Department 720 - Game and Fish Department - Detail of Senate Changes**

	Adds Funding for Salary Increases <sup>1</sup>	Adds One-Time Funding for Radio Equipment <sup>2</sup>	Total Senate Changes
Salaries and wages	\$37,264		\$37,264
Operating expenses			
Capital assets		\$801,500	801,500
Grants - Game and fish			
Land habitat and deer depredation	721		721
Noxious weed control			
Missouri River enforcement	174		174
Grants - Gifts - Donations	43		43
Nongame wildlife conservation			
Lonetree Reservoir	119		119
Wildlife services			
Shooting sports grant program			
Aquatic nuisance species education	(135)		(135)
Total all funds	\$38,186	\$801,500	\$839,686
Less estimated income	38,186	801,500	839,686
General fund	\$0	\$0	\$0
FTE	0.00	0.00	0.00

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

<sup>2</sup> One-time funding of \$801,500 from the game and fish fund is added for replacement of radio equipment. The House did not include this funding.

This amendment also authorizes the Game and Fish Department to transfer up to \$3,261,237 between the operating expenses, capital assets, and grants - game and fish line items, during the 2021-23 biennium. The department must report any transfers to the Legislative Council. The House did not include this section.

**REPORT OF STANDING COMMITTEE**

**HB 1019, 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 1019 was placed on the Sixth order on the calendar.

Page 1, line 5, after the first semicolon insert "to provide for the conveyance of real property; to provide for a legislative management study; to provide for application;"

Page 1, line 5, after the second "provide" insert "for"

Page 1, line 5, remove "to provide a legislative management"

Page 1, replace lines 17 through 23 with:

"Administration	\$2,604,999	\$410,071	\$3,015,070
Park operations and maintenance	20,914,593	7,740,930	28,655,523
Recreation	<u>9,023,560</u>	<u>4,102,602</u>	<u>13,126,162</u>
Total all funds	\$32,543,152	\$12,253,603	\$44,796,755
Less estimated income	<u>20,046,609</u>	<u>12,052,984</u>	<u>32,099,593</u>
Total general fund	\$12,496,543	\$200,619	\$12,697,162
Full-time equivalent positions	61.50	(3.75)	57.75"

Page 2, replace lines 11 through 14 with:

"Lewis and Clark interpretive center	\$1,304,375	(\$1,304,375)	\$0
Total all funds	\$1,304,375	(\$1,304,375)	\$0
Less estimated income	<u>334,118</u>	<u>(334,118)</u>	<u>0</u>
Total general fund	\$970,257	(\$970,257)	\$0"

Page 2, replace lines 18 through 20 with:

"Grand total general fund	\$14,343,129	(\$769,638)	\$13,573,491
Grand total special funds	<u>20,380,727</u>	<u>14,718,866</u>	<u>35,099,593</u>
Grand total all funds	\$34,723,856	\$13,949,228	\$48,673,084"

Page 2, after line 28 insert:

"Parks matching grant program 2,000,000"

Page 3, replace lines 5 through 7 with:

"Total all funds	\$8,311,126	\$12,750,000
Less estimated income	<u>8,311,126</u>	<u>12,500,000</u>
Total general fund	\$0	\$250,000"

Page 3, replace lines 25 through 28 with:

**"SECTION 5. CONVEYANCE OF LAND AND BUILDINGS - LEWIS AND CLARK INTERPRETIVE CENTER - APPLICATION.** The State of North Dakota, by and through the parks and recreation department, shall convey ownership of the Lewis and Clark interpretive center and surrounding real property to the state historical society. Sections 54-01-05.2 and 54-01-05.5 do not apply to this conveyance."

Page 4, after line 2, insert:

**"SECTION 7. PARKS MATCHING GRANT PROGRAM - STRATEGIC INVESTMENT AND IMPROVEMENTS FUND.** The recreation line item in subdivision 1 of section 1 of this Act includes \$1,000,000 from the strategic investment and improvements fund for a matching grant program for the biennium beginning July 1, 2021, and ending June 30, 2023. The parks and recreation department may spend these funds for capital project improvements at state parks, subject to the department obtaining matching funds from nonstate sources for each project on a dollar-for-dollar basis."

Page 5, after line 16, insert:

**"SECTION 14. LEGISLATIVE MANAGEMENT STUDY - PARKS MATCHING GRANT PROGRAM.** During the 2021-22 interim, the legislative management shall consider studying the effectiveness of the parks matching grant program created in section 7 of this Act and the feasibility and desirability of creating a parks and recreation foundation. The legislative management shall report its findings and recommendations, together with any legislation required to implement the recommendations, to the sixty-eighth legislative assembly."

Page 5, line 19, replace "7" with "8"

Page 5, line 19, replace "8" with "9"

Page 5, line 19, replace "9" with "10"

Renumber accordingly

#### STATEMENT OF PURPOSE OF AMENDMENT:

#### House Bill No. 1019 - Parks and Recreation Department - Senate Action

	Base Budget	House Version	Senate Changes	Senate Version
Administration	\$2,604,999	\$3,013,439	\$1,631	\$3,015,070
Park operations and maintenance	20,914,593	28,652,175	3,348	28,655,523
Recreation	9,023,560	11,124,958	2,001,204	13,126,162
International Peace Garden	876,329	3,876,329		3,876,329
Lewis and Clark Interpretive Center	<u>1,304,375</u>	<u>1,440,912</u>	<u>(1,440,912)</u>	
Total all funds	\$34,723,856	\$48,107,813	\$565,271	\$48,673,084
Less estimated income	<u>20,380,727</u>	<u>33,687,692</u>	<u>1,411,901</u>	<u>35,099,593</u>
General fund	\$14,343,129	\$14,420,121	<u>(\$846,630)</u>	\$13,573,491

FTE 61.50 61.50 (3.75) 57.75

### Department 750 - Parks and Recreation Department - Detail of Senate Changes

	Adjusts Funding for Salary Increases <sup>1</sup>	Transfers the Lewis and Clark Interpretive Center Operations <sup>2</sup>	One-Time Funding for Parks Matching Program <sup>3</sup>	Total Senate Changes
Administration	\$1,631			\$1,631
Park operations and maintenance	3,348			3,348
Recreation	1,204		\$2,000,000	2,001,204
International Peace Garden				
Lewis and Clark Interpretive Center	(12,121)	(\$1,428,791)		(1,440,912)
Total all funds	(\$5,938)	(\$1,428,791)	\$2,000,000	\$565,271
Less estimated income	96	(588,195)	2,000,000	1,411,901
General fund	(\$6,034)	(\$840,596)	\$0	(\$846,630)
FTE	0.00	(3.75)	0.00	(3.75)

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

<sup>2</sup> Funding and 3.75 FTEs are removed to transfer the Lewis and Clark Interpretive Center to the State Historical Society. The House did not provide for this transfer.

<sup>3</sup> One-time funding of \$2 million is provided from the strategic investment and improvements fund (\$1 million) and from other funds (\$1 million) derived from matching funds for a parks matching grant program. The House did not include this funding.

This amendment also:

- Conveys ownership of the Lewis and Clark Interpretive Center and surrounding real property to the State Historical Society. The section exempts the conveyance from North Dakota Century Code Sections 54-01-05.2 and 54-01-05.5 relating to the sale of state-owned land and the preparation of an assessment of the property. The House did not include this section.
- Creates a parks matching grant program requiring dollar-for-dollar matching funds provided from nonstate sources and includes \$1 million from the strategic investment and improvements fund. The House did not include this section.
- Provides for a Legislative Management study of the parks matching grant program and the feasibility and desirability of creating a parks and recreation foundation. The House did not include this section.
- Removes a section providing for a \$100,000 transfer from the Department of Transportation for defraying expenses of the Lewis and Clark Interpretive Center. The House included this section.

### REPORT OF STANDING COMMITTEE

**HB 1035, as engrossed and amended: 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 1035, as amended, was placed on the Sixth order on the calendar.

In addition to the amendments adopted by the Senate as printed on pages 977 and 978 of the Senate Journal, Engrossed House Bill No. 1035 is further amended as follows:

Page 1, line 19, after the second semicolon insert "to provide an appropriation;"

Page 124, after line 14, insert:

**"SECTION 46. APPROPRIATION.** There is appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$450,000, or so much of the sum as may be necessary, to the commission on legal counsel for indigents for the purpose of providing legal counsel for juveniles, for the biennium beginning July 1, 2021, and ending June 30, 2023."

Renumber accordingly

# STATEMENT OF PURPOSE OF AMENDMENT:

## House Bill No. 1035 - Comm. on Legal Counsel for Indigents - Senate Action

	Base Budget	House Version	Senate Changes	Senate Version
Comm. on Legal Counsel for Indigents			\$450,000	\$450,000
Total all funds	\$0	\$0	\$450,000	\$450,000
Less estimated income	0	0	0	0
General fund	\$0	\$0	\$450,000	\$450,000
FTE	0.00	0.00	0.00	0.00

## Department 188 - Comm. on Legal Counsel for Indigents - Detail of Senate Changes

	Adds Funding for Legal Counsel for Juveniles <sup>1</sup>	Total Senate Changes
Comm. on Legal Counsel for Indigents	\$450,000	\$450,000
Total all funds	\$450,000	\$450,000
Less estimated income	0	0
General fund	\$450,000	\$450,000
FTE	0.00	0.00

<sup>1</sup> Funding of \$450,000 from the general fund is added for the Commission on Legal Counsel for Indigents to provide legal counsel for juveniles. The House did not provide funding for this purpose.

## REPORT OF STANDING COMMITTEE

**HB 1116: 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). HB 1116 was placed on the Sixth order on the calendar.

Page 1, line 1, remove the comma

Page 1, line 2, remove "21-03-08, 21-03-19,"

Page 1, line 2, remove the third comma

Page 1, line 3, remove "and maximum term"

Page 1, line 4, remove "and"

Page 1, line 4, after "date" insert "; and to provide a contingent effective date"

Page 1, remove lines 23 and 24

Page 2, remove lines 1 through 21

Page 4, line 7, remove the overstrike over "five"

Page 4, line 7, remove "twenty"

Page 4, line 7, after the comma insert "or twenty years for loans issued under section 6-09-49."

Page 4, after line 13, insert:

**"SECTION 4. AMENDMENT.** Section 57-47-02 of the North Dakota Century Code is amended and reenacted as follows:

**57-47-02. County authorized to borrow - Term - Interest rate.**

Whenever in the judgment of the board of county commissioners all taxes authorized to be levied in any one year for general or special county purposes are insufficient to carry on the primary governmental functions, or to pay the mandatory obligations imposed by law upon a county, then such a county may borrow money in an amount the board determines necessary to meet the deficiencies existing in its general or special funds, or to carry on primary governmental functions, and to pay mandatory obligations. For the purpose of borrowing, a county may issue evidences of indebtedness, which must consist of an agreement by the county to pay a stated sum on a specified date, or on or before a specified date, not more than five years in the future, or twenty years for loans issued under section 6-09-49 or 6-09-49.1, together with interest at a rate or rates resulting in an average annual net interest cost not to exceed twelve percent per annum if sold privately, or with no interest rate ceiling if sold at a public sale or to the state of North Dakota or any of its agencies or instrumentalities. A public sale must comply with the procedures set out in chapter 21-03. There is no requirement for an advertisement for bids if an evidence of indebtedness is sold privately or to the state of North Dakota or any of its agencies or instrumentalities."

Page 4, line 14, replace "4" with "2"

Page 4, line 14, replace "5" with "3"

Page 4, after line 15, insert:

**"SECTION 6. CONTINGENT EFFECTIVE DATE.** Section 4 of this Act is effective at the time provided in Section 5 of this Act if section 6-09-49.1, as created by House Bill No. 1425, is approved by the sixty-seventh legislative assembly."

Renumber accordingly

**REPORT OF STANDING COMMITTEE**

**HB 1129, as engrossed: Appropriations Committee (Sen. Holmberg, Chairman)** recommends **DO NOT PASS** (10 YEAS, 4 NAYS, 0 ABSENT AND NOT VOTING). Engrossed HB 1129 was placed on the Fourteenth order on the calendar.

**REPORT OF STANDING COMMITTEE**

**HB 1246, 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 1246 was placed on the Sixth order on the calendar.

Page 2, line 10, after "students" insert "from a nonoperating school district on an air force base"

Page 2, line 12, after "students" insert "from a nonoperating school district on an air force base"

Page 2, line 15, after "students" insert "from a nonoperating school district on an air force base"

Page 5, line 23, after "students" insert "from a nonoperating school district on an air force base"

Page 7, line 20, after "students" insert "from a nonoperating school district on an air force base"

Page 7, line 23, after "students" insert "from a nonoperating school district on an air force base"

Page 10, line 29, after "students" insert "from a nonoperating school district on an air force base"

Renumber accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:**

This amendment clarifies that tuition exempt from deduction in the state school aid formula is only for tuition received through federal impact aid under an agreement to educate students from a nonoperating school district on an Air Force base.

**REPORT OF STANDING COMMITTEE**

**HB 1263, as engrossed: Finance and Taxation Committee (Sen. Bell, Chairman)** recommends **DO PASS** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed HB 1263 was placed on the Fourteenth order on the calendar.

**REPORT OF STANDING COMMITTEE**

**HB 1302: Judiciary Committee (Sen. Larson, Chairman)** recommends **DO PASS** (6 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1302 was placed on the Fourteenth order on the calendar.

**REPORT OF STANDING COMMITTEE**

**HB 1334, as engrossed: Judiciary Committee (Sen. Larson, Chairman)** recommends **DO NOT PASS** (6 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). Engrossed HB 1334 was placed on the Fourteenth order on the calendar.

**REPORT OF STANDING COMMITTEE**

**HB 1358, as reengrossed and amended: Appropriations Committee (Sen. Holmberg, Chairman)** recommends **DO NOT PASS** (9 YEAS, 5 NAYS, 0 ABSENT AND NOT VOTING). Reengrossed HB 1358, as amended, was placed on the Fourteenth order on the calendar.

**REPORT OF STANDING COMMITTEE**

**HB 1427, as engrossed: Judiciary Committee (Sen. Larson, Chairman)** recommends **DO PASS** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed HB 1427 was placed on the Fourteenth order on the calendar.

**REPORT OF STANDING COMMITTEE**

**HCR 3006, as engrossed: 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). Engrossed HCR 3006 was placed on the Sixth order on the calendar.

Page 1, line 12, after "fees" insert "by the federal government"

Renumber accordingly

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

**Shanda Morgan, Secretary**