JOURNAL OF THE HOUSE

Sixty-eighth Legislative Assembly

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Bismarck, January 6, 2023

The House convened at 12:30 p.m., with Speaker D. Johnson presiding.

The prayer was offered by Pastor Rich Wyatt, Living Hope Nazarene, Bismarck.

The roll was called and all members were present except Representatives Koppelman, Mock, and Stemen.

A quorum was declared by the Speaker.

REPORT OF STANDING COMMITTEE

HB 1026: Human Services Committee (Rep. Weisz, Chairman) recommends **DO PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1026 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1027: Human Services Committee (Rep. Weisz, Chairman) recommends **DO NOT PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1027 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1037: Judiciary Committee (Rep. Klemin, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (12 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1037 was placed on the Sixth order on the calendar.

Page 2, line 29, after "parties" insert " or for a limited time as determined by the court."

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1038: Judiciary Committee (Rep. Klemin, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (12 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1038 was placed on the Sixth order on the calendar.

Page 1, line 3, after "reenact" insert "subsection 9 of section 12.1-31-01.2, subsection 8 of section 12.1-31.2-01,"

Page 1, line 4, after the third comma insert "paragraph 1 of subdivision a of subsection 2 of section 19-24.1-01, paragraph 1 of subdivision b of subsection 2 of section 19-24.1-01, subsection 8 of section 23-09-01,"

Page 1, line 6, replace the first "section" with "sections 37-01-16 and"

Page 1, line 7, replace the third comma with "and"

Page 1, line 7, after the fourth comma insert "subsection 11 of section 43-23-06.1, sections"

Page 1, line 10, after "references" insert "; and to provide a penalty"

Page 1, after line 11, insert:

"**SECTION 1. AMENDMENT.** Subsection 9 of section 12.1-31-01.2 of the North Dakota Century Code is amended and reenacted as follows:

9. If the respondent knows of an order issued under subsections 4 and 5, or subsection 6, violation of the order is a class A misdemeanor and also

constitutes contempt of court. A second or subsequent violation of a protection order is a class C felony. If the existence of an order issued under subsection ~~3~~4, or subsections ~~4~~5 and ~~5~~6 can be verified by a peace officer, the officer, without a warrant, may arrest and take into custody an individual whom the peace officer has probable cause to believe has violated the order.

SECTION 2. AMENDMENT. Subsection 8 of section 12.1-31.2-01 of the North Dakota Century Code is amended and reenacted as follows:

8. If the respondent knows of an order issued under subsection 4 or 5, violation of the order is a class A misdemeanor. If the existence of an order issued under subsection ~~3~~4 or ~~4~~5 can be verified by a peace officer, the officer, without a warrant, may arrest and take into custody an individual whom the peace officer has probable cause to believe has violated the order."

Page 2, after line 11, insert:

"**SECTION 6. AMENDMENT.** Paragraph 1 of subdivision a of subsection 2 of section 19-24.1-01 of the North Dakota Century Code is amended and reenacted as follows:

(1) During a thirty-day period, a registered qualifying patient may not purchase or have purchased by a registered designated caregiver more than two and one-half ounces [70.87 grams] of dried leaves or flowers of the plant of the genus cannabis in a combustible delivery form.

SECTION 7. AMENDMENT. Paragraph 1 of subdivision b of subsection 2 of section 19-24.1-01 of the North Dakota Century Code is amended and reenacted as follows:

(1) During a thirty-day period a registered qualifying patient may not purchase or have purchased by a registered designated caregiver more than six ounces [170.01 grams] of dried leaves or flowers of the plant of the genus cannabis in a combustible delivery form.

SECTION 8. AMENDMENT. Subsection 8 of section 23-09-01 of the North Dakota Century Code is amended and reenacted as follows:

8. "Lodging establishment" includes every building or structure, or any part thereof, which is kept, used, maintained, or held out to the public as a place where sleeping accommodations are furnished for pay to transient guests. The term does not include a facility providing personal care services directly or through contract services as ~~defined in~~provided under section 23-09.3-01 or 50-32-01."

Page 3, after line 29, insert:

"**SECTION 14. AMENDMENT.** Section 37-01-16 of the North Dakota Century Code is amended and reenacted as follows:

37-01-16. Unlawful conversion of military property - Unlawful wearing of uniforms and devices indicating rank - Penalty.

~~Any~~It is a class B misdemeanor for a person ~~who shall~~to:

1. Secretly sell, dispose of, offer for sale, purchase, retain after a demand made by a commissioned officer of the national guard, or in any manner pawn or pledge any arms, uniforms, equipment, or other military property issued under the provisions of this title; or

2. Wear any uniform or any device, strap, knot, or insignia of any design or character used as a designation of grade, rank, or office, prescribed by law, or by general regulation duly promulgated, for the use of the national guard, or any device, strap, knot, or insignia similar thereto, unless the person is a member of the army or navy of the United States or of the national guard of this or any other state, a member of an association wholly composed of soldiers who have been honorably discharged from the service of the United States, or a member of the order of sons of veterans~~,~~

~~is guilty of a class B misdemeanor~~."

Page 7, after line 21, insert:

"**SECTION 21. AMENDMENT.** Subsection 11 of section 43-23-06.1 of the North Dakota Century Code is amended and reenacted as follows:

11. "Real estate salesperson" means any person that for a fee, compensation, salary, or other consideration, or in the expectation or upon the promise of that compensation, is employed or engaged by a licensed real estate broker to do any act or deal in any transaction as provided in subsection ~~6~~9 for or on behalf of such licensed real estate broker."

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1042: Human Services Committee (Rep. Weisz, Chairman) recommends **DO PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1042 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1053: Political Subdivisions Committee (Rep. Longmuir, Chairman) recommends **DO PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1053 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1055: Government and Veterans Affairs Committee (Rep. Schauer, Chairman) recommends **DO PASS** (12 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1055 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1056: Government and Veterans Affairs Committee (Rep. Schauer, Chairman) recommends **DO PASS** (12 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1056 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1057: Finance and Taxation Committee (Rep. Headland, Chairman) recommends **DO PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1057 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1059: Judiciary Committee (Rep. Klemin, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO NOT PASS** (10 YEAS, 2 NAYS, 1 ABSENT AND NOT VOTING). HB 1059 was placed on the Sixth order on the calendar.

Page 1, line 7, replace "a court" with "either the supreme court or a district court"

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1060: Transportation Committee (Rep. D. Ruby, Chairman) recommends **DO PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1060 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1066: Judiciary Committee (Rep. Klemin, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (12 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1066 was placed on the Sixth order on the calendar.

Page 1, line 12, remove "Operating a motor vehicle of the department of corrections and rehabilitation on a"

Page 1, remove lines 13 and 14

Page 1, line 15, remove "3."

Page 1, line 18, replace "4." with "3."

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1071: Political Subdivisions Committee (Rep. Longmuir, Chairman) recommends **DO PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1071 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1078: Transportation Committee (Rep. D. Ruby, Chairman) recommends **DO NOT PASS** (11 YEAS, 3 NAYS, 0 ABSENT AND NOT VOTING). HB 1078 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1079: Transportation Committee (Rep. D. Ruby, Chairman) recommends **DO PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1079 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1081: Transportation Committee (Rep. D. Ruby, Chairman) recommends **DO PASS** (13 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). HB 1081 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1085: Government and Veterans Affairs Committee (Rep. Schauer, Chairman) recommends **DO PASS** (12 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1085 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1087: Judiciary Committee (Rep. Klemin, Chairman) recommends **DO PASS** (12 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1087 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1100: Agriculture Committee (Rep. Thomas, Chairman) recommends **DO PASS** (12 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1100 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1101: Agriculture Committee (Rep. Thomas, Chairman) recommends **DO PASS** (12 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1101 was placed on the Eleventh order on the calendar.

SIXTH ORDER OF BUSINESS

SPEAKER D. JOHNSON DEEMED approval of the amendments to HB 1037, HB 1038, HB 1059, and HB 1066.

HB 1037, HB 1038, HB 1059, and HB 1066, as amended, were placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MOTION

REP. BOSCH MOVED the amendment of subsection 3 of House Rule 501, to increase the number of members on the Finance and Taxation Committee from 13 to 14, which motion prevailed.

REPORT OF PROCEDURAL COMMITTEE

MR. SPEAKER: Your procedural **Committee on Employment (Rep. Bosch, Chairman)** unanimously agreed to the following:

1. All names for employment presented by the Majority and Minority party were approved and accepted.

2. The Majority and Minority Party were given permission to fill any open positions or vacancies without additional approval from the committee.

3. Additional meetings, if necessary, will be at the call of the Chairman..

REP. BOSCH MOVED that the report be adopted, which motion prevailed on a voice vote.

ANNOUNCEMENT

HOUSE OF REPRESENTATIVES
2023 RULES OF DECORUM

1. NO FOOD is permitted on the floor of the House when the House is convened.

2. Flash photography and video camera taping are not permitted while the House is in session. Members of the press are the only exception.

3. No one is permitted to sleep or rest in a prone position on the benches which line both sides of Memorial Hall between the House and Senate Chambers.

4. Every member must vote if they are in the House Chamber during a roll call vote.

5. When a roll call vote is taken, every member not at their seat shall call out their name and vote in a voice loud enough for the Speaker to hear.

6. During debate, members are to be attentive and quiet. Noise behind the rail shall be held to a minimum.

7. No member shall have more than one guest seated with the member during floor debate. Each member has one guest pass. Guests are expected to be dressed in a neat and clean manner. The Sergeant-at-Arms has discretion to refuse guest seating.

8. No one is permitted to visit or lean over the back railing while the House is in session.

9. The Sergeant-at-Arms shall clear the floor of the House Chamber in front of the railing of all persons, except legislators, legislative employees, legislative guests, former members of the Legislative Assembly, and members of the press during the time period commencing one hour before the House convenes on any legislative day until the House recesses for that calendar day.

10. Tour groups or guests are not allowed at the Speaker’s rostrum or behind the front desk unless authorized by the presiding officer.

11. Legislators and employees shall be suitably attired. Men must wear a sport coat and tie at all times when on the House floor. Women must wear suitable business attire.

12. When a legislator is speaking, the Sergeant-at-Arms will not allow anyone to enter that section.

13. When the Speaker is putting the question, no member shall walk out or across the floor of the House.

14. When a member is speaking, no person shall pass between the person speaking and the chair.

15. A member desiring to speak shall turn on their speak light, and when recognized by the Speaker shall rise and respectfully address the Speaker and the members of the House. Members shall address each other through the Speaker and always in a respectful manner.

16. Visitors sitting in the lower tier of seats in the House balcony shall not touch, lean over, place objects on, or put their feet on the brass railings.

17. While the House is convened, no person shall read newspapers or other large publications in a conspicuous manner.

18. All persons shall wear identification badges while in the House Chamber or in the employ of the House.

19. All materials placed on desks must be authorized by a House member or individually addressed and mailed to each member.

20. House Rule 306: No member may speak more than twice on the same subject nor more than once until every member who wishes to speak has spoken. Exceptions to this rule are: the person carrying the bill, the committee chair, or floor leaders.

21. Cell phones must be turned off/muted while the House is in session. Taking pictures with a cell phone is prohibited if they are using a flash or are disruptive in any way.

ANNOUNCEMENT

SPEAKER D. JOHNSON ANNOUNCED that the Rules of Decorum will be printed in the journal.

SECOND READING OF HOUSE BILL

HB 1057: A BILL for an Act to amend and reenact subsection 6 of section 11-18-02.2, section 57-02-51, subsection 14 of section 57-36-01, and sections 57-39.2-17 and 57-51-02.2 of the North Dakota Century Code, relating to statements of full consideration, notice of township and city equalization meetings, the definition of snuff, service of notice for sales and use tax purposes, and notice of the gas base rate adjustment and gas production tax rate; and to provide an effective date.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 89 YEAS, 1 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

YEAS: Anderson, B.; Anderson, D.; Anderson, K.; Bahl; Bellew; Beltz; Bosch; Boschee; Brandenburg; Christensen; Christy; Conmy; Cory; Dakane; Davis; Dobervich; Dockter; Dyk; Fegley; Finley-DeVille; Fisher; Frelich; Grueneich; Hager; Hagert; Hanson; Hatlestad; Hauck; Headland; Heilman; Heinert; Henderson; Holle; Hoverson; Ista; Johnson, J.; Jonas; Karls; Kasper; Kempenich; Kiefert; Klemin; Kreidt; Lefor; Longmuir; Louser; Marschall; Martinson; McLeod; Meier; Mitskog; Monson; Motschenbacher; Murphy; Nelson; Novak; O'Brien; Olson, J.; Olson, S.; Ostlie; Porter; Prichard; Pyle; Richter; Rios; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schneider; Schobinger; Schreiber-Beck; Steiner; Strinden; Swiontek; Thomas; Toman; Tveit; VanWinkle; Vetter; Vigesaa; Wagner; Warrey; Weisz; Speaker Johnson, D.

NAYS: Timmons

ABSENT AND NOT VOTING: Koppelman; Mock; Nathe; Stemen

HB 1057 passed.

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SECOND READING OF HOUSE BILL

HB 1026: A BILL for an Act to provide for a legislative management study regarding the implementation of behavioral health and acute psychiatric treatment recommendations.

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 88 YEAS, 2 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

YEAS: Anderson, B.; Anderson, D.; Anderson, K.; Bahl; Bellew; Beltz; Bosch; Boschee; Brandenburg; Christy; Conmy; Cory; Dakane; Davis; Dobervich; Dockter; Dyk; Fegley; Finley-DeVille; Fisher; Frelich; Grueneich; Hager; Hagert; Hanson; Hatlestad; Hauck; Headland; Heinert; Henderson; Holle; Hoverson; Ista; Johnson, J.; Jonas; Karls; Kasper; Kempenich; Kiefert; Klemin; Kreidt; Lefor; Longmuir; Louser; Marschall; Martinson; McLeod; Meier; Mitskog; Monson; Motschenbacher; Murphy; Nelson; Novak; O'Brien; Olson, J.; Olson, S.; Ostlie; Porter; Prichard; Pyle; Richter; Rios; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schneider; Schobinger; Schreiber-Beck; Steiner; Strinden; Swiontek; Thomas; Timmons; Toman; Tveit; VanWinkle; Vetter; Vigesaa; Wagner; Warrey; Weisz; Speaker Johnson, D.

NAYS: Christensen; Heilman

ABSENT AND NOT VOTING: Koppelman; Mock; Nathe; Stemen

HB 1026 passed.

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SECOND READING OF HOUSE BILL

HB 1027: A BILL for an Act to require human service centers to become certified community behavioral health clinics.

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, 84 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

YEAS: Hager; Hoverson; Mitskog; O'Brien; Schneider; Strinden

NAYS: Anderson, B.; Anderson, D.; Anderson, K.; Bahl; Bellew; Beltz; Bosch; Boschee; Brandenburg; Christensen; Christy; Conmy; Cory; Dakane; Davis; Dobervich; Dockter; Dyk; Fegley; Finley-DeVille; Fisher; Frelich; Grueneich; Hagert; Hanson; Hatlestad; Hauck; Headland; Heilman; Heinert; Henderson; Holle; Ista; Johnson, J.; Jonas; Karls; Kasper; Kempenich; Kiefert; Klemin; Kreidt; Lefor; Longmuir; Louser; Marschall; Martinson; McLeod; Meier; Monson; Motschenbacher; Murphy; Nelson; Novak; Olson, J.; Olson, S.; Ostlie; Porter; Prichard; Pyle; Richter; Rios; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schobinger; Schreiber-Beck; Steiner; Swiontek; Thomas; Timmons; Toman; Tveit; VanWinkle; Vetter; Vigesaa; Wagner; Warrey; Weisz; Speaker Johnson, D.

ABSENT AND NOT VOTING: Koppelman; Mock; Nathe; Stemen

HB 1027 failed.

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SECOND READING OF HOUSE BILL

HB 1042: A BILL for an Act to amend and reenact sections 11-19.1-11, 11-19.1-13, and 11-19.1-16 of the North Dakota Century Code, relating to autopsies, determination of cause of death, and certification of coroner fees in situations involving the unexplained sudden death in infant or child with or without intrinsic or extrinsic factors, or both.

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 88 YEAS, 2 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

YEAS: Anderson, B.; Anderson, D.; Anderson, K.; Bahl; Bellew; Beltz; Bosch; Boschee; Brandenburg; Christy; Conmy; Cory; Dakane; Davis; Dobervich; Dockter; Dyk; Fegley; Finley-DeVille; Fisher; Frelich; Grueneich; Hager; Hagert; Hanson; Hatlestad; Hauck; Headland; Heilman; Heinert; Henderson; Holle; Ista; Johnson, J.; Jonas; Karls; Kasper; Kempenich; Kiefert; Klemin; Kreidt; Lefor; Longmuir; Louser; Marschall; Martinson; McLeod; Meier; Mitskog; Monson; Motschenbacher; Murphy; Nelson; Novak; O'Brien; Olson, J.; Olson, S.; Ostlie; Porter; Prichard; Pyle; Richter; Rios; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schneider; Schobinger; Schreiber-Beck; Steiner; Strinden; Swiontek; Thomas; Timmons; Toman; Tveit; VanWinkle; Vetter; Vigesaa; Wagner; Warrey; Weisz; Speaker Johnson, D.

NAYS: Christensen; Hoverson

ABSENT AND NOT VOTING: Koppelman; Mock; Nathe; Stemen

HB 1042 passed.

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SECOND READING OF HOUSE BILL

HB 1060: A BILL for an Act to amend and reenact section 24-18-06, subsection 3 of section 39-12-02, and subsection 6 of section 39-12-05.3 of the of the North Dakota Century Code, relating to special permit fees.

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 90 YEAS, 0 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

YEAS: Anderson, B.; Anderson, D.; Anderson, K.; Bahl; Bellew; Beltz; Bosch; Boschee; Brandenburg; Christensen; Christy; Conmy; Cory; Dakane; Davis; Dobervich; Dockter; Dyk; Fegley; Finley-DeVille; Fisher; Frelich; Grueneich; Hager; Hagert; Hanson; Hatlestad; Hauck; Headland; Heilman; Heinert; Henderson; Holle; Hoverson; Ista; Johnson, J.; Jonas; Karls; Kasper; Kempenich; Kiefert; Klemin; Kreidt; Lefor; Longmuir; Louser; Marschall; Martinson; McLeod; Meier; Mitskog; Monson; Motschenbacher; Murphy; Nelson; Novak; O'Brien; Olson, J.; Olson, S.; Ostlie; Porter; Prichard; Pyle; Richter; Rios; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schneider; Schobinger; Schreiber-Beck; Steiner; Strinden; Swiontek; Thomas; Timmons; Toman; Tveit; VanWinkle; Vetter; Vigesaa; Wagner; Warrey; Weisz; Speaker Johnson, D.

ABSENT AND NOT VOTING: Koppelman; Mock; Nathe; Stemen

HB 1060 passed.

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SECOND READING OF HOUSE BILL

HB 1078: A BILL for an Act to amend and reenact section 24-17-12 of the North Dakota Century Code, relating to limiting the removal of obstructions in city limits.

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 13 YEAS, 77 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

YEAS: Boschee; Conmy; Dakane; Davis; Dobervich; Finley-DeVille; Hager; Hanson; Ista; Kreidt; Mitskog; Schneider; Wagner

NAYS: Anderson, B.; Anderson, D.; Anderson, K.; Bahl; Bellew; Beltz; Bosch; Brandenburg; Christensen; Christy; Cory; Dockter; Dyk; Fegley; Fisher; Frelich; Grueneich; Hagert; Hatlestad; Hauck; Headland; Heilman; Heinert; Henderson; Holle; Hoverson; Johnson, J.; Jonas; Karls; Kasper; Kempenich; Kiefert; Klemin; Lefor; Longmuir; Louser; Marschall; Martinson; McLeod; Meier; Monson; Motschenbacher; Murphy;

Nelson; Novak; O'Brien; Olson, J.; Olson, S.; Ostlie; Porter; Prichard; Pyle; Richter; Rios; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schobinger; Schreiber-Beck; Steiner; Strinden; Swiontek; Thomas; Timmons; Toman; Tveit; VanWinkle; Vetter; Vigesaa; Warrey; Weisz; Speaker Johnson, D.

ABSENT AND NOT VOTING: Koppelman; Mock; Nathe; Stemen

HB 1078 failed.

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SECOND READING OF HOUSE BILL

HB 1100: A BILL for an Act to amend and reenact section 4.1-31-01.1 of the North Dakota Century Code, relating to the federal meat inspection.

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 90 YEAS, 0 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

YEAS: Anderson, B.; Anderson, D.; Anderson, K.; Bahl; Bellew; Beltz; Bosch; Boschee; Brandenburg; Christensen; Christy; Conmy; Cory; Dakane; Davis; Dobervich; Dockter; Dyk; Fegley; Finley-DeVille; Fisher; Frelich; Grueneich; Hager; Hagert; Hanson; Hatlestad; Hauck; Headland; Heilman; Heinert; Henderson; Holle; Hoverson; Ista; Johnson, J.; Jonas; Karls; Kasper; Kempenich; Kiefert; Klemin; Kreidt; Lefor; Longmuir; Louser; Marschall; Martinson; McLeod; Meier; Mitskog; Monson; Motschenbacher; Murphy; Nelson; Novak; O'Brien; Olson, J.; Olson, S.; Ostlie; Porter; Prichard; Pyle; Richter; Rios; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schneider; Schobinger; Schreiber-Beck; Steiner; Strinden; Swiontek; Thomas; Timmons; Toman; Tveit; VanWinkle; Vetter; Vigesaa; Wagner; Warrey; Weisz; Speaker Johnson, D.

ABSENT AND NOT VOTING: Koppelman; Mock; Nathe; Stemen

HB 1100 passed.

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SECOND READING OF HOUSE BILL

HB 1101: A BILL for an Act to amend and reenact sections 36-01-08 and 36-01-33 of the North Dakota Century Code, relating to the fee collection for the cost of each brucellosis tag, each identification tag, and each health book the commissioner distributes.

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 89 YEAS, 0 NAYS, 0 EXCUSED, 5 ABSENT AND NOT VOTING.

YEAS: Anderson, B.; Anderson, D.; Anderson, K.; Bahl; Bellew; Beltz; Bosch; Boschee; Brandenburg; Christensen; Christy; Conmy; Cory; Dakane; Davis; Dobervich; Dockter; Dyk; Fegley; Finley-DeVille; Fisher; Frelich; Grueneich; Hager; Hagert; Hanson; Hatlestad; Hauck; Headland; Heilman; Heinert; Henderson; Holle; Hoverson; Ista; Johnson, J.; Jonas; Karls; Kasper; Kempenich; Kiefert; Klemin; Kreidt; Lefor; Longmuir; Louser; Marschall; Martinson; McLeod; Meier; Mitskog; Monson; Motschenbacher; Murphy; Nelson; Novak; O'Brien; Olson, J.; Olson, S.; Ostlie; Porter; Prichard; Pyle; Richter; Rios; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schneider; Schobinger; Schreiber-Beck; Steiner; Strinden; Swiontek; Thomas; Timmons; Toman; Tveit; VanWinkle; Vetter; Vigesaa; Wagner; Warrey; Weisz

ABSENT AND NOT VOTING: Koppelman; Mock; Nathe; Stemen; Speaker Johnson, D.

HB 1101 passed.

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SECOND READING OF HOUSE BILL

HB 1085: A BILL for an Act to create and enact subsection 7 of section 54-06-04 of the North Dakota Century Code, relating to information required in biennial reports to be maintained on agency websites as alternative to printed reports.

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 81 YEAS, 9 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

YEAS: Anderson, B.; Anderson, D.; Anderson, K.; Bahl; Beltz; Bosch; Boschee; Brandenburg; Christy; Conmy; Cory; Dakane; Davis; Dobervich; Dockter; Dyk; Fegley; Finley-DeVille; Fisher; Frelich; Grueneich; Hager; Hagert; Hanson; Hatlestad; Hauck; Headland; Heinert; Henderson; Holle; Hoverson; Ista; Johnson, J.; Jonas; Karls; Kempenich; Kiefert; Klemin; Lefor; Louser; Marschall; Martinson; McLeod; Meier; Mitskog; Monson; Motschenbacher; Murphy; Nelson; Novak; O'Brien; Olson, J.; Olson, S.; Ostlie; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schneider; Schobinger; Schreiber-Beck; Steiner; Strinden; Swiontek; Thomas; Timmons; Toman; Tveit; VanWinkle; Vetter; Vigesaa; Wagner; Warrey; Weisz

NAYS: Bellew; Christensen; Heilman; Kasper; Kreidt; Longmuir; Prichard; Rios; Speaker Johnson, D.

ABSENT AND NOT VOTING: Koppelman; Mock; Nathe; Stemen

HB 1085 passed.

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SECOND READING OF HOUSE BILL

HB 1056: A BILL for an Act to amend and reenact section 46-02-09 of the North Dakota Century Code, relating to state printing requirements; and to repeal section 46-02-20 of the North Dakota Century Code, relating to in-plant print shops.

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 88 YEAS, 2 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

YEAS: Anderson, B.; Anderson, D.; Anderson, K.; Bahl; Bellew; Beltz; Bosch; Boschee; Brandenburg; Christensen; Christy; Conmy; Cory; Dakane; Davis; Dobervich; Dockter; Dyk; Fegley; Finley-DeVille; Fisher; Frelich; Grueneich; Hager; Hagert; Hanson; Hatlestad; Hauck; Headland; Heilman; Heinert; Holle; Hoverson; Ista; Johnson, J.; Jonas; Karls; Kempenich; Kiefert; Klemin; Kreidt; Lefor; Longmuir; Louser; Marschall; Martinson; McLeod; Meier; Mitskog; Monson; Motschenbacher; Murphy; Nelson; Novak; O'Brien; Olson, J.; Olson, S.; Ostlie; Porter; Prichard; Pyle; Richter; Rios; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schneider; Schobinger; Schreiber-Beck; Steiner; Strinden; Swiontek; Thomas; Timmons; Toman; Tveit; VanWinkle; Vetter; Vigesaa; Wagner; Warrey; Weisz; Speaker Johnson, D.

NAYS: Henderson; Kasper

ABSENT AND NOT VOTING: Koppelman; Mock; Nathe; Stemen

HB 1056 passed.

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SECOND READING OF HOUSE BILL

HB 1055: A BILL for an Act to amend and reenact subdivision a of subsection 2 of section 28-32-01 and section 32-12.2-14 of the North Dakota Century Code, relating to the

administrative practices act and review of accidents involving state-owned or state-leased motor vehicles.

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 87 YEAS, 3 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

YEAS: Anderson, B.; Anderson, D.; Anderson, K.; Bahl; Bellew; Beltz; Bosch; Boschee; Brandenburg; Christy; Conmy; Cory; Dakane; Davis; Dobervich; Dockter; Dyk; Fegley; Finley-DeVille; Fisher; Frelich; Grueneich; Hager; Hagert; Hanson; Hatlestad; Hauck; Headland; Heinert; Holle; Hoverson; Ista; Johnson, J.; Jonas; Karls; Kasper; Kempenich; Kiefert; Klemin; Kreidt; Lefor; Longmuir; Louser; Marschall; Martinson; McLeod; Meier; Mitskog; Monson; Motschenbacher; Murphy; Nelson; Novak; O'Brien; Olson, J.; Olson, S.; Ostlie; Porter; Prichard; Pyle; Richter; Rios; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schneider; Schobinger; Schreiber-Beck; Steiner; Strinden; Swiontek; Thomas; Timmons; Toman; Tveit; VanWinkle; Vetter; Vigesaa; Wagner; Warrey; Weisz; Speaker Johnson, D.

NAYS: Christensen; Heilman; Henderson

ABSENT AND NOT VOTING: Koppelman; Mock; Nathe; Stemen

HB 1055 passed.

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SECOND READING OF HOUSE BILL

HB 1087: A BILL for an Act to create and enact a new section to chapter 29-32.1 of the North Dakota Century Code, relating to summary disposition; and to amend and reenact section 29-32.1-09 of the North Dakota Century Code, relating to summary disposition and dismissal.

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 90 YEAS, 0 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

YEAS: Anderson, B.; Anderson, D.; Anderson, K.; Bahl; Bellew; Beltz; Bosch; Boschee; Brandenburg; Christensen; Christy; Conmy; Cory; Dakane; Davis; Dobervich; Dockter; Dyk; Fegley; Finley-DeVille; Fisher; Frelich; Grueneich; Hager; Hagert; Hanson; Hatlestad; Hauck; Headland; Heilman; Heinert; Henderson; Holle; Hoverson; Ista; Johnson, J.; Jonas; Karls; Kasper; Kempenich; Kiefert; Klemin; Kreidt; Lefor; Longmuir; Louser; Marschall; Martinson; McLeod; Meier; Mitskog; Monson; Motschenbacher; Murphy; Nelson; Novak; O'Brien; Olson, J.; Olson, S.; Ostlie; Porter; Prichard; Pyle; Richter; Rios; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schneider; Schobinger; Schreiber-Beck; Steiner; Strinden; Swiontek; Thomas; Timmons; Toman; Tveit; VanWinkle; Vetter; Vigesaa; Wagner; Warrey; Weisz; Speaker Johnson, D.

ABSENT AND NOT VOTING: Koppelman; Mock; Nathe; Stemen

HB 1087 passed.

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MOTION

REP. BOSCH MOVED that the absent members be excused, which motion prevailed.

MOTION

REP. BOSCH MOVED that the House be on the Fourth, Fifth, and Ninth orders of business and at the conclusion of those orders, the House stand adjourned until 1:00 p.m., Monday, January 9, 2023, which motion prevailed.

REPORT OF STANDING COMMITTEE

HB 1054: Government and Veterans Affairs Committee (Rep. Schauer, Chairman) recommends **DO PASS** (13 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1054 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1061: Transportation Committee (Rep. D. Ruby, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (13 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). HB 1061 was placed on the Sixth order on the calendar.

Page 1, line 17, remove "or more "

Page 1, line 19, replace "followed by the" with "when the intersection is clear. The"

Page 1, line 19, after "stopped" insert " may proceed when the intersection is clear again"

Page 2, line 11, remove "cracked, "

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1080: Transportation Committee (Rep. D. Ruby, Chairman) recommends **DO PASS** (10 YEAS, 3 NAYS, 1 ABSENT AND NOT VOTING). HB 1080 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1098: Political Subdivisions Committee (Rep. Longmuir, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1098 was placed on the Sixth order on the calendar.

Page 1, line 13, after the underscored closing bracket insert "relating to"

Renumber accordingly

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

Buell J. Reich, Chief Clerk