JOURNAL OF THE HOUSE

Sixty-eighth Legislative Assembly

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Bismarck, March 7, 2023

The House convened at 1:00 p.m., with Speaker D. Johnson presiding.

The prayer was offered by Pastor Keith Ritchie, Cornerstone Community Church, Bismarck.

The roll was called and all members were present except Representatives Novak and M. Ruby.

A quorum was declared by the Speaker.

SIXTH ORDER OF BUSINESS

SPEAKER D. JOHNSON DEEMED approval of the amendments to HCR 3005 and SB 2338.

HCR 3005, as amended, was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

SB 2338, as amended, was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

SECOND READING OF SENATE BILL

SB 2110: A BILL for an Act to create and enact section 24-02-45.4 of the North Dakota Century Code, relating to a cooperative maintenance agreement with Theodore Roosevelt national park.

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 86 YEAS, 5 NAYS, 0 EXCUSED, 3 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; Koppelman; Kreidt; Lefor; Longmuir; Louser; Marschall; Martinson; McLeod; Meier; Mitskog; Mock; Monson; Motschenbacher; Murphy; Nathe; Nelson; O'Brien; Olson, J.; Olson, S.; Ostlie; Porter; Prichard; Pyle; Richter; Rios; Roers Jones; Rohr; Ruby, D.; Sanford; Satrom; Schatz; Schauer; Schneider; Schobinger; Schreiber-Beck; Steiner; Stemen; Strinden; Swiontek; Thomas; Toman; Tveit; Vetter; Vigesaa; Wagner; Warrey; Weisz; Speaker Johnson, D.

NAYS: Bellew; Christensen; Heilman; Timmons; VanWinkle

ABSENT AND NOT VOTING: Kasper; Novak; Ruby, M.

Engrossed SB 2110, as amended, passed.

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SECOND READING OF SENATE CONCURRENT RESOLUTION

SCR 4002: A concurrent resolution designating Dr. Denise K. Lajimodiere as Poet Laureate of North Dakota.

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

SCR 4002, as amended, was declared adopted on a voice vote.

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POINT OF PERSONAL PRIVILEGE

REP. OSTLIE rose on a point of personal privilege.

REMARKS OF REPRESENTATIVE OSTLIE

MR. SPEAKER: Thank you, Mr. Speaker and members of the assembly. We just voted on a resolution to appoint a new poet laureate. I would like to share with the assembly a few things about our previous poet laureate.

Larry Woiwode was born in Carrington ND in 1941 and in 1950 moved to Illinois with his family. His writing career began in New York City and by 1966 he was publishing stories and poetry in The New Yorker. His work also appeared in The Atlantic, Esquire, Harper's, and The Paris Review.

Larry's portrait is on the wall in this building as he is one of the Rough Rider Award recipients in which he was given this honor in 1992.

I met and got to know Larry when he was a professor at the University of Jamestown where he served from 2007-2020. He was then appointed Writer in Residence at the University of Mary where he lectured and taught until his death in April of 2022. One of his final works is a book titled, Dignity of Grace, which recounts the life of Sister Thomas Welder, the fifth president of the University of Mary.

Larry had a lot of pride in his North Dakota roots and he was honored every day of the 27 years he served as the states Poet Laureate.

Thank you, Mr. Speaker,

REQUEST

REP. BOSCH REQUESTED that the remarks of Rep. Ostlie be printed in the Journal, which request was granted.

SECOND READING OF SENATE BILL

SB 2041: A BILL for an Act to create and enact chapter 32-49 of the North Dakota Century Code, relating to the Uniform Civil Remedies for Unauthorized Disclosure of Intimate Images Act; and to repeal section 32-03-58 of the North Dakota Century Code, relating to the distribution of intimate images without or against consent.

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, 2 NAYS, 0 EXCUSED, 2 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; Hoverson; Ista; Johnson, J.; Jonas; Karls; Kasper; Kempenich; Kiefert; Klemin; Koppelman; Kreidt; Lefor; Longmuir; Louser; Marschall; Martinson; McLeod; Meier; Mitskog; Mock; Monson; Motschenbacher; Murphy; Nathe; Nelson; O'Brien; Olson, J.; Olson, S.; Ostlie; Porter; Prichard; Pyle; Richter; Rios; Roers Jones; Rohr; Ruby, D.; Sanford; Satrom; Schatz; Schauer; Schneider; Schobinger; Schreiber-Beck; Steiner; Stemen; Strinden; Swiontek; Thomas; Toman; Tveit; VanWinkle; Vetter; Vigesaa; Wagner; Warrey; Weisz; Speaker Johnson, D.

NAYS: Christensen; Timmons

ABSENT AND NOT VOTING: Novak; Ruby, M.

Engrossed SB 2041 passed.

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SECOND READING OF SENATE BILL

SB 2138: A BILL for an Act to amend and reenact section 40-18-05 of the North Dakota Century Code, relating to municipal judges.

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, 2 NAYS, 0 EXCUSED, 2 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; Heinert; Henderson; Holle; Ista; Johnson, J.; Jonas; Karls; Kasper; Kempenich; Kiefert; Klemin; Koppelman; Kreidt; Lefor; Longmuir; Louser; Marschall; Martinson; McLeod; Meier; Mitskog; Mock; Monson; Motschenbacher; Murphy; Nathe; Nelson; O'Brien; Olson, J.; Olson, S.; Ostlie; Porter; Prichard; Pyle; Richter; Rios; Roers Jones; Rohr; Ruby, D.; Sanford; Satrom; Schatz; Schauer; Schneider; Schobinger; Schreiber-Beck; Steiner; Stemen; Strinden; Swiontek; Thomas; Timmons; Toman; Tveit; VanWinkle; Vetter; Vigesaa; Wagner; Warrey; Weisz; Speaker Johnson, D.

NAYS: Heilman; Hoverson

ABSENT AND NOT VOTING: Novak; Ruby, M.

Engrossed SB 2138 passed.

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SECOND READING OF SENATE BILL

SB 2278: A BILL for an Act to provide for a legislative management study regarding municipal courts and judges.

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 92 YEAS, 0 NAYS, 0 EXCUSED, 2 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; Koppelman; Kreidt; Lefor; Longmuir; Louser; Marschall; Martinson; McLeod; Meier; Mitskog; Mock; Monson; Motschenbacher; Murphy; Nathe; Nelson; O'Brien; Olson, J.; Olson, S.; Ostlie; Porter; Prichard; Pyle; Richter; Rios; Roers Jones; Rohr; Ruby, D.; Sanford; Satrom; Schatz; Schauer; Schneider; Schobinger; Schreiber-Beck; Steiner; Stemen; Strinden; Swiontek; Thomas; Timmons; Toman; Tveit; VanWinkle; Vetter; Vigesaa; Wagner; Warrey; Weisz; Speaker Johnson, D.

ABSENT AND NOT VOTING: Novak; Ruby, M.

SB 2278 passed.

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SECOND READING OF SENATE BILL

SB 2056: A BILL for an Act to amend and reenact sections 26.1-02-02, 26.1-03-11, and 26.1-36.4-06, and subsection 2 of section 26.1-36.7-05 of the North Dakota Century Code, relating to the insurance commissioner's red tape reduction.

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 92 YEAS, 0 NAYS, 0 EXCUSED, 2 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; Koppelman; Kreidt; Lefor; Longmuir; Louser; Marschall; Martinson; McLeod; Meier; Mitskog; Mock; Monson; Motschenbacher; Murphy; Nathe; Nelson; O'Brien; Olson, J.; Olson, S.; Ostlie; Porter; Prichard; Pyle; Richter; Rios; Roers Jones; Rohr; Ruby, D.; Sanford; Satrom; Schatz; Schauer; Schneider; Schobinger; Schreiber-Beck; Steiner; Stemen; Strinden; Swiontek; Thomas; Timmons; Toman; Tveit; VanWinkle; Vetter; Vigesaa; Wagner; Warrey; Weisz; Speaker Johnson, D.

ABSENT AND NOT VOTING: Novak; Ruby, M.

SB 2056 passed.

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SECOND READING OF SENATE BILL

SB 2055: A BILL for an Act to create and enact section 26.1-26-13.5 of the North Dakota Century Code, relating to the withdrawal of producer licensing applications; to amend and reenact sections 26.1-26-30, 26.1-26-33, subsection 1 of section 26.1-26-52, subdivision a of subsection 1 of section 26.1-26.8-06, subdivision a of subsection 2 of section 26.1-26.8-09, and subsections 7 and 8 of section 26.1-33.4-02 of the North Dakota Century Code, relating to the contents of producer licenses, producer notification of electronic mail address changes, automobile rental company staff soliciting insurance, and the renewal of public adjuster and life settlement licenses; and to repeal sections 26.1-26-37 and 26.1-26-46 of the North Dakota Century Code, relating to physical copies of a producer's license.

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, 4 NAYS, 0 EXCUSED, 2 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; Koppelman; Kreidt; Lefor; Longmuir; Louser; Marschall; Martinson; McLeod; Meier; Mitskog; Mock; Monson; Motschenbacher; Murphy; Nathe; Nelson; O'Brien; Olson, J.; Olson, S.; Ostlie; Porter; Pyle; Richter; Rios; Roers Jones; Rohr; Ruby, D.; Sanford; Satrom; Schatz; Schauer; Schneider; Schobinger; Schreiber-Beck; Steiner; Stemen; Strinden; Swiontek; Thomas; Toman; Tveit; VanWinkle; Vetter; Vigesaa; Wagner; Warrey; Weisz; Speaker Johnson, D.

NAYS: Christensen; Heilman; Prichard; Timmons

ABSENT AND NOT VOTING: Novak; Ruby, M.

SB 2055 passed.

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SECOND READING OF SENATE BILL

SB 2182: A BILL for an Act to amend and reenact section 50-11.1-02 of the North Dakota Century Code, relating to the definition of early childhood services.

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 91 YEAS, 1 NAYS, 0 EXCUSED, 2 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; Koppelman; Kreidt; Lefor; Longmuir; Louser; Marschall; Martinson; McLeod; Meier; Mitskog; Mock; Monson; Motschenbacher; Murphy; Nathe; Nelson; O'Brien; Olson, J.; Olson, S.; Ostlie; Porter; Prichard; Pyle; Richter; Rios; Roers Jones; Rohr; Ruby, D.; Sanford; Satrom; Schatz; Schauer; Schneider; Schobinger; Schreiber-Beck; Steiner; Stemen; Strinden; Swiontek; Thomas; Timmons; Toman; Tveit; Vetter; Vigesaa; Wagner; Warrey; Weisz; Speaker Johnson, D.

NAYS: VanWinkle

ABSENT AND NOT VOTING: Novak; Ruby, M.

SB 2182 passed.

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SECOND READING OF SENATE BILL

SB 2156: A BILL for an Act to amend and reenact sections 50-24.6-02 and 50-24.6-04 of the North Dakota Century Code, relating to the drug use review board and medical assistance prior authorization.

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 91 YEAS, 0 NAYS, 0 EXCUSED, 3 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; Fisher; Frelich; Grueneich; Hager; Hagert; Hanson; Hatlestad; Hauck; Headland; Heilman; Heinert; Henderson; Holle; Hoverson; Ista; Johnson, J.; Jonas; Karls; Kasper; Kempenich; Kiefert; Klemin; Koppelman; Kreidt; Lefor; Longmuir; Louser; Marschall; Martinson; McLeod; Meier; Mitskog; Mock; Monson; Motschenbacher; Murphy; Nathe; Nelson; O'Brien; Olson, J.; Olson, S.; Ostlie; Porter; Prichard; Pyle; Richter; Rios; Roers Jones; Rohr; Ruby, D.; Sanford; Satrom; Schatz; Schauer; Schneider; Schobinger; Schreiber-Beck; Steiner; Stemen; Strinden; Swiontek; Thomas; Timmons; Toman; Tveit; VanWinkle; Vetter; Vigesaa; Wagner; Warrey; Weisz; Speaker Johnson, D.

ABSENT AND NOT VOTING: Finley-DeVille; Novak; Ruby, M.

Engrossed SB 2156 passed.

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SECOND READING OF SENATE BILL

SB 2102: A BILL for an Act to amend and reenact subdivision n of subsection 2 of section 12-60-24 and sections 19-24.1-01 and 23-01-08.1 of the North Dakota Century Code, relating to fingerprint-based criminal history record checks for the department of health and human services, and compassion centers.

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 86 YEAS, 6 NAYS, 0 EXCUSED, 2 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; Ista; Johnson, J.; Jonas; Karls; Kasper; Kempenich; Kiefert; Klemin; Koppelman; Kreidt; Lefor; Longmuir; Louser; Marschall; Martinson; McLeod; Meier; Mitskog; Mock; Monson; Motschenbacher; Nathe; Nelson; O'Brien; Olson, J.; Olson, S.; Ostlie; Porter; Prichard; Pyle; Richter; Rios; Roers Jones; Rohr; Ruby, D.; Sanford; Satrom; Schatz; Schauer; Schneider; Schobinger; Schreiber-Beck; Steiner; Stemen; Strinden; Swiontek; Thomas; Toman; Tveit; Vetter; Vigesaa; Wagner; Warrey; Weisz;

Speaker Johnson, D.

NAYS: Christensen; Heilman; Hoverson; Murphy; Timmons; VanWinkle

ABSENT AND NOT VOTING: Novak; Ruby, M.

SB 2102 passed.

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SECOND READING OF SENATE BILL

SB 2084: A BILL for an Act to amend and reenact sections 50-06-06.11, 50-33-01, 50-33-06, and 50-33-08 of the North Dakota Century Code, relating to child care assistance payments to providers.

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 92 YEAS, 0 NAYS, 0 EXCUSED, 2 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; Koppelman; Kreidt; Lefor; Longmuir; Louser; Marschall; Martinson; McLeod; Meier; Mitskog; Mock; Monson; Motschenbacher; Murphy; Nathe; Nelson; O'Brien; Olson, J.; Olson, S.; Ostlie; Porter; Prichard; Pyle; Richter; Rios; Roers Jones; Rohr; Ruby, D.; Sanford; Satrom; Schatz; Schauer; Schneider; Schobinger; Schreiber-Beck; Steiner; Stemen; Strinden; Swiontek; Thomas; Timmons; Toman; Tveit; VanWinkle; Vetter; Vigesaa; Wagner; Warrey; Weisz; Speaker Johnson, D.

ABSENT AND NOT VOTING: Novak; Ruby, M.

Engrossed SB 2084 passed.

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SECOND READING OF SENATE BILL

SB 2359: A BILL for an Act to provide for a legislative management study, relating to the impact of political subdivisions levying special assessments against other political subdivisions and the overall impact on taxpayers.

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 92 YEAS, 0 NAYS, 0 EXCUSED, 2 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; Koppelman; Kreidt; Lefor; Longmuir; Louser; Marschall; Martinson; McLeod; Meier; Mitskog; Mock; Monson; Motschenbacher; Murphy; Nathe; Nelson; O'Brien; Olson, J.; Olson, S.; Ostlie; Porter; Prichard; Pyle; Richter; Rios; Roers Jones; Rohr; Ruby, D.; Sanford; Satrom; Schatz; Schauer; Schneider; Schobinger; Schreiber-Beck; Steiner; Stemen; Strinden; Swiontek; Thomas; Timmons; Toman; Tveit; VanWinkle; Vetter; Vigesaa; Wagner; Warrey; Weisz; Speaker Johnson, D.

ABSENT AND NOT VOTING: Novak; Ruby, M.

Engrossed SB 2359 passed.

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SECOND READING OF SENATE BILL

SB 2320: A BILL for an Act to amend and reenact section 43-01-18 of the North Dakota Century Code, relating to fees chargeable by abstracters.

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 59 YEAS, 33 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Anderson, B.; Anderson, D.; Anderson, K.; Bahl; Beltz; Bosch; Boschee; Brandenburg; Christy; Conmy; Cory; Dakane; Davis; Dobervich; Dockter; Finley-DeVille; Fisher; Grueneich; Hager; Hagert; Hanson; Hatlestad; Headland; Heinert; Ista; Jonas; Karls; Kiefert; Klemin; Lefor; Longmuir; Louser; Martinson; McLeod; Mitskog; Mock; Motschenbacher; Murphy; Nathe; Nelson; O'Brien; Olson, J.; Ostlie; Pyle; Richter; Roers Jones; Sanford; Satrom; Schauer; Schneider; Schreiber-Beck; Steiner; Stemen; Strinden; Swiontek; Wagner; Warrey; Weisz; Speaker Johnson, D.

NAYS: Bellew; Christensen; Dyk; Fegley; Frelich; Hauck; Heilman; Henderson; Holle; Hoverson; Johnson, J.; Kasper; Kempenich; Koppelman; Kreidt; Marschall; Meier; Monson; Olson, S.; Porter; Prichard; Rios; Rohr; Ruby, D.; Schatz; Schobinger; Thomas; Timmons; Toman; Tveit; VanWinkle; Vetter; Vigesaa

ABSENT AND NOT VOTING: Novak; Ruby, M.

Engrossed SB 2320 passed.

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SECOND READING OF SENATE BILL

SB 2121: A BILL for an Act to amend and reenact subsection 2 of section 57-15-02.2 of the North Dakota Century Code, relating to the required content of the estimated property tax and budget hearing notice.

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 92 YEAS, 0 NAYS, 0 EXCUSED, 2 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; Koppelman; Kreidt; Lefor; Longmuir; Louser; Marschall; Martinson; McLeod; Meier; Mitskog; Mock; Monson; Motschenbacher; Murphy; Nathe; Nelson; O'Brien; Olson, J.; Olson, S.; Ostlie; Porter; Prichard; Pyle; Richter; Rios; Roers Jones; Rohr; Ruby, D.; Sanford; Satrom; Schatz; Schauer; Schneider; Schobinger; Schreiber-Beck; Steiner; Stemen; Strinden; Swiontek; Thomas; Timmons; Toman; Tveit; VanWinkle; Vetter; Vigesaa; Wagner; Warrey; Weisz; Speaker Johnson, D.

ABSENT AND NOT VOTING: Novak; Ruby, M.

SB 2121 passed.

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

MADAM PRESIDENT: The House has passed, and your favorable consideration is requested on: HCR 3018.

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

MADAM PRESIDENT: The House has passed, unchanged: SB 2073, SB 2074, SB 2075, SB 2095, SB 2101, SB 2117, SB 2141, SB 2146, SB 2178, SB 2189, SB 2204, SB 2324.

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)
MADAM PRESIDENT: The House has passed, unchanged: SCR 4005.

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)
MADAM PRESIDENT: The House has passed, the emergency clause carried, unchanged: SB 2120.

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)
MADAM PRESIDENT: The House has failed to pass, unchanged: SB 2353.

MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)
MR. SPEAKER: The Senate has passed, unchanged: HB 1066, HB 1073, HB 1074, HB 1077, HB 1085, HB 1117, HB 1127, HB 1134, HB 1161, HB 1197, HB 1224, HB 1327, HB 1351, HB 1366, HB 1409.

MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)
MR. SPEAKER: The Senate has amended and subsequently passed: HB 1043, HB 1044, HB 1057.

SENATE AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1043

Page 2, line 24, overstrike "in the treatment of" and insert immediately thereafter "working with"

Renumber accordingly

SENATE AMENDMENTS TO HOUSE BILL NO. 1044

Page 1, line 1, replace "repeal" with "amend and reenact"

Page 1, replace line 4 with:

"**SECTION 1. AMENDMENT.** Section 50-24.1-32 of the North Dakota Century Code is amended and reenacted as follows:

50-24.1-32. Medical assistance - Services provided by physician assistants and advanced practice registered nurses - Primary care provider case management program.

1. The medical assistance program must recognize physician assistants and advanced practice registered nurses with the roles of nurse practitioner or certified nurse midwife as primary care providers with the same rights and responsibilities given primary care physicians under the medical assistance program. Any care provided by the physician assistant or advanced practice registered nurse with the roles of nurse practitioner or certified nurse midwife as a primary care provider under the medical assistance program must be within the scope of the physician assistant's or advanced practice registered nurse's respective license.

2. The department shall eliminate the primary care provider case management program."

Renumber accordingly

SENATE AMENDMENTS TO HOUSE BILL NO. 1057

Page 2, line 9, replace "twenty-five" with "fourteen"

Renumber accordingly

MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)
MR. SPEAKER: The Senate has amended, subsequently passed, and the emergency clause carried: HB 1102.

SENATE AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1102

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

Page 1, line 10, after the underscored period insert "The department may accept all eligible matching funding sources, whether public or private, as authorized by the provisions of the federal agency providing the grant or funding, for the purpose of administering a program. All eligible match funding must be deposited with the state treasurer in the flexible transportation fund and be made available in accordance with the grant requirements.

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

Renumber accordingly

MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)
MR. SPEAKER: The Senate has failed to pass, unchanged: HB 1175.

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)
MADAM PRESIDENT: Your signature is respectfully requested on: HB 1026, HB 1047, HB 1048, HB 1053, HB 1054, HB 1055, HB 1056, HB 1058, HB 1060, HB 1071, HB 1079, HB 1080, HB 1081, HB 1084, HB 1087, HB 1098, HB 1100, HB 1101, HB 1115.

MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)
MR. SPEAKER: Your signature is respectfully requested on: SB 2038, SB 2039, SB 2040, SB 2057, SB 2058, SB 2059, SB 2072, SB 2090, SB 2100, SB 2106, SB 2109, SB 2111, SB 2112, SB 2191, SB 2259, SB 2267, SB 2302, SB 2365.

MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)
MR. SPEAKER: The President has signed: HB 1026, HB 1047, HB 1048, HB 1053, HB 1054, HB 1055, HB 1056, HB 1058, HB 1060, HB 1071, HB 1079, HB 1080, HB 1081, HB 1084, HB 1087, HB 1098, HB 1100, HB 1101, HB 1115.

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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, Ninth, Thirteenth, and Sixteenth orders of business and at the conclusion of those orders, the House stand adjourned until 1:00 p.m., Wednesday, March 8, 2023, which motion prevailed.

REPORT OF STANDING COMMITTEE
SB 2026, as engrossed: Human Services Committee (Rep. Weisz, Chairman) recommends **DO PASS** (13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). Engrossed SB 2026 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE
SB 2030, as engrossed: Human Services Committee (Rep. Weisz, Chairman) recommends **DO PASS** (13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING).

Engrossed SB 2030 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2051, as engrossed: Human Services Committee (Rep. Weisz, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (12 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). Engrossed SB 2051 was placed on the Sixth order on the calendar.

Page 1, line 15, overstrike "approvals" and insert immediately thereafter "approved tribal foster care facilities"

Page 1, line 21, after the period insert "The federal bureau of investigation's criminal history record investigation obtained from one criminal history record investigation purpose may not be reused to satisfy the requirements of another federal bureau of investigation's criminal history record investigation for a different purpose."

Page 4, line 18, after the underscored period insert "The federal bureau of investigation's criminal history record investigation obtained from one criminal history record investigation purpose may not be reused to satisfy the requirements for another federal bureau of investigation's criminal history record investigation for a different purpose."

Page 5, line 27, replace "A" with "Providers, applicants for, and employees of a"

Page 5, line 27, remove ", as well as"

Page 5, line 28, remove "any individual employed by the program"

Page 6, line 29, after the underscored period insert "The federal bureau of investigation's criminal history record investigation obtained from one criminal history record investigation purpose may not be reused to satisfy the requirements for another federal bureau of investigation's criminal history record investigation for a different purpose."

Page 7, after line 3, insert:

"10. "Shelter care program" means a nonsecure permanent dwelling run by an agency with certification obtained by the department, where employees offer safe shelter, food, and structured routine and is available twenty-four hours a day to a resident age ten to eighteen years old in need of temporary safe out-of-home emergency placement, not to exceed seven days, unless otherwise approved by the department."

Page 8, line 29, after the period insert "The federal bureau of investigation's criminal history record investigation obtained from one criminal history record investigation purpose may not be reused to satisfy the requirements for another federal bureau of investigation's criminal history record investigation for a different purpose."

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2060: Industry, Business and Labor Committee (Rep. Louser, Chairman) recommends **DO PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2060 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2068, as engrossed: Human Services Committee (Rep. Weisz, Chairman) recommends **DO PASS** (9 YEAS, 3 NAYS, 2 ABSENT AND NOT VOTING). Engrossed SB 2068 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2077, as engrossed: Human Services Committee (Rep. Weisz, Chairman) recommends **DO PASS** (13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). Engrossed SB 2077 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2081: Human Services Committee (Rep. Weisz, Chairman) recommends **DO PASS** (13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). SB 2081 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2083, as engrossed: Human Services Committee (Rep. Weisz, Chairman) recommends **DO PASS** (11 YEAS, 2 NAYS, 1 ABSENT AND NOT VOTING). Engrossed SB 2083 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2103, as engrossed: Human Services Committee (Rep. Weisz, Chairman) recommends **DO PASS** (12 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). Engrossed SB 2103 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2119: Industry, Business and Labor Committee (Rep. Louser, Chairman) recommends **DO PASS** (13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). SB 2119 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2122, as engrossed: Industry, Business and Labor Committee (Rep. Louser, Chairman) recommends **DO PASS** (9 YEAS, 2 NAYS, 3 ABSENT AND NOT VOTING). Engrossed SB 2122 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2154: Judiciary Committee (Rep. Klemin, Chairman) recommends **DO PASS** (10 YEAS, 2 NAYS, 1 ABSENT AND NOT VOTING). SB 2154 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2186, as engrossed: Judiciary Committee (Rep. Klemin, Chairman) recommends **DO PASS** (8 YEAS, 2 NAYS, 3 ABSENT AND NOT VOTING). Engrossed SB 2186 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2187: Human Services Committee (Rep. Weisz, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (12 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). SB 2187 was placed on the Sixth order on the calendar.

Page 1, line 2, after "compact" insert "; and to amend and reenact subsection 2 of section 43-47-06 of the North Dakota Century Code, relating to licensure of counselors"

Page 1, after line 3, insert:

"**SECTION 1. AMENDMENT.** Subsection 2 of section 43-47-06 of the North Dakota Century Code is amended and reenacted as follows:

2. The board shall issue a license as a licensed professional counselor to each applicant who files an application upon a form and in a manner the board prescribes, accompanied by the required fee, and who furnishes evidence to the board that the applicant:

   a. Has a master's degree from an accredited school or college in counseling or other program that meets the academic and training standards adopted by the board;

   b. Provided personal and professional recommendations that meet the requirements adopted by the board and satisfied the board that the applicant will adhere to the highest standards of the profession of counseling;

   c. Has two years of supervised experience, at least fifty percent of which must have been under a licensed professional counselor or

licensed psychologist, or its equivalent as determined by the board, and the additional supervised experience may have been with other qualified professionals designated by the board which are competent in the area of practice being supervised, if barriers due to geographical location, disability, or other factors determined by the board to create a hardship exist for the applicant. The qualified professional must be registered or otherwise qualified as a clinical supervisor by the board that licenses the other professional;

d. Provided a statement of professional intent to practice in this state describing the applicant's proposed use of the license, the intended client population, and the counseling procedures, as defined by the board, the applicant intends to use in serving the client population; and

e. Has demonstrated knowledge in the field of counseling by successful completion of an examination prescribed by the board."

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2257: Human Services Committee (Rep. Weisz, Chairman) recommends **DO PASS** (12 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). SB 2257 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2263, as engrossed: Industry, Business and Labor Committee (Rep. Louser, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed SB 2263 was placed on the Sixth order on the calendar.

Page 1, line 11, remove "Surplus"

Page 1, line 11, overstrike "amount" and insert immediately thereafter "Servicer"

Page 1, line 11, remove "from the annual escrow account analysis,"

Page 1, line 11, overstrike "any"

Page 1, line 12, overstrike "amount"

Page 1, line 14, remove "greater than or equal"

Page 1, line 15, replace "to fifty dollars, excluding any escrow cushion required by the servicer" with "a person or entity maintaining an escrow account for a residential mortgagee"

Page 1, line 23, overstrike "Servicer" and insert immediately thereafter "Surplus amount"

Page 1, line 23, overstrike "a person or entity maintaining an escrow account for a"

Page 1, line 24, overstrike "residential mortgagee" and insert immediately thereafter "from the annual escrow account analysis, any amount greater than or equal to fifty dollars, excluding any escrow cushion required by the servicer"

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2271: Judiciary Committee (Rep. Klemin, Chairman) recommends **DO PASS** (9 YEAS, 1 NAY, 3 ABSENT AND NOT VOTING). SB 2271 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2327, as engrossed: Human Services Committee (Rep. Weisz, Chairman) recommends **DO PASS** (12 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING).

Engrossed SB 2327 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2336, as engrossed: Judiciary Committee (Rep. Klemin, Chairman) recommends **DO PASS** (10 YEAS, 0 NAYS, 3 ABSENT AND NOT VOTING). Engrossed SB 2336 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2377, as engrossed: Finance and Taxation Committee (Rep. Headland, Chairman) recommends **DO PASS** (12 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). Engrossed SB 2377 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2379: Human Services Committee (Rep. Weisz, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (12 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). SB 2379 was placed on the Sixth order on the calendar.

Page 1, line 3, after "records" insert "; and to declare an emergency"

Page 3, after line 30, insert:

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

Renumber accordingly

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

Buell J. Reich, Chief Clerk