# JOURNAL OF THE HOUSE

## Sixty-eighth Legislative Assembly

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**Bismarck, March 22, 2023**

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

The prayer was offered by Pastor Allen Finger, United Methodist Church, Elgin.

The roll was called and all members were present except Representatives Bahl, Mitskog, and Motschenbacher.

A quorum was declared by the Speaker.

### 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.

Yesterday, University of Jamestown's student athlete, Mason Walters, was named the 2023 NAIA Men's Basketball Player of the Year.

In his senior year of high school, Walters led the Jamestown Blue Jays boys basketball team to an undefeated season with a 27-0 record and a Class A State championship. He was also named the 2019 North Dakota Mr. Basketball.

Following his high school career, Mason was selected as the 2019-20 GPAC Freshman of the Year. Since then, he's been the conference player of the year three times, a three-time first team NAIA All-American, and now, the national player of the year.

Despite dealing with an injury for the entire second semester, he made the most field goals in the country (347) and was first in points scored in the NAIA (904). Only ONE player in college basketball scored more points than Walters in 2022-23.

The senior and Jamestown native has been a staple of the Jimmie program for the last four years and becomes the second men's player in UJ/JC history to be named the NAIA Player of the Year.

Thank you Mr. Speaker

### REQUEST

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

### POINT OF PERSONAL PRIVILEGE

**REP. LOUSER** rose on a point of personal privilege.

### REMARKS OF REPRESENTATIVE LOUSER

**MR. SPEAKER:** On Monday, I was privileged to provide some 4th order remarks that suggested that we as legislators recognize high schools (and sometimes colleges) that win championships. There was something within that statement if you caught it at the time.

At about the time we were on the floor of the House, the Minot State University women's hockey team took to the ice in Boston to play for the ACHA national championship vs. #1 ranked Liberty University. The lady Beavers fought hard and came up a goal short….finishing as the runners up with a final score of 3-2.

That night, the Beaver men played Liberty University in the semi-finals at a different rink and defeated the Flames in overtime 3-2 to advance to the title game.

The next night, the Beaver men faced off against Adrian University for the mens ACHA Division 1 title. This is no small division, it included 70 teams this year. With the lone goal scored by Josh Pederson, the Beaver men succeeded in winning their 3rd national championship in program history. Davis Sheldon was named the MVP and the Beavers finished the season undefeated at the MAYSA arena in Minot and 35-3 overall. A rivalry between a school in ND and one in Virginia is alive and thriving!

Congratulations to both Beaver men and women's hockey teams, their coaches and the administration on campus as well as the community of Minot and we look forward to more banners being hung in the hockey capital of western North Dakota in coming years!

Onward Beavers, Mr Speaker

**REQUEST**

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

**CORRECTION AND REVISION OF THE JOURNAL**

**MR. SPEAKER:** Your **Committee on Correction and Revision of the Journal (Rep. Bellew, Chairman)** has carefully examined the Journal of the Forty-eighth Day and recommends that it be corrected as follows and when so corrected, recommends that it be approved:

Page 1306, line 25, replace "$1,200,000" with "$1,600,000"

**REP. BELLEW MOVED** that the report be adopted, which motion prevailed.

**MOTION**

**REP. BOSCH MOVED** that SB 2201 and SB 2296, which are on the Sixth order, be laid over one legislative day, which motion prevailed.

**SIXTH ORDER OF BUSINESS**

**SPEAKER D. JOHNSON DEEMED** approval of the amendments to Engrossed SB 2033, Engrossed SB 2048, Reengrossed SB 2129, Engrossed SB 2145, Engrossed SB 2197, SB 2245, Engrossed SB 2247, Reengrossed SB 2248, SB 2286, Engrossed SB 2340, SB 2349, Reengrossed SCR 4013, and SCR 4019.

Engrossed SB 2033, Reengrossed SB 2129, and Reengrossed SB 2248, as amended, were rereferred to the **Appropriations Committee**.

Engrossed SB 2048, Engrossed SB 2145, Engrossed SB 2197, SB 2245, Engrossed SB 2247, SB 2286, Engrossed SB 2340, SB 2349, Reengrossed SCR 4013, and SCR 4019, as amended, were placed on the Fourteenth order of business on the calendar.

**SECOND READING OF SENATE BILL**

**SB 2242:** A BILL for an Act to create and enact a new section to chapter 6-09 of the North Dakota Century Code, relating to the Bank of North Dakota and the administration of the bulk propane storage tank revolving loan fund; to provide for a transfer; 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 82 YEAS, 10 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

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

**NAYS:** Bellew; Headland; Hoverson; Kasper; Prichard; Rios; Schobinger; Toman; Vetter; Vigesaa

**ABSENT AND NOT VOTING:** Bahl; Motschenbacher

Engrossed SB 2242, as amended, passed.

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## SECOND READING OF SENATE CONCURRENT RESOLUTION

**SCR 4001:** A concurrent resolution to amend and reenact sections 12 and 13 of article IX of the Constitution of North Dakota, relating to terminology describing public institutions.

### ROLL CALL

The question being on the final adoption of the resolution, 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.; 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; Murphy; Nathe; 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; Stemen; Strinden; Swiontek; Thomas; Timmons; Toman; Tveit; VanWinkle; Vetter; Vigesaa; Wagner; Warrey; Weisz; Speaker Johnson, D.

**ABSENT AND NOT VOTING:** Bahl; Motschenbacher

Engrossed SCR 4001 was declared adopted on a recorded roll call vote.

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## SECOND READING OF SENATE BILL

**SB 2305:** A BILL for an Act to create and enact section 26.1-44-03.3 of the North Dakota Century Code, relating to surplus lines insurance diligent search requirements; and to amend and reenact sections 26.1-44-02 and 26.1-44-08 of the North Dakota Century Code, relating to surplus lines insurance.

### 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.; Bellew; Beltz; Bosch; Boschee; Brandenburg; Christensen; Christy; Conmy; Cory; Dakane; Davis; Dobervich; Dockter; Dyk; Fegley; Finley-DeVille; Fisher; Frelich; 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; Murphy; Nathe; 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; Stemen; Strinden; Swiontek; Thomas; Timmons; Toman; Tveit; VanWinkle; Vetter; Vigesaa; Wagner; Warrey; Weisz; Speaker Johnson, D.

**NAYS:** Grueneich

**ABSENT AND NOT VOTING:** Bahl; Motschenbacher

Engrossed SB 2305 passed.

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**SECOND READING OF SENATE BILL**

**SB 2210:** A BILL for an Act to amend and reenact section 59-09-02 of the North Dakota Century Code, relating to individual retirement and employee benefit trusts.

**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.; 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; Murphy; Nathe; 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; Stemen; Strinden; Swiontek; Thomas; Timmons; Toman; Tveit; VanWinkle; Vetter; Vigesaa; Wagner; Warrey; Weisz; Speaker Johnson, D.

**ABSENT AND NOT VOTING:** Bahl; Motschenbacher

SB 2210 passed.

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**SECOND READING OF SENATE BILL**

**SB 2376:** A BILL for an Act to provide for a legislative management study regarding the recording of custodial interrogations.

**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.; 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; Murphy; Nathe; 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; Stemen; Strinden; Swiontek; Thomas; Timmons; Toman; Tveit; VanWinkle; Vetter; Wagner; Warrey; Speaker Johnson, D.

**NAYS:** Vigesaa; Weisz

**ABSENT AND NOT VOTING:** Bahl; Motschenbacher

SB 2376 passed.

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**SECOND READING OF SENATE BILL**

**SB 2152:** A BILL for an Act to create and enact a new section to chapter 50-06 of the North Dakota Century Code, relating to a recovery residence registry.

**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, 86 NAYS, 0

EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Boschee; Dobervich; Hoverson; Ista; McLeod; Wagner

**NAYS:** Anderson, B.; Anderson, D.; Anderson, K.; Bellew; Beltz; Bosch; Brandenburg; Christensen; Christy; Conmy; Cory; Dakane; Davis; Dockter; Dyk; Fegley; Finley-DeVille; Fisher; Frelich; Grueneich; Hager; Hagert; Hanson; Hatlestad; Hauck; Headland; Heilman; Heinert; Henderson; Holle; Johnson, J.; Jonas; Karls; Kasper; Kempenich; Kiefert; Klemin; Koppelman; Kreidt; Lefor; Longmuir; Louser; Marschall; Martinson; Meier; Mitskog; Mock; Monson; Murphy; Nathe; 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; Stemen; Strinden; Swiontek; Thomas; Timmons; Toman; Tveit; VanWinkle; Vetter; Vigesaa; Warrey; Weisz; Speaker Johnson, D.

**ABSENT AND NOT VOTING:** Bahl; Motschenbacher

Reengrossed SB 2152 failed.

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## SECOND READING OF SENATE BILL

**SB 2078:** A BILL for an Act to amend and reenact subsection 12 of section 19-24.1-05, subsection 4 of section 19-24.1-09, subsection 4 of section 19-24.1-18, and subsection 4 of section 19-24.1-19 of the North Dakota Century Code, relating to the appeals process for a medical marijuana registry identification card for qualified patients and designated caregivers, referral of credible criminal complaints, and the appeals process for a compassion center agent or compassion center.

## 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.; 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; Ista; Johnson, J.; Jonas; Kasper; Kempenich; Kiefert; Klemin; Koppelman; Kreidt; Lefor; Longmuir; Louser; Marschall; Martinson; McLeod; Meier; Mitskog; Mock; Monson; Murphy; Nathe; 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; Stemen; Strinden; Swiontek; Thomas; Timmons; Toman; VanWinkle; Vetter; Vigesaa; Wagner; Warrey; Weisz; Speaker Johnson, D.

**NAYS:** Bellew; Hoverson; Karls; Tveit

**ABSENT AND NOT VOTING:** Bahl; Motschenbacher

SB 2078 passed.

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## SECOND READING OF SENATE BILL

**SB 2115:** A BILL for an Act to create and enact section 43-17-02.5, two new subsections to section 43-17-07.1, section 43-17-27.2, and a new subsection to section 43-17-41 of the North Dakota Century Code, relating to licensing and discipline of physicians and physician assistants; to amend and reenact sections 43-17-01, 43-17-02, 43-17-02.1, 43-17-02.2, 43-17-02.3, 43-17-03, 43-17-04, 43-17-05, 43-17-06, 43-17-07, 43-17-11, 43-17-14, 43-17-18, 43-17-24, 43-17-25, 43-17-26.1, 43-17-27.1, 43-17-31, 43-17-32.1, 43-17-37, 43-17-38, 43-17-43, 43-17-46, 43-17.1-01, 43-17.1-02, 43-17.1-05, 43-17.1-05.1, 43-17.1-06, and 43-17.1-08 of the North Dakota Century Code, relating to licensing and discipline of physicians and physician assistants; and to repeal sections 43-17-21 and 43-17-30 of the North

Dakota Century Code, relating to licensing and discipline of physicians and physician assistants.

**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 72 YEAS, 20 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

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

**NAYS:** Bellew; Christensen; Dyk; Heilman; Henderson; Hoverson; Johnson, J.; Kasper; Koppelman; Marschall; Olson, S.; Prichard; Rios; Ruby, D.; Schatz; Schauer; Timmons; Toman; VanWinkle; Vetter

**ABSENT AND NOT VOTING:** Bahl; Motschenbacher

Engrossed SB 2115 passed.

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**SECOND READING OF SENATE BILL**

**SB 2116:** A BILL for an Act to amend and reenact subsection 1 of section 54-06-04, subsection 4 of section 65-01-15.1 as amended in section 2 of House Bill No. 1279, as approved by the sixty-eighth legislative assembly, subsection 5 of section 65-01-15.2, as created in section 3 of House Bill No. 1279, as approved by the sixty-eighth legislative assembly, and sections 65-02-09, 65-03-01, 65-04-30, and 65-05.1-08 of the North Dakota Century Code, relating to reports submitted to the governor and secretary of state, presumption of compensability for firefighters and law enforcement officers, information provided by workforce safety and insurance to the public, enforcement of safety regulations, submission of financial statements to the office of management and budget, and the organization's educational revolving loan fund; and to repeal sections 65-01-13, 65-02-28, 65-03-02, and 65-04-17.1 of the North Dakota Century Code, relating to an information fund and continuing appropriation to pay publication and statistical processing expenses, organization claim file destruction, penalty for violation of a safety rule or regulation, and the retrospective rating program.

**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.; 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; Murphy; Nathe; 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; Stemen; Strinden; Swiontek; Thomas; Timmons; Toman; Tveit; VanWinkle; Vetter; Vigesaa; Wagner; Warrey; Weisz; Speaker Johnson, D.

**ABSENT AND NOT VOTING:** Bahl; Motschenbacher

Engrossed SB 2116 passed.

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**SECOND READING OF SENATE BILL**

**SB 2231:** A BILL for an Act to create and enact sections 14-02.4-03.1 and 15.1-06-21 of the North Dakota Century Code, relating to preferred pronoun discriminatory practices and school policies on expressed gender.

**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 60 YEAS, 32 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Anderson, B.; Anderson, D.; Anderson, K.; Bellew; Bosch; Brandenburg; Christensen; Cory; Dockter; Dyk; Fegley; Fisher; Frelich; Grueneich; Hatlestad; Hauck; Heilman; Heinert; Henderson; Holle; Hoverson; Johnson, J.; Karls; Kasper; Kempenich; Kiefert; Klemin; Koppelman; Kreidt; Lefor; Longmuir; Louser; Marschall; McLeod; Meier; Monson; Novak; Olson, S.; Ostlie; Porter; Prichard; Rios; Rohr; Ruby, D.; Ruby, M.; Satrom; Schatz; Schauer; Schobinger; Steiner; Strinden; Thomas; Timmons; Toman; Tveit; VanWinkle; Vetter; Vigesaa; Weisz; Speaker Johnson, D.

**NAYS:** Beltz; Boschee; Christy; Conmy; Dakane; Davis; Dobervich; Finley-DeVille; Hager; Hagert; Hanson; Headland; Ista; Jonas; Martinson; Mitskog; Mock; Murphy; Nathe; Nelson; O'Brien; Olson, J.; Pyle; Richter; Roers Jones; Sanford; Schneider; Schreiber-Beck; Stemen; Swiontek; Wagner; Warrey

**ABSENT AND NOT VOTING:** Bahl; Motschenbacher

Engrossed SB 2231 passed.

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**SECOND READING OF SENATE BILL**

**SB 2230:** A BILL for an Act to create and enact a new section to chapter 50-06 of the North Dakota Century Code, relating to establishing an adoption assistance program for costs associated with the home study process; and to provide an appropriation.

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

**YEAS:** Christensen; Hauck; Mock; Timmons

**NAYS:** Anderson, B.; Anderson, D.; Anderson, K.; Bellew; Beltz; Bosch; Boschee; Brandenburg; Christy; Conmy; Cory; Dakane; Davis; Dobervich; Dockter; Dyk; Fegley; Finley-DeVille; Fisher; Frelich; Grueneich; Hager; Hagert; Hanson; Hatlestad; 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; Monson; Murphy; Nathe; 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; Stemen; Strinden; Swiontek; Thomas; Toman; Tveit; VanWinkle; Vetter; Vigesaa; Wagner; Warrey; Weisz; Speaker Johnson, D.

**ABSENT AND NOT VOTING:** Bahl; Motschenbacher

SB 2230 failed.

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**SECOND READING OF SENATE BILL**

**SB 2215:** A BILL for an Act to provide an appropriation to the department of health and human services for recreation services for individuals with developmental

disabilities.

**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 18 YEAS, 74 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Beltz; Boschee; Conmy; Cory; Dakane; Davis; Dobervich; Finley-DeVille; Hager; Hanson; Hoverson; Ista; Mitskog; Mock; O'Brien; Roers Jones; Schneider; Schreiber-Beck

**NAYS:** Anderson, B.; Anderson, D.; Anderson, K.; Bellew; Bosch; Brandenburg; Christensen; Christy; Dockter; Dyk; Fegley; Fisher; Frelich; Grueneich; Hagert; Hatlestad; Hauck; Headland; Heilman; Heinert; Henderson; Holle; Johnson, J.; Jonas; Karls; Kasper; Kempenich; Kiefert; Klemin; Koppelman; Kreidt; Lefor; Longmuir; Louser; Marschall; Martinson; McLeod; Meier; Monson; Murphy; Nathe; Nelson; Novak; Olson, J.; Olson, S.; Ostlie; Porter; Prichard; Pyle; Richter; Rios; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schobinger; Steiner; Stemen; Strinden; Swiontek; Thomas; Timmons; Toman; Tveit; VanWinkle; Vetter; Vigesaa; Wagner; Warrey; Weisz; Speaker Johnson, D.

**ABSENT AND NOT VOTING:** Bahl; Motschenbacher

SB 2215 failed.

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**SECOND READING OF SENATE BILL**

**SB 2349:** A BILL for an Act to create and enact a new section to chapter 26.1-02 of the North Dakota Century Code, relating to exemption from insurance regulations for nonprofit agricultural membership organizations.

**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 76 YEAS, 16 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Anderson, B.; Anderson, D.; Anderson, K.; Bellew; Beltz; Bosch; Boschee; Brandenburg; Christensen; Christy; Dyk; Fegley; Fisher; Frelich; Grueneich; Hatlestad; Hauck; Heilman; Heinert; Henderson; Holle; Hoverson; Ista; Johnson, J.; Jonas; Karls; Kasper; Kempenich; Kiefert; Klemin; Koppelman; Kreidt; Lefor; Longmuir; Louser; Marschall; Martinson; McLeod; Meier; Mitskog; Monson; Murphy; Nelson; Novak; O'Brien; Olson, J.; Olson, S.; Porter; Prichard; Pyle; Richter; Rios; 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:** Conmy; Cory; Dakane; Davis; Dobervich; Dockter; Finley-DeVille; Hager; Hagert; Hanson; Headland; Mock; Nathe; Ostlie; Roers Jones; Stemen

**ABSENT AND NOT VOTING:** Bahl; Motschenbacher

SB 2349, as amended, passed.

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

**MADAM PRESIDENT:** The House has passed, unchanged: SB 2027, SB 2091, SB 2098, SB 2158, SB 2173, SB 2193, SB 2202, SB 2222, SB 2224, SB 2225, SB 2382.

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

**MADAM PRESIDENT:** The House has passed, unchanged: SCR 4004.

**MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)**
**MADAM PRESIDENT:** The House has amended and subsequently passed: SB 2063, SB 2238, SB 2273, SB 2391.

**MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)**
**MADAM PRESIDENT:** The House has amended and subsequently passed: SCR 4014, SCR 4017.

**MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)**
**MADAM PRESIDENT:** The House has amended, subsequently passed, and the emergency clause carried: SB 2025, SB 2118, SB 2388.

**MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)**
**MADAM PRESIDENT:** The House has amended and subsequently failed to pass: SB 2217.

**MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)**
**MADAM PRESIDENT:** The House has failed to pass, unchanged: SB 2290.

**MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)**
**MR. SPEAKER:** The Senate has passed, unchanged: HB 1076, HB 1145, HB 1272, HB 1393.

**MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)**
**MR. SPEAKER:** The Senate has passed, unchanged: HCR 3009, HCR 3013, HCR 3015.

**MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)**
**MR. SPEAKER:** The Senate has passed, the emergency clause carried, unchanged: HB 1338.

**MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)**
**MR. SPEAKER:** The Senate has amended and subsequently passed: HB 1439.

**SENATE AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1439**

Page 1, line 2, after "churches" insert "; to provide for application"

Page 1, line 2, replace "an" with "a retroactive"

Page 2, replace lines 11 and 12 with:

"**SECTION 2. RETROACTIVE EFFECTIVE DATE - APPLICATION.** This Act is retroactively effective and applies for taxable years beginning after December 31, 2020. The limitation on time for filing an abatement claim under section 57-23-04 does not apply to refunds of taxes paid or cancellation of taxes levied for taxable year 2021 or 2022 on property exempt from taxation under this Act. The board of county commissioners shall direct refund of taxes paid or cancellation of taxes levied on property exempt from taxation under this Act."

Renumber accordingly

**MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)**
**MR. SPEAKER:** The Senate has failed to pass, unchanged: HB 1143, HB 1335, HB 1342.

**MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)**
**MADAM PRESIDENT:** Your signature is respectfully requested on: HB 1075, HB 1113, HB 1312, HB 1385.

**MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)**
**MR. SPEAKER:** Your signature is respectfully requested on: SB 2043, SB 2050, SB 2070, SB 2105, SB 2148, SB 2153, SB 2232, SB 2293, SB 2321, SB 2352.

**MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)**
**MR. SPEAKER:** The President has signed: HB 1075, HB 1113, HB 1312, HB 1385.

**MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)**
**MADAM PRESIDENT:** The Speaker has signed: HB 1192, HB 1293, HB 1492, HCR 3001, HCR 3006, HCR 3030.

**MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)**
**MADAM PRESIDENT:** The Speaker has signed: SB 2043, SB 2050, SB 2070, SB 2105, SB 2148, SB 2153, SB 2232, SB 2293, SB 2321, SB 2352.

**MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)**
**MR. SPEAKER:** The President has signed: SB 2043, SB 2050, SB 2067, SB 2070, SB 2105, SB 2148, SB 2153, SB 2232, SB 2233, SB 2293, SB 2321, SB 2352.

**MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)**
**MR. SPEAKER:** The President has signed: SCR 4015.

**DELIVERY OF ENROLLED BILLS AND RESOLUTIONS**
The following bills were delivered to the Governor for approval on March 22, 2023: HB 1192, HB 1293, HB 1492.

**DELIVERY OF ENROLLED BILLS AND RESOLUTIONS**
The following resolutions were delivered to the Secretary of State for filing on March 22, 2023: HCR 3001, HCR 3006, HCR 3030.

**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 Sixteenth orders of business and at the conclusion of those orders, the House stand adjourned until 1:00 p.m., Thursday, March 23, 2023, which motion prevailed.

**REPORT OF STANDING COMMITTEE**
**SB 2034, as engrossed: Education Committee (Rep. Heinert, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed SB 2034 was placed on the Sixth order on the calendar.

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

Page 2, line 10, remove "and one legislative"

Page 2, remove line 11

Page 2, line 12, replace "officer of the cabinet is not a member," with ". The children's cabinet shall select one of its members"

Page 3, after line 7, insert:

"6. A member of the cabinet who is not a state employee is entitled to reimbursement for mileage and expenses as provided by law for state officers and employees, to be paid by the department. A state employee who is a member of the cabinet is entitled to receive that employee's regular salary and is entitled to reimbursement for mileage and expenses to be paid by the employing agency. A member of the cabinet who is a member of the legislative assembly is entitled to receive per diem compensation at the rate provided under section 54-35-10 for each day performing official duties of the cabinet. The legislative council shall pay the per diem compensation and reimbursement for travel and expenses as provided by law for any member of the cabinet who is a member of the legislative assembly.

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

Renumber accordingly

**REPORT OF STANDING COMMITTEE**

**SB 2104, as engrossed: Human Services Committee (Rep. Weisz, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed SB 2104 was placed on the Sixth order on the calendar.

Page 4, line 19, remove the overstrike over "~~eleven~~"

Page 4, line 19, remove "twelve"

Page 4, line 21, remove the overstrike over "~~but less than~~"

Page 4, line 21, remove "through"

Page 4, line 24, remove the overstrike over "~~eleven~~"

Page 4, line 24, remove "twelve"

Page 7, line 30, remove the overstrike over "~~eleven~~"

Page 7, line 30, remove "twelve"

Page 8, line 2, remove the overstrike over "~~but less than~~"

Page 8, line 2, remove "through"

Page 8, line 5, remove the overstrike over "~~eleven~~"

Page 8, line 5, remove "twelve"

Page 8, line 20, remove the overstrike over "~~and~~"

Page 8, line 21, remove the overstrike over "~~under~~"

Page 8, line 21, remove "through"

Page 8, line 29, replace "twelve" with "eleven"

Page 9, line 14, remove the overstrike over "~~eleven~~"

Page 9, line 14, remove "twelve"

Renumber accordingly

**REPORT OF STANDING COMMITTEE**

**SB 2155, as engrossed: Human Services Committee (Rep. Weisz, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (13 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). Engrossed SB 2155 was placed on the Sixth order on the calendar.

Page 1, line 8, replace "$1,000,000" with "$2,000,000"

Renumber accordingly

**REPORT OF STANDING COMMITTEE**

**SB 2319, as engrossed: Industry, Business and Labor Committee (Rep. Louser, Chairman)** recommends **DO NOT PASS** (12 YEAS, 1 NAY, 1 ABSENT AND NOT VOTING). Engrossed SB 2319 was placed on the Fourteenth order on the calendar.

**REPORT OF STANDING COMMITTEE**

**SB 2325, as engrossed: Industry, Business and Labor Committee (Rep. Louser, Chairman)** recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (8 YEAS, 6 NAYS, 0 ABSENT AND NOT VOTING). Engrossed SB 2325 was rereferred to the **Appropriations Committee**.

**REPORT OF STANDING COMMITTEE**

**SB 2335, as engrossed: Human Services Committee (Rep. Weisz, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (10 YEAS, 2 NAYS, 2 ABSENT AND NOT VOTING). Engrossed SB 2335 was placed on the Sixth order on the calendar.

Page 1, line 4, remove the first "and"

Page 1, line 6, after "disorder" insert "; and to repeal section 50-06-32 of the North Dakota Century Code, relating to the autism spectrum disorder task force"

Page 3, after line 24, insert:

"**SECTION 5. REPEAL**. Section 50-06-32 of the North Dakota Century Code is repealed."

Renumber accordingly

**REPORT OF STANDING COMMITTEE**

**SB 2363, as engrossed: Industry, Business and Labor Committee (Rep. Louser, Chairman)** recommends **DO PASS** (11 YEAS, 2 NAYS, 1 ABSENT AND NOT VOTING). Engrossed SB 2363 was placed on the Fourteenth order on the calendar.

**REPORT OF STANDING COMMITTEE**

**SCR 4011: Human Services Committee (Rep. Weisz, Chairman)** recommends **DO PASS** and **BE PLACED ON THE CONSENT CALENDAR** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SCR 4011 was placed on the Tenth order on the calendar.

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

**Buell J. Reich, Chief Clerk**