JOURNAL OF THE HOUSE

Sixty-eighth Legislative Assembly

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Bismarck, March 28, 2023

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

The prayer was offered by Chaplain Paul Herr, Bismarck Fire Department, Crisis Care Chaplaincy, Bismarck.

The roll was called and all members were present except Representatives Fegley and Kempenich.

A quorum was declared by the Speaker.

THE HOUSE RECOGNIZED THE PRESENCE OF:

Former Rep. Jeff Delzer, District 33

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 Fifty-second Day and recommends that it be corrected as follows and when so corrected, recommends that it be approved:

Page 1370, after line 17, insert: "Engrossed SB 2247, as amended, is deemed reconsidered."

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

COMMUNICATION FROM GOVERNOR DOUG BURGUM

This is to inform you that on March 27, 2023, I have signed the following: HB 1075, HB 1113, HB 1192, HB 1293, HB 1312, HB 1385, and HB 1492.

MOTION

REP. BOSCH MOVED that SB 2104, which is on the Fourteenth order, be laid over one legislative day, which motion prevailed.

MOTION

REP. BOSCH MOVED that Engrossed SB 2348, which is on the Fourteenth order, be rereferred to the **Transportation Committee**, which motion prevailed. Pursuant to Rep. Bosch's motion, Engrossed SB 2348 was rereferred.

SIXTH ORDER OF BUSINESS

SPEAKER D. JOHNSON DEEMED approval of the amendments to Engrossed SB 2181, SB 2258, and Engrossed SB 2328.

Engrossed SB 2181 and Engrossed SB 2328, as amended, were rereferred to the **Appropriations Committee**.

SB 2258, as amended, was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

SECOND READING OF SENATE BILL

SB 2197: A BILL for an Act to create and enact a new section to chapter 15-10 of the North Dakota Century Code, relating to the re-energize North Dakota scholarship; to provide an appropriation; to provide an expiration date; and to declare an emergency.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has

committee recommendation of DO NOT PASS, the roll was called and there were 7 YEAS, 85 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Dakane; Dobervich; Hatlestad; Mock; Richter; Schobinger; Steiner

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

ABSENT AND NOT VOTING: Fegley; Kempenich

Engrossed SB 2197, as amended, failed.

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SECOND READING OF SENATE BILL

SB 2363: A BILL for an Act to amend and reenact subsection 3 of section 5-02-06 of the North Dakota Century Code, relating to prohibitions on access to a brewer taproom for an individual under twenty-one years of age; and to provide a penalty.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 81 YEAS, 11 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

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

NAYS: Bellew; Hager; Hoverson; Johnson, J.; Karls; Klemin; Monson; Satrom; Tveit; VanWinkle; Vigesaa

ABSENT AND NOT VOTING: Fegley; Kempenich

Engrossed SB 2363 passed.

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SECOND READING OF SENATE BILL

SB 2319: A BILL for an Act to amend and reenact subsection 2 of section 5-01-14 and subsection 3 of section 5-01-21 of the North Dakota Century Code, relating to microbrew pub and brewer taproom licenses.

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 1 YEAS, 91 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Mock

NAYS: Anderson, B.; Anderson, D.; Anderson, K.; Bahl; Bellew; Beltz; Bosch; Boschee;

Brandenburg; Christensen; Christy; Conmy; Cory; Dakane; Davis; Dobervich; Dockter; Dyk; Finley-DeVille; Fisher; Frelich; Grueneich; Hager; Hagert; Hanson; Hatlestad; Hauck; Headland; Heilman; Heinert; Henderson; Holle; Hoverson; Ista; Johnson, J.; Jonas; Karls; Kasper; Kiefert; Klemin; Koppelman; Kreidt; Lefor; Longmuir; Louser; Marschall; Martinson; McLeod; Meier; Mitskog; Monson; Motschenbacher; 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: Fegley; Kempenich

Engrossed SB 2319 failed.

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SECOND READING OF SENATE BILL

SB 2113: A BILL for an Act to create and enact section 24-02-37.3 of the North Dakota Century Code, relating to the creation of a flexible transportation fund.

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; Finley-DeVille; Fisher; Frelich; Grueneich; Hager; Hagert; Hanson; Hatlestad; Hauck; Headland; Heilman; Heinert; Henderson; Holle; Hoverson; Ista; Johnson, J.; Jonas; Karls; Kasper; Kiefert; Klemin; Koppelman; Kreidt; Lefor; Longmuir; Louser; Marschall; Martinson; McLeod; Meier; Mitskog; Mock; Monson; Motschenbacher; 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: Fegley; Kempenich

Engrossed SB 2113 passed.

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SECOND READING OF SENATE BILL

SB 2076: A BILL for an Act to amend and reenact subdivision vv of subsection 2 of section 12-60-24 and section 23.1-01-11.1 of the North Dakota Century Code, relating to environmental compliance background reviews of applicants for a radioactive materials license or solid waste permit.

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 80 YEAS, 12 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

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

NAYS: Bellew; Christensen; Cory; Frelich; Heilman; Henderson; Koppelman; Murphy; Prichard; Ruby, D.; Timmons; Vetter

ABSENT AND NOT VOTING: Fegley; Kempenich

Engrossed SB 2076 passed.

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SECOND READING OF SENATE BILL

SB 2034: A BILL for an Act to amend and reenact section 50-06-43.1 of the North Dakota Century Code, relating to the children's cabinet; and to declare an emergency.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 90 YEAS, 2 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

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

ABSENT AND NOT VOTING: Fegley; Kempenich

Engrossed SB 2034, as amended, passed and the emergency clause was declared carried.

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MOTION

REP. BOSCH MOVED that SB 2311, which is on the Fourteenth order, be laid over one legislative day, which motion prevailed.

SECOND READING OF SENATE BILL

SB 2288: A BILL for an Act to create and enact section 15-10-48.2 of the North Dakota Century Code, relating to nursing program matching grants; and to provide an appropriation.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 8 YEAS, 84 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Boschee; Dobervich; Hager; Ista; Mock; Roers Jones; Rohr; Schneider

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

ABSENT AND NOT VOTING: Fegley; Kempenich

Engrossed SB 2288, as amended, failed.

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SECOND READING OF SENATE BILL

SB 2251: A BILL for an Act to amend and reenact section 32-15-06 of the North Dakota Century Code, relating to the surveying process during eminent domain proceedings; and to declare an emergency.

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 46 YEAS, 46 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Anderson, D.; Bahl; Bellew; Boschee; Christensen; Cory; Davis; Dobervich; Dockter; Dyk; Finley-DeVille; Fisher; Frelich; Hatlestad; Hauck; Heilman; Henderson; Holle; Hoverson; Johnson, J.; Kasper; Klemin; Koppelman; Louser; Marschall; Meier; Mitskog; Mock; Motschenbacher; Novak; Olson, S.; Prichard; Rios; Rohr; Ruby, M.; Schatz; Schobinger; Schreiber-Beck; Steiner; Thomas; Timmons; Toman; Tveit; VanWinkle; Vetter; Weisz

NAYS: Anderson, B.; Anderson, K.; Beltz; Bosch; Brandenburg; Christy; Conmy; Dakane; Grueneich; Hager; Hagert; Hanson; Headland; Heinert; Ista; Jonas; Karls; Kiefert; Kreidt; Lefor; Longmuir; Martinson; McLeod; Monson; Murphy; Nathe; Nelson; O'Brien; Olson, J.; Ostlie; Porter; Pyle; Richter; Roers Jones; Ruby, D.; Sanford; Satrom; Schauer; Schneider; Stemen; Strinden; Swiontek; Vigesaa; Wagner; Warrey; Speaker Johnson, D.

ABSENT AND NOT VOTING: Fegley; Kempenich

Engrossed SB 2251 failed.

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SECOND READING OF SENATE BILL

SB 2289: A BILL for an Act to amend and reenact section 54-35-18 of the North Dakota Century Code, relating to the energy development and transmission committee.

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, 3 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; Finley-DeVille; Fisher; Frelich; Grueneich; Hager; Hagert; Hanson; Hatlestad; Hauck; Headland; Heinert; Henderson; Holle; Hoverson; Ista; Johnson, J.; Jonas; Karls; Kasper; Kiefert; Klemin; Koppelman; Kreidt; Lefor; Longmuir; Louser; Marschall; Martinson; McLeod; Meier; Mitskog; Mock; Monson; Motschenbacher; Murphy; Nathe; Nelson; Novak; O'Brien; Olson, J.; Olson, S.; Ostlie; Porter; 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: Christensen; Heilman; Prichard

ABSENT AND NOT VOTING: Fegley; Kempenich

SB 2289 passed.

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SECOND READING OF SENATE BILL

SB 2313: A BILL for an Act to provide for a legislative management study regarding fair and just compensation and increased damages in eminent domain proceedings.

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 40 YEAS, 51 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Anderson, K.; Bahl; Bellew; Boschee; Christensen; Davis; Dobervich; Dyk; Finley-DeVille; Fisher; Frelich; Hauck; Heilman; Henderson; Holle; Hoverson; Kasper; Kiefert; Koppelman; Louser; Marschall; Mitskog; Monson; Motschenbacher; Olson, S.; Prichard; Rios; Rohr; Ruby, D.; Ruby, M.; Schatz; Schobinger; Schreiber-Beck; Steiner; Thomas; Timmons; Toman; Tveit; VanWinkle; Vetter

NAYS: Anderson, B.; Anderson, D.; Beltz; Bosch; Brandenburg; Christy; Conmy; Cory; Dakane; Dockter; Grueneich; Hager; Hagert; Hanson; Hatlestad; Headland; Heinert; Ista; Johnson, J.; Jonas; Karls; Klemin; Kreidt; Lefor; Longmuir; Martinson; McLeod; Meier; Mock; Murphy; Nathe; Nelson; Novak; O'Brien; Olson, J.; Ostlie; Porter; Pyle; Richter; Sanford; Satrom; Schauer; Schneider; Stemen; Strinden; Swiontek; Vigesaa; Wagner; Warrey; Weisz; Speaker Johnson, D.

ABSENT AND NOT VOTING: Fegley; Kempenich; Roers Jones

Engrossed SB 2313 failed.

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SECOND READING OF SENATE BILL

SB 2364: A BILL for an Act to create and enact a new section to chapter 61-24 of the North Dakota Century Code, relating to the Garrison Diversion Conservancy District and permanent easements.

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 91 YEAS, 0 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Anderson, B.; Anderson, D.; Bahl; Bellew; Beltz; Bosch; Boschee; Brandenburg; Christensen; Christy; Conmy; Cory; Dakane; Davis; Dobervich; Dockter; Dyk; Finley-DeVille; Fisher; Frelich; Grueneich; Hager; Hagert; Hanson; Hatlestad; Hauck; Headland; Heilman; Heinert; Henderson; Holle; Hoverson; Ista; Johnson, J.; Jonas; Karls; Kasper; Kiefert; Klemin; Koppelman; Kreidt; Lefor; Longmuir; Louser; Marschall; Martinson; McLeod; Meier; Mitskog; Mock; Monson; Motschenbacher; 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: Anderson, K.; Fegley; Kempenich

Engrossed SB 2364, as amended, passed.

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SECOND READING OF SENATE BILL

SB 2261: A BILL for an Act to amend and reenact sections 17-04-07 and 35-27-13 of the North Dakota Century Code, relating to wind energy facility liens.

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 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; Finley-DeVille; Fisher; Frelich; Grueneich; Hager; Hagert; Hanson; Hatlestad; Hauck; Headland; Heilman; Heinert; Henderson; Holle; Hoverson; Ista; Johnson, J.; Jonas; Karls; Kasper; Kiefert; Klemin; Koppelman; Kreidt; Lefor; Longmuir; Louser; Marschall; Martinson; McLeod; Meier; Mitskog; Mock; Monson; Motschenbacher; 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: Fegley; Kempenich

SB 2261, as amended, passed.

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SECOND READING OF SENATE BILL

SB 2026: A BILL for an Act to provide an appropriation to the department of health and human services relating to the demolition of state hospital buildings; and to declare an emergency.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 65 YEAS, 27 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Anderson, B.; Anderson, D.; Bahl; Beltz; Bosch; Boschee; Brandenburg; Christy; Conmy; Cory; Dakane; Davis; Dobervich; Finley-DeVille; Frelich; Grueneich; Hager; Hagert; Hanson; Hatlestad; Headland; Ista; Johnson, J.; Jonas; Karls; 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; Schauer; Schneider; Schobinger; Schreiber-Beck; Stemen; Strinden; Swiontek; Thomas; Vigesaa; Wagner; Warrey; Weisz; Speaker Johnson, D.

NAYS: Anderson, K.; Bellew; Christensen; Dockter; Dyk; Fisher; Hauck; Heilman; Heinert; Henderson; Holle; Hoverson; Kasper; Koppelman; Marschall; Motschenbacher; Olson, S.; Prichard; Rios; Ruby, D.; Schatz; Steiner; Timmons; Toman; Tveit; VanWinkle; Vetter

ABSENT AND NOT VOTING: Fegley; Kempenich

Engrossed SB 2026, as amended, passed and the emergency clause was declared carried.

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SECOND READING OF SENATE BILL

SB 2064: A BILL for an Act to amend and reenact subsection 7 of section 43-06-15 of the North Dakota Century Code, relating to disciplinary proceedings of the state board of chiropractic examiners.

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 3 YEAS, 88 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Hoverson; Karls; Olson, J.

NAYS: Anderson, B.; Anderson, D.; Anderson, K.; Bahl; Bellew; Beltz; Bosch; Boschee; Brandenburg; Christensen; Christy; Conmy; Cory; Dakane; Davis; Dobervich; Dockter; Dyk; Finley-DeVille; Fisher; Frelich; Grueneich; Hager; Hagert; Hanson; Hatlestad; Hauck; Headland; Heilman; Heinert; Henderson; Holle; Ista; Johnson, J.; Jonas; Kasper; Kiefert; Klemin; Kreidt; Lefor; Longmuir; Louser; Marschall;

Martinson; McLeod; Meier; Mitskog; Mock; Monson; Motschenbacher; Murphy; Nathe; Nelson; Novak; O'Brien; 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: Fegley; Kempenich; Koppelman

SB 2064 failed.

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SECOND READING OF SENATE BILL

SB 2065: A BILL for an Act to create and enact sections 43-49-04.1 and 43-49-14 of the North Dakota Century Code, relating to the regulation of reflexologists; to amend and reenact sections 43-49-01, 43-49-02, 43-49-04, 43-49-05, 43-49-06, 43-49-08, 43-49-09, 43-49-12, and 43-49-13 of the North Dakota Century Code, relating to licensure of reflexologists; and to provide a penalty.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 85 YEAS, 7 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; Dyk; Finley-DeVille; Fisher; Frelich; Grueneich; Hager; Hagert; Hanson; Hatlestad; Hauck; Headland; Heinert; Henderson; Holle; Hoverson; Ista; Johnson, J.; Jonas; Kasper; Kiefert; Klemin; Koppelman; Kreidt; Lefor; Longmuir; Louser; Marschall; Martinson; McLeod; Meier; Mitskog; Mock; Monson; Motschenbacher; Murphy; Nathe; Nelson; Novak; O'Brien; Olson, J.; Olson, S.; Ostlie; Porter; Pyle; Richter; Rios; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schauer; Schneider; Schobinger; Schreiber-Beck; Steiner; Stemen; Strinden; Swiontek; Thomas; Toman; Tveit; VanWinkle; Vetter; Vigesaa; Wagner; Warrey; Weisz; Speaker Johnson, D.

NAYS: Bellew; Christensen; Heilman; Karls; Prichard; Schatz; Timmons

ABSENT AND NOT VOTING: Fegley; Kempenich

Engrossed SB 2065 passed.

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SECOND READING OF SENATE BILL

SB 2221: A BILL for an Act to create and enact section 43-58-08.1 and three new sections to chapter 43-58 of the North Dakota Century Code, relating to the regulation of the practice of naturopathic medicine; to amend and reenact section 43-17-03, subsection 2 of section 43-57-01, section 43-57-03, subsection 1 of section 43-57-06, subsection 2 of section 43-57-07, section 43-57-11, subsection 2 of section 43-58-01, and sections 43-58-05, 43-58-08, and 43-58-09 of the North Dakota Century Code, relating to the regulation of the practice of naturopathic medicine; and to provide a penalty.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 85 YEAS, 7 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Anderson, B.; Anderson, D.; Anderson, K.; Bahl; Bosch; Boschee; Brandenburg; Christensen; Christy; Conmy; Cory; Dakane; Davis; Dobervich; Dockter; Dyk; Finley-DeVille; Fisher; Frelich; Grueneich; Hager; Hagert; Hanson; Hatlestad; Hauck; Headland; Heinert; Henderson; Holle; Hoverson; Ista; Jonas; Kasper; Kiefert; Klemin; Koppelman; Kreidt; Lefor; Longmuir; Louser; Marschall; Meier; Mitskog; Mock; Monson; Motschenbacher; 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: Bellew; Beltz; Heilman; Johnson, J.; Karls; Martinson; McLeod

ABSENT AND NOT VOTING: Fegley; Kempenich

Engrossed SB 2221 passed.

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MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)
MADAM PRESIDENT: The House has amended and subsequently passed: SB 2196, SB 2227.

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 2132.

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)
MADAM PRESIDENT: The House has amended and subsequently failed to pass: SB 2331.

MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)
MR. SPEAKER: The Senate has passed, unchanged: HB 1136.

MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)
MR. SPEAKER: The Senate has amended and subsequently passed: HB 1052, HB 1228, HB 1415, HB 1494.

SENATE AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1052

Page 1, line 3, remove "section 65-04-26.2,"

Page 1, line 8, remove "general contractor liability for subcontractors and independent contractors,"

Page 4, remove lines 13 through 31

Page 5, remove lines 1 through 23

Page 7, line 2, replace "7" with "6"

Renumber accordingly

SENATE AMENDMENTS TO HOUSE BILL NO. 1228

Page 3, line 12, overstrike "agreement"

Page 3, line 12, after "~~merchandise~~" insert "automatic renewal provision"

Renumber accordingly

SENATE AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1415

Page 1, line 1, after "A BILL" replace the remainder of the bill with "for an Act to provide for a legislative management study regarding the equipment and staffing needs of law enforcement.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. LEGISLATIVE MANAGEMENT STUDY - LAW ENFORCEMENT STAFFING AND EQUIPMENT. During the 2023-24 interim, the

legislative management shall consider studying the equipment and staffing needs of law enforcement departments in the state. The study must include assessing the:

1. Specific and unique challenges faced by certain regions or communities, such as a large population of high-risk offenders or offenders under some form of supervision or monitoring program;

2. Types of technologies available to law enforcement for the purpose of supervising or monitoring offenders; and

3. Costs associated with purchase, implementation, and maintenance of those technologies available to law enforcement for supervising or monitoring offenders.

The legislative management shall report its findings and recommendations, together with any legislation necessary to implement the recommendations, to the sixty-ninth legislative assembly."

Renumber accordingly

SENATE AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1494

Page 1, line 10, replace "If a student meal balance has insufficient funds for less than one week, a" with "A"

Page 1, line 11, after the first "a" insert "United States department of agriculture reimbursable"

Page 1, line 11, replace ", or" with "a student who requests one, unless the student's parent or guardian has provided written permission to the school to withhold a meal. A school may not"

Page 1, line 11, after "student" insert "with an unpaid student meal balance or without funds to pay for a meal. This provision does not apply to an a la carte food item or second meal requested by a student during the same meal period"

Page 2, line 1, remove "not use a collections agency to collect unpaid school meals debt. A"

Page 2, remove line 2

Page 2, line 3, replace "debt" with "contact a student's parent or guardian directly regarding unpaid meals debt or a school meals account without funds to pay for additional meals"

Page 2, after line 6, insert:

"7. A school shall adopt policies to encourage or provide an incentive for a parent or guardian of a student to apply for free or reduced meals through the Richard B. Russell National School Lunch Act [42 U.S.C. 1751 et seq.], including when a student has unpaid school meals debt."

Renumber accordingly

MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)
MR. SPEAKER: The Senate has amended and subsequently failed to pass: HB 1121, HB 1133, HB 1491.

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)
MADAM PRESIDENT: Your signature is respectfully requested on: HB 1037, HB 1476.

MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)
MR. SPEAKER: The President has signed: HB 1037, HB 1476.

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)
MADAM PRESIDENT: The Speaker has signed: HB 1046, HB 1149, HB 1195, HB 1241, HB

1262, HB 1264, HB 1323, HB 1359, HB 1381.

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)
MADAM PRESIDENT: The Speaker has signed: HB 1037, HB 1476.

DELIVERY OF ENROLLED BILLS AND RESOLUTIONS
The following bills were delivered to the Governor for approval on March 28, 2023: HB 1046, HB 1149, HB 1195, HB 1241, HB 1262, HB 1264, HB 1323, HB 1359, HB 1381.

DELIVERY OF ENROLLED BILLS AND RESOLUTIONS
The following bills were delivered to the Governor for approval on March 28, 2023: HB 1037, HB 1476.

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 12:30 p.m., Wednesday, March 29, 2023, which motion prevailed.

REPORT OF STANDING COMMITTEE
HCR 3035: Political Subdivisions Committee (Rep. Longmuir, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (13 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). HCR 3035 was placed on the Sixth order on the calendar.

Page 1, line 15, remove "and green energy"

Page 1, line 16, remove "the United Nations Framework"

Page 1, line 17, remove "Convention on Climate Change, and"

Page 1, line 17, replace "as well as" with "and"

Page 2, line 9, remove the second "Executive"

Page 2, line 10, remove "Secretary of the United Nations Framework Convention on Climate Change,"

Renumber accordingly

REPORT OF STANDING COMMITTEE
SB 2052: Human Services Committee (Rep. Weisz, Chairman) recommends **DO PASS** (12 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). SB 2052 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE
SB 2124, as amended: Appropriations Committee (Rep. Vigesaa, Chairman) recommends **DO PASS** (16 YEAS, 6 NAYS, 1 ABSENT AND NOT VOTING). SB 2124, as amended, was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE
SB 2128, as reengrossed: Human Services Committee (Rep. Weisz, Chairman) recommends **DO NOT PASS** (10 YEAS, 3 NAYS, 1 ABSENT AND NOT VOTING). Reengrossed SB 2128 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE
SB 2139, 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 2139 was placed on the Sixth order on the calendar.

Page 5, line 19, overstrike "casket or"

Page 5, line 22, overstrike "casket"

Page 5, line 22, remove "or"

Page 5, line 24, replace "cremation or burial" with "final disposition"

Page 5, line 25, remove "The presumption of final"

Page 5, line 26, remove "disposition of an individual who is indigent is by cremation."

Page 5, line 28, overstrike "The" and insert immediately thereafter "If the deceased is eligible for indigent final disposition, the"

Page 5, line 30, overstrike "kin" and insert immediately thereafter "a spouse, parent, adult children,"

Page 5, line 30, remove the overstrike over "defray"

Page 5, line 30, remove the overstrike over "the"

Page 5, line 30, remove "contribute to non-burial or"

Page 6, line 1, remove "non-cremation"

Page 6, line 1, remove the overstrike over "of"

Page 6, line 1, after "cremation" insert "final disposition"

Page 6, line 1, remove the overstrike over "Funds adequate to allow for"

Page 6, remove the overstrike over line 2

Page 6, line 3, after "e." insert "Except for burial conducted under subdivision d, final disposition must be conducted by cremation.

f."

Page 6, line 5, replace "burial" with "final disposition"

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2207, as engrossed: Industry, Business and Labor Committee (Rep. Louser, Chairman) recommends **DO PASS** (12 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). Engrossed SB 2207 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2265, 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** (9 YEAS, 4 NAYS, 1 ABSENT AND NOT VOTING). Engrossed SB 2265 was placed on the Sixth order on the calendar.

Page 1, line 16, remove "The department is authorized one"

Page 1, remove lines 17 and 18

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2269, as engrossed: Education Committee (Rep. Heinert, Chairman) recommends **DO PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed SB 2269 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2291, as engrossed: Human Services Committee (Rep. Weisz, Chairman) recommends **DO PASS** (10 YEAS, 3 NAYS, 1 ABSENT AND NOT VOTING). Engrossed SB 2291 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2343: Education Committee (Rep. Heinert, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (7 YEAS, 5 NAYS, 2 ABSENT AND NOT VOTING). SB 2343 was placed on the Sixth order on the calendar.

Page 1, line 1, replace "44-04" with "15-10"

Page 1, line 2, replace "records of a public entity governing body" with "the state board of higher education and the required report by the state commissioner of higher education"

Page 1, line 3, replace "sections" with "section"

Page 1, line 3, remove "and 44-04-17.1"

Page 1, line 3, remove "defining a"

Page 1, line 4, remove "public entity governing body and"

Page 6, remove lines 9 through 31

Page 7, remove lines 1 through 31

Page 8, remove lines 1 through 30

Page 9, replace lines 1 through 23 with:

"**SECTION 2.** A new section to chapter 15-10 of the North Dakota Century Code is created and enacted as follows:

State commissioner of higher education - Board member information access - Report to interim higher education committee.

The state commissioner of higher education shall provide a report to the interim higher education committee on state board of higher education policies regarding communications between board members and board member access to current and historic board information."

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2345, as reengrossed: Human Services Committee (Rep. Weisz, Chairman) recommends **DO NOT PASS** (7 YEAS, 6 NAYS, 1 ABSENT AND NOT VOTING). Reengrossed SB 2345 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2351, as engrossed: Education Committee (Rep. Heinert, Chairman) recommends **DO PASS** (9 YEAS, 5 NAYS, 0 ABSENT AND NOT VOTING). Engrossed SB 2351 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2354: Education Committee (Rep. Heinert, Chairman) recommends **BE PLACED ON THE CALENDAR WITHOUT RECOMMENDATION** (10 YEAS, 2 NAYS, 2 ABSENT AND NOT VOTING). SB 2354 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2378: Human Services Committee (Rep. Weisz, Chairman) recommends **DO PASS** (11 YEAS, 3 NAYS, 0 ABSENT AND NOT VOTING). SB 2378 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2389, as engrossed: Industry, Business and Labor Committee (Rep. Louser, Chairman) recommends **DO PASS** (10 YEAS, 3 NAYS, 1 ABSENT AND NOT VOTING). Engrossed SB 2389 was placed on the Fourteenth order on the calendar.

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

Buell J. Reich, Chief Clerk