JOURNAL OF THE HOUSE

Sixty-eighth Legislative Assembly

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Bismarck, April 21, 2023

The House convened at 8:00 a.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 Bahl, Christensen, Dyk, Fisher, Holle, Novak, and Prichard.

A quorum was declared by the Speaker.

REPORT OF STANDING COMMITTEE

SB 2015, as engrossed: Appropriations Committee (Rep. Vigesaa, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (15 YEAS, 2 NAYS, 6 ABSENT AND NOT VOTING). Engrossed SB 2015 was placed on the Sixth order on the calendar.

Page 1, line 2, after "budget" insert "; to provide appropriations to the legislative council and office of the governor"

Page 1, line 5, replace "57-40.3-10" with "54-52-03"

Page 1, line 6, after "collections" insert ", the retirement board"

Page 1, line 6, remove "allocation of motor vehicle"

Page 1, line 7, replace "excise tax collections" with "public employees retirement system retirement plan"

Page 1, line 7, after "exemption" insert "; to provide for a legislative management study"

Page 1, remove lines 18 through 24

Page 2, replace lines 1 through 8 with:

"Salaries and wages	$21,926,979	$1,231,851	$23,158,830
Operating expenses	15,663,214	3,729,579	19,392,793
Capital assets	764,515	8,417,640	9,182,155
Emergency commission contingency fund	400,000	0	400,000
Targeted market equity pool	0	75,000,000	75,000,000
Guardianship grants	2,450,000	3,650,000	6,100,000
Prairie public broadcasting	1,200,000	1,792,450	2,992,450
Community service supervision grants	350,000	0	350,000
State student internship program	0	500,000	500,000
Governor's emergency education relief	0	3,659,555	3,659,555
Deferred maintenance funding pool	0	20,000,000	20,000,000
New and vacant FTE funding pool	0	130,000,000	130,000,000
Total all funds	$42,754,708	$247,981,075	$290,735,783
Less estimated income	8,828,309	138,550,645	147,378,954
Total general fund	$33,926,399	$109,430,430	$143,356,829
Full-time equivalent positions	108.00	0.00	108.00"

Page 2, remove lines 22 through 31

Page 3, replace lines 1 through 12 with:

"Accrued leave retirement payouts	0	100,369
Inflationary increases	0	340,000

Capitol accessibility consulting	25,000	50,000
Accessibility improvements - legislative areas	0	150,000
State employee leave management system	0	335,000
Cash management study	0	450,000
Procurement software	2,021,204	400,000
Building automation project	518,800	800,000
Extraordinary repairs	500,000	100,000
Capitol space utilization improvements	0	2,500,000
Central services software and equipment	0	573,800
Governor's residence exterior repairs	0	100,000
Brynhild Haugland room remodeling project	0	250,000
Capitol window replacement project	0	4,000,000
Deferred maintenance projects	10,000,000	20,000,000
Prairie public broadcasting grants	0	1,792,450
State student internship program	100,000	500,000
Governor's emergency education relief	0	3,659,555
Total all funds	$24,795,104	$36,101,174
Less estimated income	24,695,104	29,784,355
Total general fund	$100,000	$6,316,819"

Page 3, line 17, replace "**SERVICES**" with "**SERVICE**"

Page 3, after line 21, insert:

"**SECTION 4. 2021-23 BIENNIUM - APPROPRIATION - OFFICE OF THE GOVERNOR.** There is appropriated from special funds derived from federal funds or other income, not otherwise appropriated, the sum of $6,500, or so much of the sum as may be necessary, to the office of the governor for the salaries and wages line item for the period beginning with the effective date of this Act and ending June 30, 2023.

SECTION 5. APPROPRIATION - LEGISLATIVE COUNCIL - FORENSIC AUDIT OF THE STATE AUDITOR - LEGISLATIVE AUDIT AND FISCAL REVIEW COMMITTEE - ONE-TIME FUNDING. There is appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of $500,000, or so much of the sum as may be necessary, to the legislative council for the purpose of contracting for a forensic audit of the state auditor, for the biennium beginning July 1, 2023, and ending June 30, 2025. The legislative audit and fiscal review committee shall arrange for the audit and receive the audit report. The funding provided in this section is considered a one-time funding item."

Page 3, line 22, after the first "**FUND**" insert "**OR SOCIAL SERVICES FUND**"

Page 3, line 24, after the first "fund" insert "or the social services fund under section 57-51.1-07.5"

Page 4, line 4, replace "$12,000,000" with "$12,700,000"

Page 4, line 5, after "pool" insert ", including up to $12,000,000"

Page 4, line 5, after "capitol" insert "and up to $700,000 for a water mitigation project at the liberty memorial building"

Page 4, line 9, replace "$4,800,000" with "$5,400,000"

Page 4, line 12, replace "$300,000" with "$150,000 for accessibility improvements in legislative areas of the capitol;

2. $800,000 for a building automation project;

3. $100,000 for electrical and mechanical repairs;

4. $100,000"

Page 4, line 12, replace "exterior repairs and" with "security"

Page 4, line 13, replace "2." with "5."

Page 4, line 13, replace "$500,000" with "$250,000"

Page 4, line 14, replace "3." with "6."

Page 4, after line 14, insert:

"**SECTION 10. OPERATING EXPENSES LINE ITEM - CASH MANAGEMENT STUDY - REPORT TO LEGISLATIVE MANAGEMENT.** The operating expenses line item in section 1 of this Act includes the sum of $450,000 from the general fund for the purpose of procuring consulting services to conduct a study and develop recommendations for improvement of the cash management practices of the state, for the biennium beginning July 1, 2023, and ending June 30, 2025. The study must include cash management practices employed by the Bank of North Dakota, state treasurer, retirement and investment office, board of university and school lands, and other agencies as determined by the office of management and budget. The office of management and budget shall report to the legislative management before September 30, 2024, regarding the findings and recommendations resulting from its study."

Page 5, line 9, replace "10" with "13"

Page 5, line 19, replace "4" with "6"

Page 6, after line 3, insert:

"**SECTION 14. NEW AND VACANT FTE FUNDING POOL - GUIDELINES - EXEMPTION - TRANSFER OF APPROPRIATION AUTHORITY - BUDGET SECTION REPORT.**

1. The new and vacant FTE funding pool line item in section 1 of this Act includes $60,000,000 from the general fund and $70,000,000 from special funds derived from federal funds and other income for the purpose of providing funding for hiring new full-time equivalent positions and for agencies that do not realize sufficient savings from vacant full-time equivalent positions in accordance with provisions of this section for the biennium beginning July 1, 2023, and ending June 30, 2025.

2. An executive branch state agency that had funding removed by the sixty-eighth legislative assembly for purposes of the new and vacant full-time equivalent funding pool may submit a request to the office of management and budget for an allocation of funding from the pool:

   a. To provide funding for the salaries and wages necessary for the 2023-25 biennium for a new full-time equivalent position authorized by the 2023 legislative assembly from the date of hiring through the end of the biennium;

   b. To provide funding for the salaries and wages necessary for the 2023-25 biennium for filling a full-time equivalent position that was vacant on July 1, 2023, from the date of hiring through the end of the biennium; or

   c. After March 1, 2025, for salaries and wages funding necessary for the 2023-25 biennium if actual salaries and wages savings from vacant positions adjusted for other salaries and wages uses are less than the estimate used by the sixty-eighth legislative assembly in the development of the agency's appropriation.

3. The office of management and budget may transfer general fund appropriation authority from the pool to an agency only upon the agency certifying to the office of management and budget that special funds from

federal or other sources are not available for the salaries and wages of the full-time equivalent position.

4. An agency may not receive more funding from the pool than the amount that was removed from the agency budget for new and vacant full-time equivalent positions as contained in the statement of purpose of amendment of bills approved by the sixty-eighth legislative assembly as printed in the house and senate journals.

5. Notwithstanding any other provision of law, the office of management and budget shall transfer appropriation authority from the new and vacant full-time equivalent funding pool to eligible executive branch state agencies:

   a. Within fifteen days of receiving an agency request for the hiring of a new full-time equivalent position authorized by the sixty-eighth legislative assembly, along with documentation of the salaries and wages necessary for the position for the remainder of the biennium, limited to the amount identified for the position in the statement of purpose of amendment;

   b. Within fifteen days of receiving an agency request for filling a full-time equivalent position that was vacant on July 1, 2023, along with documentation verifying that funding available for salaries and wages within the agency's budget is insufficient to provide funding for the position for the remainder of the biennium; or

   c. Within thirty days of receiving an agency request, along with documentation verifying that actual salaries and wages savings from vacant positions through February 2025 and estimates for the remainder of the biennium adjusted for other salaries and wages uses are less than the estimate used by the sixty-eighth legislative assembly in the development of the agency's appropriation.

6. For the purpose of determining salaries and wages amounts under section 54-27-10, the office of management and budget shall consider the amounts removed from the agency budget for new and vacant full-time equivalent positions as contained in the statement of purpose of amendment of bills approved by the sixty-eighth legislative assembly as part of the appropriation for salaries and wages.

7. If funding in the new and vacant full-time equivalent funding pool is insufficient to provide the necessary salaries and wages funding for the biennium, the office of management and budget shall request a deficiency appropriation from the sixty-ninth legislative assembly. Any funding remaining in the funding pool at the end of the biennium must be canceled in accordance with the provisions of section 54-44.1-11.

8. The office of management of budget shall report to each meeting of the budget section regarding salaries and wages and vacant position information and use of funding in the pool including:

   a. The number of agency requests submitted, amounts transferred from the pool, and information on:

      (1) New full-time equivalent positions, including the date hired; and

      (2) Vacant full-time equivalent positions, including dates the positions were vacated and filled;

   b. Salaries and wages savings to date resulting from vacant positions by agency; and

   c. Each agency's use of salaries and wages funding, including amounts spent for accrued leave payouts, salary increases in addition to general salary increases provided by the sixty-eighth legislative

assembly, bonuses, incentive or location pay adjustments, reclassifications, funding used for temporary salaries or overtime in excess of amounts provided by the sixty-eighth legislative assembly, or other purposes."

Page 6, line 28, after "planning" insert "related to remodeling expenses"

Page 6, line 29, remove the overstrike over "~~two~~"

Page 6, line 29, remove "seven"

Page 7, replace lines 24 through 30 with:

"**SECTION 18. AMENDMENT.** Section 54-52-03 of the North Dakota Century Code is amended and reenacted as follows:

54-52-03. Governing authority.

1. A state agency is hereby created to constitute the governing authority of the system to consist of a board of ~~nine~~eleven individuals known as the retirement board. No more than one elected member of the board may be in the employ of a single department, institution, or agency of the state or in the employ of a political subdivision. An employee of the public employees retirement system or the state retirement and investment office may not serve on the board.

~~1. Two~~

2. Four members of the legislative assembly must be appointed ~~by the chairman of the legislative management~~ to serve on the board.

~~a. If the same political party has the greatest number of members in both the house and senate, one member must be from that majority party and one member from the political party with the next greatest number of members in the house and senate.~~

~~b. If the same political party does not have the greatest number of members in both the house and senate, one member must be from the majority party in the house and one member must be from the majority party in the senate.~~

~~2.~~ ~~One member~~ The majority leader of the house of representatives shall appoint two members of the house of representatives and the majority leader of the senate shall appoint two members of the senate. The members appointed under this subsection shall serve a term of two years.

3. Four members of the board must be appointed by the governor to serve a term of five years. ~~The~~Each appointee under this subsection must be a North Dakota citizen who is not a state or political subdivision employee and who ~~by experience~~ is familiar with ~~money management~~retirement and employee benefit plans. The governor shall appoint one citizen member ~~is~~to serve as chairman of the board.

~~3. One member of the board must be appointed by the attorney general from the attorney general's legal staff and shall serve a term of five years.~~

~~4. The state health officer appointed under section 23-01-05 or the state health officer's designee is a member of the board.~~

~~5.~~4. Three board members must be elected by and from among the active participating members, members of the retirement plan established under chapter 54-52.6, members of the retirement plan established under chapter 39-03.1, and members of the job service North Dakota retirement plan. Employees who have terminated their employment for whatever

reason are not eligible to serve as elected members of the board under this subsection. Board members must be elected to a five-year term pursuant to an election called by the board. Notice of board elections must be given to all active participating members. The time spent in performing duties as a board member may not be charged against any employee's accumulated annual or any other type of leave.

~~6. One board member must be elected by and from among those individuals who are receiving retirement benefits under this chapter. The board shall call the election and must give prior notice of the election to the individuals eligible to participate in the election pursuant to this subsection. The board member shall serve a term of five years.~~

~~7.~~5. The members of the board are entitled to receive one hundred forty-eight dollars per day compensation and necessary mileage and travel expenses as provided in sections 44-08-04 and 54-06-09. This is in addition to any other pay or allowance due the chairman or a member, plus an allowance for expenses they may incur through service on the board.

~~8.~~6. A board member shall serve ~~a five-year term and~~ until the board member's successor qualifies. Each board member is entitled to one vote, and ~~five~~six of the ~~nine~~eleven board members constitute a quorum. ~~Five~~Six votes are necessary for resolution or action by the board at any meeting.

SECTION 19. PUBLIC EMPLOYEES RETIREMENT SYSTEM - MAIN SYSTEM DEFINED BENEFIT PLAN INVESTMENTS. During the biennium beginning July 1, 2023, and ending June 30, 2025, the retirement board and the state investment board shall continue to invest the public employees retirement system main system defined benefit plan based on an actuarial rate of return assumption of at least six and one-half percent, and the retirement board and the state investment board may not make any investment decision with the goal of derisking the investments for this plan during the biennium.

SECTION 20. EXEMPTION - INFRASTRUCTURE REVOLVING LOAN FUND. Notwithstanding any other provision of law, a park district may apply for a loan from the infrastructure revolving loan fund under section 6-09-49, during the biennium beginning July 1, 2023, and ending June 30, 2025, to refinance an outstanding loan for a project completed after March 31, 2022, and to pay the outstanding balance of any special assessments associated with the project."

Page 8, after line 16, insert:

"**SECTION 23. LEGISLATIVE MANAGEMENT STUDY - STATE FIRE AND TORNADO FUND AND STATE BONDING FUND ADMINISTRATION.** During the 2023-24 interim, the legislative management shall consider studying, in collaboration with the insurance commissioner and the director of the office of management and budget, the feasibility and desirability of changing administration of the state fire and tornado fund and state bonding fund from the insurance commissioner to the director of the office of management and budget. The study must include an analysis of the statutory changes necessary to accomplish the change in administration and other statutory changes necessary to facilitate the office of management and budget's administration of these funds. The legislative management shall report its findings and recommendations, together with any legislation required to implement the recommendations, to the sixty-ninth legislative assembly.

SECTION 24. LEGISLATIVE MANAGEMENT STUDY - MANAGEMENT AND MAINTENANCE OF STATE FACILITIES.

1. During the 2023-24 interim, the legislative management shall consider studying the policies and procedures of state agencies, excluding institutions under the control of the state board of higher education, for managing, maintaining, and leasing state facilities.

2. The study must include consideration of:

   a. The most efficient and cost-effective organizational structure for managing, maintaining, and leasing state facilities, including a comparison of allocating funding and full-time equivalent positions to various agencies and centralizing funding and full-time equivalent positions under one agency.

   b. The costs and benefits of leasing or owning state facilities.

   c. The appropriate use of contracts for service and full-time equivalent positions for custodial services, mechanical services, snow removal, lawn care, and maintenance.

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

SECTION 25. LEGISLATIVE MANAGEMENT STUDY - GUARDIANSHIP PROGRAMS. During the 2023-24 interim, the legislative management shall study the state's guardianship programs. The study must include consideration of the existing structure for the programs under the office of management and budget, judicial branch, and department of health and human services; the feasibility of consolidating the programs under one agency; and an appropriate level of funding for the programs. The legislative management shall report its findings and recommendations, together with any legislation required to implement the recommendations, to the sixty-ninth legislative assembly."

Page 8, line 17, replace "14" with "18"

Page 8, line 17, remove "is effective for motor vehicle excise"

Page 8, line 18, replace "tax collections transmitted to the state treasurer after July 31, 2023" with "becomes effective June 1, 2023"

Page 8, line 19, remove "targeted market equity pool line item in section 1 of this"

Page 8, line 20, replace "Act and section 9 of this Act" with "following"

Page 8, line 20, after "measure" insert ":

1. The targeted market equity pool line item in section 1 of this Act and identified in section 12 of this Act;

2. The deferred maintenance funding pool line item in section 1 of this Act and identified in section 8 of this Act; and

3. Sections 4 and 18 of this Act"

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

Senate Bill No. 2015 - Summary of House Action

	Base Budget	Senate Version	House Changes	House Version
Office of Management and Budget				
Total all funds	$42,754,708	$168,855,507	$121,880,276	$290,735,783
Less estimated income	8,828,309	76,911,173	70,467,781	147,378,954
General fund	$33,926,399	$91,944,334	$51,412,495	$143,356,829
FTE	108.00	111.00	(3.00)	108.00
Legislative Council				
Total all funds	$0	$0	$500,000	$500,000
Less estimated income	0	0	0	0
General fund	$0	$0	$500,000	$500,000

FTE	0.00	0.00	0.00	0.00
Bill total				
Total all funds	$42,754,708	$168,855,507	$122,380,276	$291,235,783
Less estimated income	8,828,309	76,911,173	70,467,781	147,378,954
General fund	$33,926,399	$91,944,334	$51,912,495	$143,856,829
FTE	108.00	111.00	(3.00)	108.00

Senate Bill No. 2015 - Office of Management and Budget - House Action

	Base Budget	Senate Version	House Changes	House Version
Salaries and wages	$21,926,979	$24,859,054	($1,700,224)	$23,158,830
Operating expenses	15,663,214	19,261,293	131,500	19,392,793
Capital assets	764,515	15,533,155	(6,351,000)	9,182,155
Emergency commission contingency fund	400,000	400,000		400,000
Guardianship grants	2,450,000	6,100,000		6,100,000
Targeted market equity pool		75,000,000		75,000,000
Prairie Public Broadcasting	1,200,000	2,992,450		2,992,450
Community service supervision grants	350,000	350,000		350,000
State student internship		700,000	(200,000)	500,000
Governor's emergency education relief		3,659,555		3,659,555
Deferred maintenance funding pool		20,000,000		20,000,000
New and vacant FTE funding pool			130,000,000	130,000,000
Total all funds	$42,754,708	$168,855,507	$121,880,276	$290,735,783
Less estimated income	8,828,309	76,911,173	70,467,781	147,378,954
General fund	$33,926,399	$91,944,334	$51,412,495	$143,356,829
FTE	108.00	111.00	(3.00)	108.00

Department 110 - Office of Management and Budget - Detail of House Changes

	Adjusts Funding for Salary and Benefit Increases[1]	Removes FTE positions[2]	Removes Salary Funding for a Funding Pool[3]	Adds Funding for Funding Pool[4]	Adjusts Funding for Operating Expenses[5]	Adjusts Funding for Capital Assets[6]
Salaries and wages	$226,001	($664,786)	($1,261,439)			
Operating expenses					$131,500	
Capital assets						($6,351,000)
Emergency commission contingency fund						
Guardianship grants						
Targeted market equity pool						
Prairie Public Broadcasting						
Community service supervision grants						
State student internship						
Governor's emergency education relief						
Deferred maintenance funding pool						
New and vacant FTE funding pool				$130,000,000		
Total all funds	$226,001	($664,786)	($1,261,439)	$130,000,000	$131,500	($6,351,000)
Less estimated income	52,451	0	(184,670)	70,000,000	0	600,000
General fund	$173,550	($664,786)	($1,076,769)	$60,000,000	$131,500	($6,951,000)
FTE	0.00	(3.00)	0.00	0.00	0.00	0.00

	Decreases Funding for Internships[7]	Total House Changes
Salaries and wages		($1,700,224)
Operating expenses		131,500
Capital assets		(6,351,000)
Emergency commission contingency fund		
Guardianship grants		
Targeted market equity pool		
Prairie Public Broadcasting		
Community service supervision grants		
State student internship	($200,000)	(200,000)
Governor's emergency education relief		
Deferred maintenance funding pool		
New and vacant FTE funding pool		130,000,000
Total all funds	($200,000)	$121,880,276
Less estimated income	0	70,467,781
General fund	($200,000)	$51,412,495
FTE	0.00	(3.00)

[1] Salaries and wages funding is adjusted for 2023-25 biennium salary increases of 6 percent on July 1, 2023, and 4 percent on July 1, 2024, and for adjustments to health insurance premium rates as follows:

	General Fund	Other Funds	Total
Salary increase	$183,634	$54,250	$237,884
Health insurance adjustment	(10,084)	(1,799)	(11,883)
Total	$173,550	$52,451	$226,001

The Senate provided salary adjustments of 4 percent on July 1, 2023, and 4 percent on July 1, 2024.

[2] Funding of $664,786 from the general fund is removed from the salaries and wages line item as follows:

- $190,862 for 1 FTE business development position;
- $255,452 for 1 FTE talent acquisition manager position; and
- $218,472 for 1 FTE total rewards specialist position.

[3] Funding for new FTE positions and estimated savings from vacant FTE positions is removed as shown below. These amounts are available to the agency if needed by submitting a request to the Office of Management and Budget for a transfer from the new and vacant FTE funding pool.

	General Fund	Other Funds	Total
New FTE positions	$0	$0	$0
Vacant FTE positions	(1,076,769)	(184,670)	(1,261,439)
Total	($1,076,769)	($184,670)	($1,261,439)

The Senate did not remove funding for a new and vacant FTE funding pool.

[4] Funding of $130 million is added for a new and vacant FTE funding pool, including $60 million from the general fund and $70 million from other funds. A section is added providing guidelines for use of funding in the pool. The Senate did not include a new and vacant FTE funding pool.

[5] Funding for operating expenses is adjusted as follows:

- Removes $18,500 of one-time funding from the general fund, which was added by the Senate, for inflationary increases.
- Decreases one-time funding from the general fund by $50,000 for an Americans with Disabilities Act compliance study to provide total funding of $50,000. The Senate provided $100,000 for the study.
- Removes $150,000 of one-time funding from the general fund, which was added by the Senate, for automatic doors in legislative areas of the Capitol and adds similar funding for accessibility improvements to the capital assets line item.
- Removes $100,000 of one-time funding from the general fund for Capitol tour digital enhancements. The Senate added this funding.
- Adds $450,000 of one-time funding from the general fund for a cash management study with the criteria for the study identified in a new section of the bill. The Senate did not include funding for a cash management study.

[6] Funding for capital assets is adjusted as follows:

- Removes $500,000 of ongoing funding from the general fund for electrical and mechanical repairs, which was added by the Senate.
- Adds $150,000 of one-time funding from the Capitol building fund for accessibility improvements in legislative areas of the Capitol. The Senate provided $150,000 of one-time funding from the general fund for automatic doors under the operating expenses line item.
- Decreases one-time funding from the general fund by $2.1 million for new procurement software to provide $400,000. The Senate provided $2.5 million of one-time funding for new procurement software.
- Changes $800,000 of one-time funding from the general fund, which was added by

the Senate, to $800,000 of one-time funding from the Capitol building fund for automation upgrades at the Capitol.

- Changes $100,000 of one-time funding from the general fund, which was added by the Senate, to $100,000 of one-time funding from the Capitol building fund for electrical and mechanical repairs.
- Removes $451,000 of one-time funding from the general fund added by the Senate to demolish the State Office Building.
- Decreases one-time funding from the general fund by $3 million for Capitol space utilization improvements to provide total funding of $2.5 million. The Senate provided $5.5 million of one-time funding for the improvements.
- Decreases one-time funding from the Capitol building fund by $200,000 for improvements at the Governor's residence to provide total funding of $100,000 for security improvements. The Senate provided $300,000 for exterior repairs.
- Decreases one-time funding from the Capitol building fund by $250,000 for a remodeling project in the Brynhild Haugland Room in the Capitol to provide total funding of $250,000. The Senate provided $500,000 for the remodeling project.

[7] One-time funding from the general fund for the state student internship program is decreased by $200,000 to provide total funding of $500,000. The Senate provided $700,000 for the program.

This amendment also:

- Provides a deficiency appropriation of $6,500 from other funds to the Office of the Governor for the salaries and wages line item and includes an emergency clause for the funding. The Senate did not provide a deficiency appropriation for the Office of the Governor.
- Clarifies the deferred maintenance funding pool includes $700,000 for water mitigation at the Liberty Memorial Building and adds an emergency clause for the deferred maintenance funding pool. The Senate did not identify funding for the Liberty Memorial Building and did not include an emergency clause for the funding pool.
- Adjusts the amount designated from the Capitol building fund to reflect $5.25 million for various capital projects. The Senate identified $4.8 million from the fund for projects.
- Adds a section to provide guidelines for a new and vacant FTE funding pool. The Senate did not include this funding pool.
- Clarifies the continuing appropriation authority of $250,000 from the Capitol building fund may be used only for remodeling projects. The Senate increased the continuing appropriation authority by $500,000, from $250,000 to $750,000.
- Removes a section, which was added by the Senate, related to the allocation of motor vehicle excise tax collections to the state highway fund. House Bill No. 1012 changes the allocation of motor vehicle excise tax collections.
- Adds a section to increase the size of the Retirement Board from 9 to 11 members and adds an effective date and emergency clause related to the change. The Senate did not include these changes.
- Adds a section directing the State Investment Board and Retirement Board to continue to invest the main system retirement plan based on an actuarial rate of return without consideration of derisking the plan. The Senate did not include this section.
- Adds an exemption allowing a park district to refinance a loan through the infrastructure revolving loan fund if the project was completed after March 31, 2022, and to pay the outstanding balance of any special assessments associated with the project. The Senate did not provide this exemption.
- Adds Legislative Management studies related to the state fire and tornado fund and state bonding fund administration, the management and maintenance of state facilities, and the state's guardianship programs. The Senate did not include these studies.

Senate Bill No. 2015 - Legislative Council - House Action

	Base Budget	Senate Version	House Changes	House Version
Operating expenses			$500,000	$500,000
Total all funds	$0	$0	$500,000	$500,000
Less estimated income	0	0	0	0
General fund	$0	$0	$500,000	$500,000
FTE	0.00	0.00	0.00	0.00

Department 160 - Legislative Council - Detail of House Changes

	Adds Funding for an Audit[1]	Total House Changes
Operating expenses	$500,000	$500,000
Total all funds	$500,000	$500,000
Less estimated income	0	0
General fund	$500,000	$500,000
FTE	0.00	0.00

[1] One-time funding of $500,000 is added from the general fund for the Legislative Council to contract for a forensic audit of the State Auditor. The Senate did not include this funding.

REPORT OF STANDING COMMITTEE

SB 2020, as engrossed: Appropriations Committee (Rep. Vigesaa, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (20 YEAS, 0 NAYS, 3 ABSENT AND NOT VOTING). Engrossed SB 2020 was placed on the Sixth order on the calendar.

In lieu of the amendments adopted as printed on pages 2080-2085 of the House Journal, Engrossed Senate Bill No. 2020 is amended as follows:

Page 1, line 2, after the semicolon insert "to provide an appropriation to the parks and recreation department;"

Page 1, line 2, replace "section" with "sections 61-02-01.3,"

Page 1, line 2, after "61-02-79" insert ", and 61-03-21.4"

Page 1, line 4, after "credit" insert ", water project economic analyses requirements,"

Page 1, line 4, after the first semicolon insert "to provide for a transfer; to provide for a report;"

Page 1, replace lines 14 through 24 with:

"Salaries and wages	$20,537,867	$1,656,382	$22,194,249
Operating expenses	43,366,550	16,112,518	59,479,068
Capital assets	98,467,437	177,316,513	275,783,950
Water supply - grants	125,000,000	191,200,000	316,200,000
Rural water supply - grants	59,600,000	(7,600,000)	52,000,000
Flood control projects	48,000,000	67,700,000	115,700,000
Discretionary funding	0	9,000,000	9,000,000
General water - grants	14,227,275	(2,227,275)	12,000,000
Total special funds	$409,199,129	$453,158,138	$862,357,267
Full-time equivalent positions	90.00	3.00	93.00"

Page 2, replace lines 7 and 8 with:

"Basinwide plan implementation	1,100,000	0
Discretionary funding	0	9,000,000"

Page 2, replace line 23 with:

"Total special funds	$206,600,000	$163,500,383"

Page 2, line 31, remove "defraying the expenses of that agency, excluding operating"

Page 3, line 1, replace "expenses and salaries and wages" with "providing water supply grants and rural water supply grants"

Page 3, line 2 after the period insert: "Any additional amounts must be allocated equally between water supply grants and rural water supply grants."

Page 3, replace lines 3 through 9 with:

"**SECTION 4. TRANSFER - WATER PROJECT STABILIZATION FUND TO WATER INFRASTRUCTURE REVOLVING LOAN FUND.** The office of management and budget shall transfer $30,000,000 from the water project stabilization fund to the water infrastructure revolving loan fund established under section 6-09-49.2, during the period beginning with the effective date of this Act, and ending June 30, 2025.

SECTION 5. TRANSFER - BANK OF NORTH DAKOTA PROFITS - WATER INFRASTRUCTURE REVOLVING LOAN FUND. The Bank of North Dakota shall transfer $100,000,000, or so much of the sum as may be necessary, from its current earnings and accumulated profits to the water infrastructure revolving loan fund during the biennium beginning July 1, 2023, and ending June 30, 2025. The moneys must be transferred as requested by the director of the department of water resources, after consultation with the Bank of North Dakota, to provide local cost-share loans for projects approved by the state water commission pursuant to section 6-09-49.2.

SECTION 6. APPROPRIATION - PARKS AND RECREATION DEPARTMENT - SOVEREIGN LANDS RECREATION USE GRANTS - ONE-TIME FUNDING. There is appropriated from special funds derived from a grant from the state water commission, not otherwise appropriated, the sum of $3,000,000, or so much of the sum as may be necessary, to the parks and recreation department for the purpose of providing grants for developing recreation opportunities on sovereign lands in the state, for the period beginning with the effective date of this Act, and ending June 30, 2025. An eligible grant recipient must identify $1 of matching funds for each $1 awarded pursuant to this section. This funding is considered to be a one-time funding item.

SECTION 7. SOVEREIGN LANDS RECREATION USE GRANT. The water supply - grants line item in section 1 of this Act includes $3,000,000 from the resources trust fund which the state water commission shall provide as a grant to the parks and recreation department for developing recreation opportunities on sovereign lands in the state, for the period beginning with the effective date of this Act, and ending June 30, 2025."

Page 3, remove lines 14 through 30

Page 4, remove lines 1 and 2

Page 4, line 4, replace "$120,000,000" with "$123,380,315"

Page 4, after line 6, insert:

"**SECTION 10. AMENDMENT.** Section 61-02-01.3 of the North Dakota Century Code is amended and reenacted as follows:

61-02-01.3. Comprehensive water development plan.

1. Biennially, the commission shall develop and maintain a comprehensive water development plan organized on a river basin perspective, including an inventory of future water projects for budgeting and planning purposes.

2. As part of the commission's planning process, to facilitate local project sponsor participation and project prioritization and to assist in education regarding life cycle analyses for municipal water supply projects, and

economic analyses for flood control and water conveyance projects only for those expected to cost more than ~~one million~~five hundred thousand dollars, the commission shall develop ~~a policy that outlines~~policies and procedures for commissioner-hosted meetings within the upper Missouri River, lower Missouri River, James River, upper Red River, lower Red River, Mouse River, Devils Lake, Little Missouri River, upper Heart River, and upper Cannonball River drainage basins."

Page 4, after line 19, insert:

"**SECTION 12. AMENDMENT.** Section 61-03-21.4 of the North Dakota Century Code is amended and reenacted as follows:

61-03-21.4. Economic analysis process required for certain projects.

The department of water resources shall develop an economic analysis process for water conveyance projects and flood-related projects expected to cost more than ~~one million~~five hundred thousand dollars, and a life cycle analysis process for municipal water supply projects. When the state water commission is considering whether to fund a water conveyance project, flood-related project, or water supply project, the department of water resources shall review the economic analysis or life cycle analysis, and inform the state water commission of the findings from the analysis and review."

Page 5, line 4, replace "$175,000,000" with "$180,000,000"

Page 5, line 15, after "project" insert "water treatment plant"

Page 5, after line 16, insert:

"**SECTION 17. LEGISLATIVE INTENT - STATE WATER COMMISSION - CITY OF BISMARCK WATER TREATMENT PLANT.** Excluding the funding provided for the city of Bismarck water treatment plant prior to the 2023-25 biennium, it is the intent of the sixty-eighth legislative assembly that up to $50,000,000 of funding appropriated in the water supply - grants line item in section 1 of this Act be made available during the 2023-25 biennium for the city of Bismarck water treatment plant.

SECTION 18. LEGISLATIVE INTENT - CITY OF MEDORA WATER SUPPLY PROJECT. It is the intent of the sixty-eighth legislative assembly that the city of Medora request funding from the state water commission for water storage, water main replacement, and water supply expansion projects after all agreements for the construction of the Theodore Roosevelt presidential library have been finalized between the library, the library foundation, the city of Medora, and Billings County.

SECTION 19. MISSOURI RIVER EDUCATE, ADVOCATE, AND ENGAGE PROGRAM - LEGISLATIVE INTENT. It is the intent of the sixty-eighth legislative assembly that:

1. Support be provided for the Missouri River educate, advocate, and engage effort conducted by the Missouri River joint water resource board;

2. The effort is needed to secure the state's rights to Missouri River water; and

3. The state water commission and the department of water resources work in cooperation with the Missouri River joint water resource board to provide financial and technical assistance as the commission deems appropriate.

SECTION 20. DEPARTMENT OF WATER RESOURCES - GARRISON DIVERSION CONSERVANCY DISTRICT - LEGISLATIVE INTENT - REPORT. It is the intent of the sixty-eighth legislative assembly that the department of water resources, in coordination with the Garrison Diversion Conservancy District,

research and identify options for the use of the Missouri River intake constructed near Washburn. The department of water resources shall report its findings and recommendations to the legislative management by October 1, 2024."

Page 5, line 18, after "operating" insert "expenses"

Page 5, line 24, replace "$405,000,000" with "$367,000,000"

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

Senate Bill No. 2020 - Summary of House Action

	Base Budget	Senate Version	House Changes	House Version
Parks and Recreation Department				
Total all funds	$0	$0	$3,000,000	$3,000,000
Less estimated income	0	0	3,000,000	3,000,000
General fund	$0	$0	$0	$0
FTE	0.00	0.00	0.00	0.00
State Water Commission				
Total all funds	$409,199,129	$864,928,344	($2,571,077)	$862,357,267
Less estimated income	409,199,129	864,928,344	(2,571,077)	862,357,267
General fund	$0	$0	$0	$0
FTE	90.00	93.00	0.00	93.00
Bill total				
Total all funds	$409,199,129	$864,928,344	$428,923	$865,357,267
Less estimated income	409,199,129	864,928,344	428,923	865,357,267
General fund	$0	$0	$0	$0
FTE	90.00	93.00	0.00	93.00

Senate Bill No. 2020 - Parks and Recreation Department - House Action

	Base Budget	Senate Version	House Changes	House Version
Sovereign lands recreation use grants			$3,000,000	$3,000,000
Total all funds	$0	$0	$3,000,000	$3,000,000
Less estimated income	0	0	3,000,000	3,000,000
General fund	$0	$0	$0	$0
FTE	0.00	0.00	0.00	0.00

Department 750 - Parks and Recreation Department - Detail of House Changes

	Adds Funding for Recreation Use Grants[1]	Total House Changes
Sovereign lands recreation use grants	$3,000,000	$3,000,000
Total all funds	$3,000,000	$3,000,000
Less estimated income	3,000,000	3,000,000
General fund	$0	$0
FTE	0.00	0.00

[1] One-time funding of $3 million from a grant received from the State Water Commission is added for the Parks and Recreation Department to provide grants for developing recreation opportunities on sovereign lands in the state. The appropriated amount includes $800,000 for the Mandan parks and recreation department and $750,000 for the Northern Plains Heritage Foundation for the port of Bismarck. Grant recipients must provide $1 of matching funds for each $1 of grant funds received under this program.

Senate Bill No. 2020 - State Water Commission - House Action

	Base Budget	Senate Version	House Changes	House Version
Salaries and wages	$20,537,867	$23,465,326	($1,271,077)	$22,194,249
Operating expenses	43,366,550	59,479,068		59,479,068
Capital assets	98,467,437	300,383,950	(24,600,000)	275,783,950
Water supply - Grants	125,000,000	283,000,000	33,200,000	316,200,000
Rural water supply - Grants	59,600,000	40,000,000	12,000,000	52,000,000
Flood control projects	48,000,000	114,600,000	1,100,000	115,700,000
General water - Grants	14,227,275	12,000,000		12,000,000
Basinwide plan implementation		1,000,000	(1,000,000)	
Discretionary funding		1,000,000	8,000,000	9,000,000
Loan repayment		30,000,000	(30,000,000)	
Total all funds	$409,199,129	$864,928,344	($2,571,077)	$862,357,267
Less estimated income	409,199,129	864,928,344	(2,571,077)	862,357,267
General fund	$0	$0	$0	$0
FTE	90.00	93.00	0.00	93.00

Department 770 - State Water Commission - Detail of House Changes

	Adjusts Funding for Salary and Benefit Increases[1]	Removes Salary Funding for Funding Pool[2]	Adjusts Funding for Water Projects[3]	Total House Changes
Salaries and wages	$344,552	($1,615,629)		($1,271,077)
Operating expenses				
Capital assets			($24,600,000)	(24,600,000)
Water supply - Grants			33,200,000	33,200,000
Rural water supply - Grants			12,000,000	12,000,000
Flood control projects			1,100,000	1,100,000
General water - Grants				
Basinwide plan implementation			(1,000,000)	(1,000,000)
Discretionary funding			8,000,000	8,000,000
Loan repayment			(30,000,000)	(30,000,000)
Total all funds	$344,552	($1,615,629)	($1,300,000)	($2,571,077)
Less estimated income	344,552	(1,615,629)	(1,300,000)	(2,571,077)
General fund	$0	$0	$0	$0
FTE	0.00	0.00	0.00	0.00

[1] Salaries and wages funding is adjusted to provide for 2023-25 biennium salary increases of 6 percent on July 1, 2023, and 4 percent on July 1, 2024, and for adjustments to health insurance premium rates as follows:

	Other Funds
Salary increase	$354,895
Health insurance adjustment	(10,343)
Total	$344,552

The Senate provided salary adjustments of 4 percent on July 1, 2023, and July 1, 2024.

[2] Funding for new FTE positions and estimated savings from vacant FTE positions is removed as shown below. These amounts are available to the agency if needed by submitting a request to the Office of Management and Budget for a transfer from the new and vacant FTE funding pool.

	Other Funds
New FTE positions	($703,398)
Vacant FTE positions	(912,231)
Total	($1,615,629)

[3] Funding for water projects is adjusted as follows:

	Total Funds
Reduce funding for capital assets	($24,600,000)
Increase funding for water supply grants	33,200,000
Increase funding for rural water supply grants	12,000,000
Increase funding for flood control projects	1,100,000
Remove one-time funding for basinwide plan implementation	(1,000,000)
Remove one-time funding for Western Area Water Supply Authority loan repayment	(30,000,000)
Increase one-time funding for discretionary water projects	8,000,000
Total	($1,300,000)

This amendment also:

- Removes a section added by the Senate identifying $30 million from the water projects stabilization fund to repay loans issued to the Western Area Water Supply Authority.
- Transfers $30 million from the water projects stabilization fund to the water infrastructure revolving loan fund.
- Transfers $100 million from Bank of North Dakota profits to the water infrastructure revolving loan fund.
- Designates $3 million for a grant to the Parks and Recreation Department for developing recreation opportunities on sovereign lands in the state.
- Removes a section providing for a basinwide plan implementation pilot project.
- Increases funding appropriated for water supply grants from the water projects stabilization fund from $120 million to $123.4 million.
- Amends North Dakota Century Code Sections 61-02-01.3 and 61-03-21.4 to require economic analyses for water projects in excess of $500,000.
- Provides legislative intent for $50 million to be granted for a City of Bismarck water treatment plant project.
- Provides legislative intent for the City of Medora to request funding from the State Water Commission after all agreements for the construction of the Theodore Roosevelt Presidential Library have been finalized between the library, library foundation, City of Medora, and Billings County.
- Provides legislative intent expressing support for the Missouri River educate, advocate, and engage program.
- Provides legislative intent for the Department of Water Resources to research and identify options for the use of the Missouri River intake constructed near Washburn.
- Reduces the amount of appropriation authority the Department of Water Resources may continue into the next biennium by $38 million, to provide total carryover authority of $367 million.
- Designates the use of excess revenue in the resources trust fund.

REPORT OF STANDING COMMITTEE

SB 2260, as engrossed: Human Services Committee (Rep. Weisz, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (10 YEAS, 4 NAYS, 0 ABSENT AND NOT VOTING). Engrossed SB 2260 was placed on the Sixth order on the calendar.

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

Page 1, line 2, remove ", and a new section to chapter 23-12"

Page 1, line 3, replace the first comma with "and"

Page 1, line 3, remove ", and parental right to consent to"

Page 1, line 4, remove "medical treatment of the parent's child"

Page 1, line 16, remove "and"

Page 1, line 16, after the second "health" insert ", and moral or religious training"

Page 1, line 17, remove "of the highest order"

Page 1, line 21, after the second underscored comma insert "or"

Page 1, line 21, remove ", or other"

Page 1, line 22, remove "institution"

Page 2, line 1, remove "Direct the education of the child, including the right to choose public, private,"

Page 2, remove lines 2 and 3

Page 2, line 4, remove "b."

Page 2, remove lines 6 through 21

Page 2, line 22, replace "j." with "b."

Page 2, line 23, replace "a" with "or other"

Page 2, line 23, remove ", or other institution"

Page 2, line 24, remove "or institution"

Page 2, line 27, replace "k." with "c."

Page 2, line 30, replace "l." with "d."

Page 2, line 31, replace "m." with "e."

Page 3, line 10, remove "A parent may bring suit for a violation of this section and may raise the section as a"

Page 3, remove lines 11 through 16

Page 3, line 17, replace "government employee" with "A school board shall indemnify and hold harmless all school personnel for a violation of this section"

Page 3, line 28, remove ""Educational records" includes attendance records, test scores of school"

Page 3, remove lines 29 through 31

Page 4, remove lines 1 and 2

Page 4, line 3, remove "d."

Page 4, remove lines 6 through 8

Page 4, line 16, remove "syllabus,"

Page 4, line 16, remove ", and teacher training materials"

Page 4, line 17, replace "that" with "in which"

Page 4, line 17, remove "in at least seven days before"

Page 4, remove lines 18 through 25

Page 4, line 26, remove "of the curriculum or teacher training materials"

Page 4, line 27, replace "(3)" with "(2)"

Page 4, line 30, replace "notify" with "allow"

Page 4, line 30, remove "at least three days in advance and obtain the"

Page 4, line 31, replace "parent's written consent before the parent's child attends" with "to opt-out of"

Page 4, line 31, remove "or"

Page 5, remove line 1

Page 5, line 2, replace "expression, sexual orientation, or romantic or sexual relationships" with "the parent deems inappropriate for that parent's child"

Page 5, line 3, remove "Procedures for a parent to object to a specific presentation or instruction on the"

Page 5, remove lines 4 through 15

Page 5, line 16, remove "g."

Page 5, line 17, replace "the laws of this state" with "this section and section 1 of this Act; and

e. A policy providing a school may not require an individual to use pronouns to refer to a child which do not align with the child's sex"

Page 5, line 29, remove "A parent may bring suit for a violation of this section and may raise the section as a"

Page 5, remove lines 30 and 31

Page 6, remove lines 1 and 2

Page 6, line 3, replace "and other appropriate relief" with A school board shall indemnify and hold harmless all school personnel for a violation of this section"

Page 6, remove lines 4 through 31

Page 7, remove lines 1 through 16

Renumber accordingly

REPORT OF CONFERENCE COMMITTEE

HB 1010, as engrossed: Your conference committee (Sens. Rust, Krebsbach, Meyer and Reps. Strinden, B. Anderson, Mitskog) recommends that the **SENATE RECEDE** from the Senate amendments as printed on HJ pages 1625-1626, adopt amendments as follows, and place HB 1010 on the Seventh order:

That the Senate recede from its amendments as printed on pages 1625 and 1626 of the House Journal and pages 1350 and 1351 of the Senate Journal and that Engrossed House Bill No. 1010 be amended as follows:

Page 1, line 2, replace "and" with "to provide for a report;"

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

Page 1, line 8, replace "biennium beginning July 1, 2023" with "period beginning with the effective date of this Act"

Page 1, replace lines 11 through 17 with:

"Salaries and wages	$1,082,619	$212,465	$1,295,084
Operating expenses	286,545	540,048	826,593
Grants	2,082,524	342,818	2,425,342
Total all funds	$3,451,688	$1,095,331	$4,547,019
Less estimated income	1,788,922	161,078	1,950,000

Total general fund	$1,662,766	$934,253	$2,597,019
Full-time equivalent positions	5.00	1.00	6.00"

Page 2, replace lines 2 through 4 with:

"Arts across the prairie initiative	0	170,000
Information technology equipment	0	10,000
Total all funds	$0	$328,930
Total other funds	0	70,000
Total general fund	$0	$258,930"

Page 2, line 13, remove the second "and"

Page 2, line 14, remove "deposited with the state treasurer pursuant to section 55-01-04"

Page 2, after line 23, insert:

"**SECTION 6. EMERGENCY.** The amount of $106,430 from the general fund appropriated in the salaries and wages line item for accrued leave payouts in section 1 of this Act is declared to be an emergency measure."

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

House Bill No. 1010 - Council on the Arts - Conference Committee Action

	Base Budget	House Version	Conference Committee Changes	Conference Committee Version	Senate Version	Comparison to Senate
Salaries and wages	$1,082,619	$1,299,802	($4,718)	$1,295,084	$1,295,084	
Operating expenses	286,545	830,593	(4,000)	826,593	830,593	($4,000)
Grants	2,082,524	2,355,342	70,000	2,425,342	2,425,342	
Total all funds	$3,451,688	$4,485,737	$61,282	$4,547,019	$4,551,019	($4,000)
Less estimated income	1,788,922	1,880,000	70,000	1,950,000	1,950,000	0
General fund	$1,662,766	$2,605,737	($8,718)	$2,597,019	$2,601,019	($4,000)
FTE	5.00	6.00	0.00	6.00	6.00	0.00

Department 709 - Council on the Arts - Detail of Conference Committee Changes

	Adjusts Funding for Salary and Benefit Increases[1]	Adjusts Funding for New FTE Position[2]	Removes Salary Funding for Funding Pool[3]	Increases Funding for the Arts Across the Prairie Initiative[4]	Total Conference Committee Changes
Salaries and wages	$17,712	$63,204	($85,634)		($4,718)
Operating expenses		(4,000)			(4,000)
Grants				$70,000	70,000
Total all funds	$17,712	$59,204	($85,634)	$70,000	$61,282
Less estimated income	0	0	0	70,000	70,000
General fund	$17,712	$59,204	($85,634)	$0	($8,718)
FTE	0.00	0.00	0.00	0.00	0.00

[1] Salaries and wages funding is adjusted to provide for 2023-25 biennium salary increases of 6 percent on July 1, 2023, and 4 percent on July 1, 2024, and for adjustments to health insurance premium rates, the same as the Senate, as follows:

	General Fund
Salary increase	$18,422
Health insurance adjustment	(710)
Total	$17,712

The House provided salary adjustments of 4 percent on July 1, 2023, and July 1, 2024.

[2] Funding of $59,204 from the general fund is added to provide a total of $73,750 from the general fund for 1 new FTE administrative assistant position and associated operating costs, including a reduction in temporary salaries. The Senate provided a total of $147,500 from the general fund for 1 new FTE administrative assistant position and associated operating

costs. The House added $17,046 from the general fund to convert a temporary position to an FTE position, including associated operating costs.

[3] Funding for new FTE positions and estimated savings from vacant FTE positions is removed as shown below. These amounts are available to the agency if needed by submitting a request to the Office of Management and Budget for a transfer from the new and vacant FTE funding pool.

	General Fund
New FTE positions	($69,750)
Vacant FTE positions	(15,884)
Total	($85,634)

[4] One-time funding of $70,000 from a momentum fund grant from the Department of Commerce is added for the arts across the prairie initiative, the same as the Senate.

This amendment also:

- Adds a section to declare the one-time appropriation of $106,430 from the general fund for accrued leave payouts to retiring staff to be an emergency measure, the same as the Senate.
- Clarifies language that provides for the appropriation of all additional gifts, grants, devises, bequests, donations, and assignments received by the Council on the Arts without Emergency Commission or Budget Section approval, the same as the Senate.

Engrossed HB 1010 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE

HB 1341, as engrossed: Your conference committee (Sens. Kessel, Magrum, Kannianen and Reps. Heinert, M. Ruby, Ista) recommends that the **SENATE RECEDE** from the Senate amendments as printed on HJ page 1487, adopt amendments as follows, and place HB 1341 on the Seventh order:

That the Senate recede from its amendments as printed on page 1487 of the House Journal and page 1215 of the Senate Journal and that Engrossed House Bill No. 1341 be amended as follows:

Page 1, line 7, replace "may" with "must"

Page 1, line 10, replace "possessed" with "restricted"

Page 1, line 10, remove the colon

Page 1, line 13, remove "the tax"

Page 1, line 14, remove "commissioner,"

Page 1, line 14, after the second comma insert "a representative of the university system, and representatives of"

Page 1, line 15, remove "association of criminal"

Page 1, line 16, replace "defense lawyers" with "commission on legal counsel for indigents"

Page 1, line 16, remove "and"

Page 1, line 16, after "association" insert ", and an association or organization with an interest in firearm legislation"

Renumber accordingly

Engrossed HB 1341 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE

HB 1413, as engrossed: Your conference committee (Sens. K. Roers, Weston, Cleary and Reps. D. Ruby, Wagner, Ostlie) recommends that the **SENATE RECEDE** from the Senate amendments as printed on HJ pages 1429-1430, adopt amendments as follows, and place HB 1413 on the Seventh order:

That the Senate recede from its amendments as printed on pages 1429 and 1430 of the House Journal and page 1181 of the Senate Journal and that Engrossed House Bill No. 1413 be amended as follows:

Page 1, line 1, after "A BILL" replace the remainder of the bill with "for an Act to provide for a legislative management study relating to prescription drug coupon and financial assistance program utilization.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. LEGISLATIVE MANAGEMENT STUDY - PRESCRIPTION DRUG COUPON AND FINANCIAL ASSISTANCE PROGRAM UTILIZATION. During the 2023-24 interim, the legislative management shall consider studying the prevalence and usage of third-party payments to reduce or eliminate North Dakota patients' cost sharing and out-of-pocket costs for prescription drugs, including programs offered by the manufacturer of a prescription drug. The study must include the prevalence and usage of third-party payments by the manufacturer of prescription drugs and in the North Dakota commercial insurance market. The study must also include the prevalence and usage of third-party payments in government programs and the availability of those programs to uninsured residents, eligibility criteria, and the impact of these programs on health care costs and prescription drug pricing. In conducting the study, input must be received from health insurance carriers, patients or patient groups, prescription drug manufacturers, pharmacy benefit managers, pharmacies or pharmacy association representatives, government and independent academic sources, and any other stakeholder with relevant information. Participants shall disclose any ties or financial compensation received by any entities in the prescription drug supply chain. The legislative management shall report its findings and recommendations, together with any proposed legislation required to implement the recommendations, to the sixty-ninth legislative assembly. "

Renumber accordingly

Engrossed HB 1413 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE

HB 1447, as engrossed: Your conference committee (Sens. Lee, Cleary, K. Roers and Reps. Beltz, Weisz, Dobervich) recommends that the **SENATE RECEDE** from the Senate amendments as printed on HJ pages 1698-1699, adopt amendments as follows, and place HB 1447 on the Seventh order:

That the Senate recede from its amendments as printed on pages 1698 and 1699 of the House Journal and pages 1431 and 1432 of the Senate Journal and that Engrossed House Bill No. 1477 be amended as follows:

Page 1, line 4, after "21-10-06" insert "and section 23-01-42"

Page 1, line 5, after "board" insert ", opioid antagonist prescription, distribution, possession, or use,"

Page 2, after line 4, insert:

"**SECTION 2. AMENDMENT.** Section 23-01-42 of the North Dakota Century Code is amended and reenacted as follows:

23-01-42. Opioid antagonist prescription, distribution, possession, or use - Immunity from liability.

1. As used in this section:

a. "Health care professional" means a licensed or certified health care professional who is working within the scope of practice for that profession. The term may include a physician, physician assistant, advanced practice registered nurse, and pharmacist acting in the professional's scope of practice.

b. "Opioid antagonist" means a drug:

(1) That is approved by the United States food and drug administration for the treatment of a drug overdose and is recognized by the department of health and human services for the treatment of a drug overdose; and

(2) That when administered negates or neutralizes, in whole or in part, the pharmacological effects of an opioid in the body.

2. A health care professional acting in good faith may directly or by standing order prescribe, distribute, or dispense an opioid antagonist~~, if the health care professional provides training to:~~

~~a. An individual at risk of experiencing an opioid-related overdose; or~~

~~b. A family member, friend, or other individual in a position to assist an individual at risk of experiencing an opioid-related overdose.~~

~~3. An individual acting in good faith may receive or possess an opioid antagonist if that individual is:~~

~~a. An individual at risk of experiencing an opioid-related overdose; or~~

~~b. A family member, friend, or other individual in a position to assist an individual at risk of experiencing an opioid-related overdose~~.

~~4.~~3. An individual acting in good faith may ~~self-administer an opioid antagonist or~~ administer an opioid antagonist to another individual who the administering individual suspects is at risk of experiencing an opioid overdose.

~~5.~~4. An individual may receive, possess, or administer an opioid antagonist under subsection 3 ~~or 4~~, regardless of whether the individual is the individual for or to whom the opioid antagonist is prescribed, distributed, or dispensed.

~~6.~~5. An individual who prescribes, distributes, dispenses, receives, possesses, or administers an opioid antagonist as authorized under this section is immune from civil and criminal liability for such action. A health care professional who prescribes, distributes, or dispenses an opioid antagonist as authorized under this section is not subject to professional discipline for such action. This section does not expand the scope of practice of a health care professional. Immunity from liability or discipline under this subsection does not apply if the individual's actions constitute recklessness, gross negligence, or intentional misconduct."

Page 2, line 17, replace "collected" with "recovered"

Page 2, line 18, remove "and the state's political subdivisions"

Page 2, line 19, after the underscored period insert "Moneys recovered by a political subdivision as a result of opioid litigation may be deposited in the fund."

Page 3, after line 17, insert:

"c. The committee shall consider cultural practices and alternative best practice treatment methods when considering and making recommendations to the department under this subsection."

Page 3, line 21, after "2." insert "Annually, each political subdivision that recovers and retains moneys as a result of opioid litigation shall submit to the department a report detailing the decisions of the governing body of the political subdivision regarding use of the moneys.

3."

Page 3, line 22, after "made" insert "by the department and the political subdivisions"

Page 3, line 26, replace "follow the following formula:" with "include at least twenty percent for opioid use prevention and overdose prevention, including best practices relating to fentanyl drug overdose, and approved use for workforce development."

Page 3, remove lines 27 through 30

Page 4, remove lines 1 and 2

Page 4, after line 4, insert:

"**Political subdivisions - Public health units.**

1. A political subdivision that recovers moneys as a result of opioid litigation may deposit the moneys in the fund or may retain the moneys and transfer the moneys to the public health unit that provides services to that political subdivision.

2. A political subdivision that recovers and retains moneys as a result of opioid litigation shall collaborate with a public health unit on the use of the moneys for local programs for remediating and abating the opioid crisis. The use of moneys under this subsection must be in compliance with any court-ordered restrictions. The political subdivision and public health unit shall work together to ensure all reporting requirements are met.

3. All political subdivisions shall provide an allocation plan to the behavioral health division prior to expenditure."

Page 4, remove lines 21 through 30

Renumber accordingly

Engrossed HB 1447 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE

HB 1477, as engrossed: Your conference committee (Sens. Estenson, Barta, Cleary and Reps. K. Anderson, Weisz, Davis) recommends that the **SENATE RECEDE** from the Senate amendments as printed on HJ page 1681 and place HB 1477 on the Seventh order.

Engrossed HB 1477 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE

SB 2276, as engrossed: Your conference committee (Sens. Cleary, Hogan, Clemens and Reps. McLeod, M. Ruby, Frelich) recommends that the **HOUSE RECEDE** from the House amendments as printed on SJ pages 1331-1332, adopt amendments as follows, and place SB 2276 on the Seventh order:

That the House recede from its amendments as printed on pages 1331 and 1332 of the Senate Journal and pages 1446 and 1447 of the House Journal and that Engrossed Senate Bill No. 2276 be amended as follows:

Page 1, line 1, after "A BILL" replace the remainder of the bill with "for an Act to create and enact a new section to chapter 50-06 and a new section to chapter 50-24.1 of the North Dakota Century Code, relating to the establishment of a cross-disability

advisory council and a family caregiver service pilot project; to provide an appropriation; to provide an effective date; and to provide an expiration date.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. A new section to chapter 50-06 of the North Dakota Century Code is created and enacted as follows:

Cross-disability advisory council - Appointment - Duties.

1. The cross-disability advisory council shall participate with and provide feedback to the department regarding the implementation, planning, and design of the cross-disability children's waiver, level of care reform for the comprehensive developmental disabilities Medicaid home and community-based waiver, and a service option that will allow payment to a legally responsible individual who provides extraordinary care to an eligible individual through the Medicaid 1915(c) waivers. This subsection does not apply to the Medicaid 1915(c) home and community-based services aged and disabled waivers.

2. The department shall contract with a qualified, independent third party to facilitate and provide support services to the council. The contracted facilitator shall appoint the cross-disability advisory council members in accordance with subsection 3 and establish the length of member terms and the structure of the cross-disability advisory council. A representative from the contracted facilitator shall serve as the presiding officer of the advisory council.

3. The cross-disability advisory council consists of up to fifteen voting members. A majority of the members of the council must be family members of individuals with a disability, or must be individuals with a disability, who receive Medicaid home and community-based services. The remaining members of the council must be appointed based on their professional subject matter expertise in or knowledge of the needs and interests of individuals with disabilities. The council's membership must represent different regions of the state and a broad range of disabilities that pertain to the Medicaid home and community-based services. Upon request of the department, state agency representatives shall participate with the cross-disability advisory council in a nonvoting role.

4. The cross-disability advisory council shall meet at least quarterly and may appoint subcommittees to address specific topics or disabilities, which may include autism spectrum disorder, traumatic brain injury, and fetal alcohol spectrum disorder. A majority of the voting members of the council constitutes a quorum.

5. The cross-disability advisory council shall:

   a. Discuss strategies to address gaps or needs regarding individuals with disabilities and Medicaid home and community-based services, including eligibility of legally responsible individuals;

   b. Provide for the active participation of stakeholders, including consumers and providers; and

   c. Receive information from the department and its consultants.

6. The cross-disability advisory council members, excluding the contracted facilitator, are entitled to reimbursement from the department for travel and lodging at the same rate as provided for state officers and employees.

SECTION 2. A new section to chapter 50-24.1 of the North Dakota Century Code is created and enacted as follows:

Family caregiver service pilot project - Report.

1. The department shall establish the family caregiver service pilot project to assist in making payments to a legally responsible individual who provides extraordinary care to an eligible individual who is a participant in the Medicaid 1915(c) waivers, excluding the home and community-based services aged and disabled waiver.

2. The family caregiver service pilot project may include funding for extraordinary care, which means care:

   a. Exceeding the range of activities a legally responsible individual would ordinarily perform in the household on behalf of an individual without extraordinary medical or behavioral needs; and

   b. Is necessary to assure the health and welfare and avoid institutionalization of the individual in need of care.

3. The department may adopt rules addressing management of the family caregiver service pilot project and establish the eligibility requirements and exclusions for the family caregiver service pilot project. The department shall utilize an assessment of an eligible individual to determine the level of care authorized and to determine the best interests of the individual in need of care. The pilot project may not provide a payment for any care that is otherwise compensated through a Medicaid 1915(c) waiver or the Medicaid state plan.

4. A decision on an application which is issued by the department under this section may be appealed as provided under chapter 28-32. An individual may not appeal a denial, a revocation, a reduction in payment, or the termination of the family caregiver service pilot project administered by the department due to the unavailability of funding received for the purpose of issuing payments as part of the family caregiver service pilot project for the biennium.

5. The department shall provide the legislative management with periodic reports on the impact, usage, and costs associated with the family caregiver service pilot project.

SECTION 3. APPROPRIATION - DEPARTMENT OF HEALTH AND HUMAN SERVICES - ONE-TIME FUNDING - FAMILY CAREGIVER SERVICE PILOT PROJECT - PROJECT COORDINATOR. There is appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of $2,500,000, or so much of the sum as may be necessary, to the department of health and human services for the purpose of establishing and issuing payments as part of a family caregiver service pilot project, for the biennium beginning July 1, 2023, and ending June 30, 2025. Of this amount, the sum of $300,000, or so much of the sum as may be necessary, may be used by the department of health and human services for the purpose of hiring up to one full-time equivalent position to serve as the family caregiver service pilot project coordinator, who would be responsible for implementing the pilot project and for establishing a payment portal. Participation in this service pilot project is capped at 120 individuals. The department of health and human services is authorized one full-time equivalent position for this purpose.

SECTION 4. EFFECTIVE DATE. Section 2 of this Act becomes effective January 1, 2024.

SECTION 5. EXPIRATION DATE. Section 1 of this Act is effective through July 31, 2025, and after that date is ineffective; section 2 of this Act is effective until the date the commissioner of the department of health and human services certifies to the legislative council that an approximate or equivalent family caregiver services program is available through a Medicaid and Medicare-approved home and community-based services waiver."

Renumber accordingly

Engrossed SB 2276 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE

SB 2341, as engrossed: Your conference committee (Sens. Cleary, K. Roers, Hogan and Reps. Beltz, M. Ruby, Davis) recommends that the **HOUSE RECEDE** from the House amendments as printed on SJ pages 1414-1415, adopt amendments as follows, and place SB 2341 on the Seventh order:

That the House recede from its amendments as printed on pages 1414 and 1415 of the Senate Journal and page 1595 of the House Journal and that Engrossed Senate Bill No. 2341 be amended as follows:

Page 1, line 1, remove "amend and reenact section 50-11-00.1 of the North Dakota Century Code,"

Page 1, line 2, replace "relating to definitions for foster homes for children and treatment centers for trafficked youth" with "provide for a study of youth services for children impacted or potentially impacted by human trafficking; and to provide for a legislative management report"

Page 1, remove lines 4 through 22

Page 2, remove lines 1 through 30

Page 3, remove lines 1 through 5

Page 3, line 17, replace "January 2" with "July 1"

Page 3, line 18, replace "interim human services committee" with "legislative management"

Renumber accordingly

Engrossed SB 2341 was placed on the Seventh order of business on the calendar.

SECOND READING OF HOUSE BILL

HB 1540: A BILL for an Act to amend and reenact sections 50-33-02 and 50-33-07 of the North Dakota Century Code, relating to early childhood services and child care assistance; to provide for a legislative management report; to provide an appropriation; and to provide an effective date.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 62 YEAS, 29 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Anderson, D.; Beltz; Bosch; Boschee; Brandenburg; Christy; Conmy; Cory; Dakane; Davis; Dobervich; Dockter; Fegley; Finley-DeVille; Frelich; Grueneich; Hager; Hagert; Hanson; Hatlestad; Headland; Heinert; Ista; Jonas; Kiefert; Klemin; Lefor; Martinson; McLeod; Meier; Mitskog; Mock; Motschenbacher; Murphy; Nathe; Nelson; Novak; O'Brien; Olson, J.; Olson, S.; Ostlie; Porter; Pyle; Richter; Rios; Roers Jones; Sanford; Satrom; Schauer; Schneider; Schreiber-Beck; Steiner; Stemen; Strinden; Swiontek; Thomas; Vetter; Vigesaa; Wagner; Warrey; Weisz; Speaker Johnson, D.

NAYS: Anderson, B.; Anderson, K.; Bellew; Christensen; Hauck; Heilman; Henderson; Holle; Hoverson; Johnson, J.; Karls; Kasper; Kempenich; Koppelman; Kreidt; Longmuir; Louser; Marschall; Monson; Prichard; Rohr; Ruby, D.; Ruby, M.; Schatz; Schobinger; Timmons; Toman; Tveit; VanWinkle

ABSENT AND NOT VOTING: Bahl; Dyk; Fisher

Engrossed HB 1540 passed.

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SECOND READING OF SENATE BILL

SB 2283: A BILL for an Act to amend and reenact section 50-24.5-02.3 of the North Dakota Century Code, relating to basic care payment rates; to provide for a study; to provide an appropriation; 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 11 YEAS, 78 NAYS, 0 EXCUSED, 5 ABSENT AND NOT VOTING.

YEAS: Boschee; Dakane; Davis; Dobervich; Finley-DeVille; Hager; Ista; Mitskog; Mock; Schneider; Vetter

NAYS: Anderson, B.; Anderson, D.; Bellew; Beltz; Bosch; Brandenburg; Christensen; Christy; Conmy; Cory; Dockter; Fegley; Frelich; Grueneich; Hagert; Hanson; Hatlestad; Hauck; Headland; Heilman; Henderson; Holle; Hoverson; Johnson, J.; Jonas; Karls; Kasper; Kempenich; Kiefert; Klemin; Koppelman; Kreidt; Lefor; Longmuir; Louser; Marschall; Martinson; McLeod; Meier; 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; Schobinger; Schreiber-Beck; Steiner; Stemen; Strinden; Swiontek; Thomas; Timmons; Toman; Tveit; VanWinkle; Vigesaa; Wagner; Warrey; Weisz; Speaker Johnson, D.

ABSENT AND NOT VOTING: Anderson, K.; Bahl; Dyk; Fisher; Heinert

Engrossed SB 2283, as amended, failed.

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CONSIDERATION OF CONFERENCE COMMITTEE REPORT

REP. OSTLIE MOVED that the conference committee report on SB 2092 as printed on HJ pages 1149-1150 be adopted, which motion prevailed on a voice vote.

SECOND READING OF SENATE BILL

SB 2092: A BILL for an Act to create and enact a new section to chapter 6-07.2 of the North Dakota Century Code, relating to voluntary liquidation of credit unions; to amend and reenact section 6-01-04.1 of the North Dakota Century Code, relating to the removal of officers, directors, and employees of financial corporations or institutions; and to repeal chapter 6-06.1 of the North Dakota Century Code, relating to voluntary liquidation of credit unions.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, 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.; Bellew; Beltz; Bosch; Boschee; Brandenburg; Christensen; Christy; Conmy; Cory; Dakane; Davis; Dobervich; Dockter; Fegley; Finley-DeVille; 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; 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; Dyk; Fisher

SB 2092, as amended, passed.

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CONSIDERATION OF CONFERENCE COMMITTEE REPORT

REP. JONAS MOVED that the conference committee report on Engrossed SB 2094 as printed on HJ pages 1227-1228 be adopted, which motion prevailed on a voice vote.

SECOND READING OF SENATE BILL

SB 2094: A BILL for an Act to create and enact a new section to chapter 37-07.2 of the North Dakota Century Code, relating to the expansion of the national guard tuition grants to include out-of-state postsecondary education institutions; and to provide a legislative management report.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 81 YEAS, 9 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

YEAS: Anderson, B.; Anderson, D.; Anderson, K.; Beltz; Bosch; Boschee; Brandenburg; Christensen; Christy; Conmy; Cory; Dakane; Davis; Dobervich; Dockter; Fegley; Finley-DeVille; Frelich; Grueneich; Hager; Hagert; Hanson; Hatlestad; Hauck; Headland; Heilman; Heinert; 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; Novak; O'Brien; Olson, J.; Olson, S.; Ostlie; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Schauer; Schneider; Schreiber-Beck; Steiner; Stemen; Strinden; Swiontek; Thomas; Timmons; Toman; Tveit; VanWinkle; Vigesaa; Wagner; Warrey; Weisz; Speaker Johnson, D.

NAYS: Bellew; Henderson; Hoverson; Murphy; Prichard; Rios; Schatz; Schobinger; Vetter

ABSENT AND NOT VOTING: Bahl; Dyk; Fisher; Satrom

Engrossed SB 2094, as amended, passed.

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MOTION

REP. BOSCH MOVED that the House stand in recess until 12:30 p.m., which motion prevailed.

THE HOUSE RECONVENED pursuant to recess taken, with Speaker D. Johnson presiding.

SIXTH ORDER OF BUSINESS

SPEAKER D. JOHNSON DEEMED approval of the amendments to Engrossed SB 2020.

Engrossed SB 2020, as amended, was placed on the Fourteenth order of business on the calendar.

SECOND READING OF SENATE BILL

SB 2020: A BILL for an Act to provide an appropriation for defraying the expenses of the department of water resources; to provide an appropriation to the parks and recreation department; to amend and reenact sections 61-02-01.3, 61-02-79, and 61-03-21.4 of the North Dakota Century Code and section 4 of chapter 20 of the 2021 Session Laws, relating to a Bank of North Dakota line of credit, water project economic analyses requirements, and state water commission discretionary funding; to provide for a transfer; to provide for a report; to provide legislative intent; to provide an exemption; 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 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; 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; 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; Fisher

Engrossed SB 2020, as amended, passed and the emergency clause was declared carried.

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CONSIDERATION OF MESSAGE FROM THE SENATE

REP. LOUSER MOVED that the House do not concur in the Senate amendments to Engrossed HB 1539 as printed on HJ pages 2152-2153 and that a conference committee be appointed to meet with a like committee from the Senate, which motion prevailed on a voice vote.

APPOINTMENT OF CONFERENCE COMMITTEE

THE SPEAKER APPOINTED as a Conference Committee on:
Engrossed HB 1539: Reps. Louser, Warrey, Boschee.

APPOINTMENT OF CONFERENCE COMMITTEE

REP. BOSCH MOVED that the Speaker appoint a committee of three to act with a like committee from the Senate as a Conference Committee on Engrossed SB 2164, which motion prevailed.

THE SPEAKER APPOINTED as a Conference Committee on:

Engrossed SB 2164: Reps. Kasper, Steiner, Schauer

CONSIDERATION OF MESSAGE FROM THE SENATE

REP. WEISZ MOVED that the House do concur in the Senate amendments to Engrossed HB 1473 as printed on HJ pages 1561-1562, which motion prevailed on a voice vote.

Engrossed HB 1473, as amended, was placed on the Eleventh order of business.

SECOND READING OF HOUSE BILL

HB 1473: A BILL for an Act to create and enact a new section to chapter 12-44.1, a new section to chapter 12-46, a new section to chapter 12-47, and a new section to chapter 15-10 of the North Dakota Century Code, relating to the use of restrooms, locker rooms, and shower rooms in a dormitory or living facility controlled by the state board of higher education, a correctional facility, the North Dakota youth correctional center, and the penitentiary exclusively for males and females.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 78 YEAS, 14 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Anderson, B.; Anderson, D.; Anderson, K.; Bellew; Beltz; Bosch; Brandenburg; Christensen; Christy; Cory; Dockter; Dyk; Fegley; Frelich; Grueneich; Hagert; Hatlestad; Hauck; Headland; Heilman; Heinert; Henderson; Holle; Hoverson; Johnson, J.; Jonas; Karls; Kasper; Kempenich; Kiefert; Klemin; Koppelman; Kreidt; Lefor; Longmuir; Louser; Marschall; Martinson; McLeod; Meier; Mock; Monson; Motschenbacher; 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; Schobinger; Steiner; Stemen; Strinden; Swiontek; Thomas; Timmons; Toman; Tveit; VanWinkle; Vetter; Vigesaa; Wagner; Warrey; Weisz; Speaker Johnson, D.

NAYS: Boschee; Conmy; Dakane; Davis; Dobervich; Finley-DeVille; Hager; Hanson; Ista;

Mitskog; Murphy; Richter; Schneider; Schreiber-Beck

ABSENT AND NOT VOTING: Bahl; Fisher

Reengrossed HB 1473 passed.

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CONSIDERATION OF MESSAGE FROM THE SENATE

REP. HEADLAND MOVED that the House do concur in the Senate amendments to HB 1438 as printed on HJ page 1373, which motion prevailed on a voice vote.

HB 1438, as amended, was placed on the Eleventh order of business.

SECOND READING OF HOUSE BILL

HB 1438: A BILL for an Act to amend and reenact subsection 8 of section 57-02-08 of the North Dakota Century Code, relating to a property tax exemption for buildings and land belonging to institutions of public charity; and to provide an effective date.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 87 YEAS, 5 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Anderson, B.; Anderson, D.; Anderson, K.; Bellew; Beltz; Boschee; Brandenburg; Christensen; Christy; Conmy; Cory; Dakane; Davis; Dobervich; Dockter; Dyk; Fegley; Finley-DeVille; Frelich; Grueneich; Hagert; Hanson; 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; 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; Satrom; Schatz; Schauer; Schneider; Schreiber-Beck; Steiner; Stemen; Strinden; Swiontek; Thomas; Timmons; Toman; Tveit; VanWinkle; Vetter; Vigesaa; Wagner; Warrey; Weisz; Speaker Johnson, D.

NAYS: Bosch; Hager; Headland; Monson; Schobinger

ABSENT AND NOT VOTING: Bahl; Fisher

Engrossed HB 1438 passed.

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CONSIDERATION OF CONFERENCE COMMITTEE REPORT

REP. KLEMIN MOVED that the conference committee report on Engrossed HB 1205 as printed on HJ page 1428 be adopted, which motion prevailed on a voice vote.

SECOND READING OF HOUSE BILL

HB 1205: A BILL for an Act to create and enact a new section to chapter 12.1-27.1 of the North Dakota Century Code, relating to prohibiting public libraries from maintaining explicit sexual material; to provide for a legislative management report; and to provide for application.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 70 YEAS, 22 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Anderson, B.; Anderson, D.; Anderson, K.; Bellew; Beltz; Bosch; Brandenburg; Christensen; Cory; Dockter; Dyk; Fegley; Frelich; Grueneich; Hatlestad; Hauck; Headland; Heilman; Heinert; Henderson; Holle; Hoverson; Johnson, J.; Jonas; Karls; Kasper; Kempenich; Kiefert; Klemin; Koppelman; Kreidt; Lefor; Louser; Marschall; McLeod; Meier; Monson; Motschenbacher; Nathe; Novak; Olson, J.; Olson, S.; Ostlie; Porter; Prichard; Pyle; Richter; Rios; Rohr; Ruby, D.; Ruby, M.; Satrom; Schatz; Schauer; Schobinger; Steiner; Stemen; Strinden; Swiontek; Thomas;

Timmons; Toman; Tveit; VanWinkle; Vetter; Vigesaa; Wagner; Warrey; Weisz; Speaker Johnson, D.

NAYS: Boschee; Christy; Conmy; Dakane; Davis; Dobervich; Finley-DeVille; Hager; Hagert; Hanson; Ista; Longmuir; Martinson; Mitskog; Mock; Murphy; Nelson; O'Brien; Roers Jones; Sanford; Schneider; Schreiber-Beck

ABSENT AND NOT VOTING: Bahl; Fisher

Reengrossed HB 1205 passed.

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CONSIDERATION OF CONFERENCE COMMITTEE REPORT

REP. OSTLIE MOVED that the conference committee report on SB 2126 as printed on HJ page 1497 be adopted, which motion prevailed on a voice vote.

CONSIDERATION OF CONFERENCE COMMITTEE REPORT

REP. FRELICH MOVED that the conference committee report on Engrossed SB 2139 as printed on HJ pages 1391-1392 be adopted, which motion prevailed on a voice vote.

CONSIDERATION OF CONFERENCE COMMITTEE REPORT

REP. MOTSCHENBACHER MOVED that the conference committee report on Reengrossed SB 2344 as printed on HJ page 1211 be adopted, which motion prevailed on a voice vote.

CONSIDERATION OF CONFERENCE COMMITTEE REPORT

REP. BOSCH MOVED that the conference committee report on SB 2161 as printed on HJ pages 1413-1414 be adopted, which motion prevailed on a voice vote.

SECOND READING OF SENATE BILL

SB 2161: A BILL for an Act to amend and reenact sections 15-11-40 and 57-51.1-07.9 of the North Dakota Century Code, relating to the state energy research center and the center's funding.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, 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.; Bellew; Beltz; Bosch; Boschee; Brandenburg; Christy; Conmy; Cory; Dakane; Davis; Dobervich; Dockter; Dyk; Fegley; Finley-DeVille; Frelich; Grueneich; Hager; Hagert; Hanson; Hatlestad; Hauck; Headland; Heilman; Heinert; 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; 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.

NAYS: Christensen; Henderson; Timmons

ABSENT AND NOT VOTING: Bahl; Fisher

SB 2161, as amended, passed.

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CONSIDERATION OF CONFERENCE COMMITTEE REPORT

REP. DOCKTER MOVED that the conference committee report on Engrossed SB 2391 as printed on HJ pages 1231-1232 be adopted, which motion prevailed on a voice vote.

SECOND READING OF SENATE BILL

SB 2391: A BILL for an Act to amend and reenact subsection 7 of section 40-63-01, sections 40-63-03, 40-63-04, and 40-63-05, and subsection 5 of section 40-63-07 of the

North Dakota Century Code, relating to renaissance zones and income and property tax incentives related to renaissance zones.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 77 YEAS, 15 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; Grueneich; Hager; Hagert; Hanson; Hatlestad; Headland; Heinert; 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; Novak; O'Brien; Olson, J.; Ostlie; Pyle; Richter; Rios; Roers Jones; Rohr; Sanford; Satrom; Schauer; Schneider; Schobinger; Schreiber-Beck; Steiner; Stemen; Strinden; Swiontek; Thomas; Timmons; Tveit; VanWinkle; Vetter; Vigesaa; Wagner; Warrey; Weisz; Speaker Johnson, D.

NAYS: Bellew; Christensen; Dyk; Frelich; Hauck; Heilman; Henderson; Hoverson; Olson, S.; Porter; Prichard; Ruby, D.; Ruby, M.; Schatz; Toman

ABSENT AND NOT VOTING: Bahl; Fisher

Engrossed SB 2391, as amended, passed.

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CONSIDERATION OF CONFERENCE COMMITTEE REPORT

REP. ROHR MOVED that the conference committee report on SB 2187 as printed on HJ pages 1133-1134 be adopted, which motion prevailed on a voice vote.

SECOND READING OF SENATE BILL

SB 2187: A BILL for an Act to create and enact chapter 43-47.1 of the North Dakota Century Code, relating to adoption of the counseling compact; and to amend and reenact subsection 2 of section 43-47-06 of the North Dakota Century Code, relating to licensure of counselors.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 87 YEAS, 5 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Anderson, B.; Anderson, D.; Anderson, K.; Bellew; Beltz; Bosch; Boschee; Brandenburg; Christy; Conmy; Cory; Dakane; Davis; Dobervich; Dockter; Dyk; Fegley; Finley-DeVille; Frelich; Grueneich; Hager; Hagert; Hanson; Hatlestad; Hauck; Headland; Heinert; 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; 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; Henderson; Hoverson; Prichard

ABSENT AND NOT VOTING: Bahl; Fisher

SB 2187, as amended, passed.

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CONSIDERATION OF CONFERENCE COMMITTEE REPORT

REP. KASPER MOVED that the conference committee report on Engrossed SB 2241 as printed on HJ pages 1196-1197 be adopted, which motion prevailed on a voice vote.

SECOND READING OF SENATE BILL

SB 2241: A BILL for an Act to amend and reenact section 32-03-30 of the North Dakota Century Code, relating to damages for wrongful injuries to timber.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 30 YEAS, 62 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Anderson, D.; Beltz; Bosch; Dobervich; Dockter; Dyk; Grueneich; Hauck; Heinert; Ista; Kasper; Kreidt; Marschall; Mock; Nathe; Nelson; Novak; Olson, J.; Porter; Richter; Ruby, M.; Schauer; Schobinger; Strinden; Swiontek; Thomas; VanWinkle; Wagner; Warrey; Weisz

NAYS: Anderson, B.; Anderson, K.; Bellew; Boschee; Brandenburg; Christensen; Christy; Conmy; Cory; Dakane; Davis; Fegley; Finley-DeVille; Frelich; Hager; Hagert; Hanson; Hatlestad; Headland; Heilman; Henderson; Holle; Hoverson; Johnson, J.; Jonas; Karls; Kempenich; Kiefert; Klemin; Koppelman; Lefor; Longmuir; Louser; Martinson; McLeod; Meier; Mitskog; Monson; Motschenbacher; Murphy; O'Brien; Olson, S.; Ostlie; Prichard; Pyle; Rios; Roers Jones; Rohr; Ruby, D.; Sanford; Satrom; Schatz; Schneider; Schreiber-Beck; Steiner; Stemen; Timmons; Toman; Tveit; Vetter; Vigesaa; Speaker Johnson, D.

ABSENT AND NOT VOTING: Bahl; Fisher

Engrossed SB 2241, as amended, failed.

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CONSIDERATION OF CONFERENCE COMMITTEE REPORT

REP. MCLEOD MOVED that the conference committee report on SB 2227 as printed on HJ page 1345 be adopted, which motion prevailed on a voice vote.

SECOND READING OF SENATE BILL

SB 2227: A BILL for an Act to amend and reenact sections 23-01-02 and 23-01-03 of the North Dakota Century Code, relating to the membership and duties of the health council.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 74 YEAS, 18 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

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

NAYS: Anderson, K.; Bellew; Christensen; Dyk; Heilman; Henderson; Hoverson; Koppelman; Marschall; Olson, S.; Prichard; Rios; Stemen; Thomas; Toman; VanWinkle; Vetter; Vigesaa

ABSENT AND NOT VOTING: Bahl; Fisher

SB 2227, as amended, passed.

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MOTION

REP. BOSCH MOVED that the House stand in recess until 4:30 p.m., which motion

prevailed.

THE HOUSE RECONVENED pursuant to recess taken, with Speaker D. Johnson presiding.

MOTION

REP. BOSCH MOVED that SB 2260, which is 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 2015.

Engrossed SB 2015, as amended, was placed on the Fourteenth order of business on the calendar.

SECOND READING OF SENATE BILL

SB 2015: A BILL for an Act to provide an appropriation for defraying the expenses of the various divisions under the supervision of the director of the office of management and budget; to provide appropriations to the legislative council and office of the governor; to create and enact a new subsection to section 54-44-11 of the North Dakota Century Code, relating to a facility management operating fund; to amend and reenact sections 48-10-02, 54-21-19, and 54-52-03 of the North Dakota Century Code, relating to the capitol grounds planning commission spending limit, capitol grounds rent collections, the retirement board, and the public employees retirement system retirement plan; to provide for a transfer; to provide an exemption; to provide for a legislative management study; to provide a report; to provide an effective date; and to declare an emergency.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 67 YEAS, 24 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Anderson, B.; Anderson, D.; Beltz; Bosch; Boschee; Brandenburg; Christy; Conmy; Cory; Dakane; Davis; Dobervich; Dockter; Fegley; Finley-DeVille; Grueneich; Hager; Hagert; Hanson; Hatlestad; Headland; Heinert; Ista; Jonas; Karls; Kasper; 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; Ruby, M.; Sanford; Satrom; Schauer; Schneider; Schobinger; Schreiber-Beck; Stemen; Strinden; Swiontek; Thomas; VanWinkle; Vigesaa; Wagner; Warrey; Weisz; Speaker Johnson, D.

NAYS: Anderson, K.; Bellew; Christensen; Frelich; Hauck; Heilman; Henderson; Holle; Hoverson; Johnson, J.; Koppelman; Marschall; Motschenbacher; Olson, S.; Prichard; Rios; Rohr; Ruby, D.; Schatz; Steiner; Timmons; Toman; Tveit; Vetter

ABSENT AND NOT VOTING: Bahl; Dyk; Fisher

Engrossed SB 2015, as amended, passed and the emergency clause was declared carried.

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APPOINTMENT OF CONFERENCE COMMITTEE

REP. BOSCH MOVED that the Speaker appoint a committee of three to act with a like committee from the Senate as a Conference Committee on Engrossed SB 2012, Engrossed SB 2013, Engrossed SB 2019, Reengrossed SB 2284, Engrossed SB 2304, and Engrossed SB 2335, which motion prevailed.

THE SPEAKER APPOINTED as a Conference Committee on:

Engrossed SB 2012: Reps. Nelson, O'Brien, Mitskog
Engrossed SB 2013: Reps. Richter, Sanford, Nathe
Engrossed SB 2019: Reps. Sanford, Martinson, Hanson
Reengrossed SB 2284: Reps. Heinert, Richter, Hanson
Engrossed SB 2304: Reps. Koppelman, Thomas, Warrey
Engrossed SB 2335: Reps. M. Ruby, Frelich, Dobervich

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: HB 1540.

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 2020.

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 2015.

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)
MADAM PRESIDENT: The House has amended and subsequently failed to pass: SB 2283.

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)
MADAM PRESIDENT: The House has concurred in the Senate amendments and subsequently passed: HB 1205, HB 1438, and HB 1473.

MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)
MR. SPEAKER: The Senate has appointed as a conference committee to act with a like committee from the House on:

HB 1474: Sens. K. Roers; Cleary; Hogan

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)
MADAM PRESIDENT: The House does not concur in the Senate amendments to HB 1539, and the Speaker has appointed as a conference committee to act with a like committee from the Senate on:

HB 1539: Reps. Louser; Warrey; Boschee

MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)
MR. SPEAKER: The Senate has appointed as a conference committee to act with a like committee from the House on:

HB 1297: Sens. Lee; Cleary; Hogan

MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)
MR. SPEAKER: The Senate has appointed as a conference committee to act with a like committee from the House on:

HB 1539: Sens. K. Roers; Cleary; Estenson

MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)
MR. SPEAKER: The Senate has concurred in the House amendments and subsequently passed: SB 2360.

MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)
MR. SPEAKER: The Senate does not concur in the House amendments to SB 2012, SB 2013, SB 2019, SB 2284, and SB 2304, and the President has appointed as a conference committee to act with a like committee from the House on:

SB 2012: Sens. Dever; Davison; Mathern
SB 2013: Sens. Schaible; Rust; Sorvaag
SB 2019: Sens. Sorvaag; Rust; Bekkedahl
SB 2284: Sens. Schaible; Elkin; Axtman
SB 2304: Sens. Luick; Paulson; Sickler

MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)
MR. SPEAKER: The Senate does not concur in the House amendments to SB 2020, and the President has appointed as a conference committee to act with a like committee from the House on:

SB 2020: Sens. Sorvaag; Schaible; Bekkedahl

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)
MADAM PRESIDENT: The House has appointed as a conference committee to act with a like committee from the Senate on:

SB 2164: Reps. Kasper; Steiner; Schauer

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)
MADAM PRESIDENT: The House has appointed as a conference committee to act with a like committee from the Senate on:

SB 2012: Reps. Nelson; O'Brien; Mitskog
SB 2013: Reps. Richter; Sanford; Nathe
SB 2019: Reps. Sanford; Martinson; Hanson
SB 2284: Reps. Heinert; Richter; Hanson
SB 2304: Reps. Koppelman; Thomas; Warrey
SB 2335: Reps. M. Ruby; Frelich; Dobervich

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)
MADAM PRESIDENT: The House has dissolved the House conference committee on: HB 1438.

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)
MADAM PRESIDENT: The House has adopted the conference committee report on: SB 2126, SB 2139, SB 2344.

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)
MADAM PRESIDENT: The House has adopted the conference committee report and subsequently passed: SB 2092, SB 2094.

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)
MADAM PRESIDENT: The House has adopted the conference committee report and subsequently passed: SB 2161, SB 2187, SB 2227, SB 2391.

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)
MADAM PRESIDENT: The House has adopted the conference committee report and subsequently failed to pass: SB 2241.

MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)
MR. SPEAKER: The Senate has adopted the conference committee report on: HCR 3035.

MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)
MR. SPEAKER: The Senate has adopted the conference committee report and subsequently passed: SB 2276, SB 2341.

MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)
MR. SPEAKER: The Senate has adopted the conference committee report and subsequently passed: SB 2107, SB 2265, SB 2328.

MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)
MR. SPEAKER: The Senate has adopted the conference committee report and subsequently passed: HB 1011, HB 1052, HB 1429, HB 1455.

MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)
MR. SPEAKER: The Senate has adopted the conference committee report and subsequently failed to pass: SB 2149, SB 2326.

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)
MADAM PRESIDENT: Your signature is respectfully requested on: HB 1011, HB 1052, HB 1429, HB 1455, HCR 3035.

MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)
MR. SPEAKER: Your signature is respectfully requested on: SB 2092, SB 2094.

MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)
MR. SPEAKER: Your signature is respectfully requested on: SB 2360.

DELIVERY OF ENROLLED BILLS AND RESOLUTIONS
The following bill was delivered to the Governor for approval on April 21, 2023: HB 1515.

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 8:00 a.m., Monday, April 24, 2023, which motion prevailed.

REPORT OF CONFERENCE COMMITTEE
HB 1019, as engrossed: Your conference committee (Sens. Davison, Kreun, Dever and Reps. Richter, Nathe, Sanford) recommends that the **SENATE RECEDE** from the Senate amendments as printed on HJ pages 1831-1835, adopt amendments as follows, and place HB 1019 on the Seventh order:

That the Senate recede from its amendments as printed on pages 1831-1835 of the House Journal and pages 1497-1501 of the Senate Journal and that Engrossed House Bill No. 1019 be amended as follows:

Page 1, line 2, remove "to amend and reenact sections 15-19-00.1, 15-19-01, 15-19-02,"

Page 1, remove line 3

Page 1, line 4, remove "the administration of the center for distance education; and"

Page 1, line 4, after "exemption" insert "; and to provide for a report"

Page 1, replace lines 14 through 17 with:

"Salaries and wages	$4,643,906	$340,305	$4,984,211
Operating expenses	2,198,453	847,897	3,046,350
Grants	9,507,349	2,500,000	12,007,349
Grants - secondary	26,837,780	14,700,000	41,537,780"

Page 1, remove lines 22 through 24

Page 2, replace lines 1 through 3 with:

"Workforce training	2,000,000	500,000	2,500,000
Center for distance education	9,461,254	(9,461,254)	0
Statewide area career center initiative grant program	0	26,500,000	26,500,000
Total all funds	$56,754,880	$35,926,948	$92,681,828
Less estimated income	15,019,817	26,461,303	41,481,120
Total general fund	$41,735,063	$9,465,645	$51,200,708
Full-time equivalent positions	50.30	(26.80)	23.50"

Page 2, line 4, after "**FUNDING**" insert "**- EFFECT ON BASE BUDGET - REPORT TO SIXTY-NINTH LEGISLATIVE ASSEMBLY**"

Page 2, line 5, after "biennium" insert "and the one-time funding items included in the appropriation in section 1 of this Act"

Page 2, replace lines 7 through 10 with:

"Statewide area career center initiative grant program	$88,276,228	$26,500,000
Secondary career and technical education programs	0	500,000
Total other funds	$88,276,228	$27,000,000

The 2023-25 biennium one-time funding amounts are not part of the entity's base budget for the 2025-27 biennium. The department of career and technical education shall report to the appropriations committees of the sixty-ninth legislative assembly on the use of this one-time funding for the biennium beginning July 1, 2023, and ending June 30, 2025."

Page 2, remove lines 11 through 31

Page 3, remove lines 1 through 31

Page 4, remove lines 1 through 30

Page 5, remove lines 1 through 30

Page 6, remove lines 1 through 31

Page 7, remove lines 1 through 30

Page 8, replace lines 1 through 21 with:

"**SECTION 3. ESTIMATED INCOME - STRATEGIC INVESTMENT AND IMPROVEMENTS FUND - SECONDARY CAREER AND TECHNICAL EDUCATION PROGRAMS.** The estimated income line item in section 1 of this Act includes $500,000 from the strategic investment and improvements fund for new and expanding secondary career and technical education programs.

SECTION 4. ESTIMATED INCOME - FEDERAL CORONAVIRUS CAPITAL PROJECTS FUND - STATEWIDE AREA CAREER CENTER INITIATIVE GRANT PROGRAM - LEGISLATIVE MANAGEMENT REPORT. The estimated income line item in section 1 of this Act includes the sum of $26,500,000 from the federal coronavirus capital projects fund for the purpose of defraying inflationary costs of existing projects approved under the statewide area career center initiative grant program during the 2021-23 biennium. The department of career and technical education must distribute the funding to existing career academy projects proportionally based on funding allocations provided to each project during the 2021-23 biennium. If funding approved in this section is provided for a career academy project and the funding becomes uncommitted during the 2023-25 biennium, the department of career and technical education may redistribute the funding for existing projects under the program during the biennium beginning July 1, 2023, and ending June 30, 2025. The department of career and technical education shall report to the legislative management during the 2023-24 interim and to the appropriations committees of the sixty-ninth legislative assembly regarding the amount of inflationary funding provided for each project and the construction status of each project."

Page 8, line 25, after "2021" insert "Special Session"

Page 8, after line 26, insert:

"**SECTION 6. EXEMPTION - STATEWIDE AREA CAREER CENTER INITIATIVE GRANT PROGRAM - UNCOMMITTED FUNDS.** Notwithstanding section 1 of chapter 548 of the 2021 Special Session Session Laws, if funding approved for a career academy project under the statewide area career center initiative grant program becomes uncommitted after December 31, 2022, the department of career and technical education may redistribute the funding for existing projects under the program during the biennium beginning July 1, 2023, and ending June 30, 2025.

SECTION 7. WORKFORCE TRAINING GRANTS - SALARIES AND WAGES EXPENSES. The workforce training line item in section 1 of this Act includes the sum of $500,000 from the general fund which the department of career and technical education shall distribute to each eligible organization in the state dedicated to expanding workforce opportunities, training, and education for the purpose of defraying salaries and wages expenses of the organization's employees. The department of career and technical education shall distribute the funding identified in this section as follows:

1. An organization in the northwest region of the state $230,000
2. An organization in the northeast region of the state $40,000
3. An organization in the southwest region of the state $120,000
4. An organization in the southeast region of the state $110,000"

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

House Bill No. 1019 - Dept. of Career and Technical Education - Conference Committee Action

	Base Budget	House Version	Conference Committee Changes	Conference Committee Version	Senate Version	Comparison to Senate
Salaries and wages	$4,643,906	$5,441,942	($457,731)	$4,984,211	$4,960,741	$23,470
Operating expenses	2,198,453	2,878,350	168,000	3,046,350	2,878,350	168,000
Grants	9,507,349	11,507,349	500,000	12,007,349	11,507,349	500,000
Grants - secondary	26,837,780	41,037,780	500,000	41,537,780	45,037,780	(3,500,000)
Marketplace for kids	300,000	300,000		300,000	300,000	
STEM initiative	100,000	100,000		100,000	100,000	
Adult farm management	1,706,138	1,706,138		1,706,138	1,706,138	
Workforce training	2,000,000	2,000,000	500,000	2,500,000	2,500,000	
Center for distance education	9,461,254					
Statewide area career center grants			26,500,000	26,500,000	26,500,000	
Total all funds	$56,754,880	$64,971,559	$27,710,269	$92,681,828	$95,490,358	($2,808,530)
Less estimated income	15,019,817	14,489,399	26,991,721	41,481,120	40,981,120	500,000
General fund	$41,735,063	$50,482,160	$718,548	$51,200,708	$54,509,238	($3,308,530)
FTE	50.30	23.50	0.00	23.50	21.50	2.00

Department 270 - Dept. of Career and Technical Education - Detail of Conference Committee Changes

	Adjusts Funding for Salary and Benefit Increases[1]	Removes Salary Funding for Funding Pool[2]	Adds Funding for Operating Expenses[3]	Reduces Funding for Cost to Continue Reimbursement Rates[4]	Adds Funding for New and Expanding Secondary Programs[5]	Removes Funding for Career Advisors[6]
Salaries and wages	$85,995	($543,726)				
Operating expenses			$168,000			
Grants					$500,000	
Grants - secondary				($500,000)	1,500,000	($500,000)
Marketplace for kids						
STEM initiative						
Adult farm management						
Workforce training						
Center for distance education						
Statewide area career center grants						
Total all funds	$85,995	($543,726)	$168,000	($500,000)	$2,000,000	($500,000)
Less estimated income	10,615	(18,894)	0	0	500,000	0
General fund	$75,380	($524,832)	$168,000	($500,000)	$1,500,000	($500,000)
FTE	0.00	0.00	0.00	0.00	0.00	0.00

	Adds Funding for Workforce Training Grants[7]	Adds One-Time Funding for Career Academies[8]	Total Conference Committee Changes
Salaries and wages			($457,731)
Operating expenses			168,000
Grants			500,000
Grants - secondary			500,000
Marketplace for kids			
STEM initiative			
Adult farm management			
Workforce training	$500,000		500,000
Center for distance education			
Statewide area career center grants		$26,500,000	26,500,000
Total all funds	$500,000	$26,500,000	$27,710,269
Less estimated income	0	26,500,000	26,991,721
General fund	$500,000	$0	$718,548
FTE	0.00	0.00	0.00

[1] Salaries and wages funding is adjusted to provide for 2023-25 biennium salary increases of 6 percent on July 1, 2023, and 4 percent on July 1, 2024, and for adjustments to health insurance premium rates as follows:

	General Fund	Other Funds	Total
Salary increase	$75,380	$10,964	$86,344
Health insurance adjustment	0	(349)	(349)
Total	$75,380	$10,615	$85,995

The House provided salary adjustments of 4 percent on July 1, 2023, and July 1, 2024.

[2] Funding for new FTE positions and estimated savings from vacant FTE positions is removed as shown below. These amounts are available to the agency if needed by submitting a request to the Office of Management and Budget for a transfer from the new and vacant FTE funding pool.

	General Fund	Other Funds	Total
New FTE positions	($394,874)	$0	($394,874)
Vacant FTE positions	(129,958)	(18,894)	(148,852)
Total	($524,832)	($18,894)	($543,726)

[3] Funding of $168,000 is added from the general fund for operating expenses of the department. The House and Senate did not add funding for this purpose.

[4] Funding for the cost to continue career and technical education reimbursement rates at schools (27 percent) and area career and technical centers (40 percent) is reduced by $500,000 to provide a total of $3.5 million from the general fund. The House and Senate provided $4 million from the general fund.

[5] Funding of $2 million, of which $1.5 million is ongoing funding from the general fund and $500,000 is one-time funding from the strategic investment and improvements fund (SIIF), is added for new and expanding secondary career and technical education programs to provide a total of $10 million, including $9.5 million from the general fund.

The House provided $8 million from the general fund. The Senate provided $12 million from the general fund.

[6] Funding of $500,000 from the general fund for school district career advisors is removed. The House added $500,000 from the general fund for the program. The Senate did not provide funding for the program.

[7] Funding of $500,000 is added for workforce training grants to provide a total of $2.5 million from the general fund, the same as provided by the Senate. The House provided $2 million, the same as the base level.

[8] One-time funding of $26.5 million is added from the federal Coronavirus Capital Projects Fund for career academy inflationary costs under the statewide area career center initiative grant program, the same as provided by the Senate. The House did not add funding for this purpose.

The conference committee:

- Did not remove $394,874 from the general fund for 2 FTE program supervisor positions. These positions were added by the House but removed by the Senate.
- Did not add $500,000 from the general fund for grants to schools for work-based learning coordinators. The House provided $1.5 million from the general fund. The Senate added $500,000 to provide a total of $2 million from the general fund. The conference committee provided $1.5 million from the general fund.

This amendment also:

- Removes seven sections added by the House to transfer supervisory authority of the Center for Distance Education from the Department of Career and Technical Education to the Department of Public Instruction. Statutory changes necessary to authorize this change are provided in Senate Bill No. 2269. These sections were also removed by the Senate.
- Adds a section to identify one-time funding of $500,000 from SIIF for new and expanding secondary career and technical education programs. The Senate did not add this section.
- Adds a section to identify $26.5 million from the federal Coronavirus Capital Projects Fund for career academy inflationary costs during the 2023-25 biennium. The funding is to be provided proportionally to existing career academy projects under the statewide area career center initiative grant program based on funding allocations provided to each project during the 2021-23 biennium. During the 2023-24 interim, the department is required to provide a report to the Legislative Management regarding the amount of inflationary funding provided to each project to date, expected funding to be provided to each project for the remainder of the biennium, and the construction status of each project. The department is required to provide an updated report to the 69th Legislative Assembly. This section was also added by the Senate.
- Adds a section to provide the Department of Career and Technical Education an exemption that if funding is returned for a previously approved career academy project, the department is authorized to redistribute the funding to other existing career academy projects during the 2023-25 biennium. This section was also added by the Senate.
- Adds a section providing that of the $2.5 million from the general fund in the wokforce training line item, the Department of Career and Technical Education distribute $500,000 to eligible workforce training organizations for the purpose of defraying salaries and wages expenses of the organization's employees. This section was also added by the Senate.

Engrossed HB 1019 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE

HB 1020, as engrossed: Your conference committee (Sens. Erbele, Wanzek, K. Roers and Reps. Monson, Pyle, Brandenburg) recommends that the **SENATE RECEDE** from the Senate amendments as printed on HJ pages 1685-1694, adopt amendments as follows, and place HB 1020 on the Seventh order:

That the Senate recede from its amendments as printed on pages 1685-1694 of the House Journal and pages 1419-1427 of the Senate Journal and that Engrossed House Bill No. 1020 be amended as follows:

Page 1, line 14, replace "July 1, 2023," with "with the effective date of this Act"

Page 1, remove lines 17 through 23

Page 2, remove lines 1 through 31

Page 3, replace lines 1 through 28 with:

"NORTH DAKOTA STATE UNIVERSITY EXTENSION SERVICE

	Base Level	Adjustments or Enhancements	Appropriation
Extension service	$56,530,224	$2,002,613	$58,532,837
Soil conservation committee	1,211,520	150,000	1,361,520
Total all funds	$57,741,744	$2,152,613	$59,894,357
Less estimated income	28,303,921	682,222	28,986,143
Total general fund	$29,437,823	$1,470,391	$30,908,214
Full-time equivalent positions	241.77	10.93	252.70

Subdivision 2.

NORTHERN CROPS INSTITUTE

	Base Level	Adjustments or Enhancements	Appropriation
Northern crops institute	$3,909,760	$5,640,941	$9,550,701
Total all funds	$3,909,760	$5,640,941	$9,550,701
Less estimated income	1,922,618	5,517,827	7,440,445
Total general fund	$1,987,142	$123,114	$2,110,256
Full-time equivalent positions	13.55	4.60	18.15

Subdivision 3.

UPPER GREAT PLAINS TRANSPORTATION INSTITUTE

	Base Level	Adjustments or Enhancements	Appropriation
Upper great plains transportation institute	$23,527,957	$1,570,236	$25,098,193
Total all funds	$23,527,957	$1,570,236	$25,098,193
Less estimated income	19,042,350	959,427	20,001,777
Total general fund	$4,485,607	$610,809	$5,096,416
Full-time equivalent positions	43.88	0.00	43.88

Subdivision 4.

MAIN RESEARCH CENTER

	Base Level	Adjustments or Enhancements	Appropriation
Main research center	$111,676,188	$107,718,315	$219,394,503
Total all funds	$111,676,188	$107,718,315	$219,394,503
Less estimated income	57,087,956	102,288,358	159,376,314
Total general fund	$54,588,232	$5,429,957	$60,018,189
Full-time equivalent positions	334.56	23.91	358.47

Subdivision 5.

BRANCH RESEARCH CENTERS

	Base Level	Adjustments or Enhancements	Appropriation
Dickinson research center	$7,078,838	$153,874	$7,232,712
Central grasslands research center	3,553,320	42,199	3,595,519
Hettinger research center	5,174,885	123,393	5,298,278
Langdon research center	3,091,310	74,729	3,166,039
North Central research center	5,203,251	74,501	5,277,752
Williston research center	5,362,734	115,922	5,478,656
Carrington research center	9,827,963	239,286	10,067,249
Total all funds	$39,292,301	$823,904	$40,116,205
Less estimated income	20,722,818	228,047	20,950,865
Total general fund	$18,569,483	$595,857	$19,165,340
Full-time equivalent positions	108.21	3.60	111.81

Subdivision 6.

AGRONOMY SEED FARM

	Base Level	Adjustments or Enhancements	Appropriation
Agronomy seed farm	$1,579,655	$50,109	$1,629,764
Total special funds	$1,579,655	$50,109	$1,629,764
Full-time equivalent positions	3.00	0.00	3.00

Subdivision 7.

SECTION 1 TOTAL

	Base Level	Adjustments or Enhancements	Appropriation
Grand total general fund	$109,068,287	$8,230,128	$117,298,415
Grand total other funds	128,659,318	109,725,990	238,385,308
Grand total all funds	$237,727,605	$117,956,118	$355,683,723"

Page 4, remove line 6

Page 4, replace line 10 with:

"Nesson Valley irrigation research site project	0	1,700,000"

Page 4, replace lines 21 through 23 with:

"Total all funds	$12,827,000	$109,403,830
Total other funds	12,327,000	105,695,600
Total general fund	$500,000	$3,708,230"

Page 5, line 24, replace "$99,400,000" with "$89,400,000"

Page 6, after line 10, insert:

"**SECTION 8. NORTH DAKOTA STATE UNIVERSITY MAIN RESEARCH CENTER - POTATO FAST TRACK.** The estimated income line item in subdivision 4 of section 1 of this Act includes $250,000 from other funds for the potato fast track program to accelerate potato variety development efforts at the North Dakota state university main research center."

Page 7, line 17, remove "$250,000 appropriated from the general fund for a spud"

Page 7, line 18, replace "research fast track" with "$87,000,000 appropriated from the strategic investment and improvements fund and $10,000,000 appropriated from other funds for the Waldron hall replacement project"

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

House Bill No. 1020 - Summary of Conference Committee Action

	Base Budget	House Version	Conference Committee Changes	Conference Committee Version	Senate Version	Comparison to Senate
Transportation Institute						
Total all funds	$23,527,957	$25,528,332	($430,139)	$25,098,193	$25,098,193	$0
Less estimated income	19,042,350	20,100,371	(98,594)	20,001,777	20,001,777	0
General fund	$4,485,607	$5,427,961	($331,545)	$5,096,416	$5,096,416	$0
FTE	43.88	43.88	0.00	43.88	43.88	0.00
Branch Research Centers						
Total all funds	$39,292,301	$41,143,677	($1,027,472)	$40,116,205	$40,116,205	$0
Less estimated income	20,722,818	21,182,476	(231,611)	20,950,865	20,950,865	0
General fund	$18,569,483	$19,961,201	($795,861)	$19,165,340	$19,165,340	$0
FTE	108.21	110.81	1.00	111.81	111.81	0.00
NDSU Extension Service						

Total all funds	$57,741,744	$63,986,011	($4,091,654)	$59,894,357	$60,249,357	($355,000)
Less estimated income	28,303,921	30,368,513	(1,382,370)	28,986,143	28,986,143	0
General fund	$29,437,823	$33,617,498	($2,709,284)	$30,908,214	$31,263,214	($355,000)
FTE	241.77	255.70	(3.00)	252.70	254.70	(2.00)
Northern Crops Institute						
Total all funds	$3,909,760	$9,645,484	($94,783)	$9,550,701	$9,550,701	$0
Less estimated income	1,922,618	7,488,946	(48,501)	7,440,445	7,440,445	0
General fund	$1,987,142	$2,156,538	($46,282)	$2,110,256	$2,110,256	$0
FTE	13.55	18.15	0.00	18.15	18.15	0.00
Main Research Center						
Total all funds	$111,676,188	$224,899,261	($5,504,758)	$219,394,503	$219,764,503	($370,000)
Less estimated income	57,087,956	160,561,927	(1,185,613)	159,376,314	159,626,314	(250,000)
General fund	$54,588,232	$64,337,334	($4,319,145)	$60,018,189	$60,138,189	($120,000)
FTE	334.56	362.47	(4.00)	358.47	358.47	0.00
Agronomy Seed Farm						
Total all funds	$1,579,655	$1,628,794	$970	$1,629,764	$1,629,764	$0
Less estimated income	1,579,655	1,628,794	970	1,629,764	1,629,764	0
General fund	$0	$0	$0	$0	$0	$0
FTE	3.00	3.00	0.00	3.00	3.00	0.00
Bill total						
Total all funds	$237,727,605	$366,831,559	($11,147,836)	$355,683,723	$356,408,723	($725,000)
Less estimated income	128,659,318	241,331,027	(2,945,719)	238,385,308	238,635,308	(250,000)
General fund	$109,068,287	$125,500,532	($8,202,117)	$117,298,415	$117,773,415	($475,000)
FTE	744.97	794.01	(6.00)	788.01	790.01	(2.00)

House Bill No. 1020 - Transportation Institute - Conference Committee Action

	Base Budget	House Version	Conference Committee Changes	Conference Committee Version	Senate Version	Comparison to Senate
Upper Great Plains Trans. Institute	$23,527,957	$25,528,332	($430,139)	$25,098,193	$25,098,193	
Total all funds	$23,527,957	$25,528,332	($430,139)	$25,098,193	$25,098,193	$0
Less estimated income	19,042,350	20,100,371	(98,594)	20,001,777	20,001,777	0
General fund	$4,485,607	$5,427,961	($331,545)	$5,096,416	$5,096,416	$0
FTE	43.88	43.88	0.00	43.88	43.88	0.00

Department 627 - Transportation Institute - Detail of Conference Committee Changes

	Adjusts Funding for Salary and Benefit Increases[1]	Increases Funding for Freight Transportation and Logistics Surveys[2]	Removes Salary Funding for Funding Pool[3]	Removes Funding for a Multimodal Carbon Dioxide Transportation Study[4]	Total Conference Committee Changes
Upper Great Plains Trans. Institute	$199,552	$108,000	($339,241)	($398,450)	($430,139)
Total all funds	$199,552	$108,000	($339,241)	($398,450)	($430,139)
Less estimated income	138,352	0	(236,946)	0	(98,594)
General fund	$61,200	$108,000	($102,295)	($398,450)	($331,545)
FTE	0.00	0.00	0.00	0.00	0.00

[1] Salaries and wages funding is adjusted to provide for 2023-25 biennium salary increases of 6 percent on July 1, 2023, and 4 percent on July 1, 2024, and for adjustments to health insurance premium rates, the same as the Senate, as follows:

	General Fund	Other Funds	Total
Salary increase	$62,767	$141,568	$204,335
Health insurance adjustment	(1,567)	(3,216)	(4,783)
Total	$61,200	$138,352	$199,552

The House provided salary adjustments of 4 percent on July 1, 2023, and July 1, 2024.

[2] Funding of $108,000 from the general fund is added to provide a total of $408,000 for freight transportation and logistics surveys, the same as the Senate. The House provided $300,000 from the general fund for freight transportation and logistics surveys.

[3] Funding for new FTE positions and estimated savings from vacant FTE positions is removed as shown below, the same as the Senate. These amounts are available to the agency if needed by submitting a request to the Office of Management and Budget for a transfer from the new and vacant FTE funding pool.

	General Fund	Other Funds	Total
Vacant FTE positions	($102,295)	($236,946)	($339,241)

[4] One-time funding of $398,450 from the general fund added by the House for a multimodal carbon dioxide transportation study is removed, the same as the Senate.

House Bill No. 1020 - Branch Research Centers - Conference Committee Action

	Base Budget	House Version	Conference Committee Changes	Conference Committee Version	Senate Version	Comparison to Senate
Dickinson Research Center	$7,078,838	$7,293,538	($60,826)	$7,232,712	$7,232,712	
Central Grasslands Research Center	3,553,320	3,668,691	(73,172)	3,595,519	3,595,519	
Hettinger Research Center	5,174,885	5,408,774	(110,496)	5,298,278	5,298,278	
Langdon Research Center	3,091,310	3,485,946	(319,907)	3,166,039	3,166,039	
North Central Research Center	5,203,251	5,387,382	(109,630)	5,277,752	5,277,752	
Williston Research Center	5,362,734	5,608,192	(129,536)	5,478,656	5,478,656	
Carrington Research Center	9,827,963	10,291,154	(223,905)	10,067,249	10,067,249	
Total all funds	$39,292,301	$41,143,677	($1,027,472)	$40,116,205	$40,116,205	$0
Less estimated income	20,722,818	21,182,476	(231,611)	20,950,865	20,950,865	0
General fund	$18,569,483	$19,961,201	($795,861)	$19,165,340	$19,165,340	$0
FTE	108.21	110.81	1.00	111.81	111.81	0.00

Department 628 - Branch Research Centers - Detail of Conference Committee Changes

	Adjusts Funding for Salary and Benefit Increases[1]	Reduces Funding for Clubroot Fungus Technician[2]	Adds Agronomist Position[3]	Removes Salary Funding for Funding Pool[4]	Total Conference Committee Changes
Dickinson Research Center	$38,976		$250,000	($349,802)	($60,826)
Central Grasslands Research Center	28,584			(101,756)	(73,172)
Hettinger Research Center	42,268			(152,764)	(110,496)
Langdon Research Center	27,003	($74,000)		(272,910)	(319,907)
North Central Research Center	42,429			(152,059)	(109,630)
Williston Research Center	50,405			(179,941)	(129,536)
Carrington Research Center	85,994			(309,899)	(223,905)
Total all funds	$315,659	($74,000)	$250,000	($1,519,131)	($1,027,472)
Less estimated income	88,201	0	0	(319,812)	(231,611)
General fund	$227,458	($74,000)	$250,000	($1,199,319)	($795,861)
FTE	0.00	0.00	1.00	0.00	1.00

[1] Salaries and wages funding is adjusted to provide for 2023-25 biennium salary increases of 6 percent on July 1, 2023, and 4 percent on July 1, 2024, and for adjustments to health insurance premium rates, the same as the Senate, as follows:

	General Fund	Other Funds	Total
Dickinson Research Center			
Salary increase	$40,633	$0	$40,633
Health insurance adjustment	(1,657)	0	(1,657)
Total	$38,976	$0	$38,976
Central Grasslands Research Center			
Salary increase	$23,078	$6,452	$29,530
Health insurance adjustment	(887)	(59)	(946)
Total	$22,191	$6,393	$28,584
Hettinger Research Center			
Salary increase	$33,875	$10,217	$44,092
Health insurance adjustment	(1,082)	(742)	(1,824)
Total	$32,793	$9,475	$42,268
Langdon Research Center			
Salary increase	$21,005	$7,063	$28,068
Health insurance adjustment	(750)	(315)	(1,065)
Total	$20,255	$6,748	$27,003
North Central Research Center			
Salary increase	$25,125	$18,960	$44,085
Health insurance adjustment	(910)	(746)	(1,656)
Total	$24,215	$18,214	$42,429
Williston Research Center			
Salary increase	$45,843	$6,100	$51,943
Health insurance adjustment	(1,302)	(236)	(1,538)
Total	$44,541	$5,864	$50,405
Carrington Research Center			
Salary increase	$46,412	$43,132	$89,544
Health insurance adjustment	(1,925)	(1,625)	(3,550)
Total	$44,487	$41,507	$85,994
Total Branch Research Centers			
Salary increase	$235,971	$91,924	$327,895
Health insurance adjustment	(8,513)	(3,723)	(12,236)
Total	$227,458	$88,201	$315,659

The House provided salary adjustments of 4 percent on July 1, 2023, and July 1, 2024.

[2] Funding is reduced by $74,000 from the general fund to provide a total of $176,000 for a new FTE technician position to research clubroot fungus at the Langdon Research Center, the same as the Senate. The House provided $250,000 from the general fund for a new FTE technician position to research clubroot fungus.

[3] Funding of $250,000 from the general fund, including $40,000 for operating expenses, is added for 1 new FTE agronomist position at the Dickinson Research Center. The Senate added $292,000 for the agronomist position. The House did not include a new FTE agronomist position.

[4] Funding for new FTE positions and estimated savings from vacant FTE positions is removed as shown below. These amounts are available to the agency if needed by submitting a request to the Office of Management and Budget for a transfer from the new and vacant FTE funding pool.

	General Fund	Other Funds	Total
Dickinson Research Center			
New FTE positions	($210,000)	$0	($210,000)
Vacant FTE positions	(139,802)	0	(139,802)
Total	($349,802)	$0	($349,802)
Central Grasslands Research Center			
Vacant FTE positions	($79,532)	($22,224)	($101,756)
Hettinger Research Center			
Vacant FTE positions	($116,589)	($36,175)	($152,764)
Langdon Research Center			
New FTE positions	($176,000)	$0	($176,000)
Vacant FTE positions	(72,245)	(24,665)	(96,910)
Total	($248,245)	($24,665)	($272,910)
North Central Research Center			
Vacant FTE positions	($86,364)	($65,695)	($152,059)
Williston Research Center			
Vacant FTE positions	($158,357)	($21,584)	($179,941)
Carrington Research Center			
Vacant FTE positions	($160,430)	($149,469)	($309,899)
Total Branch Research Centers			
New FTE positions	($386,000)	$0	($386,000)
Vacant FTE positions	(813,319)	(319,812)	(1,133,131)
Total	($1,199,319)	($319,812)	($1,519,131)

House Bill No. 1020 - NDSU Extension Service - Conference Committee Action

	Base Budget	House Version	Conference Committee Changes	Conference Committee Version	Senate Version	Comparison to Senate
Extension Service	$56,530,224	$62,624,491	($4,091,654)	$58,532,837	$58,737,837	($205,000)
Soil Conservation Committee	1,211,520	1,361,520		1,361,520	1,511,520	(150,000)
Total all funds	$57,741,744	$63,986,011	($4,091,654)	$59,894,357	$60,249,357	($355,000)
Less estimated income	28,303,921	30,368,513	(1,382,370)	28,986,143	28,986,143	0
General fund	$29,437,823	$33,617,498	($2,709,284)	$30,908,214	$31,263,214	($355,000)
FTE	241.77	255.70	(3.00)	252.70	254.70	(2.00)

Department 630 - NDSU Extension Service - Detail of Conference Committee Changes

	Adjusts Funding for Salary and Benefit Increases[1]	Reduces Funding for the Cropping System Initiative[2]	Reduces Funding for the Livestock Development Initiative[3]	Removes New FTE Position for the 4-H Initiative[4]	Increases Funding for Operations[5]	Removes Salary Funding for Funding Pool[6]
Extension Service	$767,891	($460,000)	($250,000)	($240,000)	$70,000	($3,854,545)
Soil Conservation Committee						
Total all funds	$767,891	($460,000)	($250,000)	($240,000)	$70,000	($3,854,545)
Less estimated income	380,828	0	0	0	0	(1,763,198)
General fund	$387,063	($460,000)	($250,000)	($240,000)	$70,000	($2,091,347)
FTE	0.00	(1.00)	(1.00)	(1.00)	0.00	0.00

	Reduces Funding for the Farm and Ranch Safety Initiative[7]	Total Conference Committee Changes
Extension Service	($125,000)	($4,091,654)
Soil Conservation Committee		
Total all funds	($125,000)	($4,091,654)
Less estimated income	0	(1,382,370)
General fund	($125,000)	($2,709,284)
FTE	0.00	(3.00)

[1] Salaries and wages funding is adjusted to provide for 2023-25 biennium salary increases of 6 percent on July 1, 2023, and 4 percent on July 1, 2024, and for adjustments to health insurance premium rates, the same as the Senate, as follows:

	General Fund	Other Funds	Total
Salary increase	$392,348	$408,486	$800,834
Health insurance adjustment	(5,285)	(27,658)	(32,943)
Total	$387,063	$380,828	$767,891

The House provided salary adjustments of 4 percent on July 1, 2023, and July 1, 2024.

[2] Funding is reduced by $460,000 from the general fund to provide a total of $240,000 and 1 new FTE soybean pathologist position for the cropping system initiative. The Senate reduced funding by $220,000 from the general fund to provide a total of $480,000 for 2 new FTE positions for the cropping system initiative. The House provided $700,000 from the general fund for the cropping system initiative.

[3] Funding of $250,000 from the general fund included by the House and Senate for a new FTE veterinary epidemiologist position is removed by the conference committee.

[4] Funding is reduced by $240,000 from the general fund to remove 1 new FTE position added by the House for the 4-H initiative, the same as the Senate. The conference committee did not remove $80,000 from the general fund added by the House for 4-H operating expenses, the same as the Senate.

[5] Funding of $70,000 from the general fund is added for NDSU Extension Service operating support to provide a total of $220,000 for the NDSU Extension Service and $150,000 for the State Soil Conservation Committee operating support. The Senate provided $520,000 from the general fund, including $220,000 for the NDSU Extension Service and $300,000 for the State Soil Conservation Committee operating support. The House provided $300,000 from

the general fund, including $150,000 for the NDSU Extension Service, and $150,000 for the State Soil Conservation Committee operating support.

[6] Funding for new FTE positions and estimated savings from vacant FTE positions is removed as shown below. These amounts are available to the agency if needed by submitting a request to the Office of Management and Budget for a transfer from the new and vacant FTE funding pool.

	General Fund	Other Funds	Total
New FTE positions	($410,000)	$0	($410,000)
Vacant FTE positions	(1,681,347)	(1,763,198)	(3,444,545)
Total	($2,091,347)	($1,763,198)	($3,854,545)

[7] Funding of $250,000 from the general fund included by the House and Senate for the farm and ranch safety and health initiative is reduced by $125,000 by the conference committee.

House Bill No. 1020 - Northern Crops Institute - Conference Committee Action

	Base Budget	House Version	Conference Committee Changes	Conference Committee Version	Senate Version	Comparison to Senate
Northern Crops Institute	$3,909,760	$9,645,484	($94,783)	$9,550,701	$9,550,701	
Total all funds	$3,909,760	$9,645,484	($94,783)	$9,550,701	$9,550,701	$0
Less estimated income	1,922,618	7,488,946	(48,501)	7,440,445	7,440,445	0
General fund	$1,987,142	$2,156,538	($46,282)	$2,110,256	$2,110,256	$0
FTE	13.55	18.15	0.00	18.15	18.15	0.00

Department 638 - Northern Crops Institute - Detail of Conference Committee Changes

	Adjusts Funding for Salary and Benefit Increases[1]	Removes Salary Funding for Funding Pool[2]	Total Conference Committee Changes
Northern Crops Institute	$24,534	($119,317)	($94,783)
Total all funds	$24,534	($119,317)	($94,783)
Less estimated income	12,179	(60,680)	(48,501)
General fund	$12,355	($58,637)	($46,282)
FTE	0.00	0.00	0.00

[1] Salaries and wages funding is adjusted to provide for 2023-25 biennium salary increases of 6 percent on July 1, 2023, and 4 percent on July 1, 2024, and for adjustments to health insurance premium rates, the same as the Senate, as follows:

	General Fund	Other Funds	Total
Salary increase	$13,583	$13,248	$26,831
Health insurance adjustment	(1,228)	(1,069)	(2,297)
Total	$12,355	$12,179	$24,534

The House provided salary adjustments of 4 percent on July 1, 2023, and July 1, 2024.

[2] Funding for new FTE positions and estimated savings from vacant FTE positions is removed as shown below, the same as the Senate. These amounts are available to the agency if needed by submitting a request to the Office of Management and Budget for a transfer from the new and vacant FTE funding pool.

	General Fund	Other Funds	Total
Vacant FTE positions	($58,637)	($60,680)	($119,317)

House Bill No. 1020 - Main Research Center - Conference Committee Action

	Base Budget	House Version	Conference Committee Changes	Conference Committee Version	Senate Version	Comparison to Senate
Main Research Center	$111,676,188	$224,899,261	($5,504,758)	$219,394,503	$219,764,503	($370,000)
Total all funds	$111,676,188	$224,899,261	($5,504,758)	$219,394,503	$219,764,503	($370,000)
Less estimated income	57,087,956	160,561,927	(1,185,613)	159,376,314	159,626,314	(250,000)
General fund	$54,588,232	$64,337,334	($4,319,145)	$60,018,189	$60,138,189	($120,000)
FTE	334.56	362.47	(4.00)	358.47	358.47	0.00

Department 640 - Main Research Center - Detail of Conference Committee Changes

	Adjusts Funding for Salary and Benefit Increases[1]	Reduces Funding for the Big Data Initiative[2]	Removes Funding for the Climate Smart Agriculture Initiative[3]	Removes Funding for Bee and Apiary Research[4]	Removes Funding for Precision Agriculture[5]	Adjusts Funding for Operations[6]
Main Research Center	$1,203,644	($169,000)	($458,200)	($262,000)	($600,000)	($160,000)
Total all funds	$1,203,644	($169,000)	($458,200)	($262,000)	($600,000)	($160,000)
Less estimated income	408,782	0	0	0	0	0
General fund	$794,862	($169,000)	($458,200)	($262,000)	($600,000)	($160,000)
FTE	0.00	0.00	(2.00)	(1.00)	0.00	0.00

	Adjusts Funding for a Potato Fast Track[7]	Removes Salary Funding for Funding Pool[8]	Increases Funding for Nesson Valley Irrigation Research Site[9]	Total Conference Committee Changes
Main Research Center		($5,559,202)	$500,000	($5,504,758)
Total all funds	$0	($5,559,202)	$500,000	($5,504,758)
Less estimated income	250,000	(1,844,395)	0	(1,185,613)
General fund	($250,000)	($3,714,807)	$500,000	($4,319,145)
FTE	(1.00)	0.00	0.00	(4.00)

[1] Salaries and wages funding is adjusted to provide for 2023-25 biennium salary increases of 6 percent on July 1, 2023, and 4 percent on July 1, 2024, and for adjustments to health insurance premium rates, the same as the Senate, as follows:

	General Fund	Other Funds	Total
Salary increase	$824,624	$425,189	$1,249,813
Health insurance adjustment	(29,762)	(16,407)	(46,169)
Total	$794,862	$408,782	$1,203,644

The House provided salary adjustments of 4 percent on July 1, 2023, and July 1, 2024.

[2] Funding for the big data initiative is reduced by $169,000 to provide $220,000 for 1 new FTE position and $80,000 for operating costs. Both the House and Senate provided $469,000 for the big data initiative.

[3] Funding of $458,200 from the general fund and 2 new FTE positions added by the House for the climate smart agriculture initiative are removed, the same as the Senate.

[4] Funding of $262,000 from the general fund and 1 new FTE position added by the House for bee and apiary research are removed, the same as the Senate.

[5] Funding of $600,000 from the general fund added by the House for precision agriculture operating costs is removed, the same as the Senate.

[6] Funding of $180,000 from the general fund for graduate research assistants and $180,000 from the general fund for other operations support added by the House is removed, the same as the Senate. Funding of $200,000 from the general fund is added to provide a total increase of $400,000 for Oakes irrigation site operating support, the same as the Senate. The House provided $200,000 from the general fund for Oakes irrigation site operating support.

[7] Funding is adjusted to provide $250,000 from other funds for a potato fast track. The House added $250,000 from the general fund and 1 new FTE position for spud research and the Senate removed the funding.

[8] Funding for new FTE positions and estimated savings from vacant FTE positions is removed as shown below. These amounts are available to the agency if needed by submitting a request to the Office of Management and Budget for a transfer from the new and vacant FTE funding pool.

	General Fund	Other Funds	Total
New FTE positions	($220,000)	$0	($220,000)
Vacant FTE positions	(3,494,807)	(1,844,395)	(5,339,202)
Total	($3,714,807)	($1,844,395)	($5,559,202)

[9] One-time funding is increased by $500,000 from the general fund to provide a total of $1.7 million for the Nesson Valley Irrigation Research Site project, the same as the Senate. The House provided $1.2 million from the general fund for the Nesson Valley Irrigation Research Site project.

House Bill No. 1020 - Agronomy Seed Farm - Conference Committee Action

	Base Budget	House Version	Conference Committee Changes	Conference Committee Version	Senate Version	Comparison to Senate
Agronomy Seed Farm	$1,579,655	$1,628,794	$970	$1,629,764	$1,629,764	
Total all funds	$1,579,655	$1,628,794	$970	$1,629,764	$1,629,764	$0
Less estimated income	1,579,655	1,628,794	970	1,629,764	1,629,764	0
General fund	$0	$0	$0	$0	$0	$0
FTE	3.00	3.00	0.00	3.00	3.00	0.00

Department 649 - Agronomy Seed Farm - Detail of Conference Committee Changes

	Adjusts Funding for Salary and Benefit Increases[1]	Removes Salary Funding for Funding Pool[2]	Total Conference Committee Changes
Agronomy Seed Farm	$9,282	($8,312)	$970
Total all funds	$9,282	($8,312)	$970
Less estimated income	9,282	(8,312)	970
General fund	$0	$0	$0
FTE	0.00	0.00	0.00

[1] Salaries and wages funding is adjusted to provide for 2023-25 biennium salary increases of 6 percent on July 1, 2023, and 4 percent on July 1, 2024, and for adjustments to health insurance premium rates, the same as the Senate, as follows:

	Other Funds
Salary increase	$9,637
Health insurance adjustment	(355)
Total	$9,282

The House provided salary adjustments of 4 percent on July 1, 2023, and July 1, 2024.

[2] Funding for new FTE positions and estimated savings from vacant FTE positions is removed as shown below, the same as the Senate. These amounts are available to the agency if needed by submitting a request to the Office of Management and Budget for a transfer from the new and vacant FTE funding pool.

	Other Funds
Vacant FTE positions	($8,312)

House Bill No. 1020 - Other Changes - Conference Committee Action

This amendment also:

- Adjusts funding for the Waldron Hall replacement project to provide $87 million from SIIF and $10 million from other funds, the same as the Senate. The House provided $97 million from SIIF for the project.
- Declares the appropriation of $97 million for the Waldron Hall replacement project to be an emergency measure, the same as the Senate.
- Does not add $500,000 from SIIF added by the Senate for deferred maintenance.
- Adds a section to designate $250,000 from other funds for the potato fast track program to accelerate potato variety development efforts.

Engrossed HB 1020 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE

HB 1313, as engrossed: Your conference committee (Sens. Barta, K. Roers, Braunberger and Reps. Klemin, Cory, Rios) recommends that the **SENATE RECEDE** from the Senate amendments as printed on HJ page 1411 and place HB 1313 on the Seventh order.

Engrossed HB 1313 was placed on the Seventh order of business on the calendar.

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

Buell J. Reich, Chief Clerk