JOURNAL OF THE SENATE

Sixty-eighth Legislative Assembly

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Bismarck, February 1, 2023

The Senate convened at 1:00 p.m., with President Miller presiding.

The prayer was offered by Pastor Les Wolfgram, Shepherd of the Valley Lutheran Church, Bismarck.

The roll was called and all members were present.

A quorum was declared by the President.

CONSIDERATION OF AMENDMENTS

SB 2380: SEN. AXTMAN (Education Committee) MOVED that the amendments on SJ pages 353-354 be adopted and then be **REREFERRED** to the **Appropriations Committee** with **DO PASS**, which motion prevailed on a voice vote.

SB 2380 was rereferred to the **Appropriations Committee**.

CONSIDERATION OF AMENDMENTS

SB 2276: SEN. CLEARY (Human Services Committee) MOVED that the amendments on SJ page 353 be adopted and then be **REREFERRED** to the **Appropriations Committee** with **DO PASS**, which motion prevailed on a voice vote.

SB 2276 was rereferred to the **Appropriations Committee**.

CONSIDERATION OF AMENDMENTS

SB 2248: SEN. LARSON (Judiciary Committee) MOVED that the amendments on SJ pages 351-353 be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed on a voice vote.

MOTION

SEN. KLEIN MOVED that SB 2248, which is on the Sixth order, be rereferred to the **Appropriations Committee**, which motion prevailed. Pursuant to Sen. Klein's motion, SB 2248 was rereferred.

SECOND READING OF SENATE BILL

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

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 43 YEAS, 4 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Axtman; Barta; Beard; Bekkedahl; Boehm; Braunberger; Burckhard; Cleary; Clemens; Conley; Davison; Dever; Dwyer; Elkin; Erbele; Estenson; Hogan; Hogue; Kannianen; Kessel; Klein; Krebsbach; Kreun; Larsen; Larson; Lee; Lemm; Luick; Magrum; Mathern; Myrdal; Paulson; Roers, J.; Roers, K.; Rust; Schaible; Sickler; Sorvaag; Vedaa; Wanzek; Weber; Weston; Wobbema

NAYS: Meyer; Patten; Piepkorn; Rummel

Engrossed SB 2359 passed.

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SECOND READING OF SENATE BILL

SB 2169: A BILL for an Act to create and enact a new subsection to section 39-06.1-06 of the North Dakota Century Code, relating to the amount of fees for certain traffic offenses; to amend and reenact subsection 2 of section 40-05-06 of the North Dakota Century Code, relating to city fines and penalties; and to provide a penalty.

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 47 YEAS, 0 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Axtman; Barta; Beard; Bekkedahl; Boehm; Braunberger; Burckhard; Cleary; Clemens; Conley; Davison; Dever; Dwyer; Elkin; Erbele; Estenson; Hogan; Hogue; Kannianen; Kessel; Klein; Krebsbach; Kreun; Larsen; Larson; Lee; Lemm; Luick; Magrum; Mathern; Meyer; Myrdal; Patten; Paulson; Piepkorn; Roers, J.; Roers, K.; Rummel; Rust; Schaible; Sickler; Sorvaag; Vedaa; Wanzek; Weber; Weston; Wobbema

Engrossed SB 2169 passed.

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SECOND READING OF SENATE BILL

SB 2268: A BILL for an Act to provide an appropriation to the department of health and human services for a pilot program for support services for youth at risk.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 1 YEAS, 46 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Davison

NAYS: Axtman; Barta; Beard; Bekkedahl; Boehm; Braunberger; Burckhard; Cleary; Clemens; Conley; Dever; Dwyer; Elkin; Erbele; Estenson; Hogan; Hogue; Kannianen; Kessel; Klein; Krebsbach; Kreun; Larsen; Larson; Lee; Lemm; Luick; Magrum; Mathern; Meyer; Myrdal; Patten; Paulson; Piepkorn; Roers, J.; Roers, K.; Rummel; Rust; Schaible; Sickler; Sorvaag; Vedaa; Wanzek; Weber; Weston; Wobbema

SB 2268 failed.

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SECOND READING OF SENATE BILL

SB 2258: A BILL for an Act to create and enact section 15-39.1-19.3 of the North Dakota Century Code, relating to retired teachers benefits if returning to teach in a critical shortage area.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 47 YEAS, 0 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Axtman; Barta; Beard; Bekkedahl; Boehm; Braunberger; Burckhard; Cleary; Clemens; Conley; Davison; Dever; Dwyer; Elkin; Erbele; Estenson; Hogan; Hogue; Kannianen; Kessel; Klein; Krebsbach; Kreun; Larsen; Larson; Lee; Lemm; Luick; Magrum; Mathern; Meyer; Myrdal; Patten; Paulson; Piepkorn; Roers, J.; Roers, K.; Rummel; Rust; Schaible; Sickler; Sorvaag; Vedaa; Wanzek; Weber; Weston; Wobbema

SB 2258 passed.

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SECOND READING OF SENATE BILL

SB 2220: A BILL for an Act to amend and reenact subsection 4 of section 21-10-13 and subsections 3 and 4 of section 54-17-40 of the North Dakota Century Code, relating to an allocation from the legacy earnings fund and eligible projects under the housing incentive fund; to provide an effective date; and to declare an emergency.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 16 YEAS, 31 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Barta; Braunberger; Burckhard; Conley; Davison; Elkin; Hogan; Krebsbach; Kreun; Larsen; Lee; Mathern; Roers, J.; Rust; Sorvaag; Vedaa

NAYS: Axtman; Beard; Bekkedahl; Boehm; Cleary; Clemens; Dever; Dwyer; Erbele; Estenson; Hogue; Kannianen; Kessel; Klein; Larson; Lemm; Luick; Magrum; Meyer; Myrdal; Patten; Paulson; Piepkorn; Roers, K.; Rummel; Schaible; Sickler; Wanzek; Weber; Weston; Wobbema

SB 2220 failed.

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SECOND READING OF SENATE BILL

SB 2127: A BILL for an Act to amend and reenact section 43-12.3-06 of the North Dakota Century Code, relating to the student loan repayment program; to provide an appropriation to the department of health and human services for the behavioral health loan repayment program; and to declare an emergency.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 1 YEAS, 46 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Mathern

NAYS: Axtman; Barta; Beard; Bekkedahl; Boehm; Braunberger; Burckhard; Cleary; Clemens; Conley; Davison; Dever; Dwyer; Elkin; Erbele; Estenson; Hogan; Hogue; Kannianen; Kessel; Klein; Krebsbach; Kreun; Larsen; Larson; Lee; Lemm; Luick; Magrum; Meyer; Myrdal; Patten; Paulson; Piepkorn; Roers, J.; Roers, K.; Rummel; Rust; Schaible; Sickler; Sorvaag; Vedaa; Wanzek; Weber; Weston; Wobbema

SB 2127 failed.

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MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)

MR. SPEAKER: The Senate has passed, and your favorable consideration is requested on: SB 2048, SB 2232, SB 2269, SB 2279, SB 2285.

MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)

MR. SPEAKER: The Senate has passed, and your favorable consideration is requested on: SCR 4005.

MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)

MR. SPEAKER: The Senate has passed, the emergency clause carried, and your favorable consideration is requested on: SB 2150.

MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)

MR. SPEAKER: The Senate has passed, the emergency clause carried, unchanged: HB 1199.

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)
MADAM PRESIDENT: Your signature is respectfully requested on: HB 1199.

MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)
MR. SPEAKER: The President has signed: HB 1199.

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)
MADAM PRESIDENT: The Speaker has signed: HB 1199.

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 1062, HB 1086, HB 1120, HB 1172, HB 1192, HB 1212, HB 1250, HB 1326, HB 1346, HB 1353, HB 1360, HB 1498.

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)
MADAM PRESIDENT: The House has passed, the emergency clause carried, and your favorable consideration is requested on: HB 1279, HB 1280, HB 1313, HB 1316.

MOTION
SEN. KLEIN MOVED that the Senate be on the Fourth, Fifth, Ninth, and Thirteenth orders of business and at the conclusion of those orders, the Senate stand adjourned until 1:00 p.m., Thursday, February 2, 2023, which motion prevailed.

REPORT OF STANDING COMMITTEE
SB 2031: Human Services Committee (Sen. Lee, Chairman) recommends **DO NOT PASS** (5 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). SB 2031 was placed on the Eleventh order on the calendar. This bill does not affect workforce development.

REPORT OF STANDING COMMITTEE
SB 2094, as engrossed: Appropriations Committee (Sen. Bekkedahl, Chairman) recommends **DO PASS** (16 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed SB 2094 was placed on the Eleventh order on the calendar. This bill affects workforce development.

REPORT OF STANDING COMMITTEE
SB 2149: Human Services Committee (Sen. Lee, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (4 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING). SB 2149 was placed on the Sixth order on the calendar. This bill does not affect workforce development.

Page 1, line 4, after the semicolon insert "to provide for a legislative management report; to provide an appropriation;"

Page 1, line 14, after the underscored period insert "The first fifty thousand dollars deposited into the 988 crisis stabilization fund must be used to reimburse the funds appropriated from the general fund for the establishment and implementation of the 988 crisis hotline."

Page 2, line 8, after "provide" insert "or administer"

Page 3, after line 9, insert:

"5. Except for action or inaction that constitutes gross negligence or willful and wanton misconduct, each provider of a communications service and their employees, agents, suppliers, and subcontractors are not liable for the payment of damages resulting directly or indirectly from the total or partial failure of any transmission to an emergency communication service or for damages resulting from the performance of installing, maintaining, or providing 988 service."

Page 3, line 20, after "2." insert ""Assessed communications service provider" means any person that provides telecommunications services pursuant to a license issued by the federal communications commission.

3."

Page 3, line 21, replace "3." with "4."

Page 3, line 25, replace "4." with "5."

Page 3, line 27, replace "5." with "6."

Page 4, line 1, replace "6." with "7."

Page 4, line 3, after "resellers" insert ", billed in the state"

Page 4, line 4, replace "7." with "8."

Page 4, line 18, remove "The assessed communications service provider shall collect the fee from the"

Page 4, line 19, replace "subscriber or customer of the service" with "The commissioner shall provide notice of the 988 surcharge fee for the calendar year, as determined under section 1 of this Act, to assessed communication service providers on or before November first by posting the notice on the commissioner's website.

3. If the amount of the prepaid wireless emergency 988 fee imposed by this section is separately stated on an invoice, receipt, or other similar document provided to the consumer, the 988 fee may not be included in the base for measuring any other tax, fee, surcharge, or other charge that is imposed by this state, any political subdivision of the state, or any intergovernmental agency.

4. Prepaid wireless services are not subject to the fee imposed by this section.

5. The assessed communications service provider shall collect the fee from the subscriber or customer of the service"

Page 4, line 20, replace "3." with "6."

Page 4, line 23, replace "4." with "7."

Page 4, line 23, after "provider" insert "is"

Page 4, line 24, replace "may retain one percent of the fee" with ". An assessed communication service provider must complete a monthly 988 surcharge fee return reporting the amount of the 988 fee for the period covered by the return, and any other information the commissioner may require. Under this chapter:

a. The fee levied is due and payable on or before the last day of the month succeeding each monthly period; and

b. An assessed communication service provider shall file the return by electronic data interchange or other electronic media as determined by the commissioner.

8. An assessed communication service provider may deduct and retain one percent of the fee"

Page 4, replace lines 25 through 30 with:

"9. Chapter 57-39.2, pertaining to the administration of sales tax, not inconsistent with the provisions of this chapter, govern the administration of the 988 surcharge fee imposed in this chapter."

Page 5, after line 3, insert:

"**SECTION 3. LEGISLATIVE MANAGEMENT REPORT - CRISIS STABILIZATION FUND.** During the 2023-24 interim, the tax department shall provide an annual report to the legislative management on the balance of the 988 crisis stabilization fund. The report must include information regarding the growth and balance of the fund; recommendations, if any, for adjusting the fee rate; and any other findings, recommendations, or conclusions the tax department deems necessary.

SECTION 4. APPROPRIATION. DEPARTMENT OF HEALTH AND HUMAN SERVICES - 988 ESTABLISHMENT COSTS. There is appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of fifty thousand dollars, or so much of the sum as may be necessary, to the department of health and human services for the purpose of establishing and implementing a 988 crisis hotline program, for the biennium beginning July 1, 2023, and ending June 30, 2025."

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2155: Human Services Committee (Sen. Lee, Chairman) recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2155 was rereferred to the **Appropriations Committee**. This bill does not affect workforce development.

REPORT OF STANDING COMMITTEE

SB 2190: Human Services Committee (Sen. Lee, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2190 was placed on the Sixth order on the calendar. This bill does not affect workforce development.

Page 2, line 8, remove "Using the 2023 program year monthly benefit rates"

Page 2, replace lines 9 and 10 with "Each year, the child care assistance program must use information both from a market study and a cost study to inform its adjustment of the schedule, to result in an increase of no more than ten percent and no less than five percent each year."

Page 2, line 11, after the first "shall" insert "allocate five hundred thousand dollars to"

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2200, as engrossed: Appropriations Committee (Sen. Bekkedahl, Chairman) recommends **DO PASS** (16 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed SB 2200 was placed on the Eleventh order on the calendar. This bill affects workforce development.

REPORT OF STANDING COMMITTEE

SB 2201: Human Services Committee (Sen. Lee, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2201 was placed on the Sixth order on the calendar. This bill does not affect workforce development.

Page 1, line 1, after "reenact" insert "subdivision a of subsection 2 of section 19-24.1-03, subsection 3 of section 19-24.1-04, subdivision a of subsection 1 of section 19-24.1-14,"

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

Page 1, line 2, after "19-24.1-18" insert ", subdivision a of subsection 3 of section 19-24.1-18, and subsection 1 of section 19-24.1-24"

Page 1, line 3, after "fees" insert "; and to provide for a legislative management study regarding the administrative costs of medical marijuana compassion center certification and the impact of those costs on patients"

Page 1, after line 5, insert:

"**SECTION 1. AMENDMENT.** Subdivision a of subsection 2 of section 19-24.1-03 of the North Dakota Century Code is amended and reenacted as follows:

a. A nonrefundable application fee in an amount not to exceed ~~fifty~~twenty-five dollars.

SECTION 2. AMENDMENT. Subsection 3 of section 19-24.1-04 of the North Dakota Century Code is amended and reenacted as follows:

3. Except as provided in section 19-24.1-04.1, a criminal history record check conducted under section 12-60-24 must be performed upon initial application and biennially thereafter and at any other time upon the request of the department. All fees associated with the criminal history record check must be paid by the ~~applicant~~department.

SECTION 3. AMENDMENT. Subdivision a of subsection 1 of section 19-24.1-14 of the North Dakota Century Code is amended and reenacted as follows:

a. A nonrefundable application fee, not to exceed ~~five thousand~~three thousand five hundred dollars, made payable to the "North Dakota Department of Health and Human Services, Medical Marijuana Program"."

Page 1, line 13, replace "sixty" with "sixty-five"

Page 2, line 18, replace "sixty" with "sixty-five"

Page 3, line 19, overstrike "in" and insert immediately thereafter "not to exceed"

Page 3, line 19, remove the overstrike over "~~two~~"

Page 3, line 19, remove "one"

Page 3, after line 20, insert:

"**SECTION 7. AMENDMENT.** Subdivision a of subsection 3 of section 19-24.1-18 of the North Dakota Century Code is amended and reenacted as follows:

a. All applicable fees associated with the required criminal history record checks must be paid by the ~~compassion center or the agent~~department.

SECTION 8. AMENDMENT. Subsection 1 of section 19-24.1-24 of the North Dakota Century Code is amended and reenacted as follows:

1. A manufacturing facility shall grow an amount of marijuana sufficient to meet the qualifying patient population demands. For every five hundred plants in excess of one thousand plants a manufacturing facility possesses, the manufacturing facility shall pay the department an additional certification fee of ~~ten thousand~~seven thousand five hundred dollars. This fee is due at the time of increase and again at renewal of the compassion center registration certificate under section 19-24.1-16.

SECTION 9. LEGISLATIVE MANAGEMENT STUDY - COMPASSION CENTER CERTIFICATION. During the 2023-24 interim, the legislative management, in collaboration with the department of health and human services, shall study the administrative costs involved in certifying a compassion center. The study must include information on the amount and frequency of certification fees, a description of additional costs associated with certification, an explanation of how the

department uses the certification fees once they are collected, a recommendation of the best way to lower administrative costs while maintaining the integrity of the department's medical marijuana program, and a prediction on whether the lowering of administrative costs will help to lower consumer costs on medical marijuana purchased from a compassion center. The legislative management shall report its findings and recommendations to the sixty-ninth legislative assembly."

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2202: Appropriations Committee (Sen. Bekkedahl, Chairman) recommends **DO PASS** (16 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2202 was placed on the Eleventh order on the calendar. This bill does not affect workforce development.

REPORT OF STANDING COMMITTEE

SB 2206: Industry and Business Committee (Sen. Larsen, Chairman) recommends **DO PASS** (5 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2206 was placed on the Eleventh order on the calendar. This bill does not affect workforce development.

REPORT OF STANDING COMMITTEE

SB 2210: Industry and Business Committee (Sen. Larsen, Chairman) recommends **DO PASS** (5 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2210 was placed on the Eleventh order on the calendar. This bill does not affect workforce development.

REPORT OF STANDING COMMITTEE

SB 2213: Judiciary Committee (Sen. Larson, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (6 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). SB 2213 was placed on the Sixth order on the calendar. This bill does not affect workforce development.

Page 1, line 9, after the period insert "Any organization that receives a grant under this section shall report to the attorney general and the appropriations committees of the sixty-ninth legislative assembly on the use of the funds received and the outcomes of its programs."

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2216: Judiciary Committee (Sen. Larson, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2216 was placed on the Sixth order on the calendar. This bill does not affect workforce development.

Page 1, line 1, after "A BILL" replace the remainder of the bill with "for an Act to create and enact a new subsection to section 44-04-18.7 of the North Dakota Century Code, relating to the nondisclosure of a defendant's contact information; and to amend and reenact section 44-04-18.3 of the North Dakota Century Code, relating to the confidentiality of a law enforcement officer's contact information.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. AMENDMENT. Section 44-04-18.3 of the North Dakota Century Code is amended and reenacted as follows:

44-04-18.3. Records of juvenile court supervisors and probation officers and law enforcement and correctional employees - Law enforcement work schedules - Confidential informants.

1. Except as provided in subsection 5, a telephone number and the home address of a prosecutor, supreme court justice, district court judge, judicial referee, juvenile court director or probation officer, an employee of a law enforcement agency, employee of a state or local correctional facility, and an employee of the department of corrections and rehabilitation are confidential. Information contained in a personnel record of an employee of the department of corrections and rehabilitation

may not be disclosed to an inmate in the legal custody of the department of corrections and rehabilitation confined in a jail, prison, or other correctional facility unless authorized by the director of the department of corrections and rehabilitation. Information contained in a personnel record of a law enforcement officer of a state or local law enforcement agency or in the personnel record of a correctional employee of a correctional facility subject to chapter 12-44.1 may not be disclosed to an inmate confined in a state correctional facility or correctional facility subject to chapter 12-44.1 unless authorized by the employing agency.

2. Records or other information that would reveal the identity, or endanger the life or physical well-being, of an undercover law enforcement officer is confidential. For purposes of this subsection, an "undercover law enforcement officer" means a full-time, salaried employee of a local or state law enforcement agency who acts surreptitiously or poses as someone other than a law enforcement officer while engaging in the investigation of a violation of law.

3. Any record containing the work schedule of employees of a law enforcement agency is exempt.

4. A law enforcement officer or prosecutor, within the scope of the employment of the officer or prosecutor, may provide assurances of confidentiality to a person providing information regarding violations of the law. Any information that would identify or provide a means of identifying a confidential informant, if the identity of the informant is not otherwise publicly known, is confidential and may be disclosed only as permitted by law.

5. A home address of an individual in subsection 1 which is included in a geographic information system, a property title record, or tax parcel data is confidential only if an individual in subsection 1 or the individual's employer submits a written request to the custodian of the records. The request will remain confidential for the remainder of a calendar year and must be renewed annually.

6. Except as otherwise provided by law, the identity and any contact information of a law enforcement officer involved in a critical incident is a confidential record until internal investigations are complete. As used in this subsection, "critical incident" means:

   a. An on or off-duty officer-involved shooting;

   b. An on-duty officer motor vehicle collision involving death or serious bodily injury; or

   c. Any other on-duty officer incident resulting in death or serious bodily injury.

SECTION 2. A new subsection to section 44-04-18.7 of the North Dakota Century Code is created and enacted as follows:

The home address and any telephone number of a criminal defendant is a confidential record while the defendant's case is pending trial or appeal. This subsection does not prohibit:

a. The dissemination of a defendant's address and telephone number among law enforcement agencies and officers, or among governmental agencies and employees engaged in official government business;

b. Releasing the name of the city and state in which a defendant resides; or

c. Releasing the home address and any telephone number as authorized in writing by the defendant."

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2270: Education Committee (Sen. Elkin, Chairman) recommends **DO NOT PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2270 was placed on the Eleventh order on the calendar. This bill does not affect workforce development.

REPORT OF STANDING COMMITTEE

SB 2278: Judiciary Committee (Sen. Larson, Chairman) recommends **DO PASS** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2278 was placed on the Eleventh order on the calendar. This bill does not affect workforce development.

REPORT OF STANDING COMMITTEE

SB 2291: Human Services Committee (Sen. Lee, Chairman) recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2291 was rereferred to the **Appropriations Committee**. This bill does not affect workforce development.

REPORT OF STANDING COMMITTEE

SB 2336: Judiciary Committee (Sen. Larson, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2336 was placed on the Sixth order on the calendar. This bill does not affect workforce development.

Page 4, line 27, remove the overstrike over "~~not use net proceeds for~~"

Page 4, line 28, remove the overstrike over "~~administrative or operating expenses involving the conduct of games~~" and insert immediately thereafter ", but may"

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2343: Education Committee (Sen. Elkin, Chairman) recommends **DO NOT PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2343 was placed on the Eleventh order on the calendar. This bill does not affect workforce development.

REPORT OF STANDING COMMITTEE

SB 2365: Industry and Business Committee (Sen. Larsen, Chairman) recommends **DO PASS** (5 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2365 was placed on the Eleventh order on the calendar. This bill does not affect workforce development.

REPORT OF STANDING COMMITTEE

SB 2367: Finance and Taxation Committee (Sen. Kannianen, Chairman) recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2367 was rereferred to the **Appropriations Committee**. This bill does not affect workforce development.

FIRST READING OF SENATE CONCURRENT RESOLUTION

Sens. Magrum, Weston and Reps. Hoverson, S. Olson introduced:

SCR 4016: A concurrent resolution directing the Legislative Management to consider studying the availability of adequately accessible housing in the state for individuals with mobility impairments or physical disabilities.

Was read the first time and referred to the **Industry and Business Committee**.

FIRST READING OF HOUSE BILL

HB 1279: A BILL for an Act to create and enact section 65-01-15.2 of the North Dakota Century Code, relating to compensability for cardiac events for firefighters and law enforcement officers; to amend and reenact sections 65-01-15 and 65-01-15.1 of the North Dakota Century Code, relating to documentation required for firefighters and law enforcement officers and the presumption of compensability for firefighters and law enforcement officers; to provide for retroactive application; and to declare an emergency.

Was read the first time and referred to the **Workforce Development Committee**.

The Senate stood adjourned pursuant to Senator Klein's motion.

Shanda Morgan, Secretary