JOURNAL OF THE SENATE

Sixty-eighth Legislative Assembly

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Bismarck, February 9, 2023

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

The prayer was offered by Pastor Matt Thompson, St. John's Lutheran Church, McClusky.

The roll was called and all members were present.

A quorum was declared by the President.

CORRECTION AND REVISION OF THE JOURNAL

MADAM PRESIDENT: Your **Committee on Correction and Revision of the Journal (Sen. Beard, Chairman)** has carefully examined the Journal of the Twenty-third, Twenty-fourth, and Twenty-fifth Days and recommends that it be corrected as follows and when so corrected, recommends that it be approved:

Page 421, line 7, after “be” insert “**REREFERRED** to the Appropriations Committee”

Page 431, line 31, replace “408” with “409” and “34” with “37”

Page 431, line 32, replace “line 3” with “line 4”

Page 457, after line 22, insert “Engrossed SB 2140 is deemed reconsidered.”

SEN. BEARD MOVED that the report be adopted, which motion prevailed.

REPORT OF STANDING COMMITTEE

SB 2156: Human Services Committee (Sen. Lee, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2156 was placed on the Sixth order on the calendar. This bill does not affect workforce development.

Page 2, line 26, after "6." insert "A board member appointed under subdivision a through d of subsection 2 is not subject to the bona fide resident of the state requirement under section 44-03-04 if the board member is providing services to residents of the state receiving medical assistance through telemedicine or telepharmacy. The affected association shall continue to recruit in-state board members for that board member position and will replace the nonresident board member once the affected association has enough appointees for all of their board member positions.

7."

Page 3, line 14, after the period insert "The department shall work with the medical assistance recipient's health care provider to assure treatment can be found for diagnoses with no compendia supported medications."

Page 3, line 20, overstrike "twenty-one" and insert immediately thereafter "eighteen"

Page 4, line 7, overstrike "twenty-one" and insert immediately thereafter "eighteen"

Page 4, line 21, overstrike "twenty-one" and insert immediately thereafter "eighteen"

Page 4, line 24, overstrike "twenty-one" and insert immediately thereafter "eighteen"

Page 4, line 29, overstrike "pediatric" and insert immediately thereafter "child and adolescent"

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2159: Human Services Committee (Sen. Lee, Chairman) recommends **DO NOT PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2159 was placed on the Eleventh order on the calendar. This bill does not affect workforce development.

REPORT OF STANDING COMMITTEE

SB 2262: Human Services Committee (Sen. Lee, Chairman) recommends **BE PLACED ON THE CALENDAR WITHOUT RECOMMENDATION** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2262 was placed on the Eleventh order on the calendar. This bill does not affect workforce development.

REPORT OF STANDING COMMITTEE

SB 2272: Human Services Committee (Sen. Lee, Chairman) recommends **DO NOT PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2272 was placed on the Eleventh order on the calendar. This bill does not affect workforce development.

REPORT OF STANDING COMMITTEE

SB 2344: 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 2344 was placed on the Sixth order on the calendar. This bill affects workforce development.

Page 3, line 14, replace "$24,000" with "$60,000"

Page 3, line 15, replace "two" with "five"

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2351: Education Committee (Sen. Elkin, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2351 was placed on the Sixth order on the calendar. This bill does not affect workforce development.

Page 1, line 7, replace "executive director" with "commissioner"

Page 1, line 11, replace "A" with "For the 2023-24 biennium, a"

Page 1, line 11, replace "monthly" with "each nine week quarter to the department of health and human services"

Page 1, line 13, replace "that month" with "each nine week quarter"

Page 1, line 14, remove "that month"

Page 1, remove line 16

Page 1, remove line 17

Page 1, line 18, replace "(3)" with "(1)"

Page 1, line 19, replace "(4)" with "(2)"

Page 1, line 20, after "3." insert "The superintendent of public instruction shall assist in the delivery of this report to the commissioner of health and human services.

4."

Page 2, line 1, replace "4." with "5."

Page 2, after line 3, insert:

"6. The superintendent of public instruction and the commissioner of health and human services shall submit a report that includes a plan of action to

provide training and services to schools and families to the health and human services and education standing committees of the legislative assembly and to legislative management after the first year of the biennium.

SECTION 2. EXPIRATION DATE. Section 1 of this Act is effective through December 31, 2024, and after that date is ineffective."

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2384: Human Services Committee (Sen. Lee, Chairman) recommends **DO NOT PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2384 was placed on the Eleventh order on the calendar. This bill does not affect workforce development.

CONSIDERATION OF AMENDMENTS

SB 2388: SEN. K. ROERS (Human Services Committee) MOVED that the amendments on SJ pages 464-465 be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed on a voice vote.

CONSIDERATION OF AMENDMENTS

SB 2231: SEN. MYRDAL (Judiciary Committee) MOVED that the amendments on SJ page 462 be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed on a voice vote.

CONSIDERATION OF AMENDMENTS

SB 2260: SEN. PAULSON (Judiciary Committee) MOVED that the amendments on SJ pages 462-463 be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed on a voice vote.

CONSIDERATION OF AMENDMENTS

SB 2344: SEN. K. ROERS (Human Services Committee) MOVED that the amendments on SJ page 474 be adopted and then be **REREFERRED** to the **Appropriations Committee** with **DO PASS**, which motion prevailed on a voice vote.

SB 2344 was rereferred to the **Appropriations Committee**.

CONSIDERATION OF AMENDMENTS

SB 2329: SEN. WEBER (Finance and Taxation Committee) MOVED that the amendments on SJ pages 463-464 be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed on a voice vote.

CONSIDERATION OF AMENDMENTS

SB 2351: SEN. AXTMAN (Education Committee) MOVED that the amendments on SJ pages 474-475 be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed on a voice vote.

CONSIDERATION OF AMENDMENTS

SB 2156: SEN. K. ROERS (Human Services Committee) MOVED that the amendments on SJ page 473 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 the Senate reconsider its action whereby Engrossed SB 2152 passed, which motion prevailed on a voice vote.

SECOND READING OF SENATE BILL

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

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 41 YEAS, 6 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

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

NAYS: Dever; Kannianen; Larsen; Myrdal; Paulson; Vedaa

Engrossed SB 2152 passed.

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SECOND READING OF SENATE BILL

SB 2266: A BILL for an Act to amend and reenact section 06-06-07 of the North Dakota Century Code, relating to credit union membership.

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 24 YEAS, 23 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Barta; Beard; Boehm; Braunberger; Burckhard; Clemens; Conley; Davison; Dever; Erbele; Estenson; Hogan; Hogue; Kannianen; Kessel; Klein; Larsen; Larson; Magrum; Mathern; Paulson; Vedaa; Weston; Wobbema

NAYS: Axtman; Bekkedahl; Cleary; Dwyer; Elkin; Krebsbach; Kreun; Lee; Lemm; Luick; Meyer; Myrdal; Patten; Piepkorn; Roers, J.; Roers, K.; Rummel; Rust; Schaible; Sickler; Sorvaag; Wanzek; Weber

Engrossed SB 2266 passed.

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FIRST READING OF HOUSE CONCURRENT RESOLUTION

Reps. Vigesaa, Boschee, Lefor and Sens. Bekkedahl, Hogan, Hogue introduced:
(Approved by the Delayed Bills Committee)
HCR 3016: A concurrent resolution declaring February 9, 2023, as "Giving Hearts Day."
Was read the first time.

MOTION

SEN. KLEIN MOVED that the rules be suspended, that HCR 3016 not be printed, not be referred to committee, but be read in title only, be printed in the Journal, and placed on the calendar for immediate second reading and final passage, which motion prevailed.

Reps. Vigesaa, Boschee, Lefor and Sens. Bekkedahl, Hogan, Hogue introduced:
(Approved by the Delayed Bills Committee)

HOUSE CONCURRENT RESOLUTION NO. 3016

A concurrent resolution declaring February 9, 2023, as "Giving Hearts Day."

WHEREAS, Giving Hearts Day was started in 2008 by the Dakota Medical Foundation and Impact Foundation as the first 24-hour regional giving event of its kind with the Alex Stern Family Foundation joining as a cohost in 2014; and

WHEREAS, givingheartsday.org is a gateway for North Dakota citizens and beyond to support hundreds of charitable organizations doing important work improving health and quality of life across our state; and

WHEREAS, the Dakota Medical, Impact, and Alex Stern Family Foundations jointly support the training and coaching of nonprofit organizations to dramatically improve and expand their impact in their communities; and

WHEREAS, since inception, Giving Hearts Day has raised more than $138 million to support regional charities, and last year, 550 charities received $26.6 million through 41,000 caring donors who gave 90,000 gifts and made 805 volunteer pledges; and

WHEREAS, Giving Hearts Day 2023 includes nearly 570 charitable causes, and offers more than $250,000 in awards and incentives, and spans the entire state of North Dakota and northwestern Minnesota; and

WHEREAS, Giving Hearts Day has set a bold goal to build the most generous region in the nation by 2025, supporting North Dakota in becoming the number one state for volunteerism and number one state for donated goods, and making Giving Hearts Day the number one giving day in the nation;

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF NORTH DAKOTA, THE SENATE CONCURRING THEREIN:

That the Sixty-eighth Legislative Assembly declares February 9, 2023, as "Giving Hearts Day"; and

BE IT FURTHER RESOLVED, that the Secretary of State forward a copy of this resolution to the Dakota Medical Foundation, Impact Foundation, and the Alex Stern Family Foundation.

SECOND READING OF HOUSE CONCURRENT RESOLUTION

HCR 3016: A concurrent resolution declaring February 9, 2023, as "Giving Hearts Day."

The question being on the final adoption of the resolution, which has been read.

HCR 3016 was declared adopted on a voice vote.

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SECOND READING OF SENATE BILL

SB 2383: A BILL for an Act to amend and reenact section 57-06-17.1 of the North Dakota Century Code, relating to the carbon dioxide pipeline tax exemption; and to provide an effective date.

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

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; Mathern; Meyer; Myrdal; Patten; Paulson; Piepkorn; Roers, J.; Roers, K.; Rummel; Rust; Schaible; Sickler; Sorvaag; Vedaa; Wanzek; Weber; Weston; Wobbema

SB 2383 failed.

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SECOND READING OF SENATE BILL

SB 2381: A BILL for an Act to amend and reenact section 30.1-11-01 of the North Dakota Century Code, relating to the deposit of a will.

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 2381 passed.

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SECOND READING OF SENATE BILL

SB 2245: A BILL for an Act to amend and reenact subsection 13 of section 53-06.1-01, subsection 3 of section 53-06.1-10.1, and subsection 5 of section 53-06.1-11 of the

North Dakota Century Code, relating to a manufacturer of an electronic device, electronic fifty-fifty raffle tickets, and monthly rent for electronic pull tab devices.

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 2245 passed.

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SECOND READING OF SENATE BILL

SB 2375: A BILL for an Act to create and enact section 12.1-16-02.1 of the North Dakota Century Code, relating to aggravated manslaughter; and to provide a penalty.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 7 YEAS, 40 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Conley; Elkin; Hogan; Patten; Roers, K.; Wanzek; Weber

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

SB 2375 failed.

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SECOND READING OF SENATE BILL

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

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 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 2182 passed.

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SECOND READING OF SENATE BILL

SB 2237: A BILL for an Act to create and enact a new section to chapter 57-38 and a new subdivision to subsection 7 of section 57-38-30.3 of the North Dakota Century Code, relating to a child care income tax credit; and to provide an effective date.

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 33 YEAS, 14 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Axtman; Barta; Bekkedahl; Braunberger; Burckhard; Cleary; Conley; Davison; Dever; Dwyer; Elkin; Erbele; Hogan; Kessel; Klein; Krebsbach; Kreun; Larsen; Larson; Lee; Lemm; Magrum; Mathern; Meyer; Paulson; Piepkorn; Roers, K.; Sickler; Vedaa; Wanzek; Weber; Weston; Wobbema

NAYS: Beard; Boehm; Clemens; Estenson; Hogue; Kannianen; Luick; Myrdal; Patten; Roers, J.; Rummel; Rust; Schaible; Sorvaag

SB 2237 passed.

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DEEMED RECONSIDERED AND REREFERRED

PRESIDENT MILLER STATED that SB 2237 is deemed reconsidered and must be rereferred to the **Appropriations Committee**.

SECOND READING OF SENATE BILL

SB 2293: A BILL for an Act to amend and reenact subdivision g of subsection 2 of section 57-38-30.3 of the North Dakota Century Code, relating to an income tax deduction for military pay; and to provide an effective date.

ROLL CALL

The question being on the final passage of the bill, which has been read, and is PLACED ON THE CALENDAR WITHOUT RECOMMENDATION, the roll was called and there were 42 YEAS, 5 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; Larson; Lee; Lemm; Luick; Meyer; Myrdal; Patten; Paulson; Roers, J.; Roers, K.; Rummel; Rust; Schaible; Sickler; Sorvaag; Vedaa; Wanzek; Weston; Wobbema

NAYS: Larsen; Magrum; Mathern; Piepkorn; Weber

SB 2293 passed.

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DEEMED RECONSIDERED AND REREFERRED

PRESIDENT MILLER STATED that SB 2293 is deemed reconsidered and must be rereferred to the **Appropriations Committee**.

SECOND READING OF SENATE BILL

SB 2159: A BILL for an Act to amend and reenact section 50-06-43.1 of the North Dakota Century Code, relating to membership of the children's cabinet.

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

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; Mathern; Meyer; Myrdal; Patten; Paulson; Piepkorn; Roers, J.; Roers, K.; Rummel; Rust; Schaible; Sickler; Sorvaag; Vedaa; Wanzek; Weber; Weston; Wobbema

SB 2159 failed.

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SECOND READING OF SENATE BILL

SB 2252: A BILL for an Act to create and enact a new section to chapter 27-05 of the North Dakota Century Code, relating to judicial referees; to amend and reenact subsection 1 of section 11-18-03, subsection 21 of section 12.1-01-04, subsection 2 of section 14-02.1-03.1, subsection 2 of section 14-05-24.2, subsection 1 of section 27-10-01.1, section 27-10-01.2, section 27-10-09, subsection 1 of section 27-20.2-05, subsection 2 of section 27-20.2-21, subsection 1 of section 27-20.3-04, section 27-20.3-10, subsection 1 of section 27-20.4-04, subsection 3 of section 27-20.4-09, subsection 5 of section 27-23-01, sections 28-25-03, 28-25-10, and 28-25-16, subsection 1 of section 28-26-06, sections 28-26-08, 28-26-13, and 28-26-17, subsection 3 of section 29-01-14, sections 29-01-15, 32-15-22, and 32-34-11, subsection 1 of section 44-04-18.3, section 54-12-01.3, and subdivision n of subsection 2 of section 62.1-02-05 of the North Dakota Century Code, relating to the abolition of the position of judicial referee; to repeal sections 27-05-30 and 27-08.1-08 of the North Dakota Century Code, relating to judicial referees; and to provide an effective date.

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 23 YEAS, 24 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Beard; Boehm; Braunberger; Cleary; Clemens; Conley; Elkin; Kessel; Klein; Krebsbach; Kreun; Luick; Magrum; Meyer; Myrdal; Patten; Piepkorn; Roers, K.; Rummel; Rust; Sickler; Wanzek; Wobbema

NAYS: Axtman; Barta; Bekkedahl; Burckhard; Davison; Dever; Dwyer; Erbele; Estenson; Hogan; Hogue; Kannianen; Larsen; Larson; Lee; Lemm; Mathern; Paulson; Roers, J.; Schaible; Sorvaag; Vedaa; Weber; Weston

SB 2252 failed.

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SECOND READING OF SENATE BILL

SB 2272: A BILL for an Act to amend and reenact section 25-02-03 of the North Dakota Century Code, relating to the object of the state hospital.

ROLL CALL

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

YEAS: Braunberger; Burckhard; Lemm; Mathern

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

SB 2272 failed.

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SECOND READING OF SENATE BILL

SB 2384: A BILL for an Act to provide for a legislative management study relating to vaccines for respiratory syncytial virus and vaccines developed using messenger ribonucleic acid technology.

MOTION

SEN. MAGRUM MOVED that SB 2384 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 vaccines for respiratory syncytial virus and vaccines developed using messenger ribonucleic acid technology.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. LEGISLATIVE MANAGEMENT STUDY - VACCINES. During the 2023-24 interim, the legislative management shall consider studying the long-term health effects on human beings of vaccines for respiratory syncytial virus and vaccines developed using messenger ribonucleic acid technology. The study must include input from the department of health and human services, an examination of the potential health risks of the vaccines, and an analysis of the cost of treatment and diagnostics for individuals who suffer any physical injury due to receiving a vaccine for respiratory syncytial virus or a vaccine developed using messenger ribonucleic acid technology. The legislative management shall report its findings and recommendations, together with any legislation necessary to implement the recommendations, to the sixty-ninth legislative assembly."

Renumber accordingly

REQUEST

SEN. DAVISON REQUESTED a verification vote on the motion to adopt the proposed amendments to SB 2384, which request was granted on a voice vote.

The proposed amendments to SB 2384 were adopted on a verification vote.

SB 2384: A BILL for an Act to provide for a legislative management study relating to vaccines for respiratory syncytial virus and vaccines developed using messenger ribonucleic acid technology.

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 25 YEAS, 22 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Barta; Beard; Boehm; Clemens; Conley; Dwyer; Elkin; Estenson; Hogue; Kannianen; Kessel; Klein; Larsen; Larson; Lemm; Luick; Magrum; Meyer; Myrdal; Paulson; Rust; Sorvaag; Vedaa; Weston; Wobbema

NAYS: Axtman; Bekkedahl; Braunberger; Burckhard; Cleary; Davison; Dever; Erbele; Hogan; Krebsbach; Kreun; Lee; Mathern; Patten; Piepkorn; Roers, J.; Roers, K.; Rummel; Schaible; Sickler; Wanzek; Weber

Engrossed SB 2384 passed.

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SECOND READING OF SENATE BILL

SB 2262: A BILL for an Act to amend and reenact section 50-06-01.3 of the North Dakota Century Code, relating to appointment and confirmation of the executive director of the department of health and human services; and to provide for application.

ROLL CALL

The question being on the final passage of the bill, which has been read, and is PLACED ON THE CALENDAR WITHOUT RECOMMENDATION, the roll was called and there were 21 YEAS, 26 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Beard; Boehm; Braunberger; Clemens; Conley; Dwyer; Estenson; Hogan; Hogue; Kessel; Larsen; Lemm; Luick; Magrum; Mathern; Myrdal; Paulson; Sorvaag; Vedaa; Weston; Wobbema

NAYS: Axtman; Barta; Bekkedahl; Burckhard; Cleary; Davison; Dever; Elkin; Erbele; Kannianen; Klein; Krebsbach; Kreun; Larson; Lee; Meyer; Patten; Piepkorn; Roers, J.; Roers, K.; Rummel; Rust; Schaible; Sickler; Wanzek; Weber

SB 2262 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 2061, SB 2078, SB 2154, SB 2254, SB 2257, SB 2259, SB 2302, SB 2376.

MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)
MR. SPEAKER: The Senate has passed, and your favorable consideration is requested on: SCR 4015.

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 1099, HB 1255, HB 1324, HB 1325, HB 1418, HB 1438, HB 1440, HB 1462, HCR 3007, HCR 3008.

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)
MADAM PRESIDENT: The House has passed, and your favorable consideration is requested on: HCR 3016.

MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)
MR. SPEAKER: The Senate has passed, unchanged: HCR 3016.

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 12:30 p.m., Friday, February 10, 2023, which motion prevailed.

REPORT OF STANDING COMMITTEE
SB 2032: Appropriations Committee (Sen. Bekkedahl, Chairman) recommends **DO PASS** (16 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2032 was placed on the Eleventh order on the calendar. This bill affects workforce development.

REPORT OF STANDING COMMITTEE
SB 2063, as engrossed: Appropriations Committee (Sen. Bekkedahl, Chairman) recommends **DO PASS** (13 YEAS, 3 NAYS, 0 ABSENT AND NOT VOTING). Engrossed SB 2063 was placed on the Eleventh order on the calendar. This bill does not affect workforce development.

REPORT OF STANDING COMMITTEE
SB 2132: Workforce Development Committee (Sen. Wobbema, Chairman) recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2132 was placed on the Eleventh order on the calendar. This bill affects workforce development.

REPORT OF STANDING COMMITTEE
SB 2157: State and Local Government Committee (Sen. K. Roers, Chairman) recommends **DO NOT PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2157 was placed on the Eleventh order on the calendar. This bill does not affect workforce development.

REPORT OF STANDING COMMITTEE
SB 2198: Workforce Development Committee (Sen. Wobbema, Chairman) recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2198 was placed on the Eleventh order on the calendar. This bill affects workforce development.

REPORT OF STANDING COMMITTEE
SB 2273: Appropriations Committee (Sen. Bekkedahl, Chairman) recommends **DO PASS** (16 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2273 was placed on the Eleventh order on the calendar. This bill affects workforce development.

REPORT OF STANDING COMMITTEE
SB 2280: State and Local Government Committee (Sen. K. Roers, Chairman) recommends **DO NOT PASS** (5 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). SB 2280 was placed on the Eleventh order on the calendar. This bill does not affect

workforce development.

REPORT OF STANDING COMMITTEE

SB 2303: State and Local Government Committee (Sen. K. Roers, Chairman) recommends **DO NOT PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2303 was placed on the Eleventh order on the calendar. This bill does not affect workforce development.

REPORT OF STANDING COMMITTEE

SB 2308: State and Local Government Committee (Sen. K. Roers, Chairman) recommends **DO NOT PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2308 was placed on the Eleventh order on the calendar. This bill does not affect workforce development.

REPORT OF STANDING COMMITTEE

SB 2312: State and Local Government Committee (Sen. K. Roers, Chairman) recommends **DO NOT PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2312 was placed on the Eleventh order on the calendar. This bill does not affect workforce development.

REPORT OF STANDING COMMITTEE

SB 2316: State and Local Government Committee (Sen. K. Roers, Chairman) recommends **DO NOT PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2316 was placed on the Eleventh order on the calendar. This bill does not affect workforce development.

REPORT OF STANDING COMMITTEE

SB 2318: State and Local Government Committee (Sen. K. Roers, Chairman) recommends **DO NOT PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2318 was placed on the Eleventh order on the calendar. This bill does not affect workforce development.

REPORT OF STANDING COMMITTEE

SB 2352: State and Local Government Committee (Sen. K. Roers, Chairman) recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2352 was placed on the Eleventh order on the calendar. This bill does not affect workforce development.

REPORT OF STANDING COMMITTEE

SB 2353: Agriculture and Veterans Affairs Committee (Sen. Luick, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2353 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 provide for a legislative management study relating to soil conservation districts.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. LEGISLATIVE MANAGEMENT STUDY - SOIL CONSERVATION DISTRICTS. During the 2023-24 interim, the legislative management shall consider studying the structure, function, operation, infrastructure, and needs of the soil conservation districts. The legislative management shall report its findings and recommendations, together with any legislation required to implement the recommendations, to the sixty-ninth legislative assembly."

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2386: State and Local Government Committee (Sen. K. Roers, Chairman) recommends **DO NOT PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2386 was placed on the Eleventh order on the calendar. This bill does not affect workforce development.

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

Shanda Morgan, Secretary