JOURNAL OF THE SENATE

Sixty-eighth Legislative Assembly

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Bismarck, March 9, 2023

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

The prayer was offered by Chaplain Merle Hoots, Baptist Health and Rehab, Bismarck.

The roll was called and all members were present except Senator Larsen.

A quorum was declared by the President.

THE SENATE RECOGNIZED THE PRESENCE OF:

Pages of the day Bridger and Izabel Rivinius, Gackle-Streeter Public School guests of Senator Erbele, District 28

THE SENATE RECOGNIZED THE PRESENCE OF:

Fargo-Moorhead-West Fargo Chamber Leadership Program

MOTION

SEN. KLEIN MOVED that Engrossed HB 1270, which is on the Sixth order, be rereferred to the **Education Committee**, which motion prevailed. Pursuant to Sen. Klein's motion, Engrossed HB 1270 was rereferred.

MOTION

SEN. KLEIN MOVED that Engrossed HB 1070, which is on the Fourteenth order, be rereferred to the **Appropriations Committee**, which motion prevailed. Pursuant to Sen. Klein's motion, Engrossed HB 1070 was rereferred.

CONSIDERATION OF AMENDMENTS

HB 1459, as engrossed: SEN. MYRDAL (Judiciary Committee) MOVED that the amendments on SJ page 909 be adopted and then be placed on the Fourteenth order with **DO PASS**, which motion prevailed on a voice vote.

CONSIDERATION OF AMENDMENTS

HB 1434, as engrossed: SEN. ESTENSON (Judiciary Committee) MOVED that the amendments on SJ pages 908-909 be adopted and then be placed on the Fourteenth order with **DO PASS**, which motion prevailed on a voice vote.

CONSIDERATION OF AMENDMENTS

HB 1490: SEN. SICKLER (Judiciary Committee) MOVED that the amendments on SJ page 909 be adopted and then be placed on the Fourteenth order with **DO PASS**, which motion prevailed on a voice vote.

CONSIDERATION OF AMENDMENTS

HB 1088, as engrossed: SEN. KLEIN (Industry and Business Committee) MOVED that the amendments on SJ pages 906-907 be adopted and then be placed on the Fourteenth order with **DO PASS**, which motion prevailed on a voice vote.

CONSIDERATION OF AMENDMENTS

HB 1045, as engrossed: SEN. K. ROERS (Human Services Committee) MOVED that the amendments on SJ page 906 be adopted and then be placed on the Fourteenth order with **DO PASS**, which motion prevailed on a voice vote.

CONSIDERATION OF AMENDMENTS

HB 1137, as engrossed: SEN. ESTENSON (Judiciary Committee) MOVED that the amendments on SJ page 907 be adopted and then be placed on the Fourteenth order with **DO PASS**, which motion prevailed on a voice vote.

SECOND READING OF HOUSE BILL

HB 1216: A BILL for an Act to amend and reenact section 10-30.5-02 of the North Dakota Century Code, relating to the purpose and use of funds in the North Dakota development fund; and to repeal section 10-30.5-13 of the North Dakota Century Code, relating to the North Dakota development fund small business technology investment program.

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 45 YEAS, 1 NAYS, 0 EXCUSED, 1 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; Mathern; Meyer; Myrdal; Patten; Paulson; Piepkorn; Roers, J.; Roers, K.; Rummel; Rust; Schaible; Sickler; Sorvaag; Vedaa; Wanzek; Weber; Weston; Wobbema

NAYS: Magrum

ABSENT AND NOT VOTING: Larsen

Engrossed HB 1216, as amended, passed.

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SECOND READING OF HOUSE BILL

HB 1156: A BILL for an Act to amend and reenact subsection 3 of section 15-19-01 and section 15.1-22-01 of the North Dakota Century Code, relating to services provided by the center for distance education.

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 46 YEAS, 0 NAYS, 0 EXCUSED, 1 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; Magrum; Mathern; Meyer; Myrdal; Patten; Paulson; Piepkorn; Roers, J.; Roers, K.; Rummel; Rust; Schaible; Sickler; Sorvaag; Vedaa; Wanzek; Weber; Weston; Wobbema

ABSENT AND NOT VOTING: Larsen

HB 1156, as amended, passed.

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SECOND READING OF HOUSE BILL

HB 1185: A BILL for an Act to amend and reenact section 15.1-36-02 of the North Dakota Century Code, relating to loans from the coal development trust fund for school construction projects affected by unanticipated construction inflation; to provide an expiration 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 3 YEAS, 43 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Burckhard; Krebsbach; Vedaa

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

Wanzek; Weber; Weston; Wobbema

ABSENT AND NOT VOTING: Larsen

Engrossed HB 1185 failed.

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SECOND READING OF HOUSE BILL

HB 1322: A BILL for an Act to amend and reenact section 50-24.4-17 of the North Dakota Century Code, relating to nursing home rate adjustments.

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 46 YEAS, 0 NAYS, 0 EXCUSED, 1 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; Magrum; Mathern; Meyer; Myrdal; Patten; Paulson; Piepkorn; Roers, J.; Roers, K.; Rummel; Rust; Schaible; Sickler; Sorvaag; Vedaa; Wanzek; Weber; Weston; Wobbema

ABSENT AND NOT VOTING: Larsen

Engrossed HB 1322 passed.

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SECOND READING OF HOUSE BILL

HB 1290: A BILL for an Act to amend and reenact subsection 1 of section 23-09.3-01.1 and subsection 1 of section 23-16-01.1 of the North Dakota Century Code, relating to the moratorium on basic care and nursing facility bed capacity.

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 45 YEAS, 1 NAYS, 0 EXCUSED, 1 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; Mathern; Meyer; Myrdal; Patten; Paulson; Piepkorn; Roers, J.; Roers, K.; Rummel; Rust; Schaible; Sickler; Sorvaag; Vedaa; Wanzek; Weber; Weston; Wobbema

NAYS: Magrum

ABSENT AND NOT VOTING: Larsen

HB 1290 passed.

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SECOND READING OF HOUSE BILL

HB 1450: A BILL for an Act to amend and reenact subsection 2 of section 14-02.4-03 of the North Dakota Century Code, relating to the definition of pregnancy in our discrimination laws.

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 46 YEAS, 0 NAYS, 0 EXCUSED, 1 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; Magrum; Mathern; Meyer; Myrdal; Patten; Paulson; Piepkorn; Roers, J.; Roers, K.; Rummel; Rust; Schaible; Sickler; Sorvaag; Vedaa; Wanzek; Weber; Weston; Wobbema

ABSENT AND NOT VOTING: Larsen

HB 1450 passed.

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SECOND READING OF HOUSE BILL

HB 1411: A BILL for an Act to create and enact section 54-52.1-04.18 of the North Dakota Century Code, relating to public employees retirement system health benefits coverage of prosthetic devices; to provide a statement of legislative intent; to provide for application; 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 PASS, the roll was called and there were 46 YEAS, 0 NAYS, 0 EXCUSED, 1 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; Magrum; Mathern; Meyer; Myrdal; Patten; Paulson; Piepkorn; Roers, J.; Roers, K.; Rummel; Rust; Schaible; Sickler; Sorvaag; Vedaa; Wanzek; Weber; Weston; Wobbema

ABSENT AND NOT VOTING: Larsen

Engrossed HB 1411 passed and the emergency clause was declared carried.

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SECOND READING OF HOUSE BILL

HB 1386: A BILL for an Act to create and enact a new section to chapter 15.1-18.2 of the North Dakota Century Code, relating to local boards of school districts' discretion to designate educational professional development content areas; and to amend and reenact section 15.1-07-34 of the North Dakota Century Code, relating to youth behavioral health professional development.

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 46 YEAS, 0 NAYS, 0 EXCUSED, 1 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; Magrum; Mathern; Meyer; Myrdal; Patten; Paulson; Piepkorn; Roers, J.; Roers, K.; Rummel; Rust; Schaible; Sickler; Sorvaag; Vedaa; Wanzek; Weber; Weston; Wobbema

ABSENT AND NOT VOTING: Larsen

Engrossed HB 1386 passed.

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SECOND READING OF HOUSE BILL

HB 1089: A BILL for an Act to create and enact a new subsection to section 23.1-08-03 of the North Dakota Century Code, relating to improving efficiencies in the department of environmental quality; to amend and reenact subsection 1 of section 23.1-08-09 and section 61-28.1-12 of the North Dakota Century Code, relating to improving efficiencies in the department of environmental quality; to repeal section 23.1-08-05 of the North Dakota Century Code, relating to improving efficiencies in the department of environmental quality; 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 45 YEAS, 1 NAYS, 0 EXCUSED, 1 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; Mathern; Meyer; Myrdal; Patten; Paulson; Piepkorn; Roers, J.; Roers, K.; Rummel; Rust; Schaible; Sickler; Sorvaag; Vedaa; Wanzek; Weber; Weston; Wobbema

NAYS: Magrum

ABSENT AND NOT VOTING: Larsen

Engrossed HB 1089 passed.

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SECOND READING OF HOUSE BILL

HB 1234: A BILL for an Act to create and enact a new section to chapter 11-10 and a new section to chapter 40-01 of the North Dakota Century Code, relating to prohibiting a county or city from prohibiting the connection or reconnection of utilities 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 43 YEAS, 3 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

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

NAYS: Braunberger; Hogan; Mathern

ABSENT AND NOT VOTING: Larsen

Engrossed HB 1234 passed.

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SECOND READING OF HOUSE BILL

HB 1063: A BILL for an Act to amend and reenact section 49-05-05 of the North Dakota Century Code, relating to tariff rate filing fee requirement.

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 46 YEAS, 0 NAYS, 0 EXCUSED, 1 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; Magrum; Mathern; Meyer; Myrdal; Patten; Paulson; Piepkorn; Roers, J.; Roers, K.; Rummel; Rust; Schaible; Sickler; Sorvaag; Vedaa; Wanzek; Weber; Weston; Wobbema

ABSENT AND NOT VOTING: Larsen

HB 1063 passed.

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SECOND READING OF HOUSE BILL

HB 1083: A BILL for an Act to amend and reenact section 44-06.1-13.1 of the North Dakota Century Code, relating to the adoption of the Revised Uniform Law on Notarial Acts (2021).

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 46 YEAS, 0 NAYS, 0 EXCUSED, 1 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; Magrum; Mathern; Meyer; Myrdal; Patten; Paulson; Piepkorn; Roers, J.; Roers, K.; Rummel; Rust; Schaible; Sickler; Sorvaag; Vedaa; Wanzek; Weber; Weston; Wobbema

ABSENT AND NOT VOTING: Larsen

HB 1083 passed.

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SECOND READING OF HOUSE BILL

HB 1152: A BILL for an Act to create and enact a new section to chapter 53-06.1 of the North Dakota Century Code, relating to poker run requirements; and to amend and reenact section 12.1-28-02 and subsection 2 of section 53-06.1-10.2 of the North Dakota Century Code, relating to exceptions from gaming offenses; and 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 8 YEAS, 38 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Burckhard; Cleary; Conley; Davison; Elkin; Meyer; Roers, K.; Vedaa

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

ABSENT AND NOT VOTING: Larsen

Engrossed HB 1152 failed.

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SECOND READING OF HOUSE BILL

HB 1291: A BILL for an Act to amend and reenact section 28-21-01 of the North Dakota Century Code, relating to execution of a judgment.

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 46 YEAS, 0 NAYS, 0 EXCUSED, 1 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; Magrum; Mathern; Meyer; Myrdal; Patten; Paulson; Piepkorn; Roers, J.; Roers, K.; Rummel; Rust; Schaible; Sickler; Sorvaag; Vedaa; Wanzek; Weber; Weston; Wobbema

ABSENT AND NOT VOTING: Larsen

HB 1291 passed.

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SECOND READING OF HOUSE BILL

HB 1453: A BILL for an Act to create and enact a new section to chapter 29-08 of the North Dakota Century Code, relating to a uniform bail schedule initiative; and to provide for a legislative management report.

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

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

NAYS: Boehm; Magrum

ABSENT AND NOT VOTING: Larsen

Engrossed HB 1453 passed.

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SECOND READING OF HOUSE BILL

HB 1226: A BILL for an Act to amend and reenact section 15-10-44.3 of the North Dakota Century Code, relating to working papers of higher education internal auditors and compliance officers.

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 46 YEAS, 0 NAYS, 0 EXCUSED, 1 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; Magrum; Mathern; Meyer; Myrdal; Patten; Paulson; Piepkorn; Roers, J.; Roers, K.; Rummel; Rust; Schaible; Sickler; Sorvaag; Vedaa; Wanzek; Weber; Weston; Wobbema

ABSENT AND NOT VOTING: Larsen

HB 1226 passed.

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SECOND READING OF HOUSE BILL

HB 1337: A BILL for an Act to create and enact a new section to chapter 15.1-27 of the North Dakota Century Code, relating to school safety and security measures; and to provide for a report.

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 41 YEAS, 5 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

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

NAYS: Boehm; Kannianen; Luick; Magrum; Myrdal

ABSENT AND NOT VOTING: Larsen

Engrossed HB 1337 passed.

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MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)
MR. SPEAKER: The Senate has passed, unchanged: HB 1042, HB 1049, HB 1050, HB 1051, HB 1092, HB 1093, HB 1123, HB 1125, HB 1131, HB 1132, HB 1214, HB 1215, HB 1227, HB 1238, HB 1355.

MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)
MR. SPEAKER: The Senate has passed, unchanged: HCR 3004, HCR 3007, HCR 3008.

MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)
MR. SPEAKER: The Senate has passed, the emergency clause carried, unchanged: HB 1274.

MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)
MR. SPEAKER: The Senate has amended and subsequently passed: HB 1212, HB 1353.

MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)
MR. SPEAKER: The Senate has amended, subsequently passed, and the emergency clause carried: HB 1142.

MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)
MR. SPEAKER: The Senate has failed to pass, unchanged: HB 1388.

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)
MADAM PRESIDENT: The House has passed, unchanged: SB 2060, SB 2068, SB 2103, SB 2154, SB 2186, SB 2257, SB 2327, SB 2336.

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)
MADAM PRESIDENT: The House has amended and subsequently passed: SB 2338.

HOUSE AMENDMENTS TO SENATE BILL NO. 2338

Page 1, line 7, replace "June" with "April"

Page 1, line 7, remove "select one"

Page 1, line 8, replace "individual to serve as the poet laureate for the following biennium" with "recommend three individuals as finalists"

Page 1, line 18, remove "By April first of each odd-numbered year, the nominating board shall recommend three"

Page 1, remove line 19

Page 1, line 20, remove "4."

Page 1, line 23, remove "and"

Page 1, line 24, after "recommendation" insert "; and

d. Proof of North Dakota residency"

Page 1, after line 24, insert:

"4. By June first of each odd-numbered year, the nominating board shall select one individual to serve as the poet laureate for a two-year term beginning July first."

Page 2, line 3, remove ", including"

Page 2, line 4, replace "expenses of up to" with ". Reimbursement may not exceed"

Page 2, line 4, after "event" insert "up to the yearly maximum"

Renumber accordingly

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)
MADAM PRESIDENT: The House has failed to pass, unchanged: SB 2271.

MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)
MR. SPEAKER: Your signature is respectfully requested on: SB 2041, SB 2055, SB 2056, SB 2084, SB 2102, SB 2121, SB 2138, SB 2156, SB 2182, SB 2278, SB 2320, SB 2359.

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)
MADAM PRESIDENT: Your signature is respectfully requested on: HB 1062, HB 1064, HB 1067, HB 1069, HB 1096, HB 1104, HB 1109, HB 1112, HB 1169, HB 1193, HB 1196, HB 1243, HB 1250, HB 1302, HB 1336, HB 1354, HB 1378.

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)
MADAM PRESIDENT: The Speaker has signed: SB 2041, SB 2055, SB 2056, SB 2084, SB 2102, SB 2121, SB 2138, SB 2156, SB 2182, SB 2278, SB 2320, SB 2359.

MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)
MR. SPEAKER: The President has signed: SB 2041, SB 2055, SB 2056, SB 2084, SB 2102, SB 2121, SB 2138, SB 2156, SB 2182, SB 2278, SB 2320, SB 2359.

MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)
MR. SPEAKER: The President has signed: HB 1062, HB 1064, HB 1067, HB 1069, HB 1096, HB 1104, HB 1109, HB 1112, HB 1169, HB 1193, HB 1196, HB 1243, HB 1250, HB 1302, HB 1336, HB 1354, HB 1378.

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)
MADAM PRESIDENT: The Speaker has signed: HB 1062, HB 1064, HB 1067, HB 1069, HB 1096, HB 1104, HB 1109, HB 1112, HB 1169, HB 1193, HB 1196, HB 1243, HB 1250, HB 1302, HB 1336, HB 1354, HB 1378.

DELIVERY OF ENROLLED BILLS AND RESOLUTIONS
The following resolution was delivered to the Secretary of State for filing on March 9, 2023: SCR 4005.

MOTION
SEN. KLEIN MOVED that the absent member be excused, which motion prevailed.

MOTION
SEN. KLEIN MOVED that the Senate be on the Fifth, Ninth, Thirteenth, and Sixteenth orders of business and at the conclusion of those orders, the Senate stand adjourned until 12:30 p.m., Friday, March 10, 2023, which motion prevailed.

REPORT OF STANDING COMMITTEE
HB 1072, as engrossed: Agriculture and Veterans Affairs Committee (Sen. Luick, Chairman) recommends **DO PASS** (5 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). Engrossed HB 1072 was placed on the Fourteenth order on the calendar. This bill does not affect workforce development.

REPORT OF STANDING COMMITTEE
HB 1082, as engrossed: Judiciary Committee (Sen. Larson, Chairman) recommends **DO PASS** (5 YEAS, 1 NAY, 1 ABSENT AND NOT VOTING). Engrossed HB 1082 was placed on the Fourteenth order on the calendar. This bill does not affect workforce development.

REPORT OF STANDING COMMITTEE
HB 1091: Human Services Committee (Sen. Lee, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (5

YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1091 was placed on the Sixth order on the calendar. This bill does not affect workforce development.

Page 1, line 16, after "approval" insert "of tribal foster care facilities"

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1099, as engrossed: Agriculture and Veterans Affairs Committee (Sen. Luick, Chairman) recommends **DO PASS** (5 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). Engrossed HB 1099 was placed on the Fourteenth order on the calendar. This bill does not affect workforce development.

REPORT OF STANDING COMMITTEE

HB 1176: Finance and Taxation Committee (Sen. Kannianen, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (5 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). HB 1176 was placed on the Sixth order on the calendar. This bill does not affect workforce development.

Page 2, line 15, replace "maternity home under chapter 50-19" with "nonprofit facility operating for the purpose of providing shelter and care to a pregnant woman or parent of a child twelve months of age or younger"

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1178, as engrossed: Education Committee (Sen. Elkin, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (5 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). Engrossed HB 1178 was placed on the Sixth order on the calendar. This bill does not affect workforce development.

Page 1, line 19, replace "three" with "five"

Page 1, line 20, after "The" insert "number of community board members appointed under this subsection must be fewer than the number of school district members permissible under subsection 1. Subject to the limitations in this subsection, the"

Page 1, line 21, remove "one community member from each of the following entities to serve on the"

Page 1, line 22, remove "center board"

Page 2, line 1, replace "An" with "No more than one community board member from an"

Page 2, line 3, replace the underscored semicolon with an underscored period

Page 2, line 4, replace "A" with "No more than one community board member from a"

Page 2, line 4, replace "; and" with an underscored period

Page 2, line 5, replace "A" with "One or more community board members from a

Page 2, line 5, after "entity" insert ", with each community board member representing a different private sector"

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1187: Education Committee (Sen. Elkin, Chairman) recommends **DO PASS** (5 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1187 was placed on the Fourteenth order on the calendar. This bill does not affect workforce development.

REPORT OF STANDING COMMITTEE

HB 1207: Human Services Committee (Sen. Lee, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (4

YEAS, 1 NAY, 1 ABSENT AND NOT VOTING). HB 1207 was placed on the Sixth order on the calendar. This bill does not affect workforce development.

Page 1, line 2, replace "publication" with "the display"

Page 1, line 7, remove "publish, on a website maintained by the"

Page 1, remove lines 8 and 9

Page 1, line 10, replace "data for use on this website" with "prominently display, on a website maintained by the department, a link to the federal vaccine adverse event reporting system, along with instructions on how to report an adverse event and how to access state-specific data. The department may compile its own data for use on this website"

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1210: Finance and Taxation Committee (Sen. Kannianen, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1210 was placed on the Sixth order on the calendar. This bill does not affect workforce development.

Page 1, line 2, after "to" insert "qualification and"

Page 1, line 3, after "organization" insert "; to provide an effective date; and to declare an emergency"

Page 1, line 15, overstrike "or"

Page 1, line 19, overstrike the period and insert immediately thereafter "; or

(c) Provides services through a contract with the department of health and human services as a program of all-inclusive care for the elderly."

Page 1, line 20, remove "aging services division of the"

Page 2, line 9, overstrike "or"

Page 2, line 13, overstrike the period and insert immediately thereafter "; or

(c) Provides services through a contract with the department of health and human services as a program of all-inclusive care for the elderly."

Page 2, line 14, remove "aging services division of the"

Page 2, after line 16, insert:

"**SECTION 3. EFFECTIVE DATE.** This Act is effective for taxable events occurring after June 30, 2023.

SECTION 4. EMERGENCY. This Act is declared to be an emergency measure."

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1237: Finance and Taxation Committee (Sen. Kannianen, Chairman) recommends **BE PLACED ON THE CALENDAR WITHOUT RECOMMENDATION** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1237 was placed on the Fourteenth order on the calendar. This bill does not affect workforce development.

REPORT OF STANDING COMMITTEE

HB 1244: Finance and Taxation Committee (Sen. Kannianen, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1244 was placed on the Sixth order on the calendar. This bill affects workforce development.

Page 2, line 7, remove "No more than"

Page 2, remove lines 8 and 9

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1247, as engrossed: Finance and Taxation Committee (Sen. Kannianen, Chairman) recommends **DO PASS** (5 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). Engrossed HB 1247 was placed on the Fourteenth order on the calendar. This bill does not affect workforce development.

REPORT OF STANDING COMMITTEE

HB 1248: Finance and Taxation Committee (Sen. Kannianen, Chairman) recommends **DO NOT PASS** (4 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING). HB 1248 was placed on the Fourteenth order on the calendar. This bill does not affect workforce development.

REPORT OF STANDING COMMITTEE

HB 1255, as engrossed: Agriculture and Veterans Affairs Committee (Sen. Luick, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (5 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). Engrossed HB 1255 was placed on the Sixth order on the calendar. This bill does not affect workforce development.

Page 1, line 22, replace "Camlidae" with "Camelidae"

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1304: 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). HB 1304 was placed on the Sixth order on the calendar. This bill does not affect workforce development.

Page 1, line 2, replace "permit" with "teaching authorization"

Page 2, line 5, replace "permit" with "teaching authorization"

Page 2, line 6, replace "permit" with "teaching authorization"

Page 3, line 18, replace "permit" with "teaching authorization"

Page 3, line 19, replace "permit" with "teaching authorization"

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1370, as engrossed: Finance and Taxation Committee (Sen. Kannianen, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (5 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). Engrossed HB 1370 was placed on the Sixth order on the calendar. This bill does not affect workforce development.

Page 1, line 7, remove "grain bins, including material or replacement parts used"

Page 1, removes lines lines 8 and 9

Page 1, line 10, replace "and is used primarily to hold loose grain for drying or storage" with "tangible personal property used in constructing or repairing a grain bin are exempt from the tax imposed under this chapter. To qualify for the exemption, the tangible personal property must be incorporated into the construction or repair of a grain bin to the point of having no residual economic value. For purposes of this subsection:

a. "Grain bin" means a vented structure that is constructed of corrugated metal or a similar material, and is primarily used to hold loose grain for drying or storage.

b. "Tangible personal property" means grain bins, hopper bins, steps, ladders, structural support towers, catwalks, roof vents, grain bin flooring, floor supports, concrete pads, foundations, stirring equipment, fans, temperature sensors, spreaders, sweeps, augers, bolts, control devices, and motors, such as are all permanently affixed to the structure of the bin"

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1383: Finance and Taxation Committee (Sen. Kannianen, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1383 was placed on the Sixth order on the calendar. This bill affects workforce development.

Page 1, line 11, replace "apprentice" with "individual who is an apprentice in an apprenticeship program as provided in title 29, Code of Federal Regulations, subtitle a, part 29 or an apprentice electrician registered under chapter 43-09 and is"

Page 1, line 15, replace "Obtain" with "For a taxpayer that employs an individual who is an apprentice in an apprenticeship program as provided in title 29, Code of Federal Regulations, subtitle a, part 29, obtain"

Page 1, line 18, replace ". The taxpayer shall" with "and"

Page 1, line 19, after "of" insert "the"

Page 1, line 19, replace "under this subdivision and any" with ".

c. Submit any"

Page 1, line 22, replace "an" with "a qualified"

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1430: Finance and Taxation Committee (Sen. Kannianen, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1430 was placed on the Sixth order on the calendar. This bill affects workforce development.

Page 1, line 22, replace "or" with an underscored comma

Page 1, line 23, after "expanding" insert ", or making"

Page 1, line 23, replace "of" with "to"

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1449, as engrossed: Finance and Taxation Committee (Sen. Kannianen, Chairman) recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed HB 1449 was placed on the Fourteenth order on the calendar. This bill does not affect workforce development.

REPORT OF STANDING COMMITTEE

HB 1495, as engrossed: Finance and Taxation Committee (Sen. Kannianen, Chairman) recommends **DO PASS** (5 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). Engrossed HB 1495 was placed on the Fourteenth order on the calendar. This bill does not affect workforce development.

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

Shanda Morgan, Secretary