JOURNAL OF THE SENATE

Sixty-eighth Legislative Assembly

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Bismarck, March 21, 2023

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

The prayer was offered by Pastor Matt Anderson, Surprise Church, Bismarck.

The roll was called and all members were present except Senators Cleary and Davison.

A quorum was declared by the President.

MOTION

SEN. KLEIN MOVED that Engrossed HB 1232, which is on the Fourteenth order, be rereferred to the **Appropriations Committee**, which motion prevailed. Pursuant to Sen. Klein's motion, Engrossed HB 1232 was rereferred.

MOTION

SEN. KLEIN MOVED that HB 1438, as amended, which is on the Fourteenth order, be rereferred to the **Finance and Taxation Committee**, which motion prevailed. Pursuant to Sen. Klein's motion, HB 1438, as amended, was rereferred.

CONSIDERATION OF AMENDMENTS

HB 1107, as engrossed: SEN. WOBBEMA (Workforce Development Committee) MOVED that the amendments on SJ pages 1035-1036 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 1439: A BILL for an Act to amend and reenact subsection 9 of section 57-02-08 of the North Dakota Century Code, relating to a property tax exemption for property of churches; to provide for application; and to provide a retroactive effective date.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 42 YEAS, 3 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

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

NAYS: Braunberger; Hogan; Piepkorn

ABSENT AND NOT VOTING: Cleary; Davison

HB 1439, as amended, passed.

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SECOND READING OF HOUSE BILL

HB 1076: A BILL for an Act to amend and reenact section 61-16.1-38 of the North Dakota Century Code relating to the department of water resources authority regarding water permit thresholds for dikes, dams, and other devices; and to provide a penalty.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 45 YEAS, 0 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Axtman; Barta; Beard; Bekkedahl; Boehm; Braunberger; Burckhard; 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

ABSENT AND NOT VOTING: Cleary; Davison

HB 1076 passed.

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SECOND READING OF HOUSE BILL

HB 1272: A BILL for an Act to amend and reenact subdivision a of subsection 1 of section 38-08-04 of the North Dakota Century Code, relating to the jurisdiction of the industrial commission and reviewing the enhanced oil recovery potential status of a well.

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

YEAS: Axtman; Barta; Beard; Bekkedahl; Boehm; Braunberger; Burckhard; 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

ABSENT AND NOT VOTING: Cleary; Davison

HB 1272 passed.

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SECOND READING OF HOUSE BILL

HB 1393: A BILL for an Act to create and enact chapters 4.1-58, 4.1-59, 4.1-61, and 4.1-62 of the North Dakota Century Code, relating to grain and seed warehouses, grain buyers, insolvent grain warehousemen, uniform accounting for public elevators and warehouses, and credit-sale contracts indemnity from title 60; to amend and reenact subsection 4 of section 41-07-10 and section 51-23-04 of the North Dakota Century Code, relating to cross-references to repealed laws; to repeal chapters 60-02, 60-02.1, 60-04, 60-05, and 60-10 of the North Dakota Century Code, relating to grain and seed warehouses, grain buyers, insolvent grain warehousemen, uniform accounting for public elevators and warehouses, and credit-sale contracts indemnity; to provide a penalty; and to provide a continuing appropriation.

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

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

NAYS: Lee

ABSENT AND NOT VOTING: Cleary; Davison

Engrossed HB 1393 passed.

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SECOND READING OF HOUSE BILL

HB 1307: A BILL for an Act to provide an appropriation to the attorney general for a back the blue grant program; 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 NOT PASS, the roll was called and there were 27 YEAS, 18 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Barta; Braunberger; Conley; Dever; Elkin; Erbele; Estenson; Hogan; Kannianen; Krebsbach; Larsen; Larson; Lee; Lemm; Luick; Mathern; Meyer; Myrdal; Patten; Roers, J.; Roers, K.; Rummel; Rust; Schaible; Vedaa; Weber; Weston

NAYS: Axtman; Beard; Bekkedahl; Boehm; Burckhard; Clemens; Dwyer; Hogue; Kessel; Klein; Kreun; Magrum; Paulson; Piepkorn; Sickler; Sorvaag; Wanzek; Wobbema

ABSENT AND NOT VOTING: Cleary; Davison

Engrossed HB 1307 passed.

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DEEMED RECONSIDERED AND REREFERRED

PRESIDENT MILLER STATED that Engrossed HB 1307 is deemed reconsidered and must be rereferred to the **Appropriations Committee**.

SECOND READING OF HOUSE BILL

HB 1335: A BILL for an Act to amend and reenact section 5-02-05 of the North Dakota Century Code, relating to allowing off sale of alcoholic beverages on Thanksgiving; 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 14 YEAS, 31 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Braunberger; Burckhard; Estenson; Hogan; Krebsbach; Kreun; Larsen; Lee; Meyer; Piepkorn; Roers, J.; Roers, K.; Rummel; Vedaa

NAYS: Axtman; Barta; Beard; Bekkedahl; Boehm; Clemens; Conley; Dever; Dwyer; Elkin; Erbele; Hogue; Kannianen; Kessel; Klein; Larson; Lemm; Luick; Magrum; Mathern; Myrdal; Patten; Paulson; Rust; Schaible; Sickler; Sorvaag; Wanzek; Weber; Weston; Wobbema

ABSENT AND NOT VOTING: Cleary; Davison

HB 1335 failed.

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SECOND READING OF HOUSE BILL

HB 1143: A BILL for an Act to amend and reenact section 12.1-23-02 of the North Dakota Century Code, relating to theft of property; 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 1 YEAS, 44 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Paulson

NAYS: Axtman; Barta; Beard; Bekkedahl; Boehm; Braunberger; Burckhard; Clemens; Conley; Dever; Dwyer; Elkin; Erbele; Estenson; Hogan; Hogue; Kannianen; Kessel;

Klein; Krebsbach; Kreun; Larsen; Larson; Lee; Lemm; Luick; Magrum; Mathern; Meyer; Myrdal; Patten; Piepkorn; Roers, J.; Roers, K.; Rummel; Rust; Schaible; Sickler; Sorvaag; Vedaa; Wanzek; Weber; Weston; Wobbema

ABSENT AND NOT VOTING: Cleary; Davison

HB 1143 failed.

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SECOND READING OF HOUSE BILL

HB 1338: A BILL for an Act to amend and reenact section 31-13-04 and subsection 10 of section 39-20-07 of the North Dakota Century Code, relating to collection of samples for DNA testing and chemical tests to determine alcohol concentration and presence of drugs for individuals operating motor vehicles; 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 44 YEAS, 1 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Axtman; Barta; Beard; Bekkedahl; Boehm; Braunberger; Burckhard; Clemens; Conley; Dever; Dwyer; Elkin; Erbele; Estenson; Hogan; Hogue; Kannianen; Kessel; Klein; Krebsbach; Kreun; Larsen; 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: Cleary; Davison

Engrossed HB 1338 passed and the emergency clause was declared carried.

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SECOND READING OF HOUSE BILL

HB 1342: A BILL for an Act to amend and reenact subsection 4 of section 53-06.1-01.1 of the North Dakota Century Code, relating to the state gaming commission's rules on electronic pull tab games and deals at the end of a quarter.

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, 37 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Conley; Dever; Elkin; Estenson; Larsen; Magrum; Meyer; Vedaa

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

ABSENT AND NOT VOTING: Cleary; Davison

HB 1342 failed.

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SECOND READING OF HOUSE BILL

HB 1145: A BILL for an Act to amend and reenact section 29-04-02.1 of the North Dakota Century Code, relating to prosecution for gross sexual imposition; and to provide a penalty.

ROLL CALL

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

recommendation of DO PASS, the roll was called and there were 45 YEAS, 0 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Axtman; Barta; Beard; Bekkedahl; Boehm; Braunberger; Burckhard; 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

ABSENT AND NOT VOTING: Cleary; Davison

Engrossed HB 1145 passed.

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SECOND READING OF HOUSE CONCURRENT RESOLUTION

HCR 3015: A concurrent resolution urging the federal government to recognize natural gas and nuclear energy as environmentally sustainable economic activities.

The question being on the final adoption of the resolution, which has been read, and has committee recommendation of DO PASS.

HCR 3015 was declared adopted on a voice vote.

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SECOND READING OF HOUSE CONCURRENT RESOLUTION

HCR 3009: A concurrent resolution designating the second week in May of 2023-24 as "North Dakota Share the Road Safety Week".

The question being on the final adoption of the resolution, which has been read, and has committee recommendation of DO PASS.

HCR 3009 was declared adopted on a voice vote.

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SECOND READING OF HOUSE CONCURRENT RESOLUTION

HCR 3013: A concurrent resolution recognizing December 6th as "Miner's Day" and urging the federal government to refrain from enacting regulations that threaten the reliability and affordability of electric power in North Dakota and to increase support for research, development, and deployment for next generation carbon-based energy generation.

The question being on the final adoption of the resolution, which has been read, and has committee recommendation of DO PASS.

Engrossed HCR 3013 was declared adopted on a voice vote.

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

MR. SPEAKER: The Senate has passed, unchanged: HB 1075, HB 1113, HB 1312, HB 1385.

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

MR. SPEAKER: The Senate has amended and subsequently passed: HB 1086, HB 1223, HB 1427.

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

MR. SPEAKER: The Senate has failed to pass, unchanged: HB 1186, HB 1488, HB 1503.

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)

MADAM PRESIDENT: The House has passed, unchanged: SB 2043, SB 2050, SB 2070, SB 2105, SB 2148, SB 2153, SB 2232, SB 2293, SB 2321, SB 2352.

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)
MADAM PRESIDENT: The House has amended and subsequently passed: SB 2061, SB 2097, SB 2344, SB 2381.

HOUSE AMENDMENTS TO ENGROSSED SENATE BILL NO. 2061

Page 1, line 18, remove the overstrike over "~~of~~"

Page 1, line 19, remove the overstrike over "~~good moral character~~"

Page 1, line 20, remove the overstrike over "~~For the purposes of this chapter, good moral character means the lack of a history of~~"

Page 1, remove the overstrike over lines 21 through 24

Page 2, remove the overstrike over lines 1 through 4

Page 2, line 5, remove the overstrike over "~~applicant's right of appeal.~~"

Page 2, line 5, remove "The board may not grant a certificate if the applicant has"

Page 2, remove lines 6 through 8

Page 3, line 7, remove the overstrike over "~~Meets the good moral character requirement of subsection 2;~~"

Page 3, line 8, remove the overstrike over "~~b.~~"

Page 3, line 13, remove the overstrike over "~~c.~~"

Page 3, line 13, remove "b."

Page 3, line 15, remove the overstrike over "~~d.~~"

Page 3, line 15, remove "c."

Page 3, line 17, remove the overstrike over "~~e.~~"

Page 3, line 17, remove "d."

Page 6, line 4, remove "at least sixty years of age,"

Page 6, line 8, remove ", at least sixty years of age,"

Renumber accordingly

HOUSE AMENDMENTS TO ENGROSSED SENATE BILL NO. 2097

Page 1, line 11, after the first "of" insert "the"

Page 1, line 12, after the first "of" insert "the"

Page 1, line 15, replace "The water" with "Water"

Page 1, line 16, after the first "of" insert "the"

Page 1, line 16, remove "land"

Page 1, line 16, after "trust" insert "lands"

Page 1, line 17, after the first "of" insert "the"

Page 1, line 18, replace "The county" with "County"

Page 1, line 19, replace "The legislators" with "Legislators"

Page 1, line 19, remove "and"

Page 1, line 20, replace "The grazing" with "Grazing"

Page 1, line 20, after "impacted" insert "; and

k. Public service commission"

Renumber accordingly

HOUSE AMENDMENTS TO REENGROSSED SENATE BILL NO. 2344

In lieu of the amendments as printed on page 1151 of the House Journal, Reengrossed Senate Bill No. 2344 is amended as follows:

Page 1, line 22, after "nurse" insert ", registered nurse,"

Page 2, remove lines 16 through 25

Page 3, line 17, replace "$96,000" with "$48,000"

Page 3, line 18, remove "public health"

Page 3, line 19, remove "professionals and four slots for"

Renumber accordingly

HOUSE AMENDMENTS TO SENATE BILL NO. 2381

Page 1, line 15, after "will" insert "to the appropriate court"

Renumber accordingly

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)
MADAM PRESIDENT: The House has amended, subsequently passed, and the emergency clause carried: SB 2093, SB 2094, SB 2183, SB 2223.

HOUSE AMENDMENTS TO ENGROSSED SENATE BILL NO. 2093

Page 3, line 27, remove the first underscored comma

Page 3, line 27, remove the second underscored comma

Renumber accordingly

HOUSE AMENDMENTS TO ENGROSSED SENATE BILL NO. 2094

Page 1, line 3, after "institutions" insert "; and to declare an emergency"

Page 1, line 22, replace "includes" with "does not include"

Page 1, after line 24, insert:

"**SECTION 2. EMERGENCY.** This Act is declared to be an emergency measure."

Renumber accordingly

HOUSE AMENDMENTS TO ENGROSSED SENATE BILL NO. 2183

Page 1, line 7, replace "$25,000,000" with "$20,000,000"

Page 1, line 11, replace "$25,000,000" with "$20,000,000"

Page 1, line 11, replace "$20,000,000" with "$15,000,000"

Page 1, line 19, after "December" insert "for the four lowest cost years"

Page 2, line 2, after "April" insert "for the four lowest cost years"

Renumber accordingly

HOUSE AMENDMENTS TO ENGROSSED SENATE BILL NO. 2223

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

Page 1, after line 21, insert:

"**SECTION 2. EMERGENCY.** This Act is declared to be an emergency measure."

Renumber accordingly

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)
MADAM PRESIDENT: The House has amended and subsequently failed to pass: SB 2143.

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)
MADAM PRESIDENT: The House has failed to pass, unchanged: SB 2216.

MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)
MR. SPEAKER: Your signature is respectfully requested on: SB 2067, SB 2233.

MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)
MR. SPEAKER: Your signature is respectfully requested on: SCR 4015.

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)
MADAM PRESIDENT: Your signature is respectfully requested on: HB 1192, HB 1293, HB 1492, HCR 3001, HCR 3006, HCR 3030.

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)
MADAM PRESIDENT: The Speaker has signed: SB 2067, SB 2233.

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)
MADAM PRESIDENT: The Speaker has signed: SCR 4015.

MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)
MR. SPEAKER: The President has signed: SB 2042, SB 2049, SB 2108, SB 2114, SB 2163, SB 2180, SB 2214, SB 2370.

MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)
MR. SPEAKER: The President has signed: HB 1192, HB 1293, HB 1492.

MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)
MR. SPEAKER: The President has signed: HCR 3001, HCR 3006, HCR 3030.

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)
MADAM PRESIDENT: The Speaker has signed: HB 1038, HB 1041, HB 1094, HB 1108, HB 1150, HB 1159, HB 1188, HB 1190, HB 1203, HB 1222, HB 1233, HB 1236, HB 1259, HB 1266, HB 1280, HB 1326, HB 1348, HB 1389, HB 1398, HB 1412, HB 1435, HB 1448, HB 1478, HB 1481, HB 1521, HB 1533.

DELIVERY OF ENROLLED BILLS AND RESOLUTIONS
The following bills were delivered to the Governor for approval on March 21, 2023: SB 2042, SB 2049, SB 2108, SB 2114, SB 2163, SB 2180, SB 2214, SB 2370.

COMMUNICATION FROM GOVERNOR DOUG BURGUM
This is to inform you that on March 20, 2023, I have signed the following: SB 2028, SB 2045, SB 2062, SB 2079, SB 2082, SB 2086, SB 2099, SB 2125, SB 2162, SB 2167, and SB 2350.

MOTION

SEN. KLEIN MOVED that the absent members 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 1:00 p.m., Wednesday, March 22, 2023, which motion prevailed.

REPORT OF STANDING COMMITTEE

HB 1009, as engrossed: Appropriations Committee (Sen. Bekkedahl, Chairman) recommends **DO PASS** (15 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). Engrossed HB 1009 was placed on the Fourteenth order on the calendar. This bill does not affect workforce development.

REPORT OF STANDING COMMITTEE

HB 1036: 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). HB 1036 was placed on the Sixth order on the calendar. This bill does not affect workforce development.

Page 3, line 12, remove "or"

Page 3, line 13, remove "more"

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1046, as engrossed: Human Services Committee (Sen. Lee, Chairman) recommends **DO PASS** (5 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). Engrossed HB 1046 was placed on the Fourteenth order on the calendar. This bill does not affect workforce development.

REPORT OF STANDING COMMITTEE

HB 1061, as reengrossed: Transportation Committee (Sen. Clemens, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (5 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Reengrossed HB 1061 was placed on the Sixth order on the calendar. This bill does not affect workforce development.

Page 1, line 3, replace "section" with "paragraph 16 of subdivision a of subsection 3 of section 39-06.1-10 and sections 39-10-16 and"

Page 1, line 3, after the second "to" insert "entries against driving record, rotary traffic islands, and"

Page 1, after line 5, insert:

"**SECTION 1. AMENDMENT.** Paragraph 16 of subdivision a of subsection 3 of section 39-06.1-10 of the North Dakota Century Code is amended and reenacted as follows:

(16)	Driving on wrong side of road in violation of section 39-10-08, 39-10-14, or subsection 1, 2, or 3 of section 39-10-16, or equivalent ordinances	2 points

SECTION 2. AMENDMENT. Section 39-10-16 of the North Dakota Century Code is amended and reenacted as follows:

39-10-16. One-way roadways and rotary traffic islands.

1. The director and local authorities with respect to highways under their respective jurisdictions may designate any highway, roadway, part of a roadway, or specific lanes upon which vehicular traffic shall proceed in

one direction at all or such times as shall be indicated by official traffic-control devices.

2. Upon a roadway so designated for one-way traffic, a vehicle shall be driven only in the direction designated at all or at such times as shall be indicated by official traffic-control devices.

3. A vehicle passing around a rotary traffic island must be driven only to the right of such island.

4. After a vehicle enters a rotary traffic island, the vehicle may not exit from any position within the rotary traffic island without first giving a signal of intention to exit the rotary traffic island."

Page 1, line 17, after "roadways" insert "and shall yield the right of way to any other vehicle previously stopped for another stop sign at the intersection if the intersection is clear for each driver to proceed"

Page 1, line 17, remove "If more than"

Page 1, remove lines 18 through 21

Page 2, line 16, replace "**Windows**" with "**Windshield**"

Page 2, line 17, replace "Glass or glazing material on the front or side windows" with "A windshield"

Page 2, line 17, remove "broken, shattered, or"

Page 2, line 18, replace "distorted to the extent it impairs the vision of the driver" with "shattered or in such a defective condition that the windshield materially impairs or obstructs the driver's clear view"

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1149: Education Committee (Sen. Elkin, Chairman) recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1149 was placed on the Fourteenth order on the calendar. This bill does not affect workforce development.

REPORT OF STANDING COMMITTEE

HB 1160, as engrossed: Judiciary Committee (Sen. Larson, Chairman) recommends **DO PASS** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed HB 1160 was placed on the Fourteenth order on the calendar. This bill does not affect workforce development.

REPORT OF STANDING COMMITTEE

HB 1168, as reengrossed: Finance and Taxation Committee (Sen. Kannianen, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (5 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). Reengrossed HB 1168 was placed on the Sixth order on the calendar. This bill affects workforce development.

Page 1, line 13, replace "twenty" with "ten"

Page 2, line 3, after "c." insert ""First-time claimant" means a taxpayer that has not previously claimed a credit against the tax imposed under section 57-38-30 or 57-38-30.3 for purchases of animal agricultural machinery and equipment or manufacturing machinery and equipment for the purpose of automating manufacturing or animal agricultural processes.

d."

Page 2, line 6, replace "d." with "e."

Page 2, line 9, replace "e." with "f."

Page 2, line 13, replace "f." with "g."

Page 2, line 14, replace "g." with "h."

Page 2, line 19, replace "h." with "i."

Page 2, line 29, after "5." insert "a."

Page 2, line 30, replace "one" with "four"

Page 2, line 30, remove "five hundred thousand"

Page 2, line 30, replace "However, if" with:

"(1) From the aggregate credit limit in this subdivision, the tax commissioner shall designate:

(a) One million dollars for credits claimed by first-time claimants for animal agricultural machinery and equipment for the purpose of automating animal agricultural processes; and

(b) One million dollars for credits claimed by first-time claimants for manufacturing machinery and equipment for the purpose of automating manufacturing processes.

(2) If the portion of the aggregate limit which is designated for first-time claimants in paragraph 1 is greater than the amount of credits claimed by the corresponding first-time claimants, the remaining portion of the aggregate limit which is designated for the first-time claimants in paragraph 1 must be included in the amount available to claimants that are not first-time claimants.

(3) If the portion of the aggregate limit which is not designated for first-time claimants in paragraph 1 is greater than the amount of credits claimed by claimants that are not first-time claimants, the remaining portion of the aggregate limit which is not designated for first-time claimants in paragraph 1 must be included in the amount available to first-time claimants to the extent necessary to satisfy all first-time claims.

(4) If the sum of the portion of the aggregate limit which is designated for the corresponding first-time claimants in paragraph 1 and any amount available to the first-time claimants under paragraph 3 is less than the amount of credits claimed by the first-time claimants, the tax commissioner shall prorate the credits among the first-time claimants.

b. If"

Page 3, line 2, replace "If" with:

"c. After determining the credits claimed by the first-time claimants as provided in subdivision a, if"

Page 3, line 2, after "section" insert "by claimants that are not first-time claimants"

Page 3, line 3, after "available" insert "to claimants that are not first-time claimants"

Page 3, line 4, after "claimants" insert "that are not first-time claimants"

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1181: Transportation Committee (Sen. Clemens, Chairman) recommends **DO PASS** (5 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1181 was placed on the Fourteenth order on the calendar. This bill affects workforce development.

REPORT OF STANDING COMMITTEE

HB 1189: Industry and Business Committee (Sen. Larsen, Chairman) recommends **DO PASS** (5 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1189 was placed on the Fourteenth order on the calendar. This bill does not affect workforce development.

REPORT OF STANDING COMMITTEE

HB 1195: Judiciary Committee (Sen. Larson, Chairman) recommends **DO PASS** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1195 was placed on the Fourteenth order on the calendar. This bill does not affect workforce development.

REPORT OF STANDING COMMITTEE

HB 1225: 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 1225 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 an online tax portal for electronically accessible statewide property information and tax information.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. LEGISLATIVE MANAGEMENT STUDY. During the 2023-24 interim, the legislative management shall consider studying the integration of an online portal or promulgating online access for electronically accessible statewide property information and property tax information based on county geographic information system data and electronic property information. 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

HB 1241, as reengrossed: Workforce Development Committee (Sen. Wobbema, Chairman) recommends **DO PASS** (5 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). Reengrossed HB 1241 was placed on the Fourteenth order on the calendar. This bill does not affect workforce development.

REPORT OF STANDING COMMITTEE

HB 1246, as engrossed: Transportation Committee (Sen. Clemens, Chairman) recommends **DO PASS** (4 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). Engrossed HB 1246 was placed on the Fourteenth order on the calendar. This bill does not affect workforce development.

REPORT OF STANDING COMMITTEE

HB 1262: Judiciary Committee (Sen. Larson, Chairman) recommends **DO PASS** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1262 was placed on the Fourteenth order on the calendar. This bill does not affect workforce development.

REPORT OF STANDING COMMITTEE

HB 1264: Judiciary Committee (Sen. Larson, Chairman) recommends **DO PASS** (6 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1264 was placed on the Fourteenth order on the calendar. This bill does not affect workforce development.

REPORT OF STANDING COMMITTEE

HB 1286, as engrossed: Finance and Taxation Committee (Sen. Kannianen, Chairman) recommends **BE PLACED ON THE CALENDAR WITHOUT RECOMMENDATION** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed HB 1286 was placed

on the Fourteenth order on the calendar. This bill does not affect workforce development.

REPORT OF STANDING COMMITTEE

HB 1292: Industry and Business Committee (Sen. Larsen, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (5 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1292 was placed on the Sixth order on the calendar. This bill does not affect workforce development.

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

Page 3, line 4, insert:"

SECTION 2. EMERGENCY. This Act is declared to be an emergency measure."

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1294, as engrossed: 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). Engrossed HB 1294 was placed on the Sixth order on the calendar. This bill does not affect workforce development.

Page 1, line 14, replace "sixty" with "one hundred twenty-five"

Page 1, line 15, replace "sixty" with "one hundred twenty-five"

Page 2, line 3, after "3." insert "The maximum total grant calculation for each operation, after accounting for the deductions in subsection 2, may not exceed two hundred twenty-five dollars.

4."

Page 2, line 7, replace "4." with "5."

Page 2, line 10, replace "5." with "6."

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1295: Transportation Committee (Sen. Clemens, Chairman) recommends **DO NOT PASS** (3 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING). HB 1295 was placed on the Fourteenth order on the calendar. This bill does not affect workforce development.

REPORT OF STANDING COMMITTEE

HB 1306, as engrossed: Education Committee (Sen. Elkin, Chairman) recommends **DO NOT PASS** (5 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). Engrossed HB 1306 was placed on the Fourteenth order on the calendar. This bill does not affect workforce development.

REPORT OF STANDING COMMITTEE

HB 1323: Industry and Business Committee (Sen. Larsen, Chairman) recommends **DO PASS** (5 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1323 was placed on the Fourteenth order on the calendar. This bill does not affect workforce development.

REPORT OF STANDING COMMITTEE

HB 1344, as engrossed: Judiciary Committee (Sen. Larson, Chairman) recommends **DO PASS** (4 YEAS, 3 NAYS, 0 ABSENT AND NOT VOTING). Engrossed HB 1344 was placed on the Fourteenth order on the calendar. This bill does not affect workforce development.

REPORT OF STANDING COMMITTEE

HB 1359, as engrossed: Appropriations Committee (Sen. Bekkedahl, Chairman) recommends **DO PASS** (15 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). Engrossed HB 1359 was placed on the Fourteenth order on the calendar. This bill does not affect workforce development.

REPORT OF STANDING COMMITTEE

HB 1364: 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). HB 1364 was placed on the Sixth order on the calendar. This bill does not affect workforce development.

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

Page 1, line 1, after "42-03-01" insert ", 42-03-02, 42-03-03, and 42-03-04"

Page 1, line 2, replace "dogs" with "animals"

Page 1, line 6, overstrike "**dogs**" and insert immediately thereafter "**animals**"

Page 1, after line 6 insert:

"1."

Page 1, line 7, overstrike "dog" and insert immediately thereafter "animal"

Page 1, line 7, remove the overstrike over "~~molests~~"

Page 1, line 7, remove "harasses"

Page 1, line 7, after "individual" insert "or a person's property"

Page 1, line 8, replace "dog" with "animal"

Page 1, line 9, replace "dog's" with "animal's"

Page 1, line 10, replace "harasses" with "habitually molests a person's property or one or more"

Page 1, line 11, replace "a dog" with "an animal"

Page 1, line 11, replace "dog's" with "animal's"

Page 1, line 12, after the underscored period insert:

"2."

Page 1, line 13, overstrike the first "dog" and insert immediately thereafter "animal"

Page 1, line 13, overstrike the second "dog" and insert immediately thereafter "animal"

Page 1, line 14, overstrike "dog's" and insert immediately thereafter "animal's"

Page 1, line 14, overstrike "dog" and insert immediately thereafter "animal"

Page 1, line 15, overstrike "dog's" and insert immediately thereafter "animal's"

Page 1, line 16, overstrike "dog" and insert immediately thereafter "animal"

Page 1, line 16, remove the overstrike over "~~molesting~~"

Page 1, line 16, remove "harassing"

Page 1, line 16, overstrike "persons" and insert immediately thereafter "individuals or a person's property"

Page 1, line 17, overstrike "dog" and insert immediately thereafter "animal"

Page 1, line 18, overstrike "dog" and insert immediately thereafter "animal"

Page 1, after line 21, insert:

"3. A county, township, or city, including home rule counties and cities, may enact ordinances governing animals as public nuisances which are not less restrictive than this chapter.

4. For purposes of this section:

a. "Animal" does not include livestock as defined under section 36-11-01.1.

b. "Molest" means to annoy, disturb, or harass, especially with injurious effect.

SECTION 2. AMENDMENT. Section 42-03-02 of the North Dakota Century Code is amended and reenacted as follows:

42-03-02. Owner of ~~dog~~animal not known.

If it appears from the complaint that the owner is not known, ten days' notice ~~shall~~must be given by publication in one issue of a newspaper having wide circulation in the area. ~~Such~~The notice ~~shall~~must contain a description of the ~~dog~~animal as given in the complaint, a statement that ~~such~~the complaint has been made, and the time and place of the hearing ~~thereon~~on the complaint.

SECTION 3. AMENDMENT. Section 42-03-03 of the North Dakota Century Code is amended and reenacted as follows:

42-03-03. Hearing - Judgment - Execution.

On the day of the hearing the district or municipal judge shall hear the evidence in the case. If the judge finds that the ~~dog~~animal is a public nuisance, judgment must be entered accordingly, and the judge ~~shall~~may order any peace officer to ~~kill and bury the dog, which order the peace officer shall forthwith execute~~capture the animal and cause the animal to be removed or relocated or require the animal to be euthanized and disposed of humanely.

SECTION 4. AMENDMENT. Section 42-03-04 of the North Dakota Century Code is amended and reenacted as follows:

42-03-04. Costs.

Costs ~~shall~~must be paid by the complainant, but if the ~~dog~~animal is adjudged a nuisance, and the owner is known, judgment ~~shall~~must be entered against the owner for ~~such~~the costs."

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1375: Human Services Committee (Sen. Lee, Chairman) recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (5 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1375 was rereferred to the **Appropriations Committee**. This bill does not affect workforce development.

REPORT OF STANDING COMMITTEE

HB 1381, as engrossed: Transportation Committee (Sen. Clemens, Chairman) recommends **DO PASS** (5 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed HB 1381 was placed on the Fourteenth order on the calendar. This bill does not affect workforce development.

REPORT OF STANDING COMMITTEE

HB 1417: Transportation Committee (Sen. Clemens, Chairman) recommends **DO PASS** (3 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING). HB 1417 was placed on the Fourteenth order on the calendar. This bill does not affect workforce development.

REPORT OF STANDING COMMITTEE

HB 1422, as engrossed: Industry and Business Committee (Sen. Larsen, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (4 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). Engrossed HB 1422 was placed on the Sixth order on the calendar. This bill does not affect workforce development.

Page 1, line 2, after "to" insert "legal"

Page 1, line 7, replace "**Nonconforming**" with "**Legal nonconforming**"

Page 1, line 8, after "a" insert "legal nonconforming"

Page 1, line 9, after "use" insert ", situated in a residential zoning district,"

Page 1, line 14, remove "and"

Page 1, line 15, after "c." insert "The lot or parcel upon which the structure dedicated to residential use is located abuts a public right of way; and

d."

Page 1, line 24, remove "or"

Page 2, line 1, after "safety" insert ";

(8) Encroach upon a public right of way; or

(9) Encroach upon any neighboring property"

Page 2, line 2, after "a" insert "legal"

Page 2, line 5, after "a" insert "legal"

Page 2, line 9, after "of" insert "legal"

Page 2, line 17, after "a" insert "legal nonconforming"

Page 2, line 22, replace "**Nonconforming**" with "**Legal nonconforming**"

Page 2, line 23, after "a" insert "legal nonconforming"

Page 2, line 24, after "use" insert ", situated in a residential zoning district,"

Page 2, line 29, remove "and"

Page 2, line 30, after "c." insert "The lot or parcel upon which the structure dedicated to residential use is located abuts a public right of way; and

d."

Page 3, line 9, remove "or"

Page 3, line 10, after "safety" insert ";

(8) Encroach upon a public right of way; or

(9) Encroach upon any neighboring property"

Page 3, line 11, after "a" insert "legal"

Page 3, line 14, after "a" insert "legal"

Page 3, line 18, after "of" insert "legal"

Page 3, line 26, after "a" insert "legal nonconforming"

Page 4, line 1, replace "**Nonconforming**" with "**Legal nonconforming**"

Page 4, line 2, after "a" insert "legal nonconforming"

Page 4, line 3, after "use" insert ", in a residential zoning district,"

Page 4, line 8, remove "and"

Page 4, line 9, after "c." insert "The lot or parcel upon which the structure dedicated to residential use is located abuts a public right of way; and

d."

Page 4, line 18, remove "or"

Page 4, line 19, after "safety" insert ";

(8) Encroach upon a public right of way; or

(9) Encroach upon any neighboring property"

Page 4, line 20, after "a" insert "legal"

Page 4, line 23, after "a" insert "legal"

Page 4, line 27, after "of" insert "legal"

Page 5, line 4, after "a" insert "legal nonconforming"

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1438, as amended: Finance and Taxation Committee (Sen. Kannianen, Chairman) recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1438, as amended, was placed on the Fourteenth order on the calendar. This bill does not affect workforce development.

REPORT OF STANDING COMMITTEE

HB 1475: Transportation Committee (Sen. Clemens, Chairman) recommends **DO PASS** (5 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1475 was placed on the Fourteenth order on the calendar. This bill affects workforce development.

REPORT OF STANDING COMMITTEE

HB 1499, as engrossed: Industry and Business Committee (Sen. Larsen, Chairman) recommends **DO PASS** (5 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed HB 1499 was placed on the Fourteenth order on the calendar. This bill does not affect workforce development.

REPORT OF STANDING COMMITTEE

HCR 3022, as engrossed: Education Committee (Sen. Elkin, Chairman) recommends **DO PASS** (5 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). Engrossed HCR 3022 was placed on the Fourteenth order on the calendar. This resolution does not affect workforce development.

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

Shanda Morgan, Secretary