JOURNAL OF THE SENATE

Sixty-eighth Legislative Assembly

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Bismarck, April 26, 2023

The Senate convened at 8:00 a.m., with President Miller presiding.

The prayer was offered by Pastor Luis San Jose, Living Hope Spanish Church of the Nazarene, Bismarck.

The roll was called and all members were present.

A quorum was declared by the President.

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

SB 2009: Reps. Brandenburg; Pyle; Monson
SB 2015: Reps. Vigesaa; Lefor; Bosch

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

SB 2107: Reps. Satrom; S. Olson; Heinert

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)
MADAM PRESIDENT: The House has not adopted the conference committee report on: HB 1019.

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)
MADAM PRESIDENT: The House has not adopted the conference committee report on: SB 2107.

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)
MADAM PRESIDENT: The House has adopted the conference committee report and subsequently passed: HB 1008, HB 1025, HB 1168, HB 1297, HB 1415, HB 1474, HB 1539.

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)
MADAM PRESIDENT: The House has adopted the conference committee report and subsequently failed to pass: HB 1114.

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)
MADAM PRESIDENT: Your signature is respectfully requested on: HB 1040.

REPORT OF STANDING COMMITTEE

HB 1540, as engrossed: Appropriations Committee (Sen. Bekkedahl, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (12 YEAS, 4 NAYS, 0 ABSENT AND NOT VOTING). Engrossed HB 1540 was placed on the Sixth order on the calendar. This bill affects workforce development.

Page 3, line 14, after "**WORKPLACE**" insert "**- ONE-TIME FUNDING**"

Page 3, line 22, after "$3,000,000" insert ", which is considered a one-time funding item,"

Page 3, line 29, after "$5,000,000" insert ", which is considered a one-time funding item,"

Page 3, line 30, after "$7,000,000" insert ", which is considered a one-time funding item,"

Page 4, line 4, after "$3,000,000" insert ", which is considered a one-time funding item,"

Page 4, line 5, after "$1,000,000" insert ", which is considered a one-time funding item,"

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

House Bill No. 1540 - Summary of Senate Action

	Base Budget	House Version	Senate Changes	Senate Version
Office of Management and Budget				
Total all funds	$0	$3,000,000	$0	$3,000,000
Less estimated income	0	0	0	0
General fund	$0	$3,000,000	$0	$3,000,000
FTE	0.00	0.00	0.00	0.00
DHHS - Other				
Total all funds	$0	$62,600,000	$0	$62,600,000
Less estimated income	0	0	0	0
General fund	$0	$62,600,000	$0	$62,600,000
FTE	0.00	0.00	0.00	0.00
Bill total				
Total all funds	$0	$65,600,000	$0	$65,600,000
Less estimated income	0	0	0	0
General fund	$0	$65,600,000	$0	$65,600,000
FTE	0.00	0.00	0.00	0.00

Department 325 - DHHS - Other - Detail of Senate Changes

	Identifies One-Time Funding Items[1]	Total Senate Changes
Child care assistance		
Total all funds	$0	$0
Less estimated income	0	0
General fund	$0	$0
FTE	0.00	0.00

[1] The following items are adjusted from ongoing to one-time funding items:

	General Fund
Quality tiers in child care assistance program	$3,000,000
Employer-led child care cost-share program	5,000,000
Grants and shared services	7,000,000
Quality infrastructure for providers	3,000,000
Background check automation	1,000,000
Total	$19,000,000

REPORT OF CONFERENCE COMMITTEE

SB 2304, as engrossed: Your conference committee (Sens. Luick, Paulson, Sickler and Reps. Koppelman, Thomas, Warrey) recommends that the **HOUSE RECEDE** from the House amendments as printed on SJ pages 1733-1738, adopt amendments as follows, and place SB 2304 on the Seventh order:

That the House recede from its amendments as printed on pages 1733-1738 of the Senate Journal and pages 2017-2023 of the House Journal and that Engrossed Senate Bill No. 2304 be amended as follows:

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

Page 1, line 1, after "53-06.1-01" insert "and 53-06.1-03, subsection 3 of section 53-06.1-10.1, subsection 5 of section 53-06.1-11, and subsection 10 of section 53-06.1-15.1"

Page 1, line 2, after "to" insert "the definitions of alcoholic beverage establishment and manufacturer, approval for a gaming site authorization and licensure, the maximum number of gaming sites allowed, the maximum number of pull tab devices allowed at a site,"

Page 1, line 2, after "establishments" insert ", electronic fifty-fifty raffles, rent limits for electronic pull tab devices, and the imposition of monetary fines for violations by third-party businesses; to provide for a legislative management study; to provide an effective date; and to declare an emergency"

Page 1, line 11, after the second "establishment" insert "licensed under chapter 5-02"

Page 1, line 12, replace ". This" with "by guests on the premises. The term"

Page 1, line 12, replace "an off-sale" with "a"

Page 1, line 13, remove "An alcoholic beverage"

Page 1, removes lines 14 through 16

Page 3, line 2, after the second comma insert "electronic pull tab device operating system,"

Page 3, line 3, overstrike "a fifty-fifty" and insert immediately thereafter "electronic"

Page 3, line 5, after "device" insert "or system"

Page 4, after line 11, insert:

"**SECTION 2. AMENDMENT.** Section 53-06.1-03 of the North Dakota Century Code is amended and reenacted as follows:

53-06.1-03. Permits, site authorization, and licenses - Organization requirements - Site inspection.

1. Except as authorized by the attorney general, an organization that has its license suspended or revoked, or has relinquished or not renewed its license and not disbursed its net proceeds, is ineligible for a license or permit. Only one of two or more closely related organizations may have a license or permit at one time. A college or university fraternity, sorority, or club is not closely related to an educational organization. An organization shall apply for a permit as follows:

   a. An organization recognized as a public-spirited organization by the governing body of a city or county may apply for permits. A local permit may allow the organization to conduct only raffles, bingo, or sports pools. A restricted event permit may allow the organization to conduct only raffles, bingo, sports pools, paddlewheels, twenty-one, and poker. The organization or closely related organizations as a whole may only award a primary prize that does not exceed eight thousand dollars and total prizes of all games do not exceed forty thousand dollars per year. These maximum prize amounts do not apply to raffles conducted under chapter 20.1-08. The determination of what is a "public-spirited organization" is within the sole discretion of the governing body. An organization shall disclose on the application its intended use of the net income from the gaming activity. A governing body may issue a permit for games to be held at designated times and places.

   b. An organization shall apply to the governing body of the city or county in which the proposed site is located. Application must be made on a form prescribed by the attorney general. Approval may be granted at the discretion of the governing body. A governing body may establish a fee not to exceed twenty-five dollars for each permit. A permit must be on a fiscal year basis from July first to June thirtieth or on a calendar-year basis.

c. An organization that has a local permit or a restricted event permit may use the net income from the gaming activity for any purpose that does not violate this chapter or gaming rules, unless the organization is a state political party or legislative district party committee, the organization may use the net income from a raffle for a political purpose. For purposes of this subdivision, a public-spirited use includes a political purpose.

d. An organization that has a restricted event permit is restricted to one event per year and:

(1) May not pay remuneration to employees for personal services;

(2) Shall use chips as wagers;

(3) Shall redeem a player's chips for merchandise prizes or cash;

(4) Shall disburse net income to eligible uses referenced in subdivision c, if applicable, and in section 53-06.1-11.1; and

(5) Shall file a report prescribed by the attorney general with the governing body and attorney general.

2. An eligible organization shall apply for a license to conduct only bingo, electronic quick shot bingo, raffles, calcuttas, pull tabs, punchboards, twenty-one, paddlewheels, poker, or sports pools by:

a. First securing approval for a site authorization from the governing body of the city or county in which the proposed site is located. Approval, which may be granted at the discretion of the governing body, must be recorded on a site authorization form that is to accompany the license application to the attorney general for final approval. An eligible organization may request a specific site location on the site authorization form.

(1) A governing body ~~may~~:

(a) May not require an eligible organization to donate net proceeds to the city, county, or related political subdivision or for community programs or services within the city or county as a condition for receiving a site authorization from the city or county~~. A governing body may~~;

(b) May not deny a site authorization solely because the eligible organization has not conducted gaming at the site;

(c) May not require that an eligible organization be located at a specific site as a condition of site authorization;

(d) May limit the type of games and the number of electronic pull tab devices or tables for the game of twenty-one per site, and the number of sites upon which a licensed organization may conduct games within the city or county~~. A governing body may~~; and

(e) May charge a one hundred dollar fee for a site authorization~~; and~~.

(2) This subsection may not be construed to prohibit a governing body from:

(a) Creating and enforcing rules that are more stringent than state law regarding charitable gaming as otherwise permitted in code; or

(b) Denying a site authorization for just cause, including, after consultation with the attorney general, a violation of state law or local rules.

b. Annually applying for a license from the attorney general before July first on a form prescribed by the attorney general and remitting a one hundred fifty dollar license fee for each city or county that approves a site authorization. However, the attorney general may allow an organization that only conducts a raffle or calcutta in two or more cities or counties to annually apply for a consolidated license and remit a one hundred fifty dollar license fee for each city or county in which a site is located. An organization shall document that it qualifies as an eligible organization. If an organization amends its primary purpose as stated in its articles of incorporation or materially changes its basic character, the organization shall reapply for licensure. The attorney general may deny issuance of a license or deny renewal of a license to an eligible organization that has obtained approval of site authorization under subdivision a, if the organization or site are not in compliance with applicable laws and rules.

3. A licensed organization or organization that has a permit shall conduct games as follows:

a. Only one licensed organization or organization that has a permit may conduct games at an authorized site on a day, except that a raffle may be conducted for a special occasion by another licensed organization or organization that has a permit when one of these conditions is met:

(1) When the area for the raffle is physically separated from the area where games are conducted by the regular organization.

(2) Upon request of the regular organization and with the approval of the alcoholic beverage establishment, the regular organization's license or permit is suspended for that specific time of day by the attorney general.

b. Except for a temporary site authorized for fourteen or fewer consecutive days for not more than two events per quarter or a licensed organization authorized on or before January 1, 2023, to conduct gaming at more than fifteen sites, a licensed organization, including a closely related organization, may not have more than ~~twenty-five~~fifteen sites ~~unless granted a waiver by the attorney general. If the attorney general finds that there is no other licensed organization interested in conducting gaming at a site for which a waiver is being sought, the attorney general may approve the waiver for no more than five sites~~.

c. Games of electronic quick shot bingo, electronic pull tabs, pull tabs, punchboards, twenty-one, paddlewheels, poker, and sports pools may be conducted only during the hours when alcoholic beverages may be dispensed according to applicable regulations of the state, county, or city. Electronic pull tabs must be conducted in a designated area where patrons must be twenty-one years of age or older to enter.

d. An organization may not permit a person under twenty-one years of age to directly or indirectly play pull tabs, punchboards, twenty-one, calcuttas, sports pools, paddlewheels, or poker. An organization may not permit an individual under eighteen years of age to directly or

indirectly play electronic quick shot bingo. An organization may not permit an individual under eighteen years of age to directly or indirectly play bingo unless the individual is accompanied by an adult, bingo is conducted by an organization that has a permit, or the game's prize structure does not exceed that allowed for a permit.

e. An organization may not install more than ten electronic pull tab devices at a site.

f. An organization with more than fifteen licensed sites under subdivision b may not increase its number of sites beyond the number of sites licensed as of January 1, 2023.

g. An organization conducting gaming at an authorized site on January 1, 2023, may continue to operate gaming, including as provided under subsection 1 of section 53-06.1-06, at the authorized site regardless of whether the authorized site is an alcoholic beverage establishment as defined under section 53-06.1-01.

4. A permit, or site authorization and license, must be displayed at a site.

5. The attorney general may issue a conditional license to an eligible organization whose regularly issued license has expired or been suspended, revoked, or relinquished. The attorney general shall designate the time period for which the conditional license is valid and may impose any conditions.

6. A governing body or local law enforcement official may inspect a site's gaming equipment and examine or cause to be examined any gaming-related books and records of a licensed organization or organization that has a permit.

SECTION 3. AMENDMENT. Subsection 3 of section 53-06.1-10.1 of the North Dakota Century Code is amended and reenacted as follows:

3. An organization permitted to conduct raffles in this state may conduct ~~a~~an electronic fifty-fifty raffle either by manual drawing or by using a random number generator. ~~Fifty-fifty~~Electronic fifty-fifty raffle tickets must be sold and drawings held onsite at the location of and on the date of the event. ~~Fifty-fifty~~Electronic fifty-fifty raffles may not be conducted online over the internet.

SECTION 4. AMENDMENT. Subsection 5 of section 53-06.1-11 of the North Dakota Century Code is amended and reenacted as follows:

5. For a site where bingo is not the primary game:

a. If twenty-one or paddlewheels is conducted, the monthly rent may not exceed two hundred dollars multiplied by the necessary number of tables based on criteria prescribed by gaming rule. For each twenty-one table with a wager greater than five dollars, an additional amount up to one hundred dollars may be added to the monthly rent. If pull tabs is also conducted involving only a jar bar, the monthly rent for pull tabs may not exceed an additional one hundred seventy-five dollars. If pull tabs is conducted involving only a dispensing device or a jar bar and dispensing device, the monthly rent for pull tabs may not exceed an additional three hundred twenty-five dollars.

b. If twenty-one and paddlewheels are not conducted but pull tabs is conducted involving either a jar bar or dispensing device, the monthly rent may not exceed four hundred dollars.

c. If pull tabs is conducted using one or more electronic pull tab devices, the monthly rent may not exceed ~~an additional~~ one hundred seventy-five dollars per machine for the first five machines in the

same venue. For each additional machine in the same venue beyond five, the monthly rent may not exceed ~~an additional fifty~~seventy-five dollars per machine up to a maximum of one thousand ~~one~~two hundred ~~twenty-five~~fifty dollars per month for all electronic pull tab devices in a single venue.

SECTION 5. AMENDMENT. Subsection 10 of section 53-06.1-15.1 of the North Dakota Century Code is amended and reenacted as follows:

10. Impose a monetary fine on a licensed organization, organization that has a permit, distributor, ~~or~~ manufacturer, or third-party business operating gaming and working as an agent of the charity for failure to comply with this chapter or any gaming rule. The monetary fine for each violation by an organization is a minimum of twenty-five dollars and may not exceed two percent of the organization's average quarterly gross proceeds, or five thousand dollars, whichever is greater. The monetary fine for each violation by a distributor is a minimum of one hundred dollars and may not exceed five thousand dollars. The monetary fine for each violation by a manufacturer is a minimum of five hundred dollars and may not exceed two hundred fifty thousand dollars. This fine may be in addition to or in place of a license suspension or revocation.

SECTION 6. LEGISLATIVE MANAGEMENT STUDY - CHARITABLE GAMING.

1. During the 2023-24 interim, the legislative management shall study statewide charitable gaming comprehensively. The study must include input from the attorney general, stakeholders from large and small charitable organizations, local political subdivisions that authorize sites, gaming equipment manufacturers and distributors, gambling addiction counselors, and other industry leaders. The study must also include:

   a. An evaluation of the economic impact of charitable gaming on the state in urban and rural areas;

   b. An evaluation of gambling addiction and treatment services currently available;

   c. An evaluation of the civic benefit of charitable gaming to the communities most closely related to the gaming sites;

   d. An evaluation of how site authorization is approved and renewed, including whether charities have equitable access to sites;

   e. An evaluation of the gaming tax structure;

   f. An evaluation of public support for charitable gaming;

   g. An evaluation of statewide local restrictions placed on charitable gaming;

   h. An evaluation of gaming expansion;

   i. An evaluation of site locations where gaming is taking place;

   j. An evaluation of charitable gaming proceeds and the eligible uses of gaming proceeds, including the percentage of proceeds that may be used for administration;

   k. An evaluation of the categories of organizations that are allowed to conduct charitable gaming, including the missions of such organizations;

   l. An evaluation of the placement of gaming activity within a gaming site, including electronic pull tab device placement;

m. An evaluation of the rental rate paid by organizations to alcoholic beverage establishments; and

n. An evaluation of the authority of the attorney general to regulate alcoholic beverage establishments.

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

SECTION 7. EFFECTIVE DATE. This Act becomes effective on June 30, 2023.

SECTION 8. EMERGENCY. This Act is declared to be an emergency measure."

Renumber accordingly

Engrossed SB 2304 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE

SB 2245: Your conference committee (Sens. Luick, Braunberger, Paulson and Reps. Dockter, Toman, Koppelman) recommends that the **SENATE ACCEDE** to the House amendments as printed on SJ page 1128 and place SB 2245 on the Seventh order.

SB 2245 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE

SB 2248, as reengrossed: Your conference committee (Sens. Sickler, Larson, Myrdal and Reps. Klemin, Cory, Stemen) recommends that the **HOUSE RECEDE** from the House amendments as printed on SJ page 1536, adopt amendments as follows, and place SB 2248 on the Seventh order:

That the House recede from its amendments as printed on page 1536 of the Senate Journal and page 1749 of the House Journal and that Reengrossed Senate Bill No. 2248 be amended as follows:

Page 1, line 1, after the comma insert "and"

Page 1, line 2, remove "and a new section to chapter 50-06,"

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

Page 1, line 3, remove ", and an opioid"

Page 1, line 4, remove "settlement fund"

Page 1, line 4, after the first semicolon insert "to provide a statement of legislative intent regarding fentanyl awareness expansion; and"

Page 1, line 4, remove "; and to provide an appropriation"

Page 2, line 22, after "**management**" insert "**- Fentanyl awareness campaign**"

Page 2, line 23, remove "As used in this section:"

Page 2, remove lines 24 through 30

Page 3, remove lines 1 through 12

Page 3, line 13, remove "d."

Page 3, line 13, replace "attorney general" with "department of health and human services"

Page 3, line 16, after "year" insert ", including the county in which the deaths occurred and the age and gender of the deceased individuals"

Page 3, line 16, remove "The attorney general shall"

Page 3, line 17, replace "make the report available on the attorney general's website" with:

"2. The department of health and human services shall make the data reported under subsection 1 available to the public by:

a. Making the information easily accessible on the department's government website;

b. Publishing easily comprehensible printed materials on fentanyl awareness, information, and resources;

c. Placing visible billboards in high-traffic areas to inform the public of the dangers of fentanyl; and

d. Developing a media and social media campaign to expand statewide awareness of fentanyl drug deaths and the fentanyl overdose epidemic occurring within the state"

Page 3, remove lines 18 through 28

Page 3, line 29, remove "**APPROPRIATION -**"

Page 3, line 30, remove "There is appropriated out of any moneys from the"

Page 3, remove line 31

Page 4, remove lines 1 and 2

Page 4, line 3, replace "the biennium beginning July 1, 2023, and ending June 30, 2025" with "Best practices relating to fentanyl drug overdose by the department of health and human services as provided in section 3 of House Bill No. 1447, as approved by the sixty-eighth legislative assembly, includes providing and expanding statewide awareness of fentanyl drug deaths and the fentanyl overdose epidemic, communication strategies and campaigns, access to naloxone, and other strategies as provided under section 2 of this Act, for the biennium beginning July 1, 2023, and ending June 30, 2025"

Renumber accordingly

Reengrossed SB 2248 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE

HB 1025, as engrossed: Your conference committee (Sens. Dever, Burckhard, Mathern and Reps. B. Anderson, Kreidt, Strinden) recommends that the **HOUSE ACCEDE** to the Senate amendments as printed on HJ pages 1614-1616 and place HB 1025 on the Seventh order.

Engrossed HB 1025 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE

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

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

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

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

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

Page 1, replace lines 11 through 17 with:

"Salaries and wages	$1,082,619	$212,465	$1,295,084
Operating expenses	286,545	540,048	826,593
Grants	2,082,524	342,818	2,425,342
Total all funds	$3,451,688	$1,095,331	$4,547,019
Less estimated income	1,788,922	161,078	1,950,000
Total general fund	$1,662,766	$934,253	$2,597,019
Full-time equivalent positions	5.00	1.00	6.00"

Page 2, replace lines 2 through 4 with:

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

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

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

Page 2, after line 23, insert:

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

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

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

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

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

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

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

insurance premium rates, the same as the Senate, as follows:

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

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

[2] Funding of $59,204 from the general fund is added to provide a total of $73,750 from the general fund for 1 new FTE administrative assistant position and associated operating costs, including a reduction in temporary salaries. The Senate provided a total of $147,500 from the general fund for 1 new FTE administrative assistant position and associated operating costs. The House added $17,046 from the general fund to convert a temporary position to an FTE position, including associated operating costs.

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

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

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

This amendment also:

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

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

REPORT OF CONFERENCE COMMITTEE

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

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

REPORT OF CONFERENCE COMMITTEE

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

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

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

Page 1, remove lines 17 through 23

Page 2, remove lines 1 through 31

Page 3, replace lines 1 through 28 with:

"NORTH DAKOTA STATE UNIVERSITY EXTENSION SERVICE

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

Subdivision 2.

NORTHERN CROPS INSTITUTE

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

Subdivision 3.

UPPER GREAT PLAINS TRANSPORTATION INSTITUTE

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

Subdivision 4.

MAIN RESEARCH CENTER

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

Subdivision 5.

BRANCH RESEARCH CENTERS

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

Total general fund	$18,569,483	$595,857	$19,165,340
Full-time equivalent positions	108.21	3.60	111.81

Subdivision 6.

AGRONOMY SEED FARM

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

Subdivision 7.

SECTION 1 TOTAL

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

Page 4, remove line 6

Page 4, replace line 10 with:

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

Page 4, replace lines 21 through 23 with:

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

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

Page 6, after line 10, insert:

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

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

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

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

House Bill No. 1020 - Summary of Conference Committee Action

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

Total all funds	$39,292,301	$41,143,677	($1,027,472)	$40,116,205	$40,116,205	$0
Less estimated income	20,722,818	21,182,476	(231,611)	20,950,865	20,950,865	0
General fund	$18,569,483	$19,961,201	($795,861)	$19,165,340	$19,165,340	$0
FTE	108.21	110.81	1.00	111.81	111.81	0.00
NDSU Extension Service						
Total all funds	$57,741,744	$63,986,011	($4,091,654)	$59,894,357	$60,249,357	($355,000)
Less estimated income	28,303,921	30,368,513	(1,382,370)	28,986,143	28,986,143	0
General fund	$29,437,823	$33,617,498	($2,709,284)	$30,908,214	$31,263,214	($355,000)
FTE	241.77	255.70	(3.00)	252.70	254.70	(2.00)
Northern Crops Institute						
Total all funds	$3,909,760	$9,645,484	($94,783)	$9,550,701	$9,550,701	$0
Less estimated income	1,922,618	7,488,946	(48,501)	7,440,445	7,440,445	0
General fund	$1,987,142	$2,156,538	($46,282)	$2,110,256	$2,110,256	$0
FTE	13.55	18.15	0.00	18.15	18.15	0.00
Main Research Center						
Total all funds	$111,676,188	$224,899,261	($5,504,758)	$219,394,503	$219,764,503	($370,000)
Less estimated income	57,087,956	160,561,927	(1,185,613)	159,376,314	159,626,314	(250,000)
General fund	$54,588,232	$64,337,334	($4,319,145)	$60,018,189	$60,138,189	($120,000)
FTE	334.56	362.47	(4.00)	358.47	358.47	0.00
Agronomy Seed Farm						
Total all funds	$1,579,655	$1,628,794	$970	$1,629,764	$1,629,764	$0
Less estimated income	1,579,655	1,628,794	970	1,629,764	1,629,764	0
General fund	$0	$0	$0	$0	$0	$0
FTE	3.00	3.00	0.00	3.00	3.00	0.00
Bill total						
Total all funds	$237,727,605	$366,831,559	($11,147,836)	$355,683,723	$356,408,723	($725,000)
Less estimated income	128,659,318	241,331,027	(2,945,719)	238,385,308	238,635,308	(250,000)
General fund	$109,068,287	$125,500,532	($8,202,117)	$117,298,415	$117,773,415	($475,000)
FTE	744.97	794.01	(6.00)	788.01	790.01	(2.00)

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

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

Department 627 - Transportation Institute - Detail of Conference Committee Changes

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

	Other Funds
Vacant FTE positions	($8,312)

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

This amendment also:

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

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

REPORT OF CONFERENCE COMMITTEE

HB 1297, as engrossed: Your conference committee (Sens. Lee, Cleary, Hogan and Reps. Fegley, Kiefert, Beltz) recommends that the **SENATE RECEDE** from the Senate amendments as printed on HJ page 1536, adopt amendments as follows, and place HB 1297 on the Seventh order:

That the Senate recede from its amendments as printed on page 1536 of the House Journal and page 1267 of the Senate Journal and that Engrossed House Bill No. 1297 be amended as follows:

Page 1, line 6, replace "**Gender identity**" with "**Sex**"

Page 1, line 9, after "be" insert "amended or"

Page 1, line 22, replace "and" with "or"

Renumber accordingly

Engrossed HB 1297 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE

HB 1008, as engrossed: Your conference committee (Sens. K. Roers, Erbele, Vedaa and Reps. Meier, Monson, Pyle) recommends that the **SENATE RECEDE** from the Senate amendments as printed on HJ pages 1608-1610, adopt amendments as follows, and place HB 1008 on the Seventh order:

That the Senate recede from its amendments as printed on pages 1608-1610 of the House Journal and pages 1348-1350 of the Senate Journal and that Engrossed House Bill No. 1008 be amended as follows:

Page 1, line 2, remove "and"

Page 1, line 2, after "exemption" insert "; and to provide for a legislative management study"

Page 1, replace lines 11 through 15 with:

"Salaries and wages	$7,415,098	$299,364	$7,714,462
Operating expenses	1,671,409	450,508	2,121,917
Contingency	20,000	0	20,000
Total special funds	$9,106,507	$749,872	$9,856,379
Full-time equivalent positions	31.00	3.00	34.00"

Page 1, after line 20, insert:

"**SECTION 3. LEGISLATIVE MANAGEMENT STUDY - APPROPRIATION AND MANAGEMENT PROCEDURES.** During the 2023-24 interim, the legislative management shall consider studying the appropriation procedures for the department of financial institutions. The study must include an analysis of the feasibility and desirability of alternative appropriation methods, management structures employed, oversight and reporting to the executive and legislative branches of government, staff classifications structures tied to federal or market

compensation indexes, and staffing structures which allow for adjustments to market conditions. 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

STATEMENT OF PURPOSE OF AMENDMENT:

House Bill No. 1008 - Department of Financial Institutions - Conference Committee Action

	Base Budget	House Version	Conference Committee Changes	Conference Committee Version	Senate Version	Comparison to Senate
Salaries and wages	$7,415,098	$8,457,556	($743,094)	$7,714,462	$7,727,840	($13,378)
Operating expenses	1,671,409	2,083,917	38,000	2,121,917	2,152,862	(30,945)
Contingency	20,000	20,000		20,000	20,000	
Total all funds	$9,106,507	$10,561,473	($705,094)	$9,856,379	$9,900,702	($44,323)
Less estimated income	9,106,507	10,561,473	(705,094)	9,856,379	9,900,702	(44,323)
General fund	$0	$0	$0	$0	$0	$0
FTE	31.00	33.00	1.00	34.00	35.00	(1.00)

Department 413 - Department of Financial Institutions - Detail of Conference Committee Changes

	Adjusts Funding for Salary and Benefit Increases[1]	Adds Funding for Mortgage Servicer Examiner Position[2]	Removes Salary Funding for Funding Pool[3]	Total Conference Committee Changes
Salaries and wages	$123,849	$200,000	($1,066,943)	($743,094)
Operating expenses		38,000		38,000
Contingency				
Total all funds	$123,849	$238,000	($1,066,943)	($705,094)
Less estimated income	123,849	238,000	(1,066,943)	(705,094)
General fund	$0	$0	$0	$0
FTE	0.00	1.00	0.00	1.00

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

	Other Funds
Salary increase	$127,141
Health insurance adjustment	(3,292)
Total	$123,849

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

[2] Funding of $238,000 from other funds is added for 1 FTE mortgage servicer examiner position ($200,000) and related operating expenses ($38,000). The Senate also added funding for this position. The House and Senate added a second mortgage servicer examiner position in House Bill No. 1068.

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

	Other Funds
New FTE positions	($826,742)
Vacant FTE positions	(240,201)
Total	($1,066,943)

The Senate also removed this funding.

This amendment adds a section to provide for a Legislative Management study of the appropriation and management procedures for the Department of Financial Institutions, the same as the Senate. The Conference Committee did not include 1 FTE position added by the Senate.

Engrossed HB 1008 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE

HB 1522, as reengrossed: Your conference committee (Sens. Weston, Lee, Clemens and Reps. Rohr, K. Anderson, Dobervich) recommends that the **SENATE RECEDE** from the Senate amendments as printed on HJ page 1566, adopt amendments as follows, and place HB 1522 on the Seventh order:

That the Senate recede from its amendments as printed on page 1566 of the House Journal and pages 1308 and 1309 of the Senate Journal and that Reengrossed House Bill No. 1522 be amended as follows:

Page 1, line 1, after "chapter" insert "14-02.4 and a new section to chapter"

Page 1, line 2, after the first "to" insert "preferred pronouns and"

Page 1, line 2, after the semicolon insert "to provide a penalty;"

Page 1, after line 4, insert:

"**SECTION 1.** A new section to chapter 14-02.4 of the North Dakota Century Code is created and enacted as follows:

Preferred pronoun - Government entity.

1. Unless otherwise required by law, a government entity may not adopt a policy requiring or prohibiting:

   a. An employee's use of an individual's preferred pronoun when addressing or mentioning the individual in work-related communications; or

   b. The designation of an employee's preferred pronoun in work-related communications.

2. An individual may assert a violation of this section as a claim or defense in a judicial proceeding and is entitled to recover appropriate relief, including reasonable attorney fees and court costs."

Page 1, line 8, after "district" insert ", public school, or public school teacher"

Page 1, line 10, remove "in consultation"

Page 1, line 10, after "with" insert "the approval of"

Page 1, line 11, replace "policy" with "plan"

Page 1, line 13, after the second "a" insert "public"

Page 1, line 14, after "sex" insert ".

4. Unless otherwise required by law, a school district, public school, or public school teacher may not:

   a. Adopt a policy concerning a particular student's transgender status without approval from the student's parent or legal guardian; or

   b. Withhold or conceal information about a student's transgender status from the student's parent or legal guardian"

Page 1, remove lines 15 through 23

Renumber accordingly

Reengrossed HB 1522 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE

HB 1474, as engrossed: Your conference committee (Sens. K. Roers, Cleary, Hogan and Reps. Rohr, Frelich, Davis) recommends that the **SENATE RECEDE** from the Senate amendments as printed on HJ pages 1562-1563, adopt amendments as follows, and place HB 1474 on the Seventh order:

That the Senate recede from its amendments as printed on pages 1562 and 1563 of the House Journal and pages 1294 and 1295 of the Senate Journal and that Engrossed House Bill No. 1474 be amended as follows:

Page 1, line 1, remove "create and enact a new section to chapter 23-02.1 of the North Dakota"

Page 1, line 2, remove "Century Code, relating to vital statistic collection; and to"

Page 1, line 2, after "1-01-49" insert ", subsection 3 of section 12.1-36.1-01 of the North Dakota Century Code as created by section 1 of House Bill No. 1254, as approved by the sixty-eighth legislative assembly, subsection 2 of section 15-10.6-01 of the North Dakota Century Code as created by section 1 of House Bill No. 1489, as approved by the sixty-eighth legislative assembly, subsection 2 of section 15.1-41-01 of the North Dakota Century Code as created by section 1 of House Bill No. 1249, as approved by the sixty-eighth legislative assembly, subsection 20 of section 23-02.1-01 of the North Dakota Century Code as amended in section 1 of House Bill No. 1139, as approved by the sixty-eighth legislative assembly, and subsection 7 of section 51-35-01"

Page 1, line 3, remove "father,"

Page 1, line 3, remove "mother, and"

Page 1, line 4, after "sex" insert ", and scrap metal dealer"

Page 1, line 12, remove ""Father" means a parent of the male sex."

Page 1, line 13, remove "4."

Page 1, line 15, replace "5." with "4."

Page 1, line 16, replace "6." with "5."

Page 1, line 17, replace "fertilize the ova of a female" with "produce sperm"

Page 1, remove line 18

Page 1, line 19, replace "8." with "6."

Page 1, line 20, replace "9." with "7."

Page 1, line 23, replace "10." with "8."

Page 1, line 24, replace "11." with "9."

Page 2, line 1, replace "12." with "10."

Page 2, line 3, replace "13." with "11."

Page 2, line 5, replace "14." with "12."

Page 2, line 7, replace "15." with "13."

Page 2, line 17, replace "16." with "14."

Page 2, line 18, replace "17." with "15."

Page 2, line 19, replace "18." with "16."

Page 2, line 20, replace "19." with "17."

Page 2, line 21, replace "20." with "18."

Page 2, line 22, replace "and" with "or"

Page 2, line 23, replace "21." with "19."

Page 2, line 26, replace "22." with "20."

Page 2, line 28, replace "23." with "21."

Page 2, line 29, replace "24." with "22."

Page 2, line 30, replace "25." with "23."

Page 3, line 1, replace "26." with "24."

Page 3, replace lines 3 through 10 with:

"**SECTION 2. AMENDMENT.** Subsection 3 of section 12.1-36.1-01 of the North Dakota Century Code as created by section 1 of House Bill No. 1254, as approved by the sixty-eighth legislative assembly, is amended and reenacted as follows:

3. "Sex" means the biological state of being female or male, based on an individual's nonambiguous sex organs, chromosomes, ~~and~~or endogenous hormone profile at birth.

SECTION 3. AMENDMENT. Subsection 2 of section 15-10.6-01 of the North Dakota Century Code as created by section 1 of House Bill No. 1489, as approved by the sixty-eighth legislative assembly, is amended and reenacted as follows:

2. "Sex" means the biological state of being female or male, based on an individual's nonambiguous sex organs, chromosomes, ~~and~~or endogenous hormone profile at birth.

SECTION 4. AMENDMENT. Subsection 2 of section 15.1-41-01 of the North Dakota Century Code as created by section 1 of House Bill No. 1249, as approved by the sixty-eighth legislative assembly, is amended and reenacted as follows:

2. "Sex" means the biological state of being female or male, based on an individual's nonambiguous sex organs, chromosomes, ~~and~~or endogenous hormone profile at birth.

SECTION 5. AMENDMENT. Subsection 20 of section 23-02.1-01 of the North Dakota Century Code as amended in section 1 of House Bill No. 1139, as approved by the sixty-eighth legislative assembly, is amended and reenacted as follows:

20. "Sex" means the biological state of being female or male, based on an individual's nonambiguous sex organs, chromosomes, ~~and~~or endogenous hormone profile at birth.

SECTION 6. AMENDMENT. Subsection 7 of section 51-35-01 of the North Dakota Century Code is amended and reenacted as follows:

7. "Scrap metal dealer" means a person, as defined in ~~subsection 8 of~~ section 1-01-49, engaged in the business of purchasing, selling, trading,

or bartering scrap metal, and includes all employees of the scrap metal dealer."

Renumber accordingly

Engrossed HB 1474 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE

HB 1379, as engrossed: Your conference committee (Sens. Bekkedahl, Hogue, Klein and Reps. Bosch, Lefor, Vigesaa) recommends that the **SENATE RECEDE** from the Senate amendments as printed on HJ pages 1902-1907, adopt amendments as follows, and place HB 1379 on the Seventh order:

That the Senate recede from its amendments as printed on pages 1902-1907 of the House Journal and pages 1591-1596 of the Senate Journal and that Engrossed House Bill No. 1379 be amended as follows:

Page 1, line 1, after "A BILL" replace the remainder of the bill with "for an Act to amend and reenact sections 6-09.4-10.1 and 21-10-13 of the North Dakota Century Code, relating to the legacy sinking and interest fund and the legacy earnings fund; to provide an effective date; and to declare an emergency.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. AMENDMENT. Section 6-09.4-10.1 of the North Dakota Century Code is amended and reenacted as follows:

6-09.4-10.1. Legacy sinking and interest fund - Debt service requirements - Public finance authority.

There is created in the state treasury the legacy sinking and interest fund. The fund consists of all moneys deposited in the fund under section 21-10-13. Moneys in the fund may be spent by the public finance authority pursuant to legislative appropriations to meet the debt service requirements for evidences of indebtedness issued by the authority for transfer to the Bank of North Dakota for allocations to infrastructure projects and programs. ~~Any moneys in the fund in excess of the amounts appropriated from the fund to meet the debt service requirements for a biennium must be transferred by the state treasurer to the public employees retirement system main system plan under chapter 54-52, but only if the public employees retirement system main system plan's actuarial funded ratio as reported for the most recently completed even-numbered fiscal year is less than ninety percent. If the public employees retirement system main system plan's actuarial funded ratio is ninety percent or more and then subsequently decreases below ninety percent, the state treasurer may not resume the transfers under this subdivision unless the main system plan's actuarial funded ratio is less than seventy percent.~~

SECTION 2. AMENDMENT. Section 21-10-13 of the North Dakota Century Code is amended and reenacted as follows:

21-10-13. Legacy earnings fund - State treasurer - Transfers.

1. There is created in the state treasury the legacy earnings fund. The fund consists of all moneys transferred to the fund under subsection 2 and all interest and earnings upon moneys in the fund.

2. Any legacy fund earnings transferred to the general fund at the end of each biennium in accordance with section 26 of article X of the Constitution of North Dakota must be immediately transferred by the state treasurer to the legacy earnings fund.

3. For each biennium subsequent to the biennium in which the legacy fund earnings are transferred under subsection 2, the amount available for appropriation from the legacy earnings fund is seven percent of the five-year average value of the legacy fund assets as reported by the

state investment board. The average value of the legacy fund assets must be calculated using the value of the assets at the end of each fiscal year for the five-year period ending with the most recently completed even-numbered fiscal year.

4. On July first of each odd-numbered year, from the amount available for appropriation or transfer from the legacy earnings fund for the biennium, the state treasurer shall transfer funding in the following order:

   a. The first one hundred ~~fifty~~two million six hundred twenty-four thousand dollars or an amount equal to the amount appropriated from the legacy sinking and interest fund for debt service payments for a biennium, whichever is less, to the legacy sinking and interest fund under section 6-09.4-10.1.

   b. The next two hundred twenty-five million dollars to the general fund to provide support for tax relief initiatives approved by the legislative assembly.

   c. The next ~~sixty~~one hundred million dollars to the legacy earnings highway ~~tax~~ distribution fund for allocations under section ~~54-27-19~~54-27-19.3.

   ~~c.~~d. Any remaining ~~funds for other purposes as designated by the legislative assembly, including~~amounts under this subsection as follows:

      (1) ~~Up to fifty million dollars for tax relief pursuant to appropriations or transfers authorized by the legislative assembly;~~Fifty percent to the general fund.

      (2) ~~Up to thirty million dollars to the clean sustainable energy fund pursuant to appropriations or transfers authorized by the legislative assembly; and~~

      ~~(3)~~ ~~Up to thirty million dollars for university research programs, the innovation loan fund to support technology advancement, and workforce enrichment initiatives pursuant to appropriations or transfers authorized by the legislative assembly~~The remaining fifty percent to the strategic investment and improvements fund to be used in accordance with the provisions of section 15-08.1-08.

5. If the amounts transferred under subsection 2 exceed the amount available for appropriation under subsection 3, ~~an amount equal to any appropriations from the legacy sinking and interest fund for bond payments under section 6-09.4-10.1 must be retained in the legacy earnings fund through June 30, 2025, after which an amount equal to twice any appropriations from the legacy sinking and interest fund under section 6-09.4-10.1 for bond payments, but not more than one hundred fifty million dollars, must be retained in the legacy earnings fund. After deducting any amounts to be retained in the legacy earnings fund, the state treasurer shall transfer, within thirty days, any remaining amounts under this subsection in the following order~~the state treasurer shall transfer the excess and any remaining amounts after the transfers and appropriations under subsection 4, as follows:

   a. ~~The first one hundred million dollars to the legacy fund to become part of the principal~~Fifty percent to the general fund.

   b. ~~Any remaining amount to the~~The remaining fifty percent to the strategic investment and improvements fund to be used in accordance with the provisions of section 15-08.1-08.

SECTION 3. EFFECTIVE DATE. This Act becomes effective July 1, 2023.

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

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

House Bill No. 1379 - Summary of Senate Action

	Base Budget	House Version	Senate Changes	Senate Version
State Treasurer				
Total all funds	$0	$100,000,000	($100,000,000)	$0
Less estimated income	0	100,000,000	(100,000,000)	0
General fund	$0	$0	$0	$0
FTE	0.00	0.00	0.00	0.00
Bank of North Dakota				
Total all funds	$0	$10,000,000	($10,000,000)	$0
Less estimated income	0	10,000,000	(10,000,000)	0
General fund	$0	$0	$0	$0
FTE	0.00	0.00	0.00	0.00
Department of Commerce				
Total all funds	$0	$10,000,000	($10,000,000)	$0
Less estimated income	0	10,000,000	(10,000,000)	0
General fund	$0	$0	$0	$0
FTE	0.00	0.00	0.00	0.00
Bill total				
Total all funds	$0	$120,000,000	($120,000,000)	$0
Less estimated income	0	120,000,000	(120,000,000)	0
General fund	$0	$0	$0	$0
FTE	0.00	0.00	0.00	0.00

House Bill No. 1379 - State Treasurer - Senate Action

	Base Budget	House Version	Senate Changes	Senate Version
County and township bridge repairs		$100,000,000	($100,000,000)	
Total all funds	$0	$100,000,000	($100,000,000)	$0
Less estimated income	0	100,000,000	(100,000,000)	0
General fund	$0	$0	$0	$0
FTE	0.00	0.00	0.00	0.00

Department 120 - State Treasurer - Detail of Senate Changes

	Removes Funding for Bridge Allocations[1]	Total Senate Changes
County and township bridge repairs	($100,000,000)	($100,000,000)
Total all funds	($100,000,000)	($100,000,000)
Less estimated income	(100,000,000)	(100,000,000)
General fund	$0	$0
FTE	0.00	0.00

[1] Funding of $100 million from the county and township bridge fund, which was included by the House for allocations to counties for county and township bridge repairs, is removed. The Senate also removed this funding.

The schedule below provides information on the 2023-25 biennium allocations from the legacy earnings fund under the House version, the Senate version, and this amendment.

Engrossed House Bill No. 1379 - House Version	Engrossed House Bill No. 1379 - Senate Version	Engrossed House Bill No. 1379 With Proposed Amendments [23.0695.02008]
Allocations from the legacy earnings fund based on the percent of market value using 7 percent of the 5-year average balance of the legacy fund • First $150 million to the legacy sinking and interest fund. • Next $60 million to the highway tax distribution fund. • Next $200 million for tax relief pursuant to appropriation or transfer. • Next $30 million to the clean sustainable energy fund. • Next $10 million to a newly created economic diversification research fund. • Next $10 million to the innovation loan fund to support technology advancement. • Next $10 million to a newly created workforce development and enrichment fund. • Next $16.6 million to a newly created legacy projects fund.	**Allocations from the legacy earnings fund based on the percent of market value using 7 percent of the 5-year average balance of the legacy fund** • First $102.6 million to the legacy sinking and interest fund. • Next $225 million to the general fund for tax relief. • Next $100 million to a newly created legacy earnings highway distribution fund. • Any remaining amounts transferred 50 percent to the general fund and 50 percent to the strategic investment and improvements fund.	**Allocations from the legacy earnings fund based on the percent of market value using 7 percent of the 5-year average balance of the legacy fund** • First $102.6 million or the amount needed for the bond payments, whichever is less, to the legacy sinking and interest fund. • Next $225 million to the general fund for tax relief. • Next $100 million to a newly created legacy earnings highway distribution fund. • Any remaining amounts transferred 50 percent to the general fund and 50 percent to the strategic investment and improvements fund.
Allocations from the legacy earnings fund exceeding the percent of market value • First $73.4 million to a newly created legacy projects fund. • Next $100 million to a newly created county and township bridge fund. • Next $15 million to the agriculture diversification and development fund. • Next $15 million to the bioscience innovation grant program. • An amount equal to 1 percent of the 5-year average balance of the legacy fund to the legacy fund to become part of the principal. • Any remaining amounts to the strategic investment and improvements fund.	**Allocations from the legacy earnings fund exceeding the percent of market value** • Any excess and any other remaining amounts transferred 50 percent to the general fund and 50 percent to the strategic investment and improvements fund.	**Allocations from the legacy earnings fund exceeding the percent of market value** • Any excess and any other remaining amounts transferred 50 percent to the general fund and 50 percent to the strategic investment and improvements fund.

Other sections in bill, excluding appropriations	Other sections in bill, excluding appropriations	Other sections in bill, excluding appropriations
• Creates an economic diversification fund to provide grants to institutions of higher education for research projects. • Amends the legacy sinking and interest fund to remove a transfer to the Public Employees Retirement System main system plan effective July 1, 2025. • Creates a workforce development and enrichment fund to provide grants to support workforce development	• Amends the legacy sinking and interest fund to remove a transfer to the Public Employees Retirement System main system plan. • Provides an effective date of July 1, 2023, and an emergency clause for the bill.	• Amends the legacy sinking and interest fund to remove a transfer to the Public Employees Retirement System main system plan. • Provides an effective date of July 1, 2023, and an emergency clause for the bill.

through one-time projects and initiatives. • Provides a separate allocation of $70 million from the legacy earnings fund to the Public Employees Retirement System main system plan effective July 1, 2025. • Creates a legacy projects fund and a legacy projects advisory board to recommend funding for projects and infrastructure with a statewide benefit. • Creates a county and township bridge fund to provide grants to counties for the repair or replacement of county and township bridges.		

House Bill No. 1379 - Bank of North Dakota - Senate Action

	Base Budget	House Version	Senate Changes	Senate Version
Economic diversification research		$10,000,000	($10,000,000)	
Total all funds	$0	$10,000,000	($10,000,000)	$0
Less estimated income	0	10,000,000	(10,000,000)	0
General fund	$0	$0	$0	$0
FTE	0.00	0.00	0.00	0.00

Department 471 - Bank of North Dakota - Detail of Senate Changes

	Removes Funding for Economic Research[1]	Total Senate Changes
Economic diversification research	($10,000,000)	($10,000,000)
Total all funds	($10,000,000)	($10,000,000)
Less estimated income	(10,000,000)	(10,000,000)
General fund	$0	$0
FTE	0.00	0.00

[1] Funding of $10 million from the economic diversification research fund, which was included by the House for grants to institutions of higher education for research, is removed. The Senate also removed this funding.

House Bill No. 1379 - Department of Commerce - Senate Action

	Base Budget	House Version	Senate Changes	Senate Version
Strategic workforce initiatives		$10,000,000	($10,000,000)	
Total all funds	$0	$10,000,000	($10,000,000)	$0
Less estimated income	0	10,000,000	(10,000,000)	0
General fund	$0	$0	$0	$0
FTE	0.00	0.00	0.00	0.00

Department 601 - Department of Commerce - Detail of Senate Changes

	Removes Funding for Workforce Enrichment[1]	Total Senate Changes
Strategic workforce initiatives	($10,000,000)	($10,000,000)
Total all funds	($10,000,000)	($10,000,000)
Less estimated income	(10,000,000)	(10,000,000)
General fund	$0	$0
FTE	0.00	0.00

[1] Funding of $10 million from the workforce enrichment and development fund, which was included by the House for grants to support workforce initiatives, is removed. The Senate

also removed this funding.

Engrossed HB 1379 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE

HB 1168, as reengrossed: Your conference committee (Sens. Rummel, Kannianen, Magrum and Reps. Hagert, Dockter, J. Olson) recommends that the **SENATE RECEDE** from the Senate amendments as printed on HJ pages 1678-1679, adopt amendments as follows, and place HB 1168 on the Seventh order:

That the Senate recede from its amendments as printed on pages 1678 and 1679 of the House Journal and pages 1052 and 1053 of the Senate Journal and that Reengrossed House Bill No. 1168 be amended as follows:

Page 1, line 4, after "process" insert "; to amend and reenact subdivision j of subsection 3 of section 54-35-26 of the North Dakota Century Code, relating to evaluation of economic development tax incentives"

Page 1, after line 6, insert:

"**SECTION 1. AMENDMENT.** Subdivision j of subsection 3 of section 54-35-26 of the North Dakota Century Code is amended and reenacted as follows:

j. ~~Manufacturing automation equipment credit~~Twenty-first century manufacturing and animal agricultural workforce incentive."

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

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 "three"

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) Five hundred thousand dollars for credits claimed by first-time claimants for animal agricultural machinery and equipment for the purpose of automating animal agricultural processes; and

(b) Five hundred thousand 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"

Page 4, line 20, replace "1" with "2"

Page 4, line 21, replace "This" with "Sections 2 and 3 of this"

Page 4, line 21, replace "is" with "are"

Renumber accordingly

Reengrossed HB 1168 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE

HB 1415, as engrossed: Your conference committee (Sens. Wobbema, Larson, Vedaa and Reps. Vetter, S. Olson, B. Anderson) recommends that the **SENATE RECEDE** from the Senate amendments as printed on HJ pages 1389-1390, adopt amendments as follows, and place HB 1415 on the Seventh order:

That the Senate recede from its amendments as printed on pages 1389 and 1390 of the House Journal and pages 1132 and 1133 of the Senate Journal and that Engrossed House Bill No. 1415 be amended as follows:

Page 1, line 2, after "program" insert "; and to provide for a legislative management study"

Page 1, line 6, replace "$480,000" with "$29,000"

Page 1, line 7, replace "a" with "any"

Page 1, line 8, remove "southeastern North Dakota"

Page 1, line 8, remove "with a population of between"

Page 1, line 9, remove "fourteen thousand and seventeen thousand residents"

Page 1, after line 15, insert:

"**SECTION 2. LEGISLATIVE MANAGEMENT STUDY - SEXUAL PREDATOR TASK FORCE.** During the 2023-24 interim, the legislative management shall consider studying the feasibility and desirability of creating a multijurisdictional sexual predator task force. The study must include input from stakeholders, including representatives from law enforcement, regarding the need for or desire to have a sexual predator task force. The study also must include an analysis of interagency coordination. 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

Engrossed HB 1415 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE

HB 1088, as engrossed: Your conference committee (Sens. Boehm, Klein, Barta and Reps. Bahl, Cory, Satrom) recommends that the **SENATE RECEDE** from the Senate amendments as printed on HJ pages 1193-1194, adopt amendments as follows, and place HB 1088 on the Seventh order:

That the Senate recede from its amendments as printed on pages 1193 and 1194 of the House Journal and pages 906 and 907 of the Senate Journal and that Engrossed House Bill No. 1088 be amended as follows:

Page 1, line 1, after "21-10-01" insert "and subsection 4 of section 21-10-11"

Page 1, line 2, after "board" insert "and the legacy and budget stabilization fund advisory board; to provide an effective date; and to declare an emergency"

Page 1, line 16, overstrike "One member"

Page 1, line 17, replace "who has expertise in finance and investments" with "Two members, each of whom by experience is familiar with institutional investments,"

Page 1, line 18, replace "The" with "One initial appointee shall serve a term of three years, one initial"

Page 1, line 18, after "years" insert ", and all subsequent appointees shall serve five-year terms"

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

Page 1, line 19, overstrike "One member of" and insert immediately thereafter "Two members, one from the senate and one from the house of representatives, or the member's designee, who serve on"

Page 1, line 20, replace "; and" with "to represent that board"

Page 1, remove line 21

Page 1, line 22, remove "by the legislative management"

Page 1, after line 22, insert:

"**SECTION 2. AMENDMENT.** Subsection 4 of section 21-10-11 of the North Dakota Century Code is amended and reenacted as follows:

4. The board consists of three members of the senate appointed by the senate majority leader, three members of the house of representatives

appointed by the house majority leader, the president of the Bank of North Dakota or designee, the tax commissioner or designee, the ~~insurance commissioner~~director of the office of management and budget or designee, and the state treasurer or designee. The board shall select a member from the senate or house of representatives to serve as chairman for no more than one consecutive year and must meet at the call of the chairman.

SECTION 3. EFFECTIVE DATE. This Act becomes effective July 1, 2023.

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

Renumber accordingly

Engrossed HB 1088 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE

HB 1539, as engrossed: Your conference committee (Sens. K. Roers, Cleary, Estenson and Reps. Louser, Boschee, Warrey) recommends that the **HOUSE ACCEDE** to the Senate amendments as printed on HJ pages 2152-2153, adopt further amendments as follows, and place HB 1539 on the Seventh order:

That the House accede to the Senate amendments as printed on pages 2152 and 2153 of the House Journal and page 1741 of the Senate Journal and that Engrossed House Bill No. 1539 be further amended as follows:

Page 1, line 11, overstrike "affect, actuarially or otherwise," and insert immediately thereafter "fiscally impact"

Page 3, line 2, replace "affects" with "fiscally impacts"

Renumber accordingly

Engrossed HB 1539 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE

HB 1012, as engrossed: Your conference committee (Sens. Wanzek, Erbele, Dwyer and Reps. Brandenburg, Monson, Mock) recommends that the **SENATE RECEDE** from the Senate amendments as printed on HJ pages 1840-1845, adopt amendments as follows, and place HB 1012 on the Seventh order:

That the Senate recede from its amendments as printed on pages 1840-1845 of the House Journal and pages 1489-1494 of the Senate Journal and that Engrossed House Bill No. 1012 be amended as follows:

Page 1, line 2, after "transportation" insert "; to provide a continuing appropriation; to create and enact a new section to chapter 24-01 and sections 54-27-19.3 and 54-27-19.4 of the North Dakota Century Code, relating to designating state highway 13, the legacy earnings highway distribution fund, and legacy earnings township highway aid fund"

Page 1, line 2, after "section" insert "24-02-37.3 of the North Dakota Century Code as created by section 1 of Senate Bill No. 2113, as approved by the sixty-eighth legislative assembly, section"

Page 1, line 2, after "Code" insert a comma

Page 1, line 3, after "to" insert "the flexible transportation fund,"

Page 1, line 6, after "report" insert "; to provide for a legislative management study"

Page 1, replace lines 15 through 23 with:

"Salaries and wages	$204,109,585	$13,636,811	$217,746,396
Operating expenses	270,888,188	61,993,286	332,881,474

Capital assets	902,431,344	653,963,721	1,556,395,065
Grants	118,085,610	2,485,848	120,571,458
Contingent loan authorization	0	78,500,000	78,500,000
Total all funds	$1,495,514,727	$810,579,666	$2,306,094,393
Less estimated income	1,495,514,727	800,204,666	2,295,719,393
Total general fund	$0	$10,375,000	$10,375,000
Full-time equivalent positions	982.00	19.00	1,001.00"

Page 2, replace lines 13 and 14 with:

"State matching funds	0	114,000,000
Federal highway funds	0	290,000,000
State flexible transportation fund	0	51,000,000"

Page 2, replace lines 18 and 19 with:

"Short line railroad programs	0	6,500,000
United States highway 52 environmental study	0	5,000,000
Flood projects study	0	2,500,000"

Page 2, replace lines 21 and 22 with

"Total all funds	$889,019,357	$557,875,000
Less estimated income	889,019,357	547,500,000"

Page 3, line 29, replace "$328,000,000" with "$179,000,000"

Page 3, line 31, replace "$200,000,000" with "$114,000,000"

Page 3, line 31, replace "discretionary grants" with "funding"

Page 4, line 1, replace "$115,000,000" with "$51,000,000"

Page 4, line 2, replace "$8,000,000" with "$6,500,000"

Page 4, line 3, remove "and"

Page 4, line 4, replace "$5,000,000" with "$2,500,000 to match funding from the state of Minnesota and other sources"

Page 4, line 5, after "flooding" insert "; and

5. The sum of $5,000,000 for an environmental study of a portion of United States highway 52"

Page 4, after line 14, insert:

"**SECTION 9.** A new section to chapter 24-01 of the North Dakota Century Code is created and enacted as follows:

Trooper Beryl McLane memorial highway - State highway 13 - Continuing appropriation.

The department shall designate state highway 13 from Edgeley to LaMoure as the Trooper Beryl McLane memorial highway and shall place signs along the highway designating that name. The department may accept any appropriate signs or funds donated to the department for the placement of signs. Any donated funds are appropriated to the department on a continuing basis for the purpose of providing signs designating state highway 13 as the Trooper Beryl McLane memorial highway.

SECTION 10. AMENDMENT. Section 24-02-37.3 of the North Dakota Century Code as created by section 1 of Senate Bill No. 2113, as approved by the sixty-eighth legislative assembly, is amended and reenacted as follows:

24-02-37.3. Flexible transportation fund - Budget section approval - Report.

There is created in the state treasury the flexible transportation fund. The fund consists of eligible federal or state funding and any contributed private funds.

1. The flexible transportation fund must be administered and expended by the director and may be used for the following:

   a. Providing a match for federal funding obtained by the department of transportation.

   b. State-funded road and bridge construction and maintenance, and transportation support costs including staffing, facilities, and operational expenditures on the state highway system.

   c. State-funded road and bridge construction and maintenance activities within the state but off of the state highway system. The director shall establish the terms and provisions of the program.

2. All money derived from the investment of the flexible transportation fund or any portion of the fund, must be credited to the flexible transportation fund. The director shall monthly transmit all moneys collected and received under this chapter to the state treasurer to be transferred and credited to the flexible transportation fund.

3. The director must receive budget section approval for any project that utilizes more than fifteen million dollars from the fund except for projects that match federal or private funds and the amount utilized from the fund is fifty percent or less of total project costs. Any request considered by the budget section must comply with section 54-35-02.9.

4. The director shall allocate at least twenty-five percent of motor vehicle excise tax collections deposited in the flexible transportation fund pursuant to section 57-40.3-10 for non-oil-producing county and township road and bridge projects as follows:

   a. The funds must be allocated by the department to counties for projects or grants for the benefit of counties and organized and unorganized townships;

   b. The department shall establish criteria to distribute the funds;

   c. The funds must be used for the maintenance and improvement of county and township paved and unpaved roads and bridges;

   d. Priority must be given to projects that match federal funds and to projects that improve roadways that serve as local corridors;

   e. An organized township is not eligible to receive funding if the township does not maintain any roadways or does not levy at least eighteen mills for general purposes; and

   f. For purposes of this subsection, "non-oil-producing county" means a county that received no allocation of funding or a total allocation of less than five million dollars under subsection 2 of section 57-51-15 in the most recently completed even-numbered fiscal year before the start of each biennium.

5. The director shall provide periodic reports to the budget section regarding the status of the fund and projects receiving allocations from the fund.

SECTION 11. Section 54-27-19.3 of the North Dakota Century Code is created and enacted as follows:

54-27-19.3. Legacy earnings highway distribution fund.

A legacy earnings highway distribution fund is created as a special fund in the state treasury into which must be deposited any allocations of legacy fund earnings made under section 21-10-13. Any moneys in the legacy earnings highway distribution fund must be allocated and transferred by the state treasurer, as follows:

1. Sixty percent must be transferred to the department of transportation for deposit in the state highway fund;

2. Ten percent must be transferred to the legacy earnings township highway aid fund;

3. One and five-tenths percent must be transferred to the public transportation fund; and

4. Twenty-eight and five-tenths percent must be allocated to cities and counties using the formula established in subsection 4 of section 54-27-19. Moneys received by counties and cities must be used for roadway purposes in accordance with section 11 of article X of the Constitution of North Dakota.

SECTION 12. Section 54-27-19.4 of the North Dakota Century Code is created and enacted as follows:

54-27-19.4. Legacy earnings township highway aid fund.

A legacy earnings township highway aid fund is created as a special fund in the state treasury into which must be deposited any allocations of legacy fund earnings made under section 54-27-19.3 which must be allocated as follows:

1. The state treasurer shall allocate and distribute all money in the legacy earnings township highway aid fund to non-oil-producing counties of the state based on the length of township roads in each non-oil-producing county compared to the length of all township roads in all the non-oil-producing counties;

2. The county treasurer shall allocate the funds received to the organized townships in the county based on the length of township roads in each of those organized townships compared to the length of all township roads in the county. The funds received must be deposited in the township road and bridge fund and used for road and bridge purposes;

3. If a county does not have organized townships, or has some organized and some unorganized townships, the county shall retain a pro rata portion of the funds received based on the length of roads in unorganized townships compared to the length of township roads in organized townships in the county. Moneys retained by a county for the benefit of unorganized townships under this section must be deposited in the county road and bridge fund; and

4. For purposes of this section, "non-oil-producing county" means a county that received no allocation of funding or a total allocation of less than five million dollars under subsection 2 of section 57-51-15 in the most recently completed even-numbered fiscal year before the start of each biennium."

Page 4, overstrike lines 18 and 19

Page 4, line 20, overstrike "to the general fund"

Page 4, line 20, remove "who shall deposit fifty percent of collections in the state highway fund and"

Page 4, line 21, remove "fifty percent of collections in the general fund"

Page 4, line 21, overstrike the period and insert immediately thereafter "After the deposits under sections 57-39.2-26.1, 57-39.2-26.2, and 57-39.2-26.3, moneys collected and received under this chapter must be deposited monthly in the state treasury and allocated as follows:

1. Fifty percent to the general fund; and

2. The remaining fifty percent to the flexible transportation fund."

Page 6, after line 20, insert:

"**SECTION 16. LEGISLATIVE MANAGEMENT STUDY - ELECTRIC VEHICLES.** During the 2023-24 interim, the legislative management shall consider studying the effect of electric vehicles in the state. As part of the study, the legislative management shall consider the assessment of fees to offset reductions in motor fuel tax revenues; the impact of electric vehicles on electric demand and the electrical grid; the installation of electric vehicle charging infrastructure by private and public entities, including potential funding sources; the impact to public services and public transportation providers; and the effect on employment opportunities and other economic impacts, including tourism, automobile dealers, the energy industry, and the critical minerals industry. The study must include input from key stakeholders, including electric vehicle manufacturers, electric vehicle dealers, electric utilities, electric vehicle charging station manufacturers, and other transportation entities. The legislative management shall report its findings and recommendations, together with any legislation required to implement the recommendations, to the sixty-ninth legislative assembly.

SECTION 17. DEPARTMENT OF TRANSPORTATION - UNITED STATES HIGHWAY 85 PROJECT - REPORT. The department of transportation shall develop a plan to complete the United States highway 85 four-lane project in its entirety as approved in the final environmental impact statement document for project number 9-085(085)075, PCN20046. The plan must include a review of federal approvals received for the project and options to complete the project before the approvals expire. As part of the plan, the department shall identify funding sources, including the issuance of revenue anticipation bonds, to complete the project. The department shall present its plan to the legislative management before August 1, 2024."

Page 7, line 8, replace "9" with "13"

Page 7, line 10, replace "10 and 11" with "14 and 15"

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

House Bill No. 1012 - Department of Transportation - Conference Committee Action

	Base Budget	House Version	Conference Committee Changes	Conference Committee Version	Senate Version	Comparison to Senate
Salaries and wages	$204,109,585	$232,422,836	($14,676,440)	$217,746,396	$217,746,396	
Operating expenses	270,888,188	330,381,474	2,500,000	332,881,474	332,881,474	
Capital assets	902,431,344	1,644,145,065	(87,750,000)	1,556,395,065	1,556,395,065	
Grants	118,085,610	122,071,458	(1,500,000)	120,571,458	120,571,458	
Contingent loan authorization		78,500,000		78,500,000	78,500,000	
Total all funds	$1,495,514,727	$2,407,520,833	($101,426,440)	$2,306,094,393	$2,306,094,393	$0
Less estimated income	1,495,514,727	2,397,145,833	(101,426,440)	2,295,719,393	2,295,719,393	0
General fund	$0	$10,375,000	$0	$10,375,000	$10,375,000	$0
FTE	982.00	998.00	3.00	1,001.00	998.00	3.00

Department 801 - Department of Transportation - Detail of Conference Committee Changes

	Adjusts Funding for Salary and Benefit Increases[1]	Removes Salary Funding for Funding Pool[2]	Adds Funding for FTE Positions[3]	Reclassifies 2 FTE Positions[4]	Adjusts Funding for Federal Highway Funds Match[5]	Adjusts Discretionary and Flexible Transportation Funding[6]
Salaries and wages	$3,181,552	($18,408,702)	$550,710			
Operating expenses						
Capital assets					$4,750,000	($92,500,000)
Grants						
Contingent loan authorization						
Total all funds	$3,181,552	($18,408,702)	$550,710	$0	$4,750,000	($92,500,000)
Less estimated income	3,181,552	(18,408,702)	550,710	0	4,750,000	(92,500,000)
General fund	$0	$0	$0	$0	$0	$0
FTE	0.00	0.00	3.00	0.00	0.00	0.00

	Reduces Funding for Short Line Railroad Loan Program[7]	Reduces Funding for Flood Study[8]	Adds Funding for Environmental Study[9]	Total Conference Committee Changes
Salaries and wages				($14,676,440)
Operating expenses		($2,500,000)	$5,000,000	2,500,000
Capital assets				(87,750,000)
Grants	($1,500,000)			(1,500,000)
Contingent loan authorization				
Total all funds	($1,500,000)	($2,500,000)	$5,000,000	($101,426,440)
Less estimated income	(1,500,000)	(2,500,000)	5,000,000	(101,426,440)
General fund	$0	$0	$0	$0
FTE	0.00	0.00	0.00	3.00

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

	Other Funds
Salary increase	$3,297,276
Health insurance adjustment	(115,724)
Total	$3,181,552

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

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

	Other Funds
New FTE positions	($3,545,684)
Vacant FTE positions	(14,863,018)
Total	($18,408,702)

The Senate also removed funding for the new and vacant FTE funding pool.

[3] Funding is added for the following FTE positions:

Description	FTE	Other Funds
Equipment operator	1.00	$135,714
Township program coordinator	1.00	207,498
Township program coordinator	1.00	207,498
Total	3.00	$550,710

These positions were not added by the House or Senate.

[4] Two vacant FTE positions are reclassified to 2 FTE driver's license examiner positions. The Senate also reclassified these positions.

[5] Funding of $169,250,000 derived from 50 percent of motor vehicle excise tax collections deposited in the highway fund to match regular federal highway funding is removed and replaced with $60 million from legacy fund earnings and one-time funding of $114 million from the strategic investment and improvements fund. The Senate also made this adjustment.

[6] Funding for federal discretionary funds match and the flexible transportation fund is adjusted as follows:

House:

Flexible transportation fund - $115 million from the strategic investment and improvements fund

Discretionary match - $200 million from the strategic investment and improvements fund

Senate and Conference Committee:

Flexible transportation fund, including discretionary match - $171.5 million from motor vehicle excise tax collections, $51 million from the strategic investment and improvements fund

[7] Funding added by the House from the strategic investment and improvements fund to enhance the short line railroad loan program is reduced from $8 million to $6.5 million. The Senate also made this reduction.

[8] One-time funding from the strategic investment and improvements fund added by the House for studies, preliminary engineering, and environmental studies to address northern Red River Valley infrastructure affected by flooding is reduced from $5 million to $2.5 million. The Senate also reduced this funding.

[9] One-time funding from the strategic investment and improvements fund is added for an environmental study of US Highway 52 from Minot to Voltaire. The Senate also added this funding.

This amendment also:

- Adjusts statutory language to provide that 50 percent of motor vehicle excise taxes be deposited in the general fund and the remaining 50 percent be deposited in the flexible transportation fund, the same as the Senate. The House provided for 50 percent of motor vehicle excise taxes to be deposited in the highway fund and 50 percent to be deposited in the general fund.
- Amends statutory language regarding the flexible transportation fund to provide that at least 25 percent of motor vehicle excise taxes deposited in the fund be used for county and township road and bridge projects, to require Budget Section approval for certain projects, and to require Budget Section reports. The Senate also added this language.
- Adds a section to designate a portion of State Highway 13 as the Trooper Beryl McLane Memorial Highway.
- Adds a section to create a legacy earnings highway distribution fund to distribute transportation funding to the highway fund and political subdivisions that is received from legacy fund earnings, the same as the Senate.
- Adds a section to create a legacy earnings township highway aid fund to distribute transportation funding to non-oil-producing counties that is received from legacy fund earnings, the same as the Senate.
- Adds a Legislative Management study of the effect of electric vehicles in the state, the same as the Senate.
- Provides for the Department of Transportation to develop a plan to finish the US Highway 85 four-lane project, the same as the Senate.

Engrossed HB 1012 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE

HB 1003, as engrossed: Your conference committee (Sens. Sorvaag, Schaible, Krebsbach and Reps. Sanford, Swiontek, Martinson) recommends that the **SENATE RECEDE** from the Senate amendments as printed on HJ pages 1875-1890, adopt amendments as follows, and place HB 1003 on the Seventh order:

That the Senate recede from its amendments as printed on pages 1875-1890 of the House Journal and pages 1603-1618 of the Senate Journal and that Engrossed House Bill No. 1003 be amended as follows:

Page 1, line 2, after the semicolon insert "to provide an appropriation to the Bank of North Dakota;"

Page 1, line 2, replace "five" with "a new section to chapter 6-09, four"

Page 1, line 2, after "15-10" insert ", section 15-10-48.2,"

Page 1, line 3, after "to" insert "an economic diversification research fund, matching grants for agricultural research and extension, the Bismarck state college polytechnic center,"

Page 1, line 4, remove "funding of severance agreements, academic program approval,"

Page 1, line 16, remove ", 15-10-53,"

Page 1, line 17, remove ", the definition of the advancement"

Page 1, line 18, remove "of academics,"

Page 1, line 19, replace "pilot program" with "legislative management study; to provide loan authorization for the Mayville state university old main project"

Page 2, line 4, replace "biennium beginning July 1, 2023" with "period beginning with the effective date of this Act"

Page 2, remove lines 6 through 31

Page 3, remove lines 1 through 31

Page 4, remove lines 1 through 30

Page 5, remove lines 1 through 31

Page 6, remove lines 1 through 31

Page 7, remove lines 1 through 31

Page 8, replace lines 1 and 2 with:

"NORTH DAKOTA UNIVERSITY SYSTEM

	Base Level	Adjustments or Enhancements	Appropriation
Capital assets - bond payments	$13,385,264	($2,187,368)	$11,197,896
Competitive research programs	5,685,750	0	5,685,750
System governance	8,605,570	3,241,239	11,846,809
Core technology services	62,962,817	8,081,654	71,044,471
Student financial assistance grants	23,917,306	6,000,000	29,917,306
Professional student exchange program	3,699,342	0	3,699,342
Academic and CTE scholarships	16,216,749	1,000,000	17,216,749
Scholars program	1,807,115	0	1,807,115
Native American scholarship	555,323	444,677	1,000,000
Tribally controlled community college grants	1,000,000	400,000	1,400,000
Education incentive programs	260,000	0	260,000

Student mental health	284,400	0	284,400
Veterans' assistance grants	277,875	177,000	454,875
Shared campus services	800,000	0	800,000
Nursing education consortium	1,356,000	0	1,356,000
NASA EPSCoR	342,000	0	342,000
Education challenge fund	0	20,000,000	20,000,000
Dual-credit tuition scholarship	1,500,000	0	1,500,000
Dakota digital academy	0	450,000	450,000
Total all funds	$142,655,511	$37,607,202	$180,262,713
Less estimated income	25,757,035	487,073	26,244,108
Total general fund	$116,898,476	$37,120,129	$154,018,605
Full-time equivalent positions	158.83	4.00	162.83

Subdivision 2.

BISMARCK STATE COLLEGE

	Base Level	Adjustments or Enhancements	Appropriation
Operations	$100,571,387	$7,699,688	$108,271,075
Capital assets	1,922,561	43,900,000	45,822,561
Total all funds	$102,493,948	$51,599,688	$154,093,636
Less estimated income	70,409,893	37,369,688	107,779,581
Total general fund	$32,084,055	$14,230,000	$46,314,055
Full-time equivalent positions	332.90	2.43	335.33

Subdivision 3.

LAKE REGION STATE COLLEGE

	Base Level	Adjustments or Enhancements	Appropriation
Operations	$39,150,913	$2,263,509	$41,414,422
Capital assets	362,667	1,000,000	1,362,667
Total all funds	$39,513,580	$3,263,509	$42,777,089
Less estimated income	25,271,428	2,257,339	27,528,767
Total general fund	$14,242,152	$1,006,170	$15,248,322
Full-time equivalent positions	115.76	4.83	120.59

Subdivision 4.

WILLISTON STATE COLLEGE

	Base Level	Adjustments or Enhancements	Appropriation
Operations	$34,044,304	$2,929,048	$36,973,352
Capital assets	1,261,968	43,913,939	45,175,907
Total all funds	$35,306,272	$46,842,987	$82,149,259
Less estimated income	24,019,535	45,011,392	69,030,927
Total general fund	$11,286,737	$1,831,595	$13,118,332
Full-time equivalent positions	101.29	1.54	102.83

Subdivision 5.

UNIVERSITY OF NORTH DAKOTA

	Base Level	Adjustments or Enhancements	Appropriation
Operations	$902,173,330	$60,080,851	$962,254,181
Capital assets	4,411,566	127,500,000	131,911,566
National security initiative	0	9,000,000	9,000,000
Research network	0	2,500,000	2,500,000
Total all funds	$906,584,896	$199,080,851	$1,105,665,747
Less estimated income	755,657,771	156,803,837	912,461,608

Total general fund	$150,927,125	$42,277,014	$193,204,139
Full-time equivalent positions	2,059.98	0.58	2,060.56

Subdivision 6.

NORTH DAKOTA STATE UNIVERSITY

	Base Level	Adjustments or Enhancements	Appropriation
Operations	$756,049,321	$46,573,844	$802,623,165
Capital assets	7,799,104	107,000,000	114,799,104
Minimum amount payable adjustment	0	4,800,000	4,800,000
Research network	0	2,500,000	2,500,000
Total all funds	$763,848,425	$160,873,844	$924,722,269
Less estimated income	625,417,100	135,106,551	760,523,651
Total general fund	$138,431,325	$25,767,293	$164,198,618
Full-time equivalent positions	1,829.43	38.07	1,867.50

Subdivision 7.

NORTH DAKOTA STATE COLLEGE OF SCIENCE

	Base Level	Adjustments or Enhancements	Appropriation
Operations	$95,547,465	$5,686,699	$101,234,164
Capital assets	1,012,379	19,975,000	20,987,379
Minimum amount payable adjustment	0	1,005,347	1,005,347
Total all funds	$96,559,844	$26,667,046	$123,226,890
Less estimated income	60,845,052	22,614,567	83,459,619
Total general fund	$35,714,792	$4,052,479	$39,767,271
Full-time equivalent positions	311.61	2.34	313.95

Subdivision 8.

DICKINSON STATE UNIVERSITY

	Base Level	Adjustments or Enhancements	Appropriation
Operations	$50,826,060	$5,244,442	$56,070,502
Capital assets	409,078	20,600,000	21,009,078
Total all funds	$51,235,138	$25,844,442	$77,079,580
Less estimated income	30,992,408	20,685,562	51,677,970
Total general fund	$20,242,730	$5,158,880	$25,401,610
Full-time equivalent positions	175.50	2.50	178.00

Subdivision 9.

MAYVILLE STATE UNIVERSITY

	Base Level	Adjustments or Enhancements	Appropriation
Operations	$50,603,276	$6,818,561	$57,421,837
Capital assets	358,992	17,330,087	17,689,079
Total all funds	$50,962,268	$24,148,648	$75,110,916
Less estimated income	32,282,440	19,379,666	51,662,106
Total general fund	$18,679,828	$4,768,982	$23,448,810
Full-time equivalent positions	230.35	(3.43)	226.92

Subdivision 10.

MINOT STATE UNIVERSITY

	Base Level	Adjustments or Enhancements	Appropriation
Operations	$104,154,777	$10,794,119	$114,948,896

Capital assets	1,099,620	7,865,000	8,964,620
Total all funds	$105,254,397	$18,659,119	$123,913,516
Less estimated income	64,047,767	10,588,652	74,636,419
Total general fund	$41,206,630	$8,070,467	$49,277,097
Full-time equivalent positions	403.04	20.59	423.63

Subdivision 11.

VALLEY CITY STATE UNIVERSITY

	Base Level	Adjustments or Enhancements	Appropriation
Operations	$50,083,400	$5,135,290	$55,218,690
Capital assets	455,823	35,500,000	35,955,823
Total all funds	$50,539,223	$40,635,290	$91,174,513
Less estimated income	26,377,846	37,184,575	63,562,421
Total general fund	$24,161,377	$3,450,715	$27,612,092
Full-time equivalent positions	202.77	9.17	211.94

Subdivision 12.

DAKOTA COLLEGE AT BOTTINEAU

	Base Level	Adjustments or Enhancements	Appropriation
Operations	$23,640,055	$2,227,163	$25,867,218
Capital assets	114,007	5,300,000	5,414,007
Total all funds	$23,754,062	$7,527,163	$31,281,225
Less estimated income	14,216,200	5,934,747	20,150,947
Total general fund	$9,537,862	$1,592,416	$11,130,278
Full-time equivalent positions	91.86	(7.86)	84.00

Subdivision 13.

UNIVERSITY OF NORTH DAKOTA SCHOOL OF MEDICINE AND HEALTH SCIENCES

	Base Level	Adjustments or Enhancements	Appropriation
Operations	$218,253,058	$19,850,819	$238,103,877
Healthcare workforce initiative	10,676,150	0	10,676,150
Total all funds	$228,929,208	$19,850,819	$248,780,027
Less estimated income	160,806,249	7,107,862	167,914,111
Total general fund	$68,122,959	$12,742,957	$80,865,916
Full-time equivalent positions	492.67	(3.84)	488.83

Subdivision 14.

NORTH DAKOTA FOREST SERVICE

	Base Level	Adjustments or Enhancements	Appropriation
Operations	$15,343,065	$9,318,100	$24,661,165
Capital assets	118,728	0	118,728
Total all funds	$15,461,793	$9,318,100	$24,779,893
Less estimated income	10,669,315	8,471,957	19,141,272
Total general fund	$4,792,478	$846,143	$5,638,621
Full-time equivalent positions	28.00	1.00	29.00

Subdivision 15.

TOTAL - SECTION 1

	Base Level	Adjustments or Enhancements	Appropriation

Grand total general fund	$686,328,526	$162,915,240	$849,243,766
Grand total special funds	1,926,770,039	509,003,468	2,435,773,507
Grand total all funds	$2,613,098,565	$671,918,708	$3,285,017,273"

Page 8, replace lines 8 through 12 with:

"Capital projects - strategic investment and improvements fund	$0	$209,976,971
Capital project inflation - general fund	0	18,160,000
Capital projects - other funds	4,363,000	201,747,055
University of North Dakota national security initiative	0	9,000,000
North Dakota state university additional minimum amount payable adjustment	0	4,800,000
North Dakota state college of science additional minimum amount payable adjustment	0	1,005,347
Mayville state university discretionary funding	0	1,750,000"

Page 8, remove lines 28 through 31

Page 9, replace lines 1 through 6 with:

"Higher education challenge grants	11,150,000	20,000,000
Dakota digital academy	475,000	450,000
Financial aid software	0	1,669,354
Total all funds	$207,876,121	$468,558,727
Total other funds	190,851,121	411,724,026
Total general fund	$17,025,000	$56,834,701"

Page 9, line 22, replace "sections 1 and 4" with "section 1"

Page 9, remove lines 23 through 29

Page 10, line 9, replace "$293,290,000" with "$209,976,971"

Page 10, replace lines 11 through 23 with:

"Williston state college medical healthcare building	$27,962,053
University of North Dakota science, engineering, and national security corridor	57,400,000
North Dakota state university center for engineering and computational sciences	59,000,000
North Dakota state college of science agriculture, automation, and autonomous systems	18,975,000
Dickinson state university agriculture and technical education building	17,100,000
Mayville state university old main renovation	15,000,000
Minot state university Dakota hall demolition	765,000
Valley City state university McCarthy hall renovation	10,474,918
Dakota college at Bottineau old main renovation	3,300,000
Total strategic investment and improvements fund	$209,976,971"

Page 10, remove lines 24 through 30

Page 11, remove lines 1 through 30

Page 12, remove lines 1 through 4

Page 12, line 21, replace "$7,500,000" with "$3,400,000"

Page 12, line 26, replace "$7,500,000" with "$3,400,000"

Page 12, after line 28, insert:

"**SECTION 10. APPROPRIATION - BANK OF NORTH DAKOTA - TRANSFER - STRATEGIC INVESTMENT AND IMPROVEMENTS FUND - ECONOMIC DIVERSIFICATION RESEARCH FUND.** The office of management and budget shall transfer $5,500,000 from the strategic investment and improvements fund to the economic diversification research fund, the sum of which is appropriated

to the Bank of North Dakota for the purpose of providing grants to institutions under the control of the state board of higher eduction, for the biennium beginning July 1, 2023, and ending June 30, 2025, as requested by the commissioner of higher education."

Page 12, line 31, replace "$29,000,000" with "$24,000,000"

Page 13, line 1, replace "biennium beginning July 1, 2023" with "period beginning with the effective date of this Act"

Page 13, replace lines 5 through 16 with:

"Bismarck state college	$638,540	$500,000	$1,138,540
Lake Region state college	266,062	500,000	766,062
Williston state college	206,920	500,000	706,920
University of North Dakota	6,542,702	2,250,000	8,792,702
North Dakota state university	4,349,394	2,250,000	6,599,394
North Dakota state college of science	751,042	500,000	1,251,042
Dickinson state university	403,293	500,000	903,293
Mayville state university	360,044	500,000	860,044
Minot state university	859,202	500,000	1,359,202
Valley City state university	463,705	500,000	963,705
Dakota college at Bottineau	159,096	500,000	659,096
Total	$15,000,000	$9,000,000	$24,000,000"

Page 13, replace lines 20 and 21 with:

"Bismarck state college polytechnic project inflation	$12,400,000
Lake region state college wind turbine gearbox replacement and parking lot repairs"	1,000,000

Page 13, replace line 24 with:

"University of North Dakota Merrifield hall and Twamley hall project inflation	12,500,000"

Page 13, replace line 29 with:

"Dickinson state university generator and project inflation	2,600,000
Mayville state university old main renovation	49,970,100
Minot state university Hartnett hall project inflation	4,000,000"

Page 14, replace lines 1 and 2 with:

"Dakota college at Bottineau old main renovation	5,300,000
Total	$341,845,100

SECTION 13. MAYVILLE STATE UNIVERSITY - OLD MAIN PROJECT - LOAN AUTHORIZATION. The legislative assembly authorizes the Mayville state university old main renovation project to be funded in two phases as provided under this section. The capital assets line item in subdivision 9 of section 1 of this Act includes the sum of $17,330,087, or so much of the sum as may be necessary, for phase 1 of the project. During the biennium beginning July 1, 2023, and ending June 30, 2025, and continuing into the biennium beginning July 1, 2025, and ending June 30, 2027, the state board of higher education may borrow the sum of $34,924,814, or so much of the sum as may be necessary, from the Bank of North Dakota for completion of phase 2 of the Mayville state university old main renovation project. The state board of higher education shall seek funding from the sixty-ninth legislative assembly to repay the loan authorized under this section."

Page 14, line 5, remove "The state board of higher education may not include requests for any state funds for"

Page 14, remove lines 6 through 15

Page 14, line 16, remove "3."

Page 14, line 16, replace "possession of" with "pledged"

Page 14, line 19, replace "4." with "2."

Page 14, line 25, replace "5." with "3."

Page 14, line 25, replace "Any" with "It is the intent of the sixty-eighth legislative assembly that any"

Page 15, replace lines 3 through 10 with:

"**SECTION 16.** A new section to chapter 6-09 of the North Dakota Century Code is created and enacted as follows:

Economic diversification research fund - Report to legislative management.

1. There is created in the state treasury the economic diversification research fund. The fund consists of all moneys deposited in or transferred to the fund pursuant to legislative action. Moneys in the fund may be spent by the Bank of North Dakota pursuant to legislative appropriations to provide grants to institutions under the control of the state board of higher education for economic diversification research.

2. In consultation with representatives of North Dakota state university and the university of North Dakota, the Bank, in consultation with the state board of higher education, shall award grants to institutions under the control of the state board of higher education. The sum of five million dollars must be awarded to North Dakota state university and the university of North Dakota with equal amounts awarded to each institution. The remaining funding must be awarded to the other institutions under the control of the state board of higher education, as determined by the board. The state board of higher education may not award more than fifty percent of the available funding during the first year of the biennium. The Bank of North Dakota shall distribute the grant funding as awarded by the state board of higher education.

3. The state board of higher education shall develop guidelines for the economic diversification research grants. The purpose of the grants is to stimulate economic activity across the state through innovation of new technology, concepts, and products; to promote job creation and career and wage growth; to enhance health care outcomes; to address loss of revenue and jobs in communities with economies that depend primarily on the fossil fuel industry; and to provide experiential learning opportunities for students. Research projects may be initiated by an institution under the control of the state board of higher education or by the private sector. The guidelines must include consideration for research projects with matching funds and provisions for grant oversight by an internal advisory committee and an external advisory committee.

4. The state board of higher education shall develop reporting requirements for the institutions under the control of the board. The reporting requirements must include criteria for assessing performance outcomes related to the grants. The state board of higher education shall compile the reports and submit a comprehensive report annually to the legislative management. The comprehensive report must include information on how the research efforts by each institution align with the state's priorities, how the institutions collaborate when appropriate, and how the outcomes of the research meet established performance expectations."

Page 15, line 13, remove "budget "

Page 15, line 14, replace "section" with "legislative management"

Page 15, line 15, remove "budget"

Page 15, line 16, replace "section" with "legislative management"

Page 15, remove lines 21 through 31

Page 16, remove lines 1 through 8

Page 16, after line 26, insert:

"**SECTION 20.** A new section to chapter 15-10 of the North Dakota Century Code is created and enacted as follows:

Larry C. Skogen polytechnic institute.

The polytechnic center constructed on the campus of Bismarck state college is officially named the Larry C. Skogen polytechnic institute."

Page 22, line 3, replace "five million" with "two million seven hundred thousand"

Page 22, line 5, replace "four million" with "two million two hundred thousand"

Page 22, line 6, remove "each"

Page 22, line 7, remove "and the North Dakota state university"

Page 22, line 8, remove "main research center"

Page 22, after line 10, insert:

"**SECTION 25.** Section 15-10-48.2 of the North Dakota Century Code is created and enacted as follows:

Agricultural research and extension - Matching grants - North Dakota state university agricultural experiment station.

1. a. Subject to legislative appropriations, each biennium the state board of higher education shall award one dollar in matching grants for every two dollars raised by the institutional foundation of North Dakota state university for projects dedicated exclusively to agricultural research and extension at the agricultural experiment station. Notwithstanding section 15-10-53, awards under this section may be used for endowments, operations, facility repair projects, and new capital construction projects.

   b. To be eligible for a matching grant, the institution shall demonstrate:

      (1) Its foundation has raised at least twenty-five thousand dollars in cash or monetary pledges for a qualifying project; and

      (2) The project has been approved by the grant review committee established in section 15-10-51.

   c. The board may award up to two million two hundred thousand dollars in matching grants under this section.

   d. If the remaining dollars are insufficient to provide a matching grant in the amount of one dollar for every two dollars raised by the institutional foundation, the board shall award a lesser amount.

2. The state board of higher education shall retain up to one-quarter of one percent of any grant awarded under this section to assist with the administrative expenses incurred in the grant review process."

Page 22, line 14, replace "Three million" with "One million seven hundred thousand"

Page 22, line 17, replace "Two million" with "One million one hundred thousand"

Page 22, line 19, replace "One million" with "Six hundred thousand"

Page 24, line 22, replace "$72.39" with "$73.15"

Page 24, line 24, replace "$102.78" with "$103.76"

Page 24, line 26, replace "$109.30" with "$110.38"

Page 25, line 25, replace "six hundred fifty" with "three hundred seventy-five"

Page 25, line 26, replace "One thousand one hundred" with "Nine hundred seventeen"

Page 26, line 3, overstrike "creation of" and insert immediately thereafter "purpose of digitizing documents relating to Theodore Roosevelt and for creating"

Page 27, line 28, remove ", 15-10-53,"

Page 28, line 11, remove "**- LAKE REGION STATE**"

Page 28, line 12, remove "**COLLEGE - ESTIMATED INCOME**"

Page 28, line 12, remove "The estimated income line item in subdivision 3 of"

Page 28, replace lines 13 through 15 with:

"Notwithstanding any matching requirements in chapter 15-54.1, the following projects are authorized to use funding from the respective institution's allocation in the university system capital building fund:

Lake region state college wind turbine gearbox replacement and parking lot repairs	$1,000,000
Williston state college medical healthcare building	637,947
Mayville state university old main renovation	2,330,087
Valley City state university McCarthy hall renovation	1,025,082
Dakota college at Bottineau old main renovation	1,000,000
Total	$5,993,116"

Page 28, line 27, after the second "programs" insert ", including for the Twamley hall project at the university of North Dakota,"

Page 28, line 27, remove "biennium beginning July 1,"

Page 28, line 28, replace "2023" with "period beginning with the effective date of this Act"

Page 28, after line 28, insert:

"**SECTION 43. LEGISLATIVE MANAGEMENT STUDY - DUAL-CREDIT FUNDING.** During the 2023-24 interim, the legislative management shall study funding for dual-credit courses. The study must include a review of all funding sources relating to dual-credit courses in the state, including tuition and fees, the higher education funding formula, elementary and secondary education integrated formula payments, institution scholarships, state scholarships, and the Bank of North Dakota. The study must also include a review of funding for dual-credit courses in other states. The legislative management shall report its findings and recommendations, together with any legislation required to implement the recommendations, to the sixty-ninth legislative assembly.

SECTION 44. LEGISLATIVE MANAGEMENT STUDY - ARTIFICIAL INTELLIGENCE IMPACTS. During the 2023-24 interim, the legislative management shall consider studying the emergence of artificial intelligence and the potential impacts on the state's institutions, agencies, businesses, citizens, and youth. The study must include a review of the effect of artificial intelligence on the provision of health care, effects on student learning, potential opportunities or threats to the integrity of state services, the potential impact on electoral processes, including mitigating action to be taken leading up to the 2024 state elections, opportunities for

state investment or policy changes to promote artificial intelligence businesses, and cybersecurity implications across all state institutions. The legislative management shall report its findings and recommendations, together with any legislation required to implement the recommendations, to the sixty-ninth legislative assembly."

Page 28, line 31, remove "and fee"

Page 29, line 5, remove "and fee"

Page 30, line 1, after "hygienist" insert "and dental assistant"

Page 30, after line 2, insert:

"**SECTION 47. CAMPUS CAPITAL PROJECTS - 2025-27 BIENNIUM - LEGISLATIVE INTENT.** It is the intent of the sixty-eighth legislative assembly that the sixty-ninth legislative assembly appropriate funding from state funds or bond proceeds as follows for capital projects, in addition to any necessary authorization for the use of local matching funds, for the biennium beginning July 1, 2025, and ending June 30, 2027:

University of North Dakota science, technology, engineering, and math building	$55,640,000
Minot state university academic building	8,132,000
Mayville state university old main renovation or loan repayment	34,924,814
Total legislative intent	$98,696,814"

Page 30, line 3, replace "Section 35" with "Sections 5, 11, 12, 14, 34, 40, 42, and the capital assets line items in section 1"

Page 30, line 3, replace "is" with "are"

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

House Bill No. 1003 - Summary of Conference Committee Action

	Base Budget	House Version	Conference Committee Changes	Conference Committee Version	Senate Version	Comparison to Senate
University System Office						
Total all funds	$142,655,511	$236,706,896	($56,444,183)	$180,262,713	$189,387,713	($9,125,000)
Less estimated income	25,757,035	26,629,233	(385,125)	26,244,108	26,244,108	0
General fund	$116,898,476	$210,077,663	($56,059,058)	$154,018,605	$163,143,605	($9,125,000)
FTE	158.83	162.83	0.00	162.83	163.83	(1.00)
Bismarck State College						
Total all funds	$102,493,948	$141,013,611	$13,080,025	$154,093,636	$122,797,636	$31,296,000
Less estimated income	70,409,893	104,810,627	2,968,954	107,779,581	81,279,581	26,500,000
General fund	$32,084,055	$36,202,984	$10,111,071	$46,314,055	$41,518,055	$4,796,000
FTE	332.90	335.33	0.00	335.33	335.33	0.00
Lake Region State College						
Total all funds	$39,513,580	$42,136,398	$640,691	$42,777,089	$43,455,775	($678,686)
Less estimated income	25,271,428	26,926,556	602,211	27,528,767	27,528,767	0
General fund	$14,242,152	$15,209,842	$38,480	$15,248,322	$15,927,008	($678,686)
FTE	115.76	120.59	0.00	120.59	120.59	0.00
Williston State College						
Total all funds	$35,306,272	$82,009,207	$140,052	$82,149,259	$82,318,399	($169,140)
Less estimated income	24,019,535	68,850,090	180,837	69,030,927	69,030,927	0
General fund	$11,286,737	$13,159,117	($40,785)	$13,118,332	$13,287,472	($169,140)
FTE	101.29	102.83	0.00	102.83	102.83	0.00
University of North Dakota						
Total all funds	$906,584,896	$1,198,001,089	($92,335,342)	$1,105,665,747	$1,107,643,179	($1,977,432)
Less estimated income	755,657,771	974,271,737	(61,810,129)	912,461,608	912,461,608	0
General fund	$150,927,125	$223,729,352	($30,525,213)	$193,204,139	$195,181,571	($1,977,432)
FTE	2,059.98	2,060.56	0.00	2,060.56	2,060.56	0.00
UND Medical Center						

Total all funds	$228,929,208	$246,725,638	$2,054,389	$248,780,027	$248,780,027	$0
Less estimated income	160,806,249	166,588,967	1,325,144	167,914,111	167,914,111	0
General fund	$68,122,959	$80,136,671	$729,245	$80,865,916	$80,865,916	$0
FTE	492.67	488.83	0.00	488.83	488.83	0.00
North Dakota State University						
Total all funds	$763,848,425	$920,309,083	$4,413,186	$924,722,269	$926,260,622	($1,538,353)
Less estimated income	625,417,100	755,918,135	4,605,516	760,523,651	760,523,651	0
General fund	$138,431,325	$164,390,948	($192,330)	$164,198,618	$165,736,971	($1,538,353)
FTE	1,829.43	1,867.50	0.00	1,867.50	1,867.50	0.00
State College of Science						
Total all funds	$96,559,844	$121,371,653	$1,855,237	$123,226,890	$103,438,640	$19,788,250
Less estimated income	60,845,052	83,058,003	401,616	83,459,619	63,484,619	19,975,000
General fund	$35,714,792	$38,313,650	$1,453,621	$39,767,271	$39,954,021	($186,750)
FTE	311.61	313.95	0.00	313.95	313.95	0.00
Dickinson State University						
Total all funds	$51,235,138	$74,317,834	$2,761,746	$77,079,580	$77,406,580	($327,000)
Less estimated income	30,992,408	50,414,027	1,263,943	51,677,970	51,677,970	0
General fund	$20,242,730	$23,903,807	$1,497,803	$25,401,610	$25,728,610	($327,000)
FTE	175.50	178.00	0.00	178.00	178.00	0.00
Mayville State University						
Total all funds	$50,962,268	$105,818,246	($30,707,330)	$75,110,916	$106,309,663	($31,198,747)
Less estimated income	32,282,440	84,015,644	(32,353,538)	51,662,106	84,302,119	(32,640,013)
General fund	$18,679,828	$21,802,602	$1,646,208	$23,448,810	$22,007,544	$1,441,266
FTE	230.35	226.92	0.00	226.92	226.92	0.00
Minot State University						
Total all funds	$105,254,397	$126,949,121	($3,035,605)	$123,913,516	$124,083,516	($170,000)
Less estimated income	64,047,767	79,552,328	(4,915,909)	74,636,419	74,636,419	0
General fund	$41,206,630	$47,396,793	$1,880,304	$49,277,097	$49,447,097	($170,000)
FTE	403.04	423.63	0.00	423.63	423.63	0.00
Valley City State University						
Total all funds	$50,539,223	$90,901,990	$272,523	$91,174,513	$77,910,513	$13,264,000
Less estimated income	26,377,846	63,314,690	247,731	63,562,421	50,062,421	13,500,000
General fund	$24,161,377	$27,587,300	$24,792	$27,612,092	$27,848,092	($236,000)
FTE	202.77	211.94	0.00	211.94	211.94	0.00
Dakota College at Bottineau						
Total all funds	$23,754,062	$31,247,197	$34,028	$31,281,225	$31,951,225	($670,000)
Less estimated income	14,216,200	20,055,822	95,125	20,150,947	20,650,947	(500,000)
General fund	$9,537,862	$11,191,375	($61,097)	$11,130,278	$11,300,278	($170,000)
FTE	91.86	84.00	0.00	84.00	84.00	0.00
Forest Service						
Total all funds	$15,461,793	$24,714,730	$65,163	$24,779,893	$24,779,893	$0
Less estimated income	10,669,315	19,139,209	2,063	19,141,272	19,141,272	0
General fund	$4,792,478	$5,575,521	$63,100	$5,638,621	$5,638,621	$0
FTE	28.00	29.00	0.00	29.00	29.00	0.00
Bank of North Dakota						
Total all funds	$0	$0	$5,500,000	$5,500,000	$10,000,000	($4,500,000)
Less estimated income	0	0	5,500,000	5,500,000	10,000,000	(4,500,000)
General fund	$0	$0	$0	$0	$0	$0
FTE	0.00	0.00	0.00	0.00	0.00	0.00
Bill total						
Total all funds	$2,613,098,565	$3,442,222,693	($151,705,420)	$3,290,517,273	$3,276,523,381	$13,993,892
Less estimated income	1,926,770,039	2,523,545,068	(82,271,561)	2,441,273,507	2,418,938,520	22,334,987
General fund	$686,328,526	$918,677,625	($69,433,859)	$849,243,766	$857,584,861	($8,341,095)
FTE	6,533.99	6,605.91	0.00	6,605.91	6,606.91	(1.00)

House Bill No. 1003 - General Fund Summary

	Base Budget	House Version	Conference Committee Changes	Conference Committee Version	Senate Version	Comparison to Senate
University System Office	$116,898,476	$210,077,663	($56,059,058)	$154,018,605	$163,143,605	($9,125,000)
Bismarck State College	32,084,055	36,202,984	10,111,071	46,314,055	41,518,055	4,796,000
Lake Region State College	14,242,152	15,209,842	38,480	15,248,322	15,927,008	(678,686)
Williston State College	11,286,737	13,159,117	(40,785)	13,118,332	13,287,472	(169,140)
University of North Dakota	150,927,125	223,729,352	(30,525,213)	193,204,139	195,181,571	(1,977,432)
UND Medical Center	68,122,959	80,136,671	729,245	80,865,916	80,865,916	
North Dakota State University	138,431,325	164,390,948	(192,330)	164,198,618	165,736,971	(1,538,353)
State College of Science	35,714,792	38,313,650	1,453,621	39,767,271	39,954,021	(186,750)
Dickinson State University	20,242,730	23,903,807	1,497,803	25,401,610	25,728,610	(327,000)
Mayville State University	18,679,828	21,802,602	1,646,208	23,448,810	22,007,544	1,441,266
Minot State University	41,206,630	47,396,793	1,880,304	49,277,097	49,447,097	(170,000)
Valley City State University	24,161,377	27,587,300	24,792	27,612,092	27,848,092	(236,000)
Dakota College at Bottineau	9,537,862	11,191,375	(61,097)	11,130,278	11,300,278	(170,000)
Forest Service	4,792,478	5,575,521	63,100	5,638,621	5,638,621	
Bank of North Dakota						
Total general fund	$686,328,526	$918,677,625	($69,433,859)	$849,243,766	$857,584,861	($8,341,095)

Detail of Conference Committee Changes to the General Fund

	Adjusts Funding for University System Office[1]	Provides Funding Formula Adjustments[2]	Adjusts Special Funds[3]	Reduces Funding for Research Network[4]	Adjusts Funding for Capital Projects[5]	Adjusts Funding for the Behavioral Health Initiative[6]
University System Office	($56,059,058)					
Bismarck State College		$355,071			$9,960,000	($204,000)
Lake Region State College		147,480				(109,000)
Williston State College		128,355				(169,140)
University of North Dakota		1,835,887		($701,100)	5,000,000	(660,000)
UND Medical Center		729,245				
North Dakota State University		1,608,770		(701,100)		(1,100,000)
State College of Science		635,024				(186,750)
Dickinson State University		224,803			1,600,000	(327,000)
Mayville State University		204,942				(308,734)
Minot State University		450,304			1,600,000	(170,000)
Valley City State University		260,792				(236,000)
Dakota College at Bottineau		108,903				(170,000)
Forest Service						
Bank of North Dakota						
Total general fund	($56,059,058)	$6,689,576	$0	($1,402,200)	$18,160,000	($3,640,624)

	Reduces Funding for National Security Initiative[7]	Removes Funding for Workforce Education[8]	Adds Funding for Adjusted Minimum Amount Payable[9]	Adds Discretionary Funding[10]	Adjusts Forest Service Funding[11]	Adds Funding for Economic Diversification Research Grants[12]
University System Office						
Bismarck State College						
Lake Region State College						
Williston State College						
University of North Dakota	($36,000,000)					
UND Medical Center						
North Dakota State University		($4,800,000)	$4,800,000			
State College of Science			1,005,347			
Dickinson State University						
Mayville State University				$1,750,000		
Minot State University						
Valley City State University						
Dakota College at Bottineau						
Forest Service					$63,100	
Bank of North Dakota						
Total general fund	($36,000,000)	($4,800,000)	$5,805,347	$1,750,000	$63,100	$0

	Total the General Fund Changes
University System Office	($56,059,058)
Bismarck State College	10,111,071
Lake Region State College	38,480
Williston State College	(40,785)
University of North Dakota	(30,525,213)
UND Medical Center	729,245
North Dakota State University	(192,330)
State College of Science	1,453,621
Dickinson State University	1,497,803
Mayville State University	1,646,208
Minot State University	1,880,304
Valley City State University	24,792
Dakota College at Bottineau	(61,097)
Forest Service	63,100
Bank of North Dakota	
Total general fund	($69,433,859)

House Bill No. 1003 - Other Funds Summary

	Base Budget	House Version	Conference Committee Changes	Conference Committee Version	Senate Version	Comparison to Senate
University System Office	$25,757,035	$26,629,233	($385,125)	$26,244,108	$26,244,108	
Bismarck State College	70,409,893	104,810,627	2,968,954	107,779,581	81,279,581	$26,500,000
Lake Region State College	25,271,428	26,926,556	602,211	27,528,767	27,528,767	
Williston State College	24,019,535	68,850,090	180,837	69,030,927	69,030,927	
University of North Dakota	755,657,771	974,271,737	(61,810,129)	912,461,608	912,461,608	
UND Medical Center	160,806,249	166,588,967	1,325,144	167,914,111	167,914,111	
North Dakota State University	625,417,100	755,918,135	4,605,516	760,523,651	760,523,651	
State College of Science	60,845,052	83,058,003	401,616	83,459,619	63,484,619	19,975,000
Dickinson State University	30,992,408	50,414,027	1,263,943	51,677,970	51,677,970	
Mayville State University	32,282,440	84,015,644	(32,353,538)	51,662,106	84,302,119	(32,640,013)
Minot State University	64,047,767	79,552,328	(4,915,909)	74,636,419	74,636,419	
Valley City State University	26,377,846	63,314,690	247,731	63,562,421	50,062,421	13,500,000
Dakota College at Bottineau	14,216,200	20,055,822	95,125	20,150,947	20,650,947	(500,000)
Forest Service	10,669,315	19,139,209	2,063	19,141,272	19,141,272	
Bank of North Dakota			5,500,000	5,500,000	10,000,000	(4,500,000)
Total other funds	$1,926,770,039	$2,523,545,068	($82,271,561)	$2,441,273,507	$2,418,938,520	$22,334,987

Detail of Conference Committee Changes to Other Funds

	Adjusts Funding for University System Office[1]	Provides Funding Formula Adjustments[2]	Adjusts Special Funds[3]	Reduces Funding for Research Network[4]	Adjusts Funding for Capital Projects[5]	Adjusts Funding for the Behavioral Health Initiative[6]
University System Office	($385,125)					
Bismarck State College			$528,954		$2,440,000	
Lake Region State College			202,211		400,000	
Williston State College			180,837			
University of North Dakota			5,689,871		(67,500,000)	
UND Medical Center			1,325,144			
North Dakota State University			4,605,516			
State College of Science			401,616			
Dickinson State University			263,943		1,000,000	
Mayville State University			286,475		(32,640,013)	
Minot State University			684,091		(5,600,000)	
Valley City State University			247,731			
Dakota College at Bottineau			95,125			
Forest Service						
Bank of North Dakota						
Total other funds	($385,125)	$0	$14,511,514	$0	($101,900,013)	$0

	Reduces Funding for National Security Initiative[7]	Removes Funding for Workforce Education[8]	Adds Funding for Adjusted Minimum Amount Payable[9]	Adds Discretionary Funding[10]	Adjusts Forest Service Funding[11]	Adds Funding for Economic Diversification Research Grants[12]
University System Office						
Bismarck State College						
Lake Region State College						
Williston State College						
University of North Dakota						
UND Medical Center						
North Dakota State University						
State College of Science						
Dickinson State University						
Mayville State University						
Minot State University						
Valley City State University						
Dakota College at Bottineau						
Forest Service					$2,063	
Bank of North Dakota						$5,500,000
Total other funds	$0	$0	$0	$0	$2,063	$5,500,000

	Total Other Funds Changes
University System Office	($385,125)
Bismarck State College	2,968,954
Lake Region State College	602,211
Williston State College	180,837
University of North Dakota	(61,810,129)
UND Medical Center	1,325,144
North Dakota State University	4,605,516
State College of Science	401,616
Dickinson State University	1,263,943
Mayville State University	(32,353,538)
Minot State University	(4,915,909)
Valley City State University	247,731
Dakota College at Bottineau	95,125
Forest Service	2,063
Bank of North Dakota	5,500,000
Total other funds	($82,271,561)

House Bill No. 1003 - All Funds Summary

	Base Budget	House Version	Conference Committee Changes	Conference Committee Version	Senate Version	Comparison to Senate
University System Office	$142,655,511	$236,706,896	($56,444,183)	$180,262,713	$189,387,713	($9,125,000)
Bismarck State College	102,493,948	141,013,611	13,080,025	154,093,636	122,797,636	31,296,000
Lake Region State College	39,513,580	42,136,398	640,691	42,777,089	43,455,775	(678,686)
Williston State College	35,306,272	82,009,207	140,052	82,149,259	82,318,399	(169,140)
University of North Dakota	906,584,896	1,198,001,089	(92,335,342)	1,105,665,747	1,107,643,179	(1,977,432)
UND Medical Center	228,929,208	246,725,638	2,054,389	248,780,027	248,780,027	
North Dakota State University	763,848,425	920,309,083	4,413,186	924,722,269	926,260,622	(1,538,353)
State College of Science	96,559,844	121,371,653	1,855,237	123,226,890	103,438,640	19,788,250
Dickinson State University	51,235,138	74,317,834	2,761,746	77,079,580	77,406,580	(327,000)
Mayville State University	50,962,268	105,818,246	(30,707,330)	75,110,916	106,309,663	(31,198,747)
Minot State University	105,254,397	126,949,121	(3,035,605)	123,913,516	124,083,516	(170,000)
Valley City State University	50,539,223	90,901,990	272,523	91,174,513	77,910,513	13,264,000
Dakota College at Bottineau	23,754,062	31,247,197	34,028	31,281,225	31,951,225	(670,000)
Forest Service	15,461,793	24,714,730	65,163	24,779,893	24,779,893	
Bank of North Dakota			5,500,000	5,500,000	10,000,000	(4,500,000)
Total all funds	$2,613,098,565	$3,442,222,693	($151,705,420)	$3,290,517,273	$3,276,523,381	$13,993,892
FTE	6,533.99	6,605.91	0.00	6,605.91	6,606.91	(1.00)

Detail of Conference Committee Changes to All Funds

	Adjusts Funding for University System Office[1]	Provides Funding Formula Adjustments[2]	Adjusts Special Funds[3]	Reduces Funding for Research Network[4]	Adjusts Funding for Capital Projects[5]	Adjusts Funding for the Behavioral Health Initiative[6]
University System Office	($56,444,183)					
Bismarck State College		$355,071	$528,954		$12,400,000	($204,000)
Lake Region State College		147,480	202,211		400,000	(109,000)
Williston State College		128,355	180,837			(169,140)
University of North Dakota		1,835,887	5,689,871	($701,100)	(62,500,000)	(660,000)
UND Medical Center		729,245	1,325,144			
North Dakota State University		1,608,770	4,605,516	(701,100)		(1,100,000)
State College of Science		635,024	401,616			(186,750)
Dickinson State University		224,803	263,943		2,600,000	(327,000)
Mayville State University		204,942	286,475		(32,640,013)	(308,734)
Minot State University		450,304	684,091		(4,000,000)	(170,000)
Valley City State University		260,792	247,731			(236,000)
Dakota College at Bottineau		108,903	95,125			(170,000)
Forest Service						
Bank of North Dakota						
Total all funds	($56,444,183)	$6,689,576	$14,511,514	($1,402,200)	($83,740,013)	($3,640,624)
FTE	0.00	0.00	0.00	0.00	0.00	0.00

	Reduces Funding for National Security Initiative[7]	Removes Funding for Workforce Education[8]	Adds Funding for Adjusted Minimum Amount Payable[9]	Adds Discretionary Funding[10]	Adjusts Forest Service Funding[11]	Adds Funding for Economic Diversification Research Grants[12]
University System Office						
Bismarck State College						
Lake Region State College						
Williston State College						
University of North Dakota	($36,000,000)					
UND Medical Center						
North Dakota State University		($4,800,000)	$4,800,000			
State College of Science			1,005,347			
Dickinson State University						
Mayville State University				$1,750,000		
Minot State University						
Valley City State University						
Dakota College at Bottineau						
Forest Service					$65,163	
Bank of North Dakota						$5,500,000
Total all funds	($36,000,000)	($4,800,000)	$5,805,347	$1,750,000	$65,163	$5,500,000
FTE	0.00	0.00	0.00	0.00	0.00	0.00

	Total All Funds Changes
University System Office	($56,444,183)
Bismarck State College	13,080,025
Lake Region State College	640,691
Williston State College	140,052
University of North Dakota	(92,335,342)
UND Medical Center	2,054,389
North Dakota State University	4,413,186
State College of Science	1,855,237
Dickinson State University	2,761,746
Mayville State University	(30,707,330)
Minot State University	(3,035,605)
Valley City State University	272,523
Dakota College at Bottineau	34,028
Forest Service	65,163
Bank of North Dakota	5,500,000
Total all funds	($151,705,420)
FTE	0.00

[1] Funding for the University System office is adjusted as detailed in the schedules below.

The following schedule details funding adjustments for system governance:

System Governance

	General Fund	Other Funds	Total Funds
Salary increase	$145,345	$5,459	$150,804
Health insurance increase	(2,532)	(118)	(2,650)
Academic, research, and student support	400,000	0	400,000
Salaries funding source change	561,327	(561,327)	0
Financial aid staff	(125,000)	0	(125,000)
New financial aid system one-time costs	115,000	0	115,000
Total	$1,094,140	($555,986)	$538,154

The conference committee did not add a new FTE vice chancellor position added by the Senate.

The following schedule details funding adjustments for core technology services:

Core Technology Services

	General Fund	Other Funds	Total Funds
Salary increase	$355,691	$176,319	$532,010
Health insurance increase	(8,889)	(5,458)	(14,347)
Software and a security operations center	(300,000)	0	(300,000)
Total	$46,802	$170,861	$217,663

The Senate reduced funding for software and a security operations center by $1.2 million.

The following schedule details general fund adjustments in other line items in the University System office budget:

	House Version	Senate Version	Conference Committee Version
Student financial assistance grants	$35,917,306	$29,917,306	$29,917,306
Tribally controlled community college grants	2,000,000	1,400,000	1,400,000
Challenge grants (one-time)	36,000,000	20,000,000	20,000,000
Workforce innovation grants (one-time)	10,000,000	10,000,000	0
Severance payment (one-time)	0	300,000	0
Passthrough grants (one-time)	20,100,000	0	0
Single parent support (one-time)	4,500,000	0	0
Total	$108,517,306	$61,617,306	$51,317,306

[2] The following adjustments are made to institution general fund appropriations through the higher education funding formula, the same as the Senate:

General Fund Adjustments

	Formula Adjustment	Salary Increase	Health Insurance Decrease	Total Increase
Bismarck State College	$0	$369,687	($14,616)	$355,071
Dakota College at Bottineau	0	113,287	(4,384)	108,903
Lake Region State College	0	153,406	(5,926)	147,480
State College of Science	231,285	419,719	(15,980)	635,024
Williston State College	0	132,726	(4,371)	128,355
Dickinson State University	0	233,352	(8,549)	224,803
Mayville State University	0	213,346	(8,404)	204,942
Minot State University	0	468,250	(17,946)	450,304
Valley City State University	0	273,761	(12,969)	260,792
North Dakota State University	0	1,663,524	(54,754)	1,608,770
University of North Dakota	0	1,880,889	(45,002)	1,835,887
UND School of Medicine	0	749,087	(19,842)	729,245
Total	$231,285	$6,671,034	($212,743)	$6,689,576

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

[3] The following adjustments are made to institution other funds appropriations, the same as the Senate:

Other Funds Adjustments

	Salary Increase	Health Insurance Adjustment	Total
Bismarck State College	$550,866	($21,912)	$528,954
Dakota College at Bottineau	99,613	(4,488)	95,125
Lake Region State College	209,775	(7,564)	202,211
North Dakota State College of Science	419,623	(18,007)	401,616
Williston State College	187,102	(6,265)	180,837
Dickinson State University	274,835	(10,892)	263,943
Mayville State University	302,911	(16,436)	286,475
Minot State University	710,937	(26,846)	684,091
Valley City State University	259,853	(12,122)	247,731
North Dakota State University	4,773,896	(168,380)	4,605,516
University of North Dakota	5,888,793.	(198,922)	5,689,871
UND School of Medicine	1,356,739	(31,595)	1,325,144
Total	$15,034,943	($523,429)	$14,511,514

[4] Ongoing funding of $6,402,200 from the general fund for research network costs at the University of North Dakota and North Dakota State University is reduced by $1,402,200, to provide $5,000,000 for research network costs. The House and Senate both included $6,402,200 for research network costs.

[5] One-time funding is adjusted for the following capital building projects, as compared to the House version:

	General Fund	Strategic Investment and Improvements Fund	Other Funds	Total Funds
Adjusts funding for BSC multipurpose academic and athletic center (The Senate removed funding for this project)	$0	($29,900,000)	$29,900,000	$0
Adds funding for BSC polytechnic building inflation (The Senate provided $4,960,000 from the general fund and $7,440,000 from other funds for this project)	9,960,000		2,440,000	12,400,000
Increases funding for LRSC wind turbine gearbox and parking lot, the same as the Senate	0	0	400,000	400,000
Adjusts funding for WSC medical healthcare building (The Senate adjusted $8,787,947 from SIIF to other funds)	0	(6,787,947)	6,787,947	0
Removes funding for UND science, technology, engineering, and math building, the same as the Senate	0	(52,000,000)	(23,000,000)	(75,000,000)
Provides funding for UND Merrifield Hall and Twamley Hall inflation, the same as the Senate	5,000,000	0	7,500,000	12,500,000
Provides funding for DSU generator and other projects inflation, the same as the Senate	1,600,000	0	1,000,000	2,600,000
Adjusts funding for MaSU Old Main renovation (The Senate adjusted $7,770,100 from SIIF to other funds for this project)	0	(34,970,100)	2,330,087	(32,640,013)
Removes funding for MiSU academic building, the same as the Senate	0	(7,600,000)	(400,000)	(8,000,000)
Provides funding for MiSU Hartnett Hall inflation, the same as the Senate	1,600,000	0	2,400,000	4,000,000
Adjusts funding for VCSU McCarthy Hall (The Senate removed funding for this project)	0	(1,025,082)	1,025,082	0
Adjusts funding for DCB Old Main renovation (The Senate provided an additional $500,000 from other funds for the project)	0	(1,000,000)	1,000,000	0
Total capital projects	$18,160,000	($133,283,129)	$31,383,116	($83,740,013)

The Senate also removed funding for the NDSCS agriculture, automation, and autonomous systems building and the VCSU McCarthy Hall project. The conference committee did not remove funding for these projects.

[6] One-time funding of $3,640,624 is removed for the behavioral health initiative. Both the House and Senate included this funding.

Ongoing funding of $2,791,083 from the general fund added by the House and Senate for the cost to continue salary increases is designated for support of behavioral health services.

[7] One-time funding is reduced by $36 million from the general fund to provide a total of $9 million for the University of North Dakota national security initiative, the same as the Senate. The House provided $45 million for the national security initiative.

[8] One-time funding of $4.8 million from the general fund added by the House for workforce

education at North Dakota State University is removed, the same as the Senate.

[9] Funding is added as follows for an adjusted minimum amount payable, to provide additional funding for North Dakota State University and the North Dakota State College of Science:

	General Fund
North Dakota State University	4,800,000
North Dakota State College of Science	1,005,347
Total	$5,805,347

The Senate also provided funding an adjusted minimum amount payable for Lake Region State College and the University of North Dakota. The House did not include funding for an adjusted minimum amount payable.

[10] One-time funding of $1.75 million from the general fund is added for discretionary funding at Mayville State University. Neither the House nor the Senate included this funding.

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

	General Fund	Other Funds	Total
Salary increase	$66,058	$2,181	$68,239
Health insurance adjustment	(2,958)	(118)	(3,076)
Total	$63,100	$2,063	$65,163

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

[12] One-time funding of $5.5 million from the economic diversification research fund is appropriated to the Bank of North Dakota for grants to institutions under the control of the state board of higher education. The funding is transferred to the economic diversification research fund from the strategic investment and improvements fund. The Senate provided $10 million from the economic diversification research fund. The House did not include funding for economic diversification research grants.

House Bill No. 1003 - Other Changes - Conference Committee Action

This amendment also:

- Removes a separate appropriation section for the Mayville State University Old Main project, the same as the Senate. Phase I of the project appropriation is moved to Section 1 of the bill. Loan authorization for phase II of the project is added in Section 13 of the bill. Neither the House nor the Senate had provided for the project to be funded in two phases.
- Adjusts funding for projects from the strategic investment and improvements fund (SIIF) to provide a total of $209,976,971 from SIIF for capital projects. The House provided $343,260,100 and the Senate provided $205,727,053 from SIIF for capital projects.
- Removes a section identifying $4.8 million from the general fund for workforce education at North Dakota State University, the same as the Senate.
- Removes a section identifying $4.5 million from the general fund for student support for single mothers, the same as the Senate.
- Does not make the Senate adjustment to the source of funds for the reimbursement of a North Dakota State University severance agreement to provide $300,000 from the general fund.
- Reduces transfers from Bank of North Dakota profits to the career builders program from $15 million to $6.8 million, the same as the Senate.
- Adds sections to transfer $5.5 million from SIIF to a newly created economic diversification research fund. The Senate transferred $10 million from SIIF to the economic diversification research fund.
- Reduces the transfer from SIIF to the university system capital building fund by $5

million in tier II, to provide a total of $15 million in tier II and $9 million in tier III. Both the House and the Senate provided $20 million in tier II and $9 million in tier III.

- Adjusts the projects authorized to use funding from each institution's allocation in the University System capital building fund.
- Removes certain limitations on future institution requests for capital project funding, the same as the Senate.
- Removes a section allowing for a transfer of appropriation authority between the University of North Dakota and the School of Medicine and Health Sciences, the same as the Senate.
- Adjusts a section to provide for the commissioner of the North Dakota University System to provide an annual report to the Legislative Management instead of the Budget Section, the same as the Senate.
- Removes a section requiring future severance agreements to be paid from the University System office budget and for the agreements to be approved by the Emergency Commission and Budget Section, the same as the Senate.
- Removes a section requiring the State Board of Higher Education to approve or deny a request for a new academic program within 30 days, the same as the Senate.
- Adds a section to name the Bismarck State College polytechnic center the Larry C. Skogen Polytechnic Institute. Neither the House nor the Senate included this section.
- Adjusts the funding available to each institution under the challenge grant program and restores limitations on the use of state matching funds, the same as the Senate.
- Adjusts the base funding rate under the higher education funding formula to provide for a 6 percent salary increase on July 1, 2023, the same as the Senate.
- Reduces the increase in the maximum grant award under the student financial assistance grants program, the same as the Senate.
- Adjusts a section that allowed Dickinson State University to use $2 million for the digitization of documents relating to Theodore Roosevelt without establishing an endowment to provide that the university may also use an $8 million endowment for the digitization of documents.
- Exempts certain capital projects from matching requirements under the University System capital building fund program. The House and Senate also provided for certain capital projects to be exempt from capital building fund matching requirements.
- Clarifies that funding appropriated during the November 2021 special session for the University of North Dakota Merrifield Hall project also may be used for a renovation of Twamley Hall, the same as the Senate.
- Provides for a Legislative Management study of dual-credit funding, the same as the Senate.
- Provides for a Legislative Management study of artificial intelligence impacts, the same as the Senate.
- Clarifies that the tuition increase limitation does not include a limitation on fees charged to students, the same as the Senate.
- Clarifies that both dental hygiene and dental assistant credits should be placed under the career and technical education program classification within the higher education funding formula, the same as the Senate.
- Provides legislative intent for certain campus capital projects to be funded during the 2025-27 biennium. Neither the House nor the Senate included this legislative intent section.
- Provides an emergency declaration for capital projects.

Engrossed HB 1003 was placed on the Seventh order of business on the calendar.

REQUEST

SEN. KLEIN REQUESTED that the Senate be on the Twelfth Order, which request was granted.

APPOINTMENT OF CONFERENCE COMMITTEE

SEN. KLEIN MOVED that the President appoint a new committee of three to act with a like

committee from the House as a Conference Committee on Reengrossed SB 2107, which motion prevailed.

THE PRESIDENT ANNOUNCED the following appointments to a Conference Committee on:

Reengrossed SB 2107: Sens. Larson, Myrdal, Paulson

REQUEST

SEN. KLEIN REQUESTED that the Senate be on the Seventh Order, which request was granted.

CONSIDERATION OF CONFERENCE COMMITTEE REPORT

SEN. LEE MOVED that the conference committee report on Engrossed SB 2238 as printed on SJ pages 1953-1954 be adopted, which motion prevailed on a voice vote.

Engrossed SB 2238, as amended, was placed on the Eleventh order of business.

SECOND READING OF SENATE BILL

SB 2238: A BILL for an Act to provide for a legislative management study relating to criminal history record checks; and to provide an appropriation.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 45 YEAS, 2 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; Mathern; Meyer; Myrdal; Patten; Paulson; Piepkorn; Roers, J.; Roers, K.; Rummel; Rust; Schaible; Sickler; Sorvaag; Vedaa; Wanzek; Weber; Weston

NAYS: Magrum; Wobbema

Reengrossed SB 2238, as amended, passed.

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CONSIDERATION OF CONFERENCE COMMITTEE REPORT

SEN. LARSON MOVED that the conference committee report on Engrossed SB 2371 as printed on SJ pages 1954-1957 be adopted, which motion prevailed on a voice vote.

Engrossed SB 2371, as amended, was placed on the Eleventh order of business.

SECOND READING OF SENATE BILL

SB 2371: A BILL for an Act to create and enact a new section to chapter 11-11 and a new section to chapter 40-05 of the North Dakota Century Code, relating to the power of counties and municipalities to prohibit local development by a foreign adversary; to amend and reenact section 47-01-09 of the North Dakota Century Code, relating to the prohibition on ownership of real property by a foreign adversary; to provide for a legislative management study; and to provide an expiration date.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 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

Reengrossed SB 2371, as amended, passed.

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CONSIDERATION OF CONFERENCE COMMITTEE REPORT

SEN. BEKKEDAHL MOVED that the conference committee report on Engrossed SB 2010 as printed on SJ pages 1951-1953 be adopted, which motion prevailed on a voice vote.

Engrossed SB 2010, as amended, was placed on the Eleventh order of business.

SECOND READING OF SENATE BILL

SB 2010: A BILL for an Act to provide an appropriation for defraying the expenses of the insurance commissioner; to amend and reenact sections 26.1-01-09, 26.1-23.1-02, and 26.1-23.1-06 of the North Dakota Century Code, relating to the salary of the insurance commissioner and government self-insurance pools.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 46 YEAS, 1 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; Mathern; Meyer; Myrdal; Patten; Paulson; Piepkorn; Roers, J.; Roers, K.; Rummel; Rust; Schaible; Sickler; Sorvaag; Vedaa; Wanzek; Weber; Weston; Wobbema

NAYS: Magrum

Reengrossed SB 2010, as amended, passed.

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CONSIDERATION OF CONFERENCE COMMITTEE REPORT

SEN. BEKKEDAHL MOVED that the conference committee report on Reengrossed HB 1024 as printed on SJ pages 1959-1961 be adopted, which motion prevailed on a voice vote.

Reengrossed HB 1024, as amended, was placed on the Fourteenth order of business.

SECOND READING OF HOUSE BILL

HB 1024: A BILL for an Act to provide an appropriation for defraying the expenses of the department of environmental quality; to amend and reenact sections 23.1-10-02 and 23.1-10-05 of the North Dakota Century Code, relating to the environmental quality restoration fund and revenue to the fund and to provide for an exemption.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 46 YEAS, 1 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; Mathern; Meyer; Myrdal; Patten; Paulson; Piepkorn; Roers, J.; Roers, K.; Rummel; Rust; Schaible; Sickler; Sorvaag; Vedaa; Wanzek; Weber; Weston; Wobbema

NAYS: Magrum

Reengrossed HB 1024, as amended, passed.

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CONSIDERATION OF CONFERENCE COMMITTEE REPORT

SEN. LEE MOVED that the conference committee report on Reengrossed HB 1028 as printed on SJ pages 1961-1965 be adopted, which motion prevailed on a voice vote.

Reengrossed HB 1028, as amended, was placed on the Fourteenth order of business.

SECOND READING OF HOUSE BILL

HB 1028: A BILL for an Act to create and enact a new chapter to title 43 of the North Dakota Century Code, relating to the regulation of community health workers; to amend and reenact section 23-17.3-01 and subdivision h of subsection 1 of section 23-17.3-05 of the North Dakota Century Code, relating to the regulation of home health agencies; to provide for a community health worker task force; to provide an appropriation; and to declare an emergency.

ROLL CALL

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

Reengrossed HB 1028, as amended, passed and the emergency clause was declared carried.

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CONSIDERATION OF CONFERENCE COMMITTEE REPORT

SEN. K. ROERS MOVED that the conference committee report on Reengrossed HB 1508 as printed on SJ pages 1973-1974 be adopted, which motion prevailed on a voice vote.

Reengrossed HB 1508, as amended, was placed on the Fourteenth order of business.

SECOND READING OF HOUSE BILL

HB 1508: A BILL for an Act to amend and reenact section 54-10-01 of the North Dakota Century Code, relating to duties of the state auditor.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 39 YEAS, 8 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

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

NAYS: Beard; Boehm; Klein; Larsen; Magrum; Paulson; Weston; Wobbema

Reengrossed HB 1508, as amended, passed.

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CONSIDERATION OF CONFERENCE COMMITTEE REPORT

SEN. ELKIN MOVED that the conference committee report on Reengrossed HB 1231 as printed on SJ pages 1967-1970 be adopted, which motion prevailed on a voice vote.

Reengrossed HB 1231, as amended, was placed on the Fourteenth order of business.

SECOND READING OF HOUSE BILL

HB 1231: A BILL for an Act to amend and reenact sections 15.1-02-04, 15.1-13-35.1, and 15.1-32-26 of the North Dakota Century Code, relating to the creation of a dyslexia and literacy task force, reading instruction competency for teacher licensure, and the dyslexia screening and intervention program; to repeal section 15.1-32-25 of the North Dakota Century Code, relating to mandatory dyslexia screening; to provide for a legislative management report; and to provide an expiration date.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 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

Reengrossed HB 1231, as amended, passed.

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CONSIDERATION OF CONFERENCE COMMITTEE REPORT

SEN. KANNIANEN MOVED that the conference committee report on Engrossed HB 1225 as printed on SJ pages 1965-1967 be adopted, which motion prevailed on a voice vote.

Engrossed HB 1225, as amended, was placed on the Fourteenth order of business.

SECOND READING OF HOUSE BILL

HB 1225: A BILL for an Act to provide an appropriation to the information technology department for providing grants to counties for expenses related to an online portal for electronically accessible property information and property tax information.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 46 YEAS, 1 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; Roers, J.; Roers, K.; Rummel; Rust; Schaible; Sickler; Sorvaag; Vedaa; Wanzek; Weber; Weston; Wobbema

NAYS: Piepkorn

Engrossed HB 1225, as amended, passed.

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CONSIDERATION OF CONFERENCE COMMITTEE REPORT

SEN. LEE MOVED that the conference committee report on Reengrossed HB 1536 as printed on SJ pages 1974-1984 be adopted, which motion prevailed on a voice vote.

Reengrossed HB 1536, as amended, was placed on the Fourteenth order of business.

SECOND READING OF HOUSE BILL

HB 1536: A BILL for an Act to create and enact chapter 27-19.1 of the North Dakota Century Code, relating to Indian child welfare; to amend and reenact section 27-20.3-18 of the North Dakota Century Code, relating to reasonable efforts to prevent removal; to repeal section 27-20.3-19 of the North Dakota Century Code, relating to Indian child welfare; and to provide for a legislative management study.

ROLL CALL

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

Reengrossed HB 1536, as amended, passed.

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CONSIDERATION OF CONFERENCE COMMITTEE REPORT

SEN. LEE MOVED that the conference committee report on Reengrossed HB 1447 as printed on SJ pages 1971-1973 be adopted, which motion prevailed on a voice vote.

Reengrossed HB 1447, as amended, was placed on the Fourteenth order of business.

SECOND READING OF HOUSE BILL

HB 1447: A BILL for an Act to create and enact a new chapter to title 50 of the North Dakota Century Code, relating to creation of the opioid settlement fund, creation of the opioid settlement advisory committee, and use of opioid settlement funds; to amend and reenact subsection 1 of section 21-10-06 and section 23-01-42 of the North Dakota Century Code and section 5 of chapter 3 of the 2021 Session Laws, relating to funds under management of the state investment board, opioid antagonist prescription, distribution, possession, or use, and the funding of the opioid treatment and prevention program; to provide an appropriation; to provide for a transfer; to provide for application; and to declare an emergency.

ROLL CALL

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

Reengrossed HB 1447, as amended, passed and the emergency clause was declared carried.

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CONSIDERATION OF CONFERENCE COMMITTEE REPORT

SEN. BEKKEDAHL MOVED that the conference committee report on Reengrossed HB 1013 as printed on SJ pages 1957-1959 be adopted, which motion prevailed on a voice vote.

Reengrossed HB 1013, as amended, was placed on the Fourteenth order of business.

SECOND READING OF HOUSE BILL

HB 1013: A BILL for an Act to provide an appropriation for defraying the expenses of the commissioner of university and school lands; and to provide for distributions from permanent funds.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 45 YEAS, 2 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; Mathern; Meyer; Myrdal; Patten; Paulson; Piepkorn; Roers, J.; Roers, K.; Rummel; Rust; Schaible; Sickler; Sorvaag; Vedaa; Wanzek; Weber; Weston; Wobbema

NAYS: Larsen; Magrum

Reengrossed HB 1013, as amended, passed.

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CONSIDERATION OF CONFERENCE COMMITTEE REPORT

SEN. PATTEN MOVED that the conference committee report on Reengrossed HB 1341 as printed on SJ pages 1970-1971 be adopted, which motion prevailed on a voice vote.

Reengrossed HB 1341, as amended, was placed on the Fourteenth order of business.

SECOND READING OF HOUSE BILL

HB 1341: A BILL for an Act to provide for a legislative management study relating to statutory provisions that restrict the location and manner in which firearms and dangerous weapons may be carried.

ROLL CALL

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

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

NAYS: Braunberger; Hogan; Krebsbach; Lee; Mathern; Piepkorn

Reengrossed HB 1341, as amended, passed.

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CONSIDERATION OF CONFERENCE COMMITTEE REPORT

SEN. LEE MOVED that the conference committee report on Reengrossed HB 1480 as printed on SJ page 1973 be adopted, which motion prevailed on a voice vote.

CONSIDERATION OF CONFERENCE COMMITTEE REPORT

SEN. BEKKEDAHL MOVED that the conference committee report on Reengrossed HB 1007 as printed on SJ page 1957 be adopted, which motion prevailed on a voice vote.

CONSIDERATION OF CONFERENCE COMMITTEE REPORT

SEN. LARSEN MOVED that the conference committee report on Engrossed HCR 3033 as printed on SJ page 1984 be adopted, which motion prevailed on a voice vote.

MOTION

SEN. KLEIN MOVED that the Senate stand in recess until 12:30 p.m., which motion prevailed.

THE SENATE RECONVENED pursuant to recess taken, with President Miller presiding.

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 Forty-ninth, Fiftieth, Fifty-first, Fifty-fourth, and Seventieth Days and recommends that it be corrected as follows and when so corrected, recommends that it be approved:

Page 1065, line 32, replace “reengrossed” with “engrossed”

Page 1069, line 22, replace “Engrossed” with “Reengrossed”

Page 1104, line 31, remove “as engrossed”

Page 1112, line 19, after “Fourth,” insert “Fifth,”

Page 1126, line 38, replace “Reengrossed” with “Engrossed”

Page 1209, line 28, replace “bill” with “amended bill”

Page 1209, line 28, remove “and has committee”

Page 1209, line 29, remove “recommendation of DO PASS,”

Page 1209, line 48, remove “and has”

Page 1210, line 2, remove “committee recommendation of DO PASS,”

Page 1907, remove lines 42-48

Page 1907, after line 41, insert:

"APPOINTMENT OF CONFERENCE COMMITTEE

SEN. KLEIN MOVED that the Senate Conference Committee on Engrossed SB 2231 be dissolved and that a new conference committee be appointed, which motion prevailed.

THE PRESIDENT ANNOUNCED the following appointments to a Conference Committee on:

Engrossed SB 2231: Sens. Lee, Hogan, K. Roers"

Page 1914, remove lines 20-22

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

REQUEST

SEN. KLEIN REQUESTED that the Senate be on the Eleventh Order, which request was granted.

VETO MEASURE

Pursuant to Article V, Section 9 of the North Dakota Constitution, I have vetoed Senate Bill 2360 and return it to the Senate.

Protecting children from explicit sexual material is common sense, and I have signed House Bill 1205, which prohibits books containing explicit sexual material from being kept in the children’s collection at public libraries. House Bill 1205 also standardizes the process for local public libraries to review material when requested by parents, library users or other members of the public – a process already in place and working at nearly all public libraries across the state.

Senate Bill 2360, on the other hand, creates an enormous burden for our 84 local public libraries and hundreds of K-12 school libraries by imposing, through the threat of criminal prosecution, a de facto requirement that libraries conduct an expensive review of library materials that have already been through a screening process to protect young people from objectionable material.

While some will argue that such a review isn’t necessary because the bill states that a librarian must “willfully” display explicit sexual material in order to be in violation of the law, librarians cannot reasonably be expected to take their chances with what’s currently displayed on the shelves and assume the risk of criminal prosecution based on that subjective standard.

For their own legal protection, librarians will understandably want to review every word and image of every book, magazine, video and other piece of material to ensure it conforms to the law’s standards. Senate Bill 2360 goes too far in criminalizing potential disagreements over what constitutes material that is harmful to minors, based on the bill’s subjectivity.

Senate Bill 2360 also fails to provide an appropriation to cover the considerable expense of this review process, making this an unfunded mandate that local and school libraries are ill-equipped to afford and manage.

A fiscal note prepared by the North Dakota State Library stated that the bill would require the implementation of a statewide authentication system for access to databases, at a cost of $300,000 initially and $150,000 per year in annual, ongoing subscription costs. While the State Library was ultimately exempted from the bill’s requirements, its fiscal note outlined numerous, substantial costs for local libraries to comply with the bill, including additional

staff, extra cataloging and new software systems. Exempting the State Library and excluding private school K-12 libraries from having to comply with this bill creates further inequities.

America is built on a foundation of freedom of speech, the free exchange of ideas and the freedom from government interference to read – or not to read – books that share ideas and stories across the spectrum of human nature and experience.

The best way we protect our youth is through involved and caring parents making decisions in the best interests of their children, whether at home, online or in a public or school library – not with unfunded, one-size-fits-all government mandates.

For the reasons stated above, Senate Bill 2360 is vetoed.

CONSIDERATION OF VETOED MEASURE

SB 2360: AN ACT to create and enact a new subsection to section 12.1-27.1-01 and a new section to chapter 12.1-27.1 of the North Dakota Century Code, relating to the definition of a public library and required safety policies and technology protection measures; to amend and reenact subsection 5 of section 12.1-27.1-01, sections 12.1-27.1-03.1, and 12.1-27.1-11 of the North Dakota Century Code, relating to obscenity control; to provide a penalty; and to provide for application.

ROLL CALL

The question being on the final passage of the enrolled bill, over the Governor's veto, which has been read, the roll was called and there were 33 YEAS, 14 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

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

NAYS: Axtman; Braunberger; Cleary; Davison; Hogan; Krebsbach; Kreun; Lee; Mathern; Piepkorn; Roers, K.; Rummel; Rust; Weber

The Senate overrode the Governor's veto of SB 2360, as enrolled.

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REQUEST

SEN. MEYER REQUESTED that the Senate be on the Eighth Order, which request was granted.

MOTION

SEN. MEYER MOVED that the Senate reconsider its action whereby Engrossed SB 2240 passed, which motion prevailed on a verification vote.

REQUEST

SEN. KLEIN REQUESTED that the Senate be on the Eighth Order, which request was granted.

MOTION

SEN. KLEIN MOVED that SB 2240 and HB 1474 be moved to the bottom of the calendar, which motion prevailed.

MOTION

SEN. KLEIN MOVED that pursuant Rule 509, the Senate replace day seventy with day seventy-three, which motion prevailed.

CONSIDERATION OF AMENDMENTS

HB 1325, as engrossed: SEN. RUMMEL (Transportation Committee) MOVED that the amendments on SJ pages 1955-1956 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 1325: A BILL for an Act to amend and reenact subsection 2 of section 39-06.1-06 of the

North Dakota Century Code, relating to the fee for failure to adhere to right of way offenses; and to provide a penalty.

ROLL CALL

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

YEAS: Larsen; Mathern

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

Engrossed HB 1325, as amended, failed.

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CONSIDERATION OF AMENDMENTS

HB 1540, as engrossed: SEN. KREUN (Appropriations Committee) MOVED that the amendments on SJ pages 1989-1990 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 1540: A BILL for an Act to amend and reenact sections 50-33-02 and 50-33-07 of the North Dakota Century Code, relating to early childhood services and child care assistance; to provide for a legislative management report; to provide an appropriation; and to provide an effective date.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 30 YEAS, 17 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Axtman; Barta; Bekkedahl; Braunberger; Burckhard; Cleary; Conley; Davison; Dever; Erbele; Hogan; Hogue; Kessel; Klein; Krebsbach; Kreun; Lee; Luick; Mathern; Meyer; Patten; Piepkorn; Roers, J.; Roers, K.; Rummel; Sickler; Sorvaag; Wanzek; Weber; Wobbema

NAYS: Beard; Boehm; Clemens; Dwyer; Elkin; Estenson; Kannianen; Larsen; Larson; Lemm; Magrum; Myrdal; Paulson; Rust; Schaible; Vedaa; Weston

Engrossed HB 1540, as amended, passed.

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CONSIDERATION OF CONFERENCE COMMITTEE REPORT

SEN. LEE MOVED that the conference committee report on Reengrossed SB 2248 as printed on SJ pages 1996-1997 be adopted, which motion prevailed on a voice vote.

Reengrossed SB 2248, as amended, was placed on the Eleventh order of business.

SECOND READING OF SENATE BILL

SB 2248: A BILL for an Act to create and enact a new section to chapter 19-03.1, and section 19-03.1-23.6 of the North Dakota Century Code, relating to a special penalty for death or injury through distribution of illegal drugs and fentanyl reporting; to provide a statement of legislative intent regarding fentanyl awareness expansion; and to provide a penalty.

ROLL CALL

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

Reengrossed SB 2248, as amended, passed.

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CONSIDERATION OF CONFERENCE COMMITTEE REPORT

SEN. LARSEN MOVED that the conference committee report on Engrossed SB 2304 as printed on SJ pages 1990-1996 be adopted, which motion prevailed on a voice vote.

Engrossed SB 2304, as amended, was placed on the Eleventh order of business.

SECOND READING OF SENATE BILL

SB 2304: A BILL for an Act to amend and reenact sections 53-06.1-01 and 53-06.1-03, subsection 3 of section 53-06.1-10.1, subsection 5 of section 53-06.1-11, and subsection 10 of section 53-06.1-15.1 of the North Dakota Century Code, relating to the definitions of alcoholic beverage establishment and manufacturer, approval for a gaming site authorization and licensure, the maximum number of gaming sites allowed, the maximum number of pull tab devices allowed at a site, gaming licenses for alcoholic beverage establishments, electronic fifty-fifty raffles, rent limits for electronic pull tab devices, and the imposition of monetary fines for violations by third-party businesses; to provide for a legislative management study; to provide an effective date; and to declare an emergency.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 38 YEAS, 9 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

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

NAYS: Beard; Bekkedahl; Conley; Dever; Elkin; Hogan; Magrum; Piepkorn; Vedaa

Reengrossed SB 2304, as amended, passed and the emergency clause was declared carried.

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CONSIDERATION OF CONFERENCE COMMITTEE REPORT

SEN. BEKKEDAHL MOVED that the conference committee report on Reengrossed HB 1010 as printed on SJ pages 1997-1999 be adopted, which motion prevailed on a voice vote.

Reengrossed HB 1010, as amended, was placed on the Fourteenth order of business.

SECOND READING OF HOUSE BILL

HB 1010: A BILL for an Act to provide an appropriation for defraying the expenses of the council on the arts; to provide for transfers; to provide for a report; to provide an exemption; and to declare an emergency.

ROLL CALL

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

YEAS: Axtman; Barta; Bekkedahl; Braunberger; Burckhard; Cleary; Conley; Davison; Dever; Dwyer; Elkin; Erbele; Estenson; Hogan; Hogue; 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

NAYS: Beard; Boehm; Clemens; Kannianen; Larsen; Magrum; Wobbema

Reengrossed HB 1010, as amended, passed and the emergency clause was declared carried.

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CONSIDERATION OF CONFERENCE COMMITTEE REPORT

SEN. BEKKEDAHL MOVED that the conference committee report on Reengrossed HB 1008 as printed on SJ pages 2009-2011 be adopted, which motion prevailed on a voice vote.

Reengrossed HB 1008, as amended, was placed on the Fourteenth order of business.

SECOND READING OF HOUSE BILL

HB 1008: A BILL for an Act to provide an appropriation for defraying the expenses of the department of financial institutions; to provide an exemption; and to provide for a legislative management study.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 46 YEAS, 1 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; Mathern; Meyer; Myrdal; Patten; Paulson; Piepkorn; Roers, J.; Roers, K.; Rummel; Rust; Schaible; Sickler; Sorvaag; Vedaa; Wanzek; Weber; Weston; Wobbema

NAYS: Magrum

Reengrossed HB 1008, as amended, passed.

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CONSIDERATION OF CONFERENCE COMMITTEE REPORT

SEN. KANNIANEN MOVED that the conference committee report on Reengrossed HB 1168 as printed on SJ pages 2019-2020 be adopted, which motion prevailed on a voice vote.

Reengrossed HB 1168, as amended, was placed on the Fourteenth order of business.

SECOND READING OF HOUSE BILL

HB 1168: 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 the provision of an income tax credit for purchases of manufacturing and animal agricultural machinery and equipment to automate a manufacturing or animal agricultural process; to amend and reenact subdivision j of subsection 3 of section 54-35-26 of the North Dakota Century Code, relating to evaluation of economic development tax incentives; and to provide an effective date.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 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

Reengrossed HB 1168, as amended, passed.

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CONSIDERATION OF CONFERENCE COMMITTEE REPORT

SEN. LEE MOVED that the conference committee report on Reengrossed HB 1297 as printed on SJ page 2009 be adopted, which motion prevailed on a voice vote.

Reengrossed HB 1297, as amended, was placed on the Fourteenth order of business.

SECOND READING OF HOUSE BILL

HB 1297: A BILL for an Act to create and enact a new section to chapter 23-02.1 of the North Dakota Century Code, relating to correction or amendment of birth records.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 43 YEAS, 4 NAYS, 0 EXCUSED, 0 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; Larsen; Larson; Lee; Lemm; Luick; Magrum; Meyer; Myrdal; Patten; Paulson; Roers, J.; Roers, K.; Rummel; Rust; Schaible; Sickler; Sorvaag; Vedaa; Wanzek; Weber; Weston; Wobbema

NAYS: Braunberger; Hogan; Mathern; Piepkorn

Reengrossed HB 1297, as amended, passed.

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CONSIDERATION OF CONFERENCE COMMITTEE REPORT

SEN. WOBBEMA MOVED that the conference committee report on Reengrossed HB 1415 as printed on SJ pages 2020-2021 be adopted, which motion prevailed on a voice vote.

Reengrossed HB 1415, as amended, was placed on the Fourteenth order of business.

SECOND READING OF HOUSE BILL

HB 1415: A BILL for an Act to provide an appropriation to the attorney general for a law enforcement staffing grant program; and to provide for a legislative management study.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 32 YEAS, 15 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Barta; Boehm; Burckhard; Cleary; Clemens; Conley; Dever; Dwyer; Erbele; Hogan; Hogue; Kannianen; Kessel; Klein; Krebsbach; Kreun; Lee; Lemm; Luick; Magrum; Meyer; Myrdal; Patten; Piepkorn; Roers, J.; Rummel; Rust; Sorvaag; Vedaa; Wanzek; Weber; Wobbema

NAYS: Axtman; Beard; Bekkedahl; Braunberger; Davison; Elkin; Estenson; Larsen; Larson; Mathern; Paulson; Roers, K.; Schaible; Sickler; Weston

Reengrossed HB 1415, as amended, passed.

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CONSIDERATION OF CONFERENCE COMMITTEE REPORT

SEN. K. ROERS MOVED that the conference committee report on Reengrossed HB 1539 as printed on SJ page 2022 be adopted, which motion prevailed on a voice vote.

Reengrossed HB 1539, as amended, was placed on the Fourteenth order of business.

SECOND READING OF HOUSE BILL

HB 1539: A BILL for an Act to amend and reenact section 54-35-02.4 of the North Dakota Century Code, relating to duties of the employee benefits programs committee.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 46 YEAS, 1 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; 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

NAYS: Hogan

Reengrossed HB 1539, as amended, passed.

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CONSIDERATION OF CONFERENCE COMMITTEE REPORT

SEN. BEKKEDAHL MOVED that the conference committee report on Reengrossed HB 1003 as printed on SJ pages 2029-2047 be adopted, which motion prevailed on a voice vote.

Reengrossed HB 1003, as amended, was placed on the Fourteenth order of business.

SECOND READING OF HOUSE BILL

HB 1003: A BILL for an Act to provide an appropriation for defraying the expenses of the North Dakota university system; to provide an appropriation to the Bank of North Dakota; to create and enact a new section to chapter 6-09, four new sections to chapter 15-10, section 15-10-48.2, and section 15-18.2-06.1 of the North Dakota Century Code, relating to an economic diversification research fund, matching grants for agricultural research and extension, the Bismarck state college polytechnic center, a report on higher education trends, disclosure of financial condition, and a minimum amount payable; to amend and reenact sections 15-10-38.1, 15-10-38.2, 15-10-38.3, subdivision c of subsection 1 of section 15-10-48, subdivision c of subsection 1 of section 15-10-49, subsection 2 of section 15-10-49, sections 15-10-57 and 15-10-63, subdivision k of subsection 1 of section 15-18.2-02, subsection 1 of section 15-18.2-05, section 15-54.1-02, subsection 1 of section 15-62.4-03, subdivision c of subsection 2 of section 54-07-12, and section 54-44.1-11 of the North Dakota Century Code, relating to the skilled workforce student loan repayment program, the skilled workforce scholarship program, matching grants for the advancement of academics, the workforce development council, higher education capital projects, state aid for institutions of higher education, the university system capital building fund, student financial assistance grants, the digitization of documents relating to Theodore Roosevelt, and the cancellation of unexpended appropriations; to repeal sections 15-10-48.1 and 15-10-58 of the North Dakota Century Code, relating to matching grants for legal education and the workforce education advisory council; to provide for a transfer; to provide for a legislative management study; to provide loan authorization for the Mayville state university old main project; to provide for a report; to provide an exemption; to provide legislative intent; and to declare an emergency.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 45 YEAS, 2 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; Mathern; Meyer; Myrdal; Patten; Paulson; Piepkorn; Roers, J.; Roers, K.; Rummel; Rust; Schaible; Sickler; Sorvaag; Vedaa; Wanzek; Weber; Weston; Wobbema

NAYS: Larsen; Magrum

Reengrossed HB 1003, as amended, passed and the emergency clause was declared carried.

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CONSIDERATION OF CONFERENCE COMMITTEE REPORT

SEN. BEKKEDAHL MOVED that the conference committee report on Reengrossed HB 1012 as printed on SJ pages 2022-2028 be adopted, which motion prevailed on a voice vote.

Reengrossed HB 1012, as amended, was placed on the Fourteenth order of business.

SECOND READING OF HOUSE BILL

HB 1012: A BILL for an Act to provide an appropriation for defraying the expenses of the department of transportation; to provide a continuing appropriation; to create and enact a new section to chapter 24-01 and sections 54-27-19.3 and 54-27-19.4 of the North Dakota Century Code, relating to designating state highway 13, the legacy earnings highway distribution fund, and legacy earnings township highway aid fund; to amend and reenact section 24-02-37.3 of the North Dakota Century Code as created by section 1 of Senate Bill No. 2113, as approved by the sixty-eighth legislative assembly, section 57-40.3-10 of the North Dakota Century Code, and section 13 of chapter 15 and section 10 of chapter 80 of the 2021 Session Laws, relating to the flexible transportation fund, motor vehicle excise tax allocations, an appropriation for township roadway funding, and the appropriation of bond proceeds for transportation projects; to provide an exemption; to provide a report; to provide for a legislative management study; to provide an effective date; and to declare an emergency.

ROLL CALL

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

Reengrossed HB 1012, as amended, passed and the emergency clause was declared carried.

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

MR. SPEAKER: The Senate has amended and subsequently passed: HB 1540.

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

MR. SPEAKER: The Senate has amended and subsequently failed to pass: HB 1325.

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

MR. SPEAKER: The Senate has adopted the conference committee report and subsequently passed: HB 1008, HB 1168, HB 1297, HB 1415, HB 1539.

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

MR. SPEAKER: The Senate has adopted the conference committee report, subsequently passed, and the emergency clause carried: HB 1003, HB 1010, HB 1012.

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

MADAM PRESIDENT: The House has adopted the conference committee report and subsequently passed: HB 1158, HB 1362, HB 1413, HB 1538.

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

MADAM PRESIDENT: The House has adopted the conference committee report and subsequently passed: SB 2010, SB 2238, SB 2371.

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

MR. SPEAKER: Your signature is respectfully requested on: SB 2024, SB 2129, SB 2170,

SB 2181.

MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)
MR. SPEAKER: The President has signed: HB 1391, HB 1487, HB 1501.

DELIVERY OF ENROLLED BILLS AND RESOLUTIONS
The following bills were delivered to the Governor for approval on April 26, 2023: SB 2024, SB 2129, SB 2170, SB 2181, SB 2198, SB 2265, SB 2328, SB 2345.

MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)
MR. SPEAKER: The Senate has overridden the Governor's veto on SB 2360. The vote was 33 YEAS, 14 NAYS, 0 ABSENT AND NOT VOTING, and your favorable consideration is requested.

REPORT OF CONFERENCE COMMITTEE
SB 2240, as engrossed: Your conference committee (Sens. Burckhard, Meyer, J. Roers and Reps. Nelson, B. Anderson, Mitskog) recommends that the **HOUSE RECEDE** from the House amendments as printed on SJ page 1535, adopt amendments as follows, and place SB 2240 on the Seventh order:

That the House recede from its amendments as printed on page 1535 of the Senate Journal and pages 1748 and 1749 of the House Journal and that Senate Bill No. 2240 be amended as follows:

Page 1, line 6, replace "$1,900,000" with "$1,000,000"

Page 1, line 10, replace "$900,000" with "$500,000"

Page 1, line 11, replace "$1,000,000" with "$500,000"

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

Senate Bill No. 2240 - Department of Commerce - Conference Committee Action

	Base Budget	Senate Version	Conference Committee Changes	Conference Committee Version	House Version	Comparison to House
Base retention grants		$1,900,000	($900,000)	$1,000,000	$800,000	$200,000
Total all funds	$0	$1,900,000	($900,000)	$1,000,000	$800,000	$200,000
Less estimated income	0	0	0	0	0	0
General fund	$0	$1,900,000	($900,000)	$1,000,000	$800,000	$200,000
FTE	0.00	0.00	0.00	0.00	0.00	0.00

Department 601 - Department of Commerce - Detail of Conference Committee Changes

	Adjusts Grant Funding[1]	Total Conference Committee Changes
Base retention grants	($900,000)	($900,000)
Total all funds	($900,000)	($900,000)
Less estimated income	0	0
General fund	($900,000)	($900,000)
FTE	0.00	0.00

[1] Funding for base retention grants is reduced by $900,000 to provide a total of $1 million from the general fund to be provided to eligible organizations in Minot ($500,000), Fargo ($250,000), and Grand Forks ($250,000). The Senate provided $1.9 million from the general fund, of which $900,000 was for Minot, $500,000 was for Fargo, and $500,000 was for Grand Forks. The House provided $800,000 from the general fund, of which $400,000 was for Minot, $200,000 for Fargo, and $200,000 for Grand Forks.

Engrossed SB 2240 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE

HB 1158: Your conference committee (Sens. Kannianen, Patten, Rummel and Reps. Headland, Hagert, Bosch) recommends that the **SENATE RECEDE** from the Senate amendments as printed on HJ pages 1468-1485, adopt amendments as follows, and place HB 1158 on the Seventh order:

That the Senate recede from its amendments as printed on pages 1468-1485 of the House Journal and pages 1076-1095 of the Senate Journal and that House Bill No. 1158 be amended as follows:

Page 1, line 1, after "Act" insert "to create and enact two new sections to chapter 57-02 of the North Dakota Century Code, relating to a property tax credit for property used as a primary residence;"

Page 1, line 1, after "reenact" insert "subsection 1 of section 57-02-08.1 and"

Page 1, line 2, replace "imposition of a flat" with "homestead tax credit and"

Page 1, line 2, replace "rate of one and one-half percent" with "rates"

Page 1, line 3, replace "and" with "to provide for a legislative management study; to provide for a legislative management report; to provide an appropriation;"

Page 1, line 3, after "date" insert "; and to provide an expiration date"

Page 1, after line 4, insert:

"**SECTION 1. AMENDMENT.** Subsection 1 of section 57-02-08.1 of the North Dakota Century Code is amended and reenacted as follows:

1. a. Any person sixty-five years of age or older or permanently and totally disabled, in the year in which the tax was levied, with an income that does not exceed the limitations of subdivision c is entitled to receive a reduction in the assessment on the taxable valuation on the person's homestead. An exemption under this subsection applies regardless of whether the person is the head of a family.

   b. The exemption under this subsection continues to apply if the person does not reside in the homestead and the person's absence is due to confinement in a nursing home, hospital, or other care facility, for as long as the portion of the homestead previously occupied by the person is not rented to another person.

   c. The exemption must be determined according to the following schedule:

      (1) If the person's income is not in excess of ~~twenty-two~~forty thousand dollars, a reduction of one hundred percent of the taxable valuation of the person's homestead up to a maximum reduction of ~~five~~nine thousand ~~six hundred twenty-five~~ dollars of taxable valuation.

      (2) If the person's income is in excess of ~~twenty-two~~forty thousand dollars and not in excess of ~~twenty-six~~seventy thousand dollars, a reduction of ~~eighty~~fifty percent of the taxable valuation of the person's homestead up to a maximum reduction of four thousand five hundred dollars of taxable valuation.

      ~~(3) If the person's income is in excess of twenty-six thousand dollars and not in excess of thirty thousand dollars, a reduction of sixty percent of the taxable valuation of the person's homestead up to a maximum reduction of three thousand three hundred seventy-five dollars of taxable valuation.~~

~~(4) If the person's income is in excess of thirty thousand dollars and not in excess of thirty-four thousand dollars, a reduction of forty percent of the taxable valuation of the person's homestead up to a maximum reduction of two thousand two hundred fifty dollars of taxable valuation.~~

~~(5) If the person's income is in excess of thirty-four thousand dollars and not in excess of thirty-eight thousand dollars, a reduction of twenty percent of the taxable valuation of the person's homestead up to a maximum reduction of one thousand one hundred twenty-five dollars of taxable valuation.~~

~~(6) If the person's income is in excess of thirty-eight thousand dollars and not in excess of forty-two thousand dollars, a reduction of ten percent of the taxable valuation of the person's homestead up to a maximum reduction of five hundred sixty-three dollars of taxable valuation.~~

d. Persons residing together, as spouses or when one or more is a dependent of another, are entitled to only one exemption between or among them under this subsection. Persons residing together, who are not spouses or dependents, who are co-owners of the property are each entitled to a percentage of a full exemption under this subsection equal to their ownership interests in the property.

e. This subsection does not reduce the liability of any person for special assessments levied upon any property.

f. Any person claiming the exemption under this subsection shall sign a verified statement of facts establishing the person's eligibility. Any income information contained in the statement of facts is a confidential record.

g. ~~A person is ineligible for the exemption under this subsection if the value of the assets of the person and any dependent residing with the person exceeds five hundred thousand dollars, including the value of any assets divested within the last three years.~~

~~h.~~ The assessor shall attach the statement filed under subdivision f to the assessment sheet and shall show the reduction on the assessment sheet.

~~i.~~h. An exemption under this subsection terminates at the end of the taxable year of the death of the applicant.

SECTION 2. A new section to chapter 57-02 of the North Dakota Century Code is created and enacted as follows:

Primary residence credit - Qualification - Application.

1. An individual is entitled to a credit of five hundred dollars against the property tax due on the individual's primary residence. The credit may not exceed the amount of property tax due. The credit must be applied to reduce the property tax owed on the individual's primary residence after other exemptions or credits under this chapter have been applied.

2. For purposes of this section, "primary residence" means a dwelling in this state owned and occupied by an individual as that individual's primary place of residence and includes residences taxed under chapter 57-55. An individual may not have more than one primary residence.

3. An individual who does not reside in the primary residence in this state is eligible for the credit under this section if the individual's absence is due to confinement in a nursing home, hospital, or other care facility, for as

long as the portion of the primary residence previously occupied by the individual is not rented to another individual.

4. Only one credit under this section may be applied against the property taxes levied against any primary residence.

5. An individual whose primary residence is a farm structure exempt from taxation under subsection 15 of section 57-02-08 is not eligible for a credit under this section.

6. The credit may not reduce the liability for special assessments levied upon any property.

7. To apply for a credit under this section, an applicant shall sign and file with the tax commissioner, by April first of each year, an application containing a verified statement of facts establishing the applicant's eligibility as of the date of the claim on a form and in the manner prescribed by the tax commissioner.

8. The tax commissioner, in consultation with the county auditors, shall prescribe, design, and make available all forms necessary to effectuate this section. The tax commissioner shall make these forms available upon request.

SECTION 3. A new section to chapter 57-02 of the North Dakota Century Code is created and enacted as follows:

Primary residence credit - Certification - Distribution.

1. By June first of each year, the tax commissioner shall:

   a. Review the applications received under section 2 of this Act and determine which applicants qualify for the credit allowed under section 2 of this Act; and

   b. Provide to each county auditor:

      (1) A copy of each approved application under subdivision a which identifies a primary residence located in the county; and

      (2) The sum of the credits allowed under section 2 of this Act in the county for the current taxable year.

2. The county auditor shall apply the credit under section 2 of this Act to each primary residence identified by the tax commissioner as a qualifying primary residence on the corresponding property tax statement.

3. By January first of each year, the county auditor shall certify to the tax commissioner the sum of the credits approved by the tax commissioner under subsection 1 which were applied toward property taxes owed on primary residences in the county for the preceding year.

4. By June first of each year after 2024, the tax commissioner shall review a sampling of information provided by the county auditor to verify the accuracy of the application of the credit and certify to the state treasurer for payment to each county the aggregate dollar amount of credits allowed under section 2 of this Act in each county for the preceding year.

5. Within fourteen days of receiving the payment from the state treasurer, but no later than June thirtieth of each year after 2024, the county treasurer shall apportion and distribute the payment to the county and to the taxing districts of the county on the same basis as property taxes for the preceding year were apportioned and distributed.

6. Supplemental certifications by the county auditor and the tax commissioner and supplemental payments by the state treasurer may be made after the dates prescribed in this section to make corrections necessary because of errors.

7. The county auditors shall provide information requested by the tax commissioner to effectuate this section.

8. The tax commissioner shall prescribe, design, and make available all forms necessary to effectuate this section."

Page 1, line 16, remove the overstrike over "~~rates in the applicable~~"

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

Page 1, line 17, remove the overstrike over "~~For~~"

Page 1, line 17, remove "The tax for"

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

Page 1, line 18, remove "is equal to North Dakota taxable income multiplied by the"

Page 1, line 19, remove "rate"

Page 1, line 19, remove the overstrike over "~~must be used for purposes of this subsection~~"

Page 1, line 19, remove "The tax to be"

Page 1, remove line 20

Page 1, line 21, remove the overstrike over "~~surviving spouse~~"

Page 1, line 21, remove "qualifying widow or"

Page 1, remove line 22

Page 1, line 23, remove "forty-four thousand seven hundred twenty-five dollars"

Page 1, remove the overstrike over line 24

Page 2, remove the overstrike over line 1

Page 2, after line 6, insert:

"$0	$44,725	$0.00 + 0.00%	$0
$44,725	$225,975	$0.00 + 1.95%	$44,725
$225,975		$3,534.38 + 2.50%	$225,975"

Page 2, line 7, remove the overstrike over "~~surviving spouse~~"

Page 2, line 7, remove "qualifying widow or widower is one and"

Page 2, remove line 8

Page 2, line 9, remove "thousand seven hundred fifty dollars"

Page 2, remove the overstrike over lines 10 and 11

Page 2, after line 16, insert:

"$0	$74,750	$0.00 + 0.00%	$0
$74,750	$275,100	$0.00 + 1.95%	$74,750
$275,100		$3,906.83 + 2.50%	$275,100"

Page 2, line 17, remove "is one and one-half percent of North Dakota taxable"

Page 2, line 18, remove "income exceeding thirty-seven thousand three hundred seventy-five dollars"

Page 2, remove the overstrike over lines 19 and 20

Page 2, after line 25, insert:

"$0	$37,375	$0.00 + 0.00%	$0
$37,375	$137,550	$0.00 + 1.95%	$37,375
$137,550		$1,953.41 + 2.50%	$137,550"

Page 2, line 26, remove "is one and one-half percent of North Dakota taxable income"

Page 2, line 27, remove "exceeding fifty-nine thousand nine hundred fifty dollars"

Page 2, remove the overstrike over lines 28 and 29

Page 3, after line 3, insert:

"$0	$59,950	$0.00 + 0.00%	$0
$59,950	$250,550	$0.00 + 1.95%	$59,950
$250,550		$3,716.70 + 2.50%	$250,550"

Page 3, line 4, remove "is one and one-half percent of North Dakota taxable income"

Page 3, line 5, remove "exceeding three thousand dollars"

Page 3, remove the overstrike over lines 6 and 7

Page 3, after line 12, insert:

"$0	$3,000	$0.00 + 0.00%	$0
$3,000	$10,750	$0.00 + 1.95%	$3,000
$10,750		$151.13 + 2.50%	$10,750"

Page 3, line 25, remove the overstrike over "~~rate schedules~~"

Page 3, line 25, remove "rates"

Page 3, line 26, remove the overstrike over "~~schedules~~"

Page 3, line 26, remove "rates"

Page 3, line 27, remove the overstrike over "~~schedules~~"

Page 3, line 27, remove "rates"

Page 3, line 27, remove the overstrike over "~~minimum and~~"

Page 3, line 28, remove the overstrike over "~~maximum~~"

Page 3, line 28, remove "North Dakota taxable income threshold"

Page 3, line 28, remove the overstrike over "~~for each income~~"

Page 3, line 29, remove the overstrike over "~~bracket for which a tax is imposed~~"

Page 4, line 1, remove the overstrike over "~~to each income bracket~~"

Page 4, after line 8, insert:

"**SECTION 5. LEGISLATIVE TAX RELIEF ADVISORY COMMITTEE - TAX RELIEF STUDY - REPORT TO LEGISLATIVE MANAGEMENT.**

1. During the 2023-24 interim, the legislative management shall appoint a legislative tax relief advisory committee.

2. The committee must consist of three members of the finance and taxation standing committee of the house of representatives and three members of the finance and taxation standing committee of the senate, appointed by the respective majority leaders of the house of representatives and senate. The legislative management shall designate the chairman of the committee. The committee shall operate according to the statutes and procedures governing the operation of other legislative management interim committees.

3. The committee shall study tax relief, including income and property tax relief.

   a. Based on information provided by the tax department, the study must include consideration of:

      (1) Historical income and property tax relief provided by the legislative assembly, including the estimated and actual fiscal impact of the tax relief;

      (2) An analysis of the tax relief provided by the sixty-eighth legislative assembly through individual income tax rate changes, a primary residence credit, and an expansion of the homestead credit, including the estimated fiscal impact for each method of tax relief and the effect of the income tax rate changes on passthrough income related to income reported on K-1 forms and royalty income reported on 1099-MISC forms;

      (3) Options to implement a flat individual income tax rate, including the estimated fiscal impact of the options;

      (4) Options to adjust the individual income tax structure, including the estimated fiscal impact of the options; and

      (5) An update on the progress of implementing the primary residence credit, including the status of information technology changes and the amount spent on advertising the credit.

   b. The committee may consider input from local taxing districts regarding the administration of the primary residence credit and the homestead credit.

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

SECTION 6. APPROPRIATION - TAX COMMISSIONER - PROPERTY TAX RELIEF - ONE-TIME FUNDING. There is appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of $158,225,000, or so much of the sum as may be necessary, to the tax commissioner for property tax relief programs during the biennium beginning July 1, 2023, and ending June 30, 2025, as follows:

1. $103,225,000 for paying the state reimbursement under the primary residence credit;

2. $53,500,000 for paying the state reimbursement under the homestead credit; and

3. $1,500,000, which is considered a one-time funding item, for operating expenses related to information technology and advertising costs for the primary residence credit.

SECTION 7. EFFECTIVE DATE - EXPIRATION DATE. Section 2 of this Act is effective for the first two taxable years beginning after December 31, 2023, and after that date is ineffective."

Page 4, line 9, replace "This" with "Sections 1 and 4 of this"

Page 4, line 9, replace "is" with "are"

Page 4, line 10, after the period insert "Section 3 of this Act becomes effective on April 1, 2024.

SECTION 9. EXPIRATION DATE. Section 3 of this Act is effective through June 30, 2026, and after that date is ineffective."

Renumber accordingly

HB 1158 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE

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

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

Page 1, line 1, after "A BILL" replace the remainder of the bill with "for an Act to provide for a legislative management study relating to accumulator adjustment programs.

SECTION 1. LEGISLATIVE MANAGEMENT STUDY - ACCUMULATOR ADJUSTMENT PROGRAM BANS. During the 2023-24 interim, the legislative management shall consider studying the impact of third-party payments and accumulator adjustment programs on North Dakota patients' out-of-pocket costs, medications adherence, and health care systems costs and impacts. The study shall assess health benefit participants' usage and prevalence of third-party payments in North Dakota. The study shall also review data from states with accumulator adjustment program bans since 2019 and shall seek input from all relevant stakeholders in the health care industry. The legislative management shall report its findings and recommendations, together with any proposed legislation required to implement the recommendations, to the sixty-ninth legislative assembly."

Renumber accordingly

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

REPORT OF CONFERENCE COMMITTEE

HB 1538, as engrossed: Your conference committee (Sens. Kessel, Boehm, Patten and Reps. M. Ruby, J. Olson, Novak) recommends that the **SENATE RECEDE** from the Senate amendments as printed on HJ pages 1620-1621, adopt amendments as follows, and place HB 1538 on the Seventh order:

That the Senate recede from its amendments as printed on pages 1620 and 1621 of the House Journal and page 1370 of the Senate Journal and that Engrossed House Bill No. 1538 be amended as follows:

Page 1, line 1, after "to" insert "create and enact a new section to chapter 20.1-02 and a new section to chapter 20.1-03 of the North Dakota Century Code, relating to fishing contests, surcharge fees, and the fishing conservation fund; to"

Page 1, remove line 3

Page 1, line 4, replace "relating to fishing contests" with "to provide a continuing appropriation; and to provide an effective date"

Page 1, line 22, after "event" insert "with fewer than fifty participants or fewer than fifteen boats"

Page 1, line 24, remove "A fishing event with fewer than fifty participants and fewer than fifteen boats."

Page 2, line 1, remove "c."

Page 2, line 3, replace "d." with "c."

Page 2, line 5, replace "e." with "d."

Page 2, line 6, replace ". A" with "if the fishing contest is held by a"

Page 2, line 8, replace the second "and" with "or"

Page 2, line 9, remove ", may retain one hundred"

Page 2, line 10, remove "percent of the proceeds of a fishing contest"

Page 2, line 13, remove "A permit application fee may"

Page 2, remove lines 14 and 15

Page 2, line 16, replace "organization listed in subsection 2 or a youth event held on a single body of water" with "The application must list the recipient of the conservation fee and include a seventy-five dollar application fee. A conservation fee must be negotiated between the organization desiring to hold the fishing contest and a representative of the fishing league or fishing tournament"

Page 2, line 26, remove "the gross and net proceeds for the"

Page 2, remove line 27

Page 2, line 28, replace "prizes" with "and the total amount and recipient of the conservation fee"

Page 2, after line 30, insert:

"**SECTION 3.** A new section to chapter 20.1-03 of the North Dakota Century Code is created and enacted as follows:

Nonresident license surcharge - Fishing conservation fund - Continuing appropriation.

1. Notwithstanding any other provision of law, the director shall establish a surcharge of five dollars on each nonresident fishing license issued under section 20.1-03-12. The collected surcharge fees must be deposited with the state treasurer and credited to the fishing conservation fund.

2. There is created in the state treasury a special fund known as the fishing conservation fund. The fund consists of all money deposited in the fund pursuant to this section. All money deposited in the fund is appropriated as a continuing appropriation to the game and fish department for the purpose of fishery conservation, public access projects, and grant programs relating to fish and wildlife conservation. The game and fish department may adopt rules in accordance with chapter 28-32 for the purpose of administering the fishing conservation fund.

SECTION 4. EFFECTIVE DATE. This Act becomes effective on April 1, 2024."

Renumber accordingly

Engrossed HB 1538 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE

HB 1362, as engrossed: Your conference committee (Sens. Cleary, Lee, Hogan and Reps. Kiefert, Prichard, Holle) recommends that the **SENATE RECEDE** from the Senate amendments as printed on HJ pages 1631-1632, adopt amendments as follows, and place HB 1362 on the Seventh order:

That the Senate recede from its amendments as printed on pages 1631 and 1632 of the House Journal and pages 1393 and 1394 of the Senate Journal and that Engrossed House Bill No. 1362 be amended as follows:

Page 1, line 7, remove the underscored colon

Page 1, line 8, replace "a. "Parent"" with ", a "parent""

Page 1, line 9, remove "; and"

Page 1, remove line 10

Page 1, line 11, remove "organization or system"

Page 1, remove lines 12 through 22

Page 2, remove lines 1 through 23

Page 2, line 24, replace "4." with "2."

Page 2, line 25, remove "fundamental"

Page 2, line 28, after "in" insert "preventing, assessing,"

Page 2, line 28, after the first underscored comma insert "addressing, and"

Page 2, line 28, remove ", and"

Page 2, line 29, remove "punishing"

Page 3, replace lines 1 through 3 with:

"3. This section may not be interpreted to supersede chapters 27-20.1, 27-20.2, 27-20.3, and 27-20.4."

Renumber accordingly

Engrossed HB 1362 was placed on the Seventh order of business on the calendar.

MOTION

SEN. KLEIN MOVED that the Senate stand in recess until 5:00 p.m., which motion prevailed.

THE SENATE RECONVENED pursuant to recess taken, with President Miller presiding.

REQUEST

SEN. KLEIN REQUESTED that the Senate be on the Eighth Order, which request was granted.

MOTION

SEN. KLEIN MOVED that Sen. Myrdal replace Sen. Rust on the Conference Committees on SB 2013 and SB 2019, which motion prevailed on a voice vote.

REQUEST

SEN. KLEIN REQUESTED that the Senate be on the Seventh Order, which request was granted.

CONSIDERATION OF CONFERENCE COMMITTEE REPORT

SEN. KANNIANEN MOVED that the conference committee report on Engrossed HB 1158

as printed on SJ pages 2063-2069 be adopted, which motion prevailed on a voice vote.

Engrossed HB 1158, as amended, was placed on the Fourteenth order of business.

SECOND READING OF HOUSE BILL

HB 1158: A BILL for an Act to create and enact two new sections to chapter 57-02 of the North Dakota Century Code, relating to a property tax credit for property used as a primary residence; to amend and reenact subsection 1 of section 57-02-08.1 and subsection 1 of section 57-38-30.3 of the North Dakota Century Code, relating to the homestead tax credit and income tax rates for individuals, estates, and trusts; to provide for a legislative management study; to provide for a legislative management report; to provide an appropriation; to provide an effective date; and to provide an expiration date.

ROLL CALL

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

YEAS: Axtman; Barta; Beard; Bekkedahl; Boehm; 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; Sickler; Sorvaag; Vedaa; Wanzek; Weber; Weston; Wobbema

NAYS: Braunberger; Schaible

Engrossed HB 1158, as amended, passed.

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REQUEST

SEN. KLEIN REQUESTED that the Senate be on the Fourteenth Order, which request was granted.

SECOND READING OF HOUSE BILL

HB 1118: A BILL for an Act to create and enact a new section to chapter 57-38 of the North Dakota Century Code, relating to an individual income tax credit; to amend and reenact sections 57-38-30.3 and 57-38-75 of the North Dakota Century Code, relating to the imposition of a flat income tax rate of one and ninety-nine hundredths percent for individuals, estates, and trusts and rounding rules; to repeal section 57-38-01.28 of the North Dakota Century Code, relating to the marriage penalty credit; and to provide an effective date.

ROLL CALL

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

Engrossed HB 1118 failed.

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CONSIDERATION OF CONFERENCE COMMITTEE REPORT

SEN. K. ROERS MOVED that the conference committee report on Engrossed HB 1313 as printed on SJ page 1999 be adopted, which motion prevailed on a voice vote.

Engrossed HB 1313, as amended, was placed on the Fourteenth order of business.

SECOND READING OF HOUSE BILL

HB 1313: A BILL for an Act to amend and reenact section 54-35-06 of the North Dakota Century Code, relating to the chairman and vice chairman of the legislative management; to provide for application; and to declare an emergency.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 36 YEAS, 10 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

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

NAYS: Braunberger; Dever; Elkin; Erbele; Hogan; Krebsbach; Larson; Lee; Mathern; Sickler

ABSENT AND NOT VOTING: Dwyer

Engrossed HB 1313, as amended, passed and the emergency clause was declared carried.

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MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)
MR. SPEAKER: The Senate has failed to pass, unchanged: HB 1118.

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)
MADAM PRESIDENT: The House has amended and subsequently failed to pass: SB 2066.

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)
MADAM PRESIDENT: The House has failed to pass, unchanged: SB 2136.

MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)
MR. SPEAKER: The Senate does not concur in the House amendments to SB 2107, and the President has appointed as a new conference committee to act with a like committee from the House on:

SB 2107: Sens. Larson; Myrdal; Paulson

MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)
MR. SPEAKER: The President has appointed Sen. Meyer to replace Sen. Rust on the Conference Committee on SB 2013.

MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)
MR. SPEAKER: The President has appointed Sen. Meyer to replace Sen. Rust on the Conference Committee on SB 2019.

MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)
MR. SPEAKER: The Senate has adopted the conference committee report on: HB 1007, HB 1480.

MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)
MR. SPEAKER: The Senate has adopted the conference committee report on: HCR 3033.

MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)
MR. SPEAKER: The Senate has adopted the conference committee report and subsequently passed: SB 2010, SB 2238, SB 2371.

MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)
MR. SPEAKER: The Senate has adopted the conference committee report and subsequently passed: SB 2248.

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

subsequently passed: HB 1013, HB 1024, HB 1225, HB 1231, HB 1341, HB 1508, HB 1536.

MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)
MR. SPEAKER: The Senate has adopted the conference committee report and subsequently passed: HB 1158.

MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)
MR. SPEAKER: The Senate has adopted the conference committee report, subsequently passed, and the emergency clause carried: SB 2304.

MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)
MR. SPEAKER: The Senate has adopted the conference committee report, subsequently passed, and the emergency clause carried: HB 1028, HB 1447.

MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)
MR. SPEAKER: The Senate has adopted the conference committee report, subsequently passed, and the emergency clause carried: HB 1313.

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)
MADAM PRESIDENT: The House has adopted the conference committee report on: HB 1313.

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)
MADAM PRESIDENT: The House has adopted the conference committee report on: SB 2335.

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)
MADAM PRESIDENT: The House has adopted the conference committee report and subsequently passed: HB 1519.

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)
MADAM PRESIDENT: The House has adopted the conference committee report and subsequently passed: SB 2018, SB 2089, SB 2196, SB 2334.

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)
MADAM PRESIDENT: The House has adopted the conference committee report and subsequently passed: SB 2248.

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)
MADAM PRESIDENT: The House has adopted the conference committee report, subsequently passed, and the emergency clause carried: HB 1003, HB 1012.

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)
MADAM PRESIDENT: The House has adopted the conference committee report, subsequently passed, and the emergency clause carried: HB 1010, HB 1020, HB 1088, HB 1379, HB 1522.

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)
MADAM PRESIDENT: The House has adopted the conference committee report, subsequently passed, and the emergency clause carried: SB 2016, SB 2330.

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)
MADAM PRESIDENT: The House has adopted the conference committee report, subsequently passed, and the emergency clause carried: SB 2304.

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)
MADAM PRESIDENT: Your signature is respectfully requested on: HB 1391, HB 1487, HB 1501.

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)
MADAM PRESIDENT: The Speaker has signed: SB 2024, SB 2129, SB 2170, SB 2181.

MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)
MR. SPEAKER: The President has signed: SB 2024, SB 2129, SB 2170, SB 2181, SB 2198, SB 2265, SB 2328, SB 2345.

MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)
MR. SPEAKER: The President has signed: HB 1040.

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)
MADAM PRESIDENT: The Speaker has signed: HB 1040.

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)
MADAM PRESIDENT: The Speaker has signed: HB 1391, HB 1487, HB 1501.

COMMUNICATION FROM GOVERNOR DOUG BURGUM
This is to inform you that on April 25, 2023, I have signed the following: SB 2092 and SB 2227.

COMMUNICATION FROM GOVERNOR DOUG BURGUM
This is to inform you that on April 26, 2023, I have signed the following: SB 2029, SB 2085, SB 2139, SB 2201, SB 2206, SB 2341, SB 2343, and SB 2344.

MOTION
SEN. KLEIN MOVED that the Senate be on the Fourth, Fifth, Thirteenth, and Sixteenth orders of business and at the conclusion of those orders, the Senate stand adjourned until 8:00 a.m., Thursday, April 27, 2023, which motion prevailed.

REPORT OF CONFERENCE COMMITTEE
SB 2003, as engrossed: Your conference committee (Sens. Dwyer, J. Roers, Wanzek and Reps. Nathe, Schatz, Hanson) recommends that the **HOUSE RECEDE** from the House amendments as printed on SJ pages 1543-1550, adopt amendments as follows, and place SB 2003 on the Seventh order:

That the House recede from its amendments as printed on pages 1543-1550 of the Senate Journal and pages 1720-1727 of the House Journal and that Engrossed Senate Bill No. 2003 be amended as follows:

Page 1, remove line 2

Page 1, line 3, remove "to the creation of an opioid settlement fund;"

Page 1, line 6, remove "to provide for a report; and"

Page 1, line 7, after "study" insert "; and to declare an emergency"

Page 1, remove lines 16 through 24

Page 2, replace lines 1 through 9 with:

"Salaries and wages	$50,832,646	($537,204)	$50,295,442
Operating expenses	15,237,498	3,503,607	18,741,105
Capital assets	648,055	4,585,572	5,233,627
Grants	3,903,440	400,000	4,303,440
Human trafficking victims grants	1,101,879	3,525	1,105,404
Forensic nurse examiners grants	250,691	791	251,482
Statewide litigation funding pool	0	5,000,000	5,000,000
Litigation fees	127,500	0	127,500
Medical examinations	660,000	0	660,000
Children's forensic interviews	0	304,560	304,560
North Dakota lottery	5,254,844	61,790	5,316,634
Arrest and return of fugitives	8,500	0	8,500
Gaming commission	7,489	0	7,489
Criminal justice information sharing	4,074,968	412,169	4,487,137
Law enforcement	3,048,927	82,770	3,131,697
Total all funds	$85,156,437	$13,817,580	$98,974,017
Less estimated income	42,509,719	4,836,388	47,346,107
Total general fund	$42,646,718	$8,981,192	$51,627,910
Full-time equivalent positions	253.00	13.00	266.00"

Page 2, line 22, after "2,818,877" insert

"State crime laboratory capital improvements	0	250,000"

Page 2, replace line 26 with:

"Anti-methamphetamine program	0	1,772,038"

Page 2, replace lines 28 through 30 with:

"Total all funds	$8,536,706	$11,189,468
Total other funds	8,536,706	6,582,122
Total general fund	$0	$4,607,346"

Page 3, after line 11, insert:

"**SECTION 4. TRANSFER - LOTTERY OPERATING FUND TO GAMING AND EXCISE TAX ALLOCATION FUND - STATEWIDE LITIGATION FUNDING POOL.** Notwithstanding sections 53-12.1-09 and 53-12.1-10, the attorney general shall transfer $2,760,000 from the lottery operating fund to the gaming and excise tax allocation fund by June 30, 2023, for the purpose of defraying litigation expenses of the state through the statewide litigation funding pool during the period beginning with the effective date of this Act, and ending June 30, 2025."

Page 3, line 15, replace "$4,557,748" with "$1,797,748"

Page 3, line 15, replace "$442,252" with "$3,202,252"

Page 3, line 18, after "the" insert "statewide"

Page 3, line 18, after "litigation" insert "funding"

Page 3, line 26, replace "$1,111,480" with "$1,105,404"

Page 4, line 6, replace "$252,872" with "$251,482"

Page 4, remove lines 17 through 29

Page 5, remove lines 1 through 12

Page 5, line 14, replace "law enforcement" with "grants"

Page 5, remove lines 24 through 31

Page 6, remove lines 1 through 3

Page 7, line 10, replace "seventy-five" with "seventy-nine"

Page 7, line 11, replace "nine" with "three"

Page 7, line 11, replace "twenty-eight" with "twelve"

Page 7, line 12, replace "eighty-two" with "eighty-six"

Page 7, line 12, replace "nine" with "four"

Page 7, line 12, replace "sixty-five" with "eighty-four"

Page 7, after line 21, insert:

"**SECTION 14. EXEMPTION - GAMING TAX REVENUE GRANTS.** Notwithstanding section 53-06.1-12, the attorney general may distribute gaming tax revenue grants to cities and counties relating to the seventh and eighth quarters of the 2021-23 biennium through October 31, 2023."

Page 7, after line 31, insert:

"**SECTION 17. EXEMPTION - LEGAL CASE MANAGEMENT SYSTEM.** The amount appropriated to the attorney general from other funds for the statewide automated victim information and notification system as contained in sections 1 and 8 of chapter 3 of the 2017 Session Laws, continued into the 2019-21 biennium for the statewide automated victim information and notification system, and continued into the 2021-23 biennium for the legal case management system, is not subject to the provisions of section 54-44.1-11. Any unexpended funds from this appropriation are available to the attorney general for the legal case management system during the biennium beginning July 1, 2023, and ending June 30, 2025."

Page 8, after line 5, insert:

"**SECTION 19. EXEMPTION - AUTOMATED BIOMETRIC IDENTIFICATION SYSTEM.** The amount of $300,000 appropriated from federal funds to upgrade the automated biometric identification system during the 2021-23 biennium in section 1 of chapter 3 of the 2021 Session Laws is not subject to section 54-44.1-11 and is available for the system during the biennium beginning July 1, 2023, and ending June 30, 2025."

Page 8, line 13, replace "$1,350,000" with "$1,000,000"

Page 8, line 13, remove ", of"

Page 8, line 14, remove "which $300,000 was for a missing persons database, $1,000,000 was"

Page 8, line 15, remove ", and $50,000 was for charitable gaming information"

Page 8, line 16, replace "technology costs, in subsections 19," with "in subsection"

Page 8, line 16, remove ", and 42"

Page 8, after line 29, insert:

"**SECTION 23. ATTORNEY COST-SAVINGS - REPORT TO SIXTY-NINTH LEGISLATIVE ASSEMBLY.** The attorney general shall report to the appropriations committees of the sixty-ninth legislative assembly regarding any cost-savings realized by hiring full-time equivalent attorney positions instead of contracting for third-party legal counsel during the 2023-25 biennium.

SECTION 24. EMERGENCY. The $250,000 appropriated from the general fund in the capital assets line item in section 1 for state crime laboratory capital improvements and sections 4 and 14 of this Act are declared to be an emergency measure."

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

Senate Bill No. 2003 - Attorney General - Conference Committee Action

	Base Budget	Senate Version	Conference Committee Changes	Conference Committee Version	House Version	Comparison to House
Salaries and wages	$50,295,349	$56,475,611	($6,180,169)	$50,295,442	$50,295,442	
Operating expenses	15,237,498	17,688,435	1,052,670	18,741,105	18,771,105	($30,000)
Capital assets	648,055	3,560,577	1,673,050	5,233,627	5,233,627	
Grants	3,903,440	3,903,440	400,000	4,303,440	4,303,440	
Litigation fees	127,500	127,500		127,500	127,500	
Medical examinations	660,000	660,000		660,000	660,000	
North Dakota lottery	5,254,844	5,433,446	(116,812)	5,316,634	5,316,634	
Arrest and return of fugitives	8,500	8,500		8,500	8,500	
Gaming commission	7,489	7,489		7,489	7,489	
Criminal justice information sharing	4,074,968	4,546,645	(59,508)	4,487,137	4,487,137	
Law enforcement	3,048,927	7,194,705	(4,063,008)	3,131,697	3,131,697	

Human trafficking victims grants	1,101,879	1,111,480	(6,076)	1,105,404	1,105,404	
Forensic nurse examiners grants	250,691	252,872	(1,390)	251,482	251,482	
State Crime Laboratory salary equity	537,297					
Statewide litigation pool		5,000,000		5,000,000	5,000,000	
Additional income		250,000		250,000	250,000	
Children's medical examinations					304,560	(304,560)
Children's forensic interviews			304,560	304,560		304,560
Total all funds	$85,156,437	$106,220,700	($6,996,683)	$99,224,017	$99,254,017	($30,000)
Less estimated income	42,509,719	42,633,849	4,962,258	47,596,107	47,596,107	0
General fund	$42,646,718	$63,586,851	($11,958,941)	$51,627,910	$51,657,910	($30,000)
FTE	253.00	260.00	6.00	266.00	266.00	0.00

Department 125 - Attorney General - Detail of Conference Committee Changes

	Adjusts Funding for Salary and Benefit Increases[1]	Adds Funding for Salary Equity Increases and Reclassifications[2]	Adjusts Funding for Prior Biennium Salary Equity Increases[3]	Adds Funding for FTE Positions[4]	Removes Salary Funding for Funding Pool[5]	Adjusts Base Level Funding[6]
Salaries and wages	$701,762	$258,668		$1,271,188	($8,411,787)	
Operating expenses				447,682		$34,000
Capital assets						222,000
Grants						
Litigation fees						
Medical examinations						
North Dakota lottery	33,740				(150,552)	
Arrest and return of fugitives						
Gaming commission						
Criminal justice information sharing	17,294				(76,802)	
Law enforcement	48,223				(211,231)	
Human trafficking victims grants	1,738				(7,814)	
Forensic nurse examiners grants	398				(1,788)	
State Crime Laboratory salary equity						
Statewide litigation pool						
Additional income						
Children's medical examinations						
Children's forensic interviews						
Total all funds	$803,155	$258,668	$0	$1,718,870	($8,859,974)	$256,000
Less estimated income	355,283	14,487	1,866,992	0	(2,157,983)	46,881
General fund	$447,872	$244,181	($1,866,992)	$1,718,870	($6,701,991)	$209,119
FTE	0.00	0.00	0.00	6.00	0.00	0.00

	Adds Funding for Children's Forensic Interviews[7]	Adjusts One-Time Funding[8]	Adjusts One-Time Funding for the Litigation Funding Pool[9]	Total Conference Committee Changes
Salaries and wages				($6,180,169)
Operating expenses		$570,988		1,052,670
Capital assets		1,451,050		1,673,050
Grants		400,000		400,000
Litigation fees				
Medical examinations				
North Dakota lottery				(116,812)
Arrest and return of fugitives				
Gaming commission				
Criminal justice information sharing				(59,508)
Law enforcement		(3,900,000)		(4,063,008)
Human trafficking victims grants				(6,076)
Forensic nurse examiners grants				(1,390)
State Crime Laboratory salary equity				
Statewide litigation pool				
Additional income				
Children's medical examinations				
Children's forensic interviews	$304,560			304,560
Total all funds	$304,560	($1,477,962)	$0	($6,996,683)
Less estimated income	304,560	1,772,038	2,760,000	4,962,258
General fund	$0	($3,250,000)	($2,760,000)	($11,958,941)
FTE	0.00	0.00	0.00	6.00

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

	General Fund	Other Funds	Total
Salary increase	$464,271	$365,724	$829,995
Health insurance reduction	(16,399)	(10,441)	(26,840)
Total	$447,872	$355,283	$803,155

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

[2] Funding of $223,000 is added from the general fund for salary equity funding and $35,668 is added to reclassify employee positions, including $21,181 from the general fund for finance staff and $14,487 from the Attorney General refund fund for Consumer Protection and Antitrust Division staff. The House also added this funding. The Senate did not add funding for these purposes.

[3] Funding of $1,866,992 for prior biennium salary equity increases for attorneys, Bureau of Criminal Investigation (BCI), and Medicaid Fraud Control Unit (MFCU) positions is transferred from the general fund to the Attorney General refund fund to restore the funding to the base level, the same as provided by the House. The Senate transferred this funding from the Attorney General refund fund to the general fund.

The Senate also transferred $537,297 for prior biennium salary equity increases for State Crime Laboratory positions from the Attorney General refund fund to the general fund. The House and the Conference Committee did not adjust this funding.

[4] Funding is added from the general fund for the following FTE positions, the same as provided by the House:

	FTE Positions	Salaries and Wages	Operating Expenses	Total
Attorney positions	2.00	$461,954	$96,060	$558,014
State Crime Laboratory positions	2.00	356,452	262,389	618,841
IT programmers and analyst positions	2.00	452,782	51,761	504,543
MFCU positions authorized by the Senate	0.00	0	37,472	37,472
Total	6.00	$1,271,188	$447,682	$1,718,870

The Conference Committee did not change the 15 FTE positions added by the Senate, including 2 FTE attorney positions, 3 FTE BCI cybercrime positions, 3 FTE BCI criminal investigator positions, 4 FTE State Crime Laboratory positions, and 3 FTE MFCU positions, totaling $4,206,994, of which $3,593,367 is from the general fund and $613,627 is from federal funds. This is the same as provided by the House.

Funding for salaries and wages and operating expenses of 21 new FTE positions, as approved by the Conference Committee, totals $5,925,864, of which $5,312,237 is from the general fund and $613,627 is from federal funds, prior to the removal of funding for the new and vacant FTE position pool. This is the same as provided by the House.

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

	General Fund	Other Funds	Total
New FTE positions	($4,066,038)	($536,813)	($4,602,851)
Vacant FTE positions	(2,635,953)	(1,621,170)	(4,257,123)
Total	($6,701,991)	($2,157,983)	($8,859,974)

The House also removed this funding. The Senate did not remove funding for the new and vacant FTE funding pool.

[6] Base level funding is adjusted as follows:

	General Fund	Other Funds	Total
Adjusts funding from the Attorney General refund fund as a result of settlement proceeds from the JUUL Labs, Inc. lawsuit no longer being available to the Attorney General for salaries and operating expenses. The Senate did not adjust funding for this purpose.	$809,381	($809,381)	$0
Adjusts funding for Information Technology Division and Criminal Justice Information Sharing Division operating expenses by adding funding from the Attorney General refund fund to restore funding to the base level. The Senate provided this funding from the general fund.	(856,262)	856,262	0
Adds funding to the $419,297 from the general fund added by the Senate for increased software maintenance and subscription costs.	34,000	0	34,000
Adds funding for State Crime Laboratory building and equipment maintenance contract costs. The Senate did not add funding for this purpose.	222,000	0	222,000
Total	$209,119	$46,881	$256,000

The Conference Committee adjusted each of these items the same as the House adjustments. The House also added $30,000 from the general fund for a retired law enforcement dogs program. The Conference Committee did not add funding for this program.

[7] Funding of $304,560 from the insurance regulatory trust fund is added in a new line item for children's forensic interviews related to North Dakota Century Code Section 12.1-34-07, the same as provided by the House. This amount is in addition to $660,000 of base level funding from the insurance regulatory trust fund for medical examinations. The Senate did not add funding for this purpose. The Conference Committee amendment renames the line item "children's forensic interviews" rather than "children's medical examinations."

[8] One-time funding is adjusted as follows:

	General Fund	Other Funds	Total
Adds funding for State Crime Laboratory capital improvements. The Senate did not add funding for this purpose.	$250,000	$0	$250,000
Removes funding approved by the Senate for the back the blue grant program.	(3,500,000)	0	(3,500,000)
Transfers $400,000 from the general fund approved by the Senate for the law enforcement resiliency grant program from the law enforcement line item to the grants line item.	0	0	0
Adds federal funding for the United States Department of Justice Community Oriented Policing Services (COPS) anti-methamphetamine program, of which $570,988 is for operating expenses and $1,201,050 is for capital assets. In December 2022, the Emergency Commission and Budget Section approved $2,000,000 for the program for the 2021-23 biennium, of which approximately $227,962 will be spent by the end of the 2021-23 biennium. The Senate did not add funding for this purpose.	0	1,772,038	1,772,038
Total	($3,250,000)	$1,772,038	($1,477,962)

The Conference Committee adjusted each of these items the same as the House adjustments.

[9] One-time funding of $2,760,000 is adjusted for the statewide litigation funding pool by reducing the general fund and increasing funding from the gaming and excise tax allocation fund, the same as provided by the House. A section is added to the bill to provide for the transfer of $2,760,000 from the lottery operating fund to the gaming and excise tax allocation fund. This will reduce 2021-23 biennium general fund revenues by $2,760,000. This section was also added by the House.

Total funding for the statewide litigation funding pool as approved by the Conference Committee and the House is $5,000,000 of which $1,797,748 is from the general fund and $3,202,252 is from the gaming and excise tax allocation fund. The Senate approved $5,000,000, of which $4,557,748 was from the general fund and $442,252 was from the gaming and excise tax allocation fund.

The Conference Committee:

- Did not add a section previously added by the House to amend Section 53-06.1-11.2 to provide up to $4 million of gaming tax revenues be deposited in the Attorney General operating fund instead of the general fund.
- Did not add a section previously added by the House to add a new section to

Chapter 54-12 to establish a retired law enforcement dog program.

This amendment also provides for the following, the same as provided by the House:

- Adds a section to transfer funding from the lottery operating fund to the gaming and excise tax allocation fund for the statewide litigation funding pool.
- Amends a section authorizing the transfer of funding from the gaming and excise tax allocation fund and the general fund to state agencies for litigation expenses through the statewide litigation funding pool. This section is declared an emergency measure.
- Amends a section identifying the amount of funding included in Section 1 for the human trafficking victims grants program.
- Amends a section identifying the amount of funding included in Section 1 for the forensic nurse examiners grant program.
- Removes a section identifying an appropriation for back the blue grants. Funding for this program is included in House Bill No. 1307.
- Removes a section creating an opioid settlement fund. The creation of this fund is proposed in House Bill No. 1447.
- Amends a section providing for the salary of the Attorney General reflecting a 6 percent 1st year and 4 percent 2nd year salary increase.
- Adds a section to provide an exemption allowing the Attorney General may distribute quarters 7 and 8 of 2021-23 biennium gaming tax revenues to cities and counties through October 31, 2023. This section is declared an emergency measure.
- Adds a section to allow the Attorney General to continue any remaining funding from the 2017-19 biennium that was continued into the 2019-21 biennium for the statewide automated victim information and notification program and into the 2021-23 biennium for the legal case management system to be continued into the 2023-25 biennium for the legal case management system. The Attorney General anticipates $117,000 will be continued into the 2023-25 biennium.
- Adds a section to provide an exemption to allow the Attorney General to continue any remaining funding of the $300,000 appropriated from federal funds during the 2021-23 biennium for the automated biometric identification system, formerly known as the automated fingerprint identification system, into the 2023-25 biennium.
- Amends a section authorizing the Attorney General an exemption to continue funding appropriated from the federal State Fiscal Recovery Fund during the November 2021 special legislative session.
- Adds a section to require the Attorney General to provide a report to the 69th Legislative Assembly regarding cost-savings realized by hiring FTE attorney positions instead of contracting for third-party legal counsel.
- Adds a section to declare $250,000 appropriated in Section 1 for State Crime Laboratory capital improvements and Sections 4 and 14 to be an emergency measure.

Engrossed SB 2003 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE

SB 2004, as reengrossed: Your conference committee (Sens. J. Roers, Erbele, Vedaa and Reps. Monson, Pyle, Mock) recommends that the **HOUSE RECEDE** from the House amendments as printed on SJ pages 1726-1732, adopt amendments as follows, and place SB 2004 on the Seventh order:

That the House recede from its amendments as printed on pages 1726-1732 of the Senate Journal and pages 2011-2017 of the House Journal and that Reengrossed Senate Bill No. 2004 be amended as follows:

Page 1, line 1, after the semicolon insert "to create and enact section 54-10-31 of the North Dakota Century Code, relating to audits of the department of financial institutions;"

Page 1, line 2, after "sections" insert "54-10-01 and"

Page 1, line 2, after "to" insert "the powers and duties of the state auditor and"

Page 1, line 3, after the semicolon insert "to provide for a legislative management study; to provide for a legislative management report;"

Page 1, replace lines 12 through 19 with:

"Salaries and wages	$13,123,559	$945,944	$14,069,503
Operating expenses	1,371,703	416,068	1,787,771
Capital assets	0	70,550	70,550
Information technology consultants	450,000	0	450,000
Total all funds	$14,945,262	$1,432,562	$16,377,824
Less estimated income	5,826,152	518,000	6,344,152
Total general fund	$9,119,110	$914,562	$10,033,672
Full-time equivalent positions	61.00	4.00	65.00"

Page 2, replace lines 2 through 8 with:

"Local government audit office furniture	$0	$9,000
Inflationary increases for travel and professional development	0	59,000
Audit software setup and migration	0	45,550
Capital equipment replacement	0	25,000
Total all funds	$0	$138,550
Less estimated income	0	37,000
Total general fund	$0	$101,550"

Page 2, line 14, replace "state auditor operating account" with "general fund"

Page 2, line 15, replace "$24,358" with "$11,000"

Page 2, line 16, remove "providing refunds to local governments whose audit fees"

Page 2, line 17, replace "exceeded one percent of their revenues" with "refunding audit fees to a certain political subdivision"

Page 2, line 18, after the period insert "To be eligible for a refund, the political subdivision must have been required to submit an audit report to the state auditor because the entity's revenue exceeded the audit threshold for a single year, pursuant to section 54-10-14 prior to the enactment of Senate Bill No. 2180, as approved by the sixty-eighth legislative assembly, due to one-time funding and contracted with the state auditor for an audit.

SECTION 4. AMENDMENT. Section 54-10-01 of the North Dakota Century Code is amended and reenacted as follows:

54-10-01. Powers and duties of state auditor - Report.

1. The state auditor shall:

   a. Be vested with the duties, powers, and responsibilities involved in performing the postaudit of all financial transactions of state government, detecting and reporting any defaults, and determining that expenditures have been made in accordance with law and appropriation acts.

   b. Perform or provide for the audit of the general purpose financial statements and a review of the material included in the comprehensive annual financial report of the state in accordance with government auditing standards.

   c. ~~Perform~~Except for the audit of the department of financial institutions as outlined in section 54-10-31, perform or provide for audits of state agencies in accordance with government auditing standards and legislative audit and fiscal review committee guidelines developed under section 54-35-02.10. Except for the annual audit of the North Dakota lottery required by section 53-12.1-03, the state auditor shall audit each state agency once every two years. Audits may be

conducted at more frequent intervals if requested by the governor or the legislative audit and fiscal review committee. The state auditor shall charge an amount equal to the cost of the audit and other services rendered by the state auditor to all agencies that receive and expend moneys from other than the general fund. This charge may be reduced for an agency that receives and expends both general fund and nongeneral fund moneys. State agencies shall use nongeneral fund moneys to pay for the cost of the audit. If nongeneral fund moneys are not available, the agency may, upon approval of the legislative assembly, or the budget section if the legislative assembly is not in session, use general fund moneys to pay for the audit. Any budget section action under this subdivision must comply with section 54-35-02.9.

d. ~~Perform~~Except for the audit of the department of financial institutions as outlined in section 54-10-31, perform or provide for performance audits of state agencies, or the agencies' blended component units or discreetly presented component units, as determined necessary by the legislative assembly, or the legislative audit and fiscal review committee if the legislative assembly is not in session. When determining the necessity of a performance audit, the legislative audit and fiscal review committee shall consider:

(1) The potential cost-savings or efficiencies that may be gained as a result of the performance audit;

(2) The staff resources of the state auditor's office and of the state agency being audited which will be required to conduct the audit;

(3) The potential for discovery of noncompliance with state law or legislative intent regarding the program or agency; and

(4) The potential for the performance audit to identify opportunities for program improvements.

e. Report on the functions of the state auditor's office to the governor and the secretary of state in accordance with section 54-06-04 or more often as circumstances may require.

f. Perform work on mineral royalties for the federal government in accordance with section 1735(a) of the Mineral Lands and Mining Act [30 U.S.C. 1735 et seq.].

g. Report to the legislative audit and fiscal review committee regarding final report distribution policies and practices and any final audit reports released to the public prior to distribution of the final audit report to all individuals charged with the governance of the audit client.

h. Perform all other duties as prescribed by law.

2. The state auditor may:

a. Conduct any work required by the federal government.

b. Within the resources available to the state auditor, perform or provide for performance audits of state agencies as determined necessary by the state auditor.

c. Audit the International Peace Garden at the request of the board of directors of the International Peace Garden.

d. Contract with a private certified public accountant or other qualified professional to conduct or assist with an audit, review, or other work

the state auditor is authorized to perform or provide for under this section. Before entering any contract, the state auditor shall present information to the legislative audit and fiscal review committee on the need for the contract and its estimated cost and duration. Except for performance audits conducted under subdivision d of subsection 1 or subdivision b of this subsection and except for audits of occupational or professional boards, the state auditor shall execute the contract and any executive branch agency, including higher education institutions, shall pay the fees of the contractor. For performance audits conducted under subdivision d of subsection 1 or subdivision b of this subsection, the state auditor may charge a state agency for the cost of a contract relating to an audit, subject to approval by the legislative assembly or the legislative audit and fiscal review committee if the legislative assembly is not in session. When considering a request, the legislative audit and fiscal review committee shall consider the effect of the audit cost on the agency being audited, the necessity of the contract, and the potential benefit to the state resulting from the contract. The state auditor shall notify the affected agency of the potential cost before requesting approval from the legislative assembly or the legislative audit and fiscal review committee.

3. Notwithstanding subdivision c of subsection 1 and subdivision d of subsection 2, the state auditor may not charge audit fees to an institution of higher education, agency, or office under the control of the state board of higher education, including passthrough grants, except for a proportional share of audit fees on federal programs or grants to the extent those audited federal programs or grants provide for allowable cost recovery. Institutions without an approved indirect cost recovery fund may not be assessed audit fees on closed federal programs."

Page 2, after line 24, insert:

"**SECTION 6.** Section 54-10-31 of the North Dakota Century Code is created and enacted as follows:

54-10-31. Department of financial institutions - Audit and reports.

Once every two years, the state banking board shall provide for an audit of the department of financial institutions by a certified public accountant. The state banking board may request the state auditor to conduct the audit. If the state auditor agrees to conduct the audit, the state auditor shall deposit any fees assessed for completion of the audit to the state auditor operating account.

SECTION 7. LEGISLATIVE MANAGEMENT STUDY - LOCAL GOVERNMENT AUDIT SERVICES. During the 2023-24 interim, the legislative management shall consider studying local government audit services and the challenges of political subdivisions to obtain auditing services. 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

STATEMENT OF PURPOSE OF AMENDMENT:

Senate Bill No. 2004 - State Auditor - Conference Committee Action

	Base Budget	Senate Version	Conference Committee Changes	Conference Committee Version	House Version	Comparison to House
Salaries and wages	$13,123,559	$16,417,905	($2,348,402)	$14,069,503	$13,786,881	$282,622
Operating expenses	1,371,703	1,894,071	(106,300)	1,787,771	1,769,271	18,500
Capital assets		70,550		70,550	70,550	
Information technology consultants	450,000	450,000		450,000	450,000	
Total all funds	$14,945,262	$18,832,526	($2,454,702)	$16,377,824	$16,076,702	$301,122

Less estimated income	5,826,152	8,161,731	(1,817,579)	6,344,152	6,225,652	118,500
General fund	$9,119,110	$10,670,795	($637,123)	$10,033,672	$9,851,050	$182,622
FTE	61.00	69.00	(4.00)	65.00	64.00	1.00

Department 117 - State Auditor - Detail of Conference Committee Changes

	Adds Funding for Salary and Benefit Increases[1]	Removes Salary Funding for Funding Pool[2]	Removes Local Government Division Audit Positions[3]	Decreases Funding for Temporary Salaries[4]	Decreases One-Time Funding for Local Government Auditors[5]	Decreases One-Time Funding for Operating Expense Inflation[6]
Salaries and wages	$197,711	($1,610,418)	($735,695)	($200,000)		
Operating expenses			(72,300)		($12,000)	($22,000)
Capital assets						
Information technology consultants						
Total all funds	$197,711	($1,610,418)	($807,995)	($200,000)	($12,000)	($22,000)
Less estimated income	56,585	(1,016,169)	(807,995)	(50,000)	0	0
General fund	$141,126	($594,249)	$0	($150,000)	($12,000)	($22,000)
FTE	0.00	0.00	(4.00)	0.00	0.00	0.00

	Total Conference Committee Changes
Salaries and wages	($2,348,402)
Operating expenses	(106,300)
Capital assets	
Information technology consultants	
Total all funds	($2,454,702)
Less estimated income	(1,817,579)
General fund	($637,123)
FTE	(4.00)

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

	General Fund	Other Funds	Total
Salary increase	$145,198	$58,478	$203,676
Health insurance adjustment	(4,072)	(1,893)	(5,965)
Total	$141,126	$56,585	$197,711

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

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

	General Fund	Other Funds	Total
New FTE positions	($218,672)	($739,760)	($958,432)
Vacant FTE positions	(375,577	(276,409)	(651,986)
Total	($594,249)	($1,016,169)	($1,610,418)

[3] Funding from special funds in the agency's operating fund is removed for 4 FTE local government audit positions and related ongoing funding for operating expenses is reduced as follows:

- 1 FTE local government auditor II position ($207,740);
- 3 FTE local government auditor I positions ($527,955); and
- Ongoing operating expenses of $72,300 related to additional local government auditors.

The Conference Committee provided 3 new FTE positions in the Local Government Audit Division, including 1 FTE local government audit manager position, 1 FTE local government auditor II position, and 1 FTE local government auditor I position.

The Senate provided 7 new FTE positions in the Local Government Audit Division, including

1 FTE local government audit manager position, 2 FTE local government auditor II positions, and 4 FTE local government auditor I positions.

The House provided 3 new FTE positions in the Local Government Audit Division, including 1 FTE local government auditor II position, and 2 FTE local government auditor I positions.

[4] Funding for temporary salaries for internships is reduced to provide a total of $300,000, of which $100,000 is from the general fund and $200,000 is from special funds in the agency's operating fund. The Senate provided a total of $500,000, of which $250,000 is from the general fund and $250,000 is from special funds in the agency's operating fund. The House reduced the funding to provide a total of $200,000, of which $100,000 is from the general fund and $100,000 is from special funds in the agency's operating fund.

[5] One-time funding for operating expenses related to local government auditor positions is reduced to provide a total of $9,000, the same as the House version. The Senate provided a total of $21,000 for 7 new FTE positions.

[6] One-time funding is reduced for operating expenses related to travel and professional development inflationary increases, to provide a total of $59,000, of which $22,000 is from the general fund. The Senate provided a total of $81,000, of which $44,000 is from the general fund. The House provided a total of $40,500, of which $22,000 is from the general fund.

In addition, this amendment:

- Retains a section added by the Senate but removed by the House to provide a deficiency appropriation for a refund of local government audit fees; however, the funding source is changed to the general fund and the amount is reduced;
- Adds a section to amend the powers and duties of the State Auditor to allow the Department of Financial Institutions to contract with a certified public accountant for an audit, require the State Auditor to provide reports to the Legislative Audit and Fiscal Review Committee, and exempt the institutions under the control of the State Board of Higher Education from certain audit fees, the same as the House version;
- Adds a section to require the State Banking Board provide for an audit of the Department of Financial Institutions once every 2 years, the same as the House version;
- Adds a section to provide for a Legislative Management study of local government audit services, the same as the House version; and
- Retains the emergency clause related to the refund of local government audit fees included in the Senate version but which the House removed.

The Conference Committee did not include:

- A section to require county auditors to notify political subdivisions annually that the State Auditor may require political subdivisions to provide annual reports in lieu of an audit, included in the House version; or
- A section to require the State Auditor to provide a preliminary audit report to audit clients at least 30 days prior to publishing the report, included by the House. However, a report to the Legislative Audit and Fiscal Review Committee, regarding instances where the State Auditor did not provide a final audit report to the client prior to public release, was added to North Dakota Century Code Section 54-10-01, related to the powers and duties of the State Auditor.

Reengrossed SB 2004 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE

SB 2080: Your conference committee (Sens. Lee, Hogan, K. Roers and Reps. M. Ruby, Frelich, Dockter) recommends that the **HOUSE RECEDE** from the House amendments as printed on SJ pages 1541-1543, adopt amendments as follows, and place SB 2080 on the Seventh order:

That the House recede from its amendments as printed on pages 1541-1543 of the Senate Journal and pages 1701-1703 of the House Journal and that Senate Bill No. 2080 be amended as follows:

Page 1, line 1, replace "subsection" with "subsections"

Page 1, line 1, after "2" insert ", 4, and 5"

Page 1, line 1, after "14-15-11" insert "and section 27-20.3-24"

Page 1, line 2, after "investigation" insert "and adoptive child placement; to provide a statement of legislative intent; to provide for a legislative management study; to provide for a legislative management report; to provide a contingent effective date; to provide an effective date; and to declare an emergency"

Page 1, line 8, overstrike "the adoptive home is a suitable home for the"

Page 1, line 9, overstrike "minor and whether the" and insert immediately thereafter ":

a. The"

Page 1, line 9, after the second "minor" insert: "; and

b. The adoptive home is suitable for the minor"

Page 1, line 12, after the underscored period insert "An adoptive home is presumed suitable if, in the manner prescribed by the department, the petitioner is continuously licensed, certified, or approved as a family foster home for children under chapter 50-11 to furnish foster care for children for more than one year without a correction order, fiscal sanction, or license revocation proceeding, unless the custodial agency reasonably believes the use of the foster care assessment or the licensed, certified, or approved family foster home for children is not in the best interest of the minor.

SECTION 2. AMENDMENT. Subsection 4 of section 14-15-11 of the North Dakota Century Code is amended and reenacted as follows:

4. The report of the investigation must contain ~~a~~:

a. A review of the child's history; ~~a~~

b. A preplacement adoption assessment of the petitioner, including a criminal history record investigation of the petitioner; ~~and a~~

c. A postplacement evaluation of the placement with a recommendation as to the granting of the petition for adoption;

d. The petitioner's foster care assessment to demonstrate the presumed suitability of the adoptive home if a foster care assessment was considered in the investigation under subsection 2 of this section; and ~~any~~

e. Any other information the court requires regarding the petitioner or the minor.

SECTION 3. AMENDMENT. Subsection 5 of section 14-15-11 of the North Dakota Century Code is amended and reenacted as follows:

5. An investigation and report is not required in cases in which a stepparent is the petitioner or the individual to be adopted is an adult. The department and human service zone, when required to consent to the adoption, may give consent without making the investigation. If the petitioner is a court-appointed legal guardian or a relative other than a stepparent of the minor, the minor has lived with the petitioner for at least nine months, no allegations of abuse or neglect have been filed against the petitioner or any member of the petitioner's household, and the court is satisfied that the proposed adoptive home is appropriate for the minor, the court may waive the investigation and report required under this section.

SECTION 4. AMENDMENT. Section 27-20.3-24 of the North Dakota Century Code is amended and reenacted as follows:

27-20.3-24. Disposition upon termination of parental rights.

1. If, upon entering an order terminating the parental rights of a parent, there is no parent having parental rights, the court shall:

   a. Commit the child to the custody of the human service zone director or a licensed child-placing agency willing to accept custody for the purpose of placing the child for adoption or, in the absence of such an agreement, in a foster home;

   b. Appoint a fit and willing relative or other appropriate individual as the child's legal guardian; or

   c. Establish some other planned permanent living arrangement.

2. The custodian has the rights of a legal custodian and authority to consent to the child's adoption, marriage, enlistment in the armed forces of the United States, and surgical and other medical treatment.

3. If the child is not placed for adoption within twelve months after the date of the order and a legal guardianship or other planned permanent living arrangement for the child has not been established by a court of competent jurisdiction, the child must be returned to the court issuing the original termination order for entry of further orders for the care, custody, and control of the child.

4. Unless sections 27-20.2-15 and 27-20.3-19 or the federal Indian Child Welfare Act of 1978 [25 U.S.C. 1901 et seq.] applies, and if after conducting a diligent and exhaustive search, a fit and willing relative interested in adoption is not located, a human service zone director or licensed child-placing agency that places a child for adoption under subdivision a of subsection 1, shall consider granting the adoptive placement to a licensed, certified, or approved family foster home for children provider interested in adopting the child, if the licensed, certified, or approved family foster home for children provider provided foster care to the child:

   a. For one year or longer leading up to the termination of parental rights; and

   b. Without a correction order, fiscal sanction, or license revocation proceeding.

5. Subsection 4 does not apply if considering the adoptive placement to the licensed, certified, or approved family foster home for children provider would result in siblings who are placed for adoption being placed in separate homes.

SECTION 5. AMENDMENT. Section 27-20.3-24 of the North Dakota Century Code is amended and reenacted as follows:

27-20.3-24. Disposition upon termination of parental rights.

1. If, upon entering an order terminating the parental rights of a parent, there is no parent having parental rights, the court shall:

   a. Commit the child to the custody of the human service zone director or a licensed child-placing agency willing to accept custody for the purpose of placing the child for adoption or, in the absence of such an agreement, in a foster home;

b. Appoint a fit and willing relative or other appropriate individual as the child's legal guardian; or

c. Establish some other planned permanent living arrangement.

2. The custodian has the rights of a legal custodian and authority to consent to the child's adoption, marriage, enlistment in the armed forces of the United States, and surgical and other medical treatment.

3. If the child is not placed for adoption within twelve months after the date of the order and a legal guardianship or other planned permanent living arrangement for the child has not been established by a court of competent jurisdiction, the child must be returned to the court issuing the original termination order for entry of further orders for the care, custody, and control of the child.

4. Unless chapter 27-19.1 or the federal Indian Child Welfare Act of 1978 [25 U.S.C. 1901 et seq.] applies, and if after conducting a diligent and exhaustive search, a fit and willing relative interested in adoption is not located, a human service zone director or licensed child-placing agency that places a child for adoption under subdivision a of subsection 1, shall consider granting the adoptive placement to a licensed, certified, or approved family foster home for children provider interested in adopting the child, if the licensed, certified, or approved family foster home for children provider provided foster care to the child:

a. For one year or longer leading up to the termination of parental rights; and

b. Without a correction order, fiscal sanction, or license revocation proceeding.

5. Subsection 4 does not apply if considering the adoptive placement to the licensed, certified, or approved family foster home for children provider would result in siblings who are placed for adoption being placed in separate homes.

SECTION 6. LEGISLATIVE MANAGEMENT STUDY - CHILD WELFARE ISSUES.

1. During the 2023-24 interim, the legislative management shall consider studying the laws and practices of the child welfare system. The study must include a review of the:

a. Implementation of the revisions in juvenile court procedures and the new model of practice;

b. Laws, administrative rules, and practices of the foster care and adoption systems;

c. The timeliness of termination of parental rights;

d. Timeliness of permanency; and

e. Availability of resources to support children and families experiencing out-of-home placement or risk of out-of-home placement.

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

SECTION 7. LEGISLATIVE INTENT - CHILD WELFARE ISSUES - LEGISLATIVE MANAGEMENT REPORT. It is the intent of the sixty-eighth legislative assembly that the department of health and human services conduct a

foster care and adoption child welfare redesign. The redesign must include a review of methods to streamline adoptions by licensed, certified, or approved family foster home for children providers and identify a fit and willing relative interested in adoption earlier in the process. The department shall report its findings and recommendations to the legislative management by January 1, 2024 and every six months after the initial report during the 2023-25 biennium.

SECTION 8. CONTINGENT EFFECTIVE DATE. Section 5 of this Act becomes effective on October 1, 2024, if chapter 27-19.1 as created by section 1 of House Bill No. 1536 is approved by the sixty-eighth legislative assembly.

SECTION 9. EFFECTIVE DATE. Sections 1, 2, and 4 become effective on October 1, 2024.

SECTION 10. EMERGENCY. Section 3 of this Act is declared to be an emergency measure."

Renumber accordingly

SB 2080 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE

HB 1519, as engrossed: Your conference committee (Sens. Conley, Kreun, Davison and Reps. O'Brien, Nathe, Mitskog) recommends that the **SENATE RECEDE** from the Senate amendments as printed on HJ pages 1682-1685, adopt amendments as follows, and place HB 1519 on the Seventh order:

That the Senate recede from its amendments as printed on pages 1682-1685 of the House Journal and pages 1435-1437 of the Senate Journal and that Engrossed House Bill No. 1519 be amended as follows:

Page 1, line 1, remove "department of transportation, department of"

Page 1, line 2, remove "health and human services,"

Page 1, line 2, replace ", department of" with "and"

Page 1, line 3, replace ", and industrial commission" with "commissioner"

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

Page 1, remove lines 6 through 24

Page 2, remove lines 1 through 31

Page 3, remove lines 1 through 8

Page 3, line 9, after the second boldfaced dash insert "**STRATEGIC INVESTMENT AND IMPROVEMENTS FUND -**"

Page 3, line 13, replace "$250,000" with "$475,000"

Page 3, line 18, replace "section" with "subsection"

Page 3, line 19, after "2." insert "There is appropriated from the strategic investment and improvements fund, not otherwise appropriated, the sum of $12,500, or so much of the sum as may be necessary, to the department of career and technical education for the purpose of administering the grant program in subsection 1 of section 1 of this Act, for the biennium beginning July 1, 2023, and ending June 30, 2025. The funding provided in this subsection is considered a one-time funding item.

3."

Page 3, line 28, replace "3." with "4."

Page 3, line 28, remove "to purchase or lease uncrewed"

Page 3, remove lines 29 and 30

Page 3, line 31, remove "autonomous technologies;"

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

Page 4, line 10, after the second boldfaced dash insert "**STRATEGIC INVESTMENT AND IMPROVEMENTS FUND -**"

Page 4, line 11, remove "**DEPARTMENT OF**"

Page 4, line 11, after "**AGRICULTURE**" insert "**COMMISSIONER**"

Page 4, line 14, replace "$250,000" with "$275,000"

Page 4, line 15, remove "department of"

Page 4, line 15, after "agriculture" insert "commissioner"

Page 4, line 18, replace "section" with "subsection"

Page 4, line 20, after "2." insert "There is appropriated from the strategic investment and improvements fund, not otherwise appropriated, the sum of $12,500, or so much of the sum as may be necessary, to the agriculture commissioner for the purpose of administering the grant program in subsection 1 of section 2 of this Act, for the biennium beginning July 1, 2023, and ending June 30, 2025. The funding provided in this subsection is considered a one-time funding item.

3."

Page 4, line 20, remove "department of"

Page 4, line 20, after "agriculture" insert "commissioner"

Page 4, line 22, remove "department of"

Page 4, line 22, after "agriculture" insert "commissioner"

Page 4, line 24, remove "department of"

Page 4, line 24, after "agriculture" insert "commissioner"

Page 4, line 28, replace "3." with "4."

Page 4, line 28, remove "to purchase or lease uncrewed aircraft"

Page 4, remove lines 29 and 30

Page 4, line 31, remove "technologies;"

Page 5, line 3, remove "department of"

Page 5, line 3, after "agriculture" insert "commissioner"

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

Page 5, line 4, remove "department of"

Page 5, line 4, after "agriculture" insert "commissioner"

Page 5, remove lines 7 through 31

Page 6, replace lines 1 through 3 with:

"**SECTION 3. LEGISLATIVE MANAGEMENT STUDY - UNCREWED AUTONOMOUS SYSTEMS.** During the 2023-24 interim, the legislative management shall consider studying the utilization of existing autonomous system capabilities and infrastructure to provide solutions to workforce and safety needs in the state. The study must include an analysis of utilizing autonomous technology for infrastructure inspection, rural emergency service needs, agriculture advancement, energy industry application, and other opportunities for collaboration through the utilization of autonomous system technology. 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

STATEMENT OF PURPOSE OF AMENDMENT:

House Bill No. 1519 - Summary of Conference Committee Action

	Base Budget	House Version	Conference Committee Changes	Conference Committee Version	Senate Version	Comparison to Senate
Dept. of Career and Technical Education						
Total all funds	$0	$250,000	$237,500	$487,500	$750,000	($262,500)
Less estimated income	0	250,000	237,500	487,500	750,000	(262,500)
General fund	$0	$0	$0	$0	$0	$0
FTE	0.00	0.00	0.00	0.00	0.00	0.00
DHHS - Other						
Total all funds	$0	$250,000	($250,000)	$0	$0	$0
Less estimated income	0	250,000	(250,000)	0	0	0
General fund	$0	$0	$0	$0	$0	$0
FTE	0.00	0.00	0.00	0.00	0.00	0.00
Industrial Commission						
Total all funds	$0	$250,000	($250,000)	$0	$0	$0
Less estimated income	0	250,000	(250,000)	0	0	0
General fund	$0	$0	$0	$0	$0	$0
FTE	0.00	0.00	0.00	0.00	0.00	0.00
Department of Emergency Services						
Total all funds	$0	$0	$0	$0	$0	$0
Less estimated income	0	0	0	0	0	0
General fund	$0	$0	$0	$0	$0	$0
FTE	0.00	0.00	0.00	0.00	0.00	0.00
Department of Agriculture						
Total all funds	$0	$250,000	$37,500	$287,500	$0	$287,500
Less estimated income	0	250,000	37,500	287,500	0	287,500
General fund	$0	$0	$0	$0	$0	$0
FTE	0.00	0.00	0.00	0.00	0.00	0.00
Department of Transportation						
Total all funds	$0	$250,000	($250,000)	$0	$0	$0
Less estimated income	0	250,000	(250,000)	0	0	0
General fund	$0	$0	$0	$0	$0	$0
FTE	0.00	0.00	0.00	0.00	0.00	0.00
Bill total						
Total all funds	$0	$1,250,000	($475,000)	$775,000	$750,000	$25,000
Less estimated income	0	1,250,000	(475,000)	775,000	750,000	25,000
General fund	$0	$0	$0	$0	$0	$0
FTE	0.00	0.00	0.00	0.00	0.00	0.00

House Bill No. 1519 - Dept. of Career and Technical Education - Conference Committee Action

	Base Budget	House Version	Conference Committee Changes	Conference Committee Version	Senate Version	Comparison to Senate
Unmanned aircraft system grants		$250,000	$237,500	$487,500	$750,000	($262,500)
Total all funds	$0	$250,000	$237,500	$487,500	$750,000	($262,500)
Less estimated income	0	250,000	237,500	487,500	750,000	(262,500)
General fund	$0	$0	$0	$0	$0	$0
FTE	0.00	0.00	0.00	0.00	0.00	0.00

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

	Adjusts Funding for UAS Grants[1]	Total Conference Committee Changes
Unmanned aircraft system grants	$237,500	$237,500
Total all funds	$237,500	$237,500
Less estimated income	237,500	237,500
General fund	$0	$0
FTE	0.00	0.00

[1] Funding of $237,500, of which $225,000 is from federal funds derived from the State Fiscal Recovery Fund and $12,500 is from the strategic investment and improvements fund (SIIF), is added to the Department of Career and Technical Education for autonomous technology grants to provide total funding of $487,500, of which $475,000 is from the State Fiscal Recovery Fund and $12,500 is from SIIF for administration of the grant program. The House provided $250,000, and the Senate provided $750,000 from the State Fiscal Recovery Fund.

House Bill No. 1519 - DHHS - Other - Conference Committee Action

	Base Budget	House Version	Conference Committee Changes	Conference Committee Version	Senate Version	Comparison to Senate
Unmanned aircraft system grants		$250,000	($250,000)			
Total all funds	$0	$250,000	($250,000)	$0	$0	$0
Less estimated income	0	250,000	(250,000)	0	0	0
General fund	$0	$0	$0	$0	$0	$0
FTE	0.00	0.00	0.00	0.00	0.00	0.00

Department 325 - DHHS - Other - Detail of Conference Committee Changes

	Removes Funding for UAS Grants[1]	Total Conference Committee Changes
Unmanned aircraft system grants	($250,000)	($250,000)
Total all funds	($250,000)	($250,000)
Less estimated income	(250,000)	(250,000)
General fund	$0	$0
FTE	0.00	0.00

[1] Funding of $250,000 from federal funds derived from the State Fiscal Recovery Fund to the Department of Health and Human Services for autonomous technology grants is removed. The House provided $250,000, and the Senate removed the funding.

House Bill No. 1519 - Industrial Commission - Conference Committee Action

	Base Budget	House Version	Conference Committee Changes	Conference Committee Version	Senate Version	Comparison to Senate
Unmanned aircraft system grants		$250,000	($250,000)			
Total all funds	$0	$250,000	($250,000)	$0	$0	$0
Less estimated income	0	250,000	(250,000)	0	0	0
General fund	$0	$0	$0	$0	$0	$0
FTE	0.00	0.00	0.00	0.00	0.00	0.00

Department 405 - Industrial Commission - Detail of Conference Committee Changes

	Removes Funding for UAS Grants[1]	Total Conference Committee Changes
Unmanned aircraft system grants	($250,000)	($250,000)
Total all funds	($250,000)	($250,000)
Less estimated income	(250,000)	(250,000)
General fund	$0	$0
FTE	0.00	0.00

[1] Funding of $250,000 from federal funds derived from the State Fiscal Recovery Fund to the Industrial Commission for autonomous technology grants is removed. The House provided $250,000, and the Senate removed the funding.

House Bill No. 1519 - Department of Agriculture - Conference Committee Action

	Base Budget	House Version	Conference Committee Changes	Conference Committee Version	Senate Version	Comparison to Senate
Unmanned aircraft system grants		$250,000	$37,500	$287,500		$287,500
Total all funds	$0	$250,000	$37,500	$287,500	$0	$287,500
Less estimated income	0	250,000	37,500	287,500	0	287,500
General fund	$0	$0	$0	$0	$0	$0
FTE	0.00	0.00	0.00	0.00	0.00	0.00

Department 602 - Department of Agriculture - Detail of Conference Committee Changes

	Adjusts Funding for UAS Grants[1]	Total Conference Committee Changes
Unmanned aircraft system grants	$37,500	$37,500
Total all funds	$37,500	$37,500
Less estimated income	37,500	37,500
General fund	$0	$0
FTE	0.00	0.00

[1] Funding of $37,500, of which $25,000 is from federal funds derived from the State Fiscal Recovery Fund and $12,500 is from SIIF, is added to the Agriculture Commissioner for autonomous technology grants to provide total funding of $287,500, of which $275,000 is from the State Fiscal Recovery Fund and $12,500 is from SIIF for administration of the grant program. The House provided $250,000 from the State Fiscal Recovery Fund, and the Senate removed the funding.

House Bill No. 1519 - Department of Transportation - Conference Committee Action

	Base Budget	House Version	Conference Committee Changes	Conference Committee Version	Senate Version	Comparison to Senate
Unmanned aircraft system grants		$250,000	($250,000)			
Total all funds	$0	$250,000	($250,000)	$0	$0	$0
Less estimated income	0	250,000	(250,000)	0	0	0
General fund	$0	$0	$0	$0	$0	$0
FTE	0.00	0.00	0.00	0.00	0.00	0.00

Department 801 - Department of Transportation - Detail of Conference Committee Changes

	Removes Funding for UAS Grants[1]	Total Conference Committee Changes
Unmanned aircraft system grants	($250,000)	($250,000)
Total all funds	($250,000)	($250,000)
Less estimated income	(250,000)	(250,000)
General fund	$0	$0
FTE	0.00	0.00

[1] Funding of $250,000 from federal funds derived from the State Fiscal Recovery Fund to the Department of Transportation for autonomous technology grants is removed. The House provided $250,000, and the Senate removed the funding.

Engrossed HB 1519 was placed on the Seventh order of business on the calendar.

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

Shanda Morgan, Secretary