

JOURNAL OF THE SENATE

Sixty-ninth Legislative Assembly

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Bismarck, January 21, 2025

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

The prayer was offered by Pastor Lisa Ahlness, Lutheran Church of the Cross, Bismarck.

The roll was called and all members were present.

A quorum was declared by the President.

REQUEST

SEN. BARTA REQUESTED the unanimous consent of the Senate to withdraw SB 2268. There being no objection, it was so ordered by the President.

MOTION

SEN. KLEIN MOVED that SB 2173, which is on the Eleventh order, be rereferred to the **Human Services Committee**, which motion prevailed. Pursuant to Sen. Klein's motion, SB 2173 was rereferred.

MOTION

SEN. KLEIN MOVED that SB 2113 be returned to the Senate floor from the **Appropriations Committee** and be rereferred to the **Human Services Committee**, which motion prevailed.

Pursuant to Sen. Klein's motion, SB 2113 was rereferred.

MOTION

SEN. KLEIN MOVED that SB 2321 be returned to the Senate floor from the **Energy and Natural Resources Committee** and be rereferred to the **Judiciary Committee**, which motion prevailed.

Pursuant to Sen. Klein's motion, SB 2321 was rereferred.

CONSIDERATION OF AMENDMENTS

SB 2132: SEN. RUMMEL (Transportation Committee) MOVED that the amendments ([25.0700.01001](#)) be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed on a voice vote.

CONSIDERATION OF AMENDMENTS

SB 2110: SEN. WOBEMA (Workforce Development Committee) MOVED that the amendments ([25.8052.01001](#)) be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed on a voice vote.

CONSIDERATION OF AMENDMENTS

SB 2117: SEN. BOEHM (Energy and Natural Resources Committee) MOVED that the amendments ([25.8067.01001](#)) be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed on a voice vote.

SECOND READING OF SENATE BILL

SB 2134: A BILL for an Act to amend and reenact subsection 1 of section 15-39.1-05.1 of the North Dakota Century Code, relating to the composition of the teachers' fund for retirement board.

ROLL CALL

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

YEAS: Boschee; Hogan; Larson; Burckhard; Dever; Erbele; Hogue; Klein; Lee; Luick;

Marcellais; Mathern; Schaible; Sorvaag; Wanzek; Bekkedahl; Davison; Myrdal; Clemens; Magrum; Meyer; Roers; Paulson; Patten; Dwyer; Lemm; Cory; Thomas; Conley; Weber; Wobbema; Sickler; Braunberger; Axtman; Weston; Beard; Boehm; Cleary; Rummel; Kessel; Barta; Gerhardt; Enget; Van Oosting; Walen; Castaneda; Powers

Engrossed SB 2134 passed.

SECOND READING OF SENATE BILL

SB 2045: A BILL for an Act to amend and reenact section 48-01.2-05 of the North Dakota Century Code, relating to contents of advertisement for public improvement projects.

ROLL CALL

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

YEAS: Boschee; Hogan; Larson; Burckhard; Dever; Erbele; Hogue; Klein; Lee; Luick; Marcellais; Mathern; Schaible; Sorvaag; Wanzek; Bekkedahl; Davison; Myrdal; Clemens; Magrum; Meyer; Roers; Paulson; Patten; Dwyer; Lemm; Cory; Thomas; Conley; Weber; Wobbema; Sickler; Braunberger; Axtman; Weston; Beard; Boehm; Cleary; Rummel; Kessel; Barta; Gerhardt; Enget; Van Oosting; Walen; Castaneda; Powers

Engrossed SB 2045 passed.

SECOND READING OF SENATE BILL

SB 2135: A BILL for an Act to amend and reenact subsection 2 of section 18-04-05 and section 18-05.1-02 of the North Dakota Century Code, relating to the firefighters death benefits fund.

ROLL CALL

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

YEAS: Boschee; Hogan; Larson; Burckhard; Dever; Erbele; Hogue; Klein; Lee; Luick; Marcellais; Mathern; Schaible; Sorvaag; Wanzek; Bekkedahl; Davison; Myrdal; Clemens; Magrum; Meyer; Roers; Paulson; Patten; Dwyer; Lemm; Cory; Thomas; Conley; Weber; Wobbema; Sickler; Braunberger; Axtman; Weston; Beard; Boehm; Cleary; Rummel; Kessel; Barta; Gerhardt; Enget; Van Oosting; Walen; Castaneda; Powers

SB 2135 passed.

SECOND READING OF SENATE BILL

SB 2102: A BILL for an Act to amend and reenact section 29-15-21 of the North Dakota Century Code, relating to a written demand for change of judge; and to provide for application.

ROLL CALL

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

YEAS: Larson; Davison; Sickler; Rummel

NAYS: Boschee; Hogan; Burckhard; Dever; Erbele; Hogue; Klein; Lee; Luick; Marcellais; Mathern; Schaible; Sorvaag; Wanzek; Bekkedahl; Myrdal; Clemens; Magrum;

Meyer; Roers; Paulson; Patten; Dwyer; Lemm; Cory; Thomas; Conley; Weber; Wobbema; Braunberger; Axtman; Weston; Beard; Boehm; Cleary; Kessel; Barta; Gerhardt; Enget; Van Oosting; Walen; Castaneda; Powers

SB 2102 failed.

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

MR. SPEAKER: The Senate has passed, and your favorable consideration is requested on: SB 2044, SB 2046, SB 2057, SB 2059, SB 2065, SB 2077, SB 2083, SB 2090, SB 2114, SB 2116, SB 2141, SB 2157, SB 2159, SB 2165.

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

MR. SPEAKER: The Senate has passed, the emergency clause carried, and your favorable consideration is requested on: SB 2130.

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

MADAM PRESIDENT: The House has passed, and your favorable consideration is requested on: HB 1032, HB 1049, HB 1061, HB 1120, HB 1212, HB 1215.

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

MR. SPEAKER: Your signature is respectfully requested on: SCR 4005.

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

MADAM PRESIDENT: The Speaker has signed: SCR 4005.

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

MR. SPEAKER: The President has signed: SCR 4005.

DELIVERY OF ENROLLED BILLS AND RESOLUTIONS

The following resolution was delivered to the Secretary of State for filing on January 21, 2025: SCR 4005.

MOTION

SEN. KLEIN MOVED that the Senate be on the Fourth, Fifth, and Ninth orders of business and at the conclusion of those orders, the Senate stand adjourned until 1:00 p.m., Wednesday, January 22, 2025, which motion prevailed.

REPORT OF STANDING COMMITTEE

SB 2034 ([25.0334.02000](#))

Education Committee (Sen. Beard, Chairman) recommends **DO PASS** and **BE REREFERRED** to the **Appropriations - Education and Environment Division Committee** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2034 was rereferred to the **Appropriations - Education and Environment Division Committee**. This bill does not affect workforce development.

REPORT OF STANDING COMMITTEE

SB 2099 ([25.0315.02000](#))

Education Committee (Sen. Beard, Chairman) recommends **DO NOT PASS** (4 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING). SB 2099 was placed on the Eleventh order on the calendar. This bill does not affect workforce development.

REPORT OF STANDING COMMITTEE

SB 2154 ([25.0561.01000](#))

Industry and Business Committee (Sen. Barta, Chairman) recommends **DO PASS** (5 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2154 was placed on the Eleventh order on the calendar. This bill does not affect workforce development.

REPORT OF STANDING COMMITTEE

SB 2158

Finance and Taxation Committee (Sen. Weber, Chairman) recommends **AMENDMENTS (25.0300.02001)** and when so amended, recommends the measure **BE PLACED ON THE CALENDAR WITHOUT RECOMMENDATION** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2158 was placed on the Sixth order on the calendar. This bill does not affect workforce development.

**REPORT OF STANDING COMMITTEE
SB 2172 (25.0749.01000)**

Industry and Business Committee (Sen. Barta, Chairman) recommends **DO PASS** (5 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2172 was placed on the Eleventh order on the calendar. This bill does not affect workforce development.

**REPORT OF STANDING COMMITTEE
SB 2195**

Human Services Committee (Sen. Lee, Chairman) recommends **AMENDMENTS (25.1022.01001)** and when so amended, recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2195 was placed on the Sixth order on the calendar. This bill does not affect workforce development.

**REPORT OF STANDING COMMITTEE
SB 2196 (25.0778.01000)**

Human Services Committee (Sen. Lee, Chairman) recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2196 was placed on the Eleventh order on the calendar. This bill does not affect workforce development.

FIRST READING OF SENATE BILLS

Sens. Walen, Myrdal, Paulson, Thomas and Rep. S. Olson introduced:

SB 2337: A BILL for an Act to amend and reenact sections 11-11-70, 40-05-26, 47-01-09, and 47-10.1-05 of the North Dakota Century Code, relating to the powers of a board of county commissioners, a board of city commissioners, and a city council regarding development by a foreign country of concern or foreign organization of concern, prohibiting ownership of real property by a foreign country of concern or a foreign organization of concern, and required filings for foreign persons investing in agricultural lands; to repeal section 47-10.1-05 of the North Dakota Century Code, relating to required filings for foreign persons investing in agricultural lands; to provide for a legislative management report; to provide a penalty; to provide a contingent effective date; and to provide an expiration date.

Was read the first time and referred to the **State and Local Government Committee**.

Sens. Klein, Erbele, Sorvaag and Rep. Nelson introduced:

SB 2338: A BILL for an Act to amend and reenact section 54-03-01.14 of the North Dakota Century Code, relating to legislative districts; and to provide for application.

Was read the first time and referred to the **State and Local Government Committee**.

Sens. Kessel, Bekkedahl, Patten and Reps. Novak, J. Olson, Porter introduced:

SB 2339: A BILL for an Act to create and enact a new chapter to title 49 of the North Dakota Century Code, relating to strict liability and a wildfire mitigation plan of a qualified utility; and to provide for a report.

Was read the first time and referred to the **Judiciary Committee**.

Sens. Kessel, Bekkedahl, Hogue, Patten and Rep. Porter introduced:

SB 2340: A BILL for an Act to provide for a legislative management study to evaluate the evolving fire service operational and response needs of the state.

Was read the first time and referred to the **Energy and Natural Resources Committee**.

Sens. Thomas, Hogue, Kessel, Klein and Rep. Beltz introduced:

SB 2342: A BILL for an Act to amend and reenact section 4.1-01.1-07 of the North Dakota Century Code, relating to a value-added milk processing facility incentive program; and to provide for a transfer.

Was read the first time and referred to the **Agriculture and Veterans Affairs Committee**.

Sen. Marcellais and Reps. Brown, Davis introduced:

SB 2343: A BILL for an Act to create and enact section 4.1-16-08.1 of the North Dakota Century Code, relating to the placement or location of a beehive; and to provide a penalty.

Was read the first time and referred to the **Agriculture and Veterans Affairs Committee**.

Sen. Marcellais introduced:

SB 2344: A BILL for an Act to amend and reenact section 39-04-10.10 of the North Dakota Century Code, relating to veterans' number plates.

Was read the first time and referred to the **Transportation Committee**.

Sen. Marcellais introduced:

SB 2345: A BILL for an Act to provide for state employee compensation adjustments.

Was read the first time and referred to the **Appropriations Committee**.

Sens. Erbele, Thomas, Lemm and Reps. D. Anderson, Nelson, Schreiber-Beck introduced:

SB 2346: A BILL for an Act to create and enact a new section to chapter 4.1-03 of the North Dakota Century Code, relating to beef commission member appointments; and to amend and reenact section 4.1-03-02 of the North Dakota Century Code, relating to applicants for membership on the beef commission.

Was read the first time and referred to the **Agriculture and Veterans Affairs Committee**.

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

Shanda Morgan, Secretary

