

JOURNAL OF THE SENATE

Sixty-ninth Legislative Assembly

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Bismarck, March 17, 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.

POINT OF PERSONAL PRIVILEGE

SEN. ROERS rose on a point of personal privilege.

REMARKS OF SENATOR ROERS

MADAM PRESIDENT: This past Saturday, March 15th, 2025, West Fargo Horace High School secured its first Class 2A State Championship in Girl's Basketball on the Fargo Dome floor. The Hawks were led by Jaiden Haile, who was named North Dakota High School Coaches Association Senior Athlete of the Year and also tournament MVP. They were coached by North Dakota High School Coaches Association Coach of the year, Brent Hintz.

Horace led 28-24 at halftime and was able to extend the lead, over a very talented Bismarck Century team, to the eventual final score of 68-53. The Hawks finished with an overall record of 26-1, a 24-game win streak and accumulated 21 wins by 10 or more points, a truly dominant season.

Congratulations to West Fargo Horace High School on their first state championship and the fact that it coincided with the first Senior Class in the young school's history, is even more impressive.

REQUEST

SEN. KLEIN REQUESTED that the remarks of Sen. Roers be printed in the Journal, which request was granted.

COMMUNICATION FROM GOVERNOR KELLY ARMSTRONG**February 6, 2025**

Pursuant to North Dakota Constitution Article VIII, Section 6(2)(c), Levi Bachmeier was appointed to the State Board of Education.

Appointment to the State Board of Education:

Levi Bachmeier (July 1, 2025-June 30, 2029)

North Dakota Constitution Article VIII 6(2)(c) requires that an appointee be confirmed by the Senate. I respectfully request the Senate make the confirmation during the 2025 Legislative Session.

Thank you for your consideration.

COMMUNICATION FROM GOVERNOR KELLY ARMSTRONG**February 6, 2025**

Pursuant to North Dakota Constitution Article VIII, Section 6(2)(c), Patrick Sogard was appointed to the State Board of Education.

Appointment to the State Board of Education:

Patrick Sogard (July 1, 2025-June 30, 2029)

North Dakota Constitution Article VIII 6(2)(c) requires that an appointee be confirmed by the Senate. I respectfully request the Senate make the confirmation during the 2025 Legislative Session.

Thank you for your consideration.

REPORT OF SELECT COMMITTEE

MADAM PRESIDENT: Your **Select Committee (Sen. Hogue, Chairman)** respectfully submits the following names for your **Select Committee** to approve the nominee Levi Bachmeier to the State Board of Higher Education: Senators Schaible, Lee, Clemens, Lemm, and Mathern.

SEN. KLEIN MOVED that the report be adopted, which motion prevailed on a voice vote.

REPORT OF SELECT COMMITTEE

MADAM PRESIDENT: Your **Select Committee (Sen. Hogue, Chairman)** respectfully submits the following names for your **Select Committee** to approve the nominee Patrick Sogard to the State Board of Higher Education: Senators Sickler, Bekkedahl, Beard, Barta, and Marcellais.

SEN. KLEIN MOVED that the report be adopted, which motion prevailed on a voice vote.

MOTION

SEN. KLEIN MOVED that SCR 4027 be placed at the bottom of the Sixth order, which motion prevailed.

MOTION

SEN. KLEIN MOVED that after action taken on the Sixth order, SCR 4008, SCR 4028, and SCR 4027 be placed on the Eleventh order for immediate second reading and final passage, which motion prevailed.

CONSIDERATION OF AMENDMENTS

HB 1447, as engrossed: SEN. BARTA (Industry and Business Committee) MOVED that the amendments ([25.1011.02001](#)) be adopted and then be placed on the Fourteenth order with **DO PASS**, which motion prevailed on a voice vote.

CONSIDERATION OF AMENDMENTS

HB 1088, as engrossed: SEN. BARTA (Industry and Business Committee) MOVED that the amendments ([25.8131.02001](#)) be adopted and then be placed on the Fourteenth order with **DO PASS**, which motion prevailed on a voice vote.

THE SENATE RECOGNIZED THE PRESENCE OF:

Former Senator Judy Estenson

CONSIDERATION OF AMENDMENTS

HB 1316, as engrossed: SEN. HOGAN (Transportation Committee) MOVED that the amendments ([25.0681.02001](#)) be adopted and then be placed on the Fourteenth order with **DO PASS**, which motion prevailed on a voice vote.

CONSIDERATION OF AMENDMENTS

HB 1241: SEN. KLEIN (Transportation Committee) MOVED that the amendments ([25.0586.01001](#)) be adopted and then be placed on the Fourteenth order with **DO PASS**, which motion prevailed on a voice vote.

CONSIDERATION OF AMENDMENTS

HB 1257, as engrossed: SEN. LEE (State and Local Government Committee) MOVED that the amendments ([25.0775.02004](#)) be adopted and then be placed on the Fourteenth order with **DO NOT PASS**, which motion prevailed on a voice vote.

CONSIDERATION OF AMENDMENTS

HB 1167, as engrossed: SEN. CASTANEDA (State and Local Government Committee) MOVED that the amendments ([25.0529.03001](#)) be adopted and then be placed on the Fourteenth order with **DO PASS**, which motion prevailed on a voice vote.

CONSIDERATION OF AMENDMENTS

HB 1140: SEN. RUMMEL (Transportation Committee) MOVED that the amendments ([25.0270.02001](#)) be adopted and then be placed on the Fourteenth order with **DO PASS**,

which motion prevailed on a voice vote.

CONSIDERATION OF AMENDMENTS

HB 1170, as engrossed: SEN. BRAUNBERGER (State and Local Government Committee) MOVED that the amendments ([25.0035.03001](#)) be adopted and then be placed on the Fourteenth order with **DO PASS**, which motion prevailed on a voice vote.

CONSIDERATION OF AMENDMENTS

SCR 4008: SEN. ROERS (State and Local Government Committee) MOVED that the amendments ([25.3066.01001](#)) be adopted and then be placed on the Eleventh order with **DO PASS**.

REQUEST

SEN. MAGRUM REQUESTED a verification vote, which request was granted.

The proposed amendments to SCR 4008 were adopted on a verification vote.

SECOND READING OF SENATE CONCURRENT RESOLUTION

SCR 4008: A concurrent resolution to amend and reenact section 1 of article XV of the Constitution of North Dakota, relating to term limits for members of the legislative assembly; to repeal section 4 of article XV of the Constitution of North Dakota, relating to prohibiting the legislative assembly from proposing certain amendments to article XV of the Constitution of North Dakota, and to provide for an application.

ROLL CALL

The question being on the final adoption of the amended resolution, which has been read, and has committee recommendation of DO PASS. The roll was called and there were 24 YEAS, 23 NAYS, 0 ABSENT OR EXCUSED AND NOT VOTING.

YEAS: Axtman; Barta; Beard; Bekkedahl; Boschee; Braunberger; Burckhard; Conley; Dever; Dwyer; Hogue; Kessel; Klein; Lee; Luick; Myrdal; Patten; Roers; Rummel; Schaible; Sorvaag; Thomas; Wanzek; Weber

NAYS: Boehm; Castaneda; Cleary; Clemens; Cory; Davison; Enget; Erbele; Gerhardt; Hogan; Larson; Lemm; Magrum; Marcellais; Mathern; Meyer; Paulson; Powers; Sickler; Van Oosting; Walen; Weston; Wobbema

Engrossed SCR 4008 was declared adopted on a recorded roll call vote.

CONSIDERATION OF AMENDMENTS

SCR 4028: SEN. ROERS (State and Local Government Committee) MOVED that the amendments ([25.3096.02002](#)) be adopted and then be placed on the Eleventh order with **DO NOT PASS**, which motion prevailed on a voice vote.

SECOND READING OF SENATE CONCURRENT RESOLUTION

SCR 4028: A concurrent resolution to create and enact a new article to the Constitution of North Dakota, relating to term limits for the governor, lieutenant governor, statewide elected officials, and members of the legislative assembly and prior years of service for members of the legislative assembly and statewide elected officers; to repeal sections 2, 3, 4, 5, and 6 of article XV of the Constitution of North Dakota, relating to cumulative term limits for members of the legislative assembly and the office of governor, and legislative authority, and initiative petition processes; and to provide an effective date.

ROLL CALL

The question being on the final adoption of the amended resolution, which has been read, and has committee recommendation of DO NOT PASS. The roll was called and there were 19 YEAS, 28 NAYS, 0 ABSENT OR EXCUSED AND NOT VOTING.

YEAS: Bekkedahl; Burckhard; Conley; Cory; Dever; Enget; Erbele; Gerhardt; Hogue; Klein; Lemm; Luick; Myrdal; Paulson; Powers; Sickler; Thomas; Walen; Wobbema

NAYS: Axtman; Barta; Beard; Boehm; Boschee; Braunberger; Castaneda; Cleary;

Clemens; Davison; Dwyer; Hogan; Kessel; Larson; Lee; Magrum; Marcellais; Mathern; Meyer; Patten; Roers; Rummel; Schaible; Sorvaag; Van Oosting; Wanzek; Weber; Weston

Engrossed SCR 4028 was declared lost on a recorded roll call vote.

CONSIDERATION OF AMENDMENTS

SCR 4027: SEN. BRAUNBERGER (State and Local Government Committee) MOVED that the amendments ([25.3104.01001](#)) be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed on a voice vote.

SECOND READING OF SENATE CONCURRENT RESOLUTION

SCR 4027: A concurrent resolution to amend and reenact section 25 of article XI of the Constitution of North Dakota, relating to charitable gaming and limitations on the use of gaming proceeds.

ROLL CALL

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

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

NAYS: Hogan; Larson

Engrossed SCR 4027 was declared adopted on a recorded roll call vote.

SECOND READING OF HOUSE BILL

HB 1255: A BILL for an Act to create and enact a new section to chapter 54-27 of the North Dakota Century Code, relating to the use of public funds to support public broadcasting.

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 6 YEAS, 41 NAYS, 0 ABSENT OR EXCUSED AND NOT VOTING.

YEAS: Clemens; Davison; Dwyer; Larson; Magrum; Powers

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

HB 1255 failed.

SECOND READING OF HOUSE BILL

HB 1564: A BILL for an Act to amend and reenact sections 27-19.1-01 and 27-19.1-02, subsection 1 of section 27-19.1-03, subsection 1 of section 27-19.1-04, and sections 27-19.1-05 and 27-19.1-06 of the North Dakota Century Code, relating to Indian child welfare.

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 ABSENT OR EXCUSED AND NOT VOTING.

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

HB 1564, as amended, passed.

SECOND READING OF HOUSE BILL

HB 1183: A BILL for an Act to create and enact a new section to chapter 54-11 of the North Dakota Century Code, relating to gold and silver investments; to provide a report; and to provide an effective date.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 13 YEAS, 34 NAYS, 0 ABSENT OR EXCUSED AND NOT VOTING.

YEAS: Boehm; Castaneda; Clemens; Enget; Gerhardt; Magrum; Marcellais; Paulson; Powers; Van Oosting; Walen; Weston; Wobbema

NAYS: Axtman; Barta; Beard; Bekkedahl; Boschee; Braunberger; Burckhard; Cleary; Conley; Cory; Davison; Dever; Dwyer; Erbele; Hogan; Hogue; Kessel; Klein; Larson; Lee; Lemm; Luick; Mathern; Meyer; Myrdal; Patten; Roers; Rummel; Schaible; Sickler; Sorvaag; Thomas; Wanzek; Weber

Engrossed HB 1183 failed.

SECOND READING OF HOUSE BILL

HB 1294: 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 amount of fees for a moving violation.

ROLL CALL

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

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

NAYS: Enget; Magrum

Engrossed HB 1294 passed.

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

MR. SPEAKER: The Senate has failed to pass: SCR 4029.

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

MR. SPEAKER: The Senate has passed, unchanged: HB 1142, HB 1147, HB 1155, HB 1522.

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

MR. SPEAKER: The Senate has passed, unchanged: HCR 3006, HCR 3009, HCR 3015, HCR 3016, HCR 3017, HCR 3019.

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

MR. SPEAKER: The Senate has amended and subsequently passed: HB 1139 ([25.0099.02001](#)).

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

MR. SPEAKER: The Senate has amended, subsequently passed, and the emergency clause failed: HB 1497 ([25.1192.04001](#)).

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

MADAM PRESIDENT: The House has passed, unchanged: SB 2123, SB 2167.

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

MADAM PRESIDENT: The House has amended and subsequently passed: SB 2098 ([25.0282.03001](#)), SB 2291 ([25.1110.02002](#)).

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

MADAM PRESIDENT: The House has amended, subsequently passed, and the emergency clause carried: SB 2064 ([25.8048.01001](#)).

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

MADAM PRESIDENT: The House has failed to pass, unchanged: SB 2285.

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

MR. SPEAKER: The Senate has concurred in the House amendments and subsequently passed: SB 2242 and SB 2386.

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

MR. SPEAKER: Your signature is respectfully requested on: SB 2101, SB 2114, SB 2163, SB 2173, SB 2175, SB 2223, SB 2257, SB 2261, SB 2310, SB 2356.

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

MR. SPEAKER: Your signature is respectfully requested on: SCR 4018.

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

MADAM PRESIDENT: Your signature is respectfully requested on: HB 1067, HB 1097, HB 1217, HB 1222, HB 1224, HB 1328, HB 1338.

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

MADAM PRESIDENT: Your signature is respectfully requested on: HCR 3011, HCR 3014.

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

MADAM PRESIDENT: The Speaker has signed: SB 2032, SB 2042, SB 2047, SB 2078, SB 2091, SB 2100, SB 2126, SB 2229, SB 2275, SB 2332, SB 2358, SB 2367.

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

MR. SPEAKER: The President has signed: SB 2032, SB 2042, SB 2047, SB 2071, SB 2072, SB 2073, SB 2075, SB 2078, SB 2091, SB 2100, SB 2119, SB 2121, SB 2126, SB 2130, SB 2144, SB 2150, SB 2152, SB 2161, SB 2211, SB 2227, SB 2229, SB 2275, SB 2332, SB 2358, SB 2367.

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

MR. SPEAKER: The President has signed: HB 1067, HB 1097, HB 1217, HB 1222, HB 1224, HB 1328, HB 1338.

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

MR. SPEAKER: The President has signed: HCR 3011, HCR 3014.

DELIVERY OF ENROLLED BILLS AND RESOLUTIONS

The following bills were delivered to the Governor for approval on March 17, 2025: SB 2032, SB 2042, SB 2047, SB 2071, SB 2072, SB 2073, SB 2075, SB 2078, SB 2091, SB 2100, SB 2119, SB 2121, SB 2126, SB 2130, SB 2144, SB 2150, SB 2152, SB 2161, SB 2211, SB

2227, SB 2229, SB 2275, SB 2332, SB 2358, SB 2367.

MOTION

SEN. KLEIN MOVED that the Senate be on the Fifth, Ninth, Thirteenth, and Sixteenth orders of business and at the conclusion of those orders, the Senate stand adjourned until 1:00 p.m., Tuesday, March 18, 2025, which motion prevailed.

**REPORT OF STANDING COMMITTEE
HB 1078 ([25.8104.01000](#))**

Agriculture and Veterans Affairs Committee (Sen. Luick, Chairman) recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT OR EXCUSED AND NOT VOTING). HB 1078 was placed on the Fourteenth order on the calendar. This bill does not affect workforce development.

**REPORT OF STANDING COMMITTEE
ENGROSSED HB 1143 ([25.0709.03000](#))**

Agriculture and Veterans Affairs Committee (Sen. Luick, Chairman) recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (5 YEAS, 0 NAYS, 1 ABSENT OR EXCUSED AND NOT VOTING). HB 1143 was rereferred to the **Appropriations Committee**. This bill does not affect workforce development.

**REPORT OF STANDING COMMITTEE
REENGROSSED HB 1176 ([25.1003.04000](#))**

Finance and Taxation Committee (Sen. Weber, Chairman) recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (6 YEAS, 0 NAYS, 0 ABSENT OR EXCUSED AND NOT VOTING). HB 1176 was rereferred to the **Appropriations Committee**. This bill does not affect workforce development.

**REPORT OF STANDING COMMITTEE
HB 1299 ([25.0507.01000](#))**

Judiciary Committee (Sen. Larson, Chairman) recommends **DO PASS** (7 YEAS, 0 NAYS, 0 ABSENT OR EXCUSED AND NOT VOTING). HB 1299 was placed on the Fourteenth order on the calendar. This bill does not affect workforce development.

**REPORT OF STANDING COMMITTEE
HB 1300 ([25.0382.02000](#))**

Judiciary Committee (Sen. Larson, Chairman) recommends **DO PASS** (6 YEAS, 0 NAYS, 1 ABSENT OR EXCUSED AND NOT VOTING). HB 1300 was placed on the Fourteenth order on the calendar. This bill does not affect workforce development.

**REPORT OF STANDING COMMITTEE
ENGROSSED HB 1344 ([25.0867.02000](#))**

Judiciary Committee (Sen. Larson, Chairman) recommends **DO PASS** (7 YEAS, 0 NAYS, 0 ABSENT OR EXCUSED AND NOT VOTING). HB 1344 was placed on the Fourteenth order on the calendar. This bill does not affect workforce development.

**REPORT OF STANDING COMMITTEE
ENGROSSED HB 1591 ([25.1256.03000](#))**

Agriculture and Veterans Affairs Committee (Sen. Luick, Chairman) recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (6 YEAS, 0 NAYS, 0 ABSENT OR EXCUSED AND NOT VOTING). HB 1591 was rereferred to the **Appropriations Committee**. This bill does not affect workforce development.

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

Shanda Morgan, Secretary

