

JOURNAL OF THE HOUSE

Sixty-seventh Legislative Assembly

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Bismarck, April 12, 2021

The House convened at 8:00 a.m., with Speaker K. Koppelman presiding.

The prayer was offered by Rep. Adams, District 43.

The roll was called and all members were present except Representatives Boe, Christensen, Owens, and Porter.

A quorum was declared by the Speaker.

MOTION

REP. LOUSER MOVED that Engrossed SB 2139, which is on the Sixth order, be rereferred to the **Finance and Taxation Committee**, which motion prevailed. Pursuant to Rep. Louser's motion, Engrossed SB 2139 was rereferred.

MOTION

REP. LOUSER MOVED that House rule 509 be temporarily amended to replace sixty-third legislative day with sixty-seventh legislative day, which motion prevailed on a voice vote.

SIXTH ORDER OF BUSINESS

SPEAKER K. KOPPELMAN DEEMED approval of the amendments to Engrossed SB 2004, Engrossed SB 2014, SB 2063, Engrossed SB 2290, and Reengrossed SB 2319.

Engrossed SB 2004, Engrossed SB 2014, SB 2063, Engrossed SB 2290, and Reengrossed SB 2319, as amended, were placed on the Fourteenth order of business on the calendar.

CONSIDERATION OF MESSAGES FROM THE SENATE

REP. LOUSER MOVED that the House do not concur in the Senate amendments to Engrossed HB 1001 as printed on HJ pages 1388-1389, in the Senate amendments to Engrossed HB 1003 as printed on HJ pages 1484-1492, in the Senate amendments to Engrossed HB 1006 as printed on HJ pages 1418-1421, in the Senate amendments to Engrossed HB 1008 as printed on HJ pages 1331-1333, in the Senate amendments to Engrossed HB 1009 as printed on HJ pages 1454-1457, in the Senate amendments to Engrossed HB 1010 as printed on HJ pages 1354-1359, in the Senate amendments to Engrossed HB 1017 as printed on HJ pages 1457-1459, in the Senate amendments to Engrossed HB 1019 as printed on HJ pages 1464-1466, in the Senate amendments to Engrossed HB 1021 as printed on HJ pages 1461-1462, in the Senate amendments to Reengrossed HB 1022 as printed on HJ pages 1481-1482, in the Senate amendments to Engrossed HB 1024 as printed on HJ page 1421, in the Senate amendments to Engrossed HB 1035 as printed on HJ pages 1459-1460, in the Senate amendments to Engrossed HB 1209 as printed on HJ page 1340, and in the Senate amendments to Engrossed HB 1246 as printed on HJ page 1461 and that a conference committee be appointed to meet with a like committee from the Senate on each of these measures, which motion prevailed on a voice vote.

APPOINTMENT OF CONFERENCE COMMITTEES

THE SPEAKER APPOINTED as a Conference Committee on:

Engrossed HB 1001: Reps. Martinson, Schatz, Boe.

Engrossed HB 1003: Reps. Kempenich, Howe, Mock.

Engrossed HB 1006: Reps. Howe, Bellew, Mock.

Engrossed HB 1008: Reps. Brandenburg, Kempenich, Mock.

Engrossed HB 1009: Reps. Monson, Schmidt, Boe.

Engrossed HB 1010: Reps. Meier, Bellew, Mock.

Engrossed HB 1017: Reps. Howe, Brandenburg, Mock.

Engrossed HB 1019: Reps. Nathe, Monson, Boe.

Engrossed HB 1021: Reps. Nathe, Schatz, Boe.

Reengrossed HB 1022: Reps. Kempenich, Meier, Brandenburg.

Engrossed HB 1024: Reps. Howe, Mock, Meier.
Engrossed HB 1035: Reps. Meier, Bellew, Kempenich.
Engrossed HB 1209: Reps. Kasper, B. Koppelman, Steiner.
Engrossed HB 1246: Reps. Owens, Sanford, Marschall.

SECOND READING OF SENATE BILL

SB 2230: A BILL for an Act to amend and reenact section 6-09.7-05 of the North Dakota Century Code, relating to the use of the strategic investment and improvements fund.

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 81 YEAS, 10 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Beltz; Bosch; Boschee; Brandenburg; Buffalo; Cory; Damschen; Delzer; Devlin; Dobervich; Dockter; Fegley; Fisher; Guggisberg; Hager; Hagert; Hanson; Hatlestad; Hauck; Headland; Heinert; Howe; Ista; Johnson, D.; Johnson, M.; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Klemin; Koppelman, B.; Kreidt; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; Meier; Mitskog; Mock; Monson; Nathe; Nehring; Nelson, J.; Nelson, M.; O'Brien; Ostlie; Pollert; Pyle; Richter; Roers Jones; Rohr; Ruby, M.; Sanford; Satrom; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Skroch; Steiner; Stemen; Strinden; Thomas; Trottier; Tveit; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Koppelman, K.

NAYS: Becker; Bellew; Christensen; Ertelt; Hoverson; Paulson; Paur; Ruby, D.; Schatz; Toman

ABSENT AND NOT VOTING: Boe; Owens; Porter

Engrossed SB 2230, as amended, passed.

SECOND READING OF SENATE BILL

SB 2012: A BILL for an Act to provide an appropriation for defraying the expenses of the department of transportation; to create and enact section 24-02-02.5 of the North Dakota Century Code, relating to cooperative agreements for rest areas; to provide for a contingent loan authorization; to provide a contingent appropriation; to provide for transfers; to provide an exemption; to provide a statement of legislative intent; to provide for a report; and to declare an emergency.

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 81 YEAS, 10 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Beltz; Bosch; Boschee; Brandenburg; Buffalo; Cory; Damschen; Delzer; Devlin; Dobervich; Dockter; Fegley; Fisher; Guggisberg; Hager; Hagert; Hanson; Hatlestad; Hauck; Headland; Heinert; Howe; Ista; Johnson, D.; Johnson, M.; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Klemin; Kreidt; Lefor; Longmuir; Louser; Martinson; Meier; Mitskog; Mock; Monson; Nathe; Nehring; Nelson, J.; Nelson, M.; O'Brien; Ostlie; Paur; Pollert; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Skroch; Steiner; Stemen; Strinden; Thomas; Trottier; Tveit; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Koppelman, K.

NAYS: Becker; Bellew; Christensen; Ertelt; Hoverson; Koppelman, B.; Magrum; Marschall; Paulson; Toman

ABSENT AND NOT VOTING: Boe; Owens; Porter

Engrossed SB 2012, as amended, passed and the emergency clause was declared carried.

MOTION

REP. LOUSER MOVED that SB 2020, which is on the Fourteenth order, be laid over one legislative day, which motion prevailed on a voice vote.

SECOND READING OF SENATE BILL

SB 2006: A BILL for an Act to provide an appropriation for defraying the expenses of the North Dakota aeronautics commission; and to provide an exemption.

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 91 YEAS, 0 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Becker; Bellew; Beltz; Bosch; Boschee; Brandenburg; Buffalo; Christensen; Cory; Damschen; Delzer; Devlin; Dobervich; Dockter; Ertelt; Fegley; Fisher; Guggisberg; Hager; Hagert; Hanson; Hatlestad; Hauck; Headland; Heinert; Hoverson; Howe; Ista; Johnson, D.; Johnson, M.; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Klemin; Koppelman, B.; Kreidt; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; Meier; Mitskog; Mock; Monson; Nathe; Nehring; Nelson, J.; Nelson, M.; O'Brien; Ostlie; Paulson; Paur; Pollert; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Skroch; Steiner; Stemen; Strinden; Thomas; Toman; Trottier; Tveit; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Koppelman, K.

ABSENT AND NOT VOTING: Boe; Owens; Porter

Engrossed SB 2006, as amended, passed.

SECOND READING OF SENATE BILL

SB 2019: A BILL for an Act to provide an appropriation for defraying the expenses of the department of career and technical education; and to provide a statement of legislative intent.

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 86 YEAS, 5 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Beltz; Bosch; Boschee; Brandenburg; Buffalo; Christensen; Cory; Damschen; Delzer; Devlin; Dobervich; Dockter; Fegley; Fisher; Guggisberg; Hager; Hagert; Hanson; Hatlestad; Hauck; Headland; Heinert; Hoverson; Howe; Ista; Johnson, D.; Johnson, M.; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Klemin; Koppelman, B.; Kreidt; Lefor; Longmuir; Louser; Marschall; Martinson; Meier; Mitskog; Mock; Monson; Nathe; Nehring; Nelson, J.; Nelson, M.; O'Brien; Ostlie; Paulson; Paur; Pollert; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Skroch; Steiner; Stemen; Strinden; Thomas; Trottier; Tveit; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Koppelman, K.

NAYS: Becker; Bellew; Ertelt; Magrum; Toman

ABSENT AND NOT VOTING: Boe; Owens; Porter

Engrossed SB 2019, as amended, passed.

SECOND READING OF SENATE BILL

SB 2266: A BILL for an Act to provide for review of occupational and professional laws and

rules to update outdated references to good character.

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 16 YEAS, 75 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, P.; Boschee; Buffalo; Dobervich; Guggisberg; Hager; Hanson; Howe; Ista; Johnson, M.; Mitskog; Mock; Nelson, M.; Roers Jones; Schneider

NAYS: Anderson, B.; Anderson, D.; Becker; Bellew; Beltz; Bosch; Brandenburg; Christensen; Cory; Damschen; Delzer; Devlin; Dockter; Ertelt; Fegley; Fisher; Hagert; Hatlestad; Hauck; Headland; Heinert; Hoverson; Johnson, D.; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Klemin; Koppelman, B.; Kreidt; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; Meier; Monson; Nathe; Nehring; Nelson, J.; O'Brien; Ostlie; Paulson; Paur; Pollert; Pyle; Richter; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schmidt; Schobinger; Schreiber-Beck; Skroch; Steiner; Stemen; Strinden; Thomas; Toman; Trottier; Tveit; Vetter; Vigasaa; Weisz; Westlind; Zubke; Speaker Koppelman, K.

ABSENT AND NOT VOTING: Boe; Owens; Porter

SB 2266 failed.

SECOND READING OF SENATE BILL

SB 2281: A BILL for an Act to create and enact a new section to chapter 54-12 of the North Dakota Century Code, relating to a statewide sexual assault evidence collection kit tracking system; to amend and reenact subsection 5 of section 31-13-03 of the North Dakota Century Code, relating to the collection of samples of blood or body fluids for DNA testing; and to declare an emergency.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 91 YEAS, 0 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Becker; Bellew; Beltz; Bosch; Boschee; Brandenburg; Buffalo; Christensen; Cory; Damschen; Delzer; Devlin; Dobervich; Dockter; Ertelt; Fegley; Fisher; Guggisberg; Hager; Hagert; Hanson; Hatlestad; Hauck; Headland; Heinert; Hoverson; Howe; Ista; Johnson, D.; Johnson, M.; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Klemin; Koppelman, B.; Kreidt; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; Meier; Mitskog; Mock; Monson; Nathe; Nehring; Nelson, J.; Nelson, M.; O'Brien; Ostlie; Paulson; Paur; Pollert; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Skroch; Steiner; Stemen; Strinden; Thomas; Toman; Trottier; Tveit; Vetter; Vigasaa; Weisz; Westlind; Zubke; Speaker Koppelman, K.

ABSENT AND NOT VOTING: Boe; Owens; Porter

Engrossed SB 2281 passed and the emergency clause was declared carried.

SECOND READING OF SENATE BILL

SB 2209: A BILL for an Act to create and enact a new section to chapter 19-02.1 and a new chapter to title 19 of the North Dakota Century Code, relating to increased access to low-cost prescription drugs; to amend and reenact section 43-15.3-12 of the North Dakota Century Code, relating to drug wholesaler fees; to provide for a report; to provide a continuing appropriation; to provide for a transfer; and to provide a contingent 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 22 YEAS, 69 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, P.; Becker; Boschee; Guggisberg; Hager; Hanson; Hoverson; Ista; Johnson, M.; Klemin; Magrum; Mitskog; Mock; Monson; Nelson, J.; Nelson, M.; Paur; Richter; Satrom; Schauer; Schneider

NAYS: Anderson, B.; Anderson, D.; Bellew; Beltz; Bosch; Brandenburg; Buffalo; Christensen; Cory; Damschen; Delzer; Devlin; Dobervich; Dockter; Ertelt; Fegley; Fisher; Hagert; Hatlestad; Hauck; Headland; Heinert; Howe; Johnson, D.; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Koppelman, B.; Kreidt; Lefor; Longmuir; Louser; Marschall; Martinson; Meier; Nathe; Nehring; O'Brien; Ostlie; Paulson; Pollert; Pyle; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Schatz; Schmidt; Schobinger; Schreiber-Beck; Skroch; Steiner; Stemen; Strinden; Thomas; Toman; Trottier; Tveit; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Koppelman, K.

ABSENT AND NOT VOTING: Boe; Owens; Porter

Engrossed SB 2209 failed.

ANNOUNCEMENT

SPEAKER K. KOPPELMAN ANNOUNCED that the House stand in recess until 12:30 p.m.

THE HOUSE RECONVENED pursuant to recess taken, with Speaker K. Koppelman presiding.

CONSIDERATION OF MESSAGES FROM THE SENATE

REP. LOUSER MOVED that the House do not concur in the Senate amendments to Engrossed HB 1004 as printed on HJ pages 1563-1566, in the Senate amendments to Engrossed HB 1018 as printed on HJ pages 1566-1568, in the Senate amendments to Engrossed HB 1023 as printed on HJ pages 1568-1570, in the Senate amendments to Reengrossed HB 1383 as printed on HJ page 1543, in the Senate amendments to HB 1493 as printed on HJ page 1429, and in the Senate amendments to HCR 3021 as printed on HJ pages 1514-1515 and that a conference committee be appointed to meet with a like committee from the Senate on each of these measures, which motion prevailed on a voice vote.

APPOINTMENT OF CONFERENCE COMMITTEES

THE SPEAKER APPOINTED as a Conference Committee on:

Engrossed HB 1004: Reps. Bellew, Howe, Mock.

Engrossed HB 1018: Reps. Schatz, Monson, Schmidt.

Engrossed HB 1023: Reps. Bellew, Brandenburg, Meier.

Reengrossed HB 1383: Reps. Pyle, Nehring, Adams.

HB 1493: Reps. Fegley, Porter, Schneider.

HCR 3021: Reps. Schauer, Thomas, P. Anderson.

APPOINTMENT OF CONFERENCE COMMITTEE

REP. LOUSER MOVED that the Speaker appoint a committee of three to act with a like committee from the Senate as a Conference Committee on Engrossed SB 2002, Engrossed SB 2008, Engrossed SB 2010, Engrossed SB 2013, SB 2026, Engrossed SB 2130, SB 2144, and SB 2293, which motion prevailed on a voice vote.

THE SPEAKER APPOINTED as a Conference Committee on:

Engrossed SB 2002: Reps. Bellew, Kempenich, Brandenburg

Engrossed SB 2008: Reps. Meier, Bellew, Brandenburg

Engrossed SB 2010: Reps. Strinden, Schobinger, Mitskog

Engrossed SB 2013: Reps. Kempenich, Howe, Meier

SB 2026: Reps. Kading, Hagert, Hanson

Engrossed SB 2130: Reps. Keiser, Kasper, Adams

SB 2144: Reprs. Heinert, Damschen, Ista
SB 2293: Reprs. Longmuir, Klemin, Adams

MOTION

REP. LOUSER MOVED that HB 1323 be moved to the top of the Twelfth order, which motion prevailed on a voice vote.

CONSIDERATION OF MESSAGE FROM THE SENATE

REP. DOCKTER MOVED that the House do concur in the Senate amendments to HB 1323 as printed on HJ page 1482, which motion prevailed on a voice vote.

HB 1323, as amended, was placed on the Eleventh order of business.

SECOND READING OF HOUSE BILL

HB 1323: A BILL for an Act to create and enact a new section to chapter 23-07 of the North Dakota Century Code, relating to limitations on mask wearing requirements.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 67 YEAS, 24 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Anderson, B.; Becker; Bellew; Bosch; Brandenburg; Christensen; Cory; Damschen; Delzer; Devlin; Dockter; Ertelt; Fegley; Fisher; Hatlestad; Hauck; Headland; Heinert; Hoverson; Howe; Johnson, D.; Jones; Kading; Kasper; Kempenich; Kiefert; Koppelman, B.; Kreidt; Lefor; Longmuir; Louser; Magrum; Marschall; Meier; Monson; Nathe; Nehring; Nelson, J.; Paulson; Paur; Porter; Pyle; Richter; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schmidt; Schobinger; Schreiber-Beck; Skroch; Steiner; Stemen; Strinden; Thomas; Toman; Trottier; Tveit; Vetter; Vigasaa; Weisz; Westlind; Zubke; Speaker Koppelman, K.

NAYS: Adams; Anderson, P.; Beltz; Boschee; Buffalo; Dobervich; Guggisberg; Hager; Hagert; Hanson; Ista; Johnson, M.; Karls; Keiser; Klemin; Martinson; Mitskog; Mock; Nelson, M.; O'Brien; Ostlie; Pollert; Roers Jones; Schneider

ABSENT AND NOT VOTING: Anderson, D.; Boe; Owens

Engrossed HB 1323 passed.

SECOND READING OF SENATE BILL

SB 2275: A BILL for an Act to provide for an appropriation to the department of human services relating to a director for the task force on prevention of sexual abuse of children.

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 19 YEAS, 72 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, P.; Boschee; Buffalo; Dobervich; Fegley; Guggisberg; Hager; Hanson; Ista; Kreidt; Mitskog; Mock; Nelson, M.; Roers Jones; Satrom; Schauer; Schneider; Westlind

NAYS: Anderson, B.; Becker; Bellew; Beltz; Bosch; Brandenburg; Christensen; Cory; Damschen; Delzer; Devlin; Dockter; Ertelt; Fisher; Hagert; Hatlestad; Hauck; Headland; Heinert; Hoverson; Howe; Johnson, D.; Johnson, M.; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Klemin; Koppelman, B.; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; Meier; Monson; Nathe; Nehring; Nelson, J.; O'Brien; Ostlie; Paulson; Paur; Pollert; Porter; Pyle; Richter; Rohr; Ruby, D.; Ruby, M.; Sanford; Schatz; Schmidt; Schobinger; Schreiber-Beck; Skroch; Steiner; Stemen; Strinden; Thomas; Toman; Trottier; Tveit; Vetter; Vigasaa; Weisz; Zubke; Speaker Koppelman, K.

ABSENT AND NOT VOTING: Anderson, D.; Boe; Owens

SB 2275 failed.

SECOND READING OF SENATE BILL

SB 2015: A BILL for an Act to provide an appropriation for defraying the expenses of the department of corrections and rehabilitation; 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, and has committee recommendation of DO PASS, the roll was called and there were 75 YEAS, 17 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Beltz; Bosch; Boschee; Brandenburg; Buffalo; Cory; Damschen; Delzer; Dobervich; Dockter; Fegley; Fisher; Guggisberg; Hager; Hagert; Hanson; Hatlestad; Headland; Heinert; Howe; Ista; Johnson, D.; Johnson, M.; Jones; Kading; Karls; Keiser; Kiefert; Klemin; Koppelman, B.; Kreidt; Longmuir; Louser; Marschall; Martinson; Meier; Mitskog; Mock; Monson; Nathe; Nehring; Nelson, J.; O'Brien; Ostlie; Paulson; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, M.; Sanford; Satrom; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Skroch; Stemen; Strinden; Thomas; Toman; Trottier; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Koppelman, K.

NAYS: Becker; Bellew; Christensen; Devlin; Ertelt; Hauck; Hoverson; Kasper; Kempenich; Lefor; Magrum; Nelson, M.; Paur; Ruby, D.; Schatz; Steiner; Tveit

ABSENT AND NOT VOTING: Boe; Owens

Engrossed SB 2015, as amended, passed and the emergency clause was declared carried.

SECOND READING OF SENATE BILL

SB 2146: A BILL for an Act to provide an appropriation to the office of management and budget for accessibility improvements on the state capitol grounds; to provide a statement of legislative intent; and to declare an emergency.

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 91 YEAS, 0 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Becker; Bellew; Beltz; Bosch; Boschee; Brandenburg; Buffalo; Christensen; Cory; Damschen; Delzer; Devlin; Dobervich; Dockter; Ertelt; Fegley; Fisher; Guggisberg; Hager; Hagert; Hanson; Hatlestad; Hauck; Headland; Heinert; Hoverson; Howe; Ista; Johnson, D.; Johnson, M.; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Klemin; Koppelman, B.; Kreidt; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; Meier; Mitskog; Mock; Monson; Nathe; Nehring; Nelson, J.; Nelson, M.; O'Brien; Ostlie; Paulson; Paur; Pollert; Porter; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Skroch; Steiner; Stemen; Strinden; Thomas; Toman; Trottier; Tveit; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Koppelman, K.

ABSENT AND NOT VOTING: Boe; Owens; Pyle

SB 2146, as amended, passed and the emergency clause was declared carried.

SECOND READING OF SENATE BILL

SB 2319: A BILL for an Act to create and enact a new section to chapter 57-51.1 of the North

Dakota Century Code, relating to distribution of revenue from wells located outside reservation boundaries; and to provide for application.

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 81 YEAS, 11 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Beltz; Bosch; Boschee; Brandenburg; Cory; Damschen; Devlin; Dobervich; Dockter; Ertelt; Fegley; Fisher; Guggisberg; Hager; Hagert; Hanson; Hatlestad; Hauck; Headland; Heinert; Hoverson; Howe; Ista; Johnson, D.; Johnson, M.; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Klemin; Kreidt; Lefor; Longmuir; Louser; Magrum; Meier; Mitskog; Mock; Monson; Nathe; Nehring; Nelson, J.; O'Brien; Ostlie; Paulson; Paur; Pollert; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Skroch; Steiner; Stemen; Strinden; Thomas; Toman; Trottier; Tveit; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Koppelman, K.

NAYS: Becker; Bellew; Buffalo; Christensen; Delzer; Koppelman, B.; Marschall; Martinson; Nelson, M.; Porter; Schatz

ABSENT AND NOT VOTING: Boe; Owens

Reengrossed SB 2319, as amended, passed.

SECOND READING OF SENATE BILL

SB 2290: A BILL for an Act to amend and reenact sections 54-16-04.1 and 54-16-04.2 of the North Dakota Century Code, relating to emergency commission and budget section approval to accept and disburse federal and other funds; and to declare an emergency.

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 78 YEAS, 14 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Becker; Bellew; Beltz; Bosch; Brandenburg; Christensen; Cory; Damschen; Devlin; Dockter; Ertelt; Fegley; Fisher; Hager; Hagert; Hatlestad; Hauck; Heinert; Hoverson; Howe; Johnson, D.; Johnson, M.; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Klemin; Koppelman, B.; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; Meier; Mock; Nathe; Nehring; Nelson, J.; Nelson, M.; O'Brien; Ostlie; Paulson; Paur; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Skroch; Steiner; Stemen; Strinden; Thomas; Toman; Trottier; Tveit; Vetter; Vigesaa; Westlind; Zubke; Speaker Koppelman, K.

NAYS: Boschee; Buffalo; Delzer; Dobervich; Guggisberg; Hanson; Headland; Ista; Kreidt; Mitskog; Monson; Pollert; Porter; Weisz

ABSENT AND NOT VOTING: Boe; Owens

Engrossed SB 2290, as amended, passed and the emergency clause was declared carried.

SECOND READING OF SENATE BILL

SB 2063: A BILL for an Act to amend and reenact section 15-10-62 of the North Dakota Century Code, relating to the nickel trophy; to provide for a budget section report; and to provide a contingent appropriation.

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 23 YEAS, 69 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Anderson, P.; Cory; Hatlestad; Hoverson; Karls; Kasper; Klemin; Koppelman, B.; Louser; Marschall; Mitskog; Mock; Nelson, J.; Pollert; Roers Jones; Satrom; Schauer; Schneider; Schobinger; Stemen; Trottier; Vetter; Speaker Koppelman, K.

NAYS: Adams; Anderson, B.; Anderson, D.; Becker; Bellew; Beltz; Bosch; Boschee; Brandenburg; Buffalo; Christensen; Damschen; Delzer; Devlin; Dobervich; Dockter; Ertelt; Fegley; Fisher; Guggisberg; Hager; Hagert; Hanson; Hauck; Headland; Heinert; Howe; Ista; Johnson, D.; Johnson, M.; Jones; Kading; Keiser; Kempenich; Kiefert; Kreidt; Lefor; Longmuir; Magrum; Martinson; Meier; Monson; Nathe; Nehring; Nelson, M.; O'Brien; Ostlie; Paulson; Paur; Porter; Pyle; Richter; Rohr; Ruby, D.; Ruby, M.; Sanford; Schatz; Schmidt; Schreiber-Beck; Skroch; Steiner; Strinden; Thomas; Toman; Tveit; Vigesaa; Weisz; Westlind; Zubke

ABSENT AND NOT VOTING: Boe; Owens

SB 2063, as amended, failed.

SECOND READING OF SENATE BILL

SB 2004: A BILL for an Act to provide an appropriation for defraying the expenses of the state department of health; to amend and reenact section 23-01-02 of the North Dakota Century Code, relating to compensation of members of the health council; to provide a statement of legislative intent; to provide for a report; 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, and has committee recommendation of DO PASS, the roll was called and there were 53 YEAS, 39 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Beltz; Bosch; Boschee; Brandenburg; Buffalo; Delzer; Dobervich; Dockter; Guggisberg; Hager; Hagert; Hanson; Hatlestad; Howe; Ista; Johnson, D.; Johnson, M.; Karls; Keiser; Klemin; Kreidt; Longmuir; Martinson; Mitskog; Mock; Monson; Nathe; Nelson, J.; O'Brien; Ostlie; Pollert; Porter; Pyle; Richter; Roers Jones; Ruby, M.; Sanford; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Stemen; Strinden; Thomas; Vigesaa; Weisz; Westlind; Zubke

NAYS: Becker; Bellew; Christensen; Cory; Damschen; Devlin; Ertelt; Fegley; Fisher; Hauck; Headland; Heinert; Hoverson; Jones; Kading; Kasper; Kempenich; Kiefert; Koppelman, B.; Lefor; Louser; Magrum; Marschall; Meier; Nehring; Nelson, M.; Paulson; Paur; Rohr; Ruby, D.; Satrom; Schatz; Skroch; Steiner; Toman; Trottier; Tveit; Vetter; Speaker Koppelman, K.

ABSENT AND NOT VOTING: Boe; Owens

Engrossed SB 2004, as amended, passed.

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

MR. PRESIDENT: The House has passed, the emergency clause carried, unchanged: SB 2281.

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

MR. PRESIDENT: The House has amended and subsequently passed: SB 2004, SB 2006, SB 2019, SB 2230, SB 2319.

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)
MR. PRESIDENT: The House has amended, subsequently passed, and the emergency clause carried: SB 2012, SB 2015, SB 2146, SB 2290.

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)
MR. PRESIDENT: The House has amended and subsequently failed to pass: SB 2063.

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)
MR. PRESIDENT: The House has failed to pass, unchanged: SB 2209, SB 2266, SB 2275.

MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)
MR. SPEAKER: The Senate has passed, unchanged: HB 1212, HB 1249.

MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)
MR. SPEAKER: The Senate has amended and subsequently passed: HB 1032, HB 1388, HB 1453, HB 1475.

SENATE AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1032

In lieu of the amendments printed on pages 1263 through 1266 of the Senate Journal, Engrossed House Bill No. 1032 is amended as follows:

Page 1, line 1, replace "19" with "26.1"

Page 1, line 2, after the semicolon insert "to amend and reenact section 43-15.3-12 of the North Dakota Century Code, relating to wholesale drug license fees; to provide a continuing appropriation;"

Page 1, replace lines 4 and 5 with:

"SECTION 1. A new chapter to title 26.1 of the North Dakota Century Code is created and enacted as follows:"

Page 1, line 12, after "5." insert """Drug manufacturer" means the entity that holds the national drug code for a drug which is engaged in the production, preparation, propagation, compounding, conversion, or processing of the drug or which is engaged in the packaging, repackaging, labeling, relabeling, or distribution of the drug. The term does not include a wholesale drug distributor or retail pharmacy licensed in this state.

6."

Page 1, line 14, replace "6." with "7."

Page 1, line 16, after "agency" insert "other than the department of human services or state department of health"

Page 1, remove line 18

Page 1, line 19, after "a" insert "drug"

Page 2, remove line 1

Page 2, line 2, replace "11." with "10."

Page 2, line 3, after "19-03.6-01" insert ". The term does not include the department of human services or state department of health"

Page 2, remove lines 4 through 8

Page 2, line 9, replace "13." with "11."

Page 2, line 9, remove "means a:"

Page 2, remove lines 10 through 18

- Page 2, line 19, replace "restricted to use by a practitioner" with "has the same meaning as under section 43-15-01"
- Page 2, line 20, replace "14." with "12."
- Page 2, line 22, replace "pharmaceutical" with "drug"
- Page 2, line 23, replace "15." with "13."
- Page 2, line 24, replace "16." with "14."
- Page 2, line 27, replace "17." with "15."
- Page 2, line 27, after "the" insert "drug"
- Page 2, line 28, replace "wholesale drug distributors" with "wholesalers"
- Page 3, remove lines 3 and 4
- Page 3, line 6, replace "board" with "commissioner"
- Page 3, line 8, replace "United States food and drug administration-approved" with "prescription"
- Page 3, line 9, after "that" insert "drug"
- Page 3, line 14, replace "board" with "commissioner"
- Page 3, line 21, after "the" insert "previous"
- Page 3, line 23, after the first "the" insert "drug"
- Page 3, line 25, after "the" insert "drug"
- Page 3, line 27, after "A" insert "concise"
- Page 3, line 31, replace "board" with "commissioner"
- Page 4, line 1, after the first "the" insert "drug"
- Page 4, line 1, after the second "the" insert "drug"
- Page 4, line 4, replace "board" with "commissioner"
- Page 4, line 4, after the second "the" insert "drug"
- Page 4, line 7, after "a" insert "concise"
- Page 4, remove lines 14 through 16
- Page 4, line 19, replace "board" with "commissioner"
- Page 5, line 3, after the underscored comma insert "the identity of a drug manufacturer."
- Page 5, remove lines 6 through 10
- Page 5, line 12, remove "a."
- Page 5, line 13, replace "board" with "commissioner"
- Page 5, line 15, replace "(1)" with "a."
- Page 5, line 16, replace "(2)" with "b."
- Page 5, line 18, replace "(3)" with "c."

Page 5, line 20, replace "(4)" with "d."

Page 5, line 22, replace "(5)" with "e."

Page 5, line 24, replace "(6)" with "f."

Page 5, remove lines 25 through 30

Page 6, remove lines 4 through 31

Page 7, remove lines 1 through 31

Page 8, remove lines 1 through 7

Page 8, line 9, remove "the board reports to"

Page 8, line 10, after the first "commissioner" insert "receives"

Page 8, line 13, replace "thirty" with "sixty"

Page 8, line 13, replace "from the board" with "under this chapter"

Page 8, line 14, after the underscored period insert "The information the commissioner publishes may not disclose or tend to disclose trade secret, proprietary, commercial, financial, or confidential information of any pharmacy, pharmacy benefits manager, drug wholesaler, or hospital."

Page 8, line 16, remove "board and the"

Page 8, line 17, replace "commissioner" with "board"

Page 8, line 17, replace "board" with "commissioner"

Page 8, line 19, replace "board" with "commissioner"

Page 8, line 20, replace the first "board" with "commissioner"

Page 8, line 20, after "44-04-17.1" insert "; however, as provided under section 44-04-18.4 any portion of a report which discloses trade secret, proprietary, commercial, or financial information is confidential if it is of a privileged nature and has not been previously publicly disclosed"

Page 8, after line 20, insert:

"Drug pricing fund - Transfer - Continuing appropriation.

There is created in the state treasury the drug pricing fund, which consists of any money deposited in the fund by the board and any interest earned on moneys in the fund. The board may deposit up to six hundred dollars of every wholesaler license fee and every virtual wholesaler license fee collected by the board under section 43-15.3-12 to the drug pricing fund. All moneys in the fund, not otherwise appropriated, are appropriated to the insurance department to implement this chapter."

Page 8, line 22, replace "care plan" with "insurer"

Page 8, line 22, remove "hospital, pharmacy, wholesale drug distributor."

Page 8, line 23, remove "pharmacy services administrative organization."

Page 8, line 25, after the underscored period insert "The attorney general may waive or reduce a fine under this section upon a finding of good cause, such as excusable neglect or other extenuating circumstances."

Page 8, after line 26, insert:

"SECTION 2. AMENDMENT. Section 43-15.3-12 of the North Dakota Century Code is amended and reenacted as follows:

43-15.3-12. Fees.

The board shall charge and collect the following fees under this chapter:

Chain drug warehouse	
\$200	
Chain pharmacy warehouse	
\$200	
Durable medical equipment distributor, medical gas distributor, or both	
\$200	
Durable medical equipment retailer, medical gas retailer and distributor, or both	
\$300	
Hospital offsite warehouse	
\$200	
Jobber or broker	\$400 <u>Not to exceed</u>
\$1,000	
Manufacturer	\$400 <u>Not to exceed</u>
\$1,000	
Medical gas retailer, durable medical equipment retailer, or both	
\$200	
Medical gas durable medical equipment distributor and retailer	
\$300	
Outsourcing facility	
\$200	
Own label distributor	\$400 <u>Not to exceed</u>
\$1,000	
Pharmacy distributor	
\$200	
Private label distributor	\$400 <u>Not to exceed \$1,000</u>
Repackager	\$400 <u>Not to exceed</u>
\$1,000	
Reverse distributor	
\$200	
Third-party logistic provider	\$400 <u>Not to exceed</u>
\$1,000	
Veterinary-only distributor	
\$200	
Virtual manufacturer	
\$400	
Virtual wholesaler or distributor	\$400 <u>Not to exceed \$1,000</u>
Wholesaler or distributor	\$400 <u>Not to exceed</u>
\$1,000 "	

Renumber accordingly

SENATE AMENDMENTS TO REENGROSSED HOUSE BILL NO. 1388

In lieu of the amendments adopted by the Senate as printed on pages 1060 through 1066 of the Senate Journal, Reengrossed House Bill No. 1388 is amended as follows:

Page 1, line 1, after "to" insert "create and enact a new subsection to section 15.1-06-04, a new section to chapter 15.1-07, a new section to chapter 15.1-13, and a new section to chapter 15.1-21 of the North Dakota Century Code, relating to virtual learning, school calendar length, reading competency requirements, and teacher professional development and licensure; to"

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

Page 1, line 1, after the first comma insert "subsection 4 of section 15.1-06-04, subdivision e of subsection 1 of section 15.1-06-06, section 15.1-06-13, subsection 2 of section 15.1-09.1-02.1, and sections 15.1-20-01,"

Page 1, line 1, remove the second "and"

Page 1, line 1, after "15.1-27-04.1" insert ", 15.1-27-35, and 15.1-31-07"

Page 1, line 3, remove "and"

Page 1, line 4, after "rates" insert ", student attendance and enrollment, school approval, school compliance, regional education association services, average daily membership, and school calendars; to provide for a legislative management study; to provide for a legislative management report"

Page 1, line 5, replace "provide an appropriation" with "provide an effective date"

Page 2, line 14, remove "and"

Page 2, line 16, remove the overstrike over "An individual employed as a public school principal;" and insert immediately thereafter "and"

Page 2, line 17, after "(5)" insert "(4)"

Page 3, after line 29, insert:

"SECTION 2. AMENDMENT. Subsection 4 of section 15.1-06-04 of the North Dakota Century Code is amended and reenacted as follows:

4. For purposes of this section, a full day of instruction at a physical school plant consists of:
 - a. At least five and one-half hours for kindergarten and elementary students, during which time the students are required to be in attendance for the purpose of receiving curricular instruction; and
 - b. At least six hours for high school students, during which time the students are required to be in attendance for the purpose of receiving curricular instruction.

SECTION 3. A new subsection to section 15.1-06-04 of the North Dakota Century Code is created and enacted as follows:

If a school district intends to provide virtual instruction, the instruction must comply with the requirements under subsection 4. The attendance of students participating in virtual instruction must be verified by monitoring the student's progress on academic pacing guides developed by the school district to ensure students are in attendance and receiving sufficient curricular instruction, as defined in rules adopted by the superintendent of public instruction.

SECTION 4. AMENDMENT. Subdivision e of subsection 1 of section 15.1-06-06 of the North Dakota Century Code is amended and reenacted as follows:

- e. The physical school plant has been inspected by the state fire marshal or the state fire marshal's designee in accordance with section 15.1-06-09 and:
 - (1) Has no unremedied deficiency; or
 - (2) Has deficiencies that have been addressed in a plan of correction which was submitted to and approved by the state fire marshal or the state fire marshal's designee;

SECTION 5. AMENDMENT. Section 15.1-06-13 of the North Dakota Century Code is amended and reenacted as follows:

15.1-06-13. Schools - Compliance with health, safety, and sanitation requirements.

The superintendent of each school district shall ensure that the ~~schools~~physical school plants in the district comply with all health, safety, and sanitation requirements.

SECTION 6. A new section to chapter 15.1-07 of the North Dakota Century Code is created and enacted as follows:

School districts - Policy - Virtual learning - Report to legislative management.

The board of a school district or governing board of a nonpublic school that operates a physical school plant may adopt a policy to allow students to engage in virtual instruction and in the case of a school district, qualify for average daily membership in the district. The superintendent of public instruction shall adopt rules governing policies under this section. A policy adopted by a school district under this section must comply with the rules adopted by the superintendent of public instruction. The superintendent of public instruction shall provide biennial reports to the legislative management regarding the academic performance metrics of students participating in virtual instruction under this section.

SECTION 7. AMENDMENT. Subsection 2 of section 15.1-09.1-02.1 of the North Dakota Century Code is amended and reenacted as follows:

2. Subsection 1 does not preclude a regional education association from offering additional services ~~to its member districts~~.

SECTION 8. A new section to chapter 15.1-13 of the North Dakota Century Code is created and enacted as follows:

Teaching license - Reading instruction competency.

1. The board shall ensure a candidate for teacher licensure demonstrates competencies in beginning reading instruction based on scientifically and research-based best practices. Competencies must include the acquisition of knowledge of the essential components of beginning reading instruction, including:
 - a. Phonemic awareness;
 - b. Phonics;
 - c. Fluency;
 - d. Vocabulary;
 - e. Comprehension;
 - f. How to assess student reading ability; and
 - g. How to identify and correct reading difficulties.
2. A prekindergarten, kindergarten, elementary, and special education initial teacher licensure candidate must complete at least nine semester hours of reading which include a focus on the components under subsection 1.
3. A prekindergarten through grade twelve and a secondary education initial teacher licensure candidate must complete at least three semester hours of reading in the content area to be taught which includes a focus on vocabulary, comprehension, and writing.
4. A teacher licensure candidate satisfies the requirements of this section if the candidate demonstrates the candidate has received training in

competencies related to reading instruction from an accredited or approved program, or demonstrates mastery of the topics provided under subsection 1. The board may issue a provisional license for up to two years to a teacher licensure candidate who does not meet the requirements of this section.

SECTION 9. AMENDMENT. Section 15.1-20-01 of the North Dakota Century Code is amended and reenacted as follows:

15.1-20-01. Compulsory attendance.

1. Any person having responsibility for a child between the ages of seven and sixteen years shall ensure ~~that the child is in attendance at~~ attends a public school for the duration of each school year.
2. If a person enrolls a child of age six in a public school, the person shall ensure ~~that the child is in attendance at~~ attends the public school for the duration of each school year. The person may withdraw a child of age six from the public school. However, once the child is withdrawn, the person may not re-enroll the child until the following school year. This subsection does not apply if the reason for the withdrawal is the child's relocation to another school district.
3. This section does not apply if a child is exempted under the provisions of section 15.1-20-02.
4. The attendance of students participating in virtual instruction must be verified by monitoring the student's progress on academic pacing guides developed by the school district to ensure students are in attendance and receiving sufficient curricular instruction, as defined in rules adopted by the superintendent of public instruction.

SECTION 10. A new section to chapter 15.1-21 of the North Dakota Century Code is created and enacted as follows:

Reading curriculum - Content - Professional development - Reports to legislative management.

1. Beginning July 1, 2022, each school district and nonpublic school shall ensure the portion of its curriculum which is related to reading:
 - a. Is scientifically based, evidence based, and research based;
 - b. Focuses on:
 - (1) Phonemic awareness;
 - (2) Phonics;
 - (3) Fluency;
 - (4) Vocabulary; and
 - (5) Comprehension; and
 - c. Uses systematic direct instruction for students in kindergarten through grade three to ensure all students obtain necessary early reading skills.
2. Before the 2022-23 school year, each teacher who teaches kindergarten through grade three at a school district or nonpublic school, and each principal of a public or nonpublic school with kindergarten through grade three, shall attend teacher-approved, professional development training that includes training in the topics provided under subsection 1.

3. Each teacher or principal hired by a school district or nonpublic school that provides instruction in kindergarten through grade three shall complete the training under subsection 2, or demonstrate mastery of the topics provided under subsection 1, within one year of the teacher's or principal's first year of placement in the grade level or at the school.
4. To be approved by the superintendent of public instruction, each public and nonpublic school shall certify to the superintendent of public instruction that the district or school:
 - a. Ensures the placement of highly effective teachers in kindergarten through grade three;
 - b. Has integrated reading instruments used to diagnose reading development and comprehension; and
 - c. Has integrated evidence-based resources to support reading development and comprehension.
5. The superintendent of public instruction shall provide ongoing assistance to school districts and nonpublic schools to be in and maintain compliance with this section.
6. The superintendent of public instruction, in collaboration with the kindergarten through grade twelve education coordination council, shall adopt rules to implement this section, including rules to monitor implementation and compliance with this section.
7. The superintendent of public instruction shall provide periodic reports to the legislative management on the implementation and effectiveness of this section in improving educational outcomes and reading competency of students."

Page 9, remove lines 11 through 14

Page 12, line 10, after "thousand" insert "one hundred"

Page 12, line 16, after "thousand" insert "one hundred"

Page 12, line 22, overstrike "thirty-six" and insert immediately thereafter "two hundred thirty-seven"

Page 12, line 29, overstrike "thirty-six" and insert immediately thereafter "two hundred thirty-seven"

Page 19, line 12, after "thousand" insert "one hundred"

Page 19, line 18, after "thousand" insert "one hundred"

Page 19, line 24, overstrike "thirty-six" and insert immediately thereafter "two hundred thirty-seven"

Page 19, line 31, overstrike "thirty-six" and insert immediately thereafter "two hundred thirty-seven"

Page 23, replace lines 25 through 29 with:

"SECTION 13. AMENDMENT. Section 15.1-27-35 of the North Dakota Century Code is amended and reenacted as follows:

15.1-27-35. Average daily membership - Calculation.

1. Average daily membership is calculated at the conclusion of the school year by adding the total number of hours that each student in a given grade, school, or school district is in attendance at the school's physical

plant during a school calendar and the total number of hours that each student in a given grade, school, or school district is absent during a school calendar, and then dividing the sum by:

- a. Nine hundred sixty-two and one-half hours for elementary school students; or
 - b. One thousand fifty hours for middle and high school students.
2. For purposes of calculating average daily membership:
- a. A student enrolled full time in any grade from one through twelve may not exceed an average daily membership of 1.00. The membership may be prorated for a student who is enrolled less than full time.
 - b. A student enrolled full time in an approved regular education kindergarten program may not exceed an average daily membership of 1.00. The membership may be prorated for a student who is enrolled less than full time.
 - c. A student enrolled full time, as defined by the superintendent of public instruction, in an approved early childhood special education program may not exceed an average daily membership of 1.00. The membership may be prorated for a student who is enrolled less than full time.
 - d. A student enrolled full time in virtual instruction is calculated at an average daily membership of 1.00. The membership may be prorated for a student who is enrolled less than full time.

SECTION 14. AMENDMENT. Section 15.1-31-07 of the North Dakota Century Code is amended and reenacted as follows:

15.1-31-07. Students not subject to this chapter.

1. If a student, as a result of a school district dissolution or reorganization, resides in a district other than the one the student chooses to attend at the time of the dissolution or reorganization, the student is not subject to this chapter and may attend school in the chosen school district.
2. If a student resides in a district other than the one the student is enrolled in for purposes of receiving virtual instruction, the student is not subject to this chapter unless a cost-sharing agreement is established between the school district of residence and the receiving district.

SECTION 15. LEGISLATIVE MANAGEMENT STUDY - TRANSITION MINIMUM REDUCTION.

1. During the 2021-22 interim, the legislative management shall consider studying kindergarten through grade twelve school funding, including transition minimum reduction impacts to reorganized and consolidated school districts. The study must include:
 - a. A review of school districts that have multiple buildings in the district and districts that have built a new building without using traditional bonding methods as a result of a multidistrict reorganization;
 - b. An analysis of high-cost students, including students who are high cost due to special education needs, medical reasons, agency placements, or any other reasons that increase the cost to educate the students beyond the state threshold;
 - c. An ongoing review of the impacts of school districts that are off of the funding formula as they transition onto the formula;

- d. An analysis of human resource allocation and the duties and needs in elementary and secondary school buildings with a targeted focus on student academic health, behavioral health, and social and emotional health; and
 - e. A review of student performance data relevant to students participating in virtual learning.
2. The legislative management shall report its findings and recommendations, together with any legislation required to implement the recommendations to the sixty-eighth legislative assembly.

SECTION 16. EFFECTIVE DATE. Section 8 of this Act becomes effective on July 1, 2022."

Renumber accordingly

SENATE AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1453

Page 6, line 14, replace "to" with "at a meeting of"

Page 6, line 15, after "information" insert ". The final audit report may be provided to the members of the legislative audit and fiscal review committee before the meeting"

Renumber accordingly

SENATE AMENDMENTS TO REENGROSSED HOUSE BILL NO. 1475

In lieu of the amendments adopted by the Senate as printed on pages 914 through 916 of the Senate Journal, Reengrossed House Bill No. 1475 is amended as follows:

Page 1, line 1, after "A BILL" replace the remainder of the bill with "for an Act to create and enact three new sections to chapter 4.1-01.1 of the North Dakota Century Code, relating to an agriculture diversification and development fund, agriculture diversification and development committee, and agriculture diversification and development fund grants program; to provide an appropriation; to provide a continuing appropriation; and to provide for a transfer.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. A new section to chapter 4.1-01.1 of the North Dakota Century Code is created and enacted as follows:

Agriculture diversification and development fund - Continuing appropriation.

1. There is created in the state treasury the agriculture diversification and development loan fund. The fund consists of all moneys transferred to the fund by the legislative assembly, interest upon moneys in the fund, and payments of interest and principal on loans made from the fund. Moneys in the fund are appropriated to the Bank of North Dakota on a continuing basis for loan disbursements, grants, and administrative costs pursuant to this section. No more than twenty-five percent of the fund may be utilized for grants in a biennium.
2. Loans, interest rate buydowns, or grants may be issued from the fund to support new or expanding value-added agriculture businesses that demonstrate financial feasibility, enhance profitability for farmers and ranchers, create jobs, and grow the state's economy. Value-added agriculture businesses include food production or processing facilities; feed or pet food processing facilities; commodity processing facilities; agriculture product manufacturers; and animal agriculture production facilities, including swine, poultry, dairy, and feed lot production facilities.

3. The Bank of North Dakota shall develop policies in consultation with the agriculture diversification and development committee. The Bank shall review loan applications. To be eligible for a loan under this section, an entity shall agree to provide the Bank with information as requested. The Bank may develop policies for loan participation with local financial institutions. The Bank shall deposit in the fund all principal and interest paid on the outstanding loans. The Bank may use a portion of the interest paid as a servicing fee to pay for administrative costs, which may not exceed one-half of one percent of the amount of the outstanding loans. The Bank shall contract with a certified public accounting firm to audit the fund if the fund has any loans. The cost of the audit must be paid from the fund.

SECTION 2. A new section to chapter 4.1-01.1 of the North Dakota Century Code is created and enacted as follows:

Agriculture diversification and development committee.

1. The agriculture diversification and development committee consists of eleven members, five of whom must be appointed by the commissioner for terms of two years each, arranged so that two terms expire in odd-numbered years and three terms expire in even-numbered years.
 - a. Four of the members appointed by the commissioner must be actively engaged in farming in this state and the fifth member appointed by the commissioner must be actively engaged in agribusiness in this state.
 - b. The governor shall appoint one member for a term of two years which expires in odd-numbered years.
 - c. The member appointed by the governor must be actively engaged in business in this state.
 - d. The remaining committee members must consist of:
 - (1) One representative from the independent community banks of North Dakota;
 - (2) One representative from the North Dakota bankers association;
 - (3) The commissioner of commerce or the commissioner's designee;
 - (4) The president of North Dakota state university or the president's designee; and
 - (5) The agriculture commissioner or the commissioner's designee.
 - e. The committee shall elect one of its members as chairman.
2. The agriculture diversification and development committee shall develop guidelines for the grants, including eligibility criteria and reporting requirements. The guidelines must include priority for businesses with a majority of the ownership comprised of North Dakota residents. The agriculture diversification and development committee shall review grant applications and make funding determinations.

SECTION 3. A new section to chapter 4.1-01.1 of the North Dakota Century Code is created and enacted as follows:

**Agriculture diversification and development fund grants program -
Access to records.**

1. To the extent the agriculture diversification and development committee determines the materials or data provided under section 1 of this Act consist of trade secrets or commercial, financial, or proprietary information of individuals or entities applying for grants with the committee, materials and data submitted to, made by, or received by the committee, are not public records subject to section 44-04-18 and section 6 of article XI of the Constitution of North Dakota, and are subject to section 44-04-18.4.

2. A person may file a request with the committee to have material designated as confidential under subsection 1. The request must contain any information required by the committee and must include at least the following:
 - a. A general description of the nature of the information sought to be protected;
 - b. An explanation of why the information derives independent economic value, actual or potential, from not being generally known to other persons;
 - c. An explanation of why the information is not readily ascertainable by proper means of other persons;
 - d. A general description of any person that may obtain economic value from disclosure or use of the information, and how the person may obtain this value; and
 - e. A description of the efforts used to maintain the secrecy of the information.

3. A request under subsection 2 is confidential. The committee shall examine the request and determine whether the information is relevant to the matter at hand and is a trade secret under the definition in section 47-25.1-01 or 44-04-18.4. If the committee determines the information is not relevant or not a trade secret, the committee shall notify the requester and the requester may ask for the return of the information and the request within ten days of the notice. If no return is sought, the information and request are public records.

4. The names or identities of independent technical reviewers on a project or program are confidential, may not be disclosed by the committee, and are not public records subject to section 44-04-18 or section 6 of article XI of the Constitution of North Dakota.

SECTION 4. APPROPRIATION - TRANSFER TO AGRICULTURE DIVERSIFICATION AND DEVELOPMENT FUND. There is appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$10,000,000, or so much of the sum as may be necessary, to the agriculture diversification and development fund for the biennium beginning July 1, 2021, and ending June 30, 2023."

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

House Bill No. 1475 - Bank of North Dakota - Senate Action

	Base Budget	House Version	Senate Changes	Senate Version
Agriculture innovation fund		\$5,000,000	(\$5,000,000)	
Ag. diversification and development			10,000,000	\$10,000,000
Total all funds	\$0	\$5,000,000	\$5,000,000	\$10,000,000

Less estimated income	0	0	0	0
General fund	\$0	\$5,000,000	\$5,000,000	\$10,000,000
FTE	0.00	0.00	0.00	0.00

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

	Adjusts Funding for Agriculture Grants ¹	Total Senate Changes
Agriculture innovation fund	(\$5,000,000)	(\$5,000,000)
Ag. diversification and development	10,000,000	10,000,000
Total all funds	\$5,000,000	\$5,000,000
Less estimated income	0	0
General fund	\$5,000,000	\$5,000,000
FTE	0.00	0.00

¹ The Senate replaced the agriculture innovation fund with the agriculture diversification and development fund and provided for a transfer of \$10 million from the general fund to the newly created agriculture diversification and development fund. The House provided \$5 million from the general fund for the agriculture innovation fund.

MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)
MR. SPEAKER: The Senate has amended, subsequently passed, and the emergency clause carried: HB 1013, HB 1118.

SENATE AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1013

Page 1, line 4, remove "15.1-06-19,"

Page 1, line 5, remove "school counselors,"

Page 1, line 7, remove "and"

Page 1, line 7, after "date" insert "; and to declare an emergency"

Page 1, remove lines 20 through 24

Page 2, replace lines 1 through 9 with:

"Salaries and wages	\$18,027,035	(\$172,288)	\$17,854,747
Operating expenses	33,770,947	30,053,890	63,824,837
Integrated formula payments	2,098,202,429	39,147,571	2,137,350,000
Grants - special education	24,000,000	3,000,000	27,000,000
Grants - transportation	56,500,000	1,600,000	58,100,000
Grants - other grants	287,062,705	300,416,379	587,479,084
Grants - program grants	7,680,000	(7,680,000)	0
Grants - passthrough grants	2,863,764	(2,863,764)	0
Grants - program and passthrough	0	23,887,064	23,887,064
PowerSchool	5,500,000	(250,000)	5,250,000
National board certification	108,000	68,290	176,290
Total all funds	\$2,533,714,880	\$387,207,142	\$2,920,922,022
Less estimated income	812,553,743	445,291,906	1,257,845,649
Total general fund	\$1,721,161,137	(\$58,084,764)	\$1,663,076,373"

Page 2, replace lines 15 through 20 with:

"Salaries and wages	\$4,300,335	(\$160,428)	\$4,139,907
Operating expenses	1,621,917	200,786	1,822,703
Grants	2,233,528	0	2,233,528
Total all funds	\$8,155,780	\$40,358	\$8,196,138
Less estimated income	2,374,361	(9,944)	2,364,417
Total general fund	\$5,781,419	\$50,302	\$5,831,721"

Page 2, remove lines 26 through 31

Page 3, replace line 1 with:

"Salaries and wages	\$8,054,944	\$277,876	\$8,332,820
Operating expenses	1,705,586	21,500	1,727,086
Capital assets	158,678	697,500	856,178
Grants	40,000	(40,000)	0
Total all funds	\$9,959,208	\$956,876	\$10,916,084
Less estimated income	<u>2,430,358</u>	<u>1,079,170</u>	<u>3,509,528</u>
Total general fund	\$7,528,850	(\$122,294)	\$7,406,556"

Page 3, replace lines 7 through 12 with:

"Salaries and wages	\$4,935,291	\$56,903	\$4,992,194
Operating expenses	795,821	29,850	825,671
Capital assets	39,192	284,000	323,192
Total all funds	\$5,770,304	\$370,753	\$6,141,057
Less estimated income	<u>1,052,315</u>	<u>326,863</u>	<u>1,379,178</u>
Total general fund	\$4,717,989	\$43,890	\$4,761,879"

Page 3, replace lines 18 through 20 with:

"Grand total general fund	\$1,739,189,395	(\$58,112,866)	\$1,681,076,529
Grand total special funds	<u>818,410,777</u>	<u>446,687,995</u>	<u>1,265,098,772</u>
Grand total all funds	\$2,557,600,172	\$388,575,129	\$2,946,175,301"

Page 3, after line 27, insert:

"Federal COVID-19 relief funds	0	305,266,879
State automated reporting system maintenance	0	200,000"

Page 4, replace lines 1 through 6 with:

"Total department of public instruction - all funds	\$5,200,000	\$318,966,879
Total department of public instruction - estimated income	<u>5,000,000</u>	<u>318,766,879</u>
Total department of public instruction - general fund"	\$200,000	\$200,000

Page 4, after line 9, insert:

"Operating expenses	0	21,500"
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Page 4, replace line 12 with:

"Total school for the deaf - estimated income	\$270,000	\$719,000"
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Page 4, replace lines 28 through 30 with:

"Grand total - all funds	\$5,750,500	\$320,002,879
Grand total - estimated income	<u>5,550,500</u>	<u>319,802,879</u>
Grand total - general fund	\$200,000	\$200,000"

Page 5, line 14, replace "\$110,000,000" with "\$144,300,000"

Page 5, line 23, remove "- **MEDICAID MATCHING FUNDING** -"

Page 5, line 24, remove "**DISTRIBUTION**"

Page 5, line 25, remove "1."

Page 6, replace lines 1 through 6 with:

"SECTION 7. MEDICAID MATCHING FUNDING - SCHOOL APPROVAL - WITHHOLDING AND DISTRIBUTION.

1. State school aid payments for special education must be reduced by the amount of matching funds required to be paid by school districts or special education units for students participating in the Medicaid program for the biennium beginning July 1, 2021, and ending June 30, 2023. Special education funds equal to the amount of the matching funds required to be paid by the school district or special education unit must be paid by the superintendent of public instruction to the department of human services on behalf of the school district or unit.
2. State school aid payments for integrated formula payments must be reduced by the amount of funds required to be paid by school districts for school approval for the biennium beginning July 1, 2021, and ending June 30, 2023."

Page 7, replace lines 26 through 28 with:

"SECTION 11. POSTSECONDARY TRANSITIONAL GRANT PROGRAM FUNDING. The integrated formula payments line item in subdivision 1 of section 1 of this Act includes funding for postsecondary transitional grants. The superintendent of public instruction shall provide integrated formula payments to postsecondary transitional programs for eligible students enrolled in a postsecondary transitional program within the state at the rate provided under section 15.1-27-04.1. For purposes of this section, "eligible student" means a student with a documented intellectual or developmental disability who is at least eighteen years of age but has not reached the age of twenty-two, who has graduated from a public high school in the state or obtained an equivalent degree, and who enrolls in a postsecondary transitional program. By June thirtieth of each year, postsecondary transitional programs shall submit to the superintendent of public instruction for the reimbursement of eligible students enrolled in the program. Grant payments under this section may not exceed the per student rate under section 15.1-27-04.1. The superintendent of public instruction shall review and approve postsecondary transitional programs and develop a system for the distribution of payments necessary to implement this section.

SECTION 12. USE OF NEW MONEY - NON-ADMINISTRATIVE PERSONNEL COMPENSATION INCREASES - REPORT TO LEGISLATIVE MANAGEMENT.

1. During the 2021-23 biennium, the board of each school district shall use an amount equal to at least seventy percent of all new money received by the district for integrated formula payments to increase the compensation paid to non-administrative personnel.
2. For purposes of this section, the superintendent of public instruction shall provide guidance to school districts regarding the calculation of the amount of new money available during the 2021-23 biennium.

SECTION 13. KINDERGARTEN THROUGH GRADE TWELVE EDUCATION COORDINATION COUNCIL FUNDING - RESTRICTION. Funding totaling \$260,000 from the general fund, appropriated in subdivision 1 of section 1 of this Act, is provided for defraying the expenses of the kindergarten through grade twelve education coordination council, for the biennium beginning July 1, 2021, and ending June 30, 2023. These funds may not be used for any other purpose."

Page 7, line 30, after the comma insert "the department of public instruction may deposit indirect cost recoveries in its operating account. In addition,"

Page 8, line 1, remove the comma

Page 8, line 2, replace "and may be spent" with ". Any funds deposited in the public instruction fund may only be spent"

Page 8, line 7, replace "\$23,733,064" with "\$23,887,064"

Page 8, after line 16, insert:

"SECTION 17. EXEMPTION - STATE AUTOMATED REPORTING SYSTEM REWRITE. Up to \$600,000 of the unexpended amount remaining from the one-time appropriation from the foundation aid stabilization fund for the state automated reporting system rewrite, as authorized in subdivision 1 of section 1 of chapter 38 of the 2019 Session Laws, is not subject to the provisions of section 54-44.1-11 at the end of the 2019-21 biennium, and may be continued into the 2021-23 biennium for the purpose of continuing the state automated reporting system rewrite."

Page 9, line 16, replace "twenty-nine" with "thirty"

Page 9, line 16, replace "six" with "three"

Page 9, line 16, replace "eighty-five" with "twenty-three"

Page 10, remove lines 13 through 31

Page 11, remove lines 1 through 7

Page 11, line 11, after "**districts**" insert "**and special education units**"

Page 11, line 27, after "chapter" insert "or any special education unit"

Page 11, line 28, after "district" insert "or special education unit"

Page 11, line 28, after "manager" insert "or to jointly employ both a special education unit director and a business manager"

Page 11, line 30, after "manager" insert "or partial reimbursement of the combined salaries of the special education unit director and the business manager"

Page 12, line 3, after "district" insert "or special education unit"

Page 12, line 5, after "manager" insert "or the special education unit director and business manager"

Page 12, line 6, after "district" insert "or special education unit"

Page 12, line 7, after "manager" insert "or of the jointly hired special education unit director and business manager"

Page 12, line 8, after "schools" insert "or special education units"

Page 12, line 9, after "schools" insert "or special education units"

Page 12, line 10, after "schools" insert "or special education units"

Page 12, line 12, after "schools" insert "or special education units"

Page 12, line 15, after "districts" insert "or special education units"

Page 12, line 19, after "manager" insert "or the salaries of the special education unit director and business manager"

Page 13, line 12, replace "19" with "22"

Page 13, after line 13, insert:

"SECTION 26. EMERGENCY. Federal funding provided through the American Rescue Plan Act of 2021, totaling \$305,266,879 appropriated in subdivision 1 of section 1 of this Act is declared to be an emergency measure."

Re-number accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

House Bill No. 1013 - Summary of Senate Action

	Base Budget	House Version	Senate Changes	Senate Version
Department of Public Instruction				
Total all funds	\$2,533,714,880	\$2,574,705,359	\$346,216,663	\$2,920,922,022
Less estimated income	812,553,743	918,215,157	339,630,492	1,257,845,649
General fund	<u>\$1,721,161,137</u>	<u>\$1,656,490,202</u>	<u>\$6,586,171</u>	<u>\$1,663,076,373</u>
FTE	89.25	86.25	0.00	86.25
State Library				
Total all funds	\$8,155,780	\$8,204,297	(\$8,159)	\$8,196,138
Less estimated income	2,374,361	2,363,923	494	2,364,417
General fund	<u>\$5,781,419</u>	<u>\$5,840,374</u>	<u>(\$8,653)</u>	<u>\$5,831,721</u>
FTE	27.75	26.75	0.00	26.75
School for the Deaf				
Total all funds	\$9,959,208	\$10,899,230	\$16,854	\$10,916,084
Less estimated income	2,430,358	3,488,980	20,548	3,509,528
General fund	<u>\$7,528,850</u>	<u>\$7,410,250</u>	<u>(\$3,694)</u>	<u>\$7,406,556</u>
FTE	44.61	44.61	0.00	44.61
Vision Services - School for the Blind				
Total all funds	\$5,770,304	\$6,144,207	(\$3,150)	\$6,141,057
Less estimated income	1,052,315	1,526,111	(146,933)	1,379,178
General fund	<u>\$4,717,989</u>	<u>\$4,618,096</u>	<u>\$143,783</u>	<u>\$4,761,879</u>
FTE	27.90	27.75	0.00	27.75
Bill total				
Total all funds	\$2,557,600,172	\$2,599,953,093	\$346,222,208	\$2,946,175,301
Less estimated income	818,410,777	925,594,171	339,504,601	1,265,098,772
General fund	<u>\$1,739,189,395</u>	<u>\$1,674,358,922</u>	<u>\$6,717,607</u>	<u>\$1,681,076,529</u>
FTE	189.51	185.36	0.00	185.36

House Bill No. 1013 - Department of Public Instruction - Senate Action

	Base Budget	House Version	Senate Changes	Senate Version
Salaries and wages	\$18,027,035	\$17,838,463	\$16,284	\$17,854,747
Operating expenses	33,770,947	33,098,149	30,726,688	63,824,837
Integrated formula payments	2,098,202,429	2,098,370,500	38,979,500	2,137,350,000
Grants - Special education contracts	24,000,000	27,000,000		27,000,000
Grants - Transportation	56,500,000	56,500,000	1,600,000	58,100,000
Grants - Other grants	287,062,705	312,738,893	274,740,191	587,479,084
Grants - Program grants	7,680,000			
Grants - Passthrough grants	2,863,764			
PowerSchool	5,500,000	5,250,000		5,250,000
National board certification	108,000	176,290		176,290
Grants - Program and passthrough grants		<u>23,733,064</u>	<u>154,000</u>	<u>23,887,064</u>
Total all funds	\$2,533,714,880	\$2,574,705,359	\$346,216,663	\$2,920,922,022
Less estimated income	812,553,743	918,215,157	339,630,492	1,257,845,649
General fund	<u>\$1,721,161,137</u>	<u>\$1,656,490,202</u>	<u>\$6,586,171</u>	<u>\$1,663,076,373</u>
FTE	89.25	86.25	0.00	86.25

Department 201 - Department of Public Instruction - Detail of Senate Changes

	Adjusts Funding for Salary Increases ¹	Adjusts Funding for School Approval ²	Adjusts Funding for Integrated Formula Payments ³	Increases Funding for Transportation Aid ⁴	Adjusts Funding for Program and Passthrough Grants ⁵	Adds One-Time Funding for State Automated Reporting System (STARS) Maintenance ⁶
Salaries and wages	\$16,284					
Operating expenses						\$200,000
Integrated formula payments			\$38,979,500			
Grants - Special education contracts						
Grants - Transportation				\$1,600,000		
Grants - Other grants						
Grants - Program grants						
Grants - Passthrough grants						
PowerSchool						
National board certification						
Grants - Program and passthrough grants					\$154,000	
Total all funds	\$16,284	\$0	\$38,979,500	\$1,600,000	\$154,000	\$200,000
Less estimated income	9,613	(100,000)	34,300,000	0	154,000	0
General fund	\$6,671	\$100,000	\$4,679,500	\$1,600,000	\$0	\$200,000
FTE	0.00	0.00	0.00	0.00	0.00	0.00

	Adds One-Time Funding for COVID-19 Relief ⁷	Total Senate Changes
Salaries and wages		\$16,284
Operating expenses	\$30,526,688	30,726,688
Integrated formula payments		38,979,500
Grants - Special education contracts		
Grants - Transportation		1,600,000
Grants - Other grants	274,740,191	274,740,191
Grants - Program grants		
Grants - Passthrough grants		
PowerSchool		
National board certification		
Grants - Program and passthrough grants		154,000
Total all funds	\$305,266,879	\$346,216,663
Less estimated income	305,266,879	339,630,492
General fund	\$0	\$6,586,171
FTE	0.00	0.00

¹ Funding is adjusted to provide salary increases of 1.5 percent on July 1, 2021, with a minimum monthly increase of \$100, and 2 percent on July 1, 2022. The House provided salary adjustments of 1.5 percent on July 1, 2021, and July 1, 2022, with a minimum monthly increase of \$100 and a maximum monthly increase of \$250.

² The funding source for professional fees related to school approval is adjusted to provide \$100,000 from the general fund for the Department of Public Instruction's portion of the \$1,112,000 total cost. Funding for the remaining cost will be reimbursed by school districts through an assessment withheld from school districts' integrated formula payments.

³ Funding is increased for integrated formula payments pursuant to Senate amendments to House Bill No. 1388, including funding provided from the foundation aid stabilization fund to provide a 1 percent increase in the integrated formula payment rate each year of the 2021-23 biennium (\$34,300,000) and funding provided from the general fund related to changes in the school district size weighting factors for elementary schools (\$4,679,500).

⁴ Pursuant to Senate amendments to House Bill No. 1027, funding for transportation aid grants is increased to provide a total of \$58.1 million.

⁵ Funding from special funds made available from 2019-21 biennium carryover is added to increase funding for national writing projects (\$7,500), "We the People" program (\$27,500), and rural art outreach (\$119,000) to provide the following program and passthrough grants:

	Program and Passthrough Grants
Adult education matching grants	\$5,000,000
School food services matching grants	1,380,000
Free breakfast program	200,000
Program grant pool	900,000
Science experiments one-time grant	13,500,000
National writing projects	50,000
Rural art outreach projects	425,000
North Central Council for Education Media Services	202,300
Mentoring program	2,125,764
"We the People" program	70,000
Cultural heritage grants	34,000
Total program and passthrough grants	\$23,887,064

⁶ One-time funding is added for state automated reporting system (STARS) maintenance. In addition, a section is added to the bill to provide up to \$600,000 of the unexpended amount remaining from the one-time appropriation from the foundation aid stabilization fund for the STARS rewrite, at the end of the 2019-21 biennium may be continued into the 2021-23 biennium for continuing the STARS rewrite.

⁷ One-time funding made available through the American Rescue Plan Act of 2021 is added, including discretionary funding available to the Superintendent of Public Instruction (\$30,526,688) and funding to be allocated directly to school districts (\$274,740,191).

This amendment also:

- Adds a section to authorize the department to withhold funds required to be paid by school districts for school approval;
- Adds a section to authorize the Superintendent of Public Instruction to provide funding from the integrated formula payments line item for postsecondary transitional programs;
- Adds a section to require school districts to use 70 percent of increased funding for integrated formula payments for compensation increases for non-administrative personnel;
- Adds a section to restrict funding provided for the Kindergarten Through Grade Twelve Education Coordination Council;
- Removes a section related to indirect cost recoveries and amends a section related to general educational development fees and displaced homemaker deposits to include indirect cost recoveries;
- Amends North Dakota Century Code Section 15.1-02-02 to provide the statutory changes to increase the Superintendent of Public Instruction's salary. The Superintendent's annual salary would increase from the current level of \$125,880 to \$127,768, effective July 1, 2021, and to \$130,323, effective July 1, 2022, to reflect a 1.5 percent salary increase in the 1st year of the biennium and a 2 percent salary increase in the 2nd year of the biennium;
- Removes a section amending Section 15.1-06-19 related to school counselors that would have required each school district have one school counselor for every 300 students in kindergarten through grade 6;
- Amends Section 15.1-27-16 to allow administrative cost-sharing reimbursement for special education units; and
- Adds an emergency clause for federal funding provided through the American Rescue Plan Act of 2021, totaling \$305,266,879 appropriated in subdivision 1 of Section 1 of the bill.

House Bill No. 1013 - State Library - Senate Action

	Base Budget	House Version	Senate Changes	Senate Version
Salaries and wages	\$4,300,335	\$4,148,066	(\$8,159)	\$4,139,907
Operating expenses	1,621,917	1,822,703		1,822,703
Grants	<u>2,233,528</u>	<u>2,233,528</u>		<u>2,233,528</u>
Total all funds	\$8,155,780	\$8,204,297	(\$8,159)	\$8,196,138
Less estimated income	<u>2,374,361</u>	<u>2,363,923</u>	494	<u>2,364,417</u>
General fund	\$5,781,419	\$5,840,374	(\$8,653)	\$5,831,721
FTE	27.75	26.75	0.00	26.75

Department 250 - State Library - Detail of Senate Changes

	Adjusts Funding for Salary Increases ¹	Total Senate Changes
Salaries and wages	(\$8,159)	(\$8,159)
Operating expenses		
Grants		
Total all funds	(\$8,159)	(\$8,159)
Less estimated income	494	494
General fund	(\$8,653)	(\$8,653)
FTE	0.00	0.00

¹ Funding is adjusted to provide salary increases of 1.5 percent on July 1, 2021, with a minimum monthly increase of \$100, and 2 percent on July 1, 2022. The House provided salary adjustments of 1.5 percent on July 1, 2021, and July 1, 2022, with a minimum monthly increase of \$100 and a maximum monthly increase of \$250.

House Bill No. 1013 - School for the Deaf - Senate Action

	Base Budget	House Version	Senate Changes	Senate Version
Salaries and wages	\$8,054,944	\$8,337,466	(\$4,646)	\$8,332,820
Operating expenses	1,705,586	1,705,586	21,500	1,727,086
Capital assets	158,678	856,178		856,178
Grants	40,000			
Total all funds	\$9,959,208	\$10,899,230	\$16,854	\$10,916,084
Less estimated income	2,430,358	3,488,980	20,548	3,509,528
General fund	\$7,528,850	\$7,410,250	(\$3,694)	\$7,406,556
FTE	44.61	44.61	0.00	44.61

Department 252 - School for the Deaf - Detail of Senate Changes

	Adjusts Funding for Salary Increases ¹	Adds One-Time Funding for Operating Expenses ²	Total Senate Changes
Salaries and wages	(\$4,646)		(\$4,646)
Operating expenses		\$21,500	21,500
Capital assets			
Grants			
Total all funds	(\$4,646)	\$21,500	\$16,854
Less estimated income	(952)	21,500	20,548
General fund	(\$3,694)	\$0	(\$3,694)
FTE	0.00	0.00	0.00

¹ Funding is adjusted to provide salary increases of 1.5 percent on July 1, 2021, with a minimum monthly increase of \$100, and 2 percent on July 1, 2022. The House provided salary adjustments of 1.5 percent on July 1, 2021, and July 1, 2022, with a minimum monthly increase of \$100 and a maximum monthly increase of \$250.

² One-time funding is added for operating expenses to receive and expend two grants from the Department of Public Instruction (elementary and secondary school emergency relief funds) to assist special education programs in assessing and responding to individual needs as a result of COVID-19 (\$11,500) and to improve graduation rates of students with disabilities through the use of evidence-based practices (\$10,000).

House Bill No. 1013 - Vision Services - School for the Blind - Senate Action

	Base Budget	House Version	Senate Changes	Senate Version
Salaries and wages	\$4,935,291	\$4,995,344	(\$3,150)	\$4,992,194
Operating expenses	795,821	825,671		825,671
Capital assets	39,192	323,192		323,192
Total all funds	\$5,770,304	\$6,144,207	(\$3,150)	\$6,141,057
Less estimated income	1,052,315	1,526,111	(146,933)	1,379,178
General fund	\$4,717,989	\$4,618,096	\$143,783	\$4,761,879
FTE	27.90	27.75	0.00	27.75

Department 253 - Vision Services - School for the Blind - Detail of Senate Changes

	Adjusts Funding for Salary Increases ¹	Adjusts the Funding Source for 1 FTE Position ²	Total Senate Changes
Salaries and wages	(\$3,150)		(\$3,150)
Operating expenses			
Capital assets			
Total all funds	(\$3,150)	\$0	(\$3,150)
Less estimated income	(951)	(145,982)	(146,933)
General fund	(\$2,199)	\$145,982	\$143,783
FTE	0.00	0.00	0.00

¹ Funding is adjusted to provide salary increases of 1.5 percent on July 1, 2021, with a minimum monthly increase of \$100, and 2 percent on July 1, 2022. The House provided salary adjustments of 1.5 percent on July 1, 2021, and July 1, 2022, with a minimum monthly increase of \$100 and a maximum monthly increase of \$250.

² The funding source for 1 FTE position is changed from special funds available from trust fund distributions, rents, and service revenue to funding from the general fund.

SENATE AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1118

Page 1, line 1, after "37-17.1-05" insert "and a new section to chapter 54-03"

Page 1, line 2, after "orders" insert "and permitting a virtual meeting of the legislative management and a virtual session of the legislative assembly"

Page 1, line 17, after "37-17.1" insert "and the governor consents to the order"

Page 1, line 19, after "emergency" insert "unless terminated earlier pursuant to chapter 37-17.1"

Page 1, line 22, overstrike "may" and insert immediately thereafter "shall"

Page 2, line 12, remove "declared"

Page 2, line 12, after "is" insert "declared and"

Page 2, line 16, remove "receiving the request from"

Page 2, line 17, after "management" insert "sends a request to the governor"

Page 2, line 19, replace "received by" with "sent to"

Page 2, line 20, remove "receiving"

Page 2, line 20, after "management" insert "was sent"

Page 2, line 22, after the underscored period insert "If the legislative assembly meets to address a declared state of disaster or emergency, the legislative assembly by concurrent resolution may terminate, extend, or modify the state of disaster or emergency."

Page 3, line 5, after the underscored comma insert "if a state of disaster or emergency relating to public health is declared and in effect."

Page 3, line 6, replace "a" with "the"

Page 3, line 7, after "emergency" insert "relating to public health"

Page 3, after line 7, insert:

"SECTION 4. A new section to chapter 54-03 of the North Dakota Century Code is created and enacted as follows:

Virtual session of the legislative management and legislative assembly during emergency or disaster.

1. If the legislative management meets to vote on whether the legislative management should request the governor call a special session of the legislative assembly, the legislative management may use any technology or electronic means available to conduct meetings and transact legislative business.
2. If the governor calls a special session of the legislative assembly to address a state of emergency or disaster or if the legislative assembly reconvenes to address a state of emergency or disaster, the legislative assembly may use any technology or electronic means available to conduct meetings and transact legislative business.
3. For purposes of section 7 of article IV of the Constitution of North Dakota, a meeting of the legislative assembly which occurs under this section is deemed to have occurred at the seat of the government, and all actions taken during the meeting have the same legal effect as if the members of the legislative assembly were physically present at the seat of government."

Renumber accordingly

MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)
MR. SPEAKER: The Senate has amended and subsequently failed to pass: HB 1233.

MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)
MR. SPEAKER: The Senate has amended and subsequently failed to pass: HB 1495.

MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)
MR. SPEAKER: The Senate has amended and subsequently failed to pass: HCR 3005.

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)
MR. PRESIDENT: The House has concurred in the Senate amendments and subsequently passed: HB 1323.

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)
MR. PRESIDENT: The House does not concur in the Senate amendments to HB 1001, HB 1003, HB 1004, HB 1006, HB 1008, HB 1009, HB 1010, HB 1017, HB 1018, HB 1019, HB 1021, HB 1022, HB 1023, HB 1024, HB 1035, HB 1209, HB 1246, HB 1383, HB 1493, and HCR 3021, and the Speaker has appointed as a conference committee to act with a like committee from the Senate on:

HB 1001: Reps. Martinson; Schatz; Boe
HB 1003: Reps. Kempenich; Howe; Mock
HB 1004: Reps. Bellew; Howe; Mock
HB 1006: Reps. Howe; Bellew; Mock
HB 1008: Reps. Brandenburg; Kempenich; Mock
HB 1009: Reps. Monson; Schmidt; Boe
HB 1010: Reps. Meier; Bellew; Mock
HB 1017: Reps. Howe; Brandenburg; Mock
HB 1018: Reps. Schatz; Monson; Schmidt
HB 1019: Reps. Nathe; Monson; Boe
HB 1021: Reps. Nathe; Schatz; Boe
HB 1022: Reps. Kempenich; Meier; Brandenburg
HB 1023: Reps. Bellew; Brandenburg; Meier
HB 1024: Reps. Howe; Mock; Meier
HB 1035: Reps. Meier; Bellew; Kempenich
HB 1209: Reps. Kasper; B. Koppelman; Steiner
HB 1246: Reps. Owens; Sanford; Marschall
HB 1383: Reps. Pyle; Nehring; Adams
HB 1493: Reps. Fegley; Porter; Schneider
HCR 3021: Reps. Schauer; Thomas; P. Anderson

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

MR. SPEAKER: The Senate has appointed as a conference committee to act with a like committee from the House on:

HB 1232: Sens. Schaible; Wobbema; Conley

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

MR. SPEAKER: The Senate has concurred in the House amendments and subsequently passed: SB 2007, SB 2017, SB 2022, SB 2024, SB 2025, SB 2093, SB 2132, SB 2164, SB 2299, and SB 2329.

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

MR. SPEAKER: The Senate does not concur in the House amendments to SB 2016, SB 2272, and SCR 4014, and the President has appointed as a conference committee to act with a like committee from the House on:

SB 2016: Sens. Davison; Krebsbach; Heckaman

SB 2272: Sens. Schaible; Lemm; Conley

SCR 4014: Sens. Kannianen; Weber; Piepkorn

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

MR. PRESIDENT: The House has appointed as a conference committee to act with a like committee from the Senate on:

SB 2002: Reps. Bellew; Kempenich; Brandenburg

SB 2008: Reps. Meier; Bellew; Brandenburg

SB 2010: Reps. Strinden; Schobinger; Mitskog

SB 2013: Reps. Kempenich; Howe; Meier

SB 2026: Reps. Kading; Hagert; Hanson

SB 2130: Reps. Keiser; Kasper; Adams

SB 2144: Reps. Heinert; Damschen; Ista

SB 2293: Reps. Longmuir; Klemin; Adams

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

MR. SPEAKER: The Senate has adopted the conference committee report and subsequently passed: SB 2048.

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 2117.

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

MR. PRESIDENT: Your signature is respectfully requested on: HB 1284, HB 1431, HB 1450, HB 1463.

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

MR. SPEAKER: Your signature is respectfully requested on: SB 2005, SB 2023, SB 2078, SB 2085, SB 2088, SB 2123, SB 2165, SB 2187, SB 2189, SB 2214, SB 2233, SB 2258, SB 2308.

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

MR. SPEAKER: Your signature is respectfully requested on: SCR 4009, SCR 4012.

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

MR. SPEAKER: The President has signed: HB 1284, HB 1431, HB 1450, HB 1463.

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

MR. SPEAKER: The President has signed: HCR 3020.

MOTION

REP. LOUSER MOVED that the absent members be excused, which motion prevailed on a voice vote.

MOTION

REP. LOUSER MOVED that the House be on the Fourth, Fifth, Seventh, Thirteenth, and Sixteenth orders of business and at the conclusion of those orders, the House stand adjourned until 8:00 a.m., Tuesday, April 13, 2021, which motion prevailed on a voice vote.

REPORT OF STANDING COMMITTEE

SB 2011, as engrossed: Appropriations Committee (Rep. Delzer, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (19 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING). Engrossed SB 2011 was placed on the Sixth order on the calendar.

Page 1, line 2, remove "and"

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

Page 1, replace lines 11 through 15 with:

"Highway patrol	<u>\$59,586,945</u>	<u>\$3,004,062</u>	<u>\$62,591,007</u>
Total all funds	\$59,586,945	\$3,004,062	\$62,591,007
Less estimated income	<u>15,373,370</u>	<u>10,139,875</u>	<u>25,513,245</u>
Total general fund	\$44,213,575	(\$7,135,813)	\$37,077,762
Full-time equivalent positions	197.00	(4.00)	193.00"

Page 2, replace lines 2 through 5 with:

"Commercial motor carrier system	<u>0</u>	<u>275,000</u>
Total all funds	\$1,907,158	\$1,698,000
Less estimated income	<u>1,825,328</u>	<u>1,698,000</u>
Total general fund	\$81,830	\$0"

Page 2, after line 9, insert:

"SECTION 3. APPROPRIATION - 2019-21 BIENNIUM - FEDERAL CORONAVIRUS RELIEF FUND - SPENDING RESTRICTION. There is appropriated from federal funds derived from the federal coronavirus relief fund, not otherwise appropriated, the sum of \$8,100,000, or so much of the sum as may be necessary, to the highway patrol for law enforcement officer payroll costs for the period beginning January 1, 2021, and ending June 30, 2021. The funding appropriated in this section replaces existing legislative appropriations. The highway patrol may not spend the funding appropriated from the general fund and highway tax distribution fund for law enforcement payroll costs during the period identified.

SECTION 4. ESTIMATED INCOME - FEDERAL CORONAVIRUS RELIEF FUND. The estimated income line item in section 1 of this Act includes the sum of \$8,100,000, or so much of the sum as may be necessary, from the federal coronavirus relief fund for law enforcement officer payroll costs for the period beginning July 1, 2021, and ending December 31, 2021."

Page 2, line 11, replace "\$8,538,213" with "\$7,376,374"

Page 2, line 18, replace "\$1,706,450" with "\$3,147,244"

Page 2, replace lines 21 through 24 with:

"SECTION 7. SALARY EQUITY FUNDING. Section 1 of this Act includes the sum of \$872,093 for salary equity funding. This amount, along with any funding available from agency operational savings that may be reallocated, may be used for:

1. Salary equity adjustments that may not exceed \$1,125,000 in total for the biennium;
2. Law enforcement officer on-call pay that may not exceed 25 percent of the officer's hourly salary for regular on-call duties and may not exceed 50 percent of the officer's hourly salary for emergency on-call duties; and

3. Location incentive pay based on existing agency policies.

SECTION 8. EXEMPTION. The sum of \$50,530 from the general fund appropriated in section 1 of chapter 11 of the 2019 Session Laws is not subject to section 54-44.1-11 and may be continued into the biennium beginning July 1, 2021, and ending June 30, 2023."

Page 3, after line 2, insert:

"SECTION 10. EMERGENCY. Section 3 of this Act is declared to be an emergency measure."

ReNUMBER accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

Senate Bill No. 2011 - Highway Patrol - House Action

	Base Budget	Senate Version	House Changes	House Version
Highway Patrol	\$59,586,945	\$89,272,228	(\$26,681,221)	\$62,591,007
Total all funds	\$59,586,945	\$89,272,228	(\$26,681,221)	\$62,591,007
Less estimated income	15,373,370	43,859,434	(18,346,189)	25,513,245
General fund	\$44,213,575	\$45,412,794	(\$8,335,032)	\$37,077,762
FTE	197.00	193.00	0.00	193.00

Department 504 - Highway Patrol - Detail of House Changes

	Adjusts Funding for Salary Increases ¹	Adjusts Salaries Funding Source ²	Adjusts Salary Equity Funding ³	Adds Funding for CVIEW System ⁴	Removes Funding for Training Academy ⁵	Adjusts Funding Sources of One-Time Funding ⁶
Highway Patrol	(\$92,314)		\$106,093	\$405,000	(\$27,100,000)	
Total all funds	(\$92,314)	\$0	\$106,093	\$405,000	(\$27,100,000)	\$0
Less estimated income	(18,042)	6,966,000	14,853	405,000	(27,100,000)	1,386,000
General fund	(\$74,272)	(\$6,966,000)	\$91,240	\$0	\$0	(\$1,386,000)
FTE	0.00	0.00	0.00	0.00	0.00	0.00

	Total House Changes
Highway Patrol	(\$26,681,221)
Total all funds	(\$26,681,221)
Less estimated income	(18,346,189)
General fund	(\$8,335,032)
FTE	0.00

¹ Funding is adjusted to provide salary increases of 1.5 percent on July 1, 2021, with a minimum monthly increase of \$100, and 2 percent on July 1, 2022. The Senate provided salary adjustments of 2 percent on July 1, 2021, with a minimum monthly increase of \$80 and a maximum monthly increase of \$300, and 2 percent on July 1, 2022.

² Federal coronavirus relief funding of \$8.1 million is appropriated for law enforcement officer salaries for the period beginning July 1, 2021, and ending December 31, 2021. Funding for salaries is reduced from the general fund (\$6,966,000) and highway tax distribution fund (\$1,134,000). Funding of \$8.1 million from the federal Coronavirus Relief Fund is also appropriated in Section 3 of the bill for law enforcement officer salaries for the period beginning January 1, 2021, and ending June 30, 2021, resulting in additional general fund unspent appropriations (turnback) of \$6,966,000 and highway tax distribution fund unspent appropriations of \$1,134,000.

³ Salary equity funding is adjusted to provide total funding of \$872,093. The Senate provided equity funding of \$766,000. A section is also added to provide the equity funding, along with any agency budget savings, may be used to provide total equity adjustments for the biennium of \$1,125,000, to provide on-call pay, and to provide location incentive pay.

⁴ Ongoing funding from federal funds (\$110,500) and the motor carrier electronic permit transaction fund (\$19,500) is added for costs to participate in the Commercial Vehicle Information Exchange Window motor carrier system. One-time funding of \$275,000 of federal funding is also added to implement the program.

⁵ One-time funding from the strategic investment and improvements fund added by the Senate for the Law Enforcement Training Academy project is removed.

⁶ Funding for hard body armor and body and in-car cameras is adjusted as follows:

	Senate			House
	General Fund	Highway Tax Distribution Fund	Total	Motor Carrier Electronic Permit Fund
Hard body armor	\$228,000	\$37,000	\$265,000	\$265,000
Cameras	1,158,000		1,158,000	1,158,000
Total	\$1,386,000	\$37,000	\$1,423,000	\$1,423,000

This amendment also:

- Adjusts sections identifying the amount of funding appropriated from the highway tax distribution fund and motor carrier electronic permit transaction fund.
- Removes a section identifying funding to be used from the strategic investment and improvements fund for the Law Enforcement Training Academy project.
- Adds a section to authorize the carryover of \$50,530 of unused 2019-21 biennium appropriations into the 2021-23 biennium. This will reduce Highway Patrol turnback by an estimated \$50,530.

REPORT OF CONFERENCE COMMITTEE

HB 1117, as engrossed: Your conference committee (Sens. Dwyer, Fors, Bakke and Reps. Roers Jones, Karls, Buffalo) recommends that the **SENATE RECEDE** from the Senate amendments as printed on HJ page 1331 and place HB 1117 on the Seventh order.

Engrossed HB 1117 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE

HB 1175, as engrossed: Your conference committee (Sens. Klein, Vedaa, Marcellais and Reps. Nehring, Lefor, Stemen) recommends that the **SENATE RECEDE** from the Senate amendments as printed on HJ page 1203, adopt amendments as follows, and place HB 1175 on the Seventh order:

That the Senate recede from its amendments as printed on page 1203 of the House Journal and pages 856 and 857 of the Senate Journal and that Engrossed House Bill No. 1175 be amended as follows:

Page 1, line 3, remove "to provide an expiration date;"

Page 4, line 5, replace ". or altering" with "delaying"

Page 4, line 5, after "diagnosis" insert "of an individual."

Page 4, line 5, after the second "or" insert "altering the"

Page 5, after line 29, insert:

Exception.

This chapter does not apply to enforcement actions under chapters 50-24.8, 51-08.1, and 51-15.

Page 6, remove lines 1 and 2

Re-number accordingly

Engrossed HB 1175 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE

HB 1254: Your conference committee (Sens. K. Roers, Hogan, Larson and Reps. Rohr, Fegley, Schneider) recommends that the **SENATE RECEDE** from the Senate amendments as printed on HJ page 1315, adopt amendments as follows, and place HB 1254 on the Seventh order:

That the Senate recede from its amendments as printed on page 1315 of the House Journal and pages 1001 and 1002 of the Senate Journal and that House Bill No. 1254 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 of the types of spousal support ordered by the district court.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**SECTION 1. LEGISLATIVE MANAGEMENT STUDY - SPOUSAL**

SUPPORT. During the 2021-22 interim, the legislative management shall study the types of spousal support ordered by the district court and the desirability and feasibility of providing statutory guidance for awards of spousal support. The study must include input from practicing attorneys in the area of family law and the division of child support. The study must include a review of the frequency and duration of spousal support awards that are entered in the state. The legislative management shall report its findings and recommendations, together with any legislation required to implement the recommendations, to the sixty-eighth legislative assembly."

Renumber accordingly

HB 1254 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE

HB 1502, as engrossed: Your conference committee (Sens. D. Larsen, Bakke, Clemens and Reps. Paur, Paulson, Hager) recommends that the **SENATE RECEDE** from the Senate amendments as printed on HJ page 1281 and place HB 1502 on the Seventh order.

Engrossed HB 1502 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE

SB 2048, as engrossed: Your conference committee (Sens. Klein, D. Larsen, Marcellais and Reps. Klemin, Hanson, Christensen) recommends that the **SENATE ACCEDE** to the House amendments as printed on SJ page 997 and place SB 2048 on the Seventh order.

Engrossed SB 2048 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE

SB 2117: Your conference committee (Sens. Wobbema, Elkin, Marcellais and Reps. Karls, Schauer, Schneider) recommends that the **SENATE ACCEDE** to the House amendments as printed on SJ page 910 and place SB 2117 on the Seventh order.

SB 2117 was placed on the Seventh order of business on the calendar.

The House stood adjourned pursuant to Representative Louser's motion.

Buell J. Reich, Chief Clerk