

## JOURNAL OF THE SENATE

## Sixty-seventh Legislative Assembly

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Bismarck, February 22, 2021

The Senate convened at 8:30 a.m., with President Sanford presiding.

The prayer was offered by Pastor Beth Walch, Lord of Life Church, Bismarck.

The roll was called and all members were present.

A quorum was declared by the President.

## MOTION

**SEN. WANZEK MOVED** that the Senate reconsider its action whereby SB 2218 passed, which motion prevailed on a voice vote.

## SECOND READING OF SENATE BILL

**SB 2218:** A BILL for an Act to create and enact section 54-03-02.2 and a new section to chapter 54-35 of the North Dakota Century Code, relating to introduction of bills and interim committees; and to amend and reenact section 54-03-02, subsection 1 of section 54-03-20, subsection 2 of section 54-03.2-14, subsection 3 of section 54-35-02.4, sections 54-35-02.7 and 54-35-16, subsection 1 of section 54-35-22, and sections 54-35-26 and 54-44.1-07 of the North Dakota Century Code, relating to annually reconvened sessions of the legislative assembly and interim committee meetings.

## MOTION

**SEN. BEKKEDAHL MOVED** that SB 2218 be amended as follows, which motion prevailed on a verification vote.

Page 1, line 2, remove the second "and"

Page 1, line 7, after "meetings" insert "; and to provide an expiration date"

Page 9, after line 3, insert:

**"SECTION 12. EXPIRATION DATE.** This Act is effective until the conclusion of the Legislative Management meeting in November 2022, and is thereafter ineffective."

Renumber accordingly

The proposed amendments to SB 2218 were adopted on a voice vote.

**SB 2218:** A BILL for an Act to create and enact section 54-03-02.2 and a new section to chapter 54-35 of the North Dakota Century Code, relating to introduction of bills and interim committees; and to amend and reenact section 54-03-02, subsection 1 of section 54-03-20, subsection 2 of section 54-03.2-14, subsection 3 of section 54-35-02.4, sections 54-35-02.7 and 54-35-16, subsection 1 of section 54-35-22, and sections 54-35-26 and 54-44.1-07 of the North Dakota Century Code, relating to annually reconvened sessions of the legislative assembly and interim committee meetings.

## 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 28 YEAS, 19 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

**YEAS:** Bakke; Bekkedahl; Bell; Burckhard; Davison; Dever; Heckaman; Hogan; Hogue; Holmberg; Kannianen; Larsen, D.; Larson, D.; Lee; Luick; Marcellais; Mathern;

Meyer; Myrdal; Oban; Patten; Piepkorn; Poolman; Roers, J.; Roers, K.; Vedaa; Weber; Wobbema

**NAYS:** Anderson; Clemens; Conley; Dwyer; Elkin; Erbele; Fors; Heitkamp; Klein; Krebsbach; Kreun; Larsen, O.; Lemm; Oehlke; Rust; Schaible; Sorvaag; Wanzek; Wardner

Engrossed SB 2218 passed.

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#### CONSIDERATION OF AMENDMENTS

**SB 2313, as amended: SEN. SCHAIBLE (Energy and Natural Resources Committee) MOVED** that the amendments be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed on a voice vote.

#### SECOND READING OF SENATE BILL

**SB 2313:** A BILL for an Act to amend and reenact sections 17-05-05 and 17-05-13 of the North Dakota Century Code, relating to the powers of the transmission authority and the transmission authority's reporting requirements; and to repeal chapter 17-01 of the North Dakota Century Code, relating to the 25x'25 initiative.

#### 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 45 YEAS, 2 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

**YEAS:** Anderson; Bakke; Bekkedahl; Bell; Burckhard; Clemens; Conley; Davison; Dever; Dwyer; Elkin; Erbele; Fors; Heckaman; Heitkamp; Hogan; Hogue; Holmberg; Kannianen; Klein; Krebsbach; Kreun; Larsen, D.; Larsen, O.; Larson, D.; Lee; Lemm; Luick; Marcellais; Meyer; Myrdal; Oban; Oehlke; Patten; Poolman; Roers, J.; Roers, K.; Rust; Schaible; Sorvaag; Vedaa; Wanzek; Wardner; Weber; Wobbema

**NAYS:** Mathern; Piepkorn

SB 2313, as amended, passed.

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#### CONSIDERATION OF AMENDMENTS

**SB 2018: SEN. BEKKEDAHL (Appropriations Committee) MOVED** that the amendments be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed on a voice vote.

#### SECOND READING OF SENATE BILL

**SB 2018:** A BILL for an Act to provide an appropriation for defraying the expenses of the department of commerce; to provide an appropriation to the department of transportation; to create and enact a new section to chapter 4.1-01 of the North Dakota Century Code, relating to the transfer of the international business and trade office from the department of commerce to the agriculture commissioner; to amend and reenact section 54-60-29 of the North Dakota Century Code, relating to the unmanned aircraft systems program fund; to repeal section 54-60-16 of the North Dakota Century Code, relating to the international business and trade office; to provide a continuing appropriation; to provide for a transfer; to provide for a report; 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 44 YEAS, 3 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

**YEAS:** Anderson; Bakke; Bekkedahl; Bell; Burckhard; Clemens; Conley; Davison; Dever; Dwyer; Elkin; Erbele; Fors; Heckaman; Heitkamp; Hogan; Hogue; Holmberg; Kannianen; Klein; Krebsbach; Kreun; Larson, D.; Lee; Lemm; Luick; Marcellais; Mathern; Meyer; Myrdal; Oban; Oehlke; Patten; Poolman; Roers, J.; Roers, K.; Rust;

Schaible; Sorvaag; Vedaa; Wanzek; Wardner; Weber; Wobbema

**NAYS:** Larsen, D.; Larsen, O.; Piepkorn

Engrossed SB 2018 passed.

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#### CONSIDERATION OF AMENDMENTS

**SB 2014: SEN. SORVAAG (Appropriations Committee) MOVED** that the amendments be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed on a voice vote.

#### SECOND READING OF SENATE BILL

**SB 2014:** A BILL for an Act to provide an appropriation for defraying the expenses of the industrial commission and the agencies under its control; to create and enact a new section to chapter 6-09.4 and subsections 7 and 8 of section 54-17-07.3 of the North Dakota Century Code, relating to bonded debt repayments and housing finance agency programs; to amend and reenact sections 6-09-49, 6-09.4-06, 6-09.4-10, 6-09.16-02, 6-09.16-03, 6-09.16-05, 15-11-40, 50-30-04, 54-17-40, and 57-51.1-07.9 of the North Dakota Century Code, relating to the infrastructure revolving loan fund, borrowing and lending authority of the public finance authority, reserve funds associated with bonds, the long-term care facility loan fund, the state energy research center, and the housing incentive fund; to provide a continuing appropriation; to repeal section 54-17-07.12 of the North Dakota Century Code, relating to the housing finance agency participating as a wholesale servicing mortgage lender; to provide for a transfer; to provide an exemption; to provide a statement of legislative intent; to provide for a study; and to provide for a legislative management report.

#### MOTION

**SEN. MATHERN MOVED** that Engrossed SB 2014 be amended as follows.

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

Page 1, line 3, after "54-17-07.3" insert ", and a new section to chapter 54-17"

Page 1, line 4, replace the first "and" with a comma

Page 1, line 4, after "programs" insert ", and repayments for an underground energy storage study"

Page 19, after line 14, insert:

**"SECTION 27.** A new section to chapter 54-17 of the North Dakota Century Code is created and enacted as follows:

#### **Repayments for an underground energy storage study.**

The industrial commission shall require a nonstate entity that collaborates with the energy and environmental research center on an underground energy storage study approved by the sixty-seventh legislative assembly to pay the state treasurer twenty percent of the gross proceeds from the sale of any real property and mineral interests associated with the study not exceeding fourteen million dollars. The state treasurer shall deposit any funds received under this section in the general fund."

Renumber accordingly

#### REQUEST

**SEN. OBAN REQUESTED** a recorded roll call vote on the motion to adopt the proposed amendments to Engrossed SB 2014, which request was granted.

#### ROLL CALL

The question being on the motion to adopt the proposed amendments to Engrossed SB

2014, the roll was called and there were 7 YEAS, 40 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

**YEAS:** Bakke; Heckaman; Hogan; Marcellais; Mathern; Oban; Piepkorn

**NAYS:** Anderson; Bekkedahl; Bell; Burckhard; Clemens; Conley; Davison; Dever; Dwyer; Elkin; Erbele; Fors; Heitkamp; Hogue; Holmberg; Kannianen; Klein; Krebsbach; Kreun; Larsen, D.; Larsen, O.; Larson, D.; Lee; Lemm; Luick; Meyer; Myrdal; Oehlke; Patten; Poolman; Roers, J.; Roers, K.; Rust; Schaible; Sorvaag; Vedaa; Wanzek; Wardner; Weber; Wobbema

The proposed amendments to Engrossed SB 2014 failed on a recorded roll call vote.

**SB 2014:** A BILL for an Act to provide an appropriation for defraying the expenses of the industrial commission and the agencies under its control; to create and enact a new section to chapter 6-09.4 and subsections 7 and 8 of section 54-17-07.3 of the North Dakota Century Code, relating to bonded debt repayments and housing finance agency programs; to amend and reenact sections 6-09-49, 6-09.4-06, 6-09.4-10, 6-09.16-02, 6-09.16-03, 6-09.16-05, 15-11-40, 50-30-04, 54-17-40, and 57-51.1-07.9 of the North Dakota Century Code, relating to the infrastructure revolving loan fund, borrowing and lending authority of the public finance authority, reserve funds associated with bonds, the long-term care facility loan fund, the state energy research center, and the housing incentive fund; to provide a continuing appropriation; to repeal section 54-17-07.12 of the North Dakota Century Code, relating to the housing finance agency participating as a wholesale servicing mortgage lender; to provide for a transfer; to provide an exemption; to provide a statement of legislative intent; to provide for a study; and to provide for a legislative management report.

#### ROLL CALL

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

**YEAS:** Anderson; Bakke; Bekkedahl; Bell; Burckhard; Clemens; Conley; Davison; Dever; Dwyer; Elkin; Erbele; Fors; Heckaman; Heitkamp; Hogan; Hogue; Holmberg; Kannianen; Klein; Krebsbach; Kreun; Larsen, D.; Larsen, O.; Larson, D.; Lee; Lemm; Luick; Marcellais; Mathern; Meyer; Myrdal; Oban; Oehlke; Patten; Piepkorn; Poolman; Roers, J.; Roers, K.; Rust; Schaible; Sorvaag; Vedaa; Wanzek; Wardner; Weber; Wobbema

SB 2014 passed.

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#### CONSIDERATION OF AMENDMENTS

**SB 2021: SEN. DAVISON (Appropriations Committee) MOVED** that the amendments be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed on a voice vote.

#### SECOND READING OF SENATE BILL

**SB 2021:** A BILL for an Act to provide an appropriation for defraying the expenses of the information technology department; to provide a transfer; to provide for a report; to provide an exemption; and to provide for 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 45 YEAS, 2 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

**YEAS:** Anderson; Bakke; Bekkedahl; Bell; Burckhard; Clemens; Conley; Davison; Dever; Dwyer; Elkin; Erbele; Fors; Heckaman; Heitkamp; Hogan; Hogue; Holmberg; Kannianen; Klein; Krebsbach; Kreun; Larson, D.; Lee; Lemm; Luick; Marcellais; Mathern; Meyer; Myrdal; Oban; Oehlke; Patten; Piepkorn; Poolman; Roers, J.; Roers, K.; Rust; Schaible; Sorvaag; Vedaa; Wanzek; Wardner; Weber; Wobbema

**NAYS:** Larsen, D.; Larsen, O.

Engrossed SB 2021 passed.

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#### CONSIDERATION OF AMENDMENTS

**SB 2015: SEN. WANZEK (Appropriations Committee) MOVED** that the amendments be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed on a voice vote.

#### SECOND READING OF SENATE BILL

**SB 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; 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 47 YEAS, 0 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

**YEAS:** Anderson; Bakke; Bekkedahl; Bell; Burckhard; Clemens; Conley; Davison; Dever; Dwyer; Elkin; Erbele; Fors; Heckaman; Heitkamp; Hogan; Hogue; Holmberg; Kannianen; Klein; Krebsbach; Kreun; Larsen, D.; Larsen, O.; Larson, D.; Lee; Lemm; Luick; Marcellais; Mathern; Meyer; Myrdal; Oban; Oehlke; Patten; Piepkorn; Poolman; Roers, J.; Roers, K.; Rust; Schaible; Sorvaag; Vedaa; Wanzek; Wardner; Weber; Wobbema

Engrossed SB 2015 passed.

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#### MOTION

**SEN. KLEIN MOVED** that SB 2319 be moved to the bottom of the Sixth order, which motion prevailed.

#### MOTION

**SEN. KLEIN MOVED** that the Senate stand in recess until 10:35 a.m., which motion prevailed.

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

#### CONSIDERATION OF AMENDMENTS

**SB 2183, as engrossed: SEN. ANDERSON (Appropriations Committee) MOVED** that the amendments be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed on a voice vote.

#### SECOND READING OF SENATE BILL

**SB 2183:** A BILL for an Act to create and enact section 54-52.1-04.20 of the North Dakota Century Code, relating to public employee insulin drug benefits; to amend and reenact subsection 2 of section 26.1-36.6-03 of the North Dakota Century Code, relating to self-insurance health plans; to provide for a report; to provide for application; to provide an expiration date; and to declare an emergency.

#### MOTION

**SEN. MATHERN MOVED** that engrossed SB 2183 be amended as follows.

Page 1, line 1, after "A BILL" replace the remainder of the bill with "for an Act to create and enact section 26.1-36-09.16 of the North Dakota Century Code, relating to accident and health insurance coverage of diabetes drugs; to amend and reenact subsection 2 of section 26.1-36.6-03 of the North Dakota Century Code, relating to public employees self-insurance health plans; to provide for application; to provide an effective date; and to declare an emergency.

**BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

**SECTION 1.** Section 26.1-36-09.16 of the North Dakota Century Code is created and enacted as follows:

**26.1-36-09.16. Insulin drug cost-sharing limitations.**

1. As used in this section:
  - a. "Cost-sharing" includes copayments and coinsurance.
  - b. "Insulin drug" means a prescription drug that contains insulin and is used to treat a form of diabetes mellitus. The term does not include an insulin pump, an electronic insulin-administering smart pen, or a continuous glucose monitor, or supplies needed specifically for the use of such electronic devices. The term includes insulin in the following categories:
    - (1) Rapid-acting insulin;
    - (2) Short-acting insulin;
    - (3) Intermediate-acting insulin;
    - (4) Long-acting insulin;
    - (5) Premixed insulin product;
    - (6) Premixed insulin/GLP-1 RA product; and
    - (7) Concentrated human regular insulin.
  - c. "Pharmacy or distributor" means a pharmacy or medical supply company, or other medication or medical supply distributor filling a covered individual's prescriptions.
  - d. "Policy" means an accident and health insurance policy, contract, or evidence of coverage on a group, individual, blanket, franchise, or association basis.
2. An insurer may not deliver, issue, execute, or renew a policy that provides coverage for an insulin drug unless the policy complies with this section.
3. The policy must provide cost-sharing for up to a thirty-day supply of a prescribed insulin drug which may not exceed twenty-five dollars per pharmacy or distributor, regardless of the quantity or type of insulin drug used to fill the covered individual's prescription needs.
4. A policy may not allow a pharmacy benefits manager or the pharmacy or distributor to charge, require the pharmacy or distributor to collect, or require a covered individual to make, a cost-sharing payment for a covered insulin drug in an amount that exceeds the amount of the cost-sharing payment for the prescribed insulin drugs under subsection 3.
5. Subsection 3 does not require a policy to implement cost-sharing and does not prevent the implementation of cost-sharing in an amount less than the amount specified under subsection 3. Subsection 3 does not limit cost-sharing on an insulin pump, an electronic insulin-administering smart pen, or a continuous glucose monitor. This section does not limit whether a policy classifies an insulin pump, an electronic insulin-administering smart pen, or a continuous glucose monitor as a drug or as a medical device or supply.

**SECTION 2. AMENDMENT.** Subsection 2 of section 26.1-36.6-03 of the North Dakota Century Code is amended and reenacted as follows:

2. The following health benefit provisions applicable to a group accident and health insurance policy under chapter 26.1-36 apply to a self-insurance health plan and are subject to the jurisdiction of the commissioner:  
 26.1-36-06, 26.1-36-06.1, 26.1-36-07, 26.1-36-08, 26.1-36-08.1,  
 26.1-36-09, 26.1-36-09.1, 26.1-36-09.2, 26.1-36-09.3, 26.1-36-09.5,  
 26.1-36-09.6, 26.1-36-09.7, 26.1-36-09.8, 26.1-36-09.9, 26.1-36-09.10,  
 26.1-36-09.11, 26.1-36-09.12, 26.1-36-09.13, 26.1-36-09.14,  
 26.1-36-09.15, 26.1-36-09.16, 26.1-36-11, 26.1-36-12.2, 26.1-36-20,  
 26.1-36-21, 26.1-36-22, 26.1-36-23.1, and 26.1-36-43.

**SECTION 3. APPLICATION.** This Act applies to a policy delivered, issued, executed, or renewed after June 30, 2021.

**SECTION 4. EFFECTIVE DATE.** This Act becomes effective on July 1, 2021.

**SECTION 5. EMERGENCY.** This Act is declared to be an emergency measure."

Renumber accordingly

#### REQUEST

**SEN. MATHERN REQUESTED** a verification vote on the motion to adopt the proposed amendments to engrossed SB 2183, which request was granted.

The proposed amendments to engrossed SB 2183 failed on a verification vote.

**SB 2183:** A BILL for an Act to create and enact section 54-52.1-04.20 of the North Dakota Century Code, relating to public employee insulin drug benefits; to amend and reenact subsection 2 of section 26.1-36.6-03 of the North Dakota Century Code, relating to self-insurance health plans; to provide for a report; to provide for application; to provide an expiration date; 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 21 YEAS, 26 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

**YEAS:** Anderson; Bakke; Bekkedahl; Burckhard; Conley; Davison; Dever; Dwyer; Heckaman; Heitkamp; Hogan; Holmberg; Lemm; Marcellais; Mathern; Oban; Piepkorn; Rust; Sorvaag; Wardner; Weber

**NAYS:** Bell; Clemens; Elkin; Erbele; Fors; Hogue; Kannianen; Klein; Krebsbach; Kreun; Larsen, D.; Larsen, O.; Larson, D.; Lee; Luick; Meyer; Myrdal; Oehlke; Patten; Poolman; Roers, J.; Roers, K.; Schaible; Vedaa; Wanzek; Wobbema

Engrossed SB 2183 failed.

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#### CONSIDERATION OF AMENDMENTS

**SB 2324: SEN. HEITKAMP (Political Subdivisions Committee) MOVED** that the amendments be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed on a voice vote.

#### SECOND READING OF SENATE BILL

**SB 2324:** A BILL for an Act to amend and reenact section 24-03-08 of the North Dakota Century Code, relating to installation of culverts.

#### 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 25 YEAS, 22 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

**YEAS:** Anderson; Bekkedahl; Burckhard; Clemens; Conley; Davison; Dever; Dwyer; Erbele; Heitkamp; Holmberg; Klein; Krebsbach; Larsen, D.; Lee; Lemm; Luick; Oban;

Poolman; Schaible; Sorvaag; Wanzek; Wardner; Weber; Wobbema

**NAYS:** Bakke; Bell; Elkin; Fors; Heckaman; Hogan; Hogue; Kannianen; Kreun; Larsen, O.; Larson, D.; Marcellais; Mathern; Meyer; Myrdal; Oehlke; Patten; Piepkorn; Roers, J.; Roers, K.; Rust; Vedaa

Engrossed SB 2324 passed.

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#### CONSIDERATION OF AMENDMENTS

**SB 2139: SEN. LEE (Political Subdivisions Committee) MOVED** that the amendments be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed on a voice vote.

#### SECOND READING OF SENATE BILL

**SB 2139:** A BILL for an Act to amend and reenact sections 40-63-01, 40-63-02, 40-63-03, 40-63-04, 40-63-05, 40-63-06, 40-63-07, and 40-63-10, and subdivision b of subsection 7 of section 57-38-30.3 of the North Dakota Century Code, relating to the creation of neighborhood zones and neighborhood zone incentives; and to provide an effective date.

#### ROLL CALL

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

**YEAS:** Anderson; Bakke; Bekkedahl; Burckhard; Clemens; Conley; Davison; Dwyer; Elkin; Erbele; Heckaman; Heitkamp; Hogan; Holmberg; Kannianen; Klein; Krebsbach; Kreun; Larson, D.; Lee; Lemm; Luick; Marcellais; Mathern; Meyer; Myrdal; Oban; Patten; Piepkorn; Poolman; Roers, J.; Roers, K.; Rust; Schaible; Sorvaag; Vedaa; Wanzek; Wardner; Wobbema

**NAYS:** Bell; Dever; Fors; Hogue; Larsen, D.; Larsen, O.; Oehlke; Weber

Engrossed SB 2139 passed.

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#### MOTION

**SEN. KLEIN MOVED** that the Senate stand in recess until 1:00 p.m., which motion prevailed.

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

#### CORRECTION AND REVISION OF THE JOURNAL

**MR. PRESIDENT:** Your **Committee on Correction and Revision of the Journal (Sen. Anderson, Chairman)** has carefully examined the Journal of the Thirty-second Day and recommends that it be corrected as follows and when so corrected, recommends that it be approved:

Page 640, line 15, replace "Ssanford" with "Sanford"

Page 641, line 21, replace "Ssanford" with "Sanford"

Page 677, line 44, replace "(14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING)" with "(9 YEAS, 5 NAYS, 0 ABSENT AND NOT VOTING)"

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

#### MOTION

**SEN. WANZEK MOVED** that the Senate reconsider its action whereby Engrossed SB 2170 passed, which motion failed on a verification vote.

#### CONSIDERATION OF AMENDMENTS

**SB 2337: SEN. KANNIANEN (Political Subdivisions Committee) MOVED** that the amendments be adopted and then be placed on the Eleventh order with **DO NOT PASS**,

which motion prevailed on a voice vote.

### SECOND READING OF SENATE BILL

**SB 2337:** A BILL for an Act to amend and reenact sections 43-19.1-28, 48-01.2-02.1, and 48-01.2-10 of the North Dakota Century Code, relating to bid requirements for public improvements.

### ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 5 YEAS, 41 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

**YEAS:** Bekkedahl; Fors; Hogue; Klein; Luick

**NAYS:** Anderson; Bakke; Bell; Burckhard; Clemens; Conley; Davison; Dever; Dwyer; Elkin; Erbele; Heckaman; Heitkamp; Hogan; Holmberg; Kannianen; Krebsbach; Kreun; Larsen, D.; Larsen, O.; Larson, D.; Lee; Lemm; Mathern; Meyer; Myrdal; Oban; Oehlke; Patten; Piepkorn; Poolman; Roers, J.; Roers, K.; Rust; Schaible; Sorvaag; Vedaa; Wanzek; Wardner; Weber; Wobbema

**ABSENT AND NOT VOTING:** Marcellais

Engrossed SB 2337 failed.

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### CONSIDERATION OF AMENDMENTS

**SCR 4012, as amended: SEN. BELL (Energy and Natural Resources Committee) MOVED** that the amendments be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed on a voice vote.

### SECOND READING OF SENATE CONCURRENT RESOLUTION

**SCR 4012:** A concurrent resolution to establish a state policy to support the reliability and resilience of the electric grid, ensure price transparency to consumers in electric markets, and incentivize carbon capture utilization and storage as an alternative to preserve dispatchable thermal electric generation and its associated benefits.

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

SCR 4012, as amended, was declared adopted on a voice vote.

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### CONSIDERATION OF AMENDMENTS

**SB 2319, as engrossed: SEN. RUST (Appropriations Committee) MOVED** that the amendments be adopted and then be placed on the Eleventh order with **DO NOT PASS**, which motion prevailed on a voice vote.

### SECOND READING OF SENATE BILL

**SB 2319:** A BILL for an Act to amend and reenact subsection 1 of section 57-51.2-02 and subdivision c of subsection 5 of section 57-51.2-02 of the North Dakota Century Code, relating to oil and gas agreements; to provide for application; and to provide a contingent expiration date.

### MOTION

**SEN. PATTEN MOVED** that engrossed SB 2319 be amended as follows, which motion prevailed on a voice vote.

Page 1, line 3, replace "expiration" with "effective"

Page 1, line 15, after "wells" insert "located in a county with a population of less than ten thousand but greater than twelve thousand at the time an agreement is entered pursuant to this chapter, based on the most recent actual or estimated census data published by the United States census bureau."

Page 2, line 1, replace "July 31, 2021" with "June 30, 2023"

Page 2, replace lines 2 through 8 with:

**"SECTION 4. CONTINGENT EFFECTIVE DATE.** This Act becomes effective on July 1, 2023, if by that date the tax commissioner notifies the legislative council that at least one new oil and gas well on which drilling commences after July 31, 2021, situated within the exterior boundaries of the reservation, has a horizontal lateral that extends to federal minerals located outside the exterior boundaries of the reservation."

Renumber accordingly

The proposed amendments to Engrossed SB 2319 were adopted on a voice vote.

**SB 2319:** A BILL for an Act to amend and reenact subsection 1 of section 57-51.2-02 and subdivision c of subsection 5 of section 57-51.2-02 of the North Dakota Century Code, relating to oil and gas agreements; to provide for application; and to provide a contingent expiration date.

#### ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 25 YEAS, 21 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

**YEAS:** Anderson; Bakke; Burckhard; Conley; Davison; Dwyer; Elkin; Fors; Heckaman; Hogan; Kannianen; Klein; Kreun; Luick; Mathern; Oban; Patten; Piepkorn; Roers, J.; Roers, K.; Schaible; Vedaa; Wardner; Weber; Wobbema

**NAYS:** Bekkedahl; Bell; Clemens; Dever; Erbele; Heitkamp; Hogue; Holmberg; Krebsbach; Larsen, D.; Larsen, O.; Larson, D.; Lee; Lemm; Meyer; Myrdal; Oehlke; Poolman; Rust; Sorvaag; Wanzek

**ABSENT AND NOT VOTING:** Marcellais

Reengrossed SB 2319 passed.

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#### SECOND READING OF SENATE BILL

**SB 2213:** A BILL for an Act to amend and reenact section 57-02-08.8 of the North Dakota Century Code, relating to the property tax credit for disabled veterans; and to provide an effective date.

#### CONFLICT OF INTEREST

**SEN. WOBBEMA STATED** that he had a conflict of interest on Engrossed SB 2213.

#### MOTION

**PRESIDENT SANFORD** raised the question of allowing Sen. Wobbema to vote, which question was approved on a voice vote

#### 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 45 YEAS, 1 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

**YEAS:** Anderson; Bakke; Bekkedahl; Burckhard; Clemens; Conley; Davison; Dever; Dwyer; Elkin; Erbele; Fors; Heckaman; Heitkamp; Hogan; Hogue; Holmberg; Kannianen; Klein; Krebsbach; Kreun; Larsen, D.; Larsen, O.; Larson, D.; Lee; Lemm; Luick; Mathern; Meyer; Myrdal; Oban; Oehlke; Patten; Piepkorn; Poolman; Roers, J.; Roers, K.; Rust; Schaible; Sorvaag; Vedaa; Wanzek; Wardner; Weber; Wobbema

**NAYS:** Bell

**ABSENT AND NOT VOTING:** Marcellais

Engrossed SB 2213 passed.

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#### SECOND READING OF SENATE BILL

**SB 2198:** A BILL for an Act to provide an appropriation to the department of commerce for a nursing workforce recruitment and retention grant program.

#### 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 5 YEAS, 41 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

**YEAS:** Bell; Erbele; Mathern; Roers, K.; Wanzek

**NAYS:** Anderson; Bakke; Bekkedahl; Burckhard; Clemens; Conley; Davison; Dever; Dwyer; Elkin; Fors; Heckaman; Heitkamp; Hogan; Hogue; Holmberg; Kannianen; Klein; Krebsbach; Kreun; Larsen, D.; Larsen, O.; Larson, D.; Lee; Lemm; Luick; Meyer; Myrdal; Oban; Oehlke; Patten; Piepkorn; Poolman; Roers, J.; Rust; Schaible; Sorvaag; Vedaa; Wardner; Weber; Wobbema

**ABSENT AND NOT VOTING:** Marcellais

SB 2198 failed.

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#### SECOND READING OF SENATE BILL

**SB 2225:** A BILL for an Act to create and enact section 15-10-18.6 of the North Dakota Century Code, relating to providing reduced tuition and fee charges in North Dakota institutions of higher education for dependents of disabled veterans; and to provide an appropriation.

#### ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 2 YEAS, 44 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

**YEAS:** Conley; Wobbema

**NAYS:** Anderson; Bakke; Bekkedahl; Bell; Burckhard; Clemens; Davison; Dever; Dwyer; Elkin; Erbele; Fors; Heckaman; Heitkamp; Hogan; Hogue; Holmberg; Kannianen; Klein; Krebsbach; Kreun; Larsen, D.; Larsen, O.; Larson, D.; Lee; Lemm; Luick; Mathern; Meyer; Myrdal; Oban; Oehlke; Patten; Piepkorn; Poolman; Roers, J.; Roers, K.; Rust; Schaible; Sorvaag; Vedaa; Wanzek; Wardner; Weber

**ABSENT AND NOT VOTING:** Marcellais

Engrossed SB 2225 failed.

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#### SECOND READING OF SENATE BILL

**SB 2272:** A BILL for an Act to create and enact section 15-10-38.3 of the North Dakota Century Code, relating to administrative fees retained by the state board of higher education; to amend and reenact sections 15-10-38.1 and 15-10-38.2 of the North Dakota Century Code and sections 3 and 4 of chapter 136 of the 2019 Session Laws, relating to the skilled workforce student loan repayment program and skilled workforce scholarship program; to provide a continuing appropriation; to provide for a transfer; to provide an effective date; and to provide an expiration date.

#### ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 46 YEAS, 0 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

**YEAS:** Anderson; Bakke; Bekkedahl; Bell; Burckhard; Clemens; Conley; Davison; Dever; Dwyer; Elkin; Erbele; Fors; Heckaman; Heitkamp; Hogan; Hogue; Holmberg; Kannianen; Klein; Krebsbach; Kreun; Larsen, D.; Larsen, O.; Larson, D.; Lee; Lemm; Luick; Mathern; Meyer; Myrdal; Oban; Oehlke; Patten; Piepkorn; Poolman; Roers, J.; Roers, K.; Rust; Schaible; Sorvaag; Vedaa; Wanzek; Wardner; Weber; Wobbema

**ABSENT AND NOT VOTING:** Marcellais

Engrossed SB 2272 passed.

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#### SECOND READING OF SENATE BILL

**SB 2288:** A BILL for an Act to create and enact a new section to chapter 57-38 and a new subdivision to subsection 7 of section 57-38-30.3 of the North Dakota Century Code, relating to an education scholarship tax credit; and to provide an effective date.

#### ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 16 YEAS, 30 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

**YEAS:** Burckhard; Clemens; Dever; Dwyer; Heitkamp; Hogue; Kannianen; Larsen, O.; Larson, D.; Luick; Meyer; Myrdal; Patten; Roers, J.; Wanzek; Wobbema

**NAYS:** Anderson; Bakke; Bekkedahl; Bell; Conley; Davison; Elkin; Erbele; Fors; Heckaman; Hogan; Holmberg; Klein; Krebsbach; Kreun; Larsen, D.; Lee; Lemm; Mathern; Oban; Oehlke; Piepkorn; Poolman; Roers, K.; Rust; Schaible; Sorvaag; Vedaa; Wardner; Weber

**ABSENT AND NOT VOTING:** Marcellais

Engrossed SB 2288 failed.

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#### SECOND READING OF SENATE BILL

**SB 2127:** A BILL for an Act to amend and reenact section 54-17-40 of the North Dakota Century Code, relating to the housing incentive fund; and to provide an appropriation.

#### 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 2 YEAS, 44 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

**YEAS:** Hogan; Kreun

**NAYS:** Anderson; Bakke; Bekkedahl; Bell; Burckhard; Clemens; Conley; Davison; Dever; Dwyer; Elkin; Erbele; Fors; Heckaman; Heitkamp; Hogue; Holmberg; Kannianen; Klein; Krebsbach; Larsen, D.; Larsen, O.; Larson, D.; Lee; Lemm; Luick; Mathern; Meyer; Myrdal; Oban; Oehlke; Patten; Piepkorn; Poolman; Roers, J.; Roers, K.; Rust; Schaible; Sorvaag; Vedaa; Wanzek; Wardner; Weber; Wobbema

**ABSENT AND NOT VOTING:** Marcellais

SB 2127 failed.

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#### SECOND READING OF SENATE BILL

**SB 2171:** A BILL for an Act to create and enact a new section to chapter 4.1-01 of the North Dakota Century Code, relating to the transfer of the international business and trade office from the department of commerce to the agriculture commissioner; to repeal

section 54-60-16 of the North Dakota Century Code, relating to the international business and trade office; to provide a continuing appropriation; and to provide an appropriation.

#### 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 5 YEAS, 41 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

**YEAS:** Bakke; Bell; Klein; Luick; Wanzek

**NAYS:** Anderson; Bekkedahl; Burckhard; Clemens; Conley; Davison; Dever; Dwyer; Elkin; Erbele; Fors; Heckaman; Heitkamp; Hogan; Hogue; Holmberg; Kannianen; Krebsbach; Kreun; Larsen, D.; Larsen, O.; Larson, D.; Lee; Lemm; Mathern; Meyer; Myrdal; Oban; Oehlke; Patten; Piepkorn; Poolman; Roers, J.; Roers, K.; Rust; Schaible; Sorvaag; Vedaa; Wardner; Weber; Wobbema

**ABSENT AND NOT VOTING:** Marcellais

SB 2171 failed.

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#### SECOND READING OF SENATE BILL

**SB 2219:** A BILL for an Act to provide an appropriation to the department of commerce to provide funding for research-based literacy intervention services to students.

#### ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 1 YEAS, 45 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

**YEAS:** Bell

**NAYS:** Anderson; Bakke; Bekkedahl; Burckhard; Clemens; Conley; Davison; Dever; Dwyer; Elkin; Erbele; Fors; Heckaman; Heitkamp; Hogan; Hogue; Holmberg; Kannianen; Klein; Krebsbach; Kreun; Larsen, D.; Larsen, O.; Larson, D.; Lee; Lemm; Luick; Mathern; Meyer; Myrdal; Oban; Oehlke; Patten; Piepkorn; Poolman; Roers, J.; Roers, K.; Rust; Schaible; Sorvaag; Vedaa; Wanzek; Wardner; Weber; Wobbema

**ABSENT AND NOT VOTING:** Marcellais

SB 2219 failed.

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#### MOTION

**SEN. KLEIN MOVED** that the Senate stand in recess until 2:30 p.m., which motion prevailed.

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

#### SECOND READING OF SENATE CONCURRENT RESOLUTION

**SCR 4013:** A concurrent resolution urging Congress to pass the North Dakota Trust Lands Completion Act.

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

SCR 4013 was declared adopted on a voice vote.

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#### SECOND READING OF SENATE CONCURRENT RESOLUTION

**SCR 4010:** A concurrent resolution clarifying the 1975 ratification by the 44th Legislative

Assembly of the proposed 1972 Equal Rights Amendment to the Constitution of the United States only was valid through March 22, 1979.

#### REQUEST

**SEN. MYRDAL REQUESTED** a verification vote on the adoption of SCR 4010, which request was granted.

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

SCR 4010 was declared adopted on a verification vote.

\*\*\*\*\*

#### SECOND READING OF SENATE CONCURRENT RESOLUTION

**SCR 4005:** A concurrent resolution to amend and reenact section 9 of article III and section 16 of article IV of the Constitution of North Dakota, relating to voting on constitutional amendments at general elections and constitutional amendments proposed by the legislative assembly.

#### ROLL CALL

The question being on the final adoption of the resolution, which has been read, and has committee recommendation of DO PASS. The roll was called and there were 39 YEAS, 7 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

**YEAS:** Anderson; Bekkedahl; Bell; Burckhard; Clemens; Conley; Davison; Dever; Dwyer; Elkin; Erbele; Fors; Hogue; Holmberg; Kannianen; Klein; Krebsbach; Kreun; Larsen, D.; Larsen, O.; Larson, D.; Lee; Lemm; Luick; Meyer; Myrdal; Oehlke; Patten; Poolman; Roers, J.; Roers, K.; Rust; Schaible; Sorvaag; Vedaa; Wanzek; Wardner; Weber; Wobbema

**NAYS:** Bakke; Heckaman; Heitkamp; Hogan; Mathern; Oban; Piepkorn

**ABSENT AND NOT VOTING:** Marcellais

SCR 4005 was declared adopted on a recorded roll call vote.

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#### SECOND READING OF SENATE CONCURRENT RESOLUTION

**SCR 4001:** A concurrent resolution authorizing the Budget Section of the Legislative Management to hold the required legislative hearings on state plans for the receipt and expenditure of new or revised block grants passed by Congress.

**SENATOR HOLMBERG** read the following statement into the journal:

#### SENATE APPROPRIATION COMMITTEE - FEDERAL BLOCK GRANT HEARING

##### FOR SENATE JOURNAL

Mr. President: On Monday, January 25, 2021, the Senate Appropriations Committee held a hearing on the community services block grant moneys anticipated by the Department of Commerce during the period beginning October 1, 2021, and ending September 30, 2023. If any member of the Legislative Assembly desires copies of the minutes and testimony presented to the Senate Appropriations Committee during the block grant hearing, the Senate Appropriations Committee clerk will make copies available to you. I inform you about the availability of the information at this time since your approval or disapproval of the appropriation for the Department of Commerce includes the legislative action regarding the use of the federal block grant funds.

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

SCR 4001 was declared adopted on a voice vote.

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

**MR. SPEAKER:** The Senate has passed, and your favorable consideration is requested on: SB 2004, SB 2011, SB 2043, SB 2046, SB 2086, SB 2170, SB 2206, SB 2217, SB 2249, SB 2275, SB 2289, SB 2344.

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

**MR. PRESIDENT:** The House has passed, and your favorable consideration is requested on: HB 1005, HB 1006, HB 1007, HB 1010, HB 1023, HB 1032, HB 1142, HB 1185, HB 1278, HB 1431, HB 1442, HB 1465.

**MOTION**

**SEN. KLEIN MOVED** that the Senate be on the Fifth, Ninth, Thirteenth, and Sixteenth orders of business and at the conclusion of those orders, the Senate stand adjourned until 8:30 a.m., Tuesday, February 23, 2021, which motion prevailed.

**REPORT OF STANDING COMMITTEE**

**SB 2003: Appropriations Committee (Sen. Holmberg, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2003 was placed on the Sixth order on the calendar.

Page 1, line 2, after the first semicolon insert "to create and enact section 15-18.2-06.1 and a new chapter to title 15 of the North Dakota Century Code, relating to a higher education funding formula minimum amount payable and a university system capital building fund; to amend and reenact subdivision k of subsection 1 of section 15-18.2-02, and sections 15-18.2-03, 15-18.2-05, and 54-44.1-11 of the North Dakota Century Code, relating to the higher education funding formula and the cancellation of unexpended appropriations; to amend and reenact section 2 of chapter 53 of the 2019 Session Laws, relating to appropriations for higher education capital projects; to repeal section 15-18.2-04 of the North Dakota Century Code, relating to the institutional size factor of the higher education funding formula; to provide for a transfer;"

Page 1, line 2, remove "and"

Page 1, line 2, after "exemption" insert "; to provide for a study; to provide a statement of legislative intent; to provide a continuing appropriation; and to declare an emergency"

Page 1, remove lines 11 through 24

Page 2, remove lines 1 through 31

Page 3, remove lines 1 through 30

Page 4, remove lines 1 through 30

Page 5, remove lines 1 through 30

Page 6, replace lines 1 through 29 with:

"Subdivision 1.

**NORTH DAKOTA UNIVERSITY SYSTEM**

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Capital assets - bond payments	\$4,959,448	\$8,425,816	\$13,385,264
Competitive research programs	5,685,750	0	5,685,750
System governance	8,737,867	81,471	8,819,338
Core technology services	62,286,128	740,101	63,026,229

Student financial assistance grants	23,917,306	2,400,000	26,317,306
Professional student exchange program	3,699,342	0	3,699,342
Academic and CTE scholarships	12,016,749	4,200,000	16,216,749
Scholars program	1,807,115	0	1,807,115
Native American scholarship	555,323	0	555,323
Tribally controlled community college grants	1,000,000	0	1,000,000
Education incentive programs	260,000	0	260,000
Student mental health	284,400	0	284,400
Veterans' assistance grants	277,875	0	277,875
Shared campus services	500,000	300,000	800,000
Nursing education consortium	0	1,356,000	1,356,000
Math pathways	0	150,000	150,000
NASA EPSCoR	<u>342,000</u>	<u>0</u>	<u>342,000</u>
Total all funds	\$126,329,303	\$17,653,388	\$143,982,691
Less estimated income	<u>24,002,206</u>	<u>276,821</u>	<u>24,279,027</u>
Total general fund	\$102,327,097	\$17,376,567	\$119,703,664
Full-time equivalent positions	148.90	9.93	158.83

## Subdivision 2.

## BISMARCK STATE COLLEGE

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Operations	\$98,743,682	\$1,788,163	\$100,531,845
Capital assets	<u>1,922,561</u>	<u>0</u>	<u>1,922,561</u>
Total all funds	\$100,666,243	\$1,788,163	\$102,454,406
Less estimated income	<u>69,598,016</u>	<u>782,330</u>	<u>70,380,346</u>
Total general fund	\$31,068,227	\$1,005,833	\$32,074,060
Full-time equivalent positions	323.93	8.97	332.90

## Subdivision 3.

## LAKE REGION STATE COLLEGE

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Operations	\$37,559,127	\$1,588,168	\$39,147,295
Capital assets	<u>362,667</u>	<u>363,000</u>	<u>725,667</u>
Total all funds	\$37,921,794	\$1,951,168	\$39,872,962
Less estimated income	<u>24,976,514</u>	<u>658,619</u>	<u>25,635,133</u>
Total general fund	\$12,945,280	\$1,292,549	\$14,237,829
Full-time equivalent positions	118.10	(2.34)	115.76

## Subdivision 4.

## WILLISTON STATE COLLEGE

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Operations	\$32,596,060	\$1,452,908	\$34,048,968
Capital assets	<u>1,261,968</u>	<u>0</u>	<u>1,261,968</u>
Total all funds	\$33,858,028	\$1,452,908	\$35,310,936
Less estimated income	<u>23,790,285</u>	<u>237,339</u>	<u>24,027,624</u>
Total general fund	\$10,067,743	\$1,215,569	\$11,283,312
Full-time equivalent positions	100.48	0.81	101.29

## Subdivision 5.

## UNIVERSITY OF NORTH DAKOTA

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Operations	\$888,106,266	\$15,637,951	\$903,744,217

Capital assets	4,411,566	0	4,411,566
Total all funds	\$892,517,832	\$15,637,951	\$908,155,783
Less estimated income	<u>744,185,677</u>	<u>11,777,467</u>	<u>755,963,144</u>
Total general fund	\$148,332,155	\$3,860,484	\$152,192,639
Full-time equivalent positions	2,132.17	(72.19)	2,059.98

## Subdivision 6.

## NORTH DAKOTA STATE UNIVERSITY

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Operations	\$743,775,571	\$12,770,712	\$756,546,283
Capital assets	<u>7,799,104</u>	0	<u>7,799,104</u>
Total all funds	\$751,574,675	\$12,770,712	\$764,345,387
Less estimated income	<u>618,859,692</u>	<u>6,692,288</u>	<u>625,551,980</u>
Total general fund	\$132,714,983	\$6,078,424	\$138,793,407
Full-time equivalent positions	1,870.16	(40.73)	1,829.43

## Subdivision 7.

## NORTH DAKOTA STATE COLLEGE OF SCIENCE

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Operations	\$95,725,411	(\$213,890)	\$95,511,521
Capital assets	<u>1,012,379</u>	0	<u>1,012,379</u>
Total all funds	\$96,737,790	(\$213,890)	\$96,523,900
Less estimated income	<u>60,195,768</u>	<u>624,033</u>	<u>60,819,801</u>
Total general fund	\$36,542,022	(\$837,923)	\$35,704,099
Full-time equivalent positions	310.73	0.88	311.61

## Subdivision 8.

## DICKINSON STATE UNIVERSITY

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Operations	\$48,560,994	\$2,245,941	\$50,806,935
Capital assets	<u>409,078</u>	0	<u>409,078</u>
Total all funds	\$48,970,072	\$2,245,941	\$51,216,013
Less estimated income	<u>30,577,009</u>	<u>405,018</u>	<u>30,982,027</u>
Total general fund	\$18,393,063	\$1,840,923	\$20,233,986
Full-time equivalent positions	213.26	(37.76)	175.50

## Subdivision 9.

## MAYVILLE STATE UNIVERSITY

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Operations	\$47,719,555	\$2,809,482	\$50,529,037
Capital assets	<u>358,992</u>	0	<u>358,992</u>
Total all funds	\$48,078,547	\$2,809,482	\$50,888,029
Less estimated income	<u>31,657,931</u>	<u>558,339</u>	<u>32,216,270</u>
Total general fund	\$16,420,616	\$2,251,143	\$18,671,759
Full-time equivalent positions	209.27	21.08	230.35

## Subdivision 10.

## MINOT STATE UNIVERSITY

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Operations	\$102,325,073	\$1,786,019	\$104,111,092

Capital assets	1,099,620	0	1,099,620
Total all funds	\$103,424,693	\$1,786,019	\$105,210,712
Less estimated income	<u>63,528,000</u>	<u>493,882</u>	<u>64,021,882</u>
Total general fund	\$39,896,693	\$1,292,137	\$41,188,830
Full-time equivalent positions	407.58	(4.54)	403.04

## Subdivision 11.

## VALLEY CITY STATE UNIVERSITY

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Operations	\$48,176,928	\$1,875,867	\$50,052,795
Capital assets	<u>455,823</u>	0	<u>455,823</u>
Total all funds	\$48,632,751	\$1,875,867	\$50,508,618
Less estimated income	<u>25,973,818</u>	<u>383,860</u>	<u>26,357,678</u>
Total general fund	\$22,658,933	\$1,492,007	\$24,150,940
Full-time equivalent positions	180.68	22.09	202.77

## Subdivision 12.

## DAKOTA COLLEGE AT BOTTINEAU

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Operations	\$21,440,606	\$2,177,944	\$23,618,550
Capital assets	<u>114,007</u>	<u>4,000,000</u>	<u>4,114,007</u>
Total all funds	\$21,554,613	\$6,177,944	\$27,732,557
Less estimated income	<u>13,813,787</u>	<u>4,383,803</u>	<u>18,197,590</u>
Total general fund	\$7,740,826	\$1,794,141	\$9,534,967
Full-time equivalent positions	82.29	9.57	91.86

## Subdivision 13.

## UNIVERSITY OF NORTH DAKOTA SCHOOL OF MEDICINE AND HEALTH SCIENCES

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Operations	\$213,244,364	\$3,870,855	\$217,115,219
Health care workforce initiative	<u>10,676,150</u>	0	<u>10,676,150</u>
Total all funds	\$223,920,514	\$3,870,855	\$227,791,369
Less estimated income	<u>159,037,011</u>	<u>1,728,353</u>	<u>160,765,364</u>
Total general fund	\$64,883,503	\$2,142,502	\$67,026,005
Full-time equivalent positions	485.32	7.35	492.67

## Subdivision 14.

## NORTH DAKOTA FOREST SERVICE

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Operations	\$15,223,336	\$112,394	\$15,335,730
Capital assets	<u>118,728</u>	0	<u>118,728</u>
Total all funds	\$15,342,064	\$112,394	\$15,454,458
Less estimated income	<u>10,665,400</u>	<u>3,333</u>	<u>10,668,733</u>
Total general fund	\$4,676,664	\$109,061	\$4,785,725
Full-time equivalent positions	27.00	1.00	28.00

## Subdivision 15.

## TOTAL - SECTION 1

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Grand total general fund	\$648,667,805	\$40,913,417	\$689,581,222

Grand total special funds	<u>1,900,861,114</u>	<u>29,005,485</u>	<u>1,929,866,599</u>
Grand total all funds	\$2,549,528,919	\$69,918,902	\$2,619,447,821"

Page 6, line 30, after "**FUNDING**" insert "**- EFFECT ON BASE BUDGET - REPORT TO SIXTY-EIGHTH LEGISLATIVE ASSEMBLY**"

Page 6, line 31, after "biennium" insert "and the 2021-23 biennium one-time funding items included in section 1 of this Act"

Page 7, replace lines 2 through 11 with:

"Capital projects - other funds	\$408,500,000	\$4,363,000
North Dakota state university settlement agreement	0	125,000
Math pathways	0	150,000
Education challenge grants	9,400,000	0
School of law matching grants	250,000	0
Tier II and tier III capital building funds	29,000,000	0
Theodore Roosevelt digitization	200,000	0
University of North Dakota campus network upgrades	0	1,500,000
North Dakota state university campus network upgrades	<u>1,500,000</u>	<u>0</u>
Total all funds	\$450,350,000	\$4,638,000
Total other funds	<u>438,500,000</u>	<u>4,363,000</u>
Total general fund	\$11,850,000	\$275,000

**SECTION 3. APPROPRIATION - 2019-21 BIENNIUM - NORTH DAKOTA STATE UNIVERSITY.** There is appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$474,657, or so much of the sum as may be necessary, to North Dakota state university for litigation fees relating to the A. Glenn Hill center project, for the period beginning with the effective date of this Act, and ending June 30, 2021.

**SECTION 4. APPROPRIATION - VALLEY CITY STATE UNIVERSITY - PURCHASE OF LAND AUTHORIZED.** The state board of higher education, acting for and through Valley City state university, is authorized to purchase two parcels of land in Barnes county, described as the south half of the east one-third of lot one, block four, of Andrus and Sifton's addition to the city of Valley City, and the south one hundred feet of the west one-third of the east half and the east one-third of the west half of lot one, block four, in Andrus and Sifton's addition to the city of Valley City, from the Valley City state university foundation for the use and betterment of Valley City state university. There is appropriated from other funds the sum of \$309,000, or so much of the sum as may be necessary, to Valley City state university for the purposes of this section for the period beginning with the effective date of this Act and ending June 30, 2023. The funding provided in this section is considered a one-time funding item."

Page 7, after line 21, insert:

**"SECTION 6. TRANSFER - UNIVERSITY OF NORTH DAKOTA SCHOOL OF MEDICINE AND HEALTH SCIENCES OPERATIONS.** The operations line item in subdivision 5 of section 1 of this Act includes a funding allocation from the higher education per student credit-hour funding formula attributable to inflation during the biennium beginning July 1, 2021, and ending June 30, 2023. Based on the recommendation of the commissioner of higher education, a portion of the allocation may be transferred by the state board of higher education between the university of North Dakota school of medicine and health sciences and the university of North Dakota.

**SECTION 7. UNSPENT FUNDS - TRANSFER - BANK OF NORTH DAKOTA PROFITS - GENERAL FUND - UNIVERSITY SYSTEM CAPITAL BUILDING FUND.** Any amounts from the \$17,000,000 from the current earnings and accumulated profits of the Bank of North Dakota for the tier II and tier III capital building fund program and any amounts from the \$2,000,000 from the general fund for the tier III capital building fund program appropriated in section 1 of chapter 3 of the 2019 Session Laws which are not matched and committed for a project by June

30, 2021, must be transferred to the university system capital building fund at the end of the biennium beginning July 1, 2019, and ending June 30, 2021.

**SECTION 8. TRANSFER - STRATEGIC INVESTMENT AND IMPROVEMENTS FUND - UNIVERSITY SYSTEM CAPITAL BUILDING FUND.** The office of management and budget shall transfer \$19,000,000 from the strategic investment and improvements fund to the university system capital building fund during the period beginning with the effective date of this Act, and ending June 30, 2023, as requested by the commissioner of higher education. Funding transferred pursuant to this section is to be allocated to each institution as follows:

	<u>Tier II</u>	<u>Tier III</u>	<u>Total</u>
Bismarck state college	\$425,693	\$500,000	\$925,693
Lake Region state college	177,375	500,000	677,375
Williston state college	137,947	500,000	637,947
University of North Dakota	4,361,801	2,250,000	6,611,801
North Dakota state university	2,899,596	2,250,000	5,149,596
North Dakota state college of science	500,695	500,000	1,000,695
Dickinson state university	268,862	500,000	768,862
Mayville state university	240,029	500,000	740,029
Minot state university	572,801	500,000	1,072,801
Valley City state university	309,137	500,000	809,137
Dakota college at Bottineau	<u>106,064</u>	<u>500,000</u>	<u>606,064</u>
Total	\$10,000,000	\$9,000,000	\$19,000,000

**SECTION 9. CAPITAL BUILDING FUNDS - USES.** The institutions listed may use funding from the respective institution's university system capital building fund allocation for the following projects authorized by the sixty-sixth and sixty-seventh legislative assemblies:

North Dakota state university - Dunbar Hall	\$51,200,000
North Dakota state university - Agriculture products development center	60,000,000
Dakota college at Bottineau - Old main renovation	4,000,000
University of North Dakota - Business school	<u>70,000,000</u>
Total	\$185,200,000

**SECTION 10. STRATEGIC INVESTMENT AND IMPROVEMENTS FUND - LAKE REGION STATE COLLEGE - DAKOTA COLLEGE AT BOTTINEAU - CAPITAL PROJECTS.** The appropriation in subdivision 3 of section 1 of this Act includes the sum of \$363,000 from the strategic investment and improvements fund for the Lake Region state college Curtis and Annette Hofstad agricultural center project. The appropriation in subdivision 12 of section 1 of this Act includes the sum of \$2,000,000 from the strategic investment and improvements fund for the Dakota college at Bottineau old main renovation project."

Page 7, after line 26, insert:

**"SECTION 12. AMENDMENT.** Subdivision k of subsection 1 of section 15-18.2-02 of the North Dakota Century Code is amended and reenacted as follows:

- k. The ~~factor~~factors for credits completed in career and technical education ~~is 2.0~~are:
- (1) 3.0 for lower division credits; and
  - (2) 5.0 for upper division credits.

**SECTION 13. AMENDMENT.** Section 15-18.2-03 of the North Dakota Century Code is amended and reenacted as follows:

**15-18.2-03. Credit completion factor - Determination.**

1. Except as provided in subsections 2 and 3 of this section, for each institution under its control, the state board of higher education shall multiply the product determined under section 15-18.2-02 by a factor of:

- a. 1.00 if the number of credit-hours is at least 240,000;
  - b. 1.05 if the number of credit-hours is at least 180,000 but less than 240,000;
  - c. 1.10 if the number of credit-hours is at least ~~120,000~~135,000 but less than 180,000;
  - d. 1.15 if the number of credit-hours is at least ~~90,000~~130,000 but less than ~~120,000~~135,000;
  - e. 1.20 if the number of credit-hours is at least ~~80,000~~120,000 but less than ~~90,000~~130,000;
  - f. 1.30 if the number of credit-hours is at least 70,000 but less than ~~80,000~~120,000;
  - g. 1.40 if the number of credit-hours is at least 60,000 but less than 70,000;
  - h. 1.50 if the number of credit-hours is at least 50,000 but less than 60,000;
  - i. 1.60 if the number of credit-hours is at least 40,000 but less than 50,000;
  - j. 1.70 if the number of credit-hours is at least 30,000 but less than 40,000; and
  - k. 1.80 if the number of credit-hours is less than 30,000.
2. ~~If the square footage of an institution, when divided by the institution's weighted credit-hours results in a quotient greater than 5.00, the state board of higher education shall multiply the product determined under section 15-18.2-02 by a factor of 1.00. For purposes of this subsection, the square footage of an institution includes real property as determined by the state board of higher education in accordance with section 15-18.2-04.~~
  3. ~~If the number of credit-hours completed by an institution causes~~would cause a decrease in the credit completion factor for that institution, ~~the new credit completion factor shall not be in effect for calculation purposes for the first two fiscal years following the change~~compared to the credit completion factor the institution was entitled to receive during the 2017-19 biennium, the state board of higher education shall multiply the product determined under section 15-18.2-02 by a credit growth factor of 1.0 for credits in excess of the factor the institution was entitled to receive during the 2017-19 biennium. Any weighted credit-hours multiplied by a credit growth factor under this section must have a weight of 1.0 under section 15-18.2-02. The state board of higher education shall multiply the remaining weighted credits by the credit completion factor the institution was entitled to receive during the 2017-19 biennium.
  - 4-3. For purposes of this section, the number of credit-hours must be those determined by the state board of higher education in accordance with section 15-18.2-01.

**SECTION 14. AMENDMENT.** Section 15-18.2-05 of the North Dakota Century Code is amended and reenacted as follows:

**15-18.2-05. Base funding - Determination of state aid.**

1. Except as provided under ~~subsection 2, in order~~subsections 2 and 3, to determine the state aid payment to which each institution under its control is entitled, the state board of higher education shall multiply the

product determined under section ~~15-18.2-04~~15-18.2-03 by a base amount of:

- a. ~~\$60.87~~\$61.86 in the case of North Dakota state university and the university of North Dakota;
  - b. ~~\$90.98~~\$92.56 in the case of Dickinson state university, Mayville state university, Minot state university, and Valley City state university; and
  - c. ~~\$97.06~~\$98.81 in the case of Bismarck state college, Dakota college at Bottineau, Lake Region state college, North Dakota state college of science, and Williston state college.
2. ~~An institution is entitled to an amount equal to seventy five percent of the product determined under subsection 1 for credits completed by students receiving a tuition waiver pursuant to section 54-12-35. For institutions under subdivision b of subsection 1, the state board of higher education shall multiply the product determined under section 15-18.2-03 for credits completed in instructional programs under subdivision k of subsection 1 of section 15-18.2-02 by the base amount under subdivision c of subsection 1.~~
  3. ~~For institutions under subdivision c of subsection 1, the state board of higher education shall multiply the product determined under section 15-18.2-03 for upper division credits completed in instructional programs under subdivisions a through j of subsection 1 of section 15-18.2-02 by the base amount under subdivision b of subsection 1.~~

**SECTION 15.** Section 15-18.2-06.1 of the North Dakota Century Code is created and enacted as follows:

**15-18.2-06.1. Base funding - Minimum amount payable.**

Notwithstanding any calculations required by this chapter, during each biennium beginning with the 2021-23 biennium, an institution may not receive less than ninety-six percent of the state aid to which the institution was entitled under this chapter during the previous biennium.

**SECTION 16.** A new chapter to title 15 of the North Dakota Century Code is created and enacted as follows:

**University system capital building fund - Creation - Continuing appropriation.**

There is created in the state treasury the university system capital building fund. The university system capital building fund consists of moneys transferred to the fund and any interest and earnings of the fund. The state board of higher education may provide for the fund to be invested under the supervision of the state investment board. Moneys in the fund are appropriated to the state board of higher education on a continuing basis for allocations to the institutions under the control of the state board of higher education for capital projects as directed by the legislative assembly and in accordance with this chapter. Any interest or earnings of the fund must be allocated to the capital building fund pool within the university system capital building fund.

**Capital building funds - Uses - Reports.**

Subject to tier II and tier III capital building fund matching requirements under this chapter, each institution may use its allocation of funds from the university system capital building fund for projects specifically authorized by the legislative assembly to use university system capital building fund moneys. In addition, after an institution has matched and committed seventy-five percent of the funding appropriated for the institution's tier I extraordinary repairs and subject to state board of higher education approval and matching requirements under this chapter, each institution may use its allocation of funds from the university system capital building

fund for extraordinary repairs and deferred maintenance projects that do not increase the overall square footage of a building. The state board of higher education shall report biennially to the legislative management and to the appropriations committees of the legislative assembly on the use of funding in the university system capital building fund, the source of matching funds, and each institution's five-year plan for capital construction spending.

**Tier II capital building funds - Matching requirements.**

The state board of higher education may allocate tier II capital building fund moneys to an institution for a project only after the institution provides one dollar of matching funds from operations or other sources for each one dollar from the university system capital building fund for the project. An institution may not use tier I extraordinary repairs funding, tier III capital building fund moneys, or state funding appropriated for a specific capital project as matching funds under this section.

**Tier III capital building funds - Matching requirements.**

The state board of higher education may allocate tier III capital building fund moneys to an institution only after the institution provides two dollars of matching funds from operations or other sources for each one dollar from the university system capital building fund for the project. An institution may not use tier I extraordinary repairs funding, tier II capital building fund moneys, or state funding appropriated for a specific capital project as matching funds under this section.

**Capital building fund pool.**

If the state board of higher education has not allocated capital building fund moneys to an institution by January first of the third biennium after the funding was appropriated or transferred to the fund, the board shall reallocate the funds to a pool within the university system capital building fund. Any institution under the control of the state board of higher education that has fully matched and committed its university system capital building fund allocation may apply for and be allocated funding from the capital building fund pool, subject to state board of higher education approval and tier III capital building fund matching requirements under this chapter.

**SECTION 17. AMENDMENT.** Section 54-44.1-11 of the North Dakota Century Code is amended and reenacted as follows:

**54-44.1-11. Office of management and budget to cancel unexpended appropriations - When they may continue. (Effective through July 31, 20212023)**

Except as otherwise provided by law, the office of management and budget, thirty days after the close of each biennial period, shall cancel all unexpended appropriations or balances of appropriations after the expiration of the biennial period during which they became available under the law. Unexpended appropriations for the state historical society are not subject to this section and the state historical society shall report on the amounts and uses of funds carried over from one biennium to the appropriations committees of the next subsequent legislative assembly. Unexpended appropriations for the North Dakota university system are not subject to this section and the North Dakota university system shall report on the amounts and uses of funds carried over from one biennium to the next to subsequent appropriations committees of the legislative assembly. The chairmen of the appropriations committees of the senate and house of representatives of the legislative assembly with the office of the budget may continue appropriations or balances in force for not more than two years after the expiration of the biennial period during which they became available upon recommendation of the director of the budget for:

1. New construction projects.
2. Major repair or improvement projects.

3. Purchases of new equipment costing more than ten thousand dollars per unit if it was ordered during the first twelve months of the biennium in which the funds were appropriated.
4. The purchase of land by the state on a "contract for deed" purchase if the total purchase price is within the authorized appropriation.
5. Purchases by the department of transportation of roadway maintenance equipment costing more than ten thousand dollars per unit if the equipment was ordered during the first twenty-one months of the biennium in which the funds were appropriated.
6. Authorized ongoing information technology projects.

**Office of management and budget to cancel unexpended appropriations - When they may continue. (Effective after July 31, 2021-2023)**

The office of management and budget, thirty days after the close of each biennial period, shall cancel all unexpended appropriations or balances of appropriations after the expiration of the biennial period during which they became available under the law. Unexpended appropriations for the state historical society are not subject to this section and the state historical society shall report on the amounts and uses of funds carried over from one biennium to the appropriations committees of the next subsequent legislative assembly. The chairmen of the appropriations committees of the senate and house of representatives of the legislative assembly with the office of the budget may continue appropriations or balances in force for not more than two years after the expiration of the biennial period during which they became available upon recommendation of the director of the budget for:

1. New construction projects.
2. Major repair or improvement projects.
3. Purchases of new equipment costing more than ten thousand dollars per unit if it was ordered during the first twelve months of the biennium in which the funds were appropriated.
4. The purchase of land by the state on a "contract for deed" purchase if the total purchase price is within the authorized appropriation.
5. Purchases by the department of transportation of roadway maintenance equipment costing more than ten thousand dollars per unit if the equipment was ordered during the first twenty-one months of the biennium in which the funds were appropriated.
6. Authorized ongoing information technology projects.

**SECTION 18. AMENDMENT.** Section 2 of chapter 53 of the 2019 Session Laws is amended and reenacted as follows:

**SECTION 2. APPROPRIATION - CAPITAL PROJECTS - EXEMPTION.**

1. Subject to the provisions of this section, the funds provided in this section, or so much of the funds as may be necessary, are appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, to the following institutions for the identified capital projects, for the period beginning with the effective date of this Act, and ending June 30, 2019, as follows:

Bismarck state college Nursing Building	\$8,900,000
Dakota college at Bottineau dining hall and other projects	1,000,000
Lake Region state college precision agriculture project	1,000,000
North Dakota state university agriculture products development center project	20,000,000
North Dakota state university Dunbar Hall project	8,000,000
University of North Dakota Gamble Hall project	9,000,000

Valley City state university Communications and Fine Arts	<u>2,000,000</u>
Building project	
Total general fund	\$49,900,000

In accordance with section 54-44.1-11, any unaccepted funds from these appropriations may be continued into the biennium beginning July 1, 2019, and ending June 30, 2021.

2. The appropriation for the agriculture products development center project must be continued into the biennium beginning July 1, 2019, and ending June 30, 2021, ~~and is available only if North Dakota state university certifies to the industrial commission and the director of the office of management and budget that \$20,000,000 of local and other funds has been obtained for the project or if North Dakota state university receives approval for a change in project scope from the legislative assembly or budget section pursuant to section 48-01.2-25.~~
3. The appropriation for the Gamble Hall project must be continued into the biennium beginning July 1, 2019, and ending June 30, 2021, and is available only if the university of North Dakota certifies to the industrial commission and the director of the office of management and budget that \$55,000,000 of local and other funds has been obtained for the project or if the university of North Dakota receives approval for a change in project scope from the legislative assembly or budget section pursuant to section 48-01.2-25.

**SECTION 19. REPEAL.** Section 15-18.2-04 of the North Dakota Century Code is repealed.

**SECTION 20. CAMPUS CAPITAL PROJECTS - PROJECT MANAGEMENT.** During the period beginning with the effective date of this Act, and ending June 30, 2023, each capital project authorized by the state board of higher education must have adequate project management oversight by either an institution official or a representative of an external entity. An institution may seek assistance from the North Dakota university system office for project management oversight of a capital project.

**SECTION 21. UNIVERSITY OF NORTH DAKOTA - TECHNOLOGY ACCELERATOR BUILDING REFINANCING.** The state board of higher education, acting for and through the university of North Dakota, may enter into a refinancing agreement with a private entity for the technology accelerator building during the period beginning with the effective date of this Act and ending June 30, 2023."

Page 8, after line 8, insert:

**"SECTION 24. EXEMPTION - PROJECT AUTHORIZATIONS.** Any unexpended amounts remaining from the \$49,900,000 appropriated from the general fund for capital projects at institutions under the control of the state board of higher education in section 2 of chapter 53 of the 2019 Session Laws are not subject to section 54-44.1-11 and any unexpended funds from the appropriations are available to the respective institutions to complete the projects during the biennium beginning July 1, 2021, and ending June 30, 2023.

**SECTION 25. STATE BOARD OF HIGHER EDUCATION - STUDY OF THE HIGHER EDUCATION FUNDING FORMULA - REPORT TO LEGISLATIVE MANAGEMENT.** During the period beginning July 1, 2021, and ending June 30, 2022, the state board of higher education shall study the higher education funding formula, including instructional program classification factors. The state board of higher education shall provide a report to the legislative management regarding any findings or recommended changes to the funding formula by June 30, 2022.

**SECTION 26. LEGISLATIVE INTENT - WEIGHTED CREDIT-HOURS - INSTRUCTIONAL PROGRAM CLASSIFICATION FACTORS.** It is the intent of the sixty-seventh legislative assembly that:

1. Veterinary medicine courses remain under the health sciences instructional program classification within the higher education funding formula;
2. Computer and information sciences and support services courses be transferred to the engineering instructional program classification within the higher education funding formula; and
3. Lineworker; plumbing; powersports technology; heating, ventilating, air conditioning, and refrigeration technology; diesel technology; mechanical systems; and machine tooling courses be placed in an upper division under the career and technical education instructional program classification within the higher education funding formula.

**SECTION 27. EMERGENCY.** Sections 3, 4, 7, 8, 9, 10, 16, 18, 20, and 21 of this Act and the capital assets line items in section 1 of this Act are declared to be an emergency measure."

Renumber accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:**

**Senate Bill No. 2003 - Summary of Senate Action**

	Base Budget	Senate Changes	Senate Version
University System Office			
Total all funds	\$126,329,303	\$17,653,388	\$143,982,691
Less estimated income	24,002,206	276,821	24,279,027
General fund	<u>\$102,327,097</u>	<u>\$17,376,567</u>	<u>\$119,703,664</u>
FTE	148.90	9.93	158.83
Bismarck State College			
Total all funds	\$100,666,243	\$1,788,163	\$102,454,406
Less estimated income	69,598,016	782,330	70,380,346
General fund	<u>\$31,068,227</u>	<u>\$1,005,833</u>	<u>\$32,074,060</u>
FTE	323.93	8.97	332.90
Lake Region State College			
Total all funds	\$37,921,794	\$1,951,168	\$39,872,962
Less estimated income	24,976,514	658,619	25,635,133
General fund	<u>\$12,945,280</u>	<u>\$1,292,549</u>	<u>\$14,237,829</u>
FTE	118.10	(2.34)	115.76
Williston State College			
Total all funds	\$33,858,028	\$1,452,908	\$35,310,936
Less estimated income	23,790,285	237,339	24,027,624
General fund	<u>\$10,067,743</u>	<u>\$1,215,569</u>	<u>\$11,283,312</u>
FTE	100.48	0.81	101.29
University of North Dakota			
Total all funds	\$892,517,832	\$15,637,951	\$908,155,783
Less estimated income	744,185,677	11,777,467	755,963,144
General fund	<u>\$148,332,155</u>	<u>\$3,860,484</u>	<u>\$152,192,639</u>
FTE	2,132.17	(72.19)	2,059.98
UND Medical Center			
Total all funds	\$223,920,514	\$3,870,855	\$227,791,369
Less estimated income	159,037,011	1,728,353	160,765,364
General fund	<u>\$64,883,503</u>	<u>\$2,142,502</u>	<u>\$67,026,005</u>
FTE	485.32	7.35	492.67
North Dakota State University			
Total all funds	\$751,574,675	\$12,770,712	\$764,345,387
Less estimated income	618,859,692	6,692,288	625,551,980
General fund	<u>\$132,714,983</u>	<u>\$6,078,424</u>	<u>\$138,793,407</u>
FTE	1,870.16	(40.73)	1,829.43
State College of Science			
Total all funds	\$96,737,790	(\$213,890)	\$96,523,900
Less estimated income	60,195,768	624,033	60,819,801
General fund	<u>\$36,542,022</u>	<u>(\$837,923)</u>	<u>\$35,704,099</u>

FTE	310.73	0.88	311.61
Dickinson State University			
Total all funds	\$48,970,072	\$2,245,941	\$51,216,013
Less estimated income	30,577,009	405,018	30,982,027
General fund	<u>\$18,393,063</u>	<u>\$1,840,923</u>	<u>\$20,233,986</u>
FTE	213.26	(37.76)	175.50
Mayville State University			
Total all funds	\$48,078,547	\$2,809,482	\$50,888,029
Less estimated income	31,657,931	558,339	32,216,270
General fund	<u>\$16,420,616</u>	<u>\$2,251,143</u>	<u>\$18,671,759</u>
FTE	209.27	21.08	230.35
Minot State University			
Total all funds	\$103,424,693	\$1,786,019	\$105,210,712
Less estimated income	63,528,000	493,882	64,021,882
General fund	<u>\$39,896,693</u>	<u>\$1,292,137</u>	<u>\$41,188,830</u>
FTE	407.58	(4.54)	403.04
Valley City State University			
Total all funds	\$48,632,751	\$2,184,867	\$50,817,618
Less estimated income	25,973,818	692,860	26,666,678
General fund	<u>\$22,658,933</u>	<u>\$1,492,007</u>	<u>\$24,150,940</u>
FTE	180.68	22.09	202.77
Dakota College at Bottineau			
Total all funds	\$21,554,613	\$6,177,944	\$27,732,557
Less estimated income	13,813,787	4,383,803	18,197,590
General fund	<u>\$7,740,826</u>	<u>\$1,794,141</u>	<u>\$9,534,967</u>
FTE	82.29	9.57	91.86
Forest Service			
Total all funds	\$15,342,064	\$112,394	\$15,454,458
Less estimated income	10,665,400	3,333	10,668,733
General fund	<u>\$4,676,664</u>	<u>\$109,061</u>	<u>\$4,785,725</u>
FTE	27.00	1.00	28.00
Bill total			
Total all funds	\$2,549,528,919	\$70,227,902	\$2,619,756,821
Less estimated income	1,900,861,114	29,314,485	1,930,175,599
General fund	<u>\$648,667,805</u>	<u>\$40,913,417</u>	<u>\$689,581,222</u>
FTE	6,609.87	(75.88)	6,533.99

### Senate Bill No. 2003 - North Dakota University System - General Fund Summary

	Base Budget	Senate Changes	Senate Version
University System Office	\$102,327,097	\$17,376,567	\$119,703,664
Bismarck State College	31,068,227	1,005,833	32,074,060
Lake Region State College	12,945,280	1,292,549	14,237,829
Williston State College	10,067,743	1,215,569	11,283,312
University of North Dakota	148,332,155	3,860,484	152,192,639
UND Medical Center	64,883,503	2,142,502	67,026,005
North Dakota State University	132,714,983	6,078,424	138,793,407
State College of Science	36,542,022	(837,923)	35,704,099
Dickinson State University	18,393,063	1,840,923	20,233,986
Mayville State University	16,420,616	2,251,143	18,671,759
Minot State University	39,896,693	1,292,137	41,188,830
Valley City State University	22,658,933	1,492,007	24,150,940
Dakota College at Bottineau	7,740,826	1,794,141	9,534,967
Forest Service	4,676,664	109,061	4,785,725
Total general fund	<u>\$648,667,805</u>	<u>\$40,913,417</u>	<u>\$689,581,222</u>

**Detail of Senate Changes to the General Fund**

	Adjusts Funding for University System Office <sup>1</sup>	Provides Funding Formula Adjustments <sup>2</sup>	Adjusts Special Funds and FTE Positions <sup>3</sup>	Adds Funding for Capital Projects <sup>4</sup>	Adds Funding for NDSU Settlement Agreement <sup>5</sup>	Adds One-Time Funding for VCSU Land Purchase <sup>6</sup>
University System Office	\$17,376,567					
Bismarck State College		\$1,005,833				
Lake Region State College		1,292,549				
Williston State College		1,215,569				
University of North Dakota		3,860,484				
UND Medical Center		2,142,502				
North Dakota State University		5,953,424			\$125,000	
State College of Science		(837,923)				
Dickinson State University		1,840,923				
Mayville State University		2,251,143				
Minot State University		1,292,137				
Valley City State University		1,492,007				
Dakota College at Bottineau		1,794,141				
Forest Service						
<b>Total general fund</b>	<b>\$17,376,567</b>	<b>\$23,302,789</b>	<b>\$0</b>	<b>\$0</b>	<b>\$125,000</b>	<b>\$0</b>

	Adjusts Forest Service Funding <sup>7</sup>	Total the General Fund Changes
University System Office		\$17,376,567
Bismarck State College		1,005,833
Lake Region State College		1,292,549
Williston State College		1,215,569
University of North Dakota		3,860,484
UND Medical Center		2,142,502
North Dakota State University		6,078,424
State College of Science		(837,923)
Dickinson State University		1,840,923
Mayville State University		2,251,143
Minot State University		1,292,137
Valley City State University		1,492,007
Dakota College at Bottineau		1,794,141
Forest Service	\$109,061	109,061
<b>Total general fund</b>	<b>\$109,061</b>	<b>\$40,913,417</b>

**Senate Bill No. 2003 - North Dakota University System - Other Funds Summary**

	Base Budget	Senate Changes	Senate Version
University System Office	\$24,002,206	\$276,821	\$24,279,027
Bismarck State College	69,598,016	782,330	70,380,346
Lake Region State College	24,976,514	658,619	25,635,133
Williston State College	23,790,285	237,339	24,027,624
University of North Dakota	744,185,677	11,777,467	755,963,144
UND Medical Center	159,037,011	1,728,353	160,765,364
North Dakota State University	618,859,692	6,692,288	625,551,980
State College of Science	60,195,768	624,033	60,819,801
Dickinson State University	30,577,009	405,018	30,982,027
Mayville State University	31,657,931	558,339	32,216,270
Minot State University	63,528,000	493,882	64,021,882
Valley City State University	25,973,818	692,860	26,666,678
Dakota College at Bottineau	13,813,787	4,383,803	18,197,590
Forest Service	10,665,400	3,333	10,668,733
<b>Total other funds</b>	<b>\$1,900,861,114</b>	<b>\$29,314,485</b>	<b>\$1,930,175,599</b>

**Detail of Senate Changes to Other Funds**

	Adjusts Funding for University System Office <sup>1</sup>	Provides Funding Formula Adjustments <sup>2</sup>	Adjusts Special Funds and FTE Positions <sup>3</sup>	Adds Funding for Capital Projects <sup>4</sup>	Adds Funding for NDSU Settlement Agreement <sup>5</sup>	Adds One- Time Funding for VCSU Land Purchase <sup>6</sup>
University System Office	\$276,821					
Bismarck State College			\$782,330			
Lake Region State College			295,619	\$363,000		
Williston State College			237,339			
University of North Dakota			11,777,467			
UND Medical Center			1,728,353			
North Dakota State University			6,692,288			
State College of Science			624,033			
Dickinson State University			405,018			
Mayville State University			558,339			
Minot State University			493,882			
Valley City State University			383,860			\$309,000
Dakota College at Bottineau			383,803	4,000,000		
Forest Service						
<b>Total other funds</b>	<b>\$276,821</b>	<b>\$0</b>	<b>\$24,362,331</b>	<b>\$4,363,000</b>	<b>\$0</b>	<b>\$309,000</b>

**Adjusts Forest Service Funding<sup>7</sup>**

	Adjusts Forest Service Funding <sup>7</sup>	Total Other Funds Changes
University System Office		\$276,821
Bismarck State College		782,330
Lake Region State College		658,619
Williston State College		237,339
University of North Dakota		11,777,467
UND Medical Center		1,728,353
North Dakota State University		6,692,288
State College of Science		624,033
Dickinson State University		405,018
Mayville State University		558,339
Minot State University		493,882
Valley City State University		692,860
Dakota College at Bottineau		4,383,803
Forest Service	\$3,333	3,333
<b>Total other funds</b>	<b>\$3,333</b>	<b>\$29,314,485</b>

**Senate Bill No. 2003 - North Dakota University System - All Funds Summary**

	Base Budget	Senate Changes	Senate Version
University System Office	\$126,329,303	\$17,653,388	\$143,982,691
Bismarck State College	100,666,243	1,788,163	102,454,406
Lake Region State College	37,921,794	1,951,168	39,872,962
Williston State College	33,858,028	1,452,908	35,310,936
University of North Dakota	892,517,832	15,637,951	908,155,783
UND Medical Center	223,920,514	3,870,855	227,791,369
North Dakota State University	751,574,675	12,770,712	764,345,387
State College of Science	96,737,790	(213,890)	96,523,900
Dickinson State University	48,970,072	2,245,941	51,216,013
Mayville State University	48,078,547	2,809,482	50,888,029
Minot State University	103,424,693	1,786,019	105,210,712
Valley City State University	48,632,751	2,184,867	50,817,618
Dakota College at Bottineau	21,554,613	6,177,944	27,732,557
Forest Service	15,342,064	112,394	15,454,458
<b>Total all funds</b>	<b>\$2,549,528,919</b>	<b>\$70,227,902</b>	<b>\$2,619,756,821</b>
FTE	6,609.87	(75.88)	6,533.99

**Detail of Senate Changes to All Funds**

	Adjusts Funding for University System Office <sup>1</sup>	Provides Funding Formula Adjustments <sup>2</sup>	Adjusts Special Funds and FTE Positions <sup>3</sup>	Adds Funding for Capital Projects <sup>4</sup>	Adds Funding for NDSU Settlement Agreement <sup>5</sup>	Adds One-Time Funding for VCSU Land Purchase <sup>6</sup>
University System Office	\$17,653,388					
Bismarck State College		\$1,005,833	\$782,330			
Lake Region State College		1,292,549	295,619	\$363,000		
Williston State College		1,215,569	237,339			
University of North Dakota		3,860,484	11,777,467			
UND Medical Center		2,142,502	1,728,353			
North Dakota State University		5,953,424	6,692,288		\$125,000	
State College of Science		(837,923)	624,033			
Dickinson State University		1,840,923	405,018			
Mayville State University		2,251,143	558,339			
Minot State University		1,292,137	493,882			
Valley City State University		1,492,007	383,860			\$309,000
Dakota College at Bottineau		1,794,141	383,803	4,000,000		
Forest Service						
<b>Total all funds</b>	<b>\$17,653,388</b>	<b>\$23,302,789</b>	<b>\$24,362,331</b>	<b>\$4,363,000</b>	<b>\$125,000</b>	<b>\$309,000</b>
FTE	9.93	0.00	(86.81)	0.00	0.00	0.00

	Adjusts Forest Service Funding <sup>7</sup>	Total All Funds Changes
University System Office		\$17,653,388
Bismarck State College		1,788,163
Lake Region State College		1,951,168
Williston State College		1,452,908
University of North Dakota		15,637,951
UND Medical Center		3,870,855
North Dakota State University		12,770,712
State College of Science		(213,890)
Dickinson State University		2,245,941
Mayville State University		2,809,482
Minot State University		1,786,019
Valley City State University		2,184,867
Dakota College at Bottineau		6,177,944
Forest Service	\$112,394	112,394
<b>Total all funds</b>	<b>\$112,394</b>	<b>\$70,227,902</b>
FTE	1.00	(75.88)

<sup>1</sup> Funding for the University System office is adjusted as detailed in the schedules below.

The following schedule details funding adjustments for system governance:

**System Governance**

	FTE Positions	General Fund	Other Funds	Total
Salary increase	0	\$172,765	\$7,524	\$180,289
Market salary adjustment	0	200,000	0	200,000
Health insurance increase	0	1,131	52	1,183
Adjusts FTE positions	0.09	(1)	0	(1)
Transfers funding to shared campus services	0	(300,000)	0	(300,000)
<b>Total</b>	<b>0.09</b>	<b>\$73,895</b>	<b>\$7,576</b>	<b>\$81,471</b>

The following schedule details funding adjustments for Core Technology Services:

**Core Technology Services**

	FTE Positions	General Fund	Other Funds	Total
Salary increase	0	\$466,902	\$266,970	\$733,872
Health insurance increase	0	3,954	2,275	6,229
Adjusts FTE positions	9.84	0	0	0
<b>Total</b>	<b>9.84</b>	<b>\$470,856</b>	<b>\$269,245</b>	<b>\$740,101</b>

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

	Base Level	General Fund Adjustment	Senate Version
Capital bond payments	\$4,959,448	\$8,425,816	\$13,385,264
Student financial assistance grants	23,917,306	2,400,000	26,317,306
Academic and CTE scholarships	12,016,749	4,200,000	16,216,749
Shared campus services	500,000	300,000	800,000
Nursing education consortium	0	1,356,000	1,356,000
Math pathways (one-time funding)	0	150,000	150,000
Total	\$41,393,503	\$16,831,816	\$58,225,319

<sup>2</sup> The following adjustments are made to institution general fund appropriations through the higher education funding formula:

	Credit-Hour Completion Adjustment	Formula Adjustments	Salary Increase	Health Insurance Increase	Total Increase (Decrease)
Bismarck State College	(\$3,156,780)	\$3,595,837	\$560,563	\$6,213	\$1,005,833
Dakota College at Bottineau	1,393,782	231,488	166,726	2,145	1,794,141
Lake Region State College	497,336	543,051	249,709	2,453	1,292,549
State College of Science	(1,862,581)	400,900	616,160	7,598	(837,923)
Williston State College	(284,969)	1,300,702	197,893	1,943	1,215,569
Dickinson State University	833,558	661,971	341,654	3,740	1,840,923
Mayville State University	1,822,148	110,267	315,331	3,397	2,251,143
Minot State University	69,456	519,587	695,520	7,574	1,292,137
Valley City State University	(860,398)	1,940,149	407,233	5,023	1,492,007
North Dakota State University	(29,096)	3,763,288	2,195,738	23,494	5,953,424
University of North Dakota	(1,730,595)	2,253,590	3,309,490	27,999	3,860,484
UND School of Medicine	2,142,502	0	0	0	2,142,502
Total	(\$1,165,637)	\$15,320,830	\$9,056,017	\$91,579	\$23,302,789

<sup>3</sup> The following adjustments are made to institution other funds appropriations and FTE positions:

	FTE Positions Adjustment	Salary Increase	Health Insurance Increase	Other Adjustments	Total
Bismarck State College	8.97	\$773,128	\$9,202	\$0	\$782,330
Dakota College at Bottineau	9.57	155,440	1,893	226,470	383,803
Lake Region State College	(2.34)	292,203	3,416	0	295,619
State College of Science	0.88	616,538	7,495	0	624,033
Williston State College	0.81	234,789	2,550	0	237,339
Dickinson State University	(37.76)	400,663	4,355	0	405,018
Mayville State University	21.08	550,625	7,714	0	558,339
Minot State University	(4.54)	987,405	11,283	(504,806)	493,882
Valley City State University	22.09	379,186	4,674	0	383,860
North Dakota State University	(40.73)	6,224,248	70,412	397,628	6,692,288
University of North Dakota	(72.19)	7,878,306	79,786	3,819,375	11,777,467
UND School of Medicine	7.35	1,714,223	14,130	0	1,728,353
Total	(86.81)	\$20,206,754	\$216,910	\$3,938,667	\$24,362,331

<sup>4</sup> One-time funding is added for the following capital building projects:

	Strategic Investment and Improvements Fund			Other Funds	Total
	Improvements Fund	Other Funds	Total		
LRSC precision agriculture center		\$363,000	\$0		\$363,000
DCB Old Main renovation	2,000,000		2,000,000		4,000,000
Total		\$2,363,000	\$2,000,000		\$4,363,000

<sup>5</sup> One-time funding of \$125,000 from the general fund is added for a settlement agreement relating to the North Dakota State University (NDSU) A. Glenn Hill Center project.

<sup>6</sup> Funding of \$309,000 from other funds is added for Valley City State University (VCSU) to purchase two parcels of land from the Valley City State University Foundation.

<sup>7</sup> The following funding adjustments are made for the Forest Service:

### Forest Service

	FTE Positions	General Fund	Other Funds	Total
Base payroll changes	1.00	\$0	\$0	\$0
Salary increase	0	107,737	3,291	111,028
Health insurance increase	0	1,324	42	1,366
Total	1.00	\$109,061	\$3,333	\$112,394

### Senate Bill No. 2003 - Other Changes - Senate Action

This amendment also:

- Provides a 2019-21 biennium deficiency appropriation of \$474,657 from the general

fund to NDSU for litigation fees relating to the A. Glenn Hill Center project.

- Provides authority for VCSU to purchase two parcels of land.
- Authorizes the transfer of funds between the University of North Dakota (UND) and the UND School of Medicine and Health Sciences.
- Continues the capital building fund program, including a transfer of \$19 million from the strategic investment and improvements fund for the program.
- Identifies \$2,363,000 from the strategic investment and improvements fund, including \$2 million for the Dakota College at Bottineau Old Main renovation and \$363,000 for the Lake Region State College precision agriculture building project.
- Provides funding formula changes, as recommended by the interim Higher Education Committee.
- Continues the authorization for institutions to continue unexpended appropriations at the end of the biennium.
- Removes matching requirements for state funding for the NDSU agriculture products development center project.
- Provides authority for UND to refinance the bank loan for the Technology Accelerator building.
- Provides an exemption to allow for the continuation of funding appropriated from the general fund in Senate Bill No. 2297 (2019) for certain capital projects.
- Directs the State Board of Higher Education to study the higher education funding formula during fiscal year 2022.
- Provides legislative intent for the weighting of certain credits in the higher education funding formula.
- Declares an emergency for capital projects and other emergency items.

#### REPORT OF STANDING COMMITTEE

**SB 2031: Appropriations Committee (Sen. Holmberg, Chairman)** recommends **DO NOT PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2031 was placed on the Eleventh order on the calendar.

#### REPORT OF STANDING COMMITTEE

**HB 1026, as engrossed: Agriculture Committee (Sen. Luick, Chairman)** recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed HB 1026 was placed on the Fourteenth order on the calendar.

#### REPORT OF STANDING COMMITTEE

**HB 1029: Government and Veterans Affairs Committee (Sen. Vedaa, Chairman)** recommends **DO PASS** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1029 was placed on the Fourteenth order on the calendar.

#### REPORT OF STANDING COMMITTEE

**HB 1038: Finance and Taxation Committee (Sen. Bell, Chairman)** recommends **DO PASS** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1038 was placed on the Fourteenth order on the calendar.

#### REPORT OF STANDING COMMITTEE

**HB 1040: Industry, Business and Labor Committee (Sen. Klein, Chairman)** recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1040 was placed on the Fourteenth order on the calendar.

#### REPORT OF STANDING COMMITTEE

**HB 1044: Human Services Committee (Sen. Lee, Chairman)** recommends **DO PASS** (5 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). HB 1044 was placed on the Fourteenth order on the calendar.

#### REPORT OF STANDING COMMITTEE

**HB 1046: Agriculture Committee (Sen. Luick, Chairman)** recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1046 was placed on the Fourteenth order on the calendar.

#### REPORT OF STANDING COMMITTEE

**HB 1052: Judiciary Committee (Sen. Larson, Chairman)** recommends **DO PASS** (7

YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1052 was placed on the Fourteenth order on the calendar.

#### REPORT OF STANDING COMMITTEE

**HB 1055: Political Subdivisions Committee (Sen. Burckhard, Chairman)** recommends **DO PASS** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1055 was placed on the Fourteenth order on the calendar.

#### REPORT OF STANDING COMMITTEE

**HB 1061: Energy and Natural Resources Committee (Sen. Kreun, Chairman)** recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1061 was placed on the Fourteenth order on the calendar.

#### REPORT OF STANDING COMMITTEE

**HB 1066: Human Services Committee (Sen. Lee, Chairman)** recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1066 was placed on the Fourteenth order on the calendar.

#### REPORT OF STANDING COMMITTEE

**HB 1068, as engrossed: Transportation Committee (Sen. Clemens, Chairman)** recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed HB 1068 was placed on the Fourteenth order on the calendar.

#### REPORT OF STANDING COMMITTEE

**HB 1069, as engrossed: Judiciary Committee (Sen. Larson, Chairman)** recommends **DO PASS** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed HB 1069 was placed on the Fourteenth order on the calendar.

#### REPORT OF STANDING COMMITTEE

**HB 1070: Judiciary Committee (Sen. Larson, Chairman)** recommends **DO PASS** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1070 was placed on the Fourteenth order on the calendar.

#### REPORT OF STANDING COMMITTEE

**HB 1085: Industry, Business and Labor Committee (Sen. Klein, Chairman)** recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1085 was placed on the Fourteenth order on the calendar.

#### REPORT OF STANDING COMMITTEE

**HB 1102: Transportation Committee (Sen. Clemens, Chairman)** recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1102 was placed on the Fourteenth order on the calendar.

#### FIRST READING OF HOUSE BILLS

**HB 1005:** A BILL for an Act to provide an appropriation for defraying the expenses of the state treasurer; and to amend and reenact section 54-11-13 of the North Dakota Century Code, relating to the salary of the state treasurer.

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

**HB 1006:** A BILL for an Act to provide an appropriation for defraying the expenses of the office of the tax commissioner and for payment of state reimbursement under the homestead tax credit and disabled veterans' tax credit; to amend and reenact section 57-01-04 of the North Dakota Century Code, relating to the salary of the state tax commissioner; to provide an exemption; and to provide for a transfer.

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

**HB 1007:** A BILL for an Act to provide an appropriation for defraying the expenses of the department of labor and human rights; and to provide a report.

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

**HB 1010:** A BILL for an Act to provide an appropriation for defraying the expenses of the insurance commissioner; to provide an appropriation for the distribution of funds from the insurance tax distribution fund; to amend and reenact section 26.1-01-09 of the North Dakota Century Code, relating to the salary of the insurance commissioner; and to provide for a report.

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

**HB 1023:** A BILL for an Act to provide an appropriation for defraying the expenses of the public employees retirement system.

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

**HB 1032:** A BILL for an Act to create and enact a new chapter to title 19 of the North Dakota Century Code, relating to prescription drug cost transparency; and to provide a penalty.

Was read the first time and referred to the **Human Services Committee**.

**HB 1142:** A BILL for an Act to provide an appropriation to the department of commerce for health care workforce needs in rural areas of the state.

Was read the first time and referred to the **Human Services Committee**.

**HB 1185:** A BILL for an Act to amend and reenact sections 39-06-09 and 39-08-13 of the North Dakota Century Code, relating to liability for negligence of a minor driver and accident report forms; and to provide a penalty.

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

**HB 1278:** A BILL for an Act to create and enact a new subdivision to subsection 1 of section 52-06-02 of the North Dakota Century Code, relating to eligibility for unemployment compensation for military spouses; and to amend and reenact subdivision b of subsection 2 of section 52-04-07 of the North Dakota Century Code, relating to benefits paid chargeable to accounts of base-period employers.

Was read the first time and referred to the **Industry, Business and Labor Committee**.

**HB 1431:** A BILL for an Act to create and enact a new section to chapter 6-09 and a new section to chapter 6-09.4 of the North Dakota Century Code, relating to a water infrastructure revolving loan fund and bonded debt repayments; to amend and reenact subsection 1 of section 6-09-49, and sections 6-09.4-06 and 6-09.4-10 of the North Dakota Century Code, relating to interest rates for infrastructure revolving loans, borrowing and lending authority of the public finance authority, and reserve funds associated with bonds; to repeal chapter 6-09.5 and section 61-02-78 of the North Dakota Century Code, relating to a community water development fund and an infrastructure revolving loan fund within the resources trust fund; to provide an appropriation; to provide a continuing appropriation; to provide for a transfer; to provide for a contingent transfer; to provide a bond issue limit; and to provide a loan repayment.

Was read the first time and referred to the **Finance and Taxation Committee**.

**HB 1442:** A BILL for an Act to amend and reenact section 47-16-20 of the North Dakota Century Code, relating to late fees on rents under a rental agreement.

Was read the first time and referred to the **Industry, Business and Labor Committee**.

**HB 1465:** A BILL for an Act to create and enact section 26.1-36-12.7 of the North Dakota Century Code, relating to freedom of choice for health care services.

Was read the first time and referred to the **Human Services Committee**.

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

**Shanda Morgan, Secretary**