

JOURNAL OF THE SENATE

Sixty-fifth Legislative Assembly

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Bismarck, February 17, 2017

The Senate convened at 12:30 p.m., with President Sanford presiding.

The prayer was offered by Reverend Greg Carr, Prairie Family Church, Bismarck.

The roll was called and all members were present except Senators Davison and Rust.

A quorum was declared by the President.

CONSIDERATION OF AMENDMENTS

SB 2002: SEN. HOGUE (Appropriations Committee) MOVED that the amendments on SJ pages 455-459 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 2002: A BILL for an Act to provide an appropriation for defraying the expenses of the judicial branch; and to provide a transfer.

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, 0 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Anderson; Armstrong; Bekkedahl; Bowman; Burckhard; Campbell; Casper; Clemens; Cook; Dever; Dotzenrod; Erbele; Grabinger; Heckaman; Hogue; Holmberg; Kannianen; Kilzer; Klein; Krebsbach; Kreun; Laffen; Larsen, O.; Larson, D.; Lee, G.; Lee, J.; Luick; Marcellais; Mathern; Meyer; Myrdal; Nelson; Oban; Oehlke; Osland; Piepkorn; Poolman; Robinson; Roers; Schaible; Sorvaag; Unruh; Vedaa; Wanzek; Wardner

ABSENT AND NOT VOTING: Davison; Rust

Engrossed SB 2002 passed.

CONSIDERATION OF AMENDMENTS

SB 2011: SEN. KREBSBACH (Appropriations Committee) MOVED that the amendments on SJ pages 459-461 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 2011: A BILL for an Act to provide an appropriation for defraying the expenses of the highway patrol; and to provide for a transfer.

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, 0 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Anderson; Armstrong; Bekkedahl; Bowman; Burckhard; Campbell; Casper; Clemens; Cook; Dever; Dotzenrod; Erbele; Grabinger; Heckaman; Hogue; Holmberg; Kannianen; Kilzer; Klein; Krebsbach; Kreun; Laffen; Larsen, O.; Larson, D.; Lee, G.; Lee, J.; Luick; Marcellais; Mathern; Meyer; Myrdal; Nelson; Oban; Oehlke; Osland; Piepkorn; Poolman; Robinson; Roers; Schaible; Sorvaag; Unruh; Vedaa; Wanzek; Wardner

ABSENT AND NOT VOTING: Davison; Rust

Engrossed SB 2011 passed.

CONSIDERATION OF AMENDMENTS

SB 2013: SEN. DEVER (Appropriations Committee) MOVED that the amendments on SJ pages 461-464 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 2013: A BILL for an Act to provide an appropriation for defraying the expenses of the commissioner of university and school lands; to provide for transfers; to provide for distributions from permanent funds; 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 45 YEAS, 0 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Anderson; Armstrong; Bekkedahl; Bowman; Burckhard; Campbell; Casper; Clemens; Cook; Dever; Dotzenrod; Erbele; Grabinger; Heckaman; Hogue; Holmberg; Kannianen; Kilzer; Klein; Krebsbach; Kreun; Laffen; Larsen, O.; Larson, D.; Lee, G.; Lee, J.; Luick; Marcellais; Mathern; Meyer; Myrdal; Nelson; Oban; Oehlke; Osland; Piepkorn; Poolman; Robinson; Roers; Schaible; Sorvaag; Unruh; Vedaa; Wanzek; Wardner

ABSENT AND NOT VOTING: Davison; Rust

Engrossed SB 2013 passed.

CONSIDERATION OF AMENDMENTS

SB 2025: SEN. KILZER (Appropriations Committee) MOVED that the amendments on SJ pages 481-482 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 2025: A BILL for an Act to provide an appropriation for defraying the expenses of the department of veterans' affairs.

MOTION

SEN. ROBINSON MOVED that Engrossed SB 2025 be amended as follows.

Page 2, after line 2, insert:

"SECTION 3. APPROPRIATION - SERVICE DOGS. There is appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$50,000, or so much of the sum as may be necessary, to the department of veterans' affairs for the purpose of training up to four service dogs to assist North Dakota veterans with post traumatic stress disorder, for the biennium beginning July 1, 2017, and ending June 30, 2019."

Re-number accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

This amendment appropriates \$50,000 from the general fund to the Department of Veterans Affairs for the purpose of training up to four service dogs to assist North Dakota veterans with post traumatic stress disorder.

REQUEST

SEN. GRABINGER REQUESTED a verification vote on the motion to adopt the proposed

amendments to Engrossed SB 2025, which request was granted.

The proposed amendments to Engrossed SB 2025 were adopted on a verification 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, 0 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Anderson; Armstrong; Bekkedahl; Bowman; Burckhard; Campbell; Casper; Clemens; Cook; Dever; Dotzenrod; Erbele; Grabinger; Heckaman; Hogue; Holmberg; Kannianen; Kilzer; Klein; Krebsbach; Kreun; Laffen; Larsen, O.; Larson, D.; Lee, G.; Lee, J.; Luick; Marcellais; Mathern; Meyer; Myrdal; Nelson; Oban; Oehlke; Osland; Piepkorn; Poolman; Robinson; Roers; Schaible; Sorvaag; Unruh; Vedaa; Wanzek; Wardner

ABSENT AND NOT VOTING: Davison; Rust

Reengrossed SB 2025 passed.

CONSIDERATION OF AMENDMENTS

SB 2343, as engrossed: SEN. POOLMAN (Appropriations Committee) MOVED that the amendments on SJ pages 483-487 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 2343: A BILL for an Act to create and enact three new sections to chapter 16.1-08.1 of the North Dakota Century Code, relating to campaign disclosure statements and use of campaign contributions; to amend and reenact section 16.1-08.1-01, subsections 6 and 7 of section 16.1-08.1-02.1, sections 16.1-08.1-03.1 and 16.1-08.1-03.3, subsection 3 of section 16.1-08.1-05, and subsection 5 of section 16.1-12-02.2 of the North Dakota Century Code, relating to definitions and campaign disclosure statements; to repeal sections 16.1-08.1-02, 16.1-08.1-03, 16.1-08.1-03.1, 16.1-08.1-03.8, 16.1-08.1-03.9, 16.1-08.1-03.10, 16.1-08.1-03.11, 16.1-08.1-03.12, 16.1-08.1-03.13, and 16.1-08.1-04 of the North Dakota Century Code, relating to campaign disclosure statements; and to provide a penalty.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 41 YEAS, 4 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Anderson; Armstrong; Bekkedahl; Bowman; Burckhard; Campbell; Casper; Clemens; Cook; Dever; Dotzenrod; Grabinger; Heckaman; Hogue; Holmberg; Kannianen; Kilzer; Klein; Krebsbach; Kreun; Laffen; Larson, D.; Lee, J.; Luick; Marcellais; Mathern; Meyer; Myrdal; Nelson; Oban; Oehlke; Osland; Piepkorn; Poolman; Robinson; Roers; Schaible; Sorvaag; Unruh; Vedaa; Wardner

NAYS: Erbele; Larsen, O.; Lee, G.; Wanzek

ABSENT AND NOT VOTING: Davison; Rust

Reengrossed SB 2343 passed.

CONSIDERATION OF AMENDMENTS

SB 2311: SEN. ROERS (Industry, Business and Labor Committee) MOVED that the amendments on SJ pages 482-483 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 2311: A BILL for an Act to create and enact two new subsections to section 52-04-06.1 of

the North Dakota Century Code, relating to job service North Dakota construction project risk protection bonds; to provide for retroactive application; 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 45 YEAS, 0 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Anderson; Armstrong; Bekkedahl; Bowman; Burckhard; Campbell; Casper; Clemens; Cook; Dever; Dotzenrod; Erbele; Grabinger; Heckaman; Hogue; Holmberg; Kannianen; Kilzer; Klein; Krebsbach; Kreun; Laffen; Larsen, O.; Larson, D.; Lee, G.; Lee, J.; Luick; Marcellais; Mathern; Meyer; Myrdal; Nelson; Oban; Oehlke; Osland; Piepkorn; Poolman; Robinson; Roers; Schaible; Sorvaag; Unruh; Vedaa; Wanzek; Wardner

ABSENT AND NOT VOTING: Davison; Rust

Engrossed SB 2311 passed and the emergency clause was declared carried.

CONSIDERATION OF AMENDMENTS

SB 2014: SEN. SORVAAG (Appropriations Committee) MOVED that the amendments on SJ pages 464-481 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 the management of the industrial commission; to provide a continuing appropriation; to provide a contingent appropriation; to provide for transfers; to create and enact a new subsection to section 54-17-07.3, a new section to chapter 54-17, a new section to chapter 57-38, and two new subdivisions to subsection 7 of section 57-38-30.3 of the North Dakota Century Code, relating to the essential service worker home ownership program, housing incentive fund tax credits, and essential service worker home ownership fund tax credits; to amend and reenact sections 15-62.1-07, 28-25-11, 54-17-40, and 57-62-02 of the North Dakota Century Code, relating to loan guarantee fees, suspension of occupational or professional licenses, the housing incentive fund, and coal development trust fund allocations; to repeal section 54-17-41 of the North Dakota Century Code, relating to housing incentive fund reports; to provide statements of legislative intent; to provide exemptions; 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 45 YEAS, 0 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Anderson; Armstrong; Bekkedahl; Bowman; Burckhard; Campbell; Casper; Clemens; Cook; Dever; Dotzenrod; Erbele; Grabinger; Heckaman; Hogue; Holmberg; Kannianen; Kilzer; Klein; Krebsbach; Kreun; Laffen; Larsen, O.; Larson, D.; Lee, G.; Lee, J.; Luick; Marcellais; Mathern; Meyer; Myrdal; Nelson; Oban; Oehlke; Osland; Piepkorn; Poolman; Robinson; Roers; Schaible; Sorvaag; Unruh; Vedaa; Wanzek; Wardner

ABSENT AND NOT VOTING: Davison; Rust

Engrossed SB 2014 passed.

SECOND READING OF SENATE BILL

SB 2192: A BILL for an Act to create and enact a new section to chapter 57-38 and a new subdivision to subsection 7 of section 57-38-30.3 of the North Dakota Century Code,

relating to the housing incentive fund tax credit; to amend and reenact sections 54-17-40 and 54-17-41 of the North Dakota Century Code, relating to the housing incentive fund and housing finance agency report; to provide a transfer; 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 0 YEAS, 45 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

NAYS: Anderson; Armstrong; Bekkedahl; Bowman; Burckhard; Campbell; Casper; Clemens; Cook; Dever; Dotzenrod; Erbele; Grabinger; Heckaman; Hogue; Holmberg; Kannianen; Kilzer; Klein; Krebsbach; Kreun; Laffen; Larsen, O.; Larson, D.; Lee, G.; Lee, J.; Luick; Marcellais; Mathern; Meyer; Myrdal; Nelson; Oban; Oehlke; Osland; Piepkorn; Poolman; Robinson; Roers; Schaible; Sorvaag; Unruh; Vedaa; Wanzek; Wardner

ABSENT AND NOT VOTING: Davison; Rust

SB 2192 failed.

SECOND READING OF SENATE BILL

SB 2234: A BILL for an Act to create and enact a new subsection to section 54-17-07.3 and a new section to chapter 54-17 of the North Dakota Century Code, relating to the establishment of an essential service worker home ownership incentive program and essential service worker home ownership incentive fund; to amend and reenact subsection 3 of section 54-17-40 of the North Dakota Century Code, relating to the housing incentive fund; to provide an appropriation and transfer; and to provide a continuing 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 0 YEAS, 45 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

NAYS: Anderson; Armstrong; Bekkedahl; Bowman; Burckhard; Campbell; Casper; Clemens; Cook; Dever; Dotzenrod; Erbele; Grabinger; Heckaman; Hogue; Holmberg; Kannianen; Kilzer; Klein; Krebsbach; Kreun; Laffen; Larsen, O.; Larson, D.; Lee, G.; Lee, J.; Luick; Marcellais; Mathern; Meyer; Myrdal; Nelson; Oban; Oehlke; Osland; Piepkorn; Poolman; Robinson; Roers; Schaible; Sorvaag; Unruh; Vedaa; Wanzek; Wardner

ABSENT AND NOT VOTING: Davison; Rust

Engrossed SB 2234 failed.

SECOND READING OF SENATE BILL

SB 2298: A BILL for an Act to create and enact a new section to chapter 57-39.2 and a new section to chapter 57-40.2 of the North Dakota Century Code, relating to sales and use tax collection obligations of certain out-of-state sellers; 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 44 YEAS, 1 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Anderson; Armstrong; Bekkedahl; Bowman; Burckhard; Campbell; Casper; Clemens; Cook; Dever; Dotzenrod; Erbele; Grabinger; Heckaman; Hogue; Holmberg; Kannianen; Kilzer; Klein; Krebsbach; Kreun; Laffen; Larson, D.; Lee, G.; Lee, J.; Luick; Marcellais; Mathern; Meyer; Myrdal; Nelson; Oban; Oehlke; Osland;

Piepkorn; Poolman; Robinson; Roers; Schaible; Sorvaag; Unruh; Vedaa; Wanzek; Wardner

NAYS: Larsen, O.

ABSENT AND NOT VOTING: Davison; Rust

Engrossed SB 2298 passed.

SECOND READING OF SENATE BILL

SB 2317: A BILL for an Act to create and enact a new section to chapter 26.1-26 of the North Dakota Century Code, relating to insurance producer charges for fees for services.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 13 YEAS, 32 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Bekkedahl; Campbell; Casper; Clemens; Dotzenrod; Hogue; Kannianen; Kreun; Laffen; Larsen, O.; Osland; Roers; Unruh

NAYS: Anderson; Armstrong; Bowman; Burckhard; Cook; Dever; Erbele; Grabinger; Heckaman; Holmberg; Kilzer; Klein; Krebsbach; Larson, D.; Lee, G.; Lee, J.; Luick; Marcellais; Mathern; Meyer; Myrdal; Nelson; Oban; Oehlke; Piepkorn; Poolman; Robinson; Schaible; Sorvaag; Vedaa; Wanzek; Wardner

ABSENT AND NOT VOTING: Davison; Rust

SB 2317 failed.

SECOND READING OF SENATE BILL

SB 2270: A BILL for an Act to amend and reenact subsection 5 of section 6-09.4-03, section 61-24-27, subsection 3 of section 61-24.8-01, and sections 61-24.8-13, 61-24.8-14, 61-24.8-16, and 61-24.8-17 of the North Dakota Century Code, relating to financing options for the Garrison Diversion Conservancy District and notice of assessments.

ROLL CALL

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

YEAS: Anderson; Armstrong; Bekkedahl; Bowman; Burckhard; Campbell; Casper; Clemens; Cook; Dever; Dotzenrod; Erbele; Grabinger; Heckaman; Hogue; Holmberg; Kannianen; Kilzer; Klein; Krebsbach; Kreun; Laffen; Larsen, O.; Larson, D.; Lee, G.; Lee, J.; Luick; Marcellais; Mathern; Meyer; Myrdal; Nelson; Oban; Oehlke; Osland; Piepkorn; Poolman; Robinson; Roers; Schaible; Sorvaag; Unruh; Vedaa; Wanzek; Wardner

ABSENT AND NOT VOTING: Davison; Rust

SB 2270 passed.

SECOND READING OF SENATE BILL

SB 2341: A BILL for an Act to create and enact a new section to chapter 39-21 of the North Dakota Century Code, relating to requiring mud flaps on certain vehicles; to amend and reenact sections 39-06.1-09 and 39-21-44.1 of the North Dakota Century Code, relating to moving violations and preventing sifting or leaking loads; and to provide a penalty.

MOTION

SEN. BEKKEDAHL MOVED that SB 2341 be amended as follows.

Page 1, line 3, replace "sections" with "section"

Page 1, line 3, remove "and 39-21-44.1"

Page 1, line 4, remove "and preventing sifting or leaking loads"

Page 1, line 13, remove "39-21-44.1."

Page 1, line 13, replace "3" with "2"

Page 1, remove lines 19 through 24

Page 2, remove lines 1 through 21

Page 2, line 25, remove "registered for over ten thousand pounds [4535.92]"

Page 2, line 26, remove "kilograms]"

Page 3, line 1, remove "or to a vehicle not required to be"

Page 3, line 2, remove "registered"

Renumber accordingly

REQUEST

SEN. KLEIN REQUESTED a verification vote on the motion to adopt the proposed amendments to SB 2341, which request was granted.

The proposed amendments to SB 2341 were adopted on a verification vote.

SB 2341: A BILL for an Act to create and enact a new section to chapter 39-21 of the North Dakota Century Code, relating to requiring mud flaps on certain vehicles; to amend and reenact section 39-06.1-09 of the North Dakota Century Code, relating to moving violations; and to provide a penalty.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 39 YEAS, 6 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Anderson; Bekkedahl; Bowman; Burckhard; Campbell; Clemens; Cook; Dever; Dotzenrod; Erbele; Grabinger; Heckaman; Hogue; Holmberg; Kannianen; Kilzer; Klein; Krebsbach; Larsen, O.; Larson, D.; Lee, G.; Lee, J.; Luick; Marcellais; Mathern; Meyer; Myrdal; Nelson; Oban; Oehlke; Osland; Piepkorn; Poolman; Robinson; Roers; Sorvaag; Unruh; Vedaa; Wardner

NAYS: Armstrong; Casper; Kreun; Laffen; Schaible; Wanzek

ABSENT AND NOT VOTING: Davison; Rust

Engrossed SB 2341 passed.

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

MR. SPEAKER: The Senate has passed, and your favorable consideration is requested on: SB 2033, SB 2038, SB 2088, SB 2161, SB 2162, SB 2163, SB 2173, SB 2187, SB 2189, SB 2202, SB 2215, SB 2230, SB 2231, SB 2235, SB 2240, SB 2251, SB 2256, SB 2264, SB 2277, SB 2281, SB 2293, SB 2299, SB 2312, SB 2322, SB 2325, SB 2335.

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

MR. SPEAKER: The Senate has passed, and your favorable consideration is requested on:

SB 2131, SB 2139, SB 2151, SB 2169, SB 2170, SB 2176, SB 2191, SB 2201, SB 2216, SB 2248, SB 2249, SB 2268, SB 2276, SB 2290, SB 2300, SB 2303, SB 2309, SB 2328, SCR 4003.

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

MR. SPEAKER: The Senate has passed, and your favorable consideration is requested on: SB 2141, SB 2145, SB 2152, SB 2165, SB 2172, SB 2181, SB 2182, SB 2183, SB 2195, SB 2210, SB 2224, SB 2265, SB 2266, SB 2267, SB 2329, SB 2334, SCR 4006.

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

MR. SPEAKER: The Senate has passed, the emergency clause carried, unchanged: HB 1426.

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

MR. SPEAKER: The Senate has amended, subsequently passed, and the emergency clause carried: HB 1293, HB 1304.

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 1026, HB 1027, HB 1029, HB 1030, HB 1031, HB 1035, HB 1036, HB 1037, HB 1039, HB 1043, HB 1044, HB 1045, HB 1048, HB 1049, HB 1050, HB 1056, HB 1057, HB 1058, HB 1059, HB 1060, HB 1137, HB 1139.

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 1085, HB 1202, HB 1219, HB 1226, HB 1236, HB 1270, HB 1275, HB 1289, HB 1308, HB 1318, HB 1320, HB 1334, HB 1347, HB 1361, HB 1380, HB 1382, HB 1420, HB 1423, HB 1424, HB 1434.

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 1144, HB 1147, HB 1148, HB 1149, HB 1150, HB 1151, HB 1153, HB 1156, HB 1157, HB 1159, HB 1160, HB 1162, HB 1163, HB 1166, HB 1171, HB 1173, HB 1175, HB 1178, HB 1183, HB 1187, HB 1189, HB 1191, HB 1192.

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 1338, HB 1341, HB 1342, HB 1343, HB 1345, HB 1346, HB 1348, HB 1351, HB 1354, HB 1356, HB 1357, HB 1358, HB 1362, HB 1363, HB 1369, HB 1373, HB 1378, HB 1384, HB 1387, HB 1394, HB 1403, HB 1405, HB 1415, HB 1418.

MOTION

SEN. KLEIN MOVED that the absent members be excused, which motion prevailed.

MOTION

SEN. KLEIN MOVED that the Senate be on the Fourth, Fifth, Ninth, and Thirteenth orders of business and at the conclusion of those orders, the Senate stand adjourned until 1:00 p.m., Monday, February 20, 2017, which motion prevailed.

REPORT OF STANDING COMMITTEE

SB 2001: 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 2001 was placed on the Sixth order on the calendar.

Page 1, replace lines 15 through 19 with:

"Salaries and wages	\$10,004,373	\$258,322	\$10,262,695
Operating expenses	3,467,629	226,962	3,694,591
Capital assets	16,800	(10,800)	6,000
National conference of state legislatures	<u>241,263</u>	<u>8,909</u>	<u>250,172</u>
Total general fund	\$13,730,065	\$483,393	\$14,213,458"

Page 1, remove line 24

	Adjusts Funding for NCSL Dues ⁷	Reduces Funding for Capital Assets ⁸	Total Senate Changes
Salaries and wages			\$258,322
Operating expenses			226,962
Capital assets		(10,800)	(10,800)
National Conf. of State Legislatures	8,909		8,909
Total all funds	\$8,909	(\$10,800)	\$483,393
Less estimated income	0	0	0
General fund	\$8,909	(\$10,800)	\$483,393
FTE	0.00	0.00	0.00

¹ Funding is added for cost-to-continue 2015-17 biennium legislators' monthly compensation.

² Funding is added for increases in employee health insurance premiums from \$1,130 to \$1,249 per month.

³ Funding for temporary salaries during the 2019 legislative session is reduced.

⁴ Funding is added to increase the maximum monthly lodging expense reimbursement to \$1,720 anticipated for the 2019 legislative session. The maximum monthly lodging reimbursement is \$1,682 for the 2017 session.

⁵ A portion of the funding for information technology and other operating expenses, reduced as part of the 2015-17 biennium budget reductions, is restored.

⁶ Funding for the 2019 legislative session is reduced to provide funding for an estimated 75 legislative days.

⁷ Funding for National Conference of State Legislatures dues is adjusted.

⁸ Funding for capital assets is reduced.

Senate Bill No. 2001 - Legislative Council - Senate Action

	Base Budget	Senate Changes	Senate Version
Salaries and wages	\$9,180,442	(\$11,376)	\$9,169,066
Operating expenses	2,837,968	105,502	2,943,470
Capital assets		30,000	30,000
Total all funds	\$12,018,410	\$124,126	\$12,142,536
Less estimated income	70,000	0	70,000
General fund	\$11,948,410	\$124,126	\$12,072,536
FTE	37.00	(1.00)	36.00

Department No. 160 - Legislative Council - Detail of Senate Changes

	Adds Funding for Base Payroll Changes ¹	Adds Funding for Health Insurance Increases ²	Removes 1 Fiscal Analyst FTE Position ³	Reduces Funding Due to Staff Turnover ⁴	Reduces Interim Committee Sizes ⁵	Reduces Funding for Out- of-State Travel ⁶
Salaries and wages	\$118,699	\$103,033		(\$126,558)	(\$92,251)	(\$14,299)
Operating expenses					(15,140)	(44,865)
Capital assets						
Total all funds	\$118,699	\$103,033	\$0	(\$126,558)	(\$107,391)	(\$59,164)
Less estimated income	0	0	0	0	0	0
General fund	\$118,699	\$103,033	\$0	(\$126,558)	(\$107,391)	(\$59,164)
FTE	0.00	0.00	(1.00)	0.00	0.00	0.00
	Increases	Decreases	Reduces	Restores	Adds Funding	Total Senate

	Funding for Travel ⁷	Funding for Professional Fees ⁸	Funding for Library Services ⁹	Funding for Operating Expenses ¹⁰	for Capital Assets ¹¹	Changes
Salaries and wages						(\$11,376)
Operating expenses	11,260	(65,000)	(13,000)	232,247		105,502
Capital assets					30,000	30,000
Total all funds	\$11,260	(\$65,000)	(\$13,000)	\$232,247	\$30,000	\$124,126
Less estimated income	0	0	0	0	0	0
General fund	\$11,260	(\$65,000)	(\$13,000)	\$232,247	\$30,000	\$124,126
FTE	0.00	0.00	0.00	0.00	0.00	(1.00)

¹ Funding is added for cost-to-continue 2015-17 biennium salaries and benefit increases and for other base payroll changes.

² Funding is added for increases in employee health insurance premiums from \$1,130 to \$1,249 per month.

³ One vacant fiscal analyst FTE position is removed. The related funding for salaries and wages was removed as part of the 2015-17 biennium budget reductions.

⁴ Funding for base level salaries and wages is reduced due to staff turnover.

⁵ Funding is reduced for per diem and travel related to smaller committee sizes anticipated for the 2017-18 interim.

⁶ Funding for out-of-state travel is reduced to provide for a 10 percent reduction from original 2015-17 biennium levels.

⁷ Funding is added for anticipated increases in fees and other travel-related expenses.

⁸ Funding is reduced for professional fees to provide a total of \$150,000 for interim committee consulting services during the 2017-18 interim.

⁹ Funding for library services is reduced.

¹⁰ A portion of the funding for information technology and other operating expenses, reduced as part of the 2015-17 biennium budget reductions, is restored.

¹¹ Funding is added for copier replacement.

REPORT OF STANDING COMMITTEE

SB 2015: Appropriations Committee (Sen. Holmberg, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (13 YEAS, 1 NAYS, 0 ABSENT AND NOT VOTING). SB 2015 was placed on the Sixth order on the calendar.

Page 1, line 2, after "rehabilitation" insert "; to provide appropriations to the department of human services for behavioral health services; to create and enact a new section to chapter 12-44.1 and two new sections to chapter 54-23.3 of the North Dakota Century Code, relating to management of inmate population, a community behavioral health plan as a term of parole or an alternative to incarceration, and prioritization of admission of inmates; to provide for a legislative management study; and to provide for a report to the budget section"

Page 1, replace lines 12 through 17 with:

"Adult services	\$205,626,019	\$16,710,273	\$222,336,292
Youth services	<u>30,654,707</u>	<u>642,028</u>	<u>31,296,735</u>
Total all funds	\$236,280,726	\$17,352,301	\$253,633,027

Less estimated income	33,236,706	5,038,348	38,275,054
Total general fund	\$203,044,020	\$12,313,953	\$215,357,973
Full-time equivalent positions	836.29	11.00	847.29"

Page 1, line 19, replace "as adjusted for the 2015-17 biennium" with "for the 2015-17 biennium and the 2017-19 one-time funding items included in the appropriation in section 1 of this Act"

Page 1, replace line 22 with:

"Equipment	470,400	167,000"
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Page 2, replace lines 2 through 4 with:

"License plate issue	4,900,000	0
Electronic medical records system	0	935,907
Total all funds	\$6,592,167	\$1,102,907
Less estimated income	5,126,000	1,102,907"

Page 2, after line 5, insert:

"The 2017-19 one-time funding amounts are not a part of the entity's base budget for the 2019-21 biennium. The department of corrections and rehabilitation shall report to the appropriations committees of the sixty-sixth legislative assembly on the use of this one-time funding for the biennium beginning July 1, 2017, and ending June 30, 2019.

SECTION 3. APPROPRIATION - DEPARTMENT OF HUMAN SERVICES.

There is appropriated from special funds derived from federal funds and other income, the sum of \$7,000,000, or so much of the sum as may be necessary, to the department of human services for the purposes of implementing the community behavioral health program, for the biennium beginning July 1, 2017, and ending June 30, 2019. The department is authorized six full-time equivalent positions to implement the community behavioral health program.

SECTION 4. APPROPRIATION - REPORT TO LEGISLATIVE MANAGEMENT - DEPARTMENT OF HUMAN SERVICES.

1. There is appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$500,000, or so much of the sum as may be necessary, to the department of human services for the purposes of contracting with a public or private entity to create and initiate and facilitate the implementation of a strategic plan to increase the availability of all types of behavioral health services in all regions of the state, for the biennium beginning July 1, 2017, and ending June 30, 2019.
2. During the 2017-18 interim, the department of human services and the contracting entity shall make annual reports to the legislative management on the status of the creation and implementation of this strategic plan, including recommendations regarding legislation needed for full implementation.

SECTION 5. ESTIMATED INCOME - STRATEGIC INVESTMENT AND IMPROVEMENTS FUND. The estimated income line item in section 1 of this Act includes \$935,907 of one-time funding from the strategic investment and improvements fund for an electronic medical records system.

SECTION 6. A new section to chapter 12-44.1 of the North Dakota Century Code is created and enacted as follows:

Management of inmate population.

1. The governing body of a correctional facility, in cooperation with law enforcement, state's attorneys, and the judiciary in the judicial district in

- which the correctional facility is located, shall develop an inmate population plan to prioritize admissions and inmate retention based on the correctional facility's authorized budget.
2. The inmate population plan must take into consideration:
 - a. The governing body's authorized budget;
 - b. The inmate's offense;
 - c. Whether the inmate has been charged, adjudicated, or sentenced;
 - d. Whether the inmate presents a risk of flight or is a danger to others or self;
 - e. The inmate's medical needs and mental and behavioral health needs; and
 - f. Whether the inmate is subject to mandatory incarceration.
 3. The inmate population plan must include alternatives to physical custody of individuals under charge or conviction of an offense, including:
 - a. Placement in a community setting;
 - b. Work release;
 - c. Home detention;
 - d. Electronic home detention;
 - e. Global positioning system monitoring;
 - f. Medical, psychiatric, and drug and alcohol treatment;
 - g. Employment;
 - h. Pretrial risk assessment; and
 - i. Pretrial supervision.
 4. This section does not apply when there are exigent circumstances that affect a correctional facility's operations and inmate population, including acts of God and mass arrests.
 5. The department of corrections and rehabilitation shall provide technical assistance relating to the implementation of this section to the governing body of a correctional facility upon request from the governing body.

SECTION 7. A new section to chapter 54-23.3 of the North Dakota Century Code is created and enacted as follows:

Community behavioral health program - Reports to legislative management and governor.

1. The department of corrections and rehabilitation shall establish and implement a community behavioral health program to provide comprehensive community-based services for individuals who have serious behavioral health conditions, as a term and condition of parole under chapter 12-59, and as a sentencing alternative under section 12.1-32-02.
2. In developing the program under this section, the department of corrections and rehabilitation shall collaborate with the department of human services to:

- a. Establish a referral and evaluation process for access to the program.
 - b. Establish eligibility criteria that includes consideration of recidivism risk and behavioral health condition severity.
 - c. Establish discharge criteria and processes, with a goal of establishing a seamless transition to postprogram services to decrease recidivism.
 - d. Develop program oversight, auditing, and evaluation processes that must include:
 - (1) Oversight of case management services through the department of human services;
 - (2) Outcome and provider reporting metrics; and
 - (3) Annual reports to the legislative management and the governor on the status of the program.
 - e. Establish a system through which:
 - (1) The department of human services:
 - (a) Contracts with and pays behavioral health service providers; and
 - (b) Supervises, supports, and monitors referral caseloads and the provision of services by contract behavioral health service providers.
 - (2) Contract behavioral health service providers accept all eligible referrals, provide individualized care delivered through integrated multidisciplinary care teams, and continue services on an ongoing basis until discharge criteria are met.
 - (3) Contract behavioral health service providers receive payments on a per-month per-referral basis. The payment schedule must be based on a pay-for-performance model that includes consideration of identified outcomes and the level of services required.
 - (4) Contract behavioral health service providers bill third-parties for services and direct payment to the general fund.
3. The department of human services may adopt rules as necessary to implement this program.

SECTION 8. A new section to chapter 54-23.3 of the North Dakota Century Code is created and enacted as follows:

Prioritization of admission of inmates - Report to legislative management.

The department of corrections and rehabilitation may refuse to admit inmates sentenced to the physical custody of the department when the admission of inmates will exceed the maximum operational capacity of the penitentiary and its affiliated facilities and result in the department exceeding its authorized legislative appropriation for contracting for housing inmates in other correctional facilities. For purposes of this section, maximum operational capacity of the department means the total number of inmates that may be imprisoned at the same time in the penitentiary and its affiliated facilities. The department shall develop a prison population management plan to prioritize admissions based on sentences and the availability of space in the penitentiary and its affiliated facilities. The department

shall report annually to the legislative management on the prison population management plan and inmate admissions and the number of inmates the department has not admitted after sentencing.

SECTION 9. LEGISLATIVE MANAGEMENT STUDY - CRIMINAL JUSTICE SYSTEM BEHAVIORAL HEALTH NEEDS. During the 2017-18 interim, the legislative management shall consider continuing its study of alternatives to incarceration, with a focus on the behavioral health needs of individuals in the criminal justice system. The study must include receipt of reports on the status, effectiveness, and sustainability of the community behavioral health program for individuals in the criminal justice system which must include caseload data, any recognized savings to the department of corrections and rehabilitation, an overview of the training requirements for contract behavioral health service providers, and recommendations. The legislative management shall report its findings and recommendations, together with any legislation required to implement the recommendations, to the sixty-sixth legislative assembly.

SECTION 10. DEPARTMENT OF CORRECTIONS AND REHABILITATION - YOUTH CORRECTIONAL CENTER STUDY - BUDGET SECTION REPORT. During the 2017-18 interim, the department of corrections and rehabilitation, in consultation with the department of human services, the protection and advocacy project, and the supreme court, shall study the potential for increased community-based treatment services for youth offenders, youth correctional center staffing requirements, and the efficiency and adequacy of the youth correctional center facilities. The study must consider the potential to raze and replace the current facilities at the youth correctional center. The department of corrections and rehabilitation shall report the results of the study to the budget section of the legislative management by December 31, 2018.

ReNUMBER accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

Senate Bill No. 2015 - Summary of Senate Action

	Base Budget	Senate Changes	Senate Version
Department of Human Services			
Total all funds	\$0	\$7,500,000	\$7,500,000
Less estimated income	0	7,000,000	7,000,000
General fund	\$0	\$500,000	\$500,000
Department of Corrections and Rehab.			
Total all funds	\$236,280,726	\$17,352,301	\$253,633,027
Less estimated income	33,236,706	5,038,348	38,275,054
General fund	\$203,044,020	\$12,313,953	\$215,357,973
Bill total			
Total all funds	\$236,280,726	\$24,852,301	\$261,133,027
Less estimated income	33,236,706	12,038,348	45,275,054
General fund	\$203,044,020	\$12,813,953	\$215,857,973.00

Senate Bill No. 2015 - Department of Human Services - Senate Action

	Base Budget	Senate Changes	Senate Version
Behavioral health services		\$7,500,000	\$7,500,000
Total all funds	\$0	\$7,500,000	\$7,500,000
Less estimated income	0	7,000,000	7,000,000
General fund	\$0	\$500,000	\$500,000
FTE	0.00	6.00	6.00

Department No. 325 - Department of Human Services - Detail of Senate Changes

Adds Funding for a Community	Adds Funding for a Strategic Plan to	Total Senate Changes

	Behavioral Health Program ¹	Increase Behavioral Health Services ²	
Behavioral health services	\$7,000,000	\$500,000	\$7,500,000
Total all funds	\$7,000,000	\$500,000	\$7,500,000
Less estimated income	7,000,000	0	7,000,000
General fund	\$0	\$500,000	\$500,000
FTE	6.00	0.00	6.00

¹ Funding of \$7 million from other funds and 6 FTE positions are added for a community behavioral health program. The source of funds is funding provided by the Department of Corrections and Rehabilitation.

² Funding of \$500,000 from the general fund is added for contracting with a public or private entity to create, initiate, and facilitate the implementation of a strategic plan to increase the availability of all types of behavioral health services in all regions of the state.

- Section 3 is added to provide an appropriation of \$7 million to the Department of Human Services for a community behavioral health program.
- Section 4 is added to provide an appropriation of \$500,000 to the Department of Human Services for a strategic plan to increase behavioral health services.

Senate Bill No. 2015 - Department of Corrections and Rehab. - Senate Action

	Base Budget	Senate Changes	Senate Version
Adult services	\$205,626,019	\$16,710,273	\$222,336,292
Youth services	30,654,707	642,028	31,296,735
Total all funds	\$236,280,726	\$17,352,301	\$253,633,027
Less estimated income	33,236,706	5,038,348	38,275,054
General fund	\$203,044,020	\$12,313,953	\$215,357,973
FTE	836.29	11.00	847.29

Department No. 530 - Department of Corrections and Rehab. - Detail of Senate Changes

	Adds Funding for Base Payroll Changes ¹	Adds Funding for Health Insurance Premium Increases ²	Adds New Youth Correctional Center Positions ³	Restores Funding for Salaries and Wages ⁴	Restores and Increases Funding for Contract Housing and Programming ⁵	Restores Funding for Dakota Women's Correctional and Rehabilitation Center ⁶
Adult services	\$2,927,685	\$1,931,420		\$319,816	\$4,689,264	\$348,815
Youth services	(787,427)	398,239	1,258,076	142,119	131,250	
Total all funds	\$2,140,258	\$2,329,659	\$1,258,076	\$461,935	\$4,820,514	\$348,815
Less estimated income	1,296,984	150,361	0	0	0	0
General fund	\$843,274	\$2,179,298	\$1,258,076	\$461,935	\$4,820,514	\$348,815
FTE	0.00	0.00	10.00	0.00	0.00	0.00
	Adjusts Funding for Operating Expenses ⁷	Increases Funding Relating to Federal Grant Changes ⁸	Reduces Funding for Extraordinary Repairs and Capital Bond Payments ⁹	Reduces Funding Relating to Prison Bed Day Allocation Program ¹⁰	Adds Funding for a Community Behavioral Health Program ¹¹	Adds One-Time Funding for Equipment and a New Medical Records System ¹²
Adult services	\$2,681,924	\$2,817,597	(\$360,841)	(\$6,748,314)	\$7,000,000	\$1,102,907
Youth services	(101,479)	200,000	(347,064)	(251,686)		
Total all funds	\$2,580,445	\$3,017,597	(\$707,905)	(\$7,000,000)	\$7,000,000	\$1,102,907
Less estimated income	(359,501)	3,017,597	(170,000)	0	0	1,102,907
General fund	\$2,939,946	\$0	(\$537,905)	(\$7,000,000)	\$7,000,000	\$0
FTE	0.00	0.00	0.00	0.00	1.00	0.00

	Total Senate Changes
Adult services	\$16,710,273
Youth services	642,028
Total all funds	\$17,352,301
Less estimated income	5,038,348
General fund	\$12,313,953
FTE	11.00

¹ Funding is added for cost-to-continue 2015-17 biennium salary increases and for other base payroll changes, including increased funding for teachers' salaries.

² Funding is added for increases in health insurance premiums from \$1,130 to \$1,249 per month.

³ Funding is added for 10 new Youth Correctional Center FTE positions to maintain compliance with the federal Prison Rape Elimination Act.

⁴ Funding is restored for salaries and wages which was reduced by the Department of Corrections and Rehabilitation to meet the 2015-17 budget reductions approved by the Legislative Assembly during the August 2016 special legislative session.

⁵ Funding of \$4,715,073 is restored from the general fund for contract housing and programming which was reduced by the Department of Corrections and Rehabilitation to meet the 2015-17 budget reductions. In addition funding for contract housing and programming is increased by \$105,441 from the general fund.

⁶ Funding is restored for the Dakota Women's Correctional and Rehabilitation Center contract which was reduced by the Department of Corrections and Rehabilitation to meet the 2015-17 budget reductions.

⁷ Funding for various operating expenses, including food and clothing, medical, travel, utilities, repairs, maintenance, information technology, and professional services is adjusted.

⁸ Funding from federal grants, including federal Victims of Crime Act funding, is increased.

⁹ Base funding for extraordinary repairs is reduced by \$587,060, including \$417,060 from the general fund, to provide total funding for extraordinary repairs of \$946,000, including \$866,000 from the general fund. Funding for capital bond payments is reduced by \$120,845 from the general fund.

¹⁰ Funding for salaries and wages and contract housing and programming is reduced by \$7 million from the general fund to recognize savings from the prioritization of admission of inmates.

¹¹ Funding of \$7 million from the general fund and 1 FTE position are added for a community behavioral health program.

¹² One-time funding of \$167,000 of special funds from Roughrider Industries is added for equipment, including a metal plasma cutting table, corner machine, cutoff saw, tiger stop saw, upholstery sewing machine, metal chop saw, saw dust collector, sewing digitizer-plotter, and a sewing pattern machine. One-time funding of \$935,907 from the strategic investment and improvements fund is added for a new electronic medical records system.

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- This amendment also:

- Adds a section to designate \$935,907 of special funds for an electronic medical records system is from the strategic investment and improvements fund.
- Creates a new section relating to management of inmate population at local and regional correctional facilities.
- Creates a new section relating to a community behavioral health plan as a term of parole or an alternative to incarceration.
- Creates a new section relating to prioritization of admission of inmates.
- Adds a section to provide for a continuation of the Legislative Management study of alternatives to incarceration.
- Adds a section to provide for a Department of Corrections and Rehabilitation study of Youth Correctional Center facilities, staffing requirements, and community-based treatment. The department is to perform the study in consultation with the Department of Human Services, the Protection and Advocacy Project, and the Supreme Court. Results of the study are to be reported to the Budget Section.

REPORT OF STANDING COMMITTEE

SB 2016: 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 2016 was placed on the Sixth order on the calendar.

Page 1, replace lines 12 through 22 with:

"Salaries and wages	\$39,604,238	(\$12,416,615)	\$27,187,623
Operating expenses	13,479,157	(2,727,902)	10,751,255
Capital assets	20,000	0	20,000
Grants	5,404,326	54,245	5,458,571
Workforce 20/20	1,441,225	(938,818)	502,407
Reed Act - unemployment insurance computer modernization	<u>12,407,000</u>	<u>(1,196,714)</u>	<u>11,210,286</u>
Total all funds	\$72,355,946	(\$17,225,804)	\$55,130,142
Less estimated income	<u>70,467,866</u>	<u>(16,285,971)</u>	<u>54,181,895</u>
Total general fund	\$1,888,080	(\$939,833)	\$948,247
Full-time equivalent positions	237.76	(56.15)	181.61"

Page 2, line 9, replace "\$12,407,000" with "\$11,210,286"

Re-number accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

Senate Bill No. 2016 - Job Service North Dakota - Senate Action

	Base Budget	Senate Changes	Senate Version
Salaries and wages	\$39,604,238	(\$12,416,615)	\$27,187,623
Operating expenses	13,479,157	(2,727,902)	10,751,255
Capital assets	20,000		20,000
Grants	5,404,326	54,245	5,458,571
Workforce 20/20	1,441,225	(938,818)	502,407
Reed Act - Computer modernization	<u>12,407,000</u>	<u>(1,196,714)</u>	<u>11,210,286</u>
Total all funds	\$72,355,946	(\$17,225,804)	\$55,130,142
Less estimated income	<u>70,467,866</u>	<u>(16,285,971)</u>	<u>54,181,895</u>
General fund	\$1,888,080	(\$939,833)	\$948,247
FTE	237.76	(56.15)	181.61

Department No. 380 - Job Service North Dakota - Detail of Senate Changes

	Adjusts Funding for Base Payroll Changes¹	Adds Funding for Health Insurance Increases²	Adjusts Base Level Funding³	Reduces Funding for Workforce 20/20 Program⁴	Reduces Reed Act Funding⁵	Total Senate Changes
Salaries and wages	(\$12,859,057)	\$442,442				(\$12,416,615)

Operating expenses			(2,727,902)			(2,727,902)
Capital assets						
Grants			54,245			54,245
Workforce 20/20	(11,142)	2,407		(930,083)		(938,818)
Reed Act - Computer modernization	253,784	10,062			(1,460,560)	(1,196,714)
Total all funds	(\$12,616,415)	\$454,911	(\$2,673,657)	(\$930,083)	(\$1,460,560)	(\$17,225,804)
Less estimated income	(12,603,617)	451,863	(2,673,657)	0	(1,460,560)	(16,285,971)
General fund	(\$12,798)	\$3,048	\$0	(\$930,083)	\$0	(\$939,833)
FTE	(56.15)	0.00	0.00	0.00	0.00	(56.15)

¹ Funding is adjusted for cost-to-continue 2015-17 biennium salaries and benefit increases and for other base payroll changes. Funding is removed for 56.15 FTE positions.

² Funding is added for increases in health insurance premiums from \$1,130 to \$1,249 per month.

³ Base level funding is adjusted as follows:

	Other Funds
Reduces funding for operating expenses, including reductions to information technology contractual services and repairs and information technology software	(\$2,727,902)
Increases federal funding for participant training contract grants	54,245
Total	(\$2,673,657)

⁴ Funding is reduced for the workforce 20/20 program to provide a total appropriation of \$502,407 for the program.

⁵ Funding for the unemployment insurance computer modernization project from the Reed Act is reduced to provide a total appropriation of \$11,210,286 for the project.

This amendment also amends Section 3 to identify special funds of \$11,210,286 included in Section 1 are from federal Reed Act funds.

REPORT OF STANDING COMMITTEE

SB 2018: 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 2018 was placed on the Sixth order on the calendar.

Page 1, line 2, remove "and"

Page 1, line 2, replace "a transfer" with "transfers; and to declare an emergency"

Page 1, replace lines 12 through 23 with:

"Salaries and wages	\$13,015,999	(\$7,148)	\$13,008,851
Operating expenses	16,384,623	(1,397,001)	14,987,622
Grants	48,134,795	12,292,417	60,427,212
Discretionary funds	784,152	30,688	814,840
Agricultural products utilization commission	3,118,611	34,719	3,153,330
North Dakota trade office	2,556,694	(275,196)	2,281,498
Partner programs	2,173,829	(233,984)	1,939,845
Entrepreneurship grants and vouchers	1,500,000	0	1,500,000
Total all funds	\$87,668,703	\$10,444,495	\$98,113,198
Less estimated income	53,809,604	12,478,979	66,288,583
Total general fund	\$33,859,099	(\$2,034,484)	\$31,824,615
Full-time equivalent positions	69.40	(3.00)	66.40"

Page 2, line 1, after "FUNDING" insert "- EFFECT ON BASE BUDGET - REPORT TO THE SIXTY-SIXTH LEGISLATIVE ASSEMBLY"

Page 2, replace lines 4 through 21 with:

"Workforce enhancement fund	\$960,069	\$0
Flood impact grants/loans	12,859,869	0
Research North Dakota	4,353,542	0
Unmanned aircraft system	2,662,105	2,000,000
Base retention grants	1,500,000	1,000,000
Tourism large infrastructure grants	586,000	0
Enhanced use lease grant	7,500,000	3,000,000
Child care facility grants	2,131,267	0
Homeless shelter grants	1,500,000	0
Tribal community college grants	2,837,130	0
Workforce recruitment campaign	300,000	0
Tourism midwest markets	848,481	0
Entrepreneurship grants and vouchers	1,716,830	0
Tourism international	227,836	0
Educators and industry externships	<u>40,000</u>	<u>0</u>
Total all funds	\$40,023,129	\$6,000,000
Less estimated income	<u>21,359,869</u>	<u>6,000,000</u>
Total general fund	\$18,663,260	\$0

The 2017-19 biennium one-time funding amounts are not a part of the entity's base budget for the 2019-21 biennium. The department of commerce shall report to the appropriations committees of the sixty-sixth legislative assembly on the use of this one-time funding for the biennium beginning July 1, 2017, and ending June 30, 2019."

Page 2, after line 29, insert:

"SECTION 5. EXEMPTION. The amount appropriated for the unmanned aircraft systems program in section 1 of chapter 18 of the 2015 Session Laws is not subject to section 54-44.1-11 and any unexpended funds from this program are available during the biennium beginning July 1, 2017, and ending June 30, 2019.

SECTION 6. EXEMPTION. The amount appropriated for prekindergarten community grants in section 1 of chapter 18 of the 2015 Session Laws is not subject to section 54-44.1-11 and any unexpended funds from these grants are available for grants during the biennium beginning July 1, 2017, and ending June 30, 2019."

Page 2, line 31, replace "\$1,550,000" with "\$1,275,000"

Page 3, line 2, replace the first "biennium" with "period"

Page 3, line 2, replace "July 1, 2017," with "with the effective date of this Act"

Page 3, after line 2, insert:

"SECTION 8. STRATEGIC INVESTMENT AND IMPROVEMENTS FUND - BASE RETENTION GRANT PROGRAM. The grants line item and the estimated income line item in section 1 of this Act include the sum of \$1,000,000 from the strategic investment and improvements fund for a base retention grant program to be developed by the department of commerce, for the biennium beginning July 1, 2017, and ending June 30, 2019. The grant program must award direct grants and not cost reimbursement grants.

SECTION 9. STRATEGIC INVESTMENT AND IMPROVEMENTS FUND - UNMANNED AIRCRAFT SYSTEMS PROGRAM. The grants line item and the estimated income line item in section 1 of this Act include the sum of \$2,000,000 from the strategic investment and improvements fund for operations of the unmanned aircraft systems test site, for the biennium beginning July 1, 2017, and ending June 30, 2019.

SECTION 10. STRATEGIC INVESTMENT AND IMPROVEMENTS FUND - ENHANCED USE LEASE GRANT PROGRAM. The grants line item and the estimated income line item in section 1 of this Act include the sum of \$3,000,000 from the strategic investment and improvements fund for an enhanced use lease

grant program for the operations of the unmanned aircraft systems test site, for the biennium beginning July 1, 2017, and ending June 30, 2019. Grants must be awarded for initiatives related to the unmanned aircraft system industry in North Dakota, including for the purposes of infrastructure, research, development, the creation of software, and the purchase of equipment benefiting the unmanned aircraft system. The department of commerce shall require grant recipients to provide matching funds in the form of cash, property, or in-kind consideration, totaling \$1,000,000 for the grants awarded under this program."

Page 3, line 4, remove "special"

Page 3, line 5, replace "\$2,556,694" with "\$2,281,498"

Page 3, after line 23, insert:

"SECTION 13. EMERGENCY. Funding of \$1,275,000 in the operating expenses line item in sections 1 and 7 of this Act, relating to the operation intern program, are declared to be an emergency measure."

ReNUMBER accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

Senate Bill No. 2018 - Department of Commerce - Senate Action

	Base Budget	Senate Changes	Senate Version
Salaries and wages	\$13,015,999	(\$7,148)	\$13,008,851
Operating expenses	16,384,623	(1,397,001)	14,987,622
Grants	48,134,795	12,292,417	60,427,212
Discretionary funds	784,152	30,688	814,840
Ag. Products Utilization Commission	3,118,611	34,719	3,153,330
North Dakota Trade Office	2,556,694	(275,196)	2,281,498
Entrepreneurship grants and vouchers	1,500,000		1,500,000
Partner programs	2,173,829	(233,984)	1,939,845
Total all funds	\$87,668,703	\$10,444,495	\$98,113,198
Less estimated income	53,809,604	12,478,979	66,288,583
General fund	\$33,859,099	(\$2,034,484)	\$31,824,615
FTE	69.40	(3.00)	66.40

Department No. 601 - Department of Commerce - Detail of Senate Changes

	Adjusts Funding for Base Payroll Changes ¹	Adds Funding for Health Insurance Increases ²	Removes 3 FTE Positions ³	Adjusts Base Level Funding ⁴	Adjusts Funding for Agricultural Products Utilization Commission ⁵	Reduces Funding for North Dakota Trade Office ⁶
Salaries and wages	\$135,814	\$180,308	(\$479,078)	\$155,808		
Operating expenses				(1,397,001)		
Grants	(41,004)			6,033,421		
Discretionary funds				30,688		
Ag. Products Utilization Commission	17,107	5,724			11,888	
North Dakota Trade Office						(275,196)
Entrepreneurship grants and vouchers						
Partner programs						
Total all funds	\$111,917	\$186,032	(\$479,078)	\$4,822,916	\$11,888	(\$275,196)
Less estimated income	188,064	40,377	(204,556)	5,795,689	659,405	0
General fund	(\$76,147)	\$145,655	(\$274,522)	(\$972,773)	(\$647,517)	(\$275,196)
FTE	0.00	0.00	(3.00)	0.00	0.00	0.00

	Reduces Funding for Partner Programs ⁷	Adds Funding for Homeless Shelter Grants ⁸	Adds One-Time Funding ⁹	Total Senate Changes
Salaries and wages				(\$7,148)
Operating expenses				(1,397,001)

Grants		300,000	6,000,000	12,292,417
Discretionary funds				30,688
Ag. Products Utilization Commission				34,719
North Dakota Trade Office				(275,196)
Entrepreneurship grants and vouchers				
Partner programs	(233,984)			(233,984)
Total all funds	<u>(\$233,984)</u>	<u>\$300,000</u>	<u>\$6,000,000</u>	<u>\$10,444,495</u>
Less estimated income	<u>0</u>	<u>0</u>	<u>6,000,000</u>	<u>12,478,979</u>
General fund	<u>(\$233,984)</u>	<u>\$300,000</u>	<u>\$0</u>	<u>(\$2,034,484)</u>
FTE	0.00	0.00	0.00	(3.00)

¹ Funding is adjusted for cost-to-continue 2015-17 biennium salaries and benefit increases and for other base payroll changes.

² Funding is added for increases in health insurance premiums from \$1,130 to \$1,249 per month.

³ The following FTE positions and related funding are removed:

	<u>FTE Positions</u>	<u>General Fund</u>	<u>Other Funds</u>	<u>Total</u>
Administrative assistant	(1.00)	(\$102,193)	(\$71,015)	(\$173,208)
Program assistant	(1.00)	(129,972)	(1,313)	(131,285)
Program administrator	<u>(1.00)</u>	<u>(42,357)</u>	<u>(132,228)</u>	<u>(174,585)</u>
Total	(3.00)	(\$274,522)	(\$204,556)	(\$479,078)

⁴ Base level funding is adjusted as follows:

	<u>General Fund</u>	<u>Other Funds</u>	<u>Total</u>
Adjusts funding for salaries and wages	\$155,808	\$0	\$155,808
Adjusts funding for operating expenses	(1,438,838)	129,837	(1,309,001)
Reduces funding for operation intern	(225,000)	0	(225,000)
Increases funding for tourism operating expenses	0	137,000	137,000
Adjusts funding for grants	819,495	123,778	943,273
Increases funding for workforce and economic development grants	0	162,318	162,318
Reduces funding for prekindergarten community grants	(314,926)	0	(314,926)
Increases funding discretionary grants	30,688	0	30,688
Increases federal funding for flood grants	<u>0</u>	<u>5,242,756</u>	<u>5,242,756</u>
Total	(\$972,773)	\$5,795,689	\$4,822,916

⁵ Funding is adjusted for the Agricultural Products Utilization Commission (APUC) to remove funding from the general fund and increase funding from the APUC fund, providing a total appropriation of \$3,153,330.

⁶ Funding is reduced for the North Dakota Trade Office to provide a total general fund appropriation of \$2,281,498.

⁷ Funding is reduced for partner programs to provide a total general fund appropriation of \$1,939,845.

⁸ Funding is added for homeless shelter grants to provide a total appropriation of \$300,000 from the general fund.

⁹ One-time funding is provided from the strategic investment and improvements fund for:

Unmanned aircraft systems grants	\$2,000,000
Base realignment grants	1,000,000
Enhanced use lease grants	<u>3,000,000</u>
Total	\$6,000,000

This amendment adds sections to:

- Provide an exemption for unexpended 2015-17 biennium funds for the unmanned aircraft systems program to be available for use by the Department of Commerce for

the 2017-19 biennium.

- Provide an exemption for unexpended 2015-17 biennium funds for prekindergarten community grants to be available for use by the Department of Commerce for the 2017-19 biennium.
- Identify \$1,000,000 from the strategic investment and improvements fund for a base retention grant program for the 2017-19 biennium.
- Identify \$2,000,000 from the strategic investment and improvements fund for the unmanned aircraft systems program for the 2017-19 biennium.
- Identify \$3,000,000 from the strategic investment and improvements fund for the enhanced use lease grant program for the 2017-19 biennium.
- Declare the internship fund transfer an emergency measure.

REPORT OF STANDING COMMITTEE

SB 2119: 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 2119 was placed on the Sixth order on the calendar.

Page 1, line 11, after the period insert "Net proceeds from the sale must be considered received proportional to the funding sources used for the original purchase of the property by Job Service North Dakota. The general fund proportional amount of net proceeds from the sale must be deposited in the job service federal advanced interest repayment fund."

Page 1, line 18, after the period insert "Net proceeds from the sale must be considered received proportional to the funding sources used for the original purchase of the property by Job Service North Dakota. The general fund proportional amount of net proceeds from the sale must be deposited in the job service federal advanced interest repayment fund."

Page 2, line 2, after the period insert "Net proceeds from the sale must be considered received proportional to the funding sources used for the original purchase of the property by Job Service North Dakota. The general fund proportional amount of net proceeds from the sale must be deposited in the job service federal advanced interest repayment fund."

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

The amendment provides for the deposit of \$1,762,187 from the net proceeds of the sale of three Job Service North Dakota properties into the job service federal advanced interest repayment fund rather than the general fund.

REPORT OF STANDING COMMITTEE

SB 2149, as engrossed: Judiciary Committee (Sen. Armstrong, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed SB 2149 was placed on the Sixth order on the calendar.

Page 5, line 26, replace "ten" with "five"

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2209: Finance and Taxation Committee (Sen. Cook, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **BE PLACED ON THE CALENDAR WITHOUT RECOMMENDATION** (5 YEAS, 1 NAYS, 0 ABSENT AND NOT VOTING). SB 2209 was placed on the Sixth order on the calendar.

Page 1, after line 6, insert:

"1."

Page 1, line 7, remove "seventy percent of the"

Page 1, remove line 8

Page 1, line 9, remove "commissioner shall transfer the remaining revenue collected under"

Page 1, line 10, after the period insert:

- "2. Notwithstanding subsection 1, the commissioner shall transfer revenue collected under subdivisions a through e to the state treasurer for deposit as follows:
- a. Eighty percent of the revenue collected under subsection 1 of section 57-33.2-04 from a wind farm for which local siting was completed after August 1, 2017, and is five years or less from that wind farm's date of first assessment, for deposit in the electric generation, transmission, and distribution tax fund.
 - b. Forty percent of the revenue collected under subsection 1 of section 57-33.2-04 from a wind farm for which local siting was completed after August 1, 2017, and is more than five years from that wind farm's date of first assessment, for deposit in the electric generation, transmission, and distribution tax fund.
 - c. Sixty percent of the revenue collected under section 57-06-14.1 and subsection 1 of section 57-33.2-04 from a wind farm for which local siting was completed on or before August 1, 2017, construction was completed after December 31, 2014, and is no less than twenty years and no more than twenty-four years from that wind farm's date of first assessment, for deposit in the electric generation, transmission, and distribution tax fund.
 - d. Forty percent of the revenue collected under section 57-06-14.1 and subsection 1 of section 57-33.2-04 from a wind farm for which local siting was completed on or before August 1, 2017, construction was complete after December 31, 2014, and is twenty-five years or more from that wind farm's date of first assessment, for deposit in the electric generation, transmission, and distribution tax fund.
 - e. Forty percent of the revenue collected under section 57-06-14.1 and subsection 1 of section 57-33.2-04 from a wind farm for which local siting was completed on or before August 1, 2017, construction was complete before January 1, 2015, and is twenty years or more from that wind farm's date of first assessment, for deposit in the electric generation, transmission, and distribution tax fund.
 - f. The remaining revenue collected under subdivisions a through e, for deposit in equal amounts in the renewable energy development fund and the general fund.

3."

ReNUMBER accordingly

REPORT OF STANDING COMMITTEE

SB 2243, as engrossed: Appropriations Committee (Sen. Holmberg, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (10 YEAS, 3 NAYS, 1 ABSENT AND NOT VOTING). Engrossed SB 2243 was placed on the Sixth order on the calendar.

Page 2, line 24, replace "\$6,000,000" with "\$2,000,000"

ReNUMBER accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

This amendment reduces the appropriation from the student loan trust fund for the student loan forgiveness program from \$6 million to \$2 million.

REPORT OF STANDING COMMITTEE

SB 2244, as engrossed: 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). Engrossed SB 2244 was placed on the Sixth order on the calendar.

Page 1, line 11, after "entitled" insert "to"

Page 1, line 12, remove "institutions under the control of the state board of higher"

Page 1, line 13 replace "education" with "a public or private postsecondary education institution in the state"

Page 1, line 14, remove "at any institution under the control of the"

Page 1, line 15, replace "board" with "in an amount not exceeding the tuition charged for the credit at the institution in which the participant is enrolled, except the amount may not exceed the highest tuition for a graduate level credit charged at an institution of higher education under the control of the state board of higher education."

Page 1, line 15, remove "If the"

Page 1, remove lines 16 through 18

Page 1, line 19, remove "cost of the tuition and fees at an institution under the control of the board."

Page 2, line 8, replace "\$700,000" with "\$200,000"

ReNUMBER accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

This amendment allows participants in the dual-credit course incentive program to enroll in graduate courses at private postsecondary institutions. Reimbursement rates for participants at private institutions would be limited to the cost of enrolling in a graduate course at a public institution. The amendment also reduces the appropriation from the student loan trust fund for the program from \$700,000 to \$200,000.

REPORT OF STANDING COMMITTEE

SB 2274: Appropriations Committee (Sen. Holmberg, Chairman) recommends **DO NOT PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2274 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2286: Energy and Natural Resources Committee (Sen. Unruh, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2286 was placed on the Sixth order on the calendar.

Page 1, line 1, after "reenact" insert "section 49-22-14.1 and"

Page 1, after line 3, insert:

"SECTION 1. AMENDMENT. Section 49-22-14.1 of the North Dakota Century Code is amended and reenacted as follows:

49-22-14.1. Cooperation with state and federal agencies.

The commission ~~may, and is encouraged to, shall~~ cooperate with and receive and exchange technical information and assistance from and with any department, agency, or officer of any state, a directly impacted political subdivision, or of the

federal government to eliminate duplication of effort, to establish a common database, or for any other purpose relating to the provisions of this chapter and in furtherance of the statement of policy contained herein."

Page 1, line 9, after "a" insert "gas or liquid"

Page 1, line 11, overstrike the first comma and insert immediately thereafter "or"

Page 1, line 11, overstrike ", or building rules,"

Page 1, line 11, overstrike ", or ordinances"

Page 1, line 13, after the first overstruck comma insert ". Before a gas or liquid transmission facility is approved, the commission shall require the applicant to comply with the approach or road crossing permits, public right-of-way setbacks, building rules, or physical addressing of the political subdivision. The commission may waive the requirements of a political subdivision if the applicant shows by a preponderance of the evidence the regulations or ordinances"

Page 1, line 13, remove the overstrike over "~~are unreasonably restrictive in view of existing technology, factors of~~"

Page 1, line 14, remove the overstrike over "~~cost or economics, or needs of consumers regardless of their location~~" and insert immediately thereafter ", or are in direct conflict with state or federal administrative law"

Page 1, line 14, remove the overstrike over the overstruck period

Page 1, line 16, remove "if representatives of the governing"

Page 1, remove lines 17 through 23

Page 2, replace lines 1 and 2 with "The commission shall provide notice to all the appropriate political subdivisions at the time an application for a certificate is made under this section. Upon notice, a political subdivision shall provide a listing to the commission of all local requirements authorized under this section. If the political subdivision does not submit the requirements at least ten days before the commission hearing, all requirements are waived."

ReNUMBER accordingly

FIRST READING OF SENATE CONCURRENT RESOLUTION

Sens. Meyer, Kreun and Reps. Dockter, J. Nelson introduced:

SCR 4012: A concurrent resolution requesting the Legislative Management to consider studying the homestead tax credit thresholds for individuals who are permanently and totally disabled.

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

FIRST READING OF HOUSE BILLS

HB 1026: A BILL for an Act to create and enact section 49-23-04.1 of the North Dakota Century Code, relating to survey of areas having underground facilities; to amend and reenact sections 49-23-01, 49-23-03, 49-23-04, 49-23-05, and 49-23-06 of the North Dakota Century Code, relating to location of underground facilities before excavation; and to provide a penalty.

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

HB 1027: A BILL for an Act to amend and reenact subsection 2 of section 57-40.6-01, section 57-40.6-04, and subsection 4 of 57-40.6-10 of the North Dakota Century Code, relating to the standards and guidelines for emergency services communications systems; and to repeal section 57-40.6-03.1 of the North Dakota Century Code, relating to 911 database management charges.

Was read the first time and referred to the **Political Subdivisions Committee**.

HB 1029: A BILL for an Act to create and enact a new section under chapter 54-27 of the North Dakota Century Code, relating to acceptance of federal funds; and to provide

for a legislative management study of statutory and regulatory requirements placed on North Dakota state government agencies by United States government agencies. Was read the first time and referred to the **Appropriations Committee**.

HB 1030: A BILL for an Act to amend and reenact section 15-10-12.1 of the North Dakota Century Code, relating to higher education campus improvements and building construction. Was read the first time and referred to the **Appropriations Committee**.

HB 1031: A BILL for an Act to amend and reenact section 54-06-37 of the North Dakota Century Code, relating to authorization to purchase or lease aircraft. Was read the first time and referred to the **Government and Veterans Affairs Committee**.

HB 1035: A BILL for an Act to amend and reenact sections 43-28.1-07 and 43-28.1-08 of the North Dakota Century Code, relating to the dentist loan repayment program; to repeal section 43-28.1-06 of the North Dakota Century Code, relating to breach of the dentist loan repayment program; and to provide for application. Was read the first time and referred to the **Human Services Committee**.

HB 1036: A BILL for an Act to repeal section 15-62.4-04 of the North Dakota Century Code, relating to the student financial assistance program advisory board. Was read the first time and referred to the **Education Committee**.

HB 1037: A BILL for an Act to create and enact section 15.1-21-02.9 of the North Dakota Century Code, relating to North Dakota scholarship information; and to amend and reenact section 15.1-07-33 of the North Dakota Century Code, relating to the student information system. Was read the first time and referred to the **Education Committee**.

HB 1039: A BILL for an Act to create and enact a new section to chapter 23-16 of the North Dakota Century Code, relating to hospital discharge policies. Was read the first time and referred to the **Human Services Committee**.

HB 1043: A BILL for an Act to amend and reenact section 1-02-12, subsection 10 of section 11-31-03, subsection 1 of section 14-20-12, section 24-02-30, subsection 1 of section 25-02-01.1, sections 50-06-06.2 and 52-10-04, subsection 4 of section 52-10-05, section 52-10-07, subsection 17 of section 54-52-01, sections 57-15-06 and 57-15-08, subsection 1 of section 57-34-03, subsections 2 and 7 of section 57-38-30.3, and section 57-51.1-03.1 of the North Dakota Century Code, relating to technical corrections and improper, inaccurate, redundant, missing, or obsolete references; to repeal sections 54-40.3-03, 57-15-10.2, 57-38-01.29, and 57-38-01.30 of the North Dakota Century Code, relating to obsolete provisions; and to provide an effective date. Was read the first time and referred to the **Judiciary Committee**.

HB 1044: A BILL for an Act to amend and reenact section 1-01-49, subsection 4 of section 10-30.5-01, subdivision b of subsection 1 of section 10-33-124, subsection 4 of section 26.1-50-01, subsection 3 of section 40-57.1-02, subsection 11 of section 52-02.1-01, subdivision b of subsection 2 of section 57-38-01.33, subdivision c of subsection 4 of section 57-38-30.5, section 57-38.5-01, and subdivision g of subsection 6 of section 57-39.2-04.3 of the North Dakota Century Code, relating to a uniform definition of a primary sector business; and to provide an effective date. Was read the first time and referred to the **Finance and Taxation Committee**.

HB 1045: A BILL for an Act to amend and reenact section 57-38-01.26, subsection 7 of section 57-38-30.3, subsection 5 of section 57-38.5-01, and sections 57-38.5-02, 57-38.5-03, 57-38.5-04, 57-38.5-05, and 57-38.5-06 of the North Dakota Century Code, relating to the angel fund investment tax credit and the seed capital investment tax credit; to repeal section 57-38-01.26 and chapter 57-38.5 of the North Dakota Century Code, relating to the angel fund investment tax credit and the seed capital investment tax credit; to provide an effective date; and to provide an expiration date. Was read the first time and referred to the **Finance and Taxation Committee**.

HB 1048: A BILL for an Act to amend and reenact section 10-33-124 of the North Dakota

Century Code, relating to the certified nonprofit development corporation investment tax credit; to repeal section 57-38-01.17 of the North Dakota Century Code, relating to the certified nonprofit development corporation investment tax credit; and to provide an effective date.

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

HB 1049: A BILL for an Act to amend and reenact subsection 3 of section 54-35-26 of the North Dakota Century Code, relating to the list of economic development tax incentives subject to regular review; to repeal section 57-38-30.1 of the North Dakota Century Code, relating to the wage and salary credit; and to provide an effective date.

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

HB 1050: A BILL for an Act to amend and reenact subsection 3 of section 54-35-26 and subsection 7 of section 57-38-30.3 of the North Dakota Century Code, relating to the list of economic development tax incentives subject to regular review and the application of tax credits against individual income tax liability; to repeal section 57-38-01.27 of the North Dakota Century Code, relating to the microbusiness income tax credit; and to provide an effective date.

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

HB 1056: A BILL for an Act to amend and reenact section 57-02-08.8 of the North Dakota Century Code, relating to application of the property tax credit for disabled veterans to properties placed in trust for a surviving spouse; and to provide an effective date.

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

HB 1057: A BILL for an Act to create and enact a new section to chapter 14-05 of the North Dakota Century Code, relating to the confidentiality of property and debt listing information of the parties to a divorce.

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

HB 1058: A BILL for an Act to amend and reenact subsection 7 of section 12.1-32-15 of the North Dakota Century Code, relating to registration requirements for sexual offenders.

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

HB 1059: A BILL for an Act to amend and reenact subsection 6 of section 5-02-06 of the North Dakota Century Code, relating to the employment of individuals under twenty-one years of age at establishments where alcoholic beverages are sold.

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

HB 1060: A BILL for an Act to create and enact two new subdivisions to subsection 2 of section 12-60-24 of the North Dakota Century Code, relating to criminal history record checks requested by the department of commerce for volunteers providing mentoring and youth engagement services to at-risk youth and homeless young adults through the department and by the state court administrator for guardians ad litem.

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

HB 1085: A BILL for an Act to create and enact a new section to chapter 50-06.4 of the North Dakota Century Code, relating to the creation of a brain injury advisory council; and to provide for application.

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

HB 1137: A BILL for an Act to create and enact sections 65-04-26.2 and 65-04-27.2 of the North Dakota Century Code, relating to workers' compensation requirements for general contractors and cease and desist orders; and to amend and reenact subsection 16 of section 65-01-02 and section 65-04-19 of the North Dakota Century Code, relating to the workers' compensation definition of employee, assignment of rate classification, and calculation of premium.

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

HB 1139: A BILL for an Act to create and enact a new section to chapter 51-19 of the North Dakota Century Code, relating to joint employer liability protection.

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

HB 1144: A BILL for an Act to create and enact section 49-22-08.2 and chapter 49-22.1 of the North Dakota Century Code, relating to gas and liquid energy conversion, gas and liquid transmission facility siting, and combining application; to amend and reenact sections 11-09.1-04, 17-05-09, and 32-15-21, subsection 18 of section 38-08-02, sections 49-07-01.1, 49-21.1-01.1, 49-22-03, 49-22-04, 49-22-05.1, 49-22-07, and 49-22-07.2, subsection 1 of section 49-22-08, sections 49-22-08.1, 49-22-09, 49-22-09.1, 49-22-14, 49-22-16, 49-22-17, 49-22-19, 49-22-20, and 49-22-21, subdivision e of subsection 1 of section 49-22-22, subsection 2 of section 49-22-22, subsection 1 of section 54-17.7-08, and section 61-24.3-03 of the North Dakota Century Code, relating to energy conversion and transmission facility siting; to repeal sections 49-22-01 and 49-22-16.3 of the North Dakota Century Code, relating to energy conversion short title and route adjustment before or during construction for gas or liquid transmission line; to provide a continuing appropriation; and to provide a penalty.

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

HB 1147: A BILL for an Act to amend and reenact subsection 3 of section 26.1-13-15 of the North Dakota Century Code, relating to authority of county mutual insurance companies.

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

HB 1148: A BILL for an Act to amend and reenact sections 54-52-01, 54-52-02.1, and 54-52-06.3 and subsections 3 and 4 of section 54-52-17 of the North Dakota Century Code, relating to a public employee retirement plan for firefighters.

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

HB 1149: A BILL for an Act to amend and reenact section 54-10-27 of North Dakota Century Code, relating to audits of occupational and professional boards.

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

HB 1150: A BILL for an Act to create and enact a new section to chapter 20.1-03 of the North Dakota Century Code, relating to bonus or preference points awarded to participants in lotteries for hunting licenses.

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

HB 1151: A BILL for an Act to amend and reenact section 38-08-04 of the North Dakota Century Code, relating to the reporting of well pad or oil and gas production facility fluid spills.

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

HB 1153: A BILL for an Act to amend and reenact section 54-06-31 of the North Dakota Century Code, relating to state employee recruitment and retention bonus programs.

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

HB 1156: A BILL for an Act to amend and reenact section 65-01-02, subsection 8 of section 65-05-07, and section 65-05-08 of the North Dakota Century Code, relating to the definition of medical marijuana and prohibiting the payment of workers' compensation benefits for medical marijuana; and to provide for application.

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

HB 1157: A BILL for an Act to create and enact a new chapter to title 43 of the North Dakota Century Code, relating to the physical therapy licensure compact.

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

HB 1159: A BILL for an Act to amend and reenact section 39-04-11 of the North Dakota Century Code, relating to clearly displaying letters and numbers on motor vehicle plates.

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

HB 1160: A BILL for an Act to amend and reenact subdivision d of subsection 2 of section 61-28-04.1 of the North Dakota Century Code, relating to exempting plumbers from permit fee requirements for persons who service septic systems.

Was read the first time and referred to the **Political Subdivisions Committee**.

HB 1162: A BILL for an Act to provide for a legislative management study of competition

between government and private industry.

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

HB 1163: A BILL for an Act to repeal chapter 12.1-30 of the North Dakota Century Code, relating to Sunday closing laws.

Was read the first time and referred to the **Political Subdivisions Committee**.

HB 1166: A BILL for an Act to amend and reenact sections 57-51.1-02 and 57-51.1-03.1 of the North Dakota Century Code, relating to the removal of triggered oil extraction tax rate changes; and to provide an effective date.

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

HB 1171: A BILL for an Act to amend and reenact section 15-10-18.4 of the North Dakota Century Code, relating to extending the benefits of free tuition at state institutions of higher education to a stepchild of a peace officer killed in the line of duty.

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

HB 1173: A BILL for an Act to amend and reenact section 54-35-02.2 of the North Dakota Century Code, relating to the powers and duties of the legislative audit and fiscal review committee.

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

HB 1175: A BILL for an Act to amend and reenact section 21-10-01 of the North Dakota Century Code, relating to the membership of the state investment board.

Was read the first time and referred to the **Political Subdivisions Committee**.

HB 1178: A BILL for an Act to amend and reenact section 57-40.6-02 and subsection 1 of section 57-40.6-14 of the North Dakota Century Code, relating to the assessed communications service fee and the prepaid wireless emergency 911 fee.

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

HB 1183: A BILL for an Act to amend and reenact section 12.1-20-12.1 of the North Dakota Century Code, relating to indecent exposure toward minors; and to provide a penalty.

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

HB 1187: A BILL for an Act to amend and reenact section 25-17-03 of the North Dakota Century Code, relating to the medical food program for phenylketonuria or maple syrup urine disease.

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

HB 1189: A BILL for an Act to amend and reenact section 54-44.7-04 of the North Dakota Century Code, relating to exceptions to bidding thresholds for state building projects.

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

HB 1191: A BILL for an Act to amend and reenact section 21-13-02 of the North Dakota Century Code, relating to loans for political subdivisions.

Was read the first time and referred to the **Political Subdivisions Committee**.

HB 1192: A BILL for an Act to amend and reenact section 6-09.4-23 of the North Dakota Century Code, relating to authority to withhold school district state aid.

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

HB 1202: A BILL for an Act to create and enact a new section to chapter 39-06 of the North Dakota Century Code, relating to the operation and regulation of autonomous vehicles.

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

HB 1219: A BILL for an Act to amend and reenact subsection 9 of section 39-05-22, section 47-01-03, and subsections 1, 7, and 8 of section 47-10-27 of the North Dakota Century Code, relating to the process for converting manufactured housing to real property.

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

HB 1226: A BILL for an Act to provide for a study of establishment of a medicaid fraud

control unit and a report to the legislative management.
Was read the first time and referred to the **Human Services Committee**.

HB 1236: A BILL for an Act to amend and reenact sections 29-04-02.1 and 29-04-03.1 of the North Dakota Century Code, relating to prosecution of gross sexual imposition and sexual abuse of minors.

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

HB 1270: A BILL for an Act to amend and reenact paragraph 3 of subdivision c of subsection 1 of section 19-03.1-23.1 of the North Dakota Century Code, relating to aggravating factors in drug offenses; and to provide a penalty.

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

HB 1275: A BILL for an Act to amend and reenact section 15.1-19-03.1 of the North Dakota Century Code, relating to the recitation of prayer at parochial or private school athletic activities.

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

HB 1289: A BILL for an Act to amend and reenact subsection 1 of section 23-34-04 and section 43-17-31 of the North Dakota Century Code, relating to grounds for disciplinary action by the medical board.

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

HB 1308: A BILL for an Act to amend and reenact subsection 1 of section 50-09-29 of the North Dakota Century Code, relating to mandatory addiction screening for temporary assistance for needy families program individual employment plan participants; and to provide an effective date.

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

HB 1318: A BILL for an Act to provide for a legislative management study of all entities receiving appropriations for the delivery of education to preschool through grade twelve students.

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

HB 1320: A BILL for an Act to amend and reenact sections 39-12-02 and 39-12-03 of the North Dakota Century Code, relating to a uniform truck permitting system for oversized or overweight vehicles and local authority to limit use of vehicles on highways; and to provide a penalty.

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

HB 1334: A BILL for an Act to create and enact a new section to chapter 12.1-20 of the North Dakota Century Code, relating to prohibiting high-risk sexual offenders from residing near schools; and to provide a penalty.

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

HB 1338: A BILL for an Act to amend and reenact section 23-06-03 of the North Dakota Century Code, relating to indigent burial.

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

HB 1341: A BILL for an Act to amend and reenact subsections 3 and 7 of section 19-03.1-23 and subsection 1 of section 19-03.1-23.1 of the North Dakota Century Code, relating to the elimination of enhanced penalties for manufacturing, delivering, or possessing controlled substances near schools.

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

HB 1342: A BILL for an Act to amend and reenact sections 4.1-16-05, 4.1-16-09, and 4.1-16-11 of the North Dakota Century Code, relating to beekeeping.

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

HB 1343: A BILL for an Act to amend and reenact section 5-01-17 of the North Dakota Century Code, relating to domestic winery ingredient utilization requirements and special event permits.

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

HB 1345: A BILL for an Act to create and enact subsections 12 and 13 of section 44-04-18,

subsection 6 of section 44-04-18.1, and section 11 of section 44-04-19.1 of the North Dakota Century Code, relating to open record and meeting laws; and amend and reenact subsection 11 of section 12.1-34-02, section 12.1-35-03, subsection 9 of section 44-04-17.1, subsections 2, 4, and 7 of section 44-04-18, subsection 2 of section 44-04-18.1, subsection 6 of section 44-04-18.7, section 44-04-18.20, subsections 5, 6, and 9 of section 44-04-19.1, subsections 3 and 5 of section 44-04-20, section 44-04-21.1, and subsection 4 of section 57-40.6-07 of the North Dakota Century Code, relating to open record and meeting laws.

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

HB 1346: A BILL for an Act to amend and reenact section 39-04-11 of the North Dakota Century Code, relating to the display of number plates on a motorcycle.

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

HB 1347: A BILL for an Act to amend and reenact section 38-08-04.5 of the North Dakota Century Code, relating to the abandoned oil and gas well plugging and site reclamation fund; to provide an appropriation; and to provide a report to the legislative management.

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

HB 1348: A BILL for an Act to amend and reenact section 36-21.2-05 of the North Dakota Century Code, relating to the seizure of animals.

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

HB 1351: A BILL for an Act to amend and reenact section 57-15-01 of the North Dakota Century Code, relating to approval of special assessment projects by elected governing bodies; and to provide an effective date.

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

HB 1354: A BILL for an Act to create and enact a new subsection to section 57-01-02 of the North Dakota Century Code, relating to the ability of the tax commissioner to make disclosures regarding taxpayers receiving tax incentives; and to provide an effective date.

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

HB 1356: A BILL for an Act to amend and reenact subsection 7 of section 11-18-02.2 of the North Dakota Century Code, relating to recording statements of full consideration.

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

HB 1357: A BILL for an Act to provide for a legislative management study regarding the effects of placing limits on school district levies on the equitable application of the education funding formula.

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

HB 1358: A BILL for an Act to provide for a legislative management study of the use of open educational resources in the elementary and secondary school system.

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

HB 1361: A BILL for an Act to create and enact section 57-15-02.2 of the North Dakota Century Code, relating to limitations of property tax levies by taxing districts without voter approval; to amend and reenact subsection 4 of section 15.1-27-04.1 of the North Dakota Century Code, relating to determination of school district state aid payments; to provide an effective date; and to provide an expiration date.

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

HB 1362: A BILL for an Act to amend and reenact subsection 2 of section 16.1-08.1-03.1 and subsection 1 of section 16.1-08.1-06 of the North Dakota Century Code, relating to campaign finance.

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

HB 1363: A BILL for an Act to create and enact subsection 3 of section 16.1-04-01 of the North Dakota Century Code, relating to election precincts; to amend and reenact section 1-08-09, subsection 2 of section 16.1-01-01, sections 16.1-04-02 and 16.1-05-01, subsection 3 of 16.1-05-07, section 16.1-05-08, subsection 2 of 16.1-06-16, and sections 16.1-07-15, 16.1-10-06, 16.1-11-20, 40-02-10, 44-02-05,

44-02-07, and 44-02-08 of the North Dakota Century Code, relating to election polling places and filling vacancies in elective offices; and to repeal section 16.1-04-03 of the North Dakota Century Code, relating to election administration.

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

HB 1369: A BILL for an Act to create and enact sections 16.1-01-04.1 and 16.1-01-04.2, a new subsection to section 39-06-03.1, and a new subsection to section 39-06-14 of the North Dakota Century Code, relating to identification and residency requirements for electors and identification cards; to amend and reenact sections 16.1-01-04, 16.1-01-12, 16.1-02-09, 16.1-05-07, 16.1-07-06, 16.1-15-08, 16.1-15-19, and 39-06-07.1 of the North Dakota Century Code, relating to qualifications of electors, responsibilities of election officials before issuing ballots, elector identification requirements, identification cards, and operator's licenses; and to provide a penalty.

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

HB 1373: A BILL for an Act to amend and reenact section 49-21-01.3 of the North Dakota Century Code, relating to essential telecommunications services.

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

HB 1378: A BILL for an Act to create and enact a new section to chapter 49-22 of the North Dakota Century Code, relating to aircraft detection lighting systems on wind generators.

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

HB 1380: A BILL for an Act to create and enact a new section to chapter 18-03 of the North Dakota Century Code, relating to the authority of the North Dakota firefighter's association; and to provide for a legislative management study.

Was read the first time and referred to the **Political Subdivisions Committee**.

HB 1382: A BILL for an Act to provide for a legislative management study of the feasibility and desirability of developing a school choice program.

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

HB 1384: A BILL for an Act to create and enact a new subsection to section 54-11-01 of the North Dakota Century Code, relating to duties of the state treasurer; to amend and reenact section 10-15-49 of the North Dakota Century Code, relating to abandoned property; and to repeal section 15-02-05.2 of the North Dakota Century Code, relating to the administrator of abandoned property.

Was read the first time and referred to the **Political Subdivisions Committee**.

HB 1387: A BILL for an Act to create and enact section 31-04-04.2 of the North Dakota Century Code, relating to use of audiovisual equipment for the testimony of a minor or disabled adult witness.

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

HB 1394: A BILL for an Act to create and enact section 51-07-28.1 of the North Dakota Century Code, relating to autonomous vehicle data ownership.

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

HB 1403: A BILL for an Act to create and enact a new section to chapter 54-52.1 of the North Dakota Century Code, relating to public employee health benefits transparency; and to provide an exemption.

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

HB 1405: A BILL for an Act to amend and reenact section 54-34.3-10 of the North Dakota Century Code, relating to the commission on the status of women.

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

HB 1415: A BILL for an Act to amend and reenact subsection 12 of section 53-06.1-01, subsection 4 of section 53-06.1-01.1, subsections 2 and 3 of section 53-06.1-03, subsections 1 and 3 of section 53-06.1-06, subsection 1 of section 53-06.1-10.2, subsection 1 of section 53-06.1-11, subsection 3 of section 53-06.1-14, and subsection 8 of section 53-06.1-15.1 of the North Dakota Century Code, relating to games of chance.

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

HB 1418: A BILL for an Act to amend and reenact section 16.1-09-05 of the North Dakota Century Code, relating to publishing and preserving statements of interests.

Was read the first time and referred to the **Political Subdivisions Committee**.

HB 1420: A BILL for an Act to provide for a study of the curriculum requirements of history majors at public institutions of higher education in the state.

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

HB 1423: A BILL for an Act to provide for a legislative management study of the elementary and secondary education funding formula.

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

HB 1424: A BILL for an Act to amend and reenact subsection 9 of section 57-02-08 and section 57-02-14.1 of the North Dakota Century Code, relating to the property tax exemption for property of churches; and to provide an effective date.

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

HB 1434: A BILL for an Act to create and enact a new section to chapter 26.1-36 of the North Dakota Century Code, relating to health insurance coverage for autism-related services; and to provide for a report to the legislative management.

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