

**JOURNAL OF THE HOUSE****Sixty-sixth Legislative Assembly**

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**Bismarck, April 3, 2019**

The House convened at 1:00 p.m., with Speaker Klemin presiding.

The prayer was offered by Pastor Matt Anderson, Surprise Church, Bismarck.

The roll was called and all members were present except Representatives Kempenich, O'Brien, and Owens.

A quorum was declared by the Speaker.

**THE HOUSE RECOGNIZED THE PRESENCE OF:**

Miss Pre-Teen Prairie Rose International Olivia Allen

Mrs. ND International Jessie Aamodt

Miss Teen Dakota Horizons Allison Aamodt

Former Rep. Alon Wieland

**SIXTH ORDER OF BUSINESS**

**SPEAKER KLEMIN DEEMED** approval of the amendments to SB 2106 and SB 2273.

SB 2106 and SB 2273, as amended, were placed on the Fourteenth order of business on the calendar.

**SECOND READING OF SENATE BILL**

**SB 2284:** 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 events.

**ROLL CALL**

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 4 YEAS, 87 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

**YEAS:** Buffalo; Ertelt; Johnson, M.; Kading

**NAYS:** Adams; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker; Bellew; Blum; Boe; Bosch; Boschee; Brandenburg; Damschen; Delzer; Devlin; Dobervich; Dockter; Eidson; Fegley; Fisher; Grueneich; Guggisberg; Hager; Hanson; Hatlestad; Headland; Heinert; Holman; Hoverson; Howe; Johnson, C.; Johnson, D.; Johnston; Jones; Karls; Kasper; Keiser; Kiefert; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; McWilliams; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; Paulson; Paur; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Simons; Skroch; Steiner; Strinden; Toman; Trottier; Tveit; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Klemin

**ABSENT AND NOT VOTING:** Kempenich; O'Brien; Owens

Engrossed SB 2284 failed.

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**SECOND READING OF SENATE BILL**

**SB 2106:** A BILL for an Act to amend and reenact sections 50-29-01, 50-29-02, 50-29-03, 50-29-04, and 50-29-05 of the North Dakota Century Code, relating to the children's health insurance program; to repeal section 50-29-06 of the North Dakota Century Code, relating to a continuing appropriation for grants and donations received for the children's health insurance program; 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 81 YEAS, 10 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

**YEAS:** Adams; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Bellew; Blum; Boe; Bosch; Boschee; Brandenburg; Buffalo; Damschen; Delzer; Devlin; Dobervich; Dockter; Eidson; Fegley; Fisher; Grueneich; Guggisberg; Hager; Hanson; Hatlestad; Headland; Heinert; Holman; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Jones; Kading; Karls; Kasper; Keiser; Kiefert; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Magrum; Martinson; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; Paulson; Paur; Pollert; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Skroch; Steiner; Strinden; Trottier; Tveit; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Klemin

**NAYS:** Becker; Ertelt; Hoverson; Johnston; Koppelman, B.; Marschall; McWilliams; Porter; Simons; Toman

**ABSENT AND NOT VOTING:** Kempenich; O'Brien; Owens

SB 2106, as amended, passed.

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**SECOND READING OF SENATE BILL**

**SB 2273:** 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 sexual extortion; and to amend and reenact section 12.1-32-15 and subsection 3 of section 50-25.1-02 of the North Dakota Century Code, relating to offenders against children, sexual offenders, sexually violent predators, and child abuse and neglect.

**ROLL CALL**

The question being on the final passage of the amended bill, which has been read, and is PLACED ON THE CALENDAR WITHOUT RECOMMENDATION, the roll was called and there were 72 YEAS, 19 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

**YEAS:** Adams; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Bellew; Blum; Boe; Bosch; Boschee; Brandenburg; Buffalo; Damschen; Devlin; Dobervich; Dockter; Eidson; Fegley; Fisher; Grueneich; Guggisberg; Hager; Hanson; Hatlestad; Headland; Heinert; Holman; Howe; Johnson, D.; Jones; Karls; Kasper; Keiser; Kiefert; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Marschall; Martinson; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; Pollert; Porter; Pyle; Richter; Roers Jones; Ruby, M.; Sanford; Satrom; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Skroch; Strinden; Toman; Trottier; Tveit; Vigesaa; Westlind; Zubke; Speaker Klemin

**NAYS:** Becker; Delzer; Ertelt; Hoverson; Johnson, C.; Johnson, M.; Johnston; Kading; Magrum; McWilliams; Paulson; Paur; Rohr; Ruby, D.; Schatz; Simons; Steiner; Vetter; Weisz

**ABSENT AND NOT VOTING:** Kempenich; O'Brien; Owens

SB 2273, as amended, passed.

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**CONSIDERATION OF MESSAGES FROM THE SENATE**

**REP. LOUSER MOVED** that the House do not concur in the Senate amendments to Engrossed HB 1040 as printed on HJ pages 1392-1393, in the Senate amendments to Engrossed HB 1056 as printed on HJ page 1324, in the Senate amendments to Engrossed HB 1067 as printed on HJ page 1070, in the Senate amendments to HB 1095 as printed on HJ page 1059, in the Senate amendments to Engrossed HB 1171 as printed on HJ pages 1393-1394, in the Senate amendments to Engrossed HB 1205 as printed on HJ pages 1394-1395, in the Senate amendments to Engrossed HB 1230 as printed on HJ page 1375, in the Senate amendments to Reengrossed HB 1249 as printed on HJ page 1281, in the Senate amendments to HB 1356 as printed on HJ page 1325, in the Senate amendments to HB 1368 as printed on HJ page 1343, in the Senate amendments to Engrossed HB 1374 as printed on HJ page 1399, in the Senate amendments to HB 1382 as printed on HJ pages 1395-1396, in the Senate amendments to Engrossed HB 1474 as printed on HJ page 1284, in the Senate amendments to Engrossed HB 1502 as printed on HJ page 1396, and in the Senate amendments to Engrossed HB 1533 as printed on HJ page 1326 and that a conference committee be appointed to meet with a like committee from the Senate on each of these measures, which motion prevailed on a voice vote.

**APPOINTMENT OF CONFERENCE COMMITTEES**

**THE SPEAKER APPOINTED** as a Conference Committee on:

**Engrossed HB 1040:** Reps. Grueneich, Fisher, Eidson.

**Engrossed HB 1056:** Reps. B. Koppelman, Louser, Johnston.

**Engrossed HB 1067:** Reps. Longmuir, Strinden, Adams.

**HB 1095:** Reps. Laning, Schneider, Rohr.

**Engrossed HB 1171:** Reps. Bosch, D. Ruby, P. Anderson.

**Engrossed HB 1205:** Reps. Grueneich, Steiner, Mitskog.

**Engrossed HB 1230:** Reps. Paur, Becker, M. Nelson.

**Reengrossed HB 1249:** Reps. Schreiber-Beck, Strinden, Hager.

**HB 1356:** Reps. Pyle, M. Johnson, Fegley.

**HB 1368:** Reps. Steiner, Schauer, C. Johnson.

**Engrossed HB 1374:** Reps. Kasper, Keiser, M. Nelson.

**HB 1382:** Reps. Kasper, Lefor, Adams.

**Engrossed HB 1474:** Reps. Dockter, B. Koppelman, Guggisberg.

**Engrossed HB 1502:** Reps. D. Ruby, Richter, P. Anderson.

**Engrossed HB 1533:** Reps. Headland, Dockter, Mitskog.

**CONSIDERATION OF MESSAGE FROM THE SENATE**

**REP. SCHREIBER-BECK MOVED** that the House do concur in the Senate amendments to HB 1125 as printed on HJ page 1401, which motion prevailed on a voice vote.

HB 1125, as amended, was placed on the Eleventh order of business.

**SECOND READING OF HOUSE BILL**

**HB 1125:** A BILL for an Act to amend and reenact section 15.1-27-16 of the North Dakota Century Code, relating to plans for cooperating school districts; and to declare an emergency.

**ROLL CALL**

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

**YEAS:** Adams; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker; Bellew; Blum; Boe; Bosch; Boschee; Brandenburg; Buffalo; Damschen; Delzer; Devlin; Dobervich; Dockter; Eidson; Ertelt; Fegley; Fisher; Grueneich; Guggisberg; Hager; Hanson; Hatlestad; Headland; Heinert; Holman; Hoverson; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Johnston; Jones; Kading; Karls; Kasper; Keiser; Kiefert; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; McWilliams; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; Paulson; Paur; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Simons; Skroch; Steiner; Strinden; Toman; Trottier; Tveit; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Klemin

**ABSENT AND NOT VOTING:** Kempenich; O'Brien; Owens

Engrossed HB 1125 passed and the emergency clause was declared carried.

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**CONSIDERATION OF MESSAGE FROM THE SENATE**

**REP. OWENS MOVED** that the House do concur in the Senate amendments to Reengrossed HB 1501 as printed on HJ page 1401, which motion prevailed on a voice vote.

Reengrossed HB 1501, as amended, was placed on the Eleventh order of business.

**SECOND READING OF HOUSE BILL**

**HB 1501:** A BILL for an Act to create and enact a new section to chapter 15.1-09 of the North Dakota Century Code, relating to suspension of a member of a school board; to amend and reenact section 54-10-15 of the North Dakota Century Code, relating to audits and suspension of school board members; and to declare an emergency.

**ROLL CALL**

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 71 YEAS, 20 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

**YEAS:** Adams; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Blum; Boe; Bosch; Boschee; Brandenburg; Buffalo; Damschen; Dobervich; Dockter; Eidson; Fegley; Fisher; Grueneich; Guggisberg; Hager; Hanson; Hatlestad; Headland; Heinert; Holman; Hoverson; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Johnston; Jones; Kading; Karls; Kasper; Keiser; Kiefert; Kreidt; Laning; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; Paulson; Pollert; Porter; Pyle; Richter; Roers Jones; Sanford; Satrom; Schauer; Schmidt; Schneider; Schreiber-Beck; Skroch; Strinden; Trottier; Tveit; Vetter; Westlind; Zubke; Speaker Klemin

**NAYS:** Becker; Bellew; Delzer; Devlin; Ertelt; Koppelman, B.; Koppelman, K.; McWilliams; Meier; Paur; Rohr; Ruby, D.; Ruby, M.; Schatz; Schobinger; Simons; Steiner; Toman; Vigesaa; Weisz

**ABSENT AND NOT VOTING:** Kempenich; O'Brien; Owens

Reengrossed HB 1501 passed and the emergency clause was declared carried.

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**CONSIDERATION OF MESSAGE FROM THE SENATE**

**REP. WEISZ MOVED** that the House do concur in the Senate amendments to Engrossed HB 1546 as printed on HJ pages 1400-1401, which motion prevailed on a voice vote.

Engrossed HB 1546, as amended, was placed on the Eleventh order of business.

**SECOND READING OF HOUSE BILL**

**HB 1546:** A BILL for an Act to create and enact a new section to chapter 14-02.1 of the North Dakota Century Code, relating to prohibition on human dismemberment abortion; to amend and reenact section 2 of chapter 132 of the 2007 Session Laws, relating to the implementation of the prohibition of the performance of abortions; to provide a penalty; and to provide an effective date.

**ROLL CALL**

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 79 YEAS, 12 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

**YEAS:** Anderson, B.; Anderson, D.; Beadle; Becker; Bellew; Blum; Boe; Bosch; Brandenburg; Damschen; Delzer; Devlin; Dockter; Ertelt; Fegley; Fisher; Grueneich; Hatlestad; Headland; Heinert; Hoverson; Howe; Johnson, C.; Johnson, D.;

Johnson, M.; Johnston; Jones; Kading; Karls; Kasper; Keiser; Kiefert; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; McWilliams; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Paulson; Paur; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schmidt; Schobinger; Schreiber-Beck; Simons; Skroch; Steiner; Strinden; Toman; Trottier; Tveit; Vetter; Vigasaa; Weisz; Westlind; Zubke; Speaker Klemin

**NAYS:** Adams; Anderson, P.; Boschee; Buffalo; Dobervich; Eidson; Guggisberg; Hager; Hanson; Holman; Nelson, M.; Schneider

**ABSENT AND NOT VOTING:** Kempenich; O'Brien; Owens

Reengrossed HB 1546 passed.

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#### CONSIDERATION OF MESSAGE FROM THE SENATE

**REP. DOCKTER MOVED** that the House do concur in the Senate amendments to Engrossed HB 1432 as printed on HJ page 1284, which motion prevailed on a voice vote.

Engrossed HB 1432, as amended, was placed on the Eleventh order of business.

#### SECOND READING OF HOUSE BILL

**HB 1432:** A BILL for an Act to amend and reenact section 24-05-04 of the North Dakota Century Code, relating to purchasing road machinery.

#### ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 90 YEAS, 1 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

**YEAS:** Adams; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker; Bellew; Blum; Boe; Bosch; Boschee; Brandenburg; Buffalo; Damschen; Delzer; Devlin; Dobervich; Dockter; Eidson; Ertelt; Fegley; Fisher; Grueneich; Guggisberg; Hager; Hanson; Hatlestad; Headland; Heinert; Holman; Hoverson; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Johnston; Jones; Kading; Karls; Kasper; Keiser; Kiefert; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; McWilliams; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; Paulson; Paur; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schneider; Schobinger; Schreiber-Beck; Skroch; Steiner; Strinden; Toman; Trottier; Tveit; Vetter; Vigasaa; Weisz; Westlind; Zubke; Speaker Klemin

**NAYS:** Simons

**ABSENT AND NOT VOTING:** Kempenich; O'Brien; Owens

Reengrossed HB 1432 passed.

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#### CONSIDERATION OF MESSAGE FROM THE SENATE

**REP. KEISER MOVED** that the House do concur in the Senate amendments to HB 1190 as printed on HJ pages 1396-1397, which motion prevailed on a voice vote.

HB 1190, as amended, was placed on the Eleventh order of business.

#### SECOND READING OF HOUSE BILL

**HB 1190:** A BILL for an Act to amend and reenact sections 5-01-17 and 5-01-20 of the North Dakota Century Code, relating to domestic winery licenses and direct sales by licensed wineries.

#### ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 89 YEAS, 2 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

**YEAS:** Adams; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker; Bellew; Blum; Boe; Bosch; Boschee; Brandenburg; Buffalo; Delzer; Devlin; Dobervich; Dockter; Eidson; Ertelt; Fegley; Fisher; Grueneich; Guggisberg; Hager; Hanson; Hatlestad; Headland; Heinert; Holman; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Johnston; Jones; Kading; Karls; Kasper; Keiser; Kiefert; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; McWilliams; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; Paulson; Paur; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Simons; Skroch; Steiner; Strinden; Toman; Trottier; Tveit; Vetter; Vigasaa; Weisz; Westlind; Zubke; Speaker Klemin

**NAYS:** Damschen; Hoverson

**ABSENT AND NOT VOTING:** Kempenich; O'Brien; Owens

Engrossed HB 1190 passed.

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#### **CONSIDERATION OF MESSAGE FROM THE SENATE**

**REP. D. RUBY MOVED** that the House do concur in the Senate amendments to Engrossed HB 1418 as printed on HJ page 1376, which motion prevailed on a voice vote.

Engrossed HB 1418, as amended, was placed on the Eleventh order of business.

#### **SECOND READING OF HOUSE BILL**

**HB 1418:** A BILL for an Act to create and enact chapter 8-12 and section 39-01-01.2 of the North Dakota Century Code, relating to automated vehicle network companies and autonomous vehicle operations.

#### **ROLL CALL**

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 85 YEAS, 6 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

**YEAS:** Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker; Blum; Boe; Bosch; Boschee; Brandenburg; Buffalo; Damschen; Devlin; Dobervich; Dockter; Eidson; Ertelt; Fegley; Fisher; Grueneich; Guggisberg; Hanson; Hatlestad; Headland; Heinert; Holman; Hoverson; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Johnston; Jones; Kading; Karls; Kasper; Kiefert; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; McWilliams; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Paulson; Paur; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Simons; Skroch; Steiner; Strinden; Toman; Trottier; Tveit; Vetter; Vigasaa; Weisz; Westlind; Zubke; Speaker Klemin

**NAYS:** Adams; Bellew; Delzer; Hager; Keiser; Nelson, M.

**ABSENT AND NOT VOTING:** Kempenich; O'Brien; Owens

Reengrossed HB 1418 passed.

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#### **CONSIDERATION OF MESSAGE FROM THE SENATE**

**REP. K. KOPPELMAN MOVED** that the House do concur in the Senate amendments to HB 1252 as printed on HJ pages 1284-1285, which motion prevailed on a voice vote.

HB 1252, as amended, was placed on the Eleventh order of business.

#### **SECOND READING OF HOUSE BILL**

**HB 1252:** A BILL for an Act to create and enact a new subsection to section 12.1-34-02 of the North Dakota Century Code, relating to rights of victims; to amend and reenact subsection 1 of section 12.1-32-02, subsection 1 of section 12.1-32-08, and

subsection 10 of section 12.1-34-01 of the North Dakota Century Code, relating to contact with victims, the definition of victim, and restitution; and to declare an emergency.

#### ROLL CALL

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

**YEAS:** Adams; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker; Bellew; Blum; Boe; Bosch; Boschee; Brandenburg; Buffalo; Damschen; Delzer; Devlin; Dobervich; Dockter; Eidson; Ertelt; Fegley; Fisher; Grueneich; Guggisberg; Hager; Hanson; Hatlestad; Headland; Heinert; Holman; Hoverson; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Johnston; Jones; Kading; Karls; Kasper; Keiser; Kiefert; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; McWilliams; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; Paulson; Paur; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Simons; Skroch; Steiner; Strinden; Toman; Trottier; Tveit; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Klemin

**ABSENT AND NOT VOTING:** Kempenich; O'Brien; Owens

Engrossed HB 1252 passed and the emergency clause was declared carried.

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#### CONSIDERATION OF MESSAGE FROM THE SENATE

**REP. K. KOPPELMAN MOVED** that the House do concur in the Senate amendments to Engrossed HB 1113 as printed on HJ page 1060, which motion prevailed on a voice vote.

Engrossed HB 1113, as amended, was placed on the Eleventh order of business.

#### SECOND READING OF HOUSE BILL

**HB 1113:** A BILL for an Act to amend and reenact subsection 18 of section 19-03.1-01, section 19-03.1-05, subsection 7 of section 19-03.1-07, subsection 4 of section 19-03.1-09, subsection 7 of section 19-03.1-11, and subsection 5 of section 19-03.1-13 of the North Dakota Century Code, relating to the definition of marijuana and the scheduling of controlled substances; and to declare an emergency.

#### ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 89 YEAS, 2 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

**YEAS:** Adams; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker; Blum; Boe; Bosch; Boschee; Brandenburg; Buffalo; Damschen; Delzer; Devlin; Dobervich; Dockter; Eidson; Ertelt; Fegley; Fisher; Grueneich; Guggisberg; Hager; Hanson; Hatlestad; Headland; Heinert; Holman; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Johnston; Jones; Kading; Karls; Kasper; Keiser; Kiefert; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; McWilliams; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; Paulson; Paur; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Simons; Skroch; Steiner; Strinden; Toman; Trottier; Tveit; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Klemin

**NAYS:** Bellew; Hoverson

**ABSENT AND NOT VOTING:** Kempenich; O'Brien; Owens

Reengrossed HB 1113 passed and the emergency clause was declared carried.

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**MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)**  
**MR. PRESIDENT:** The House has amended and subsequently passed: SB 2106, SB 2273.

**MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)**  
**MR. PRESIDENT:** The House has failed to pass, unchanged: SB 2284.

**MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)**  
**MR. SPEAKER:** The Senate has passed, unchanged: HB 1334, HB 1434, HB 1477.

**MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)**  
**MR. SPEAKER:** The Senate has passed, the emergency clause carried, unchanged: HB 1534.

**MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)**  
**MR. SPEAKER:** The Senate has amended and subsequently passed: HB 1383, HB 1396, HB 1461.

**SENATE AMENDMENTS TO REENGROSSED HOUSE BILL NO. 1383**

Page 1, line 1, replace the comma with "and"

Page 1, line 2, remove ", and a new section to chapter 49-22.1"

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

Page 1, line 4, replace the second comma with "and"

Page 1, line 5, remove ", 49-22.1-03, and 49-22.1-09"

Page 1, line 8, remove "to the budget section; to provide an appropriation"

Page 1, line 20, overstrike "One individual appointed by the lignite energy council;"

Page 1, overstrike lines 21 through 23

Page 1, line 24, overstrike "j. One individual appointed by the North Dakota soybean growers association;"

Page 2, line 1, overstrike "k. One individual appointed by the North Dakota stockmen's association

Page 2, line 1, remove the underscored semicolon

Page 2, remove lines 2 and 3

Page 2, line 4, replace "n." with "The chairman of the public service commission or the chairman's designee:

g. The state engineer or the state engineer's designee:

h. The director of the game and fish department, or the director's designee:

i. The director of the department of transportation, or the director's designee:

j. The director of the department of environmental quality, or the director's designee:

k."

Page 2, line 4, remove "and"

Page 2, line 5, replace "o." with "l."

Page 2, line 6, after "cooperatives" insert: ":



- m. Two individuals from the agricultural production community appointed by the commissioner;
- n. Two individuals from the conservation community appointed by the commissioner;
- o. Two individuals from the wind energy development community appointed by the commissioner;
- p. Two individuals from the crop community appointed by the commissioner;
- q. Two individuals from the animal agriculture community appointed by the commissioner; and
- r. Two individuals from the energy community appointed by the commissioner"

Page 2, line 9, replace "**budget section**" with "**legislative management**"

Page 2, line 11, remove "The moneys accumulated in the environmental impact mitigation fund must be"

Page 2, line 12, replace "allocated as provided by law and as appropriated by the legislative assembly" with "There is created in the state treasury the environmental impact mitigation fund. The fund consists of all moneys deposited in the fund under section 5 of this Act. All moneys in the fund are appropriated to the commissioner on a continuing basis"

Page 2, line 13, remove the underscored colon

Page 2, remove lines 14 and 15

Page 2, line 16, replace "b. To" with "to"

Page 2, line 16, after "by" insert "wind"

Page 2, line 17, remove "; and"

Page 2, remove line 18

Page 2, line 19, replace "wetlands" with "as set forth under subsection 2"

Page 2, line 21, remove ", wildlife biologists."

Page 2, replace lines 22 through 26 with "or engineers for relevant services to implement mitigation required from the impact of wind energy development; and"

Page 2, line 27, remove ", restoration."

Page 2, line 27, remove "land, water resources, or wildlife"

Page 2, line 28 replace "habitats adversely impacted directly by" with "adverse impacts from wind"

Page 2, line 28, remove "; and"

Page 2, remove line 29

Page 2, line 30, remove "as determined by the advisory board"

Page 3, line 1, remove "The commissioner is not subject to chapter 54-44.4 when contracting for services"

Page 3, remove line 2

Page 3, line 3, remove "4."

Page 3, line 5, replace "5." with "4."

Page 3, line 7, replace "6." with "5."

Page 3, line 8, remove "at least one regular meeting each year and additional"

Page 3, line 10, replace "presiding officer" with "chairman"

Page 3, line 12, replace "7." with "6."

Page 3, line 15, replace "8." with "7."

Page 3, line 16, remove "budget section of the"

Page 3, remove lines 17 and 18

Page 4, after line 21 insert:

"1."

Page 4, remove the overstrike over lines 22 and 23

Page 4, line 24, remove "1. To"

Page 4, line 24, remove "in"

Page 4, line 24, remove ", the commission"

Page 4, line 25, remove "shall consider"

Page 5, line 3, remove the overstrike over "and indirect"

Page 5, line 18, remove "In the evaluation and designation of sites, corridors, and routes, the commission may"

Page 5, replace lines 19 through 23 with "The commission may not condition the issuance of a certificate or permit on the applicant providing a mitigation payment assessed or requested by another state agency or entity to offset a negative impact on wildlife habitat."

Page 5, line 27, replace "If an applicant elects to provide" with "An applicant may elect to provide"

Page 5, line 28, replace "impact" with "impacts"

Page 5, line 28, remove ", the applicant shall"

Page 5, line 29, remove "make the payment to the agriculture commissioner"

Page 5, line 29, after the underscored period insert "The applicant may elect to provide the payment to the agriculture commissioner."

Page 6, line 1, replace "Subject to subsection 3, the" with "The"

Page 6, remove lines 4 through 31

Page 7, remove lines 1 through 30

Page 8, remove lines 1 through 15

Renumber accordingly

**SENATE AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1396**

Page 1, line 2, remove "; to amend and reenact section 14-09-22 of the"

Page 1, remove line 3

Page 1, line 4, remove "provide a penalty"

Page 1, remove lines 12 through 24

Page 2, remove lines 1 through 15

Renumber accordingly

**SENATE AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1461**

Page 1, line 1, after "enact" insert "a"

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

Page 1, line 1, replace "chapters" with "chapter"

Page 1, line 1, remove "and 15.1-34"

Page 1, line 2, replace "dyslexia" with "reading"

Page 1, line 2, remove "and training for teachers and other staff"

Page 1, line 2, after the semicolon insert "and"

Page 1, line 4, replace "dyslexia" with "reading"

Page 1, line 4, remove "; and to provide for a report to the legislative management"

Page 2, line 4, replace "dyslexia" with "reading"

Page 2, remove lines 9 through 31

Page 3, replace lines 1 through 6 with:

**"Reading screening.**

1. Each public elementary school shall include in the developing and processing of assessments and screening of reading, the core components of phonetic awareness, decoding, and spelling. The screening also must be offered if requested by a parent, legal guardian, or teacher.
2. The board of a school district may contract with, employ, and compensate reading specialists, credentialed by the superintendent of public instruction under section 15.1-02-16, to educate and train district teachers in appropriate reading screening methods, identification, and intervention. A reading specialist hired by the board of a school district must be trained in proven reading remediation strategies."

Renumber accordingly

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

**MR. SPEAKER:** The Senate has failed to pass, unchanged: HB 1207.

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

**MR. PRESIDENT:** The House has concurred in the Senate amendments and subsequently passed: HB 1113, HB 1125, HB 1190, HB 1252, HB 1418, HB 1432, HB 1501, and HB 1546.

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

**MR. PRESIDENT:** The House does not concur in the Senate amendments to HB 1040, HB 1056, HB 1067, HB 1095, HB 1171, HB 1205, HB 1230, HB 1249, HB 1356, HB 1368, HB 1374, HB 1382, HB 1474, HB 1502, and HB 1533, and the Speaker has appointed as a conference committee to act with a like committee from the Senate on:

**HB 1040:** Reps. Grueneich; Fisher; Eidson  
**HB 1056:** Reps. B. Koppelman; Louser; Johnston  
**HB 1067:** Reps. Longmuir; Strinden; Adams  
**HB 1095:** Reps. Laning; Schneider; Rohr  
**HB 1171:** Reps. Bosch; D. Ruby; P. Anderson  
**HB 1205:** Reps. Grueneich; Steiner; Mitskog  
**HB 1230:** Reps. Paur; Becker; M. Nelson  
**HB 1249:** Reps. Schreiber-Beck; Strinden; Hager  
**HB 1356:** Reps. Pyle; M. Johnson; Fegley  
**HB 1368:** Reps. Steiner; Schauer; C. Johnson  
**HB 1374:** Reps. Kasper; Keiser; M. Nelson  
**HB 1382:** Reps. Kasper; Lefor; Adams  
**HB 1474:** Reps. Dockter; B. Koppelman; Guggisberg  
**HB 1502:** Reps. D. Ruby; Richter; P. Anderson  
**HB 1533:** Reps. Headland; Dockter; Mitskog

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

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

**HB 1366:** Sens. J. Roers; Kreun; Piepkorn  
**HB 1412:** Sens. Schaible; J. Roers; Piepkorn  
**HB 1429:** Sens. Schaible; Elkin; Oban  
**HB 1454:** Sens. Davison; Fors; Marcellais  
**HB 1513:** Sens. Unruh; Meyer; Dotzenrod

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

**MR. SPEAKER:** The Senate has concurred in the House amendments and subsequently passed: SB 2043, SB 2044, SB 2072, SB 2149, SB 2150, SB 2203, SB 2217, SB 2222, SB 2239, SB 2241, SB 2328, and SCR 4004.

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

**MR. SPEAKER:** The Senate does not concur in the House amendments to SB 2035, SB 2037, SB 2040, SB 2078, SB 2090, SB 2100, SB 2146, SB 2342, and SB 2358, and the President has appointed as a conference committee to act with a like committee from the House on:

**SB 2035:** Sens. Anderson; D. Larson; Kannianen  
**SB 2037:** Sens. J. Roers; Kreun; Piepkorn  
**SB 2040:** Sens. Cook; Kannianen; Patten  
**SB 2078:** Sens. Kannianen; D. Larson; Dotzenrod  
**SB 2090:** Sens. Kreun; Unruh; Piepkorn  
**SB 2100:** Sens. J. Roers; Kreun; Piepkorn  
**SB 2146:** Sens. Burckhard; Anderson; Kannianen  
**SB 2342:** Sens. Cook; J. Roers; Piepkorn  
**SB 2358:** Sens. Kreun; Unruh; Piepkorn

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

**MR. PRESIDENT:** Your signature is respectfully requested on: HB 1033, HB 1058, HB 1064, HB 1098, HB 1115, HB 1126, HB 1161, HB 1179, HB 1195, HB 1199, HB 1248, HB 1279, HB 1332, HB 1345, HB 1347, HB 1362, HB 1369, HB 1406, HB 1444, HB 1462, HB 1471, HCR 3005, HCR 3035.

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

**MR. SPEAKER:** Your signature is respectfully requested on: SB 2024, SB 2025, SB 2055, SB 2070, SB 2076, SB 2088, SB 2089, SB 2101, SB 2115, SB 2152, SB 2173, SB 2179,

SB 2196, SB 2209, SB 2230, SB 2232, SB 2240, SB 2243, SB 2313, SB 2347.

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

**MR. SPEAKER:** The President has signed: HB 1033, HB 1058, HB 1064, HB 1098, HB 1115, HB 1126, HB 1161, HB 1179, HB 1195, HB 1199, HB 1248, HB 1279, HB 1332, HB 1345, HB 1347, HB 1362, HB 1369, HB 1406, HB 1444, HB 1462, HB 1471, HCR 3005, HCR 3035.

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

**MR. PRESIDENT:** The Speaker has signed: HB 1042, HB 1053, HB 1111, HB 1163, HB 1219, HB 1308, HB 1313, HB 1381, HCR 3004, HCR 3023, HCR 3025, HCR 3027, HCR 3033.

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

**MR. PRESIDENT:** The Speaker has signed: SB 2024, SB 2025, SB 2055, SB 2070, SB 2076, SB 2088, SB 2089, SB 2101, SB 2115, SB 2152, SB 2173, SB 2179, SB 2196, SB 2209, SB 2230, SB 2232, SB 2240, SB 2243, SB 2313, SB 2347.

**DELIVERY OF ENROLLED BILLS AND RESOLUTIONS**

The following bills were delivered to the Governor for approval on April 3, 2019: HB 1042, HB 1053, HB 1111, HB 1163, HB 1219, HB 1308, HB 1313, HB 1381, HB 1415.

**DELIVERY OF ENROLLED BILLS AND RESOLUTIONS**

The following resolutions were delivered to the Secretary of State for filing on April 3, 2019: HCR 3004, HCR 3023, HCR 3025, HCR 3027, HCR 3033.

**MOTION**

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

**MOTION**

**REP. LOUSER MOVED** that the House be on the Fourth, Fifth, Ninth, and Thirteenth orders of business and at the conclusion of those orders, the House stand adjourned until 1:00 p.m., Thursday, April 4, 2019, which motion prevailed on a voice vote.

**REPORT OF STANDING COMMITTEE**

**SB 2004, as engrossed: Appropriations Committee (Rep. Delzer, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (18 YEAS, 0 NAYS, 3 ABSENT AND NOT VOTING). Engrossed SB 2004 was placed on the Sixth order on the calendar.

Page 1, line 2, replace "section" with "sections 54-10-01 and"

Page 1, line 2, after "to" insert "the powers and duties of the state auditor and"

Page 1, replace lines 12 through 19 with:

"Salaries and wages	\$11,767,312	\$575,906	\$12,343,218
Operating expenses	1,142,783	19,037	1,161,820
Capital assets	0	16,000	16,000
Information technology consultants	0	<u>450,000</u>	<u>450,000</u>
Total all funds	\$12,910,095	\$1,060,943	\$13,971,038
Less estimated income	<u>3,411,487</u>	<u>761,691</u>	<u>4,173,178</u>
Total general fund	\$9,498,608	\$299,252	\$9,797,860
Full-time equivalent positions	56.00	0.00	56.00"

Page 2, after line 7, insert:

**"SECTION 3. AMENDMENT.** Section 54-10-01 of the North Dakota Century Code is amended and reenacted as follows:

**54-10-01. Powers and duties of state auditor.**

The state auditor shall:

1. Be vested with the duties, powers, and responsibilities involved in performing the postaudit of all financial transactions of the state government, detecting and reporting any defaults, and determining that expenditures have been made in accordance with law and appropriation acts.
2. Perform or provide for the audit of the general purpose financial statements and a review of the material included in the comprehensive annual financial report of the state and perform or provide for the audits and reviews of state agencies. Except for the annual audit of the North Dakota lottery required by section 53-12.1-03, the state auditor shall audit or review each state agency once every two years. The state auditor shall determine the contents of the audits and reviews of state agencies. The state auditor may conduct any work required by the federal government. The state auditor shall charge an amount equal to the cost of the audit and other services rendered by the state auditor to all agencies that receive and expend moneys from other than the general fund. This charge may be reduced for any agency that receives and expends both general fund and nongeneral fund moneys. State agencies must use nongeneral fund moneys to pay for audits performed by the state auditor. If nongeneral fund moneys are not available, the agency may, upon approval of the legislative assembly, or the budget section if the legislative assembly is not in session, use general fund moneys to pay for audits performed by the state auditor. The budget section reviews and approvals must comply with the new section to chapter 54-35 of the North Dakota Century Code created by section 15 of Senate Bill No. 2055 as adopted by the sixty-sixth legislative assembly. Audits and reviews may be conducted at more frequent intervals if requested by the governor or legislative audit and fiscal review committee.
3. Be vested with the authority to determine whether to audit the International Peace Garden at the request of the board of directors of the International Peace Garden.
4. Perform or provide for performance audits of state agencies, or the agencies' blended component units or discreetly presented component units, as determined necessary by the state auditor or the legislative audit and fiscal review committee. A performance audit must be done in accordance with generally accepted auditing standards applicable to performance audits. The state auditor may not hire a consultant to assist with conducting a performance audit of a state agency without the prior approval of the legislative audit and fiscal review committee. The state auditor shall notify an agency of the need for a consultant before requesting approval by the legislative audit and fiscal review committee. The agency that is audited shall pay for the cost of any consultant approved.
5. For the audits and reviews the state auditor is authorized to perform or provide for under this section, the audit or review may be provided for by contract with a private certified or licensed public accountant or other qualified professional. If the state auditor determines that the audit or review will be done pursuant to contract, the state auditor, except for occupational or professional boards, shall execute the contract, and any executive branch agency, including higher education institutions, shall pay the fees of the contractor.
6. Be responsible for the above functions and report thereon to the governor and the secretary of state in accordance with section 54-06-04 or more often as circumstances may require.
7. Perform all other duties as prescribed by law."

Page 2, line 14, replace "and one hundred eleven thousand one hundred twenty-two dollars thereafter" with "one hundred seven thousand eight hundred eighty-five dollars through June 30, 2020, and one hundred ten thousand five hundred eighty-two dollars thereafter"

Renumber accordingly

### STATEMENT OF PURPOSE OF AMENDMENT:

#### Senate Bill No. 2004 - State Auditor - House Action

	Base Budget	Senate Version	House Changes	House Version
Salaries and wages	\$11,767,312	\$12,755,758	(\$412,540)	\$12,343,218
Operating expenses	1,142,783	1,404,676	(242,856)	1,161,820
Capital assets		16,000		16,000
Information technology consultants		450,000		450,000
Total all funds	\$12,910,095	\$14,626,434	(\$655,396)	\$13,971,038
Less estimated income	3,411,487	4,212,294	(39,116)	4,173,178
General fund	\$9,498,608	\$10,414,140	(\$616,280)	\$9,797,860
FTE	56.00	61.00	(5.00)	56.00

#### Department 117 - State Auditor - Detail of House Changes

	Adjusts Funding for Salary Increases <sup>1</sup>	Restores Positions and Salaries and Wages Funding <sup>2</sup>	Removes State Audit Division Auditor Positions <sup>3</sup>	Removes Local Government Auditors <sup>4</sup>	Removes State Audit Division Auditors for NDUS Audit <sup>5</sup>	Adjusts Funding Source for Information Technology Consultants <sup>5</sup>
Salaries and wages	(\$6,497)	\$725,231	(\$325,000)	(\$318,430)	(\$487,844)	
Operating expenses				(20,000)	(72,856)	
Capital assets						
Information technology consultants						
Total all funds	(\$6,497)	\$725,231	(\$325,000)	(\$338,430)	(\$560,700)	\$0
Less estimated income	(688)	2	0	(338,430)	0	300,000
General fund	(\$5,809)	\$725,229	(\$325,000)	\$0	(\$560,700)	(\$300,000)
FTE	0.00	2.00	(2.00)	(2.00)	(3.00)	0.00

	Removes Funding for Consulting Fees <sup>7</sup>	Total House Changes
Salaries and wages		(\$412,540)
Operating expenses	(\$150,000)	(242,856)
Capital assets		
Information technology consultants		
Total all funds	(\$150,000)	(\$655,396)
Less estimated income	0	(39,116)
General fund	(\$150,000)	(\$616,280)
FTE	0.00	(5.00)

<sup>1</sup> Funding is adjusted to provide for employee salary increases of 2 percent on July 1, 2019, with a minimum monthly increase of \$120 and a maximum monthly increase of \$200, and an increase of 2.5 percent on July 1, 2020. The Senate provided funding for salary increases of 2 percent on July 1, 2019, and 3 percent on July 1, 2020.

<sup>2</sup> One FTE local government division auditor and 1 FTE state audit division auditor are restored and salaries and wages funding, underfunded by the Senate, is restored.

<sup>3</sup> Two FTE state audit division auditors and related salaries and wages are removed.

<sup>4</sup> Two of the four FTE local government division auditors added by the Senate, including funding from audit fee revenue for related salaries and wages and operating expenses, are removed to provide an additional two local government division auditors.

<sup>5</sup> Three FTE state audit division auditors and related salaries and wages and operating expenses, added by the Senate to audit the North Dakota University System, are removed.

<sup>6</sup> Funding for information technology reviews of the Information Technology Department and the University System is adjusted to provide a total of \$450,000, of which \$150,000 is from the general fund.

<sup>7</sup> Funding for consulting fees added by the Senate is removed.

This amendment also:

- Adds a section to amend Section 54-10-01 related to the powers and duties of the State Auditor to provide state agencies must use nongeneral fund moneys to pay for audits performed by the State Auditor. If nongeneral fund moneys are not available, the agency may, upon approval of the Legislative Assembly, or the Budget Section if the Legislative Assembly is not in session, use general fund moneys to pay for audits performed by the State Auditor; and
- Amends the statutory changes related to the State Auditor's salary to provide increases consistent with state employee salary increases.

**REPORT OF STANDING COMMITTEE**

**SB 2011, as engrossed: Appropriations Committee (Rep. Delzer, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (16 YEAS, 2 NAYS, 3 ABSENT AND NOT VOTING). Engrossed SB 2011 was placed on the Sixth order on the calendar.

Page 1, replace lines 13 through 18 with:

"Salaries and wages	\$1,848,667	\$314,891	\$2,163,558
Operating expenses	<u>506,047</u>	<u>87,514</u>	<u>593,561</u>
Total all funds	\$2,354,714	\$402,405	\$2,757,119
Less estimated income	<u>170,000</u>	<u>2,587,119</u>	<u>2,757,119</u>
Total general fund	\$2,184,714	(\$2,184,714)	\$0
Full-time equivalent positions	9.00	1.00	10.00"

Renumber accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:**

**Senate Bill No. 2011 - Securities Department - House Action**

	Base Budget	Senate Version	House Changes	House Version
Salaries and wages	\$1,848,667	\$2,164,563	(\$1,005)	\$2,163,558
Operating expenses	<u>506,047</u>	<u>529,561</u>	<u>64,000</u>	<u>593,561</u>
Total all funds	\$2,354,714	\$2,694,124	\$62,995	\$2,757,119
Less estimated income	<u>170,000</u>	<u>2,694,124</u>	<u>62,995</u>	<u>2,757,119</u>
General fund	\$2,184,714	\$0	\$0	\$0
FTE	9.00	10.00	0.00	10.00

**Department 414 - Securities Department - Detail of House Changes**

	Adjusts Funding for Salary Increases <sup>1</sup>	Increases Funding for Operating Expenses <sup>2</sup>	Total House Changes
Salaries and wages	(\$1,005)		(\$1,005)
Operating expenses		<u>\$64,000</u>	<u>\$64,000</u>
Total all funds	(\$1,005)	\$64,000	\$62,995
Less estimated income	<u>(1,005)</u>	<u>64,000</u>	<u>62,995</u>
General fund	\$0	\$0	\$0
FTE	0.00	0.00	0.00

<sup>1</sup> Funding is added to provide for employee salary increases of 2 percent on July 1, 2019, with a minimum monthly increase of \$120 and a maximum monthly increase of \$200, and an increase of 2.5 percent on July 1, 2020. The Senate provided funding for salary increases of 2 percent on July 1, 2019, and 3 percent on July 1, 2020.

<sup>2</sup> Funding for operating expenses is increased \$64,000 for rent and statewide capital



allocation plan expenditures.

**REPORT OF STANDING COMMITTEE**

**SB 2039, as engrossed and amended: Appropriations Committee (Rep. Delzer, Chairman)** recommends **DO NOT PASS** (12 YEAS, 7 NAYS, 2 ABSENT AND NOT VOTING). Engrossed SB 2039, as amended, was placed on the Fourteenth order on the calendar.

**REPORT OF STANDING COMMITTEE**

**SB 2046: Appropriations Committee (Rep. Delzer, Chairman)** recommends **DO PASS** (11 YEAS, 8 NAYS, 2 ABSENT AND NOT VOTING). SB 2046 was placed on the Fourteenth order on the calendar.

**REPORT OF STANDING COMMITTEE**

**SB 2047: Appropriations Committee (Rep. Delzer, Chairman)** recommends **DO PASS** (15 YEAS, 1 NAYS, 5 ABSENT AND NOT VOTING). SB 2047 was placed on the Fourteenth order on the calendar.

**REPORT OF STANDING COMMITTEE**

**SB 2048, as engrossed: Appropriations Committee (Rep. Delzer, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (16 YEAS, 0 NAYS, 5 ABSENT AND NOT VOTING). Engrossed SB 2048 was placed on the Sixth order on the calendar.

Page 1, line 1, after "A BILL" replace the remainder of the bill with "for an Act to provide for a legislative management study regarding state employee retirement plans.

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

**SECTION 1. LEGISLATIVE MANAGEMENT STUDY - RETIREMENT**

**PLANS.** During the 2019-20 interim, the legislative management shall study state retirement plans for state employees. The study must include a review of the current defined benefits plan and defined contribution plan as well as the retirement plan for higher education faculty. The study must consider options for a defined contribution plan only for new hires, including contracting with the organization that administers the retirement plan for higher education faculty. The study must also consider options to adequately fund the defined benefit plan as a closed plan. The legislative management shall report its findings and recommendations, together with any legislation required to implement the recommendations, to the sixty-seventh legislative assembly."

Renumber accordingly

**REPORT OF STANDING COMMITTEE**

**SB 2058, as amended: Appropriations Committee (Rep. Delzer, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (12 YEAS, 6 NAYS, 3 ABSENT AND NOT VOTING). SB 2058, as amended, was placed on the Sixth order on the calendar.

In lieu of the amendments adopted by the House as printed on pages 1403-1404 of the House Journal, Senate Bill No. 2058 is amended as follows:

Page 1, line 1, after "A BILL" replace the remainder of the bill with "for an Act to amend and reenact subsection 6 of section 54-17.8-06 of the North Dakota Century Code, relating to the North Dakota outdoor heritage advisory board.

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

**SECTION 1. AMENDMENT.** Subsection 6 of section 54-17.8-06 of the North Dakota Century Code is amended and reenacted as follows:

6. The advisory board ~~shall recommend~~ may not forward a grant application to the commission unless the approval of grants application is for funding activities that fulfill the purposes of this chapter and the application.

receives a favorable recommendation from a majority of the advisory board members."

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

**SB 2094, as engrossed and amended: Appropriations Committee (Rep. Delzer, Chairman) recommends AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (16 YEAS, 0 NAYS, 5 ABSENT AND NOT VOTING). Engrossed SB 2094, as amended, was placed on the Sixth order on the calendar.

In lieu of the amendments adopted by the House as printed on pages 1345-1347 of the House Journal, Engrossed Senate Bill No. 2094 is amended as follows:

Page 1, line 1, replace the second "and" with a comma

Page 1, line 1, after "43-17-45" insert ", and 43-62-14.1"

Page 1, line 2, after "telemedicine" insert "and the regulation of fluoroscopy technologists"

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

Page 1, line 3, after "43-17-01" insert ", 43-17-02,"

Page 1, line 3, after "43-17-02.3" insert ", subsection 1 of section 43-17.1-02, and sections 43-17.1-05, 43-17.1-05.1, 43-17.1-06, and 43-62-01"

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

Page 1, line 4, after the second "medicine" insert ", and the regulation of fluoroscopy technologists; to provide a penalty; and to provide for application"

Page 2, after line 8, insert:

**"SECTION 2. AMENDMENT.** Section 43-17-02 of the North Dakota Century Code is amended and reenacted as follows:

#### **43-17-02. Persons exempt from the provisions of chapter.**

The provisions of this chapter do not apply to the following:

1. Students of medicine or osteopathy who are continuing their training and performing the duties of a resident in any hospital or institution maintained and operated by the state, an agency of the federal government, or in any residency program accredited by the accreditation council on graduate medical education, provided that the North Dakota board of medicine may adopt rules relating to the licensure, fees, qualifications, activities, scope of practice, and discipline of such persons.
2. The domestic administration of family remedies.
3. Dentists practicing their profession when properly licensed.
4. Optometrists practicing their profession when properly licensed.
5. The practice of christian science or other religious tenets or religious rules or ceremonies as a form of religious worship, devotion, or healing, if the person administering, making use of, assisting in, or prescribing, such religious worship, devotion, or healing does not prescribe or administer drugs or medicines and does not perform surgical or physical operations, and if the person does not hold out to be a physician or surgeon.

6. Commissioned medical officers of the armed forces of the United States, the United States public health service, and medical officers of the veterans administration of the United States, in the discharge of their official duties, and licensed physicians from other states or territories if called in consultation with a person licensed to practice medicine in this state.
7. Doctors of chiropractic duly licensed to practice in this state pursuant to the statutes regulating such profession.
8. Podiatrists practicing their profession when properly licensed.
9. Any person rendering services as a physician assistant, if such service is rendered under the supervision, control, and responsibility of a licensed physician. However, sections 43-17-02.1 and 43-17-02.2 do apply to physician assistants. The North Dakota board of medicine shall prescribe rules governing the conduct, licensure, fees, qualifications, discipline, activities, and supervision of physician assistants. Physician assistants may not be authorized to perform any services which must be performed by persons licensed pursuant to chapters 43-12.1, 43-13, 43-15, and 43-28 or services otherwise regulated by licensing laws, notwithstanding the fact that medical doctors need not be licensed specifically to perform the services contemplated under such chapters or licensing laws.
10. A nurse practicing the nurse's profession when properly licensed by the North Dakota board of nursing.
11. ~~A person rendering fluoroscopy services as a radiologic technologist if the service is rendered under the supervision, control, and responsibility of a licensed physician and provided that the North Dakota board of medicine prescribes rules governing the conduct, permits, fees, qualifications, activities, discipline, and supervision of radiologic technologists who provide those services.~~
12. A naturopath duly licensed to practice in this state pursuant to the statutes regulating such profession.
- 13.12. An individual duly licensed to practice medical imaging or radiation therapy in this state under chapter 43-62.
- 14.13. An acupuncturist duly licensed to practice in this state pursuant to the statutes regulating such profession."

Page 2, line 23, after "consultation" insert "on a diagnosis for a patient to a physician licensed in the state."

Page 3, line 10, replace "valid" with "bona fide"

Page 4, after line 23, insert:

**"SECTION 6. AMENDMENT.** Subsection 1 of section 43-17.1-02 of the North Dakota Century Code is amended and reenacted as follows:

1. For the purpose of investigating complaints or other information that might give rise to a disciplinary proceeding against a physician, ~~a or~~ physician assistant, ~~or a fluoroscopy technologist~~, the president of the board ~~must~~shall designate two investigative panels, each ~~comprised~~composed of six members of the board. Five members of each panel must be physician members of the board. One member of each panel must be a public member of the board.

**SECTION 7. AMENDMENT.** Section 43-17.1-05 of the North Dakota Century Code is amended and reenacted as follows:

**43-17.1-05. Complaints.**

1. Any person may make or refer written complaints to the investigative panels with reference to the acts, activities, or qualifications of any physician, ~~or physician assistant, or fluoroscopy technologist~~ licensed to practice in this state, or to request that an investigative panel review the qualifications of any physician, ~~or physician assistant, or fluoroscopy technologist~~ to continue to practice in this state. Any person ~~who~~that, in good faith, makes a report to the investigative panels under this section is not subject to civil liability for making the report. For purposes of any civil proceeding, the good faith of any person ~~who~~that makes a report pursuant to this section is presumed. Upon receipt of any complaint or request, the investigative panel shall conduct the investigation as ~~if the panel~~ the panel deems necessary to determine whether any physician, ~~or physician assistant, or fluoroscopy technologist~~ has committed any of the grounds for disciplinary action provided for by law. Upon completion of ~~its~~the investigation of the investigative panel, the investigative panel shall make a finding that the investigation discloses that:
  - a. There is insufficient evidence to warrant further action;
  - b. The conduct of the physician, ~~or physician assistant, or fluoroscopy technologist~~ does not warrant further proceedings but the investigative panel determines ~~that~~ possible errant conduct occurred that could lead to significant consequences if not corrected. In such a case, a confidential letter of concern may be sent to the physician, ~~or physician assistant, or fluoroscopy technologist~~; or
  - c. The conduct of the physician, ~~or physician assistant, or fluoroscopy technologist~~ indicates ~~that~~ the physician, ~~or physician assistant, or fluoroscopy technologist~~ may have committed any of the grounds for disciplinary action provided for by law and which warrants further proceedings.
2. If the investigative panel determines ~~that~~ a formal hearing should be held to determine whether any licensed physician, ~~or physician assistant, or fluoroscopy technologist~~ has committed any of the grounds for disciplinary action provided for by law, ~~if the panel~~ the panel shall inform the respondent physician, ~~or physician assistant, or fluoroscopy technologist~~ involved of the specific charges to be considered by serving upon that ~~person~~individual a copy of a formal complaint filed with the board for disposition pursuant to the provisions of chapter 28-32. The board members who have served on the investigative panel may not participate in any proceeding before the board relating to ~~said~~the complaint. The complaint must be prosecuted before the board by the attorney general or one of the attorney general's assistants.
3. If an investigative panel finds ~~that~~ there are insufficient facts to warrant further investigation or action, the complaint must be dismissed and the matter is closed. The investigative panel shall provide written notice to the ~~individual or entity~~person filing the original complaint and the ~~person~~individual who is the subject of the complaint of the investigative panel's final action or recommendations, if any, concerning the complaint.

**SECTION 8. AMENDMENT.** Section 43-17.1-05.1 of the North Dakota Century Code is amended and reenacted as follows:

**43-17.1-05.1. Reporting requirements - Penalty.**

1. A physician, a physician assistant, ~~or a fluoroscopy technologist~~, a health care institution in the state, a state agency, or a law enforcement agency in the state having actual knowledge that a licensed physician, ~~a or physician assistant, or a fluoroscopy technologist~~ may have committed any of the grounds for disciplinary action provided by law or by rules adopted by the board promptly shall ~~promptly~~ report that information in

- writing to the investigative panel of the board. A medical licensee or any institution from which the medical licensee voluntarily resigns or voluntarily limits the licensee's staff privileges shall report that licensee's action to the investigative panel of the board if that action occurs while the licensee is under formal or informal investigation by the institution or a committee of the institution for any reason related to possible medical incompetence, unprofessional conduct, or mental or physical impairment.
2. Upon receiving a report concerning a licensee an investigative panel shall, or on its own motion an investigative panel may, investigate any evidence that appears to show a licensee is or may have committed any of the grounds for disciplinary action provided by law or by rules adopted by the board.
  3. A person required to report under this section ~~whethat~~ makes a report in good faith is not subject to criminal prosecution or civil liability for making the report. For purposes of any civil proceeding, the good faith of any person ~~whethat~~ makes a report pursuant to this section is presumed. A physician who obtains information in the course of a physician-patient relationship in which the patient is another physician is not required to report if the treating physician successfully counsels the other physician to limit or withdraw from practice to the extent required by the impairment. A physician who obtains information in the course of a professional peer review pursuant to chapter 23-34 is not required to report pursuant to this section. A physician who does not report information obtained in a professional peer review is not subject to criminal prosecution or civil liability for not making a report. For purposes of this section, a person has actual knowledge if that person acquired the information by personal observation or under circumstances that cause that person to believe there exists a substantial likelihood that the information is correct.
  4. An agency or health care institution that violates this section is guilty of a class B misdemeanor. A physician; or physician assistant; ~~or~~ ~~fluorosecopy-technologist~~ who violates this section is subject to administrative action by the board as specified by law or by administrative rule.

**SECTION 9. AMENDMENT.** Section 43-17.1-06 of the North Dakota Century Code is amended and reenacted as follows:

**43-17.1-06. Powers of the board's investigative panels.**

The board's investigative panels may:

1. Subpoena witnesses and physician and hospital records relating to the practice of any physician; or physician assistant; ~~or~~ ~~fluorosecopy-technologist~~ under investigation. The confidentiality of the records by any other statute or law does not affect the validity of an investigative panel's subpoena nor the admissibility of the records in board proceedings; however, the proceedings and records of a committee ~~that~~which are exempt from subpoena, discovery, or introduction into evidence under chapter 23-34 are not subject to this subsection.
2. Hold preliminary hearings.
3. Upon probable cause, require any physician; or physician assistant; ~~or~~ ~~fluorosecopy-technologist~~ under investigation to submit to a physical, psychiatric, or competency examination or chemical dependency evaluation.
4. Appoint special masters to conduct preliminary hearings.
5. Employ independent investigators ~~when~~if necessary.

6. Hold confidential conferences with any complainant or any physician, or physician assistant, or fluoroscopy technologist with respect to any complaint.
7. File a formal complaint against any licensed physician, or physician assistant, or fluoroscopy technologist with the board.

**SECTION 10. AMENDMENT.** Section 43-62-01 of the North Dakota Century Code is amended and reenacted as follows:

**43-62-01. Definitions.**

As used in this chapter:

1. "Board" means the North Dakota medical imaging and radiation therapy board.
2. "Certification organization" means a national certification organization that specializes in the certification and registration of medical imaging and radiation therapy technical personnel and which has programs accredited by the national commission for certifying agencies, American national standards institute or the international organization for standardization, or other accreditation organization recognized by the board.
3. "Licensed practitioner" means a licensed physician, advanced practice registered nurse, chiropractor, dentist, or podiatrist.
4. "Licensee" means an individual licensed by the board to perform medical imaging or radiation therapy and operate medical imaging or radiation therapy equipment, including a nuclear medicine technologist, radiation therapist, radiographer, radiologist assistant, sonographer, fluoroscopy technologist, or magnetic resonance imaging technologist.
5. "Medical imaging" means the performance of any diagnostic or interventional procedure or operation of medical imaging equipment intended for use in the diagnosis or visualization of disease or other medical conditions in human beings, including magnetic resonance imaging, fluoroscopy, nuclear medicine, sonography, or x-rays.
6. "Medical physicist" means an individual who is certified by the American board of radiology, American board of medical physics, American board of science in nuclear medicine, or Canadian college of physics in medicine in radiological physics or one of the subspecialties of radiological physics.
7. "Primary modality" means an individual practicing as a nuclear medicine technologist, radiation therapist, radiographer, radiologist assistant, sonographer, fluoroscopy technologist, or magnetic resonance imaging technologist.
8. "Protected health information" has the same meaning as provided under section 23-01.3-01.
9. "Radiation therapy" means the performance of any procedure or operation of radiation therapy equipment intended for use in the treatment of disease or other medical conditions in human beings.
10. "Radiation therapist" means an individual, other than a licensed practitioner or authorized user, who performs procedures and applies ionizing radiation emitted from x-ray machines, particle accelerators, or sealed radioactive sources to human beings for therapeutic purposes.

(Contingent effective date - [See note](#)) Definitions.

As used in this chapter:

1. "Board" means the North Dakota medical imaging and radiation therapy board.
2. "Certification organization" means a national certification organization that specializes in the certification and registration of medical imaging and radiation therapy technical personnel and which has programs accredited by the national commission for certifying agencies, American national standards institute or the international organization for standardization, or other accreditation organization recognized by the board.
3. "Licensed practitioner" means a licensed physician, advanced practice registered nurse, chiropractor, dentist, or podiatrist.
4. "Licensee" means an individual licensed by the board to perform medical imaging or radiation therapy and operate medical imaging or radiation therapy equipment, including a nuclear medicine technologist, radiation therapist, radiographer, radiologist assistant, x-ray operator, sonographer, fluoroscopy technologist, or magnetic resonance imaging technologist.
5. "Medical imaging" means the performance of any diagnostic or interventional procedure or operation of medical imaging equipment intended for use in the diagnosis or visualization of disease or other medical conditions in human beings, including magnetic resonance imaging, fluoroscopy, nuclear medicine, sonography, or x-rays.
6. "Medical physicist" means an individual who is certified by the American board of radiology, American board of medical physics, American board of science in nuclear medicine, or Canadian college of physics in medicine in radiological physics or one of the subspecialties of radiological physics.
7. "Primary modality" means an individual practicing as a nuclear medicine technologist, radiation therapist, radiographer, radiologist assistant, sonographer, fluoroscopy technologist, or magnetic resonance imaging technologist.
8. "Protected health information" has the same meaning as provided under section 23-01.3-01.
9. "Radiation therapy" means the performance of any procedure or operation of radiation therapy equipment intended for use in the treatment of disease or other medical conditions in human beings.
10. "Radiation therapist" means an individual, other than a licensed practitioner or authorized user, who performs procedures and applies ionizing radiation emitted from x-ray machines, particle accelerators, or sealed radioactive sources to human beings for therapeutic purposes.

**SECTION 11.** Section 43-62-14.1 of the North Dakota Century Code is created and enacted as follows:

**43-62-14.1. Fluoroscopy technologist.**

1. Effective August 1, 2019, an individual licensed or permitted as a fluoroscopy technologist by the North Dakota board of medicine who is in good standing on that date, automatically becomes licensed as a fluoroscopy technologist by the North Dakota medical imaging and radiation therapy board.
  - a. Effective August 1, 2019, the North Dakota board of medicine shall revoke every active fluoroscopy technologists license issued by that board.

- b. Effective August 1, 2019, the North Dakota medical imaging and radiation therapy board shall issue a fluoroscopy technologist license to every individual qualified under this subsection to be automatically licensed.
- 2. The scope of practice of a licensed fluoroscopy technologist is limited to gastrointestinal fluoroscopy of the esophagus, stomach, and small and large intestines.
- 3. Fluoroscopy services provided by a licensed fluoroscopy technologist must be provided under the supervision of a primary supervising physician.
- 4. If a fluoroscopy technologist performs a fluoroscopy procedure outside the presence of the technologist's primary supervising physician, the technologist must be supervised by an onsite supervising physician who is immediately available to the technologist for consultation and supervision at all times the technologist is performing a fluoroscopy procedure.
- 5. Under this section, a supervising physician may not designate the fluoroscopy technologist to take over the physician's duties or cover the physician's practice. During an absence or temporary disability of a primary supervising physician, the fluoroscopy technologist is responsible to the substitute primary supervising physician.
- 6. To qualify for biennial license renewal, a fluoroscopy technologist shall submit to the board:
  - a. Evidence of completion of at least six hours of continuing education on safety and relevant radiation protection; and
  - b. A copy of an agreement with a primary supervising physician.

**SECTION 12. APPLICATION.** To facilitate application of sections 2 and 6 through 11 of this Act, the North Dakota board of medicine shall provide the North Dakota medical imaging and radiation therapy board with the files regarding all active fluoroscopy technologists licensed by the North Dakota board of medicine necessary for the North Dakota medical imaging and radiation therapy board to take over licensure and regulation of these technologists."

Re-number accordingly

#### **REPORT OF STANDING COMMITTEE**

**SB 2185: Judiciary Committee (Rep. K. Koppelman, Chairman)** recommends **DO PASS** (13 YEAS, 1 NAYS, 0 ABSENT AND NOT VOTING). SB 2185 was placed on the Fourteenth order on the calendar.

#### **REPORT OF STANDING COMMITTEE**

**SB 2214, as engrossed and amended: Appropriations Committee (Rep. Delzer, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (19 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). Engrossed SB 2214, as amended, was placed on the Sixth order on the calendar.

In lieu of the amendments adopted by the House as printed on pages 1258 and 1259 of the House Journal, Engrossed Senate Bill No. 2214 is amended as follows:

Page 1, line 1, after "A BILL" replace the remainder of the bill with "for an Act to provide for a transfer from the foundation aid stabilization fund to the school construction assistance revolving loan fund; and to provide a statement of legislative intent.

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

**SECTION 1. TRANSFER - FOUNDATION AID STABILIZATION FUND TO SCHOOL CONSTRUCTION ASSISTANCE REVOLVING LOAN FUND.** The office of



management and budget shall transfer the sum of \$35,000,000 from the foundation aid stabilization fund to the school construction assistance revolving loan fund during the biennium beginning July 1, 2019, and ending June 30, 2021. Pursuant to the continuing appropriation authority under section 15.1-36-08, \$2,500,000, or so much of the sum as may be necessary, is available from the school construction assistance revolving loan fund to the Bank of North Dakota to provide interest rate buydowns associated with loans issued under section 15.1-36-06. In addition, provided sufficient funding is available for loans to local school districts, the Bank of North Dakota may utilize funding from the school construction assistance revolving loan fund to repay a portion of the outstanding principal balance of loans issued under section 15.1-36-06 for the purpose of transferring a portion of the loans issued under that section from the Bank of North Dakota to the school construction assistance revolving loan fund. The remaining amount transferred to the school construction assistance revolving loan fund is available for new school construction loans.

**SECTION 2. LEGISLATIVE INTENT - FOUNDATION AID STABILIZATION FUND.** It is the intent of the sixty-sixth legislative assembly that, for the biennium beginning July 1, 2021, and ending June 30, 2023, the sixty-seventh legislative assembly appropriate \$110,000,000 from the foundation aid stabilization fund to the department of public instruction for providing ongoing funding for state school aid and transfer \$75,000,000 from the foundation aid stabilization fund to the school construction assistance revolving loan fund."

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

**SB 2278, as reengrossed: Finance and Taxation Committee (Rep. Headland, Chairman)** recommends **DO PASS** (10 YEAS, 2 NAYS, 2 ABSENT AND NOT VOTING). Reengrossed SB 2278 was placed on the Fourteenth order on the calendar.

#### REPORT OF STANDING COMMITTEE

**SB 2321, as engrossed and amended: Appropriations Committee (Rep. Delzer, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (18 YEAS, 2 NAYS, 1 ABSENT AND NOT VOTING). Engrossed SB 2321, as amended, was placed on the Sixth order on the calendar.

In lieu of the amendments adopted by the House as printed on page 1062 of the House Journal, Engrossed Senate Bill No. 2321 is amended as follows:

Page 1, line 1, remove "to create and enact a new section to chapter 39-04 of the North Dakota"

Page 1, remove line 2

Page 1, line 3, remove "responders and firefighters;"

Page 2, line 10, replace "4." with "3."

Page 2, line 14, replace "5." with "4."

Page 2, remove lines 18 through 27

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

**SB 2362, as engrossed: Finance and Taxation Committee (Rep. Headland, Chairman)** recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (12 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). Engrossed SB 2362 was rereferred to the **Appropriations Committee**.

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

**Buell J. Reich, Chief Clerk**

