

JOURNAL OF THE HOUSE

Sixty-seventh Legislative Assembly

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Bismarck, February 23, 2021

The House convened at 8:30 a.m., with Speaker K. Koppelman presiding.

The prayer was offered by Rev. Bob Copenhaver, Healing Rooms-Northern Plains, Bismarck.

The roll was called and all members were present.

A quorum was declared by the Speaker.

CORRECTION AND REVISION OF THE JOURNAL

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

Page 817, line 30, remove "not"

REP. BELLEW MOVED that the report be adopted, which motion prevailed on a voice vote.

MOTION

REP. LOUSER MOVED that HB 1081 be removed from the Sixth order for purposes of a technical correction, which motion prevailed on a voice vote.

MOTION

REP. LOUSER MOVED that House Rule 329(4) be temporarily suspended and HB 1233 not be rereferred to the **Appropriations Committee**, which motion prevailed on a voice vote.

MOTION

REP. LOUSER MOVED that HB 1503, which is on the Eleventh order, be laid over one legislative day, which motion prevailed on a voice vote.

SIXTH ORDER OF BUSINESS

SPEAKER K. KOPPELMAN DEEMED approval of the amendments to HB 1009, HB 1013, HB 1016, HB 1187, HB 1191, HB 1233, HB 1249, HB 1253, HB 1293, HB 1295, HB 1297, HB 1383, HB 1394, HB 1419, Engrossed HB 1425, HB 1447, HB 1450, HB 1453, HB 1463, HB 1489, HB 1495, and HB 1496.

HB 1009, HB 1013, HB 1016, HB 1187, HB 1191, HB 1233, HB 1249, HB 1253, HB 1293, HB 1295, HB 1297, HB 1383, HB 1394, HB 1419, Engrossed HB 1425, HB 1447, HB 1450, HB 1453, HB 1463, HB 1489, HB 1495, and HB 1496, as amended, were placed on the Eleventh order of business on the calendar.

SECOND READING OF HOUSE BILL

HB 1420: A BILL for an Act to create and enact two new subsections to section 19-03.4-02 and chapter 19-24.2 of the North Dakota Century Code, relating to the personal use of marijuana; to amend and reenact section 19-03.1-01, subdivision n of subsection 5 of section 19-03.1-05, subsection 1 of section 19-03.1-22.2, sections 19-03.1-22.3 and 19-03.1-23, subsection 1 of section 19-03.1-23.1, subsection 12 of section 19-03.4-01, sections 19-03.4-03 and 19-03.4-04, subsection 1 of section 39-20-01, section 39-20-14, and subsection 12 of section 65-05-08 of the North Dakota Century Code, relating to the legalization of marijuana; to provide for a legislative management report; 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, and has committee recommendation of DO PASS, the roll was called and there were 56 YEAS, 38

NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, D.; Anderson, P.; Becker; Beltz; Boe; Boschee; Brandenburg; Buffalo; Christensen; Cory; Dobervich; Dockter; Fisher; Guggisberg; Hager; Hager; Hanson; Hatlestad; Headland; Heinert; Howe; Ista; Johnson, D.; Johnson, M.; Kading; Keiser; Kempenich; Koppelman, B.; Longmuir; Louser; Marschall; Meier; Mitskog; Mock; Nathe; Nehring; Nelson, J.; Nelson, M.; O'Brien; Ostlie; Pollert; Porter; Pyle; Richter; Roers Jones; Ruby, M.; Schneider; Schreiber-Beck; Simons; Stemen; Toman; Vetter; Weisz; Westlind; Zubke

NAYS: Anderson, B.; Bellew; Bosch; Damschen; Delzer; Devlin; Ertelt; Fegley; Hoverson; Jones; Karls; Kasper; Kiefert; Klemin; Kreidt; Lefor; Magrum; Martinson; Monson; Owens; Paulson; Paur; Rohr; Ruby, D.; Sanford; Satrom; Schatz; Schauer; Schmidt; Schobinger; Skroch; Steiner; Strinden; Thomas; Trottier; Tveit; Vigesaa; Speaker Koppelman, K.

Engrossed HB 1420 passed.

SECOND READING OF HOUSE BILL

HB 1501: A BILL for an Act to create and enact chapter 57-36.2 and a new subsection to section 57-39.2-04 of the North Dakota Century Code, relating to imposition of a gross receipts tax and an excise tax on usable marijuana and adult-use cannabis products; to provide a penalty; to provide a continuing appropriation; and to provide a contingent 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 73 YEAS, 21 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

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

NAYS: Becker; Bellew; Christensen; Damschen; Delzer; Devlin; Ertelt; Hoverson; Kading; Karls; Kreidt; Magrum; Owens; Paur; Rohr; Schobinger; Simons; Skroch; Toman; Tveit; Vigesaa

Engrossed HB 1501 passed.

MOTION

REP. LOUSER MOVED that HB 1201 be moved to the top of the calendar, which motion prevailed on a voice vote.

SECOND READING OF HOUSE BILL

HB 1201: A BILL for an Act to amend and reenact subdivision d of subsection 7 of section 19-03.1-23 and section 19-03.4-03 of the North Dakota Century Code, relating to marijuana.

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 58 YEAS, 36 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Becker; Beltz; Boe; Boschee;

Brandenburg; Buffalo; Christensen; Cory; Dobervich; Dockter; Fegley; Guggisberg; Hager; Hagert; Hanson; Hatlestad; Ista; Johnson, D.; Johnson, M.; Jones; Kading; Keiser; Kempenich; Kiefert; Koppelman, B.; Lefor; Longmuir; Louser; Magrum; Marschall; Meier; Mitskog; Mock; Nathe; Nehring; Nelson, J.; Nelson, M.; O'Brien; Ostlie; Pollert; Richter; Roers Jones; Ruby, M.; Schmidt; Schneider; Schobinger; Schreiber-Beck; Simons; Stemen; Strinden; Toman; Vetter; Westlind; Zubke

NAYS: Bellew; Bosch; Damschen; Delzer; Devlin; Ertelt; Fisher; Headland; Heinert; Hoverson; Howe; Karls; Kasper; Klemin; Kreidt; Martinson; Monson; Owens; Paulson; Paur; Porter; Pyle; Rohr; Ruby, D.; Sanford; Satrom; Schatz; Schauer; Skroch; Steiner; Thomas; Trottier; Tveit; Vigesaa; Weisz; Speaker Koppelman, K.

HB 1201 passed.

SECOND READING OF HOUSE BILL

HB 1397: A BILL for an Act to establish a legislative management redistricting committee, to provide for the implementation of a legislative redistricting plan, to exempt drafts of redistricting plans from open records requirements, and to provide for a special legislative session; to provide an expiration date; and to declare an emergency.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 86 YEAS, 8 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

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

NAYS: Adams; Becker; Christensen; Dobervich; Hoverson; Ista; Magrum; Paur

Engrossed HB 1397 passed and the emergency clause was declared carried.

SECOND READING OF HOUSE BILL

HB 1367: A BILL for an Act to provide for a legislative management study regarding referral of political subdivision budgets.

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

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Becker; Bellew; Beltz; Boe; Bosch; Boschee; Brandenburg; Buffalo; Christensen; Cory; Damschen; Delzer; Devlin; Dobervich; Dockter; Ertelt; Fegley; Fisher; Hager; Hagert; Hatlestad; Headland; Heinert; Hoverson; Howe; Ista; Johnson, D.; Johnson, M.; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Klemin; Koppelman, B.; Kreidt; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; Meier; Mitskog; Mock; Monson; Nathe; Nehring; Nelson, J.; Nelson, M.; O'Brien; Ostlie; Owens; 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; Stemen; Strinden; Thomas; Toman; Trottier; Tveit; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Koppelman, K.

NAYS: Guggisberg; Hanson

Engrossed HB 1367 passed.

SECOND READING OF HOUSE BILL

HB 1324: A BILL for an Act to amend and reenact sections 2-06-08 and 40-22-05, subsection 2 of section 61-16.1-09, and section 61-24.8-06 of the North Dakota Century Code, relating to the exercise of eminent domain; 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 17 YEAS, 77 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Becker; Bellew; Christensen; Ertelt; Hoverson; Johnson, M.; Kading; Magrum; Nelson, M.; Paulson; Ruby, D.; Ruby, M.; Schauer; Schmidt; Simons; Skroch; Toman

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

Engrossed HB 1324 failed.

SECOND READING OF HOUSE BILL

HB 1305: A BILL for an Act to amend and reenact subsections 8 and 17 of section 54-12-01 of the North Dakota Century Code, relating to the duties of the attorney general.

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 31 YEAS, 63 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Becker; Bellew; Christensen; Cory; Ertelt; Hoverson; Johnson, M.; Jones; Kading; Kasper; Kempenich; Kiefert; Koppelman, B.; Lefor; Louser; Magrum; Marschall; Meier; Nelson, M.; Owens; Paulson; Paur; Ruby, D.; Ruby, M.; Schatz; Simons; Skroch; Steiner; Toman; Vetter; Speaker Koppelman, K.

NAYS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Beltz; Boe; Bosch; Boschee; Brandenburg; Buffalo; Damschen; Delzer; Devlin; Dobervich; Dockter; Fegley; Fisher; Guggisberg; Hager; Hagert; Hanson; Hatlestad; Headland; Heinert; Howe; Ista; Johnson, D.; Karls; Keiser; Klemin; Kreidt; Longmuir; Martinson; Mitskog; Mock; Monson; Nathe; Nehring; Nelson, J.; O'Brien; Ostlie; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Sanford; Satrom; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Stemen; Strinden; Thomas; Trottier; Tveit; Vigasaa; Weisz; Westlind; Zubke

Engrossed HB 1305 failed.

MOTION

REP. LOUSER MOVED that HB 1212 be moved to the top of the calendar, which motion prevailed on a voice vote.

SECOND READING OF HOUSE BILL

HB 1212: A BILL for an Act to create and enact a new section to chapter 53-06.1 of the North Dakota Century Code, relating to the creation of a charitable gaming operating fund; to amend and reenact section 53-06.1-12 of the North Dakota Century Code, relating to charitable gaming tax; to provide a continuing appropriation; to provide for a transfer; 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 NOT PASS, the roll was called and there were 85 YEAS, 9 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

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

NAYS: Anderson, B.; Bellew; Boe; Delzer; Guggisberg; Kreidt; Paur; Ruby, D.; Schatz

Engrossed HB 1212 passed.

SECOND READING OF HOUSE BILL

HB 1248: A BILL for an Act to amend and reenact sections 37-17.1-29 and 62.1-01-03 of the North Dakota Century Code, relating to the possession of a dangerous weapon; 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 83 YEAS, 11 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

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

NAYS: Adams; Anderson, P.; Boschee; Buffalo; Hager; Hanson; Ista; Keiser; Klemin; Nelson, M.; Schneider

Engrossed HB 1248 passed and the emergency clause was declared carried.

SECOND READING OF HOUSE BILL

HB 1222: A BILL for an Act to create and enact sections 11-33-17.1, 40-47-05.1, and 58-03-14.1 of the North Dakota Century Code, relating to nonconforming structures.

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 87 YEAS, 6 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Anderson, B.; Anderson, D.; Anderson, P.; Becker; Bellew; Beltz; Boe; Bosch; Boschee; Brandenburg; Christensen; Cory; Damschen; Delzer; Devlin; Dockter; Ertelt; Fegley; Fisher; Hagert; Hanson; Hatlestad; Headland; Heinert; Howe; Johnson, D.; Johnson, M.; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Klemin; Koppelman, B.; Kreidt; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; Meier; Mitskog; Mock; Monson; Nathe; Nehring; Nelson, J.; Nelson, M.; O'Brien; Ostlie; Owens; 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; Stemen; Strinden; Thomas; Toman; Trottier; Tveit; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Koppelman, K.

NAYS: Adams; Buffalo; Dobervich; Guggisberg; Hager; Ista

ABSENT AND NOT VOTING: Hoverson

Engrossed HB 1222 passed.

SECOND READING OF HOUSE BILL

HB 1186: A BILL for an Act to create and enact sections 11-28.3-15 and 11-28.3-16 of the North Dakota Century Code, relating to rural ambulance service districts; and to amend and reenact sections 11-28.3-01, 11-28.3-02, 11-28.3-03, 11-28.3-05, 11-28.3-06, 11-28.3-07, 11-28.3-09, 11-28.3-12, 11-28.3-13, 11-28.3-14, and 57-15-30.2 of the North Dakota Century Code, relating to rural ambulance service districts.

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 90 YEAS, 4 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

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

NAYS: Bellew; Christensen; Ertelt; Simons

Engrossed HB 1186 passed.

ANNOUNCEMENT

SPEAKER K. KOPPELMAN ANNOUNCED that the House stand in recess for 10 minutes.

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

MOTION

REP. LOUSER MOVED that Engrossed HB 1410, which is on the Eleventh order, be rereferred to the **Judiciary Committee**, which motion prevailed. Pursuant to Rep. Louser's motion, Engrossed HB 1410 was rereferred.

MOTION

REP. LOUSER MOVED that Engrossed HB 1437, which is on the Eleventh order, be rereferred to the **Agriculture Committee**, which motion prevailed. Pursuant to Rep. Louser's

motion, Engrossed HB 1437 was rereferred.

SECOND READING OF HOUSE BILL

HB 1020: A BILL for an Act to provide an appropriation for defraying the expenses of the state water commission; to create and enact a new section to chapter 61-02 and a new section to chapter 61-40, relating to reporting requirements for carryover projects and bonding authority of the western area water supply; to amend and reenact section 61-02-79 of the North Dakota Century Code, relating to the authorization of a Bank of North Dakota line of credit; to provide for an exemption; to provide for legislative management studies; to provide for a report to legislative management; to provide statements of legislative intent; to provide for a pilot project; to provide for an 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 89 YEAS, 5 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

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

NAYS: Becker; Christensen; Ertelt; Magrum; Simons

Engrossed HB 1020 passed and the emergency clause was declared carried.

SECOND READING OF HOUSE BILL

HB 1021: A BILL for an Act to provide an appropriation for defraying the expenses of workforce safety and insurance; and to provide for a report.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 87 YEAS, 7 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

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

NAYS: Becker; Christensen; Ertelt; Hoverson; Magrum; Nelson, M.; Simons

Engrossed HB 1021 passed.

SECOND READING OF HOUSE BILL

HB 1004: A BILL for an Act to provide an appropriation for defraying the expenses of the state auditor and to amend and reenact section 54-10-10 of the North Dakota

Century Code, relating to the salary of the state auditor.

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 90 YEAS, 3 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

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

NAYS: Anderson, D.; Ertelt; Ruby, D.

ABSENT AND NOT VOTING: Kiefert

Engrossed HB 1004 passed.

SECOND READING OF HOUSE BILL

HB 1189: A BILL for an Act to create and enact a new section to chapter 16.1-15 of the North Dakota Century Code, relating to provisional ballots; and to amend and reenact sections 16.1-15-02 and 16.1-15-06 of the North Dakota Century Code, relating to the canvass report requirements.

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 65 YEAS, 29 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Anderson, B.; Anderson, D.; Becker; Bellew; Beltz; Boe; Bosch; Christensen; Cory; Damschen; Dockter; Ertelt; Fegley; Fisher; Hager; Hatlestad; Headland; Hoverson; Howe; Johnson, D.; Jones; Kading; Karls; Kasper; Kiefert; Klemin; Koppelman, B.; Kreidt; Lefor; Louser; Marschall; Meier; Mock; Monson; Nathe; Nehring; Nelson, M.; Ostlie; Owens; Paulson; Paur; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Satrom; Schatz; Schauer; Schmidt; Schobinger; Schreiber-Beck; Simons; Steiner; Stemen; Strinden; Thomas; Toman; Trottier; Vetter; Westlind; Speaker Koppelman, K.

NAYS: Adams; Anderson, P.; Boschee; Brandenburg; Buffalo; Delzer; Devlin; Dobervich; Guggisberg; Hager; Hanson; Heinert; Ista; Johnson, M.; Keiser; Kempenich; Longmuir; Magrum; Martinson; Mitskog; Nelson, J.; O'Brien; Sanford; Schneider; Skroch; Tveit; Vigesaa; Weisz; Zubke

Engrossed HB 1189 passed.

SECOND READING OF HOUSE BILL

HB 1008: A BILL for an Act to provide an appropriation for defraying the expenses of the public service commission; to create and enact two new sections to chapter 49-01, subsection 4 of section 49-22-22, subsection 4 of section 49-22.1-21, and a new section to chapter 64-02 of the North Dakota Century Code, relating to a public service commission program fund, a public utility assessment, siting process administrative fees, and fees for registered service companies and to license and test a registered service person; to amend and reenact sections 49-01-05, 57-43.2-19, 64-02-10, and 64-02-12 of the North Dakota Century Code, relating to

the salary of the commissioners, the transfer and distribution of funds in the highway tax distribution fund, fees to test or calibrate weighing and measuring devices, and the deposit of fees; to provide a report; 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 82 YEAS, 10 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

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

NAYS: Becker; Boe; Delzer; Ertelt; Hoverson; Magrum; Paur; Simons; Steiner; Toman

ABSENT AND NOT VOTING: Anderson, D.; Dobervich

Engrossed HB 1008 passed.

SECOND READING OF HOUSE BILL

HB 1366: A BILL for an Act to create and enact a new section to chapter 35-13 of the North Dakota Century Code, relating to the nonjudicial disposition of property by lienholders; and to amend and reenact sections 35-13-01, 35-13-04, 35-13-05, and 35-13-06 of the North Dakota Century Code, relating to repairman's liens, priority of liens, notice requirements, and assignments.

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 94 YEAS, 0 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Becker; Bellew; Beltz; Boe; Bosch; Boschee; Brandenburg; Buffalo; Christensen; Cory; Damschen; Delzer; Devlin; Dobervich; Dockter; Ertelt; Fegley; Fisher; Guggisberg; Hager; Hagert; Hanson; Hatlestad; Headland; Heinert; Hoverson; Howe; Ista; Johnson, D.; Johnson, M.; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Klemin; Koppelman, B.; Kreidt; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; Meier; Mitskog; Mock; Monson; Nathe; Nehring; Nelson, J.; Nelson, M.; O'Brien; Ostlie; Owens; 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; Stemen; Strinden; Thomas; Toman; Trottier; Tveit; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Koppelman, K.

Engrossed HB 1366 passed.

SECOND READING OF HOUSE BILL

HB 1063: A BILL for an Act to amend and reenact sections 61-24.6-02, 61-24.6-03, 61-24.6-04, 61-24.6-06, 61-24.6-07, 61-24.6-08, 61-24.6-09, 61-24.6-10, and 61-24.6-11 of the North Dakota Century Code, relating to the northwest area water supply advisory committee and the areas to be served by the northwest area water supply project; to provide for legislative management reports; 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 90 YEAS, 4 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

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

NAYS: Bellew; Christensen; Magrum; Simons

Engrossed HB 1063 passed and the emergency clause was declared carried.

SECOND READING OF HOUSE BILL

HB 1358: A BILL for an Act to amend and reenact section 54-44-16 of the North Dakota Century Code, relating to oil and gas tax revenue hedging; to provide an appropriation; to provide a continuing appropriation; to provide for a transfer; to provide a statement of legislative intent; and to declare an emergency.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 80 YEAS, 14 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

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

NAYS: Bellew; Delzer; Devlin; Hoverson; Karls; Keiser; Kreidt; Louser; Magrum; Martinson; Schobinger; Skroch; Strinden; Thomas

Reengrossed HB 1358 passed and the emergency clause was declared carried.

SECOND READING OF HOUSE BILL

HB 1183: A BILL for an Act to create and enact two new sections to chapter 23-35 of the North Dakota Century Code, relating to requiring public health units to adopt the technical guide for onsite wastewater recycling treatment and establishing the onsite wastewater recycling technical committee; and to provide for application.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 90 YEAS, 4 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Beltz; Boe; Bosch; Boschee; Brandenburg; Buffalo; Christensen; Cory; Damschen; Devlin; Dobervich; Dockter;

Ertelt; Fegley; Fisher; Guggisberg; Hager; Hagert; Hanson; Hatlestad; Headland; Heinert; Hoverson; Howe; Ista; Johnson, D.; Johnson, M.; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Klemin; Koppelman, B.; Kreidt; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; Meier; Mitskog; Mock; Monson; Nathe; Nehring; Nelson, J.; Nelson, M.; O'Brien; Ostlie; Owens; Paulson; Paur; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Skroch; Steiner; Stemen; Strinden; Thomas; Toman; Trottier; Tveit; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Koppelman, K.

NAYS: Becker; Bellew; Delzer; Simons

Engrossed HB 1183 passed.

SECOND READING OF HOUSE CONCURRENT RESOLUTION

HCR 3032: A concurrent resolution to amend and reenact section 25 of article XI of the Constitution of North Dakota, relating to authorizing sports betting.

ROLL CALL

The question being on the final adoption of the resolution, which has been read, and has committee recommendation of DO PASS. The roll was called and there were 70 YEAS, 24 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Becker; Beltz; Bosch; Boschee; Brandenburg; Christensen; Cory; Damschen; Dobervich; Dockter; Ertelt; Fisher; Hagert; Hanson; Hatlestad; Headland; Heinert; Howe; Ista; Johnson, D.; Johnson, M.; Jones; Kading; Kasper; Kempenich; Kiefert; Koppelman, B.; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; Meier; Mitskog; Mock; Nathe; Nehring; Nelson, J.; O'Brien; Paulson; Paur; Pollert; Porter; Pyle; Richter; Roers Jones; Ruby, D.; Ruby, M.; Sanford; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Simons; Skroch; Steiner; Stemen; Strinden; Thomas; Toman; Trottier; Vetter; Zubke; Speaker Koppelman, K.

NAYS: Bellew; Boe; Buffalo; Delzer; Devlin; Fegley; Guggisberg; Hager; Hoverson; Karls; Keiser; Klemin; Kreidt; Monson; Nelson, M.; Ostlie; Owens; Rohr; Satrom; Schatz; Tveit; Vigesaa; Weisz; Westlind

HCR 3032 was declared adopted on a recorded roll call vote.

SECOND READING OF HOUSE BILL

HB 1234: A BILL for an Act to create and enact a new subdivision to subsection 2 of section 12-60-24 and chapter 53-06.3 of the North Dakota Century Code, relating to criminal history background checks and the regulation of sports wagering; to provide for a legislative management study; to provide a penalty; and to provide a contingent effective date.

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 56 YEAS, 38 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, D.; Anderson, P.; Becker; Bosch; Boschee; Buffalo; Cory; Dobervich; Dockter; Ertelt; Hager; Hagert; Hanson; Hatlestad; Headland; Heinert; Howe; Ista; Johnson, M.; Jones; Kading; Kasper; Lefor; Longmuir; Louser; Martinson; Meier; Mitskog; Mock; Nathe; Nehring; Nelson, J.; O'Brien; Ostlie; Pollert; Porter; Richter; Roers Jones; Ruby, M.; Sanford; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Simons; Steiner; Stemen; Strinden; Thomas; Trottier; Vetter; Vigesaa; Weisz; Zubke

NAYS: Anderson, B.; Bellew; Beltz; Boe; Brandenburg; Christensen; Damschen; Delzer; Devlin; Fegley; Fisher; Guggisberg; Hoverson; Johnson, D.; Karls; Keiser;

Kempenich; Kiefert; Klemin; Koppelman, B.; Kreidt; Magrum; Marschall; Monson; Nelson, M.; Owens; Paulson; Paur; Pyle; Rohr; Ruby, D.; Satrom; Schatz; Skroch; Toman; Tveit; Westlind; Speaker Koppelman, K.

Engrossed HB 1234 passed.

SECOND READING OF HOUSE CONCURRENT RESOLUTION

HCR 3012: A concurrent resolution to amend and reenact section 25 of article XI of the Constitution of North Dakota, relating to authorizing internet live poker.

ROLL CALL

The question being on the final adoption of the resolution, which has been read, and has committee recommendation of DO PASS. The roll was called and there were 54 YEAS, 40 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, D.; Anderson, P.; Becker; Beltz; Boschee; Christensen; Cory; Dobervich; Dockter; Ertelt; Hagert; Hatlestad; Headland; Heinert; Howe; Ista; Johnson, M.; Jones; Kading; Kasper; Kempenich; Kiefert; Koppelman, B.; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; Meier; Mitskog; Mock; Nathe; Nehring; Nelson, J.; O'Brien; Paulson; Pollert; Pyle; Richter; Roers Jones; Ruby, M.; Sanford; Schauer; Schmidt; Schreiber-Beck; Simons; Skroch; Stemen; Strinden; Thomas; Vetter; Zubke

NAYS: Anderson, B.; Bellew; Boe; Bosch; Brandenburg; Buffalo; Damschen; Delzer; Devlin; Fegley; Fisher; Guggisberg; Hager; Hanson; Hoverson; Johnson, D.; Karls; Keiser; Klemin; Kreidt; Monson; Nelson, M.; Ostlie; Owens; Paur; Porter; Rohr; Ruby, D.; Satrom; Schatz; Schneider; Schobinger; Steiner; Toman; Trottier; Tveit; Vigasaa; Weisz; Westlind; Speaker Koppelman, K.

HCR 3012 was declared adopted on a recorded roll call vote.

SECOND READING OF HOUSE BILL

HB 1389: A BILL for an Act to create and enact a new chapter to title 53 of the North Dakota Century Code, relating to the licensing and regulating of live poker; to amend and reenact subsection 1 of section 12.1-28-01 of the North Dakota Century Code, relating to the definition of gambling; and to provide a contingent effective date.

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 59 YEAS, 35 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, D.; Anderson, P.; Becker; Bosch; Boschee; Brandenburg; Christensen; Cory; Dobervich; Dockter; Ertelt; Hagert; Hatlestad; Headland; Heinert; Howe; Ista; Johnson, D.; Johnson, M.; Jones; Kading; Kasper; Kempenich; Kiefert; Koppelman, B.; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; Meier; Mitskog; Mock; Nathe; Nehring; Nelson, J.; O'Brien; Ostlie; Pollert; Porter; Pyle; Richter; Roers Jones; Ruby, M.; Sanford; Schauer; Schmidt; Schneider; Schreiber-Beck; Simons; Steiner; Stemen; Strinden; Thomas; Toman; Vetter; Zubke

NAYS: Anderson, B.; Bellew; Beltz; Boe; Buffalo; Damschen; Delzer; Devlin; Fegley; Fisher; Guggisberg; Hager; Hanson; Hoverson; Karls; Keiser; Klemin; Kreidt; Monson; Nelson, M.; Owens; Paulson; Paur; Rohr; Ruby, D.; Satrom; Schatz; Schobinger; Skroch; Trottier; Tveit; Vigasaa; Weisz; Westlind; Speaker Koppelman, K.

Engrossed HB 1389 passed.

SECOND READING OF HOUSE BILL

HB 1448: A BILL for an Act to create and enact section 54-58-04 of the North Dakota

Century Code, relating to tribal-state gaming compacts and authorization of online gaming and online sports betting by tribes; and to provide a contingent effective date.

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 34 YEAS, 58 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, D.; Anderson, P.; Boe; Boschee; Brandenburg; Buffalo; Dobervich; Dockter; Guggisberg; Hagert; Hanson; Howe; Ista; Jones; Keiser; Kreidt; Longmuir; Magrum; Mitskog; Mock; Nelson, J.; Nelson, M.; O'Brien; Paur; Pyle; Richter; Roers Jones; Sanford; Schneider; Schreiber-Beck; Stemen; Trottier; Vetter

NAYS: Anderson, B.; Becker; Bellew; Beltz; Bosch; Christensen; Cory; Damschen; Delzer; Ertelt; Fegley; Fisher; Hager; Hatlestad; Headland; Heinert; Hoverson; Johnson, D.; Johnson, M.; Kading; Karls; Kasper; Kiefert; Klemin; Koppelman, B.; Lefor; Louser; Marschall; Martinson; Meier; Monson; Nathe; Nehring; Ostlie; Owens; Paulson; Pollert; Porter; Rohr; Ruby, D.; Ruby, M.; Satrom; Schatz; Schauer; Schmidt; Schobinger; Simons; Skroch; Steiner; Strinden; Thomas; Toman; Tveit; Vigesaa; Weisz; Westlind; Zubke; Speaker Koppelman, K.

ABSENT AND NOT VOTING: Devlin; Kempenich

Engrossed HB 1448 failed.

ANNOUNCEMENT

SPEAKER K. KOPPELMAN ANNOUNCED that the House stand in recess for 45 minutes.

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

SECOND READING OF HOUSE BILL

HB 1043: A BILL for an Act to create and enact two new sections to chapter 54-66 of the North Dakota Century Code, relating to the ethics commission delegation of duties and advisory opinions; to amend and reenact subsection 2 of section 54-66-01 and sections 54-66-05, 54-66-06, 54-66-07, 54-66-08, 54-66-09, and 54-66-12 of the North Dakota Century Code, relating to ethics commission complaint procedures.

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 79 YEAS, 12 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

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

NAYS: Adams; Anderson, P.; Bellew; Boschee; Buffalo; Dobervich; Hager; Hanson; Hoverson; Magrum; Schneider; Trottier

ABSENT AND NOT VOTING: Christensen; Devlin; Kempenich

Engrossed HB 1043 passed.

SECOND READING OF HOUSE BILL

HB 1331: A BILL for an Act to amend and reenact subsection 5 of section 40-06-09 of the North Dakota Century Code, relating to the number of members of a city governing body; and to repeal section 40-12-01 of the North Dakota Century Code, relating to initiating and referring a municipal ordinance.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 5 YEAS, 87 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Bellew; Hoverson; Porter; Ruby, D.; Toman

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

ABSENT AND NOT VOTING: Devlin; Kempenich

HB 1331 failed.

MOTION

REP. LOUSER MOVED that Engrossed HB 1489, which is on the Eleventh order, be rereferred to the **Government and Veterans Affairs Committee**, which motion prevailed. Pursuant to Rep. Louser's motion, Engrossed HB 1489 was rereferred.

SECOND READING OF HOUSE BILL

HB 1025: A BILL for an Act to provide an appropriation for defraying the expenses of various state departments and institutions; to provide for payment of court-ordered judgments; to provide a statement of legislative intent; and to declare an emergency.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 86 YEAS, 7 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

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

NAYS: Becker; Bellew; Christensen; Ertelt; Hoverson; Magrum; Simons

ABSENT AND NOT VOTING: Kempenich

Engrossed HB 1025 passed and the emergency clause was declared carried.

SECOND READING OF HOUSE BILL

HB 1094: A BILL for an Act to amend and reenact section 54-59-22.1 of the North Dakota Century Code, relating to the required use of centralized desktop support services.

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 92 YEAS, 1 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

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

NAYS: Schobinger

ABSENT AND NOT VOTING: Kempenich

Engrossed HB 1094 passed.

SECOND READING OF HOUSE BILL

HB 1141: A BILL for an Act to provide a transfer to the innovation loan fund to support technology advancement.

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 83 YEAS, 10 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

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

NAYS: Becker; Christensen; Delzer; Ertelt; Fegley; Hoverson; Magrum; Schatz; Simons; Toman

ABSENT AND NOT VOTING: Kempenich

Engrossed HB 1141 passed.

SECOND READING OF HOUSE BILL

HB 1072: A BILL for an Act to create and enact a new section to chapter 39-06 of the North Dakota Century Code, relating to electronic motor vehicle operator's licenses; and to amend and reenact section 39-06-16 of the North Dakota Century Code, relating to carrying an operator's license and exhibiting the license on demand.

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 76 YEAS, 17 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

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

NAYS: Becker; Bellew; Boe; Christensen; Delzer; Ertelt; Hoverson; Koppelman, B.; Marschall; Nelson, M.; Owens; Schatz; Simons; Skroch; Vetter; Vigasaa; Weisz

ABSENT AND NOT VOTING: Kempenich

Reengrossed HB 1072 passed.

SECOND READING OF HOUSE BILL

HB 1486: A BILL for an Act to amend and reenact subsection 5 of section 51-34-01 and sections 51-34-02, 51-34-04, and 51-34-05 of the North Dakota Century Code, relating to limitations on the authorized access to telephone records and the sale or procurement of telephone records; to provide a penalty; and to provide for application.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 77 YEAS, 15 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

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

NAYS: Adams; Anderson, P.; Beltz; Buffalo; Dobervich; Guggisberg; Hager; Hagert; Hanson; Ista; Keiser; O'Brien; Roers Jones; Schneider; Thomas

ABSENT AND NOT VOTING: Kempenich; Skroch

Engrossed HB 1486 passed.

SECOND READING OF HOUSE BILL

HB 1426: A BILL for an Act to create and enact section 43-11-02.1 of the North Dakota Century Code, relating to certification of niche beauty services providers; and to amend and reenact sections 43-11-01 and 43-11-02 of the North Dakota Century Code, relating to exemptions to regulation by the state board of cosmetology and definitions relating to the regulation of cosmetology.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 86 YEAS, 7

NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

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

NAYS: Adams; Buffalo; Hatlestad; Magrum; Simons; Tveit; Westlind

ABSENT AND NOT VOTING: Kempenich

Engrossed HB 1426 passed.

SECOND READING OF HOUSE BILL

HB 1402: A BILL for an Act to amend and reenact section 50-06-42 of the North Dakota Century Code, relating to the substance use disorder treatment voucher system; 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 91 YEAS, 1 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Becker; Bellew; Beltz; Boe; Bosch; Boschee; Brandenburg; Buffalo; Christensen; Cory; Damschen; Delzer; Devlin; Dobervich; Dockter; Ertelt; Fegley; Fisher; Guggisberg; Hager; Hagert; Hanson; Hatlestad; Headland; Heinert; Hoverson; Howe; Ista; Johnson, D.; Johnson, M.; Jones; Kading; Karls; Kasper; Keiser; Kiefert; Klemin; Koppelman, B.; Kreidt; Lefor; Longmuir; Louser; Marschall; Martinson; Meier; Mitskog; Mock; Monson; Nathe; Nehring; Nelson, M.; O'Brien; Ostlie; Owens; 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; Stemen; Strinden; Thomas; Toman; Trottier; Tveit; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Koppelman, K.

NAYS: Magrum

ABSENT AND NOT VOTING: Kempenich; Nelson, J.

Engrossed HB 1402 passed.

SECOND READING OF HOUSE BILL

HB 1444: A BILL for an Act to create and enact a new subsection to section 53-06.1-11 and section 53-06.2-10.2 of the North Dakota Century Code, relating to historic horse race wagering and rent limits; and to amend and reenact sections 53-06.2-01, 53-06.2-04, 53-06.2-05, and 53-06.2-06, subsection 1 of section 53-06.2-08, and sections 53-06.2-10, 53-06.2-10.1, and 53-06.2-11 of the North Dakota Century Code, relating to the regulation of historic horse racing.

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 10 YEAS, 83 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Becker; Christensen; Dockter; Headland; Howe; Johnson, M.; Louser; Magrum;

Marschall; Vetter

NAYS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Bellew; Beltz; Boe; Bosch; Boschee; Brandenburg; Buffalo; Cory; Damschen; Delzer; Devlin; Dobervich; Ertelt; Fegley; Fisher; Guggisberg; Hager; Hagert; Hanson; Hatlestad; Heinert; Hoverson; Ista; Johnson, D.; Jones; Kading; Karls; Kasper; Keiser; Kiefert; Klemin; Koppelman, B.; Kreidt; Lefor; Longmuir; Martinson; Meier; Mitskog; Mock; Monson; Nathe; Nehring; Nelson, J.; Nelson, M.; O'Brien; Ostlie; Owens; 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; Stemen; Strinden; Thomas; Toman; Trottier; Tveit; Vigesaa; Weisz; Westlind; Zubke; Speaker Koppelman, K.

ABSENT AND NOT VOTING: Kempenich

HB 1444 failed.

SECOND READING OF HOUSE BILL

HB 1409: A BILL for an Act to create and enact section 39-10-03.3 of the North Dakota Century Code, relating to class D authorized emergency vehicles; to amend and reenact sections 39-10-26 and 39-21-26 of the North Dakota Century Code, relating to yielding the right of way for authorized emergency vehicles and special restrictions on lamps; and to provide a penalty.

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 3 YEAS, 90 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Ertelt; Kading; Magrum

NAYS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Becker; Bellew; Beltz; Boe; Bosch; Boschee; Brandenburg; Buffalo; Christensen; Cory; Delzer; Devlin; Dobervich; Dockter; Fegley; Fisher; Guggisberg; Hager; Hagert; Hanson; Hatlestad; Headland; Heinert; Hoverson; Howe; Ista; Johnson, D.; Johnson, M.; Jones; Karls; Kasper; Keiser; Kempenich; Kiefert; Klemin; Koppelman, B.; Kreidt; Lefor; Longmuir; Louser; Marschall; Martinson; Meier; Mitskog; Mock; Monson; Nathe; Nehring; Nelson, J.; Nelson, M.; O'Brien; Ostlie; Owens; 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; Stemen; Strinden; Thomas; Toman; Trottier; Tveit; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Koppelman, K.

ABSENT AND NOT VOTING: Damschen

HB 1409 failed.

SECOND READING OF HOUSE BILL

HB 1474: A BILL for an Act to create and enact a new section to chapter 54-03 of the North Dakota Century Code, relating to requiring members of the legislative assembly to live in the district from which selected.

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 17 YEAS, 76 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, P.; Boe; Boschee; Buffalo; Christensen; Dobervich; Guggisberg; Hager; Hanson; Hoverson; Ista; Keiser; Mitskog; Mock; Nelson, M.; Schneider

NAYS: Anderson, B.; Anderson, D.; Becker; Bellew; Beltz; Bosch; Brandenburg; Cory;

Damschen; Delzer; Devlin; Dockter; Ertelt; Fegley; Fisher; Hagert; Hatlestad; Headland; Heinert; Howe; Johnson, D.; Johnson, M.; Jones; Kading; Karls; Kasper; Kempenich; Kiefert; Klemin; Koppelman, B.; Kreidt; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; Meier; Monson; Nathe; Nehring; Nelson, J.; O'Brien; Ostlie; Owens; Paulson; Paur; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schmidt; Schobinger; Schreiber-Beck; Simons; Skroch; Steiner; Stemen; Strinden; Thomas; Toman; Trottier; Tveit; Vetter; Vigesaa; Weisz; Zubke; Speaker Koppelman, K.

ABSENT AND NOT VOTING: Westlind

HB 1474 failed.

SECOND READING OF HOUSE BILL

HB 1461: A BILL for an Act to create and enact a new section to chapter 16.1-13 and section 44-02-03.1 of the North Dakota Century Code, relating to filling vacancies in offices of members of the legislative assembly; to amend and reenact sections 44-02-03 and 54-03-01.13 of the North Dakota Century Code, relating to filling vacancies in offices of members of the legislative assembly; and to repeal section 16.1-13-10 of the North Dakota Century Code, relating to vacancies in offices of members of the legislative assembly.

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 94 YEAS, 0 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Becker; Bellew; Beltz; Boe; Bosch; Boschee; Brandenburg; Buffalo; Christensen; Cory; Damschen; Delzer; Devlin; Dobervich; Dockter; Ertelt; Fegley; Fisher; Guggisberg; Hager; Hagert; Hanson; Hatlestad; Headland; Heinert; Hoverson; Howe; Ista; Johnson, D.; Johnson, M.; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Klemin; Koppelman, B.; Kreidt; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; Meier; Mitskog; Mock; Monson; Nathe; Nehring; Nelson, J.; Nelson, M.; O'Brien; Ostlie; Owens; 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; Stemen; Strinden; Thomas; Toman; Trottier; Tveit; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Koppelman, K.

HB 1461 passed.

SECOND READING OF HOUSE BILL

HB 1288: A BILL for an Act to create and enact a new section to chapter 50-24.1 of the North Dakota Century Code, relating to Medicaid coverage of continuous glucose monitoring devices.

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 90 YEAS, 3 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

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

Stemen; Strinden; Thomas; Toman; Trottier; Tveit; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Koppelman, K.

NAYS: Bellew; Hoverson; Simons

ABSENT AND NOT VOTING: Nelson, J.

Engrossed HB 1288 passed.

SECOND READING OF HOUSE BILL

HB 1456: A BILL for an Act to create and enact a new section to chapter 57-39.2 and a new subdivision to subsection 4 of section 57-40.2-03.3 of the North Dakota Century Code, relating to a sales and use tax exemption for materials used in the research and development of bioscience and biotechnology; and to provide an effective date.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 45 YEAS, 49 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, D.; Anderson, P.; Beltz; Boe; Boschee; Brandenburg; Buffalo; Cory; Damschen; Dobervich; Guggisberg; Hager; Hagert; Hanson; Heinert; Howe; Ista; Johnson, D.; Johnson, M.; Kasper; Keiser; Kempenich; Lefor; Martinson; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; O'Brien; Paur; Pyle; Roers Jones; Sanford; Satrom; Schauer; Schneider; Schreiber-Beck; Stemen; Strinden; Thomas; Vetter; Westlind

NAYS: Anderson, B.; Becker; Bellew; Bosch; Christensen; Delzer; Devlin; Dockter; Ertelt; Fegley; Fisher; Hatlestad; Headland; Hoverson; Jones; Kading; Karls; Kiefert; Klemin; Koppelman, B.; Kreidt; Longmuir; Louser; Magrum; Marschall; Meier; Nehring; Ostlie; Owens; Paulson; Pollert; Porter; Richter; Rohr; Ruby, D.; Ruby, M.; Schatz; Schmidt; Schobinger; Simons; Skroch; Steiner; Toman; Trottier; Tveit; Vigesaa; Weisz; Zubke; Speaker Koppelman, K.

HB 1456 failed.

SECOND READING OF HOUSE BILL

HB 1270: A BILL for an Act to amend and reenact section 12.1-31-14 of the North Dakota Century Code, relating to surreptitious intrusion and interference with privacy; 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 0 YEAS, 94 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

NAYS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Becker; Bellew; Beltz; Boe; Bosch; Boschee; Brandenburg; Buffalo; Christensen; Cory; Damschen; Delzer; Devlin; Dobervich; Dockter; Ertelt; Fegley; Fisher; Guggisberg; Hager; Hagert; Hanson; Hatlestad; Headland; Heinert; Hoverson; Howe; Ista; Johnson, D.; Johnson, M.; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Klemin; Koppelman, B.; Kreidt; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; Meier; Mitskog; Mock; Monson; Nathe; Nehring; Nelson, J.; Nelson, M.; O'Brien; Ostlie; Owens; 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; Stemen; Strinden; Thomas; Toman; Trottier; Tveit; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Koppelman, K.

Engrossed HB 1270 failed.

ANNOUNCEMENT

SPEAKER K. KOPPELMAN ANNOUNCED that the House stand in recess for 10 minutes.

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

SECOND READING OF HOUSE BILL

HB 1172: A BILL for an Act to amend and reenact section 6-09.10-04 of the North Dakota Century Code, relating to agricultural mediation and negotiation services.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 5 YEAS, 89 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Brandenburg; Hagert; Kempenich; Ruby, M.; Trottier

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

Engrossed HB 1172 failed.

SECOND READING OF HOUSE BILL

HB 1379: A BILL for an Act to amend and reenact section 57-39.2-26.1 of the North Dakota Century Code, relating to the timing of state aid distribution fund allocations among political subdivisions; to provide a continuing appropriation; 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 93 YEAS, 0 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Becker; Bellew; Beltz; Boe; Bosch; Boschee; Brandenburg; Buffalo; Christensen; Cory; Damschen; Delzer; Devlin; Dobervich; Dockter; Ertelt; Fegley; Fisher; Guggisberg; Hager; Hagert; Hanson; Hatlestad; Heinert; Hoverson; Howe; Ista; Johnson, D.; Johnson, M.; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Klemin; Koppelman, B.; Kreidt; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; Meier; Mitskog; Mock; Monson; Nathe; Nehring; Nelson, J.; Nelson, M.; O'Brien; Ostlie; Owens; 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; Stemen; Strinden; Thomas; Toman; Trottier; Tveit; Vetter; Vigasaa; Weisz; Westlind; Zubke; Speaker Koppelman, K.

ABSENT AND NOT VOTING: Headland

Engrossed HB 1379 passed.

SECOND READING OF HOUSE BILL

HB 1284: A BILL for an Act to amend and reenact section 5-02-01.1 and subsection 5 of section 5-02-06 of the North Dakota Century Code, relating to alcohol event permits and prohibitions for individuals under twenty-one years of age; 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 83 YEAS, 11 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

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

NAYS: Bellew; Buffalo; Damschen; Delzer; Hoverson; Karls; Kreidt; Mitskog; Monson; Schatz; Tveit

Engrossed HB 1284 passed.

SECOND READING OF HOUSE BILL

HB 1206: A BILL for an Act to amend and reenact sections 57-40.6-01, 57-40.6-05, and 57-40.6-06, subsection 3 of section 57-40.6-07, subsections 3 and 4 of section 57-40.6-10, sections 57-40.6-12 and 57-40.6-13, and subdivision c of subsection 8 of section 57-40.6-14 of the North Dakota Century Code, relating to emergency services communication systems.

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 89 YEAS, 5 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

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

NAYS: Bellew; Christensen; Rohr; Schatz; Simons

Engrossed HB 1206 passed.

SECOND READING OF HOUSE BILL

HB 1502: A BILL for an Act to create and enact a new subsection to section 39-04-37, a new subdivision to subsection 2 of section 39-06.1-06, and a new paragraph to subdivision a of subsection 3 of section 39-06.1-10 of the North Dakota Century

Code, relating to the amount of statutory fees, entries against driving record, and moving violations; to amend and reenact section 39-04-55, subsections 2 and 4 of section 39-05-17, section 39-06-16, subdivision f of subsection 2 of section 39-06.1-06, subsection 1 of section 39-06.1-08, section 39-06.1-09, subdivision b of subsection 3 of section 39-06.1-10, subsection 2 of section 39-10-26, subsections 1 and 2 of section 39-10-38, and section 39-21-15 of the North Dakota Century Code, relating to the amount of statutory fees and moving violations and entries against driving record; 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 94 YEAS, 0 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Becker; Bellew; Beltz; Boe; Bosch; Boschee; Brandenburg; Buffalo; Christensen; Cory; Damschen; Delzer; Devlin; Dobervich; Dockter; Ertelt; Fegley; Fisher; Guggisberg; Hager; Hagert; Hanson; Hatlestad; Headland; Heinert; Hoverson; Howe; Ista; Johnson, D.; Johnson, M.; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Klemin; Koppelman, B.; Kreidt; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; Meier; Mitskog; Mock; Monson; Nathe; Nehring; Nelson, J.; Nelson, M.; O'Brien; Ostlie; Owens; 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; Stemen; Strinden; Thomas; Toman; Trottier; Tveit; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Koppelman, K.

Engrossed HB 1502 passed.

SECOND READING OF HOUSE BILL

HB 1357: A BILL for an Act to amend and reenact sections 55-08-06 and 55-08-07 of the North Dakota Century Code, relating to permits for entry to state parks; 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 PASS, the roll was called and there were 92 YEAS, 2 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

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

NAYS: Guggisberg; Steiner

Reengrossed HB 1357 passed.

SECOND READING OF HOUSE BILL

HB 1033: A BILL for an Act to amend and reenact section 19-02.1-14.3 of the North Dakota Century Code, relating to prescribing of biosimilar drugs.

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 92 YEAS, 1 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Becker; Bellew; Beltz; Boe; Bosch; Boschee; Brandenburg; Buffalo; Cory; Damschen; Delzer; Devlin; Dobervich; Dockter; Ertelt; Fegley; Fisher; Guggisberg; Hager; Hagert; Hanson; Hatlestad; Headland; Heinert; Hoverson; Howe; Ista; Johnson, D.; Johnson, M.; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Klemin; Koppelman, B.; Kreidt; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; Meier; Mitskog; Mock; Monson; Nathe; Nehring; Nelson, M.; O'Brien; Ostlie; Owens; 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; Stemen; Strinden; Thomas; Toman; Trottier; Tveit; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Koppelman, K.

NAYS: Christensen

ABSENT AND NOT VOTING: Nelson, J.

Engrossed HB 1033 passed.

SECOND READING OF HOUSE BILL

HB 1418: A BILL for an Act to amend and reenact section 23-01-05 of the North Dakota Century Code, relating to qualifications of the state health officer.

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 87 YEAS, 7 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Becker; Bellew; Beltz; Boe; Bosch; Boschee; Brandenburg; Buffalo; Cory; Damschen; Delzer; Devlin; Dobervich; Dockter; Fegley; Fisher; Guggisberg; Hagert; Hanson; Hatlestad; Headland; Heinert; Howe; Ista; Johnson, D.; Jones; Kading; Karls; Kasper; Kempenich; Kiefert; Klemin; Koppelman, B.; Kreidt; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; Meier; Mitskog; Mock; Monson; Nathe; Nehring; Nelson, J.; O'Brien; Ostlie; Owens; 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; Stemen; Strinden; Thomas; Toman; Trottier; Tveit; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Koppelman, K.

NAYS: Christensen; Ertelt; Hager; Hoverson; Johnson, M.; Keiser; Nelson, M.

Engrossed HB 1418 passed.

SECOND READING OF HOUSE BILL

HB 1215: A BILL for an Act to create and enact a new section to chapter 54-17.8 of the North Dakota Century Code, relating to an outdoor heritage revolving loan fund; to amend and reenact section 54-17.8-02 of the North Dakota Century Code, relating to a transfer of funds to the outdoor heritage revolving loan fund; to provide a continuing appropriation; to provide a transfer; 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 83 YEAS, 11 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Becker; Beltz; Bosch; Boschee; Brandenburg; Buffalo; Cory; Damschen; Devlin; Dobervich; Dockter; Fegley; Fisher; Guggisberg; Hager; Hagert; Hanson; Hatlestad; Headland; Heinert; Howe; Ista; Johnson, D.; Johnson, M.; Jones; Karls; Kasper; Keiser; Kempenich; Kiefert; Klemin; Koppelman,

B.; Kreidt; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; Meier; Mitskog; Mock; Monson; Nathe; Nehring; Nelson, J.; Nelson, M.; O'Brien; Ostlie; Owens; Paulson; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Skroch; Steiner; Stemen; Strinden; Thomas; Toman; Trottier; Tveit; Vigesaa; Weisz; Westlind; Zubke; Speaker Koppelman, K.

NAYS: Anderson, P.; Bellew; Boe; Christensen; Delzer; Ertelt; Hoverson; Kading; Paur; Simons; Vetter

Engrossed HB 1215 passed.

SECOND READING OF HOUSE BILL

HB 1411: A BILL for an Act to amend and reenact section 20.1-01-08 of the North Dakota Century Code, relating to hunting at night; 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 92 YEAS, 2 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Becker; Bellew; Beltz; Boe; Bosch; Boschee; Brandenburg; Christensen; Cory; Damschen; Delzer; Devlin; Dobervich; Dockter; Ertelt; Fegley; Fisher; Guggisberg; Hager; Hagert; Hanson; Hatlestad; Headland; Heinert; Hoverson; Howe; Ista; Johnson, D.; Johnson, M.; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Klemin; Koppelman, B.; Kreidt; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; Meier; Mitskog; Mock; Monson; Nathe; Nehring; Nelson, J.; Nelson, M.; O'Brien; Ostlie; Owens; 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; Stemen; Strinden; Thomas; Toman; Trottier; Tveit; Vetter; Vigesaa; Weisz; Westlind; Speaker Koppelman, K.

NAYS: Buffalo; Zubke

Reengrossed HB 1411 passed.

SECOND READING OF HOUSE BILL

HB 1322: A BILL for an Act to amend and reenact sections 28-32-14 and 28-32-17 and subsection 1 of section 28-32-18 of the North Dakota Century Code, relating to the attorney general's review of proposed administrative rules and the authority of the administrative rules committee to object to or void an administrative rule.

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 18 YEAS, 76 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Becker; Bellew; Christensen; Ertelt; Hoverson; Kading; Koppelman, B.; Magrum; Marschall; Nelson, M.; Paulson; Ruby, M.; Schatz; Simons; Skroch; Toman; Vetter; Speaker Koppelman, K.

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

HB 1322 failed.

ANNOUNCEMENT

SPEAKER K. KOPPELMAN ANNOUNCED that the House stand in recess for 15 minutes.

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

SECOND READING OF HOUSE BILL

HB 1236: A BILL for an Act to amend and reenact section 54-35-06 of the North Dakota Century Code, relating to the chairman and vice chairman of the legislative management; and to declare an emergency.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 25 YEAS, 68 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Becker; Beltz; Christensen; Dockter; Fegley; Hoverson; Kading; Kasper; Koppelman, B.; Louser; Magrum; Marschall; Owens; Pollert; Rohr; Ruby, D.; Ruby, M.; Satrom; Schatz; Schauer; Simons; Stemen; Trottier; Zubke; Speaker Koppelman, K.

NAYS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Bellew; Boe; Bosch; Boschee; Brandenburg; Buffalo; Cory; Delzer; Devlin; Dobervich; Ertelt; Fisher; Guggisberg; Hager; Hagert; Hanson; Hatlestad; Headland; Heinert; Howe; Ista; Johnson, D.; Johnson, M.; Jones; Karls; Keiser; Kempenich; Kiefert; Klemin; Kreidt; Lefor; Longmuir; Martinson; Meier; Mitskog; Mock; Monson; Nathe; Nehring; Nelson, J.; Nelson, M.; O'Brien; Ostlie; Paulson; Paur; Porter; Pyle; Richter; Roers Jones; Sanford; Schmidt; Schneider; Schobinger; Schreiber-Beck; Skroch; Steiner; Strinden; Thomas; Toman; Tveit; Vetter; Vigesaa; Weisz; Westlind

ABSENT AND NOT VOTING: Damschen

HB 1236 failed.

SECOND READING OF HOUSE BILL

HB 1378: A BILL for an Act to amend and reenact subsection 1 of section 54-03-02 of the North Dakota Century Code, relating to authority for the legislative assembly to conduct business in December of even-numbered years.

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 57 YEAS, 36 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Anderson, B.; Anderson, P.; Becker; Beltz; Boschee; Brandenburg; Buffalo; Christensen; Cory; Devlin; Dobervich; Ertelt; Fegley; Fisher; Hager; Hagert; Hanson; Hoverson; Ista; Johnson, M.; Jones; Kading; Kasper; Kempenich; Kiefert; Koppelman, B.; Lefor; Longmuir; Louser; Magrum; Marschall; Mitskog; Nehring; Ostlie; Owens; Paulson; Paur; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schmidt; Schneider; Schobinger; Simons; Skroch; Steiner; Stemen; Strinden; Tveit; Vetter; Speaker Koppelman, K.

NAYS: Adams; Anderson, D.; Bellew; Boe; Bosch; Delzer; Dockter; Guggisberg; Hatlestad; Headland; Heinert; Howe; Johnson, D.; Karls; Keiser; Klemin; Kreidt; Martinson; Meier; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; O'Brien; Pollert; Porter; Pyle; Schreiber-Beck; Thomas; Toman; Trottier; Vigesaa; Weisz; Westlind; Zubke

ABSENT AND NOT VOTING: Damschen

HB 1378 passed.

SECOND READING OF HOUSE BILL

HB 1480: A BILL for an Act to amend and reenact section 19-03.1-36.8 of the North Dakota Century Code, relating to seizure and forfeiture reporting requirements and property exempt from seizure and forfeiture.

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 93 YEAS, 0 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Becker; Bellew; Beltz; Boe; Bosch; Boschee; Brandenburg; Buffalo; Christensen; Cory; Delzer; Devlin; Dobervich; Dockter; Ertelt; Fegley; Fisher; Guggisberg; Hager; Hagert; Hanson; Hatlestad; Headland; Heinert; Hoverson; Howe; Ista; Johnson, D.; Johnson, M.; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Klemin; Koppelman, B.; Kreidt; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; Meier; Mitskog; Mock; Monson; Nathe; Nehring; Nelson, J.; Nelson, M.; O'Brien; Ostlie; Owens; 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; Stemen; Strinden; Thomas; Toman; Trottier; Tveit; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Koppelman, K.

ABSENT AND NOT VOTING: Damschen

Engrossed HB 1480 passed.

SECOND READING OF HOUSE BILL

HB 1261: A BILL for an Act to create and enact section 19-03.1-36.9 of the North Dakota Century Code, relating to property exempt from seizure and forfeiture; and to amend and reenact section 19-03.1-36.8 of the North Dakota Century Code, relating to seizure and forfeiture reporting requirements.

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 3 YEAS, 90 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Christensen; Magrum; Nelson, J.

NAYS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Becker; Bellew; Beltz; Boe; Bosch; Boschee; Brandenburg; Buffalo; Cory; Delzer; Devlin; Dobervich; Dockter; Ertelt; Fegley; Fisher; Guggisberg; Hager; Hagert; Hanson; Hatlestad; Headland; Heinert; Hoverson; Howe; Ista; Johnson, D.; Johnson, M.; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Klemin; Koppelman, B.; Kreidt; Lefor; Longmuir; Louser; Marschall; Martinson; Meier; Mitskog; Mock; Monson; Nathe; Nehring; Nelson, M.; O'Brien; Ostlie; Owens; 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; Stemen; Strinden; Thomas; Toman; Trottier; Tveit; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Koppelman, K.

ABSENT AND NOT VOTING: Damschen

HB 1261 failed.

SECOND READING OF HOUSE BILL

HB 1498: A BILL for an Act to create and enact a new section to chapter 62.1-02 of the North

Dakota Century Code, relating to brandishing a dangerous weapon; and to amend and reenact sections 12.1-05-01, 12.1-05-06, 12.1-05-07, and 12.1-05-07.2 of the North Dakota Century Code, relating to justification, use of force in defense of property, limits on the use of force and deadly force, and immunity from civil liability.

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 77 YEAS, 16 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Anderson, B.; Anderson, D.; Becker; Bellew; Beltz; Boe; Bosch; Brandenburg; Christensen; Cory; Delzer; Devlin; Dockter; Ertelt; Fegley; Fisher; Hatlestad; Headland; Hoverson; Howe; Johnson, D.; Johnson, M.; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Klemin; Koppelman, B.; Kreidt; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; Meier; Mitskog; Mock; Monson; Nathe; Nehring; Nelson, J.; Ostlie; Owens; Paulson; Paur; Pollert; Porter; Pyle; Richter; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schmidt; Schobinger; Simons; Skroch; Steiner; Stemen; Strinden; Thomas; Toman; Trottier; Tveit; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Koppelman, K.

NAYS: Adams; Anderson, P.; Boschee; Buffalo; Dobervich; Guggisberg; Hager; Hagert; Hanson; Heinert; Ista; Nelson, M.; O'Brien; Roers Jones; Schneider; Schreiber-Beck

ABSENT AND NOT VOTING: Damschen

Engrossed HB 1498 passed.

SECOND READING OF HOUSE BILL

HB 1193: A BILL for an Act to amend and reenact section 12.1-05-07 of the North Dakota Century Code, relating to limits on the use of force and deadly force.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 1 YEAS, 92 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Ertelt

NAYS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Becker; Bellew; Beltz; Boe; Bosch; Boschee; Brandenburg; Buffalo; Christensen; Cory; Delzer; Devlin; Dobervich; Dockter; Fegley; Fisher; Guggisberg; Hager; Hagert; Hanson; Hatlestad; Headland; Heinert; Hoverson; Howe; Ista; Johnson, D.; Johnson, M.; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Klemin; Koppelman, B.; Kreidt; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; Meier; Mitskog; Mock; Monson; Nathe; Nehring; Nelson, J.; Nelson, M.; O'Brien; Ostlie; Owens; 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; Stemen; Strinden; Thomas; Toman; Trottier; Tveit; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Koppelman, K.

ABSENT AND NOT VOTING: Damschen

HB 1193 failed.

SECOND READING OF HOUSE BILL

HB 1459: A BILL for an Act to provide for a legislative management study regarding county correctional employees carrying firearms.

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 89 YEAS, 4 NAYS, 0

EXCUSED, 1 ABSENT AND NOT VOTING.

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

NAYS: Adams; Bellew; Ertelt; Simons

ABSENT AND NOT VOTING: Damschen

HB 1459 passed.

SECOND READING OF HOUSE BILL

HB 1483: A BILL for an Act to create and enact a new section to chapter 11-11 of the North Dakota Century Code, relating to lease purchase.

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 85 YEAS, 8 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

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

NAYS: Adams; Anderson, P.; Bellew; Hagert; Heinert; Keiser; Ostlie; Richter

ABSENT AND NOT VOTING: Damschen

Engrossed HB 1483 passed.

SECOND READING OF HOUSE BILL

HB 1484: A BILL for an Act to amend and reenact section 21-03-06 of the North Dakota Century Code, relating to county bonding authority.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 6 YEAS, 87 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Bellew; Christensen; Ertelt; Kiefert; Magrum; Simons

NAYS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Becker; Beltz; Boe; Bosch; Boschee; Brandenburg; Buffalo; Cory; Delzer; Devlin; Dobervich; Dockter; Fegley; Fisher; Guggisberg; Hager; Hagert; Hanson; Hatlestad; Headland; Heinert; Hoverson; Howe; Ista; Johnson, D.; Johnson, M.; Jones; Kading; Karls; Kasper;

Keiser; Kempenich; Klemin; Koppelman, B.; Kreidt; Lefor; Longmuir; Louser; Marschall; Martinson; Meier; Mitskog; Mock; Monson; Nathe; Nehring; Nelson, J.; Nelson, M.; O'Brien; Ostlie; Owens; Paulson; Paur; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Skroch; Steiner; Stemen; Strinden; Thomas; Toman; Trottier; Tveit; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Koppelman, K.

ABSENT AND NOT VOTING: Damschen

HB 1484 failed.

SECOND READING OF HOUSE BILL

HB 1485: A BILL for an Act to amend and reenact sections 6-09.4-24 and 21-03-06.1, subsection 1 of section 48-12-01, and section 54-44.5-08 of the North Dakota Century Code, relating to building authorities; and to repeal chapter 54-17.2 of the North Dakota Century Code, relating to the North Dakota building authority.

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 9 YEAS, 85 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Becker; Christensen; Damschen; Ertelt; Kiefert; Magrum; Schatz; Simons; Toman

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

HB 1485 failed.

SECOND READING OF HOUSE BILL

HB 1276: A BILL for an Act to repeal section 54-10-20 of the North Dakota Century Code, relating to a special state auditor.

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 89 YEAS, 4 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

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

NAYS: Anderson, P.; Ertelt; Schatz; Schauer

ABSENT AND NOT VOTING: Christensen

Engrossed HB 1276 passed.

SECOND READING OF HOUSE BILL

HB 1344: A BILL for an Act to amend and reenact section 44-08-05.1 of the North Dakota Century Code, relating to the reporting by any public officer, employee, or any other individual who has knowledge of an actual or possible law violation.

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 90 YEAS, 4 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Becker; Bellew; Beltz; Boe; Bosch; Boschee; Brandenburg; Buffalo; Cory; Damschen; Delzer; Devlin; Dobervich; Dockter; Fegley; Fisher; Guggisberg; Hager; Hagert; Hanson; Hatlestad; Headland; Heinert; Hoverson; Howe; Ista; Johnson, D.; Johnson, M.; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Klemin; Koppelman, B.; Kreidt; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; Meier; Mitskog; Mock; Monson; Nathe; Nehring; Nelson, J.; O'Brien; Ostlie; Owens; 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; Stemen; Strinden; Thomas; Trottier; Tveit; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Koppelman, K.

NAYS: Christensen; Ertelt; Nelson, M.; Toman

Engrossed HB 1344 passed.

SECOND READING OF HOUSE BILL

HB 1209: A BILL for an Act to provide for a legislative management study of the public employees retirement system defined benefit and defined contribution retirement plans.

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 89 YEAS, 5 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

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

NAYS: Anderson, P.; Bellew; Guggisberg; Johnson, M.; Schneider

Engrossed HB 1209 passed.

SECOND READING OF HOUSE BILL

HB 1011: A BILL for an Act to provide an appropriation for defraying the expenses of the securities department.

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 94 YEAS, 0 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Becker; Bellew; Beltz; Boe; Bosch; Boschee; Brandenburg; Buffalo; Christensen; Cory; Damschen; Delzer; Devlin; Dobervich; Dockter; Ertelt; Fegley; Fisher; Guggisberg; Hager; Hagert; Hanson; Hatlestad; Headland; Heinert; Hoverson; Howe; Ista; Johnson, D.; Johnson, M.; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Klemin; Koppelman, B.; Kreidt; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; Meier; Mitskog; Mock; Monson; Nathe; Nehring; Nelson, J.; Nelson, M.; O'Brien; Ostlie; Owens; 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; Stemen; Strinden; Thomas; Toman; Trottier; Tveit; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Koppelman, K.

Engrossed HB 1011 passed.

SECOND READING OF HOUSE BILL

HB 1105: A BILL for an Act to amend and reenact sections 12.1-20-12.1 and 23-12-16 of the North Dakota Century Code, relating to breastfeeding; 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 83 YEAS, 11 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

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

NAYS: Becker; Bellew; Christensen; Damschen; Delzer; Ertelt; Hoverson; Schatz; Simons; Skroch; Speaker Koppelman, K.

Engrossed HB 1105 passed.

MOTION

REP. LOUSER MOVED that HB 1342 be moved to the top of the calendar, which motion prevailed on a voice vote.

SECOND READING OF HOUSE BILL

HB 1342: A BILL for an Act to amend and reenact subsection 1 of section 54-52-02.9, subsection 2 of section 54-52-05, subsection 1 of section 54-52-06, subsection 6 of section 54-52.6-02, subsection 1 of section 54-52.6-09, and subsection 2 of section 54-52.6-09 of the North Dakota Century Code, relating to increased employer and employee contributions under the public employees retirement system defined benefit and defined contribution plans; to provide an appropriation; and to provide a statement of legislative intent.

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 37 YEAS, 57 NAYS,

0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, P.; Becker; Boe; Boschee; Buffalo; Christensen; Cory; Dobervich; Dockter; Guggisberg; Hager; Hagert; Hanson; Hatlestad; Ista; Keiser; Lefor; Mitskog; Mock; Nathe; Nelson, M.; O'Brien; Ostlie; Paulson; Richter; Roers Jones; Ruby, M.; Satrom; Schatz; Schauer; Schneider; Schreiber-Beck; Thomas; Trottier; Vetter; Zubke

NAYS: Anderson, B.; Anderson, D.; Bellew; Beltz; Bosch; Brandenburg; Damschen; Delzer; Devlin; Ertelt; Fegley; Fisher; Headland; Heinert; Hoverson; Howe; Johnson, D.; Johnson, M.; Jones; Kading; Karls; Kasper; Kempenich; Kiefert; Klemin; Koppelman, B.; Kreidt; Longmuir; Louser; Magrum; Marschall; Martinson; Meier; Monson; Nehring; Nelson, J.; Owens; Paur; Pollert; Porter; Pyle; Rohr; Ruby, D.; Sanford; Schmidt; Schobinger; Simons; Skroch; Steiner; Stemen; Strinden; Toman; Tveit; Vigesaa; Weisz; Westlind; Speaker Koppelman, K.

HB 1342 failed.

SECOND READING OF HOUSE BILL

HB 1339: A BILL for an Act to provide for a legislative management study of the definitions of "dangerous weapon" and "public gathering".

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 65 YEAS, 28 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Anderson, B.; Becker; Beltz; Boe; Bosch; Boschee; Brandenburg; Buffalo; Christensen; Cory; Damschen; Delzer; Dobervich; Dockter; Guggisberg; Hanson; Hatlestad; Heinert; Ista; Johnson, M.; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Klemin; Koppelman, B.; Kreidt; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; Meier; Mitskog; Mock; Monson; Nathe; Nehring; Nelson, J.; Owens; Paulson; Paur; Pyle; Richter; Roers Jones; Sanford; Satrom; Schatz; Schauer; Schmidt; Schobinger; Simons; Steiner; Stemen; Thomas; Trottier; Tveit; Vetter; Vigesaa; Weisz; Speaker Koppelman, K.

NAYS: Adams; Anderson, D.; Anderson, P.; Bellew; Devlin; Ertelt; Fegley; Fisher; Hager; Hagert; Headland; Hoverson; Howe; Johnson, D.; O'Brien; Ostlie; Pollert; Porter; Rohr; Ruby, D.; Ruby, M.; Schneider; Schreiber-Beck; Skroch; Strinden; Toman; Westlind; Zubke

ABSENT AND NOT VOTING: Nelson, M.

Engrossed HB 1339 passed.

SECOND READING OF HOUSE BILL

HB 1340: A BILL for an Act to create and enact a new section to chapter 29-29 of the North Dakota Century Code, relating to prohibiting entry onto private property without permission.

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 37 YEAS, 56 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Becker; Bellew; Brandenburg; Christensen; Delzer; Ertelt; Fegley; Fisher; Hoverson; Jones; Kading; Kasper; Kempenich; Kiefert; Koppelman, B.; Kreidt; Louser; Magrum; Marschall; Meier; Nehring; Nelson, M.; Owens; Paulson; Paur; Rohr; Ruby, D.; Ruby, M.; Schatz; Simons; Skroch; Steiner; Toman; Trottier; Tveit; Vetter; Speaker Koppelman, K.

NAYS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Beltz; Boe; Bosch; Boschee; Buffalo; Cory; Damschen; Devlin; Dobervich; Dockter; Guggisberg; Hager; Hager; Hanson; Hatlestad; Headland; Heinert; Howe; Ista; Johnson, D.; Karls; Keiser; Klemin; Lefor; Longmuir; Martinson; Mitskog; Mock; Monson; Nathe; Nelson, J.; O'Brien; Ostlie; Pollert; Porter; Pyle; Richter; Roers Jones; Sanford; Satrom; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Stemen; Strinden; Thomas; Vigesaa; Weisz; Westlind; Zubke

ABSENT AND NOT VOTING: Johnson, M.

Engrossed HB 1340 failed.

MOTION

REP. LOUSER MOVED that SB 2246, SB 2264, SB 2273, SB 2276, SB 2278, SB 2308, and SB 2340 be returned to the House floor from the **Transportation Committee** and be rereferred to the **Judiciary Committee**, which motion prevailed on a voice vote.

Pursuant to Rep. Louser's motion, SB 2246, SB 2264, SB 2273, SB 2276, SB 2278, SB 2308, and SB 2340 were rereferred.

MOTION

REP. LOUSER MOVED that SB 2244 be returned to the House floor from the **Industry, Business and Labor Committee** and be rereferred to the **Political Subdivisions Committee**, which motion prevailed on a voice vote.

Pursuant to Rep. Louser's motion, SB 2244 was rereferred.

MOTION

REP. LOUSER MOVED that SB 2341 be returned to the House floor from the **Industry, Business and Labor Committee** and be rereferred to the **Government and Veterans Affairs Committee**, which motion prevailed on a voice vote.

Pursuant to Rep. Louser's motion, SB 2341 was rereferred.

ANNOUNCEMENT

SPEAKER K. KOPPELMAN ANNOUNCED that the House stand in recess for 10 minutes.

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

MOTION

REP. LOUSER MOVED that under House Rule 510, HB 1437 be returned to the House floor from the **Agriculture Committee** and be placed on the Eleventh order, which motion prevailed on a voice vote.

SECOND READING OF HOUSE BILL

HB 1437: A BILL for an Act to create and enact section 61-32-03.2 of the North Dakota Century Code, relating to small subsurface water management systems; to amend and reenact subsection 3 of section 61-02-01.4 and section 61-32-03.1 of the North Dakota Century Code, relating to large subsurface water management system permits and the state water commission cost-share policy; to provide a penalty; and to declare an emergency.

CONFLICT OF INTEREST

REP. SCHREIBER-BECK STATED that she had a conflict of interest on Engrossed HB 1437.

MOTION

REP. LOUSER MOVED that Rep. Schreiber-Beck be allowed to vote on Engrossed HB 1437, which motion prevailed on a voice vote.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 94 YEAS, 0 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Becker; Bellew; Beltz; Boe; Bosch; Boschee; Brandenburg; Buffalo; Christensen; Cory; Damschen; Delzer; Devlin; Dobervich; Dockter; Ertelt; Fegley; Fisher; Guggisberg; Hager; Hagert; Hanson; Hatlestad; Headland; Heinert; Hoverson; Howe; Ista; Johnson, D.; Johnson, M.; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Klemin; Koppelman, B.; Kreidt; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; Meier; Mitskog; Mock; Monson; Nathe; Nehring; Nelson, J.; Nelson, M.; O'Brien; Ostlie; Owens; 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; Stemen; Strinden; Thomas; Toman; Trottier; Tveit; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Koppelman, K.

Engrossed HB 1437 passed and the emergency clause was declared carried.

SECOND READING OF HOUSE BILL

HB 1349: A BILL for an Act to create and enact subsection 12 of section 44-04-19.1, a new section to chapter 44-04, and subsection 6 of section 50-24.8-12 of the North Dakota Century Code, relating to open record and meeting laws; to amend and reenact subsection 9 of section 44-04-17.1, sections 44-04-18.27 and 44-04-19, subsections 1 and 2 of section 44-04-20, and section 44-04-30 of the North Dakota Century Code, relating to open record and meeting laws; 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 90 YEAS, 4 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Becker; Bellew; Beltz; Boe; Bosch; Boschee; Brandenburg; Buffalo; Cory; Damschen; Delzer; Devlin; Dobervich; Dockter; Fegley; Fisher; Guggisberg; Hager; Hagert; Hanson; Hatlestad; Headland; Heinert; Howe; Ista; Johnson, D.; Johnson, M.; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Klemin; Koppelman, B.; Kreidt; Lefor; Longmuir; Louser; Marschall; Martinson; Meier; Mitskog; Mock; Monson; Nathe; Nehring; Nelson, J.; Nelson, M.; O'Brien; Ostlie; Owens; 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; Stemen; Strinden; Thomas; Toman; Trottier; Tveit; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Koppelman, K.

NAYS: Christensen; Ertelt; Hoverson; Magrum

Engrossed HB 1349 passed.

SECOND READING OF HOUSE BILL

HB 1247: A BILL for an Act to amend and reenact subsection 3 of section 4.1-26-20, sections 5-01-08 and 6-03-76, subsection 8 of section 6-08.1-03, sections 6-08.5-02 and 6-08.5-03, subsection 2 of section 6-09.15-01, section 10-04-08.5, subsection 16 of section 11-16-01, subdivision n of subsection 5 of section 11-19.1-01, subsection 2 of section 11-19.1-07, subsection 2 of section 11-19.1-16, subsection 2 of section 11-23-01, subdivision e of subsection 1 of section 12-44.1-28, subdivision b of subsection 1 of section 12-44.1-29, subsection 5 of section 12-47-36, section 12-52-02, subsection 2 of section 12-60-24, subsection 5 of section 12-60-26, subsection 26 of section 12.1-01-04, subsection 4 of section 12.1-20-24, subsection 16 of section 12.1-32-15, subsection 4 of section 12.1-41-17, section 13-05-02.2, subsection 8 of section 14-02.1-02, sections 14-02.1-02.1 and 14-02.1-02.2,

subsection 4 of section 14-02.1-03.4, sections 14-02.1-07, 14-02.1-07.1, 14-02.1-09, 14-07.1-01, and 14-07.1-17, subdivision f of subsection 2 of section 14-07.1-20, section 14-09-08.21, subsection 1 of section 14-09-09.7, subsection 4 of section 14-09-09.10, sections 14-09-09.31, 14-09-12, and 14-10-05, subsection 2 of section 14-12.2-02, subsection 1 of section 14-12.2-22, sections 14-12.2-47.3 and 14-12.2-47.4, subsection 4 of section 14-12.2-47.5, subdivision b of subsection 3 of section 14-12.2-47.8, section 14-13-03, subsection 6 of section 14-15-01, subsection 4 of section 14-15.1-01, sections 14-19-01 and 14-19-05, subdivision d of subsection 1 of section 14-19-06, section 14-19-08, subsection 3 of section 14-19-12, paragraph 1 of subdivision d of subsection 1 of section 14-20-10, subdivision a of subsection 2 of section 14-20-12, subsection 3 of section 14-20-14, sections 14-20-15, 14-20-16, 14-20-18, and 14-20-19, subsection 1 of section 14-20-22, sections 14-20-23, 14-20-24, 14-20-57, and 15-05-16, subsection 2 of section 15-52-03, section 15.1-02-19, subsection 3 of section 15.1-24-01, sections 15.1-32-03, 15.1-32-05, and 15.1-32-19, subsection 2 of section 15.1-34-01, section 15.1-34-04, subsection 1 of section 15.1-37-02, sections 18-01-03.1 and 18-01-03.2, subsection 1 of section 19-01-01, section 19-01-07, subsection 6 of section 19-02.1-01, section 19-02.1-07, subsection 5 of section 19-02.1-10, section 19-02.1-10.1, subsection 2 of section 19-02.1-16, subsection 3 of section 19-03.1-17, subsection 3 of section 19-03.1-45, subdivision e of subsection 3 of section 19-03.5-03, subdivision e of subsection 2 of section 19-03.5-07, sections 19-05.1-05, 19-06.1-05, and 19-17-05, subsection 3 of section 19-21-01, subsection 16 of section 19-24.1-01, subdivision a of subsection 1 of section 19-24.1-14, subdivision a of subsection 1 of section 19-24.1-15, subsection 3 of section 19-24.1-24, subdivision e of subsection 2 of section 19-24.1-33, sections 19-24.1-36 and 20.1-01-26.1, subsection 4 of section 20.1-03-04, sections 23-01-01, 23-01-01.1, and 23-01-03, subsection 1 of section 23-01-03.1, subsection 1 of section 23-01-03.3, sections 23-01-04, 23-01-05, 23-01-05.1, 23-01-05.2, 23-01-05.3, 23-01-05.4, 23-01-06, 23-01-08, 23-01-10, 23-01-11, 23-01-14, 23-01-15, 23-01-16, 23-01-22, 23-01-24, 23-01-25, 23-01-26, 23-01-27, 23-01-28, 23-01-29, 23-01-32, 23-01-33, 23-01-34, 23-01-35, and 23-01-37, subdivision a of subsection 1 of section 23-01-39, sections 23-01-40 and 23-01-41, paragraph 1 of subdivision b of subsection 1 of section 23-01-42, sections 23-01-44 and 23-01.2-01, subsection 2 of section 23-01.2-03, section 23-01.2-04, subsection 8 of section 23-01.3-01, sections 23-01.3-08, 23-02.1-01, 23-02.1-02, 23-02.1-03, and 23-02.1-04, subdivision c of subsection 1 of section 23-02.1-05, sections 23-02.1-11, 23-02.1-13, 23-02.1-15, and 23-02.1-16, subsection 2 of section 23-02.1-17, subsection 4 of section 23-02.1-18, sections 23-02.1-19, 23-02.1-20, 23-02.1-20.1, 23-02.1-22, and 23-02.1-25, subsections 6 and 7 of section 23-02.1-27, subsection 3 of section 23-02.1-28, section 23-02.1-29, subsection 3 of section 23-02.1-30, subsection 6 of section 23-06-03, subsection 1 of section 23-06-04, sections 23-06-07, 23-06-20, 23-06-21, 23-06-22, and 23-06-23, subsection 7 of section 23-06-27, section 23-06-30, subsection 1 of section 23-06.6-19, sections 23-07-01, 23-07-01.1, 23-07-02, 23-07-02.1, and 23-07-02.2, subsection 3 of section 23-07-02.3, sections 23-07-03 and 23-07-05, subsection 2 of section 23-07-07.5, sections 23-07-07.6, 23-07-15, 23-07-17.1, and 23-07-21, subsection 2 of section 23-07.1-01.1, sections 23-07.1-04, 23-07.1-14, 23-07.2-02, 23-07.2-03, and 23-07.2-04, subsection 4 of section 23-07.4-01, subsection 3 of section 23-07.4-02, section 23-07.6-04, subsection 3 of section 23-07.7-02, subsection 4 of section 23-09-01, section 23-09-02, subsection 2 of section 23-09.1-01, section 23-09.1-02, subsection 1 of section 23-09.2-01, subsection 2 of section 23-09.3-01, sections 23-09.3-01.1 and 23-09.3-05.1, subsection 2 of section 23-09.4-01, subsection 9 of section 23-09.5-02, subsection 2 of section 23-10-01, subsection 11 of section 23-12-09, subdivision a of subsection 3 of section 23-12-10, subsection 1 of section 23-12-10.2, subsection 2 of section 23-12-10.4, subsection 2 of section 23-12-17, section 23-16-01, subsection 6 of section 23-16-01.1, sections 23-16-03, 23-16-04, 23-16-05, 23-16-06, 23-16-08, and 23-16-09, subsection 2 of section 23-16-11, section 23-16-12, subsection 1 of section 23-16.1-01, section 23-17-08, subsection 2 of section 23-17.3-01, sections 23-17.3-08 and 23-17.3-10, subsection 2 of section 23-17.4-01, sections 23-21-16 and 23-21.1-02.1, subsection 1 of section 23-21.1-03, sections 23-23-03 and 23-27-01, subsection 1 of section 23-27-02, section 23-27-03, subsection 1 of section 23-27-04, sections 23-27-04.2, 23-27-04.3, and 23-27-04.7, subsection 6 of section 23-27-04.10, sections 23-34-02 and 23-34-02.1, subsection 2 of section 23-35-01, section 23-35-02, subsection 4 of section 23-36-01, section 23-38.1-01, subsections 1 and 3 of section 23-38.1-02, section

23-38.1-03, subsection 1 of section 23-39-01, sections 23-39-06, 23-39-07, and 23-41-01, subsection 1 of section 23-41-06, sections 23-43-02, 23-43-03, 23-43-04, 23-43-05, and 23-43-06, subsection 2 of section 23-44-01, subsection 2 of section 23-44-02, subsection 2 of section 23-45-01, subsection 1 of section 23-45-02, sections 23-46-02, 23-46-03, and 23-46-04, subsection 1 of section 23-47-01, section 23-47-02, subsection 1 of section 23-47-03, section 23-50-01, subsection 4 of section 23.1-01-03, subsection 7 of section 25-01-01, section 25-01-01.1, subsection 2 of section 25-01.2-01, sections 25-01.2-18, 25-02-01, 25-02-01.1, and 25-02-03, subsection 5 of section 25-03.1-02, section 25-03.1-34.1, subsection 3 of section 25-03.2-01, subsection 2 of section 25-03.3-01, sections 25-03.3-07, 25-03.3-08, 25-03.3-12, and 25-03.3-17, subsection 3 of section 25-03.3-18, sections 25-03.3-21, 25-03.3-22, 25-04-01, 25-04-02, 25-04-02.1, 25-04-04, and 25-04-05, subsection 1 of section 25-04-05.1, subsection 3 of section 25-04-08, sections 25-04-08.1, 25-04-11, and 25-04-14, subsection 2 of section 25-04-15, subsection 5 of section 25-04-16, sections 25-11-02 and 25-14-02, subsection 1 of section 25-16-01, sections 25-16-07 and 25-16-12, subsection 1 of section 25-16.1-01, sections 25-16.2-01, 25-17-00.1, 25-17-01, 25-17-02, 25-17-03, and 25-17-06, subsection 1 of section 25-18-01, subdivision b of subsection 1 of section 26.1-02-28, subdivision b of subsection 9 of section 26.1-26.4-02, subsection 2 of section 26.1-36-09, subsection 4 of section 26.1-36-09.7, subdivision b of subsection 1 of section 26.1-36-09.10, subsection 1 of section 26.1-36-12, subsection 2 of section 26.1-36-12.2, section 26.1-36-30, subsection 1 of section 26.1-36-45, subsection 2 of section 26.1-36.5-03, subsection 2 of section 26.1-36.5-04, sections 26.1-45-13, 26.1-47-01, 26.1-47-10, 26.1-54-01, 26.1-54-02, 26.1-54-03, 26.1-54-04, and 27-20-11, subdivision c of subsection 7 of section 27-20-20.1, section 27-20-30.1, subsection 7 of section 27-20-45, subsection 1 of section 27-20-51, subsection 2 of section 27-20-54, section 27-21-09, subdivision d of subsection 2 of section 27-21-12, sections 28-21-05.2, 30-16-04, 32-03-48, and 32-37-05, paragraph 3 of subdivision b of subsection 4 of section 34-13-01, subsection 2 of section 34-15-01, subsection 2 of section 36-01-12.2, sections 37-17.4-01, 37-17.4-03, and 37-17.4-04, subsection 3 of section 37-17.4-07, sections 37-17.4-09 and 39-01-01, subsection 5 of section 39-01-15, section 39-01-19, subdivision b of subsection 1 of section 39-04-10.16, subsection 1 of section 43-04-11, subsection 8 of section 43-10-12, sections 43-10-23, 43-11-11, and 43-12.1-04, subsection 14 of section 43-15-10, subsection 4 of section 43-15-31.5, subsection 5 of section 43-28-02, section 43-29.1-02, subsection 2 of section 43-34-01, subsection 1 of section 43-34-02, section 43-38-03, subsection 2 of section 43-41-04.2, sections 43-43-03, 43-43-04, 43-43-06, and 43-43-07, subsection 11 of section 43-48-03, subdivision e of subsection 3 of section 43-60-02, subsection 3 of section 44-04-18.4, subdivision b of subsection 1 of section 44-04-18.30, subsection 2 of section 50-01-01, sections 50-01-13 and 50-01-17.2, subsection 1 of section 50-01.1-01, subsection 1 of section 50-01.2-00.1, subsection 3 of section 50-06-01, sections 50-06-01.1 and 50-06-01.4, subsection 1 of section 50-06-01.7, sections 50-06-06.3, 50-06-06.4, 50-06-06.6, 50-06-06.10, 50-06-06.11, 50-06-14.1, 50-06-21, 50-06-24, 50-06-26, 50-06-29, 50-06-30, 50-06-31, 50-06-32, 50-06-32.1, 50-06-35, 50-06-37, 50-06-38, 50-06-41, 50-06-41.2, and 50-06-43.1, subdivision e of subsection 1 of section 50-06-43.2, subsection 1 of section 50-06.1-01, sections 50-06.1-15 and 50-06.1-16, subsection 8 of section 50-06.2-02, subsection 2 of section 50-06.4-01, section 50-06.4-02, subsection 3 of section 50-06.4-10, subsection 4 of section 50-06.5-01, subsection 12 of section 50-09-01, subsection 2 of section 50-10.1-01, subsection 4 of section 50-10.2-01, subsection 4 of section 50-11-00.1, sections 50-11-01.5, 50-11-01.6, and 50-11-03.1, subsection 3 of section 50-11.1-02, subsection 2 of section 50-11.1-07, subdivision a of subsection 3 of section 50-11.1-18, sections 50-11.2-01, 50-11.2-02, 50-11.3-01, and 50-12-02, subsection 2 of section 50-12-02.1, sections 50-12-03, 50-12-03.1, 50-12-03.2, and 50-12-05, subsection 2 of section 50-12-06, subsection 2 of section 50-12-07, sections 50-12-08, 50-12-10, 50-12-11, 50-12-14.1, 50-12-16, and 50-12-17, subsection 1 of section 50-19-01, sections 50-19-04, 50-19-10, 50-19-14, 50-21-02, 50-21-03, and 50-21-04, subsection 1 of section 50-24.1-00.1, section 50-24.1-01.3, subdivision a of subsection 1 of section 50-24.1-29, sections 50-24.1-34, 50-24.1-37, and 50-24.1-38, subsection 2 of section 50-24.1-40, sections 50-24.3-01, 50-24.3-03, and 50-24.3-03.1, subsection 3 of section 50-24.4-01, section 50-24.4-12, subsection 1 of section 50-24.4-19, subsection 4 of section 50-24.5-01, sections 50-24.5-02.2 and 50-24.5-10, subsection 3 of section 50-24.6-01, subsection 3 of section 50-24.7-01, subsection 3 of section 50-24.8-01,

subsection 9 of section 50-25.1-02, subsection 17 of section 50-25.1-02, section 50-25.1-04.2, subsection 10 of section 50-25.1-15, subsection 5 of section 50-25.2-01, sections 50-27-01 and 50-27-03, subsection 5 of section 50-28-01, subsection 3 of section 50-29-01, subsection 2 of section 50-30-01, subsection 1 of section 50-31-01, subsection 2 of section 50-32-01, section 50-32-02.1, subsection 7 of section 50-33-01, subsection 1 of section 50-35-01, subsection 3 of section 52-01-03, subsection 5 of section 53-12.1-12, subsection 1 of section 54-06-04, subsection 3 of section 54-12-08, section 54-23.3-10, subsection 1 of section 54-23.3-12, subsection 3 of section 54-38-01, paragraph 2 of subdivision b of subsection 1 of section 54-44.1-12, sections 54-44.3-30, 54-44.3-31, and 54-44.3-32, subsection 3 of section 54-44.8-03, sections 54-44.8-06 and 54-46-13, subsection 1 of section 54-59-25, subdivision i of subsection 2 of section 54-59-26, subdivision g of subsection 1 of section 54-59-33, subdivision a of subsection 1 of section 54-60-19, section 57-38-01.16, subsection 1 of section 57-38.3-02, subsection 3 of section 57-38.3-04, subsection 24 of section 57-39.2-04, subdivision f of subsection 4 of section 57-40.6-10, section 57-63-03, subdivision n of subsection 2 of section 59-09-02, section 61-38-03, paragraph 3 of subdivision a of subsection 16 of section 65-01-02, and section 65-05.1-06.3 of the North Dakota Century Code, relating to merging of the state department of health and the department of human services; to provide a statement of legislative intent; to provide for a legislative management report; to provide a penalty; 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 PASS, the roll was called and there were 73 YEAS, 21 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

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

NAYS: Christensen; Damschen; Dobervich; Ertelt; Hoverson; Karls; Keiser; Koppelman, B.; Louser; Magrum; Martinson; Owens; Paulson; Porter; Schatz; Schobinger; Simons; Skroch; Toman; Vetter; Speaker Koppelman, K.

Engrossed HB 1247 passed.

SECOND READING OF HOUSE CONCURRENT RESOLUTION

HCR 3016: A concurrent resolution to amend and reenact section 3 of article IX of the Constitution of North Dakota, relating to the membership of the board of university and school lands.

ROLL CALL

The question being on the final adoption of the amended resolution, which has been read, and has committee recommendation of DO NOT PASS. The roll was called and there were 20 YEAS, 74 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Bellew; Beltz; Boe; Christensen; Devlin; Fegley; Hatlestad; Johnson, D.; Kasper; Magrum; Mitskog; Monson; Nelson, M.; Owens; Satrom; Schatz; Thomas; Trottier; Weisz; Westlind

NAYS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Becker; Bosch; Boschee; Brandenburg; Buffalo; Cory; Damschen; Delzer; Dobervich; Dockter; Ertelt; Fisher; Guggisberg; Hager; Hagert; Hanson; Headland; Heinert; Hoverson; Howe; Ista; Johnson, M.; Jones; Kading; Karls; Keiser; Kempenich; Kiefert; Klemin; Koppelman, B.; Kreidt; Lefor; Longmuir; Louser; Marschall; Martinson; Meier; Mock; Nathe;

Nehring; Nelson, J.; O'Brien; Ostlie; Paulson; Paur; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Simons; Skroch; Steiner; Stemen; Strinden; Toman; Tveit; Vetter; Vigesaa; Zubke; Speaker Koppelman, K.

Engrossed HCR 3016 was declared lost on a recorded roll call vote.

SECOND READING OF HOUSE BILL

HB 1245: A BILL for an Act to amend and reenact sections 54-52.1-04, 54-52.1-04.1, 54-52.1-04.2, and 54-52.1-05 of the North Dakota Century Code, relating to public employee uniform group insurance plans for health benefits; and to provide for application.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 90 YEAS, 4 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Becker; Bellew; Beltz; Boe; Bosch; Boschee; Brandenburg; Christensen; Cory; Damschen; Delzer; Devlin; Dobervich; Dockter; Ertelt; Fegley; Fisher; Hagert; Hanson; Hatlestad; Headland; Heinert; Hoverson; Howe; Ista; Johnson, D.; Johnson, M.; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Klemin; Koppelman, B.; Kreidt; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; Meier; Mitskog; Mock; Monson; Nathe; Nehring; Nelson, J.; Nelson, M.; O'Brien; Ostlie; Owens; 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; Stemen; Strinden; Thomas; Toman; Trottier; Tveit; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Koppelman, K.

NAYS: Anderson, P.; Buffalo; Guggisberg; Hager

Engrossed HB 1245 passed.

SECOND READING OF HOUSE BILL

HB 1407: A BILL for an Act to amend and reenact section 50-24.1-40 of the North Dakota Century Code, relating to medical assistance tribal health care coordination agreements; to repeal section 50-24.1-40 of the North Dakota Century Code, relating to medical assistance tribal health care coordination agreements; to provide for legislative management and legislative council reports; to provide a continuing appropriation; and to provide a contingent 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 84 YEAS, 10 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

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

NAYS: Becker; Bellew; Buffalo; Christensen; Delzer; Ertelt; Hoverson; Magrum; Schatz; Simons

Engrossed HB 1407 passed.

SECOND READING OF HOUSE BILL

HB 1353: A BILL for an Act to create and enact sections 61-03-01.1, 61-03-01.2, and 61-03-01.3 of the North Dakota Century Code, relating to the establishment of the department of water resources and powers and duties of the director of the department of water resources; to amend and reenact subsection 1 of section 4.1-01-18, sections 4.1-35-01 and 4.1-35-04, subsection 3 of section 4.1-35-05, section 11-33.2-12.1, subsection 1 of section 23.1-01-02, sections 23.1-08-13, 23.1-11-06, 23.1-11-10, 23.1-11-11, 24-03-06, 24-03-08, and 24-06-26.1, subsection 2 of section 37-17.1-11, subsection 12 of section 38-14.1-03, subdivision n of subsection 1 of section 38-14.1-14, subsection 2 of section 38-14.1-21, subsection 7 of section 38-14.1-24, subsection 1 of section 38-14.1-25, subsection 1 of section 38-23-08, and subsection 11 of section 40-50.1-01, section 43-35-03, subsection 1 of section 54-57-03, sections 57-02-08.6 and 57-28-09, subsection 4 of section 61-01-01, sections 61-01-03, 61-01-05, 61-01-06, 61-01-25, 61-02-05, 61-02-14.2, 61-02-23.3, 61-02-26, 61-02-27, 61-02-30, 61-02-32, 61-02-33, 61-02-41, 61-02-68.10, 61-02.1-01, 61-03-03, 61-03-04, 61-03-06, 61-03-08, 61-03-10, 61-03-12, 61-03-13, 61-03-14, 61-03-15, 61-03-16, 61-03-17, 61-03-18, 61-03-19, 61-03-20, 61-03-21, 61-03-21.1, 61-03-21.2, 61-03-21.3, 61-03-21.4, 61-03-22, 61-03-23, 61-03-24, 61-03-25, and 61-04-01, subsection 1 of section 61-04-01.1 and subsection 15 of section 61-04-01.1, sections 61-04-02, 61-04-02.1, 61-04-02.2, 61-04-03, 61-04-03.1, 61-04-04, 61-04-04.1, 61-04-04.2, 61-04-04.3, 61-04-05, 61-04-05.1, 61-04-06, 61-04-06.1, 61-04-06.2, 61-04-06.3, 61-04-07.2, 61-04-07.3, 61-04-09, 61-04-11, 61-04-12, 61-04-14, 61-04-15, 61-04-15.2, 61-04-15.3, 61-04-15.4, and 61-04-23, subsection 1 of section 61-04-24, sections 61-04-25, 61-04-26, 61-04-27, 61-04-28, 61-04-29, 61-04-30, 61-04-31, and 61-04.1-04, subsection 3 of section 61-05-01, sections 61-05-07, 61-05-08, 61-05-09, 61-05-10, 61-05-11, 61-05-12, 61-05-13, 61-05-14, 61-05-15, 61-05-16, 61-05-17, 61-05-18, 61-05-19, 61-05-20, 61-06-01, 61-06-03, 61-06-04, 61-06-05, 61-06-19, 61-07-08, 61-07-19, 61-07-27, 61-09-02, 61-10-27, 61-10-30, 61-10-35, 61-10-37, 61-11-04, 61-11-08, 61-11-09, 61-11-15, 61-12-46, 61-14-01, 61-14-03, 61-14-06, 61-14-07, 61-14-13, 61-15-03, 61-15-09, and 61-16-06.1, subsection 1 of section 61-16.1-09.1, sections 61-16.1-23, 61-16.1-37, 61-16.1-38, 61-16.1-39, 61-16.1-53.1, 61-16.2-01, 61-16.2-02, 61-16.2-03, 61-16.2-04, and 61-16.2-05, subsection 1 of section 61-16.2-09, sections 61-16.2-11, 61-16.2-13, 61-16.2-14, 61-20-02, 61-20-03, 61-20-06, 61-20-07, 61-21-02.1, 61-21-22, 61-21-34, 61-24-07, 61-24.3-01, 61-24.5-01, 61-24.5-18, 61-24.6-01, 61-24.6-02, 61-24.6-03, 61-24.6-05, 61-24.8-01, 61-24.8-18, and 61-29-04, subsection 6 of section 61-31-02, and sections 61-32-03, 61-32-03.1, 61-32-08, 61-33-01, 61-33-01.1, 61-33-02, 61-33-03, 61-33-05, 61-33-05.1, 61-33-07, 61-33-08, 61-33-09, 61-33-10, 61-33.1-07, 61-34-01, 61-34-04, 61-35-01, 61-35-02, 61-35-02.1, 61-35-04, 61-35-05, 61-35-07, 61-35-08, 61-35-16, 61-35-18, 61-35-20, 61-35-21, 61-35-22, 61-35-23, 61-35-25, 61-35-63, 61-38-01, 61-38-02, 61-38-03, 61-38-04, 61-38-05, 61-38-06, 61-38-07, 61-38-08, 61-38-09, 61-38-10, 61-38-11, 61-39-01, and 61-40-07 of the North Dakota Century Code, relating to the powers and duties of the department of water resources and the state engineer and updates to statutory language; and to repeal sections 61-03-01, 61-03-02, and 61-03-05.1 of the North Dakota Century Code, relating to the powers and duties of the state engineer and the water use fund.

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 86 YEAS, 8 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Becker; Bellew; Beltz; Boe; Bosch; Boschee; Brandenburg; Buffalo; Christensen; Cory; Delzer; Devlin; Dobervich; Dockter; Fegley; Fisher; Guggisberg; Hager; Hagert; Hanson; Hatlestad; Headland; Heinert; Hoverson; Howe; Ista; Johnson, D.; Johnson, M.; Jones; Kasper; Keiser; Kempenich; Kiefert; Klemin; Koppelman, B.; Kreidt; Lefor; Longmuir; Louser; Marschall; Martinson; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; O'Brien; Ostlie; Owens; Paulson; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schmidt; Schneider;

Schobinger; Schreiber-Beck; Simons; Skroch; Steiner; Stemen; Strinden; Thomas; Trottier; Tveit; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Koppelman, K.

NAYS: Damschen; Ertelt; Kading; Karls; Magrum; Nehring; Paur; Toman

HB 1353 passed.

SECOND READING OF HOUSE BILL

HB 1454: A BILL for an Act to create and enact a new section to chapter 51-07 of the North Dakota Century Code, relating to unlawful interference with business relation; and to provide a penalty.

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 8 YEAS, 86 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Christensen; Ertelt; Hoverson; Kading; Magrum; Satrom; Schatz; Schauer

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

HB 1454 failed.

SECOND READING OF HOUSE BILL

HB 1155: A BILL for an Act to amend and reenact section 54-52.1-02 of the North Dakota Century Code, relating to the public employees retirement system uniform group insurance program benefits; and to provide for application.

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 37 YEAS, 56 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Adams; Beltz; Bosch; Boschee; Buffalo; Dockter; Guggisberg; Hager; Hagert; Hanson; Hatlestad; Hoverson; Ista; Johnson, D.; Johnson, M.; Keiser; Klemin; Lefor; Mitskog; Mock; Nathe; Nehring; Nelson, J.; Nelson, M.; O'Brien; Ostlie; Owens; Paur; Ruby, D.; Ruby, M.; Satrom; Schauer; Schneider; Schreiber-Beck; Thomas; Trottier; Zubke

NAYS: Anderson, B.; Anderson, D.; Anderson, P.; Becker; Bellew; Boe; Brandenburg; Christensen; Cory; Damschen; Delzer; Devlin; Ertelt; Fegley; Fisher; Headland; Heinert; Howe; Jones; Kading; Karls; Kasper; Kempenich; Kiefert; Koppelman, B.; Kreidt; Longmuir; Louser; Magrum; Marschall; Martinson; Meier; Monson; Paulson; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Sanford; Schatz; Schmidt; Schobinger; Simons; Skroch; Steiner; Stemen; Strinden; Toman; Tveit; Vetter; Vigesaa; Weisz; Westlind; Speaker Koppelman, K.

ABSENT AND NOT VOTING: Dobervich

HB 1155 failed.

SECOND READING OF HOUSE BILL

HB 1281: A BILL for an Act to create and enact a new section to chapter 57-38 and a new subdivision to subsection 7 of section 57-38-30.3 of the North Dakota Century Code, relating to an income tax credit for taxpayers whose children receive nonpublic school or home education; 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 NOT PASS, the roll was called and there were 50 YEAS, 44 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Anderson, B.; Anderson, D.; Becker; Bellew; Bosch; Christensen; Cory; Damschen; Devlin; Dockter; Ertelt; Fegley; Fisher; Heinert; Hoverson; Jones; Kading; Karls; Kasper; Kiefert; Koppelman, B.; Lefor; Louser; Magrum; Marschall; Meier; Nathe; Nehring; Owens; Paulson; Paur; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Satrom; Schatz; Schauer; Schobinger; Simons; Skroch; Steiner; Strinden; Toman; Trottier; Tveit; Vetter; Weisz; Speaker Koppelman, K.

NAYS: Adams; Anderson, P.; Beltz; Boe; Boschee; Brandenburg; Buffalo; Delzer; Dobervich; Guggisberg; Hager; Hager; Hanson; Hatlestad; Headland; Howe; Ista; Johnson, D.; Johnson, M.; Keiser; Kempenich; Klemin; Kreidt; Longmuir; Martinson; Mitskog; Mock; Monson; Nelson, J.; Nelson, M.; O'Brien; Ostlie; Pollert; Porter; Pyle; Sanford; Schmidt; Schneider; Schreiber-Beck; Stemen; Thomas; Vigasaa; Westlind; Zubke

Engrossed HB 1281 passed.

ANNOUNCEMENT

SPEAKER K. KOPPELMAN ANNOUNCED that the House stand in recess for 10 minutes.

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

SECOND READING OF HOUSE CONCURRENT RESOLUTION

HCR 3022: A concurrent resolution directing the Legislative Management to consider studying the feasibility and desirability of implementing a hospital discharge database.

ROLL CALL

The question being on the final adoption of the resolution, which has been read, and has committee recommendation of DO NOT PASS. The roll was called and there were 13 YEAS, 81 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, P.; Boschee; Buffalo; Dobervich; Guggisberg; Hager; Hanson; Ista; Mitskog; Mock; O'Brien; Schneider

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

HCR 3022 was declared lost on a recorded roll call vote.

SECOND READING OF HOUSE BILL

HB 1451: A BILL for an Act to create and enact sections 16.1-08.1-09, 16.1-08.1-10, 16.1-08.1-11, and 16.1-08.1-12 of the North Dakota Century Code, relating to reporting the ultimate and true source of funds; to amend and reenact sections 16.1-08.1-01 and 16.1-10-04.1 of the North Dakota Century Code, relating to political advertisements and reporting the ultimate and true sources of funds; to repeal section 16.1-08.1-08 of the North Dakota Century Code, relating to identifying the ultimate and true source of funds; and to provide a penalty.

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 14 YEAS, 80 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

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

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

HB 1451 failed.

SECOND READING OF HOUSE BILL

HB 1165: A BILL for an Act to amend and reenact section 40-21-01 of the North Dakota Century Code, relating to qualified electors in city elections.

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 48 YEAS, 46 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Becker; Bellew; Boe; Boschee; Buffalo; Christensen; Damschen; Delzer; Devlin; Ertelt; Fisher; Headland; Heinert; Hoverson; Johnson, M.; Jones; Kading; Kasper; Kiefert; Koppelman, B.; Kreidt; Louser; Magrum; Marschall; Meier; Nehring; Nelson, M.; Owens; Paulson; Paur; Rohr; Ruby, D.; Ruby, M.; Satrom; Schatz; Schauer; Schneider; Schobinger; Simons; Skroch; Steiner; Strinden; Toman; Tveit; Vetter; Vigesaa; Weisz; Speaker Koppelman, K.

NAYS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Beltz; Bosch; Brandenburg; Cory; Dobervich; Dockter; Fegley; Guggisberg; Hager; Hagert; Hanson; Hatlestad; Howe; Ista; Johnson, D.; Karls; Keiser; Kempenich; Klemin; Lefor; Longmuir; Martinson; Mitskog; Mock; Monson; Nathe; Nelson, J.; O'Brien; Ostlie; Pollert; Porter; Pyle; Richter; Roers Jones; Sanford; Schmidt; Schreiber-Beck; Stemen; Thomas; Trottier; Westlind; Zubke

HB 1165 passed.

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 1002, HB 1014, HB 1017, HB 1018, HB 1144, HB 1154, HB 1207, HB 1285, HB 1323, HB 1416, HB 1449, HB 1452, HB 1464, HB 1466, HB 1470, HCR 3023.

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

MR. PRESIDENT: The House has passed, the emergency clause carried, and your favorable consideration is requested on: HB 1001.

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

MR. SPEAKER: The Senate has passed, and your favorable consideration is requested on: SB 2014, SB 2015, SB 2018, SB 2021, SB 2139, SB 2213, SB 2218, SB 2272, SB 2313, SB 2319, SB 2324.

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

MR. SPEAKER: The Senate has passed, and your favorable consideration is requested on: SCR 4001, SCR 4005, SCR 4010, SCR 4012, SCR 4013.

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

MR. SPEAKER: The Senate has passed, the emergency clause carried, and your favorable consideration is requested on: SB 2003.

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 8:00 a.m., Wednesday, February 24, 2021, which motion prevailed on a voice vote.

REPORT OF STANDING COMMITTEE

HB 1003: 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). HB 1003 was placed on the Sixth order on the calendar.

Page 1, line 1, after "general" insert "; to amend and reenact section 54-12-11 of the North Dakota Century Code, relating to the salary of the attorney general; to provide for a transfer; to provide an exemption; to provide for a statement of legislative intent; and to provide for a report"

Page 1, remove lines 8 through 24

Page 2, replace lines 1 through 4 with:

| " | <u>Base Level</u> | <u>Adjustments or Enhancements</u> | <u>Appropriation</u> |
|--------------------------------------|-------------------|--|----------------------|
| Salaries and wages | \$45,954,981 | \$2,827,832 | \$48,782,813 |
| Operating expenses | 15,588,646 | 87,126 | 15,675,772 |
| Capital assets | 804,380 | 934,841 | 1,739,221 |
| Grants | 4,418,440 | (755,000) | 3,663,440 |
| Human trafficking victims grants | 1,400,000 | (298,166) | 1,101,834 |
| Forensic nurse examiners grants | 250,000 | 674 | 250,674 |
| Statewide litigation funding pool | 0 | 3,000,000 | 3,000,000 |
| Litigation fees | 150,000 | (22,500) | 127,500 |
| Intellectual property attorney | 442,085 | (442,085) | 0 |
| Medical examinations | 660,000 | 0 | 660,000 |
| North Dakota lottery | 5,191,454 | 62,077 | 5,253,531 |
| Arrest and return of fugitives | 10,000 | (1,500) | 8,500 |
| Gaming commission | 7,489 | 0 | 7,489 |
| Criminal justice information sharing | 3,631,121 | 170,802 | 3,801,923 |
| Law enforcement | <u>2,982,284</u> | <u>(279,299)</u> | <u>2,702,985</u> |
| Total all funds | \$81,490,880 | \$5,284,802 | \$86,775,682 |
| Less estimated income | <u>35,886,284</u> | <u>7,213,762</u> | <u>43,100,046</u> |
| Total general fund | \$45,604,596 | (\$1,928,960) | \$43,675,636 |
| Full-time equivalent positions | 245.00 | 3.00 | 248.00" |

Page 2, line 5, after "**FUNDING**" insert "**- EFFECT ON BASE BUDGET - REPORT TO SIXTY-EIGHTH LEGISLATIVE ASSEMBLY**"

Page 2, line 6, after "biennium" insert "and the one-time funding items included in the appropriation in section 1 of this Act"

Page 2, replace lines 8 through 16 with:

| | | |
|---|------------------|------------------|
| "Criminal history improvement system | \$400,000 | \$400,000 |
| Capital assets | 1,851,956 | 1,111,706 |
| Undercover vehicles | 200,000 | 0 |
| Automated biometric identification system | 316,000 | 300,000 |
| Charitable gaming technology system | 400,000 | 475,000 |
| Statewide litigation funding pool | 0 | 3,000,000 |
| Additional income | <u>250,000</u> | <u>0</u> |
| Total all funds | \$3,417,956 | \$5,286,706 |
| Total other funds | <u>3,217,956</u> | <u>5,286,706</u> |
| Total general fund | \$200,000 | \$0 |

SECTION 3. ADDITIONAL INCOME - APPROPRIATION - REPORT. In addition to the amounts appropriated to the attorney general in section 1 of this Act, there is appropriated from federal or other funds, the sum of \$250,000, or so much of the sum as may be necessary, to the attorney general for the purposes of defraying the expenses of the office, for the biennium beginning July 1, 2021, and ending June 30, 2023. The attorney general shall notify the office of management and budget and the legislative council of any funding made available pursuant to this section.

SECTION 4. STRATEGIC INVESTMENT AND IMPROVEMENTS FUND - TRANSFER - LITIGATION POOL TO STATE AGENCIES - ONE-TIME FUNDING. The statewide litigation funding pool line item in section 1 of this Act includes \$3,000,000 from the strategic investment and improvements fund, which the attorney general shall transfer to eligible state agencies for litigation expenses during the biennium beginning July 1, 2021, and ending June 30, 2023. This funding is considered a one-time funding item. The attorney general may not use funding from the litigation pool to pay judgments under section 32-12-04.

SECTION 5. HUMAN TRAFFICKING VICTIMS GRANT PROGRAM - REQUIREMENTS - REPORTS. The human trafficking victims grants line item in section 1 of this Act includes \$1,101,834 from the general fund for the purpose of providing grants to organizations involved in providing prevention and treatment services related to human trafficking victims and related administrative costs for the biennium beginning July 1, 2021, and ending June 30, 2023. The attorney general may provide grants for the development and implementation of direct care emergency or long-term crisis services, residential care, training for law enforcement, support of advocacy services, and programs promoting positive outcomes for victims. Any organization that receives a grant under this section shall report to the attorney general and the appropriations committees of the sixty-eighth legislative assembly on the use of the funds received and the outcomes of its program. The attorney general shall report to the legislative management during the 2021-22 interim on the status and results of the grant program.

SECTION 6. FORENSIC NURSE EXAMINERS GRANT PROGRAM - REPORTS. The forensic nurse examiners grants line item in section 1 of this Act includes \$250,674 from the general fund for the purpose of providing forensic nurse examiner program grants for community-based or hospital-based sexual assault examiner programs and related administrative costs, for the biennium beginning July 1, 2021, and ending June 30, 2023. Any organization that receives a grant under this section shall report to the attorney general and the appropriations committees of the sixty-eighth legislative assembly on the use of the funds received and the outcomes of its programs. The attorney general shall report to the appropriations committees of the sixty-eighth legislative assembly on the number of nurses trained, the number and location of nurses providing services related to sexual assault nurse examiner programs, and documentation of collaborative efforts to assist victims which includes nurses, the hospital or clinic, law enforcement, and state's attorneys.

SECTION 7. ESTIMATED INCOME - SALARY EQUITY INCREASES - ATTORNEY GENERAL REFUND FUND. The estimated income line item in section 1 of this Act includes \$1,133,232 from the attorney general refund fund for the purpose of providing salary equity increases to employees in the attorney general's

office, of which \$1,007,326 is for bureau of criminal investigation positions and Medicaid fraud control unit positions and \$125,906 is for fire marshal office positions, for the biennium beginning July 1, 2021, and ending June 30, 2023.

SECTION 8. LEGISLATIVE INTENT - ATTORNEY GENERAL - SALARY EQUITY INCREASES - INVESTMENT OF LAWSUIT SETTLEMENT PROCEEDS - STATE INVESTMENT BOARD. The attorney general may invest up to \$2,266,464 of funding in the attorney general refund fund, of which \$1,160,896 is derived from January 2021 lawsuit settlement proceeds, under the supervision of the state investment board for the period beginning July 1, 2021, and ending June 30, 2025. It is the intent of the sixty-seventh legislative assembly that \$2,266,464 in the attorney general refund fund and any investment earnings on the funding be retained in the attorney general refund fund for the purpose of providing salary equity increases as provided for in section 7 of this Act and for the cost to continue the salary equity increases during the 2023-25 biennium, subject to legislative appropriations.

SECTION 9. AMENDMENT. Section 54-12-11 of the North Dakota Century Code is amended and reenacted as follows:

54-12-11. Salary of attorney general.

The annual salary of the attorney general is one hundred ~~fifty-nine~~^{sixty-five} thousand ~~four~~^{eight} hundred ~~ninety-five~~^{thirty-three} dollars through June 30, ~~2020~~²⁰²², and one hundred ~~sixty-three~~^{sixty-eight} thousand three hundred ~~ninety-four~~^{thirty-three} dollars thereafter.

SECTION 10. CRIMINAL HISTORY RECORD CHECKS - FEES. Any individual or entity requesting a criminal history record check from the bureau of criminal investigation, as a result of legislation enacted by the sixty-seventh legislative assembly, shall pay a reasonable fee established by the attorney general to the attorney general to be deposited in the state's general fund for the biennium beginning July 1, 2021, and ending June 30, 2023.

SECTION 11. EXEMPTION - ATTORNEY GENERAL REFUND FUND. Notwithstanding section 54-12-18, the attorney general may retain the balance in the attorney general refund fund which would otherwise be transferred to the general fund on June 30, 2021.

SECTION 12. EXEMPTION - CONCEALED WEAPON REWRITE PROJECT. The amount appropriated to the attorney general from the general fund for a concealed weapon rewrite project as contained in section 1 of chapter 37 of the 2015 Session Laws and continued into the 2017-19 and 2019-21 bienniums, is not subject to the provisions of section 54-44.1-11. Any unexpended funds from this appropriation are available to the attorney general for the concealed weapon rewrite project, during the biennium beginning July 1, 2021, and ending June 30, 2023."

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

House Bill No. 1003 - Attorney General - House Action

| | Base Budget | House Changes | House Version |
|--------------------------------------|--------------|---------------|---------------|
| Salaries and wages | \$45,954,981 | \$2,827,832 | \$48,782,813 |
| Operating expenses | 15,588,646 | 87,126 | 15,675,772 |
| Capital assets | 804,380 | 934,841 | 1,739,221 |
| Grants | 4,418,440 | (755,000) | 3,663,440 |
| Litigation fees | 150,000 | (22,500) | 127,500 |
| Intellectual property attorney | 442,085 | (442,085) | |
| Medical examinations | 660,000 | | 660,000 |
| North Dakota lottery | 5,191,454 | 62,077 | 5,253,531 |
| Arrest and return of fugitives | 10,000 | (1,500) | 8,500 |
| Gaming commission | 7,489 | | 7,489 |
| Criminal justice information sharing | 3,631,121 | 170,802 | 3,801,923 |
| Law enforcement | 2,982,284 | (279,299) | 2,702,985 |
| Human trafficking victims grants | 1,400,000 | (298,166) | 1,101,834 |
| Forensic nurse examiners grants | 250,000 | 674 | 250,674 |
| Additional income | | 250,000 | 250,000 |
| Statewide litigation funding pool | | 3,000,000 | 3,000,000 |

| | | | |
|-----------------------|---------------------|----------------------|---------------------|
| Total all funds | \$81,490,880 | \$5,534,802 | \$87,025,682 |
| Less estimated income | 35,886,284 | 7,463,762 | 43,350,046 |
| General fund | <u>\$45,604,596</u> | <u>(\$1,928,960)</u> | <u>\$43,675,636</u> |
| FTE | 245.00 | 3.00 | 248.00 |

Department 125 - Attorney General - Detail of House Changes

| | Adjusts Funding for Base Payroll Changes ¹ | Adds Funding for Salary and Benefit Increases ² | Adds Funding for Salary Equity Increases ³ | Adds Funding for FTE Gaming Division Positions ⁴ | Adjusts Base Level Funding ⁵ | Removes Funding for Lottery Narcotics Task Force ⁶ |
|--------------------------------------|---|--|---|---|---|---|
| Salaries and wages | \$82,962 | \$1,042,784 | \$1,133,232 | \$814,863 | (\$246,009) | |
| Operating expenses | | | | 144,836 | (1,253,250) | |
| Capital assets | | | | | (156,325) | |
| Grants | | | | | | (\$755,000) |
| Litigation fees | | | | | (22,500) | |
| Intellectual property attorney | 5,707 | (2) | | | | |
| Medical examinations | | | | | | |
| North Dakota lottery | 20,135 | 45,942 | | | (4,000) | |
| Arrest and return of fugitives | | | | | (1,500) | |
| Gaming commission | | | | | | |
| Criminal justice information sharing | 37,985 | 22,044 | | | | |
| Law enforcement | (3,378) | 64,439 | | | (340,360) | |
| Human trafficking victims grants | | 1,834 | | | | |
| Forensic nurse examiners grants | (1) | 675 | | | | |
| Additional income | | | | | | |
| Statewide litigation funding pool | | | | | | |
| Total all funds | \$143,410 | \$1,177,716 | \$1,133,232 | \$959,699 | (\$2,023,944) | (\$755,000) |
| Less estimated income | 87,874 | 388,187 | 1,133,232 | 959,699 | 113,064 | (755,000) |
| General fund | <u>\$55,536</u> | <u>\$789,529</u> | <u>\$0</u> | <u>\$0</u> | <u>(\$2,137,008)</u> | <u>\$0</u> |
| FTE | 0.00 | 0.00 | 0.00 | 4.00 | 0.00 | 0.00 |

| | Removes Intellectual Property Attorney ⁷ | Adds Funding for CJIS ⁸ | Reduces Funding for Human Trafficking Victims Grants ⁹ | Adds One-Time Funding for Criminal History Improvement System ¹⁰ | Adds One-Time Funding for Charitable Gaming Technology System ¹¹ | Adds One-Time Funding for Automated Biometric Identification System ¹² |
|--------------------------------------|---|------------------------------------|---|---|---|---|
| Salaries and wages | | | | | | |
| Operating expenses | | | | \$400,000 | \$475,000 | \$300,000 |
| Capital assets | | | | | | |
| Grants | | | | | | |
| Litigation fees | | | | | | |
| Intellectual property attorney | (\$447,790) | | | | | |
| Medical examinations | | | | | | |
| North Dakota lottery | | | | | | |
| Arrest and return of fugitives | | | | | | |
| Gaming commission | | | | | | |
| Criminal justice information sharing | | \$110,773 | | | | |
| Law enforcement | | | | | | |
| Human trafficking victims grants | | | (\$300,000) | | | |
| Forensic nurse examiners grants | | | | | | |
| Additional income | | | | | | |
| Statewide litigation funding pool | | | | | | |
| Total all funds | (\$447,790) | \$110,773 | (\$300,000) | \$400,000 | \$475,000 | \$300,000 |
| Less estimated income | 0 | 0 | 0 | 400,000 | 475,000 | 300,000 |
| General fund | <u>(\$447,790)</u> | <u>\$110,773</u> | <u>(\$300,000)</u> | <u>\$0</u> | <u>\$0</u> | <u>\$0</u> |
| FTE | (1.00) | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 |

| | Adds One-Time Funding for State Crime Laboratory Equipment ¹³ | Adds One-Time Funding for Statewide Litigation ¹⁴ | Adds One-Time Funding for Additional Income ¹⁵ | Total House Changes |
|--------------------------------------|---|---|---|------------------------|
| Salaries and wages | | | | \$2,827,832 |
| Operating expenses | \$20,540 | | | 87,126 |
| Capital assets | 1,091,166 | | | 934,841 |
| Grants | | | | (755,000) |
| Litigation fees | | | | (22,500) |
| Intellectual property attorney | | | | (442,085) |
| Medical examinations | | | | |
| North Dakota lottery | | | | 62,077 |
| Arrest and return of fugitives | | | | (1,500) |
| Gaming commission | | | | |
| Criminal justice information sharing | | | | 170,802 |
| Law enforcement | | | | (279,299) |
| Human trafficking victims grants | | | | (298,166) |
| Forensic nurse examiners grants | | | | 674 |
| Additional income | | | \$250,000 | 250,000 |
| Statewide litigation funding pool | | \$3,000,000 | | 3,000,000 |
| Total all funds | \$1,111,706 | \$3,000,000 | \$250,000 | \$5,534,802 |
| Less estimated income | 1,111,706 | 3,000,000 | 250,000 | 7,463,762 |
| General fund | \$0 | \$0 | \$0 | (\$1,928,960) |
| FTE | 0.00 | 0.00 | 0.00 | 3.00 |

¹ Funding is adjusted for base payroll changes.

² The following funding is added for 2021-23 biennium salary adjustments of 1.5 percent on July 1, 2021, and July 1, 2022, with a minimum monthly increase of \$100 and a maximum monthly increase of \$250 for both years, and increases in health insurance premiums from \$1,427 to \$1,429 per month:

| | General Fund | Other Funds | Total |
|---------------------------|--------------|-------------|-------------|
| Salary increase | \$781,879 | \$384,469 | \$1,166,348 |
| Health insurance increase | 7,650 | 3,718 | 11,368 |
| Total | \$789,529 | \$388,187 | \$1,177,716 |

³ Funding of \$1,133,232 is added from the Attorney General refund fund for salary equity increases for 55 FTE Bureau of Criminal Investigation (BCI) positions and 2 FTE Medicaid Fraud Control Unit (MFCU) positions (\$1,007,326) and 7 FTE Fire Marshal office positions (\$125,906). Sections are added to the bill to provide legislative intent that the Attorney General, under the supervision of the State Investment Board, invest available funding for the salary equity raises and for the cost to continue the raises during the 2023-25 biennium.

⁴ Funding of \$959,699 is added from the Attorney General operating fund for 4 FTE Gaming Division positions to address increased workloads related to increased electronic pull tabs activity in the state, of which \$814,863 is for salaries and \$144,836 is for related operating expenses.

⁵ Base level funding is adjusted as follows:

| | General Fund | Other Funds | Total |
|--|---------------|-------------|---------------|
| Reduces funding for temporary salaries | (\$246,009) | \$0 | (\$246,009) |
| Adjusts funding for operating expenses | (1,489,628) | 185,464 | (1,304,164) |
| Reduces funding for operating expenses | (210,000) | 0 | (210,000) |
| Adds funding for technology fees, including Microsoft Office 365 license expenses | 70,958 | 0 | 70,958 |
| Adds funding for BCI service contracts and monitoring fees | 114,342 | 80,000 | 194,342 |
| Reduces funding for MFCU | (12,866) | 0 | (12,866) |
| Adds funding for State Crime Laboratory bond payments | 555 | 0 | 555 |
| Reduces funding for capital assets | 0 | (152,400) | (152,400) |
| Reduces funding for litigation fees to provide a total of \$127,500 | (22,500) | 0 | (22,500) |
| Reduces funding for the arrest and return of fugitives to provide a total of \$8,500 from the general fund | (1,500) | 0 | (1,500) |
| Reduces funding for law enforcement operating expenses | (340,360) | 0 | (340,360) |
| Total | (\$2,137,008) | \$113,064 | (\$2,023,944) |

⁶ Funding of \$755,000 from the lottery fund is removed for the Lottery Narcotics Task Force. North Dakota Century Code Section 53-12.1-09 provides for transfers totaling \$1.6 million

each biennium from the lottery fund to the multijurisdictional drug task force grant fund and provides the Attorney General a continuing appropriation for this funding.

⁷ Funding of \$447,790 from the general fund is removed for 1 FTE assistant attorney general position to eliminate the intellectual property attorney program.

⁸ Funding of \$110,773 is added for criminal justice information sharing (CJIS) to provide a total of \$3,801,923. Of the \$110,773 added, \$271,889 related to CJIS information technology expenses is reduced and funding of \$382,662 is added for CJIS projects, including a common statute tables project (\$40,000), CJIS portal upgrades (\$75,000), broker maintenance costs (\$50,000), and law enforcement records and jail management system maintenance (\$217,662).

⁹ Funding of \$300,000 is reduced from the general fund for human trafficking victims grants to provide a total of \$1,101,834 from the general fund, of which \$1,100,000 is for grants and \$1,834 is for the administration of the program.

¹⁰ One-time funding of \$400,000 is added from the Attorney General refund fund to upgrade the criminal history improvement system. Funding of \$400,000 was also appropriated from the Attorney General refund fund for this purpose for the 2019-21 biennium.

¹¹ One-time funding of \$475,000 is added from the Attorney General operating fund for Phases 3 and 4 of the charitable gaming technology system project, which is expected to complete the project. Funding of \$400,000 was appropriated to the Attorney General from gaming tax revenues deposited in the Attorney General operating fund for Phases 1 and 2 of the project during the 2019-21 biennium.

¹² One-time funding of \$300,000 is added from federal funds to upgrade the automated biometric identification system, formerly known as the automated fingerprint identification system.

¹³ One-time funding of \$1,091,166 is added from federal funds for State Crime Laboratory equipment.

¹⁴ One-time funding of \$3 million is added from the strategic investment and improvements fund for a statewide litigation funding pool.

¹⁵ One-time funding of \$250,000 is added from federal funds or other funds received during the 2021-23 biennium, the same amount provided for the 2017-19 and 2019-21 bienniums. This amount is appropriated in a separate section of the bill.

This amendment also:

- Adds a section to identify \$3 million of one-time funding in the statewide litigation funding pool line item in Section 1 is from the strategic investment and improvements fund and requires the Attorney General to transfer funds from this line item to eligible state agencies for litigation expenses during the 2021-23 biennium.
- Adds a section to identify funding in the human trafficking victims grants line item, which the Attorney General is required to use for the purpose of providing grants to organizations involved in providing prevention and treatment services related to human trafficking victims for the 2021-23 biennium.
- Adds a section to identify funding in the forensic nurse examiners grants line item, which the Attorney General is required to use for providing forensic nurse examiner program grants for community-based or hospital-based sexual assault examiner programs for the 2021-23 biennium.
- Adds a section to identify \$1,133,232 in the estimated income line item in Section 1 is from the Attorney General refund fund for salary equity increases for 55 FTE BCI positions and 2 FTE MFCU positions (\$1,007,326) and 7 FTE Fire Marshal office positions (\$125,906).
- Adds a section to authorize the Attorney General, under the supervision of the State Investment Board, to invest up to \$2,266,464 of funding available in the Attorney General refund fund for salary equity raises, of which \$2,014,652 is for BCI and MFCU positions and \$251,812 is for Fire Marshal positions, during the 2021-23 and

2023-25 bienniums. Of the \$2,266,464 total, \$1,160,896 is from an Apple lawsuit settlement deposited in the Attorney General refund fund in January 2021 and the remaining \$1,105,568 is from previously unobligated funding available in the Attorney General refund fund. Legislative intent is provided that the \$2,266,464 and any investment earnings on the funding be retained in the Attorney General refund fund and be used for the \$1,133,232 of 2021-23 biennium salary equity increases and the cost to continue the salary equity increases during the 2023-25 biennium.

- Adds a section to provide the statutory changes necessary to increase the Attorney General's salary to reflect state employee salary increases approved by the House for the 2021-23 biennium.
- Adds a section that requires any person or entity requesting a criminal record check from BCI to pay a reasonable fee as determined by the Attorney General. The funding must be deposited in the general fund during the 2021-23 biennium.
- Adds a section to allow the Attorney General to retain the balance in the Attorney General refund fund at the end of the 2019-21 biennium to be used during the 2021-23 biennium, rather than transferring the balance to the general fund.
- Adds a section to allow the Attorney General to continue any remaining funding appropriated from the general fund during the 2015-17 biennium and continued into the 2017-19 and 2019-21 bienniums for a concealed weapon rewrite project into the 2021-23 biennium.

REPORT OF STANDING COMMITTEE

HB 1012: Appropriations Committee (Rep. Delzer, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (19 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING). HB 1012 was placed on the Sixth order on the calendar.

Page 1, line 2, after "services" insert "; to create and enact a new section to chapter 50-06 of the North Dakota Century Code, relating to substance use disorder treatment voucher system grants; to amend and reenact sections 50-06-42 and 50-24.1-37 of the North Dakota Century Code, relating to the substance use disorder voucher program and the Medicaid expansion program; to repeal section 50-24.1-18.1 of the North Dakota Century Code, relating to consumer-directed health maintenance services"

Page 1, line 2, replace "and" with "to provide a statement of legislative intent;"

Page 1, line 2, after "report" insert "; to provide for a study; to provide for a transfer; to provide for the conveyance of land; to provide an application; to provide an effective date; to provide an expiration date; and to declare an emergency"

Page 1, replace lines 12 through 19 with:

| " | <u>Base Level</u> | <u>Adjustments or Enhancements</u> | <u>Appropriation</u> |
|-----------------------|-------------------|------------------------------------|----------------------|
| Salaries and wages | \$20,222,500 | (\$890,281) | \$19,332,219 |
| Operating expenses | 134,438,862 | 77,342,233 | 211,781,095 |
| Capital assets | <u>50,000</u> | <u>25,000</u> | <u>75,000</u> |
| Total all funds | \$154,711,362 | \$76,476,952 | \$231,188,314 |
| Less estimated income | <u>90,021,088</u> | <u>49,907,855</u> | <u>139,928,943</u> |
| Total general fund | \$64,690,274 | \$26,569,097 | \$91,259,371" |

Page 1, remove lines 22 through 24

Page 2, replace lines 1 through 7 with:

| " | <u>Base Level</u> | <u>Adjustments or Enhancements</u> | <u>Appropriation</u> |
|-----------------------------|----------------------|------------------------------------|----------------------|
| Salaries and wages | \$68,994,873 | \$50,364,134 | \$119,359,007 |
| Operating expenses | 150,961,583 | 15,702,927 | 166,664,510 |
| Capital assets | 10,000 | 0 | 10,000 |
| Grants | 452,041,904 | 9,311,450 | 461,353,354 |
| Grants - medical assistance | <u>2,742,157,720</u> | <u>273,030,980</u> | <u>3,015,188,700</u> |

| | | | |
|-----------------------|----------------------|--------------------|----------------------|
| Total all funds | \$3,414,166,080 | \$348,409,491 | \$3,762,575,571 |
| Less estimated income | <u>2,232,568,138</u> | <u>235,823,355</u> | <u>2,468,391,493</u> |
| Total general fund | \$1,181,597,942 | \$112,586,136 | \$1,294,184,078" |

Page 2, replace lines 10 through 16 with:

| | | | |
|-----------------------|--------------------|---------------------|----------------------|
| " | | Adjustments or | |
| | <u>Base Level</u> | <u>Enhancements</u> | <u>Appropriation</u> |
| Human service centers | \$204,701,143 | (\$37,774,523) | \$166,926,620 |
| Institutions | <u>137,476,480</u> | <u>(6,858,717)</u> | <u>130,617,763</u> |
| Total all funds | \$342,177,623 | (\$44,633,240) | \$297,544,383 |
| Less estimated income | <u>127,314,955</u> | <u>(13,370,943)</u> | <u>113,944,012</u> |
| Total general fund | \$214,862,668 | (\$31,262,297) | \$183,600,371" |

Page 2, replace lines 19 through 24 with:

| | | | |
|------------------------|--------------------|---------------------|----------------------|
| " | | Adjustments or | |
| | <u>Base Level</u> | <u>Enhancements</u> | <u>Appropriation</u> |
| County social services | \$173,700,000 | \$16,451,515 | \$190,151,515 |
| Total all funds | \$173,700,000 | \$16,451,515 | \$190,151,515 |
| Less estimated income | <u>173,700,000</u> | <u>15,139,791</u> | <u>188,839,791</u> |
| Total general fund | \$0 | \$1,311,724 | \$1,311,724" |

Page 2, remove lines 27 through 30

Page 3, replace lines 1 and 2 with:

| | | | |
|--------------------------------|----------------------|---------------------|----------------------|
| " | | Adjustments or | |
| | <u>Base Level</u> | <u>Enhancements</u> | <u>Appropriation</u> |
| Grand total general fund | \$1,461,150,884 | \$109,204,660 | \$1,570,355,544 |
| Grant total special funds | <u>2,623,604,181</u> | <u>287,500,058</u> | <u>2,911,104,239</u> |
| Grant total all funds | \$4,084,755,065 | \$396,704,718 | \$4,481,459,783 |
| Full-time equivalent positions | 2,230.23 | 1.60 | 2,231.83" |

Page 3, line 3, after "FUNDING" insert "- EFFECT ON BASE BUDGET - REPORT TO SIXTY-EIGHTH LEGISLATIVE ASSEMBLY"

Page 3, line 4, after "biennium" insert "and the one-time funding items included in the appropriation in section 1 of this Act"

Page 3, replace line 6 with:

| | | |
|----------------------|--------------|---------------|
| "Technology projects | \$13,785,658 | \$67,641,747" |
|----------------------|--------------|---------------|

Page 3, replace lines 11 through 14 with:

| | | |
|--------------------------------------|-------------------|-------------------|
| "State hospital study | 200,000 | 300,000 |
| Medicaid system consultant | 0 | 300,000 |
| Nursing facility payment methodology | 0 | 7,200,000 |
| Total all funds | \$22,068,926 | \$75,441,747 |
| Less estimated income | <u>20,556,323</u> | <u>51,607,531</u> |
| Total general fund | \$1,512,603 | \$23,834,216 |

The 2021-23 biennium one-time funding amounts are not a part of the entity's base budget for the 2023-25 biennium. The department of human services shall report to the appropriations committees of the sixty-eighth legislative assembly on the use of this one-time funding for the biennium beginning July 1, 2021, and ending June 30, 2023.

SECTION 3. APPROPRIATION - 2019-21 BIENNIUM - DEPARTMENT OF HUMAN SERVICES - FIRE PROTECTION AGREEMENTS - EXEMPTION. There is appropriated out of any moneys in the department of human services operating fund in the state treasury, not otherwise appropriated, the sum of \$333,333, or so much of the sum as may be necessary, to the department of human services for the purpose of providing a grant to a political subdivision for the state share of costs relating to

the purchase of a fire truck, for the period beginning with the effective date of this Act and ending June 30, 2021. The funding appropriated in this section is a one-time funding item. The requirements of chapter 54-44.4 do not apply to the selection of a grant recipient, the grant award, or payments made under this section. The department of human services shall discontinue any agreement with a political subdivision for fire protection services and may not enter any future agreement with a political subdivision for fire protection services."

Page 4, after line 2, insert:

"SECTION 6. FULL-TIME EQUIVALENT POSITION - AGING SERVICES.

Section 1 of this Act includes one full-time equivalent position for the administration of services resulting from a federal department of justice lawsuit settlement. This position is authorized only for the biennium beginning July 1, 2021, and ending June 30, 2023, and may not be included in the department's base budget for the biennium beginning July 1, 2023, and ending June 30, 2025."

Page 4, line 4, replace "\$173,700,000" with "\$187,385,888"

Page 4, remove lines 7 through 10

Page 4, line 12, replace "\$32,400,000" with "\$24,000,000"

Page 4, line 16, after "fund" insert "and \$1,150,538 from federal funds"

Page 4, after line 16, insert:

"SECTION 10. CAPITAL PAYMENTS. During the biennium beginning July 1, 2021, and ending June 30, 2023, the department of human services is authorized to expend funds for the payment of special assessments at the state hospital and life skills and transition center.

SECTION 11. STATE HOSPITAL - CAPITAL PROJECTS - EMERGENCY COMMISSION APPROVAL. During the biennium beginning July 1, 2021, and ending June 30, 2023, the department of human services is authorized to proceed with the demolition of the chapel and employee building and associated tunnels at the state hospital. Pursuant to section 4 of this Act, the director of the office of management and budget may transfer appropriation authority between line items within subdivisions 1, 2, and 3 of section 1 of this Act. The department may transfer funds for the demolition of the identified buildings and associated tunnels and for emergency capital projects. Notwithstanding section 54-27-12, the department of human services may spend up to \$5,000,000 for emergency projects under this section and may seek emergency commission approval to spend more than \$5,000,000 under this section.

SECTION 12. EXPENDITURES MAY NOT EXCEED APPROPRIATION - MEDICAL ASSISTANCE EXPANSION PROGRAM - APPLICATION.

1. Subdivision 2 of section 1 of this Act includes the sum of \$703,317,464, of which \$80,934,488 is from the general fund, for the medical assistance expansion program for the biennium beginning July 1, 2021, and ending June 30, 2023. The expenditures for individuals eligible for the medical assistance expansion program may not exceed this amount. For purposes of this section:
 - a. Expenditures do not include those made for individuals identified as medically frail and who receive services through the traditional Medicaid program administered by the department of human services for which there is a separate appropriation of \$10,184,568 included in subdivision 2 of section 1 of this Act.
 - b. Expenditures do not include prescription drugs for the medical assistance expansion program population which is administered by the department of human services through its fee-for-service

Medicaid program for which there is a separate appropriation of \$29,460,720 included in subdivision 2 of section 1 of this Act.

- c. Expenditures do not include coverage for individuals ages nineteen and twenty for the medical assistance expansion program population which is administered by the department of human services through its fee-for-service Medicaid program for which there is a separate appropriation of \$12,705,466 included in subdivision 2 of section 1 of this Act.
2. The department of human services may exceed appropriations for increases in medical assistance expansion program caseload and for the addition of coverage consistent with the traditional Medicaid 1915i state plan.
3. The managed care organization under contract with the department to manage the medical assistance expansion program shall reimburse providers within the same provider type and specialty at consistent levels and with consistent methodology and may not provide incentive, quality, or supplemental payments to providers, unless part of a value-based program approved by the department. The managed care organization may consider urban and rural providers as different provider types. Critical access hospitals may not be paid less than one hundred percent of Medicare allowable costs.
4. The managed care organization and the department of human services shall ensure payments to Indian or Tribal 638 health care providers, federally qualified health centers, and rural health clinics meet the federally required minimum levels of reimbursement.
5. The department of human services shall ensure providers within the same provider type and specialty are reimbursed at consistent levels and with consistent methodology and shall ensure the capitation rates under risk contracts are actuarially sound and are adequate to meet managed care organization contractual requirements regarding availability of services, assurance of adequate capacity and services, and coordination and continuity of care.
6. The department of human services and the Medicaid expansion managed care organization shall ensure the appropriate contract amendment is adopted for coverage through December 31, 2021. The contract amendment shall stay within the appropriation and the requirements of chapter 54-44.4 do not apply.

SECTION 13. EXPENDITURES MAY NOT EXCEED APPROPRIATION - NURSING HOME RATES. Subdivision 2 of section 1 of this Act includes the sum of \$621,362,568, of which \$288,313,216 is from the general fund, for nursing home payments for the biennium beginning July 1, 2021, and ending June 30, 2023. The expenditures for nursing homes may not exceed this amount.

SECTION 14. A new section to chapter 50-06 of the North Dakota Century Code is created and enacted as follows:

Substance use disorder treatment voucher system grants.

1. A licensed substance abuse treatment program, excluding regional human service centers and hospital or medical clinic-based programs for medical management of withdrawal, may apply for a competitive substance use disorder treatment voucher system grant. A licensed substance abuse treatment program is eligible for a one-time grant award. To receive a grant, a licensed substance abuse treatment program shall:
 - a. Submit an application in the form and manner prescribed by the department;

- b. Enter a grant agreement with the department;
 - c. Use grant funds for a licensed substance abuse treatment program with fewer than seventeen beds in an underserved area, as determined by the department, in the state's substance abuse treatment system;
 - d. Use the grant funds to support the provision of substance use disorder treatment in underserved areas of the state's substance abuse treatment system;
 - e. Provide and disclose information needed to comply with the department's data collection requirements; and
 - f. Operate in compliance with grant requirements.
2. The department, within legislative appropriations, may distribute up to three grants under this section to licensed substance abuse treatment programs.
 3. The department may recapture grant funds distributed to a licensed program found by the department to be out of compliance with the requirements established by the grant program, including ending or reducing the operation of the substance use disorder treatment services in the underserved area.
 4. The department may not collect property, equipment, or supplies purchased with grant funds from the licensed substance abuse treatment program after successful completion of the terms of the grant.
 5. The grant term must be for five years.

SECTION 15. AMENDMENT. Section 50-06-42 of the North Dakota Century Code is amended and reenacted as follows:

50-06-42. Substance use disorder treatment voucher system.

1. The department shall establish and administer, within the limits of legislative appropriations, a voucher system to address underserved areas and gaps in the state's substance abuse treatment system and to assist in the payment of addiction treatment services provided by licensed substance abuse treatment programs, excluding regional human service centers, and hospital- or medical clinic-based programs for medical management of withdrawal. Services eligible for the voucher program include only those levels of care recognized by the American society of addiction medicine, with particular emphasis given to underserved areas and programs. The department shall ensure that a licensed substance abuse treatment program, hospital, and medical clinic program accepting vouchers collects and reports process and outcome measures. The department shall develop requirements and provide training and technical assistance to a licensed substance abuse treatment program, hospital, and medical clinic program accepting vouchers. A licensed substance abuse treatment program, hospital, and medical clinic program accepting vouchers shall provide evidence-based services.
2. The department shall allocate funding appropriated for the substance use disorder treatment voucher as follows:
 - a. No more than thirty percent of the appropriated amount may be allocated for residential substance use disorder services administered by licensed substance abuse treatment programs with more than sixteen beds.

- b. The remaining appropriation must be allocated for nonresidential outpatient and ancillary substance use disorder services administered by licensed substance abuse treatment programs.

SECTION 16. AMENDMENT. Section 50-24.1-37 of the North Dakota Century Code is amended and reenacted as follows:

50-24.1-37. Medicaid expansion - Legislative management report.
(Effective through July 31, ~~2021~~2023 - Contingent repeal - See note)

1. The department of human services shall expand medical assistance coverage as authorized by the federal Patient Protection and Affordable Care Act [Pub. L. 111-148], as amended by the Health Care and Education Reconciliation Act of 2010 [Pub. L. 111-152] to individuals under sixty-five years of age with income below one hundred thirty-eight percent of the federal poverty line published by the federal office of management and budget applicable to the household size.
2. The department shall inform new enrollees in the medical assistance expansion program that benefits may be reduced or eliminated if federal participation decreases or is eliminated.
3. Except for pharmacy services, the department shall implement the expansion by bidding through private carriers or utilizing the health insurance exchange.
4. The contract between the department and the private carrier must provide the department with full access to provider reimbursement rates. The department shall consider provider reimbursement rate information in selecting a private carrier under this section. Before August first of each even-numbered year, the department shall submit a report to the legislative management regarding provider reimbursement rates under the medical assistance expansion program. This report may provide cumulative data and trend data but may not disclose identifiable provider reimbursement rates.
5. Provider reimbursement rate information received by the department under this section is confidential, except the department may use the reimbursement rate information to prepare the report to the legislative management as required under this section.

SECTION 17. AMENDMENT. Section 50-24.1-37 of the North Dakota Century Code is amended and reenacted as follows:

50-24.1-37. Medicaid expansion - Legislative management report.
(Effective through July 31, 2023 - Contingent repeal - See note)

1. The department of human services shall expand medical assistance coverage as authorized by the federal Patient Protection and Affordable Care Act [Pub. L. 111-148], as amended by the Health Care and Education Reconciliation Act of 2010 [Pub. L. 111-152] to individuals under sixty-five years of age with income below one hundred thirty-eight percent of the federal poverty line published by the federal office of management and budget applicable to the household size.
2. The department shall inform new enrollees in the medical assistance expansion program that benefits may be reduced or eliminated if federal participation decreases or is eliminated.
3. Except for pharmacy services and coverages for individuals ages nineteen and twenty, the department shall implement the expansion by bidding through private carriers or utilizing the health insurance exchange.

4. The contract between the department and the private carrier must provide the department with full access to provider reimbursement rates. The department shall consider provider reimbursement rate information in selecting a private carrier under this section. Before August first of each even-numbered year, the department shall submit a report to the legislative management regarding provider reimbursement rates under the medical assistance expansion program. ~~This report may provide cumulative data and trend data but may not disclose identifiable provider reimbursement rates.~~
5. ~~Provider reimbursement rate information received by the department under this section is confidential, except the department may use the reimbursement rate information to prepare the report to the legislative management as required under this section.~~

SECTION 18. REPEAL. Section 50-24.1-18.1 of the North Dakota Century Code is repealed.

SECTION 19. CONVEYANCE OF LAND AUTHORIZED - LIFE SKILLS AND TRANSITION CENTER. The state of North Dakota, by and through the department of human services, may convey real property associated with the life skills and transition center in Grafton to the Grafton parks and recreation department. The department of human services may convey a portion of two parcels of land commonly referred to as "the bowl" on the terms and conditions determined appropriate by the department and the attorney general. Sections 54-01-05.2 and 54-01-05.5 do not apply to this conveyance.

SECTION 20. LEASE OF LAND - STATE HOSPITAL. The department of human services and national guard may enter an agreement to lease up to twenty acres of real property associated with the state hospital for the national guard to construct a new training and storage facility.

SECTION 21. PROVIDER PROCESS AND OUTCOME MEASURES. Providers that receive funding from the department of human services shall submit process and outcome measures, as required by the department, to the department of human services for programs and services supported by state funding during the biennium beginning July 1, 2021, and ending June 30, 2023.

SECTION 22. IN-HOME SUPPORT SERVICES - DEVELOPMENTAL DISABILITIES WAIVER. The department of human services shall add in-home support services to the appendix K application submitted by the department to the centers for Medicare and Medicaid services for the developmental disability services waiver for the COVID-19 emergency. Funding for in-home support services under the appendix K application may not exceed \$250,000 during the COVID-19 emergency.

SECTION 23. QUALIFIED RESIDENTIAL TREATMENT PROVIDERS. The department of human services shall adopt rules, on or before October 1, 2021, establishing a new ratesetting process and requirements for foster care maintenance rates for qualified residential treatment providers based on the appropriation approved by the sixty-seventh legislative assembly.

SECTION 24. COMMUNITY BEHAVIORAL HEALTH PROGRAM. Pursuant to section 4 of this Act, the director of the office of management and budget may transfer appropriation authority between line items within subdivisions 1, 2, and 3 of section 1 of this Act for the biennium beginning July 1, 2021, and ending June 30, 2023, as requested by the department of human services. The department may transfer funds for the continuation of the community behavioral health program pursuant to subsection 2 of section 54-23.3-10.

SECTION 25. EXEMPTION. The amount appropriated for the Medicaid management information system technology stack upgrade in chapter 37 of the 2019 Session Laws is not subject to the provisions of section 54-44.1-11. Any unexpended funds from this appropriation are available for the completion of the Medicaid management information system technology stack upgrade during the biennium beginning July 1, 2021, and ending June 30, 2023.

SECTION 26. EXEMPTION. The amount appropriated for the modification of the department of human services' eligibility systems in chapter 578 of the 2011 Special Session Session Laws is not subject to the provisions of section 54-44.1-11. Any unexpended funds from this appropriation approved under section 54-44.1-11 for continuation into the 2013-15 biennium, then the 2015-17 biennium, then the 2017-19 biennium, and then the 2019-21 biennium are available for the completion of the modification of the eligibility systems project during the biennium beginning July 1, 2021, and ending June 30, 2023.

SECTION 27. EXEMPTION. The amount appropriated for the development of the child care licensing and data system in chapter 11 of the 2017 Session Laws is not subject to the provisions of section 54-44.1-11. Any unexpended funds from this appropriation approved under section 54-44.1-11 for continuation into the 2019-21 biennium are available for the completion of the child care licensing and data system during the biennium beginning July 1, 2021, and ending June 30, 2023.

SECTION 28. EXEMPTION. The amount appropriated for the development of the health information network in chapter 11 of the 2017 Session Laws is not subject to the provisions of section 54-44.1-11. Any unexpended funds from this appropriation approved under section 54-44.1-11 for continuation into the 2019-21 biennium are available for the completion of the health information network during the biennium beginning July 1, 2021, and ending June 30, 2023.

SECTION 29. EXEMPTION. The sum of \$200,000 from the general fund appropriated for the department's operating expenses for the school behavioral health program in chapter 37 of the 2019 Session Laws is not subject to the provisions of section 54-44.1-11. Any unexpended funds from this appropriation are available for the completion of the school behavioral health pilot projects during the biennium beginning July 1, 2021, and ending June 30, 2023.

SECTION 30. EXEMPTION. The sum of \$150,000 from the general fund appropriated for the department's operating expenses for behavioral health recovery home grants in chapter 37 of the 2019 Session Laws is not subject to the provisions of section 54-44.1-11. Any unexpended funds from this appropriation may be used for behavioral health recovery home grants during the biennium beginning July 1, 2021, and ending June 30, 2023.

SECTION 31. LEGISLATIVE INTENT - DEVELOPMENTAL DISABILITY RATES. The appropriation in section 1 of this Act includes adjustments to reimbursement rates for developmental disability service providers. It is the intent of the sixty-seventh legislative assembly that the department of human services seek a deficiency appropriation from the sixty-eighth legislative assembly if funding provided for developmental disability provider payments is not sufficient to pay actual expenses.

SECTION 32. STATE HOSPITAL TREATMENT CAMPUS - REPORT TO LEGISLATIVE MANAGEMENT. During the 2021-22 interim, the department of human services, with the assistance of the state hospital's governing body, stakeholders, members of the legislative assembly, and consultants, shall conduct a study and prepare a report. The report must provide a cost-benefit analysis and available options and address the feasibility and desirability of closing the state hospital, renovating the state hospital, or building a new treatment campus to meet the health care needs of the state. Before October 1, 2022, the department of human services shall provide a report to the legislative management regarding the results of the study. Subdivision 3 of section 1 of this Act includes the sum of \$300,000 for the purpose of contracting with a consultant to assist in the report and recommendation.

SECTION 33. BEHAVIORAL HEALTH SERVICES - REPORT TO LEGISLATIVE MANAGEMENT. During the 2021-22 interim, the department of human services shall study the feasibility and desirability of implementing behavioral health services for the medical assistance expansion program through an administrative services organization. Subdivision 2 of section 1 of this Act includes the sum of \$300,000 for the purpose of contracting with a consultant to assist in the study and to develop a plan to implement behavioral health services for the medical assistance expansion program through an administrative services organization. The

department of human services shall provide reports to the legislative management regarding the status and results of the study.

SECTION 34. EFFECTIVE DATE. Section 17 of this Act becomes effective January 1, 2022.

SECTION 35. EXPIRATION DATE. Section 14 of this Act is effective through July 1, 2027, and after that date is ineffective.

SECTION 36. EMERGENCY. Section 3 of this Act is declared to be an emergency measure."

ReNUMBER accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

House Bill No. 1012 - Summary of House Action

| | Base Budget | House Changes | House Version |
|--|------------------------|-----------------------|------------------------|
| DHS - Management | | | |
| Total all funds | \$154,711,362 | \$76,476,952 | \$231,188,314 |
| Less estimated income | 90,021,088 | 49,907,855 | 139,928,943 |
| General fund | <u>\$64,690,274</u> | <u>\$26,569,097</u> | <u>\$91,259,371</u> |
| FTE | 107.95 | (10.10) | 97.85 |
| DHS - Program/Policy | | | |
| Total all funds | \$3,414,166,080 | \$348,409,491 | \$3,762,575,571 |
| Less estimated income | 2,232,568,138 | 235,823,355 | 2,468,391,493 |
| General fund | <u>\$1,181,597,942</u> | <u>\$112,586,136</u> | <u>\$1,294,184,078</u> |
| FTE | 383.25 | 265.42 | 648.67 |
| DHS - County Social Services Financing | | | |
| Total all funds | \$173,700,000 | \$16,451,515 | \$190,151,515 |
| Less estimated income | 173,700,000 | 15,139,791 | 188,839,791 |
| General fund | <u>\$0</u> | <u>\$1,311,724</u> | <u>\$1,311,724</u> |
| FTE | 140.00 | 3.00 | 143.00 |
| DHS - Field Services | | | |
| Total all funds | \$342,177,623 | (\$44,633,240) | \$297,544,383 |
| Less estimated income | 127,314,955 | (13,370,943) | 113,944,012 |
| General fund | <u>\$214,862,668</u> | <u>(\$31,262,297)</u> | <u>\$183,600,371</u> |
| FTE | 1,599.03 | (256.72) | 1,342.31 |
| Bill total | | | |
| Total all funds | \$4,084,755,065 | \$396,704,718 | \$4,481,459,783 |
| Less estimated income | 2,623,604,181 | 287,500,058 | 2,911,104,239 |
| General fund | <u>\$1,461,150,884</u> | <u>\$109,204,660</u> | <u>\$1,570,355,544</u> |
| FTE | 2,230.23 | 1.60 | 2,231.83 |

House Bill No. 1012 - DHS - Management - House Action

| | Base Budget | House Changes | House Version |
|-----------------------|---------------------|---------------------|---------------------|
| Salaries and wages | \$20,222,500 | (\$890,281) | \$19,332,219 |
| Operating expenses | 134,438,862 | 77,342,233 | 211,781,095 |
| Capital assets | <u>50,000</u> | <u>25,000</u> | <u>75,000</u> |
| Total all funds | \$154,711,362 | \$76,476,952 | \$231,188,314 |
| Less estimated income | 90,021,088 | 49,907,855 | 139,928,943 |
| General fund | <u>\$64,690,274</u> | <u>\$26,569,097</u> | <u>\$91,259,371</u> |
| FTE | 107.95 | (10.10) | 97.85 |

Department 326 - DHS - Management - Detail of House Changes

| | Adjusts Funding for Management ¹ | Total House Changes |
|-----------------------|--|---------------------|
| Salaries and wages | (\$890,281) | (\$890,281) |
| Operating expenses | 77,342,233 | 77,342,233 |
| Capital assets | 25,000 | 25,000 |
| | <hr/> | <hr/> |
| Total all funds | \$76,476,952 | \$76,476,952 |
| Less estimated income | 49,907,855 | 49,907,855 |
| General fund | <hr/> | <hr/> |
| | \$26,569,097 | \$26,569,097 |
| FTE | (10.10) | (10.10) |

¹ Funding for management is adjusted as follows:

| | FTE Positions | General Fund | Other Funds | Total |
|--|------------------|-----------------|----------------|---------------|
| 2021-23 Ongoing Funding Changes | | | | |
| Adjusts funding for 2019-21 biennium line item transfers and other budget adjustments | (18.10) | (\$838,781) | (\$3,553,654) | (\$4,392,435) |
| Adjusts funding for base payroll changes | | (508,525) | 732,079 | 223,554 |
| Adds funding for salary adjustments of 1.5 percent on July 1, 2021, and July 1, 2022, with a minimum monthly increase of \$100 and a maximum monthly increase of \$250 | | 370,808 | 77,346 | 448,154 |
| Adds funding for health insurance premium increases from \$1,427 to \$1,429 per month | | 3,903 | 830 | 4,733 |
| Reduces funding for overall agency operations | | (8,405,193) | | (8,405,193) |
| Administration | | | | |
| Adds funding for continued program changes | | 341,831 | 841,290 | 1,183,121 |
| Adjusts funding for the agency savings plan | 8.00 | 431,068 | 440,358 | 871,426 |
| Information Technology Services | | | | |
| Adds funding for increased data processing costs and other program changes | | 14,822,924 | 4,401,791 | 19,224,715 |
| Adjusts funding for the agency savings plan | | (4,396,355) | (3,012,157) | (7,408,512) |
| Adds funding for technology services and repairs | | 4,010,886 | | 4,010,886 |
| Adds funding for an early childhood data system | | 500,000 | | 500,000 |
| Adds funding for Microsoft Office 365 expenses | | 200,315 | 50,079 | 250,394 |
| Reprioritizes other funds from other agency budget areas for information technology costs | | | 2,324,362 | 2,324,362 |
| | <hr/> | <hr/> | <hr/> | <hr/> |
| | (10.10) | \$6,532,881 | \$2,302,324 | \$8,835,205 |
| One-Time Funding Items | | | | |
| Adds funding for the first phase of upgrading the Medicaid Management Information System (MMIS) | | \$4,326,686 | \$30,673,314 | \$35,000,000 |
| Adds funding for the child welfare technology project | | 15,000,000 | 15,000,000 | 30,000,000 |
| Adds funding for data automation services | | 98,186 | 98,186 | 196,372 |
| Adds funding for the MMIS tech stack project | | 600,000 | 1,800,000 | 2,400,000 |
| Adds funding for quality measures services | | 11,344 | 34,031 | 45,375 |
| | <hr/> | <hr/> | <hr/> | <hr/> |
| Total one-time funding changes | 0.00 | \$20,036,216 | \$47,605,531 | \$67,641,747 |

Total changes to base level funding (10.10) \$26,569,097 \$49,907,855 \$76,476,952

House Bill No. 1012 - DHS - Program/Policy - House Action

| | Base Budget | House Changes | House Version |
|-----------------------------|-----------------|---------------|-----------------|
| Salaries and wages | \$68,994,873 | \$50,364,134 | \$119,359,007 |
| Operating expenses | 150,961,583 | 15,702,927 | 166,664,510 |
| Capital assets | 10,000 | | 10,000 |
| Grants | 452,041,904 | 9,311,450 | 461,353,354 |
| Grants - Medical assistance | 2,742,157,720 | 273,030,980 | 3,015,188,700 |
| Total all funds | \$3,414,166,080 | \$348,409,491 | \$3,762,575,571 |
| Less estimated income | 2,232,568,138 | 235,823,355 | 2,468,391,493 |
| General fund | \$1,181,597,942 | \$112,586,136 | \$1,294,184,078 |
| FTE | 383.25 | 265.42 | 648.67 |

Department 328 - DHS - Program/Policy - Detail of House Changes

| | Adjusts Funding for Program and Policy ¹ | Total House Changes |
|-----------------------------|---|---------------------|
| Salaries and wages | \$50,364,134 | \$50,364,134 |
| Operating expenses | 15,702,927 | 15,702,927 |
| Capital assets | | |
| Grants | 9,311,450 | 9,311,450 |
| Grants - Medical assistance | 273,030,980 | 273,030,980 |
| Total all funds | \$348,409,491 | \$348,409,491 |
| Less estimated income | 235,823,355 | 235,823,355 |
| General fund | \$112,586,136 | \$112,586,136 |
| FTE | 265.42 | 265.42 |

¹ The following adjustments are made to program and policy:

| 2021-23 Ongoing Funding Changes | FTE Positions | General Fund | Other Funds | Total |
|--|---------------|--------------|--------------|--------------|
| Adjusts funding for 2019-21 biennium line item transfers and budget adjustments | 257.22 | \$22,005,318 | \$23,196,444 | \$45,201,762 |
| Adjusts funding for base payroll changes | | 2,029,128 | 624,013 | 2,653,141 |
| Adds funding for salary adjustments of 1.5 percent on July 1, 2021, and July 1, 2022, with a minimum monthly increase of \$100 and a maximum monthly increase of \$250 | | 1,501,257 | 1,359,427 | 2,860,684 |
| Adds funding for health insurance premium increases from \$1,427 to \$1,429 per month | | 17,084 | 14,732 | 31,816 |
| Adds funding for 1 percent annual provider inflation increases | | 13,478,022 | 14,417,097 | 27,895,119 |
| Adjusts funding based on anticipated changes to the state's federal medical assistance percentage to 52.40 percent for federal fiscal year 2021 and 53.50 percent for federal fiscal year 2022 | | (45,779,364) | 45,779,364 | 0 |
| Economic Assistance | | | | |
| Adjusts funding for continued program changes | | (210,585) | 3,276,939 | 3,066,354 |
| Adjusts funding for anticipated cost and caseload changes | | 2,952,453 | 8,382,789 | 11,335,242 |
| Child Support | | | | |
| Adjusts funding for continued program changes | | 36,397 | (91,785) | (55,388) |
| Adjusts funding for agency savings plan | | (103,906) | (357,788) | (461,694) |

Medical Services

| | | | | |
|--|------|-------------|--------------|--------------|
| Adjusts funding for continued program changes | | 2,493,060 | 5,504,976 | 7,998,036 |
| Adjusts funding for agency savings plan excluding changes to Medicaid Expansion administration and rates | | (999,112) | 5,250,858 | 4,251,746 |
| Adjusts funding for anticipated cost and caseload changes | | 55,976,251 | 100,813,594 | 156,789,845 |
| Reprioritizes other funds for the dental access program for information technology costs | | | (40,000) | (40,000) |
| Adjusts the source of funding from the tobacco prevention and control trust fund (\$6 million) and community health trust fund (\$8.4 million) to the general fund | | 14,400,000 | (14,400,000) | 0 |
| Reduces funding to underfund Medicaid grants | | (9,580,913) | (9,955,925) | (19,536,838) |
| Adds funding for vaccines for Medicaid recipients | | 1,581,000 | 1,819,000 | 3,400,000 |
| Adds funding for services to be provided due to a Department of Justice lawsuit settlement | | 66,465 | 199,395 | 265,860 |
| Transfers 19- and 20-year old individuals in Medicaid Expansion to fee for service | 0.50 | (2,413,379) | (2,745,227) | (5,158,606) |
| Adjusts estimated Medicaid utilization rates for inpatient and outpatient hospital | | (176,553) | (202,213) | (378,766) |
| Restores funding related to per member per month payments | | 769,869 | 882,371 | 1,652,240 |

Long-Term Care

| | | | | |
|---|--|-------------|-------------|--------------|
| Adjusts funding for agency savings plan | | (7,871,872) | (960,285) | (8,832,157) |
| Restores funding removed for the basic care program | | 5,300,000 | | 5,300,000 |
| Adjusts funding for anticipated cost and caseload changes | | 40,219,972 | 37,478,740 | 77,698,712 |
| Reprioritizes other funds for the basic care program for information technology costs | | | (2,284,362) | (2,284,362) |
| Adjusts the source of funding from the health care trust fund to the general fund | | 1,000,000 | (1,000,000) | 0 |
| Adjusts funding for estimated utilization rates | | (9,395,558) | (9,429,807) | (18,825,365) |
| Provides \$1,000,000 of funds from the health care trust fund and \$1,150,538 of federal funding authority for nursing home operating margins | | | 2,150,538 | 2,150,538 |
| Adds funding for services to be provided due to a Department of Justice lawsuit settlement | | 2,197,552 | 2,309,196 | 4,506,748 |

Developmental Disabilities Council

| | | | | |
|---|--|--|---------|---------|
| Adjusts funding for continued program changes | | | 124,949 | 124,949 |
|---|--|--|---------|---------|

Aging Services

| | | | | |
|---|------|-----------|-----------|-----------|
| Adjusts funding for continued program changes | | 126,302 | 2,384,246 | 2,510,548 |
| Adjusts funding for the agency savings plan | | (248,240) | (163,425) | (411,665) |
| Adds 1 FTE position and funding for services to be provided due to a Department of Justice lawsuit settlement | 1.00 | 300,000 | 150,000 | 450,000 |
| Adds funding for Senior Community Services Employment Program demonstration grant | | | 889,285 | 889,285 |

Children and Family Services

| | | | | |
|---|--|-----------|-----------|-----------|
| Adjusts funding for continued program changes | | 3,172,228 | (394,323) | 2,777,905 |
|---|--|-----------|-----------|-----------|

| | | | | |
|---|------|--------------|-------------|--------------|
| Adjusts funding for agency savings plan | | (12,191,335) | (7,728,080) | (19,919,415) |
| Restores a portion of funding removed due to 1915i realignment of funding | | 73,750 | | 73,750 |
| Adjusts funding for anticipated cost and caseload changes | | (6,187,819) | 6,025,058 | (162,761) |
| Transfers early childhood program funding and FTE positions from DPI as provided in House Bill No. 1416 | 3.00 | 300,000 | 400,000 | 700,000 |
| Adds funding for an early childhood grant program as provided in House Bill No. 1466 | 3.70 | 5,458,910 | | 5,458,910 |

Behavioral Health Division

| | | | | |
|--|--|-----------|-------------|-------------|
| Adjusts funding for continued program changes | | 156,645 | (1,957,536) | (1,800,891) |
| Adjusts funding for agency savings plan | | (832,173) | | (832,173) |
| Restores a portion of funding removed due to 1915i realignment of funding | | 372,611 | | 372,611 |
| Adjusts funding for anticipated cost and caseload changes | | 5,427,067 | | 5,427,067 |
| Adds funding for the substance use disorder voucher program to provide total funding of \$15.3 million | | 7,000,000 | | 7,000,000 |

Vocational Rehabilitation

| | | | | |
|--|--|-------------|-----------|-------------|
| Adjusts funding for continued program changes | | (416,293) | (381,081) | (797,374) |
| Adjusts funding for agency savings plan | | (1,803,954) | (91,000) | (1,894,954) |
| Restores funding removed for Centers for Independent Living and a ski park grant | | 1,803,954 | 91,000 | 1,894,954 |

Developmental Disabilities

| | | | | |
|---|--------|---------------|---------------|---------------|
| Adjusts funding for continued program changes | | (11,821) | 163,017 | 151,196 |
| Adjusts funding for agency savings plan | | (2,252,289) | (1,926,850) | (4,179,139) |
| Adjusts funding for anticipated cost and caseload changes | | 19,323,007 | 22,244,014 | 41,567,021 |
| Adds funding for small agency accreditation costs | | 25,000 | | 25,000 |
| Total ongoing funding changes | 265.42 | \$109,088,136 | \$231,821,355 | \$340,909,491 |

One-Time Funding Items

| | | | | |
|---|------|-------------|-------------|-------------|
| Adds funding for changes associated with the implementation of a new nursing payment methodology | | \$3,348,000 | \$3,852,000 | \$7,200,000 |
| Adds funding for a study to implement behavioral health services for the medical assistance expansion program through an administrative services organization | | 150,000 | 150,000 | 300,000 |
| Total one-time funding items | 0.00 | \$3,498,000 | \$4,002,000 | \$7,500,000 |

| | | | | |
|-------------------------------------|--------|---------------|---------------|---------------|
| Total changes to base level funding | 265.42 | \$112,586,136 | \$235,823,355 | \$348,409,491 |
|-------------------------------------|--------|---------------|---------------|---------------|

House Bill No. 1012 - DHS - County Social Services Financing - House Action

| | Base Budget | House Changes | House Version |
|------------------------|----------------|------------------|------------------|
| County social services | \$173,700,000 | \$16,451,515 | \$190,151,515 |
| Total all funds | \$173,700,000 | \$16,451,515 | \$190,151,515 |
| Less estimated income | 173,700,000 | 15,139,791 | 188,839,791 |
| General fund | \$0 | \$1,311,724 | \$1,311,724 |
| FTE | 140.00 | 3.00 | 143.00 |

Department 333 - DHS - County Social Services Financing - Detail of House Changes

| | Adjusts Funding for County Social Services ¹ | Total House Changes |
|------------------------|--|---------------------|
| County social services | \$16,451,515 | \$16,451,515 |
| Total all funds | \$16,451,515 | \$16,451,515 |
| Less estimated income | 15,139,791 | 15,139,791 |
| General fund | \$1,311,724 | \$1,311,724 |
| FTE | 3.00 | 3.00 |

¹ Funding is adjusted for county social services as follows:

| 2021-23 Ongoing Funding Changes | FTE Positions | General Fund | Other Funds | Total |
|--|------------------|-----------------|----------------|--------------|
| Adds funding for base payroll changes | | | \$1,653,466 | \$1,653,466 |
| Adds funding for salary adjustments of 1.5 percent on July 1, 2021, and July 1, 2022, with a minimum monthly increase of \$100 and a maximum monthly increase of \$250 | | \$412,248 | 291,785 | 704,033 |
| Adds funding for health insurance premium increases from \$1,427 to \$1,429 per month | | 3,287 | 2,737 | 6,024 |
| Adjusts funding for continued program changes | | 896,189 | (372,192) | 523,997 |
| Adds 3 FTE home- and community-based services staff | 3.00 | | 498,673 | 498,673 |
| Adds funding to provide salary increases to zone employees consistent with state employee salary increases | | | 3,975,941 | 3,975,941 |
| Adds funding for zone operations | | | 9,089,381 | 9,089,381 |
| Total ongoing funding changes | 3.00 | \$1,311,724 | \$15,139,791 | \$16,451,515 |

House Bill No. 1012 - DHS - Field Services - House Action

| | Base Budget | House Changes | House Version |
|-----------------------|----------------|------------------|------------------|
| Human service centers | \$204,701,143 | (\$37,774,523) | \$166,926,620 |
| Institutions | 137,476,480 | (6,858,717) | 130,617,763 |
| Total all funds | \$342,177,623 | (\$44,633,240) | \$297,544,383 |
| Less estimated income | 127,314,955 | (13,370,943) | 113,944,012 |
| General fund | \$214,862,668 | (\$31,262,297) | \$183,600,371 |
| FTE | 1,599.03 | (256.72) | 1,342.31 |

Department 349 - DHS - Field Services - Detail of House Changes

| | Adjusts Funding for Field Services ¹ | Total House Changes |
|-----------------------|--|---------------------|
| Human service centers | (\$37,774,523) | (\$37,774,523) |
| Institutions | (6,858,717) | (6,858,717) |
| <hr/> | | |
| Total all funds | (\$44,633,240) | (\$44,633,240) |
| Less estimated income | (13,370,943) | (13,370,943) |
| General fund | (\$31,262,297) | (\$31,262,297) |
| <hr/> | | |
| FTE | (256.72) | (256.72) |

¹ Funding for field services is adjusted as follows:

| | FTE Positions | General Fund | Other Funds | Total |
|--|------------------|-----------------|----------------|----------------|
| 2021-23 Ongoing Funding Changes | | | | |
| Adjusts funding for 2019-21 biennium line item transfers and budget adjustments | (239.12) | (\$21,166,537) | (\$19,642,790) | (\$40,809,327) |
| Adjusts funding for base payroll changes | | (7,659,868) | 12,248,626 | 4,588,758 |
| Adds funding for salary adjustments of 1.5 percent on July 1, 2021, and July 1, 2022, with a minimum monthly increase of \$100 and a maximum monthly increase of \$250 | | 5,572,943 | 489,043 | 6,061,986 |
| Adds funding for health insurance premium increases from \$1,427 to \$1,429 per month | | 59,867 | 5,710 | 65,577 |
| Adds funding for 1 percent annual inflationary adjustments for providers | | 405,815 | | 405,815 |
| Human Service Centers | | | | |
| Adjusts funding for continued program changes | | 3,116,890 | (2,911,912) | 204,978 |
| Adjusts funding for anticipated cost and caseload changes | | 2,624,029 | | 2,624,029 |
| Adds funding for a civil sex offender treatment contract | | 917,004 | | 917,004 |
| Adjusts funding for agency savings plan | | (6,414,994) | | (6,414,994) |
| Restores a portion of funding removed for 1915i plan realignment | | 1,362,299 | | 1,362,299 |
| Institutions | | | | |
| Adjusts funding for continued program changes | | (4,250,920) | 3,154,778 | (1,096,142) |
| Adjusts funding for agency savings plan | (31.60) | (8,004,617) | (7,059,498) | (15,064,115) |
| Restores the 25 beds at the State Hospital removed in the agency savings plan to provide a total of 100 staffed beds | 14.00 | 1,775,792 | 345,100 | 2,120,892 |
| Adds funding for psychiatry transition costs at the Life Skills and Transition Center | | 100,000 | | 100,000 |
| Total ongoing funding changes | (256.72) | (\$31,562,297) | (\$13,370,943) | (\$44,933,240) |
| One-Time Funding | | | | |
| Adds funding for consultant costs for a State Hospital complex study | | \$300,000 | | \$300,000 |
| Total one-time funding changes | 0.00 | \$300,000 | \$0 | \$300,000 |
| <hr/> | | | | |
| Total changes to base level funding | (256.72) | (\$31,262,297) | (\$13,370,943) | (\$44,633,240) |

House Bill No. 1012 - Other Changes - House Action

This amendment also:

- Provides a 2019-21 biennium deficiency appropriation from the DHS operating fund for a grant to a political subdivision for costs to purchase a fire truck.
- Identifies 1 FTE position in the Aging Services Division for administration of services relating to a federal Department of Justice lawsuit settlement as being authorized for only the 2021-23 biennium.
- Adjusts sections to identify the amount of funding provided from the human service finance fund, community health trust fund, and health care trust fund.
- Removes a section relating to funding provided from the tobacco prevention and control trust fund.
- Authorizes capital projects and payments at the State Hospital and Life Skills and Transition Center.
- Specifies the use of funding for the substance use disorder voucher program.
- Provides Medicaid Expansion expenditures may not exceed appropriations for the program.
- Provides expenditures for nursing facility payments may not exceed appropriations for the payments.
- Extends the sunset clause on the Medicaid Expansion program, transfers 19- and 20-year old program recipients to a fee-for-service arrangement, and removes privacy requirements regarding provider reimbursement rates.
- Repeals Section 50-24.1-18.1 which relates to consumer-directed health maintenance services.
- Authorizes the conveyance of land at the Life Skills and Transition Center and authorizes the lease of land at the State Hospital.
- Requires providers receiving funding from DHS to submit process and outcome measures.
- Requires DHS to include in-home support services in the Appendix K application the department submits to the Centers for Medicare and Medicaid Services.
- Requires DHS to adopt rules to establish a new ratesetting process and requirements for foster care maintenance rates for qualified residential treatment providers.
- Authorizes DHS to transfer funds between line items to provide additional funding for the community behavioral health program.
- Provides exemptions to allow DHS to continue prior biennium appropriations into the 2021-23 biennium for various projects.
- Provides legislative intent that DHS seek a deficiency appropriation if funding for developmental disability rates is not sufficient to cover program expenses.
- Provides for DHS to conduct a study of the State Hospital complex.
- Provides for DHS to conduct a study of implementing behavioral health services for the Medicaid Expansion program through an administrative services organization.

REPORT OF STANDING COMMITTEE

HB 1015: 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). HB 1015 was placed on the Sixth order on the calendar.

Page 1, line 2, replace the second "and" with "to provide an appropriation to the state treasurer; to amend and reenact sections 54-44.1-18, 54-44.4-07, 54-44.4-08, 57-51.1-07.5, subsections 2 and 3 of section 57-51.1-07.7, and subsection 2 of section 57-51.1-07.8 of the North Dakota Century Code, relating to publishing political subdivision budgets, environmentally preferable products, the state share of oil and gas tax revenue allocations, the municipal infrastructure fund, and the county and township infrastructure fund; to repeal section 54-06-25 of the North Dakota Century Code, relating to the state employee compensation commission; to provide for a transfer; to provide for a claims payment; to provide compensation guidelines;"

Page 1, line 3, after "exemption" insert "; to provide for a legislative management study; and to provide a report"

Page 1, remove lines 11 through 23

Page 2, replace lines 1 and 2 with:

| " | <u>Base Level</u> | <u>Adjustments or Enhancements</u> | <u>Appropriation</u> |
|---------------------------------------|-------------------|--|----------------------|
| Salaries and wages | \$21,903,816 | \$893,187 | \$22,797,003 |
| Operating expenses | 14,937,426 | 492,702 | 15,430,128 |
| Emergency commission contingency fund | 500,000 | (100,000) | 400,000 |
| Capital assets | 767,125 | 4,767,494 | 5,534,619 |
| Grants | 54,000 | (54,000) | 0 |
| Guardianship grants | 1,950,000 | 100,000 | 2,050,000 |
| Prairie public broadcasting | 1,200,000 | (400,000) | 800,000 |
| Community service supervision grants | 350,000 | (100,000) | 250,000 |
| State student internship program | <u>0</u> | <u>100,000</u> | <u>100,000</u> |
| Total all funds | \$41,662,367 | \$5,699,383 | \$47,361,750 |
| Less estimated income | <u>8,746,515</u> | <u>5,506,391</u> | <u>14,252,906</u> |
| Total general fund | \$32,915,852 | \$192,992 | \$33,108,844 |
| Full-time equivalent positions | 112.00 | 0.00 | 112.00" |

Page 2, line 3, after "**FUNDING**" insert "**- EFFECT ON BASE BUDGET - REPORT TO THE SIXTY-EIGHTH LEGISLATIVE ASSEMBLY**"

Page 2, line 4, after "biennium" insert "and the 2021-23 biennium one-time funding items included in the appropriation in section 1 of this Act"

Page 2, replace lines 6 through 16 with:

| | | |
|--|------------------|------------------|
| "Extraordinary repairs | \$1,900,000 | \$500,000 |
| Capitol south entrance project | 2,000,000 | 0 |
| Special assessments on capitol grounds | 320,000 | 300,000 |
| Litigation funding pool | 3,500,000 | 0 |
| Assessment of state lands and facilities | 500,000 | 0 |
| Risk management technology project | 170,000 | 0 |
| State student internship program | 250,000 | 100,000 |
| Electronic procurement study | 50,000 | 0 |
| Facility consolidation study | 0 | 350,000 |
| Building automation project | 0 | 518,800 |
| Interior and exterior signage projects | 0 | 500,000 |
| Procurement software | 0 | 2,021,204 |
| Statewide budget software | <u>0</u> | <u>1,230,100</u> |
| Total all funds | \$8,690,000 | \$5,520,104 |
| Less estimated income | <u>8,390,000</u> | <u>5,420,104</u> |
| Total general fund | \$300,000 | \$100,000 |

The 2021-23 biennium one-time funding amounts are not a part of the entity's base budget for the 2023-25 biennium. The office of management and budget shall report to the appropriations committees of the sixty-eighth legislative assembly on the use of this one-time funding for the biennium beginning July 1, 2021, and ending June 30, 2023.

SECTION 3. APPROPRIATION - COMMUNITY SERVICES SUPERVISION FUND. Any moneys in the community service supervision fund under section 29-26-22 are appropriated to the office of management and budget for distribution to community corrections association regions on or before August first of each year during the biennium beginning July 1, 2021, and ending June 30, 2023.

SECTION 4. APPROPRIATION - STATE DISASTER RELIEF FUND - STATE TREASURER - DISTRIBUTIONS TO NON-OIL-PRODUCING COUNTIES. Due to extraordinary flooding in 2020 in parts of the state and due to the excessive cost of road maintenance, there is appropriated out of any moneys in the state disaster relief fund in the state treasury, not otherwise appropriated, the sum of

\$8,100,000, or so much of the sum as may be necessary, to the state treasurer for the purpose of providing distributions to non-oil-producing counties for the benefit of the organized and unorganized townships within each non-oil-producing county, for the biennium beginning July 1, 2021, and ending June 30, 2023. In August 2021, the state treasurer shall distribute \$8,100,000, or so much of the sum as may be necessary, to non-oil-producing counties for the benefit of the organized and unorganized townships within each non-oil-producing county. The distribution to each non-oil-producing county must provide for an allocation of \$5,000 to each organized and unorganized township within the county. The amount allocated to organized townships under this section must be paid by the county treasurer to each organized township. The amount allocated to unorganized townships under this section must be credited by the county treasurer to a special fund for unorganized township roads. The distributions under this section must be used for the maintenance and improvement of township paved and unpaved roads and bridges. A township is not eligible for an allocation of funds under this section if the township does not maintain any township roads. For the purposes of this section, a "non-oil-producing county" means a county that has received no allocation of funding or a total allocation of funding under subsection 2 of section 57-51-15 of less than \$5,000,000 for the period beginning September 1, 2019, and ending August 31, 2020.

SECTION 5. TRANSFER - TAX RELIEF FUND TO HUMAN SERVICE FINANCE FUND. The office of management and budget shall transfer the sum of \$187,385,888 from the tax relief fund to the human service finance fund during the biennium beginning July 1, 2021, and ending June 30, 2023.

SECTION 6. TRANSFER - STATE STUDENT INTERNSHIP PROGRAM FUNDS TO STATE AGENCIES. The office of management and budget shall transfer funds from the state student internship program line item appropriated in section 1 of this Act to eligible state agencies for state student internships during the biennium beginning July 1, 2021, and ending June 30, 2023.

SECTION 7. ESTIMATED INCOME - ONE-TIME FUNDING - CAPITOL BUILDING FUND. The estimated income line item in section 1 of this Act includes \$2,268,800 of one-time funding from the capitol building fund. Of the \$2,268,800, \$350,000 in the operating expenses line item is for a facility consolidation study, \$300,000 in the operating expenses line item is for special assessments associated with the capitol grounds, \$600,000 in the capital assets line item is for extraordinary repairs, \$518,800 in the capital assets line item is for a building automation project, and \$500,000 in the capital assets line item is for interior and exterior signage.

SECTION 8. ESTIMATED INCOME - ONE-TIME FUNDING - STRATEGIC INVESTMENT AND IMPROVEMENTS FUND. The estimated income line item in section 1 of this Act includes \$3,251,304 from the strategic investment and improvements fund. Of the \$3,251,304, \$2,021,204 in the capital assets line item is for procurement software, and \$1,230,100 in the capital assets line item is for budget software."

Page 2, remove line 19

Page 2, replace lines 23 through 28 with:

"SECTION 10. RISK MANAGEMENT FUND - CLAIMS PAYMENT. Pursuant to the continuing appropriation authority under section 32-12.2-07, the director of the office of management and budget may make payments from the risk management fund during the biennium beginning July 1, 2021, and ending June 30, 2023, for reasonable and necessary costs and attorney's fees incurred by a state employee as a result of a criminal investigation or prosecution occurring after December 31, 2018, under circumstances in which there was an absence of probable cause, as identified in a prosecutorial or judicial determination or as determined by the director of the office of management and budget in the absence of a prosecutorial or judicial determination, and in which the offense involves the discharge of a public duty. The director of the office of management and budget shall consult with the attorney general when reviewing claims under this section and shall obtain written approval from the attorney general for any claim exceeding ten thousand dollars.

SECTION 11. STATE EMPLOYEE COMPENSATION ADJUSTMENTS - GUIDELINES.

1. The 2021-23 biennium compensation adjustments for permanent state employees are to average 1.5 percent with a minimum of \$100 per month and a maximum of \$250 per month per eligible employee for each fiscal year of the biennium. The increases for the first year of the biennium are to be given beginning with the month of July 2021, to be paid in August 2021, and for the second year of the biennium are to be given beginning with the month of July 2022, to be paid in August 2022. Except for minimum and maximum amounts, increases for eligible state employees are to be based on documented performance and are not to be the same percentage increase for each employee.
2. The office of management and budget shall develop guidelines for use by state agencies for providing compensation adjustments for classified state employees. The guidelines must follow the compensation philosophy statement under section 54-44.3-01.2.
3. Probationary employees are not entitled to the increases. However, at the discretion of the appointing authority, probationary employees may be given all or a portion of the increases effective in July, paid in August, or upon completion of probation. Employees whose overall documented performance level does not meet standards are not eligible for any salary increase.

SECTION 12. AMENDMENT. Section 54-44.1-18 of the North Dakota Century Code is amended and reenacted as follows:

54-44.1-18. Searchable database of expenditures.

1. The director of the budget shall develop and make publicly available an aggregate and searchable budget database website that includes the following information for the biennium:
 - a. Each budget unit making expenditures.
 - b. The amount of funds expended.
 - c. The source of the funds expended.
 - d. The budget program of the expenditure.
 - e. Any other information determined relevant by the director of the budget.
2. The director of the budget shall include the name and city of the recipient of each expenditure in the budget database website after the director has completed implementation of a business intelligence component to the state's financial reporting system.
3. The director of the budget may not include in the database any information that is confidential or exempt under state or federal law.
4. The director of the budget may update the budget database website as new data becomes available. Each state agency shall provide to the director of the budget any data required to be included in the budget database website no later than thirty days after the data becomes available to the agency.
5. By January first of each even-numbered year, the director of the budget shall add data for the previous biennium to the budget database website. The director of the budget shall ensure that all data added to the budget database website remains accessible to the public for a minimum of ten years.

6. The budget database website may not redirect users to any other government website, unless the website has information from all budget units and each category of information required can be searched electronically by field in a single search.
7. ~~The governing body of each political subdivision may submit the annual budget adopted by the governing body to the director of the budget. The director of the budget shall include on the office of management and budget website any information submitted by a participating governing body of a political subdivision. The official who submits the annual budget to the director of the budget may not submit any information that is confidential under state or federal law. In lieu of submitting the annual budget adopted by the governing body to the director, any participating governing body may provide to the director a publicly accessible internet link on which the annual budget adopted by the participating governing body is available.~~

SECTION 13. AMENDMENT. Section 54-44.4-07 of the North Dakota Century Code is amended and reenacted as follows:

54-44.4-07. Procurement of environmentally preferable products.

1. The office of management and budget, the institutions of higher education, and any other state agency or institution that has authority to purchase products are encouraged to purchase environmentally preferable products.
 - a. ~~Where~~When practicable, specifications for purchasing newsprint printing services should specify the use of soybean-based ink. The North Dakota soybean council and the agriculture commissioner shall assist the office of management and budget in locating suppliers of soybean-based inks and in collecting data on the purchase of soybean-based inks.
 - b. ~~In requesting bids for paper products, the office of management and budget must request information on the recycled content of such products.~~
 - e. ~~Where~~When practicable, biobased products should be specified.
2. The office of management and budget, in coordination with the state board of higher education, shall develop guidelines for a biobased procurement program.

SECTION 14. AMENDMENT. Section 54-44.4-08 of the North Dakota Century Code is amended and reenacted as follows:

54-44.4-08. Purchase of recycled paper products.

~~The~~When practicable, the office of management and budget, and any state agency or institution that has authority to purchase products, ~~shall ensure that at least twenty percent of the total volume of paper and paper products being purchased for state agencies and institutions contain, should specify~~ at least twenty-five percent recycled material. ~~The office of management and budget shall implement a methodology to track compliance with this section.~~

SECTION 15. AMENDMENT. Section 57-51.1-07.5 of the North Dakota Century Code is amended and reenacted as follows:

57-51.1-07.5. State share of oil and gas taxes - Deposits.

From the revenues designated for deposit in the state general fund under chapters 57-51 and 57-51.1, the state treasurer shall deposit the revenues received each biennium in the following order:

1. The first two hundred million dollars into the state general fund;
2. The next two hundred million dollars into the tax relief fund;
3. The next seventy-five million dollars into the budget stabilization fund, but not in an amount that would bring the balance in the fund to more than the limit in section 54-27.2-01;
4. The next two hundred million dollars into the state general fund;
5. The next ten million dollars into the lignite research fund;
6. The next ~~fifteen~~twenty million dollars into the state disaster relief fund, but not in an amount that would bring the unobligated balance in the fund to more than ~~fifteen~~twenty million dollars;
7. ~~The next thirty million three hundred seventy five thousand dollars, or the amount necessary to provide for the distributions under subsection 2 of section 57-51.1-07.7, into the municipal infrastructure fund;~~
- ~~8-~~ The next four hundred million dollars into the strategic investment and improvements fund;
9. ~~An amount equal to the deposit under subsection 7 into the county and township infrastructure fund;~~
8. The next fifty-nine million seven hundred fifty thousand dollars, or the amount necessary to provide for twice the amount of the distributions under subsection 2 of section 57-51.1-07.7, into the funds designated for infrastructure development in non-oil-producing counties under sections 57-51.1-07.7 and 57-51.1-07.8 with fifty percent deposited into the municipal infrastructure fund and fifty percent deposited into the county and township infrastructure fund;
- ~~10-9.~~ The next one hundred ~~sixty-nine~~seventy million two hundred fifty thousand dollars or the amount necessary to provide a total of two hundred thirty million dollars into the funds designated for infrastructure development in non-oil-producing counties under sections 57-51.1-07.7 and 57-51.1-07.8 with fifty percent deposited into the municipal infrastructure fund and fifty percent deposited into the county and township infrastructure fund;
- ~~11-10.~~ The next twenty million dollars into the airport infrastructure fund; and
- ~~12-11.~~ Any additional revenues into the strategic investment and improvements fund.

SECTION 16. AMENDMENT. Subsection 2 of section 57-51.1-07.7 of the North Dakota Century Code is amended and reenacted as follows:

2. Within forty days after the fund balance is greater than or equal to the amount needed for the grants under this subsection or by September thirtieth of each odd-numbered year, whichever is earlier, the state treasurer shall distribute moneys in the fund as grants to cities for essential infrastructure projects. The state treasurer shall distribute the grants only if the fund balance is at least ten percent of the amount needed for distributions under this subsection based on the following:
 - a. Two million five hundred thousand dollars to each city with a population of at least five thousand;
 - b. Five hundred thousand dollars to each city with a population of at least two thousand but less than five thousand; and

- c. One hundred twenty-five thousand dollars to each city with a population of at least one thousand but less than two thousand.
- d. If, at the time of the distributions, the moneys in the fund are less than the amount needed for the grants under this subsection, the state treasurer shall distribute the grants under this subsection on a pro rata basis.
- e. For the purposes of determining the city's population under this subsection, the state treasurer shall use the most recent actual or estimated census data published by the United States census bureau.

SECTION 17. AMENDMENT. Subsection 3 of section 57-51.1-07.7 of the North Dakota Century Code is amended and reenacted as follows:

- 3. Within sixty days after the fund receives its statutory limit of oil and gas tax allocations under section 57-51.1-07.5 or by September thirtieth of each odd-numbered year, whichever is earlier, the state treasurer shall distribute the moneys in the fund as grants to cities for essential infrastructure projects. The state treasurer shall distribute the grants only if the fund balance is at least ten percent of the amount needed for distributions under this subsection based on the following:
 - a. One hundred fifty dollars per person of the city's population.
 - b. In addition to the amounts in subdivision a, for a city with a positive average of the annual percentage increase in population from three years prior, a dollar amount equal to the product of the following:
 - (1) The amount calculated in subdivision a; and
 - (2) The average of the annual percentage increase in population from three years prior, multiplied by ten.
 - c. In addition to the amounts in subdivisions a and b, for a city with a positive average of the annual percentage increase in taxable property values from three years prior, a dollar amount equal to the average of the annual property valuation percentage increase for the three most recent years, multiplied by twenty-five thousandths.
 - d. Grants may be distributed under this subdivision only if the grant distributions under subsection 2 are completed. If the moneys in the fund are insufficient to provide for the grants, the state treasurer shall distribute the grants under this subsection on a pro rata basis. If any moneys remain in the fund after the distribution of grants under this subsection, the state treasurer shall distribute any remaining moneys in the fund in proportion to the combined total distributed to each city under this section relative to the combined total distributed to all the cities under this section.
 - e. For the purposes of determining the city's population under this subsection, the state treasurer shall use the most recent actual or estimated census data published by the United States census bureau.
 - f. For the purposes of determining taxable property values, the state treasurer shall use the most recent data published by the tax commissioner in the tax levy report.

SECTION 18. AMENDMENT. Subsection 2 of section 57-51.1-07.8 of the North Dakota Century Code is amended and reenacted as follows:

- 2. Within sixty days after the fund receives its statutory limit of oil and gas tax allocations under section 57-51.1-07.5 or by September thirtieth of

each odd-numbered year, whichever is earlier, the state treasurer shall distribute moneys in the fund as grants to counties for road and bridge infrastructure projects. The state treasurer shall distribute the grants only if the fund balance is at least ten percent of the amount needed for distributions under this section.

SECTION 19. REPEAL. Section 54-06-25 of the North Dakota Century Code is repealed."

Page 3, after line 3, insert:

"SECTION 21. EXEMPTION - STATE STUDENT INTERNSHIP PROGRAM.

The amount of \$250,000 appropriated in section 1, identified in section 2, and transferred in section 8 of chapter 40 of the 2019 Session Laws is not subject to the provisions of section 54-44.1-11. Any unexpended funds from this appropriation are available to the office of management and budget for the state student internship program during the biennium beginning July 1, 2021, and ending June 30, 2023.

SECTION 22. EXEMPTION - ASSESSMENT OF STATE LANDS AND FACILITIES. The amount of \$500,000 appropriated from the strategic investment and improvements fund in section 1 and identified in section 2 of chapter 40 of the 2019 Session Laws is not subject to the provisions of section 54-44.1-11. Any unexpended funds from this appropriation are available to the office of management and budget to continue the assessment of state lands and facilities during the biennium beginning July 1, 2021, and ending June 30, 2023.

SECTION 23. LEGISLATIVE MANAGEMENT STUDY - SPACE NEEDS AT STATE CAPITOL.

1. During the 2021-22 interim, the legislative management shall consider studying space needs of the executive, judicial, and legislative branches at the state capitol. The study must include:
 - a. A review of each branch's employee work location policies;
 - b. An assessment of the space needs of each branch to fulfill their constitutional and statutory responsibilities;
 - c. An evaluation of state agency leases of space from private and other governmental entities in Bismarck, amounts being paid for these leases, and state agency rental payments being made to the office of management and budget from special and federal funds;
 - d. Consideration of the feasibility and desirability of the office of management and budget charging rent to agencies receiving funding from the general fund; and
 - e. The development of a space utilization plan for the capitol complex.
2. The legislative management shall report its findings and recommendations, together with any legislation required to implement the recommendations, to the sixty-eighth legislative assembly."

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

House Bill No. 1015 - Summary of House Action

| | Base Budget | House Changes | House Version |
|---------------------------------|--------------|---------------|---------------|
| Office of Management and Budget | | | |
| Total all funds | \$41,662,367 | \$5,699,383 | \$47,361,750 |
| Less estimated income | 8,746,515 | 5,506,391 | 14,252,906 |
| General fund | \$32,915,852 | \$192,992 | \$33,108,844 |
| FTE | 112.00 | 0.00 | 112.00 |

| | | | |
|-----------------------|--------------|--------------|--------------|
| State Treasurer | | | |
| Total all funds | \$0 | \$8,100,000 | \$8,100,000 |
| Less estimated income | 0 | 8,100,000 | 8,100,000 |
| General fund | \$0 | \$0 | \$0 |
| FTE | 0.00 | 0.00 | 0.00 |
| Bill total | | | |
| Total all funds | \$41,662,367 | \$13,799,383 | \$55,461,750 |
| Less estimated income | 8,746,515 | 13,606,391 | 22,352,906 |
| General fund | \$32,915,852 | \$192,992 | \$33,108,844 |
| FTE | 112.00 | 0.00 | 112.00 |

House Bill No. 1015 - Office of Management and Budget - House Action

| | Base Budget | House Changes | House Version |
|---------------------------------------|--------------|---------------|---------------|
| Salaries and wages | \$21,903,816 | \$893,187 | \$22,797,003 |
| Operating expenses | 14,937,426 | 492,702 | 15,430,128 |
| Capital assets | 767,125 | 4,767,494 | 5,534,619 |
| Grants | 54,000 | (54,000) | |
| Emergency commission contingency fund | 500,000 | (100,000) | 400,000 |
| Guardianship grants | 1,950,000 | 100,000 | 2,050,000 |
| Prairie public broadcasting | 1,200,000 | (400,000) | 800,000 |
| Community service supervision grants | 350,000 | (100,000) | 250,000 |
| Student internship program | | 100,000 | 100,000 |
| Total all funds | \$41,662,367 | \$5,699,383 | \$47,361,750 |
| Less estimated income | 8,746,515 | 5,506,391 | 14,252,906 |
| General fund | \$32,915,852 | \$192,992 | \$33,108,844 |
| FTE | 112.00 | 0.00 | 112.00 |

Department 110 - Office of Management and Budget - Detail of House Changes

| | Adjusts Funding for Base Payroll Changes ¹ | Adds Funding for Salary and Benefit Increases ² | Adjusts Funding for Salaries and Wages ³ | Adjusts Funding for Operating Expenses ⁴ | Decreases Funding for Emergency Commission Fund ⁵ | Decreases Funding for Bond Payments ⁶ |
|---------------------------------------|---|--|---|---|--|--|
| Salaries and wages | \$125,960 | \$531,534 | \$235,693 | | | |
| Operating expenses | | | | (\$157,298) | | |
| Capital assets | | | | | | (\$2,610) |
| Grants | | | | | | |
| Emergency commission contingency fund | | | | | (\$100,000) | |
| Guardianship grants | | | | | | |
| Prairie public broadcasting | | | | | | |
| Community service supervision grants | | | | | | |
| Student internship program | | | | | | |
| Total all funds | \$125,960 | \$531,534 | \$235,693 | (\$157,298) | (\$100,000) | (\$2,610) |
| Less estimated income | 2 | 86,088 | 20,000 | (19,803) | 0 | 0 |
| General fund | \$125,958 | \$445,446 | \$215,693 | (\$137,495) | (\$100,000) | (\$2,610) |
| FTE | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 |

| | Adjusts Funding for Grants ⁷ | Adds One-Time Funding for Projects ⁸ | Total House Changes |
|---------------------------------------|---|---|---------------------|
| Salaries and wages | | | \$893,187 |
| Operating expenses | | \$650,000 | 492,702 |
| Capital assets | | 4,770,104 | 4,767,494 |
| Grants | (\$54,000) | | (54,000) |
| Emergency commission contingency fund | | | (100,000) |
| Guardianship grants | 100,000 | | 100,000 |
| Prairie public broadcasting | (400,000) | | (400,000) |
| Community service supervision grants | (100,000) | | (100,000) |
| Student internship program | | 100,000 | 100,000 |
| Total all funds | (\$454,000) | \$5,520,104 | \$5,699,383 |
| Less estimated income | 0 | 5,420,104 | 5,506,391 |
| General fund | (\$454,000) | \$100,000 | \$192,992 |
| FTE | 0.00 | 0.00 | 0.00 |

¹ Funding is adjusted for base payroll changes.

² The following funding is added for 2021-23 biennium salary adjustments of 1.5 percent on

July 1, 2021, and July 1, 2022, with a minimum monthly increase of \$100 and a maximum monthly increase of \$250 for both years, and increases in health insurance premiums from \$1,427 to \$1,429 per month:

| | <u>General Fund</u> | <u>Other Funds</u> | <u>Total</u> |
|---------------------------|---------------------|--------------------|--------------|
| Salary increase | \$440,835 | \$85,354 | \$526,189 |
| Health insurance increase | 4,611 | 734 | 5,345 |
| Total | \$445,446 | \$86,088 | \$531,534 |

³ Funding and FTE positions are added as follows:

| | <u>General Fund</u> | <u>Other Funds</u> | <u>Total</u> |
|--|---------------------|--------------------|--------------|
| Increases funding to reclassify a vacant position into a human resource officer position | \$110,869 | \$0 | \$110,869 |
| Increases funding to reclassify vacant positions into procurement officers | 104,824 | 0 | 104,824 |
| Increases funding for temporary salaries related to risk management | 0 | 20,000 | 20,000 |
| Total | \$215,693 | \$20,000 | \$235,693 |

⁴ Funding is adjusted for operating expenses as follows:

| | <u>General Fund</u> | <u>Other Funds</u> | <u>Total</u> |
|--|---------------------|--------------------|--------------|
| Decreases funding for operating expenses primarily related to IT costs | (\$701,000) | (\$20,000) | (\$721,000) |
| Adds funding for budget software maintenance agreements | 403,000 | 0 | 403,000 |
| Adds funding for procurement software maintenance agreements | 152,000 | 0 | 152,000 |
| Increases funding for Microsoft Office 365 licensing expenses | 8,505 | 197 | 8,702 |
| Total | (\$137,495) | (\$19,803) | (\$157,298) |

⁵ Funding is decreased for the Emergency Commission contingency fund by \$100,000, from \$500,000 to \$400,000.

⁶ Funding for bond payments is decreased by \$2,610, from \$567,125 to \$564,515.

⁷ Funding for grants is decreased as follows:

| | <u>Other Funds</u> |
|--|--------------------|
| Removes funding for boys' and girls' clubwork grants | (\$53,000) |
| Removes funding for Council of State Employees grants | (1,000) |
| Increases funding for guardianship grants to provide total funding of \$2,050,000 | 100,000 |
| Decreases funding for Prairie Public Broadcasting grants to provide a total of \$800,000 | (400,000) |
| Decreases funding for community service supervision grants to provide total funding of \$250,000 | (100,000) |
| Total | (\$454,000) |

⁸ One-time funding is added as follows:

| | <u>Total</u> |
|---|--------------|
| Facility consolidation study (Capitol building fund) | \$350,000 |
| Special assessments associated with the Capitol grounds (Capitol building fund) | 300,000 |
| Extraordinary repairs (Capitol building fund) | 500,000 |
| Building automation (Capitol building fund) | 518,800 |
| Interior and exterior signage (Capitol building fund) | 500,000 |
| Procurement software IT project (strategic investment and improvements fund) | 2,021,204 |
| Budget software IT project (strategic investment and improvements fund) | 1,230,100 |
| State student internship program (general fund) | 100,000 |
| Total | \$5,520,104 |

This amendment also:

- Appropriates additional money in the community service supervision fund to the Office of Management and Budget (OMB) for distributions to community corrections association regions.
- Transfers \$187.4 million from the tax relief fund to the human service finance fund.
- Authorizes OMB to transfer student internship funding to other state agencies.
- Identifies one-time funding from the Capitol building fund for a facility consolidation study, special assessments, extraordinary repairs, building automation, and interior and exterior signage.
- Identifies one-time funding from the strategic investment and improvements fund for information technology projects related to procurement software and budget

software.

- Identifies the funding designated for statewide memberships and dues, unemployment insurance, and the Capitol Grounds Planning Commission.
- Authorizes OMB to make payments from the risk management fund for attorney's fees incurred by a state employee resulting from a criminal investigation lacking a probable cause.
- Provides guidelines for compensation increases reflecting a 1.5 percent annual increase with a monthly minimum of \$100 and a monthly maximum of \$250.
- Removes the requirement for OMB to publish political subdivision budgets on the department's website.
- Removes the requirement to specify the amount of recycled content included in the items purchased by the state.
- Increases the allocation of oil and gas tax revenues to the state disaster relief fund by \$5 million, from \$15 million to \$20 million.
- Aligns the allocations to the municipal infrastructure fund and the county and township infrastructure fund to receive allocations at the same time after the initial allocation to the strategic investment and improvements fund.
- Establishes minimum amounts required to provide distributions from the municipal infrastructure fund and the county and township infrastructure fund.
- Repeals the State Employee Compensation Commission.
- Continues unspent 2019-21 biennium appropriation authority into the 2021-23 biennium for state student internships, the Fiscal Management Division of OMB, and an assessment of state lands and facilities.
- Provides for a Legislative Management study relating to space needs of the executive, judicial, and legislative branches at the Capitol.

House Bill No. 1015 - State Treasurer - House Action

| | Base Budget | House Changes | House Version |
|-------------------------|----------------|------------------|-------------------|
| Non-oil township grants | _____ | \$8,100,000 | _____ \$8,100,000 |
| Total all funds | \$0 | \$8,100,000 | \$8,100,000 |
| Less estimated income | 0 | 8,100,000 | 8,100,000 |
| General fund | \$0 | \$0 | \$0 |
| FTE | 0.00 | 0.00 | 0.00 |

Department 120 - State Treasurer - Detail of House Changes

| | Adds Funding for Township Grants ¹ | Total House Changes |
|-------------------------|--|---------------------|
| Non-oil township grants | _____ \$8,100,000 | _____ \$8,100,000 |
| Total all funds | \$8,100,000 | \$8,100,000 |
| Less estimated income | 8,100,000 | 8,100,000 |
| General fund | \$0 | \$0 |
| FTE | 0.00 | 0.00 |

¹ Funding of \$8.1 million from the state disaster relief fund is appropriated to the State Treasurer to provide distributions of \$5,000 to each township in non-oil-producing counties.

REPORT OF STANDING COMMITTEE

HB 1019: Appropriations Committee (Rep. Delzer, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (18 YEAS, 1 NAY, 2 ABSENT AND NOT VOTING). HB 1019 was placed on the Sixth order on the calendar.

Page 1, line 2, after "department" insert "; to provide for a transfer; to amend and reenact section 10 of chapter 44 of the 2019 Session Laws, relating to International Peace Garden capital projects; to repeal section 12 of chapter 44 of the 2019 Session Laws, relating to International Peace Garden capital projects; to provide for an exemption; to provide a report; and to declare an emergency"

Page 1, replace lines 12 through 20 with:

| | <u>Base Level</u> | <u>Adjustments or Enhancements</u> | <u>Appropriation</u> |
|---------------------------------|-------------------|--|----------------------|
| Administration | \$2,604,999 | \$408,440 | \$3,013,439 |
| Park operations and maintenance | 20,914,593 | 7,737,582 | 28,652,175 |
| Recreation | <u>9,023,560</u> | <u>2,101,398</u> | <u>11,124,958</u> |
| Total all funds | \$32,543,152 | \$10,247,420 | \$42,790,572 |
| Less estimated income | 20,046,609 | 10,053,084 | 30,099,693 |
| Total general fund | \$12,496,543 | \$194,336 | \$12,690,879 |
| Full-time equivalent positions | 61.50 | 0.00 | 61.50" |

Page 2, replace lines 1 through 4 with:

| | <u>Base Level</u> | <u>Adjustments or Enhancements</u> | <u>Appropriation</u> |
|----------------------------|-------------------|--|----------------------|
| International Peace Garden | <u>\$876,329</u> | <u>\$3,000,000</u> | <u>\$3,876,329</u> |
| Total all funds | \$876,329 | \$3,000,000 | \$3,876,329 |
| Less estimated income | 0 | 3,000,000 | 3,000,000 |
| Total general fund | \$876,329 | \$0 | \$876,329" |

Page 2, replace lines 6 through 11 with:

| | <u>Base Level</u> | <u>Adjustments or Enhancements</u> | <u>Appropriation</u> |
|-------------------------------------|--------------------|--|----------------------|
| Lewis and Clark interpretive center | <u>\$1,304,375</u> | <u>\$136,537</u> | <u>\$1,440,912</u> |
| Total all funds | \$1,304,375 | \$136,537 | \$1,440,912 |
| Less estimated income | 334,118 | 253,881 | 587,999 |
| Total general fund | \$970,257 | (\$117,344) | \$852,913" |

Page 2, replace lines 13 through 17 with:

| | <u>Base Level</u> | <u>Adjustments or Enhancements</u> | <u>Appropriation</u> |
|---------------------------|-------------------|--|----------------------|
| Grand total general fund | \$14,343,129 | \$76,992 | \$14,420,121 |
| Grand total special funds | <u>20,380,727</u> | <u>13,306,965</u> | <u>33,687,692</u> |
| Grand total all funds | \$34,723,856 | \$13,383,957 | \$48,107,813" |

Page 2, line 18, after "FUNDING" insert "- EFFECT ON BASE BUDGET - REPORT TO THE SIXTY-EIGHTH LEGISLATIVE ASSEMBLY"

Page 2, line 19, after "biennium" insert "and the 2021-23 one-time funding items included in the appropriation in section 1 of this Act"

Page 2, replace line 21 with:

| | | |
|------------------------|-----------|--------------|
| "Extraordinary repairs | \$634,126 | \$7,500,000" |
|------------------------|-----------|--------------|

Page 2, replace line 23 with:

| | | |
|--|-----------|------------|
| "International Peace Garden capital projects | 5,000,000 | 3,000,000" |
|--|-----------|------------|

Page 2, replace lines 27 through 30 with:

| | | |
|-------------------------------------|------------------|-------------------|
| "Traffic counters | 75,000 | 0 |
| Trail lease renewals | 0 | 200,000 |
| Fort Abraham Lincoln viewshed lease | 0 | 50,000 |
| Total all funds | \$8,311,126 | \$10,750,000 |
| Less estimated income | <u>8,311,126</u> | <u>10,500,000</u> |
| Total general fund | \$0 | \$250,000 |

The 2021-23 biennium one-time funding amounts are not a part of the entity's base budget for the 2023-25 biennium. The parks and recreation department shall report to the appropriations committees of the sixty-eighth legislative assembly on the use of this one-time funding for the biennium beginning July 1, 2021, and ending June 30, 2023.

SECTION 3. ADDITIONAL INCOME - APPROPRIATION - REPORTING. In addition to the amounts appropriated in section 1 of this Act, any additional income from federal or other funds that become available are appropriated to the parks and recreation department for the biennium beginning July 1, 2021, and ending June 30, 2023. The department shall report any additional income under this section to the office of management and budget and the legislative council.

SECTION 4. GAME AND FISH OPERATING FUND - TRANSFER - BOAT RAMP OPERATION AND MAINTENANCE. The sum of \$122,000, or so much of the sum as may be necessary, included in the park operations and maintenance line item in subdivision 1 of section 1 of this Act, is from the game and fish operating fund, or federal or other funds available to the game and fish department, and must be transferred to the parks and recreation department as requested by the director of the parks and recreation department for maintenance, operating, and extraordinary repairs expenses relating to boat ramps at state parks for the biennium beginning July 1, 2021, and ending June 30, 2023.

SECTION 5. ESTIMATED INCOME - DEPARTMENT OF TRANSPORTATION GRANT. The estimated income line item in subdivision 3 of section 1 of this Act, includes \$100,000 of grant funding from the department of transportation for the purpose of defraying expenses for the Lewis and Clark interpretive center.

SECTION 6. DEFERRED MAINTENANCE - STRATEGIC INVESTMENT AND IMPROVEMENTS FUND. The park operations and maintenance line item in subdivision 1 of section 1 of this Act includes \$7,500,000 from the strategic investment and improvements fund for deferred maintenance for the biennium beginning July 1, 2021, and ending June 30, 2023.

SECTION 7. INTERNATIONAL PEACE GARDEN - STRATEGIC INVESTMENT AND IMPROVEMENTS FUND. The International Peace Garden line item in subdivision 2 of section 1 of this Act includes the sum of \$3,000,000, from the strategic investment and improvements fund for International Peace Garden capital projects or the repayment of any outstanding loan from the Bank of North Dakota authorized in section 12 of chapter 44 of the 2019 Session Laws, for the period beginning with the effective date of this Act, and ending June 30, 2023. Expenditure of the funds appropriated for this purpose is subject to the province of Manitoba providing funding equal to fifty percent of the total cost of any project paid with the funding referenced in this section.

SECTION 8. AMENDMENT. Section 10 of chapter 44 of the 2019 Session Laws is amended and reenacted as follows:

SECTION 10. REQUIREMENTS - MATCHING FUNDS - INTERNATIONAL PEACE GARDEN CAPITAL PROJECTS. The International Peace Garden line item in subdivision 2 of section 1 of this Act includes \$2,000,000 for capital projects. Expenditure of ~~these~~ the funds appropriated for this purpose is subject to ~~one-to-one matching funds being raised from nonstate sources~~ the province of Manitoba providing funding equal to fifty percent of the total cost of any project paid with funding referenced in this section. The parks and recreation department shall review and accept engineering proposals and specifications before committing funds to projects and shall assist with bidding and construction of any work associated with this section. The International Peace Garden shall report quarterly to the parks and recreation department regarding the expenditure of these funds along with the the source of the matching funds. The funds appropriated in this section are not subject to section 54-44.1-11, and may be continued into the biennium beginning July 1, 2021, and ending June 30, 2023, for capital projects.

SECTION 9. REPEAL. Section 12 of chapter 44 of the 2019 Session Laws is repealed.

| | Adds Funding for Grants ² | Adds Funding for Lewis and Clark Interpretive Center ³ | Decreases Funding for Bond Payment ⁴ | Adds One-Time Funding for Fort Lincoln Viewshed ¹⁰ | Adds One-Time Funding for Trail Lease Renewals ¹¹ | Adds One-Time Funding for Deferred Maintenance ¹² |
|---|--------------------------------------|---|---|---|--|--|
| Administration Park operations and maintenance | | | (\$710) | \$50,000 | \$200,000 | \$7,500,000 |
| Recreation International Peace Garden Lewis and Clark Interpretive Center | \$2,308,426 | \$173,554 | | | | |
| Total all funds | \$2,308,426 | \$173,554 | (\$710) | \$50,000 | \$200,000 | \$7,500,000 |
| Less estimated income | 2,308,426 | 173,554 | 0 | 0 | 0 | 7,500,000 |
| General fund | \$0 | \$0 | (\$710) | \$50,000 | \$200,000 | \$0 |
| FTE | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 |

| | Adds One-Time Funding for Capital Projects ¹³ | Total House Changes |
|---|--|---------------------|
| Administration Park operations and maintenance | | \$408,440 |
| Recreation International Peace Garden Lewis and Clark Interpretive Center | \$3,000,000 | 7,737,582 |
| Total all funds | \$3,000,000 | 2,101,398 |
| Less estimated income | 3,000,000 | 3,000,000 |
| General fund | \$0 | 136,537 |
| FTE | 0.00 | \$13,383,957 |
| | | 13,306,965 |
| | | \$76,992 |
| | | 0.00 |

¹ Funding is adjusted for base payroll changes.

² The following funding is added for 2021-23 biennium salary adjustments of 1.5 percent on July 1, 2021, and July 1, 2022, with a minimum monthly increase of \$100 and a maximum monthly increase of \$250 for both years, and increases in health insurance premiums from \$1,427 to \$1,429 per month:

| | General Fund | Other Funds | Total |
|---------------------------|--------------|-------------|-----------|
| Salary increase | \$260,934 | \$10,554 | \$271,488 |
| Health insurance increase | 2,954 | 701 | 3,655 |
| Total | \$263,888 | \$11,255 | \$275,143 |

³ Funding is increased for data processing to provide a total of \$1,295,981.

⁴ Funding for buildings, maintenance, and repairs is adjusted by decreasing funding in the administration line item (\$45,000), recreation line item (\$20,000), and increasing funding in the parks operations and maintenance line item (\$295,079).

⁵ Funding for professional services is adjusted reducing the administration line item (\$30,000), recreation line item (\$216,875), and increasing funding in the parks operations and maintenance line item (\$286,999).

⁶ Funding is increased for Microsoft Office 365 licensing expenses.

⁷ Federal fund authority is increased for the land and water conservation program.

⁸ Funding is increased from other funds for the operation of the Lewis and Clark Interpretive Center.

⁹ Funding is decreased for bond payments.

¹⁰ One-time funding from the general fund is added for lease payments relating to the Fort Abraham Lincoln viewshed.

¹¹ One-time funding from the general fund is added for trail lease renewals in the Little Missouri River area.

¹² One-time funding of \$7.5 million is provided from the strategic investment and improvements fund for deferred maintenance.

¹³ One-time funding of \$3 million is added from the strategic investment and improvements fund for International Peace Garden capital projects. Total expenditures of these funds is subject to one-to-one matching funds from the province of Manitoba. These funds are to be used in place of or to repay the line of credit at the Bank of North Dakota that was authorized for the 2019-21 biennium.

This amendment also adds sections to:

- Provide an appropriation of any additional federal funds or other funds which become available to the Parks and Recreation Department for the 2021-23 biennium.
- Provide \$122,000 from the game and fish operating fund, or other funds available to the Game and Fish Department for maintenance, operating, and extraordinary repairs expenses relating to boat ramps at state parks for the 2021-23 biennium.
- Identify \$100,000 of funding from the Department of Transportation for the Lewis and Clark Interpretive Center for the 2021-23 biennium.
- Identify \$7.5 million from the strategic investment and improvements fund for deferred maintenance during the 2021-23 biennium.
- Identify \$3 million from the strategic investment and improvements fund for International Peace Garden capital projects or the repayment of any outstanding loans from the Bank of North Dakota authorized in the 2019-21 biennium, during the 2021-23 biennium.
- Amend Section 10 of Senate Bill No. 2019 (2019) to authorize the \$2 million appropriation for International Peace Garden capital projects to be continued into the 2021-23 biennium.
- Repeal Section 12 of Senate Bill No. 2019 (2019) authorizing a Bank of North Dakota loan for International Peace Garden capital projects.
- Allow any funds remaining in the International Peace Garden line item for repair of the Peace Tower in Section 30 of Chapter 15 of the 2013 Session Laws to continue into the 2021-23 biennium. The section also requires the Parks and Recreation Department to review and accept engineering proposals and specifications before committing additional funds to the project.
- Allows any funds remaining for park enhancements from the appropriation in subdivision 1 of Section 1 of Chapter 53 of the 2015 Session Laws to continue and be available for park enhancement projects during the 2021-23 biennium.
- Allow up to \$675,000 of the appropriation for extraordinary repairs in subdivision 1 of Section 1 of Chapter 18 of the 2017 Sessions Laws to be continued and available for extraordinary repairs during the 2021-23 biennium.
- Provide an emergency clause.

REPORT OF STANDING COMMITTEE

HB 1022, as engrossed: Appropriations Committee (Rep. Delzer, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (17 YEAS, 4 NAYS, 0 ABSENT AND NOT VOTING). Engrossed HB 1022 was placed on the Sixth order on the calendar.

Page 1, replace line 12 with:

| | | | |
|---------------------|---------|-----------|----------|
| "Operating expenses | 888,934 | (105,731) | 783,203" |
|---------------------|---------|-----------|----------|

Page 1, replace line 14 with:

| | | | |
|----------------------|-------------|-----------|--------------|
| "Total special funds | \$5,869,164 | \$197,844 | \$6,067,008" |
|----------------------|-------------|-----------|--------------|

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

House Bill No. 1022 - Retirement and Investment Office - House Action

| | | |
|----------------|------------------|------------------|
| Base Budget | House Changes | House Version |
|----------------|------------------|------------------|

| | | | |
|-----------------------|-------------|-----------|-------------|
| Salaries and wages | \$4,928,230 | \$303,575 | \$5,231,805 |
| Operating expenses | 888,934 | (105,731) | 783,203 |
| Contingencies | 52,000 | | 52,000 |
| Total all funds | \$5,869,164 | \$197,844 | \$6,067,008 |
| Less estimated income | 5,869,164 | 197,844 | 6,067,008 |
| General fund | \$0 | \$0 | \$0 |
| FTE | 20.00 | 0.00 | 20.00 |

Department 190 - Retirement and Investment Office - Detail of House Changes

| | Adjusts Funding for Base Payroll Changes ¹ | Adds Funding for Salary and Benefit Increases ² | Adds Funding for Salaries ³ | Decreases Funding for Operating Expenses ⁴ | Increases Funding for Microsoft Office 365 Licensing Expenses ⁵ | Total House Changes |
|-----------------------|---|--|--|---|--|---------------------|
| Salaries and wages | \$185,639 | \$106,711 | \$11,225 | | | \$303,575 |
| Operating expenses | | | | (\$107,934) | \$2,203 | (105,731) |
| Contingencies | | | | | | |
| Total all funds | \$185,639 | \$106,711 | \$11,225 | (\$107,934) | \$2,203 | \$197,844 |
| Less estimated income | 185,639 | 106,711 | 11,225 | (107,934) | 2,203 | 197,844 |
| General fund | \$0 | \$0 | \$0 | \$0 | \$0 | \$0 |
| FTE | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 |

¹ Funding is adjusted for base payroll changes.

² The following funding is added for 2021-23 biennium salary adjustments of 1.5 percent on July 1, 2021, and July 1, 2022, with a minimum monthly increase of \$100 and a maximum monthly increase of \$250 for both years, and increases in health insurance premiums from \$1,427 to \$1,429 per month:

| | Other Funds |
|---------------------------|-------------|
| Salary increase | \$105,730 |
| Health insurance increase | 981 |
| Total | \$106,711 |

³ Funding is added for salaries and wages for cost to continue 2019-21 biennium salary equity increases.

⁴ Funding is decreased for operating expenses primarily related to information technology costs.

⁵ Funding is increased for Microsoft Office 365 licensing expenses.

This amendment also adds a section to provide an exemption to allow funding for an information technology project to continue into the 2021-23 biennium.

REPORT OF STANDING COMMITTEE

HB 1024, as engrossed: Appropriations Committee (Rep. Delzer, Chairman) recommends **DO PASS** (17 YEAS, 4 NAYS, 0 ABSENT AND NOT VOTING). Engrossed HB 1024 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1037: Appropriations Committee (Rep. Delzer, Chairman) recommends **DO NOT PASS** (21 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1037 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1275: Appropriations Committee (Rep. Delzer, Chairman) recommends **DO NOT PASS** (18 YEAS, 3 NAYS, 0 ABSENT AND NOT VOTING). HB 1275 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1354: Appropriations Committee (Rep. Delzer, Chairman) recommends **DO NOT PASS** (19 YEAS, 1 NAY, 1 ABSENT AND NOT VOTING). HB 1354 was placed on

the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1380: Appropriations Committee (Rep. Delzer, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (16 YEAS, 3 NAYS, 2 ABSENT AND NOT VOTING). HB 1380 was placed on the Sixth order on the calendar.

Page 1, line 1, remove "a new section to chapter 6-09,"

Page 1, line 2, remove "a new section to chapter 15-20.1,"

Page 1, line 2, remove ", a new section to"

Page 1, line 3, replace "chapter 50-06, two new sections to chapter 54-44, and a new section to chapter 54-59" with ", and a new section to chapter 57-38"

Page 1, line 4, remove "an economic diversification research fund,"

Page 1, line 5, remove "a career and technical education support fund,"

Page 1, line 6, remove ", a behavioral health support fund, a legacy infrastructure project fund, a state building"

Page 1, line 7, replace "maintenance and project fund, and an information technology cybersecurity fund" with ", and an income tax relief fund"

Page 1, line 8, remove "subsection 1 of section 21-10-06 and"

Page 1, line 9, remove "funds invested by the state investment board and"

Page 1, line 10, after the semicolon insert "to provide a statement of legislative intent;"

Page 1, remove lines 12 through 24

Page 2, remove lines 1 through 29

Page 3, line 4, replace "6" with "3"

Page 3, line 6, after the underscored period insert "Any moneys in the fund in excess of the amounts necessary to meet the debt service requirements for a biennium, may be appropriated by the legislative assembly for other purposes."

Page 3, remove lines 7 through 31

Page 4, remove line 1

Page 4, line 13, remove "**- Reserve balance**"

Page 4, line 20, replace "Any" with "If the"

Page 4, line 20, replace "in excess of" with "exceed"

Page 4, line 21, remove "must be retained in the fund and designated as a"

Page 4, remove lines 22 and 23

Page 4, line 24, replace "than the amount available for appropriation under subsection 4" with "the state treasurer shall transfer the excess, within thirty days, as follows:"

- a. Forty percent to the strategic investment and improvements fund to be used in accordance with the provisions of section 15-08.1-08;
- b. Forty percent to the legacy fund to become part of the principal; and

- c. Twenty percent to the income tax relief fund under section 4 of this Act"

Page 4, line 27, replace "seven" with "six"

Page 5, line 3, replace "as follows" with "in the following order"

Page 5, replace lines 4 through 31 with:

- "a. The first one hundred million dollars to the legacy sinking and interest fund under section 1 of this Act;
- b. The next forty million dollars to the clean sustainable energy fund;
- c. The next forty million dollars to the infrastructure revolving loan fund under section 6-09-49, but not in an amount that would bring the balance of the infrastructure revolving loan fund to more than five hundred million dollars; and
- d. Any remaining funds for other purposes as designated by the legislative assembly."

Page 6, replace lines 1 through 31 with:

"SECTION 4. A new section to chapter 57-38 of the North Dakota Century Code is created and enacted as follows:

Income tax relief fund.

There is created in the state treasury the income tax relief fund. The fund consists of all moneys deposited in the fund under section 3 of this Act. Moneys in the fund may be spent pursuant to legislative appropriations for individual and corporate income tax relief.

SECTION 5. LEGISLATIVE INTENT. It is the intent of the sixty-seventh legislative assembly that the sixty-eighth legislative assembly consider additional allocations from the legacy earnings fund, including allocations to the highway tax distribution fund, value-add agricultural programs, the innovation loan fund to support technology advancement, state building maintenance and improvements, and for other one-time initiatives and projects, including initiatives and projects to diversify the state's economy, to improve the efficiency and effectiveness of state government, and to reduce ongoing general fund appropriations of state agencies."

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

This amendment:

- Removes sections to create an economic diversification research fund, a career and technical education support fund, a behavioral health support fund, a legacy infrastructure project fund, a state building maintenance and project fund, and an information technology cybersecurity fund;
- Removes a section related to the investment of a newly created legacy earnings fund;
- Transfers any earnings in excess of the amount available for spending 40 percent to the strategic investment and improvements fund, 40 percent to the legacy fund to become part of the principal, and 20 percent to an income tax relief fund;
- Reduces the amount available for spending from 7 to 6 percent of the 5-year average of legacy fund assets;
- Replaces allocations to various state funds based on percentages with allocations

based on fixed dollar amounts to a newly created legacy sinking and interest fund, a clean sustainable energy fund, and an infrastructure revolving loan fund; and

- Provides a statement of legislative intent regarding additional allocations from the legacy earnings fund for consideration by the 68th Legislative Assembly.

REPORT OF STANDING COMMITTEE

HB 1388, as engrossed: Appropriations Committee (Rep. Delzer, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (14 YEAS, 6 NAYS, 1 ABSENT AND NOT VOTING). Engrossed HB 1388 was placed on the Sixth order on the calendar.

Page 12, line 10, remove "one hundred"

Page 12, line 16, remove "one hundred"

Page 12, line 22, remove the overstrike over "~~thirty-six~~"

Page 12, line 22, remove "two"

Page 12, line 23, remove "hundred thirty-seven"

Page 12, line 29, remove the overstrike over "~~thirty-six~~"

Page 12, line 29, remove "two hundred thirty-seven"

Page 19, line 12, remove "one hundred"

Page 19, line 18, remove "one hundred"

Page 19, line 24, remove the overstrike over "~~thirty-six~~"

Page 19, line 24, remove "two"

Page 19, line 25, remove "hundred thirty-seven"

Page 19, line 31, remove the overstrike over "~~thirty-six~~"

Page 19, line 31, remove "two hundred thirty-seven"

ReNUMBER accordingly

REPORT OF STANDING COMMITTEE

HB 1410, as engrossed: Judiciary Committee (Rep. Klemin, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (9 YEAS, 2 NAYS, 3 ABSENT AND NOT VOTING). Engrossed HB 1410 was placed on the Sixth order on the calendar.

Page 3, line 18, after "assert" insert ", after exhausting appropriate administrative remedies."

Page 4, line 12, remove the underscored comma

Page 4, line 13, remove "after exhausting appropriate administrative remedies."

ReNUMBER accordingly

REPORT OF STANDING COMMITTEE

HB 1428: Appropriations Committee (Rep. Delzer, Chairman) recommends **DO NOT PASS** (16 YEAS, 2 NAYS, 3 ABSENT AND NOT VOTING). HB 1428 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1475, as engrossed: Appropriations Committee (Rep. Delzer, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (14 YEAS, 6 NAYS, 1 ABSENT AND NOT VOTING). Engrossed HB 1475

was placed on the Sixth order on the calendar.

Page 1, line 1, replace "two" with "a"

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

Page 1, line 1, remove "and a new section to"

Page 1, line 2, remove "chapter 21-10"

Page 1, line 2, remove "and"

Page 1, line 3, replace "a transfer of legacy fund earnings; and" with "; to provide an appropriation;"

Page 1, line 3, after "appropriation" insert "; and to provide for a transfer"

Page 1, line 9, replace "legacy fund earnings deposited in the fund under section 3 of this Act" with "moneys transferred to the fund by the legislative assembly, interest upon moneys in the fund, and payments of interest and principal on loans made from the fund"

Page 1, line 10, replace "may be spent by" with "are appropriated to"

Page 1, line 10, remove "for loans as provided in"

Page 1, remove lines 11 and 12

Page 1, line 13, replace "recommendations from the agricultural products utilization commission" with "on a continuing basis for loan disbursements and administrative costs pursuant to this section"

Page 1, line 14, remove "The agricultural products utilization commission shall meet at least quarterly to make"

Page 1, line 15, replace "recommendations for grants" with "Loans may be issued from the fund"

Page 1, line 17, remove "Grant funding may be used"

Page 1, remove lines 18 through 23

Page 1, line 24, replace "commission may designate moneys in the fund for loans under this section" with "Value-added agriculture businesses include food production or processing facilities; feed or pet food processing facilities; commodity processing facilities; agriculture product manufacturers; and animal agriculture production facilities, including swine, poultry, and feed lot production facilities"

Page 2, line 1, remove "Moneys in the fund designated for loans are appropriated to the Bank of North Dakota"

Page 2, remove line 2

Page 2, line 9, after "costs" insert ", which may not exceed one-half of one percent of the amount of the interest payment"

Page 2, remove lines 12 through 31

Page 3, replace lines 1 through 22 with:

"SECTION 2. APPROPRIATION - TRANSFER TO AGRICULTURE INNOVATION FUND. There is appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$5,000,000, or so much of the sum as may be necessary, which the office of management and budget shall

transfer to the agriculture innovation fund during the biennium beginning July 1, 2021, and ending June 30, 2023."

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

This amendment:

- Removes the Agricultural Products Utilization Commission from making recommendations for grants and loans from the agriculture innovation fund.
- Removes the authorization for the Agriculture Commissioner to issue grants from the fund.
- Clarifies loans may be issued to support value-added agriculture businesses.
- Removes the allocation of legacy fund earnings to the agriculture innovation fund.
- Transfers \$5 million from the general fund to the agriculture innovation fund during the 2021-23 biennium.

REPORT OF STANDING COMMITTEE

HB 1489, as engrossed: Government and Veterans Affairs Committee (Rep. Kasper, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends BE PLACED ON THE CALENDAR WITHOUT RECOMMENDATION (11 YEAS, 1 NAY, 2 ABSENT AND NOT VOTING). Engrossed HB 1489 was placed on the Sixth order on the calendar.

Page 2, line 9, remove "or"

Page 2, line 11, after "issue" insert ":

(5) Amounts to private legal advice; or

(6) Involves matters regarding whether a criminal offense has occurred"

Renumber accordingly

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

Buell J. Reich, Chief Clerk