

JOURNAL OF THE HOUSE

Sixty-seventh Legislative Assembly

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Bismarck, March 16, 2021

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

The prayer was offered by Chaplain Angie Kutzer, Assisting Minister, Good Shephard Church, Bismarck.

COMMUNICATION FROM SECRETARY OF STATE ALVIN A. JAEGER
March 15, 2021

In accordance with Section 54-03-03 of the North Dakota Century Code, I certify that I issued a Certificate of Appointment (copy enclosed) to the following individual as a member of the House of Representatives, effective March 12, 2021, as provided for in Section 16.1-13-10 of the North Dakota Century Code. The term will expire at midnight on November 30, 2022.

Dori Hauck
State Representative
Legislative District No. 36

In addition, in accordance with Section 4, Article XI, of the North Dakota Constitution, an Oath of Office (or affirmation) form was provided to her, with instructions to execute it before a Notary Public and file it with the Secretary of State before she assumes the duties of his office. The Oath was received and filed today.

IN TESTIMONY WHEREOF, I have set my hand and affixed the Great Seal of the State of North Dakota at the Capitol in the City of Bismarck on this date.

OATH OF OFFICE

SPEAKER K. KOPPELMAN ADMINISTERED the Oath of Office to the newly appointed member.

ROLL CALL

The roll was called and all members were present.

A quorum was declared by the Speaker.

SIXTH ORDER OF BUSINESS

SPEAKER K. KOPPELMAN DEEMED approval of the amendments to Engrossed SB 2208, Engrossed SB 2230, and Reengrossed SB 2242.

Engrossed SB 2230, as amended, was rereferred to the **Appropriations Committee**.

Engrossed SB 2208 and Reengrossed SB 2242, as amended, were placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MOTION

REP. LOUSER MOVED that SB 2241, SB 2097, and SB 2054, which are on the Fourteenth order, be laid over one legislative day, which motion prevailed on a voice vote.

MOTION

REP. POLLERT MOVED that SB 2124 be returned to the House floor from the **Judiciary Committee** and be rereferred to the **Human Services Committee**, which motion prevailed on a voice vote.

Pursuant to Rep. Pollert's motion, SB 2124 was rereferred.

MOTION

REP. POLLERT MOVED that SB 2344 be returned to the House floor from the **Judiciary**

Committee and be rereferred to the **Energy and Natural Resources Committee**, which motion prevailed on a voice vote.

Pursuant to Rep. Pollert's motion, SB 2344 was rereferred.

POINT OF PERSONAL PRIVILEGE

REP. STEMEN rose on a point of personal privilege.

REMARKS OF REPRESENTATIVE STEMEN

MR. SPEAKER: If I may, I would appreciate the opportunity to share some events from last evening. The freshmen group of the sixty-seventh legislative assembly of the great state of North Dakota will typically meet on Monday evenings to have a meal and discuss the topics of the day or week, whether those topics are related to legislative duties or not. The meals were delivered to the table and all began to enjoy what they ordered. In the midst of the conversation and partaking, one of our members began to demonstrate that something was definitely wrong. The question was asked, "Is everything okay?", to which the representative shook his head no. Another question was quickly asked, "Are you choking?", to which he nodded yes. Without hesitation, at least to the untrained eye, a fellow representative jumped to action and began administering the Heimlich maneuver. After a few minutes or so of prompt action and effort, and we all agreed it seemed like much longer than that, the obstruction was dislodged, concerns were alleviated, and we were all able to actually sit back down and finish our meals. Very carefully, I might add. We all recognized this is something that could happen to any one of us. We were all relieved that the individual who was choking was now doing okay. We all appreciated the willingness of the honorable Representative Beltz to acknowledge that something was wrong and acknowledge that he needed help. At that time, Representative Beltz became an active participant in saving his own life. With that being said, we want to take this opportunity to acknowledge that the honorable Representative Hagert, put his own concerns and doubts aside to literally come to the aid of a fellow representative and friend. Representative Hagert probably wasn't well schooled in the Heimlich and probably wasn't overly confident in his ability to administer the maneuver. What was more important than anything else, however, was that he had a willingness and a desire to help. We witnessed his help save another person's life. The freshmen class of the sixty-seventh legislative assembly of the great state of North Dakota would ask this entire body to recognize the efforts of the honorable Representative Beltz and his presence in the assembly today, and Representative Jared Hagert for his willingness to step up and help a friend in a critical time of need.

POINT OF PERSONAL PRIVILEGE

REP. DOCKTER rose on a point of personal privilege.

REMARKS OF REPRESENTATIVE DOCKTER

MR. SPEAKER: It is with great honor that I rise to congratulate the Century High School Patriot girls varsity basketball team for their state championship in Class A girls basketball two days ago. But this 2021 state championship is only one of many accolades that are in order for this Century Patriot girls basketball program. First, they ended their season with a perfect record of 26-0. It is their third state championship in the last four years, and their sixth state championship in the last twelve years. It is the sixth state championship under the guidance of head coach Ron Metz, and the seventh in program history. They have participated in eight of the last eleven state championship games. The coaches and players have built a program that defines excellence. I would be remiss if I didn't also congratulate Century High School on the five additional state titles they have earned this year. Out of the eight fall sports, our Patriots took home the championship in five of them: boys cross-country, boys soccer, football, girls swimming, and volleyball. And although they came in second place for girls golf, Patriot Hannah Herbel was the individual champion. Our football team contained eight all-state players including Cade Garcia, Lucas Schweigert, Maguire Martin, Brock Johnsen, Jacob Bosley, Thomas Jeske, Noah Schaffner (who has wisely committed to play football at the University of North Dakota), and Andrew Leingang who was named Class AAA senior player of the year. Little Tuffy Leingang grew up to be the most recruited football player in Patriots history - even more so than another famous Century alum, Carson Wentz. He, too, ultimately chose a team with North Dakota ties. He will play for former NDSU coach Chris Klieman at Kansas State next fall. Our girls swimming team won their sixth straight title with senior Lexi Duchsherer maintaining state records in the 50-yard freestyle and three different relays. Volleyball players Julia Fitterer and Logan Nissley earned all-state honors as they led the volleyball team to their seventh state title since 2011,

and Mason Kindel led the boys cross-country team to its fourth title in five years. Our soccer team, even after missing part of their season because of COVID, came back to win the state title and Nikko Helderop, Ken Brako, and Kaiden Campell earned all-state honors. Since 2015, Century High School has won six titles in girls swimming, five in volleyball, four in football, three in boys cross-country, and two in girls golf. This year our football, girls swimming, volleyball, and girls basketball teams were all undefeated. Congratulations to the Century Patriots who always embody our motto of Character, Honor, and Success.

POINT OF PERSONAL PRIVILEGE

REP. KARLS rose on a point of personal privilege.

REMARKS OF REPRESENTATIVE KARLS

MR. SPEAKER: Bismarck High School Demons boys wrestling team powered to a state Class A dual title a few weeks ago outscoring three opponents 185-39 to capture the school's seventeenth dual championship at the Fargodome. The Demons saved the best for last, winning thirteen of fourteen bouts to rout Valley City 70-6 in the Saturday afternoon dual tournament finale. Bismarck High School reached the championship match via a 62-7 win over West Fargo Sheyenne in the quarterfinals and a 54-15 triumph over Jamestown in the semifinals. The Demons finished the season 15-0 with thirty-three straight dual victories. We congratulate the Bismarck High School Demons.

MOTION

REP. LOUSER MOVED that the remarks of Reps. Stemen, Dockter, and Karls be printed in the Journal, which motion prevailed on a voice vote.

SECOND READING OF SENATE BILL

SB 2143: A BILL for an Act to amend and reenact section 20.1-05-06 of the North Dakota Century Code, relating to wearing fluorescent pink or certain camouflage patterns while hunting big game.

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

YEAS: Adams; Anderson, P.; Bosch; Brandenburg; Dobervich; Guggisberg; Hatlestad; Howe; Ista; Johnson, M.; Mitskog; Mock; Pyle; Roers Jones

NAYS: Anderson, B.; Anderson, D.; Becker; Bellew; Beltz; Boe; Boschee; Buffalo; Christensen; Cory; Damschen; Delzer; Devlin; Dockter; Ertelt; Fegley; Fisher; Hager; Hagert; Hanson; Hauck; Headland; Heinert; Hoverson; Johnson, D.; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Klemin; Koppelman, B.; Kreidt; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; Meier; Monson; Nathe; Nehring; Nelson, J.; Nelson, M.; Ostlie; Owens; Paulson; Paur; Pollert; Porter; Richter; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schmidt; Schneider; Schobinger; Skroch; Steiner; Stemen; Strinden; Thomas; Toman; Trotter; Tveit; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Koppelman, K.

ABSENT AND NOT VOTING: O'Brien; Schreiber-Beck

SB 2143 failed.

SECOND READING OF SENATE BILL

SB 2199: A BILL for an Act to amend and reenact subsection 5 of section 25-03.1-34.2 of the North Dakota Century Code, relating to interstate contracts for the treatment of mental illness or substance use disorders.

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

ABSENT AND NOT VOTING: Schreiber-Beck

SB 2199 passed.

SECOND READING OF SENATE BILL

SB 2330: A BILL for an Act to create and enact a new section to chapter 35-33 of the North Dakota Century Code, relating to the rights of owners of self-service storage facilities; and to amend and reenact sections 35-33-01, 35-33-02, 35-33-03, 35-33-04, 35-33-05, 35-33-07, 35-33-09, and 35-33-10 of the North Dakota Century Code, relating to self-service storage facility liens.

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 92 YEAS, 2 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; Delzer; Devlin; Dobervich; Dockter; Fegley; Fisher; Guggisberg; Hager; Hagert; Hanson; Hatlestad; Hauck; Headland; Heinert; Hoverson; Howe; Ista; Johnson, D.; Johnson, M.; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Klemin; Koppelman, B.; Kreidt; Lefor; Longmuir; Louser; 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; Ertelt

Engrossed SB 2330 passed.

SECOND READING OF SENATE BILL

SB 2070: A BILL for an Act to create and enact sections 23.1-10-04, 23.1-10-05, 23.1-10-06, 23.1-10-07, 23.1-10-08, 23.1-10-09, 23.1-10-10, 23.1-10-11, 23.1-10-12, 23.1-10-13, 23.1-10-14, 23.1-10-15, 23.1-10-16, and 23.1-10-17 of the North Dakota Century Code, relating to the regulated substance response; to amend and reenact sections 11-33-01, 23.1-10-02, 40-47-01, and 58-03-11 of the North Dakota Century Code, relating to the regulated substance response; to repeal sections 23.1-04-04 and 23.1-10-01 of the North Dakota Century Code, relating to contaminated properties; to provide a continuing appropriation; and to provide for retroactive application.

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 82 YEAS, 12 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; 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; Kading; Karls; 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; 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; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Koppelman, K.

NAYS: Bellew; Boe; Christensen; Delzer; Ertelt; Hauck; Hoverson; Kreidt; Magrum; Schatz; Skroch; Tveit

Engrossed SB 2070 passed.

SECOND READING OF SENATE BILL

SB 2116: A BILL for an Act to create and enact a new subsection to section 12.1-05-02 of the North Dakota Century Code, relating to the use of deadly force when protecting nuclear assets; 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 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; Hauck; Headland; Heinert; Hoverson; Howe; Ista; Johnson, D.; Johnson, M.; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Klemin; Koppelman, B.; Kreidt; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; Meier; Mitskog; Mock; Monson; Nathe; Nehring; Nelson, J.; Nelson, M.; O'Brien; Ostlie; 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.

SB 2116 passed and the emergency clause was declared carried.

SECOND READING OF SENATE BILL

SB 2341: A BILL for an Act to create and enact a new section to chapter 54-52.1 of the North Dakota Century Code, relating to access to public employees retirement system uniform group insurance data; to amend and reenact section 54-52.1-05.1 of the North Dakota Century Code, relating to access to insured and provider health insurance benefits coverage data; 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 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; Hauck; Headland; Heinert; Hoverson; Howe; Ista; Johnson, D.; Johnson, M.; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Klemin; Koppelman, B.; Kreidt; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; Meier; Mitskog; Mock; Monson; Nathe; Nehring; Nelson, J.; Nelson, M.; O'Brien; Ostlie; 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.

Engrossed SB 2341, as amended, passed and the emergency clause was declared carried.

SECOND READING OF SENATE BILL

SB 2261: A BILL for an Act to amend and reenact sections 43-10.1-01 and 43-10.1-03.1 of the North Dakota Century Code, relating to irrevocable itemized funeral contracts and Medicaid assets exempt for funeral expenses; and to declare an emergency.

CONFLICT OF INTEREST

REP. NATHE STATED that he had a conflict of interest on Engrossed SB 2261, as amended.

MOTION

REP. LOUSER MOVED that Rep. Nathe be allowed to vote on Engrossed SB 2261, as amended, 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 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; Hager; Hanson; Hatlestad; Hauck; Headland; Heinert; Howe; Ista; Johnson, D.; Johnson, M.; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Klemin; Koppelman, B.; Kreidt; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; Meier; Mitskog; Mock; Monson; Nathe; Nehring; Nelson, J.; Nelson, M.; O'Brien; Ostlie; 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: Hoverson

Engrossed SB 2261, as amended, passed and the emergency clause was declared carried.

SECOND READING OF SENATE BILL

SB 2113: A BILL for an Act to create and enact a new subsection to section 39-06.2-10.6 and new subsection to section 39-20-05 of the North Dakota Century Code, relating to conducting department of transportation administrative hearings by electronic means; and to amend and reenact subsection 2 of section 39-06-33 of the North Dakota Century Code, relating to conducting department of transportation administrative hearings by electronic means.

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; Guggisberg; Hager; Hager; Hanson; Hatlestad; Hauck; Headland; Heinert; Howe; Ista; Johnson, D.; Johnson, M.; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Klemin; Koppelman, B.; Kreidt; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; Meier; Mitskog; Mock; Monson; Nathe; Nehring; Nelson, J.; Nelson, M.; O'Brien; Ostlie; 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; Vigesaa; Weisz; Westlind; Zubke; Speaker Koppelman, K.

NAYS: Hoverson; Vetter

Engrossed SB 2113, as amended, passed.

SECOND READING OF SENATE BILL

SB 2187: A BILL for an Act to create and enact a new subdivision to subsection 2 of section 12-60-24 and sections 43-44-09.1, 43-44-09.2, 43-44-10.1, 43-44-18, 43-44-19, 43-44-20, and 43-44-21, relating to criminal history background checks and licensure and regulation of nutritionists and dietitians; to amend and reenact sections 43-44-01, 43-44-02, 43-44-03, 43-44-05, 43-44-06, 43-44-07, 43-44-08, 43-44-09, 43-44-10, 43-44-12, 43-44-13, 43-44-15, 43-44-16, and 43-44-17 of the North Dakota Century Code, relating to the regulation and licensure of nutritionists and dietitians; 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 81 YEAS, 12 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Bellew; Beltz; 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; 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; Skroch; Steiner; Stemen; Strinden; Thomas; Trottier; Tveit; Vigesaa; Weisz; Westlind; Zubke; Speaker Koppelman, K.

NAYS: Becker; Christensen; Ertelt; Hauck; Hoverson; Magrum; Mitskog; Paur; Ruby, D.; Schatz; Toman; Vetter

ABSENT AND NOT VOTING: Boe

Engrossed SB 2187, as amended, passed.

SECOND READING OF SENATE BILL

SB 2088: A BILL for an Act to create and enact a new subsection to section 50-28-02 of the North Dakota Century Code, relating to the use of an automated clearing house to facilitate payment to adoptive parents, to amend and reenact section 50-09-02.2 of the North Dakota Century Code, relating to adoption assistance; 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 93 YEAS, 1 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; Fegley; Fisher; Guggisberg; Hager; Hagert; Hanson; Hatlestad; Hauck; Headland; Heinert; Hoverson; Howe; Ista; Johnson, D.; Johnson, M.; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Klemin; Koppelman, B.; Kreidt; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; Meier; Mitskog; Mock; Monson; Nathe; Nehring; Nelson, J.; Nelson, M.; O'Brien; Ostlie; 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: Ertelt

SB 2088, as amended, passed.

SECOND READING OF SENATE BILL

SB 2336: A BILL for an Act to provide for a legislative management study of occupational boards that address mental health and behavioral health.

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, 5 NAYS, 0 EXCUSED, 0 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; Hauck; Headland; Heinert; Howe; Ista; Johnson, D.; Johnson, M.; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Klemin; Koppelman, B.; Kreidt; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; Meier; Mitskog; Mock; Monson; Nathe; Nehring; Nelson, J.; Nelson, M.; O'Brien; Ostlie; 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; Christensen; Ertelt; Hoverson

Engrossed SB 2336 passed.

SECOND READING OF SENATE BILL

SB 2294: A BILL for an Act to amend and reenact subsection 1 of section 19-03.4-08 of the North Dakota Century Code, relating to the sale of scheduled listed chemical products.

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; Hauck; Headland; Heinert; Hoverson; Howe; Ista; Johnson, D.; Johnson, M.; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Klemin; Koppelman, B.; Kreidt; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; Meier; Mitskog; Mock; Monson; Nathe; Nehring; Nelson, J.; Nelson, M.; O'Brien; Ostlie; 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.

SB 2294 passed.

SECOND READING OF SENATE BILL

SB 2119: A BILL for an Act to create and enact section 23-09-16.1 of the North Dakota Century Code, relating to food and lodging establishment license renewals; and to amend and reenact sections 23-09-16 and 23-09-18 of the North Dakota Century Code, relating to food and lodging establishment licenses.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 91 YEAS, 3 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; Fegley; Fisher; Guggisberg; Hager; Hagert; Hanson; Hatlestad; Hauck; Headland; Heinert; Hoverson; Howe; Ista; Johnson, D.; Johnson, M.; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Klemin; Koppelman, B.; Kreidt; Lefor; Longmuir; Louser; Marschall; Martinson; Meier; Mitskog; Mock; Monson; Nathe; Nehring; Nelson, J.; Nelson, M.; O'Brien; Ostlie; Owens; Paulson; Paur; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Steiner; Stemen; Strinden; Thomas; Toman; Trottier; Tveit; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Koppelman, K.

NAYS: Ertelt; Magrum; Skroch

SB 2119 passed.

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

MR. PRESIDENT: The House has passed, unchanged: SB 2028, SB 2047, SB 2107, SB 2108, SB 2147, SB 2167, SB 2196.

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

MR. PRESIDENT: The House has passed, the emergency clause carried, unchanged: SB 2136, SB 2221.

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

MR. PRESIDENT: The House has passed, the emergency clause failed, unchanged: SB 2140.

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

MR. PRESIDENT: The House has amended and subsequently passed: SB 2060, SB 2202, SB 2328.

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

MR. SPEAKER: The Senate has passed, unchanged: HB 1176, HB 1179, HB 1308, HB 1329, HB 1366, HB 1417.

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

MR. SPEAKER: The Senate has passed, the emergency clause carried, unchanged: HB 1445.

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

MR. SPEAKER: The Senate has amended and subsequently passed: HB 1065.

SENATE AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1065

Page 2, line 29, overstrike "twelve" and insert immediately thereafter "six"

Re-number accordingly

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

MR. SPEAKER: The Senate has failed to pass, unchanged: HB 1424.

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

MR. PRESIDENT: Your signature is respectfully requested on: HB 1157, HB 1230, HB 1381.

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

MR. SPEAKER: Your signature is respectfully requested on: SB 2076, SB 2243.

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

MR. SPEAKER: The President has signed: HB 1157, HB 1230, HB 1278, HB 1316, HB 1332, HB 1343, HB 1351, HB 1381, HB 1402.

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

MR. SPEAKER: The President has signed: HCR 3013.

MOTION

REP. LOUSER MOVED that the House be on the Fourth, Fifth, Ninth, and Thirteenth orders of business and at the conclusion of those orders, the House stand adjourned until 1:00 p.m., Wednesday, March 17, 2021, which motion prevailed on a voice vote.

REPORT OF STANDING COMMITTEE

SB 2092, as reengrossed: Industry, Business and Labor Committee (Rep. Lefor, Chairman) recommends **DO PASS** (10 YEAS, 4 NAYS, 0 ABSENT AND NOT VOTING). Reengrossed SB 2092 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2095: Industry, Business and Labor Committee (Rep. Lefor, Chairman) recommends **DO PASS** (12 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). SB 2095 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2096: Industry, Business and Labor Committee (Rep. Lefor, Chairman) recommends **DO PASS** (11 YEAS, 1 NAY, 2 ABSENT AND NOT VOTING). SB 2096 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2126, as engrossed: Industry, Business and Labor Committee (Rep. Lefor, Chairman) recommends **DO PASS** (12 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). Engrossed SB 2126 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2130, as engrossed: Industry, Business and Labor Committee (Rep. Lefor, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed SB 2130 was placed on the Sixth order on the calendar.

Page 1, line 1, after "to" insert "create and enact section 26.1-36-01.1 of the North Dakota Century Code, relating to the scope of health insurance mandates; and to"

Page 1, after line 3, insert:

"SECTION 1. Section 26.1-36-01.1 of the North Dakota Century Code is created and enacted as follows:

26.1-36-01.1. Scope - Accident and health insurance policy mandates.

Unless expressly provided otherwise, an accident and health insurance policy health coverage mandate under this chapter does not apply to an accident and health insurance policy that is a high-deductible health plan under 26 U.S.C. 223 if the mandate would cause the policy to fail to qualify as a high-deductible health plan under this federal law."

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2132, as engrossed: Judiciary Committee (Rep. Klemin, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (12 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). Engrossed SB 2132 was placed on the Sixth order on the calendar.

Page 2, line 1, after "and" insert "the child support case"

Page 2, line 1, remove "being"

Page 2, line 2, replace "enforced by" with "open with"

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2137, as engrossed: Finance and Taxation Committee (Rep. Headland, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (9 YEAS, 4 NAYS, 1 ABSENT AND NOT VOTING). Engrossed SB 2137 was placed on the Sixth order on the calendar.

Page 3, after line 29, insert:

- "8. By January thirty-first of each year, a qualified data center owner shall file with the tax commissioner, on forms and in the manner prescribed by the tax commissioner, a report showing for the previous calendar year:
- a. The amount of the exemption claimed under this section;
 - b. The number of jobs created or retained by the qualified data center; and
 - c. The type and value of any local incentives provided to the qualified data center.
9. Upon receipt of a written request from the chairman of the legislative management or the chairman of a standing committee of the legislative assembly, the tax commissioner shall disclose any information described under subsection 8. This subsection does not authorize disclosure of the qualified data center owner's name, social security number, federal employer identification number, address, or any other information prohibited from disclosure under chapter 57-38."

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2166, as engrossed: Judiciary Committee (Rep. Klemin, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (10 YEAS, 3 NAYS, 1 ABSENT AND NOT VOTING). Engrossed SB 2166 was placed on the Sixth order on the calendar.

Page 3, line 5 replace "three" with "four"

Page 3, after line 5 insert:

- "d. A sentence imposed under this subsection must be accompanied by a written statement by the court providing notice of any offense under this section which provides an enhanced penalty, including the penalty for a subsequent offense."

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2168, as engrossed: Judiciary Committee (Rep. Klemin, Chairman) recommends **DO NOT PASS** (7 YEAS, 6 NAYS, 1 ABSENT AND NOT VOTING). Engrossed SB 2168 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2174: Judiciary Committee (Rep. Klemin, Chairman) recommends **DO PASS** (9 YEAS, 3 NAYS, 2 ABSENT AND NOT VOTING). SB 2174 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2181, as engrossed: Judiciary Committee (Rep. Klemin, Chairman) recommends

DO PASS (11 YEAS, 1 NAY, 2 ABSENT AND NOT VOTING). Engrossed SB 2181 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2182: Judiciary Committee (Rep. Klemm, Chairman) recommends **DO PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2182 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2204: Judiciary Committee (Rep. Klemm, Chairman) recommends **DO PASS** (13 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). SB 2204 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2253, as reengrossed: Industry, Business and Labor Committee (Rep. Lefor, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (11 YEAS, 0 NAYS, 3 ABSENT AND NOT VOTING). Reengrossed SB 2253 was placed on the Sixth order on the calendar.

Page 1, line 9, after the period insert "Additionally, the department of human services and insurance department shall report to the legislative management regarding the long-term care partnership program, including data addressing utilization of the program, whether there are barriers to access to the program, and how utilization of the program might be increased."

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2321, as engrossed: Industry, Business and Labor Committee (Rep. Lefor, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed SB 2321 was placed on the Sixth order on the calendar.

Page 2, line 7, after "sold" insert "to each person"

Renumber accordingly

FIRST READING OF SENATE CONCURRENT RESOLUTIONS

SCR 4011: A concurrent resolution urging Congress to establish a 1776 Commission and urging the United States Department of Education to develop educational materials that will provide education for students in accordance with the principles of the founding of America, the unifying ideals stated in the Declaration of Independence, the United States Constitution, and other founding documents.

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

SCR 4014: A concurrent resolution directing the Legislative Management to consider studying the feasibility and desirability of using an income tax surtax to fund a school district bond issuance.

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

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

Buell J. Reich, Chief Clerk