

JOURNAL OF THE SENATE

Sixty-seventh Legislative Assembly

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Bismarck, February 15, 2021

The Senate convened at 1:00 p.m., with President Sanford presiding.

The prayer was offered by Pastor Les Wolfgram, Shepherd of the Valley Lutheran Church, Bismarck.

The roll was called and all members were present.

A quorum was declared by the President.

MOTION

SEN. KLEIN MOVED that a committee of two be appointed to escort Princess of America Junior Ambassador, Alexis Thompson, to the podium, which motion prevailed.

PRESIDENT SANFORD APPOINTED Senators Dever and Diane Larson to the escort committee.

**REMARKS OF ALEXIS THOMPSON, PRINCESS OF AMERICA JUNIOR AMBASSADOR
FEBRUARY 15, 2021**

Good afternoon members of the North Dakota Senate. It is my pleasure to be here this afternoon. My name is Alexis Thompson. I am 13 years old and live in Bismarck.

This past November, I achieved the national title of Princess of America Junior Ambassador. Earning this title has been a lifelong goal of mine and my journey to this point has been anything but easy.

In 2018, my parents took me to a free screening clinic from Shriners Children's where doctors found three curves in my spine and neck. I was diagnosed with Adolescent Idiopathic Scoliosis, and told I had to wear a hard, corrective brace 20 hrs./day and do extensive physical therapy to keep my spine stable.

As a dancer since age 3, I didn't know what my dancing future would look like. Luckily, doctors said I could continue dancing because it would keep my body strong and flexible.

I was scared, but instead of letting this life changing diagnosis get me down, I decided to use my diagnosis to make a difference.

I started North Dakota's first chapter of Curvy Girls, a support group which brings girls with scoliosis together to support one another and know they are not alone. As the group's leader, I organize monthly activities where we have fun, share scoliosis tips, and give advice and encouragement.

Since 2018, I've held an on-going toy drive for patients at Shriners Children's. At Shriners, patients are given a toy after uncomfortable tests and procedures. I realized there weren't many toys for older kids, so I held a toy drive specifically for them. Each time I go to Shriners I take toys with me. To date, \$2000 and over 550 toys have been donated!

I founded my own organization, EmBrace You, which advocates for scoliosis patients, provides peer to peer support, and my favorite part – create and distribute Brace Bags to scoliosis patients for brace transportation. It can be difficult to find large, sturdy bags for the cumbersome back braces. EmBrace You provides draw-string bags, free of charge, to patients when they receive their brace from their physician. I currently partner with Shriners Children's, and

it is my goal to distribute Brace Bags nationwide.

June is Scoliosis Awareness Month and in 2019, I started an annual scoliosis awareness campaign where I worked with local media and doctors to provide free scoliosis screenings. In June 2020, I held a scoliosis awareness walk around the ND State Capitol. Raising awareness about this condition is very important to me.

Although I wore my back brace and did physical therapy diligently for 2 ½ years, my spine continued to curve. I underwent MRI's and other tests to rule out underlying causes for the scoliosis. All tests were normal, however my spine was now measuring over 45 degrees and I was experiencing more pain.

What I worked so hard to avoid, was now becoming inevitable - - surgery. On August 13, 2020, I underwent a 7-hour spine surgery at Mayo Clinic in Rochester. I was a candidate for Vertebral Body Tethering - a newer scoliosis surgery where a tether is weaved through the spine, pulled taut and held together with metal screws. VBT provides full range of motion for the patient once they are fully recovered, unlike traditional spinal fusion.

Recovery was a little rough, but at twelve weeks post-op, my surgeon said I was healing well and I could return to dance. What a happy day that was!

And just 14 weeks after major spine surgery, I represented North Dakota at the Princess of America pageant in Branson, Missouri and proudly walked away with a national title!

I will use my year of service to be an advocate for scoliosis patients - sharing my journey to hopefully make a difference for others. I will encourage people to be accepting of others. And... I will stress the importance of early detection of scoliosis.

I am here today asking you to consider the following steps to make sure scoliosis does not go untreated in North Dakota.

One – reimplement scoliosis checks in schools.

My parents tell me this was common practice when they were growing up, but scoliosis screenings are no longer performed in schools, which means all too often, kids go undiagnosed. It is my mission to ensure scoliosis screenings are done in all physician visits and reimplemented in all schools across our state. This does not have to be a large investment – there are great tools available at no cost. Shriners Children's has developed the "Spine Screen" app which helps with early detection. Early detection is key – surgery does not have to be the end result if the condition is diagnosed early and corrective actions are taken immediately.

And two – Increase funding for schools to employ a part-time or full-time school nurse in ALL schools.

In my large middle school, we do not have a nurse on staff. Nurses are needed to assist with the physical and mental health challenges faced by today's youth. They can assist with scoliosis screenings and many other conditions students may be facing.

Scoliosis is a lifelong journey and it has made me stronger and more determined than I ever imagined. I will continue to embrace life's challenges because through every difficulty comes strength.

Thank you for your time today. If you need more information or would like to visit further on this issue, I am always ready and willing to speak about it. Thank you.

MOTION

SEN. KLEIN MOVED that the remarks of Princess of America Junior Ambassador, Alexis Thompson, be printed in the Journal, which motion prevailed.

MOTION

SEN. KLEIN MOVED that the Senate resolve itself into a Confirmation Session, which motion prevailed.

REPORT OF SELECT COMMITTEE

MR. PRESIDENT: Your **Select Committee (Sen. Poolman, Chairman)** appointed to consider the nomination to the State Board of Higher Education, do advise and consent to the appointment of Jeffrey Volk.

MOTION

SEN. POOLMAN MOVED that the report be adopted.

ROLL CALL

The question being, "will the Senate advise and consent to the appointment of Jeffrey Volk to the State Board of Higher Education," the roll was called and there were 47 YEAS, 0 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

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

The Senate advises and consents to the appointment of Jeffrey Volk to the State Board of Higher Education.

REPORT OF SELECT COMMITTEE

MR. PRESIDENT: Your **Select Committee (Sen. Sorvaag, Chairman)** appointed to consider the nomination to the State Board of Higher Education, do advise and consent to the appointment of Dr. Casey Ryan.

MOTION

SEN. HOGUE MOVED that the report be adopted.

ROLL CALL

The question being, "will the Senate advise and consent to the appointment of Dr. Casey Ryan to the State Board of Higher Education," the roll was called and there were 47 YEAS, 0 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

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

The Senate advises and consents to the appointment of Dr. Casey Ryan to the State Board of Higher Education.

MOTION

SEN. KLEIN MOVED that the Confirmation Session be dissolved, which motion prevailed.

CONSIDERATION OF AMENDMENTS

SB 2329: SEN. BAKKE (Transportation Committee) MOVED that the amendments be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed on a voice vote.

CONSIDERATION OF AMENDMENTS

SB 2343: SEN. ANDERSON (Human Services Committee) MOVED that the amendments be adopted and then be placed on the Eleventh order with **DO NOT PASS**, which motion prevailed on a voice vote.

CONSIDERATION OF AMENDMENTS

SB 2271: SEN. WEBER (Government and Veterans Affairs Committee) MOVED that the

amendments be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed on a voice vote.

CONSIDERATION OF AMENDMENTS

SB 2215: SEN. SCHAIBLE (Education Committee) MOVED that the amendments be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed on a voice vote.

CONSIDERATION OF AMENDMENTS

SB 2282: SEN. ELKIN (Government and Veterans Affairs Committee) MOVED that the amendments be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed on a voice vote.

CONSIDERATION OF AMENDMENTS

SCR 4007: SEN. ELKIN (Government and Veterans Affairs Committee) MOVED that the amendments be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed on a voice vote.

CONSIDERATION OF AMENDMENTS

SB 2232: SEN. WEBER (Government and Veterans Affairs Committee) MOVED that the amendments be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed on a voice vote.

CONSIDERATION OF AMENDMENTS

SB 2290: SEN. WOBBER (Government and Veterans Affairs Committee) MOVED that the amendments be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed on a voice vote.

MOTION

SEN. KLEIN MOVED that after action taken on the Sixth order, SB 2001, SB 2024, SB 2016, SB 2007, SB 2241, and SB 2299 be placed on the Eleventh order for immediate second reading and final passage, which motion prevailed.

CONSIDERATION OF AMENDMENTS

SB 2001: SEN. HOLMBERG (Appropriations Committee) MOVED that the amendments be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed on a voice vote.

SECOND READING OF SENATE BILL

SB 2001: A BILL for an Act to provide an appropriation for defraying the expenses of the legislative branch of state government; to amend and reenact sections 54-03-20 and 54-35-10 of the North Dakota Century Code, relating to legislative compensation; to provide for a report; to provide for application, transfer, and cancellation of unexpended appropriations; 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 47 YEAS, 0 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

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

Engrossed SB 2001 passed and the emergency clause was declared carried.

CONSIDERATION OF AMENDMENTS

SB 2024: SEN. HOGUE (Appropriations Committee) MOVED that the amendments be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed on a voice vote.

SECOND READING OF SENATE BILL

SB 2024: A BILL for an Act to provide an appropriation for defraying the expenses of the department of environmental quality; to amend and reenact section 23.1-16-10 of the North Dakota Century Code, relating to certificate of inspection; to provide a statement of legislative intent; and to provide for a legislative management report.

ROLL CALL

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

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

Engrossed SB 2024 passed.

CONSIDERATION OF AMENDMENTS

SB 2016: SEN. KREBSBACH (Appropriations Committee) MOVED that the amendments be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed on a voice vote.

SECOND READING OF SENATE BILL

SB 2016: A BILL for an Act to provide an appropriation for defraying the expenses of job service North Dakota.

ROLL CALL

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

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

Engrossed SB 2016 passed.

CONSIDERATION OF AMENDMENTS

SB 2007: SEN. DEVER (Appropriations Committee) MOVED that the amendments be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed on a voice vote.

SECOND READING OF SENATE BILL

SB 2007: A BILL for an Act to provide an appropriation for defraying the expenses of the veterans' home; to provide an exemption; 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 47 YEAS, 0 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

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

Poolman; Roers, J.; Roers, K.; Rust; Schaible; Sorvaag; Vedaa; Wanzek; Wardner; Weber; Wobbema

Engrossed SB 2007 passed.

CONSIDERATION OF AMENDMENTS

SB 2241: SEN. OBAN (Political Subdivisions Committee) MOVED that the amendments be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed on a voice vote.

SECOND READING OF SENATE BILL

SB 2241: A BILL for an Act to amend and reenact section 23-01-37 of the North Dakota Century Code, relating to review of health facility construction and renovation projects; 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 46 YEAS, 1 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

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

NAYS: Luick

Engrossed SB 2241 passed.

CONSIDERATION OF AMENDMENTS

SB 2299: SEN. D. LARSEN (Transportation Committee) MOVED that the amendments be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed on a voice vote.

SECOND READING OF SENATE BILL

SB 2299: A BILL for an Act to provide for a legislative management study regarding the motor vehicle excise tax.

ROLL CALL

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

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

NAYS: Larsen, O.

Engrossed SB 2299 passed.

SECOND READING OF SENATE BILL

SB 2255: A BILL for an Act to create and enact a new subsection to section 57-40.3-04 of the North Dakota Century Code, relating to motor vehicle excise tax exemptions.

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

YEAS: Burckhard; Dever; Elkin; Erbele; Fors; Heitkamp; Kannianen; Kreun; Larsen, O.; Lemm; Marcellais; Meyer; Myrdal; Patten; Rust; Schaible; Wanzek; Weber; Wobbema

NAYS: Anderson; Bakke; Bekkedahl; Bell; Clemens; Conley; Davison; Dwyer; Heckaman; Hogan; Hogue; Holmberg; Klein; Krebsbach; Larsen, D.; Larson, D.; Lee; Luick; Mathern; Oban; Oehlke; Piepkorn; Poolman; Roers, J.; Roers, K.; Sorvaag; Vedaa; Wardner

SB 2255 failed.

SECOND READING OF SENATE BILL

SB 2312: A BILL for an Act to create and enact a new section to chapter 57-40.3 of the North Dakota Century Code, relating to motor vehicle purchase price adjustments; to amend and reenact subsection 5 of section 57-40.3-01 of the North Dakota Century Code, relating to the purchase price of a motor vehicle; 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 5 YEAS, 42 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Elkin; Erbele; Heckaman; Marcellais; Schaible

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

SB 2312 failed.

SECOND READING OF SENATE BILL

SB 2019: A BILL for an Act to provide an appropriation for defraying the expenses of the department of career and technical education; and to provide 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 47 YEAS, 0 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

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

Engrossed SB 2019 passed.

SECOND READING OF SENATE BILL

SB 2332: A BILL for an Act to amend and reenact section 15.1-13-10 of the North Dakota Century Code, relating to the criteria for teacher licensure; and to provide for a

legislative management study.

ROLL CALL

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

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

Engrossed SB 2332 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 amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 47 YEAS, 0 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

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

Engrossed SB 2330 passed.

SECOND READING OF SENATE BILL

SB 2075: A BILL for an Act to create and enact chapter 26.1-02.2 of the North Dakota Century Code, relating to insurance data and security; and to provide for a legislative management study.

ROLL CALL

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

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

Reengrossed SB 2075 passed.

SECOND READING OF SENATE BILL

SB 2304: A BILL for an Act to amend and reenact subsection 3 of section 15.1-21-01, subsection 1 of section 15.1-21-02, and subsection 4 of section 15.1-21-02.2 of the

North Dakota Century Code, relating to requiring all elementary and secondary public and nonpublic schools in the state to include curriculum on Native American history.

ROLL CALL

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

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

Engrossed SB 2304 passed.

SECOND READING OF SENATE BILL

SB 2092: A BILL for an Act to create and enact section 43-11-16.1 and section 43-11-25.1 of the North Dakota Century Code, relating to internships and apprenticeship programs and international applicants for licensure; to amend and reenact sections 43-11-01, 43-11-02, 43-11-11, 43-11-11.1, 43-11-12, 43-11-13, 43-11-14, 43-11-15, 43-11-16, 43-11-17, 43-11-19, 43-11-20.1, 43-11-20.4, 43-11-21, 43-11-22, 43-11-23, 43-11-24, 43-11-25, 43-11-26, 43-11-27, 43-11-27.1, 43-11-28, 43-11-29, 43-11-30, 43-11-31, 43-11-33, 43-11-34, and 43-11-35 of the North Dakota Century Code, relating to the practice and licensure of cosmetologists, estheticians, and manicurists; to repeal sections 43-11-13.1, 43-11-13.2, and 43-11-20 of the North Dakota Century Code, relating to master esthetician and master manicurist licensure, homebound licensure, and student practice; 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 46 YEAS, 1 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

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

NAYS: Hogue

Reengrossed SB 2092 passed.

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

MR. SPEAKER: The Senate has passed, and your favorable consideration is requested on: SB 2023, SB 2179, SB 2196, SB 2209, SB 2242, SB 2303, SB 2311, SB 2321, SB 2341.

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 2089.

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 1308, HB 1337, HB 1371, HB 1386, HB 1396, HB 1398, HB 1405, HB 1412.

MOTION

SEN. KLEIN MOVED that the Senate be on the Fourth, Fifth, Ninth, and Thirteenth orders of

	Adds Funding for Microsoft Office 365 License Expenses ²	Total Senate Changes
Salaries and wages		\$413,751
Operating expenses	\$3,305	29,497
Contingency		
<hr/>		
Total all funds	\$3,305	\$443,248
Less estimated income	3,305	443,248
General fund	\$0	\$0
<hr/>		
FTE	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 2 percent on July 1, 2021, with a minimum monthly increase of \$80 and a maximum monthly increase of \$300 and 2 percent on July 1, 2022, and increases in health insurance premiums from \$1,427 to \$1,429 per month:

	<u>Other Funds</u>
Salary increase	\$188,527
Health insurance increase	1,416
Total	\$189,943

³ Funding is added for salary adjustments to retain employees.

⁴ Funding is added for operating expenses for a financial literacy program.

⁵ Funding from special funds is reduced for salaries and wages (\$1) and operating expenses (\$21,830) as a result of the department's reprioritization of special funds.

⁶ Funding for operating expenses is adjusted as follows:

	<u>Other Funds</u>
Professional development	\$130,280
Travel	(104,024)
Data processing	95,789
Rent	(65,425)
Operating fees and services	(29,459)
Professional services	(19,139)
Total operating expense adjustment	\$8,022

⁷ Adds funding for Microsoft Office 365 license expenses.

This amendment also authorizes the Department of Financial Institutions to transfer appropriation authority between line items.

REPORT OF STANDING COMMITTEE

SB 2025: Appropriations Committee (Sen. Holmberg, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2025 was placed on the Sixth order on the calendar.

Page 1, line 2, after "affairs" insert "; to provide for a report; and to provide an exemption"

Page 1, replace lines 10 through 21 with:

"	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Veterans' affairs	\$1,200,129	\$377,115	\$1,577,244
State approving agency	285,658	6,313	291,971
Grants - transportation program	800,000	420,000	1,220,000
Transport vans	18,800	18,800	37,600
Service dogs	50,000	0	50,000
Veterans' home cemetery	0	291,500	291,500
Total all funds	\$2,354,587	\$1,113,728	\$3,468,315
Less estimated income	1,085,657	717,940	1,803,597
Total general fund	\$1,268,930	\$395,788	\$1,664,718
Full-time equivalent positions	7.00	1.00	8.00"

Page 1, line 22, after "FUNDING" insert "- EFFECT ON BASE BUDGET - REPORT TO SIXTY-EIGHTH LEGISLATIVE ASSEMBLY"

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

Page 2, replace lines 4 through 7 with:

"Veterans' home cemetery	291,500	291,500
Total all funds	\$439,000	\$291,500
Less estimated income	291,500	291,500
Total general fund	\$147,500	\$0

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 veterans' affairs 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. EXEMPTION - POSTTRAUMATIC STRESS DISORDER SERVICE DOG PROGRAM. The \$50,000 appropriated from the general fund for the posttraumatic stress disorder service dog program in section 1 of chapter 25 of the 2019 Session Laws is not subject to section 54-44.1-11 and any unspent funds from this program are available for the program during the biennium beginning July 1, 2021, and ending June 30, 2023."

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

Senate Bill No. 2025 - Department of Veterans' Affairs - Senate Action

	Base Budget	Senate Changes	Senate Version
Veterans' affairs	\$1,200,129	\$377,115	\$1,577,244
State approving agency	285,658	6,313	291,971
Grants - Transportation program	800,000	420,000	1,220,000
Transport vans	18,800	18,800	37,600
Service dogs	50,000		50,000
Veterans' Home Cemetery		291,500	291,500
	<hr/>		<hr/>
Total all funds	\$2,354,587	\$1,113,728	\$3,468,315
Less estimated income	1,085,657	717,940	1,803,597
General fund	<hr/>	<hr/>	<hr/>
	\$1,268,930	\$395,788	\$1,664,718
FTE	7.00	1.00	8.00

Department 321 - Department of Veterans' Affairs - Detail of Senate Changes

	Adjusts Base Level Funding ¹	Adds Funding for Salary and Benefit Increases ²	Adds Funding for a Loan and Grant Officer Position ³	Adds Funding for a Temporary Position ⁴	Adds Funding for Microsoft Office 365 License Expenses ⁵	Adds Funding for the Highly Rural Transportation Program ⁶
Veterans' affairs	\$118,503	\$26,380	\$90,910	\$140,000	\$1,322	
State approving agency	1,266	5,047				
Grants - Transportation program	(80,000)		68,000			\$432,000
Transport vans						
Service dogs						
Veterans' Home Cemetery						
	<hr/>	<hr/>	<hr/>	<hr/>	<hr/>	<hr/>
Total all funds	\$39,769	\$31,427	\$158,910	\$140,000	\$1,322	\$432,000
Less estimated income	(78,734)	5,047	68,000	0	127	432,000
General fund	<hr/>	<hr/>	<hr/>	<hr/>	<hr/>	<hr/>
	\$118,503	\$26,380	\$90,910	\$140,000	\$1,195	\$0
FTE	0.00	0.00	1.00	0.00	0.00	0.00

	Adds Funding for Transport Vans ⁷	Adds One-Time Funding for the Cemetery Grant Program ⁸	Total Senate Changes
Veterans' affairs			\$377,115
State approving agency			6,313
Grants - Transportation program			420,000
Transport vans	\$18,800		18,800
Service dogs			
Veterans' Home Cemetery		\$291,500	291,500
Total all funds	\$18,800	\$291,500	\$1,113,728
Less estimated income	0	291,500	717,940
General fund	\$18,800	\$0	\$395,788
FTE	0.00	0.00	1.00

¹ Funding is adjusted for base payroll changes, including an increase from the general fund and a reduction from federal funds.

² The following funding is added for 2021-23 biennium salary adjustments of 2 percent on July 1, 2021, with a minimum monthly increase of \$80 and a maximum monthly increase of \$300 and 2 percent on July 1, 2022, and increases in health insurance premiums from \$1,427 to \$1,429 per month:

	General Fund	Other Funds	Total
Salary increase	\$26,096	\$4,990	\$31,086
Health insurance increase	284	57	341
Total	\$26,380	\$5,047	\$31,427

³ Funding of \$158,910 for 1 FTE loan and grant officer position is added, of which \$90,910 is from the general fund and \$68,000 is from federal funds.

⁴ Funding of \$140,000 is added from the general fund for a temporary training and information officer position.

⁵ Funding of \$1,322 is added for Microsoft Office 365 license expenses, of which \$1,195 is from the general fund and \$127 is from federal funds.

⁶ Federal funding of \$432,000 is added for the highly rural transportation grant program to provide a total of \$1.22 million.

⁷ Funding of \$18,800 is added from the general fund for the purchase of a transport van for the nonhighly rural transportation program to provide a total of \$37,600 from the general fund for the purchase of two vans during the 2021-23 biennium.

⁸ Federal funding of \$291,500 is added for the Veterans' Home cemetery grant program for the purpose of repairing and maintaining the cemetery located on the Veterans' Home campus during the 2021-23 biennium.

This amendment also adds a section to provide an exemption to authorize the Department of Veterans' Affairs to continue \$50,000 of funding from the general fund appropriated for the posttraumatic stress disorder service dogs program in the 2019-21 biennium into the 2021-23 biennium.

REPORT OF STANDING COMMITTEE

SB 2208: Agriculture Committee (Sen. Luick, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (5 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). SB 2208 was placed on the Sixth order on the calendar.

Page 1, line 1, after "A BILL" replace the remainder of the bill with "for an Act to provide for a legislative management study of drainage and other water-related issues."

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. LEGISLATIVE MANAGEMENT STUDY - WATER REGULATION.

1. During the 2021-22 interim, the legislative management shall consider studying the regulation of water in the state, including eliminating redundancy and conflicts in chapters 61-16.1, 61-21, and 61-32; making assessment procedures uniform across all types of water projects, including drain projects; revising procedures for appeals from water resource board decisions, including the possible creation of an appeals board or appealing the decisions to an existing entity such as the North Dakota mediation service within the department of agriculture; managing water on the basis of watersheds or water basins throughout the state; reviewing responsibility for culvert sizing decisions; applying cost-benefit analyses to additional projects before the state water commission considers whether to approve the projects; reviewing the cost-share for and regulation of snagging and clearing; reviewing the structural relationship between the state water commission and water resource districts; and related issues. The legislative management shall report its findings and recommendations, together with any legislation required to implement the recommendations, to the sixty-eighth legislative assembly.
2. The study committee must include the following nine voting members and eight nonvoting members:
 - a. Two voting members representing agriculture producers, appointed by the agriculture commissioner;
 - b. Two voting members who are members of water resource boards, appointed by the North Dakota water resource districts association;
 - c. Five voting members including:
 - (1) One member of the majority party in the house of representatives;
 - (2) One member of the minority party in the house of representatives;
 - (3) One member of the majority party in the senate;
 - (4) One member of the minority party in the senate; and
 - (5) One member from either party in either chamber to serve as the committee chairman;
 - d. One nonvoting member appointed by North Dakota township officers association;
 - e. One nonvoting member appointed by the North Dakota association of counties;
 - f. One nonvoting member appointed by the North Dakota state's attorneys' association;
 - g. The agriculture commissioner or the commissioner's designee who is a nonvoting member;
 - h. The legal counsel to the state water commission who is a nonvoting member;
 - i. One nonvoting member appointed by the director of the department of transportation; and
 - j. Two nonvoting citizen members appointed by the legislative management.
3. A member of the committee who is not a state employee is entitled to reimbursement for mileage and expenses as provided by law for state

officers and employees, to be paid by the legislative council. A state employee who is a member of the committee is entitled to receive that employee's regular salary and is entitled to reimbursement for mileage and expenses to be paid by the employing agency. A member of the committee who is a member of the legislative assembly is entitled to receive per diem compensation at the rate provided under section 54-35-10 for each day performing official duties of the committee. The legislative council shall pay the per diem compensation and reimbursement for travel and expenses as provided by law for any member of the committee who is a member of the legislative assembly."

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2238: Energy and Natural Resources Committee (Sen. Kreun, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2238 was placed on the Sixth order on the calendar.

Page 1, line 9, remove "for making reasonable progress toward improving visibility in"

Page 1, line 10, remove "mandatory class I federal areas, as defined under the Clean Air Act,"

Page 1, line 12, remove the underscored colon

Page 1, line 13, replace "a. An" with "an"

Page 1, line 13, remove "primary causes of visibility degradation in the state's"

Page 1, line 14, remove "mandatory class I federal areas, including"

Page 1, line 15, remove "degradation:"

Page 1, remove lines 16 through 23

Page 2, remove lines 1 through 24

Page 2, line 25, replace "agency. If either of the legislative energy and natural resources committees or" with "impairment."

3. In developing a periodic comprehensive revision of the state implementation plan, the department shall consider whether additional measures are necessary to make reasonable progress toward meeting the national goal of visibility improvement, as required by the federal Clean Air Act [42 U.S.C. 7401 et seq.] and further defined by the United States environmental protection agency to be natural visibility conditions by 2064. The department may not require controls the department has determined serve only to increase total costs with little corresponding visibility benefit.

4. If"

Page 2, line 27, replace "shall" with "may"

Page 2, line 30, replace "6." with "5."

Page 2, line 30, after "state" insert "regional haze"

Page 2, line 31, after the underscored period insert:

"6."

Page 3, remove lines 5 through 9

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2291: Energy and Natural Resources Committee (Sen. Kreun, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (5 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). SB 2291 was placed on the Sixth order on the calendar.

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

Page 1, line 2, remove "54-44, and a new section to chapter 54-60"

Page 1, line 3, remove "and the boycott of energy or commodities"

Page 1, line 4, remove "companies"

Page 1, line 5, remove "and"

Page 1, line 6, after "management" insert "; and to declare an emergency"

Page 1, line 11, remove "investment, divestment, or"

Page 1, remove lines 12 through 14

Page 1, line 15, replace "development" with "consideration of socially responsible criteria in the investment or commitment of public funds for the purpose of obtaining an effect other than a maximized return to the state"

Page 1, line 16, replace "The" with "Except as otherwise provided in a state investment policy relating to the investment of the legacy fund and unless the"

Page 1, line 16, remove "may not invest state funds for the purpose of social"

Page 1, line 17, replace "investment" with "can demonstrate a social investment would provide an equivalent or superior rate of return compared to a similar investment that is not a social investment and has a similar time horizon and risk, the state investment board may not invest state funds for the purpose of social investment"

Page 1, remove lines 18 through 23

Page 2, remove lines 1 through 30

Page 3, line 3, remove the third "the"

Page 3, remove line 4

Page 3, line 5, replace "commodities." with "environmental social governance as it pertains to a set of nonspecific, quantifiable, and nonquantifiable criteria with attributing factors used for making determinations, decisions, or investments as it pertains to government and private industry in the state. The study must include an evaluation of investment policy as it relates to environmental social governance and the level of involvement the state has with companies that use environmental social governance in their ranking when making business or investment decisions. The study must also include the potential implications for the state as it relates to the boycott of energy or production agriculture commodities by companies that intend to penalize, inflict economic harm on, or limit commercial relations. All aspects of boycotts, including the transport, sale, utilization, production, or manufacturing of natural gas, oil, coal, petrochemicals, or production agricultural commodities must be evaluated."

Page 3, after line 6, insert:

"SECTION 3. EMERGENCY. This Act is declared to be an emergency measure."

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2317: Energy and Natural Resources Committee (Sen. Kreun, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (5 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). SB 2317 was placed on the Sixth order on the calendar.

Page 1, line 1, after "A BILL" replace the remainder of the bill with "for an Act to create and enact chapter 15-72 of the North Dakota Century Code, relating to the establishment of a coal mine reclamation trust utilizing private assets; and to provide for a transfer.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. Chapter 15-72 of the North Dakota Century Code is created and enacted as follows:

15-72-01. Trust establishment.

The coal mine reclamation trust is established to reclaim coal mines at the direction of the public service commission by utilizing private assets pledged as collateral to fulfill the performance bond obligations under section 38-14.1-16 and North Dakota Administrative Code chapter 69-05.2-12. The coal mine reclamation trust may be used to fulfill the requirement of a qualified third party.

15-72-02. Powers and duties of the board - Transfer.

The board of university and school lands shall set up a coal mine reclamation trust. The coal mine reclamation trust may receive and accept assets as directed by the public service commission which are held in the public service commission's custody under North Dakota Administrative Code section 69-05.2-12-04 as collateral in a security agreement with any person as defined in section 38-14.1-02. The commissioner of university and school lands shall consult with the public service commission in carrying out the powers and duties of administering the coal mine reclamation trust.

15-72-03. Assets and custody.

Any person proposing to pledge assets to the public service commission's custody under North Dakota Administrative Code chapter 69-05.2-12 shall certify to the public service commission:

1. The trust will have first priority security interest in the pledged assets.
2. The person has authority to place the assets in custody under all applicable federal and state law.

15-72-04. Trust management.

The net income derived from the assets held in trust must be used for trust purposes. Any assets placed in the trust may be sold, leased, invested, managed, or otherwise disposed of by the board to fulfill the reclamation activities and obligations related to the performance bond. If any of the trust assets include real property, net income from the trust assets must be used in part to pay to the county where the real property is located the same amount that would have been assessed against the real property for real property taxes if the real property was privately owned. The board may maintain separate accounts in the trust if necessary. The board shall manage all assets in the trust in the same manner that the board manages the board's other trust assets or as otherwise may be required to satisfy the purposes of this chapter."

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2323: Political Subdivisions Committee (Sen. Burckhard, Chairman) recommends **DO NOT PASS** (5 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING). SB 2323 was placed on the Eleventh order on the calendar.

FIRST READING OF HOUSE BILLS

HB 1076: A BILL for an Act to amend and reenact section 50-06-43.1 of the North Dakota Century Code, relating to the children's cabinet; and to declare an emergency.
Was read the first time and referred to the **Human Services Committee**.

HB 1082: A BILL for an Act to create and enact a new subsection to section 57-38-42 of the North Dakota Century Code, relating to electronic filing and payment of information returns; to amend and reenact section 57-38-60 of the North Dakota Century Code, relating to electronic filing and payment of income tax withholding returns; and to provide an effective date.
Was read the first time and referred to the **Finance and Taxation Committee**.

HB 1110: A BILL for an Act to amend and reenact subsection 1 of section 29-06-05.2 of the North Dakota Century Code, relating to the jurisdiction of federal agents.
Was read the first time and referred to the **Judiciary Committee**.

HB 1112: A BILL for an Act to amend and reenact section 54-23.3-11 of the North Dakota Century Code, relating to the prioritization of admission of inmates.
Was read the first time and referred to the **Judiciary Committee**.

HB 1116: A BILL for an Act to amend and reenact subsection 6 of section 21-03-07, and sections 21-03-08, 21-03-19, 57-15-06.6, and 57-47-02 of the North Dakota Century Code, relating to the issuance and maximum term of general obligation bonds and the authorized uses of the county capital projects levy; and to provide an effective date.
Was read the first time and referred to the **Finance and Taxation Committee**.

HB 1117: A BILL for an Act to amend and reenact sections 25-03.1-03.1, 25-03.1-06, 25-03.1-08, 25-03.1-15, and 25-03.1-19, subsection 2 of section 25-03.1-21, and sections 25-03.1-22, 25-03.1-23, and 25-03.1-29 of the North Dakota Century Code, relating to commitment procedures.
Was read the first time and referred to the **Judiciary Committee**.

HB 1118: A BILL for an Act to create and enact a new subsection to section 37-17.1-05 of the North Dakota Century Code, relating to the governor's authority to issue executive orders during a declared disaster or emergency; to amend and reenact subsection 12 of section 23-01-05 and subsection 3 of section 37-17.1-05 of the North Dakota Century Code, relating to the authority of the state health officer and the gubernatorial declaration of disaster or emergency; and to declare an emergency.
Was read the first time and referred to the **Human Services Committee**.

HB 1122: A BILL for an Act to create and enact section 12-63-02.3 of the North Dakota Century Code, relating to reserve peace officers; and to amend and reenact section 12-63-03 of the North Dakota Century Code, relating to peace officer duties or activities.
Was read the first time and referred to the **Judiciary Committee**.

HB 1124: A BILL for an Act to amend and reenact section 5-01-08 of the North Dakota Century Code, relating to evidence-based alcohol and drug education program for individuals under twenty-one years of age who purchase, possess, or consume an alcoholic beverage; and to provide a penalty.
Was read the first time and referred to the **Judiciary Committee**.

HB 1125: A BILL for an Act to amend and reenact section 15-10-18.2 of the North Dakota Century Code, relating to definitions used to determine the eligibility of certain dependents of veterans to receive free tuition in institutions of higher education in the state.
Was read the first time and referred to the **Education Committee**.

HB 1126: A BILL for an Act to amend and reenact section 12-63-02.2 of the North Dakota Century Code, relating to tribal police officers; and to declare an emergency.
Was read the first time and referred to the **Judiciary Committee**.

HB 1127: A BILL for an Act to amend and reenact sections 44-08-05.1 and 54-10-25 of the

North Dakota Century Code, relating to the disclosure of a pending investigation.
Was read the first time and referred to the **Judiciary Committee**.

HB 1129: A BILL for an Act to amend and reenact subsection 4 of section 57-38-01.28 and subdivision t of subsection 2 of section 57-38-30.3 of the North Dakota Century Code, relating to the marriage penalty credit and an income tax exclusion for social security benefits; and to provide an effective date.
Was read the first time and referred to the **Finance and Taxation Committee**.

HB 1130: A BILL for an Act to create and enact sections 40-18-14.1, 40-18-14.2, 40-18-14.3, 40-18-14.4, and 40-18-14.5 of the North Dakota Century Code, relating to the authority of the municipal court to execute judgments.
Was read the first time and referred to the **Judiciary Committee**.

HB 1137: A BILL for an Act to amend and reenact section 57-38-01.7 of the North Dakota Century Code, relating to an individual income tax credit for charitable contributions; and to provide an effective date.
Was read the first time and referred to the **Finance and Taxation Committee**.

HB 1139: A BILL for an Act to create and enact section 65-05-40 of the North Dakota Century Code, relating to duration limits for opioid therapy and benzodiazepine; and to provide for application.
Was read the first time and referred to the **Industry, Business and Labor Committee**.

HB 1140: A BILL for an Act to amend and reenact section 54-12-08.1 of the North Dakota Century Code, relating to contingent fee arrangements.
Was read the first time and referred to the **Judiciary Committee**.

HB 1143: A BILL for an Act to create and enact a new section to chapter 15.1-21 of the North Dakota Century Code, relating to required patriotism projects for public elementary school students; and to provide a report to the legislative management.
Was read the first time and referred to the **Education Committee**.

HB 1150: A BILL for an Act to amend and reenact section 50-06-43.2 of the North Dakota Century Code, relating to the commission on juvenile justice; to repeal section 50-06-43.2 of the North Dakota Century Code, relating to the commission on juvenile justice; and to provide an effective date.
Was read the first time and referred to the **Judiciary Committee**.

HB 1151: A BILL for an Act to create and enact two new sections to chapter 43-28 of the North Dakota Century Code, relating to telehealth and the practice of dentistry; and to amend and reenact section 43-28-01 of the North Dakota Century Code, relating to the definition of telehealth.
Was read the first time and referred to the **Human Services Committee**.

HB 1153: A BILL for an Act to amend and reenact subsection 2 of section 26.1-34-02 of the North Dakota Century Code, relating to the interest rate used in determining the minimum nonforfeiture amount for an annuity.
Was read the first time and referred to the **Industry, Business and Labor Committee**.

HB 1160: A BILL for an Act to amend and reenact sections 26.1-34.2-01.1, 26.1-34.2-02, 26.1-34.2-03, 26.1-34.2-03.1, 26.1-34.2-04, and 26.1-34.2-05 of the North Dakota Century Code, relating to annuity transaction practices; to provide a penalty; and to provide an effective date.
Was read the first time and referred to the **Industry, Business and Labor Committee**.

HB 1163: A BILL for an Act to amend and reenact section 23-01-44 of the North Dakota Century Code, relating to the needle exchange program.
Was read the first time and referred to the **Human Services Committee**.

HB 1164: A BILL for an Act to amend and reenact section 54-03-32 of the North Dakota Century Code, relating to the review of presidential executive orders.
Was read the first time and referred to the **Judiciary Committee**.

HB 1167: A BILL for an Act to provide for a legislative management study of property tax

equity and the creation of a central taxing authority.

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

HB 1175: A BILL for an Act to create and enact a new chapter to title 32 of the North Dakota Century Code, relating to business immunity from COVID-19 liability claims; to provide for retroactive application; to provide an expiration date; and to declare an emergency.

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

HB 1180: A BILL for an Act to amend and reenact subsection 6 of section 37-17.1-05 of the North Dakota Century Code, relating to the governor's authority during a declared state or disaster or emergency.

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

HB 1184: A BILL for an Act to amend and reenact subsection 3 of section 5-02-06 of the North Dakota Century Code, relating to prohibitions for an individual under twenty-one years of age; and to provide a penalty.

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

HB 1188: A BILL for an Act to amend and reenact section 15.1-02-16 of the North Dakota Century Code, relating to a certificate of completion for special education technicians; and to declare an emergency.

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

HB 1195: A BILL for an Act to amend and reenact section 57-39.2-10.1 of the North Dakota Century Code, relating to sales tax special events.

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

HB 1199: A BILL for an Act to amend and reenact section 57-28-20 of the North Dakota Century Code, relating to the disposition of proceeds from tax lien foreclosures.

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

HB 1205: A BILL for an Act to create and enact chapter 23-51 of the North Dakota Century Code, relating to establishing the maternal mortality review committee; to provide for a continuing appropriation; and to provide for a report to the legislative management and other agencies.

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

HB 1208: A BILL for an Act to create and enact a new subsection to section 51-08.1-08 and section 51-15-12 of the North Dakota Century Code, relating to damages, injunctive relief, and limitation of actions; to amend and reenact section 51-08.1-07 of the North Dakota Century Code, relating to civil penalty and injunctive enforcement; and to provide a penalty.

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

HB 1213: A BILL for an Act to create and enact section 19-24.1-04.1 of the North Dakota Century Code, relating to medical marijuana designated caregivers; to amend and reenact subsections 8 and 13 of section 19-24.1-01, subsection 3 of section 19-24.1-04, section 19-24.1-10, paragraph 2 of subdivision d of subsection 1 of section 19-24.1-14, subsection 4 of section 19-24.1-18, subsection 2 of section 19-24.1-20, subsection 3 of section 19-24.1-26, and section 19-24.1-39 of the North Dakota Century Code, relating to the medical marijuana program; to provide for a legislative management report; to provide a penalty; and to declare an emergency.

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

HB 1214: A BILL for an Act to amend and reenact section 57-32-01 of the North Dakota Century Code, relating to taxes imposed on air carrier transportation companies; and to provide an effective date.

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

HB 1220: A BILL for an Act to create and enact a new section to chapter 15-10 of the North Dakota Century Code, relating to exemptions from open meetings requirements for the state board of higher education; and to amend and reenact subsection 1 of section 15-10-17 of the North Dakota Century Code, relating to exemptions from open meetings requirements for the state board of higher education.

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

HB 1223: A BILL for an Act to amend and reenact section 5-01-08 of the North Dakota Century Code, relating to the penalty for an individual under twenty-one years of age who consumes, purchases, or possesses an alcoholic beverage; and to provide a penalty.

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

HB 1232: A BILL for an Act to amend and reenact sections 15.1-06-04 and 15.1-27-23 of the North Dakota Century Code, relating to the satisfaction of school calendar hours through virtual instruction.

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

HB 1251: A BILL for an Act to amend and reenact sections 28-20-13, 28-20-21, 28-20-22, 28-20-23, and 28-20-35 of the North Dakota Century Code, relating to actions having twenty-year limitations, docketing judgments, renewal of judgments by affidavit, and cancellation of judgment of record; to repeal sections 28-20-21, 28-20-22, and 28-20-23 of the North Dakota Century Code, relating to renewal of judgments by affidavit; and to provide an effective date.

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

HB 1254: A BILL for an Act to amend and reenact section 14-05-24.1 of the North Dakota Century Code, relating to spousal support.

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

HB 1258: A BILL for an Act to amend and reenact sections 43-23-02, 43-23-03, 43-23-04, 43-23-05, 43-23-08, 43-23-08.2, 43-23-09, 43-23-10, 43-23-11.1, 43-23-12, 43-23-13.1, 43-23-14.1, 43-23-16, 43-23-19, 43-23.1-14, 43-23.2-02, and 43-23.2-03 of the North Dakota Century Code, relating to real estate commission administration and real estate licensing; to repeal chapter 43-23.4 of the North Dakota Century Code, relating to real estate broker trust accounts; and to provide a penalty.

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

HB 1263: A BILL for an Act to amend and reenact subsection 3 of section 53-06.1-11.1 of the North Dakota Century Code, relating to eligible uses for charitable gaming net proceeds.

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

HB 1264: A BILL for an Act to amend and reenact sections 14-09.2-01, 14-09.2-02, 14-09.2-04, and 14-09.2-06 of the North Dakota Century Code, relating to parenting coordinators.

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

HB 1277: A BILL for an Act to amend and reenact subsection 35 of section 57-02-08 of the North Dakota Century Code, relating to a residential property tax exemption for new construction; and to provide an effective date.

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

HB 1282: A BILL for an Act to create and enact a new section to chapter 54-35 of the North Dakota Century Code, relating to a joint committee on nullification of federal laws; and to provide a directive.

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

HB 1286: A BILL for an Act to create and enact section 5-01-19.2 of the North Dakota Century Code, relating to a manufacturing distillery; to provide for transition; and to declare an emergency.

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

HB 1294: A BILL for an Act to create and enact section 12-60-16.12 of the North Dakota Century Code, relating to the unauthorized dissemination of criminal history record information; and to provide a penalty.

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

HB 1298: A BILL for an Act to create and enact a new section to chapter 14-02.4 of the North

Dakota Century Code, relating to participation in athletic events exclusively for males or females.

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

HB 1302: A BILL for an Act to amend and reenact section 29-01-19 of the North Dakota Century Code, relating to the compromise of misdemeanors.

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

HB 1309: A BILL for an Act to amend and reenact section 57-40.2-03.3 of the North Dakota Century Code, relating to payment of use tax by contractors; and to provide an effective date.

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

HB 1310: A BILL for an Act to create and enact a new subsection to section 57-39.2-12 and a new subsection to section 57-40.2-06 of the North Dakota Century Code, relating to an exception to the payment of sales and use taxes; and to provide an effective date.

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

HB 1319: A BILL for an Act to amend and reenact sections 14-07-08 and 14-07-11 of the North Dakota Century Code, relating to spousal debts.

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

HB 1325: A BILL for an Act to provide for a legislative management study of the adequacy of property tax relief for retired individuals.

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

HB 1326: A BILL for an Act to provide for exemption of federal coronavirus stimulus funds for the service payments for elderly and disabled and the basic care programs; and to declare an emergency.

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

HB 1334: A BILL for an Act to amend and reenact section 28-26-01 of the North Dakota Century Code, relating to requiring a court to determine if a claim for relief was frivolous.

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

HB 1336: A BILL for an Act to amend and reenact section 39-08-01.6 of the North Dakota Century Code, relating to sealing a criminal record of a driving under the influence offense; and to provide for retroactive application.

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

HB 1343: A BILL for an Act to amend and reenact subsection 1 of section 50-10.2-02 of the North Dakota Century Code, relating to rights of health care facility residents to use electronic communication.

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

HB 1346: A BILL for an Act to create and enact a new section to chapter 15-10 of the North Dakota Century Code, relating to working papers of higher education internal auditors.

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

HB 1347: A BILL for an Act to amend and reenact section 50-11.1-13.1 of the North Dakota Century Code, relating to a penalty for the provision of early childhood services.

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

HB 1351: A BILL for an Act to create and enact a new subsection to section 57-39.2-04 and a new subsection to section 57-40.2-04 of the North Dakota Century Code, relating to a sales and use tax exemption for sales made to a senior citizen organization; and to provide an effective date.

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

HB 1364: A BILL for an Act to amend and reenact section 30.1-18-09 of the North Dakota Century Code, relating to the duties of a personal representative.

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

HB 1370: A BILL for an Act to amend and reenact subsection 7 of section 15.1-09-33 of the North Dakota Century Code, relating to school board powers and the leasing of real property.

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

HB 1374: A BILL for an Act to create and enact a new subdivision to subsection 2 of section 57-38-30.3 of the North Dakota Century Code, relating to an income tax deduction for COVID-19 relief benefits; and to provide an effective date.

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

HB 1436: A BILL for an Act to amend and reenact subsection 1 of section 15.1-21-16 of the North Dakota Century Code, relating to summer school courses; and to declare an emergency.

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

HB 1471: A BILL for an Act to amend and reenact subsection 9 of section 57-02-08 of the North Dakota Century Code, relating to a property tax exemption for property of churches; and to provide an effective date.

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

HB 1492: A BILL for an Act to amend and reenact section 43-15-25.3 of the North Dakota Century Code, relating to permitting pharmacists to administer SARS-CoV-2 tests; and to declare an emergency.

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

HB 1494: A BILL for an Act to provide for a legislative management study of law enforcement and correctional officer recruitment, retention, turnover, and training.

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

FIRST READING OF HOUSE CONCURRENT RESOLUTIONS

HCR 3006: A concurrent resolution urging Congress and the President of the United States to protect the Second Amendment of the United States Constitution.

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

HCR 3008: A concurrent resolution directing the Legislative Management to consider studying the desirability and feasibility of North Dakota becoming more self-sufficient and less dependent on the federal government, including studying the usefulness of a comprehensive state management process to assess the immediacy, severity, and probability of risks from any reduction of federal funds to the state, and how the state will marshal its human and capital resources to prioritize and provide the most essential government services.

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

HCR 3011: A concurrent resolution directing the Legislative Management to consider studying fetal alcohol spectrum disorders (FASDs), including treatment, services available, potential prevention, and whether existing policies for children and adults are appropriate.

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

HCR 3013: A concurrent resolution directing the Legislative Management to consider studying issues related to employment restrictions in public assistance programs.

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

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

Shanda Morgan, Secretary

