

JOURNAL OF THE SENATE

Sixty-seventh Legislative Assembly

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Bismarck, April 14, 2021

The Senate convened at 8:00 a.m., with President Sanford presiding.

The prayer was offered by Pastor Rich Wyatt, Living Hope Nazarene, Bismarck.

The roll was called and all members were present.

A quorum was declared by the President.

CONSIDERATION OF AMENDMENTS

HB 1020, as engrossed: SEN. SORVAAG (Appropriations Committee) MOVED that the amendments be adopted and then be placed on the Fourteenth order with **DO PASS**, which motion prevailed on a voice vote.

SECOND READING OF HOUSE BILL

HB 1020: A BILL for an Act to provide an appropriation for defraying the expenses of the state water commission; to create and enact a new section to chapter 61-02 and a new section to chapter 61-40 of the North Dakota Century Code, relating to reporting requirements for carryover projects and bonding authority of the western area water supply; to amend and reenact section 61-02-79 of the North Dakota Century Code, relating to the authorization of a Bank of North Dakota line of credit; to provide for an exemption; to provide for a legislative management study; to provide for a report to legislative management; to provide for a statement of legislative intent; to provide for a pilot project; to provide for application; and to declare an emergency.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 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 HB 1020, as amended, passed and the emergency clause was declared carried.

SECOND READING OF HOUSE BILL

HB 1253: A BILL for an Act to create and enact a new subdivision to subsection 2 of section 12-60-24, a new section to chapter 16.1-01, sections 16.1-07-13.1 and 16.1-12-10, and a new section to chapter 54-09 of the North Dakota Century Code, relating to election administration; to amend and reenact subsection 1 of section 16.1-01-01, sections 16.1-01-03, 16.1-01-05.1, 16.1-01-06, 16.1-01-07, and 16.1-01-08, subsection 5 of section 16.1-01-09, subsection 7 of section 16.1-01-09.1, sections 16.1-01-12, 16.1-01-16, and 16.1-01-17, the new section to chapter 16.1-01 of the North Dakota Century Code as created by section 1 of House Bill No. 1256, as approved by the sixty-seventh legislative assembly, sections 16.1-02-01, 16.1-02-02, 16.1-02-05, 16.1-02-06, 16.1-02-07, 16.1-02-10, 16.1-02-11, and 16.1-02-13, subsection 2 of section 16.1-05-01, sections 16.1-06-02, 16.1-06-04, 16.1-06-11, 16.1-06-12, 16.1-06-14, 16.1-06-17, 16.1-06-18, 16.1-06-19, 16.1-06-25, and 16.1-06-26, subsection 1 of section 16.1-07-05, sections 16.1-07-06, 16.1-07-07, 16.1-07-08, 16.1-07-09, and 16.1-07-10, subsection 1 of section 16.1-07-12.1, sections 16.1-07-15, 16.1-08.1-01, 16.1-08.1-03.1, 16.1-10-07, 16.1-11-05.1,

16.1-11-06, 16.1-11-10, 16.1-11-11, 16.1-11-12, 16.1-11-16, 16.1-11-18, 16.1-11-19, 16.1-11-20, 16.1-11-21, 16.1-11-22, 16.1-11-31, 16.1-11-32, 16.1-11-33, 16.1-11-35, 16.1-11-36, 16.1-11-37, 16.1-11-39, 16.1-11.1-02, 16.1-11.1-03, 16.1-11.1-08, 16.1-12-01, 16.1-12-02.1, 16.1-12-03, 16.1-12-06, 16.1-12-07, 16.1-12-09, 16.1-13-05, 16.1-13-09, 16.1-13-14, 16.1-13-17, 16.1-13-18, 16.1-13-19, 16.1-13-23, 16.1-13-25, 16.1-13-27, 16.1-13-28, 16.1-13-29, 16.1-13-30, and 16.1-13-31, subsection 1 of section 16.1-15-01, and sections 16.1-15-01.1, 16.1-15-02, 16.1-15-08, 16.1-15-09, 16.1-15-10, 16.1-15-13, 16.1-15-15, 16.1-15-19, 16.1-15-20, 16.1-15-21, 16.1-15-25, 16.1-15-30, 16.1-15-37, 16.1-15-42, 16.1-15-43, 16.1-15-45, 16.1-15-47, 16.1-16-01, 16.1-16-02, 16.1-16-04, 16.1-16-05, and 16.1-16-07 of the North Dakota Century Code, relating to election administration; to repeal sections 16.1-06-10.1, 16.1-07-11, 16.1-07-13, and 16.1-13-24 of the North Dakota Century Code, relating to election administration and the removal of obsolete language; 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 43 YEAS, 4 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Anderson; 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; Meyer; Myrdal; Oban; Oehlke; Patten; Poolman; Roers, J.; Roers, K.; Rust; Schaible; Sorvaag; Vedaa; Wanzek; Wardner; Weber; Wobbema

NAYS: Bakke; Marcellais; Mathern; Piepkorn

Engrossed HB 1253, as amended, passed.

SECOND READING OF HOUSE BILL

HB 1412: A BILL for an Act to create and enact a new section to chapter 57-60 of the North Dakota Century Code, relating to an exemption from the coal conversion facilities privilege tax and the imposition of a lignite research tax; to amend and reenact section 57-60-02, subsection 1 of section 57-60-14, and section 57-61-01 of the North Dakota Century Code, relating to an exemption from the coal conversion facilities tax, allocation of the coal conversion facilities privilege tax and the lignite research tax, and an exemption from the coal severance tax; to provide an effective date; and to provide an expiration date.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 43 YEAS, 4 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

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

NAYS: Hogan; Marcellais; Mathern; Piepkorn

HB 1412, as amended, passed.

SECOND READING OF HOUSE BILL

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

ROLL CALL

The question being on the final passage of the 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 HB 1418 passed.

CONSIDERATION OF MESSAGE FROM THE HOUSE

SEN. KLEIN MOVED that the Senate do concur in the House amendments to Engrossed SB 2159 as printed on SJ pages 1157-1159, which motion prevailed on a voice vote.

Engrossed SB 2159, as amended, was placed on the Eleventh order of business.

SECOND READING OF SENATE BILL

SB 2159: A BILL for an Act to create and enact a new section to chapter 47-10 of the North Dakota Century Code, relating to mobile home park tenant rights; and to provide a penalty.

ROLL CALL

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

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

NAYS: Dwyer; Meyer

Reengrossed SB 2159 passed.

CONSIDERATION OF MESSAGE FROM THE HOUSE

SEN. BELL MOVED that the Senate do concur in the House amendments to Engrossed SB 2213 as printed on SJ page 1313, which motion failed on a voice vote.

MOTION

SEN. KLEIN MOVED that the Senate stand in recess until 12:30 p.m., which motion prevailed.

THE SENATE RECONVENED pursuant to recess taken, with President Sanford presiding.

REPORT OF CONFERENCE COMMITTEE

HB 1045, as engrossed: Your conference committee (Sens. Myrdal, O. Larsen, Lemm and Reps. Beltz, Dobervich, Richter) recommends that the **SENATE RECEDE** from the Senate amendments as printed on HJ page 1073, adopt amendments as follows, and place HB 1045 on the Seventh order:

That the Senate recede from its amendments as printed on page 1073 of the House Journal and pages 743 and 744 of the Senate Journal and that Engrossed House Bill No. 1045 be amended as follows:

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

Page 1, line 2, after "to" insert "prohibited acts and"

Page 1, line 9, overstrike "**Hemp (cannabis sativa L.)**" and insert immediately thereafter "**Definitions**"

Page 1, after line 9, insert:

"1."

Page 1, line 12, after "~~delta-9~~" insert "total"

Page 1, line 13, after the period insert "The term does not include any commodity or product using hemp which exceeds the allowable amount of total tetrahydrocannabinol determined by the commissioner."

2. "Tetrahydrocannabinol" means delta-9 tetrahydrocannabinol and any structural, optical, or geometric isomers of tetrahydrocannabinol, including:
 - a. Delta-7 tetrahydrocannabinol;
 - b. Delta-8 tetrahydrocannabinol; and
 - c. Delta-10 tetrahydrocannabinol.
3. "Total tetrahydrocannabinol" means the sum of the percentage, by weight, of tetrahydrocannabinolic acid multiplied by eight hundred seventy-seven thousandths plus the percentage of weight of tetrahydrocannabinol."

Page 1, line 17, after "the" insert "total"

Page 1, line 18, replace "in compliance with" with "not to exceed"

Page 2, after line 6, insert:

"SECTION 4. A new section to chapter 4.1-18.1 of the North Dakota Century Code is created and enacted as follows:

Prohibited acts.

A licensee may not:

1. Engage in the isomerization of cannabinoids to create isomers of tetrahydrocannabinol, including delta-8, delta-9, and delta-10 tetrahydrocannabinol; and
2. Sell hemp or hemp products that were created using the isomerization of cannabinoids to create isomers of tetrahydrocannabinol, including delta-8, delta-9, and delta-10 tetrahydrocannabinol."

Page 2, line 11, after "~~delta-9~~" insert "total"

Re-number accordingly

Engrossed HB 1045 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE

HB 1074: Your conference committee (Sens. Kreun, J. Roers, Piepkorn and Reps. Zubke, D. Anderson, Ista) recommends that the **SENATE RECEDE** from the Senate amendments as printed on HJ page 1121 and place HB 1074 on the Seventh order.

HB 1074 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE

HB 1096, as engrossed: Your conference committee (Sens. Bell, Schaible, Patten and Reps. M. Ruby, Marschall, Zubke) recommends that the **SENATE RECEDE** from the

Senate amendments as printed on HJ page 1314 and place HB 1096 on the Seventh order.

Engrossed HB 1096 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE

HB 1117, as engrossed: Your conference committee (Sens. Dwyer, Fors, Bakke and Reps. Roers Jones, Karls, Buffalo) recommends that the **SENATE RECEDE** from the Senate amendments as printed on HJ page 1331 and place HB 1117 on the Seventh order.

Engrossed HB 1117 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE

HB 1148: Your conference committee (Sens. Dwyer, Fors, Conley and Reps. Becker, Christensen, Hanson) recommends that the **SENATE RECEDE** from the Senate amendments as printed on HJ page 1281, adopt amendments as follows, and place HB 1148 on the Seventh order:

That the Senate recede from its amendments as printed on pages 932 and 933 of the Senate Journal and page 1281 of the House Journal and that House Bill No. 1148 be amended as follows:

Page 17, after line 30, insert:

"7. An individual under the age of eighteen may not operate a class 3 electric bicycle unless the individual is wearing a safety helmet."

Renumber accordingly

HB 1148 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE

HB 1175, as engrossed: Your conference committee (Sens. Klein, Vedaa, Marcellais and Reps. Nehring, Lefor, Stemen) recommends that the **SENATE RECEDE** from the Senate amendments as printed on HJ page 1203, adopt amendments as follows, and place HB 1175 on the Seventh order:

That the Senate recede from its amendments as printed on page 1203 of the House Journal and pages 856 and 857 of the Senate Journal and that Engrossed House Bill No. 1175 be amended as follows:

Page 1, line 3, remove "to provide an expiration date;"

Page 4, line 5, replace ". or altering" with "; delaying"

Page 4, line 5, after "diagnosis" insert "of an individual."

Page 4, line 5, after the second "or" insert "altering the"

Page 5, after line 29, insert:

Exception.

This chapter does not apply to enforcement actions under chapters 50-24.8, 51-08.1, and 51-15."

Page 6, remove lines 1 and 2

Renumber accordingly

Engrossed HB 1175 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE

HB 1502, as engrossed: Your conference committee (Sens. D. Larsen, Bakke, Clemens

and Reps. Paur, Paulson, Hager) recommends that the **SENATE RECEDE** from the Senate amendments as printed on HJ page 1281 and place HB 1502 on the Seventh order.

Engrossed HB 1502 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE

HB 1254: Your conference committee (Sens. K. Roers, Hogan, Larson and Reps. Rohr, Fegley, Schneider) recommends that the **SENATE RECEDE** from the Senate amendments as printed on HJ page 1315, adopt amendments as follows, and place HB 1254 on the Seventh order:

That the Senate recede from its amendments as printed on page 1315 of the House Journal and pages 1001 and 1002 of the Senate Journal and that House Bill No. 1254 be amended as follows:

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 the types of spousal support ordered by the district court.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. LEGISLATIVE MANAGEMENT STUDY - SPOUSAL SUPPORT. During the 2021-22 interim, the legislative management shall study the types of spousal support ordered by the district court and the desirability and feasibility of providing statutory guidance for awards of spousal support. The study must include input from practicing attorneys in the area of family law and the division of child support. The study must include a review of the frequency and duration of spousal support awards that are entered in the state. The legislative management shall report its findings and recommendations, together with any legislation required to implement the recommendations, to the sixty-eighth legislative assembly."

ReNUMBER accordingly

HB 1254 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE

SB 2026: Your conference committee (Sens. Conley, Clemens, Bakke and Reps. Kading, Hagert, Hanson) recommends that the **HOUSE RECEDE** from the House amendments as printed on SJ pages 1129-1130, adopt amendments as follows, and place SB 2026 on the Seventh order:

That the House recede from its amendments as printed on pages 1282 and 1283 of the House Journal and pages 1129 and 1130 of the Senate Journal and that Senate Bill No. 2026 be amended as follows:

Page 1, line 1, after "A BILL" replace the remainder of the bill with "for an Act to provide for a department of transportation long combination vehicle study and pilot projects; and to provide for a legislative management report.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. DEPARTMENT OF TRANSPORTATION LONG COMBINATION VEHICLE STUDY AND PILOT PROJECTS - REPORT TO LEGISLATIVE MANAGEMENT.

1. During the 2021-22 interim, the department of transportation shall study and conduct pilot projects on the feasibility and impact of long combination vehicle operations on North Dakota roadways. The study must include:
 - a. An assessment of the federal regulations impacting long combination vehicle operations beyond the configurations currently allowed, including configuration combinations allowed in Canada and other jurisdictions;

- b. An evaluation of the economic impact of permitting long combination vehicle operations in the state;
 - c. An assessment of the impact long combination vehicle operations would have on North Dakota bridges and structures;
 - d. An assessment and evaluation of road networks that are compatible with certain long combination vehicle configurations, or with minor modifications, not exceeding one hundred thirty feet of cargo carrying capacity unless approved by the director of the department of transportation;
 - e. Implementing pilot project safety guidelines that include protocols for traffic safety and inclement weather operations;
 - f. An assessment of the costs associated with implementing long combination vehicle operations; and
 - g. An examination of the size and weight provisions provided under chapter 39-12.
2. If a pilot project includes operating on county, city, or township roads, an agreement with local road authorities must be in place to address traffic safety considerations and costs directly attributed to the pilot project.
 3. The director of the department of transportation may waive certain statutory size and weight restrictions for the pilot projects.
 4. The department of transportation may continue any pilot project commenced under subsection 1 until the department determines sufficient information has been gathered to determine the pilot project is no longer necessary.
 5. Before August 1, 2022, the department of transportation shall report its findings and recommendations, together with any legislation required to implement the recommendations, to the legislative management."

Renumber accordingly

SB 2026 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE

SB 2077, as engrossed: Your conference committee (Sens. Kreun, Vedaa, Burckhard and Reps. Thomas, O'Brien, Adams) recommends that the **SENATE ACCEDE** to the House amendments as printed on SJ page 973 and place SB 2077 on the Seventh order.

Engrossed SB 2077 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE

SB 2208, as engrossed: Your conference committee (Sens. Luick, Myrdal, O. Larsen and Reps. D. Johnson, Beltz, Headland) recommends that the **SENATE ACCEDE** to the House amendments as printed on SJ page 908, adopt further amendments as follows, and place SB 2208 on the Seventh order:

That the Senate accede to the House amendments as printed on page 908 of the Senate Journal and page 1155 of the House Journal and that Engrossed Senate Bill No. 2208 be further amended as follows:

Page 1, line 16, after the semicolon insert "the process for awarding irrigation permits; the length of time irrigation permit applications are held in abeyance; prioritization of irrigation permit applications; methods for maximizing water resources; possible development of an irrigation permit that may be suspended during periods of water scarcity; methods for on-time monitoring of well water levels; improving communication between the office of state engineer and irrigation permit applicants;"

Renumber accordingly

Engrossed SB 2208 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE

SB 2293: Your conference committee (Sens. Burckhard, Oban, Larson and Reps. Longmuir, Klemin, Adams) recommends that the **HOUSE RECEDE** from the House amendments as printed on SJ pages 1022-1023, adopt amendments as follows, and place SB 2293 on the Seventh order:

That the House recede from its amendments as printed on pages 1022 and 1023 of the Senate Journal and pages 1218 and 1219 of the House Journal and that Senate Bill No. 2293 be amended as follows:

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 exceptions to deeds transferring title of certain types of property or relating to certain transactions.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. LEGISLATIVE MANAGEMENT STUDY - EXCEPTIONS TO STATEMENT OF CONSIDERATION. During the 2021-22 interim, the legislative management shall consider studying the legislative intent of the exceptions to the requirement of a statement of full consideration for deeds transferring title of certain types of transactions and property under subsection 6 of section 11-18-02.2. The legislative management shall report its findings and recommendations, together with any legislation required to implement the recommendations, to the sixty-eighth legislative assembly."

Renumber accordingly

SB 2293 was placed on the Seventh order of business on the calendar.

CONSIDERATION OF MESSAGES FROM THE HOUSE

SEN. KLEIN MOVED that the Senate do not concur in the House amendments to Engrossed SB 2011, in the House amendments to Engrossed SB 2014, in the House amendments to Engrossed SB 2020, and in the House amendments to Engrossed SB 2213 and that a conference committee be appointed to meet with a like committee from the House on each of these measures, which motion prevailed on a voice vote.

APPOINTMENT OF CONFERENCE COMMITTEES

THE PRESIDENT APPOINTED as a Conference Committee on:

Engrossed SB 2011: Sens. Krebsbach, Davison, Heckaman.

Engrossed SB 2014: Sens. Sorvaag, Hogue, Mathern.

Engrossed SB 2020: Sens. Erbele, Wanzek, Heckaman.

Engrossed SB 2213: Sens. Patten, Dever, Piepkorn.

CONSIDERATION OF MESSAGE FROM THE HOUSE

SEN. SCHAIBLE MOVED that the Senate do concur in the House amendments to Engrossed SB 2269 as printed on SJ page 1313, which motion prevailed on a voice vote.

Engrossed SB 2269, as amended, was placed on the Eleventh order of business.

SECOND READING OF SENATE BILL

SB 2269: A BILL for an Act to create and enact a new section to chapter 15.1-32 of the North Dakota Century Code, relating to a postsecondary transitional grant program.

ROLL CALL

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

YEAS: Anderson; Bakke; Bekkedahl; Bell; Burckhard; Clemens; Conley; Davison; Dever; Dwyer; Elkin; Erbele; Fors; Heckaman; 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: Heitkamp; Larsen, O.

Reengrossed SB 2269 passed.

CONSIDERATION OF MESSAGE FROM THE HOUSE

SEN. VEDAA MOVED that the Senate do concur in the House amendments to Engrossed SB 2282 as printed on SJ page 1314, which motion prevailed on a voice vote.

Engrossed SB 2282, as amended, was placed on the Eleventh order of business.

SECOND READING OF SENATE BILL

SB 2282: A BILL for an Act to provide for a legislative management study regarding the memberships of the board of university and school lands and the industrial commission.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, 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; Luick; Marcellais; Meyer; Myrdal; Oban; Oehlke; Patten; Piepkorn; Poolman; Roers, J.; Roers, K.; Rust; Schaible; Sorvaag; Vedaa; Wanzek; Wardner; Weber; Wobbema

NAYS: Mathern

Reengrossed SB 2282 passed.

CONSIDERATION OF MESSAGE FROM THE HOUSE

SEN. SCHAIBLE MOVED that the Senate do concur in the House amendments to SB 2289 as printed on SJ page 1287, which motion prevailed on a voice vote.

SB 2289, as amended, was placed on the Eleventh order of business.

SECOND READING OF SENATE BILL

SB 2289: 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 the creation of a North Dakota scholarship; to amend and reenact sections 15-10-59, 15.1-21-02.6, 15.1-21-02.8, and 15.1-21-02.9 of the North Dakota Century Code, relating to references to the North Dakota scholarship, North Dakota academic scholarship, and North Dakota career and technical education scholarship; to repeal sections 15.1-21-02.4 and 15.1-21-02.5 of the North Dakota Century Code, relating to the North Dakota academic and career and technical education scholarships; and to provide an effective date.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 44 YEAS, 3 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; Larson, D.; Lee; Lemm; Luick; Marcellais; Mathern; Meyer; Oban; Oehlke; Patten; Piepkorn; Poolman; Roers, J.; Roers, K.; Rust; Schaible; Sorvaag; Vedaa; Wanzek; Wardner; Weber; Wobbema

NAYS: Larsen, D.; Larsen, O.; Myrdal

Engrossed SB 2289 passed.

CONSIDERATION OF MESSAGE FROM THE HOUSE

SEN. VEDAA MOVED that the Senate do concur in the House amendments to SB 2146 as printed on SJ page 1372, which motion prevailed on a voice vote.

SB 2146, as amended, was placed on the Eleventh order of business.

SECOND READING OF SENATE BILL

SB 2146: A BILL for an Act to provide an appropriation to the office of management and budget for accessibility improvements on the state capitol grounds; to provide a statement of legislative intent; and to declare an emergency.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, 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 2146 passed and the emergency clause was declared carried.

CONSIDERATION OF MESSAGE FROM THE HOUSE

SEN. LUICK MOVED that the Senate do concur in the House amendments to Engrossed SB 2230 as printed on SJ page 1367, which motion prevailed on a voice vote.

Engrossed SB 2230, as amended, was placed on the Eleventh order of business.

SECOND READING OF SENATE BILL

SB 2230: A BILL for an Act to amend and reenact section 6-09.7-05 of the North Dakota Century Code, relating to the use of the strategic investment and improvements fund.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, 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 2230 passed.

CONSIDERATION OF MESSAGE FROM THE HOUSE

SEN. KREUN MOVED that the Senate do concur in the House amendments to Engrossed SB 2065 as printed on SJ pages 1220-1223, which motion prevailed on a voice vote.

Engrossed SB 2065, as amended, was placed on the Eleventh order of business.

SECOND READING OF SENATE BILL

SB 2065: A BILL for an Act to create and enact chapter 38-25 of the North Dakota Century Code, relating to the jurisdiction of the industrial commission to regulate the

permitting and amalgamation of the underground storage of oil or gas; and to amend and reenact sections 15-05-09 and 15-05-10 of the North Dakota Century Code, relating to oil and gas leases and royalties from oil leases.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 35 YEAS, 12 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Anderson; Bekkedahl; Bell; Burckhard; Clemens; Conley; Davison; Dever; Dwyer; Elkin; Erbele; Fors; Heitkamp; Hogue; Holmberg; Klein; Krebsbach; Kreun; Larson, D.; Lee; Lemm; Luick; Meyer; Myrdal; Oehlke; Patten; Poolman; Roers, J.; Roers, K.; Schaible; Sorvaag; Wanzek; Wardner; Weber; Wobbema

NAYS: Bakke; Heckaman; Hogan; Kannianen; Larsen, D.; Larsen, O.; Marcellais; Mathern; Oban; Piepkorn; Rust; Vedaa

Reengrossed SB 2065 passed.

CONSIDERATION OF MESSAGE FROM THE HOUSE

SEN. KREUN MOVED that the Senate do concur in the House amendments to Engrossed SB 2313 as printed on SJ pages 1314-1315, which motion prevailed on a voice vote.

Engrossed SB 2313, as amended, was placed on the Eleventh order of business.

SECOND READING OF SENATE BILL

SB 2313: A BILL for an Act to create and enact three new sections to chapter 49-05 of the North Dakota Century Code, relating to resource planning, planning reserve margin, and reliable service obligation; to amend and reenact sections 17-05-05 and 17-05-13 of the North Dakota Century Code, relating to the powers of the transmission authority and the transmission authority's reporting requirements; and to provide a penalty.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 43 YEAS, 4 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

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

NAYS: Hogan; Marcellais; Mathern; Piepkorn

Reengrossed SB 2313 passed.

MOTION

SEN. KLEIN MOVED that the Senate be on the Eighth Order of business for the purpose of electing an Interim President Pro Tempore, which motion prevailed.

REMARKS OF SENATOR MYRDAL

Mr. President and fellow Senators,

It is my honor today to nominate Senator Larry Luick of D25, Fairmount, for the position of President Pro Temp of the North Dakota Senate.

Senator Luick is a farmer and an excavation contractor. He serves as VP on the board of Red River Human Services; NCSL Ag Task Force; NCSL Natural Resources Committee; Past President, Fairmount Public School Board; Past Director, OCIA; Past Member, OCIA Internal Review Committee; Past Director, SE Education Cooperative; Vice-chair, Agriculture

Interim Committee (2014); Water Topics Interim Committee (2014); ND Representative, US Ag Summit (2012-15); International Legislative Forum, Steering Committee Director; Red River Basin Commission; SARL; NDSU Rural Leadership Program. He is current Chair of the ND Senate AG committee and serves on the Judiciary committee. He has served in the Senate since 2011.

However, the most important part of his life, and it shows, is his love for his wife Yolanda. They have been married for 37 years, (btw Mr. President, Yolanda confided in me that she fell in love with a smooth talking Luick with blinding charm) They have five children, Kegan, Laura, Landon, Kali and Kamron, and six grandchildren. His devotion and pride of his children, their spouses and grandkids are quite evident, even here at work in the Senate as stories abound. His wife and some of his children are here today to celebrate.

Senator Luick is hard working, conscientious, smart, innovative, meticulous in his thinking process man and a man of deep faith and one of the most humorous people I know. His knowledge of the AG sector is excellent, and he serves his constituents with integrity and commitment. I have had the honor of serving as the vice chair of AG with Sen. Luick since my arrival in the Senate and serve with him on Judiciary committee. For me personally, Mr. President he is my "go to guy" when bills and the policy process is challenging, always open to questions always responding with wisdom and knowledge. And yes humor! There are times his humor gets his seat mates in the Senate in trouble during Session, but I assume none but the front desk have ever noticed such.

By his own confession his mind works 24/7 which causes him to be here in chamber at early hours the rest of us would not even contemplate. As a matter of fact, Mr. President, very recently he did not show up at the usual early AM, and as the clock turned to 7AM his fellow early risers in the Senate started panicking and called the hotel to check on his wellbeing. True story. It was later discovered that the reason for his tardiness was Yolanda's surprise visit and they were out eating breakfast. The crisis was over except rumor has it the current President Pro temp had a crisis of his own in the parking lot as he had no idea where to park since Luick's car was not in the numbered spot.

Sincerely though Mr. President, I personally would not know how to serve well here in the Senate without the camaraderie and knowledge of Senator Luick. It is a deep honor for me to nominate him to President Pro Temp today, a public servant with quality of character such a position requires.

REMARKS OF SENATOR HOGAN

Mr. President, I move the nomination of Senator Tim Mathern for interim President Pro-tempore of the ND Senate.

As the second longest serving member of the chamber, Senator Mathern brings over three decades of experience (1987). He has served in many capacities including serving as Assistant Majority leader in the days when Democrats had the majority and as Minority leader when the tide turned.

Tim is known for his thoughtful and well-prepared floor speeches and his endless skill at preparing floor amendment. Tim will be buried with his stack of red folders. Tim has earned the respect of his peers by his consistent passion for good government that protects the most vulnerable, is open and transparent, protects the environment, and supports local decision making.

His respectful, quiet, and welcoming manner with every person he encounters has helped us all learn how to disagree without personal attack or criticism.

Tim has a great sense of humor and he would be an excellent President pro-tempore. Please support Tim's nomination.

MOTION

SEN. MATHERN MOVED that nominations cease and that the Senate Cast a unanimous ballot in favor of electing Senator Larry Luick as Interim President pro Tempore, which motion prevailed.

MOTION

SEN. KLEIN MOVED that a committee of two be appointed to escort President Pro Tempore

Larry Luick to the rostrum, which motion prevailed.

The President appointed Sens. Myrdal and Schaible.

OATH OF OFFICE

THE PRESIDENT ADMINISTERED the Oath of Office to Interim President Pro Tempore Luick.

REMARKS OF INTERIM PRESIDENT PRO TEMPORE LUICK

Mr. President, fellow senators, staff, friends, family, visitors, and constituents online – Good afternoon. It is with sincere honor that I humbly address you today.

Mr. President, I first want to thank Senator Janne Myrdal of District 10 for nominating me to the position of President Pro Tem of the Senate. I have worked side by side with Senator Myrdal in the Agriculture and Judiciary Committees for three sessions, and she brings a tremendous amount of, not only knowledge, but conviction of duty to these committees and this chamber. Thank you Senator Myrdal you are deeply appreciated.

I also want to thank my 5 wonderful children, my sons-in-law and daughters-in-law for their support and being the best that any parent could ask for. Yolanda and I are so happy and proud of all of you. We are also blessed with 6 wonderful grandchildren that are a true gift from God.

Before I go too far into my acceptance speech for this position, I want to graciously recognize the most wonderful, most important person in my life for the last 40 plus years, my wife Yolanda. She is my best friend, my sounding-board and confidant. She gives me the support I need to focus on the important and positive things in my life. Thank you Yolanda, I love you with all my heart.

As I look around this chamber today, I look at each and every one of you a little differently from one to another. I love to watch people, their mannerisms, moods, actions under stress, actions under joy; picking out those that are confident and those that are unsure of themselves, etc. I see in this chamber the tremendous wealth of individual talents, of knowledge, experience and willingness to share those amassed talents to make the process of legislation work.

If you look at all of the different talents and causes represented here, the males/females, age groups, party affiliations, educational contrasts, experience contrasts, the introverts and the extraverts in this chamber; we have, I believe, what our founding fathers were looking for in a true citizen's legislature representation. We have a very diverse group that is willing to be flexible to meet the needs that make North Dakota better place to live, work, and raise a family.

The work we do as legislators, is not something we can accomplish by ourselves. We are tremendously blessed to have staff that come to our aid to make this process happen. The Pages that bend over backwards for us, the front desk that is constantly on call, Sergeant-at-arms, thank you for watching over us. The leaders' secretaries and assistants, thank you. And, how about Mrs. Renae Doan! I don't know what kind of vitamins that lady takes to keep up with what she goes through every day, and always is pleasant and smiling. (I need to get me some of those!) The interns and clerks, I thank you. It is so wonderful to be assisted with reliable help. Staff of the IT department, what a challenge, let along the tremendous challenges of virtual correspondence, we have as legislators trying to stump you with computer problems for you to figure out and fix. You are passing with flying colors, thank you! Legislative Council, virtual hugs to each and every one of you. You are all so appreciated and you have a huge fan base down here in the Senate. I thank you all sincerely.

A few days ago I began to realize just what this President Pro Tem position really was and what it meant. It dawned on me that I, the introvert mentioned earlier, was going to have to figure out what it was that the President of the Senate was actually doing up there on that big, extra high front desk, watching over all of us in the chamber, and everyone in the chamber and hundreds of other people online watching and hearing everything that this poor soul does. Now, you may not dwell too long on what he/she does, but my mind sure does, here are a few of the topics/chores that this individual is responsible for in the daily business

of overseeing this chamber; managing bills, amendments, points of order, announcements, reconsiderations, recesses, lights, vote counts, decorum, referrals, verification votes, vote changes, reports, prayers, pledge of allegiance, attendance, adjournment, conference committees, reports of committees, any unfinished business, concurrences, clinchers, reconsiderations of what we just reconsidered, another vote change, recorded roll call votes, emergency clauses, emergency orders, dividing the question, non-debatable questions, laying a question on the table, questions of personal privilege, questions of objections, calling the question, and so many more questions, and then the question of suspending the rules, WHAT? As we have to start all over again with a new set of rules? Well kind of, if we need to save a day.... But from what, is it in trouble?! Senator Klein? Would leadership please approach the bench?!

This whole mind-trip of worry made me nervous about how I was going to handle this President Pro Tem thing. I was assured though, but a good friend of mine, and outgoing President Pro Tem that I am in excellence hands because Mr. Joe Wolf will be sitting up there at that big, extra high front desk; he will be my saving grace, the angel on my shoulder, the savior that will guide me through the confusing and complicated situations laying ahead of me. Well, I just hope and pray that Mr. Joe Wolf has had a double or triple dose of Renae Doan's vitamins and is ready for his "A" game when him and I meet up there at that big, extra high front desk! Because, the challenge is on for him!

In all seriousness, I want to thank my constituents of District 25 for your support, your prayers and your trust in me, to not only work on behalf of District 25, but for the betterment of the entire state of North Dakota.

In closing, I truly am grateful and honored to be part of this legislative assembly and I promise to do my very best to uphold and carry out the duties of the President Pro Tem of this distinguished chamber.

Thank you, thank you all!

MOTION

SEN. KLEIN MOVED that the remarks of Senators Myrdal, Hogan and Luick be printed in the Journal, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

SEN. KLEIN MOVED that the Senate Conference Committee on Reengrossed SB 2012 be dissolved, which motion prevailed.

CONSIDERATION OF MESSAGE FROM THE HOUSE

SEN. HOLMBERG MOVED that the Senate do concur in the House amendments to Engrossed SB 2012 as printed on SJ pages 1368-1371, which motion prevailed on a voice vote.

Engrossed SB 2012, as amended, was placed on the Eleventh order of business.

SECOND READING OF SENATE BILL

SB 2012: A BILL for an Act to provide an appropriation for defraying the expenses of the department of transportation; to create and enact section 24-02-02.5 of the North Dakota Century Code, relating to cooperative agreements for rest areas; to provide for a contingent loan authorization; to provide a contingent appropriation; to provide for transfers; to provide an exemption; to provide a statement of legislative intent; to provide for a report; and to declare an emergency.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 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 2012 passed and the emergency clause was declared carried.

CONSIDERATION OF CONFERENCE COMMITTEE REPORT

SEN. J. ROERS MOVED that the conference committee report on SB 2202 as printed on SJ page 1398 be adopted, which motion prevailed on a voice vote.

SB 2202 was placed on the Eleventh order of business.

SECOND READING OF SENATE BILL

SB 2202: A BILL for an Act to amend and reenact subsection 36 of section 57-02-08 of the North Dakota Century Code, relating to a property tax exemption for property leased for the provision of early childhood or adult day care services; and to provide an effective date.

ROLL CALL

The question being on the final passage of the bill, which has been read, 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

SB 2202 passed.

CONSIDERATION OF CONFERENCE COMMITTEE REPORT

SEN. MEYER MOVED that the conference committee report on Engrossed SB 2137 as printed on SJ page 1398 be adopted, which motion prevailed on a voice vote.

Engrossed SB 2137 was placed on the Eleventh order of business.

SECOND READING OF SENATE BILL

SB 2137: A BILL for an Act to create and enact a new section to chapter 57-39.2 of the North Dakota Century Code, relating to a sales and use tax exemption for enterprise information technology equipment and computer software purchased for use in a qualified data center; and to provide for retroactive application.

ROLL CALL

The question being on the final passage of the bill, which has been read, 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 2137 passed.

CONSIDERATION OF CONFERENCE COMMITTEE REPORT

SEN. BAKKE MOVED that the conference committee report on Engrossed SB 2168 as printed on SJ page 1398 be adopted, which motion prevailed on a voice vote.

Engrossed SB 2168 was placed on the Eleventh order of business.

SECOND READING OF SENATE BILL

SB 2168: A BILL for an Act to amend and reenact subsection 2 of section 15-10-17 of the North Dakota Century Code, relating to jurisdiction and authority of law enforcement

officers employed by institutions of higher education.

ROLL CALL

The question being on the final passage of the bill, which has been read, 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; 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

NAYS: Fors

Engrossed SB 2168 passed.

CONSIDERATION OF CONFERENCE COMMITTEE REPORT

SEN. LARSON MOVED that the conference committee report on Engrossed SB 2293 be adopted, which motion prevailed on a voice vote.

Engrossed SB 2293, as amended, was placed on the Eleventh order of business.

SECOND READING OF SENATE BILL

SB 2293: A BILL for an Act to provide for a legislative management study of exceptions to deeds transferring title of certain types of property or relating to certain transactions.

ROLL CALL

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

YEAS: Anderson; Bakke; Bekkedahl; Bell; Burckhard; Clemens; Conley; Davison; Dever; Dwyer; Elkin; Erbele; 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: Fors; Larsen, O.

Engrossed SB 2293 passed.

CONSIDERATION OF CONFERENCE COMMITTEE REPORT

SEN. LUICK MOVED that the conference committee report on Reengrossed SB 2208 be adopted, which motion prevailed on a voice vote.

Reengrossed SB 2208, as amended, was placed on the Eleventh order of business.

SECOND READING OF SENATE BILL

SB 2208: A BILL for an Act to provide for a legislative management study of drainage and other water-related issues.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, 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 2208 passed.

CONSIDERATION OF CONFERENCE COMMITTEE REPORT

SEN. BAKKE MOVED that the conference committee report on SB 2026 be adopted, which motion failed on a voice vote.

CONSIDERATION OF CONFERENCE COMMITTEE REPORT

SEN. KREUN MOVED that the conference committee report on Reengrossed SB 2077 be adopted, which motion prevailed on a voice vote.

Reengrossed SB 2077 was placed on the Eleventh order of business.

SECOND READING OF SENATE BILL

SB 2077: A BILL for an Act to amend and reenact sections 18-04-04 and 26.1-03-11 of the North Dakota Century Code, relating to the imposition of a monetary penalty on insurance companies failing to report certain data to the insurance commissioner; and to provide a penalty.

ROLL CALL

The question being on the final passage of the bill, which has been read, 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 2077 passed.

MOTION

SEN. KLEIN MOVED that the Senate be on the Fourth, Fifth, Thirteenth, and Sixteenth orders of business and at the conclusion of those orders, the Senate stand adjourned until 8:00 a.m., Thursday, April 15, 2021, which motion prevailed.

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

MR. SPEAKER: The Senate has passed, unchanged: HB 1418.

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

MR. SPEAKER: The Senate has amended and subsequently passed: HB 1253, HB 1380, HB 1412.

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

MR. SPEAKER: The Senate has amended, subsequently passed, and the emergency clause carried: HB 1020.

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

MR. PRESIDENT: The House has amended, subsequently passed, and the emergency clause carried: SB 2003.

AMENDMENTS TO ENGROSSED SENATE BILL NO. 2003

Page 1, line 2, remove "section 15-18.2-06.1 and"

Page 1, line 3, remove "a higher education funding formula minimum amount"

Page 1, line 4, remove "payable and"

Page 1, line 4, after "reenact" insert "subdivision c of subsection 1 of section 15-10-48,"

Page 1, line 5, remove the first "and"

Page 1, line 6, after "Code" insert "and section 2 of chapter 53 of the 2019 Session Laws"

Page 1, line 6, after "to" insert "matching grants for the advancement of academics,"

Page 1, line 6, replace "and" with a comma

Page 1, line 7, after "appropriations" insert ", and appropriations for higher education capital projects"

Page 1, line 7, remove "to amend and reenact section 2 of chapter 53 of the"

Page 1, line 8, remove "2019 Session Laws, relating to appropriations for higher education capital projects;"

Page 1, line 8, after "repeal" insert "subdivision d of subsection 1 of section 15-10-48, and"

Page 1, line 9, after "to" insert "the eligibility of the university of North Dakota school of medicine and health sciences to receive a matching grant for the advancement of academics and"

Page 2, replace lines 3 through 5 with:

"System governance	8,737,867	(132,297)	8,605,570
Core technology services	62,286,128	676,689	62,962,817
Student financial assistance grants	23,917,306	0	23,917,306"

Page 2, replace lines 16 and 17 with:

"Dakota digital academy	0	200,000	200,000
Education challenge fund	0	11,150,000	11,150,000"

Page 2, replace lines 19 through 21 with:

"Total all funds	\$126,329,303	\$24,820,208	\$151,149,511
Less estimated income	<u>24,002,206</u>	<u>454,829</u>	<u>24,457,035</u>
Total general fund	\$102,327,097	\$24,365,379	\$126,692,476"

Page 2, remove lines 27 through 30

Page 3, replace line 1 with:

"Operations	\$98,743,682	\$1,827,705	\$100,571,387
Capital assets	<u>1,922,561</u>	<u>0</u>	<u>1,922,561</u>
Total all funds	\$100,666,243	\$1,827,705	\$102,493,948
Less estimated income	<u>69,598,016</u>	<u>811,877</u>	<u>70,409,893</u>
Total general fund	\$31,068,227	\$1,015,828	\$32,084,055"

Page 3, replace lines 7 through 11 with:

"Operations	\$37,559,127	\$1,591,786	\$39,150,913
Capital assets	<u>362,667</u>	<u>363,000</u>	<u>725,667</u>
Total all funds	\$37,921,794	\$1,954,786	\$39,876,580
Less estimated income	<u>24,976,514</u>	<u>657,914</u>	<u>25,634,428</u>
Total general fund	\$12,945,280	\$1,296,872	\$14,242,152"

Page 3, replace lines 17 through 21 with:

"Operations	\$32,596,060	\$1,448,244	\$34,044,304
Capital assets	<u>1,261,968</u>	<u>0</u>	<u>1,261,968</u>
Total all funds	\$33,858,028	\$1,448,244	\$35,306,272
Less estimated income	<u>23,790,285</u>	<u>229,250</u>	<u>24,019,535</u>
Total general fund	\$10,067,743	\$1,218,994	\$11,286,737"

Page 3, remove lines 27 through 30

Page 4, replace line 1 with:

"Operations	\$888,106,266	\$15,164,018	\$903,270,284
Capital assets	<u>4,411,566</u>	<u>0</u>	<u>4,411,566</u>
Total all funds	\$892,517,832	\$15,164,018	\$907,681,850
Less estimated income	<u>744,185,677</u>	<u>11,472,094</u>	<u>755,657,771</u>
Total general fund	\$148,332,155	\$3,691,924	\$152,024,079"

Page 4, replace lines 7 through 11 with:

"Operations	\$743,775,571	\$12,398,750	\$756,174,321
Capital assets	<u>7,799,104</u>	<u>0</u>	<u>7,799,104</u>
Total all funds	\$751,574,675	\$12,398,750	\$763,973,425
Less estimated income	<u>618,859,692</u>	<u>6,557,408</u>	<u>625,417,100</u>
Total general fund	\$132,714,983	\$5,841,342	\$138,556,325"

Page 4, replace lines 17 through 21 with:

"Operations	\$95,725,411	(\$177,946)	\$95,547,465
Capital assets	<u>1,012,379</u>	<u>0</u>	<u>1,012,379</u>
Total all funds	\$96,737,790	(\$177,946)	\$96,559,844
Less estimated income	<u>60,195,768</u>	<u>649,284</u>	<u>60,845,052</u>
Total general fund	\$36,542,022	(\$827,230)	\$35,714,792"

Page 4, remove lines 27 through 30

Page 5, replace line 1 with:

"Operations	\$48,560,994	\$2,265,066	\$50,826,060
Capital assets	<u>409,078</u>	<u>0</u>	<u>409,078</u>
Total all funds	\$48,970,072	\$2,265,066	\$51,235,138
Less estimated income	<u>30,577,009</u>	<u>415,399</u>	<u>30,992,408</u>
Total general fund	\$18,393,063	\$1,849,667	\$20,242,730"

Page 5, replace lines 7 through 11 with:

"Operations	\$47,719,555	\$2,883,721	\$50,603,276
Capital assets	<u>358,992</u>	<u>0</u>	<u>358,992</u>
Total all funds	\$48,078,547	\$2,883,721	\$50,962,268
Less estimated income	<u>31,657,931</u>	<u>624,509</u>	<u>32,282,440</u>
Total general fund	\$16,420,616	\$2,259,212	\$18,679,828"

Page 5, replace lines 17 through 21 with:

"Operations	\$102,325,073	\$1,829,704	\$104,154,777
Capital assets	<u>1,099,620</u>	<u>0</u>	<u>1,099,620</u>
Total all funds	\$103,424,693	\$1,829,704	\$105,254,397
Less estimated income	<u>63,528,000</u>	<u>519,767</u>	<u>64,047,767</u>
Total general fund	\$39,896,693	\$1,309,937	\$41,206,630"

Page 5, remove lines 27 through 30

Page 6, replace line 1 with:

"Operations	\$48,176,928	\$1,906,472	\$50,083,400
Capital assets	<u>455,823</u>	<u>0</u>	<u>455,823</u>
Total all funds	\$48,632,751	\$1,906,472	\$50,539,223
Less estimated income	<u>25,973,818</u>	<u>404,028</u>	<u>26,377,846</u>
Total general fund	\$22,658,933	\$1,502,444	\$24,161,377"

Page 6, replace lines 7 through 11 with:

"Operations	\$21,440,606	\$2,199,449	\$23,640,055
Capital assets	<u>114,007</u>	<u>4,000,000</u>	<u>4,114,007</u>
Total all funds	\$21,554,613	\$6,199,449	\$27,754,062
Less estimated income	<u>13,813,787</u>	<u>4,402,413</u>	<u>18,216,200</u>
Total general fund	\$7,740,826	\$1,797,036	\$9,537,862"

Page 6, replace lines 17 through 21 with:

"Operations	\$213,244,364	\$3,911,740	\$217,156,104
Health care workforce initiative	<u>10,676,150</u>	<u>0</u>	<u>10,676,150</u>
Total all funds	\$223,920,514	\$3,911,740	\$227,832,254
Less estimated income	<u>159,037,011</u>	<u>1,769,238</u>	<u>160,806,249</u>
Total general fund	\$64,883,503	\$2,142,502	\$67,026,005"

Page 6, remove lines 27 through 30

Page 7, replace line 1 with:

"Operations	\$15,223,336	\$119,729	\$15,343,065
Capital assets	<u>118,728</u>	<u>0</u>	<u>118,728</u>
Total all funds	\$15,342,064	\$119,729	\$15,461,793
Less estimated income	<u>10,665,400</u>	<u>3,915</u>	<u>10,669,315</u>
Total general fund	\$4,676,664	\$115,814	\$4,792,478"

Page 7, replace lines 7 through 9 with:

"Grand total general fund	\$648,667,805	\$47,579,721	\$696,247,526
Grand total special funds	<u>1,900,861,114</u>	<u>28,971,925</u>	<u>1,929,833,039</u>
Grand total all funds	\$2,549,528,919	\$76,551,646	\$2,626,080,565"

Page 7, replace lines 16 and 17 with:

"Dakota digital academy	0	200,000
Education challenge grants	0	11,150,000"

Page 7, replace lines 24 through 26 with:

"Total all funds	\$450,350,000	\$15,713,000
Total other funds	<u>438,500,000</u>	<u>4,563,000</u>
Total general fund	\$11,850,000	\$11,150,000

The 2021-23 biennium one-time funding amounts are not a part of the entity's base budget for the 2023-25 biennium. The institutions and entities under the control of the state board of higher education 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."

Page 7, remove lines 27 through 31

Page 8, remove lines 30 and 31

Page 9, remove lines 1 through 6

Page 9, replace line 30 with:

"North Dakota state university - agriculture products development center	85,000,000
Lake Region state college - parking lot and infrastructure repair	250,000
Mayville state university - natural gas boiler	1,600,000
Williston state college - parking lot and infrastructure repair	850,000
Minot state university - Hartnett hall renovation	25,231,000
North Dakota state college of science - Hektner student center improvements	7,210,455
Dickinson state university - Dickinson sports center	7,000,000
Bismarck state college - cybersecurity technology center addition	3,200,000"

Page 9, after line 31, insert:

University of North Dakota - Merrifield hall and Twamley hall renovation 79,000,000

Page 10, replace line 2 with:

"Total \$334,541,455"

Page 10, line 8, replace "\$2,000,000" with "\$2,500,000"

Page 10, after line 14, insert:

"SECTION 10. AMENDMENT. Subdivision c of subsection 1 of section 15-10-48 of the North Dakota Century Code is amended and reenacted as follows:

- c. The board may award up to one million seven hundred thousand dollars in matching grants to each institution to the university of North Dakota and North Dakota state university, and up to one million five hundred thousand dollars in matching grants for projects at the university of North Dakota school of medicine and health sciences.

Page 12, line 8, replace "\$61.86" with "\$61.81"

Page 12, line 10, replace "\$92.56" with "\$92.60"

Page 12, line 12, replace "\$98.81" with "\$98.84"

Page 12, remove lines 27 and 28

Page 13, remove lines 1 through 4

Page 17, after line 17, insert:

"SECTION 17. REPEAL. Subdivision d of subsection 1 of section 15-10-48 of the North Dakota Century Code is repealed.

Page 17, after line 29, insert:

"SECTION 20. TRANSFER OF DAKOTA INSTITUTE INVENTORY. Bismarck state college may transfer any rights, title, interests, copyrights, and inventory of any of the Dakota institute's publications, books, or other documents or productions, regardless of format, to the author or producer of the document or production for the period beginning with the effective date of this Act, and ending June 30, 2023."

Page 18, after line 16, insert:

"SECTION 24. LEGISLATIVE MANAGEMENT STUDY - STUDENT AFFORDABILITY. During the 2021-22 interim, the legislative management shall study higher education student affordability, including all forms of financial assistance available for students enrolled at institutions of higher education in the state. The study must include a review of available scholarships, student loan programs, waivers, grants, and any other forms of student financial assistance available for students enrolled at institutions of higher education in the state. The study must also include a review of the eligibility requirements and other criteria relating to each program, and their impact on the financial cost and utilization of each program. The legislative management shall report its findings and recommendations, together with any legislation required to implement the recommendations, to the sixty-eighth legislative assembly.

SECTION 25. LEGISLATIVE MANAGEMENT STUDY - HIGHER EDUCATION FUNDING STABILIZATION. During the 2021-22 interim, the legislative management shall consider studying higher education funding mechanisms, including private-public partnerships and distributions from permanent funds. The study must include potential mechanisms to stabilize funding for higher education, including funding mechanisms used in other states. The legislative management

shall report its findings and recommendations, together with any legislation required to implement the recommendations, to the sixty-eighth legislative assembly."

Page 18, line 17, replace "**STATE BOARD OF HIGHER EDUCATION**" with "**LEGISLATIVE MANAGEMENT STUDY**"

Page 18, line 17, remove "**STUDY OF THE**"

Page 18, line 18, remove "**- REPORT TO LEGISLATIVE MANAGEMENT**"

Page 18, line 19, replace "period beginning July 1, 2021, and ending June 30, 2022" with "2021-22 interim"

Page 18, line 19, replace "state board of higher education" with "legislative management"

Page 18, line 20, replace "study" with "consider studying"

Page 18, line 21, remove "The state board of higher education shall provide a report to the legislative"

Page 18, remove line 22

Page 18, line 23, replace "June 30, 2022" with "The legislative management shall report its findings and recommendations, together with any legislation required to implement the recommendations, to the sixty-eighth legislative assembly"

Page 18, after line 23, insert:

"SECTION 27. LEGISLATIVE INTENT - UNIVERSITY OF NORTH DAKOTA - NURSING EDUCATION CONSORTIUM. It is the intent of the sixty-seventh legislative assembly that the university of North Dakota discontinue making payments to other institutions of higher education for costs relating to nursing education simulation laboratories."

Page 19, line 6, replace "3, 4, 7, 8, 9, 10, 16, 18, 20, and 21" with "3, 6, 7, 8, 14, 16, 19, 20, and 21"

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

Senate Bill No. 2003 - Summary of House Action

	Base Budget	Senate Version	House Changes	House Version
University System Office				
Total all funds	\$126,329,303	\$143,982,691	\$7,166,820	\$151,149,511
Less estimated income	24,002,206	24,279,027	178,008	24,457,035
General fund	\$102,327,097	\$119,703,664	\$6,988,812	\$126,692,476
FTE	148.90	158.83	0.00	158.83
Bismarck State College				
Total all funds	\$100,666,243	\$102,454,406	\$39,542	\$102,493,948
Less estimated income	69,598,016	70,380,346	29,547	70,409,893
General fund	\$31,068,227	\$32,074,060	\$9,995	\$32,084,055
FTE	323.93	332.90	0.00	332.90
Lake Region State College				
Total all funds	\$37,921,794	\$39,872,962	\$3,618	\$39,876,580
Less estimated income	24,976,514	25,635,133	(705)	25,634,428
General fund	\$12,945,280	\$14,237,829	\$4,323	\$14,242,152
FTE	118.10	115.76	0.00	115.76
Williston State College				
Total all funds	\$33,858,028	\$35,310,936	(\$4,664)	\$35,306,272
Less estimated income	23,790,285	24,027,624	(8,089)	24,019,535
General fund	\$10,067,743	\$11,283,312	\$3,425	\$11,286,737
FTE	100.48	101.29	0.00	101.29

University of North Dakota				
Total all funds	\$892,517,832	\$908,155,783	(\$473,933)	\$907,681,850
Less estimated income	744,185,677	755,963,144	(305,373)	755,657,771
General fund	<u>\$148,332,155</u>	<u>\$152,192,639</u>	<u>(\$168,560)</u>	<u>\$152,024,079</u>
FTE	2,132.17	2,059.98	0.00	2,059.98
UND Medical Center				
Total all funds	\$223,920,514	\$227,791,369	\$40,885	\$227,832,254
Less estimated income	159,037,011	160,765,364	40,885	160,806,249
General fund	<u>\$64,883,503</u>	<u>\$67,026,005</u>	<u>\$0</u>	<u>\$67,026,005</u>
FTE	485.32	492.67	0.00	492.67
North Dakota State University				
Total all funds	\$751,574,675	\$764,345,387	(\$371,962)	\$763,973,425
Less estimated income	618,859,692	625,551,980	(134,880)	625,417,100
General fund	<u>\$132,714,983</u>	<u>\$138,793,407</u>	<u>(\$237,082)</u>	<u>\$138,556,325</u>
FTE	1,870.16	1,829.43	0.00	1,829.43
State College of Science				
Total all funds	\$96,737,790	\$96,523,900	\$35,944	\$96,559,844
Less estimated income	60,195,768	60,819,801	25,251	60,845,052
General fund	<u>\$36,542,022</u>	<u>\$35,704,099</u>	<u>\$10,693</u>	<u>\$35,714,792</u>
FTE	310.73	311.61	0.00	311.61
Dickinson State University				
Total all funds	\$48,970,072	\$51,216,013	\$19,125	\$51,235,138
Less estimated income	30,577,009	30,982,027	10,381	30,992,408
General fund	<u>\$18,393,063</u>	<u>\$20,233,986</u>	<u>\$8,744</u>	<u>\$20,242,730</u>
FTE	213.26	175.50	0.00	175.50
Mayville State University				
Total all funds	\$48,078,547	\$50,888,029	\$74,239	\$50,962,268
Less estimated income	31,657,931	32,216,270	66,170	32,282,440
General fund	<u>\$16,420,616</u>	<u>\$18,671,759</u>	<u>\$8,069</u>	<u>\$18,679,828</u>
FTE	209.27	230.35	0.00	230.35
Minot State University				
Total all funds	\$103,424,693	\$105,210,712	\$43,685	\$105,254,397
Less estimated income	63,528,000	64,021,882	25,885	64,047,767
General fund	<u>\$39,896,693</u>	<u>\$41,188,830</u>	<u>\$17,800</u>	<u>\$41,206,630</u>
FTE	407.58	403.04	0.00	403.04
Valley City State University				
Total all funds	\$48,632,751	\$50,817,618	\$30,605	\$50,848,223
Less estimated income	25,973,818	26,666,678	20,168	26,686,846
General fund	<u>\$22,658,933</u>	<u>\$24,150,940</u>	<u>\$10,437</u>	<u>\$24,161,377</u>
FTE	180.68	202.77	0.00	202.77
Dakota College at Bottineau				
Total all funds	\$21,554,613	\$27,732,557	\$21,505	\$27,754,062
Less estimated income	13,813,787	18,197,590	18,610	18,216,200
General fund	<u>\$7,740,826</u>	<u>\$9,534,967</u>	<u>\$2,895</u>	<u>\$9,537,862</u>
FTE	82.29	91.86	0.00	91.86
Forest Service				
Total all funds	\$15,342,064	\$15,454,458	\$7,335	\$15,461,793
Less estimated income	10,665,400	10,668,733	582	10,669,315
General fund	<u>\$4,676,664</u>	<u>\$4,785,725</u>	<u>\$6,753</u>	<u>\$4,792,478</u>
FTE	27.00	28.00	0.00	28.00
Bill total				
Total all funds	\$2,549,528,919	\$2,619,756,821	\$6,632,744	\$2,626,389,565
Less estimated income	1,900,861,114	1,930,175,599	(33,560)	1,930,142,039
General fund	<u>\$648,667,805</u>	<u>\$689,581,222</u>	<u>\$6,666,304</u>	<u>\$696,247,526</u>
FTE	6,609.87	6,533.99	0.00	6,533.99

Senate Bill No. 2003 - North Dakota University System - General Fund Summary

	Base Budget	Senate Version	House Changes	House Version
University System Office	\$102,327,097	\$119,703,664	\$6,988,812	\$126,692,476
Bismarck State College	31,068,227	32,074,060	9,995	32,084,055
Lake Region State College	12,945,280	14,237,829	4,323	14,242,152
Williston State College	10,067,743	11,283,312	3,425	11,286,737
University of North Dakota	148,332,155	152,192,639	(168,560)	152,024,079
UND Medical Center	64,883,503	67,026,005		67,026,005
North Dakota State University	132,714,983	138,793,407	(237,082)	138,556,325
State College of Science	36,542,022	35,704,099	10,693	35,714,792
Dickinson State University	18,393,063	20,233,986	8,744	20,242,730
Mayville State University	16,420,616	18,671,759	8,069	18,679,828
Minot State University	39,896,693	41,188,830	17,800	41,206,630
Valley City State University	22,658,933	24,150,940	10,437	24,161,377
Dakota College at Bottineau	7,740,826	9,534,967	2,895	9,537,862
Forest Service	4,676,664	4,785,725	6,753	4,792,478
Total general fund	\$648,667,805	\$689,581,222	\$6,666,304	\$696,247,526

Detail of House Changes to the General Fund

	Adjusts Funding for University System Office ¹	Adjusts Funding for Institution Salary Increases ²	Removes Funding for NDSU Settlement Agreement ³	Adjusts Funding for Forest Service Salary Increases ⁴	Total the General Fund Changes
University System Office	\$6,988,812				\$6,988,812
Bismarck State College		\$9,995			9,995
Lake Region State College		4,323			4,323
Williston State College		3,425			3,425
University of North Dakota		(168,560)			(168,560)
UND Medical Center					
North Dakota State University		(112,082)	(\$125,000)		(237,082)
State College of Science		10,693			10,693
Dickinson State University		8,744			8,744
Mayville State University		8,069			8,069
Minot State University		17,800			17,800
Valley City State University		10,437			10,437
Dakota College at Bottineau		2,895			2,895
Forest Service				\$6,753	6,753
Total general fund	\$6,988,812	(\$204,261)	(\$125,000)	\$6,753	\$6,666,304

Senate Bill No. 2003 - North Dakota University System - Other Funds Summary

	Base Budget	Senate Version	House Changes	House Version
University System Office	\$24,002,206	\$24,279,027	\$178,008	\$24,457,035
Bismarck State College	69,598,016	70,380,346	29,547	70,409,893
Lake Region State College	24,976,514	25,635,133	(705)	25,634,428
Williston State College	23,790,285	24,027,624	(8,089)	24,019,535
University of North Dakota	744,185,677	755,963,144	(305,373)	755,657,771
UND Medical Center	159,037,011	160,765,364	40,885	160,806,249
North Dakota State University	618,859,692	625,551,980	(134,880)	625,417,100
State College of Science	60,195,768	60,819,801	25,251	60,845,052
Dickinson State University	30,577,009	30,982,027	10,381	30,992,408
Mayville State University	31,657,931	32,216,270	66,170	32,282,440
Minot State University	63,528,000	64,021,882	25,885	64,047,767
Valley City State University	25,973,818	26,666,678	20,168	26,686,846
Dakota College at Bottineau	13,813,787	18,197,590	18,610	18,216,200
Forest Service	10,665,400	10,668,733	582	10,669,315
Total other funds	\$1,900,861,114	\$1,930,175,599	(\$33,560)	\$1,930,142,039

Detail of House Changes to Other Funds

	Adjusts Funding for University System Office ¹	Adjusts Funding for Institution Salary Increases ²	Removes Funding for NDSU Settlement Agreement ³	Adjusts Funding for Forest Service Salary Increases ⁴	Total Other Funds Changes
University System Office	\$178,008				\$178,008
Bismarck State College		\$29,547			29,547
Lake Region State College		(705)			(705)
Williston State College		(8,089)			(8,089)
University of North Dakota		(305,373)			(305,373)
UND Medical Center		40,885			40,885
North Dakota State University		(134,880)			(134,880)
State College of Science		25,251			25,251
Dickinson State University		10,381			10,381
Mayville State University		66,170			66,170
Minot State University		25,885			25,885
Valley City State University		20,168			20,168
Dakota College at Bottineau		18,610			18,610
Forest Service				\$582	582
Total other funds	\$178,008	(\$212,150)	\$0	\$582	(\$33,560)

Senate Bill No. 2003 - North Dakota University System - All Funds Summary

	Base Budget	Senate Version	House Changes	House Version
University System Office	\$126,329,303	\$143,982,691	\$7,166,820	\$151,149,511
Bismarck State College	100,666,243	102,454,406	39,542	102,493,948
Lake Region State College	37,921,794	39,872,962	3,618	39,876,580
Williston State College	33,858,028	35,310,936	(4,664)	35,306,272
University of North Dakota	892,517,832	908,155,783	(473,933)	907,681,850
UND Medical Center	223,920,514	227,791,369	40,885	227,832,254
North Dakota State University	751,574,675	764,345,387	(371,962)	763,973,425
State College of Science	96,737,790	96,523,900	35,944	96,559,844
Dickinson State University	48,970,072	51,216,013	19,125	51,235,138
Mayville State University	48,078,547	50,888,029	74,239	50,962,268
Minot State University	103,424,693	105,210,712	43,685	105,254,397
Valley City State University	48,632,751	50,817,618	30,605	50,848,223
Dakota College at Bottineau	21,554,613	27,732,557	21,505	27,754,062
Forest Service	15,342,064	15,454,458	7,335	15,461,793
Total all funds	\$2,549,528,919	\$2,619,756,821	\$6,632,744	\$2,626,389,565
FTE	6,609.87	6,533.99	0.00	6,533.99

Detail of House Changes to All Funds

	Adjusts Funding for University System Office ¹	Adjusts Funding for Institution Salary Increases ²	Removes Funding for NDSU Settlement Agreement ³	Adjusts Funding for Forest Service Salary Increases ⁴	Total All Funds Changes
University System Office	\$7,166,820				\$7,166,820
Bismarck State College		\$39,542			39,542
Lake Region State College		3,618			3,618
Williston State College		(4,664)			(4,664)
University of North Dakota		(473,933)			(473,933)
UND Medical Center		40,885			40,885
North Dakota State University		(246,962)	(\$125,000)		(371,962)
State College of Science		35,944			35,944
Dickinson State University		19,125			19,125
Mayville State University		74,239			74,239
Minot State University		43,685			43,685
Valley City State University		30,605			30,605
Dakota College at Bottineau		21,505			21,505
Forest Service				\$7,335	7,335
Total all funds	\$7,166,820	(\$416,411)	(\$125,000)	\$7,335	\$6,632,744
FTE	0.00	0.00	0.00	0.00	0.00

¹ Funding for the North Dakota University System office is adjusted as detailed in the schedules below:

The following schedule details funding adjustments for system governance:

System Governance

	General Fund	Other Funds	Total
Salary adjustment	(\$12,510)	(\$1,258)	(\$13,768)
Market salary adjustment added by the Senate	(200,000)	0	(200,000)
Total	(\$212,510)	(\$1,258)	(\$213,768)

Funding for core technology services salary increases is reduced by \$63,412, including \$42,678 from the general fund and \$20,734 from other funds.

The following schedule details funding adjustments in other line items in the University System office budget:

Other Line Items

	Senate Version	House Adjustments	House Version
Student financial assistance grants (general fund)	\$26,317,306	(\$2,400,000)	\$23,917,306
Nursing education consortium (general fund)	1,356,000	(1,356,000)	0
Math pathways (general fund)	150,000	(150,000)	0
Challenge grants (general fund)	0	11,150,000	11,150,000
Dakota digital academy (federal funds)	0	200,000	200,000
Total	\$27,823,306	\$7,444,000	\$35,267,306

² The following adjustments are made to institution appropriations through the higher education funding formula to reflect adjustments to salary increases:

	General Fund	Other Funds	Total
Bismarck State College	\$9,995	\$29,547	\$39,542
Lake Region State College	4,323	(705)	3,618
Williston State College	3,425	(8,089)	(4,664)
University of North Dakota (UND)	(168,560)	(305,373)	(473,933)
UND School of Medicine and Health Sciences		40,885	40,885
North Dakota State University	(112,082)	(134,880)	(246,962)
North Dakota State College of Science	10,693	25,251	35,944
Dickinson State University	8,744	10,381	19,125
Mayville State University	8,069	66,170	74,239
Minot State University	17,800	25,885	43,685
Valley City State University	10,437	20,168	30,605
Dakota College at Bottineau	2,895	18,610	21,505
Total	(\$204,261)	(\$212,150)	(\$416,411)

³ One-time funding of \$125,000 from the general fund added by the Senate for a settlement agreement relating to the North Dakota State University A. Glenn Hill Center construction project is removed by the House.

⁴ Funding for Forest Service is adjusted to provide salary adjustments of 1.5 percent on July 1, 2021, with a minimum monthly increase of \$100, and 2 percent on July 1, 2022. The Senate provided 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.

Senate Bill No. 2003 - Other Changes - House Action

This amendment also:

- Removes a deficiency appropriation of \$474,657 added by the Senate for North Dakota State University litigation fees relating to the A. Glenn Hill Center project.
- Removes a section which was also included in Senate Bill No. 2033 to provide for a transfer from the Bank of North Dakota to the University System capital building fund.
- Provides authorization for North Dakota State University to spend up to \$85 million for the agriculture products development center project.
- Provides authorization for various capital projects recommended by the State Board of Higher Education to be completed using funding from each institution's allocation under the University System capital building fund program.
- Increases funding from the strategic investment and improvements fund (SIIF) for the Dakota College at Bottineau Old Main renovation project to provide \$2.5 million from SIIF and \$1.5 million from other local funds. The Senate provided \$2 million from SIIF and \$2 million from other local funds for the project.
- Adds sections to provide for the UND of Medicine and Health Sciences to be eligible for up to \$1.5 million under the challenge grant program.
- Removes the section added by the Senate which provided for the restoration of the hold-harmless provision of the higher education funding formula.
- Adds a section to allow the transfer of Dakota Institute inventory to its author or producer.
- Adds a section of legislative intent that UND discontinue making payments to other

institutions for nursing education simulation laboratory costs.

- Adds a section to provide for a Legislative Management study of student affordability, including financial assistance available to students.
- Adds a section to provide for a Legislative Management study of mechanisms to stabilize funding for higher education.
- Amends a section to provide for a Legislative Management study of the higher education funding formula rather than a State Board of Higher Education study.

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

MR. SPEAKER: The Senate has concurred in the House amendments and subsequently passed: SB 2012, SB 2065, SB 2146, SB 2159, SB 2230, SB 2269, SB 2282, SB 2289, and SB 2313.

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

MR. SPEAKER: The Senate does not concur in the House amendments to SB 2011, SB 2014, SB 2020, and SB 2213, and the President has appointed as a conference committee to act with a like committee from the House on:

SB 2011: Sens. Krebsbach; Davison; Heckaman

SB 2014: Sens. Sorvaag; Hogue; Mathern

SB 2020: Sens. Erbele; Wanzek; Heckaman

SB 2213: Sens. Patten; Dever; Piepkorn

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

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

SB 2016: Reps. Schmidt; Sanford; Boe

SB 2304: Reps. Longmuir; Richter; Marschall

SB 2311: Reps. Schreiber-Beck; Zubke; Heinert

SB 2332: Reps. Owens; Richter; Guggisberg

SCR 4014: Reps. Ertelt; B. Koppelman; Fisher

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

MR. PRESIDENT: The House has concurred in the Senate amendments and subsequently passed: HB 1031, HB 1099, HB 1135, HB 1151, HB 1206, HB 1207, HB 1285, HB 1410, HB 1419, HB 1455, and HB 1471.

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

MR. PRESIDENT: The House does not concur in the Senate amendments to HB 1013, HB 1388, and HB 1453, and the Speaker has appointed as a conference committee to act with a like committee from the Senate on:

HB 1013: Reps. Monson; Sanford; Boe

HB 1388: Reps. Monson; Sanford; Owens

HB 1453: Reps. Bellew; Mock; Howe

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

MR. SPEAKER: The Senate has dissolved the Senate conference committee on: SB 2012.

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

MR. SPEAKER: The Senate has not adopted the conference committee report on: SB 2026.

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

MR. SPEAKER: The Senate has adopted the conference committee report and subsequently passed: SB 2077, SB 2137, SB 2168, SB 2202, SB 2208, SB 2293.

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

MR. PRESIDENT: The House has adopted the conference committee report on: HB 1103, HB 1276.

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

MR. PRESIDENT: The House has adopted the conference committee report and subsequently passed: HB 1163, HB 1199, HB 1298.

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

MR. SPEAKER: Your signature is respectfully requested on: SB 2048, SB 2117.

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

MR. PRESIDENT: Your signature is respectfully requested on: HB 1498.

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

MR. PRESIDENT: The Speaker has signed: SB 2005, SB 2007, SB 2017, SB 2022, SB 2023, SB 2024, SB 2025, SB 2059, SB 2060, SB 2078, SB 2085, SB 2088, SB 2093, SB 2103, SB 2123, SB 2132, SB 2164, SB 2165, SB 2166, SB 2187, SB 2189, SB 2214, SB 2233, SB 2258, SB 2261, SB 2273, SB 2276, SB 2281, SB 2299, SB 2308, SB 2329, SB 2340.

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

MR. SPEAKER: The President has signed: SB 2005, SB 2007, SB 2017, SB 2022, SB 2023, SB 2024, SB 2025, SB 2059, SB 2060, SB 2078, SB 2085, SB 2088, SB 2093, SB 2103, SB 2123, SB 2132, SB 2164, SB 2165, SB 2166, SB 2187, SB 2189, SB 2214, SB 2233, SB 2258, SB 2261, SB 2273, SB 2276, SB 2281, SB 2299, SB 2308, SB 2329, SB 2340.

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

MR. SPEAKER: The President has signed: HB 1498.

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

MR. PRESIDENT: The Speaker has signed: HB 1043, HB 1195, HB 1256, HB 1309, HB 1326, HB 1435, HB 1470, HB 1503, HCR 3014, HCR 3029, HCR 3046.

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

MR. PRESIDENT: The Speaker has signed: HB 1067, HB 1231, HB 1263, HB 1295, HB 1302, HB 1344, HB 1356, HB 1427, HB 1466, HCR 3015, HCR 3023, HCR 3048.

DELIVERY OF ENROLLED BILLS AND RESOLUTIONS

The following bills were delivered to the Governor for approval on April 14, 2021: SB 2005, SB 2007, SB 2017, SB 2022, SB 2023, SB 2024, SB 2025, SB 2059, SB 2060, SB 2078, SB 2085, SB 2088, SB 2093, SB 2103, SB 2123, SB 2132, SB 2164, SB 2165, SB 2166, SB 2187, SB 2189, SB 2214, SB 2233, SB 2258, SB 2261, SB 2273, SB 2276, SB 2281, SB 2299, SB 2308, SB 2329, SB 2340.

REPORT OF STANDING COMMITTEE

HB 1247, as engrossed: Human Services Committee (Sen. Lee, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (4 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING). Engrossed HB 1247 was placed on the Sixth order on the calendar.

Page 5, line 25, remove "and"

Page 5, line 26, after "appropriation" insert "; to provide for application; and to provide an effective date"

Page 262, line 12, replace "The" with "Effective September 1, 2022, the"

Page 262, line 14, replace "The" with "Effective September 1, 2022, the"

Page 262, line 17, replace "The" with "During the 2021-23 biennium, the"

Page 262, line 21, after "4." insert "The newly formed department of health and human services is not required to reduce the full-time equivalent positions of the former state department of health and department of human services;

Page 262, line 22, replace "biennium" with "period"

Page 262, line 23, replace "July 1, 2021" with "September 1, 2022"

Page 262, line 24, replace "5." with "6."

Page 262, line 26, replace "biennium" with "period"

Page 262, line 27, replace "July 1, 2021" with "September 1, 2022"

Page 262, line 28, replace "6." with "7."

Page 263, line 1, replace "7." with "8."

Page 263, after line 3, insert:

"SECTION 511. LEGISLATIVE MANAGEMENT REPORT - MERGER OF STATE DEPARTMENT OF HEALTH INTO DEPARTMENT OF HUMAN SERVICES.

During the 2021-22 interim, the state health officer and the executive director of the department of human services, and then the executive director of the department of health and human services, shall provide periodic reports to the legislative management regarding the status of the merger of the state department of health into the department of human services. The reports must include information regarding any agency structural changes identified, any efficiencies identified with the merger, and whether legislation is required to implement identified structural changes or efficiencies.

SECTION 512. APPLICATION. Upon the effective date of this Act, the state department of health and the department of human services, and then the department of health and human services, shall begin the process of identifying efficiencies and unification of services and administration which will result from the merger of the state department of health into the department of human services.

SECTION 513. EFFECTIVE DATE. Sections 1 through 509 of this Act become effective on September 1, 2022."

Renumber accordingly

REPORT OF CONFERENCE COMMITTEE

SB 2013, as engrossed: Your conference committee (Sens. Wanzek, Hogue, Mathern and Reps. Kempenich, Howe, Meier) recommends that the **HOUSE RECEDE** from the House amendments as printed on SJ pages 1154-1155 and place SB 2013 on the Seventh order.

Engrossed SB 2013 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE

SB 2217, as engrossed: Your conference committee (Sens. Patten, Kannianen, Bell and Reps. Zubke, D. Anderson, Bosch) recommends that the **SENATE ACCEDE** to the House amendments as printed on SJ page 1217 and place SB 2217 on the Seventh order.

Engrossed SB 2217 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE

SB 2338: Your conference committee (Sens. Vedaa, Kreun, Marcellais and Reps. Hagert, Schauer, Adams) recommends that the **HOUSE RECEDE** from the House amendments as printed on SJ page 1083, adopt amendments as follows, and place SB 2338 on the Seventh order:

That the House recede from its amendments as printed on page 1083 of the Senate Journal and page 1289 of the House Journal and that Senate Bill No. 2338 be amended as follows:

Page 1, line 23, remove the overstrike over "~~twenty-five~~"

Page 1, line 23, remove "fifty"

Renumber accordingly

SB 2338 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE

HB 1276, as engrossed: Your conference committee (Sens. Meyer, K. Roers, Wobbema and Reps. Kasper, B. Koppelman, Steiner) recommends that the **SENATE RECEDE** from the Senate amendments as printed on HJ pages 1340-1341 and place HB 1276 on the Seventh order.

Engrossed HB 1276 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE

HB 1163, as engrossed: Your conference committee (Sens. Anderson, K. Roers, Clemens and Reps. Westlind, Beltz, Dobervich) recommends that the **SENATE RECEDE** from the Senate amendments as printed on HJ page 1084, adopt amendments as follows, and place HB 1163 on the Seventh order:

That the Senate recede from its amendments as printed on pages 1084 of the House Journal and pages 778 of the Senate Journal and that Engrossed House Bill No. 1163 be amended as follows:

Page, 1, line 16, remove "mean needles, syringes, stericups, danispoons, and cotton filters for"

Page 1, replace "syringes" with "include needles, syringes, sterile disposal preparation spoons, cotton, sterile filters, alcohol wipes, sterile water, saline, tourniquets, disposal containers, wound care, testing strips, naloxone, and other items recognized as supporting safe drug use"

Renumber accordingly

Engrossed HB 1163 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE

HB 1103, as engrossed: Your conference committee (Sens. Anderson, Kannianen, Oban and Reps. Devlin, Beltz, Fegley) recommends that the **SENATE RECEDE** from the Senate amendments as printed on HJ page 1073 and place HB 1103 on the Seventh order.

Engrossed HB 1103 was placed on the Seventh order of business on the calendar.

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

Shanda Morgan, Secretary