The 68th Legislative Assembly is now on crossover and all the bills have either passed or been defeated in the chamber of origin. With the help of our Legislative Committee members, we have worked hard to represent SBAND’s positions and keep you informed of the status of various bills. I want to extend a special thank you to the entire Legislative Committee and to our lawyer legislators: Senators Dwyer, Hogue, and Sickler, and Representatives Ista, Roers Jones, Klemin, and Schneider.

We are technically halfway through the process. Please contact us if you have any questions not answered by our web page www.sband.org or this update. In addition, we will continue to keep you posted through the web site during the remainder of the session. At the end of the session, we will provide a legislative update seminar to summarize the highlights of the Legislative Assembly.

Tony J. Weiler, Executive Director
State Bar Association of North Dakota

**ND - HB1002** A BILL for an Act to provide an appropriation for defraying the expenses of the judicial branch; to provide for transfers; and to provide an exemption.

SBAND Position: SUPPORT  Status: PASSED HOUSE

**ND - HB1017** A BILL for an Act to provide an appropriation for defraying the expenses of the office of administrative hearings.

SBAND Position: TRACK/TECHNICAL ASSIST  Status: PASSED HOUSE

**ND - HB1022** A BILL for an Act to provide an appropriation for defraying the expenses of the commission on legal counsel for indigents.

SBAND Position: SUPPORT  Status: PASSED HOUSE

**ND - HB1033** Relating to matching grants for the advancement of academics at institutions of higher education; and to provide an appropriation.

SBAND Position: SUPPORT  Status: DEFEATED HOUSE
ND - HB1037 Relating to spousal support; and to provide for application.
SBAND Position: TRACK/TECHNICAL ASSIST Status: PASSED HOUSE

ND - HB1041 Relating to restitution.
SBAND Position: TRACK/TECHNICAL ASSIST Status: PASSED HOUSE

ND - HB1058 Relating to small claims.
SBAND Position: TRACK/TECHNICAL ASSIST Status: PASSED HOUSE

ND - HB1082 Relating to the adoption of the Uniform Commercial Code amendments (2022); to amend and reenact sections 410109, 410112, 410115, 410120, 410202, 410206, 410208, 410209, 410210, and 410212, subsection 2 of section 410216, section 4102.102, subsection 1 of section 4102.103, sections 4102.107, 4102.110, 4102.111, 4102.112, and 4102.114, subsection 2 of section 4102.117, subsection
SBAND Position: SUPPORT Status: PASSED HOUSE

SBAND Position: SUPPORT Status: PASSED HOUSE

ND - HB1087 Relating to summary disposition; and to amend and reenact section 2932.109 of the North Dakota Century Code, relating to summary disposition and dismissal.
SBAND Position: TRACK/TECHNICAL ASSIST Status: PASSED HOUSE

ND - HB1113 Relating to parenting investigators and guardians ad litem.
SBAND Position: TRACK/TECHNICAL ASSIST Status: PASSED HOUSE

ND - HB1122 Relating to mass murder; to amend and reenact subsection 1 of section 1248.102, section 12.13209.1, subsection 3 of section 12.13801, subsection 5 of section 15.11326, subsection 3 of section 2720.301, subsection 3 of section 2720.321, and sections 290401 and 290402 of the North Dakota Century Code, relating to conditions of eligibility for release programs, sentencing of violent offenders, assumption of risk in crimes, revocation of teacher’s
SBAND Position: TRACK/TECHNICAL ASSIST Status: DEFEATED HOUSE

ND - HB1130 Relating to the sealing of a criminal record.
SBAND Position: TRACK/TECHNICAL ASSIST Status: DEFEATED HOUSE

ND - HB1138 Relating to a mental health diversion pilot program in the southeast judicial district; to provide for a report to the legislative management; and to provide an expiration date.
SBAND Position: TRACK/TECHNICAL ASSIST Status: PASSED HOUSE

ND - HB1143 Relating to theft of property; and to provide a penalty.
SBAND Position: TRACK/TECHNICAL ASSIST Status: PASSED HOUSE

ND - HB1145 Relating to the statute of limitations for prosecuting sex crimes involving victims who develop a disabling mental condition; and to provide a penalty.
SBAND Position: TRACK/TECHNICAL ASSIST Status: PASSED HOUSE

ND - HB1154 Relating to the informal disposition of an administrative proceeding.
SBAND Position: TRACK/TECHNICAL ASSIST Status: PASSED HOUSE
ND - HB1174 Relating to the contents of a recorded declaration for a condominium project.
SBAND Position: TRACK/TECHNICAL ASSIST Status: DEFEATED HOUSE

ND - HB1188 Relating to the prohibition of unfair service agreements.
SBAND Position: TRACK/TECHNICAL ASSIST Status: PASSED HOUSE

ND - HB1189 Relating to legal expense insurance plans.
SBAND Position: TRACK/TECHNICAL ASSIST Status: PASSED HOUSE

ND - HB1195 A BILL for an Act to provide for a legislative management study regarding a juvenile delinquency offense code.
SBAND Position: TRACK/TECHNICAL ASSIST Status: PASSED HOUSE

ND - HB1197 Relating to publication of legal notices by newspapers.
SBAND Position: TRACK/TECHNICAL ASSIST Status: PASSED HOUSE

ND - HB1198 Relating to requiring an individual who requests an open record to provide the individual's name and contact information.
SBAND Position: TRACK/TECHNICAL ASSIST Status: DEFEATED HOUSE

ND - HB1213 Relating to reimbursement for a finding of self-defense when charged with a crime of violence; and to provide for application.
SBAND Position: TRACK/TECHNICAL ASSIST Status: PASSED HOUSE

ND - HB1256 Relating to false allegations of sexual harassment or discrimination; and to provide a penalty.
SBAND Position: TRACK/TECHNICAL ASSIST Status: PASSED HOUSE

ND - HB1264 Relating to jail and regional correctional center definitions and alternatives to physical custody of individuals; and to provide a penalty.
SBAND Position: TRACK/TECHNICAL ASSIST Status: PASSED HOUSE

ND - HB1268 Relating to the definition of stalking and domestic violence protection orders; and to provide a penalty.
SBAND Position: TRACK/TECHNICAL ASSIST Status: PASSED HOUSE

ND - HB1269 Relating to a mandated intervention program for domestic violence offenders; and to provide a penalty.
SBAND Position: TRACK/TECHNICAL ASSIST Status: PASSED HOUSE

ND - HB1280 Relating to temporary restricted licenses, restoration of revoked or suspended licenses upon successful completion of drug court, and partial suspension of twenty-four seven sobriety program for drug court program participants; to amend and reenact subsections 3 and 7 of section 39-06.1-11 of the North Dakota Century Code, relating to temporary restricted licenses; and to declare an emergency.
SBAND Position: TRACK/TECHNICAL ASSIST Status: PASSED HOUSE

ND - HB1289 Relating to waiver of fines, fees, and costs upon successful completion of an approved adult drug court program; to provide for retroactive application; and to declare an emergency.
SBAND Position: TRACK/TECHNICAL ASSIST Status: PASSED HOUSE
<table>
<thead>
<tr>
<th>Bill Number</th>
<th>Description</th>
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<tbody>
<tr>
<td>ND - HB1308</td>
<td>Relating to suspension of recreational licenses for delinquent child support payments; and to provide for retroactive application.</td>
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<tr>
<td>SBAND Position: TRACK/TECHNICAL ASSIST</td>
<td>Status: DEFEATED HOUSE</td>
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<tr>
<td>ND - HB1350</td>
<td>Relating to criminal code definitions, weapons definitions, mandatory prison terms for armed offenders, persons who are not to possess firearms, and restoration of rights to possess a firearm; and to provide a penalty.</td>
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<tr>
<td>SBAND Position: TRACK/TECHNICAL ASSIST</td>
<td>Status: PASSED HOUSE</td>
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<tr>
<td>ND - HB1360</td>
<td>Relating to the revised uniform unclaimed property act.</td>
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<td>SBAND Position: TRACK/TECHNICAL ASSIST</td>
<td>Status: PASSED HOUSE</td>
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<tr>
<td>ND - HB1378</td>
<td>Relating to grading of theft offenses; to amend and reenact section 12.1-21-05 of the North Dakota Century Code, relating to criminal mischief; and to provide a penalty.</td>
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<tr>
<td>SBAND Position: TRACK/TECHNICAL ASSIST</td>
<td>Status: PASSED HOUSE</td>
</tr>
<tr>
<td>ND - HB1384</td>
<td>Relating to eminent domain and the assessment of damages.</td>
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<tr>
<td>Last Action: Rereferred to Energy and Natural Resources (January 18, 2023)</td>
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<tr>
<td>SBAND Position: TRACK/TECHNICAL ASSIST</td>
<td>Status: DEFEATED HOUSE</td>
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<tr>
<td>ND - HB1403</td>
<td>Relating to prohibiting governmental entities from interfering with parental rights.</td>
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<tr>
<td>SBAND Position: TRACK/TECHNICAL ASSIST</td>
<td>Status: DEFEATED HOUSE</td>
</tr>
<tr>
<td>ND - HB1419</td>
<td>Relating to child support fees and late child support payments.</td>
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<tr>
<td>SBAND Position: TRACK/TECHNICAL ASSIST</td>
<td>Status: WITHDRAWN HOUSE</td>
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<tr>
<td>ND - HB1443</td>
<td>Relating to child support guidelines as they relate to unemployment and overtime.</td>
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<tr>
<td>SBAND Position: TRACK/TECHNICAL ASSIST</td>
<td>Status: DEFEATED HOUSE</td>
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<tr>
<td>ND - HB1444</td>
<td>Relating to the duties of the attorney general.</td>
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<td>SBAND Position: TRACK/TECHNICAL ASSIST</td>
<td>Status: PASSED HOUSE</td>
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<tr>
<td>ND - HB1458</td>
<td>Relating to child support guidelines.</td>
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<tr>
<td>ND - HB1503</td>
<td>Relating to prohibition of foreign ownership of real property; and to provide for retroactive application.</td>
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<tr>
<td>SBAND Position: TRACK/TECHNICAL ASSIST</td>
<td>Status: PASSED HOUSE</td>
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<tr>
<td>ND - HB1510</td>
<td>Relating to legal fees and costs a surface owner or mineral developer may be awarded in cases relating to the development of minerals.</td>
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<td>SBAND Position: TRACK/TECHNICAL ASSIST</td>
<td>Status: PASSED HOUSE</td>
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<tr>
<td>ND - HB1533</td>
<td>Relating to protecting survivors of domestic abuse from abusive litigation.</td>
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<td>SBAND Position: TRACK/TECHNICAL ASSIST</td>
<td>Status: PASSED HOUSE</td>
</tr>
<tr>
<td>ND - HB1536</td>
<td>Relating to adopting a state Indian child welfare act; and to amend and reenact section 27-20.3-19 of the North Dakota Century Code, relating to Indian child welfare.</td>
</tr>
<tr>
<td>SBAND Position: TRACK/TECHNICAL ASSIST</td>
<td>Status: PASSED HOUSE</td>
</tr>
</tbody>
</table>
ND - SB2041 Relating to the Uniform Civil Remedies for Unauthorized Disclosure of Intimate Images Act; and to repeal section 320358 of the North Dakota Century Code, relating to the distribution of intimate images without or against consent.

SBAND Position: SUPPORT

Status: PASSED SENATE

ND - SB2047 Relating to the definition of meeting.

SBAND Position: TRACK/TECHNICAL ASSIST

Status: PASSED SENATE

ND - SB2048 Relating to the definitions and notice to an accused individual.

SBAND Position: TRACK/TECHNICAL ASSIST

Status: PASSED SENATE

ND - SB2072 Relating to service of garnishment.

SBAND Position: TRACK/TECHNICAL ASSIST

Status: PASSED SENATE

ND - SB2093 Relating to the scheduling of controlled substances; and to declare an emergency.

SBAND Position: TRACK/TECHNICAL ASSIST

Status: PASSED SENATE

ND - SB2098 Relating to the physician health program.

SBAND Position: TRACK/TECHNICAL ASSIST

Status: PASSED SENATE

ND - SB2103 Relating to child abuse and neglect, the child abuse information index, disclosure of records for child protection purposes, prenatal exposure to controlled substances and alcohol, and alternative response assessments.

SBAND Position: TRACK/TECHNICAL ASSIST

Status: PASSED SENATE

ND - SB2107 Relating to shooting offenses and drug trafficking; to amend and reenact sections 12.10802, 12.11701, 12.13207.4, 39107, and 62.10201 of the North Dakota Century Code, relating to sentences for crimes committed with firearms and for fleeing law enforcement; to repeal section 12.12302.1 of the North Dakota Century Code, relating to mandatory prison terms for certain offenses; and to provide a penalty.

SBAND Position: TRACK/TECHNICAL ASSIST

Status: PASSED SENATE

ND - SB2125 Relating to health care directive acceptance of appointment as agent.

SBAND Position: TRACK/TECHNICAL ASSIST

Status: PASSED SENATE

ND - SB2138 Relating to municipal judges.

SBAND Position: TRACK/TECHNICAL ASSIST

Status: PASSED SENATE

ND - SB2168 Relating to the amount of fees for speeding violations; to amend and reenact subsection 2 of section 40-05-06 of the North Dakota Century Code, relating to city fines and penalties; and to provide a penalty.

SBAND Position: TRACK/TECHNICAL ASSIST

Status: PASSED SENATE

ND - SB2169 Relating to the amount of fees for certain traffic offenses; to amend and reenact subsection 2 of section 40-05-06 of the North Dakota Century Code, relating to city fines and penalties; and to provide a penalty.

SBAND Position: TRACK/TECHNICAL ASSIST

Status: PASSED SENATE

ND - SB2202 A BILL for an Act to provide an appropriation to the attorney general for a domestic violence forensic medical examination grant program.

SBAND Position: TRACK/TECHNICAL ASSIST

Status: PASSED SENATE
**ND - SB2216** Relating to the confidentiality of defendant's contact information.

SBAND Position: TRACK/TECHNICAL ASSIST Status: PASSED SENATE

**ND - SB2219** Relating to suspension of an operator's license for nonpayment of child support, the issuance of a temporary permit, authority to suspend an operator's license for failure to pay a fine, hearings on suspension or revocation of license, license reinstatement fees, temporary restricted licenses, and entries on driver's record abstract; and to provide a penalty.

SBAND Position: TRACK/TECHNICAL ASSIST Status: PASSED SENATE

**ND - SB2224** Relating to guardianship proceedings for minors becoming incapacitated adults and emergency guardianship; to amend and reenact section 27-20.1-02, subsection 1 of section 27-20.1-09, subsection 2 of section 27-20.1-17, subsection 60 of section 30.1-01-06, subsection 1 of section 30.1-26-01, subsection 2 of section 30.1-27-05, sections 30.1-28-03, 30.1-28-04, and 30.1-28-07, subsection 2 of section 30.1-28-09, and subsection 7 of section 30.1-28-12 of the North Dakota Century Code, relating

SBAND Position: TRACK/TECHNICAL ASSIST Status: PASSED SENATE


SBAND Position: TRACK/TECHNICAL ASSIST Status: PASSED SENATE

**ND - SB2248** Relating to a mandatory term of imprisonment for manufacturing or delivering fentanyl and fentanyl reporting; to amend and reenact subsection 2 of section 29-29.5-08 of the North Dakota Century Code, relating to the disposition of cases involving confidential informants; to provide a penalty; and to provide for application.

SBAND Position: TRACK/TECHNICAL ASSIST Status: PASSED SENATE

**ND - SB2249** Relating to the centralization of administration of occupational boards; to provide for a report to the legislative management; and to provide an effective date.

SBAND Position: TRACK/TECHNICAL ASSIST Status: PASSED SENATE

**ND - SB2252** Relating to judicial referees; to amend and reenact subsection 1 of section 11-18-03, subsection 21 of section 12.1-01-04, subsection 2 of section 14-02.1-03.1, subsection 2 of section 14-05-24.2, subsection 1 of section 27-10-01.1, section 27-10-01.2, section 27-10-09, subsection 1 of section 27-20.2-05, subsection 2 of section 27-20.2-21, subsection 1 of section 27-20.3-04, section 27-20.3-10, subsection 1 of section 27-20.4-04, subsection 3 of section 27-20.4-09, subsection 5 of section

SBAND Position: TRACK/TECHNICAL ASSIST Status: DEFEATED SENATE

**ND - SB2260** Relating to fundamental parental rights, parental involvement in education, and parental right to consent to medical treatment of the parent's child.

SBAND Position: TRACK/TECHNICAL ASSIST Status: PASSED SENATE

**ND - SB2263** Relating to escrow accounts.

SBAND Position: TRACK/TECHNICAL ASSIST Status: PASSED SENATE

**ND - SB2267** Relating to the number of attorneys that may participate in the rural attorney recruit program.

SBAND Position: SUPPORT Status: PASSED SENATE
**ND - SB2277** Relating to clerks of district court; to repeal section 27-05.2-07 of the North Dakota Century Code, relating to clerks of court; and to provide an appropriation.

SBAND Position: TRACK/TECHNICAL ASSIST Status: DEFEATED SENATE

**ND - SB2278** A BILL for an Act to provide for a legislative management study regarding municipal courts and judges.

SBAND Position: TRACK/TECHNICAL ASSIST Status: PASSED SENATE

**ND - SB2285** Relating to crashes involving damage to property; and to provide a penalty.

SBAND Position: TRACK/TECHNICAL ASSIST Status: PASSED SENATE

**ND - SB2295** Relating to the unsatisfied judgment fund and the assigned risk plan; and to repeal chapter 26.1-23 of the North Dakota Century Code, relating to the unsatisfied judgment fund.

SBAND Position: TRACK/TECHNICAL ASSIST Status: PASSED SENATE

**ND - SB2296** Relating to agency adjudications and judicial deference in administrative hearings.

SBAND Position: TRACK/TECHNICAL ASSIST Status: PASSED SENATE

**ND - SB2307** A BILL for an Act to provide an appropriation to the judicial branch and adjutant general; and to provide a bond issue limit.

SBAND Position: TRACK/TECHNICAL ASSIST Status: DEFEATED SENATE

**ND - SB2310** Relating to state reimbursement for the cost of claims; and to provide for application.

SBAND Position: TRACK/TECHNICAL ASSIST Status: DEFEATED SENATE

**ND - SB2321** Relating to open adoption.

SBAND Position: TRACK/TECHNICAL ASSIST Status: PASSED SENATE

**ND - SB2327** Relating to the creation of the fathers’ adoption registry and an exemption to open records requests pertaining to the registry; to amend and reenact sections 14-15-09 and 14-15-19 of the North Dakota Century Code, relating to the requirements to petition for adoption and relinquishment of parental rights; and to provide a penalty.

SBAND Position: TRACK/TECHNICAL ASSIST Status: DEFEATED SENATE

**ND - SB2337** Relating to services provided to occupational and professional boards; and to amend and reenact sections 6-09-07 and 54-59-01 of the North Dakota Century Code, relating to occupational and professional board financial and information technology requirements.

SBAND Position: TRACK/TECHNICAL ASSIST Status: DEFEATED SENATE

**ND - SB2356** Relating to the parental right to attend activities in which a parent's child is participating.

SBAND Position: TRACK/TECHNICAL ASSIST Status: DEFEATED SENATE

**ND - SB2375** Relating to aggravated manslaughter; and to provide a penalty.

SBAND Position: TRACK/TECHNICAL ASSIST Status: DEFEATED SENATE