

## This Week at the Legislature

### Legislators Move Closer to Adjournment – But not Quite.

Today is day 72 of 80 of the 2021 Legislative Session. The legislative assembly is moving SLOWLY toward adjournment, but no one really knows when that will occur. Leadership has determined they cannot finish on Saturday, so they have decided to adjourn Friday afternoon and reconvene Monday morning with more refreshed House and Senate members. This means Tuesday or Wednesday is a more likely date the legislature will adjourn “Sine Die.”

Political observers occasionally joke that North Dakota has two political parties – the House and Senate. While the differences of opinion may not be obvious to the casual observer, there have been plenty of disagreements between the two chambers the past couple of weeks. The best example is the number of conference committees still in existence. As of Friday morning, there are roughly 25 bills still in conference, which includes SB 2014, the appropriation bill that contains BND’s and ND Housing Finance’s Budget.

FYI – Sine Die is from Latin meaning “without assigning a day for a further meeting or hearing”. A legislative body adjourns “sine die” when it adjourns without appointing a day on which to appear or assemble again.

## NDBA’s High Priorities to Date

Bill	Status	Title
<a href="#"><u>HB 1026</u></a>	House: PASSED House 89 – 0 Senate: PASSED Senate 46 – 0 Governor: SIGNED  NDBA Supports	Relating to financial criteria for grain buyer, grain broker, grain processor, and warehousemen licenses, and licensing and bonding for grain brokers and grain processors; to definitions of grain brokers and processors, the duties and powers of the commissioner, confidentiality records, scale ticket contents, credit-sale contracts, reports, annual licenses, fees, and bonds for grain buyers, grain brokers, grain processors, and warehousemen.
<a href="#"><u>HB 1050</u></a>	House: PASSED House 90 – 0 Senate: PASSED Senate 47 – 0 Governor: SIGNED  NDBA Supports	Relating to definitions relating to business incentives, agreements, and reports. Bill exempts BND’s interest rate buy down programs (PACE programs) from the reporting requirements of 54-60.1-01.

<a href="#"><u>HB 1077</u></a>	House: PASSED House 92 – 1 Senate: PASSED Senate 47 – 0 Governor: SIGNED  NDBA Supports	Relating to the Uniform Electronic Wills Act; and to provide for application.
<a href="#"><u>HB 1154</u></a>	House: PASSED House 60 – 34 Senate: PASSED Senate 45 – 1 Governor SIGNED  NDBA Neutral	Relating to transparency in dental benefits contracting; and to provide a penalty.
<a href="#"><u>HB 1172</u></a>	House: DEFEATED House 5 – 89  NDBA Opposed	Relating to agricultural mediation and negotiation services.
<a href="#"><u>HB 1175</u></a>	House: PASSED House 77 – 17 Senate: PASSED Senate 41 – 6 Governor SIGNED  NDBA Supports	Relating to business immunity from COVID-19 liability claims; to provide for retroactive application; to provide an expiration date; and to declare an emergency.
<a href="#"><u>HB 1187</u></a>	House: PASSED House 93 – 1 Senate: PASSED Senate 47 – 0 Governor SIGNED  NDBA Supports	Relating to creation of a Bank of North Dakota rebuilders loan program and a rebuilders permanent loan fund; to repeal sections 6-09-46 and 6-09-46.1 of the North Dakota Century Code, relating to a rebuilders loan program, a rebuilders home loan program, and a rebuilders home loan fund; to provide a continuing appropriation; and to provide for a transfer.
<a href="#"><u>HB 1204</u></a>	House: DEFEATED House 19 – 74  NDBA Neutral	Relating to limitations on requirements to wear a mask at work; to provide an expiration date; and to declare an emergency.
<a href="#"><u>HB 1222</u></a>	House: PASSED House 87 – 6 Senate: Failed Senate 16 – 29  NDBA Neutral	Relating to repairing, replacing, or improving a residential structure that is nonconforming due to zoning changes.
<a href="#"><u>HB 1231</u></a>	House: PASSED House 94 – 0 Senate: PASSED Senate 42 – 5 Governor SIGNED  NDBA Supports	Relating to duty of the investment director to consider investing locally.  Amended to provide for a legislative management study regarding the benefits of investing legacy fund moneys locally.
<a href="#"><u>HB 1251</u></a>	House: PASSED House 92- 2 Senate PASSED Senate 46 – 1 Governor SIGNED  NDBA Neutral	Relating to actions having twenty-year limitations, docketing judgments, renewal of judgments by affidavit, and cancellation of judgment of record. Bill eliminates 10-year judgment renewal requirement and creates a 20-year judgment.

<a href="#">HB 1267</a>	House: DEFEATED House 19 – 75  NDBA Neutral	Relating to the Bank of North Dakota providing custodian services for digital currency and may implement a digital currency exchange. Relating to BND studying the feasibility and desirability of providing digital currency custodian services and of implementing a digital currency exchange.
<a href="#">HB 1268</a>	House: DEFEATED House 36 – 56  NDBA Opposed	Relating to a financial technology sandbox program for innovative financial products and services and criminal history background checks.
<a href="#">HB 1321</a>	House: WITHDRAWN  NDBA Neutral	Relating to exemption of recognition of daylight-saving time; and to repeal section 40-01-20 of the North Dakota Century Code, relating to daylight saving time.
<a href="#">HB 1330</a>	House: DEFEATED House 19 – 75  NDBA Neutral	Relating to prohibiting covered entities from selling users' protected data without consent; and to provide a penalty.  Not a direct impact on Financial Institutions
<a href="#">HB 1339</a>	House: PASSED House 65 – 28 Senate: PASSED Senate 41 – 4 Governor SIGNED  NDBA Neutral	Relating to the definition of dangerous weapons.  Amended to provide for a legislative management study of the definitions of "dangerous weapon" and "public gathering."  NDBA Neutral to the study
<a href="#">HB 1363</a>	House: DEFEATED House 7 - 85	Relating to ante-mortem probate of wills. Ante-mortem is currently used by testators to have their wills declared valid. Bill would allow other persons to challenge the validity of the will.  NDBA had concerns with the bill.
<a href="#">HB 1364</a>	House: PASSED House 79 – 15 Senate: Defeated Senate 3 – 42  NDBA Opposed	Relating to the duties of a personal representative.
<a href="#">HB 1366</a>	House: PASSED House 94 – 0 Senate: PASSED Senate 47 – 0 Governor SIGNED  NDBA Opposed in part.	Relating to the sale of property subject to a repairman's lien and sale proceeds; and to amend and reenact sections 35-13-01, 35-13-05, and 35-13-06 of the North Dakota Century Code, relating to repairman's liens, notice requirements, and assignments.  Adopted NDBA amendments regarding UCC Article 9 – NDBA has concerns with storage fees addition.
<a href="#">HB 1380</a>	House: PASSED House 71 – 22 Senate: PASSED Senate 47 – 0  NDBA Supports	Relating to a legacy sinking and interest fund, a legacy earnings fund, and an income tax relief fund; to amend and reenact section 21-10-12 of the North Dakota Century Code, relating to legacy fund definitions.  The bill creates a new legacy earnings fund to receive all of the constitutionally mandated legacy fund earnings transfers. It then stipulates the amount available for appropriation out of the new fund and directs the transfer of funding to multiple funds.
<a href="#">HB 1425</a>	House: PASSED House 85 – 8 Senate: PASSED Senate 47 – 0 Governor SIGNED  NDBA Supports	Relating to the legacy infrastructure loan program and the state investment board; to amend and reenact sections 21-10-02 and 21-10-11 of the North Dakota Century Code, relating to the state investment board and the legacy and budget stabilization fund advisory board; and to provide a continuing appropriation.  The bill includes a requirement that the state investment board (SIB) give preference to qualified investment firms with a presence in the state when investing Legacy Fund assets. It also sets specific targets for investing Legacy Fund assets within the state and within specified asset classes.

<a href="#"><b>HB 1431</b></a>	House: PASSED House 74 – 17 Senate: PASSED Senate 46 – 0 Governor SIGNED  NDBA Supports	Relating to a water infrastructure revolving loan fund and bonded debt repayments; to amend and reenact subsection 1 of section 6-09-49, and sections 6-09.4-06 and 6-09.4-10 of the North Dakota Century Code, relating to interest rates for infrastructure revolving loans, borrowing and lending authority of the public finance authority, and reserve funds associated with bonds; to repeal chapter 6-09.5 and section 61-02-78 of the North Dakota Century Code, relating to a community water development fund and an infrastructure revolving loan fund within the resources trust fund; to provide an appropriation; to provide a continuing appropriation; to provide for a transfer; to provide for a contingent transfer; to provide a bond issue limit; and to provide a loan repayment.
<a href="#"><b>HB 1499</b></a>	House: DEFEATED House 9 – 84  NDBA Opposed	Relating to election requirements for bonds.  The bill provided that the state may not issue bonds without first being authorized to do so by a vote of two - thirds of the qualified electors in the state. The bill would have restricted the ability of the Housing Finance Agency from issuing bonds on a timely basis without a public vote.
<a href="#"><b>SB 2008</b></a>	Senate: PASSED Senate 47 – 0 House: PASSED House 90 – 3 Governor  NDBA Supports	A BILL for an Act to provide an appropriation for defraying the expenses of the department of financial institutions.  DFI's Budget
<a href="#"><b>SB 2014</b></a>	Senate: PASSED Senate 47 – 0 House: PASSED House 84 – 10  Conference Committee  NDBA Supports	A BILL for an Act to provide an appropriation for defraying the expenses of the industrial commission and the agencies under its control; to provide contingent funding; to provide for a transfer; and to provide an exemption.  BND's and Housing Finance's Budget
<a href="#"><b>SB 2020</b></a>	Senate: PASSED Senate 47 – 0 House: PASSED House 81 – 13  Conference Committee  NDBA Supports	A BILL for an Act to provide an appropriation for defraying the expenses of the North Dakota state university extension service, northern crops institute, upper great plains transportation institute, main research center, branch research centers, and agronomy seed farm; to provide for a report; and to provide an exemption.
<a href="#"><b>SB 2048</b></a>	Senate: PASSED Senate 47 – 0 House: PASSED House 93 – 0 Senate: PASSED Senate 46 – 0 Governor SIGNED  NDBA Supports	Relating to North Dakota adopting the Revised Uniform Unclaimed Property Act.  NDBA Amendments adopted – NDBA supports
<a href="#"><b>SB 2098</b></a>	Senate: PASSED Senate 47 – 0 House: PASSED House 90 – 3 Governor SIGNED  NDBA Neutral	Relating to abandoned vehicles.  Bill introduced by the Highway Patrol – intended to streamline their administrative process.

<a href="#"><b>SB 2101</b></a>	Senate: PASSED Senate 47 – 0 House: PASSED House 92 – 1 Senate PASSED Senate 47 – 0 Governor SIGNED  NDBA Supports	DFI Bill relating to regulatory fund, assessment of civil money penalties, appointment of receivers, supervision and examinations, assessments, real estate loans, bank mergers, bank branches, bank investments, trust branches, credit union powers, credit union board notice & sale or purchase of banking institutions.
<a href="#"><b>SB 2102</b></a>	Senate: PASSED Senate 47 – 0 House: PASSED House 94 – 0 Governor SIGNED  NDBA Supports	DFI Bill relating to dissolution, insolvency, suspension, emergency receivership, and liquidation of institutions under the department of financial institutions' supervision & financial institutions cross references, cease & desist orders prompt corrective action.
<a href="#"><b>SB 2191</b></a>	Senate: PASSED Senate 46 – 0 House: PASSED House 86 – 6 Governor: SIGNED  NDBA Supports	Relating to the disposal of abandoned personal property.
<a href="#"><b>SB 2197</b></a>	Senate: PASSED Senate 47 – 0 House: PASSED House 91 – 3 Governor SIGNED  NDBA Supports	Relating to confidentiality of facts and information obtained or created by the commissioner of financial institutions and the department of financial institutions.  NDBA's Bill
<a href="#"><b>SB 2203</b></a>	Senate: DEFEATED Senate 8 – 39  NDBA Opposed	Relating to surcharges paid by employers for employees who receive unemployment insurance benefits; and to provide an effective date.
<a href="#"><b>SB 2223</b></a>	Senate: DEFEATED Senate 2 – 45  NDBA Opposed	Relating to a deed in lieu of foreclosure.
<a href="#"><b>SB 2261</b></a>	Senate: PASSED Senate 46 – 0 House: PASSED House 93 – 0 Senate PASSED Senate 46 – 0 Governor SIGNED  NDBA 's Bill	Relating to irrevocable itemized funeral contracts and Medicaid assets exempt for funeral expenses; and to declare an emergency.  NDBA's Bill
<a href="#"><b>SB 2292</b></a>	Senate: PASSED Senate 47 – 0 House: 89 – 1 Governor SIGNED  NDBA's Bill	Relating to mortgage modifications; and to amend and reenact sections 35-03-14 and 35-03-15 of the North Dakota Century Code, relating to the expiration and extension of real estate mortgages.  NDBA's Bill

## How to Contact Your Legislators

During a legislative session, a legislator can be reached at the State Capitol through:



### Contact My Legislators

<http://www.legis.nd.gov/contact-my-legislators>



or by leaving a message with the legislative telephone message center at **1-888-NDLEGIS (635-3447)** or **701-328-3373** (local).

Otherwise, a legislator can be reached by mail, telephone or email at the address listed in the legislator's biography, or one of the lists provided below. Individual legislator contact information is listed here:



### Senate

<http://www.legis.nd.gov/files/resource/miscellaneous/senateroster.pdf?20150106101229>



### House

<http://www.legis.nd.gov/files/resource/miscellaneous/houseroster.pdf?20150106101310>

Over the course of the session, NDBA may ask you to call your Senator or Representative to talk to them about a particular bill or to ask them to support or oppose a particular bill.

**Legislator contacts from local bankers are extremely important, so, please, if we ask, contact your legislators!**

Also, local legislative forums are great to attend because they inform you about issues beyond banking and let you get to know your legislators at home where they are most responsive to your interests and concerns.

***Don't be a stranger; get to know your representatives in Bismarck!***