RATINGS of
NORTH DAKOTA
2021

The nation's gold standard to hold nearly 8,000 lawmakers accountable for their voting records.

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LETTER FROM THE CHAIRMAN

The American Conservative Union Foundation’s Center for Legislative Accountability is proud to present our Ratings of North Dakota for 2021. Like our Ratings of Congress, ACU Foundation’s Ratings of the States are meant to reflect how elected officials view the role of government in an individual’s life. We begin with our philosophy (conservatism is the political philosophy that sovereignty resides in the person) and then apply the proper role of government (its essential role is to defend Life, Liberty and Property).

The Left has stormed our nation’s corridors of power to take control over the lives of every American. Now, they have set their sights on the states, freedom’s last line of defense.

President Lincoln once said, “America will never be destroyed from the outside. If we falter and lose our freedoms, it will be because we destroyed ourselves.” The Left’s agenda dismantles the vision of our founders when they pledged their lives, their fortunes, and their sacred honor.

We hope these Ratings will empower each and every American to hold their officials accountable and to rally behind the conservative champions who defend our freedoms in statehouses around the country.

Matt Schlapp
Chairman
American Conservative Union Foundation
ABOUT THE CENTER FOR LEGISLATIVE ACCOUNTABILITY

The Center for Legislative Accountability (CLA), an initiative of the American Conservative Union Foundation (ACUF), is the premier organization for holding lawmakers accountable. The CLA produces the longest-running conservative congressional scorecard and our state program is the only one in the nation that scores all 8,000 lawmakers in the 50 states across every policy area. In addition to ACUF’s Conservative Political Action Conference (CPAC), the largest gathering of conservatives in the world, the CLA develops conservative policy solutions and educates everyday citizens and activists on the proper role of government. In 1971, ACUF launched its Ratings of Congress to provide a comprehensive evaluation of the voting records of every Member of Congress.

The Ratings quickly became considered the “gold standard” and over the following decades have been utilized by activists, voters, academics and elected officials to determine which lawmakers best adhere to conservative principles. In 2011, these Ratings were expanded into state legislatures as part of a five-state pilot program. By 2015, Ratings of the States grew to include all 50 states and all 99 legislative chambers.

Today, the CLA annually analyzes over 105,000 pieces of legislation to issue scores for all of America’s federal and state lawmakers and presents awards to lawmakers who score 80% or better in recognition of their conservative voting records.
METHODOLOGY

The CLA’s Ratings of Congress and the States illustrate how elected officials view the role of government in an individual’s life. When determining a position on a particular issue, the CLA begins by defining conservatism: the political philosophy that sovereignty resides in the person. Then, we apply the founders’ belief that the proper role of government is to protect Life, Liberty and Property.

In order to depict how closely a lawmaker adheres to conservative principles, the CLA selects from the full spectrum of issues relating to the economy, culture, national security and government integrity. Some key areas include taxation, spending, education, labor, licensure, regulation, environment, life, free speech, Second Amendment rights, foreign aid, defense priorities and global organizations, including the United Nations. All congressional and state analyses are conducted after the adjournment of a legislative session to ensure that no issue is neglected.

Each lawmaker is evaluated on a zero to 100 scale, with a score of 100 representing a voting record that is perfectly aligned with conservative principles. Officials who earn a score of 90% or higher are presented with the CLA’s highest honor, the Award for Conservative Excellence, while those who earn a score of 80% or higher, but less than 90%, are presented with the Award for Conservative Achievement. Additionally, any lawmaker who earns a score of 10% or lower qualifies for the ACUF’s Coalition of the Radical Left.

ANNUAL METRICS

To determine legislative rankings, the CLA annually evaluates over 105,000 bills that were introduced in Congress and every convening state legislature running from January 1 to December 31. Of those bills, the CLA ultimately selects roughly 2,000 pieces of legislation that best illustrate how elected officials view the role of government in an individual’s life. The CLA calculates individual scores for a total of nearly 8,000 federal and state lawmakers based on over 157,000 votes cast on the 2,000 bills selected. The CLA provides a score for each legislative chamber, which is based upon the average scores of all members within that respective chamber. A legislature’s overall score is calculated by averaging each state’s two legislative chambers together in order to better reflect the differences in political power between the chambers. (The exception being Nebraska, the nation’s only unicameral legislature comprising a single legislative chamber, on which the state’s overall score is based.)
# 2021 WINNERS & LOSERS

## 90-100% AWARD FOR CONSERVATIVE EXCELLENCE

<table>
<thead>
<tr>
<th>Senate</th>
<th>House</th>
</tr>
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<tbody>
<tr>
<td>LARSEN, OLEY</td>
<td>BECKER, RICK</td>
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<tr>
<td>BELLEW, LARRY</td>
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<td>CHRISTENSEN, COLE</td>
<td>SCHATZ, MIKE</td>
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<tr>
<td>CORY, CLAIRE</td>
<td>TOMAN, NATHAN</td>
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<tr>
<td>LOUSER, SCOTT</td>
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</tbody>
</table>

### Increase since last year*:

- **1**

## ≤ 10% COALITION OF THE RADICAL LEFT

<table>
<thead>
<tr>
<th>Senate</th>
<th>House</th>
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</thead>
<tbody>
<tr>
<td>n/a</td>
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### No change since last year*:

- **1**

## 80-89% AWARD FOR CONSERVATIVE ACHIEVEMENT

<table>
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<tr>
<th>Senate</th>
<th>House</th>
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<tr>
<td>HEITKAMP, JASON</td>
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<td>KADING, TOM</td>
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<td>LARSEN, DOUG</td>
<td>KASPER, JAMES</td>
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<td>MEYER, SCOTT</td>
<td>KEMPENICH, KEITH</td>
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<tr>
<td>MYRDAL, JANNE</td>
<td>KIEFERT, DWIGHT</td>
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<tr>
<td>WOBLEMA, MICHAEL</td>
<td>HOVERSON, JEFF</td>
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<tr>
<td>JONES, TERRY</td>
<td>KOPPELMAN, BEN</td>
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<td>KOPPELMAN, KIM</td>
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<td>MARSCHALL, ANDREW</td>
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<td>TROTTIER, WAYNE</td>
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<td>VETTER, STEVE</td>
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<td>WEISZ, ROBIN</td>
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### Increase since last year*:

- **2**

### No change since last year*:

- **2**

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*Compared to number of qualifying lawmakers in the previous session
Republicans in ALL CAPS, Democrats in initial caps, asterisk indicates Independents/Libertarians/other
NORTH DAKOTA SENATE STATISTICS

OVERALL AVERAGE: 61%

REPUBLICAN AVERAGE: 68% (↑ 1% since last year)

DEMOCRAT AVERAGE: 22% (↓ 7% since last year)

LOWEST REPUBLICANS: LEE, JUDY (49%)

HIGHEST DEMOCRAT: BAKKE, JONELL (28%)

NORTH DAKOTA SENATE CONSERVATIVE RATINGS

RED = REPUBLICANS
BLUE = DEMOCRATS

# OF STATE SENATORS

2021 ACUF PERCENTAGE

0-9% 10-19% 20-29% 30-39% 40-49% 50-59% 60-69% 70-79% 80-89% 90-100%

since last year
NORTH DAKOTA SENATE SCORES

NORTH DAKOTA SENATE VOTE DETAIL

<table>
<thead>
<tr>
<th>Party</th>
<th>Dist</th>
<th>2021 %</th>
<th>2020 %</th>
<th>LIFETIME AVG</th>
<th>9911 BH</th>
<th>0921 BH</th>
<th>0941 BH</th>
<th>0911 BH</th>
<th>0913 BH</th>
<th>0923 BH</th>
<th>0925 BH</th>
<th>0927 BH</th>
<th>0929 BH</th>
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<th>0938 BH</th>
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<th>0940 BH</th>
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<td>ANDERSON, HOWARD</td>
<td>R</td>
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<td>72%</td>
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<td>D</td>
<td>43</td>
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<td>32%</td>
<td>30%</td>
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<td>BURCKHARD, RANDALL</td>
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<td>CLEMENS, DAVID</td>
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<td>16</td>
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<td>CONLEY, COLE</td>
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<td>Dever, Dick</td>
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<td>32</td>
<td>68%</td>
<td>76%</td>
<td>68%</td>
<td>+</td>
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<td>+</td>
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<tr>
<td>DWeyer, Michael</td>
<td>R</td>
<td>47</td>
<td>62%</td>
<td>53%</td>
<td>57%</td>
<td>+</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>+</td>
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</tr>
</tbody>
</table>

+ = Member voted with ACU’s position
† = Legislator did not vote on enough of the selected bills and as a result did not receive a rating for the 2021 session. Two-thirds of the selected bills must be voted on to receive a score.
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- HB 1118 Providing a Legislative Check on the Governor’s Health-Related Emergency Powers
- HB 1129 Eliminating State Taxes on Social Security Income
- HB 1141 Expanding Cronyism by Providing Loans to Government-Favored Businesses
- HB 1152 Expanding Individual Liberties by Allowing Cigar Bars and Lounges
- HB 1164 Expanding Cronyism by Providing Loans to Government-Favored Businesses
- HB 1175 Expanding Individual Liberties by Providing a Check on Presidential Executive Orders
- HB 1177 Protecting Businesses from Frivolous COVID-19 Lawsuits
- HB 1190 Protecting the Integrity of Asbestos Trust Funds
- HB 1248 Strengthening Second Amendment Rights by Preventing Local Governments from Imposing Gun Control
- HB 1256 Strengthening Election Integrity by Prohibiting Funding from Outside Sources
- HB 1281 Expanding School Choice through a Non-Public School Tax Credit
- HB 1286 Expanding Consumer Choice by Allowing Distilleries to Operate a Satellite Location
- HB 1297 Strengthening Second Amendment Rights by Expanding Concealed Carry
- HB 1298 Protecting Girl’s Athletics from Competition with Boys
- HB 1325 Strengthening Individual Liberties by Prohibiting Government Mask Mandates
- HB 1335 Strengthening the Reservation of Power Provided Under the Tenth Amendment
- HB 1383 Making North Dakota a “Second Amendment Sanctuary” State
- HB 1386 Protecting Firearms Manufacturers from Frivolous Litigation
- HB 1396 Blocking Enforcement of Local Paid Leave Mandates
- HB 1412 Unnecessarily Driving Up Taxpayer Costs by Expanding “Free” School Meals for All Students
- HB 1441 Hiking the State Gas Tax Without Voter Approval
- HB 1453 Protecting North Dakotans from Government-Imposed “Vaccine Passports.”
- HB 1457 Expanding Cronyism by Socializing “Agricultural Development” Costs
- HB 1503 Strengthening Free Speech on College Campuses
- HB 1508 (1st Special Session) Combating Critical Race Theory and Leftist Indoctrination at Public Schools
- HB 1509 (1st Special Session) Combating Critical Race Theory and Leftist Indoctrination at Public Schools
- HB 1510 Increasing Unnecessary Spending - Council on the Arts
- SB 2050 Preventing Taxpayer Funding of Abortions
- SB 2064 Protecting Religious Liberties during a State of Emergency
- SB 2075 Improving Educational Outcomes and Weakening Union Control by Reforming the Collective Bargaining Process
- SB 2080 Expanding Sunday Sales of Alcoholic Beverages
- SB 2084 Protecting the Arts
- SB 2090 Furthering Government Dependency by Expanding Medicaid Benefits to Cover Metabolic Supplements
- SB 2123 Protecting Coal Power Plants from Stringent Local Regulations on Emissions
- SB 2144 Expanding School Choice through an Educational Scholarship Tax Credit Program
- SB 2145 Protecting Second Amendment Rights During State of Emergency
- HCR 3040 Requiring a Two-Thirds Vote of the Legislature to Increase Taxes
## NORTH DAKOTA SENATE VOTE DETAIL

<table>
<thead>
<tr>
<th>Party</th>
<th>Dist</th>
<th>2021 %</th>
<th>2020 %</th>
<th>LIFETIME AVG</th>
</tr>
</thead>
<tbody>
<tr>
<td>ELKIN, JAY</td>
<td>R 36</td>
<td>73%</td>
<td>64%</td>
<td>69%</td>
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<tr>
<td>ERBELE, ROBERT</td>
<td>R 28</td>
<td>71%</td>
<td>64%</td>
<td>63%</td>
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<tr>
<td>FORS, ROBERT</td>
<td>R 19</td>
<td>76%</td>
<td>68%</td>
<td>72%</td>
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<tr>
<td>Heitkamp, Joan</td>
<td>D 23</td>
<td>22%</td>
<td>32%</td>
<td>26%</td>
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<tr>
<td>HOGUE, DAVID</td>
<td>R 38</td>
<td>68%</td>
<td>52%</td>
<td>65%</td>
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<td>Holmberg, Ray</td>
<td>R 17</td>
<td>56%</td>
<td>72%</td>
<td>53%</td>
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<tr>
<td>KANNIANEN, JORDAN</td>
<td>R 4</td>
<td>85%</td>
<td>80%</td>
<td>81%</td>
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<td>KLEIN, JERRY</td>
<td>R 14</td>
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<td>63%</td>
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<td>KREBSBACH, KAREN</td>
<td>R 40</td>
<td>59%</td>
<td>56%</td>
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<td>KREUN, CURT</td>
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<td>83%</td>
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<td>68%</td>
<td>80%</td>
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<td>LEE, JUDY</td>
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<td>62%</td>
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<td>Marcellais, Richard</td>
<td>D 9</td>
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<td>24%</td>
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<td>Mathern, Tim</td>
<td>D 11</td>
<td>15%</td>
<td>28%</td>
<td>12%</td>
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<td>MEYER, SCOTT</td>
<td>R 18</td>
<td>83%</td>
<td>80%</td>
<td>71%</td>
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</tbody>
</table>

* = Member voted with ACU’s position
- = Member voted against ACU’s position
x = Member was absent for vote
† = Legislator did not vote on enough of the selected bills and as a result did not receive a rating for the 2021 session. Two-thirds of the selected bills must be voted on to receive a score.
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<tr>
<td>R</td>
<td>10</td>
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<td>68%</td>
<td>75%</td>
<td>MYRDAL, JANNE</td>
<td>Oban, Erin</td>
<td>OEHlke, DAVE</td>
<td>PATTEN, DALE</td>
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<td>Oban, Erin</td>
<td>OEHlke, DAVE</td>
<td>+</td>
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<tr>
<td>R</td>
<td>35</td>
<td>22%</td>
<td>28%</td>
<td>75%</td>
<td>PATTEN, DALE</td>
<td>Oban, Erin</td>
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<td>56%</td>
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- **R** = Republican
- **D** = Democrat
- **I** = Independent

**Notes:**
- + = Member voted with ACU’s position
- - = Member voted against ACU’s position
- † = Legislator did not vote on enough of the selected bills and as a result did not receive a rating for the 2021 session. Two-thirds of the selected bills must be voted on to receive a score.
- x = Member was absent for vote
| Party       | Dist | 2021 % | 2020 % | LIFETIME AVG | HB 1118 | HB 1129 | HB 1141 | HB 1152 | HB 1164 | HB 1175 | HB 1185 | HB 1207 | HB 1248 | HB 1256 | HB 1281 | HB 1286 | HB 1297 | HB 1298 | HB 1323 | HB 1335 | HB 1383 | HB 1386 | HB 1396 | HB 1398 | HB 1413 | HB 1452 | HB 1464 | HB 1465 | HB 1475 | HB 1503 | HB 1508 (1st Special Session) | SB 2010 | SB 2030 | SB 2046 | SB 2064 | SB 2156 | SB 2170 | SB 2181 | SB 2215 | SB 2220 | SB 2222 | SB 2224 | SB 2237 | SB 2288 | SB 2344 | HCR 3040 |
|-------------|------|--------|--------|--------------|---------|---------|---------|---------|---------|---------|---------|---------|---------|---------|---------|---------|---------|---------|---------|---------|---------|---------|---------|---------|---------|---------|---------|---------|---------|---------|---------|---------|---------|---------|---------|---------|
| UNRUH, JESSICA | R    | 33     | 65%    | n/a          | 65%     | +       | +       | -       | -       | +       | +       | -       | +       | +       | +       | +       | +       | +       | -       | +       | -       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       |
| VEDAA, SHAWN  | R    | 6      | 78%    | 70%          | 66%     | +       | +       | +       | +       | +       | +       | -       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       |
| WANZEK, TERRY  | R    | 29     | 76%    | 72%          | 71%     | +       | -       | -       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       |
| WARDNER, RICH  | R    | 37     | 66%    | 64%          | 59%     | +       | -       | -       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       |
| WEBER, MARK    | R    | 22     | 59%    | n/a          | 59%     | +       | -       | -       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       |
| WOBBEMA, MICHAEL | R    | 24     | 83%    | n/a          | 83%     | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       |

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R = Republican  D = Democrat  I = Independent
1. **HB 1118 Providing a Legislative Check on the Governor’s Health-Related Emergency Powers.** This bill helps protect individual liberties by providing a check on the governor’s authority to declare public-health related emergency declarations. Under the bill, the governor’s emergency order would expire after 60 days, at which time a vote of the legislature would be required to extend the order. ACU supports this check on executive branch power, believes many of the government’s shutdowns in response to the COVID-19 pandemic did more harm than good, and supported this bill. The Senate passed the bill on April 12, 2021 by a vote of 47-0 and the bill was signed into law.

2. **HB 1129 Eliminating State Taxes on Social Security Income.** This bill provides tax relief by exempting social security benefits from the state income tax, as is the case in 37 other states. The bill phases the exemption in over a period of two years. ACU believes the social security program is the largest Ponzi scheme in world history, believes individuals forced into the system should not be taxed on the miniscule returns on investment the program provides, and supported this bill. The Senate defeated the bill on April 6, 2021 by a vote of 21-26.

3. **HB 1141 Expanding Cronyism by Providing Loans to Government-Favored Businesses.** This bill worsens cronyism by providing the Innovation Technology Loan Fund (LIFT) another $15 million in taxpayer funds. This government program socializes risky loans and lending costs onto taxpayers to benefit the “technology advancement” of government favored companies in select industries. ACU believes the private marketplace is the best mechanism to assess risk and direct lending to the worthiest initiatives. ACU opposes this cronyism and competition with the private sector which provides competitive advantages to government-favored companies while socializing the risk and costs onto taxpayers and opposed this bill. The Senate passed the bill on April 7, 2021 by a vote of 46-1 and the bill was signed into law.

4. **HB 1152 Expanding Individual Liberties by Allowing Cigar Bars and Lounges.** This bill would strengthen individual liberties by authorizing cigar bars and lounges to operate in North Dakota. Under the bill, smoking would be permitted inside a cigar lounge that has a humidor on the premises, is completely enclosed, and is equipped with a ventilation system that does not recirculate through nonsmoking areas. ACU supports strengthening individual liberties, expanding consumer choice, and fostering business growth by reducing excessive regulations and supported this bill. The Senate defeated the bill on March 24, 2021 by a vote of 23-24.

5. **HB 1164 Strengthening State Rights by Providing a Check on Presidential Executive Orders.** This bill provides a critical check on unconstitutional actions taken by the federal executive branch. Under the bill, the joint government operations committee of the general assembly is directed to review executive orders issued by the president and provide recommendations to the AG and the governor for further review. If the AG finds that the executive order is unconstitutional, then the state, political subdivisions, or organizations receiving public funds from the state may not implement the executive order. ACU supports strengthening state rights and placing a check on unconstitutional actions taken by the federal government and supported this bill. The Senate passed the bill on April 19, 2021 by a vote of 40-7 and the bill was signed into law.

6. **HB 1175 Protecting Businesses from Frivolous COVID-19 Lawsuits.** This bill is designed to protect businesses and health care providers from frivolous litigation by limiting opportunities for lawsuit abuse relating to a public health pandemic such as COVID-19. Specifically, the bill would limit liability regarding a pandemic except in cases of “gross negligence” or “willful misconduct.” ACU supports this critical measure to help allow businesses to fully reopen by protecting them from frivolous litigation and supported this bill. The Senate passed the bill on April 15, 2021 by a vote of 40-7 and the bill was signed into law.
7. **HB 1207 Protecting the Integrity of Asbestos Trust Funds.** This bill would help protect asbestos trust funds from abuse and ensure that individuals with legitimate claims have an opportunity to be made whole by improving the transparency of claims. Under the bill, courts would have greater ability to identify plaintiffs who have already received awards from asbestos funds to compensate for their injuries. Specifically, the bill would require plaintiffs to disclose all claims relating to each trust fund from which they have sought relief. Additionally, the bill would permit defendants to seek discovery (i.e., one party’s requests for evidence from another) from an asbestos trust. Additionally, the bill requires individuals seeking legal action to already possess a diagnosis of an asbestos-related condition. This bill is modeled after legislation supported by the American Legislative Exchange Council (ALEC). ACU supports litigation reform that protects the integrity of the asbestos trust fund and allows for legitimate claims and supported this bill. The Senate passed the bill on March 30, 2021 by a vote of 41-6 and the bill was signed into law.

8. **HB 1248 Strengthening Second Amendment Rights by Preventing Local Governments from Imposing Gun Control.** This bill strengthens the state’s preemption law to ensure localities may not impose zoning ordinances that restrict firearm possession. The bill also establishes a cause of action if a locality fails to comply. ACU supports the founders’ belief in the Second Amendment and supported this bill. The Senate passed the bill on April 8, 2021 by a vote of 26-20 and the bill was signed into law.

9. **HB 1256 Strengthening Election Integrity by Prohibiting Funding from Outside Sources.** This bill strengthens election integrity by helping ensure outside donors do not influence the administration of elections. Specifically, the bill prohibits the state and political subdivisions from accepting grants or donations from private persons for conducting an election. The bill is in response to individuals such as Facebook CEO Mark Zuckerberg who in the 2020 election channeled over $400 million through his nonprofits to influence the operations of local election offices. ACU supports efforts to strengthen the integrity of our elections and supported this bill. The Senate passed the bill on March 8, 2021 by a vote of 24-22 and the bill was signed into law.

10. **HB 1281 Expanding School Choice Through a Non-Public School Tax Credit.** This bill helps expand school choice by providing an income tax credit to individuals who send their child to a private school. The tax credit equals $500 for each dependent child who attends a non-public school for an entire year. Considering it costs the state thousands of dollars to educate a child, ACU recognizes the significant savings this tax credit provides the state by allowing more parents to send their children to a private school. ACU supports improving educational outcomes by expanding school choice for families and students and supported this bill. The Senate defeated the bill on March 22, 2021 by a vote of 15-32.

11. **HB 1286 Expanding Consumer Choice by Allowing Distilleries to Operate a Satellite Location.** This bill expands competition and consumer choice by permitting distilleries to operate satellite tasting rooms. Existing law only permits tasting rooms (where consumers can purchase and sample products) to operate where distilled products are produced. ACU supports a freer market in the alcoholic beverage industry, supports expanding consumer choice and fostering business growth by reducing excessive regulations and supported this bill as a step in the right direction. The Senate passed the bill on March 9, 2021 by a vote of 40-6 and the bill was signed into law.

12. **HB 1297 Strengthening Second Amendment Rights by Expanding Concealed Carry.** This bill strengthens Second Amendment rights by expanding locations where law-abiding gun owners may carry a concealed firearm. Under current law, law-abiding gun owners are prohibited from carrying a concealed firearm at athletic or sporting events. This bill clarifies that gun owners are only prohibited from carrying a concealed firearm at athletic or sporting events that are “school” sporting events. Additionally, firearm owners are no longer burdened to obtain specific permission from a church pastor to conceal carry in a church if the church has adopted a general policy permitting concealed carry. ACU supports the founders’ belief in the Second Amendment and supported this bill. The Senate passed the bill on April 8, 2021 by a vote of 41-5 and the bill was signed into law.
13. HB 1298 Protecting Girl’s Athletics from Competition with Boys. This bill protects the institution of girl’s athletics by requiring all public elementary and secondary schools to maintain separate competition for female and male students. Under the bill, schools are prohibited from allowing an individual of the opposite sex from competing on a school-sponsored athletic team that is exclusively for females. ACU believes all individuals should be treated with dignity and respect and have the same opportunities under the law. ACU also recognizes that there are numerous standard classifications in sports (such as age, weight, etc.) to ensure fair competition. Therefore, ACU supports ensuring fair competition amongst girls teams competing across the state and supported this bill. The Senate failed to override the governor’s veto on April 22, 2021 by a vote of 28-19. (A two-thirds vote was needed.)

14. HB 1323 Strengthening Individual Liberties by Prohibiting Government Mask Mandates. This bill strengthens individual liberties by prohibiting a state elected official or health officer from mandating the use of a face mask, face shield, or other face covering. However, cities, counties, school boards and businesses would still be able to require masks. ACU supports strengthening individual liberties and supported this bill. The Senate voted to override the governor’s veto on April 22, 2021 by a vote of 32-15 and the bill became law.

15. HB 1335 Strengthening the Reservation of Power Provided Under the Tenth Amendment. This bill strengthens state sovereignty by clarifying that no public official or employee is required to comply with an executive order, federal agency regulation, or federal statute that infringes on powers reserved to the states. ACU supports efforts to safeguard the Tenth Amendment and protect against federal overreach and supported this bill. The Senate passed the bill on March 30, 2021 by a vote of 29-18 and the bill was signed into law.

16. HB 1383 Making North Dakota a “Second Amendment Sanctuary” State. This bill makes North Dakota a “Second Amendment Sanctuary’ state by prohibiting the enforcement of any federal firearm regulation or law enacted after January 1, 2021 that is more restrictive than state law. ACU supports the founders’ belief in the Second amendment and supported this bill. The Senate passed the bill on April 19, 2021 by a vote of 40-7 and the bill was signed into law.

17. HB 1386 Protecting Businesses from Government Shutdowns and other Interference in Operation. This bill helps protects businesses from overreaching regulations imposed by local governments which interfere with the ability of a business to operate, such as restricting operating hours or imposing capacity limitations. The bill ensures the legislature remains the authority on these issues and is largely in response to unequal government-imposed shutdowns that occurred during the coronavirus (COVID-19). ACU supports the right of individuals to manage their own risks, believes that many of the government’s responses to COVID-19 have done more harm than good, and supported this bill. The Senate defeated the bill on March 31, 2021 by a vote of 15-32.

18. HB 1396 Protecting Firearm Manufacturers from Frivolous Litigation. This bill protects firearm manufacturers and dealers from frivolous lawsuits by stipulating that a firearm manufacturer, seller, or dealer is not liable for the criminal and unlawful use of a firearm by a third party. While these protections exist under current federal law, these protections have come under attack by the Biden administration. ACU supports the founders’ belief in the Second Amendment, opposes subjecting law-abiding firearm manufacturers and dealers to lawsuit abuse through no fault of their own and supported this bill. The Senate passed the bill on March 31, 2021 by a vote of 43-4 and the bill was signed into law.

19. HB 1398 Blocking Enactment of Local Paid Leave Mandates. This bill prohibits localities from infringing contracting rights by imposing paid leave mandates. Specifically, the bill prohibits any political subdivision from adopting an ordinance that requires an employer to provide paid family leave to employees that exceeds the requirements of state and federal law. ACU supports the right of employees and employers to freely negotiate the terms of a contract, opposes government interference the in the right to contract that may reduce employment opportunities and other job perks and supported this bill. The Senate passed the bill on March 8, 2021 by a vote of 43-7, and the bill was signed into law.

20. HB 1413 Unnecessarily Driving Up Taxpayer Costs by Advancing “Free” School Meals for All Students. This bill unnecessarily drives up taxpayer costs by directing a legislative management study evaluating the expansion of “free” school breakfast and lunch to all students, regardless of income. ACU recognizes that students from low-income families are already eligible for no cost meals under existing government programs. ACU opposes unnecessarily burdening taxpayers by socializing the costs of meals for students who can afford them, and mis-utilizing scarce taxpayer resources on pointless studies and opposed this bill. The Senate defeated the bill on March 19, 2021 by a vote of 9-37.
21. HB 1452 Expanding Cronyism by Socializing “Clean Sustainable Energy” Costs. This bill expands cronyism by establishing a new bureaucracy to dole out $25 million in taxpayer funds through a new “clean sustainable energy” program. The bill is largely designed to enrich the coal industry through grants and loans for “low-emission technology”. ACU supports all sources of energy and does not believe government should favor one source of energy over another. ACU opposes this cronyism which benefits select companies while socializing costs onto taxpayers and opposed this bill. The Senate passed the bill on April 13, 2021 by a vote of 41-6 and the bill was signed into law.

22. HB 1464 Hiking the State Gas Tax Without Voter Approval. This bill hikes the state gas tax from 23 cents to 26 cents per gallon, and the electric vehicle road use fee from $120 to $135. However, the bill fails to include a ballot referendum to provide the people a voice, which places pressure on the state to justify the tax increase and make other reforms to better utilize existing resources. While ACU believes the user fee model (such as the gas tax and electric vehicle fee) is the best method to fund transportation, we oppose increases without a vote of the people and opposed this bill. The Senate defeated the bill on March 26, 2021 by a vote of 16-29.

23. HB 1465 Protecting North Dakotans from Government-Imposed “Vaccine Passports.” This bill strengthens individual liberties by ensuring individuals may traverse the state without the government mandating they become vaccinated (i.e., “vaccine passports”). Specifically, the bill prevents state or local officials from requiring proof of vaccination to enter a government facility or forcing a private business to require proof of vaccination to operate. ACU supports the ability of Americans to manage their own risk related to illnesses, believes that many of government’s reactions to COVID-19 have done more harm than good and supported this bill. The Senate passed the bill on April 28, 2021 by a vote of 44-3 and the bill was signed into law.

24. HB 1475 Expanding Cronyism by Socializing “Agricultural Development” Costs. This bill is designed to enrich the agricultural industry by establishing a new “agricultural diversification and development” fund. This fund will dole out $10 million in taxpayer funds through loans and grants to government-favored value-added agricultural businesses. ACU opposes this cronyism which enriches and provides competitive advantages to select businesses while socializing the costs onto taxpayers and opposed this bill. The Senate passed the bill on April 12, 2021 by a vote of 46-1 and the bill was signed into law.

25. HB 1503 Strengthening Free Speech on College Campuses. This bill would strengthen free speech at public universities in the state by requiring institutions to adopt policies supporting the right of students to exercise their First Amendment rights. Under the bill, student-on-student discriminatory harassment is prohibited and clarifies that public institutions are banned from enacting “free speech zones,” which ultimately restrict free speech in all other areas. Additionally, the bill ensures that universities fund student organizations in a viewpoint-neutral manner. Lastly, the bill provides greater free speech protections to faculty. ACU supports the freedom of speech and assembly as protected under the First Amendment and supported this bill. The Senate passed the bill on April 1, 2021 by a vote of 35-12 and the bill was signed into law.

26. HB 1508 (1st Special Session) Combatting Critical Race Theory and Leftist Indoctrination at Public Schools. This bill is designed to ensure students receive instruction on core subject areas and prevent K-12 classrooms from being used to indoctrinate students with Leftist ideals such as critical race theory (CRT). Most notably, the bill prohibits teaching the concepts that “racism is systemically embedded in American society.” ACU recognizes that CRT is a tool used by the radical Left to advance division amongst Americans and expand the role of government. ACU believes it is abhorrent to advance this indoctrination on young students and supported this bill. The Senate passed the bill on November 12, 2021 by a vote of 38-9 and the bill was signed into law.

27. SB 2010 Increasing Unnecessary Spending - Council on the Arts. This bill increases spending on an initiative that is not a core function of government by providing $1.6 million in funding to the Council on the Arts. ACU opposes government interference in the arts, strongly cautions against this slippery slope toward exploitation and control of the arts (a defining characteristic of authoritarian governments), and instead supports private sector efforts to encourage vibrant and free expression as protected under the First Amendment and opposed this bill. The Senate passed the bill on April 26, 2021 by a vote of 38-8 and the bill was signed into law.
28. **SB 2030 Preventing Taxpayer Funding of Abortion Providers.** This bill ensures that taxpayer funds meant for a higher education matching grant program do not fund organizations which provide abortions. Under the bill, an institution that promotes elective abortions whether through sponsorships, partnerships, or funding is ineligible to receive dollars from the grant program. ACU believes abortion is a human tragedy, supports restrictions on taxpayer funding of the practice and supported this bill. The Senate passed the bill on April 26, 2021 by a vote of 35-11 and the bill was signed into law.

29. **SB 2046 Reforming the State’s Pension System to Reduce Unfunded Liabilities.** This bill is designed to address the skyrocketing unfunded liabilities within the state’s pension system, which have surged to over $1.5 billion. Most notably, the bill transitions future state employees to a “defined contribution” plan as opposed to the existing “defined benefit” plan. Additionally, the bill separates political subdivisions into their own plan to protect state taxpayers from risk. ACU recognizes that additional reforms still need to be made to improve the solvency of the pension system but supported this bill as a step in the right direction. The Senate defeated the bill on April 29, 2021 by a vote of 12-35.

30. **SB 2064 Promoting Frivolous Litigation by Exposing Corporate Executives to Unjust Liability.** This bill threatens to extend liability to corporate executives in the oil industry for wrongful conduct, regardless of the officer being aware or involved. Specifically, this bill changes the definition of “person” to include a “responsible corporate officer” in state law that deals with the control of gas and oil resources. This change could expose an individual to civil and criminal liability simply because of the title and position they hold, without regard to any wrongdoing on their part. ACU opposes this attempt by trial lawyers to expand the scope of negligence lawsuits, opposes targeting a single industry with unjust legal changes and putting law-abiding individuals at risk and opposed this bill. The Senate defeated the bill on January 20, 2021 by a vote of 7-39.

31. **SB 2156 Advancing the War on Individual Liberties by Raising the Nicotine Age to 21.** This bill violates individual liberties by prohibiting adults under age 21 from purchasing tobacco, nicotine or vaping, and e-cigarette products such as Juul. This bill is a result of efforts by the federal government to strong-arm states by threatening to withhold Federal Substance Abuse Prevention and Treatment Block Grant funding if they do not come into compliance with the new federal nicotine law. Additionally, the bill imposes overly punitive penalties on youths caught buying or possessing nicotine products including community service or of revoking their driver’s licenses after multiple violations. ACU believes tobacco and nicotine usage is a personal liberty issue, believes those who are old enough to fight for our country are old enough to decide whether to use these products and opposed this bill. The Senate passed the bill on January 18, 2021 by a vote of 40-7 and the bill was signed into law.

32. **SB 2170 Threatening Innovation Through a Pharmaceutical Drug Price Control Scheme.** This bill threatens innovation in the marketplace by imposing price controls on a long list of pharmaceutical drugs. This bill would place price controls on 250 drugs, using the prescription drugs prices found in Canada as a reference. This bill even goes as far as granting the insurance commissioner the authority to determine rates, should a specific reference price not be available in Canada. Additionally, the bill imposes a penalty onto pharmaceutical companies that withdraw from sale or distribution in the state to avoid rate limitation or refuses to negotiate prices “in good faith” of $500,000 or the amount of “annual savings determined by the commissioner,” whichever is great. ACU opposes government interference in the marketplace and price control mechanisms that threaten innovation and opposed this bill. The Senate passed the bill on February 19, 2021 by a vote of 24-22. (The bill was defeated in the House.)

33. **SB 2181 Protecting Religious Liberties during a State of Emergency.** This bill protects religious liberties by placing limitations on the authority of the governor and state health officer during a declared disaster or emergency. Under the bill, the governor and health officer are prohibited from issuing any order that substantially burdens a person’s exercise of religion, treats religious conduct more restrictively than any secular conduct, and restrict religious conduct more so than comparable conduct because of alleged economic need or benefit. The bill provides for legal relief if provisions are violated, which include costs and attorney’s fees. ACU supports protecting religious liberties, believes that many of government’s actions during the coronavirus (COVID-19) outbreak did more harm than good and supported this bill. The Senate passed the bill on January 28, 2021 by a vote of 46-0 and the bill was signed into law.
34. **SB 2215 Improving Educational Outcomes and Weakening Union Control by Reforming the Collective Bargaining Process.** This bill is designed to improve educational outcomes by placing a check on the power union bosses have over local school districts. Specifically, the bill helps reduce disruptions within the educational system by setting deadlines that must be met to settle negotiations between school districts and teacher labor unions. ACU opposes the power of greedy union bosses to hold children’s education hostage and supported this bill. The Senate passed the bill on February 16, 2021 by a vote of 37-10 and the bill was signed into law.

35. **SB 2220 Expanding Sunday Sales of Alcoholic Beverages.** This bill strengthens individual liberties and economic growth by permitting bars and liquor stores to sell alcohol on Sunday mornings. Under the bill, the start time for Sunday alcohol sales is moved from 11 a.m. to 8 a.m. ACU supports a freer market in alcoholic beverages, supports expanding individual liberties by ending these prohibition-era restrictive laws and supported this bill. The Senate passed the bill on February 5, 2021 by a vote of 24-22 and the bill was signed into law.

36. **SB 2222 Maintaining High Health Care Costs by Preserving Obamacare.** This bill prevents consumers from obtaining cheaper health care policies by codifying into state law nearly all major provisions of the Affordable Care Act (Obamacare). Some of the key provisions include coverage of the “essential health benefits” provided under Obamacare, mandating that adults up to age 26 may remain on their parents’ insurance and prohibiting consideration of pre-existing conditions when determining premiums. ACU has long opposed Obamacare, which has sent health care costs skyrocketing, opposes its mandates which prevent individuals from obtaining more affordable health care by selecting the plan that best fits their needs and opposed this bill. The Senate defeated the bill on January 29, 2021 by a vote of 7-39.

37. **SB 2224 Furthering Government Dependency by Expanding Medicaid Benefits to Cover Metabolic Supplements.** This bill further proliferates dependence on government by expanding benefits provided under the Medicaid system. Under the bill, Medicaid must now also include coverage of metabolic supplements for individuals under nineteen years of age. ACU supports efforts to help people live happier, healthier, more productive lives, opposes further expanding a program rife with fraud and waste and opposed this bill. The Senate passed the bill on February 17, 2021 by a vote of 46-1 and the bill was signed into law.

38. **SB 2237 Protecting Coal Power Plants from Stringent Local Regulations on Emissions.** This bill protects coal powerplants from overreaching state and local government emissions regulations. Under the bill, state and local governments may not implement regulations or air quality rules affecting coal-fueled electric generating units that are more stringent than federal rules. ACU supports all sources of energy, opposes government overreach at all levels of government and supported this bill. The Senate passed the bill on February 17, 2021 by a vote of 47-0 and the bill was signed into law.

39. **SB 2288 Expanding School Choice through an Educational Scholarship Tax Credit Program.** This bill improves educational outcomes by expanding school choice through a new education scholarship tax credit program worth up to $3 million. The money generated from this credit would be used to allow low-income students the ability to attend participating non-public K-12 schools. ACU supports the expansion of school choice, believes that educational support should follow the child rather than the school, and supported this bill as a step in the right direction. The Senate defeated the bill on February 22, 2021 by a vote of 16-30.

40. **SB 2344 Protecting Second Amendment Rights During a State of Emergency.** This bill protects Second Amendment rights by restricting any state entity from implementing firearm regulation during a state of emergency. Specifically, the bill prohibits any entity of the state from closing or limiting the operating hours of any shooting range or any entity engaged in the lawful selling or servicing of any firearm, ammunition, or accessory. Additionally, the bill prohibits requiring the registration of any firearm, accessory, or ammunition and the suspension or refusal of a permit to conceal carry (except as provided by law). ACU supports the founders’ belief in the Second Amendment and supported this bill. The Senate passed the bill on February 19, 2021 by a vote of 46-0 and the bill was signed into law.

41. **HCR 3040 Requiring a Two-Thirds Vote of the Legislature to Increase Taxes.** This resolution helps protects North Dakotans from excessive taxation by requiring a two-thirds vote of each house of the legislative assembly in order to impose, levy, or increase a tax. ACU believes new taxes and tax hikes should be a measure of last resort, supports this additional taxpayer protection, and supported this resolution. The Senate defeated the resolution on April 1, 2021 by a vote of 18-28.
NORTH DAKOTA HOUSE STATISTICS

OVERALL AVERAGE: 69%

REPUBLICAN AVERAGE: 77% ↓ 1% since last year

DEMOCRAT AVERAGE: 23% ↓ 10% since last year

LOWEST REPUBLICAN: KEISER, GEORGE 41%

HIGHEST DEMOCRAT: BOE, TRACY 53%

NORTH DAKOTA HOUSE CONSERVATIVE RATINGS

RED = REPUBLICANS
BLUE = DEMOCRATS
81 TOTAL IN HOUSE
14 TOTAL IN HOUSE

# OF STATE REPS

2021 ACUF PERCENTAGE

0-9% 10-19% 20-29% 30-39% 40-49% 50-59% 60-69% 70-79% 80-89% 90-100%
## NORTH DAKOTA HOUSE SCORES

### NORTH DAKOTA HOUSE VOTE DETAIL

<table>
<thead>
<tr>
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<th>Dist</th>
<th>2021 %</th>
<th>2020 %</th>
<th>LIFETIME AVG</th>
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* = Member voted with ACU’s position
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- HB 1118 Providing a Legislative Check on the Governor’s Health-Related Emergency Powers
- HB 1129 Eliminating State Taxes on Social Security Income
- HB 1141 Expanding Cronyism by Providing Loans to Government-Favored Businesses
- HB 1152 Expanding Individual Liberties by Allowing Cigar Bars and Lounges
- HB 1165 Strengthening State Rights by Providing a Check on Presidential Executive Orders
- HB 1175 Protecting Businesses from Frivolous COVID-19 Lawsuits
- HB 1207 Protecting the Integrity of Asbestos Trust Funds
- HB 1248 Expanding Second Amendment Rights by Preventing Local Governments from Imposing Gun Control
- HB 1256 Strengthening Election Integrity by Prohibiting Funding from Outside Sources
- HB 1281 Expanding School Choice Through a Non-Public School Tax Credit
- HB 1286 Expanding Consumer Choice by Allowing Distilleries to Operate a Satellite Location
- HB 1297 Strengthening Second Amendment Rights by Expanding Concealed Carry

- HB 1298 Protecting Girl’s Athletics from Competition with Boys
- HB 1299 Interfering in the Private Marketplace by Forcing Businesses to Accept Cash
- HB 1325 Strengthening Individual Liberties by Prohibiting Government Mask Mandates
- HB 1335 Strengthening the Reservation of Power Provided Under the Tenth Amendment
- HB 1341 Driving Up Unemployment by Raising the Minimum Wage
- HB 1369 Strengthening School Choice by Funding Students not Schools
- HB 1381 Making North Dakota a “Second Amendment Sanctuary” State
- HB 1396 Protecting Businesses from Government Shutdowns and other Interference in Operation
- HB 1398 Protecting Firearm Manufacturers from Frivolous Litigation
- HB 1403 Blocking Enactment of Local Paid Leave Mandates
- HB 1405 Hiking the Cigarette Tax by an Additional $10 a Pack
- HB 1413 Unnecessarily Driving Up Taxpayer Costs by Advancing “Free” School Meals for All Students

- HB 1422 Imposing 300% Tax Hikes on Cigars and Chewable Tobacco Products
- HB 1433 Raising Employment Costs by Abusing Worker’s Compensation
- HB 1434 Prohibiting Employers from Seeking the Salary History of Job Applicants
- HB 1452 Expanding Cronyism by Socializing “Clean Sustainable Energy” Costs
- HB 1464 Hiking the State Gas Tax Without Voter Approval
- HB 1465 Protecting North Dakotans from Government-Imposed “Vaccine Passports”
- HB 1475 Expanding Cronyism by Socializing “Agricultural Development” Costs
- HB 1487 Reducing Cronyism by Reforming a Beef Checkoff Program
- HB 1503 Strengthening Free Speech on College Campuses
- HB 1508 (1st Special Session) Combating Critical Race Theory and Leftist Indoctrination at Public Schools
- SB 2010 Increasing Unnecessary Spending - Council on the Arts
- SB 2030 Preventing Taxpayer Funding of Abortion Providers

- SB 2046 Reforming the State’s Pension System to Reduce Unfunded Liabilities
- SB 2156 Advancing the War on Individual Liberties by Raising the Nicotine Age to 21
- SB 2170 Threatening Innovation Through a Pharmaceutical Drug Price Control Scheme
- SB 2181 Protecting Religious Liberties during a State of Emergency
- SB 2215 Improving Educational Outcomes and Weakening Union Control by Reforming the Collective Bargaining Process
- SB 2220 Expanding Sunday Sales of Alcoholic Beverages
- SB 2224 Furthering Government Dependency by Expanding Medicaid Benefits to Cover Metabolic Supplements
- SB 2227 Protecting Coal Power Plants from Stringent Local Regulations on Emissions
- SB 2344 Protecting Second Amendment Rights During a State of Emergency
- HCR 3040 Requiring a Two-Thirds Vote of the Legislature to Increase Taxes
## NORTH DAKOTA HOUSE VOTE DETAIL

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<td>81%</td>
<td>74%</td>
<td>*</td>
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= Member was absent for vote

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<th>2021 %</th>
<th>2020 %</th>
<th>LIFETIME AVG</th>
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- SB 2344 Protecting Second Amendment Rights During a State of Emergency
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<th>2020 %</th>
<th>LIFETIME AVG</th>
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† = Legislator did not vote on enough of the selected bills and as a result did not receive a rating for the 2021 session. Two-thirds of the selected bills must be voted on to receive a score.  
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<td>77%</td>
<td>79%</td>
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• HB 1118 Providing a Legislative Check on the Governor’s Health-Related Emergency Powers.
• HB 1129 Eliminating State Taxes on Social Security Income.
• HB 1141 Expanding Cronyism by Providing Loans to Government-Favored Businesses.
• HB 1152 Expanding Individual Liberties by Allowing Cigar Bars and Lounges.
• HB 1164 Expanding State Rights by Providing a Check on Presidential Executive Orders.
• HB 1175 Protecting Businesses from Frivolous COVID-19 Lawsuits.
• HB 1207 Protecting the Integrity of Asbestos Trust Funds.
• HB 1248 Strengthening Second Amendment Rights by Preventing Local Governments from Imposing Gun Control.
• HB 1256 Strengthening Election Integrity by Prohibiting Funding from Outside Sources.
• HB 1281 Expanding School Choice through a Non-Public School Tax Credit.
• HB 1286 Expanding Consumer Choice by Allowing Distilleries to Operate a Satellite Location.
• HB 1297 Strengthening Second Amendment Rights by Expanding Concealed Carry.
• HB 1298 Protecting Girl’s Athletics from Competition with Boys.
• HB 1299 Interfering in the Private Marketplace by Forcing Businesses to Accept Cash.
• HB 1323 Strengthening Individual Liberties by Prohibiting Government Mask Mandates.
• HB 1335 Strengthening the Reservation of Power Provided Under the Tenth Amendment.
• HB 1341 Driving Up Unemployment by Raising the Minimum Wage.
• HB 1369 Strengthening School Choice by Funding Students not Schools.
• HB 1383 Making North Dakota a Second Amendment Sanctuary State.
• HB 1386 Protecting Businesses from Government Shutdowns and other Interference in Operation.
• HB 1396 Protecting Firearm Manufacturers from Frivolous Litigation.
• HB 1398 Blocking Enactment of Local Paid Leave Mandates.
• HB 1403 Hiking the Cigarette Tax by an Additional $1.10 a Pack.
• HB 1433 Unnecessarily Driving Up Taxpayers Costs by Advancing “Free” School Meals for All Students.
• HB 1422 Imposing 300% Tax Hikes on Cigars and Chewable Tobacco Products.
• HB 1433 Raising Employment Costs by Abusing Worker’s Compensation.
• HB 1434 Prohibiting Employers from Seeking the Salary History of Job Applicants.
• HB 1452 Expanding Cronyism by Socializing “Clean Sustainable Energy” Costs.
• HB 1464 Hiking the State Gas Tax Without Voter Approval.
• HB 1465 Protecting North Dakotans from Government-Imposed “Vaccine Passports.”
• HB 1475 Expanding Cronyism by Socializing “Agricultural Development” Costs.
• HB 1487 Reducing Cronyism by Reforming a Beef Checkoff Program.
• HB 1503 Strengthening Free Speech on College Campuses.
• HB 1508 (1st Special Session) Combating Critical Race Theory and Leftist Indoctrination at Public Schools.
• SB 2010 Increasing Unnecessary Spending - Council on the Arts.
• SB 2050 Preventing Taxpayer Funding of Abortion Providers.
• SB 2046 Reforming the State’s Pension System to Reduce Unfunded Liabilities.
• SB 2156 Advancing the War on Individual Liberties by Raising the Nicotine Age to 21.
• SB 2170 Threatening Innovation Through a Pharmaceutical Drug Price Control Scheme.
• SB 2181 Protecting Religious Liberties during a State of Emergency.
• SB 2215 Improving Educational Outcomes and Weakening Union Control by Reforming the Collective Bargaining Process.
• SB 2220 Expanding Sunday Sales of Alcoholic Beverages.
• SB 2224 Furthering Government Dependency by Expanding Medicaid Benefits to Cover Metabolic Supplements.
• SB 2237 Protecting Coal Power Plants from Stringent Local Regulations on Emissions.
• SB 2344 Protecting Second Amendment Rights During a State of Emergency.
• HCR 3040 Requiring a Two-Thirds Vote of the Legislature to Increase Taxes.
### NORTH DAKOTA HOUSE VOTE DETAIL

<table>
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<tr>
<th>Party</th>
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</tbody>
</table>

+ = Member voted with ACU’s position  
† = Member did not vote on enough of the selected bills and as a result did not receive a rating for the 2021 session. Two-thirds of the selected bills must be voted on to receive a score.  
R = Republican  D = Democrat  I = Independent  
x = Member was absent for vote

- HB 1118 Providing a Legislative Check on the Governor’s Health-Related Emergency Powers.  
- HB 1129 Eliminating State Taxes on Social Security Income.  
- HB 1142 Expanding Cryptocurrency by Providing Loans to Government-Favored Businesses.  
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- HB 11207 Protecting the Integrity of Asbestos Trust Funds.  
- HB 1248 Expanding Second Amendment Rights by Preventing Local Governments from Imposing Gun Control.  
- HB 1255 Expanding Immigration Election Integrity by Prohibiting Funding from Outside Sources.  
- HB 12381 Expanding School Choice through a Non-Public School Tax Credit.  
- HB 1236 Expanding Consumer Choice by Allowing Distilleries to Operate a Satellite Location.  
- HB 12397 Expanding Second Amendment Rights by Expanding Concealed Carry.

- HB 1298 Protecting Girl’s Athletics from Competition with Boys.  
- HB 1299 Interfering in the Private Marketplace by Forcing Businesses to Accept Cash.  
- HB 13481 Expanding Individual Liberties by Prohibiting Government Mask Mandates.  
- HB 1351 Expanding the Reservation of Power Provided under the Tenth Amendment.  
- HB 1341 Driving Up Unemployment by Raising the Minimum Wage.  
- HB 1369 Expanding School Choice by Funding Students not Schools.  
- HB 1383 Making North Dakota a ‘Second Amendment Sanctuary’ State.  
- HB 13961 Protecting Firearms Manufacturers from Frivolous Litigation.  
- HB 1396 Blocking Enactment of Local Paid Leave Mandates.  
- HB 1403 Hiking the Cigarette Tax by an Additional $110 a Pack.  
- HB 1413 Unnecessarily Driving Up Taxpayer Costs by Advancing ‘Free’ School Meals for All Students.

- HB 1422 Imposing 50% Tax Hikes on Cigars and Chewable Tobacco Products.  
- HB 1433 Raising Employment Costs by Abusing Worker’s Compensation.  
- HB 1454 Prohibiting Employers from Seeking the Salary History of Job Applicants.  
- HB 1452 Expanding Cryptocurrency by Socializing ‘Clean Sustainable Energy’ Costs.  
- HB 1464 Hiking the State Gas Tax Without Voter Approval.  
- HB 1465 Protecting North Dakotans from Government-Imposed ‘Vaccine Passports.’  
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- HB 1508 1st Special Session Combating Critical Race Theory and Leftist Indoctrination at Public Schools.  
- SB 2030 Preventing Taxpayer Funding of Abortion Providers.

- SB 2046 Reforming the State’s Pension System to Reduce Unfunded Liabilities.  
- SB 2156 Advancing the War on Individual Liberties by Raising the Nicotine Age to 21.  
- SB 2170 Threatening Innovation Through a Pharmaceutical Drug Price Control Scheme.  
- SB 2181 Protecting Religious Liberty during a State of Emergency.  
- SB 2224 Furthering Government Dependency in the Tenth Amendment.  
- HB 2257 Protecting Coal Power Plants from Stringent Local Regulations on Emissions.  
- SB 2344 Protecting Second Amendment Rights During a State of Emergency.  
- HCR 3040 Requiring a Two-Thirds Vote of the Legislature to Increase Taxes.
| Party          | Dist | 2021 % | 2020 % | LIFETIME AVG | HB 1118 | HB 1129 | HB 1141 | HB 1152 | HB 1164 | HB 1175 | HB 1187 | HB 1194 | HB 1207 | HB 1248 | HB 1256 | HB 1281 | HB 1286 | HB 1297 | HB 1298 | HB 1299 | HB 1323 | HB 1335 | HB 1341 | HB 1369 | HB 1383 | HB 1386 | HB 1396 | HB 1398 | HB 1403 | HB 1413 | HB 1422 | HB 1433 | HB 1434 | HB 1452 | HB 1464 | HB 1465 | HB 1475 | HB 1487 | HB 1503 | HB 1508 | HB 2010 | HB 2030 | HB 2046 | HB 2156 | HB 2170 | HB 2181 | HB 2215 | HB 2220 | HB 2224 | HB 2237 | HB 2344 | HCR 3040 | MGD 2040 |
|---------------|------|--------|--------|-------------|---------|---------|---------|---------|---------|---------|---------|---------|---------|---------|---------|---------|---------|---------|---------|---------|---------|---------|---------|---------|---------|---------|---------|---------|---------|---------|---------|---------|---------|---------|---------|---------|---------|---------|---------|---------|---------|---------|---------|---------|---------|---------|---------|---------|---------|
| TOMAN, NATHAN | R    | 34     | 96%    | 92%        | 89%     | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       |
| TROTTIER, WAYNE | R   | 19     | 80%    | 81%        | 74%     | X       | -       | +       | +       | +       | +       | X       | +       | +       | -       | -       | +       | +       | -       | -       | +       | +       | +       | +       | +       | +       | +       | +       | X       | +       | +       | +       | +       | +       | +       | +       | +       | +       |
| TVEIT, BILL   | R    | 33     | 83%    | 77%        | 80%     | *       | +       | -       | -       | -       | +       | *       | +       | *       | *       | *       | *       | *       | *       | +       | -       | -       | -       | -       | +       | +       | *       | *       | *       | *       | +       | +       | +       | +       | +       | +       | +       |
| VETTER, STEVE | R    | 18     | 85%    | 81%        | 80%     | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       |
| VIGESAA, DON  | R    | 23     | 76%    | 77%        | 75%     | +       | +       | -       | +       | +       | +       | -       | +       | +       | +       | -       | -       | +       | +       | +       | +       | +       | +       | +       | +       | -       | -       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       |
| WEISZ, ROBIN  | R    | 14     | 84%    | 78%        | 78%     | +       | +       | -       | +       | *       | +       | -       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | -       | +       | -       | +       | -       | +       | +       | +       | +       | +       | +       |
| WESTLIND, GREG | R    | 15     | 65%    | 69%        | 55%     | +       | -       | +       | +       | +       | +       | +       | *       | -       | -       | +       | +       | -       | -       | -       | -       | +       | +       | +       | -       | +       | -       | +       | +       | -       | +       | +       | +       | +       | +       | +       | +       |
| ZUBKE, DENTON | R    | 39     | 67%    | n/a        | 67%     | +       | -       | +       | +       | +       | +       | *       | +       | +       | +       | +       | *       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       | +       |

+ = Member voted with ACU's position
- = Member voted against ACU's position
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R = Republican  D = Democrat  I = Independent
x = Member was absent for vote
1. **HB 1118 Providing a Legislative Check on the Governor's Health-Related Emergency Powers.** This bill helps protect individual liberties by providing a check on the governor’s authority to declare public health-related emergency declarations. Under the bill, the governor’s emergency order would expire after 60 days, at which time a vote of the legislature would be required to extend the order. ACU supports this check on executive branch power, believes many of the government’s shutdowns in response to the COVID-19 pandemic did more harm than good, and supported this bill. The House passed the bill on April 16, 2021 by a vote of 85-3 and the bill was signed into law.

2. **HB 1129 Eliminating State Taxes on Social Security Income.** This bill provides tax relief by exempting social security benefits from the state income tax, as is the case in 37 other states. The bill phases the exemption in over a period of two years. ACU believes the social security program is the largest Ponzi scheme in world history, believes individuals forced into the system should not be taxed on the miniscule returns on investment the program provides, and supported this bill. The House passed the bill on February 3, 2021 by a vote of 92-1. (The bill failed to advance in the Senate.)

3. **HB 1141 Expanding Cronyism by Providing Loans to Government-Favored Businesses.** This bill worsens cronyism by providing the Innovation Technology Loan Fund (LIFT) another $15 million in taxpayer funds. This government program socializes risky loans and lending costs onto taxpayers to benefit the “technology advancement” of government favored companies in select industries. ACU believes the private marketplace is the best mechanism to assess risk and direct lending to the worthiest initiatives. ACU opposes this cronyism and competition with the private sector which provides competitive advantages to government-favored companies while socializing the risk and costs onto taxpayers and opposed this bill. The House passed the bill on April 15, 2021 by a vote of 79-14 and the bill was signed into law.

4. **HB 1152 Expanding Individual Liberties by Allowing Cigar Bars and Lounges.** This bill would strengthen individual liberties by authorizing cigar bars and lounges to operate in North Dakota. Under the bill, smoking would be permitted inside a cigar lounge that has a humidor on the premises, is completely enclosed, and is equipped with a ventilation system that does not recirculate through nonsmoking areas. ACU supports strengthening individual liberties, expanding consumer choice, and fostering business growth by reducing excessive regulations and supported this bill. The House passed the bill on February 17, 2021 by a vote of 48-45. (The bill failed to advance in the Senate.)

5. **HB 1164 Strengthening State Rights by Providing a Check on Presidential Executive Orders.** This bill provides a critical check on unconstitutional actions taken by the federal executive branch. Under the bill, the joint government operations committee of the general assembly is directed to review executive orders issued by the president and provide recommendations to the AG and the governor for further review. If the AG finds that the executive order is unconstitutional, then the state, political subdivisions, or organizations receiving public funds from the state may not implement the executive order. ACU supports strengthening state rights and placing a check on unconstitutional actions taken by the federal government and supported this bill. The House passed the bill on April 19, 2021 by a vote of 80-12 and the bill was signed into law.

6. **HB 1175 Protecting Businesses from Frivolous COVID-19 Lawsuits.** This bill is designed to protect businesses and health care providers from frivolous litigation by limiting opportunities for lawsuit abuse relating to a public health pandemic such as COVID-19. Specifically, the bill would limit liability regarding a pandemic except in cases of “gross negligence” or “willful misconduct.” ACU supports this critical measure to help allow businesses to fully reopen by protecting them from frivolous litigation and supported this bill. The House passed the bill on April 13, 2021 by a vote of 79-15 and the bill was signed into law.
1. HB 1267 Expanding School Choice Through a Non-Public School Tax Credit. This bill helps expand school choice by providing an income tax credit to individuals who send their child to a private school. The tax credit equals $500 for each dependent child who attends a non-public school for an entire year. Considering it costs the state thousands of dollars to educate a child, ACU recognizes the significant savings this tax credit provides the state by allowing more parents to send their children to a private school. ACU supports improving educational outcomes by expanding school choice for families and students and supported this bill. The House passed the bill on February 23, 2021 by a vote of 50-44. (The bill failed to advance in the Senate.)

2. HB 1286 Expanding Consumer Choice by Allowing Distilleries to Operate a Satellite Location. This bill expands competition and consumer choice by permitting distilleries to operate satellite tasting rooms. Existing law only permits tasting rooms (where consumers can purchase and sample products) to operate where distilled products are produced. ACU supports a freer market in the alcoholic beverage industry, supports expanding consumer choice and fostering business growth by reducing excessive regulations and supported this bill as a step in the right direction. The House passed the bill on February 3, 2021 by a vote of 93-0 and the bill was signed into law.

3. HB 1297 Strengthening Second Amendment Rights by Expanding Concealed Carry. This bill strengthens Second Amendment rights by expanding locations where law-abiding gun owners may carry a concealed firearm. Under current law, law-abiding gun owners are prohibited from carrying a concealed firearm at athletic or sporting events. This bill clarifies that gun owners are only prohibited from carrying a concealed firearm at athletic or sporting events that are “school” sporting events. Additionally, firearm owners are no longer burdened to obtain specific permission from a church pastor to conceal carry in a church if the church has adopted a general policy permitting concealed carry. ACU supports the founders’ belief in the Second Amendment and supported this bill. The House passed the bill on April 16, 2021 by a vote of 81-10 and the bill was signed into law.

4. HB 1298 Protecting Girl’s Athletics from Competition with Boys. This bill protects the institution of girl’s athletics by requiring all public elementary and secondary schools to maintain separate competition for female and male students. Under the bill, schools are prohibited from allowing an individual of the opposite sex from competing on a school-sponsored athletic team that is exclusively for females. ACU believes all individuals should be treated with dignity and respect and have the same opportunities under the law. ACU also recognizes that there are numerous standard classifications in sports (such as age, weight, etc.) to ensure fair competition. Therefore, ACU supports ensuring fair competition amongst girls teams competing across the state and supported this bill. The House voted to override the governor’s veto of the bill on April 22, 2021 by a vote of 68-25. (The Senate failed to override the governor’s veto.)
14. HB 1299 Interfering in the Private Marketplace by Forcing Businesses to Accept Cash. This bill interferes in the operations of private businesses by forcing retail establishment to accept cash. A number of businesses only accept credit cards and electronic payments and do not accept cash for a host of reasons, including security and efficiency purposes. ACU supports the freedom of businesses to accept any form of legal payment, including cash and electronic payment systems, opposes this measure designed to enrich special businesses interests and opposed this bill. The House defeated the bill on January 26, 2021 by a vote of 21-70.

15. HB 1323 Strengthening Individual Liberties by Prohibiting Government Mask Mandates. This bill strengthens individual liberties by prohibiting a state elected official or health officer from mandating the use of a face mask, face shield, or other face covering. However, cities, counties, school boards and businesses would still be able to require masks. ACU supports strengthening individual liberties and supported this bill. The House voted to override the governor’s veto on April 22, 2021 by a vote of 66-27 and the bill became law.

16. HB 1335 Strengthening the Reservation of Power Provided Under the Tenth Amendment. This bill strengthens state sovereignty by clarifying that no public official or employee is required to comply with an executive order, federal agency regulation, or federal statute that infringes on powers reserved to the states. ACU supports efforts to safeguard the Tenth Amendment and protect against federal overreach and supported this bill. The House passed the bill on February 24, 2021 by a vote of 81-13 and the bill was signed into law.

17. HB 1341 Driving Up Unemployment by Raising the Minimum Wage. This bill reduces unemployment opportunities by annually increasing the state’s minimum wage mandate until it reaches $15 per hour in 2027. ACU opposes these artificial wages that hurt those who need employment the most, such as students and inexperienced workers and opposed this bill. The House defeated the bill on February 16, 2021 by a vote of 12-82.

18. HB 1369 Strengthening School Choice by Funding Students not Schools. This bill expands school choice by establishing a new educational empowerment program. Under the program, a fund is established which helps cover the educational expenses of children in grades K-5. The program provides parents with 50 percent of the funds that the state spends to educate a child. The funds would then help cover the cost of educating a child at a nonpublic school, private tutor, or online learning center. ACU supports improving educational outcomes by responsibly expanding school choice and supported this bill. The House defeated the bill on February 18, 2021 by a vote of 45-49.

19. HB 1383 Making North Dakota a “Second Amendment Sanctuary” State. This bill makes North Dakota a “Second Amendment Sanctuary” state by prohibiting the enforcement of any federal firearm regulation or law enacted after January 1, 2021 that is more restrictive than state law. ACU supports the founders’ belief in the Second amendment and supported this bill. The House passed the bill on April 19, 2021 by a vote of 80-12 and the bill was signed into law.

20. HB 1386 Protecting Businesses from Government Shutdowns and other Interference in Operation. This bill helps protect businesses from overreaching regulations imposed by local governments which interfere with the ability of a business to operate, such as restricting operating hours or imposing capacity limitations. The bill ensures the legislature remains the authority on these issues and is largely in response to unequal government-imposed shutdowns that occurred during the coronavirus (COVID-19). ACU supports the right of individuals to manage their own risks, believes that many of the government’s responses to COVID-19 have done more harm than good, and supported this bill. The House passed the bill on February 12, 2021 by a vote of 54-39.

21. HB 1396 Protecting Firearm Manufacturers from Frivolous Litigation. This bill protects firearm manufacturers and dealers from frivolous lawsuits by stipulating that a firearm manufacturer, seller, or dealer is not liable for the criminal and unlawful use of a firearm by a third party. While these protections exist under current federal law, these protections have come under attack by the Biden administration. ACU supports the founders’ belief in the Second Amendment, opposes subjecting law-abiding firearm manufacturers and dealers to lawsuit abuse through no fault of their own and supported this bill. The House passed the bill on April 15, 2021 by a vote of 85-9 and the bill was signed into law.
22. **HB 1398 Blocking Enactment of Local Paid Leave Mandates.** This bill prohibits localities from infringing contracting rights by imposing paid leave mandates. Specifically, the bill prohibits any political subdivision from adopting an ordinance that requires an employer to provide paid family leave to employees that exceeds the requirements of state and federal law. ACU supports the right of employees and employers to freely negotiate the terms of a contract, opposes government interference the in the right to contract that may reduce employment opportunities and other job perks and supported this bill. The House passed the bill on February 12, 2021 by a vote of 79-14 and the bill was signed into law.

23. **HB 1403 Hiking the Cigarette Tax by an Additional $1.10 a Pack.** This bill advances the state’s war on individual liberties by hiking the cigarette tax from 44 cents to $1.54 per package. ACU opposes “sin taxes” which disproportionately harm certain groups of the population, especially individuals earning low incomes, and opposed this bill. The House defeated the bill on February 11, 2021 by a vote of 25-66.

24. **HB 1413 Unnecessarily Driving Up Taxpayer Costs by Advancing “Free” School Meals for All Students.** This bill unnecessarily drives up taxpayer costs by directing a legislative management study evaluating the expansion of “free” school breakfast and lunch to all students, regardless of income. ACU recognizes that students from low-income families are already eligible for no cost meals under existing government programs. ACU opposes unnecessarily burdening taxpayers by socializing the costs of meals for students who can afford them, and mis-utilizing scarce taxpayer resources on pointless studies and opposed this bill. The House passed the bill on February 18, 2021 by a vote of 70-24. (The bill failed to advance in the Senate.)

25. **HB 1422 Imposing 300% Tax Hikes on Cigars and Chewable Tobacco Products.** This bill advances the state’s war on individual liberties by imposing enormous tax hikes on cigars and tobacco products. Under the bill, the cigar and pipe tobacco wholesale excise tax is hiked from 28% to 92%. The tax rate on snuff is hiked from 60 cents to $1.96 per ounce and the tax on chewing tobacco is hiked from 16 cents to 52 cents per once. ACU opposes “sin taxes” which disproportionally harm certain groups of the population, especially individuals earning low incomes, and opposed this bill. The House defeated the bill on February 11, 2021 by a vote of 33-58.

26. **HB 1433 Raising Employment Costs by Abusing Worker’s Compensation.** This bill drives up employment costs by creating a “rebuttable presumption” that an employee contracted coronavirus (COVID-19) during the course of their employment. The bill calls for workers’ compensation to be provided to employees who contract COVID-19 (without evidence of how it was contracted) if they are employed in any one of a list of 34 occupations. ACU opposes driving up employment costs by holding employers liable for the unintentional COVID-19, especially if the contraction did not occur during work time and opposed this bill. The House defeated the bill on February 3, 2021 by a vote of 16-77.

27. **HB 1434 Prohibiting Employers from Seeking the Salary History of Job Applicants.** This expands frivolous litigation and infringes the contracting rights of job applicants and employers by prohibiting an employer from requesting the salary history of a prospective employee. ACU supports the right of employers and employees to freely contract, believes salary history is a legitimate line of inquiry, particularly since it is required for federal government positions, and opposed this bill. The House defeated the bill on February 16, 2021 by a vote of 14-80.

28. **HB 1452 Expanding Cronyism by Socializing “Clean Sustainable Energy” Costs.** This bill expands cronyism by establishing a new bureaucracy to dole out $25 million in taxpayer funds through a new “clean sustainable energy” program. The bill is largely designed to enrich the coal industry through grants and loans for “low-emission technology”. ACU supports all sources of energy and does not believe government should favor one source of energy over another. ACU opposes this cronyism which benefits select companies while socializing costs onto taxpayers and opposed this bill. The House passed the bill on April 16, 2021 by a vote of 76-12 and the bill was signed into law.

29. **HB 1464 Hiking the State Gas Tax Without Voter Approval.** This bill hikes the state gas tax from 23 cents to 26 cents per gallon, and the electric vehicle road use fee from $120 to $135. However, the bill fails to include a ballot referendum to provide the people a voice, which places pressure on the state to justify the tax increase and make other reforms to better utilize existing resources. While ACU believes the user fee model (such as the gas tax and electric vehicle fee) is the best method to fund transportation, we oppose increases without a vote of the people and opposed this bill. The House passed the bill on February 22, 2021 by a vote of 62-32. (The bill failed to advance in the Senate.)
30. **HB 1465 Protecting North Dakotans from Government-Imposed “Vaccine Passports.”** This bill strengthens individual liberties by ensuring individuals may traverse the state without the government mandating they become vaccinated (i.e., “vaccine passports”). Specifically, the bill prevents state or local officials from requiring proof of vaccination to enter a government facility or forcing a private business to require proof of vaccination to operate. ACU supports the ability of Americans to manage their own risk related to illnesses, believes that many of government’s reactions to COVID-19 have done more harm than good and supported this bill. The House passed the bill on April 28, 2021 by a vote of 72-14 and the bill was signed into law.

31. **HB 1475 Expanding Cronyism by Socializing “Agricultural Development” Costs.** This bill is designed to enrich the agricultural industry by establishing a new “agricultural diversification and development” fund. This fund will dole out $10 million in taxpayer funds through loans and grants to government-favored value-added agricultural businesses. ACU opposes this cronyism which enriches and provides competitive advantages to select businesses while socializing the costs onto taxpayers and opposed this bill. The House passed the bill on April 16, 2021 by a vote of 77-11 and the bill was signed into law.

32. **HB 1487 Reducing Cronyism by Reforming a Beef Checkoff Program.** This bill makes a critical reform to the North Dakota state beef checkoff program to make participation in the program actually voluntary. Specifically, the bill amends language to say a person “may” as opposed to “must” pay an assessment of $1 per head of cattle they sell. The program, which was established in 2015, was touted as “voluntary” as supporters claimed a cattle producer could request a refund of the assessment, but ironically, if a producer failed to pay the assessment they could be charged with a Class B misdemeanor. Checkoff programs supposedly fund research, marketing and promotion. ACU has long opposed mandatory check-off programs which benefit select companies while driving up consumer costs and supported this critical reform. The House defeated the bill on February 9, 2021 by a vote of 41-53.

33. **HB 1503 Strengthening Free Speech on College Campuses.** This bill would strengthen free speech at public universities in the state by requiring institutions to adopt policies supporting the right of students to exercise their First Amendment rights. Under the bill, student-on-student discriminatory harassment is prohibited and clarifies that public institutions are banned from enacting “free speech zones,” which ultimately restrict free speech in all other areas. Additionally, the bill ensures that universities fund student organizations in a viewpoint-neutral manner. Lastly, the bill provides greater free speech protections to faculty. ACU supports the freedom of speech and assembly as protected under the First Amendment and supported this bill. The House passed the bill on February 24, 2021 by a vote of 65-29 and the bill was signed into law.

34. **HB 1508 (1st Special Session) Combatting Critical Race Theory and Leftist Indoctrination at Public Schools.** This bill is designed to ensure students receive instruction on core subject areas and prevent K-12 classrooms from being used to indoctrinate students with Leftist ideals such as critical race theory (CRT). Most notably, the bill prohibits teaching the concepts that “racism is systemically embedded in American society.” ACU recognizes that CRT is a tool used by the radical Left to advance division amongst Americans and expand the role of government. ACU believes it is abhorrent to advance this indoctrination on young students and supported this bill. The House passed the bill on November 11, 2021 by a vote of 76-16 and the bill was signed into law.

35. **SB 2010 Increasing Unnecessary Spending - Council on the Arts.** This bill increases spending on an initiative that is not a core function of government by providing $1.6 million in funding to the Council on the Arts. ACU opposes government interference in the arts, strongly cautions against this slippery slope toward exploitation and control of the arts (a defining characteristic of authoritarian governments), and instead supports private sector efforts to encourage vibrant and free expression as protected under the First Amendment and opposed this bill. The House passed the bill on April 27, 2021 by a vote of 63-26 and the bill was signed into law.

36. **SB 2030 Preventing Taxpayer Funding of Abortion Providers.** This bill ensures that taxpayer funds meant for a higher education matching grant program do not fund organizations which provide abortions. Under the bill, an institution that promotes elective abortions whether through sponsorships, partnerships, or funding is ineligible to receive dollars from the grant program. ACU believes abortion is a human tragedy, supports restrictions on taxpayer funding of the practice and supported this bill. The House passed the bill on April 7, 2021 by a vote of 66-25 and the bill was signed into law.
37. **SB 2046 Reforming the State’s Pension System to Reduce Unfunded Liabilities.** This bill is designed to address the skyrocketing unfunded liabilities within the state’s pension system, which have surged to over $1.5 billion. Most notably, the bill transitions future state employees to a “defined contribution” plan as opposed to the existing “defined benefit” plan. Additionally, the bill separates political subdivisions into their own plan to protect state taxpayers from risk. ACU recognizes that additional reforms still need to be made to improve the solvency of the pension system but supported this bill as a step in the right direction. The House passed the bill on April 23, 2021 by a vote of 76-16. (The bill failed to advance in the Senate.)

38. **SB 2156 Advancing the War on Individual Liberties by Raising the Nicotine Age to 21.** This bill violates individual liberties by prohibiting adults under age 21 from purchasing tobacco, nicotine or vaping, and e-cigarette products such as Juul. This bill is a result of efforts by the federal government to strong-arm states by threatening to withhold Federal Substance Abuse Prevention and Treatment Block Grant funding if they do not come into compliance with the new federal nicotine law. Additionally, the bill imposes overly punitive penalties on youths caught buying or possessing nicotine products including community service or of revoking their driver’s licenses after multiple violations. ACU believes tobacco and nicotine usage is a personal liberty issue, believes those who are old enough to fight for our country are old enough to decide whether to use these products and opposed this bill. The House passed the bill on March 23, 2021 by a vote of 64-30 and the bill was signed into law.

39. **SB 2170 Threatening Innovation Through a Pharmaceutical Drug Price Control Scheme.** This bill threatens innovation in the marketplace by imposing price controls on a long list of pharmaceutical drugs. This bill would place price controls on 250 drugs, using the prescription drugs prices found in Canada as a reference. This bill even goes as far as granting the insurance commissioner the authority to determine rates, should a specific reference price not be available in Canada. Additionally, the bill inflicts a penalty onto pharmaceutical companies that withdraw from sale or distribution in the state to avoid rate limitation or refuses to negotiate prices “in good faith” of $500,000 or the amount of “annual savings determined by the commissioner,” whichever is greater. ACU opposes government interference in the marketplace and price control mechanisms that threaten innovation and opposed this bill. The House defeated the bill on April 8, 2021 by a vote of 19-73.

40. **SB 2181 Protecting Religious Liberties during a State of Emergency.** This bill protects religious liberties by placing limitations on the authority of the governor and state health officer during a declared disaster or emergency. Under the bill, the governor and health officer are prohibited from issuing any order that substantially burdens a person’s exercise of religion. The religious conduct is more restrictively than any secular conduct, and restrict religious conduct more so than comparable conduct because of alleged economic need or benefit. The bill provides for legal relief if provisions are violated, which include costs and attorney’s fees. ACU supports protecting religious liberties, believes that many of government’s actions during the coronavirus (COVID-19) outbreak did more harm than good and supported this bill. The House passed the bill on March 19, 2021 by a vote of 88-4 and the bill was signed into law.

41. **SB 2215 Improving Educational Outcomes and Weakening Union Control by Reforming the Collective Bargaining Process.** This bill is designed to improve educational outcomes by placing a check on the power union bosses have over local school districts. Specifically, the bill helps reduce disruptions within the educational system by setting deadlines that must be met to settle negotiations between school districts and teacher labor unions. ACU opposes the power of greedy union bosses to hold children’s education hostage and supported this bill. The House passed the bill on April 6, 2021 by a vote of 63-29 and the bill was signed into law.

42. **SB 2220 Expanding Sunday Sales of Alcoholic Beverages.** This bill strengthens individual liberties and economic growth by permitting bars and liquor stores to sell alcohol on Sunday mornings. Under the bill, the start time for Sunday alcohol sales is moved from 11 a.m. to 8 a.m. ACU supports a freer market in alcoholic beverages, supports expanding individual liberties by ending these prohibition-era restrictive laws and supported this bill. The House passed the bill on March 26, 2021 by a vote of 49-41 and the bill was signed into law.

43. **SB 2224 Furthering Government Dependency by Expanding Medicaid Benefits to Cover Metabolic Supplements.** This bill further proliferates dependence on government by expanding benefits provided under the Medicaid system. Under the bill, Medicaid must now also include coverage of metabolic supplements for individuals under nineteen years of age. ACU supports efforts to help people live happier, healthier, more productive lives, opposes further expanding a program rife with fraud and waste and opposed this bill. The House passed the bill on March 11, 2021 by a vote of 65-27 and the bill was signed into law.
44. **SB 2237 Protecting Coal Power Plants from Stringent Local Regulations on Emissions.** This bill protects coal powerplants from overreaching state and local government emissions regulations. Under the bill, state and local governments may not implement regulations or air quality rules affecting coal-fueled electric generating units that are more stringent than federal rules. ACU supports all sources of energy, opposes government overreach at all levels of government and supported this bill. The House passed the bill on March 17, 2021 by a vote of 94-0 and the bill was signed into law.

45. **SB 2344 Protecting Second Amendment Rights During a State of Emergency.** This bill protects Second Amendment rights by restricting any state entity from implementing firearm regulation during a state of emergency. Specifically, the bill prohibits any entity of the state from closing or limiting the operating hours of any shooting range or any entity engaged in the lawful selling or servicing of any firearm, ammunition, or accessory. Additionally, the bill prohibits requiring the registration of any firearm, accessory, or ammunition and the suspension or refusal of a permit to conceal carry (except as provided by law). ACU supports the founders’ belief in the Second Amendment and supported this bill. The House passed the bill on March 29, 2021 by a vote of 92-2 and the bill was signed into law.

46. **HCR 3040 Requiring a Two-Thirds Vote of the Legislature to Increase Taxes.** This resolution protects North Dakotans from excessive taxation by requiring a two-thirds vote of each house of the legislative assembly in order to impose, levy, or increase a tax. ACU believes new taxes and tax hikes should be a measure of last resort, supports this additional taxpayer protection, and supported this resolution. The House passed the resolution on March 9, 2021 by a vote of 55-34. (The resolution failed to advance in the Senate.)