



# Emily O'Brien

House of Representatives District  
HD-042

Republican

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View Online

This legislator voted constitutionally on **17%** of the votes shown below.

★ Pro-liberty      ✗ Anti-liberty      ? Did not Vote      Vote

**1. HB1401 Red-Flag Law Prevention (Rejected 33 to 60 on 2/20/2023).** Would have prevented state or local agencies from implementing or enforcing "red flag" gun-control laws, and it would have prevented them from accepting federal money to enforce those laws. **✗**

**2. HB1487 Firearm Merchant Codes (Passed 81 to 10 on 4/24/2023).** Prohibits financial entities' use of merchant codes to track firearm and ammunition-related purchases. **★**

**3. HB1082 Sound Money (Passed 84 to 9 on 2/15/2023).** Changes North Dakota's definition of money to ban free-market-based cryptocurrencies and pave the way for a government-issued Central Bank Digital Currency (CBDC). **✗**

**4. HB1273 Ranked Choice Voting Ban (Passed 71 to 17 on 4/10/2023).** Prohibits ranked choice voting in North Dakota. **✗**

**5. HB1519 Drones & Autonomous Vehicle Grants (Passed 82 to 10 on 4/26/2023).** Provides appropriations to the department of career and technical education and agriculture commissioner for uncrewed aircraft system, autonomous vehicle, or other autonomous technology (drone) grants. **✗**

**6. HB1231 Mandatory Dyslexia Screening (Passed 85 to 5 on 4/25/2023).** Creates a dyslexia and literacy task force, reading instruction competency for teacher licensure, and the dyslexia screening and intervention program. **✗**



## NORTH DAKOTA LEGISLATIVE

# SCORECARD

BASED ON THE U.S. CONSTITUTION

Rep. Emily O'Brien

ND Scorecard 2023

Lifetime Score: 25%

2023-2024 Regular Session Score 17%

The Legislative Scorecard is a nationwide educational program of The John Birch Society. Its purpose is to create an informed electorate on how state legislators are voting. The Scorecard is nonpartisan; it does not promote any candidate or political party. Bills are selected for their constitutional implications and cost to the taxpayers.

**Please share this Scorecard in your district to inform people about your legislator's record on key votes.**

U.S. Constitution, Amendment I --- 11 C.F.R. §114(4)(c)(4) --- 616 F.2d 45 (2d Cir. 1980)

The following scorecard lists several key votes in the North Dakota Legislative Assembly in 2023 and ranks state representatives and senators based on their fidelity to (U.S.) constitutional and limited-government principles.



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# Bill Descriptions for the Votes that Affect You

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## 1. Red-Flag Law Prevention

HB1401 would have prevented state or local agencies from implementing or enforcing “red flag” gun-control laws, and it would have prevented them from accepting federal money to enforce those laws.

The North Dakota State House of Representatives rejected HB1401 on February 20, 2023 by a vote of 33 to 60. We have assigned pluses to the nays because red-flag laws are a gross violation of our 2nd, 4th, 5th, and 14th Amendment rights. Ultimately, the right of the American people to keep and bear arms is protected by the 2nd Amendment of the U.S. Constitution and should not be infringed upon.

## 2. Firearm Merchant Codes

HB1487 prohibits financial entities' use of merchant codes to track firearm and ammunition-related purchases.

The North Dakota State House of Representatives passed HB1487 on April 24, 2023 by a vote of 81 to 10. We have assigned pluses to the ayes because the workaround by credit card companies to track ammunition and firearm purchases violates several constitutionally-protected rights, including the First, Second, and Fourth Amendments. This is a large invasion of privacy, opens the door for illegal searches, and potentially deters people from making firearm purchases.

## 3. Sound Money

HB1082 changes North Dakota’s definition of money to ban free-market-based cryptocurrencies and pave the way for a government-issued Central Bank Digital Currency (CBDC).

The North Dakota State House of Representatives passed HB1082 on February 15, 2023 by a vote of 84 to 9. We have assigned pluses to the nays because the Uniform Law Commission (ULC), a powerful organization known for advocating consistent state laws that align with Federal legislation and international commitments, strongly supported this bill. The ULC's agenda also includes harmonizing state laws with those of other nations, which is not something allowed in the Constitution. The U.S. Constitution states that only the U.S. Congress has the power to "coin money," and HB1082 violates that important provision.

## 4. Ranked Choice Voting Ban

HB1273 prohibits ranked choice voting in North Dakota.

The North Dakota State House of Representatives voted to override the Governor's veto on April 10, 2023 by a vote of 71 to 17. We have assigned pluses to the ayes because ranked choice voting adds complexity to the election process and raises concerns about potential election manipulation. Moreover, ranked choice voting could potentially result in voter disenfranchisement or errors that undermine the integrity of elections.

## 5. Drones & Autonomous Vehicle Grants

HB1519 provides appropriations to the department of career and technical education and agriculture commissioner for uncrewed aircraft system, autonomous vehicle, or other autonomous technology (drone) grants.

The North Dakota State House of Representatives passed HB1519 on April 26, 2023 by a vote of 82 to 10. We have assigned pluses to the nays because funding drone research and autonomous technologies should not be the responsibility of the government. Government-issued grants often grant the government or bureaucracy the authority to choose winners and losers, leading to an expansion of government and increased interference in the private sector.

## 6. Mandatory Dyslexia Screening

HB1231 creates a dyslexia and literacy task force, reading instruction competency for teacher licensure, and the dyslexia screening and intervention program.

The North Dakota State House of Representatives passed HB1231 on April 25, 2023 by a vote of 85 to 5. We have assigned pluses to the nays because this is something that schools and the government should not be involved in. Mandatory dyslexia screening would require students to undergo a specific assessment to identify learning disabilities. This process could involve the collection of sensitive personal information and medical data, raising privacy concerns for both students and their families. This infringes upon an individual's right to privacy, which is protected under the U.S. Constitution. The Fourth Amendment protects against unreasonable searches and seizures by the government, and requiring students to undergo this screening is in violation of this constitutionally-protected right.