

## JOURNAL OF THE HOUSE

## Fifty-second Legislative Assembly

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Bismarck, January 14, 1991

The House convened at 1:00 p.m., with Speaker R. Anderson presiding.

The prayer was offered by Sister Paula Ringuette, Executive Director of the North Dakota Catholic Conference, Bismarck.

The roll was called and all members were present except Representative Nicholas.

A quorum was declared by the Speaker.

MESSAGE to the SENATE from the HOUSE (Roy Gilbreath, Chief Clerk)

MR. PRESIDENT: The House has passed and your favorable consideration is requested on: HB 1120, HB 1128, HB 1129, HB 1149, HCR 3007.

## MOTION

REP. KLOUBEC MOVED that the rules be suspended and that the amendments to HB 1025, HB 1057, HB 1089, HB 1127, and HB 1197 be placed on the Sixth Order of Business Consent Calendar, which motion prevailed.

## SIXTH ORDER OF BUSINESS ON CONSENT CALENDAR

HB 1025 (Committee on Judiciary), HB 1057 (Committee on Judiciary), HB 1089 (Committee on Education), HB 1127 (Committee on Industry, Business and Labor), and HB 1197 (Committee on Human Services and Veterans Affairs).

The question being on the adoption of the amendments to HB 1025, HB 1057, HB 1089, HB 1127, and HB 1197.

The amendments were adopted on a voice vote and HB 1025, HB 1057, HB 1089, HB 1127, and HB 1197, as amended, were placed on the Eleventh order of business on the calendar for second reading and final passage.

## MOTION

REP. KLOUBEC MOVED that HB 1088 be placed at the head of the Sixth order, which motion prevailed.

## SIXTH ORDER OF BUSINESS

HB 1088: REP. LARSON (Committee on Human Services and Veterans Affairs) MOVED that the amendments on HJ page 112 be adopted and then be placed on the Eleventh order with DO PASS, which motion prevailed

HB 1046: REP. MARTINSON (Committee on State and Federal Government) MOVED that the amendments on HJ page 111 be adopted and then be placed on the Eleventh order with DO PASS, which motion prevailed.

## MOTION

REP. KLOUBEC MOVED that the rules be suspended and that HB 1046 be deemed properly engrossed and be placed at the top of the Eleventh order, as amended, for second reading and final passage, which motion prevailed.

## SECOND READING OF HOUSE BILL

HB 1046: A BILL for an Act relating to an employee day of rest; to repeal chapter 12.1-30 of the North Dakota Century Code, relating to the conduct of business on Sundays; to provide a penalty; and to declare an emergency.

## ROLL CALL

The question being on the final passage of the amended bill, which has been read and has committee recommendation of DO PASS, the roll was called and there were 63 YEAS, 39 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

YEAS: Anderson, B.; Berg, G.; Bernstein; Brown; Byerly; Carlisle; Carlson; Clayburgh; Cleary; Coats; Dalrymple; DeMers; Dorso; Erickson; Flaagan; Gabrielson; Gates; Gilmore; Gorman; Grosz; Grumbo; Hanson; Henegar; Hokana; Huether; Jacobson; Jensen; Kelsch; Kloubec; Kroeber; Kunkel; Larson; Martinson; Meyer; Mutzenberger; Myrdal; Oban; Payne; Peterson; Porter; Price; Pyle; Rennerfeldt; Ring; Ritter; Rydell; Scherber; Schimke; Schmidt; Schneider; Snyder; Soukup; St. Aubyn; Starke; Stofferahn; Svedjan; Thorpe; Timm; Tollefson; Trautman; Wald; Whalen; Williams

NAYS: Aarsvold; Bateman; Belter; Bodine; Boehm; Boucher; Brokaw; Delzer; DeWitz; Enget; Freier; Gerntholz; Goffe; Gorder; Howard; Kaldor; Kerzman; Kretschmar; Laughlin; Linderman; Mahoney; Martin; Miller; Muhs; Nelson; Nichols; Nowatzki; Olsen, D.; Olson, A.; Schindler; Shide; Skar; Skjerven; Thompson; Urlacher; Wardner; Wentz; Wilkie; Speaker R. Anderson

ABSENT AND NOT VOTING: Berg, R.; Hausauer; Kolbo; Nicholas

HB 1046 passed, the title was agreed to, but the emergency clause lost.

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## REQUEST

REP. KOLBO REQUESTED that the record show that he voted "Nay" on HB 1046, which request was granted.

## SECOND READING OF HOUSE BILLS

HB 1026: A BILL for an Act to amend and reenact section 54-44.3-12.1 of the North Dakota Century Code, relating to the effective date of compensation plan revisions for county employees covered by the state merit system.

## ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 103 YEAS, 0 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Anderson, B.; Bateman; Belter; Berg, G.; Berg, R.; Bernstein; Bodine; Boehm; Boucher; Brokaw; Brown; Byerly; Carlisle; Carlson; Clayburgh; Cleary; Coats; Dalrymple; Delzer; DeMers; DeWitz; Dorso; Enget; Erickson; Flaagan; Freier; Gabrielson; Gates; Gerntholz; Gilmore; Goffe; Gorder; Gorman; Grosz; Grumbo; Hanson; Henegar; Hokana; Howard; Huether; Jacobson; Jensen; Kaldor; Kelsch; Kerzman; Kloubec; Kolbo; Kretschmar; Kroeber; Kunkel; Larson; Laughlin; Linderman; Mahoney; Martin; Martinson; Meyer; Miller; Muhs; Mutzenberger; Myrdal; Nelson; Nichols; Nowatzki; Oban; Olsen, D.; Payne; Peterson; Porter; Price; Pyle; Rennerfeldt; Ring; Ritter; Rydell; Scherber; Schimke; Schindler; Schmidt; Schneider; Shide; Skar; Skjerven; Snyder; Soukup; St. Aubyn; Starke; Stofferahn; Svedjan; Thompson; Thorpe; Timm; Tollefson; Trautman; Urlacher; Wald; Wardner; Wentz; Whalen; Wilkie; Williams; Speaker R. Anderson

ABSENT AND NOT VOTING: Hausauer; Nicholas; Olson, A.

HB 1026 passed and the title was agreed to.

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HB 1037: A BILL for an Act to create and enact a new subsection to section 20.1-03-12 and a new section to chapter 20.1-03 of the North Dakota Century Code, relating to nonresident turkey bow licenses.

## ROLL CALL

The question being on the final passage of the bill, which has been read and has committee recommendation of DO NOT PASS, the roll was called and there were 4 YEAS, 100 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Gilmore; Ring; Schimke

NAYS: Anderson, B.; Bateman; Belter; Berg, G.; Berg, R.; Bernstein; Bodine; Boehm; Boucher; Brokaw; Brown; Byerly; Carlisle; Carlson; Clayburgh; Cleary; Coats; Dalrymple; Delzer; DeMers; DeWitz; Dorso; Enget; Erickson; Flaagan; Freier; Gabrielson; Gates; Gerntholz; Goffe; Gorder; Gorman; Grosz; Grumbo; Hanson; Henegar; Hokana; Howard; Huether; Jacobson; Jensen; Kaldor; Kelsch; Kerzman; Kloubec; Kolbo; Kretschmar; Kroeber; Kunkel; Larson; Laughlin; Linderman; Mahoney; Martin; Martinson; Meyer; Miller; Muhs; Mutzenberger; Myrdal; Nelson; Nichols; Nowatzki; Oban; Olsen, D.; Olson, A.; Payne; Peterson; Porter; Price; Pyle; Rennerfeldt; Ritter; Rydell; Scherber; Schindler; Schmidt; Schneider; Shide; Skar; Skjerven; Snyder; Soukup; St. Aubyn; Starke; Stofferahn; Svedjan; Thompson; Thorpe; Timm; Tollefson; Trautman; Urlacher; Wald; Wardner; Wentz; Whalen; Wilkie; Williams; Speaker R. Anderson

ABSENT AND NOT VOTING: Hausauer; Nicholas

HB 1037 was declared lost.

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HB 1041: A BILL for an Act to create and enact a new section to chapter 20.1-01 of the North Dakota Century Code, relating to spotting bighorn sheep, moose, or elk from aircraft.

## ROLL CALL

The question being on the final passage of the bill, which has been read and has committee recommendation of DO NOT PASS, the roll was called and there were 1 YEA, 103 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Kretschmar

NAYS: Aarsvold; Anderson, B.; Bateman; Belter; Berg, G.; Berg, R.; Bernstein; Bodine; Boehm; Boucher; Brokaw; Brown; Byerly; Carlisle; Carlson; Clayburgh; Cleary; Coats; Dalrymple; Delzer; DeMers; DeWitz; Dorso; Enget; Erickson; Flaagan; Freier; Gabrielson; Gates; Gerntholz; Gilmore; Goffe; Gorder; Gorman; Grosz; Grumbo; Hanson; Henegar; Hokana; Howard; Huether; Jacobson; Jensen; Kaldor; Kelsch; Kerzman; Kloubec; Kolbo; Kroeber; Kunkel; Larson; Laughlin; Linderman; Mahoney; Martin; Martinson; Meyer; Miller; Muhs; Mutzenberger; Myrdal; Nelson; Nichols; Nowatzki; Oban; Olsen, D.; Olson, A.; Payne; Peterson; Porter; Price; Pyle; Rennerfeldt; Ring; Ritter; Rydell; Scherber; Schimke; Schindler; Schmidt; Schneider; Shide; Skar; Skjerven; Snyder; Soukup; St. Aubyn; Starke; Stofferahn; Svedjan; Thompson; Thorpe; Timm; Tollefson; Trautman; Urlacher; Wald; Wardner; Wentz; Whalen; Wilkie; Williams; Speaker R. Anderson

ABSENT AND NOT VOTING: Hausauer; Nicholas

HB 1041 was declared lost.

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HB 1052: A BILL for an Act to amend and reenact subsection 1 of section 53-06.1-14 of the North Dakota Century Code, relating to license fees for manufacturers of charitable gaming tickets and paper bingo cards.

## ROLL CALL

The question being on the final passage of the bill, which has been read and has committee recommendation of DO PASS, the roll was called and there were 104 YEAS, 0 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Anderson, B.; Bateman; Belter; Berg, G.; Berg, R.; Bernstein; Bodine; Boehm; Boucher; Brokaw; Brown; Byerly; Carlisle; Carlson; Clayburgh; Cleary; Coats; Dalrymple; Delzer; DeMers; DeWitz; Dorso; Enget; Erickson; Flaagan; Freier; Gabrielson; Gates; Gerntholz; Gilmore; Goffe; Gorder; Gorman; Grosz; Grumbo; Hanson; Henegar; Hokana; Howard; Huether; Jacobson; Jensen; Kaldor; Kelsch; Kerzman; Kloubec; Kolbo; Kretschmar; Kroeber; Kunkel; Larson; Laughlin; Linderman; Mahoney; Martin; Martinson; Meyer; Miller; Muhs; Mutzenberger; Myrdal; Nelson; Nichols; Nowatzki; Oban; Olsen, D.; Olson, A.; Payne; Peterson; Porter; Price; Pyle; Rennerfeldt; Ring; Ritter; Rydell; Scherber; Schimke; Schindler; Schmidt; Schneider; Shide; Skar; Skjerven; Snyder; Soukup; St. Aubyn; Starke; Stofferahn; Svedjan; Thompson; Thorpe; Timm; Tollefson; Trautman; Urlacher; Wald; Wardner; Wentz; Whalen; Wilkie; Williams; Speaker R. Anderson

ABSENT AND NOT VOTING: Hausauer; Nicholas

HB 1052 passed and the title was agreed to.

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HB 1066: A BILL for an Act to amend and reenact section 39-04-55 of the North Dakota Century Code, relating to the possession and presentation of vehicle registration cards.

## ROLL CALL

The question being on the final passage of the bill, which has been read and has committee recommendation of DO PASS, the roll was called and there were 101 YEAS, 3 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Anderson, B.; Bateman; Belter; Berg, G.; Bodine; Boehm; Boucher; Brokaw; Brown; Byerly; Carlson; Clayburgh; Cleary; Coats; Dalrymple; Delzer; DeMers; DeWitz; Dorso; Enget; Erickson; Flaagan; Freier; Gabrielson; Gates; Gerntholz; Gilmore; Goffe; Gorder; Gorman; Grosz; Grumbo; Hanson; Henegar; Hokana; Howard; Huether; Jacobson; Jensen; Kaldor; Kelsch; Kerzman; Kloubec; Kolbo; Kretschmar; Kroeber; Kunkel; Larson; Laughlin; Linderman; Mahoney; Martin; Martinson; Meyer; Miller; Muhs; Mutzenberger; Myrdal; Nelson; Nichols; Nowatzki; Oban; Olsen, D.; Olson, A.; Payne; Peterson; Porter; Price; Pyle; Rennerfeldt; Ring; Ritter; Rydell; Scherber; Schimke; Schindler; Schmidt; Schneider; Shide; Skar; Skjerven; Snyder; Soukup; St. Aubyn; Starke; Stofferahn; Svedjan; Thompson; Thorpe; Timm; Tollefson; Trautman; Urlacher; Wald; Wardner; Wentz; Whalen; Wilkie; Williams; Speaker R. Anderson

NAYS: Berg, R.; Bernstein; Carlisle

ABSENT AND NOT VOTING: Hausauer; Nicholas

HB 1066 passed and the title was agreed to.

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HB 1097: A BILL for an Act to amend and reenact section 32-12-03 of the North Dakota Century Code, relating to the refusal of a claim by the responsible department, institution, agency, board, or commission before action may be brought against the state.

## ROLL CALL

The question being on the final passage of the bill, which has been read and has committee recommendation of DO PASS, the roll was called and there were 104 YEAS, 0 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Anderson, B.; Bateman; Belter; Berg, G.; Berg, R.; Bernstein; Bodine; Boehm; Boucher; Brokaw; Brown; Byerly; Carlisle; Carlson; Clayburgh; Cleary; Coats; Dalrymple; Delzer; DeMers; DeWitz; Dorso; Enget; Erickson; Flaagan; Freier; Gabrielson; Gates; Gerntholz; Gilmore; Goffe; Gorder; Gorman; Grosz; Grumbo; Hanson; Henegar; Hokana; Howard; Huether; Jacobson; Jensen; Kaldor; Kelsch; Kerzman; Kloubec; Kolbo; Kretschmar; Kroeber; Kunkel; Larson; Laughlin; Linderman; Mahoney; Martin; Martinson; Meyer; Miller; Muhs; Mutzenberger; Myrdal; Nelson; Nichols; Nowatzki; Oban; Olsen, D.; Olson, A.; Payne; Peterson; Porter; Price; Pyle; Rennerfeldt; Ring; Ritter; Rydell; Scherber; Schimke; Schindler; Schmidt; Schneider; Shide; Skar; Skjerven; Snyder; Soukup; St. Aubyn; Starke; Stofferahn; Svedjan; Thompson; Thorpe; Timm; Tollefson; Trautman; Urlacher; Wald; Wardner; Wentz; Whalen; Wilkie; Williams; Speaker R. Anderson

ABSENT AND NOT VOTING: Hausauer; Nicholas

HB 1097 passed and the title was agreed to.

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HB 1108: A BILL for an Act to amend and reenact section 54-44-04.9 of the North Dakota Century Code, relating to financial report for any state department, agency, board, commission, college, university, or institution.

## ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 103 YEAS, 0 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Anderson, B.; Bateman; Belter; Berg, G.; Berg, R.; Bernstein; Bodine; Boehm; Boucher; Brokaw; Brown; Byerly; Carlisle; Carlson; Clayburgh; Cleary; Coats; Dalrymple; Delzer; DeMers; DeWitz; Dorso; Enget; Erickson; Flaagan; Freier; Gabrielson; Gates; Gerntholz; Gilmore; Goffe; Gorder; Gorman; Grosz; Grumbo; Hanson; Henegar; Hokana; Howard; Huether; Jacobson; Jensen; Kaldor; Kelsch; Kerzman; Kloubec; Kolbo; Kretschmar; Kroeber; Kunkel; Larson; Laughlin; Linderman; Mahoney; Martin; Martinson; Meyer; Miller; Muhs; Mutzenberger; Myrdal; Nelson; Nichols; Nowatzki; Oban; Olsen, D.; Olson, A.; Payne; Peterson; Porter; Price; Pyle; Rennerfeldt; Ring; Ritter; Rydell; Scherber; Schimke; Schindler; Schmidt; Shide; Skar; Skjerven; Snyder; Soukup; St. Aubyn; Starke; Stofferahn; Svedjan; Thompson; Thorpe; Timm; Tollefson; Trautman; Urlacher; Wald; Wardner; Wentz; Whalen; Wilkie; Williams; Speaker R. Anderson

ABSENT AND NOT VOTING: Hausauer; Nicholas; Schneider

HB 1108 passed and the title was agreed to.

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HB 1115: A BILL for an Act to amend and reenact section 38-08-04.2 of the North Dakota Century Code, relating to the industrial commission's appointment of a director of oil and gas; and to repeal section 38-08-04.3 of the North Dakota Century Code, relating to the state geologist's duty to assist the industrial commission.

## ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 104 YEAS, 0 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Anderson, B.; Bateman; Belter; Berg, G.; Berg, R.; Bernstein; Bodine; Boehm; Boucher; Brokaw; Brown; Byerly; Carlisle; Carlson; Clayburgh; Cleary; Coats; Dalrymple; Delzer; DeMers; DeWitz; Dorso; Enget; Erickson; Flaagan; Freier; Gabrielson; Gates; Gerntholz; Gilmore; Goffe; Gorder; Gorman; Grosz; Grumbo; Hanson; Hausauer; Henegar; Hokana; Howard; Huether; Jacobson; Jensen; Kaldor; Kelsch; Kerzman; Kloubec; Kolbo; Kretschmar; Kroeber; Kunkel; Larson; Laughlin; Linderman; Mahoney; Martin; Martinson; Meyer; Miller; Muhs; Mutzenberger; Myrdal; Nelson; Nichols; Nowatzki; Oban; Olsen, D.; Olson, A.; Payne; Peterson; Porter; Price; Pyle; Rennerfeldt; Ring; Ritter; Rydell; Scherber; Schimke; Schindler; Schmidt; Schneider; Shide; Skar; Skjerven; Snyder; Soukup; St. Aubyn; Starke; Stofferahn; Svedjan; Thompson; Thorpe; Timm; Tollefson; Trautman; Urlacher; Wald; Wardner; Wentz; Wilkie; Williams; Speaker R. Anderson

ABSENT AND NOT VOTING: Nicholas; Whalen

HB 1115 passed and the title was agreed to.

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HB 1119: A BILL for an Act to amend and reenact subsections 1 and 4 of section 6-09.4-10 of the North Dakota Century Code, relating to the reserve fund of the municipal bond bank.

## ROLL CALL

The question being on the final passage of the bill, which has been read and has committee recommendation of DO PASS, the roll was called and there were 101 YEAS, 3 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Anderson, B.; Bateman; Belter; Berg, G.; Berg, R.; Bernstein; Bodine; Boehm; Boucher; Brokaw; Brown; Byerly; Carlisle; Carlson; Clayburgh; Cleary; Coats; Delzer; DeMers; DeWitz; Dorso; Enget; Erickson; Flaagan; Freier; Gabrielson; Gates; Gerntholz; Gilmore; Goffe; Gorder; Gorman; Grosz; Grumbo; Hanson; Hausauer; Henegar; Hokana; Howard; Huether; Jacobson; Jensen; Kaldor; Kelsch; Kerzman; Kloubec; Kolbo; Kretschmar; Kroeber; Kunkel; Larson; Laughlin; Linderman; Mahoney; Martin; Martinson; Meyer; Miller; Muhs; Mutzenberger; Myrdal; Nelson; Nichols; Nowatzki; Oban; Olsen, D.; Olson, A.; Payne; Peterson; Porter; Price; Pyle; Rennerfeldt; Ring; Ritter; Rydell; Scherber; Schindler; Schneider; Shide; Skar; Skjerven; Snyder; Soukup; St. Aubyn; Starke; Stofferahn; Svedjan; Thompson; Thorpe; Timm; Tollefson; Trautman; Urlacher; Wald; Wardner; Wentz; Wilkie; Williams; Speaker R. Anderson

NAYS: Dalrymple; Schimke; Schmidt

ABSENT AND NOT VOTING: Nicholas; Whalen

HB 1119 passed and the title was agreed to.

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HB 1121: A BILL for an Act to create and enact two new subsections to section 39-03-09 of the North Dakota Century Code, relating to the powers and duties of the state highway patrol; and to amend and reenact subsection 11 of section 39-03-09 of the North Dakota Century Code, relating to the powers and duties of the state highway patrol.

## ROLL CALL

The question being on the final passage of the bill, which has been read and has committee recommendation of DO PASS, the roll was called and there were 98 YEAS, 6 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Anderson, B.; Bateman; Belter; Berg, G.; Berg, R.; Bernstein; Bodine; Boehm; Boucher; Brokaw; Brown; Byerly; Carlisle; Carlson; Clayburgh; Cleary; Coats; Dalrymple; Delzer; DeMers; DeWitz; Dorso; Enget; Erickson; Flaagan; Freier; Gabrielson; Gates; Gerntholz; Gilmore; Goffe; Gordier; Gorman; Grosz; Grumbo; Hanson; Hausauer; Henegar; Hokana; Howard; Huether; Jacobson; Jensen; Kaldor; Kelsch; Kerzman; Kloube; Kolbo; Kretschmar; Kroeber; Kunkel; Larson; Laughlin; Linderman; Mahoney; Martin; Martinson; Meyer; Miller; Muhs; Mutzenberger; Myrdal; Nelson; Nichols; Nowatzki; Oban; Olsen, D.; Olson, A.; Payne; Peterson; Porter; Price; Pyle; Rennerfeldt; Ritter; Rydell; Scherber; Schindler; Shide; Skar; Skjerven; Snyder; Soukup; St. Aubyn; Starke; Svedjan; Thompson; Thorpe; Timm; Tollefson; Trautman; Urlacher; Wald; Wardner; Wentz; Williams; Speaker R. Anderson

NAYS: Ring; Schimke; Schmidt; Schneider; Stofferahn; Wilkie

ABSENT AND NOT VOTING: Nicholas; Whalen

HB 1121 passed and the title was agreed to.

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HB 1144: A BILL for an Act to amend and reenact sections 39-28-02 and 39-28-03 of the North Dakota Century Code, relating to transferring responsibility for motorcycle safety courses and reimbursement for the cost of those courses from the superintendent of public instruction to the director of the department of transportation.

## ROLL CALL

The question being on the final passage of the bill, which has been read and has committee recommendation of DO PASS, the roll was called and there were 103 YEAS, 0 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Anderson, B.; Bateman; Belter; Berg, G.; Berg, R.; Bernstein; Bodine; Boehm; Boucher; Brokaw; Brown; Byerly; Carlisle; Carlson; Clayburgh; Cleary; Coats; Dalrymple; Delzer; DeMers; DeWitz; Dorso; Enget; Erickson; Flaagan; Freier; Gabrielson; Gates; Gerntholz; Gilmore; Goffe; Gordier; Gorman; Grosz; Grumbo; Hanson; Hausauer; Henegar; Hokana; Howard; Huether; Jacobson; Jensen; Kaldor; Kelsch; Kerzman; Kloube; Kolbo; Kretschmar; Kroeber; Kunkel; Larson; Laughlin; Linderman; Mahoney; Martin; Martinson; Meyer; Muhs; Mutzenberger; Myrdal; Nelson; Nichols; Nowatzki; Oban; Olsen, D.; Olson, A.; Payne; Peterson; Porter; Price; Pyle; Rennerfeldt; Ring; Ritter; Rydell; Scherber; Schimke; Schindler; Schmidt; Schneider; Shide; Skar; Skjerven; Snyder; Soukup; St. Aubyn; Starke; Stofferahn; Svedjan; Thompson; Thorpe; Timm; Tollefson; Trautman; Urlacher; Wald; Wardner; Wentz; Wilkie; Williams; Speaker R. Anderson

ABSENT AND NOT VOTING: Miller; Nicholas; Whalen

HB 1144 passed and the title was agreed to.

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HB 1183: A BILL for an Act to amend and reenact subsection 3 of section 16.1-11-26 of the North Dakota Century Code, relating to the order in which names of state offices appear on the ballot.

## ROLL CALL

The question being on the final passage of the bill, which has been read and has committee recommendation of DO PASS, the roll was called and there were 103 YEAS, 0 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Anderson, B.; Bateman; Belter; Berg, G.; Bernstein; Bodine; Boehm; Boucher; Brokaw; Brown; Byerly; Carlisle; Carlson; Clayburgh; Cleary; Coats; Dalrymple; Delzer; DeMers; DeWitz; Dorso; Enget; Erickson; Flaagan; Freier; Gabrielson; Gates; Gertholz; Gilmore; Goffe; Gorder; Gorman; Grosz; Grumbo; Hanson; Hausauer; Henegar; Hokana; Howard; Huether; Jacobson; Jensen; Kaldor; Kelsch; Kerzman; Kloubec; Kolbo; Kretschmar; Kroeber; Kunkel; Larson; Laughlin; Linderman; Mahoney; Martin; Martinson; Meyer; Miller; Muhs; Mutzenberger; Myrdal; Nelson; Nichols; Nowatzki; Oban; Olsen, D.; Olson, A.; Payne; Peterson; Porter; Price; Pyle; Rennerfeldt; Ring; Ritter; Rydell; Scherber; Schimke; Schindler; Schmidt; Schneider; Shide; Skar; Skjerven; Snyder; Soukup; St. Aubyn; Starke; Stofferahn; Svedjan; Thompson; Thorpe; Timm; Tollefson; Trautman; Urlacher; Wald; Wardner; Wentz; Wilkie; Williams; Speaker R. Anderson

ABSENT AND NOT VOTING: Berg, R.; Nicholas; Whalen

HB 1183 passed and the title was agreed to.

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## REQUEST

REP. R. BERG REQUESTED that the record show that he intended to vote "Yea" on HB 1046, which request was granted.

## MOTIONS

REP. KLOUBEC MOVED that the absent member be excused, which motion prevailed.

REP. KLOUBEC MOVED that the House be on the Fifth order of business, and at the conclusion of the Fifth order, the House be on the Ninth order of business, and at the conclusion of the Ninth order, the House stand adjourned until 1:00 p.m., Tuesday, January 15, 1991, which motion prevailed.

## REPORTS OF STANDING COMMITTEES

HB 1073: Committee on Human Services and Veterans Affairs (Rep. Larson, Chairman) recommends DO PASS (13 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING). HB 1073 was placed on the Eleventh order on the calendar.

HB 1090: Committee on Education (Rep. Gates, Chairman) recommends DO PASS (17 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1090 was placed on the Eleventh order on the calendar.

HB 1091: Committee on Human Services and Veterans Affairs (Rep. Larson, Chairman) recommends DO PASS (14 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). HB 1091 was placed on the Eleventh order on the calendar.

HB 1092: Committee on Finance and Taxation (Rep. Timm, Chairman) recommends DO PASS (15 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1092 was placed on the Eleventh order on the calendar.

HB 1147: Committee on Industry, Business and Labor (Rep. Dorso, Chairman) recommends DO PASS (16 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1147 was placed on the Eleventh order on the calendar.

HB 1155: Committee on Industry, Business and Labor (Rep. Dorso, Chairman) recommends DO PASS (16 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1155 was placed on the Eleventh order on the calendar.

HB 1222: Committee on Industry, Business and Labor (Rep. Dorso, Chairman) recommends DO PASS (16 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1222 was placed on the Eleventh order on the calendar.



HB 1241: Committee on Industry, Business and Labor (Rep. Dorso, Chairman) recommends DO PASS (16 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1241 was placed on the Eleventh order on the calendar.

#### FIRST READING OF HOUSE BILLS

Reps. Hanson, Williams, Kroeber and Sen. Marks introduced:

HB 1292: A BILL for an Act to authorize the director of the department of human services to transfer title and convey certain land owned by the state of North Dakota at the state hospital.

Was read the first time and referred to the Committee on State and Federal Government.

Reps. Aarsvold, Schindler, Oban and Sens. Lindaas, Vosper introduced:

HB 1293: A BILL for an Act to amend and reenact subsection 1 of section 15-10-18.2 of the North Dakota Century Code, relating to the definition of dependents of certain veterans for purposes of receiving free tuition.

Was read the first time and referred to the Committee on Human Services and Veterans Affairs.

Rep. Goffe and Sen. E. Hanson introduced:

HB 1294: A BILL for an Act to create and enact sections 26.1-34-01.1 and 26.1-36-02.1 of the North Dakota Century Code, relating to a "free-look" provision for annuity and accident and health policies and certificates.

Was read the first time and referred to the Committee on Industry, Business and Labor.

Rep. Soukup and Sen. Peterson introduced:

HB 1295: A BILL for an Act to amend and reenact section 40-18-15.1 of the North Dakota Century Code, relating to transfer of criminal cases between county and municipal courts.

Was read the first time and referred to the Committee on Judiciary.

Reps. DeMers, Trautman, Gilmore and Sen. Mathern introduced:

HB 1296: A BILL for an Act to provide for informed consent to health care on behalf of an incapacitated person by certain classes of persons.

Was read the first time and referred to the Committee on Human Services and Veterans Affairs.

Reps. Martin, Urlacher and Sen. David introduced:

HB 1297: A BILL for an Act to amend and reenact section 39-01-15 of the North Dakota Century Code, relating to parking privileges for the mobility impaired and fees imposed for issuance of parking certificates for the mobility impaired.

Was read the first time and referred to the Committee on Transportation.

Reps. Stofferahn, Jensen introduced:

HB 1298: A BILL for an Act to create and enact a new section to chapter 50-24.1 of the North Dakota Century Code, relating to refusal of health care providers to provide medical care and services to medical assistance recipients.

Was read the first time and referred to the Committee on Human Services and Veterans Affairs.

Rep. Kretschmar introduced:

HB 1299: A BILL for an Act to amend and reenact section 23-12-10 of the North Dakota Century Code, relating to designation of smoking areas.

Was read the first time and referred to the Committee on Judiciary.

Rep. Kretschmar introduced:

HB 1300: A BILL for an Act to create and enact a new subsection to section 57-38-01 and a new subdivision to subsection 1 of section 57-38-01.2 of the North Dakota Century Code, relating to definition of qualified investment fund and exemption from income tax liability for distributions of a qualified investment fund; to amend and reenact subsections 3 and 4 of section 57-38-30.3 of the North Dakota Century

Code, relating to exclusion from computation of income tax liability of distributions from a qualified investment fund; and to provide an effective date.

Was read the first time and referred to the Committee on Finance and Taxation.

Rep. Kretschmar introduced:

HB 1301: A BILL for an Act to amend and reenact subsection 3 of section 57-39.2-01 and subsection 4 of section 57-40.2-01 of the North Dakota Century Code, relating to exclusion of postage and handling costs from the imposition of sales and use taxes; and to provide an effective date.

Was read the first time and referred to the Committee on Finance and Taxation.

Rep. Kretschmar introduced:

HB 1302: A BILL for an Act to amend and reenact subsection 2 of section 39-06-42 of the North Dakota Century Code, relating to community service alternative to imprisonment for certain driving while licenses suspended offenses.

Was read the first time and referred to the Committee on Transportation.

Rep. Kretschmar introduced:

HB 1303: A BILL for an Act to amend and reenact section 39-06-13 of the North Dakota Century Code, relating to locations of motor vehicle operators' examinations.

Was read the first time and referred to the Committee on Transportation.

Rep. Kretschmar introduced:

HB 1304: A BILL for an Act to amend and reenact section 16.1-12-03 of the North Dakota Century Code, relating to the nomination and election of a person to more than one office.

Was read the first time and referred to the Committee on Judiciary.

Reps. Aarsvold, Muhs, Kaldor and Sens. Holmberg, Jerome introduced:

HB 1305: A BILL for an Act to amend and reenact section 15-40.1-08 of the North Dakota Century Code and section 15-40.1-08 of the North Dakota Century Code as amended by section 3 of chapter 231 of the 1989 Session Laws of North Dakota, relating to per-pupil payments for remedial elementary summer programs.

Was read the first time and referred to the Committee on Education.

Reps. Schmidt, Belter, Aarsvold and Sens. Kinnoin, Vosper introduced:

HB 1306: A BILL for an Act to provide for the consolidation of townships.

Was read the first time and referred to the Committee on Political Subdivisions.

Reps. Pyle, Myrdal and Sen. Marks introduced:

HB 1307: A BILL for an Act to amend and reenact section 55-01-01 of the North Dakota Century Code, relating to the state historical board.

Was read the first time and referred to the Committee on State and Federal Government.

Rep. Gorman introduced:

HB 1308: A BILL for an Act to create and enact a new subsection to section 57-39.2-04 of the North Dakota Century Code, relating to a sales and use tax exemption for purchases by a nonprofit medical research institute; and to provide an effective date.

Was read the first time and referred to the Committee on Finance and Taxation.

Reps. D. Olsen, Skjerven, Svedjan and Sens. Krebsbach, Nalewaja introduced:

HB 1309: A BILL for an Act to create and enact a new section to chapter 43-17 of the North Dakota Century Code, relating to national practitioner data bank reports filed with the board of medical examiners.

Was read the first time and referred to the Committee on Human Services and Veterans Affairs.

Reps. D. Olsen, Larson, Skjerven and Sens. Nalewaja, Krebsbach introduced:  
HB 1310: A BILL for an Act to amend and reenact section 23-06.4-03 of the North Dakota Century Code, relating to declarations governing the use, withholding, or withdrawal of life-prolonging treatment.

Was read the first time and referred to the Committee on Human Services and Veterans Affairs.

Reps. D. Olsen, Skjerven, Svedjan and Sens. Krebsbach, Nalewaja introduced:  
HB 1311: A BILL for an Act to create and enact a new section to chapter 50-24.1 of the North Dakota Century Code, relating to medical assistance claims.

Was read the first time and referred to the Committee on Human Services and Veterans Affairs.

Reps. D. Olsen, Jensen, Scherber and Sens. Nalewaja, Krebsbach introduced:  
HB 1312: A BILL for an Act to amend and reenact section 23-01-04.2 of the North Dakota Century Code, relating to the regulation of vaccine charges by the department of health and consolidated laboratories.

Was read the first time and referred to the Committee on Human Services and Veterans Affairs.

Reps. Belter, Dalrymple and Sens. Nelson, Meyer introduced:  
HB 1313: A BILL for an Act to create and enact two new subsections to section 20.1-03-12 of the North Dakota Century Code, relating to fees for game and fish licenses and permits; and to amend and reenact section 20.1-03-12.2 of the North Dakota Century Code, relating to game and fish application fees.

Was read the first time and referred to the Committee on Natural Resources.

Rep. Martinson introduced:  
HB 1314: A BILL for an Act to create and enact a new subsection to section 57-02-08 of the North Dakota Century Code, relating to a property tax exemption for leasehold or possessory interests in property owned by the department of housing and urban development and leased to a nonprofit corporation for use by the homeless; and to provide an effective date.

Was read the first time and referred to the Committee on Finance and Taxation.

Rep. Martinson introduced:  
HB 1315: A BILL for an Act to amend and reenact section 51-14-02 of the North Dakota Century Code, relating to revolving charge account requirements.

Was read the first time and referred to the Committee on Industry, Business and Labor.

Rep. Martinson introduced:  
HB 1316: A BILL for an Act to amend and reenact section 15-39.1-05 of the North Dakota Century Code, relating to the appointment of members of the board of trustees of the teachers' fund for retirement; and to provide for application of this Act.

Was read the first time and referred to the Committee on State and Federal Government.

Reps. Dalrymple, Rydell, Scherber and Sens. Marks, Evanson, Maxson introduced:

HB 1317: A BILL for an Act to amend and reenact sections 51-18-02 and 51-18-04 of the North Dakota Century Code, relating to the time period for cancellation of a home solicitation sale agreement by a person sixty-five years of age or older.

Was read the first time and referred to the Committee on Industry, Business and Labor.

Reps. Jensen, R. Berg, Kelsch and Sens. Stenehjelm, Traynor, Krebsbach introduced:

HB 1318: A BILL for an Act to provide for a real estate broker trust account program.

Was read the first time and referred to the Committee on Industry, Business and Labor.

Reps. Oban, Gorder and Sens. Evanson, Marks introduced:

HB 1319: A BILL for an Act to amend and reenact section 5-01-08 of the North Dakota Century Code, relating to prohibiting minors from consuming alcohol.

Was read the first time and referred to the Committee on Judiciary.

Reps. G. Berg, Nicholas, Shide and Sens. Langley, Meyer introduced:

HB 1320: A BILL for an Act to amend and reenact subsection 2 of section 47-05-02.1 of the North Dakota Century Code, relating to the duration of wetlands reserve program easements.

Was read the first time and referred to the Committee on Agriculture.

Reps. Dalrymple, Bernstein and Sens. Stenehjelm, Meyer introduced:

HB 1321: A BILL for an Act to amend and reenact sections 65-04-01 and 65-04-17 of the North Dakota Century Code, relating to the basis for establishing workers' compensation premiums.

Was read the first time and referred to the Committee on Industry, Business and Labor.

Reps. Oban, Wardner, Dalrymple and Sens. Maxson, Evanson, Graba introduced:

HB 1322: A BILL for an Act to provide for administration of public employee personnel records.

Was read the first time and referred to the Committee on State and Federal Government.

Reps. A. Olson, Bodine introduced:

HB 1323: A BILL for an Act to amend and reenact subsection 4 of section 20.1-03-11 of the North Dakota Century Code, relating to preferential nonresident landowner licenses to hunt deer.

Was read the first time and referred to the Committee on Natural Resources.

Reps. Jensen, R. Berg, Tollefson and Sen. Nalewaja introduced:

HB 1324: A BILL for an Act to amend and reenact subdivision b of subsection 14 of section 65-01-02 of the North Dakota Century Code, relating to exemption of certain real estate brokers and real estate salespersons from mandatory contribution participation under the workers compensation laws.

Was read the first time and referred to the Committee on Industry, Business and Labor.

Reps. Kloubec, DeMers, Timm and Sens. Goetz, Nething, Satrom introduced:

HB 1325: A BILL for an Act to create and enact a new section to chapter 57-39.2 of the North Dakota Century Code, relating to the rate of sales taxes on sales of natural gas; to amend and reenact subsection 1 of section 57-39.2-02.1 of the North Dakota Century Code, relating to imposition of sales taxes; and to provide an effective date.

Was read the first time and referred to the Committee on Finance and Taxation.

Rep. Kloubec introduced:

HB 1326: A BILL for an Act to create and enact a new subsection to section 57-40.3-04 of the North Dakota Century Code, relating to an exemption from motor vehicle excise taxes for certain motor vehicle leases or rentals; to amend and reenact subdivision f of subsection 1 of section 57-39.2-02.1, relating to application of sales taxes to motor vehicles leased or rented and the transfer of title to which has not been subjected to motor vehicle excise taxes; and to provide an effective date.

Was read the first time and referred to the Committee on Transportation.

Reps. Wald, Oban, Martinson and Sens. Lips, Satrom, Heinrich introduced:  
HB 1327: A BILL for an Act to amend and reenact section 6-09.4-06 of the North Dakota Century Code, relating to lending and borrowing powers of the municipal bond bank.

Was read the first time and referred to the Committee on Political Subdivisions.

Reps. Dorso, Carlson introduced:

HB 1328: A BILL for an Act to create and enact a new section to chapter 47-16 of the North Dakota Century Code, relating to renewal of leases of residential real property.

Was read the first time and referred to the Committee on Political Subdivisions.

Reps. Gabrielson, Payne introduced:

HB 1329: A BILL for an Act to amend and reenact subsection 4 of section 20.1-08-02 of the North Dakota Century Code, relating to gubernatorial game and fish proclamations; and to repeal section 20.1-08-05 of the North Dakota Century Code, relating to publication of gubernatorial game and fish proclamations.

Was read the first time and referred to the Committee on Natural Resources.

Reps. Clayburgh, Kretschmar and Sen. Stenehjem introduced:

HB 1330: A BILL for an Act to amend and reenact section 30.1-29-14 of the North Dakota Century Code, relating to the compensation of a conservator.

Was read the first time and referred to the Committee on Judiciary.

Rep. Clayburgh introduced:

HB 1331: A BILL for an Act to amend and reenact sections 32-19-07 and 32-19.1-07 of the North Dakota Century Code, relating to mortgage foreclosure actions and other actions in which real property secures the debt.

Was read the first time and referred to the Committee on Judiciary.

Rep. Timm introduced:

HB 1332: A BILL for an Act to amend and reenact section 60-07-11 of the North Dakota Century Code, relating to storage company license exemptions.

Was read the first time and referred to the Committee on Industry, Business and Labor.

Reps. A. Olson, Mahoney and Sen. Keller introduced:

HB 1333: A BILL for an Act to amend and reenact sections 38-08-09.5 and 38-08-09.9 of the North Dakota Century Code, relating to ratification or approval of unitization plans.

Was read the first time and referred to the Committee on Industry, Business and Labor.

Reps. Belter, Dalrymple and Sens. Nelson, Stenehjem introduced:

HB 1334: A BILL for an Act to create and enact a new section to chapter 11-11 of the North Dakota Century Code, relating to the reorganization of county governments.

Was read the first time and referred to the Committee on Political Subdivisions.

Reps. Schneider, Kretschmar introduced:

HB 1335: A BILL for an Act to amend and reenact section 28-22-03.1 of the North Dakota Century Code, relating to property exempt from judicial process.

Was read the first time and referred to the Committee on Finance and Taxation.

Reps. Oban, Larson and Sens. Mushik, Thane introduced:

HB 1336: A BILL for an Act to amend and reenact sections 57-02-08.2 and 57-20-09 of the North Dakota Century Code, relating to a discount for early payment of property taxes to persons sixty-five years of age or

older or permanently and totally disabled with limited income upon payment of property taxes in installments; to provide an appropriation; to provide for application; and to provide an effective date.

Was read the first time and referred to the Committee on Finance and Taxation.

Reps. Clayburgh, Gates introduced:

HB 1337: A BILL for an Act to create and enact a new chapter to title 35 of the North Dakota Century Code, relating to liens on property in self-service storage facilities.

Was read the first time and referred to the Committee on Finance and Taxation.

Reps. D. Olsen, Kolbo, A. Olson and Sens. Nalewaja, Nething, Tennefos introduced:

HB 1338: A BILL for an Act relating to damage or destruction of animal research facilities; and to provide a penalty.

Was read the first time and referred to the Committee on Human Services and Veterans Affairs.

Rep. Bateman introduced:

HB 1339: A BILL for an Act to amend and reenact section 38-18.1-02, subsection 8 of section 38-18.1-03, subsection 1 of section 38-18.1-04, and section 38-18.1-07 of the North Dakota Century Code, relating to the termination of mineral interests.

Was read the first time and referred to the Committee on Natural Resources.

Rep. Bateman introduced:

HB 1340: A BILL for an Act to amend and reenact subsection 2 of section 12.1-22-03 of the North Dakota Century Code, relating to criminal trespass.

Was read the first time and referred to the Committee on Judiciary.

Rep. R. Berg introduced:

HB 1341: A BILL for an Act to amend and reenact subsection 2 of section 39-06.11 of the North Dakota Century Code, relating to the issuance of temporary restricted operators' licenses.

Was read the first time and referred to the Committee on Transportation.

Reps. R. Berg, Belter, Larson introduced:

HB 1342: A BILL for an Act to amend and reenact section 40-01-09 of the North Dakota Century Code, relating to the manner of choosing the official newspaper of a city.

Was read the first time and referred to the Committee on Political Subdivisions.

Reps. Meyer, Kerzman and Sen. Krauter introduced:

HB 1343: A BILL for an Act to provide for the admission as evidence of the videotaped statement of the child victim of certain sexual offenses.

Was read the first time and referred to the Committee on Human Services and Veterans Affairs.

Rep. Tollefson and Sen. Krebsbach introduced:

HB 1344: A BILL for an Act to designate the square dance as the American folk dance of North Dakota.

Was read the first time and referred to the Committee on State and Federal Government.

Rep. Rydell introduced:

HB 1345: A BILL for an Act to provide for collection of lead acid batteries for recycling; and to provide a penalty.

Was read the first time and referred to the Committee on Industry, Business and Labor.

Rep. Gabrielson introduced:

HB 1346: A BILL for an Act to provide for the establishment of a recycling planning grant program; and to provide an appropriation.

Was read the first time and referred to the Committee on Appropriations.

Reps. Dalrymple, Aarsvold, Gates and Sens. Heinrich, Peterson introduced:  
HB 1347: A BILL for an Act to amend and reenact section 15-40.1-07 of the North Dakota Century Code and section 15-40.1-07 of the North Dakota Century Code as amended by section 2 of chapter 231 of the 1989 Session Laws of North Dakota, relating to per-pupil payments for high school districts.

Was read the first time and referred to the Committee on Education.

Reps. Carlson, Muhs and Sens. Mathern, Peterson introduced:  
HB 1348: A BILL for an Act to amend and reenact section 15-34.1-01 of the North Dakota Century Code, relating to compulsory school attendance.  
Was read the first time and referred to the Committee on Education.

Rep. Clayburgh introduced:  
HB 1349: A BILL for an Act to amend and reenact sections 11-13-12 and 11-18-02 of the North Dakota Century Code, relating to the auditor's certificate of taxes paid on deeds.  
Was read the first time and referred to the Committee on Political Subdivisions.

Reps. Coats, Boehm introduced:  
HB 1350: A BILL for an Act to amend and reenact section 15-40.1-16 of the North Dakota Century Code, relating to state transportation aid payments to school districts.  
Was read the first time and referred to the Committee on Education.

Reps. Whalen, Thompson introduced:  
HB 1351: A BILL for an Act to amend and reenact section 40-04.1-05 of the North Dakota Century Code, relating to the regular meeting day of a city council operating under the modern council form of government; and to declare an emergency.  
Was read the first time and referred to the Committee on Political Subdivisions.

Reps. Bernstein, R. Berg, Clayburgh introduced:  
HB 1352: A BILL for an Act to create and enact a new section to chapter 15-10 of the North Dakota Century Code, relating to tuition credits; to provide an appropriation; and to declare an emergency.  
Was read the first time and referred to the Committee on Education.

Reps. Kunkel, Muhs introduced:  
HB 1353: A BILL for an Act to amend and reenact section 50-25.1-05.05 of the North Dakota Century Code, relating to interviews on school property.  
Was read the first time and referred to the Committee on Education.

Rep. Gates and Sen. Holmberg introduced:  
HB 1354: A BILL for an Act to create and enact a new section to chapter 15-40.2 of the North Dakota Century Code, relating to tuition payments in child placement cases; and to repeal section 15-40.2-08 of the North Dakota Century Code, relating to tuition payments in cases of foster care child placements.  
Was read the first time and referred to the Committee on Education.

Reps. R. Berg, Bernstein, Clayburgh introduced:  
HB 1355: A BILL for an Act to create and enact a new section to chapter 15-10 of the North Dakota Century Code, relating to rate of tuition.  
Was read the first time and referred to the Committee on Education.

Reps. Muhs, Boucher, Payne, Miller, Kunkel introduced:  
HB 1356: A BILL for an Act making an appropriation for foundation aid and special education payments by the superintendent of public instruction; providing legislative intent; and declaring an emergency.  
Was read the first time and referred to the Committee on Education.

Reps. Muhs, Boucher, Payne, Miller, Kunkel introduced:

HB 1357: A BILL for an Act making an appropriation to the department of human services for state matching of county general assistance and optional supplementation payments and the payment of case mix reimbursement incentives to nursing homes; providing legislative intent; and declaring an emergency.

Was read the first time and referred to the Committee on Human Services and Veterans Affairs.

Rep. Kretschmar and Sen. Meyer introduced:

HB 1358: A BILL for an Act to amend and reenact subsection 1 of section 53-06.1-07 and sections 53-06.1-07.1 and 53-06.1-09 of the North Dakota Century Code, relating to sports wagering as an allowed game of chance.

Was read the first time and referred to the Committee on Judiciary.

Reps. Kunkel, Muhs introduced:

HB 1359: A BILL for an Act to amend and reenact section 15-40.1-16.1 of the North Dakota Century Code, relating to transportation aid for pupils enrolled in multidistrict vocational education centers and multidistrict special education programs.

Was read the first time and referred to the Committee on Education.

Reps. Clayburgh, Jensen, DeMers introduced:

HB 1360: A BILL for an Act to amend and reenact section 5-02-05 of the North Dakota Century Code, relating to the disposal of alcoholic beverages on certain days.

Was read the first time and referred to the Committee on State and Federal Government.

Reps. Gabrielson, R. Berg, Huether introduced:

HB 1361: A BILL for an Act to create and enact a new section to chapter 15-10.1 of the North Dakota Century Code, relating to professional student exchange programs.

Was read the first time and referred to the Committee on Education.

Reps. Kunkel, Muhs introduced:

HB 1362: A BILL for an Act to amend and reenact sections 54-44.1-12 and 54-44.1-13.1 of the North Dakota Century Code, relating to restoration of authority to expend funds after an allotment or reduction in spending authority was made to reduce appropriated funds available.

Was read the first time and referred to the Committee on Finance and Taxation.

Reps. Carlson, R. Berg, Ring and Sens. Redlin, Nalewaja introduced:

HB 1363: A BILL for an Act to create and enact a new section to chapter 15-10 of the North Dakota Century Code, relating to the amount of tuition charged at the state institutions of higher education.

Was read the first time and referred to the Committee on Education.

Reps. DeMers, Wentz and Sens. Nalewaja, Meyer introduced:

HB 1364: A BILL for an Act to amend and reenact section 14-15-16 of the North Dakota Century Code, relating to disclosure of adoption records.

Was read the first time and referred to the Committee on Human Services and Veterans Affairs.

Reps. R. Berg, Wald and Sen. Meyer introduced:

HB 1365: A BILL for an Act to prohibit political subdivisions from establishing rent controls.

Was read the first time and referred to the Committee on Political Subdivisions.

Reps. Mahoney, Henegar and Sen. Stenehjem introduced:

HB 1366: A BILL for an Act to amend and reenact section 44-08-06 of the North Dakota Century Code, relating to dimensions of the seal of a court or officer.

Was read the first time and referred to the Committee on State and Federal Government.



Reps. Gorman, Carlisle, Gabrielson and Sens. Graba, Krebsbach introduced:  
HB 1367: A BILL for an Act to amend and reenact subsection 3 of section 51-18-01 of the North Dakota Century Code, relating to personal solicitation sales.

Was read the first time and referred to the Committee on Industry, Business and Labor.

Reps. Martinson, Rydell, Oban, Ritter, R. Berg introduced:

HB 1368: A BILL for an Act to amend and reenact sections 44-08-04, 54-03-20, and 54-06-09 of the North Dakota Century Code, relating to travel expense reimbursement of state employees and lodging reimbursement for members of the legislative assembly.

Was read the first time and referred to the Committee on State and Federal Government.

Rep. Kretschmar introduced:

HB 1369: A BILL for an Act to create and enact a new section to chapter 54-52 of the North Dakota Century Code, relating to participation by members of the legislative assembly in the public employees retirement system; to amend and reenact sections 15-39.1-10.3, 15-39.1-24, 18-11-15.1, 39-03.1-08.1, 39-03.1-14.1, 40-45-10.1, 40-46-09.2, 54-52-01, 54-52-05, 54-52-06, 54-52-17, 54-52-17.2, 54-52-17.3, and 54-52.1-03.2 of the North Dakota Century Code, relating to retirement plan provisions under the public employees retirement system, the purchase of legislative service credit under the teachers' fund for retirement, alternate firemen's relief association plan, the highway patrolmen's retirement system, city police pension plan, and the public employees retirement system, and to participation by members of the legislative assembly in the retiree health benefits fund.

Was read the first time and referred to the Committee on State and Federal Government.

Reps. Bernstein, Schmidt, Byerly and Sens. Tennefos, Dotzenrod introduced:

HB 1370: A BILL for an Act to amend and reenact section 65-08-01 of the North Dakota Century Code, relating to extraterritorial workers' compensation coverage; and to repeal section 65-08-02 of the North Dakota Century Code, relating to reciprocity in extraterritorial application of workers' compensation acts.

Was read the first time and referred to the Committee on Industry, Business and Labor.

Reps. Whalen, Thompson introduced:

HB 1371: A BILL for an Act to amend and reenact section 15-10-28 of the North Dakota Century Code, relating to agreements with other states' institutions of higher learning.

Was read the first time and referred to the Committee on Education.

Reps. Kunkel, Muhs introduced:

HB 1372: A BILL for an Act to amend and reenact subsection 5 of section 15-40.1-08 of the North Dakota Century Code and subsection 5 of section 15-40.1-08 of the North Dakota Century Code as amended by subsection 5 of section 3 of chapter 231 of the 1989 Session Laws of North Dakota, relating to middle school per-pupil payments.

Was read the first time and referred to the Committee on Education.

Rep. Kretschmar introduced:

HB 1373: A BILL for an Act to amend and reenact subsection 3 of section 53-06.1-11 of the North Dakota Century Code, relating to the calculation of expenses incurred for games of chance.

Was read the first time and referred to the Committee on Judiciary.

Rep. Kretschmar introduced:

HB 1374: A BILL for an Act to create and enact a new section to chapter 39-04 of the North Dakota Century Code, relating to submission of motor vehicle registration applications to the county treasurer.

Was read the first time and referred to the Committee on Transportation.

Rep. Kretschmar introduced:

HB 1375: A BILL for an Act to create and enact a new section to chapter 40-08 of the North Dakota Century Code, relating to the election of aldermen in council cities; and to amend and reenact section 40-08-05 of the North Dakota Century Code, relating to qualifications of aldermen.

Was read the first time and referred to the Committee on Political Subdivisions.

Reps. Urlacher, Martin, Larson and Sens. Goetz, Tallackson introduced:

HB 1376: A BILL for an Act to provide for creation of the southwest water authority; and to declare an emergency.

Was read the first time and referred to the Committee on Natural Resources.

Rep. Kretschmar introduced:

HB 1377: A BILL for an Act to amend and reenact section 49-09-15 of the North Dakota Century Code, relating to the recording of conveyances of utility real property other than right of way.

Was read the first time and referred to the Committee on Political Subdivisions.

Reps. Oban, Dorso, Gorman and Sen. Schoenwald introduced:

HB 1378: A BILL for an Act to amend and reenact subsection 17 of section 52-01-01 of the North Dakota Century Code, relating to the definition of an independent contractor for unemployment compensation purposes.

Was read the first time and referred to the Committee on Industry, Business and Labor.

Reps. Aarsvold, Kunkel, Muhs introduced:

HB 1379: A BILL for an Act to provide an appropriation for professional educators' staff development, teacher education program approval, and the first-year teacher-mentor program.

Was read the first time and referred to the Committee on Education.

Reps. Martinson, Carlisle, Mutzenberger and Sens. Satrom, Evanson introduced:

HB 1380: A BILL for an Act to authorize the director of institutions to sell and convey certain land belonging to the state of North Dakota to Burleigh County for use as fairgrounds.

Was read the first time and referred to the Committee on State and Federal Government.

Rep. Williams introduced:

HB 1381: A BILL for an Act to create and enact a new section to chapter 24-05 of the North Dakota Century Code, relating to a penalty for encroachment upon county roads.

Was read the first time and referred to the Committee on Transportation.

Reps. G. Berg, Starke, Jacobson and Sens. Langley, Meyer introduced:

HB 1382: A BILL for an Act to authorize the state historical society to transfer the Fort Totten state historic site; to amend and reenact sections 54-01-09.1, 55-10-03, and 55-10-05 of the North Dakota Century Code, relating to the Fort Totten state historic site; and to provide an effective date.

Was read the first time and referred to the Committee on State and Federal Government.

Reps. Rennerfeldt, Schmidt, Porter introduced:

HB 1383: A BILL for an Act to provide for the creation of an aircraft repair and maintenance lien; and to amend and reenact sections 11-18-14 and 35-21-01 of the North Dakota Century Code, relating to the duties of the county register of deeds and to release of liens.

Was read the first time and referred to the Committee on Political Subdivisions.

Reps. DeMers, Kolbo, Rydell and Sens. Mushik, Redlin, Stenehjem introduced:

HB 1384: A BILL for an Act to provide for durable powers of attorney for health care.

Was read the first time and referred to the Committee on Human Services and Veterans Affairs.

Reps. Dalrymple, Belter, Skjerven and Sens. Marks, Nelson, Keller introduced:  
HB 1385: A BILL for an Act to create and enact a new subsection to section 65-05.1-01, a new subsection to section 65-05.1-02, and two new sections to chapter 65-05.1 of the North Dakota Century Code, relating to requiring the workers compensation bureau to solicit bids for vocational rehabilitation services on a case-by-case basis.

Was read the first time and referred to the Committee on Industry, Business and Labor.

Reps. Gates, Meyer introduced:

HB 1386: A BILL for an Act to provide for imposition of a temporary increase in the sales and use tax rate upon the occurrence of a deficiency in funds appropriated for state school aid; and to amend and reenact section 15-40.1-05 of the North Dakota Century Code, relating to deficiencies in funds appropriated for state school aid.

Was read the first time and referred to the Committee on Finance and Taxation.

Reps. Dalrymple, Nowatzki, R. Anderson and Sens. Dotzenrod, Marks introduced:  
HB 1387: A BILL for an Act to amend and reenact sections 40-57.1-03 and 40-57.1-04.1 of the North Dakota Century Code, relating to the length of time for which property and income tax exemptions may be granted for agricultural processing or manufacturing facilities; and to provide for application of this Act.

Was read the first time and referred to the Committee on Finance and Taxation.

Reps. Coats, Gates, Snyder and Sen. Marks introduced:

HB 1388: A BILL for an Act to create and enact four new sections to title 15 of the North Dakota Century Code, relating to the establishment and implementation of student performance standards and performance assessment methods; to amend and reenact section 15-27.4-01 and subdivision q of subsection 1 of section 28-32-01 of the North Dakota Century Code, relating to public school district compliance with student performance standards and the adoption of rules by the superintendent of public instruction; and to provide an effective date.

Was read the first time and referred to the Committee on Education.

Rep. Kretschmar and Sen. Satrom introduced:

HB 1389: A BILL for an Act to amend and reenact section 54-40-07 of the North Dakota Century Code, relating to the authority of political subdivisions to enter into agreements with other political subdivisions.

Was read the first time and referred to the Committee on Political Subdivisions.

Reps. Martinson, Gerntholz, Belter and Sen. Dotzenrod introduced:

HB 1390: A BILL for an Act to create and enact a new section to chapter 39-04 of the North Dakota Century Code, relating to issuance of distinctive motor vehicle number plates to national guard members.

Was read the first time and referred to the Committee on Transportation.

Reps. Martinson, Clayburgh, Gerntholz, Belter introduced:

HB 1391: A BILL for an Act making an appropriation to the national guard tuition trust fund for the purpose of restoring the fund to its original balance.

Was read the first time and referred to the Committee on Appropriations.

Reps. Martinson, Oban, Rydell and Sens. Stenehjelm, Satrom introduced:

HB 1392: A BILL for an Act to amend and reenact subdivision a of subsection 3 and subdivision a of subsection 4 of section 54-52-17 of the North Dakota Century Code, relating to the normal retirement date and computation of benefits; and to provide an effective date.

Was read the first time and referred to the Committee on State and Federal Government.

Rep. Gates introduced:

HB 1393: A BILL for an Act providing an appropriation for the provision of professional development services to teachers and school administrators.

Was read the first time and referred to the Committee on Education.

Reps. Gates, Meyer introduced:

HB 1394: A BILL for an Act to create and enact a new section to title 15 of the North Dakota Century Code, relating to geographical boundaries for the delivery of public elementary and secondary education services; to amend and reenact section 15-27.6-02 and subdivision q of subsection 1 of section 28-32-01 of the North Dakota Century Code, relating to geographical boundary conformity in school district restructuring and the adoption of rules by the superintendent of public instruction; and to provide an effective date.

Was read the first time and referred to the Committee on Education.

Reps. D. Olsen, A. Olson, Shide and Sens. Mutch, David introduced:

HB 1395: A BILL for an Act to create and enact a new subsection to section 57-40.3-04 of the North Dakota Century Code, relating to a motor vehicle excise tax exemption for motor vehicles acquired by nonprofit corporations.

Was read the first time and referred to the Committee on Transportation.

Rep. Kretschmar introduced:

HB 1396: A BILL for an Act to create and enact a new subsection to section 15-65-03 of the North Dakota Century Code, relating to the powers and duties of the educational telecommunications council; and to provide an appropriation.

Was read the first time and referred to the Committee on Appropriations.

Reps. Mahoney, Grosz and Sen. Stenehjem introduced:

HB 1397: A BILL for an Act to amend and reenact subsection 4 of section 23-25-04.1 of the North Dakota Century Code, relating to permits for asbestos contractors.

Was read the first time and referred to the Committee on Industry, Business and Labor.

Reps. Hanson, Kroeber, Henegar and Sen. Marks introduced:

HB 1398: A BILL for an Act to create and enact a new section to chapter 20.1-02 of the North Dakota Century Code, relating to the plugging or tagging of mounted bighorn sheep trophy heads and horns.

Was read the first time and referred to the Committee on Natural Resources.

Reps. Coats, Kelsch, and Sen. Jerome introduced:

HB 1399: A BILL for an Act to amend and reenact section 15-34.2-16 of the North Dakota Century Code, relating to school district agreements for the provision of comprehensive transportation services.

Was read the first time and referred to the Committee on Education.

Reps. DeMers, Gabrielson, Tollefson and Sens. Schoenwald, Ingstad, Keller introduced:

HB 1400: A BILL for an Act to create and enact a new section to chapter 1-03 of the North Dakota Century Code, relating to the annual observance of workers' memorial day.

Was read the first time and referred to the Committee on State and Federal Government.

Rep. Martinson introduced:

HB 1401: A BILL for an Act to amend and reenact sections 6-03-13.1, 6-03-13.3, and 6-03-13.4 of the North Dakota Century Code, relating to separate bank facilities; and to repeal section 6-03-13.2 of the North Dakota Century Code, relating to limitations on drive-in bank facilities.

Was read the first time and referred to the Committee on Industry, Business and Labor.

Reps. Dalrymple, Aarsvold, Gates introduced:

HB 1402: A BILL for an Act to create and enact a new section to chapter 15-27.2 of the North Dakota Century Code, relating to school district boundary changes.

Was read the first time and referred to the Committee on Education.

Reps. DeMers, Clayburgh, Ring and Sens. Maxson, Holmberg introduced:

HB 1403: A BILL for an Act to repeal section 12.1-20-10 of the North Dakota Century Code, relating to unlawful cohabitation.

Was read the first time and referred to the Committee on Judiciary.

Reps. Kretschmar, G. Berg introduced:

HB 1404: A BILL for an Act to amend and reenact section 54-03-20 of the North Dakota Century Code to eliminate the option of members of the legislative assembly to receive meals reimbursement in lieu of a portion of compensation and to receive monthly amounts as reimbursement for uncompensated expenses rather than as compensation and to create an option for members of the legislative assembly to receive compensation in approximately equal monthly installments spread throughout their terms of office; to provide an effective date; and to declare an emergency.

Was read the first time and referred to the Committee on State and Federal Government.

Reps. Dalrymple, Carlson and Sens. Graba, Peterson introduced:

HB 1405: A BILL for an Act to amend and reenact section 15-41-24 of the North Dakota Century Code, relating to high school curricula.

Was read the first time and referred to the Committee on Education.

Reps. Clayburgh, Dalrymple introduced:

HB 1406: A BILL for an Act to create and enact two new subsections to section 43-13-01 and a new section to chapter 43-13 of the North Dakota Century Code, relating to definitions with respect to the practice of optometry and to ophthalmic practice by opticians.

Was read the first time and referred to the Committee on Human Services and Veterans Affairs.

Reps. Dalrymple, Rydell and Sens. Graba, Peterson introduced:

HB 1407: A BILL for an Act to create and enact a new section to chapter 15-10 of the North Dakota Century Code, relating to tuition rates; and to provide an appropriation.

Was read the first time and referred to the Committee on Education.

Reps. Williams, Payne, Carlson introduced:

HB 1408: A BILL for an Act to amend and reenact section 5-02-05 of the North Dakota Century Code, relating to dispensing alcoholic beverages on an election day.

Was read the first time and referred to the Committee on State and Federal Government.

Reps. Scherber, Gates, Kelsch and Sens. Yockim, Peterson, Marks introduced:

HB 1409: A BILL for an Act to create and enact five new sections to chapter 15-21.1 of the North Dakota Century Code, relating to chemical abuse prevention programs.

Was read the first time and referred to the Committee on Human Services and Veterans Affairs.

Reps. D. Olsen, Gorder, Skjerven and Sen. Tallackson introduced:

HB 1410: A BILL for an Act to amend and reenact sections 25-04-01, 25-04-02, 25-04-04, 25-04-05, 25-04-06, 25-04-07, 25-04-08, 25-04-08.1, 25-04-11, and 25-04-11.1 of the North Dakota Century Code, relating to who may receive services from the developmental center at Grafton.

Was read the first time and referred to the Committee on Human Services and Veterans Affairs.

## FIRST READING OF HOUSE CONCURRENT RESOLUTIONS

Rep. Kretschmar introduced:

HCR 3014: A concurrent resolution recognizing the 100th anniversary of the National Conference of Commissioners on Uniform State Laws.

Was read the first time and referred to the Committee on Judiciary.

Reps. G. Berg, Thompson, Skjerven, Tollefson introduced:

HCR 3015: A concurrent resolution directing the Legislative Council to study the feasibility of improving the efficiency of political subdivision government structure and services.

Was read the first time and referred to the Committee on Political Subdivisions.

Rep. Kretschmar and Sen. Holmberg introduced:

HCR 3016: A concurrent resolution for the amendment of section 13 of article IV of the Constitution of North Dakota, relating to the effective date of legislation.

Was read the first time and referred to the Committee on Judiciary.

The House stood adjourned pursuant to Representative Kloubec's motion.

ROY GILBREATH, Chief Clerk