

JOURNAL OF THE SENATE

Fifty-fourth Legislative Assembly

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Bismarck, February 13, 1995

The Senate convened at 1:00 p.m., with President Myrdal presiding.

The prayer was offered by Pastor Henry Mohagen, Hope Free Lutheran, Rugby.

The roll was called and all members were present.

A quorum was declared by the President.

MESSAGE TO THE HOUSE FROM THE SENATE (WILLIAM C. PARKER, SECRETARY)

MR. SPEAKER: The Senate has passed and your favorable consideration is requested on: SB 2001, SB 2137, SB 2151, SB 2175, SB 2178, SB 2205, SB 2209, SB 2212, SB 2288, SB 2292, SB 2327, SB 2355, SB 2357, SB 2402, SB 2442, SB 2459, SB 2461, SB 2472, SB 2489, SB 2490, SB 2500.

MESSAGE TO THE SENATE FROM THE HOUSE (ROY GILBREATH, CHIEF CLERK)

MADAM PRESIDENT: The House has passed and your favorable consideration is requested on: HB 1064, HB 1172, HB 1210, HB 1246, HB 1274, HB 1317, HB 1324, HB 1364, HB 1368, HB 1371, HB 1374, HB 1376, HB 1377, HB 1383, HB 1384, HB 1393, HB 1394, HB 1395, HB 1396, HB 1397, HB 1412, HB 1419, HB 1452, HB 1469.

CONSIDERATION OF AMENDMENTS

SB 2008: SEN. HOLMBERG (Appropriations Committee) MOVED that the amendments on SJ pages 457-458 be adopted and then be placed on the Eleventh order with DO PASS, which motion prevailed.

MOTION

SEN. HOLMBERG MOVED that SB 2008 be placed on the Eleventh order, as amended, for second reading and final passage, which motion prevailed.

SECOND READING OF SENATE BILL

SB 2008: A BILL for an Act to provide an appropriation for defraying the expenses of the public service commission; and to amend and reenact section 49-01-05 of the North Dakota Century Code, relating to the salary of public service commissioners.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 49 YEAS, 0 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Andrist; Bowman; Christmann; DeMers; Freborg; Goetz; Grindberg; Heinrich; Heitkamp; Holmberg; Kelsh; Kinnoin; Krauter; Krebsbach; Kringstad; LaFountain; Langley; Lee; Lindaas; Lips; Mathern; Mushik; Mutch; Naaden; Nalewaja; Nelson, C.; Nelson, G.; Nething; O'Connell; Redlin; Robinson; Sand; Scherber; Schobinger; Solberg; St. Aubyn; Stenehjem, B.; Stenehjem, W.; Streibel; Tallackson; Tennefos; Thane; Tomac; Traynor; Urlacher; Wanzek; Watne; Wogsland; Yockim

Engrossed SB 2008 passed and the title was agreed to.

THE SENATE RECOGNIZED THE PRESENCE OF:

Former Senator Lee Christensen.

CONSIDERATION OF AMENDMENTS

SB 2011: SEN. SOLBERG (Appropriations Committee) MOVED that the amendments on SJ page 459 be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed.

MOTION

SEN. SOLBERG MOVED that SB 2011 be placed on the Eleventh order, as amended, for second reading and final passage, which motion prevailed.

SECOND READING OF SENATE BILL

SB 2011: A BILL for an Act to provide an appropriation for defraying the expenses of the office of the securities commissioner.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 49 YEAS, 0 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Andrist; Bowman; Christmann; DeMers; Freborg; Goetz; Grindberg; Heinrich; Heitkamp; Holmberg; Kelsh; Kinnoin; Krauter; Krebsbach; Kringstad; LaFountain; Langley; Lee; Lindaas; Lips; Mathern; Mushik; Mutch; Naaden; Nalewaja; Nelson, C.; Nelson, G.; Nething; O'Connell; Redlin; Robinson; Sand; Scherber; Schobinger; Solberg; St. Aubyn; Stenehjem, B.; Stenehjem, W.; Streibel; Tallackson; Tennefos; Thane; Tomac; Traynor; Urlacher; Wanzek; Watne; Wogsland; Yockim

Engrossed SB 2011 passed and the title was agreed to.

CONSIDERATION OF AMENDMENTS

SB 2016: SEN. NAADEN (Appropriations Committee) MOVED that the amendments on SJ pages 459-460 be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed.

MOTION

SEN. NAADEN MOVED that SB 2016 be placed on the Eleventh order, as amended, for second reading and final passage, which motion prevailed.

SECOND READING OF SENATE BILL

SB 2016: A BILL for an Act to provide an appropriation for defraying the expenses of the division of emergency management.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 49 YEAS, 0 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Andrist; Bowman; Christmann; DeMers; Freborg; Goetz; Grindberg; Heinrich; Heitkamp; Holmberg; Kelsh; Kinnoin; Krauter; Krebsbach; Kringstad; LaFountain; Langley; Lee; Lindaas; Lips; Mathern; Mushik; Mutch; Naaden; Nalewaja; Nelson, C.; Nelson, G.; Nething; O'Connell; Redlin; Robinson; Sand; Scherber; Schobinger; Solberg; St. Aubyn; Stenehjem, B.; Stenehjem, W.; Streibel; Tallackson; Tennefos; Thane; Tomac; Traynor; Urlacher; Wanzek; Watne; Wogsland; Yockim

Engrossed SB 2016 passed and the title was agreed to.

CONSIDERATION OF AMENDMENTS

SB 2111: SEN. ROBINSON (Appropriations Committee) MOVED that the amendments on SJ page 460 be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed.

MOTION

SEN. ROBINSON MOVED that SB 2111 be placed on the Eleventh order, as amended, for second reading and final passage, which motion prevailed.

SECOND READING OF SENATE BILL

SB 2111: A BILL for an Act to amend and reenact section 44-04-07 of the North Dakota Century Code, relating to property inventories by state agencies.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 49 YEAS, 0 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Andrist; Bowman; Christmann; DeMers; Freborg; Goetz; Grindberg; Heinrich; Heitkamp; Holmberg; Kelsh; Kinnoin; Krauter; Krebsbach; Kringstad; LaFountain; Langley; Lee; Lindaas; Lips; Mathern; Mushik; Mutch; Naaden; Nalewaja; Nelson, C.; Nelson, G.; Nething; O'Connell; Redlin; Robinson; Sand; Scherber; Schobinger; Solberg; St. Aubyn; Stenehjem, B.; Stenehjem, W.; Streibel; Tallackson; Tennefos; Thane; Tomac; Traynor; Urlacher; Wanzek; Watne; Wogsland; Yockim

Engrossed SB 2111 passed and the title was agreed to.

CONSIDERATION OF AMENDMENTS

SB 2113: SEN. O'CONNELL (Transportation Committee) MOVED that the amendments on SJ pages 460-461 be adopted and then be placed on the Eleventh order with DO PASS, which motion prevailed.

MOTION

SEN. O'CONNELL MOVED that SB 2113 be placed on the Eleventh order, as amended, for second reading and final passage, which motion prevailed.

SECOND READING OF SENATE BILL

SB 2113: A BILL for an Act to create and enact a new section to chapter 39-01 of the North Dakota Century Code, relating to university system number plates; and to amend and reenact section 39-01-02 of the North Dakota Century Code, relating to the display of window decals on vehicles owned or leased by the state.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 49 YEAS, 0 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Andrist; Bowman; Christmann; DeMers; Freborg; Goetz; Grindberg; Heinrich; Heitkamp; Holmberg; Kelsh; Kinnoin; Krauter; Krebsbach; Kringstad; LaFountain; Langley; Lee; Lindaas; Lips; Mathern; Mushik; Mutch; Naaden; Nalewaja; Nelson, C.; Nelson, G.; Nething; O'Connell; Redlin; Robinson; Sand; Scherber; Schobinger; Solberg; St. Aubyn; Stenehjem, B.; Stenehjem, W.; Streibel; Tallackson; Tennefos; Thane; Tomac; Traynor; Urlacher; Wanzek; Watne; Wogsland; Yockim

Engrossed SB 2113 passed and the title was agreed to.

CONSIDERATION OF AMENDMENTS

SB 2351: SEN. W. STENEHJEM (Judiciary Committee) MOVED that the amendments on SJ pages 461-462 be adopted and then be placed on the Eleventh order with DO PASS, which motion prevailed.

CONSIDERATION OF AMENDMENTS

SB 2369: SEN. TRAYNOR (Judiciary Committee) MOVED that the amendments on SJ page 462 be adopted and then be placed on the Eleventh order with **DO NOT PASS**, which motion prevailed.

CONSIDERATION OF AMENDMENTS

SB 2382: SEN. W. STENEHJEM (Judiciary Committee) MOVED that the amendments on SJ pages 462-463 be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed.

CONSIDERATION OF AMENDMENTS

SB 2384: SEN. SCHOBINGER (Transportation Committee) MOVED that the amendments on SJ page 463 be adopted and then be placed on the Eleventh order with **DO NOT PASS**, which motion prevailed.

CONSIDERATION OF AMENDMENTS

SB 2405: SEN. W. STENEHJEM (Judiciary Committee) MOVED that the amendments on SJ pages 463-464 be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed.

CONSIDERATION OF AMENDMENTS

SB 2430: SEN. DEMERS (Human Services Committee) MOVED that the amendments on SJ page 464 be adopted with **DO PASS**, which motion prevailed.

MOTION

SEN. G. NELSON MOVED that SB 2430 be placed on the Eleventh order, as amended, for second reading and final passage, which motion prevailed.

SECOND READING OF SENATE BILL

SB 2430: A BILL for an Act to create and enact a new chapter to title 25 of the North Dakota Century Code, relating to individual treatment plans; and to amend and reenact section 25-03.1-24 of the North Dakota Century Code, relating to the right to treat.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 37 YEAS, 12 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Andrist; DeMers; Freborg; Goetz; Grindberg; Heinrich; Heitkamp; Holmberg; Kelsh; Kinnoin; Krauter; Krebsbach; Kringstad; LaFountain; Langley; Lee; Lindaas; Lips; Mathern; Mushik; Nalewaja; Nelson, C.; Nelson, G.; Nething; O'Connell; Redlin; Robinson; Scherber; St. Aubyn; Stenehjem, W.; Tallackson; Thane; Tomac; Traynor; Watne; Wogsland; Yockim

NAYS: Bowman; Christmann; Mutch; Naaden; Sand; Schobinger; Solberg; Stenehjem, B.; Streibel; Tennefos; Uriacher; Wanzek

Engrossed SB 2430 passed and the title was agreed to.

CONSIDERATION OF AMENDMENTS

SB 2475: SEN. REDLIN (Appropriations Committee) MOVED that the amendments on SJ pages 464-465 be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed.

MOTION

SEN. GOETZ MOVED that SB 2475 be placed on the Eleventh order, as amended, for second reading and final passage, which motion prevailed.

SECOND READING OF SENATE BILL

SB 2475: A BILL for an Act providing an appropriation for adjusted compensation to certain veterans; and to declare an emergency.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 49 YEAS, 0 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Andrist; Bowman; Christmann; DeMers; Freborg; Goetz; Grindberg; Heinrich; Heitkamp; Holmberg; Kelsh; Kinnoin; Krauter; Krebsbach; Kringstad; LaFountain; Langley; Lee; Lindaas; Lips; Mathern; Mushik; Mutch; Naaden; Nalewaja; Nelson, C.; Nelson, G.; Nething; O'Connell; Redlin; Robinson; Sand; Scherber; Schobinger; Solberg; St. Aubyn; Stenehjem, B.; Stenehjem, W.; Streibel; Tallackson; Tennefos; Thane; Tomac; Traynor; Urlacher; Wanzek; Watne; Wogsland; Yockim

Engrossed SB 2475 passed, the title was agreed to, and the emergency clause was declared carried.

CONSIDERATION OF AMENDMENTS

SB 2004: SEN. SOLBERG (Appropriations Committee) MOVED that the amendments on SJ page 456 be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed.

SECOND READING OF SENATE BILL

SB 2004: A BILL for an Act to provide an appropriation for defraying the expenses of the state auditor; and to amend and reenact section 54-10-10 of the North Dakota Century Code, relating to the salary of the state auditor.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 49 YEAS, 0 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Andrist; Bowman; Christmann; DeMers; Freborg; Goetz; Grindberg; Heinrich; Heitkamp; Holmberg; Kelsh; Kinnoin; Krauter; Krebsbach; Kringstad; LaFountain; Langley; Lee; Lindaas; Lips; Mathern; Mushik; Mutch; Naaden; Nalewaja; Nelson, C.; Nelson, G.; Nething; O'Connell; Redlin; Robinson; Sand; Scherber; Schobinger; Solberg; St. Aubyn; Stenehjem, B.; Stenehjem, W.; Streibel; Tallackson; Tennefos; Thane; Tomac; Traynor; Urlacher; Wanzek; Watne; Wogsland; Yockim

Engrossed SB 2004 passed and the title was agreed to.

CONSIDERATION OF AMENDMENTS

SB 2154: SEN. WAYNE (Judiciary Committee) MOVED that the amendments on SJ page 461 be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed.

SECOND READING OF SENATE BILL

SB 2154: A BILL for an Act to create and enact a new section to chapter 23-01 of the North Dakota Century Code, relating to environmental permit hearings conducted for purposes of receiving public comment.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 49 YEAS, 0 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Andrist; Bowman; Christmann; DeMers; Freborg; Goetz; Grindberg; Heinrich; Heitkamp; Holmberg; Kelsh; Kinnoin; Krauter; Krebsbach; Kringstad; LaFountain; Langley; Lee; Lindaas; Lips; Mathern; Mushik; Mutch; Naaden; Nalewaja; Nelson, C.; Nelson, G.; Nething; O'Connell;

Redlin; Robinson; Sand; Scherber; Schobinger; Solberg; St. Aubyn; Stenehjem, B.; Stenehjem, W.; Streibel; Tallackson; Tennefos; Thane; Tomac; Traynor; Urlacher; Wanzen; Watne; Wogsland; Yockim

Engrossed SB 2154 passed and the title was agreed to.

CONSIDERATION OF AMENDMENTS

SB 2452: SEN. C. NELSON (Judiciary Committee) MOVED that the amendments on SJ page 464 be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed.

SECOND READING OF SENATE BILL

SB 2452: A BILL for an Act to repeal chapter 57-36.1 of the North Dakota Century Code, relating to the imposition of the controlled substance tax.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 49 YEAS, 0 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Andrist; Bowman; Christmann; DeMers; Freborg; Goetz; Grindberg; Heinrich; Heitkamp; Holmberg; Kelsh; Kinnoin; Krauter; Krebsbach; Kringstad; LaFountain; Langley; Lee; Lindaas; Lips; Mathern; Mushik; Mutch; Naaden; Nalewaja; Nelson, C.; Nelson, G.; Nething; O'Connell; Redlin; Robinson; Sand; Scherber; Schobinger; Solberg; St. Aubyn; Stenehjem, B.; Stenehjem, W.; Streibel; Tallackson; Tennefos; Thane; Tomac; Traynor; Urlacher; Wanzen; Watne; Wogsland; Yockim

Engrossed SB 2452 passed and the title was agreed to.

SECOND READING OF SENATE BILL

SB 2058: A BILL for an Act to create and enact a new section to chapter 15-40.1 of the North Dakota Century Code, relating to additional payments for small but necessary elementary schools; and to amend and reenact sections 15-40.1-07 and 15-40.1-08 of the North Dakota Century Code, relating to per student payment weighting factors.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of **DO NOT PASS**, the roll was called and there were 6 YEAS, 42 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Krebsbach; Mathern; Nelson, C.; Scherber; Tallackson; Yockim

NAYS: Andrist; Bowman; Christmann; DeMers; Freborg; Goetz; Grindberg; Heinrich; Heitkamp; Holmberg; Kelsh; Kinnoin; Krauter; Kringstad; LaFountain; Langley; Lee; Lindaas; Lips; Mushik; Naaden; Nalewaja; Nelson, G.; Nething; O'Connell; Redlin; Robinson; Sand; Schobinger; Solberg; St. Aubyn; Stenehjem, B.; Stenehjem, W.; Streibel; Tennefos; Thane; Tomac; Traynor; Urlacher; Wanzen; Watne; Wogsland

ABSENT AND NOT VOTING: Mutch

Engrossed SB 2058 lost.

SECOND READING OF SENATE BILL

SB 2061: A BILL for an Act to amend and reenact subsection 3 of section 15-40.1-06 and sections 15-40.1-08 and 15-44-03 of the North Dakota

Century Code, relating to the distribution of proportionate foundation program payments and the distribution of moneys from the state tuition fund.

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 31 YEAS, 18 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Andrist; DeMers; Freborg; Grindberg; Heinrich; Heitkamp; Holmberg; Kelsh; Kringstad; LaFountain; Langley; Lee; Lindaas; Mathern; Mushik; Naaden; Nelson, C.; Nelson, G.; O'Connell; Redlin; Robinson; Sand; Scherber; Schobinger; St. Aubyn; Stenehjem, W.; Tallackson; Tomac; Watne; Wogsland; Yockim

NAYS: Bowman; Christmann; Goetz; Kinnoin; Krauter; Krebsbach; Lips; Mutch; Nalewaja; Nething; Solberg; Stenehjem, B.; Streibel; Tennefos; Thane; Traynor; Urlacher; Wanzek

Engrossed SB 2061 passed and the title was agreed to.

MOTION

SEN. TALLACKSON MOVED that SB 2398 be returned to the Senate floor from the Appropriations Committee for the purpose of withdrawal, which motion prevailed.

REQUEST

SEN. TALLACKSON REQUESTED the unanimous consent of the Senate to withdraw SB 2398. There being no objection, it was so ordered by the President.

SECOND READING OF SENATE BILL

SB 2090: A BILL for an Act to create and enact a new subdivision to subsection 1 of section 27-20-51 of the North Dakota Century Code, relating to persons who may inspect juvenile court records; and to amend and reenact section 50-11-02 of the North Dakota Century Code, relating to background checks of persons present in licensed foster care facilities while services are being provided.

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 48 YEAS, 0 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Andrist; Bowman; Christmann; DeMers; Freborg; Goetz; Grindberg; Heinrich; Heitkamp; Holmberg; Kelsh; Kinnoin; Krauter; Krebsbach; Kringstad; LaFountain; Langley; Lee; Lindaas; Lips; Mathern; Mushik; Mutch; Naaden; Nalewaja; Nelson, C.; Nelson, G.; Nething; O'Connell; Redlin; Robinson; Scherber; Schobinger; Solberg; St. Aubyn; Stenehjem, B.; Stenehjem, W.; Streibel; Tallackson; Tennefos; Thane; Tomac; Traynor; Urlacher; Wanzek; Watne; Wogsland; Yockim

ABSENT AND NOT VOTING: Sand

Engrossed SB 2090 passed and the title was agreed to.

SECOND READING OF SENATE BILL

SB 2104: A BILL for an Act to amend and reenact sections 16.1-11-08, 34-05-01.2, and subsection 2 of section 54-06-01 of the North Dakota Century Code, relating to the appointment of the labor commissioner by the governor; and to provide an effective date.

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 35 YEAS, 14 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Andrist; Christmann; DeMers; Freborg; Goetz; Grindberg; Heinrich; Heitkamp; Holmberg; Kelsh; Kinnoin; Krebsbach; Kringstad; LaFountain; Langley; Lee; Lindaas; Naaden; Nalewaja; Nelson, C.; Nelson, G.; Nething; Redlin; Sand; Scherber; Schobinger; Solberg; St. Aubyn; Stenehjem, W.; Thane; Traynor; Urlacher; Wanzek; Watne; Yockim

NAYS: Bowman; Krauter; Lips; Mathern; Mushik; Mutch; O'Connell; Robinson; Stenehjem, B.; Streibel; Tallackson; Tennefos; Tomac; Wogsland

Engrossed SB 2104 passed and the title was agreed to.

SECOND READING OF SENATE BILL

SB 2121: A BILL for an Act to amend and reenact section 37-19.1-04 of the North Dakota Century Code, relating to hearing procedures for veterans' preference grievance hearings.

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 48 YEAS, 0 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Andrist; Bowman; Christmann; DeMers; Freborg; Goetz; Grindberg; Heinrich; Heitkamp; Holmberg; Kelsh; Kinnoin; Krauter; Krebsbach; Kringstad; LaFountain; Langley; Lee; Lindaas; Lips; Mathern; Mushik; Mutch; Naaden; Nalewaja; Nelson, C.; Nelson, G.; Nething; O'Connell; Redlin; Robinson; Sand; Scherber; Schobinger; Solberg; St. Aubyn; Stenehjem, B.; Stenehjem, W.; Streibel; Tallackson; Tennefos; Tomac; Traynor; Urlacher; Wanzek; Watne; Wogsland; Yockim

ABSENT AND NOT VOTING: Thane

Engrossed SB 2121 passed and the title was agreed to.

SECOND READING OF SENATE BILL

SB 2265: A BILL for an Act to amend and reenact sections 39-18-07 and 39-18-08 of the North Dakota Century Code, relating to the sale by real estate brokers or salespeople of used mobile homes and to penalties; and to provide a penalty.

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 47 YEAS, 2 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Andrist; Bowman; Christmann; DeMers; Freborg; Goetz; Grindberg; Heinrich; Heitkamp; Holmberg; Kelsh; Kinnoin; Krauter; Krebsbach; Kringstad; LaFountain; Langley; Lee; Lindaas; Lips; Mathern; Mushik; Mutch; Naaden; Nalewaja; Nelson, C.; Nelson, G.; Nething; Redlin; Robinson; Sand; Scherber; Schobinger; Solberg; St. Aubyn; Stenehjem, B.; Stenehjem, W.; Streibel; Tallackson; Tennefos; Thane; Tomac; Traynor; Urlacher; Wanzek; Wogsland; Yockim

NAYS: O'Connell; Watne

Engrossed SB 2265 passed and the title was agreed to.

SECOND READING OF SENATE BILL

SB 2352: A BILL for an Act to amend and reenact sections 32-19-06.1 and 32-19.1-07 of the North Dakota Century Code, relating to deficiency judgments on commercial real estate loans.

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 48 YEAS, 1 NAY, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Andrist; Bowman; Christmann; Freborg; Goetz; Grindberg; Heinrich; Heitkamp; Holmberg; Kelsh; Kinnoin; Krauter; Krebsbach; Kringstad; LaFountain; Langley; Lee; Lindaas; Lips; Mathern; Mushik; Mutch; Naaden; Nalewaja; Nelson, C.; Nelson, G.; Nething; O'Connell; Redlin; Robinson; Sand; Scherber; Schobinger; Solberg; St. Aubyn; Stenehjem, B.; Stenehjem, W.; Streibel; Tallackson; Tennefos; Thane; Tomac; Traynor; Urlacher; Wanzek; Watne; Wogsland; Yockim

NAYS: DeMers

Engrossed SB 2352 passed and the title was agreed to.

MOTION

SEN. GOETZ MOVED that the Senate stand in recess until 2:55 p.m., which motion prevailed.

THE SENATE RECONVENED pursuant to recess taken, with President Myrdal presiding.

SECOND READING OF SENATE BILL

SB 2415: A BILL for an Act to create and enact a new section to chapter 51-07 of the North Dakota Century Code, relating to refunds on leased vehicles; and to amend and reenact section 51-07-16, subsection 1 of section 51-07-18, subsection 1 of section 51-07-19, and section 51-07-22 of the North Dakota Century Code, relating to repair, replacement, sale, and lease of returned passenger motor vehicles.

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 47 YEAS, 0 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Andrist; Bowman; Christmann; DeMers; Freborg; Goetz; Grindberg; Heinrich; Heitkamp; Holmberg; Kelsh; Kinnoin; Krauter; Krebsbach; Kringstad; LaFountain; Langley; Lindaas; Lips; Mathern; Mushik; Mutch; Naaden; Nalewaja; Nelson, C.; Nelson, G.; Nething; O'Connell; Redlin; Robinson; Sand; Scherber; Schobinger; Solberg; St. Aubyn; Stenehjem, B.; Stenehjem, W.; Streibel; Tallackson; Tennefos; Thane; Traynor; Urlacher; Wanzek; Watne; Wogsland; Yockim

ABSENT AND NOT VOTING: Lee; Tomac

Engrossed SB 2415 passed and the title was agreed to.

SECOND READING OF SENATE BILL

SB 2444: A BILL for an Act to amend and reenact section 15-28-02 of the North Dakota Century Code, relating to definitions of rural and urban areas for purposes of school board membership elections; 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 44 YEAS, 5 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Andrist; Bowman; DeMers; Freborg; Goetz; Grindberg; Heinrich; Heitkamp; Holmberg; Kelsh; Kinnoin; Krebsbach; Kringstad; LaFountain; Langley; Lee; Lindaas; Lips; Mathern; Mushik; Mutch; Naaden; Nalewaja; Nelson, C.; Nelson, G.; Nething; Redlin; Robinson; Scherber; Schobinger; Solberg; St. Aubyn; Stenehjem, B.; Stenehjem, W.; Streibel; Tallackson; Tennefos; Thane; Tomac; Traynor; Urlacher; Watne; Wogsland; Yockim

NAYS: Christmann; Krauter; O'Connell; Sand; Wanzek

Engrossed SB 2444 passed, the title was agreed to, and the emergency clause was declared carried.

SECOND READING OF SENATE BILL

SB 2445: A BILL for an Act to create and enact a new section to chapter 15-21 of the North Dakota Century Code, relating to educational methodologies.

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 24 YEAS, 25 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Andrist; Bowman; Christmann; Freborg; Goetz; Holmberg; Lee; Mutch; Naaden; Nalewaja; Nelson, G.; Nething; Sand; Schobinger; Solberg; St. Aubyn; Stenehjem, B.; Stenehjem, W.; Streibel; Tennefos; Traynor; Urlacher; Wanzek; Watne

NAYS: DeMers; Grindberg; Heinrich; Heitkamp; Kelsh; Kinnoin; Krauter; Krebsbach; Kringstad; LaFountain; Langley; Lindaas; Lips; Mathern; Mushik; Nelson, C.; O'Connell; Redlin; Robinson; Scherber; Tallackson; Thane; Tomac; Wogsland; Yockim

Engrossed SB 2445 lost.

SECOND READING OF SENATE BILL

SB 2491: A BILL for an Act to create and enact a new section to chapter 15-29 and a new section to chapter 15-38 of the North Dakota Century Code, relating to the provision of teaching services by persons certified as instructors in the areas of North Dakota American Indian languages and culture; and to amend and reenact subsection 10 of section 15-29-08, section 15-36-12, subsection 11 of section 15-39.1-04, sections 15-41-25, 15-47-42, and 15-47-46 of the North Dakota Century Code, relating to teacher certification.

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 49 YEAS, 0 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Andrist; Bowman; Christmann; DeMers; Freborg; Goetz; Grindberg; Heinrich; Heitkamp; Holmberg; Kelsh; Kinnoin; Krauter; Krebsbach; Kringstad; LaFountain; Langley; Lee; Lindaas; Lips; Mathern; Mushik; Mutch; Naaden; Nalewaja; Nelson, C.; Nelson, G.; Nething; O'Connell; Redlin; Robinson; Sand; Scherber; Schobinger; Solberg; St. Aubyn;

Stenehjerm, B.; Stenehjerm, W.; Streibel; Tallackson; Tennefos; Thane; Tomac; Traynor; Urlacher; Wanzek; Watne; Wogsland; Yockim

Engrossed SB 2491 passed and the title was agreed to.

SECOND READING OF SENATE BILL

SB 2495: A BILL for an Act to amend and reenact subsection 4 of section 54-52.1-01 of the North Dakota Century Code, relating to participation by temporary employees in the uniform group insurance program.

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 47 YEAS, 2 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Andrist; Bowman; Christmann; DeMers; Freborg; Goetz; Grindberg; Heinrich; Heitkamp; Holmberg; Kelsh; Kinnoin; Krauter; Krebsbach; Kringstad; LaFountain; Langley; Lee; Lindaas; Lips; Mathern; Mushik; Mutch; Naaden; Nalewaja; Nelson, C.; Nelson, G.; Nething; O'Connell; Redlin; Robinson; Sand; Scherber; Schobinger; St. Aubyn; Stenehjerm, B.; Stenehjerm, W.; Tallackson; Tennefos; Thane; Tomac; Traynor; Urlacher; Wanzek; Watne; Wogsland; Yockim

NAYS: Solberg; Streibel

Engrossed SB 2495 passed and the title was agreed to.

SECOND READING OF SENATE BILL

SB 2510: A BILL for an Act to create and enact a new section to chapter 15-40.1 of the North Dakota Century Code, relating to mandatory high school districts; to amend and reenact section 15-38-03 and subdivision q of subsection 1 of section 28-32-01 of the North Dakota Century Code, relating to school registers and rules relating to joint powers agreements; and to provide an effective date.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 11 YEAS, 38 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: DeMers; Heinrich; Holmberg; Krebsbach; Mushik; Nelson, C.; Redlin; Scherber; St. Aubyn; Stenehjerm, B.; Stenehjerm, W.

NAYS: Andrist; Bowman; Christmann; Freborg; Goetz; Grindberg; Heitkamp; Kelsh; Kinnoin; Krauter; Kringstad; LaFountain; Langley; Lee; Lindaas; Lips; Mathern; Mutch; Naaden; Nalewaja; Nelson, G.; Nething; O'Connell; Robinson; Sand; Schobinger; Solberg; Streibel; Tallackson; Tennefos; Thane; Tomac; Traynor; Urlacher; Wanzek; Watne; Wogsland; Yockim

Engrossed SB 2510 lost.

SECOND READING OF SENATE BILL

SB 2533: A BILL for an Act to amend and reenact section 43-33-04 and subsection 2 of section 43-33-15 of the North Dakota Century Code, relating to exceptions to the licensure requirement for hearing aid dealers and composition of the board of hearing instrument dispensers.

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 49 YEAS, 0 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Andrist; Bowman; Christmann; DeMers; Freborg; Goetz; Grindberg; Heinrich; Heitkamp; Holmberg; Kelsh; Kinnoin; Krauter; Krebsbach; Kringstad; LaFountain; Langley; Lee; Lindaas; Lips; Mathern; Mushik; Mutch; Naaden; Nalewaja; Nelson, C.; Nelson, G.; Nething; O'Connell; Redlin; Robinson; Sand; Scherber; Schobinger; Solberg; St. Aubyn; Stenehjem, B.; Stenehjem, W.; Streibel; Tallackson; Tennefos; Thane; Tomac; Traynor; Urlacher; Wanzek; Watne; Wogsland; Yockim

Engrossed SB 2533 passed and the title was agreed to.

SECOND READING OF SENATE BILL

SB 2235: A BILL for an Act to create and enact a new section to chapter 57-38 and a new subsection to section 57-38-30.3 of the North Dakota Century Code, relating to a tuition tax credit for individuals, estates, and trusts for cost of tuition and textbooks for attendance by a dependent at an elementary or secondary school; and to provide an effective date.

MOTION

SEN. WANZEK MOVED that SB 2235 be amended as follows, which motion prevailed.

Page 1, line 10, after "chapter" insert "whose taxable income does not exceed thirty-nine thousand dollars"

Page 2, line 5, replace "five" with "one"

Page 2, line 10, after "chapter" insert "whose taxable income does not exceed thirty-nine thousand dollars"

Page 3, line 1, replace "five" with "one"

Re-number accordingly

MOTION

SEN. G. NELSON MOVED that the question be put at 4:02 p.m., which motion prevailed.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 17 YEAS, 32 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Bowman; Christmann; Krauter; Mathern; Mutch; Naaden; Nalewaja; O'Connell; Robinson; Scherber; Solberg; Stenehjem, B.; Streibel; Tennefos; Traynor; Urlacher; Wanzek

NAYS: Andrist; DeMers; Freborg; Goetz; Grindberg; Heinrich; Heitkamp; Holmberg; Kelsh; Kinnoin; Krebsbach; Kringstad; LaFountain; Langley; Lee; Lindaas; Lips; Mushik; Nelson, C.; Nelson, G.; Nething; Redlin; Sand; Schobinger; St. Aubyn; Stenehjem, W.; Tallackson; Thane; Tomac; Watne; Wogsland; Yockim

Engrossed SB 2235 lost.

MOTION

SEN. THANE MOVED that the Senate reconsider its action whereby SB 2524 failed to pass.

ANNOUNCEMENT

PRESIDENT MYRDAL ANNOUNCED a recorded roll call vote on the motion to reconsider the action whereby SB 2524 failed to pass.

ROLL CALL

The question being on the motion to reconsider the action whereby SB 2524 failed to pass, the roll was called and there were 25 YEAS, 24 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: DeMers; Grindberg; Heinrich; Heitkamp; Holmberg; Kelsh; Kinnoin; Krauter; LaFountain; Langley; Lindaas; Mathern; Mushik; Nelson, C.; Nething; O'Connell; Redlin; Sand; Scherber; St. Aubyn; Tallackson; Tomac; Wanzek; Wogsland; Yockim

NAYS: Andrist; Bowman; Christmann; Freborg; Goetz; Krebsbach; Kringstad; Lee; Lips; Mutch; Naaden; Nalewaja; Nelson, G.; Robinson; Schobinger; Solberg; Stenehjem, B.; Streibel; Tennefos; Thane; Traynor; Uriacher; Watne

So the motion to reconsider the action whereby SB 2524 failed to pass prevailed.

MOTION

SEN. G. NELSON MOVED that SB 2524 be laid over one legislative day, which motion prevailed.

MOTION

SEN. GOETZ MOVED that the Senate be on the Fifth, Ninth, and Thirteenth orders of business and at the conclusion of those orders, the Senate stand adjourned until 1:00 p.m., Tuesday, February 14, 1995, which motion prevailed.

REPORT OF STANDING COMMITTEE

SB 2007: Appropriations Committee (Sen. Nething, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (12 YEAS, 1 NAY, 1 ABSENT AND NOT VOTING). SB 2007 was placed on the Sixth order on the calendar.

Page 1, line 12, replace "548,648" with "553,988"

Page 1, line 14, replace "663,183" with "668,523"

Page 1, line 15, replace "77,393" with "74,622"

Page 1, line 16, replace "585,790" with "593,901"

Re-number accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

DEPARTMENT 406 - LABOR COMMISSIONER

SENATE - This amendment increases salaries and wages by \$5,340 from the general fund for salary adjustments made by the Labor Commissioner. The amendment also reduces other funds by \$2,771 to reflect a change in the funding of the executive budget salary plan. The executive budget included \$2,771 of federal funds in the salary plan and additional federal funds are not available.

The total general fund increase is \$8,111.

REPORT OF STANDING COMMITTEE

SB 2020: Appropriations Committee (Sen. Nething, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (14 YEAS,

0 NAYS, 0 ABSENT AND NOT VOTING). SB 2020 was placed on the Sixth order on the calendar.

Page 1, line 9, replace "2,882,830" with "2,753,038"

Page 1, line 14, replace "4,243,540" with "4,113,748"

Re-number accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

DEPARTMENT 616 - SEED DEPARTMENT

SENATE - This amendment makes the following changes:

	1995-97 EXECUTIVE RECOMMENDATION	REMOVE VACANT POSITIONS ¹	TOTAL CHANGES	SENATE VERSION
Salaries and wages	\$2,882,830	\$(129,792)	\$(129,792)	\$2,753,038
Operating expenses	994,810			994,810
Equipment	65,900			65,900
Grants	200,000			200,000
Contingency	<u>100,000</u>	<u> </u>	<u> </u>	<u>100,000</u>
Total special funds	\$4,243,540	\$(129,792)	\$(129,792)	\$4,113,748
FTE	35.5	(3.5)	(3.5)	32

¹Removes 3.5 FTE vacant positions vacated prior to August 31, 1994.

REPORT OF STANDING COMMITTEE

SB 2025: Appropriations Committee (Sen. Nething, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (10 YEAS, 0 NAYS, 4 ABSENT AND NOT VOTING). SB 2025 was placed on the Sixth order on the calendar.

Page 1, line 11, replace "7,247,006" with "7,216,655"

Page 1, line 12, replace "7,847,595" with "7,974,104"

Page 1, line 17, replace "37,817,197" with "37,913,355"

Page 1, line 18, replace "32,363,928" with "32,442,928"

Page 1, line 19, replace "5,453,269" with "5,470,427"

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

DEPARTMENT 770 - STATE WATER COMMISSION

SENATE -

	1995-97 EXECUTIVE RECOMMENDATION	RESTORE WATER EDUCATION FOR TEACHERS (WET) PROGRAM	REMOVE FUNDS TO PHASE OUT 3 FTE	RESTORE OPERATING EXPENSES	RESTORE FUNDING FOR MEMBERSHIPS IN WATER ASSOCIATIONS	PARTIALLY RESTORE FUNDING FOR WEATHER MODIFICATION	TOTAL SENATE CHANGES	SENATE RECOMMENDATIONS
Salaries and wages	\$ 7,247,006	\$ 90,000	\$(120,351)				\$(30,351)	\$ 7,216,655
Operating expenses	7,847,595	(36,000)		\$107,509	\$40,000	\$15,000	126,509	7,974,104
Equipment	145,750							145,750
Capital improvements	15,686,732							15,686,732
Grants	3,840,114							3,840,114
Cooperative research	<u>3,050,000</u>							<u>3,050,000</u>
Total	\$37,817,197	\$ 54,000	\$(120,351)	\$107,509	\$40,000	\$15,000	\$ 96,158	\$37,913,355
Less estimated income	<u>32,363,928</u>	<u>79,000</u>					<u>79,000</u>	<u>32,442,928</u>
General fund	\$ 5,453,269	\$(25,000)	\$(120,351)	\$107,509	\$40,000	\$15,000	\$ 17,158	\$ 5,470,427
FTE	83	1						84

REPORT OF STANDING COMMITTEE

SB 2066: Government and Veterans Affairs Committee (Sen. Krebsbach, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS and BE REREFERRED to the Appropriations Committee (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2066 was placed on the Sixth order on the calendar.

Page 1, line 7, remove "the commissioner of"

Page 1, remove lines 8 through 13

Page 1, line 14, remove "health officer or a designee of the state health officer,"

Page 1, line 16, replace the first "two" with "three" and replace the second "two" with "three"

Page 1, line 20, remove "- Staff"

Page 1, line 21, replace "international trade coordinating council may employ staff" with "department of economic development and finance"

Page 1, remove line 22

Page 2, line 1, remove "agency, department, and office"

Page 2, line 15, replace "111,900" with "12,000" and replace "to the" with "for expenses that are incurred by the members of the legislative assembly while carrying out the duties and responsibilities of"

Page 2, line 16, remove "governor for the purposes of providing staff to"

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2202: Industry, Business and Labor Committee (Sen. Mutch, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (4 YEAS, 3 NAYS, 0 ABSENT AND NOT VOTING). SB 2202 was placed on the Sixth order on the calendar.

Page 8, line 4, remove "the"

Page 8, line 5, replace "award or denial of compensation for" with "a" and after "impairment" insert "dispute"

Page 8, line 6, after "exceed" insert "twenty percent of", replace "in" with "awarded upon final resolution of the", and after "dispute" insert ", subject to the maximum fees established pursuant to section 65-02-08"

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2275: Political Subdivisions Committee (Sen. Urlacher, Chairman) recommends DO NOT PASS (6 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). SB 2275 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2304: Government and Veterans Affairs Committee (Sen. Krebsbach, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2304 was placed on the Sixth order on the calendar for immediate second reading.

Page 1, line 1, after "A BILL" replace the remainder of the bill with "for an Act to provide for a legislative council study of access to certain telecommunications records."

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. LEGISLATIVE COUNCIL STUDY OF ACCESS TO TELECOMMUNICATIONS RECORDS. The legislative council shall study access to telecommunications records of legislators and other public officials. The study must include consideration of the protection of constituent identities in sensitive communications and the public's right to have access to information concerning the activities of elected officials. The legislative council shall report its findings and recommendations, together with any legislation necessary to implement the recommendations, to the fifty-fifth legislative assembly."

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2306: Natural Resources Committee (Sen. Traynor, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (5 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING). SB 2306 was placed on the Sixth order on the calendar.

Page 1, line 17, remove the overstrike over "~~shall~~" and remove "must"

Page 1, line 18, after "interest" insert "calculated" and remove "up to"

Page 1, line 19, after "paid" insert ", except that the commissioner of university and school lands may negotiate a rate to be no less than the prime rate plus four percent per annum with a maximum of eighteen percent per annum, for unpaid royalties on minerals owned or managed by the board of university and school lands"

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2313: Agriculture Committee (Sen. Bowman, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (3 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING). SB 2313 was placed on the Sixth order on the calendar.

Page 1, line 18, replace ", The secretary of state, at" with "through training, software development, and equipment purchases"

Page 1, remove lines 19 and 20

Page 1, line 21, remove "improvements, training, and technical assistance"

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2356: Government and Veterans Affairs Committee (Sen. Krebsbach, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2356 was placed on the Sixth order on the calendar.

Page 2, line 1, overstrike "three" and insert immediately thereafter "seven" and after "hundred" insert "fifty"

Page 2, line 2, overstrike "the" and insert immediately thereafter "a" and overstrike "of his choice" and insert immediately thereafter "selected by the department head and"

Page 2, line 11, overstrike "by him"

Page 2, line 13, overstrike "he" and insert immediately thereafter "the printer"

ReNUMBER accordingly

REPORT OF STANDING COMMITTEE

SB 2365: Political Subdivisions Committee (Sen. Urlacher, Chairman) recommends **DO NOT PASS** (4 YEAS, 3 NAYS, 0 ABSENT AND NOT VOTING). SB 2365 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2383: Government and Veterans Affairs Committee (Sen. Krebsbach, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2383 was placed on the Sixth order on the calendar.

Page 1, line 8, remove "1."

Page 1, line 10, after the first "a" insert "direct and substantial"

Page 1, remove lines 15 through 22

ReNUMBER accordingly

REPORT OF STANDING COMMITTEE

SB 2386: Agriculture Committee (Sen. Bowman, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (5 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2386 was placed on the Sixth order on the calendar.

Page 1, line 1, after "Act" insert "to provide a limitation on the duration of production incentives for an ethanol plant;"

Page 3, line 23, before "9th" insert "8th,"

Page 3, line 24, before "14th" insert "13th," and after "14th" insert an underscored comma

Page 3, line 25, after the first underscored comma insert "and", remove the first ", and", before "12th" insert "and", and remove the second ", and"

Page 3, line 26, remove "8th" and remove "13th"

Page 8, after line 10, insert:

"SECTION 3. Duration of ethanol plant production incentives. Notwithstanding any other provision of law, an ethanol plant may not receive production incentives in the form of direct payments from the state for more than ten fiscal years of operation after June 30, 1995, and in the sixth through tenth years of that period an ethanol plant is eligible to receive no more than one-half of the amount of production incentives from the state which it would otherwise be eligible to receive."

Page 8, line 12, replace "\$6,050,000" with "\$4,942,000"

Page 8, line 17, replace "\$4,800,000" with "\$3,692,000"

Page 9, remove lines 19 through 24

ReNUMBER accordingly

REPORT OF STANDING COMMITTEE

SB 2388: Agriculture Committee (Sen. Bowman, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (4 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). SB 2388 was placed on the Sixth order on the calendar.

Page 1, line 8, replace "Existing and proposed" with "Proposed"

Page 1, line 10, replace "Existing or proposed" with "Proposed"

Page 1, line 19, remove "of the executive branch"

Page 1, line 20, remove "and any political subdivision of the state"

Page 2, after line 3, insert:

"4. "Property" means real property as defined in section 47-01-03."

ReNUMBER accordingly

REPORT OF STANDING COMMITTEE

SB 2389, as engrossed: Appropriations Committee (Sen. Nething, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO NOT PASS (11 YEAS, 0 NAYS, 3 ABSENT AND NOT VOTING). Engrossed SB 2389 was placed on the Sixth order on the calendar for immediate second reading.

Page 1, line 1, after "A BILL" replace the remainder of the bill with "for an Act to amend and reenact subsection 21 of section 57-39.2-04 and subsection 8 of section 57-40.2-04 of the North Dakota Century Code, relating to a sales and use tax exemption for rentals of videos, admissions tickets to movies, and the leasing or renting of motion picture films to motion picture exhibitors; and to provide an effective date.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. AMENDMENT. Subsection 21 of section 57-39.2-04 of the North Dakota Century Code is amended and reenacted as follows:

21. Gross receipts from the leasing or renting of motion picture film to motion picture exhibitors for exhibition ~~if the sale of tickets or admissions to the exhibition of the film is subject to the sales tax imposed by this chapter and the rental of videos or sales of admission tickets to movie presentations.~~

SECTION 2. AMENDMENT. Subsection 8 of section 57-40.2-04 of the North Dakota Century Code is amended and reenacted as follows:

8. Gross receipts from the leasing or renting of motion picture film to motion picture exhibitors for exhibition in this state ~~if the sale of the tickets or admissions to the exhibition of the film is subject to the sales tax imposed by chapter 57-39.2.~~

SECTION 3. EFFECTIVE DATE. This Act is effective for taxable events occurring after June 30, 1995."

ReNUMBER accordingly

REPORT OF STANDING COMMITTEE

SB 2392: Agriculture Committee (Sen. Bowman, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (5 YEAS, 0 NAYS,

0 ABSENT AND NOT VOTING). SB 2392 was placed on the Sixth order on the calendar.

Page 2, after line 12, insert:

"9. "Director" means the director of the game and fish department."

Page 2, line 14, replace "licensed under" with "complying with the provisions of"

Page 2, line 20, after the underscored period insert "facility design, imports, and rules to prevent accidental escape of potentially injurious aquatic organisms or pathogens must be approved by the director."

Page 2, line 23, remove "License required - Fees."

Page 2, line 24, replace "license" with "permit" and remove "License"

Page 2, remove lines 25 through 27

Page 2, line 28, remove "transferable." and replace "determine the license fee" with "review permits periodically to ensure continuing compliance with this chapter"

Page 3, line 2, remove "with the license application"

Page 3, line 5, remove "licensed"

Page 3, line 6, replace "If any bonded licensee" with "In the event of a"

Page 3, line 7, remove "defaults under any" and replace "provided for in this chapter" with "default"

Page 3, line 12, replace "licensee" with "aquaculture facility"

Page 3, line 14, replace "licensee" with "owner of the aquaculture facility"

Page 3, line 15, replace "licensee" with "owner"

Page 3, line 17, replace "licensee" with "aquaculture facility"

Page 3, line 24, replace "licensee" with "aquaculture facility"

Page 3, line 26, replace "licensee" with "aquaculture facility"

Page 3, line 27, replace "licensee" with "aquaculture facility"

Page 4, line 1, replace "licensee's business" with "aquaculture facility"

Page 4, line 3, replace "licensee" with "aquaculture facility"

Page 4, line 7, replace "licensee's" with "aquaculture facility's"

Page 4, line 11, replace "licensee" with "aquaculture facility"

Page 5, line 13, remove "offered for sale by a"

Page 5, line 14, replace "processor, distributor, or retailer" with "labeled as a North Dakota product" and remove "name is labeled in the"

Page 5, remove lines 15 and 16

Page 5, line 17, remove "North Dakota" if the product" and replace "produced under the authority" with "raised at an aquaculture facility that holds a permit issued by the commissioner under this chapter."

Page 5, remove lines 18 through 24

Page 6, line 25, overstrike "these licensed" and insert immediately thereafter "aquaculture"

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2395: Government and Veterans Affairs Committee (Sen. Krebsbach, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (6 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). SB 2395 was placed on the Sixth order on the calendar.

Page 1, line 15, after "council" insert ", by a two-thirds vote,"

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2399: Transportation Committee (Sen. B. Stenehjem, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (6 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). SB 2399 was placed on the Sixth order on the calendar.

Page 1, line 9, remove the overstrike over "as"

Page 1, line 10, remove the overstrike over "~~provided in this chapter~~" and replace "in accordance with the" with "and chapter 32-29.2"

Page 1, remove line 11

Page 1, line 12, remove "association"

Page 1, line 15, after "be" insert "jointly"

Page 1, line 16, after "selected" insert "by the parties"

Page 1, line 21, remove the overstrike over "~~Arbitration demand — District court may appoint arbitrators~~"

Page 1, line 22, remove overstrike over "~~if parties fail~~", remove "Continuing contract performance", and remove the overstrike over "The"

Page 2, line 1, remove the overstrike over "~~party desiring arbitration~~" and insert immediately thereafter "of claims for more than fifty thousand dollars" and remove the overstrike over "~~shall serve a written demand upon the adverse~~"

Page 2, remove the overstrike over lines 2 through 13

Page 2, line 22, replace "Pending final resolution of a claim involving" with "The parties shall follow the same procedure for claims involving less than fifty thousand dollars, except that the parties shall jointly select the arbitrator after the demand and response."

Page 2, remove lines 23 through 25

Page 2, line 28, remove the overstrike over "~~Procedure for arbitration~~", remove "Timely assertion of claims", and remove the overstrike over "After"

Page 2, remove the overstrike over line 29

Page 3, remove the overstrike over lines 1 through 6

Page 3, line 7, remove the overstrike over "~~sections 32-29.2-01 through 32-29.2-20~~" and insert immediately thereafter ", unless a party submits the dispute to arbitration in accordance with the construction industry arbitration rules of the American arbitration association to the extent those rules do not conflict with North Dakota law", remove the overstrike over the period, and remove "A party that files a notice of"

Page 3, remove lines 8 through 12

ReNUMBER accordingly

REPORT OF STANDING COMMITTEE

SB 2406: Government and Veterans Affairs Committee (Sen. Krebsbach, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2406 was placed on the Sixth order on the calendar.

Page 1, line 11, replace "nationally recognized certification agencies that govern" with "the national board of certified counselors, which governs"

Page 1, line 12, after the period insert "The board may not create a specialty license for which the scope of practice is defined under any other chapter in this title."

ReNUMBER accordingly

REPORT OF STANDING COMMITTEE

SB 2428: Agriculture Committee (Sen. Bowman, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (5 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2428 was placed on the Sixth order on the calendar.

Page 1, line 1, replace "two" with "three"

Page 1, line 2, after "to" insert "definitions," and after "valves" insert a comma

Page 1, line 3, remove the first "and"

Page 1, line 6, after "ammonia" insert "storage" and remove "and"

Page 1, line 7, after "penalty" insert "; and to provide an appropriation"

Page 1, after line 8, insert:

"SECTION 1. A new section to chapter 19-20.2 of the North Dakota Century Code is created and enacted as follows:

Definition. "Anhydrous ammonia storage facility" means a bulk anhydrous ammonia storage facility with a capacity exceeding six thousand gallons [22712.47 liters] which is owned or operated by a user or vendor of anhydrous ammonia, but not a refrigerated anhydrous ammonia storage facility owned and operated by a person that manufactures anhydrous ammonia in this state."

Page 1, line 11, after "ammonia" insert "storage"

Page 1, line 14, overstrike "the storage and handling of"

- Page 1, line 15, after "ammonia" insert "storage facilities", remove "5.2.2.1", and overstrike "5.2.2.2" and insert immediately thereafter "5.2.2.1"
- Page 2, line 11, remove "(5.2.2.1) For new tanks installed or purchased after January 1,"
- Page 2, remove lines 12 through 18
- Page 2, line 19, remove "4," and overstrike "(5.2.2.2) Steels used in fabricating pressure-containing parts of"
- Page 2, line 20, overstrike "a container" and remove "may not"
- Page 2, line 21, remove "exceed", overstrike "a nominal", remove "tensile strength of", and overstrike "seventy-five thousand pounds"
- Page 2, line 22, overstrike "per square inch [517110 kilopascals]," and remove "as noted in the American"
- Page 2, line 23, remove "society of mechanical engineers code, section II, part D," and overstrike "except"
- Page 2, line 24, overstrike "this does not apply to sections 8, 9, and 10." and insert immediately thereafter "(5.2.2.1) For new tanks installed or purchased after January 1, 1996, the entire container must be post-weld heat treated after completion of all welds in or to the shells and heads. The method employed must be as prescribed in the American society of mechanical engineers code. It is recommended that post-weld heat treatment be performed in a furnace of a size sufficient to accommodate the entire container. Welded attachments to pads may be made after post-weld heat treatment."
- Page 2, line 29, remove "or operating a", overstrike "bulk" and insert immediately thereafter "or operating an anhydrous ammonia", remove "facility", and overstrike "exceeding six thousand"
- Page 3, line 1, overstrike "gallons [22,712.47 liters] of storage capacity"
- Page 3, line 2, after the overstruck comma insert "facility"
- Page 3, line 26, after "of" insert "drawings or"
- Page 3, line 28, after "The" insert "drawings or" and after the second "the" insert "proposed location of the"
- Page 4, line 6, remove the overstrike over "storage"
- Page 4, line 7, overstrike "site" and overstrike "a bulk" and insert immediately thereafter "an anhydrous ammonia"
- Page 4, line 8, overstrike "exceeding six thousand gallons [22,712.47 liters] of storage"
- Page 4, line 9, overstrike "capacity"
- Page 4, line 10, after "existing" insert "anhydrous ammonia storage"
- Page 4, line 12, replace "a bulk" with "an anhydrous ammonia"
- Page 4, line 16, overstrike "Facilities" and insert immediately thereafter "Anhydrous ammonia storage facilities"
- Page 5, line 12, after the first "container" insert "to an anhydrous ammonia storage facility"

Page 5, line 22, after "Any" insert "anhydrous ammonia storage"

Page 5, line 26, after the second period insert "The following requirements apply to any transfer hose utilized at an anhydrous ammonia storage facility:"

Page 7, line 12, after "1." insert "The chief boiler inspector and the workers compensation bureau chief safety engineer shall cooperate with the commissioner of agriculture to develop and implement an inspection program."

2."

Page 7, line 12, overstrike "permanent installation for"

Page 7, line 13, overstrike "storage of" and after "ammonia" insert "storage facility"

Page 7, line 15, overstrike "2." and insert immediately thereafter "3." and after "ammonia" insert "storage"

Page 7, line 22, overstrike "3." and insert immediately thereafter "4." and after "any" insert "anhydrous ammonia"

Page 9, line 5, after "for" insert "retail"

Page 9, after line 27, insert:

"SECTION 14. APPROPRIATION. There is hereby appropriated out of any moneys in the general fund, collected through the anhydrous ammonia inspection fee, or so much of the sum as may be necessary, the sum of \$160,000 to the commissioner of agriculture, for the purpose of licensing, regulating, and inspecting anhydrous ammonia storage facilities for the biennium beginning July 1, 1995, and ending June 30, 1997."

Re-number accordingly

REPORT OF STANDING COMMITTEE

SB 2429: Government and Veterans Affairs Committee (Sen. Krebsbach, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (6 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). SB 2429 was placed on the Sixth order on the calendar.

Page 1, line 1, replace "subsections 1 and" with "subsection"

Page 1, line 5, replace "subsections 1 and" with "subsection"

Page 1, line 6, replace "are" with "is"

Page 1, remove lines 8 through 22

Page 2, remove lines 1 through 28

Page 3, remove lines 1 through 16

Page 3, line 18, overstrike ", interprets,"

Re-number accordingly

REPORT OF STANDING COMMITTEE

SB 2433: Industry, Business and Labor Committee (Sen. Mutch, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO

PASS (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2433 was placed on the Sixth order on the calendar for immediate second reading.

Page 1, line 1, after "A BILL" replace the remainder of the bill with "for an Act to amend and reenact section 34-12-03 of the North Dakota Century Code, relating to unfair labor practices.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. AMENDMENT. Section 34-12-03 of the North Dakota Century Code is amended and reenacted as follows:

34-12-03. Unfair labor practices.

1. It is an unfair labor practice for any employer:
 - a. To interfere with, restrain, or coerce employees in the exercise of the ~~right~~ rights guaranteed in section 34-12-02.
 - b. To dominate or interfere with the formation or administration of any labor organization or contribute financial or other support to it. This may not be construed to prohibit an employer from conferring with employees or their bona fide representatives and including, but not by way of limitation, explaining the position of management in connection with the problems of the employer during working hours without the loss of pay.
 - c. By discrimination in regard to hire or tenure of employment or any term or condition of employment to encourage or discourage membership in any labor organization.
 - d. To discharge or otherwise discriminate against an employee because ~~he~~ the employee has filed charges or given testimony under this chapter.
 - e. To refuse to bargain collectively with the representatives of ~~his~~ the employer's employees, subject to ~~the provisions of~~ section 34-12-02.
2. It is an unfair labor practice for a labor organization or its agents:
 - a. To restrain or coerce employees in the exercise of rights guaranteed in section 34-12-02, provided that a labor organization may prescribe its own rules for the acquisition and maintenance of membership in said labor organization.
 - b. To cause or attempt to cause an employer to discriminate or restrain or coerce employees in the exercise of rights set forth in section 34-12-02.
 - c. To restrain or coerce an employer in the selection of ~~his~~ the employer's representatives or to refuse to bargain with an employer if the labor organization or its agent is the representative of ~~his~~ the employer's employees.
 - d. To force or attempt to force an employer or self-employed person to join any organization.

- e. To engage in, or to induce or encourage any employee to engage in, a strike or a refusal in the course of ~~his~~ the employee's employment to use or work on any goods, articles, materials or commodities, or to perform any services, or to threaten, coerce or restrain any person for the purpose of forcing or requiring any person to cease using, selling, handling, transporting, or otherwise dealing in the products of any other producer, processor, or manufacturer, or to cease doing business with any other person, or forcing or requiring any employer to recognize or bargain with a labor organization as the representative of ~~his~~ the employer's employees unless ~~such~~ the labor organization has been certified as the representative of ~~his~~ the employer's employees under the provisions of section 34-12-05; but nothing in this subsection may be construed to make unlawful, where not otherwise unlawful, any primary strike or primary picketing, and nothing contained in this subsection may be construed to make unlawful a refusal by any person to enter upon the premises of any employer, other than ~~his~~ the person's own employer, if the employees of ~~such~~ the other employer are engaged in a lawful strike.
 - f. To require of employees as a condition for membership the payment of fees found by the commissioner to be excessive or discriminatory.
 - g. To cause or attempt to cause an employer to pay or deliver or agree to pay or deliver any money or other thing of value, in the nature of an exaction, for services which are not performed or not to be performed.
 - h. To make, circulate, or cause to be circulated, a black list.
 - i. To coerce or intimidate an employee in the enjoyment of ~~his~~ the employee's legal rights, or to intimidate ~~his~~ the employee's family or any member thereof, picket ~~his~~ the employee's domicile, or injure the person or property of ~~such~~ the employee or ~~his~~ the employee's family or of any member thereof.
 - j. To hinder or prevent by unlawful picketing, threats, intimidation, force, or coercion of any kind, the pursuit of any lawful work or employment, or to obstruct or interfere with entrance to or egress from any place of employment, or to obstruct or interfere with free and uninterrupted use of public roads, streets, highways, railways, airports, or other ways of travel or conveyance.
3. It is unfair labor practice for an individual:
- a. To interfere with, restrain, or coerce employees in the exercise of the rights guaranteed in section 34-12-02.
 - b. To coerce or intimidate an employee in the enjoyment of the employee's legal rights, or to intimidate the employee's family or any member thereof, picket the employee's domicile, or injure the person or property of the employee, the employee's family, or any member thereof.

c. To hinder or prevent by unlawful picketing, threats, intimidation, force, or coercion of any kind, the pursuit of any lawful work or employment, or to obstruct or interfere with entrance to or exit from any place of employment, or to obstruct or interfere with free and uninterrupted use of entrances, public roads, streets, highways, railways, airports, or other ways of travel or conveyance.

4. The expressing of any views, argument, or opinion, or the dissemination thereof, whether in written, printed, graphic, or visual form, ~~shall is not constitute or be~~ evidence of an unfair labor practice under ~~any of the provisions of~~ this chapter, if ~~such the~~ expression contains no threat of reprisal or force or promise of benefit."

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2449: Industry, Business and Labor Committee (Sen. Mutch, Chairman) recommends DO NOT PASS (4 YEAS, 3 NAYS, 0 ABSENT AND NOT VOTING). SB 2449 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2457: Political Subdivisions Committee (Sen. Urlacher, Chairman) recommends DO PASS (6 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). SB 2457 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2469: Government and Veterans Affairs Committee (Sen. Krebsbach, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (4 YEAS, 3 NAYS, 0 ABSENT AND NOT VOTING). SB 2469 was placed on the Sixth order on the calendar.

Page 1, line 3, after "purposes" insert "; and to provide an effective date"

Page 2, after line 27, insert:

"SECTION 3. EFFECTIVE DATE. This Act becomes effective on August 1, 1996."

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2476: Natural Resources Committee (Sen. Traynor, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (5 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING). SB 2476 was placed on the Sixth order on the calendar.

Page 1, line 1, replace "eight" with "a new subsection to section 23-29-02 and a" and replace "sections" with "section"

Page 1, after line 5, insert:

"SECTION 1. A new subsection to section 23-29-02 of the North Dakota Century Code is created and enacted as follows:

Protect and maintain the health and welfare of the people of this state by prohibiting vehicles used to transport solid waste from transporting items other than hazardous waste, industrial waste, infectious waste, municipal waste, and special waste."

Page 4, line 17, replace "Eight" with "A" and replace "sections" with "section"

Page 4, line 18, replace "are" with "is"

Page 4, remove lines 19 through 29

Page 5, remove lines 1 through 29

Page 6, remove lines 1 through 6

Page 6, line 7, replace "- Collection" with "used for the collection" and remove "may only"

Page 6, line 8, remove "be", replace the first semicolon with a comma, and replace the second semicolon with a comma

Page 6, line 13, after "commodities" insert "may not be used to transport any other material"

Page 6, remove lines 14 through 16

Page 6, line 17, remove "Inspection of vehicles."

Page 6, line 18, remove "of this Act"

Page 6, line 21, remove "of this Act"

Page 6, remove lines 22 through 26

Re-number accordingly

REPORT OF STANDING COMMITTEE

SB 2484: Agriculture Committee (Sen. Bowman, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (5 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2484 was placed on the Sixth order on the calendar.

Page 1, line 3, after "age" insert "; and to declare an emergency"

Page 1, line 21, replace "an" with "the"

Page 1, line 22, replace "examination" with "examinations"

Page 1, after line 22 insert:

"SECTION 2. EMERGENCY. This Act is declared to be an emergency measure."

Re-number accordingly

REPORT OF STANDING COMMITTEE

SB 2485: Political Subdivisions Committee (Sen. Urlacher, Chairman) recommends DO NOT PASS (4 YEAS, 3 NAYS, 0 ABSENT AND NOT VOTING). SB 2485 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2492: Political Subdivisions Committee (Sen. Urlacher, Chairman) recommends DO NOT PASS (4 YEAS, 3 NAYS, 0 ABSENT AND NOT VOTING). SB 2492 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2509: Agriculture Committee (Sen. Bowman, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (4 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). SB 2509 was placed on the Sixth order on the calendar for immediate second reading.

Page 1, line 11, overstrike "June 30" and insert immediately thereafter "July 31"

Page 1, line 12, replace "1998" with "1997"

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2514: Transportation Committee (Sen. B. Stenehjem, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2514 was placed on the Sixth order on the calendar.

Page 1, line 1, replace "an easement to place a mailbox" with "accommodation of mailboxes"

Page 1, line 4, replace "Easement for mailbox" with "Mailbox installation", replace "A" with "Any", remove "who", and replace "property interest" with "right"

Page 1, line 5, remove "in land adjacent to a public road has an easement"

Page 1, line 8, after the period insert "Any mailbox installation made after the effective date of this Act must be installed and maintained by the owner with a crash-tested approved mailbox and support system that meet the standards adopted by the department of transportation."

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2515: Education Committee (Sen. Freborg, Chairman) recommends DO PASS (4 YEAS, 3 NAYS, 0 ABSENT AND NOT VOTING). SB 2515 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2526: Agriculture Committee (Sen. Bowman, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (5 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2526 was placed on the Sixth order on the calendar.

Page 1, line 15, remove "the production of livestock such as dairy cows or swine and the"

Page 1, line 16, remove "operation of animal" and after "feedlots" insert ", confined feeding facilities, and new dairy facilities"

Page 1, line 17, after "agriculture" insert ", if the production is dedicated to, retains, or expands an in-state food processing facility or operation"

Renumber accordingly

REPORT OF STANDING COMMITTEE

SCR 4010: Government and Veterans Affairs Committee (Sen. Krebsbach, Chairman) recommends DO PASS and BE PLACED ON THE CONSENT CALENDAR (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SCR 4010 was placed on the Tenth order on the calendar.

REPORT OF STANDING COMMITTEE

SCR 4021: Government and Veterans Affairs Committee (Sen. Krebsbach, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS and BE PLACED ON THE CONSENT CALENDAR (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SCR 4021 was placed on the Sixth order on the calendar.

Page 1, after line 4, insert:

"WHEREAS, legislative rules require an attempt to prepare fiscal notes on measures that have a potential impact on the revenues or expenditures of cities and counties, but not schools; and"

Page 1, after line 6, insert:

"WHEREAS, state agencies are often unable to provide the Legislative Assembly with sufficient information to prepare fiscal notes for measures impacting local government; and"

Renumber accordingly

REPORT OF STANDING COMMITTEE

SCR 4048: Finance and Taxation Committee (Sen. Tennefos, Chairman) recommends **DO PASS** and **BE PLACED ON THE CONSENT CALENDAR** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SCR 4048 was placed on the Tenth order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1101, as engrossed: Finance and Taxation Committee (Sen. Tennefos, Chairman) recommends **DO PASS** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed HB 1101 was placed on the Fourteenth order on the calendar.

FIRST READING OF SENATE CONCURRENT RESOLUTIONS

Sen. W. Stenehjem and Rep. Delmore introduced:

SCR 4055: A concurrent resolution directing the Legislative Council to study the feasibility and desirability of establishing an administrative process for the enforcement of child support obligations.

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

Sens. Streibel, Heitkamp, Redlin, Tallackson, Traynor, Urlacher introduced:

SCR 4056: A concurrent resolution directing the Legislative Council to study North Dakota's wetlands laws.

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

Sen. Bowman and Reps. Drovdal, Kempenich introduced:

(Approved by the Delayed Bills Committee)

SCR 4057: A concurrent resolution urging the United States Secretary of Agriculture to consider North Dakota's cooperative grazing associations as models for successful public land use and to create a separate entity for the management of grasslands.

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

FIRST READING OF HOUSE BILLS

HB 1004: A BILL for an Act making an appropriation for defraying the expenses of the upper great plains transportation institute.

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

HB 1010: A BILL for an Act to provide an appropriation for defraying the expenses of the department of banking and financial institutions.

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

HB 1057: A BILL for an Act to create and enact a new section to chapter 23-01 of the North Dakota Century Code, relating to designation of the state department of health and consolidated laboratories as the primary state environmental agency.

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

HB 1064: A BILL for an Act to amend and reenact sections 39-04-10.3, 39-04-36, 39-04-39.2, and 39-04-44 of the North Dakota Century Code, relating to the retention of number plates by an owner when a vehicle is transferred or assigned; and to provide an effective date.

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

HB 1110: A BILL for an Act to create and enact chapters 45-13, 45-14, 45-15, 45-16, 45-17, 45-18, 45-19, 45-20, and 45-21 of the North Dakota Century Code, relating to the provisions of the Uniform Partnership Act (1994) which pertain to general partnership provisions, nature of partnership, relations of partners to persons dealing with partnership, relations of partners to each other and to partnership, transferees and creditors of partner, partner's dissociation, winding up partnership business, and conversions and mergers of partnership; to amend and reenact sections 45-11-01 and 45-12-02 of the North Dakota Century Code, relating to fictitious partnership names and existing partnerships; to repeal chapters 45-05, 45-06, 45-07, 45-08, 45-09, and section 45-12-04 of the North Dakota Century Code, relating to partnerships generally, relations of partners to others, relations of partners to one another, property rights of partner, dissolution and winding up of partnership, and citation of the Uniform Partnership Act; and to provide an effective date.

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

HB 1129: A BILL for an Act to amend and reenact section 1 of chapter 573 of the 1991 Session Laws, relating to the centennial trees program and administration of the program by the state forester; and to provide for legislative intent.

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

HB 1172: A BILL for an Act to amend and reenact sections 13-04.1-02, 43-23-05, 43-23-06.1, 43-23-07, subsection 1 of section 43-23-08, sections 43-23-09, 43-23-10, 43-23-12, 43-23-13, and 43-23-13.1 of the North Dakota Century Code, relating to the definition of money broker and mortgage broker exceptions; and to provide an effective date.

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

HB 1177: A BILL for an Act to amend and reenact sections 4-10.5-07 and 4-10.5-08 of the North Dakota Century Code, relating to assessments for soybean promotion.

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

HB 1187: A BILL for an Act to amend and reenact sections 61-16.1-45 and 61-21-46 of the North Dakota Century Code, relating to accumulation of drain funds.

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

HB 1193: A BILL for an Act to create and enact a new subsection and a new subdivision to subsection 7 of section 57-38-40 of the North Dakota Century Code, relating to extensions for filing amended state individual, estate, or trust income tax returns as a result of federal changes or corrections; to provide a retroactive effective date; and to provide an expiration date.

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

HB 1210: A BILL for an Act to create and enact a new subsection to section 38-08-02 and a new section to chapter 38-08 of the North Dakota Century Code, relating to recording the location of oil and gas reserve pits.

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

HB 1215: A BILL for an Act to authorize the state of North Dakota and the North Dakota state board of higher education, for the use and benefit of North Dakota state university agricultural experiment station otherwise known as the agronomy seed farm, to convey certain state-owned land to the city of Casselton, North Dakota.

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

- HB 1232:** A BILL for an Act to amend and reenact subsection 1 of section 39-06-03.1 of the North Dakota Century Code, relating to nondriver photo identification cards.
Was read the first time and referred to the **Transportation Committee**.
- HB 1235:** A BILL for an Act to amend and reenact subsection 1 of section 34-14-03 of the North Dakota Century Code, relating to employees who are separated from payroll before payday.
Was read the first time and referred to the **Industry, Business and Labor Committee**.
- HB 1237:** A BILL for an Act to amend and reenact section 39-06-13 of the North Dakota Century Code, relating to examination of operator's license applicants.
Was read the first time and referred to the **Transportation Committee**.
- HB 1238:** A BILL for an Act to create and enact a new section to chapter 12-44.1 of the North Dakota Century Code, relating to room and board costs for jail inmates on a work release program.
Was read the first time and referred to the **Political Subdivisions Committee**.
- HB 1239:** A BILL for an Act to amend and reenact subsection 2 of section 39-04-12 of the North Dakota Century Code, relating to trailer number plates.
Was read the first time and referred to the **Transportation Committee**.
- HB 1242:** A BILL for an Act to amend and reenact section 16.1-13-06 of the North Dakota Century Code, relating to the eligibility of a candidate defeated at a primary election to have the candidate's name placed on the general election ballot.
Was read the first time and referred to the **Judiciary Committee**.
- HB 1246:** A BILL for an Act to amend and reenact section 21-06-07 of the North Dakota Century Code, relating to investment of funds by political subdivisions.
Was read the first time and referred to the **Political Subdivisions Committee**.
- HB 1264:** A BILL for an Act to amend and reenact section 6-03-70 of the North Dakota Century Code, relating to the publication of call reports by state banking associations.
Was read the first time and referred to the **Industry, Business and Labor Committee**.
- HB 1268:** 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 the approval of certain petitions for the annexation of land to adjacent school districts; and to amend and reenact sections 15-27.2-01, 15-27.2-02, 15-27.2-04, and 15-27.2-05 of the North Dakota Century Code, relating to annexation petitions and hearings.
Was read the first time and referred to the **Education Committee**.
- HB 1269:** A BILL for an Act to amend and reenact section 34-06-11 of the North Dakota Century Code, relating to posting of notices by the commissioner of labor.
Was read the first time and referred to the **Government and Veterans Affairs Committee**.
- HB 1270:** A BILL for an Act to repeal sections 15-21-04.6 and 15-29-08.3 of the North Dakota Century Code, relating to student performance standards and assessments and school district policies and plans for participatory school decisionmaking.
Was read the first time and referred to the **Education Committee**.

- HB 1271:** A BILL for an Act to amend and reenact subsection 8 of section 6-03-02 of the North Dakota Century Code, relating to fees charged by banks for the use of electronic funds transfer equipment.
Was read the first time and referred to the **Industry, Business and Labor Committee.**
- HB 1272:** A BILL for an Act to amend and reenact subsection 3 of section 32-40.1-02 of the North Dakota Century Code, relating to visual inspections of lender-owner property for environmental damage.
Was read the first time and referred to the **Natural Resources Committee.**
- HB 1273:** A BILL for an Act to repeal chapter 594 of the 1993 Session Laws, relating to regulation of the disposal of dredged and fill material in certain waters of the state.
Was read the first time and referred to the **Natural Resources Committee.**
- HB 1274:** A BILL for an Act to amend and reenact section 49-21-01.6 of the North Dakota Century Code, relating to telephone call identification services.
Was read the first time and referred to the **Industry, Business and Labor Committee.**
- HB 1277:** A BILL for an Act to amend and reenact subsection 4 of section 15-10-17 of the North Dakota Century Code, relating to admission criteria prescribed by the board of higher education.
Was read the first time and referred to the **Education Committee.**
- HB 1279:** A BILL for an Act to amend and reenact sections 34-14-11, 34-14-12, and 34-14-13 of the North Dakota Century Code, relating to reciprocal agreements between states for collection of wages and collection actions.
Was read the first time and referred to the **Government and Veterans Affairs Committee.**
- HB 1283:** A BILL for an Act to amend and reenact section 23-27-04.2 of the North Dakota Century Code, relating to state assistance for prehospital emergency medical services.
Was read the first time and referred to the **Human Services Committee.**
- HB 1285:** A BILL for an Act to amend and reenact subsection 1 of section 51-07-18 of the North Dakota Century Code, relating to refunds for defective passenger motor vehicles.
Was read the first time and referred to the **Transportation Committee.**
- HB 1292:** A BILL for an Act to amend and reenact subsection 2 of section 11-13-12 of the North Dakota Century Code, relating to recording of instruments transferring property on which taxes are unpaid or delinquent.
Was read the first time and referred to the **Political Subdivisions Committee.**
- HB 1298:** A BILL for an Act to amend and reenact section 15 of chapter 374 of the 1987 Session Laws, as amended by section 1 of chapter 379 of the 1989 Session Laws and section 6 of chapter 24 of the 1993 Session Laws, relating to extending the expiration date for legislation that created a temporary court of appeals.
Was read the first time and referred to the **Judiciary Committee.**
- HB 1299:** A BILL for an Act to amend and reenact section 47-16-30.1 of the North Dakota Century Code, relating to disposal of abandoned property.
Was read the first time and referred to the **Judiciary Committee.**
- HB 1302:** A BILL for an Act to amend and reenact section 15-27.4-03 of the North Dakota Century Code, relating to tax credits resulting from the dissolution of school districts.
Was read the first time and referred to the **Finance and Taxation Committee.**

HB 1309: A BILL for an Act to amend and reenact sections 50-25.1-03 and 50-25.1-13 of the North Dakota Century Code, relating to persons required to report child abuse and neglect and accomplice liability; and to provide a penalty.

Was read the first time and referred to the **Human Services Committee**.

HB 1313: A BILL for an Act to create and enact a new section to chapter 4-19 of the North Dakota Century Code, relating to the powers of the state forester; to amend and reenact sections 4-19-01, 4-19-02, and 4-19-03 of the North Dakota Century Code, relating to the duties of the state forester, the state nursery, and the distribution of planting stock; and to repeal sections 4-19-01.1 and 4-19-04 of the North Dakota Century Code, relating to the qualifications of district foresters and assistance provided by the state forester.

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

HB 1314: A BILL for an Act to create and enact a new section to chapter 23-09 of the North Dakota Century Code, relating to food salvage operations; and to amend and reenact subsections 2, 5, and 7 of section 23-09-01, sections 23-09.1-02.1, and 23-10-04 of the North Dakota Century Code, relating to definitions for purposes of the regulation of hotels, lodgingshouses, restaurants, and boardinghouses and inspections of bed and breakfast facilities and mobile home parks, trailer parks, and campgrounds.

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

HB 1317: A BILL for an Act to create and enact chapter 61-35 of the North Dakota Century Code, relating to water district organization, finance, bond issuance, special assessments, and projects.

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

HB 1319: A BILL for an Act to amend and reenact subsection 1 of section 10-19.1-10 and section 10-19.1-12 of the North Dakota Century Code, relating to the contents of articles of incorporation and the effective date of incorporation.

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

HB 1321: A BILL for an Act to provide for the adoption of rules by the state health officer for the administration of epinephrine in emergency situations.

Was read the first time and referred to the **Human Services Committee**.

HB 1324: A BILL for an Act to amend and reenact section 24-05-01 of the North Dakota Century Code, relating to the allocation of county road tax funds.

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

HB 1327: A BILL for an Act to amend and reenact section 26.1-36-37.2 of the North Dakota Century Code, relating to loss ratios on health insurance policies.

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

HB 1328: A BILL for an Act to create and enact section 10-25-06.1 of the North Dakota Century Code, relating to the merger of North Dakota nonprofit corporations with foreign nonprofit corporations.

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

HB 1330: A BILL for an Act to create and enact sections 45-10.1-07.1 and 45-11-03.1 of the North Dakota Century Code, relating to the registration of a general partner of a limited partnership and registration of a general partner filing a fictitious name certificate.

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

HB 1331: A BILL for an Act to amend and reenact sections 47-25-01 and 47-25-02 of the North Dakota Century Code, relating to registration of trade names.

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

HB 1332: A BILL for an Act to create and enact a new section to chapter 10-28 of the North Dakota Century Code, relating to annual reports for nonprofit corporations; to amend and reenact sections 10-24-09, 10-27-09, and subsection 15 of section 10-28-01 of the North Dakota Century Code, relating to registered agents of North Dakota nonprofit corporations and change of fees paid by nonprofit corporations for annual reports; and to provide an effective date.

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

HB 1333: A BILL for an Act to amend and reenact subsection 1 of section 57-15-06.3 and subsection 17 of section 57-15-06.7 of the North Dakota Century Code, relating to the tax levy for county road programs of farm-to-market and federal-aid roads.

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

HB 1336: A BILL for an Act to provide for immunity from liability and confidentiality of records and proceedings relating to critical incident stress management.

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

HB 1337: A BILL for an Act to create and enact a new section to chapter 57-38 of the North Dakota Century Code, relating to gains for individual income tax purposes derived from sale of stock of certain corporations that have relocated to this state; and to provide an effective date.

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

HB 1338: A BILL for an Act to amend and reenact section 32-09.1-21 of the North Dakota Century Code, relating to liens on wages.

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

HB 1346: A BILL for an Act to amend and reenact section 57-24-07 of the North Dakota Century Code, relating to notice by the county auditor of tax sales.

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

HB 1349: A BILL for an Act to create and enact a new subsection to section 11-11-14 of the North Dakota Century Code, relating to the prohibition of animals running at large.

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

HB 1351: A BILL for an Act to amend and reenact section 15-40.3-01 of the North Dakota Century Code, relating to open enrollment application procedures.

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

HB 1356: A BILL for an Act to amend and reenact section 4-10-12.1 of the North Dakota Century Code, relating to liability for potato crop quantity and quality.

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

HB 1359: A BILL for an Act to amend and reenact section 40-23-19 of the North Dakota Century Code, relating to a depreciation schedule for special assessments.

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

HB 1364: A BILL for an Act relating to contracts between athletes and athlete agents; and to provide a penalty.

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

HB 1367: A BILL for an Act to create and enact sections 23-12-09.2 and 23-12-10.3 of the North Dakota Century Code, relating to restrictions on smoking in facilities providing children's services; and to amend and reenact sections 23-12-09, 23-12-10, 23-12-10.2, and 23-12-11 of the North Dakota Century Code, relating to restrictions on smoking in places of public assembly; and to provide a penalty.

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

HB 1368: A BILL for an Act to amend and reenact subsection 2 of section 39-09-02 of the North Dakota Century Code, relating to speed limitations.

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

HB 1371: A BILL for an Act to amend and reenact subsection 1 of section 12.1-17-07.1 of the North Dakota Century Code, relating to stalking.

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

HB 1372: A BILL for an Act to create and enact a new subsection to section 12.1-31.2-01 of the North Dakota Century Code, relating to fees for a disorderly conduct restraining order; and to amend and reenact subsection 4 of section 12.1-31.2-01 of the North Dakota Century Code, relating to a temporary restraining order.

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

HB 1374: A BILL for an Act to create and enact a new subdivision to subsection 18 of section 52-01-01 of the North Dakota Century Code, relating to exclusions from the definition of employment for unemployment compensation purposes.

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

HB 1376: A BILL for an Act to amend and reenact section 25-02-04 of the North Dakota Century Code, relating to the qualifications of the superintendent of the state hospital.

Was read the first time and referred to the **Human Services Committee**.

HB 1377: A BILL for an Act to amend and reenact section 57-55-01.1 of the North Dakota Century Code, relating to tax permits for mobile homes; to repeal section 57-55-02 of the North Dakota Century Code, relating to applications and mobile home taxes; and to provide an effective date.

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

HB 1383: A BILL for an Act to create and enact two new sections to chapter 35-17, two new sections to chapter 35-30, and two new sections to chapter 35-31 of the North Dakota Century Code, relating to amendment of and fees for agister's liens, agricultural processor's liens, and agricultural supplier's liens.

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

HB 1384: A BILL for an Act to create and enact a new section to chapter 23-01 and a new subsection to section 25-17-01 of the North Dakota Century Code, relating to the authority of the health council to permit the use of newborn metabolic disease screening tests for research purposes and to the retention and storage of newborn metabolic disease screening tests.

Was read the first time and referred to the **Human Services Committee**.

HB 1386: A BILL for an Act to amend and reenact subsections 1 and 2 of section 50-22-01 of the North Dakota Century Code, relating to the definition of charitable organizations.

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

HB 1393: A BILL for an Act to amend and reenact subsection 3 of section 26.1-29-09.1 of the North Dakota Century Code, relating to the definition of insurable interest for purposes of personal insurance.
Was read the first time and referred to the **Industry, Business and Labor Committee.**

HB 1394: A BILL for an Act to amend and reenact subsection 1 of section 24-06-28 of the North Dakota Century Code, relating to the obstruction of section lines.
Was read the first time and referred to the **Agriculture Committee.**

HB 1395: A BILL for an Act to amend and reenact section 14-07.1-05.1 of the North Dakota Century Code, relating to notice of payment of guardian ad litem fees.
Was read the first time and referred to the **Judiciary Committee.**

HB 1396: A BILL for an Act to amend and reenact subsection 25 of section 57-02-08 of the North Dakota Century Code, relating to a tax exemption for personal property of railroads; and to provide an effective date.
Was read the first time and referred to the **Finance and Taxation Committee.**

HB 1397: A BILL for an Act to amend and reenact section 32-03.2-02.1 of the North Dakota Century Code, relating to automobile accident damage liability.
Was read the first time and referred to the **Transportation Committee.**

HB 1412: A BILL for an Act to create and enact a new section to chapter 54-02 of the North Dakota Century Code, relating to the state dance.
Was read the first time and referred to the **Government and Veterans Affairs Committee.**

HB 1419: A BILL for an Act to amend and reenact section 37-15-21 of the North Dakota Century Code, relating to funds available to the veterans' home.
Was read the first time and referred to the **Government and Veterans Affairs Committee.**

HB 1427: A BILL for an Act to create and enact a new section to chapter 26.1-26 of the North Dakota Century Code, relating to the relationship between independent insurance agent contracts and property and casualty insurance companies.
Was read the first time and referred to the **Industry, Business and Labor Committee.**

HB 1452: A BILL for an Act to create and enact chapter 48-01.1 and a new section to chapter 48-02 of the North Dakota Century Code, relating to public construction and public improvement contracts; to amend and reenact sections 11-11-26, 15-47-15, 25-01.1-33, 39-03-08.1, 40-22-06, 40-22-19, 40-22-29, 40-24-19, 40-28-07, 40-29-07, 40-31-04, 40-33.2-09, subsection 7 of section 40-33.3-06, sections 40-49-14, 43-07-11, 48-02-10.1, 48-02-13, 48-02-15, 48-05-12, 57-40.2-14, 61-07-09, 61-12-25, 61-16.1-14, 61-21-25, 61-21-45, and 61-24.3-03.1 of the North Dakota Century Code, relating to public construction and public improvement contracts; and to repeal sections 11-11-31, 40-22-20, 40-22-22, 40-22-23, 40-22-24, 40-22-25, 40-22-27, 40-22-30, 40-22-31, 40-22-32, 40-22-33, 40-22-34, 40-28-08, 40-29-08, 40-31-03, 48-01-01, 48-01-01.1, 48-01-02, 48-01-03, 48-01-04, 48-01-05, 48-01-06, 48-02-01, 48-02-02, 48-02-03, 48-02-04, 48-02-05, 48-02-05.1, 48-02-06, and 48-02-06.1 of the North Dakota Century Code, relating to public construction and public improvement contracts.
Was read the first time and referred to the **Political Subdivisions Committee.**

HB 1469: A BILL for an Act to amend and reenact sections 34-13-03, 34-13-06, 34-13-12, 34-13-13, 34-13-13.1 of the North Dakota Century Code, relating to license issuance and revocation for employment agents, form and contents of licenses for employment agencies, schedule of charges posted on receipts given by employment agencies, contracts with applicants for employment, and definitions of temporary and permanent employment for the purpose of a service charge refund; and to repeal sections 34-13-11 and 34-13-14 of the North Dakota Century Code, relating to classes of employment agency licenses and the licensing of theatrical agencies.

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

The Senate stood adjourned pursuant to Senator Goetz's motion.

William C. Parker, Secretary