

## JOURNAL OF THE HOUSE

## Fifty-third Legislative Assembly

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Bismarck, February 4, 1993

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

The prayer was offered by Rep. James Coats, Chaplain, American Legion, Post # 40, Mandan.

The roll was called and all members were present except Representatives Glasheim and Tollefson.

A quorum was declared by the Speaker.

**DELIVERY OF ENROLLED BILLS AND RESOLUTIONS**

The following bill was delivered to the Governor for his approval at the hour of 10:00 a.m., February 4, 1993: HB 1221.

**MESSAGE TO THE HOUSE FROM THE SENATE (CAROL SIEGERT, SECRETARY)**

MR. SPEAKER: The Senate has passed and your favorable consideration is requested on: SB 2028, SB 2036, SB 2089, SB 2097, SB 2179, SB 2239, SB 2244, SB 2254, SB 2260, SB 2261, SB 2271, SB 2274, SB 2287, SB 2288, SB 2306, SB 2331, SB 2335, SB 2338, SB 2341, SB 2377, SB 2381, SB 2383, SB 2386, SB 2414, SB 2437, SB 2439.

**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 1156, HB 1235, HB 1243, HB 1288, HB 1358, HB 1390.

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

MADAM PRESIDENT: The House has passed unchanged: SB 2132.

**HOUSE ENROSSING AND ENROLLING REPORT**

The following bills were engrossed: HB 1018, HB 1265, HB 1336, HB 1404.

The following bill was reengrossed: HB 1037.

**THE HOUSE RECOGNIZED THE PRESENCE OF:**

Anna Powers and former Representative Claire Sandness.

**SIXTH ORDER OF BUSINESS**

REP. FREIER MOVED that the rules be suspended and that the House consider all the amendments on the Sixth order of business in one motion, which motion prevailed.

REP. FREIER MOVED that the rules be suspended and that the amendments on the Sixth order of business to HB 1036, HB 1060, HB 1061, HB 1142, Engrossed HB 1214, HB 1253, HB 1264, HB 1370, HB 1378, HB 1393, HB 1429, HB 1446, HB 1464, HB 1492, and HB 1495 be adopted, which motion prevailed.

HB 1464, as amended, was rereferred to the **Appropriations Committee**.

HB 1036, HB 1060, HB 1061, HB 1142, Engrossed HB 1214, HB 1253, HB 1264, HB 1370, HB 1378, HB 1393, HB 1429, HB 1446, HB 1492, and HB 1495, as amended, were placed on the Eleventh order of business on the calendar for the succeeding legislative day.

**MOTION**

REP. FREIER MOVED that the rules be suspended and that HB 1036, HB 1060,

HB 1061, HB 1142, Engrossed HB 1214, HB 1253, HB 1264, HB 1370, HB 1378, HB 1393, HB 1429, HB 1446, HB 1492, and HB 1495 be deemed properly engrossed and HB 1214 be reengrossed and be placed on the Eleventh order on the calendar, as amended, for second reading and final passage, which motion prevailed.

#### MOTION

REP. BELTER MOVED that HB 1351 be returned to the House floor from the Transportation Committee for the purpose of withdrawal, which motion prevailed.

#### REQUEST

REP. SKARPHOL REQUESTED the unanimous consent of the House to withdraw HB 1351. There being no objection, it was so ordered by the Speaker.

#### SECOND READING OF HOUSE BILL

HB 1137: A BILL for an Act to amend and reenact section 65-05-09.2 of the North Dakota Century Code, relating to workers' compensation retirement offset.

#### ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 0 YEAS, 96 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**NAYS:** Aarsvold; Allmaras; Austin; Bateman; Belter; Berg, J.; Bernstein; Bodine; Boehm; Boucher; Brodshaug; Brown; Byerly; Carlisle; Carlson, A.; Carlson, C.; Christopherson; Clayburgh; Cleary; Coats; Dalrymple; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Gates; Gerntholz; Goffe; Gorder; Gorman; Grosz; Grumbo; Gulleson; Hagle; Hanson; Hausauer; Henegar; Hokana; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Kilichowski; Klein; Kretschmar; Kroeber; Kunkel; Laughlin; Mahoney; Maragos; Martin; Martinson; Monson; Mutzenberger; Nelson; Ness; Nicholas; Nichols; Oban; Olsen, D.; Olson, A.; Payne; Poolman; Porter; Price; Pyle; Rennerfeldt; Ring; Rydell; Schindler; Shide; Sitz; Skarphol; Soukup; St. Aubyn; Stenehjem; Stenson; Svedjan; Svein; Thorpe; Timm; Torgerson; Wald; Wanzen; Wardner; Wentz; Wilkie; Speaker R. Berg

**ABSENT AND NOT VOTING:** Glassheim; Tollefson

HB 1137 was declared lost.

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#### SECOND READING OF HOUSE BILL

HB 1199: A BILL for an Act to amend and reenact section 53-06.1-12.1 of the North Dakota Century Code, relating to allocation of gaming tax to the attorney general's operating fund for the administration, regulation, and enforcement of gaming.

#### ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 0 YEAS, 96 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**NAYS:** Aarsvold; Allmaras; Austin; Bateman; Belter; Berg, J.; Bernstein; Bodine; Boehm; Boucher; Brodshaug; Brown; Byerly; Carlisle; Carlson, A.; Carlson, C.; Christopherson; Clayburgh; Cleary; Coats; Dalrymple; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Gates; Gerntholz; Goffe; Gorder; Gorman; Grosz; Grumbo; Gulleson; Hagle; Hanson; Hausauer; Henegar; Hokana; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Kilichowski; Klein; Kretschmar; Kroeber; Kunkel; Laughlin; Mahoney; Maragos; Martin; Martinson; Monson; Mutzenberger; Nelson; Ness; Nicholas; Nichols; Oban;

Olsen, D.; Olson, A.; Payne; Poolman; Porter; Price; Pyle; Rennerfeldt; Ring; Rydell; Schindler; Shide; Sitz; Skarphol; Soukup; St. Aubyn; Stenehjøm; Stenson; Svedjan; Sveen; Thorpe; Timm; Torgerson; Wald; Wanzek; Wardner; Wentz; Wilkie; Speaker R. Berg

**ABSENT AND NOT VOTING:** Glassheim; Tollefson

HB 1199 was declared lost.

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#### SECOND READING OF HOUSE BILL

**HB 1236:** A BILL for an Act to amend and reenact sections 57-38-01 and 57-38-01.16 of the North Dakota Century Code, relating to income tax credits for employment of individuals through vocational rehabilitation referral; and to provide an effective date.

#### ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 29 YEAS, 67 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Allmaras; Berg, J.; Bodine; Boucher; Brodshaug; Cleary; Coats; Grumbo; Gulleston; Hokana; Huether; Kaldor; Kerzman; Kilichowski; Kroeber; Laughlin; Mahoney; Mutzenberger; Nelson; Ness; Nichols; Oban; Pyle; Ring; Sitz; Stenson; Thorpe; Wilkie

**NAYS:** Austin; Bateman; Belter; Bernstein; Boehm; Brown; Byerly; Carlisle; Carlson, A.; Carlson, C.; Christopherson; Clayburgh; Dalrymple; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Gates; Gerntholz; Goffe; Gorder; Gorman; Grosz; Hagle; Hanson; Hausauer; Henegar; Holm; Howard; Jacobs; Johnson; Keiser; Kelsch; Kempenich; Klein; Kretschmar; Kunkel; Maragos; Martin; Martinson; Monson; Nicholas; Olsen, D.; Olson, A.; Payne; Poolman; Porter; Price; Rennerfeldt; Rydell; Schindler; Shide; Skarphol; Soukup; St. Aubyn; Stenehjøm; Svedjan; Sveen; Timm; Torgerson; Wald; Wanzek; Wardner; Wentz; Speaker R. Berg

**ABSENT AND NOT VOTING:** Glassheim; Tollefson

HB 1236 was declared lost.

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#### MOTION

**REP. FREIER MOVED** that the House waive the reading of the titles to HB 1330, HB 1450, HB 1500, HB 1506, HB 1507, and HB 1446, which motion prevailed.

#### SECOND READING OF HOUSE BILL

**HB 1330:** A BILL for an Act to amend and reenact sections 54-17.2-21, 57-39.2-01, 57-39.2-02.1, 57-39.2-03.2, 57-39.2-04, 57-39.2-04.1, 57-39.2-08.2, 57-39.2-26.1, 57-40.2-01, 57-40.2-02.1, 57-40.2-03.2, 57-40.2-03.3, 57-40.2-04, 57-40.2-05, 57-40.2-07, 57-40.2-09, 57-40.3-02, 57-40.3-04, and 57-40.5-02 of the North Dakota Century Code, relating to reduction of the sales, use, motor vehicle excise, and aircraft excise tax rates, broadening of the base of those taxes to include sales of services, and elimination of most exemptions on those taxes; to repeal sections 57-39.2-03.4, 57-39.2-03.6, 57-39.2-04.2, 57-39.2-04.3, 57-39.2-06, 57-39.2-28, 57-40.2-04.1, and 57-40.2-04.2 of the North Dakota Century Code, relating to sales and use taxes; and to provide an effective date.

#### ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 5 YEAS, 91 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Bodine; Coats; Grumbo; Hokana; Ring

**NAYS:** Aarsvold; Allmaras; Austin; Bateman; Belter; Berg, J.; Bernstein; Boehm; Boucher; Brodshaug; Brown; Byerly; Carlisle; Carlson, A.; Carlson, C.; Christopherson; Clayburgh; Cleary; Dalrymple; DeWitz; Dobrinski; Dorso; Drovda; Freier; Froseth; Gates; Gerntholz; Goffe; Gorde; Gorman; Grosz; Gulleson; Hagle; Hanson; Hausauer; Henegar; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Kilichowski; Klein; Kretschmar; Kroeber; Kunkel; Laughlin; Mahoney; Maragos; Martin; Martinson; Monson; Mutzenberger; Nelson; Ness; Nicholas; Nichols; Oban; Olsen, D.; Olson, A.; Payne; Poolman; Porter; Price; Pyle; Rennerfeldt; Rydell; Schindler; Shide; Sitz; Skarphol; Soukup; St. Aubyn; Stenehjem; Stenson; Svedjan; Sveen; Thorpe; Timm; Torgerson; Wald; Wanzek; Wardner; Wentz; Wilkie; Speaker R. Berg

**ABSENT AND NOT VOTING:** Glasheim; Tollefson

HB 1330 was declared lost.

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#### SECOND READING OF HOUSE BILL

**HB 1364:** A BILL for an Act to amend and reenact sections 23-16-01 and 23-16-04 of the North Dakota Century Code, relating to licensure of medical hospitals.

#### ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 96 YEAS, 0 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Allmaras; Austin; Bateman; Belter; Berg, J.; Bernstein; Bodine; Boehm; Boucher; Brodshaug; Brown; Byerly; Carlisle; Carlson, A.; Carlson, C.; Christopherson; Clayburgh; Cleary; Coats; Dalrymple; DeWitz; Dobrinski; Dorso; Drovda; Freier; Froseth; Gates; Gerntholz; Goffe; Gorde; Gorman; Grosz; Grumbo; Gulleson; Hagle; Hanson; Hausauer; Henegar; Hokana; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Kilichowski; Klein; Kretschmar; Kroeber; Kunkel; Laughlin; Mahoney; Maragos; Martin; Martinson; Monson; Mutzenberger; Nelson; Ness; Nicholas; Nichols; Oban; Olsen, D.; Olson, A.; Payne; Poolman; Porter; Price; Pyle; Rennerfeldt; Ring; Rydell; Schindler; Shide; Sitz; Skarphol; Soukup; St. Aubyn; Stenehjem; Stenson; Svedjan; Sveen; Thorpe; Timm; Torgerson; Wald; Wanzek; Wardner; Wentz; Wilkie; Speaker R. Berg

**ABSENT AND NOT VOTING:** Glasheim; Tollefson

HB 1364 passed and the title was agreed to.

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#### SECOND READING OF HOUSE BILL

**HB 1381:** A BILL for an Act to provide for a program to evaluate and treat sex offenders who are minors; to create and enact a new section to chapter 57-39.2 of the North Dakota Century Code, relating to a surcharge on the sale or rental of any adult film, video, or recording; to provide an appropriation; and to provide an expiration date.

#### ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 36 YEAS, 60 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Allmaras; Berg, J.; Bodine; Boucher; Brodshaug; Cleary; Coats; Dobrinski; Goffe; Grumbo; Gulleeson; Hanson; Hokana; Holm; Huether; Kaldor; Keiser; Kerzman; Kilichowski; Kretschmar; Laughlin; Mahoney; Mutzenberger; Nelson; Ness; Nichols; Oban; Pyle; Ring; Rydell; Sitz; Stenson; Svedjan; Thorpe; Wilkie

NAYS: Austin; Bateman; Belter; Bernstein; Boehm; Brown; Byerly; Carlisle; Carlson, A; Carlson, C; Christopherson; Clayburgh; Dalrymple; DeWitz; Dorso; Drovdal; Freier; Froseth; Gates; Gerntholz; Gorder; Gorman; Grosz; Hagle; Hausauer; Henegar; Howard; Jacobs; Johnson; Kelsch; Kempenich; Klein; Kroeber; Kunkel; Maragos; Martin; Martinson; Monson; Nicholas; Olsen, D.; Olson, A.; Payne; Poolman; Porter; Price; Rennerfeldt; Schindler; Shide; Skarphol; Soukup; St. Aubyn; Stenehjem; Sveen; Timm; Torgerson; Wald; Wanzek; Wardner; Wentz; Speaker R. Berg

ABSENT AND NOT VOTING: Glassheim; Tollefson

HB 1381 was declared lost.

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MOTION

REP. MARTINSON MOVED that the House stand in recess until 2:00 p.m., which motion prevailed.

THE HOUSE RECONVENED pursuant to recess taken, with Speaker R. Berg presiding.

SECOND READING OF HOUSE BILL

HB 1385: A BILL for an Act to create and enact a new section to chapter 48-01 of the North Dakota Century Code, relating to the definition of contractors for public improvements.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 91 YEAS, 0 NAYS, 0 EXCUSED, 7 ABSENT AND NOT VOTING.

YEAS: Austin; Bateman; Belter; Berg, J.; Bernstein; Bodine; Boehm; Boucher; Brodshaug; Brown; Byerly; Carlisle; Carlson, A.; Carlson, C.; Christopherson; Clayburgh; Cleary; Coats; Dalrymple; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Gates; Goffe; Gorman; Grosz; Grumbo; Gulleeson; Hagle; Hanson; Hausauer; Henegar; Hokana; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Kilichowski; Klein; Kretschmar; Kroeber; Kunkel; Laughlin; Mahoney; Maragos; Martin; Martinson; Monson; Nelson; Ness; Nicholas; Nichols; Oban; Olsen, D.; Olson, A.; Payne; Poolman; Porter; Price; Pyle; Rennerfeldt; Ring; Rydell; Schindler; Shide; Sitz; Skarphol; Soukup; St. Aubyn; Stenehjem; Stenson; Svedjan; Sveen; Thorpe; Timm; Torgerson; Wald; Wanzek; Wardner; Wentz; Speaker R. Berg

ABSENT AND NOT VOTING: Aarsvold; Allmaras; Gerntholz; Glassheim; Gorder; Mutzenberger; Tollefson

HB 1385 passed and the title was agreed to.

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SECOND READING OF HOUSE BILL

HB 1395: A BILL for an Act to amend and reenact section 14-09-07 of the North Dakota Century Code, relating to residence of a child of divorced parents.

## ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 56 YEAS, 39 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Allmaras; Bateman; Berg, J.; Bodine; Boehm; Boucher; Brodshaug; Brown; Carlisle; Carlson, C.; Cleary; Coats; Dobrinski; Gates; Gerntholz; Goffe; Gulleson; Hagle; Hanson; Hausauer; Henegar; Hokana; Huether; Jacobs; Johnson; Kaldor; Keiser; Kerzman; Klein; Kretschmar; Kroeber; Kunkel; Laughlin; Maragos; Martin; Martinson; Monson; Mutzenberger; Nelson; Ness; Nicholas; Oban; Poolman; Porter; Price; Pyle; Ring; Rydell; Skarphol; St. Aubyn; Svedjan; Sveen; Torgerson; Wentz; Wilkie

**NAYS:** Austin; Belter; Bernstein; Byerly; Carlson, A.; Christopherson; Clayburgh; Dalrymple; DeWitz; Dorso; Drovdal; Freier; Froseth; Gorman; Grosz; Grumbo; Holm; Howard; Kelsch; Kempenich; Kilichowski; Mahoney; Nichols; Olson, D.; Olson, A.; Payne; Rennerfeldt; Schindler; Shide; Sitz; Soukup; Stenehjem; Stenson; Thorpe; Timm; Wald; Wanzek; Wardner; Speaker R. Berg

**ABSENT AND NOT VOTING:** Glassheim; Gorder; Tollefson

HB 1395 passed and the title was agreed to.

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## SECOND READING OF HOUSE BILL

**HB 1401:** A BILL for an Act to amend and reenact subsection 4 of section 19-02.1-14.1 of the North Dakota Century Code, relating to the prescription of generic name drug products.

## ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 94 YEAS, 1 NAY, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Allmaras; Austin; Bateman; Belter; Berg, J.; Bernstein; Bodine; Boehm; Boucher; Brodshaug; Brown; Byerly; Carlisle; Carlson, A.; Carlson, C.; Christopherson; Clayburgh; Cleary; Coats; Dalrymple; DeWitz; Dobrinski; Drovdal; Freier; Froseth; Gates; Gerntholz; Goffe; Gorman; Grosz; Grumbo; Gulleson; Hagle; Hanson; Hausauer; Henegar; Hokana; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Kilichowski; Klein; Kretschmar; Kroeber; Kunkel; Laughlin; Mahoney; Maragos; Martin; Martinson; Monson; Mutzenberger; Nelson; Ness; Nicholas; Nichols; Oban; Olsen, D.; Olson, A.; Payne; Poolman; Porter; Price; Pyle; Rennerfeldt; Ring; Rydell; Schindler; Shide; Sitz; Skarphol; Soukup; St. Aubyn; Stenehjem; Stenson; Svedjan; Sveen; Thorpe; Timm; Torgerson; Wald; Wanzek; Wardner; Wentz; Wilkie; Speaker R. Berg

**NAYS:** Dorso

**ABSENT AND NOT VOTING:** Glassheim; Gorder; Tollefson

HB 1401 passed and the title was agreed to.

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## SECOND READING OF HOUSE BILL

**HB 1410:** A BILL for an Act to amend and reenact section 6-08-16.2 of the North Dakota Century Code, relating to issuing a check without an account or with insufficient funds.

**ROLL CALL**

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 95 YEAS, 0 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Allmaras; Austin; Bateman; Belter; Berg, J.; Bernstein; Bodine; Boehm; Boucher; Brodshaug; Brown; Byerly; Carlisle; Carlson, A.; Carlson, C.; Christopherson; Clayburgh; Cleary; Coats; Dalrymple; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Gates; Gerntholz; Goffe; Gorman; Grosz; Grumbo; Gulleson; Hagle; Hanson; Hausauer; Henegar; Hokana; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Kilichowski; Klein; Kretschmar; Kroeber; Kunkel; Laughlin; Mahoney; Maragos; Martin; Martinson; Monson; Mutzenberger; Nelson; Ness; Nicholas; Nichols; Oban; Olsen, D.; Olson, A.; Payne; Poolman; Porter; Price; Pyle; Rennerfeldt; Ring; Rydell; Schindler; Shide; Sitz; Skarphol; Soukup; St. Aubyn; Stenehjem; Stenson; Svedjan; Sveen; Thorpe; Timm; Torgerson; Wald; Wanzen; Wardner; Wentz; Wilkie; Speaker R. Berg

**ABSENT AND NOT VOTING:** Glasshiem; Gorder; Tollefson

HB 1410 passed and the title was agreed to.

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**SECOND READING OF HOUSE BILL**

**HB 1444:** A BILL for an Act to amend and reenact section 60-07-11 of the North Dakota Century Code, relating to storage company license exemptions.

**ROLL CALL**

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 95 YEAS, 0 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Allmaras; Austin; Bateman; Belter; Berg, J.; Bernstein; Bodine; Boehm; Boucher; Brodshaug; Brown; Byerly; Carlisle; Carlson, A.; Carlson, C.; Christopherson; Clayburgh; Cleary; Coats; Dalrymple; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Gates; Gerntholz; Goffe; Gorman; Grosz; Grumbo; Gulleson; Hagle; Hanson; Hausauer; Henegar; Hokana; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Kilichowski; Klein; Kretschmar; Kroeber; Kunkel; Laughlin; Mahoney; Maragos; Martin; Martinson; Monson; Mutzenberger; Nelson; Ness; Nicholas; Nichols; Oban; Olsen, D.; Olson, A.; Payne; Poolman; Porter; Price; Pyle; Rennerfeldt; Ring; Rydell; Schindler; Shide; Sitz; Skarphol; Soukup; St. Aubyn; Stenehjem; Stenson; Svedjan; Sveen; Thorpe; Timm; Torgerson; Wald; Wanzen; Wardner; Wentz; Wilkie; Speaker R. Berg

**ABSENT AND NOT VOTING:** Glasshiem; Gorder; Tollefson

HB 1444 passed and the title was agreed to.

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**SECOND READING OF HOUSE BILL**

**HB 1450:** A BILL for an Act to create and enact a new subdivision to subsection 1 of section 57-38-01.2 of the North Dakota Century Code, relating to an income tax deduction for contributions to and investments in local development corporations; to amend and reenact subsections 3 and 4 of section 57-38-30.3 of the North Dakota Century Code, relating to an income tax liability reduction for contributions to and investments in local development corporations; and to provide an effective date.

## ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 94 YEAS, 1 NAY, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Allmaras; Austin; Bateman; Belter; Berg, J.; Bernstein; Bodine; Boehm; Boucher; Brown; Byerly; Carlisle; Carlson, A.; Carlson, C.; Christopherson; Clayburgh; Cleary; Coats; Dalrymple; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Gates; Gerntholz; Goffe; Gorman; Grosz; Grumbo; Gulleon; Hagle; Hanson; Hausauer; Henegar; Hokana; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Kilichowski; Klein; Kretschmar; Kroeber; Kunkel; Laughlin; Mahoney; Maragos; Martin; Martinson; Monson; Mutzenberger; Nelson; Ness; Nicholas; Nichols; Oban; Olsen, D.; Olson, A.; Payne; Poolman; Porter; Price; Pyle; Rennerfeldt; Ring; Rydell; Schindler; Shide; Sitz; Skarphol; Soukup; St. Aubyn; Stenehjem; Stenson; Svedjan; Sveen; Thorpe; Timm; Torgerson; Wald; Wanzek; Wardner; Wentz; Wilkie; Speaker R. Berg

**NAYS:** Brodshaug

**ABSENT AND NOT VOTING:** Glasheim; Gorder; Tollefson

HB 1450 passed and the title was agreed to.

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## SECOND READING OF HOUSE BILL

**HB 1500:** A BILL for an Act to create and enact a new subdivision to subsection 1 of section 57-38-01.2 and a new section to chapter 57-38 of the North Dakota Century Code, relating to an income tax deduction for contributions to and investments in local development corporations and payments by local development corporations to the state of the amount of those deductions; to amend and reenact subsections 3 and 4 of section 57-38-30.3 of the North Dakota Century Code, relating to an income tax liability reduction for contributions to and investments in local development corporations; and to provide an effective date.

## ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 0 YEAS, 95 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

**NAYS:** Aarsvold; Allmaras; Austin; Bateman; Belter; Berg, J.; Bernstein; Bodine; Boehm; Boucher; Brodshaug; Brown; Byerly; Carlisle; Carlson, A.; Carlson, C.; Christopherson; Clayburgh; Cleary; Coats; Dalrymple; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Gates; Gerntholz; Goffe; Gorman; Grosz; Grumbo; Gulleon; Hagle; Hanson; Hausauer; Henegar; Hokana; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Kilichowski; Klein; Kretschmar; Kroeber; Kunkel; Laughlin; Mahoney; Maragos; Martin; Martinson; Monson; Mutzenberger; Nelson; Ness; Nicholas; Nichols; Oban; Olsen, D.; Olson, A.; Payne; Poolman; Porter; Price; Pyle; Rennerfeldt; Ring; Rydell; Schindler; Shide; Sitz; Skarphol; Soukup; St. Aubyn; Stenehjem; Stenson; Svedjan; Sveen; Thorpe; Timm; Torgerson; Wald; Wanzek; Wardner; Wentz; Wilkie; Speaker R. Berg

**ABSENT AND NOT VOTING:** Glasheim; Gorder; Tollefson

HB 1500 was declared lost.

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## SECOND READING OF HOUSE BILL

**HB 1506:** A BILL for an Act to create and enact a new subsection to section

10-23-04 and a new subsection to section 10-28-01 of the North Dakota Century Code, relating to the filing fee for cancellation of a reserved corporate name; to amend and reenact sections 10-19.1-16, 10-19.1-23, 10-22-09, 10-22-13, 10-24-07.1, 10-24-09, 10-24-36, 10-27-09, and 10-27-13 of the North Dakota Century Code, relating to requirements of filings with the secretary of state by domestic and foreign business and nonprofit corporations.

#### ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 92 YEAS, 3 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Allmaras; Austin; Bateman; Belter; Berg, J.; Bernstein; Bodine; Boehm; Boucher; Brodshaug; Brown; Byerly; Carlisle; Carlson, A.; Carlson, C.; Christopherson; Clayburgh; Cleary; Coats; Dalrymple; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Gates; Gerntholz; Goffe; Gorman; Grosz; Grumbo; Guleson; Hagle; Hanson; Hausauer; Henegar; Hokana; Holm; Howard; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Kilichowski; Klein; Kretschmar; Kroeber; Kunkel; Laughlin; Mahoney; Maragos; Martin; Martinson; Monson; Mutzenberger; Nelson; Ness; Nicholas; Nichols; Oban; Olson, A.; Payne; Poolman; Porter; Price; Pyle; Rennerfeldt; Ring; Rydell; Schindler; Shide; Sitz; Skarphol; Soukup; St. Aubyn; Stenehjem; Stenson; Svedjan; Sveen; Timm; Torgerson; Wald; Wanzek; Wardner; Wentz; Wilkie; Speaker R. Berg

**NAYS:** Huether; Olsen, D.; Thorpe

**ABSENT AND NOT VOTING:** Glasheim; Gorder; Tollefson

HB 1506 passed and the title was agreed to.

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#### SECOND READING OF HOUSE BILL

**HB 1507:** A BILL for an Act to create and enact section 47-22-06.1 of the North Dakota Century Code, relating to the change of name of a trademark owner; and to amend and reenact sections 47-22-03 and 47-22-08 of the North Dakota Century Code, relating to trademark requirements.

#### ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 94 YEAS, 0 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Allmaras; Austin; Bateman; Belter; Berg, J.; Bernstein; Bodine; Boehm; Brodshaug; Brown; Byerly; Carlisle; Carlson, A.; Carlson, C.; Christopherson; Clayburgh; Cleary; Coats; Dalrymple; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Gates; Gerntholz; Goffe; Gorman; Grosz; Grumbo; Guleson; Hagle; Hanson; Hausauer; Henegar; Hokana; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Kilichowski; Klein; Kretschmar; Kroeber; Kunkel; Laughlin; Mahoney; Maragos; Martin; Martinson; Monson; Mutzenberger; Nelson; Ness; Nicholas; Nichols; Oban; Olson, D.; Olson, A.; Payne; Poolman; Porter; Price; Pyle; Rennerfeldt; Ring; Rydell; Schindler; Shide; Sitz; Skarphol; Soukup; St. Aubyn; Stenehjem; Stenson; Svedjan; Sveen; Thorpe; Timm; Torgerson; Wald; Wanzek; Wardner; Wentz; Wilkie; Speaker R. Berg

**ABSENT AND NOT VOTING:** Boucher; Glasheim; Gorder; Tollefson

HB 1507 passed and the title was agreed to.

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**SECOND READING OF HOUSE BILL**

**HB 1036:** A BILL for an Act to amend and reenact section 18-04-05 and subsection 1 of section 26.1-03-17 of the North Dakota Century Code, relating to allocation of insurance premium tax revenues to fire protection districts.

**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 95 YEAS, 0 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Allmaras; Austin; Bateman; Belter; Berg, J.; Bernstein; Bodine; Boehm; Boucher; Brodshaug; Brown; Byerly; Carlisle; Carlson, A.; Carlson, C.; Christopherson; Clayburgh; Cleary; Coats; Dalrymple; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Gates; Gerntholz; Goffe; Gorman; Grosz; Grumbo; Gulleston; Hagle; Hanson; Hausauer; Henegar; Hokana; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Kilichowski; Klein; Kretschmar; Kroeber; Kunkel; Laughlin; Mahoney; Maragos; Martin; Martinson; Monson; Mutzenberger; Nelson; Ness; Nicholas; Nichols; Oban; Olsen, D.; Olson, A.; Payne; Poolman; Porter; Price; Pyle; Rennerfeldt; Ring; Rydell; Schindler; Shide; Sitz; Skarphol; Soukup; St. Aubyn; Stenehjem; Stenson; Svedjan; Sveen; Thorpe; Timm; Torgerson; Wald; Wanzek; Wardner; Wentz; Wilkie; Speaker R. Berg

**ABSENT AND NOT VOTING:** Glassheim; Gorder; Tollefson

Engrossed HB 1036 passed and the title was agreed to.

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**SECOND READING OF HOUSE BILL**

**HB 1060:** A BILL for an Act to create and enact a new section to chapter 16.1-01 of the North Dakota Century Code, relating to allowing the governor to suspend or extend an election due to a disaster or emergency; 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 NOT PASS, the roll was called and there were 36 YEAS, 59 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Allmaras; Berg, J.; Bodine; Boucher; Brodshaug; Clayburgh; Cleary; Coats; Dobrinski; Gates; Goffe; Grumbo; Gulleston; Hagle; Hanson; Hokana; Huether; Kaldor; Kerzman; Kilichowski; Kroeber; Laughlin; Mahoney; Mutzenberger; Nelson; Ness; Nichols; Oban; Pyle; Ring; Sitz; St. Aubyn; Stenson; Thorpe; Wilkie

**NAYS:** Austin; Bateman; Belter; Bernstein; Boehm; Brown; Byerly; Carlisle; Carlson, A.; Carlson, C.; Christopherson; Dalrymple; DeWitz; Dorso; Drovdal; Freier; Froseth; Gerntholz; Gorman; Grosz; Hausauer; Henegar; Holm; Howard; Jacobs; Johnson; Keiser; Kelsch; Kempenich; Klein; Kretschmar; Kunkel; Maragos; Martin; Martinson; Monson; Nicholas; Olsen, D.; Olson, A.; Payne; Poolman; Porter; Price; Rennerfeldt; Rydell; Schindler; Shide; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Timm; Torgerson; Wald; Wanzek; Wardner; Wentz; Speaker R. Berg

**ABSENT AND NOT VOTING:** Glassheim; Gorder; Tollefson

Engrossed HB 1060 was declared lost.

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SECOND READING OF HOUSE BILL

HB 1061: A BILL for an Act to amend and reenact subsection 1 of section 57-38-40 of the North Dakota Century Code, relating to an extension of the time for claiming a credit or refund of income taxes paid to another state; 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 94 YEAS, 0 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Allmaras; Austin; Bateman; Belter; Berg, J.; Bernstein; Bodine; Boehm; Boucher; Brodshaug; Brown; Byerly; Carlisle; Carlson, A.; Carlson, C.; Christopherson; Clayburgh; Cleary; Coats; Dalrymple; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Gates; Gerntholz; Goffe; Gorman; Grosz; Grumbo; Gulleson; Hagle; Hanson; Hausauer; Henegar; Hokana; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Kilichowski; Klein; Kretschmar; Kroeber; Kunkel; Laughlin; Mahoney; Maragos; Martin; Martinson; Monson; Mutzenberger; Nelson; Ness; Nicholas; Nichols; Oban; Olson, A.; Payne; Poolman; Porter; Price; Pyle; Rennerfeldt; Ring; Rydell; Schindler; Shide; Sitz; Skarphol; Soukup; St. Aubyn; Stenehjelm; Stenson; Svedjan; Sveen; Thorpe; Timm; Torgerson; Wald; Wanzek; Wardner; Wentz; Wilkie; Speaker R. Berg

ABSENT AND NOT VOTING: Glassheim; Gorder; Olsen, D.; Tollefson

Engrossed HB 1061 passed and the title was agreed to.

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SECOND READING OF HOUSE BILL

HB 1142: A BILL for an Act to regulate the disposal of dredged and fill material in certain waters of the state of North Dakota; to provide a penalty; 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 85 YEAS, 8 NAYS, 0 EXCUSED, 5 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Allmaras; Austin; Bateman; Bernstein; Bodine; Boehm; Boucher; Brodshaug; Brown; Byerly; Carlisle; Carlson, A.; Carlson, C.; Christopherson; Clayburgh; Coats; Dalrymple; DeWitz; Dorso; Freier; Froseth; Gates; Gerntholz; Goffe; Gorman; Grosz; Grumbo; Gulleson; Hagle; Hanson; Hausauer; Henegar; Hokana; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Kilichowski; Klein; Kretschmar; Kroeber; Kunkel; Laughlin; Mahoney; Maragos; Martin; Martinson; Monson; Mutzenberger; Ness; Nicholas; Oban; Olson, A.; Payne; Poolman; Porter; Price; Pyle; Rennerfeldt; Rydell; Schindler; Shide; Sitz; Skarphol; Soukup; St. Aubyn; Stenehjelm; Stenson; Svedjan; Sveen; Thorpe; Timm; Torgerson; Wald; Wanzek; Wardner; Wentz; Speaker R. Berg

NAYS: Berg, J.; Cleary; Dobrinski; Drovdal; Nelson; Nichols; Ring; Wilkie

ABSENT AND NOT VOTING: Belter; Glassheim; Gorder; Olsen, D.; Tollefson

Engrossed HB 1142 passed and the title was agreed to.

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SECOND READING OF HOUSE BILL

HB 1214: A BILL for an Act to create and enact a new chapter to title 57 of

the North Dakota Century Code, relating to taxation of department of transportation highway contracts; and to provide an expiration 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 87 YEAS, 9 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Allmaras; Austin; Belter; Berg, J.; Bernstein; Bodine; Boehm; Boucher; Brodshaug; Brown; Byerly; Carlson, A.; Carlson, C.; Christopherson; Clayburgh; Cleary; Coats; Dalrymple; Dobrinski; Dorso; Drovdal; Freier; Froseth; Gates; Gerntholz; Goffe; Gorder; Grosz; Grumbo; Gulleson; Hagle; Hanson; Hausauer; Henegar; Hokana; Holm; Howard; Huether; Jacobs; Johnson; Keiser; Kelsch; Kempenich; Kerzman; Kilichowski; Klein; Kretschmar; Kroeber; Kunkel; Laughlin; Mahoney; Maragos; Martin; Monson; Mutzenberger; Nelson; Nicholas; Nichols; Olsen, D.; Olson, A.; Payne; Poolman; Porter; Price; Pyle; Rennerfeldt; Ring; Rydell; Schindler; Shide; Sitz; Skarphol; Soukup; St. Aubyn; Stenehjem; Stenson; Svedjan; Sveen; Thorpe; Timm; Torgerson; Wald; Wanzek; Wardner; Wentz; Wilkie; Speaker R. Berg

**NAYS:** Aarsvold; Bateman; Carlisle; DeWitz; Gorman; Kaldor; Martinson; Ness; Oban

**ABSENT AND NOT VOTING:** Glassheim; Tollefson

Reengrossed HB 1214 passed and the title was agreed to.

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#### SECOND READING OF HOUSE BILL

**HB 1253:** A BILL for an Act to authorize counties to conduct mail ballot primary elections.

#### 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 91 YEAS, 5 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Allmaras; Austin; Bateman; Belter; Berg, J.; Bernstein; Bodine; Boehm; Boucher; Brodshaug; Brown; Byerly; Carlisle; Carlson, A.; Carlson, C.; Christopherson; Clayburgh; Cleary; Coats; Dalrymple; Dobrinski; Dorso; Drovdal; Freier; Froseth; Gates; Gerntholz; Goffe; Gorder; Gorman; Grosz; Grumbo; Gulleson; Hagle; Hanson; Hausauer; Henegar; Hokana; Holm; Howard; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Kilichowski; Klein; Kretschmar; Kroeber; Kunkel; Laughlin; Mahoney; Maragos; Martin; Martinson; Monson; Mutzenberger; Nelson; Ness; Nicholas; Nichols; Oban; Olson, A.; Payne; Poolman; Porter; Price; Pyle; Rennerfeldt; Ring; Rydell; Sitz; Skarphol; Soukup; St. Aubyn; Stenehjem; Stenson; Svedjan; Sveen; Thorpe; Timm; Torgerson; Wald; Wanzek; Wardner; Wentz; Wilkie; Speaker R. Berg

**NAYS:** DeWitz; Huether; Olsen, D.; Schindler; Shide

**ABSENT AND NOT VOTING:** Glassheim; Tollefson

Engrossed HB 1253 passed and the title was agreed to.

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#### SECOND READING OF HOUSE BILL

**HB 1264:** A BILL for an Act to amend and reenact subdivision a of subsection 1 of section 28-32-01 and section 54-21.3-03 of the North

Dakota Century Code, relating to exclusions from the definition of administrative agency and the state building code.

**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 96 YEAS, 0 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Allmaras; Austin; Bateman; Belter; Berg, J.; Bernstein; Bodine; Boehm; Boucher; Brodshaug; Brown; Byerly; Carlisle; Carlson, A.; Carlson, C.; Christopherson; Clayburgh; Cleary; Coats; Dalrymple; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Gates; Gerntholz; Goffe; Gorder; Gorman; Grosz; Grumbo; Gulleon; Hagle; Hanson; Hausauer; Henegar; Hokana; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Kilichowski; Klein; Kretschmar; Kroeber; Kunkel; Laughlin; Mahoney; Maragos; Martin; Martinson; Monson; Mutzenberger; Nelson; Ness; Nicholas; Nichols; Oban; Olsen, D.; Olson, A.; Payne; Poolman; Porter; Price; Pyle; Rennerfeldt; Ring; Rydell; Schindler; Shide; Sitz; Skarphol; Soukup; St. Aubyn; Stenehjem; Stenson; Svedjan; Sveen; Thorpe; Timm; Torgerson; Wald; Wanzek; Wardner; Wentz; Wilkie; Speaker R. Berg

**ABSENT AND NOT VOTING:** Glassheim; Tollefson

Engrossed HB 1264 passed and the title was agreed to.

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**SECOND READING OF HOUSE BILL**

**HB 1370:** A BILL for an Act to create and enact section 11-19.1-07.2 of the North Dakota Century Code, relating to appointment of persons who may make a declaration of death in certain circumstances when the coroner or assistant coroner is unavailable.

**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 96 YEAS, 0 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Allmaras; Austin; Bateman; Belter; Berg, J.; Bernstein; Bodine; Boehm; Boucher; Brodshaug; Brown; Byerly; Carlisle; Carlson, A.; Carlson, C.; Christopherson; Clayburgh; Cleary; Coats; Dalrymple; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Gates; Gerntholz; Goffe; Gorder; Gorman; Grosz; Grumbo; Gulleon; Hagle; Hanson; Hausauer; Henegar; Hokana; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Kilichowski; Klein; Kretschmar; Kroeber; Kunkel; Laughlin; Mahoney; Maragos; Martin; Martinson; Monson; Mutzenberger; Nelson; Ness; Nicholas; Nichols; Oban; Olsen, D.; Olson, A.; Payne; Poolman; Porter; Price; Pyle; Rennerfeldt; Ring; Rydell; Schindler; Shide; Sitz; Skarphol; Soukup; St. Aubyn; Stenehjem; Stenson; Svedjan; Sveen; Thorpe; Timm; Torgerson; Wald; Wanzek; Wardner; Wentz; Wilkie; Speaker R. Berg

**ABSENT AND NOT VOTING:** Glassheim; Tollefson

Engrossed HB 1370 passed and the title was agreed to.

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**SECOND READING OF HOUSE BILL**

**HB 1378:** A BILL for an Act to create and enact a new section to chapter 29-01 and a new section to chapter 29-08 of the North Dakota Century Code, relating to rules of criminal procedure governing discovery by the prosecution and bail factors.

**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 96 YEAS, 0 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Allmaras; Austin; Bateman; Belter; Berg, J.; Bernstein; Bodine; Boehm; Boucher; Brodshaug; Brown; Byerly; Carlisle; Carlson, A.; Carlson, C.; Christopherson; Clayburgh; Cleary; Coats; Dalrymple; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Gates; Gerntholz; Goffe; Gorder; Gorman; Grosz; Grumbo; Gulleson; Hagle; Hanson; Hausauer; Henegar; Hokana; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Kilichowski; Klein; Kretschmar; Kroeber; Kunkel; Laughlin; Mahoney; Maragos; Martin; Martinson; Monson; Mutzenberger; Nelson; Ness; Nicholas; Nichols; Oban; Olsen, D.; Olson, A.; Payne; Poolman; Porter; Price; Pyle; Rennerfeldt; Ring; Rydell; Schindler; Shide; Sitz; Skarphol; Soukup; St. Aubyn; Stenehjem; Stenson; Svedjan; Sveen; Thorpe; Timm; Torgerson; Wald; Wanzek; Wardner; Wentz; Wilkie; Speaker R. Berg

**ABSENT AND NOT VOTING:** Glassheim; Tollefson

Engrossed HB 1378 passed and the title was agreed to.

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**SECOND READING OF HOUSE BILL**

**HB 1393:** A BILL for an Act to amend and reenact section 14-05-22 and subsection 1 of section 14-09-06.2 of the North Dakota Century Code, relating to consideration of evidence of domestic violence by courts in determining rights to custody and visitation of children.

**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 96 YEAS, 0 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Allmaras; Austin; Bateman; Belter; Berg, J.; Bernstein; Bodine; Boehm; Boucher; Brodshaug; Brown; Byerly; Carlisle; Carlson, A.; Carlson, C.; Christopherson; Clayburgh; Cleary; Coats; Dalrymple; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Gates; Gerntholz; Goffe; Gorder; Gorman; Grosz; Grumbo; Gulleson; Hagle; Hanson; Hausauer; Henegar; Hokana; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Kilichowski; Klein; Kretschmar; Kroeber; Kunkel; Laughlin; Mahoney; Maragos; Martin; Martinson; Monson; Mutzenberger; Nelson; Ness; Nicholas; Nichols; Oban; Olsen, D.; Olson, A.; Payne; Poolman; Porter; Price; Pyle; Rennerfeldt; Ring; Rydell; Schindler; Shide; Sitz; Skarphol; Soukup; St. Aubyn; Stenehjem; Stenson; Svedjan; Sveen; Thorpe; Timm; Torgerson; Wald; Wanzek; Wardner; Wentz; Wilkie; Speaker R. Berg

**ABSENT AND NOT VOTING:** Glassheim; Tollefson

Engrossed HB 1393 passed and the title was agreed to.

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**SECOND READING OF HOUSE BILL**

**HB 1429:** A BILL for an Act to create and enact a new section to chapter 57-38 of the North Dakota Century Code, relating to an income tax credit for equipment to convert motor vehicles to alternative fuel and an income tax credit for alternative fuel refueling station equipment; 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 82 YEAS, 14 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Allmaras; Austin; Belter; Bernstein; Bodine; Byerly; Carlisle; Carlson, A.; Carlson, C.; Christopherson; Clayburgh; Cleary; Coats; Dalrymple; DeWitz; Dorso; Drovda; Freier; Froseth; Gates; Gerntholz; Goffe; Gorder; Gorman; Grumbo; Gulleson; Hagle; Hausauer; Henegar; Hokana; Holm; Howard; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Kilichowski; Klein; Kretschmar; Kroeber; Kunkel; Laughlin; Mahoney; Maragos; Martin; Martinson; Monson; Mutzenberger; Nicholas; Oban; Olsen, D.; Olson, A.; Payne; Poolman; Porter; Price; Rennerfeldt; Ring; Rydell; Schindler; Shide; Sitz; Skarphol; Soukup; St. Aubyn; Stenehjøm; Stenson; Svedjan; Sveen; Thorpe; Timm; Torgerson; Wald; Wanzek; Wardner; Wentz; Wilkie; Speaker R. Berg

**NAYS:** Bateman; Berg, J.; Boehm; Boucher; Brodshaug; Brown; Dobrinski; Grosz; Hanson; Huether; Nelson; Ness; Nichols; Pyle

**ABSENT AND NOT VOTING:** Glasheim; Tollefson

Engrossed HB 1429 passed and the title was agreed to.

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#### SECOND READING OF HOUSE BILL

**HB 1446:** A BILL for an Act to create and enact a new subdivision to subsection 1 of section 57-38-01.2 and a new subdivision to subsection 1 of section 57-38-01.3 of the North Dakota Century Code, relating to an income tax deduction for employers who provide a child care facility for children of employers and employees; to amend and reenact subsections 3 and 4 of section 57-38-30-3 of the North Dakota Century Code, relating to an income tax deduction for employers who provide a child care facility for children of employers and employees; 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 44 YEAS, 52 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Allmaras; Berg, J.; Bodine; Boucher; Brodshaug; Carlson, C.; Clayburgh; Cleary; Coats; Dobrinski; Drovda; Goffe; Grumbo; Gulleson; Hagle; Hanson; Hokana; Huether; Kaldor; Kelsch; Kerzman; Kilichowski; Kretschmar; Kroeber; Laughlin; Mahoney; Maragos; Mutzenberger; Nelson; Ness; Nichols; Oban; Porter; Price; Pyle; Ring; Rydell; Sitz; Stenson; Thorpe; Wardner; Wentz; Wilkie

**NAYS:** Austin; Bateman; Belter; Bernstein; Boehm; Brown; Byerly; Carlisle; Carlson, A.; Christopherson; Dalrymple; DeWitz; Dorso; Freier; Froseth; Gates; Gerntholz; Gorder; Gorman; Grosz; Hausauer; Henegar; Holm; Howard; Jacobs; Johnson; Keiser; Kempenich; Klein; Kunkel; Martin; Martinson; Monson; Nicholas; Olsen, D.; Olson, A.; Payne; Poolman; Rennerfeldt; Schindler; Shide; Skarphol; Soukup; St. Aubyn; Stenehjøm; Svedjan; Sveen; Timm; Torgerson; Wald; Wanzek; Speaker R. Berg

**ABSENT AND NOT VOTING:** Glasheim; Tollefson

Engrossed HB 1446 was declared lost.

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#### SECOND READING OF HOUSE BILL

**HB 1492:** A BILL for an Act to amend and reenact section 57-51-16 of the North Dakota Century Code, relating to disposition of unallocated revenues from oil and gas gross production taxes.

## 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 93 YEAS, 3 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Allmaras; Austin; Bateman; Belter; Berg, J.; Bernstein; Bodine; Boehm; Boucher; Brodshaug; Brown; Byerly; Carlisle; Carlson, A.; Carlson, C.; Christopherson; Clayburgh; Coats; Dalrymple; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Gates; Gerntholz; Goffe; Gorder; Gorman; Grosz; Grumbo; Gulleson; Hagle; Hausauer; Henegar; Hokana; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Kilichowski; Klein; Kretschmar; Kroeber; Kunkel; Laughlin; Mahoney; Maragos; Martin; Martinson; Monson; Mutzenberger; Nelson; Ness; Nicholas; Nichols; Oban; Olsen, D.; Olson, A.; Payne; Poolman; Porter; Price; Pyle; Rennerfeldt; Rydell; Schindler; Shide; Sitz; Skarphol; Soukup; St. Aubyn; Stenehjem; Stenson; Svedjan; Sveen; Thorpe; Timm; Torgerson; Wald; Wanzenk; Wardner; Wentz; Wilkie; Speaker R. Berg

**NAYS:** Cleary; Hanson; Ring

**ABSENT AND NOT VOTING:** Glassheim; Tollefson

Engrossed HB 1492 passed and the title was agreed to.

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## SECOND READING OF HOUSE BILL

**HB 1495:** A BILL for an Act to create and enact a new subsection to section 20.1-03-11 of the North Dakota Century Code, relating to licenses issued to landowners to hunt moose; and to amend and reenact section 20.1-08-04.2 of the North Dakota Century Code, relating to the governor's proclamation concerning the hunting of moose.

## 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 92 YEAS, 4 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Allmaras; Austin; Bateman; Belter; Berg, J.; Bernstein; Bodine; Boehm; Boucher; Brodshaug; Brown; Byerly; Carlisle; Carlson, A.; Carlson, C.; Christopherson; Clayburgh; Cleary; Coats; Dalrymple; DeWitz; Dobrinski; Drovdal; Freier; Froseth; Gerntholz; Goffe; Gorder; Gorman; Grosz; Grumbo; Gulleson; Hagle; Hausauer; Henegar; Hokana; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Kilichowski; Klein; Kretschmar; Kroeber; Kunkel; Laughlin; Mahoney; Maragos; Martin; Martinson; Monson; Mutzenberger; Nelson; Ness; Nicholas; Nichols; Oban; Olsen, D.; Olson, A.; Payne; Poolman; Porter; Price; Pyle; Rennerfeldt; Ring; Rydell; Schindler; Shide; Sitz; Skarphol; Soukup; Stenehjem; Stenson; Svedjan; Sveen; Thorpe; Timm; Torgerson; Wald; Wanzenk; Wardner; Wentz; Wilkie; Speaker R. Berg

**NAYS:** Dorso; Gates; Hanson; St. Aubyn

**ABSENT AND NOT VOTING:** Glassheim; Tollefson

Engrossed HB 1495 passed and the title was agreed to.

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## SECOND READING OF SENATE BILL

**SB 2075:** A BILL for an Act to amend and reenact subsection 2 of section 57-37.1-08 of the North Dakota Century Code, relating to distribution of estate taxes; and to declare an emergency.

## ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 96 YEAS, 0 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Allmaras; Austin; Bateman; Belter; Berg, J.; Bernstein; Bodine; Boehm; Boucher; Brodshaug; Brown; Byerly; Carlisle; Carlson, A.; Carlson, C.; Christopherson; Clayburgh; Cleary; Coats; Dalrymple; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Gates; Gerntholz; Goffe; Gorder; Gorman; Grosz; Grumbo; Gulleson; Hagle; Hanson; Hausauer; Henegar; Hokana; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Kilichowski; Klein; Kretschmar; Kroeber; Kunkel; Laughlin; Mahoney; Maragos; Martin; Martinson; Monson; Mutzenberger; Nelson; Ness; Nicholas; Nichols; Oban; Olsen, D.; Olson, A.; Payne; Poolman; Porter; Price; Pyle; Rennerfeldt; Ring; Rydell; Schindler; Shide; Sitz; Skarphol; Soukup; St. Aubyn; Stenehjem; Stenson; Svedjan; Sveen; Thorpe; Timm; Torgerson; Wald; Wanzenk; Wardner; Wentz; Wilkie; Speaker R. Berg

**ABSENT AND NOT VOTING:** Glassheim; Tollefson

SB 2075 passed, the title was agreed to, and the emergency clause was declared carried.

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## SECOND READING OF SENATE BILL

**SB 2268:** A BILL for an Act to amend and reenact section 21-09-05 of the North Dakota Century Code, relating to validation of bonds issued by public bodies of the state prior to July 1, 1993.

## ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 96 YEAS, 0 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Allmaras; Austin; Bateman; Belter; Berg, J.; Bernstein; Bodine; Boehm; Boucher; Brodshaug; Brown; Byerly; Carlisle; Carlson, A.; Carlson, C.; Christopherson; Clayburgh; Cleary; Coats; Dalrymple; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Gates; Gerntholz; Goffe; Gorder; Gorman; Grosz; Grumbo; Gulleson; Hagle; Hanson; Hausauer; Henegar; Hokana; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Kilichowski; Klein; Kretschmar; Kroeber; Kunkel; Laughlin; Mahoney; Maragos; Martin; Martinson; Monson; Mutzenberger; Nelson; Ness; Nicholas; Nichols; Oban; Olsen, D.; Olson, A.; Payne; Poolman; Porter; Price; Pyle; Rennerfeldt; Ring; Rydell; Schindler; Shide; Sitz; Skarphol; Soukup; St. Aubyn; Stenehjem; Stenson; Svedjan; Sveen; Thorpe; Timm; Torgerson; Wald; Wanzenk; Wardner; Wentz; Wilkie; Speaker R. Berg

**ABSENT AND NOT VOTING:** Glassheim; Tollefson

SB 2268 passed and the title was agreed to.

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## SECOND READING OF SENATE CONCURRENT RESOLUTION ON CONSENT CALENDAR

**SCR 4006:** A concurrent resolution urging the Congress of the United States to take responsibility to assure that the federal government becomes a responsible landowner by assuming its fair share of the property tax burden on government land.

The question being on the final adoption of the resolution, which has been read.

SCR 4006 was declared adopted on a voice vote.

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#### RULES FOR DECORUM IN THE HOUSE CHAMBER

**SPEAKER R. BERG ANNOUNCED** that the Rules for Decorum in the House Chamber would be printed in the House Journal.

#### RULES FOR DECORUM

1. No food is permitted on the floor of the House when the House is convened.
2. Pictures, including video camera taping, are not permitted to be taken at any time, except by the press, house, and caucus employees or designees.
3. No one is permitted to sleep or rest in a prone position on the seats which line both sides of Memorial Hall between the House and Senate Chambers.
4. Every member must vote if they are in the House Chamber during a roll call vote.
5. When a Roll Call vote is taken, every member shall be in their seat and register their own vote, or call out their name and vote in a voice loud enough for the Speaker to hear. The Majority and Minority Leaders and their assistants are exempt from the provisions of this rule.
6. During debate, members are to be attentive and quiet, and the noise behind the rail shall be held to a minimum.
7. No member shall have more than one guest seated with the member on the floor at any one time.
8. No one is permitted to visit or lean over the back railing.
9. The Sergeant-at-Arms shall clear the floor of the House Chamber in front of the railing of all persons, except legislators, legislative employees, legislative guests, former members of the Legislative Assembly, and members of the press, during the time period commencing thirty minutes before the House convenes on any legislative day until the House recesses for that calendar day.
10. Tour groups will not be allowed at the front desk area.
11. Legislators and employees shall be suitably attired.
12. When a Legislator is speaking, the Sergeant-at-Arms will not allow guests to enter that Section.
13. When the Speaker is putting the question, no member shall walk out of or across the floor of the House.
14. When a member is speaking, no person shall pass between the person speaking and the Chair.
15. A member desiring to speak shall rise and respectfully address the Speaker and shall remain in place before proceeding to speak until recognized by the Chair.
16. Visitors sitting in lower tier of seats in House Balcony shall not touch, lean over, place objects on, or put their feet on brass railings.
17. While the House is convened, no person shall read newspapers or other large publications in an unfolded and conspicuous manner.
18. All persons shall wear identification badges while in the House Chamber or in the employ of the House.
19. Any member seeing a violation of these directives, or who has a question or problem, should advise the Sergeant-at-Arms or an assistant as soon as possible.
20. House Rule 306 - No member may speak more than twice on the same subject except person carrying the bill, Chairman, or Floor Leaders.

#### MOTION

**REP. FREIER MOVED** that the absent members be excused, which motion prevailed.

#### MOTION

**REP. FREIER MOVED** that the House be on the Fifth and Thirteenth orders of

business and at the conclusion of those orders, the House stand adjourned until 12:30 p.m., Friday, February 5, 1993, which motion prevailed.

REPORT OF STANDING COMMITTEE

HB 1048: Government and Veterans Affairs Committee (Rep. D. Olsen, Chairman) recommends DO NOT PASS (11 YEAS, 2 NAYS, 1 ABSENT AND NOT VOTING). HB 1048 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1055: Education Committee (Rep. Gates, Chairman) recommends DO NOT PASS (14 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1055 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1062: Judiciary Committee (Rep. Kretschmar, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (7 YEAS, 6 NAYS, 1 ABSENT AND NOT VOTING). HB 1062 was placed on the Sixth order on the calendar.

Page 1, line 1, after "Act" insert "to create and enact a new section to chapter 19-03.1 of the North Dakota Century Code, relating to mandatory terms of imprisonment;"

Page 2, line 29, remove the overstrike over "~~Any~~" and remove "Except"

Page 3, remove lines 1 through 7

Page 3, line 8, remove "requirement, any"

Page 3, line 23, after "who" insert "manufactures," and after "delivers" insert ", or possesses with the intent to manufacture or deliver"

Page 4, line 29, after "chapter" insert ", except a person who manufactures, delivers, or possesses with the intent to manufacture or deliver marijuana."

Page 5, line 14, remove ", to be served"

Page 5, line 15, remove "without benefit of parole"

Page 5, line 17, remove ", to be served without benefit of parole"

Page 5, remove lines 20 through 23

Page 5, line 27, after "substance" insert "except marijuana"

Page 7, after line 19, insert:

"SECTION 4. A new section to chapter 19-03.1 of the North Dakota Century Code is created and enacted as follows:

Mandatory terms of imprisonment - Deferred or suspended sentence limited. Whenever a mandatory term of imprisonment is prescribed as a penalty for violation of this chapter, the court may not defer imposition of sentence, nor may the court suspend any part of a specified mandatory term, either at the time of or after the imposition of the sentence, unless the court first finds that the offense was the defendant's first violation of this chapter and that extenuating or mitigating circumstances exist which justify a suspension. The court shall announce the circumstances that justify a suspension in open court when sentence is imposed and recite these circumstances in the sentence or order suspending part of the sentence."

Re-number accordingly

## REPORT OF STANDING COMMITTEE

HB 1163: Industry, Business and Labor Committee (Rep. Dorso, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (8 YEAS, 5 NAYS, 2 ABSENT AND NOT VOTING). HB 1163 was placed on the Sixth order on the calendar.

Page 2, line 5, remove "binding arbitration or"

Page 2, after line 15, insert:

"The bureau shall adopt administrative rules for the payment of an employee's attorney's fees when an employee's request for binding arbitration is rejected by the employer."

Renumber accordingly

## REPORT OF STANDING COMMITTEE

HB 1222: Industry, Business and Labor Committee (Rep. Dorso, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (15 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1222 was placed on the Sixth order on the calendar.

Page 1, line 2, remove "extraterritorial"

Page 1, line 8, remove "extraterritorial"

Page 1, line 9, after "company" insert "or other organization established by the bureau to provide additional workers' compensation coverage"

Page 1, after line 9, insert:

2. Employers' liability coverage" means an insurance product that provides coverage for injury-related claims suffered by an employee that are not covered by the workers compensation bureau.
3. "Extraterritorial workers' compensation coverage" means coverage provided under section 65-08-01.
4. "Incidental operations" means operations set up by an employer for a brief time in a state with which the employer has no other significant contacts."

Page 1, line 10, replace "2. "Extraterritorial workers' compensation" with "5. "Other states""

Page 1, line 13, after "working" insert "at an incidental operation"

Page 1, line 17, replace "3." with "6."

Page 1, after line 22, insert:

"SECTION 2. Workers' compensation additional coverages. The bureau shall establish a casualty insurance organization, organized as a stock or mutual company, a risk pool, a reciprocal exchange, a risk retention or purchasing group, or a reinsurer with the limited purpose of offering extraterritorial workers' compensation insurance coverage, other states' insurance, and employer's liability insurance. If a stock insurance company is established, the company shall meet the stock requirements of section 3 of this Act."

Page 2, line 1, replace "Extraterritorial workers'" with "Workers'"

Page 2, line 3, replace "shall" with "may"

Page 2, line 4, after "insurance" insert ", other states' insurance, and employer's liability insurance"

Page 2, line 11, remove "The total"

Page 2, remove lines 12 and 13

Page 2, line 14, remove "less than one hundred thousand dollars."

Page 2, line 16, replace "chapter 26.1-05" with "title 26.1"

Page 2, line 18, remove "executive"

Page 2, line 19, remove the first "executive" and remove the second "executive"

Page 2, line 22, remove "executive"

Page 2, line 23, replace "Extraterritorial workers'" with "Workers'"

Page 2, line 25, after "insurance" insert ", other states' insurance, or employer's liability insurance"

Page 3, line 4, replace "extraterritorial" with "additional workers' compensation"

Page 3, line 9, replace "extraterritorial" with "additional"

Page 3, line 17, replace "5" with "6"

ReNUMBER accordingly

#### REPORT OF STANDING COMMITTEE

HB 1224: Industry, Business and Labor Committee (Rep. Dorso, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (9 YEAS, 5 NAYS, 1 ABSENT AND NOT VOTING). HB 1224 was placed on the Sixth order on the calendar.

Page 1, line 1, replace "section" with "sections 65-02-15," and after "65-02-17" insert ", and 65-02-18"

Page 1, line 2, after "claims" insert "; to repeal section 65-02-16 of the North Dakota Century Code, relating to removal of a binding arbitration panel member; and to provide an effective date"

Page 1, after line 3, insert:

"SECTION 1. AMENDMENT. Section 65-02-15 of the 1991 Supplement to the North Dakota Century Code is amended and reenacted as follows:

**65-02-15. Workers' compensation binding arbitration panel - Membership Regions.** ~~The in complex workers' compensation proceedings, the bureau shall establish four regional listings of persons who may serve as arbitrators for workers' compensation proceedings. Each regional listing must contain an equal number of names submitted to the director by an organization, statewide in scope, which, through its affiliates, embraces representing a cross section and a majority of the organized employers, labor of, and legal and medical professionals in the state; an equal number of names submitted to the director by a recognized statewide organization of employers, representing a majority of employers; and a similarly equal number of names selected by the bureau to serve as arbitrators. The legal and medical professionals must be selected from applications by interested persons throughout the state who demonstrate the unique submitted to the bureau and must be based on the applicant's ability, experience, and qualifications to~~

serve as arbitrators. ~~Each list must be revised every three years. The people whose names appear on a regional listing~~ The employer and employee arbitrators must reside in that the region in which they will serve. ~~When a disputed claim complex workers' compensation proceeding is submitted for binding arbitration, the employee shall select a name from the appropriate regional list that was submitted by the labor organization; the employer shall select a name from the appropriate regional list that was submitted by the statewide organization of employers or shall designate the bureau to do so; and the selected employee and employer representatives~~ bureau shall select a name from the appropriate regional list of those individuals medical and legal professionals who have been selected to serve as arbitrators based upon their experience and ability. The state must be divided into four regions for the purpose of holding arbitration proceedings. ~~The appropriate region is the region in which the employee resides. If the employee resides out of state, the appropriate region is the region of the situs of employment. As an alternative selection procedure, by mutual agreement, the employee and the employer may designate themselves as the employee and employer representatives on the panel and together shall select the third panel member from the appropriate regional list of those individuals who have been selected to serve as arbitrators based upon their experience and ability. Panel members are entitled to remuneration for their services at a rate set by the bureau and to travel expenses at the rate in effect for state employees. The bureau shall provide staff services to the panel members. The salaries and expenses of the panel must be paid from money appropriated to the bureau for that purpose.~~ Complex workers' compensation proceedings include proceedings involving fraud, unusual stress, toxic exposure, occupational disease, closed head injuries, quadriplegia, paraplegia, hemiplegia, or any workers' compensation proceeding in which there is more than ten thousand dollars in controversy when a formal administrative order has been issued, or such other proceedings as determined by rule.

Workers' compensation proceedings submitted for binding arbitration other than complex workers' compensation proceedings must be heard before a single arbitrator to be chosen from a list of qualified arbitrators. The process for choosing arbitrators and qualifications for arbitrators must be provided by rule. The employer or the employee may request and the bureau may allow an arbitrator change upon a showing of just cause. A person providing binding arbitration services under this section is immune from civil liability relating to the binding arbitration process and decision."

Page 1, line 6, overstrike "panel - Attorneys' fees"

Page 1, line 7, overstrike "constructive denial of a claim or"

Page 1, line 8, after "employee" insert "or employer"

Page 1, line 9, overstrike "before the workers'"

Page 1, line 10, overstrike "compensation binding arbitration panel"

Page 1, line 11, remove "Following issuance of an administrative order"

Page 1, remove lines 12 through 14

Page 1, line 15, remove "administrative hearing or judicial remedy." and overstrike "The bureau shall pay, at an"

Page 1, overstrike line 16

Page 1, line 17, overstrike "submitted for binding arbitration. If", remove "an", and overstrike "aggrieved employee elects not"

Page 1, overstrike line 18

Page 1, line 19, overstrike "if the employer prevails" and insert immediately thereafter "Binding arbitration is allowed only with the consent of the nonrequesting party"

Page 1, after line 19, insert:

**"SECTION 3. AMENDMENT.** Section 65-02-18 of the 1991 Supplement to the North Dakota Century Code is amended and reenacted as follows:

**65-02-18. Administrative orders - ~~Decisions of binding~~ Binding arbitration panel decisions - Appeals.** An appeal of an administrative order is subject to section 28-32-14. A ~~decision of the workers' compensation binding arbitration panel~~ decision is final and nonreviewable by a district court, except as provided in section 65-05-04.

**SECTION 4. REPEAL.** Section 65-02-16 of the 1991 Supplement to the North Dakota Century Code is repealed.

**SECTION 5. EFFECTIVE DATE.** This Act is effective for requests for binding arbitration on or after August 1, 1993, irrespective of injury date."

ReNUMBER accordingly

**REPORT OF STANDING COMMITTEE**

**HB 1226: Judiciary Committee (Rep. Kretschmar, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO NOT PASS** (13 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). HB 1226 was placed on the Sixth order on the calendar.

Page 1, line 11, replace "hundred" with "thousand"

Page 1, line 12, after "or" insert "exceeding five thousand dollars in the aggregate during a calendar year"

ReNUMBER accordingly

**REPORT OF STANDING COMMITTEE**

**HB 1229: Human Services Committee (Rep. Rydell, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (9 YEAS, 3 NAYS, 2 ABSENT AND NOT VOTING). HB 1229 was placed on the Sixth order on the calendar.

Page 1, line 2, after "deposit" insert "or transfer"

Page 1, line 13, overstrike "within ten"

Page 1, line 14, overstrike "days" and after "in" insert "or transferred to"

Page 1, line 15, overstrike "located within" and after "~~the~~" insert "in"

Page 1, line 16, after "~~Dakota~~" insert ", within ten days"

Page 1, line 22, after "released" insert "or transferred"

Page 2, line 5, after "released" insert "or transferred"

Page 2, line 10, after "depositor" insert "or transferor"

Page 2, line 12, after "deposit" insert "or transfer" and after "deposit" insert "or transfer"

Page 2, line 13, after "depositor" insert "or transferor"

Renumber accordingly

**REPORT OF STANDING COMMITTEE**

**HB 1242: Appropriations Committee (Rep. Dalrymple, Chairman)** recommends **DO NOT PASS** (18 YEAS, 4 NAYS, 0 ABSENT AND NOT VOTING). HB 1242 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**HB 1262: Industry, Business and Labor Committee (Rep. Dorso, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (13 YEAS, 1 NAY, 1 ABSENT AND NOT VOTING). HB 1262 was placed on the Sixth order on the calendar.

Page 2, line 18, replace "the employer" with "employers"

Page 2, line 19, replace "on form W-2 or 1099 or on schedule C" with "as earned income for federal income tax purposes"

Renumber accordingly

**REPORT OF STANDING COMMITTEE**

**HB 1274: Human Services Committee (Rep. Rydell, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** and **BE REFERRED** to the Appropriations Committee (11 YEAS, 1 NAY, 2 ABSENT AND NOT VOTING). HB 1274 was placed on the Sixth order on the calendar.

Page 1, line 13, before "80" insert "51 to" and remove "and above"

Page 1, remove lines 15 and 16

Page 1, line 17, replace "40 to 59" with "0 to 50" and replace "4" with "3"

Page 1, remove lines 19 through 22

Renumber accordingly

**REPORT OF STANDING COMMITTEE**

**HB 1276: Human Services Committee (Rep. Rydell, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (9 YEAS, 1 NAY, 4 ABSENT AND NOT VOTING). HB 1276 was placed on the Sixth order on the calendar.

Page 1, line 13, replace "five" with "fifteen"

Page 1, line 14, replace "five" with "fifteen"

Renumber accordingly

**REPORT OF STANDING COMMITTEE**

**HB 1278: Industry, Business and Labor Committee (Rep. Dorso, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (15 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1278 was placed on the Sixth order on the calendar.

Page 2, line 6, replace "uner" with "under" and after the underscored period insert "The time limits within which the bureau shall issue a decision on a claim, as specified in sections 65-01-14 and 65-02-08, do not begin to run for claims filed under this section until the first date the bureau may begin to process the claim as set forth in section 65-05-05."

Renumber accordingly

**REPORT OF STANDING COMMITTEE**

**HB 1299: Transportation Committee (Rep. Belter, Chairman) recommends DO NOT PASS (12 YEAS, 1 NAY, 1 ABSENT AND NOT VOTING). HB 1299 was placed on the Eleventh order on the calendar.**

**REPORT OF STANDING COMMITTEE**

**HB 1315: Finance and Taxation Committee (Rep. Timm, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS and BE REFERRED to the Appropriations Committee (11 YEAS, 3 NAYS, 1 ABSENT AND NOT VOTING). HB 1315 was placed on the Sixth order on the calendar.**

Page 1, line 1, after "Act" insert "to provide for the establishment of the homeless fund;" and after "57-02-08" insert "and a new section to chapter 57-38"

Page 1, line 3, remove "leasehold or possessory interests in"

Page 1, line 5, after "homeless" insert "and an optional income tax checkoff for contributions to the homeless fund; to provide an appropriation"

Page 1, line 11, replace "Any leasehold or possessory interest in residential" with "Residential"

Page 1, after line 14, insert:

**"SECTION 2. Programs for the homeless - Homeless fund.** The office of intergovernmental assistance shall use funds appropriated from the homeless fund to provide for emergency housing and transitional living for homeless persons. The office of intergovernmental assistance shall work to coordinate programs that provide homeless clients with access to programs for alcohol or drug abuse, mental health, education, employment, health care, and self-sufficiency, and may award contracts funded by appropriations from the homeless fund for the purpose of this section. The office of intergovernmental assistance shall consider need, diversity of geographic location, and coordination with or enhancement of existing services. Priority for funding must be given to programs that encourage self-sufficiency and which coordinate services with other providers. The director of the office of intergovernmental assistance may adopt rules for administration of this section.

**SECTION 3.** A new section to chapter 57-38 of the North Dakota Century Code is created and enacted as follows:

**Optional contributions to homeless fund.** An individual, estate, or trust may designate on the income tax return a contribution to the homeless fund of any amount of one dollar or more to be added to tax liability or deducted from any refund that would otherwise be payable by or to the individual, estate, or trust. On the individual, estate, or trust state income tax return, the tax commissioner shall provide notice of this optional contribution. The tax commissioner shall transfer the amount of optional contributions under this section to the state treasurer for deposit in the homeless fund, from which appropriations may be made only for purposes of section 2 of this Act.

**SECTION 4. APPROPRIATION.** There is hereby appropriated out of any moneys in the homeless fund in the state treasury, not otherwise appropriated, the sum of \$180,000, or so much of the sum as may be necessary, to the office of intergovernmental assistance for the purpose of providing for emergency housing and transitional living for the biennium beginning July 1, 1993, and ending June 30, 1995."

Page 1, line 15, replace "This" with "Sections 1, 2, and 3 of this" and replace "is" with "are"

Renumber accordingly

**REPORT OF STANDING COMMITTEE**

**HB 1319: Education Committee (Rep. Gates, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (14 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1319 was placed on the Sixth order on the calendar.

Page 1, line 1, remove "15-36-07,"

Page 1, line 2, remove "the citizenship"

Page 1, line 3, remove "requirement for teacher certification,"

Page 1, line 8, replace "Sections" with "Section" and remove "15-36-07 and"

Renumber accordingly

**REPORT OF STANDING COMMITTEE**

**HB 1320: Education Committee (Rep. Gates, Chairman)** recommends **DO NOT PASS** (15 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1320 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**HB 1324: Transportation Committee (Rep. Belter, Chairman)** recommends **DO PASS** (13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1324 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**HB 1329: Finance and Taxation Committee (Rep. Timm, Chairman)** recommends **DO NOT PASS** (10 YEAS, 4 NAYS, 1 ABSENT AND NOT VOTING). HB 1329 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**HB 1331: Human Services Committee (Rep. Rydell, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (11 YEAS, 0 NAYS, 3 ABSENT AND NOT VOTING). HB 1331 was placed on the Sixth order on the calendar.

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

Page 1, line 2, replace "eight" with "seven"

Page 1, line 18, replace "or" with "and"

Page 1, line 21, remove "Each" and after "qualification" insert "Each"

Page 3, remove lines 26 through 29

Page 4, remove lines 1 through 9

Page 4, line 24, after the first underscored comma insert "or" and remove ", or"

Page 4, line 25, remove "abusive billing"

Page 4, line 26, replace "Eight" with "Seven"

Page 5, line 4, replace "a family member" with "one's spouse or child"

Page 5, remove line 9

Page 5, replace line 16 with "The lack of appropriate documentation in medical records for diagnosis, testing, and treatment of patients."

Page 6, line 25, remove "or licensed health care provider"

Page 7, line 26, after "proceedings" insert "; however, the proceedings and records of a committee that are exempt from subpoena, discovery, or introduction into evidence under section 23-01-02.1 are not subject to this subsection"

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

**HB 1340: Human Services Committee (Rep. Rydell, Chairman)** recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (11 YEAS, 0 NAYS, 3 ABSENT AND NOT VOTING). HB 1340 was placed on the Sixth order on the calendar.

Page 1, line 1, replace "seek" with "consider seeking"

Page 1, line 4, replace "As used in this section," with "Upon request by a hospital licensed in this state, the department of human services shall consider seeking appropriate federal waivers necessary to permit a hospital to contract with agencies of the state and federal government for delivery of health care services for persons covered by federal and state entitlement programs."

Page 1, remove lines 5 through 12

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

**HB 1357: Industry, Business and Labor Committee (Rep. Dorso, Chairman)** recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (11 YEAS, 3 NAYS, 1 ABSENT AND NOT VOTING). HB 1357 was placed on the Sixth order on the calendar.

Page 1, line 13, remove "The reduction in premium charges must be at least ten percent for a"

Page 1, line 14, remove "person who is at least fifty-five years of age."

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

**HB 1363: Industry, Business and Labor Committee (Rep. Dorso, Chairman)** recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (14 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1363 was placed on the Sixth order on the calendar.

Page 1, line 14, replace "on" with "within fourteen days of"

Page 1, line 22, overstrike "knowingly received as such"

Page 2, line 4, remove "of" and after "check" insert "is presented for payment"

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

**HB 1367: Industry, Business and Labor Committee (Rep. Dorso, Chairman)** recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (14 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1367 was placed on the Sixth order on the calendar.

Page 1, line 3, replace "safety" with "risk management" and after "program" insert "; and to declare an emergency"

Page 1, line 7, replace "safety" with "risk management"

Page 1, line 8, replace "three safety" with "or maintains risk management"

Page 1, line 10, replace "safety" with "risk management"

Page 1, line 11, after "implemented" insert "or maintained"

Page 1, after line 13, insert:

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

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

HB 1369: Government and Veterans Affairs Committee (Rep. D. Olsen, Chairman) recommends DO NOT PASS (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1369 was placed on the Eleventh order on the calendar.

#### REPORT OF STANDING COMMITTEE

HB 1373: Human Services Committee (Rep. Rydell, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (11 YEAS, 2 NAYS, 1 ABSENT AND NOT VOTING). HB 1373 was placed on the Sixth order on the calendar.

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

Page 1, line 16, overstrike "or" and insert immediately thereafter "and" and overstrike "in public health"

Page 1, line 17, overstrike "administration" and replace "state health council" with "governor"

Page 2, line 1, overstrike "July 1, 1947" and insert immediately thereafter "January 1, 1993"

Page 3, after line 24, insert:

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

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

HB 1375: Industry, Business and Labor Committee (Rep. Dorso, Chairman) recommends DO PASS (10 YEAS, 5 NAYS, 0 ABSENT AND NOT VOTING). HB 1375 was placed on the Eleventh order on the calendar.

#### REPORT OF STANDING COMMITTEE

HB 1377: Industry, Business and Labor Committee (Rep. Dorso, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (15 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1377 was placed on the Sixth order on the calendar.

Page 2, line 22, remove "and a record search"

Page 2, remove line 23

Page 2, line 24, remove "property for the preceding fifty years"

Renumber accordingly

## REPORT OF STANDING COMMITTEE

HB 1380: Finance and Taxation Committee (Rep. Timm, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (14 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1380 was placed on the Sixth order on the calendar.

Page 2, line 5, remove "or unremarried surviving spouse"

Renumber accordingly

## REPORT OF STANDING COMMITTEE

HB 1408: Government and Veterans Affairs Committee (Rep. D. Olsen, Chairman) recommends DO PASS (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1408 was placed on the Eleventh order on the calendar.

## REPORT OF STANDING COMMITTEE

HB 1409: Government and Veterans Affairs Committee (Rep. D. Olsen, Chairman) recommends DO PASS (12 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). HB 1409 was placed on the Eleventh order on the calendar.

## REPORT OF STANDING COMMITTEE

HB 1413: Education Committee (Rep. Gates, Chairman) recommends DO PASS and BE REREFERRED to the Appropriations Committee (15 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1413 was rereferred to the Appropriations Committee.

## REPORT OF STANDING COMMITTEE

HB 1440: Education Committee (Rep. Gates, Chairman) recommends DO NOT PASS (11 YEAS, 4 NAYS, 0 ABSENT AND NOT VOTING). HB 1440 was placed on the Eleventh order on the calendar.

## REPORT OF STANDING COMMITTEE

HB 1445: Natural Resources Committee (Rep. A. Olson, Chairman) recommends DO PASS (12 YEAS, 2 NAYS, 1 ABSENT AND NOT VOTING). HB 1445 was placed on the Eleventh order on the calendar.

## REPORT OF STANDING COMMITTEE

HB 1447: Transportation Committee (Rep. Belter, Chairman) recommends DO NOT PASS (8 YEAS, 4 NAYS, 2 ABSENT AND NOT VOTING). HB 1447 was placed on the Eleventh order on the calendar.

## REPORT OF STANDING COMMITTEE

HB 1465: Education Committee (Rep. Gates, Chairman) recommends DO NOT PASS (12 YEAS, 3 NAYS, 0 ABSENT AND NOT VOTING). HB 1465 was placed on the Eleventh order on the calendar.

## REPORT OF STANDING COMMITTEE

HB 1472: Judiciary Committee (Rep. Kretschmar, Chairman) recommends DO PASS (13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1472 was placed on the Eleventh order on the calendar.

## REPORT OF STANDING COMMITTEE

HB 1480: Finance and Taxation Committee (Rep. Timm, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO NOT PASS (11 YEAS, 2 NAYS, 2 ABSENT AND NOT VOTING). HB 1480 was placed on the Sixth order on the calendar.

Page 2, line 24, replace "July 31, 1993" with "January 1, 1994"

Renumber accordingly

## REPORT OF STANDING COMMITTEE

HB 1481: Industry, Business and Labor Committee (Rep. Dorso, Chairman) recommends DO NOT PASS (12 YEAS, 3 NAYS, 0 ABSENT AND NOT VOTING). HB 1481 was placed on the Eleventh order on the calendar.

## REPORT OF STANDING COMMITTEE

HB 1498: Education Committee (Rep. Gates, Chairman) recommends DO PASS and BE REREFERRED to the Appropriations Committee (12 YEAS, 3 NAYS, 0 ABSENT AND NOT VOTING). HB 1498 was rereferred to the Appropriations Committee.

## REPORT OF STANDING COMMITTEE

HB 1505: Education Committee (Rep. Gates, Chairman) recommends DO NOT PASS (13 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING). HB 1505 was placed on the Eleventh order on the calendar.

## REPORT OF STANDING COMMITTEE

HB 1508: Judiciary Committee (Rep. Kretschmar, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (12 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). HB 1508 was placed on the Sixth order on the calendar.

Page 6, line 19, replace "thirty-first day of March of the year the past-due report was" with "date of the involuntary dissolution or revocation"

Page 6, line 20, remove "due"

ReNUMBER accordingly

## REPORT OF STANDING COMMITTEE

HCR 3021: Political Subdivisions Committee (Rep. Martin, Chairman) recommends DO PASS and BE PLACED ON THE CONSENT CALENDAR (14 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HCR 3021 was placed on the Tenth order on the calendar.

## REPORT OF STANDING COMMITTEE

HCR 3023: Transportation Committee (Rep. Belter, Chairman) recommends DO PASS and BE PLACED ON THE CONSENT CALENDAR (13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HCR 3023 was placed on the Tenth order on the calendar.

## REPORT OF STANDING COMMITTEE

HCR 3025: Transportation Committee (Rep. Belter, Chairman) recommends DO PASS and BE PLACED ON THE CONSENT CALENDAR (13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HCR 3025 was placed on the Tenth order on the calendar.

## REPORT OF STANDING COMMITTEE

SB 2112: Transportation Committee (Rep. Belter, Chairman) recommends DO PASS (12 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). SB 2112 was placed on the Fourteenth order on the calendar.

## REPORT OF STANDING COMMITTEE

SB 2121: Transportation Committee (Rep. Belter, Chairman) recommends DO PASS (12 YEAS, 1 NAY, 1 ABSENT AND NOT VOTING). SB 2121 was placed on the Fourteenth order on the calendar.

## FIRST READING OF SENATE BILLS

SB 2031: A BILL for an Act to create and enact a new section to chapter 50-09 of the North Dakota Century Code, relating to the child support incentives account.  
Was read the first time and referred to the Human Services Committee.

SB 2055: A BILL for an Act to create and enact a new section to chapter 15-38 of the North Dakota Century Code, relating to confidentiality of student information.  
Was read the first time and referred to the Education Committee.

SB 2175: A BILL for an Act to create and enact a new section to chapter 4-14.1 and a new section to chapter 6-09.10 of the North Dakota Century

Code, relating to duties of the agricultural products utilization commission and the North Dakota credit review board; and to amend and reenact sections 4-14.1-03, 6-09.10-02, subsections 2, 3, and 6 of section 10-30.3-01, sections 10-30.3-03, 10-30.3-10, subsection 1 of section 10-30.3-11, subsection 2 of section 10-30.4-01, sections 10-30.4-03, 54-34.3-03, 54-34.3-05, 54-34.3-06, and 54-34.3-08 of the North Dakota Century Code, relating to composition of the credit review board, references to North Dakota Future Fund, Incorporated, definitions, composition of North Dakota Future Fund, Incorporated board, composition of the Technology Transfer, Incorporated board, hiring of the division director for finance for economic development and finance, and restructuring of the department of economic development and finance.

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

**SB 2215:** A BILL for an Act to create and enact a new section to chapter 15-22 of the North Dakota Century Code, relating to the rulemaking authority of the superintendent of public instruction; and to amend and reenact section 15-22-25 and subdivision q of subsection 1 of section 28-32-01 of the North Dakota Century Code, relating to counties sharing a common county superintendent of schools and rulemaking authority.

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

**SB 2231:** A BILL for an Act to create and enact sections 26.1-03-02.1, 26.1-03-19.1, 26.1-03-19.2, 26.1-03-19.3, 26.1-03-19.4, 26.1-03-19.5, 26.1-03-19.6, 26.1-03-19.7, chapter 26.1-06.2, a new section to chapter 26.1-10, a new subdivision to subsection 6 of section 26.1-10-05, chapter 26.1-18.1, a new subsection to section 26.1-26.3-06, chapter 26.1-26.5, a new subsection to section 26.1-31.1-02, section 26.1-35-01.1, a new subsection to section 26.1-46-01, two new subdivisions to subsection 7 of section 26.1-46-01, a new subdivision to subsection 3 of section 26.1-46-03, two new subsections to section 26.1-46-03, and section 26.1-46-08.1 of the North Dakota Century Code, relating to valuation of securities, examinations, administrative supervision, health maintenance organizations, managing general agents, business transacted with insurance broker controlled property and casualty insurer, reinsurance intermediaries, standard valuation law, and formation and operation of risk retention groups and purchasing groups; to amend and reenact section 26.1-05-04, subsection 5 of section 26.1-10-03, subsections 1, 2, 3, and 4 of section 26.1-10-04, subsection 8 of section 26.1-10-05, sections 26.1-12-08, 26.1-12-10, subsection 3 of section 26.1-26.3-01, subsection 6 of section 26.1-26.3-03, section 26.1-26.3-06, subdivision c of subsection 8 of section 26.1-31.1-01, subsection 1 of section 26.1-31.1-06, subsection 6 of section 26.1-31.1-07, section 26.1-31.1-10, subdivision d of subsection 2 of section 26.1-31.2-01, subdivisions b and d of subsection 4 of section 26.1-31.2-01, subsection 2 of section 26.1-31.2-02, sections 26.1-35-07, 26.1-35-08, subdivisions a and e of subsection 7 of section 26.1-46-01, subsection 10 of section 26.1-46-01, section 26.1-46-02, subsection 1 of section 26.1-46-03, sections 26.1-46-04, 26.1-46-06, 26.1-46-07, 26.1-46-08, and 26.1-46-09 of the North Dakota Century Code, relating to domestic companies, insurance holding company systems, mutual life companies, managing general agents, reinsurance intermediaries, reinsurance credit, standard valuation law, and formation and operation of risk retention groups and purchasing groups; and to repeal sections 26.1-03-19, 26.1-03-20, 26.1-03-21, 26.1-12-17, chapters 26.1-18, and 26.1-26.2 of the North Dakota Century Code, relating to financial examinations, risk limitations of mutual insurance companies, mutual insurance companies, health maintenance organizations, and business transacted with insurance broker controlled property and casualty insurer.

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

**SB 2314:** A BILL for an Act to amend and reenact section 28-20-34 of the North Dakota Century Code, relating to the interest rate on judgments for unpaid child support obligations.

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

**SB 2420:** A BILL for an Act to amend and reenact section 59-04-15 of the North Dakota Century Code, relating to powers and reports of trustees.

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

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

**ROY GILBREATH, Chief Clerk**