

**JOURNAL OF THE HOUSE****Fifty-fifth Legislative Assembly**

\* \* \* \* \*

**Bismarck, March 17, 1997**

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

The prayer was offered by Pastor James Baneck, Messiah Lutheran Church, Mandan.

The roll was called and all members were present except Representatives Galvin, Grosz, Gunter, Huether, R. Kelsch, Kroeplin, Lloyd, and Nottestad.

A quorum was declared by the Speaker.

**POINT OF PERSONAL PRIVILEGE**

**REP. SOUKUP:** Mr. Speaker: I rise on a point of personal privilege and request that my remarks be printed in the Journal, which request was granted.

**REMARKS OF REPRESENTATIVE SOUKUP**

I would like to take this opportunity to send special congratulations to the Shanley Deacon High School Boys Basketball team and their coaches for winning the Class A Basketball Championship this past Saturday night (March 15, 1997).

Also congratulations go to Shanley Coach Tim Jacobson for being named the Class A Boys Basketball Coach of the Year. Congratulations also to the coaching staff, the Shanley students, and the Shanley parents.

Team members: Dan Dahl, Shevy Akason, Kevin Zavoral, Jason Phillips, Chad Mastrud, Nick Jacobson, Scott Hofer, Mark Fenstad, Austin Hauck, Paul Keller, Ryan Danielson, Justin Evans.

**COMMUNICATION FROM GOVERNOR EDWARD T. SCHAFER**

The following communication was received from the Governor at 4:45 p.m., March 14, 1997.

This is to inform you that on March 14, 1997, I signed the following: HB 1276, HB 1280, and HB 1341.

**COMMUNICATION FROM GOVERNOR EDWARD T. SCHAFER**

I am returning and respectfully veto House Bill 1110. HB 1110 is designed to allow the state auditor to provide audit services to any public or nonprofit entity that receives state or federal financial assistance when such an organization is encountered in the course of an audit of a political subdivision and the governing body of the organization requests services be provided. I have several concerns with this legislation.

First, I believe the bill to be overly broad. By allowing the state auditor to audit ANY nonprofit entity that receives state or federal money, the bill appears to provide authority beyond the scope of the problem the bill was purportedly designed to address. For example, assuming state or federal dollars in some form are involved, a local chamber of commerce or even a statewide organization like the Greater North Dakota Association or North Dakota Farmers Union could contract for audit services with the state auditor.

Second, by permitting the state auditor to compete with the private accounting community, HB 1110 injects government into an area traditionally served by the private sector. None of us wants government to compete with our own businesses unless a compelling public reason exists for government to do so. I do not believe such a reason exists in this instance.

Third, HB 1110 expands state government at a time when we are trying to trim the cost and size of government. Again, unless we can demonstrate that the service provided is somehow essential to the efficient and effective operation of government, I believe we should avoid expanding into this arena.

If the state auditor, in the course of performing the audit of a political subdivision, comes upon a nonprofit entity in need of audit services that are not otherwise cost effectively available, a mechanism should exist to provide those services, and only those services, when requested. Let us design the mechanism that accomplishes that goal without unduly expanding the authority of the state auditor to audit all nonprofits in the state.

For these reasons, I respectfully veto House Bill 1110.

# **CORRECTION AND REVISION OF THE JOURNAL**

**MR. SPEAKER:** Your **Committee on Correction and Revision of the Journal (Rep. DeKrey, Chairman)** has carefully examined the Journal of the Forty-fourth Day and recommends that it be corrected as follows and when so corrected, recommends that it be approved:

Page 869, after line 53, insert:

## **SENATE AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1093**

Page 1, line 6, replace "subsection" with "subsections 1 and"

Page 1, line 18, remove "or under a law or procedure"

Page 1, line 19, remove "substantially similar to"

Page 1, line 23, after "law" insert "or procedure"

Page 1, line 24, remove "or under a law or procedure substantially"

Page 2, line 1, remove "similar to"

Page 2, line 3, overstrike the third "the"

Page 2, line 4, overstrike "Commonwealth of" and after the comma insert "the United States Virgin Islands,"

Page 2, line 5, overstrike "'state'"

Page 2, line 9, replace "or the procedures under" with an underscored comma

Page 2, line 10, after "Act" insert an underscored comma

Page 3, line 18, overstrike "each individual party has" and insert immediately thereafter "all of the parties who are individuals have" and overstrike "consent" and insert immediately thereafter "consents"

Page 4, line 18, replace "is controlling" with "controls" and after "be" insert "so"

Page 4, line 28, replace "is controlling" with "controls"

Page 4, line 29, after "be" insert "so"

Page 5, line 2, after "child" insert "controls and" and after "be" insert "so"

Page 5, line 4, replace "is controlling" with "controls" and after "be" insert "so"

Page 5, line 8, replace "must" with "shall" and replace "is controlling" with "controls"

Page 5, line 9, after "be" insert "so"

Page 5, line 12, after "be" insert "so"

Page 5, line 14, replace "Every" with "The requesting party shall give notice of the request to each" and replace "a" with "the"

Page 5, remove line 15

Page 5, line 17, after "the" insert "controlling", remove "that must be", overstrike "recognized", and remove "as controlling"

Page 5, line 19, replace "in accordance with" with "under"

Page 5, line 20, remove "child"

Page 5, line 21, remove "support"

Page 5, line 22, remove "child support" and replace "include" with "state"

Page 5, line 24, replace the first "the" with "an"

Page 5, line 25, replace "that" with "the"

Page 5, line 26, replace "Failure" with "A party who obtains the order and fails to file a certified copy is subject to appropriate sanctions by a tribunal in which the issue of failure to file arises. The failure to file does not affect the validity or enforceability of the controlling order."

Page 5, remove lines 27 through 30

Page 6, line 14, replace "documents" with "document"

Page 8, line 14, replace the first "the" with "an income-withholding", after "employer" insert "shall", and remove "shall"

Page 8, line 18, after "as" insert "otherwise"

Page 8, line 20, replace ", as applicable, that" with "which"

Page 8, line 21, remove "the"

Page 9, line 1, replace the first "arrear" with "arrearages" and replace the second "arrear" with "arrearages"

Page 9, line 3, replace "The" with "An"

Page 9, line 7, replace "time periods" with "times"

Page 9, line 8, replace "income-withholding" with "withholding"

Page 9, line 9, replace "the" with "an"

Page 9, line 10, after "multiple" insert "income-withholding", after "orders" insert "with respect", and remove "withhold support from"

Page 9, line 11, replace "is deemed to have satisfied" with "satisfies" and after "if" insert "the employer complies with"

Page 9, line 13, remove "is complied with"

Page 9, line 16, replace "any" with "an" and after "withholding" insert "of"

Page 10, line 2, remove the underscored semicolon

Page 10, line 17, overstrike "the date of mailing or personal"

Page 10, line 18, overstrike "service of the"

Page 10, line 27, replace "Subsection" with "Subsections 1 and"

Page 10, line 28, replace "is" with "are"

Page 10, after line 28, insert:

- "1. A nonregistering party seeking to contest the validity or enforcement of a registered order in this state shall request a hearing within twenty days after ~~the date of mailing or personal service of~~ notice of the registration. The nonregistering party may seek to vacate the registration, to assert any defense to an allegation of noncompliance with the registered order, or to contest the remedies being sought or the amount of any alleged arrearages pursuant to section 14-12.2-41."

Page 11, line 7, remove "unless section 14-12.2-46.1 applies,"

Page 11, line 8, overstrike the first comma and insert immediately thereafter "section 14-12.2-46.1 does not apply and" and overstrike the second comma

Page 11, line 15, overstrike "An individual party or the" and insert immediately thereafter "The" and after "child" insert ", or a party who is an individual,"

Page 11, line 16, after "tribunal" insert "of this state", overstrike "individual", after "parties" insert "who are individuals", overstrike "a", and overstrike "consent" and insert immediately thereafter "consents"

Page 11, line 17, overstrike "providing that" and insert immediately thereafter "for" and overstrike "may" and insert immediately thereafter "to"

Page 11, line 19, replace "which" with "that" and after "enacted" insert "a law or established procedures substantially similar to the procedures under"

Page 11, line 20, remove "written", after "consent" insert "otherwise required", replace the second "the" with "an", and remove "party"

Page 11, line 29, replace "is" with "controls"

Page 11, line 30, remove "controlling" and after "be" insert "so"

Page 11, line 31, remove "nonmodifiable" and after "order" insert "which are nonmodifiable"

Page 12, line 2, overstrike the second "of" and insert immediately thereafter "having"

Page 12, line 23, after "**modify**" insert "**child**"

Page 12, line 25, after "all" insert "of", remove "individual", and after "parties" insert "who are individuals"

Page 12, line 28, replace "as provided in" with "under" and after "apply" insert "the provisions of"

Page 12, line 29, after "14-12.2-12" insert ", sections 14-12.2-35 through 14-12.2-46.2, and the procedural and substantive law of this state" and after "the" insert "proceeding for"

Page 12, line 30, remove "proceeding"

Page 13, line 1, replace "and the tribunal shall apply the" with an underscored period

Page 13, remove line 2

Page 13, line 5, replace "which" with "that"

Page 13, line 6, replace "that" with "the"

Page 13, line 7, replace "Failure of the party obtaining the order to file a certified copy as required subjects" with "A party who obtains the order and fails to file a certified copy is subject to appropriate sanctions by a tribunal in which the issue of failure to file arises. The failure to file does not affect the validity or enforceability of the modified order of the new tribunal having continuing, exclusive jurisdiction."

Page 13, remove lines 8 through 10

Page 13, line 16, remove "or under a law or procedure substantially similar to"

Page 13, line 21, overstrike "and" and insert immediately thereafter an underscored comma and after "14-17" insert ", and the rules of this state on choice of law"

Renumber accordingly

**REP. AARSVOLD MOVED** that the report be adopted, which motion prevailed.

#### **MOTION**

**REP. DORSO MOVED** that HB 1110 be reconsidered pursuant to Article V, Section 9, of the Constitution of the State of North Dakota for the purpose of overriding the Governor's veto and that HB 1110 be placed on the Eleventh order of business on the calendar, which motion prevailed.

#### **HOUSE ENGROSSING AND ENROLLING REPORT**

The following bills were engrossed and enrolled: HB 1160, HB 1169, and HB 1428.

**HOUSE ENROLLING REPORT**

The following bills and resolutions were enrolled: HB 1042, HB 1045, HB 1260, HB 1286, HB 1343, HB 1345, HB 1405, HB 1471, HCR 3001, HCR 3018, HCR 3020, HCR 3029, HCR 3035, HCR 3039, HCR 3044, HCR 3052.

**MOTION**

**REP. DORSO MOVED** that SB 2255, which is on the Sixth order, be rereferred to the **Natural Resources Committee**, which motion prevailed. Pursuant to Rep. Dorso's motion, SB 2255 was rereferred.

**MOTION**

**REP. DORSO MOVED** that SB 2021, which is on the Sixth order, be laid over one legislative day, which motion prevailed.

**SIXTH ORDER OF BUSINESS**

**REP. DORSO MOVED** that the amendments on the Sixth order of business to Engrossed SB 2032, Engrossed SB 2070, SB 2054, SB 2101, Engrossed SB 2153, Engrossed SB 2238, SB 2281, Engrossed SB 2311, Engrossed SB 2333, Engrossed SB 2368, and Engrossed 2396 be adopted, which motion prevailed.

Engrossed SB 2311, as amended, was rereferred to the **Appropriations Committee**.

Engrossed SB 2032, Engrossed SB 2070, SB 2054, SB 2101, Engrossed SB 2153, Engrossed SB 2238, SB 2281, Engrossed SB 2333, Engrossed SB 2368, and Engrossed SB 2396, as amended, were placed on the Fourteenth order of business on the calendar.

**MOTION**

**REP. FREIER MOVED** that the House waive the reading of the titles to SB 2023, SB 2071, SB 2114, Engrossed SB 2128, and Engrossed SB 2175, which motion prevailed.

**SECOND READING OF SENATE BILL**

**SB 2023:** A BILL for an Act to amend and reenact section 50-06.4-04, subsection 3 of section 50-24.1-01.3, and section 54-16-04 of the North Dakota Century Code, relating to appropriation authority and the powers and duties of the budget section of the legislative council; and to repeal sections 52-02.1-05, 54-14-01.1, and 57-01-11.1 of the North Dakota Century Code, chapter 63 of the 1989 Session Laws, and section 11 of chapter 22 of the 1993 Session Laws, relating to the office of the budget and the powers and duties of the budget section of the legislative council.

**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 89 YEAS, 1 NAY, 0 EXCUSED, 7 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Axtman; Belter; Berg; Bernstein; Boehm; Boucher; Brandenburg; Brown; Brusegaard; Byerly; Callahan; Carlisle; Carlson; Christenson; Christopherson; Clark; Coats; Dalrymple; DeKrey; Delmore; Delzer; Devlin; Dorso; Drovdal; Fairfield; Freier; Froseth; Gerntholz; Glassheim; Gorder; Grande; Grumbo; Guleson; Gunter; Hanson; Hausauer; Hawken; Henegar; Jacobs; Jensen; Johnsen, C.; Johnson, D.; Keiser; Kelsh, S.; Kempenich; Kerzman; Kilzer; Klein; Kliniske; Koppelman; Kretschmar; Kroeplin; Kunkel; Mahoney; Maragos; Martinson; Mickelson; Monson; Murphy; Nelson; Nicholas; Nichols; Niemeier; Oban; Olson; Poolman; Price; Renner; Rennerfeldt; Rose; Sabby; Sandvig; Schmidt; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Tollefson; Torgerson; Wald; Wardner; Warner; Weisz; Wentz; Wilkie; Speaker Timm

**NAYS:** Thorpe

**ABSENT AND NOT VOTING:** Galvin; Grosz; Huether; Kelsch, R.; Lloyd; Nottestad; Thoreson

SB 2023, as amended, passed and the title was agreed to.

\*\*\*\*\*

**SECOND READING OF SENATE BILL**

**SB 2071:** A BILL for an Act to create and enact a new section to chapter 1-08 and a new subsection to section 57-51-06 of the North Dakota Century Code, relating to alternative methods of signing, subscribing, or verifying documents and oil and gas tax returns; and to amend and reenact sections 57-38-31, 57-38-32, subsection 3 of section 57-39.2-11, sections 57-43.1-04, 57-43.1-16, and 57-43.2-12 of the North Dakota Century Code,

relating to alternative methods of signing, subscribing, or verifying income, sales, use, motor vehicle fuels, and special fuels tax returns.

#### 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, 0 NAYS, 0 EXCUSED, 6 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Axtman; Belter; Berg; Bernstein; Boehm; Boucher; Brandenburg; Brown; Brusegaard; Byerly; Callahan; Carlisle; Carlson; Christenson; Christopherson; Clark; Coats; Dalrymple; DeKrey; Delmore; Delzer; Devlin; Dorso; Drovdal; Fairfield; Freier; Froseth; Gerntholz; Glassheim; Gorder; Grande; Grumbo; Gulleson; Gunter; Hanson; Hausauer; Hawken; Henegar; Jacobs; Jensen; Johnsen, C.; Johnson, D.; Keiser; Kelsh, S.; Kempenich; Kerzman; Kilzer; Klein; Kliniske; Koppelman; Kretschmar; Kroepelin; Kunkel; Mahoney; Maragos; Martinson; Mickelson; Monson; Murphy; Nelson; Nicholas; Nichols; Niemeier; Oban; Olson; Poolman; Price; Renner; Rennerfeldt; Rose; Sabby; Sandvig; Schmidt; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Thorpe; Tollefson; Torgerson; Wald; Wardner; Warner; Weisz; Wentz; Wilkie; Speaker Timm

**ABSENT AND NOT VOTING:** Galvin; Grosz; Huether; Kelsch, R.; Lloyd; Nottestad

SB 2071, as amended, passed and the title was agreed to.

\*\*\*\*\*

#### SECOND READING OF SENATE BILL

**SB 2083:** A BILL for an Act to provide for the continuation of an agricultural pesticide and pesticide container disposal program; 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 82 YEAS, 8 NAYS, 0 EXCUSED, 7 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Axtman; Belter; Berg; Bernstein; Boucher; Brandenburg; Brown; Brusegaard; Byerly; Callahan; Carlisle; Christenson; Christopherson; Clark; Coats; Dalrymple; Delmore; Devlin; Dorso; Drovdal; Fairfield; Freier; Froseth; Gerntholz; Glassheim; Gorder; Grande; Grumbo; Gulleson; Gunter; Hanson; Hausauer; Hawken; Henegar; Jacobs; Jensen; Johnsen, C.; Johnson, D.; Keiser; Kelsh, S.; Kempenich; Kerzman; Kilzer; Klein; Kliniske; Koppelman; Kretschmar; Kroepelin; Kunkel; Mahoney; Maragos; Martinson; Mickelson; Monson; Murphy; Nelson; Nicholas; Nichols; Niemeier; Oban; Olson; Price; Rennerfeldt; Rose; Sandvig; Schmidt; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Thorpe; Tollefson; Torgerson; Wald; Wardner; Warner; Wentz; Wilkie; Speaker Timm

**NAYS:** Boehm; Carlson; DeKrey; Delzer; Poolman; Renner; Skarphol; Weisz

**ABSENT AND NOT VOTING:** Galvin; Grosz; Huether; Kelsch, R.; Lloyd; Nottestad; Sabby

SB 2083, as amended, passed and the title was agreed to.

\*\*\*\*\*

#### SECOND READING OF SENATE BILL

**SB 2088:** A BILL for an Act to amend and reenact subsection 1 of section 54-44-11, sections 54-44.4-02, and 54-44.4-03 of the North Dakota Century Code, relating to providing a continuing appropriation from the state purchasing operating fund, delegation of purchasing authority by the director of the office of management and budget, and cooperation with political subdivisions for purchasing; and to provide a continuing appropriation.

#### 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, 0 NAYS, 0 EXCUSED, 6 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Axtman; Belter; Berg; Bernstein; Boehm; Boucher; Brandenburg; Brown; Brusegaard; Byerly; Callahan; Carlisle; Carlson; Christenson; Christopherson; Clark; Coats; Dalrymple; DeKrey; Delmore; Delzer; Devlin; Dorso; Drovdal; Fairfield; Freier;

Froseth; Gerntholz; Glassheim; Gorder; Grande; Grumbo; Gulleson; Gunter; Hanson; Hausauer; Hawken; Henegar; Jacobs; Jensen; Johnsen, C.; Johnson, D.; Keiser; Kelsh, S.; Kempenich; Kerzman; Kilzer; Klein; Kliniske; Koppelman; Kretschmar; Kroepelin; Kunkel; Mahoney; Maragos; Martinson; Mickelson; Monson; Murphy; Nelson; Nicholas; Nichols; Niemeier; Oban; Olson; Poolman; Price; Renner; Rennerfeldt; Rose; Sabby; Sandvig; Schmidt; Skarphol; Soukup; Stenehjerm; Svedjan; Sveen; Thompson; Thoreson; Thorpe; Tollefson; Torgerson; Wald; Wardner; Warner; Weisz; Wentz; Wilkie; Speaker Timm

**ABSENT AND NOT VOTING:** Galvin; Grosz; Huether; Kelsch, R.; Lloyd; Nottestad

Engrossed SB 2088, as amended, passed and the title was agreed to.

\*\*\*\*\*

### SECOND READING OF SENATE BILL

**SB 2096:** A BILL for an Act to create and enact a new section to chapter 15-21 of the North Dakota Century Code, relating to mediation between school districts and parents of students.

### 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 24 YEAS, 67 NAYS, 0 EXCUSED, 6 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Axtman; Boucher; Callahan; Christenson; Coats; Delmore; Fairfield; Glassheim; Grumbo; Hanson; Kelsh, S.; Kerzman; Mahoney; Maragos; Martinson; Murphy; Niemeier; Oban; Rose; Sandvig; Schmidt; Thorpe; Warner

**NAYS:** Belter; Berg; Bernstein; Boehm; Brandenburg; Brown; Brusegaard; Byerly; Carlisle; Carlson; Christopherson; Clark; Dalrymple; DeKrey; Delzer; Devlin; Dorso; Drovda; Freier; Froseth; Gerntholz; Gorder; Grande; Gulleson; Gunter; Hausauer; Hawken; Henegar; Jacobs; Jensen; Johnsen, C.; Johnson, D.; Keiser; Kempenich; Kilzer; Klein; Kliniske; Koppelman; Kretschmar; Kroepelin; Kunkel; Mickelson; Monson; Nelson; Nicholas; Nichols; Olson; Poolman; Price; Renner; Rennerfeldt; Sabby; Skarphol; Soukup; Stenehjerm; Svedjan; Sveen; Thompson; Thoreson; Tollefson; Torgerson; Wald; Wardner; Weisz; Wentz; Wilkie; Speaker Timm

**ABSENT AND NOT VOTING:** Galvin; Grosz; Huether; Kelsch, R.; Lloyd; Nottestad

Engrossed SB 2096, as amended, was declared lost.

\*\*\*\*\*

### MOTION

**REP. DORSO MOVED** that Engrossed SB 2128 be placed at the bottom of the calendar, which motion prevailed.

### SECOND READING OF SENATE BILL

**SB 2147:** A BILL for an Act to create and enact a new section to chapter 50-11 of the North Dakota Century Code, relating to fingerprinting of individuals housed or employed by foster care providers; and to amend and reenact section 50-11-02 of the North Dakota Century Code, relating to terms and conditions for licensing foster care facilities.

### 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, 8 NAYS, 0 EXCUSED, 7 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Axtman; Belter; Berg; Bernstein; Boucher; Brandenburg; Brown; Byerly; Callahan; Carlisle; Carlson; Christenson; Christopherson; Coats; Dalrymple; Delmore; Devlin; Dorso; Fairfield; Freier; Froseth; Gerntholz; Glassheim; Gorder; Grande; Grumbo; Gulleson; Gunter; Hanson; Hausauer; Hawken; Henegar; Jacobs; Jensen; Johnsen, C.; Johnson, D.; Keiser; Kelsh, S.; Kerzman; Kilzer; Klein; Kliniske; Koppelman; Kretschmar; Kroepelin; Kunkel; Mahoney; Martinson; Mickelson; Monson; Murphy; Nelson; Nicholas; Nichols; Niemeier; Oban; Olson; Poolman; Price; Renner; Rennerfeldt; Rose; Sabby; Sandvig; Schmidt; Skarphol; Soukup; Stenehjerm; Svedjan; Sveen; Thompson; Thoreson; Thorpe; Tollefson; Torgerson; Wald; Wardner; Warner; Wentz; Wilkie; Speaker Timm

**NAYS:** Boehm; Brusegaard; Clark; DeKrey; Delzer; Drovdal; Kempenich; Weisz

**ABSENT AND NOT VOTING:** Galvin; Grosz; Huether; Kelsch, R.; Lloyd; Maragos; Nottestad

Engrossed SB 2147, as amended, passed and the title was agreed to.

\*\*\*\*\*

### SECOND READING OF SENATE BILL

**SB 2175:** A BILL for an Act to amend and reenact sections 16.1-06-06, 16.1-07-09, 16.1-09-02, 16.1-11-13, 16.1-11-19, 16.1-15-17, 16.1-15-22, and 44-08-21 of the North Dakota Century Code, relating to general election ballots for persons authorized to vote for presidential electors only, canvassing late absentee ballots, presidential candidates personal disclosure statements, filing of certificates with the secretary of state showing the names and addresses of persons nominated in the county by county auditors, filling vacancies existing on the no-party ballot, time when county canvassing boards are required to meet, recall elections, and deadlines for candidates to file in recall 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, 0 NAYS, 0 EXCUSED, 6 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Axtman; Belter; Berg; Bernstein; Boehm; Boucher; Brandenburg; Brown; Brusegaard; Byerly; Callahan; Carlisle; Carlson; Christenson; Christopherson; Clark; Coats; Dalrymple; DeKrey; Delmore; Delzer; Devlin; Dorso; Drovdal; Fairfield; Freier; Froseth; Gerntholz; Glassheim; Gorder; Grande; Grumbo; Gulleson; Gunter; Hanson; Hausauer; Hawken; Henegar; Jacobs; Jensen; Johnsen, C.; Johnson, D.; Keiser; Kelsh, S.; Kempenich; Kerzman; Kilzer; Klein; Kliniske; Koppelman; Kretschmar; Kroeplin; Kunkel; Mahoney; Maragos; Martinson; Mickelson; Monson; Murphy; Nelson; Nicholas; Nichols; Niemeier; Oban; Olson; Poolman; Price; Renner; Rennerfeldt; Rose; Sabby; Sandvig; Schmidt; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Thorpe; Tollefson; Torgerson; Wald; Wardner; Warner; Weisz; Wentz; Wilkie; Speaker Timm

**ABSENT AND NOT VOTING:** Galvin; Grosz; Huether; Kelsch, R.; Lloyd; Nottestad

Engrossed SB 2175, as amended, passed and the title was agreed to.

\*\*\*\*\*

### SECOND READING OF SENATE BILL

**SB 2206:** A BILL for an Act to create and enact three new sections to chapter 15-38 of the North Dakota Century Code, relating to sex education in the public schools.

### 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, 74 NAYS, 0 EXCUSED, 6 ABSENT AND NOT VOTING.

**YEAS:** Bernstein; Boehm; Brusegaard; Carlisle; Johnsen, C.; Kelsh, S.; Kempenich; Kerzman; Kilzer; Kliniske; Mahoney; Murphy; Renner; Rennerfeldt; Sandvig; Wald; Speaker Timm

**NAYS:** Aarsvold; Axtman; Belter; Berg; Boucher; Brandenburg; Brown; Byerly; Callahan; Carlson; Christenson; Christopherson; Clark; Coats; Dalrymple; DeKrey; Delmore; Delzer; Devlin; Dorso; Drovdal; Fairfield; Freier; Froseth; Gerntholz; Glassheim; Gorder; Grande; Grumbo; Gulleson; Gunter; Hanson; Hausauer; Hawken; Henegar; Jacobs; Jensen; Johnson, D.; Keiser; Klein; Koppelman; Kretschmar; Kroeplin; Kunkel; Maragos; Martinson; Mickelson; Monson; Nelson; Nicholas; Nichols; Niemeier; Oban; Olson; Poolman; Price; Rose; Sabby; Schmidt; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Thorpe; Tollefson; Torgerson; Wardner; Warner; Weisz; Wentz; Wilkie

**ABSENT AND NOT VOTING:** Galvin; Grosz; Huether; Kelsch, R.; Lloyd; Nottestad

Engrossed SB 2206, as amended, was declared lost.

\*\*\*\*\*



**SECOND READING OF SENATE BILL**

**SB 2260:** A BILL for an Act to create and enact a new section to chapter 61-03 of the North Dakota Century Code, relating to removal, modification, or destruction of dangers in, on the bed of, or adjacent to a navigable lake; to amend and reenact section 57-28-09 of the North Dakota Century Code, relating to tax deeds issued to the state; 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 59 YEAS, 32 NAYS, 0 EXCUSED, 6 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Axtman; Belter; Bernstein; Boucher; Brandenburg; Christenson; Christopherson; Dalrymple; DeKrey; Delmore; Devlin; Dorso; Fairfield; Froseth; Gerntholz; Glassheim; Grumbo; Gulleson; Hanson; Hausauer; Hawken; Jacobs; Jensen; Johnsen, C.; Johnson, D.; Keiser; Kelsh, S.; Kerzman; Klein; Kliniske; Koppelman; Kretschmar; Kroeplin; Kunkel; Maragos; Martinson; Mickelson; Nelson; Nicholas; Niemeier; Oban; Poolman; Price; Rennerfeldt; Rose; Sandvig; Schmidt; Soukup; Stenehjem; Svedjan; Sveen; Thoreson; Tollefson; Wald; Wardner; Wentz; Wilkie; Speaker Timm

**NAYS:** Berg; Boehm; Brown; Brusegaard; Byerly; Callahan; Carlisle; Carlson; Clark; Coats; Delzer; Drovdal; Freier; Gorder; Grande; Gunter; Henegar; Kempenich; Kilzer; Mahoney; Monson; Murphy; Nichols; Olson; Renner; Sabby; Skarphol; Thompson; Thorpe; Torgerson; Warner; Weisz

**ABSENT AND NOT VOTING:** Galvin; Grosz; Huether; Kelsch, R.; Lloyd; Nottestad

Reengrossed SB 2260, as amended, passed, the title was agreed to, but the emergency clause lost.

\*\*\*\*\*

**SECOND READING OF SENATE BILL**

**SB 2323:** A BILL for an Act to amend and reenact section 35-13-02 and subsection 3 of section 41-09-46 of the North Dakota Century Code, relating to entering liens for repairman's liens in the central notice system.

**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 88 YEAS, 3 NAYS, 0 EXCUSED, 6 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Axtman; Belter; Berg; Bernstein; Boehm; Boucher; Brandenburg; Brown; Brusegaard; Callahan; Carlisle; Carlson; Christenson; Christopherson; Clark; Coats; Dalrymple; DeKrey; Delmore; Delzer; Devlin; Dorso; Drovdal; Fairfield; Freier; Froseth; Gerntholz; Glassheim; Gorder; Grande; Grumbo; Gulleson; Gunter; Hanson; Hausauer; Hawken; Henegar; Jacobs; Jensen; Johnsen, C.; Johnson, D.; Keiser; Kelsh, S.; Kempenich; Kerzman; Kilzer; Klein; Kliniske; Kretschmar; Kroeplin; Kunkel; Mahoney; Maragos; Martinson; Mickelson; Monson; Nelson; Nicholas; Nichols; Niemeier; Oban; Olson; Poolman; Price; Renner; Rennerfeldt; Rose; Sabby; Sandvig; Schmidt; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Thorpe; Tollefson; Torgerson; Wald; Wardner; Warner; Weisz; Wentz; Wilkie; Speaker Timm

**NAYS:** Byerly; Koppelman; Murphy

**ABSENT AND NOT VOTING:** Galvin; Grosz; Huether; Kelsch, R.; Lloyd; Nottestad

SB 2323, as amended, passed and the title was agreed to.

\*\*\*\*\*

**MOTION**

**REP. DORSO MOVED** that Engrossed SB 2353 be placed at the bottom of the calendar, which motion prevailed.

**SECOND READING OF SENATE BILL**

**SB 2379:** A BILL for an Act to amend and reenact sections 18-12-04, 40-28-03, and 61-35-102 of the North Dakota Century Code, relating to construction supervision by engineers.

**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, 0 NAYS, 0 EXCUSED, 6 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Axtman; Belter; Berg; Bernstein; Boehm; Boucher; Brandenburg; Brown; Brusegaard; Byerly; Callahan; Carlisle; Carlson; Christenson; Christopherson; Clark; Coats; Dalrymple; DeKrey; Delmore; Delzer; Devlin; Dorso; Drovdal; Fairfield; Freier; Froseth; Gerntholz; Glassheim; Gorder; Grande; Grumbo; Gulleson; Gunter; Hanson; Hausauer; Hawken; Henegar; Jacobs; Jensen; Johnsen, C.; Johnson, D.; Keiser; Kelsh, S.; Kempenich; Kerzman; Kilzer; Klein; Kliniske; Koppelman; Kretschmar; Kroeplin; Kunkel; Mahoney; Maragos; Martinson; Mickelson; Monson; Murphy; Nelson; Nicholas; Nichols; Niemeier; Oban; Olson; Poolman; Price; Renner; Rennerfeldt; Rose; Sabby; Sandvig; Schmidt; Skarphol; Soukup; Stenehjerm; Svedjan; Sveen; Thompson; Thoreson; Thorpe; Tollefson; Torgerson; Wald; Wardner; Warner; Weisz; Wentz; Wilkie; Speaker Timm

**ABSENT AND NOT VOTING:** Galvin; Grosz; Huether; Kelsch, R.; Lloyd; Nottestad

Engrossed SB 2379, as amended, passed and the title was agreed to.

\*\*\*\*\*

**SECOND READING OF SENATE BILL**

**SB 2217:** A BILL for an Act to amend and reenact section 28-01-46 of the North Dakota Century Code, relating to expert witnesses in medical malpractice actions.

**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 90 YEAS, 1 NAY, 0 EXCUSED, 6 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Axtman; Belter; Berg; Bernstein; Boehm; Boucher; Brandenburg; Brown; Brusegaard; Byerly; Callahan; Carlisle; Carlson; Christenson; Christopherson; Clark; Coats; Dalrymple; DeKrey; Delmore; Delzer; Devlin; Dorso; Drovdal; Fairfield; Freier; Froseth; Gerntholz; Glassheim; Gorder; Grande; Grumbo; Gulleson; Gunter; Hanson; Hausauer; Hawken; Henegar; Jacobs; Jensen; Johnsen, C.; Johnson, D.; Keiser; Kelsh, S.; Kempenich; Kerzman; Kilzer; Klein; Kliniske; Koppelman; Kretschmar; Kroeplin; Kunkel; Mahoney; Maragos; Martinson; Mickelson; Monson; Murphy; Nelson; Nicholas; Nichols; Niemeier; Oban; Olson; Poolman; Price; Renner; Rennerfeldt; Rose; Sabby; Sandvig; Schmidt; Skarphol; Soukup; Stenehjerm; Svedjan; Sveen; Thompson; Thoreson; Tollefson; Torgerson; Wald; Wardner; Warner; Weisz; Wentz; Wilkie; Speaker Timm

**NAYS:** Thorpe

**ABSENT AND NOT VOTING:** Galvin; Grosz; Huether; Kelsch, R.; Lloyd; Nottestad

SB 2217 passed and the title was agreed to.

\*\*\*\*\*

**SECOND READING OF SENATE BILL**

**SB 2225:** A BILL for an Act to create and enact a new section to chapter 16.1-08.1 of the North Dakota Century Code, relating to the acceptance of campaign contributions by a candidate from federal campaign committee accounts or from contributions made to other candidates or former candidates.

**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 89 YEAS, 2 NAYS, 0 EXCUSED, 6 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Axtman; Belter; Berg; Bernstein; Boehm; Boucher; Brandenburg; Brown; Byerly; Callahan; Carlisle; Carlson; Christenson; Christopherson; Clark; Coats; Dalrymple; DeKrey; Delmore; Delzer; Devlin; Dorso; Drovdal; Fairfield; Freier; Froseth; Gerntholz; Glassheim; Gorder; Grande; Grumbo; Gulleson; Gunter; Hanson; Hausauer; Hawken; Henegar; Jacobs; Jensen; Johnsen, C.; Johnson, D.; Keiser; Kelsh, S.; Kempenich; Kerzman; Kilzer; Klein; Kliniske; Koppelman; Kretschmar; Kroeplin; Kunkel; Mahoney; Maragos; Martinson; Mickelson; Monson; Murphy; Nicholas; Nichols;

Niemeier; Oban; Olson; Poolman; Price; Renner; Rennerfeldt; Rose; Sabby; Sandvig; Schmidt; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Thorpe; Tollefson; Torgerson; Wald; Wardner; Warner; Weisz; Wentz; Wilkie; Speaker Timm

**NAYS:** Brusegaard; Nelson

**ABSENT AND NOT VOTING:** Galvin; Grosz; Huether; Kelsch, R.; Lloyd; Nottestad

Engrossed SB 2225 passed and the title was agreed to.

\*\*\*\*\*

### SECOND READING OF SENATE BILL

**SB 2248:** A BILL for an Act to create and enact a new chapter to title 35 of the North Dakota Century Code, relating to creation and enforcement of liens on property in self-service storage facilities.

### 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 82 YEAS, 9 NAYS, 0 EXCUSED, 6 ABSENT AND NOT VOTING.

**YEAS:** Axtman; Belter; Berg; Bernstein; Boehm; Boucher; Brandenburg; Brown; Brusegaard; Byerly; Callahan; Carlisle; Carlson; Christenson; Christopherson; Coats; Dalrymple; DeKrey; Delmore; Dorso; Drovdal; Fairfield; Freier; Froseth; Gerntholz; Glassheim; Gorder; Grande; Grumbo; Gulleon; Gunter; Hanson; Hausauer; Hawken; Henegar; Jacobs; Jensen; Johnsen, C.; Johnson, D.; Keiser; Kelsh, S.; Kempenich; Kerzman; Kilzer; Klein; Kliniske; Koppelman; Kretschmar; Kroeplin; Kunkel; Mahoney; Maragos; Martinson; Mickelson; Monson; Murphy; Nelson; Nicholas; Oban; Olson; Poolman; Price; Renner; Rennerfeldt; Rose; Sabby; Sandvig; Schmidt; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Thorpe; Tollefson; Torgerson; Wald; Wardner; Wentz; Speaker Timm

**NAYS:** Aarsvold; Clark; Delzer; Devlin; Nichols; Niemeier; Warner; Weisz; Wilkie

**ABSENT AND NOT VOTING:** Galvin; Grosz; Huether; Kelsch, R.; Lloyd; Nottestad

Engrossed SB 2248 passed and the title was agreed to.

\*\*\*\*\*

### SECOND READING OF SENATE BILL

**SB 2250:** A BILL for an Act to amend and reenact section 16.1-16-01 of the North Dakota Century Code, relating to election recounts for political subdivision elections.

### 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 87 YEAS, 3 NAYS, 0 EXCUSED, 7 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Axtman; Belter; Berg; Bernstein; Boucher; Brandenburg; Brown; Brusegaard; Callahan; Carlisle; Carlson; Christenson; Christopherson; Clark; Coats; Dalrymple; DeKrey; Delmore; Devlin; Dorso; Drovdal; Fairfield; Freier; Froseth; Gerntholz; Glassheim; Gorder; Grande; Grumbo; Gulleon; Gunter; Hanson; Hausauer; Hawken; Henegar; Jacobs; Johnsen, C.; Johnson, D.; Keiser; Kelsh, S.; Kempenich; Kerzman; Kilzer; Klein; Kliniske; Koppelman; Kretschmar; Kroeplin; Kunkel; Mahoney; Maragos; Martinson; Mickelson; Monson; Murphy; Nelson; Nicholas; Nichols; Niemeier; Oban; Olson; Poolman; Price; Renner; Rennerfeldt; Rose; Sabby; Sandvig; Schmidt; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Thorpe; Tollefson; Torgerson; Wald; Wardner; Warner; Weisz; Wentz; Wilkie; Speaker Timm

**NAYS:** Boehm; Byerly; Delzer

**ABSENT AND NOT VOTING:** Galvin; Grosz; Huether; Jensen; Kelsch, R.; Lloyd; Nottestad

SB 2250 passed and the title was agreed to.

\*\*\*\*\*

**SECOND READING OF SENATE BILL**

**SB 2259:** A BILL for an Act to amend and reenact section 28-26-04 of the North Dakota Century Code, relating to attorney's fees in actions to collect debts or enforce obligations.

**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 18 YEAS, 73 NAYS, 0 EXCUSED, 6 ABSENT AND NOT VOTING.

**YEAS:** Axtman; Byerly; DeKrey; Delzer; Hawken; Keiser; Kerzman; Kliniske; Kunkel; Monson; Nicholas; Olson; Poolman; Rennerfeldt; Skarphol; Torgerson; Wald; Weisz

**NAYS:** Aarsvold; Belter; Berg; Bernstein; Boehm; Boucher; Brandenburg; Brown; Brusegaard; Callahan; Carlisle; Carlson; Christenson; Christopherson; Clark; Coats; Dalrymple; Delmore; Devlin; Dorso; Drovda; Fairfield; Freier; Froseth; Gerntholz; Glassheim; Gorder; Grande; Grumbo; Guleson; Gunter; Hanson; Hausauer; Henegar; Jacobs; Jensen; Johnsen, C.; Johnson, D.; Kelsh, S.; Kempenich; Kilzer; Klein; Koppelman; Kretschmar; Kroeplin; Mahoney; Maragos; Martinson; Mickelson; Murphy; Nelson; Nichols; Niemeier; Oban; Price; Renner; Rose; Sabby; Sandvig; Schmidt; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Thorpe; Tollefson; Wardner; Warner; Wentz; Wilkie; Speaker Timm

**ABSENT AND NOT VOTING:** Galvin; Grosz; Huether; Kelsch, R.; Lloyd; Nottestad

Engrossed SB 2259 was declared lost.

\*\*\*\*\*

**SECOND READING OF SENATE BILL**

**SB 2261:** A BILL for an Act to amend and reenact sections 6-08.3-02.1 and 6-08.3-13 of the North Dakota Century Code, relating to the acquisition of a North Dakota state-chartered or national bank by an out-of-state bank holding company and interstate banking authorization; and to repeal section 6-08.3-04 of the North Dakota Century Code, relating to the formation of a state-chartered bank by an out-of-state bank holding company.

**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 89 YEAS, 2 NAYS, 0 EXCUSED, 6 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Axtman; Belter; Berg; Bernstein; Boehm; Brandenburg; Brown; Brusegaard; Byerly; Callahan; Carlisle; Carlson; Christenson; Christopherson; Clark; Coats; Dalrymple; DeKrey; Delmore; Delzer; Devlin; Dorso; Drovda; Fairfield; Freier; Froseth; Gerntholz; Glassheim; Gorder; Grande; Grumbo; Guleson; Gunter; Hanson; Hausauer; Hawken; Henegar; Jacobs; Jensen; Johnsen, C.; Johnson, D.; Kelsh, S.; Kempenich; Kerzman; Kilzer; Klein; Kliniske; Koppelman; Kretschmar; Kroeplin; Kunkel; Mahoney; Maragos; Martinson; Mickelson; Monson; Murphy; Nelson; Nicholas; Nichols; Niemeier; Oban; Olson; Poolman; Price; Renner; Rennerfeldt; Rose; Sabby; Sandvig; Schmidt; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Thorpe; Tollefson; Torgerson; Wald; Wardner; Warner; Weisz; Wentz; Wilkie; Speaker Timm

**NAYS:** Boucher; Keiser

**ABSENT AND NOT VOTING:** Galvin; Grosz; Huether; Kelsch, R.; Lloyd; Nottestad

Engrossed SB 2261 passed and the title was agreed to.

\*\*\*\*\*

**SECOND READING OF SENATE BILL**

**SB 2262:** A BILL for an Act to create and enact a new section to chapter 62.1-04 of the North Dakota Century Code, relating to reciprocity for concealed weapons licenses; and to amend and reenact subsection 3 of section 62.1-02-10, subdivision a of subsection 2 of section 62.1-03-01, and section 62.1-04-04 of the North Dakota Century Code, relating to concealed weapons licenses.

**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 85 YEAS, 5 NAYS, 0 EXCUSED, 7 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Axtman; Belter; Berg; Bernstein; Boehm; Boucher; Brandenburg; Brown; Brusegaard; Callahan; Carlisle; Carlson; Christenson; Christopherson; Clark; Coats; Dalrymple; DeKrey; Delmore; Devlin; Drovdal; Fairfield; Freier; Froseth; Gerntholz; Glassheim; Gorder; Grande; Grumbo; Gulleon; Gunter; Hanson; Hausauer; Henegar; Jacobs; Jensen; Johnsen, C.; Johnson, D.; Keiser; Kelsh, S.; Kempenich; Kerzman; Kilzer; Klein; Kliniske; Koppelman; Kretschmar; Kroeplin; Kunkel; Mahoney; Maragos; Martinson; Mickelson; Monson; Murphy; Nelson; Nicholas; Nichols; Niemeier; Oban; Poolman; Price; Renner; Rennerfeldt; Rose; Sabby; Sandvig; Schmidt; Skarphol; Soukup; Stenehjerm; Svedjan; Thompson; Thoreson; Thorpe; Tollefson; Torgerson; Wald; Wardner; Warner; Weisz; Wentz; Wilkie; Speaker Timm

**NAYS:** Byerly; Delzer; Hawken; Olson; Sveen

**ABSENT AND NOT VOTING:** Dorso; Galvin; Grosz; Huether; Kelsch, R.; Lloyd; Nottestad

Engrossed SB 2262 passed and the title was agreed to.

\*\*\*\*\*

**SECOND READING OF SENATE BILL**

**SB 2266:** A BILL for an Act to create and enact a new subsection to section 14-07.1-13 of the North Dakota Century Code, relating to domestic violence arrest procedures; and to amend and reenact subsections 4 and 8 of section 14-07.1-02, subsection 2 of section 14-07.1-03, and subsection 1 of section 29-06-15 of the North Dakota Century Code, relating to domestic violence protection orders.

**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 74 YEAS, 16 NAYS, 0 EXCUSED, 7 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Axtman; Berg; Bernstein; Boucher; Brandenburg; Brusegaard; Callahan; Carlisle; Christenson; Christopherson; Clark; Coats; Dalrymple; DeKrey; Delmore; Dorso; Drovdal; Fairfield; Froseth; Gerntholz; Glassheim; Grande; Grumbo; Gulleon; Gunter; Hanson; Hausauer; Hawken; Henegar; Jacobs; Jensen; Johnsen, C.; Johnson, D.; Keiser; Kelsh, S.; Kempenich; Kerzman; Kilzer; Klein; Kliniske; Kretschmar; Kroeplin; Kunkel; Mahoney; Maragos; Martinson; Mickelson; Monson; Nicholas; Nichols; Niemeier; Oban; Poolman; Price; Rennerfeldt; Rose; Sabby; Sandvig; Schmidt; Skarphol; Soukup; Stenehjerm; Svedjan; Sveen; Thoreson; Thorpe; Tollefson; Torgerson; Wardner; Warner; Wentz; Wilkie; Speaker Timm

**NAYS:** Belter; Boehm; Brown; Byerly; Carlson; Delzer; Devlin; Freier; Gorder; Koppelman; Murphy; Nelson; Olson; Renner; Thompson; Weisz

**ABSENT AND NOT VOTING:** Galvin; Grosz; Huether; Kelsch, R.; Lloyd; Nottestad; Wald

Engrossed SB 2266 passed and the title was agreed to.

\*\*\*\*\*

**MOTION**

**REP. FREIER MOVED** that the House stand in recess until 3:30 p.m., which motion prevailed.

**THE HOUSE RECONVENED** pursuant to recess taken, with Speaker Timm presiding.

**SECOND READING OF SENATE BILL**

**SB 2327:** A BILL for an Act to amend and reenact subsection 9 of section 47-30.1-01 and section 47-30.1-14 of the North Dakota Century Code, relating to gift certificates and the definition of intangible property under the Uniform Unclaimed Property Act.

**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 52 YEAS, 37 NAYS, 0 EXCUSED, 8 ABSENT AND NOT VOTING.

**YEAS:** Axtman; Belter; Berg; Bernstein; Brown; Brusegaard; Byerly; Carlisle; Carlson; Christopherson; Clark; DeKrey; Devlin; Dorso; Drovdal; Freier; Froseth; Grande; Gunter; Hanson; Hausauer; Hawken; Henegar; Jacobs; Jensen; Johnsen, C.; Johnson, D.; Keiser; Kelsh, S.; Kempenich; Kilzer; Kliniske; Kunkel; Mickelson; Nelson; Nicholas; Olson; Poolman; Price; Rennerfeldt; Schmidt; Skarphol; Soukup; Stenehjøm; Svedjan; Sveen; Thoreson; Tollefson; Torgerson; Wald; Weisz; Speaker Timm

**NAYS:** Aarsvold; Boehm; Brandenburg; Callahan; Christenson; Coats; Delmore; Delzer; Fairfield; Gerntholz; Glassheim; Gorder; Grumbo; Guleson; Kerzman; Klein; Koppelman; Kretschmar; Kroeplin; Mahoney; Maragos; Martinson; Monson; Murphy; Nichols; Niemeier; Oban; Renner; Rose; Sabby; Sandvig; Thompson; Thorpe; Wardner; Warner; Wentz; Wilkie

**ABSENT AND NOT VOTING:** Boucher; Dalrymple; Galvin; Grosz; Huether; Kelsch, R.; Lloyd; Nottestad

Engrossed SB 2327 passed and the title was agreed to.

\*\*\*\*\*

### SECOND READING OF SENATE BILL

**SB 2352:** A BILL for an Act to amend and reenact subsection 1 of section 39-06.1-06 of the North Dakota Century Code, relating to fees for nonmoving violations.

### 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 74 YEAS, 14 NAYS, 0 EXCUSED, 9 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Axtman; Belter; Berg; Bernstein; Brandenburg; Brown; Callahan; Carlisle; Christenson; Christopherson; Coats; DeKrey; Delmore; Devlin; Dorso; Drovdal; Fairfield; Freier; Froseth; Gerntholz; Glassheim; Gorder; Grande; Grumbo; Guleson; Gunter; Hanson; Hausauer; Hawken; Henegar; Jacobs; Jensen; Johnsen, C.; Johnson, D.; Keiser; Kelsh, S.; Kempenich; Kerzman; Kilzer; Klein; Koppelman; Kretschmar; Kroeplin; Kunkel; Mahoney; Martinson; Mickelson; Monson; Nicholas; Nichols; Niemeier; Oban; Olson; Price; Rose; Sabby; Sandvig; Schmidt; Skarphol; Soukup; Stenehjøm; Svedjan; Sveen; Thompson; Thoreson; Thorpe; Tollefson; Torgerson; Wardner; Warner; Weisz; Wentz; Wilkie

**NAYS:** Boehm; Brusegaard; Byerly; Carlson; Clark; Delzer; Kliniske; Murphy; Nelson; Poolman; Renner; Rennerfeldt; Wald; Speaker Timm

**ABSENT AND NOT VOTING:** Boucher; Dalrymple; Galvin; Grosz; Huether; Kelsch, R.; Lloyd; Maragos; Nottestad

Reengrossed SB 2352 passed and the title was agreed to.

\*\*\*\*\*

### SECOND READING OF SENATE BILL

**SB 2357:** A BILL for an Act to create and enact a new section to chapter 14-09 of the North Dakota Century Code, relating to the interference with visitation.

### 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 89 YEAS, 0 NAYS, 0 EXCUSED, 8 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Axtman; Belter; Berg; Bernstein; Boehm; Brandenburg; Brown; Brusegaard; Byerly; Callahan; Carlisle; Carlson; Christenson; Christopherson; Clark; Coats; Dalrymple; DeKrey; Delmore; Delzer; Devlin; Dorso; Drovdal; Fairfield; Freier; Froseth; Gerntholz; Glassheim; Gorder; Grande; Grumbo; Guleson; Gunter; Hanson; Hausauer; Hawken; Jacobs; Jensen; Johnsen, C.; Johnson, D.; Keiser; Kelsh, S.; Kempenich; Kerzman; Kilzer; Klein; Kliniske; Koppelman; Kretschmar; Kroeplin; Kunkel; Mahoney; Maragos; Martinson; Mickelson; Monson; Murphy; Nelson; Nicholas; Nichols; Niemeier; Oban; Olson; Poolman; Price; Renner; Rennerfeldt; Rose; Sabby; Sandvig; Schmidt; Skarphol; Soukup; Stenehjøm; Svedjan; Sveen; Thompson; Thoreson; Thorpe; Tollefson; Torgerson; Wald; Wardner; Warner; Weisz; Wentz; Wilkie; Speaker Timm

**ABSENT AND NOT VOTING:** Boucher; Galvin; Grosz; Henegar; Huether; Kelsch, R.; Lloyd; Nottestad

Engrossed SB 2357 passed and the title was agreed to.

\*\*\*\*\*

### SECOND READING OF SENATE BILL

**SB 2394:** A BILL for an Act to amend and reenact sections 43-25-03, 43-25-05, 43-25-07, 43-25-08, 43-25-09, 43-25-10, 43-25-11, 43-25-12, 43-25-13, and 43-25-18 of the North Dakota Century Code, relating to North Dakota board of massage and massage therapist licensure; and to repeal section 43-25-01 of the North Dakota Century Code, relating to massage.

### 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 71 YEAS, 19 NAYS, 0 EXCUSED, 7 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Axtman; Belter; Berg; Bernstein; Brown; Callahan; Carlisle; Carlson; Christenson; Christopherson; Coats; Dalrymple; DeKrey; Delmore; Dorso; Fairfield; Froeth; Gerntholz; Glassheim; Gorder; Grande; Grumbo; Gulleson; Gunter; Hanson; Hausauer; Hawken; Henegar; Jacobs; Jensen; Johnsen, C.; Johnson, D.; Keiser; Kelsh, S.; Kerzman; Kilzer; Klein; Koppelman; Kretschmar; Kunkel; Mahoney; Maragos; Martinson; Mickelson; Monson; Nicholas; Nichols; Niemeier; Oban; Olson; Price; Renner; Rose; Sabby; Sandvig; Schmidt; Skarphol; Soukup; Stenehjerm; Svedjan; Sveen; Thompson; Thoreson; Thorpe; Tollefson; Wald; Wardner; Warner; Wentz; Wilkie

**NAYS:** Boehm; Brandenburg; Brusegaard; Byerly; Clark; Delzer; Devlin; Drovda; Freier; Kempenich; Kliniske; Kroeplin; Murphy; Nelson; Poolman; Rennerfeldt; Torgerson; Weisz; Speaker Timm

**ABSENT AND NOT VOTING:** Boucher; Galvin; Grosz; Huether; Kelsch, R.; Lloyd; Nottestad

Engrossed SB 2394 passed and the title was agreed to.

\*\*\*\*\*

### SECOND READING OF SENATE CONCURRENT RESOLUTION

**SCR 4014:** A concurrent resolution directing the Legislative Council to study the feasibility and desirability of restructuring county government.

### ROLL CALL

The question being on the final adoption of the resolution, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 71 YEAS, 20 NAYS, 0 EXCUSED, 6 ABSENT AND NOT VOTING.

**YEAS:** Axtman; Belter; Berg; Bernstein; Boehm; Boucher; Brandenburg; Brown; Byerly; Callahan; Carlisle; Carlson; Christenson; Christopherson; Clark; Coats; Dalrymple; Delmore; Delzer; Dorso; Drovda; Freier; Froeth; Gerntholz; Glassheim; Gorder; Grande; Hanson; Hausauer; Hawken; Henegar; Jensen; Johnsen, C.; Johnson, D.; Keiser; Kelsh, S.; Kempenich; Kerzman; Kilzer; Klein; Kliniske; Koppelman; Kretschmar; Kroeplin; Kunkel; Mahoney; Maragos; Martinson; Mickelson; Monson; Nicholas; Oban; Olson; Poolman; Price; Renner; Rennerfeldt; Sabby; Sandvig; Schmidt; Soukup; Stenehjerm; Svedjan; Thompson; Thoreson; Thorpe; Tollefson; Torgerson; Wentz; Wilkie; Speaker Timm

**NAYS:** Aarsvold; Brusegaard; DeKrey; Devlin; Fairfield; Grumbo; Gulleson; Gunter; Jacobs; Murphy; Nelson; Nichols; Niemeier; Rose; Skarphol; Sveen; Wald; Wardner; Warner; Weisz

**ABSENT AND NOT VOTING:** Galvin; Grosz; Huether; Kelsch, R.; Lloyd; Nottestad

Engrossed SCR 4014 was declared adopted on a roll call vote.

\*\*\*\*\*

**SECOND READING OF SENATE CONCURRENT RESOLUTION**

**SCR 4050:** A concurrent resolution directing the Legislative Council to study taxation and regulatory incentives for the lignite industry in order to improve its competitive position in the energy marketplace.

**ROLL CALL**

The question being on the final adoption of the resolution, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 91 YEAS, 0 NAYS, 0 EXCUSED, 6 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Axtman; Belter; Berg; Bernstein; Boehm; Boucher; Brandenburg; Brown; Brusegaard; Byerly; Callahan; Carlisle; Carlson; Christenson; Christopherson; Clark; Coats; Dalrymple; DeKrey; Delmore; Delzer; Devlin; Dorso; Drovdal; Fairfield; Freier; Froseth; Gerntholz; Glassheim; Gorder; Grande; Grumbo; Gulleson; Gunter; Hanson; Hausauer; Hawken; Henegar; Jacobs; Jensen; Johnsen, C.; Johnson, D.; Keiser; Kelsh, S.; Kempenich; Kerzman; Kilzer; Klein; Kliniske; Koppelman; Kretschmar; Kroeplin; Kunkel; Mahoney; Maragos; Martinson; Mickelson; Monson; Murphy; Nelson; Nicholas; Nichols; Niemeier; Oban; Olson; Poolman; Price; Renner; Rennerfeldt; Rose; Sabby; Sandvig; Schmidt; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Thorpe; Tollefson; Torgerson; Wald; Wardner; Warner; Weisz; Wentz; Wilkie; Speaker Timm

**ABSENT AND NOT VOTING:** Galvin; Grosz; Huether; Kelsch, R.; Lloyd; Nottestad

SCR 4050 was declared adopted on a roll call vote.

\*\*\*\*\*

**SECOND READING OF SENATE BILL**

**SB 2114:** A BILL for an Act to create and enact two new sections to chapter 54-44.3 and a new subsection to section 54-44.3-12 of the North Dakota Century Code, relating to federal grants for merit systems, agencies subject to the state merit system, and the rules for merit system compliance; to amend and reenact sections 39-03-03, 39-03-13, 52-02-01, 52-02-06, 54-44.3-06, 54-44.3-09, 57-01-05, and 65-02-01 of the North Dakota Century Code, relating to appeals of highway patrol disciplinary actions, job service North Dakota merit appointments, personnel board meetings, duties of the central personnel division director with respect to the merit system, tax commissioner merit appointments, and workers' compensation merit appointments; and to repeal chapter 54-42 of the North Dakota Century Code, relating to the merit system council.

**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, 6 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Axtman; Belter; Berg; Bernstein; Boehm; Boucher; Brandenburg; Brown; Brusegaard; Byerly; Callahan; Carlisle; Carlson; Christenson; Christopherson; Clark; Coats; Dalrymple; DeKrey; Delmore; Delzer; Devlin; Dorso; Drovdal; Fairfield; Freier; Froseth; Gerntholz; Glassheim; Gorder; Grande; Grumbo; Gulleson; Gunter; Hanson; Hausauer; Hawken; Henegar; Jacobs; Jensen; Johnsen, C.; Johnson, D.; Keiser; Kelsh, S.; Kempenich; Kerzman; Kilzer; Klein; Kliniske; Koppelman; Kretschmar; Kroeplin; Kunkel; Mahoney; Maragos; Martinson; Mickelson; Monson; Murphy; Nelson; Nicholas; Nichols; Niemeier; Oban; Olson; Poolman; Price; Renner; Rennerfeldt; Rose; Sabby; Sandvig; Schmidt; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Thorpe; Tollefson; Torgerson; Wald; Wardner; Warner; Weisz; Wentz; Wilkie; Speaker Timm

**ABSENT AND NOT VOTING:** Galvin; Grosz; Huether; Kelsch, R.; Lloyd; Nottestad

SB 2114 passed and the title was agreed to.

\*\*\*\*\*

**SECOND READING OF SENATE BILL**

**SB 2138:** A BILL for an Act to amend and reenact section 54-06-25 of the North Dakota Century Code, relating to the appointment of members to the state employees compensation commission; 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 88 YEAS, 3 NAYS, 0 EXCUSED, 6 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Axtman; Belter; Berg; Bernstein; Boehm; Boucher; Brandenburg; Brown; Brusegaard; Callahan; Carlisle; Christenson; Christopherson; Clark; Coats; Dalrymple; DeKrey; Delmore; Delzer; Devlin; Dorso; Drovdal; Fairfield; Freier; Froseth; Gerntholz; Glassheim; Gorder; Grande; Grumbo; Gulleson; Gunter; Hanson; Hausauer; Hawken; Henegar; Jacobs; Jensen; Johnsen, C.; Johnson, D.; Keiser; Kelsh, S.; Kempenich; Kerzman; Kilzer; Klein; Kliniske; Koppelman; Kretschmar; Kroeplin; Kunkel; Mahoney; Maragos; Martinson; Mickelson; Monson; Murphy; Nelson; Nicholas; Nichols; Niemeier; Oban; Olson; Poolman; Price; Renner; Rennerfeldt; Rose; Sabby; Sandvig; Schmidt; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Thorpe; Tollefson; Torgerson; Wald; Wardner; Warner; Weisz; Wentz; Wilkie; Speaker Timm

**NAYS:** Byerly; Carlson; Skarphol

**ABSENT AND NOT VOTING:** Galvin; Grosz; Huether; Kelsch, R.; Lloyd; Nottestad

Engrossed SB 2138 passed, the title was agreed to, and the emergency clause was declared carried.

\*\*\*\*\*

**SECOND READING OF SENATE BILL**

**SB 2150:** A BILL for an Act to amend and reenact section 54-02-01 of the North Dakota Century Code, relating to permitted uses of the great seal; 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 90 YEAS, 1 NAY, 0 EXCUSED, 6 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Axtman; Belter; Berg; Bernstein; Boehm; Boucher; Brandenburg; Brown; Brusegaard; Byerly; Callahan; Carlisle; Carlson; Christenson; Christopherson; Clark; Coats; Dalrymple; DeKrey; Delmore; Delzer; Devlin; Dorso; Drovdal; Fairfield; Freier; Froseth; Gerntholz; Glassheim; Gorder; Grande; Grumbo; Gulleson; Gunter; Hanson; Hausauer; Hawken; Henegar; Jacobs; Jensen; Johnsen, C.; Johnson, D.; Keiser; Kelsh, S.; Kempenich; Kerzman; Kilzer; Klein; Kliniske; Koppelman; Kretschmar; Kroeplin; Kunkel; Mahoney; Maragos; Martinson; Mickelson; Monson; Murphy; Nelson; Nicholas; Nichols; Niemeier; Oban; Olson; Poolman; Price; Renner; Rennerfeldt; Rose; Sabby; Sandvig; Schmidt; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Thorpe; Tollefson; Torgerson; Wald; Wardner; Weisz; Wentz; Wilkie; Speaker Timm

**NAYS:** Warner

**ABSENT AND NOT VOTING:** Galvin; Grosz; Huether; Kelsch, R.; Lloyd; Nottestad

Engrossed SB 2150 passed, the title was agreed to, and the emergency clause was declared carried.

\*\*\*\*\*

**SECOND READING OF SENATE BILL**

**SB 2264:** A BILL for an Act to provide for exemptions from hours of service provisions for intrastate commercial drivers; 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 90 YEAS, 0 NAYS, 0 EXCUSED, 7 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Axtman; Belter; Berg; Bernstein; Boehm; Boucher; Brandenburg; Brown; Brusegaard; Byerly; Callahan; Carlisle; Carlson; Christenson; Christopherson; Clark; Coats; Dalrymple; DeKrey; Delmore; Delzer; Devlin; Dorso; Drovdal; Fairfield; Freier; Froseth; Gerntholz; Glassheim; Gorder; Grande; Grumbo; Gulleson; Gunter; Hanson; Hausauer; Hawken; Henegar; Jacobs; Jensen; Johnsen, C.; Johnson, D.; Keiser;

Kelsh, S.; Kempenich; Kerzman; Kilzer; Klein; Kliniske; Koppelman; Kretschmar; Kroeplin; Kunkel; Mahoney; Maragos; Martinson; Mickelson; Monson; Murphy; Nelson; Nicholas; Nichols; Niemeier; Oban; Olson; Poolman; Price; Renner; Rennerfeldt; Rose; Sandvig; Schmidt; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Thorpe; Tollefson; Torgerson; Wald; Wardner; Warner; Weisz; Wentz; Wilkie; Speaker Timm

**ABSENT AND NOT VOTING:** Galvin; Grosz; Huether; Kelsch, R.; Lloyd; Nottestad; Sabby

Engrossed SB 2264 passed, the title was agreed to, and the emergency clause was declared carried.

\*\*\*\*\*

## SECOND READING OF SENATE BILL

**SB 2295:** A BILL for an Act to amend and reenact subsection 1 of section 41-09-16 and section 41-09-41 of the North Dakota Century Code, relating to real estate descriptions in financing statements covering crops.

## 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 89 YEAS, 2 NAYS, 0 EXCUSED, 6 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Axtman; Belter; Berg; Bernstein; Boehm; Boucher; Brandenburg; Brown; Byerly; Callahan; Carlisle; Carlson; Christenson; Christopherson; Clark; Coats; Dalrymple; DeKrey; Delmore; Delzer; Devlin; Dorso; Drovdal; Fairfield; Freier; Froseth; Gerntholz; Glassheim; Gorder; Grande; Grumbo; Guleson; Gunter; Hanson; Hausauer; Hawken; Henegar; Jacobs; Jensen; Johnsen, C.; Johnson, D.; Keiser; Kelsh, S.; Kempenich; Kerzman; Kilzer; Klein; Kliniske; Koppelman; Kroeplin; Kunkel; Mahoney; Maragos; Martinson; Mickelson; Monson; Murphy; Nelson; Nicholas; Nichols; Niemeier; Oban; Olson; Poolman; Price; Renner; Rennerfeldt; Rose; Sabby; Sandvig; Schmidt; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Thorpe; Tollefson; Torgerson; Wald; Wardner; Warner; Weisz; Wentz; Wilkie; Speaker Timm

**NAYS:** Brusegaard; Kretschmar

**ABSENT AND NOT VOTING:** Galvin; Grosz; Huether; Kelsch, R.; Lloyd; Nottestad

SB 2295 passed and the title was agreed to.

\*\*\*\*\*

## SECOND READING OF SENATE BILL

**SB 2302:** A BILL for an Act to amend and reenact section 16.1-07-05 of the North Dakota Century Code, relating to applying for an absentee ballot.

## ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 82 YEAS, 9 NAYS, 0 EXCUSED, 6 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Axtman; Belter; Berg; Bernstein; Boehm; Boucher; Brandenburg; Brown; Brusegaard; Byerly; Callahan; Carlisle; Christenson; Christopherson; Coats; Dalrymple; DeKrey; Delmore; Devlin; Dorso; Drovdal; Fairfield; Freier; Froseth; Gerntholz; Glassheim; Gorder; Grumbo; Guleson; Gunter; Hanson; Hausauer; Hawken; Henegar; Jensen; Johnsen, C.; Johnson, D.; Keiser; Kelsh, S.; Kempenich; Kerzman; Kilzer; Klein; Kliniske; Koppelman; Kretschmar; Kroeplin; Kunkel; Mahoney; Maragos; Martinson; Mickelson; Monson; Nelson; Nicholas; Nichols; Niemeier; Oban; Olson; Poolman; Price; Renner; Rennerfeldt; Rose; Sabby; Sandvig; Schmidt; Stenehjem; Svedjan; Sveen; Thoreson; Thorpe; Tollefson; Torgerson; Wald; Wardner; Warner; Weisz; Wentz; Wilkie; Speaker Timm

**NAYS:** Carlson; Clark; Delzer; Grande; Jacobs; Murphy; Skarphol; Soukup; Thompson

**ABSENT AND NOT VOTING:** Galvin; Grosz; Huether; Kelsch, R.; Lloyd; Nottestad

Engrossed SB 2302 passed and the title was agreed to.

\*\*\*\*\*

**SECOND READING OF SENATE CONCURRENT RESOLUTION**

**SCR 4039:** A concurrent resolution directing the Legislative Council to study the feasibility and desirability of implementing voter registration.

**ROLL CALL**

The question being on the final adoption of the resolution, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 11 YEAS, 78 NAYS, 0 EXCUSED, 8 ABSENT AND NOT VOTING.

**YEAS:** Bernstein; Clark; Coats; Hawken; Jensen; Kliniske; Maragos; Mickelson; Poolman; Svedjan; Wentz

**NAYS:** Aarsvold; Axtman; Belter; Berg; Boehm; Boucher; Brandenburg; Brown; Brusegaard; Byerly; Callahan; Carlisle; Carlson; Christenson; Christopherson; Dalrymple; DeKrey; Delmore; Delzer; Devlin; Drovdal; Fairfield; Freier; Froseth; Gerntholz; Glassheim; Gorder; Grande; Grumbo; Gulleeson; Gunter; Hanson; Hausauer; Henegar; Jacobs; Johnsen, C.; Johnson, D.; Keiser; Kelsh, S.; Kempenich; Kerzman; Kilzer; Klein; Koppelman; Kretschmar; Kroeplin; Kunkel; Mahoney; Martinson; Monson; Murphy; Nelson; Nichols; Niemeier; Oban; Olson; Price; Renner; Rennerfeldt; Rose; Sabby; Sandvig; Schmidt; Skarphol; Soukup; Stenehjem; Sveen; Thompson; Thoreson; Thorpe; Tollefson; Torgerson; Wald; Wardner; Warner; Weisz; Wilkie; Speaker Timm

**ABSENT AND NOT VOTING:** Dorso; Galvin; Grosz; Huether; Kelsch, R.; Lloyd; Nicholas; Nottestad

SCR 4039 was declared lost on a roll call vote.

\*\*\*\*\*

**SECOND READING OF SENATE CONCURRENT RESOLUTION**

**SCR 4056:** A concurrent resolution urging the State Department of Health to utilize its rulemaking authority to strengthen the remediation and long-term liability requirements for solid waste disposal.

The question being on the final adoption of the resolution, which has been read, and has committee recommendation of DO PASS.

SCR 4056 was declared lost on a verification vote.

\*\*\*\*\*

**SECOND READING OF SENATE BILL**

**SB 2128:** A BILL for an Act to amend and reenact sections 12-59-02, 12-59-04, 12-59-05, 12-59-07, 12-59-08, 12-59-09, 12-59-10, 12-59-15, and subsections 1 and 2 of section 12.1-33-02.1, relating to parole proceedings, records, requirements, and violations; and to repeal section 12-59-16, relating to execution of an order for recommitment of a prisoner.

**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 78 YEAS, 13 NAYS, 0 EXCUSED, 6 ABSENT AND NOT VOTING.

**YEAS:** Axtman; Belter; Berg; Boehm; Boucher; Brandenburg; Brown; Brusegaard; Callahan; Carlisle; Carlson; Christenson; Christopherson; Coats; Dalrymple; DeKrey; Delmore; Devlin; Dorso; Drovdal; Fairfield; Freier; Froseth; Gerntholz; Glassheim; Grande; Grumbo; Gulleeson; Gunter; Hanson; Hausauer; Hawken; Henegar; Jacobs; Jensen; Johnsen, C.; Johnson, D.; Keiser; Kelsh, S.; Kempenich; Kerzman; Kilzer; Klein; Kliniske; Koppelman; Kretschmar; Kunkel; Mahoney; Maragos; Martinson; Mickelson; Murphy; Nelson; Nicholas; Nichols; Niemeier; Oban; Poolman; Price; Renner; Rennerfeldt; Rose; Sabby; Sandvig; Schmidt; Skarphol; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Thorpe; Tollefson; Wardner; Weisz; Wentz; Wilkie; Speaker Timm

**NAYS:** Aarsvold; Bernstein; Byerly; Clark; Delzer; Gorder; Kroeplin; Monson; Olson; Soukup; Torgerson; Wald; Warner

**ABSENT AND NOT VOTING:** Galvin; Grosz; Huether; Kelsch, R.; Lloyd; Nottestad

Engrossed SB 2128, as amended, passed and the title was agreed to.

\*\*\*\*\*

**SECOND READING OF SENATE CONCURRENT RESOLUTIONS ON CONSENT  
CALENDAR**

- SCR 4019:** A concurrent resolution directing the Legislative Council to study the adequacy of transportation funding in North Dakota.
- SCR 4020:** A concurrent resolution directing the Legislative Council to study and develop a long-term plan for the investigatory and penological support mechanisms of the criminal justice system.
- SCR 4024:** A concurrent resolution directing the Legislative Council to study the development of an electronic mail and records management policy for governmental entities.
- SCR 4027:** A concurrent resolution requesting the North Dakota Department of Transportation to study the feasibility and desirability of upgrading United States Highway 281 to an all-year load-free highway.
- SCR 4032:** A concurrent resolution urging the United States Department of Agriculture to support efforts to restore competition in the livestock packing industry.
- SCR 4033:** A concurrent resolution urging the Congress of the United States and the United States Army Corps of Engineers to assume responsibility for Missouri River bank erosion downstream from all Pick-Sloan Project dams, including the Garrison Dam to Oahe Reservoir reach in North Dakota, and to continue a program of annually appropriating funds for the maintenance and construction of bank protection projects.
- SCR 4034:** A concurrent resolution urging the United States Army Corps of Engineers to include provisions for the protection of recreation, municipal, industrial, irrigation, and other interests on the Missouri River in North Dakota in developing a revised master manual for the future operation of the Pick-Sloan Project.
- SCR 4035:** A concurrent resolution congratulating the North American Indigenous Games TEAM North Dakota, an indigenous sports organization comprised of members from the Spirit Lake Nation; Standing Rock Sioux; Three Affiliated Tribes; and Turtle Mountain Band of Chippewa, for successfully securing the bid to host the 1999 North American Indigenous Games in Fargo, North Dakota, to be held July 28 through August 27, 1999.
- SCR 4044:** A concurrent resolution directing the Legislative Council to study ways of improving the filing of agricultural liens so losses resulting from incomplete or inaccurate information can be reduced.
- SCR 4055:** A concurrent resolution directing the Legislative Council to study the potential for expansion of extended area telecommunications service.

**ROLL CALL**

The question being on the final adoption of the resolutions, which have been read, the roll was called and there were 90 YEAS, 0 NAYS, 0 EXCUSED, 7 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Axtman; Belter; Berg; Bernstein; Boehm; Boucher; Brandenburg; Brown; Brusegaard; Byerly; Callahan; Carlisle; Carlson; Christenson; Christopherson; Clark; Coats; Dalrymple; DeKrey; Delmore; Delzer; Devlin; Dorso; Drovda; Freier; Froseth; Gertholz; Glassheim; Gorder; Grande; Grumbo; Gulleon; Gunter; Hanson; Hausauer; Hawken; Henegar; Jacobs; Jensen; Johnsen, C.; Johnson, D.; Keiser; Kelsh, S.; Kempenich; Kerzman; Kilzer; Klein; Kliniske; Koppelman; Kretschmar; Kroeplin; Kunkel; Mahoney; Maragos; Martinson; Mickelson; Monson; Murphy; Nelson; Nicholas; Nichols; Niemeier; Oban; Olson; Poolman; Price; Renner; Rennerfeldt; Rose; Sabby; Sandvig; Schmidt; Skarphol; Soukup; Stenehjelm; Svedjan; Sveen; Thompson; Thoreson; Thorpe; Tollefson; Torgerson; Wald; Wardner; Warner; Weisz; Wentz; Wilkie; Speaker Timm

**ABSENT AND NOT VOTING:** Fairfield; Galvin; Grosz; Huether; Kelsch, R.; Lloyd; Nottestad

SCR 4019, Engrossed SCR 4020, Engrossed SCR 4024, SCR 4027, SCR 4032, SCR 4033, SCR 4034, SCR 4035, SCR 4044, and SCR 4055 were declared adopted on a recorded roll call vote.

\*\*\*\*\*

**CONSIDERATION OF MESSAGE FROM THE SENATE**

**REP. KRETSCHMAR MOVED** that the House do concur in the Senate amendments to HB 1079 as printed on HJ page 855, which motion prevailed.

HB 1079, as amended, was placed on the Eleventh order of business on the calendar.

**SECOND READING OF HOUSE BILL**

**HB 1079:** A BILL for an Act to create and enact a new section to chapter 12.1-23 of the North Dakota Century Code, relating to the penalty for unauthorized use of a law enforcement officer's firearm.

**ROLL CALL**

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 90 YEAS, 0 NAYS, 0 EXCUSED, 7 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Axtman; Belter; Berg; Bernstein; Boehm; Boucher; Brandenburg; Brown; Brusegaard; Byerly; Callahan; Carlisle; Carlson; Christenson; Christopherson; Clark; Coats; Dalrymple; DeKrey; Delmore; Delzer; Devlin; Dorso; Drovdal; Freier; Froseth; Gerntholz; Glassheim; Gorder; Grande; Grumbo; Guleson; Gunter; Hanson; Hausauer; Hawken; Henegar; Jacobs; Jensen; Johnsen, C.; Johnson, D.; Keiser; Kelsh, S.; Kempenich; Kerzman; Kilzer; Klein; Kliniske; Koppelman; Kretschmar; Kroeplin; Kunkel; Mahoney; Maragos; Martinson; Mickelson; Monson; Murphy; Nelson; Nicholas; Nichols; Niemeier; Oban; Olson; Poolman; Price; Renner; Rennerfeldt; Rose; Sabby; Sandvig; Schmidt; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Thorpe; Tollefson; Torgerson; Wald; Wardner; Warner; Weisz; Wentz; Wilkie; Speaker Timm

**ABSENT AND NOT VOTING:** Fairfield; Galvin; Grosz; Huether; Kelsch, R.; Lloyd; Nottestad

HB 1079, as amended, passed and the title was agreed to.

\*\*\*\*\*

**CONSIDERATION OF MESSAGE FROM THE SENATE**

**REP. KRETSCHMAR MOVED** that the House do concur in the Senate amendments to Engrossed HB 1093 as printed on HJ pages 928-930, which motion prevailed.

Engrossed HB 1093, as amended, was placed on the Eleventh order of business on the calendar.

**SECOND READING OF HOUSE BILL**

**HB 1093:** A BILL for an Act to create and enact sections 14-12.2-33.1, 14-12.2-33.2, 14-12.2-33.3, 14-12.2-33.4, 14-12.2-33.5, 14-12.2-46.1, and 14-12.2-46.2 of the North Dakota Century Code, relating to the Uniform Interstate Family Support Act; to amend and reenact subsections 6, 7, 16, 19, and 20 of section 14-12.2-01, sections 14-12.2-07, 14-12.2-08, 14-12.2-10, 14-12.2-16, subsections 1 and 5 of section 14-12.2-17, section 14-12.2-18, subsection 2 of section 14-12.2-19, sections 14-12.2-33, 14-12.2-39, subsections 1 and 3 of section 14-12.2-40, sections 14-12.2-45, 14-12.2-46, and 14-12.2-47 of the North Dakota Century Code, relating to the Uniform Interstate Family Support Act; and to provide a penalty.

**ROLL CALL**

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 90 YEAS, 0 NAYS, 0 EXCUSED, 7 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Axtman; Belter; Berg; Bernstein; Boehm; Boucher; Brandenburg; Brown; Brusegaard; Byerly; Callahan; Carlisle; Carlson; Christenson; Christopherson; Clark; Coats; Dalrymple; DeKrey; Delmore; Delzer; Devlin; Dorso; Drovdal; Freier; Froseth; Gerntholz; Glassheim; Gorder; Grande; Grumbo; Guleson; Gunter; Hanson; Hausauer; Hawken; Henegar; Jacobs; Jensen; Johnsen, C.; Johnson, D.; Keiser; Kelsh, S.; Kempenich; Kerzman; Kilzer; Klein; Kliniske; Koppelman; Kretschmar; Kroeplin; Kunkel; Mahoney; Maragos; Martinson; Mickelson; Monson; Murphy; Nelson; Nicholas; Nichols; Niemeier; Oban; Olson; Poolman; Price; Renner; Rennerfeldt; Rose; Sabby; Sandvig; Schmidt; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Thorpe; Tollefson; Torgerson; Wald; Wardner; Warner; Weisz; Wentz; Wilkie; Speaker Timm

**ABSENT AND NOT VOTING:** Fairfield; Galvin; Grosz; Huether; Kelsch, R.; Lloyd; Nottestad

Engrossed HB 1093, as amended, passed and the title was agreed to.

\*\*\*\*\*

**CONSIDERATION OF MESSAGE FROM THE SENATE**

**REP. KRETSCHMAR MOVED** that the House do concur in the Senate amendments to HB 1195 as printed on HJ page 802, which motion prevailed.

HB 1195, as amended, was placed on the Eleventh order of business on the calendar.

**SECOND READING OF HOUSE BILL**

**HB 1195:** A BILL for an Act to amend and reenact subsections 5 and 6 of section 12.1-32-01, subsection 1 of section 27-09.1-07, sections 40-05-06, and 40-18-14 of the North Dakota Century Code, relating to misdemeanor monetary penalties.

**ROLL CALL**

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 90 YEAS, 0 NAYS, 0 EXCUSED, 7 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Axtman; Belter; Berg; Bernstein; Boehm; Boucher; Brandenburg; Brown; Brusegaard; Byerly; Callahan; Carlisle; Carlson; Christenson; Christopherson; Clark; Coats; Dalrymple; DeKrey; Delmore; Delzer; Devlin; Dorso; Drovda; Freier; Froseth; Gerntholz; Glassheim; Gorder; Grande; Grumbo; Gulleon; Gunter; Hanson; Hausauer; Hawken; Henegar; Jacobs; Jensen; Johnsen, C.; Johnson, D.; Keiser; Kelsh, S.; Kempenich; Kerzman; Kilzer; Klein; Kliniske; Koppelman; Kretschmar; Kroeplin; Kunkel; Mahoney; Maragos; Martinson; Mickelson; Monson; Murphy; Nelson; Nicholas; Nichols; Niemeier; Oban; Olson; Poolman; Price; Renner; Rennerfeldt; Rose; Sabby; Sandvig; Schmidt; Skarphol; Soukup; Stenehjerm; Svedjan; Sveen; Thompson; Thoreson; Thorpe; Tollefson; Torgerson; Wald; Wardner; Warner; Weisz; Wentz; Wilkie; Speaker Timm

**ABSENT AND NOT VOTING:** Fairfield; Galvin; Grosz; Huether; Kelsch, R.; Lloyd; Nottestad

HB 1195, as amended, passed and the title was agreed to.

\*\*\*\*\*

**CONSIDERATION OF MESSAGE FROM THE SENATE**

**REP. BELTER MOVED** that the House do concur in the Senate amendments to Engrossed HB 1223 as printed on HJ page 858, which motion prevailed.

Engrossed HB 1223, as amended, was placed on the Eleventh order of business on the calendar.

**SECOND READING OF HOUSE BILL**

**HB 1223:** A BILL for an Act to create and enact a new section to chapter 6-08 of the North Dakota Century Code, relating to the return of instruments issued without sufficient funds; and to amend and reenact sections 6-08-16 and 6-08-16.2 of the North Dakota Century Code, relating to collection on instruments issued without sufficient funds.

**ROLL CALL**

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 72 YEAS, 19 NAYS, 0 EXCUSED, 6 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Axtman; Belter; Berg; Bernstein; Boucher; Brandenburg; Brusegaard; Byerly; Carlisle; Christopherson; Clark; Coats; Dalrymple; Delmore; Devlin; Dorso; Drovda; Freier; Froseth; Gerntholz; Glassheim; Gorder; Grande; Grumbo; Gulleon; Gunter; Hanson; Hausauer; Hawken; Henegar; Jensen; Johnsen, C.; Keiser; Kelsh, S.; Kempenich; Kilzer; Klein; Kliniske; Koppelman; Kretschmar; Kroeplin; Kunkel; Mahoney; Maragos; Martinson; Mickelson; Nicholas; Nichols; Niemeier; Oban; Olson; Poolman; Price; Renner; Rennerfeldt; Rose; Sabby; Schmidt; Skarphol; Soukup; Stenehjerm; Svedjan; Sveen; Thoreson; Tollefson; Torgerson; Wald; Wardner; Wentz; Wilkie; Speaker Timm

**NAYS:** Boehm; Brown; Callahan; Carlson; Christenson; DeKrey; Delzer; Fairfield; Jacobs; Johnson, D.; Kerzman; Monson; Murphy; Nelson; Sandvig; Thompson; Thorpe; Warner; Weisz

**ABSENT AND NOT VOTING:** Galvin; Grosz; Huether; Kelsch, R.; Lloyd; Nottestad

Engrossed HB 1223 passed, as amended, and the title was agreed to.

\*\*\*\*\*

**CONSIDERATION OF MESSAGE FROM THE SENATE**

**REP. SKARPHOL MOVED** that the House do concur in the Senate amendments to Engrossed HB 1224 as printed on HJ pages 906-907, which motion prevailed.

Engrossed HB 1224, as amended, was placed on the Eleventh order of business on the calendar.

**SECOND READING OF HOUSE BILL**

**HB 1224:** A BILL for an Act to create and enact a new section to chapter 39-06.2 of the North Dakota Century Code, relating to commercial drivers transporting agricultural commodities; to amend and reenact section 39-21-44 of the North Dakota Century Code, relating to the transportation of hazardous materials; 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 91 YEAS, 0 NAYS, 0 EXCUSED, 6 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Axtman; Belter; Berg; Bernstein; Boehm; Boucher; Brandenburg; Brown; Brusegaard; Byerly; Callahan; Carlisle; Carlson; Christenson; Christopherson; Clark; Coats; Dalrymple; DeKrey; Delmore; Delzer; Devlin; Dorso; Drovdal; Fairfield; Freier; Froseth; Gerntholz; Glassheim; Gorder; Grande; Grumbo; Gulleson; Gunter; Hanson; Hausauer; Hawken; Henegar; Jacobs; Jensen; Johnsen, C.; Johnson, D.; Keiser; Kelsh, S.; Kempenich; Kerzman; Kilzer; Klein; Kliniske; Koppelman; Kretschmar; Kroeplin; Kunkel; Mahoney; Maragos; Martinson; Mickelson; Monson; Murphy; Nelson; Nicholas; Nichols; Niemeier; Oban; Olson; Poolman; Price; Renner; Rennerfeldt; Rose; Sabby; Sandvig; Schmidt; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Thorpe; Tollefson; Torgerson; Wald; Wardner; Warner; Weisz; Wentz; Wilkie; Speaker Timm

**ABSENT AND NOT VOTING:** Galvin; Grosz; Huether; Kelsch, R.; Lloyd; Nottestad

Engrossed HB 1224, as amended, passed, the title was agreed to, and the emergency clause was declared carried.

\*\*\*\*\*

**CONSIDERATION OF MESSAGE FROM THE SENATE**

**REP. OLSON MOVED** that the House do concur in the Senate amendments to HB 1302 as printed on HJ page 906, which motion prevailed.

HB 1302, as amended, was placed on the Eleventh order of business on the calendar.

**SECOND READING OF HOUSE BILL**

**HB 1302:** A BILL for an Act to amend and reenact section 20.1-03-17 of the North Dakota Century Code, relating to appointment of agents and use of out-of-state vendors by county auditors to sell game and fish licenses.

**ROLL CALL**

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 65 YEAS, 25 NAYS, 0 EXCUSED, 7 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Axtman; Belter; Berg; Bernstein; Boucher; Brandenburg; Brown; Brusegaard; Byerly; Carlson; Christenson; Christopherson; Clark; Dalrymple; Devlin; Dorso; Drovdal; Fairfield; Freier; Froseth; Glassheim; Grande; Grumbo; Gulleson; Gunter; Hanson; Hausauer; Hawken; Henegar; Jacobs; Jensen; Johnsen, C.; Johnson, D.; Keiser; Kempenich; Kerzman; Kilzer; Klein; Koppelman; Kretschmar; Kroeplin; Maragos; Mickelson; Monson; Nelson; Nichols; Oban; Olson; Renner; Rennerfeldt; Rose; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thoreson; Tollefson; Wald; Wardner; Warner; Wentz; Wilkie; Speaker Timm

**NAYS:** Boehm; Callahan; Carlisle; Coats; DeKrey; Delmore; Delzer; Gerntholz; Gorder; Kelsh, S.; Kliniske; Kunkel; Mahoney; Martinson; Murphy; Nicholas; Poolman; Price; Sabby; Sandvig; Schmidt; Thompson; Thorpe; Torgerson; Weisz

**ABSENT AND NOT VOTING:** Galvin; Grosz; Huether; Kelsch, R.; Lloyd; Niemeier; Nottestad

HB 1302, as amended, passed and the title was agreed to.

\*\*\*\*\*

#### CONSIDERATION OF MESSAGE FROM THE SENATE

**REP. BELTER MOVED** that the House do concur in the Senate amendments to Engrossed HB 1332 as printed on HJ pages 886-887, which motion prevailed.

Engrossed HB 1332, as amended, was placed on the Eleventh order of business on the calendar.

#### SECOND READING OF HOUSE BILL

**HB 1332:** A BILL for an Act to create and enact a new subdivision to subsection 6 of section 57-38-38 and a new subsection to section 57-38-62 of the North Dakota Century Code, relating to the exemption of penalties on refunded income taxes from an amended return or claim and permitting the application of a tax overpayment for a year as an estimated tax payment for the succeeding year; to amend and reenact section 57-38-35.2 and subsections 1 and 2 of section 57-38-45 of the North Dakota Century Code, relating to income tax interest and penalties; and to provide an effective date.

#### ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 90 YEAS, 0 NAYS, 0 EXCUSED, 7 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Axtman; Belter; Berg; Bernstein; Boehm; Boucher; Brandenburg; Brown; Brusegaard; Byerly; Callahan; Carlisle; Carlson; Christenson; Christopherson; Clark; Coats; Dalrymple; DeKrey; Delmore; Delzer; Devlin; Dorso; Drovdal; Fairfield; Freier; Froseth; Gerntholz; Glassheim; Gorder; Grande; Grumbo; Gulleson; Gunter; Hanson; Hausauer; Hawken; Henegar; Jacobs; Jensen; Johnsen, C.; Johnson, D.; Keiser; Kelsh, S.; Kempenich; Kerzman; Kilzer; Klein; Kliniske; Koppelman; Kretschmar; Kroepelin; Kunkel; Mahoney; Maragos; Martinson; Mickelson; Monson; Murphy; Nelson; Nicholas; Nichols; Oban; Olson; Poolman; Price; Renner; Rennerfeldt; Rose; Sabby; Sandvig; Schmidt; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Thorpe; Tollefson; Torgerson; Wald; Wardner; Warner; Weisz; Wentz; Wilkie; Speaker Timm

**ABSENT AND NOT VOTING:** Galvin; Grosz; Huether; Kelsch, R.; Lloyd; Niemeier; Nottestad

Engrossed HB 1332, as amended, passed and the title was agreed to.

\*\*\*\*\*

#### CONSIDERATION OF MESSAGE FROM THE SENATE

**REP. KRETSCHMAR MOVED** that the House do concur in the Senate amendments to Engrossed HB 1371 as printed on HJ page 859, which motion prevailed.

Engrossed HB 1371, as amended, was placed on the Eleventh order of business on the calendar.

#### SECOND READING OF HOUSE BILL

**HB 1371:** A BILL for an Act to amend and reenact section 5-02-09 of the North Dakota Century Code, relating to the establishment of local regulations.

#### ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 90 YEAS, 0 NAYS, 0 EXCUSED, 7 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Axtman; Belter; Berg; Bernstein; Boehm; Brandenburg; Brown; Brusegaard; Byerly; Callahan; Carlisle; Carlson; Christenson; Christopherson; Clark; Coats; Dalrymple; DeKrey; Delmore; Delzer; Devlin; Dorso; Drovdal; Fairfield; Freier; Froseth; Gerntholz; Glassheim; Gorder; Grande; Grumbo; Gulleson; Gunter; Hanson; Hausauer; Hawken; Henegar; Jacobs; Jensen; Johnsen, C.; Johnson, D.; Keiser; Kelsh, S.; Kempenich; Kerzman; Kilzer; Klein; Kliniske; Koppelman; Kretschmar; Kroepelin; Kunkel; Mahoney; Maragos; Martinson; Mickelson; Monson; Murphy; Nelson; Nicholas; Nichols; Niemeier; Oban; Olson; Poolman; Price; Renner; Rennerfeldt; Rose; Sabby; Sandvig; Schmidt; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Thorpe; Tollefson; Torgerson; Wald; Wardner; Warner; Weisz; Wentz; Wilkie; Speaker Timm

**ABSENT AND NOT VOTING:** Boucher; Galvin; Grosz; Huether; Kelsch, R.; Lloyd; Nottestad



Engrossed HB 1371, as amended, passed and the title was agreed to.

\*\*\*\*\*

#### CONSIDERATION OF MESSAGE FROM THE SENATE

**REP. BERG MOVED** that the House do concur in the Senate amendments to Engrossed HB 1384 as printed on HJ page 859, which motion prevailed.

Engrossed HB 1384, as amended, was placed on the Eleventh order of business on the calendar.

#### SECOND READING OF HOUSE BILL

**HB 1384:** A BILL for an Act to amend and reenact sections 43-09-22 and 43-09-23 of the North Dakota Century Code, relating to the inspections and penalties imposed by the state electrical board.

#### ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 60 YEAS, 29 NAYS, 0 EXCUSED, 8 ABSENT AND NOT VOTING.

**YEAS:** Axtman; Belter; Berg; Bernstein; Byerly; Callahan; Carlisle; Carlson; Christenson; Christopherson; Clark; Coats; Dalrymple; Delmore; Dorso; Freier; Froseth; Glassheim; Grande; Grumbo; Gunter; Hanson; Hausauer; Hawken; Henegar; Jacobs; Jensen; Johnsen, C.; Johnson, D.; Keiser; Kelsh, S.; Kempenich; Kilzer; Klein; Kretschmar; Kunkel; Mahoney; Maragos; Martinson; Mickelson; Monson; Murphy; Nicholas; Oban; Poolman; Price; Rennerfeldt; Rose; Sandvig; Skarphol; Soukup; Stenehjerm; Svedjan; Sveen; Thoreson; Thorpe; Tollefson; Wardner; Wentz; Speaker Timm

**NAYS:** Aarsvold; Boehm; Brown; Brusegaard; DeKrey; Delzer; Devlin; Drovdal; Fairfield; Gerntholz; Gorder; Gulleon; Kerzman; Kliniske; Koppelman; Kroeplin; Nelson; Nichols; Niemeier; Olson; Renner; Sabby; Schmidt; Thompson; Torgerson; Wald; Warner; Weisz; Wilkie

**ABSENT AND NOT VOTING:** Boucher; Brandenburg; Galvin; Grosz; Huether; Kelsch, R.; Lloyd; Nottestad

Engrossed HB 1384, as amended, passed and the title was agreed to.

\*\*\*\*\*

#### CONSIDERATION OF MESSAGE FROM THE SENATE

**REP. SKARPHOL MOVED** that the House do concur in the Senate amendments to HB 1186 as printed on HJ page 906, which motion prevailed.

HB 1186, as amended, was placed on the Eleventh order of business on the calendar.

#### SECOND READING OF HOUSE BILL

**HB 1186:** A BILL for an Act to amend and reenact subsection 1 of section 39-12-04 of the North Dakota Century Code, relating to commercial movement of fertilizer spreaders and agricultural chemical applicators; 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 91 YEAS, 0 NAYS, 0 EXCUSED, 6 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Axtman; Belter; Berg; Bernstein; Boehm; Boucher; Brandenburg; Brown; Brusegaard; Byerly; Callahan; Carlisle; Carlson; Christenson; Christopherson; Clark; Coats; Dalrymple; DeKrey; Delmore; Delzer; Devlin; Dorso; Drovdal; Fairfield; Freier; Froseth; Gerntholz; Glassheim; Gorder; Grande; Grumbo; Gulleon; Gunter; Hanson; Hausauer; Hawken; Henegar; Jacobs; Jensen; Johnsen, C.; Johnson, D.; Keiser; Kelsh, S.; Kempenich; Kerzman; Kilzer; Klein; Kliniske; Koppelman; Kretschmar; Kroeplin; Kunkel; Mahoney; Maragos; Martinson; Mickelson; Monson; Murphy; Nelson; Nicholas; Nichols; Niemeier; Oban; Olson; Poolman; Price; Renner; Rennerfeldt; Rose; Sabby; Sandvig; Schmidt; Skarphol; Soukup; Stenehjerm; Svedjan; Sveen; Thompson; Thoreson; Thorpe; Tollefson; Torgerson; Wald; Wardner; Warner; Weisz; Wentz; Wilkie; Speaker Timm

**ABSENT AND NOT VOTING:** Galvin; Grosz; Huether; Kelsch, R.; Lloyd; Nottestad

HB 1186, as amended, passed, the title was agreed to, and the emergency clause was declared carried.

\*\*\*\*\*

#### CONSIDERATION OF MESSAGE FROM THE SENATE

**REP. KRETSCHMAR MOVED** that the House do concur in the Senate amendments to HB 1234 as printed on HJ page 859, which motion prevailed.

HB 1234, as amended, was placed on the Eleventh order of business on the calendar.

#### SECOND READING OF HOUSE BILL

**HB 1234:** A BILL for an Act to amend and reenact sections 15-47-06, 16.1-16-01, 40-21-13, and 40-21-17 of the North Dakota Century Code, relating to school district, city, and statewide election recounts.

#### ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 91 YEAS, 0 NAYS, 0 EXCUSED, 6 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Axtman; Belter; Berg; Bernstein; Boehm; Boucher; Brandenburg; Brown; Brusegaard; Byerly; Callahan; Carlisle; Carlson; Christenson; Christopherson; Clark; Coats; Dalrymple; DeKrey; Delmore; Delzer; Devlin; Dorso; Drovdal; Fairfield; Freier; Froseth; Gerntholz; Glassheim; Gorder; Grande; Grumbo; Gulleson; Gunter; Hanson; Hausauer; Hawken; Henegar; Jacobs; Jensen; Johnsen, C.; Johnson, D.; Keiser; Kelsh, S.; Kempenich; Kerzman; Kilzer; Klein; Kliniske; Koppelman; Kretschmar; Kroeplin; Kunkel; Mahoney; Maragos; Martinson; Mickelson; Monson; Murphy; Nelson; Nicholas; Nichols; Niemeier; Oban; Olson; Poolman; Price; Renner; Rennerfeldt; Rose; Sabby; Sandvig; Schmidt; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Thorpe; Tollefson; Torgerson; Wald; Wardner; Warner; Weisz; Wentz; Wilkie; Speaker Timm

**ABSENT AND NOT VOTING:** Galvin; Grosz; Huether; Kelsch, R.; Lloyd; Nottestad

HB 1234, as amended, passed and the title was agreed to.

\*\*\*\*\*

#### CONSIDERATION OF MESSAGE FROM THE SENATE

**REP. KRETSCHMAR MOVED** that the House do concur in the Senate amendments to Engrossed HB 1323 as printed on HJ page 859, which motion prevailed.

Engrossed HB 1323, as amended, was placed on the Eleventh order of business on the calendar.

#### SECOND READING OF HOUSE BILL

**HB 1323:** A BILL for an Act to amend and reenact section 28-20-08 of the North Dakota Century Code, relating to real property judgments.

#### ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 91 YEAS, 0 NAYS, 0 EXCUSED, 6 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Axtman; Belter; Berg; Bernstein; Boehm; Boucher; Brandenburg; Brown; Brusegaard; Byerly; Callahan; Carlisle; Carlson; Christenson; Christopherson; Clark; Coats; Dalrymple; DeKrey; Delmore; Delzer; Devlin; Dorso; Drovdal; Fairfield; Freier; Froseth; Gerntholz; Glassheim; Gorder; Grande; Grumbo; Gulleson; Gunter; Hanson; Hausauer; Hawken; Henegar; Jacobs; Jensen; Johnsen, C.; Johnson, D.; Keiser; Kelsh, S.; Kempenich; Kerzman; Kilzer; Klein; Kliniske; Koppelman; Kretschmar; Kroeplin; Kunkel; Mahoney; Maragos; Martinson; Mickelson; Monson; Murphy; Nelson; Nicholas; Nichols; Niemeier; Oban; Olson; Poolman; Price; Renner; Rennerfeldt; Rose; Sabby; Sandvig; Schmidt; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Thorpe; Tollefson; Torgerson; Wald; Wardner; Warner; Weisz; Wentz; Wilkie; Speaker Timm

**ABSENT AND NOT VOTING:** Galvin; Grosz; Huether; Kelsch, R.; Lloyd; Nottestad

Engrossed HB 1323, as amended, passed and the title was agreed to.

\*\*\*\*\*

**CONSIDERATION OF MESSAGE FROM THE SENATE**

**REP. POOLMAN MOVED** that the House do concur in the Senate amendments to Engrossed HB 1442 as printed on HJ page 887, which motion prevailed.

Engrossed HB 1442, as amended, was placed on the Eleventh order of business on the calendar.

**SECOND READING OF HOUSE BILL**

**HB 1442:** A BILL for an Act to amend and reenact section 48-01.1-03 of the North Dakota Century Code, relating to publication of advertising for bids for public improvement projects.

**ROLL CALL**

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 88 YEAS, 3 NAYS, 0 EXCUSED, 6 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Axtman; Belter; Berg; Bernstein; Boehm; Boucher; Brandenburg; Brown; Brusegaard; Byerly; Callahan; Carlisle; Carlson; Christenson; Christopherson; Clark; Coats; Dalrymple; DeKrey; Delmore; Delzer; Devlin; Dorso; Drovdal; Fairfield; Freier; Froseth; Gerntholz; Glassheim; Gorder; Grande; Grumbo; Guleson; Gunter; Hanson; Hausauer; Henegar; Jacobs; Jensen; Johnsen, C.; Johnson, D.; Keiser; Kelsh, S.; Kempenich; Kerzman; Kilzer; Klein; Kliniske; Koppelman; Kretschmar; Kroeplin; Kunkel; Mahoney; Mickelson; Monson; Murphy; Nelson; Nicholas; Nichols; Niemeier; Oban; Olson; Poolman; Price; Renner; Rennerfeldt; Rose; Sabby; Sandvig; Schmidt; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Thorpe; Tollefson; Torgerson; Wald; Wardner; Warner; Weisz; Wentz; Wilkie; Speaker Timm

**NAYS:** Hawken; Maragos; Martinson

**ABSENT AND NOT VOTING:** Galvin; Grosz; Huether; Kelsch, R.; Lloyd; Nottestad

Engrossed HB 1442, as amended, passed and the title was agreed to.

\*\*\*\*\*

**MOTION**

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

**MOTION**

**REP. FREIER MOVED** that the House be on the Fifth, Thirteenth, and Sixteenth orders of business and at the conclusion of those orders, the House stand adjourned until 1:00 p.m., Tuesday, March 18, 1997, which motion prevailed.

**REPORT OF STANDING COMMITTEE**

**SB 2001, as engrossed: Appropriations Committee (Rep. Dalrymple, Chairman)** recommends **DO PASS** (16 YEAS, 5 NAYS, 1 ABSENT AND NOT VOTING). Engrossed SB 2001 was placed on the Fourteenth order on the calendar.

**REPORT OF STANDING COMMITTEE**

**SB 2009, as engrossed: Appropriations Committee (Rep. Dalrymple, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (18 YEAS, 2 NAYS, 2 ABSENT AND NOT VOTING). Engrossed SB 2009 was placed on the Sixth order on the calendar.

Page 1, line 10, replace "Youth premiums" with "Premiums"

Renumber accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:**

DEPARTMENT 665 - STATE FAIR

HOUSE - This amendment removes the youth premiums line item and replaces it with a premiums line item as recommended in the executive budget that may be used to pay premiums for all State Fair exhibitors rather than only youth exhibitors as included in the Senate version.

A total of \$320,000 from the general fund is provided for premiums, the same amount provided by the Senate for only youth premiums and \$39,864 more than the executive recommendation for premiums.

**REPORT OF STANDING COMMITTEE**

**SB 2013, as engrossed: Appropriations Committee (Rep. Dalrymple, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (17 YEAS, 0 NAYS, 5 ABSENT AND NOT VOTING). Engrossed SB 2013 was placed on the Sixth order on the calendar.

Page 1, line 2, replace "; and to amend and reenact section 15-03-04 of the North Dakota" with "and to provide for a coal development impact loan to Oliver County."

Page 1, remove line 3

Page 2, replace lines 4 through 16 with:

**"SECTION 5. COAL DEVELOPMENT IMPACT LOAN TO OLIVER COUNTY.**

During the 1997-99 biennium, the board of university and school lands shall make a loan, pursuant to section 57-62-03, of up to \$300,000 at an annual interest rate of two percent, to Oliver County for the purpose of providing funding for road improvements on the public road from state highway 25 to the Baukol-Noonan, Incorporated, facility."

Renumber accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:**

DEPARTMENT 226 - LAND DEPARTMENT

HOUSE - This amendment removes Section 5 of the engrossed bill, which would have prohibited the Board of University and School Lands from investing in real property without prior legislative approval.

This amendment also directs the Board of University and School Lands to provide a \$300,000 loan to Oliver County for road improvements.

**REPORT OF STANDING COMMITTEE**

**SB 2028, as reengrossed: Appropriations Committee (Rep. Dalrymple, Chairman)** recommends **DO PASS** (13 YEAS, 5 NAYS, 4 ABSENT AND NOT VOTING). Reengrossed SB 2028 was placed on the Fourteenth order on the calendar.

**REPORT OF STANDING COMMITTEE**

**SB 2056: Government and Veterans Affairs Committee (Rep. Wardner, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (13 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING). SB 2056 was placed on the Sixth order on the calendar.

Page 1, line 1, after "reenact" insert "section 54-03-20 and"

Page 1, line 2, after "to" insert "expense reimbursement for members of the legislative assembly and" and after "employees" insert "; to provide for retroactive application; and to declare an emergency"

Page 1, after line 3, insert:

**"SECTION 1. AMENDMENT.** Section 54-03-20 of the 1995 Supplement to the North Dakota Century Code is amended and reenacted as follows:

**54-03-20. Compensation and expense reimbursement of members of the legislative assembly.** Each member of the legislative assembly of the state of North Dakota is entitled to receive as compensation for services the sum of ninety dollars for each calendar day during any organizational, special, or regular legislative session. Each member of the legislative assembly is entitled to receive reimbursement for lodging, which may not exceed a maximum of six hundred dollars per calendar month for lodging in state, at the rates and in the manner provided in section 44-08-04 for each calendar day during the period of any organizational, special, or regular session. Members of the legislative assembly who receive reimbursement for lodging are also entitled to reimbursement for travel for not to exceed one round trip taken during any calendar week, or portion of a week, the legislative assembly is in session, between their residences and the place of meeting of the legislative assembly, at the rate provided for state employees with the additional limitation that reimbursement for travel by common carrier may be only at the cost of coach fare and may not exceed ~~thirty-five cents per mile based upon air~~ one and one-half times the amount the member would be entitled to receive as mileage reimbursement for travel by motor vehicle. A member of

the legislative assembly who does not receive reimbursement for lodging and whose place of residence in the legislative district that the member represents is not within the city of Bismarck is entitled to reimbursement at the rate provided for state employees for necessary travel for not to exceed one round trip taken per day between the residence and the place of meeting of the legislative assembly when it is in session and may receive reimbursement for lodging at the place of meeting of the legislative assembly as provided in section 44-08-04 for each calendar day for which round trip travel reimbursement is not claimed, provided that the total reimbursement may not exceed six hundred dollars per month. The amount to which each legislator is entitled must be paid following the organizational session in December and following each month during a regular or special session.

A day, or portion of a day, spent in traveling to or returning from an organizational, special, or regular session must be included as a calendar day during a legislative session for the purposes of this section.

In addition, each member is entitled to receive during the term for which the member was elected, as compensation for the execution of public duties during the biennium, the sum of one hundred eighty dollars a month, which is payable every six months. If a member dies or resigns from office during the member's term, the member may be paid only the allowances provided for in this section for the period for which the member was actually a member.

Attendance at any organizational, special, or regular session of the legislative assembly by any member is a conclusive presumption of entitlement as set out in this section and compensation and expense allowances must be excluded from gross income for income tax purposes to the extent permitted for federal income tax purposes under section 127 of the Economic Recovery Tax Act of 1981 [Pub. L. 97-34; 95 Stat. 202; 26 U.S.C. 162(i)]."

Page 2, after line 14, insert:

**"SECTION 3. RETROACTIVE APPLICATION.** Section 1 of this Act is retroactive in application to January 1, 1997.

**SECTION 4. EMERGENCY.** This Act is declared to be an emergency measure."

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

**SB 2132: Industry, Business and Labor Committee (Rep. Berg, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (14 YEAS, 1 NAYS, 0 ABSENT AND NOT VOTING). SB 2132 was placed on the Sixth order on the calendar.

Page 2, line 1, replace "five" with "ten"

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

**SB 2145: Appropriations Committee (Rep. Dalrymple, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (20 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). SB 2145 was placed on the Sixth order on the calendar.

In addition to the amendments to Senate Bill No. 2145 as printed on page 833 of the House Journal, Senate Bill No. 2145 is further amended as follows:

Page 1, line 10, replace "about" with "attempting" and remove "any of the"

Page 1, line 11, remove "provisions of" and replace "of the rules" with "rule"

Page 1, line 12, remove "the provisions of"

Page 1, line 24, replace "acted" with "engaged in the conduct" and replace "in the sense that the person was aware of what the" with ", knowingly, or recklessly."

Page 2, remove line 1

Page 2, line 2, remove "was being violated is not required."

Page 2, line 3, remove "the provisions of"

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

**SB 2208, as engrossed: Human Services Committee (Rep. Price, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (11 YEAS, 2 NAYS, 1 ABSENT AND NOT VOTING). Engrossed SB 2208 was placed on the Sixth order on the calendar.

Page 1, line 16, replace "so that the person does not" with "to lower the risk of"

Page 1, line 21, overstrike "prevent" and after "effectively" insert "prevent"

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

**SB 2210, as engrossed: Industry, Business and Labor Committee (Rep. Berg, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (14 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). Engrossed SB 2210 was placed on the Sixth order on the calendar.

Page 56, line 13, replace "of" with "or"

Page 57, line 11, replace "A" with "Except as provided in subsection 2, a"

Page 57, line 22, after the underscored semicolon insert "or"

Page 57, remove lines 23 and 24

Page 57, line 25, replace "d" with "c" and replace "Subject to subsection 2, has" with "Has"

Page 57, line 28, replace the underscored comma with "or"

Page 57, line 29, remove ", or employee"

Page 57, line 31, replace the first underscored comma with "or" and remove ", or employee"

Page 69, line 7, replace "from" with "form"

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

**SB 2275, as engrossed: Education Committee (Rep. R. Kelsch, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO NOT PASS** (12 YEAS, 2 NAYS, 1 ABSENT AND NOT VOTING). Engrossed SB 2275 was placed on the Sixth order on the calendar.

Page 1, line 1, after "A BILL" replace the remainder of the bill with "for an Act to amend and reenact subsection 1 of section 15-60-10 of the North Dakota Century Code, relating to loans from the coal development trust fund."

#### BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

**SECTION 1. AMENDMENT.** Subsection 1 of section 15-60-10 of the 1995 Supplement to the North Dakota Century Code is amended and reenacted as follows:

1. The board may authorize the use of moneys deposited in the coal development trust fund established pursuant to section 21 of article X of the Constitution of North Dakota and subsection 1 of section 57-62-02 for the purpose of funding loans described in this chapter. The outstanding principal balance of loans funded under this chapter may not exceed ~~twenty-five~~ thirty-five million dollars. The board may adopt policies and rules for funding school construction loans."

Renumber accordingly

**REPORT OF STANDING COMMITTEE**

**SB 2301, as engrossed: Political Subdivisions Committee (Rep. Poolman, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (13 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). Engrossed SB 2301 was placed on the Sixth order on the calendar.

Page 1, line 7, remove "to provide for retroactive application;"

Page 1, line 23, replace "all data, information, reports, documents, findings," with "proceedings and records of"

Page 1, remove line 24

Page 2, line 1, remove "acquired by, or given to"

Page 5, remove lines 7 and 8

Renumber accordingly

**REPORT OF STANDING COMMITTEE**

**SB 2321, as engrossed: Appropriations Committee (Rep. Dalrymple, Chairman)** recommends **DO PASS** (11 YEAS, 9 NAYS, 2 ABSENT AND NOT VOTING). Engrossed SB 2321 was placed on the Fourteenth order on the calendar.

**REPORT OF STANDING COMMITTEE**

**SB 2349: Finance and Taxation Committee (Rep. Belter, Chairman)** recommends **DO PASS** (11 YEAS, 0 NAYS, 3 ABSENT AND NOT VOTING). SB 2349 was placed on the Fourteenth order on the calendar.

**REPORT OF STANDING COMMITTEE**

**SB 2369, as engrossed: Transportation Committee (Rep. Skarphol, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (12 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). Engrossed SB 2369 was placed on the Sixth order on the calendar.

Page 2, line 9, after "disposal" insert "into a nonhazardous waste landfill or the intentional and unlawful dumping into or on any land or water"

Renumber accordingly

**REPORT OF STANDING COMMITTEE**

**SB 2380, as engrossed: Transportation Committee (Rep. Skarphol, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (12 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). Engrossed SB 2380 was placed on the Sixth order on the calendar.

Page 1, line 16, replace "the" with "significant" and replace "hazardous" with "medication or other"

Renumber accordingly

**REPORT OF STANDING COMMITTEE**

**SB 2384, as engrossed: Political Subdivisions Committee (Rep. Poolman, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (10 YEAS, 4 NAYS, 0 ABSENT AND NOT VOTING). Engrossed SB 2384 was placed on the Sixth order on the calendar.

Page 2, line 3, replace "bisects" with "divides"

Renumber accordingly

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

**MR. SPEAKER:** The Senate has passed and your favorable consideration is requested on: SCR 4058.

**FIRST READING OF SENATE CONCURRENT RESOLUTION**

**SCR 4058:** A concurrent resolution expressing the consensus of the Legislative Assembly and urging the United States Army Corps of Engineers to design and construct the emergency outlet for Devils Lake.

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

**MESSAGE TO THE HOUSE FROM THE SENATE (WILLIAM C. PARKER, SECRETARY)**  
**MR. SPEAKER:** The Senate has amended and subsequently passed: HB 1089, HB 1147, HB 1158, HB 1159, HB 1324, HB 1337, HB 1359, HB 1478, HCR 3034, HCR 3046.

**SENATE AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1089**

Page 1, line 15, after "sentencing" insert ". The remaining life expectancy of the offender must be calculated on the date of sentencing.", after "to" insert "a", and replace "tables" with "table as established by rule by the supreme court"

Renumber accordingly

**SENATE AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1147**

Page 1, line 1, after "15-47" insert "and a new section to chapter 27-20"

Page 1, line 9, replace "or" with "and"

Page 2, line 4, replace "may" with "shall"

Page 2, after line 17, insert:

**"SECTION 3.** A new section to chapter 27-20 of the North Dakota Century Code is created and enacted as follows:

**Notification of school officials.** If a juvenile is alleged to have committed an offense specified in subsection 1 of section 1 of this Act, and the court determines the juvenile did not commit the offense, the court shall notify the juvenile's principal and school administrator of that determination."

Renumber accordingly

**SENATE AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1158**

Page 3, line 12, overstrike "The board of pardons."

Page 3, line 13, overstrike "o."

Page 3, line 14, overstrike "p." and insert immediately thereafter "o."

Page 3, line 15, overstrike "q." and insert immediately thereafter "p."

Page 3, line 17, overstrike "r." and insert immediately thereafter "q."

Page 3, line 18, overstrike "s." and insert immediately thereafter "r."

Page 3, line 19, overstrike "t." and insert immediately thereafter "s."

Page 3, line 21, overstrike "u." and insert immediately thereafter "t."

Page 3, line 24, overstrike "v." and insert immediately thereafter "u."

Page 3, line 26, overstrike "w." and insert immediately thereafter "v."

Renumber accordingly

**SENATE AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1159**

Page 2, line 19, remove "statewide or"

Renumber accordingly

**SENATE AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1324**

Page 1, line 12, after the underscored comma insert "the approximate age of the judgment debtor," and after the second "debtor" insert "if known"

Renumber accordingly

**SENATE AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1337**

Page 1, line 6, after "degree" insert "in counseling"

Page 1, line 7, replace "regionally or nationally accredited institution of higher education in" with "state-approved" and replace ". A person" with "program, with coursework and an internship in school counseling, as required for all counselors by the superintendent of



public instruction, provided the person has a valid North Dakota teaching certificate or will obtain one within five years from the date of first employment under the provisions of this section."

Page 1, remove lines 8 through 15

Renumber accordingly

#### SENATE AMENDMENTS TO HOUSE BILL NO. 1359

Page 1, line 9, remove the overstrike over "~~except marijuana~~" and insert immediately thereafter "in a quantity up to one ounce [28.35 grams]"

Renumber accordingly

#### SENATE AMENDMENTS TO HOUSE BILL NO. 1478

Page 1, line 1, remove "subdivision b of subsection 1 of"

Page 1, line 2, replace "expectant mothers" with "pregnant women"

Page 1, line 4, replace "Subdivision b of subsection 1 of section" with "Section"

Page 1, after line 5, insert:

#### "14-02.1-02.1. Printed information.

1. The state department of health shall ~~cause to be published~~ publish in English, and in every other language that the department determines is the primary language of a significant number of state residents, ~~within one hundred eighty days after July 1, 1994,~~ the following easily comprehensible printed materials:

- a. Geographically indexed materials designed to inform the woman of public and private agencies and services available to assist a woman through pregnancy, upon childbirth, and while the child is dependent, including adoption agencies. The materials must include a comprehensive list of the agencies available, a description of the services ~~they~~ the agencies offer and a description of the manner, including telephone numbers, in which ~~they might~~ the agencies may be contacted, or, at the option of the department, printed materials including a toll-free, twenty-four hour a day telephone number that may be called to obtain, orally, ~~such~~ a list and description of agencies in the locality of the caller and of the services ~~they~~ the agencies offer."

Page 1, line 7, overstrike "unborn child" and insert immediately thereafter "fetus" and overstrike "two-week" and insert immediately thereafter "four-week"

Page 1, line 9, overstrike "unborn child's"

Page 1, line 10, after "survival" insert "of the fetus", remove "or drawings", and replace "unborn" with "a fetus"

Page 1, line 11, remove "children", replace "two-week" with "four-week", and remove "or drawings"

Page 1, line 15, overstrike "unborn child" and insert immediately thereafter "fetus"

Page 1, after line 15, insert:

- "2. The materials required under this section must be available ~~at no~~ cost from the state department of health upon request and in appropriate number to any person, facility, or hospital."

Renumber accordingly

#### SENATE AMENDMENTS TO HOUSE CONCURRENT RESOLUTION NO. 3034

Page 1, line 6, remove "two to three times"

Renumber accordingly

**SENATE AMENDMENTS TO HOUSE CONCURRENT RESOLUTION NO. 3046**

Page 1, line 1, replace "barriers to" with "availability of"

Page 1, line 9, remove "which is over 14 percent"

Page 1, line 10, replace "many" with "some"

Page 1, remove lines 15 and 16

Page 1, line 21, replace "barriers to" with "availability of"

Renumber accordingly

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

**MR. SPEAKER:** The Senate has passed unchanged: HB 1044, HB 1132, HB 1188, HB 1353, HB 1401, HB 1463.

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

**MR. SPEAKER:** The Senate has amended and subsequently failed to pass: HB 1251.

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

**MR. SPEAKER:** The Senate has failed to pass: HB 1076, HB 1078.

**SIGNING OF BILLS AND RESOLUTIONS**

The Speaker signed the following enrolled bills and resolutions: HB 1064, HB 1122, HB 1202, HB 1214, HB 1242, HB 1246, HB 1249, HB 1275, HB 1292, HB 1305, HB 1310, HB 1334, HB 1335, HB 1380, HB 1395, HB 1402, HB 1434, HB 1436, HB 1437, HCR 3017, HCR 3028.

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

**MADAM PRESIDENT:** The Speaker has signed and your signature is respectfully requested on: HB 1064, HB 1122, HB 1202, HB 1214, HB 1242, HB 1246, HB 1249, HB 1275, HB 1292, HB 1305, HB 1310, HB 1334, HB 1335, HB 1380, HB 1395, HB 1402, HB 1434, HB 1436, HB 1437, HCR 3017, HCR 3028.

**SIGNING OF BILLS AND RESOLUTIONS**

The Speaker signed the following enrolled bills and resolutions: HB 1033, HB 1048, HB 1069, HB 1095, HB 1119, HB 1131, HB 1134, HB 1143, HB 1152, HB 1154, HB 1172, HB 1177, HB 1178, HB 1180, HB 1181, HB 1193, HB 1196, HB 1197, HB 1225, HB 1237, HB 1255, HB 1265, HB 1299, HB 1315, HB 1349, HB 1424, HB 1466, HB 1470, HCR 3030, HCR 3032, HCR 3033, HCR 3037.

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

**MADAM PRESIDENT:** The Speaker has signed and your signature is respectfully requested on: HB 1033, HB 1048, HB 1069, HB 1095, HB 1119, HB 1131, HB 1134, HB 1143, HB 1152, HB 1154, HB 1172, HB 1177, HB 1178, HB 1180, HB 1181, HB 1193, HB 1196, HB 1197, HB 1225, HB 1237, HB 1255, HB 1265, HB 1299, HB 1315, HB 1349, HB 1424, HB 1466, HB 1470, HCR 3030, HCR 3032, HCR 3033, HCR 3037.

**SIGNING OF BILLS AND RESOLUTIONS**

The Speaker signed the following enrolled bills and resolutions: HB 1042, HB 1045, HB 1160, HB 1169, HB 1260, HB 1286, HB 1294, HB 1343, HB 1345, HB 1405, HB 1428, HB 1471, HCR 3001, HCR 3018, HCR 3020, HCR 3029, HCR 3035, HCR 3039, HCR 3044, HCR 3052.

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

**MADAM PRESIDENT:** The Speaker has signed and your signature is respectfully requested on: HB 1042, HB 1045, HB 1160, HB 1169, HB 1260, HB 1286, HB 1294, HB 1343, HB 1345, HB 1405, HB 1428, HB 1471, HCR 3001, HCR 3018, HCR 3020, HCR 3029, HCR 3035, HCR 3039, HCR 3044, HCR 3052.

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

**ROY GILBREATH, Chief Clerk**