

JOURNAL OF THE HOUSE

Fifty-sixth Legislative Assembly

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Bismarck, April 12, 1999

The House convened at 9:00 a.m., with Speaker Wald presiding.

The prayer was offered by Representative Drovdal.

The roll was called and all members were present except Representatives Bernstein, Grande, Mickelson, and Renner.

A quorum was declared by the Speaker.

COMMUNICATION FROM GOVERNOR EDWARD T. SCHAFER

This is to inform you that on April 9, 1999, I have signed the following: HB 1035, HB 1040, HB 1093, HB 1151, HB 1158, HB 1167, HB 1174, HB 1175, HB 1256, HB 1281, HB 1304, HB 1307, HB 1310, HB 1365, HB 1444, HB 1447, and HB 1487.

MESSAGE TO THE SENATE FROM THE HOUSE (LANCE HAGEN, CHIEF CLERK)

MADAM PRESIDENT: The Speaker has signed and your signature is respectfully requested on the veto certification on HB 1266.

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

MR. SPEAKER: The President has appointed as a new conference committee to act with a like committee from the House on:

HB 1108: Sens. Krebsbach; Mutch; Heitkamp

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

MR. SPEAKER: The Senate has concurred in the House amendments and subsequently passed: SB 2419.

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

MR. SPEAKER: The President has appointed Sen. Robinson to replace Sen. Tallackson on the Conference Committee on HB 1012.

REPORT OF CONFERENCE COMMITTEE

HB 1017, as engrossed: Your conference committee (Sens. Holmberg, Grindberg, Tallackson and Reps. Bernstein, Timm, Kerzman) recommends that the **SENATE RECEDE** from the Senate amendments on HJ pages 1102-1103, adopt amendments as follows, and place HB 1017 on the Seventh order:

That the Senate recede from its amendments as printed on pages 1102 and 1103 of the House Journal and pages 971 and 972 of the Senate Journal and that Engrossed House Bill No. 1017 be amended as follows:

Page 1, line 2, after "Dakota" insert "; to provide for a report to the budget section; and to declare an emergency"

Page 1, line 9, replace "31,186,659" with "31,431,972"

Page 1, line 10, replace "10,318,989" with "11,237,676"

Page 1, line 14, replace "1,000,676" with "1,250,676"

Page 1, line 15, replace "51,864,230" with "53,278,230"

Page 1, line 16, replace "50,864,230" with "52,028,230"

Page 1, line 17, replace "1,000,000" with "1,250,000"

Page 1, after line 20, insert:

"SECTION 3. APPROPRIATION. The funds provided in this section, or so much of the funds as may be necessary, are hereby appropriated from special funds

derived from federal funds, to job service North Dakota for the purpose of defraying its expenses, for the period beginning with the effective date of this Act and ending June 30, 1999, as follows:

Operating expenses	\$707,580
Equipment	<u>460,600</u>
Total special funds	\$1,168,180"

Page 1, line 22, replace "\$1,000,676" with "\$1,250,676"

Page 2, line 4, replace "expanding businesses, newly" with "training to assist expanding businesses, new businesses creating new jobs, training which requires substantive instruction resulting from the introduction of new technologies or equipment, or training related to significant changes in business operations or production methods."

Page 2, remove lines 5 through 7

Page 2, line 8, after "**FUNDS**" insert "- **REPORT TO BUDGET SECTION**"

Page 2, line 9, after the period insert "All earnings on the asbestos abatement fund are to be deposited in the asbestos abatement fund."

Page 2, line 11, after the period insert "Job service North Dakota shall report to the budget section on the status of its asbestos abatement project."

Page 2, after line 20, insert:

"SECTION 9. EMERGENCY. Section 3 of this Act is declared to be an emergency measure."

ReNUMBER accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

DEPARTMENT 380 - JOB SERVICE NORTH DAKOTA

CONFERENCE COMMITTEE - This amendment makes the following changes:

	EXECUTIVE BUDGET	HOUSE VERSION	CONFERENCE COMMITTEE CHANGES	CONFERENCE COMMITTEE VERSION	SENATE VERSION	CONFERENCE COMPARISON TO SENATE VERSION
Salaries and wages	\$31,727,196	\$31,186,659	\$245,313	\$31,431,972	\$31,431,972	
Operating expenses	15,268,989	10,318,989	918,687	11,237,676	15,267,676	(\$4,030,000)
Equipment	887,100	887,100		887,100	887,100	
Capital improvements	493,553	493,553		493,553	493,553	
Grants	7,977,253	7,977,253		7,977,253	7,977,253	
Work Force 2000	<u>2,000,676</u>	<u>1,000,676</u>	<u>250,000</u>	<u>1,250,676</u>	<u>2,000,676</u>	(750,000)
Total all funds	\$58,354,767	\$51,864,230	\$1,414,000	\$53,278,230	\$58,058,230	(\$4,780,000)
Less special funds	<u>56,354,767</u>	<u>50,864,230</u>	<u>1,164,000</u>	<u>52,028,230</u>	<u>56,058,230</u>	(4,030,000)
General fund	\$2,000,000	\$1,000,000	\$250,000	\$1,250,000	\$2,000,000	(\$750,000)
FTE	390.40	387.40	3.00	390.40	390.40	0.00

Detail of Conference Committee changes to the House version includes:

	RESTORE SALARY FUNDING FROM CONTRACTING FEES	RESTORE A PORTION OF THE WORK FORCE 2000 FUNDING	RESTORE ASBESTOS SETTLEMENT PROCEEDS	REDUCE OASIS ADMINISTRATIVE FEE FUNDING	TOTAL CONFERENCE COMMITTEE CHANGES
Salaries and wages	\$250,000			(\$4,687)	\$245,313
Operating expenses	(250,000)		\$1,170,000	(1,313)	918,687
Equipment					
Capital improvements					
Grants					
Work Force 2000		<u>\$250,000</u>			<u>250,000</u>
Total all funds	\$0	\$250,000	\$1,170,000	(\$6,000)	\$1,414,000
Less special funds			<u>1,170,000</u>	<u>(6,000)</u>	<u>1,164,000</u>
General fund	\$0	\$250,000	\$0	\$0	\$250,000
FTE	3.00	0.00	0.00	0.00	3.00

Conference Committee changes narrative:

This amendment restores three information technology positions and transfers \$250,000 of other funds from the operating expenses line item (contracted services) to salaries and wages.

The amendment also restores the \$250,000 of general fund money for Work Force 2000 and \$1,170,000 of asbestos settlement proceeds.

The amendment also reduces the administrative costs paid from the OASIS fund by \$6,000, from \$16,000 to \$10,000.

The amendment also:

- Adds a requirement that Job Service report to the Budget Section on its asbestos abatement project; and
- Adds a section appropriating \$1,168,180 of federal funds to Job Service North Dakota for the 1997-99 biennium for implementation of a one-step career center delivery system (\$460,600) and to upgrade computer equipment and software for year 2000 issues (\$707,580).

Engrossed HB 1017 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE

HB 1131: Your conference committee (Sens. Cook, B. Stenehjem, Thompson and Reps. Mickelson, R. Kelsch, Mahoney) recommends that the **HOUSE ACCEDE** to the Senate amendments on HJ pages 1092-1093 and place HB 1131 on the Seventh order.

HB 1131 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE

HB 1443, as reengrossed: Your conference committee (Sens. Grindberg, Holmberg, Robinson and Reps. Poolman, Carlisle, Hoffner) recommends that the **SENATE RECEDE** from the Senate amendments on HJ pages 1143-1147, adopt amendments as follows, and place HB 1443 on the Seventh order:

That the Senate recede from its amendments as printed on pages 1143-1147 of the House Journal and pages 1024-1027 of the Senate Journal and that Reengrossed House Bill No. 1443 be amended as follows:

Page 1, line 1, after "A BILL" replace the remainder of the bill with "for an Act to create and enact five new sections to chapter 52-08 of the North Dakota Century Code, relating to work force training; to amend and reenact subsection 6 of section 15-10-01 and subsection 13 of section 15-10-17 of the North Dakota Century Code, relating to name changes of institutions of higher education; to repeal section 15-11-02.1 of the North Dakota Century Code, relating to supervision of the college at Devils Lake; and to provide an appropriation.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. AMENDMENT. Subsection 6 of section 15-10-01 of the North Dakota Century Code is amended and reenacted as follows:

6. The following ~~junior colleges and off-campus educational center:~~ Bismarck state college, ~~university of North Dakota—~~ Lake Region state college, and ~~the university of North Dakota—~~ Williston center state college.

SECTION 2. AMENDMENT. Subsection 13 of section 15-10-17 of the 1997 Supplement to the North Dakota Century Code is amended and reenacted as follows:

13. To establish a retirement program as an alternative to chapter 15-39.1 for employees of institutions under its control, subject to the following guidelines:
 - a. Benefits under the program ~~shall~~ must be provided through annuity contracts purchased by the board but which ~~shall~~ become the property of the participants;

- b. The cost of the annuity contracts ~~shall~~ must be defrayed by contributions made pursuant to rules of the state board of higher education;
- c. Eligible employees appointed before July 1, 1973, shall participate in the alternate retirement program only by their individual election. When the electing eligible employee is a member of the teachers' fund for retirement, the employee's assessments and employer's contributions together with interest credited at the current rate for one-year certificates then being paid by the Bank of North Dakota ~~shall must~~ be transferred to the employee's account in the alternate program. ~~Such~~ The election ~~shall must~~ be made ~~prior to~~ before July 1, 1980, and shall relinquish all rights the eligible employee or the employee's beneficiary may have to benefits provided in chapters 15-39 and 15-39.2;
- d. Employees of Bismarck state college and ~~university of North Dakota—~~ Lake Region state college coming under the jurisdiction of the board who are members of the teachers' fund for retirement may elect ~~prior to~~ before July 1, 1985, to continue membership in the teachers' fund for retirement in lieu of the alternate retirement program. If an employee does not elect to continue membership in the teachers' fund for retirement, membership in that fund will terminate and the employee will become a member of the alternate retirement program established by the board effective July 1, 1985. An employee of ~~the above-named these~~ colleges who becomes a member of the alternate retirement program may elect ~~prior to~~ before July 1, 1985, to have the employee's assessments and employer's contributions in the teachers' fund for retirement with interest transferred by the board of trustees of the teachers' fund for retirement to the employee's account in the alternate retirement program. If an employee elects to transfer the employee's assessment and employer's contributions together with interest to the alternate retirement program, the employee relinquishes all rights the employee or the employee's beneficiary may have to benefits provided in chapters 15-39, 15-39.1, and 15-39.2; and
- e. Employees of institutions under the control of the state board of higher education who are members of the public employees retirement system and who become entitled to participate in the alternate retirement program are entitled to a special annuity purchase in the alternate retirement program in accordance with this subdivision. An eligible employee who consents to have that employee's contribution included is entitled to have that employee's contribution and employer's contribution, with interest, in the public employees retirement system fund, used by the retirement board of the public employees retirement system to purchase for that employee an annuity in the alternate retirement program in lieu of any other rights under the public employees retirement fund. However, before the employer's contribution may be used for an annuity purchase, the employee's combined years of service with the public employees retirement system and the alternate retirement program must equal or exceed the years of service necessary to be eligible for retirement benefits under the public employees retirement system. An employee who transferred from the public employees retirement system ~~prior to~~ before March 30, 1987, and who received a refund of that employee's contribution is entitled to have the employer's contribution, with interest, used to purchase an annuity even if that employee did not purchase an annuity in the alternate employee program with the employee's contribution. If an employee makes the election allowed under this subdivision, that employee relinquishes all rights the employee or any of the employee's beneficiaries may have had to benefits provided under chapter 54-52.

The board shall provide for the administration of the alternate retirement program and establish rules ~~therefor for the program~~ consistent with ~~the foregoing guidelines~~ this subsection. ~~Nothing in this~~ This subsection ~~shall be construed in derogation of~~ does not derogate any existing retirement programs approved by the board.

SECTION 3. A new section to chapter 52-08 of the North Dakota Century Code is created and enacted as follows:

Institution to serve work force needs. Subject to state board of higher education policies, the president of an institution of higher education that is assigned primary responsibility for work force training shall establish a division or other unit within the institution to serve the work force needs of business and industry and to serve as a broker in arranging the delivery of training.

SECTION 4. A new section to chapter 52-08 of the North Dakota Century Code is created and enacted as follows:

Work force training board - Formation. Subject to state board of higher education policies, the president of an institution of higher education that is assigned primary responsibility for work force training shall appoint a work force training board consisting of representatives from businesses, labor, and industries located within the institution's delivery area. The work force training board must consist of at least seven but no more than fifteen members and must include at least one representative from either an Indian-owned business, the tribal government, or the tribal colleges within the designated region.

SECTION 5. A new section to chapter 52-08 of the North Dakota Century Code is created and enacted as follows:

Preparation of business plan - Revolving loans. Subject to state board of higher education policies, the president of an institution of higher education that is assigned primary responsibility for work force training shall prepare an annual business plan that must include provisions for use of the training capacity of the tribal colleges within the designated region, in consultation with the work force training board. The work force training board shall approve the business plan and make recommendations for funding of the business plan to the state board of higher education. The state board of higher education may establish for each institution of higher education assigned primary responsibility for work force training a revolving loan fund for work force training program startups using the borrowing authority provided in section 15-10-16.1.

SECTION 6. A new section to chapter 52-08 of the North Dakota Century Code is created and enacted as follows:

Performance measurements for work force training. Subject to state board of higher education policies, the president of an institution of higher education that is assigned primary responsibility for work force training shall develop, in consultation with the work force training board, performance measurements for work force training. The measurements must include requirements for being time sensitive and results oriented and must determine how well the training needs of business and industry are being met.

SECTION 7. A new section to chapter 52-08 of the North Dakota Century Code is created and enacted as follows:

Work force training - Investment fee.

1. Except for employers with fewer than twenty-five employees and public and private elementary and secondary schools, job service North Dakota shall assess each employer a work force training investment fee of three one-hundredths of one percent of taxable wages paid by the employer to employees during each calendar year. The work force training investment fee is a fee separate from contributions made under chapter 52-04 and may not be deposited in the unemployment compensation fund. Job service shall assess the fee on an annual basis and may assess the fee in the same manner as it collects contributions and taxable wages reported by reimbursing employers under chapter 52-04. The work force training investment fee payments may not be included in computing unemployment compensation rates assigned to employers and may not be deducted by an employer from the wages of the employer's employees.
2. Funds collected under this section must be deposited in a work force training investment account and used to provide work force training programs at institutions of higher education that are assigned primary responsibility for work force training as defined by the state board of higher education. Administrative costs incurred by job service for collection of the work force training investment fee and for costs related to the

establishment and maintenance of the work force training investment account must be paid from the work force training investment account. The funds may not be used by institutions of higher education for capital construction projects. The funds must be used to provide work force training, including operation and administration of a training division, acquisition of equipment, marketing, and program development. The institutions of higher education, job service, the work force 2000 advisory board and the tribal colleges in the state shall cooperate in addressing work force training needs in the state.

3. The state board of higher education shall establish up to four regions reflecting the geographical areas of work force training responsibility for the institutions of higher education eligible for funds under this section. Funds collected under this section must be allocated for use in the region of the state in which the funds were collected based upon covered employment, as defined by job service, in that region of the state.
4. Each institution of higher education providing a work force training program shall submit a report annually to the legislative council, the governor, the state board of higher education, the state board for vocational and technical education, and the North Dakota work force development council regarding the work force training programs receiving funds under this section.

SECTION 8. APPROPRIATION. There is hereby appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$875,000, or so much of the sum as may be necessary, to the state board for vocational and technical education for the purpose of contracting with institutions of higher education assigned primary responsibility for work force training in this state for the biennium beginning July 1, 1999, and ending June 30, 2001.

SECTION 9. APPROPRIATION. There is hereby appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$71,000, or so much of the sum as may be necessary, to job service North Dakota for the purpose of creating the collection structure and administering collection of the work force training investment fee for providing work force training programs under this Act, for the biennium beginning July 1, 1999, and ending June 30, 2001.

SECTION 10. APPROPRIATION. There is hereby appropriated out of any moneys in the work force training investment account, not otherwise appropriated, the sum of \$1,000,000, or so much of the sum as may be necessary, to the state board for vocational and technical education for the purpose of contracting with institutions of higher education assigned primary responsibility for providing work force training programs under this Act, for the biennium beginning July 1, 1999, and ending June 30, 2001.

SECTION 11. APPROPRIATION. There is hereby appropriated out of any moneys in the work force training investment account, not otherwise appropriated, the sum of \$40,000, or so much of the sum as may be necessary, to job service North Dakota for the purpose of administering the collection of the work force training investment fee for providing work force training programs under this Act, for the biennium beginning July 1, 1999, and ending June 30, 2001.

SECTION 12. REPEAL. Section 15-11-02.1 of the North Dakota Century Code is repealed."

Renumber accordingly

Reengrossed HB 1443 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE

REP. PRICE MOVED that the conference committee report on SB 2038 as printed on HJ pages 1341-1342 be adopted, which motion prevailed.

SB 2038, as amended, was placed on the Fourteenth order.

SECOND READING OF SENATE BILL

SB 2038: A BILL for an Act to provide for reports to the legislative council regarding the establishment of a traumatic brain-injured facility.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 93 YEAS, 0 NAYS, 0 EXCUSED, 5 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Belter; Berg; Boehm; Boucher; Brandenburg; Brekke; Brusegaard; Byerly; Carlisle; Carlson; Clark; Cleary; Dalrymple; DeKrey; Delmore; Delzer; Devlin; Disrud; Dorso; Drovdal; Eckre; Ekstrom; Fairfield; Froelich; Froseth; Glassheim; Gorder; Grosz; Grumbo; Gulleson; Gunter; Haas; Hanson; Hawken; Henegar; Herbel; Hoffner; Huether; Jensen; Johnson, D.; Johnson, N.; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Klein; Klemin; Kliniske; Koppang; Koppelman; Kroeber; Lemieux; Lloyd; Lundgren; Mahoney; Maragos; Martinson; Metcalf; Meyer; Monson; Mueller; Nelson; Nicholas; Nichols; Niemeier; Nottestad; Nowatzki; Pollert; Poolman; Porter; Price; Rennerfeldt; Rose; Sandvig; Schmidt; Severson; Solberg; Stefonowicz; Svedjan; Sveen; Thoreson, B.; Thoreson, L.; Thorpe; Timm; Tollefson; Warner; Weisz; Wentz; Wikenheiser; Winrich; Speaker Wald

ABSENT AND NOT VOTING: Bernstein; Galvin; Grande; Mickelson; Renner

SB 2038, as amended, passed and the title was agreed to.

REPORT OF CONFERENCE COMMITTEE

REP. DEVLIN MOVED that the conference committee report on Engrossed SB 2171 as printed on HJ page 1342 be adopted, which motion prevailed.

Engrossed SB 2171, as amended, was placed on the Fourteenth order.

SECOND READING OF SENATE BILL

SB 2171: A BILL for an Act to create and enact three new sections to chapter 27-20, two new subsections to section 50-09-01, five new subsections to section 50-09-02, two new subsections to 50-09-03, a new section to chapter 50-09, two new sections to chapter 50-11, two new chapters to title 50, and a new section to chapter 50-12 of the North Dakota Century Code, relating to implementing the Adoption and Safe Families Act of 1997 and the interstate compact on adoption and medical assistance; to amend and reenact subsection 4 of section 14-15-11, subsection 2 of section 14-15.1-04, sections 27-20-02, 27-20-03, 27-20-30, 27-20-36, 27-20-38, 27-20-44, 27-20-45, 27-20-46, 27-20-47, 27-21-02.1, and 50-11-06.8 of the North Dakota Century Code, relating to implementing the Adoption and Safe Families Act of 1997; and to provide for a legislative council study.

ROLL CALL

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

YEAS: Aarsvold; Belter; Berg; Boehm; Boucher; Brandenburg; Brekke; Brusegaard; Byerly; Carlisle; Carlson; Clark; Cleary; Dalrymple; DeKrey; Delmore; Delzer; Devlin; Disrud; Dorso; Drovdal; Eckre; Ekstrom; Fairfield; Froelich; Froseth; Glassheim; Gorder; Grosz; Grumbo; Gulleson; Gunter; Haas; Hanson; Hawken; Henegar; Herbel; Hoffner; Huether; Jensen; Johnson, D.; Johnson, N.; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Klein; Klemin; Kliniske; Koppang; Koppelman; Kroeber; Lemieux; Lloyd; Lundgren; Mahoney; Maragos; Martinson; Metcalf; Meyer; Mickelson; Monson; Mueller; Nelson; Nicholas; Nichols; Niemeier; Nottestad; Nowatzki; Pollert; Poolman; Porter; Price; Rennerfeldt; Rose; Sandvig; Schmidt; Severson; Solberg; Stefonowicz; Svedjan; Sveen; Thoreson, B.; Thoreson, L.; Thorpe; Timm; Tollefson; Warner; Weisz; Wentz; Wikenheiser; Winrich; Speaker Wald

ABSENT AND NOT VOTING: Bernstein; Galvin; Grande; Renner

Engrossed SB 2171, as amended, passed and the title was agreed to.

REPORT OF CONFERENCE COMMITTEE

REP. CARLSON MOVED that the conference committee report on Engrossed HB 1020 as printed on HJ pages 1346-1347 be adopted, which motion prevailed.

Reengrossed HB 1020 was placed on the Eleventh order.

SECOND READING OF HOUSE BILL

HB 1020: A BILL for an Act to provide an appropriation for defraying the expenses of the state board for vocational and technical education.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 77 YEAS, 17 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Belter; Berg; Boehm; Brandenburg; Brekke; Brusegaard; Byerly; Carlisle; Carlson; Clark; Cleary; Dalrymple; DeKrey; Delmore; Devlin; Disrud; Dorso; Drovda; Eckre; Froelich; Froseth; Glassheim; Gorder; Grosz; Grumbo; Gunter; Haas; Hawken; Henegar; Herbel; Huether; Jensen; Johnson, D.; Johnson, N.; Keiser; Kelsch, R.; Kempenich; Kerzman; Klein; Klemin; Kliniske; Koppang; Koppelman; Lemieux; Lloyd; Martinson; Metcalf; Meyer; Mickelson; Monson; Mueller; Nelson; Nicholas; Nichols; Niemeier; Nottestad; Nowatzki; Pollert; Poolman; Porter; Price; Rennerfeldt; Sandvig; Schmidt; Severson; Svedjan; Sveen; Thoreson, B.; Thoreson, L.; Timm; Tollefson; Weisz; Wentz; Wikenheiser; Winrich; Speaker Wald

NAYS: Boucher; Delzer; Ekstrom; Fairfield; Gulleson; Hanson; Hoffner; Kelsh, S.; Kroeber; Lundgren; Mahoney; Maragos; Rose; Solberg; Stefonowicz; Thorpe; Warner

ABSENT AND NOT VOTING: Bernstein; Galvin; Grande; Renner

Reengrossed HB 1020 passed and the title was agreed to.

MOTION

REP. DORSO MOVED that Engrossed HB 1037 be placed at the bottom of the calendar, which motion prevailed.

REPORT OF CONFERENCE COMMITTEE

REP. DELZER MOVED that the conference committee report on Reengrossed HB 1043 as printed on HJ pages 1349-1353 be adopted, which motion prevailed.

Reengrossed HB 1043, as amended, was placed on the Eleventh order.

SECOND READING OF HOUSE BILL

HB 1043: A BILL for an Act to create and enact a new section to chapter 14-02.4 and chapter 14-02.5 of the North Dakota Century Code, relating to discriminatory housing practices; to amend and reenact section 14-02.4-19 of the North Dakota Century Code, relating to actions for discrimination; to repeal sections 14-02.4-12 and 14-02.4-13, relating to unfair housing; to provide a penalty; to provide an appropriation; to provide a continuing appropriation; 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 74 YEAS, 20 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

YEAS: Belter; Berg; Brandenburg; Brekke; Brusegaard; Byerly; Carlisle; Clark; Cleary; Dalrymple; DeKrey; Delmore; Devlin; Disrud; Dorso; Eckre; Froseth; Glassheim; Gorder; Grumbo; Gulleson; Gunter; Haas; Hanson; Hawken; Henegar; Herbel; Hoffner; Huether; Jensen; Johnson, D.; Johnson, N.; Keiser; Kelsch, R.; Kempenich; Kerzman; Klein; Klemin; Kliniske; Koppang; Koppelman; Kroeber; Lloyd; Lundgren; Mahoney; Maragos; Martinson; Metcalf; Meyer; Mickelson; Monson; Mueller; Nelson; Nicholas; Nichols; Nottestad; Nowatzki; Pollert; Poolman; Porter; Price; Rennerfeldt; Schmidt; Severson; Svedjan; Sveen; Thoreson, B.; Thoreson, L.; Timm; Tollefson; Weisz; Wentz; Wikenheiser; Speaker Wald

NAYS: Aarsvold; Boehm; Boucher; Carlson; Delzer; Drovda; Ekstrom; Fairfield; Froelich; Grosz; Kelsh, S.; Lemieux; Niemeier; Rose; Sandvig; Solberg; Stefonowicz; Thorpe; Warner; Winrich

ABSENT AND NOT VOTING: Bernstein; Galvin; Grande; Renner

Reengrossed HB 1043, as amended, passed and the title was agreed to.

REPORT OF CONFERENCE COMMITTEE

REP. SVEEN MOVED that the conference committee report on Engrossed HB 1405 as printed on HJ page 1354 be adopted, which motion prevailed.

Reengrossed HB 1405 was placed on the Eleventh order.

SECOND READING OF HOUSE BILL

HB 1405: A BILL for an Act to amend and reenact sections 39-12-02 and 43-09-21 of the North Dakota Century Code, relating to applications for moving and electrical certificates for manufactured buildings and modular units.

ROLL CALL

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

YEAS: Aarsvold; Belter; Berg; Boehm; Boucher; Brandenburg; Brekke; Brusegaard; Byerly; Carlisle; Carlson; Clark; Cleary; Dalrymple; DeKrey; Delmore; Delzer; Devlin; Disrud; Dorso; Drovdal; Eckre; Ekstrom; Fairfield; Froelich; Froseth; Glassheim; Gordner; Grosz; Grumbo; Gullerson; Gunter; Haas; Hanson; Hawken; Henegar; Herbel; Hoffner; Huether; Jensen; Johnson, D.; Johnson, N.; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Klein; Klemin; Kliniske; Koppang; Koppelman; Kroeber; Lemieux; Lloyd; Lundgren; Mahoney; Maragos; Martinson; Metcalf; Meyer; Mickelson; Monson; Mueller; Nelson; Nicholas; Nichols; Niemeier; Nottestad; Nowatzki; Pollert; Poolman; Porter; Price; Rennerfeldt; Rose; Sandvig; Schmidt; Severson; Solberg; Stefonowicz; Svedjan; Sveen; Thoreson, B.; Thoreson, L.; Thorpe; Timm; Tollefson; Warner; Weisz; Wentz; Wikenheiser; Winrich; Speaker Wald

ABSENT AND NOT VOTING: Bernstein; Galvin; Grande; Renner

Reengrossed HB 1405 passed and the title was agreed to.

MESSAGE TO THE SENATE FROM THE HOUSE (LANCE HAGEN, CHIEF CLERK)

MADAM PRESIDENT: The House has adopted the conference committee report and subsequently passed: SB 2038, SB 2171.

MESSAGE TO THE SENATE FROM THE HOUSE (LANCE HAGEN, CHIEF CLERK)

MADAM PRESIDENT: The House has adopted the conference committee report and subsequently passed: HB 1020, HB 1043, HB 1405.

MOTION

REP. MONSON MOVED that the House be on the Seventh and Twelfth orders of business and at the conclusion of those orders, the House stand in recess until 1:00 p.m., which motion prevailed.

REPORT OF CONFERENCE COMMITTEE

HB 1024, as engrossed: Your conference committee (Sens. Wardner, W. Stenehjem, DeMers and Reps. Koppelman, Klemin, Meyer) recommends that the **SENATE RECEDE** from the Senate amendments on HJ page 1068, adopt further amendments as follows, and place HB 1024 on the Seventh order:

That the Senate recede from its amendments as printed on page 1068 of the House Journal and page 911 of the Senate Journal and that Engrossed House Bill No. 1024 be amended as follows:

Page 1, line 4, remove "subsection 1 of section 28-32-03.3,"

Page 1, line 6, replace "void" with "suspend"

Page 2, line 11, remove the overstrike over "~~thirty~~" and remove "fourteen"

Page 2, line 16, replace "fourteen" with "thirty"

Page 2, line 21, remove the overstrike over "~~thirty~~" and remove "fourteen"

Page 3, remove lines 8 through 29

Page 4, remove lines 1 through 29

Page 5, line 3, after "agency" insert ", and if the administrative rules committee makes the specific finding that there is substantial evidence that with regard to that rule or portion of a rule there is an absence of statutory authority or a conflict with state law or express legislative intent"

Page 5, line 9, after "28-32-03.3" insert "except that the administrative rules committee may not void a rule called up for review under this section but may suspend from operation all or part of such a rule through July thirty-first of the first ensuing odd-numbered year if the committee makes the specific finding that with regard to that rule or portion of a rule there is an absence of statutory authority or a conflict with state law or express legislative intent"

Page 5, remove line 18

Page 5, line 19, remove "agency under this section and otherwise"

Page 5, line 23, replace "Sections" with "Section", remove "and 5", and replace "are" with "is"

Page 5, line 24, remove "Section 4 of this Act is suspended from"

Page 5, remove lines 25 through 28

Renumber accordingly

Engrossed HB 1024 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE

HB 1089, as reengrossed: Your conference committee (Sens. Mutch, Krebsbach, Thompson and Reps. Berg, Poolman, Huether) recommends that the **SENATE RECEDE** from the Senate amendments on HJ page 1121, adopt amendments as follows, and place HB 1089 on the Seventh order:

That the Senate recede from its amendments as printed on page 1121 of the House Journal and pages 711 and 712 of the Senate Journal and that Reengrossed House Bill No. 1089 be amended as follows:

Page 1, line 4, after the second semicolon insert "to provide a continuing appropriation;"

Page 1, line 8, after "audit" insert "**- Continuing appropriation**"

Page 2, line 8, replace "money" with "moneys", replace "and" with an underscored comma, and after "2001" insert ", and 2002"

Page 2, line 10, replace "money is" with "moneys are"

Page 2, line 11, after the underscored period insert "Moneys are hereby appropriated for the federal fiscal years identified in this subsection for purposes of administration of the unemployment compensation program."

Page 3, line 1, replace "and" with a comma, after "2001" insert ", and 2002", and replace "\$300,000" with "\$327,000"

Page 3, line 4, replace "one" with "one-half"

Page 3, line 5, after "preceding" insert "program" and after the first comma insert "excluding every claimant who is on temporary layoff and returning to employment with the former employer within four weeks and excluding every claimant with demonstrated job attachment and a reasonable expectation of returning to a former base period employer once work becomes available"

Renumber accordingly

Reengrossed HB 1089 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE

HB 1490, as engrossed: Your conference committee (Sens. Cook, Freborg, O'Connell and Reps. D. Johnson, Drovdal, Solberg) recommends that the **SENATE RECEDE** from the Senate amendments on HJ pages 1047-1048, adopt amendments as follows, and place HB 1490 on the Seventh order:

That the Senate recede from its amendments as printed on pages 1047 and 1048 of the House Journal and pages 849 and 850 of the Senate Journal and that Engrossed House Bill No. 1490 be amended as follows:

Page 1, line 1, after "to" insert "create and enact a new section to chapter 15-40.1 of the North Dakota Century Code, relating to the closure of schools in weather emergencies; to"

Page 1, line 3, after "year" insert "; and to repeal section 15-40.1-09.1 of the North Dakota Century Code, relating to the closure of schools due to emergencies"

Page 1, after line 4, insert:

"SECTION 1. A new section to chapter 15-40.1 of the North Dakota Century Code is created and enacted as follows:

Weather or other emergency conditions - Closure of schools - Foundation aid. If because of severe weather or other emergency conditions a school or school district remains closed or provides less than a full day of instruction, the school or school district shall make every effort to reschedule classes so that students receive at least one hundred seventy-three full days of instruction. Any school or school district for which the rescheduling of classes would create undue hardship may request that, for purposes of foundation aid, the governor waive the rescheduling in whole or in part. The governor may not grant a waiver for less than a full day of instruction."

Page 1, line 20, overstrike "of instruction time"

Page 1, line 21, after "students" insert ", during which time the students are required to be in attendance for the purpose of receiving curricular instruction"

Page 1, line 22, overstrike "of instruction time" and after "students" insert ", during which time the students are required to be in attendance for the purpose of receiving curricular instruction"

Page 2, line 1, replace "Instruction time exceeding the minimum number of hours per day required for a full" with "If a school's calendar provides for an extension of each schoolday beyond the statutorily required minimum number of hours, and if the extensions when aggregated over an entire school year amount to more than eighty-four hours of additional classroom instruction during the school year, the school is exempt from having to make up six hours of instruction time lost as a result of weather-related closure. In order to make up lost classroom instruction time beyond the six hours, the school must extend its normal school calendar day by at least thirty minutes.

4. A school that does not qualify under the provisions of subsection 3 must extend its normal schoolday by at least thirty minutes to make up classroom instruction time lost as a result of weather-related closure."

Page 2, remove lines 2 and 3

Page 2, line 20, overstrike "of instruction time" and after "students" insert ", during which time the students are required to be in attendance for the purpose of receiving curricular instruction"

Page 2, line 22, overstrike "of instruction time" and after "students" insert ", during which time the students are required to be in attendance for the purpose of receiving curricular instruction"

Page 2, line 23, replace "Instruction time exceeding the minimum number of hours per day required for a full" with "If a school's calendar provides for an extension of each schoolday beyond the statutorily required minimum number of hours, and if the extensions when aggregated over an entire school year amount to more than eighty-four hours of additional classroom instruction during the school year, the school is exempt from having to make up six hours of instruction time lost as a result of weather-related closure. In order to make up lost classroom instruction time beyond the six hours, the school must extend its normal school calendar day by at least thirty minutes.

4. A school that does not qualify under the provisions of subsection 3 must extend its normal schoolday by at least thirty minutes to make up classroom instruction time lost as a result of weather-related closure.

SECTION 4. REPEAL. Section 15-40.1-09.1 of the North Dakota Century Code is repealed."

Page 2, remove lines 24 and 25

Renumber accordingly

Engrossed HB 1490 was placed on the Seventh order of business on the calendar.

MESSAGE TO THE HOUSE FROM THE SENATE (WILLIAM C. PARKER, SECRETARY)
MR. SPEAKER: The Senate has adopted the conference committee report and subsequently passed: SB 2003, SB 2004, SB 2010, SB 2022, SB 2114, SB 2127, SB 2267, SB 2381.

REPORT OF CONFERENCE COMMITTEE

SB 2003, as engrossed: Your conference committee (Sens. Naaden, Solberg, Lindaas and Reps. Poolman, Tollefson, Huether) recommends that the **SENATE ACCEDE** to the House amendments on SJ pages 906-907 and place SB 2003 on the Seventh order.

Engrossed SB 2003 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE

SB 2004, as engrossed: Your conference committee (Sens. Naaden, St. Aubyn, Robinson and Reps. Tollefson, Byerly, Huether) recommends that the **HOUSE RECEDE** from the House amendments on SJ pages 790-791, adopt amendments as follows, and place SB 2004 on the Seventh order:

That the House recede from its amendments as printed on pages 790 and 791 of the Senate Journal and pages 872 and 873 of the House Journal and that Engrossed Senate Bill No. 2004 be amended as follows:

Page 2, after line 2, insert:

"SECTION 4. STATEWIDE SINGLE AUDIT. The state auditor shall complete the North Dakota statewide single audit for fiscal years 1999 and 2000. The state auditor may not use additional contracted services above the amount of contracted services used to complete the statewide single audit for fiscal years 1997 and 1998."

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

DEPARTMENT 117 - STATE AUDITOR

CONFERENCE COMMITTEE - This amendment makes the following changes:

	EXECUTIVE BUDGET	SENATE VERSION	CONFERENCE COMMITTEE CHANGES	CONFERENCE COMMITTEE VERSION	HOUSE VERSION	CONFERENCE COMPARISON TO HOUSE VERSION
Administration	\$227,458	\$268,538		\$268,538	\$268,538	
Division of local gov. audits	1,215,134	1,204,310		1,204,310	1,204,310	
Division of state audits	3,708,031	3,852,274		3,852,274	3,612,274	\$240,000
Mineral royalty auditing	<u>752,758</u>	<u>746,196</u>		<u>746,196</u>	<u>746,196</u>	
Total all funds	\$5,953,381	\$6,071,318	\$0	\$6,071,318	\$5,831,318	\$240,000
Less special funds	<u>1,967,892</u>	<u>1,950,506</u>		<u>1,950,506</u>	<u>1,950,506</u>	
General fund	\$3,985,489	\$4,120,812	\$0	\$4,120,812	\$3,880,812	\$240,000
FTE	53.00	55.00	0.00	55.00	53.00	2.00

Detail of Conference Committee changes to the Senate version includes:

	ADD 2 FTE PERFORMANCE AUDITOR POSITIONS	REMOVE 2 FTE INFORMATION SYSTEM AUDITORS	TOTAL CONFERENCE COMMITTEE CHANGES
Administration			
Division of local gov. audits			
Division of state audits	\$140,000 *	(\$140,000) *	
Mineral royalty auditing			
Total all funds	\$140,000	(\$140,000)	\$0
Less special funds			
General fund	\$140,000	(\$140,000)	\$0
FTE	2.00	(2.00)	0.00

*The amendment adds two FTE performance auditors and \$140,000 of general fund moneys and removes two FTE information system auditors and \$140,000 of general fund moneys.

This amendment also adds a section requiring the State Auditor to complete the statewide single audit for fiscal years 1999 and 2000 without using more contracted services than were used to complete the fiscal years 1997 and 1998 statewide single audits.

The amendment did not change the Senate's addition of one FTE financial auditor and the related increased general fund revenues (departmental collections) by \$60,000.

Engrossed SB 2004 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE

SB 2010, as engrossed: Your conference committee (Sens. Holmberg, Bowman, Tallackson and Reps. Poolman, Tollefson, Huether) recommends that the **HOUSE RECEDE** from the House amendments on SJ pages 814-815, adopt amendments as follows, and place SB 2010 on the Seventh order:

That the House recede from its amendments as printed on pages 814 and 815 of the Senate Journal and pages 892 and 893 of the House Journal and that Engrossed Senate Bill No. 2010 be amended as follows:

Page 1, line 2, after the semicolon insert "to provide for the appointment of legislative representatives to the national conference of insurance legislators; and", after "reenact" insert "subsection 3 of section 26.1-01-07.1," and after "26.1-01-09" insert a comma

Page 1, line 3, after "to" insert "the cash balance of the insurance regulatory trust fund," and after "commissioner" insert a comma

Page 1, line 4, remove "; and to provide for a legislative council study"

Page 1, line 13, replace "1,503,289" with "1,498,289"

Page 1, line 14, replace "153,155" with "119,355"

Page 1, line 15, replace "5,852,093" with "5,813,293"

Page 2, replace lines 13 through 15 with:

"SECTION 7. National conference of insurance legislators - Appointment of representatives. The chairman of the legislative council, in consultation with the insurance commissioner, shall appoint two members of the house of representatives and two members of the senate to represent the state at functions of the national conference of insurance legislators. Each member shall serve a two-year term. If a member is unable to complete the member's term, the chairman of the legislative council shall appoint another member to complete the term. The insurance commissioner shall pay the necessary expenses of the legislative members for attending functions of the national conference of insurance legislators.

SECTION 8. AMENDMENT. Subsection 3 of section 26.1-01-07.1 of the North Dakota Century Code is amended and reenacted as follows:

3. Except as otherwise provided by law, at the end of each fiscal year, the state treasurer shall transfer, after all fiscal year expenses have been paid, any cash balance remaining in the insurance regulatory trust fund that exceeds one million ~~five hundred thousand~~ dollars to the general fund."

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

DEPARTMENT 401 - INSURANCE DEPARTMENT

CONFERENCE COMMITTEE - This amendment makes the following changes:

	EXECUTIVE BUDGET	SENATE VERSION	CONFERENCE COMMITTEE CHANGES	CONFERENCE COMMITTEE VERSION	HOUSE VERSION	CONFERENCE COMPARISON TO HOUSE VERSION
Salaries and wages	\$4,244,556	\$4,195,649		\$4,195,649	\$4,195,649	
Operating expenses	1,503,289	1,503,289	(5,000)	1,498,289	1,493,289	\$5,000
Equipment	153,155	153,155	(33,800)	119,355	119,355	

Total special funds	\$5,901,000	\$5,852,093	(\$38,800)	\$5,813,293	\$5,808,293	\$5,000
Less special funds	<u>5,901,000</u>	<u>5,852,093</u>	<u>(38,800)</u>	<u>5,813,293</u>	<u>5,808,293</u>	<u>5,000</u>
General fund	\$0	\$0	\$0	\$0	\$0	\$0
FTE	45.50	45.50	0.00	45.50	45.50	0.00

Detail of Conference Committee changes to the Senate version includes:

	REDUCE OFFICE EQUIPMENT AND FURNITURE	REDUCE TRAVEL	TOTAL CONFERENCE COMMITTEE CHANGES
Salaries and wages			
Operating expenses			
Equipment	<u>(\$33,800)</u> ¹	<u>(\$5,000)</u> ²	<u>(\$38,800)</u>
Total special funds	(\$33,800)	(\$5,000)	(\$38,800)
Less special funds	<u>(33,800)</u>	<u>(5,000)</u>	<u>(38,800)</u>
General fund	\$0	\$0	\$0
FTE	0.00	0.00	0.00

Conference Committee changes narrative:

¹ Reduces office equipment and furniture, the same as the House version.

² Reduces travel by \$5,000. The Senate did not reduce this item, and the House reduced it by \$10,000.

The section added in the Senate providing for an interim Legislative Council study of the activities of and the need for continuing the petroleum tank release compensation fund is removed. The House also removed this section.

The section added by the House is changed to provide that the Legislative Council chairman, in consultation with the Insurance Commissioner, appoint two members of the House and two members of the Senate to represent the state at functions of the National Conference of Insurance Legislators (NCOIL). Expenses of the appointed legislators for attending these functions are to be paid by the Insurance Commissioner. The House version of this section had provided that the House majority leader appoint two members of the House and the Senate majority leader appoint one member from the Senate to represent the state at the NCOIL functions.

A section is added reducing the balance that may remain in the insurance regulatory trust fund at the end of each fiscal year by \$500,000, from \$1.5 million to \$1 million. Change will result in an estimated \$500,000 of additional funding being transferred from the insurance regulatory trust fund to the general fund during the 1999-2001 biennium. The House version also included this section.

Engrossed SB 2010 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE

SB 2022, as engrossed: Your conference committee (Sens. Andrist, Grindberg, Lindaas and Reps. Carlisle, Tollefson, Guleson) recommends that the **HOUSE RECEDE** from the House amendments on SJ pages 873-874, adopt amendments as follows, and place SB 2022 on the Seventh order:

That the House recede from its amendments as printed on pages 873 and 874 of the Senate Journal and pages 954 and 955 of the House Journal and that Engrossed Senate Bill No. 2022 be amended as follows:

Page 1, line 10, replace "3,270,437" with "3,220,437"

Page 1, line 13, replace "48,995" with "123,995"

Page 1, line 14, replace "4,350,026" with "4,375,026"

Page 1, line 16, replace "3,987,026" with "4,012,026"

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

DEPARTMENT 740 - TOURISM DEPARTMENT

CONFERENCE COMMITTEE - This amendment makes the following changes:

	EXECUTIVE BUDGET	SENATE VERSION	CONFERENCE COMMITTEE CHANGES	CONFERENCE COMMITTEE VERSION	HOUSE VERSION	CONFERENCE COMPARISON TO HOUSE VERSION
Salaries and wages	\$1,005,933	\$985,216		\$985,216	\$985,216	
Operating expenses	3,350,437	3,270,437	(\$50,000)	3,220,437	3,220,437	
Equipment	15,378	15,378		15,378	15,378	
Grants	30,000	30,000		30,000	30,000	
Lewis and Clark bicentennial	698,502	48,995	75,000	123,995	248,995	(\$125,000)
Total all funds	\$5,100,250	\$4,350,026	\$25,000	\$4,375,026	\$4,500,026	(\$125,000)
Less special funds	<u>363,000</u>	<u>363,000</u>		<u>363,000</u>	<u>363,000</u>	
General fund	\$4,737,250	\$3,987,026	\$25,000	\$4,012,026	\$4,137,026	(\$125,000)
FTE	12.00	11.00	0.00	11.00	11.00	0.00

Detail of Conference Committee changes to the Senate version includes:

	REDUCE OPERATING EXPENSES	ADD LEWIS AND CLARK FUNDING	TOTAL CONFERENCE COMMITTEE CHANGES
Salaries and wages			
Operating expenses	(\$50,000) ¹		(\$50,000)
Equipment			
Grants			
Lewis and Clark bicentennial		\$75,000 ²	75,000
Total all funds	(\$50,000)	\$75,000	\$25,000
Less special funds			
General fund	(\$50,000)	\$75,000	\$25,000
FTE	0.00	0.00	0.00

Conference Committee changes narrative:

¹ The operating expenses line item is reduced by \$50,000 from the general fund, the same as the House version. The Tourism Department may determine the specific areas to reduce.

² The Lewis and Clark bicentennial line item is increased by \$75,000 from the general fund for promoting and marketing the Lewis and Clark bicentennial event. The Senate removed \$500,000 of general fund moneys included in the executive recommendation for marketing the Lewis and Clark bicentennial and the House restored \$200,000 for promoting and marketing the Lewis and Clark bicentennial.

Engrossed SB 2022 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE

SB 2114, as engrossed: Your conference committee (Sens. Lee, Fischer, Mutzenberger and Reps. Price, Weisz, Metcalf) recommends that the **HOUSE RECEDE** from the House amendments on SJ pages 1006-1008, adopt amendments as follows, and place SB 2114 on the Seventh order:

That the House recede from its amendments as printed on pages 1006-1008 of the Senate Journal and pages 958 and 959 of the House Journal and that Engrossed Senate Bill No. 2114 be amended as follows:

Page 1, line 1, after "reenact" insert "subsection 2 of section 50-01.2-00.1 and"

Page 1, line 2, after "to" insert "local expenses of administration and" and after "families" insert "; to authorize the department of human services to negotiate a pilot project for the state's participation in direct funding and administration of tribal temporary assistance to needy families; to provide for a legislative council study; and to provide for reports to the legislative council"

Page 1, after line 3, insert:

"SECTION 1. AMENDMENT. Subsection 2 of section 50-01.2-00.1 of the 1997 Supplement to the North Dakota Century Code is amended and reenacted as follows:

2. "Local expenses of administration" includes costs for personnel, space, equipment, computer software, ~~costs associated with achieving caseload ratios of sixty five cases to one worker,~~ materials, travel, utilities, and related costs, and the indirect costs properly allocated to those costs. The term does not include initial acquisition of computers and related hardware

approved by the department for the training, education, employment, and management program, custom computer programs, custom software development, computer operations undertaken at the direction of the department, and computer processing costs to the extent those costs exceed, in any calendar year, that county's costs of operation of the technical eligibility computer system in calendar year 1995 increased by the increase in the consumer price index for all urban consumers (all items, United States city average) after January 1, 1996, or, unless agreed to by the county social service board, any costs related to pilot programs before the programs are implemented on a statewide basis."

Page 3, line 5, overstrike "Not exempt" and insert immediately thereafter "Consider exempting"

Page 3, line 9, replace "that is most appropriate" with "provided by job service North Dakota"

Page 4, after line 22, insert:

"SECTION 3. LEGISLATIVE INTENT - DEPARTMENT TO NEGOTIATE PILOT PROJECT - REPORTS TO LEGISLATIVE COUNCIL.

1. It is the legislative intent of the legislative assembly that the department of human services offer to negotiate with the tribal government of any Indian tribe in this state to establish a pilot project to begin operation no sooner than July 1, 2001, under which that tribal government will secure direct funding for the administration of a tribal family assistance grant under 42 U.S.C. 612 from the United States department of health and human services, and under which the state will participate, in cash or in kind, in the cost of providing services under the tribal family assistance grant, provided:
 - a. All components of the program are administered by the department of human services, one or more county social service boards, one or more contractors with the department of human services, or any combination thereof;
 - b. Interagency agreements entered into between the department of human services and other state or federal agencies, essential to the state's receipt of federal funds otherwise available under title IV-A, title IV-B, title IV-D, or title IV-E of the Social Security Act, will be honored by the tribe to the extent the department of human services requires the county social service boards to honor those agreements;
 - c. The annual funding contributed by the state may not exceed an amount calculated by dividing the nonfederal share of total state expenditures under title IV-A of the Social Security Act for the twelve-month period beginning October 1, 1993, and ending September 30, 1994, by the monthly average number of title IV-A filing units receiving title IV-A benefits in the state during that period, and multiplying the result times the number of IV-A filing units on April 1, 1999, with a primary information person who:
 - (1) Is an enrolled member of a tribe or is married to an enrolled member of a tribe who is also a member of that IV-A filing unit; and
 - (2) Lives in Indian country within a North Dakota county that also includes Indian reservation lands subject to the exclusive jurisdiction of the tribe;
 - d. The state's financial participation in the pilot project will be terminated upon breach of the negotiated agreement.
2. The department of human services shall periodically report to the legislative council, or to an interim study committee designated by the legislative council, on the progress of any negotiation conducted under subsection 1.
3. An interim committee designated by the legislative council to receive reports under subsection 2 shall report its findings and recommendations, together with any legislation required to implement the recommendations, to the fifty-seventh legislative assembly.

SECTION 4. LEGISLATIVE COUNCIL STUDY. During the 1999-2000 interim, the legislative council shall consider studying the implementation of temporary assistance to needy families program in North Dakota, the effectiveness of that program to accomplish welfare reform, and the need for continuing legislative monitoring. The study may address the proportion of adults living in Indian country who are employed and the efforts of the department of human services to negotiate a pilot project under which the state would participate in the cost of providing services under a tribal family assistance grant.

SECTION 5. REPORTS TO LEGISLATIVE COUNCIL - UNEMPLOYMENT IN INDIAN COUNTRY. The department of human services shall periodically report to the legislative council, or an interim study committee designated by the legislative council, on the progress in its efforts to determine the most reliable current data concerning the proportion of adults living in Indian country who are unemployed."

Renumber accordingly

Engrossed SB 2114 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE

SB 2127, as engrossed: Your conference committee (Sens. Schobinger, Cook, O'Connell and Reps. Jensen, Sveen, Grumbo) recommends that the **HOUSE RECEDE** from the House amendments on SJ page 770, adopt amendments as follows, and place SB 2127 on the Seventh order:

That the House recede from its amendments as printed on page 770 of the Senate Journal and page 857 of the House Journal and that Engrossed Senate Bill No. 2127 be amended as follows:

Page 1, line 1, after "to" insert "create and enact a new paragraph to subdivision a of subsection 3 of section 39-06.1-10 of the North Dakota Century Code, relating to demerit points; and to" and after "reenact" insert "subsection 2 of section 39-06.1-06 and"

Page 1, line 2, after "seatbelts" insert "and restraints"

Page 1, after line 3, insert:

"SECTION 1. AMENDMENT. Subsection 2 of section 39-06.1-06 of the North Dakota Century Code is amended and reenacted as follows:

2. For a moving violation as defined in section 39-06.1-09, a fee of twenty dollars, except for:
 - a. A violation of section 39-10-41, 39-10-42, 39-10-46, or 39-10-46.1, a fee of fifty dollars.
 - b. A violation of section 39-10-05 involving failure to yield to a pedestrian or subsection 1 of section 39-10-28, a fee of fifty dollars.
 - c. A violation of section 39-21-41.2, no fee may be imposed by the state, a city, or a county including a city or county operating under a home rule charter.

SECTION 2. A new paragraph to subdivision a of subsection 3 of section 39-06.1-10 of the North Dakota Century Code is created and enacted as follows:

<u>Failing to have a minor in a child restraint system or seatbelt in violation of section 39-21-41.2"</u>	<u>1 point</u>
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Page 1, line 7, overstrike "three" and insert immediately thereafter "four"

Page 1, line 13, overstrike "three" and insert immediately thereafter "four"

Page 1, line 20, overstrike "Violation of this section is punishable by a fine not to exceed twenty dollars."

Page 1, line 21, overstrike "3."

Renumber accordingly

Engrossed SB 2127 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE

SB 2267, as engrossed: Your conference committee (Sens. Schobinger, B. Stenehjem, Thompson and Reps. Kempenich, Weisz, Meyer) recommends that the **HOUSE RECEDE** from the House amendments on SJ page 909, adopt amendments as follows, and place SB 2267 on the Seventh order:

That the House recede from its amendments as printed on page 909 of the Senate Journal and pages 1009 and 1010 of the House Journal and that Engrossed Senate Bill No. 2267 be amended as follows:

Page 1, line 10, replace "sixty" with "forty"

Page 2, line 2, remove "transportation committee and one member of the senate appropriations committee"

Page 2, line 3, remove "transportation committee and one member of the"

Page 2, line 4, remove "house of representatives appropriations committee"

Page 2, line 6, remove "the director of the department of economic development and finance,"

Renumber accordingly

Engrossed SB 2267 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE

SB 2381, as engrossed: Your conference committee (Sens. Flakoll, Wanzek, Redlin and Reps. Byerly, Delzer, Kerzman) recommends that the **SENATE ACCEDE** to the House amendments on SJ page 1105 and place SB 2381 on the Seventh order.

Engrossed SB 2381 was placed on the Seventh order of business on the calendar.

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

MR. SPEAKER: The President has appointed as a new conference committee to act with a like committee from the House on:

SB 2008: Sens. Holmberg; Solberg; Tomac

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

ANNOUNCEMENT

THE SPEAKER ANNOUNCED the following replacements on conference committees:

Rep. Dorso replaces Rep. Grosz on HB 1108.

Rep. Dorso replaces Rep. Belter on SB 2307.

Rep. Clark replaces Rep. Grosz on SB 2307.

REPORT OF CONFERENCE COMMITTEE

REP. MICKELSON MOVED that the conference committee report on HB 1131 be adopted.

REQUEST

REP. CLEARY REQUESTED a recorded roll call vote on the motion to adopt the conference committee report on HB 1131, which request was granted.

ROLL CALL

The question being on the motion to adopt the conference committee report on HB 1131, the roll was called and there were 11 YEAS, 85 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Cleary; Froelich; Glassheim; Gorder; Grande; Hoffner; Niemeier; Rose; Solberg; Stefonowicz

NAYS: Belter; Berg; Boehm; Boucher; Brandenburg; Brekke; Brusegaard; Byerly; Carlisle; Carlson; Clark; Dalrymple; DeKrey; Delmore; Delzer; Devlin; Disrud; Dorso; Drovdal; Eckre; Ekstrom; Fairfield; Froseth; Galvin; Grosz; Grumbo; Gulleson; Gunter; Hanson; Hawken; Henegar; Herbel; Huether; Jensen; Johnson, D.; Johnson, N.; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Klein; Klemm; Kliniske; Koppang; Koppelman; Kroeber; Lemieux; Lloyd; Lundgren; Mahoney; Maragos; Martinson; Metcalf; Meyer; Mickelson; Monson; Mueller; Nelson; Nicholas; Nichols; Nottestad; Nowatzki; Pollert; Poolman; Porter; Price; Renner; Rennerfeldt; Sandvig; Schmidt; Severson; Svedjan; Sveen; Thoreson, B.; Thoreson, L.; Thorpe; Timm; Tollefson; Warner; Weisz; Wentz; Wikenheiser; Winrich; Speaker Wald

ABSENT AND NOT VOTING: Bernstein; Haas

The conference committee report on HB 1131 failed.

MOTION

REP. DORSO MOVED that the same conference committee consisting of Representatives Mickelson, R. Kelsch, and Mahoney be reappointed on HB 1131, which motion prevailed.

REPORT OF CONFERENCE COMMITTEE

REP. POOLMAN MOVED that the conference committee report on Reengrossed HB 1443 be adopted, which motion prevailed on a verification vote.

Reengrossed HB 1443, as amended, was placed on the Eleventh order.

SECOND READING OF HOUSE BILL

HB 1443: A BILL for an Act to create and enact five new sections to chapter 52-08 of the North Dakota Century Code, relating to work force training; to amend and reenact subsection 6 of section 15-10-01 and subsection 13 of section 15-10-17 of the North Dakota Century Code, relating to name changes of institutions of higher education; to repeal section 15-11-02.1 of the North Dakota Century Code, relating to supervision of the college at Devils Lake; and to provide an appropriation.

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, 24 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Belter; Berg; Boehm; Boucher; Brandenburg; Brekke; Byerly; Carlisle; Clark; Cleary; Dalrymple; Delmore; Disrud; Dorso; Fairfield; Froelich; Froseth; Glassheim; Grumbo; Gunter; Hawken; Henegar; Hoffner; Huether; Jensen; Johnson, D.; Johnson, N.; Keiser; Kelsch, R.; Kempenich; Klein; Klemm; Kliniske; Koppang; Koppelman; Kroeber; Lemieux; Maragos; Martinson; Metcalf; Meyer; Mickelson; Monson; Mueller; Nelson; Nicholas; Nichols; Niemeier; Nottestad; Nowatzki; Pollert; Poolman; Porter; Price; Renner; Rennerfeldt; Rose; Schmidt; Solberg; Stefonowicz; Svedjan; Sveen; Thoreson, B.; Thoreson, L.; Thorpe; Timm; Tollefson; Warner; Wentz; Wikenheiser; Speaker Wald

NAYS: Brusegaard; Carlson; DeKrey; Delzer; Devlin; Drovdal; Eckre; Ekstrom; Galvin; Gorder; Grande; Grosz; Gulleson; Hanson; Herbel; Kelsh, S.; Kerzman; Lloyd; Lundgren; Mahoney; Sandvig; Severson; Weisz; Winrich

ABSENT AND NOT VOTING: Bernstein; Haas

Reengrossed HB 1443, as amended, passed and the title was agreed to.

REPORT OF CONFERENCE COMMITTEE

REP. KOPPELMAN MOVED that the conference committee report on Engrossed HB 1024 be adopted, which motion prevailed.

Reengrossed HB 1024 was placed on the Eleventh order.

SECOND READING OF HOUSE BILL

HB 1024: A BILL for an Act to create and enact section 28-32-03.4 of the North Dakota Century Code, relating to authority of the administrative rules committee to call up existing administrative rules for review; to amend and reenact subsection 1 of section 4-18.1-20, subsections 4 and 7 of section 28-32-02, and section 28-32-04 of the North Dakota Century Code, relating to statutory references to administrative rulemaking provisions, administrative rulemaking procedures, authority of the administrative rules

committee to suspend or object to administrative rules, and petitions for reconsideration of administrative rules; 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 73 YEAS, 23 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Belter; Berg; Boehm; Brandenburg; Brekke; Brusegaard; Byerly; Carlisle; Carlson; Clark; Dalrymple; DeKrey; Delzer; Devlin; Disrud; Dorso; Drovdal; Eckre; Froelich; Froseth; Galvin; Glassheim; Gorder; Grande; Grosz; Grumbo; Gunter; Henegar; Herbel; Huether; Jensen; Johnson, D.; Johnson, N.; Keiser; Kelsch, R.; Kempenich; Klein; Klemin; Kliniske; Koppang; Koppelman; Lloyd; Lundgren; Martinson; Metcalf; Meyer; Mickelson; Monson; Mueller; Nelson; Nicholas; Nottestad; Nowatzki; Pollert; Poolman; Porter; Price; Renner; Rennerfeldt; Sandvig; Severson; Solberg; Stefonowicz; Svedjan; Thoreson, B.; Thoreson, L.; Thorpe; Timm; Tollefson; Weisz; Wentz; Wikenheiser; Speaker Wald

NAYS: Aarsvold; Boucher; Cleary; Delmore; Ekstrom; Fairfield; Gulleon; Hanson; Hawken; Hoffner; Kelsh, S.; Kerzman; Kroeber; Lemieux; Mahoney; Maragos; Nichols; Niemeier; Rose; Schmidt; Sveen; Warner; Winrich

ABSENT AND NOT VOTING: Bernstein; Haas

Reengrossed HB 1024 passed and the title was agreed to.

REPORT OF CONFERENCE COMMITTEE

REP. D. JOHNSON MOVED that the conference committee report on Engrossed HB 1490 be adopted, which motion prevailed.

Reengrossed HB 1490 was placed on the Eleventh order.

SECOND READING OF HOUSE BILL

HB 1490: A BILL for an Act to create and enact a new section to chapter 15-40.1 of the North Dakota Century Code, relating to the closure of schools in weather emergencies; to amend and reenact section 15-47-33 of the North Dakota Century Code, or in the alternative to amend and reenact section 15.1-06-04 of the North Dakota Century Code, relating to length of the school year; and to repeal section 15-40.1-09.1 of the North Dakota Century Code, relating to the closure of schools due to emergencies.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 93 YEAS, 3 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Belter; Berg; Boehm; Boucher; Brandenburg; Brekke; Brusegaard; Byerly; Carlisle; Carlson; Clark; Cleary; Dalrymple; DeKrey; Delmore; Devlin; Disrud; Dorso; Eckre; Ekstrom; Fairfield; Froelich; Froseth; Galvin; Glassheim; Gorder; Grande; Grosz; Grumbo; Gulleon; Gunter; Hanson; Hawken; Henegar; Herbel; Hoffner; Huether; Jensen; Johnson, D.; Johnson, N.; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Klein; Klemin; Kliniske; Koppang; Koppelman; Kroeber; Lemieux; Lloyd; Lundgren; Mahoney; Maragos; Martinson; Metcalf; Meyer; Mickelson; Monson; Mueller; Nelson; Nicholas; Nichols; Niemeier; Nottestad; Nowatzki; Pollert; Poolman; Porter; Price; Renner; Rennerfeldt; Rose; Sandvig; Schmidt; Severson; Solberg; Stefonowicz; Svedjan; Sveen; Thoreson, B.; Thorpe; Timm; Tollefson; Warner; Weisz; Wentz; Wikenheiser; Winrich; Speaker Wald

NAYS: Delzer; Drovdal; Thoreson, L.

ABSENT AND NOT VOTING: Bernstein; Haas

Reengrossed HB 1490 passed and the title was agreed to.

REPORT OF CONFERENCE COMMITTEE

REP. BERG MOVED that the conference committee report on Reengrossed HB 1089 be adopted, which motion prevailed.

Reengrossed HB 1089, as amended, was placed on the Eleventh order.

SECOND READING OF HOUSE BILL

HB 1089: A BILL for an Act to amend and reenact section 52-02-18 and subsection 3 of section 52-03-07 of the North Dakota Century Code, relating to an audit of job service North Dakota and the administration of unemployment compensation programs; to provide for an audit of job service North Dakota; to provide an appropriation; to provide a continuing appropriation; and to provide an expiration 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 88 YEAS, 8 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Belter; Berg; Boehm; Boucher; Brandenburg; Brekke; Brusegaard; Byerly; Carlisle; Carlson; Clark; Cleary; Dalrymple; DeKrey; Delmore; Delzer; Devlin; Disrud; Dorso; Drovdal; Eckre; Ekstrom; Froseth; Galvin; Glassheim; Gorder; Grande; Grosz; Grumbo; Gulleson; Gunter; Hanson; Hawken; Henegar; Herbel; Huether; Jensen; Johnson, D.; Johnson, N.; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Klein; Klemin; Kliniske; Koppang; Koppelman; Lemieux; Lloyd; Mahoney; Maragos; Martinson; Metcalf; Meyer; Mickelson; Monson; Mueller; Nelson; Nicholas; Nichols; Nottestad; Nowatzki; Pollert; Poolman; Porter; Price; Renner; Rennerfeldt; Rose; Sandvig; Schmidt; Severson; Solberg; Stefonowicz; Svedjan; Sveen; Thoreson, B.; Thoreson, L.; Thorpe; Timm; Tollefson; Warner; Weisz; Wentz; Wikenheiser; Winrich; Speaker Wald

NAYS: Aarsvold; Fairfield; Froelich; Hoffner; Kerzman; Kroeber; Lundgren; Niemeier

ABSENT AND NOT VOTING: Bernstein; Haas

Engrossed HB 1089, as amended, passed and the title was agreed to.

REPORT OF CONFERENCE COMMITTEE

REP. POOLMAN MOVED that the conference committee report on Engrossed SB 2003 be adopted, which motion prevailed.

REPORT OF CONFERENCE COMMITTEE

REP. TOLLEFSON MOVED that the conference committee report on Engrossed SB 2004 be adopted, which motion prevailed.

Engrossed SB 2004, as amended, was placed on the Fourteenth order.

SECOND READING OF SENATE BILL

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

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 75 YEAS, 21 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Belter; Berg; Boehm; Brandenburg; Brekke; Brusegaard; Byerly; Carlisle; Carlson; Clark; Dalrymple; DeKrey; Delzer; Devlin; Disrud; Dorso; Drovdal; Eckre; Ekstrom; Froseth; Galvin; Glassheim; Gorder; Grande; Grosz; Grumbo; Gunter; Hawken; Henegar; Herbel; Huether; Jensen; Johnson, D.; Johnson, N.; Keiser; Kelsch, R.; Kempenich; Klein; Klemin; Kliniske; Koppang; Koppelman; Lloyd; Mahoney; Maragos; Martinson; Metcalf; Mickelson; Monson; Mueller; Nelson; Nicholas; Nottestad; Nowatzki; Pollert; Poolman; Porter; Price; Renner; Rennerfeldt; Rose; Schmidt; Severson; Stefonowicz; Svedjan; Sveen; Thoreson, B.; Thoreson, L.; Thorpe; Timm; Tollefson; Weisz; Wentz; Wikenheiser; Speaker Wald

NAYS: Aarsvold; Boucher; Cleary; Delmore; Fairfield; Froelich; Gulleson; Hanson; Hoffner; Kelsh, S.; Kerzman; Kroeber; Lemieux; Lundgren; Meyer; Nichols; Niemeier; Sandvig; Solberg; Warner; Winrich

ABSENT AND NOT VOTING: Bernstein; Haas

Engrossed SB 2004, as amended, passed and the title was agreed to.

REPORT OF CONFERENCE COMMITTEE

REP. POOLMAN MOVED that the conference committee report on Engrossed SB 2010 be adopted, which motion prevailed.

Engrossed SB 2010, as amended, was placed on the Fourteenth order.

SECOND READING OF SENATE BILL

SB 2010: A BILL for an Act to provide an appropriation for defraying the expenses of the insurance commissioner; to provide for the appointment of legislative representatives to the national conference of insurance legislators; and to amend and reenact subsection 3 of section 26.1-01-07.1, sections 26.1-01-09, and 26.1-23-03 of the North Dakota Century Code, relating to the cash balance of the insurance regulatory trust fund, the salary of the insurance commissioner, and the unsatisfied judgment fund.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 89 YEAS, 7 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Belter; Berg; Boehm; Boucher; Brandenburg; Brekke; Brusegaard; Byerly; Carlisle; Carlson; Clark; Dalrymple; DeKrey; Delmore; Delzer; Devlin; Disrud; Dorso; Drovdal; Eckre; Froelich; Froseth; Galvin; Glassheim; Gorder; Grande; Grosz; Grumbo; Gulletson; Gunter; Hanson; Hawken; Henegar; Herbel; Hoffner; Huether; Jensen; Johnson, D.; Johnson, N.; Keiser; Kelsch, R.; Kempenich; Kerzman; Klein; Klemm; Kliniske; Koppang; Koppelman; Kroeber; Lloyd; Lundgren; Mahoney; Martinson; Metcalf; Meyer; Mickelson; Monson; Mueller; Nelson; Nicholas; Nichols; Niemeier; Nottestad; Nowatzki; Pollert; Poolman; Porter; Price; Renner; Rennerfeldt; Rose; Sandvig; Schmidt; Severson; Solberg; Stefonowicz; Svedjan; Sveen; Thoreson, B.; Thoreson, L.; Thorpe; Timm; Tollefson; Warner; Weisz; Wentz; Wikenheiser; Speaker Wald

NAYS: Cleary; Ekstrom; Fairfield; Kelsh, S.; Lemieux; Maragos; Winrich

ABSENT AND NOT VOTING: Bernstein; Haas

Engrossed SB 2010, as amended, passed and the title was agreed to.

REPORT OF CONFERENCE COMMITTEE

REP. CARLISLE MOVED that the conference committee report on Engrossed SB 2022 be adopted, which motion prevailed.

Engrossed SB 2022, as amended, was placed on the Fourteenth order.

SECOND READING OF SENATE BILL

SB 2022: A BILL for an Act to provide an appropriation for defraying the expenses of the tourism department.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 85 YEAS, 11 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Belter; Berg; Boehm; Boucher; Brandenburg; Brekke; Brusegaard; Byerly; Carlisle; Carlson; Clark; Dalrymple; DeKrey; Delmore; Delzer; Disrud; Dorso; Drovdal; Eckre; Fairfield; Froseth; Galvin; Glassheim; Gorder; Grande; Grosz; Grumbo; Gulletson; Gunter; Hanson; Henegar; Herbel; Huether; Jensen; Johnson, D.; Johnson, N.; Keiser; Kelsch, R.; Kempenich; Klein; Klemm; Kliniske; Koppang; Koppelman; Kroeber; Lemieux; Lloyd; Lundgren; Mahoney; Maragos; Metcalf; Meyer; Mickelson; Monson; Mueller; Nelson; Nicholas; Nichols; Niemeier; Nottestad; Nowatzki; Pollert; Poolman; Porter; Price; Renner; Rennerfeldt; Sandvig; Schmidt; Severson; Solberg; Stefonowicz; Svedjan; Sveen; Thoreson, B.; Thoreson, L.; Thorpe; Timm; Tollefson; Warner; Weisz; Wentz; Wikenheiser; Speaker Wald

NAYS: Cleary; Devlin; Ekstrom; Froelich; Hawken; Hoffner; Kelsh, S.; Kerzman; Martinson; Rose; Winrich

ABSENT AND NOT VOTING: Bernstein; Haas

Engrossed SB 2022, as amended, passed and the title was agreed to.

REPORT OF CONFERENCE COMMITTEE

REP. WEISZ MOVED that the conference committee report on Engrossed SB 2114 be adopted, which motion prevailed.

Engrossed SB 2114, as amended, was placed on the Fourteenth order.

SECOND READING OF SENATE BILL

SB 2114: A BILL for an Act to amend and reenact subsection 2 of section 50-01.2-00.1 and subsection 1 of section 50-09-29 of the North Dakota Century Code, relating to local expenses of administration and requirements for temporary assistance for needy families; to authorize the department of human services to negotiate a pilot project for the state's participation in direct funding and administration of tribal temporary assistance to needy families; to provide for a legislative council study; and to provide for reports to the legislative council.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 93 YEAS, 3 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Belter; Berg; Boehm; Boucher; Brandenburg; Brekke; Brusegaard; Byerly; Carlisle; Carlson; Clark; Cleary; Dalrymple; DeKrey; Delmore; Delzer; Devlin; Disrud; Dorso; Drovdal; Eckre; Ekstrom; Fairfield; Froelich; Froseth; Galvin; Glassheim; Gorder; Grande; Grosz; Grumbo; Gulleson; Gunter; Hanson; Hawken; Henegar; Herbel; Hoffner; Huether; Jensen; Johnson, D.; Johnson, N.; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Klein; Klemin; Kliniske; Koppang; Koppelman; Kroeber; Lemieux; Lloyd; Lundgren; Mahoney; Maragos; Martinson; Metcalf; Meyer; Mickelson; Monson; Mueller; Nelson; Nicholas; Nichols; Nottestad; Nowatzki; Pollert; Poolman; Porter; Price; Renner; Rennerfeldt; Rose; Sandvig; Schmidt; Severson; Solberg; Stefanowicz; Svedjan; Sveen; Thoreson, B.; Thoreson, L.; Thorpe; Timm; Tollefson; Weisz; Wentz; Wikenheiser; Winrich; Speaker Wald

NAYS: Kerzman; Niemeier; Warner

ABSENT AND NOT VOTING: Bernstein; Haas

Engrossed SB 2114, as amended, passed and the title was agreed to.

REPORT OF CONFERENCE COMMITTEE

REP. JENSEN MOVED that the conference committee report on Engrossed SB 2127 be adopted, which motion prevailed.

Engrossed SB 2127, as amended, was placed on the Fourteenth order.

SECOND READING OF SENATE BILL

SB 2127: A BILL for an Act to create and enact a new paragraph to subdivision a of subsection 3 of section 39-06.1-10 of the North Dakota Century Code, relating to demerit points; and to amend and reenact subsection 2 of section 39-06.1-06 and section 39-21-41.2 of the North Dakota Century Code, relating to use of seatbelts and restraints.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 75 YEAS, 21 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Berg; Boucher; Brandenburg; Brekke; Carlisle; Clark; Cleary; Dalrymple; Delmore; Disrud; Dorso; Eckre; Ekstrom; Fairfield; Froseth; Galvin; Glassheim; Gorder; Grumbo; Gulleson; Gunter; Hanson; Hawken; Henegar; Herbel; Hoffner; Huether; Jensen; Johnson, N.; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Klein; Klemin; Kliniske; Koppang; Koppelman; Kroeber; Lemieux; Lloyd; Lundgren; Mahoney; Maragos; Martinson; Metcalf; Meyer; Mickelson; Monson; Mueller; Nicholas; Nichols; Niemeier; Nottestad; Nowatzki; Poolman; Porter; Price; Rennerfeldt; Rose; Schmidt; Solberg; Stefanowicz; Svedjan; Sveen; Thoreson, B.; Thoreson, L.; Thorpe; Tollefson; Warner; Wentz; Wikenheiser; Winrich; Speaker Wald

NAYS: Belter; Boehm; Brusegaard; Byerly; Carlson; DeKrey; Delzer; Devlin; Drovdal; Froelich; Grande; Grosz; Johnson, D.; Kerzman; Nelson; Pollert; Renner; Sandvig; Severson; Timm; Weisz

ABSENT AND NOT VOTING: Bernstein; Haas

Engrossed SB 2127, as amended, passed and the title was agreed to.

REPORT OF CONFERENCE COMMITTEE

REP. KEMPENICH MOVED that the conference committee report on Engrossed SB 2267 be adopted, which motion prevailed.

Engrossed SB 2267, as amended, was placed on the Fourteenth order.

SECOND READING OF SENATE BILL

SB 2267: A BILL for an Act to create and enact a new section to chapter 24-02 of the North Dakota Century Code, relating to the special road committee; to amend and reenact subsection 3 of section 24-02-37 of the North Dakota Century Code, relating to the special road fund; to provide an effective date; 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 88 YEAS, 8 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Belter; Berg; Boucher; Brandenburg; Brusegaard; Byerly; Carlisle; Cleary; Dalrymple; DeKrey; Delmore; Delzer; Devlin; Disrud; Dorso; Drovdal; Eckre; Ekstrom; Fairfield; Froseth; Galvin; Glassheim; Gorder; Grande; Grosz; Grumbo; Gulleston; Gunter; Hanson; Hawken; Henegar; Herbel; Hoffner; Huether; Jensen; Johnson, D.; Johnson, N.; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Klein; Klemm; Koppang; Koppelman; Kroeber; Lemieux; Lloyd; Lundgren; Mahoney; Maragos; Martinson; Metcalf; Meyer; Mickelson; Monson; Mueller; Nelson; Nicholas; Nichols; Niemeier; Nottestad; Nowatzki; Pollert; Porter; Price; Rennerfeldt; Rose; Sandvig; Schmidt; Severson; Solberg; Stefanowicz; Svedjan; Sveen; Thoreson, B.; Thoreson, L.; Thorpe; Timm; Tollefson; Warner; Weisz; Wentz; Wikenheiser; Winrich; Speaker Wald

NAYS: Boehm; Brekke; Carlson; Clark; Froelich; Kliniske; Poolman; Renner

ABSENT AND NOT VOTING: Bernstein; Haas

Engrossed SB 2267, as amended, passed, the title was agreed to and the emergency clause carried.

MOTION

REP. DORSO MOVED that the House be on the Seventh and Twelfth orders of business and at the conclusion of those orders, the House stand in recess until 5:00 p.m., which motion prevailed.

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

MR. SPEAKER: The committee was unable to agree and the President has appointed as a new conference committee to act with a like committee from the House on:

SB 2307: Sens. Krebsbach; Klein; Thompson

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

MR. SPEAKER: The Senate has concurred in the House amendments and subsequently passed: SB 2148.

MESSAGE TO THE SENATE FROM THE HOUSE (LANCE HAGEN, CHIEF CLERK)

MADAM PRESIDENT: The House has adopted the conference committee report on SB 2003.

MESSAGE TO THE SENATE FROM THE HOUSE (LANCE HAGEN, CHIEF CLERK)

MADAM PRESIDENT: The House has adopted the conference committee report and subsequently passed: SB 2004, SB 2010, SB 2022, SB 2114, SB 2127, SB 2267.

MESSAGE TO THE SENATE FROM THE HOUSE (LANCE HAGEN, CHIEF CLERK)

MADAM PRESIDENT: The Speaker has appointed Rep. Clark to replace Rep. Grosz on the Conference Committee on SB 2307.

MESSAGE TO THE SENATE FROM THE HOUSE (LANCE HAGEN, CHIEF CLERK)

MADAM PRESIDENT: The Speaker has appointed Rep. Dorso to replace Rep. Belter on the Conference Committee on SB 2307.

MESSAGE TO THE SENATE FROM THE HOUSE (LANCE HAGEN, CHIEF CLERK)

MADAM PRESIDENT: The Speaker has appointed Rep. Dorso to replace Rep. Grosz on the Conference Committee on HB 1108.

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 Sixty-fifth Day and recommends that it be corrected as follows and when so corrected, recommends that it be approved:

Page 1346, line 23, replace "**ACCEDE**" with "**RECEDE**"

Page 1346, line 24, remove "further"

Page 1347, line 18, remove "further"

Page 1348, line 23, after "manufacturer" insert "or supplier"

Page 1349, line 13, after "processor" insert "is not practicable"

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

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

MR. SPEAKER: The Senate has adopted the conference committee report and subsequently passed: HB 1043, HB 1252, HB 1276, HB 1405, HB 1428.

MESSAGE TO THE SENATE FROM THE HOUSE (LANCE HAGEN, CHIEF CLERK)

MADAM PRESIDENT: The House has adopted the conference committee report and subsequently passed: HB 1024, HB 1089, HB 1443, HB 1490.

REPORT OF CONFERENCE COMMITTEE

HB 1002, as engrossed: Your conference committee (Sens. Nething, Kringstad, Robinson and Reps. Byerly, Dorso, Huether) recommends that the **SENATE RECEDE** from the Senate amendments on HJ pages 1189-1192, adopt amendments as follows, and place HB 1002 on the Seventh order:

That the Senate recede from its amendments as printed on pages 1189-1192 of the House Journal and pages 1059-1061 of the Senate Journal and that Engrossed House Bill No. 1002 be amended as follows:

Page 1, line 1, after the semicolon insert "to provide for a legislative council study;"

Page 1, line 21, replace "8,334,038" with "8,937,038"

Page 2, line 2, replace "32,469,271" with "33,072,271"

Page 2, line 4, replace "31,689,328" with "32,292,328"

Page 2, line 13, replace "3,129,346" with "1,000,000"

Page 2, line 14, replace "3,129,346" with "1,000,000"

Page 2, line 15, replace "42,166,922" with "40,640,576"

Page 2, line 17, replace "43,216,865" with "41,690,519"

Page 2, after line 27, insert:

"SECTION 4. LEGISLATIVE COUNCIL STUDY OF UNIFIED COURT SYSTEM. The legislative council shall consider studying, during the 1999-2000 interim, the impacts of court unification on the judicial system and on the effective provision of judicial services to state residents.

SECTION 5. ALLOCATION FOR INDIGENT DEFENSE FUNDS. The supreme court shall develop criteria for the equitable allocation of indigent defense funds contained in the operating expenses line item for district courts. The criteria must be based on number of cases, complexity of cases, the level of efficiency in handling cases, and the historical funding levels in different districts. The supreme court may use any other factors deemed appropriate by the supreme court. The historical funding levels may be used as one factor of many and may not be given consideration in excess of any other factor. The supreme court shall use these criteria in the allocation of indigent defense funds appropriated under this Act.

SECTION 6. CLERK OF COURT UNIFICATION. Notwithstanding the provisions of 1999 House Bill No. 1275, the supreme court shall implement the clerk of court unification effective April 1, 2001."

Page 3, line 9, replace "seventy-nine" with "seventy-seven", replace "one" with "three", and replace "seventy-one" with "forty"

Page 3, line 10, replace "eighty" with "seventy-eight", remove the overstrike over "eight", and remove "seven"

Page 3, line 11, replace "fifty-four" with "eighty-seven"

ReNUMBER accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

DEPARTMENT 182 - DISTRICT COURTS

CONFERENCE COMMITTEE - This amendment makes the following changes:

	EXECUTIVE BUDGET	HOUSE VERSION	CONFERENCE COMMITTEE CHANGES	CONFERENCE COMMITTEE VERSION	SENATE VERSION	CONFERENCE COMPARISON TO SENATE VERSION
Salaries and wages	\$23,500,870	\$22,526,069		\$22,526,069	\$22,526,069	
Operating expenses	9,178,319	8,334,038	\$603,000	8,937,038	8,937,038	
Equipment	788,600	674,603		674,603	674,603	
Judges retirement	851,889	814,561		814,561	814,561	
Alternative dispute resolution	60,000	40,000		40,000	40,000	
UND - Central legal research		80,000		80,000	80,000	
Total all funds	\$34,379,678	\$32,469,271	\$603,000	\$33,072,271	\$33,072,271	\$0
Less special funds	<u>774,155</u>	<u>779,943</u>		<u>779,943</u>	<u>779,943</u>	
General fund	\$33,605,523	\$31,689,328	\$603,000	\$32,292,328	\$32,292,328	\$0
FTE	191.00	189.50	0.00	189.50	189.50	0.00

Detail of Conference Committee changes to the House version includes:

	RESTORE A PORTION OF THE INDIGENT DEFENSE FUNDING	RESTORE FUNDING FOR INTEGRATED CASE MANAGEMENT SYSTEM	TOTAL CONFERENCE COMMITTEE CHANGES
Salaries and wages			
Operating expenses	\$135,000	\$468,000	\$603,000
Equipment			
Judges retirement			
Alternative dispute resolution			
UND - Central legal research			
Total all funds	\$135,000	\$468,000	\$603,000
Less special funds			
General fund	\$135,000	\$468,000	\$603,000
FTE	0.00	0.00	0.00

Conference Committee changes narrative:

This amendment also corrects the salaries of district court judges, which are as follows under the 2/2 compensation plan:

	PRESIDING JUDGE	DISTRICT COURT JUDGE
Current	\$77,619	\$75,824
July 1, 1999	\$79,171	\$77,340
July 1, 2000	\$80,755	\$78,887

The amendment also adds the following new sections:

Section 4 - Requires a Legislative Council study of the unified court system.

Section 5 - Provides guidelines for the allocation of district court indigent defense funds.

DEPARTMENT 184 - CLERK OF DISTRICT COURT

CONFERENCE COMMITTEE - This amendment makes the following changes:

	EXECUTIVE BUDGET	HOUSE VERSION	CONFERENCE COMMITTEE CHANGES	CONFERENCE COMMITTEE VERSION	SENATE VERSION	CONFERENCE COMPARISON TO SENATE VERSION
Clerk of district courts	<u>\$3,035,898</u>	<u>\$3,129,346</u>	<u>(\$2,129,346)</u>	<u>\$1,000,000</u>	<u>\$399,601</u>	<u>\$600,399</u>
Total all funds	\$3,035,898	\$3,129,346	(\$2,129,346)	\$1,000,000	\$399,601	\$600,399
Less special funds						
General fund	\$3,035,898	\$3,129,346	(\$2,129,346)	\$1,000,000	\$399,601	\$600,399
FTE	129.00	129.00	(16.00)	113.00	113.00	0.00

Detail of Conference Committee changes to the House version includes:

	REDUCE FUNDING	TOTAL CONFERENCE COMMITTEE CHANGES
Clerk of district courts	<u>(\$2,129,346)</u>	<u>(\$2,129,346)</u>
Total all funds	(\$2,129,346)	(\$2,129,346)
Less special funds		
General fund	(\$2,129,346)	(\$2,129,346)
FTE	(16.00)	(16.00)

Conference Committee changes narrative:

The amendment reduces clerk of court funding by \$2,129,346, to \$1,000,000 of general fund moneys, due to delaying the implementation date from January 1, 2001, to April 1, 2001.

The amendment also adds a section providing for an April 1, 2001, implementation date for the clerk of court unification.

Engrossed HB 1002 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE

HB 1021, as engrossed: Your conference committee (Sens. Solberg, Bowman, Tomac and Reps. Lloyd, Boehm, Nichols) recommends that the **SENATE RECEDE** from the Senate amendments on HJ pages 1113-1120, adopt amendments as follows, and place HB 1021 on the Seventh order:

That the Senate recede from its amendments as printed on pages 1113-1120 of the House Journal and pages 972-979 of the Senate Journal and that Engrossed House Bill No. 1021 be amended as follows:

Page 1, line 17, replace "24,744,286" with "24,795,190"

Page 1, line 18, replace "3,546,836" with "3,656,836"

Page 1, line 19, replace "432,850" with "517,850"

Page 1, line 21, replace "29,303,972" with "29,549,876"

Page 1, line 22, replace "16,596,765" with "16,732,669"

Page 1, line 23, replace "12,707,207" with "12,817,207"

Page 2, line 10, replace "2,850,752" with "3,076,552"

Page 2, line 11, replace "2,211,908" with "2,268,108"

Page 2, line 12, replace "250,000" with "256,000"

Page 2, line 14, replace "6,462,660" with "6,750,660"

Page 2, line 15, replace "5,980,240" with "6,268,240"

Page 2, line 19, replace "38,080,539" with "37,935,339"

Page 2, line 20, replace "4,163,330" with "4,193,330"

Page 2, line 22, replace "658,800" with "748,800"

Page 2, line 25, replace "46,735,415" with "46,710,215"

Page 2, line 26, replace "20,463,068" with "20,553,068"

Page 2, line 27, replace "26,272,347" with "26,157,147"

Page 2, line 30, replace "2,268,116" with "2,314,316"

Page 2, line 31, replace "1,297,963" with "1,379,963"

Page 3, line 1, replace "1,220,740" with "1,297,740"

Page 3, line 5, replace "2,425,452" with "2,435,452"

Page 3, line 6, replace "10,712,500" with "10,927,700"

Page 3, line 8, replace "6,791,091" with "7,006,291"

Page 3, replace lines 11 through 14 with:

"Agronomy seed farm" \$1,202,339

Page 3, line 16, replace "46,915,156" with "47,125,156"

Page 3, line 17, replace "48,571,778" with "49,085,682"

Page 3, line 18, replace "95,486,934" with "96,210,838"

Page 3, line 28, after "available" insert "and may be expended"

Page 3, line 29, remove ", and may be expended, as directed by the"

Page 3, remove line 30

Page 3, line 31, remove "one-time expenditures"

Page 4, line 6, after "research" insert "and education"

Page 4, after line 9, insert:

"SECTION 6. INITIATIVES - TRANSFER AUTHORITY. Upon approval of the state board of agricultural research and education, the director of the North Dakota agricultural experiment station may transfer appropriation authority of up to \$227,335 from subdivision 4 to subdivision 1 of section 1 of this Act and shall notify the office of management and budget within ten days."

Page 4, replace lines 26 through 30 with:

"SECTION 10. ESTIMATED INCOME - MAIN RESEARCH CENTER - ENVIRONMENT AND RANGELAND PROTECTION FUND. The estimated income line item in subdivision 4 of section 1 of this Act includes the sum of \$90,000, or so much of the sum as may be necessary, from the environment and rangeland protection fund for

the purpose of constructing chemical handling facilities at select research centers for the biennium beginning July 1, 1999, and ending June 30, 2001.

SECTION 11. ESTIMATED INCOME - TRANSPORTATION INSTITUTE - DEPARTMENT OF TRANSPORTATION. The estimated income line item in subdivision 3 of section 1 of this Act includes \$188,000 of federal strategic planning and research funds from the department of transportation. The director of the department of transportation may not transfer the \$188,000 of federal funds until the director of the upper great plains transportation institute has certified to the department of transportation that the institute has raised \$100,000 to supplement the federal funds available from the department of transportation for the strategic freight transportation analysis for the biennium beginning July 1, 1999, and ending June 30, 2001.

SECTION 12. LEGISLATIVE INTENT - SOIL CONSERVATION DISTRICT SUPERVISOR TRAINING. It is the intent of the fifty-sixth legislative assembly that the NDSU extension service use the funding provided for the soil conservation leadership initiative only for providing training to soil conservation district supervisors and that the training address specific issues and concerns of the local district supervisors for the biennium beginning July 1, 1999, and ending June 30, 2001.

SECTION 13. STATE BOARD OF AGRICULTURAL RESEARCH AND EDUCATION - REPORT TO LEGISLATIVE COUNCIL. The state board of agricultural research and education shall report periodically to the legislative council or a committee designated by the council on its activities associated with researching and developing market opportunities for biotechnologically enhanced crops for the biennium beginning July 1, 1999, and ending June 30, 2001."

Page 6, line 29, overstrike "two" and insert immediately thereafter "one"

Page 7, line 6, overstrike "two" and insert immediately thereafter "one"

Page 7, line 31, replace "services" with "service"

ReNUMBER accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

DEPARTMENT 627 - UPPER GREAT PLAINS TRANSPORTATION INSTITUTE

CONFERENCE COMMITTEE - This amendment makes the following changes:

	EXECUTIVE BUDGET	HOUSE VERSION	CONFERENCE COMMITTEE CHANGES	CONFERENCE COMMITTEE VERSION	SENATE VERSION	CONFERENCE COMMITTEE COMPARISON TO SENATE VERSION
Salaries and wages	\$2,876,922	\$2,850,752	\$225,800	\$3,076,552	\$3,076,552	
Operating expenses	2,211,908	2,211,908	56,200	2,268,108	2,268,108	
Equipment	250,000	250,000	6,000	256,000	256,000	
Grants	<u>1,150,000</u>	<u>1,150,000</u>		<u>1,150,000</u>	<u>1,150,000</u>	
Total all funds	\$6,488,830	\$6,462,660	\$288,000	\$6,750,660	\$6,750,660	\$0
Less special funds	<u>6,001,444</u>	<u>5,980,240</u>	<u>288,000</u>	<u>6,268,240</u>	<u>6,268,240</u>	
General fund	\$487,386	\$482,420	\$0	\$482,420	\$482,420	\$0
FTE	23.00	23.00	2.00	25.00	25.00	0.00

Detail of Conference Committee changes to the House version includes:

	ADD FUNDING FOR STRATEGIC FREIGHT ANALYSIS 1	TOTAL CONFERENCE COMMITTEE CHANGES
Salaries and wages	\$225,800	\$225,800
Operating expenses	56,200	56,200
Equipment	6,000	6,000
Grants		
Total all funds	\$288,000	\$288,000
Less special funds	<u>288,000</u>	<u>288,000</u>
General fund	\$0	\$0
FTE	2.00	2.00

Conference Committee changes narrative:

- ¹ Adds funding for conducting a strategic freight transportation analysis. Funding of \$188,000 is to be provided by the Department of Transportation from federal Strategic Planning and Research (SPR) funds and the remaining \$100,000 is to be raised by the Transportation Institute. A section is added providing that the director of the Department of Transportation may not provide the \$188,000 of federal funds until the institute has raised its \$100,000 for the analysis. The Senate also made these changes.

DEPARTMENT 630 - NDSU EXTENSION SERVICE

CONFERENCE COMMITTEE - This amendment makes the following changes:

	EXECUTIVE BUDGET	HOUSE VERSION	CONFERENCE COMMITTEE CHANGES	CONFERENCE COMMITTEE VERSION	SENATE VERSION	CONFERENCE COMMITTEE COMPARISON TO SENATE VERSION
Salaries and wages	\$25,121,626	\$24,744,286	\$50,904	\$24,795,190	\$24,795,190	
Operating expenses	3,564,436	3,546,836	110,000	3,656,836	3,656,836	
Equipment	625,640	432,850	85,000	517,850	517,850	
Grants	<u>560,000</u>	<u>580,000</u>		<u>580,000</u>	<u>580,000</u>	
Total all funds	\$29,871,702	\$29,303,972	\$245,904	\$29,549,876	\$29,549,876	\$0
Less special funds	<u>16,772,588</u>	<u>16,596,765</u>	<u>135,904</u>	<u>16,732,669</u>	<u>16,732,669</u>	<u>0</u>
General fund	\$13,099,114	\$12,707,207	\$110,000	\$12,817,207	\$12,817,207	\$0
FTE	267.50	266.80	1.00	267.80	267.80	0.00

Detail of Conference Committee changes to the House version includes:

	RESTORE FACULTY POSITION ¹	RESTORE EQUIPMENT	RESTORE MIDSIZE FARMS INITIATIVE ³	RESTORE FUNDING FOR VALUE-ADDED CENTER ³	REMOVE UNDESIGNATED INITIATIVE FUNDING ³	REMOVE CROP PROTECTION SPECIALIST
Salaries and wages	\$157,592		\$70,309	\$31,636	(\$101,945)	(\$156,688) ⁴
Operating expenses	10,000	75,000 ²	10,100	7,500	(17,600)	
Equipment			5,290	2,500	(7,790)	
Grants						
Total all funds	\$167,592	\$75,000	\$85,699	\$41,636	(\$127,335)	(\$156,688)
Less special funds	<u>90,129</u>					
General fund	\$77,463	\$75,000	\$85,699	\$41,636	(\$127,335)	(\$156,688)
FTE	1.00	0.00	0.50	0.20	(0.70)	(1.00)
	ADD 4-H YOUTH POSITION	ADD FUNDING FOR DAIRY DIAGNOSTIC TEAMS	ADD FUNDING FOR SOIL CONSERVATION LEADERSHIP	TOTAL CONFERENCE COMMITTEE CHANGES		
Salaries and wages	\$50,000 ⁵			\$50,904		
Operating expenses		\$50,000 ⁶	\$60,000 ⁷	110,000		
Equipment				85,000		
Grants						
Total all funds	\$50,000	\$50,000	\$60,000	\$245,904		
Less special funds	<u>45,775</u>			<u>135,904</u>		
General fund	\$4,225	\$50,000	\$60,000	\$110,000		
FTE	1.00	0.00	0.00	1.00		

Conference Committee changes narrative:

- ¹ Restores 1 FTE undesignated faculty position removed by the House. The Senate also restored this position.
- ² Restores \$75,000 of the \$175,000 equipment funding reduction made by the House. The Senate also restored this funding.
- ³ Restores funding for the midsize farms initiative and value-added center initiative removed by the House and reduces initiative funding in undesignated areas by the same amount. The State Board of Agricultural Research and Education may determine the specific areas to reduce within the total funding available for the initiatives. The Senate also made these changes.
- ⁴ Removes 1 FTE crop protection specialist position added in the executive budget, the same as the Senate version.
- ⁵ Adds funding for the 4-H youth position in Burleigh and Morton Counties, the same as the Senate version.

- ⁶ Adds funding to develop and operate dairy diagnostic teams. The section added by the House providing that the NDSU Extension Service spend up to \$100,000 of its 1999-2001 appropriation for the dairy diagnostic teams is removed. The Senate also made these changes.
- ⁷ Adds funding for the soil conservation leadership initiative. A section of legislative intent is added providing that this funding is to be used only for training local district supervisors and that the training address specific issues and concerns of the local district supervisors. The Senate also made these changes.

Section 3 of the bill is changed to allow the Agricultural Experiment Station, the NDSU Extension Service, the Upper Great Plains Transportation Institute, and the Northern Crops Institute to spend unspent general fund appropriation authority and excess income continued into the 2001-03 biennium for any types of expenditures, not only capital repairs and improvements, equipment, and one-time expenditures as provided in the House version. The Senate also made this change.

A section is added authorizing the director of the Agricultural Experiment Station, upon approval of the State Board of Agricultural Research and Education, to transfer up to \$227,335 of its appropriation to the NDSU Extension Service based on the agricultural initiatives prioritized by the State Board of Agricultural Research and Education. The Senate also added this section.

North Dakota Century Code Section 4-05.1-16 is amended to provide that the Ag Coalition and the advisory groups to the multicounty program units each submit one or more names to the Board of Higher Education for appointment of representatives to the State Board of Agricultural Research and Education. Current law provides that each of these groups submit two or more names to the board. The Senate also made this change.

The Conference Committee did not change the sections added by the House changing the name of the State Board of Agricultural Research to the State Board of Agricultural Research and Education. The Senate had changed the name of the board to the State Board of Agricultural Research and Extension.

DEPARTMENT 640 - AGRICULTURAL EXPERIMENT STATION

CONFERENCE COMMITTEE - This amendment makes the following **ALL FUNDS** changes:

	EXECUTIVE BUDGET	HOUSE VERSION	CONFERENCE COMMITTEE CHANGES	CONFERENCE COMMITTEE VERSION	SENATE VERSION	CONFERENCE COMMITTEE COMPARISON TO SENATE VERSION
Main Research Center	\$47,349,738	\$46,735,415	(\$25,200)	\$46,710,215	\$46,710,215	
Dickinson Research Extension Center	2,232,735	2,268,116	46,200	2,314,316	2,314,316	
Central Grasslands Research Extension Center	1,363,529	1,297,963	82,000	1,379,963	1,379,963	
Hettinger Research Extension Center	1,227,445	1,220,740	77,000	1,297,740	1,297,740	
Langdon Research Extension Center	1,141,330	1,075,049		1,075,049	1,075,049	
North Central Research Extension Center	1,251,892	1,301,950		1,301,950	1,301,950	
Williston Research Extension Center	1,130,090	1,123,230		1,123,230	1,123,230	
Carrington Research Extension Center	2,450,704	2,425,452	10,000	2,435,452	2,435,452	
Agronomy Seed Farm	<u>1,205,952</u>	<u>1,202,339</u>		<u>1,202,339</u>	<u>1,202,339</u>	
Total all funds	\$59,353,415	\$58,650,254	\$190,000	\$58,840,254	\$58,840,254	\$0
FTE	418.10	416.35	0.00	416.35	416.35	0.00

Detail of Conference Committee **ALL FUNDS** changes to the House version includes:

	REALLOCATE FUNDING FOR RANGE INITIATIVE ¹	REALLOCATE OPERATING EXPENSES REDUCTIONS ²	RESTORE MID-SIZED FARMS INITIATIVE	RESTORE FUNDING FOR VALUE-ADDED CENTER	REMOVE UNDESIGNATED INITIATIVES FUNDING	ADD FUNDING FOR CHEMICAL FACILITIES
Main Research Center	(\$190,200)	(\$25,000)	\$125,163 ³	\$102,814 ³	(\$227,977) ³	\$90,000 ⁴
Dickinson Research Extension Center	36,200	10,000				
Central Grasslands Research Extension Center	77,000	5,000				
Hettinger Research Extension Center	77,000					
Langdon Research Extension Center						
North Central Research Extension Center						
Williston Research Extension Center						
Carrington Research Extension Center		10,000				
Agronomy Seed Farm						
Total all funds	\$0	\$0	\$125,163	\$102,814	(\$227,977)	\$90,000

FTE	0.00	0.00	1.00	0.75	(1.75)	0.00
	ADD FUNDING FOR BIOTECH CROPS	TOTAL CONFERENCE COMMITTEE CHANGES				
Main Research Center	\$100,000 ⁵	(\$25,200)				
Dickinson Research Extension Center		46,200				
Central Grasslands Research Extension Center		82,000				
Hettinger Research Extension Center		77,000				
Langdon Research Extension Center						
North Central Research Extension Center						
Williston Research Extension Center						
Carrington Research Extension Center		10,000				
Agronomy Seed Farm						
Total all funds	\$100,000	\$190,000				
FTE	0.00	0.00				

This amendment makes the following **GENERAL FUND** changes:

	EXECUTIVE BUDGET	HOUSE VERSION	CONFERENCE COMMITTEE CHANGES	CONFERENCE COMMITTEE VERSION	SENATE VERSION	CONFERENCE COMMITTEE COMPARISON TO SENATE VERSION
Main Research Center	\$26,793,360	\$26,272,347	(\$115,200)	\$26,157,147	\$26,157,147	
Dickinson Research Extension Center	1,468,109	1,503,592	46,200	1,549,792	1,549,792	
Central Grasslands Research Extension Center	841,086	775,520	82,000	857,520	857,520	
Hettinger Research Extension Center	732,281	726,792	77,000	803,792	803,792	
Langdon Research Extension Center	919,578	853,985		853,985	853,985	
North Central Research Extension Center	731,532	782,716		782,716	782,716	
Williston Research Extension Center	847,928	841,226		841,226	841,226	
Carrington Research Extension Center	1,328,872	1,307,260	10,000	1,317,260	1,317,260	
Agronomy Seed Farm						
Total general fund	\$33,662,746	\$33,063,438	\$100,000	\$33,163,438	\$33,163,438	\$0

Detail of Conference Committee **GENERAL FUND** changes to the House version includes:

	REALLOCATE FUNDING FOR RANGE INITIATIVE ¹	REALLOCATE OPERATING EXPENSES REDUCTIONS ²	RESTORE MIDSIZED FARMS INITIATIVE	RESTORE FUNDING FOR VALUE-ADDED CENTER	REMOVE UNDESIGNATED INITIATIVES FUNDING	ADD FUNDING FOR CHEMICAL FACILITIES ⁴
Main Research Center	(\$190,200)	(\$25,000)	\$125,163 ³	\$102,814 ³	(\$227,977) ³	
Dickinson Research Extension Center	36,200	10,000				
Central Grasslands Research Extension Center	77,000	5,000				
Hettinger Research Extension Center	77,000					
Langdon Research Extension Center						
North Central Research Extension Center						
Williston Research Extension Center						
Carrington Research Extension Center		10,000				
Agronomy Seed Farm						
Total general fund	\$0	\$0	\$125,163	\$102,814	(\$227,977)	\$0
	ADD FUNDING FOR BIOTECH CROPS	TOTAL CONFERENCE COMMITTEE CHANGES				
Main Research Center	\$100,000 ⁵	(\$115,200)				
Dickinson Research Extension Center		46,200				
Central Grasslands Research Extension Center		82,000				
Hettinger Research Extension Center		77,000				
Langdon Research Extension Center						
North Central Research Extension Center						
Williston Research						

Extension Center		
Carrington Research		10,000
Extension Center		
Agronomy Seed Farm		
Total general fund	\$100,000	\$100,000

Conference Committee changes narrative:

- ¹ Reallocates funding for the range initiative from the Main Research Center to the Dickinson, Central Grasslands, and Hettinger Extension Centers as follows (the Senate also made this change):

	MAIN RESEARCH CENTER	DICKINSON RESEARCH EXTENSION CENTER	CENTRAL GRASSLANDS RESEARCH EXTENSION CENTER	HETTINGER RESEARCH EXTENSION CENTER	TOTAL
Salaries and wages	(\$145,200)	\$30,000	\$60,000	\$60,000	\$4,800
Operating expenses	<u>(45,000)</u>	<u>6,200</u>	<u>17,000</u>	<u>17,000</u>	<u>(4,800)</u>
Total general fund	(\$190,200)	\$36,200	\$77,000	\$77,000	\$0

- ² Reallocates operating expenses reductions made by the House to the Dickinson, Central Grasslands, and Carrington Extension Centers to the Main Research Center. The Senate also made this change.
- ³ Restores funding for the mid-sized farms initiative and the value-added center initiative removed by the House and reduces initiative funding in undesignated areas by the same amount. The State Board of Agricultural Research and Education may determine the specific areas to reduce within the total funding available for the initiatives. The Senate also made these changes. Detail of these changes includes:

	MIDSIZED FARMS INITIATIVE	VALUE-ADDED CENTER INITIATIVE	UNDESIGNATED INITIATIVES	INCREASE (DECREASE)
Salaries and wages	\$111,111	\$52,616	(\$163,727)	\$0
Operating expenses	<u>14,052</u>	<u>50,198</u>	<u>(64,250)</u>	<u>0</u>
Total	\$125,163	\$102,814	(\$227,977)	\$0
FTE	1.00	0.75	(1.75)	0.00

- ⁴ Adds funding from the environment and rangeland protection fund for constructing chemical handling facilities at the Main Research Center or branch research centers as selected by the State Board of Agricultural Research and Education. It is anticipated that the funds provided will complete one facility that is partially built and will construct three additional facilities. The Senate also made this change.
- ⁵ Adds operating expenses funding for an initiative to research and develop market opportunities for biotechnologically enhanced crops in North Dakota. A section is added providing that the State Board of Agricultural Research and Education report to an interim Legislative Council committee during the 1999-2000 interim on its activities associated with this initiative. The Senate also made these changes.

The Agronomy Seed Farm appropriation is changed from a specific line item appropriation to a lump sum appropriation, the same as the Senate version.

Section 3 of the bill is changed to allow the Agricultural Experiment Station, the NDSU Extension Service, the Upper Great Plains Transportation Institute, and the Northern Crops Institute to spend unspent general fund appropriation authority and excess income continued into the 2001-03 biennium for any types of expenditures, not only capital repairs and improvements, equipment, and one-time expenditures as provided in the House version. The Senate also made this change.

A section is added authorizing the director of the Agricultural Experiment Station, upon approval of the State Board of Agricultural Research and Education, to transfer up to \$227,335 of its appropriation to the NDSU Extension Service based on the agricultural initiatives prioritized by the State Board of Agricultural Research and Education. The Senate also added this section.

North Dakota Century Code Section 4-05.1-16 is amended to provide that the Ag Coalition and the advisory groups to the multicounty program units each submit one or more names to the Board of Higher Education for appointment of representatives to the State Board of Agricultural Research and Education. Current law provides that each of these groups submit two or more names to the board. The Senate also made this change.

The Conference Committee did not change the sections added by the House changing the name of the State Board of Agricultural Research to the State Board of Agricultural Research and Education. The Senate had changed the name of the board be the State Board of Agricultural Research and Extension.

Total general fund changes - House Bill No. 1021

	EXECUTIVE BUDGET	HOUSE VERSION	INCREASE (DECREASE)	CONFERENCE COMMITTEE VERSION	SENATE VERSION	CONFERENCE COMMITTEE COMPARISON TO SENATE VERSION
Upper Great Plains Transportation Institute	\$487,386	\$482,420		\$482,420	\$482,420	
NDSU Extension Service	13,099,114	12,707,207	\$110,000	12,817,207	12,817,207	
Northern Crops Institute	668,034	662,091		662,091	662,091	
Agricultural Experiment Station	33,662,746	33,063,438	100,000	33,163,438	33,163,438	
Total general fund	\$47,917,280	\$46,915,156	\$210,000	\$47,125,156	\$47,125,156	\$0

Engrossed HB 1021 was placed on the Seventh order of business on the calendar.

THE HOUSE RECONVENED, with Speaker Wald presiding.

REPORT OF CONFERENCE COMMITTEE

REP. BYERLY MOVED that the conference committee report on Engrossed SB 2381 be adopted, which motion prevailed.

REPORT OF CONFERENCE COMMITTEE

REP. TIMM MOVED that the conference committee report on Engrossed HB 1017 be adopted, which motion prevailed.

Reengrossed HB 1017 was placed on the Eleventh order.

MOTION

REP. HOFFNER MOVED that the House reconsider its action whereby the conference committee report was accepted and Engrossed HB 1017 was placed on the Eleventh order of business on the calendar, which motion lost on a verification vote.

SECOND READING OF HOUSE BILL

HB 1017: A BILL for an Act to provide an appropriation for defraying the expenses of job service North Dakota; to provide for a report to the budget section; 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 72 YEAS, 23 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Belter; Berg; Boehm; Boucher; Brandenburg; Brekke; Brusegaard; Byerly; Carlisle; Clark; Dalrymple; DeKrey; Delmore; Devlin; Disrud; Dorso; Drovda; Froelich; Froseth; Galvin; Gorder; Grosz; Hanson; Hawken; Henegar; Herbel; Huether; Jensen; Johnson, D.; Johnson, N.; Keiser; Kelsch, R.; Kempenich; Klein; Klemin; Kliniske; Koppang; Koppelman; Kroeber; Lloyd; Maragos; Martinson; Metcalf; Meyer; Mickelson; Monson; Mueller; Nelson; Nicholas; Nichols; Nottestad; Nowatzki; Pollert; Poolman; Porter; Price; Renner; Rennerfeldt; Sandvig; Schmidt; Severson; Svedjan; Sveen; Thoreson, B.; Thoreson, L.; Thorpe; Timm; Tollefson; Weisz; Wentz; Wikenheiser; Speaker Wald

NAYS: Aarsvold; Carlson; Cleary; Delzer; Eckre; Ekstrom; Fairfield; Glassheim; Grande; Grumbo; Guleson; Hoffner; Kelsh, S.; Kerzman; Lemieux; Lundgren; Mahoney; Niemeier; Rose; Solberg; Stefonowicz; Warner; Winrich

ABSENT AND NOT VOTING: Bernstein; Gunter; Haas

Reengrossed HB 1017 passed, the title was agreed to, and the emergency clause carried.

REPORT OF CONFERENCE COMMITTEE

REP. KLEIN MOVED that the conference committee report on Engrossed HB 1037 as printed on HJ pages 1347-1349 be adopted, which motion prevailed.

Reengrossed HB 1037 was placed on the Eleventh order.

SECOND READING OF HOUSE BILL

HB 1037: A BILL for an Act to provide for year 2000 information requests; to create and enact a new section to chapter 32-12 of the North Dakota Century Code, relating to the liability of the state for a contract claim resulting from the failure of computers or computer equipment; and to amend and reenact subsection 3 of section 32-12.1-03 and subsection 3 of section 32-12.2-02 of the North Dakota Century Code, relating to the liability of political subdivisions and the state for a claim resulting from the failure of computers or computer equipment as a result of the year 2000 date change.

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, 7 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Belter; Berg; Boehm; Boucher; Brandenburg; Brekke; Brusegaard; Byerly; Carlisle; Carlson; Clark; Cleary; Dalrymple; DeKrey; Delmore; Delzer; Devlin; Disrud; Dorso; Drovdal; Eckre; Ekstrom; Froelich; Froseth; Galvin; Glassheim; Gorder; Grande; Grosz; Grumbo; Gulleson; Hanson; Hawken; Henegar; Herbel; Hoffner; Huether; Jensen; Johnson, D.; Johnson, N.; Kelsch, R.; Kempenich; Kerzman; Klein; Kliniske; Koppang; Koppelman; Kroeber; Lemieux; Lloyd; Lundgren; Mahoney; Maragos; Martinson; Metcalf; Meyer; Mickelson; Monson; Mueller; Nelson; Nicholas; Nichols; Niemeier; Nottestad; Nowatzki; Pollert; Poolman; Porter; Price; Renner; Rennerfeldt; Rose; Schmidt; Severson; Solberg; Svedjan; Sveen; Thoreson, B.; Thoreson, L.; Thorpe; Timm; Tollefson; Warner; Weisz; Wikenheiser; Winrich; Speaker Wald

NAYS: Fairfield; Keiser; Kelsh, S.; Klemin; Sandvig; Stefonowicz; Wentz

ABSENT AND NOT VOTING: Bernstein; Gunter; Haas

Reengrossed HB 1037 passed and the title was agreed to.

REPORT OF CONFERENCE COMMITTEE

REP. BYERLY MOVED that the conference committee report on Engrossed HB 1002 be adopted, which motion prevailed.

Reengrossed HB 1002 was placed on the Eleventh order.

SECOND READING OF HOUSE BILL

HB 1002: A BILL for an Act to provide an appropriation for defraying the expenses of the judicial branch; to provide for a legislative council study; and to amend and reenact sections 27-02-02 and 27-05-03 of the North Dakota Century Code, relating to salaries of supreme and district court judges.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 59 YEAS, 35 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

YEAS: Belter; Berg; Brandenburg; Brekke; Brusegaard; Carlisle; Clark; Dalrymple; DeKrey; Delmore; Disrud; Dorso; Froseth; Galvin; Glassheim; Grosz; Hawken; Henegar; Huether; Jensen; Johnson, D.; Johnson, N.; Keiser; Kelsch, R.; Klein; Klemin; Kliniske; Koppang; Lloyd; Mahoney; Maragos; Martinson; Metcalf; Meyer; Mickelson; Mueller; Nelson; Nicholas; Nottestad; Pollert; Poolman; Porter; Price; Renner; Rennerfeldt; Rose; Sandvig; Severson; Stefonowicz; Svedjan; Sveen; Thoreson, B.; Thoreson, L.; Timm; Tollefson; Weisz; Wentz; Wikenheiser; Speaker Wald

NAYS: Aarsvold; Boehm; Boucher; Byerly; Carlson; Cleary; Delzer; Devlin; Drovdal; Eckre; Ekstrom; Fairfield; Froelich; Gorder; Grande; Grumbo; Gulleson; Hanson; Herbel; Hoffner; Kelsh, S.; Kempenich; Kerzman; Kroeber; Lemieux; Lundgren; Monson; Nichols; Niemeier; Nowatzki; Schmidt; Solberg; Thorpe; Warner; Winrich

ABSENT AND NOT VOTING: Bernstein; Gunter; Haas; Koppelman

Reengrossed HB 1002 passed and the title was agreed to.

REPORT OF CONFERENCE COMMITTEE

REP. LLOYD MOVED that the conference committee report on Engrossed HB 1021 be adopted.

Reengrossed HB 1021 was placed on the Eleventh order.

SECOND READING OF HOUSE BILL

HB 1021: A BILL for an Act to provide an appropriation for defraying the expenses of the extension service, northern crops institute, upper great plains transportation institute, and the experiment centers; to provide for dairy diagnostic teams; to provide statements of legislative intent; and to amend and reenact sections 4-05.1-02, 4-05.1-04, 4-05.1-16, 4-05.1-17, 4-05.1-18, 4-05.1-19, 4-05.1-21, and 4-08-10 of the North Dakota Century Code, relating to the state board of agricultural research.

ROLL CALL

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

YEAS: Aarsvold; Belter; Berg; Boehm; Boucher; Brandenburg; Brekke; Brusegaard; Byerly; Carlisle; Carlson; Clark; Cleary; Dalrymple; DeKrey; Delmore; Delzer; Devlin; Disrud; Dorso; Drovdal; Eckre; Ekstrom; Fairfield; Froelich; Froseth; Galvin; Glassheim; Gorder; Grande; Grosz; Grumbo; Gullerson; Gunter; Hanson; Hawken; Henegar; Herbel; Hoffner; Huether; Jensen; Johnson, D.; Johnson, N.; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Klein; Klemm; Kliniske; Koppang; Koppelman; Kroeber; Lemieux; Lloyd; Lundgren; Mahoney; Maragos; Martinson; Metcalf; Meyer; Mickelson; Monson; Mueller; Nelson; Nicholas; Nichols; Niemeier; Nottestad; Nowatzki; Pollert; Poolman; Porter; Price; Renner; Rennerfeldt; Rose; Sandvig; Schmidt; Severson; Solberg; Stefanowicz; Svedjan; Sveen; Thoreson, B.; Thoreson, L.; Thorpe; Timm; Tollefson; Warner; Weisz; Wentz; Wikenheiser; Winrich; Speaker Wald

ABSENT AND NOT VOTING: Bernstein; Haas

Reengrossed HB 1021 passed and the title was agreed to.

MOTION

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

MOTION

REP. MONSON MOVED that the House be on the Seventh, Twelfth, and Sixteenth orders of business and at the conclusion of those orders, the House stand adjourned until 9:00 a.m., Tuesday, April 13, 1999, which motion prevailed.

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

MR. SPEAKER: The Senate has adopted the conference committee report and subsequently passed: SB 2242, SCR 4033.

REPORT OF CONFERENCE COMMITTEE

SB 2242: Your conference committee (Sens. Krebsbach, Sand, Heitkamp and Reps. Byerly, Carlson, Huether) recommends that the **HOUSE RECEDE** from the House amendments on SJ pages 816-817, adopt amendments as follows, and place SB 2242 on the Seventh order:

That the House recede from its amendments as printed on pages 816 and 817 of the Senate Journal and page 900 of the House Journal and that Senate Bill No. 2242 be amended as follows:

Page 1, line 1, remove "; and to"

Page 1, line 2, remove "provide an appropriation"

Page 1, line 7, after "school" insert "or has received a general equivalency certificate"

Page 1, line 20, replace "one" with "eighty-five"

Page 1, line 21, remove "hundred"

Page 2, line 21, after the second period insert "The Bank may not guarantee more than five hundred thousand dollars in loans under the beginning entrepreneur loan guarantee program."

Page 2, line 27, replace "The" with "Notwithstanding any provision of this chapter, the"

Page 3, remove lines 1 through 5

Renumber accordingly

SB 2242 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE

SCR 4033: Your conference committee (Sens. Klein, Krebsbach, Heitkamp and Reps. Gorder, Brekke, Fairfield) recommends that the **SENATE ACCEDE** to the House amendments on SJ page 739 and place SCR 4033 on the Seventh order.

SCR 4033 was placed on the Seventh order of business on the calendar.

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

MR. SPEAKER: The Senate has not adopted the conference committee report on SB 2008.

MESSAGE TO THE SENATE FROM THE HOUSE (LANCE HAGEN, CHIEF CLERK)

MADAM PRESIDENT: The House has adopted the conference committee report on SB 2381.

MESSAGE TO THE SENATE FROM THE HOUSE (LANCE HAGEN, CHIEF CLERK)

MADAM PRESIDENT: The House has adopted the conference committee report and subsequently passed: HB 1002, HB 1017, HB 1021, HB 1037.

SIGNING OF BILLS AND RESOLUTIONS

The Speaker signed the following enrolled bills and resolutions: SB 2016, SB 2026, SB 2027, SB 2075, SB 2153, SB 2154, SB 2161, SB 2181, SB 2319, SCR 4021, SCR 4029.

MESSAGE TO THE SENATE FROM THE HOUSE (LANCE HAGEN, CHIEF CLERK)

MADAM PRESIDENT: The Speaker has signed: SB 2016, SB 2026, SB 2027, SB 2075, SB 2153, SB 2154, SB 2161, SB 2181, SB 2319, SCR 4021, SCR 4029.

SIGNING OF BILLS AND RESOLUTIONS

The Speaker signed the following enrolled bills: HB 1034, HB 1171, HB 1329.

MESSAGE TO THE SENATE FROM THE HOUSE (LANCE HAGEN, CHIEF CLERK)

MADAM PRESIDENT: The Speaker has signed and your signature is respectfully requested on: HB 1034, HB 1171, HB 1329.

SIGNING OF BILLS AND RESOLUTIONS

The Speaker signed the following enrolled bills: SB 2014, SB 2019, SB 2021, SB 2074.

MESSAGE TO THE SENATE FROM THE HOUSE (LANCE HAGEN, CHIEF CLERK)

MADAM PRESIDENT: The Speaker has signed: SB 2014, SB 2019, SB 2021, SB 2074.

SIGNING OF BILLS AND RESOLUTIONS

The Speaker signed the following enrolled bills: HB 1007, HB 1013, HB 1014, HB 1015, HB 1121, HB 1156, HB 1274, HB 1290, HB 1291, HB 1325, HB 1422.

MESSAGE TO THE SENATE FROM THE HOUSE (LANCE HAGEN, CHIEF CLERK)

MADAM PRESIDENT: The Speaker has signed and your signature is respectfully requested on: HB 1007, HB 1013, HB 1014, HB 1015, HB 1121, HB 1156, HB 1274, HB 1290, HB 1291, HB 1325, HB 1422.

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

MR. SPEAKER: The President has signed: HB 1422.

DELIVERY OF ENROLLED BILLS AND RESOLUTIONS

The following bill was delivered to the Governor for his approval on April 12, 1999: HB 1422.

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

LANCE HAGEN, Chief Clerk