

## JOURNAL OF THE SENATE

## Fifty-sixth Legislative Assembly

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Bismarck, March 22, 1999

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

The prayer was offered by Pastor Mark Listen, Cornerstone Community Church, Bismarck.

The roll was called and all members were present except Senator Bercier.

A quorum was declared by the President.

## CORRECTION AND REVISION OF THE JOURNAL

**MADAM PRESIDENT:** Your **Committee on Correction and Revision of the Journal (Sen. Sand, Chairman)** has carefully reexamined the Journal of the Forty-ninth Day and recommends that it be corrected as follows and when so corrected, recommends that it be approved:

Page 745, line 16, replace "Fourteenth order" with "calendar"

**SEN. SAND MOVED** that the report be adopted, which motion prevailed.

## COMMUNICATION FROM GOVERNOR EDWARD T. SCHAFER

This is to inform you that on March 19, 1999, I have signed the following: SB 2029, SB 2136, SB 2204, SB 2326, SB 2369, SB 2382, and SB 2407.

## MOTION

**SEN. ST. AUBYN MOVED** that after action taken on the Sixth order, HB 1146 be placed on the Fourteenth order, as amended, for immediate second reading and final passage, which motion prevailed.

## MOTION

**SEN. ST. AUBYN MOVED** that HB 1121, which is on the Fourteenth order, be laid over one legislative day, which motion prevailed.

## CONSIDERATION OF AMENDMENTS

**HB 1399, as amended: SEN. SOLBERG (Appropriations Committee) MOVED** that the amendments on SJ page 776 be adopted and then be placed on the Fourteenth order with **DO PASS**, which motion was defeated on a verification vote.

## CONSIDERATION OF AMENDMENTS

**HB 1039, as engrossed: SEN. FISCHER (Human Services Committee) MOVED** that the amendments on SJ pages 774-775 be adopted and then be placed on the Fourteenth order with **DO PASS**, which motion prevailed.

## CONSIDERATION OF AMENDMENTS

**HB 1081, as engrossed: SEN. HOLMBERG (Appropriations Committee) MOVED** that the amendments on SJ page 775 be adopted and then be placed on the Fourteenth order with **DO PASS**, which motion prevailed.

## CONSIDERATION OF AMENDMENTS

**HB 1146, as engrossed: SEN. LYSON (Political Subdivisions Committee) MOVED** that the amendments on SJ page 775 be adopted and then be placed on the Fourteenth order with **DO PASS**, which motion prevailed.

## SECOND READING OF HOUSE BILL

**HB 1146:** A BILL for an Act to amend and reenact subsection 22 of section 11-11-14 of the North Dakota Century Code, relating to powers of boards of county commissioners.

## ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 46 YEAS, 1 NAY, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Andrist; Bowman; Christmann; Cook; DeMers; Fischer; Flakoll; Freborg; Grindberg; Heitkamp; Holmberg; Kelsh; Kilzer; Kinnoin; Klein; Krauter; Krebsbach; Kringstad;

Kroeplin; Lee; Lindaas; Lyson; Mathern, D.; Mathern, T.; Mutch; Mutzenberger; Naaden; Nelson, C.; Nelson, G.; Nething; O'Connell; Redlin; Robinson; Sand; St. Aubyn; Stenehjem, B.; Stenehjem, W.; Tallackson; Thane; Thompson; Tomac; Traynor; Urlacher; Wanzek; Wardner; Watne

**NAYS:** Schobinger

**ABSENT AND NOT VOTING:** Bercier; Solberg

Engrossed HB 1146, as amended, passed and the title was agreed to.

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#### CONSIDERATION OF AMENDMENTS

**HCR 3030: SEN. WANZEK (Agriculture Committee) MOVED** that the amendments on SJ page 776 be adopted and then be placed on the **CONSENT CALENDAR** with **DO PASS**, which motion prevailed.

#### CONSIDERATION OF AMENDMENTS

**HCR 3044: SEN. CHRISTMANN (Natural Resources Committee) MOVED** that the amendments on SJ pages 776-777 be adopted and then be placed on the Fourteenth order with **DO NOT PASS**, which motion prevailed.

#### CONSIDERATION OF AMENDMENTS

**HCR 3046: SEN. FISCHER (Human Services Committee) MOVED** that the amendments on SJ page 777 be adopted and then be placed on the Fourteenth order with **DO PASS**, which motion prevailed.

#### CONSIDERATION OF AMENDMENTS

**HCR 3074: SEN. KELSH (Political Subdivisions Committee) MOVED** that the amendments on SJ page 777 be adopted and then be placed on the Fourteenth order with **DO PASS**, which motion prevailed.

#### MOTION

**SEN. ST. AUBYN MOVED** that HB 1307, which is on the Fourteenth order, be laid over one legislative day, which motion prevailed.

#### SECOND READING OF HOUSE BILL

**HB 1025:** A BILL for an Act to amend and reenact sections 28-32-02.3, 28-32-02.4, and 40-08-06 of the North Dakota Century Code, relating to adoption of administrative rules from federal guidelines and adoption of rules by reference and appropriate circumstances and to the terms of office of city council members; and to provide an effective date.

#### ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 47 YEAS, 0 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Andrist; Bowman; Christmann; Cook; DeMers; Fischer; Flakoll; Freborg; Grindberg; Heitkamp; Holmberg; Kelsh; Kilzer; Kinnoin; Klein; Krauter; Krebsbach; Kringstad; Kroeplin; Lee; Lindaas; Lyson; Mathern, D.; Mathern, T.; Mutch; Mutzenberger; Naaden; Nelson, C.; Nelson, G.; Nething; O'Connell; Redlin; Robinson; Sand; Schobinger; St. Aubyn; Stenehjem, B.; Stenehjem, W.; Tallackson; Thane; Thompson; Tomac; Traynor; Urlacher; Wanzek; Wardner; Watne

**ABSENT AND NOT VOTING:** Bercier; Solberg

HB 1025, as amended, passed and the title was agreed to.

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#### SECOND READING OF HOUSE BILL

**HB 1082:** A BILL for an Act to amend and reenact section 57-36-07 of the North Dakota Century Code, relating to the size of packages for cigarette and roll-your-own tobacco sales or distribution; and to declare an emergency.

#### MOTION

**SEN. FLAKOLL MOVED** that Engrossed HB 1082 be amended as follows, which motion prevailed on a voice vote.

Page 1, line 1, after "to" insert "create and enact a new section to chapter 57-36 of the North Dakota Century Code, relating to imported cigarettes; to"

Page 1, after line 18, insert:

**"SECTION 2.** A new section to chapter 57-36 of the North Dakota Century Code is created and enacted as follows:

**Sale of imported cigarettes - When prohibited.** A dealer, distributor, or other person may not sell or distribute in this state any tobacco product previously exported from the United States."

Renumber accordingly

**HB 1082:** A BILL for an Act to create and enact a new section to chapter 57-36 of the North Dakota Century Code, relating to imported cigarettes; to amend and reenact section 57-36-07 of the North Dakota Century Code, relating to the size of packages for cigarette and roll-your-own tobacco sales or distribution; 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 45 YEAS, 2 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Andrist; Bowman; Christmann; Cook; DeMers; Fischer; Flakoll; Freborg; Grindberg; Heitkamp; Holmberg; Kelsh; Kilzer; Kinnoin; Klein; Krauter; Krebsbach; Kringstad; Kroeplin; Lee; Lindaas; Lyson; Mathern, D.; Mathern, T.; Mutch; Mutzenberger; Naaden; Nelson, C.; Nelson, G.; Nething; Redlin; Robinson; Sand; Schobinger; St. Aubyn; Stenehjem, W.; Tallackson; Thane; Thompson; Tomac; Traynor; Urlacher; Wanzek; Wardner; Watne

**NAYS:** O'Connell; Stenehjem, B.

**ABSENT AND NOT VOTING:** Bercier; Solberg

Engrossed HB 1082, as amended, passed, the title was agreed to, and the emergency clause was declared carried.

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#### SECOND READING OF HOUSE BILL

**HB 1300:** A BILL for an Act to create and enact a new section to chapter 54-03 of the North Dakota Century Code, relating to authorizing governmental employers to allow public employees a leave of absence for service in the legislative assembly.

#### ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 34 YEAS, 13 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Andrist; Bowman; Christmann; Cook; DeMers; Flakoll; Grindberg; Heitkamp; Holmberg; Kelsh; Kilzer; Kinnoin; Krauter; Krebsbach; Kringstad; Kroeplin; Lindaas; Lyson; Mathern, D.; Mathern, T.; Mutzenberger; Nelson, C.; O'Connell; Redlin; Robinson; Sand; Stenehjem, B.; Stenehjem, W.; Tallackson; Thane; Thompson; Tomac; Urlacher; Wardner

**NAYS:** Fischer; Freborg; Klein; Lee; Mutch; Naaden; Nelson, G.; Nething; Schobinger; St. Aubyn; Traynor; Wanzek; Watne

**ABSENT AND NOT VOTING:** Bercier; Solberg

Engrossed HB 1300 passed and the title was agreed to.

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#### SECOND READING OF HOUSE BILL

**HB 1359:** A BILL for an Act to amend and reenact sections 34-11.1-04.1, 44-04-09, and 44-04-10 of the North Dakota Century Code, relating to the state nepotism law.

**ROLL CALL**

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 47 YEAS, 0 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Andrist; Bowman; Christmann; Cook; DeMers; Fischer; Flakoll; Freborg; Grindberg; Heitkamp; Holmberg; Kelsh; Kilzer; Kinnoin; Klein; Krauter; Krebsbach; Kringstad; Kroepelin; Lee; Lindaas; Lyson; Mathern, D.; Mathern, T.; Mutch; Mutzenberger; Naaden; Nelson, C.; Nelson, G.; Nething; O'Connell; Redlin; Robinson; Sand; Schobinger; St. Aubyn; Stenehjem, B.; Stenehjem, W.; Tallackson; Thane; Thompson; Tomac; Traynor; Urlacher; Wanzek; Wardner; Watne

**ABSENT AND NOT VOTING:** Bercier; Solberg

Engrossed HB 1359 passed and the title was agreed to.

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

**HCR 3014:** A concurrent resolution directing the Legislative Council to study the disparity in prices and the inconsistency in the registration of agricultural pesticides.

**HCR 3029:** A concurrent resolution urging Congress to aggressively pursue legislation that will permit substantially similar crop protection products registered in Canada to be purchased and used by farmers in the United States; to direct the administrator of the Environmental Protection Agency to work toward the harmonization of crop protection product legislation, and in the event substantial progress is not made, to disallow the importation of any commodity into this country if the commodity contains any crop protection product not approved for use in this country; and to require that the manufacturers of crop protection products publicly justify any price discrepancies between similar products sold in Canada and in the United States.

**HCR 3031:** A concurrent resolution urging Congress to encourage the formation of new legislative or administrative initiatives to extend insurance options, similar to crop insurance options, to livestock producers.

**HCR 3033:** A concurrent resolution urging Congress to raise the cap on marketing loans available to farmers and to adopt a cost of production index adjustment mechanism.

**HCR 3035:** A concurrent resolution urging the Environmental Protection Agency and the Congress of the United States to increase resources for and efforts of the U.S.-Canada Technical Working Group to harmonize pesticide regulations between the two countries, to commit more resources and efforts toward establishing tolerances for pesticides registered for use in Canada but not in the United States, and to accept registration data currently accepted by Canadian officials in support of Canadian pesticide registrations.

**HCR 3052:** A concurrent resolution directing the Legislative Council to study how the transportation infrastructure and services delivery system in this state affect the price for agricultural commodities grown or raised in this state.

**HCR 3071:** A concurrent resolution directing the Legislative Council to study the feasibility and desirability of licensing or franchising the "Dakota Maid" logo and trade name of the North Dakota Mill and Elevator Association and promoting the logo on a nationwide basis.

The question being on the final adoption of the resolutions, which have been read.

HCR 3014, HCR 3029, HCR 3031, HCR 3033, HCR 3035, HCR 3052, and HCR 3071 were declared adopted on a voice vote, and the titles were agreed to.

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**MOTION**

**SEN. W. STENEHJEM MOVED** that the President appoint Sen. Traynor to replace Sen. W. Stenehjem on the Conference Committee on Engrossed SB 2185, which motion prevailed.

**THE PRESIDENT APPOINTED** Sen. Traynor to replace Sen. W. Stenehjem on the Conference Committee on Engrossed SB 2185.

**APPOINTMENT OF CONFERENCE COMMITTEE**

**SEN. MUTCH MOVED** that the President appoint a committee of three to act with a like committee from the House as a Conference Committee on Engrossed HB 1325, which motion prevailed.

**THE PRESIDENT APPOINTED** as a Conference Committee on Engrossed HB 1325: Sens. Mutch, Klein, Thompson.

**APPOINTMENT OF CONFERENCE COMMITTEE**

**SEN. LEE MOVED** that the President appoint a committee of three to act with a like committee from the House as a Conference Committee on Engrossed HB 1310, which motion prevailed.

**THE PRESIDENT APPOINTED** as a Conference Committee on Engrossed HB 1310: Sens. Lyson, Lee, Kelsh.

**CONSIDERATION OF MESSAGE FROM THE HOUSE**

**SEN. MUTCH MOVED** that the Senate do not concur in the House amendments to Engrossed SB 2181 as printed on SJ pages 770-772 and that a conference committee be appointed to meet with a like committee from the House, which motion prevailed on a voice vote.

**APPOINTMENT OF CONFERENCE COMMITTEE**

**THE PRESIDENT APPOINTED** as a Conference Committee on Engrossed SB 2181: Sens. Krebsbach, Klein, D. Mathern.

**CONSIDERATION OF MESSAGE FROM THE HOUSE**

**SEN. MUTCH MOVED** that the Senate do not concur in the House amendments to Engrossed SCR 4029 as printed on SJ pages 772-773 and that a conference committee be appointed to meet with a like committee from the House, which motion prevailed on a voice vote.

**APPOINTMENT OF CONFERENCE COMMITTEE**

**THE PRESIDENT APPOINTED** as a Conference Committee on Engrossed SCR 4029: Sens. Krebsbach, Sand, Heitkamp.

**CONSIDERATION OF MESSAGE FROM THE HOUSE**

**SEN. KREBSBACH MOVED** that the Senate do not concur in the House amendments to SCR 4023 as printed on SJ pages 752-753 and that a conference committee be appointed to meet with a like committee from the House, which motion prevailed on a voice vote.

**APPOINTMENT OF CONFERENCE COMMITTEE**

**THE PRESIDENT APPOINTED** as a Conference Committee on SCR 4023: Sens. Wardner, W. Stenehjem, DeMers.

**CONSIDERATION OF MESSAGE FROM THE HOUSE**

**SEN. URLACHER MOVED** that the Senate do concur in the House amendments to SB 2101 as printed on SJ pages 698-699, which motion prevailed on a voice vote.

SB 2101, as amended, was placed on the Eleventh order of business on the calendar.

**SECOND READING OF SENATE BILL**

**SB 2101:** A BILL for an Act to amend and reenact subsection 2 of section 57-34-03 and section 57-34-05 of the North Dakota Century Code, relating to deposit and distribution of the telecommunications carriers tax; to provide a continuing appropriation; to provide a transfer; 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 48 YEAS, 0 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

**YEAS:** Andrist; Bowman; Christmann; Cook; DeMers; Fischer; Flakoll; Freborg; Grindberg; Heitkamp; Holmberg; Kelsh; Kilzer; Kinnoin; Klein; Krauter; Krebsbach; Kringstad; Kroepelin; Lee; Lindaas; Lyson; Mathern, D.; Mathern, T.; Mutch; Mutzenberger; Naaden; Nelson, C.; Nelson, G.; Nething; O'Connell; Redlin; Robinson; Sand; Schobinger; Solberg; St. Aubyn; Stenehjem, B.; Stenehjem, W.; Tallackson; Thane; Thompson; Tomac; Traynor; Urlacher; Wanzek; Wardner; Watne

**ABSENT AND NOT VOTING:** Bercier

Engrossed SB 2101 passed, the title was agreed to, and the emergency clause was declared carried.

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#### CONSIDERATION OF MESSAGE FROM THE HOUSE

**SEN. FREBORG MOVED** that the Senate do concur in the House amendments to Engrossed SB 2235 as printed on SJ page 699, which motion prevailed on a voice vote.

Engrossed SB 2235, as amended, was placed on the Eleventh order of business on the calendar.

#### SECOND READING OF SENATE BILL

**SB 2235:** A BILL for an Act to create and enact a new section to chapter 15-29 of the North Dakota Century Code, or in the alternative to create and enact a new section to chapter 15.1-09 of the North Dakota Century Code, relating to school district employees' group health plans; 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 48 YEAS, 0 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

**YEAS:** Andrist; Bowman; Christmann; Cook; DeMers; Fischer; Flakoll; Freborg; Grindberg; Heitkamp; Holmberg; Kelsh; Kilzer; Kinnoin; Klein; Krauter; Krebsbach; Kringstad; Kroeplin; Lee; Lindaas; Lyson; Mathern, D.; Mathern, T.; Mutch; Mutzenberger; Naaden; Nelson, C.; Nelson, G.; Nething; O'Connell; Redlin; Robinson; Sand; Schobinger; Solberg; St. Aubyn; Stenehjem, B.; Stenehjem, W.; Tallackson; Thane; Thompson; Tomac; Traynor; Urlacher; Wanzek; Wardner; Watne

**ABSENT AND NOT VOTING:** Bercier

Reengrossed SB 2235 passed, the title was agreed to, and the emergency clause was declared carried.

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#### CONSIDERATION OF MESSAGE FROM THE HOUSE

**SEN. FREBORG MOVED** that the Senate do concur in the House amendments to Engrossed SB 2199 as printed on SJ page 728, which motion prevailed on a voice vote.

Engrossed SB 2199, as amended, was placed on the Eleventh order of business on the calendar.

#### SECOND READING OF SENATE BILL

**SB 2199:** A BILL for an Act to create and enact a new section to chapter 15-34.1 of the North Dakota Century Code, relating to participation in extracurricular activities by students receiving home education; to amend and reenact subsection 4 of section 15-34.1-06 of the North Dakota Century Code, relating to home education; 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 48 YEAS, 0 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

**YEAS:** Andrist; Bowman; Christmann; Cook; DeMers; Fischer; Flakoll; Freborg; Grindberg; Heitkamp; Holmberg; Kelsh; Kilzer; Kinnoin; Klein; Krauter; Krebsbach; Kringstad; Kroeplin; Lee; Lindaas; Lyson; Mathern, D.; Mathern, T.; Mutch; Mutzenberger; Naaden; Nelson, C.; Nelson, G.; Nething; O'Connell; Redlin; Robinson; Sand; Schobinger; Solberg; St. Aubyn; Stenehjem, B.; Stenehjem, W.; Tallackson; Thane; Thompson; Tomac; Traynor; Urlacher; Wanzek; Wardner; Watne

**ABSENT AND NOT VOTING:** Bercier

Reengrossed SB 2199 passed, the title was agreed to, and the emergency clause was declared carried.

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**CONSIDERATION OF MESSAGE FROM THE HOUSE**

**SEN. W. STENEHJEM MOVED** that the Senate do concur in the House amendments to Engrossed SB 2225 as printed on SJ page 728, which motion prevailed on a voice vote.

Engrossed SB 2225, as amended, was placed on the Eleventh order of business on the calendar.

**SECOND READING OF SENATE BILL**

**SB 2225:** A BILL for an Act to create and enact a new section to chapter 12.1-23 of the North Dakota Century Code, relating to the unauthorized use of personal identifying information; and to provide a penalty.

**ROLL CALL**

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 47 YEAS, 0 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Andrist; Bowman; Christmann; Cook; DeMers; Fischer; Flakoll; Freborg; Grindberg; Heitkamp; Holmberg; Kelsh; Kilzer; Kinnoin; Klein; Krauter; Krebsbach; Kringstad; Kroepelin; Lee; Lindaas; Lyson; Mathern, D.; Mathern, T.; Mutch; Mutzenberger; Naaden; Nelson, C.; Nelson, G.; Nething; O'Connell; Redlin; Robinson; Schobinger; Solberg; St. Aubyn; Stenehjem, B.; Stenehjem, W.; Tallackson; Thane; Thompson; Tomac; Traynor; Urlacher; Wanzek; Wardner; Watne

**ABSENT AND NOT VOTING:** Bercier; Sand

Reengrossed SB 2225 passed and the title was agreed to.

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**CONSIDERATION OF MESSAGE FROM THE HOUSE**

**SEN. MUTCH MOVED** that the Senate do concur in the House amendments to SB 2064 as printed on SJ page 640, which motion prevailed on a voice vote.

SB 2064, as amended, was placed on the Eleventh order of business on the calendar.

**SECOND READING OF SENATE BILL**

**SB 2064:** A BILL for an Act to create and enact a new section to chapter 43-23 of the North Dakota Century Code, relating to the duty to disclose information on sexual offenders in a real estate transaction.

**ROLL CALL**

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 47 YEAS, 0 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Andrist; Bowman; Christmann; Cook; DeMers; Fischer; Flakoll; Freborg; Grindberg; Heitkamp; Holmberg; Kelsh; Kilzer; Kinnoin; Klein; Krauter; Krebsbach; Kringstad; Kroepelin; Lee; Lindaas; Lyson; Mathern, D.; Mathern, T.; Mutch; Mutzenberger; Naaden; Nelson, C.; Nelson, G.; Nething; O'Connell; Redlin; Robinson; Schobinger; Solberg; St. Aubyn; Stenehjem, B.; Stenehjem, W.; Tallackson; Thane; Thompson; Tomac; Traynor; Urlacher; Wanzek; Wardner; Watne

**ABSENT AND NOT VOTING:** Bercier; Sand

Engrossed SB 2064 passed and the title was agreed to.

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**CONSIDERATION OF MESSAGE FROM THE HOUSE**

**SEN. W. STENEHJEM MOVED** that the Senate do concur in the House amendments to SB 2073 as printed on SJ page 726, which motion prevailed on a voice vote.

SB 2073, as amended, was placed on the Eleventh order of business on the calendar.

**SECOND READING OF SENATE BILL**

**SB 2073:** A BILL for an Act to amend and reenact section 14-09-08.2 of the North Dakota Century Code, relating to child support for children after majority.

**ROLL CALL**

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 48 YEAS, 0 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

**YEAS:** Andrist; Bowman; Christmann; Cook; DeMers; Fischer; Flakoll; Freborg; Grindberg; Heitkamp; Holmberg; Kelsh; Kilzer; Kinnoin; Klein; Krauter; Krebsbach; Kringstad; Kroeplin; Lee; Lindaas; Lyson; Mathern, D.; Mathern, T.; Mutch; Mutzenberger; Naaden; Nelson, C.; Nelson, G.; Nething; O'Connell; Redlin; Robinson; Sand; Schobinger; Solberg; St. Aubyn; Stenehjem, B.; Stenehjem, W.; Tallackson; Thane; Thompson; Tomac; Traynor; Urlacher; Wanzek; Wardner; Watne

**ABSENT AND NOT VOTING:** Bercier

Engrossed SB 2073 passed and the title was agreed to.

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#### **CONSIDERATION OF MESSAGE FROM THE HOUSE**

**SEN. THANE MOVED** that the Senate do concur in the House amendments to SB 2126 as printed on SJ pages 726-727, which motion prevailed on a voice vote.

SB 2126, as amended, was placed on the Eleventh order of business on the calendar.

#### **SECOND READING OF SENATE BILL**

**SB 2126:** A BILL for an Act to amend and reenact subsections 1 and 3 of section 23-07-17.1 of the North Dakota Century Code, relating to diseases for which inoculations are required before a child's admission to school.

#### **ROLL CALL**

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 38 YEAS, 9 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Andrist; Bowman; DeMers; Fischer; Flakoll; Freborg; Grindberg; Heitkamp; Holmberg; Kelsh; Kilzer; Kinnoin; Krauter; Krebsbach; Kringstad; Lee; Lindaas; Lyson; Mutzenberger; Nelson, C.; Nelson, G.; Nething; O'Connell; Redlin; Robinson; Sand; Schobinger; Solberg; St. Aubyn; Stenehjem, W.; Tallackson; Thane; Thompson; Traynor; Urlacher; Wanzek; Wardner; Watne

**NAYS:** Christmann; Cook; Klein; Kroeplin; Mathern, D.; Mutch; Naaden; Stenehjem, B.; Tomac

**ABSENT AND NOT VOTING:** Bercier; Mathern, T.

#### **REQUEST**

**SEN. T. MATHERN REQUESTED** that the record reflect his intention to vote YEA on Engrossed SB 2126, which request was granted.

Therefore, the final vote on Engrossed SB 2126 was 39 YEAS, 9 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

Engrossed SB 2126 passed and the title was agreed to.

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#### **CONSIDERATION OF MESSAGE FROM THE HOUSE**

**SEN. LEE MOVED** that the Senate do concur in the House amendments to Engrossed SB 2128 as printed on SJ page 727, which motion prevailed on a voice vote.

Engrossed SB 2128, as amended, was placed on the Eleventh order of business on the calendar.

#### **SECOND READING OF SENATE BILL**

**SB 2128:** A BILL for an Act to amend and reenact section 11-13-02.1 and subsection 2 of section 44-04-18 of the North Dakota Century Code, relating to fees charged for compiling statistical information.

#### **ROLL CALL**

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

**YEAS:** Andrist; Bowman; Christmann; Cook; DeMers; Fischer; Flakoll; Freborg; Grindberg; Holmberg; Kelsh; Kilzer; Klein; Krebsbach; Kringstad; Kroeplin; Lee; Lindaas; Lyson; Mathern, T.; Mutch; Mutzenberger; Naaden; Nelson, C.; Nelson, G.; Nething; O'Connell;



Redlin; Robinson; Sand; Schobinger; Solberg; St. Aubyn; Stenehjem, B.; Stenehjem, W.; Tallackson; Thane; Traynor; Urlacher; Wanzek; Wardner; Watne

**NAYS:** Heitkamp; Kinnoin; Krauter; Mathern, D.; Thompson; Tomac

**ABSENT AND NOT VOTING:** Bercier

Reengrossed SB 2128 passed and the title was agreed to.

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#### CONSIDERATION OF MESSAGE FROM THE HOUSE

**SEN. W. STENEHJEM MOVED** that the Senate do concur in the House amendments to SB 2152 as printed on SJ pages 660-661, which motion prevailed on a voice vote.

SB 2152, as amended, was placed on the Eleventh order of business on the calendar.

#### SECOND READING OF SENATE BILL

**SB 2152:** A BILL for an Act to create and enact chapter 14-14.1 of the North Dakota Century Code, relating to the Uniform Child Custody Jurisdiction and Enforcement Act; to amend and reenact section 54-55-05 of the North Dakota Century Code, relating to the commission on uniform state laws; and to repeal chapter 14-14 of the North Dakota Century Code, relating to the Uniform Child Custody Jurisdiction Act.

#### ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 48 YEAS, 0 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

**YEAS:** Andrist; Bowman; Christmann; Cook; DeMers; Fischer; Flakoll; Freborg; Grindberg; Heitkamp; Holmberg; Kelsh; Kilzer; Kinnoin; Klein; Krauter; Krebsbach; Kringstad; Kroeplin; Lee; Lindaas; Lyson; Mathern, D.; Mathern, T.; Mutch; Mutzenberger; Naaden; Nelson, C.; Nelson, G.; Nething; O'Connell; Redlin; Robinson; Sand; Schobinger; Solberg; St. Aubyn; Stenehjem, B.; Stenehjem, W.; Tallackson; Thane; Thompson; Tomac; Traynor; Urlacher; Wanzek; Wardner; Watne

**ABSENT AND NOT VOTING:** Bercier

Engrossed SB 2152 passed and the title was agreed to.

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#### CONSIDERATION OF MESSAGE FROM THE HOUSE

**SEN. KREBSBACH MOVED** that the Senate do concur in the House amendments to Engrossed SB 2243 as printed on SJ page 671, which motion prevailed on a voice vote.

Engrossed SB 2243, as amended, was placed on the Eleventh order of business on the calendar.

#### SECOND READING OF SENATE BILL

**SB 2243:** A BILL for an Act to create and enact a new section to chapter 47-19 of the North Dakota Century Code, relating to recording deeds and contracts for deeds.

#### ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 46 YEAS, 2 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

**YEAS:** Andrist; Bowman; Christmann; Cook; DeMers; Fischer; Flakoll; Freborg; Grindberg; Heitkamp; Kelsh; Kilzer; Kinnoin; Klein; Krauter; Krebsbach; Kringstad; Kroeplin; Lee; Lindaas; Lyson; Mathern, D.; Mathern, T.; Mutch; Mutzenberger; Naaden; Nelson, C.; Nelson, G.; Nething; O'Connell; Redlin; Robinson; Sand; Schobinger; Solberg; St. Aubyn; Stenehjem, B.; Tallackson; Thane; Thompson; Tomac; Traynor; Urlacher; Wanzek; Wardner; Watne

**NAYS:** Holmberg; Stenehjem, W.

**ABSENT AND NOT VOTING:** Bercier

Reengrossed SB 2243 passed and the title was agreed to.

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**CONSIDERATION OF MESSAGE FROM THE HOUSE**

**SEN. W. STENEHJEM MOVED** that the Senate do concur in the House amendments to Engrossed SB 2253 as printed on SJ page 697, which motion prevailed on a voice vote.

Engrossed SB 2253, as amended, was placed on the Eleventh order of business on the calendar.

**SECOND READING OF SENATE BILL**

**SB 2253:** A BILL for an Act to create and enact a new subdivision to subsection 1 of section 23-07.5-05 of the North Dakota Century Code, relating to confidentiality of human immunodeficiency virus infection test results; and to amend and reenact section 23-07-02.1 and subsection 2 of section 23-07-07.5 of the North Dakota Century Code, relating to reports of human immunodeficiency virus infection.

**ROLL CALL**

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 48 YEAS, 0 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

**YEAS:** Andrist; Bowman; Christmann; Cook; DeMers; Fischer; Flakoll; Freborg; Grindberg; Heitkamp; Holmberg; Kelsh; Kilzer; Kinnoin; Klein; Krauter; Krebsbach; Kringstad; Kroeplin; Lee; Lindaas; Lyson; Mathern, D.; Mathern, T.; Mutch; Mutzenberger; Naaden; Nelson, C.; Nelson, G.; Nething; O'Connell; Redlin; Robinson; Sand; Schobinger; Solberg; St. Aubyn; Stenehjem, B.; Stenehjem, W.; Tallackson; Thane; Thompson; Tomac; Traynor; Urlacher; Wanzek; Wardner; Watne

**ABSENT AND NOT VOTING:** Bercier

Reengrossed SB 2253 passed and the title was agreed to.

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**POINT OF PERSONAL PRIVILEGE**

**SEN. THOMPSON REQUESTED** that his remarks be printed in the Journal, which request was granted.

**REMARKS OF SENATOR THOMPSON**

I am pleased to stand on the floor of the Senate today and recognize the accomplishment of the Leeds Lions boys basketball team! The Lions came from behind, with a three-point basket by Shane Anderson, with 17 seconds left, to capture the most coveted of all prizes, the State Class B Boys' Basketball Championship. The Lions defeated unbeaten and No. 1 ranked Dickinson Trinity by the score of 54-53. The game capped off a great weekend of what is the most followed winter event in North Dakota, the State Class B Tournament.

All the team members - Jon Roher, Jay Streyle, Brett Moser, T. J. Tarang, Dave Young, Travis Wiberg, Marco Moser, Josh Haagenson, Shane Anderson, Patrick Streyle, Matt Randle, Daniel Ahlberg, and Jesse Lunde - deserve credit. Brett Moser, who was named MVP of the tournament, and Daniel Ahlberg, who was named to the All-Tournament Team, deserve special recognition.

Special congratulations to Coach Shawn Larson, who was named Coach of the Year for the third consecutive year, compiling an outstanding record of 78-6 during that time. I've refereed his teams and he is one of the best in the state. Congratulations to the cheerleaders and fans for receiving the Sportsmanship Award.

The Lions have been to the state tournament six times in the nineties. Their never-quit attitude and gutsy performance finally paid off this year. Congratulations to the Lions, as they roared to victory!

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

**MR. SPEAKER:** The Senate has passed and your favorable consideration is requested on: SCR 4056.

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

**MR. SPEAKER:** The President has signed and your signature is respectfully requested on: SB 2005, SB 2007, SB 2045, SB 2080, SB 2321, SB 2403, SCR 4016, SCR 4037.

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

**MR. SPEAKER:** The President has signed and your signature is respectfully requested on: SB 2011, SB 2356, SB 2393, SCR 4017, SCR 4044, SCR 4045.

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

**MR. SPEAKER:** The Senate has failed to pass: HB 1063, HB 1286.

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

**MR. SPEAKER:** The Senate has passed unchanged: HB 1008, HB 1170.

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

**MR. SPEAKER:** The Senate has passed unchanged: HB 1006, HB 1010, HB 1066, HB 1070, HB 1144, HB 1255, HB 1341.

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

**MR. SPEAKER:** The Senate has amended and subsequently passed: HB 1149, HB 1152, HB 1158, HB 1295, HB 1415, HB 1467, HCR 3005.

**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 2064, SB 2073, SB 2101, SB 2126, SB 2128, SB 2152, SB 2199, SB 2225, SB 2235, SB 2243, SB 2253.

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

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

**HB 1310:** Sens. Lyson; Lee; Kelsh

**HB 1325:** Sens. Mutch; Klein; Thompson

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

**MR. SPEAKER:** The President has appointed Sen. Traynor to replace Sen. W. Stenehjem on the Conference Committee on SB 2185.

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

**MR. SPEAKER:** The Senate does not concur in the House amendments to SB 2181, SCR 4023, and SCR 4029 and the President has appointed as a conference committee to act with a like committee from the House on:

**SB 2181:** Sens. Krebsbach; Klein; D. Mathern

**SCR 4023:** Sens. Wardner; W. Stenehjem; DeMers

**SCR 4029:** Sens. Krebsbach; Sand; Heitkamp

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

**MADAM PRESIDENT:** The House has passed unchanged: SB 2421, SCR 4051.

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

**MADAM PRESIDENT:** The House has amended and subsequently failed to pass: SB 2192.

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

**MADAM PRESIDENT:** The House has amended and subsequently passed: SB 2001, SB 2004, SB 2006, SB 2148, SB 2153, SB 2320, SB 2350.

**HOUSE AMENDMENTS TO ENGROSSED SENATE BILL NO. 2001**

Page 1, line 11, replace "178,870" with "198,870"

Page 1, line 17, replace "8,800" with "10,800"

Page 1, line 18, replace "2,093,720" with "2,115,720"

Renumber accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:**

DEPARTMENT 101 - GOVERNOR'S OFFICE

HOUSE - This amendment makes the following changes:

	EXECUTIVE BUDGET	SENATE VERSION	HOUSE CHANGES	HOUSE VERSION
Salaries and wages	\$1,924,005	\$1,876,350	\$0	\$1,876,350
Operating expenses	178,870	178,870	20,000	198,870
Equipment	4,200	4,200		4,200
Contingency	10,000	10,000		10,000
Presidential electors	500	500		500
Governor's transition in	10,000	10,000		10,000
Governor's transition out	5,000	5,000		5,000

Rough Rider Awards	<u>8,800</u>	<u>8,800</u>	<u>2,000</u>	<u>10,800</u>
Total all funds	\$2,141,375	\$2,093,720	\$22,000	\$2,115,720
Less special funds				
General fund	\$2,141,375	\$2,093,720	\$22,000	\$2,115,720
FTE	17.00	17.00	0.00	17.00

Detail of House changes to the Senate version includes:

	PROVIDE ADDITIONAL FUNDING	TOTAL HOUSE CHANGES
Salaries and wages		
Operating expenses	\$20,000	\$20,000
Equipment		
Contingency		
Presidential electors		
Governor's transition in		
Governor's transition out		
Rough Rider Awards	<u>2,000</u>	<u>2,000</u>
Total all funds	\$22,000	\$22,000
Less special funds		
General fund	\$22,000	\$22,000
FTE	0.00	0.00

### HOUSE AMENDMENTS TO ENGROSSED SENATE BILL NO. 2004

Page 1, line 12, replace "3,852,274" with "3,612,274"

Page 1, line 14, replace "6,071,318" with "5,831,318"

Page 1, line 16, replace "4,120,812" with "3,880,812"

Renumber accordingly

### STATEMENT OF PURPOSE OF AMENDMENT:

#### DEPARTMENT 117 - STATE AUDITOR

HOUSE - This amendment makes the following changes:

	EXECUTIVE BUDGET	SENATE VERSION	HOUSE CHANGES	HOUSE VERSION
Administration	\$277,458	\$268,538		\$268,538
Division of local government audits	1,215,134	1,204,310		1,204,310
Division of state audits	3,708,031	3,852,274	(\$240,000)	3,612,274
Mineral royalty auditing	752,758	746,196		746,196
Total all funds	\$5,953,381	\$6,071,318	(\$240,000)	\$5,831,318
Less special funds	<u>1,967,892</u>	<u>1,950,506</u>		<u>1,950,506</u>
General fund	\$3,985,489	\$4,120,812	(\$240,000)	\$3,880,812
FTE	53.00	55.00	(2.00)	53.00

Detail of House changes to the Senate version includes:

	REMOVE 1 FTE FINANCIAL AUDITOR ADDED BY THE SENATE	ADD 2 FTE PERFORMANCE AUDITOR POSITIONS	REMOVE 3 FTE INFORMATION SYSTEM AUDITORS	REMOVE PERFORMANCE AUDITING CONTRACTING FUNDING	TOTAL HOUSE CHANGES
Administration					
Division of local government audits					
Division of state audits	(\$70,000) *	\$140,000 *	(\$210,000) *	(\$100,000) *	(\$240,000)
Mineral royalty auditing					
Total all funds	(\$70,000)	\$140,000	(\$210,000)	(\$100,000)	(\$240,000)
Less special funds					
General fund	(\$70,000)	\$140,000	(\$210,000)	(\$100,000)	(\$240,000)
FTE	(1.00)	2.00	(3.00)	0.00	(2.00)

House changes narrative:

- \* Removes one FTE financial auditor and \$70,000 from the general fund for a position added by the Senate. The removal of this position will decrease departmental collections by \$60,000 which are deposited in the general fund.

Adds two FTE performance auditors and \$140,000 of general fund moneys, removes three FTE information system auditors and \$210,000 of general fund moneys, and removes \$100,000 of general fund moneys which were to be used for contracting for performance audits.

The executive budget changed three FTE performance auditors to three FTE information system auditors and provided \$100,000 for contracting for performance auditors. The Senate restored one of the three FTE performance auditors. This amendment restores the remaining two FTE performance auditors and removes the contracting funds and the information system auditors.

#### HOUSE AMENDMENTS TO REENGROSSED SENATE BILL NO. 2006

Page 1, line 18, replace "4,803,051" with "4,678,051"

Page 1, line 19, replace "368,500" with "343,500"

Page 1, line 22, replace "17,277,108" with "17,127,108"

Page 1, line 24, replace "16,983,379" with "16,833,379"

Page 2, line 5, replace "21,524,192" with "21,374,192"

Page 2, line 7, replace "21,817,921" with "21,667,921"

Page 2, line 14, remove "relating to the development of "Project 2001", the department's new tax"

Page 2, line 15, remove "processing system,", remove "up to", and after the second "of" insert "up to"

Page 2, line 16, replace "is available" with "this amount may be spent" and after "'Project 2001'" insert ", the department's new tax processing system, for the biennium beginning July 1, 1999, and ending June 30, 2001"

Renumber accordingly

#### STATEMENT OF PURPOSE OF AMENDMENT:

#### DEPARTMENT 127 - TAX DEPARTMENT

HOUSE - This amendment makes the following changes:

	EXECUTIVE BUDGET	SENATE VERSION	HOUSE CHANGES	HOUSE VERSION
Salaries and wages	\$11,888,357	\$11,761,828		\$11,761,828
Operating expenses	4,803,051	4,803,051	(\$125,000)	4,678,051
Equipment	368,500	368,500	(25,000)	343,500
City tax administration fees	50,000	50,000		50,000
Motor fuels federal grant	<u>293,729</u>	<u>293,729</u>		<u>293,729</u>
Total all funds	\$17,403,637	\$17,277,108	(\$150,000)	\$17,127,108
Less special funds	<u>293,729</u>	<u>293,729</u>	0	<u>293,729</u>
General fund	\$17,109,908	\$16,983,379	(\$150,000)	\$16,833,379
FTE	144.00	144.00	0.00	144.00

Detail to House changes to the Senate version includes:

	REDUCE OPERATING EXPENSES	REDUCE EQUIPMENT	TOTAL HOUSE CHANGES
Salaries and wages			
Operating expenses	(\$125,000) <sup>1</sup>		(\$125,000)
Equipment		(\$25,000) <sup>2</sup>	(25,000)
City tax administration fees			
Motor fuels federal grant			
Total all funds	(\$125,000)	(\$25,000)	(\$150,000)
Less special funds			
General fund	(\$125,000)	(\$25,000)	(\$150,000)
FTE	0.00	0.00	0.00

House changes narrative:

<sup>1</sup> Operating expenses are reduced in undesignated areas. The commissioner may determine the specific reductions to make within operating expenses as a result of this change.

<sup>2</sup> The equipment line item is reduced by \$25,000.

Section 3 of the bill is changed to limit the continuation of 1997-99 appropriation authority of up to \$60,000 relating to the department's "Project 2001" computer system redesign only for the 1999-2001 biennium.

### HOUSE AMENDMENTS TO ENGROSSED SENATE BILL NO. 2148

In lieu of the amendments printed on pages 724 and 725 of the House Journal, Engrossed Senate Bill No. 2148 is amended as follows:

Page 1, line 1, after "section" insert "to chapter 16.1-08.1 and a new section"

Page 1, line 2, after "to" insert "reporting requirements for political committees that organize and register according to federal law and"

Page 1, line 3, after the second comma insert "16.1-08.1-01, 16.1-08.1-02, 16.1-08.1-03, 16.1-08.1-03.2, subsection 3 of section 16.1-08.1-03.3, sections 16.1-08.1-06," and after the fifth comma insert "subsection 3 of section 16.1-13-22, sections 16.1-15-01,"

Page 1, line 5, after the second comma insert "campaign contribution statements,"

Page 1, line 6, remove "form of the"

Page 2, after line 31, insert:

**"SECTION 3. AMENDMENT.** Section 16.1-08.1-01 of the North Dakota Century Code is amended and reenacted as follows:

**16.1-08.1-01. Definitions.** As used in this chapter, unless the context otherwise ~~plainly~~ requires:

1. "Association" means any club, association, union, brotherhood, fraternity, organization, or group of any kind of two or more persons, including labor unions, trade associations, professional associations, or governmental associations, which is united for any purpose, business, or object and which assesses any dues, membership fees, or license fees in any amount, or which maintains a treasury fund in any amount. The term does not include corporations, cooperative corporations, limited liability companies, political committees, or political parties.
2. "Candidate" means an individual who seeks nomination for election or election to public office.
3. "Contribution" means a gift, subscription, loan, advance, or deposit of money, made for the purpose of influencing the nomination for election, or election, of any person to public office or aiding or opposing the circulation or passage of a statewide initiative or referendum petition or measure. ~~Contribution~~ The term also means a contract, promise, or agreement, express or implied, whether or not legally enforceable, to make a contribution for any of the above purposes, ~~and. The term~~ includes funds received by a candidate for public office or a political party or committee which are transferred or signed over to that candidate, party, or committee from another candidate, party, or political committee or other source except as provided in subdivision d. ~~This definition~~ The term does not include:
  - a. A loan of money from a bank or other lending institution made in the regular course of business.
  - b. Time spent by volunteer campaign or political party workers.
  - c. Money spent by a candidate on the candidate's own behalf.
  - d. ~~Any money received from a district or state committee of a political party, as established pursuant to sections 16.1-03-06 and 16.1-03-08, except for contributions reported pursuant to section 16.1-08.1-03 by a candidate for legislative office which is immediately transferred or~~

signed over to a district committee of a political party within thirty days of the candidate receiving the money. The district committee of the political party shall report a transfer of this kind as a contribution according to section 16.1-08.1-03 and shall show the origin of the contribution to the legislative candidate.

4. "Cooperative corporations", "corporations", and "limited liability companies" are as defined in this code.
5. "Expenditure" means a purchase, payment, distribution, loan, advance, deposit, or gift of money or property, except a loan of money from a bank or other lending institution made in the regular course of business, made for the purpose of influencing the nomination for election, or election, of any person to office. The term also means a contract, promise, or agreement, express or implied, whether or not legally enforceable, to make any expenditure and includes the transfer of funds by a political committee to another political committee.
6. "Patron" means a person who owns equity interest in the form of stock, shares, or membership or maintains similar financial rights in a cooperative corporation.
7. "Person" means an individual, partnership, committee, association, corporation, cooperative corporation, limited liability company, or other organization or group of persons.
8. "Political committee" means any committee, club, association, or other group of persons which receives contributions or makes expenditures primarily for political purposes.
9. "Political party" means any association, committee, or organization which nominates a candidate for election to any office which may be filled by a vote of the electors of this state or any of its political subdivisions and whose name appears on the election ballot as the candidate of such association, committee, or organization.
10. "Political purpose" means any activity undertaken in support of or in opposition to the election or nomination of a candidate to public office whether the activity is undertaken by a candidate, a political committee, a political party, or any person. The term does not include activities undertaken in the performance of a duty of a state office.
11. "Public office" means every statewide or legislative office to which persons can be elected by vote of the people under the laws of this state.

**SECTION 4. AMENDMENT.** Section 16.1-08.1-02 of the North Dakota Century Code is amended and reenacted as follows:

**16.1-08.1-02. Contributions statement required of candidates.**

1. Any candidate who is soliciting or accepting contributions for any political purpose shall make and file a statement in accordance with this section.
2. The candidate shall include in the statement the name and mailing address of all contributors who contributed in excess of ~~one~~ two hundred dollars in the aggregate during the reporting period to the candidate, the amount of each reportable contribution, and the date each reportable contribution was received.
3. The candidate shall file the statement in the office of the secretary of state no later than the twelfth day before the date of the election in which the candidate's name appears on the ballot or in which the candidate seeks election through write-in votes complete from the beginning of that calendar year through the twentieth day before the date of the election. The candidate shall file a complete statement for the entire calendar year no later than the thirty-first day of January of the following year, regardless of whether the candidate's name appeared on the ballot for any office during that calendar year or whether the candidate did not seek election at any election through write-in votes.

~~Statements of a legislative candidate must be filed in the office of the county auditor of the candidate's county of residence. Statements of state office candidates must be filed in the office of the secretary of state.~~

4. ~~Even if the candidate has not received any contributions in excess of one~~ two hundred dollars during the ~~calendar year reporting period~~, the candidate shall file a statement as required by this chapter.

**SECTION 5. AMENDMENT.** Section 16.1-08.1-03 of the North Dakota Century Code is amended and reenacted as follows:

**16.1-08.1-03. Contributions statement required of political parties.**

1. Any political party that receives contributions in excess of ~~one~~ two hundred dollars in the aggregate during the reporting period shall file a statement containing a detailed list of all contributions received from a person or political committee which exceed ~~one~~ two hundred dollars in amount. The statement must include the name and mailing address of all contributors listed, the amount of each reportable contribution, and the date each reportable contribution was received.
2. A yearend statement covering the entire calendar year must be filed with the secretary of state no later than the thirty-first day of January of the following year. A preelection statement must be filed no later than the twelfth day before any election at which the party has endorsed or will nominate a candidate and must be complete from the beginning of that calendar year through the twentieth day before the election.
3. Even if the political party has not received any contributions in excess of two hundred dollars during the reporting period, the political party shall file a statement as required by this chapter.

**SECTION 6. AMENDMENT.** Section 16.1-08.1-03.2 of the North Dakota Century Code is amended and reenacted as follows:

**16.1-08.1-03.2. Political committee registration.** A political committee, other than a political party and a committee organized in support of a legislative candidate, and a person aiding or opposing a measure to be voted upon by the voters of the state shall register its name, address, and its agent's name and address with the secretary of state each calendar year in which it receives any contribution. The registration must be completed within five days of the receipt of any contribution and must be submitted with a registration fee of five dollars. A political committee that organizes and registers according to federal law and makes a disbursement in excess of two hundred dollars to a nonfederal candidate seeking public office in this state is not required to register as a political committee according to this section if the political committee reports according to section 8 of this Act.

**SECTION 7. AMENDMENT.** Subsection 3 of section 16.1-08.1-03.3 of the North Dakota Century Code is amended and reenacted as follows:

3. All political committees formed for the purpose of administering the segregated fund provided for in this section shall file a statement showing the name and mailing address of each contributor of an amount in excess of two hundred dollars in the aggregate for the reporting period and a listing of all expenditures of an amount in excess of ~~one~~ two hundred dollars in the aggregate made for political purposes with the secretary of state. The statement must include the amount of each reportable contribution and the date it was received and the amount of each reportable expenditure and the date it was made. A yearend statement covering the entire calendar year must be filed no later than the thirty-first day of the following year. A preelection statement must be filed no later than the twelfth day before any primary, special, or general election and must be complete from the beginning of the calendar year through the twentieth day before the election.

**SECTION 8.** A new section to chapter 16.1-08.1 of the North Dakota Century Code is created and enacted as follows:

**Political committees that organize and register according to federal law that make disbursements to nonfederal candidates.** A political committee that



organizes and registers according to federal law and makes a disbursement in excess of two hundred dollars to a nonfederal candidate seeking public office in this state shall file a copy of that portion of the committee's federal report detailing the disbursement made to the candidate. The political committee shall file a copy of the committee's federal report with the secretary of state at the time of filing the report with the applicable federal agency. The report must include:

1. The name, mailing address, and treasurer of the political committee;
2. The recipient's name and mailing address; and
3. The date and amount of the disbursement made.

**SECTION 9. AMENDMENT.** Section 16.1-08.1-06 of the North Dakota Century Code is amended and reenacted as follows:

**16.1-08.1-06. Contributions statement requirements.**

1. A statement required by this chapter to be filed with the secretary of state or ~~county auditor~~ must be:
- 4- a. Deemed properly filed when deposited in an established post office within the prescribed time, postage affixed, and directed to the secretary of state or ~~county auditor~~, but if it is not received, a duplicate of the statement must be promptly filed upon notice by the secretary of state or ~~county auditor~~ of its nonreceipt.
- 2- b. Preserved by the secretary of state or ~~county auditor~~ for a period of four years from the date of filing. The statement is to be considered a part of the public records of the secretary of state's or ~~county auditor's~~ office and must be open to public inspection.
2. If the filing date falls on a Saturday or Sunday or a holiday on which the office of the secretary of state or ~~county auditor~~ is closed, the statement must be filed on the next available day on which the office of the secretary of state or ~~county auditor~~ is open. In determining the amount of individual contributions from any contributor, all amounts received from the same contributor during the reporting period must be aggregated to report an overall total contribution for the purposes of the statements required by this chapter. Aggregate contributions must reference the date of the most recent contribution. Contributions made separately by different persons from joint accounts are considered separate contributions for reporting purposes."

Page 6, after line 26, insert:

**"SECTION 14. AMENDMENT.** Subsection 3 of section 16.1-13-22 of the North Dakota Century Code is amended and reenacted as follows:

3. At primary elections, the inspector or judge shall also inform each elector that if the elector splits the party ballot or votes for candidates of more than one party the elector's party ballot will be rejected.

**SECTION 15. AMENDMENT.** Section 16.1-15-01 of the North Dakota Century Code is amended and reenacted as follows:

**16.1-15-01. Ballots void and not counted - Part of ballot may be counted.**

1. In the canvass of the votes at any election, a ballot is void and may not be counted if:
- 4- a. It is not endorsed with the official stamp and initials as provided in this title; or
- 2- b. It is impossible to determine the elector's choice from the ballot or parts of a ballot.
2. If a ballot is marked so only a part of the voter's intention can be determined, the election judges shall count such part. If an elector votes for more than the number of persons to be elected to any office, the

elector's ballot may be invalidated only insofar as the elector's vote for such office is concerned, and the balance of the elector's ballot, if otherwise proper, may not be invalidated. However, at primary elections only, a party ballot is void if the elector votes for candidates of more than one party."

Renumber accordingly

**HOUSE AMENDMENTS TO ENGROSSED SENATE BILL NO. 2153**

Page 5, line 11, remove "and"

Page 5, line 12, after "hundred" insert "fifty"

Page 5, line 25, after the second "to" insert "or through"

Page 5, line 26, remove "grain by credit-sale to the"

Page 8, remove lines 16 through 29

Page 8, line 30, replace "60-02.1-16" with "60-02.1-15"

Page 9, line 11, replace "60-02.1-17" with "60-02.1-16"

Page 9, line 16, replace "60-02.1-18" with "60-02.1-17"

Page 10, line 2, replace "60-02.1-19" with "60-02.1-18"

Page 10, line 9, replace "60-02.1-20" with "60-02.1-19"

Page 10, line 20, replace "60-02.1-21" with "60-02.1-20"

Page 10, line 24, replace "60-02.1-22" with "60-02.1-21"

Page 11, line 1, replace "60-02.1-23" with "60-02.1-22"

Page 11, line 4, replace "60-02.1-22" with "60-02.1-21"

Page 11, line 8, replace "60-02.1-24" with "60-02.1-23"

Page 11, line 14, replace "60-02.1-25" with "60-02.1-24"

Page 11, line 17, replace "60-02.1-26" with "60-02.1-25"

Page 11, line 25, replace "60-02.1-27" with "60-02.1-26"

Page 12, line 9, replace "60-02.1-28" with "60-02.1-27"

Page 12, line 21, replace "60-02.1-29" with "60-02.1-28"

Page 12, line 23, replace "60-02.1-30" with "60-02.1-29"

Page 12, line 25, replace "60-02.1-31" with "60-02.1-30"

Page 13, line 6, replace "60-02.1-31" with "60-02.1-30"

Page 13, line 15, replace "60-02.1-32" with "60-02.1-31"

Page 13, line 20, replace "60-02.1-33" with "60-02.1-32"

Page 14, line 1, replace "60-02.1-34" with "60-02.1-33"

Page 14, line 8, replace "60-02.1-35" with "60-02.1-34"

Page 14, line 14, replace "60-02.1-36" with "60-02.1-35"

Page 14, line 16, replace "60-02.1-29" with "60-02.1-28" and replace "60-02.1-39" with "60-02.1-38"

Page 14, line 23, replace "60-02.1-37" with "60-02.1-36"

Page 14, line 25, replace "60-02.1-38" with "60-02.1-37"

Page 15, line 19, replace "60-02.1-39" with "60-02.1-38"

Page 15, line 25, replace "60-02.1-29" with "60-02.1-28" and replace "60-02.1-39" with "60-02.1-38"

Page 17, line 18, overstrike ", but not less than one hundred thousand dollars, except when the"

Page 17, line 19, overstrike "licensee pays cash for ninety percent of all" and overstrike "hay at the time of delivery and the"

Page 17, overstrike line 20

Page 17, line 21, overstrike "case the bond amount may not be less than fifty thousand dollars"

Renumber accordingly

#### HOUSE AMENDMENTS TO ENGROSSED SENATE BILL NO. 2320

Page 1, line 3, remove "; to provide an effective date"

Page 1, line 13, remove "the patient"

Page 1, line 14, replace "Made a valid written statement concerning nutrition or hydration" with "The agent is acting pursuant to subdivision a of subsection 2 of this section"

Page 1, line 15, replace "Has" with "The patient has"

Page 2, line 4, remove "valid" and after "hydration" insert "contained in a declaration executed pursuant to chapter 23-06.4 or a durable power of attorney for health care executed pursuant to chapter 23-06.5"

Page 2, line 10, remove "**EFFECTIVE DATE -**" and remove "This Act applies to every"

Page 2, line 11, remove "durable power of attorney for health care executed after July 31, 1999."

Renumber accordingly

#### HOUSE AMENDMENTS TO ENGROSSED SENATE BILL NO. 2350

Page 1, line 2, after "for" insert "certified" and remove "; and to amend and reenact"

Page 1, remove line 3

Page 1, line 4, remove "outfitters"

Page 1, remove lines 6 through 19

Page 1, line 22, replace "**Guides**" with "**Certified guides**", remove the underscore under "**and outfitters - Requirements**". An individual may not be issued a and insert immediately thereafter "certified guide", remove the underscore under "license", and remove "to"

Page 1, line 23, remove "guide" and remove the underscore under "without first providing the director:"

Page 2, remove the underscore under lines 1 through 7

Renumber accordingly

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

**MADAM PRESIDENT:** The House has amended, subsequently passed, and the emergency clause carried: SB 2300.

#### HOUSE AMENDMENTS TO SENATE BILL NO. 2300

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

Page 2, after line 5, insert:

**"SECTION 3. EMERGENCY.** This Act is declared to be an emergency measure."

Renumber accordingly

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

**MADAM PRESIDENT:** The House has amended, subsequently passed, and the emergency clause carried: SB 2170.

**HOUSE AMENDMENTS TO ENGROSSED SENATE BILL NO. 2170**

Page 1, line 6, after the first comma insert "14-09-08.10,"

Page 2, line 21, after the overstruck semicolon insert ", earnings statements secured from the obligor's current income payor if the obligor changed employment after the end of the latest income tax year for which the obligor filed a return,"

Page 3, after line 8, insert:

**"SECTION 4. AMENDMENT.** Section 14-09-08.10 of the North Dakota Century Code is amended and reenacted as follows:

**14-09-08.10. Order.** Each order entered under this code for the support of a minor child or the support of a child after majority under section 14-09-08.2 must include a provision for health insurance coverage for that child.

1. Except as provided in subsection 2, the order must require the obligor to provide satisfactory health insurance coverage whenever that coverage is available at reasonable cost or becomes available at reasonable cost.
2. If the obligee is an individual with physical custody of the child, the obligee must be required to provide satisfactory health insurance whenever that coverage is available at no or nominal cost."

Page 17, line 5, replace "9" with "10" and replace "25" with "26"

Page 17, line 7, replace "9" with "10" and replace "25" with "26"

Renumber accordingly

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

**MADAM PRESIDENT:** The House does not concur in the Senate amendments to HB 1040 and the Speaker has appointed as a conference committee to act with a like committee from the Senate on:

**HB 1040:** Reps. D. Johnson; Renner; Mueller

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

**MADAM PRESIDENT:** The Speaker has appointed as a conference committee to act with a like committee from the Senate on:

**SB 2068:** Reps. Haas; Nelson; Mueller

**SB 2075:** Reps. L. Thoreson; Nottestad; Solberg

**MOTION**

**SEN. ST. AUBYN MOVED** that the absent member be excused, which motion prevailed.

**MOTION**

**SEN. ST. AUBYN MOVED** that the Senate be on the Fifth, Seventh, and Sixteenth orders of business and at the conclusion of those orders, the Senate stand adjourned until 1:00 p.m., Tuesday, March 23, 1999, which motion prevailed.

**REPORT OF STANDING COMMITTEE**

**HB 1057, as engrossed: Government and Veterans Affairs Committee (Sen. Krebsbach, Chairman)** recommends **DO NOT PASS** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed HB 1057 was placed on the Fourteenth order on the calendar.

**REPORT OF STANDING COMMITTEE**

**HB 1150: Industry, Business and Labor Committee (Sen. Mutch, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (6 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). HB 1150 was placed on the Sixth order on the calendar.

Page 8, line 19, replace "March 1," with "December 31, 1999, meets the requirements of subdivision a may obtain a certificate under subdivision a if the individual passes the examination in accordance with board rules before December 31, 2004."

Page 8, remove lines 20 through 23

Page 9, line 7, replace "prohibit" with "permit" and replace "from taking the examination if the candidate does" with "to take the examination if the board is satisfied that the candidate will complete the educational requirements of this section within six months after the candidate's application to take the examination."

Page 9, remove lines 8 and 9

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

**HB 1153, as engrossed: Finance and Taxation Committee (Sen. Urlacher, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed HB 1153 was placed on the Sixth order on the calendar.

Page 2, line 5, after the first comma insert "which means"

Page 2, line 8, replace "2.55" with "2.556"

Page 2, line 15, replace "if" with "where"

Page 2, line 16, replace "fund's" with "funds"

Page 2, line 18, replace "fund's" with "funds"

Page 2, line 19, replace "paragraphs" with "subdivision" and remove "and c"

Page 2, line 29, replace "if" with "where"

Page 3, line 11, replace "the definition of tobacco" with "subdivision a, b, or c."

Page 3, remove line 12

Page 3, line 16, remove the comma

Page 3, line 31, replace "year" with "of"

Page 4, line 1, replace "year" with "of"

Page 4, line 2, after "For" insert "each of"

Page 4, line 3, after "to" insert "subdivision a of"

Page 4, line 4, replace "1 is entitled to" with "2 shall receive the"

Page 4, line 5, replace "must" with "may"

Page 4, line 10, replace "subdivision" with "paragraph"

Page 4, line 23, replace "subdivision" with "paragraph"

Page 5, line 13, replace "section" with "subsection"

Page 5, line 14, replace "subsection" with "subdivision"

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

**HB 1196, as engrossed: Education Committee (Sen. Freborg, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed HB 1196 was placed on the Sixth order on the calendar.

Page 1, line 1, after "A BILL" replace the remainder of the bill with "for an Act to amend and reenact subsection 1 of section 57-15-14.2 and section 57-15-17.1 of the North Dakota Century Code, relating to mill levies for alternative education programs; and to provide an effective date.

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

**SECTION 1. AMENDMENT.** Subsection 1 of section 57-15-14.2 of the North Dakota Century Code is amended and reenacted as follows:

1. A school board of any school district may levy an amount sufficient to cover general expenses including the costs of the following:
  - a. Board and lodging for high school students as provided in section 15-34.2-06.
  - b. The teachers' retirement fund as provided in section 15-39.1-28.
  - c. Tuition for students in grades seven through twelve as provided in section 15-40.2-12.
  - d. Special education program as provided in section 15-59-08.
  - e. The establishment and maintenance of an insurance reserve fund for insurance purposes as provided in section 32-12.1-08.
  - f. A final judgment obtained against a school district.
  - g. The district's share of contribution to the old-age survivors' fund and matching contribution for the social security fund as provided by chapter 52-09 and to provide the district's share of contribution to the old-age survivors' fund and matching contribution for the social security fund for contracted employees of a multidistrict special education board.
  - h. The rental or leasing of buildings, property, or classroom space. Minimum state standards for health and safety applicable to school building construction shall apply to any rented or leased buildings, property, or classroom space.
  - i. Unemployment compensation benefits.
  - j. The removal of asbestos substances from school buildings or the abatement of asbestos substances in school buildings under any method approved by the United States environmental protection agency and any repair, replacement, or remodeling that results from such removal or abatement and for providing an alternative education program as provided in section 57-15-17.1.
  - k. Participating in cooperative vocational education programs approved by the state board.
  - l. Maintaining a vocational education program approved by the state board and established only for that school district.
  - m. Paying the cost of purchasing, contracting, operating, and maintaining schoolbuses.
  - n. Establishing and maintaining school library services.
  - o. Equipping schoolbuses with two-way communications and central station equipment and providing for the installation and maintenance of such equipment.
  - p. Establishing free public kindergartens in connection with the public schools of the district for the instruction of resident children below school age during the regular school term.

- q. Establishing, maintaining, and conducting a public recreation system.
- r. The district's share of contribution to finance an interdistrict cooperative agreement authorized by section 15-47-40.1.

**SECTION 2. AMENDMENT.** Section 57-15-17.1 of the North Dakota Century Code is amended and reenacted as follows:

**57-15-17.1. Multiyear asbestos abatement and alternative education program levy by school district.**

1. The governing body of any public school district may by resolution adopted by a two-thirds vote of the school board dedicate a tax levy for purposes of this section of not exceeding fifteen mills on the dollar of taxable valuation of property within the district for a period not longer than fifteen years. The school board may authorize and issue general obligation bonds to be paid from the proceeds of this dedicated levy for the purpose of ~~providing~~:
  - a. Providing funds for the removal of asbestos substances from school buildings or the abatement of asbestos substances in school buildings under any other method approved by the United States environmental protection agency and for any repair, replacement, or remodeling that results from removal or abatement of asbestos substances; and
  - b. Providing alternative education programs.
2. All revenue accruing from the levy under this section, except revenue deposited as allowed by subsection 3, must be placed in a separate fund known as the asbestos abatement fund and must be accounted for within the capital projects fund group and disbursements must be made from such funds within this fund group for the purpose of asbestos abatement.
3. All revenue accruing from up to ten mills of the fifteen-mill levy under this section may be placed in a separate fund known as the alternative education program fund. Disbursement may be made from the fund for the purpose of providing an alternative education program, but may not be used to construct or remodel facilities used to accommodate an alternative education program.
4. Any moneys remaining in the asbestos abatement fund after completion of the principal and interest payments for any bonds issued for any school asbestos abatement project and any funds remaining in the alternative education program fund at the termination of the program must be transferred to the general fund of the school district upon the order of the school board.

**SECTION 3. EFFECTIVE DATE.** This Act is effective for taxable years beginning after December 31, 1998."

Renumber accordingly

**REPORT OF STANDING COMMITTEE**

**HB 1227, as engrossed: Government and Veterans Affairs Committee (Sen. Krebsbach, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed HB 1227 was placed on the Sixth order on the calendar.

Page 1, line 11, replace "The" with "Every two years the"

Page 1, line 12, replace "six" with "twelve" and replace "most recent period of certification" with "two-year reporting cycle"

Page 1, line 20, replace "six" with "twelve" and replace "annually" with "during every two-year reporting cycle"

Page 1, line 23, after "national" insert "ground" and remove the first "well"

Page 1, line 24, after the second underscored comma insert "the state department of health, the state water commission,"

Renumber accordingly

**REPORT OF STANDING COMMITTEE**

**HB 1297: Industry, Business and Labor Committee (Sen. Mutch, Chairman)** recommends **DO PASS** (5 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING). HB 1297 was placed on the Fourteenth order on the calendar.

**REPORT OF STANDING COMMITTEE**

**HB 1314: Transportation Committee (Sen. B. Stenehjem, Chairman)** recommends **DO NOT PASS** (6 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). HB 1314 was placed on the Fourteenth order on the calendar.

**REPORT OF STANDING COMMITTEE**

**HB 1326, as engrossed: Transportation Committee (Sen. B. Stenehjem, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (5 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING). Engrossed HB 1326 was placed on the Sixth order on the calendar.

Page 1, line 5, after the comma insert "at minimum"

Renumber accordingly

**REPORT OF STANDING COMMITTEE**

**HB 1412, as engrossed: Transportation Committee (Sen. B. Stenehjem, Chairman)** recommends **DO NOT PASS** (6 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). Engrossed HB 1412 was placed on the Fourteenth order on the calendar.

**REPORT OF STANDING COMMITTEE**

**HB 1414: Industry, Business and Labor Committee (Sen. Mutch, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (5 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING). HB 1414 was placed on the Sixth order on the calendar.

Page 1, line 9, remove the overstrike over "~~in an amount~~", after "to" insert "not more than", and remove the overstrike over "~~ten percent of the delinquent installment payment~~"

Renumber accordingly

**REPORT OF STANDING COMMITTEE**

**HB 1424, as engrossed: Judiciary Committee (Sen. W. Stenehjem, Chairman)** recommends **DO NOT PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed HB 1424 was placed on the Fourteenth order on the calendar.

**REPORT OF STANDING COMMITTEE**

**HB 1441, as engrossed: Transportation Committee (Sen. B. Stenehjem, Chairman)** recommends **DO PASS** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed HB 1441 was placed on the Fourteenth order on the calendar.

**REPORT OF STANDING COMMITTEE**

**HB 1444, as engrossed: Industry, Business and Labor Committee (Sen. Mutch, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed HB 1444 was placed on the Sixth order on the calendar.

Page 1, line 2, remove "to provide a contingent"

Page 1, line 3, remove "effective date;"

Page 1, line 14, after "of" insert "a company that operates or installs", overstrike ", telegraph,", and overstrike "service" and insert immediately thereafter "systems"

Page 1, line 15, overstrike "such service" and insert immediately thereafter "the installation of telephone and radio communication conductors on premises where the installations are made for use exclusively for the transmission of telephone and radio signals"

Page 1, line 20, replace "Employees of and owners of any manufacturing business when engaged in" with "A representative of a manufacturing firm that is installing or modifying controls of wiring solely on industrial machinery that is for use by the firm itself, and performed by or under the direction of a registered professional engineer who issues a state-accepted evaluation which is to be maintained with the equipment."



Page 1, remove lines 21 through 24

Page 2, remove lines 1 through 15

Renumber accordingly

The Senate stood adjourned pursuant to Senator St. Aubyn's motion.

**WILLIAM C. PARKER, Secretary**