

## JOURNAL OF THE HOUSE

## Fifty-sixth Legislative Assembly

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**Bismarck, January 5, 1999**

At the hour of 12:00 noon on the fifth day of January, 1999, according to the Constitution of the State of North Dakota, the House of Representatives convened in its regular session with Speaker Wald presiding.

The prayer was offered by Chaplain Burnie Kunz, Medcenter One, Bismarck.

The roll was called and all members were present except Representatives Berg, Brusegaard, DeKrey, and Sveen.

A quorum was declared by the Speaker.

**MOTION**

**REP. MONSON MOVED** that the Journal reflect that the Legislative Compensation Commission Report has been received by the Chief Clerk of the House and has been filed with the Legislative Council, which motion prevailed.

**MOTION**

**REP. MONSON MOVED** that the House be on the Ninth order of business and at the conclusion of the Ninth order, the House stand in recess until 1:15 p.m., to receive the Senate in Joint Session and at the conclusion of the Joint Session, the House stand adjourned until 9:00 a.m., Wednesday, January 6, 1999, which motion prevailed.

**FIRST READING OF HOUSE BILLS**

Appropriations Committee introduced:

(At the request of the Legislative Council)

**HB 1001:** A BILL for an Act providing an appropriation for defraying the expenses of the legislative branch of government; and to declare an emergency.

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

Appropriations Committee introduced:

(At the request of the Supreme Court)

**HB 1002:** A BILL for an Act to provide an appropriation for defraying the expenses of the judicial branch; 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.

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

Appropriations Committee introduced:

(At the request of the Governor)

**HB 1003:** A BILL for an Act to provide an appropriation for defraying the expenses of the North Dakota university system.

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

Appropriations Committee introduced:

(At the request of the Governor)

**HB 1004:** A BILL for an Act to provide an appropriation for defraying the expenses of the state department of health.

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

Appropriations Committee introduced:

(At the request of the Governor)

**HB 1005:** A BILL for an Act to provide an appropriation for defraying the expenses of the Indian affairs commission.

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

Appropriations Committee introduced:

(At the request of the Governor)

**HB 1006:** A BILL for an Act to provide an appropriation for defraying the expenses of the aeronautics commission.

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

Appropriations Committee introduced:

(At the request of the Governor)

**HB 1007:** A BILL for an Act to provide an appropriation for defraying the expenses of the veterans' home and department of veterans' affairs.

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

Appropriations Committee introduced:

(At the request of the Governor)

**HB 1008:** A BILL for an Act to provide an appropriation for defraying the expenses of the department of banking and financial institutions.

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

Appropriations Committee introduced:

(At the request of the Governor)

**HB 1009:** A BILL for an Act to provide an appropriation for defraying expenses of the state fair association.

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

Appropriations Committee introduced:

(At the request of the Governor)

**HB 1010:** A BILL for an Act to provide an appropriation for defraying the expenses of the council on the arts and an appropriation of funds from the cultural endowment fund.

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

Appropriations Committee introduced:

(At the request of the Governor)

**HB 1011:** A BILL for an Act to provide an appropriation for defraying the expenses of the highway patrol.

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

Appropriations Committee introduced:

(At the request of the Governor)

**HB 1012:** A BILL for an Act to provide an appropriation for defraying the expenses of the various divisions under the supervision of the director of the department of transportation.

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

Appropriations Committee introduced:

(At the request of the Governor)

**HB 1013:** A BILL for an Act to provide an appropriation for defraying the expenses of the commissioner of university and school lands.

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

Appropriations Committee introduced:

(At the request of the Governor)

**HB 1014:** A BILL for an Act to provide an appropriation for defraying the expenses of the children's services coordinating committee; and to provide a statement of legislative intent.

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

Appropriations Committee introduced:

(At the request of the Governor)

**HB 1015:** A BILL for an Act to provide an appropriation for defraying the expenses of the state industrial commission and the agencies under the management of the state industrial commission; to provide a continuing appropriation; to authorize transfers; and to declare an emergency.

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

Appropriations Committee introduced:

(At the request of the Governor)

**HB 1016:** A BILL for an Act to provide an appropriation for defraying the expenses of the department of corrections and rehabilitation.

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

Appropriations Committee introduced:

(At the request of the Governor)

**HB 1017:** A BILL for an Act to provide an appropriation for defraying the expenses of job service North Dakota.

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

Appropriations Committee introduced:

(At the request of the Governor)

**HB 1018:** A BILL for an Act to provide an appropriation for defraying the expenses of the office of administrative hearings.

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

Appropriations Committee introduced:

(At the request of the Governor)

**HB 1019:** A BILL for an Act to provide an appropriation for defraying the expenses of the department of economic development and finance and to the agricultural products utilization commission for grants; to provide for transfers of funds; to amend and reenact sections 4-14.1-07 and 57-43.1-03.1 of the North Dakota Century Code, relating to ethanol plant production incentives for fuel used for agricultural purposes; and to provide an effective date.

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

Appropriations Committee introduced:

(At the request of the Governor)

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

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

Appropriations Committee introduced:

(At the request of the Governor)

**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.

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

Appropriations Committee introduced:

(At the request of the Governor)

**HB 1022:** A BILL for an Act to provide an appropriation for capital projects of various state departments and institutions; to authorize the industrial commission to issue and sell bonds for capital projects; to provide an appropriation; and to declare an emergency.

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

Legislative Council introduced:

**HB 1023:** A BILL for an Act to create and enact a new section to chapter 28-32 of the North Dakota Century Code, relating to expiration of administrative rules; and to provide an effective date.

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

Legislative Council introduced:

**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 and subsection 1 of section 28-32-03.3 of the North Dakota Century Code, relating to statutory references to administrative rulemaking provisions and authority of the administrative rules committee to void or object to administrative rules; to repeal section 28-32-04 of the North Dakota Century Code, relating to petitions for reconsideration of administrative rulemaking; and to provide an effective date.

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

Legislative Council introduced:

**HB 1025:** A BILL for an Act to amend and reenact sections 28-32-02.3 and 28-32-02.4 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 provide an effective date.

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

Legislative Council introduced:

**HB 1026:** A BILL for an Act to amend and reenact subsection 1 of section 28-32-02 of the North Dakota Century Code, relating to clarifying rulemaking authority of administrative agencies; and to direct a legislative council study of the rulemaking authority of administrative agencies.

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

Legislative Council introduced:

**HB 1027:** A BILL for an Act to amend and reenact section 14-09-08 of the North Dakota Century Code, relating to judicial authority to create a child support contribution trust.

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

Legislative Council introduced:

**HB 1028:** A BILL for an Act to amend and reenact subdivision a of subsection 1 of section 14-09-09.7 of the North Dakota Century Code, relating to the child support guidelines' definition of gross income.

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

Legislative Council introduced:

**HB 1029:** A BILL for an Act to amend and reenact subdivision a of subsection 1 of section 14-09-09.7 of the North Dakota Century Code, relating to gross income under child support guidelines of the department of human services.

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

Legislative Council introduced:

**HB 1030:** A BILL for an Act to amend and reenact section 50-25.1-04.4 of the North Dakota Century Code, relating to the release of records to a coroner or the child fatality review panel.

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

Legislative Council introduced:

**HB 1031:** A BILL for an Act to create and enact a new subsection to section 12.1-32-15 of the North Dakota Century Code, relating to the sentencing of sexual offenders and individuals who commit a crime against a child; and to amend and reenact section 39-06-14 of the North Dakota Century Code, relating to information on an operator's license and the qualifications for an operator's license.

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

Legislative Council introduced:

**HB 1032:** A BILL for an Act to amend and reenact section 27-20-52.1 of the North Dakota Century Code, relating to the law enforcement data base of delinquent juveniles.

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

Legislative Council introduced:

**HB 1033:** A BILL for an Act relating to the provision of all grade levels by school districts; to amend and reenact section 15-27.1-11 of the North Dakota Century Code, relating to transportation in reorganized or dissolved school districts; and to provide an effective date.

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

Legislative Council introduced:

**HB 1034:** A BILL for an Act to create and enact title 15.1 of the North Dakota Century Code, relating to elementary and secondary education; to repeal chapter 15-21, sections 15-21.1-01, 15-21.1-02, 15-21.1-03, 15-21.1-04, 15-21.1-05, 15-21.1-06, 15-21.1-07, 15-21.1-09, chapters 15-21.2, 15-22, 15-27.1, 15-27.2, 15-27.3, 15-27.4, 15-27.5, 15-27.6, 15-27.7, 15-28, sections 15-29-01, 15-29-01.1, 15-29-02, 15-29-03, 15-29-03.1, 15-29-04, 15-29-05, 15-29-06, 15-29-07, 15-29-08, 15-29-08.4, 15-29-09, 15-29-10, 15-29-11, 15-29-13, 15-29-14, 15-34.2-12, 15-34.2-13, 15-34.2-14, 15-34.2-17, 15-34.2-18, 15-35-01.2, 15-35-09, 15-35-11, 15-35-12, 15-35-14, 15-38-04.1, 15-38-06, 15-38-13, 15-38-13.1, 15-38-13.2, 15-41-01, 15-41-02, 15-41-03, 15-41-04, 15-41-05, 15-41-07, 15-41-08, 15-41-27, chapter 15-41.1, sections 15-43-11.1, 15-43-11.2, 15-43-11.3, 15-43-11.4, 15-44-06, 15-44-09, 15-44-10, 15-44-11, chapter 15-46, sections 15-47-01, 15-47-01.1, 15-47-02.1, 15-47-04, 15-47-05, 15-47-06, 15-47-07, 15-47-08, 15-47-09, 15-47-10, 15-47-11, 15-47-12, 15-47-13, 15-47-14, 15-47-15, 15-47-16, 15-47-21, 15-47-22, 15-47-24, 15-47-25, 15-47-29, 15-47-30, 15-47-30.1, 15-47-31, 15-47-32, 15-47-33, 15-47-33.1, 15-47-36, 15-47-37, 15-47-39, 15-47-40, 15-47-40.1, 15-47-41, 15-47-43, 15-47-44.1, 15-47-44.2, 15-47-47, 15-47-48, 15-47-49, 15-47-50, 15-47-51, chapters 15-48, 15-49, 15-51, 15-64, and 15-65 of the North Dakota Century Code, relating to elementary and secondary education provisions addressed in the creation of North Dakota Century Code title 15.1; to provide penalties; and to provide a continuing appropriation.

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

Legislative Council introduced:

**HB 1035:** A BILL for an Act to create and enact a new section to chapter 15-38.1 of the North Dakota Century Code, relating to teacher negotiations; and to amend and reenact section 11-10-10.5, subsection 1 of section 12.1-05-05, sections 15-20.2-04, 15-36-12, 15-41-25, 15-47-42, subsection 1 of section 15-47-46, section 15-59.2-02, subsection 5 of section 40-01.1-04, subsection 1 of section 54-07-01.2, and subsection 4 of section 57-39.2-04 of the North Dakota Century Code, relating to cross references to statutes in the education title.

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

Legislative Council introduced:

**HB 1036:** A BILL for an Act to create and enact a new section to chapter 49-02 of the North Dakota Century Code, relating to the power of the public service commission to address the year 2000 computer problem; to provide an expiration date; and to declare an emergency.

Was read the first time and referred to the **Government and Veterans Affairs Committee**.

Legislative Council introduced:

**HB 1037:** A BILL for an Act 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.

Was read the first time and referred to the **Government and Veterans Affairs Committee**.

Legislative Council introduced:

**HB 1038:** A BILL for an Act to amend and reenact section 23-27-04.2 of the North Dakota Century Code, relating to state assistance to prehospital emergency medical services; and to provide an appropriation.

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

Legislative Council introduced:

**HB 1039:** A BILL for an Act to create and enact a new section to chapter 26.1-36 of the North Dakota Century Code, relating to insurance coverage of ambulance services for prehospital emergency medical services.

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

Legislative Council introduced:

**HB 1040:** A BILL for an Act to create and enact a new section to chapter 61-04.1 of the North Dakota Century Code, relating to a statewide hail suppression pilot program by the atmospheric resource board; to amend and reenact section 61-04.1-12 of the North Dakota Century Code, relating to hail suppression license and permit requirements; to provide an appropriation; and to provide an expiration date.

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

Legislative Council introduced:

**HB 1041:** A BILL for an Act to create and enact a new section to chapter 53-06.1 of the North Dakota Century Code, relating to posting games of chance rules; and to amend and reenact sections 53-06.1-03, 53-06.1-06, 53-06.1-07.2, 53-06.1-07.3, 53-06.1-07.4, 53-06.1-10, subsection 5 of section 53-06.1-11, and subsection 5 of section 53-06.1-14 of the North Dakota Century Code, relating to games of chance.

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

Legislative Council introduced:

**HB 1042:** A BILL for an Act to amend and reenact sections 11-17-04, 11-26-04, 26.1-02-19, 28-20.1-05, 30.1-21-08, subsection 9 of section 30.1-28-12, sections 30.1-32-02, 35-18-04, 35-21-05, 43-01-19, and 57-22-32 of the North Dakota Century Code, relating to filing fees charged by the clerk of district court; to provide an effective date; and to declare an emergency.

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

Legislative Council introduced:

**HB 1043:** A BILL for an Act to create and enact 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; and to provide a continuing appropriation.

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

Legislative Council introduced:

**HB 1044:** A BILL for an Act to amend and reenact section 4-22-47, subsection 4 of section 6-08-16, subsection 7 of section 6-08-16.2, sections 11-19-05, 11-19-11, 14-03-20, subsection 3 of section 16.1-01-09, sections 16.1-11-10, 16.1-11.1-02, 16.1-12-02.1, 16.1-13-05, 16.1-14-20, 16.1-15-45, 21-01-06, 27-06-07, 29-05-31, 32-09.1-07, subsection 5 of section 32-09.1-09, sections 35-22-07, 37-07-03, 37-08-02, subsection 1 of section 43-25-11, sections 47-16-36, 57-09-06, 57-20-05, 57-24-20, 57-24-24,

57-25-05, 57-27-06, 57-27-07, 57-27-08, 57-27-09, 57-28-05, 57-28-07, 57-28-16, 58-16-03, 60-02-13, 61-05-15, 61-06-10, 61-24-03, 61-24.5-06, and 61-24.5-07 of the North Dakota Century Code, relating to corrections of twentieth century statutory references.

Was read the first time and referred to the **Government and Veterans Affairs Committee**.

Legislative Council introduced:

**HB 1045:** A BILL for an Act to amend and reenact sections 1-04-09, 4-24-10, 9-10-06, subsection 10 of section 10-04-06, sections 10-06.1-12, 10-06.1-13, 10-19.1-05, subsections 3, 4, and 5 of section 10-19.1-10, sections 10-19.1-11, 10-19.1-23, subsection 4 of section 10-19.1-61, subsections 2 and 3 of section 10-19.1-75.2, subsection 2 of section 10-19.1-99, subsection 4 of section 10-19.1-100, subsection 2 of section 10-19.1-101, subsection 4 of section 10-19.1-103, subsection 2 of section 10-19.1-106, subsection 1 of section 10-19.1-108, sections 10-19.1-110.1, 10-19.1-112, 10-19.1-113.1, 10-19.1-129, 10-30-05, subsection 1 of section 10-30.1-04, section 10-30.5-04, subsections 2, 3, and 4 of section 10-32-07, subdivision b of subsection 5 of section 10-32-56, subsection 4 of section 10-32-107, subdivision j of subsection 5 of section 10-33-06, subsection 24 of section 10-33-21, subsection 3 of section 11-10.2-01, subdivision b of subsection 3 of section 12.1-32-15, section 16.1-01-07, subsection 3 of section 16.1-08.1-01, sections 18-08-12, 20.1-08-04.6, subsection 2 of section 23-06.4-03, subsection 2 of section 23-06.5-10, subsection 12 of section 25-03.1-02, sections 26.1-17-02, 26.1-17-33, subsection 1 of section 26.1-18.1-02, subsection 1 of section 26.1-19-04, sections 26.1-49-03, 28-04-05.1, 29-12-05, 30.1-15-02, 30.1-29-26, 32-03-36, 36-01-08.1, 38-08.1-03, subsection 3 of section 38-08.1-03.1, sections 40-51.2-05, 40-57.1-05, subsection 4 of section 41-09-16, section 43-07-19, subsection 10 of section 43-17-02, subsection 1 of section 43-17.1-06, subdivision h of subsection 1 of section 45-10.1-02, subsection 1 of section 47-15.1-03, subsection 3 of section 50-06-01.8, section 51-14-03.2, subsection 5 of section 53-06.2-11, subsection 1 of section 54-40-01, sections 57-15-08, 61-04.1-13, 61-04.1-14, 61-21-47, and 61-35-25 of the North Dakota Century Code, relating to technical corrections and improper, inaccurate, redundant, missing, or obsolete references; and to repeal sections 10-19.1-131, 14-02.1-06, 28-32-22, and chapter 61-24.4 of the North Dakota Century Code, relating to obsolete provisions.

Was read the first time and referred to the **Government and Veterans Affairs Committee**.

Legislative Council introduced:

**HB 1046:** A BILL for an Act to prohibit state agencies and institutions from entering into contracts for services to be provided in one biennium which provide for the payment for the services to extend beyond that biennium; and to amend and reenact subsection 8 of section 54-44.1-06 of the North Dakota Century Code, relating to the contents of budget data prepared by the director of the budget.

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

Legislative Council introduced:

**HB 1047:** A BILL for an Act to amend and reenact section 6-09-15.5 of the North Dakota Century Code, relating to the beginning farmer revolving loan fund; to provide for a transfer; to provide an effective date; and to declare an emergency.

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

Legislative Council introduced:

**HB 1048:** A BILL for an Act to create and enact sections 54-11-15, 54-11-16, 54-11-17, 54-11-18, 54-11-19, 54-11-20, 54-11-21, 54-11-22, 54-11-23, 54-11-24, 54-11-25, 54-11-26, 54-11-27, 54-11-28, 54-11-29, and 54-11-30 of the North Dakota Century Code, relating to debt collection by the state treasurer; and to amend and reenact subsection 3 of section 54-44-04, sections 54-44-07, and 54-44-08 of the North Dakota Century Code, relating to debt collection.

Was read the first time and referred to the **Government and Veterans Affairs Committee**.

Legislative Council introduced:

**HB 1049:** A BILL for an Act to create and enact a new subsection to section 15-10-17 and a new section to chapter 54-10 of the North Dakota Century Code, relating to the powers and duties of the state board of higher education and the confidentiality of audit reports.

Was read the first time and referred to the **Government and Veterans Affairs Committee**.

Legislative Council introduced:

**HB 1050:** A BILL for an Act to create and enact a new section to chapter 49-21 of the North Dakota Century Code, relating to a regulatory reform review commission.

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

Legislative Council introduced:

**HB 1051:** A BILL for an Act to create and enact chapter 40-22.2 of the North Dakota Century Code, relating to authority of cities to levy special assessments for costs of police and fire protection and certain infrastructure costs against certain charitable organization property exempt from property taxes; and to provide an effective date.

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

Legislative Council introduced:

**HB 1052:** A BILL for an Act to amend and reenact section 57-02-08.1 of the North Dakota Century Code, relating to income limitations to qualify for the homestead credit for persons sixty-five years of age or older with limited income; and to provide an effective date.

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

Legislative Council introduced:

**HB 1053:** A BILL for an Act to amend and reenact subsection 15 of section 57-02-08 of the North Dakota Century Code, relating to application of the property tax exemption for farm buildings for beginning farmers; and to provide an effective date.

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

Legislative Council introduced:

**HB 1054:** A BILL for an Act to amend and reenact subsection 15 of section 57-02-08 of the North Dakota Century Code, relating to application of the property tax exemption for farm buildings; and to provide an effective date.

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

Legislative Council introduced:

**HB 1055:** A BILL for an Act to amend and reenact section 57-02-14 of the North Dakota Century Code, relating to assessment of real property that is exempt from property taxation; and to provide an effective date.

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

Rep. Tollefson introduced:

**HB 1056:** A BILL for an Act to amend and reenact subsection 1 of section 57-39.2-25 of the North Dakota Century Code, relating to the time when interest accrues on sales and use tax refunds; and to provide an effective date.

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

Rep. Dorso and Sen. G. Nelson introduced:

**HB 1057:** A BILL for an Act to amend and reenact section 54-18-04 of the North Dakota Century Code, relating to the powers and duties of the industrial commission in operating the North Dakota mill and elevator association.

Was read the first time and referred to the **Government and Veterans Affairs Committee**.

Rep. Bernstein introduced:

**HB 1058:** A BILL for an Act to create and enact a new section to chapter 51-07 of the North Dakota Century Code, relating to ticket scalping; and to provide a penalty.

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

Rep. Keiser introduced:

**HB 1059:** A BILL for an Act to amend and reenact section 15-38.1-04 of the North Dakota Century Code, relating to compensation for members of the education factfinding commission.

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

Rep. Sveen introduced:

**HB 1060:** A BILL for an Act to amend and reenact section 54-03-01.5 of the North Dakota Century Code, relating to legislative redistricting requirements.

Was read the first time and referred to the **Government and Veterans Affairs Committee**.

Rep. Glassheim introduced:

**HB 1061:** A BILL for an Act to amend and reenact section 57-01-02.1 of the North Dakota Century Code, relating to tax collection agreements between the tax commissioner and home rule cities and counties.

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

Rep. Wald introduced:

**HB 1062:** A BILL for an Act to amend and reenact sections 14-05-22 and 14-09-06.2 of the North Dakota Century Code, relating to supervised child visitation in cases of physical or sexual abuse of the child.

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

Reps. Hanson, Delmore introduced:

**HB 1063:** A BILL for an Act to create and enact a new section to chapter 15-36 of the North Dakota Century Code, relating to provisional teaching certificates.

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

Reps. Boehm, R. Kelsch, Renner and Sen. Freborg introduced:

**HB 1064:** A BILL for an Act to amend and reenact sections 15-34.1-12 and 15-34.1-12.1 of the North Dakota Century Code, relating to the provision of home education to developmentally disabled children with autism.

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

Rep. Froseth introduced:

**HB 1065:** A BILL for an Act to amend and reenact subdivision a of subsection 2 of section 39-12-02 and subdivision d of subsection 1 of section 39-12-04 of the North Dakota Century Code, relating to an exemption from width, height, and weight limitations for commercial portable grain cleaners.

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

Reps. Sveen, Boucher, Gunter, Wentz introduced:

**HB 1066:** A BILL for an Act to amend and reenact section 54-10-01 of the North Dakota Century Code, relating to the authority of the state auditor to conduct audits of the International Peace Garden.

Was read the first time and referred to the **Government and Veterans Affairs Committee**.

Rep. Hoffner introduced:

**HB 1067:** A BILL for an Act to amend and reenact section 32-28-02 of the North Dakota Century Code, relating to the name change of a minor.

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

Rep. DeKrey introduced:

**HB 1068:** A BILL for an Act to amend and reenact subsection 2 of section 39-01-15 of the North Dakota Century Code, relating to parking privileges for mobility impaired.

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

Rep. Wald introduced:

**HB 1069:** A BILL for an Act to amend and reenact subsection 3 of section 54-52-05 of the North Dakota Century Code, relating to employer payment of employee contributions under the public employees retirement system.

Was read the first time and referred to the **Government and Veterans Affairs Committee**.

Government and Veterans Affairs Committee introduced:

(At the request of Job Service North Dakota)

**HB 1070:** A BILL for an Act to amend and reenact sections 52-09-07, 52-09-08, and subsection 9 of section 52-09-20 of the North Dakota Century Code, relating to contributions to and primary insurance benefits under the old-age and survivor insurance system; and to repeal sections 52-09-09, 52-09-10, 52-09-11, 52-09-12, and 52-09-13 of the North Dakota Century Code, relating to old-age and survivor insurance taxes.

Was read the first time and referred to the **Government and Veterans Affairs Committee**.

Government and Veterans Affairs Committee introduced:

(At the request of the Public Employees Retirement System)

**HB 1071:** A BILL for an Act to create and enact a new paragraph to subdivision b of subsection 4 of section 54-52-17 of the North Dakota Century Code, relating to postretirement adjustments for supreme and district court judges under the public employees retirement system; and to amend and reenact subdivision e of subsection 4 of section 54-52-17 and subsection 6 of section 54-52-17 of the North Dakota Century Code, relating to disability retirement and survivor's benefits for supreme and district court judges under the public employees retirement system.

Was read the first time and referred to the **Government and Veterans Affairs Committee**.

Government and Veterans Affairs Committee introduced:

(At the request of the Public Employees Retirement System)

**HB 1072:** A BILL for an Act to amend and reenact subdivision a of subsection 1 of section 39-03.1-10.1 and subdivision a of subsection 4 of section 39-03.1-11 of the North Dakota Century Code, relating to refunds and computation of retirement benefits under the highway patrolmen's retirement system.

Was read the first time and referred to the **Government and Veterans Affairs Committee**.

Industry, Business and Labor Committee introduced:

(At the request of the State Board of Cosmetology)

**HB 1073:** A BILL for an Act to amend and reenact section 43-11-29 of the North Dakota Century Code, relating to late renewals of licenses to practice cosmetology.

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

Agriculture Committee introduced:

(At the request of the State Board of Veterinary Medical Examiners)

**HB 1074:** A BILL for an Act to amend and reenact subsection 5 of section 43-29-01.1, subsection 1 of section 43-29-07, subsections 2 and 3 of section 43-29-07.1, and subsection 2 of section 43-29-07.2 of the North Dakota Century Code, relating to examination and licensure of veterinarians and veterinary technicians.

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

Human Services Committee introduced:

(At the request of the Board of Examiners for Nursing Home Administrators)

**HB 1075:** A BILL for an Act to create and enact two new sections to chapter 43-34 of the North Dakota Century Code, relating to continuing education requirements and provisional licenses for nursing home administrators; to amend and reenact sections 43-34-03, 43-34-10, and 43-34-12 of the North Dakota Century Code, relating to licensure of nursing home administrators; and to repeal section 43-34-11 of the North Dakota Century Code, relating to nursing home administrator emergency licenses.

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

Judiciary Committee introduced:

(At the request of the Supreme Court)

**HB 1076:** A BILL for an Act to amend and reenact section 15 of chapter 374 of the 1987 Session Laws, as amended by section 1 of chapter 379 of the 1989 Session Laws, section 6 of chapter 24 of the 1993 Session Laws, and section 1 of chapter 294 of the 1995 Session Laws, relating to extending the expiration date for legislation that created a temporary court of appeals.

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

Judiciary Committee introduced:

(At the request of the Supreme Court)

**HB 1077:** A BILL for an Act to create and enact a new section to chapter 14-07.1 of the North Dakota Century Code, relating to recognition and enforcement of foreign domestic violence protection orders; to amend and reenact section 14-07.1-06 of the North Dakota Century Code, relating to violations of protection orders; and to provide a penalty.

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

Agriculture Committee introduced:

(At the request of the Soybean Council)

**HB 1078:** A BILL for an Act to amend and reenact section 4-10.5-11 of the North Dakota Century Code, relating to the penalty for nonpayment of soybean assessments.

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

Transportation Committee introduced:

(At the request of the Highway Patrol)

**HB 1079:** A BILL for an Act to create and enact a new subsection to section 39-03-09 of the North Dakota Century Code, relating to the powers of the highway patrol.

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

Government and Veterans Affairs Committee introduced:

(At the request of the Adjutant General)

**HB 1080:** A BILL for an Act to amend and reenact section 37-01-04 of the North Dakota Century Code, relating to the power of the governor to order out the national guard.

Was read the first time and referred to the **Government and Veterans Affairs Committee**.

Industry, Business and Labor Committee introduced:

(At the request of the Private Investigative and Security Board)

**HB 1081:** A BILL for an Act to create and enact a new section to chapter 43-30 of the North Dakota Century Code, relating to temporary private investigative and security service licenses or registrations; and to amend and reenact sections 43-30-04, 43-30-06, and 43-30-16, of the North Dakota Century Code, relating to fees and criminal history record checks for applicants for a license or registration to provide private investigative and security services.

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

Political Subdivisions Committee introduced:

(At the request of the Attorney General)

**HB 1082:** A BILL for an Act to amend and reenact subsection 1 of section 57-36-07 of the North Dakota Century Code, relating to the size of packages for cigarette sales; and to declare an emergency.

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

Appropriations Committee introduced:

(At the request of the Board of University and School Lands)

**HB 1083:** A BILL for an Act to amend and reenact section 15-03-16 of the North Dakota Century Code, relating to continuing appropriations for the board of university and school lands.

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

Education Committee introduced:

(At the request of the Board of University and School Lands)

**HB 1084:** A BILL for an Act to amend and reenact section 15-08-26 of the North Dakota Century Code, relating to depreciation of school trust land surface improvement costs.

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

Rep. Wald introduced:

(At the request of the Industrial Commission)

**HB 1085:** A BILL for an Act to amend and reenact section 38-08.1-07 of the North Dakota Century Code, relating to penalties for violation of oil and gas laws, rules, and orders; and to provide a penalty.

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

Natural Resources Committee introduced:

(At the request of the Public Service Commission)

**HB 1086:** A BILL for an Act to amend and reenact subdivision f of subsection 3 of section 38-14.1-30 of the North Dakota Century Code, relating to persons presiding at surface coal mining permit application conferences.

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

Natural Resources Committee introduced:

(At the request of the Public Service Commission)

**HB 1087:** A BILL for an Act to create and enact a new subsection to section 49-02-01.2 of the North Dakota Century Code, relating to reporting of natural gas incidents.

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

Industry, Business and Labor Committee introduced:

(At the request of the State Electrical Board)

**HB 1088:** A BILL for an Act to amend and reenact section 43-09-14 of the North Dakota Century Code, relating to the electrician undertaking fund.

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

Industry, Business and Labor Committee introduced:

(At the request of Job Service North Dakota)

**HB 1089:** A BILL for an Act to amend and reenact subsection 3 of section 52-03-07 of the North Dakota Century Code, relating to administration of unemployment compensation programs; and to provide a continuing appropriation.

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

Industry, Business and Labor Committee introduced:

(At the request of Job Service North Dakota)

**HB 1090:** A BILL for an Act to amend and reenact subsection 1 of section 52-06-30 of the North Dakota Century Code, relating to assignment of unemployment compensation benefits.

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

Industry, Business and Labor Committee introduced:

(At the request of Job Service North Dakota)

**HB 1091:** A BILL for an Act to amend and reenact subsection 1 of section 52-06-04 of the North Dakota Century Code, relating to determination of weekly benefit amount for unemployment compensation purposes.

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

Industry, Business and Labor Committee introduced:

(At the request of Job Service North Dakota)

**HB 1092:** A BILL for an Act to amend and reenact subsection 4 of section 52-06-01 of the North Dakota Century Code, relating to unemployment compensation benefits waiting periods.

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

Political Subdivisions Committee introduced:

(At the request of Job Service North Dakota)

**HB 1093:** A BILL for an Act authorizing the state of North Dakota acting through job service North Dakota to sell or transfer certain property.

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

Industry, Business and Labor Committee introduced:

(At the request of the Department of Labor)

**HB 1094:** A BILL for an Act to amend and reenact subsection 4 of section 34-01-20 of the North Dakota Century Code, relating to the time within which to file retaliation complaints with the department of labor.

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

Industry, Business and Labor Committee introduced:

(At the request of the Department of Labor)

**HB 1095:** A BILL for an Act to amend and reenact section 34-13-07 of the North Dakota Century Code, relating to bond requirements to renew employment agency licenses.

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

Industry, Business and Labor Committee introduced:

(At the request of the Department of Labor)

**HB 1096:** A BILL for an Act to amend and reenact section 34-01-15 of the North Dakota Century Code, relating to employer payment for required drug tests.

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

Education Committee introduced:

(At the request of the Department of Labor)

**HB 1097:** A BILL for an Act to amend and reenact sections 34-07-02 and 34-07-15 of the North Dakota Century Code, relating to employment of minors and compulsory school attendance.

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

Agriculture Committee introduced:

(At the request of the Office of Management and Budget)

**HB 1098:** A BILL for an Act to amend and reenact section 4-08-10.1 of the North Dakota Century Code, relating to boys' and girls' achievement days expenditures.

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

Industry, Business and Labor Committee introduced:

(At the request of the Department of Banking and Financial Institutions)

**HB 1099:** A BILL for an Act to create and enact a new section to chapter 6-06 of the North Dakota Century Code, relating to corrective actions concerning undercapitalized credit unions.

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

Industry, Business and Labor Committee introduced:

(At the request of the Department of Banking and Financial Institutions)

**HB 1100:** A BILL for an Act to create and enact a new section to chapter 6-01 of the North Dakota Century Code, relating to the authority of the state banking board or commissioner to take corrective action concerning undercapitalized state banks.

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

Industry, Business and Labor Committee introduced:

(At the request of the Department of Banking and Financial Institutions)

**HB 1101:** A BILL for an Act to create and enact a new section to chapter 6-08 of the North Dakota Century Code, relating to electronic fund transfer fees and disclosures; and to amend and reenact subsection 7 of section 6-03-02 of the North Dakota Century Code, relating to bank electronic fund transfer fees and disclosures.

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

Industry, Business and Labor Committee introduced:

(At the request of the Department of Banking and Financial Institutions)

**HB 1102:** A BILL for an Act to create and enact a new subsection to section 6-03-02 of the North Dakota Century Code, relating to electronic banking transactions.

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

Industry, Business and Labor Committee introduced:

(At the request of the Department of Banking and Financial Institutions)

**HB 1103:** A BILL for an Act to create and enact a new section to chapter 6-05 of the North Dakota Century Code, relating to trust company officer and employee fidelity bonds.

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

Industry, Business and Labor Committee introduced:

(At the request of the Bank of North Dakota)

**HB 1104:** A BILL for an Act to amend and reenact section 26.1-50-03 of the North Dakota Century Code, relating to Bank of North Dakota participation in loans made by the low-risk incentive fund.

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

Transportation Committee introduced:

(At the request of the State Board of Higher Education)

**HB 1105:** A BILL for an Act to create and enact a new section to chapter 39-04 of the North Dakota Century Code, relating to collegiate license plates.

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

Finance and Taxation Committee introduced:

(At the request of the Tax Commissioner)

**HB 1106:** A BILL for an Act to amend and reenact subsection 14 of section 57-01-02 and subdivision q of subsection 1 of section 57-38-01.2 of the North Dakota Century Code, relating to the elimination of obsolete or incorrect references in the income tax laws relating to offers in compromise and the Myron G. Nelson Fund, Incorporated; and to repeal subdivision p of subsection 1 of section 57-38-01.2 and subdivision h of subsection 1 of section 57-38-01.3 of the North Dakota Century Code, relating to obsolete income tax law references to the Myron G. Nelson Fund, Incorporated.

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

Natural Resources Committee introduced:

(At the request of the Tax Commissioner)

**HB 1107:** A BILL for an Act to create and enact a new section to chapter 57-51 of the North Dakota Century Code, relating to the payment and refund of oil and gas gross production tax that is five dollars or less; and to amend and reenact sections 57-51-05 and 57-51-19 of the North Dakota Century Code, relating to when the oil and gas gross production tax on oil is due and payable and the procedure for providing refunds.

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

Natural Resources Committee introduced:

(At the request of the Tax Commissioner)

**HB 1108:** A BILL for an Act to create and enact three new sections to chapter 57-34 of the North Dakota Century Code, relating to the audit and assessment of telecommunications carriers, deficiency notice, protest and appeal procedure, and claim for credit or refund of the tax on telecommunications carriers; to amend and reenact sections 57-34-01, 57-34-02, 57-34-03, 57-34-06, and 57-34-10 of the North Dakota Century Code, relating to definitions, identification of taxable resellers and pay telephone operators, elimination of tentative assessments, allocation of revenue, filing extensions, tax liabilities of less than five dollars, and interest and lien provisions; and to provide for retroactive application.

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

Finance and Taxation Committee introduced:

(At the request of the Tax Commissioner)

**HB 1109:** A BILL for an Act to amend and reenact sections 47-19-06, 57-37.1-10, and 57-37.1-21 of the North Dakota Century Code, relating to the elimination of obsolete provisions relating to documents required to be filed with the tax commissioner for estate tax purposes; and to provide an effective date.

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

Transportation Committee introduced:

(At the request of the Tax Commissioner)

**HB 1110:** A BILL for an Act to amend and reenact subsections 1, 8, and 10 of section 57-40.3-04 of the North Dakota Century Code, relating to motor vehicle excise tax exemptions.

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

Transportation Committee introduced:

(At the request of the Tax Commissioner)

**HB 1111:** A BILL for an Act to amend and reenact subsection 5 of section 57-40.3-04 of the North Dakota Century Code, relating to the motor vehicle excise tax exemption for transfers of motor vehicles in a business reorganization.

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

Finance and Taxation Committee introduced:

(At the request of the Tax Commissioner)

**HB 1112:** A BILL for an Act to amend and reenact subsection 9 of section 57-38-60 of the North Dakota Century Code, relating to bond requirements for income tax withholding purposes.

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

Finance and Taxation Committee introduced:

(At the request of the Tax Commissioner)

**HB 1113:** A BILL for an Act to amend and reenact subsection 5 of section 57-38-30.3 of the North Dakota Century Code, relating to the definition of federal income tax liability for short form income tax return purposes.

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

Political Subdivisions Committee introduced:

(At the request of the Industrial Commission)

**HB 1114:** A BILL for an Act to repeal sections 54-17-21, 54-17-22, and 54-17-23 of the North Dakota Century Code, relating to planning grant authority for the industrial commission for the city of Riverdale.

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

Finance and Taxation Committee introduced:

(At the request of the Industrial Commission)

**HB 1115:** A BILL for an Act to create and enact two new sections to chapter 54-18 of the North Dakota Century Code, relating to the issuance of bonds by the industrial commission for the mill and elevator association.

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

Agriculture Committee introduced:

(At the request of the Industrial Commission)

**HB 1116:** A BILL for an Act to repeal section 54-18-04.2 of the North Dakota Century Code, relating to confidentiality of North Dakota mill and elevator information.

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

Political Subdivisions Committee introduced:

(At the request of the Office of Management and Budget)

**HB 1117:** A BILL for an Act to amend and reenact section 57-28-21 of the North Dakota Century Code, relating to notice to the office of management and budget of cancellation of real property taxes and special assessments.

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

Human Services Committee introduced:

(At the request of the Department of Human Services)

**HB 1118:** A BILL for an Act to create and enact a new section to chapter 50-25.1 of the North Dakota Century Code, relating to disclosure of child abuse and neglect case information.

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

Human Services Committee introduced:

(At the request of the Department of Human Services)

**HB 1119:** A BILL for an Act to amend and reenact subsection 1 of section 50-06-01.2 of the North Dakota Century Code, relating to birth reports; and to repeal chapter 50-20 of the North Dakota Century Code, relating to reporting of out-of-wedlock births and births of children with visible congenital deformities.

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

Judiciary Committee introduced:

(At the request of the Department of Human Services)

**HB 1120:** A BILL for an Act to amend and reenact section 32-05-02 of the North Dakota Century Code, relating to exceptions to use of preventive relief to enforce penal statutes.

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

Human Services Committee introduced:

(At the request of the Department of Human Services)

**HB 1121:** A BILL for an Act to amend and reenact sections 14-09-08.1 and 14-09-09.29 of the North Dakota Century Code, relating to notice procedures, procedures upon failure to pay child support, and coordination of income withholding services; to provide an effective date; and to declare an emergency.

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

Natural Resources Committee introduced:

(At the request of the Department of Human Services)

**HB 1122:** A BILL for an Act to amend and reenact sections 54-44.8-03 and 54-44.8-06 of the North Dakota Century Code, relating to administration of the program for telecommunications services for communications impaired persons.

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

Appropriations Committee introduced:

(At the request of the Department of Human Services)

**HB 1123:** A BILL for an Act to repeal section 25-04-20 of the North Dakota Century Code, relating to the westwood park assets management committee.

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

Judiciary Committee introduced:

(At the request of the Secretary of State)

**HB 1124:** A BILL for an Act to amend and reenact section 16.1-11-27 of the North Dakota Century Code, relating to name rotation on ballots; and to repeal section 16.1-11-28 of the North Dakota Century Code, relating to piling, cutting, and blocking ballots.

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

Government and Veterans Affairs Committee introduced:

(At the request of the Secretary of State)

**HB 1125:** A BILL for an Act to create and enact a new subsection to section 54-06-04 of the North Dakota Century Code, relating to biennial agency reports submitted to the secretary of state; and to amend and reenact subsection 4 of section 54-06-04 of the North Dakota Century Code, relating to biennial reports submitted to the state archivist.

Was read the first time and referred to the **Government and Veterans Affairs Committee**.

Government and Veterans Affairs Committee introduced:

(At the request of the Secretary of State)

**HB 1126:** A BILL for an Act to amend and reenact sections 44-06-11 and 44-06-13.1 of the North Dakota Century Code, relating to filing of notice of revocation of a notary commission and prohibited acts of a notary public.

Was read the first time and referred to the **Government and Veterans Affairs Committee**.

Judiciary Committee introduced:

(At the request of the Secretary of State)

**HB 1127:** A BILL for an Act to amend and reenact section 16.1-07-12.1 of the North Dakota Century Code, relating to absentee ballot precincts.

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

Transportation Committee introduced:

(At the request of the Department of Transportation)

**HB 1128:** A BILL for an Act to amend and reenact section 24-02-03.3 of the North Dakota Century Code, relating to the central vehicle management system.

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

Transportation Committee introduced:

(At the request of the Department of Transportation)

**HB 1129:** A BILL for an Act to prohibit the deposit of human body waste on highways; to amend and reenact subsection 2 of section 39-06.1-06 of the North Dakota Century Code, relating to statutory fees for noncriminal, moving and nonmoving violations; and to provide a penalty.

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

Finance and Taxation Committee introduced:

(At the request of the Department of Transportation)

**HB 1130:** A BILL for an Act to amend and reenact sections 57-43.1-02 and 57-43.2-02 of the North Dakota Century Code, relating to the tax imposed on motor vehicle fuels and special fuels.

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

Transportation Committee introduced:

(At the request of the Department of Transportation)

**HB 1131:** A BILL for an Act to amend and reenact subdivision b of subsection 4 of section 39-08-01 and section 39-08-01.3 of the North Dakota Century Code, relating to the penalties for operating a vehicle while under the influence of intoxicating liquor or drugs; and to provide a penalty.

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

Rep. Bernstein introduced:

**HB 1132:** A BILL for an Act to amend and reenact subsection 6 of section 28-32-02 of the North Dakota Century Code, relating to the length of time that an emergency rule may remain in effect before final adoption; and to provide an effective date.

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

Rep. Maragos introduced:

**HB 1133:** A BILL for an Act to amend and reenact subsection 1 of section 12.1-28-01 of the North Dakota Century Code, relating to the definition of gambling.

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

Rep. Lloyd introduced:

**HB 1134:** A BILL for an Act to amend and reenact subsection 7 of section 39-06-32, subdivision a of subsection 1 of section 39-08-01, sections 39-20-03.1, 39-20-03.2, subsection 1 of section 39-20-04.1, subsections 2 and 5 of section 39-20-05, subsection 3 of section 39-20-07, and section 39-20-09 of the North Dakota Century Code, relating to the alcohol concentration for motor vehicle operators.

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

Industry, Business and Labor Committee introduced:

(At the request of Job Service North Dakota)

**HB 1135:** A BILL for an Act to amend and reenact sections 52-04-05, 52-04-06, and 52-04-09 of the North Dakota Century Code, relating to the required level of the unemployment compensation trust fund reserve and employer contribution rates.

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

Human Services Committee introduced:

(At the request of the State Board of Medical Examiners)

**HB 1136:** A BILL for an Act to amend and reenact subsection 8 of section 26.1-26.4-04 of the North Dakota Century Code, relating to minimum standards of utilization review agents.

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

Industry, Business and Labor Committee introduced:

(At the request of the Department of Banking and Financial Institutions)

**HB 1137:** A BILL for an Act to amend and reenact sections 13-03.1-05, 13-04.1-04, and 13-05-04 of the North Dakota Century Code, relating to consumer finance company, money broker, and collection agency annual fees and licenses.

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

Education Committee introduced:

(At the request of the State Board of Higher Education)

**HB 1138:** A BILL for an Act to create and enact a new section to chapter 44-04 of the North Dakota Century Code, relating to confidentiality of patient records at college and university student health services and university system clinics.

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

Natural Resources Committee introduced:

(At the request of the State Engineer)

**HB 1139:** A BILL for an Act to create and enact a new section to chapter 61-16.1 of the North Dakota Century Code, relating to appeals of water resource board decisions of noncomplying dams, dikes, or other devices to the state engineer.

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

Natural Resources Committee introduced:

(At the request of the State Engineer)

**HB 1140:** A BILL for an Act to amend and reenact sections 61-35-04, 61-35-07, 61-35-08, and subsection 1 of section 61-35-25 of the North Dakota Century Code, relating to payment of publication costs to create a water district, election of a board of a water district, and notice of dissolution or merger of a rural water corporation or cooperative.

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

Industry, Business and Labor Committee introduced:

(At the request of the Department of Economic Development and Finance)

**HB 1141:** A BILL for an Act to amend and reenact section 54-34.3-03 and subsection 8 of section 54-34.3-04 of the North Dakota Century Code, relating to the structure and duties of the department of economic development and finance; and to repeal section 54-34-06.1 of the North Dakota Century Code, relating to dissemination of in-state manufacturer product listings.

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

Human Services Committee introduced:

(At the request of the Department of Human Services)

**HB 1142:** A BILL for an Act to amend and reenact subsection 7 of section 50-11.1-02 of the North Dakota Century Code, relating to the definition of group child care home or group child care facility for early childhood services purposes.

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

Rep. DeKrey introduced:

**HB 1143:** A BILL for an Act to provide for patient copies of medical records.

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

Industry, Business and Labor Committee introduced:

(At the request of the Securities Commissioner)

**HB 1144:** A BILL for an Act to create and enact section 10-04-08.4 of the North Dakota Century Code, relating to filing requirements for federal covered securities; and to amend and reenact sections 10-04-02, subsections 4 and 5 of section 10-04-03, sections 10-04-04, 10-04-05, 10-04-06, 10-04-07.1, 10-04-08, 10-04-08.1, 10-04-08.2, 10-04-08.3, 10-04-09, 10-04-10, 10-04-10.1, 10-04-10.2, 10-04-10.3, 10-04-11, 10-04-12, 10-04-14, 10-04-16.1, 10-04-17, and 10-04-18 of the North Dakota Century Code, relating to definitions, administration, and registration of securities under the Securities Act of 1951, advertising of and statements about securities, federal covered securities, suspensions and revocation of securities registrations, registration of dealers, agents, investment advisers, and investment adviser representatives, suspension and revocation of registrations of dealers, agents, investment advisers and investment adviser representatives, hearing provisions, securities investigations, consent to service of process, remedies available to investors, and penalties.

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

Industry, Business, and Labor Committee introduced:

(At the request of the Securities Commissioner)

**HB 1145:** A BILL for an Act to create and enact a new subsection to section 10-04-02 of the North Dakota Century Code, relating to viatical settlement contracts; and to amend and reenact subsections 5 and 13 of section 10-04-02 of the North Dakota Century Code, or in the alternative to amend and reenact subsections 8 and 15 of section 10-04-02 of the North Dakota Century Code, relating to viatical settlement contracts and foreign currency contracts.

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

Rep. Galvin introduced:

**HB 1146:** A BILL for an Act to create and enact chapter 36-24 of the North Dakota Century Code, relating to potentially dangerous and vicious dogs; to repeal chapter 42-03, relating to dogs as a public nuisance; and to provide a penalty.

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

Rep. Bernstein introduced:

**HB 1147:** A BILL for an Act to amend and reenact sections 4-24-10, 4-30-03.9, and subsection 1 of section 54-07-01.2 of the North Dakota Century Code, relating to references to the milk marketing board; and to repeal chapter 4-18.1 of the North Dakota Century Code, relating to elimination of the milk marketing board.

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

Reps. D. Johnson, Nicholas introduced:

**HB 1148:** A BILL for an Act to amend and reenact sections 36-01-08, 36-01-08.2, and 36-01-08.4 of the North Dakota Century Code, relating to the duties of the board of animal health and ownership of certain carnivorous animals and nonhuman primates.

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

Political Subdivisions Committee introduced:

(At the request of the Secretary of State)

**HB 1149:** A BILL for an Act to amend and reenact sections 16.1-01-05, 16.1-05-06, 16.1-07-08, and 44-02-01 of the North Dakota Century Code, relating to voting by an elector moving from one precinct to another, procedures for challenging voters and voters who apply for absent voter's ballots, and when vacancies in office occur.

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

Industry, Business and Labor Committee introduced:

(At the request of the State Board of Accountancy)

**HB 1150:** A BILL for an Act to create and enact a new section to chapter 43-02.2 of the North Dakota Century Code, relating to substantial equivalency for obtaining a certificate or license to practice public accountancy; to amend and reenact sections 43-02.2-01, 43-02.2-02, 43-02.2-03, 43-02.2-04, 43-02.2-06, 43-02.2-07, 43-02.2-08, 43-02.2-09, 43-02.2-11, 43-02.2-12, 43-02.2-15, 43-02.2-16, and 43-02.2-17 of the North Dakota Century Code, relating to certified public accountants and the practice of public accountancy; and to repeal section 43-02.2-05 of the North Dakota Century Code, relating to individual permits to practice public accountancy.

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

Education Committee introduced:

(At the request of the State Board for Vocational and Technical Education)

**HB 1151:** A BILL for an Act to amend and reenact sections 15-20.4-01, 15-20.4-02, 15-20.4-03, 15-20.4-04, 15-20.4-05, 15-20.4-09, 15-20.4-10, 15-20.4-11, 15-20.4-12, 15-20.4-13, and 15-20.4-14 of the North Dakota Century Code, relating to authorization to operate postsecondary educational institutions and approval of agent permits; and to declare an emergency.

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

Human Services Committee introduced:

(At the request of the Board of Psychologist Examiners)

**HB 1152:** A BILL for an Act to create and enact two new sections to chapter 43-32 of the North Dakota Century Code, relating to registration of psychological associates; and to amend and reenact sections 43-32-01, 43-32-08.1, 43-32-08.2, 43-32-09, 43-32-12, 43-32-13, 43-32-14, 43-32-16, 43-32-17, 43-32-21, 43-32-23, 43-32-24, 43-32-26, 43-32-27, 43-32-27.1, 43-32-28.1, 43-32-30, and 43-32-32 of the North Dakota Century Code, relating to registration of psychological associates by the board of psychologist examiners.

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

Finance and Taxation Committee introduced:

(At the request of the Attorney General)

**HB 1153:** A BILL for an Act to establish a reserve fund to assure a source of compensation for the consequences of the sale of cigarettes within the state; to provide an effective date; to provide a penalty; and to declare an emergency.

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

Industry, Business and Labor Committee introduced:

(At the request of the Securities Commissioner)

**HB 1154:** A BILL for an Act to amend and reenact subsection 16 of section 10-04-06 of the North Dakota Century Code, relating to the test the waters security offering exempt transaction.

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

Agriculture Committee introduced:

(At the request of the Public Service Commission)

**HB 1155:** A BILL for an Act to create and enact a new chapter to title 64 and a new section to chapter 64-02 of the North Dakota Century Code, relating to public service commission regulation of price scanners and testing of weighing devices; and to amend and reenact sections 64-02-01, and 64-02-10 of the North Dakota Century Code, relating to price scanners, transient vendors, and fees; and to provide a penalty.

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

Agriculture Committee introduced:

(At the request of the Public Service Commission)

**HB 1156:** A BILL for an Act to create and enact a new section to chapter 60-02 and three new subsections to section 60-04-03.1 of the North Dakota Century Code, relating to warehousemen; to amend and reenact subsections 3 and 5 of section 60-02-01, subsection 1 of section 60-02-05, sections 60-02-07, 60-02-17, 60-02-19.1, 60-02-27, and 60-02-37 of the North Dakota Century Code, relating to warehouseman disputes, warehouse bonding and storage contracts, and hay buyers; and to repeal section 60-02-17.1 of the North Dakota Century Code, relating to warehouse charges for grain owned by the United States.

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

Human Services Committee introduced:

(At the request of the State Board of Medical Examiners)

**HB 1157:** A BILL for an Act to amend and reenact sections 23-34-03, 43-17-03, 43-17.1-01, 43-17.1-02, 43-17.1-04, 43-17.1-05, 43-17.1-05.1, 43-17.1-06, 43-17.1-08, and 43-17.1-09 of the North Dakota Century Code, relating to the commission on medical competency; and to repeal section 43-17.1-03 of the North Dakota Century Code, relating to compensation of members of the commission on medical competency.

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

Human Services Committee introduced:

(At the request of the State Board of Medical Examiners)

**HB 1158:** A BILL for an Act to create and enact a new section to chapter 43-17 of the North Dakota Century Code, relating to exceptions to the licensure requirements to practice medicine; and to amend and reenact sections 43-17-01, 43-17-02, 43-17-06, 43-17-30.1, and 43-17-31 of the North Dakota Century Code, relating to the definitions of practice of medicine and telemedicine, persons exempt from medical practice licensure requirements, officers of the board of medical examiners, and disciplinary action of the board.

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

Human Services Committee introduced:

(At the request of the State Board of Optometry)

**HB 1159:** A BILL for an Act to amend and reenact sections 43-13-17 and 43-13-18 of the North Dakota Century Code, relating to licensure of optometrists by examination and endorsement.

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

Industry, Business and Labor Committee introduced:

(At the request of the Department of Banking and Financial Institutions)

**HB 1160:** A BILL for an Act to amend and reenact sections 13-04.1-05 and 13-05-05 of the North Dakota Century Code, relating to sale and transfer of money broker and collection agency licenses.

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

Industry, Business and Labor Committee introduced:

(At the request of the Department of Banking and Financial Institutions)

**HB 1161:** A BILL for an Act to create and enact a new chapter to title 6 of the North Dakota Century Code, relating to the voluntary and involuntary dissolution and liquidation of state trust companies.

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

Industry, Business and Labor Committee introduced:

(At the request of the Department of Banking and Financial Institutions)

**HB 1162:** A BILL for an Act to amend and reenact section 6-01-09 of the North Dakota Century Code, relating to the authority of the banking commissioner to examine bank holding companies.

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

Agriculture Committee introduced:

(At the request of the Bank of North Dakota)

**HB 1163:** A BILL for an Act to amend and reenact sections 6-09.11-03, 6-09.11-05, and 6-09.11-06 of the North Dakota Century Code, relating to family farm loan amount restrictions, residency requirements, and net worth restrictions.

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

Industry, Business and Labor Committee introduced:

(At the request of the Real Estate Commission)

**HB 1164:** A BILL for an Act to amend and reenact section 43-23-14.1 of the North Dakota Century Code, relating to handling of funds by real estate brokers.

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

Appropriations Committee introduced:

(At the request of the State Board of Higher Education)

**HB 1165:** A BILL for an Act to amend and reenact section 15-10-12 of the North Dakota Century Code, relating to deposit with the state treasurer of public funds received by board of higher education institutions; and to provide a continuing appropriation.

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

Natural Resources Committee introduced:

(At the request of the State Water Commission)

**HB 1166:** A BILL for an Act to create and enact five new sections to chapter 61-24.6 of the North Dakota Century Code, relating to water rates, operation and maintenance fund, reserve fund for replacement, capital costs, and areas served by the northwest area water supply project; and to amend and reenact section 61-02-23.1 and subsections 3, 6, and 7 of section 61-24.6-02 of the North Dakota Century Code, relating to condemnation of property for and inclusion of Pierce County in the northwest area water supply project.

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

Natural Resources Committee introduced:

(At the request of the State Engineer)

**HB 1167:** A BILL for an Act to create and enact a new section to chapter 11-33.2, a new subsection to section 61-16.2-02, and a new section to chapter 61-16.2 of the North Dakota Century Code, relating to identifying the floodplain on plats, definition of community, and state engineer review of uses in floodways; and to amend and reenact subsection 2 of section 11-33-03, subsection 2 of section 40-47-03, subsection 11 of section 40-50.1-01, sections 58-03-12, 61-16.2-04, 61-16.2-08, and 61-16.2-13 of the North Dakota Century Code, relating to emergency management, identifying floodplain on plats, delineation of the floodway for lakes, elevation of structure in the floodway, and mandatory community participation in the flood insurance program.

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

Industry, Business and Labor Committee introduced:

(At the request of the Bank of North Dakota)

**HB 1168:** A BILL for an Act to create and enact a new section to chapter 21-04 and a new subdivision to subsection 1 of section 41-09-23 of the North Dakota Century Code, relating to letters of credit issued by the Bank of North Dakota and requirements for security interests in collateral given to obtain a letter of credit for a pledge of security on a public deposit; and to declare an emergency.

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

Natural Resources Committee introduced:

(At the request of the Public Service Commission)

**HB 1169:** A BILL for an Act to create and enact a new section to chapter 49-07 and a new section to chapter 49-21 of the North Dakota Century Code, relating to unauthorized telecommunications service; to amend and reenact section 49-02-01.1 of the North Dakota Century Code, relating to jurisdiction of the public service commission; and to provide a penalty.

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

Government and Veterans Affairs Committee introduced:

(At the request of the Office of Management and Budget)

**HB 1170:** A BILL for an Act to create and enact a new section to chapter 54-44.4 of the North Dakota Century Code, relating to approved vendors under state purchasing laws; to amend and reenact sections 12-48-07, 24-03-14, 46-01-02, 46-02-01, 46-02-09, 46-05-03, 54-23.2-02, 54-24-09, 54-44-04.5, 54-44-04.6, subsection 3 of section 54-44.2-02, subsections 4 and 5 of section 54-44.4-02, sections 54-44.4-03, 54-44.4-05, 54-44.4-07, and 54-44.4-08 of the North Dakota Century Code, relating to state purchasing and printing practices and the responsibilities of the office of management and budget; to repeal section 54-44-09 of the North Dakota Century Code, relating to the requirement that state purchases comply with United States bureau of standards; and to declare an emergency.

Was read the first time and referred to the **Government and Veterans Affairs Committee**.

Government and Veterans Affairs Committee introduced:

(At the request of the Office of Management and Budget)

**HB 1171:** A BILL for an Act to amend and reenact sections 54-44.3-03, 54-44.3-15, and 54-44.3-16 of the North Dakota Century Code, relating to membership and voting on the state personnel board and certification of payroll by the central personnel division director and agency personnel officers.

Was read the first time and referred to the **Government and Veterans Affairs Committee**.

Political Subdivisions Committee introduced:

(At the request of the Office of Management and Budget)

**HB 1172:** A BILL for an Act to amend and reenact sections 18-08-12, 18-12-23, 18-12-25, 19-20.2-06.1, and 54-21.3-03 of the North Dakota Century Code, relating to the state building code.

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

Government and Veterans Affairs Committee introduced:

(At the request of the Office of Management and Budget)

**HB 1173:** A BILL for an Act to amend and reenact sections 48-06-04 and 54-06-18 of the North Dakota Century Code, relating to staffing the central mailing bureau and obtaining postage meters by the office of management and budget.

Was read the first time and referred to the **Government and Veterans Affairs Committee**.

Government and Veterans Affairs Committee introduced:

(At the request of the Office of Management and Budget)

**HB 1174:** A BILL for an Act to amend and reenact section 54-06-24 of the North Dakota Century Code, relating to the state employee suggestion incentive program.

Was read the first time and referred to the **Government and Veterans Affairs Committee**.

Industry, Business and Labor Committee introduced:

(At the request of the Commissioner of Insurance)

**HB 1175:** A BILL for an Act to create and enact sections 26.1-05-02.1, 26.1-12-11.1, and 26.1-26-11.1 of the North Dakota Century Code, relating to domestic insurance companies, incorporated mutual insurance companies, and authorized lines of business; to amend and reenact sections 26.1-05-02, 26.1-12-01, 26.1-12-06, 26.1-12-11, 26.1-26-01, 26.1-26-02, 26.1-26-11, 26.1-26-25, and 26.1-26-31.1 of the North Dakota Century Code, relating to domestic insurance companies, mutual insurance companies, insurance agents, authorized lines of business, and exceptions from examination requirements; to repeal section 26.1-05-03 of the North Dakota Century Code, relating to organization of a domestic mutual life insurance company; and to provide an effective date.

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

Industry, Business and Labor Committee introduced:

(At the request of the Commissioner of Insurance)

**HB 1176:** A BILL for an Act to create and enact chapter 26.1-03.2 of the North Dakota Century Code, relating to risk-based capital for health organizations.

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

Industry, Business and Labor Committee introduced:

(At the request of the Commissioner of Insurance)

**HB 1177:** A BILL for an Act to create and enact a new subdivision to subsection 1 of section 26.1-25-02 of the North Dakota Century Code, relating to property and casualty insurance rates; and to amend and reenact sections 26.1-02-05, 26.1-25-02.1, and 26.1-25-04, subsection 4 of section 26.1-30-19, and sections 26.1-30.1-01 and 26.1-44-02 of the North Dakota Century Code, relating to insurance contracts issued to industrial concerns, exempt commercial policyholders, rate filings, filing of policy forms, cancellation and nonrenewal of commercial insurance, and surplus lines insurance.

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

Industry, Business and Labor Committee introduced:

(At the request of the Commissioner of Insurance)

**HB 1178:** A BILL for an Act to create and enact sections 26.1-01-07.6 and 26.1-26.4-04.2 of the North Dakota Century Code, relating to health care service utilization review and paid-up life insurance policies; and to amend and reenact section 26.1-26.4-02, subdivision d of subsection 1 of section 26.1-36-04, subsection 22 of section 26.1-36.3-01, subdivision e of subsection 3 of section 26.1-36.3-06, subsection 6 of section 26.1-36.3-06, sections 26.1-36.4-03, and 26.1-47-02 of the North Dakota Century Code, relating to health care service utilization review, accident and health insurance, small employer health insurance, and preferred provider organizations.

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

Judiciary Committee introduced:

(At the request of the Secretary of State)

**HB 1179:** A BILL for an Act to create and enact chapter 35-35 of the North Dakota Century Code, relating to the filing of nonconsensual common-law liens; and to provide a penalty.

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

Agriculture Committee introduced:

(At the request of the Secretary of State)

**HB 1180:** A BILL for an Act to amend and reenact subsection 1 of section 35-13-02, section 35-20-16, subsection 2 of section 35-34-04, subsection 2 of section 35-34-06, subsections 3, 5, and 6 of section 41-09-46, sections 57-38-49, 57-38-50, subsections 3, 4, and 6 of section 57-39.2-13, subsections 3, 4, and 6 of section 57-40.2-16, subsections 2, 3, and 4 of section 57-40.3-07.1, subsections 3, 4, and 6 of section 57-43.1-17.4, subsections 3, 4, and 6 of section 57-43.2-16.3, and subsections 2 and 3

of section 57-51-11 of the North Dakota Century Code, relating to the filings indexed in the central indexing system.

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

Political Subdivisions Committee introduced:

(At the request of the Secretary of State)

**HB 1181:** A BILL for an Act to amend and reenact sections 15-47-08, 16.1-11-16, 16.1-12-02, 40-08-06, 40-13-03, 40-21-02, 40-21-07, 44-01-04, and 44-02-01 of the North Dakota Century Code, relating to officers of political subdivisions taking oaths of office and failing to qualify for office, nominating petitions and procedures for circulating nominating petitions, filling unexpired terms on a city council by election, and appointing election workers in city elections.

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

Transportation Committee introduced:

(At the request of the Department of Transportation)

**HB 1182:** A BILL for an Act to amend and reenact subsections 1 and 4 of section 23-07-01.1, subsection 1 of section 39-06-03.1, subsections 1, 2, and 3 of section 39-06-07.2, section 39-06-27, subsections 4, 6, and 7 of section 39-06-32, subsection 1 of section 39-06-33, and subsection 1 of section 39-20-05 of the North Dakota Century Code, relating to reporting of physical or mental disorders to the department of transportation, nondriver photo identification cards, medical advice to the director, reporting of conviction, suspension, or revocation, or failure to appear by other jurisdictions, hearings on suspension or revocation for unlawful use of licenses, and time for holding hearings.

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

Transportation Committee introduced:

(At the request of the Department of Transportation)

**HB 1183:** A BILL for an Act to amend and reenact section 39-04-19 of the North Dakota Century Code, relating to vehicle registration fees; and to provide an effective date.

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

Rep. Porter introduced:

**HB 1184:** A BILL for an Act to amend and reenact section 12.1-11-03 of the North Dakota Century Code, relating to giving false information or a false report to law enforcement officers.

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

Reps. Price, Rose and Sens. DeMers, Kilzer, Thane introduced:

(At the request of the State Department of Health)

**HB 1185:** A BILL for an Act to create and enact chapter 23-36 of the North Dakota Century Code, relating to rabies control; to repeal sections 23-01-18 and 23-01-19 of the North Dakota Century Code, relating to rabies control; to provide a penalty; and to declare an emergency.

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

Education Committee introduced:

(At the request of the State Board of Higher Education)

**HB 1186:** A BILL for an Act to amend and reenact sections 15-10-14.1, 15-10-17, and 15-62.3-01 of the North Dakota Century Code, relating to higher education reports, powers and duties of the state board of higher education, and definitions for the tuition assistance grant program; and to repeal sections 15-10-17.1, 15-10-18.1, 15-10-20, 15-10-23, 15-10-25.1, 15-10-34, 15-11-02, 15-11-05, 15-11-07, 15-11-19, 15-11-21, 15-11-23, 15-11-24, 15-11-25, 15-11-31, 15-12-05, 15-12-11, 15-12-12, 15-12-13, 15-12-14, 15-12-15, 15-12-16, 15-12-17, 15-12-19, 15-13-05, 15-13-06, 15-13-07, 15-13-08, 15-13-09, 15-13-10, 15-13-11, and 15-13-12 of the North Dakota Century Code, relating to conduct of students, waiver of tuition for youth correctional center graduates, tuition at model schools, lease of building sites, out-of-state travel, authorization of contingency funds, colleges that may be united with the state university, courses of instruction, persons eligible as students, supervision of law school library, furnishing of supreme court reports to the law school, location of the university of North Dakota alumni building, control over the alumni building, contract for heat and light at the alumni building, assembly hall at the university, annual faculty report to state board of higher education, publications furnished to the county auditor, advertisement of free publications available from North Dakota state university, economic survey, state director of economic survey, collection of mineral samples, publishing of economic maps, publishing of agricultural experiment station reports, name of economic survey, annual report of normal school president, normal school degrees, separate funds for normal schools, normal schools' students' loan funds, administration of students' loan

funds, participation in students' loan funds, rules governing students' loan funds, authorization to pledge rentals from residential units, and a dormitory at Mayville state university.

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

Rep. Rose introduced:

**HB 1187:** A BILL for an Act to provide fire sprinkler system license; and to provide a penalty.  
Was read the first time and referred to the **Industry, Business and Labor Committee**.

Education Committee introduced:

(At the request of the Education Standards and Practices Board)

**HB 1188:** A BILL for an Act to amend and reenact subsection 6 of section 15-19-01, sections 15-19-04, 15-21-01, 15-21-18, 15-22-02, subsections 3 and 4 of section 15-27.6-13, subsections 1 and 2 of section 15-27.6-14, subsection 10 of section 15-29-08, subsection 1 of section 15-34.1-03, subsection 2 of section 15-34.1-06, sections 15-34.1-07, 15-34.1-08, 15-34.1-09, subdivision c of subsection 3 of section 15-34.1-12, subsection 1 of section 15-34.1-12.1, sections 15-36-01, 15-36-01.1, 15-36-08, 15-36-11, 15-36-12, 15-36-14.1, 15-36-15, 15-36-16, 15-36-17, 15-36-18, 15-37-01, 15-38-16, 15-38-17, 15-38-18, 15-38-18.2, subsection 6 of section 15-38.1-02, subsection 11 of section 15-39.1-04, subsection 5 of section 15-40.1-07, section 15-40.1-08, subdivision b of subsection 2 of section 15-40.2-08, section 15-41-25, subsections 2 and 3 of section 15-41-27, subsection 1 of section 15-45-02, subsection 1 of section 15-47-27.2, sections 15-47-28 and 15-47-30, subsection 12 of section 15-47-38.2, sections 15-47-42 and 15-47-46, subsection 14 of section 54-44.3-20, and subsection 4 of section 54-52-01 of the North Dakota Century Code, or in the alternative to amend and reenact sections 15.1-01-02, 15.1-02-01, 15.1-06-07, and 15.1-11-01 of the North Dakota Century Code, relating to joint meetings involving the education standards and practices board and changing references from teachers' certificates to teachers' licenses.

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

#### FIRST READING OF HOUSE CONCURRENT RESOLUTIONS

Legislative Council introduced:

**HCR 3001:** A concurrent resolution directing the Legislative Council to study the expansion of psychiatric and geropsychiatric training for general practice and family practice physicians at the University of North Dakota School of Medicine and Health Sciences.

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

Legislative Council introduced:

**HCR 3002:** A concurrent resolution directing the Legislative Council to study American Indian long-term care and case management needs, access to appropriate services, and the functional relationship between state service units and the North Dakota American Indian reservation service systems.

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

Legislative Council introduced:

**HCR 3003:** A concurrent resolution directing the Legislative Council to study the mill levy match program for senior citizens to determine if the program could be expanded to enhance home and community-based service availability.

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

Legislative Council introduced:

**HCR 3004:** A concurrent resolution directing the Legislative Council to study the swing-bed process.

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

Legislative Council introduced:

**HCR 3005:** A concurrent resolution directing the Legislative Council to study the feasibility and desirability of facilitating pro se representation in domestic relations matters.

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

Legislative Council introduced:

**HCR 3006:** A concurrent resolution expressing legislative approval of the actions taken by the State Bar Association of North Dakota Joint Task Force on Family Law to facilitate and promote mediation as a method of addressing family law matters.

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

Legislative Council introduced:

**HCR 3007:** A concurrent resolution directing the Legislative Council to continue its study of those provisions of Title 15 of the North Dakota Century Code which relate to elementary and secondary education.

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

Legislative Council introduced:

**HCR 3008:** A concurrent resolution for the amendment of section 25 of article XI of the Constitution of North Dakota, relating to participation by the state of North Dakota in a multistate lottery.

Was read the first time and referred to the **Government and Veterans Affairs Committee**.

Rep. Belter introduced:

**HCR 3009:** A concurrent resolution urging Congress to carefully review the planned merger between Cargill, Incorporated, and Continental Grain Company and take any action appropriate to minimize potentially adverse effects on farmers, ranchers, and consumers that could result from such increased concentration in the agricultural sector.

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

#### MOTION

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

#### JOINT SESSION

The Joint Session of the House and Senate convened at 1:15 p.m., with Speaker Wald presiding.

#### MOTIONS

**REP. MONSON MOVED** that a committee of two be appointed to escort Lt. Governor Myrdal to the rostrum and Mr. John Myrdal to a special reserved seat in the Assembly, which motion prevailed. Speaker Wald appointed Reps. Wentz and Aarsvold to such committee and Lt. Governor Myrdal and Mr. John Myrdal were escorted into the chambers to their respective seats.

**SPEAKER WALD PRESENTED** Lt. Governor Myrdal to the Assembly and turned the gavel over to her.

**SEN. R. KELSCH MOVED** that a committee of two be appointed to escort Chief Justice Gerald W. VandeWalle to the rostrum, which motion prevailed. The Chair appointed Sen. W. Stenehjem and Rep. Delmore to such committee and Chief Justice VandeWalle was escorted to the rostrum.

**SEN. KEISER MOVED** that two committees of two be appointed to escort former Governors and former Chief Justices and their spouses to special reserved seats in the Assembly, which motion prevailed. The Chair appointed Sen. O'Connell and Rep. Jensen to such committee and former Governor Art Link and Mrs. Grace Link were escorted to their respective seats. The Chair appointed Sen. C. Nelson and Rep. Glassheim to such committee and former Chief Justice Ralph Erickstad and Mrs. Lois Erickstad were escorted into the chambers to their respective seats.

**SEN. KREBSBACH MOVED** that a committee of four be appointed to escort the Honorable Edward T. Schafer, Governor, and First Lady Nancy Jones Schafer to a special reserved seat in the Assembly, which motion prevailed. The Chair appointed Sens. G. Nelson and Wardner and Reps. Dorso and Delzer to such committee and the Honorable Edward T. Schafer, Governor, was escorted to the rostrum and First Lady Nancy Jones Schafer was escorted to her special reserved seat in the Assembly.

The Joint Session was called to order at 1:30 p.m., with Lt. Governor Myrdal presiding.

The colors were presented by Troop #3158 of the Sakakawea Girl Scout Council.

The National Anthem was performed by The Governor's Chorus, Fargo North Concert Choir, under the direction of Sheila Childs.

The invocation was offered by Pastor Bob Nordvall, Charity Lutheran Church, Bismarck, North Dakota.

A spiritual blessing was offered by Lydia Sage-Chase of Twin Buttes, North Dakota.

**OATH OF OFFICE TO ELECTED OFFICIALS**

**CHIEF JUSTICE GERALD W. VANDEWALLE ADMINISTERED** the Oath of Office to Public Service Commissioner Leo Reinbold and Justice Mary Muehlen Maring.

A vocal selection was offered by The Governor's Chorus.

Governor Edward T. Schafer presented his address.

**Governor Edward T. Schafer**  
**1999 State of the State Address**  
**January 5, 1999**

**A NEW NORTH DAKOTA FOR THE 21ST CENTURY**

Lieutenant Governor, First Lady, elected officials, Majority Leaders Nelson and Dorso, Minority Leaders Mathern and Boucher, Legislators of the 56th Assembly, and fellow North Dakotans. Good afternoon.

I am pleased and honored to be here today to report on the state of our state on this, the opening day of the final Legislative Session of the 20th Century.

The Year 2000 is a significant milestone - one we have been looking toward for several years and one historians will look back upon forever. As we anticipate and prepare for the new millennium, we should remember that January 1, 2000, is not a line we will cross in 360 days where everything on the other side will look and feel and operate differently.

Changes in the new millennium will sneak up on us, sort of like that first time you look in the mirror and realize, no matter which angle you take, all your hair has turned gray. One morning we'll notice that our fax machines have been replaced with e-mail, we no longer drive to work, and only the real "old fogies" know what a cassette tape is.

We will continue to see even more dramatic change. And our success, perhaps our very survival as a state, depends on our ability to acknowledge these changes and prepare for them.

Our world is evolving from the industrial age to an information-based society. Rather than let these changes **drive** us, I want **North Dakotans** to sit in the driver's seat. The new millennium can serve as our scenic overview. Let's pull over this year and look at where we are as a state. More importantly, let's determine what we want our destination to be.

Certainly, we see significant changes in the landscape of North Dakota. In the past 70 years, 80,000 farms have become 30,000, and the economic and technological forces behind this trend are still at play.

Shifts in agriculture have had incredible consequences for rural communities created to support farm families and the agriculture industry. Rural schools struggle for students ... Main Streets struggle for business ... Businesses struggle for customers.

But changes in agriculture are not the only factors at work in North Dakota. Society itself has changed. People have endless opportunities available throughout the world. Travel is fast and affordable and advanced communications make it easy to stay in touch with family and friends at home, even from the most remote corners of the globe.

While this process has been occurring slowly for 100 years, the effects could be the most dramatic in North Dakota during the next decade. A quick look at some of our state's demographic information explains why:

- Significantly fewer young people are establishing roots in our rural areas. The number of people under 18 on farms declined from 64,000 in 1970 to just 17,000 in 1990.
- Two-thirds of North Dakota counties are designated "frontier" and have fewer than 6 residents per square mile.
- Schools throughout the state are projected to have 17,000 fewer students by the year 2010.
- At the same time, our median age is rising and sits at 35 today compared to 26 in 1970.

These trends present enormous challenges for all of us, but also huge opportunities. As unique as the changing of the millennium is, so too, are the opportunities we have today.

If we invest in and plan for the future we desire, we can capitalize on these changes and create new wealth and a greater quality of life than we already enjoy in North Dakota. The alternative is to bury our heads in the sand - or, in our case, the snow - and act as if these changes are not occurring. That approach would mean disaster for North Dakota.

Our challenge, our opportunity is to develop a **new** North Dakota. We must dare to step out of the comfortable Chevy and Ford models of today, and into an exciting hybrid-fueled North Dakota for the 21<sup>st</sup> Century.

During the last six years, we have already begun building the prototype for our new vehicle for success - and the results are encouraging:

- Employment is at record high levels throughout the state. In fact, an upcoming issue of Newsweek magazine will feature Fargo for its incredibly low unemployment rate - the **lowest** in the nation!
- We have new industries in manufacturing, ag processing, telecommunications ... and we've targeted **more** industries for growth.
- Revenues and taxable sales have increased between 5 and 7 percent annually for the last six years.

In my budget message, I proposed many additional initiatives to enhance economic development. I recommended significant increases in funds for value-added agriculture and research; investing \$30 million more in higher education; improving tourism resources; and jump-starting an excellent workforce training program.

We are off to a good start. BUT, if we want to reach our **full** potential, we must continue seeking opportunities, taking risks, and creating a new vision for our state.

- We need to increase wealth. Growth in our personal income has been too modest, and lags behind the rest of the nation.
- We need more opportunities for our young people to obtain challenging jobs right here at home.
- And our rural areas need new viable industries and identities beyond production agriculture. We must maximize our water, wildlife and other natural resources to help stimulate rural North Dakota.

It is disappointing to see threats to the progress we have made in the last six years. We've all heard about the troubling signs lingering on our horizon - our population declined slightly last year after a few years of growth, our revenues are not as bright, the economy is slowing down.

But we don't have to accept these signs as evidence that our destiny is fixed. I refuse to give in to the forces that are trying to throw us into reverse today. As long as I am governor, I am going to work relentlessly to propel us forward to new destinations.

My speech today doesn't provide any easy answers to our challenges. I won't promise 1,000,000 new teachers, 100,000 new cops or that I will simply "feel your pain". And although three-strikes-you're-out sounds clever, it doesn't do much for what ails North Dakota.

No, the solutions for our challenges exist in only one place - in the courageous, creative minds and deeds of each and every North Dakotan. I know we can create new opportunities, new wealth and new hope for our state, but we must embrace new thinking and we must work together. So today, I will propose some ways to bring our minds together to create a new North Dakota for the 21<sup>st</sup> Century.

First, we need to cultivate **new** pioneers in this state, new chauffeurs to drive us into the future. The information age is removing barriers that have long-limited North Dakota's economy. In today's high-tech world, we don't have to be a remote, unknown place where economic success shoots up and down dramatically with world wheat markets.

Technology can liberate North Dakota. Combine it with our pioneering spirit, our ingenuity, and our strong work ethic and we will have a tool as powerful and instrumental to our state as the railroads were 100 years ago.

Through telecommunications, people can work from their home in Watford City just as well as from an office in New York City, from Mayville as well as Louisville, or from Hague just as well as from Prague - well, Prague ... but you get my point. Our educated, dedicated workforce can

be trained to meet the needs of any company. And North Dakota's safe communities, good schools and excellent quality of life are more appealing all the time to urban dwellers fed up with traffic and crime.

North Dakotans across the state are already giving us a peek at what is possible. Look at Great Plains Software. Fortune Magazine recently named this home-grown corporation one of the one hundred best companies to work for in the nation. Or ReliaStar Financial Corporation - just last month this company announced plans to expand its business into North Dakota, bringing up to 400 new jobs to Minot and great potential for growth. Or consider businesses like US Bank, TMI, Dakota Growers, Melroe and Sykes - they all have seemingly endless appetites for our top-notch employees.

And, in my observations, our farmers are showing perhaps the greatest forward-thinking of anyone in the state. Every day I read about a new innovation - branded beef, Roundup-ready crops, global positioning technology for applying inputs ... Although our farmers and ranchers continue to face major problems caused by poor weather and garage-sale prices, we can be encouraged by recent reports of many farmers who used alternative crops and forward contracting to shelter their losses. They foresaw the problem and used good old-fashioned North Dakota courage and ingenuity to limit its consequences.

Farmers are proving that with innovation they will prosper in North Dakota. They can be the lead drivers in diversifying our economy.

These ideas are the future of our state. Our opportunities are limited only by the creativity of our minds. And this, I believe, is our last great barrier. Technology has eliminated many of the physical and geographical disadvantages that have historically held us back.

Now we must overcome the barriers within ourselves. We need to change that widely held but often unspoken assumption that people - especially young people - must leave North Dakota in order to make good money, to make profitable investments, to find challenging jobs or enjoy an interesting lifestyle.

Last year we started a statewide effort to generate public interest and enthusiasm for developing new leaders. We found more support and interest in Leadership North Dakota than we ever dreamed of. Thousands of citizens jumped on buses and into cars to participate in four statewide events.

This year, we are going to use this same initiative to "signal and pass" the negative attitudes and self doubts that hold us back!

The Leadership North Dakota committee is a powerful cross-section of representatives from many of our state's most influential agencies and organizations, including the Rural Development Council, the Greater North Dakota Association, the League of Cities, RECs, ED&F and the University System.

This year, I am asking this committee to organize a grassroots, multifaceted campaign to get North Dakotans at all levels thinking and believing in new opportunities and a new vision for our state.

Young people are a top priority, and plans for our first youth project are already underway. North Dakota youth are smart, talented and have the same strong values we cherish. They are our state's future parents, business owners, entrepreneurs, leaders. They are a resource we desperately need, not just in future decades but now.

On April 11 and 12th, we will hold a statewide Youth Leadership Summit in Minot. We are working with schools, churches and every youth organization we can find to recruit young people to participate. The Indian Affairs Commission is also making the Youth Summit one of the highlights of its 50<sup>th</sup> Anniversary Celebration.

In planning this event, we've asked teenagers what issues they are interested in. We can all take heart in their responses. They want to talk about jobs, economic development, the future of North Dakota ... I hope lots of them are listening right now on the Internet, because our youth can help us face change without fear.

I'm hopeful the Youth Summit will be a good first step in motivating our young people to be the pioneers - the drivers - of the 21<sup>st</sup> Century right here in North Dakota.

At the same time, I want to devote the next year to "Celebrating Longevity in North Dakota".

Rather than bemoaning the fact that our state's elderly population is growing, let's take advantage of this resource. Seniors offer a wealth of knowledge, experience, and talent that no amount of studying or training can match. They are the caretakers of our cultural heritage, and a source of the strong North Dakota values that are critical to our future.

The Governor's Commission on Aging is leading a committee to coordinate "Celebrating Longevity" activities in conjunction with the 1999 International Year of Older Persons. Local and statewide events throughout the year will focus on heritage sharing, longevity in the workplace, involvement with youth, and health and wellness.

The committee is working closely with organizers of the Youth Summit to foster interaction between young and old attendees, including a one-on-one mentoring program between senior volunteers and youth participants.

Possibilities like this are endless, and I look forward to seeing the many unique ideas that come from this initiative as North Dakota pioneers of the past, present and future interact and learn.

**Let me talk for a minute about building 21<sup>st</sup> Century schools.** In my budget address to legislators, I recommended \$476 million for K-12 foundation aid, an increase of 9 percent over current spending. My administration and this legislative assembly have consistently made education our top priority.

In my budget I also proposed initiatives to enhance technology in our schools, improve professional development for teachers, strengthen vocational education programs, and provide sizable salary bonuses for teachers who earn national certification.

Technology, professional development, salary increases - all of these are essential for our education system. The state is committed to helping local school districts provide North Dakota children the best possible education our money can buy.

Unfortunately, education faces the same reality as all other functions of government. Our money is limited and must cover a lot of critical needs in our state. This situation implores us to squeeze the greatest value out of every state and local dollar we spend on education.

This is why I launched the Report Card for the Future initiative last year. Our education system faces a very serious challenge in the next 10 years. Enrollments will drop by 17,000 students, with the greatest impact on rural areas. I hope we can change that number through economic development and job recruitment. But we cannot afford to wait. We must start preparing now for these declines.

The Report Card for the Future asks school districts to carefully examine their enrollment projections and involve community members in developing plans to address them. Of the 229 districts in our state, 81 participated. It's not too late and today, I challenge those who chose not to join the effort to see the value of this exercise and of planning for the future.

I want to congratulate and thank our teacher of the year Fran Armstrong from Beulah who is here today, and represents one of those schools who endorsed the Report Card of the Future initiative.

I am encouraged by the results from those who participated:

In Grand Forks, 150 community members attended their public meeting, some even asked that it become an annual event. They developed six planning principles for their future.

Rugby is focusing on reaching out to smaller schools in the area, and even considered innovative concepts such as boarding students in town to avoid long bus rides.

Minot is incorporating the Report Card for the Future into a broader, community-wide visioning effort.

In Willow City, 60 community members helped develop alternatives for the future, which include certifying teachers in multiple areas, using technology and independent study to enhance curriculum, sharing with other districts, AND, closing the school when enrollment drops below 75 students.

And in Lisbon, they adopted the motto: Excellence is the Expectation.

My compliments to these and other forward-thinking school superintendents who are facing realities and actively seeking new opportunities in education even amid their challenges. Your

ingenuity, your leadership and your faith in the future is creating the schools of the 21<sup>st</sup> Century that will be one of our state's most important assets.

Regardless of the size of our schools, I know we all agree - we must assure that North Dakota students will always be at the top of their class.

Certainly, one of the most important factors of a healthy, vibrant state is efficient government ... Government that is reasonable and balanced in spending and regulation.

Government that invests well in education, health and safety for people. Government that takes the very least amount of money necessary from citizens ... **This will be the Government of the 21<sup>st</sup> Century.**

My administration and the Legislature have worked hard to promote this philosophy.

We have searched for new ways to operate government agencies.  
We have targeted millions of new dollars toward education, health and safety programs - all of it generated by economic growth.  
And, we have refused all increases in sales or income taxes for the past six years!!

And today, I will propose several additional initiatives to reinforce this philosophy and make it a fundamental approach to government in this state. We need to institutionalize fiscal discipline for the future of North Dakota.

The state Department of Human Services is one of my administration's best and untold success stories. Since 1993, that agency has dramatically changed its basic tenants of operation. They have embraced new ideas and dared to disrupt old programs or traditional ways of operating.

The number one goal of today's Human Service agency is to help people and families maintain their independence, self-sufficiency and self-worth.

How are we doing that?

- Our welfare reform program and a strong job market have helped move more than 3,000 families off public assistance since 1993, a 50 percent decrease.
- We eliminated food stamp coupons and replaced them with modern electronic debit cards that are easier for businesses and friendlier for clients to use.
- We helped 2,000 North Dakotans postpone or avoid moving from their homes into nursing care facilities last year by providing more options for home- and community-based care. The oldest recipient of in-home services was 108 years old!! This is not only more compassionate, it's much more cost effective. The average cost for these services per person was \$335/month - far below the \$3,000 per month of typical nursing home care.
- We have also focused more resources on preventive health, especially for children. In 1997 we screened more than 10,000 children for basic health problems - things like immunizations, hearing and vision defects. This is up from 3,000 screenings in 1993 - a 340 percent increase. And, our state's Healthy Steps insurance program will soon cover children of working parents who currently fall between the cracks of available health insurance programs.

For the next two years, we are going to enhance our preventive health efforts for youth even further. I am directing the state Health, Human Services, and Corrections agencies to lead an intensive two-year focus on teenage alcohol and drug abuse prevention. The initiative will be a joint effort between local communities, tribes, schools, law enforcement and others.

Recent data from national studies reports that drug and alcohol abuse costs the nation \$275 billion per year. Our own penitentiary is a vivid example. Drug and alcohol abuse is at the root of 85 percent of criminal behavior that leads to incarceration in North Dakota. National studies suggest that every dollar spent on alcohol or drug prevention ultimately saves \$7. No matter how you look at it, this is well worth our attention.

We will focus existing dollars from each of the agencies involved toward this effort, and we are applying for additional federal grants as well. By combining dollars we can focus up to \$6 million on this initiative this biennium.

Drug and alcohol abuse destroys individuals, devastates families and drains public resources. We cannot afford to waste our state's young minds and bodies on addiction. Let's do everything we can to give our youth the healthy start they deserve.

This brings me to a different, but related topic. I want to discuss the tobacco settlement and what it means for North Dakota. Over the life of this 25-year agreement, North Dakota could receive more than \$700 million - \$30 million in this biennium alone.

I stress "could". Considerable uncertainty remains about when, if and how much money North Dakota will receive. I argue - I believe - spending dollars we do not yet have would be fiscally irresponsible.

We should have two goals for all potential settlement money: public health and fiscal responsibility. We can address both of these with the following plan.

First, I am proposing we devote 10 percent of any tobacco settlement dollars to public health programs, including important initiatives on diabetes, drug and alcohol abuse, and tobacco prevention and cessation. This will fund programs primarily driven at the local level, and will provide a six hundred percent increase over current state spending for local public health!

To further enhance prevention efforts, we should make our laws more effective in our fight. I urge the Legislature to raise the state's minimum age for possession of tobacco from 18 to 19. At the same time, we should reduce the penalty for possession from a rarely prosecuted misdemeanor to a more appropriate infraction that police are more willing to enforce.

These measures would give educators and law enforcement the tools to keep tobacco out of schools. We must stop sending a mixed message - that tobacco is bad for kids, while turning a blind eye to smoking on high school campuses.

Then, we should place 45 percent of any dollars from the tobacco settlement in the Common Schools Trust Fund. How often have we looked back a decade or two after a new revenue source starts flowing and said, "We should have set that money aside, let it build, and used the interest"?

We can show foresight by allocating this new, potentially great and still uncertain source of revenue for the education of future generations of North Dakota's children - money that simultaneously relieves the burden on local property tax payers.

The remaining 45 percent of settlement dollars should be returned to the pockets of North Dakota taxpayers. Our tax payers have borne the burden of the tobacco-related health care costs for many years. The tobacco settlement compensates states for their costs, so it is only appropriate that the state compensates the taxpayers.

I am proposing that the money be delivered as an annual property tax rebate. In comparison to other states in our region, North Dakota's tax system is well balanced and generally fair. Yet there is a growing sense that property taxes should be scaled back, and tobacco settlement dollars could help us achieve this goal.

I am also asking the Legislature to send a constitutional amendment to the state's voters asking them to make this funding allocation permanent. Even with the best of intentions, the millions of dollars that will come to North Dakota in the next 25 years might tempt less fiscally conservative leaders to grow government, launch new programs, or bail us out of a fiscal mistake.

The tobacco settlement affords us a good opportunity to provide tax relief to citizens. But I want to take an additional step to improve our tax policy.

Legislators will act this session on a ballot initiative to require a super majority of members from both the House and the Senate to pass any increase in sales or income taxes. I support this idea. I think it is fundamentally solid, and a move I believe people of this state will also endorse.

The Legislature will still have the authority to raise taxes. However, this measure would ensure that any effort to take more money from the citizens of this state is supported by an overwhelming majority of legislators who represent those citizens.

I've always said my role as governor is to represent taxpayers to government, not government to taxpayers. And I believe these initiatives will help create healthy people and a healthier economy through a healthy faith in North Dakota citizens. Given the chance, they will make the right choice.

### CONCLUSION

As most of you know, it has become my tradition to walk around the mall of the Capitol the night before my State of the State speech and seek inspiration for the conclusion amid the trees, the snow and the history that decorate our beautiful grounds. I talk to you about what I see there:

The Indians and their environmental wisdom, lore and culture ...

The pioneers struggling to carve a new life out of raw prairie ...

Our veterans fighting for freedom and democracy ...

Our children laughing, singing and leaping for joy ...

The courage that North Dakotans carry in their efforts to forge a life on these often unrelenting prairies.

I was thinking of these things as I headed out the door once again last night.

Knowing the temperature was hovering around zero, and contemplating what a modern pioneer might see on a night like this, I took off my coat, hung up my scarf, tossed my mitts on the shelf, and stayed inside. I decided to do my walk the modern way - on the Internet!

Hitting the North Dakota web page, I linked onto the legislative site and viewed our beautiful Capitol building. I could almost see it glimmering in the cold crisp night. A beacon of hope, a symbol of opportunity and faith in the future.

I can only imagine the controversy of the 22<sup>nd</sup> Legislative Assembly when they appropriated \$2 million for the building in the midst of the Great Depression when the state faced severe financial limitations.

Replacing our burned out Capitol took courage, and the state's then Governor Shafer and legislators were not limited by a lack of vision or creativity. They made this investment. (And bonded for the project, by the way.)

And as this building inspired confidence in our citizens then, today we must continue to make this very Capitol a shining light, pointing to tradition, courage, innovation and prosperity.

We have a special place here. Margaret Wade, the former publisher of the Bismarck Tribune, recently wrote a salute to North Dakota. In describing this state, she said, "Here I found hearts and minds and spirits rooted in things that are valuable and good and rare in this world."

We enjoy some magical qualities in North Dakota - things people in other, perhaps warmer, places would love to purchase if only money could buy them.

We have a responsibility as citizens to preserve this special piece of earth, to help it successfully change and grow and become a resilient place for future generations to live and raise a family.

In my six years as Governor, I've made an observation that troubles me. I've decided that we are too often our own worst enemies in North Dakota. Differing political or economic interests place their priority on narrow, short-term gain, limiting our ability to attempt constructive change or even to have intelligent public discussions about the critical issues we face.

I've seen it time after time - whether the issue is school financing, higher education reform, or agriculture funding. The most sensitive and really, the most critical issues become polarized or political, and in the long run no one wins. In fact, we all lose.

But we can't afford to lose the battles we face today. We must support our leaders, encourage new ones, listen openly to new ideas and work together to create a new North Dakota for the 21<sup>st</sup> Century.

The world is changing around us, and I firmly believe we are at the forefront of incredible opportunity. Our strong work ethic, moral courage and sense of community can create for us the opportunity to compete anytime, anywhere, anyplace.

I ask North Dakotans to join with me to seize these opportunities!

Together, we can forge a new frontier!

We can cultivate the new pioneer!

We can ensure a better life for those who follow!

Each and every one of us deserves to expect a better future - if we are willing to work for it. After all, we are North Dakotans!

God Bless each and every one of you.

God Bless North Dakota.

**MOTION**

**REP. MONSON MOVED** that the remarks of the Honorable Edward T. Schafer, Governor, be printed in the Journal, which motion prevailed.

The benediction was offered by Pastor Bob Nordvall.

The entire proceedings were signed by Mr. Charles Woody of Lincoln, North Dakota.

**THE CHAIR REQUESTED** that legislators and guests remain in their seats until the Governor, elected state officials, cabinet members, and special guests were escorted from the House Chambers.

**THE CHAIR APPOINTED** Major General Keith D. Bjerke to escort First Lady Nancy Jones Schafer and Mr. John Myrdal from the Assembly.

**MOTION**

**REP. MONSON MOVED** that the Joint Session be dissolved, which motion prevailed.

**THE CHAIR DECLARED** the Joint Session dissolved.

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

**LANCE HAGEN, Chief Clerk**