

JOURNAL OF THE HOUSE

Fifty-seventh Legislative Assembly

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Bismarck, February 22, 2001

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

The prayer was offered by Pastor John Luhmann, Bismarck Evangelical Church, Bismarck.

The roll was called and all members were present.

A quorum was declared by the Speaker.

CORRECTION AND REVISION OF THE JOURNAL

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

Page 647, line 36, delete "and subsequently passed: HCR 3003" and after report insert "on HCR 3003"

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

ANNOUNCEMENTS REGARDING COMPENSATION FOR LEGISLATIVE EMPLOYEES

Employees of the House of Representatives have worked many hours of uncompensated overtime since the session began. In recognition of the uncompensated overtime, employees of the House will be paid for Friday, February 23, 2001, even though the House will be in recess on that day.

REPORT OF STANDING COMMITTEE

HB 1376, as engrossed: Appropriations Committee (Rep. Timm, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO NOT PASS** (12 YEAS, 8 NAYS, 1 ABSENT AND NOT VOTING). Engrossed HB 1376 was placed on the Sixth order on the calendar.

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

Page 1, line 2, remove "for a transfer to the school nursing grant fund"

Page 1, line 5, replace "school nursing grant" with "general"

Page 1, remove lines 15 through 17

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

Dept. 301 - State Department of Health

HOUSE - This amendment changes the funding source for school nursing project grants from the school nursing grant fund to the general fund.

SIXTH ORDER OF BUSINESS

HB 1376: REP. BYERLY (Appropriations Committee) MOVED that the amendments on HJ page 709 be adopted and then be placed on the Eleventh order which motion prevailed on a verification vote.

SIXTH ORDER OF BUSINESS

REP. BELTER MOVED that the amendments on the Sixth order of business to HB 1012 HB 1013, HB 1015, HB 1102, HB 1108, HB 1115, HB 1141, HB 1200, HB 1208, HB 1269, HB 1281, HB 1328, HB 1349, HB 1419, HB 1441, HB 1443, HB 1478, HCR 3049, HCR 3050, HCR 3057, HCR 3064, SB 2341, and SB 2349 be adopted, which motion prevailed.

HCR 3049 HCR 3050, HCR 3057, and HCR 3064, as amended, were placed on the Tenth order of business on the calendar.

HB 1012 HB 1013, HB 1015, HB 1102, HB 1108, HB 1115, HB 1141, HB 1200, HB 1208, HB 1269, HB 1281, HB 1328, HB 1349, HB 1419, HB 1441, HB 1443, and HB 1478, as amended, were placed on the Eleventh order of business on the calendar.

SB 2341 and SB 2349, as amended, were placed on the Fourteenth order of business on the calendar.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS ON CONSENT CALENDAR

HCR 3052: A concurrent resolution directing the Legislative Council to study issues of safety, efficiency, and cost-effectiveness with respect to school district transportation.

HCR 3054: A concurrent resolution directing the Legislative Council to study the impact on domestic relations law of using the term "parental responsibility" in lieu of "custody" and "parenting time" in lieu of "visitation".

HCR 3055: A concurrent resolution directing the Legislative Council to study the effectiveness of various economic development incentives and the feasibility and desirability of creating a reporting system that assists in compiling a complete inventory of economic development incentive programs and in evaluating the effectiveness of the programs.

HCR 3059: A concurrent resolution directing the Legislative Council to study the water concerns and needs of North Dakota.

HCR 3060: A concurrent resolution directing the Legislative Council to study the feasibility and desirability of providing school district property tax relief and replacement of revenues through state funding.

HCR 3061: A concurrent resolution directing the Legislative Council to study the delivery of education at the elementary, secondary, and postsecondary levels during the ensuing five, ten, and twenty years, and focus specifically on demographic trends as they affect the nature and scope of the services to be delivered, as well as the role of elementary, secondary, and postsecondary education in work force training and economic development initiatives in the state.

HCR 3063: A concurrent resolution directing the Legislative Council to study the impact of fathers not being involved in their children's lives and identify potential programs and funding sources to address that impact.

HCR 3068: A concurrent resolution directing the Legislative Council to study the feasibility and desirability of creating a tiered early childhood facility licensure system that requires licensure of facilities not required to be licensed under the current system.

HCR 3049: A concurrent resolution directing the Legislative Council to study the effect of obesity on health care costs and methods to expand awareness of the problem of obesity and improve treatment modalities.

HCR 3050: A concurrent resolution directing the Legislative Council to study the feasibility and desirability of realigning the divisions within the Department of Human Services or moving some divisions or functions to the Department of Health or other state agencies.

HCR 3057: A concurrent resolution directing the Legislative Council to study the technological capacity and needs of the state.

HCR 3064: A concurrent resolution directing the Legislative Council to study workers' compensation fraud by employers, employees, attorneys, health care providers, and rehabilitation service providers in order to identify the financial impact of such fraud on the North Dakota workers' compensation fund, the most appropriate method of addressing such fraud, and the cost of addressing such fraud.

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

HCR 3049, HCR 3050, HCR 3052, HCR 3054, HCR 3055, HCR 3057, HCR 3059, HCR 3060, HCR 3061, HCR 3063, HCR 3064, and HCR 3068 passed on a voice vote, and the titles were agreed to.

SECOND READING OF HOUSE BILL

HB 1376: A BILL for an Act to provide an appropriation for school nursing project grants.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 41 YEAS, 57 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Boucher; Carlisle; Cleary; Delmore; Disrud; Dosch; Ekstrom; Fairfield; Froelich; Glassheim; Grumbo; Gulleon; Hanson; Hawken; Hunskor; Jensen; Johnson, N.; Keiser; Kelsh, S.; Kerzman; Klein, F.; Kretschmar; Kroeber; Lemieux; Mahoney; Maragos; Martinson; Metcalf; Mueller; Niemeier; Nottestad; Onstad; Sandvig; Schmidt; Solberg; Thorpe; Warner; Weiler; Wentz; Winrich

NAYS: Bellew; Belter; Berg; Boehm; Brandenburg; Brekke; Brusegaard; Byerly; Carlson; Clark; DeKrey; Delzer; Devlin; Drovdal; Eckre; Froseth; Galvin; Grande; Grosz; Gunter; Haas; Herbel; Huether; Johnson, D.; Kasper; Kelsch, R.; Kempenich; Kingsbury; Klein, M.; Klemin; Kliniske; Koppang; Koppelman; Lloyd; Meier; Monson; Nelson; Nicholas; Pietsch; Pollert; Porter; Price; Renner; Rennerfeldt; Ruby; Severson; Skarphol; Svedjan; Thoreson, B.; Thoreson, L.; Tieman; Timm; Wald; Weisz; Wikenheiser; Wrangham; Speaker Bernstein

Engrossed HB 1376 lost.

SECOND READING OF HOUSE BILL

HB 1141: A BILL for an Act to amend and reenact sections 15.1-12-10 and 15.1-12-11.1 of the North Dakota Century Code, relating to the general fund and building fund levies of a newly reorganized school district and the school district reorganization bonus.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 97 YEAS, 0 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Bellew; Belter; Berg; Boehm; Boucher; Brandenburg; Brekke; Brusegaard; Byerly; Carlisle; Clark; Cleary; DeKrey; Delmore; Delzer; Devlin; Disrud; Dosch; Drovdal; Eckre; Ekstrom; Fairfield; Froelich; Froseth; Galvin; Glassheim; Grande; Grosz; Grumbo; Gulleon; Gunter; Haas; Hanson; Hawken; Herbel; Huether; Hunskor; Jensen; Johnson, D.; Johnson, N.; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein, F.; Klein, M.; Klemin; Kliniske; Koppang; Koppelman; Kretschmar; Kroeber; Lemieux; Lloyd; Mahoney; Maragos; Martinson; Meier; Metcalf; Monson; Mueller; Nelson; Nicholas; Niemeier; Nottestad; Onstad; Pietsch; Pollert; Porter; Price; Renner; Rennerfeldt; Ruby; Sandvig; Schmidt; Severson; Skarphol; Solberg; Svedjan; Thoreson, B.; Thoreson, L.; Thorpe; Tieman; Timm; Wald; Warner; Weiler; Weisz; Wentz; Wikenheiser; Winrich; Wrangham; Speaker Bernstein

ABSENT AND NOT VOTING: Carlson

Reengrossed HB 1141 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1208: A BILL for an Act to amend and reenact section 31-13-03 of the North Dakota Century Code, relating to DNA testing.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 97 YEAS, 0 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Bellew; Belter; Berg; Boehm; Boucher; Brandenburg; Brekke; Brusegaard; Byerly; Carlisle; Clark; Cleary; DeKrey; Delmore; Delzer; Devlin; Disrud; Dosch; Drovdal; Eckre; Ekstrom; Fairfield; Froelich; Froseth; Galvin; Glassheim; Grande; Grosz; Grumbo; Gulleon; Gunter; Haas; Hanson; Hawken; Herbel; Huether; Hunskor; Jensen; Johnson, D.; Johnson, N.; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein, F.; Klein, M.; Klemin; Kliniske; Koppang; Koppelman; Kretschmar; Kroeber; Lemieux; Lloyd; Mahoney; Maragos; Martinson; Meier; Metcalf;

Monson; Mueller; Nelson; Nicholas; Niemeier; Nottestad; Onstad; Pietsch; Pollert; Porter; Price; Renner; Rennerfeldt; Ruby; Sandvig; Schmidt; Severson; Skarphol; Solberg; Svedjan; Thoreson, B.; Thoreson, L.; Thorpe; Tieman; Timm; Wald; Warner; Weiler; Weisz; Wentz; Wikenheiser; Winrich; Wrangham; Speaker Bernstein

ABSENT AND NOT VOTING: Carlson

Reengrossed HB 1208 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1281: A BILL for an Act to amend and reenact sections 65-01-13, 65-02-03.3, 65-02-05, 65-02-06.1, 65-02-13.1, 65-02-23, and 65-02-30 of the North Dakota Century Code, relating to removing the workers compensation bureau from the biennial appropriations process; to provide an appropriation; and to provide an expiration date.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 53 YEAS, 45 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Bellew; Belter; Berg; Boehm; Brandenburg; Brekke; Brusegaard; Byerly; Carlson; Clark; Delzer; Devlin; Dosch; Drovdal; Froseth; Galvin; Grande; Grosz; Gunter; Haas; Hawken; Herbel; Jensen; Johnson, D.; Johnson, N.; Kasper; Keiser; Kempenich; Kingsbury; Klein, F.; Klemin; Lemieux; Lloyd; Meier; Nelson; Nicholas; Nottestad; Pietsch; Porter; Renner; Rennerfeldt; Ruby; Severson; Skarphol; Svedjan; Thoreson, B.; Thoreson, L.; Tieman; Timm; Wald; Weiler; Weisz; Speaker Bernstein

NAYS: Aarsvold; Boucher; Carlisle; Cleary; DeKrey; Delmore; Disrud; Eckre; Ekstrom; Fairfield; Froelich; Glassheim; Grumbo; Gulleon; Hanson; Huether; Hunskor; Kelsch, R.; Kelsh, S.; Kerzman; Klein, M.; Kliniske; Koppang; Koppelman; Kretschmar; Kroeber; Mahoney; Maragos; Martinson; Metcalf; Monson; Mueller; Niemeier; Onstad; Pollert; Price; Sandvig; Schmidt; Solberg; Thorpe; Warner; Wentz; Wikenheiser; Winrich; Wrangham

Reengrossed HB 1281 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1328: A BILL for an Act to amend and reenact section 11 of chapter 31 of the 1999 Session Laws, relating to the membership and the responsibilities of the crop harmonization committee; and to provide an appropriation.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 68 YEAS, 30 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Bellew; Belter; Berg; Boehm; Brandenburg; Brekke; Brusegaard; Byerly; Carlisle; Carlson; Clark; DeKrey; Delzer; Devlin; Disrud; Dosch; Drovdal; Froelich; Froseth; Galvin; Grande; Grosz; Gunter; Haas; Hawken; Herbel; Huether; Johnson, D.; Kasper; Kelsch, R.; Kempenich; Kingsbury; Klein, F.; Klein, M.; Klemin; Kliniske; Koppang; Koppelman; Kretschmar; Lloyd; Maragos; Martinson; Meier; Monson; Nelson; Nicholas; Nottestad; Pietsch; Pollert; Porter; Price; Renner; Rennerfeldt; Ruby; Severson; Skarphol; Svedjan; Thoreson, B.; Thoreson, L.; Tieman; Timm; Wald; Weiler; Weisz; Wentz; Wikenheiser; Wrangham; Speaker Bernstein

NAYS: Aarsvold; Boucher; Cleary; Delmore; Eckre; Ekstrom; Fairfield; Glassheim; Grumbo; Gulleon; Hanson; Hunskor; Jensen; Johnson, N.; Keiser; Kelsh, S.; Kerzman; Kroeber; Lemieux; Mahoney; Metcalf; Mueller; Niemeier; Onstad; Sandvig; Schmidt; Solberg; Thorpe; Warner; Winrich

Reengrossed HB 1328 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1441: A BILL for an Act to create and enact a new subsection to section 50-24.1-02.6 of the North Dakota Century Code, relating to medical assistance benefits; and to amend and reenact section 50-29-03 of the North Dakota Century Code, relating to the children's health insurance program.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 98 YEAS, 0 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Bellew; Belter; Berg; Boehm; Boucher; Brandenburg; Brekke; Brusegaard; Byerly; Carlisle; Carlson; Clark; Cleary; DeKrey; Delmore; Delzer; Devlin; Disrud; Dosch; Drovdal; Eckre; Ekstrom; Fairfield; Froelich; Froseth; Galvin; Glassheim; Grande; Grosz; Grumbo; Guleson; Gunter; Haas; Hanson; Hawken; Herbel; Huether; Hunskor; Jensen; Johnson, D.; Johnson, N.; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein, F.; Klein, M.; Klemin; Kliniske; Koppang; Koppelman; Kretschmar; Kroeber; Lemieux; Lloyd; Mahoney; Maragos; Martinson; Meier; Metcalf; Monson; Mueller; Nelson; Nicholas; Niemeier; Nottestad; Onstad; Pietsch; Pollert; Porter; Price; Renner; Rennerfeldt; Ruby; Sandvig; Schmidt; Severson; Skarphol; Solberg; Svedjan; Thoreson, B.; Thoreson, L.; Thorpe; Tieman; Timm; Wald; Warner; Weiler; Weisz; Wentz; Wikenheiser; Winrich; Wrangham; Speaker Bernstein

Reengrossed HB 1441 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1012: A BILL for an Act to provide an appropriation for defraying the expenses of the department of human services; to provide for the transfer of appropriation authority between agencies and institutions; to provide statements of legislative intent; to provide an exception to section 54-16-04 of the North Dakota Century Code, relating to emergency commission approval for line item transfers; to create and enact a new subsection to section 50-10-06 of the North Dakota Century Code, relating to eligibility for children's special health services; and to amend and reenact subsection 3 of section 50-01.2-03.2 of the North Dakota Century Code, relating to county reimbursements.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 98 YEAS, 0 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Bellew; Belter; Berg; Boehm; Boucher; Brandenburg; Brekke; Brusegaard; Byerly; Carlisle; Carlson; Clark; Cleary; DeKrey; Delmore; Delzer; Devlin; Disrud; Dosch; Drovdal; Eckre; Ekstrom; Fairfield; Froelich; Froseth; Galvin; Glassheim; Grande; Grosz; Grumbo; Guleson; Gunter; Haas; Hanson; Hawken; Herbel; Huether; Hunskor; Jensen; Johnson, D.; Johnson, N.; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein, F.; Klein, M.; Klemin; Kliniske; Koppang; Koppelman; Kretschmar; Kroeber; Lemieux; Lloyd; Mahoney; Maragos; Martinson; Meier; Metcalf; Monson; Mueller; Nelson; Nicholas; Niemeier; Nottestad; Onstad; Pietsch; Pollert; Porter; Price; Renner; Rennerfeldt; Ruby; Sandvig; Schmidt; Severson; Skarphol; Solberg; Svedjan; Thoreson, B.; Thoreson, L.; Thorpe; Tieman; Timm; Wald; Warner; Weiler; Weisz; Wentz; Wikenheiser; Winrich; Wrangham; Speaker Bernstein

Engrossed HB 1012 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1013: A BILL for an Act to provide an appropriation for defraying the expenses of the department of public instruction, the school for the deaf, the school for the blind, and the state library; to provide statements of legislative intent; to amend and reenact subsection 4 of section 15-40.1-07.8 or in the alternative to amend and reenact subsection 4 of section 15.1-27-11, and section 15.1-02-02 of the North Dakota Century Code, relating to supplemental payments and the salary of the superintendent of public instruction; and to declare an emergency.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 92 YEAS, 6 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Bellew; Belter; Berg; Boehm; Brandenburg; Brekke; Brusegaard; Byerly; Carlisle; Clark; Cleary; DeKrey; Delmore; Devlin; Disrud; Dosch; Eckre; Ekstrom; Fairfield; Froelich; Froseth; Galvin; Glassheim; Grande; Grosz; Grumbo; Guleson; Gunter; Haas; Hanson; Hawken; Herbel; Huether; Hunskor; Jensen; Johnson, D.; Johnson, N.; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein, F.; Klein, M.; Klemin; Kliniske; Koppang; Koppelman; Kretschmar; Kroeber; Lloyd; Mahoney; Maragos; Martinson; Meier; Metcalf; Monson; Mueller; Nelson; Nicholas; Niemeier; Nottestad; Onstad; Pietsch; Pollert; Porter; Price; Renner; Rennerfeldt; Ruby; Sandvig; Schmidt; Severson; Skarphol; Solberg; Svedjan; Thoreson, B.; Thoreson, L.; Thorpe; Tieman; Timm; Wald; Warner; Weisz; Wentz; Wikenheiser; Winrich; Wrangham; Speaker Bernstein

NAYS: Boucher; Carlson; Delzer; Drovdal; Lemieux; Weiler

Engrossed HB 1013 passed, the title was agreed to, and the emergency clause was declared carried.

MOTION

REP. BELTER MOVED that HB 1273 be moved to the top of the calendar, which motion prevailed.

SECOND READING OF HOUSE BILL

HB 1273: A BILL for an Act to create and enact a new chapter to title 13 of the North Dakota Century Code, relating to the licensing of deferred presentment service providers; and to provide a penalty.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and is PLACED ON THE CALENDAR WITHOUT RECOMMENDATION, the roll was called and there were 79 YEAS, 19 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Bellew; Belter; Berg; Boehm; Brandenburg; Brekke; Brusegaard; Byerly; Carlisle; Carlson; Clark; Cleary; DeKrey; Delmore; Devlin; Disrud; Dosch; Drovdal; Eckre; Fairfield; Froseth; Galvin; Grande; Grosz; Gunter; Haas; Hawken; Herbel; Huether; Hunskor; Jensen; Johnson, D.; Johnson, N.; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kingsbury; Klein, F.; Klein, M.; Klemin; Kliniske; Koppang; Koppelman; Kretschmar; Lemieux; Lloyd; Mahoney; Maragos; Martinson; Meier; Metcalf; Monson; Mueller; Nelson; Nicholas; Nottestad; Pietsch; Pollert; Porter; Price; Renner; Rennerfeldt; Ruby; Sandvig; Schmidt; Severson; Svedjan; Thoreson, B.; Thoreson, L.; Tieman; Timm; Wald; Weiler; Weisz; Wentz; Wikenheiser; Speaker Bernstein

NAYS: Aarsvold; Boucher; Delzer; Ekstrom; Froelich; Glassheim; Grumbo; Guleson; Hanson; Kerzman; Kroeber; Niemeier; Onstad; Skarphol; Solberg; Thorpe; Warner; Winrich; Wrangham

Reengrossed HB 1273 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1015: 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 office of management and budget; to provide for various transfers and financial transactions; to provide an exemption from the provisions of section 54-44.1-11 of the North Dakota Century Code; to provide statements of legislative intent relating to state employee compensation adjustments; to provide for a reduction in fire and tornado insurance premiums; and to provide for a statewide radio system planning fund assessment.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 97 YEAS, 0 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Bellew; Belter; Berg; Boehm; Boucher; Brandenburg; Brekke; Brusegaard; Byerly; Carlisle; Carlson; Clark; Cleary; DeKrey; Delmore; Devlin; Disrud; Dosch; Drovdal; Eckre; Ekstrom; Fairfield; Froelich; Froseth; Galvin; Glassheim; Grande; Grosz; Grumbo; Gullerson; Gunter; Haas; Hanson; Hawken; Herbel; Huether; Hunsakor; Jensen; Johnson, D.; Johnson, N.; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein, F.; Klein, M.; Klemin; Kliniske; Koppang; Koppelman; Kretschmar; Kroeber; Lemieux; Lloyd; Mahoney; Maragos; Martinson; Meier; Metcalf; Monson; Mueller; Nelson; Nicholas; Niemeier; Nottestad; Onstad; Pietsch; Pollert; Porter; Price; Renner; Rennerfeldt; Ruby; Sandvig; Schmidt; Severson; Skarphol; Solberg; Svedjan; Thoreson, B.; Thoreson, L.; Thorpe; Tieman; Timm; Wald; Warner; Weiler; Weisz; Wentz; Wikenheiser; Winrich; Wrangham; Speaker Bernstein

ABSENT AND NOT VOTING: Delzer

Engrossed HB 1015 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1102: A BILL for an Act to create and enact a new section to chapter 15-39.1 of the North Dakota Century Code, relating to postretirement benefit adjustments under the teachers' fund for retirement; to amend and reenact subsection 2 of section 15-39.1-10 of the North Dakota Century Code, relating to the computation of benefits under the teachers' fund for retirement; and to provide for application.

ROLL CALL

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

YEAS: Aarsvold; Bellew; Belter; Berg; Boehm; Boucher; Brandenburg; Brekke; Brusegaard; Byerly; Carlisle; Carlson; Clark; Cleary; DeKrey; Delmore; Devlin; Disrud; Dosch; Drovdal; Eckre; Ekstrom; Fairfield; Froelich; Galvin; Glassheim; Grande; Grosz; Grumbo; Gullerson; Gunter; Haas; Hanson; Hawken; Herbel; Huether; Hunsakor; Jensen; Johnson, D.; Johnson, N.; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein, F.; Klein, M.; Klemin; Kliniske; Koppang; Koppelman; Kretschmar; Kroeber; Lemieux; Lloyd; Mahoney; Maragos; Martinson; Meier; Metcalf; Monson; Mueller; Nelson; Nicholas; Niemeier; Nottestad; Onstad; Pietsch; Pollert; Porter; Price; Renner; Rennerfeldt; Ruby; Sandvig; Schmidt; Severson; Skarphol; Solberg; Svedjan; Thoreson, B.; Thoreson, L.; Thorpe; Tieman; Timm; Wald; Warner; Weiler; Weisz; Wentz; Wikenheiser; Winrich; Speaker Bernstein

NAYS: Delzer; Froseth; Wrangham

Engrossed HB 1102 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1108: A BILL for an Act to create and enact a new section to chapter 50-09 of the North Dakota Century Code, relating to victims of domestic violence; to amend and reenact subsection 2 of section 50-01.2-00.1, sections 50-09-06, 50-09-06.1, and subsection 1 of section 50-09-29 of the North Dakota Century Code, relating to the temporary assistance for needy families program; and to repeal sections 50-06-01.8 and 50-09-26 of the North Dakota Century Code, relating to transition to the temporary assistance for needy families program.

ROLL CALL

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

YEAS: Aarsvold; Bellew; Belter; Berg; Boehm; Boucher; Brandenburg; Brekke; Brusegaard; Byerly; Carlisle; Carlson; Clark; Cleary; DeKrey; Delmore; Delzer; Devlin; Disrud; Dosch; Drovdal; Eckre; Ekstrom; Froelich; Froseth; Galvin; Glassheim; Grande; Grosz; Grumbo; Gullerson; Gunter; Haas; Hanson; Hawken; Herbel; Huether; Hunsakor; Jensen; Johnson, D.; Johnson, N.; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein, F.; Klein, M.; Klemin; Kliniske; Koppang; Koppelman; Kretschmar; Kroeber; Lemieux; Lloyd; Mahoney; Martinson; Meier; Metcalf; Monson; Mueller; Nelson; Nicholas; Niemeier; Nottestad; Onstad; Pietsch; Pollert; Porter; Price; Renner;

Rennerfeldt; Ruby; Sandvig; Schmidt; Skarphol; Solberg; Svedjan; Thoreson, B.; Thoreson, L.; Thorpe; Tieman; Timm; Wald; Warner; Weiler; Weisz; Wentz; Wikenheiser; Winrich; Wrangham; Speaker Bernstein

ABSENT AND NOT VOTING: Fairfield; Maragos; Severson

Engrossed HB 1108 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1115: A BILL for an Act to create and enact a new section to chapter 50-24.1 of the North Dakota Century Code, relating to a personal care option for individuals residing in basic care facilities.

ROLL CALL

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

YEAS: Aarsvold; Bellew; Belter; Berg; Boehm; Boucher; Brandenburg; Brekke; Brusegaard; Byerly; Carlisle; Carlson; Clark; Cleary; DeKrey; Delmore; Delzer; Devlin; Disrud; Dosch; Drovdal; Eckre; Ekstrom; Froelich; Froseth; Galvin; Glassheim; Grande; Grosz; Grumbo; Gulleson; Gunter; Haas; Hanson; Hawken; Herbel; Huether; Hunskor; Jensen; Johnson, D.; Johnson, N.; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein, F.; Klein, M.; Klemin; Kliniske; Koppang; Koppelman; Kretschmar; Kroeber; Lemieux; Lloyd; Mahoney; Martinson; Meier; Metcalf; Monson; Mueller; Nelson; Nicholas; Niemeier; Nottestad; Onstad; Pietsch; Pollert; Porter; Price; Renner; Rennerfeldt; Ruby; Sandvig; Schmidt; Skarphol; Solberg; Svedjan; Thoreson, B.; Thoreson, L.; Thorpe; Tieman; Timm; Wald; Warner; Weiler; Wentz; Wikenheiser; Winrich; Wrangham; Speaker Bernstein

ABSENT AND NOT VOTING: Fairfield; Maragos; Severson; Weisz

Reengrossed HB 1115 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1200: A BILL for an Act to authorize the north central research extension center to purchase certain land in Ward County and to authorize the Williston research extension center to purchase certain land in Williams County, North Dakota; and to provide an appropriation.

ROLL CALL

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

YEAS: Aarsvold; Bellew; Belter; Berg; Boehm; Boucher; Brandenburg; Brekke; Brusegaard; Byerly; Carlisle; Carlson; Clark; Cleary; DeKrey; Delmore; Delzer; Devlin; Disrud; Dosch; Drovdal; Eckre; Ekstrom; Froelich; Froseth; Galvin; Glassheim; Grande; Grosz; Grumbo; Gulleson; Gunter; Haas; Hanson; Hawken; Herbel; Huether; Hunskor; Jensen; Johnson, D.; Johnson, N.; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein, F.; Klein, M.; Klemin; Kliniske; Koppang; Koppelman; Kretschmar; Kroeber; Lemieux; Lloyd; Mahoney; Maragos; Martinson; Meier; Metcalf; Monson; Mueller; Nelson; Nicholas; Niemeier; Nottestad; Onstad; Pietsch; Pollert; Price; Renner; Rennerfeldt; Ruby; Sandvig; Schmidt; Skarphol; Solberg; Svedjan; Thoreson, B.; Thoreson, L.; Thorpe; Tieman; Timm; Wald; Warner; Weiler; Wentz; Wikenheiser; Winrich; Wrangham; Speaker Bernstein

NAYS: Porter

ABSENT AND NOT VOTING: Fairfield; Severson; Weisz

Engrossed HB 1200 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1269: A BILL for an Act to create and enact two new subsections to section 20.1-03-12 of the North Dakota Century Code, relating to nonresident hunting fees; to amend and reenact section 20.1-03-07.1 of the North Dakota Century Code, relating to nonresident waterfowl hunting zones; and to declare an emergency.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 73 YEAS, 23 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Belter; Berg; Boehm; Boucher; Brekke; Brusegaard; Byerly; Carlisle; Carlson; Cleary; Delmore; Delzer; Devlin; Disrud; Dosch; Drovdal; Eckre; Ekstrom; Froseth; Galvin; Glassheim; Grande; Grosz; Gunter; Hanson; Hawken; Huether; Hunskor; Johnson, D.; Johnson, N.; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Klein, M.; Kliniske; Koppang; Koppelman; Kretschmar; Kroeber; Lemieux; Lloyd; Mahoney; Meier; Metcalf; Monson; Mueller; Nelson; Nicholas; Niemeier; Onstad; Pietsch; Porter; Price; Renner; Ruby; Sandvig; Schmidt; Skarphol; Solberg; Thoreson, B.; Thorpe; Tieman; Timm; Wald; Warner; Weiler; Winrich; Wrangham; Speaker Bernstein

NAYS: Bellew; Brandenburg; Clark; DeKrey; Froelich; Grumbo; Gulleson; Haas; Herbel; Jensen; Kingsbury; Klein, F.; Klemm; Maragos; Martinson; Nottestad; Pollert; Rennerfeldt; Svedjan; Thoreson, L.; Weisz; Wentz; Wikenheiser

ABSENT AND NOT VOTING: Fairfield; Severson

Engrossed HB 1269 passed, the title was agreed to, and the emergency clause was declared carried.

FLOOR PRESENTATION IN HONOR OF DR. JEAN HALL

February 22, 2001

Representative Kenton Onstad and Representative John Warner are pleased to inform the Assembly that an exemplary educator from District Four--Dr. Jean Hall, Principal at Edwin Loe Elementary School in New Town--has been named a recipient of the Milken Family Foundation National Educator Award.

The Award includes an unrestricted financial award of \$25,000 and the public recognition intended to encourage talented educators to remain in the profession, while inspiring others to consider careers in teaching. Dr. Hall has also been invited to participate in the Milken National Education Conference in Los Angeles, a gathering of leaders from education, government, and business focused on finding solutions to the problems facing education in America.

By choosing to practice in this most noble and important profession, and by doing it with such excellence, Dr. Jean Hall is making a lasting contribution to the minds, imaginations, and character of our young people. Please join us in congratulating this outstanding individual whose hard work and vision provide the children of North Dakota with the quality education they need and deserve.

SECOND READING OF HOUSE BILL

HB 1349: A BILL for an Act to amend and reenact section 4-37-02 of the North Dakota Century Code, relating to the agriculture in the classroom council.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 82 YEAS, 13 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Belter; Berg; Boehm; Boucher; Brandenburg; Brekke; Byerly; Carlisle; Clark; Cleary; DeKrey; Delmore; Disrud; Dosch; Drovdal; Eckre; Ekstrom; Froelich; Froseth; Galvin; Glassheim; Grumbo; Gulleson; Gunter; Haas; Hanson; Hawken; Huether; Hunskor; Jensen; Johnson, D.; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein, F.; Klein, M.; Klemm; Kliniske; Koppang; Koppelman; Kretschmar; Kroeber; Lemieux; Mahoney; Maragos; Martinson; Meier; Metcalf; Monson; Mueller; Nelson; Nicholas; Niemeier; Nottestad; Onstad; Pietsch; Pollert; Porter; Price; Renner; Rennerfeldt; Sandvig; Schmidt; Skarphol; Solberg; Svedjan; Thoreson, B.; Thoreson, L.; Thorpe; Tieman; Warner; Weiler; Weisz; Wentz; Wikenheiser; Winrich; Wrangham; Speaker Bernstein

NAYS: Bellew; Brusegaard; Carlson; Delzer; Grande; Grosz; Herbel; Johnson, N.; Kasper; Lloyd; Ruby; Timm; Wald

ABSENT AND NOT VOTING: Devlin; Fairfield; Severson

Engrossed HB 1349 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1419: A BILL for an Act to provide for a legislative council study of workers' compensation insurance study; and to provide for an appropriation.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 83 YEAS, 12 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Bellew; Belter; Berg; Boehm; Boucher; Brandenburg; Brekke; Brusegaard; Byerly; Carlisle; Carlson; Clark; Cleary; DeKrey; Delzer; Disrud; Dosch; Drovdal; Eckre; Froelich; Froseth; Galvin; Glassheim; Grande; Grosz; Gulletson; Gunter; Haas; Hanson; Hawken; Herbel; Huether; Hunsford; Jensen; Johnson, D.; Johnson, N.; Kasper; Keiser; Kelsch, R.; Kelsch, S.; Kempenich; Kingsbury; Klein, F.; Klein, M.; Klemin; Kliniske; Koppang; Koppelman; Kretschmar; Kroeber; Lemieux; Lloyd; Mahoney; Maragos; Meier; Monson; Nelson; Nicholas; Nottestad; Onstad; Pietsch; Pollert; Porter; Price; Renner; Rennerfeldt; Ruby; Sandvig; Schmidt; Skarphol; Svedjan; Thoreson, B.; Thorpe; Tieman; Timm; Wald; Warner; Weiler; Weisz; Wentz; Wikenheiser; Wrangham; Speaker Bernstein

NAYS: Aarsvold; Delmore; Ekstrom; Grumbo; Kerzman; Martinson; Metcalf; Mueller; Niemeier; Solberg; Thoreson, L.; Winrich

ABSENT AND NOT VOTING: Devlin; Fairfield; Severson

Engrossed HB 1419 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1443: A BILL for an Act to amend and reenact subsection 8 of section 39-06.1-06, paragraph 34 of subdivision a of subsection 3 of section 39-06.1-10, and subsection 1 of section 39-09-02 of the North Dakota Century Code, relating to speed limit fees and demerit points.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 49 YEAS, 45 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

YEAS: Berg; Boehm; Boucher; Carlisle; Carlson; Clark; DeKrey; Delmore; Disrud; Dosch; Drovdal; Eckre; Ekstrom; Froseth; Galvin; Grande; Grosz; Grumbo; Hawken; Hunsford; Jensen; Johnson, N.; Kasper; Kelsch, R.; Klein, M.; Klemin; Kliniske; Koppelman; Kretschmar; Mahoney; Martinson; Metcalf; Monson; Mueller; Nelson; Nicholas; Pollert; Porter; Price; Ruby; Skarphol; Thoreson, B.; Tieman; Wald; Warner; Weisz; Wikenheiser; Wrangham; Speaker Bernstein

NAYS: Aarsvold; Bellew; Belter; Brandenburg; Brekke; Brusegaard; Byerly; Cleary; Delzer; Froelich; Glassheim; Gulletson; Gunter; Haas; Hanson; Herbel; Johnson, D.; Keiser; Kelsch, S.; Kempenich; Kerzman; Kingsbury; Klein, F.; Koppang; Kroeber; Lemieux; Lloyd; Maragos; Meier; Niemeier; Nottestad; Onstad; Pietsch; Renner; Rennerfeldt; Sandvig; Schmidt; Solberg; Svedjan; Thoreson, L.; Thorpe; Timm; Weiler; Wentz; Winrich

ABSENT AND NOT VOTING: Devlin; Fairfield; Huether; Severson

Engrossed HB 1443 lost.

SECOND READING OF HOUSE BILL

HB 1478: A BILL for an Act to create and enact a new section to chapter 12-44.1 of the North Dakota Century Code, relating to charging inmates for room and board at correctional facilities.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 90 YEAS, 5 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Bellew; Belter; Berg; Boehm; Boucher; Brandenburg; Brekke; Brusegaard; Byerly; Carlisle; Carlson; Clark; Cleary; DeKrey; Delmore; Devlin; Disrud; Dosch; Drovdal; Eckre; Ekstrom; Froelich; Froseth; Galvin; Glassheim; Grande; Grosz; Grumbo; Gulleon; Haas; Hanson; Hawken; Herbel; Hunsakor; Jensen; Johnson, D.; Johnson, N.; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein, F.; Klein, M.; Klemin; Kliniske; Koppang; Koppelman; Kretschmar; Kroeber; Lemieux; Lloyd; Mahoney; Maragos; Martinson; Meier; Metcalf; Monson; Mueller; Nelson; Nicholas; Niemeier; Nottestad; Onstad; Pietsch; Pollert; Porter; Price; Renner; Rennerfeldt; Ruby; Sandvig; Schmidt; Skarphol; Solberg; Svedjan; Thoreson, B.; Thoreson, L.; Tieman; Timm; Wald; Weiler; Weisz; Wentz; Wikenheiser; Winrich; Speaker Bernstein

NAYS: Delzer; Gunter; Thorpe; Warner; Wrangham

ABSENT AND NOT VOTING: Fairfield; Huether; Severson

Engrossed HB 1478 passed and the title was agreed to.

MOTION

REP. DEVLIN MOVED that the House reconsider its action whereby HB 1443 failed to pass, which motion lost on a verification vote.

SECOND READING OF HOUSE BILL

HB 1217: A BILL for an Act to amend and reenact subsection 3 of section 54-52-01, sections 54-52.6-01, 54-52.6-02, 54-52.6-03, 54-52.6-06, and subsection 2 of section 54-52.6-09 of the North Dakota Century Code, relating to eligibility to participate in and payment of administrative expenses of the defined contribution retirement plan; to authorize the borrowing of funds; to provide an appropriation; to provide an effective date; and to provide for application.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 61 YEAS, 36 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Bellew; Belter; Berg; Boehm; Brandenburg; Brekke; Brusegaard; Byerly; Carlson; Clark; DeKrey; Delzer; Devlin; Disrud; Dosch; Drovdal; Froseth; Galvin; Grande; Grosz; Gunter; Haas; Hawken; Herbel; Johnson, D.; Johnson, N.; Kasper; Keiser; Kempenich; Kingsbury; Klein, F.; Klein, M.; Klemin; Kliniske; Koppang; Koppelman; Kretschmar; Lloyd; Meier; Monson; Nelson; Nicholas; Nottestad; Pietsch; Pollert; Price; Renner; Rennerfeldt; Ruby; Skarphol; Svedjan; Thoreson, B.; Thoreson, L.; Tieman; Timm; Wald; Weisz; Wentz; Wikenheiser; Wrangham; Speaker Bernstein

NAYS: Aarsvold; Boucher; Carlisle; Cleary; Delmore; Eckre; Ekstrom; Fairfield; Froelich; Glassheim; Grumbo; Gulleon; Hanson; Huether; Hunsakor; Jensen; Kelsch, R.; Kelsh, S.; Kerzman; Kroeber; Lemieux; Mahoney; Maragos; Martinson; Metcalf; Mueller; Niemeier; Onstad; Porter; Sandvig; Schmidt; Solberg; Thorpe; Warner; Weiler; Winrich

ABSENT AND NOT VOTING: Severson

Engrossed HB 1217 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1399: A BILL for an Act to amend and reenact section 57-38-30.3 of the North Dakota Century Code, relating to determination of income tax liability on the short-form state income tax return; and to provide an effective date.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 58 YEAS, 39 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Belter; Boehm; Brandenburg; Brekke; Brusegaard; Byerly; Carlson; Clark; DeKrey; Devlin; Disrud; Dosch; Drovdal; Eckre; Froseth; Galvin; Grande; Grosz; Gunter; Haas; Hawken; Herbel; Johnson, D.; Johnson, N.; Kasper; Kelsch, R.; Kempenich; Kingsbury; Klein, F.; Klein, M.; Klemin; Kliniske; Koppang; Koppelman; Lloyd; Maragos; Meier; Monson; Nelson; Nicholas; Nottestad; Pietsch; Pollert; Porter; Price; Renner; Rennerfeldt; Ruby; Skarphol; Svedjan; Thoreson, B.; Thoreson, L.; Tieman; Wald; Weiler; Weisz; Wikenheiser; Speaker Bernstein

NAYS: Aarsvold; Bellew; Berg; Boucher; Carlisle; Cleary; Delmore; Delzer; Ekstrom; Fairfield; Froelich; Glassheim; Grumbo; Gulleson; Hanson; Huether; Hunsakor; Jensen; Keiser; Kelsh, S.; Kerzman; Kretschmar; Kroeber; Lemieux; Mahoney; Martinson; Metcalf; Mueller; Niemeier; Onstad; Sandvig; Schmidt; Solberg; Thorpe; Timm; Warner; Wentz; Winrich; Wrangham

ABSENT AND NOT VOTING: Severson

Engrossed HB 1399 passed and the title was agreed to.

MOTION

REP. BELTER MOVED that HB 1055 be moved to the top of the calendar, which motion prevailed.

SECOND READING OF HOUSE BILL

HB 1055: A BILL for an Act to amend and reenact section 57-38-30.3 of the North Dakota Century Code, relating to individual income tax determination under the simplified optional method of computing state income taxes; and to provide an effective date.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 81 YEAS, 15 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Belter; Boehm; Boucher; Brandenburg; Brekke; Brusegaard; Byerly; Carlson; Clark; Cleary; DeKrey; Delmore; Devlin; Disrud; Dosch; Drovdal; Eckre; Ekstrom; Fairfield; Froelich; Froseth; Galvin; Glassheim; Grumbo; Gulleson; Gunter; Haas; Hanson; Hawken; Huether; Hunsakor; Jensen; Johnson, D.; Johnson, N.; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Klein, F.; Klemin; Kliniske; Koppang; Koppelman; Kretschmar; Kroeber; Lemieux; Lloyd; Mahoney; Maragos; Meier; Metcalf; Monson; Mueller; Nelson; Niemeier; Nottestad; Onstad; Pietsch; Pollert; Porter; Price; Renner; Rennerfeldt; Sandvig; Schmidt; Skarphol; Solberg; Svedjan; Thoreson, B.; Thoreson, L.; Thorpe; Tieman; Warner; Weiler; Weisz; Wentz; Wikenheiser; Winrich; Speaker Bernstein

NAYS: Bellew; Berg; Carlisle; Delzer; Grande; Grosz; Herbel; Kasper; Kingsbury; Klein, M.; Martinson; Ruby; Timm; Wald; Wrangham

ABSENT AND NOT VOTING: Nicholas; Severson

Engrossed HB 1055 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1037: A BILL for an Act to amend and reenact subsection 1 of section 50-09-29 of the North Dakota Century Code, relating to exemptions to the temporary assistance for needy families work requirements and sixty-month benefit limit.

ROLL CALL

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

YEAS: Delzer

NAYS: Aarsvold; Bellew; Belter; Berg; Boehm; Boucher; Brandenburg; Brekke; Brusegaard; Byerly; Carlisle; Carlson; Clark; Cleary; DeKrey; Delmore; Devlin; Dosch; Drovdal; Eckre; Ekstrom; Fairfield; Froelich; Froseth; Galvin; Glassheim; Grande; Grosz; Grumbo; Gulleston; Gunter; Haas; Hanson; Hawken; Herbel; Huether; Hunskor; Jensen; Johnson, D.; Johnson, N.; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein, F.; Klein, M.; Klemm; Kliniske; Koppang; Koppelman; Kretschmar; Kroeber; Lemieux; Lloyd; Mahoney; Maragos; Martinson; Meier; Metcalf; Monson; Mueller; Nelson; Niemeier; Nottestad; Onstad; Pietsch; Pollert; Porter; Price; Renner; Rennerfeldt; Ruby; Sandvig; Schmidt; Skarphol; Solberg; Svedjan; Thoreson, B.; Thoreson, L.; Thorpe; Tieman; Timm; Wald; Warner; Weiler; Weisz; Wentz; Wikenheiser; Winrich; Wrangham; Speaker Bernstein

ABSENT AND NOT VOTING: Disrud; Nicholas; Severson

HB 1037 lost.

SECOND READING OF HOUSE BILL

HB 1333: A BILL for an Act to amend and reenact section 20.1-03-07.1 of the North Dakota Century Code, relating to nonresident waterfowl hunting.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 6 YEAS, 90 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Brekke; Lemieux; Maragos; Mueller; Nelson; Solberg

NAYS: Aarsvold; Bellew; Belter; Berg; Boehm; Boucher; Brandenburg; Brusegaard; Byerly; Carlisle; Carlson; Clark; Cleary; DeKrey; Delmore; Delzer; Devlin; Dosch; Drovdal; Eckre; Ekstrom; Fairfield; Froelich; Froseth; Galvin; Glassheim; Grande; Grosz; Grumbo; Gulleston; Gunter; Haas; Hanson; Hawken; Herbel; Huether; Hunskor; Jensen; Johnson, D.; Johnson, N.; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein, F.; Klein, M.; Klemm; Kliniske; Koppang; Koppelman; Kretschmar; Kroeber; Lloyd; Mahoney; Martinson; Meier; Metcalf; Monson; Nicholas; Niemeier; Nottestad; Onstad; Pietsch; Pollert; Porter; Price; Renner; Rennerfeldt; Ruby; Sandvig; Schmidt; Skarphol; Svedjan; Thoreson, B.; Thoreson, L.; Thorpe; Tieman; Timm; Wald; Warner; Weiler; Weisz; Wentz; Wikenheiser; Winrich; Wrangham; Speaker Bernstein

ABSENT AND NOT VOTING: Disrud; Severson

HB 1333 lost.

MOTION

REP. BELTER MOVED that SB 2349 be placed at the top of the Fourteenth order, which motion prevailed.

SECOND READING OF SENATE BILL

SB 2349: A BILL for an Act to amend and reenact section 6-09.15-03 of the North Dakota Century Code, relating to loans under the beginning entrepreneur loan guarantee program; to provide for reports on the beginning entrepreneur loan guarantee program; to provide a statement of legislative intent; and to declare an emergency.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 89 YEAS, 8 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Bellew; Belter; Berg; Boehm; Boucher; Brandenburg; Brekke; Carlisle; Clark; Cleary; DeKrey; Delmore; Devlin; Disrud; Dosch; Drovdal; Eckre; Ekstrom; Fairfield;

Froelich; Froseth; Galvin; Glassheim; Grosz; Grumbo; Gulleon; Gunter; Haas; Hanson; Hawken; Herbel; Huether; Hunsford; Jensen; Johnson, D.; Johnson, N.; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein, F.; Klein, M.; Klemin; Kliniske; Koppang; Koppelman; Kretschmar; Kroeber; Lemieux; Mahoney; Maragos; Martinson; Meier; Metcalf; Monson; Mueller; Nelson; Nicholas; Niemeier; Nottestad; Onstad; Pietsch; Pollert; Porter; Price; Renner; Rennerfeldt; Sandvig; Schmidt; Solberg; Svedjan; Thoreson, B.; Thoreson, L.; Thorpe; Tieman; Timm; Wald; Warner; Weiler; Weisz; Wentz; Wikenheiser; Winrich; Wrangham; Speaker Bernstein

NAYS: Brusegaard; Byerly; Carlson; Delzer; Grande; Lloyd; Ruby; Skarphol

ABSENT AND NOT VOTING: Severson

Engrossed SB 2349 passed, the title was agreed to, and the emergency clause was declared carried.

MESSAGE TO THE HOUSE FROM THE SENATE (WILLIAM R. HORTON, SECRETARY)

MR. SPEAKER: The Senate has passed and your favorable consideration is requested on: SB 2252.

MESSAGE TO THE HOUSE FROM THE SENATE (WILLIAM R. HORTON, SECRETARY)

MR. SPEAKER: The Senate has passed and your favorable consideration is requested on: SB 2371, SCR 4026.

MESSAGE TO THE HOUSE FROM THE SENATE (WILLIAM R. HORTON, SECRETARY)

MR. SPEAKER: The Senate has passed and your favorable consideration is requested on: SB 2034, SB 2294, SB 2337, SB 2354.

MESSAGE TO THE HOUSE FROM THE SENATE (WILLIAM R. HORTON, SECRETARY)

MR. SPEAKER: The Senate has passed and your favorable consideration is requested on: SB 2004, SB 2007, SB 2011, SB 2012, SB 2032, SB 2195, SB 2285, SB 2361, SB 2373, SB 2384, SB 2446, SB 2451, SB 2455.

MESSAGE TO THE HOUSE FROM THE SENATE (WILLIAM R. HORTON, SECRETARY)

MR. SPEAKER: The Senate has passed, the emergency clause carried, and your favorable consideration is requested on: SB 2019, SB 2380, SB 2444.

MESSAGE TO THE HOUSE FROM THE SENATE (WILLIAM R. HORTON, SECRETARY)

MR. SPEAKER: The Senate has passed and your favorable consideration is requested on: SB 2256, SB 2264, SB 2268, SB 2273, SB 2290, SB 2342, SB 2345, SB 2352, SB 2388, SB 2393, SB 2394, SB 2400, SB 2403.

MESSAGE TO THE HOUSE FROM THE SENATE (WILLIAM R. HORTON, SECRETARY)

MR. SPEAKER: The Senate has passed and your favorable consideration is requested on: SB 2427, SCR 4023, SCR 4032, SCR 4033, SCR 4034, SCR 4035.

MESSAGE TO THE SENATE FROM THE HOUSE (MARK L. JOHNSON, CHIEF CLERK)

MR. PRESIDENT: The House has passed and your favorable consideration is requested on: HB 1012, HB 1013, HB 1015, HB 1055, HB 1102, HB 1108, HB 1115, HB 1141, HB 1200, HB 1208, HB 1217, HB 1269, HB 1273, HB 1281, HB 1328, HB 1349, HB 1399, HB 1419, HB 1441, HB 1478, HCR 3049, HCR 3050, HCR 3057, HCR 3064.

MESSAGE TO THE SENATE FROM THE HOUSE (MARK L. JOHNSON, CHIEF CLERK)

MR. PRESIDENT: The House has amended, subsequently passed, and the emergency clause carried: SB 2349.

MESSAGE TO THE SENATE FROM THE HOUSE (MARK L. JOHNSON, CHIEF CLERK)

MR. PRESIDENT: The House has passed, the emergency clause carried, and your favorable consideration is requested on: HB 1196, HB 1377, HB 1442.

MESSAGE TO THE SENATE FROM THE HOUSE (MARK L. JOHNSON, CHIEF CLERK)

MR. PRESIDENT: The House has passed and your favorable consideration is requested on: HB 1003, HB 1033, HB 1043, HB 1045, HB 1046, HB 1065, HB 1074, HB 1109, HB 1182, HB 1215, HB 1252, HB 1261, HB 1270, HB 1272, HB 1283, HB 1287, HB 1305, HB 1306, HB 1319, HB 1324, HB 1344, HB 1350, HB 1371, HB 1400, HB 1407, HB 1410, HB 1414, HB 1416, HB 1417, HB 1435, HCR 3035, HCR 3042, HCR 3051.

REPORT OF STANDING COMMITTEE

HCR 3058: Human Services Committee (Rep. Price, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** and **BE PLACED ON THE CONSENT CALENDAR** (13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HCR 3058 was placed on the Sixth order on the calendar.

Page 1, line 4, after "delivery" insert "and funding"

Page 1, line 5, remove "and" and after "state" insert "; and the effects of having inadequate reimbursement in this state, including the impact of inadequate reimbursement on the continued availability, viability, and financial stability of health care"

Page 1, after line 10, insert:

"WHEREAS, inadequate levels of reimbursement from Medicare, Medicaid, and private insurance may result in the closure of health care facilities and the termination of services, particularly in rural areas; and"

Page 1, line 19, after "delivery" insert "and funding"

Page 1, line 20, remove "and"

Page 1, line 21, after the semicolon insert "and the effects of having inadequate reimbursement in this state, including the impact of inadequate reimbursement on the continued availability, viability, and financial stability of health care;"

Renumber accordingly

REPORT OF STANDING COMMITTEE

HCR 3069: Human Services Committee (Rep. Price, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** and **BE PLACED ON THE CONSENT CALENDAR** (12 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). HCR 3069 was placed on the Sixth order on the calendar.

Page 1, line 5, replace "is resulting" with "may result"

Renumber accordingly

MOTION

REP. MONSON MOVED that the House be on the Fifth and Twelfth orders of business and at the conclusion of those orders, the House stand adjourned until 1:00 p.m., Wednesday, February 28, 2001, which motion prevailed.

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

MARK L. JOHNSON, Chief Clerk

