

## JOURNAL OF THE HOUSE

## Fifty-seventh Legislative Assembly

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Bismarck, January 18, 2001

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

The prayer was offered by Father Daniel Maloney, Chaplain for Annunciation Monastery, Bismarck.

The roll was called and all members were present except Representatives DeKrey, Kretschmar, Lloyd, Mueller, Nicholas, and Price.

A quorum was declared by the Speaker.

## ANNOUNCEMENT BY THE SPEAKER

**SPEAKER BERNSTEIN ANNOUNCED** that the Rules of Decorum in the House Chamber would be printed in the Journal.

## RULES OF DECORUM

1. No food is permitted on the floor of the House when the House is convened.
2. Pictures, including video camera taping, are not permitted to be taken anytime, except by the press, House, and caucus employees or designees.
3. No one is permitted to sleep or rest in a prone position on the seats which line both sides of Memorial Hall between the House and Senate Chambers.
4. Every member must vote, if they are in the House Chamber, during a roll call vote.
5. When a roll call vote is taken, every member shall be in their seat and register their own vote, or call out their name and vote in a voice loud enough for the Speaker to hear. The Majority and Minority Leaders and their assistants are exempt from the provisions of this rule.
6. During debate, members are to be attentive and quiet, and the noise behind the rail shall be held to a minimum.
7. No member shall have more than one guest per day seated with the member on the floor.
8. No one is permitted to visit or lean over the back railing.
9. The Sergeant-at-Arms shall clear the floor of the House Chamber in front of the railing of all persons, except legislators, legislative employees, legislative guests, former members of the Legislative Assembly, and members of the press, during the time period commencing one hour before the House convenes on any legislative day until the House recesses for that calendar day.
10. Tour groups will not be allowed at the front desk area.
11. Legislators and employees shall be suitably attired. Men must wear a sport coat and tie at all times when on the House Floor. Regular ties preferred but western string/bolo ties are acceptable if cinched up.
12. When a legislator is speaking, the Sergeant-at-Arms will not allow guests to enter that section.
13. When the Speaker is putting the question, no member shall walk out or across the floor of the House.
14. When a member is speaking, no person shall pass between the person speaking and the Chair.
15. A member desiring to speak shall rise and respectfully address the Speaker and shall remain in place before proceeding to speak until recognized by the Chair.

16. Visitors sitting in lower tier of seats in House balcony shall not touch, lean over, place objects on, or put their feet on brass railings.
17. **WHILE THE HOUSE IS CONVENED, NO PERSON SHALL READ NEWSPAPERS OR OTHER LARGE PUBLICATIONS IN AN UNFOLDED AND CONSPICUOUS MANNER.**
18. All persons shall wear identification badges while in the House Chamber or in the employ of the House.
19. Any member seeing a violation of these directives, or who has a question or problem, should advise the Sergeant-at-Arms or an assistant as soon as possible.
20. All materials placed on desks must be authorized by a House member or individually addressed to each member.
21. House Rule 306 - No member may speak more than twice on the same subject except the person carrying the bill, committee chairman, or floor leaders.
22. The House Chamber is a **TOBACCO FREE** area, this includes **smokeless tobacco products**.

#### MOTION

**REP. BELTER MOVED** that HB 1117, which is on the Eleventh order, be rereferred to the **Appropriations Committee**, which motion prevailed. Pursuant to Rep. Belter's motion, HB 1117 was rereferred.

#### MOTION

**REP. D. JOHNSON MOVED** that HB 1330, which is on the Eighth order, be rereferred to the **Judiciary Committee**, which motion prevailed. Pursuant to Rep. D. Johnson's motion, HB 1330 was rereferred.

#### REQUEST

**REP. R. KELSCH REQUESTED** the unanimous consent of the House to withdraw HB 1146. There being no objection, it was so ordered by the Speaker.

#### REQUEST

**REP. R. KELSCH REQUESTED** the unanimous consent of the House to withdraw HB 1165. There being no objection, it was so ordered by the Speaker.

#### REQUEST

**REP. GULLESON REQUESTED** the unanimous consent of the House to withdraw HB 1254. There being no objection, it was so ordered by the Speaker.

#### SIXTH ORDER OF BUSINESS

**REP. BELTER MOVED** that the amendments on the Sixth order of business to HB 1049 and HB 1073 be adopted, which motion prevailed.

HB 1049 and HB 1073, as amended, were placed on the Eleventh order of business on the calendar for the succeeding legislative day.

#### SECOND READING OF HOUSE BILL

**HB 1092:** A BILL for an Act to create and enact a new subsection to section 12.1-08-06 of the North Dakota Century Code, relating to escapes and jurisdiction over escapes; to amend and reenact subsection 1 of section 12.1-08-06 of the North Dakota Century Code, relating to escapes; to repeal sections 29-03-15 and 29-03-16 of the North Dakota Century Code, relating to escapes; and to declare an emergency.

#### ROLL CALL

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

**YEAS:** Aarsvold; Bellew; Belter; Berg; Boehm; Boucher; Brandenburg; Brekke; Brusegaard; Byerly; Carlisle; Carlson; Clark; Cleary; 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;

Kroeber; Lemieux; Mahoney; Maragos; Martinson; Meier; Metcalf; Monson; Nelson; Niemeier; Nottestad; Onstad; Pietsch; Pollert; Porter; 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:** DeKrey; Kretschmar; Lloyd; Mueller; Nicholas; Price

HB 1092, as amended, passed and the title was agreed to.

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#### SECOND READING OF HOUSE BILL

**HB 1144:** A BILL for an Act to create and enact section 26.1-36-09.11 of the North Dakota Century Code, relating to insurance coverage for breast reconstruction surgery; and to amend and reenact subsection 5 of section 26.1-36.3-05 and subsection 5 of section 26.1-36.4-05 of the North Dakota Century Code, relating to renewability of health insurance coverage.

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

**YEAS:** Aarsvold; Bellew; Belter; Berg; Boehm; Boucher; Brandenburg; Brekke; Brusegaard; Byerly; Carlisle; Carlson; Clark; Cleary; Delmore; Delzer; Devlin; Disrud; Dosch; Drovdal; Eckre; Ekstrom; Fairfield; Froelich; Froseth; Galvin; Glassheim; Grande; Grosz; Grumbo; Gulleon; 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; Kroeber; Lemieux; Mahoney; Maragos; Martinson; Meier; Metcalf; Monson; Nelson; Niemeier; Nottestad; Onstad; Pietsch; Pollert; Porter; 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:** DeKrey; Kretschmar; Lloyd; Mueller; Nicholas; Price

HB 1144, as amended, passed and the title was agreed to.

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#### SECOND READING OF HOUSE BILL

**HB 1110:** A BILL for an Act to create and enact a new section to chapter 50-06.3 of the North Dakota Century Code, relating to interest accrued on uncollected aged, blind, and disabled claims.

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

**YEAS:** Aarsvold; Bellew; Belter; Berg; Boehm; Boucher; Brandenburg; Brekke; Brusegaard; Byerly; Carlisle; Carlson; Clark; Cleary; Delmore; Delzer; Devlin; Disrud; Dosch; Drovdal; Eckre; Ekstrom; Fairfield; Froelich; Froseth; Galvin; Glassheim; Grande; Grosz; Grumbo; Gulleon; 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; Kroeber; Lemieux; Mahoney; Maragos; Martinson; Meier; Metcalf; Monson; Nelson; Niemeier; Nottestad; Onstad; Pietsch; Pollert; Porter; 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:** DeKrey; Kretschmar; Lloyd; Mueller; Nicholas; Price

HB 1110 passed and the title was agreed to.

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**SECOND READING OF HOUSE BILL**

**HB 1111:** A BILL for an Act to amend and reenact subsection 1 of section 23-09.3-01, sections 23-09.3-02, 23-09.3-04, 23-09.3-05, 23-09.3-06, 23-09.3-07, 23-09.3-08, 23-09.3-08.1, 23-09.3-10, 23-09.3-11, subsection 3 of section 50-10.1-01, subsections 3 and 7 of section 50-24.5-02, subsection 7 of section 50-24.5-03, and section 50-24.5-04 of the North Dakota Century Code, relating to basic care and assisted living facilities; to repeal sections 23-09.3-01.1 and 23-09.3-03 of the North Dakota Century Code, relating to the moratorium on expansion of basic care bed capacity and access to a pharmacist; and to provide a contingent effective date.

**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 0 YEAS, 91 NAYS, 0 EXCUSED, 7 ABSENT AND NOT VOTING.

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

HB 1111 was declared lost.

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**SECOND READING OF HOUSE BILL**

**HB 1142:** A BILL for an Act to amend and reenact subsection 2 of section 15-59-01 of the North Dakota Century Code or in the alternative to amend and reenact subsection 4 of section 15.1-32-01 of the North Dakota Century Code, relating to the definition of a child or student with disabilities.

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

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

HB 1142 passed and the title was agreed to.

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**SIGNING OF BILLS AND RESOLUTIONS**

The Speaker signed the following enrolled resolution: SCR 4007.

**MESSAGE TO THE SENATE FROM THE HOUSE (MARK L. JOHNSON, CHIEF CLERK)**  
**MR. PRESIDENT:** The Speaker has signed: SCR 4007.

**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 1027, HB 1096, HB 1132, HB 1156, HB 1176.

**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 1114.

**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 2137, SB 2151.

**REPORT OF STANDING COMMITTEE**

**HB 1032: Government and Veterans Affairs Committee (Rep. M. Klein, Chairman)** recommends **DO PASS** (10 YEAS, 4 NAYS, 1 ABSENT AND NOT VOTING). HB 1032 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**HB 1061: Transportation Committee (Rep. Weisz, Chairman)** recommends **DO NOT PASS** (12 YEAS, 1 NAY, 1 ABSENT AND NOT VOTING). HB 1061 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**HB 1062: Political Subdivisions Committee (Rep. Froseth, Chairman)** recommends **DO PASS** (14 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1062 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**HB 1070: Natural Resources Committee (Rep. Rennerfeldt, Chairman)** recommends **DO PASS** and **BE PLACED ON THE CONSENT CALENDAR** (13 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). HB 1070 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**HB 1080: Industry, Business and Labor Committee (Rep. Berg, Chairman)** recommends **DO PASS** (13 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). HB 1080 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**HB 1090: Industry, Business and Labor Committee (Rep. Berg, Chairman)** recommends **DO PASS** (14 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1090 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**HB 1093: Industry, Business and Labor Committee (Rep. Berg, Chairman)** recommends **DO PASS** (14 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1093 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**HB 1104: Political Subdivisions Committee (Rep. Froseth, Chairman)** recommends **DO PASS** (14 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1104 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**HB 1122: Government and Veterans Affairs Committee (Rep. M. Klein, Chairman)** recommends **DO PASS** (15 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1122 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**HB 1124: Government and Veterans Affairs Committee (Rep. M. Klein, Chairman)** recommends **DO PASS** (14 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1124 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**HB 1154: Government and Veterans Affairs Committee (Rep. M. Klein, Chairman)** recommends **DO PASS** (13 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). HB 1154 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**HB 1174: Transportation Committee (Rep. Weisz, Chairman)** recommends **DO PASS** (12 YEAS, 1 NAY, 1 ABSENT AND NOT VOTING). HB 1174 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**HB 1178: Industry, Business and Labor Committee (Rep. Berg, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (14 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1178 was placed on the Sixth order on the calendar.

Page 1, line 1, replace the first "subsection" with "subsections 2 and"

Page 1, line 2, replace the first "subsection" with "subsections 2 and"

Page 1, line 6, replace "Subsection" with "Subsections 2 and"

Page 1, line 7, replace "is" with "are"

Page 1, after line 7, insert:

- "2. A certificate of fact reciting the name change duly authenticated by the proper officer of the state or country if the registrant is a corporation ~~or~~, limited liability company, limited partnership, limited liability partnership, or limited liability limited partnership incorporated or organized in another state or country and does not have a certificate of authority to transact business in North Dakota."

Page 1, line 17, replace "Subsection" with "Subsections 2 and"

Page 1, line 18, replace "is" with "are"

Page 1, after line 18, insert:

- "2. A certificate of fact reciting the name change duly authenticated by the proper officer of the state or country if the registrant is a corporation ~~or~~, limited liability company, limited partnership, limited liability partnership, or limited liability limited partnership incorporated or organized in another state or country and does not have a certificate of authority to transact business in North Dakota; or"

Renumber accordingly

**REPORT OF STANDING COMMITTEE**

**HB 1194: Industry, Business and Labor Committee (Rep. Berg, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (15 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1194 was placed on the Sixth order on the calendar.

Page 1, line 8, replace "on" with "governed by the Short-term Mortgage Redemption Act as provided in chapter 32-19.1 covering"

Renumber accordingly

**FIRST READING OF HOUSE BILLS**

Rep. Klemin introduced:

**HB 1339:** A BILL for an Act to amend and reenact section 6-09-37 of the North Dakota Century Code, relating to the sale and leasing of agricultural real estate by the Bank of North Dakota.

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

Reps. Klemin, Haas introduced:

**HB 1340:** A BILL for an Act to create and enact a new subsection to section 57-02-08 of the North Dakota Century Code, relating to a property tax exemption for a teacher's residence in a teacher-shortage school district; and to provide an effective date.

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

Reps. Wald, Delzer, Haas, Kempenich and Sens. Lyson, Solberg introduced:

**HB 1341:** A BILL for an Act to amend and reenact section 57-51-14, subsection 2 of section 57-51-15, and section 57-51-16 of the North Dakota Century Code, relating to allocation

of oil and gas gross production tax revenues to political subdivisions by the tax commissioner.

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

Rep. Keiser introduced:

**HB 1342:** A BILL for an Act to amend and reenact sections 32-09.1-09, 32-09.1-14, 32-09.1-19, and 32-09.1-21 of the North Dakota Century Code, relating to garnishment disclosure forms.

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

Reps. Kerzman, Froelich, Kempenich, Monson and Sens. Bowman, Krauter introduced:

**HB 1343:** A BILL for an Act to amend and reenact section 15-40.2-10 of the North Dakota Century Code or in the alternative to amend and reenact section 15.1-29-02 of the North Dakota Century Code, relating to nonresident students attending elementary or high schools in this state.

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

Reps. R. Kelsch, Brusegaard, Monson and Sens. Krebsbach, Wardner introduced:

**HB 1344:** A BILL for an Act to create and enact four new sections to chapter 15-40.1 of the North Dakota Century Code or in the alternative to create and enact four new sections to chapter 15.1-27 of the North Dakota Century Code, relating to the reimbursement of school districts for increases in teacher compensation; and to amend and reenact subdivision a of subsection 2 of section 15-40.1-06 of the North Dakota Century Code or in the alternative to amend and reenact section 15.1-27-04 of the North Dakota Century Code, relating to per student payments.

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

Reps. Brandenburg, Froseth, Nicholas, Renner and Sens. Kroeplin, Wanzek introduced:

**HB 1345:** A BILL for an Act to repeal section 57-39.2-28 of the North Dakota Century Code, relating to sales tax refunds for Canadian residents; to provide an appropriation; and to provide an effective date.

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

Reps. Skarphol, Aarsvold, Koppang and Sens. Lindaas, Lyson, Wardner introduced:

**HB 1346:** A BILL for an Act to amend and reenact section 15-40.2-10 of the North Dakota Century Code or in the alternative to amend and reenact section 15.1-29-02 of the North Dakota Century Code, relating to tuition agreements for students attending school in bordering states.

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

Reps. Haas, R. Kelsch, Metcalf, Nottestad, L. Thoreson and Sen. Wardner introduced:

**HB 1347:** A BILL for an Act to create and enact a new section to chapter 15-40.3 of the North Dakota Century Code or in the alternative to create and enact a new section to chapter 15.1-31 of the North Dakota Century Code, relating to the payment of tuition for open enrolled students; to amend and reenact sections 15-40.3-01, 15-40.3-06, and 15-40.3-07 of the North Dakota Century Code or in the alternative to amend and reenact sections 15.1-31-01, 15.1-31-06, and 15.1-31-07 of the North Dakota Century Code, relating to open enrollment of students; and to repeal sections 15-40.3-02 and 15.1-31-02 of the North Dakota Century Code, relating to the standards for acceptance and denial of applications for open enrollment.

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

Reps. Byerly, Eckre, Hawken and Sens. Fischer, Kilzer, Nething introduced:

**HB 1348:** A BILL for an Act to create and enact a new chapter to title 43 of the North Dakota Century Code, relating to a dentists' loan repayment program; to provide an appropriation; and to declare an emergency.

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

Reps. Nelson, Nicholas, Onstad and Sens. Tomac, Wanzek introduced:

**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; and to provide an appropriation.

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

Rep. Mahoney and Sen. C. Nelson introduced:

**HB 1350:** A BILL for an Act to create and enact a new section to chapter 12-47 of the North Dakota Century Code, relating to the transporting of violent or dangerous prisoners.

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

**FIRST READING OF SENATE BILLS**

**SB 2065:** A BILL for an Act to create and enact a new section to chapter 6-06 of the North Dakota Century Code, relating to access to corporate central credit union records.

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

**SB 2137:** A BILL for an Act to provide an appropriation and authorization for the construction of a student housing apartment building and for the renovation of Robinson hall on the campus of North Dakota state university; and to declare an emergency.

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

**SB 2147:** A BILL for an Act to amend and reenact sections 15-40.2-05 and 15-40.2-09 of the North Dakota Century Code or in the alternative to amend and reenact section 15.1-29-01 and subsection 1 of section 15.1-29-06 of the North Dakota Century Code, relating to school district tuition payment appeals to the state board of public school education; and to repeal section 15.1-29-08 of the North Dakota Century Code, relating to appealing a school board's decision to not pay tuition for a kindergarten student.

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

**SB 2164:** A BILL for an Act to amend and reenact sections 1-03-04 and 6-01-01, subsections 1 and 2 of section 6-01-01.1, subsections 5 and 8 of section 6-01-02, subsection 1 of section 6-01-04.1, subsection 1 of section 6-01-04.2, subsection 4 of section 6-01-10, section 6-01-13, subsection 1 of section 6-01-15, section 6-01-17.2, subsection 2 of section 6-02-01, sections 6-03-11, 6-03-13.5, 6-03-70, and 6-05-02, subsection 2 of section 6-05-04, subsections 1 and 3 of section 6-05-15.4, subsection 2 of section 6-05-15.5, section 6-05-28, subsection 1 of section 6-06-08, sections 6-06-08.2 and 6-06-08.3, subsection 2 of section 6-06-35, section 6-06-36, subsection 4 of section 6-08.1-01, section 6-08.2-02, subsection 3 of section 6-08.3-01, section 6-09-29, subsection 4 of section 6-09-35, section 6-10-06, sections 7-01-03, 7-01-09, and 7-01-11, subsection 2 of section 7-01-12, section 7-01-14, subsection 5 of section 7-02-01, subsections 1, 9, and 10 of section 7-02-08, sections 7-03-01, 7-03-03, 7-03-04, and 7-03-05, subsection 4 of section 7-03-07, sections 7-04-20, 7-05-01, 7-05-02, 7-05-03, 7-05-04, 7-05-05, 7-05-06, 7-05-07, 7-06-01, 7-06-02, 7-06-03, 7-06-04, 7-06-05, 7-06-07, 7-07-02, 7-07-03, 7-07-05, 7-07-06, 7-07-07, 7-07-08, 7-07-12, 7-08-01, 7-08-03, and 7-08-05, subsection 2 of section 10-04-05, subsection 2 of section 12.1-06.1-01, subsection 1 of 13-03.1-01, subsection 1 of 13-03.1-11, sections 13-04.1-01, 13-04.1-03, 13-04.1-05, 13-04.1-06, 13-04.1-08, 13-04.1-10, 13-04.1-11, 13-04.1-13, 13-05-01, 13-05-03, 13-05-05, and 13-05-06, subsection 1 of section 13-05-06.1, sections 13-05-08, 13-05-08.1, and 23-21.1-03, subsection 2 of section 51-17-02, subsection 1 of section 54-06-04, subsection 16 of section 54-11-01, and section 54-11-07 of the North Dakota Century Code, relating to the name of the department of banking and financial institutions.

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

**MOTION**

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

**MOTION**

**REP. MONSON MOVED** that the House be on the Fifth, Ninth, Twelfth, and Thirteenth orders of business and at the conclusion of those orders, the House stand adjourned until 1:00 p.m., Friday, January 19, 2001, which motion prevailed.

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

**MARK L. JOHNSON, Chief Clerk**