

JOURNAL OF THE HOUSE

Fifty-eighth Legislative Assembly

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Bismarck, February 19, 2003

The House convened at 8:00 a.m., with Speaker Wentz presiding.

The prayer was offered by Rev. Gordon Stork, Century Baptist Church, Bismarck.

The roll was called and all members were present except Representatives DeKrey and Iverson.

A quorum was declared by the Speaker.

SIXTH ORDER OF BUSINESS

REP. BERG MOVED that the amendments on the Sixth order of business to HB 1002, HB 1008, HB 1014, HB 1016, HB 1018, HB 1019, HB 1022, HB 1047, HB 1072, HB 1086, HB 1245, HB 1282, HB 1397 and HB 1439 be adopted, which motion prevailed.

HB 1002, HB 1008, HB 1014, HB 1016, HB 1018, HB 1019, HB 1022, HB 1047, HB 1072, HB 1086, HB 1245, HB 1282, HB 1397 and HB 1439, as amended, were placed on the Eleventh order of business on the calendar.

SIXTH ORDER OF BUSINESS

HB 1003: REP. BERG (Appropriations Committee) MOVED that the amendments be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed.

REQUEST

REP. BOUCHER REQUESTED a recorded roll call vote on the motion to adopt the proposed amendments to HB 1003, which request was granted.

ROLL CALL

The question being on the motion to adopt the amendments to HB 1003, the roll was called and there were 63 YEAS, 30 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Bellew; Belter; Berg; Bernstein; Boehning; Brusegaard; Carlisle; Carlson; Clark; Delzer; Devlin; Dosch; Drovdal; Froseth; Galvin; Grande; Grosz; Haas; Hawken; Headland; Herbel; Iverson; Johnson, D.; Johnson, N.; Kasper; Keiser; Kelsch, R.; Kempenich; Kingsbury; Klein, F.; Klein, M.; Koppelman; Kreidt; Kretschmar; Maragos; Martinson; Monson; Nelson; Nicholas; Norland; Nottestad; Pietsch; Pollert; Porter; Price; Rennerfeldt; Ruby; Severson; Sitte; Skarphol; Svedjan; Thoreson; Tieman; Timm; Uglem; Wald; Warnke; Weiler; Weisz; Wieland; Wikenheiser; Wrangham; Speaker Wentz

NAYS: Aarsvold; Amerman; Boe; Boucher; Delmore; Eckre; Ekstrom; Froelich; Glassheim; Guleson; Hanson; Hunsakor; Kelsh, S.; Kerzman; Klemin; Kroeber; Meier; Metcalf; Mueller; Niemeier; Onstad; Potter; Sandvig; Schmidt; Solberg; Thorpe; Warner; Williams; Winrich; Zaiser

ABSENT AND NOT VOTING: DeKrey

The motion to adopt the amendments to HB 1003 passed.

MOTION

REP. BERG MOVED that HB 1003, as amended, be placed on the Eleventh order for which motion prevailed.

SIXTH ORDER OF BUSINESS

HB 1007: REP. BERG (Appropriations Committee) MOVED that the amendments be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed.

REQUEST

REP. BOUCHER REQUESTED a recorded roll call vote on the motion to adopt the proposed amendments to HB 1007, which request was granted.

ROLL CALL

The question being on the motion to adopt the amendments to HB 1007, the roll was called and there were 63 YEAS, 30 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Bellew; Belter; Berg; Bernstein; Boehning; Brusegaard; Carlisle; Carlson; Clark; Delzer; Devlin; Dosch; Drovdal; Froseth; Galvin; Grande; Grosz; Haas; Hawken; Headland; Herbel; Iverson; Johnson, D.; Johnson, N.; Kasper; Keiser; Kelsch, R.; Kempenich; Kingsbury; Klein, F.; Klein, M.; Koppelman; Kreidt; Kretschmar; Maragos; Martinson; Monson; Nelson; Nicholas; Norland; Nottestad; Pietsch; Pollert; Porter; Price; Rennerfeldt; Ruby; Severson; Sitte; Skarphol; Svedjan; Thoreson; Tieman; Timm; Uglem; Wald; Warnke; Weiler; Weisz; Wieland; Wikenheiser; Wrangham; Speaker Wentz

NAYS: Aarsvold; Amerman; Boe; Boucher; Delmore; Eckre; Ekstrom; Froelich; Glassheim; Guleson; Hanson; Hunskor; Kelsh, S.; Kerzman; Klemin; Kroeber; Meier; Metcalf; Mueller; Niemeier; Onstad; Potter; Sandvig; Schmidt; Solberg; Thorpe; Warner; Williams; Winrich; Zaiser

ABSENT AND NOT VOTING: DeKrey

The motion to adopt the amendments to HB 1007 passed.

MOTION

REP. BERG MOVED that HB 1007, as amended, be placed on the Eleventh order for which motion prevailed.

SIXTH ORDER OF BUSINESS

HB 1009: REP. BERG (Appropriations Committee) MOVED that the amendments be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed.

REQUEST

REP. BOUCHER REQUESTED a recorded roll call vote on the motion to adopt the proposed amendments to HB 1009, which request was granted.

ROLL CALL

The question being on the motion to adopt the amendments to HB 1009, the roll was called and there were 63 YEAS, 30 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Bellew; Belter; Berg; Bernstein; Boehning; Brusegaard; Carlisle; Carlson; Clark; Delzer; Devlin; Dosch; Drovdal; Froseth; Galvin; Grande; Grosz; Haas; Hawken; Headland; Herbel; Iverson; Johnson, D.; Johnson, N.; Kasper; Keiser; Kelsch, R.; Kempenich; Kingsbury; Klein, F.; Klein, M.; Koppelman; Kreidt; Kretschmar; Maragos; Martinson; Monson; Nelson; Nicholas; Norland; Nottestad; Pietsch; Pollert; Porter; Price; Rennerfeldt; Ruby; Severson; Sitte; Skarphol; Svedjan; Thoreson; Tieman; Timm; Uglem; Wald; Warnke; Weiler; Weisz; Wieland; Wikenheiser; Wrangham; Speaker Wentz

NAYS: Aarsvold; Amerman; Boe; Boucher; Delmore; Eckre; Ekstrom; Froelich; Glassheim; Guleson; Hanson; Hunskor; Kelsh, S.; Kerzman; Klemin; Kroeber; Meier; Metcalf; Mueller; Niemeier; Onstad; Potter; Sandvig; Schmidt; Solberg; Thorpe; Warner; Williams; Winrich; Zaiser

ABSENT AND NOT VOTING: DeKrey

The motion to adopt the amendments to HB 1009 passed.

MOTION

REP. BERG MOVED that HB 1009, as amended, be placed on the Eleventh order for which motion prevailed.

SECOND READING OF HOUSE BILL

HB 1207: A BILL for an Act to create and enact chapter 11-36, a new subsection to section 57-15-06.7, a new subsection to section 57-15-10, a new subsection to section 57-15-20.2, and two new sections to chapter 57-15 of the North Dakota Century Code, relating to local port authorities.

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 88 YEAS, 5 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Amerman; Bellew; Belter; Berg; Bernstein; Boe; Boehning; Boucher; Carlisle; Carlson; Clark; Delmore; Delzer; Devlin; Dosch; Drovdal; Eckre; Ekstrom; Froelich; Froseth; Galvin; Grande; Grosz; Gulleon; Haas; Hanson; Hawken; Headland; Herbel; Hunskor; Iverson; Johnson, D.; Johnson, N.; Kasper; Kelsch, R.; Kelsh, S.; Kempenich; Kingsbury; Klein, F.; Klein, M.; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Maragos; Martinson; Meier; Metcalf; Monson; Mueller; Nelson; Nicholas; Niemeier; Norland; Nottestad; Onstad; Pietsch; Pollert; Porter; Potter; Price; Rennerfeldt; Ruby; Sandvig; Schmidt; Severson; Skarphol; Solberg; Svedjan; Thoreson; Thorpe; Tieman; Timm; Uglem; Wald; Warner; Warnke; Weiler; Weisz; Wieland; Wikenheiser; Williams; Winrich; Wrangham; Zaiser; Speaker Wentz

NAYS: Brusegaard; Glassheim; Keiser; Kerzman; Sitte

ABSENT AND NOT VOTING: DeKrey

Engrossed HB 1207 passed and the title was agreed to.

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

HCR 3041: A concurrent resolution urging the President of the United States, Secretary of the Army, and the United States Army Corps of Engineers to improve, rehabilitate, and repair visitor facilities, event sites, and other areas within their jurisdiction in North Dakota expected to experience significant increases in visitation as a result of the bicentennial commemoration of the Lewis and Clark Expedition.

HCR 3051: A concurrent resolution directing the Legislative Council to study economic development efforts associated with and including establishment of a Red River Valley business and technology development zone and methods through which programs receiving funding from the United States Department of Agriculture rural economic area partnership, empowerment zone, enterprise community, and champion community programs can be enhanced.

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

HCR 3041 and HCR 3051 were declared adopted.

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

HCR 3045: A concurrent resolution directing the Legislative Council to study the feasibility and desirability of implementing beverage container deposit legislation and other legislation to encourage recycling.

HCR 3046: A concurrent resolution urging the Department of Transportation to extend the Highway 281 bypass around Jamestown.

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

HCR 3045 and HCR 3046 were declared lost.

MOTION

REP. BERG MOVED that HB 1397 be placed at the top of the calendar, which motion prevailed.

SECOND READING OF HOUSE BILL

HB 1397: A BILL for an Act to create and enact a new section to chapter 15.1-35 of the North Dakota Century Code, relating to contracts for the preparation and provision of meals.

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 52 YEAS, 41 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Amerman; Berg; Clark; Delmore; Dosch; Eckre; Ekstrom; Froelich; Froseth; Galvin; Grosz; Gulleson; Haas; Hanson; Hawken; Herbel; Hunskor; Johnson, D.; Johnson, N.; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein, M.; Kreidt; Kroeber; Maragos; Meier; Metcalf; Mueller; Nelson; Nicholas; Niemeier; Norland; Nottestad; Onstad; Porter; Potter; Price; Schmidt; Sitte; Solberg; Thorpe; Warner; Weisz; Wikenheiser; Williams; Winrich; Zaiser; Speaker Wentz

NAYS: Bellew; Belter; Bernstein; Boe; Boehning; Boucher; Brusegaard; Carlisle; Carlson; Delzer; Devlin; Drovda; Glassheim; Grande; Headland; Iverson; Kasper; Keiser; Klein, F.; Klemm; Koppelman; Kretschmar; Martinson; Monson; Pietsch; Pollert; Rennerfeldt; Ruby; Sandvig; Severson; Skarphol; Svedjan; Thoreson; Tieman; Timm; Uglem; Wald; Warnke; Weiler; Wieland; Wrangham

ABSENT AND NOT VOTING: DeKrey

Engrossed HB 1397 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1241: A BILL for an Act to create and enact a new section to chapter 15-10 and a new section to chapter 15.1-35 of the North Dakota Century Code, relating to contracts for the preparation and provision of meals.

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 21 YEAS, 70 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Belter; Berg; Bernstein; Carlson; Delzer; Dosch; Eckre; Glassheim; Grande; Iverson; Kasper; Keiser; Klemm; Maragos; Martinson; Severson; Sitte; Skarphol; Thoreson; Weiler; Wrangham

NAYS: Aarsvold; Amerman; Bellew; Boe; Boehning; Boucher; Brusegaard; Carlisle; Clark; Delmore; Devlin; Drovda; Ekstrom; Froelich; Froseth; Galvin; Grosz; Gulleson; Haas; Hanson; Hawken; Headland; Herbel; Hunskor; Johnson, D.; Johnson, N.; Kelsch, R.; Kempenich; Kerzman; Kingsbury; Klein, F.; Klein, M.; Koppelman; Kreidt; Kretschmar; Kroeber; Meier; Metcalf; Monson; Mueller; Nelson; Nicholas; Niemeier; Nottestad; Onstad; Pietsch; Pollert; Porter; Potter; Price; Rennerfeldt; Ruby; Sandvig; Schmidt; Solberg; Svedjan; Thorpe; Tieman; Timm; Uglem; Wald; Warner; Warnke; Weisz; Wieland; Wikenheiser; Williams; Winrich; Zaiser; Speaker Wentz

ABSENT AND NOT VOTING: DeKrey; Kelsh, S.; Norland

Engrossed HB 1241 lost.

MOTION

REP. BERG MOVED that HB 1362 be moved to the bottom of the calendar, which motion prevailed.

SECOND READING OF HOUSE BILL

HB 1434: A BILL for an Act to regulate the sale and delivery of tobacco products by certain methods; and to provide a penalty.

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

YEAS: Aarsvold; Amerman; Bellew; Belter; Berg; Boe; Boehning; Boucher; Brusegaard; Carlisle; Carlson; Clark; Delmore; Delzer; Devlin; Dosch; Drovda; Eckre; Ekstrom; Froelich; Froseth; Galvin; Glassheim; Grande; Grosz; Gulleson; Haas; Hanson; Hawken; Headland; Herbel; Hunskor; Iverson; Johnson, D.; Kasper; Keiser; Kelsch, R.;

Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein, F.; Klein, M.; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Maragos; Martinson; Meier; Metcalf; Monson; Mueller; Nelson; Nicholas; Niemeier; Norland; Nottestad; Onstad; Pietsch; Pollert; Porter; Potter; Price; Rennerfeldt; Ruby; Sandvig; Schmidt; Severson; Sitte; Skarphol; Svedjan; Thoreson; Thorpe; Tieman; Timm; Uglem; Wald; Warner; Warnke; Weiler; Weisz; Wieland; Wikenheiser; Williams; Wrangham; Zaiser; Speaker Wentz

NAYS: Johnson, N.; Winrich

ABSENT AND NOT VOTING: Bernstein; DeKrey; Solberg

Engrossed HB 1434 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1198: A BILL for an Act to amend and reenact sections 15.1-27-05, 57-02-27.2, and 57-13-04 of the North Dakota Century Code, relating to determination of net assessed and equalized valuation of agricultural property for purposes of the school district equalization factor and authority of the board of county commissioners to determine average agricultural property values per acre for the county; 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 39 YEAS, 53 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Belter; Boe; Boucher; Brusegaard; Devlin; Drovdal; Froelich; Froseth; Galvin; Herbel; Hunskor; Johnson, D.; Kempenich; Kerzman; Kingsbury; Klein, M.; Klemin; Koppelman; Kreidt; Maragos; Meier; Monson; Mueller; Nelson; Nicholas; Nottestad; Onstad; Pietsch; Price; Sandvig; Schmidt; Severson; Solberg; Tieman; Uglem; Warner; Weisz; Wieland; Speaker Wentz

NAYS: Aarsvold; Amerman; Bellew; Berg; Bernstein; Boehning; Carlisle; Carlson; Clark; Delmore; Delzer; Dosch; Eckre; Ekstrom; Glassheim; Grande; Grosz; Gulleson; Haas; Hanson; Hawken; Headland; Iverson; Johnson, N.; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Klein, F.; Kretschmar; Kroeber; Martinson; Metcalf; Niemeier; Norland; Pollert; Porter; Potter; Rennerfeldt; Ruby; Sitte; Skarphol; Svedjan; Thoreson; Thorpe; Timm; Wald; Weiler; Wikenheiser; Williams; Winrich; Wrangham; Zaiser

ABSENT AND NOT VOTING: DeKrey; Warnke

Engrossed HB 1198 lost.

SECOND READING OF HOUSE BILL

HB 1271: 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 housing of female inmates.

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 88 YEAS, 0 NAYS, 0 EXCUSED, 6 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Amerman; Bellew; Belter; Berg; Bernstein; Boe; Boehning; Boucher; Brusegaard; Carlisle; Carlson; Clark; Delmore; Delzer; Devlin; Dosch; Eckre; Ekstrom; Froelich; Froseth; Galvin; Grande; Grosz; Gulleson; Haas; Hanson; Hawken; Headland; Herbel; Hunskor; Johnson, D.; Johnson, N.; Kasper; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein, F.; Klein, M.; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Maragos; Martinson; Meier; Metcalf; Monson; Mueller; Nelson; Nicholas; Niemeier; Norland; Nottestad; Onstad; Pietsch; Pollert; Porter; Potter; Price; Rennerfeldt; Ruby; Sandvig; Schmidt; Severson; Sitte; Skarphol; Solberg; Svedjan; Thoreson; Thorpe; Tieman; Timm; Uglem; Wald; Warner; Warnke; Weiler; Weisz; Wieland; Wikenheiser; Williams; Wrangham; Zaiser; Speaker Wentz

ABSENT AND NOT VOTING: DeKrey; Drovdal; Glassheim; Iverson; Keiser; Winrich

Engrossed HB 1271 passed and the title was agreed to.

MOTION

REP. HAWKEN MOVED that the House reconsider its action whereby HB 1219 passed, which motion lost on a verification vote.

SECOND READING OF HOUSE BILL

HB 1358: A BILL for an Act to amend and reenact subsection 1 of section 20.1-03-07 and sections 20.1-03-07.1, 20.1-03-12, and 20.1-03-12.1 of the North Dakota Century Code, relating to nonresident hunting and fishing licenses and fees; to provide an appropriation; to provide a statement of legislative intent with respect to a short-term lease program; 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 84 YEAS, 8 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Bellew; Belter; Berg; Bernstein; Boe; Boehning; Boucher; Brusegaard; Carlisle; Carlson; Clark; Delmore; Devlin; Dosch; Drovda; Eckre; Ekstrom; Froseth; Galvin; Glassheim; Grande; Grosz; Haas; Hanson; Hawken; Headland; Herbel; Hunsford; Iverson; Johnson, D.; Johnson, N.; Kasper; Keiser; Kelsch, R.; Kelsch, S.; Kempenich; Kingsbury; Klein, F.; Klein, M.; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Maragos; Meier; Metcalf; Monson; Mueller; Nelson; Nicholas; Norland; Nottestad; Onstad; Pietsch; Pollert; Porter; Potter; Price; Ruby; Sandvig; Schmidt; Severson; Sitte; Solberg; Svedjan; Thoreson; Thorpe; Tieman; Timm; Uglem; Wald; Warner; Warnke; Weiler; Weisz; Wieland; Wikenheiser; Williams; Winrich; Wrangham; Zaiser; Speaker Wentz

NAYS: Amerman; Delzer; Froelich; Gulleson; Kerzman; Martinson; Niemeier; Skarphol

ABSENT AND NOT VOTING: DeKrey; Rennerfeldt

Engrossed HB 1358 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1359: A BILL for an Act to create and enact a new section to chapter 39-22 of the North Dakota Century Code, relating to collector motor vehicle auctions; and to amend and reenact section 39-22-21 of the North Dakota Century Code, relating to the sale of consignment vehicles.

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

YEAS: Aarsvold; Amerman; Bellew; Bernstein; Boe; Boehning; Boucher; Brusegaard; Carlisle; Carlson; Clark; Delmore; Devlin; Dosch; Drovda; Eckre; Ekstrom; Froelich; Froseth; Galvin; Glassheim; Grande; Grosz; Gulleson; Haas; Hanson; Hawken; Headland; Herbel; Hunsford; Iverson; Johnson, D.; Johnson, N.; Kasper; Keiser; Kelsch, R.; Kelsch, S.; Kempenich; Kerzman; Kingsbury; Klein, M.; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Maragos; Martinson; Meier; Metcalf; Monson; Mueller; Nelson; Nicholas; Norland; Nottestad; Onstad; Pietsch; Pollert; Porter; Potter; Price; Ruby; Sandvig; Schmidt; Severson; Sitte; Solberg; Svedjan; Thoreson; Thorpe; Tieman; Timm; Uglem; Wald; Warnke; Weiler; Weisz; Wieland; Wikenheiser; Williams; Winrich; Zaiser; Speaker Wentz

NAYS: Belter; Skarphol; Wrangham

ABSENT AND NOT VOTING: Berg; DeKrey; Delzer; Klein, F.; Niemeier; Rennerfeldt; Warner

Engrossed HB 1359 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1454: A BILL for an Act to create and enact three new sections to chapter 49-03 of the North Dakota Century Code, relating to the establishment of electric service areas; and to amend and reenact sections 49-03-01, 49-03-01.1, 49-03-01.3, and 49-03-01.5 of the North Dakota Century Code, relating to certificates of public convenience and necessity to be secured by an electric public utility, limitation on electric transmission and distribution lines, extensions, and service by electric public utilities, exclusions from such limitations, and definitions.

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 32 YEAS, 59 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Bellew; Berg; Bernstein; Brusegaard; Carlisle; Carlson; Clark; Dosch; Drovdal; Froseth; Grande; Grosz; Haas; Hawken; Iverson; Johnson, N.; Kasper; Keiser; Kelsch, R.; Klein, M.; Klemm; Martinson; Meier; Porter; Price; Ruby; Sitte; Thoreson; Timm; Wald; Warnke; Weiler

NAYS: Aarsvold; Amerman; Belter; Boe; Boehning; Boucher; Delmore; Delzer; Devlin; Eckre; Ekstrom; Froelich; Galvin; Glassheim; Gulleson; Hanson; Headland; Herbel; Hunsakor; Johnson, D.; Kelsch, S.; Kempenich; Kerzman; Kingsbury; Klein, F.; Koppelman; Kreidt; Kretschmar; Kroeber; Maragos; Metcalf; Monson; Mueller; Nelson; Nicholas; Niemeier; Nottestad; Onstad; Pietsch; Pollert; Potter; Sandvig; Schmidt; Severson; Skarphol; Solberg; Svedjan; Thorpe; Tieman; Uglem; Warner; Weisz; Wieland; Wikenheiser; Williams; Winrich; Wrangham; Zaiser; Speaker Wentz

ABSENT AND NOT VOTING: DeKrey; Norland; Rennerfeldt

Engrossed HB 1454 lost.

SECOND READING OF HOUSE BILL

HB 1500: A BILL for an Act to amend and reenact sections 43-05-03, 43-05-10, 43-05-14, 43-05-15, and 43-05-16.8 of the North Dakota Century Code, relating to the membership of the board of podiatric medicine and licensure fees; to provide an effective date; and to declare an emergency.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 59 YEAS, 29 NAYS, 0 EXCUSED, 6 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Amerman; Berg; Boe; Boehning; Boucher; Carlisle; Clark; Delmore; Eckre; Ekstrom; Froseth; Galvin; Glassheim; Hanson; Herbel; Hunsakor; Iverson; Johnson, D.; Johnson, N.; Kasper; Keiser; Kelsch, R.; Kempenich; Kingsbury; Klein, M.; Klemm; Kreidt; Kretschmar; Kroeber; Maragos; Metcalf; Monson; Mueller; Nelson; Nicholas; Niemeier; Nottestad; Onstad; Pietsch; Potter; Price; Ruby; Schmidt; Severson; Solberg; Svedjan; Thoreson; Thorpe; Tieman; Uglem; Wald; Warner; Weiler; Weisz; Wikenheiser; Williams; Winrich; Speaker Wentz

NAYS: Belter; Brusegaard; Carlson; Delzer; Devlin; Dosch; Drovdal; Froelich; Grande; Grosz; Gulleson; Haas; Hawken; Headland; Kelsch, S.; Kerzman; Klein, F.; Koppelman; Martinson; Meier; Pollert; Porter; Sandvig; Sitte; Skarphol; Timm; Warnke; Wieland; Wrangham

ABSENT AND NOT VOTING: Bellew; Bernstein; DeKrey; Norland; Rennerfeldt; Zaiser

Engrossed HB 1500 passed, the title was agreed to, but the emergency clause lost.

MOTION

REP. MONSON MOVED that the House stand in recess until 1:00 p.m., which motion prevailed.

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

SIXTH ORDER OF BUSINESS

REP. BERG MOVED that the amendments on the Sixth order of business to HB 1006, HB 1013, HB 1015, HB 1023, HB 1350, HB 1385, HB 1389, HB 1403, HB 1431 and HB 1497 be adopted, which motion prevailed.

HB 1006, HB 1013, HB 1015, HB 1023, HB 1350, HB 1385, HB 1389, HB 1403, HB 1431 and HB 1497, as amended, were placed on the Eleventh order of business on the calendar.

SECOND READING OF HOUSE BILL

HB 1003: A BILL for an Act to provide an appropriation for defraying the expenses of the North Dakota university system; to authorize the state board of higher education to issue and sell bonds for capital projects; to authorize the industrial commission to issue and sell bonds for capital projects; to provide statements of legislative intent; to provide for a general fund transfer; to amend and reenact sections 15-10-08, 15-10-12, 54-44.1-04, 54-44.1-06, and 54-44.1-11 of the North Dakota Century Code, relating to compensation of state board of higher education members, higher education institutions' special revenue funds, budget requests and block grant appropriations, and unexpended appropriations; 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 80 YEAS, 11 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Amerman; Bellew; Belter; Berg; Bernstein; Boe; Boehning; Boucher; Brusegaard; Carlisle; Carlson; Clark; Delmore; Devlin; Dosch; Drovdal; Eckre; Ekstrom; Froelich; Froseth; Galvin; Grosz; Hanson; Hawken; Headland; Herbel; Hunsakor; Iverson; Johnson, D.; Johnson, N.; Kasper; Kelsch, R.; Kelsh, S.; Kempenich; Kingsbury; Klein, F.; Klein, M.; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Maragos; Martinson; Meier; Metcalf; Monson; Mueller; Nelson; Niemeier; Norland; Onstad; Pietsch; Pollert; Porter; Potter; Price; Rennerfeldt; Ruby; Sandvig; Schmidt; Severson; Sitte; Solberg; Svedjan; Thoreson; Tieman; Timm; Uglem; Wald; Warner; Warnke; Weiler; Weisz; Wieland; Wikenheiser; Wrangham; Zaiser; Speaker Wentz

NAYS: Delzer; Grande; Gulleson; Haas; Keiser; Kerzman; Nottestad; Skarphol; Thorpe; Williams; Winrich

ABSENT AND NOT VOTING: DeKrey; Glassheim; Nicholas

Engrossed HB 1003 passed, the title was agreed to, and the emergency clause was declared carried.

SECOND READING OF HOUSE BILL

HB 1021: A BILL for an Act to provide an appropriation for defraying the expenses of the extension service, northern crops institute, upper great plains transportation institute, main research center, branch research centers, and agronomy seed farm.

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 93 YEAS, 0 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Amerman; Bellew; Belter; Berg; Bernstein; Boe; Boehning; Boucher; Brusegaard; Carlisle; Carlson; Clark; Delmore; Delzer; Devlin; Dosch; Drovdal; Eckre; Ekstrom; Froelich; Froseth; Galvin; Glassheim; Grande; Grosz; Gulleson; Haas; Hanson; Hawken; Headland; Herbel; Hunsakor; Iverson; Johnson, D.; Johnson, N.; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein, F.; Klein, M.; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Maragos; Martinson; Meier; Metcalf; Monson; Mueller; Nelson; Nicholas; Niemeier; Norland; Nottestad; Onstad; Pietsch; Pollert; Porter; Potter; Price; Rennerfeldt; Ruby; Sandvig; Schmidt; Severson; Sitte; Skarphol; Solberg; Svedjan; Thoreson; Thorpe; Tieman; Timm; Uglem; Wald; Warner; Warnke; Weiler; Weisz; Wieland; Wikenheiser; Williams; Winrich; Wrangham; Zaiser; Speaker Wentz

ABSENT AND NOT VOTING: DeKrey

HB 1021 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1430: A BILL for an Act to establish a drug utilization review program and drug prior authorization program within the department of human services; 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 78 YEAS, 15 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Bellew; Belter; Berg; Bernstein; Boe; Boehning; Boucher; Brusegaard; Carlisle; Carlson; Clark; Delmore; Delzer; Devlin; Dosch; Drovdal; Eckre; Froseth; Glassheim; Grande; Grosz; Haas; Hanson; Hawken; Headland; Herbel; Iverson; Johnson, D.; Johnson, N.; Kasper; Keiser; Kelsch, R.; Kempenich; Kingsbury; Klein, F.; Klein, M.; Klemin; Koppelman; Kreidt; Kretschmar; Maragos; Martinson; Meier; Monson; Nelson; Nicholas; Niemeier; Norland; Nottestad; Pietsch; Pollert; Porter; Potter; Price; Rennerfeldt; Ruby; Sandvig; Schmidt; Severson; Sitte; Skarphol; Svedjan; Thoreson; Tieman; Timm; Uglem; Wald; Warner; Warnke; Weiler; Weisz; Wieland; Wikenheiser; Winrich; Wrangham; Zaiser; Speaker Wentz

NAYS: Amerman; Ekstrom; Froelich; Galvin; Gulleeson; Hunsakor; Kelsh, S.; Kerzman; Kroeber; Metcalf; Mueller; Onstad; Solberg; Thorpe; Williams

ABSENT AND NOT VOTING: DeKrey

Engrossed HB 1430 passed, the title was agreed to, and the emergency clause was declared carried.

SECOND READING OF HOUSE BILL

HB 1435: A BILL for an Act to provide a renewable energy production incentive program; 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 81 YEAS, 12 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Amerman; Berg; Bernstein; Boe; Boehning; Boucher; Brusegaard; Carlisle; Clark; Delmore; Devlin; Dosch; Drovdal; Eckre; Ekstrom; Froelich; Froseth; Galvin; Glassheim; Gulleeson; Haas; Hanson; Hawken; Headland; Herbel; Hunsakor; Johnson, D.; Johnson, N.; Kasper; Kelsch, R.; Kelsh, S.; Kerzman; Kingsbury; Klein, F.; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Maragos; Martinson; Meier; Metcalf; Monson; Mueller; Nelson; Nicholas; Niemeier; Norland; Nottestad; Onstad; Pietsch; Pollert; Porter; Potter; Price; Rennerfeldt; Ruby; Sandvig; Schmidt; Severson; Sitte; Solberg; Svedjan; Thoreson; Thorpe; Tieman; Timm; Uglem; Warner; Warnke; Weiler; Weisz; Wieland; Wikenheiser; Williams; Winrich; Wrangham; Zaiser; Speaker Wentz

NAYS: Bellew; Belter; Carlson; Delzer; Grande; Grosz; Iverson; Keiser; Kempenich; Klein, M.; Skarphol; Wald

ABSENT AND NOT VOTING: DeKrey

Engrossed HB 1435 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1402: A BILL for an Act to amend and reenact section 14-09-06.1 of the North Dakota Century Code, relating to the awarding of the custody of a child.

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 3 YEAS, 89 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Bellew; Galvin; Maragos

NAYS: Aarsvold; Amerman; Belter; Berg; Bernstein; Boe; Boehning; Boucher; Carlisle; Carlson; Clark; Delmore; Delzer; Devlin; Dosch; Drovdal; Eckre; Ekstrom; Froelich; Froseth; Glassheim; Grande; Grosz; Gulleston; Haas; Hanson; Hawken; Headland; Herbel; Hunsakor; Iverson; Johnson, D.; Johnson, N.; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein, F.; Klein, M.; Klemm; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier; Metcalf; Monson; Mueller; Nelson; Nicholas; Niemeier; Norland; Nottestad; Onstad; Pietsch; Pollert; Porter; Potter; Price; Rennerfeldt; Ruby; Sandvig; Schmidt; Severson; Sitte; Skarphol; Solberg; Svedjan; Thoreson; Thorpe; Tieman; Timm; Uglem; Wald; Warner; Warnke; Weiler; Weisz; Wieland; Wikenheiser; Williams; Winrich; Wrangham; Zaiser; Speaker Wentz

ABSENT AND NOT VOTING: Brusegaard; DeKrey

Engrossed HB 1402 lost.

SECOND READING OF HOUSE BILL

HB 1456: A BILL for an Act to provide for fees on shuttle trains for reimbursement to grain warehouses; and to provide a continuing appropriation.

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 3 YEAS, 89 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Schmidt; Solberg; Weisz

NAYS: Aarsvold; Amerman; Bellew; Belter; Berg; Bernstein; Boe; Boehning; Boucher; Carlisle; Carlson; Clark; Delmore; Delzer; Devlin; Dosch; Drovdal; Eckre; Ekstrom; Froelich; Froseth; Galvin; Glassheim; Grande; Grosz; Gulleston; Haas; Hanson; Hawken; Headland; Herbel; Hunsakor; Iverson; Johnson, D.; Johnson, N.; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein, F.; Klein, M.; Klemm; Koppelman; Kreidt; Kretschmar; Kroeber; Maragos; Martinson; Meier; Metcalf; Monson; Mueller; Nelson; Nicholas; Niemeier; Norland; Nottestad; Onstad; Pietsch; Pollert; Porter; Potter; Price; Rennerfeldt; Ruby; Sandvig; Severson; Sitte; Skarphol; Svedjan; Thoreson; Thorpe; Tieman; Timm; Uglem; Wald; Warner; Warnke; Weiler; Wieland; Wikenheiser; Williams; Winrich; Wrangham; Zaiser; Speaker Wentz

ABSENT AND NOT VOTING: Brusegaard; DeKrey

Engrossed HB 1456 lost.

SECOND READING OF HOUSE BILL

HB 1486: A BILL for an Act to amend and reenact section 4-28-07 of the North Dakota Century Code, relating to uses for the wheat tax levy.

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 59 YEAS, 33 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Bellew; Belter; Berg; Bernstein; Boe; Boehning; Boucher; Carlisle; Carlson; Clark; Delmore; Devlin; Dosch; Drovdal; Froelich; Galvin; Grande; Grosz; Hawken; Headland; Herbel; Iverson; Johnson, D.; Johnson, N.; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Klein, M.; Klemm; Koppelman; Kreidt; Maragos; Martinson; Monson; Nelson; Nicholas; Norland; Nottestad; Pollert; Porter; Price; Rennerfeldt; Ruby; Severson; Skarphol; Svedjan; Thoreson; Thorpe; Tieman; Timm; Uglem; Wald; Warnke; Weiler; Wieland; Wikenheiser; Zaiser; Speaker Wentz

NAYS: Aarsvold; Amerman; Brusegaard; Delzer; Eckre; Ekstrom; Froseth; Glassheim; Gulleston; Haas; Hanson; Hunsakor; Kasper; Kerzman; Kingsbury; Klein, F.; Kretschmar; Kroeber; Meier; Metcalf; Mueller; Niemeier; Onstad; Pietsch; Potter; Sandvig; Schmidt; Sitte; Warner; Weisz; Williams; Winrich; Wrangham

ABSENT AND NOT VOTING: DeKrey; Solberg

Engrossed HB 1486 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1493: A BILL for an Act to create and enact a new section to chapter 19-10 of the North Dakota Century Code, relating to the sale of gasoline blended with ethanol; 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 NOT PASS, the roll was called and there were 39 YEAS, 52 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Amerman; Boe; Boucher; Delmore; Devlin; Eckre; Ekstrom; Glassheim; Gulleeson; Hanson; Headland; Herbel; Hunsakor; Johnson, D.; Kelsh, S.; Kerzman; Kingsbury; Kroeber; Metcalf; Monson; Mueller; Nelson; Nicholas; Niemeier; Onstad; Potter; Price; Sandvig; Schmidt; Solberg; Thorpe; Uglem; Warner; Weisz; Williams; Winrich; Zaiser; Speaker Wentz

NAYS: Bellew; Belter; Berg; Bernstein; Boehning; Brusegaard; Carlisle; Carlson; Clark; Delzer; Dosch; Froelich; Froseth; Galvin; Grande; Grosz; Haas; Hawken; Iverson; Johnson, N.; Kasper; Kelsch, R.; Kempenich; Klein, F.; Klein, M.; Klemin; Koppelman; Kreidt; Kretschmar; Maragos; Martinson; Meier; Norland; Nottestad; Pietsch; Pollert; Porter; Rennerfeldt; Ruby; Severson; Sitte; Skarphol; Svedjan; Thoreson; Tieman; Timm; Wald; Warnke; Weiler; Wieland; Wikenheiser; Wrangham

ABSENT AND NOT VOTING: DeKrey; Drovdal; Keiser

Engrossed HB 1493 lost.

MOTION

REP. BERG MOVED that HB 1017 and HB 1231 be moved to the top of the calendar, which motion prevailed.

SECOND READING OF HOUSE BILL

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

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 69 YEAS, 23 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Bellew; Belter; Berg; Bernstein; Boehning; Brusegaard; Carlisle; Carlson; Clark; Delmore; Delzer; Devlin; Dosch; Drovdal; Eckre; Froseth; Galvin; Grande; Grosz; Haas; Hawken; Headland; Herbel; Hunsakor; Iverson; Johnson, D.; Johnson, N.; Kasper; Keiser; Kelsch, R.; Kempenich; Kingsbury; Klein, F.; Klein, M.; Klemin; Koppelman; Kreidt; Kretschmar; Maragos; Martinson; Meier; Monson; Nelson; Norland; Nottestad; Pietsch; Pollert; Porter; Price; Rennerfeldt; Ruby; Severson; Sitte; Skarphol; Svedjan; Thoreson; Tieman; Timm; Uglem; Wald; Warnke; Weiler; Weisz; Wieland; Wikenheiser; Williams; Wrangham; Speaker Wentz

NAYS: Aarsvold; Amerman; Boe; Boucher; Ekstrom; Froelich; Glassheim; Gulleeson; Hanson; Kelsh, S.; Kerzman; Kroeber; Metcalf; Mueller; Niemeier; Onstad; Sandvig; Schmidt; Solberg; Thorpe; Warner; Winrich; Zaiser

ABSENT AND NOT VOTING: DeKrey; Nicholas

HB 1017 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1231: A BILL for an Act to create and enact sections 26.1-02.1-02.1, 26.1-02.1-06, 26.1-02.1-07, 26.1-02.1-08, 26.1-02.1-09, 26.1-02.1-10, and 26.1-02.1-11 of the North Dakota Century Code, relating to insurance fraud; to amend and reenact sections 26.1-02.1-01, 26.1-02.1-04, and 26.1-02.1-05 of the North Dakota Century Code,

relating to insurance fraud; to repeal sections 26.1-02.1-02 and 26.1-02.1-03 of the North Dakota Century Code, relating to insurance fraud; and to provide a penalty.

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 80 YEAS, 12 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Amerman; Bellew; Belter; Berg; Bernstein; Boehning; Boucher; Brusegaard; Carlisle; Carlson; Clark; Delmore; Delzer; Devlin; Dosch; Drovdal; Eckre; Ekstrom; Froseth; Galvin; Glassheim; Grande; Grosz; Haas; Hanson; Hawken; Headland; Herbel; Hunskor; Iverson; Johnson, D.; Johnson, N.; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kingsbury; Klein, F.; Klein, M.; Klemin; Kreidt; Kretschmar; Maragos; Martinson; Meier; Monson; Nelson; Nicholas; Norland; Nottestad; Onstad; Pietsch; Pollert; Porter; Potter; Price; Rennerfeldt; Ruby; Sandvig; Severson; Sitte; Skarphol; Svedjan; Thoreson; Tieman; Timm; Uglem; Wald; Warnke; Weiler; Weisz; Wieland; Wikenheiser; Williams; Winrich; Wrangham; Zaiser; Speaker Wentz

NAYS: Boe; Froelich; Gulleson; Kerzman; Kroeber; Metcalf; Mueller; Niemeier; Schmidt; Solberg; Thorpe; Warner

ABSENT AND NOT VOTING: DeKrey; Koppelman

HB 1231 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1347: A BILL for an Act to create and enact a new section to chapter 36-01 of the North Dakota Century Code, relating to importation permits for dogs and cats.

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 7 YEAS, 84 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Eckre; Froseth; Kasper; Niemeier; Solberg; Thoreson; Winrich

NAYS: Aarsvold; Amerman; Bellew; Belter; Berg; Bernstein; Boe; Boehning; Boucher; Brusegaard; Carlisle; Carlson; Clark; Delmore; Delzer; Devlin; Dosch; Drovdal; Ekstrom; Froelich; Galvin; Glassheim; Grande; Grosz; Gulleson; Haas; Hanson; Hawken; Headland; Herbel; Hunskor; Iverson; Johnson, D.; Johnson, N.; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein, F.; Klein, M.; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Maragos; Martinson; Meier; Monson; Mueller; Nicholas; Norland; Nottestad; Onstad; Pietsch; Pollert; Porter; Potter; Price; Rennerfeldt; Ruby; Sandvig; Schmidt; Severson; Sitte; Skarphol; Svedjan; Thorpe; Tieman; Timm; Uglem; Wald; Warner; Warnke; Weiler; Weisz; Wieland; Wikenheiser; Williams; Wrangham; Zaiser; Speaker Wentz

ABSENT AND NOT VOTING: DeKrey; Metcalf; Nelson

HB 1347 lost.

SECOND READING OF HOUSE BILL

HB 1488: A BILL for an Act to provide that state agencies may not reduce cost-sharing programs with political subdivisions during a biennium.

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 54 YEAS, 39 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Amerman; Bernstein; Boe; Boehning; Boucher; Delmore; Devlin; Eckre; Froelich; Froseth; Galvin; Gulleson; Hanson; Hawken; Headland; Herbel; Hunskor; Johnson, D.; Keiser; Kelsh, S.; Kerzman; Kingsbury; Klein, F.; Kreidt; Kretschmar; Kroeber; Maragos; Meier; Metcalf; Monson; Mueller; Nelson; Nicholas; Niemeier; Norland; Onstad; Pollert; Potter; Ruby; Sandvig; Schmidt; Severson; Solberg; Tieman; Uglem; Warner; Weisz; Wieland; Wikenheiser; Williams; Winrich; Wrangham; Zaiser

NAYS: Bellew; Belter; Berg; Brusegaard; Carlisle; Carlson; Clark; Delzer; Dosch; Drovdal; Ekstrom; Glassheim; Grande; Grosz; Haas; Iverson; Johnson, N.; Kasper; Kelsch, R.; Kempenich; Klein, M.; Klemin; Koppelman; Martinson; Nottestad; Pietsch; Porter; Price; Rennerfeldt; Sitte; Skarphol; Svedjan; Thoreson; Thorpe; Timm; Wald; Warnke; Weiler; Speaker Wentz

ABSENT AND NOT VOTING: DeKrey

Engrossed HB 1488 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1439: A BILL for an Act to create and enact a new paragraph to subdivision b of subsection 3 of section 39-06.1-10; to amend and reenact subsection 7 of section 39-06.1-10, sections 39-08-01 and 39-09-02, and subsection 1 of section 39-20-04.1 of the North Dakota Century Code, relating to speed limits and consequences for driving while under the influence; and to provide a penalty.

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 63 YEAS, 31 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Belter; Berg; Bernstein; Boehning; Brusegaard; Carlisle; Carlson; Clark; DeKrey; Delmore; Delzer; Devlin; Drovdal; Eckre; Froseth; Galvin; Grande; Grosz; Hawken; Headland; Iverson; Johnson, D.; Johnson, N.; Kasper; Kelsch, R.; Kempenich; Kingsbury; Klein, F.; Klein, M.; Klemin; Koppelman; Kreidt; Kretschmar; Maragos; Martinson; Meier; Monson; Nelson; Nicholas; Norland; Pietsch; Pollert; Porter; Potter; Price; Rennerfeldt; Ruby; Severson; Sitte; Skarphol; Svedjan; Thoreson; Tieman; Timm; Uglem; Wald; Warnke; Weiler; Weisz; Wieland; Wikenheiser; Winrich; Wrangham

NAYS: Aarsvold; Amerman; Bellew; Boe; Boucher; Dosch; Ekstrom; Froelich; Glassheim; Guleson; Haas; Hanson; Herbel; Hunsakor; Keiser; Kelsch, S.; Kerzman; Kroeber; Metcalf; Mueller; Niemeier; Nottestad; Onstad; Sandvig; Schmidt; Solberg; Thorpe; Warner; Williams; Zaiser; Speaker Wentz

Engrossed HB 1439 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1452: A BILL for an Act to amend and reenact sections 39-08-01 and 39-20-04 of the North Dakota Century Code, relating to the consequences for driving while under the influence.

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 26 YEAS, 68 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Amerman; Boe; Boucher; Delmore; Ekstrom; Froelich; Glassheim; Guleson; Hanson; Hunsakor; Kelsch, S.; Kerzman; Kroeber; Metcalf; Mueller; Niemeier; Onstad; Sandvig; Schmidt; Solberg; Thorpe; Warner; Williams; Winrich; Zaiser

NAYS: Bellew; Belter; Berg; Bernstein; Boehning; Brusegaard; Carlisle; Carlson; Clark; DeKrey; Delzer; Devlin; Dosch; Drovdal; Eckre; Froseth; Galvin; Grande; Grosz; Haas; Hawken; Headland; Herbel; Iverson; Johnson, D.; Johnson, N.; Kasper; Keiser; Kelsch, R.; Kempenich; Kingsbury; Klein, F.; Klein, M.; Klemin; Koppelman; Kreidt; Kretschmar; Maragos; Martinson; Meier; Monson; Nelson; Nicholas; Norland; Nottestad; Pietsch; Pollert; Porter; Potter; Price; Rennerfeldt; Ruby; Severson; Sitte; Skarphol; Svedjan; Thoreson; Tieman; Timm; Uglem; Wald; Warnke; Weiler; Weisz; Wieland; Wikenheiser; Wrangham; Speaker Wentz

HB 1452 lost.

SECOND READING OF HOUSE BILL

HB 1047: A BILL for an Act to amend and reenact sections 39-06.1-05, 39-06.1-06, 39-07-09, 39-08-21, 39-21-16, and 39-21-46 of the North Dakota Century Code, relating to the fees for driving in excess of the speed limit.

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

YEAS: Bernstein; Boehning; Clark; Delmore; Devlin; Dosch; Drovdal; Eckre; Ekstrom; Hawken; Herbel; Iverson; Johnson, D.; Johnson, N.; Kasper; Kelsch, R.; Kelsh, S.; Kempenich; Kingsbury; Klein, M.; Kreidt; Kretschmar; Maragos; Meier; Metcalf; Mueller; Nelson; Nicholas; Norland; Nottestad; Pietsch; Porter; Potter; Price; Sandvig; Severson; Sitte; Svedjan; Thoreson; Thorpe; Tieman; Uglem; Warner; Warnke; Weiler; Wieland; Wikenheiser; Winrich; Speaker Wentz

NAYS: Aarsvold; Amerman; Bellew; Belter; Berg; Boe; Boucher; Brusegaard; Carlisle; Carlson; DeKrey; Delzer; Froelich; Froseth; Galvin; Glassheim; Grande; Grosz; Gulleeson; Haas; Hanson; Headland; Hunsakor; Kerzman; Klein, F.; Klemin; Koppelman; Kroeber; Martinson; Monson; Niemeier; Onstad; Pollert; Rennerfeldt; Ruby; Schmidt; Solberg; Timm; Weisz; Williams; Wrangham; Zaiser

ABSENT AND NOT VOTING: Keiser; Skarphol; Wald

Engrossed HB 1047 passed and the title was agreed to.

SECOND READING OF HOUSE CONCURRENT RESOLUTION

HCR 3038: A concurrent resolution urging Congress to permit states to enact prohibitions on the use of federal family planning funds by private and public agencies.

The question being on the final passage of the resolution, which has been read, and has committee recommendation of DO PASS.

HCR 3038 passed and the title was agreed to on a verification vote.

SECOND READING OF HOUSE BILL

HB 1086: A BILL for an Act to create and enact a new section to chapter 15.1-31 of the North Dakota Century Code, relating to open enrollment and the transfer of students from certain schools.

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, 2 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Amerman; Bellew; Belter; Berg; Bernstein; Boe; Boehning; Boucher; Brusegaard; Carlisle; Carlson; Clark; DeKrey; Delmore; Delzer; Devlin; Dosch; Drovdal; Eckre; Ekstrom; Froelich; Froseth; Galvin; Glassheim; Grande; Grosz; Gulleeson; Haas; Hanson; Hawken; Headland; Herbel; Hunsakor; Iverson; Johnson, D.; Johnson, N.; Kasper; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein, F.; Klein, M.; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Maragos; Martinson; Meier; Metcalf; Monson; Mueller; Nelson; Nicholas; Niemeier; Norland; Nottestad; Onstad; Pietsch; Pollert; Porter; Potter; Price; Rennerfeldt; Ruby; Sandvig; Schmidt; Severson; Sitte; Skarphol; Solberg; Svedjan; Thoreson; Thorpe; Tieman; Timm; Uglem; Warner; Warnke; Weiler; Weisz; Wieland; Wikenheiser; Williams; Winrich; Wrangham; Zaiser; Speaker Wentz

ABSENT AND NOT VOTING: Keiser; Wald

Engrossed HB 1086 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1245: A BILL for an Act to create and enact a new subsection to section 43-12.1-10 and a new section to chapter 43-12.1 of the North Dakota Century Code, relating to transitional nurse licensure and continuing education; to amend and reenact section 43-12.1-02, subsection 2 of section 43-12.1-04, and sections 43-12.1-08 and 43-12.1-09 of the North Dakota Century Code, relating to nursing education programs; 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 65 YEAS, 27 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Amerman; Bellew; Belter; Berg; Bernstein; Boe; Boehning; Boucher; Brusegaard; Carlson; Clark; DeKrey; Delzer; Devlin; Dosch; Drovdal; Eckre; Froseth; Galvin; Grande; Gulleson; Hawken; Headland; Hunsakor; Iverson; Johnson, D.; Johnson, N.; Kasper; Kempenich; Kingsbury; Klein, M.; Klemin; Koppelman; Kreidt; Kretschmar; Maragos; Metcalf; Monson; Nelson; Nicholas; Niemeier; Onstad; Pietsch; Pollert; Price; Rennerfeldt; Ruby; Sandvig; Schmidt; Severson; Sitte; Skarphol; Solberg; Svedjan; Thoreson; Thorpe; Tieman; Timm; Uglem; Warner; Weisz; Wikenheiser; Williams; Wrangham

NAYS: Carlisle; Delmore; Ekstrom; Froelich; Glassheim; Grosz; Haas; Hanson; Herbel; Kelsch, R.; Kelsh, S.; Kerzman; Klein, F.; Kroeber; Martinson; Meier; Mueller; Norland; Nottestad; Porter; Potter; Warnke; Weiler; Wieland; Winrich; Zaiser; Speaker Wentz

ABSENT AND NOT VOTING: Keiser; Wald

Engrossed HB 1245 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1001: A BILL for an Act providing an appropriation for defraying the expenses of the legislative branch of state government; 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 87 YEAS, 0 NAYS, 0 EXCUSED, 7 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Amerman; Bellew; Belter; Berg; Bernstein; Boe; Boehning; Boucher; Brusegaard; Carlisle; Carlson; Clark; DeKrey; Delmore; Delzer; Devlin; Dosch; Drovdal; Eckre; Ekstrom; Froelich; Froseth; Galvin; Glassheim; Grande; Grosz; Gulleson; Haas; Hanson; Hawken; Headland; Herbel; Hunsakor; Iverson; Johnson, D.; Johnson, N.; Kasper; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein, F.; Klein, M.; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier; Metcalf; Monson; Mueller; Niemeier; Norland; Nottestad; Onstad; Pietsch; Pollert; Porter; Potter; Price; Rennerfeldt; Ruby; Sandvig; Schmidt; Severson; Sitte; Skarphol; Solberg; Svedjan; Thoreson; Thorpe; Tieman; Timm; Uglem; Warner; Warnke; Weiler; Wieland; Wikenheiser; Williams; Winrich; Zaiser; Speaker Wentz

ABSENT AND NOT VOTING: Keiser; Maragos; Nelson; Nicholas; Wald; Weisz; Wrangham

HB 1001 passed, the title was agreed to, and the emergency clause was declared carried.

SECOND READING OF HOUSE BILL

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

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 91 YEAS, 0 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Amerman; Bellew; Belter; Berg; Bernstein; Boe; Boehning; Boucher; Brusegaard; Carlisle; Carlson; Clark; DeKrey; Delmore; Delzer; Devlin; Dosch; Drovdal; Eckre; Ekstrom; Froelich; Froseth; Galvin; Glassheim; Grande; Grosz; Gulleson; Haas;

Hanson; Hawken; Headland; Herbel; Hunskor; Iverson; Johnson, D.; Johnson, N.; Kasper; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein, F.; Klein, M.; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Maragos; Martinson; Meier; Metcalf; Monson; Mueller; Nelson; Nicholas; Norland; Nottestad; Onstad; Pietsch; Pollert; Porter; Potter; Price; Rennerfeldt; Ruby; Sandvig; Schmidt; Severson; Sitte; Skarphol; Solberg; Svedjan; Thoreson; Thorpe; Tieman; Timm; Uglem; Warner; Warnke; Weiler; Weisz; Wieland; Wikenheiser; Williams; Winrich; Wrangham; Zaiser; Speaker Wentz

ABSENT AND NOT VOTING: Keiser; Niemeier; Wald

Engrossed HB 1002 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1004: A BILL for an Act to provide an appropriation for defraying the expenses of the state department of health; to create and enact a new section to chapter 23-01 of the North Dakota Century Code, relating to the state department of health combining purchasing with or on behalf of local public health units; to provide a continuing appropriation; to provide a statement of legislative intent; and to provide for a legislative council study.

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 91 YEAS, 0 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Amerman; Bellew; Belter; Berg; Bernstein; Boe; Boehning; Boucher; Brusegaard; Carlisle; Carlson; Clark; DeKrey; Delmore; Delzer; Devlin; Dosch; Drovdal; Eckre; Ekstrom; Froelich; Froseth; Galvin; Glassheim; Grande; Grosz; Gulleson; Haas; Hanson; Hawken; Headland; Herbel; Hunskor; Iverson; Johnson, D.; Johnson, N.; Kasper; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein, F.; Klein, M.; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Maragos; Martinson; Meier; Metcalf; Monson; Mueller; Nelson; Nicholas; Norland; Nottestad; Onstad; Pietsch; Pollert; Porter; Potter; Price; Rennerfeldt; Ruby; Sandvig; Schmidt; Severson; Sitte; Skarphol; Solberg; Svedjan; Thoreson; Thorpe; Tieman; Timm; Uglem; Warner; Warnke; Weiler; Weisz; Wieland; Wikenheiser; Williams; Winrich; Wrangham; Zaiser; Speaker Wentz

ABSENT AND NOT VOTING: Keiser; Niemeier; Wald

HB 1004 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1005: A BILL for an Act to provide an appropriation for defraying the expenses of the Indian affairs commission; to create and enact two new sections to chapter 54-36 of the North Dakota Century Code, relating to a revolving fund for publications and the authority to produce publications and charge a fee; to provide for a transfer; 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, 2 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Amerman; Bellew; Belter; Berg; Bernstein; Boe; Boehning; Boucher; Brusegaard; Carlisle; Carlson; Clark; DeKrey; Delmore; Delzer; Devlin; Dosch; Drovdal; Eckre; Ekstrom; Froelich; Froseth; Galvin; Glassheim; Grande; Grosz; Gulleson; Haas; Hanson; Hawken; Headland; Herbel; Hunskor; Iverson; Johnson, D.; Johnson, N.; Kasper; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein, F.; Klein, M.; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Maragos; Martinson; Meier; Metcalf; Monson; Mueller; Nelson; Nicholas; Niemeier; Norland; Nottestad; Onstad; Pietsch; Pollert; Porter; Potter; Price; Rennerfeldt; Ruby; Sandvig; Schmidt; Severson; Sitte; Skarphol; Solberg; Svedjan; Thoreson; Thorpe; Tieman; Timm; Uglem; Warner; Warnke; Weiler; Weisz; Wieland; Wikenheiser; Williams; Winrich; Wrangham; Zaiser; Speaker Wentz

ABSENT AND NOT VOTING: Keiser; Wald

HB 1005 passed, the title was agreed to, and the emergency clause was declared carried.

SECOND READING OF HOUSE BILL

HB 1007: A BILL for an Act to provide an appropriation for defraying the expenses of the veterans' home and department of veterans' affairs; to provide for a performance audit of the department of veterans' affairs and the administrative committee on veterans' affairs; and to provide reports to the budget section.

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, 2 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Amerman; Bellew; Belter; Berg; Bernstein; Boe; Boehning; Boucher; Brusegaard; Carlisle; Carlson; Clark; DeKrey; Delmore; Delzer; Devlin; Dosch; Drovda; Eckre; Ekstrom; Froelich; Froseth; Galvin; Glassheim; Grande; Grosz; Gulleson; Haas; Hanson; Hawken; Headland; Herbel; Hunskor; Iverson; Johnson, D.; Johnson, N.; Kasper; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein, F.; Klein, M.; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Maragos; Martinson; Meier; Metcalf; Monson; Mueller; Nelson; Nicholas; Niemeier; Norland; Nottestad; Onstad; Pietsch; Pollert; Porter; Potter; Price; Rennerfeldt; Ruby; Sandvig; Schmidt; Severson; Sitte; Skarphol; Solberg; Svedjan; Thoreson; Thorpe; Tieman; Timm; Uglem; Warner; Warnke; Weiler; Weisz; Wieland; Wikenheiser; Williams; Winrich; Wrangham; Zaiser; Speaker Wentz

ABSENT AND NOT VOTING: Keiser; Wald

HB 1007 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

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

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 91 YEAS, 0 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Amerman; Bellew; Belter; Berg; Bernstein; Boe; Boehning; Boucher; Brusegaard; Carlisle; Carlson; Clark; DeKrey; Delmore; Delzer; Devlin; Dosch; Drovda; Eckre; Ekstrom; Froelich; Froseth; Galvin; Glassheim; Grande; Grosz; Gulleson; Haas; Hanson; Hawken; Headland; Herbel; Hunskor; Iverson; Johnson, D.; Johnson, N.; Kasper; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein, F.; Klein, M.; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Maragos; Martinson; Meier; Metcalf; Monson; Mueller; Nelson; Nicholas; Niemeier; Norland; Nottestad; Onstad; Pietsch; Pollert; Porter; Potter; Price; Rennerfeldt; Ruby; Sandvig; Schmidt; Severson; Sitte; Skarphol; Solberg; Svedjan; Thoreson; Thorpe; Tieman; Timm; Uglem; Warner; Warnke; Weiler; Wieland; Wikenheiser; Williams; Winrich; Wrangham; Zaiser; Speaker Wentz

ABSENT AND NOT VOTING: Keiser; Wald; Weisz

Engrossed HB 1008 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

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

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 89 YEAS, 1 NAY, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Amerman; Bellew; Belter; Berg; Bernstein; Boe; Boehning; Boucher; Brusegaard; Carlisle; Carlson; Clark; DeKrey; Delmore; Delzer; Devlin; Dosch; Drovda;

Ekstrom; Froelich; Froseth; Galvin; Glassheim; Grande; Grosz; Haas; Hanson; Hawken; Headland; Herbel; Hunskor; Iverson; Johnson, D.; Johnson, N.; Kasper; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein, F.; Klein, M.; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Maragos; Martinson; Meier; Metcalf; Monson; Mueller; Nelson; Nicholas; Niemeier; Norland; Nottestad; Onstad; Pietsch; Pollert; Porter; Potter; Price; Rennerfeldt; Ruby; Sandvig; Schmidt; Severson; Sitte; Skarphol; Solberg; Svedjan; Thoreson; Thorpe; Tieman; Timm; Uglem; Warner; Warnke; Weiler; Wieland; Wikenheiser; Williams; Winrich; Wrangham; Zaiser; Speaker Wentz

NAYS: Eckre

ABSENT AND NOT VOTING: Gulleeson; Keiser; Wald; Weisz

HB 1009 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

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.

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, 0 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Amerman; Bellew; Belter; Berg; Bernstein; Boe; Boehning; Boucher; Brusegaard; Carlisle; Carlson; Clark; DeKrey; Delmore; Delzer; Devlin; Dosch; Drovda; Eckre; Ekstrom; Froelich; Froseth; Galvin; Glassheim; Grande; Grosz; Haas; Hanson; Hawken; Headland; Herbel; Hunskor; Iverson; Johnson, D.; Johnson, N.; Kasper; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein, F.; Klein, M.; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Maragos; Martinson; Meier; Metcalf; Monson; Mueller; Nelson; Nicholas; Niemeier; Norland; Nottestad; Onstad; Pietsch; Pollert; Porter; Potter; Price; Rennerfeldt; Ruby; Sandvig; Schmidt; Severson; Sitte; Skarphol; Solberg; Svedjan; Thoreson; Thorpe; Tieman; Timm; Uglem; Warner; Warnke; Weiler; Wieland; Wikenheiser; Williams; Winrich; Wrangham; Zaiser; Speaker Wentz

ABSENT AND NOT VOTING: Gulleeson; Keiser; Wald; Weisz

Engrossed HB 1010 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

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

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, 17 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

YEAS: Bellew; Berg; Bernstein; Boe; Brusegaard; Carlisle; Carlson; Clark; DeKrey; Delmore; Dosch; Ekstrom; Froseth; Galvin; Glassheim; Grande; Grosz; Haas; Hanson; Hawken; Headland; Herbel; Hunskor; Iverson; Johnson, D.; Johnson, N.; Kasper; Kelsch, R.; Kelsh, S.; Kingsbury; Klein, F.; Klein, M.; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Maragos; Martinson; Meier; Metcalf; Monson; Mueller; Nelson; Nicholas; Norland; Nottestad; Onstad; Pietsch; Pollert; Porter; Potter; Price; Rennerfeldt; Ruby; Sandvig; Sitte; Skarphol; Svedjan; Thoreson; Thorpe; Tieman; Timm; Uglem; Warner; Warnke; Weiler; Weisz; Wikenheiser; Winrich; Wrangham; Zaiser; Speaker Wentz

NAYS: Aarsvold; Amerman; Belter; Boehning; Boucher; Delzer; Devlin; Drovda; Froelich; Kempenich; Kerzman; Niemeier; Schmidt; Severson; Solberg; Wieland; Williams

ABSENT AND NOT VOTING: Eckre; Gulleeson; Keiser; Wald

Engrossed HB 1011 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 various divisions under the supervision of the director of the department of transportation; and to amend and reenact section 24-02-44 of the North Dakota Century Code, relating to department of transportation authority for emergency borrowing from the Bank of North Dakota.

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 76 YEAS, 15 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Amerman; Bellew; Belter; Berg; Bernstein; Boehning; Brusegaard; Carlisle; Carlson; Clark; DeKrey; Delzer; Devlin; Dosch; Drovdal; Froelich; Froseth; Galvin; Glassheim; Grande; Grosz; Haas; Hanson; Hawken; Headland; Herbel; Iverson; Johnson, D.; Johnson, N.; Kelsch, R.; Kempenich; Kerzman; Kingsbury; Klein, F.; Klein, M.; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Maragos; Martinson; Meier; Metcalf; Monson; Mueller; Nelson; Nicholas; Niemeier; Norland; Nottestad; Onstad; Pietsch; Pollert; Porter; Potter; Price; Rennerfeldt; Ruby; Severson; Sitte; Skarphol; Svedjan; Thoreson; Tieman; Timm; Uglem; Warner; Warnke; Weisz; Wieland; Wikenheiser; Williams; Winrich; Wrangham; Speaker Wentz

NAYS: Aarsvold; Boe; Boucher; Delmore; Ekstrom; Gulleson; Hunskor; Kasper; Kelsh, S.; Sandvig; Schmidt; Solberg; Thorpe; Weiler; Zaiser

ABSENT AND NOT VOTING: Eckre; Keiser; Wald

Engrossed HB 1012 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1014: A BILL for an Act to provide an appropriation for defraying the expenses of the children's services coordinating committee; to provide for a report to the legislative council; to amend and reenact sections 54-56-06 and 54-56-07 of the North Dakota Century Code, relating to funds of the children's services coordinating committee; 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 91 YEAS, 0 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Amerman; Bellew; Belter; Berg; Bernstein; Boe; Boehning; Boucher; Brusegaard; Carlisle; Carlson; Clark; DeKrey; Delmore; Delzer; Devlin; Dosch; Drovdal; Ekstrom; Froelich; Froseth; Galvin; Glassheim; Grande; Grosz; Gulleson; Haas; Hanson; Hawken; Headland; Herbel; Hunskor; Iverson; Johnson, D.; Johnson, N.; Kasper; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein, F.; Klein, M.; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Maragos; Martinson; Meier; Metcalf; Monson; Mueller; Nelson; Nicholas; Niemeier; Norland; Nottestad; Onstad; Pietsch; Pollert; Porter; Potter; Price; Rennerfeldt; Ruby; Sandvig; Schmidt; Severson; Sitte; Skarphol; Solberg; Svedjan; Thoreson; Thorpe; Tieman; Timm; Uglem; Warner; Warnke; Weiler; Weisz; Wieland; Wikenheiser; Williams; Winrich; Wrangham; Zaiser; Speaker Wentz

ABSENT AND NOT VOTING: Eckre; Keiser; Wald

Engrossed HB 1014 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1016: A BILL for an Act to provide an appropriation for defraying the expenses of the department of corrections and rehabilitation; 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 71 YEAS, 20 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Amerman; Bellew; Belter; Berg; Bernstein; Boe; Boehning; Boucher; Brusegaard; Carlisle; Carlson; Clark; Delmore; Delzer; Devlin; Dosch; Drovdal; Froseth; Galvin; Glassheim; Grande; Grosz; Haas; Hawken; Iverson; Johnson, D.; Johnson, N.; Kasper; Kelsch, R.; Kempenich; Kingsbury; Klein, F.; Klein, M.; Klemin; Koppelman; Kreidt; Kretschmar; Maragos; Martinson; Meier; Monson; Mueller; Nelson; Nicholas; Niemeier; Norland; Nottestad; Pietsch; Porter; Potter; Price; Rennerfeldt; Ruby; Severson; Sitte; Skarphol; Svedjan; Thoreson; Thorpe; Tieman; Timm; Uglem; Warnke; Weiler; Wieland; Wikenheiser; Williams; Winrich; Wrangham; Speaker Wentz

NAYS: DeKrey; Ekstrom; Froelich; Gulleeson; Hanson; Headland; Herbel; Hunskor; Kelsh, S.; Kerzman; Kroeber; Metcalf; Onstad; Pollert; Sandvig; Schmidt; Solberg; Warner; Weisz; Zaiser

ABSENT AND NOT VOTING: Eckre; Keiser; Wald

Engrossed HB 1016 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

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

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 88 YEAS, 0 NAYS, 0 EXCUSED, 6 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Amerman; Bellew; Belter; Berg; Bernstein; Boe; Boehning; Boucher; Brusegaard; Carlisle; Carlson; Clark; DeKrey; Delmore; Delzer; Devlin; Dosch; Drovdal; Ekstrom; Froelich; Froseth; Galvin; Glassheim; Grande; Grosz; Gulleeson; Haas; Hanson; Hawken; Headland; Herbel; Hunskor; Iverson; Johnson, D.; Johnson, N.; Kasper; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein, F.; Klein, M.; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Maragos; Martinson; Meier; Metcalf; Monson; Mueller; Nelson; Niemeier; Norland; Nottestad; Onstad; Pietsch; Pollert; Porter; Potter; Rennerfeldt; Ruby; Sandvig; Schmidt; Severson; Sitte; Skarphol; Solberg; Svedjan; Thoreson; Thorpe; Tieman; Timm; Uglem; Warner; Warnke; Weiler; Weisz; Wieland; Wikenheiser; Williams; Winrich; Wrangham; Zaiser

ABSENT AND NOT VOTING: Eckre; Keiser; Nicholas; Price; Wald; Speaker Wentz

Engrossed HB 1018 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1019: A BILL for an Act to provide an appropriation for defraying the expenses of the department of commerce; to provide for a transfer to the general fund; to provide for a report to the budget section; to provide statements of legislative intent; to direct the state tax commissioner to audit the ethanol incentive program; to designate the department of commerce as the state's fiscal agent for workforce development programs; to amend and reenact section 57-38.5-03 of the North Dakota Century Code, relating to the seed capital investment tax credit; 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 62 YEAS, 29 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Bellew; Belter; Berg; Bernstein; Boehning; Brusegaard; Carlisle; Carlson; Clark; DeKrey; Delzer; Devlin; Dosch; Drovdal; Froseth; Galvin; Grande; Grosz; Haas; Hanson; Hawken; Headland; Herbel; Iverson; Johnson, N.; Kasper; Kelsch, R.; Kempenich; Kingsbury; Klein, F.; Klein, M.; Klemin; Koppelman; Kreidt; Kretschmar; Maragos; Martinson; Meier; Monson; Norland; Nottestad; Pietsch; Pollert; Porter; Price; Rennerfeldt; Ruby; Severson; Sitte; Skarphol; Svedjan; Thoreson; Tieman; Timm; Uglem; Warnke; Weiler; Weisz; Wieland; Wikenheiser; Wrangham; Speaker Wentz

NAYS: Aarsvold; Amerman; Boe; Boucher; Delmore; Ekstrom; Froelich; Glassheim; Gulleeson; Hunskor; Johnson, D.; Kelsh, S.; Kerzman; Kroeber; Metcalf; Mueller; Nelson; Nicholas;

Niemeier; Onstad; Potter; Sandvig; Schmidt; Solberg; Thorpe; Warner; Williams; Winrich; Zaiser

ABSENT AND NOT VOTING: Eckre; Keiser; Wald

Engrossed HB 1019 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

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

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 86 YEAS, 5 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Amerman; Bellew; Belter; Berg; Bernstein; Boe; Boehning; Boucher; Brusegaard; Carlisle; Carlson; Clark; DeKrey; Delzer; Devlin; Dosch; Drovdal; Ekstrom; Froelich; Froseth; Galvin; Glassheim; Grande; Grosz; Gulleon; Haas; Hanson; Hawken; Headland; Herbel; Hunskor; Iverson; Johnson, D.; Johnson, N.; Kasper; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein, F.; Klein, M.; Klemm; Koppelman; Kreidt; Kretschmar; Maragos; Martinson; Meier; Metcalf; Monson; Mueller; Nelson; Nicholas; Norland; Nottestad; Onstad; Pietsch; Pollert; Porter; Potter; Price; Rennerfeldt; Ruby; Sandvig; Schmidt; Severson; Sitte; Skarphol; Solberg; Svedjan; Thoreson; Thorpe; Tieman; Timm; Uglem; Warner; Warnke; Weiler; Weisz; Wieland; Wikenheiser; Williams; Wrangham; Zaiser; Speaker Wentz

NAYS: Aarsvold; Delmore; Kroeber; Niemeier; Winrich

ABSENT AND NOT VOTING: Eckre; Keiser; Wald

Engrossed HB 1020 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1022: A BILL for an Act to provide an appropriation for defraying the expenses of the information technology department, the state auditor, and the legislative council; to authorize the industrial commission to issue and sell evidences of indebtedness for ConnectND; to provide for a general fund transfer; to provide legislative intent; to create and enact a new section to chapter 54-10 and a new subsection to section 54-59-05 of the North Dakota Century Code, relating to information technology responsibilities of the state auditor and information technology department wide area network service; to amend and reenact section 54-59-02 of the North Dakota Century Code, relating to responsibilities of the information technology department; to repeal section 54-59-13 of the North Dakota Century Code, relating to information technology reviews; 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 72 YEAS, 17 NAYS, 0 EXCUSED, 5 ABSENT AND NOT VOTING.

YEAS: Amerman; Bellew; Belter; Berg; Bernstein; Boe; Boehning; Boucher; Brusegaard; Carlisle; Carlson; Clark; DeKrey; Delmore; Delzer; Devlin; Dosch; Ekstrom; Froseth; Galvin; Glassheim; Grande; Grosz; Haas; Hanson; Hawken; Headland; Herbel; Hunskor; Iverson; Johnson, D.; Johnson, N.; Kelsch, R.; Kelsh, S.; Kempenich; Kingsbury; Klein, F.; Klein, M.; Klemm; Koppelman; Kreidt; Kretschmar; Maragos; Martinson; Meier; Monson; Nelson; Nicholas; Norland; Onstad; Pietsch; Pollert; Porter; Potter; Price; Rennerfeldt; Ruby; Severson; Sitte; Skarphol; Svedjan; Thoreson; Tieman; Timm; Uglem; Warnke; Weiler; Weisz; Wieland; Wikenheiser; Winrich; Wrangham

NAYS: Aarsvold; Drovdal; Froelich; Gulleon; Kasper; Kerzman; Kroeber; Metcalf; Mueller; Niemeier; Nottestad; Sandvig; Schmidt; Solberg; Thorpe; Warner; Zaiser

ABSENT AND NOT VOTING: Eckre; Keiser; Wald; Williams; Speaker Wentz

Engrossed HB 1022 passed, the title was agreed to, and the emergency clause was declared carried.

SECOND READING OF HOUSE BILL

HB 1282: A BILL for an Act to create and enact two new subsections to section 53-06.2-04 of the North Dakota Century Code, relating to the duties of the racing commission; to amend and reenact subsection 1 of section 53-06.2-02 and subsection 6 of section 53-06.2-11 of the North Dakota Century Code, relating to the appointment of racing commission members and the spending authority of the racing commission; 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 PASS, the roll was called and there were 59 YEAS, 32 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Amerman; Boe; Boucher; Carlisle; DeKrey; Delmore; Devlin; Froelich; Froseth; Galvin; Glassheim; Grosz; Haas; Hanson; Herbel; Hunskor; Johnson, D.; Johnson, N.; Kelsch, R.; Kempenich; Kerzman; Kingsbury; Klein, M.; Koppelman; Kreidt; Kretschmar; Maragos; Martinson; Meier; Metcalf; Monson; Mueller; Nelson; Nicholas; Norland; Nottestad; Onstad; Porter; Price; Rennerfeldt; Sandvig; Schmidt; Severson; Sitte; Solberg; Thorpe; Tieman; Uglem; Warner; Warnke; Weiler; Weisz; Wieland; Wikenheiser; Williams; Winrich; Wrangham; Zaiser; Speaker Wentz

NAYS: Aarsvold; Bellew; Belter; Berg; Bernstein; Boehning; Brusegaard; Carlson; Clark; Delzer; Dosch; Drovdal; Ekstrom; Grande; Gulleson; Hawken; Headland; Iverson; Kasper; Kelsh, S.; Klein, F.; Klemin; Kroeber; Niemeier; Pietsch; Pollert; Potter; Ruby; Skarphol; Svedjan; Thoreson; Timm

ABSENT AND NOT VOTING: Eckre; Keiser; Wald

Reengrossed HB 1282 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1248: A BILL for an Act to authorize participation in the construction of a Minot area vocational education and workforce training center and to provide an appropriation.

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 20 YEAS, 68 NAYS, 0 EXCUSED, 6 ABSENT AND NOT VOTING.

YEAS: Bellew; Boucher; Delmore; Froseth; Haas; Kreidt; Kretschmar; Maragos; Martinson; Norland; Price; Rennerfeldt; Ruby; Schmidt; Solberg; Thorpe; Timm; Warner; Weisz; Speaker Wentz

NAYS: Aarsvold; Amerman; Belter; Berg; Bernstein; Boe; Boehning; Brusegaard; Carlisle; Carlson; Clark; Delzer; Devlin; Dosch; Drovdal; Ekstrom; Froelich; Galvin; Glassheim; Grande; Grosz; Gulleson; Hanson; Hawken; Headland; Herbel; Hunskor; Iverson; Johnson, D.; Johnson, N.; Kasper; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein, F.; Klein, M.; Klemin; Kroeber; Meier; Metcalf; Monson; Mueller; Nelson; Nicholas; Niemeier; Nottestad; Onstad; Pietsch; Pollert; Porter; Potter; Sandvig; Severson; Sitte; Skarphol; Svedjan; Thoreson; Tieman; Uglem; Warnke; Weiler; Wieland; Wikenheiser; Winrich; Wrangham; Zaiser

ABSENT AND NOT VOTING: DeKrey; Eckre; Keiser; Koppelman; Wald; Williams

HB 1248 lost.

SECOND READING OF HOUSE BILL

HB 1268: A BILL for an Act to amend and reenact section 50-24.4-15 of the North Dakota Century Code, relating to nursing home rates for property-related costs for reimbursements; 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 89 YEAS, 0 NAYS, 0 EXCUSED, 5 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Amerman; Bellew; Belter; Berg; Bernstein; Boe; Boehning; Boucher; Carlisle; Carlson; Clark; DeKrey; Delmore; Delzer; Devlin; Dosch; Drovdal; Ekstrom; Froelich; Froseth; Galvin; Glassheim; Grande; Grosz; Guleson; Haas; Hanson; Hawken; Headland; Herbel; Hunskor; Iverson; Johnson, N.; Kasper; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein, F.; Klein, M.; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Maragos; Martinson; Meier; Metcalf; Monson; Mueller; Nelson; Nicholas; Niemeier; Norland; Nottestad; Onstad; Pietsch; Pollert; Porter; Potter; Price; Rennerfeldt; Ruby; Sandvig; Schmidt; Severson; Sitte; Skarphol; Solberg; Svedjan; Thoreson; Thorpe; Tieman; Timm; Uglem; Warner; Warnke; Weiler; Weisz; Wieland; Wikenheiser; Williams; Winrich; Wrangham; Zaiser; Speaker Wentz

ABSENT AND NOT VOTING: Brusegaard; Eckre; Johnson, D.; Keiser; Wald

Engrossed HB 1268 passed and the title was agreed to.

REPORT OF STANDING COMMITTEE

HB 1006: Appropriations Committee (Rep. Svedjan, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (23 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1006 was placed on the Sixth order on the calendar.

Page 1, line 10, replace "682,118" with "675,043"

Page 1, line 14, replace "9,167,486" with "9,160,411"

Page 1, line 15, replace "8,644,986" with "8,637,911"

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:**House Bill No. 1006 - Aeronautics Commission - House Action**

	EXECUTIVE BUDGET	HOUSE CHANGES	HOUSE VERSION
Salaries and wages	\$682,118	(\$7,075)	\$675,043
Operating expenses	1,831,368		1,831,368
Capital assets	134,000		134,000
Grants	<u>6,520,000</u>		<u>6,520,000</u>
Total all funds	\$9,167,486	(\$7,075)	\$9,160,411
Less estimated income	<u>8,644,986</u>	<u>(7,075)</u>	<u>8,637,911</u>
General fund	\$522,500	\$0	\$522,500
FTE	6.00	0.00	6.00

Dept. 412 - Aeronautics Commission - Detail of House Changes

	REMOVES RECOMMENDED SALARY INCREASE ¹	TOTAL HOUSE CHANGES
Salaries and wages	(\$7,075)	(\$7,075)
Operating expenses		
Capital assets		
Grants		
Total all funds	(\$7,075)	(\$7,075)
Less estimated income	<u>(7,075)</u>	<u>(7,075)</u>
General fund	\$0	\$0
FTE	0.00	0.00

¹ This amendment removes funding for the Governor's recommended salary increases. This amendment retains full funding of employee health insurance coverage as provided for in the executive budget recommendation.

SECOND READING OF HOUSE BILL

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

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 91 YEAS, 0 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Amerman; Bellew; Belter; Berg; Bernstein; Boe; Boehning; Boucher; Brusegaard; Carlisle; Carlson; Clark; DeKrey; Delmore; Delzer; Devlin; Dosch; Drovda; Ekstrom; Froelich; Froseth; Galvin; Glassheim; Grande; Grosz; Gulleson; Haas; Hanson; Hawken; Headland; Herbel; Hunskor; Iverson; Johnson, D.; Johnson, N.; Kasper; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein, F.; Klein, M.; Klemm; Koppelman; Kreidt; Kretschmar; Kroeber; Maragos; Martinson; Meier; Metcalf; Monson; Mueller; Nelson; Nicholas; Niemeier; Norland; Nottestad; Onstad; Pietsch; Pollert; Porter; Potter; Price; Rennerfeldt; Ruby; Sandvig; Schmidt; Severson; Sitte; Skarphol; Solberg; Svedjan; Thoreson; Thorpe; Tieman; Timm; Uglem; Warner; Warnke; Weiler; Weisz; Wieland; Wikenheiser; Williams; Winrich; Wrangham; Zaiser; Speaker Wentz

ABSENT AND NOT VOTING: Eckre; Keiser; Wald

Engrossed HB 1006 passed and the title was agreed to.

REPORT OF STANDING COMMITTEE

HB 1013: Appropriations Committee (Rep. Svedjan, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (18 YEAS, 0 NAYS, 5 ABSENT AND NOT VOTING). HB 1013 was placed on the Sixth order on the calendar.

Page 1, line 2, after "lands" insert "; to provide for distribution amounts from permanent funds; to create and enact a new section to chapter 47-30.1 of the North Dakota Century Code, relating to property unclaimed by state agencies; and to amend and reenact section 47-30.1-18 of the North Dakota Century Code, relating to notice of abandoned property"

Page 1, line 10, replace "1,898,164" with "1,878,020"

Page 1, line 15, replace "7,735,836" with "7,715,692"

Page 2, after line 5, insert:

"SECTION 5. DISTRIBUTIONS TO STATE INSTITUTIONS. Notwithstanding section 15-03-05.2, during the biennium beginning July 1, 2003, and ending June 30, 2005, the board of university and school lands shall distribute the following amounts, or so much income as may be available, from the permanent funds managed for the benefit of the following entities:

North Dakota state university	\$1,132,000
University of North Dakota	946,000
Youth correctional center	396,000
School for the deaf	322,000
North Dakota state college of science	339,200
State hospital	325,200
Veterans' home	269,200
Valley City state university	268,000
North Dakota vision services - School for the blind	247,200
Mayville state university	186,000
Minot state university - Bottineau	33,200
Dickinson state university	33,200
Minot state university	<u>33,200</u>
Total	\$4,530,400

SECTION 6. A new section to chapter 47-30.1 of the North Dakota Century Code is created and enacted as follows:

Claims by state agencies - Budget section approval and report. Within one year of receipt of state agency property, the administrator shall notify the agency by certified mail. The commissioner of university and school lands shall present a report to the budget section of the legislative council identifying every state agency that has not submitted a claim for property belonging to that agency within one year of the receipt of the date of the certified mail receipt. Upon approval of the budget section of the legislative council, the agency relinquishes its right to recover its property.

SECTION 7. AMENDMENT. Section 47-30.1-18 of the North Dakota Century Code is amended and reenacted as follows:

47-30.1-18. Notice and publication of lists of abandoned property.

1. The administrator shall cause a notice to be published not later than October first of the year immediately following the report required by section 47-30.1-17 at least once a week for two consecutive weeks in a newspaper of general circulation in the county of this state in which is located the last known address of any person to be named in the notice. If no address is listed or the address is outside this state, the notice must be published in the county in which the holder of the property has its principal place of business within this state.
2. ~~The published notice~~ One of the annual notices must be entitled "Notice of Names of Persons Appearing to be Owners of Abandoned Property" and contain:
 - a. The names in alphabetical order and last known address, if any, of persons listed in the report and entitled to notice within the county as specified in subsection 1.
 - b. A statement that information concerning the property and the name and last known address of the holder may be obtained by any person possessing an interest in the property by addressing an inquiry to the administrator.
3. One of the annual notices must be a display advertisement that contains information on abandoned property and contact information for making an inquiry. The cost of this advertisement may not exceed the cost of the notice in subsection 2.
4. The administrator is not required to publish in the notice any items of less than fifty dollars unless the administrator considers their publication to be in the public interest.
4. 5. This section is not applicable to sums payable on traveler's checks, money orders, and other written instruments for which the holder is not required to report the name of the apparent owner.
6. The administrator may not publish in the notice any property clearly identified as belonging to a state agency. Property presumed to be state agency property that cannot be clearly identified as belonging to a specific agency also is exempt from public notice requirements."

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

House Bill No. 1013 - Land Department - House Action

	EXECUTIVE BUDGET	HOUSE CHANGES	HOUSE VERSION
Salaries and wages	\$1,898,164	(\$20,144)	\$1,878,020
Operating expenses	812,572		812,572
Capital assets	37,000		37,000
Grants	4,888,100		4,888,100
Contingencies	<u>100,000</u>		<u>100,000</u>
Total all funds	\$7,735,836	(\$20,144)	\$7,715,692
Less estimated income	<u>7,735,836</u>	<u>(20,144)</u>	<u>7,715,692</u>
General fund	\$0	\$0	\$0

FTE	17.75	0.00	17.75
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Dept. 226 - Land Department - Detail of House Changes

	REMOVES RECOMMENDED SALARY INCREASE ¹	TOTAL HOUSE CHANGES
Salaries and wages	(\$20,144)	(\$20,144)
Operating expenses		
Capital assets		
Grants		
Contingencies		
Total all funds	(\$20,144)	(\$20,144)
Less estimated income	(20,144)	(20,144)
General fund	\$0	\$0
FTE	0.00	0.00

¹ This amendment removes the Governor's recommendation for state employee increases and retains the recommended state payment for health insurance premiums.

This amendment adds a section to notify state agencies by certified mail or unclaimed property and, upon approval of the Budget Section, to relinquish the state agency's right to recover the unclaimed property if not claimed within one year of certified mail receipt, and lists the amounts to be distributed from the permanent funds during the 2003-05 biennium. This amendment also amends Section 47-30.1-18 regarding notice and publication of lists of abandoned property and exempting state agencies from the public notice requirements for unclaimed property.

SECOND READING OF HOUSE BILL

HB 1013: A BILL for an Act to provide an appropriation for defraying the expenses of the commissioner of university and school lands; to provide for distribution amounts from permanent funds; to create and enact a new section to chapter 47-30.1 of the North Dakota Century Code, relating to property unclaimed by state agencies; and to amend and reenact section 47-30.1-18 of the North Dakota Century Code, relating to notice of abandoned property.

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 91 YEAS, 0 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Amerman; Bellew; Belter; Berg; Bernstein; Boe; Boehning; Boucher; Brusegaard; Carlisle; Carlson; Clark; DeKrey; Delmore; Delzer; Devlin; Dosch; Drovdal; Ekstrom; Froelich; Froseth; Galvin; Glassheim; Grande; Grosz; Gulletson; Haas; Hanson; Hawken; Headland; Herbel; Hunsakor; Iverson; Johnson, D.; Johnson, N.; Kasper; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein, F.; Klein, M.; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Maragos; Martinson; Meier; Metcalf; Monson; Mueller; Nelson; Nicholas; Niemeier; Norland; Nottestad; Onstad; Pietsch; Pollert; Porter; Potter; Price; Rennerfeldt; Ruby; Sandvig; Schmidt; Severson; Sitte; Skarphol; Solberg; Svedjan; Thoreson; Thorpe; Tieman; Timm; Uglem; Warner; Warnke; Weiler; Weisz; Wieland; Wikenheiser; Williams; Winrich; Wrangham; Zaiser; Speaker Wentz

ABSENT AND NOT VOTING: Eckre; Keiser; Wald

Engrossed HB 1013 passed and the title was agreed to.

REPORT OF STANDING COMMITTEE

HB 1015: Appropriations Committee (Rep. Svedjan, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (23 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1015 was placed on the Sixth order on the calendar.

Page 1, line 14, replace "6,332,714" with "6,264,047"

Page 1, line 19, replace "44,449,595" with "44,380,928"

Page 1, line 20, replace "37,302,824" with "37,296,489"

Page 1, line 21, replace "7,146,771" with "7,084,439"

Page 2, line 1, replace "16,722,966" with "16,546,603"

Page 2, line 5, replace "30,419,966" with "30,243,603"

Page 2, line 21, replace "3,976,792" with "3,934,267"

Page 2, line 25, replace "33, 660,732" with "33,618,207"

Page 2, line 26, replace "15,221,771" with "15,159,439"

Page 2, line 27, replace "131,401,804" with "131,176,581"

Page 2, line 28, replace "146,623,575" with "146,336,020"

Page 4, line 9, after the period insert "The cumulative transfers during the 2003-05 biennium may not exceed the mill and elevator association's estimated net income for the 2003-05 biennium as projected by the industrial commission."

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

House Bill No. 1015 - Summary of House Action

	EXECUTIVE BUDGET	HOUSE CHANGES	HOUSE VERSION
Industrial Commission			
Total all funds	\$44,449,595	(\$68,667)	\$44,380,928
Less estimated income	<u>37,302,824</u>	<u>(6,335)</u>	<u>37,296,489</u>
General fund	\$7,146,771	(\$62,332)	\$7,084,439
Bank of North Dakota			
Total all funds	\$38,494,966	(\$176,363)	\$38,318,603
Less estimated income	<u>30,419,966</u>	<u>(176,363)</u>	<u>30,243,603</u>
General fund	\$8,075,000	\$0	\$8,075,000
Housing Finance Agency			
Total all funds	\$33,660,732	(\$42,525)	\$33,618,207
Less estimated income	<u>33,660,732</u>	<u>(42,525)</u>	<u>33,618,207</u>
General fund	\$0	\$0	\$0
Mill and Elevator			
Total all funds	\$30,018,282	\$0	\$30,018,282
Less estimated income	<u>30,018,282</u>	<u>_____</u>	<u>30,018,282</u>
General fund	\$0	\$0	\$0
Bill Total			
Total all funds	\$146,623,575	(\$287,555)	\$146,336,020
Less estimated income	<u>131,401,804</u>	<u>(225,223)</u>	<u>131,176,581</u>
General fund	\$15,221,771	(\$62,332)	\$15,159,439

House Bill No. 1015 - Industrial Commission - House Action

	EXECUTIVE BUDGET	HOUSE CHANGES	HOUSE VERSION
Salaries and wages	\$6,332,714	(\$68,667)	\$6,264,047
Operating expenses	1,947,591		1,947,591
Capital assets	68,300		68,300
Grants	16,270,000		16,270,000
Bond payments	<u>19,830,990</u>	<u>_____</u>	<u>19,830,990</u>
Total all funds	\$44,449,595	(\$68,667)	\$44,380,928
Less estimated income	<u>37,301,824</u>	<u>(6,335)</u>	<u>37,296,489</u>
General fund	\$7,146,771	(\$62,332)	\$7,084,439
FTE	58.37	0.00	58.37

Dept. 405 - Industrial Commission - Detail of House Changes

	REMOVES RECOMMENDED SALARY INCREASE 1	TOTAL HOUSE CHANGES
Salaries and wages	(\$68,667)	(\$68,667)
Operating expenses		
Capital assets		
Grants		

Bond payments

Total all funds	(\$68,667)	(\$68,667)
Less estimated income	<u>(6,335)</u>	<u>(6,335)</u>
General fund	(\$62,332)	(\$62,332)
FTE	0.00	0.00

¹ This amendment removes the Governor's recommendation for state employee salary increases and retains the recommended state payment for health insurance premiums.

House Bill No. 1015 - Bank of North Dakota - House Action

	EXECUTIVE BUDGET	HOUSE CHANGES	HOUSE VERSION
Salaries and wages	\$16,722,966	(\$176,363)	\$16,546,603
Operating expenses	11,372,000		11,372,000
Capital assets	825,000		825,000
Contingencies	1,500,000		1,500,000
PACE fund	5,700,000		5,700,000
Agriculture PACE fund	1,425,000		1,425,000
Beginning farmer	<u>950,000</u>		<u>950,000</u>
Total all funds	\$38,494,966	(\$176,363)	\$38,318,603
Less estimated income	<u>30,419,966</u>	<u>(176,363)</u>	<u>30,243,603</u>
General fund	\$8,075,000	\$0	\$8,075,000
FTE	178.50	0.00	178.50

Dept. 471 - Bank of North Dakota - Detail of House Changes

	REMOVES RECOMMENDED SALARY INCREASE ¹	TOTAL HOUSE CHANGES
Salaries and wages	(\$176,363)	(\$176,363)
Operating expenses		
Capital assets		
Contingencies		
PACE fund		
Agriculture PACE fund		
Beginning farmer		
Total all funds	(\$176,363)	(\$176,363)
Less estimated income	<u>(176,363)</u>	<u>(176,363)</u>
General fund	\$0	\$0
FTE	0.00	0.00

¹ This amendment removes the Governor's recommendation for state employee salary increases and retains the recommended state payment for health insurance premiums.

House Bill No. 1015 - Housing Finance Agency - House Action

	EXECUTIVE BUDGET	HOUSE CHANGES	HOUSE VERSION
Salaries and wages	\$3,976,792	(\$42,525)	\$3,934,267
Operating expenses	2,415,560		2,415,560
Grants	27,168,380		27,168,380
HFA contingencies	<u>100,000</u>		<u>100,000</u>
Total all funds	\$33,660,732	(\$42,525)	\$33,618,207
Less estimated income	<u>33,660,732</u>	<u>(42,525)</u>	<u>33,618,207</u>
General fund	\$0	\$0	\$0
FTE	43.00	0.00	43.00

Dept. 473 - Housing Finance Agency - Detail of House Changes

	REMOVES RECOMMENDED SALARY INCREASE ¹	TOTAL HOUSE CHANGES
Salaries and wages	(\$42,525)	(\$42,525)
Operating expenses		
Grants		
HFA contingencies		
Total all funds	(\$42,525)	(\$42,525)

Less estimated income	(42,525)	(42,525)
General fund	\$0	\$0
FTE	0.00	0.00

¹ This amendment removes the Governor's recommendation for state employee salary increases and retains the recommended state payment for health insurance premiums.

House Bill No. 1015 - Mill and Elevator - House Action

This amendment limits the 2003-05 biennium transfer of funds from the Mill and Elevator to the general fund to the 2003-05 estimated net income of the Mill and Elevator as projected by the Industrial Commission.

SECOND READING OF HOUSE BILL

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 industrial commission; to provide a continuing appropriation; to provide an exemption; to authorize transfers; 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 90 YEAS, 0 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Amerman; Bellew; Belter; Berg; Bernstein; Boe; Boehning; Boucher; Brusegaard; Carlisle; Carlson; Clark; DeKrey; Delmore; Delzer; Devlin; Dosch; Drovda; Ekstrom; Froelich; Froseth; Galvin; Glassheim; Grande; Grosz; Gulleson; Haas; Hanson; Hawken; Headland; Herbel; Hunskor; Iverson; Johnson, D.; Johnson, N.; Kasper; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein, F.; Klein, M.; Klemm; Koppelman; Kreidt; Kretschmar; Kroeber; Maragos; Martinson; Meier; Metcalf; Monson; Mueller; Nelson; Nicholas; Niemeier; Norland; Nottestad; Onstad; Pietsch; Pollert; Porter; Potter; Price; Rennerfeldt; Ruby; Sandvig; Schmidt; Severson; Sitte; Skarphol; Solberg; Svedjan; Thoreson; Thorpe; Tieman; Timm; Uglem; Warner; Warnke; Weiler; Weisz; Wieland; Wikenheiser; Williams; Winrich; Zaiser; Speaker Wentz

ABSENT AND NOT VOTING: Eckre; Keiser; Wald; Wrangham

Engrossed HB 1015 passed, the title was agreed to, and the emergency clause was declared carried.

REPORT OF STANDING COMMITTEE

HB 1023: Appropriations Committee (Rep. Svedjan, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (17 YEAS, 5 NAYS, 1 ABSENT AND NOT VOTING). HB 1023 was placed on the Sixth order on the calendar.

Page 1, line 18, replace "remodel" with "remodeling"

Page 1, after line 22, insert:

"The bonding authority provided for the state department of health east laboratory remodeling project in the amount of \$614,865 must be reduced by any available moneys the department is able to use from the funding provided by the centers for disease control and prevention and health resources and services administration for bioterrorism programs."

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

This amendment adds a statement to Section 1 of the bill providing that the bonding authority provided for the State Department of Health East Laboratory remodeling project shall be reduced by any available moneys the department is able to use from the funding provided by the Centers for Disease Control and Prevention and Health Resources and Services Administration for bioterrorism programs.

SECOND READING OF HOUSE BILL

HB 1023: A BILL for an Act to provide an appropriation for capital projects of various state departments; to provide an appropriation for state facility energy improvement capital projects of various state departments and institutions; to authorize the industrial commission to issue and sell evidences of indebtedness for capital projects; 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 55 YEAS, 36 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Amerman; Berg; Boehning; Boucher; Brusegaard; Carlisle; Clark; Dosch; Ekstrom; Galvin; Glassheim; Grosz; Gulleston; Haas; Hanson; Hawken; Headland; Hunsakor; Iverson; Johnson, D.; Johnson, N.; Kelsch, R.; Kelsh, S.; Kingsbury; Klemm; Kreidt; Kretschmar; Maragos; Martinson; Meier; Metcalf; Mueller; Nicholas; Niemeier; Norland; Nottestad; Onstad; Potter; Rennerfeldt; Schmidt; Sitte; Solberg; Svedjan; Thoreson; Thorpe; Tieman; Timm; Uglem; Warnke; Weiler; Wikenheiser; Williams; Winrich; Speaker Wentz

NAYS: Bellew; Belter; Bernstein; Boe; Carlson; DeKrey; Delmore; Delzer; Devlin; Drovda; Froelich; Froseth; Grande; Herbel; Kasper; Kempenich; Kerzman; Klein, F.; Klein, M.; Koppelman; Kroeber; Monson; Nelson; Pietsch; Pollert; Porter; Price; Ruby; Sandvig; Severson; Skarphol; Warner; Weisz; Wieland; Wrangham; Zaiser

ABSENT AND NOT VOTING: Eckre; Keiser; Wald

Engrossed HB 1023 passed, the title was agreed to, but the emergency clause lost.

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 2009, SB 2048, SB 2077, SB 2112, SB 2149, SB 2215, SB 2240, SB 2271, SB 2296, SB 2310, SB 2315, SB 2322, SB 2324, SB 2329, SB 2334, SB 2341, SB 2343, SB 2347, SB 2362, SB 2390, SB 2401, SCR 4016, SCR 4018, SCR 4022, SCR 4030.

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 2326.

MESSAGE TO THE SENATE FROM THE HOUSE (BRADLEY C. FAY, CHIEF CLERK)

MR. PRESIDENT: The House has passed, the emergency clause carried, and your favorable consideration is requested on: HB 1200.

MESSAGE TO THE SENATE FROM THE HOUSE (BRADLEY C. FAY, CHIEF CLERK)

MR. PRESIDENT: The House has passed and your favorable consideration is requested on: HB 1043, HB 1050, HB 1180, HB 1197, HB 1205, HB 1219, HB 1274, HB 1352, HB 1361, HB 1388, HB 1423, HB 1426, HB 1461, HB 1469, HB 1477, HB 1478, HB 1503.

MESSAGE TO THE SENATE FROM THE HOUSE (BRADLEY C. FAY, CHIEF CLERK)

MR. PRESIDENT: The House has passed and your favorable consideration is requested on: HCR 3001, HCR 3004, HCR 3005, HCR 3010, HCR 3015, HCR 3019, HCR 3021, HCR 3023, HCR 3024, HCR 3025, HCR 3026, HCR 3027, HCR 3028, HCR 3031, HCR 3032, HCR 3033, HCR 3034, HCR 3035, HCR 3036, HCR 3039, HCR 3040, HCR 3042, HCR 3047, HCR 3048, HCR 3050.

REPORT OF STANDING COMMITTEE

HB 1218: Natural Resources Committee (Rep. Nelson, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (11 YEAS, 1 NAY, 2 ABSENT AND NOT VOTING). HB 1218 was placed on the Sixth order on the calendar.

Page 1, line 3, replace "owners" with "lessees"

Page 1, line 8, remove the overstrike over "a"

Page 1, line 9, remove the overstrike over "~~lessee owning~~" and remove "the owner of"

Page 1, line 11, remove the overstrike over "~~lessee's~~" and remove "owner's"

Page 1, line 12, remove the overstrike over "~~lessee~~" and remove "~~owner~~"

Page 1, line 13, overstrike "The" and remove "recovery of a risk penalty is as follows:"

Page 1, line 14, remove "a." and replace "owner's" with "lessee's"

Page 1, line 16, remove the overstrike over "~~lessee's~~" and remove "~~owner's~~"

Page 1, line 19, remove the overstrike over "~~No risk~~"

Page 1, remove the overstrike over line 20

Page 1, remove lines 21 through 24

Page 2, remove lines 1 through 8

Page 2, line 18, remove the overstrike over "~~lessees~~" and remove "~~owners~~"

Page 2, line 20, replace "~~owner~~" with "lessee"

Page 2, line 21, replace "~~owner~~" with "lessee"

Page 2, line 22, remove "The recovery of the risk penalty is as follows:"

Page 2, line 23, remove "a." and replace "owner's" with "lessee's"

Page 2, line 25, replace "owner's" with "lessee's"

Page 2, line 27, remove the underscored period

Page 2, remove lines 28 through 30

Page 3, remove lines 1 through 7

Page 3, line 8, remove "participate in the risk of the unit expense"

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1350: Appropriations Committee (Rep. Svedjan, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (23 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1350 was placed on the Sixth order on the calendar.

Page 1, line 8, after "fund" insert "of up to two hundred fifty thousand dollars"

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1385: Appropriations Committee (Rep. Svedjan, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO NOT PASS** (13 YEAS, 9 NAYS, 1 ABSENT AND NOT VOTING). HB 1385 was placed on the Sixth order on the calendar.

Page 1, line 8, after "**gas**" insert "or refusing to purchase gas"

Page 3, after line 5, insert:

"7. This section applies only to purchasing, gathering, processing, and treating of natural gas produced in this state. This section does not apply to any other transportation or sale of natural gas, to the local distribution of natural gas, or to the facilities used for the local distribution which are otherwise subject to state or federal regulation."

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1389: Appropriations Committee (Rep. Svedjan, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS**

(16 YEAS, 6 NAYS, 1 ABSENT AND NOT VOTING). HB 1389 was placed on the Sixth order on the calendar.

Page 1, line 1, after "A BILL" replace the remainder of the bill with "for an Act to amend and reenact sections 4-05.1-02, 4-05.1-04, 4-05.1-16, and 4-05.1-19 of the North Dakota Century Code, relating to the duties, responsibilities, and membership of the state board of agricultural research and education.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. AMENDMENT. Section 4-05.1-02 of the North Dakota Century Code is amended and reenacted as follows:

4-05.1-02. Agricultural experiment station. The state board of agricultural research and education shall establish policies governing the direction and control of the North Dakota agricultural experiment station and the president of North Dakota state university shall ~~control and administer the North Dakota~~ agricultural experiment station, subject to the supervision of the state board of higher education. Funds appropriated to the agricultural experiment station may not be commingled with funds appropriated to North Dakota state university. Appropriation requests to defray expenses of the agricultural experiment station must be separate from appropriation requests to defray expenses of North Dakota state university.

SECTION 2. AMENDMENT. Section 4-05.1-04 of the North Dakota Century Code is amended and reenacted as follows:

4-05.1-04. Reports. Each center director shall submit an annual report to the station director as directed by the ~~state board of agricultural research and education~~ president of North Dakota state university. Each report must set forth in detail the investigations and experiments made during the preceding year, recommendations for the welfare of the center, the financial condition of the center, how all moneys have been expended, and the results of experiments. The station director shall submit these reports, with a report of the North Dakota state university main research center, to the state board of agricultural research and education and the state board of higher education on or before the first day of September of each year. If the state board of higher education submits a biennial report to the governor and the secretary of state in accordance with section 54-06-04, the report must include a composite of the reports from the main research center and each research extension center.

SECTION 3. AMENDMENT. Section 4-05.1-16 of the North Dakota Century Code is amended and reenacted as follows:

4-05.1-16. State board of agricultural research and education - Membership - Terms.

1. The state board of agricultural research and education consists of:
 - a. ~~The president of North Dakota state university or the president's designee;~~
 - b. ~~The vice president of agricultural affairs at North Dakota state university, who serves in an ex-officio nonvoting capacity;~~
 - c. ~~The administrator of the agricultural experiment station, who serves in an ex-officio nonvoting capacity;~~
 - d. ~~The five persons~~ Five individuals appointed to the agricultural consultation board by the ag coalition and serving in that capacity on July 1, 1997;
 - e. ~~b.~~ b. ~~The five persons~~ Five individuals appointed to the agricultural consultation board by the extension service's multicounty program units and serving in that capacity on July 1, 1997;
 - f. ~~The two persons appointed to the agricultural consultation board by the president of North Dakota state university as representatives of the state's research extension centers and serving in that capacity on July 1, 1997;~~

- ~~g.~~ The agriculture commissioner, who serves in an ex officio nonvoting capacity;
 - ~~h.~~ The director of the North Dakota state university extension service, who serves in an ex officio nonvoting capacity; and
 - ~~i.~~ c. Two members of the legislative assembly appointed by the chairman of the legislative council. The chairman shall appoint one member from each political faction. The terms of members are for two years, and members may be reappointed. The legislative council shall pay the compensation and expense reimbursement for the legislative members.
2. As the terms of office held on the effective date of this Act by individuals listed in subdivisions a and b of subsection 1 expire, the ag coalition shall provide to the governor a list of two names for each position and the governor shall appoint an individual to each position from that list.
3. a. The initial five members appointed by the ag coalition shall select their terms by lot so that one member serves for one year, one member serves for two years, one member serves for three years, one member serves for four years, and one member serves for five years.
- b. The initial five members appointed by the extension service's multicounty program units shall select their terms by lot so that one member serves for one year, one member serves for two years, one member serves for three years, one member serves for four years, and one member serves for five years.
- ~~e.~~ The two persons appointed as representatives of the state's research extension centers shall serve only through June 30, 1998.
- ~~3.~~ 4. At the completion of each initial term, the term of office for each member is five years, beginning on July first. No person may be appointed to a second five-year term.
- ~~4.~~ ~~a.~~ At least ninety days before the conclusion of the initial term of each member appointed by the ag coalition, the ag coalition shall provide to the state board of higher education a list of one or more names from which the state board of higher education shall appoint a successor. Future appointments to these five positions must be made in the same manner. The state board of higher education shall ensure that four out of the five seats are held by agricultural producers.
- ~~b.~~ At least ninety days before the conclusion of the initial term of each member appointed by the extension service's multicounty program units, the units through their advisory groups shall provide to the state board of higher education a list of one or more names from which the state board of higher education shall appoint a successor. Future appointments to these five positions must be made in the same manner. The state board of higher education shall ensure that four out of the five seats are held by agricultural producers.

SECTION 4. AMENDMENT. Section 4-05.1-19 of the North Dakota Century Code is amended and reenacted as follows:

4-05.1-19. State board of agricultural research and education - Duties.

Within the policies of the state board of higher education, the state board of agricultural research and education is responsible for budgeting and policymaking establishing and directing policies associated with the agricultural experiment station and the North Dakota state university extension service. The board of agricultural research and education shall:

1. Determine the causes of any adverse economic impacts on crops and livestock produced in this state;
2. Develop ongoing strategies for the provision of research solutions and resources to negate adverse economic impacts on crops and livestock produced in this state;

3. ~~Develop ongoing strategies for the dissemination of research information through the extension service;~~
4. ~~Implement~~ Collaborate with the president of North Dakota state university to implement the strategies developed under ~~subsections~~ subsection 2 and 3, subject to approval by the state board of higher education;
5. ~~Develop, with the agricultural experiment station and the North Dakota state university extension service, an annual~~
4. Receive budget development updates from the president of North Dakota state university and upon completion review and approve the biennial budget for the operations of these entities;
6. ~~Develop a biennial budget request and submit that request to the president of North Dakota state university and the state board of higher education;~~
7. ~~Maximize the use of existing financial resources, equipment, and facilities to generate the greatest economic benefit from research and extension efforts and to promote efficiency;~~the agricultural experiment station and the North Dakota state university extension service;
8. 5. Annually evaluate the results of research and extension activities and expenditures and ~~report~~provide the findings to the budget section of the legislative council and the state board of higher education;
9. ~~Advise the president of North Dakota state university regarding the recruitment, selection, and performance of the vice president of agricultural affairs, the extension service director, and the station director; and~~
10. 6. Present a status reportAnnually provide to the budget section of the legislative council a five-year plan that addresses the future of agriculture in this state and the role of the agricultural experiment station in that vision."

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1403, as engrossed: Transportation Committee (Rep. Weisz, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (6 YEAS, 5 NAYS, 2 ABSENT AND NOT VOTING). Engrossed HB 1403 was placed on the Sixth order on the calendar.

Page 1, line 7, replace "all" with "the railroad shall reclaim the"

Page 1, line 8, replace "must be reclaimed" with "unless the railroad sells or donates the property"

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1431, as reengrossed: Appropriations Committee (Rep. Svedjan, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (13 YEAS, 4 NAYS, 6 ABSENT AND NOT VOTING). Reengrossed HB 1431 was placed on the Sixth order on the calendar.

Page 4, replace lines 26 through 31 with:

"57-36-10.1. Indicia may be purchased at cost.A licensed distributor may purchase indicia for cigarettes at a cost not to exceed the cost of producing and distributing the indicia."

Page 5, remove lines 1 through 3

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1490, as engrossed: Political Subdivisions Committee (Rep. Froseth, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO**

PASS (9 YEAS, 5 NAYS, 0 ABSENT AND NOT VOTING). Engrossed HB 1490 was placed on the Sixth order on the calendar.

Page 4, line 20, replace "five" with "ten"

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1497: Appropriations Committee (Rep. Svedjan, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (20 YEAS, 3 NAYS, 0 ABSENT AND NOT VOTING). HB 1497 was placed on the Sixth order on the calendar.

Page 1, line 7, replace "a seven-member" with "an eight-member"

Page 1, line 8, after the period insert "The council shall appoint at least four legislators to the committee."

Page 2, line 1, after the period insert "At least one of the five state agencies or departments selected must be an agency or department that spends state funding to provide development assistance to private businesses."

Page 2, line 18, remove the second "and"

Page 2, remove line 19

Page 2, line 20, remove "each even-numbered year,"

Page 2, line 21, after the period insert "A copy of the strategic plan must be submitted to the office of management and budget and the legislative council by March fifteenth of each even-numbered year."

Renumber accordingly

MOTION

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

MOTION

REP. MONSON MOVED that the House be on the Fifth, Seventh, Ninth, and Thirteenth orders of business and at the conclusion of those orders, the House stand adjourned until 8:00 p.m., Thursday, February 20, 2003, which motion prevailed.

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

BRADLEY C. FAY, Chief Clerk

