

## JOURNAL OF THE SENATE

## Sixtieth Legislative Assembly

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Bismarck, February 13, 2007

The Senate convened at 8:00 a.m., with President Dalrymple presiding.

The prayer was offered by Pastor Keith Ritchie, Cornerstone Community Church, Bismarck.

The roll was called and all members were present except Senators Andrist and Behm.

A quorum was declared by the President.

## CONSIDERATION OF AMENDMENTS

**SB 2363: SEN. HORNE (Finance and Taxation Committee) MOVED** that the amendments on SJ pages 430-432 be adopted with **DO PASS**, which motion prevailed.

## ANNOUNCEMENT

**PRESIDENT DALRYMPLE ANNOUNCED** that Engrossed SB 2363 will be rereferred to the Appropriations Committee.

## CONSIDERATION OF AMENDMENTS

**SB 2215: SEN. OEHLKE (Finance and Taxation Committee) MOVED** that the amendments on SJ page 428 be adopted with **DO PASS**, which motion prevailed.

## ANNOUNCEMENT

**PRESIDENT DALRYMPLE ANNOUNCED** that Engrossed SB 2215 will be rereferred to the Appropriations Committee.

## SECOND READING OF SENATE BILL

**SB 2253:** A BILL for an Act to create and enact a new section to chapter 57-39.2 of the North Dakota Century Code, relating to sales and use tax refunds for purchases by contractors for tax-exempt entities; to repeal section 57-40.2-03.3 of the North Dakota Century Code, relating to use tax payments by contractors; and to provide an effective date.

## ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 5 YEAS, 40 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Klein; Nelson; O'Connell; Potter; Warner

**NAYS:** Anderson; Bakke; Bowman; Christmann; Cook; Dever; Erbele; Fiebiger; Fischer; Flakoll; Freborg; Grindberg; Hacker; Heckaman; Heitkamp; Holmberg; Horne; Kilzer; Krauter; Krebsbach; Lee, G.; Lee, J.; Lindaas; Lyson; Marcellais; Mathern; Nothing; Oehlke; Olafson; Pomeroy; Robinson; Seymour; Stenehjem; Tallackson; Taylor; Tollefson; Triplett; Urlacher; Wanzek; Wardner

**ABSENT AND NOT VOTING:** Andrist; Behm

SB 2253 lost.

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## SECOND READING OF SENATE BILL

**SB 2322:** A BILL for an Act to amend and reenact section 57-39.2-26.1 of the North Dakota Century Code, relating to state aid distribution fund allocation of sales, gross receipts, use, and motor vehicle excise tax revenues among political subdivisions; and to provide an effective date.

## MOTION

**SEN. KRAUTER MOVED** that SB 2322 be amended as follows:

Page 1, line 9, remove "sixty" and overstrike "percent" and insert immediately thereafter "the state aid distribution fund percentage"

Page 1, line 13, after the period insert "The state aid distribution fund percentage is forty percent through December 31, 2007, fifty percent from January 1, 2008, through December 31, 2008, and sixty percent after December 31, 2008."

Page 4, line 1, replace "taxable events occurring" with "tax collections received by the commissioner"

Renumber accordingly

#### REQUEST

**SEN. KRAUTER REQUESTED** a recorded roll call vote on the motion to adopt the proposed amendments to SB 2322, which request was granted.

#### ROLL CALL

The question being on the motion to adopt the proposed amendments to SB 2322, the roll was called and there were 20 YEAS, 25 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Anderson; Bakke; Fiebiger; Heckaman; Heitkamp; Horne; Krauter; Lindaas; Marcellais; Mathern; Nelson; O'Connell; Pomeroy; Potter; Robinson; Seymour; Tallackson; Taylor; Triplett; Warner

**NAYS:** Bowman; Christmann; Cook; Dever; Erbele; Fischer; Flakoll; Freborg; Grindberg; Hacker; Holmberg; Kilzer; Klein; Krebsbach; Lee, G.; Lee, J.; Lyson; Nething; Oehlke; Olafson; Stenehjerm; Tollefson; Urlacher; Wanzek; Wardner

**ABSENT AND NOT VOTING:** Andrist; Behm

The proposed amendments to SB 2322 failed.

#### 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 21 YEAS, 24 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Anderson; Bakke; Fiebiger; Grindberg; Heckaman; Heitkamp; Horne; Krauter; Lindaas; Marcellais; Mathern; Nelson; O'Connell; Pomeroy; Potter; Robinson; Seymour; Tallackson; Taylor; Triplett; Warner

**NAYS:** Bowman; Christmann; Cook; Dever; Erbele; Fischer; Flakoll; Freborg; Hacker; Holmberg; Kilzer; Klein; Krebsbach; Lee, G.; Lee, J.; Lyson; Nething; Oehlke; Olafson; Stenehjerm; Tollefson; Urlacher; Wanzek; Wardner

**ABSENT AND NOT VOTING:** Andrist; Behm

SB 2322 lost.

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#### MOTION

**SEN. CHRISTMANN MOVED** that the Senate stand in recess until 12:30 p.m., which motion prevailed.

**THE SENATE RECONVENED** pursuant to recess taken, with President Dalrymple presiding.

#### CONSIDERATION OF AMENDMENTS

**SB 2021: SEN. WARDNER (Appropriations Committee) MOVED** that the amendments on SJ pages 426-428 be adopted and then be placed on the Eleventh order with **DO PASS**.

#### REQUEST

**SEN. HEITKAMP REQUESTED** a recorded roll call vote on the proposed amendments to SB 2021, which request was granted.

#### REQUEST

**SEN. MATHERN REQUESTED** that the question of the adoption of the amendments to SB 2021 be divided to have the sections voted on separately in the following manner, which request was granted on a voice vote.

**DIVISION A:** Section 5 of the amendments.

**DIVISION B:** The remainder of the amendments.

The question being the motion to adopt Division A of the proposed amendments to SB 2021, the motion passed on a voice vote.

Division A of the proposed amendments to SB 2021 was adopted on a voice vote.

#### **REQUEST**

**SEN. HEITKAMP REQUESTED** a recorded roll call vote on Division B of the proposed amendments to SB 2021, which request was granted.

#### **ROLL CALL**

The question being the motion to adopt Division B of the proposed amendments to SB 2021, the roll was called and there were 26 YEAS, 20 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

**YEAS:** Andrist; Bowman; Christmann; Cook; Dever; Erbele; Fischer; Flakoll; Freborg; Grindberg; Hacker; Holmberg; Kilzer; Klein; Krebsbach; Lee, G.; Lee, J.; Lyson; Oehlke; Olafson; Stenehjem; Tallackson; Tollefson; Urlacher; Wanzek; Wardner

**NAYS:** Anderson; Bakke; Fiebigler; Heckaman; Heitkamp; Horne; Krauter; Lindaas; Marcellais; Mathern; Nelson; Nothing; O'Connell; Pomeroy; Potter; Robinson; Seymour; Taylor; Triplett; Warner

**ABSENT AND NOT VOTING:** Behm

Division B of the proposed amendments to SB 2021 was adopted.

Therefore, the question being the adoption of the proposed amendments, which consist of both Division A and Division B, The roll was called and there were 27 YEAS, 19 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

**YEAS:** Andrist; Bowman; Christmann; Cook; Dever; Erbele; Fischer; Flakoll; Freborg; Grindberg; Hacker; Holmberg; Kilzer; Klein; Krebsbach; Lee, G.; Lee, J.; Lyson; Nothing; Oehlke; Olafson; Stenehjem; Tallackson; Tollefson; Urlacher; Wanzek; Wardner

**NAYS:** Anderson; Bakke; Fiebigler; Heckaman; Heitkamp; Horne; Krauter; Lindaas; Marcellais; Mathern; Nelson; O'Connell; Pomeroy; Potter; Robinson; Seymour; Taylor; Triplett; Warner

**ABSENT AND NOT VOTING:** Behm

The proposed amendments were adopted.

Engrossed SB 2021 was placed on the Eleventh order.

#### **CONSIDERATION OF AMENDMENTS**

**SB 2247: SEN. WANZEK (Agriculture Committee) MOVED** that the amendments on SJ page 428 be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed.

#### **CONSIDERATION OF AMENDMENTS**

**SB 2276, as engrossed: SEN. WARDNER (Appropriations Committee) MOVED** that the amendments on SJ page 429 be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed.

#### **CONSIDERATION OF AMENDMENTS**

**SB 2277: SEN. HECKAMAN (Agriculture Committee) MOVED** that the amendments on SJ page 429 be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed.

#### **CONSIDERATION OF AMENDMENTS**

**SB 2347, as engrossed: SEN. KREBSBACH (Appropriations Committee) MOVED** that the amendments on SJ pages 429-430 be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed.

**CONSIDERATION OF AMENDMENTS**

**SB 2353: SEN. OEHLKE (Government and Veterans Affairs Committee) MOVED** that the amendments on SJ pages 398-401 be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed.

**MOTION**

**SEN. CHRISTMANN MOVED** that after action taken on the Sixth order, SB 2348 and SB 2353 be placed on the Eleventh order, as amended, for immediate second reading and final passage, which motion prevailed.

**SECOND READING OF SENATE BILL**

**SB 2353:** A BILL for an Act to amend and reenact sections 37-01-40, 37-19.1-01, and 37-19.1-02 and subsection 1 of section 37-19.1-04 of the North Dakota Century Code, relating to veterans and veterans' preferences.

**MOTION**

**SEN. OEHLKE MOVED** that Engrossed SB 2353 be amended as follows, which motion prevailed on a voice vote.

Page 1, line 10, remove the overstrike over "~~for~~", after "~~months~~" insert "one hundred eighty days", remove the overstrike over "~~or~~", and remove the underscored comma

Page 3, line 1, overstrike "an established" and insert immediately thereafter "a"

Page 6, line 19, after "made" insert "less amounts otherwise earnable through due diligence"

Renumber accordingly

**ROLL CALL**

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

**YEAS:** Anderson; Andrist; Bakke; Bowman; Christmann; Cook; Dever; Erbele; Fiebiger; Fischer; Flakoll; Freborg; Grindberg; Hacker; Heckaman; Heitkamp; Holmberg; Horne; Kilzer; Klein; Krauter; Krebsbach; Lee, G.; Lee, J.; Lindaas; Lyson; Marcellais; Mathern; Nelson; Nething; O'Connell; Oehlke; Olafson; Pomeroy; Potter; Robinson; Seymour; Stenehjerm; Tallackson; Taylor; Tollefson; Triplett; Urlacher; Wanzek; Wardner; Warner

**ABSENT AND NOT VOTING:** Behm

Reengrossed SB 2353 passed and the title was agreed to.

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**CONSIDERATION OF AMENDMENTS**

**SB 2348: SEN. BAKKE (Education Committee) MOVED** that the amendments on SJ page 430 be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed.

**SECOND READING OF SENATE BILL**

**SB 2348:** A BILL for an Act relating to high school tournament site selections.

**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 30 YEAS, 16 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

**YEAS:** Anderson; Andrist; Bakke; Christmann; Dever; Fiebiger; Flakoll; Freborg; Grindberg; Hacker; Heckaman; Heitkamp; Holmberg; Horne; Krebsbach; Lee, G.; Lee, J.; Lindaas; Marcellais; Oehlke; Olafson; Pomeroy; Potter; Seymour; Stenehjerm; Taylor; Tollefson; Triplett; Urlacher; Warner

**NAYS:** Bowman; Cook; Erbele; Fischer; Kilzer; Klein; Krauter; Lyson; Mathern; Nelson; Nething; O'Connell; Robinson; Tallackson; Wanzek; Wardner

**ABSENT AND NOT VOTING:** Behm

Engrossed SB 2348 passed and the title was agreed to.

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**SECOND READING OF HOUSE BILL**

**HB 1454:** A BILL for an Act to create and enact a new section to chapter 34-06 of the North Dakota Century Code, relating to an increase in the state's minimum wage and collective bargaining agreement use of the state minimum wage; to provide a contingent effective date; and to declare an emergency.

**MOTION**

**SEN. POTTER MOVED** that Engrossed HB 1454 be amended as follows:

Page 1, line 2, replace "and collective bargaining" with a period

Page 1, remove lines 3 and 4

Page 1, line 11, replace "on the effective date of this Act" with "August 1, 2007"

Page 1, line 13, replace "twelve months after the effective date of this Act" with "August 1, 2008"

Page 1, line 15, replace "twenty-four months after the effective date of this Act" with "August 1, 2009"

Page 1, remove lines 20 through 24

Renumber accordingly

**REQUEST**

**SEN. POTTER REQUESTED** a recorded roll call vote on the motion to adopt the proposed amendments to Engrossed HB 1454, which request was granted.

**ROLL CALL**

The question being on the motion to adopt the proposed amendments to Engrossed HB 1454, the roll was called and there were 20 YEAS, 26 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

**YEAS:** Anderson; Bakke; Fiebiger; Heckaman; Heitkamp; Horne; Krauter; Lindaas; Marcellais; Mathern; Nelson; O'Connell; Pomeroy; Potter; Robinson; Seymour; Tallackson; Taylor; Triplett; Warner

**NAYS:** Andrist; Bowman; Christmann; Cook; Dever; Erbele; Fischer; Flakoll; Freborg; Grindberg; Hacker; Holmberg; Kilzer; Klein; Krebsbach; Lee, G.; Lee, J.; Lyson; Nething; Oehlke; Olafson; Stenehjelm; Tollefson; Urlacher; Wanzek; Wardner

**ABSENT AND NOT VOTING:** Behm

The proposed amendments to Engrossed HB 1454 failed.

**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 46 YEAS, 0 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

**YEAS:** Anderson; Andrist; Bakke; Bowman; Christmann; Cook; Dever; Erbele; Fiebiger; Fischer; Flakoll; Freborg; Grindberg; Hacker; Heckaman; Heitkamp; Holmberg; Horne; Kilzer; Klein; Krauter; Krebsbach; Lee, G.; Lee, J.; Lindaas; Lyson; Marcellais; Mathern; Nelson; Nething; O'Connell; Oehlke; Olafson; Pomeroy; Potter; Robinson; Seymour; Stenehjelm; Tallackson; Taylor; Tollefson; Triplett; Urlacher; Wanzek; Wardner; Warner

**ABSENT AND NOT VOTING:** Behm

Engrossed HB 1454 passed, the title was agreed to, and the emergency clause was declared carried.

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**SECOND READING OF SENATE BILL**

**SB 2370:** A BILL for an Act to create and enact a new section to chapter 34-06 of the North Dakota Century Code, relating to the state minimum wage rate; to provide a contingent effective date; 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 NOT PASS, the roll was called and there were 16 YEAS, 30 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

**YEAS:** Anderson; Bakke; Fiebiger; Heitkamp; Krauter; Mathern; Nelson; O'Connell; Pomeroy; Potter; Robinson; Seymour; Tallackson; Taylor; Triplett; Warner

**NAYS:** Andrist; Bowman; Christmann; Cook; Dever; Erbele; Fischer; Flakoll; Freborg; Grindberg; Hacker; Heckaman; Holmberg; Horne; Kilzer; Klein; Krebsbach; Lee, G.; Lee, J.; Lindaas; Lyson; Marcellais; Nething; Oehlke; Olafson; Stenehjem; Tollefson; Urlacher; Wanzek; Wardner

**ABSENT AND NOT VOTING:** Behm

SB 2370 lost.

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**SECOND READING OF SENATE BILL**

**SB 2122:** A BILL for an Act to create and enact a new section to chapter 34-06 of the North Dakota Century Code, relating to the state minimum wage rate.

**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, 26 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

**YEAS:** Anderson; Bakke; Fiebiger; Heckaman; Heitkamp; Horne; Krauter; Lindaas; Marcellais; Mathern; Nelson; O'Connell; Pomeroy; Potter; Robinson; Seymour; Tallackson; Taylor; Triplett; Warner

**NAYS:** Andrist; Bowman; Christmann; Cook; Dever; Erbele; Fischer; Flakoll; Freborg; Grindberg; Hacker; Holmberg; Kilzer; Klein; Krebsbach; Lee, G.; Lee, J.; Lyson; Nething; Oehlke; Olafson; Stenehjem; Tollefson; Urlacher; Wanzek; Wardner

**ABSENT AND NOT VOTING:** Behm

SB 2122 lost.

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**SECOND READING OF SENATE BILL**

**SB 2217:** A BILL for an Act to amend and reenact section 43-01-18 of the North Dakota Century Code, relating to abstractor fees; and to provide for a legislative council study.

**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 42 YEAS, 4 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

**YEAS:** Anderson; Andrist; Bakke; Bowman; Christmann; Dever; Fiebiger; Fischer; Flakoll; Freborg; Grindberg; Hacker; Heckaman; Heitkamp; Holmberg; Horne; Kilzer; Klein; Krauter; Krebsbach; Lee, G.; Lee, J.; Lindaas; Lyson; Mathern; Nelson; Nething; Oehlke; Olafson; Pomeroy; Potter; Robinson; Seymour; Stenehjem; Tallackson; Taylor; Tollefson; Triplett; Urlacher; Wanzek; Wardner; Warner

**NAYS:** Cook; Erbele; Marcellais; O'Connell

**ABSENT AND NOT VOTING:** Behm

Engrossed SB 2217 passed and the title was agreed to.

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**SECOND READING OF SENATE BILL**

**SB 2218:** A BILL for an Act to amend and reenact section 26.1-20-05 of the North Dakota Century Code, relating to title insurance.

**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 2 YEAS, 44 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

**YEAS:** Anderson; Holmberg

**NAYS:** Andrist; Bakke; Bowman; Christmann; Cook; Dever; Erbele; Fiebiger; Fischer; Flakoll; Freborg; Grindberg; Hacker; Heckaman; Heitkamp; Horne; Kilzer; Klein; Krauter; Krebsbach; Lee, G.; Lee, J.; Lindaas; Lyson; Marcellais; Mathern; Nelson; Nothing; O'Connell; Oehlke; Olafson; Pomeroy; Potter; Robinson; Seymour; Stenehjerm; Tallackson; Taylor; Tollefson; Triplett; Urlacher; Wanzek; Wardner; Warner

**ABSENT AND NOT VOTING:** Behm

SB 2218 lost.

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**SECOND READING OF SENATE BILL**

**SB 2239:** A BILL for an Act to amend and reenact subsection 1 of section 16.1-13-17 and sections 16.1-13-22 and 16.1-13-27 of the North Dakota Century Code, relating to general election provisions.

**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 46 YEAS, 0 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

**YEAS:** Anderson; Andrist; Bakke; Bowman; Christmann; Cook; Dever; Erbele; Fiebiger; Fischer; Flakoll; Freborg; Grindberg; Hacker; Heckaman; Heitkamp; Holmberg; Horne; Kilzer; Klein; Krauter; Krebsbach; Lee, G.; Lee, J.; Lindaas; Lyson; Marcellais; Mathern; Nelson; Nothing; O'Connell; Oehlke; Olafson; Pomeroy; Potter; Robinson; Seymour; Stenehjerm; Tallackson; Taylor; Tollefson; Triplett; Urlacher; Wanzek; Wardner; Warner

**ABSENT AND NOT VOTING:** Behm

Engrossed SB 2239 passed and the title was agreed to.

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**SECOND READING OF SENATE BILL**

**SB 2166:** A BILL for an Act to amend and reenact subsection 22 of section 54-52-01, subsections 2 and 3 of section 54-52-05, section 54-52-06, subsection 8 of section 54-52.6-01, and subsection 3 of section 54-52.6-09 of the North Dakota Century Code, relating to the definition of wages and salaries and employer contributions for employees of the North Dakota mill and elevator association under the public employees retirement system; to provide an appropriation; 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 20 YEAS, 26 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

**YEAS:** Anderson; Bakke; Cook; Flakoll; Grindberg; Hacker; Heitkamp; Holmberg; Krauter; Lindaas; Mathern; O'Connell; Potter; Robinson; Seymour; Tallackson; Taylor; Triplett; Wardner; Warner

**NAYS:** Andrist; Bowman; Christmann; Dever; Erbele; Fiebiger; Fischer; Freborg; Heckaman; Horne; Kilzer; Klein; Krebsbach; Lee, G.; Lee, J.; Lyson; Marcellais; Nelson; Nothing; Oehlke; Olafson; Pomeroy; Stenehjerm; Tollefson; Urlacher; Wanzek

**ABSENT AND NOT VOTING:** Behm

Engrossed SB 2166 lost.

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**SECOND READING OF SENATE BILL**

**SB 2243:** A BILL for an Act to provide an appropriation to the department of corrections and rehabilitation to provide funding for community service supervision grants.

**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 46 YEAS, 0 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

**YEAS:** Anderson; Andrist; Bakke; Bowman; Christmann; Cook; Dever; Erbele; Fiebiger; Fischer; Flakoll; Freborg; Grindberg; Hacker; Heckaman; Heitkamp; Holmberg; Horne; Kilzer; Klein; Krauter; Krebsbach; Lee, G.; Lee, J.; Lindaas; Lyson; Marcellais; Mathern; Nelson; Nething; O'Connell; Oehlke; Olafson; Pomeroy; Potter; Robinson; Seymour; Stenehjerm; Tallackson; Taylor; Tollefson; Triplett; Urlacher; Wanzek; Wardner; Warner

**ABSENT AND NOT VOTING:** Behm

SB 2243 passed and the title was agreed to.

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**SECOND READING OF SENATE BILL**

**SB 2251:** A BILL for an Act to amend and reenact section 20.1-04-07 of the North Dakota Century Code, relating to a wild turkey hunting license raffle and auction.

**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 46 YEAS, 0 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

**YEAS:** Anderson; Andrist; Bakke; Bowman; Christmann; Cook; Dever; Erbele; Fiebiger; Fischer; Flakoll; Freborg; Grindberg; Hacker; Heckaman; Heitkamp; Holmberg; Horne; Kilzer; Klein; Krauter; Krebsbach; Lee, G.; Lee, J.; Lindaas; Lyson; Marcellais; Mathern; Nelson; Nething; O'Connell; Oehlke; Olafson; Pomeroy; Potter; Robinson; Seymour; Stenehjerm; Tallackson; Taylor; Tollefson; Triplett; Urlacher; Wanzek; Wardner; Warner

**ABSENT AND NOT VOTING:** Behm

SB 2251 passed and the title was agreed to.

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**SECOND READING OF SENATE BILL**

**SB 2260:** A BILL for an Act to create and enact a new subdivision to subsection 2 of section 12-60-24, a new section to chapter 19-03.1, a new section to chapter 43-12.1, a new subsection to section 43-15-10, a new section to chapter 43-23, a new subsection to section 43-28-06, and a new section to chapter 43-41 of the North Dakota Century Code, relating to criminal history record checks; to amend and reenact sections 12-60-16.5, 12-60-16.6, 12-60-24, 15.1-13-14, 32-28-02, 50-11-01, 50-11-02.4, 50-11-06.8, 50-11-06.9, 50-11.3-01, and 50-12-03.2, subsection 4 of section 53-06.2-05, and section 54-59-20 of the North Dakota Century Code, relating to criminal history record checks; 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 46 YEAS, 0 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

**YEAS:** Anderson; Andrist; Bakke; Bowman; Christmann; Cook; Dever; Erbele; Fiebiger; Fischer; Flakoll; Freborg; Grindberg; Hacker; Heckaman; Heitkamp; Holmberg; Horne; Kilzer; Klein; Krauter; Krebsbach; Lee, G.; Lee, J.; Lindaas; Lyson; Marcellais; Mathern; Nelson; Nething; O'Connell; Oehlke; Olafson; Pomeroy; Potter; Robinson; Seymour; Stenehjerm; Tallackson; Taylor; Tollefson; Triplett; Urlacher; Wanzek; Wardner; Warner

**ABSENT AND NOT VOTING:** Behm

SB 2260 passed, the title was agreed to, and the emergency clause was declared carried.

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**SECOND READING OF SENATE BILL**

**SB 2261:** A BILL for an Act to create and enact a new section to chapter 5-02 of the North Dakota Century Code, relating to costs of investigation, prosecution or defense, and hearing; to amend and reenact section 5-02-10 of the North Dakota Century Code, relating to hearing of violations; 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 PASS, the roll was called and there were 46 YEAS, 0 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

**YEAS:** Anderson; Andrist; Bakke; Bowman; Christmann; Cook; Dever; Erbele; Fiebiger; Fischer; Flakoll; Freborg; Grindberg; Hacker; Heckaman; Heitkamp; Holmberg; Horne; Kilzer; Klein; Krauter; Krebsbach; Lee, G.; Lee, J.; Lindaas; Lyson; Marcellais; Mathern; Nelson; Nothing; O'Connell; Oehlke; Olafson; Pomeroy; Potter; Robinson; Seymour; Stenehjerm; Tallackson; Taylor; Tollefson; Triplett; Urlacher; Wanzek; Wardner; Warner

**ABSENT AND NOT VOTING:** Behm

Engrossed SB 2261 passed and the title was agreed to.

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**SECOND READING OF SENATE BILL**

**SB 2270:** A BILL for an Act to create and enact a new section to chapter 57-13 of the North Dakota Century Code, relating to valuation of residential and commercial property by the state board of equalization.

**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 12 YEAS, 34 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

**YEAS:** Dever; Flakoll; Freborg; Grindberg; Heitkamp; Holmberg; Klein; Mathern; Nothing; O'Connell; Oehlke; Tollefson

**NAYS:** Anderson; Andrist; Bakke; Bowman; Christmann; Cook; Erbele; Fiebiger; Fischer; Hacker; Heckaman; Horne; Kilzer; Krauter; Krebsbach; Lee, G.; Lee, J.; Lindaas; Lyson; Marcellais; Nelson; Olafson; Pomeroy; Potter; Robinson; Seymour; Stenehjerm; Tallackson; Taylor; Triplett; Urlacher; Wanzek; Wardner; Warner

**ABSENT AND NOT VOTING:** Behm

SB 2270 lost.

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**SECOND READING OF SENATE BILL**

**SB 2278:** A BILL for an Act to create and enact a new section to chapter 11-33, a new section to chapter 23-01, and a new section to chapter 58-03 of the North Dakota Century Code, relating to county and township zoning regulation of concentrated animal feeding operations and a repository for zoning regulations.

**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 46 YEAS, 0 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

**YEAS:** Anderson; Andrist; Bakke; Bowman; Christmann; Cook; Dever; Erbele; Fiebiger; Fischer; Flakoll; Freborg; Grindberg; Hacker; Heckaman; Heitkamp; Holmberg; Horne; Kilzer; Klein; Krauter; Krebsbach; Lee, G.; Lee, J.; Lindaas; Lyson; Marcellais; Mathern; Nelson; Nothing; O'Connell; Oehlke; Olafson; Pomeroy; Potter; Robinson; Seymour; Stenehjerm; Tallackson; Taylor; Tollefson; Triplett; Urlacher; Wanzek; Wardner; Warner

**ABSENT AND NOT VOTING:** Behm

SB 2278 passed and the title was agreed to.

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**SECOND READING OF SENATE BILL**

**SB 2293:** A BILL for an Act to create and enact a new subsection to section 20.1-03-04 of the North Dakota Century Code, relating to hunting, fishing, and trapping privileges for active duty military members.

**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 46 YEAS, 0 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

**YEAS:** Anderson; Andrist; Bakke; Bowman; Christmann; Cook; Dever; Erbele; Fiebiger; Fischer; Flakoll; Freborg; Grindberg; Hacker; Heckaman; Heitkamp; Holmberg; Horne; Kilzer; Klein; Krauter; Krebsbach; Lee, G.; Lee, J.; Lindaas; Lyson; Marcellais; Mathern; Nelson; Nething; O'Connell; Oehlke; Olafson; Pomeroy; Potter; Robinson; Seymour; Stenehjem; Tallackson; Taylor; Tollefson; Triplett; Urlacher; Wanzek; Wardner; Warner

**ABSENT AND NOT VOTING:** Behm

SB 2293 passed and the title was agreed to.

\*\*\*\*\*

**SECOND READING OF SENATE BILL**

**SB 2308:** A BILL for an Act to amend and reenact sections 23-06.5-03 and 23-06.5-05.1 of the North Dakota Century Code, relating to provisions of a health care directive.

**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 43 YEAS, 3 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

**YEAS:** Anderson; Andrist; Bakke; Bowman; Christmann; Cook; Dever; Erbele; Fiebiger; Fischer; Flakoll; Freborg; Grindberg; Hacker; Heckaman; Heitkamp; Holmberg; Horne; Kilzer; Klein; Krauter; Krebsbach; Lee, G.; Lee, J.; Lindaas; Marcellais; Mathern; Nelson; Nething; O'Connell; Oehlke; Olafson; Pomeroy; Potter; Robinson; Seymour; Stenehjem; Tallackson; Taylor; Tollefson; Wanzek; Wardner; Warner

**NAYS:** Lyson; Triplett; Urlacher

**ABSENT AND NOT VOTING:** Behm

Engrossed SB 2308 passed and the title was agreed to.

\*\*\*\*\*

**SECOND READING OF SENATE BILL**

**SB 2310:** A BILL for an Act to create and enact a new section to chapter 54-03 of the North Dakota Century Code, relating to legislative authority to accept and expend donations; to provide a continuing appropriation; 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 46 YEAS, 0 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

**YEAS:** Anderson; Andrist; Bakke; Bowman; Christmann; Cook; Dever; Erbele; Fiebiger; Fischer; Flakoll; Freborg; Grindberg; Hacker; Heckaman; Heitkamp; Holmberg; Horne; Kilzer; Klein; Krauter; Krebsbach; Lee, G.; Lee, J.; Lindaas; Lyson; Marcellais; Mathern; Nelson; Nething; O'Connell; Oehlke; Olafson; Pomeroy; Potter; Robinson; Seymour; Stenehjem; Tallackson; Taylor; Tollefson; Triplett; Urlacher; Wanzek; Wardner; Warner

**ABSENT AND NOT VOTING:** Behm

SB 2310 passed, the title was agreed to, and the emergency clause was declared carried.

\*\*\*\*\*

**SECOND READING OF SENATE BILL**

**SB 2321:** A BILL for an Act to create and enact two new sections to chapter 54-44.3 of the North Dakota Century Code, relating to authorizing political subdivisions to request an exemption from coverage under the state merit system.

**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 46 YEAS, 0 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

**YEAS:** Anderson; Andrist; Bakke; Bowman; Christmann; Cook; Dever; Erbele; Fiebiger; Fischer; Flakoll; Freborg; Grindberg; Hacker; Heckaman; Heitkamp; Holmberg; Horne; Kilzer; Klein; Krauter; Krebsbach; Lee, G.; Lee, J.; Lindaas; Lyson; Marcellais; Mathern; Nelson; Nething; O'Connell; Oehlke; Olafson; Pomeroy; Potter; Robinson; Seymour; Stenehjerm; Tallackson; Taylor; Tollefson; Triplett; Urlacher; Wanzek; Wardner; Warner

**ABSENT AND NOT VOTING:** Behm

SB 2321 passed and the title was agreed to.

\*\*\*\*\*

**SECOND READING OF SENATE BILL**

**SB 2326:** A BILL for an Act to create and enact a new section to chapter 50-24.1 of the North Dakota Century Code, relating to medical assistance and other health coverage for families of children with disabilities; 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 46 YEAS, 0 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

**YEAS:** Anderson; Andrist; Bakke; Bowman; Christmann; Cook; Dever; Erbele; Fiebiger; Fischer; Flakoll; Freborg; Grindberg; Hacker; Heckaman; Heitkamp; Holmberg; Horne; Kilzer; Klein; Krauter; Krebsbach; Lee, G.; Lee, J.; Lindaas; Lyson; Marcellais; Mathern; Nelson; Nething; O'Connell; Oehlke; Olafson; Pomeroy; Potter; Robinson; Seymour; Stenehjerm; Tallackson; Taylor; Tollefson; Triplett; Urlacher; Wanzek; Wardner; Warner

**ABSENT AND NOT VOTING:** Behm

Engrossed SB 2326 passed and the title was agreed to.

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**SECOND READING OF SENATE BILL**

**SB 2337:** A BILL for an Act to create and enact subsection 3 to section 39-06-01.1 and a new paragraph to subdivision a of subsection 3 of section 39-06.1-10 of the North Dakota Century Code, relating to restrictions on minors while driving; and to amend and reenact sections 39-06-04 and 39-06-05, subdivision c of subsection 3 of section 39-06-14, and sections 39-06-17, 39-06.1-08, and 39-06.1-09 of the North Dakota Century Code, relating to minors driving motor 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 16 YEAS, 30 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

**YEAS:** Anderson; Bakke; Fiebiger; Holmberg; Horne; Kilzer; Lee, J.; Lindaas; Mathern; Nelson; Nething; Pomeroy; Potter; Robinson; Seymour; Tallackson

**NAYS:** Andrist; Bowman; Christmann; Cook; Dever; Erbele; Fischer; Flakoll; Freborg; Grindberg; Hacker; Heckaman; Heitkamp; Klein; Krauter; Krebsbach; Lee, G.; Lyson; Marcellais; O'Connell; Oehlke; Olafson; Stenehjerm; Taylor; Tollefson; Triplett; Urlacher; Wanzek; Wardner; Warner

**ABSENT AND NOT VOTING:** Behm

Engrossed SB 2337 lost.

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**SECOND READING OF SENATE BILL**

**SB 2338:** A BILL for an Act to create and enact a new section to chapter 36-01 of the North Dakota Century Code, relating to the state board of animal health; 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 PASS, the roll was called and there were 46 YEAS, 0 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

**YEAS:** Anderson; Andrist; Bakke; Bowman; Christmann; Cook; Dever; Erbele; Fiebiger; Fischer; Flakoll; Freborg; Grindberg; Hacker; Heckaman; Heitkamp; Holmberg; Horne; Kilzer; Klein; Krauter; Krebsbach; Lee, G.; Lee, J.; Lindaas; Lyson; Marcellais; Mathern; Nelson; Nething; O'Connell; Oehlke; Olafson; Pomeroy; Potter; Robinson; Seymour; Stenehjerm; Tallackson; Taylor; Tollefson; Triplett; Urlacher; Wanzek; Wardner; Warner

**ABSENT AND NOT VOTING:** Behm

SB 2338 passed and the title was agreed to.

\*\*\*\*\*

**SECOND READING OF SENATE BILL**

**SB 2342:** A BILL for an Act to create and enact a new section to chapter 65-05 of the North Dakota Century Code, relating to timely processing of workers' compensation claims.

**ROLL CALL**

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 29 YEAS, 17 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

**YEAS:** Anderson; Andrist; Bakke; Christmann; Cook; Erbele; Fiebiger; Fischer; Flakoll; Freborg; Heckaman; Heitkamp; Holmberg; Krauter; Lindaas; Marcellais; Mathern; Nelson; Nething; O'Connell; Pomeroy; Potter; Robinson; Seymour; Stenehjerm; Tallackson; Taylor; Triplett; Warner

**NAYS:** Bowman; Dever; Grindberg; Hacker; Horne; Kilzer; Klein; Krebsbach; Lee, G.; Lee, J.; Lyson; Oehlke; Olafson; Tollefson; Urlacher; Wanzek; Wardner

**ABSENT AND NOT VOTING:** Behm

SB 2342 passed and the title was agreed to.

\*\*\*\*\*

**SECOND READING OF SENATE BILL**

**SB 2354:** A BILL for an Act to amend and reenact section 15.1-21-02 of the North Dakota Century Code, relating to instruction in physical education.

**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 43 YEAS, 3 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

**YEAS:** Anderson; Andrist; Bakke; Bowman; Christmann; Cook; Dever; Fiebiger; Fischer; Flakoll; Freborg; Grindberg; Hacker; Heckaman; Heitkamp; Holmberg; Horne; Krauter; Krebsbach; Lee, G.; Lee, J.; Lindaas; Lyson; Marcellais; Mathern; Nelson; Nething; O'Connell; Oehlke; Olafson; Pomeroy; Potter; Robinson; Seymour; Stenehjerm; Tallackson; Taylor; Tollefson; Triplett; Urlacher; Wanzek; Wardner; Warner

**NAYS:** Erbele; Kilzer; Klein

**ABSENT AND NOT VOTING:** Behm

SB 2354 passed and the title was agreed to.

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**MOTION**

**SEN. CHRISTMANN MOVED** that Engrossed SB 2341, which is on the Eleventh order, be rereferred to the **Appropriations Committee**, which motion prevailed. Pursuant to Sen. Christmann's motion, Engrossed SB 2341 was rereferred.

**MOTION**

**SEN. CHRISTMANN MOVED** that the Senate stand in recess until 5:15 p.m., which motion prevailed.

**THE SENATE RECONVENED** pursuant to recess taken, with President Dalrymple presiding.

**MOTION**

**SEN. CHRISTMANN MOVED** that the Senate resolve itself into a Confirmation Session, which motion prevailed.

**REPORT OF SELECT COMMITTEE**

**MR. PRESIDENT:** Your **Select Committee (Sen. Nething, Chairman)** appointed to consider the nominations to the North Dakota State Board of Higher Education, do advise and consent to the nomination of Susan Andrews.

**SEN. NETHING MOVED** that the report be adopted.

**ROLL CALL**

The question being "will the Senate advise and consent to the nomination of Susan Andrews to the North Dakota State Board of Higher Education", the roll was called and there were 30 YEAS, 15 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Anderson; Bowman; Cook; Dever; Erbele; Fischer; Flakoll; Freborg; Grindberg; Hacker; Heckaman; Holmberg; Kilzer; Klein; Krebsbach; Lee, G.; Lee, J.; Lindaas; Lyson; Nelson; Nething; O'Connell; Oehlke; Olafson; Robinson; Seymour; Stenehjerm; Tollefson; Wanzek; Wardner

**NAYS:** Bakke; Christmann; Fiebiger; Heitkamp; Horne; Krauter; Marcellais; Mathern; Pomeroy; Potter; Tallackson; Taylor; Triplett; Urlacher; Warner

**ABSENT AND NOT VOTING:** Andrist; Behm

The Senate advises and consents to the nomination of Susan Andrews to the North Dakota State Board of Higher Education.

**REPORT OF SELECT COMMITTEE**

**MR. PRESIDENT:** Your **Select Committee (Sen. Nething, Chairman)** appointed to consider the nominations to the North Dakota State Board of Higher Education, do advise and consent to the nomination of Grant Shaft.

**SEN. NETHING MOVED** that the report be adopted.

**ROLL CALL**

The question being "will the Senate advise and consent to the nomination of Grant Shaft to the North Dakota State Board of Higher Education", the roll was called and there were 45 YEAS, 0 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Anderson; Bakke; Bowman; Christmann; Cook; Dever; Erbele; Fiebiger; Fischer; Flakoll; Freborg; Grindberg; Hacker; Heckaman; Heitkamp; Holmberg; Horne; Kilzer; Klein; Krauter; Krebsbach; Lee, G.; Lee, J.; Lindaas; Lyson; Marcellais; Mathern; Nelson; Nething; O'Connell; Oehlke; Olafson; Pomeroy; Potter; Robinson; Seymour; Stenehjerm; Tallackson; Taylor; Tollefson; Triplett; Urlacher; Wanzek; Wardner; Warner

**ABSENT AND NOT VOTING:** Andrist; Behm

The Senate advises and consents to the nomination of Grant Shaft to the North Dakota State Board of Higher Education.

**REPORT OF SELECT COMMITTEE**

**MR. PRESIDENT:** Your **Select Committee (Sen. Nething, Chairman)** appointed to consider the nominations to the North Dakota State Board of Higher Education, do advise and consent to the nomination of Jon Backes.

**SEN. NETHING MOVED** that the report be adopted.

**ROLL CALL**

The question being "will the Senate advise and consent to the nomination of Jon Backes to the North Dakota State Board of Higher Education", the roll was called and there were 45 YEAS, 0 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Anderson; Bakke; Bowman; Christmann; Cook; Dever; Erbele; Fiebiger; Fischer; Flakoll; Freborg; Grindberg; Hacker; Heckaman; Heitkamp; Holmberg; Horne; Kilzer; Klein; Krauter; Krebsbach; Lee, G.; Lee, J.; Lindaas; Lyson; Marcellais; Mathern; Nelson; Nething; O'Connell; Oehlke; Olafson; Pomeroy; Potter; Robinson; Seymour; Stenehjem; Tallackson; Taylor; Tollefson; Triplett; Urlacher; Wanzek; Wardner; Warner

**ABSENT AND NOT VOTING:** Andrist; Behm

The Senate advises and consents to the nomination of Jon Backes to the North Dakota State Board of Higher Education.

**MOTION**

**SEN. CHRISTMANN MOVED** that the Confirmation Session be dissolved, which motion prevailed.

**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 2018, SB 2057, SB 2153, SB 2183, SB 2187, SB 2202, SB 2206, SB 2365.

**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 2129, SB 2228, SB 2388.

**MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)**

**MR. PRESIDENT:** The House has passed and your favorable consideration is requested on: HB 1140, HB 1221, HB 1315, HB 1319, HB 1450, HB 1460, HB 1491, HB 1517.

**MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)**

**MR. PRESIDENT:** The House has passed, the emergency clause carried, and your favorable consideration is requested on: HB 1038, HB 1411.

**MOTION**

**SEN. CHRISTMANN MOVED** that the absent members be excused, which motion prevailed.

**MOTION**

**SEN. CHRISTMANN MOVED** that the Senate be on the Fourth, Fifth, Ninth, and Thirteenth orders of business and at the conclusion of those orders, the Senate stand adjourned until 12:30 p.m., Wednesday, February 14, 2007, which motion prevailed.

**REPORT OF STANDING COMMITTEE**

**SB 2003: Appropriations Committee (Sen. Holmberg, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (13 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). SB 2003 was placed on the Sixth order on the calendar.

Page 2, line 3, replace "1,794,320" with "3,189,266"

Page 2, line 4, replace "934,608" with "1,525,512"

Page 2, line 5, replace "(3,269,010)" with "992,215"

Page 2, line 11, replace "(\$2,476,825)" with "\$3,770,250"

Page 2, line 12, replace "(6,193,878)" with "(5,576,024)"

Page 2, line 13, replace "3,717,053" with "9,346,274"

Page 2, line 19, replace "21,344,055" with "22,739,001"

Page 2, line 20, replace "9,418,403" with "10,009,307"

Page 2, line 21, replace "2,149,731" with "6,410,956"

Page 2, line 27, replace "41,223,732" with "47,470,807"

Page 2, line 28, replace "18,294,523" with "18,912,377"

Page 2, line 29, replace "22,929,209" with "28,558,430"

Page 3, after line 15, insert:

**"SECTION 7. ESTIMATED INCOME - RACING PROMOTION FUND.**  
Notwithstanding section 53-06.2-11, the estimated income line item in section 3 of this Act includes \$60,988 from the racing promotion fund for the purpose of defraying the expenses of simulcast racing site audits conducted by the attorney general's office for the biennium beginning July 1, 2007, and ending June 30, 2009."

Renumber accordingly

#### STATEMENT OF PURPOSE OF AMENDMENT:

#### Senate Bill No. 2003 - Attorney General - Senate Action

	EXECUTIVE BUDGET	SENATE CHANGES	SENATE VERSION
Salaries and wages	\$21,344,055	\$1,394,946	\$22,739,001
Operating expenses	9,418,403	590,904	10,009,307
Capital assets	2,149,731	4,261,225	6,410,956
Grants	4,197,000		4,197,000
Litigation fees	50,000		50,000
Arrest and return of fugitives	10,000		10,000
North Dakota lottery	4,048,402		4,048,402
Gaming Commission	<u>6,141</u>		<u>6,141</u>
Total all funds	\$41,223,732	\$6,247,075	\$47,470,807
Less estimated income	<u>18,294,523</u>	<u>617,854</u>	<u>18,912,377</u>
General fund	\$22,929,209	\$5,629,221	\$28,558,430
FTE	181.30	8.50	189.80

#### Dept. 125 - Attorney General - Detail of Senate Changes

	RESTORES ADMINISTRATIVE POSITIONS <sup>1</sup>	RESTORES CRIMINAL HISTORY PROJECT POSITIONS <sup>2</sup>	ADDS SALARY INCREASE FUNDING <sup>3</sup>	ADDS SALARY EQUITY FUNDS <sup>4</sup>	CJIS FUNDING CHANGE <sup>5</sup>	AUTHORIZES BUILDING PURCHASE <sup>6</sup>
Salaries and wages	\$221,010	\$164,159	\$172,232	\$496,885		
Operating expenses						(\$277,716)
Capital assets						1,998,000
Grants						
Litigation fees						
Arrest and return of fugitives						
North Dakota lottery						
Gaming Commission						
Total all funds	\$221,010	\$164,159	\$172,232	\$496,885	\$0	\$1,720,284
Less estimated income	<u>175,916</u>	<u>124,571</u>		<u>21,842</u>	<u>(261,916)</u>	<u>(155,864)</u>
General fund	\$45,094	\$39,588	\$172,232	\$475,043	\$261,916	\$1,876,148
FTE	2.00	2.00	0.00	0.00	0.00	0.00
	ADDS FUNDING FOR NEW CRIME LABORATORY BUILDING <sup>7</sup>	ADDS FUNDING FOR CRIME LABORATORY OPERATIONS <sup>8</sup>	ADDS FUNDING FOR RATE INCREASES <sup>9</sup>	ADDS FUNDING FOR OPERATING INCREASES <sup>10</sup>	ADDS HORSE RACING AUDITOR <sup>11</sup>	ADDS TRAINING FUNDS <sup>12</sup>
Salaries and wages					\$60,988	
Operating expenses		\$62,599	\$66,097	\$77,776		\$15,000
Capital assets	\$2,263,225					
Grants						
Litigation fees						
Arrest and return of fugitives						
North Dakota lottery						
Gaming Commission						
Total all funds	\$2,263,225	\$62,599	\$66,097	\$77,776	\$60,988	\$15,000
Less estimated income			<u>2,541</u>	<u>77,776</u>	<u>60,988</u>	
General fund	\$2,263,225	\$62,599	\$63,556	\$0	\$0	\$15,000
FTE	0.00	0.00	0.00	0.00	0.50	0.00
	ADDS FUNDING FOR BACKGROUND CHECKS <sup>13</sup>	TOTAL SENATE CHANGES				

Salaries and wages	\$279,672	\$1,394,946
Operating expenses	647,148	590,904
Capital assets		4,261,225
Grants		
Litigation fees		
Arrest and return of fugitives		
North Dakota lottery		
Gaming Commission		
Total all funds	\$926,820	\$6,247,075
Less estimated income	<u>572,000</u>	<u>617,854</u>
General fund	\$354,820	\$5,629,221
FTE	4.00	8.50

<sup>1</sup> An information technology network administrator and an account technician deleted in the executive budget are restored. Funding for the network administrator is from the lottery fund and 50 percent of the funding for the account technician is from the lottery fund with the remainder from the general fund.

<sup>2</sup> Restores 2 FTE national criminal history improvement project positions deleted in the executive budget. The estimated income is from federal funds.

<sup>3</sup> Funding is added to provide the level of funding needed for the 4 percent annual state employee salary increases. The amount included in the executive budget was not calculated correctly.

<sup>4</sup> The salaries and wages line item is increased by \$496,885 to provide a total of \$1,150,885, of which \$1,118,122 is from the general fund for salary equity increases for attorneys and employees of the Crime Laboratory and Bureau of Criminal Investigation.

<sup>5</sup> The funding source for employees involved with the criminal justice information sharing (CJIS) project is changed from special funds from the Information Technology Department to the general fund.

<sup>6</sup> Funding for building lease payments is removed and funding is added for the Attorney General to purchase the Professional North Building which houses the Bureau of Criminal Investigation.

<sup>7</sup> Funding is added to allow the Attorney General to purchase land and construct a new Crime Laboratory building adjacent to the Bureau of Criminal Investigation building in north Bismarck. The \$2,263,225 from the general fund added in this amendment is in addition to the \$1,242,840 from the general fund included in the executive budget for additional costs of the Crime Laboratory renovation project and the \$3,632,691 of bond proceeds approved by the 2005 Legislative Assembly for the renovation project. Total funds provided for the land purchase and the design and construction of the new Crime Laboratory are \$7,138,756.

<sup>8</sup> Funding is added to provide a total of \$279,599 of additional operating costs associated with the new Crime Laboratory building and for Crime Laboratory inflationary increases.

<sup>9</sup> Provides additional funding for Information Technology Department telecommunications and data processing rate increases and PeopleSoft user fees.

<sup>10</sup> Adds funding from the Attorney General operating fund and refund fund for anticipated operating cost increases of the Legal, Consumer Protection, and Gaming divisions.

<sup>11</sup> Funding from the racing promotion fund is added for a .5 FTE auditor position to audit simulcast racing sites in accordance with provisions of Senate Bill No. 2209.

<sup>12</sup> Funding is added for the Attorney General to provide training to state's attorneys relating to the prosecution of sexually dangerous individuals.

<sup>13</sup> Funding is added for the Attorney General to do background checks as required by Senate Bill No. 2260.

### REPORT OF STANDING COMMITTEE

**SB 2008: Appropriations Committee (Sen. Holmberg, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2008 was placed on the Sixth order on the calendar.

Page 1, line 23, replace "18,989" with "49,473"

Page 2, line 4, replace "1,608,577" with "1,639,061"

Page 2, line 6, replace "540,346" with "570,830"

Page 2, line 14, replace "107,500" with "137,984"

Page 2, line 18, replace "12,908,565" with "12,939,049"

Page 2, line 20, replace "4,903,183" with "4,933,667"

Page 2, line 21, after "**EXEMPTION**" insert "**- LIMIT**"

Page 2, line 25, after the period insert "The \$800,000 appropriated in section 3 of this Act from the beginning farmer revolving loan fund is limited to the amount of any unspent beginning farmer revolving loan funds from the 2005-07 biennium appropriation, as contained in section 3 of chapter 8 of the 2005 Session Laws."

Renumber accordingly

# STATEMENT OF PURPOSE OF AMENDMENT:

## Senate Bill No. 2008 - Public Service Commission - Senate Action

	EXECUTIVE BUDGET	SENATE CHANGES	SENATE VERSION
Salaries and wages	\$5,764,864		\$5,764,864
Operating expenses	1,628,201		1,628,201
Capital assets	107,500	\$30,484	137,984
Grants	8,000		8,000
Abandoned mined lands contractual services	4,500,000		4,500,000
Agriculture rail rate and service fund	900,000		900,000
Total all funds	\$12,908,565	\$30,484	\$12,939,049
Less estimated income	<u>8,005,382</u>		<u>8,005,382</u>
General fund	\$4,903,183	\$30,484	\$4,933,667
FTE	42.00	0.00	42.00

## Dept. 408 - Public Service Commission - Detail of Senate Changes

	ADDS FUNDING FOR FUEL TESTING EQUIPMENT <sup>1</sup>	TOTAL SENATE CHANGES
Salaries and wages		
Operating expenses		
Capital assets	\$30,484	\$30,484
Grants		
Abandoned mined lands contractual services		
Agriculture rail rate and service fund		
Total all funds	\$30,484	\$30,484
Less estimated income		
General fund	\$30,484	\$30,484
FTE	0.00	0.00

<sup>1</sup> Adds funding for a prover to be used to test high flow retail dispensers.

## REPORT OF STANDING COMMITTEE

**SB 2017: Appropriations Committee (Sen. Holmberg, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2017 was placed on the Sixth order on the calendar.

Page 1, line 2, after "department" insert "; and to declare an emergency"

Page 2, line 2, replace "(911,938)" with "(871,688)"

Page 2, line 7, replace "(800,000)" with "0"

Page 2, line 8, replace "3,690,052" with "4,530,302"

Page 2, line 18, replace "5,252,184" with "5,292,434"

Page 2, line 24, replace "680,000" with "680,000"

Page 2, after line 24, insert:

"Ramp improvements and marina development

800,000"

Page 2, line 25, replace "54,891,111" with "55,731,361"

Page 2, after line 25, insert:

**"SECTION 4. APPROPRIATION - WILDLIFE SERVICES - AGRICULTURE COMMISSIONER.** There is appropriated from special funds the sum of \$130,000, or so much of the sum as may be necessary, to the game and fish department to be provided

to the agriculture commissioner for the payment of wildlife services for the period beginning with the effective date of this Act and ending June 30, 2007.

**SECTION 5. EMERGENCY.** The \$800,000 included in the ramp improvements and marina development line item included in section 3 of this Act and the appropriation provided in section 4 of this Act are declared to be emergency measures."

Renumber accordingly

#### STATEMENT OF PURPOSE OF AMENDMENT:

#### Senate Bill No. 2017 - Game and Fish Department - Senate Action

	EXECUTIVE BUDGET	SENATE CHANGES	SENATE VERSION
Salaries and wages	\$19,033,535		\$19,033,535
Operating expenses	11,690,087		11,690,087
Capital assets	3,284,241		3,284,241
Grants	5,252,184	\$40,250	5,292,434
Land habitat and deer depredation	12,286,351		12,286,351
Noxious weed control	450,000		450,000
Grants, gifts, and donations	500,000		500,000
Nongame wildlife conservation	120,000		120,000
Lonetree Reservoir	1,594,713		1,594,713
Wildlife services	680,000		680,000
Ramp improvements and marina development		800,000	800,000
Total all funds	\$54,891,111	\$840,250	\$55,731,361
Less estimated income	<u>54,891,111</u>	<u>840,250</u>	<u>55,731,361</u>
General fund	\$0	\$0	\$0
FTE	155.00	0.00	155.00

#### Dept. 720 - Game and Fish Department - Detail of Senate Changes

	REMOVES FUNDING FOR BOAT RAMP IMPROVEMENTS <sup>1</sup>	ADDS FUNDING FOR SWEETBRIAR REPAIRS <sup>2</sup>	ADDS FUNDING FOR RAMP IMPROVEMENTS AND MARINA DEVELOPMENT	TOTAL SENATE CHANGES
Salaries and wages				
Operating expenses				
Capital assets				
Grants	(\$259,750)	\$300,000		\$40,250
Land habitat and deer depredation				
Noxious weed control				
Grants, gifts, and donations				
Nongame wildlife conservation				
Lonetree Reservoir				
Wildlife services				
Ramp improvements and marina development			\$800,000	800,000
Total all funds	(\$259,750)	\$300,000	\$800,000	\$840,250
Less estimated income	<u>(259,750)</u>	<u>300,000</u>	<u>800,000</u>	<u>840,250</u>
General fund	\$0	\$0	\$0	\$0
FTE	0.00	0.00	0.00	0.00

<sup>1</sup> Removes funding for boat ramp improvements at Fort Stevenson State Park and Graham's Island. This funding is declared an emergency.

<sup>2</sup> Increases the grants, gifts, and donations line item by \$300,000 for Sweetbriar repairs.

Adds a separate section appropriating \$130,000 for wildlife services for the 2005-07 biennium and declares this an emergency.

#### REPORT OF STANDING COMMITTEE

**SB 2019: Appropriations Committee (Sen. Holmberg, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2019 was placed on the Sixth order on the calendar.

Page 1, line 2, replace the second "and" with "to provide contingent appropriations for the international music camp and marina construction;" and after "transfer" insert "; to

amend and reenact section 54-44.4-02 of the North Dakota Century Code, relating to state procurement; and to declare an emergency"

Page 2, after line 7, insert:

"Capital assets 6,833,000"

Page 2, line 9, replace "3,131,070" with "9,964,070"

Page 2, line 10, replace "(299,194)" with "6,408,806"

Page 2, line 11, replace "3,430,264" with "3,555,264"

Page 2, line 14, replace "\$2,567,000" with "\$2,567,000"

Page 2, after line 14, insert:

"International music camp contingency	400,000
Total all funds - Adjustments/enhancements	\$2,967,000
Less estimated income - Adjustments/enhancements	<u>200,000</u>

Page 2, line 15, replace "2,567,000" with "2,767,000"

Page 2, line 16, replace "5,997,264" with "6,322,264"

Page 2, line 17, replace "(\$299,194)" with "\$6,608,806"

Page 2, line 18, replace "5,698,070" with "12,931,070"

Page 2, line 29, replace "8,636,874" with "8,636,874"

Page 2, after line 29, insert:

"Capital assets 6,833,000"

Page 2, line 30, replace "24,099,952" with "30,932,952"

Page 3, line 1, replace "13,128,389" with "19,836,389"

Page 3, line 2, replace "10,971,563" with "11,096,563"

Page 3, line 5, replace "\$3,169,854" with "\$3,169,854"

Page 3, after line 5, insert:

"International music camp contingency	400,000
Total all funds	\$3,569,854
Less estimated income	<u>200,000</u>

Page 3, line 6, replace "3,169,854" with "3,369,854"

Page 3, line 7, replace "14,141,417" with "14,466,417"

Page 3, line 8, replace "13,128,389" with "20,036,389"

Page 3, line 9, replace "27,269,806" with "34,502,806"

Page 3, after line 16, insert:

**"SECTION 5. CONTINGENT APPROPRIATION - INTERNATIONAL MUSIC CAMP.** The sum of \$200,000 included in the international music camp contingency line item in section 3 of this Act is from the general fund, and the sum of \$200,000 included in the international music camp contingency line item in section 3 of this Act is from other funds available to the International Peace Garden. The International Peace Garden may only spend the general fund appropriation to the extent other funds become available on a dollar-for-dollar matching basis.

**SECTION 6. CONTINGENT APPROPRIATION - MARINA CONSTRUCTION.** The sum of \$6,600,000 included in the capital assets line item in section 3 of this Act includes \$1,100,000 from the game and fish operating fund and other funds available to the game and fish department and \$5,500,000 from federal funds for the construction of a marina at Fort Stevenson state park for the biennium beginning July 1, 2007, and ending June 30, 2009. The \$1,100,000 may be used only if local matching funds of \$100,000 become available for the project. If the \$5,500,000 in federal funds is not

received by March 31, 2008, \$259,750 of the game and fish funds identified in this section is appropriated to the game and fish department for boat ramp improvements at Fort Stevenson state park and Graham's Island state park.

**SECTION 7. CAPITAL ASSETS.** The amount in the capital assets line item in subdivision 1 of section 3 of this Act includes \$125,000 from the general fund and \$108,000 from insurance proceeds to be used to replace a maintenance building and other capital assets owned by the parks and recreation department that were destroyed by fire.

**SECTION 8. AMENDMENT.** Section 54-44.4-02 of the North Dakota Century Code is amended and reenacted as follows:

**54-44.4-02. Office of management and budget purchasing services.** The office of management and budget shall purchase or lease or otherwise arrange for the procurement, for all state agencies and institutions in the executive branch of state government, all materials, furniture, fixtures, printing, insurance, services, and other commodities. The International Peace Garden may participate in the procurement authorized by this section. The following commodities and services, however, are not subject to the procurement requirements of this chapter:

1. Land, buildings, space, or the rental thereof.
2. Telephone and telegraph service and electrical light and power services.
3. Public books, maps, periodicals, and technical pamphlets.
4. Department of transportation materials, equipment, and supplies in accordance with section 24-02-16.
5. Procurements through a contract or other instrument executed by the industrial commission under chapter 54-17.5.
6. Services for the maintenance or servicing of equipment by the manufacturer or authorized servicing agent of that equipment when the maintenance or servicing can best be performed by the manufacturer or authorized service agent, or when such a contract would otherwise be advantageous to the state.
7. Emergency purchases the office of management and budget cannot make within the required time and which involve public health or public safety, or when immediate expenditures are necessary for repairs of state property to protect it against further loss or damage, or to prevent or minimize serious disruption in state services. Emergency purchases must be made with the level of competition practicable under the circumstances, and a written determination of the basis for the emergency and for the selection of the particular contractor must be included in the contract file.
8. Commodities and services costing less than a specified amount as determined by written directive by the director of the office of management and budget.
9. Specified commodities and services as determined by written directive by the director of the office of management and budget.
10. Employee benefit services, trust-related services, and investment management services obtained by an agency with a fiduciary responsibility regarding those services.

All purchases made by the office of management and budget or a state agency or institution to which authority to purchase has been delegated by the office of management and budget must be made in accordance with this chapter, rules adopted under this chapter, and written policies of the office of management and budget.

**SECTION 9. EMERGENCY.** The sum of \$233,000 in the capital assets line item in subdivision 1 of section 3 and section 7 of this Act are declared to be an emergency measure."

**STATEMENT OF PURPOSE OF AMENDMENT:****Senate Bill No. 2019 - Summary of Senate Action**

	EXECUTIVE BUDGET	SENATE CHANGES	SENATE VERSION
Parks and Recreation Department			
Total all funds	\$24,099,952	\$6,833,000	\$30,932,952
Less estimated income	13,128,389	6,708,000	19,836,389
General fund	\$10,971,563	\$125,000	\$11,096,563
International Peace Garden			
Total all funds	\$3,169,854	\$400,000	\$3,569,854
Less estimated income		200,000	200,000
General fund	\$3,169,854	\$200,000	\$3,369,854
Bill Total			
Total all funds	\$27,269,806	\$7,233,000	\$34,502,806
Less estimated income	13,128,389	6,908,000	20,036,389
General fund	\$14,141,417	\$325,000	\$14,466,417

**Senate Bill No. 2019 - Parks and Recreation Department - Senate Action**

	EXECUTIVE BUDGET	SENATE CHANGES	SENATE VERSION
Capital assets		\$6,833,000	\$6,833,000
Administration	\$2,110,099		2,110,099
Natural resources	13,352,979		13,352,979
Recreation	8,636,874		8,636,874
Total all funds	\$24,099,952	\$6,833,000	\$30,932,952
Less estimated income	13,128,389	6,708,000	19,836,389
General fund	\$10,971,563	\$125,000	\$11,096,563
FTE	50.50	0.00	50.50

**Dept. 750 - Parks and Recreation Department - Detail of Senate Changes**

	ADDS CAPITAL ASSETS LINE ITEM <sup>1</sup>	TOTAL SENATE CHANGES
Capital assets	\$6,833,000	\$6,833,000
Administration		
Natural resources		
Recreation		
Total all funds	\$6,833,000	\$6,833,000
Less estimated income	6,708,000	6,708,000
General fund	\$125,000	\$125,000
FTE	0.00	0.00

<sup>1</sup> This amendment adds the following capital asset funding:

	GENERAL FUND	GAME AND FISH FUND	OTHER FUNDS	TOTAL
Capital asset replacement - Fire damage	\$125,000		\$108,000	\$233,000
Marina construction - Garrison		\$1,100,000	5,500,000	6,600,000
Total	\$125,000	\$1,100,000	\$5,608,000	\$6,833,000

The following sections are added:

Section 6 - Provides a contingent appropriation for marina construction at Garrison.

Section 7 - Provides funding to replace a maintenance shop that was destroyed by fire in February 2007.

Section 9 - Adds an emergency clause for Section 7.

**Senate Bill No. 2019 - International Peace Garden - Senate Action**

	EXECUTIVE BUDGET	SENATE CHANGES	SENATE VERSION
International Peace Garden International Music Camp contingency	\$3,169,854	\$400,000	\$3,169,854 400,000
Total all funds	\$3,169,854	\$400,000	\$3,569,854
Less estimated income		200,000	200,000
General fund	\$3,169,854	\$200,000	\$3,369,854
FTE	0.00	0.00	0.00

**Dept. 751 - International Peace Garden - Detail of Senate Changes**

	ADDS CONTINGENCY LINE ITEM FOR INTERNATIONAL MUSIC CAMP <sup>1</sup>	TOTAL SENATE CHANGES
International Peace Garden International Music Camp contingency	\$400,000	\$400,000
Total all funds	\$400,000	\$400,000
Less estimated income	200,000	200,000
General fund	\$200,000	\$200,000
FTE	0.00	0.00

<sup>1</sup> This amendment provides a contingency appropriation line item for the International Music Camp.

A section is added allowing the International Peace Garden to participate in the state procurement program.

**REPORT OF STANDING COMMITTEE**

**SB 2136: Judiciary Committee (Sen. Nething, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2136 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 provide for an agreement between the department of human services and the department of corrections and rehabilitation; and to provide for the department of human services to report to the legislative council regarding individuals committed to the department's care.

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

**SECTION 1. Interagency agreement between the department of human services and the department of corrections and rehabilitation.** The executive director of the department of human services and the director of the department of corrections and rehabilitation shall enter an interagency agreement effective August 1, 2007. The agreement must provide that the department of corrections and rehabilitation is responsible for the provision and enforcement of safety and security procedures at state-owned facilities for all individuals placed at those facilities for evaluation or civil commitment and treatment under chapter 25-03.3 and for all staff, visitors, and volunteers at those facilities. The interagency agreement must provide that the executive director of the department of human services shall continue to be responsible for the custody and care of the individuals placed at those facilities for evaluation or civil commitment and treatment under chapter 25-03.3, including responsibility for all assessments, evaluations, and treatment required under chapter 25-03.3, the provision of all necessary staffing, including maintenance staff, and the provision of all daily care and health care.

**SECTION 2. Report to legislative council - Individuals committed to state hospital.** Before March first of each even-numbered year, the department of human services shall report to the legislative council on services provided by the department of

corrections and rehabilitation relating to individuals at the state hospital who have been committed to the care and custody of the executive director of the department of human services."

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

**SB 2161: Appropriations Committee (Sen. Holmberg, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (8 YEAS, 6 NAYS, 0 ABSENT AND NOT VOTING). SB 2161 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 provide for a legislative council study of the feasibility and desirability of implementing a system of computerized registration sites for criminal offenders.

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

**SECTION 1. LEGISLATIVE COUNCIL STUDY - COMPUTERIZED REGISTRATION SITES FOR CRIMINAL OFFENDERS.** The legislative council shall consider studying, during the 2007-08 interim, in consultation with the department of corrections and rehabilitation, attorney general's office, and other law enforcement agencies, the feasibility and desirability of implementing a system of computerized registration sites for certain criminal offenders."

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

**SB 2184, as engrossed: Appropriations Committee (Sen. Holmberg, Chairman)** recommends **DO NOT PASS** (9 YEAS, 5 NAYS, 0 ABSENT AND NOT VOTING). Engrossed SB 2184 was placed on the Eleventh order on the calendar.

#### REPORT OF STANDING COMMITTEE

**SB 2197: Appropriations Committee (Sen. Holmberg, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (8 YEAS, 4 NAYS, 2 ABSENT AND NOT VOTING). SB 2197 was placed on the Sixth order on the calendar.

Page 1, line 10, remove "regional", remove "conferences", and replace "are" with "is"

Page 1, line 11, after "curriculum" insert ", standards, and activities"

Page 1, line 12, remove ", joint powers"

Page 1, line 13, remove "agreements, regional councils, or local economic development organizations"

Page 1, line 14, replace "total regional entrepreneurship conference" with "curriculum and activity costs."

Page 1, remove line 15

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

**SB 2199: Appropriations Committee (Sen. Holmberg, Chairman)** recommends **DO NOT PASS** (8 YEAS, 6 NAYS, 0 ABSENT AND NOT VOTING). SB 2199 was placed on the Eleventh order on the calendar.

#### REPORT OF STANDING COMMITTEE

**SB 2205, as engrossed: Appropriations Committee (Sen. Holmberg, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed SB 2205 was placed on the Sixth order on the calendar.

Page 11, after line 29, insert:

**"SECTION 17. APPROPRIATION - DEPARTMENT OF HUMAN SERVICES.**

There is appropriated out of any moneys from special funds, derived from federal funds and other income, the sum of \$12,796,830, or so much of the sum as may be necessary, to the department of human services for the purpose of defraying the expenses of regional child support enforcement unit operations, for the biennium beginning July 1, 2007, and ending June 30, 2009. Of the \$12,796,830, \$7,181,707 is from the permanent oil tax trust fund."

Renumber accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:****Dept. 325 - Department of Human Services - Program and Policy**

SENATE - This amendment adds a special funds appropriation of \$12,796,830, of which \$7,181,707 is from the permanent oil tax trust fund for costs associated with state administration of regional child support enforcement units.

**REPORT OF STANDING COMMITTEE**

**SB 2211: Appropriations Committee (Sen. Holmberg, Chairman)** recommends **DO NOT PASS** (13 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). SB 2211 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**SB 2225, as engrossed: Appropriations Committee (Sen. Holmberg, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed SB 2225 was placed on the Sixth order on the calendar.

Page 1, line 1, after "reenact" insert "subsections 1 and 10 of section 53-06.1-01,"

Page 1, after line 6, insert:

**"SECTION 1. AMENDMENT.** Subsections 1 and 10 of section 53-06.1-01 of the North Dakota Century Code are amended and reenacted as follows:

1. "Adjusted gross proceeds" means gross proceeds less cash prizes, cost of merchandise prizes, ~~sales tax on bingo cards excise tax~~, pull tab excise tax, and federal excise tax imposed under section 4401 of the Internal Revenue Code [26 U.S.C. 4401].
10. "Gross proceeds" means all cash and checks received from conducting games ~~and sales tax on bingo cards.~~

Renumber accordingly

**REPORT OF STANDING COMMITTEE**

**SB 2227: Education Committee (Sen. Freborg, Chairman)** recommends **DO NOT PASS** (3 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING). SB 2227 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**SB 2246: Appropriations Committee (Sen. Holmberg, Chairman)** recommends **DO PASS** (7 YEAS, 4 NAYS, 3 ABSENT AND NOT VOTING). SB 2246 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**SB 2249, as engrossed: Appropriations Committee (Sen. Holmberg, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed SB 2249 was placed on the Sixth order on the calendar.

Page 1, line 6, replace "\$4,000,000" with "\$2,000,000"

Page 1, line 8, replace "\$1,000,000" with "\$500,000"

Page 1, line 23, replace "\$650,000" with "\$2,650,000"

Renumber accordingly

**REPORT OF STANDING COMMITTEE**

**SB 2284: Judiciary Committee (Sen. Nething, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2284 was placed on the Sixth order on the calendar.

Page 1, line 2, after "a" insert "wrongful death or"

Page 1, line 3, after "recovery" insert "; and to provide for a legislative council study"

Page 1, line 12, remove the overstrike over "~~not to exceed~~", after "~~seven~~" insert "eighteen", remove the overstrike over "~~thousand~~", after "~~five~~" insert "four", remove the overstrike over "~~hundred~~" and insert immediately thereafter "fifty", and remove the overstrike over "~~dollars~~,"

Page 1, after line 20, insert:

**"SECTION 2. LEGISLATIVE COUNCIL STUDY-EXEMPTIONS FROM PROCESS.** The legislative council shall consider studying during the 2007-08 interim the exemption provisions found in North Dakota Century Code chapter 28-22, including determining whether the exemptions in the current form continue to serve the historical purposes of protecting debtors from creditors and providing debtors with the basic necessities of life, so that debtors will not be left destitute and public charges of the state. The legislative council shall report its findings and recommendations, together with any legislation required to implement the recommendations, to the sixty-first legislative assembly."

Renumber accordingly

**REPORT OF STANDING COMMITTEE**

**SB 2302: Appropriations Committee (Sen. Holmberg, Chairman)** recommends **DO NOT PASS** (7 YEAS, 6 NAYS, 1 ABSENT AND NOT VOTING). SB 2302 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**SB 2307: Judiciary Committee (Sen. Nething, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2307 was placed on the Sixth order on the calendar.

Page 9, line 20, remove "If", overstrike "subject to" and insert immediately thereafter "The period of", and overstrike ", a statement to that effect"

Renumber accordingly

**REPORT OF STANDING COMMITTEE**

**SB 2323: Appropriations Committee (Sen. Holmberg, Chairman)** recommends **DO PASS** (13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). SB 2323 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**SB 2335, as engrossed: Appropriations Committee (Sen. Holmberg, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (8 YEAS, 6 NAYS, 0 ABSENT AND NOT VOTING). Engrossed SB 2335 was placed on the Sixth order on the calendar.

Page 1, line 6, replace "general" with "agriculture fuel tax"

Page 1, line 12, replace "general fund" with "estimated income"

Renumber accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:**

This amendment changes the funding source from the general fund to the agriculture fuel tax fund.

**REPORT OF STANDING COMMITTEE**

**SB 2331: Agriculture Committee (Sen. Flakoll, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **BE PLACED ON THE**

**CALENDAR WITHOUT RECOMMENDATION** (6 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). SB 2331 was placed on the Sixth order on the calendar.

Page 1, line 8, after "health" insert "solely"

Page 1, line 11, replace "responsible for zoning regulations that" with "limited to the authority granted under sections 11-33-02 and 58-03-11."

Page 1, remove lines 12 through 17

Renumber accordingly

**REPORT OF STANDING COMMITTEE**

**SB 2339: Appropriations Committee (Sen. Holmberg, Chairman)** recommends **DO PASS** (8 YEAS, 6 NAYS, 0 ABSENT AND NOT VOTING). SB 2339 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**SB 2360, as engrossed: Appropriations Committee (Sen. Holmberg, Chairman)** recommends **DO PASS** (13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). Engrossed SB 2360 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**SB 2376: Appropriations Committee (Sen. Holmberg, Chairman)** recommends **DO NOT PASS** (8 YEAS, 1 NAY, 5 ABSENT AND NOT VOTING). SB 2376 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**SB 2377: Human Services Committee (Sen. J. Lee, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2377 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 provide for a legislative council study of the provision of obstetrical services by laypeople."

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

**SECTION 1. LEGISLATIVE COUNCIL STUDY - OBSTETRICAL SERVICES BY LAYPEOPLE.** The legislative council shall study, during the 2007-08 interim, the law relating to the provision of obstetrical services by laypeople, including whether current law regulating the practice of medicine and the practice of nursing adequately addresses the obstetrical services provided by lay midwives."

Renumber accordingly

**REPORT OF STANDING COMMITTEE**

**SB 2382: Appropriations Committee (Sen. Holmberg, Chairman)** recommends **DO PASS** (8 YEAS, 4 NAYS, 2 ABSENT AND NOT VOTING). SB 2382 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**SB 2400: Human Services Committee (Sen. J. Lee, Chairman)** recommends **DO NOT PASS** (4 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING). SB 2400 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**SB 2409: Industry, Business and Labor Committee (Sen. Klein, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO NOT PASS** (4 YEAS, 2 NAYS, 1 ABSENT AND NOT VOTING). SB 2409 was placed on the Sixth order on the calendar.

Page 3, line 11, after the underscored semicolon insert "and"

Page 3, line 15, replace "; and" with an underscored period

Page 3, remove lines 16 through 26

Page 3, line 27, replace "6." with "5." and after "The" insert "rules at least must require the"

Page 4, line 3, replace "7." with "6." and after "The" insert "rules at least must require the"

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

**SB 2417: Judiciary Committee (Sen. Nething, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (4 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING). SB 2417 was placed on the Sixth order on the calendar.

Page 2, line 8, after the underscored period insert "The commissioner shall investigate and determine whether there is probable cause to believe that there has been a violation of this section. If there is probable cause, the commissioner shall institute an action to impose the penalties provided by this section."

Page 2, line 11, replace "fine" with "penalty"

Renumber accordingly

#### FIRST READING OF SENATE CONCURRENT RESOLUTION

Sen. Potter and Rep. Keiser introduced:

**SCR 4027:** A concurrent resolution directing the Legislative Council to study the feasibility and desirability of Bismarck State College becoming a four-year baccalaureate degree-granting institution.

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

#### FIRST READING OF HOUSE BILLS

**HB 1028:** A BILL for an Act to amend and reenact section 54-35-18 of the North Dakota Century Code, relating to the energy development and transmission committee; and to provide an expiration date.

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

**HB 1029:** A BILL for an Act to create and enact a new section to chapter 11-09.1 and a new section to chapter 40-05.1 of the North Dakota Century Code, relating to limits on transfers of home rule county and city sales tax revenue to school districts; and to declare an emergency.

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

**HB 1033:** A BILL for an Act to create and enact chapter 48-01.2 of the North Dakota Century Code, relating to public improvements, bidding, construction management, and public improvement contracts; to amend and reenact section 11-11-26, subdivision f of subsection 1 of section 15.1-09-34, sections 23-11-11, 25-01.1-33, 40-22-19, 40-28-07, 40-29-07, 40-31-04, and 40-33.2-09, subsection 7 of section 40-33.3-06, section 40-49-14, subsection 12 of section 40-57-03, sections 43-07-23, 48-05-12, and 57-40.2-14, subsection 2 of section 61-02-04.1, subsection 2 of section 61-02-23.2, sections 61-07-09, 61-12-25, 61-16.1-14, 61-21-25, 61-21-45, 61-24.3-03.1, 61-35-13, and 61-35-88, and subsection 2 of section 61-35-94 of the North Dakota Century Code, relating to public improvements, bidding, and public improvement contracts; and to repeal chapters 48-01.1 and 48-02 of the North Dakota Century Code, relating to public improvements, bidding, and public improvement contracts.

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

**HB 1034:** A BILL for an Act to create and enact a new section to chapter 59-08 and chapters 59-09, 59-10, 59-11, 59-12, 59-13, 59-14, 59-15, 59-16, 59-17, 59-18, 59-19, and 59-20 of the North Dakota Century Code, relating to adoption of the uniform trust code and charitable trusts; to amend and reenact section 3-02-05, subsection 24 of section 10-33-21, section 10-33-105, subsection 7 of section 23-20.3-03.1, sections 23-21.1-03, 30.1-18-03, 30.1-20-13, 30.1-29-17, 30.1-32-03, 30.1-34-02, 38-10-12, and 38-13-01, and subsection 2 of section 59-08-01 of the North Dakota Century Code, relating to trusts; to repeal chapters 30.1-32, 30.1-33, 30.1-34, 59-01, 59-02, 59-03, 59-04, and 59-05 of the North Dakota Century Code, relating to trusts; and to provide for retroactive application.

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

**HB 1035:** A BILL for an Act to create and enact a new chapter 41-01 of the North Dakota Century Code, relating to Uniform Commercial Code Article 1 - General Provisions; to amend and reenact subdivision b of subsection 2 of section 9-16-02, subsection 4 of section 9-16-15, subsection 51 of section 10-19.1-01, subsection 56 of section

10-32-02, subsection 34 of section 10-33-01, subdivision b of subsection 1 of section 41-02-03, subsection 1 of section 41-02-09, subsection 3 of section 41-02.1-03, subsection 4 of section 41-02.1-49, subsection 2 of section 41-02.1-66, subsection 1 of section 41-02.1-67, subsection 2 of section 41-02.1-75, subsection 1 of section 41-02.1-76, subdivisions d and j of subsection 1 of section 41-03-03, subsection 3 of section 41-04-04, subsection 1 of section 41-04.1-05, subsection 1 of section 41-04.1-06, subsection 2 of section 41-04.1-12, subdivision g of subsection 1 of section 41-05-02, subsection 3 of section 41-05-03, subdivision k of subsection 1 of section 41-08-02, subdivision ss of subsection 1 of section 41-09-02, subsection 40 of section 45-10.2-02, subsection 26 of section 45-13-01, subsection 24 of section 45-22-01, subsection 24 of section 45-23-01, and section 47-15.1-02 of the North Dakota Century Code, relating to chapter 41-01 and references to chapter 41-01; and to repeal chapter 41-01 and sections 41-02-15 and 41-02.1-16 of the North Dakota Century Code, relating to Uniform Commercial Code general provisions, contracts, and leases.

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

**HB 1037:** A BILL for an Act to create and enact a new section to chapter 26.1-40 of the North Dakota Century Code, relating to proof of insurance; to amend and reenact section 39-08-20 of the North Dakota Century Code, relating to the criminal procedure for driving without liability insurance; and to provide a penalty.

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

**HB 1046:** A BILL for an Act to amend and reenact section 15.1-29-04 and subsection 5 of section 15.1-29-14 of the North Dakota Century Code, relating to the required payment of tuition, transportation, and tutoring charges.

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

**HB 1052:** A BILL for an Act to amend and reenact subsections 1, 2, 5, and 9 of section 43-29-01.1, subsection 1 of section 43-29-07, subsections 1, 2, and 3 of section 43-29-07.2, subsection 11 of section 43-29-13, and subsection 1 of section 43-29-14 of the North Dakota Century Code, relating to the licensure of veterinarians.

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

**HB 1053:** A BILL for an Act to amend and reenact subsections 3, 4, and 5 of section 43-45-01, sections 43-45-02, 43-45-03, and 43-45-04, subsection 1 of section 43-45-05, sections 43-45-05.1, 43-45-05.3, 43-45-06, and 43-45-07, and subsection 1 of section 43-45-07.3 of the North Dakota Century Code, relating to the licensure of addiction counselors; and to provide an effective date.

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

**HB 1054:** A BILL for an Act to create and enact sections 43-15-38.1 and 43-15-42.3 of the North Dakota Century Code, relating to pharmacy closings and reporting requirements; to amend and reenact sections 43-15-01, 43-15-05, 43-15-10, and 43-15-25.2 of the North Dakota Century Code, relating to the practice of pharmacy; and to provide a penalty.

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

**HB 1055:** A BILL for an Act to create and enact section 19-03.1-20.1 of the North Dakota Century Code, relating to theft or loss of controlled substances reports; to amend and reenact subsections 5 and 7 of section 19-03.1-05, subsections 4, 6, and 7 of section 19-03.1-07, section 19-03.1-09, subsections 4 and 6 of section 19-03.1-11, and sections 19-03.1-13 and 19-03.1-22 of the North Dakota Century Code, relating to controlled substances; and to provide a penalty.

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

**HB 1056:** A BILL for an Act to amend and reenact section 52-04-22 of the North Dakota Century Code, relating to the unemployment insurance federal advance interest repayment fund; and to provide a continuing appropriation.

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

**HB 1057:** A BILL for an Act to create and enact a new section to chapter 52-04 of the North Dakota Century Code, relating to electronic filing of employer unemployment contribution and wage reports and electronic payment of contributions; and to provide an effective date.

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

**HB 1058:** A BILL for an Act to amend and reenact section 47-30.1-01 and subsection 1 of section 47-30.1-18 of the North Dakota Century Code, relating to abandoned property under the Uniform Unclaimed Property Act.

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

**HB 1059:** A BILL for an Act to amend and reenact section 54-61-04 of the North Dakota Century Code, relating to confidentiality of commission on legal counsel for indigents information and records.

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

**HB 1060:** A BILL for an Act to create and enact chapter 38-21 and a new section to chapter 54-17.4 of the North Dakota Century Code, relating to creation of the geophysical, geothermal, subsurface minerals, and coal exploration and geologic data preservation funds; to amend and reenact sections 38-08-04.4, 38-08-04.5, and 38-19-04 and subsection 5 of section 54-44.4-02 of the North Dakota Century Code, relating to oil well plugging contracts, the oil and gas well plugging and site reclamation fund, geothermal energy extraction permits, and exemptions from procurement practices; to provide a continuing appropriation; to provide for a report to the budget section; to provide an effective date; to provide an expiration date; and to declare an emergency.

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

**HB 1062:** A BILL for an Act to amend and reenact subsection 1 of section 6-01-03, subsection 4 of section 6-01-07.1, and sections 6-01-09 and 6-08.4-03 of the North Dakota Century Code, relating to per diem of state banking board and state credit union board members, information and sharing agreements with other entities, the timeframe of examinations of financial institutions, and approval of interstate branches by state banks.

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

**HB 1063:** A BILL for an Act to amend and reenact subsection 11 of section 39-03-09 of the North Dakota Century Code, relating to the powers of the highway patrol.

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

**HB 1064:** A BILL for an Act to create and enact a new section to chapter 39-03 of the North Dakota Century Code, relating to creation of the highway patrol assets forfeiture fund; and to provide a continuing appropriation.

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

**HB 1065:** A BILL for an Act to amend and reenact section 54-53-02 of the North Dakota Century Code, relating to the membership of the advisory transportation council of the upper great plains transportation institute.

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

**HB 1067:** A BILL for an Act to amend and reenact section 18-02-07 of the North Dakota Century Code, relating to cooperation of the state forester and other agencies on fire and forest protection.

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

**HB 1068:** A BILL for an Act to amend and reenact section 39-06.2-06, subsections 8, 10, and 12 of section 39-06.2-10, and section 39-06.2-16 of the North Dakota Century Code, relating to commercial driver's licenses.

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

**HB 1069:** A BILL for an Act to amend and reenact section 39-06-40, paragraph 9 of subdivision a of subsection 3 of section 39-06.1-10, paragraph 10 of subdivision b of subsection 3 of section 39-06.1-10, section 39-06.1-11, subsection 9 of section 39-20-07, and section 39-20-14 of the North Dakota Century Code, relating to unlawful use of a license, points entered against a driving record, addiction evaluation for a temporary restricted license, witnesses for interpretation of a chemical test, and an advisory given before a screening test; and to repeal section 39-16.1-20 of the North Dakota Century Code, relating to seizure of an operator's license.

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

**HB 1070:** A BILL for an Act to amend and reenact section 34-07-15 of the North Dakota Century Code, relating to the maximum hours of labor of minors fourteen or fifteen years of age.

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

**HB 1071:** A BILL for an Act to amend and reenact subsection 1 of section 11-10.1-01, section 57-02-08.2, subsections 3 and 6 of section 57-02-27.2, section 57-20-08, and subsection 3 of section 57-60-01 of the North Dakota Century Code, relating to removal of obsolete language, transfer of funds to the state medical center, appeals of determinations on inundated agricultural land applications, tax receipts filed with county

auditors, and coal conversion facilities; and to repeal section 57-29-04 of the North Dakota Century Code, relating to tax sale certificates on state-acquired land.

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

**HB 1072:** A BILL for an Act to create and enact a new section to chapter 57-06 of the North Dakota Century Code, relating to taxable valuation of centrally assessed wind turbine electric generators; to amend and reenact subsection 4 of section 57-02-27, subsection 27 of section 57-02-08, and subsection 4 of section 57-06-02 of the North Dakota Century Code, relating to valuation of centrally assessed property, property exempt from taxation, and the definition of a power company; and to repeal section 57-02-27.3 of the North Dakota Century Code, relating to centrally assessed wind turbine electric generators.

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

**HB 1073:** A BILL for an Act to amend and reenact section 57-06-17.2 of the North Dakota Century Code, relating to the exclusion of carbon dioxide pipeline property subject to payments in lieu of taxes from the valuation of property in taxing districts.

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

**HB 1074:** A BILL for an Act to create and enact a new section to chapter 57-39.2 of the North Dakota Century Code, relating to the information reporting responsibilities of special events promoters or organizers under the sales tax laws; to amend and reenact subsection 1 of section 57-39.2-23 of the North Dakota Century Code, relating to the confidentiality of sales and use tax information; and to provide a penalty.

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

**HB 1075:** A BILL for an Act to amend and reenact subsection 2 of section 12.1-32-02 of the North Dakota Century Code, relating to sentencing and credit for time spent in custody.

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

**HB 1076:** A BILL for an Act to amend and reenact section 15.1-21-02 of the North Dakota Century Code, relating to exemption from high school curriculum requirements for the high school education program at the North Dakota youth correctional center; and to declare an emergency.

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

**HB 1077:** A BILL for an Act to amend and reenact sections 12-48-15 and 12-48-22 of the North Dakota Century Code, relating to inmate funds and accounts and fines and restitution for the misconduct of offenders.

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

**HB 1078:** A BILL for an Act to create and enact a new section to chapter 54-52 of the North Dakota Century Code, relating to participation by employees of the state board for career and technical education in the public employees retirement system; to amend and reenact section 15-39.1-09, subsection 4 of section 54-52-01, and subsection 1 of section 54-52.1-03.2 of the North Dakota Century Code, relating to participation by employees of the state board for career and technical education in the public employees retirement system; and to provide an appropriation.

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

**HB 1081:** A BILL for an Act to amend and reenact section 15.1-07-20 of the North Dakota Century Code, relating to requirements for drivers of schoolbuses and school vehicles.

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

**HB 1082:** A BILL for an Act to create and enact a new section to chapter 5-01 of the North Dakota Century Code, relating to alcohol without liquid devices; and to provide a penalty.

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

**HB 1083:** A BILL for an Act to amend and reenact section 27-03-05 of the North Dakota Century Code, relating to fees charged and collected by the clerk of the supreme court.

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

**HB 1085:** A BILL for an Act to create and enact a new section to chapter 4-35.2 of the North Dakota Century Code, relating to a report by the agriculture commissioner on the status of the pesticide container disposal program; to amend and reenact sections 4-35.2-01, 4-35.2-02, and 4-35.2-03 of the North Dakota Century Code, relating to making permanent law of the agricultural pesticide and pesticide container disposal program; and to provide an effective date.

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

**HB 1086:** A BILL for an Act to amend and reenact sections 4-10.1-03 and 4-10.1-13 of the North Dakota Century Code, relating to definitions and referendums by potato growers; to repeal section 4-10.1-12 of the North Dakota Century Code, relating to refunds of nonparticipating potato growers; and to provide a contingent effective date.

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

**HB 1087:** A BILL for an Act to amend and reenact subsection 2 of section 39-01-01 of the North Dakota Century Code, relating to inclusion of vehicles of the state forester as authorized emergency vehicles.

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

**HB 1088:** A BILL for an Act to repeal section 6-09-40 of the North Dakota Century Code, relating to reimbursement of Bank losses for the new venture capital program.

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

**HB 1089:** A BILL for an Act to amend and reenact sections 39-26-12, 39-29.1-01, and 39-29.1-08 of the North Dakota Century Code, relating to the abandoned motor vehicle fund and low-speed vehicles.

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

**HB 1092:** A BILL for an Act to create and enact sections 27-20-32.3, 27-20-48.2, 27-20-48.3, and 27-20-48.4 of the North Dakota Century Code, relating to active efforts in juvenile proceedings regarding Indian children and legal guardianships for children; to amend and reenact section 12-46-14, subsection 1 of section 15.1-29-14, sections 27-20-02 and 27-20-06, subsection 1 of section 27-20-10, sections 27-20-12, 27-20-13, 27-20-14, 27-20-15, 27-20-17, 27-20-19, 27-20-20, 27-20-24, 27-20-26, 27-20-28, 27-20-30, 27-20-31, 27-20-32.1, subsection 4 of section 27-20-34, subsections 2 and 3 of section 27-20-36, subsection 3 of section 27-20-37, subsection 1 of section 27-20-40, subsection 1 of section 27-20-42, section 27-20-44, subsection 2 of section 27-20-45, and sections 27-20-48, 27-20-48.1, 27-20-50, 27-20-54, 27-20-59, and 54-12-01.3 of the North Dakota Century Code, relating to proceedings under the Uniform Juvenile Court Act and references to juvenile supervisor; and to repeal sections 27-05-29, 27-20-01, and 27-20-35 of the North Dakota Century Code, relating to assigned duties of juvenile supervisors and Uniform Juvenile Court Act proceedings.

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

**HB 1094:** A BILL for an Act to amend and reenact section 23-20.3-04.1 of the North Dakota Century Code, relating to underground storage tank regulations.

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

**HB 1095:** A BILL for an Act to amend and reenact subsection 2 of section 54-60.1-01 and subsection 3 of section 54-60.1-02 of the North Dakota Century Code, relating to business incentives, agreements, and reports.

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

**HB 1096:** A BILL for an Act to create and enact a new section to chapter 6-09.4 of the North Dakota Century Code, relating to confidentiality of certain commercial or financial information held by the public finance authority; and to amend and reenact section 8 of chapter 90 of the 2005 Session Laws, relating to program limits for the purchase or issuance of qualified small issue bonds or municipal industrial revenue bonds by the public finance authority.

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

**HB 1097:** A BILL for an Act to amend and reenact sections 27-02.1-01, 27-02.1-02, 27-02.1-03, 27-02.1-04, 27-02.1-05, 27-02.1-06, 27-02.1-07, 27-02.1-08, and 27-02.1-09 of the North Dakota Century Code, relating to the temporary court of appeals; to provide an effective date; and to provide an expiration date.

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

**HB 1098:** A BILL for an Act to amend and reenact section 54-36-01 of the North Dakota Century Code, relating to the membership of the Indian affairs commission.

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

**HB 1099:** A BILL for an Act to amend and reenact section 44-04-18.4 of the North Dakota Century Code, relating to confidentiality of trade secret, proprietary, commercial, and financial information; and to declare an emergency.

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

**HB 1100:** A BILL for an Act to amend and reenact subsection 1 of section 6-09.9-02, subsection 1 of section 6-09.11-06, and subsection 1 of section 6-09.13-02 of the North Dakota Century Code, relating to definitions for the family farm survival act, loan restrictions for financial assistance for family farmers, and interest rates of loans for the agriculture partnership in assisting community expansion program.

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

**HB 1101:** A BILL for an Act to amend and reenact section 46-02-20 of the North Dakota Century Code, relating to services provided by in-plant print shops.

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

**HB 1102:** A BILL for an Act to amend and reenact section 54-44.7-04 of the North Dakota Century Code, relating to fees authorized by state agencies for architect, engineer, construction management, or land surveying services.

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

**HB 1103:** A BILL for an Act to create and enact section 54-24.2-02.2 of the North Dakota Century Code, relating to public libraries' maintenance of local effort in order to receive state aid; to repeal section 54-24.2-04 of the North Dakota Century Code, relating to public libraries' maintenance of local effort in order to receive state aid; to provide for application; and to declare an emergency.

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

**HB 1104:** A BILL for an Act to amend and reenact section 54-01.1-03 of the North Dakota Century Code, relating to moving and related expenses for displaced persons; and to provide an effective date.

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

**HB 1108:** A BILL for an Act to amend and reenact subsection 3 of section 32-03.1-02.3 of the North Dakota Century Code, relating to immunity from civil liability for persons using automated external defibrillators.

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

**HB 1109:** A BILL for an Act to amend and reenact sections 23-37-02 and 23-37-17 of the North Dakota Century Code, relating to petroleum tank release compensation fund definitions and registration fees.

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

**HB 1114:** A BILL for an Act to amend and reenact section 39-09-09 of the North Dakota Century Code, relating to minimum speed limits.

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

**HB 1116:** A BILL for an Act to amend and reenact sections 12-44.1-02, 12-44.1-06, 12-44.1-13, 12-44.1-21, and 12-44.1-25 of the North Dakota Century Code, relating to correctional facilities; to repeal section 12-44.1-27 of the North Dakota Century Code, relating to corrective action and enforcement for correctional facilities; and to provide a penalty.

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

**HB 1117:** A BILL for an Act to create and enact three new sections to chapter 13-03.1 and sections 13-04.1-01.1, 13-04.1-02.1, 13-05-01.1, and 13-05-02.3 of the North Dakota Century Code, relating to fraudulent financial practices, prohibition of advance fees, orders and injunctions of the department of financial institutions, definitions, and exemptions; and to amend and reenact sections 13-04.1-02 and 13-05-02 and subsection 1 of section 13-05-02.2 of the North Dakota Century Code, relating to money broker and collection agency licenses.

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

**HB 1118:** A BILL for an Act to amend and reenact sections 43-12.1-08, 43-12.1-09, and 43-12.1-10 of the North Dakota Century Code, relating to the issuance of limited licenses and registrations by the board of nursing and the requirements of nurse applicants for license by endorsement.

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

**HB 1119:** A BILL for an Act to amend and reenact sections 43-23-03, 43-23-05.1, and 43-23-10, subdivision o of subsection 1 of section 43-23-11.1, section 43-23-16, and subsection 5 of section 43-23.2-02 of the North Dakota Century Code, relating to the state real estate commission.

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

**HB 1122:** A BILL for an Act to amend and reenact subsection 3 of section 12.1-04.1-23, subsection 2 of section 12.1-04.1-26, subsection 4 of section 12.1-32-07, subdivision a of subsection 4 of section 12.1-32-08, subsection 6 of section 14-15-19, subsection 2 of section 23-07.6-03, sections 23-07.6-05, 23-07.6-06, and 25-01.2-11, subsection 2 of section 27-20-17, subsection 4 of section 27-20-22, section 27-20-26, subsections 2 and 3 of section 27-20-49, and sections 27-22-02, 29-07-01.1, 29-32.1-05, and 31-01-16 of the North Dakota Century Code, relating to providing legal counsel at public expense.

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

**HB 1123:** A BILL for an Act to amend and reenact subsections 2 and 3 of section 43-13-02, sections 43-13-05, 43-13-06, and 43-13-11, subsection 3 of section 43-13-13.2, section 43-13-20, subsection 7 of section 43-13-22, and section 43-13-28 of the North Dakota Century Code, relating to regulation and licensing of optometrists.

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

**HB 1124:** A BILL for an Act to amend and reenact sections 4-09-01, 4-10-01, 4-10-05, and 4-42-11 of the North Dakota Century Code, relating to labeling requirements and potato seed and crop warranties or representations; and to repeal section 4-10-11 of the North Dakota Century Code, relating to inspector certificates.

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

**HB 1126:** A BILL for an Act to create and enact a new subsection to section 53-06.2-01 and two new subsections to section 53-06.2-04 of the North Dakota Century Code, relating to the definition of the racing promotion fund and to the duties of the racing commission; and to amend and reenact section 53-06.2-11 of the North Dakota Century Code, relating to taxes on parimutuel wagering.

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

**HB 1131:** A BILL for an Act to create and enact sections 43-35-15.3, 43-35-18.3, and 43-35-19.3 of the North Dakota Century Code, relating to the state board of water well contractors and geothermal driller certification and standards; and to amend and reenact sections 43-35-03, 43-35-06, 43-35-11, 43-35-12, 43-35-13, 43-35-14, 43-35-21, and 43-35-22 of the North Dakota Century Code, relating to the state board of water well contractors and geothermal system drillers and drilling.

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

**HB 1134:** A BILL for an Act to amend and reenact section 44-04-18.14 and subsection 3 of section 52-01-03 of the North Dakota Century Code, relating to release and use of information provided to the followup information on North Dakota education and training system.

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

**HB 1135:** A BILL for an Act to create and enact a new subsection to section 6-09-15.5 of the North Dakota Century Code, relating to the transfer of unobligated Bank of North Dakota funds.

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

**HB 1136:** A BILL for an Act to create and enact a new subsection to section 23-07-17.1 of the North Dakota Century Code, relating to circumstances when children's immunization requirements may be waived; and to amend and reenact subsection 1 of section 23-07-17.1 of the North Dakota Century Code, relating to children's required immunizations for attending school.

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

**HB 1137:** A BILL for an Act to create and enact three new sections to chapter 54-60 of the North Dakota Century Code, relating to the North Dakota American Indian business development office, the North Dakota women's business development office, and the international business and trade office; to amend and reenact sections 4-14.1-03, 10-30.5-03, 26.1-50-02, 54-34.3-06, 54-34.3-12, 54-60-04, and 55-01-01 of the North Dakota Century Code, relating to the composition of the agricultural products utilization commission, the North Dakota development fund, incorporated, board of directors, the North Dakota low-risk incentive fund governing board, the division of economic development and finance offices, the value-added agriculture promotion program, the North Dakota economic development foundation, the state historical board; and to repeal chapter 21-11 and sections 54-34.3-14 and 54-60-10 of the North Dakota Century Code, relating to the natural resources development bond issue, the international business and trade office, and the career guidance and job opportunities web site.

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

**HB 1139:** A BILL for an Act to amend and reenact subsection 4 of section 57-15-06.3 of the North Dakota Century Code, relating to county farm-to-market road tax levies; and to provide for retroactive application.

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

**HB 1142:** A BILL for an Act to amend and reenact section 49-02-01.1 of the North Dakota Century Code, relating to the jurisdiction of the public service commission over telecommunications companies.

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

**HB 1143:** A BILL for an Act to create and enact a new subsection to section 49-21-01.7 of the North Dakota Century Code, relating to the powers of the public service commission with respect to rural telephone companies under the federal Telecommunications Act of 1996.

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

**HB 1147:** A BILL for an Act to amend and reenact sections 47-16-06 and 47-16-15 of the North Dakota Century Code, relating to the notice of termination of residential leases.

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

**HB 1149:** A BILL for an Act to create and enact a new section to chapter 20.1-08 of the North Dakota Century Code, relating to the governor's proclamation concerning the youth deer hunting season; and to amend and reenact subsection 1 of section 20.1-03-11 and subsection 3 of section 20.1-03-12 of the North Dakota Century Code, relating to deer hunting age requirements and license fees.

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

**HB 1154:** A BILL for an Act to create and enact chapter 23-39 of the North Dakota Century Code, relating to regulation of tanning facilities; and to provide a penalty.

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

**HB 1155:** A BILL for an Act to amend and reenact sections 26.1-08-01 and 26.1-08-02.1, subdivision j of subsection 2 of section 26.1-08-02.2, sections 26.1-08-06, 26.1-08-07, and 26.1-08-09, subsection 6 of section 26.1-08-10, subsections 3 and 4 of section 26.1-08-11, and sections 26.1-08-12 and 26.1-08-13 of the North Dakota Century Code, relating to the comprehensive health association of North Dakota.

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

**HB 1157:** A BILL for an Act to amend and reenact sections 11-15-29 and 11-15-31 of the North Dakota Century Code, relating to uniforms for sheriffs and sheriffs' deputies.

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

**HB 1158:** A BILL for an Act to amend and reenact subsection 3 of section 39-06-17 of the North Dakota Century Code, relating to a restricted permit to operate an automobile.

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

**HB 1172:** A BILL for an Act to amend and reenact sections 15.1-21-01 and 15.1-21-02 of the North Dakota Century Code, relating to required instruction and North Dakota studies.

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

**HB 1174:** A BILL for an Act to create and enact a new section to chapter 54-06 of the North Dakota Century Code, relating to prohibiting executive branch agencies from funding salary increases through the use of funds due to vacancies.

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

**HB 1177:** A BILL for an Act to create and enact a new section to chapter 15.1-16 of the North Dakota Century Code, relating to salary increases for unfillable positions.

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

**HB 1178:** A BILL for an Act to amend and reenact section 33 of chapter 167 of the 2005 Session Laws, relating to the payment of school district reorganization bonuses; and to declare an emergency.

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

**HB 1183:** A BILL for an Act to amend and reenact subsection 5 of section 39-27-06 of the North Dakota Century Code, relating to motorcycle handlebars.

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

**HB 1184:** A BILL for an Act to create and enact a new section to chapter 20.1-01 of the North Dakota Century Code, relating to the use of handguns while hunting with bow and arrow or crossbow.

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

**HB 1185:** A BILL for an Act to amend and reenact section 4-10.7-07 of the North Dakota Century Code, relating to the powers and duties of the North Dakota dry pea and lentil council.

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

**HB 1186:** A BILL for an Act to amend and reenact sections 57-20-20, 57-20-21, and 57-23-06 of the North Dakota Century Code, relating to property taxes paid under protest and hearings on applications for abatement; and to provide an effective date.

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

**HB 1193:** A BILL for an Act to amend and reenact section 49-02-25 of the North Dakota Century Code, relating to hydroelectricity as a renewable electricity and recycled energy source.

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

**HB 1198:** A BILL for an Act to amend and reenact section 15.1-12-10.1 of the North Dakota Century Code, relating to school district reorganization criteria.

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

**HB 1199:** A BILL for an Act to amend and reenact sections 15.1-31-01 and 15.1-31-07 of the North Dakota Century Code, relating to the open enrollment of students; to repeal section 15.1-31-02 of the North Dakota Century Code, relating to grounds for denial of an open enrollment application; and to declare an emergency.

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

**HB 1201:** A BILL for an Act to amend and reenact subsection 3 of section 53-01-07 of the North Dakota Century Code, relating to the gross revenue fee for boxing, kickboxing, and mixed fighting style competitions; and to declare an emergency.

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

**HB 1205:** A BILL for an Act to amend and reenact sections 39-27-17 and 39-27-17.1 of the North Dakota Century Code, relating to motorcycle lights.

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

**HB 1211:** A BILL for an Act to amend and reenact sections 32-09.1-03, 32-09.1-04, 32-09.1-07, and 32-09.1-09 of the North Dakota Century Code, relating to the garnishment of wages.

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

**HB 1213:** A BILL for an Act to provide for a legislative council study of state bankruptcy exemptions.

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

**HB 1217:** A BILL for an Act to amend and reenact section 25-03.3-13 of the North Dakota Century Code, relating to the proof required for sexually dangerous individual civil commitment.

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

**HB 1219:** A BILL for an Act to create and enact a new section to chapter 12.1-34 of the North Dakota Century Code, relating to establishment and administration of a statewide automated victim information and notification system; and to provide for a legislative council study.

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

**HB 1222:** A BILL for an Act to amend and reenact section 26.1-36-37.2 of the North Dakota Century Code, relating to loss ratios for accident and health insurers.

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

**HB 1225:** A BILL for an Act to amend and reenacted subsection 1 of section 40-63-03 of the North Dakota Century Code, relating to a renaissance zone size and boundary.

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

**HB 1226:** A BILL for an Act to provide for a legislative council study of the feasibility and desirability of providing limitations on for-profit activities of nonprofit organizations.

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

**HB 1227:** A BILL for an Act to amend and reenact section 39-06-03.1 and subsection 2 of section 39-06-07 of the North Dakota Century Code, relating to verification of the information for an identification card.

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

**HB 1228:** A BILL for an Act to amend and reenact subsection 5 of section 57-01-02.1 of the North Dakota Century Code, relating to retailers providing refund claim forms to purchasers eligible for refunds of city or county sales, use, or gross receipts taxes.

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

**HB 1229:** A BILL for an Act to amend and reenact section 38-08-05 of the North Dakota Century Code, relating to oil and gas well location restrictions.

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

**HB 1231:** A BILL for an Act to amend and reenact section 47-05-16 of the North Dakota Century Code, relating to wind energy payments.

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

**HB 1232:** A BILL for an Act to provide for umbilical cord blood donation.

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

**HB 1234:** A BILL for an Act to create and enact a new section to chapter 39-10 of the North Dakota Century Code, relating to the use of flashing green lights.

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

**HB 1235:** A BILL for an Act to amend and reenact sections 15-62.2-00.1 and 15-62.2-01 of the North Dakota Century Code, relating to participation in the North Dakota scholars program by students in cross-border attendance programs.

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

**HB 1236:** A BILL for an Act to amend and reenact section 39-10-59 of the North Dakota Century Code, relating to littering.

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

**HB 1238:** A BILL for an Act to amend and reenact section 14-07.1-01, subsection 2 of section 14-07.1-10, and section 14-07.1-12 of the North Dakota Century Code, relating to law enforcement procedures in crimes involving domestic violence.

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

**HB 1245:** A BILL for an Act to amend and reenact subsection 5 of section 57-40.3-01 of the North Dakota Century Code, relating to exclusion of motor vehicle manufacturers' incentives or discounts under the motor vehicle excise tax; and to provide an effective date.

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

**HB 1248:** A BILL for an Act to amend and reenact section 15.1-36-01 of the North Dakota Century Code, relating to school construction approval and appeals.

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

**HB 1256:** A BILL for an Act to create and enact chapter 43-15.2 of the North Dakota Century Code, relating to the creation of a legend prescription drug and device donation and repository program; and to provide an appropriation.

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

**HB 1258:** A BILL for an Act to amend and reenact section 39-13-09 of the North Dakota Century Code, relating to tourist-oriented directional signs.

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

**HB 1259:** A BILL for an Act to amend and reenact subsection 2 of section 39-08-01 of the North Dakota Century Code, relating to the criminal penalty for driving while under the influence.

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

**HB 1260:** A BILL for an Act to amend and reenact section 15.1-12-27 of the North Dakota Century Code, relating to the attachment of property in a school district dissolution.

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

**HB 1261:** A BILL for an Act to amend and reenact section 15.1-07-02 and subsection 1 of section 15.1-12-10 of the North Dakota Century Code, relating to the naming of a school district.

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

**HB 1263:** A BILL for an Act to amend and reenact section 53-06.1-10.1 of the North Dakota Century Code, relating to raffles.

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

**HB 1265:** A BILL for an Act to create and enact a new section to chapter 61-21 of the North Dakota Century Code, relating to culverts for assessment drains.

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

**HB 1266:** A BILL for an Act to amend and reenact sections 61-16.1-45 and 61-21-46 of the North Dakota Century Code, relating to maintenance of assessment drains.

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

**HB 1268:** A BILL for an Act to amend and reenact subsection 2 of section 61-39-14 of the North Dakota Century Code, relating to duties of the Lake Agassiz water authority relative to the issuance of bonds.

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

**HB 1270:** A BILL for an Act to amend and reenact section 15.1-06-04 of the North Dakota Century Code, relating to professional development days for teachers.

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

**HB 1277:** A BILL for an Act to create and enact a new section to chapter 15.1-12 of the North Dakota Century Code, relating to participation in school district reorganizations.

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

**HB 1278:** A BILL for an Act to amend and reenact section 52-04-06.1 of the North Dakota Century Code, relating to construction project risk protection.

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

**HB 1281:** A BILL for an Act to amend and reenact section 15.1-29-12 of the North Dakota Century Code, relating to school district tuition payments.

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

**HB 1282:** A BILL for an Act to amend and reenact section 61-16.1-40.1 of the North Dakota Century Code, relating to approval of assessments for maintenance of federally constructed flood control or soil conservation service projects.

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

**HB 1289:** A BILL for an Act to amend and reenact section 20.1-08-04.1 of the North Dakota Century Code, relating to a bighorn sheep license raffle or auction.

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

**HB 1290:** A BILL for an Act to provide for the state department of health to contract for an evaluation of the state trauma system; to provide for a legislative council report; and to provide an appropriation.

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

**HB 1291:** A BILL for an Act to amend and reenact section 37-28-04 of the North Dakota Century Code, relating to the death benefit for veterans; and to declare an emergency.

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

**HB 1293:** A BILL for an Act to create and enact a new section to chapter 43-17 and a new subsection to section 43-28-02 of the North Dakota Century Code, relating to the application of topical fluoride varnish and exemptions to the regulation of dentists; and to declare an emergency.

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

**HB 1295:** A BILL for an Act to amend and reenact section 39-12-02 of the North Dakota Century Code, relating to permits for vehicles of excessive size and weight.

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

**HB 1301:** A BILL for an Act to amend and reenact subsection 7 of section 6-03-02 of the North Dakota Century Code, relating to the power of a bank to serve as a custodian for health savings accounts and health care cost funding accounts; and to declare an emergency.

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

**HB 1303:** A BILL for an Act to amend and reenact subsection 7 of section 57-02-27.2 of the North Dakota Century Code, relating to actual use of agricultural property as a basis for determination of the status of property as cropland or noncropland for property tax assessment purposes; and to provide an effective date.

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

**HB 1304:** A BILL for an Act to amend and reenact section 41-09-96 of the North Dakota Century Code, relating to secured transaction filing fees.

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

**HB 1305:** A BILL for an Act to amend and reenact section 15.1-09-04 of the North Dakota Century Code, relating to membership on rural school boards; and to declare an emergency.

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

**HB 1310:** A BILL for an Act to amend and reenact section 39-10-03 of the North Dakota Century Code, relating to class A authorized emergency vehicle lights.

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

**HB 1311:** A BILL for an Act to amend and reenact section 20.1-04-15 of the North Dakota Century Code, relating to the age requirement for the youth pheasant hunting season.

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

**HB 1312:** A BILL for an Act to create and enact section 57-15-63.1 of the North Dakota Century Code, relating to relevy by a school district of property taxes omitted by mistake; to provide an effective date; and to provide an expiration date.

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

**HB 1313:** A BILL for an Act to create and enact a new subdivision to subsection 2 of section 12-60-24 and two new sections to chapter 43-28 of the North Dakota Century Code, relating to criminal background checks for dentists and powers of the board of dental examiners; and to amend and reenact sections 43-20-12.2 and 43-20-13, subsection 1 of section 43-20-13.1, and sections 43-28-01, 43-28-02, 43-28-04, 43-28-05, 43-28-10, 43-28-11, 43-28-15, 43-28-17, and 43-28-18 of the North Dakota Century Code, relating to the regulation of dentists and dental assistants.

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

**HB 1316:** A BILL for an Act to provide for a legislative council study of the protection of consumer telephone records.

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

**HB 1318:** A BILL for an Act to amend and reenact section 54-10-28 of the North Dakota Century Code, relating to information technology responsibilities of the state auditor.

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

**HB 1324:** A BILL for an Act to create and enact a new section to chapter 53-06.2 of the North Dakota Century Code, relating to the breed registry of the North Dakota racing commission; and to amend and reenact subsection 6 of section 53-06.2-11 of the North Dakota Century Code, relating to the purse, breeders', and racing promotion funds of the racing commission.

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

**HB 1326:** A BILL for an Act to amend and reenact subsection 2 of section 45-11-01 and section 47-25-02 of the North Dakota Century Code, relating to partnership fictitious names and trade names.

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

**HB 1328:** A BILL for an Act to amend and reenact subsection 1 of section 13-01-14 of the North Dakota Century Code, relating to late payment charges on accounts receivable.

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

**HB 1330:** A BILL for an Act to create and enact a new section to chapter 54-12 of the North Dakota Century Code, relating to the attorney general multijurisdictional drug task force grant fund; to amend and reenact sections 53-12.1-09 and 54-12-14 of the North Dakota Century Code, relating to disbursements from the lottery operating fund and the assets forfeiture fund; to provide a continuing appropriation; and to declare an emergency.

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

**HB 1332:** A BILL for an Act to create and enact section 57-20-01.2 of the North Dakota Century Code, relating to waiver of penalties and interest on delinquent property taxes; to amend and reenact sections 15-08-19, 57-20-26, and 57-28-01 of the North Dakota Century Code, relating to the period of property tax delinquency before foreclosure of a tax lien; to provide an effective date; and to provide an expiration date.

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

**HB 1334:** A BILL for an Act to amend and reenact section 15.1-07-20 of the North Dakota Century Code, relating to requirements for drivers of school vehicles.

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

**HB 1338:** A BILL for an Act to amend and reenact sections 35-30-01 and 35-31-01 of the North Dakota Century Code, relating to agricultural processor's and supplier's liens.

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

**HB 1341:** A BILL for an Act to amend and reenact sections 6-09.10-03 and 6-09.10-04 of the North Dakota Century Code, relating to persons eligible for mediation.

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

**HB 1342:** A BILL for an Act to amend and reenact section 6-09.10-02.1 of the North Dakota Century Code, relating to duties of the credit review board.

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

**HB 1347:** A BILL for an Act to amend and reenact subsections 3 and 4 of section 25-01.3-02 of the North Dakota Century Code, relating to appointment of a member of the committee on protection and advocacy by a North Dakota nonprofit advocacy group of people with disabilities, to update the name of another appointing group, and to stagger the terms of the members.

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

**HB 1350:** A BILL for an Act to amend and reenact section 43-15-35 of the North Dakota Century Code, relating to postgraduate medical residency training program pharmacies.

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

**HB 1351:** A BILL for an Act to amend and reenact section 50-24.1-07 of the North Dakota Century Code, relating to claims against medical assistance recipients' estates.

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

**HB 1355:** A BILL for an Act to amend and reenact section 31-13-03 of the North Dakota Century Code, relating to persons subject to DNA testing.

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

**HB 1359:** A BILL for an Act to create and enact a new section to chapter 39-21 of the North Dakota Century Code, relating to rear-end protection of trucks.

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

**HB 1362:** A BILL for an Act to amend and reenact subsection 3 of section 39-24-04 of the North Dakota Century Code, relating to out-of-state snowmobile registration fees.

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

**HB 1366:** A BILL for an Act to create and enact a new subsection to section 26.1-27.1-04 of the North Dakota Century Code, relating to prohibited practices by pharmacy benefits managers; and to provide a penalty.

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

**HB 1369:** A BILL for an Act to amend and reenact subsection 1 of section 6-02-01 and section 6-05-02 of the North Dakota Century Code, relating to use of terms for bank, annuity, safe deposit, surety, and trust company regulation purposes; and to declare an emergency.

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

**HB 1371:** A BILL for an Act to amend and reenact section 11-11.1-02 of the North Dakota Century Code, relating to per diem compensation for members of job development authority boards of directors.

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

**HB 1372:** A BILL for an Act relating to a legislative council study of teacher mentoring programs.

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

**HB 1374:** A BILL for an Act to amend and reenact sections 16.1-16-01 and 16.1-16-07 of the North Dakota Century Code, relating to election recounts.

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

**HB 1375:** A BILL for an Act to create and enact section 16.1-08.1-02.1 of the North Dakota Century Code, relating to state political party convention statements; and to amend and reenact subsection 11 of section 16.1-08.1-01, sections 16.1-08.1-03.2 and 16.1-08.1-03.3, subsections 1 and 4 of section 16.1-08.1-03.9, subsections 2, 3, 4, and 5 of section 16.1-08.1-03.11, section 16.1-08.1-05, and subsection 1 of section 16.1-08.1-06 of the North Dakota Century Code, relating to campaign finance.

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

**HB 1376:** A BILL for an Act to amend and reenact sections 16.1-10-04 and 16.1-10-06.2 of the North Dakota Century Code, relating to corrupt election practices.

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

**HB 1377:** A BILL for an Act to amend and reenact sections 16.1-15-06 and 16.1-15-08, subsection 6 of section 16.1-15-09, sections 16.1-15-13, 16.1-15-15, 16.1-15-19, 16.1-15-22, 16.1-15-25, and 16.1-15-26 of the North Dakota Century Code, relating to canvassing elections.

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

**HB 1379:** A BILL for an Act to amend and reenact subdivision d of subsection 1 of section 16.1-12-02.2 of the North Dakota Century Code, relating to canvassing of write-in vote thresholds.

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

**HB 1380:** A BILL for an Act to amend and reenact sections 16.1-01-02.2 and 16.1-01-03, subsection 4 of section 16.1-01-04, section 16.1-01-05.1, and subsections 1 and 2 of section 16.1-01-09 of the North Dakota Century Code, relating to general procedures for elections.

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

**HB 1382:** A BILL for an Act to amend and reenact sections 4-08-06 and 44-02-07 of the North Dakota Century Code, relating to county election filing dates.

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

**HB 1383:** A BILL for an Act to amend and reenact section 15.1-09-08 and subsection 1 of section 15.1-09-13 of the North Dakota Century Code, relating to precincts for school board elections.

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

**HB 1386:** A BILL for an Act to amend and reenact sections 58-06-02, 58-07-01, and 58-08-01 of the North Dakota Century Code, relating to the compensation of township officers.

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

**HB 1387:** A BILL for an Act to provide for a legislative council study of the leasing of court facilities.

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

**HB 1390:** A BILL for an Act to create and enact a new section to chapter 50-11 of the North Dakota Century Code, relating to liability coverage for damage caused by foster children.

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

**HB 1392:** A BILL for an Act to amend and reenact subsection 2 of section 58-03-14 of the North Dakota Century Code, relating to the penalty for violation of zoning regulations in townships.

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

**HB 1393:** A BILL for an Act to create and enact a new subdivision to subsection 1 of section 57-38-01.2, a new subdivision to subsection 2 of section 57-38-30.3, a new subsection to section 57-39.2-04, and a new subsection to section 57-40.3-04 of the North Dakota Century Code, relating to income tax exemptions and sales, use, and motor vehicle excise tax exemptions for enrolled tribal members; and to provide an effective date.

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

**HB 1396:** A BILL for an Act to amend and reenact subsection 2 of section 20.1-13.1-10, subsection 4 of section 20.1-15-11, subsection 4 of section 39-20-07, and subsection 2

of section 39-24.1-08 of the North Dakota Century Code, relating to determination of alcohol concentration by breath testing.

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

**HB 1398:** A BILL for an Act to amend and reenact subdivision j of subsection 2 of section 39-04-18 of the North Dakota Century Code, relating to motor vehicles of disabled veterans which are exempt from registration fees.

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

**HB 1402:** A BILL for an Act to create and enact a new subsection to section 20.1-02-05 and a new section to chapter 20.1-08 of the North Dakota Century Code, relating to authority of the game and fish director to issue hunting licenses to a nonprofit organization and to establish once-in-a-lifetime hunting opportunities for terminally ill children.

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

**HB 1403:** A BILL for an Act to create and enact a new section to chapter 57-38 and a new subsection to section 57-38-30.3 of the North Dakota Century Code, relating to an individual and corporate income tax credit for operation of a microbusiness; and to provide an effective date.

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

**HB 1408:** A BILL for an Act to amend and reenact subsections 3 and 4 of section 30.1-10-03 of the North Dakota Century Code, relating to the effect of a homicide on probated property.

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

**HB 1412:** A BILL for an Act to create and enact a new subsection to section 57-38-30.3 and a new subsection to section 57-38-30.5 of the North Dakota Century Code, relating to the applicability of the research and experimental expenditures tax credit to a passthrough entity; and to provide an effective date.

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

**HB 1413:** A BILL for an Act to amend and reenact subsections 5 and 6 of section 52-04-05 and subsections 2, 3, and 6 of section 52-04-06 of the North Dakota Century Code, relating to determination of unemployment insurance tax rates.

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

**HB 1417:** A BILL for an Act to create and enact chapter 51-33 of the North Dakota Century Code, relating to security freezes on consumer credit reports; to provide a penalty; to provide an effective date; and to declare an emergency.

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

**HB 1437:** A BILL for an Act to provide for a legislative council study of the feasibility and desirability of restricting the unauthorized use of the name or image of a current or former member of the military.

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

**HB 1446:** A BILL for an Act to amend and reenact section 57-17-06 of the North Dakota Century Code, relating to the amount of an excess levy that may be approved for townships; and to provide an effective date.

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

**HB 1452:** A BILL for an Act to provide for limitations on the civil liability of a charitable organization.

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

**HB 1465:** A BILL for an Act to create and enact a new subsection to section 39-01-01 of the North Dakota Century Code, relating to the definition of motor-powered recreational vehicles; and to amend and reenact sections 39-22.3-01, 39-22.3-02, 39-22.3-03, 39-22.3-04, 39-22.3-05, 39-22.3-06, 39-22.3-07, 39-22.3-08, 39-22.3-09, and 39-22.3-10 of the North Dakota Century Code, relating to the licensing of motor-powered recreational vehicle dealers.

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

**HB 1468:** A BILL for an Act to amend and reenact section 39-20-03.1 of the North Dakota Century Code, relating to temporary operator permits after testing for alcohol.

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

**HB 1470:** A BILL for an Act to amend and reenact section 60-02-30 of the North Dakota Century Code, relating to public grain warehouse contracts; to repeal section 60-02-31

of the North Dakota Century Code, relating to notices for the termination of grain storage contracts; and to declare an emergency.

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

**HB 1482:** A BILL for an Act to create and enact a new section to chapter 12-47 of the North Dakota Century Code, relating to health care for chronically or terminally ill offenders.

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

**HB 1488:** A BILL for an Act to amend and reenact section 23-09.3-04 of the North Dakota Century Code, relating to state department of health surveys of basic care facilities.

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

**HB 1490:** A BILL for an Act to create and enact a new section to chapter 4-41 of the North Dakota Century Code, relating to the sale of industrial hemp seed; to amend and reenact subdivision b of subsection 2 of section 12-60-24 of the North Dakota Century Code, relating to criminal history record checks; and to declare an emergency.

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

**HB 1500:** A BILL for an Act to amend and reenact section 12.1-22-03 of the North Dakota Century Code, relating to criminal trespass.

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

**HB 1503:** A BILL for an Act to amend and reenact section 54-17-37 of the North Dakota Century Code, relating to extending the tribal-state guaranty program; to provide an effective date; and to declare an emergency.

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

**HB 1513:** A BILL for an Act to create and enact a new section to chapter 61-02 of the North Dakota Century Code, relating to an emergency municipal drinking water grant program.

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

**HB 1514:** A BILL for an Act to amend and reenact section 57-38-01.8 of the North Dakota Century Code, relating to an income tax credit for geothermal, solar, wind, or biomass energy devices; and to provide an effective date.

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

#### **FIRST READING OF HOUSE CONCURRENT RESOLUTIONS**

**HCR 3002:** A concurrent resolution directing the Legislative Council to study the judicial election and judicial selection process in North Dakota.

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

**HCR 3003:** A concurrent resolution proclaiming April 24 as a day of remembrance of the Armenian genocide.

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

**HCR 3005:** A concurrent resolution urging Congress to pass an agricultural disaster relief package.

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

**HCR 3008:** A concurrent resolution directing the Legislative Council to study the issues of fairness, equity, and the best interests of children as they relate to issues of child custody and visitation.

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

**HCR 3012:** A concurrent resolution directing the Legislative Council to study the determination of the cost of elementary and secondary education.

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

**HCR 3013:** A concurrent resolution directing the Legislative Council to study statutes and institutional resources relating to the domestic violence protection order process, including criminal cases for alleged violation of protection orders.

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

**HCR 3014:** A concurrent resolution declaring Monday, February 12, 2007, "North Dakota Close Up Day".

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

**HCR 3021:** A concurrent resolution proclaiming February 6, 2007, to be Ronald Reagan Day.

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

**HCR 3031:** A concurrent resolution urging Congress to reintroduce the Restitution for Victims of Crime Act to improve the collection of federal court-ordered restitution and other criminal debt and urging the United States Department of Justice to recover court-ordered restitution that is owed innocent victims.

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

The Senate stood adjourned pursuant to Senator Christmann's motion.

**William R. Horton, Secretary**

