

JOURNAL OF THE HOUSE**Sixtieth Legislative Assembly**

* * * * *

Bismarck, February 13, 2007

The House convened at 9:30 a.m., with Speaker Delzer presiding.

The prayer was offered by Pastor Dale Nabben, Chaplain at Missouri Slope Lutheran Care Center, Bismarck.

The roll was called and all members were present except Representative Froelich.

A quorum was declared by the Speaker.

SIXTH ORDER OF BUSINESS

SPEAKER DELZER DEEMED approval of the amendments to HB 1299, HB 1344, Engrossed HB 1421, HB 1472, HB 1476, HB 1480, HB 1486, HB 1492, HB 1501, HB 1504, HB 1507, HCR 3007 and HCR 3033.

HCR 3007 and HCR 3033, as amended, were placed on the Tenth order of business on the calendar for the succeeding legislative day.

HB 1299, HB 1344, Engrossed HB 1421, HB 1472, HB 1476, HB 1480, HB 1486, HB 1492, HB 1501, HB 1504 and HB 1507, as amended, were placed on the Eleventh order of business on the calendar for the succeeding legislative day.

SECOND READING OF HOUSE BILL

HB 1360: A BILL for an Act to amend and reenact section 60-10-02 of the North Dakota Century Code, relating to investment of the credit-sale contract indemnity fund; and to provide a continuing 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 92 YEAS, 0 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Amerman; Bellew; Belter; Berg; Boe; Boehning; Boucher; Brandenburg; Carlisle; Carlson; Charging; Clark; Conrad; Dahl; Damschen; DeKrey; Delmore; Dietrich; Dosch; Drovda; Ekstrom; Froseth; Glassheim; Grande; Griffin; Gruchalla; Gulleon; Haas; Hanson; Hatlestad; Hawken; Headland; Heller; Herbel; Hofstad; Hunskor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Monson; Mueller; Myxter; Nelson; Nottestad; Onstad; Owens; Pietsch; Pollert; Porter; Potter; Price; Ruby; Schmidt; Schneider; Skarphol; Solberg; Sukut; Svedjan; Thoreson; Thorpe; Uglem; Vig; Vigasaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Wolf; Wrangham; Zaiser; Speaker Delzer

ABSENT AND NOT VOTING: Froelich; Pinkerton

HB 1360 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1428: A BILL for an Act to create and enact a new section to chapter 4-34 of the North Dakota Century Code, relating to expenditures by the North Dakota beef commission.

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 9 YEAS, 84 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Griffin; Hunskor; Kerzman; Kreidt; Meyer, S.; Schmidt; Solberg; Thorpe; Wald

NAYS: Aarsvold; Amerman; Bellew; Belter; Berg; Boe; Boehning; Boucher; Brandenburg; Carlisle; Carlson; Charging; Clark; Conrad; Dahl; Damschen; DeKrey; Delmore;

Dietrich; Dosch; Drovdal; Ekstrom; Froseth; Glassheim; Grande; Gruchalla; Gulleson; Haas; Hanson; Hatlestad; Hawken; Headland; Heller; Herbel; Hofstad; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kingsbury; Klein; Klemin; Koppelman; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Monson; Mueller; Myxter; Nelson; Nottestad; Onstad; Owens; Pietsch; Pinkerton; Pollert; Porter; Potter; Price; Ruby; Schneider; Skarphol; Sukut; Svedjan; Thoreson; Uglen; Vig; Vigesaa; Wall; Weiler; Weisz; Wieland; Williams; Wolf; Wrangham; Zaiser; Speaker Delzer

ABSENT AND NOT VOTING: Froelich

HB 1428 lost.

SECOND READING OF HOUSE BILL

HB 1477: A BILL for an Act to create and enact a new section to chapter 43-04 of the North Dakota Century Code, relating to prohibited acts regarding the practice of barbering.

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

YEAS: Aarsvold; Amerman; Belter; Berg; Boehning; Boucher; Brandenburg; Carlson; Charging; Clark; Conrad; Damschen; DeKrey; Delmore; Dietrich; Drovdal; Ekstrom; Froseth; Glassheim; Grande; Griffin; Gruchalla; Gulleson; Haas; Hanson; Hatlestad; Hawken; Headland; Heller; Herbel; Hofstad; Hunskor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein; Klemin; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Monson; Mueller; Myxter; Nelson; Nottestad; Onstad; Owens; Pietsch; Pinkerton; Pollert; Porter; Potter; Price; Schmidt; Schneider; Skarphol; Solberg; Sukut; Svedjan; Thorpe; Uglen; Vigesaa; Wald; Wall; Wieland; Williams; Zaiser

NAYS: Bellew; Boe; Carlisle; Dahl; Dosch; Kasper; Keiser; Koppelman; Ruby; Thoreson; Vig; Weiler; Weisz; Wolf; Wrangham; Speaker Delzer

ABSENT AND NOT VOTING: Froelich

HB 1477 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1426: A BILL for an Act to amend and reenact section 4-34-04 of the North Dakota Century Code, relating to membership on the North Dakota beef commission.

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 36 YEAS, 57 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Amerman; Boe; Boucher; Charging; Conrad; Delmore; Dosch; Ekstrom; Froseth; Glassheim; Griffin; Gruchalla; Gulleson; Hanson; Hunskor; Kaldor; Kelsh, S.; Kerzman; Kretschmar; Kroeber; Metcalf; Meyer, S.; Mueller; Myxter; Nottestad; Onstad; Potter; Ruby; Schmidt; Schneider; Solberg; Thorpe; Williams; Wolf; Zaiser

NAYS: Bellew; Belter; Berg; Boehning; Brandenburg; Carlisle; Carlson; Clark; Dahl; Damschen; DeKrey; Dietrich; Drovdal; Grande; Haas; Hatlestad; Hawken; Headland; Heller; Herbel; Hofstad; Johnson, D.; Johnson, N.; Karls; Kasper; Keiser; Kelsch, R.; Kempenich; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Martinson; Meier, L.; Monson; Nelson; Owens; Pietsch; Pinkerton; Pollert; Porter; Price; Skarphol; Sukut; Svedjan; Thoreson; Uglen; Vig; Vigesaa; Wald; Wall; Weiler; Weisz; Wieland; Wrangham; Speaker Delzer

ABSENT AND NOT VOTING: Froelich

HB 1426 lost.

SECOND READING OF HOUSE BILL

HB 1427: A BILL for an Act to amend and reenact section 36-01-01 of the North Dakota Century Code, relating to the appointment of members to the state board of animal health.

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 34 YEAS, 59 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Amerman; Boucher; Charging; Conrad; Ekstrom; Froseth; Glassheim; Griffin; Gruchalla; Guleson; Hanson; Hunsakor; Kaldor; Keiser; Kelsh, S.; Kerzman; Kroeber; Metcalf; Meyer, S.; Mueller; Myxter; Nottestad; Onstad; Potter; Price; Ruby; Schmidt; Schneider; Solberg; Thorpe; Williams; Wolf; Zaiser

NAYS: Bellew; Belter; Berg; Boe; Boehning; Brandenburg; Carlisle; Carlson; Clark; Dahl; Damschen; DeKrey; Delmore; Dietrich; Dosch; Drovdal; Grande; Haas; Hatlestad; Hawken; Headland; Heller; Herbel; Hofstad; Johnson, D.; Johnson, N.; Karls; Kasper; Kelsch, R.; Kempenich; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Martinson; Meier, L.; Monson; Nelson; Owens; Pietsch; Pinkerton; Pollert; Porter; Skarphol; Sukut; Svedjan; Thoreson; Uglem; Vig; Vigasaa; Wald; Wall; Weiler; Weisz; Wieland; Wrangham; Speaker Delzer

ABSENT AND NOT VOTING: Froelich

HB 1427 lost.

SECOND READING OF HOUSE BILL

HB 1397: A BILL for an Act to create and enact a new section to chapter 54-35 of the North Dakota Century Code, relating to the creation of a committee on the legislature.

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

YEAS: Aarsvold; Amerman; Boe; Boucher; Conrad; Delmore; Ekstrom; Glassheim; Griffin; Gruchalla; Guleson; Hanson; Hunsakor; Kaldor; Kelsh, S.; Kerzman; Kroeber; Metcalf; Meyer, S.; Mueller; Myxter; Onstad; Pinkerton; Potter; Price; Schmidt; Schneider; Solberg; Thorpe; Vig; Williams; Wolf; Zaiser

NAYS: Bellew; Belter; Berg; Boehning; Brandenburg; Carlisle; Carlson; Charging; Clark; Dahl; Damschen; DeKrey; Dietrich; Dosch; Drovdal; Froseth; Grande; Haas; Hatlestad; Hawken; Headland; Heller; Herbel; Hofstad; Johnson, D.; Johnson, N.; Karls; Kasper; Keiser; Kelsch, R.; Kempenich; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Martinson; Meier, L.; Monson; Nelson; Nottestad; Owens; Pietsch; Pollert; Porter; Ruby; Skarphol; Sukut; Svedjan; Thoreson; Uglem; Vigasaa; Wald; Wall; Weisz; Wieland; Wrangham; Speaker Delzer

ABSENT AND NOT VOTING: Froelich; Weiler

HB 1397 lost.

SECOND READING OF HOUSE BILL

HB 1481: A BILL for an Act providing for limitations on the compensation of members of certain occupational and professional licensing entities.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 6 YEAS, 85 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Bellew; Heller; Koppelman; Ruby; Schneider; Wall

NAYS: Aarsvold; Amerman; Belter; Berg; Boe; Boucher; Brandenburg; Carlisle; Carlson; Charging; Clark; Conrad; Dahl; Damschen; DeKrey; Delmore; Dietrich; Dosch; Drovdal;

Ekstrom; Froseth; Glassheim; Grande; Griffin; Gruchalla; Gulleson; Haas; Hanson; Hatlestad; Hawken; Headland; Herbel; Hofstad; Hunskor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein; Klemin; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Monson; Mueller; Myxter; Nelson; Nottestad; Onstad; Owens; Pietsch; Pinkerton; Pollert; Porter; Potter; Price; Schmidt; Skarphol; Solberg; Sukut; Svedjan; Thoreson; Thorpe; Uglem; Vig; Vigesaa; Wald; Weisz; Wieland; Williams; Wolf; Wrangham; Zaiser; Speaker Delzer

ABSENT AND NOT VOTING: Boehning; Froelich; Weiler

HB 1481 lost.

SECOND READING OF HOUSE BILL

HB 1510: A BILL for an Act to create and enact a new subsection to section 54-52-04 and two new sections to chapter 54-52.1 of the North Dakota Century Code, relating to expansion of the uniform group insurance program to allow participation by members of the North Dakota national guard; to amend and reenact section 54-52.1-02 of the North Dakota Century Code, relating to subgroups under the uniform group insurance program; and to provide a continuing appropriation.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 34 YEAS, 57 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Amerman; Boe; Boucher; Conrad; Delmore; Ekstrom; Glassheim; Griffin; Gruchalla; Gulleson; Hanson; Hunskor; Kaldor; Kelsh, S.; Kerzman; Kretschmar; Kroeber; Martinson; Metcalf; Meyer, S.; Mueller; Myxter; Onstad; Pinkerton; Potter; Schmidt; Schneider; Solberg; Thorpe; Vig; Williams; Wolf; Zaiser

NAYS: Bellew; Belter; Berg; Boehning; Brandenburg; Carlisle; Carlson; Charging; Clark; Dahl; Damschen; DeKrey; Dietrich; Dosch; Drovda; Froseth; Grande; Haas; Hatlestad; Hawken; Headland; Heller; Herbel; Hofstad; Johnson, D.; Karls; Kasper; Keiser; Kelsch, R.; Kempenich; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Meier, L.; Monson; Nelson; Nottestad; Owens; Pietsch; Pollert; Porter; Price; Ruby; Skarphol; Sukut; Svedjan; Thoreson; Uglem; Vigesaa; Wald; Wall; Weiler; Wieland; Wrangham; Speaker Delzer

ABSENT AND NOT VOTING: Froelich; Johnson, N.; Weisz

HB 1510 lost.

SECOND READING OF HOUSE BILL

HB 1508: A BILL for an Act to create and enact sections 40-22-14.1 and 40-22-18.1 of the North Dakota Century Code, relating to mailed notice and property owner approval of improvements by special assessment; and to amend and reenact section 40-22-15 of the North Dakota Century Code, relating to property owner approval before adoption of a resolution of necessity for an improvement by special assessments.

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 9 YEAS, 84 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Boehning; Dosch; Kasper; Keiser; Kelsch, R.; Porter; Ruby; Thoreson; Wrangham

NAYS: Aarsvold; Amerman; Bellew; Belter; Berg; Boe; Boucher; Brandenburg; Carlisle; Carlson; Charging; Clark; Conrad; Dahl; Damschen; DeKrey; Delmore; Dietrich; Drovda; Ekstrom; Froseth; Glassheim; Grande; Griffin; Gruchalla; Gulleson; Haas; Hanson; Hatlestad; Hawken; Headland; Heller; Herbel; Hofstad; Hunskor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Monson; Mueller; Myxter; Nelson; Nottestad; Onstad; Owens; Pietsch; Pinkerton; Pollert; Potter; Price; Schmidt; Schneider; Skarphol; Solberg; Sukut; Svedjan; Thorpe;

Uglen; Vig; Vigesaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Wolf; Zaiser;
Speaker Delzer

ABSENT AND NOT VOTING: Froelich

HB 1508 lost.

SECOND READING OF HOUSE BILL

HB 1520: A BILL for an Act to amend and reenact section 54-35-01 of the North Dakota Century Code, relating to the composition of the North Dakota legislative council; 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 25 YEAS, 68 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Bellew; Belter; Boehning; Brandenburg; Carlisle; Carlson; DeKrey; Drovdal; Grande; Headland; Kaldor; Kasper; Kempenich; Kreidt; Owens; Pollert; Ruby; Skarphol; Thoreson; Vigesaa; Wald; Weiler; Weisz; Wieland; Speaker Delzer

NAYS: Aarsvold; Amerman; Berg; Boe; Boucher; Charging; Clark; Conrad; Dahl; Damschen; Delmore; Dietrich; Dosch; Ekstrom; Froseth; Glassheim; Griffin; Gruchalla; Gulleson; Haas; Hanson; Hatlestad; Hawken; Heller; Herbel; Hofstad; Hunskor; Johnson, D.; Johnson, N.; Karls; Keiser; Kelsch, R.; Kelsh, S.; Kerzman; Kingsbury; Klein; Klemin; Koppelman; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Monson; Mueller; Myxter; Nelson; Nottestad; Onstad; Pietsch; Pinkerton; Porter; Potter; Price; Schmidt; Schneider; Solberg; Sukut; Svedjan; Thorpe; Uglen; Vig; Wall; Williams; Wolf; Wrangham; Zaiser

ABSENT AND NOT VOTING: Froelich

HB 1520 lost.

SECOND READING OF HOUSE BILL

HB 1414: A BILL for an Act to amend and reenact section 14-05-24 of the North Dakota Century Code, relating to the division of property in a divorce proceeding.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 93 YEAS, 0 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Amerman; Bellew; Belter; Berg; Boe; Boehning; Boucher; Brandenburg; Carlisle; Carlson; Charging; Clark; Conrad; Dahl; Damschen; DeKrey; Delmore; Dietrich; Dosch; Drovdal; Ekstrom; Froseth; Glassheim; Grande; Griffin; Gruchalla; Gulleson; Haas; Hanson; Hatlestad; Hawken; Headland; Heller; Herbel; Hofstad; Hunskor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Monson; Mueller; Myxter; Nelson; Nottestad; Onstad; Owens; Pietsch; Pinkerton; Pollert; Porter; Potter; Price; Ruby; Schmidt; Schneider; Skarphol; Solberg; Sukut; Svedjan; Thoreson; Thorpe; Uglen; Vig; Vigesaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Wolf; Wrangham; Zaiser; Speaker Delzer

ABSENT AND NOT VOTING: Froelich

HB 1414 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1130: A BILL for an Act to amend and reenact sections 24-02-26.1 and 24-02-28 of the North Dakota Century Code, relating to highway construction arbitration.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 91 YEAS, 1 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Amerman; Bellew; Belter; Berg; Boe; Boehning; Boucher; Brandenburg; Carlisle; Carlson; Charging; Clark; Conrad; Dahl; DeKrey; Delmore; Dietrich; Dosch; Drovdal; Ekstrom; Froseth; Glassheim; Grande; Griffin; Gruchalla; Gulleson; Haas; Hanson; Hatlestad; Hawken; Headland; Heller; Herbel; Hofstad; Hunskor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Monson; Mueller; Myxter; Nelson; Nottestad; Onstad; Owens; Pietsch; Pinkerton; Pollert; Porter; Potter; Price; Ruby; Schmidt; Schneider; Skarphol; Solberg; Sukut; Svedjan; Thoreson; Thorpe; Uglem; Vig; Vigesaa; Wald; Wall; Weiler; Weisz; Wieland; Wolf; Wrangham; Zaiser; Speaker Delzer

NAYS: Williams

ABSENT AND NOT VOTING: Damschen; Froelich

Engrossed HB 1130 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1241: A BILL for an Act to create and enact section 10-19.1-00.1, a new section to chapter 10-19.1, a new subsection to section 10-19.1-48, sections 10-19.1-74.1 and 10-19.1-139.1, a new section to chapter 10-32, section 10-32-42.1, a new subsection to section 10-32-85, section 10-33-01.3, a new subsection to section 10-33-44, and sections 10-33-72.1, 10-34-02.1, 45-10.2-06.1, and 45-13-02.1 of the North Dakota Century Code, relating to business corporations, limited liability companies, nonprofit corporations, real estate investment trusts, limited partnerships, and partnerships; and to amend and reenact sections 10-19.1-01, 10-19.1-01.2, 10-19.1-10, 10-19.1-13, and 10-19.1-23, subsection 2 of section 10-19.1-39, section 10-19.1-41, subsection 3 of section 10-19.1-61, section 10-19.1-63, subsection 1 of section 10-19.1-65, subsection 6 of section 10-19.1-66, section 10-19.1-69, subsection 1 of section 10-19.1-75, subsection 1 of section 10-19.1-76.1, subsection 2 of section 10-19.1-84, section 10-19.1-87, subsection 1 of section 10-19.1-93, sections 10-19.1-96, 10-19.1-97, and 10-19.1-98, subsection 1 of section 10-19.1-99, section 10-19.1-100, subsection 1 of section 10-19.1-100.1, section 10-19.1-101, subsection 2 of section 10-19.1-102, sections 10-19.1-102.1, 10-19.1-103, and 10-19.1-104, subsection 2 of section 10-19.1-104.1, subsection 1 of section 10-19.1-110, sections 10-19.1-146, 10-19.1-147, 10-32-02, 10-32-07, 10-32-10, and 10-32-27, subsection 1 of section 10-32-37, section 10-32-43, subsection 1 of section 10-32-76, subsection 2 of section 10-32-94, section 10-32-100, subsection 1 of section 10-32-101, section 10-32-102, subsection 1 of section 10-32-103, sections 10-32-104 and 10-32-105, subsections 2 and 3 of section 10-32-106, sections 10-32-106.1 and 10-32-107, subsection 4 of section 10-32-108, sections 10-33-01, 10-33-06, 10-33-10, 10-33-34, and 10-33-73, subsection 40 of section 45-10.2-02, subsection 1 of section 45-10.2-27, section 45-10.2-81, subsection 26 of section 45-13-01, subsection 6 of section 45-13-05, subsection 24 of section 45-22-01, subsection 2 of section 45-22-22, and subsection 24 of section 45-23-01 of the North Dakota Century Code, relating to business corporations, limited liability companies, nonprofit corporations, limited partnerships, partnerships, limited liability partnerships, and limited liability limited partnerships.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 92 YEAS, 0 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Bellew; Belter; Berg; Boe; Boehning; Boucher; Brandenburg; Carlisle; Carlson; Charging; Clark; Conrad; Dahl; Damschen; DeKrey; Delmore; Dietrich; Dosch; Drovdal; Ekstrom; Froseth; Glassheim; Grande; Griffin; Gruchalla; Gulleson; Haas; Hanson; Hatlestad; Hawken; Headland; Heller; Herbel; Hofstad; Hunskor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Monson; Mueller; Myxter; Nelson; Nottestad; Onstad; Owens; Pietsch; Pinkerton; Pollert; Porter; Potter; Price; Ruby; Schmidt; Schneider; Skarphol; Solberg; Sukut; Svedjan; Thoreson; Thorpe; Uglem; Vig; Vigesaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Wolf; Wrangham; Zaiser; Speaker Delzer

ABSENT AND NOT VOTING: Amerman; Froelich

Engrossed HB 1241 passed and the title was agreed to.

MOTION

REP. MONSON MOVED that HB 1169 be moved to the bottom of the calendar, which motion prevailed.

SECOND READING OF HOUSE BILL

HB 1030: A BILL for an Act to amend and reenact section 15-10-12 of the North Dakota Century Code, relating to the appropriation of higher education institutions' special revenue funds; 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 93 YEAS, 0 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Amerman; Bellew; Belter; Berg; Boe; Boehning; Boucher; Brandenburg; Carlisle; Carlson; Charging; Clark; Conrad; Dahl; Damschen; DeKrey; Delmore; Dietrich; Dosch; Drovda; Ekstrom; Froseth; Glassheim; Grande; Griffin; Gruchalla; Gulleon; Haas; Hanson; Hatlestad; Hawken; Headland; Heller; Herbel; Hofstad; Hunsakor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Monson; Mueller; Myxter; Nelson; Nottestad; Onstad; Owens; Pietsch; Pinkerton; Pollert; Porter; Potter; Price; Ruby; Schmidt; Schneider; Skarphol; Solberg; Sukut; Svedjan; Thoreson; Thorpe; Uglem; Vig; Vigesaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Wolf; Wrangham; Zaiser; Speaker Delzer

ABSENT AND NOT VOTING: Froelich

HB 1030 passed, the title was agreed to, and the emergency clause was declared carried.

SECOND READING OF HOUSE BILL

HB 1031: A BILL for an Act to amend and reenact sections 54-44.1-04 and 54-44.1-06 of the North Dakota Century Code, relating to budget requests and block grant appropriations for the North Dakota university system; 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 89 YEAS, 4 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Amerman; Bellew; Belter; Berg; Boe; Boehning; Boucher; Brandenburg; Carlisle; Carlson; Charging; Clark; Conrad; Dahl; Damschen; Delmore; Dietrich; Dosch; Drovda; Ekstrom; Froseth; Glassheim; Grande; Griffin; Gruchalla; Gulleon; Haas; Hanson; Hatlestad; Hawken; Headland; Heller; Herbel; Hofstad; Hunsakor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Monson; Mueller; Myxter; Nelson; Nottestad; Onstad; Owens; Pietsch; Pinkerton; Pollert; Porter; Potter; Price; Schmidt; Schneider; Skarphol; Solberg; Sukut; Svedjan; Thoreson; Thorpe; Uglem; Vig; Vigesaa; Wald; Wall; Weiler; Wieland; Williams; Wolf; Wrangham; Zaiser

NAYS: DeKrey; Ruby; Weisz; Speaker Delzer

ABSENT AND NOT VOTING: Froelich

HB 1031 passed, the title was agreed to, and the emergency clause was declared carried.

SECOND READING OF HOUSE BILL

HB 1032: A BILL for an Act to amend and reenact section 54-44.1-11 of the North Dakota Century Code, relating to the cancellation of unexpended appropriations for the North Dakota university system; 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 90 YEAS, 3 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Amerman; Bellew; Belter; Berg; Boe; Boehning; Boucher; Brandenburg; Carlisle; Carlson; Charging; Clark; Conrad; Dahl; Damschen; DeKrey; Delmore; Dietrich; Dosch; Drovda; Ekstrom; Froseth; Glassheim; Grande; Griffin; Gruchalla; Gulleon; Haas; Hanson; Hatlestad; Hawken; Headland; Heller; Herbel; Hofstad; Hunskor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Monson; Mueller; Myxter; Nelson; Nottestad; Onstad; Owens; Pietsch; Pinkerton; Pollert; Porter; Potter; Price; Schmidt; Schneider; Skarphol; Solberg; Sukut; Svedjan; Thoreson; Thorpe; Uglem; Vig; Vigasaa; Wald; Wall; Weisz; Wieland; Williams; Wolf; Wrangham; Zaiser

NAYS: Ruby; Weiler; Speaker Delzer

ABSENT AND NOT VOTING: Froelich

HB 1032 passed, the title was agreed to, and the emergency clause was declared carried.

SECOND READING OF HOUSE BILL

HB 1473: A BILL for an Act to provide an appropriation to the state historical society for marketing and promotion.

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 28 YEAS, 64 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Amerman; Boehning; Boucher; Conrad; Delmore; Ekstrom; Glassheim; Hanson; Hawken; Hunskor; Johnson, N.; Kaldor; Kelsh, S.; Kerzman; Kretschmar; Kroeber; Nottestad; Onstad; Owens; Pinkerton; Potter; Schmidt; Schneider; Solberg; Thorpe; Vig; Wolf

NAYS: Bellew; Belter; Berg; Boe; Brandenburg; Carlisle; Carlson; Charging; Clark; Dahl; Damschen; DeKrey; Dietrich; Dosch; Drovda; Froseth; Grande; Griffin; Gruchalla; Gulleon; Haas; Hatlestad; Headland; Heller; Hofstad; Johnson, D.; Karls; Kasper; Keiser; Kelsch, R.; Kempenich; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Martinson; Meier, L.; Metcalf; Meyer, S.; Monson; Mueller; Myxter; Nelson; Pietsch; Pollert; Porter; Price; Ruby; Skarphol; Sukut; Svedjan; Thoreson; Uglem; Vigasaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Wrangham; Zaiser; Speaker Delzer

ABSENT AND NOT VOTING: Froelich; Herbel

HB 1473 lost.

SECOND READING OF HOUSE BILL

HB 1474: A BILL for an Act to create and enact a new section to chapter 57-15, a new subsection to section 57-15-06.7, and a new subsection to section 57-15-10 of the North Dakota Century Code, relating to a county or city property tax levy for support of services of nonprofit organizations eligible for grants from the domestic violence and sexual assault prevention fund; and to provide an effective date.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 63 YEAS, 29 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Amerman; Belter; Berg; Boe; Boucher; Brandenburg; Carlisle; Charging; Clark; Conrad; Dahl; Delmore; Dietrich; Glassheim; Griffin; Gruchalla; Gulleson; Haas; Hanson; Hatlestad; Hawken; Heller; Herbel; Hofstad; Johnson, D.; Johnson, N.; Kaldor; Keiser; Kelsh, S.; Kerzman; Kingsbury; Klein; Klemin; Kreidt; Kretschmar; Kroeber; Martinson; Metcalf; Meyer, S.; Monson; Mueller; Myxter; Nelson; Nottestad; Onstad; Owens; Pietsch; Pinkerton; Potter; Price; Schmidt; Schneider; Solberg; Sukut; Thorpe; Uglem; Vig; Wall; Wieland; Williams; Wolf; Zaiser

NAYS: Bellew; Boehning; Carlson; Damschen; DeKrey; Dosch; Drovdal; Froseth; Grande; Headland; Hunskor; Karls; Kasper; Kelsch, R.; Kempenich; Koppelman; Meier, L.; Pollert; Porter; Ruby; Skarphol; Svedjan; Thoreson; Vigesaa; Wald; Weiler; Weisz; Wrangham; Speaker Delzer

ABSENT AND NOT VOTING: Ekstrom; Froelich

HB 1474 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1425: A BILL for an Act to amend and reenact section 37-15-14 of the North Dakota Century Code, relating to the veterans' home operating fund expenditures.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 92 YEAS, 1 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Amerman; Belter; Berg; Boe; Boehning; Boucher; Brandenburg; Carlisle; Carlson; Charging; Clark; Conrad; Dahl; Damschen; DeKrey; Delmore; Dietrich; Dosch; Drovdal; Ekstrom; Froseth; Glassheim; Grande; Griffin; Gruchalla; Gulleson; Haas; Hanson; Hatlestad; Hawken; Headland; Heller; Herbel; Hofstad; Hunskor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Monson; Mueller; Myxter; Nelson; Nottestad; Onstad; Owens; Pietsch; Pinkerton; Pollert; Porter; Potter; Price; Ruby; Schmidt; Schneider; Skarphol; Solberg; Sukut; Svedjan; Thoreson; Thorpe; Uglem; Vig; Vigesaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Wolf; Wrangham; Zaiser; Speaker Delzer

NAYS: Bellew

ABSENT AND NOT VOTING: Froelich

HB 1425 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1483: A BILL for an Act to amend and reenact section 54-44.4-07 of the North Dakota Century Code, relating to procurement of environmentally preferable products; to provide an effective date; and to declare an emergency.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 61 YEAS, 32 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Amerman; Belter; Boe; Boucher; Brandenburg; Charging; Conrad; Dahl; Delmore; Dietrich; Ekstrom; Froseth; Glassheim; Griffin; Gruchalla; Gulleson; Haas; Hanson; Hatlestad; Hawken; Herbel; Hofstad; Hunskor; Johnson, D.; Johnson, N.; Kaldor; Keiser; Kelsh, S.; Kerzman; Kingsbury; Klein; Klemin; Koppelman; Kretschmar; Kroeber; Martinson; Metcalf; Meyer, S.; Mueller; Myxter; Nelson; Nottestad; Onstad; Owens; Pietsch; Pinkerton; Potter; Price; Schmidt; Schneider; Solberg; Sukut; Svedjan; Thorpe; Uglem; Vig; Wall; Williams; Wolf; Zaiser

NAYS: Bellew; Berg; Boehning; Carlisle; Carlson; Clark; Damschen; DeKrey; Dosch; Drovdal; Grande; Headland; Heller; Karls; Kasper; Kelsch, R.; Kempenich; Kreidt; Meier, L.; Monson; Pollert; Porter; Ruby; Skarphol; Thoreson; Vigesaa; Wald; Weiler; Weisz; Wieland; Wrangham; Speaker Delzer

ABSENT AND NOT VOTING: Froelich

Engrossed HB 1483 passed, the title was agreed to, but the emergency clause lost.

SECOND READING OF HOUSE BILL

HB 1484: A BILL for an Act to create and enact a new section to chapter 54-60 of the North Dakota Century Code, relating to a tuition rebate for graduates of career training programs; 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 NOT PASS, the roll was called and there were 43 YEAS, 50 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Amerman; Boe; Boucher; Conrad; Damschen; DeKrey; Delmore; Ekstrom; Glassheim; Griffin; Gruchalla; Gulleson; Hanson; Hawken; Hofstad; Hunsakor; Johnson, N.; Kaldor; Kelsh, S.; Kerzman; Kretschmar; Kroeber; Metcalf; Meyer, S.; Monson; Mueller; Myxter; Nelson; Onstad; Owens; Pinkerton; Potter; Schmidt; Schneider; Solberg; Thorpe; Vig; Wall; Weisz; Williams; Wolf; Zaiser

NAYS: Bellew; Belter; Berg; Boehning; Brandenburg; Carlisle; Carlson; Charging; Clark; Dahl; Dietrich; Dosch; Drovdal; Froseth; Grande; Haas; Hatlestad; Headland; Heller; Herbel; Johnson, D.; Karls; Kasper; Keiser; Kelsch, R.; Kempenich; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Martinson; Meier, L.; Nottestad; Pietsch; Pollert; Porter; Price; Ruby; Skarphol; Sukut; Svedjan; Thoreson; Uglem; Vigesaa; Wald; Weiler; Wieland; Wrangham; Speaker Delzer

ABSENT AND NOT VOTING: Froelich

Engrossed HB 1484 lost.

SECOND READING OF HOUSE BILL

HB 1121: A BILL for an Act to create and enact section 19-10-03.3 of the North Dakota Century Code, relating to the retail sale of alternative fuels; and to amend and reenact sections 19-10-01 and 19-10-10 of the North Dakota Century Code, relating to petroleum product definitions and specifications.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 90 YEAS, 0 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Amerman; Bellew; Belter; Berg; Boe; Boehning; Boucher; Brandenburg; Carlisle; Carlson; Charging; Clark; Conrad; Dahl; Damschen; DeKrey; Delmore; Dietrich; Dosch; Drovdal; Froseth; Glassheim; Grande; Griffin; Gruchalla; Gulleson; Haas; Hanson; Hatlestad; Hawken; Headland; Heller; Herbel; Hofstad; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Monson; Mueller; Myxter; Nelson; Nottestad; Onstad; Owens; Pietsch; Pinkerton; Pollert; Porter; Potter; Price; Ruby; Schmidt; Schneider; Skarphol; Solberg; Sukut; Svedjan; Thoreson; Thorpe; Vig; Vigesaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Wolf; Wrangham; Zaiser; Speaker Delzer

ABSENT AND NOT VOTING: Ekstrom; Froelich; Hunsakor; Uglem

Engrossed HB 1121 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1322: A BILL for an Act to create and enact a new section to chapter 32-12.2 of the North Dakota Century Code, relating to indemnification and insurance provisions in state contracts.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 89 YEAS, 1 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Amerman; Bellew; Belter; Berg; Boe; Boehning; Brandenburg; Carlisle; Carlson; Charging; Clark; Conrad; Dahl; DeKrey; Delmore; Dietrich; Dosch; Drovdal; Ekstrom; Froseth; Glassheim; Grande; Griffin; Gruchalla; Gulleeson; Haas; Hanson; Hatlestad; Hawken; Headland; Heller; Herbel; Hofstad; Hunskor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Monson; Mueller; Myxter; Nelson; Nottestad; Onstad; Pietsch; Pinkerton; Pollert; Porter; Potter; Price; Ruby; Schmidt; Schneider; Skarphol; Solberg; Sukut; Svedjan; Thoreson; Thorpe; Vig; Vigesaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Wolf; Wrangham; Zaiser; Speaker Delzer

NAYS: Owens

ABSENT AND NOT VOTING: Boucher; Damschen; Froelich; Uglem

Engrossed HB 1322 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1381: A BILL for an Act to amend and reenact sections 11-10-05, 11-13-01, and 11-14-02 of the North Dakota Century Code, relating to term commencement for county officers.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 90 YEAS, 0 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Amerman; Bellew; Belter; Berg; Boe; Boehning; Brandenburg; Carlisle; Carlson; Charging; Clark; Conrad; Dahl; DeKrey; Delmore; Dietrich; Dosch; Drovdal; Ekstrom; Froseth; Glassheim; Grande; Griffin; Gruchalla; Gulleeson; Haas; Hanson; Hatlestad; Hawken; Headland; Heller; Herbel; Hofstad; Hunskor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Monson; Mueller; Myxter; Nelson; Nottestad; Onstad; Owens; Pietsch; Pinkerton; Pollert; Porter; Potter; Price; Ruby; Schmidt; Schneider; Skarphol; Solberg; Sukut; Svedjan; Thoreson; Thorpe; Vig; Vigesaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Wolf; Wrangham; Zaiser; Speaker Delzer

ABSENT AND NOT VOTING: Boucher; Damschen; Froelich; Uglem

Engrossed HB 1381 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1384: A BILL for an Act to amend and reenact section 36-09-02.1 of the North Dakota Century Code, relating to the brands placed on horses.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 58 YEAS, 35 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Amerman; Boe; Boucher; Clark; Conrad; Dahl; Damschen; DeKrey; Delmore; Dietrich; Ekstrom; Froseth; Glassheim; Griffin; Gruchalla; Gulleeson; Haas; Hanson; Hatlestad; Hawken; Hunskor; Johnson, N.; Kaldor; Keiser; Kelsh, S.; Kempenich; Kerzman; Klemin; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Monson; Mueller; Myxter; Nelson; Nottestad; Onstad; Owens; Pinkerton; Potter; Price; Ruby; Schmidt; Schneider; Solberg; Sukut; Thorpe; Vig; Vigesaa; Weisz; Williams; Wolf; Wrangham; Zaiser

NAYS: Bellew; Belter; Berg; Boehning; Brandenburg; Carlisle; Carlson; Charging; Dosch; Drovdal; Grande; Headland; Heller; Herbel; Hofstad; Johnson, D.; Karls; Kasper;

Kelsch, R.; Kingsbury; Klein; Koppelman; Kreidt; Pietsch; Pollert; Porter; Skarphol; Svedjan; Thoreson; Uglem; Wald; Wall; Weiler; Wieland; Speaker Delzer

ABSENT AND NOT VOTING: Froelich

Engrossed HB 1384 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1394: A BILL for an Act to amend and reenact section 23-15-01 of the North Dakota Century Code, relating to the sale of fireworks.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 63 YEAS, 30 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Bellew; Belter; Berg; Boe; Boehning; Brandenburg; Carlisle; Carlson; Charging; Clark; Damschen; DeKrey; Delmore; Dietrich; Dosch; Grande; Griffin; Haas; Hatlestad; Hawken; Headland; Heller; Herbel; Hofstad; Johnson, D.; Johnson, N.; Kaldor; Kasper; Keiser; Kelsch, R.; Kempenich; Kerzman; Kingsbury; Klein; Koppelman; Kreidt; Kretschmar; Martinson; Meier, L.; Monson; Nelson; Nottestad; Owens; Pietsch; Pollert; Porter; Ruby; Skarphol; Sukut; Svedjan; Thoreson; Uglem; Vig; Vigesaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Wrangham; Speaker Delzer

NAYS: Amerman; Boucher; Conrad; Dahl; Drovdal; Ekstrom; Froseth; Glassheim; Gruchalla; Gulleeson; Hanson; Hunsakor; Karls; Kelsh, S.; Klemin; Kroeber; Metcalf; Meyer, S.; Mueller; Myxter; Onstad; Pinkerton; Potter; Price; Schmidt; Schneider; Solberg; Thorpe; Wolf; Zaiser

ABSENT AND NOT VOTING: Froelich

Engrossed HB 1394 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1439: A BILL for an Act to amend and reenact subsections 1 and 4 of section 54-17.6-05 of the North Dakota Century Code, relating to the membership of the oil and gas research council.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 93 YEAS, 0 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Amerman; Bellew; Belter; Berg; Boe; Boehning; Boucher; Brandenburg; Carlisle; Carlson; Charging; Clark; Conrad; Dahl; Damschen; DeKrey; Delmore; Dietrich; Dosch; Drovdal; Ekstrom; Froseth; Glassheim; Grande; Griffin; Gruchalla; Gulleeson; Haas; Hanson; Hatlestad; Hawken; Headland; Heller; Herbel; Hofstad; Hunsakor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Monson; Mueller; Myxter; Nelson; Nottestad; Onstad; Owens; Pietsch; Pinkerton; Pollert; Porter; Potter; Price; Ruby; Schmidt; Schneider; Skarphol; Solberg; Sukut; Svedjan; Thoreson; Thorpe; Uglem; Vig; Vigesaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Wolf; Wrangham; Zaiser; Speaker Delzer

ABSENT AND NOT VOTING: Froelich

Engrossed HB 1439 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1445: A BILL for an Act to create and enact a new section to chapter 39-29 of the North Dakota Century Code, relating to equipment of registered off-highway vehicles; and to amend and reenact subsection 1 of section 39-29-09 of the North Dakota Century Code, relating to the operation of off-highway vehicles.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 47 YEAS, 46 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Amerman; Belter; Berg; Boe; Carlisle; Carlson; Charging; Damschen; DeKrey; Delmore; Dietrich; Drovdal; Froseth; Grande; Griffin; Guleson; Hawken; Headland; Heller; Herbel; Hofstad; Hunsakor; Johnson, D.; Kempenich; Kerzman; Kingsbury; Klein; Koppelman; Kreidt; Martinson; Metcalf; Meyer, S.; Mueller; Nelson; Owens; Porter; Schmidt; Schneider; Skarphol; Solberg; Svedjan; Vigesaa; Weisz; Wieland; Wrangham; Zaiser; Speaker Delzer

NAYS: Aarsvold; Bellew; Boehning; Boucher; Brandenburg; Clark; Conrad; Dahl; Dosch; Ekstrom; Glassheim; Gruchalla; Haas; Hanson; Hatlestad; Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Klemm; Kretschmar; Kroeber; Meier, L.; Monson; Myxter; Nottestad; Onstad; Pietsch; Pinkerton; Pollert; Potter; Price; Ruby; Sukut; Thoreson; Thorpe; Uglem; Vig; Wald; Wall; Weiler; Williams; Wolf

ABSENT AND NOT VOTING: Froelich

Engrossed HB 1445 lost for want of a Constitutional majority.

MOTION

REP. MONSON MOVED the passage of all the resolutions on the Consent Calendar.

MOTION

REP. POLLERT MOVED the amendment to the previous motion to state the passage of all the resolutions on the Consent Calendar with exception of HCR 3047, which motion prevailed.

**SECOND READING OF HOUSE CONCURRENT RESOLUTIONS
AND SENATE CONCURRENT RESOLUTION ON CONSENT CALENDAR**

HCR 3020: A concurrent resolution declaring the renewable energy policy of the Legislative Assembly.

HCR 3022: A concurrent resolution directing the Legislative Council to study the availability and future need for dementia-related services, as well as funding for programs for individuals with dementias.

HCR 3023: A concurrent resolution urging the President of the United States and Congress to open the coastal plain of the Arctic National Wildlife Refuge to oil and gas exploration and development.

HCR 3024: A concurrent resolution in support of the efforts of the Congressional Delegation, the Governor's Task Force on Military in North Dakota, the Grand Forks Council on Military Relations, the Minot Task Force 21, and the Fargo-Moorhead (F-M) Air National Guard Support Group to maintain and enhance military force structure and missions in this state and support of state and local officials in their efforts to keep this state a first-class place for members of the armed forces to live and work.

HCR 3026: A concurrent resolution directing the Legislative Council to study the feasibility and desirability of establishing legislation for the enforcement and assessment of civil penalties for violation of the one-call excavation notice system.

HCR 3028: A concurrent resolution urging Congress to recognize the multiple benefits of industrial hemp and to facilitate the growing of industrial hemp and the expansion of industries reliant on industrial hemp-based products.

HCR 3030: A concurrent resolution congratulating Ms. Ashley Andrews on becoming Miss Rodeo America 2007.

HCR 3032: A concurrent resolution acknowledging the actions of the 44th Legislative Assembly of North Dakota and the sponsors of Senate Concurrent Resolution No. 4007 affirming the equal application of the United States Constitution to all citizens through the passage of the Equal Rights Amendment; declaring Friday, March 9, 2007, North Dakota Equal Rights Amendment Recognition Day; and encouraging a recommitment to the ratification of the Equal Rights Amendment in all states and final passage in Congress.

HCR 3034: A concurrent resolution directing the Legislative Council to study the feasibility and desirability of eliminating refunds from the potato assessment law.

HCR 3035: A concurrent resolution proclaiming February 12, 2008, through February 12, 2010, the official observance of the bicentennial of Abraham Lincoln's birth.

HCR 3036: A concurrent resolution urging Congress and the President of the United States to enact federal legislation to deny unintended tax benefits to foreign subsidiaries of United States companies which are set up in tax haven countries.

HCR 3037: A concurrent resolution urging Congress to decouple federal mineral royalty revenue payments from states to counties when calculating PILT payments.

HCR 3039: A concurrent resolution urging the United States Secretary of Commerce to complete a Taiwan-United States free trade agreement.

HCR 3041: A concurrent resolution directing the Legislative Council to study the trends and correlations of property tax revenue in relation to funding human service delivery in individual counties.

HCR 3042: A concurrent resolution urging Congress to direct the United States Drug Enforcement Administration to differentiate between industrial hemp and marijuana.

HCR 3043: A concurrent resolution proclaiming January 29, 2007, as American Cancer Society Awareness Day.

HCR 3044: A concurrent resolution directing the Legislative Council to study how the state might pursue additional uses of Lake Sakakawea and Missouri River waters for such beneficial purposes as domestic and industrial uses, recreation, fish and wildlife, and irrigation, and how the state, to enhance its use of the lake and river, might promote congressional review of the 1944 Flood Control Act and a reexamination by the Corps of Engineers of the way in which it manages the Missouri River system.

SCR 4010: A concurrent resolution in memory of James D. Ployhar.

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

HCR 3020, HCR 3022, HCR 3023, HCR 3024, HCR 3026, HCR 3028, HCR 3030, HCR 3032, HCR 3034, HCR 3035, HCR 3036, HCR 3037, HCR 3039, HCR 3041, HCR 3042, HCR 3043, HCR 3044, and SCR 4010 were declared adopted on a voice vote, and the titles were agreed to.

MOTION

REP. MONSON MOVED that the House stand in recess until 12:30 p.m., which motion prevailed.

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

SECOND READING OF HOUSE BILL

HB 1451: A BILL for an Act to create and enact a new section to chapter 15.1-06 of the North Dakota Century Code, relating to the sale of beverages on school property.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 68 YEAS, 25 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Amerman; Belter; Boe; Boucher; Charging; Clark; Conrad; DeKrey; Delmore; Dietrich; Dosch; Ekstrom; Glassheim; Gruchalla; Gulleson; Haas; Hanson; Hatlestad; Hawken; Headland; Heller; Herbel; Hofstad; Hunskor; Johnson, D.; Karls; Keiser; Kelsch, R.; Kelsh, S.; Kerzman; Kingsbury; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Monson; Mueller; Myxter; Nelson; Nottestad; Onstad; Owens; Pietsch; Pinkerton; Pollert; Porter; Potter; Price; Schmidt; Schneider; Solberg; Sukut; Svedjan; Thorpe; Uglem; Vig; Vigesaa; Wall; Weisz; Wieland; Williams; Zaiser

NAYS: Bellew; Boehning; Brandenburg; Carlisle; Carlson; Dahl; Damschen; Drovdal; Froelich; Froseth; Grande; Griffin; Johnson, N.; Kaldor; Kasper; Kempenich; Klein; Ruby; Skarphol; Thoreson; Wald; Weiler; Wolf; Wrangham; Speaker Delzer

ABSENT AND NOT VOTING: Berg

Reengrossed HB 1451 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1455: A BILL for an Act to create and enact chapter 43-15.3 of the North Dakota Century Code, relating to the pedigree for wholesale drugs; and to amend and reenact section 12-60-24 of the North Dakota Century Code, relating to criminal history record checks.

ROLL CALL

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

YEAS: Aarsvold; Amerman; Bellew; Belter; Berg; Boe; Boehning; Boucher; Brandenburg; Carlisle; Carlson; Charging; Clark; Conrad; Dahl; Damschen; DeKrey; Delmore; Dietrich; Dosch; Drovdal; Ekstrom; Froelich; Froseth; Glassheim; Grande; Griffin; Gruchalla; Gulleson; Haas; Hanson; Hatlestad; Hawken; Headland; Heller; Herbel; Hofstad; Hunsakor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Monson; Mueller; Myxter; Nelson; Nottestad; Onstad; Owens; Pietsch; Pinkerton; Pollert; Porter; Potter; Price; Ruby; Schmidt; Schneider; Skarphol; Solberg; Sukut; Svedjan; Thoreson; Thorpe; Uglem; Vig; Vigesaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Wolf; Wrangham; Zaiser; Speaker Delzer

Engrossed HB 1455 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1469: A BILL for an Act to amend and reenact section 20.1-01-07 of the North Dakota Century Code, relating to blocking established roads or trails for hunting purposes.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 92 YEAS, 2 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Amerman; Bellew; Belter; Berg; Boe; Boehning; Boucher; Brandenburg; Carlisle; Carlson; Conrad; Dahl; Damschen; DeKrey; Delmore; Dietrich; Dosch; Drovdal; Ekstrom; Froelich; Froseth; Glassheim; Grande; Griffin; Gruchalla; Gulleson; Haas; Hanson; Hatlestad; Hawken; Headland; Heller; Herbel; Hofstad; Hunsakor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Monson; Mueller; Myxter; Nelson; Nottestad; Onstad; Owens; Pietsch; Pinkerton; Pollert; Porter; Potter; Price; Ruby; Schmidt; Schneider; Skarphol; Solberg; Sukut; Svedjan; Thoreson; Thorpe; Uglem; Vig; Vigesaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Wolf; Wrangham; Zaiser; Speaker Delzer

NAYS: Charging; Clark

Engrossed HB 1469 passed and the title was agreed to.

MOTION

REP. FROELICH MOVED that the House reconsider its action whereby Engrossed HB 1445 failed to pass for want of a Constitutional majority, which motion prevailed on a verification vote.

SECOND READING OF HOUSE BILL

HB 1445: A BILL for an Act to create and enact a new section to chapter 39-29 of the North Dakota Century Code, relating to equipment of registered off-highway vehicles; and to

amend and reenact subsection 1 of section 39-29-09 of the North Dakota Century Code, relating to the operation of off-highway vehicles.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 54 YEAS, 39 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Amerman; Belter; Berg; Boe; Boehning; Brandenburg; Carlisle; Carlson; Charging; Dahl; Damschen; DeKrey; Delmore; Dietrich; Froelich; Froseth; Grande; Griffin; Gulleson; Hawken; Headland; Heller; Herbel; Hofstad; Hunskor; Johnson, D.; Kempenich; Kerzman; Kingsbury; Klein; Koppelman; Kreidt; Kretschmar; Martinson; Metcalf; Meyer, S.; Mueller; Nelson; Owens; Pietsch; Pollert; Porter; Schmidt; Schneider; Skarphol; Solberg; Vig; Vigesaa; Weisz; Wieland; Wolf; Wrangham; Zaiser; Speaker Delzer

NAYS: Aarsvold; Bellew; Boucher; Clark; Conrad; Dosch; Ekstrom; Glassheim; Gruchalla; Haas; Hanson; Hatlestad; Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Klemin; Kroeber; Meier, L.; Monson; Myxter; Nottestad; Onstad; Pinkerton; Potter; Price; Ruby; Sukut; Svedjan; Thoreson; Thorpe; Uglem; Wald; Wall; Weiler; Williams

ABSENT AND NOT VOTING: Drovdal

Engrossed HB 1445 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1479: A BILL for an Act to provide for a legislative council study of agency exemptions from the Administrative Agencies Practice Act.

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 85 YEAS, 9 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Amerman; Bellew; Berg; Boe; Boehning; Boucher; Brandenburg; Carlisle; Charging; Clark; Conrad; Damschen; DeKrey; Delmore; Dietrich; Dosch; Drovdal; Ekstrom; Froelich; Froseth; Glassheim; Grande; Griffin; Gruchalla; Gulleson; Haas; Hanson; Hatlestad; Hawken; Headland; Heller; Herbel; Hofstad; Hunskor; Johnson, D.; Kaldor; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Monson; Mueller; Myxter; Nelson; Onstad; Owens; Pietsch; Pinkerton; Pollert; Porter; Price; Ruby; Schmidt; Skarphol; Solberg; Sukut; Svedjan; Thoreson; Thorpe; Uglem; Vig; Vigesaa; Wall; Weiler; Weisz; Wieland; Williams; Wolf; Wrangham; Zaiser; Speaker Delzer

NAYS: Belter; Carlson; Dahl; Johnson, N.; Karls; Nottestad; Potter; Schneider; Wald

Engrossed HB 1479 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1146: A BILL for an Act to provide for a legislative council study of the severance of hunting access from the surface estate.

SECTION 1. LEGISLATIVE COUNCIL - SEVERANCE OF HUNTING ACCESS FROM SURFACE ESTATE STUDY. The legislative council shall consider studying, during the 2007-08 interim, issues related to the severance of hunting access from the surface estate. The legislative council shall report its findings and recommendations, together with any legislation required to implement the recommendations, to the sixty-first legislative assembly.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 76 YEAS, 17 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Amerman; Berg; Boehning; Boucher; Brandenburg; Carlisle; Charging; Clark; Conrad; Dahl; Damschen; DeKrey; Delmore; Dietrich; Dosch; Drovdal; Glassheim; Griffin; Gruchalla; Guleson; Haas; Hanson; Hatlestad; Hawken; Headland; Heller; Herbel; Hofstad; Hunsakor; Johnson, D.; Johnson, N.; Kaldor; Karls; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Koppelman; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Mueller; Myxter; Nelson; Nottestad; Onstad; Owens; Pietsch; Pinkerton; Pollert; Porter; Potter; Price; Ruby; Schmidt; Schneider; Solberg; Sukut; Svedjan; Thorpe; Uglem; Vig; Vigesaa; Wall; Weiler; Weisz; Wieland; Williams; Wolf; Zaiser

NAYS: Bellew; Belter; Boe; Carlson; Froelich; Froseth; Grande; Kasper; Klein; Klemin; Kreidt; Monson; Skarphol; Thoreson; Wald; Wrangham; Speaker Delzer

ABSENT AND NOT VOTING: Ekstrom

Engrossed HB 1146 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1166: A BILL for an Act to provide for a portion of a paved four-lane highway for United States highway 52.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 81 YEAS, 12 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Amerman; Bellew; Berg; Boe; Boehning; Boucher; Brandenburg; Carlisle; Charging; Clark; Conrad; Dahl; Damschen; DeKrey; Delmore; Dietrich; Dosch; Ekstrom; Froelich; Glassheim; Griffin; Guleson; Haas; Hanson; Hatlestad; Hawken; Headland; Heller; Herbel; Hofstad; Hunsakor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kerzman; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Monson; Mueller; Myxter; Nelson; Nottestad; Onstad; Owens; Pietsch; Pinkerton; Pollert; Porter; Price; Ruby; Schmidt; Schneider; Solberg; Sukut; Svedjan; Thorpe; Uglem; Vig; Vigesaa; Wall; Weisz; Wieland; Williams; Wolf; Wrangham; Zaiser

NAYS: Belter; Carlson; Drovdal; Froseth; Grande; Gruchalla; Kempenich; Potter; Skarphol; Thoreson; Weiler; Speaker Delzer

ABSENT AND NOT VOTING: Wald

Engrossed HB 1166 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1195: A BILL for an Act to amend and reenact section 20.1-03-35 of the North Dakota Century Code, relating to use of identification numbers on game and fish licenses and permits; to provide an agency directive; and to provide a contingent 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 93 YEAS, 1 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Amerman; Bellew; Belter; Berg; Boe; Boehning; Boucher; Brandenburg; Carlisle; Carlson; Clark; Conrad; Dahl; Damschen; DeKrey; Delmore; Dietrich; Dosch; Drovdal; Ekstrom; Froelich; Froseth; Glassheim; Grande; Griffin; Gruchalla; Guleson; Haas; Hanson; Hatlestad; Hawken; Headland; Heller; Herbel; Hofstad; Hunsakor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Monson; Mueller; Myxter; Nelson; Nottestad; Onstad; Owens; Pietsch; Pinkerton; Pollert; Porter; Potter; Price; Ruby; Schmidt; Schneider; Skarphol; Solberg; Sukut; Svedjan; Thoreson; Thorpe; Uglem; Vig; Vigesaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Wolf; Wrangham; Zaiser; Speaker Delzer

NAYS: Charging

Reengrossed HB 1195 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1399: A BILL for an Act to create and enact a new section to chapter 24-02 of the North Dakota Century Code, relating to authority of the director of the department of transportation to join the multistate highway transportation agreement; 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 92 YEAS, 2 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Amerman; Belter; Berg; Boe; Boehning; Boucher; Brandenburg; Carlisle; Carlson; Charging; Clark; Conrad; Dahl; Damschen; DeKrey; Delmore; Dietrich; Dosch; Drovdal; Ekstrom; Froelich; Froseth; Glassheim; Grande; Griffin; Gruchalla; Gulleson; Haas; Hanson; Hatlestad; Hawken; Headland; Heller; Herbel; Hofstad; Hunskor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein; Klemm; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Monson; Mueller; Myxter; Nelson; Nottestad; Onstad; Owens; Pietsch; Pinkerton; Pollert; Porter; Potter; Price; Ruby; Schmidt; Schneider; Skarphol; Solberg; Sukut; Svedjan; Thoreson; Thorpe; Uglem; Vig; Vigasaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Wolf; Wrangham; Zaiser

NAYS: Bellew; Speaker Delzer

Engrossed HB 1399 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1407: A BILL for an Act to create and enact a new section to chapter 40-49 of the North Dakota Century Code, relating to referral of an ordinance adopted by a board of park commissioners.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 35 YEAS, 58 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Bellew; Belter; Boehning; Carlisle; Carlson; Charging; Clark; Damschen; DeKrey; Dosch; Drovdal; Froseth; Grande; Heller; Kasper; Keiser; Kempenich; Kerzman; Klein; Koppelman; Kreidt; Meier, L.; Metcalf; Nelson; Owens; Pollert; Ruby; Skarphol; Thoreson; Vigasaa; Wald; Weisz; Wrangham; Zaiser; Speaker Delzer

NAYS: Aarsvold; Berg; Boe; Boucher; Brandenburg; Conrad; Dahl; Delmore; Dietrich; Ekstrom; Froelich; Glassheim; Griffin; Gruchalla; Gulleson; Haas; Hanson; Hatlestad; Hawken; Headland; Herbel; Hofstad; Hunskor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kelsch, R.; Kelsh, S.; Kingsbury; Klemm; Kretschmar; Kroeber; Martinson; Meyer, S.; Monson; Mueller; Myxter; Nottestad; Onstad; Pietsch; Pinkerton; Porter; Potter; Price; Schmidt; Schneider; Solberg; Sukut; Svedjan; Thorpe; Uglem; Vig; Wall; Weiler; Wieland; Williams; Wolf

ABSENT AND NOT VOTING: Amerman

Engrossed HB 1407 lost.

SECOND READING OF HOUSE BILL

HB 1423: A BILL for an Act to amend and reenact sections 39-29-10 and 39-29-12 of the North Dakota Century Code, relating to youth operation of off-highway vehicles; and to provide a penalty.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 68 YEAS, 25 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Berg; Boe; Boehning; Brandenburg; Carlisle; Carlson; Dahl; Damschen; DeKrey; Delmore; Dietrich; Dosch; Froseth; Grande; Griffin; Gulleson; Haas; Hanson; Hatlestad; Hawken; Headland; Heller; Herbel; Hofstad; Hunskor; Johnson, D.; Johnson, N.; Kaldor; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein; Koppelman; Kreidt; Kretschmar; Meier, L.; Metcalf; Meyer, S.; Mueller; Nelson; Nottestad; Owens; Pietsch; Pinkerton; Pollert; Porter; Potter; Price; Ruby; Schmidt; Schneider; Solberg; Sukut; Svedjan; Thoreson; Thorpe; Uglem; Vig; Vigesaa; Wall; Weiler; Weisz; Williams; Wolf

NAYS: Bellew; Belter; Boucher; Charging; Clark; Conrad; Drovdal; Ekstrom; Froelich; Glassheim; Gruchalla; Karls; Kasper; Klemin; Kroeber; Martinson; Monson; Myxter; Onstad; Skarphol; Wald; Wieland; Wrangham; Zaiser; Speaker Delzer

ABSENT AND NOT VOTING: Amerman

Engrossed HB 1423 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1434: A BILL for an Act to create and enact a new section to chapter 23-01 of the North Dakota Century Code, relating to a state department of health viral hepatitis education and vaccination program; and to provide an appropriation.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 86 YEAS, 7 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Amerman; Bellew; Belter; Berg; Boe; Boehning; Boucher; Brandenburg; Carlisle; Carlson; Charging; Clark; Conrad; Dahl; Damschen; Delmore; Dietrich; Dosch; Drovdal; Ekstrom; Froseth; Glassheim; Grande; Griffin; Gruchalla; Gulleson; Haas; Hanson; Hatlestad; Hawken; Headland; Herbel; Hofstad; Hunskor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Meyer, S.; Monson; Mueller; Myxter; Nelson; Nottestad; Onstad; Owens; Pietsch; Pinkerton; Porter; Potter; Price; Schmidt; Schneider; Skarphol; Solberg; Sukut; Svedjan; Thoreson; Thorpe; Uglem; Vig; Vigesaa; Wald; Wall; Weiler; Wieland; Williams; Wolf; Wrangham; Zaiser

NAYS: DeKrey; Froelich; Heller; Pollert; Ruby; Weisz; Speaker Delzer

ABSENT AND NOT VOTING: Metcalf

Reengrossed HB 1434 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1456: A BILL for an Act to provide for a legislative council study of wind farm siting.

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 87 YEAS, 5 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Amerman; Bellew; Belter; Berg; Boe; Boucher; Brandenburg; Carlisle; Charging; Clark; Conrad; Dahl; Damschen; DeKrey; Delmore; Dietrich; Dosch; Drovdal; Ekstrom; Froelich; Froseth; Glassheim; Grande; Griffin; Gruchalla; Gulleson; Haas; Hanson; Hatlestad; Hawken; Heller; Herbel; Hofstad; Hunskor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Meyer, S.; Monson; Mueller; Myxter; Nelson; Nottestad; Onstad; Owens; Pietsch; Pinkerton; Pollert; Porter; Potter; Price; Ruby; Schmidt; Schneider; Solberg;

Sukut; Svedjan; Thoreson; Thorpe; Uglem; Vig; Vigesaa; Wall; Weiler; Weisz; Wieland; Wolf; Wrangham; Zaiser; Speaker Delzer

NAYS: Boehning; Carlson; Headland; Skarphol; Wald

ABSENT AND NOT VOTING: Metcalf; Williams

Engrossed HB 1456 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1471: A BILL for an Act to create and enact a new section to chapter 23-01 of the North Dakota Century Code, relating to state department of health programs to educate about the human papilloma virus; and to provide an appropriation.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 81 YEAS, 12 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Amerman; Berg; Boe; Boehning; Boucher; Brandenburg; Carlisle; Charging; Clark; Conrad; Dahl; Damschen; DeKrey; Delmore; Dietrich; Dosch; Drovdal; Ekstrom; Froelich; Froseth; Glassheim; Griffin; Gruchalla; Gulleon; Haas; Hanson; Hatlestad; Hawken; Headland; Herbel; Hofstad; Hunskor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein; Klemin; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Monson; Mueller; Myxter; Nelson; Nottestad; Onstad; Owens; Pietsch; Pinkerton; Pollert; Porter; Potter; Price; Schmidt; Schneider; Skarphol; Solberg; Sukut; Svedjan; Thorpe; Uglem; Vig; Wall; Weiler; Wieland; Williams; Wolf; Zaiser

NAYS: Bellew; Belter; Carlson; Grande; Heller; Ruby; Thoreson; Vigesaa; Wald; Weisz; Wrangham; Speaker Delzer

ABSENT AND NOT VOTING: Koppelman

Engrossed HB 1471 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1331: A BILL for an Act to amend and reenact sections 61-16.1-51 and 61-21-43.1 of the North Dakota Century Code, relating to obstructions to drains.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 91 YEAS, 1 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Amerman; Bellew; Belter; Berg; Boe; Boehning; Boucher; Brandenburg; Carlisle; Carlson; Charging; Clark; Conrad; Dahl; Damschen; DeKrey; Delmore; Dietrich; Dosch; Drovdal; Ekstrom; Froelich; Froseth; Glassheim; Grande; Griffin; Gruchalla; Haas; Hanson; Hatlestad; Hawken; Headland; Heller; Herbel; Hofstad; Hunskor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Monson; Mueller; Myxter; Nelson; Nottestad; Onstad; Owens; Pietsch; Pinkerton; Pollert; Porter; Potter; Price; Ruby; Schmidt; Schneider; Skarphol; Solberg; Sukut; Svedjan; Thoreson; Uglem; Vig; Vigesaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Wolf; Wrangham; Zaiser

NAYS: Speaker Delzer

ABSENT AND NOT VOTING: Gulleon; Thorpe

Engrossed HB 1331 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1050: A BILL for an Act to provide for reimbursement of out-of-jurisdiction law enforcement; and to provide an appropriation.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 9 YEAS, 83 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Boe; Dahl; DeKrey; Grande; Klemin; Kretschmar; Meyer, S.; Nottestad; Wald

NAYS: Aarsvold; Amerman; Bellew; Belter; Berg; Boehning; Brandenburg; Carlisle; Carlson; Charging; Clark; Conrad; Damschen; Dietrich; Dosch; Drovdal; Ekstrom; Froelich; Froseth; Glassheim; Griffin; Gruchalla; Gulleston; Haas; Hanson; Hatlestad; Hawken; Headland; Heller; Herbel; Hofstad; Hunskor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein; Koppelman; Kreidt; Kroeber; Martinson; Meier, L.; Metcalf; Monson; Mueller; Myxter; Nelson; Onstad; Owens; Pietsch; Pinkerton; Pollert; Porter; Potter; Price; Ruby; Schmidt; Schneider; Skarphol; Solberg; Sukut; Svedjan; Thoreson; Thorpe; Uglem; Vig; Vigesaa; Wall; Weiler; Weisz; Wieland; Williams; Wolf; Wrangham; Zaiser; Speaker Delzer

ABSENT AND NOT VOTING: Boucher; Delmore

HB 1050 lost.

SECOND READING OF HOUSE BILL

HB 1129: A BILL for an Act to create and enact a new section to chapter 23-02.1 of the North Dakota Century Code, relating to electronic birth, marriage, fetal death, and death records and electronic filing and registration for birth, fetal death, and death records; to amend and reenact sections 23-02.1-01, 23-02.1-05, 23-02.1-08, 23-02.1-11, 23-02.1-12, 23-02.1-13, 23-02.1-14, 23-02.1-15, and 23-02.1-16, subsection 1 of section 23-02.1-17, sections 23-02.1-18, 23-02.1-19, and 23-02.1-20, subsection 2 of section 23-02.1-21, section 23-02.1-22, subsection 2 of section 23-02.1-23, sections 23-02.1-25, 23-02.1-26, 23-02.1-27, 23-02.1-28, 23-02.1-29, and 23-02.1-30, subsection 1 of section 23-02.1-32, and sections 23-06-07, 23-06-08, 23-06-09, and 23-06-10 of the North Dakota Century Code, relating to birth, marriage, and death records; to repeal sections 23-02.1-06, 23-02.1-07, 23-02.1-09, and 23-02.1-10 of the North Dakota Century Code, relating to registration districts and local registrars; to provide a penalty; 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 94 YEAS, 0 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Amerman; Bellew; Belter; Berg; Boe; Boehning; Boucher; Brandenburg; Carlisle; Carlson; Charging; Clark; Conrad; Dahl; Damschen; DeKrey; Delmore; Dietrich; Dosch; Drovdal; Ekstrom; Froelich; Froseth; Glassheim; Grande; Griffin; Gruchalla; Gulleston; Haas; Hanson; Hatlestad; Hawken; Headland; Heller; Herbel; Hofstad; Hunskor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Monson; Mueller; Myxter; Nelson; Nottestad; Onstad; Owens; Pietsch; Pinkerton; Pollert; Porter; Potter; Price; Ruby; Schmidt; Schneider; Skarphol; Solberg; Sukut; Svedjan; Thoreson; Thorpe; Uglem; Vig; Vigesaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Wolf; Wrangham; Zaiser; Speaker Delzer

Engrossed HB 1129 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1138: A BILL for an Act to create and enact a new section to chapter 57-43.1 and a new section to chapter 57-43.2 of the North Dakota Century Code, relating to motor vehicle excise tax and special fuels tax refunds for fuels purchased by emergency medical services operations; and to provide an effective date.

ROLL CALL

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

YEAS: Aarsvold; Amerman; Bellew; Belter; Berg; Boe; Boehning; Boucher; Brandenburg; Carlisle; Carlson; Charging; Clark; Conrad; Dahl; Damschen; DeKrey; Delmore; Dietrich; Dosch; Drovda; Ekstrom; Froelich; Froseth; Glassheim; Grande; Griffin; Gruchalla; Gulleon; Haas; Hanson; Hatlestad; Hawken; Headland; Heller; Herbel; Hofstad; Hunsakor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Monson; Mueller; Myxter; Nelson; Nottestad; Onstad; Owens; Pietsch; Pinkerton; Pollert; Porter; Potter; Price; Ruby; Schmidt; Schneider; Skarphol; Solberg; Sukut; Svedjan; Thoreson; Thorpe; Uglem; Vig; Vigasaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Wolf; Wrangham; Zaiser; Speaker Delzer

HB 1138 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1164: A BILL for an Act to amend and reenact section 4-14.2-02 of the North Dakota Century Code, relating to membership of the northern crop council.

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 94 YEAS, 0 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Amerman; Bellew; Belter; Berg; Boe; Boehning; Boucher; Brandenburg; Carlisle; Carlson; Charging; Clark; Conrad; Dahl; Damschen; DeKrey; Delmore; Dietrich; Dosch; Drovda; Ekstrom; Froelich; Froseth; Glassheim; Grande; Griffin; Gruchalla; Gulleon; Haas; Hanson; Hatlestad; Hawken; Headland; Heller; Herbel; Hofstad; Hunsakor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Monson; Mueller; Myxter; Nelson; Nottestad; Onstad; Owens; Pietsch; Pinkerton; Pollert; Porter; Potter; Price; Ruby; Schmidt; Schneider; Skarphol; Solberg; Sukut; Svedjan; Thoreson; Thorpe; Uglem; Vig; Vigasaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Wolf; Wrangham; Zaiser; Speaker Delzer

HB 1164 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1171: A BILL for an Act to amend and reenact section 15-04-23 of the North Dakota Century Code, relating to service fee payments to counties by the board of university and school lands.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 92 YEAS, 1 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Amerman; Bellew; Belter; Berg; Boe; Boehning; Boucher; Carlisle; Carlson; Charging; Conrad; Dahl; Damschen; DeKrey; Delmore; Dietrich; Dosch; Drovda; Ekstrom; Froelich; Froseth; Glassheim; Grande; Griffin; Gruchalla; Gulleon; Haas; Hanson; Hatlestad; Hawken; Headland; Heller; Herbel; Hofstad; Hunsakor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Monson; Mueller; Myxter; Nelson; Nottestad; Onstad; Owens; Pietsch; Pinkerton; Pollert; Porter; Potter; Price; Ruby; Schmidt; Schneider; Skarphol; Solberg; Sukut; Svedjan; Thoreson; Thorpe; Uglem; Vig; Vigasaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Wolf; Wrangham; Zaiser; Speaker Delzer

NAYS: Clark

ABSENT AND NOT VOTING: Brandenburg

Engrossed HB 1171 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1200: A BILL for an Act to create and enact two new subsections to section 20.1-02-05 of the North Dakota Century Code, relating to the power of the director of the game and fish department and a private land open to sportsmen program for youth and a youth hunting grant program; to amend and reenact section 20.1-02-07 of the North Dakota Century Code, relating to a youth program coordinator position within the game and fish department; to provide for a study; 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 90 YEAS, 3 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Amerman; Bellew; Belter; Berg; Boe; Boehning; Boucher; Carlisle; Carlson; Clark; Conrad; Dahl; Damschen; DeKrey; Delmore; Dietrich; Dosch; Drovdal; Froseth; Glassheim; Grande; Griffin; Gruchalla; Gulleston; Haas; Hanson; Hatlestad; Hawken; Headland; Heller; Herbel; Hofstad; Hunskor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Monson; Mueller; Myxter; Nelson; Nottestad; Onstad; Owens; Pietsch; Pinkerton; Pollert; Porter; Potter; Price; Ruby; Schmidt; Schneider; Skarphol; Solberg; Sukut; Svedjan; Thoreson; Thorpe; Uglem; Vig; Vigesaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Wolf; Wrangham; Zaiser; Speaker Delzer

NAYS: Charging; Ekstrom; Froelich

ABSENT AND NOT VOTING: Brandenburg

Engrossed HB 1200 passed and the title was agreed to.

MOTION

REP. MONSON MOVED that HB 1246 and HB 1361, which are on the Eleventh order, be laid over one legislative day, which motion prevailed.

SECOND READING OF HOUSE BILL

HB 1249: A BILL for an Act to amend and reenact section 15-10-38 of the North Dakota Century Code, relating to loan forgiveness for teachers.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 91 YEAS, 0 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Amerman; Bellew; Belter; Berg; Boehning; Brandenburg; Carlisle; Carlson; Charging; Clark; Conrad; Dahl; Damschen; Delmore; Dietrich; Dosch; Drovdal; Ekstrom; Froelich; Froseth; Glassheim; Grande; Griffin; Gruchalla; Gulleston; Haas; Hanson; Hatlestad; Hawken; Headland; Heller; Herbel; Hofstad; Hunskor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Monson; Mueller; Myxter; Nelson; Nottestad; Onstad; Owens; Pietsch; Pinkerton; Pollert; Porter; Potter; Price; Ruby; Schmidt; Schneider; Skarphol; Solberg; Sukut; Svedjan; Thoreson; Thorpe; Uglem; Vig; Vigesaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Wolf; Wrangham; Zaiser; Speaker Delzer

ABSENT AND NOT VOTING: Boe; Boucher; DeKrey

Engrossed HB 1249 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1308: A BILL for an Act to create and enact sections 26.1-25-04.5, 26.1-25-04.6, 26.1-25-04.7, 26.1-25-11.1, and 26.1-25-20 of the North Dakota Century Code, relating

to the regulation of fire, property, and casualty insurance rates and rate filings; and to amend and reenact sections 26.1-25-02.1, 26.1-25-04, 26.1-25-05, and 26.1-25-10.5 of the North Dakota Century Code, relating to the regulation of fire, property, and casualty insurance rates and rate filings.

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 27 YEAS, 67 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Bellew; Belter; Berg; Clark; Dietrich; Dosch; Gruchalla; Haas; Herbel; Johnson, N.; Kasper; Keiser; Klemm; Kretschmar; Meier, L.; Monson; Nottestad; Pietsch; Ruby; Sukut; Svedjan; Thoreson; Uglem; Vigesaa; Wald; Wall; Williams

NAYS: Aarsvold; Amerman; Boe; Boehning; Boucher; Brandenburg; Carlisle; Carlson; Charging; Conrad; Dahl; Damschen; DeKrey; Delmore; Drovda; Ekstrom; Froelich; Froseth; Glassheim; Grande; Griffin; Guleson; Hanson; Hatlestad; Hawken; Headland; Heller; Hofstad; Hunskor; Johnson, D.; Kaldor; Karls; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein; Koppelman; Kreidt; Kroeber; Martinson; Metcalf; Meyer, S.; Mueller; Myxter; Nelson; Onstad; Owens; Pinkerton; Pollert; Porter; Potter; Price; Schmidt; Schneider; Skarphol; Solberg; Thorpe; Vig; Weiler; Weisz; Wieland; Wolf; Wrangham; Zaiser; Speaker Delzer

HB 1308 lost.

SECOND READING OF HOUSE BILL

HB 1309: A BILL for an Act to provide an appropriation for libraries that did not receive certain state aid payments.

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

YEAS: Aarsvold; Amerman; Belter; Berg; Boehning; Boucher; Brandenburg; Carlisle; Carlson; Charging; Clark; Conrad; Dahl; Damschen; DeKrey; Delmore; Dietrich; Dosch; Drovda; Ekstrom; Froelich; Froseth; Glassheim; Grande; Griffin; Gruchalla; Guleson; Haas; Hanson; Hatlestad; Hawken; Headland; Heller; Herbel; Hofstad; Hunskor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein; Klemm; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Monson; Mueller; Myxter; Nelson; Nottestad; Onstad; Owens; Pietsch; Pinkerton; Pollert; Porter; Potter; Price; Schmidt; Schneider; Skarphol; Solberg; Sukut; Svedjan; Thoreson; Thorpe; Uglem; Vig; Vigesaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Wolf; Wrangham; Zaiser

NAYS: Bellew; Boe; Ruby; Speaker Delzer

HB 1309 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1340: A BILL for an Act to create and enact chapter 10-35 of the North Dakota Century Code, relating to publicly traded corporations; and to amend and reenact section 54-09-08 of the North Dakota Century Code, relating to the secretary of state's general services operating fund.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 63 YEAS, 31 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Bellew; Belter; Berg; Boe; Boehning; Boucher; Brandenburg; Carlisle; Charging; Clark; Damschen; DeKrey; Delmore; Dietrich; Dosch; Drovda; Froseth; Gruchalla; Haas; Hatlestad; Hawken; Headland; Herbel; Hofstad; Johnson, D.; Johnson, N.; Kaldor; Kasper; Keiser; Kelsch, R.; Kempenich; Kerzman; Kingsbury; Klein; Klemm; Koppelman; Kreidt; Kretschmar; Kroeber; Meier, L.; Meyer, S.; Monson;

Myxter; Nelson; Nottestad; Pietsch; Pollert; Porter; Price; Ruby; Sukut; Svedjan; Thoreson; Uglem; Vigesaas; Wald; Wall; Weiler; Weisz; Wieland; Williams; Wrangham

NAYS: Amerman; Carlson; Conrad; Dahl; Ekstrom; Froelich; Glassheim; Grande; Griffin; Guleson; Hanson; Heller; Hunsakor; Karls; Kelsh, S.; Martinson; Metcalf; Mueller; Onstad; Owens; Pinkerton; Potter; Schmidt; Schneider; Skarphol; Solberg; Thorpe; Vig; Wolf; Zaiser; Speaker Delzer

Engrossed HB 1340 passed and the title was agreed to.

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.

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.

MOTION

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

MOTION

REP. MONSON MOVED that the House be on the Fifth, Ninth, and Thirteenth orders of business and at the conclusion of those orders, the House stand adjourned until 9:30 a.m., Wednesday, February 14, 2007, which motion prevailed.

REPORT OF STANDING COMMITTEE

HB 1001: Appropriations Committee (Rep. Svedjan, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (23 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1001 was placed on the Sixth order on the calendar.

Page 1, line 2, after the first semicolon insert "to create and enact a new section to chapter 54-03 and a new section to chapter 54-35 of the North Dakota Century Code, relating to authorized purchases under state contracts and to legislative council review of agency implementation of appropriation acts, including legislative intent items;"

Page 2, line 10, replace "(113,434)" with "21,182"

Page 2, line 14, replace "4,406,276" with "4,540,892"

Page 2, line 16, replace "4,426,276" with "4,560,892"

Page 2, line 19, replace "431,933" with "702,547"

Page 2, line 20, replace "236,344" with "247,231"

Page 2, line 23, replace "509,277" with "790,778"

Page 2, line 24, replace "4,935,553" with "5,351,670"

Page 2, line 26, replace "4,915,553" with "5,331,670"

Page 3, line 6, replace "2,904,339" with "3,038,955"

Page 3, line 10, replace "13,918,501" with "14,053,117"

Page 3, line 13, replace "5,637,138" with "5,907,752"

Page 3, line 14, replace "2,604,080" with "2,614,967"

Page 3, line 16, replace "8,298,218" with "8,579,719"

Page 3, line 17, replace "22,216,719" with "22,632,836"

Page 3, after line 27, insert:

"SECTION 5. ONE-TIME FUNDING - EFFECT ON BASE BUDGET - REPORT TO SIXTY-FIRST LEGISLATIVE ASSEMBLY. The total general fund appropriation line item in subdivision 1 of section 3 of this Act includes \$4,310,827 for the one-time funding items identified in this section. This amount is not a part of the agency's base budget to be used in preparing the 2009-11 executive budget. The legislative assembly shall report to the appropriations committees of the sixty-first legislative assembly on the use of this one-time funding for the biennium beginning July 1, 2007, and ending June 30, 2009.

Legislative applications replacement system	\$3,910,827
computer project	
Computer equipment replacement	<u>400,000</u>
Total	\$4,310,827

SECTION 6. ONE-TIME FUNDING - EFFECT ON BASE BUDGET - REPORT TO SIXTY-FIRST LEGISLATIVE ASSEMBLY. The total general fund appropriation line item in subdivision 2 of section 3 of this Act includes \$129,579 for the one-time funding items identified in this section. This amount is not a part of the agency's base budget to be used in preparing the 2009-11 executive budget. The legislative council shall report to the appropriations committees of the sixty-first legislative assembly on the use of this one-time funding for the biennium beginning July 1, 2007, and ending June 30, 2009.

Computer equipment replacement	\$104,579
Office equipment replacement	<u>25,000</u>
Total	\$129,579

SECTION 7. A new section to chapter 54-03 of the North Dakota Century Code is created and enacted as follows:

Authorized purchases under state contracts. Notwithstanding any other provision of law, a member of the legislative assembly may acquire a smartphone or personal communicator device from the information technology department and obtain telephone and data plan services from the department under any arrangement the department has for obtaining those devices and services from a third party, and may obtain access to the state e-mail system through the equipment and software of the department, upon payment for the device and the services provided by the department at the rates charged to public officials and employees.

SECTION 8. PILOT PROJECT. The legislative council shall conduct a pilot project by providing smartphones or personal communicator devices to a limited number of legislators for the biennium beginning July 1, 2007, and ending June 30, 2009. Each legislator involved in the pilot project is responsible for paying a \$15 per month fee authorized under section 54-03-26 for personal use of these devices and any additional charges resulting from the legislator exceeding the maximum number of plan minutes.

SECTION 9. A new section to chapter 54-35 of the North Dakota Century Code is created and enacted as follows:

Implementation of legislative intent - Agency accomplishments and results - Legislative council review - Agency cooperation. The legislative council may arrange for a review of state agency implementation of biennial appropriation acts, including legislative intent items included in legislative records. The legislative council staff, as reviews are conducted, shall report to the budget section, or other appropriate budget committees as requested, and shall prepare a summary report for submission to the next legislative assembly. State agencies and institutions shall, as requested, provide information on related agency accomplishments and results and assist in the reviews."

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

House Bill No. 1001 - Summary of House Action

Legislative Assembly			
Total all funds	\$13,918,501	\$134,616	\$14,053,117
Less estimated income			
General fund	<u>\$13,918,501</u>	<u>\$134,616</u>	<u>\$14,053,117</u>
Legislative Council			
Total all funds	\$8,298,218	\$281,501	\$8,579,719
Less estimated income			
General fund	<u>\$8,298,218</u>	<u>\$281,501</u>	<u>\$8,579,719</u>
Bill Total			
Total all funds	\$22,216,719	\$416,117	\$22,632,836
Less estimated income			
General fund	<u>\$22,216,719</u>	<u>\$416,117</u>	<u>\$22,632,836</u>

House Bill No. 1001 - Legislative Assembly - House Action

	EXECUTIVE BUDGET	HOUSE CHANGES	HOUSE VERSION
Salaries and wages	\$6,691,021		\$6,691,021
Operating expenses	2,904,339	\$134,616	3,038,955
Capital assets	206,000		206,000
National Conference of State Legislatures	206,314		206,314
Legislative applications replacements	3,910,827		3,910,827
	<u> </u>	<u> </u>	<u> </u>
Total all funds	\$13,918,501	\$134,616	\$14,053,117
Less estimated income	<u> </u>	<u> </u>	<u> </u>
General fund	\$13,918,501	\$134,616	\$14,053,117
FTE	0.00	0.00	0.00

Dept. 150 - Legislative Assembly - Detail of House Changes

	ADDS FUNDING FOR COMPUTERS 1	ADDS FUNDING FOR PILOT PROJECT 2	TOTAL HOUSE CHANGES
Salaries and wages			
Operating expenses	\$124,616	\$10,000	\$134,616
Capital assets			
National Conference of State Legislatures			
Legislative applications replacements			
	<u> </u>	<u> </u>	<u> </u>
Total all funds	\$124,616	\$10,000	\$134,616
Less estimated income	<u> </u>	<u> </u>	<u> </u>
General fund	\$124,616	\$10,000	\$134,616
FTE	0.00	0.00	0.00

1 Funding is added to provide a total of \$400,000 for purchasing replacement computers for legislators and replacement computers and printers for legislative session staff.

2 Funding and a section are added providing for a pilot project involving a limited number of legislators receiving a smartphone or personal communicator device to use during the 2007-09 biennium. Each legislator involved will be required to pay a \$15 per month personal use fee for the device and any additional charges resulting from exceeding the maximum number of plan minutes.

A section is added identifying the one-time funding included in the budget and providing for a report to the 2009 Legislative Assembly on the agency's use of the one-time funding.

A section is added authorizing legislators to purchase smartphones or personal communicator devices and related services from the Information Technology Department.

House Bill No. 1001 - Legislative Council - House Action

	EXECUTIVE BUDGET	HOUSE CHANGES	HOUSE VERSION
Salaries and wages	\$5,637,138	\$270,614	\$5,907,752
Operating expenses	2,604,080	10,887	2,614,967
Capital assets	<u>57,000</u>		<u>57,000</u>
	<u> </u>	<u> </u>	<u> </u>
Total all funds	\$8,298,218	\$281,501	\$8,579,719
Less estimated income	<u> </u>	<u> </u>	<u> </u>
General fund	\$8,298,218	\$281,501	\$8,579,719
FTE	33.00	1.00	34.00

Dept. 160 - Legislative Council - Detail of House Changes

	ADDS FUNDING FOR COMPUTERS 1	ADDS SALARY EQUITY FUNDING	ADDS FISCAL STAFF POSITION 2	TOTAL HOUSE CHANGES
Salaries and wages		\$130,000	\$140,614	\$270,614
Operating expenses	\$10,887			10,887
Capital assets				
Total all funds	\$10,887	\$130,000	\$140,614	\$281,501
Less estimated income				
General fund	\$10,887	\$130,000	\$140,614	\$281,501
FTE	0.00	0.00	1.00	1.00

1 Funding is added to provide a total of \$72,579 for replacing staff computers and for purchasing additional projectors.

2 A new fiscal staff position is added for assisting with budget analyses, Appropriations Committee staffing, and legislative intent review responsibilities.

A section is added identifying the one-time funding included in the budget and providing for a report to the 2009 Legislative Assembly on the agency's use of the one-time funding.

A section is added providing that the Legislative Council review and report on agency implementation of appropriations and legislative intent items.

REPORT OF STANDING COMMITTEE

HB 1002: Appropriations Committee (Rep. Svedjan, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (24 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1002 was placed on the Sixth order on the calendar.

Page 2, line 18, replace "580,001" with "544,244"

Page 2, line 22, replace "879,725" with "843,968"

Page 2, line 23, replace "879,725" with "843,968"

Page 2, line 26, replace "5,353,145" with "4,432,566"

Page 2, line 27, replace "3,412,776" with "4,074,644"

Page 3, line 2, replace "10,112,876" with "9,854,165"

Page 3, line 4, replace "9,431,155" with "9,172,444"

Page 3, line 11, replace "10,409,469" with "10,115,001"

Page 3, line 13, replace "11,103,025" with "10,808,557"

Page 3, line 21, replace "7,102,912" with "7,067,155"

Page 3, line 25, replace "9,470,328" with "9,434,571"

Page 3, line 26, replace "9,470,328" with "9,434,571"

Page 3, line 29, replace "42,305,433" with "41,384,854"

Page 3, line 30, replace "14,635,431" with "15,297,299"

Page 4, line 5, replace "59,280,090" with "59,021,379"

Page 4, line 7, replace "57,378,412" with "57,119,701"

Page 4, line 14, replace "67,267,338" with "66,972,870"

Page 4, line 16, replace "69,468,372" with "69,173,904"

Page 4, line 30, replace "six" with "five" and replace "forty-two" with "seventy-eight"

Page 4, line 31, replace "twenty-one" with "eighteen" and replace "five" with "one"

Page 5, line 1, replace "ninety-seven" with "twenty-one"

Page 5, line 2, replace "three" with "two" and replace "twenty-four" with "sixty-two"

Page 5, line 3, replace "five" with "three" and replace "fifty-seven" with "ninety-two"

Page 5, line 8, replace "three" with "four", remove "nine", overstrike "hundred", and replace "fifty-four" with "seventy-three"

Page 5, line 9, replace "eleven" with "eight"

Page 5, line 10, replace "thirty" with "thirty-six"

Page 5, line 14, replace "sixty-three" with "five"

Page 5, line 15, replace "two" with "one" and replace "seventy-eight" with "twenty-six"

Page 5, after line 16, insert:

"SECTION 8. ONE-TIME FUNDING - EFFECT ON BASE BUDGET - REPORT TO SIXTY-FIRST LEGISLATIVE ASSEMBLY. The total general fund appropriation line item in section 3 of this Act includes \$1,490,750 for the one-time funding items identified in this section. This amount is not a part of the agency's base budget to be used in preparing the 2009-11 executive budget. The supreme court shall report to the appropriations committees of the sixty-first legislative assembly on the use of this one-time funding for the biennium beginning July 1, 2007, and ending June 30, 2009.

Enhanced records management system	\$115,750
Unified case management system	<u>1,375,000</u>
Total	\$1,490,750"

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

House Bill No. 1002 - Summary of House Action

	EXECUTIVE BUDGET	HOUSE CHANGES	HOUSE VERSION
Supreme Court			
Total all funds	\$9,470,328	(\$35,757)	\$9,434,571
Less estimated income			
General fund	<u>\$9,470,328</u>	<u>(\$35,757)</u>	<u>\$9,434,571</u>
District Courts			
Total all funds	\$59,280,090	(\$258,711)	\$59,021,379
Less estimated income	<u>1,901,678</u>		<u>1,901,678</u>
General fund	\$57,378,412	<u>(\$258,711)</u>	\$57,119,701
Judicial Conduct Commission			
Total all funds	\$717,954	\$0	\$717,954
Less estimated income	<u>299,356</u>		<u>299,356</u>
General fund	\$418,598	<u>\$0</u>	\$418,598
Bill Total			
Total all funds	\$69,468,372	(\$294,468)	\$69,173,904
Less estimated income	<u>2,201,034</u>		<u>2,201,034</u>
General fund	\$67,267,338	<u>(\$294,468)</u>	\$66,972,870

House Bill No. 1002 - Supreme Court - House Action

	EXECUTIVE BUDGET	HOUSE CHANGES	HOUSE VERSION
Salaries and wages	\$7,102,912	(\$35,757)	\$7,067,155
Operating expenses	2,149,185		2,149,185
Capital assets	96,000		96,000
Judges' retirement	<u>122,231</u>		<u>122,231</u>
Total all funds	\$9,470,328	(\$35,757)	\$9,434,571
Less estimated income			
General fund	<u>\$9,470,328</u>	<u>(\$35,757)</u>	<u>\$9,434,571</u>
FTE	45.00	0.00	45.00

Dept. 181 - Supreme Court - Detail of House Changes

	SALARIES FOR SUPREME COURT JUSTICES 1	TOTAL HOUSE CHANGES
Salaries and wages	(\$35,757)	(\$35,757)
Operating expenses		
Capital assets		
Judges' retirement		
Total all funds	(\$35,757)	(\$35,757)
Less estimated income		
General fund	(\$35,757)	(\$35,757)
FTE	0.00	0.00

¹ Changes the salary increases for Supreme Court justices from a 6 percent increase the first year and a 7 percent increase for the second year of the biennium to providing a \$2,000 increase plus a 4 percent increase, effective July 1, 2007, and a 4 percent increase for the second year of the biennium.

The table below provides salary information for the Supreme Court justices:

	2005-07 BIENNIUM SALARY	SALARY INCLUDED IN HB 1002	SALARY AS AMENDED
Supreme Court justices			
First year of biennium	\$103,087	\$113,642	\$113,578
Second year of biennium	\$107,210	\$121,597	\$118,121
Chief Justice (amount in addition to justice salary)			
First year of biennium	\$3,015	\$3,324	\$3,262
Second year of biennium	\$3,136	\$3,557	\$3,392

House Bill No. 1002 - District Courts - House Action

	EXECUTIVE BUDGET	HOUSE CHANGES	HOUSE VERSION
Salaries and wages	\$42,305,433	(\$920,579)	\$41,384,854
Operating expenses	14,635,431	661,868	15,297,299
Capital assets	458,583		458,583
Judges' retirement	703,819		703,819
UND - Central legal research	80,000		80,000
Alternative dispute resolution	20,000		20,000
Mediation	<u>1,076,824</u>		<u>1,076,824</u>
Total all funds	\$59,280,090	(\$258,711)	\$59,021,379
Less estimated income	<u>1,901,678</u>		<u>1,901,678</u>
General fund	\$57,378,412	(\$258,711)	\$57,119,701
FTE	294.00	(5.00)	289.00

Dept. 182 - District Courts - Detail of House Changes

	CHANGES SALARIES FOR DISTRICT COURT JUDGES 1	CHANGES MEDIATION PILOT PROJECT TO CONTRACT BASIS 2	TOTAL HOUSE CHANGES
Salaries and wages	(\$258,711)	(\$661,868)	(\$920,579)
Operating expenses		661,868	661,868
Capital assets			
Judges' retirement			
UND - Central legal research			
Alternative dispute resolution			
Mediation			
Total all funds	(\$258,711)	\$0	(\$258,711)
Less estimated income			
General fund	(\$258,711)	\$0	(\$258,711)
FTE	0.00	(5.00)	(5.00)

¹ Changes the salary increases for district court judges from a 6 percent increase the first year and a 7 percent increase for the second year of the biennium to providing a \$2,000 increase plus a 4 percent increase, effective July 1, 2007, and a 4 percent increase for the second year of the biennium.

The table below provides salary information for the district court judges:

	2005-07 BIENNIUM SALARY	SALARY INCLUDED IN HB 1002	SALARY AS AMENDED
District court judges			
First year of biennium	\$94,298	\$103,954	\$104,073
Second year of biennium	\$98,070	\$111,230	\$108,236
Presiding judges (amount in addition to judges' salary)			
First year of biennium	\$2,779	\$3,063	\$3,005
Second year of biennium	\$2,890	\$3,278	\$3,126

² Removes 5 of the 6 FTE positions for the mediation pilot project and transfers funding from the salaries and wages line item to the operating line item. Contract mediators will be used for this project rather than adding employees. The one remaining position will serve as the program coordinator.

The executive budget included 2 new FTE clerk positions for Rolette County which opted to be state-employed, pursuant to North Dakota Century Code Chapter 27-05.2. The total salaries and wages for the new positions is \$222,677, which is an overall budget increase of \$87,626. The clerks were previously paid \$135,051 under a contract basis.

REPORT OF STANDING COMMITTEE

HB 1005: Appropriations Committee (Rep. Svedjan, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (22 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). HB 1005 was placed on the Sixth order on the calendar.

Page 1, line 16, replace "142,457" with "134,537"

Page 1, line 18, replace "164,457" with "156,537"

Page 1, line 20, replace "179,457" with "171,537"

Page 2, line 3, replace "485,859" with "477,939"

Page 2, line 5, replace "571,754" with "563,834"

Page 2, line 7, replace "566,754" with "558,834"

Page 2, after line 7, insert:

"SECTION 4. INTENT - INDIAN EDUCATION COORDINATOR POSITION.

The Indian affairs commission shall report to the sixty-first legislative assembly on the progress of the Indian education coordination program."

ReNUMBER accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

House Bill No. 1005 - Indian Affairs Commission - House Action

	EXECUTIVE BUDGET	HOUSE CHANGES	HOUSE VERSION
Salaries and wages	\$485,859	(\$7,920)	\$477,939
Operating expenses	<u>85,895</u>		<u>85,895</u>
Total all funds	\$571,754	(\$7,920)	\$563,834
Less estimated income	<u>5,000</u>		<u>5,000</u>
General fund	\$566,754	(\$7,920)	\$558,834
FTE	4.00	0.00	4.00

Dept. 316 - Indian Affairs Commission - Detail of House Changes

	REMOVES FUNDING FOR TEMPORARY INTERNS POSITION ¹	TOTAL HOUSE CHANGES
Salaries and wages	(\$7,920)	(\$7,920)
Operating expenses		
Total all funds	(\$7,920)	(\$7,920)
Less estimated income		
General fund	(\$7,920)	(\$7,920)
FTE	0.00	0.00

¹ This amendment removes funding from the salaries and wages line item for the temporary intern position.

REPORT OF STANDING COMMITTEE

HB 1008: Appropriations Committee (Rep. Svedjan, Chairman) recommends **DO PASS** (22 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). HB 1008 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1009: Appropriations Committee (Rep. Svedjan, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (19 YEAS, 5 NAYS, 0 ABSENT AND NOT VOTING). HB 1009 was placed on the Sixth order on the calendar.

Page 1, line 14, replace "10,000,000" with "265,000"

Page 1, line 15, replace "12,150" with "37,150"

Page 1, remove lines 16 and 17

Page 1, line 18, replace "5,012,150" with "302,150"

Page 2, line 1, replace "10,210,000" with "475,000"

Page 2, line 2, replace "417,150" with "442,150"

Page 2, remove lines 3 and 4

Page 2, line 5, replace "5,627,150" with "917,150"

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

House Bill No. 1009 - State Fair Association - House Action

	EXECUTIVE BUDGET	HOUSE CHANGES	HOUSE VERSION
Capital assets	\$10,210,000	(\$9,735,000)	\$475,000
Premiums	<u>417,150</u>	<u>25,000</u>	<u>442,150</u>
Total all funds	\$10,627,150	(\$9,710,000)	\$917,150
Less estimated income	<u>5,000,000</u>	<u>(5,000,000)</u>	
General fund	\$5,627,150	(\$4,710,000)	\$917,150
FTE	0.00	0.00	0.00

Dept. 665 - State Fair Association - Detail of House Changes

	PROVIDES FUNDING FOR EXTRAORDINARY REPAIRS ¹	REMOVES FUNDING FOR NEW GRANDSTAND ²	INCREASES FUNDING FOR PREMIUMS ³	TOTAL HOUSE CHANGES
Capital assets	\$265,000	(\$10,000,000)		(\$9,735,000)
Premiums			<u>\$25,000</u>	<u>25,000</u>
Total all funds	\$265,000	(\$10,000,000)	\$25,000	(\$9,170,000)
Less estimated income		<u>(5,000,000)</u>		<u>(5,000,000)</u>
General fund	\$265,000	(\$5,000,000)	\$25,000	(\$4,710,000)
FTE	0.00	0.00	0.00	0.00

¹ This amendment provides funding of \$265,000 from the general fund for asphalt overlay.

² This amendment removes \$10 million of funding, \$5 million from the general fund and \$5 million from special funds, for a new grandstand.

³ This amendment increases funding for premiums by \$25,000, from \$417,150 to \$442,150 from the general fund.

REPORT OF STANDING COMMITTEE

HB 1011: Appropriations Committee (Rep. Svedjan, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (23 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). HB 1011 was placed on the Sixth order on the calendar.

Page 1, line 17, replace "4,378,001" with "4,011,065"

Page 1, line 18, replace "92,014" with "(57,986)"

Page 1, line 19, replace "4,676,520" with "4,159,584"

Page 1, line 20, replace "926,269" with "(3,518,326)"

Page 1, line 21, replace "3,750,251" with "7,677,910"

Page 2, line 4, replace "35,376,823" with "35,009,887"

Page 2, line 5, replace "1,551,289" with "1,401,289"

Page 2, line 6, replace "39,496,128" with "38,979,192"

Page 2, line 7, replace "15,665,015" with "11,220,420"

Page 2, line 8, replace "23,831,113" with "27,758,772"

Page 2, line 10, replace "\$8,644,595" with "\$4,200,000"

Page 2, after line 21, insert:

"SECTION 6. SALARY EQUITY POOL - EFFECT ON SHARE OF STATEWIDE EQUITY POOL. The general fund appropriation included in section 3 of this Act includes \$200,000 of additional funding for salary equity adjustments for troopers and sergeants. The human resource management services division of the office of management and budget may not consider this additional funding in its calculation of the highway patrol's share of the statewide salary equity pool for the biennium beginning July 1, 2007, and ending June 30, 2009.

SECTION 7. ONE-TIME FUNDING - EFFECT ON BASE BUDGET - REPORT TO SIXTY-FIRST LEGISLATIVE ASSEMBLY. The total general fund appropriation line item in section 3 of this Act includes \$842,000 for the one-time funding items identified in this section. This amount is not a part of the agency's base budget to be used in preparing the 2009-11 executive budget. The highway patrol shall report to the appropriations committees of the sixty-first legislative assembly on the use of this one-time funding for the biennium beginning July 1, 2007, and ending June 30, 2009.

In-car video equipment	\$642,000
Capitol security software	50,000
Automatic external defibrillators	150,000
Total	\$842,000"

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

House Bill No. 1011 - Highway Patrol - House Action

	EXECUTIVE BUDGET	HOUSE CHANGES	HOUSE VERSION
Administration	\$2,568,016		\$2,568,016
Field operations	35,376,823	(\$366,936)	35,009,887
Law Enforcement Training Academy	1,551,289	(150,000)	1,401,289
Total all funds	\$39,496,128	(\$516,936)	\$38,979,192
Less estimated income	<u>15,665,015</u>	<u>(4,444,595)</u>	<u>11,220,420</u>
General fund	\$23,831,113	\$3,927,659	\$27,758,772
FTE	197.00	(4.00)	193.00

Dept. 504 - Highway Patrol - Detail of House Changes

	REMOVES NEW TROOPERS ¹	REMOVES NEW CAPITOL SECURITY POSITIONS ²	ADDS NEW TROOPERS ³	ADDS SALARY EQUITY FUNDING ⁴	REDUCES TRAINING FUNDING ⁵	ADDS EQUIPMENT ⁶
Administration						
Field operations	(\$716,936)	(\$358,468)	\$358,468	\$200,000		\$150,000
Law Enforcement Training Academy					(\$150,000)	
Total all funds	(\$716,936)	(\$358,468)	\$358,468	\$200,000	(\$150,000)	\$150,000

Less estimated income	(193,972)	(96,986)	96,986			
General fund	(\$522,964)	(\$261,482)	\$261,482	\$200,000	(\$150,000)	\$150,000
FTE	(4.00)	(2.00)	2.00	0.00	0.00	0.00
	CHANGES FUNDING SOURCE ⁷	TOTAL HOUSE CHANGES				
Administration						
Field operations		(\$366,936)				
Law Enforcement Training Academy		(150,000)				
Total all funds	\$0	(\$516,936)				
Less estimated income	(4,250,623)	(4,444,595)				
General fund	\$4,250,623	\$3,927,659				
FTE	0.00	(4.00)				

¹ This amendment removes the 4 new FTE trooper positions added in the executive budget for northern border security and for additional coverage in the Fargo area.

² Funding added in the executive budget for 2 new FTE Capitol security positions is removed.

³ This amendment adds 2 new FTE trooper positions, the responsibilities for each are as determined by the Highway Patrol superintendent.

⁴ This amendment adds \$200,000 from the general fund and allows the Highway Patrol to spend savings from within its 2007-09 biennium budget for providing salary equity adjustments for troopers and sergeants. This funding is in addition to the agency's share of the statewide salary equity pool. The agency may spend up to \$594,387 in total salary equity adjustments for the 2007-09 biennium. A section is added precluding the Human Resource Management Services Division of the Office of Management and Budget from considering the additional salary equity funding provided in this Act in its calculation of the Highway Patrol's share of the statewide salary equity pool.

⁵ Funding for training law enforcement officers and other emergency services providers across the state is reduced from \$400,000 to \$250,000.

⁶ Funding is added for the purchase of automatic external defibrillators for patrol units.

⁷ General fund support for the Highway Patrol is increased and funding from the highway tax distribution fund is reduced from \$8,644,595 to \$4,200,000.

A section is added identifying the one-time funding included in the budget and providing for a report to the 2009 Legislative Assembly on the agency's use of the one-time funding.

REPORT OF STANDING COMMITTEE

HB 1012: Appropriations Committee (Rep. Svedjan, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (24 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1012 was placed on the Sixth order on the calendar.

Page 1, line 2, after "transportation" insert "; and to amend and reenact section 57-40.3-10 of the North Dakota Century Code, relating to motor vehicle excise tax collections"

Page 1, line 17, replace "36,180,257" with "17,591,177"

Page 1, line 18, replace "(108,147,421)" with "(109,558,341)"

Page 1, line 20, replace "all" with "special" and replace "(\$47,713,282)" with "(\$67,713,282)"

Page 1, remove lines 21 and 22

Page 1, line 24, remove "out of any moneys in the general fund in the state"

Page 2, line 1, remove "treasury, not otherwise appropriated, and"

Page 2, line 6, replace "179,717,273" with "161,128,193"

Page 2, line 7, replace "548,721,098" with "547,310,178"

Page 2, line 9, replace "all" with "special" and replace "907,295,066" with "887,295,066"

Page 2, remove lines 10 and 11

Page 2, after line 18, insert:

"SECTION 5. AMENDMENT. Section 57-40.3-10 of the North Dakota Century Code is amended and reenacted as follows:

57-40.3-10. Transfer of revenue. All moneys collected and received under this chapter after moneys are deposited in the state aid distribution fund under section 57-39.2-26.1 must be transmitted monthly by the director of the department of transportation to the state treasurer to be transferred and credited ~~to the general fund~~ as follows:

1. The first one hundred twenty million dollars received during a biennium must be deposited in the state general fund.
2. Amounts received in excess of the amount allocated under subsection 1 must be deposited in the state highway fund."

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

House Bill No. 1012 - Department of Transportation - House Action

	EXECUTIVE BUDGET	HOUSE CHANGES	HOUSE VERSION
Salaries and wages	\$127,444,195		\$127,444,195
Operating expenses	179,717,273	(\$18,589,080)	161,128,193
Capital assets	548,721,098	(1,410,920)	547,310,178
Grants	<u>51,412,500</u>		<u>51,412,500</u>
Total all funds	\$907,295,066	(\$20,000,000)	\$887,295,066
Less estimated income	<u>887,295,066</u>		<u>887,295,066</u>
General fund	\$20,000,000	(\$20,000,000)	\$0
FTE	1052.50	0.00	1052.50

Dept. 801 - Department of Transportation - Detail of House Changes

	REMOVES ONE-TIME FUNDING ¹	TOTAL HOUSE CHANGES
Salaries and wages		
Operating expenses	(\$18,589,080)	(\$18,589,080)
Capital assets	(1,410,920)	(1,410,920)
Grants		
Total all funds	(\$20,000,000)	(\$20,000,000)
Less estimated income		
General fund	(\$20,000,000)	(\$20,000,000)
FTE	0.00	0.00

¹ This amendment removes the following one-time funding items included in the executive budget from the general fund:

	GENERAL FUND
Road patching maintenance and materials	(\$11,169,972)
Equipment	(2,021,860)
Driver's license computer system rewrite	(5,019,610)
Other information technology projects	(1,788,558)
Total	(\$20,000,000)

A section is added providing that the first \$120 million of motor vehicle excise tax collections each biennium be deposited in the general fund and that any additional amounts be deposited in the highway fund. Based on the February 2007 revenue forecast, an estimated \$6,197,000 will be deposited in the highway fund rather than the general fund during the 2007-09 biennium.

REPORT OF STANDING COMMITTEE

HB 1013: Appropriations Committee (Rep. Svedjan, Chairman) recommends **DO PASS** (22 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). HB 1013 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1016: Appropriations Committee (Rep. Svedjan, Chairman) recommends **DO PASS** (24 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1016 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1017: Appropriations Committee (Rep. Svedjan, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (22 YEAS, 1 NAY, 1 ABSENT AND NOT VOTING). HB 1017 was placed on the Sixth order on the calendar.

Page 1, line 15, replace "157,500" with "107,500"

Page 1, line 16, replace "384,247" with "334,247"

Page 1, line 22, replace "424,417" with "374,417"

Page 1, line 23, replace "1,694,091" with "1,644,091"

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:**House Bill No. 1017 - Office of Administrative Hearings - House Action**

	EXECUTIVE BUDGET	HOUSE CHANGES	HOUSE VERSION
Salaries and wages	\$1,269,674		\$1,269,674
Operating expenses	<u>424,417</u>	<u>(\$50,000)</u>	<u>374,417</u>
Total all funds	\$1,694,091	(\$50,000)	\$1,644,091
Less estimated income	<u>1,694,091</u>	<u>(50,000)</u>	<u>1,644,091</u>
General fund	\$0	\$0	\$0
FTE	8.00	0.00	8.00

Dept. 140 - Office of Administrative Hearings - Detail of House Changes

	DECREASES FUNDING FOR PROFESSIONAL SERVICES ¹	TOTAL HOUSE CHANGES
Salaries and wages		
Operating expenses	<u>(\$50,000)</u>	<u>(\$50,000)</u>
Total all funds	(\$50,000)	(\$50,000)
Less estimated income	<u>(50,000)</u>	<u>(50,000)</u>
General fund	\$0	\$0
FTE	0.00	0.00

¹ Decreases funding for professional fees for temporary law judges.

REPORT OF STANDING COMMITTEE

HB 1019: Appropriations Committee (Rep. Svedjan, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (24 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1019 was placed on the Sixth order on the calendar.

Page 1, line 22, replace "2,000,000" with "2,800,000"

Page 1, line 24, replace "2,188,825" with "2,988,825"

Page 2, line 2, replace "2,444,307" with "3,244,307"

Page 2, line 11, replace "23,500,116" with "24,300,116"

Page 2, line 15, replace "30,320,808" with "31,120,808"

Page 2, line 17, replace "19,285,093" with "20,085,093"

Page 2, after line 17, insert:

"SECTION 4. GRANTS - AREA CAREER AND TECHNOLOGY CENTERS.

1. The state board for career and technical education shall use \$1,200,000 of the grants line item in section 3 of this Act, for the development, during the second year of the biennium, of at least two new area career and technology centers in areas of the state that currently are not served. The board shall award the grants on a competitive basis and shall require a twenty-five percent match by a recipient. In awarding the grants, the board shall give consideration to the number of students who will be served and to alignments of the proposed area career and technology centers with existing educational associations governed by joint powers agreements.
2. The board shall use \$800,000 of the grants line item in section 3 of this Act, to increase cost-share incentives for area career and technology centers. The board shall also reallocate \$500,000 of the grants line item available for cost-share programs to support additional cost-share incentives for area career and technology centers."

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

House Bill No. 1019 - Board for Career and Technical Education - House Action

	EXECUTIVE BUDGET	HOUSE CHANGES	HOUSE VERSION
Salaries and wages	\$3,576,832		\$3,576,832
Operating expenses	986,606		986,606
Grants	23,500,116	\$800,000	24,300,116
Adult farm management	549,802		549,802
Workforce training	1,350,000		1,350,000
Postsecondary education vocational grant	357,452		357,452
Total all funds	\$30,320,808	\$800,000	\$31,120,808
Less estimated income	<u>11,035,715</u>		<u>11,035,715</u>
General fund	\$19,285,093	\$800,000	\$20,085,093
FTE	27.50	0.00	27.50

Dept. 270 - Board for Career and Technical Education - Detail of House Changes

	INCREASES FUNDING FOR THE GRANTS LINE ITEM	TOTAL HOUSE CHANGES
Salaries and wages		
Operating expenses		
Grants	\$800,000	\$800,000
Adult farm management		
Workforce training		
Postsecondary education vocational grant		
Total all funds	\$800,000	\$800,000
Less estimated income		
General fund	\$800,000	\$800,000
FTE	0.00	0.00

This amendment also adds a section to the bill to provide that \$2 million of the funding appropriated in the grants line item is for area career and technology centers.

REPORT OF STANDING COMMITTEE

HB 1021: Appropriations Committee (Rep. Svedjan, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (22 YEAS, 1 NAY, 1 ABSENT AND NOT VOTING). HB 1021 was placed on the Sixth order on the calendar.

Page 1, line 2, remove the first "and" and after "chapter" insert "15.1-02 and a new section to chapter"

Page 1, line 3, after "to" insert "the superintendent of public instruction and the" and after "department" insert "; and to declare an emergency"

Page 2, line 1, replace "9,119,477" with "8,544,259"

Page 2, line 2, replace "8,241,502" with "8,154,766"

Page 2, line 4, replace "359,226" with "479,226"

Page 2, line 9, replace "(172,642)" with "(172,642)"

Page 2, after line 9, insert:

"Statewide longitudinal data system

228,116"

Page 2, line 10, replace "15,956,936" with "15,643,098"

Page 2, line 11, replace "14,661,339" with "14,253,781"

Page 2, line 12, replace "1,295,597" with "1,389,317"

Page 2, line 19, replace "38,446,651" with "37,871,433"

Page 2, line 20, replace "57,149,648" with "57,062,912"

Page 2, line 22, replace "6,376,005" with "6,496,005"

Page 2, line 27, replace "2,352,448" with "2,352,448"

Page 2, after line 27, insert:

"Statewide longitudinal data system

228,116"

Page 2, line 28, replace "124,864,163" with "124,550,325"

Page 2, line 29, replace "113,595,729" with "113,188,171"

Page 2, line 30, replace "11,268,434" with "11,362,154"

Page 3, after line 5, insert:

"SECTION 5. ONE-TIME FUNDING - EFFECT ON BASE BUDGET - REPORT TO SIXTY-FIRST LEGISLATIVE ASSEMBLY. The total general fund appropriation line item in section 3 of this Act includes \$1,351,490 for the one-time funding items identified in this section. This amount is not a part of the agency's base budget to be used in preparing the 2009-11 executive budget. The information technology department shall report to the appropriations committees of the sixty-first legislative assembly on the use of this one-time funding for the biennium beginning July 1, 2007, and ending June 30, 2009.

Criminal justice information sharing initiative	\$1,151,490
Online North Dakota studies resources and curriculum	<u>200,000</u>
Total	\$1,351,490

SECTION 6. LEGISLATIVE INTENT - FTE POSITIONS. It is the intent of the sixtieth legislative assembly that the thirty-one new full-time equivalent positions identified as project-specific and funded in section 3 of this Act may be filled while the project is being developed and funding is available for the biennium beginning July 1, 2007, and ending June 30, 2009.

SECTION 7. A new section to chapter 15.1-02 of the North Dakota Century Code is created and enacted as follows:

Statewide longitudinal data system committee - Report to interim committee.

1. The statewide longitudinal data system committee consists of the chancellor of the board of higher education or chancellor's designee, the superintendent of public instruction or superintendent of public instruction's designee, the chief information officer or chief information officer's designee, the director of the department of career and technical education

or the director's designee, the director of job service North Dakota or the director's designee, the director of the department of commerce or the director's designee, the director of the department of human services or the director's designee, and one person appointed by the governor. The governor shall appoint the chair of the committee. The committee may appoint advisory committees that would serve in an advisory capacity to the committee.

2. The committee shall plan and propose a longitudinal data system which:
 - a. Provides for dissemination of management information to stakeholders and partners of state education, training, and employment systems; and
 - b. Uses data from educational and workforce systems as central sources of longitudinal data.
3. The committee shall recommend policies, procedures, and guidelines to protect the privacy and security of personal information as provided by state and federal law.
4. The committee shall provide a report to the information technology committee, interim committee on education issues, and interim committee on economic development prior to the sixty-first legislative assembly on the status of the statewide longitudinal data system plan. The report shall include recommendations for further development, cost proposals, proposals for legislation, and data sharing governance, including recommendations concerning the long-term role and administration of the followup information in North Dakota for education and training program."

Page 3, after line 19, insert:

"SECTION 9. EMERGENCY. Funding of \$2,279,136 in the salaries and wages line item, \$10,291,628 in the operating expenses line item, and \$993,575 in the capital assets line item in section 3 of this Act relating to the department of human services' medicaid management information system rewrite project is declared to be an emergency measure."

ReNUMBER accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

House Bill No. 1021 - Information Technology Department - House Action

	EXECUTIVE BUDGET	HOUSE CHANGES	HOUSE VERSION
Salaries and wages	\$38,446,651	(\$575,218)	\$37,871,433
Operating expenses	57,149,648	(86,736)	57,062,912
Capital assets	12,145,250		12,145,250
Division of Independent Study	6,376,005	120,000	6,496,005
Educational Technology Council	906,574		906,574
EduTech	2,722,348		2,722,348
Wide area network	4,066,926		4,066,926
Geographic information system	698,313		698,313
Criminal justice information sharing	2,352,448		2,352,448
Statewide longitudinal data system		228,116	228,116
Total all funds	\$124,864,163	(\$313,838)	\$124,550,325
Less estimated income	113,595,729	(407,558)	113,188,171
General fund	\$11,268,434	\$93,720	\$11,362,154
FTE	312.20	(3.00)	309.20

Dept. 112 - Information Technology Department - Detail of House Changes

	REVERSES FUNDING SOURCE CHANGE INCLUDED IN AGENCY BUDGET REQUEST 1	REMOVES 3 FTE AND RELATED FUNDING FOR DESKTOP SUPPORT SERVICES 2	PROVIDES FUNDING FOR STATEWIDE LONGITUDINAL DATA SYSTEM 3	PROVIDES FUNDING FOR ONLINE NORTH DAKOTA STUDIES RESOURCES AND CURRICULUM 4	TOTAL HOUSE CHANGES
Salaries and wages		(\$418,786)	(\$156,432)		(\$575,218)

Operating expenses		(65,052)	(21,684)		(86,736)
Capital assets					
Division of Independent Study				\$120,000	120,000
Educational Technology Council					
EduTech					
Wide area network					
Geographic information system					
Criminal justice information sharing					
Statewide longitudinal data system			228,116		228,116
Total all funds	\$0	(\$483,838)	\$50,000	\$120,000	(\$313,838)
Less estimated income	254,396	(483,838)	(178,116)		(407,558)
General fund	(\$254,396)	\$0	\$228,116	\$120,000	\$93,720
FTE	0.00	(3.00)	0.00	0.00	(3.00)

¹ This amendment reverses the funding source change included in the agency's budget request for two FTE positions in the records management area. The executive budget recommendation intended for the positions to remain funded with special funds.

² This amendment removes three new FTE positions (salaries and wages of \$418,786) and related operating expenses (\$65,052) for providing desktop support services to agencies as requested.

³ This amendment changes the funding source for one of the new FTE positions included in the executive budget for the business intelligence initiative from special funds to the general fund (\$178,116) and provides additional funding of \$50,000 from the general fund for consulting services for a statewide longitudinal data system initiative.

⁴ This amendment provides funding of \$120,000 from the general fund to be used in conjunction with \$20,000 in the executive budget for the Division of Independent Study for developing online North Dakota studies resources and curriculum.

This amendment also:

- Adds a section to the bill identifying one-time funding for the 2007-09 biennium.
- Adds a section to the bill providing legislative intent regarding new FTE positions.
- Adds a section to the bill creating and enacting a new section to the North Dakota Century Code relating to a statewide longitudinal data system committee.
- Adds a section to the bill providing that the funding included in Section 3 of the bill for assisting the Department of Human Services and the selected vendor in the rewrite of the Medicaid management information system is declared an emergency measure.

REPORT OF STANDING COMMITTEE

HB 1022: Appropriations Committee (Rep. Svedjan, Chairman) recommends **DO PASS** (22 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). HB 1022 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1023: Appropriations Committee (Rep. Svedjan, Chairman) recommends **DO PASS** (21 YEAS, 0 NAYS, 3 ABSENT AND NOT VOTING). HB 1023 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1024: Appropriations Committee (Rep. Svedjan, Chairman) recommends **DO PASS** (20 YEAS, 3 NAYS, 1 ABSENT AND NOT VOTING). HB 1024 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1044: Appropriations Committee (Rep. Svedjan, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (20 YEAS, 1 NAY, 3 ABSENT AND NOT VOTING). HB 1044 was placed on the Sixth order on the calendar.

Page 1, line 2, replace the second "and" with "to provide for application;"

Page 1, line 3, after "date" insert "; and to provide an expiration date"

Page 6, after line 21, insert:

"SECTION 2. APPLICATION. Notwithstanding the provisions of section 57-51.1-07.2, the director of the budget may not consider the enactment of this Act to be an amendment of the distribution formula under chapter 57-51 and the director of the budget may not adjust the seventy-one million dollar amount under section 57-51.1-07.2 due to enactment of this Act."

Page 6, line 22, after "DATE" insert "- EXPIRATION DATE"

Page 6, line 23, after "2007" insert ", and before August 1, 2009, and is thereafter ineffective"

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1047: Human Services Committee (Rep. Price, Chairman) recommends **DO NOT PASS** (8 YEAS, 4 NAYS, 0 ABSENT AND NOT VOTING). HB 1047 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1049, as engrossed: Appropriations Committee (Rep. Svedjan, Chairman) recommends **DO PASS** (23 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). Engrossed HB 1049 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE (MAJORITY)

HB 1051, as engrossed: Appropriations (Rep. K. Svedjan, Chairman) A MAJORITY of your committee (Reps. Svedjan, Kempenich, Wald, Monson, Klein, Martinson, Carlson, Carlisle, Skarphol, Thoreson, Pollert, Bellew, Kreidt, Nelson, Wieland) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS**.

Page 1, line 1, after "57-15-01.2" insert ", 57-15-10.3,"

Page 1, line 2, after "districts" insert ", emergency levy authority of taxing districts,"

Page 1, line 4, replace "and" with a comma and after "57-38-30.3" insert ", and section 57-51.1-07.2"

Page 1, line 6, remove "and" and after "taxes" insert ", and to provide property tax relief funding from the permanent oil tax trust fund; to provide for a legislative council study"

Page 1, line 7, replace the first "an" with "a continuing"

Page 6, line 25, after "district" insert ", having unused or excess levy authority under any other provision of law,"

Page 6, line 27, after the underscored period insert "Notwithstanding the limitation under this section or any other provision of law, a taxing district may levy up to three and one-half percent more than the highest amount levied in dollars by that taxing district against taxable property in that taxing district in the three preceding taxable years, upon approval of a majority of electors of the taxing district voting on the question at a regular or special election of the taxing district. A ballot measure for levy increase authority under this subsection must state the percentage rate of the proposed increase in levy authority in dollars and state for which years the increase in levy authority would apply."

SECTION 3. Section 57-15-10.3 of the North Dakota Century Code is created and enacted as follows:

57-15-10.3. Emergency levy authority. If the emergency fund or other funds available to a county or city are insufficient to meet demands imposed on the county or city by a disaster or emergency, the governing body of the county or city may levy a tax on the taxable valuation of property in the county or city in an amount sufficient to meet those demands and pay any costs incurred by the county or city to borrow or otherwise obtain necessary funding. A tax may not be levied under this section unless it is approved by at least two-thirds of the members elected to the governing body of the city or county. For purposes of this section, "disaster or emergency" means a disaster or emergency declared by executive order or proclamation of the governor under chapter 37-17.1."

Page 14, replace lines 3 through 7 with:

"SECTION 10. AMENDMENT. Section 57-51.1-07.2 of the North Dakota Century Code is amended and reenacted as follows:

57-51.1-07.2. Permanent oil tax trust fund - Deposits - Interest - Adjustment of distribution formula - Continuing appropriation for property tax relief. All revenue deposited in the general fund during a biennium derived from taxes imposed on oil and gas under chapters 57-51 and 57-51.1 which exceeds seventy-one

million dollars must be transferred by the state treasurer to a special fund in the state treasury known as the permanent oil tax trust fund. The state treasurer shall transfer interest earnings of the permanent oil tax trust fund to the general fund at the end of each fiscal year. The principal of the permanent oil tax trust fund may not be expended except upon a two-thirds vote of the members elected to each house of the legislative assembly.

If the distribution formulas under chapter 57-51 or 57-51.1 are amended effective after June 30, 1997, the director of the budget shall adjust the seventy-one million dollar amount in this section by the same percentage increase or decrease in the amount of revenue allocable to the general fund after the change in the allocation formula, and transfers to the permanent oil tax trust fund shall thereafter be made using that adjusted figure so that the dollar amount of the transfers to the permanent oil tax trust fund is not increased or decreased merely because of changes in the distribution formulas.

To the extent moneys are available in the permanent oil tax trust fund, up to one hundred sixteen million seven hundred thousand dollars per biennium, or so much of the sum as may be necessary, is appropriated as a standing and continuing appropriation to the state treasurer, for the purpose of providing property tax relief payments to counties in accordance with a plan for the distribution of the payments as enacted by the legislative assembly.

SECTION 11. LEGISLATIVE COUNCIL STUDY. During the 2007-08 interim, the legislative council shall study property tax assessment, limitations, imposition, and administration and the effectiveness of property tax relief provided by enactment of this Act. The legislative council shall report its findings and recommendations, together with any legislation required to implement the recommendations, to the sixty-first legislative assembly."

Page 14, line 10, replace "8" with "9"

Renumber accordingly

REPORT OF STANDING COMMITTEE (MINORITY)

HB 1051, as engrossed: Appropriations (Rep. K. Svedjan, Chairman) A **MINORITY** of your committee (Reps. Glassheim, Gulleason, Aarsvold, Kroeber, Williams, Ekstrom, Kerzman, Metcalf) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS**.

Page 1, line 4, replace "and" with a comma and after "57-38-30.3" insert ", and section 57-51.1-07.2"

Page 1, line 6, remove "and" and after "taxes" insert ", and to provide for property tax relief funding from the permanent oil tax trust fund"

Page 1, line 7, replace the first "an" with "a continuing" and after "relief" insert "; to provide an appropriation for state school aid"

Page 7, line 21, replace "Ten" with "Seven"

Page 7, line 24, replace "Five" with "Four"

Page 8, line 1, replace "Ten" with "Seven"

Page 8, line 4, replace "Five" with "Four"

Page 8, line 17, replace "five" with "four"

Page 8, line 21, replace "five" with "four"

Page 14, after line 2, insert:

"SECTION 9. AMENDMENT. Section 57-51.1-07.2 of the North Dakota Century Code is amended and reenacted as follows:

57-51.1-07.2. Permanent oil tax trust fund - Deposits - Interest - Adjustment of distribution formula - Continuing appropriation for property tax relief. All revenue deposited in the general fund during a biennium derived from taxes imposed on oil and gas under chapters 57-51 and 57-51.1 which exceeds seventy-one

million dollars must be transferred by the state treasurer to a special fund in the state treasury known as the permanent oil tax trust fund. The state treasurer shall transfer interest earnings of the permanent oil tax trust fund to the general fund at the end of each fiscal year. The principal of the permanent oil tax trust fund may not be expended except upon a two-thirds vote of the members elected to each house of the legislative assembly.

If the distribution formulas under chapter 57-51 or 57-51.1 are amended effective after June 30, 1997, the director of the budget shall adjust the seventy-one million dollar amount in this section by the same percentage increase or decrease in the amount of revenue allocable to the general fund after the change in the allocation formula, and transfers to the permanent oil tax trust fund shall thereafter be made using that adjusted figure so that the dollar amount of the transfers to the permanent oil tax trust fund is not increased or decreased merely because of changes in the distribution formulas.

To the extent moneys are available in the permanent oil tax trust fund, up to eighty-six million seven hundred thousand dollars per biennium, or so much of the sum as may be necessary, is appropriated as a standing and continuing appropriation to the state treasurer, for the purpose of providing property tax relief payments to counties in accordance with a plan for the distribution of the payments as enacted by the legislative assembly."

Page 14, line 4, replace "general" with "permanent oil tax trust" and replace "\$116,720,911" with "\$30,000,000"

Page 14, line 5, replace "state treasurer" with "superintendent of public instruction"

Page 14, line 6, replace "state-paid property tax relief credits as provided in section 4 of this Act" with "state school aid grants as provided by law"

Renumber accordingly

The reports of the majority and the minority were placed on the Seventh order of business on the calendar for the succeeding legislative day.

REPORT OF STANDING COMMITTEE

HB 1093: Appropriations Committee (Rep. Svedjan, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (23 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1093 was placed on the Sixth order on the calendar.

Page 1, line 3, remove "to provide an effective date;"

Page 1, line 15, replace "Five" with "From July 1, 2007, through June 30, 2009, two and one-half percent of all funds allocated to the state general fund pursuant to this chapter must be allocated to the lignite research fund and after June 30, 2009, five" and replace "paid" with "allocated"

Page 1, line 16, after "fund" insert an underscored comma

Page 1, remove line 18

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1125, as engrossed: Appropriations Committee (Rep. Svedjan, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (21 YEAS, 2 NAYS, 1 ABSENT AND NOT VOTING). Engrossed HB 1125 was placed on the Sixth order on the calendar.

Page 1, line 1, replace "chapters 43-13.1 and" with "chapter"

Page 1, line 2, after the first "to" insert "a", replace "programs" with "program", remove "optometrists and", and after the semicolon insert "and"

Page 1, line 3, remove "; and to provide an appropriation"

Page 1, remove lines 5 through 24

Page 2, remove lines 1 through 30

Page 3, remove lines 1 through 30

Page 4, remove lines 1 through 30

Page 8, remove lines 17 through 21

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

This amendment removes Section 1 of the bill creating a loan repayment program for optometrists and removes Section 3 of the bill providing an appropriation to the State Health Council for providing loan repayments.

REPORT OF STANDING COMMITTEE

HB 1170: Appropriations Committee (Rep. Svedjan, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (13 YEAS, 11 NAYS, 0 ABSENT AND NOT VOTING). HB 1170 was placed on the Sixth order on the calendar.

Page 2, line 5, replace "Subsection" with "If House Bill No. 1051 does not become effective or becomes effective and does not contain an amendment to section 57-38-30.3, subsection"

Page 5, after line 4, insert:

"SECTION 3. AMENDMENT. If House Bill No. 1051 becomes effective and contains an amendment to section 57-38-30.3, subsection 1 of section 57-38-30.3 of the North Dakota Century Code is amended and reenacted as follows:

1. A tax is hereby imposed for each taxable year upon income earned or received in that taxable year by every resident and nonresident individual, estate, and trust. A taxpayer computing the tax under this section is only eligible for those adjustments or credits that are specifically provided for in this section. Provided, that for purposes of this section, any person required to file a state income tax return under this chapter, but who has not computed a federal taxable income figure, shall compute a federal taxable income figure using a pro forma return in order to determine a federal taxable income figure to be used as a starting point in computing state income tax under this section. The tax for individuals is equal to North Dakota taxable income multiplied by the rates in the applicable rate schedule in subdivisions a through d corresponding to an individual's filing status used for federal income tax purposes. For an estate or trust, the schedule in subdivision e must be used for purposes of this subsection.

- a. Single, other than head of household or surviving spouse.

If North Dakota taxable income is:	The tax is equal to:
Not over \$27,050 <u>\$31,850</u>	2.40% <u>1.90%</u>
Over \$27,050 <u>\$31,850</u> but not over \$65,550 <u>\$77,100</u>	\$568.05 <u>\$605.15</u> plus 3.92% <u>3.72%</u> of amount over \$27,050 <u>\$31,850</u>
Over \$65,550 <u>\$77,100</u> but not over \$136,750 <u>\$160,850</u>	\$2,077.25 <u>\$2,288.45</u> plus 4.34% <u>4.14%</u> of amount over \$65,550 <u>\$77,100</u>
Over \$136,750 <u>\$160,850</u> but not over \$297,350 <u>\$349,700</u>	\$5,167.33 <u>\$5,755.70</u> plus 5.04% <u>4.84%</u> of amount over \$136,750 <u>\$160,850</u>
Over \$297,350 <u>\$349,700</u>	\$13,261.57 <u>\$14,896.04</u> plus 5.54% <u>5.34%</u> of amount over \$297,350 <u>\$349,700</u>

- b. Married filing jointly and surviving spouse.

If North Dakota taxable income is:	The tax is equal to:
Not over \$45,200 <u>\$63,700</u>	2.40% <u>1.90%</u>
Over \$45,200 <u>\$63,700</u> but not over \$109,250 <u>\$154,200</u>	\$949.20 <u>\$1,210.30</u> plus 3.92% <u>3.72%</u> of amount over \$45,200 <u>\$63,700</u>
Over \$109,250 <u>\$154,200</u> but not over \$166,500 <u>\$321,700</u>	\$3,459.96 <u>\$4,576.90</u> plus 4.34% <u>4.14%</u> of amount over \$109,250 <u>\$154,200</u>
Over \$166,500 <u>\$321,700</u> but not	\$5,944.64 <u>\$11,511.40</u> plus 5.04% <u>4.84%</u> of amount

over ~~\$297,350~~ \$699,400
Over ~~\$297,350~~ \$699,400

over ~~\$166,500~~ \$321,700
~~\$12,539.45~~ \$29,792.08 plus ~~5.54%~~ 5.34% of amount
over ~~\$297,350~~ \$699,400

c. Married filing separately.

If North Dakota taxable income is:
Not over ~~\$22,600~~ \$31,850
Over ~~\$22,600~~ \$31,850 but not over
~~\$54,625~~ \$77,100
Over ~~\$54,625~~ \$77,100 but not over
~~\$83,250~~ \$160,850
Over ~~\$83,250~~ \$160,850 but not over
~~\$148,675~~ \$349,700
Over ~~\$148,675~~ \$349,700

The tax is equal to:
~~2.40%~~ 1.90%
~~\$474.60~~ \$605.15 plus ~~3.92%~~ 3.72% of amount
over ~~\$22,600~~ \$31,850
~~\$1,729.98~~ \$2,288.45 plus ~~4.34%~~ 4.14% of amount
over ~~\$54,625~~ \$77,100
~~\$2,972.34~~ \$5,755.70 plus ~~5.04%~~ 4.84% of amount
over ~~\$83,250~~ \$160,850
~~\$6,269.73~~ \$14,896.04 plus ~~5.54%~~ 5.34% of amount
over ~~\$148,675~~ \$349,700

d. Head of household.

If North Dakota taxable income is:
Not over ~~\$36,250~~ \$42,650
Over ~~\$36,250~~ \$42,650 but not over
~~\$93,650~~ \$110,100
Over ~~\$93,650~~ \$110,100 but not over
~~\$151,650~~ \$178,350
Over ~~\$151,650~~ \$178,350 but not
over ~~\$297,350~~ \$349,700
Over ~~\$297,350~~ \$349,700

The tax is equal to:
~~2.40%~~ 1.90%
~~\$761.25~~ \$810.35 plus ~~3.92%~~ 3.72% of amount
over ~~\$36,250~~ \$42,650
~~\$3,041.33~~ \$3,319.49 plus ~~4.34%~~ 4.14% of amount
over ~~\$93,650~~ \$110,100
~~\$6,528.53~~ \$6,145.04 plus ~~5.04%~~ 4.84% of amount
over ~~\$151,650~~ \$178,350
~~\$12,871.84~~ \$14,438.38 plus ~~5.54%~~ 5.34% of amount
over ~~\$297,350~~ \$349,700

e. Estates and trusts.

If North Dakota taxable income is:
Not over ~~\$1,800~~ \$2,150
Over ~~\$1,800~~ \$2,150 but not over
~~\$4,250~~ \$5,000
Over ~~\$4,250~~ \$5,000 but not over
~~\$6,500~~ \$7,650
Over ~~\$6,500~~ \$7,650 but not over
~~\$8,900~~ \$10,450
Over ~~\$8,900~~ \$10,450

The tax is equal to:
~~2.40%~~ 1.90%
~~\$37.80~~ \$40.85 plus ~~3.92%~~ 3.72% of amount
over ~~\$1,800~~ \$2,150
~~\$133.84~~ \$146.87 plus ~~4.34%~~ 4.14% of amount
over ~~\$4,250~~ \$5,000
~~\$231.49~~ \$256.58 plus ~~5.04%~~ 4.84% of amount
over ~~\$6,500~~ \$7,650
~~\$352.45~~ \$392.10 plus ~~5.54%~~ 5.34% of amount
over ~~\$8,900~~ \$10,450

f. For an individual who is not a resident of this state for the entire year, or for a nonresident estate or trust, the tax is equal to the tax otherwise computed under this subsection multiplied by a fraction in which:

- (1) The numerator is the federal adjusted gross income allocable and apportionable to this state; and
- (2) The denominator is the federal adjusted gross income from all sources reduced by the net income from the amounts specified in subdivisions a and b of subsection 2.

In the case of married individuals filing a joint return, if one spouse is a resident of this state for the entire year and the other spouse is a nonresident for part or all of the tax year, the tax on the joint return must be computed under this subdivision.

g. For taxable years beginning after December 31, ~~2004~~ 2007, the tax commissioner shall prescribe new rate schedules that apply in lieu of the schedules set forth in subdivisions a through e. The new schedules must be determined by increasing the minimum and maximum dollar amounts for each income bracket for which a tax is imposed by the cost-of-living adjustment for the taxable year as determined by the secretary of the United States treasury for purposes of section 1(f) of the United States Internal Revenue Code of 1954, as amended. For this purpose, the rate applicable to each income bracket may not be changed, and the manner of applying the

cost-of-living adjustment must be the same as that used for adjusting the income brackets for federal income tax purposes."

Page 5, line 6, replace "2006" with "2007, only if the tax commissioner certifies to the governor, the office of management and budget, and the legislative council by May 31, 2008, that state general fund revenue receipts through April 2008 are at least three and one-half percent more than the amount forecasted for that date in the final budget status report prepared after adjournment of the sixtieth legislative assembly"

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1218: Government and Veterans Affairs Committee (Rep. Haas, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (9 YEAS, 4 NAYS, 0 ABSENT AND NOT VOTING). HB 1218 was placed on the Sixth order on the calendar.

Page 1, line 8, overstrike "Master" and insert immediately thereafter "For licensure as a master" and after the comma insert "an applicant must have completed"

Page 1, line 9, overstrike "Journeyman" and insert immediately thereafter "For licensure as a journeyman" and after "~~years~~" insert "an applicant must have:

a. Completed"

Page 1, line 11, replace "In addition, an apprentice electrician who" with:

"b. Effective for an applicant who registered with the board as an apprentice after January 31, 2008, completed at least one of the following:

- (1) Successfully completed apprenticeship training approved by the federal bureau of apprenticeship and training and completed eight thousand hours' experience in installing and repairing electrical wiring, apparatus, and equipment.
- (2) Successfully completed an appropriate course of study, which may not be less than two years or the equivalent of two years, at a board-approved institution of higher education and completed eight thousand hours' experience in installing and repairing electrical wiring, apparatus, and equipment. The board may determine equivalent hours of education that may be applied as a credit against the eight thousand hours' experience requirement under this paragraph.
- (3) Completed sixteen thousand hours' experience in installing and repairing electrical wiring, apparatus, and equipment"

Page 1, remove lines 12 and 13

Page 1, line 14, remove "department of labor, or other training approved by the board"

Page 1, overstrike line 15

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1247, as engrossed: Appropriations Committee (Rep. Svedjan, Chairman) recommends **DO NOT PASS** (20 YEAS, 3 NAYS, 1 ABSENT AND NOT VOTING). Engrossed HB 1247 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1269: Finance and Taxation Committee (Rep. Belter, Chairman) recommends **DO NOT PASS** (7 YEAS, 3 NAYS, 4 ABSENT AND NOT VOTING). HB 1269 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1273: Appropriations Committee (Rep. Svedjan, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS**

(21 YEAS, 1 NAY, 2 ABSENT AND NOT VOTING). HB 1273 was placed on the Sixth order on the calendar.

Page 1, line 8, after "county" insert "with a population of fewer than twenty thousand"

Page 1, after line 10, insert:

"2. "Medical provider" means a rural hospital or a primary care family practice or internal medicine physician, nurse practitioner, or dentist in a stand-alone clinic setting."

Page 1, line 11, replace "2." with "3."

Page 2, line 16, replace "four hundred" with "two hundred fifty"

Page 2, line 28, replace "\$5,000,000" with "\$2,000,000"

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1296, as engrossed: Appropriations Committee (Rep. Svedjan, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (22 YEAS, 1 NAY, 1 ABSENT AND NOT VOTING). Engrossed HB 1296 was placed on the Sixth order on the calendar.

Page 2, line 10, replace "twenty-five" with "seventy-five"

Page 3, line 22, replace "\$5,500,000" with "\$1,000,000"

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1321: Political Subdivisions Committee (Rep. Herbel, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (9 YEAS, 5 NAYS, 0 ABSENT AND NOT VOTING). HB 1321 was placed on the Sixth order on the calendar.

Page 1, line 2, replace "and" with "to provide for a legislative council study;"

Page 1, line 3, after "application" insert "; and to provide an expiration date"

Page 1, line 13, remove the overstrike over "~~if the city has a population~~"

Page 1, line 14, remove the overstrike over "~~of~~", after "~~less~~" insert "fewer", and remove the overstrike over "~~than five thousand.~~"

Page 1, line 15, remove the overstrike over "~~b.~~", after "~~kilometers~~" insert "One mile [1.61 kilometers]", and remove the overstrike over "~~of five thousand or~~"

Page 1, line 16, remove the overstrike over "~~more, but~~" and overstrike "twenty-five" and insert immediately thereafter "ten"

Page 1, line 17, remove the overstrike over "~~e.~~", remove "~~b.~~", replace "One mile" with "Two miles", and replace "1.61" with "3.22"

Page 1, line 18, overstrike "twenty-five" and insert immediately thereafter "ten"

Page 4, line 15, remove the overstrike over "~~one~~"

Page 4, line 16, after "~~person~~" insert "individual", remove the overstrike over "~~residing outside~~", remove the overstrike over "~~the corporate limits of a city~~", after "having" insert "if the city has", remove the overstrike over "~~a population of~~", after "~~less~~" insert "fewer", and remove the overstrike over "~~than five~~"

Page 4, line 17, remove the overstrike over "~~thousand,~~"

Page 4, line 18, remove the overstrike over "~~of five thousand or more, but~~", overstrike "twenty-five" and insert immediately thereafter "ten", and remove the overstrike over the second overstruck comma

Page 4, line 20, overstrike "twenty-five" and insert immediately thereafter "ten"

Page 4, line 25, remove the overstrike over "~~Of the members of the commission appointed by a board or boards of county~~"

Page 4, remove the overstrike over lines 26 and 27

Page 4, line 28, remove the overstrike over "~~appointed shall hold office for one year. Thereafter the members shall be~~" and remove "The term of office of"

Page 4, line 29, remove "any member", remove the overstrike over "~~for terms of~~", and remove "to the commission is"

Page 5, line 10, remove the overstrike over "~~one~~" and replace "two individuals" with "individual"

Page 5, line 11, after "~~having~~" insert "if the city has", remove the overstrike over "~~a population of~~", after "~~less~~" insert "fewer", remove the overstrike over "~~than five thousand, two~~", after "~~persons~~" insert "individuals", and remove the overstrike over "~~residing outside the corporate limits~~"

Page 5, line 12, remove the overstrike over "~~of five thousand or more, but~~" and overstrike "twenty-five" and insert immediately thereafter "ten"

Page 5, line 13, remove the overstrike over the overstruck comma

Page 5, line 14, overstrike "twenty-five" and insert immediately thereafter "ten"

Page 5, line 19, remove the overstrike over "~~Of the members of the commission~~"

Page 5, remove the overstrike over lines 20 through 22

Page 5, line 23, remove the overstrike over "~~the members shall be appointed for terms of five years.~~"

Page 5, after line 24, insert:

"SECTION 4. LEGISLATIVE COUNCIL STUDY - EXTRATERRITORIAL ZONING AUTHORITY. The legislative council shall study, during the 2007-08 interim, the extraterritorial zoning authority of cities and the impact of that authority on other political subdivisions. The legislative council shall report its findings and recommendations, together with any legislation required to implement the recommendations, to the sixty-first legislative assembly."

Page 5, line 27, replace "void" with "not affected by the reduction in the extraterritorial zoning limits in section 1 of this Act"

Page 5, after line 27, insert:

"SECTION 6. EXPIRATION DATE. Sections 1 through 3 of this Act are effective through July 31, 2009, and after that date are ineffective."

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1358, as engrossed: Appropriations Committee (Rep. Svedjan, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (24 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed HB 1358 was placed on the Sixth order on the calendar.

Page 1, line 1, replace "sections" with "section" and remove ", 57-36-02.1, 57-36-03.1,"

Page 1, line 2, remove "57-36-03.2, 57-36-03.3, 57-36-05.3, 57-36-08.1, 57-36-08.2, and 57-36-13.1"

Page 1, line 4, remove "and tax stamping of cigarette packs" and replace "sections" with "section"

Page 1, line 5, remove "and 57-36-01"

Page 1, line 6, remove "and tobacco products tax definitions", after the first semicolon insert "and", and remove "; and to"

Page 1, line 7, remove "provide an effective date"

Page 4, remove lines 3 through 31

Page 5, remove lines 1 through 30

Page 6, remove lines 1 through 31

Page 7, remove lines 1 through 31

Page 8, remove lines 1 through 31

Page 9, remove lines 1 through 17

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1370, as engrossed: Appropriations Committee (Rep. Svedjan, Chairman) recommends **DO NOT PASS** (24 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed HB 1370 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1404, as engrossed: Appropriations Committee (Rep. Svedjan, Chairman) recommends **DO PASS** (22 YEAS, 1 NAY, 1 ABSENT AND NOT VOTING). Engrossed HB 1404 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1420: Agriculture Committee (Rep. D. Johnson, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (10 YEAS, 2 NAYS, 1 ABSENT AND NOT VOTING). HB 1420 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 create and enact section 11-33-02.1, a new section to chapter 11-33, section 58-03-11.1, and a new section to chapter 58-03 of the North Dakota Century Code, relating to regulations by a board of county commissioners and by a board of township supervisors; and to amend and reenact section 11-33-02, subdivision c of subsection 2 of section 23-25-11, and section 58-03-11 of the North Dakota Century Code, relating to the designation of districts by a board of county commissioners and to the establishment of districts by a board of township supervisors.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. AMENDMENT. Section 11-33-02 of the North Dakota Century Code is amended and reenacted as follows:

11-33-02. Board of county commissioners to designate districts - Uniformity.

- 4- For any or all of the purposes designated in section 11-33-01, the board of county commissioners may divide by resolution all or any parts of the county, subject to section 11-33-20, into districts of such number, shape, and area as may be determined necessary, and likewise may enact suitable regulations to carry out the purposes of this chapter. These regulations must be uniform in each district, but the regulations in one district may differ from those in other districts. ~~A regulation or restriction may not prohibit or prevent the use of land or buildings for farming or ranching or any of the normal incidents of farming or ranching. For purposes of this section, "farming or ranching" means cultivating land for production of agricultural crops or livestock, or raising, feeding, or producing livestock, poultry, milk, or fruit. The term does not include producing timber or forest products, nor does the term include a contract whereby a processor or distributor of farm products or supplies provides grain, harvesting, or other farm services.~~

- ~~2. A board of county commissioners may regulate the nature and scope of concentrated feeding operations permissible in the county; however, if a regulation would impose a substantial economic burden on a concentrated feeding operation in existence before the effective date of the regulation, the board of county commissioners shall declare that the regulation is ineffective with respect to any concentrated feeding operation in existence before the effective date of the regulation.~~
- ~~3. A regulation may not preclude the development of a concentrated feeding operation in the county. A regulation addressing the development of a concentrated feeding operation in the county may set reasonable standards, based on the size of the operation, to govern its location.~~
- ~~4. For purposes of this section, "concentrated feeding operation" means any livestock feeding, handling, or holding operation, or feed yard, where animals are concentrated in an area that is not normally used for pasture or for growing crops and in which animal wastes may accumulate, or in an area where the space per animal unit is less than six hundred square feet [55.74 square meters]. The term does not include normal wintering operations for cattle. For purposes of this section, "livestock" includes beef cattle, dairy cattle, sheep, swine, poultry, horses, and fur animals raised for their pelts.~~
- ~~5. A board of county commissioners may not prohibit, through regulation, the reasonable diversification or expansion of a farming or ranching operation.~~
- ~~6. This chapter does not include any power relating to the establishment, repair, and maintenance of highways or roads.~~

SECTION 2. Section 11-33-02.1 of the North Dakota Century Code is created and enacted as follows:

11-33-02.1. Farming and ranching regulations - Requirements - Limitations - Definitions.

1. For purposes of this section:
 - a. "Concentrated feeding operation" means any livestock feeding, handling, or holding operation, or feed yard, where animals are concentrated in an area that is not normally used for pasture or for growing crops and in which animal wastes may accumulate. The term does not include normal wintering operations for cattle.
 - b. "Farming or ranching" means cultivating land for the production of agricultural crops or livestock, or raising, feeding, or producing livestock, poultry, milk, or fruit. The term does not include:
 - (1) The production of timber or forest products; or
 - (2) The provision of grain, harvesting, or other farm services by a processor or distributor of farm products or supplies in accordance with the terms of a contract.
 - c. "Livestock" includes beef cattle, dairy cattle, sheep, swine, poultry, horses, bison, elk, fur animals raised for their pelts, and any other animals that are raised, fed, or produced as a part of farming or ranching activities.
 - d. "Location" means the setback distance between a structure, fence, or other boundary enclosing a concentrated feeding operation, including its animal waste collection system, and the nearest occupied residence, the nearest buildings used for nonfarm or nonranch purposes, or the nearest land zoned for residential, recreational, or commercial purposes. The term does not include the setback distance for the application of manure or for the application of other recycled agricultural material under a nutrient management plan approved by the department of health.
2. For purposes of this section, animal units are determined as follows:

- a. One mature dairy cow, whether milking or dry, equals 1.33 animal units;
 - b. One dairy cow, heifer, or bull, other than an animal described in paragraph 1 equals 1.0 animal unit;
 - c. One weaned beef animal, whether a calf, heifer, steer, or bull, equals 0.75 animal unit;
 - d. One cow-calf pair equals 1.0 animal unit;
 - e. One swine weighing fifty-five pounds [24.948 kilograms] or more equals 0.4 animal unit;
 - f. One swine weighing less than fifty-five pounds [24.948 kilograms] equals 0.1 animal unit;
 - g. One horse equals 2.0 animal units;
 - h. One sheep or lamb equals 0.1 animal unit;
 - i. One turkey equals 0.0182 animal unit;
 - j. One chicken, other than a laying hen, equals 0.008 animal unit;
 - k. One laying hen equals 0.012 animal unit;
 - l. One duck equals 0.033 animal unit; and
 - m. Any livestock not listed in subdivisions a through l equals 1.0 animal unit per each one thousand pounds [453.59 kilograms] whether single or combined animal weight.
3. A board of county commissioners may not prohibit or prevent the use of land or buildings for farming or ranching and may not prohibit or prevent any of the normal incidents of farming or ranching.
4. A board of county commissioners may regulate the type and species of livestock in a concentrated feeding operation, the size of the concentrated feeding operation in animal units, and the location of the concentrated livestock feeding operation. However, if a regulation would impose a substantial economic burden on a concentrated feeding operation in existence before the effective date of the regulation, the board of county commissioners shall declare that the regulation is ineffective with respect to any concentrated feeding operation in existence before the effective date of the regulation.
5. A board of county commissioners may not preclude the development of a concentrated feeding operation in the county.
6. A board of county commissioners may not prohibit the reasonable diversification or expansion of a farming or ranching operation.
7. a. A board of county commissioners may establish high-density agricultural production districts in which setback distances for concentrated feeding operations and related agricultural operations are less than those in other districts.
- b. A board of county commissioners may establish, around areas zoned for residential, recreational, or nonagricultural commercial uses, low-density agricultural production districts in which setback distances for concentrated feeding operations and related agricultural operations are greater than those in other districts; provided, the low-density agricultural production districts may not extend more than one and one-half miles [2.40 kilometers] from the edge of the area zoned for residential, recreational, or nonagricultural commercial uses.
- c. The setbacks provided for in this subsection may not vary by more than fifty percent from those established in subdivision a of subsection 7 of section 23-25-11.

- d. For purposes of this subsection, a "related agricultural operation" means a facility that produces a product or byproduct used by a concentrated feeding operation.

SECTION 3. A new section to chapter 11-33 of the North Dakota Century Code is created and enacted as follows:

Highways - Roads. This chapter does not include any power relating to the role of the board of county commissioners in the establishment, repair, or maintenance of highways or roads.

SECTION 4. AMENDMENT. Subdivision c of subsection 2 of section 23-25-11 of the North Dakota Century Code is amended and reenacted as follows:

- c. If a county or township has zoned or established a setback distance for an animal feeding operation which is greater than one-half mile [.80 kilometer] under either section ~~44-33-02 or 58-03-14~~ 11-33-02.1 or 58-03-11.1, or if the setback distance under subsection 7 is greater than one-half mile [.80 kilometer], measurements for compliance with the seven odor concentration units standard must be taken at the setback distance rather than one-half mile [.80 kilometer] from the facility under subdivision b, except for any residence, church, school, business, public building, park, or campground within the setback distance which was built or established before the animal feeding operation was established, unless the animal feeding operation has obtained an odor easement from the preexisting facility.

SECTION 5. AMENDMENT. Section 58-03-11 of the North Dakota Century Code is amended and reenacted as follows:

58-03-11. Establishment of zoning districts - ~~Limitation—Scope of zoning regulations and restrictions~~ Uniformity.

- 4- For the purpose of promoting the health, safety, morals, or the general welfare, or to secure the orderly development of approaches to municipalities, the board of township supervisors may establish one or more zoning districts and within such districts may, subject to the provisions of chapter 54-21.3, regulate and restrict the erection, construction, reconstruction, alteration, repair, or use of buildings and structures, the height, number of stories, and size of buildings and structures, the percentage of lot that may be occupied, the size of courts, yards, and other open spaces, the density of population, and the location and use of buildings, structures, and land for trade, industry, residence, or other purposes. All such regulations and restrictions must be uniform throughout each district, but the regulations and restrictions in one district may differ from those in other districts. The board of township supervisors may establish institutional controls that address environmental concerns with the state department of health as provided in section 23-20.3-03.1.
- 2- ~~A regulation or restriction may not prohibit or prevent the use of land or buildings for farming or ranching or any of the normal incidents of farming or ranching. For purposes of this section, "farming or ranching" means cultivating land for production of agricultural crops or livestock, or raising, feeding, or producing livestock, poultry, milk, or fruit. The term does not include producing timber or forest products, nor does the term include a contract whereby a processor or distributor of farm products or supplies provides grain, harvesting, or other farm services.~~
- 3- ~~A board of township supervisors may regulate the nature and scope of concentrated feeding operations permissible in the township; however, if a regulation would impose a substantial economic burden on a concentrated feeding operation in existence before the effective date of the regulation, the board of township supervisors shall declare that the regulation is ineffective with respect to any concentrated feeding operation in existence before the effective date of the regulation.~~
- 4- ~~A regulation may not preclude the development of a concentrated feeding operation in the township. A regulation addressing the development of a~~

~~concentrated feeding operation in the township may set reasonable standards, based on the size of the operation, to govern its location.~~

- ~~5. For purposes of this section, "concentrated feeding operation" means any livestock feeding, handling, or holding operation, or feed yard, where animals are concentrated in an area that is not normally used for pasture or for growing crops and in which animal wastes may accumulate, or in an area where the space per animal unit is less than six hundred square feet [55.74 square meters]. The term does not include normal wintering operations for cattle. For purposes of this section, "livestock" includes beef cattle, dairy cattle, sheep, swine, poultry, horses, and fur animals raised for their pelts.~~
- ~~6. A board of township supervisors may not prohibit, through regulation, the reasonable diversification or expansion of a farming or ranching operation.~~
- ~~7. Sections 58-03-11 through 58-03-15 do not include any power relating to the establishment, repair, and maintenance of highways or roads.~~

SECTION 6. Section 58-03-11.1 of the North Dakota Century Code is created and enacted as follows:

58-03-11.1. Farming and ranching regulations - Requirements - Limitations - Definitions.

1. For purposes of this section:
 - a. "Concentrated feeding operation" means any livestock feeding, handling, or holding operation, or feed yard, where animals are concentrated in an area that is not normally used for pasture or for growing crops and in which animal wastes may accumulate. The term does not include normal wintering operations for cattle.
 - b. "Farming or ranching" means cultivating land for the production of agricultural crops or livestock, or raising, feeding, or producing livestock, poultry, milk, or fruit. The term does not include:
 - (1) The production of timber or forest products; or
 - (2) The provision of grain, harvesting, or other farm services by a processor or distributor of farm products or supplies in accordance with the terms of a contract.
 - c. "Livestock" includes beef cattle, dairy cattle, sheep, swine, poultry, horses, bison, elk, fur animals raised for their pelts, and any other animals that are raised, fed, or produced as a part of farming or ranching activities.
 - d. "Location" means the setback distance between a structure, fence, or other boundary enclosing a concentrated feeding operation, including its animal waste collection system, and the nearest occupied residence, the nearest buildings used for nonfarm or nonranch purposes, or the nearest land zoned for residential, recreational, or commercial purposes. The term does not include the setback distance for the application of manure or for the application of other recycled agricultural material under a nutrient management plan approved by the department of health.
2. For purposes of this section, animal units are determined as follows:
 - a. One mature dairy cow, whether milking or dry, equals 1.33 animal units;
 - b. One dairy cow, heifer, or bull, other than an animal described in paragraph 1 equals 1.0 animal unit;
 - c. One weaned beef animal, whether a calf, heifer, steer, or bull, equals 0.75 animal unit;
 - d. One cow-calf pair equals 1.0 animal unit;

- e. One swine weighing fifty-five pounds [24.948 kilograms] or more equals 0.4 animal unit;
 - f. One swine weighing less than fifty-five pounds [24.948 kilograms] equals 0.1 animal unit;
 - g. One horse equals 2.0 animal units;
 - h. One sheep or lamb equals 0.1 animal unit;
 - i. One turkey equals 0.0182 animal unit;
 - j. One chicken, other than a laying hen, equals 0.008 animal unit;
 - k. One laying hen equals 0.012 animal unit;
 - l. One duck equals 0.033 animal unit; and
 - m. Any livestock not listed in subdivisions a through l equals 1.0 animal unit per each one thousand pounds [453.59 kilograms] whether single or combined animal weight.
3. A board of township supervisors may not prohibit or prevent the use of land or buildings for farming or ranching or any of the normal incidents of farming or ranching.
4. A board of township supervisors may regulate the type and species of livestock in a concentrated feeding operation, the size of the concentrated feeding operation in animal units, and the location of the concentrated livestock feeding operation. However, if a regulation would impose a substantial economic burden on a concentrated feeding operation in existence before the effective date of the regulation, the board of township supervisors shall declare that the regulation is ineffective with respect to any concentrated feeding operation in existence before the effective date of the regulation.
5. A regulation may not preclude the development of a concentrated feeding operation in the township.
6. A board of township supervisors may not prohibit the reasonable diversification or expansion of a farming or ranching operation.
7. a. A board of township supervisors may establish high-density agricultural production districts in which setback distances for concentrated feeding operations and related agricultural operations are less than those in other districts.
- b. A board of township supervisors may establish, around areas zoned for residential, recreational, or nonagricultural commercial uses, low-density agricultural production districts in which setback distances for concentrated feeding operations and related agricultural operations are greater than those in other districts; provided, the low-density agricultural production districts may not extend more than one and one-half miles [2.40 kilometers] from the edge of the area zoned for residential, recreational, or nonagricultural commercial uses.
- c. The setbacks provided for in this subsection may not vary by more than fifty percent from those established in subdivision a of subsection 7 of section 23-25-11.
- d. For purposes of this subsection, a "related agricultural operation" means a facility that produces a product or byproduct used by a concentrated feeding operation.

SECTION 7. A new section to chapter 58-03 of the North Dakota Century Code is created and enacted as follows:

Highways - Roads. Sections 58-03-11 through 58-03-15 do not include any power relating to the role of the board of township supervisors in the establishment, repair, or maintenance of highways or roads."

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1435, as engrossed: Appropriations Committee (Rep. Svedjan, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (23 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). Engrossed HB 1435 was placed on the Sixth order on the calendar.

Page 1, line 17, after the second boldfaced period insert:

"1."

Page 1, line 18, replace "September 30, 2008" with "December 31, 2007"

Page 1, line 19, remove "funds"

Page 1, after line 23, insert:

"2. During the period beginning January 1, 2008, through June 30, 2009, the state department of health may distribute vaccines purchased under section 3 of this Act to local public health units and other immunization providers for the purpose of continuing the transition to a provider choice immunization program."

Page 2, line 1, after "**APPROPRIATION**" insert "- **CONTINGENT APPROPRIATION - LEGISLATIVE COUNCIL REPORT**"

Page 2, line 2, replace "\$4,268,077" with "\$2,500,000"

Page 2, line 5, after the period insert "Of the total amount appropriated, \$1,000,000 is only available if the department of health determines that vaccines need to be purchased after December 31, 2007, pursuant to section 2 of this Act. The department shall report to the legislative council as requested, during the 2007-08 interim, on the status of the immunization program."

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1447: Finance and Taxation Committee (Rep. Belter, Chairman) recommends **DO NOT PASS** (8 YEAS, 5 NAYS, 1 ABSENT AND NOT VOTING). HB 1447 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1463, as engrossed: Appropriations Committee (Rep. Svedjan, Chairman) recommends **DO PASS** (24 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed HB 1463 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HCR 3004: Human Services Committee (Rep. Price, Chairman) recommends **DO PASS** and **BE PLACED ON THE CONSENT CALENDAR** (12 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HCR 3004 was placed on the Tenth order on the calendar.

REPORT OF STANDING COMMITTEE

HCR 3038: Human Services Committee (Rep. Price, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** and **BE PLACED ON THE CONSENT CALENDAR** (11 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). HCR 3038 was placed on the Sixth order on the calendar.

Page 1, line 1, after "the" insert "efforts of the President of the United States, the" and replace "Delegation's efforts" with "Delegation, North Dakota Insurance Commissioner Jim Poolman, North Dakota Attorney General Wayne Stenehjem, and United States Attorney Drew Wrigley"

Page 1, line 2, after "drugs" insert "safer and"

Page 1, line 3, replace "make" with "study the lifesaving value, affordability, accessibility, and efficacy of" and remove "more affordable"

Page 1, after line 3, insert:

"WHEREAS, President George W. Bush has significantly led the federal effort to create and sign into law the Medicaid Part D program that has brought the total number of people on Medicare who receive comprehensive prescription drug coverage to more than 29 million; and"

Page 1, line 7, remove "high"

Page 1, line 8, remove "bring drug pricing in the United States in line with"

Page 1, line 9, remove "lower prices offered in other countries and supporting efforts to" and remove "lower-priced"

Page 1, line 11, replace "has a long record of supporting" with "supports"

Page 1, after line 13, insert:

"WHEREAS, North Dakota Attorney General Wayne Stenehjem has worked tirelessly over the past six years to investigate, prosecute, and seek convictions of drug pushers and prescription drug counterfeiters; and

WHEREAS, North Dakota Insurance Commissioner Jim Poolman, through bipartisan laws passed by the Fifty-eighth Legislative Assembly, has provided over \$11 million in savings to over 18,000 of our state's elderly and Medicaid-eligible residents by helping those residents gain access to free and reduced cost pharmaceutical drugs; and

WHEREAS, United States Attorney Drew Wrigley has worked tirelessly to investigate, prosecute, and seek convictions of drug pushers and prescription drug counterfeiters; and"

Page 1, line 14, remove "inadequate"

Page 1, line 15, replace "increased" with "decreased" and remove ", such as increased emergency mental health services"

Page 1, line 16, remove "and increased nursing home admissions"

Page 1, line 17, remove "rising" and replace "have" with "produce"

Page 1, line 22, after the second "the" insert "efforts of the President of the United States, the"

Page 1, line 23, replace "Delegation's efforts" with "Delegation, North Dakota Attorney General Wayne Stenehjem, North Dakota Insurance Commissioner Jim Poolman, and United States Attorney Drew Wrigley" and after "drugs" insert "safer and"

Page 1, line 24, replace "make" with "study the lifesaving value, affordability, accessibility, and efficacy of" and remove "more affordable"

Page 2, line 2, after "to" insert "the President of the United States," and after "Delegation" insert ", North Dakota Attorney General Wayne Stenehjem, North Dakota Insurance Commissioner Jim Poolman, and United States Attorney Drew Wrigley"

Renumber accordingly

REPORT OF STANDING COMMITTEE

HCR 3046: Human Services Committee (Rep. Price, Chairman) recommends **DO PASS** and **BE PLACED ON THE CONSENT CALENDAR** (12 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HCR 3046 was placed on the Tenth order on the calendar.

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

Buell J. Reich, Chief Clerk