

JOURNAL OF THE HOUSE

Sixtieth Legislative Assembly

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Bismarck, April 2, 2007

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

The prayer was offered by Reverend Michael Bommarito with the Salvation Army, Bismarck.

The roll was called and all members were present except Representatives Froelich, Nelson, and Wall.

A quorum was declared by the Speaker.

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

MR. SPEAKER: The Senate does not concur in the House amendments to SB 2323 and the President has appointed as a conference committee to act with a like committee from the House on:

SB 2323: Sens. Erbele; Wanzek; Heckaman

CORRECTION AND REVISION OF THE JOURNAL

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

Page 1279, line 3, replace "29" with "28"

Page 1309, line 40, insert:

FIRST READING OF SENATE BILL

SB 2419: A BILL for an Act to create and enact chapter 57-51.2 of the North Dakota Century Code, relating to agreements with Indian tribes to share revenue from state taxes on mineral production from Indian reservations; to amend and reenact subsection 8 of section 57-51.1-03 of the North Dakota Century Code, relating to an oil extraction tax exemption on production from wells on Indian reservations, Indian trust land, and land owned by an Indian tribe; to provide a continuing appropriation; to provide an effective date; to provide an expiration date; and to declare an emergency.

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

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

COMMUNICATION FROM GOVERNOR JOHN HOEVEN

This is to inform you that on March 30, 2007, I have signed the following: HB 1073, HB 1091, HB 1365, and HB 1477.

CONSIDERATION OF MESSAGE FROM THE SENATE

REP. PRICE MOVED that the House do not concur in the Senate amendments to Engrossed HB 1154 as printed on HJ pages 982 and that a conference committee be appointed to meet with a like committee from the Senate, which motion prevailed on a voice vote.

APPOINTMENT OF CONFERENCE COMMITTEE

THE SPEAKER APPOINTED as a Conference Committee on Engrossed HB 1154: Reps. Pietsch, Porter, Schneider.

CONSIDERATION OF MESSAGE FROM THE SENATE

REP. PRICE MOVED that the House do not concur in the Senate amendments to Engrossed HB 1390 as printed on HJ pages 982-983 and that a conference committee be appointed to meet with a like committee from the Senate, which motion prevailed on a voice vote.

APPOINTMENT OF CONFERENCE COMMITTEE

THE SPEAKER APPOINTED as a Conference Committee on Engrossed HB 1390: Reps. Porter, Weisz, Conrad.

MOTION

REP. BERG MOVED that HB 1216 and HB 1217 be moved to the top of the Twelfth order, which motion prevailed.

CONSIDERATION OF MESSAGE FROM THE SENATE

REP. DEKREY MOVED that the House do concur in the Senate amendments to HB 1216 as printed on HJ pages 1045-1046, which motion prevailed on a voice vote.

HB 1216, as amended, was placed on the Eleventh order of business.

SECOND READING OF HOUSE BILL

HB 1216: A BILL for an Act to amend and reenact subsection 3 of section 12.1-20-01, section 12.1-20-03, subsection 1 of section 12.1-20-03.1, and sections 12.1-32-06.1 and 12.1-32-07.1 of the North Dakota Century Code, relating to sentencing and probation supervision of sexual offenders; and to provide a penalty.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 89 YEAS, 2 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Amerman; Bellew; Belter; Berg; Boe; Boehning; Boucher; Brandenburg; Carlisle; Charging; Clark; Conrad; Dahl; Damschen; DeKrey; Delmore; Dietrich; Dosch; Drovdal; 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; Nottestad; Onstad; Owens; Pietsch; Pinkerton; Pollert; Porter; Potter; Price; Schmidt; Schneider; Skarphol; Solberg; Sukut; Svedjan; Thoreson; Thorpe; Uglem; Vig; Vigesaa; Wald; Weiler; Weisz; Wieland; Williams; Wolf; Wrangham; Zaiser; Speaker Delzer

NAYS: Carlson; Ruby

ABSENT AND NOT VOTING: Froelich; Nelson; Wall

Engrossed HB 1216 passed and the title was agreed to.

CONSIDERATION OF MESSAGE FROM THE SENATE

REP. DEKREY MOVED that the House do concur in the Senate amendments to HB 1217 as printed on HJ page 892, which motion prevailed on a voice vote.

HB 1217, as amended, was placed on the Eleventh order of business.

SECOND READING OF HOUSE BILL

HB 1217: A BILL for an Act to amend and reenact subsection 2 of section 25-03.3-05 and section 25-03.3-13 of the North Dakota Century Code, relating to the civil commitment of sexually dangerous individuals; and to declare an emergency.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, 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; Drovdal; 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; Ruby; Schmidt; Schneider; Skarphol; Solberg; Sukut; Svedjan; Thoreson; Thorpe; Uglem; Vig; Vigesaa; Wald; Weiler; Weisz; Wieland; Williams; Wolf; Wrangham; Zaiser; Speaker Delzer

ABSENT AND NOT VOTING: Froelich; Wall

Engrossed HB 1217 passed and the title was agreed to.

SIXTH ORDER OF BUSINESS

SB 2046, as amended: REP. KLEIN (Appropriations Committee) MOVED that the amendments on HJ pages 1188-1190 be adopted and then be placed on the Fourteenth order with **DO PASS**, which motion prevailed.

SECOND READING OF SENATE BILL

SB 2046: A BILL for an Act to amend and reenact subsection 9 of section 15-39.1-04, subsection 4 section 15-39.1-10, section 15-39.1-10.6, subsection 1 of section 15-39.1-19.1, and sections 15-39.1-19.2 and 15-39.1-20 of the North Dakota Century Code, relating to the incorporation of federal law changes, returning to teaching, and accepting a refund from the fund under the teachers' fund for retirement; and to provide for a legislative council study.

ROLL CALL

The question being on the final passage of the further amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 78 YEAS, 14 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

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

NAYS: Conrad; Delmore; Dietrich; Glassheim; Griffin; Hanson; Keiser; Kroeber; Meyer, S.; Nottestad; Potter; Solberg; Vig; Wolf

ABSENT AND NOT VOTING: Froelich; Wall

SB 2046, as further amended, passed and the title was agreed to.

SIXTH ORDER OF BUSINESS

SB 2057, as engrossed and amended: REP. HAWKEN (Appropriations Committee) MOVED that the amendments on HJ page 1190 be adopted and then be placed on the Fourteenth order with **DO PASS**, which motion prevailed.

SECOND READING OF SENATE BILL

SB 2057: A BILL for an Act to amend and reenact subsection 3 of section 15.1-13-01 and section 15.1-18.1-02 of the North Dakota Century Code, relating to the definition of the profession of teaching and national board for professional teaching standards certification; to provide a statement of legislative intent; and to provide for a report to the legislative council.

ROLL CALL

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

YEAS: Aarsvold; Amerman; Bellew; Belter; Berg; Boe; Boehning; Boucher; Brandenburg; Carlisle; Carlson; Charging; Clark; Conrad; Dahl; Damschen; DeKrey; Delmore; Dietrich; Dosch; Drovda; Ekstrom; Froseth; Glassheim; Grande; Griffin; Gruchalla; Gulletson; 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; Vigasaa; Wald; Weiler; Weisz; Wieland; Williams; Wolf; Wrangham; Zaiser; Speaker Delzer

ABSENT AND NOT VOTING: Froelich; Wall

Engrossed SB 2057, as further amended, passed and the title was agreed to.

SIXTH ORDER OF BUSINESS

SB 2313, as engrossed and amended: REP. HAWKEN (Appropriations Committee) MOVED that the amendments on HJ page 1229 be adopted and then be placed on the Fourteenth order with **DO PASS**, which motion prevailed.

SECOND READING OF SENATE BILL

SB 2313: A BILL for an Act to provide for a statement of legislative intent.

ROLL CALL

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

YEAS: Aarsvold; Amerman; Bellew; Belter; Berg; 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; Hunsford; 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; Weiler; Weisz; Wieland; Williams; Wolf; Wrangham; Zaiser; Speaker Delzer

ABSENT AND NOT VOTING: Froelich; Wall

Engrossed SB 2313, as further amended, passed and the title was agreed to.

SIXTH ORDER OF BUSINESS

SB 2011: REP. WILLIAMS (Appropriations Committee) MOVED that the amendments on HJ pages 1175-1176 be adopted and then be placed on the Fourteenth order with **DO PASS**, which motion prevailed.

SECOND READING OF SENATE BILL

SB 2011: A BILL for an Act to provide an appropriation for defraying the expenses of the securities commissioner; and to provide for a report to the 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 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; Hunsford; 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; Weiler; Weisz; Wieland; Williams; Wolf; Wrangham; Zaiser; Speaker Delzer

ABSENT AND NOT VOTING: Froelich; Wall

SB 2011, as amended, passed and the title was agreed to.

SIXTH ORDER OF BUSINESS

SB 2014: REP. BELLEW (Appropriations Committee) MOVED that the amendments on HJ pages 1176-1177 be adopted and then be placed on the Fourteenth order with **DO PASS**, which motion prevailed.

SECOND READING OF SENATE BILL

SB 2014: A BILL for an Act to provide an appropriation for defraying the expenses of the committee on protection and advocacy; and to provide legislative intent.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 73 YEAS, 19 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Amerman; Bellew; Belter; Berg; Boehning; Brandenburg; Carlisle; Carlson; Charging; Clark; Conrad; Dahl; Damschen; DeKrey; Delmore; Dietrich; Dosch; Froseth; Grande; Gulleon; Haas; Hanson; Hatlestad; Hawken; Headland; Heller; Herbel; Hofstad; Hunskor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsch, R.; Kempenich; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Meyer, S.; Monson; Myxter; Nelson; Nottestad; Onstad; Owens; Pietsch; Pollert; Porter; Potter; Price; Ruby; Skarphol; Sukut; Svedjan; Thoreson; Uglem; Vigesaa; Wald; Weiler; Weisz; Wieland; Williams; Wolf; Wrangham; Speaker Delzer

NAYS: Aarsvold; Boe; Boucher; Drovda; Ekstrom; Glassheim; Griffin; Gruchalla; Kelsh, S.; Kerzman; Metcalf; Mueller; Pinkerton; Schmidt; Schneider; Solberg; Thorpe; Vig; Zaiser

ABSENT AND NOT VOTING: Froelich; Wall

SB 2014, as amended, passed and the title was agreed to.

SIXTH ORDER OF BUSINESS

SB 2017, as engrossed: REP. KLEIN (Appropriations Committee) MOVED that the amendments on HJ pages 1180-1181 be adopted and then be placed on the Fourteenth order with **DO PASS**, which motion prevailed.

SECOND READING OF SENATE BILL

SB 2017: A BILL for an Act to provide an appropriation for defraying the expenses of the game and fish department; to provide for a statement of legislative intent; to provide for a report to the legislative council; to provide for a study; 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 82 YEAS, 9 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

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

NAYS: Boe; Drovda; Glassheim; Heller; Kerzman; Metcalf; Meyer, S.; Nelson; Speaker Delzer

ABSENT AND NOT VOTING: Boucher; Froelich; Wall

Engrossed SB 2017, as amended, passed, the title was agreed to, and the emergency clause was declared carried.

SIXTH ORDER OF BUSINESS

SB 2020, as reengrossed: REP. WALD (Appropriations Committee) MOVED that the amendments on HJ pages 1186-1187 be adopted and then be placed on the Fourteenth order with **DO PASS**, which motion prevailed.

SECOND READING OF SENATE BILL

SB 2020: A BILL for an Act to provide an appropriation for defraying the expenses of the state water commission; to create and enact a new section to chapter 61-02.1 of the North Dakota Century Code, relating to funding for Grand Forks flood control; to provide a line of credit; to provide an appropriation for repayment of the line of credit; to provide legislative intent; to provide for a study; and to provide for a report to the 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 90 YEAS, 1 NAYS, 0 EXCUSED, 3 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; 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; Wald; Weiler; Weisz; Wieland; Wolf; Wrangham; Zaiser; Speaker Delzer

NAYS: Vigesaa

ABSENT AND NOT VOTING: Froelich; Wall; Williams

Reengrossed SB 2020, as amended, passed and the title was agreed to.

SIXTH ORDER OF BUSINESS

SB 2022: REP. KROEBER (Appropriations Committee) MOVED that the amendments on HJ pages 1187-1188 be adopted and then be placed on the Fourteenth order with **DO PASS**, which motion prevailed.

SECOND READING OF SENATE BILL

SB 2022: A BILL for an Act to provide an appropriation for defraying the expenses of various state retirement and investment agencies; and to provide additional spending authority subject to emergency commission approval.

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, 2 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; Gulleson; Haas; Hanson; Hatlestad; Hawken; Headland; Heller; Herbel; Hofstad; Hunskor; Johnson, D.; Johnson, N.; Kaldor; Karls; 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; Weiler; Weisz; Wieland; Williams; Wolf; Wrangham; Zaiser

NAYS: Kasper; Speaker Delzer

ABSENT AND NOT VOTING: Froelich; Wall

SB 2022, as amended, passed and the title was agreed to.

SIXTH ORDER OF BUSINESS

SB 2243: REP. WIELAND (Appropriations Committee) MOVED that the amendments on HJ pages 1225-1226 be adopted and then be placed on the Fourteenth order with **DO PASS**, which motion prevailed.

SECOND READING OF SENATE BILL

SB 2243: A BILL for an Act to amend and reenact section 29-26-22 of the North Dakota Century Code, relating to community service supervision fees; and to provide an appropriation to the department of corrections and rehabilitation to provide funding for community service supervision grants.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 77 YEAS, 14 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

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

NAYS: Amerman; Boe; Boucher; Ekstrom; Glassheim; Griffin; Gruchalla; Hatlestad; Kelsh, S.; Kerzman; Meyer, S.; Schneider; Solberg; Zaiser

ABSENT AND NOT VOTING: Drovdal; Froelich; Wall

SB 2243, as amended, passed and the title was agreed to.

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

MR. PRESIDENT: The Speaker has signed: SB 2066, SB 2077, SB 2195, SB 2196, SB 2214, SB 2217, SB 2234, SB 2241, SB 2252, SB 2255, SB 2266, SB 2299, SB 2319, SB 2349.

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

MR. PRESIDENT: The Speaker has signed: SB 2081, SB 2134, SB 2156, SB 2187, SB 2210, SB 2298, SB 2326, SB 2329, SB 2363, SCR 4026, SCR 4034, SCR 4035.

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

MR. PRESIDENT: Your signature is respectfully requested on: HB 1332, HB 1375, HCR 3065.

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

MR. PRESIDENT: Your signature is respectfully requested on: HCR 3045.

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

MR. SPEAKER: The Senate does not concur in the House amendments to SB 2012, SB 2023, SB 2103, SB 2161, SB 2178, SB 2225, and SB 2260 and the President has appointed as a conference committee to act with a like committee from the House on:

SB 2012: Sens. Fischer; Kilzer; Mathern
SB 2023: Sens. Fischer; Grindberg; Robinson
SB 2103: Sens. Nething; Lyson; Nelson
SB 2161: Sens. Lyson; Olafson; Marcellais
SB 2178: Sens. Oehlke; Urlacher; Triplett
SB 2225: Sens. Tollefson; Oehlke; Anderson
SB 2260: Sens. Lyson; Olafson; Fiebiger

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

MR. SPEAKER: The President has appointed as a conference committee to act with a like committee from the House on:

HB 1011: Sens. Wardner; Krebsbach; Tallackson
HB 1219: Sens. Nething; Lyson; Nelson
HB 1456: Sens. Lyson; Tollefson; Triplett

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

MR. PRESIDENT: The Speaker has signed: HB 1072, HB 1169.

DELIVERY OF ENROLLED BILLS AND RESOLUTIONS

The following bills were delivered to the Governor for approval on April 2, 2007: HB 1072, HB 1169.

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

MR. PRESIDENT: The House does not concur in the Senate amendments to HB 1154 and HB 1390 and the Speaker has appointed as a conference committee to act with a like committee from the Senate on:

HB 1154: Reps. Pietsch; Porter; Schneider

HB 1390: Reps. Porter; Weisz; Conrad

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

MR. PRESIDENT: The House has concurred in the Senate amendments and subsequently passed: HB 1216 and HB 1217.

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

MR. PRESIDENT: The House has amended and subsequently passed: SB 2011, SB 2014, SB 2020, SB 2022, SB 2046, SB 2057, SB 2243, SB 2313.

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

MR. PRESIDENT: The House has amended, subsequently passed, and the emergency clause carried: SB 2017.

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

MR. SPEAKER: The Senate has concurred in the House amendments and subsequently passed: SB 2001, SB 2006, SB 2007, SB 2135, SB 2163, SB 2183, SB 2205, SB 2224, SB 2232, and SB 2238.

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

MR. SPEAKER: The Senate has passed unchanged: HCR 3016, HCR 3049, HCR 3059.

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

MR. SPEAKER: The Senate has amended and subsequently failed: HB 1273, HB 1326.

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

MR. SPEAKER: The Senate has amended and subsequently passed: HB 1125, HB 1127, HB 1218, HB 1309, HB 1321, HB 1322, HCR 3034, HCR 3046.

SENATE AMENDMENTS TO REENGROSSED HOUSE BILL NO. 1125

In lieu of the amendments adopted by the Senate as printed on pages 745 and 746 of the Senate Journal, Reengrossed House Bill No. 1125 is amended as follows:

Page 1, line 8, replace "veterinarian" with "board of animal health"

Page 2, line 13, remove "include consideration of"

Page 2, line 14, replace "The" with "Consider the"

Page 2, line 17, replace "The" with "Consider the"

Page 2, line 19, replace "The" with "Consider the"

Page 2, line 20, replace "The" with "Consider the"

Page 2, line 22, replace "The" with "Consider the"

Page 2, after line 22, insert:

"f. Give priority to a veterinarian on whose behalf state-funded student support fees have not been paid."

Page 2, remove lines 24 and 25

Page 2, line 26, replace "b." with "a."

Page 2, remove line 27

Page 2, line 28, remove "the date of the application"

Page 2, line 29, replace "c." with "b."

Page 4, line 4, replace "one" with "six months of the first"

Page 4, line 5, replace "equaling twenty" with "up to fifteen thousand dollars"

Page 4, line 6, remove "percent of the applicant's original student loan"

Page 4, line 8, replace "equaling twenty percent of the applicant's original student loan" with "up to fifteen thousand dollars"

Page 4, line 10, replace "equaling thirty percent of the applicant's original student loan" with "up to twenty-five thousand dollars"

Page 4, line 12, replace "equaling thirty percent of the applicant's original student loan" with "up to twenty-five thousand dollars"

Page 4, line 24, after the underscored period insert "During the 2007-09 biennium, the state health department may receive no more than seven percent of the appropriated moneys and the state veterinarian may receive no more than three percent of the appropriated moneys for administration of the loan repayment program."

Renumber accordingly

SENATE AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1127

Page 2, line 5, after the underscored period insert "A request to have material designated as confidential is exempt as defined in section 44-04-17.1."

Page 2, line 25, overstrike "borrow money", remove "in an amount not to exceed six million dollars", and overstrike "and"

Page 2, line 26, replace "provided that the" with "and to"

Page 2, line 27, remove "industrial commission may"

Page 2, line 29, after the first "the" insert "Bank of North Dakota and the"

Page 3, line 12, after the period insert "A request to have material designated as confidential is exempt as defined in section 44-04-17.1."

Renumber accordingly

SENATE AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1218

Page 1, line 2, after "electricians" insert "; and to provide for a legislative council study"

Page 2, remove lines 4 and 5

Page 2, line 6, remove the overstrike over "3", after "Class" insert "For licensure as a class", and remove the overstrike over "B electrician, eighteen months' experience in farmstead or residential wiring."

Page 2, after line 6, insert:

"SECTION 2. LEGISLATIVE COUNCIL STUDY - LICENSURE OF ELECTRICIANS. The legislative council shall consider studying, during the 2007-08 interim, the licensure, training, and classroom education requirements for electricians in this state; reciprocity agreements with other states and the effect of those agreements on standards in this state; and the effect of the licensure, training, classroom education requirements, and reciprocity agreements on the availability of qualified electricians in North Dakota. The legislative council shall report its findings and recommendations, together with any legislation required to implement the recommendations, to the sixty-first legislative assembly."

Renumber accordingly

SENATE AMENDMENTS TO HOUSE BILL NO. 1309

Page 1, line 1, after "A BILL" replace the remainder of the bill with "for an Act to create and enact a new section to chapter 54-24.2 of the North Dakota Century Code, relating to reimbursement for certain public libraries; and to provide an expiration date.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. A new section to chapter 54-24.2 of the North Dakota Century Code is created and enacted as follows:

State aid to libraries - Reimbursement.

1. The state library shall withhold from the amount of state aid to which a public library is entitled during the 2007-09 biennium any amount the public library received in excess of that to which it was entitled during the 2005-07 biennium, as a result of a statutory dispute regarding the meaning of a mill levy.
2. From the amounts withheld under subsection 1, the state library shall provide to each public library that received less than the amount to which it was entitled during the 2005-07 biennium, the difference between the amount the library received during the 2005-07 biennium and the amount that it would have received, but for the statutory dispute regarding the meaning of a mill levy.

SECTION 2. EXPIRATION DATE. This Act is effective through June 30, 2009, and after that date is ineffective."

Renumber accordingly

SENATE AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1321

Page 1, line 16, remove the overstrike over "~~twenty five~~" and remove "~~ten~~"

Page 1, line 19, remove the overstrike over "~~twenty five~~" and remove "~~ten~~"

Page 1, line 20, after "2." insert "Subject to subsections 5 and 6, a city, by ordinance, may extend the application of the city's zoning regulations to two times the distance allowed under subdivisions a, b, and c of subsection 1 if the extension is approved by at least five of six members of a committee established to review the proposed extension. The committee must consist of three members appointed by the governing body of the city and three members appointed, jointly, by the governing bodies of any political subdivision that is exercising zoning authority within the territory to be extraterritorially zoned.

3."

Page 2, line 1, overstrike "3." and insert immediately thereafter "4."

Page 2, line 10, overstrike "4." and insert immediately thereafter "5."

Page 2, line 26, overstrike "5." and insert immediately thereafter "6."

Page 3, line 28, overstrike "6." and insert immediately thereafter "7."

Page 4, line 1, overstrike "7." and insert immediately thereafter "8."

Page 4, line 5, overstrike "8." and insert immediately thereafter "9."

Page 4, line 19, remove the overstrike over "~~twenty five~~" and remove "~~ten~~"

Page 4, line 20, remove the overstrike over "~~twenty five~~" and remove "~~ten~~"

Page 5, line 13, remove the overstrike over "~~twenty five~~" and remove "~~ten~~"

Page 5, line 14, remove the overstrike over "~~twenty five~~" and remove "~~ten~~"

Page 5, line 27, replace "study" with "consider studying"

Page 6, line 1, replace "the" with "May 1, 2007,"

Page 6, line 2, remove "effective date of this Act"

Renumber accordingly

SENATE AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1322

Page 2, line 4, after "failure" insert "of the state"

Renumber accordingly

SENATE AMENDMENTS TO HOUSE CONCURRENT RESOLUTION NO. 3034

Page 1, line 2, after "of" insert "addressing the current imbalance in the funding and governance of the North Dakota State Potato Council and of"

Page 1, after line 2, insert:

"**WHEREAS**, the North Dakota Potato Industry Promotion Act was enacted in 1967 with the specific intent of dividing the state into five districts containing "as nearly equal potato acreage as practicable" with one participating potato grower elected from each district; and

WHEREAS, the potato districts have remained geographically unchanged since 1976, with potato districts 1 through 4 consisting of six counties and district 5 consisting of the remaining 47 counties; and

WHEREAS, currently the majority of North Dakota potato production occurs within the 47 counties of district 5; and"

Page 1, after line 21, insert:

"**BE IT FURTHER RESOLVED**, that the Legislative Council study the feasibility and desirability of addressing the current imbalance of representation in and funding of the North Dakota State Potato Council and the expenditure of checkoff funds by the council and the associations supported by potato checkoff funds; and"

Renumber accordingly

SENATE AMENDMENTS TO HOUSE CONCURRENT RESOLUTION NO. 3046

Page 1, line 2, after "cooperate" insert "with families"

Page 1, line 16, after "cooperate" insert "with families"

Renumber accordingly

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

MR. PRESIDENT: Your signature is respectfully requested on: HB 1216, HB 1217.

MOTION

REP. MONSON MOVED that the House stand in recess until 4:15 p.m., which motion prevailed.

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

SIXTH ORDER OF BUSINESS

SB 2276, as reengrossed and amended: REP. WALD (Appropriations Committee)

MOVED that the amendments on HJ page 1229 be adopted and then be placed on the Fourteenth order with **DO NOT PASS**, which motion prevailed.

SECOND READING OF SENATE BILL

SB 2276: A BILL for an Act to provide duties of the governor's prevention and advisory council; and to provide an appropriation.

ROLL CALL

The question being on the final passage of the further amended bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 52 YEAS, 40 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Amerman; Boe; Boucher; Charging; Clark; Conrad; Dahl; Damschen; Delmore; Dietrich; Ekstrom; Glassheim; Griffin; Gruchalla; Gulleeson; Hanson; Hatlestad;

Hunskor; Johnson, N.; Kaldor; Keiser; Kelsch, R.; Kelsh, S.; Kerzman; Kingsbury; Klemin; Koppelman; Kretschmar; Kroeber; Metcalf; Mueller; Myxter; Nelson; Nottestad; Onstad; Owens; Pinkerton; Porter; Potter; Price; Schmidt; Schneider; Solberg; Sukut; Thorpe; Uglem; Vig; Vigesaa; Williams; Wolf; Zaiser

NAYS: Bellew; Belter; Berg; Boehning; Brandenburg; Carlisle; Carlson; Dosch; Drovdal; Froseth; Grande; Haas; Hawken; Headland; Heller; Herbel; Hofstad; Johnson, D.; Karls; Kasper; Kempenich; Klein; Kreidt; Martinson; Meier, L.; Meyer, S.; Monson; Pietsch; Pollert; Ruby; Skarphol; Svedjan; Thoreson; Wald; Wall; Weiler; Weisz; Wieland; Wrangham; Speaker Delzer

ABSENT AND NOT VOTING: DeKrey; Froelich

Reengrossed SB 2276, as further amended, passed and the title was agreed to.

SIXTH ORDER OF BUSINESS

SB 2030, as engrossed and amended: REP. L. MEIER (Education Committee) MOVED that the amendments on HJ pages 1247-1250 be adopted and then be placed on the Fourteenth order with **DO PASS**, which motion prevailed.

SECOND READING OF SENATE BILL

SB 2030: A BILL for an Act to create and enact chapter 15.1-09.1 and a new section to chapter 15.1-13 of the North Dakota Century Code, relating to regional education associations and teacher licensure requirements; to amend and reenact sections 15.1-02-08, 15.1-07-23, 15.1-09-33, 15.1-32-08, and 15.1-33-02 of the North Dakota Century Code, relating to accounting procedures and school district business managers; to repeal sections 15.1-07-28, 15.1-07-30, and 15.1-27-40 of the North Dakota Century Code, relating to criteria for and expenditures by regional education associations governed by joint powers agreements; to provide for legislative council studies; to provide for a report to the legislative council; and to declare an emergency.

ROLL CALL

The question being on the final passage of the further amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 88 YEAS, 2 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; 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; Martinson; Meier, L.; Metcalf; 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; Williams; Wolf; Wrangham; Zaiser

NAYS: Skarphol; Speaker Delzer

ABSENT AND NOT VOTING: DeKrey; Froelich; Kroeber; Wald

Engrossed SB 2030, as further amended, passed and the title was agreed to.

SIXTH ORDER OF BUSINESS

SB 2302: REP. KREIDT (Appropriations Committee) MOVED that the amendments on HJ page 1250 be adopted and then be placed on the Fourteenth order with **DO NOT PASS**, which motion prevailed.

SECOND READING OF SENATE BILL

SB 2302: A BILL for an Act to provide an appropriation to the state department of health for providing grants to domestic violence sexual assault organizations.

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 42 YEAS, 49 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Amerman; Boe; Boucher; Carlisle; Charging; Conrad; Dahl; Delmore; Ekstrom; Glassheim; Griffin; Gruchalla; Gulleson; Hanson; Hawken; Hunsakor; Johnson, N.; Kaldor; Kelsh, S.; Kerzman; Kretschmar; Martinson; Meier, L.; Metcalf; Meyer, S.; Mueller; Myxter; Nottestad; Onstad; Owens; Pinkerton; Potter; Schmidt; Schneider; Solberg; Thorpe; Vig; Weiler; Williams; Wolf; Zaiser

NAYS: Bellew; Belter; Berg; Boehning; Brandenburg; Carlson; Clark; Damschen; Dietrich; Dosch; Drovdal; Froseth; Grande; Haas; Hatlestad; Headland; Heller; Herbel; Hofstad; Johnson, D.; Karls; Kasper; Keiser; Kelsch, R.; Kempenich; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Monson; Nelson; Pietsch; Pollert; Porter; Price; Ruby; Skarphol; Sukut; Svedjan; Thoreson; Uglem; Vigesaas; Wald; Wall; Weisz; Wieland; Wrangham; Speaker Delzer

ABSENT AND NOT VOTING: DeKrey; Froelich; Kroeber

SB 2302, as amended, lost.

SIXTH ORDER OF BUSINESS

SB 2206, as engrossed and amended: REP. HELLER (Agriculture Committee) MOVED that the amendments on HJ page 1272 be adopted and then be placed on the Fourteenth order with **DO PASS**, which motion prevailed.

SECOND READING OF SENATE BILL

SB 2206: A BILL for an Act to provide for a legislative council study of branding laws, penalties, registration, and certificates of ownership.

ROLL CALL

The question being on the final passage of the further amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 42 YEAS, 49 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Amerman; Berg; Boe; Boucher; Conrad; Delmore; Ekstrom; Glassheim; Griffin; Gulleson; Hanson; Hawken; Heller; Herbel; Hunsakor; Johnson, D.; Johnson, N.; Keiser; Kelsch, R.; Kelsh, S.; Kerzman; Kingsbury; Klemin; Kretschmar; Meier, L.; Metcalf; Meyer, S.; Mueller; Nelson; Onstad; Owens; Potter; Price; Schmidt; Schneider; Solberg; Uglem; Vig; Wall; Williams; Wolf; Zaiser

NAYS: Aarsvold; Bellew; Belter; Boehning; Brandenburg; Carlisle; Carlson; Charging; Clark; Dahl; Damschen; Dietrich; Dosch; Drovdal; Froseth; Grande; Gruchalla; Haas; Hatlestad; Headland; Hofstad; Kaldor; Karls; Kasper; Kempenich; Klein; Koppelman; Kreidt; Martinson; Monson; Myxter; Nottestad; Pietsch; Pinkerton; Pollert; Porter; Ruby; Skarphol; Sukut; Svedjan; Thoreson; Thorpe; Vigesaas; Wald; Weiler; Weisz; Wieland; Wrangham; Speaker Delzer

ABSENT AND NOT VOTING: DeKrey; Froelich; Kroeber

Engrossed SB 2206, as further amended, lost.

CONSIDERATION OF MESSAGE FROM THE SENATE

REP. KEISER MOVED that the House do not concur in the Senate amendments to Engrossed HB 1417 as printed on HJ pages 1326-1327 and that a conference committee be appointed to meet with a like committee from the Senate, which motion prevailed on a voice vote.

APPOINTMENT OF CONFERENCE COMMITTEE

THE SPEAKER APPOINTED as a Conference Committee on Engrossed HB 1417: Reps. Clark, Dietrich, Boe.

CONSIDERATION OF MESSAGE FROM THE SENATE

REP. HAAS MOVED that the House do not concur in the Senate amendments to Engrossed HB 1504 as printed on HJ page 1327 and that a conference committee be appointed to meet with a like committee from the Senate, which motion prevailed on a voice vote.

APPOINTMENT OF CONFERENCE COMMITTEE

THE SPEAKER APPOINTED as a Conference Committee on Engrossed HB 1504: Reps. Kasper, Weiler, Potter.

APPOINTMENT OF CONFERENCE COMMITTEE

REP. HAAS MOVED that the Speaker appoint a committee of three to act with a like committee from the Senate as a Conference Committee on SB 2090, which motion prevailed.

THE SPEAKER APPOINTED as a Conference Committee on:

SB 2090: Reps. Haas, Grande, Schneider

APPOINTMENT OF CONFERENCE COMMITTEE

REP. KEISER MOVED that the Speaker appoint a committee of three to act with a like committee from the Senate as a Conference Committee on SB 2094, which motion prevailed.

THE SPEAKER APPOINTED as a Conference Committee on:

SB 2094: Reps. Dosch, Ruby, Zaiser

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

MR. PRESIDENT: The House has amended, subsequently passed, and the emergency clause carried: SB 2030.

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

MR. PRESIDENT: The House has amended and subsequently failed to pass: SB 2206, SB 2302.

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

MR. PRESIDENT: The House does not concur in the Senate amendments to HB 1417 and HB 1504 and the Speaker has appointed as a conference committee to act with a like committee from the Senate on:

HB 1417: Reps. Clark; Dietrich; Boe

HB 1504: Reps. Kasper; Weiler; Potter

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

MR. PRESIDENT: The Speaker has appointed as a conference committee to act with a like committee from the Senate on:

SB 2090: Reps. Haas; Grande; Schneider

SB 2094: Reps. Dosch; Ruby; Zaiser

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

MR. SPEAKER: The Senate has concurred in the House amendments and subsequently passed: SB 2248.

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

MR. SPEAKER: The Senate has amended and subsequently passed: HB 1002.

SENATE AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1002

Page 2, line 18, replace "544,244" with "556,341"

Page 2, line 22, replace "843,968" with "856,065"

Page 2, line 23, replace "843,968" with "856,065"

Page 2, line 26, replace "4,432,566" with "5,196,049"

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

Page 2, line 29, replace "(2,952)" with "(101,022)"

Page 3, line 2, replace "9,854,165" with "9,857,710"

Page 3, line 4, replace "9,172,444" with "9,175,989"

Page 3, line 11, replace "10,115,001" with "10,130,643"

Page 3, line 13, replace "10,808,557" with "10,824,199"

Page 3, line 21, replace "7,067,155" with "7,079,252"

Page 3, line 25, replace "9,434,571" with "9,446,668"

Page 3, line 26, replace "9,434,571" with "9,446,668"

Page 3, line 29, replace "41,384,854" with "42,148,337"

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

Page 4, line 1, replace "703,819" with "605,749"

Page 4, line 5, replace "59,021,379" with "59,024,924"

Page 4, line 7, replace "57,119,701" with "57,123,246"

Page 4, line 14, replace "66,972,870" with "66,988,512"

Page 4, line 16, replace "69,173,904" with "69,189,546"

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

House Bill No. 1002 - Summary of Senate Action

| | EXECUTIVE BUDGET | HOUSE VERSION | SENATE CHANGES | SENATE VERSION |
|-----------------------------|---------------------|------------------|-------------------|-------------------|
| Supreme Court | | | | |
| Total all funds | \$9,470,328 | \$9,434,571 | \$12,097 | \$9,446,668 |
| Less estimated income | | | | |
| General fund | \$9,470,328 | \$9,434,571 | \$12,097 | \$9,446,668 |
| District Courts | | | | |
| Total all funds | \$59,280,090 | \$59,021,379 | \$3,545 | \$59,024,924 |
| Less estimated income | 1,901,678 | 1,901,678 | | 1,901,678 |
| General fund | \$57,378,412 | \$57,119,701 | \$3,545 | \$57,123,246 |
| Judicial Conduct Commission | | | | |
| Total all funds | \$717,954 | \$717,954 | \$0 | \$717,954 |
| Less estimated income | 299,356 | 299,356 | | 299,356 |
| General fund | \$418,598 | \$418,598 | \$0 | \$418,598 |
| Bill Total | | | | |
| Total all funds | \$69,468,372 | \$69,173,904 | \$15,642 | \$69,189,546 |
| Less estimated income | 2,201,034 | 2,201,034 | | 2,201,034 |
| General fund | \$67,267,338 | \$66,972,870 | \$15,642 | \$66,988,512 |

House Bill No. 1002 - Supreme Court - Senate Action

| | EXECUTIVE BUDGET | HOUSE VERSION | SENATE CHANGES | HOUSE VERSION |
|-----------------------|---------------------|------------------|-------------------|------------------|
| Salaries and wages | \$7,102,912 | \$7,067,155 | \$12,097 | \$7,079,252 |
| Operating expenses | 2,149,185 | 2,149,185 | | 2,149,185 |
| Capital assets | 96,000 | 96,000 | | 96,000 |
| Judges' retirement | 122,231 | 122,231 | | 122,231 |
| Total all funds | \$9,470,328 | \$9,434,571 | \$12,097 | \$9,446,668 |
| Less estimated income | | | | |
| General fund | 9,470,328 | \$9,434,571 | \$12,097 | \$9,446,668 |
| FTE | 45.00 | 45.00 | 0.00 | 45.00 |

Dept. 181 - Supreme Court - Detail of Senate Changes

| | CHANGES SALARIES FOR SUPREME COURT JUSTICES ¹ | TOTAL SENATE CHANGES |
|-----------------------|--|----------------------------|
| Salaries and wages | \$12,097 | \$12,097 |
| Operating expenses | | |
| Capital assets | | |
| Judges' retirement | | |
| Total all funds | \$12,097 | \$12,097 |
| Less estimated income | | |
| General fund | \$12,097 | \$12,097 |
| FTE | 0.00 | 0.00 |

¹ Changes the salary increases for Supreme Court justices to reflect the cost of funding the second year of the \$2,000 salary increase provided effective July 1, 2007.

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

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

House Bill No. 1002 - District Courts - Senate Action

| | EXECUTIVE BUDGET | HOUSE VERSION | SENATE CHANGES | SENATE VERSION |
|--------------------------------|---------------------|------------------|-------------------|-------------------|
| Salaries and wages | \$42,305,433 | \$41,384,854 | \$763,483 | \$42,148,337 |
| Operating expenses | 14,635,431 | 15,297,299 | (661,868) | 14,635,431 |
| Capital assets | 458,583 | 458,583 | | 458,583 |
| Judges' retirement | 703,819 | 703,819 | (98,070) | 605,749 |
| UND Central Legal Research | 80,000 | 80,000 | | 80,000 |
| Alternative dispute resolution | 20,000 | 20,000 | | 20,000 |
| Mediation | <u>1,076,824</u> | <u>1,076,824</u> | | <u>1,076,824</u> |
| Total all funds | \$59,280,090 | \$59,021,379 | \$3,545 | \$59,024,924 |
| Less estimated income | <u>1,901,678</u> | <u>1,901,678</u> | | <u>1,901,678</u> |
| General fund | \$57,378,412 | \$57,119,701 | \$3,545 | \$57,123,246 |
| FTE | 294.00 | 289.00 | 0.00 | 289.00 |

Dept. 182 - District Courts - Detail of Senate Changes

| | CHANGES THE SALARIES FOR DISTRICT COURT JUDGES 1 | ADJUSTS FUNDING FOR MEDIATION PILOT PROJECT 2 | DECREASES FUNDING FOR JUDGES' RETIREMENT 3 | TOTAL SENATE CHANGES |
|--------------------------------|---|---|---|----------------------------|
| Salaries and wages | \$101,615 | \$661,868 | | \$763,483 |
| Operating expenses | | (661,868) | | (661,868) |
| Capital assets | | | | |
| Judges' retirement | | | (\$98,070) | (98,070) |
| UND Central Legal Research | | | | |
| Alternative dispute resolution | | | | |
| Mediation | | | | |
| Total all funds | \$101,615 | \$0 | (\$98,070) | \$3,545 |
| Less estimated income | | | | |
| General fund | \$101,615 | \$0 | (\$98,070) | \$3,545 |
| FTE | 0.00 | 0.00 | 0.00 | 0.00 |

¹ Changes the salary increases for district court judges to reflect the cost of funding the second year of the \$2,000 salary increase provided effective July 1, 2007.

² This amendment adjusts funding for the mediation pilot project. The total funding for the mediation pilot project, including salaries and wages and operations, are included in a separate line item. This amendment continues the House change to provide for contract mediators rather than FTE positions.

³ The Senate adjusted the funding needed for judges' retirement due to a qualifying judge recently passing away.

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

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

MESSAGE TO THE HOUSE FROM THE SENATE (WILLIAM R. HORTON, SECRETARY)
MR. SPEAKER: The Senate has amended, subsequently passed, and the emergency clause carried: HB 1003.

SENATE AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1003

Page 1, line 6, replace "sections 1 and 2 of House Bill No. 1031, as" with "section 15-12-27 of the North Dakota Century Code, relating to North Dakota state university's eighteenth street development fund"

Page 1, line 7, remove "approved by the sixtieth legislative assembly, relating to the budgeting process"

Page 5, replace lines 5 through 31 with:

"SECTION 2. FUNDING ADJUSTMENTS OR ENHANCEMENTS INFORMATION. The amounts identified in this section represent the funding adjustments or enhancements to the base funding level for the North Dakota university system office and to the various entities and institutions under the supervision of the state board of higher education which are included in the appropriation in section 3 of this Act as follows:

Subdivision 1.

NORTH DAKOTA UNIVERSITY SYSTEM OFFICE AND INSTITUTIONS

| | |
|--|----------------|
| Capital assets | \$2,475,971 |
| Competitive research program | 460,000 |
| Board initiatives | (1,486,500) |
| System governance | 514,972 |
| Common information services | 10,914,000 |
| Operations pool | (388,559) |
| Equity pool | (2,000,000) |
| Contingency and capital emergency | (436,923) |
| Student financial assistance grants | 2,483,095 |
| Professional student exchange program | 595,666 |
| Scholars program | 616,489 |
| Native American scholarships | 128,638 |
| Education incentive programs | <u>512,412</u> |
| Total all funds - Adjustments/enhancements | \$14,389,261 |
| Less estimated income - Adjustments/enhancements | <u>43,954</u> |
| Total general fund - Adjustments/enhancements | \$14,345,307 |

Subdivision 2.

BISMARCK STATE COLLEGE

| | |
|--|------------------|
| Operations | \$2,917,590 |
| Capital assets | <u>2,707,161</u> |
| Total all funds - Adjustments/enhancements | \$5,624,751 |
| Less estimated income - Adjustments/enhancements | <u>1,962,255</u> |
| Total general fund - Adjustments/enhancements | \$3,662,496 |

Subdivision 3.

LAKE REGION STATE COLLEGE

| | |
|--|------------------|
| Operations | \$1,137,678 |
| Capital assets | <u>2,745,667</u> |
| Total all funds - Adjustments/enhancements | \$3,883,345 |
| Less estimated income - Adjustments/enhancements | <u>3,007,600</u> |
| Total general fund - Adjustments/enhancements | \$875,745 |

Subdivision 4.

WILLISTON STATE COLLEGE

| | |
|--|--------------------|
| Operations | \$886,105 |
| Capital assets | <u>(5,879,277)</u> |
| Total all funds - Adjustments/enhancements | (\$4,993,172) |
| Less estimated income - Adjustments/enhancements | <u>(5,660,000)</u> |
| Total general fund - Adjustments/enhancements | \$666,828 |

Subdivision 5.

UNIVERSITY OF NORTH DAKOTA

| | |
|--|---------------------|
| Operations | \$14,728,428 |
| Capital assets | <u>(18,303,224)</u> |
| Total all funds - Adjustments/enhancements | (\$3,574,796) |
| Less estimated income - Adjustments/enhancements | <u>(24,131,554)</u> |
| Total general fund - Adjustments/enhancements | \$20,556,758 |

Subdivision 6.

NORTH DAKOTA STATE UNIVERSITY

| | |
|--|------------------|
| Operations | \$14,013,525 |
| Capital assets | <u>4,016,935</u> |
| Total all funds - Adjustments/enhancements | \$18,030,460 |

| | |
|--|--------------|
| Less estimated income - Adjustments/enhancements | (3,500,000) |
| Total general fund - Adjustments/enhancements | \$21,530,460 |

Subdivision 7.

NORTH DAKOTA STATE COLLEGE OF SCIENCE

| | |
|--|------------------|
| Operations | \$2,823,065 |
| Capital assets | <u>1,198,613</u> |
| Total all funds - Adjustments/enhancements | \$4,021,678 |
| Less estimated income - Adjustments/enhancements | (1,104,920) |
| Total general fund - Adjustments/enhancements | \$5,126,598 |

Subdivision 8.

DICKINSON STATE UNIVERSITY

| | |
|--|------------------|
| Operations | \$2,186,729 |
| Capital assets | <u>(465,484)</u> |
| Total all funds - Adjustments/enhancements | \$1,721,245 |
| Less estimated income - Adjustments/enhancements | (1,100,557) |
| Total general fund - Adjustments/enhancements | \$2,821,802 |

Subdivision 9.

MAYVILLE STATE UNIVERSITY

| | |
|--|----------------|
| Operations | \$886,159 |
| Capital assets | <u>130,969</u> |
| Total all funds - Adjustments/enhancements | \$1,017,128 |
| Less estimated income - Adjustments/enhancements | (600,000) |
| Total general fund - Adjustments/enhancements | \$1,617,128 |

Subdivision 10.

MINOT STATE UNIVERSITY

| | |
|--|----------------|
| Operations | \$2,954,699 |
| Capital assets | <u>367,024</u> |
| Total all funds - Adjustments/enhancements | \$3,321,723 |
| Less estimated income - Adjustments/enhancements | (7,295,850) |
| Total general fund - Adjustments/enhancements | \$10,617,573 |

Subdivision 11.

VALLEY CITY STATE UNIVERSITY

| | |
|---|------------------|
| Operations | \$1,577,070 |
| Capital assets | <u>2,487,819</u> |
| Total general fund - Adjustments/enhancements | \$4,064,889 |

Subdivision 12.

MINOT STATE UNIVERSITY - BOTTINEAU

| | |
|--|--------------------|
| Operations | \$437,017 |
| Capital assets | <u>(5,699,023)</u> |
| Total all funds - Adjustments/enhancements | (\$5,262,006) |
| Less estimated income - Adjustments/enhancements | (5,987,095) |
| Total general fund - Adjustments/enhancements | \$725,089 |

Subdivision 13.

UNIVERSITY OF NORTH DAKOTA SCHOOL OF MEDICINE
AND HEALTH SCIENCES

| | |
|---|-------------|
| Operations | \$3,213,936 |
| Total general fund - Adjustments/enhancements | \$3,213,936 |

Subdivision 14.

NORTH DAKOTA FOREST SERVICE

| | |
|--|----------------|
| Operations | \$433,085 |
| Capital assets | <u>78,566</u> |
| Total all funds - Adjustments/enhancements | \$511,651 |
| Less estimated income - Adjustments/enhancements | <u>22,485</u> |
| Total general fund - Adjustments/enhancements | \$489,166 |
| Total general fund - Section 2 | \$90,313,775 |
| Total estimated income - Section 2 | (\$44,343,682) |
| Total all funds - Section 2 | \$45,970,093 |

SECTION 3. APPROPRIATION. The funds provided in this section, or so much of the funds as may be necessary, are appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, and from special funds derived from federal funds and other income, to the North Dakota university system

office and the various entities and institutions under the supervision of the state board of higher education for the purpose of defraying the expenses of those entities and institutions, for the biennium beginning July 1, 2007, and ending June 30, 2009, as follows:

Subdivision 1.

NORTH DAKOTA UNIVERSITY SYSTEM OFFICE AND INSTITUTIONS

| | |
|---------------------------------------|------------------|
| Capital assets | \$16,754,112 |
| Competitive research program | 5,650,000 |
| Board initiatives | 398,500 |
| System governance | 6,083,394 |
| Title II | 695,600 |
| Common information services | 31,477,093 |
| Professional liability insurance | 1,350,000 |
| Student financial assistance grants | 5,987,497 |
| Professional student exchange program | 2,722,946 |
| Scholars program | 1,478,566 |
| Native American scholarships | 380,626 |
| Education incentive programs | 1,740,314 |
| Total all funds | \$74,718,648 |
| Less estimated income | <u>2,643,730</u> |
| Total general fund appropriation | \$72,074,918 |

Subdivision 2.

BISMARCK STATE COLLEGE

| | |
|----------------------------------|------------------|
| Operations | \$19,783,138 |
| Capital assets | <u>6,695,942</u> |
| Total all funds | \$26,479,080 |
| Less estimated income | <u>5,707,555</u> |
| Total general fund appropriation | \$20,771,525 |

Subdivision 3.

LAKE REGION STATE COLLEGE

| | |
|----------------------------------|------------------|
| Operations | \$6,527,667 |
| Capital assets | <u>3,133,204</u> |
| Total all funds | \$9,660,871 |
| Less estimated income | <u>3,007,600</u> |
| Total general fund appropriation | \$6,653,271 |

Subdivision 4.

WILLISTON STATE COLLEGE

| | |
|----------------------------------|------------------|
| Operations | \$6,639,102 |
| Capital assets | <u>2,257,198</u> |
| Total all funds | \$8,896,300 |
| Less estimated income | <u>2,300,000</u> |
| Total general fund appropriation | \$6,596,300 |

Subdivision 5.

UNIVERSITY OF NORTH DAKOTA

| | |
|----------------------------------|-------------------|
| Operations | \$107,280,030 |
| Capital assets | <u>81,828,875</u> |
| Total all funds | \$189,108,905 |
| Less estimated income | <u>73,700,000</u> |
| Total general fund appropriation | \$115,408,905 |

Subdivision 6.

NORTH DAKOTA STATE UNIVERSITY

| | |
|----------------------------------|-------------------|
| Operations | \$89,818,175 |
| Capital assets | <u>43,209,161</u> |
| Total all funds | \$133,027,336 |
| Less estimated income | <u>34,000,000</u> |
| Total general fund appropriation | \$99,027,336 |

Subdivision 7.

NORTH DAKOTA STATE COLLEGE OF SCIENCE

| | |
|----------------------------------|------------------|
| Operations | \$27,809,893 |
| Capital assets | <u>4,756,865</u> |
| Total all funds | \$32,566,758 |
| Less estimated income | <u>1,700,000</u> |
| Total general fund appropriation | \$30,866,758 |

| | | |
|--|--|---------------------|
| Subdivision 8. | DICKINSON STATE UNIVERSITY | |
| Operations | | \$16,898,356 |
| Capital assets | | <u>9,018,763</u> |
| Total all funds | | \$25,917,119 |
| Less estimated income | | <u>8,000,000</u> |
| Total general fund appropriation | | \$17,917,119 |
| Subdivision 9. | MAYVILLE STATE UNIVERSITY | |
| Operations | | \$9,889,789 |
| Capital assets | | <u>1,989,963</u> |
| Total all funds | | \$11,879,752 |
| Less estimated income | | <u>900,000</u> |
| Total general fund appropriation | | \$10,979,752 |
| Subdivision 10. | MINOT STATE UNIVERSITY | |
| Operations | | \$30,170,548 |
| Capital assets | | <u>9,578,894</u> |
| Total all funds | | \$39,749,442 |
| Less estimated income | | <u>1,239,150</u> |
| Total general fund appropriation | | \$38,510,292 |
| Subdivision 11. | VALLEY CITY STATE UNIVERSITY | |
| Operations | | \$13,383,596 |
| Capital assets | | <u>2,996,235</u> |
| Total general fund appropriation | | \$16,379,831 |
| Subdivision 12. | MINOT STATE UNIVERSITY - BOTTINEAU | |
| Operations | | \$4,771,477 |
| Capital assets | | <u>410,702</u> |
| Total all funds | | \$5,182,179 |
| Less estimated income | | <u>12,905</u> |
| Total general fund appropriation | | \$5,169,274 |
| Subdivision 13. | UNIVERSITY OF NORTH DAKOTA SCHOOL OF MEDICINE AND HEALTH SCIENCES | |
| Operations | | <u>\$34,574,938</u> |
| Total general fund appropriation | | \$34,574,938 |
| Subdivision 14. | NORTH DAKOTA FOREST SERVICE | |
| Operations | | \$3,358,731 |
| Capital assets | | <u>180,204</u> |
| Total all funds | | \$3,538,935 |
| Less estimated income | | <u>997,486</u> |
| Total general fund appropriation | | \$2,541,449 |
| Total general fund appropriation - Section 3 | | \$477,471,668 |
| Total estimated income appropriation - Section 3 | | \$134,208,426 |
| Total all funds appropriation - Section 3 | | \$611,680,094 |
| Grand total general fund appropriation - H.B. 1003 | | \$477,471,668 |
| Grand total estimated income appropriation - H.B. 1003 | | \$156,922,426 |
| Grand total all funds appropriation - H.B. 1003 | | \$634,394,094" |

Page 6, remove lines 1 through 31

Page 7, remove lines 1 through 30

Page 8, remove lines 1 through 30

Page 9, remove lines 1 through 30

Page 10, remove lines 1 through 31

Page 11, remove lines 1 through 30

Page 12, remove lines 1 through 23

Page 12, line 24, after "**INITIATIVES**" insert "- **REPORT TO THE SIXTY-FIRST LEGISLATIVE ASSEMBLY**", after "The" insert "board initiatives line item in subdivision 1 of section 3 of this Act includes the", and remove "of the funding included in"

Page 12, line 25, remove "the board initiatives line item in subdivision 1 of section 3 of this Act must be used"

Page 12, line 26, after "funds" insert "and the sum of \$98,500 for a recruiting initiative for Minot state university and Minot state university - Bottineau. Minot state university shall provide additional funding of \$98,500 from special funds for the initiative. The funding for the initiative is provided for a two-year pilot basis. Both Minot state university and Minot state university - Bottineau shall report on the effectiveness of the initiative to the appropriations committees of the sixty-first legislative assembly"

Page 13, remove lines 1 through 4

Page 13, line 5, replace "\$28,652,267" with "\$31,477,093"

Page 13, remove lines 14 through 18

Page 13, line 25, replace "\$317,460" with "\$523,380"

Page 16, remove lines 27 through 31

Page 17, line 1, after "**LIMIT**" insert "- **BUDGET SECTION APPROVAL**"

Page 17, line 4, after "year" insert "unless the board receives prior budget section approval"

Page 17, line 7, replace "\$42,322,010" with "\$39,979,343"

Page 17, line 12, replace "2,400,000" with "2,773,800"

Page 17, line 13, replace "3,700,000" with "6,000,000"

Page 17, line 15, replace "11,559,500" with "11,143,033"

Page 17, line 16, replace "23,431,710" with "18,831,710"

Page 17, line 18, replace "42,322,010" with "39,979,343"

Page 17, remove lines 19 through 31

Page 18, remove lines 1 through 15

Page 18, line 17, replace "make available" with "use"

Page 18, line 19, replace "the payment of any consulting services relating to the legislative" with "completing and furnishing the thatcher hall renovation and addition at Minot state university - Bottineau"

Page 18, line 20, remove "council study of higher education"

Page 18, after line 21, insert:

"SECTION 20. LEGISLATIVE INTENT - NORTHERN TIER NETWORK. It is the intent of the sixtieth legislative assembly that higher education institutions utilizing the northern tier network be responsible for funding the related ongoing maintenance costs for the network.

SECTION 21. NORTH DAKOTA STATE UNIVERSITY - COLLEGE OF BUSINESS BUILDING. The state board of higher education may enter an agreement or agreements with the North Dakota state university foundation or other private entity and do all things necessary and proper to authorize construction by the foundation or other private entity of a college of business building off the North Dakota state university campus, using donations, gifts, or other private funds.

SECTION 22. LEGISLATIVE COUNCIL STUDY - HIGHER EDUCATION.

1. The legislative council shall consider appointing a higher education committee for the 2007-08 interim. If appointed, the committee shall spend a majority of time studying the means by which the North Dakota university system can further contribute to developing and attracting the human capital to meet North Dakota's economic and workforce needs, and if time allows, the committee may visit select higher education institutions.
2. The study must focus on ways to increase postsecondary access, improve the quality of education, contain costs and other means, including productivity, to maximize the usage of the North Dakota university system in meeting the human capital needs of the state.
3. The study must include a review of policy recommendations, as appropriate, which address the postsecondary delivery system, including the mix of institutions, educational attainment gaps, degree production gaps, recruitment and retention of students, and workforce training needs.
4. The study must include a review of the impact of the state's changing demographics on the university system long-term financing plan.
5. The study must recommend goals for each of the higher education cornerstones.
6. The study may include the use of a higher education roundtable format.
7. The legislative council shall report its findings and recommendations, together with any legislation required to implement the recommendations, to the sixty-first legislative assembly.
8. The state board of higher education also shall take the recommendations into account and make appropriate changes to practices, board policy, and budget needs and allocation.

SECTION 23. LEGISLATIVE COUNCIL STUDY - PROFESSIONAL STUDENT EXCHANGE PROGRAMS. The legislative council shall consider studying, during the 2007-08 interim, higher education professional student exchange programs. The study should include review of:

1. The amount of annual tuition and fees paid by students for health care-related professional education programs.
2. The amount of annual support fees paid by the state for health care-related professional education programs.
3. The number of state-supported slots funded and demand for state-supported slots, including the consideration of basing the number of slots on the estimated workforce needs to fill positions due to retirements, geographic, and professional specific service needs.
4. The present repayment provisions and loan forgiveness programs to determine cost-effectiveness, equality issues, and development of program enhancements that would aid in the recruitment of professional students to return to the state to practice their chosen profession.
5. Discontinuation of the contracts with the western interstate commission on higher education for access to veterinary medicine programs and consideration of negotiating contracts for veterinary medicine with Kansas, Iowa, and Minnesota.

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 20, line 9, replace "Sections 1 and 2 of House Bill No. 1031, as approved by the" with "Section 15-12-27 of the North Dakota Century Code is"

Page 20, line 10, remove "sixtieth legislative assembly, are"

Page 20, line 16, replace "9" with "7, 13,"

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

House Bill No. 1003 - Summary of Senate Action

| | EXECUTIVE BUDGET | HOUSE VERSION | SENATE CHANGES | SENATE VERSION |
|---------------------------------------|---------------------|------------------|-------------------|-------------------|
| University System office | | | | |
| Total all funds | \$73,348,533 | \$72,080,990 | \$2,637,658 | \$74,718,648 |
| Less estimated income | 2,437,810 | 2,686,810 | (43,080) | 2,643,730 |
| General fund | \$70,910,723 | \$69,394,180 | \$2,680,738 | \$72,074,918 |
| Bismarck State College | | | | |
| Total all funds | \$20,799,330 | \$20,587,433 | \$5,891,647 | \$26,479,080 |
| Less estimated income | 27,805 | 27,805 | 5,679,750 | 5,707,555 |
| General fund | \$20,771,525 | \$20,559,628 | \$211,897 | \$20,771,525 |
| Lake Region State College | | | | |
| Total all funds | \$9,660,871 | \$9,607,299 | \$53,572 | \$9,660,871 |
| Less estimated income | 3,007,600 | 2,007,600 | 1,000,000 | 3,007,600 |
| General fund | \$6,653,271 | \$7,599,699 | (\$946,428) | \$6,653,271 |
| Williston State College | | | | |
| Total all funds | \$7,996,300 | \$8,830,366 | \$65,934 | \$8,896,300 |
| Less estimated income | 1,400,000 | 2,300,000 | | 2,300,000 |
| General fund | \$6,596,300 | \$6,530,366 | \$65,934 | \$6,596,300 |
| University of North Dakota | | | | |
| Total all funds | \$193,608,905 | \$191,861,920 | \$1,246,985 | \$193,108,905 |
| Less estimated income | 78,200,000 | 74,100,000 | 3,600,000 | 77,700,000 |
| General fund | \$115,408,905 | \$117,761,920 | (\$2,353,015) | \$115,408,905 |
| UND Medical Center | | | | |
| Total all funds | \$33,874,938 | \$34,238,963 | \$335,975 | \$34,574,938 |
| Less estimated income | | | | |
| General fund | \$33,874,938 | \$34,238,963 | \$335,975 | \$34,574,938 |
| North Dakota State University | | | | |
| Total all funds | \$119,527,336 | \$133,439,378 | \$11,587,958 | \$145,027,336 |
| Less estimated income | 20,500,000 | 35,500,000 | 10,500,000 | 46,000,000 |
| General fund | \$99,027,336 | \$97,939,378 | \$1,087,958 | \$99,027,336 |
| State College of Science | | | | |
| Total all funds | \$38,830,758 | \$38,917,159 | \$363,599 | \$39,280,758 |
| Less estimated income | 8,414,000 | 8,414,000 | | 8,414,000 |
| General fund | \$30,416,758 | \$30,503,159 | \$363,599 | \$30,866,758 |
| Dickinson State University | | | | |
| Total all funds | \$25,917,119 | \$25,729,961 | \$187,158 | \$25,917,119 |
| Less estimated income | 8,000,000 | 8,000,000 | | 8,000,000 |
| General fund | \$17,917,119 | \$17,729,961 | \$187,158 | \$17,917,119 |
| Mayville State University | | | | |
| Total all funds | \$11,736,719 | \$12,208,021 | (\$328,269) | \$11,879,752 |
| Less estimated income | 900,000 | 900,000 | | 900,000 |
| General fund | \$10,836,719 | \$11,308,021 | (\$328,269) | \$10,979,752 |
| Minot State University | | | | |
| Total all funds | \$39,698,842 | \$39,445,085 | \$304,357 | \$39,749,442 |
| Less estimated income | 5,575,550 | 1,239,150 | | 1,239,150 |
| General fund | \$34,123,292 | \$38,205,935 | \$304,357 | \$38,510,292 |
| Valley City State University | | | | |
| Total all funds | \$15,979,831 | \$15,851,252 | \$528,579 | \$16,379,831 |
| Less estimated income | | | | |
| General fund | \$15,979,831 | \$15,851,252 | \$528,579 | \$16,379,831 |
| Minot State University - Bottineau | | | | |
| Total all funds | \$5,182,179 | \$5,138,046 | \$44,133 | \$5,182,179 |
| Less estimated income | 12,905 | 12,905 | | 12,905 |
| General fund | \$5,169,274 | \$5,125,141 | \$44,133 | \$5,169,274 |
| Forest Service | | | | |
| Total all funds | \$3,538,935 | \$3,513,993 | \$24,942 | \$3,538,935 |
| Less estimated income | 997,486 | 997,486 | | 997,486 |
| General fund | \$2,541,449 | \$2,516,507 | \$24,942 | \$2,541,449 |
| Bill Total | | | | |
| Total all funds | \$599,700,596 | \$611,449,866 | \$22,944,228 | \$634,394,094 |
| Less estimated income | 129,473,156 | 136,185,756 | 20,736,670 | 156,922,426 |
| General fund | \$470,227,440 | \$475,264,110 | \$2,207,558 | \$477,471,668 |

House Bill No. 1003 - General Fund Summary

| | EXECUTIVE BUDGET | HOUSE VERSION | SENATE CHANGES | SENATE VERSION |
|-------------------------------|---------------------|------------------|-------------------|-------------------|
| University System office | \$70,910,723 | \$69,394,180 | \$2,680,738 | \$72,074,918 |
| Bismarck State College | 20,771,525 | 20,559,628 | 211,897 | 20,771,525 |
| Lake Region State College | 6,653,271 | 7,599,699 | (946,428) | 6,653,271 |
| Williston State College | 6,596,300 | 6,530,366 | 65,934 | 6,596,300 |
| University of North Dakota | 115,408,905 | 117,761,920 | (2,353,015) | 115,408,905 |
| UND Medical Center | 33,874,938 | 34,238,963 | 335,975 | 34,574,938 |
| North Dakota State University | 99,027,336 | 97,939,378 | 1,087,958 | 99,027,336 |
| State College of Science | 30,416,758 | 30,503,159 | 363,599 | 30,866,758 |
| Dickinson State University | 17,917,119 | 17,729,961 | 187,158 | 17,917,119 |
| Mayville State University | 10,836,719 | 11,308,021 | (328,269) | 10,979,752 |

| | | | | |
|------------------------------------|------------------|------------------|---------------|------------------|
| Minot State University | 34,123,292 | 38,205,935 | 304,357 | 38,510,292 |
| Valley City State University | 15,979,831 | 15,851,252 | 528,579 | 16,379,831 |
| Minot State University - Bottineau | 5,169,274 | 5,125,141 | 44,133 | 5,169,274 |
| Forest Service | <u>2,541,449</u> | <u>2,516,507</u> | <u>24,942</u> | <u>2,541,449</u> |
| Total general fund | \$470,227,440 | \$475,264,110 | \$2,207,558 | \$477,471,668 |

Detail of Senate Changes to the General Fund

| | RESTORES COMPENSATION PACKAGE TO 5/5 ¹ | INCREASES FUNDING FOR THE COMPETITIVE RESEARCH PROGRAM ² | INCREASES FUNDING FOR BOARD INITIATIVES ³ | INCREASES FUNDING FOR SUPPORT OF THE CONNECTND SYSTEM ⁴ | INCREASES FUNDING FOR THE NORTHERN TIER NETWORK ⁵ | REMOVES FUNDING FOR THE OPERATIONS POOL ⁶ |
|------------------------------------|--|--|---|---|---|--|
| University System office | \$199,479 | \$150,000 | \$98,500 | \$2,300,000 | \$373,800 | (\$144,559) |
| Bismarck State College | 211,897 | | | | | |
| Lake Region State College | 53,572 | | | | | |
| Williston State College | 65,934 | | | | | |
| University of North Dakota | 1,246,985 | | | | | |
| UND Medical Center | 335,975 | | | | | |
| North Dakota State University | 1,087,958 | | | | | |
| State College of Science | 263,599 | | | | | |
| Dickinson State University | 187,158 | | | | | |
| Mayville State University | 88,198 | | | | | |
| Minot State University | 304,357 | | | | | |
| Valley City State University | 128,579 | | | | | |
| Minot State University - Bottineau | 44,133 | | | | | |
| Forest Service | <u>24,942</u> | | | | | |
| Total general fund | \$4,242,766 | \$150,000 | \$98,500 | \$2,300,000 | \$373,800 | (\$144,559) |

| | REMOVES FUNDING FOR CONTINGENCY AND CAPITAL EMERGENCY ⁷ | INCREASES FUNDING FOR THE KANSAS STATE UNIVERSITY VETERINARY MEDICINE PROGRAM ⁸ | REMOVES FUNDING FOR EDUCATION INCENTIVE PROGRAMS ⁹ | ADJUSTS FUNDING FOR OPERATIONS | ADJUSTS FUNDING FOR CAPITAL ASSETS ¹⁰ | TOTAL GENERAL FUND CHANGES |
|------------------------------------|---|--|---|--------------------------------------|---|-------------------------------------|
| University System office | (\$296,482) | | | | | \$2,680,738 |
| Bismarck State College | | | | | | 211,897 |
| Lake Region State College | | | | | (\$1,000,000) | (946,428) |
| Williston State College | | | | | | 65,934 |
| University of North Dakota | | | | | (3,600,000) | (2,353,015) |
| UND Medical Center | | | | | | 335,975 |
| North Dakota State University | | | | | | 1,087,958 |
| State College of Science | | | | \$100,000 | | 363,599 |
| Dickinson State University | | | | | | 187,158 |
| Mayville State University | | | | | (416,467) | (328,269) |
| Minot State University | | | | | | 304,357 |
| Valley City State University | | | | 400,000 | | 528,579 |
| Minot State University - Bottineau | | | | | | 44,133 |
| Forest Service | | | | | | <u>24,924</u> |
| Total general fund | (\$296,482) | \$0 | \$0 | \$500,000 | (\$5,016,467) | \$2,207,558 |

House Bill No. 1003 - Other Funds Summary

| | EXECUTIVE BUDGET | HOUSE VERSION | SENATE CHANGES | SENATE VERSION |
|------------------------------------|---------------------|------------------|-------------------|-------------------|
| University System office | \$2,437,810 | \$2,686,810 | (\$243,080) | \$2,643,730 |
| Bismarck State College | 27,805 | 27,805 | 5,679,750 | 5,707,555 |
| Lake Region State College | 3,007,600 | 2,007,600 | 1,000,000 | 3,007,600 |
| Williston State College | 1,400,000 | 2,300,000 | | 2,300,000 |
| University of North Dakota | 78,200,000 | 74,100,000 | 3,600,000 | 77,700,000 |
| UND Medical Center | | | | |
| North Dakota State University | 20,500,000 | 35,500,000 | 10,500,000 | 46,000,000 |
| State College of Science | 8,414,000 | 8,414,000 | | 8,414,000 |
| Dickinson State University | 8,000,000 | 8,000,000 | | 8,000,000 |
| Mayville State University | 900,000 | 900,000 | | 900,000 |
| Minot State University | 5,575,550 | 1,239,150 | | 1,239,150 |
| Valley City State University | | | | |
| Minot State University - Bottineau | 12,905 | 12,905 | | 12,905 |
| Forest Service | <u>997,486</u> | <u>997,486</u> | | <u>997,486</u> |
| Total other funds | \$129,473,156 | \$136,185,756 | \$20,736,670 | \$156,922,426 |

Detail of Senate Changes to Other Funds

| | RESTORES COMPENSATION PACKAGE TO 5/5 ¹ | INCREASES FUNDING FOR THE COMPETITIVE RESEARCH PROGRAM ² | INCREASES FUNDING FOR BOARD INITIATIVES ³ | INCREASES FUNDING FOR SUPPORT OF THE CONNECTND SYSTEM ⁴ | INCREASES FUNDING FOR THE NORTHERN TIER NETWORK ⁵ | REMOVES FUNDING FOR THE OPERATIONS POOL ⁶ |
|----------------------------|--|--|---|---|---|--|
| University System office | | | | | | |
| Bismarck State College | | | | | | |
| Lake Region State College | | | | | | |
| Williston State College | | | | | | |
| University of North Dakota | | | | | | |
| UND Medical Center | | | | | | |

North Dakota State University
State College of Science
Dickinson State University
Mayville State University
Minot State University
Valley City State University
Minot State University -
Bottineau
Forest Service

| Total other funds | \$0 | \$0 | \$0 | \$0 | \$0 | \$0 |
|---|--|---|--|--------------------------------------|--|------------------------------------|
| | REMOVES FUNDING FOR CONTINGENCY AND CAPITAL EMERGENCY 7 | INCREASES FUNDING FOR THE KANSAS STATE UNIVERSITY VETERINARY MEDICINE PROGRAM 8 | REMOVES FUNDING FOR EDUCATION INCENTIVE PROGRAMS 9 | ADJUSTS FUNDING FOR OPERATIONS | ADJUSTS FUNDING FOR CAPITAL ASSETS 10 | TOTAL OTHER FUNDS CHANGES |
| University System office | | \$205,920 | (\$249,000) | | | (\$43,080) |
| Bismarck State College | | | | | \$5,679,750 | 5,679,750 |
| Lake Region State College | | | | | 1,000,000 | 1,000,000 |
| Williston State College | | | | | | |
| University of North Dakota | | | | | 3,600,000 | 3,600,000 |
| UND Medical Center | | | | | | |
| North Dakota State University | | | | | 10,500,000 | 10,500,000 |
| State College of Science | | | | | | |
| Dickinson State University | | | | | | |
| Mayville State University | | | | | | |
| Minot State University | | | | | | |
| Valley City State University | | | | | | |
| Minot State University - Bottineau Forest Service | | | | | | |
| Total other funds | \$0 | \$205,920 | (\$249,000) | \$0 | \$20,779,750 | \$20,736,670 |

House Bill No. 1003 - All Funds Summary

| | EXECUTIVE BUDGET | HOUSE VERSION | SENATE CHANGES | SENATE VERSION |
|---|---------------------|------------------|-------------------|-------------------|
| University System office | \$73,348,533 | \$72,080,990 | \$2,637,658 | \$74,718,648 |
| Bismarck State College | 20,799,330 | 20,587,433 | 5,891,647 | 26,479,080 |
| Lake Region State College | 9,660,871 | 9,607,299 | 53,572 | 9,660,871 |
| Williston State College | 7,996,300 | 8,830,366 | 65,934 | 8,896,300 |
| University of North Dakota | 193,608,905 | 191,861,920 | 1,246,985 | 193,108,905 |
| UND Medical Center | 33,874,938 | 34,238,963 | 335,975 | 34,574,938 |
| North Dakota State University | 119,527,336 | 133,439,378 | 11,587,958 | 145,027,336 |
| State College of Science | 38,830,758 | 38,917,159 | 363,599 | 39,280,758 |
| Dickinson State University | 25,917,119 | 25,729,961 | 187,158 | 25,917,119 |
| Mayville State University | 11,736,719 | 12,208,021 | (328,269) | 11,879,752 |
| Minot State University | 39,698,842 | 39,445,085 | 304,357 | 39,749,442 |
| Valley City State University | 15,979,831 | 15,851,252 | 528,579 | 16,379,831 |
| Minot State University - Bottineau Forest Service | 5,182,179 | 5,138,046 | 44,133 | 5,182,179 |
| | <u>3,538,935</u> | <u>3,513,993</u> | <u>24,942</u> | <u>3,538,935</u> |
| Total all funds | \$599,700,596 | \$611,449,866 | \$22,944,228 | \$634,394,094 |
| FTE | 2134.59 | 2136.59 | 0.00 | 2136.59 |

Detail of Senate Changes to All Funds

| | RESTORES COMPENSATION PACKAGE TO 5/5 1 | INCREASES FUNDING FOR THE COMPETITIVE RESEARCH PROGRAM 2 | INCREASES FUNDING FOR BOARD INITIATIVES 3 | INCREASES FUNDING FOR SUPPORT OF THE CONNECTND SYSTEM 4 | INCREASES FUNDING FOR THE NORTHERN TIER NETWORK 5 | REMOVES FUNDING FOR THE OPERATIONS POOL 6 |
|---|---|---|--|--|--|---|
| University System office | \$199,479 | \$150,000 | \$98,500 | \$2,300,000 | \$373,800 | (\$144,559) |
| Bismarck State College | 211,897 | | | | | |
| Lake Region State College | 53,572 | | | | | |
| Williston State College | 65,934 | | | | | |
| University of North Dakota | 1,246,985 | | | | | |
| UND Medical Center | 335,975 | | | | | |
| North Dakota State University | 1,087,958 | | | | | |
| State College of Science | 263,599 | | | | | |
| Dickinson State University | 187,158 | | | | | |
| Mayville State University | 88,198 | | | | | |
| Minot State University | 304,357 | | | | | |
| Valley City State University | 128,579 | | | | | |
| Minot State University - Bottineau Forest Service | 44,133 | | | | | |
| | <u>24,942</u> | | | | | |
| Total all funds | \$4,242,766 | \$150,000 | \$98,500 | \$2,300,000 | \$373,800 | (\$144,559) |
| FTE | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 |

| | REMOVES FUNDING FOR CONTINGENCY AND CAPITAL EMERGENCY 7 | INCREASES FUNDING FOR THE KANSAS STATE UNIVERSITY VETERINARY MEDICINE PROGRAM 8 | REMOVES FUNDING FOR EDUCATION INCENTIVE PROGRAMS 9 | ADJUSTS FUNDING FOR OPERATIONS | ADJUSTS FUNDING FOR CAPITAL ASSETS 10 | TOTAL ALL FUNDS CHANGES |
|--|--|---|--|--------------------------------------|--|----------------------------------|
|--|--|---|--|--------------------------------------|--|----------------------------------|

| | | | | | | |
|------------------------------------|-------------|-----------|-------------|-----------|--------------|--------------|
| University System office | (\$296,482) | \$205,920 | (\$249,000) | | | \$2,637,658 |
| Bismarck State College | | | | | \$5,679,750 | 5,891,647 |
| Lake Region State College | | | | | | 53,572 |
| Williston State College | | | | | | 65,934 |
| University of North Dakota | | | | | | 1,246,985 |
| UND Medical Center | | | | | | 335,975 |
| North Dakota State University | | | | | 10,500,000 | 11,587,958 |
| State College of Science | | | | \$100,000 | | 363,599 |
| Dickinson State University | | | | | | 187,158 |
| Mayville State University | | | | | (416,467) | (328,269) |
| Minot State University | | | | | | 304,357 |
| Valley City State University | | | | 400,000 | | 528,579 |
| Minot State University - Bottineau | | | | | | 44,133 |
| Forest Service | | | | | | 24,942 |
| Total all funds | (\$296,482) | \$205,920 | (\$249,000) | \$500,000 | \$15,763,283 | \$22,944,228 |
| FTE | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 |

1 This amendment restores funding for salary increases of 5 percent for each year of the 2007-09 biennium.

2 This amendment increases funding for competitive research by \$150,000 from the general fund, from \$5,550,000 as provided for in the executive budget recommendation to \$5,650,000.

3 This amendment increases funding for board initiatives by \$98,500 from the general fund, from \$300,000 to \$398,500. The funding of \$98,500 is to be used in conjunction with \$98,500 of special funds from Minot State University for a shared recruiting initiative for Minot State University and Minot State University - Bottineau. The initiative is a pilot project and both Minot State University and Minot State University - Bottineau are to report to the 61st Legislative Assembly on the effectiveness of the initiative.

4 This amendment increases one-time funding provided for support of the ConnectND system by \$2,300,000 from the general fund, from \$3,700,000 as provided for in the executive budget to \$6,000,000.

5 This amendment increases one-time funding for the Northern Tier Network project by \$373,800, from \$2,400,000 to \$2,773,800 from the general fund.

6 This amendment removes funding of \$144,559 from the general fund for the operations pool.

7 This amendment removes funding of \$296,482 from the general fund for contingency and capital emergency.

8 This amendment increases funding for the Kansas State University veterinary medicine program by \$205,920, from \$317,460 to \$523,380 from the student loan trust fund, to fund five new students per year in the 2007-09 biennium.

9 This amendment decreases funding for the education incentive programs by \$249,000, from \$1,989,314, as provided for by the House, to \$1,227,902. The additional funding of \$249,000 was related to increases in the teacher shortage loan forgiveness program as provided in House Bill No. 1249. House Bill No. 1249 was defeated by the Senate; therefore, the additional funding provided for in House Bill No. 1003 is removed.

10 Bismarck State College - This amendment appropriates funding of \$5,679,750 from special funds for reauthorization of the college's student housing project.

Lake Region State College - This amendment changes the funding source for the college's wind energy project as follows:

| | EXECUTIVE BUDGET | HOUSE VERSION | PROPOSED SENATE VERSION |
|---------------|---------------------|------------------|-------------------------------|
| General fund | | \$1,000,000 | |
| Special funds | <u>\$3,007,600</u> | <u>2,007,600</u> | <u>\$3,007,600</u> |
| Total | \$3,007,600 | \$3,007,600 | \$3,007,600 |

University of North Dakota - This amendment changes the funding source of the UND School of Medicine and Health Sciences new Bismarck family medicine residency facility as follows:

| | EXECUTIVE BUDGET | HOUSE VERSION | PROPOSED SENATE VERSION |
|---------------|---------------------|------------------|-------------------------------|
| General fund | | \$3,600,000 | |
| Special funds | <u>\$4,500,000</u> | <u>400,000</u> | <u>\$4,000,000</u> |
| Total | \$4,500,000 | \$4,000,000 | \$4,000,000 |

North Dakota State University - This amendment increases the special funds appropriation to the university to reauthorize the Bison Sports Arena renovation project by \$10,500,000, from \$15,000,000 to \$25,500,000.

Mayville State University - This amendment decreases funding added by the House for the payoff of special assessments and other deferred maintenance issues by \$416,467 from the general fund, from \$559,500 to \$143,033.

House Bill No. 1003 - Other Changes - Senate Action

This amendment also:

- Amends Section 17 of the engrossed bill to provide that the State Board of Higher Education shall limit any annual tuition increase for the 2007-08 and 2008-09 academic years to not more than 5 percent for each year unless the board receives prior Budget Section approval.

- Adds a section to provide that participating higher education institutions are responsible for funding maintenance costs associated with the Northern Tier Network.
- Adds a section to allow the State Board of Higher Education to authorize construction of a College of Business building off the North Dakota State University campus.
- Adds sections to provide for a study of higher education and professional student exchange programs and removes study language added by the House.
- Amends Section 23 of the engrossed bill relating to the use of unspent 2005-07 general fund appropriations to provide that the State Board of Higher Education shall use \$200,000 of the unspent 2005-07 general fund appropriation for completing and furnishing the Thatcher Hall renovation and addition at Minot State University - Bottineau.
- Amends Section 26 of the engrossed bill to remove the repeal of Sections 1 and 2 of House Bill No. 1031 and to repeal Section 15-12-27 of the North Dakota Century Code relating to North Dakota State University's 18th Street Development Fund.

MOTION

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

MOTION

REP. MONSON MOVED that the House be on the Fifth, Seventh, and Thirteenth orders of business and at the conclusion of those orders, the House stand adjourned until 8:30 a.m., Tuesday, April 3, 2007, which motion prevailed.

REPORT OF CONFERENCE COMMITTEE

HB 1088, as engrossed: Your conference committee (Sens. Hacker, Andrist, Potter and Reps. Dosch, Dietrich, Amerman) recommends that the **HOUSE ACCEDE** to the Senate amendments on HJ page 858 and place HB 1088 on the Seventh order.

Engrossed HB 1088 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE

HB 1157, as engrossed: Your conference committee (Sens. Olafson, Hacker, Warner and Reps. N. Johnson, Griffin, Hatlestad) recommends that the **HOUSE ACCEDE** to the Senate amendments on HJ pages 948-948 and place HB 1157 on the Seventh order.

Engrossed HB 1157 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE

HB 1348, as engrossed: Your conference committee (Sens. Cook, Tollefson, Anderson and Reps. Headland, Froseth, Froelich) recommends that the **SENATE RECEDE** from the Senate amendments on HJ pages 1109-1112 and place HB 1348 on the Seventh order.

Engrossed HB 1348 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE

HB 1402, as engrossed: Your conference committee (Sens. Freborg, Lyson, Triplett and Reps. Drovdal, Clark, Hanson) recommends that the **SENATE RECEDE** from the Senate amendments on HJ pages 845-845, adopt amendments as follows, and place HB 1402 on the Seventh order:

That the Senate recede from its amendments as printed on page 845 of the House Journal and page 613 of the Senate Journal and that Engrossed House Bill No. 1402 be amended as follows:

Page 1, line 16, replace "five" with "eight" and replace "two" with "four"

Renumber accordingly

Engrossed HB 1402 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE

HB 1422: Your conference committee (Sens. J. Lee, Dever, Warner and Reps. Weisz, Hofstad, Potter) recommends that the **HOUSE ACCEDE** to the Senate amendments on HJ pages 1068-1070 and place HB 1422 on the Seventh order.

HB 1422 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE

HB 1507, as engrossed: Your conference committee (Sens. Lyson, Olafson, Fiebiger and Reps. Koppelman, Charging, Griffin) recommends that the **SENATE RECEDE** from the Senate amendments on HJ pages 1048-1049, adopt amendments as follows, and place HB 1507 on the Seventh order:

That the Senate recede from its amendments as printed on pages 1048 and 1049 of the House Journal and page 809 of the Senate Journal and that Engrossed House Bill No. 1507 be amended as follows:

Page 1, line 11, after the underscored period insert "This section may not be used to shield the identity of the individual communicating with the public entity."

Renumber accordingly

Engrossed HB 1507 was placed on the Seventh order of business on the calendar.

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

Buell J. Reich, Chief Clerk