



## Measure Actions

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HJ=House Journal; SJ=Senate Journal

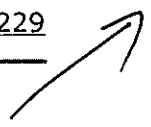
Introduced by Government and Veterans Affairs Committee

(Approved by the Delayed Bills Committee)

A concurrent resolution urging Congress to appoint an independent counsel to investigate the issue of American prisoners of war and those missing in action.

<b>03/23</b> House	Introduced, first reading	HJ1036
	Second reading, adopted	HJ1036
<b>03/23</b> Senate	Received from House	SJ 905
<b>04/09</b> Senate	Introduced, first reading, referred Government and Veterans Affairs	SJ1229
<b>04/13</b> Senate	Committee Hearing 11:00	
	Reported back, do pass, placed on calendar y 003 n 000	SJ1288
<b>04/14</b> Senate	Second reading, adopted	SJ1302
<b>04/14</b> House	Returned to House	HJ1451
<b>04/16</b> Senate	Signed by President	SJ1376
<b>04/20</b> House	Signed by Speaker	HJ1528
<b>04/20</b> House	Filed with Secretary of State	HJ1528

*NO House hearing but there was a Senate hearing*



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2009 SENATE GOVERNMENT AND VETERANS AFFAIRS

HCR 3065

## 2009 SENATE STANDING COMMITTEE MINUTES

Bill/Resolution No. 3065

Senate Government and Veterans Affairs Committee

Check here for Conference Committee

Hearing Date: 04/13/09

Recorder Job Number: 11827

Committee Clerk Signature

*Kate Oliver*

Minutes:

Chairman Dever called the committee to order and opened the public hearing on HCR 3065.

Roll was taken with Senator Cook and Senator Horne absent. Gene Kuba was there to speak in favor of the bill.

**Gene Kuba:** Gene Kuba from Bismarck, I am president of the coordinating council right now.

I work for Department of Veterans Affairs and I am familiar with the M.I.A. and P.O.W. issue.

There are 11 Vietnam Veterans, 29 Korea Veterans and the largest majority is for WWI WWII. I

will testify for the D.A.V. as I was state commander last year, and I talked to the present

commander and he gave me authority to say that they will support the resolution as written.

With that I will take any questions that you may have.

**Senator Nelson:** Do you happen to know what they are currently doing to find those lost in action?

**Gene Kuba:** I do not. We have had this resolution in the past, one of the 2 previous sessions, we had a resolution similar to this and I have not had time to follow up with it.

**Senator Dever:** I see that this urges the congress to appoint an independent counsel to investigate the issue of those lost. Have they done that yet?

**Gene Kuba:** They have their own independent study for Vietnam, not sure about other groups.

**Senator Dever:** There are 11 from Vietnam and 29 from Korea missing, correct?

**Gene Kuba:** All from North Dakota

**Senator Nelson:** None from Gulf War?

**Gene Kuba:** None, well maybe one from Ohio, but he was a civilian contractor.

**Senator Nelson:** Do we have M.I.A. and P.O.W. listed on the monument?

**Gene Kuba:** Yes, they are all listed on there.

**Senator Dever:** Seems to me that capitol grounds had something to do with it. Didn't legislative management committee have the responsibility of taking a look at it?

**Senator Dever:** We had another resolution that mentioned the millions that died in the Civil War; someone sent an email stating that is was high but not millions.

**Mike Fischer:** I was under the impression that it was turned over to the Heritage Center to get the names updated. Talk to Mr. Dave Herbstafer because he is up to speed on this.

**Gene Kuba:** He is the person to talk to; he has everything researched and thinks that he would be excellent to talk to him.

Chairman Dever closed public hearing on HCR 3065. Senator Nelson made a motion for a do pass with a second by Senator Oehlke. There was no further discussion, roll was taken, the motion passed 3-0-2, and Senator Dever carrying the bill to the floor.

Date: 4-13-09  
Roll Call Vote #: 1

Carrie  
Devel

2009 SENATE STANDING COMMITTEE ROLL CALL VOTES  
BILL/RESOLUTION NO. 8065

Senate \_\_\_\_\_ Committee

Check here for Conference Committee

Legislative Council Amendment Number \_\_\_\_\_

Action Taken Do Pass

Motion Made By Nelson Seconded By Oehlke

Representatives	Yes	No	Representatives	Yes	No
Dick Dever	X		Dwight Cook		
Dave Oehlke	X		Carolyn Nelson	X	
Robert M. Horne					

Total Yes 3 No 0

Absent 2

Floor Assignment \_\_\_\_\_

If the vote is on an amendment, briefly indicate intent:

**REPORT OF STANDING COMMITTEE (410)**  
April 13, 2009 12:33 p.m.

**Module No: SR-63-6917**  
**Carrier: Dever**  
**Insert LC: . Title: .**

**REPORT OF STANDING COMMITTEE**

**HCR 3065: Government and Veterans Affairs Committee (Sen. Dever, Chairman)**  
recommends **DO PASS** (3 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING).  
HCR 3065 was placed on the Fourteenth order on the calendar.