

**Organizational and Orientation Session
December 1, 2, 3, 2008**

JOURNAL OF THE HOUSE

Sixty-first Legislative Assembly

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Bismarck, December 1, 2008

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

The prayer was offered by Dr. Stephen Wisthoff, First Baptist Church, Bismarck.

COMMUNICATION FROM SECRETARY OF STATE ALVIN A. JAEGER

In accordance with Section 54-03-03 of the North Dakota Century Code, I certify the enclosed list is a true and correct record of members of the House elected in the General Election held on November 4, 2008.

Each member was issued a Certificate of Election after the State Canvassing Board certified the results of the Election on November 18, 2008. The Certificates of Election were prepared by the Secretary of State and signed by the Governor, Secretary of State, and the Clerk of the Supreme Court as prescribed in North Dakota Century Code Sections 16.1-15-45 and 16.1-15-46.

In addition, in accordance with Section 4, Article XI, of the North Dakota Constitution, an Oath of Office (of affirmation) form was provided to each Representative, with instructions to execute the Oath before a Notary Public and file it with the Secretary of State before he or she assumes the duties of their office.

IN TESTIMONY WHEREOF, I have set my hand and affixed the Great Seal of the State of North Dakota at the Capitol in the City of Bismarck on this date.

**61st LEGISLATIVE ASSEMBLY
Members of the North Dakota House of Representatives Elected
General Election, November 4, 2008**

<u>MEMBER</u>	<u>DISTRICT NUMBER</u>
David S. Rust	2
Bob Skarphol	2
Tom Conklin	4
Kenton Onstad	4
Glen Froseth	6
Bob Hunsakor	6
Jeff Delzer	8
Dwight Wrangham	8
Chuck Damschen	10
David Monson	10
Lyle Hanson	12
Joe Kroeber	12
Duane DeKrey	14
Robin Weisz	14
Robert Kilichowski	16
Joyce M. Kingsbury	16
Eliot Glassheim	18
Lonny Winrich	18
Richard Holman	20
Lee Kaldor	20
Wesley R. Belter	22
Vonnie Pietsch	22
Ralph Metcalf	24
Phillip Mueller	24
Bill Amerman	26
Jerry Kelsh	26
Mike Brandenburg	28
William E. Kretschmar	28
Michael R. Nathe	30
Dave Weiler	30
Mark A. Dosch	32

Lisa Meier	32
RaeAnn G. Kelsch	34
Todd Porter	34
Shirley Meyer	36
Mike Schatz	36
Larry Bellew	38
Dan Ruby	38
Robert Frantsvog	40
Matthew M. Klein	40
Stacey Dahl	42
Corey Mock	42
Donald L. Clark	44
Blair Thoreson	44
Kathy Hawken	46
Jim Kasper	46

COMMUNICATION FROM SECRETARY OF STATE ALVIN A. JAEGER

In accordance with Section 54-03-03 of the North Dakota Century Code, I hereby certify the enclosed list is a true and correct record of members of the House whose terms in office do not expire until midnight on November 30, 2010.

IN TESTIMONY WHEREOF, I have set my hand and affixed the Great Seal of the State of North Dakota at the Capitol in the City of Bismarck on this date.

**61st LEGISLATIVE ASSEMBLY
Members of the North Dakota House of Representatives
Terms expiring November 30, 2010**

<u>REPRESENTATIVE</u>	<u>DISTRICT NUMBER</u>
Patrick R. Hatlestad	1
Gary R. Sukut	1
Kari L. Conrad	3
Lisa Wolf	3
Louis Pinkerton	5
Elwood Thorpe	5
Jon Nelson	7
Arlo Schmidt	7
Tracy Boe	9
Merle Boucher	9
Mary Ekstrom	11
Scot Kelsh	11
Kim Koppelman	13
Alon C. Weiland	13
Curt Hofstad	15
Dennis Johnson	15
Louise Potter	17
Ken Svedjan	17
Chris Griffin	19
Gerry Uglem	19
Jasper J. Schneider	21
Steve Zaiser	21
Benjamin A. Vig	23
Don Vigesaa	23
John D. Wall	25
Clark Williams	25
Randy Boehning	27
Lee Myxter	27
Craig Headland	29
Chet Pollert	29
Rod Froelich	31
James Kerzman	31
Brenda Heller	33
Gary Kreidt	33
Karen Karls	35
Bob Martinson	35
Nancy Johnson	37
Francis J. Wald	37
David Drovdal	39
Keith Kempenich	39

Al Carlson	41
Bette B. Grande	41
Lois Delmore	43
Darrell D. Nottestad	43
Rick Berg	45
Edmund Gruchalla	45
George J. Keiser	47
Lawrence R. Klemin	47

The roll was called and all members were present except Representatives Dahl and Porter.

A quorum was declared by the Speaker.

MOTION

REP. VIGESAA MOVED that a committee of two be appointed to escort Justice Dale V. Sandstrom to the Rostrum. Speaker Delzer appointed Reps. Klemin and Kerzman to the escort committee.

OATH OF OFFICE

JUSTICE SANDSTROM ADMINISTERED the Oath of Office to the members present.

DISTRIBUTION OF LEGISLATORS' MATERIAL

Jim W. Smith, Director of Legislative Council, explained the contents of the packets handed out to the members of the House.

MOTION

REP. VIGESAA MOVED that the House stand in recess until 2:20 p.m., which motion prevailed.

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

MOTION

REP. KEISER MOVED the nomination of Buell Reich for the office of Chief Clerk of the House of Representatives.

REP. L. MEIER SECONDED the motion and moved that nominations cease.

REP. R. KELSCH MOVED the nomination of Susan Axvig for the office of Journal Reporter of the House of Representatives.

REP. HAWKEN SECONDED the motion and moved that nominations cease.

REP. KLEIN MOVED the nomination of Jerry Moszer for Sergeant-at-Arms for the House of Representatives.

REP. NOTTESTAD SECONDED the motion and moved that nominations cease.

MOTION

REP. VIGESSA MOVED that House Rule 206 regarding Group A employees be suspended and that a unanimous ballot be cast for Buell Reich, Chief Clerk, Susan Axvig, Journal Reporter, and Jerry Moszer for Sergeant-at-Arms, which motion prevailed.

Speaker Delzer administered the Oath of Office to the above employees.

REP. DAMSCHEN MOVED the nomination of Rep. David Monson for the Speaker of the House.

REP. D. JOHNSON SECONDED the motion and moved that nominations cease, which motion prevailed.

REP. VIGESAA MOVED that a committee of two be appointed to escort the newly elected Speaker to the rostrum. The Speaker appointed Rep. Damschen and Rep. Wald to the escort committee.

The Oath of Office was administered by former Speaker Delzer.

MOTION

REP. VIGESAA MOVED that the House adopt as temporary rules the House and Joint Rules of the 60th Legislative Assembly as adopted on Wednesday, December 6, 2006, which motion prevailed.

ANNOUNCEMENT

SPEAKER MONSON ANNOUNCED that the House will be on the 15th order of business, seating of members.

**2009
HOUSE SENIORITY TABLE
(2009 session not included)**

<u>Name (District)</u>	<u>Sessions Served</u>	<u>Total House Sessions</u>	<u>Total Legislative Sessions</u>
Kretschmar, William E. (28)	1973-75-77-79-81-83-85-87-89-91-93-95-97-01-03-05-07	17	17
Martinson, Bob (35)	1973-75-77-79-81-83-85-87-89-91-93-95-97-01-03-05-07	17	17
Hanson, Lyle (12)	1979-81-83-85-87-89-91-93-95-97-99-01-03-05-07	15	15
Wald, Francis J. (37)	1979-81-85-87-89-91-93-95-97-99-01-03-05-07	14	14
Belter, Wesley R. (22)	1985-87-89-91-93-95-97-99-01-03-05-07	12	12
Berg, Rick (45)	1985-87-89-91-93-95-97-99-01-03-05-07	12	12
Boucher, Merle (9)	1991-93-95-97-99-01-03-05-07	9	9
Svedjan, Ken (17)	1991-93-95-97-99-01-03-05-07	9	9
Glassheim, Eliot (18)	1975-93-95-97-99-01-03-05-07	9	9
Kelsh, Jerome (26)	(Senate 1985-87-89-91-93-95-97-99-01)	0	9
Kerzman, James (31)	1991-93-95-97-99-01-03-05-07	9	9
Kelsch, RaeAnn G. (34)	1991-93-95-97-99-01-03-05-07	9	9
Thorpe, Elwood (5)	1991-93-97-99-01-03-05-07	8	8
Froseth, Glen (6)	1993-95-97-99-01-03-05-07	8	8
Delzer, Jeff (8)	1991-95-97-99-01-03-05-07	8	8
Monson, David (10)	1993-95-97-99-01-03-05-07	8	8
Kroeber, Joe (12)	1991-93-95-99-01-03-05-07	8	8
DeKrey, Duane L. (14)	(Senate 1991)-95-97-99-01-03-05-07	7	8
Johnson, Dennis (15)	1993-95-97-99-01-03-05-07	8	8
Drovdal, David (39)	1993-95-97-99-01-03-05-07	8	8
Kempenich, Keith (39)	1993-95-97-99-01-03-05-07	8	8
Klein, Matthew M. (40)	1993-95-97-99-01-03-05-07	8	8
Carlson, Al (41)	1993-95-97-99-01-03-05-07	8	8
Keiser, George J. (47)	1993-95-97-99-01-03-05-07	8	8
Skarphol, Bob (2)	1993-95-97-01-03-05-07	7	7
Schmidt, Arlo (7)	1995-97-99-01-03-05-07	7	7
Koppelman, Kim (13)	1995-97-99-01-03-05-07	7	7
Nottestad, Darrell D. (43)	1995-97-99-01-03-05-07	7	7
Delmore, Lois (43)	1995-97-99-01-03-05-07	7	7
Nelson, Jon (7)	1997-99-01-03-05-07	6	6
Kelsh, Scot (11)	1997-99-01-03-05-07	6	6
Weisz, Robin (14)	1997-99-01-03-05-07	6	6
Kaldor, Lee (20)	1989-91-93-95-05-07	6	6
Williams, Clark (25)	1983-85-87-03-05-07	6	6
Grande, Bette (41)	1997-99-01-03-05-07	6	6
Hawken, Kathy (46)	1997-99-01-03-05-07	6	6
Ekstrom, Mary (11)	1999-01-03-05-07	5	5
Metcalf, Ralph (24)	1999-01-03-05-07	5	5
Mueller, Phillip (24)	1999-01-03-05-07	5	5
Brandenburg, Mike (28)	1997-99-01-05-07	5	5
Pollert, Chet (29)	1999-01-03-05-07	5	5
Froelich, Rodney J. (31)	1999-01-03-05-07	5	5
Porter, Todd (34)	1999-01-03-05-07	5	5
Johnson, Nancy (37)	1999-01-03-05-07	5	5
Thoreson, Blair (44)	1999-01-03-05-07	5	5
Klemin, Lawrence R. (47)	1999-01-03-05-07	5	5
Onstad, Kenton (4)	2001-03-05-07	4	4
Hunskor, Bob (6)	2001-03-05-07	4	4
Wrangham, Dwight (8)	2001-03-05-07	4	4
Kingsbury, Joyce (16)	2001-03-05-07	4	4
Weiler, Dave (30)	2001-03-05-07	4	4
Dosch, Mark A. (32)	2001-03-05-07	4	4

Meier, Lisa (32)	2001-03-05-07	4	4
Bellew, Larry (38)	2001-03-05-07	4	4
Ruby, Dan J. (38)	2001-03-05-07	4	4
Kasper, Jim (46)	2001-03-05-07	4	4
Boe, Tracy (9)	2003-05-07	3	3
Wieland, Alon (13)	2003-05-07	3	3
Potter, Louise (17)	2003-05-07	3	3
Winrich, Lonny B. (18)	1999-01-03	3	3
Uglen, Gerry (19)	2003-05-07	3	3
Zaiser, Steve (21)	2003-05-07	3	3
Pietsch, Vonnie (22)	2003-05-07	3	3
Amerman, Bill (26)	2003-05-07	3	3
Boehning, Randy (27)	2003-05-07	3	3
Headland, Craig (29)	2003-05-07	3	3
Kreidt, Gary (33)	2003-05-07	3	3
Meyer, Shirley (36)	1999-05-07	3	3
Conrad, Kari L. (3)	2005-07	2	2
Damschen, Chuck (10)	2005-07	2	2
Vigesaa, Don (23)	2005-07	2	2
Wall, John D. (25)	2005-07	2	2
Dahl, Stacey (42)	2005-07	2	2
Clark, Donald L. (44)	2005-07	2	2
Hatlestad, Patrick R. (1)	2007	1	1
Sukut, Gary (1)	2007	1	1
Wolf, Lisa (3)	2007	1	1
Pinkerton, Louis (5)	2007	1	1
Hofstad, Curt (15)	2007	1	1
Kilichowski, Robert (16)	1993	1	1
Griffin, Chris (19)	2007	1	1
Schneider, Jasper (21)	2007	1	1
Vig, Benjamin A. (23)	2007	1	1
Myxter, Lee (27)	2007	1	1
Heller, Brenda (33)	2007	1	1
Karls, Karen (35)	2007	1	1
Schatz, Michael A. (36)	1989	1	1
Gruchalla, Edmund (45)	2007	1	1
Rust, David S. (2)		0	0
Conklin, Tom (4)		0	0
Holman, Richard G. (20)		0	0
Nathe, Mike (30)		0	0
Frantsovog, Robert (40)		0	0
Mock, Corey (42)		0	0

**HOUSE SEATING SENIORITY TABLE
AS SPECIFIED BY HOUSE RULE 362
(2009 session not included)**

<u>Name (District)</u>	<u>Sessions Served</u>	<u>Total Legislative Years</u>	<u>Total House Years</u>
Carlson, Al (41)	1993-95-97-99-01-03-05-07	16	16
Grande, Bette (41)	1997-99-01-03-05-07	12	12
Boucher, Merle (9)	1991-93-95-97-99-01-03-05-07	18	18
Boe, Tracy (9)	2003-05-07	6	6
Vigesaa, Don (23)	2005-07	5	5
Onstad, Kenton (4)	2001-03-05-07	8	8
Conklin, Tom (4)		0	0
Kretschmar, William E. (28)	1973-75-77-79-81-83-85-87-89-91-93-95-97-01-03-05-07	34	34
Brandenburg, Mike (28)	1997-99-01-05-07	10	10
Wald, Francis J. (37)	1979-81-85-87-89-91-93-95-97-99-01-03-05-07	28	28
Johnson, Nancy (37)	1999-01-03-05-07	10	10
Berg, Rick (45)	1985-87-89-91-93-95-97-99-01-03-05-07	24	24
Delzer, Jeff (8)	1991-95-97-99-01-03-05-07	16	16
Wrangham, Dwight (8)	2001-03-05-07	8	8
Klein, Matthew M. (40)	1993-95-97-99-01-03-05-07	16	16
Frantsovog, Robert (40)		0	0
Monson, David (10)	1993-95-97-99-01-03-05-07	16	16

Damschen, Chuck (10)	2005-07	4	4
Martinson, Bob (35)	1973-75-77-79-81-83-85-87-89-91-93-95-97-01-03-05-07	34	34
Karls, Karen (35)	2007	2	2
Hanson, Lyle (12)	1979-81-83-85-87-89-91-93-95-97-99-01-03-05-07	30	30
Kroeber, Joe (12)	1991-93-95-99-01-03-05-07	16	16
Belter, Wesley R. (22)	1985-87-89-91-93-95-97-99-01-03-05-07	24	24
Pietsch, Vonnie (22)	2003-05-07	6	6
Svedjan, Ken (17)	1991-93-95-97-99-01-03-05-07	18	18
Glassheim, Eliot (18)	1975-93-95-97-99-01-03-05-07	18	18
Winrich, Lonny (18)	1999-01-03	6	6
Kelsh, Jerome (26)	(Senate 1985-87-89-91-93-95-97-99-01)	18	0
Amerman, Bill (26)	2003-05-07	6	6
Kerzman, James (31)	1991-93-95-97-99-01-03-05-07	18	18
Froelich, Rodney J. (31)	1999-01-03-05-07	10	10
Kelsch, RaeAnn G. (34)	1991-93-95-97-99-01-03-05-07	18	18
Porter, Todd (34)	1999-01-03-05-07	10	10
Thorpe, Elwood (5)	1991-93-97-99-01-03-05-07	16	16
Pinkerton, Louis (5)	2007	2	2
Froseth, Glen (6)	1993-95-97-99-01-03-05-07	16	16
DeKrey, Duane L. (14)	(Senate 1991)-95-97-99-01-03-05-07	16	14
Weisz, Robin (14)	1997-99-01-03-05-07	12	12
Johnson, Dennis (15)	1993-95-97-99-01-03-05-07	16	16
Hofstad, Curt (15)	2007	2	2
Drovdal, David (39)	1993-95-97-99-01-03-05-07	16	16
Kempenich, Keith (39)	1993-95-97-99-01-03-05-07	16	16
Keiser, George J. (47)	1993-95-97-99-01-03-05-07	16	16
Klemin, Lawrence R. (47)	1999-01-03-05-07	10	10
Skarphol, Bob (2)	1993-95-97-01-03-05-07	14	14
Rust, David S. (2)		0	0
Schmidt, Arlo (7)	1995-97-99-01-03-05-07	14	14
Koppelman, Kim (13)	1995-97-99-01-03-05-07	14	14
Wieland, Alon (13)	2003-05-07	6	6
Nottestad, Darrell D. (43)	1995-97-99-01-03-05-07	14	14
Delmore, Lois (43)	1995-97-99-01-03-05-07	14	14
Nelson, Jon (7)	1997-99-01-03-05-07	12	12
Kelsh, Scot (11)	1997-99-01-03-05-07	12	12
Ekstrom, Mary (11)	1999-01-03-05-07	10	10
Kaldor, Lee (20)	1989-91-93-95-05-07	12	12
Holman, Richard G. (20)		0	0
Williams, Clark (25)	1983-85-87-03-05-07	12	12
Hawken, Kathy (46)	1997-99-01-03-05-07	12	12
Kasper, Jim (46)	2001-03-05-07	8	8
Metcalf, Ralph (24)	1999-01-03-05-07	10	10
Mueller, Phillip (24)	1999-01-03-05-07	10	10
Pollert, Chet (29)	1999-01-03-05-07	10	10
Headland, Craig (29)	2003-05-07	6	6
Thoreson, Blair (44)	1999-01-03-05-07	10	10
Clark, Donald L. (44)	2005-07	5	5
Hunskor, Bob (6)	2001-03-05-07	8	8
Kingsbury, Joyce (16)	2001-03-05-07	8	8
Weiler, Dave (30)	2001-03-05-07	8	8
Nathe, Mike (30)		0	0
Dosch, Mark A. (32)	2001-03-05-07	8	8
Meier, Lisa (32)	2001-03-05-07	8	8
Bellew, Larry (38)	2001-03-05-07	8	8
Ruby, Dan J. (38)	2001-03-05-07	8	8
Meyer, Shirley (36)	1999-05-07	7	7
Potter, Louise (17)	2003-05-07	6	6
Uglen, Gerry (19)	2003-05-07	6	6
Zaiser, Steve (21)	2003-05-07	6	6
Schneider, Jasper (21)	2007	2	2
Boehning, Randy (27)	2003-05-07	6	6
Kreidt, Gary (33)	2003-05-07	6	6
Heller, Brenda (33)	2007	2	2
Conrad, Kari L. (3)	2005-07	4	4
Wolf, Lisa (3)	2007	2	2

Wall, John D. (25)	2005-07	4	4
Dahl, Stacey (42)	2005-07	4	4
Hatlestad, Patrick R. (1)	2007	2	2
Sukut, Gary (1)	2007	2	2
Kilichowski, Robert (16)	1993	2	2
Griffin, Chris (19)	2007	2	2
Vig, Benjamin A. (23)	2007	2	2
Myxter, Lee (27)	2007	2	2
Schatz, Mike (36)	1989	2	2
Gruchalla, Edmund (45)	2007	2	2
Mock, Corey (42)		0	0

MOTION

REP. VIGESAA MOVED that a committee of three be appointed to notify the Governor and the Senate that the House is organized and ready to transact business, which motion prevailed. The Speaker appointed Reps. Froseth, Heller, and Williams.

ANNOUNCEMENT TO PROCEDURAL COMMITTEES

CHIEF CLERK REICH ANNOUNCED the following appointments to procedural committees.

COMMITTEE ON COMMITTEES: Reps. Carlson, Monson, Belter, Vigesaa, Kasper, Weisz, R. Kelsch, S. Kelsh, Kroeber, S. Meyer, and Onstad.

COMMITTEE ON ARRANGEMENTS FOR HOUSE COMMITTEE ROOMS: Reps. Klein, Weiler, and Ekstrom.

COMMITTEE ON CORRECTION AND REVISION OF THE JOURNAL: Reps. Delzer, Kretschmar, Klemm, Glassheim, and Mueller.

DELAYED BILLS COMMITTEE: Reps. Carlson, Vigesaa, Monson, Boucher, and Onstad.

EMPLOYMENT COMMITTEE: Reps. R. Kelsch, Karls, Wrangham, Hanson, and Williams.

INAUGURAL PLANNING COMMITTEE: Reps. L. Meier, DeKrey, and Potter.

RULES COMMITTEE: Reps. Kretschmar, Carlson, Vigesaa, Monson, S. Kelsh, Kroeber, and Onstad.

ANNOUNCEMENT

SPEAKER MONSON ANNOUNCED that a committee of three had been received from the Senate announcing that the Senate is organized and ready to transact business.

SPEAKER MONSON ANNOUNCED that the committee to notify the Governor and the Senate that the House is organized and ready to transact business, had completed its business and was discharged.

MOTION

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

MOTION

REP. VIGESAA MOVED that the House stand adjourned until 9:00 a.m., Tuesday, December 2, 2008, which motion prevailed.

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

Buell J. Reich, Chief Clerk

