

## JOURNAL OF THE HOUSE

## Sixty-first Legislative Assembly

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Bismarck, February 13, 2009

The House convened at 12:30 p.m., with Speaker Monson presiding.

The prayer was offered by Pastor Donna Dohrmann, Lutheran Church of the Cross, Bismarck.

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

A quorum was declared by the Speaker.

## SIXTH ORDER OF BUSINESS

**SPEAKER MONSON DEEMED** approval of the amendments to Engrossed HB 1044, HB 1057, HB 1073, HB 1258, HB 1361, HB 1362, HB 1472, HB 1501, HB 1568, and HB 1572.

HB 1057, as amended, was rereferred to the **Appropriations Committee**.

Engrossed HB 1044, HB 1073, HB 1258, HB 1361, HB 1362, HB 1472, HB 1501, HB 1568, and HB 1572, as amended, were placed on the Eleventh order of business on the calendar for the succeeding legislative day.

## MOTION

**REP. VIGESAA MOVED** that HB 1090 be returned to the House floor from the **Appropriations Committee**, and be placed on the 11th Order of Business on the following day's calendar, which motion prevailed.

## SECOND READING OF HOUSE BILL

**HB 1440:** A BILL for an Act to amend and reenact section 43-15-35 of the North Dakota Century Code, relating to permits to operate pharmacies.

## ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 35 YEAS, 57 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Bellew; Berg; Boehning; Carlson; Clark; Dahl; Delmore; Dosch; Grande; Griffin; Gruchalla; Hanson; Hawken; Kelsch, R.; Kelsh, S.; Klemin; Koppelman; Kroeber; Martinson; Meier, L.; Mock; Myxter; Nathe; Nelson; Pinkerton; Porter; Potter; Ruby; Schneider; Svedjan; Thoreson; Thorpe; Weiler; Wieland; Zaiser

**NAYS:** Amerman; Belter; Boe; Boucher; Brandenburg; Conklin; Conrad; Damschen; DeKrey; Delzer; Drovdal; Ekstrom; Frantsvog; Froseth; Glassheim; Hatlestad; Headland; Heller; Hofstad; Holman; Hunsakor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsh, J.; Kempenich; Kilichowski; Kingsbury; Klein; Kreidt; Kretschmar; Metcalf; Meyer, S.; Mueller; Nottestad; Onstad; Pietsch; Pollert; Rust; Schatz; Schmidt; Skarphol; Sukut; Uglem; Vig; Vigesaa; Wald; Wall; Weisz; Williams; Winrich; Wolf; Wrangham; Speaker Monson

**ABSENT AND NOT VOTING:** Froelich; Kerzman

HB 1440 lost.

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## MOTION

**REP. CARLSON MOVED** that the House stand in recess for ten minutes, which motion prevailed.

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

## SECOND READING OF HOUSE BILL

**HB 1403:** A BILL for an Act to provide for a legislative council study of the capitol complex facility needs.

**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 84 YEAS, 4 NAYS, 0 EXCUSED, 6 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Bellew; Belter; Berg; Boe; Boehning; Brandenburg; Carlson; Clark; Conklin; Conrad; Dahl; Damschen; DeKrey; Delmore; Delzer; Dosch; Drovdal; Ekstrom; Frantsvog; Froseth; Glassheim; Grande; Gruchalla; Hanson; Hatlestad; Hawken; Hofstad; Holman; Hunsakor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsch, R.; Kelsh, J.; Kelsh, S.; Kempenich; Kilichowski; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Mock; Mueller; Myxter; Nathe; Nelson; Nottestad; Onstad; Pietsch; Pinkerton; Pollert; Porter; Potter; Rust; Schatz; Schmidt; Schneider; Skarphol; Sukut; Svedjan; Thoreson; Vigesaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Winrich; Wolf; Wrangham; Zaiser; Speaker Monson

**NAYS:** Headland; Heller; Ruby; Thorpe

**ABSENT AND NOT VOTING:** Boucher; Froelich; Griffin; Kerzman; Uglen; Vig

Engrossed HB 1403 passed and the title was agreed to.

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**SECOND READING OF HOUSE BILL**

**HB 1399:** A BILL for an Act to provide for a legislative council study of American Indian bilingual education.

**ROLL CALL**

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 82 YEAS, 7 NAYS, 0 EXCUSED, 5 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Belter; Berg; Boe; Boehning; Boucher; Brandenburg; Carlson; Conklin; Conrad; Dahl; DeKrey; Delmore; Dosch; Drovdal; Ekstrom; Frantsvog; Froseth; Glassheim; Grande; Gruchalla; Hanson; Hatlestad; Hawken; Headland; Hofstad; Holman; Hunsakor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsch, R.; Kelsh, J.; Kelsh, S.; Kempenich; Kilichowski; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Mock; Mueller; Myxter; Nathe; Nelson; Nottestad; Onstad; Pietsch; Pinkerton; Pollert; Porter; Potter; Rust; Schatz; Schmidt; Schneider; Skarphol; Sukut; Svedjan; Thorpe; Vigesaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Winrich; Wolf; Wrangham; Zaiser; Speaker Monson

**NAYS:** Bellew; Clark; Damschen; Delzer; Heller; Ruby; Thoreson

**ABSENT AND NOT VOTING:** Froelich; Griffin; Kerzman; Uglen; Vig

HB 1399 passed and the title was agreed to.

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**SECOND READING OF HOUSE BILL**

**HB 1370:** A BILL for an Act to amend and reenact sections 38-18.1-03, 38-18.1-04, 38-18.1-05, and 38-18.1-06 of the North Dakota Century Code, relating to termination of mineral interests; and to provide a penalty.

**ROLL CALL**

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

**YEAS:** Amerman; Bellew; Belter; Berg; Boe; Boehning; Boucher; Brandenburg; Carlson; Clark; Conklin; Conrad; Dahl; Damschen; DeKrey; Delmore; Delzer; Dosch; Drovdal; Ekstrom; Frantsvog; Froseth; Glassheim; Grande; Griffin; Gruchalla; Hanson; Hatlestad; Hawken; Headland; Heller; Hofstad; Holman; Hunsakor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsch, R.; Kelsh, J.; Kelsh, S.; Kempenich; Kilichowski; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Mock; Mueller; Myxter; Nathe; Nelson; Nottestad; Onstad; Pietsch; Pinkerton; Pollert; Porter; Potter; Ruby; Rust; Schatz; Schmidt; Schneider; Skarphol;

Sukut; Svedjan; Thoreson; Thorpe; Uglem; Vig; Vigesaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Winrich; Wolf; Wrangham; Zaiser; Speaker Monson

**ABSENT AND NOT VOTING:** Froelich; Kerzman

Engrossed HB 1370 passed and the title was agreed to.

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### SECOND READING OF HOUSE BILL

**HB 1340:** A BILL for an Act to create and enact a new section to chapter 24-01 of the North Dakota Century Code, relating to metropolitan planning organizations; and to amend and reenact section 24-01-04 of the North Dakota Century Code, relating to master street plans developed by municipalities.

### 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:** Amerman; Bellew; Belter; Berg; Boe; Boehning; Boucher; Brandenburg; Carlson; Clark; Conklin; Conrad; Dahl; Damschen; DeKrey; Delmore; Delzer; Dosch; Drovdal; Ekstrom; Frantsvog; Froseth; Glassheim; Grande; Griffin; Gruchalla; Hanson; Hatlestad; Hawken; Headland; Heller; Hofstad; Holman; Hunsakor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsch, R.; Kelsh, J.; Kelsh, S.; Kempenich; Kilichowski; Kingsbury; Klein; Klemm; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Mock; Mueller; Myxter; Nathe; Nelson; Nottestad; Onstad; Pietsch; Pinkerton; Pollert; Porter; Potter; Rust; Schatz; Schmidt; Schneider; Skarphol; Sukut; Svedjan; Thoreson; Thorpe; Uglem; Vig; Vigesaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Winrich; Wolf; Wrangham; Speaker Monson

**NAYS:** Ruby

**ABSENT AND NOT VOTING:** Froelich; Kerzman; Zaiser

Engrossed HB 1340 passed and the title was agreed to.

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### SECOND READING OF HOUSE BILL

**HB 1323:** A BILL for an Act to create and enact a new section to chapter 23-06 of the North Dakota Century Code, relating to preparations for disposition at death; and to amend and reenact section 23-06-03 of the North Dakota Century Code, relating to duty of burial.

### ROLL CALL

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

**YEAS:** Amerman; Bellew; Belter; Berg; Boe; Boehning; Boucher; Brandenburg; Carlson; Clark; Conklin; Conrad; Dahl; Damschen; DeKrey; Delmore; Delzer; Dosch; Drovdal; Ekstrom; Frantsvog; Froseth; Glassheim; Grande; Griffin; Gruchalla; Hanson; Hatlestad; Hawken; Headland; Heller; Hofstad; Holman; Hunsakor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsch, R.; Kelsh, J.; Kelsh, S.; Kempenich; Kilichowski; Kingsbury; Klein; Klemm; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Mock; Mueller; Myxter; Nathe; Nelson; Nottestad; Onstad; Pietsch; Pinkerton; Pollert; Porter; Potter; Ruby; Rust; Schatz; Schmidt; Schneider; Skarphol; Sukut; Svedjan; Thoreson; Thorpe; Uglem; Vig; Vigesaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Winrich; Wolf; Wrangham; Speaker Monson

**ABSENT AND NOT VOTING:** Froelich; Kerzman; Zaiser

Engrossed HB 1323 passed and the title was agreed to.

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**SECOND READING OF HOUSE BILL**

**HB 1321:** A BILL for an Act to amend and reenact sections 61-06-09, 61-06-10, 61-06-11, 61-06-13, 61-06-14, 61-06-15, and 61-06-16 of the North Dakota Century Code, relating to allowing the board of directors of an irrigation district to hold mail ballot elections.

**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:** Amerman; Bellew; Belter; Berg; Boe; Boehning; Boucher; Brandenburg; Carlson; Clark; Conklin; Conrad; Dahl; Damschen; DeKrey; Delmore; Delzer; Dosch; Drovdal; Ekstrom; Frantsvog; Froseth; Glassheim; Grande; Griffin; Gruchalla; Hanson; Hatlestad; Hawken; Headland; Heller; Hofstad; Holman; Hunsakor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsch, R.; Kelsh, J.; Kelsh, S.; Kempenich; Kilichowski; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Mock; Mueller; Myxter; Nathe; Nelson; Nottestad; Onstad; Pietsch; Pinkerton; Pollert; Porter; Potter; Ruby; Rust; Schatz; Schmidt; Schneider; Skarphol; Sukut; Svedjan; Thoreson; Thorpe; Uglem; Vig; Vigesaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Winrich; Wolf; Wrangham; Zaiser; Speaker Monson

**ABSENT AND NOT VOTING:** Froelich; Kerzman

Engrossed HB 1321 passed and the title was agreed to.

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**SECOND READING OF HOUSE BILL**

**HB 1135:** A BILL for an Act to amend and reenact section 57-40.6-12 of the North Dakota Century Code, relating to membership of the emergency services communications coordinating committee.

**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:** Amerman; Bellew; Belter; Berg; Boe; Boehning; Boucher; Brandenburg; Carlson; Clark; Conklin; Conrad; Dahl; Damschen; DeKrey; Delmore; Delzer; Dosch; Drovdal; Ekstrom; Frantsvog; Froseth; Glassheim; Grande; Griffin; Gruchalla; Hanson; Hatlestad; Hawken; Headland; Heller; Hofstad; Holman; Hunsakor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsch, R.; Kelsh, J.; Kelsh, S.; Kempenich; Kilichowski; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Mock; Mueller; Myxter; Nathe; Nelson; Nottestad; Onstad; Pietsch; Pinkerton; Pollert; Porter; Potter; Ruby; Rust; Schatz; Schmidt; Schneider; Skarphol; Sukut; Svedjan; Thoreson; Thorpe; Uglem; Vig; Vigesaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Winrich; Wolf; Wrangham; Zaiser; Speaker Monson

**ABSENT AND NOT VOTING:** Froelich; Kerzman

Reengrossed HB 1135 passed and the title was agreed to.

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**SECOND READING OF HOUSE BILL**

**HB 1071:** A BILL for an Act to amend and reenact subsection 1 of section 38-08-08 and section 47-16-39.1 of the North Dakota Century Code, relating to the provisions of pooling orders and the failure to pay royalties to unleased mineral interest owners.

**ROLL CALL**

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

**YEAS:** Amerman; Bellew; Belter; Berg; Boe; Boehning; Boucher; Brandenburg; Carlson; Clark; Conklin; Conrad; Dahl; Damschen; DeKrey; Delmore; Delzer; Dosch; Drovdal; Ekstrom; Froseth; Glassheim; Grande; Griffin; Gruchalla; Hanson; Hatlestad; Hawken; Headland; Heller; Hofstad; Holman; Hunsakor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsch, R.; Kelsh, J.; Kelsh, S.; Kempenich; Kilichowski; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf;

Meyer, S.; Mock; Mueller; Myxter; Nathe; Nelson; Nottestad; Onstad; Pietsch; Pinkerton; Pollert; Porter; Potter; Ruby; Rust; Schatz; Schmidt; Schneider; Skarphol; Sukut; Svedjan; Thoreson; Thorpe; Uglem; Vig; Vigesaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Winrich; Wolf; Wrangham; Zaiser; Speaker Monson

**NAYS:** Frantsvog

**ABSENT AND NOT VOTING:** Froelich; Kerzman

Engrossed HB 1071 passed and the title was agreed to.

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### SECOND READING OF HOUSE BILL

**HB 1218:** A BILL for an Act to amend and reenact section 51-07-16 of the North Dakota Century Code, relating to the motor vehicle lemon law.

### ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 8 YEAS, 84 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Boehning; Griffin; Pollert; Schmidt; Schneider; Vig; Wolf

**NAYS:** Bellew; Belter; Berg; Boe; Boucher; Brandenburg; Carlson; Clark; Conklin; Conrad; Dahl; Damschen; DeKrey; Delmore; Delzer; Dosch; Drovda; Ekstrom; Frantsvog; Froseth; Glassheim; Grande; Gruchalla; Hanson; Hatlestad; Hawken; Headland; Heller; Hofstad; Holman; Hunsakor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsch, R.; Kelsh, J.; Kelsh, S.; Kempenich; Kilichowski; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Mock; Mueller; Myxter; Nathe; Nelson; Nottestad; Onstad; Pietsch; Pinkerton; Porter; Potter; Ruby; Rust; Schatz; Skarphol; Sukut; Svedjan; Thoreson; Thorpe; Uglem; Vigesaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Winrich; Wrangham; Zaiser; Speaker Monson

**ABSENT AND NOT VOTING:** Froelich; Kerzman

HB 1218 lost.

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### SECOND READING OF HOUSE BILL

**HB 1337:** A BILL for an Act to create and enact a new section to chapter 39-08 of the North Dakota Century Code, relating to a young driver safety grant program; and to provide a continuing appropriation.

### ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 9 YEAS, 82 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

**YEAS:** Clark; Conrad; Glassheim; Grande; Kilichowski; Meier, L.; Thoreson; Wolf; Zaiser

**NAYS:** Amerman; Bellew; Belter; Berg; Boehning; Boucher; Brandenburg; Carlson; Conklin; Dahl; Damschen; DeKrey; Delmore; Delzer; Dosch; Drovda; Ekstrom; Frantsvog; Froseth; Griffin; Gruchalla; Hanson; Hatlestad; Hawken; Headland; Heller; Hofstad; Holman; Hunsakor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsch, R.; Kelsh, J.; Kelsh, S.; Kempenich; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Metcalf; Meyer, S.; Mock; Mueller; Myxter; Nathe; Nelson; Nottestad; Onstad; Pietsch; Pinkerton; Pollert; Porter; Potter; Ruby; Rust; Schatz; Schmidt; Schneider; Skarphol; Sukut; Svedjan; Thorpe; Uglem; Vig; Vigesaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Winrich; Wrangham; Speaker Monson

**ABSENT AND NOT VOTING:** Boe; Froelich; Kerzman

HB 1337 lost.

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**SECOND READING OF HOUSE BILL**

**HB 1409:** A BILL for an Act to amend and reenact section 39-10-71 of the North Dakota Century Code, relating to fleeing a peace officer; and to provide a penalty.

**ROLL CALL**

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 4 YEAS, 88 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Dosch; Meier, L.; Nathe; Schmidt

**NAYS:** Amerman; Bellew; Belter; Berg; Boe; Boehning; Boucher; Brandenburg; Carlson; Clark; Conklin; Conrad; Dahl; Damschen; DeKrey; Delmore; Delzer; Drovdal; Ekstrom; Frantsvog; Froseth; Glassheim; Grande; Griffin; Gruchalla; Hanson; Hatlestad; Hawken; Headland; Heller; Hofstad; Holman; Hunsakor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsch, R.; Kelsh, J.; Kelsh, S.; Kempenich; Kilichowski; Kingsbury; Klein; Klemm; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Metcalf; Meyer, S.; Mock; Mueller; Myxter; Nelson; Nottestad; Onstad; Pietsch; Pinkerton; Pollert; Porter; Potter; Ruby; Rust; Schatz; Schneider; Skarphol; Sukut; Svedjan; Thoreson; Thorpe; Uglem; Vig; Vigesaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Winrich; Wolf; Wrangham; Zaiser; Speaker Monson

**ABSENT AND NOT VOTING:** Froelich; Kerzman

HB 1409 lost.

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**SECOND READING OF HOUSE BILL**

**HB 1457:** A BILL for an Act to amend and reenact subsection 1 of section 39-06.1-03 of the North Dakota Century Code, relating to the hearing for a traffic violation.

**ROLL CALL**

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

**YEAS:** Amerman; Bellew; Belter; Berg; Boe; Boehning; Boucher; Brandenburg; Carlson; Clark; Conklin; Conrad; Dahl; Damschen; DeKrey; Delmore; Delzer; Dosch; Drovdal; Ekstrom; Frantsvog; Froseth; Glassheim; Grande; Griffin; Gruchalla; Hanson; Hatlestad; Hawken; Headland; Heller; Hofstad; Holman; Hunsakor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsch, R.; Kelsh, J.; Kelsh, S.; Kempenich; Kilichowski; Kingsbury; Klein; Klemm; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Mock; Mueller; Myxter; Nathe; Nelson; Nottestad; Onstad; Pietsch; Pinkerton; Pollert; Porter; Potter; Ruby; Rust; Schatz; Schmidt; Schneider; Skarphol; Sukut; Svedjan; Thoreson; Thorpe; Uglem; Vig; Vigesaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Winrich; Wolf; Wrangham; Zaiser; Speaker Monson

**ABSENT AND NOT VOTING:** Froelich; Kerzman

HB 1457 passed and the title was agreed to.

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**CONFLICT OF INTEREST**

**REP. KEISER STATED** that he had a conflict of interest on HB 1523.

**MOTION**

**REP. CARLSON MOVED** that Rep. Keiser be allowed to vote on HB 1523, which motion prevailed.

**SECOND READING OF HOUSE BILL**

**HB 1523:** A BILL for an Act to amend and reenact section 43-15-35 of the North Dakota Century Code, relating to pharmacy ownership by hospitals.

**ROLL CALL**

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 21 YEAS, 71 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Boehning; Dahl; Delmore; Dosch; Kelsch, R.; Martinson; Meier, L.; Meyer, S.; Nathe; Nelson; Pinkerton; Porter; Potter; Rust; Schmidt; Schneider; Skarphol; Svedjan; Thoreson; Weiler; Zaiser

**NAYS:** Amerman; Bellew; Belter; Berg; Boe; Boucher; Brandenburg; Carlson; Clark; Conklin; Conrad; Damschen; DeKrey; Delzer; Drovdal; Ekstrom; Frantsvog; Froseth; Glassheim; Grande; Griffin; Gruchalla; Hanson; Hatlestad; Hawken; Headland; Heller; Hofstad; Holman; Hunskor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsh, J.; Kelsh, S.; Kempenich; Kilichowski; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Metcalf; Mock; Mueller; Myxter; Nottestad; Onstad; Pietsch; Pollert; Ruby; Schatz; Sukut; Thorpe; Uglem; Vig; Vigesaa; Wald; Wall; Weisz; Wieland; Williams; Winrich; Wolf; Wrangham; Speaker Monson

**ABSENT AND NOT VOTING:** Froelich; Kerzman

HB 1523 lost.

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### SECOND READING OF HOUSE BILL

**HB 1528:** A BILL for an Act to amend and reenact subsection 4 of section 39-13-09 of the North Dakota Century Code, relating to the installation of tourist-oriented directional signs.

### ROLL CALL

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

**YEAS:** Brandenburg; DeKrey; Dosch; Glassheim; Kretschmar; Metcalf; Nelson; Nottestad; Schatz

**NAYS:** Amerman; Bellew; Belter; Berg; Boe; Boehning; Boucher; Carlson; Clark; Conklin; Conrad; Dahl; Damschen; Delmore; Delzer; Drovdal; Ekstrom; Frantsvog; Froseth; Grande; Griffin; Gruchalla; Hanson; Hatlestad; Hawken; Headland; Heller; Hofstad; Holman; Hunskor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsch, R.; Kelsh, J.; Kelsh, S.; Kempenich; Kilichowski; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kroeber; Martinson; Meier, L.; Meyer, S.; Mock; Mueller; Myxter; Nathe; Onstad; Pietsch; Pinkerton; Pollert; Porter; Potter; Ruby; Rust; Schmidt; Schneider; Skarphol; Sukut; Svedjan; Thoreson; Thorpe; Uglem; Vig; Vigesaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Winrich; Wolf; Wrangham; Zaiser; Speaker Monson

**ABSENT AND NOT VOTING:** Froelich; Kerzman

HB 1528 lost.

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### SECOND READING OF HOUSE BILL

**HB 1529:** A BILL for an Act to amend and reenact subsection 3 of section 24-17-03 and subsection 3 of section 24-17-03.1 of the North Dakota Century Code, relating to outdoor advertising within and beyond distance limits from highways.

### ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 8 YEAS, 84 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Brandenburg; DeKrey; Dosch; Kelsh, J.; Koppelman; Kretschmar; Metcalf; Mueller

**NAYS:** Amerman; Bellew; Belter; Berg; Boe; Boehning; Boucher; Carlson; Clark; Conklin; Conrad; Dahl; Damschen; Delmore; Delzer; Drovdal; Ekstrom; Frantsvog; Froseth; Glassheim; Grande; Griffin; Gruchalla; Hanson; Hatlestad; Hawken; Headland; Heller; Hofstad; Holman; Hunskor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kilichowski; Kingsbury; Klein; Klemin; Kreidt; Kroeber; Martinson; Meier, L.; Meyer, S.; Mock; Myxter; Nathe; Nelson; Nottestad; Onstad; Pietsch; Pinkerton; Pollert; Porter; Potter; Ruby; Rust; Schatz; Schmidt; Schneider; Skarphol; Sukut; Svedjan; Thoreson; Thorpe; Uglem; Vig; Vigesaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Winrich; Wolf; Wrangham; Zaiser; Speaker Monson

**ABSENT AND NOT VOTING:** Froelich; Kerzman

HB 1529 lost.

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### **SECOND READING OF HOUSE BILL**

**HB 1567:** A BILL for an Act to amend and reenact subsection 4 of section 20.1-03-36.1 of the North Dakota Century Code, relating to licensing of outfitters; to provide an expiration date; and to declare an emergency.

### **ROLL CALL**

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 87 YEAS, 4 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Bellew; Belter; Berg; Boe; Boehning; Boucher; Brandenburg; Carlson; Clark; Conklin; Conrad; Dahl; Damschen; DeKrey; Delmore; Delzer; Dosch; Drovdal; Ekstrom; Frantsvog; Froseth; Glassheim; Grande; Griffin; Gruchalla; Hatlestad; Hawken; Headland; Heller; Hofstad; Holman; Hunsakor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsch, R.; Kelsh, J.; Kelsh, S.; Kempenich; Kilichowski; Kingsbury; Klein; Klemm; Koppelman; Kreidt; Kretschmar; Martinson; Meier, L.; Metcalf; Meyer, S.; Mock; Mueller; Myxter; Nathe; Nelson; Nottestad; Onstad; Pietsch; Pinkerton; Porter; Potter; Ruby; Rust; Schatz; Schmidt; Schneider; Skarphol; Sukut; Svedjan; Thoreson; Uglem; Vig; Vigesaa; Wald; Wall; Weiler; Weisz; Williams; Winrich; Wolf; Wrangham; Zaiser; Speaker Monson

**NAYS:** Hanson; Kroeber; Pollert; Thorpe

**ABSENT AND NOT VOTING:** Froelich; Kerzman; Wieland

Engrossed HB 1567 passed, the title was agreed to, and the emergency clause was declared carried.

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### **MOTION**

**REP. VIGESAA MOVED** that HB 1491 be moved to the bottom of the calendar, which motion prevailed.

### **SECOND READING OF HOUSE BILL**

**HB 1459:** A BILL for an Act to provide legislative findings and a declaration concerning lands around Lake Oahe managed by the army corps of engineers.

### **ROLL CALL**

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

**YEAS:** Amerman; Bellew; Belter; Berg; Boe; Boehning; Boucher; Brandenburg; Carlson; Clark; Conklin; Conrad; Dahl; Damschen; DeKrey; Delmore; Delzer; Dosch; Drovdal; Ekstrom; Frantsvog; Froseth; Glassheim; Grande; Griffin; Gruchalla; Hanson; Hatlestad; Hawken; Headland; Heller; Hofstad; Holman; Hunsakor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsch, R.; Kelsh, J.; Kelsh, S.; Kempenich; Kilichowski; Kingsbury; Klein; Klemm; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Mock; Mueller; Myxter; Nathe; Nelson; Nottestad; Onstad; Pietsch; Pinkerton; Pollert; Porter; Potter; Ruby; Rust; Schatz; Schmidt; Schneider; Skarphol; Sukut; Svedjan; Thoreson; Thorpe; Uglem; Vig; Vigesaa; Wald; Wall; Weiler; Weisz; Williams; Winrich; Wolf; Wrangham; Zaiser; Speaker Monson

**ABSENT AND NOT VOTING:** Froelich; Kerzman; Wieland

Engrossed HB 1459 passed and the title was agreed to.

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**SECOND READING OF HOUSE BILL**

**HB 1418:** A BILL for an Act to create and enact a new section to chapter 50-11.1 of the North Dakota Century Code, relating to early childhood care workforce development, child care capacity, and quality improvement for early childhood facilities.

**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 74 YEAS, 17 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Belter; Berg; Boe; Boehning; Boucher; Brandenburg; Carlson; Clark; Conklin; Conrad; Dahl; DeKrey; Delmore; Dosch; Ekstrom; Frantsvog; Glassheim; Grande; Griffin; Gruchalla; Hanson; Hatlestad; Hawken; Headland; Heller; Hofstad; Holman; Johnson, D.; Johnson, N.; Kaldor; Karls; Keiser; Kelsch, R.; Kelsh, J.; Kelsh, S.; Kilichowski; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Mock; Mueller; Myxter; Nelson; Nottestad; Onstad; Pietsch; Pinkerton; Porter; Potter; Schmidt; Schneider; Sukut; Svedjan; Thorpe; Uglem; Vig; Vigesaa; Wall; Weiler; Weisz; Williams; Winrich; Wolf; Zaiser; Speaker Monson

**NAYS:** Bellew; Damschen; Delzer; Drovdal; Froseth; Hunskor; Kasper; Kempenich; Nathe; Pollert; Ruby; Rust; Schatz; Skarphol; Thoreson; Wald; Wrangham

**ABSENT AND NOT VOTING:** Froelich; Kerzman; Wieland

Engrossed HB 1418 passed and the title was agreed to.

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**SECOND READING OF HOUSE BILL**

**HB 1349:** A BILL for an Act to amend and reenact section 44-08-03 of the North Dakota Century Code, relating to providing an incentive for officers and employees of the state or political subdivisions to carpool.

**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 28 YEAS, 63 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Boe; Boucher; Conrad; Ekstrom; Glassheim; Griffin; Gruchalla; Holman; Hunskor; Kaldor; Kelsh, J.; Kelsh, S.; Kilichowski; Kroeber; Mock; Mueller; Myxter; Nelson; Onstad; Pinkerton; Schmidt; Schneider; Thorpe; Vig; Winrich; Wolf; Zaiser

**NAYS:** Bellew; Belter; Berg; Boehning; Brandenburg; Carlson; Clark; Conklin; Dahl; Damschen; DeKrey; Delmore; Delzer; Dosch; Drovdal; Frantsvog; Froseth; Grande; Hanson; Hatlestad; Hawken; Headland; Heller; Hofstad; Johnson, D.; Johnson, N.; Karls; Kasper; Keiser; Kelsch, R.; Kempenich; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Martinson; Meier, L.; Metcalf; Meyer, S.; Nathe; Nottestad; Pietsch; Pollert; Porter; Potter; Ruby; Rust; Schatz; Skarphol; Sukut; Svedjan; Thoreson; Uglem; Vigesaa; Wall; Weiler; Weisz; Wieland; Williams; Wrangham; Speaker Monson

**ABSENT AND NOT VOTING:** Froelich; Kerzman; Wald

Engrossed HB 1349 lost.

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**SECOND READING OF HOUSE BILL**

**HB 1326:** A BILL for an Act to create and enact a new section to chapter 36-01 of the North Dakota Century Code, relating to requested certification by livestock producers and processors; and to provide a continuing appropriation.

**ROLL CALL**

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

**YEAS:** Amerman; Bellew; Belter; Berg; Boe; Boehning; Boucher; Brandenburg; Carlson; Clark; Conklin; Conrad; Dahl; Damschen; DeKrey; Delmore; Delzer; Dosch; Drovdal; Ekstrom; Frantsvog; Froseth; Glassheim; Grande; Griffin; Gruchalla; Hanson; Hatlestad; Hawken;

Headland; Heller; Hofstad; Hunskor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsch, R.; Kelsh, J.; Kelsh, S.; Kempenich; Kilichowski; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Mock; Mueller; Myxter; Nathe; Nelson; Nottestad; Onstad; Pietsch; Pinkerton; Pollert; Porter; Potter; Ruby; Rust; Schatz; Schmidt; Schneider; Skarphol; Sukut; Svedjan; Thoreson; Thorpe; Uglem; Vig; Vigesaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Winrich; Wolf; Wrangham; Zaiser; Speaker Monson

**ABSENT AND NOT VOTING:** Froelich; Holman; Kerzman

Engrossed HB 1326 passed and the title was agreed to.

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### SECOND READING OF HOUSE BILL

**HB 1242:** A BILL for an Act to create and enact a new section to chapter 39-06.2 of the North Dakota Century Code, relating to drug and alcohol test reports to the department of transportation.

### 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 3 YEAS, 88 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

**YEAS:** Gruchalla; Myxter; Potter

**NAYS:** Amerman; Bellew; Belter; Berg; Boe; Boehning; Boucher; Brandenburg; Carlson; Clark; Conklin; Conrad; Dahl; Damschen; DeKrey; Delmore; Delzer; Dosch; Drovdal; Ekstrom; Frantsvog; Froseth; Glassheim; Grande; Griffin; Hanson; Hatlestad; Hawken; Headland; Heller; Hofstad; Hunskor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsch, R.; Kelsh, J.; Kelsh, S.; Kempenich; Kilichowski; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Mock; Mueller; Nathe; Nelson; Nottestad; Onstad; Pietsch; Pinkerton; Pollert; Porter; Ruby; Rust; Schatz; Schmidt; Schneider; Skarphol; Sukut; Svedjan; Thoreson; Thorpe; Uglem; Vig; Vigesaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Winrich; Wolf; Wrangham; Zaiser; Speaker Monson

**ABSENT AND NOT VOTING:** Froelich; Holman; Kerzman

Engrossed HB 1242 lost.

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### SECOND READING OF HOUSE BILL

**HB 1149:** A BILL for an Act to amend and reenact section 4-33-02 of the North Dakota Century Code, relating to the state agricultural entomologist.

### ROLL CALL

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

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

**ABSENT AND NOT VOTING:** Froelich; Holman; Kerzman

Engrossed HB 1149 passed and the title was agreed to.

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**SECOND READING OF HOUSE BILL**

**HB 1112:** A BILL for an Act to amend and reenact section 36-24-26 of the North Dakota Century Code, relating to penalties for violating meat inspection laws; and to provide a penalty.

**ROLL CALL**

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 65 YEAS, 26 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Belter; Boe; Boucher; Brandenburg; Carlson; Conklin; Conrad; Damschen; DeKrey; Delmore; Ekstrom; Frantsvog; Glassheim; Griffin; Gruchalla; Hanson; Hatlestad; Hawken; Headland; Hofstad; Hunsakor; Johnson, D.; Johnson, N.; Kaldor; Keiser; Kelsch, R.; Kelsh, J.; Kelsh, S.; Kilichowski; Kingsbury; Klemin; Kretschmar; Kroeber; Martinson; Metcalf; Meyer, S.; Mock; Mueller; Myxter; Nathe; Nelson; Onstad; Pietsch; Pinkerton; Pollert; Porter; Potter; Rust; Schmidt; Schneider; Sukut; Svedjan; Thorpe; Uglem; Vig; Vigesaa; Wall; Weiler; Wieland; Williams; Winrich; Wolf; Zaiser; Speaker Monson

**NAYS:** Bellew; Berg; Boehning; Clark; Dahl; Delzer; Dosch; Drovda; Froseth; Grande; Heller; Karls; Kasper; Kempenich; Klein; Koppelman; Kreidt; Meier, L.; Nottestad; Ruby; Schatz; Skarphol; Thoreson; Wald; Weisz; Wrangham

**ABSENT AND NOT VOTING:** Froelich; Holman; Kerzman

Engrossed HB 1112 passed and the title was agreed to.

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**SECOND READING OF HOUSE BILL**

**HB 1341:** A BILL for an Act to provide for a legislative council study of a state employee tuition reimbursement pool program.

**ROLL CALL**

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 87 YEAS, 5 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Bellew; Berg; Boe; Boehning; Boucher; Brandenburg; Carlson; Clark; Conklin; Conrad; Dahl; Damschen; DeKrey; Delmore; Dosch; Drovda; Ekstrom; Frantsvog; Froseth; Glassheim; Grande; Griffin; Gruchalla; Hanson; Hatlestad; Hawken; Hofstad; Holman; Hunsakor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsch, R.; Kelsh, J.; Kelsh, S.; Kempenich; Kilichowski; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Mock; Mueller; Myxter; Nathe; Nelson; Nottestad; Onstad; Pietsch; Pinkerton; Porter; Potter; Ruby; Rust; Schatz; Schmidt; Schneider; Skarphol; Sukut; Svedjan; Thoreson; Thorpe; Uglem; Vig; Vigesaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Winrich; Wolf; Wrangham; Zaiser; Speaker Monson

**NAYS:** Belter; Delzer; Headland; Heller; Pollert

**ABSENT AND NOT VOTING:** Froelich; Kerzman

Engrossed HB 1341 passed and the title was agreed to.

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**SECOND READING OF HOUSE BILL**

**HB 1067:** A BILL for an Act to amend and reenact section 54-44.3-20 of the North Dakota Century Code, relating to exempting engineers and geologists employed by the director of mineral resources from classified service; 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 74 YEAS, 18 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Bellew; Belter; Berg; Boehning; Brandenburg; Carlson; Clark; Conklin; Conrad; Dahl; Damschen; DeKrey; Delzer; Dosch; Drovda; Frantsvog; Froseth; Grande; Hanson; Hatlestad; Hawken; Headland; Heller; Hofstad; Holman; Hunsakor; Johnson, D.;

Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsch, R.; Kelsh, J.; Kempenich; Kilichowski; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Martinson; Meier, L.; Metcalf; Meyer, S.; Mueller; Nathe; Nelson; Nottestad; Pietsch; Pinkerton; Pollert; Porter; Ruby; Rust; Schatz; Schmidt; Skarphol; Sukut; Svedjan; Thoreson; Thorpe; Uglem; Vigesaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Wolf; Wrangham; Speaker Monson

**NAYS:** Amerman; Boe; Boucher; Delmore; Ekstrom; Glassheim; Griffin; Gruchalla; Kelsh, S.; Kroeber; Mock; Myxter; Onstad; Potter; Schneider; Vig; Winrich; Zaiser

**ABSENT AND NOT VOTING:** Froelich; Kerzman

Engrossed HB 1067 passed, the title was agreed to, and the emergency clause was declared carried.

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## SECOND READING OF HOUSE BILL

**HB 1424:** A BILL for an Act to provide an appropriation to the state department of health for a statewide swimming pool program.

### ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 27 YEAS, 65 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Boe; Boucher; Conrad; Ekstrom; Glassheim; Griffin; Gruchalla; Hofstad; Holman; Hunsakor; Johnson, D.; Kaldor; Kelsh, J.; Kelsh, S.; Kilichowski; Kroeber; Mock; Mueller; Nelson; Onstad; Pinkerton; Potter; Schneider; Vig; Winrich; Wolf

**NAYS:** Bellew; Belter; Berg; Boehning; Brandenburg; Carlson; Clark; Conklin; Dahl; Damschen; DeKrey; Delmore; Delzer; Dosch; Drovda; Frantsvog; Froseth; Grande; Hanson; Hatlestad; Hawken; Headland; Heller; Johnson, N.; Karls; Kasper; Keiser; Kelsch, R.; Kempenich; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Martinson; Meier, L.; Metcalf; Meyer, S.; Myxter; Nathe; Nottestad; Pietsch; Pollert; Porter; Ruby; Rust; Schatz; Schmidt; Skarphol; Sukut; Svedjan; Thoreson; Thorpe; Uglem; Vigesaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Wrangham; Zaiser; Speaker Monson

**ABSENT AND NOT VOTING:** Froelich; Kerzman

HB 1424 lost.

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## SECOND READING OF HOUSE BILL

**HB 1465:** A BILL for an Act providing an appropriation to the agriculture commissioner for defraying the expenses of expanding organic food production and processing in the state.

### ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 44 YEAS, 47 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Boe; Boucher; Conklin; Conrad; DeKrey; Delmore; Ekstrom; Glassheim; Griffin; Gruchalla; Hawken; Heller; Holman; Hunsakor; Johnson, D.; Johnson, N.; Kaldor; Kelsch, R.; Kelsh, J.; Kelsh, S.; Kretschmar; Kroeber; Meier, L.; Metcalf; Meyer, S.; Mock; Mueller; Myxter; Nelson; Onstad; Pinkerton; Porter; Potter; Schmidt; Schneider; Thorpe; Vig; Wall; Weisz; Williams; Winrich; Wolf; Zaiser

**NAYS:** Bellew; Belter; Berg; Boehning; Brandenburg; Carlson; Clark; Dahl; Damschen; Delzer; Dosch; Drovda; Frantsvog; Froseth; Grande; Hanson; Hatlestad; Headland; Hofstad; Karls; Kasper; Keiser; Kempenich; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Martinson; Nathe; Nottestad; Pietsch; Pollert; Ruby; Rust; Schatz; Skarphol; Sukut; Svedjan; Thoreson; Uglem; Vigesaa; Wald; Weiler; Wieland; Wrangham; Speaker Monson

**ABSENT AND NOT VOTING:** Froelich; Kerzman; Kilichowski

HB 1465 lost.

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### SECOND READING OF HOUSE BILL

**HB 1479:** A BILL for an Act to amend and reenact section 55-08-14.1 of the North Dakota Century Code, relating to recreational grants.

### ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 1 YEAS, 90 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

**YEAS:** Mueller

**NAYS:** Amerman; Bellew; Belter; Berg; Boe; Boehning; Boucher; Brandenburg; Carlson; Clark; Conklin; Conrad; Dahl; Damschen; DeKrey; Delmore; Delzer; Dosch; Drovdal; Ekstrom; Frantsvog; Froseth; Glassheim; Grande; Griffin; Gruchalla; Hanson; Hatlestad; Hawken; Headland; Heller; Hofstad; Hunskor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsch, R.; Kelsh, J.; Kelsh, S.; Kempenich; Kilichowski; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Mock; Myxter; Nathe; Nelson; Nottestad; Onstad; Pietsch; Pinkerton; Pollert; Porter; Potter; Ruby; Rust; Schatz; Schmidt; Schneider; Skarphol; Sukut; Svedjan; Thoreson; Thorpe; Uglem; Vig; Vigesaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Winrich; Wolf; Wrangham; Zaiser; Speaker Monson

**ABSENT AND NOT VOTING:** Froelich; Holman; Kerzman

HB 1479 lost.

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### SECOND READING OF HOUSE BILL

**HB 1513:** A BILL for an Act to create and enact a new section to chapter 54-44.1 of the North Dakota Century Code, relating to continuation of unspent appropriation authority at the end of a biennium; to create a government innovation and efficiency grant program; to create a state employee innovation award program; to provide reports to the legislative council; to provide a contingent appropriation; and to provide a continuing appropriation.

### ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 76 YEAS, 15 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

**YEAS:** Belter; Berg; Boe; Boehning; Boucher; Brandenburg; Carlson; Clark; Conklin; Dahl; Delmore; Dosch; Drovdal; Frantsvog; Glassheim; Grande; Griffin; Gruchalla; Hanson; Hatlestad; Headland; Heller; Hofstad; Hunskor; Johnson, D.; Kaldor; Karls; Kasper; Keiser; Kelsch, R.; Kelsh, J.; Kelsh, S.; Kempenich; Kilichowski; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Mock; Mueller; Myxter; Nathe; Nelson; Nottestad; Onstad; Pietsch; Pinkerton; Pollert; Potter; Rust; Schatz; Schmidt; Schneider; Skarphol; Sukut; Svedjan; Thoreson; Uglem; Vig; Vigesaa; Wald; Wall; Wieland; Williams; Winrich; Wolf; Wrangham; Zaiser; Speaker Monson

**NAYS:** Amerman; Bellew; Conrad; Damschen; DeKrey; Delzer; Ekstrom; Froseth; Hawken; Johnson, N.; Porter; Ruby; Thorpe; Weiler; Weisz

**ABSENT AND NOT VOTING:** Froelich; Holman; Kerzman

HB 1513 passed and the title was agreed to.

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### SECOND READING OF HOUSE BILL

**HB 1527:** A BILL for an Act to create and enact a new section to chapter 4-09 of the North Dakota Century Code, relating to certificates of purity for organic seeds.

**ROLL CALL**

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 2 YEAS, 90 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Brandenburg; Schatz

**NAYS:** Amerman; Bellew; Belter; Berg; Boe; Boehning; Boucher; Carlson; Clark; Conklin; Conrad; Dahl; Damschen; DeKrey; Delmore; Delzer; Dosch; Drovda; Ekstrom; Frantsvog; Froseth; Glassheim; Grande; Griffin; Gruchalla; Hanson; Hatlestad; Hawken; Headland; Heller; Hofstad; Holman; Hunsakor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsch, R.; Kelsh, J.; Kelsh, S.; Kempenich; Kilichowski; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Mock; Mueller; Myxter; Nathe; Nelson; Nottestad; Onstad; Pietsch; Pinkerton; Pollert; Porter; Potter; Ruby; Rust; Schmidt; Schneider; Skarphol; Sukut; Svedjan; Thoreson; Thorpe; Uglem; Vig; Vigasaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Winrich; Wolf; Wrangham; Zaiser; Speaker Monson

**ABSENT AND NOT VOTING:** Froelich; Kerzman

HB 1527 lost.

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**SECOND READING OF HOUSE BILL**

**HB 1537:** A BILL for an Act to create and enact a new section to chapter 50-11 of the North Dakota Century Code, relating to substitute caregivers for adults in foster care.

**ROLL CALL**

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 3 YEAS, 86 NAYS, 0 EXCUSED, 5 ABSENT AND NOT VOTING.

**YEAS:** Brandenburg; Delzer; Kretschmar

**NAYS:** Amerman; Bellew; Belter; Berg; Boe; Boehning; Carlson; Clark; Conklin; Conrad; Dahl; Damschen; DeKrey; Delmore; Dosch; Drovda; Ekstrom; Frantsvog; Froseth; Glassheim; Grande; Griffin; Gruchalla; Hanson; Hatlestad; Hawken; Headland; Heller; Hofstad; Holman; Hunsakor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsch, R.; Kelsh, J.; Kelsh, S.; Kempenich; Kilichowski; Klein; Klemin; Koppelman; Kreidt; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Mock; Mueller; Myxter; Nathe; Nelson; Nottestad; Onstad; Pietsch; Pinkerton; Pollert; Porter; Potter; Ruby; Rust; Schatz; Schmidt; Schneider; Skarphol; Sukut; Svedjan; Thoreson; Thorpe; Uglem; Vig; Vigasaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Wolf; Wrangham; Zaiser; Speaker Monson

**ABSENT AND NOT VOTING:** Boucher; Froelich; Kerzman; Kingsbury; Winrich

HB 1537 lost.

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**MOTION**

**REP. VIGESAA MOVED** that HB 1551 be moved to the bottom of the calendar, which motion prevailed.

**SECOND READING OF HOUSE BILL**

**HB 1446:** A BILL for an Act to provide for state funding of county office buildings containing court facilities; and to provide an appropriation.

**ROLL CALL**

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 8 YEAS, 84 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Bellew; Frantsvog; Kaldor; Klein; Klemin; Koppelman; Myxter; Wieland

**NAYS:** Amerman; Belter; Berg; Boe; Boehning; Boucher; Brandenburg; Carlson; Clark; Conklin; Conrad; Dahl; Damschen; DeKrey; Delmore; Delzer; Dosch; Drovda; Ekstrom; Froseth; Glassheim; Grande; Griffin; Gruchalla; Hanson; Hatlestad; Hawken; Headland;

Heller; Hofstad; Holman; Hunskor; Johnson, D.; Johnson, N.; Karls; Kasper; Keiser; Kelsch, R.; Kelsh, J.; Kelsh, S.; Kempenich; Kilichowski; Kingsbury; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Mock; Mueller; Nathe; Nelson; Nottestad; Onstad; Pietsch; Pinkerton; Pollert; Porter; Potter; Ruby; Rust; Schatz; Schmidt; Schneider; Skarphol; Sukut; Svedjan; Thoreson; Thorpe; Uglem; Vig; Vigesaa; Wald; Wall; Weiler; Weisz; Williams; Winrich; Wolf; Wrangham; Zaiser; Speaker Monson

**ABSENT AND NOT VOTING:** Froelich; Kerzman

Engrossed HB 1446 lost.

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### SECOND READING OF HOUSE BILL

**HB 1377:** A BILL for an Act to create and enact a new section to chapter 54-44.1 of the North Dakota Century Code, relating to the establishment of a searchable database of state expenditures.

### 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 67 YEAS, 25 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Bellew; Belter; Berg; Boe; Boehning; Boucher; Brandenburg; Carlson; Clark; Conklin; Dahl; Damschen; Delzer; Dosch; Drovdal; Froseth; Grande; Griffin; Hanson; Hatlestad; Headland; Heller; Holman; Hunskor; Johnson, D.; Kaldor; Karls; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kingsbury; Klemin; Koppelman; Kreidt; Kretschmar; Meier, L.; Metcalf; Mock; Mueller; Nathe; Nelson; Onstad; Pietsch; Pinkerton; Pollert; Porter; Potter; Ruby; Rust; Schatz; Schneider; Skarphol; Sukut; Svedjan; Thoreson; Uglem; Vig; Vigesaa; Wall; Weiler; Wieland; Williams; Wolf; Wrangham; Speaker Monson

**NAYS:** Amerman; Conrad; DeKrey; Delmore; Ekstrom; Frantsvog; Glassheim; Gruchalla; Hawken; Hofstad; Johnson, N.; Kelsh, J.; Kilichowski; Klein; Kroeber; Martinson; Meyer, S.; Myxter; Nottestad; Schmidt; Thorpe; Wald; Weisz; Winrich; Zaiser

**ABSENT AND NOT VOTING:** Froelich; Kerzman

Engrossed HB 1377 passed and the title was agreed to.

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### SECOND READING OF HOUSE BILL

**HB 1368:** A BILL for an Act to create and enact chapter 18-13 of the North Dakota Century Code, relating to reduced ignition propensity standards for cigarettes; to provide a penalty; to provide an appropriation; to provide an effective date; and to provide an expiration date.

### ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 80 YEAS, 12 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Belter; Berg; Boe; Boehning; Boucher; Brandenburg; Carlson; Clark; Conklin; Conrad; Dahl; Damschen; DeKrey; Delmore; Ekstrom; Froseth; Glassheim; Grande; Griffin; Gruchalla; Hanson; Hatlestad; Hawken; Headland; Hofstad; Holman; Hunskor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsch, R.; Kelsh, J.; Kelsh, S.; Kilichowski; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Mock; Mueller; Myxter; Nathe; Nelson; Nottestad; Onstad; Pietsch; Pinkerton; Pollert; Potter; Ruby; Schmidt; Schneider; Skarphol; Sukut; Svedjan; Thoreson; Thorpe; Uglem; Vig; Vigesaa; Wald; Wall; Weiler; Weisz; Williams; Winrich; Wolf; Zaiser; Speaker Monson

**NAYS:** Bellew; Delzer; Dosch; Drovdal; Frantsvog; Heller; Kempenich; Porter; Rust; Schatz; Wieland; Wrangham

**ABSENT AND NOT VOTING:** Froelich; Kerzman

Reengrossed HB 1368 passed and the title was agreed to.

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**SECOND READING OF HOUSE BILL**

**HB 1347:** A BILL for an Act to amend and reenact subdivision a of subsection 2 of section 16.1-10-02 of the North Dakota Century Code, relating to the use of state or political subdivision services or property for political purposes; and to provide a penalty.

**ROLL CALL**

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 64 YEAS, 27 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

**YEAS:** Bellew; Belter; Berg; Boe; Boehning; Boucher; Brandenburg; Carlson; Clark; Dahl; Damschen; DeKrey; Delzer; Dosch; Drovdal; Frantsvog; Froseth; Grande; Hatlestad; Headland; Heller; Hofstad; Holman; Johnson, D.; Karls; Kasper; Keiser; Kelsch, R.; Kelsh, J.; Kempenich; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Martinson; Meier, L.; Mueller; Nathe; Nelson; Nottestad; Pietsch; Pinkerton; Pollert; Porter; Ruby; Rust; Schatz; Schmidt; Skarphol; Sukut; Svedjan; Thoreson; Thorpe; Uglem; Vigasaa; Wald; Wall; Weiler; Weisz; Wieland; Wrangham; Speaker Monson

**NAYS:** Amerman; Conklin; Conrad; Delmore; Ekstrom; Glassheim; Griffin; Gruchalla; Hanson; Hawken; Hunskor; Johnson, N.; Kaldor; Kelsh, S.; Kilichowski; Kroeber; Metcalf; Meyer, S.; Mock; Myxter; Onstad; Potter; Schneider; Vig; Winrich; Wolf; Zaiser

**ABSENT AND NOT VOTING:** Froelich; Kerzman; Williams

Engrossed HB 1347 passed and the title was agreed to.

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**SECOND READING OF HOUSE BILL**

**HB 1313:** A BILL for an Act to create a one-time investment spending fund; and provide for one-time spending reports.

**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 56 YEAS, 35 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

**YEAS:** Bellew; Belter; Berg; Boe; Boehning; Brandenburg; Carlson; Clark; Dahl; Damschen; Delzer; Dosch; Drovdal; Frantsvog; Froseth; Griffin; Hatlestad; Headland; Heller; Hofstad; Johnson, D.; Karls; Kasper; Keiser; Kelsch, R.; Kempenich; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Martinson; Meier, L.; Nathe; Nelson; Nottestad; Pietsch; Pollert; Porter; Rust; Schatz; Schneider; Skarphol; Sukut; Svedjan; Thoreson; Uglem; Vigasaa; Wald; Wall; Weiler; Wieland; Williams; Wrangham; Speaker Monson

**NAYS:** Amerman; Boucher; Conklin; Conrad; DeKrey; Delmore; Ekstrom; Glassheim; Gruchalla; Hanson; Hawken; Holman; Hunskor; Johnson, N.; Kaldor; Kelsh, J.; Kelsh, S.; Kilichowski; Kroeber; Metcalf; Meyer, S.; Mock; Mueller; Myxter; Onstad; Pinkerton; Potter; Ruby; Schmidt; Thorpe; Vig; Weisz; Winrich; Wolf; Zaiser

**ABSENT AND NOT VOTING:** Froelich; Grande; Kerzman

Engrossed HB 1313 passed and the title was agreed to.

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**SECOND READING OF HOUSE BILL**

**HB 1238:** A BILL for an Act to create and enact a new section to chapter 12-44.1 of the North Dakota Century Code, relating to the housing of out-of-state inmates by correctional facilities; to amend and reenact section 12-44.1-02 of the North Dakota Century Code, relating to the housing of out-of-state inmates by correctional facilities; 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 91 YEAS, 0 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.



**YEAS:** Amerman; Bellew; Belter; Berg; Boe; Boehning; Boucher; Brandenburg; Carlson; Clark; Conklin; Conrad; Dahl; Damschen; DeKrey; Delmore; Delzer; Dosch; Drovdal; Ekstrom; Frantsvog; Froseth; Glassheim; Griffin; Gruchalla; Hanson; Hatlestad; Hawken; Headland; Heller; Hofstad; Holman; Hunsakor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsch, R.; Kelsh, J.; Kelsh, S.; Kempenich; Kilichowski; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Mock; Mueller; Myxter; Nathe; Nelson; Nottestad; Onstad; Pietsch; Pinkerton; Pollert; Porter; Potter; Ruby; Rust; Schatz; Schmidt; Schneider; Skarphol; Sukut; Svedjan; Thoreson; Thorpe; Uglem; Vig; Vigesaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Winrich; Wolf; Wrangham; Zaiser; Speaker Monson

**ABSENT AND NOT VOTING:** Froelich; Grande; Kerzman

Engrossed HB 1238 passed, the title was agreed to, and the emergency clause was declared carried.

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### SECOND READING OF HOUSE BILL

**HB 1210:** A BILL for an Act to create and enact a new section to chapter 36-01 of the North Dakota Century Code, relating to use of general fund moneys to regulate nontraditional livestock.

### 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 11 YEAS, 78 NAYS, 0 EXCUSED, 5 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Drovdal; Gruchalla; Hanson; Kelsh, J.; Kroeber; Mueller; Myxter; Porter; Wolf; Zaiser

**NAYS:** Bellew; Belter; Berg; Boehning; Boucher; Brandenburg; Carlson; Clark; Conklin; Conrad; Damschen; DeKrey; Delmore; Delzer; Dosch; Ekstrom; Frantsvog; Froseth; Glassheim; Griffin; Hatlestad; Hawken; Headland; Heller; Hofstad; Holman; Hunsakor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kilichowski; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Martinson; Meier, L.; Metcalf; Meyer, S.; Mock; Nathe; Nelson; Nottestad; Onstad; Pietsch; Pinkerton; Pollert; Potter; Ruby; Rust; Schatz; Schmidt; Schneider; Skarphol; Sukut; Svedjan; Thoreson; Thorpe; Uglem; Vig; Vigesaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Winrich; Wrangham; Speaker Monson

**ABSENT AND NOT VOTING:** Boe; Dahl; Froelich; Grande; Kerzman

Engrossed HB 1210 lost.

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### SECOND READING OF HOUSE BILL

**HB 1169:** A BILL for an Act to amend and reenact section 35-31-01 of the North Dakota Century Code, relating to the applicability of agricultural supplier liens.

### 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 19 YEAS, 69 NAYS, 0 EXCUSED, 6 ABSENT AND NOT VOTING.

**YEAS:** Bellew; Belter; Boucher; Brandenburg; DeKrey; Delzer; Dosch; Kasper; Kempenich; Meier, L.; Meyer, S.; Ruby; Schatz; Skarphol; Thorpe; Weiler; Weisz; Wieland; Wrangham

**NAYS:** Amerman; Boe; Boehning; Carlson; Clark; Conklin; Conrad; Damschen; Delmore; Drovdal; Ekstrom; Frantsvog; Froseth; Glassheim; Griffin; Gruchalla; Hanson; Hatlestad; Headland; Heller; Hofstad; Holman; Hunsakor; Johnson, D.; Johnson, N.; Kaldor; Karls; Keiser; Kelsch, R.; Kelsh, J.; Kelsh, S.; Kilichowski; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Metcalf; Mock; Mueller; Myxter; Nathe; Nelson; Nottestad; Onstad; Pietsch; Pinkerton; Pollert; Porter; Potter; Rust; Schmidt; Schneider; Sukut; Svedjan; Thoreson; Uglem; Vig; Vigesaa; Wald; Wall; Williams; Winrich; Wolf; Zaiser; Speaker Monson

**ABSENT AND NOT VOTING:** Berg; Dahl; Froelich; Grande; Hawken; Kerzman

Engrossed HB 1169 lost.

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

**MR. PRESIDENT:** The House has passed and your favorable consideration is requested on: HB 1391, HB 1463, HB 1510, HB 1534, HB 1541, HB 1545, HB 1562.

**MESSAGE TO THE HOUSE FROM THE SENATE (FRAN A. GRONBERG, SECRETARY)**

**MR. SPEAKER:** The Senate has passed and your favorable consideration is requested on: SB 2005, SB 2006, SB 2008, SB 2011, SB 2024, SB 2028, SB 2051, SB 2118, SB 2162, SB 2171, SB 2316, SB 2317, SB 2369, SB 2401, SB 2429.

**MOTION**

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

**MOTION**

**REP. VIGESAA MOVED** that the House be on the Fifth, Ninth, and Thirteenth orders of business and at the conclusion of those orders, the House stand adjourned until 12:30 p.m., Monday, February 16, 2009, which motion prevailed.

**REPORT OF STANDING COMMITTEE**

**HB 1047: Appropriations Committee (Rep. Svedjan, Chairman)** recommends **DO NOT PASS** (22 YEAS, 0 NAYS, 3 ABSENT AND NOT VOTING). HB 1047 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**HB 1059: Government and Veterans Affairs Committee (Rep. Grande, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (11 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). HB 1059 was placed on the Sixth order on the calendar.

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

Page 1, line 12, remove the overstrike over "~~Tribe~~", remove "~~Nation~~", remove the overstrike over "~~of the Fort Berthold Reservation~~", and remove "~~- Mandan, Hidatsa,~~"

Page 1, line 13, remove "~~and Arikara~~"

Page 1, line 20, remove "~~- Continuing appropriation~~"

Page 1, line 21, overstrike "shall" and after the first "~~to~~" insert "may"

Page 1, line 24, remove "The commission may"

Page 2, remove line 1

Page 2, line 2, remove "for the purposes of the commission."

Renumber accordingly

**REPORT OF STANDING COMMITTEE**

**HB 1116: Government and Veterans Affairs Committee (Rep. Grande, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (12 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1116 was placed on the Sixth order on the calendar.

Page 1, line 1, replace "subsection" with "section" and replace "section 43-10-05" with "chapter 43-10"

Page 1, line 2, replace "sponsor continuing" with "conduct information seminars"

Page 1, line 3, remove "education"

Page 1, line 4, remove "43-10-15," after the fifth comma insert "and", and remove ", 43-10-25, and 43-10-26"

Page 1, line 6, after the second comma insert "and"

Page 1, line 7, remove ", licensing of crematoriums, and disposition of cremated remains"

Page 1, line 9, replace "subsection" with "section" and replace "section 43-10-05" with "chapter 43-10"

Page 1, replace line 11 with:

**"Information seminars.** The board shall conduct information seminars. The seminars may not be used as continuing education credits. The seminars may not be conducted in conjunction with any other organization."

Page 2, remove lines 15 through 21

Page 3, line 1, remove "payment of all annual"

Page 3, line 2, remove "renewal fees due since the expiration,"

Page 3, line 12, remove the overstrike over "one" and remove "two"

Page 3, line 14, remove the overstrike over "one", remove "two", and after "hundred" insert "twenty-five"

Page 4, remove lines 9 through 25

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

**HB 1189: Natural Resources Committee (Rep. Porter, Chairman)** recommends **DO NOT PASS** (11 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). HB 1189 was placed on the Eleventh order on the calendar.

#### REPORT OF STANDING COMMITTEE

**HB 1193, as engrossed: Appropriations Committee (Rep. Svedjan, Chairman)** recommends **DO NOT PASS** (13 YEAS, 10 NAYS, 2 ABSENT AND NOT VOTING). Engrossed HB 1193 was placed on the Eleventh order on the calendar.

#### REPORT OF STANDING COMMITTEE

**HB 1197: Transportation Committee (Rep. Ruby, Chairman)** recommends **DO NOT PASS** (8 YEAS, 6 NAYS, 0 ABSENT AND NOT VOTING). HB 1197 was placed on the Eleventh order on the calendar.

#### REPORT OF STANDING COMMITTEE

**HB 1235: Finance and Taxation Committee (Rep. Belter, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (8 YEAS, 5 NAYS, 0 ABSENT AND NOT VOTING). HB 1235 was placed on the Sixth order on the calendar.

Page 1, line 2, remove the second "and"

Page 1, line 3, after "date" insert "; and to declare an emergency"

Page 5, line 14, overstrike "**Exemptions from oil**" and insert immediately thereafter "**Oil**" and after "**tax**" insert "**exemptions and rate reductions**"

Page 10, replace lines 19 through 26 with:

"9- 4. The first seventy-five thousand barrels or the first four million five hundred thousand dollars of gross value at the well, whichever is less, of oil produced during the first eighteen months after completion, from a horizontal well drilled and completed in the Bakken formation after June 30, 2007, and before July 1, 2008 April 30, 2009, is subject to a reduced tax rate of two percent of the gross value at the well of the oil extracted under this chapter. A well eligible for a reduced tax rate under this subsection is eligible for the exemption for horizontal wells under subsection 3, if the exemption under subsection 3 is effective during all or part of the first twenty-four months after completion."

Page 10, line 27, replace "4." with "5."

Page 11, line 2, replace "June" with "April"

Page 11, after line 2, insert:

"**SECTION 5. EMERGENCY.** This Act is declared to be an emergency measure."

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

**HB 1267: Appropriations Committee (Rep. Svedjan, Chairman)** recommends **DO NOT PASS** (23 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). HB 1267 was placed on the Eleventh order on the calendar.

#### REPORT OF STANDING COMMITTEE

**HB 1279: Finance and Taxation Committee (Rep. Belter, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO NOT PASS** (10 YEAS, 3 NAYS, 0 ABSENT AND NOT VOTING). HB 1279 was placed on the Sixth order on the calendar.

In lieu of the amendments as printed on pages 361 and 362 of the House Journal, House Bill No. 1279 is amended as follows:

Page 1, replace lines 20 through 24 with:

"a. Single, other than head of household or surviving spouse.	
If North Dakota taxable income is:	The tax is equal to:
Not over <del>\$27,050</del> <u>\$33,950</u>	<del>2.40%</del> <u>1.81%</u>
Over <del>\$27,050</del> <u>\$33,950</u> but not over <del>\$65,550</del> <u>\$82,250</u>	<del>\$568.05</del> <u>\$614.50</u> plus <del>3.92%</del> <u>3.38%</u> of amount over <del>\$27,050</del> <u>\$33,950</u>
Over <del>\$65,550</del> <u>\$82,250</u> but not over <del>\$136,750</del> <u>\$171,550</u>	<del>\$2,077.25</del> <u>\$2,247.04</u> plus <del>4.34%</del> <u>3.75%</u> of amount over <del>\$65,550</del> <u>\$82,250</u>
Over <del>\$136,750</del> <u>\$171,550</u> but not over <del>\$297,350</del> <u>\$372,950</u>	<del>\$5,167.33</del> <u>\$5,595.79</u> plus <del>5.04%</del> <u>4.35%</u> of amount over <del>\$136,750</del> <u>\$171,550</u>
Over <del>\$297,350</del> <u>\$372,950</u>	<del>\$13,261.57</del> <u>\$14,356.69</u> plus <del>5.54%</del> <u>4.78%</u> of amount over <del>\$297,350</del> <u>\$372,950</u>
b. Married filing jointly and surviving spouse.	
If North Dakota taxable income is:	The tax is equal to:
Not over <del>\$45,200</del> <u>\$56,750</u>	<del>2.40%</del> <u>1.81%</u>
Over <del>\$45,200</del> <u>\$56,750</u> but not over <del>\$109,250</del> <u>\$137,050</u>	<del>\$949.20</del> <u>\$1,027.18</u> plus <del>3.92%</del> <u>3.38%</u> of amount over <del>\$45,200</del> <u>\$56,750</u>
Over <del>\$109,250</del> <u>\$137,050</u> but not over <del>\$166,500</del> <u>\$208,850</u>	<del>\$3,459.96</del> <u>\$3,741.32</u> plus <del>4.34%</del> <u>3.75%</u> of amount over <del>\$109,250</del> <u>\$137,050</u>
Over <del>\$166,500</del> <u>\$208,850</u> but not over <del>\$297,350</del> <u>\$372,950</u>	<del>\$5,944.64</del> <u>\$6,433.82</u> plus <del>5.04%</del> <u>4.35%</u> of amount over <del>\$166,500</del> <u>\$208,850</u>
Over <del>\$297,350</del> <u>\$372,950</u>	<del>\$12,539.45</del> <u>\$13,572.17</u> plus <del>5.54%</del> <u>4.78%</u> of amount over <del>\$297,350</del> <u>\$372,950</u>
c. Married filing separately.	
If North Dakota taxable income is:	The tax is equal to:
Not over <del>\$22,600</del> <u>\$28,375</u>	<del>2.40%</del> <u>1.81%</u>
Over <del>\$22,600</del> <u>\$28,375</u> but not over <del>\$54,625</del> <u>\$68,525</u>	<del>\$474.60</del> <u>\$513.59</u> plus <del>3.92%</del> <u>3.38%</u> of amount over <del>\$22,600</del> <u>\$28,375</u>
Over <del>\$54,625</del> <u>\$68,525</u> but not over <del>\$83,250</del> <u>\$104,425</u>	<del>\$1,729.98</del> <u>\$1,870.66</u> plus <del>4.34%</del> <u>3.75%</u> of amount over <del>\$54,625</del> <u>\$68,525</u>
Over <del>\$83,250</del> <u>\$104,425</u> but not over <del>\$148,675</del> <u>\$186,475</u>	<del>\$2,972.34</del> <u>\$3,216.91</u> plus <del>5.04%</del> <u>4.35%</u> of amount over <del>\$83,250</del> <u>\$104,425</u>
Over <del>\$148,675</del> <u>\$186,475</u>	<del>\$6,269.73</del> <u>\$6,786.08</u> plus <del>5.54%</del> <u>4.78%</u> of amount over <del>\$148,675</del> <u>\$186,475</u>
d. Head of household.	
If North Dakota taxable income is:	The tax is equal to:
Not over <del>\$36,250</del> <u>\$45,500</u>	<del>2.40%</del> <u>1.81%</u>
Over <del>\$36,250</del> <u>\$45,500</u> but not over <del>\$93,650</del> <u>\$117,450</u>	<del>\$761.25</del> <u>\$823.55</u> plus <del>3.92%</del> <u>3.38%</u> of amount over <del>\$36,250</del> <u>\$45,500</u>
Over <del>\$93,650</del> <u>\$117,450</u> but not over <del>\$151,650</del> <u>\$190,200</u>	<del>\$3,011.33</del> <u>\$3,255.46</u> plus <del>4.34%</del> <u>3.75%</u> of amount over <del>\$93,650</del> <u>\$117,450</u>
Over <del>\$151,650</del> <u>\$190,200</u> but not over <del>\$297,350</del> <u>\$372,950</u>	<del>\$5,528.53</del> <u>\$5,983.59</u> plus <del>5.04%</del> <u>4.35%</u> of amount over <del>\$151,650</del> <u>\$190,200</u>

Over ~~\$297,350~~ \$372,950

~~\$12,871.84~~ \$13,933.21 plus ~~5.54%~~ 4.78%  
of amount over ~~\$297,350~~ \$372,950

e. Estates and trusts.

If North Dakota taxable income is:

Not over ~~\$1,800~~ \$2,300

Over ~~\$1,800~~ \$2,300 but not  
over ~~\$4,250~~ \$5,350

Over ~~\$4,250~~ \$5,350 but not  
over ~~\$6,500~~ \$8,200

Over ~~\$6,500~~ \$8,200 but not  
over ~~\$8,900~~ \$11,150

Over ~~\$8,900~~ \$11,150

The tax is equal to:

~~2.40%~~ 1.81%

~~\$37.80~~ \$41.63 plus ~~3.92%~~ 3.38%  
of amount over ~~\$1,800~~ \$2,300

~~\$133.84~~ \$144.72 plus ~~4.34%~~ 3.75%  
of amount over ~~\$4,250~~ \$5,350

~~\$231.49~~ \$251.60 plus ~~5.04%~~ 4.35%  
of amount over ~~\$6,500~~ \$8,200

~~\$352.45~~ \$379.92 plus ~~5.54%~~ 4.78%  
of amount over ~~\$8,900~~ \$11,150"

Page 2, remove lines 1 through 31

Page 3, remove lines 1 through 19

Renumber accordingly

### REPORT OF STANDING COMMITTEE

**HB 1286: Natural Resources Committee (Rep. Porter, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (11 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). HB 1286 was placed on the Sixth order on the calendar.

Page 1, line 1, after "A BILL" replace the remainder of the bill with "for an Act to amend and reenact section 61-04-04.1 of the North Dakota Century Code, relating to water permit application fees.

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

**SECTION 1. AMENDMENT.** Section 61-04-04.1 of the North Dakota Century Code is amended and reenacted as follows:

**61-04-04.1. Application fees.** The following fees must accompany an application and must be paid by the state engineer into the water use fund of the state treasury:

1. For municipal or public use in municipalities or other entities of 2,500 population or over according to the latest federal census \$500
2. For municipal or public use in municipalities or other entities of less than 2,500 population according to the latest federal census \$250
3. For irrigation in excess of  
fifteen acres [6.07 hectares] \$200
4. For irrigation for commercial  
purposes not exceeding fifteen acres [6.07 hectares]  
or irrigation of  
recreation areas not  
exceeding fifteen acres [6.07 hectares] \$ 25
5. For irrigation of noncommercial  
gardens, orchards, lawns, trees, or  
shrubby larger than one acre [.405 hectare]  
but not larger than fifteen acres [6.07 hectares] \$ 25
6. For industrial use of one c.f.s. or less, or seven hundred twenty-four acre-feet [893039.52 cubic meters] or less \$250

<del>5.</del> <u>7.</u>	For industrial use in excess of one c.f.s., or in excess of seven hundred twenty-four acre-feet [893039.52 cubic meters]	\$750
<del>6.</del> <u>8.</u>	For recreation, livestock, or fish and wildlife	\$100
<del>7.</del> <u>9.</u>	For commercial recreation	\$200
<del>8.</del> <u>10.</u>	Water permit amendment	\$ 50"

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

**HB 1294: Government and Veterans Affairs Committee (Rep. Grande, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (11 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). HB 1294 was placed on the Sixth order on the calendar.

Page 1, line 13, remove "at the request of the commissioner"

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

**HB 1305: Appropriations Committee (Rep. Svedjan, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (21 YEAS, 3 NAYS, 1 ABSENT AND NOT VOTING). HB 1305 was placed on the Sixth order on the calendar.

Page 1, line 1, remove "supply"

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

Page 1, line 6, replace "\$2,100,000" with "\$2,200,000"

Page 1, line 8, after "project" insert ", providing a grant of up to \$100,000 to assist in the local cost-share of the Renwick Dam project,"

Page 1, line 10, replace "biennium" with "period" and replace "July 1, 2009," with "with the effective date of this Act"

Page 1, after line 10, insert:

**"SECTION 2. EMERGENCY.** This Act is declared to be an emergency measure."

Renumber accordingly

#### STATEMENT OF PURPOSE OF AMENDMENT:

This amendment adds \$100,000 from the permanent oil tax trust fund to provide assistance with the local cost-share of the Renwick Dam project and adds an emergency clause to the bill.

#### REPORT OF STANDING COMMITTEE

**HB 1320: Natural Resources Committee (Rep. Porter, Chairman)** recommends **DO NOT PASS** (12 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1320 was placed on the Eleventh order on the calendar.

#### REPORT OF STANDING COMMITTEE

**HB 1322, as engrossed: Natural Resources Committee (Rep. Porter, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (12 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). Engrossed HB 1322 was placed on the Sixth order on the calendar.

Page 2, replace lines 25 through 27 with:

"1. During the 2009-10 interim, the state water commission shall conduct a study to:

- a. Determine unit water use for each sector of energy production, including:
  - (1) Petroleum;
  - (2) Ethanol;
  - (3) Electrical generation; and
  - (4) Biodiesel;
- b. Identify water quality constraints for each energy sector;
- c. Estimate projected water use in each energy production sector based upon growth projections provided by the energy policy commission; and
- d. Provide a qualitative assessment of the state's water resources and identify specific sources that have the potential of providing significant quantities of water energy development.

2."

Page 2, line 29, after the period insert:

"3."

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

**HB 1324: Finance and Taxation Committee (Rep. Belter, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (8 YEAS, 5 NAYS, 0 ABSENT AND NOT VOTING). HB 1324 was placed on the Sixth order on the calendar.

Page 2, replace lines 8 through 30 with:

- a. Single, other than head of household or surviving spouse.  
 If North Dakota taxable income is:      The tax is equal to:  
 Not over ~~\$27,050~~ \$33,950      ~~2.40%~~ 1.81%  
 Over ~~\$27,050~~ \$33,950 but not      ~~\$568.05~~ \$614.50 plus ~~3.92%~~ 3.38%  
   over ~~\$65,550~~ \$82,250      of amount over ~~\$27,050~~ \$33,950  
 Over ~~\$65,550~~ \$82,250 but not      ~~\$2,077.25~~ \$2,247.04 plus ~~4.34%~~ 3.75%  
   over ~~\$136,750~~ \$171,550      of amount over ~~\$65,550~~ \$82,250  
 Over ~~\$136,750~~ \$171,550 but not      ~~\$5,467.33~~ \$5,595.79 plus ~~5.04%~~ 4.35%  
   over ~~\$297,350~~ \$372,950      of amount over ~~\$136,750~~ \$171,550  
 Over ~~\$297,350~~ \$372,950      ~~\$13,261.57~~ \$14,356.69 plus ~~5.54%~~ 4.78%  
   of amount over ~~\$297,350~~ \$372,950
- b. Married filing jointly and surviving spouse.  
 If North Dakota taxable income is:      The tax is equal to:  
 Not over ~~\$45,200~~ \$56,750      ~~2.40%~~ 1.81%  
 Over ~~\$45,200~~ \$56,750 but not      ~~\$949.20~~ \$1,027.18 plus ~~3.92%~~ 3.38%  
   over ~~\$109,250~~ \$137,050      of amount over ~~\$45,200~~ \$56,750  
 Over ~~\$109,250~~ \$137,050 but not      ~~\$3,459.96~~ \$3,741.32 plus ~~4.34%~~ 3.75%  
   over ~~\$166,500~~ \$208,850      of amount over ~~\$109,250~~ \$137,050  
 Over ~~\$166,500~~ \$208,850 but not      ~~\$5,944.64~~ \$6,433.82 plus ~~5.04%~~ 4.35%  
   over ~~\$297,350~~ \$372,950      of amount over ~~\$166,500~~ \$208,850  
 Over ~~\$297,350~~ \$372,950      ~~\$12,539.45~~ \$13,572.17 plus ~~5.54%~~ 4.78%  
   of amount over ~~\$297,350~~ \$372,950
- c. Married filing separately.  
 If North Dakota taxable income is:      The tax is equal to:  
 Not over ~~\$22,600~~ \$28,375      ~~2.40%~~ 1.81%  
 Over ~~\$22,600~~ \$28,375 but not      ~~\$474.60~~ \$513.59 plus ~~3.92%~~ 3.38%  
   over ~~\$54,625~~ \$68,525      of amount over ~~\$22,600~~ \$28,375  
 Over ~~\$54,625~~ \$68,525 but not      ~~\$1,729.98~~ \$1,870.66 plus ~~4.34%~~ 3.75%  
   over ~~\$83,250~~ \$104,425      of amount over ~~\$54,625~~ \$68,525  
 Over ~~\$83,250~~ \$104,425 but not      ~~\$2,972.34~~ \$3,216.91 plus ~~5.04%~~ 4.35%  
   over ~~\$148,675~~ \$186,475      of amount over ~~\$83,250~~ \$104,425

Over ~~\$148,675~~ \$186,475

~~\$6,269.73~~ \$6,786.08 plus ~~5.54%~~ 4.78%  
of amount over ~~\$148,675~~ \$186,475

d. Head of household.

If North Dakota taxable income is:

Not over ~~\$36,250~~ \$45,500

Over ~~\$36,250~~ \$45,500 but not

over ~~\$93,650~~ \$117,450

Over ~~\$93,650~~ \$117,450 but not

over ~~\$151,650~~ \$190,200

Over ~~\$151,650~~ \$190,200 but not

over ~~\$297,350~~ \$372,950

Over ~~\$297,350~~ \$372,950

The tax is equal to:

~~2.40%~~ 1.81%

~~\$761.25~~ \$823.55 plus ~~3.92%~~ 3.38%

of amount over ~~\$36,250~~ \$45,500

~~\$3,011.33~~ \$3,255.46 plus ~~4.34%~~ 3.75%

of amount over ~~\$93,650~~ \$117,450

~~\$6,528.53~~ \$5,983.59 plus ~~5.04%~~ 4.35%

of amount over ~~\$151,650~~ \$190,200

~~\$12,871.84~~ \$13,933.21 plus ~~5.54%~~ 4.78%

of amount over ~~\$297,350~~ \$372,950

e. Estates and trusts.

If North Dakota taxable income is:

Not over ~~\$1,800~~ \$2,300

Over ~~\$1,800~~ \$2,300 but not

over ~~\$4,250~~ \$5,350

Over ~~\$4,250~~ \$5,350 but not

over ~~\$6,500~~ \$8,200

Over ~~\$6,500~~ \$8,200 but not

over ~~\$8,900~~ \$11,150

Over ~~\$8,900~~ \$11,150

The tax is equal to:

~~2.40%~~ 1.81%

~~\$37.80~~ \$41.63 plus ~~3.92%~~ 3.38%

of amount over ~~\$1,800~~ \$2,300

~~\$133.84~~ \$144.72 plus ~~4.34%~~ 3.75%

of amount over ~~\$4,250~~ \$5,350

~~\$231.49~~ \$251.60 plus ~~5.04%~~ 4.35%

of amount over ~~\$6,500~~ \$8,200

~~\$352.45~~ \$379.92 plus ~~5.54%~~ 4.78%

of amount over ~~\$8,900~~ \$11,150"

Page 3, remove lines 1 through 30

Page 4, remove lines 1 and 2

Renumber accordingly

# **REPORT OF STANDING COMMITTEE**

**HB 1342: Transportation Committee (Rep. Ruby, Chairman) recommends AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (12 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). HB 1342 was placed on the Sixth order on the calendar.

Page 1, line 15, after the underscored comma insert "road, or street,"

Page 1, line 16, remove "which is open for public travel,"

Page 1, line 17, replace "and a governmental" with ". The term includes a crossing if a public" and remove "regularly"

Page 1, line 18, replace "highway" with "roadway"

Page 1, line 19, after the second "railroad" insert "at" and replace "that" with "of a roadway which"

Page 2, line 1, after "and" insert "the device on the lead locomotive"

Page 2, line 6, remove "routinely"

Page 2, replace line 7 with ". However, a party may petition the commission to request that a horn be sounded at a private railroad crossing. The commission shall review the request and issue an order approving or denying the request based on the safety concerns of the public. A party may not be subject to any liability as a result of not making a request."

Page 2, remove line 8

Page 2, line 14, overstrike "A crew member may sound a warning device", remove "at any crossing", and overstrike "as determined"

Page 2, line 15, overstrike "appropriate by that crew member" and insert immediately thereafter "Notwithstanding any other provision of this section, a locomotive engineer may sound a locomotive horn at any crossing to provide a warning to animals, vehicle operators, pedestrians, trespassers, or crews on other trains in an emergency situation if in the"



locomotive engineer's judgment the action is appropriate to prevent imminent injury, death, or property damage"

Page 2, line 20, overstrike "person" and insert immediately thereafter "railroad", overstrike "owns", and after "~~it~~" insert "has operational control of"

Page 2, line 22, overstrike "and is liable for all damages that are sustained by any person"

Page 2, line 23, overstrike "by reason of neglect"

Page 2, line 26, overstrike "person" and insert immediately thereafter "railroad", overstrike "any interest in" and insert immediately thereafter "operational control of", overstrike "is" and insert immediately thereafter "may", and after "not" insert "be"

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

**HB 1354: Finance and Taxation Committee (Rep. Belter, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (11 YEAS, 1 NAY, 1 ABSENT AND NOT VOTING). HB 1354 was placed on the Sixth order on the calendar.

Page 1, line 1, after "Act" insert "to create and enact a new section to chapter 57-20 of the North Dakota Century Code, relating to an extension of time of property tax delinquency before foreclosure of a tax lien for certain property developers;"

Page 1, line 12, remove the overstrike over "~~two~~" and remove "four"

Page 1, line 13, after "due" insert "or four years from the date the tax became due for property within a property development under section 2 of this Act"

Page 1, after line 18, insert:

**"SECTION 2.** A new section to chapter 57-20 of the North Dakota Century Code is created and enacted as follows:

**Extended time of foreclosure of tax lien for certain property held by developers.** Notwithstanding any other provision of law, for a developer of a property development for which the date of application for plat consideration was before January 1, 2008, foreclosure of a tax lien on property within the property development may not be made until four or more years have passed since the tax became due. This section does not apply to any property within a property development that has been sold or otherwise transferred by the developer. For purposes of this section, "property development" means a subdivision or platted group of lots of property intended for residential or commercial, or both, building development and sale."

Page 2, line 4, remove the overstrike over "~~second~~" and remove "fourth"

Page 2, line 5, after "delinquent" insert "or the fourth year following the year in which the taxes became delinquent for a property development under section 2 of this Act"

Page 2, line 11, remove the overstrike over "~~two~~", remove "four", and after "passed" insert ", or four years have passed since the tax became due for a property development under section 2 of this Act,"

Page 2, line 12, remove "retroactive and is"

Page 2, line 13, replace "2006" with "2008"

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

**HB 1419: Appropriations Committee (Rep. Svedjan, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (14 YEAS, 10 NAYS, 1 ABSENT AND NOT VOTING). HB 1419 was placed on the Sixth order on the calendar.

Page 1, line 1, replace the second "and" with a comma and after "54-27.2-02" insert ", and 54-27.2-03"

Page 1, line 2, replace "and" with a comma and after the second "to" insert ", and transfers from"

Page 1, line 5, after "Code" insert ", as effective after June 30, 2009,"

Page 1, remove lines 7 through 15

Page 1, line 16, after "fund" insert "**- Maximum balance - Transfer to general fund**"

Page 1, line 24, after the overstruck period insert "Any amount in the budget stabilization fund at the end of any biennium in excess of twelve and one-half percent of the current biennial state general fund budget, as finally approved by the most recently adjourned special or regular session of the legislative assembly, must be transferred by the state treasurer to the general fund. For purposes of this section, "at the end of any biennium" means after cancellation of unexpended appropriations under section 54-44.1-11."

Page 2, line 4, after "fund" insert "**- Limitation**"

Page 2, line 6, after "fund" insert "except that the state treasurer may not transfer any funds that would bring the balance in the budget stabilization fund to an amount in excess of twelve and one-half percent of the current biennial state general fund budget, as finally approved by the most recently adjourned special or regular session of the legislative assembly"

Page 2, after line 8, insert:

**"SECTION 3. AMENDMENT.** Section 54-27.2-03 of the North Dakota Century Code is amended and reenacted as follows:

**54-27.2-03. Transfers and expenditures from budget stabilization fund.**

1. If the director of the office of management and budget projects that general fund revenues for the biennium will be ~~at least two and one-half percent~~ less than estimated by the most recently adjourned special or regular session of the legislative assembly, and if the governor orders a transfer, which must be reported to the budget section of the legislative council, the state treasurer shall transfer the appropriate funds from the budget stabilization fund to the state general fund to offset ~~one-half of the decrease in general fund revenues. The amount transferred from the budget stabilization fund upon order of the governor may not exceed the difference between an amount two and one-half percent below the general fund revenue projections for the biennium of the most recently adjourned special or regular session of the legislative assembly and the general fund revenue projections for the biennium by the director of the office of management and budget.~~ The amount transferred from the budget stabilization fund upon order of the governor to the state general fund may be expended within the limits of legislative guidelines and general fund appropriations of the most recently adjourned special or regular session of the legislative assembly. For purposes of this section, "general fund revenues for the biennium" and "general fund revenue projections for the biennium" include the general fund balance at the beginning of the biennium.
2. a. If during a regular or special session of the legislative assembly the estimated amount of general fund revenues for the current biennium is not sufficient to provide for the general fund appropriations approved by the most recently adjourned regular or special session of the legislative assembly, the legislative assembly may transfer funds from the budget stabilization fund to the general fund in an amount necessary to provide funding equal to the general fund appropriations approved by the most recently adjourned regular or special session of the legislative assembly.

b. If during a regular or special session of the legislative assembly the estimated amount of general fund revenues projected for the subsequent biennium is not sufficient to provide for the general fund appropriations approved by the most recently adjourned regular or special session of the legislative assembly plus costs to continue, the legislative assembly may transfer funds from the budget stabilization fund in an amount necessary to provide that funding. For purposes of

this section, "costs to continue" means the estimated funding adjustments necessary to continue for two years in the subsequent biennium state employee salaries, elementary and secondary education state school aid, and human service provider payments at the same level as the second year of the current biennium, or other adjustments necessary to provide for state employee health insurance coverage or as a result of federal medical assistance percentage changes to maintain human services programs."

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

**HB 1420: Political Subdivisions Committee (Rep. Wrangham, Chairman)** recommends **DO PASS** (10 YEAS, 0 NAYS, 3 ABSENT AND NOT VOTING). HB 1420 was placed on the Eleventh order on the calendar.

#### REPORT OF STANDING COMMITTEE

**HB 1426: Natural Resources Committee (Rep. Porter, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (8 YEAS, 5 NAYS, 0 ABSENT AND NOT VOTING). HB 1426 was placed on the Sixth order on the calendar.

Page 1, line 2, remove "; and to provide for application"

Page 1, line 6, replace "As used in this section and in lieu of the definitions in section" with "Before April 1, 2010, the commission shall adopt rules for a wind energy facility that exceeds five hundred kilowatts relating to minimum wind tower setback requirements to provide consistency in the development of wind energy and standardized exemptions from setback requirements as appropriate."

Page 1, remove lines 7 through 23

Page 2, remove lines 1 through 3

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

**HB 1436: Government and Veterans Affairs Committee (Rep. Grande, Chairman)** recommends **DO PASS** (12 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1436 was placed on the Eleventh order on the calendar.

#### REPORT OF STANDING COMMITTEE

**HB 1439: Government and Veterans Affairs Committee (Rep. Grande, Chairman)** recommends **DO PASS** (7 YEAS, 4 NAYS, 2 ABSENT AND NOT VOTING). HB 1439 was placed on the Eleventh order on the calendar.

#### REPORT OF STANDING COMMITTEE

**HB 1441: Transportation Committee (Rep. Ruby, Chairman)** recommends **DO NOT PASS** (12 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). HB 1441 was placed on the Eleventh order on the calendar.

#### REPORT OF STANDING COMMITTEE

**HB 1442: Transportation Committee (Rep. Ruby, Chairman)** recommends **DO NOT PASS** (10 YEAS, 2 NAYS, 2 ABSENT AND NOT VOTING). HB 1442 was placed on the Eleventh order on the calendar.

#### REPORT OF STANDING COMMITTEE

**HB 1462: Government and Veterans Affairs Committee (Rep. Grande, Chairman)** recommends **DO PASS** (7 YEAS, 6 NAYS, 0 ABSENT AND NOT VOTING). HB 1462 was placed on the Eleventh order on the calendar.

#### REPORT OF STANDING COMMITTEE

**HB 1470: Transportation Committee (Rep. Ruby, Chairman)** recommends **DO NOT PASS** (7 YEAS, 5 NAYS, 2 ABSENT AND NOT VOTING). HB 1470 was placed on the Eleventh order on the calendar.

#### REPORT OF STANDING COMMITTEE

**HB 1477, as engrossed: Appropriations Committee (Rep. Svedjan, Chairman)** recommends **DO PASS** (14 YEAS, 8 NAYS, 3 ABSENT AND NOT VOTING). Engrossed HB 1477 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**HB 1486: Appropriations Committee (Rep. Svedjan, Chairman)** recommends **DO NOT PASS** (20 YEAS, 5 NAYS, 0 ABSENT AND NOT VOTING). HB 1486 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**HB 1490: Government and Veterans Affairs Committee (Rep. Grande, Chairman)** recommends **DO PASS** (12 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1490 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**HB 1495: Transportation Committee (Rep. Ruby, Chairman)** recommends **DO PASS** (10 YEAS, 3 NAYS, 1 ABSENT AND NOT VOTING). HB 1495 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**HB 1503: Appropriations Committee (Rep. Svedjan, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (24 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). HB 1503 was placed on the Sixth order on the calendar.

Page 1, line 7, after the underscored period insert "The state share may not exceed twenty-five percent of the total cost for the individual assistance program and ten percent of the total cost for the public assistance program."

Renumber accordingly

**REPORT OF STANDING COMMITTEE**

**HB 1509: Natural Resources Committee (Rep. Porter, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (12 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1509 was placed on the Sixth order on the calendar.

Page 1, line 2, replace "a code of conduct" with "requirements" and after "for" insert "wind easement and"

Page 1, replace lines 6 through 20 with:

**"Requirements for wind easements and wind energy leases.**

1. In a wind easement and a wind energy lease, the easement and lease:
  - a. Must be written in a clear and coherent manner using words with common and everyday meanings, be appropriately divided and captioned as to various subject matters, and be in at least fourteen-point type.
  - b. Must be delivered to the property owner with a cover page containing the following paragraph with the correct term of years in the blank and in at least sixteen-point type:

Special message to property owners

This is an important agreement our lawyers have drafted that will bind you and your land for up to \_\_\_\_\_ years. We will give you enough time to study and thoroughly understand it. We strongly encourage you to hire a lawyer to explain this agreement to you. You may talk with your neighbors about the wind project and find out if they also received a proposed contract. You and your neighbors may choose to hire the same attorney to review the agreement and negotiate changes on your behalf.

- c. Must be executed at least five business days after the easement or lease has been delivered to the property owner.
- d. May not contain a confidentiality clause keeping the terms of agreement or related negotiations confidential.

- e. Must preserve the right of the property owner to continue conducting business operations as currently conducted for the term of the agreement.
  - f. May not make the property owner liable for any property tax associated with the wind energy facility or other equipment related to wind generation.
  - g. May not make the property owner liable for any damages caused by the wind facility and equipment or the operation of the generating facility and equipment, including liability or damage to the property owner or to third parties.
  - h. Must obligate the developer, owner, and operator of the wind energy facility to comply with federal, state, and local laws and regulations and may not make the property owner liable in the case of a violation.
  - i. Must contain a clear description of the development activities that will take place within five years in order to avoid termination under section 17-04-03 or 17-04-05.
  - j. Must allow the property owner to terminate the agreement if the wind generating facility has not operated for a period of at least three years.
  - k. Must state clearly any circumstances that will allow the developer, owner, and operator of the wind energy facility to withhold payments from the property owner.
  - l. Must contain in any indemnity obligation on the property owner an indemnity obligation placed on the developer, owner, or operator of the wind energy facility of at least equal terms.
2. The owner of the wind generating facility shall carry property insurance on the facility and include the property owner as an additional insured on the policy and waive subrogation actions against the property owner.
3. If the terms of the wind easement or wind energy lease are not in accordance with this section or the owner of the facility does not carry property insurance as required under subsection 2 as determined by a court as a matter of law, the court may reform the easement or lease in accordance with this section, void the easement or lease, or offer the relief as is requested by the property owner. The court shall award reasonable attorney's fees to the property owner in a successful action by the property owner under this section.
4. If the lessee provides up to five thousand dollars reimbursement for actual attorney's fees and the wind easement or wind energy lease has the written approval of an attorney representing the property owner, the easement or lease is deemed not to violate this section."

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

**HB 1514: Transportation Committee (Rep. Ruby, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (12 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). HB 1514 was placed on the Sixth order on the calendar.

Page 2, line 8, replace "one hundred" with "eighty"

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

**HB 1515: Transportation Committee (Rep. Ruby, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (8 YEAS, 4 NAYS, 2 ABSENT AND NOT VOTING). HB 1515 was placed on the Sixth order on the calendar.

Page 1, line 5, replace "\$30,000,000" with "\$15,000,000"

Page 1, line 18, replace "\$30,000,000" with "\$15,000,000"

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

**HB 1517: Finance and Taxation Committee (Rep. Belter, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (9 YEAS, 3 NAYS, 1 ABSENT AND NOT VOTING). HB 1517 was placed on the Sixth order on the calendar.

Page 2, line 23, after "percent" insert "unless a higher rate is approved by a vote of sixty percent or more of the qualified electors of the county voting on the question"

Page 3, line 30, after "percent" insert "unless a higher rate is approved by a vote of sixty percent or more of the qualified electors of the city voting on the question"

Page 4, line 6, remove "but otherwise sales and"

Page 4, remove line 7

Page 4, line 8, remove "exceeding one and one-half percent"

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

**HB 1518, as engrossed: Appropriations Committee (Rep. Svedjan, Chairman)** recommends **DO NOT PASS** (15 YEAS, 10 NAYS, 0 ABSENT AND NOT VOTING). Engrossed HB 1518 was placed on the Eleventh order on the calendar.

#### REPORT OF STANDING COMMITTEE

**HB 1550: Appropriations Committee (Rep. Svedjan, Chairman)** recommends **DO NOT PASS** (21 YEAS, 4 NAYS, 0 ABSENT AND NOT VOTING). HB 1550 was placed on the Eleventh order on the calendar.

#### REPORT OF STANDING COMMITTEE

**HB 1560: Industry, Business and Labor Committee (Rep. Keiser, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO NOT PASS** (8 YEAS, 4 NAYS, 1 ABSENT AND NOT VOTING). HB 1560 was placed on the Sixth order on the calendar.

Page 2, line 9, remove "seller or the"

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

**HB 1569: Transportation Committee (Rep. Ruby, Chairman)** recommends **DO NOT PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1569 was placed on the Eleventh order on the calendar.

#### REPORT OF STANDING COMMITTEE

**SB 2092: Transportation Committee (Rep. Ruby, Chairman)** recommends **DO PASS** (13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). SB 2092 was placed on the Fourteenth order on the calendar.

#### REPORT OF STANDING COMMITTEE

**HCR 3022: Education Committee (Rep. R. Kelsch, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HCR 3022 was placed on the Sixth order on the calendar.

Page 1, line 14, after "Delegation" insert ", the United States Department of Education,"

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

**HCR 3026: Agriculture Committee (Rep. D. Johnson, Chairman)** recommends **DO PASS** and **BE PLACED ON THE CONSENT CALENDAR** (11 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). HCR 3026 was placed on the Tenth order on the calendar.

**REPORT OF STANDING COMMITTEE**

**HCR 3030: Natural Resources Committee (Rep. Porter, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (12 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). HCR 3030 was placed on the Sixth order on the calendar.

Page 1, line 1, after "A concurrent resolution" replace the remainder of the resolution with "urging Congress to use common sense principles for Congressional action on climate change legislation.

**WHEREAS**, federal action on greenhouse gas reduction programs should be developed and implemented by the United States Congress on a bipartisan basis and not by federal agencies acting unilaterally to implement policy outside of the Congress; and

**WHEREAS**, federal action should aim to reduce emissions of carbon dioxide while the economy continues to grow, new jobs are created, and the standard of living for all Americans increases; and

**WHEREAS**, federal action should incorporate a fully transparent cost-benefit assessment yielding a net positive outcome and achieving wide consensus as part of any carbon dioxide emission reduction program so that consumers can be made aware of the potential economic impacts of policies before their implementation; and

**WHEREAS**, federal action should encourage the rapid research, development, demonstration, and deployment, through public-private partnerships, of a broad spectrum of supply-side and demand-side technologies and practices, including energy efficiency, renewable technologies, fossil energy technologies with and without carbon capture and storage, carbon sequestration, and nuclear energy; and

**WHEREAS**, federal action should allow the utility sector to continue to supply consumers with adequate supplies of clean, affordable, and reliable energy and to recover all costs necessary to achieve any greenhouse gas reduction levels sought by public policies; and

**WHEREAS**, federal action should involve all sectors of the economy, all sources and sinks, and all types of greenhouse gases; and

**WHEREAS**, federal action should recognize that climate variability is a global phenomenon that requires comprehensive, long-term, and worldwide responses; and

**WHEREAS**, federal action should recognize that the timeframe for implementation of any greenhouse gas reduction requirements must be tied to technology availability, reliability, and economic feasibility in order to avoid unacceptable impacts on consumers; and

**WHEREAS**, federal action should target revenues generated by a climate change program to the rapid development and deployment of technologies to capture and store greenhouse gases; and

**WHEREAS**, federal action should allow greater access to onshore and offshore public lands for the development of domestic energy resources such as renewables, oil and gas, oil shale, and coal that can be used in power generation technologies that can help America reduce its greenhouse gas intensity; and

**WHEREAS**, federal action should recognize and protect existing and past investment decisions for generation resources such that the net costs of owning and operating existing resources are not increased as a result of any program and that any carbon emission reduction program must be limited in its impact to future investment decisions and tailored to the actual net future growth in demand for energy after application and full use of existing resources;

**NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF NORTH DAKOTA, THE SENATE CONCURRING THEREIN:**

That the Sixty-first Legislative Assembly urges the Congress of the United States to use common sense principles for congressional action on climate change legislation; and

**BE IT FURTHER RESOLVED**, that the Secretary of State forward copies of this resolution to the President, the North Dakota Congressional Delegation, and the Majority and Minority Leaders of the United States House of Representatives and the United States Senate."

Renumber accordingly

**REPORT OF STANDING COMMITTEE**

**HCR 3031: Government and Veterans Affairs Committee (Rep. Grande, Chairman)** recommends **DO PASS** (8 YEAS, 4 NAYS, 1 ABSENT AND NOT VOTING). HCR 3031 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**HCR 3034: Transportation Committee (Rep. Ruby, Chairman)** recommends **DO NOT PASS** (10 YEAS, 3 NAYS, 1 ABSENT AND NOT VOTING). HCR 3034 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**HCR 3036: Government and Veterans Affairs Committee (Rep. Grande, Chairman)** recommends **DO PASS** and **BE PLACED ON THE CONSENT CALENDAR** (12 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HCR 3036 was placed on the Tenth order on the calendar.

**REPORT OF STANDING COMMITTEE**

**HCR 3037: Government and Veterans Affairs Committee (Rep. Grande, Chairman)** recommends **DO PASS** and **BE PLACED ON THE CONSENT CALENDAR** (12 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HCR 3037 was placed on the Tenth order on the calendar.

**REPORT OF STANDING COMMITTEE**

**HCR 3040: Government and Veterans Affairs Committee (Rep. Grande, Chairman)** recommends **DO NOT PASS** (8 YEAS, 4 NAYS, 1 ABSENT AND NOT VOTING). HCR 3040 was placed on the Eleventh order on the calendar.

**FIRST READING OF SENATE BILLS**

**SB 2022:** A BILL for an Act to provide an appropriation for defraying the expenses of the state seed department; and to declare an emergency.  
Was read the first time and referred to the **Appropriations Committee**.

**SB 2026:** A BILL for an Act to amend and reenact section 28-32-15 of the North Dakota Century Code, relating to filing dates for administrative rules; and to provide an effective date.  
Was read the first time and referred to the **Government and Veterans Affairs Committee**.

**SB 2029:** A BILL for an Act to amend and reenact section 54-35-24 of the North Dakota Century Code, relating to the expiration date of the commission on alternatives to incarceration; and to declare an emergency.  
Was read the first time and referred to the **Judiciary Committee**.

**SB 2031:** A BILL for an Act to amend and reenact section 57-06-14.1 of the North Dakota Century Code, relating to taxable valuation of centrally assessed wind turbine electric generators.  
Was read the first time and referred to the **Finance and Taxation Committee**.

**SB 2032:** A BILL for an Act to amend and reenact subsections 1 and 3 of section 57-39.2-04.2 and subsections 1 and 3 of section 57-40.2-04.2 of the North Dakota Century Code, relating to the exemption from sales and use tax for materials used in the construction or expansion of a wind-powered facility; and to provide an effective date.  
Was read the first time and referred to the **Finance and Taxation Committee**.

**SB 2033:** A BILL for an Act to amend and reenact section 57-38-01.8 of the North Dakota Century Code, relating to an income tax credit for installation of geothermal, solar, wind, or biomass energy devices; and to provide an effective date.  
Was read the first time and referred to the **Finance and Taxation Committee**.

**SB 2035:** A BILL for an Act to amend and reenact subsection 41 of section 57-39.2-04, subsection 1 of section 57-39.2-04.2, subsection 1 of section 57-40.2-04.2, and section 57-61-01.4 of the North Dakota Century Code, relating to sales and use tax exemptions for beneficiated coal and equipment for certain power plants and a coal severance tax exemption for beneficiated coal used in certain plants; to provide for a study and a



report to the legislative council; to provide an effective date; and to provide an expiration date.

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

**SB 2036:** A BILL for an Act to amend and reenact subsection 11 of section 57-60-01 and subsection 2 of section 57-60-02 of the North Dakota Century Code, relating to the definition of repowering and exemptions from taxes on coal conversion facilities; and to provide an effective date.

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

**SB 2037:** A BILL for an Act to amend and reenact section 57-39.2-04.5 of the North Dakota Century Code, relating to a sales and use tax exemption for materials used in compressing, processing, gathering, or refining of gas; and to provide an effective date.

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

**SB 2039:** A BILL for an Act to amend and reenact sections 43-15-03, 43-15-12, 43-15-25, and 43-15-26 of the North Dakota Century Code, relating to the board of pharmacy, the North Dakota pharmaceutical association, and pharmacist license fees; and to repeal sections 43-15-13.1, 43-15-13.2, 43-15-13.3, 43-15-13.4, 43-15-13.5, 43-15-13.6, and 43-15-30 of the North Dakota Century Code, relating to membership in the North Dakota pharmaceutical association.

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

**SB 2041:** A BILL for an Act to amend and reenact section 54-59-21 of the North Dakota Century Code, relating to the criminal justice information sharing board.

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

**SB 2044:** A BILL for an Act to amend and reenact subsection 1 of section 23-09.3-01.1 and subsection 1 of section 23-16-01.1 of the North Dakota Century Code, relating to the moratorium on expansion of basic care bed capacity and the moratorium on expansion of long-term care bed capacity.

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

**SB 2045:** A BILL for an Act to amend and reenact subdivision m of subsection 1 of section 50-10.2-02 of the North Dakota Century Code, relating to advance notice requirements of any transfer or discharge of a resident from a nursing home, swing-bed hospital, or basic care or assisted living facility.

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

**SB 2050:** A BILL for an Act to create and enact a new section to chapter 23-27 of the North Dakota Century Code, relating to regulation of emergency medical services operation dispatch; to amend and reenact section 23-27-02, subsection 1 of section 23-27-04, and section 23-27-04.7 of the North Dakota Century Code, relating to the definition of emergency medical services, emergency medical services operation licensure standards, and distribution of property tax revenues to emergency medical services operations; and to provide for a legislative council study.

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

**SB 2052:** A BILL for an Act to amend and reenact subsection 10 of section 57-02-27.2 of the North Dakota Century Code, relating to extension of the deadline for counties to implement use of soil survey data in agricultural property tax assessments; and to provide an effective date.

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

**SB 2053:** A BILL for an Act to amend and reenact subsection 6 of section 57-39.2-04 of the North Dakota Century Code, relating to a sales and use tax exemption for purchases by an Indian tribe; and to provide an effective date.

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

**SB 2054:** A BILL for an Act to amend and reenact section 24-02-02.3 of the North Dakota Century Code, relating to department of transportation agreements with tribal governments.

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

**SB 2055:** A BILL for an Act to amend and reenact subsection 1 of section 65-01-15.1 of the North Dakota Century Code, relating to the burden of proof under the workers' compensation firefighter's and law enforcement officer's presumption.

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

**SB 2056:** A BILL for an Act to amend and reenact subsection 2 of section 65-05-28 of the North Dakota Century Code, relating to workers' compensation mileage reimbursement for injured employees' medical travel; and to provide for application.

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

**SB 2057:** A BILL for an Act to amend and reenact subsection 11 of section 65-05-12.2 of the North Dakota Century Code, relating to workers' compensation permanent partial impairment awards for loss of vision; to provide for application; and to declare an emergency.

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

**SB 2058:** A BILL for an Act to amend and reenact section 65-02-21.1 and subsection 3 of section 65-05-28 of the North Dakota Century Code, relating to a distinction between workers' compensation independent medical examinations and independent medical reviews.

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

**SB 2059:** A BILL for an Act to create and enact a new section to chapter 65-02 of the North Dakota Century Code, relating to workforce safety and insurance payment of an injured employee's attorney's fees for a case review; to provide for a report to the legislative assembly; and to provide for application.

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

**SB 2060:** A BILL for an Act to amend and reenact subsection 7 of section 40-63-01, subdivision g of subsection 1 of section 40-63-03, and sections 40-63-04, 40-63-05, and 40-63-06 of the North Dakota Century Code, relating to renaissance zone rehabilitation of public utility infrastructure, renaissance zone boundaries, and the transferability of renaissance zone historic preservation and renovation tax credits; and to provide an effective date.

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

**SB 2061:** A BILL for an Act to provide for human resource management services to study workforce recruitment and retention and report to the legislative council.

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

**SB 2067:** A BILL for an Act to amend and reenact subsection 1 of section 39-06-03.1 and subsection 1 of section 39-06-14 of the North Dakota Century Code, relating to the online registration of donors.

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

**SB 2069:** A BILL for an Act to amend and reenact subsection 1 of section 27-05.2-03 of the North Dakota Century Code, relating to fees collected by the clerk of district court for deposit in the civil legal services fund.

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

**SB 2070:** A BILL for an Act to create and enact a new section to chapter 39-01 of the North Dakota Century Code, relating to smoking in vehicles; to amend and reenact subsection 1 of section 39-06.1-06 and section 39-06.1-08 of the North Dakota Century Code, relating to statutory fees for nonmoving violations; and to provide a penalty.

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

**SB 2071:** A BILL for an Act to amend and reenact section 65-01-03 of the North Dakota Century Code, relating to the workers' compensation presumption of employment.

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

**SB 2072:** A BILL for an Act to create and enact sections 14-12.2-03.1, 14-12.2-12.1, 14-12.2-12.2, 14-12.2-32.1, 14-12.2-46.3, 14-12.2-46.4, 14-12.2-47.1, 14-12.2-47.2, 14-12.2-47.3, 14-12.2-47.4, 14-12.2-47.5, 14-12.2-47.6, 14-12.2-47.7, 14-12.2-47.8, 14-12.2-47.9, 14-12.2-47.10, 14-12.2-47.11, 14-12.2-47.12, and 14-12.2-47.13 of the North Dakota Century Code, relating to the Uniform Interstate Family Support Act; to amend and reenact sections 14-12.2-01, 14-12.2-02, 14-12.2-03, 14-12.2-04, 14-12.2-05, 14-12.2-06, 14-12.2-07, 14-12.2-08, 14-12.2-09, 14-12.2-10, 14-12.2-11, 14-12.2-12, 14-12.2-13, 14-12.2-14, 14-12.2-15, 14-12.2-16, 14-12.2-17, 14-12.2-18, 14-12.2-19, 14-12.2-20, 14-12.2-22, 14-12.2-23, 14-12.2-24, 14-12.2-25, 14-12.2-26, 14-12.2-28, 14-12.2-29, 14-12.2-30, 14-12.2-31, 14-12.2-32, 14-12.2-33, 14-12.2-33.1, 14-12.2-33.2, 14-12.2-33.3, 14-12.2-33.4, 14-12.2-33.5, 14-12.2-34, 14-12.2-35, 14-12.2-36, 14-12.2-37, 14-12.2-38, 14-12.2-39, 14-12.2-40, 14-12.2-41, 14-12.2-43, 14-12.2-44, 14-12.2-45, 14-12.2-46, 14-12.2-46.1, 14-12.2-48, and 14-12.2-49 of the North Dakota Century Code, relating to the Uniform Interstate Family Support Act; to

repeal section 14-12.2-47 of the North Dakota Century Code, relating to proceedings to determine parentage; to provide for application; and to provide an effective date.

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

**SB 2073:** A BILL for an Act to amend and reenact sections 59-04.2-17 and 59-04.2-28 of the North Dakota Century Code, relating to payments under the Uniform Principal and Income Act.

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

**SB 2074:** A BILL for an Act to create and enact chapter 28-35 of the North Dakota Century Code, relating to the Uniform Adult Guardianship and Protective Proceedings Jurisdiction Act; to repeal sections 30.1-29-02 and 30.1-29-32 of the North Dakota Century Code, relating to the jurisdiction of protective proceedings; and to provide an effective date.

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

**SB 2076:** A BILL for an Act to amend and reenact section 15-10-12.1 of the North Dakota Century Code, relating to authority of the state board of higher education to authorize campus improvements financed by donations, gifts, grants, and bequests.

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

**SB 2077:** A BILL for an Act to amend and reenact sections 15-52-10, 15-52-15, 15-52-16, 15-52-18, 15-52-20, 15-52-26, and 15-52-27 of the North Dakota Century Code, relating to the University of North Dakota school of medicine and health sciences revolving loan fund.

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

**SB 2078:** A BILL for an Act to repeal section 52-02-02.1 of the North Dakota Century Code, relating to adult education and training student grants.

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

**SB 2079:** A BILL for an Act to amend and reenact sections 15-52-01, 15-52-02, 15-52-05, 15-52-07, 15-52-08, 15-52-09, 15-52-15, and 15-52-29 of the North Dakota Century Code, relating to the university of North Dakota school of medicine and health sciences.

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

**SB 2080:** A BILL for an Act to create and enact a new section to chapter 15-20.4 of the North Dakota Century Code, relating to the operation of accreditation mills; to amend and reenact section 15-20.4-02, subsection 3 of section 15-20.4-03, subsection 1 of section 15-20.4-04, section 15-20.4-06, and subsection 1 of section 15-20.4-15 of the North Dakota Century Code, relating to authorizations to operate postsecondary educational institutions and false academic degrees; to repeal section 15-20.4-07 of the North Dakota Century Code, relating to negotiation of promissory instruments by postsecondary educational institutions; and to provide a penalty.

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

**SB 2081:** A BILL for an Act to amend and reenact sections 15-52-03, 15-52-04, 15-52-30, and 15-52-31 of the North Dakota Century Code, relating to the university of North Dakota school of medicine and health sciences advisory council.

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

**SB 2082:** A BILL for an Act to amend and reenact section 15-10-19.1 of the North Dakota Century Code, relating to eligibility of veterans for resident tuition at state institutions of higher education.

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

**SB 2085:** A BILL for an Act to amend and reenact sections 15-01-02.1, 15-02-08, 15-03-01.1, 15-03-02, 15-03-04, 15-03-05.1, and 15-06-40 of the North Dakota Century Code, relating to the management of the trust funds under the control of the board of university and school lands; to repeal sections 15-03-05.2 and 15-08-01 of the North Dakota Century Code, relating to distributions from trust funds under the control of the board of university and school lands; and to provide an effective date.

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

**SB 2086:** A BILL for an Act to amend and reenact section 24-02-42 of the North Dakota Century Code, relating to scholarship allowances.

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

**SB 2087:** A BILL for an Act to create and enact a new section to chapter 15-10 of the North Dakota Century Code, relating to exempting information regarding individuals applying for certain university system positions from open records requirements.

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

**SB 2088:** A BILL for an Act to repeal section 57-51.1-07.4 of the North Dakota Century Code, relating to transfer of oil and gas gross production tax and oil extraction tax revenues.

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

**SB 2089:** A BILL for an Act to create and enact a new subdivision to subsection 1 of section 57-38-01.3 of the North Dakota Century Code, relating to the add-back of dividends paid by captive real estate investment trusts for income tax purposes; and to provide an effective date.

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

**SB 2090:** A BILL for an Act to amend and reenact subsection 12 of section 57-39.2-04 of the North Dakota Century Code, relating to sales and use tax imposed on purchases made in North Dakota by persons from an adjoining state.

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

**SB 2091:** A BILL for an Act to amend and reenact subsections 4 and 5 of section 53-06.1-12 of the North Dakota Century Code, relating to gaming and excise taxes deposits and allocations.

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

**SB 2093:** A BILL for an Act to amend and reenact section 57-34-05 of the North Dakota Century Code, relating to the transfer to counties of telecommunications carriers tax fund revenues.

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

**SB 2094:** A BILL for an Act to amend and reenact section 43-12.1-04 of the North Dakota Century Code, relating to exempting certain employees at the developmental center at westwood park, Grafton, from the requirements of the Nurse Practices Act.

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

**SB 2095:** A BILL for an Act to create and enact chapter 38-22 of the North Dakota Century Code, relating to the geologic storage of carbon dioxide; to repeal section 38-08-24 of the North Dakota Century Code, relating to priorities in permitting carbon dioxide geologic storage projects; to provide a penalty; and to provide a continuing appropriation.

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

**SB 2096:** A BILL for an Act to amend and reenact section 5-01-05.1 of the North Dakota Century Code, relating to medical care of intoxicated persons.

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

**SB 2097:** A BILL for an Act to amend and reenact subsection 3 of section 50-25.1-02 and section 50-25.1-11 of the North Dakota Century Code, relating to the definition of a sexually abused child and to who may receive confidential reports of child abuse and neglect.

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

**SB 2098:** A BILL for an Act to amend and reenact subsection 12 of section 25-03.1-02 and sections 25-03.1-04, 25-03.1-08, 25-03.1-10, 25-03.1-21, 25-03.1-25, and 25-03.1-34 of the North Dakota Century Code, relating to commitment to a public or private facility of a person requiring treatment due to mental illness or chemical dependency.

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

**SB 2099:** A BILL for an Act to create and enact subsection 5 of section 43-25-02 of the North Dakota Century Code, relating to the definition of remote education; to amend and reenact subsection 2 of section 43-25-02 and sections 43-25-03, 43-25-04, 43-25-05, 43-25-05.1, 43-25-06, 43-25-07, 43-25-09, 43-25-10, 43-25-13, 43-25-14, and 43-25-18 of the North Dakota Century Code, relating to regulating the practice of massage.

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

**SB 2100:** A BILL for an Act to amend and reenact section 6-09.15-03 of the North Dakota Century Code, relating to the beginning entrepreneur loan guarantee program by the Bank of North Dakota.

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

**SB 2101:** A BILL for an Act to amend and reenact subsection 6 of section 52-04-05 and subsection 2 of section 52-04-06 of the North Dakota Century Code, relating to rounding of calculations for employer unemployment compensation contribution rates.

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

**SB 2102:** A BILL for an Act to amend and reenact subsection 2 of section 52-04-11 of the North Dakota Century Code, relating to the penalty for failure to submit employer contribution and wage reports; and to provide a penalty.

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

**SB 2103:** A BILL for an Act to amend and reenact section 6-09-15 of the North Dakota Century Code, relating to the powers of the Bank of North Dakota.

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

**SB 2104:** A BILL for an Act to create and enact a new subsection to section 26.1-04-03 of the North Dakota Century Code, relating to unfair compensation of insurance company employees.

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

**SB 2105:** A BILL for an Act to amend and reenact sections 13-04.1-13, 13-05-10, 13-08-15, and 13-09-21 of the North Dakota Century Code, relating to enforcement actions for money brokers, collection agencies, deferred presentment service providers, and money transmitters; and to provide a penalty.

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

**SB 2106:** A BILL for an Act to amend and reenact subsections 1 and 2 of section 52-06-02 of the North Dakota Century Code, relating to overcoming disqualification from unemployment compensation benefits.

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

**SB 2107:** A BILL for an Act to amend and reenact section 52-04-01.1 of the North Dakota Century Code, relating to electronic filing of employer unemployment contribution and wage reports; and to provide an effective date.

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

**SB 2108:** A BILL for an Act to amend and reenact section 52-06-01 of the North Dakota Century Code, relating to eligibility for unemployment compensation benefits.

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

**SB 2109:** A BILL for an Act to amend and reenact section 26.1-25.1-07 of the North Dakota Century Code, relating to insurance credit scores.

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

**SB 2110:** A BILL for an Act to create and enact two new sections to chapter 54-60 of the North Dakota Century Code, relating to the rural development office and the North Dakota rural development council; to amend and reenact sections 10-30.5-04, 54-34.3-01, 54-34.3-03, and 54-34.3-04, subsection 2 of section 54-34.3-13, sections 54-34.3-15, 54-34.4-01, and 54-34.4-02, subsection 1 of section 54-34.4-03, section 54-60-03, subsection 3 of section 54-60-04, and sections 54-60-06 and 54-60-17 of the North Dakota Century Code, relating to the powers of the North Dakota Development Fund, Incorporated, the department of commerce division of economic development and finance, the department of commerce division of tourism, the state tourism policy, the commissioner of commerce, the North Dakota economic development foundation, the North Dakota commerce cabinet, and the department of commerce division of workforce development; and to repeal sections 54-34.3-05, 54-34.4-04, and 54-60-11 of the North Dakota Century Code, relating to the finance office, the motion picture development office, and target industries.

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

**SB 2111:** A BILL for an Act to amend and reenact subsection 7 of section 54-23.4-01 of the North Dakota Century Code, relating to crime victims compensation.

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

**SB 2112:** A BILL for an Act to amend and reenact subsection 10 of section 39-06.1-05, section 39-06.1-09, paragraph 13 of subdivision b of subsection 3 of section 39-06.1-10, and section 39-10-26 of the North Dakota Century Code, relating to operation of a vehicle on approach of department of transportation vehicles; and to provide a penalty.

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

**SB 2113:** A BILL for an Act to amend and reenact section 43-30-06 of the North Dakota Century Code, relating to applicants for licensure as a private investigative or private security service.

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

**SB 2114:** A BILL for an Act to create and enact a new subsection to section 12-44.1-21 of the North Dakota Century Code, relating to wireless electronic devices on or within correctional facilities; to amend and reenact section 12-44.1-06 and subsection 7 of section 12-44.1-21 of the North Dakota Century Code, relating to grades of correctional facilities and the definition of contraband; to provide a penalty; and to declare an emergency.

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

**SB 2115:** A BILL for an Act to amend and reenact section 12.1-32-02 of the North Dakota Century Code, relating to sentencing alternatives.

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

**SB 2116:** A BILL for an Act to create and enact a new subsection to section 12-47-21 and a new subsection to section 12-47-36 of the North Dakota Century Code, relating to wireless electronic communications devices on or within premises under the control of the department of corrections and rehabilitation and records of offenders; to amend and reenact subsection 7 of section 12-47-21 of the North Dakota Century Code, relating to the definition of contraband; to repeal section 12-47-38 of the North Dakota Century Code, relating to contracting with county jails to house female prisoners; to provide a penalty; and to declare an emergency.

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

**SB 2117:** A BILL for an Act to amend and reenact subsection 1 of section 43-30-02 of the North Dakota Century Code, relating to exception from licensure as a private investigative or private security officer.

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

**SB 2119:** A BILL for an Act to amend and reenact sections 29-17-03 and 29-17-13 of the North Dakota Century Code, relating to selection of prospective jurors; and to repeal sections 29-17-05, 29-17-06, 29-17-07, 29-17-08, 29-17-10, and 29-17-11 of the North Dakota Century Code, relating to selection of jurors.

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

**SB 2120:** A BILL for an Act to amend and reenact subdivision a of subsection 2 of section 27-09.1-08 and section 29-01-06 of the North Dakota Century Code, relating to selection of jurors and defendants' rights.

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

**SB 2122:** A BILL for an Act to amend and reenact sections 12-55.1-05, 12-59-02, 12-59-07, 12-59-08, 12-59-09, 12-59-10, 12-59-15, and 27-06-06 of the North Dakota Century Code, relating to the powers and duties of the parole board, the powers and duties of the pardon advisory board, and preparation and filing of transcripts in criminal actions.

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

**SB 2123:** A BILL for an Act to create and enact a new section to chapter 50-06 of the North Dakota Century Code, relating to allowing the department of human services to require criminal history record checks in certain circumstances; and to amend and reenact subdivision g of subsection 2 of section 12-60-24 of the North Dakota Century Code, relating to criminal history record checks conducted by the bureau of criminal investigation.

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

**SB 2124:** A BILL for an Act to amend and reenact section 60-02-19.1, subsection 4 of section 60-02.1-01, and section 60-02.1-14 of the North Dakota Century Code, relating to public grain warehouse and facility-based grain buyer credit-sale contract transfers and the definition of facility-based grain buyer.

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

**SB 2125:** A BILL for an Act to amend and reenact subsection 21 of section 4-09-01, subsection 1 of section 4-09-02, subsection 2 of section 4-09-03, sections 4-09-13, 4-09-17, 4-09-17.1, 4-09-25, 4-10-14, and 4-11-21 of the North Dakota Century Code, relating to the seed department's revolving fund and to the functions and responsibilities of the seed commission, seed department, and seed labelers.

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

**SB 2126:** A BILL for an Act to amend and reenact subsection 1 of section 6-09.9-02, subsection 2 of section 6-09.9-03, subsection 2 of section 6-09.11-03, subsection 4 of section 6-09.11-05, and subsection 1 of section 6-09.11-06 of the North Dakota Century Code, relating to definitions and operating loans for the Family Farm Survival Act and the family farm loan program.

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

**SB 2127:** A BILL for an Act to amend and reenact subsection 2 of section 54-17-34 and section 54-17-34.2 of the North Dakota Century Code, relating to definitions and financing under the first-time farmer finance program.

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

**SB 2128:** A BILL for an Act to amend and reenact section 54-53-02 of the North Dakota Century Code, relating to the membership of the advisory transportation council of the upper great plains transportation institute.

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

**SB 2129:** A BILL for an Act to amend and reenact subsection 5 of section 54-44.4-02, subsection 2 of section 54-60.1-01, and sections 54-63-01 and 54-63-03 of the North Dakota Century Code, relating to the renewable energy program; and to repeal sections 54-17-38 and 54-17-39 of the North Dakota Century Code, relating to the biomass incentive and research program.

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

**SB 2130:** A BILL for an Act to amend and reenact section 52-04-22 of the North Dakota Century Code, relating to the federal advance interest repayment fund; and to provide a continuing appropriation.

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

**SB 2131:** A BILL for an Act to amend and reenact section 54-44-04.6 of the North Dakota Century Code, relating to service charges for recycling and disposal of surplus property.

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

**SB 2132:** A BILL for an Act to amend and reenact section 49-01-02 of the North Dakota Century Code, relating to the election of one public service commissioner as chairman of the commission.

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

**SB 2134:** A BILL for an Act to amend and reenact sections 12-48-03.1 and 12-48-03.2 of the North Dakota Century Code, relating to prison industries.

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

**SB 2135:** A BILL for an Act to amend and reenact section 54-11-01 of the North Dakota Century Code, relating to the duties and powers of the state treasurer.

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

**SB 2136:** A BILL for an Act to amend and reenact section 6-09.4-06 of the North Dakota Century Code, relating to lending and borrowing powers of the public finance authority.

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

**SB 2137:** A BILL for an Act to amend and reenact subsection 6 of section 49-02-02 and sections 49-05-04, 49-05-04.2, 49-05-04.3, and 49-05-16 of the North Dakota Century Code, relating to powers of the public service commission and electric and gas public utility application fees; and to provide a continuing appropriation.

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

**SB 2139:** A BILL for an Act to create and enact a new chapter to title 47 of the North Dakota Century Code, relating to ownership of subsurface pore space; to provide for application; and to declare an emergency.

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

**SB 2140:** A BILL for an Act to amend and reenact subsection 18 of section 38-14.1-24 and subsection 2 of section 38-14.2-14 of the North Dakota Century Code, relating to the time period for successful revegetation on lands permitted for surface coal mining and reclamation operations and limitations for filing liens on abandoned mine lands that are reclaimed.

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

**SB 2141:** A BILL for an Act to create and enact chapter 38-11.2 of the North Dakota Century Code, relating to damages to land surface caused by subsurface mineral extraction and related exploration.

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

**SB 2142:** A BILL for an Act to amend and reenact sections 54-59-05, 54-59-08, and 54-59-11 of the North Dakota Century Code, relating to powers and duties of the information technology department, required use of wide area network services, and information technology plans.

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

**SB 2143:** A BILL for an Act to amend and reenact section 14-02.4-19 of the North Dakota Century Code, relating to the administrative adjudication of discriminatory practices.

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

**SB 2144:** A BILL for an Act to amend and reenact section 26.1-21-12 of the North Dakota Century Code, relating to claims against the bonding fund.

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

**SB 2145:** A BILL for an Act to repeal section 54-11-08 of the North Dakota Century Code, relating to registration of state bonds.

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

**SB 2146:** A BILL for an Act to amend and reenact section 20.1-02-16.6 of the North Dakota Century Code, relating to the transfer of motorboat registration fee revenues.

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

**SB 2147:** A BILL for an Act to create and enact a new section to chapter 24-02 of the North Dakota Century Code, relating to authorization for two design-build contracts for highway or bridge projects; to provide for a report to the legislative assembly; and to provide an expiration date.

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

**SB 2148:** A BILL for an Act to create and enact section 39-04-14.3 of the North Dakota Century Code, relating to online renewal receipts.

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

**SB 2149:** A BILL for an Act to amend and reenact sections 39-04-10.8, 39-04-10.11, and 39-04-10.12, subsection 3 of section 39-04-10.13, sections 39-04-14 and 39-04-14.1, subdivision j of subsection 2 of section 39-04-18, subsection 3 of section 39-04-19, and sections 39-04-22, 39-04-23, and 39-04-26 of the North Dakota Century Code, relating to motor vehicle registered gross weight.

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

**SB 2150:** A BILL for an Act to amend and reenact subsection 1 of section 39-04-02 and subdivision f of subsection 1 of section 39-05-05 of the North Dakota Century Code, relating to use of the owner's legal name for motor vehicle registration.

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

**SB 2152:** A BILL for an Act to create and enact a new subdivision to subsection 2 of section 12-60-24 of the North Dakota Century Code, relating to criminal history record checks; to amend and reenact sections 43-53-01, 43-53-05, 43-53-06, 43-53-07, 43-53-08, 43-53-09, 43-53-10, and 43-53-12 of the North Dakota Century Code, relating to marriage and family therapy licensure and practice; and to provide a penalty.

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

**SB 2153:** A BILL for an Act to create and enact a new subsection to section 39-03.1-09, a new subdivision to subsection 9 of section 39-03.1-11, a new subsection to section 54-52-05, and a new subdivision to subsection 9 of section 54-52-17 of the North Dakota Century Code, relating to payment of employee contributions and retirement benefits under the highway patrolmen's retirement plan and the public employees retirement system; to amend and reenact subsection 1 of section 21-10-01, section 39-03.1-08.2, subdivision a of subsection 1 of section 39-03.1-10.1, section 39-03.1-11.2, subsection 4 of section 54-52-03, subsections 6 and 7 of section 54-52-17, section 54-52-28, subsection 7 of section 54-52.1-03, and section 54-52.1-03.4 of the North Dakota Century Code, relating to membership of the state investment board, purchase of service credit, member refunds, Internal Revenue Code compliance, and board elections under the highway patrolmen's retirement plan and the public employees retirement system, and participation and employer payments under the uniform group insurance program; and to provide an effective date.



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

**SB 2156:** A BILL for an Act to amend and reenact section 30.1-24-05 of the North Dakota Century Code, relating to appointment of a foreign personal representative.

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

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

**Buell J. Reich, Chief Clerk**

