

JOURNAL OF THE HOUSE

Sixty-first Legislative Assembly

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Bismarck, March 13, 2009

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

The prayer was offered by Chaplain Burnie Kunz, Medcenter One, Bismarck.

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

A quorum was declared by the Speaker.

SIXTH ORDER OF BUSINESS

SPEAKER MONSON DEEMED approval of the amendments to Engrossed SB 2047, SB 2157, Engrossed SB 2168, SB 2391, Engrossed SB 2405, and SCR 4016.

Engrossed SB 2047 and SB 2391, as amended, were rereferred to the **Appropriations Committee**.

SCR 4016, as amended, was placed on the Tenth order of business on the calendar.

SB 2157, Engrossed SB 2168, and Engrossed SB 2405, as amended, were placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MOTION

REP. VIGESAA MOVED that SB 2082, which is on the Fourteenth order, be rereferred to the **Education Committee**, which motion prevailed. Pursuant to Rep. Vigesaa's motion, SB 2082 was rereferred.

MOTION

REP. VIGESAA MOVED that SB 2274 and SB 2380, which are on the Fourteenth order, be laid over one legislative day, which motion prevailed.

MOTION

REP. VIGESAA MOVED that SB 2253 be moved to the top of the Fourteenth order, which motion prevailed.

SECOND READING OF SENATE BILL

SB 2253: A BILL for an Act to amend and reenact section 61-16-08 of the North Dakota Century Code, relating to the appointment of water resource district managers.

ROLL CALL

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

YEAS: Amerman; Bellew; Belter; Berg; Boe; Boehning; Boucher; Brandenburg; Carlson; Clark; Conklin; Conrad; Dahl; Damschen; DeKrey; Delmore; Delzer; Dosch; Drovda; Ekstrom; Frantsvog; Froelich; Froseth; Glassheim; 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; Kerzman; 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; Svedjan; Thoreson; Thorpe; Uglem; Vig; Vigesaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Winrich; Wolf; Wrangham; Zaiser; Speaker Monson

ABSENT AND NOT VOTING: Sukut

SB 2253 passed and the title was agreed to.

SECOND READING OF SENATE BILL

SB 2209: A BILL for an Act to create and enact a new chapter to title 12.1 of the North Dakota Century Code, relating to human trafficking; to amend and reenact subdivision f of subsection 2 of section 12.1-06.1-01 and subdivisions a and e of subsection 1 of section 12.1-32-15 of the North Dakota Century Code, relating to racketeering definitions and registration of offenders against children and sexual offenders; 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 PASS, the roll was called and there were 93 YEAS, 0 NAYS, 0 EXCUSED, 1 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; Froelich; Froseth; Glassheim; 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; Kerzman; 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; Svedjan; Thoreson; Thorpe; Uglem; Vig; Vigesaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Winrich; Wolf; Wrangham; Zaiser; Speaker Monson

ABSENT AND NOT VOTING: Sukut

Engrossed SB 2209 passed and the title was agreed to.

SECOND READING OF SENATE BILL

SB 2233: A BILL for an Act to create and enact two new sections to chapter 47-19 of the North Dakota Century Code, relating to recording of change of name or identity of mortgagee and the assignment, satisfaction, release, or authorization of foreclosure by a mortgagee; and to provide for retroactive application.

ROLL CALL

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

YEAS: Amerman; Bellew; Belter; Berg; Boe; Boehning; Boucher; Brandenburg; Carlson; Clark; Conklin; Conrad; Dahl; Damschen; DeKrey; Delmore; Delzer; Dosch; Drovdal; Ekstrom; Frantsvog; Froelich; Froseth; Glassheim; 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; Kerzman; 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; Svedjan; Thoreson; Thorpe; Uglem; Vig; Vigesaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Winrich; Wolf; Wrangham; Zaiser; Speaker Monson

ABSENT AND NOT VOTING: Sukut

Engrossed SB 2233 passed and the title was agreed to.

SECOND READING OF SENATE BILL

SB 2281: A BILL for an Act to amend and reenact subsection 7 of section 6-03-02 of the North Dakota Century Code, relating to banks serving as custodian for health savings accounts; and to declare an emergency.

ROLL CALL

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

YEAS: Amerman; Bellew; Belter; Berg; Boe; Boehning; Boucher; Brandenburg; Carlson; Clark; Conklin; Conrad; Dahl; Damschen; DeKrey; Delmore; Delzer; Dosch; Drovdal; Ekstrom; Frantsvog; Froelich; Froseth; Glassheim; 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; Kerzman; 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; Svedjan; Thoreson; Thorpe; Uglem; Vig; Vigesaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Winrich; Wolf; Wrangham; Zaiser; Speaker Monson

ABSENT AND NOT VOTING: Sukut

Engrossed SB 2281 passed, the title was agreed to, and the emergency clause was declared carried.

SECOND READING OF SENATE BILL

SB 2282: A BILL for an Act to create and enact a new section to chapter 47-25 of the North Dakota Century Code, relating to use of trade names by franchisees; and to amend and reenact sections 47-25-06.1 and 47-25-07 of the North Dakota Century Code, relating to amendments and cancellation of trade name registrations.

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; Froelich; Froseth; Glassheim; Grande; Griffin; Gruchalla; Hanson; Hatlestad; Hawken; Headland; Heller; Hofstad; Holman; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsch, R.; Kelsh, J.; Kelsh, S.; Kempenich; Kerzman; 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; Svedjan; Thoreson; Thorpe; Uglem; Vig; Vigesaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Winrich; Wolf; Wrangham; Zaiser; Speaker Monson

ABSENT AND NOT VOTING: Hunskor; Sukut

SB 2282 passed and the title was agreed to.

SECOND READING OF SENATE BILL

SB 2300: A BILL for an Act to amend and reenact section 26.1-21-07 of the North Dakota Century Code, relating to state bonding fund coverage.

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; Froelich; Froseth; Glassheim; 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; Kerzman; Kilichowski; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Mock; Mueller; Myxter; Nathe; Nelson; Onstad; Pietsch; Pinkerton; Pollert; Porter; Potter; Ruby; Rust; Schatz; Schmidt; Schneider; Skarphol; Svedjan; Thoreson; Thorpe; Uglem; Vig; Vigesaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Winrich; Wolf; Wrangham; Zaiser; Speaker Monson

ABSENT AND NOT VOTING: Nottestad; Sukut

SB 2300 passed and the title was agreed to.

SECOND READING OF SENATE BILL

SB 2328: A BILL for an Act to create and enact a new section to chapter 6-08 of the North Dakota Century Code, relating to assessment of automated teller machine access fees for foreign cardholder transactions.

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; Froelich; Froseth; Glassheim; 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; Kerzman; Kilichowski; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Mock; Mueller; Myxter; Nathe; Nelson; Onstad; Pietsch; Pinkerton; Pollert; Porter; Potter; Ruby; Rust; Schatz; Schmidt; Schneider; Skarphol; Svedjan; Thoreson; Thorpe; Uglem; Vig; Vigesaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Winrich; Wolf; Wrangham; Zaiser; Speaker Monson

ABSENT AND NOT VOTING: Nottestad; Sukut

SB 2328 passed and the title was agreed to.

SECOND READING OF SENATE BILL

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.

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; Dosch; Drovdal; Ekstrom; Frantsvog; Froelich; Froseth; Glassheim; 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; Kerzman; Kilichowski; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Mock; Mueller; Myxter; Nathe; Nelson; Onstad; Pietsch; Pinkerton; Pollert; Porter; Potter; Ruby; Rust; Schatz; Schmidt; Schneider; Skarphol; Svedjan; Thoreson; Thorpe; Uglem; Vig; Vigesaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Winrich; Wolf; Wrangham; Zaiser; Speaker Monson

NAYS: Delzer

ABSENT AND NOT VOTING: Nottestad; Sukut

Engrossed SB 2081, as amended, passed and the title was agreed to.

SECOND READING OF SENATE BILL

SB 2163: A BILL for an Act to create and enact chapter 37-17.3 of the North Dakota Century Code, relating to the state radio broadcasting system; and to repeal chapter 54-23.2 of the North Dakota Century Code, relating to the state radio broadcasting system.

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; Froelich; Froseth; Glassheim; 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; Kerzman; Kilichowski; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Mock; Mueller; Myxter; Nathe; Nelson; Onstad; Pietsch; Pinkerton; Pollert; Porter; Potter; Ruby; Rust; Schatz; Schmidt; Schneider; Skarphol; Svedjan; Thoreson; Thorpe; Uglem; Vig; Vigesaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Winrich; Wolf; Wrangham; Zaiser; Speaker Monson

ABSENT AND NOT VOTING: Nottestad; Sukut

Engrossed SB 2163, as amended, passed and the title was agreed to.

SECOND READING OF SENATE BILL

SB 2172: A BILL for an Act to amend and reenact subsection 6 of section 44-04-18 and section 44-04-18.3 of the North Dakota Century Code, relating to access to public records in arbitration proceedings and to exempting law enforcement work schedules from open records requirements.

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; Froelich; Froseth; Glassheim; 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; Kerzman; Kilichowski; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Mock; Mueller; Myxter; Nathe; Nelson; Onstad; Pietsch; Pinkerton; Pollert; Porter; Potter; Ruby; Rust; Schatz; Schmidt; Schneider; Skarphol; Svedjan; Thoreson; Thorpe; Uglem; Vig; Vigesaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Winrich; Wolf; Wrangham; Zaiser; Speaker Monson

ABSENT AND NOT VOTING: Nottestad; Sukut

SB 2172, as amended, passed and the title was agreed to.

SECOND READING OF SENATE BILL

SB 2210: A BILL for an Act to amend and reenact section 12.1-17-09 of the North Dakota Century Code, relating to the killing or injury of a law enforcement support animal; 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 PASS, the roll was called and there were 77 YEAS, 15 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

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

NAYS: Bellew; Belter; Berg; Brandenburg; Delzer; Headland; Kasper; Kempenich; Klein; Schatz; Skarphol; Thoreson; Wald; Weiler; Wrangham

ABSENT AND NOT VOTING: Nottestad; Sukut

Engrossed SB 2210 passed and the title was agreed to.

SECOND READING OF SENATE BILL

SB 2211: A BILL for an Act to create and enact a new section to chapter 25-13 of the North Dakota Century Code, relating to killing or injuring a service animal; to amend and reenact sections 25-13-01.1, 25-13-02, 25-13-02.1, 25-13-03, 25-13-04, and 25-13-05 of the North Dakota Century Code, relating to service animals; 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 PASS, the roll was called and there were 69 YEAS, 22 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Amerman; Bellew; Belter; Boehning; Boucher; Carlson; Clark; Conklin; Conrad; Dahl; Damschen; DeKrey; Delmore; Ekstrom; Frantsvog; Froelich; Glassheim; Grande; Griffin; Gruchalla; Hanson; Hatlestad; Hawken; Heller; Hofstad; Holman; Hunskor; Johnson, D.; Johnson, N.; Kaldor; Karls; Keiser; Kelsch, R.; Kelsh, J.; Kelsh, S.; Kerzman; Kingsbury; Klemm; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Metcalf; Meyer, S.; Mock; Mueller; Myxter; Nelson; Onstad; Pietsch; Pinkerton; Porter; Potter; Rust; Schmidt; Schneider; Svedjan; Thorpe; Uglem; Vig; Vigesaa; Wall; Wieland; Williams; Winrich; Wolf; Zaiser; Speaker Monson

NAYS: Berg; Brandenburg; Delzer; Dosch; Drovda; Froseth; Headland; Kasper; Kempenich; Kilichowski; Klein; Meier, L.; Nathe; Pollert; Ruby; Schatz; Skarphol; Thoreson; Wald; Weiler; Weisz; Wrangham

ABSENT AND NOT VOTING: Boe; Nottestad; Sukut

Engrossed SB 2211 passed and the title was agreed to.

SECOND READING OF SENATE BILL

SB 2294: A BILL for an Act to create and enact a new section to chapter 26.1-36 and a new section to chapter 54-52.1 of the North Dakota Century Code, relating to health insurance policies for telemedicine.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 33 YEAS, 57 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

YEAS: Amerman; Boe; Boucher; Conrad; Delmore; Ekstrom; Froelich; Glassheim; Griffin; Gruchalla; Hanson; Holman; Hunskor; Kelsh, J.; Kerzman; Kreidt; Kroeber; Metcalf; Meyer, S.; Mock; Mueller; Myxter; Onstad; Pinkerton; Potter; Schmidt; Schneider; Thorpe; Vig; Williams; Winrich; Wolf; Zaiser

NAYS: Bellew; Belter; Berg; Boehning; Brandenburg; Carlson; Clark; Conklin; Dahl; Damschen; DeKrey; Delzer; Dosch; Drovda; Frantsvog; Froseth; Grande; Hatlestad; Hawken; Headland; Heller; Hofstad; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsch, R.; Kempenich; Kilichowski; Kingsbury; Klein; Klemm; Koppelman; Kretschmar; Martinson; Nathe; Nelson; Pietsch; Pollert; Porter; Ruby; Rust; Schatz; Skarphol; Svedjan; Thoreson; Uglem; Vigesaa; Wald; Wall; Weiler; Weisz; Wieland; Wrangham; Speaker Monson

ABSENT AND NOT VOTING: Kelsh, S.; Meier, L.; Nottestad; Sukut

Engrossed SB 2294 lost.

SECOND READING OF SENATE BILL

SB 2298: A BILL for an Act to create and enact eleven new sections to chapter 61-24 of the North Dakota Century Code, relating to authorizing revenue bonds for the Red River valley water supply project; and to amend and reenact sections 61-24-01, 61-24-08, 61-24-19, 61-39-01, and 61-39-03 of the North Dakota Century Code, relating to the Garrison Diversion Conservancy District.

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 86 YEAS, 6 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

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

NAYS: Bellew; Delzer; Froelich; Keiser; Kelsch, R.; Porter

ABSENT AND NOT VOTING: Nottestad; Sukut

Engrossed SB 2298 passed and the title was agreed to.

SECOND READING OF SENATE BILL

SB 2306: A BILL for an Act to create and enact sections 26.1-30-22 and 26.1-30-23 of the North Dakota Century Code, relating to premium rate requirements and rate filing procedures for accident and health insurance; and to amend and reenact sections 26.1-18.1-15, 26.1-30-19, and 26.1-30-21 of the North Dakota Century Code, relating to health maintenance organization rate filings and insurance rate filing procedures.

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, 91 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Delmore

NAYS: Amerman; Bellew; Belter; Berg; Boe; Boehning; Boucher; Brandenburg; Carlson; Clark; Conklin; Conrad; Dahl; Damschen; DeKrey; Delzer; Dosch; Drovdal; Ekstrom; Frantsvog; Froelich; Froseth; Glassheim; 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; Kerzman; Kilichowski; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Mock; Mueller; Myxter; Nathe; Nelson; Onstad; Pietsch; Pinkerton; Pollert; Porter; Potter; Ruby; Rust; Schatz; Schmidt; Schneider; Skarphol; Svedjan; Thoreson; Thorpe; Uglem; Vig; Vigesaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Winrich; Wolf; Wrangham; Zaiser; Speaker Monson

ABSENT AND NOT VOTING: Nottestad; Sukut

Engrossed SB 2306 lost.

SECOND READING OF SENATE BILL

SB 2422: A BILL for an Act relating to a legislative council study of purchasing and procurement.

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 52 YEAS, 40 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Amerman; Boe; Boucher; Conklin; Conrad; Dahl; DeKrey; Delmore; Dosch; Ekstrom; Frantsvog; Froelich; Glassheim; Griffin; Gruchalla; Hanson; Hofstad; Holman; Hunskor; Johnson, D.; Johnson, N.; Kaldor; Kelsch, R.; Kelsh, J.; Kelsh, S.; Kerzman; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Mock; Mueller; Myxter; Nelson; Onstad; Pinkerton; Potter; Ruby; Rust; Schmidt; Schneider; Thorpe; Uglem; Vig; Wall; Weisz; Williams; Winrich; Wolf; Speaker Monson

NAYS: Bellew; Belter; Berg; Boehning; Brandenburg; Carlson; Clark; Damschen; Delzer; Drovdal; Froseth; Grande; Hatlestad; Hawken; Headland; Heller; Karls; Kasper; Keiser; Kempenich; Kilichowski; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Nathe; Pietsch; Pollert; Porter; Schatz; Skarphol; Svedjan; Thoreson; Vigesa; Wald; Weiler; Wieland; Wrangham; Zaiser

ABSENT AND NOT VOTING: Nottestad; Sukut

Engrossed SB 2422 passed and the title was agreed to.

SECOND READING OF SENATE BILL

SB 2428: A BILL for an Act to amend and reenact section 61-16.1-40.1 of the North Dakota Century Code, relating to appeals in federally constructed flood control or soil conservation service projects; and to provide for application.

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, 89 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: DeKrey; Thorpe; Vigesa

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

ABSENT AND NOT VOTING: Nottestad; Sukut

Engrossed SB 2428 lost.

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

MR. PRESIDENT: Your signature is respectfully requested on: HB 1024, HB 1060, HB 1094, HB 1139, HB 1140, HB 1192, HB 1232, HB 1321, HB 1369, HB 1402, HB 1428, HB 1477, HCR 3011, HCR 3036.

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

MR. PRESIDENT: The House has failed to pass unchanged: SB 2179, SB 2261.

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

MR. PRESIDENT: The House has passed, the emergency clause carried, unchanged: SB 2240.

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

MR. PRESIDENT: The House has amended, subsequently passed, and the emergency clause carried: SB 2090.

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

MR. SPEAKER: The President has signed: HB 1369.

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

MR. PRESIDENT: The Speaker has signed: HB 1369.

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

MR. PRESIDENT: The House has passed unchanged: SB 2091, SB 2118, SB 2132, SB 2166, SB 2182, SB 2184, SB 2206, SB 2220, SB 2235, SB 2241, SB 2268, SB 2307, SB 2367, SB 2390.

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

MR. PRESIDENT: The House has amended and subsequently passed: SB 2279.

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

MR. PRESIDENT: The Speaker has signed: SB 2053, SB 2061, SB 2095, SB 2103, SB 2156, SB 2159, SB 2169, SB 2181, SB 2200, SB 2245, SB 2376, SB 2392.

DELIVERY OF ENROLLED BILLS AND RESOLUTIONS

The following bill was delivered to the Governor for approval on March 13, 2009: HB 1369.

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

MR. SPEAKER: The Senate has failed to pass unchanged: HB 1097, HB 1268.

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

MR. SPEAKER: The Senate has amended and subsequently passed: HB 1253, HB 1322.

SENATE AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1253

Page 1, line 13, remove the overstrike over "~~is marketed~~"

Page 1, line 15, after "annum" insert "from the one hundred fifty-first day after marketing"

Page 2, line 3, replace "notify" with "inform, upon request,"

ReNUMBER accordingly

SENATE AMENDMENTS TO REENGROSSED HOUSE BILL NO. 1322

Page 2, line 3, remove "and"

Page 2, line 4, after "n." insert "A member appointed by the public service commission; and

o."

ReNUMBER accordingly

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

MR. SPEAKER: The Senate has passed unchanged: HB 1084, HB 1137, HB 1201, HB 1205, HB 1300, HB 1353, HB 1430, HB 1500.

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 2229.

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

MR. SPEAKER: The President has signed: HB 1030, HB 1072, HB 1115, HB 1117, HB 1118, HB 1122, HB 1132, HB 1149, HB 1150, HB 1163, HB 1164, HB 1220, HB 1270, HB 1287, HB 1326, HB 1414, HB 1482, HCR 3001.

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

MR. SPEAKER: Your signature is respectfully requested on: SB 2053, SB 2061, SB 2095, SB 2103, SB 2156, SB 2159, SB 2169, SB 2181, SB 2200, SB 2245, SB 2376, SB 2392.

MOTION

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

MOTION

REP. VIGESAA MOVED that the House be on the Fourth, Fifth, and Thirteenth orders of business and at the conclusion of those orders, the House stand adjourned until 1:00 p.m., Monday, March 16, 2009, which motion prevailed.

REPORT OF STANDING COMMITTEE

SB 2035, as engrossed: Finance and Taxation Committee (Rep. Belter, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (10 YEAS, 0 NAYS, 3 ABSENT AND NOT VOTING). Engrossed SB 2035 was placed on the Sixth order on the calendar.

Page 1, line 4, after the second "coal" insert "or beneficiated coal used to produce steam that is"

Page 4, line 7, after "in" insert ", or coal used to produce steam that is used in,"

Page 4, line 10, after "subdivision" insert "of the state"

Page 4, line 12, after "in" insert ", or used to produce steam that is used in,"

Page 4, line 14, after "subdivision" insert "of the state"

Page 4, line 18, after "subdivision" insert "of the state or to produce steam that is used in any of those facilities"

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2062, as reengrossed: Education Committee (Rep. R. Kelsch, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (13 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). Reengrossed SB 2062 was placed on the Sixth order on the calendar.

Page 1, line 2, replace "opportunity grants" with "merit scholarships"

Page 1, line 22, remove the overstrike over "~~one~~", remove "two", after "thousand" insert "five hundred", and replace "ten" with "six"

Page 2, line 4, remove "1."

Page 2, line 5, remove the overstrike over "~~4.~~" and remove "a."

Page 2, line 8, remove the overstrike over "~~2.~~", remove "b.", and remove the overstrike over "~~one~~"

Page 2, line 9, remove "two" and after "thousand" insert "five hundred"

Page 2, line 11, remove the overstrike over "~~3.~~" and remove "c."

Page 2, line 14, remove the overstrike over "~~4.~~" and remove "d."

Page 2, line 16, remove the overstrike over "~~5.~~" and remove "e."

Page 2, remove lines 18 and 19

Page 2, line 22, replace "**Opportunity grant**" with "**Merit scholarship**" and replace "an opportunity grant" with "a merit scholarship"

Page 3, line 4, replace "an opportunity grant" with "a merit scholarship"

Page 3, line 5, remove "or an accredited private higher education institution"

Page 3, line 6, after "an" insert "associate or a baccalaureate program at an accredited public or private" and replace "under the control of the" with "in this"

Page 3, remove line 7

Page 3, line 8, remove "institution"

Page 3, line 9, after the underscored semicolon insert "and"

Page 3, remove line 10

Page 3, line 11, replace "d." with "c." and replace "3.0" with "2.75"

Page 3, line 14, replace "**Opportunity grant**" with "**Merit scholarship**" and remove "**- Annual increase**"

Page 3, line 15, remove "if a student who is eligible for an"

Page 3, line 16, remove "opportunity grant enrolls in an institution of higher education,"

Page 3, line 17, remove "enrolling" and after "institution" insert "in which an eligible student is enrolled"

Page 3, line 18, replace "one thousand two" with "seven" and after "hundred" insert "fifty"

Page 3, line 19, replace the first "eight" with "six" and remove "eight hundred"

Page 3, line 22, replace "an opportunity grant" with "a merit scholarship"

Page 3, line 28, replace "grants" with "scholarships"

Page 5, line 3, replace "20,000,000" with "21,000,000"

Page 5, line 4, replace "Opportunity grants" with "Merit scholarships" and replace "4,000,000" with "3,000,000"

Page 5, after line 6, insert:

"The state board of higher education may use up to \$50,000 of the amount appropriated in this section for merit scholarships to cover expenses incurred as a result of administering the merit scholarship program."

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2064, as engrossed: Government and Veterans Affairs Committee (Rep. Grande, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (11 YEAS, 1 NAY, 1 ABSENT AND NOT VOTING). Engrossed SB 2064 was placed on the Sixth order on the calendar.

Page 3, line 15, overstrike "which is payable every six months or" and insert immediately thereafter "paid" and overstrike ", at the"

Page 3, line 16, overstrike "member's option"

Page 3, line 31, overstrike "which is payable every six months or" and insert immediately thereafter "paid" and overstrike ", at the member's option"

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2131: Government and Veterans Affairs Committee (Rep. Grande, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (13 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2131 was placed on the Sixth order on the calendar.

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

Page 2, after line 17, insert:

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

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2133: Government and Veterans Affairs Committee (Rep. Grande, Chairman) recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (13 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2133 was rereferred to the **Appropriations Committee**.

REPORT OF STANDING COMMITTEE

SB 2153: Government and Veterans Affairs Committee (Rep. Grande, Chairman) recommends **DO PASS** (13 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2153 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2154, as engrossed: Government and Veterans Affairs Committee (Rep. Grande, Chairman) recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (9 YEAS, 4 NAYS, 0 ABSENT AND NOT VOTING). Engrossed SB 2154 was rereferred to the **Appropriations Committee**.

REPORT OF STANDING COMMITTEE

SB 2201: 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** (9 YEAS, 3 NAYS, 1 ABSENT AND NOT VOTING). SB 2201 was placed on the Sixth order on the calendar.

Page 1, line 3, after "57-02-08" insert "and subdivision c of subsection 1 of section 57-55-10"

Page 1, line 4, replace "exemption" with "and mobile home tax exemptions"

Page 1, line 16, after "veteran's" insert "disability compensation rating for"

Page 1, line 17, replace "disability" with "disabilities as"

Page 5, after line 11, insert:

"SECTION 3. AMENDMENT. Subdivision c of subsection 1 of section 57-55-10 of the North Dakota Century Code is amended and reenacted as follows:

- c. If it is owned and used as living quarters by a disabled veteran or unremarried surviving spouse who meets the requirements of subsection 20 of section 57-02-08 or section 1 of this Act."

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2217, as engrossed: Education Committee (Rep. R. Kelsch, Chairman) recommends **DO PASS** (13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). Engrossed SB 2217 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2224, as engrossed: Finance and Taxation Committee (Rep. Belter, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (10 YEAS, 2 NAYS, 1 ABSENT AND NOT VOTING). Engrossed SB 2224 was placed on the Sixth order on the calendar.

Page 1, line 9, replace "57-43.2-03" with "57-43.2-02"

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2228, as reengrossed: Transportation Committee (Rep. Ruby, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (9 YEAS, 5 NAYS, 0 ABSENT AND NOT VOTING). Reengrossed SB 2228 was placed on the Sixth order on the calendar.

Page 1, line 2, after the semicolon insert "and"

Page 1, line 4, remove "; and to provide a continuing appropriation"

Page 1, remove lines 23 and 24

Page 2, remove lines 1 through 3

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2231: Political Subdivisions Committee (Rep. Wrangham, Chairman) recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (11 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING). SB 2231 was rereferred to the **Appropriations Committee**.

REPORT OF STANDING COMMITTEE

SB 2237, as engrossed: Human Services Committee (Rep. Weisz, Chairman) recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (8 YEAS, 2 NAYS, 3 ABSENT AND NOT VOTING). Engrossed SB 2237 was rereferred to the **Appropriations Committee**.

REPORT OF STANDING COMMITTEE

SB 2242: Agriculture Committee (Rep. D. Johnson, Chairman) recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (9 YEAS, 2 NAYS, 2 ABSENT AND NOT VOTING). SB 2242 was rereferred to the **Appropriations Committee**.

REPORT OF STANDING COMMITTEE

SB 2259: Political Subdivisions Committee (Rep. Wrangham, Chairman) recommends **DO PASS** (12 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). SB 2259 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2277: Government and Veterans Affairs Committee (Rep. Grande, Chairman) recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (8 YEAS, 5 NAYS, 0 ABSENT AND NOT VOTING). SB 2277 was rereferred to the **Appropriations Committee**.

REPORT OF STANDING COMMITTEE

SB 2309: Political Subdivisions Committee (Rep. Wrangham, Chairman) recommends **DO PASS** (12 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). SB 2309 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2311: Government and Veterans Affairs Committee (Rep. Grande, Chairman) recommends **BE PLACED ON THE CALENDAR WITHOUT RECOMMENDATION** and **BE REREFERRED** to the **Appropriations Committee** (7 YEAS, 6 NAYS, 0 ABSENT AND NOT VOTING). SB 2311 was rereferred to the **Appropriations Committee**.

REPORT OF STANDING COMMITTEE

SB 2313: Transportation Committee (Rep. Ruby, Chairman) recommends **DO PASS** (13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). SB 2313 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2316, as engrossed: Natural Resources Committee (Rep. Porter, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (8 YEAS, 4 NAYS, 1 ABSENT AND NOT VOTING). Engrossed SB 2316 was placed on the Sixth order on the calendar.

Page 1, line 7, after the second underscored comma insert "construction,"

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2321: Agriculture Committee (Rep. D. Johnson, Chairman) recommends **DO PASS** (12 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). SB 2321 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2329, as engrossed: Government and Veterans Affairs Committee (Rep. Grande, Chairman) recommends **DO NOT PASS** (7 YEAS, 6 NAYS, 0 ABSENT AND NOT VOTING). Engrossed SB 2329 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2338, as engrossed: Finance and Taxation Committee (Rep. Belter, Chairman) recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (10 YEAS, 1 NAY, 2 ABSENT AND NOT VOTING). Engrossed SB 2338 was rereferred to the **Appropriations Committee**.

REPORT OF STANDING COMMITTEE

SB 2342, as engrossed: Agriculture Committee (Rep. D. Johnson, Chairman) recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (12 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). Engrossed SB 2342 was rereferred to the **Appropriations Committee**.

REPORT OF STANDING COMMITTEE

SB 2349: Transportation Committee (Rep. Ruby, Chairman) recommends **DO PASS** (12 YEAS, 1 NAY, 1 ABSENT AND NOT VOTING). SB 2349 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2352: Political Subdivisions Committee (Rep. Wrangham, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (13 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2352 was placed on the Fourteenth order on the calendar.

Page 1, line 6, overstrike "The standards" and insert immediately thereafter "Standards"

Page 1, line 12, replace "consistent with" with "included in"

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2353, as engrossed: Government and Veterans Affairs Committee (Rep. Grande, Chairman) recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (12 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). Engrossed SB 2353 was rereferred to the **Appropriations Committee**.

REPORT OF STANDING COMMITTEE

SB 2354: Political Subdivisions Committee (Rep. Wrangham, Chairman) recommends **DO PASS** (12 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). SB 2354 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2368: Finance and Taxation Committee (Rep. Belter, Chairman) recommends **DO NOT PASS** (8 YEAS, 3 NAYS, 2 ABSENT AND NOT VOTING). SB 2368 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2370: Political Subdivisions Committee (Rep. Wrangham, Chairman) recommends **DO PASS** (12 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). SB 2370 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2383, as engrossed: Finance and Taxation Committee (Rep. Belter, Chairman) recommends **DO NOT PASS** (7 YEAS, 4 NAYS, 2 ABSENT AND NOT VOTING). Engrossed SB 2383 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2385, as reengrossed: Transportation Committee (Rep. Ruby, Chairman) recommends **DO NOT PASS** (10 YEAS, 3 NAYS, 1 ABSENT AND NOT VOTING). Reengrossed SB 2385 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2388, as reengrossed: Government and Veterans Affairs Committee (Rep. Grande, Chairman) recommends **DO PASS** (10 YEAS, 1 NAY, 2 ABSENT AND NOT VOTING). Reengrossed SB 2388 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2389: Education Committee (Rep. R. Kelsch, Chairman) recommends **DO PASS** (13 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). SB 2389 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2411, as reengrossed: Natural Resources Committee (Rep. Porter, Chairman) recommends **DO NOT PASS** (10 YEAS, 2 NAYS, 1 ABSENT AND NOT VOTING). Reengrossed SB 2411 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2412, as engrossed: Human Services Committee (Rep. Weisz, Chairman) recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (11 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). Engrossed SB 2412 was rereferred to the **Appropriations Committee**.

REPORT OF STANDING COMMITTEE

SB 2413, as engrossed: Finance and Taxation Committee (Rep. Belter, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (12 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). Engrossed SB 2413 was placed on the Sixth order on the calendar.

Page 1, line 3, after "38-08-06.4" insert "and subsection 7 of section 49-02-25"

Page 1, line 4, after "gas" insert "and renewable electricity and recycled energy"

Page 2, after line 2, insert:

"SECTION 2. AMENDMENT. Subsection 7 of section 49-02-25 of the North Dakota Century Code is amended and reenacted as follows:

7. Recycled energy systems producing electricity from currently unused waste heat resulting from combustion or other processes into electricity and which do not use an additional combustion process. The term does not include any system whose primary purpose is the generation of electricity unless the generation system consumes wellhead gas that would otherwise be flared, vented, or wasted."

Page 2, line 8, replace "This" with "Section 3 of this"

ReNUMBER accordingly

REPORT OF STANDING COMMITTEE

SB 2416, as engrossed: Finance and Taxation Committee (Rep. Belter, Chairman) recommends **DO PASS** (10 YEAS, 1 NAY, 2 ABSENT AND NOT VOTING). Engrossed SB 2416 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2417, 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 SB 2417 was placed on the Sixth order on the calendar.

Page 1, line 6, replace "study" with "consider studying"

ReNUMBER accordingly

REPORT OF STANDING COMMITTEE

SCR 4003: Government and Veterans Affairs Committee (Rep. Grande, Chairman) recommends **DO PASS** and **BE PLACED ON THE CONSENT CALENDAR** (13 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SCR 4003 was placed on the Tenth order on the calendar.

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

Buell J. Reich, Chief Clerk

