

JOURNAL OF THE HOUSE**Sixty-third Legislative Assembly**

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Bismarck, January 11, 2013

The House convened at 12:50 p.m., with Speaker Devlin presiding.

The prayer was offered by Pastor Matt Thompson, Holy Cross Lutheran Church, Bismarck.

The roll was called and all members were present except Representatives Amerman, Bellew, Belter, Boe, Delmore, Hanson, J. Kelsh, S. Kelsh, Kreun, J. Nelson, M. Nelson, Oversen, Owens, and Sanford.

A quorum was declared by the Speaker.

MOTION

REP. VIGESAA MOVED that a committee of two be appointed to escort Commander Gordon, United States Navy Commander, USS North Dakota, to the rostrum, which motion prevailed.

Speaker Devlin appointed Reps. Froseth and Klein to the escort committee

**REMARKS OF COMMANDER DOUGLAS V. GORDON
UNITED STATES NAVY, COMMANDING OFFICER, USS NORTH DAKOTA**

Mr. President, members of the Senate, and friends of the USS North Dakota. Thank you so very much for allowing me to be here and take this opportunity to address this prestigious body. I know you are busy and have a lot of things to do but I'd like to tell you a few updates on the ship.

First of all, I have had the best support that I have ever had on board a submarine from the state of North Dakota. The support the state has given to the ship has been absolutely outstanding. My crew definitely understands that the state is behind the crew and behind the ship. This is demonstrated through several examples. The state has supported us through several of the ship's functions, they have sent care packages and Christmas cards to my sailors. They have sent welcome aboard packages to the newly reporting crew members and probably most of all is the opportunity, on five different occasions, to bring members of my crew out to the North Dakota to discuss the North Dakota and to spread the good word on the good ship.

I look forward to continuing the efforts and relationship that we have built with the state, and I can not wait to go to commissioning in 2014. The USS North Dakota will be the eleventh Virginia Class ship built and it will be the first Block Three Design ship. When she is delivered in March, 2014, she will be the most technologically capable submarine in the world. She'll be able to exceed depths of 800 feet at speeds of over 25 knots. And she will do this all without having to be refueled for the lifespan of 33 years.

The ship is physically constructed in four separate modules. The bow module contains the control room and the torpedo room. The second module is the habitability module, the third is the forward injury module and lastly the stern module.

The ship is currently about 80% complete. They are taking the last, the bow section, which will be moved into place next week and welded to the rest of the ship. When the welding is complete, the ship will be pressure hold complete and the ship will actually look like a real submarine from the outside. There is still a lot of work to be done on the inside. As they pair the modules together, there are a lot of electrical cabling and mechanical systems that have to be connected across those modules. The ship is on track to be finished in March of 2014, just sixty months after beginning construction.

The crew is the lifeblood of the ship and I have some of the best crew members on board the ship that I remember having ever served on board a ship. I have 123 of my crew members that have currently reported, and over the next three or four months the rest of them will

report to bring my whole compliment to 135 sailors. They really are great sailors. Some examples are: I have had the opportunity, over the last year, to advance 45 individuals, I've conducted 15 re-enlistments, and my crew has amassed almost 1000 hours of community service. They have come from a vast variety of experience. I have about 76 sailors on board that have served on a previous submarine before and of those 15 have served on a Virginia Class.

My number one priority for the ship and the crew is to train the crew and be ready to take them to sea in January, 2014 on sea trials. In order to do this we have to train the sailors. To do this we have classroom and computer based training. Ultimately we would like to send them to sea on another submarine, preferably a Virginia Class so they get some experience standing watch on board on the ship.

The last thing I would like to leave you with is the schedule ahead for the ship. It is a very busy schedule for us and I will give you a highlight of some of the things we are going to encounter over the next year and a half. The ship will be pressure hold complete in the first week of February, we will have been doing land based steaming testing. Float off will occur in September of this year which is the first time the ship will hit the water. Shortly after that, the Christening Ceremony will take place, and I hope to see some of you there. Next will be initial criticality, the first time we take the reactor critical. As you can imagine, that is a big deal for us and will happen sometime around October. Habitability will take place in November and we will be able to eat and sleep on board. Sea trials will take place in January of 2014 and we will go out for a week and a half and put the ship through its paces. Finally, delivery, in March of 2014. Our last big ceremony for us is the Commissioning Ceremony and will happen around June of 2014 at a location and date to be determined.

Thank you all very much for allowing me to address you and have a great day.

MOTION

REP. VIGESAA MOVED that the address of Commander Gordon be printed in the House Journal, which motion prevailed.

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

MR. SPEAKER: The Senate has passed, and your favorable consideration is requested on: SCR 4004.

MOTION

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

MOTION

REP. VIGESAA MOVED that the House be on the Fourth, Fifth, and Ninth orders of business and at the conclusion of those orders, the House stand adjourned until 1:00 p.m., Monday, January 14, 2013, which motion prevailed.

REPORT OF STANDING COMMITTEE

HB 1027: Transportation Committee (Rep. Ruby, Chairman) recommends **DO PASS** (13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1027 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1047: Transportation Committee (Rep. Ruby, Chairman) recommends **DO PASS** (13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1047 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1066: Transportation Committee (Rep. Ruby, Chairman) recommends **DO PASS** (13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1066 was placed on the Eleventh order on the calendar.

FIRST READING OF HOUSE BILLS

Rep. Keiser and Sen. Kilzer introduced:

HB 1165: A BILL for an Act to amend and reenact section 23-01-05.3 and subsection 1 of section 43-15-01 of the North Dakota Century Code, relating to the North Dakota immunization information system.

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

Rep. Keiser and Sen. Cook introduced:

HB 1166: A BILL for an Act to amend and reenact subsection 2 of section 40-63-04 of the North Dakota Century Code, relating to the business or investment income tax exemption for the purchase, lease, or rehabilitation of property within a renaissance zone; and to provide an effective date.

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

Reps. Kempenich, Carlson, Heller, Kreidt and Sens. Klein, Wardner, Dotzenrod, O'Connell introduced:

HB 1167: A BILL for an Act to create and enact a new section to chapter 21-10 of the North Dakota Century Code, relating to the definition of earnings of the legacy fund.

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

Rep. Keiser and Sen. Klein introduced:

HB 1168: A BILL for an Act to create and enact a new section to chapter 26.1-36 of the North Dakota Century Code, relating to health insurance enrollment periods in the individual market.

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

Reps. Keiser, Klemin and Sen. Kilzer introduced:

HB 1169: A BILL for an Act to amend and reenact subsection 1 of section 12.1-32-02 of the North Dakota Century Code, relating to the suspension of hunting, fishing, and trapping privileges as a sentencing alternative.

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

Reps. Kreidt, Heller, Rohr, Wieland and Sen. Unruh introduced:

HB 1170: A BILL for an Act to create and enact a new section to chapter 50-06 of the North Dakota Century Code, relating to nursing and basic care facility ratesetting; and to amend and reenact section 50-24.4-06 of the North Dakota Century Code, relating to allowable costs in nursing home ratesetting.

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

Reps. Keiser, Kasper and Sens. Klein, O'Connell introduced:

HB 1171: A BILL for an Act to create and enact a new chapter to title 26.1 of the North Dakota Century Code, relating to unclaimed life insurance benefits.

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

Reps. Kreidt, Heller, Rohr, Wieland and Sen. Unruh introduced:

HB 1172: A BILL for an Act to amend and reenact subsection 1 of section 50-24.1-07 of the North Dakota Century Code, relating to the recovery from the estate of a medical assistance recipient.

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

Reps. Klemin, Kretschmar, Glassheim and Sens. Carlisle, Oehlke, Triplett introduced:

HB 1173: 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.

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

Rep. Keiser introduced:

HB 1174: A BILL for an Act to create and enact a new section to chapter 54-60 of the North Dakota Century Code, relating to creation of the corporate headquarters relocation program within the department of commerce; to provide an appropriation; to provide an exemption; and to provide an expiration date.

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

Reps. Porter, Bellew, J. Nelson and Sens. Carlisle, Dever, O'Connell introduced:

HB 1175: A BILL for an Act to create and enact a new chapter to title 23 of the North Dakota Century Code, relating to an acute cardiovascular emergency medical system.

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

Reps. Hogan, Hawken, Maragos and Sens. J. Lee, Heckaman, Axness introduced:

HB 1176: A BILL for an Act to amend and reenact subsection 3 of section 14-06.1-09, subsection 3 of section 50-01.2-00.1, section 50-01.2-03, subsection 6 of section 50-06-01.4, subsection 17 of section 50-06-05.1, section 50-09-29, and subsection 3

of section 54-06-20 of the North Dakota Century Code, relating to eligibility for the supplemental nutrition assistance program and the temporary assistance for needy families program.

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

Reps. Drovdal, N. Johnson, Vigesaa and Sens. J. Lee, Lyson, Warner introduced:

HB 1177: A BILL for an Act to amend and reenact section 2-06-06, subsection 7 of section 4.1-47-06, sections 11-09.1-02, 11-11.1-02, 11-28-02, and 11-33-05, subsection 1 of section 11-36-07, subsection 2 of section 11-37-05, sections 23-11-05 and 23-24-05, subsection 6 of section 23-35-03, section 40-23-02, subsection 3 of section 40-38-03, subsection 4 of section 50-01.1-04, and sections 50-01.2-02 and 61-04.1-25 of the North Dakota Century Code, relating to compensation of members of political subdivision boards and committees.

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

Reps. Drovdal, Froseth and Sens. Cook, Lyson, Warner introduced:

HB 1178: A BILL for an Act to create and enact a new section to chapter 57-06 of the North Dakota Century Code, relating to a penalty for continued failure of a public utility company to submit reports; to amend and reenact sections 57-06-09 and 57-06-21 of the North Dakota Century Code, relating to extensions of time for utility company reporting and applicable penalties and due dates for filing reports with the county auditor and tax commissioner; and to provide an effective date.

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

Reps. Drovdal, Kempenich and Sen. Andrist introduced:

HB 1179: A BILL for an Act to amend and reenact section 15-05-10, subsection 4 of section 38-08-04, subsection 10 of section 57-51.1-01, subsection 2 of section 57-51.1-03, and subsection 1 of section 57-51.1-03.1 of the North Dakota Century Code, relating to the oil extraction tax exemption for stripper wells; and to provide an effective date.

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

Reps. Schmidt, Damschen, Kreidt, Rohr, Boe and Sens. Schaible, Heckaman introduced:

HB 1180: A BILL for an Act to create and enact two new sections to chapter 50-06.2 and a new section to chapter 50-24.7 of the North Dakota Century Code, relating to the qualifications, authority, and duties of independent home and community-based services case managers.

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

Reps. Keiser, Frantsvog, Ruby, Vigesaa and Sens. Andrist, Klein introduced:

HB 1181: A BILL for an Act to create and enact section 26.1-44-03.2 of the North Dakota Century Code, relating to domestic surplus lines insurers.

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

Reps. Louser, Porter and Sens. Armstrong, Carlisle introduced:

HB 1182: A BILL for an Act to amend and reenact section 57-38-30.3 of the North Dakota Century Code, relating to suspension of the income tax for individuals, estates, and trusts; to provide an effective date; and to provide an expiration date.

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

Reps. Streyle, Becker, Brabandt, Grande, Headland, Maragos, Porter, Ruby, Toman and Sens. Larsen, Miller, Sitte introduced:

HB 1183: A BILL for an Act to create and enact three new sections to chapter 62.1-01 of the North Dakota Century Code, relating to forbidding state governmental entities from providing aid and assistance to the federal government or any other governmental entity for the investigation, enforcement, and prosecution of federal firearms laws not in force as of January 1, 2013; to provide a penalty; to provide for retroactive application; and to declare an emergency.

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

Reps. Louser, Bellew, Brabandt, Hofstad and Sen. Burckhard introduced:

HB 1184: A BILL for an Act to create and enact a new section to chapter 57-38 and a new subdivision to subsection 7 of section 57-38-30.3 of the North Dakota Century Code, relating to an income tax credit for flood recovery impact for individuals who were flooded out of their homes by the 2011 flood disaster; to provide an effective date; and to provide an expiration date.

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

Reps. Louser, Brabandt, Nathe, Ruby and Sens. Burckhard, Poolman introduced:

HB 1185: A BILL for an Act to amend and reenact section 6-09-46 of the North Dakota Century Code, relating to extension of the rebuilders loan program; and to provide an exemption.

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

Rep. Carlson and Sen. Wardner introduced:

HB 1186: A BILL for an Act to create and enact a new section to chapter 44-04 of the North Dakota Century Code, relating to access to records relating to legislative bill tracking systems; and to declare an emergency.

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

Reps. Ruby, Heller, Kasper, Meier, Thoreson and Sens. Hogue, Larsen, J. Lee, Sitte introduced:

HB 1187: A BILL for an Act to create and enact a new section to chapter 39-06 of the North Dakota Century Code, relating to renewal of operator's licenses.

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

Reps. Ruby, Dosch, Heller, Kasper, Meier, Thoreson, Weisz and Sens. Hogue, Miller introduced:

HB 1188: A BILL for an Act to repeal chapter 23-39 of the North Dakota Century Code, relating to the regulation of tanning facilities.

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

Reps. Skarphol, Drovdal, Hatlestad and Sens. Carlisle, Lyson introduced:

HB 1189: A BILL for an Act to create and enact a new section to chapter 39-06.1 of the North Dakota Century Code, relating to alternative speeding fees for certain nonresidents; and to provide a continuing appropriation.

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

Reps. Maragos, Anderson and Sen. Klein introduced:

HB 1190: A BILL for an Act to create and enact chapter 23-20.6 of the North Dakota Century Code, relating to the intrastate use of thorium.

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

Reps. Maragos, Delmore and Sens. Laffen, Nelson introduced:

HB 1191: A BILL for an Act to provide for security interests in rents.

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

Reps. Ruby, Delmore, Kasper, Sukut and Sens. Hogue, Klein, Lyson introduced:

HB 1192: A BILL for an Act to create and enact a new section to chapter 51-07 of the North Dakota Century Code, relating to motor vehicle warranty reimbursement; and to declare an emergency.

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

Reps. N. Johnson, Kretschmar, Glassheim and Sens. Lyson, Sorvaag, Murphy introduced:

HB 1193: A BILL for an Act to create and enact a new section to chapter 44-11 of the North Dakota Century Code, relating to appointment of a special commissioner to preside over removal proceedings; amend and reenact sections 44-11-01, 44-11-02, 44-11-03, 44-11-04, 44-11-06, 44-11-07, 44-11-09, 44-11-10, 44-11-11, and 44-11-12 of the North Dakota Century Code, relating to proceedings to remove officials from office; and to repeal sections 44-11-05, 44-11-13, and 44-11-14 of the North Dakota Century Code, relating to taking of testimony, appeals, and assessment of costs on removal proceedings.

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

FIRST READING OF HOUSE CONCURRENT RESOLUTION

Reps. Kempenich, Brandenburg, Pollert, Rust and Sens. Bowman, Lyson, O'Connell introduced:

HCR 3005: A concurrent resolution to amend and reenact section 9 of article III of the Constitution of North Dakota, relating to initiated constitutional amendments.

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

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

Buell J. Reich, Chief Clerk