

## JOURNAL OF THE SENATE

## Sixty-third Legislative Assembly

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Bismarck, March 25, 2013

The Senate convened at 1:00 p.m., with President Wrigley presiding.

The prayer was offered by Pastor Curtis Dikoff, Child Evangelism Fellowship, Southwest North Dakota.

The roll was called and all members were present.

A quorum was declared by the President.

## CONSIDERATION OF AMENDMENTS

**HB 1333, as reengrossed: SEN. UNRUH (Natural Resources Committee) MOVED** that the amendments be adopted and then be **REREFERRED** to the **Appropriations Committee** with **DO PASS**, which motion prevailed on a voice vote.

## CONSIDERATION OF AMENDMENTS

**HB 1405, as engrossed: SEN. SCHAIBLE (Government and Veterans Affairs Committee) MOVED** that the amendments be adopted and then be **REREFERRED** to the **Appropriations Committee** with **DO PASS**, which motion prevailed on a voice vote.

## CONSIDERATION OF AMENDMENTS

**HB 1368, as reengrossed: SEN. DEVER (Government and Veterans Affairs Committee) MOVED** that the amendments be adopted and then be **REREFERRED** to the **Appropriations Committee** with **DO PASS**, which motion prevailed on a voice vote.

## CONSIDERATION OF AMENDMENTS

**HB 1007, as engrossed: SEN. G. LEE (Appropriations Committee) MOVED** that the amendments be adopted and then be placed on the Fourteenth order with **DO PASS**, which motion prevailed on a voice vote.

## CONSIDERATION OF AMENDMENTS

**HCR 3031: SEN. SITTE (Transportation Committee) MOVED** that the amendments be adopted and then be placed on the Fourteenth order with **DO PASS**, which motion prevailed on a voice vote.

## CONSIDERATION OF AMENDMENTS

**HB 1399, as engrossed: SEN. HOGUE (Natural Resources Committee) MOVED** that the amendments be adopted and then be placed on the Fourteenth order with **DO PASS**, which motion prevailed on a voice vote.

## MOTION

**SEN. KLEIN MOVED** that HB 1399 be moved to the top of the Fourteenth order, which motion prevailed.

## SECOND READING OF HOUSE BILL

**HB 1399:** A BILL for an Act to amend and reenact subsection 2 of section 47-05-02.1 of the North Dakota Century Code, relating to duration of waterfowl production area easements; and to provide an effective 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 38 YEAS, 9 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

**YEAS:** Andrist; Armstrong; Berry; Bowman; Burckhard; Campbell; Carlisle; Cook; Dever; Dotzenrod; Erbele; Flakoll; Grabinger; Grindberg; Hogue; Holmberg; Kilzer; Klein; Krebsbach; Laffen; Larsen; Lee, G.; Lee, J.; Luick; Lyson; Miller; Murphy; O'Connell;

Oehlke; Poolman; Schaible; Schneider; Sinner; Sitte; Sorvaag; Unruh; Wanzek; Wardner

**NAYS:** Anderson; Axness; Heckaman; Marcellais; Mathern; Nelson; Robinson; Triplett; Warner

Engrossed HB 1399, as amended, passed.

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

**HB 1129:** A BILL for an Act to create and enact chapter 46-03.1 of the North Dakota Century Code, relating to the enactment of the Uniform Electronic Legal Material Act.

#### **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 47 YEAS, 0 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

**YEAS:** Anderson; Andrist; Armstrong; Axness; Berry; Bowman; Burckhard; Campbell; Carlisle; Cook; Dever; Dotzenrod; Erbele; Flakoll; Grabinger; Grindberg; Heckaman; Hogue; Holmberg; Kilzer; Klein; Krebsbach; Laffen; Larsen; Lee, G.; Lee, J.; Luick; Lyson; Marcellais; Mathern; Miller; Murphy; Nelson; O'Connell; Oehlke; Poolman; Robinson; Schaible; Schneider; Sinner; Sitte; Sorvaag; Triplett; Unruh; Wanzek; Wardner; Warner

HB 1129 passed.

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

**HB 1216:** A BILL for an Act to create and enact a new section to chapter 43-23.3 of the North Dakota Century Code, relating to regulation of real estate appraisers; and to provide for a legislative management study.

#### **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 0 YEAS, 47 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

**NAYS:** Anderson; Andrist; Armstrong; Axness; Berry; Bowman; Burckhard; Campbell; Carlisle; Cook; Dever; Dotzenrod; Erbele; Flakoll; Grabinger; Grindberg; Heckaman; Hogue; Holmberg; Kilzer; Klein; Krebsbach; Laffen; Larsen; Lee, G.; Lee, J.; Luick; Lyson; Marcellais; Mathern; Miller; Murphy; Nelson; O'Connell; Oehlke; Poolman; Robinson; Schaible; Schneider; Sinner; Sitte; Sorvaag; Triplett; Unruh; Wanzek; Wardner; Warner

Engrossed HB 1216 failed.

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

**HB 1253:** A BILL for an Act to amend and reenact sections 23-12-10.4 and 23-42-04 of the North Dakota Century Code, relating to securing the necessary signage required to be in compliance with smoking restrictions in public places and places of employment.

#### **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 47 YEAS, 0 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

**YEAS:** Anderson; Andrist; Armstrong; Axness; Berry; Bowman; Burckhard; Campbell; Carlisle; Cook; Dever; Dotzenrod; Erbele; Flakoll; Grabinger; Grindberg; Heckaman; Hogue; Holmberg; Kilzer; Klein; Krebsbach; Laffen; Larsen; Lee, G.; Lee, J.; Luick;

Lyson; Marcellais; Mathern; Miller; Murphy; Nelson; O'Connell; Oehlke; Poolman; Robinson; Schaible; Schneider; Sinner; Sitte; Sorvaag; Triplett; Unruh; Wanzek; Wardner; Warner

Engrossed HB 1253 passed.

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#### SECOND READING OF HOUSE BILL

**HB 1292:** A BILL for an Act to amend and reenact sections 23-12-09 and 23-12-10.4 of the North Dakota Century Code, relating to smoking in public places and places of employment and the responsibility of proprietors.

#### 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 47 YEAS, 0 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

**YEAS:** Anderson; Andrist; Armstrong; Axness; Berry; Bowman; Burckhard; Campbell; Carlisle; Cook; Dever; Dotzenrod; Erbele; Flakoll; Grabinger; Grindberg; Heckaman; Hogue; Holmberg; Kilzer; Klein; Krebsbach; Laffen; Larsen; Lee, G.; Lee, J.; Luick; Lyson; Marcellais; Mathern; Miller; Murphy; Nelson; O'Connell; Oehlke; Poolman; Robinson; Schaible; Schneider; Sinner; Sitte; Sorvaag; Triplett; Unruh; Wanzek; Wardner; Warner

Engrossed HB 1292 passed.

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#### SECOND READING OF HOUSE BILL

**HB 1245:** A BILL for an Act to amend and reenact subsections 1 and 2 of section 16.1-16-01 of the North Dakota Century Code, relating to election recounts.

#### 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, 45 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

**YEAS:** Berry; Mathern

**NAYS:** Anderson; Andrist; Armstrong; Axness; Bowman; Burckhard; Campbell; Carlisle; Cook; Dever; Dotzenrod; Erbele; Flakoll; Grabinger; Grindberg; Heckaman; Hogue; Holmberg; Kilzer; Klein; Krebsbach; Laffen; Larsen; Lee, G.; Lee, J.; Luick; Lyson; Marcellais; Miller; Murphy; Nelson; O'Connell; Oehlke; Poolman; Robinson; Schaible; Schneider; Sinner; Sitte; Sorvaag; Triplett; Unruh; Wanzek; Wardner; Warner

HB 1245 failed.

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#### POINT OF PERSONAL PRIVILEGE

**SEN. BURCKHARD** rose on a point of personal privilege.

#### REMARKS OF SENATOR BURCKHARD

**MR. PRESIDENT:** The Class B crowned a new champion at the Fargodome this weekend past.

The crowd was rambunctious with anticipation.  
The player's parents were nervous with expectations.  
The cheerleaders fired up the mighty crowd.  
And the fans, they were very, very loud.

The Ryan Lions backcourt roared.  
The Lady Lions taller players soared.

They fought through the game's adversity.  
While some, will move onward to some prestigious university.  
The Sophomore and Junior players will return.  
For back to back, Class B Championships they will yearn.

Congratulations to the undefeated Lady Lions of Bishop Ryan.  
North Dakota's Class B Girls Basketball Champions from Minot.

#### REQUEST

**SEN. KLEIN REQUESTED** that the remarks of Sen. Burckhard be printed in the Journal, which request was granted.

#### SECOND READING OF HOUSE BILL

**HB 1011:** A BILL for an Act to provide an appropriation for defraying the expenses of the securities commissioner.

#### 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 47 YEAS, 0 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

**YEAS:** Anderson; Andrist; Armstrong; Axness; Berry; Bowman; Burckhard; Campbell; Carlisle; Cook; Dever; Dotzenrod; Erbele; Flakoll; Grabinger; Grindberg; Heckaman; Hogue; Holmberg; Kilzer; Klein; Krebsbach; Laffen; Larsen; Lee, G.; Lee, J.; Luick; Lyson; Marcellais; Mathern; Miller; Murphy; Nelson; O'Connell; Oehlke; Poolman; Robinson; Schaible; Schneider; Sinner; Sitte; Sorvaag; Triplett; Unruh; Wanzek; Wardner; Warner

Engrossed HB 1011, as amended, passed.

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#### SECOND READING OF HOUSE BILL

**HB 1316:** A BILL for an Act to create and enact two new sections to chapter 47-34 of the North Dakota Century Code, relating to good funds and disclosures for real estate transactions; and to amend and reenact sections 47-34-01 and 47-34-02 of the North Dakota Century Code, relating to good funds for real estate transactions.

#### 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 47 YEAS, 0 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

**YEAS:** Anderson; Andrist; Armstrong; Axness; Berry; Bowman; Burckhard; Campbell; Carlisle; Cook; Dever; Dotzenrod; Erbele; Flakoll; Grabinger; Grindberg; Heckaman; Hogue; Holmberg; Kilzer; Klein; Krebsbach; Laffen; Larsen; Lee, G.; Lee, J.; Luick; Lyson; Marcellais; Mathern; Miller; Murphy; Nelson; O'Connell; Oehlke; Poolman; Robinson; Schaible; Schneider; Sinner; Sitte; Sorvaag; Triplett; Unruh; Wanzek; Wardner; Warner

Engrossed HB 1316, as amended, passed.

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#### SECOND READING OF HOUSE BILL

**HB 1196:** A BILL for an Act to create and enact section 26.1-30-03.1 of the North Dakota Century Code, relating to issuance of insurance policies in foreign languages.

#### 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 25 YEAS, 22 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

**YEAS:** Armstrong; Axness; Burckhard; Dotzenrod; Flakoll; Grabinger; Grindberg;

Heckaman; Holmberg; Kilzer; Larsen; Lee, J.; Luick; Marcellais; Mathern; Miller; Murphy; Nelson; O'Connell; Robinson; Schneider; Sinner; Sorvaag; Triplett; Warner

**NAYS:** Anderson; Andrist; Berry; Bowman; Campbell; Carlisle; Cook; Dever; Erbele; Hogue; Klein; Krebsbach; Laffen; Lee, G.; Lyson; Oehlke; Poolman; Schaible; Sitte; Unruh; Wanzek; Wardner

HB 1196, as amended, passed.

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### SECOND READING OF HOUSE BILL

**HB 1219:** A BILL for an Act to amend and reenact section 15-10-18.3 of the North Dakota Century Code, relating to tuition for dependents of disabled veterans.

### 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 47 YEAS, 0 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

**YEAS:** Anderson; Andrist; Armstrong; Axness; Berry; Bowman; Burckhard; Campbell; Carlisle; Cook; Dever; Dotzenrod; Erbele; Flakoll; Grabinger; Grindberg; Heckaman; Hogue; Holmberg; Kilzer; Klein; Krebsbach; Laffen; Larsen; Lee, G.; Lee, J.; Luick; Lyson; Marcellais; Mathern; Miller; Murphy; Nelson; O'Connell; Oehlke; Poolman; Robinson; Schaible; Schneider; Sinner; Sitte; Sorvaag; Triplett; Unruh; Wanzek; Wardner; Warner

Engrossed HB 1219, as amended, passed.

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### SECOND READING OF HOUSE BILL

**HB 1395:** A BILL for an Act to amend and reenact section 21-10-11 of the North Dakota Century Code, relating to membership of the legacy and budget stabilization fund advisory board.

### 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 0 YEAS, 47 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

**NAYS:** Anderson; Andrist; Armstrong; Axness; Berry; Bowman; Burckhard; Campbell; Carlisle; Cook; Dever; Dotzenrod; Erbele; Flakoll; Grabinger; Grindberg; Heckaman; Hogue; Holmberg; Kilzer; Klein; Krebsbach; Laffen; Larsen; Lee, G.; Lee, J.; Luick; Lyson; Marcellais; Mathern; Miller; Murphy; Nelson; O'Connell; Oehlke; Poolman; Robinson; Schaible; Schneider; Sinner; Sitte; Sorvaag; Triplett; Unruh; Wanzek; Wardner; Warner

Engrossed HB 1395 failed.

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### SECOND READING OF HOUSE BILL

**HB 1212:** A BILL for an Act to amend and reenact subdivision a of subsection 2 of section 54-03-20 of the North Dakota Century Code, relating to lodging reimbursement for legislators attending legislative sessions; 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 NOT PASS, the roll was called and there were 2 YEAS, 45 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

**YEAS:** Armstrong; Unruh

**NAYS:** Anderson; Andrist; Axness; Berry; Bowman; Burckhard; Campbell; Carlisle; Cook;

Dever; Dotzenrod; Erbele; Flakoll; Grabinger; Grindberg; Heckaman; Hogue; Holmberg; Kilzer; Klein; Krebsbach; Laffen; Larsen; Lee, G.; Lee, J.; Luick; Lyson; Marcellais; Mathern; Miller; Murphy; Nelson; O'Connell; Oehlke; Poolman; Robinson; Schaible; Schneider; Sinner; Sitte; Sorvaag; Triplett; Wanzek; Wardner; Warner

Reengrossed HB 1212 failed.

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### SECOND READING OF HOUSE BILL

**HB 1225:** A BILL for an Act to amend and reenact section 11-18-02.2 of the North Dakota Century Code, relating to property sales price disclosures.

### 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 31 YEAS, 16 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

**YEAS:** Anderson; Andrist; Armstrong; Axness; Carlisle; Cook; Dever; Dotzenrod; Flakoll; Grabinger; Heckaman; Holmberg; Kilzer; Larsen; Lee, J.; Luick; Lyson; Marcellais; Mathern; Miller; Murphy; Nelson; Oehlke; Poolman; Robinson; Schneider; Sinner; Sitte; Triplett; Wardner; Warner

**NAYS:** Berry; Bowman; Burckhard; Campbell; Erbele; Grindberg; Hogue; Klein; Krebsbach; Laffen; Lee, G.; O'Connell; Schaible; Sorvaag; Unruh; Wanzek

Engrossed HB 1225 passed.

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### SECOND READING OF HOUSE BILL

**HB 1372:** A BILL for an Act to amend and reenact subsection 5 of section 16.1-01-09 and subsections 1, 5, and 7 of section 16.1-01-09.1 of the North Dakota Century Code, relating to requirements for initiative, referendum, and recall petitions.

### 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 46 YEAS, 1 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

**YEAS:** Anderson; Andrist; Armstrong; Axness; Berry; Bowman; Burckhard; Campbell; Carlisle; Cook; Dever; Dotzenrod; Erbele; Flakoll; Grabinger; Grindberg; Heckaman; Hogue; Holmberg; Kilzer; Klein; Krebsbach; Laffen; Larsen; Lee, G.; Lee, J.; Luick; Lyson; Marcellais; Miller; Murphy; Nelson; O'Connell; Oehlke; Poolman; Robinson; Schaible; Schneider; Sinner; Sitte; Sorvaag; Triplett; Unruh; Wanzek; Wardner; Warner

**NAYS:** Mathern

HB 1372 passed.

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### POINT OF PERSONAL PRIVILEGE

**SEN. MARCELLAIS** rose on a point of personal privilege.

### REMARKS OF SENATOR MARCELLAIS

**MR. PRESIDENT:** It is with great honor today to rise and recognize the North Dakota Native American students that attended the 26th Annual National Indian Science and Engineering Fair from March 21-23, 2-13 in Albuquerque, New Mexico.

The competition was excellent with students from throughout the United States competing between 5th and 12th grade in the following categories: Animal Sciences; Behavioral and Social Sciences; Biochemistry; Cellular Biology; Chemistry; Computer Science; Earth and Space Sciences; Engineering: Electrical and Mechanical; Engineering: Materials and

Bioengineering; Energy and Transportation; Environmental Management; Environmental Sciences; Mathematical Sciences; Medicine and Health Sciences of which my granddaughter, Jeryn Marcellais, took first place at the 5th grade level with a project called "To Be or Not To Be"; Microbiology; Physics and Astronomy; and Plant Sciences.

Again I want to congratulate all of our North Dakota Native American students for a job well done in representing the great state of North Dakota.

#### REQUEST

**SEN. KLEIN REQUESTED** that the remarks of Sen. Marcellais be printed in the Journal, which request was granted.

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

**MR. SPEAKER:** The Senate has passed, unchanged: HB 1035, HB 1040, HB 1067, HB 1116, HB 1173, HB 1232, HB 1259, HB 1392, HB 1435.

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

**MR. SPEAKER:** The Senate has amended and subsequently passed: HB 1001, HB 1002, HB 1014, HB 1075, HB 1201, HB 1236, HB 1276.

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

**MR. SPEAKER:** The Senate has amended, subsequently passed, and the emergency clause carried: HB 1005, HB 1185.

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

**MR. SPEAKER:** The Senate has failed to pass, unchanged: HB 1109, HB 1127.

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

**MR. PRESIDENT:** The House has passed, unchanged: SB 2305, SCR 4009.

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

**MR. PRESIDENT:** The House has amended and subsequently passed: SB 2368.

#### HOUSE AMENDMENTS TO ENGROSSED SENATE BILL NO. 2368

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

Page 1, line 3, remove "14-02.1-01,"

Page 1, line 3, remove "and"

Page 1, line 3, after "14-02.1-07" insert ", 14-02.3-01, and 14-02.3-02"

Page 1, line 4, replace "and" with a comma

Page 1, line 4, after "requirements" insert ", and the use of public funds for abortions and family planning"

Page 1, remove lines 6 through 13

Page 4, line 29, after "**prohibited**" insert "**, for the purpose of protecting the state's compelling interest in the unborn human life from the time the unborn child is capable of feeling pain**"

Page 7, after line 26, insert:

**"SECTION 4. AMENDMENT.** Section 14-02.3-01 of the North Dakota Century Code is amended and reenacted as follows:

**14-02.3-01. State policy on abortion and childbirth - Use of public funds restricted.**

1. Between normal childbirth and abortion, it is the policy of the state of North Dakota that normal childbirth is to be given preference, encouragement, and support by law and by state action, it being in the

best interests of the well-being and common good of North Dakota citizens.

2. An agency of this state may not produce, distribute, publish, disseminate, endorse, or approve materials of any type that, between normal childbirth and abortion, do not give preference, encouragement, and support to normal childbirth. An agency of the state may not fund, endorse, or support any program that, between normal childbirth and abortion, does not give preference, encouragement, and support to normal childbirth.
3. ~~No~~Unless an abortion is necessary to prevent the death of the woman,  
no funds of this state or any agency, county, municipality, school district,  
or any other subdivision thereof, or institution under the control of the  
state board of higher education, and no federal funds passing through  
the state treasury or a state agency may be used to ~~pay~~;
  - a. Pay for the performance, or for promoting the performance, of an  
abortion ~~unless the abortion is necessary to prevent the death of the~~  
~~woman;~~ or
  - b. Contract with, or provide financial or other support to individuals,  
organizations, or entities performing, inducing, referring for, or  
counseling in favor of, abortions.

**SECTION 5. AMENDMENT.** Section 14-02.3-02 of the North Dakota Century Code is amended and reenacted as follows:

**14-02.3-02. Use of public funds for family planning - Use for the performance, referral, and encouragement of abortion prohibited.**

~~No~~Except as required by federal law, no funds of this state or any agency, county, municipality, school district, or any other subdivision thereof, or institution under the control of the state board of higher education, and no federal funds passing through the state treasury or a state agency may be used ~~as~~;

1. As family planning funds by any person or public or private agency which performs, refers, or encourages abortion; or
2. To contract with, or provide financial or other support to individuals,  
organizations, or entities performing, inducing, referring for, or counseling  
in favor of, abortions."

Renumber accordingly

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

**MR. PRESIDENT:** The House has amended and subsequently failed to pass: SB 2303.

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

**MR. SPEAKER:** Your signature is respectfully requested on: SB 2305, SCR 4009.

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

**MR. PRESIDENT:** Your signature is respectfully requested on: HB 1084, HB 1153, HB 1228, HB 1270, HB 1301, HB 1350, HB 1357, HB 1359.

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

**MR. PRESIDENT:** The Speaker has signed: SB 2305, SCR 4009.

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

**MR. SPEAKER:** The President has signed: SB 2305, SCR 4009.

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

**MR. SPEAKER:** The President has signed: HB 1084, HB 1153, HB 1228, HB 1270, HB 1301, HB 1350, HB 1357, HB 1359.



**DELIVERY OF ENROLLED BILLS AND RESOLUTIONS**

The following bills were delivered to the Governor for approval on March 25, 2013: SB 2040, SB 2190, SB 2305, SB 2312.

**DELIVERY OF ENROLLED BILLS AND RESOLUTIONS**

The following resolution was delivered to the Secretary of State for filing on March 25, 2013: SCR 4009.

**MOTION**

**SEN. KLEIN MOVED** that the Senate be on the Fourth, Fifth, and Thirteenth orders of business and at the conclusion of those orders, the Senate stand adjourned until 1:00 p.m., Tuesday, March 26, 2013, which motion prevailed.

**REPORT OF STANDING COMMITTEE**

**HB 1114: Judiciary Committee (Sen. Hogue, Chairman)** recommends **DO NOT PASS** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1114 was placed on the Fourteenth order on the calendar.

**REPORT OF STANDING COMMITTEE**

**HB 1202, as engrossed: Political Subdivisions Committee (Sen. Andrist, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (4 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING). Engrossed HB 1202 was placed on the Sixth order on the calendar.

Page 1, line 17, replace "and are" with an underscored comma

Page 1, line 17, remove "redundant and"

Page 1, line 17, after "reliable" insert ", and which follow interoperable standards set by the emergency services communications coordinating committee"

Renumber accordingly

**REPORT OF STANDING COMMITTEE**

**HB 1211, as engrossed: Human Services Committee (Sen. J. Lee, Chairman)** recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (5 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed HB 1211 was rereferred to the **Appropriations Committee**.

**REPORT OF STANDING COMMITTEE**

**HB 1257: Judiciary Committee (Sen. Hogue, Chairman)** recommends **DO PASS** (5 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING). HB 1257 was placed on the Fourteenth order on the calendar.

**REPORT OF STANDING COMMITTEE**

**HB 1332, as reengrossed: Government and Veterans Affairs Committee (Sen. Dever, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (5 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING). Reengrossed HB 1332 was placed on the Sixth order on the calendar.

Page 4, line 11, overstrike "A" and insert immediately thereafter "An alternative"

Page 5, line 14, overstrike "information"

Page 5, line 22, after "election" insert "and will be a qualified elector of the precinct"

Page 5, line 30, after "available" insert "or tribal identification number or a copy of the voter's alternate form of identification approved by the secretary of state under subdivision c of subsection 1 of section 16.1-05-07"

Page 5, after line 30 insert:

"2."

Page 6, line 1, after "name" insert "to the application"

Page 6, line 7, overstrike "2." and insert immediately thereafter:

"3. If the applicant does not possess an approved form of identification as provided for under subsection 1 of section 16.1-05-07, the application also must be signed by another qualified elector who, by signing, certifies that the applicant is a qualified elector. The secretary of state shall prescribe the form of the certification required under this subsection.

4."

Page 6, line 13, overstrike "3." and insert immediately thereafter "5."

Page 6, line 16, replace "4." with "6."

Page 7, line 11, replace "subsection" with "subsections"

Page 7, line 11, after "9" insert "and 11"

Page 8, line 5, remove "not"

Page 8, line 6, after the underscored period insert "The fee is eight dollars."

Renumber accordingly

#### **REPORT OF STANDING COMMITTEE**

**HB 1425, as engrossed: Transportation Committee (Sen. Oehlke, Chairman)**  
recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends  
**DO NOT PASS** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING).  
Engrossed HB 1425 was placed on the Sixth order on the calendar.

Page 1, line 7, replace "thirty" with "forty-five"

Renumber accordingly

The Senate stood adjourned pursuant to Senator Klein's motion.

**William R. Horton, Secretary**