

## JOURNAL OF THE HOUSE

## Sixty-fourth Legislative Assembly

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Bismarck, April 10, 2015

The House convened at 8:00 a.m., with Acting Speaker Devlin presiding.

The prayer was offered by Rev. Shelly Pifer, Crystal River Ministry Center, Bismarck.

The roll was called and all members were present except Representatives Belter, Boschee, Frantsvog, and Owens.

A quorum was declared by the Acting Speaker.

**COMMUNICATION FROM GOVERNOR JACK DALRYMPLE**

This is to inform you that on April 9, 2015, I have signed the following: HB 1035, HB 1038, HB 1041, HB 1081, HB 1086, HB 1089, HB 1101, HB 1116, HB 1124, and HB 1133.

Also, on April 9, 2015, I have signed the following: HB 1143, HB 1158, HB 1181, HB 1194, HB 1202, HB 1221, HB 1235, HB 1247, HB 1274, and HB 1279.

Also, on April 9, 2015, I have signed the following: HB 1319, HB 1353, HB 1376, HB 1382, HB 1384, HB 1417, HB 1434, HB 1441, HB 1462, and HB 1471.

**SECOND READING OF SENATE BILL**

**SB 2116:** A BILL for an Act to provide for the creation of a pretrial services program pilot project within the department of corrections and rehabilitation.

**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 31 YEAS, 59 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Anderson, P.; Beadle; Boe; Delmore; Fehr; Glassheim; Guggisberg; Haak; Hanson; Hawken; Hogan; Holman; Hunskor; Johnson, M.; Kading; Kelsh; Klemm; Kretschmar; Maragos; Mitskog; Mock; Mooney; Muscha; Nelson, J.; Onstad; Oversen; Paur; Schneider; Strinden; Wallman

**NAYS:** Anderson, B.; Anderson, D.; Becker, Rich S.; Becker, Rick C.; Bellew; Boehning; Brabandt; Brandenburg; Carlson; Damschen; Delzer; Devlin; Dockter; Dosch; Froseth; Hatlestad; Headland; Hofstad; Johnson, D.; Karls; Kasper; Keiser; Kempenich; Kiefert; Klein; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Larson; Lefor; Looyesen; Louser; Martinson; Meier; Monson; Nathe; Nelson, M.; Olson; Pollert; Porter; Rohr; Ruby; Sanford; Schatz; Schmidt; Schreiber Beck; Seibel; Silbernagel; Skarphol; Steiner; Streyle; Sukut; Thoreson; Toman; Trotter; Vigasaa; Weisz; Zubke

**ABSENT AND NOT VOTING:** Boschee; Frantsvog; Owens; Speaker Belter

SB 2116, as amended, failed.

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**CONSIDERATION OF CONFERENCE COMMITTEE REPORT**

**REP. D. JOHNSON MOVED** that the conference committee report on Engrossed SB 2092 as printed on HJ pages 1478-1480 be adopted, which motion prevailed on a voice vote.

**SECOND READING OF SENATE BILL**

**SB 2092:** A BILL for an Act to amend and reenact subsection 1 of section 15.1-12-10 and section 15.1-12-14 of the North Dakota Century Code, relating to the content of a school district reorganization plan and school board authority following approval of a

reorganization plan.

#### ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 90 YEAS, 0 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker, Rich S.; Becker, Rick C.; Bellew; Boe; Boehning; Brabandt; Brandenburg; Carlson; Damschen; Delmore; Delzer; Devlin; Dockter; Dosch; Fehr; Froseth; Glassheim; Guggisberg; Haak; Hanson; Hatlestad; Hawken; Headland; Hofstad; Hogan; Holman; Hunskor; Johnson, D.; Johnson, M.; Kading; Karls; Kasper; Keiser; Kelsh; Kempenich; Kiefert; Klein; Klemin; Koppelman, B.; Koppelman, K.; Kreidt; Kretschmar; Laning; Larson; Lefor; Looyesen; Louser; Maragos; Martinson; Meier; Mitskog; Mock; Monson; Mooney; Muscha; Nathe; Nelson, J.; Nelson, M.; Olson; Onstad; Oversen; Paur; Pollert; Porter; Rohr; Ruby; Sanford; Schatz; Schmidt; Schneider; Schreiber Beck; Seibel; Silbernagel; Skarphol; Steiner; Streyle; Strinden; Sukut; Thoreson; Toman; Trottier; Vigesaa; Wallman; Weisz; Zubke

**ABSENT AND NOT VOTING:** Boschee; Frantsvog; Owens; Speaker Belter

Engrossed SB 2092, as amended, passed.

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#### CONSIDERATION OF CONFERENCE COMMITTEE REPORT

**REP. LANING MOVED** that the conference committee report on Engrossed SB 2188 as printed on HJ pages 1480-1481 be adopted, which motion prevailed on a voice vote.

#### SECOND READING OF SENATE BILL

**SB 2188:** A BILL for an Act to amend and reenact section 43-07-02 and subsection 3 of section 43-07-10 of the North Dakota Century Code, relating to providing penalties for operating without a contractor's license and committing construction fraud; to repeal section 43-07-18 of the North Dakota Century Code, relating to the penalty for operating without a contractor's license; to provide a penalty; and to declare an emergency.

#### ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 90 YEAS, 0 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker, Rich S.; Becker, Rick C.; Bellew; Boe; Boehning; Brabandt; Brandenburg; Carlson; Damschen; Delmore; Delzer; Devlin; Dockter; Dosch; Fehr; Froseth; Glassheim; Guggisberg; Haak; Hanson; Hatlestad; Hawken; Headland; Hofstad; Hogan; Holman; Hunskor; Johnson, D.; Johnson, M.; Kading; Karls; Kasper; Keiser; Kelsh; Kempenich; Kiefert; Klein; Klemin; Koppelman, B.; Koppelman, K.; Kreidt; Kretschmar; Laning; Larson; Lefor; Looyesen; Louser; Maragos; Martinson; Meier; Mitskog; Mock; Monson; Mooney; Muscha; Nathe; Nelson, J.; Nelson, M.; Olson; Onstad; Oversen; Paur; Pollert; Porter; Rohr; Ruby; Sanford; Schatz; Schmidt; Schneider; Schreiber Beck; Seibel; Silbernagel; Skarphol; Steiner; Streyle; Strinden; Sukut; Thoreson; Toman; Trottier; Vigesaa; Wallman; Weisz; Zubke

**ABSENT AND NOT VOTING:** Boschee; Frantsvog; Owens; Speaker Belter

Engrossed SB 2188, as amended, passed and the emergency clause was declared carried.

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#### CONSIDERATION OF CONFERENCE COMMITTEE REPORT

**REP. BEADLE MOVED** that the conference committee report on Engrossed SB 2233 as printed on HJ page 1481 be adopted, which motion prevailed on a voice vote.

#### SECOND READING OF SENATE BILL

**SB 2233:** A BILL for an Act to amend and reenact subsection 1 of section 48-01.2-22 of the North Dakota Century Code, relating to the public opening of subcontractor bids;

and to provide for a legislative management study of public improvement issues relating to use of multiple bids versus single prime bids, bidding thresholds, design services thresholds, and indemnification.

#### ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 89 YEAS, 1 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker, Rich S.; Becker, Rick C.; Bellew; Boe; Boehning; Brabandt; Brandenburg; Carlson; Damschen; Delmore; Devlin; Dockter; Dosch; Fehr; Froseth; Glassheim; Guggisberg; Haak; Hanson; Hatlestad; Hawken; Headland; Hofstad; Hogan; Holman; Hunskor; Johnson, D.; Johnson, M.; Kading; Karls; Kasper; Keiser; Kelsh; Kempenich; Kiefert; Klein; Klemin; Koppelman, B.; Koppelman, K.; Kreidt; Kretschmar; Laning; Larson; Lefor; Looyesen; Louser; Maragos; Martinson; Meier; Mitskog; Mock; Monson; Mooney; Muscha; Nathe; Nelson, J.; Nelson, M.; Olson; Onstad; Oversen; Paur; Pollert; Porter; Rohr; Ruby; Sanford; Schatz; Schmidt; Schneider; Schreiber Beck; Seibel; Silbernagel; Skarphol; Steiner; Streyle; Strinden; Sukut; Thoreson; Toman; Trottier; Vigasaa; Wallman; Weisz; Zubke

**NAYS:** Delzer

**ABSENT AND NOT VOTING:** Boschee; Frantsvog; Owens; Speaker Belter

Engrossed SB 2233, as amended, passed.

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#### CONSIDERATION OF CONFERENCE COMMITTEE REPORT

**REP. KIEFERT MOVED** that the conference committee report on Engrossed SB 2259 as printed on HJ page 1481 be adopted, which motion prevailed on a voice vote.

#### CONSIDERATION OF CONFERENCE COMMITTEE REPORT

**REP. LEFOR MOVED** that the conference committee report on Engrossed SB 2347 as printed on HJ pages 1481-1482 be adopted, which motion prevailed on a voice vote.

#### SECOND READING OF SENATE BILL

**SB 2347:** A BILL for an Act to amend and reenact subdivision d of subsection 3 of section 49-23-04 of the North Dakota Century Code, relating to the use of certain marking flags.

#### ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 86 YEAS, 4 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker, Rich S.; Becker, Rick C.; Bellew; Boe; Boehning; Brabandt; Brandenburg; Carlson; Damschen; Delmore; Delzer; Devlin; Dockter; Dosch; Fehr; Froseth; Glassheim; Guggisberg; Haak; Hanson; Hatlestad; Hawken; Headland; Hofstad; Hogan; Holman; Hunskor; Johnson, D.; Johnson, M.; Kading; Karls; Kasper; Keiser; Kelsh; Kempenich; Kiefert; Klein; Klemin; Koppelman, B.; Koppelman, K.; Kreidt; Kretschmar; Laning; Larson; Lefor; Looyesen; Louser; Maragos; Martinson; Meier; Mitskog; Mock; Monson; Mooney; Muscha; Nathe; Nelson, J.; Nelson, M.; Olson; Onstad; Oversen; Paur; Pollert; Porter; Ruby; Sanford; Schmidt; Schneider; Schreiber Beck; Seibel; Silbernagel; Skarphol; Steiner; Strinden; Sukut; Thoreson; Trottier; Vigasaa; Wallman; Weisz; Zubke

**NAYS:** Rohr; Schatz; Streyle; Toman

**ABSENT AND NOT VOTING:** Boschee; Frantsvog; Owens; Speaker Belter

Engrossed SB 2347, as amended, passed.

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**CONSIDERATION OF CONFERENCE COMMITTEE REPORT**

**REP. FEHR MOVED** that the conference committee report on Engrossed SB 2367 as printed on HJ page 1482 be adopted, which motion prevailed on a voice vote.

**SECOND READING OF SENATE BILL**

**SB 2367:** A BILL for an Act to provide for the creation of a task force on substance exposed newborns; and to provide for a report to the legislative management.

**ROLL CALL**

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 81 YEAS, 9 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker, Rich S.; Boe; Boehning; Brabandt; Brandenburg; Carlson; Damschen; Delmore; Devlin; Dockter; Fehr; Froseth; Glassheim; Guggisberg; Haak; Hanson; Hatlestad; Hawken; Headland; Hofstad; Hogan; Holman; Hunskor; Johnson, D.; Kading; Karls; Kasper; Keiser; Kelsh; Kempenich; Kiefert; Klein; Klemin; Koppelman, B.; Koppelman, K.; Kretschmar; Laning; Larson; Lefor; Looysen; Louser; Maragos; Martinson; Meier; Mitskog; Mock; Monson; Mooney; Muscha; Nathe; Nelson, J.; Nelson, M.; Olson; Onstad; Oversen; Paur; Porter; Rohr; Ruby; Sanford; Schatz; Schmidt; Schneider; Schreiber Beck; Seibel; Silbernagel; Skarphol; Steiner; Strinden; Sukut; Thoreson; Trottier; Vigasaa; Wallman; Weisz; Zubke

**NAYS:** Becker, Rick C.; Bellew; Delzer; Dosch; Johnson, M.; Kreidt; Pollert; Streyle; Toman

**ABSENT AND NOT VOTING:** Boschee; Frantsvog; Owens; Speaker Belter

Engrossed SB 2367, as amended, passed.

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**CONSIDERATION OF CONFERENCE COMMITTEE REPORT**

**REP. LOOYSEN MOVED** that the conference committee report on Engrossed SCR 4011 as printed on HJ pages 1482-1483 be adopted, which motion prevailed on a verification vote.

**SECOND READING OF SENATE CONCURRENT RESOLUTION**

**SCR 4011:** A concurrent resolution urging Congress to redefine the role and mission of the United States Department of Education and to clarify the department's relationship with the states.

**ROLL CALL**

The question being on the final adoption of the amended resolution, which has been read. The roll was called and there were 25 YEAS, 64 NAYS, 0 EXCUSED, 5 ABSENT AND NOT VOTING.

**YEAS:** Anderson, B.; Anderson, D.; Boe; Delmore; Dockter; Fehr; Froseth; Glassheim; Guggisberg; Hawken; Hofstad; Johnson, D.; Keiser; Klemin; Larson; Looysen; Maragos; Meier; Mock; Nathe; Nelson, J.; Onstad; Sanford; Trottier; Weisz

**NAYS:** Amerman; Anderson, P.; Becker, Rich S.; Becker, Rick C.; Bellew; Boehning; Brabandt; Brandenburg; Carlson; Damschen; Delzer; Devlin; Dosch; Haak; Hanson; Hatlestad; Headland; Hogan; Holman; Hunskor; Johnson, M.; Kading; Karls; Kasper; Kelsh; Kempenich; Kiefert; Klein; Koppelman, B.; Koppelman, K.; Kreidt; Kretschmar; Laning; Lefor; Louser; Martinson; Mitskog; Monson; Mooney; Muscha; Nelson, M.; Olson; Oversen; Paur; Pollert; Porter; Rohr; Ruby; Schatz; Schmidt; Schneider; Schreiber Beck; Seibel; Silbernagel; Skarphol; Steiner; Streyle; Strinden; Sukut; Thoreson; Toman; Vigasaa; Wallman; Zubke

**ABSENT AND NOT VOTING:** Beadle; Boschee; Frantsvog; Owens; Speaker Belter

Engrossed SCR 4011, as amended, was declared lost on a recorded roll call vote.

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**CONSIDERATION OF CONFERENCE COMMITTEE REPORT**

**REP. KARLS MOVED** that the conference committee report on Engrossed SB 2052 as printed on HJ page 1478 be adopted, which motion prevailed on a voice vote.

**SECOND READING OF SENATE BILL**

**SB 2052:** A BILL for an Act to create and enact a new section to chapter 27-20, a new section to chapter 39-08, and a new section to chapter 54-12 of the North Dakota Century Code, relating to participation in the twenty-four seven sobriety program and the use of drug court for driving under the influence offenders; to amend and reenact sections 27-20-10, 27-20-31, 39-06-03, subdivision h of subsection 2 of section 39-06-49, section 39-08-01, subsection 2 of section 39-16-03.1, section 39-20-01, subsection 2 of section 39-20-04, subsections 2 and 3 of section 39-20-05, and section 39-20-15 of the North Dakota Century Code, relating to driving under the influence offenses and participation in the twenty-four seven sobriety and drug court programs; to provide for retroactive application; and to declare an emergency.

**ROLL CALL**

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 90 YEAS, 0 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker, Rich S.; Becker, Rick C.; Bellew; Boe; Boehning; Brabandt; Brandenburg; Carlson; Damschen; Delmore; Delzer; Devlin; Dockter; Dosch; Fehr; Froseth; Glassheim; Guggisberg; Haak; Hanson; Hatlestad; Hawken; Headland; Hofstad; Hogan; Holman; Hunsakor; Johnson, D.; Johnson, M.; Kading; Karls; Kasper; Keiser; Kelsh; Kempenich; Kiefert; Klein; Klemin; Koppelman, B.; Koppelman, K.; Kreidt; Kretschmar; Laning; Larson; Lefor; Looyen; Louser; Maragos; Martinson; Meier; Mitskog; Mock; Monson; Mooney; Muscha; Nathe; Nelson, J.; Nelson, M.; Olson; Onstad; Oversen; Paur; Pollert; Porter; Rohr; Ruby; Sanford; Schatz; Schmidt; Schneider; Schreiber Beck; Seibel; Silbernagel; Skarphol; Steiner; Streyle; Strinden; Sukut; Thoreson; Toman; Trottier; Vigasaa; Wallman; Weisz; Zubke

**ABSENT AND NOT VOTING:** Boschee; Frantsvog; Owens; Speaker Belter

Engrossed SB 2052 passed and the emergency clause was declared carried.

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**MESSAGE TO THE HOUSE FROM THE SENATE (JANE SCHAIBLE, SECRETARY)**

**MR. SPEAKER:** The Senate has passed, unchanged: HB 1285.

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

**MR. PRESIDENT:** The House has failed to pass, unchanged: SB 2116.

**MESSAGE TO THE HOUSE FROM THE SENATE (JANE SCHAIBLE, SECRETARY)**

**MR. SPEAKER:** The Senate has amended and subsequently passed: HB 1021, HB 1025, HB 1406.

**SENATE AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1021**

Page 1, remove lines 12 through 24

Page 2, replace lines 1 through 4 with:

"Salaries and wages	\$51,553,251	\$6,559,964	\$58,113,215
Accrued leave payments	2,626,084	(2,626,084)	0
Operating expenses	64,734,643	5,029,479	69,764,122
Capital assets	12,500,600	(3,650,600)	8,850,000
Center for distance education	5,868,391	3,128,214	8,996,605
Statewide longitudinal data system	1,870,754	6,129,907	8,000,661
Educational technology council	1,614,609	1,091,338	2,705,947
EduTech	8,052,094	1,247,897	9,299,991
K-12 wide area network	4,928,177	75,271	5,003,448

Geographic information system	1,245,294	26,044	1,271,338
Health information technology office	4,750,723	629,921	5,380,644
Criminal justice information sharing	3,069,361	(3,069,361)	0
Federal stimulus funds	<u>6,800,000</u>	<u>(6,800,000)</u>	<u>0</u>
Total all funds	\$169,613,981	\$7,771,990	\$177,385,971
Less estimated income	<u>149,674,553</u>	<u>305,431</u>	<u>149,979,984</u>
Total general fund	\$19,939,428	\$7,466,559	\$27,405,987
Full-time equivalent positions	340.30	10.00	350.30"

Page 2, after line 12, insert:

"Statewide longitudinal data system 0 2,500,000"

Page 2, replace lines 14 through 16 with:

"Total all funds	\$1,315,000	\$3,550,000
Less estimated income	<u>0</u>	<u>0</u>
Total general fund	\$1,315,000	\$3,550,000"

Renumber accordingly

#### STATEMENT OF PURPOSE OF AMENDMENT:

#### House Bill No. 1021 - Information Technology Department - Senate Action

	Base Budget	House Version	Senate Changes	Senate Version
Salaries and wages	\$51,553,251	\$58,290,270	(\$177,055)	\$58,113,215
Operating expenses	64,734,643	69,738,122	26,000	69,764,122
Capital assets	12,500,600	8,850,000		8,850,000
Center for distance education	5,868,391	6,607,946	2,388,659	8,996,605
Statewide longitudinal data system	1,870,754	5,505,409	2,495,252	8,000,661
Educational technology council	1,614,609	2,707,304	(1,357)	2,705,947
EduTech	8,052,094	9,087,495	212,496	9,299,991
K-12 wide area network	4,928,177	5,006,161	(2,713)	5,003,448
Geographic information system	1,245,294	1,272,016	(678)	1,271,338
Health information technology office	4,750,723	5,383,357	(2,713)	5,380,644
Criminal justice information sharing	3,069,361			
Federal stimulus	6,800,000			
Accrued leave payments	<u>2,626,084</u>			
Total all funds	\$169,613,981	\$172,448,080	\$4,937,891	\$177,385,971
Less estimated income	<u>149,674,553</u>	<u>149,163,459</u>	<u>816,525</u>	<u>149,979,984</u>
General fund	\$19,939,428	\$23,284,621	\$4,121,366	\$27,405,987
FTE	340.30	345.30	5.00	350.30

#### Department No. 112 - Information Technology Department - Detail of Senate Changes

	Adjusts Funding for Health Insurance Premium Increases <sup>1</sup>	Adds Funding for Centers for Distance Education <sup>2</sup>	Adds Funding for Security Analyst <sup>3</sup>	Adds One-Time Funding for Statewide Longitudinal Data System <sup>4</sup>	Total Senate Changes
Salaries and wages	(\$177,055)				(\$177,055)
Operating expenses			26,000		26,000
Capital assets					
Center for distance education	(17,638)	2,406,297			2,388,659
Statewide longitudinal data system	(4,748)			2,500,000	2,495,252
Educational technology council	(1,357)				(1,357)
EduTech	(20,351)		232,847		212,496
K-12 wide area network	(2,713)				(2,713)
Geographic information system	(678)				(678)
Health information technology office	(2,713)				(2,713)
Criminal justice information sharing					
Federal stimulus					
Accrued leave payments					
	<u>(\$227,253)</u>	<u>\$2,406,297</u>	<u>\$258,847</u>	<u>\$2,500,000</u>	<u>\$4,937,891</u>

Total all funds					
Less estimated income	(180,754)	997,279	0	0	816,525
General fund	(\$46,499)	\$1,409,018	\$258,847	\$2,500,000	\$4,121,366
FTE	0.00	4.00	1.00	0.00	5.00

<sup>1</sup> Funding for employee health insurance premiums is adjusted to reflect the revised premium estimate of \$1,130.22 per month.

<sup>2</sup> Funding is added for the Centers for Distance Education for K-12 education, including funding for temporary employees, software, contractual services and repairs (\$1,706,578), as well as 4 teacher FTE positions (\$678,791) and related salary increases (\$20,928).

<sup>3</sup> Funding is added for a security analyst FTE position (\$225,000) and related operating expenses (\$26,000) and salary increase (\$7,847) to provide security at the Fusion Center.

<sup>4</sup> One-time funding is added for contractor and development expenses to continue the statewide longitudinal data system project.

### SENATE AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1025

Page 1, replace line 12 with:

"Veterans' affairs	\$1,410,580	\$455,398	\$1,865,978"
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Page 1, replace lines 15 through 17 with:

"Total all funds	\$1,420,703	\$460,275	\$1,880,978
Less estimated income	0	288,018	288,018
Total general fund	\$1,420,703	\$172,257	\$1,592,960"

Page 1, replace line 23 with:

"Website	\$15,000	\$10,000"
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Page 2, replace line 2 with:

"Service dogs	50,000	50,000"
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Page 2, replace line 4 with:

"Total general fund	\$395,000	\$60,000"
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Page 2, remove lines 9 through 13

ReNUMBER accordingly

### STATEMENT OF PURPOSE OF AMENDMENT:

#### House Bill No. 1025 - Department of Veterans' Affairs - Senate Action

	Base Budget	House Version	Senate Changes	Senate Version
Veterans' Affairs	\$1,410,580	\$1,752,651	\$113,327	\$1,865,978
Accrued leave payments	10,123			
Transport Vans		15,000		15,000
Total all funds	\$1,420,703	\$1,767,651	\$113,327	\$1,880,978
Less estimated income	0	284,453	3,565	288,018
General fund	\$1,420,703	\$1,483,198	\$109,762	\$1,592,960
FTE	8.00	9.00	0.00	9.00

## Department No. 321 - Department of Veterans' Affairs - Detail of Senate Changes

	Adjusts Funding for Health Insurance Premium Increases <sup>1</sup>	Adds Funding for Targeted Market Equity <sup>2</sup>	Increases Funding for Stand Down Events <sup>3</sup>	Adds One-Time Funding for Website Upgrade <sup>4</sup>	Adds One-Time Funding for Service Dogs <sup>5</sup>	Total Senate Changes
Veterans' Affairs	(\$6,773)	\$55,100	\$5,000	\$10,000	\$50,000	\$113,327
Accrued leave payments						
Transport Vans						
Total all funds	(\$6,773)	\$55,100	\$5,000	\$10,000	\$50,000	\$113,327
Less estimated income	3,565	0	0	0	0	3,565
General fund	(\$10,338)	\$55,100	\$5,000	\$10,000	\$50,000	\$109,762
FTE	0.00	0.00	0.00	0.00	0.00	0.00

<sup>1</sup> Funding for employee health insurance premiums is adjusted to reflect the revised premium estimate of \$1,130.22 per month.

<sup>2</sup> Funding is provided for targeted equity salary funding.

<sup>3</sup> Funding is increased by \$5,000 for stand down events to provide a total of \$20,000.

<sup>4</sup> One-time funding is provided to complete an upgrade to the agency website.

<sup>5</sup> One-time funding is added for service dog training to provide service dogs to veterans with post traumatic stress disorder (PTSD).

## SENATE AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1406

Page 1, line 3, after the second comma insert "and"

Page 1, line 3, remove ", and motor vehicle excise"

Page 1, line 8, after the second bold underscored comma insert "**and**"

Page 1, line 8, remove "**, or motor vehicle**"

Page 1, line 9, remove "**excise**"

Page 1, line 10, remove ", in consultation with the tax commissioner."

Page 1, line 10, after "agreement" insert "on behalf of the state"

Page 1, line 11, after "Tribes" insert "which complies with the provisions of this chapter"

Page 1, line 12, remove "or motor vehicle excise"

Page 1, line 12, remove ", or all of those"

Page 1, line 13, remove "taxes."

Page 1, line 18, remove "or motor vehicle excise"

Page 1, line 18, remove ", or all of those taxes."

Page 1, line 22, remove "or motor vehicle excise taxes, or all of those"

Page 1, line 22, remove the second underscored comma

Page 2, line 1, after "a" insert "tribal"

Page 2, line 1, after "rate" insert ", except as provided in subdivision b."



Page 2, line 3, after the second underscored comma insert "and"

Page 2, line 3, replace ", and 57-40.3. However," with "but must be applied to only those"

Page 2, line 4, after "activities" insert "that are"

Page 2, line 5, remove "are taxable by the tribe"

Page 2, line 6, after "b." insert "Must also impose a separate and additional tribal sales, use, and gross receipts tax at a rate of one-fourth of one percent which conforms in all respects with regard to the taxable or exempt status of transactions and activities under chapters 57-39.2, 57-39.5, 57-39.6, and 57-40.2. However, taxable transactions and activities exempt from state taxes because they occur within the tribe's jurisdiction must also be subject to the tax under this subdivision by the tribe. The entire tax revenue from the tax imposed under this subdivision must be transferred to the state treasurer and paid to the Standing Rock Sioux Tribe."

c."

Page 2, line 7, replace "one hundred eight" with "ninety"

Page 2, line 9, replace "c." with "d."

Page 2, line 14, remove "agreed"

Page 2, line 14, after "amount" insert "equal to three percent of the total amount collected, from the tribal taxes imposed under subdivisions a and b of subsection 2."

Page 2, line 19, after "state" insert "and subject to taxes imposed by the state or the tax imposed under subdivision a of subsection 2"

Page 2, line 19, replace "between" with "eighty percent to"

Page 2, line 20, after "and" insert "twenty percent to"

Page 2, line 20, remove ", in proportion to the percentage of enrolled"

Page 2, remove lines 21 and 22

Page 2, line 23, remove "decennial census by the United States census bureau"

Page 2, line 23, after the underscored period insert "The tribal share of the tax allocated under this subdivision must be transferred to the state treasurer and paid to the Standing Rock Sioux Tribe. However, the tribal share paid to the Standing Rock Sioux Tribe under the agreement is limited to two million dollars during a state biennium and any amount exceeding that limitation must be deposited by the state treasurer in the state general fund."

Page 2, line 25, replace "additional tribal" with "any other"

Page 2, line 26, remove "or motor vehicle excise tax, or all of those taxes."

Page 2, line 30, after "enforce" insert "within the exterior boundaries of the Standing Rock Reservation"

Renumber accordingly

**MESSAGE TO THE HOUSE FROM THE SENATE (JANE SCHAIBLE, SECRETARY)**

**MR. SPEAKER:** The Senate does not concur in the House amendments to SB 2340, and the President has appointed as a conference committee to act with a like committee from the House on:

**SB 2340:** Sens. Laffen; Bekkedahl; Dotzenrod

**MESSAGE TO THE HOUSE FROM THE SENATE (JANE SCHAIBLE, SECRETARY)**

**MR. SPEAKER:** The Senate has appointed as a conference committee to act with a like committee from the House on:

**HB 1392:** Sens. Laffen; Unruh; Dotzenrod

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

**MR. PRESIDENT:** The House has adopted the conference committee report on: SB 2259.

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

**MR. PRESIDENT:** The House has adopted the conference committee report and subsequently passed: SB 2092.

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

**MR. PRESIDENT:** The House has adopted the conference committee report and subsequently passed: SB 2233.

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

**MR. PRESIDENT:** The House has adopted the conference committee report and subsequently passed: SB 2347.

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

**MR. PRESIDENT:** The House has adopted the conference committee report and subsequently passed: SB 2367.

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

**MR. PRESIDENT:** The House has adopted the conference committee report, subsequently passed, and the emergency clause carried: SB 2052.

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

**MR. PRESIDENT:** The House has adopted the conference committee report, subsequently passed, and the emergency clause carried: SB 2188.

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

**MR. PRESIDENT:** The House has adopted the conference committee report and subsequently failed to pass: SCR 4011.

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

**MR. PRESIDENT:** Your signature is respectfully requested on: HB 1241, HB 1450, HB 1456, HB 1457.

**MESSAGE TO THE HOUSE FROM THE SENATE (JANE SCHAIBLE, SECRETARY)**

**MR. SPEAKER:** Your signature is respectfully requested on: SB 2007, SB 2320.

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

**MR. PRESIDENT:** The Speaker has signed: SB 2007.

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

**MR. PRESIDENT:** The Speaker has signed: SB 2320.

**REPORT OF STANDING COMMITTEE**

**SB 2002, as engrossed:** Appropriations Committee (Rep. Delzer, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (13 YEAS, 9 NAYS, 1 ABSENT AND NOT VOTING). Engrossed SB 2002 was placed on the Sixth order on the calendar.

Page 1, line 2, replace "an exemption" with "exemptions"

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

Page 1, line 4, after "state" insert "; to provide for legislative management studies; and to declare an emergency"

Page 1, replace line 16 with:

"Salaries and wages	\$3,753,869	\$1,024,004	\$4,777,873"
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Page 1, replace line 18 with:

"Operating expenses	2,579,597	2,179,339	4,758,936"
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Page 1, replace lines 20 through 23 with:

"Election reform	5,143,115	(2,439,580)	2,703,535
Total all funds	\$11,567,412	\$680,932	\$12,248,344
Less estimated income	5,844,417	(2,360,240)	3,484,177
Total general fund	\$5,722,995	\$3,041,172	\$8,764,167"

Page 2, replace lines 11 through 13 with:

"Grand total general fund	\$6,043,495	\$3,041,172	\$9,084,667
Grand total special funds	5,844,417	(2,360,240)	3,484,177
Grand total all funds	\$11,887,912	\$680,932	\$12,568,844"

Page 2, replace lines 23 and 24 with:

"Technology project		0	2,100,000
Total general fund		\$603,354	\$2,100,000"

Page 3, after line 3, insert:

**"SECTION 4. EXEMPTION.** The amounts appropriated to the secretary of state in subdivision 2 of section 1 of Engrossed Senate Bill No. 2023, as approved by the sixty-fourth legislative assembly, are not subject to the provisions of section 54-44.1-11. Any unexpended funds from these appropriations are available for completing the central indexing computer project and the business process modeling services contract during the biennium beginning July 1, 2015, and ending June 30, 2017."

Page 3, after line 10, insert:

**"SECTION 6. LEGISLATIVE MANAGEMENT STUDY.** During the 2015-16 interim, the legislative management shall consider studying the feasibility and desirability of the secretary of state's office utilizing software which would allow employees of the office to monitor and report billable hours in order to improve efficiency and productivity within the secretary of state's office. The legislative management shall report its findings and recommendations, along with any legislation required to implement the recommendations, to the sixty-fifth legislative assembly.

**SECTION 7. LEGISLATIVE MANAGEMENT STUDY - CONSOLIDATION OF ELECTIONS.** During the 2015-16 interim, the legislative management shall consider studying the feasibility and desirability of consolidating all political subdivision and school district elections with the statewide primary election and the holding of all special elections on other specified dates during any year. If the legislative management conducts the study, the legislative management shall seek input and participation from the secretary of state; representatives of cities, counties, school districts, and other political subdivisions; and representatives of political parties. The legislative management shall report its findings and recommendations, together with any legislation required to implement the recommendations, to the sixty-fifth legislative assembly.

**SECTION 8. EMERGENCY.** Section 4 of this Act is declared to be an emergency measure."

Renumber accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:****Senate Bill No. 2002 - Summary of House Action**

	Base Budget	Senate Version	House Changes	House Version
Secretary of State				
Total all funds	\$11,567,412	\$13,523,297	(\$1,274,953)	\$12,248,344
Less estimated income	5,844,417	3,784,288	(300,111)	3,484,177
General fund	\$5,722,995	\$9,739,009	(\$974,842)	\$8,764,167
Public Printing				
Total all funds	\$320,500	\$320,500	\$0	\$320,500
Less estimated income	0	0	0	0
General fund	\$320,500	\$320,500	\$0	\$320,500
Bill total				
Total all funds	\$11,887,912	\$13,843,797	(\$1,274,953)	\$12,568,844
Less estimated income	5,844,417	3,784,288	(300,111)	3,484,177
General fund	\$6,043,495	\$10,059,509	(\$974,842)	\$9,084,667

**Senate Bill No. 2002 - Secretary of State - House Action**

	Base Budget	Senate Version	House Changes	House Version
Salaries and wages	\$3,753,869	\$5,077,715	(\$299,842)	\$4,777,873
Operating expenses	2,579,597	5,733,295	(974,359)	4,758,936
Petition review	8,000	8,000		8,000
Election reform	5,143,115	2,704,287	(752)	2,703,535
Accrued leave payments	82,831			
Total all funds	\$11,567,412	\$13,523,297	(\$1,274,953)	\$12,248,344
Less estimated income	5,844,417	3,784,288	(300,111)	3,484,177
General fund	\$5,722,995	\$9,739,009	(\$974,842)	\$8,764,167
FTE	28.00	34.00	0.00	34.00

**Department No. 108 - Secretary of State - Detail of House Changes**

	Adjusts Funding for Health Insurance Premium Increases <sup>1</sup>	Removes Overtime and Operating Expenses Increases <sup>2</sup>	Reduces One- Time Funding for Software Project <sup>3</sup>	Total House Changes
Salaries and wages	(\$24,842)	(\$275,000)		(\$299,842)
Operating expenses		(24,359)	(950,000)	(974,359)
Petition review				
Election reform	(752)			(752)
Accrued leave payments				
Total all funds	(\$25,594)	(\$299,359)	(\$950,000)	(\$1,274,953)
Less estimated income	(752)	(299,359)	0	(300,111)
General fund	(\$24,842)	\$0	(\$950,000)	(\$974,842)
FTE	0.00	0.00	0.00	0.00

<sup>1</sup> Funding for employee health insurance premiums is adjusted to reflect the revised premium estimate of \$1,130.22 per month.

<sup>2</sup> Increased funding is removed for overtime and operating expenses associated with increased office workload.

<sup>3</sup> One-time funding is adjusted to complete the agency's software project of \$3,050,000 is reduced to \$2,100,000.

This amendment also provides:

- An exemption for the \$1.35 million deficiency appropriation provided in Engrossed Senate Bill No. 2023 to repay a Bank of North Dakota loan (\$950,000) and to provide funding for increased business processing modeling services (\$400,000).

The exemption allows the Secretary of State to continue any remaining funding into the 2015-17 biennium to complete the computer project.

- A legislative study of the feasibility and desirability of the Secretary of State's office using software to monitor efficiency and productivity within the Secretary of State's office.
- A legislative study of the feasibility and desirability of consolidating all political subdivision and school district elections with the statewide primary election and the holding of all special elections on other specified dates during any year.
- An emergency clause for the exemption related to the \$1.35 million deficiency appropriation.

#### REPORT OF STANDING COMMITTEE

**SB 2005, as engrossed: Appropriations Committee (Rep. Delzer, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (21 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). Engrossed SB 2005 was placed on the Sixth order on the calendar.

Page 1, replace lines 12 through 17 with:

"Salaries and wages	\$1,396,437	\$105,205	\$1,501,642
Accrued leave payments	13,038	(13,038)	0
Operating expenses	135,356	121,658	257,014
Coal severance payments	252,800	(7,800)	245,000
Property tax relief credits	0	250,000,000	250,000,000
Total general fund	\$1,797,631	\$250,206,025	\$252,003,656"

Page 1, remove line 24

Page 2, replace lines 1 through 6 with:

"IT developmental costs	\$377,591	\$0
Property tax relief	200,000,000	250,000,000
Township road distributions	8,760,000	0
Township distribution correction	385,000	0
Information technology costs	13,247	20,000
Non-oil transportation funding	100,000,000	0
Total general fund	\$309,535,838	\$250,020,000"

Page 2, line 11, replace "\$226,800,000" with "\$250,000,000"

Page 2, line 27, remove the overstrike over "twelve"

Page 2, line 27, remove "eleven"

Renumber accordingly

#### STATEMENT OF PURPOSE OF AMENDMENT:

#### Senate Bill No. 2005 - State Treasurer - House Action

	Base Budget	Senate Version	House Changes	House Version
Salaries and wages	\$1,396,437	\$1,507,665	(\$6,023)	\$1,501,642
Operating expenses	135,356	237,014	20,000	257,014
Coal severance payments	252,800	245,000		245,000
Accrued leave payments	13,038			
Property Tax Relief		226,800,000	23,200,000	250,000,000
Total all funds	\$1,797,631	\$228,789,679	\$23,213,977	\$252,003,656
Less estimated income	0	0	0	0
General fund	\$1,797,631	\$228,789,679	\$23,213,977	\$252,003,656
FTE	8.00	8.00	0.00	8.00

**Department No. 120 - State Treasurer - Detail of House Changes**

	Adjusts Funding for Health Insurance Premium Increases <sup>1</sup>	Increases One- Time Funding for State Paid Property Tax Relief <sup>2</sup>	Adds One-Time Funding for Information Technology Costs <sup>3</sup>	Total House Changes
Salaries and wages	(\$6,023)			(\$6,023)
Operating expenses			20,000	20,000
Coal severance payments				
Accrued leave payments				
Property Tax Relief		23,200,000		23,200,000
Total all funds	(\$6,023)	\$23,200,000	\$20,000	\$23,213,977
Less estimated income	0	0	0	0
General fund	(\$6,023)	\$23,200,000	\$20,000	\$23,213,977
FTE	0.00	0.00	0.00	0.00

<sup>1</sup> Funding for employee health insurance premiums is adjusted to reflect the revised premium estimate of \$1,130.22 per month.

<sup>2</sup> One-time funding from the general fund is increased for the state-paid property tax relief program to provide a total of \$250 million.

<sup>3</sup> One-time funding is added for information technology costs related to oil and gas gross production tax formula changes.

This amendment provides for state-paid property tax relief of 12 percent. The Senate version provided for 11 percent.

**REPORT OF STANDING COMMITTEE**

**SB 2242: Appropriations Committee (Rep. Delzer, Chairman)** recommends **DO NOT PASS** (19 YEAS, 2 NAYS, 2 ABSENT AND NOT VOTING). SB 2242 was placed on the Fourteenth order on the calendar.

**REPORT OF STANDING COMMITTEE**

**SB 2278, as engrossed and amended: Appropriations Committee (Rep. Delzer, Chairman)** recommends **DO PASS** (13 YEAS, 8 NAYS, 2 ABSENT AND NOT VOTING). Engrossed SB 2278, as amended, was placed on the Fourteenth order on the calendar.

**REPORT OF CONFERENCE COMMITTEE**

**HB 1256, as engrossed:** Your conference committee (Sens. Dever, Larsen, Warner and Reps. D. Anderson, Porter, Mooney) recommends that the **SENATE RECEDE** from the Senate amendments as printed on HJ page 1085, adopt amendments as follows, and place HB 1256 on the Seventh order:

That the Senate recede from its amendments as printed on page 834 of the Senate Journal and page 1085 of the House Journal and that House Bill No. 1256 be amended as follows:

Page 1, line 4, after "injury" insert "; and to provide for a legislative management study."

Page 1, line 12, after the second underscored comma insert "nontraumatic"

Page 1, line 12, after the third underscored comma insert "nontraumatic"

Page 1, line 12, after the fourth underscored comma insert "stroke."

Page 6, after line 9, insert:

**"SECTION 12. LEGISLATIVE MANAGEMENT STUDY.** During the 2015-16 interim, the legislative management shall consider studying brain injury care, specifically gathering client data from all brain injury service providers under contract with the department of human services, including information on brain injury type,

age of consent, age of referral, number of brain injuries, and whether the individual was included or excluded from the service. The legislative management shall report its findings and recommendations with any legislation required to implement the recommendations to the sixty-fifth legislative assembly."

Renumber accordingly

Engrossed HB 1256 was placed on the Seventh order of business on the calendar.

#### **REPORT OF CONFERENCE COMMITTEE**

**HB 1283, as engrossed:** Your conference committee (Sens. Flakoll, Schaible, Marcellais and Reps. D. Johnson, Schreiber Beck, Kelsh) recommends that the **SENATE RECEDE** from the Senate amendments as printed on HJ pages 1106-1107, adopt amendments as follows, and place HB 1283 on the Seventh order:

That the Senate recede from its amendments as printed on pages 1106 and 1107 of the House Journal and page 848 of the Senate Journal and that Engrossed House Bill No. 1283 be amended as follows:

Page 1, line 1, after "A BILL" replace the remainder of the bill with "for an Act to create and enact a new section to chapter 15.1-21 of the North Dakota Century Code, relating to parental directives; and to provide an expiration date.

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

**SECTION 1.** A new section to chapter 15.1-21 of the North Dakota Century Code is created and enacted as follows:

##### **Parental directive - Administration of tests and assessments - Report.**

1. A student's parent may direct that the school district in which the student is enrolled not administer to the student any state test or state assessment required in accordance with section 15.1-21-08.
2. In addition to the authority granted under subsection 1, a student's parent may direct that the school district in which the student is enrolled not administer any other specific test or assessment to the student, provided that a parental directive under this subsection does not apply to:
  - a. Any test or assessment required by the student's school district of enrollment or this state for the completion of any grade from kindergarten through twelve;
  - b. Any test or assessment required by the student's school district of enrollment or this state for high school graduation;
  - c. The ACT; or
  - d. WorkKeys assessments.
3.
  - a. A parental directive is valid only if it is presented to the school district using a standardized form, prepared by the superintendent of public instruction, and signed by the student's custodial parent.
  - b. A parental directive is valid only until the conclusion of the school year in which it is received by the school district.
  - c. A parental directive submitted to a school district in accordance with this section must be retained as part of the student's educational record.
4. A school district is not liable for any consequences incurred by a student as a result of a parental directive submitted in accordance with this section.

5. A school district is not required to provide instruction or activities for a student during the administration of any test or assessment referenced in the parental directive submitted by the student's parent.
6. Each school district shall post the parental directive form on its website and make the form available to a parent, upon request.
7. At the time and in the manner directed by the superintendent of public instruction, each school district shall provide a report regarding:
  - a. The number of parental directives received;
  - b. The number of parental directives applicable to students who are economically disadvantaged, students from major racial and ethnic groups, students with disabilities, and students with limited English proficiency; and
  - c. Any loss of funding stemming from the parental directives.

**SECTION 2. EXPIRATION DATE.** This Act is effective through June 30, 2017, and after that date is ineffective."

Renumber accordingly

Engrossed HB 1283 was placed on the Seventh order of business on the calendar.

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

**SB 2258, as engrossed: Government and Veterans Affairs Committee (Rep. Kasper, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (9 YEAS, 5 NAYS, 0 ABSENT AND NOT VOTING). Engrossed SB 2258 was placed on the Sixth order on the calendar.

Page 1, line 1, after "A BILL" replace the remainder of the bill with "for an Act to provide for a legislative management study of the state employee leave system.

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

**SECTION 1. LEGISLATIVE MANAGEMENT STUDY - STATE EMPLOYEE LEAVE SYSTEM.** During the 2015-16 interim, the legislative management shall consider studying the state employee leave system to determine whether it is preferable to keep the current state employee leave system or for the state to switch to a paid time off (PTO) system for state employee leave. The legislative management shall report its findings and recommendations, together with any legislation required to implement the recommendations, to the sixty-fifth legislative assembly."

Renumber accordingly

#### **REPORT OF CONFERENCE COMMITTEE**

**SB 2327:** Your conference committee (Sens. Luick, Casper, Nelson and Reps. Maragos, M. Johnson, P. Anderson) recommends that the **SENATE ACCEDE** to the House amendments as printed on SJ page 1067 and place SB 2327 on the Seventh order.

SB 2327 was placed on the Seventh order of business on the calendar.

#### **ANNOUNCEMENT**

**REP. DEVLIN ANNOUNCED** that the House stand in recess until 12:30 p.m.

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

#### **MOTION**

**REP. VIGESAA MOVED** that a committee of two be appointed to escort the Honorable Heidi Heitkamp to the podium



Acting Speaker Devlin appointed Rep. Carlson and Rep. Onstad., which motion prevailed.

#### **REMARKS OF THE HONORABLE HEIDI HEITKAMP**

Thank you for having me here today. It's a privilege to represent the people of North Dakota.

We have an amazing story in North Dakota. We've seen the farm and energy economies lift our state beyond compare - creating jobs, bringing in businesses, supporting revenue and growth. That is true whether corn is nine dollars a bushel or three, whether oil is one hundred dollars a barrel or twenty. Our strength has always been in our people and the land we inhabit.

So even though we have been challenged these past months with low commodity prices and high dollar values, North Dakota will continue to thrive; we always have.

That is, however, not a strategy for growth. We need to renew our goal of a strong and diverse economy. That means making sure our agriculture and energy industries continue to grow and thrive, but also that we build a strong manufacturing base, boost small businesses and startups, which represent more than 95 percent of the businesses in our state, and support other industries that will help keep our economy strong for well into the future.

The single biggest challenge policy makers will have in serving North Dakota is the development of a skilled and work ready work force.

You are currently spending millions to recruit new workers into North Dakota. I see the signs for the "good life." But slogans must reflect reality.

All that effort can be completely undone if we do not have policies in North Dakota that welcome and retain the next generation of workers. So issues that in the past have seemed irrelevant to the economic growth of our state must take center stage.

We cannot be a state that discriminates. As young and talented minds come to the realization that the work that they can do - cyber security, programming, accounting, and even medicine - can be performed anywhere in the world. We want those jobs in North Dakota.

We must support our universities and colleges, including our tribal college. It might be tempting to reduce support for higher education and research in tough times. ... that would be the wrong approach on so many levels.

We must nurture our children who are clearly our workforce of tomorrow and are getting a good start in life. I also want to take a moment to reinforce the importance of supporting Native American children in our state. All of North Dakota's citizens must be given a good start in life.

Safety must be our number one priority. We must guarantee that when called, first responders will come including ambulance, and fire and law enforcement. And we must make a pledge to rid our state of human trafficking, the practice of modern day slavery.

We must meet the mental and behavior health challenges of our society.

And we must value the rich environmental and cultural assets of our state. How do you put a value on the Elkhorn Ranch or a little Missouri vista or the view from the Pembina Gorge? These are also the inheritance of our children that should not be squandered for short term gain.

We also must continue to demand a respectful sovereign to sovereign relationship with the federal government.

The work that Congress does impacts you every day - and the budget that Congress just passed could push many federal programs onto states. The federal budget, which I didn't support, would block grant Medicaid pushing those additional costs on states like North Dakota. Those costs don't go away. It only burdens states more with the cost.

As we continue to address the Washington regulatory environment, including 111d, new source performance standards, WOTUS, and Conservation compliance.

In addition to pushing to prevent states from being burdened by programs that federal government should support, I also launched a new bipartisan initiative to help address the impact of federal regulations. Federal regulations help keep our drinking water safe, protect consumers from fraud, prevent Americans from consuming unsafe food or drugs, encourage innovation, and keep our economy running. But the federal government is big, and there are good programs that can get bogged down in unnecessary red tape. My #CutRedTape Initiative would create the first central location online for American families and businesses to voice their stories about how federal regulations impact them on a daily basis.

Thank you for having me here today. Every day in the U.S. Senate, I fight for what is best for North Dakota because our state is my top priority, over political party. I hope that each and every one of you puts the same bipartisan creed behind your work because that's what North Dakotans want and it's what they need.

Thank you.

#### **REQUEST**

**REP. MOCK REQUESTED** that the remarks of Senator Heitkamp be printed in the Journal, which request was granted.

#### **SIXTH ORDER OF BUSINESS**

**ACTING SPEAKER DEVLIN DEEMED** approval of the amendments to Engrossed SB 2002, Engrossed SB 2005, Reengrossed SB 2048, and Engrossed SB 2258.

Engrossed SB 2002, Engrossed SB 2005, Reengrossed SB 2048, and Engrossed SB 2258, as amended, were placed on the Fourteenth order of business on the calendar.

#### **SECOND READING OF SENATE BILL**

**SB 2242:** A BILL for an Act to provide for an appropriation for veterans' spouses and dependents burial fees at the veterans' cemetery.

#### **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 32 YEAS, 58 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Anderson, P.; Boe; Delmore; Guggisberg; Haak; Hanson; Hatlestad; Hawken; Hogan; Holman; Hunsakor; Johnson, M.; Karls; Kasper; Kelsh; Klemin; Kretschmar; Maragos; Martinson; Mitskog; Mock; Mooney; Muscha; Nelson, M.; Onstad; Oversen; Rohr; Schneider; Strinden; Thoreson; Wallman

**NAYS:** Anderson, B.; Anderson, D.; Beadle; Becker, Rich S.; Becker, Rick C.; Bellew; Boehning; Brabandt; Brandenburg; Carlson; Damschen; Delzer; Devlin; Dockter; Dosch; Fehr; Froseth; Glassheim; Headland; Hofstad; Johnson, D.; Kading; Keiser; Kempenich; Kiefert; Klein; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Larson; Lefor; Looyesen; Louser; Meier; Monson; Nathe; Nelson, J.; Olson; Paur; Pollert; Porter; Ruby; Sanford; Schatz; Schmidt; Schreiber Beck; Seibel; Silbernagel; Skarphol; Steiner; Streyle; Sukut; Toman; Trottier; Vigasaa; Weisz; Zubke

**ABSENT AND NOT VOTING:** Boschee; Frantsvog; Owens; Speaker Belter

SB 2242 failed.

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#### **SECOND READING OF SENATE BILL**

**SB 2278:** A BILL for an Act to amend and reenact sections 43-07-04, 43-07-04.1, 43-07-07, 43-07-09, 43-07-10, and 43-07-15 of the North Dakota Century Code, relating to contractor licensing and fees; to repeal section 43-07-05 of the North Dakota Century Code, relating to contractor license fees; to provide a penalty; and to declare an emergency.

#### **ROLL CALL**

The question being on the final passage of the amended bill, which has been read, and has

committee recommendation of DO PASS, the roll was called and there were 78 YEAS, 12 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker, Rich S.; Becker, Rick C.; Boe; Boehning; Brabandt; Brandenburg; Carlson; Damschen; Delmore; Devlin; Dockter; Dosch; Fehr; Froseth; Glassheim; Guggisberg; Haak; Hanson; Hatlestad; Hawken; Headland; Hofstad; Hogan; Holman; Hunsakor; Johnson, D.; Johnson, M.; Karls; Kasper; Keiser; Kelsh; Kempenich; Kiefert; Klein; Klemin; Kretschmar; Laning; Larson; Lefor; Looysen; Louser; Maragos; Martinson; Meier; Mitskog; Mock; Monson; Mooney; Muscha; Nathe; Nelson, J.; Nelson, M.; Olson; Onstad; Oversen; Paur; Porter; Rohr; Ruby; Sanford; Schneider; Schreiber Beck; Seibel; Silbernagel; Steiner; Streyle; Strinden; Sukut; Toman; Trottier; Wallman; Weisz; Zubke

**NAYS:** Bellew; Delzer; Kading; Koppelman, B.; Koppelman, K.; Kreidt; Pollert; Schatz; Schmidt; Skarphol; Thoreson; Vigasaa

**ABSENT AND NOT VOTING:** Boschee; Frantsvog; Owens; Speaker Belter

Engrossed SB 2278, as amended, passed and the emergency clause was declared carried.

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#### SECOND READING OF SENATE BILL

**SB 2002:** A BILL for an Act to provide an appropriation for defraying the expenses of the office of the secretary of state and public printing; to provide exemptions; to amend and reenact section 54-09-05 of the North Dakota Century Code, relating to the salary of the secretary of state; to provide for legislative management studies; and to declare an emergency.

#### ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 65 YEAS, 24 NAYS, 0 EXCUSED, 5 ABSENT AND NOT VOTING.

**YEAS:** Anderson, B.; Anderson, D.; Beadle; Becker, Rich S.; Becker, Rick C.; Boehning; Brabandt; Brandenburg; Carlson; Damschen; Delzer; Devlin; Dockter; Dosch; Fehr; Froseth; Hatlestad; Hawken; Headland; Hofstad; Johnson, D.; Johnson, M.; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Klein; Klemin; Koppelman, B.; Koppelman, K.; Kreidt; Kretschmar; Laning; Larson; Lefor; Looysen; Louser; Martinson; Meier; Monson; Nathe; Olson; Paur; Pollert; Porter; Rohr; Ruby; Sanford; Schatz; Schmidt; Schreiber Beck; Seibel; Silbernagel; Skarphol; Steiner; Streyle; Sukut; Thoreson; Toman; Trottier; Vigasaa; Weisz; Zubke

**NAYS:** Amerman; Anderson, P.; Bellew; Boe; Delmore; Glassheim; Guggisberg; Haak; Hanson; Hogan; Holman; Hunsakor; Kelsh; Mitskog; Mock; Mooney; Muscha; Nelson, J.; Nelson, M.; Onstad; Oversen; Schneider; Strinden; Wallman

**ABSENT AND NOT VOTING:** Boschee; Frantsvog; Maragos; Owens; Speaker Belter

Engrossed SB 2002, as amended, passed and the emergency clause was declared carried.

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#### SECOND READING OF SENATE BILL

**SB 2005:** A BILL for an Act to provide an appropriation for defraying the expenses of the state treasurer; and to amend and reenact sections 54-11-13 and 57-20-07.2 of the North Dakota Century Code, relating to the salary of the state treasurer and state-paid property tax relief credit.

#### ROLL CALL

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

**YEAS:** Amerman; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker, Rich S.; Becker, Rick C.; Bellew; Boe; Boehning; Brabandt; Brandenburg; Carlson; Damschen; Delmore; Delzer; Devlin; Dockter; Dosch; Froseth; Glassheim; Guggisberg; Haak; Hanson; Hatlestad; Hawken; Headland; Hofstad; Hogan; Holman; Hunskor; Johnson, D.; Johnson, M.; Kading; Karls; Kasper; Keiser; Kelsh; Kempenich; Kiefert; Klein; Klemin; Koppelman, B.; Koppelman, K.; Kreidt; Kretschmar; Laning; Larson; Lefor; Looyen; Louser; Martinson; Meier; Mitskog; Mock; Monson; Mooney; Muscha; Nathe; Nelson, J.; Nelson, M.; Olson; Onstad; Oversen; Paur; Pollert; Porter; Rohr; Ruby; Sanford; Schatz; Schmidt; Schneider; Schreiber Beck; Seibel; Silbernagel; Skarphol; Streyle; Strinden; Sukut; Thoreson; Toman; Trottier; Vigasaa; Wallman; Weisz; Zubke

**NAYS:** Fehr; Steiner

**ABSENT AND NOT VOTING:** Boschee; Frantsvog; Maragos; Owens; Speaker Belter

Engrossed SB 2005, as amended, passed.

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### SECOND READING OF SENATE BILL

**SB 2048:** A BILL for an Act to provide appropriations to the department of human services for improving behavioral health services and for substance abuse treatment services; to provide for reports to the legislative management; and to provide for legislative management studies.

### 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 82 YEAS, 7 NAYS, 0 EXCUSED, 5 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker, Rich S.; Becker, Rick C.; Boe; Boehning; Brabandt; Brandenburg; Carlson; Damschen; Delmore; Devlin; Dockter; Dosch; Fehr; Froseth; Glassheim; Guggisberg; Haak; Hanson; Hatlestad; Hofstad; Hogan; Holman; Hunskor; Johnson, D.; Johnson, M.; Kading; Karls; Kasper; Keiser; Kelsh; Kempenich; Kiefert; Klein; Klemin; Koppelman, B.; Koppelman, K.; Kreidt; Kretschmar; Larson; Lefor; Looyen; Louser; Martinson; Meier; Mitskog; Mock; Monson; Mooney; Muscha; Nathe; Nelson, J.; Nelson, M.; Onstad; Oversen; Paur; Pollert; Porter; Rohr; Sanford; Schatz; Schmidt; Schneider; Schreiber Beck; Seibel; Silbernagel; Skarphol; Steiner; Streyle; Strinden; Sukut; Thoreson; Toman; Trottier; Vigasaa; Wallman; Weisz; Zubke

**NAYS:** Bellew; Delzer; Hawken; Headland; Laning; Olson; Ruby

**ABSENT AND NOT VOTING:** Boschee; Frantsvog; Maragos; Owens; Speaker Belter

Reengrossed SB 2048, as amended, passed.

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### SECOND READING OF SENATE BILL

**SB 2258:** A BILL for an Act to provide for a legislative management study of the state employee leave 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 78 YEAS, 11 NAYS, 0 EXCUSED, 5 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker, Rich S.; Becker, Rick C.; Boe; Boehning; Brabandt; Brandenburg; Damschen; Delmore; Devlin; Dockter; Fehr; Froseth; Glassheim; Guggisberg; Haak; Hanson; Hatlestad; Hawken; Hofstad; Hogan; Holman; Hunskor; Johnson, D.; Johnson, M.; Kading; Karls; Kasper; Keiser; Kelsh; Kempenich; Kiefert; Klein; Klemin; Koppelman, B.; Koppelman, K.; Kreidt; Kretschmar; Laning; Larson; Lefor; Looyen; Louser;

Martinson; Mitskog; Mock; Monson; Muscha; Nelson, J.; Nelson, M.; Olson; Onstad; Oversen; Paur; Pollert; Porter; Rohr; Sanford; Schatz; Schmidt; Schneider; Schreiber Beck; Seibel; Silbernagel; Skarphol; Steiner; Streyle; Strinden; Sukut; Thoreson; Toman; Trottier; Weisz; Zubke

**NAYS:** Bellew; Carlson; Delzer; Dosch; Headland; Meier; Mooney; Nathe; Ruby; Vigesaa; Wallman

**ABSENT AND NOT VOTING:** Boschee; Frantsvog; Maragos; Owens; Speaker Belter

Engrossed SB 2258, as amended, passed.

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#### CONSIDERATION OF MESSAGES FROM THE SENATE

**REP. VIGESAA MOVED** that the House do not concur in the Senate amendments to Reengrossed HB 1049 as printed on HJ pages 1504-1505 and in the Senate amendments to Engrossed HB 1054 as printed on HJ pages 1496-1497 and that a conference committee be appointed to meet with a like committee from the Senate on each of these measures, which motion prevailed on a voice vote.

#### APPOINTMENT OF CONFERENCE COMMITTEES

**THE SPEAKER APPOINTED** as a Conference Committee on:

**Reengrossed HB 1049:** Reps..

**Engrossed HB 1054:** Reps. Owens, Headland, Schneider.

#### CONSIDERATION OF MESSAGE FROM THE SENATE

**REP. DELZER MOVED** that the House do concur in the Senate amendments to Reengrossed HB 1432 as printed on HJ pages 1450-1452, which motion prevailed on a voice vote.

Reengrossed HB 1432 as amended, was placed on the Eleventh order of business.

#### SECOND READING OF HOUSE BILL

**HB 1432:** A BILL for an Act to create and enact four new sections to chapter 4-01 of the North Dakota Century Code, relating to federal environmental legislation and regulations that detrimentally impact or have the potential to detrimentally impact the state's agricultural, energy, or oil production sectors; to provide for a transfer; to provide for a continuing appropriation; and to provide an appropriation.

#### ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 72 YEAS, 17 NAYS, 0 EXCUSED, 5 ABSENT AND NOT VOTING.

**YEAS:** Anderson, B.; Anderson, D.; Beadle; Becker, Rich S.; Becker, Rick C.; Bellew; Boe; Boehning; Brabandt; Brandenburg; Carlson; Damschen; Delzer; Dockter; Dosch; Fehr; Froseth; Haak; Hanson; Hatlestad; Headland; Hofstad; Hogan; Hunskor; Johnson, D.; Johnson, M.; Kading; Karls; Kasper; Keiser; Kelsh; Kempenich; Kiefert; Klemin; Koppelman, B.; Koppelman, K.; Kreidt; Kretschmar; Laning; Larson; Lefor; Looysen; Louser; Martinson; Meier; Monson; Nathe; Olson; Onstad; Paur; Pollert; Porter; Rohr; Ruby; Sanford; Schatz; Schmidt; Schneider; Schreiber Beck; Seibel; Silbernagel; Skarphol; Steiner; Streyle; Strinden; Sukut; Thoreson; Toman; Trottier; Vigesaa; Weisz; Zubke

**NAYS:** Amerman; Anderson, P.; Delmore; Devlin; Glassheim; Guggisberg; Hawken; Holman; Klein; Mitskog; Mock; Mooney; Muscha; Nelson, J.; Nelson, M.; Oversen; Wallman

**ABSENT AND NOT VOTING:** Boschee; Frantsvog; Maragos; Owens; Speaker Belter

Reengrossed HB 1432, as amended, passed.

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**CONSIDERATION OF CONFERENCE COMMITTEE REPORT**

**REP. D. ANDERSON MOVED** that the conference committee report on Engrossed HB 1256 as printed on HJ page 1085 be adopted, which motion prevailed on a voice vote.

**SECOND READING OF HOUSE BILL**

**HB 1256:** A BILL for an Act to amend and reenact sections 50-06.4-01, 50-06.4-02, 50-06.4-04, 50-06.4-05, 50-06.4-06, 50-06.4-07, 50-06.4-08, 50-06.4-09, 50-24.1-33, and 54-38-05, and subsection 25 of section 65-01-02 of the North Dakota Century Code, relating to the definition of brain injury; and to provide for a legislative management study.

**ROLL CALL**

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 89 YEAS, 0 NAYS, 0 EXCUSED, 5 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker, Rich S.; Becker, Rick C.; Bellew; Boe; Boehning; Brabandt; Brandenburg; Carlson; Damschen; Delmore; Delzer; Devlin; Dockter; Dosch; Fehr; Froseth; Glassheim; Guggisberg; Haak; Hanson; Hatlestad; Hawken; Headland; Hofstad; Hogan; Holman; Hunskor; Johnson, D.; Johnson, M.; Kading; Karls; Kasper; Keiser; Kelsh; Kempenich; Kiefert; Klein; Klemin; Koppelman, B.; Koppelman, K.; Kreidt; Kretschmar; Laning; Larson; Lefor; Looysen; Louser; Martinson; Meier; Mitskog; Mock; Monson; Mooney; Muscha; Nathe; Nelson, J.; Nelson, M.; Olson; Onstad; Oversen; Paur; Pollert; Porter; Rohr; Ruby; Sanford; Schatz; Schmidt; Schneider; Schreiber Beck; Seibel; Silbernagel; Skarphol; Steiner; Streyle; Strinden; Sukut; Thoreson; Toman; Trottier; Vigesaa; Wallman; Weisz; Zubke

**ABSENT AND NOT VOTING:** Boschee; Frantsvog; Maragos; Owens; Speaker Belter

Engrossed HB 1256 passed.

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

**MR. PRESIDENT:** The House has amended and subsequently passed: SB 2005, SB 2048, SB 2258.

**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 2002, SB 2278.

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

**MR. PRESIDENT:** The House has failed to pass, unchanged: SB 2242.

**MESSAGE TO THE HOUSE FROM THE SENATE (JANE SCHAIBLE, SECRETARY)**

**MR. SPEAKER:** The Senate has amended and subsequently passed: HB 1002, HB 1013, HB 1113.

**SENATE AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1002**

Page 1, replace lines 15 through 20 with:

"Salaries and wages	\$9,851,552	\$1,557,557	\$11,409,109
Accrued leave payments	531,696	(531,696)	0
Operating expenses	2,754,254	390,745	3,144,999
Capital assets	0	970,227	970,227
Judges retirement	75,017	4,571	79,588
Guardianship monitoring program	<u>70,000</u>	<u>233,789</u>	<u>303,789</u>
Total general fund	\$13,282,519	\$2,625,193	\$15,907,712"

Page 2, replace lines 1 through 9 with:

"Salaries and wages	\$61,177,621	\$11,167,914	\$72,345,535
Accrued leave payments	2,399,277	(2,399,277)	0
Operating expenses	20,847,479	2,815,008	23,662,487
Capital assets	0	1,968,460	1,968,460
Judges retirement	500,936	(92,287)	408,649
UND central legal research	80,000	0	80,000
Total all funds	\$85,005,313	\$13,459,818	\$98,465,131
Less estimated income	1,808,090	114,060	1,922,150
Total general fund	\$83,197,223	\$13,345,758	\$96,542,981"

Page 2, replace lines 14 through 18 with:

"Judicial conduct commission and disciplinary board	\$1,020,874	\$106,613	\$1,127,487
Total all funds	\$1,020,874	\$106,613	\$1,127,487
Less estimated income	367,499	77,157	444,656
Total general fund	\$653,375	\$29,456	\$682,831"

Page 2, replace lines 23 through 26 with:

"Grand total general fund	\$97,133,117	\$16,000,407	\$113,133,524
Grand total special funds	2,175,589	191,217	2,366,806
Grand total all funds	\$99,308,706	\$16,191,624	\$115,500,330
Full-time equivalent positions	363.00	30.00	393.00"

Page 3, replace line 6 with:

"Office equipment and furniture	\$331,470	\$220,000
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Page 3, replace line 13 with:

"Disaster recovery project	0	2,000,000
Facility space expansion	0	1,107,227"

Page 3, replace line 15 with:

"Total general fund	\$1,172,876	\$4,350,687"
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Page 3, line 27, replace the second "one" with "two"

Page 3, line 28, replace "judge" with "judges"

Renumber accordingly

## STATEMENT OF PURPOSE OF AMENDMENT:

### House Bill No. 1002 - Summary of Senate Action

	Base Budget	House Version	Senate Changes	Senate Version
Supreme Court				
Total all funds	\$13,282,519	\$14,837,374	\$1,070,338	\$15,907,712
Less estimated income	0	0	0	0
General fund	\$13,282,519	\$14,837,374	\$1,070,338	\$15,907,712
District Courts				
Total all funds	\$85,005,313	\$97,966,175	\$498,956	\$98,465,131
Less estimated income	1,808,090	1,922,150	0	1,922,150
General fund	\$83,197,223	\$96,044,025	\$498,956	\$96,542,981
Judicial Conduct Commission				
Total all funds	\$1,020,874	\$1,130,499	(\$3,012)	\$1,127,487
Less estimated income	367,499	444,656	0	444,656
General fund	\$653,375	\$685,843	(\$3,012)	\$682,831
Bill total				
Total all funds	\$99,308,706	\$113,934,048	\$1,566,282	\$115,500,330
Less estimated income	2,175,589	2,366,806	0	2,366,806
General fund	\$97,133,117	\$111,567,242	\$1,566,282	\$113,133,524

**House Bill No. 1002 - Supreme Court - Senate Action**

	Base Budget	House Version	Senate Changes	Senate Version
Salaries and wages	\$9,851,552	\$11,445,245	(\$36,136)	\$11,409,109
Operating expenses	2,754,254	3,007,999	137,000	3,144,999
Capital assets			970,227	970,227
Judges' retirement	75,017	79,588		79,588
Guardianship training	70,000	304,542	(753)	303,789
Accrued leave payments	531,696			
Total all funds	\$13,282,519	\$14,837,374	\$1,070,338	\$15,907,712
Less estimated income	0	0	0	0
General fund	\$13,282,519	\$14,837,374	\$1,070,338	\$15,907,712
FTE	45.00	47.00	0.00	47.00

**Department No. 181 - Supreme Court - Detail of Senate Changes**

	Adjusts Funding for Health Insurance Premium Increases <sup>1</sup>	Adds Funding for Supreme Court Facility Expansion <sup>2</sup>	Total Senate Changes
Salaries and wages	(\$36,136)		(\$36,136)
Operating expenses		137,000	137,000
Capital assets		970,227	970,227
Judges' retirement			
Guardianship training	(753)		(753)
Accrued leave payments			
Total all funds	(\$36,889)	\$1,107,227	\$1,070,338
Less estimated income	0	0	0
General fund	(\$36,889)	\$1,107,227	\$1,070,338
FTE	0.00	0.00	0.00

<sup>1</sup> Funding for employee health insurance premiums is adjusted to reflect the revised premium estimate of \$1,130.22 per month.

<sup>2</sup> One-time funding is provided for Supreme Court facility expansion to renovate a portion of the former Information Technology Department space within the Capitol.

**House Bill No. 1002 - District Courts - Senate Action**

	Base Budget	House Version	Senate Changes	Senate Version
Salaries and wages	\$61,177,621	\$72,029,075	\$316,460	\$72,345,535
Operating expenses	20,847,479	23,699,991	(37,504)	23,662,487
Capital assets		1,748,460	220,000	1,968,460
Judges' retirement	500,936	408,649		408,649
UND central legal research	80,000	80,000		80,000
Accrued leave payments	2,399,277			
Total all funds	\$85,005,313	\$97,966,175	\$498,956	\$98,465,131
Less estimated income	1,808,090	1,922,150	0	1,922,150
General fund	\$83,197,223	\$96,044,025	\$498,956	\$96,542,981
FTE	314.00	340.00	2.00	342.00

**Department No. 182 - District Courts - Detail of Senate Changes**

	Adjusts Funding for Health Insurance Premium Increases <sup>1</sup>	Adds New Judge and Court Reporter <sup>2</sup>	Increases Funding for Juvenile Court Program Services <sup>3</sup>	Reduces One- Time Funding for the Information Technology Disaster Recovery Site <sup>4</sup>	Adds One-Time Funding for Equipment over \$5,000 <sup>5</sup>	Total Senate Changes
Salaries and wages	(\$252,615)	\$569,075				\$316,460
Operating expenses		34,168	100,000	(171,672)		(37,504)
Capital assets					220,000	220,000
Judges' retirement						



UND central legal research						
Accrued leave payments						
Total all funds	(\$252,615)	\$603,243	\$100,000	(\$171,672)	\$220,000	\$498,956
Less estimated income	0	0	0	0	0	0
General fund	(\$252,615)	\$603,243	\$100,000	(\$171,672)	\$220,000	\$498,956
FTE	0.00	2.00	0.00	0.00	0.00	2.00

<sup>1</sup> Funding for employee health insurance premiums is adjusted to reflect the revised premium estimate of \$1,130.22 per month.

<sup>2</sup> Funding is provided for a new judge and court reporter (\$547,772) and related operating expense (\$34,168) and salary increase (\$21,303) for the Northwest Judicial District.

<sup>3</sup> Funding is increased to expand intensive in-home programs and to provide additional youth cultural achievement programs in addition to the current juvenile court program services.

<sup>4</sup> One-time funding is reduced for the information technology disaster recovery site.

<sup>5</sup> One-time funding is provided for equipment over \$5,000.

Section 5 is changed to reflect an additional judge in the Northwest Judicial District to be assigned pursuant to Article VI, Section 10, of the Constitution of North Dakota and to be assigned to chambers by the Supreme Court.

House Bill No. 1002 - Judicial Conduct Commission - Senate Action

	Base Budget	House Version	Senate Changes	Senate Version
Judicial conduct commission	\$1,020,874	\$1,130,499	(\$3,012)	\$1,127,487
Total all funds	\$1,020,874	\$1,130,499	(\$3,012)	\$1,127,487
Less estimated income	367,499	444,656	0	444,656
General fund	\$653,375	\$685,843	(\$3,012)	\$682,831
FTE	4.00	4.00	0.00	4.00

#### Department No. 183 - Judicial Conduct Commission - Detail of Senate Changes

	Adjusts Funding for Health Insurance Premium Increases <sup>1</sup>	Total Senate Changes
Judicial conduct commission	(\$3,012)	(\$3,012)
Total all funds	(\$3,012)	(\$3,012)
Less estimated income	0	0
General fund	(\$3,012)	(\$3,012)
FTE	0.00	0.00

<sup>1</sup> Funding for employee health insurance premiums is adjusted to reflect the revised premium estimate of \$1,130.22 per month.

#### SENATE AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1013

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

Page 1, line 3, after "funds" insert "; and to amend and reenact section 57-62-05 of the North Dakota Century Code, relating to the timing of grant recommendations"

Page 1, replace lines 13 through 21 with:

"Salaries and wages	\$5,157,015	\$1,127,949	\$6,284,964
Accrued leave payments	108,541	(108,541)	0

Operating expenses	1,925,863	127,039	2,052,902
Contingencies	200,000	(100,000)	100,000
Energy infrastructure and impact office	<u>700,826</u>	<u>(826)</u>	<u>700,000</u>
Total all funds	\$8,092,245	\$1,045,621	\$9,137,866
Less estimated income	<u>8,092,245</u>	<u>1,045,621</u>	<u>9,137,866</u>
Total general fund	\$0	\$0	\$0
Full-time equivalent positions	31.00	3.00	34.00"

Page 2, line 13, remove "section 1 of"

Page 2, after line 31, insert:

**"SECTION 5. AMENDMENT.** Section 57-62-05 of the North Dakota Century Code is amended and reenacted as follows:

**57-62-05. Powers and duties of energy infrastructure and impact office director.**

The energy infrastructure and impact office director shall:

1. Develop a plan for the assistance, through financial grants for services and facilities, of counties, cities, school districts, and other political subdivisions in coal development and oil and gas development impact areas.
2. Establish procedures and provide proper forms to political subdivisions for use in making application for funds for impact assistance as provided in this chapter.
3. Make grants disbursements to counties, cities, school districts, and other taxing districts for grants awarded by the board of university and school lands pursuant to chapter 15-01, as provided in this chapter and within the appropriations made for such purposes. In determining the amount of impact grants for which political subdivisions are eligible, consideration must be given to the amount of revenue to which such political subdivisions will be entitled from taxes upon the real property of coal and oil and gas development plants and from other tax or fund distribution formulas provided by law.
4. Receive and review applications for impact assistance pursuant to this chapter.
5. Make recommendations, ~~not less than once each calendar quarter~~, to the board of university and school lands on grants to counties, cities, school districts, and other political subdivisions in oil and gas development impact areas based on identified needs, and other sources of revenue available to the political subdivision."

Renumber accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:**

**House Bill No. 1013 - Department of Trust Lands - Senate Action**

	Base Budget	House Version	Senate Changes	Senate Version
Salaries and wages	\$5,157,015	\$5,991,846	\$293,118	\$6,284,964
Operating expenses	1,925,863	1,896,372	156,530	2,052,902
Energy infrastructure and impact office	700,826	373,412	326,588	700,000
Contingencies	200,000	100,000		100,000
Accrued leave payments	<u>108,541</u>			
Total all funds	\$8,092,245	\$8,361,630	\$776,236	\$9,137,866
Less estimated income	<u>8,092,245</u>	<u>8,361,630</u>	<u>776,236</u>	<u>9,137,866</u>
General fund	\$0	\$0	\$0	\$0
	31.00	32.00	2.00	34.00

FTE

**Department No. 226 - Department of Trust Lands - Detail of Senate Changes**

	Adjusts Funding for Health Insurance Premium Increases <sup>1</sup>	Adds Funding for FTE Positions <sup>2</sup>	Adds Funding for Office Space Rental <sup>3</sup>	Adds Funding for Energy Infrastructure and Impact Office <sup>4</sup>	Total Senate Changes
Salaries and wages	(\$25,598)	\$318,716			\$293,118
Operating expenses		66,530	90,000		156,530
Energy infrastructure and impact office				326,588	326,588
Contingencies					
Accrued leave payments					
Total all funds	(\$25,598)	\$385,246	\$90,000	\$326,588	\$776,236
Less estimated income	(25,598)	385,246	90,000	326,588	776,236
General fund	\$0	\$0	\$0	\$0	\$0
FTE	0.00	2.00	0.00	0.00	2.00

<sup>1</sup> Funding for employee health insurance premiums is adjusted to reflect the revised premium estimate of \$1,130.22 per month.

<sup>2</sup> The following funding from special funds and FTE positions are added:

	FTE Positions	Salaries and Wages	Operating Expenses	Total Special Funds
Public information officer position	1.00	\$165,013	\$33,265	\$198,278
Compliance officer position	1.00	153,703	33,265	186,968
Total	2.00	\$318,716	\$66,530	\$385,246

<sup>3</sup> Funding from special funds is added for office space rental.

<sup>4</sup> Funding is added for administrative costs of the energy infrastructure and impact office to provide total funding of \$700,000 from the oil and gas impact grant fund. The House version provided \$373,412 from the oil and gas impact grant fund.

**SENATE AMENDMENTS TO HOUSE BILL NO. 1113**

Page 1, line 1, remove "a new"

Page 1, line 1, after "subsection" inset "3"

Page 2, line 12, remove the overstrike over "~~and regulation of the processing, generation, or disposal~~"

Page 2, line 14, remove the overstrike over the overstruck colon

Page 2, remove the overstrike over lines 15 through 17

Page 2, line 18, remove the overstrike over "~~b.~~"

Page 2, line 19, remove the overstrike over "~~A written determination of the action to be taken which is based upon findings~~"

Page 2, remove the overstrike over lines 20 and 21

Page 2, line 22, after "~~d.~~" insert "c."

Page 2, line 22, remove the overstrike over "~~For each licensed activity which has a significant impact on the human~~"

Page 2, remove the overstrike over lines 23 through 30

Page 3, line 1, after "~~e.~~" insert "d."

Page 3, line 1, remove the overstrike over "~~A prohibition of any major construction with respect to the activities to be~~"

Page 3, remove the overstrike over line 2

Page 3, line 3, after "f." insert "e."

Page 3, line 3, remove the overstrike over "~~An assurance that management of source material, byproduct material, or other~~"

Page 3, remove the overstrike over lines 4 through 9

Page 3, line 10, remove the overstrike over "~~b. An opportunity for judicial review~~"

Page 3, line 10, remove "by rules a procedure for the handling of"

Page 3, remove line 11

Page 3, line 12, remove "opportunity, after public notice, for written comments and a public hearing"

Page 4, line 23, remove "For multiple violations, penalties may"

Page 4, remove lines 24 and 25

Page 4, line 26, replace "knowingly" with "willingly"

Page 4, line 30, replace "knowingly" with "willingly"

Page 5, line 3, remove "For multiple violations, penalties may be assessed up to the maximum"

Page 5, remove line 4

Renumber accordingly

**MESSAGE TO THE HOUSE FROM THE SENATE (JANE SCHAIBLE, SECRETARY)**

**MR. SPEAKER:** The Senate has amended, subsequently passed, and the emergency clause carried: HB 1358.

**SENATE AMENDMENTS TO REENGROSSED HOUSE BILL NO. 1358**

In lieu of the amendments adopted by the Senate as printed on pages 999 and 1000 of the Senate Journal, Reengrossed House Bill No. 1358 is amended as follows:

Page 1, line 3, after "reenact" insert "subsection 18 of section 38-08-02,"

Page 1, line 6, replace "pipeline bonds" with "pipelines"

Page 1, after line 10 insert:

**"SECTION 1. AMENDMENT.** Subsection 18 of section 38-08-02 of the North Dakota Century Code is amended and reenacted as follows:

18. "Underground gathering pipeline" means an underground gas or liquid pipeline ~~that~~with associated above ground equipment which is designed for or capable of transporting crude oil, natural gas, carbon dioxide, or water produced in association with oil and gas which is not subject to chapter 49-22. As used in this subsection, "associated above ground equipment" means equipment and property located above ground level, which is incidental to and necessary for or useful for transporting crude oil, natural gas, carbon dioxide, or water produced in association with oil and gas from a production facility. As used in this subsection, "equipment and property" includes a pump, a compressor, storage, leak detection or monitoring equipment, and any other facility or structure."

- Page 1, line 15, replace "The operator of an" with "The application of this section is limited to an"
- Page 1, line 15, after "pipeline" insert "that is"
- Page 1, line 15, after "transfer" insert "crude"
- Page 1, line 16, after "and" insert "which was"
- Page 1, line 17, remove ", shall file with the commission engineering design drawings and a"
- Page 1, remove lines 18 through 20
- Page 1, line 21, remove "leak detection and monitoring technologies be installed by the operator of these pipelines"
- Page 1, line 21, after the underscored period insert "Upon request, the operator shall provide the commission the underground gathering pipeline engineering construction design drawings and specifications, list of independent inspectors, and a plan for leak protection and monitoring for the underground gathering pipeline. Within sixty days of an underground gathering pipeline being placed into service, the operator of that pipeline shall file with the commission an independent inspector's certificate of hydrostatic or pneumatic testing of the underground gathering pipeline."
- Page 2, line 25, replace "adversely affected" with "impacted"
- Page 2, line 26, after "development" insert an underscored comma
- Page 2, line 26, replace "which" with "that"
- Page 2, line 29, after the underscored period insert "Land and water degraded by any willful act of the current or any former surface owner are not eligible for reclamation or restoration."
- Page 3, line 24, replace "intended to transfer" with "transferring"
- Page 4, line 7, remove "A surface owner may request a review of the temporarily abandoned"
- Page 4, remove lines 8 through 10
- Page 4, line 11, remove "review of the temporarily abandoned status every two years."
- Page 4, line 22, after the period insert "A surface owner may request a review of the temporarily abandoned status of a well that has been on temporarily abandoned status for at least seven years. The commission shall require notice and hearing to review the temporarily abandoned status. After notice and hearing, the surface owner may request a review of the temporarily abandoned status every two years."
- Page 4, line 27, replace "shall" with "may"
- Page 4, line 28, replace "from" with "into"
- Page 5, line 12, after "of" insert "crude oil and"
- Page 5, line 19, after "of" insert "crude oil and"
- Page 5, line 19, after "pipelines" insert ", determine the feasibility and cost effectiveness of requiring leak detection and monitoring technology on new and existing pipeline systems,"
- Page 5, line 22, after "water" insert "and crude oil"
- Page 5, line 23, remove "on pipeline flow monitoring"

Page 5, line 23, replace "working" with "pipeline"

Page 5, line 24, after "detection" insert "and monitoring"

Page 5, line 30, replace "removing" with "remediating"

Page 5, line 30, after "salt" insert "and any other contamination"

Renumber accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:**

This amendment requires pipeline operators to file reports with the Industrial Commission within 60 days of placing the pipeline into service. This amendment also clarifies that pipelines are used to transport crude oil.

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

**MR. PRESIDENT:** The House has concurred in the Senate amendments and subsequently passed: HB 1432.

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

**MR. PRESIDENT:** The House does not concur in the Senate amendments to HB 1049 and HB 1054, and the Speaker has appointed as a conference committee to act with a like committee from the Senate on:

**HB 1049:** Reps. Hofstad; Silbernagel; Muscha

**HB 1054:** Reps. Owens; Headland; Schneider

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

**MR. PRESIDENT:** The House has adopted the conference committee report and subsequently passed: HB 1256.

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

**MR. PRESIDENT:** The House has adopted the conference committee report and subsequently passed: SB 2367.

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

**MR. PRESIDENT:** Your signature is respectfully requested on: HB 1034, HB 1051, HB 1111, HB 1112, HB 1136, HB 1141, HB 1165, HB 1264, HB 1304, HB 1305, HB 1328, HB 1366, HB 1387, HB 1393.

**MESSAGE TO THE HOUSE FROM THE SENATE (JANE SCHAIBLE, SECRETARY)**

**MR. SPEAKER:** The President has signed: HB 1241, HB 1450, HB 1456, HB 1457.

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

**MR. PRESIDENT:** The Speaker has signed: HB 1033, HB 1040, HB 1072, HB 1085, HB 1197, HB 1201, HB 1284, HB 1340, HB 1379, HB 1469.

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

**MR. PRESIDENT:** The Speaker has signed: HCR 3028, HCR 3039, HCR 3051, HCR 3055, HCR 3056.

**MESSAGE TO THE HOUSE FROM THE SENATE (JANE SCHAIBLE, SECRETARY)**

**MR. SPEAKER:** The President has signed: SB 2007, SB 2320.

**DELIVERY OF ENROLLED BILLS AND RESOLUTIONS**

The following bills were delivered to the Governor for approval on April 10, 2015: HB 1033, HB 1040, HB 1072, HB 1085, HB 1197, HB 1201, HB 1284, HB 1340, HB 1379, HB 1469.

**DELIVERY OF ENROLLED BILLS AND RESOLUTIONS**

The following resolutions were delivered to the Secretary of State for filing on April 10, 2015: HCR 3028, HCR 3039, HCR 3051, HCR 3055, HCR 3056.

**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, Seventh, and Sixteenth orders of business and at the conclusion of those orders, the House stand adjourned until 8:00 a.m., Monday, April 13, 2015, which motion prevailed.

**REPORT OF STANDING COMMITTEE**

**SB 2039, as engrossed: Appropriations Committee (Rep. Delzer, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (17 YEAS, 3 NAYS, 3 ABSENT AND NOT VOTING). Engrossed SB 2039 was placed on the Sixth order on the calendar.

Page 1, line 1, remove "new section to chapter 15-10, a new section to chapter"

Page 1, line 2, remove "15.1-27, and a"

Page 1, line 3, remove "scholarship fund, uses of the foundation aid stabilization fund, and a"

Page 1, line 4, after "fund" insert "; to amend and reenact section 15.1-36-01 of the North Dakota Century Code, relating to the approval of school construction projects"

Page 1, line 4, replace "transfers" with "a transfer"

Page 1, replace lines 7 through 20 with:

**"SECTION 1. AMENDMENT.** Section 15.1-36-01 of the North Dakota Century Code is amended and reenacted as follows:

**15.1-36-01. School construction projects - Approval.**

1. Notwithstanding the powers and duties of school boards provided by law, the superintendent of public instruction shall approve the construction, purchase, repair, improvement, modernization, or renovation of any public school building or facility before commencement of the project if the cost of the project, as estimated by the school board, is in excess of one hundred thousand dollars.
2. The superintendent of public instruction may not approve a project unless the school district proposing the project:
  - a. Demonstrates the need for the project and the educational utility of the project or demonstrates potential utilization of the project by a future reorganized school district;
  - b. ~~In the case of new construction or a renovation affecting more than fifty percent of an existing structure's square footage, demonstrates that circumstances within the district are likely to result in a stable or increasing~~Demonstrates that the student population has been stable or has increased during the preceding five school years and is expected to be stable or increase during the ensuing five school years; and
  - c. Demonstrates the capacity to pay for the project under rules adopted by the superintendent of public instruction pursuant to chapter 28-32.
3. a. If the superintendent of public instruction denies the project, the school board may appeal the superintendent's decision to the state board of public school education. In considering the appeal, the state board shall review:
  - (1) The need for the project;

- (2) The educational utility of the project;
  - (3) The potential use of the project by a future reorganized school district;
  - (4) The capacity of the district to pay for the project; and
  - (5) Any other objective factors relative to the appeal.
- b. The decision of the state board is final.
4. This section is applicable to any construction, purchase, repair, improvement, renovation, or modernization, even if the school board pays for the project in whole or in part with moneys received on account of the leasing of lands acquired by the United States for flood control, navigation, and allied purposes in accordance with 33 U.S.C. 701c-3 or in accordance with moneys received under the American Recovery and Reinvestment Act of 2009.
5. For purposes of this chapter, "facility" includes a public school parking lot, public school athletic complex, or any other improvement to real property owned by the school district."

Page 2, replace lines 1 through 5 with:

**"North Dakota school district construction fund - Creation - Loans.**

1. In addition to any construction loans made available under section 15.1-36-02, the Bank of North Dakota shall authorize the use of and administer moneys in the North Dakota school district construction fund, which is a revolving fund. The fund consists of:
  - a. Amounts transferred into the fund by legislative action; and
  - b. Repayments of loans from the fund.
2. To be eligible for a loan under this section, the board of a school district shall:
  - a. Propose a new construction or remodeling project with a cost of at least one million dollars and an expected utilization of at least thirty years;
  - b. Obtain the approval of the superintendent of public instruction for the project under section 15.1-36-01;
  - c.
    - (1) Request from the tax commissioner a statement of the estimated tax increase, in mills and dollars, which would be applicable to a residential parcel of average true and full value within the county in which the school district is headquartered, if a loan under this section and any associated school construction bond issue were to be authorized in accordance with chapter 21-03;
    - (2) Request from the tax commissioner a statement of the estimated tax increase, in mills and dollars, which would be applicable to an acre of cropland and to an acre of noncropland, of average true and full value within the county in which the school district is headquartered, if a loan under this section and any associated school construction bond issue were to be authorized in accordance with chapter 21-03;
    - (3) Publish in the official newspaper of the district the information from the statements required by this subdivision with the notice



- of the election to authorize the school construction bond issuance in accordance with section 21-03-12; and
- (4) Post on the school district's website the information from the statements required by this subdivision for at least the thirty-day period immediately preceding the date of the election to authorize the school construction bond issuance in accordance with chapter 21-03;
- d. Receive authorization for a bond issuance in accordance with chapter 21-03; and
- e. Submit a completed application to the Bank of North Dakota.
3. The Bank of North Dakota shall prioritize the applications and award loans under this section to eligible school districts during July of each year, beginning in 2015. The prioritization must be based on a consideration of:
- a. Student occupancy and academic needs in the district;
- b. The age of existing structures to be replaced or remodeled;
- c. Building design proposals that are based on safety and vulnerability assessments;
- d. Community support;
- e. Cost of the project and the ability of the school district to repay the loan; and
- f. Any other criteria established in rule by the superintendent of public instruction, after consultation with an interim committee appointed by the legislative management.
4. The term of a loan under this section is twenty years, unless a shorter term is requested by the board of a school district in its application.
5. The interest rate on a loan under this section may not exceed two percent.
6. The maximum loan amount to which a school district is entitled under this section is ten million dollars."

Page 2, line 8, remove "an amount equal to"

Page 2, remove line 9

Page 2, line 10, replace "on July 1, 2016," with "the sum of \$100,000,000"

Page 2, remove lines 12 through 16

Page 2, line 17, replace "Sections 2, 4, and 5" with "Section 3"

Page 2, line 17, replace "are" with "is"

Page 2, line 19, remove "sections 2, 4,"

Page 2, line 20, replace "and 5" with "section 3"

Page 2, line 20, replace "take" with "takes"

Page 2, line 20, replace "sections become" with "section becomes"

Renumber accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:**

This amendment provides for the following:

- Creates school district construction loan program and provides program guidelines.
- Amends Section 15.1-36-01 regarding requirements for approval of school construction projects by the Superintendent of Public Instruction.
- Provides for a contingent transfer of \$100 million from the foundation aid stabilization fund to the school district construction loan fund. The transfer is contingent upon the passage of 2015 Senate Concurrent Resolution No. 4003 by the Legislative Assembly and approval of the measure by the voters of the state.
- Removes Sections 1, 2, and 5 which create a scholarship fund, provide for uses of the foundation aid stabilization fund, and provide a contingent transfer from the foundation aid stabilization fund to the scholarship fund.

**REPORT OF STANDING COMMITTEE**

**SB 2164, as amended: Appropriations Committee (Rep. Delzer, Chairman)** recommends **DO PASS** (15 YEAS, 6 NAYS, 2 ABSENT AND NOT VOTING). SB 2164, as amended, was placed on the Fourteenth order on the calendar.

**REPORT OF STANDING COMMITTEE**

**SB 2284, as reengrossed: Appropriations Committee (Rep. Delzer, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (20 YEAS, 1 NAYS, 2 ABSENT AND NOT VOTING). Reengrossed SB 2284 was placed on the Sixth order on the calendar.

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

Page 1, line 2, remove "; and to provide an"

Page 1, line 3, remove "appropriation"

Page 2, remove lines 1 through 7

Renumber accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:**

This amendment removes an appropriation of \$200,000 from the general fund, relating to domestic violence/rape crisis grants for community based and hospital based sexual assault nurse examiner programs.

**REPORT OF STANDING COMMITTEE**

**SB 2346, as amended: Appropriations Committee (Rep. Delzer, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO NOT PASS** (23 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2346, as amended, was placed on the Sixth order on the calendar.

In lieu of the amendments adopted by the House as printed on page 1230-1232 of the House Journal, Senate Bill No. 2346 is amended as follows:

Page 1, line 9, after "The" insert "department of"

Page 1, line 9, overstrike "commissioner"

Page 1, line 11, overstrike "made" and insert immediately thereafter "maintained"

Page 1, line 11, overstrike "prior advice" and insert immediately thereafter "concurrence"

Page 1, line 15, remove "an organization approved by"

Page 1, line 15, remove "United States"

Renumber accordingly

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

**Buell J. Reich, Chief Clerk**

