

## JOURNAL OF THE SENATE

## Sixty-fourth Legislative Assembly

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Bismarck, February 18, 2015

The Senate convened at 12:30 p.m., with President Pro Tempore Dever presiding.

The prayer was offered by Doctor Nadim Koleilat, Bismarck Muslim Community Center, Bismarck.

The roll was called and all members were present.

A quorum was declared by the President Pro Tempore.

## CORRECTION AND REVISION OF THE JOURNAL

**MR. PRESIDENT:** Your **Committee on Correction and Revision of the Journal (Sen. Poolman, Chairman)** has carefully examined the Journal of the Twenty-ninth Day and recommends that it be corrected as follows and when so corrected, recommends that it be approved:

Page 396, after line 3 insert

## "MOTION

**SEN. KLEIN MOVED** that SCR 4010 be rereferred to the **Judiciary Committee**, which motion prevailed. Pursuant to Sen. Klein's motion, SCR 4010 was rereferred."

**SEN. POOLMAN MOVED** that the report be adopted, which motion prevailed.

## MOTION

**SEN. DAVISON MOVED** that the Senate reconsider its action whereby Engrossed SB 2194 failed to pass, which motion prevailed on a verification vote.

## SECOND READING OF SENATE BILL

**SB 2194:** A BILL for an Act to create and enact section 43-58-11 of the North Dakota Century Code, relating to the regulation of naturopaths; and to amend and reenact sections 43-58-01 and 43-58-08 of the North Dakota Century Code, relating to the regulation of naturopaths.

## ROLL CALL

The question being on the final passage of the amended bill, which has been read, and is PLACED ON THE CALENDAR WITHOUT RECOMMENDATION, the roll was called and there were 25 YEAS, 22 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

**YEAS:** Anderson; Armstrong; Burckhard; Campbell; Casper; Cook; Davison; Dever; Dotzenrod; Flakoll; Heckaman; Klein; Lee, J.; Luick; Marcellais; Mathern; Miller; Nelson; Poolman; Robinson; Rust; Schaible; Sorvaag; Triplett; Unruh

**NAYS:** Axness; Bekkedahl; Bowman; Carlisle; Erbele; Grabinger; Hogue; Holmberg; Kilzer; Krebsbach; Laffen; Larsen; Lee, G.; Murphy; O'Connell; Oban; Oehlke; Schneider; Sinner; Wanzek; Wardner; Warner

Engrossed SB 2194 passed.

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## MOTION

**SEN. KLEIN MOVED** that SB 2315, SB 2371, SB 2144, SB 2329, SCR 4019, and SCR 4010 be placed on the Sixth order, and after action taken on the Sixth order, that SB 2315, SB 2371, SB 2144, SB 2329, SCR 4019, and SCR 4010 be placed on the Eleventh order for immediate second reading and final passage, which motion prevailed.

**CONSIDERATION OF AMENDMENTS**

**SB 2315: SEN. J. LEE (Political Subdivisions Committee) MOVED** that the amendments be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed on a voice vote.

**SECOND READING OF SENATE BILL**

**SB 2315:** A BILL for an Act to amend and reenact section 32-12.1-03 of the North Dakota Century Code, relating to liability of political subdivisions.

**ROLL CALL**

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

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

Engrossed SB 2315 passed.

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**CONSIDERATION OF AMENDMENTS**

**SB 2371: SEN. BURCKHARD (Political Subdivisions Committee) MOVED** that the amendments be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed on a voice vote.

**SECOND READING OF SENATE BILL**

**SB 2371:** A BILL for an Act to create and enact subsection 30 to section 40-05-02 of the North Dakota Century Code, relating to the authority of a city council or board of city commissioners to establish administrative boards.

**ROLL CALL**

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

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

Engrossed SB 2371 passed.

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**CONSIDERATION OF AMENDMENTS**

**SB 2144: SEN. UNRUH (Finance and Taxation Committee) MOVED** that the amendments be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed on a voice vote.

**SECOND READING OF SENATE BILL**

**SB 2144:** A BILL for an Act to create and enact six new subsections to section 11-11-14, subsection 4 of section 11-11.1-01, and section 18-10-07.1 of the North Dakota Century Code, relating to consolidation and revision of provisions governing property tax levy authority; to amend and reenact section 2-02-07, subsection 9 of section 2-06-01, section 2-06-07, sections 2-06-14, 2-06-15, 4-02-26, 4-02-27.3, and 4-08-15, subsection 17 of section 4-22-26, sections 4-33-11, 4.1-47-14, 4.1-47-16, 4.1-47-25, 11-11-53, 11-11-65, 11-11.1-04, 11-28-06, 11-28.3-03, 11-28.3-09, 18-06-10, 18-10-07, 18-11-10, subsection 1 of section 21-03-06, subsections 3, 5,

and 6 of section 21-03-07, sections 23-06-30, 23-18-01, 23-30-01, 23-30-07, 24-05-01, 24-05-02, 24-05-05, 24-05-16, 24-08-07, 32-12.1-08, 32-12.1-11, 40-05-09.2, 40-05-19, 40-05-20, 40-26-08, 40-28-05, 40-29-14, 40-31-08, and 40-37-03, subsections 1 and 3 of section 40-38-02, sections 40-38.1-02, 40-43-01, 40-45-01, 40-45-27, 40-46-02, 40-46-25, 40-46-26, 40-48-07, 40-49-22, 40-55-08, 40-55-09, 40-57.2-04, and 40-57.4-04, subsection 8 of section 40-58-07, subsection 2 of section 40-58-15, section 40-59-01, subsection 2 of section 40-60-02, subsection 3 of section 40-61-03.1, sections 40-61-10, 50-03-01, 50-03-06, 50-06.2-05, 57-15-01.1, 57-15-06, 57-15-06.4, 57-15-06.6, 57-15-06.7, 57-15-08, 57-15-10, 57-15-10.1, 57-15-12, 57-15-12.1, 57-15-12.3, 57-15-19.4, 57-15-19.5, 57-15-19.6, 57-15-20, 57-15-20.2, 57-15-22.2, 57-15-27.1, 57-15-28, 57-15-28.1, 57-15-30.1, 57-15-38, 57-15-42, 57-15-48, 57-15-50, 57-15-51, 57-15-51.1, 57-15-53, and 57-15-55, subsection 1 of section 57-15-56, sections 57-20-23 and 57-47-04, subsection 16 of section 58-03-07, and sections 58-17-02, 61-04.1-26, and 61-24-02 of the North Dakota Century Code, relating to consolidation and revision of provisions governing property tax levy authority of counties, cities, park districts, soil conservation districts, and various boards and commissions; to repeal sections 4-02-27, 4-02-27.1, 4-02-27.2, 4-02-35, 4-02-37, and 4-08-15.1, chapter 4-16, sections 11-11-18, 11-11-20, 11-11-21, 11-11-22, 11-11-23, 11-11-24, 11-11-25, 11-11-45, 11-11-46, 11-11-47, 11-11-59, 11-11-60, 11-11-61, 11-11.1-06, 11-28-12, 11-28-13, 11-28-14, 11-28-15, 11-28-16, 11-28-17, 11-28-18, 11-28-19, 11-28-20, 11-28-21, and 11-28-22, chapters 11-36 and 11-37, sections 18-06-11, 18-07-01, and 18-10-14, chapters 23-18, 23-18.1, and 23-18.2, sections 32-12.1-12, 32-12.1-14, 40-05-09.1, 40-43-02, 40-43-03, 40-43-04, 40-45-02, 40-57-19, and 40-57-19.1, chapters 49-17.2 and 52-09, sections 57-15-06.3, 57-15-06.5, 57-15-06.8, 57-15-06.9, 57-15-06.10, 57-15-12.2, 57-15-20.3, 57-15-20.4, 57-15-26.3, 57-15-26.5, 57-15-27.2, 57-15-36, 57-15-37.1, 57-15-43, 57-15-44, 57-15-54, 57-15-55.1, 57-15-57, 57-15-59, 57-15-60, and 57-15-62, chapter 57-17, section 58-02-30, and chapter 58-15 of the North Dakota Century Code, relating to consolidation, revision, and elimination of obsolete provisions relating to property tax levy authority of counties, cities, park districts, soil conservation districts, and various boards and commissions; to provide for a transition; and to provide an effective date.

#### ROLL CALL

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

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

Engrossed SB 2144 passed.

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#### CONSIDERATION OF AMENDMENTS

**SB 2329: SEN. J. LEE (Political Subdivisions Committee) MOVED** that the amendments be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed on a voice vote.

#### SECOND READING OF SENATE BILL

**SB 2329:** A BILL for an Act to amend and reenact subsection 1 of section 40-63-03 and subsection 5 of section 40-63-07 of the North Dakota Century Code, relating to the size of a renaissance zone and renaissance zone tax exemptions; and to provide an effective date.

#### ROLL CALL

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

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

Engrossed SB 2329 passed.

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#### CONSIDERATION OF AMENDMENTS

**SCR 4019: SEN. GRABINGER (Political Subdivisions Committee) MOVED** that the amendments be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed on a voice vote.

#### SECOND READING OF SENATE CONCURRENT RESOLUTION

**SCR 4019:** A concurrent resolution directing the Legislative Management to study the feasibility and desirability of utilizing state funds to provide health insurance, workers' compensation insurance, or other benefits to volunteer firefighters, volunteer emergency medical service personnel, and volunteer ambulance workers across the state, including determining whether the community volunteers would be covered in the case of an accident or injury, the scope and conditions of coverage, and the overall cost to insure community volunteers.

The question being on the final adoption of the amended resolution, which has been read, and has committee recommendation of DO PASS.

Engrossed SCR 4019 was declared adopted on a voice vote.

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#### CONSIDERATION OF AMENDMENTS

**SCR 4010: SEN. HOGUE (Judiciary Committee) MOVED** that the amendments on SJ page 453 be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed on a voice vote.

#### SECOND READING OF SENATE CONCURRENT RESOLUTION

**SCR 4010:** A concurrent resolution to amend and reenact section 5 of article IV of the Constitution of North Dakota, relating to residency requirements of members of the legislative assembly.

#### ROLL CALL

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

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

Engrossed SCR 4010 was declared adopted on a recorded roll call vote.

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#### SECOND READING OF SENATE BILL

**SB 2322:** A BILL for an Act to amend and reenact subsection 10 of section 57-36-01, sections 57-36-25 and 57-36-26, subsection 2 of section 57-36-28, and section 57-36-32 of the North Dakota Century Code, relating to the excise taxes on tobacco products and the cigarette tax; and to repeal section 57-36-24 of the North Dakota Century Code, relating to the exemption from the tobacco tax for products given to the veterans' home and the state hospital.

**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 17 YEAS, 30 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

**YEAS:** Axness; Bekkedahl; Davison; Dotzenrod; Heckaman; Lee, J.; Marcellais; Mathern; Murphy; Nelson; Oban; Oehlke; Robinson; Schneider; Sinner; Triplett; Warner

**NAYS:** Anderson; Armstrong; Bowman; Burckhard; Campbell; Carlisle; Casper; Cook; Dever; Erbele; Flakoll; Grabinger; Hogue; Holmberg; Kilzer; Klein; Krebsbach; Laffen; Larsen; Lee, G.; Luick; Miller; O'Connell; Poolman; Rust; Schaible; Sorvaag; Unruh; Wanzek; Wardner

Engrossed SB 2322 failed.

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**SECOND READING OF SENATE BILL**

**SB 2339:** A BILL for an Act to amend and reenact paragraph 2 of subdivision a of subsection 15 of section 57-02-08 of the North Dakota Century Code, relating to the inclusion of buildings used in agritourism within the property tax exemption for farm buildings; and to provide an effective date.

**ROLL CALL**

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 25 YEAS, 22 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

**YEAS:** Armstrong; Bowman; Campbell; Davison; Dever; Dotzenrod; Erbele; Flakoll; Heckaman; Hogue; Holmberg; Klein; Krebsbach; Larsen; Luick; Miller; Murphy; O'Connell; Oehlke; Poolman; Robinson; Schaible; Sorvaag; Wanzek; Wardner

**NAYS:** Anderson; Axness; Bekkedahl; Burckhard; Carlisle; Casper; Cook; Grabinger; Kilzer; Laffen; Lee, G.; Lee, J.; Marcellais; Mathern; Nelson; Oban; Rust; Schneider; Sinner; Triplett; Unruh; Warner

Engrossed SB 2339 passed.

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**SECOND READING OF SENATE BILL**

**SB 2304:** A BILL for an Act to provide for a legislative management study of the demolition of the governor's residence and the construction of a new governor's residence.

**ROLL CALL**

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

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

Engrossed SB 2304 passed.

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**SECOND READING OF SENATE BILL**

**SB 2011:** A BILL for an Act to provide an appropriation for defraying the expenses of the securities department.

**ROLL CALL**

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

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

Engrossed SB 2011 passed.

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**SECOND READING OF SENATE BILL**

**SB 2010:** A BILL for an Act to provide an appropriation for defraying the expenses of the insurance commissioner; to provide an appropriation for the distribution of funds from the insurance tax distribution fund; and to amend and reenact section 26.1-01-09 of the North Dakota Century Code, relating to the commissioner's salary.

**ROLL CALL**

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

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

Engrossed SB 2010 passed.

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**SECOND READING OF SENATE BILL**

**SB 2009:** A BILL for an Act to provide an appropriation for defraying the expenses of the agriculture commissioner; to amend and reenact section 4-01-21 of the North Dakota Century Code, relating to the salary of the agriculture commissioner; and to provide for transfers.

**ROLL CALL**

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

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

Engrossed SB 2009 passed.

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**SECOND READING OF SENATE BILL**

**SB 2007:** A BILL for an Act to provide an appropriation for defraying the expenses of the department of labor and human rights.

**ROLL CALL**

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

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

Engrossed SB 2007 passed.

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**SECOND READING OF SENATE BILL**

**SB 2307:** A BILL for an Act to amend and reenact section 57-20-07.2 of the North Dakota Century Code, relating to extension of the effective date of the state-paid property tax relief credit; and to provide an effective date.

**ROLL CALL**

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

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

Engrossed SB 2307 passed.

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**SECOND READING OF SENATE BILL**

**SB 2282:** A BILL for an Act to provide an appropriation to the Bank of North Dakota for the construction of the North Dakota financial center.

**ROLL CALL**

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 19 YEAS, 28 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

**YEAS:** Bekkedahl; Burckhard; Campbell; Davison; Dever; Dotzenrod; Grabinger; Laffen; Larsen; Mathern; Murphy; Nelson; O'Connell; Oban; Schneider; Sinner; Triplett; Unruh; Warner

**NAYS:** Anderson; Armstrong; Axness; Bowman; Carlisle; Casper; Cook; Erbele; Flakoll; Heckaman; Hogue; Holmberg; Kilzer; Klein; Krebsbach; Lee, G.; Lee, J.; Luick; Marcellais; Miller; Oehlke; Poolman; Robinson; Rust; Schaible; Sorvaag; Wanzek; Wardner

Engrossed SB 2282 failed.

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**SECOND READING OF SENATE BILL**

**SB 2034:** A BILL for an Act to create and enact section 57-39.2-04.13 and a new subdivision to subsection 4 of section 57-40.2-03.3 of the North Dakota Century Code, relating to a sales and use tax exemption for materials used in transmission of oil through gathering lines; and to provide an expiration date.

**ROLL CALL**

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 46 YEAS, 1 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

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

**NAYS:** Anderson

Engrossed SB 2034 passed.

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**SECOND READING OF SENATE BILL**

**SB 2292:** A BILL for an Act to create and enact chapter 57-59.1 of the North Dakota Century Code, relating to the multistate tax compact; to amend and reenact subsection 5 of section 57-38-04 and section 57-38.1-09 of the North Dakota Century Code, relating to apportionment of business income; to repeal chapter 57-59 of the North Dakota Century Code, relating to the multistate tax compact; and to provide an effective date.

**MOTION**

**SEN. COOK MOVED** that Engrossed SB 2292 be amended as follows, which motion prevailed on a voice vote.

Page 12, remove lines 16 through 26

Page 12, line 27, replace "**57-59.1-03**" with "**57-59.1-02**"

Page 13, line 1, replace "**57-59.1-04**" with "**57-59.1-03**"

Page 13, line 5, replace "**57-59.1-05**" with "**57-59.1-04**"

Page 13, line 9, replace "**57-59.1-06**" with "**57-59.1-05**"

Page 13, line 18, replace "**57-59.1-07**" with "**57-59.1-06**"

Renumber accordingly

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

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

**NAYS:** Grabinger

Reengrossed SB 2292 passed.

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**SECOND READING OF SENATE BILL**

**SB 2349:** A BILL for an Act to amend and reenact section 57-38-30 and subsection 1 of section 57-38-30.3, relating to reduction of the individual and corporation income tax

rates; and to provide an effective date.

### ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 33 YEAS, 14 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

**YEAS:** Anderson; Armstrong; Bekkedahl; Bowman; Burckhard; Campbell; Carlisle; Casper; Cook; Davison; Dever; Erbele; Flakoll; Hogue; Holmberg; Kilzer; Klein; Krebsbach; Laffen; Larsen; Lee, G.; Lee, J.; Miller; Murphy; O'Connell; Oehlke; Poolman; Rust; Schaible; Sorvaag; Unruh; Wanzek; Wardner

**NAYS:** Axness; Dotzenrod; Grabinger; Heckaman; Luick; Marcellais; Mathern; Nelson; Oban; Robinson; Schneider; Sinner; Triplett; Warner

SB 2349 passed.

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

**MR. SPEAKER:** The Senate has passed, and your favorable consideration is requested on: SB 2065, SB 2074, SB 2081, SB 2148, SB 2174, SB 2222, SB 2242, SB 2277, SB 2318, SB 2331, SB 2333, SB 2348, SB 2358.

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

**MR. SPEAKER:** The Senate has passed, and your favorable consideration is requested on: SB 2279.

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

**MR. SPEAKER:** The Senate has passed, the emergency clause carried, and your favorable consideration is requested on: SB 2023, SB 2271.

### MOTION

**SEN. KLEIN MOVED** that the Senate be on the Fifth, Ninth, Thirteenth, and Sixteenth orders of business and at the conclusion of those orders, the Senate stand adjourned until 12:30 p.m., Thursday, February 19, 2015, which motion prevailed.

### REPORT OF STANDING COMMITTEE

**SB 2016: Appropriations Committee (Sen. Holmberg, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (13 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2016 was placed on the Sixth order on the calendar.

Page 1, remove lines 13 through 24

Page 2, replace lines 1 and 2 with:

|                                    |              |               |               |
|------------------------------------|--------------|---------------|---------------|
| "Salaries and wages                | \$6,063,904  | \$661,721     | \$6,725,625   |
| Operating expenses                 | 4,112,891    | 210,000       | 4,322,891     |
| Capital assets                     | 200,632      | 187,414       | 388,046       |
| Grants                             | 509,514      | 500,000       | 1,009,514     |
| Civil air patrol                   | 287,451      | 25,075        | 312,526       |
| Tuition, recruiting, and retention | 2,517,500    | 0             | 2,517,500     |
| Air guard contract                 | 11,483,158   | (3,404,511)   | 8,078,647     |
| Army guard contract                | 59,192,835   | 803,871       | 59,996,706    |
| Veterans' cemetery                 | 647,005      | 168,246       | 815,251       |
| Reintegration program              | 1,491,980    | 417,786       | 1,909,766     |
| Accrued leave payments             | 812,098      | (812,098)     | 0             |
| Total all funds                    | \$87,318,968 | (\$1,242,496) | \$86,076,472  |
| Less estimated income              | 70,164,642   | (3,164,667)   | 66,999,975    |
| Total general fund                 | \$17,154,326 | \$1,922,171   | \$19,076,497" |

Page 2, replace lines 7 through 16 with:

|                        |                    |                     |                    |
|------------------------|--------------------|---------------------|--------------------|
| "Salaries and wages    | \$10,553,021       | \$1,678,199         | \$12,231,220       |
| Operating expenses     | 8,364,488          | 7,582,981           | 15,947,469         |
| Capital assets         | 682,000            | 58,000              | 740,000            |
| Grants                 | 19,373,247         | 2,300,000           | 21,673,247         |
| Disaster costs         | 147,718,567        | (39,549,040)        | 108,169,527        |
| Radio communications   | 0                  | 626,000             | 626,000            |
| Accrued leave payments | <u>283,895</u>     | <u>(283,895)</u>    | <u>0</u>           |
| Total all funds        | \$186,975,218      | (\$27,587,755)      | \$159,387,463      |
| Less estimated income  | <u>177,679,955</u> | <u>(38,738,058)</u> | <u>138,941,897</u> |
| Total general fund     | \$9,295,263        | \$11,150,303        | \$20,445,566"      |

Page 2, replace lines 21 through 23 with:

|                           |                    |                     |                    |
|---------------------------|--------------------|---------------------|--------------------|
| "Grand total general fund | \$26,449,589       | \$13,072,474        | \$39,522,063       |
| Grand total special funds | <u>247,844,597</u> | <u>(34,902,725)</u> | <u>212,941,872</u> |
| Grand total all funds     | \$274,294,186      | (\$21,830,251)      | \$252,463,935"     |

Page 2, remove lines 30 and 31

Page 3, replace lines 1 through 20 with:

|                                        |                  |                  |
|----------------------------------------|------------------|------------------|
| "State radio tower package             | \$1,175,000      | 0                |
| Statewide seamless base map            | 1,150,000        | 0                |
| State radio communications center      | 1,201,240        | 0                |
| Computer-aided dispatch upgrade        | 340,000          | 0                |
| Voice incident recorder                | 150,000          | 0                |
| State radio suppression project        | 210,000          | 0                |
| Disaster coordination contract         | 1,500,000        | 400,000          |
| Veterans' bonus program                | 600,000          | 500,000          |
| Veterans' book                         | 50,000           | 0                |
| Veterans' tuition assistance           | 375,000          | 0                |
| Next generation 911                    | 0                | 386,000          |
| Microsoft SQL enterprise for CAD       | 0                | 90,000           |
| Message switch test server             | 0                | 70,000           |
| Radio tower redundancy                 | 0                | 80,000           |
| Disaster recovery assistance contract  | 0                | 1,000,000        |
| Emergency response supplies            | 0                | 550,000          |
| Veterans' cemetery land purchase       | 0                | 139,000          |
| Grants to fire departments             | 0                | 3,000,000        |
| Statewide radio communications project | <u>0</u>         | <u>5,000,000</u> |
| Total all funds                        | 6,751,240        | 11,215,000       |
| Less estimated income                  | <u>2,000,000</u> | <u>1,469,500</u> |
| Total general fund                     | \$4,751,240      | \$9,745,500"     |

Page 3, after line 31, insert:

**"SECTION 4. APPROPRIATION - STATE DISASTER RELIEF FUND.**

Notwithstanding section 37-17.1-27, there is appropriated out of any moneys in the state disaster relief fund in the state treasury, not otherwise appropriated, the sum of \$2,000,000, or so much of the sum as may be necessary, to the adjutant general for the purpose of providing for removal of debris and other health hazards in organized service districts that are experiencing chronic flooding, for the period beginning with the effective date of this Act, and ending June 30, 2017. The adjutant general shall consult with the environmental division of the state department of health regarding the process of environmental cleanup."

Page 6, line 15, remove "and"

Page 6, line 16, after the comma insert "and funding of \$2,000,000 from the state disaster relief fund in section 4 of this Act relating to removal of debris and other health hazards,"

Renumber accordingly

## STATEMENT OF PURPOSE OF AMENDMENT:

## Senate Bill No. 2016 - Summary of Senate Action

|                                     | Base<br>Budget | Senate<br>Changes | Senate<br>Version |
|-------------------------------------|----------------|-------------------|-------------------|
| Adjutant General                    |                |                   |                   |
| Total all funds                     | \$87,318,968   | (\$1,242,496)     | \$86,076,472      |
| Less estimated income               | 70,164,642     | (3,164,667)       | 66,999,975        |
| General fund                        | \$17,154,326   | \$1,922,171       | \$19,076,497      |
| Department of Emergency<br>Services |                |                   |                   |
| Total all funds                     | \$186,975,218  | (\$20,587,755)    | \$166,387,463     |
| Less estimated income               | 177,679,955    | (31,738,058)      | 145,941,897       |
| General fund                        | \$9,295,263    | \$11,150,303      | \$20,445,566      |
| Bill total                          |                |                   |                   |
| Total all funds                     | \$274,294,186  | (\$21,830,251)    | \$252,463,935     |
| Less estimated income               | 247,844,597    | (34,902,725)      | 212,941,872       |
| General fund                        | \$26,449,589   | \$13,072,474      | \$39,522,063      |

## Senate Bill No. 2016 - Adjutant General - Senate Action

|                                    | Base<br>Budget | Senate<br>Changes | Senate<br>Version |
|------------------------------------|----------------|-------------------|-------------------|
| Salaries and wages                 | \$6,063,904    | \$661,721         | \$6,725,625       |
| Operating expenses                 | 4,112,891      | 210,000           | 4,322,891         |
| Capital assets                     | 200,632        | 187,414           | 388,046           |
| Grants                             | 509,514        | 500,000           | 1,009,514         |
| Civil air patrol                   | 287,451        | 25,075            | 312,526           |
| Tuition, recruiting, and retention | 2,517,500      |                   | 2,517,500         |
| Air guard contract                 | 11,483,158     | (3,404,511)       | 8,078,647         |
| Army guard contract                | 59,192,835     | 803,871           | 59,996,706        |
| Veterans' cemetery                 | 647,005        | 168,246           | 815,251           |
| Reintegration program              | 1,491,980      | 417,786           | 1,909,766         |
| Accrued leave payments             | 812,098        | (812,098)         |                   |
| Total all funds                    | \$87,318,968   | (\$1,242,496)     | \$86,076,472      |
| Less estimated income              | 70,164,642     | (3,164,667)       | 66,999,975        |
| General fund                       | \$17,154,326   | \$1,922,171       | \$19,076,497      |
| FTE                                | 177.00         | (12.00)           | 165.00            |

## Department No. 540 - Adjutant General - Detail of Senate Changes

|                                    | Adjusts<br>Funding for<br>Base Payroll<br>Changes <sup>1</sup> | Adds Funding<br>for Salary and<br>Benefit<br>Increases <sup>2</sup> | Adds Funding<br>for ND Cares<br>Task Force<br>Operating<br>Costs <sup>3</sup> | Adjusts Base<br>Level Funding <sup>4</sup> | Adds One-Time<br>Funding for the<br>Veterans'<br>Bonus<br>Program <sup>5</sup> | Adds One-Time<br>Funding for<br>Veterans'<br>Cemetery Land<br>Purchase <sup>6</sup> |
|------------------------------------|----------------------------------------------------------------|---------------------------------------------------------------------|-------------------------------------------------------------------------------|--------------------------------------------|--------------------------------------------------------------------------------|-------------------------------------------------------------------------------------|
| Salaries and wages                 | \$301,411                                                      | \$360,310                                                           |                                                                               |                                            |                                                                                |                                                                                     |
| Operating expenses                 |                                                                |                                                                     | 260,000                                                                       | (50,000)                                   |                                                                                |                                                                                     |
| Capital assets                     |                                                                |                                                                     |                                                                               | 48,414                                     |                                                                                | 139,000                                                                             |
| Grants                             |                                                                |                                                                     |                                                                               |                                            | 500,000                                                                        |                                                                                     |
| Civil air patrol                   | 5,632                                                          | 8,443                                                               |                                                                               | 11,000                                     |                                                                                |                                                                                     |
| Tuition, recruiting, and retention |                                                                |                                                                     |                                                                               |                                            |                                                                                |                                                                                     |
| Air guard contract                 | (3,707,982)                                                    | 303,471                                                             |                                                                               |                                            |                                                                                |                                                                                     |
| Army guard contract                | (206,360)                                                      | 710,231                                                             |                                                                               | 300,000                                    |                                                                                |                                                                                     |
| Veterans' cemetery                 | 122,265                                                        | 45,981                                                              |                                                                               |                                            |                                                                                |                                                                                     |
| Reintegration program              | 332,865                                                        | 84,921                                                              |                                                                               |                                            |                                                                                |                                                                                     |
| Accrued leave payments             | (812,098)                                                      |                                                                     |                                                                               |                                            |                                                                                |                                                                                     |
| Total all funds                    | (\$3,964,267)                                                  | \$1,513,357                                                         | \$260,000                                                                     | \$309,414                                  | \$500,000                                                                      | \$139,000                                                                           |
| Less estimated income              | (4,475,332)                                                    | 941,165                                                             | 0                                                                             | 300,000                                    | 0                                                                              | 69,500                                                                              |
| General fund                       | \$511,065                                                      | \$572,192                                                           | \$260,000                                                                     | \$9,414                                    | \$500,000                                                                      | \$69,500                                                                            |
| FTE                                | (12.00)                                                        | 0.00                                                                | 0.00                                                                          | 0.00                                       | 0.00                                                                           | 0.00                                                                                |
| <b>Total Senate<br/>Changes</b>    |                                                                |                                                                     |                                                                               |                                            |                                                                                |                                                                                     |
| Salaries and wages                 | \$661,721                                                      |                                                                     |                                                                               |                                            |                                                                                |                                                                                     |
| Operating expenses                 | 210,000                                                        |                                                                     |                                                                               |                                            |                                                                                |                                                                                     |
| Capital assets                     | 187,414                                                        |                                                                     |                                                                               |                                            |                                                                                |                                                                                     |
| Grants                             | 500,000                                                        |                                                                     |                                                                               |                                            |                                                                                |                                                                                     |
| Civil air patrol                   | 25,075                                                         |                                                                     |                                                                               |                                            |                                                                                |                                                                                     |
| Tuition, recruiting, and retention |                                                                |                                                                     |                                                                               |                                            |                                                                                |                                                                                     |
| Air guard contract                 | (3,404,511)                                                    |                                                                     |                                                                               |                                            |                                                                                |                                                                                     |
| Army guard contract                | 803,871                                                        |                                                                     |                                                                               |                                            |                                                                                |                                                                                     |

|                        |               |
|------------------------|---------------|
| Veterans' cemetery     | 168,246       |
| Reintegration program  | 417,786       |
| Accrued leave payments | (812,098)     |
| Total all funds        | (\$1,242,496) |
| Less estimated income  | (3,164,667)   |
| General fund           | \$1,922,171   |
| FTE                    | (12.00)       |

<sup>1</sup> Funding is adjusted for cost-to-continue 2013-15 biennium salaries and benefit increases and for other base payroll changes, including removing 12 FTE positions paid with federal funds and filling the following 9 FTE positions which were not previously funded.

| Position(s)                                                       | General Fund | Other Funds | Total     |
|-------------------------------------------------------------------|--------------|-------------|-----------|
| 1 FTE ND Cares Task Force position                                | \$152,100    | \$0         | \$152,100 |
| 1 FTE human resource technician position                          | 55,950       | 55,950      | 111,900   |
| Convert temporary veterans' outreach positions to 5 FTE positions | 118,021      | 0           | 118,021   |
| 2 FTE custodian positions                                         | 40,420       | 121,268     | 161,688   |
| Total                                                             | \$366,491    | \$177,218   | \$543,709 |

<sup>2</sup> The following funding is added for 2015-17 biennium performance salary adjustments of 2 to 4 percent per year and increases in monthly health insurance premiums:

|                               | General Fund | Other Funds | Total       |
|-------------------------------|--------------|-------------|-------------|
| Salary increase - Performance | \$329,425    | \$536,252   | \$865,677   |
| Health insurance increase     | 242,767      | 404,913     | 647,680     |
| Total                         | \$572,192    | \$941,165   | \$1,513,357 |

<sup>3</sup> Funding of \$260,000 from the general fund is added for ND Cares Task Force operating costs.

<sup>4</sup> Base level funding is adjusted as follows:

|                                                            | General Fund | Other Funds | Total     |
|------------------------------------------------------------|--------------|-------------|-----------|
| Base budget capital adjustment                             | (\$25,586)   | \$300,000   | \$274,414 |
| Special assessments and payments in lieu of taxes increase | 74,000       | 0           | 74,000    |
| Civil Air Patrol operational increase                      | 11,000       | 0           | 11,000    |
| Removes book of veterans' funding                          | (50,000)     | 0           | (50,000)  |
| Total                                                      | \$9,414      | \$300,000   | \$309,414 |

<sup>5</sup> One-time funding of \$500,000 from the general fund is added for the veterans' bonus program.

<sup>6</sup> One-time funding of \$139,000, of which \$69,500 is from the general fund, is added to purchase additional land for the Veterans' Cemetery.

#### Senate Bill No. 2016 - Department of Emergency Services - Senate Action

|                              | Base Budget   | Senate Changes | Senate Version |
|------------------------------|---------------|----------------|----------------|
| Salaries and wages           | \$10,553,021  | \$1,678,199    | \$12,231,220   |
| Operating expenses           | 8,364,488     | 7,582,981      | 15,947,469     |
| Capital assets               | 682,000       | 58,000         | 740,000        |
| Grants                       | 19,373,247    | 2,300,000      | 21,673,247     |
| Disaster costs               | 147,718,567   | (39,549,040)   | 108,169,527    |
| Accrued leave payments       | 283,895       | (283,895)      |                |
| Radio Communications         |               | 626,000        | 626,000        |
| Disaster costs - State share |               | 5,000,000      | 5,000,000      |
| Chronic flooding assistance  |               | 2,000,000      | 2,000,000      |
| Total all funds              | \$186,975,218 | (\$20,587,755) | \$166,387,463  |
| Less estimated income        | 177,679,955   | (31,738,058)   | 145,941,897    |
| General fund                 | \$9,295,263   | \$11,150,303   | \$20,445,566   |
| FTE                          | 69.00         | 0.00           | 69.00          |

#### Department No. 542 - Department of Emergency Services - Detail of Senate Changes

| Adds Funding for Base Payroll | Adds Funding for Salary and | Adds Funding for a Vulnerable | Adds Funding for Ongoing | Adjusts Base Level Funding <sup>5</sup> | Adds One-Time Funding for |
|-------------------------------|-----------------------------|-------------------------------|--------------------------|-----------------------------------------|---------------------------|
|-------------------------------|-----------------------------|-------------------------------|--------------------------|-----------------------------------------|---------------------------|

|                              | Changes <sup>1</sup> | Benefit Increases <sup>2</sup> | Adult Population Registry <sup>3</sup> | Maintenance <sup>4</sup> | Emergency Response and Disaster Costs <sup>5</sup> |
|------------------------------|----------------------|--------------------------------|----------------------------------------|--------------------------|----------------------------------------------------|
| Salaries and wages           | \$959,374            | \$718,825                      |                                        |                          |                                                    |
| Operating expenses           |                      |                                | 80,000                                 | 861,280                  | (308,299)                                          |
| Capital assets               |                      |                                |                                        |                          | 58,000                                             |
| Grants                       |                      |                                |                                        |                          | (700,000)                                          |
| Disaster costs               | 84,490               | 58,171                         |                                        |                          | (39,691,701)                                       |
| Accrued leave payments       | (283,895)            |                                |                                        |                          |                                                    |
| Radio Communications         |                      |                                |                                        |                          |                                                    |
| Disaster costs - State share |                      |                                |                                        |                          |                                                    |
| Chronic flooding assistance  |                      |                                |                                        |                          |                                                    |
| Total all funds              | \$759,969            | \$776,996                      | \$80,000                               | \$861,280                | (\$40,642,000)                                     |
| Less estimated income        | 157,741              | 364,278                        | 0                                      | 0                        | (40,660,077)                                       |
| General fund                 | \$602,228            | \$412,718                      | \$80,000                               | \$861,280                | \$18,077                                           |
| FTE                          | 0.00                 | 0.00                           | 0.00                                   | 0.00                     | 0.00                                               |

|                              | Adds One-Time Funding for Fire Department Grants <sup>7</sup> | Adds One-Time Funding for Radio Communication Costs <sup>8</sup> | Adds Funding from the State Disaster Relief Fund <sup>9</sup> | Total Senate Changes |
|------------------------------|---------------------------------------------------------------|------------------------------------------------------------------|---------------------------------------------------------------|----------------------|
| Salaries and wages           |                                                               |                                                                  |                                                               | \$1,678,199          |
| Operating expenses           |                                                               | 5,000,000                                                        |                                                               | 7,582,981            |
| Capital assets               |                                                               |                                                                  |                                                               | 58,000               |
| Grants                       | 3,000,000                                                     |                                                                  |                                                               | 2,300,000            |
| Disaster costs               |                                                               |                                                                  |                                                               | (39,549,040)         |
| Accrued leave payments       |                                                               |                                                                  |                                                               | (283,895)            |
| Radio Communications         |                                                               | 626,000                                                          |                                                               | 626,000              |
| Disaster costs - State share |                                                               |                                                                  | 5,000,000                                                     | 5,000,000            |
| Chronic flooding assistance  |                                                               |                                                                  | 2,000,000                                                     | 2,000,000            |
| Total all funds              | \$3,000,000                                                   | \$5,626,000                                                      | \$7,000,000                                                   | (\$20,587,755)       |
| Less estimated income        | 0                                                             | 0                                                                | 7,000,000                                                     | (31,738,058)         |
| General fund                 | \$3,000,000                                                   | \$5,626,000                                                      | \$0                                                           | \$11,150,303         |
| FTE                          | 0.00                                                          | 0.00                                                             | 0.00                                                          | 0.00                 |

<sup>1</sup> Funding is adjusted for cost-to-continue 2013-15 biennium salaries and benefit increases and for other base payroll changes, including filling the following 3 FTE positions which were not previously funded.

| Position(s)                                        | General Fund | Other Funds | Total     |
|----------------------------------------------------|--------------|-------------|-----------|
| Convert temporary State Radio IT position to 1 FTE | \$23,604     | \$0         | \$23,604  |
| 2 FTE base map GIS positions                       | 282,408      | 0           | 282,408   |
| Total                                              | \$306,012    | \$0         | \$306,012 |

<sup>2</sup> The following funding is added for 2015-17 biennium performance salary adjustments of 2 to 4 percent per year and increases in monthly health insurance premiums:

|                               | General Fund | Other Funds | Total     |
|-------------------------------|--------------|-------------|-----------|
| Salary increase - Performance | \$236,959    | \$207,557   | \$444,516 |
| Health insurance increase     | 175,759      | 156,721     | 332,480   |
| Total                         | \$412,718    | \$364,278   | \$776,996 |

<sup>3</sup> Funding of \$80,000 from the general fund is added for a vulnerable adult population registry.

<sup>4</sup> Funding is added for maintenance costs as follows:

|                                       | General Fund | Other Funds | Total     |
|---------------------------------------|--------------|-------------|-----------|
| Base map maintenance                  | \$382,000    | \$0         | \$382,000 |
| Next Generation 911 maintenance       | 209,280      | 0           | 209,280   |
| Radio tower redundancy maintenance    | 120,000      | 0           | 120,000   |
| Records management system maintenance | 150,000      | 0           | 150,000   |
| Total                                 | \$861,280    | \$0         | \$861,280 |

<sup>5</sup> Base level funding is adjusted as follows:

|                              | General Fund | Other Funds    | Total          |
|------------------------------|--------------|----------------|----------------|
| Base budget capital increase | \$18,077     | \$39,923       | \$58,000       |
| Federal grants reduction     | 0            | (40,700,000)   | (40,700,000)   |
| Total                        | \$18,077     | (\$40,660,077) | (\$40,642,000) |

<sup>6</sup> One-time funding for emergency response and disaster costs is added as follows:

|                                                                    | <u>General Fund</u> | <u>Other Funds</u> | <u>Total</u> |
|--------------------------------------------------------------------|---------------------|--------------------|--------------|
| Emergency response supplies                                        | \$550,000           | \$0                | \$550,000    |
| Disaster recovery assistance contract (state disaster relief fund) | 0                   | 1,000,000          | 1,000,000    |
| Disaster volunteer coordination (state disaster relief fund)       | 0                   | 400,000            | 400,000      |
| Total                                                              | \$550,000           | \$1,400,000        | \$1,950,000  |

<sup>7</sup> One-time funding of \$3 million from the general fund is provided for grants to fire departments for equipment for train derailment fires.

<sup>8</sup> One-time funding is added for radio communications as follows:

|                                         | <u>General Fund</u> | <u>Other Funds</u> | <u>Total</u> |
|-----------------------------------------|---------------------|--------------------|--------------|
| Next Generation 911 initial purchase    | \$386,000           | \$0                | \$386,000    |
| Radio tower infrastructure redundancy   | 80,000              | 0                  | 80,000       |
| Microsoft SQL Enterprise for CAD system | 90,000              | 0                  | 90,000       |
| Message switch test server              | 70,000              | 0                  | 70,000       |
| Radio communications improvement        | 5,000,000           | 0                  | 5,000,000    |
| Total                                   | \$5,626,000         | \$0                | \$5,626,000  |

<sup>9</sup> Funding of \$5 million from the state disaster relief fund is appropriated to the Adjutant General in a separate section in the bill to provide the required state share of funding for defraying expenses associated with presidentially declared disasters. Funding of \$2 million from the state disaster relief fund is appropriated to the Adjutant General in a separate section in the bill for removal of debris and other health hazards relating to Rice Lake flooding.

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

**SB 2054: Finance and Taxation Committee (Sen. Cook, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2054 was placed on the Sixth order on the calendar.

Page 3, line 17, overstrike "employ its own" and insert immediately thereafter "retain a"

Page 3, line 17, after "shall" insert "utilize the certified assessor of the county in which the city or township is located. The county commission may require the city or township to"

Renumber accordingly

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

**SB 2096, as engrossed: Appropriations Committee (Sen. Holmberg, Chairman)** recommends **DO NOT PASS** (12 YEAS, 1 NAYS, 0 ABSENT AND NOT VOTING). Engrossed SB 2096 was placed on the Eleventh order on the calendar.

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

**SB 2128: Human Services Committee (Sen. J. Lee, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2128 was placed on the Sixth order on the calendar.

Page 1, line 13, after "ankle" insert ", not including extra articular osseous injuries above the distal metaphyseal scar"

Renumber accordingly

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

**SB 2160, as engrossed: Appropriations Committee (Sen. Holmberg, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (13 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed SB 2160 was placed on the Sixth order on the calendar.

Page 3, line 13, replace "\$1,900,000" with "\$750,000"

Page 3, line 17, replace "three" with "one"

Renumber accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:**

This amendment changes the appropriation from \$1.9 million to \$750,000 from the general fund and changes the authorized full-time equivalent positions from three to one.

**REPORT OF STANDING COMMITTEE**

**SB 2197, as engrossed: Appropriations Committee (Sen. Holmberg, Chairman)** recommends **DO PASS** (13 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed SB 2197 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**SB 2199: Appropriations Committee (Sen. Holmberg, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (12 YEAS, 1 NAYS, 0 ABSENT AND NOT VOTING). SB 2199 was placed on the Sixth order on the calendar.

Page 1, line 1, replace "department of human services" with "attorney general"

Page 1, line 8, replace "department of human services" with "attorney general"

Page 1, line 10, replace "department of human services" with "attorney general"

Page 1, line 20, replace "department of human services" with "attorney general"

Renumber accordingly

**REPORT OF STANDING COMMITTEE**

**SB 2226: Finance and Taxation Committee (Sen. Cook, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2226 was placed on the Sixth order on the calendar.

Page 1, line 5, after "Reservation" insert "and on certain trust properties outside reservation boundaries"

Page 1, line 14, after "Reservation" insert "and on trust properties outside reservation boundaries"

Page 1, line 23, after "reservation" insert "and wells located on trust properties outside reservation boundaries. For purposes of this chapter, "trust properties outside reservation boundaries" means land in this state located outside the exterior boundaries of a reservation which are held in trust by the United States for any Indian tribe or owned by an Indian tribe or tribal member subject to a restriction against alienation imposed by the United States"

Page 2, line 2, after "reservation" insert "and on trust properties outside reservation boundaries"

Page 2, line 4, after "reservation" insert "and on trust properties outside reservation boundaries"

Page 2, line 9, after "reservation" insert "and on trust properties outside reservation boundaries"

Page 2, line 14, after "reservation" insert "and on trust properties outside reservation boundaries"

Page 2, line 28, after "reservation" insert "and on trust properties outside reservation boundaries"

Renumber accordingly

**REPORT OF STANDING COMMITTEE**

**SB 2236: Human Services Committee (Sen. J. Lee, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2236 was placed on the Sixth order on the calendar.

Page 1, line 4, after the first semicolon insert "and"

Page 1, line 4, remove "; and to provide an"

Page 1, line 5, remove "appropriation"

Page 2, line 3, after the first underscored comma insert "advanced practice registered nurse."

Page 3, after line 14, insert:

- "7. Medical imaging performed as a part of a post-mortem examination or on other nonliving remains.
8. Medical imaging performed by emergency medical services personnel certified or licensed under section 23-27-04.3."

Page 11, remove lines 23 through 31

Renumber accordingly

**REPORT OF STANDING COMMITTEE**

**SB 2251: Appropriations Committee (Sen. Holmberg, Chairman)** recommends **DO PASS** (13 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2251 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**SB 2253: Appropriations Committee (Sen. Holmberg, Chairman)** recommends **DO NOT PASS** (10 YEAS, 3 NAYS, 0 ABSENT AND NOT VOTING). SB 2253 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**SB 2320, as engrossed: Appropriations Committee (Sen. Holmberg, Chairman)** recommends **DO PASS** (12 YEAS, 1 NAYS, 0 ABSENT AND NOT VOTING). Engrossed SB 2320 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**SB 2332, as engrossed: Appropriations Committee (Sen. Holmberg, Chairman)** recommends **DO PASS** (13 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed SB 2332 was placed on the Eleventh order on the calendar.

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

**Jane Schaible, Secretary**