

## JOURNAL OF THE HOUSE

## Sixty-fifth Legislative Assembly

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Bismarck, March 31, 2017

The House convened at 1:00 p.m., with Speaker Bellew presiding.

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

The roll was called and all members were present except Representatives Kading, Kasper, Owens, and Schmidt.

A quorum was declared by the Speaker.

## MOTION

**REP. VIGESAA MOVED** that SB 2206, which is on the Sixth order, be laid over one legislative day, which motion prevailed on a voice vote.

## MOTION

**REP. VIGESAA MOVED** that HR 329 be temporarily amended to read that all Senate bills required to be rereferred to the Appropriations Committee must be rereferred not later than the "sixtieth legislative day" instead of "fifty-ninth legislative day", which motion prevailed on a voice vote.

## COMMUNICATION FROM GOVERNOR DOUG BURGUM

This is to inform you that on March 30, 2017, I have signed the following: HB 1212, HB 1214, HB 1254, HB 1402, and HB 1423.

## SIXTH ORDER OF BUSINESS

**SPEAKER BELLEW DEEMED** approval of the amendments to Engrossed SB 2042, Engrossed SB 2088, and Engrossed SB 2316.

Engrossed SB 2042, Engrossed SB 2088, and Engrossed SB 2316, as amended, were placed on the Fourteenth order of business on today's calendar.

## SECOND READING OF SENATE BILL

**SB 2042:** A BILL for an Act to amend and reenact sections 5-01-05.1, 12.1-01-04, 12.1-04-06, 12.1-04.1-02, 12.1-04.1-03, 12.1-04.1-04, 12.1-04.1-05, 12.1-04.1-06, 12.1-04.1-07, 12.1-04.1-08, 12.1-04.1-10, 12.1-04.1-11, 12.1-04.1-12, 12.1-04.1-13, 12.1-04.1-14, 12.1-04.1-15, 12.1-04.1-22, 12.1-04.1-23, 25-01-01, 25-03.1-04, 25-03.1-08, 25-03.1-10, 25-03.1-11, 25-03.1-18.1, and 32-03-48, subdivision b of subsection 1 of section 43-48-15, sections 49-10.1-05, 50-25.1-03, 50-25.2-03, and 62.1-01-01, subdivisions b and c of subsection 1 of section 62.1-02-01, and subdivision b of subsection 1 of section 62.1-02-01.2 of the North Dakota Century Code, relating to references to mental health professionals.

## 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 86 YEAS, 4 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

**YEAS:** Anderson, B.; Anderson, P.; Beadle; Becker, Rich S.; Becker, Rick C.; Blum; Boe; Boehning; Bosch; Boschee; Brabandt; Brandenburg; Carlson; Damschen; Delmore; Delzer; Devlin; Dobervich; Dockter; Ertelt; Grueneich; Guggisberg; Hanson; Hatlestad; Headland; Heinert; Hogan; Holman; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Johnston; Jones; Karls; Keiser; Kempenich; Kiefert; Klemin; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Magrum; Maragos; Marschall; Martinson; McWilliams; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; O'Brien; Oliver; Paur; Pollert; Porter; Pyle; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schneider; Schobinger; Schreiber-Beck; Seibel; Skroch; Steiner; Streyle; Sukut; Trottier; Vetter; Vigesaa;

Weisz; Westlind; Zubke; Speaker Bellew

**NAYS:** Anderson, D.; Olson; Simons; Toman

**ABSENT AND NOT VOTING:** Kading; Kasper; Owens; Schmidt

Engrossed SB 2042, as amended, passed.

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### SECOND READING OF SENATE BILL

**SB 2088:** A BILL for an Act to create and enact a new section to chapter 43-45 of the North Dakota Century Code, relating to licensed clinical addiction counselors; and to amend and reenact sections 43-45-01, 43-45-02, 43-45-03, 43-45-04, 43-45-05, 43-45-05.1, 43-45-05.2, 43-45-05.3, 43-45-05.4, 43-45-06, 43-45-07, 43-45-07.1, 43-45-07.2, and 43-45-07.3 of the North Dakota Century Code, relating to the scope of practice for addiction counselors and the licensure authority of the board of addiction counseling examiners.

### 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 90 YEAS, 0 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

**YEAS:** Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker, Rich S.; Becker, Rick C.; Blum; Boe; Boehning; Bosch; Boschee; Brabandt; Brandenburg; Carlson; Damschen; Delmore; Delzer; Devlin; Dobervich; Dockter; Ertelt; Grueneich; Guggisberg; Hanson; Hatlestad; Headland; Heinert; Hogan; Holman; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Johnston; Jones; Karls; Keiser; Kempenich; Kiefert; Klemin; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Magrum; Maragos; Marschall; Martinson; McWilliams; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; O'Brien; Oliver; Olson; Paur; Pollert; Porter; Pyle; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schneider; Schobinger; Schreiber-Beck; Seibel; Simons; Skroch; Steiner; Streyle; Sukut; Toman; Trottier; Vetter; Vigasaa; Weisz; Westlind; Zubke; Speaker Bellew

**ABSENT AND NOT VOTING:** Kading; Kasper; Owens; Schmidt

Engrossed SB 2088, as amended, passed.

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### SECOND READING OF SENATE BILL

**SB 2316:** A BILL for an Act to amend and reenact sections 18-01-06, 18-01-33, 18-04-01, 18-12-03, 18-12-05, and 18-12-25 of the North Dakota Century Code, relating to powers and duties of the state fire marshal regarding explosives, participation in the fire insurance tax distribution fund, and the submission plans and specifications for school buildings; to repeal sections 18-01-34 and 18-10-16 of the North Dakota Century Code, relating to disclosure of information concerning toxic or hazardous substances and the duty of the state fire marshal to establish a rural routing system; and to provide a penalty.

### 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 90 YEAS, 0 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

**YEAS:** Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker, Rich S.; Becker, Rick C.; Blum; Boe; Boehning; Bosch; Boschee; Brabandt; Brandenburg; Carlson; Damschen; Delmore; Delzer; Devlin; Dobervich; Dockter; Ertelt; Grueneich; Guggisberg; Hanson; Hatlestad; Headland; Heinert; Hogan; Holman; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Johnston; Jones; Karls; Keiser; Kempenich; Kiefert; Klemin; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Magrum; Maragos; Marschall; Martinson; McWilliams; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; O'Brien; Oliver; Olson; Paur; Pollert; Porter;

Pyle; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schneider; Schobinger; Schreiber-Beck; Seibel; Simons; Skroch; Steiner; Streyle; Sukut; Toman; Trotter; Vetter; Vigasaa; Weisz; Westlind; Zubke; Speaker Bellew

**ABSENT AND NOT VOTING:** Kading; Kasper; Owens; Schmidt

Engrossed SB 2316, 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 HB 1037 as printed on HJ pages 1136-1137, in the Senate amendments to Engrossed HB 1120 as printed on HJ page 960, in the Senate amendments to Engrossed HB 1204 as printed on HJ page 1102, in the Senate amendments to Engrossed HB 1365 as printed on HJ pages 1104-1105, in the Senate amendments to Reengrossed HB 1389 as printed on HJ pages 1174-1175, and in the Senate amendments to HCR 3019 as printed on HJ pages 1196-1197 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:

**HB 1037:** Reps. Zubke, Longmuir, Guggisberg.

**Engrossed HB 1120:** Reps. Seibel, Westlind, Schneider.

**Engrossed HB 1204:** Reps. Roers Jones, Heinert, Lefor.

**Engrossed HB 1365:** Reps. Rohr, Skroch, P. Anderson.

**Reengrossed HB 1389:** Reps. Rich S. Becker, Oliver, Mock.

**HCR 3019:** Reps. Porter, Seibel, Mitskog.

#### **APPOINTMENT OF CONFERENCE COMMITTEE**

**REP. VIGESAA MOVED** that the Speaker appoint a committee of three to act with a like committee from the Senate as a Conference Committee on SB 2188 and SB 2200, which motion prevailed.

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

**SB 2188:** Reps. Olson, Steiner, Karls

**SB 2200:** Reps. Steiner, Howe, Schobinger

#### **CONSIDERATION OF MESSAGE FROM THE SENATE**

**REP. D. RUBY MOVED** that the House do concur in the Senate amendments to HB 1159 as printed on HJ page 996, which motion prevailed on a voice vote.

HB 1159, as amended, was placed on the Eleventh order of business.

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

**HB 1159:** A BILL for an Act to amend and reenact section 39-04-11 of the North Dakota Century Code, relating to clearly displaying letters and numbers on motor vehicle plates and the display of number plates on a motorcycle or trailer.

#### **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 80 YEAS, 10 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

**YEAS:** Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker, Rich S.; Becker, Rick C.; Blum; Boe; Boehning; Bosch; Boschee; Brabandt; Brandenburg; Carlson; Damschen; Delmore; Delzer; Dobervich; Dockter; Ertelt; Grueneich; Guggisberg; Hanson; Hatlestad; Headland; Heinert; Hogan; Holman; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Jones; Karls; Keiser; Kempenich; Kiefert; Klemm; Koppelman, B.; Laning; Lefor; Longmuir; Maragos; Marschall; Martinson; McWilliams; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; O'Brien; Oliver; Paur; Porter; Pyle; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schneider; Schobinger; Schreiber-Beck; Seibel; Simons; Skroch; Steiner;

Sukut; Trottier; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Bellew

**NAYS:** Devlin; Johnston; Koppelman, K.; Kreidt; Louser; Magrum; Olson; Pollert; Streyle; Toman

**ABSENT AND NOT VOTING:** Kading; Kasper; Owens; Schmidt

Engrossed HB 1159 passed.

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#### **CONSIDERATION OF MESSAGE FROM THE SENATE**

**REP. WEISZ MOVED** that the House do concur in the Senate amendments to Engrossed HB 1206 as printed on HJ page 960, which motion prevailed on a voice vote.

Engrossed HB 1206, as amended, was placed on the Eleventh order of business.

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

**HB 1206:** A BILL for an Act to amend and reenact subsection 13 of section 14-15-01 and sections 14-15.1-01 and 14-15.1-04 of the North Dakota Century Code, relating to the investigation and report by a child-placing agency and the definition of relative; and to provide for a legislative management study.

#### **ROLL CALL**

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

**YEAS:** Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker, Rich S.; Becker, Rick C.; Blum; Boe; Boehning; Bosch; Boschee; Brabandt; Brandenburg; Carlson; Damschen; Delmore; Delzer; Devlin; Dobervich; Dockter; Ertelt; Grueneich; Guggisberg; Hanson; Hatlestad; Headland; Heinert; Hogan; Holman; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Johnston; Jones; Karls; Keiser; Kempenich; Kiefert; Klemin; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Magrum; Maragos; Marschall; Martinson; McWilliams; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; O'Brien; Oliver; Olson; Paur; Pollert; Porter; Pyle; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schneider; Schobinger; Schreiber-Beck; Seibel; Simons; Skroch; Steiner; Streyle; Sukut; Toman; Trottier; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Bellew

**ABSENT AND NOT VOTING:** Kading; Kasper; Owens; Schmidt

Reengrossed HB 1206 passed.

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#### **CONSIDERATION OF MESSAGE FROM THE SENATE**

**REP. WEISZ MOVED** that the House do concur in the Senate amendments to Engrossed HB 1210 as printed on HJ page 961, which motion prevailed on a voice vote.

Engrossed HB 1210, as amended, was placed on the Eleventh order of business.

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

**HB 1210:** A BILL for an Act to create and enact a new chapter to title 23 of the North Dakota Century Code, relating to a cardiac ready community grant program; and to provide a continuing appropriation.

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

**YEAS:** Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker, Rich S.; Becker, Rick C.; Blum; Boe; Boehning; Bosch; Boschee; Brabandt; Brandenburg; Carlson; Damschen; Delmore; Delzer; Devlin; Dobervich; Dockter; Ertelt; Grueneich;

Guggisberg; Hanson; Hatlestad; Headland; Heinert; Hogan; Holman; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Johnston; Jones; Karls; Keiser; Kempenich; Kiefert; Klemin; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Magrum; Maragos; Marschall; Martinson; McWilliams; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; O'Brien; Oliver; Olson; Paur; Pollert; Porter; Pyle; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schneider; Schobinger; Schreiber-Beck; Seibel; Simons; Skroch; Steiner; Streyle; Sukut; Toman; Trottier; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Bellew

**ABSENT AND NOT VOTING:** Kading; Kasper; Owens; Schmidt

Reengrossed HB 1210 passed.

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#### **CONSIDERATION OF MESSAGE FROM THE SENATE**

**REP. D. RUBY MOVED** that the House do concur in the Senate amendments to HB 1288 as printed on HJ page 1086, which motion prevailed on a voice vote.

HB 1288, as amended, was placed on the Eleventh order of business.

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

**HB 1288:** A BILL for an Act to amend and reenact section 39-12-02 of the North Dakota Century Code, relating to an annual permit for oversized vehicles.

#### **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 89 YEAS, 0 NAYS, 0 EXCUSED, 5 ABSENT AND NOT VOTING.

**YEAS:** Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker, Rich S.; Becker, Rick C.; Blum; Boe; Boehning; Bosch; Boschee; Brabandt; Brandenburg; Carlson; Damschen; Delmore; Delzer; Dobervich; Dockter; Ertelt; Grueneich; Guggisberg; Hanson; Hatlestad; Headland; Heinert; Hogan; Holman; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Johnston; Jones; Karls; Keiser; Kempenich; Kiefert; Klemin; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Magrum; Maragos; Marschall; Martinson; McWilliams; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; O'Brien; Oliver; Olson; Paur; Pollert; Porter; Pyle; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schneider; Schobinger; Schreiber-Beck; Seibel; Simons; Skroch; Steiner; Streyle; Sukut; Toman; Trottier; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Bellew

**ABSENT AND NOT VOTING:** Devlin; Kading; Kasper; Owens; Schmidt

Engrossed HB 1288 passed.

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#### **CONSIDERATION OF MESSAGE FROM THE SENATE**

**REP. D. JOHNSON MOVED** that the House do concur in the Senate amendments to Engrossed HB 1291 as printed on HJ page 902, which motion prevailed on a voice vote.

Engrossed HB 1291, as amended, was placed on the Eleventh order of business.

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

**HB 1291:** A BILL for an Act to create and enact a new section to chapter 4.1-72 of the North Dakota Century Code, relating to authority to use a uniform summons and complaint by brand inspectors who are licensed peace officers; to amend and reenact section 4.1-72-04 of the North Dakota Century Code, relating to brand inspectors as licensed peace officers; to provide a penalty; and to declare an emergency.

#### **ROLL CALL**

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 86 YEAS, 3 NAYS, 0 EXCUSED, 5 ABSENT AND NOT VOTING.

**YEAS:** Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker, Rich S.; Becker, Rick C.; Blum; Boe; Boehning; Bosch; Boschee; Brabandt; Brandenburg; Carlson; Damschen; Delmore; Dobervich; Dockter; Ertelt; Grueneich; Guggisberg; Hanson; Hatlestad; Headland; Heinert; Hogan; Holman; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Johnston; Jones; Karls; Keiser; Kempenich; Kiefert; Klemin; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Magrum; Maragos; Marschall; Martinson; McWilliams; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; O'Brien; Oliver; Paur; Pollert; Porter; Pyle; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schneider; Schobinger; Schreiber-Beck; Seibel; Skroch; Steiner; Streyle; Sukut; Toman; Trottier; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Bellew

**NAYS:** Delzer; Olson; Simons

**ABSENT AND NOT VOTING:** Devlin; Kading; Kasper; Owens; Schmidt

Reengrossed HB 1291 passed and the emergency clause was declared carried.

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#### **CONSIDERATION OF MESSAGE FROM THE SENATE**

**REP. D. RUBY MOVED** that the House do concur in the Senate amendments to Engrossed HB 1323 as printed on HJ page 1009, which motion prevailed on a voice vote.

Engrossed HB 1323, as amended, was placed on the Eleventh order of business.

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

**HB 1323:** A BILL for an Act to amend and reenact section 39-21-41.2 and 39-21-41.4 of the North Dakota Century Code, relating to child restraint devices and use of safety belts for children.

#### **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 64 YEAS, 25 NAYS, 0 EXCUSED, 5 ABSENT AND NOT VOTING.

**YEAS:** Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker, Rich S.; Becker, Rick C.; Blum; Boe; Boehning; Bosch; Boschee; Carlson; Damschen; Delmore; Dobervich; Dockter; Grueneich; Guggisberg; Hanson; Hatlestad; Heinert; Hogan; Holman; Howe; Johnson, D.; Johnson, M.; Jones; Karls; Keiser; Kempenich; Kiefert; Klemin; Kreidt; Lefor; Longmuir; Maragos; Martinson; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; O'Brien; Oliver; Paur; Porter; Pyle; Roers Jones; Ruby, D.; Sanford; Satrom; Schneider; Schobinger; Schreiber-Beck; Seibel; Steiner; Sukut; Trottier; Vetter; Vigesaa; Westlind; Zubke

**NAYS:** Brabandt; Brandenburg; Delzer; Ertelt; Headland; Johnson, C.; Johnston; Koppelman, B.; Koppelman, K.; Laning; Louser; Magrum; Marschall; McWilliams; Olson; Pollert; Rohr; Ruby, M.; Schatz; Simons; Skroch; Streyle; Toman; Weisz; Speaker Bellew

**ABSENT AND NOT VOTING:** Devlin; Kading; Kasper; Owens; Schmidt

Reengrossed HB 1323 passed.

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#### **CONSIDERATION OF MESSAGE FROM THE SENATE**

**REP. WEISZ MOVED** that the House do concur in the Senate amendments to Engrossed HB 1338 as printed on HJ page 1031, which motion prevailed on a voice vote.

Engrossed HB 1338, as amended, was placed on the Eleventh order of business.

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

**HB 1338:** A BILL for an Act to amend and reenact section 23-06-03 of the North Dakota Century Code, relating to indigent burial.

**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 89 YEAS, 0 NAYS, 0 EXCUSED, 5 ABSENT AND NOT VOTING.

**YEAS:** Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker, Rich S.; Becker, Rick C.; Blum; Boe; Boehning; Bosch; Boschee; Brabandt; Brandenburg; Carlson; Damschen; Delmore; Delzer; Dobervich; Dockter; Ertelt; Grueneich; Guggisberg; Hanson; Hatlestad; Headland; Heinert; Hogan; Holman; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Johnston; Jones; Karls; Keiser; Kempenich; Kiefert; Klemin; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Magrum; Maragos; Marschall; Martinson; McWilliams; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; O'Brien; Oliver; Olson; Paur; Pollert; Porter; Pyle; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schneider; Schobinger; Schreiber-Beck; Seibel; Simons; Skroch; Steiner; Streyle; Sukut; Toman; Trotter; Vetter; Vigasaa; Weisz; Westlind; Zubke; Speaker Bellew

**ABSENT AND NOT VOTING:** Devlin; Kading; Kasper; Owens; Schmidt

Reengrossed HB 1338 passed.

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**CONSIDERATION OF MESSAGE FROM THE SENATE**

**REP. D. RUBY MOVED** that the House do concur in the Senate amendments to Engrossed HB 1352 as printed on HJ pages 982-983, which motion prevailed on a voice vote.

Engrossed HB 1352, as amended, was placed on the Eleventh order of business.

**SECOND READING OF HOUSE BILL**

**HB 1352:** A BILL for an Act to amend and reenact sections 24-03-23, 39-26-02, 39-26-04, 39-26-06, 39-26-07, and 39-26-08 of the North Dakota Century Code, relating to custody and disposition of abandoned motor vehicles; and to declare an emergency.

**ROLL CALL**

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 87 YEAS, 1 NAYS, 0 EXCUSED, 6 ABSENT AND NOT VOTING.

**YEAS:** Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker, Rich S.; Becker, Rick C.; Blum; Boe; Boehning; Bosch; Boschee; Brabandt; Brandenburg; Carlson; Damschen; Delmore; Delzer; Dobervich; Dockter; Ertelt; Grueneich; Guggisberg; Hanson; Hatlestad; Headland; Heinert; Hogan; Holman; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Johnston; Jones; Karls; Keiser; Kempenich; Kiefert; Klemin; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Magrum; Maragos; Marschall; Martinson; McWilliams; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; O'Brien; Oliver; Olson; Paur; Pollert; Porter; Pyle; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schneider; Schobinger; Schreiber-Beck; Seibel; Simons; Skroch; Steiner; Streyle; Sukut; Toman; Trotter; Vetter; Vigasaa; Weisz; Westlind; Speaker Bellew

**NAYS:** Zubke

**ABSENT AND NOT VOTING:** Devlin; Kading; Kasper; Owens; Roers Jones; Schmidt

Reengrossed HB 1352 passed and the emergency clause was declared carried.

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

**MR. PRESIDENT:** The House has passed, the emergency clause carried, unchanged: SB 2107.

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

**MR. PRESIDENT:** The House has amended and subsequently passed: SB 2037, SB 2038, SB 2149, SB 2243, SB 2273, SB 2329.

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

**MR. PRESIDENT:** The House has amended and subsequently passed: SB 2276.

**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 1159, HB 1206, HB 1210, HB 1288, HB 1291, HB 1323, HB 1338, and HB 1352.

**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 1037, HB 1120, HB 1204, HB 1365, HB 1389, and HCR 3019, and the Speaker has appointed as a conference committee to act with a like committee from the Senate on:

**HB 1037:** Reps. Zubke; Longmuir; Guggisberg

**HB 1120:** Reps. Seibel; Westlind; Schneider

**HB 1204:** Reps. Roers Jones; Heinert; Lefor

**HB 1365:** Reps. Rohr; Skroch; P. Anderson

**HB 1389:** Reps. Rich S. Becker; Oliver; Mock

**HCR 3019:** Reps. Porter; Seibel; Mitskog

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

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

**SB 2188:** Reps. Olson; Steiner; Karls

**SB 2200:** Reps. Steiner; Howe; Schobinger

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

**MR. PRESIDENT:** Your signature is respectfully requested on: HB 1097, HB 1110, HB 1116, HB 1134, HB 1150, HCR 3014.

**MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)**

**MR. SPEAKER:** Your signature is respectfully requested on: SB 2053, SB 2136, SB 2151, SB 2193, SB 2195, SB 2201, SB 2283, SB 2300, SB 2330.

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

**MR. PRESIDENT:** The Speaker has signed: HB 1097, HB 1110, HB 1116, HB 1134, HB 1150, HCR 3014.

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

**MR. PRESIDENT:** The Speaker has signed: HB 1249.

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

**MR. PRESIDENT:** The Speaker has signed: SB 2053, SB 2136, SB 2151, SB 2193, SB 2195, SB 2201, SB 2283, SB 2300, SB 2330.

**DELIVERY OF ENROLLED BILLS AND RESOLUTIONS**

The following bills were delivered to the Governor for approval on March 31, 2017: HB 1128, HB 1249.

**MOTION**

**REP. VIGESAA MOVED** that the absent members be excused, which motion prevailed on a voice vote.

**MOTION**

**REP. VIGESAA MOVED** that the House be on the Fourth, Fifth, Ninth, and Thirteenth orders of business and at the conclusion of those orders, the House stand adjourned until 1:00 p.m., Monday, April 3, 2017, which motion prevailed on a voice vote.

**REPORT OF STANDING COMMITTEE**

**SB 2029, as engrossed and amended: Appropriations Committee (Rep. Delzer, Chairman)** recommends **DO PASS** (19 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). Engrossed SB 2029, as amended, was placed on the Fourteenth order on the calendar.

**REPORT OF STANDING COMMITTEE**

**SB 2045: Appropriations Committee (Rep. Delzer, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (14 YEAS, 5 NAYS, 2 ABSENT AND NOT VOTING). SB 2045 was placed on the Sixth order on the calendar.

Page 1, line 3, after "date" insert "; to provide an expiration date"

Page 1, line 8, remove the overstrike over "~~(Effective through June 30,~~"

Page 1, line 8, after "~~2017~~" insert "2019"

Page 1, line 8, remove the overstrike over the closing boldfaced parenthesis

Page 1, line 22, remove the overstrike over "~~(Effective after June 30,~~"

Page 1, line 22, after "~~2017~~" insert "2019"

Page 1, line 22, remove the overstrike over ") ~~Voluntary settlement of extraordinary road use fee~~"

Page 1, remove the overstrike over lines 23 and 24

Page 2, remove the overstrike over lines 1 through 6

Page 2, line 9, remove the overstrike over "~~(Effective through June 30,~~"

Page 2, line 9, after "~~2017~~" insert "2019"

Page 2, line 9, remove the overstrike over the closing boldfaced parenthesis

Page 2, line 24, remove the overstrike over "~~(Effective after June 30,~~"

Page 2, line 24, after "~~2017~~" insert "2019"

Page 2, line 24, remove the overstrike over ") ~~Proceeds of sale -- Continuing appropriation. The~~"

Page 2, remove the overstrike over lines 25 through 31

Page 3, remove the overstrike over lines 1 and 2

Renumber accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:**

This amendment continues the provision until June 30, 2019, that extraordinary road use fees for overweight vehicle violations be deposited in the general fund of the jurisdiction having authority over a road where the violation occurred.

**REPORT OF STANDING COMMITTEE**

**SB 2054, as engrossed: Appropriations Committee (Rep. Delzer, Chairman)** recommends **DO NOT PASS** (17 YEAS, 2 NAYS, 2 ABSENT AND NOT VOTING). Engrossed SB 2054 was placed on the Fourteenth order on the calendar.

**REPORT OF STANDING COMMITTEE**

**SB 2139, as engrossed: Energy and Natural Resources Committee (Rep. Porter, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (12 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING).

Engrossed SB 2139 was placed on the Sixth order on the calendar.

Page 1, line 1, after "reenact" insert "subdivision m of subsection 2 of section 62.1-02-05 and"

Page 1, line 2, after "to" insert "possession of a firearm at a public gathering and"

Page 1, after line 3, insert:

**"SECTION 1. AMENDMENT.** Subdivision m of subsection 2 of section 62.1-02-05 of the North Dakota Century Code is amended and reenacted as follows:

- m. A municipal court judge, a district court judge, a staff member of the office of attorney general, an elected official, and a retired North Dakota law enforcement officer, if the individual maintains the same level of firearms proficiency as is required by the peace officer standards and training board for law enforcement officers, and possesses a current class 2 concealed weapons permit. A local law enforcement agency shall issue a certificate of compliance under this section to an individual who is proficient."

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

**SB 2144, as amended: Appropriations Committee (Rep. Delzer, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (18 YEAS, 0 NAYS, 3 ABSENT AND NOT VOTING). SB 2144, as amended, was placed on the Sixth order on the calendar.

In lieu of the amendments adopted by the House as printed on page 1010 of the House Journal, Senate Bill No. 2144 is amended as follows:

Page 2, line 20, after "**APPROPRIATION**" insert "- **STUDENT LOAN TRUST FUND**"

Page 2, line 20, replace "general" with "student loan trust"

Page 2, line 21, replace "\$1,500,000" with "\$500,000"

Renumber accordingly

#### STATEMENT OF PURPOSE OF AMENDMENT:

This amendment reduces the appropriation for tribal college workforce grants to \$500,000 and changes the funding source of the appropriation from the general fund to the student loan trust fund.

#### REPORT OF STANDING COMMITTEE

**SB 2191: Appropriations Committee (Rep. Delzer, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (19 YEAS, 1 NAYS, 1 ABSENT AND NOT VOTING). SB 2191 was placed on the Sixth order on the calendar.

Page 1, line 5, replace "\$250,000" with "\$150,000"

Renumber accordingly

#### STATEMENT OF PURPOSE OF AMENDMENT:

This amendment reduces the appropriation for grants to community-based or hospital-based sexual assault examiner programs from \$250,000 to \$150,000.

#### REPORT OF STANDING COMMITTEE

**SB 2203, as engrossed: Appropriations Committee (Rep. Delzer, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (20 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). Engrossed SB 2203

was placed on the Sixth order on the calendar.

Page 1, line 7, replace "\$500,000" with "\$250,000"

Page 1, line 14, remove "and the"

Page 1, line 15, remove "appropriations committees of the sixty-sixth legislative assembly"

Page 1, line 17, after "interim" insert "and to the appropriations committees of the sixty-sixth legislative assembly"

Renumber accordingly

#### STATEMENT OF PURPOSE OF AMENDMENT:

This amendment reduces the appropriation for human trafficking grant funding from \$500,000 to \$250,000. The amendment also adjusts the reporting requirements to provide for recipient organizations to provide reports to the Attorney General and for the Attorney General to provide reports to the Legislative Management and the Appropriations Committees of the 66<sup>th</sup> Legislative Assembly.

#### REPORT OF STANDING COMMITTEE

**SB 2224: Appropriations Committee (Rep. Delzer, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (19 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). SB 2224 was placed on the Sixth order on the calendar.

Page 1, line 6, replace "\$500,000" with "\$300,000"

Renumber accordingly

#### STATEMENT OF PURPOSE OF AMENDMENT:

#### Senate Bill No. 2224 - Office of Management and Budget - House Action

	Base Budget	Senate Version	House Changes	House Version
Community service supervision grants		\$500,000	(\$200,000)	\$300,000
Total all funds	\$0	\$500,000	(\$200,000)	\$300,000
Less estimated income	0	0	0	0
General fund	\$0	\$500,000	(\$200,000)	\$300,000
FTE	0.00	0.00	0.00	0.00

#### Department No. 110 - Office of Management and Budget - Detail of House Changes

	Reduces Funding for Community Service Supervision Grants <sup>1</sup>	Total House Changes
Community service supervision grants	(\$200,000)	(\$200,000)
Total all funds	(\$200,000)	(\$200,000)
Less estimated income	0	0
General fund	(\$200,000)	(\$200,000)
FTE	0.00	0.00

<sup>1</sup> Funding is reduced by \$200,000 from the general fund for community service supervision grants, to provide a total of \$300,000 from the general fund.

**REPORT OF STANDING COMMITTEE**

**SB 2231, as engrossed: Human Services Committee (Rep. Weisz, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (9 YEAS, 4 NAYS, 1 ABSENT AND NOT VOTING). Engrossed SB 2231 was placed on the Sixth order on the calendar.

Page 1, line 1, replace "three" with "a new section to chapter 23-16 and four"

Page 1, line 2, after "to" insert "informed decisionmaking for choosing air ambulance service providers,"

Page 1, line 3, after "services" insert ", and air ambulance subscriptions"

Page 1, after line 7, insert:

**"SECTION 1.** A new section to chapter 23-16 of the North Dakota Century Code is created and enacted as follows:

**Air ambulances - Informed Decisions - Publication.**

1. Before a hospital refers a patient to an air ambulance service provider or initiates contact with an air ambulance service provider for air transport of the patient, the hospital shall inform the patient, or the patient's representative, of the air ambulance service provider's health insurance network status for the purpose of allowing the patient or the patient's representative to make an informed decision on choosing an air ambulance service provider or form of transportation.
2. A hospital is presumed in compliance with subsection 1 if the hospital provides the patient, or the patient's representative, the health insurance network status published by the insurance department under subsection 4.
3. A hospital is exempt from complying with this section if the hospital determines and documents that due to emergency circumstances, compliance might jeopardize the health or safety of the patient.
4. At least quarterly, the insurance department shall publish on the insurance department's website data regarding the health insurance network status of each air ambulance service provider authorized to operate in the state."

Page 4, line 30, remove "providers is two hundred percent"

Page 4, remove line 31

Page 5, remove lines 1 and 2

Page 5, line 3, replace "2." with "provider services is equal to the average of the insurer's in-network rates for air ambulance providers in the state.

2. An insurer may not use the average of an insurer's in-network rates for air ambulance providers in the state in order to decrease current or future contractual rates between an insurer and an air ambulance provider.
3. For purposes of settling a claim made by the insured for air ambulance services, a payment made by an insurer under the plan in compliance with this section is deemed to be the same as an in-network payment and is considered a full and final payment by the insured for out-of-network air ambulance services billed to the insured.
4. "

Page 8, line 14, replace "pre-empt" with "preempt"

Page 9, after line 10, insert:

**"SECTION 9.** A new section to chapter 26.1-47 of the North Dakota Century Code is created and enacted as follows:

**Air ambulance subscription agreements - Prohibition.**

An air ambulance provider, or an agent of an air ambulance provider, may not sell, solicit, or negotiate a subscription agreement or contract relating to services or the billing of services provided by an air ambulance provider. An air ambulance provider, or agent of an air ambulance provider, which violates this section is subject to a civil fine in an amount not to exceed ten thousand dollars for each violation. The fine may be collected and recovered in an action brought in the name of the state."

Page 9, line 11, remove "1, 3, 4, and"

Page 9, line 12, replace the first "5" with "2, 4, 5, and 6"

Page 9, line 12, replace the second "5" with "6"

Page 9, line 13, replace "2, 6, and 7" with "3, 7, and 8"

Page 9, line 14, replace "5" with "6"

Renumber accordingly

**REPORT OF STANDING COMMITTEE**

**SB 2244, as reengrossed: Appropriations Committee (Rep. Delzer, Chairman)** recommends **DO PASS** (16 YEAS, 4 NAYS, 1 ABSENT AND NOT VOTING). Reengrossed SB 2244 was placed on the Fourteenth order on the calendar.

**REPORT OF STANDING COMMITTEE**

**SB 2250, as engrossed: Appropriations Committee (Rep. Delzer, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (20 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). Engrossed SB 2250 was placed on the Sixth order on the calendar.

In lieu of the amendments adopted by the House as printed on pages 1024 through 1026 of the House Journal, Engrossed Senate Bill No. 2250 is amended as follows:

Page 1, line 16, overstrike "and"

Page 1, line 17, after the underscored closing parenthesis insert: "The child has reached four years of age before August first in the year of enrollment; and

(3)"

Renumber accordingly

**REPORT OF STANDING COMMITTEE**

**SB 2314, as engrossed: Energy and Natural Resources Committee (Rep. Porter, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (10 YEAS, 4 NAYS, 0 ABSENT AND NOT VOTING). Engrossed SB 2314 was placed on the Sixth order on the calendar.

Page 1, line 1, after "Act" insert "to amend and reenact subsection 7 of section 49-22-09 of the North Dakota Century Code, relating to factors to be considered in evaluating applications and designations of sites, corridors, and routes; and"

Page 1, after line 3, insert:

**"SECTION 1. AMENDMENT.** Subsection 7 of section 49-22-09 of the North Dakota Century Code is amended and reenacted as follows:

7. The direct and indirect economic ~~impacts of~~ impact and need for the proposed facility."

Page 1, line 5, replace "legislative management" with "energy development and transmission committee, in conjunction with the empower commission,"

Page 1, line 5, replace "consider studying" with "study"

Page 1, line 7, after the comma insert "natural gas, solar,"

Page 1, line 11, replace "legislative management" with "energy development and transmission committee"

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

**SB 2321, as amended: Appropriations Committee (Rep. Delzer, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (20 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). SB 2321, as amended, was placed on the Sixth order on the calendar.

In lieu of the amendments adopted by the House as printed on page 986 of the House Journal, Senate Bill No. 2321 is amended as follows:

Page 1, line 11, overstrike "Beginning" and insert immediately thereafter "Except as provided in subdivision c, beginning"

Page 1, line 15, remove the overstrike over "twenty"

Page 1, line 15, remove "two hundred"

Page 1, after line 15, insert:

"c. Beginning July 1, 2017, the superintendent of public instruction shall determine the amount of payments due to a school district and shall subtract from that the amount by which the unobligated general fund balance of the district on the preceding June thirtieth is in excess of thirty-five percent of its actual expenditures, plus one hundred thousand dollars if the school district is in a cooperative agreement with another school district to share academic resources, and the school districts are considering reorganization under chapter 15.1-12. An eligible school district may receive payments under this provision for a maximum of two years."

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

**SB 2340, as engrossed and amended: Political Subdivisions Committee (Rep. Klemin, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (11 YEAS, 2 NAYS, 2 ABSENT AND NOT VOTING). Engrossed SB 2340, as amended, was placed on the Sixth order on the calendar.

In lieu of the amendments as printed on pages 1052 and 1053 of the House Journal, Engrossed Senate Bill No. 2340 is amended as follows:

Page 1, line 8, replace "fifteen" with "twenty"

Page 1, line 9, replace "four" with "six"

Page 1, line 9, replace "sixty" with "sixty-five"

Page 1, line 10, replace "four" with "six"

Page 2, line 7, remove the overstrike over "If"

Page 2, line 7, remove "Except as provided in paragraph 5, if"

Page 2, overstrike line 8

Page 2, line 9, overstrike "instrument" and insert immediately thereafter "a space of at least three inches [7.62 centimeters] is not provided across the top of the first page"

Page 2, line 9, replace "may" with "shall"

Page 2, line 10, remove the overstrike over "must"

Page 2, line 10, remove "may"

Page 2, line 10, after "levied" insert "in accordance with the fee structure"

Page 2, line 14, replace "fifteen" with "twenty"

Page 2, line 15, replace "four" with "six"

Page 2, line 15, replace "sixty" with "sixty-five"

Page 2, line 16, replace "four" with "six"

Page 2, line 17, remove the overstrike over "and"

Page 2, line 18, remove the overstrike over "page"

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

**SB 2343, as reengrossed: Government and Veterans Affairs Committee (Rep. Kasper, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (12 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). Reengrossed SB 2343 was placed on the Sixth order on the calendar.

Page 1, line 1, replace "three" with "four"

Page 1, line 3, replace the first "section" with "sections"

Page 1, line 3, remove "subsections 6 and 7 of section"

Page 1, line 4, remove "sections"

Page 1, line 4, replace "and" with ", 16.1-08.1-03.2,"

Page 1, line 4, after the second comma insert "and 16.1-08.1-03.5,"

Page 1, line 7, remove "16.1-08.1-03.1,"

Page 1, line 9, remove "and"

Page 1, line 9, after "penalty" insert "; to provide for application; and to provide an effective date"

Page 3, line 8, remove the overstrike over "~~A loan of money from a bank or other lending institution made in the regular~~"

Page 3, remove the overstrike over line 9

Page 3, line 10, remove the overstrike over "b:"

Page 3, line 12, replace "b." with "c."

Page 3, line 15, replace "c." with "d."

Page 3, line 19, replace "d." with "e."

Page 3, line 21, replace "e." with "f."

Page 3, line 22, replace "f." with "g."

Page 3, after line 23 insert:

"h. In-kind contributions from a candidate to the candidate's campaign."

Page 4, line 17, remove "Consulting."

Page 4, line 18, remove "d."

Page 4, remove lines 19 and 20

Page 4, line 21, replace "g." with "d."

Page 4, line 22, replace "h." with "e."

Page 5, line 10, after "committee" insert "not connected to another organization and free to solicit funds from the general public"

Page 5, line 10, after the first comma insert "or"

Page 5, line 22, after the comma insert "including a caucus."

Page 6, replace lines 21 through 26 with:

**"SECTION 2. AMENDMENT.** Section 16.1-08.1-02.1 of the North Dakota Century Code is amended and reenacted as follows:

**16.1-08.1-02.1. State political party convention revenue and expense statement required.**

1. State political parties shall establish separate and segregated accounts for the management of state nominating conventions. All revenue obtained and expenditures made for the planning and running of a state convention must be accounted for in these accounts.
2. A postconvention statement must be filed with the secretary of state sixty days after the close of the state nominating convention. The reporting period for the postconvention statement begins on the first day of January of the reporting year and ends thirty days after the close of the state nominating convention.
3. A year-end statement covering the entire calendar year must be filed with the secretary of state no later than the thirty-first day of January before February first of the following year even if no convention revenue was received or expenditures made within the calendar year.
4. The statement filed according to this section must show the following:
  - a. ~~The cash-on-hand-in-balance of~~ the filer's convention accounts at the start and close of the reporting period;
  - b. The gross total of all revenue received and expenditures made of two hundred dollars, or less;
  - c. The gross total of all revenue received and expenditures made in excess of two hundred dollars;
  - d. ~~The~~For each aggregated totals of all revenue received from a single-person or entity in excess of two hundred dollars, ~~the~~;

- (1) The name of each person or entity, the;
  - (2) The mailing address of each person or entity, the;
  - (3) The date of the most recent receipt of revenue from each person or entity, and the; and
  - (4) The purpose or purposes for which the aggregated revenue total was received from each person or entity;
- e. ~~The aggregated totals of all expenditures~~For each aggregated expenditure made to a single person or entity in excess of two hundred dollars, the;
- (1) The name of each person or entity, the;
  - (2) The mailing address of each person or entity, the;
  - (3) The date of the most recent expense made to each person or entity, and the; and
  - (4) The purpose or purposes for which the aggregated expenditure total was disbursed to each person or entity; and
- f. ~~A political party shall report~~For each aggregated revenue from an individual which totals five thousand dollars or more during the reporting period, the occupation, employer, and principal place of business of each person from whom five thousand dollars or more of revenue was received in the aggregate during the reporting period the individual must be disclosed.
5. ~~For the purposes of this section, the term entity is defined as any group consisting of or representing more than one person.~~
6. If a net gain from the convention is transferred to the accounts established for the support of the nomination or election of candidates, the total transferred must be reported as a contribution in the statements required by section ~~16.1-08.1-035~~ of this Act.
- ~~7.6.~~ If a net loss from the convention is covered by a transfer from the accounts established for the support of the nomination or election of candidates, the total transferred must be reported as an expenditure in the statements required by section ~~16.1-08.1-035~~ of this Act.

**SECTION 3.** A new section to chapter 16.1-08.1 of the North Dakota Century Code is created and enacted as follows:

**State political party building fund statement required.**

A state political party or nonprofit entity affiliated with or under the control of a state political party which receives a donation for purchasing, maintaining, or renovating a building shall file a statement with the secretary of state before February first of each calendar year. Any income or financial gain generated from a building purchased, maintained, or renovated from donations must be deposited in the building fund and must be disclosed when the political party or nonprofit entity files the statement required under this section. Money in the fund may be used only by the state political party or nonprofit entity affiliated with or under the control of a state political party for purchasing, maintaining, or renovating a building including the purchase of fixtures for the building. The statement may be submitted for filing beginning on January first and must include:

1. The balance of the building fund on January first;
2. The name and mailing address of each donor;

3. The amount of each donation;
4. The date each donation was received;
5. The name and mailing address of each recipient of an expenditure;
6. The amount of each expenditure;
7. The date each expenditure was made; and
8. The balance of the fund on December thirty-first."

Page 6, remove lines 27 through 30

Page 7, remove lines 1 and 2

Page 7, line 6, replace "**political action**" with "**multicandidate**"

Page 7, line 10, remove "a political action committee."

Page 7, line 27, replace "and" with an underscored comma

Page 7, line 28, after the underscored comma insert "and a statewide multicandidate committee."

Page 7, line 31, replace "report" with "statement"

Page 8, line 8, remove "a political action committee."

Page 8, line 8, after the first "or" insert "a"

Page 8, line 13, replace "and" with an underscored comma

Page 8, line 14, after the underscored comma insert "and a statewide multicandidate committee."

Page 8, line 24, after the underscored semicolon insert "and"

Page 8, line 25, remove "The aggregate total of all expenditures from campaign funds of two hundred"

Page 8, remove lines 26 and 27

Page 8, line 28, remove "f."

Page 8, line 30, replace "report" with "statement"

Page 8, line 30, replace "subsection 1 or subsection 3" with "this section"

Page 9, line 3, after "contributions" insert "from individuals"

Page 9, line 3, replace "report" with "statement"

Page 9, line 3, remove the underscored colon

Page 9, line 4, replace "a. The" with "the"

Page 9, line 5, remove "or"

Page 9, remove line 6

Page 9, line 7, remove "address of the contributor"

Page 9, after line 17, insert:

- "8. To ensure accurate reporting and avoid commingling of campaign and personal funds, candidates shall use dedicated campaign accounts that are separate from any personal accounts."

Page 9, line 21, remove "certain"

Page 9, line 21, after "and" insert "certain"

Page 10, line 13, replace "received by" with "made to"

Page 11, line 15, replace "received by" with "made to"

Page 11, line 22, replace the first "report" with "statement"

Page 11, line 22, replace "subsection 1 or subsection 3" with "this section"

Page 11, line 22, replace the second "report" with "disclose"

Page 11, line 24, after "contributions" insert "from individuals"

Page 11, line 24, replace "report" with "statement"

Page 11, line 24, remove the underscored colon

Page 11, line 25, replace "a. The" with "the"

Page 11, line 26, remove "; or"

Page 11, remove line 27

Page 11, line 28, remove "address of the contributor"

Page 13, line 19, after "contribution" insert "and expenditure"

Page 13, line 19, replace "4" with "5"

Page 14, after line 10, insert:

**"SECTION 7. AMENDMENT.** Section 16.1-08.1-03.2 of the North Dakota Century Code is amended and reenacted as follows:

**16.1-08.1-03.2. Political committee and candidate registration.**

1. A political committee as defined in section 16.1-08.1-01 shall register its name and contact information, its agent's name and contact information, and a designation as to whether the committee is incorporated solely for the purpose of liability protection, with the secretary of state. A candidate who does not have a candidate committee shall register the candidate's name and contact information and, if the candidate has an agent, the agent's name and contact information with the secretary of state. The registration required under this section for a candidate or political committee that has not previously registered with the secretary of state must be submitted within fifteen business days of the receipt of any contribution or expenditure made.
2. A candidate or political committee required to be registered under this section must register with the secretary of state each year during which the candidate holds public office or during which the political committee receives contributions or makes expenditures for political purposes, or has a balance in the campaign account. An individual who no longer holds public office or an individual who no longer seeks public office must register with the secretary of state each year in which contributions are received or expenditures are made for political purposes, or has a balance in the campaign account.

3. A political committee that organizes and registers according to federal law and makes an independent expenditure or makes a disbursement in excess of two hundred dollars to a nonfederal candidate seeking public office, a political party, or political committee in this state is not required to register as a political committee according to this section if the political committee reports according to section 16.1-08.1-03.7.
4. ~~An incidental political committee is required to register under this section only as a result of making a reportable expenditure or contribution in the aggregate during any reporting period, but the registration under this section does not change the nature of business for the organization.~~
5. Registration by a political committee under this section does not reserve the name for exclusive use nor does it constitute registration of a trade name under chapter 47-25."

Page 14, line 14, after "**companies**" insert ", affiliates, subsidiaries"

Page 14, line 16, after the third comma insert "affiliate, subsidiary."

Page 14, line 19, after the comma insert "affiliate, subsidiary."

Page 15, line 9, after the second comma, insert "affiliate, subsidiary."

Page 16, line 20, after the second comma insert "affiliate, subsidiary."

Page 16, line 22, after the first comma insert "affiliate, subsidiary."

Page 16, line 24, after the comma insert "affiliate, subsidiary."

Page 16, line 29, after the second comma insert "affiliate, subsidiary."

Page 17, line 3, after the third comma insert "affiliate, subsidiary."

Page 17, after line 4, insert:

**"SECTION 9. AMENDMENT.** Section 16.1-08.1-03.5 of the North Dakota Century Code is amended and reenacted as follows:

**16.1-08.1-03.5. Corporate contributions and expenditures - ReportStatement required.**

1. Corporations, cooperative corporations, limited liability companies, affiliates, subsidiaries, and associations may make expenditures and contributions for promoting any general political philosophy or belief deemed in the best interest of the employees, stockholders, patrons, or members of the corporation, cooperative corporation, limited liability company, affiliate, subsidiary, or association other than a "political purpose" as defined by this chapter. A corporation, cooperative corporation, limited liability company, affiliate, subsidiary, or association may not make a contribution for a political purpose.
2. A corporation, cooperative corporation, limited liability company, affiliate, subsidiary, or association may make a donation of property or money to a state political party or nonprofit entity affiliated with or under the control of a state political party for deposit in a separate and segregated building fund. ~~Money in the fund must be used exclusively by the state political party or nonprofit entity affiliated with or under the control of a state political party for purchasing, maintaining, or renovating a building and for the purchase of fixtures for the building. A state political party or nonprofit entity affiliated with or under the control of a state political party receiving a donation under this subsection shall file a statement with the secretary of state no later than the thirty-first day of January of each calendar year. The statement must include the name and mailing address of each donor, the amount of each donation, the date each donation was~~

~~received, all expenditures made from the fund during the previous calendar year, and cash on hand in the fund at the start and close of the reporting period. Any income and financial gain generated from a building purchased, maintained, or renovated from donations authorized under this subsection and not otherwise authorized by law must be deposited in the building fund and must be reported when the political party or nonprofit entity files the statement required under this subsection.~~

3. A corporation, cooperative corporation, limited liability company, affiliate, subsidiary, or association may make an expenditure to a measure committee as described in section 16.1-08.1-01 for the purpose of promoting the passage or defeat of an initiated or referred measure or petition or make an expenditure to any other person that makes an independent expenditure. A corporation, cooperative corporation, limited liability company, affiliate, subsidiary, or association may make an independent expenditure for a political purpose, including political advertising in support of or opposition to a candidate, political committee, or a political party, or for the purpose of promoting passage or defeat of initiated or referred measures or petitions. The corporation, cooperative corporation, limited liability company, affiliate, subsidiary, or association shall file a statement disclosing any expenditure made under this subsection with the secretary of state within forty-eight hours after making the expenditure. The statement must include:
  - a. The full name of the corporation, cooperative corporation, limited liability company, affiliate, subsidiary, or association;
  - b. The complete address of the corporation, cooperative corporation, limited liability company, affiliate, subsidiary, or association;
  - c. The name of the recipient of the expenditure;
  - d. If the expenditure is related to a measure or petition, the title of the measure or petition and whether the expenditure is made in support of or opposition to the measure or petition;
  - e. If the expenditure is related to a measure, the election date on which the measure either will appear or did appear on the ballot;
  - f. The amount of the expenditure;
  - g. The cumulative total amount of expenditures since the beginning of the calendar year which are required to be reported under this subsection;
  - h. The telephone number and the printed name and signature of the individual completing the statement, attesting to the statement being true, complete, and correct; and
  - i. The date on which the statement was signed."

Page 17, line 26, remove "under section"

Page 17, line 27, overstrike "16.1-08.1-03.11"

Page 17, line 27, remove "or to statements filed"

Page 17, line 27, remove "for county office"

Page 17, line 27, remove the second "by"

Page 17, line 28, replace "office" with "or city offices"

Page 18, line 4, overstrike "When the candidate files a"

Page 18, overstrike line 5

Page 18, line 6, overstrike "section"

Page 18, line 6, remove "4 of this Act"

Page 18, line 6, overstrike "complete through the day of the filing of the"

Page 18, overstrike line 7

Page 18, line 8, remove "16.1-08.1-03.1,"

Page 18, after line 10, insert:

**"SECTION 14. EFFECTIVE DATE.** This Act becomes effective on February 1, 2018.

**SECTION 15. APPLICATION.** The provisions of this Act apply for campaign years that begin after December 31, 2017."

Renumber accordingly

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

**Buell J. Reich, Chief Clerk**