

JOURNAL OF THE HOUSE

Sixty-sixth Legislative Assembly

* * * * *

Bismarck, January 24, 2019

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

The prayer was offered by Pastor Bob Weiss, First Baptist Church, Bismarck.

The roll was called and all members were present except Representatives D. Anderson and O'Brien.

A quorum was declared by the Speaker.

MOTION

REP. LOUSER MOVED that HB 1403 be returned to the House floor from the **Agriculture Committee** for the purpose of withdrawal, which motion prevailed on a voice vote.

REQUEST

REP. DEVLIN REQUESTED the unanimous consent of the House to withdraw HB 1403. There being no objection, it was so ordered by the Speaker.

MOTION

REP. LOUSER MOVED that HB 1258, which is on the Eleventh order, be rereferred to the **Judiciary Committee**, which motion prevailed. Pursuant to Rep. Louser's motion, HB 1258 was rereferred.

MOTION

REP. POLLERT MOVED that the House reconsider its action whereby Engrossed HB 1029 passed.

REQUEST

REP. POLLERT REQUESTED that the rules be suspended and a recorded roll call vote be taken, which request was granted on a voice vote.

ROLL CALL

The question being on the motion to reconsider the action whereby Engrossed HB 1029 passed, the roll was called and there were 73 YEAS, 19 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Anderson, B.; Beadle; Becker; Bellew; Blum; Boe; Bosch; Boschee; Brandenburg; Buffalo; Delzer; Devlin; Dobervich; Dockter; Ertelt; Fegley; Fisher; Grueneich; Headland; Heinert; Hoverson; Howe; Johnson, D.; Johnson, M.; Johnston; Jones; Kading; Kasper; Keiser; Kempenich; Koppelman, B.; Kreidt; Lefor; Louser; Magrum; Marschall; McWilliams; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Owens; Paulson; Paur; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schmidt; Schreiber-Beck; Simons; Skroch; Steiner; Strinden; Toman; Trottier; Tveit; Vetter; Vigasaa; Weisz; Westlind; Zubke; Speaker Klemin

NAYS: Adams; Anderson, P.; Damschen; Eidson; Guggisberg; Hager; Hanson; Hatlestad; Holman; Johnson, C.; Karls; Kiefert; Koppelman, K.; Laning; Longmuir; Martinson; Nelson, M.; Schneider; Schobinger

ABSENT AND NOT VOTING: Anderson, D.; O'Brien

The motion prevailed on a recorded roll call vote.

MOTION

REP. LOUSER MOVED that Engrossed HB 1029, which is on the Eleventh order, be rereferred to the **Education Committee**, which motion prevailed. Pursuant to Rep. Louser's

motion, Engrossed HB 1029 was rereferred.

SIXTH ORDER OF BUSINESS

SPEAKER KLEMIN DEEMED approval of the amendments to HB 1106 and HB 1275.

HB 1106 and HB 1275, as amended, were placed on the Eleventh order of business on the calendar for the succeeding legislative day.

SECOND READING OF HOUSE BILL

HB 1208: A BILL for an Act to create and enact a new section to chapter 15.1-07 of the North Dakota Century Code, relating to the creation of a teacher reimbursement program; to provide an appropriation; and to provide for a transfer.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 20 YEAS, 72 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, P.; Beadle; Bellew; Boschee; Buffalo; Dobervich; Eidson; Guggisberg; Hager; Hanson; Holman; Kempenich; Koppelman, B.; Mitskog; Mock; Ruby, D.; Ruby, M.; Schneider; Schobinger

NAYS: Anderson, B.; Becker; Blum; Boe; Bosch; Brandenburg; Damschen; Delzer; Devlin; Dockter; Ertelt; Fegley; Fisher; Grueneich; Hatlestad; Headland; Heinert; Hoverson; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Johnston; Jones; Kading; Karls; Kasper; Keiser; Kiefert; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; McWilliams; Meier; Monson; Nathe; Nelson, J.; Nelson, M.; Owens; Paulson; Paur; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Sanford; Satrom; Schatz; Schauer; Schmidt; Schreiber-Beck; Simons; Skroch; Steiner; Strinden; Toman; Trottier; Tveit; Vetter; Vigasaa; Weisz; Westlind; Zubke; Speaker Klemin

ABSENT AND NOT VOTING: Anderson, D.; O'Brien

HB 1208 failed.

SECOND READING OF HOUSE BILL

HB 1294: A BILL for an Act to create and enact a new section to chapter 20.1-07 of the North Dakota Century Code, relating to duty to check traps and snares; and to provide a penalty.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 0 YEAS, 92 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

NAYS: Adams; Anderson, B.; Anderson, P.; Beadle; Becker; Bellew; Blum; Boe; Bosch; Boschee; Brandenburg; Buffalo; Damschen; Delzer; Devlin; Dobervich; Dockter; Eidson; Ertelt; Fegley; Fisher; Grueneich; Guggisberg; Hager; Hanson; Hatlestad; Headland; Heinert; Holman; Hoverson; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Johnston; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; McWilliams; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; Owens; Paulson; Paur; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Simons; Skroch; Steiner; Strinden; Toman; Trottier; Tveit; Vetter; Vigasaa; Weisz; Westlind; Zubke; Speaker Klemin

ABSENT AND NOT VOTING: Anderson, D.; O'Brien

HB 1294 failed.

SECOND READING OF HOUSE BILL

HB 1198: A BILL for an Act to amend and reenact section 39-10-03 of the North Dakota Century Code, relating to class A authorized emergency 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 92 YEAS, 0 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, P.; Beadle; Becker; Bellew; Blum; Boe; Bosch; Boschee; Brandenburg; Buffalo; Damschen; Delzer; Devlin; Dobervich; Dockter; Eidson; Ertelt; Fegley; Fisher; Grueneich; Guggisberg; Hager; Hanson; Hatlestad; Headland; Heinert; Holman; Hoverson; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Johnston; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; McWilliams; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; Owens; Paulson; Paur; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Simons; Skroch; Steiner; Strinden; Toman; Trottier; Tveit; Vetter; Vigasaa; Weisz; Westlind; Zubke; Speaker Klemin

ABSENT AND NOT VOTING: Anderson, D.; O'Brien

HB 1198 passed.

SECOND READING OF HOUSE BILL

HB 1327: A BILL for an Act to amend and reenact subsection 2 of section 39-06.1-06 of the North Dakota Century Code, relating to the fee for failure to stop at a stop sign; 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 56 YEAS, 36 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, P.; Beadle; Blum; Bosch; Boschee; Buffalo; Damschen; Devlin; Dobervich; Eidson; Ertelt; Fegley; Grueneich; Guggisberg; Hanson; Hatlestad; Holman; Johnson, C.; Johnson, D.; Johnson, M.; Jones; Kading; Karls; Keiser; Kiefert; Kreidt; Longmuir; Martinson; McWilliams; Mitskog; Mock; Monson; Nathe; Nelson, M.; Paulson; Paur; Pollert; Richter; Roers Jones; Ruby, D.; Sanford; Satrom; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Steiner; Strinden; Trottier; Tveit; Westlind; Zubke; Speaker Klemin

NAYS: Becker; Bellew; Boe; Brandenburg; Delzer; Dockter; Fisher; Hager; Headland; Heinert; Hoverson; Howe; Johnston; Kasper; Kempenich; Koppelman, B.; Koppelman, K.; Laning; Lefor; Louser; Magrum; Marschall; Meier; Nelson, J.; Owens; Porter; Pyle; Rohr; Ruby, M.; Schatz; Simons; Skroch; Toman; Vetter; Vigasaa; Weisz

ABSENT AND NOT VOTING: Anderson, D.; O'Brien

Engrossed HB 1327 passed.

SECOND READING OF HOUSE BILL

HB 1151: A BILL for an Act to amend and reenact subsection 2 of section 39-06.1-06 of the North Dakota Century Code, relating to the fee for failure to stop at a stop sign and failure to display lighted headlamps, taillamps, and illuminating devices; 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 NOT PASS, the roll was called and there were 9 YEAS, 83 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Anderson, P.; Boschee; Dobervich; Hanson; Mitskog; Richter; Schneider; Trottier; Tveit

NAYS: Adams; Anderson, B.; Beadle; Becker; Bellew; Blum; Boe; Bosch; Brandenburg; Buffalo; Damschen; Delzer; Devlin; Dockter; Eidson; Ertelt; Fegley; Fisher; Grueneich; Guggisberg; Hager; Hatlestad; Headland; Heinert; Holman; Hoverson; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Johnston; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; McWilliams; Meier; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; Owens; Paulson; Paur; Pollert; Porter; Pyle; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schmidt; Schobinger; Schreiber-Beck; Simons; Skroch; Steiner; Strinden; Toman; Vetter; Vigasaa; Weisz; Westlind; Zubke; Speaker Klemin

ABSENT AND NOT VOTING: Anderson, D.; O'Brien

Engrossed HB 1151 failed.

SECOND READING OF HOUSE BILL

HB 1180: A BILL for an Act to create and enact a new section to chapter 39-04 of the North Dakota Century Code, relating to exempting sports cars from the number plate display requirements.

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 67 YEAS, 25 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Anderson, B.; Beadle; Becker; Bellew; Blum; Boe; Bosch; Boschee; Brandenburg; Buffalo; Damschen; Delzer; Devlin; Dockter; Ertelt; Fisher; Grueneich; Hatlestad; Headland; Holman; Hoverson; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Johnston; Kading; Karls; Kasper; Kempenich; Kiefert; Koppelman, B.; Kreidt; Longmuir; Louser; Magrum; Marschall; Martinson; McWilliams; Meier; Monson; Nathe; Nelson, J.; Owens; Paulson; Paur; Pollert; Porter; Richter; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schmidt; Simons; Steiner; Strinden; Toman; Vetter; Vigasaa; Weisz; Westlind; Zubke; Speaker Klemin

NAYS: Adams; Anderson, P.; Dobervich; Eidson; Fegley; Guggisberg; Hager; Hanson; Heinert; Jones; Keiser; Koppelman, K.; Laning; Lefor; Mitskog; Mock; Nelson, M.; Pyle; Roers Jones; Schneider; Schobinger; Schreiber-Beck; Skroch; Trottier; Tveit

ABSENT AND NOT VOTING: Anderson, D.; O'Brien

Engrossed HB 1180 passed.

SECOND READING OF HOUSE BILL

HB 1282: A BILL for an Act to create and enact a new section to chapter 12.1-33 of the North Dakota Century Code, relating to limitations on public employer consideration of criminal background.

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 81 YEAS, 11 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, P.; Beadle; Becker; Blum; Boe; Bosch; Boschee;

Brandenburg; Buffalo; Damschen; Devlin; Dobervich; Dockter; Eidson; Fegley; Fisher; Grueneich; Guggisberg; Hager; Hanson; Hatlestad; Headland; Heinert; Holman; Hoverson; Johnson, C.; Johnson, D.; Johnson, M.; Jones; Kading; Kasper; Keiser; Kempenich; Kiefert; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Magrum; Marschall; McWilliams; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; Paulson; Paur; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Skroch; Steiner; Strinden; Toman; Trottier; Tveit; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Klemin

NAYS: Bellew; Delzer; Ertelt; Howe; Johnston; Karls; Martinson; Owens; Pollert; Schatz; Simons

ABSENT AND NOT VOTING: Anderson, D.; O'Brien

Engrossed HB 1282 passed.

SECOND READING OF HOUSE BILL

HB 1079: A BILL for an Act to amend and reenact section 54-12-08 of the North Dakota Century Code, relating to special assistant attorneys general.

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 92 YEAS, 0 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, P.; Beadle; Becker; Bellew; Blum; Boe; Bosch; Boschee; Brandenburg; Buffalo; Damschen; Delzer; Devlin; Dobervich; Dockter; Eidson; Ertelt; Fegley; Fisher; Grueneich; Guggisberg; Hager; Hanson; Hatlestad; Headland; Heinert; Holman; Hoverson; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Johnston; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; McWilliams; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; Owens; Paulson; Paur; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Simons; Skroch; Steiner; Strinden; Toman; Trottier; Tveit; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Klemin

ABSENT AND NOT VOTING: Anderson, D.; O'Brien

Engrossed HB 1079 passed.

SECOND READING OF HOUSE BILL

HB 1052: A BILL for an Act to amend and reenact section 15.1-23-01 of the North Dakota Century Code, relating to the definition of parent and supervise in home education.

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: Adams; Anderson, B.; Anderson, P.; Beadle; Becker; Bellew; Blum; Boe; Bosch; Boschee; Brandenburg; Buffalo; Damschen; Delzer; Devlin; Dobervich; Dockter; Eidson; Ertelt; Fegley; Fisher; Grueneich; Guggisberg; Hager; Hanson; Hatlestad; Headland; Heinert; Holman; Hoverson; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Johnston; Jones; Kading; Karls; Kasper; Keiser; Kiefert; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Magrum; Martinson; McWilliams; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; Owens; Paulson; Paur; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Simons; Skroch; Steiner; Strinden; Toman; Trottier;

Tveit; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Klemin

ABSENT AND NOT VOTING: Anderson, D.; Kempenich; Marschall; O'Brien

HB 1052 passed.

SECOND READING OF HOUSE BILL

HB 1228: A BILL for an Act to create and enact a new section to chapter 15.1-09 of the North Dakota Century Code, relating to local control of education.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 38 YEAS, 54 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Becker; Bellew; Brandenburg; Damschen; Devlin; Ertelt; Fisher; Hoverson; Johnston; Kading; Kasper; Kempenich; Kiefert; Koppelman, B.; Kreidt; Laning; Louser; Magrum; Marschall; McWilliams; Meier; Paulson; Paur; Pollert; Rohr; Ruby, D.; Ruby, M.; Schatz; Schmidt; Schobinger; Simons; Skroch; Toman; Trottier; Tveit; Vetter; Vigesaa; Weisz

NAYS: Adams; Anderson, B.; Anderson, P.; Beadle; Blum; Boe; Bosch; Boschee; Buffalo; Delzer; Dobervich; Dockter; Eidson; Fegley; Grueneich; Guggisberg; Hager; Hanson; Hatlestad; Headland; Heinert; Holman; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Jones; Karls; Keiser; Koppelman, K.; Lefor; Longmuir; Martinson; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; Owens; Porter; Pyle; Richter; Roers Jones; Sanford; Satrom; Schauer; Schneider; Schreiber-Beck; Steiner; Strinden; Westlind; Zubke; Speaker Klemin

ABSENT AND NOT VOTING: Anderson, D.; O'Brien

HB 1228 failed.

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

MR. PRESIDENT: The House has passed, and your favorable consideration is requested on: HB 1144, HB 1154, HB 1179, HB 1181, HB 1204, HB 1250, HB 1265, HB 1281.

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

MR. SPEAKER: The Senate has passed, and your favorable consideration is requested on: SB 2041, SB 2138, SB 2164, SB 2189, SB 2230, SB 2283, SCR 4004.

MOTION

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

MOTION

REP. LOUSER 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 12:30 p.m., Friday, January 25, 2019, which motion prevailed on a voice vote.

REPORT OF STANDING COMMITTEE

HB 1053: Finance and Taxation Committee (Rep. Headland, Chairman) recommends **DO PASS** and **BE REREFERRED** to the Appropriations Committee (8 YEAS, 5 NAYS, 1 ABSENT AND NOT VOTING). HB 1053 was rereferred to the Appropriations Committee.

REPORT OF STANDING COMMITTEE

HB 1061: Finance and Taxation Committee (Rep. Headland, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO NOT PASS** (11 YEAS, 3 NAYS, 0 ABSENT AND NOT VOTING). HB 1061 was placed on the Sixth order on the calendar.

Page 1, line 2, remove "and"

Page 1, line 3, remove "retirement benefits"

Page 1, line 10, remove ", or retirement benefits related to"

Page 1, line 11, remove "services performed."

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1092: Education Committee (Rep. Owens, Chairman) recommends **DO PASS** (13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1092 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1107: Human Services Committee (Rep. Weisz, Chairman) recommends **DO PASS** (11 YEAS, 0 NAYS, 3 ABSENT AND NOT VOTING). HB 1107 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1153: Finance and Taxation Committee (Rep. Headland, Chairman) recommends **DO NOT PASS** (12 YEAS, 1 NAYS, 1 ABSENT AND NOT VOTING). HB 1153 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1182: Finance and Taxation Committee (Rep. Headland, Chairman) recommends **DO NOT PASS** (10 YEAS, 3 NAYS, 1 ABSENT AND NOT VOTING). HB 1182 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1213: Finance and Taxation Committee (Rep. Headland, Chairman) recommends **DO NOT PASS** (12 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING). HB 1213 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1221: Finance and Taxation Committee (Rep. Headland, Chairman) recommends **DO NOT PASS** (11 YEAS, 2 NAYS, 1 ABSENT AND NOT VOTING). HB 1221 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1233: Finance and Taxation Committee (Rep. Headland, Chairman) recommends **DO NOT PASS** (11 YEAS, 3 NAYS, 0 ABSENT AND NOT VOTING). HB 1233 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1258: Judiciary Committee (Rep. K. Koppelman, Chairman) recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1258 was rereferred to the **Appropriations Committee**.

REPORT OF STANDING COMMITTEE

HB 1261: Finance and Taxation Committee (Rep. Headland, Chairman) recommends **DO NOT PASS** (13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1261 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1276: Finance and Taxation Committee (Rep. Headland, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1276 was placed on the Sixth order on the calendar.

Page 1, line 1, remove "create and enact a new section to chapter 57-38 and a new subdivision to"

Page 1, line 2, replace "subsection 7 of section 57-38-30.3" with "amend and reenact subdivision q of subsection 2 of section 57-38-30.3"

Page 1, line 3, replace "credit" with "deduction"

Page 1, replace lines 5 through 20 with:

"SECTION 1. AMENDMENT. Subdivision q of subsection 2 of section 57-38-30.3 of the North Dakota Century Code is amended and reenacted as follows:

- q. ~~Reduced by an amount equal to the exemption available for a qualifying child under section 152 of the Internal Revenue Code [26 U.S.C. 152], as amended, four thousand one hundred fifty dollars for taxable year 2018,~~ for each birth resulting in stillbirth, as defined in section 23-02.1-01, for which a fetal death certificate has been filed under section 23-02.1-20. For taxable years beginning after December 31, 2018, the deduction amount must be adjusted annually on January first of each year by the cost of living adjustment. For purposes of this subdivision, the "cost of living adjustment" means the percentage increase in the consumer price index for all urban consumers in the midwest region as determined by the United States department of labor, bureau of labor statistics, for the most recent year ending December thirty-first. The exemption may only be claimed in the taxable year in which the stillbirth occurred."

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1292: Finance and Taxation Committee (Rep. Headland, Chairman) recommends **DO PASS** (8 YEAS, 5 NAYS, 1 ABSENT AND NOT VOTING). HB 1292 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1296: Judiciary Committee (Rep. K. Koppelman, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO NOT PASS** (10 YEAS, 3 NAYS, 1 ABSENT AND NOT VOTING). HB 1296 was placed on the Sixth order on the calendar.

Page 1, line 14, after "while" insert "willfully"

Page 1, line 15, after the underscored semicolon insert "or"

Page 1, line 16, after "driver" insert "willfully"

Page 1, line 18, remove ";or"

Page 1, remove lines 19 and 20

Page 1, line 21, remove "to an individual under the age of twelve or to a peace officer"

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1318: Human Services Committee (Rep. Weisz, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (11 YEAS, 0 NAYS, 3 ABSENT AND NOT VOTING). HB 1318 was placed on the Sixth order on the calendar.

Page 2, line 14, remove "reasonable and necessary"

Page 2, line 16, overstrike ", plus"

Page 2, overstrike line 17

Page 2, line 18, overstrike "for funeral expenses"

Page 3, line 12, overstrike "as"

Page 3, line 13, remove "reasonable and necessary"

Page 3, line 29, overstrike "section"

Page 3, line 30, after "~~dollars~~" insert "chapter"

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1336: Human Services Committee (Rep. Weisz, Chairman) recommends **DO PASS** (8 YEAS, 3 NAYS, 3 ABSENT AND NOT VOTING). HB 1336 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1346: Education Committee (Rep. Owens, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (12 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). HB 1346 was placed on the Sixth order on the calendar.

Page 2, line 23, remove the overstrike over "4."

Page 3, line 6, after the overstruck period insert "establish the length of a period, day, and week in accordance with the requirements of section 15.1-06-04. If a public school or school district is closed or provides less than a full day of instruction, the public school or school district shall reschedule those hours to ensure students receive at least the minimum number of instructional hours required by subdivision a of subsection 1 of section 15.1-06-04."

Page 3, line 7, after the overstruck period insert "2."

Page 3, line 7, remove the overstrike over "~~Any public school or school district for which the rescheduling of classes would create~~"

Page 3, remove the overstrike over lines 8 and 9

Page 3, line 14, remove "establish the length of a period, day, and week in accordance with the"

Page 3, remove lines 15 through 17

Page 3, line 18 remove "instructional hours required by subdivision a of subsection 1 of section 15.1-06-04"

Page 3, line 18, overstrike the period

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1386: Finance and Taxation Committee (Rep. Headland, Chairman) recommends **DO NOT PASS** (11 YEAS, 2 NAYS, 1 ABSENT AND NOT VOTING). HB 1386 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1390: Finance and Taxation Committee (Rep. Headland, Chairman) recommends **DO NOT PASS** (9 YEAS, 4 NAYS, 1 ABSENT AND NOT VOTING). HB 1390 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1416: Education Committee (Rep. Owens, Chairman) recommends **DO NOT PASS** (12 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). HB 1416 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1445: Agriculture Committee (Rep. D. Johnson, Chairman) recommends **DO NOT PASS** (13 YEAS, 1 NAYS, 0 ABSENT AND NOT VOTING). HB 1445 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1450: Finance and Taxation Committee (Rep. Headland, Chairman) recommends **DO NOT PASS** (11 YEAS, 2 NAYS, 1 ABSENT AND NOT VOTING). HB 1450 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1458: Finance and Taxation Committee (Rep. Headland, Chairman) recommends **DO NOT PASS** (12 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING). HB 1458 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1464: Education Committee (Rep. Owens, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (7 YEAS, 5 NAYS, 2 ABSENT AND NOT VOTING). HB 1464 was placed on the Sixth order on the calendar.

Page 1, line 1, replace "require" with "provide"

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

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1501: Education Committee (Rep. Owens, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1501 was placed on the Sixth order on the calendar.

Page 1, line 2, after "board" insert "; to amend and reenact section 54-10-15 of the North Dakota Century Code, relating to audits and suspension of school board members; and to declare an emergency"

Page 1, after line 9, insert:

"SECTION 2. AMENDMENT. Section 54-10-15 of the North Dakota Century Code is amended and reenacted as follows:

54-10-15. Audits of political subdivisions by order of governor or the legislative audit and fiscal review committee, upon petition, or upon request of the state court administrator.

1. The state auditor, by duly appointed deputy auditors or other authorized agents, shall audit or review the books, records, and financial accounts of any political subdivision when ordered by the governor or the legislative audit and fiscal review committee, requested by the governing board, or upon petition of at least thirty-five percent of the qualified electors of any political subdivision enumerated in section 54-10-14 voting for the office of governor at the preceding general election or, in the case of school districts, upon petition of at least thirty-five percent of the qualified electors voting at the preceding school board election, or upon the request of the state court administrator with respect to clerk of district court services provided by a county in accordance with chapter 27-05.2. Fees for the audits must be paid in accordance with the provisions of section 54-10-14.
2. If an audit is ordered due to financial irregularities or allegations of embezzlement, the governor may suspend an elected or appointed official from the official's duties if the governor determines suspension is in the best interest of the state pending the results of the audit. If the governor suspends an elected or appointed official, the governor

immediately shall provide notice to the political subdivision or board with which the suspended official serves. Within five days of receiving notice, the political subdivision or board shall appoint an individual to replace the suspended official to serve during the pendency of the audit. The governor shall consult with the superintendent of public instruction in determining whether suspension of a member of a school board is in the best interest of the state.

SECTION 3. EMERGENCY. This Act is declared to be an emergency measure."

Renumber accordingly

FIRST READING OF HOUSE CONCURRENT RESOLUTIONS

Reps. Vigesaa, Bellew, Devlin, D. Johnson, Keiser, Monson and Sens. Holmberg, Klein, Wardner introduced:

HCR 3032: A concurrent resolution urging North Dakota to continue strengthening the sister-state ties between North Dakota and the people of the Republic of China (Taiwan); supporting the signing of a Bilateral Trade Agreement between the United States and Taiwan; and reaffirming support for increasing Taiwan's international profile.

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

Rep. Devlin introduced:

HCR 3033: A concurrent resolution requiring a flag display in Memorial Hall to include the flag of the United States of America in honor of veterans and members of the armed forces.

Was read the first time and referred to the **Government and Veterans Affairs Committee**.

Rep. Steiner introduced:

HCR 3034: A concurrent resolution to amend and reenact section 9 of article III and section 16 of article IV of the Constitution of North Dakota, relating to voting on constitutional amendments at general elections.

Was read the first time and referred to the **Government and Veterans Affairs Committee**.

Reps. Richter, Headland, Keiser, Klemin introduced:

HCR 3035: A concurrent resolution congratulating Cara Mund for being crowned Miss America 2018.

Was read the first time and referred to the **Government and Veterans Affairs Committee**.

Rep. M. Nelson introduced:

HCR 3036: A concurrent resolution requesting the Legislative Management to consider studying whether gaps in or inconsistencies between current practices and best practices for acute and chronic pain management exist for injured workers.

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

Reps. Damschen, Monson, Owens, Vigesaa and Sens. Clemens, Erbele, Rust introduced:

HCR 3037: A concurrent resolution clarifying the 1975 ratification by the 44th Legislative Assembly of the proposed 1972 Equal Rights Amendment to the Constitution of the United States was valid only through March 22, 1979.

Was read the first time and referred to the **Government and Veterans Affairs Committee**.

Reps. Hoverson, Bellew, Jones, B. Koppelman, Magrum, Monson, Paulson, M. Ruby, Schauer and Sen. O. Larsen introduced:

HCR 3038: A concurrent resolution urging North Dakota courts to refrain from referencing the United States Supreme Court decision in *Roe v. Wade*, 410 U.S. 113 (1973), or its holding in any decision or order.

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

Rep. Hoverson introduced:

HCR 3039: A concurrent resolution to prohibit the unconstitutional use of property taxes to fund North Dakota's legal obligations.

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

Reps. Ertelt, McWilliams, Meier, Owens, Paulson and Sens. Kannianen, Wanzek introduced:

HCR 3040: A concurrent resolution urging the Congress of the United States to audit the Federal Reserve.

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

Reps. Buffalo, P. Anderson, Dobervich, Hager, Hanson, Holman, M. Nelson and Sens. Dotzenrod, Kannianen, Oban, Schaible introduced:

HCR 3041: A concurrent resolution urging Congress to pass Savanna's Act.

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

Reps. Beadle, Blum, Mock, O'Brien, Owens, Sanford and Sens. Bakke, Holmberg, Kreun, Meyer introduced:

HCR 3042: A concurrent resolution thanking the Engelstad family for their generosity on behalf of all North Dakotans.

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

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

Buell J. Reich, Chief Clerk