

JOURNAL OF THE HOUSE

Sixty-sixth Legislative Assembly

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Bismarck, January 28, 2019

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

The prayer was offered by Pastor Russ Whitaker, Evangelical Free Church, Wilton.

The roll was called and all members were present except Representatives D. Anderson, Dobervich, Kading, Marschall, and Owens.

A quorum was declared by the Speaker.

CORRECTION AND REVISION OF THE JOURNAL

MR. SPEAKER: Your **Committee on Correction and Revision of the Journal (Rep. Vigesaa, Chairman)** has carefully examined the Journal of the Fourteenth and Fifteenth Days and recommends that it be corrected as follows and when so corrected, recommends that it be approved:

Page 367, line 29, replace "Headland" with "Hatilestad"

Page 382, line 4, replace "11 YEAS, 3 NAYS" with "12 YEAS, 2 NAYS"

REP. VIGESAA MOVED that the report be adopted, which motion prevailed.

APPOINTMENT

THE SPEAKER APPOINTED members to the **House Memorial Committee**.

Rep. Rohr, Chair

Rep. Meier, Vice Chair

Rep. B. Anderson

Rep. Laning

Rep. Holman

Rep. Hager

REPORT OF PROCEDURAL COMMITTEE

MR. SPEAKER: Your procedural **Rules Committee (Rep. Pollert, Chairman)** recommends the House Rules of the Sixty-sixth Legislative Assembly, as published in the 2019 Senate and House Rules and Committees book, with the following amendments, be adopted as the permanent rules of the House for the Sixty-sixth Legislative Assembly, and the reading of the report be dispensed with:.

SECTION 1. AMENDMENT. House Rule 320 is amended as follows:

320. Roll call vote. ~~Except as required by the Constitution or these rules, a roll call vote may not be ordered unless requested by one-sixth of those members present.~~ A roll call vote must be ordered when requested by one-sixth of those members present or when otherwise required by the Constitution or these rules. When a recorded roll call vote is ~~ordered pursuant to this rule held~~, the results must be printed in the journal in their entirety.

SECTION 2. AMENDMENT. House Rule 348 is amended as follows:

348. Motion for reconsideration.

1. Any member may move for reconsideration of a question if any of the following apply:

- a. The member voted on the prevailing side of the question ("prevailing side of a question" is the side that voted "aye" on a question that passed, and "nay" on a question that failed);
 - b. The member did not vote on the question; or
 - c. The member voted on the question and the ayes and nays were not recorded.
2. A motion to reconsider must be decided by a majority vote of the members-elect, except that a motion to reconsider adoption of an amendment must be decided by a majority vote of the members present.
 3. In the case of a bill, resolution, or amendment to the Constitution, the motion to reconsider, if made after the end of the next legislative day following the action on the measure, requires a two-thirds vote of the members-elect.
 4. The vote by which any measure passed or failed to pass may not be reconsidered more than once in any legislative day. For purposes of this subsection, a clincher motion that fails is not a motion to reconsider.
 5. No motion to reconsider may be made unless the matter is in possession of the House.
 6. ~~Determination~~ Except when a roll call vote is requested under House Rule 320, ~~determination~~ of any vote required under this rule must be by a verification vote.

REP. POLLERT MOVED that the report be adopted, which motion prevailed on a voice vote.

MOTION

REP. LOUSER MOVED that Engrossed HB 1296, which is on the Eleventh order, be rereferred to the **Judiciary Committee**, which motion prevailed. Pursuant to Rep. Louser's motion, Engrossed HB 1296 was rereferred.

MOTION

REP. LOUSER MOVED that HB 1233, HB 1416, and HB 1346 be moved to the bottom of the calendar, which motion prevailed on a voice vote.

SIXTH ORDER OF BUSINESS

SPEAKER KLEMIN DEEMED approval of the amendments to HB 1219, HB 1352, and HB 1502.

HB 1219, as amended, was rereferred to the **Appropriations Committee**.

HB 1352 and HB 1502, as amended, were placed on the Eleventh order of business on the calendar for the succeeding legislative day.

SECOND READING OF HOUSE BILL

HB 1292: A BILL for an Act to amend and reenact subsection 5 of section 57-40.3-01 of the North Dakota Century Code, relating to the definition of purchase price for motor vehicle excise tax purposes.

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 79 YEAS, 10 NAYS, 0 EXCUSED, 5 ABSENT AND NOT VOTING.

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

Weisz; Westlind; Speaker Klemin

NAYS: Blum; Delzer; Grueneich; Headland; McWilliams; Richter; Simons; Skroch; Vetter; Zubke

ABSENT AND NOT VOTING: Anderson, D.; Dobervich; Kading; Marschall; Owens

HB 1292 passed.

SECOND READING OF HOUSE BILL

HB 1261: A BILL for an Act to amend and reenact section 57-28-20 of the North Dakota Century Code, relating to the disposition of proceeds from tax lien foreclosures.

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 27 YEAS, 62 NAYS, 0 EXCUSED, 5 ABSENT AND NOT VOTING.

YEAS: Becker; Bellew; Delzer; Hoverson; Johnson, C.; Johnson, M.; Jones; Kasper; Keiser; Kempenich; Koppelman, K.; McWilliams; Meier; Mock; Monson; Nelson, M.; Paulson; Paur; Ruby, D.; Satrom; Schatz; Schauer; Simons; Skroch; Toman; Vetter; Weisz

NAYS: Adams; Anderson, B.; Anderson, P.; Beadle; Blum; Boe; Bosch; Boschee; Brandenburg; Buffalo; Damschen; Devlin; Dockter; Eidson; Ertelt; Fegley; Fisher; Grueneich; Guggisberg; Hager; Hanson; Hatlestad; Headland; Heinert; Holman; Howe; Johnson, D.; Johnston; Karls; Kiefert; Koppelman, B.; Kreidt; Laning; Lefor; Longmuir; Louser; Magrum; Martinson; Mitskog; Nathe; Nelson, J.; O'Brien; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, M.; Sanford; Schmidt; Schneider; Schobinger; Schreiber-Beck; Steiner; Strinden; Trottier; Tveit; Vigasaa; Westlind; Zubke; Speaker Klemin

ABSENT AND NOT VOTING: Anderson, D.; Dobervich; Kading; Marschall; Owens

HB 1261 failed.

SECOND READING OF HOUSE BILL

HB 1221: A BILL for an Act to amend and reenact sections 15-08-19, 57-20-26, and 57-28-01 of the North Dakota Century Code, relating to the period of property tax delinquency before foreclosure of a tax lien; to provide for application; and to provide an effective date.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 19 YEAS, 70 NAYS, 0 EXCUSED, 5 ABSENT AND NOT VOTING.

YEAS: Becker; Damschen; Ertelt; Hoverson; Johnson, C.; Johnston; Kasper; Koppelman, B.; Koppelman, K.; Magrum; McWilliams; Paulson; Ruby, M.; Satrom; Schauer; Schreiber-Beck; Simons; Skroch; Vetter

NAYS: Adams; Anderson, B.; Anderson, P.; Beadle; Bellew; Blum; Boe; Bosch; Boschee; Brandenburg; Buffalo; Delzer; Devlin; Dockter; Eidson; Fegley; Fisher; Grueneich; Guggisberg; Hager; Hanson; Hatlestad; Headland; Heinert; Holman; Howe; Johnson, D.; Johnson, M.; Jones; Karls; Keiser; Kempenich; Kiefert; Kreidt; Laning; Lefor; Longmuir; Louser; Martinson; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; O'Brien; Paur; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Sanford; Schatz; Schmidt; Schneider; Schobinger; Steiner; Strinden; Toman; Trottier; Tveit; Vigasaa; Weisz; Westlind; Zubke; Speaker Klemin

ABSENT AND NOT VOTING: Anderson, D.; Dobervich; Kading; Marschall; Owens

HB 1221 failed.

SECOND READING OF HOUSE BILL

HB 1182: A BILL for an Act to create and enact a new section to chapter 57-02 of the North Dakota Century Code, relating to limitations on increases in property assessments for property tax purposes; and to provide an effective date.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 28 YEAS, 61 NAYS, 0 EXCUSED, 5 ABSENT AND NOT VOTING.

YEAS: Beadle; Becker; Bellew; Brandenburg; Ertelt; Hoverson; Johnson, C.; Johnston; Kasper; Kiefert; Koppelman, K.; Kreidt; Laning; Magrum; McWilliams; Paulson; Paur; Porter; Ruby, D.; Ruby, M.; Satrom; Schatz; Schobinger; Simons; Skroch; Toman; Tveit; Vetter

NAYS: Adams; Anderson, B.; Anderson, P.; Blum; Boe; Bosch; Boschee; Buffalo; Damschen; Delzer; Devlin; Dockter; Eidson; Fegley; Fisher; Grueneich; Guggisberg; Hager; Hanson; Hatlestad; Headland; Heinert; Holman; Howe; Johnson, D.; Johnson, M.; Jones; Karls; Keiser; Kempenich; Koppelman, B.; Lefor; Longmuir; Louser; Martinson; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; O'Brien; Pollert; Pyle; Richter; Roers Jones; Rohr; Sanford; Schauer; Schmidt; Schneider; Schreiber-Beck; Steiner; Strinden; Trottier; Vigasaa; Weisz; Westlind; Zubke; Speaker Klemm

ABSENT AND NOT VOTING: Anderson, D.; Dobervich; Kading; Marschall; Owens

HB 1182 failed.

SECOND READING OF HOUSE BILL

HB 1153: A BILL for an Act to create and enact a new subsection to section 57-02-08 of the North Dakota Century Code, relating to a partial property tax exemption for grain elevator property used for personal use; and to provide an effective date.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 12 YEAS, 77 NAYS, 0 EXCUSED, 5 ABSENT AND NOT VOTING.

YEAS: Boe; Brandenburg; Holman; Hoverson; Johnson, D.; Kasper; Kempenich; Mitskog; Mock; Nelson, M.; Pyle; Richter

NAYS: Adams; Anderson, B.; Anderson, P.; Beadle; Becker; Bellew; Blum; Bosch; Boschee; Buffalo; Damschen; Delzer; Devlin; Dockter; Eidson; Ertelt; Fegley; Fisher; Grueneich; Guggisberg; Hager; Hanson; Hatlestad; Headland; Heinert; Howe; Johnson, C.; Johnson, M.; Johnston; Jones; Karls; Keiser; Kiefert; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Magrum; Martinson; McWilliams; Meier; Monson; Nathe; Nelson, J.; O'Brien; Paulson; Paur; Pollert; Porter; 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 Klemm

ABSENT AND NOT VOTING: Anderson, D.; Dobervich; Kading; Marschall; Owens

HB 1153 failed.

SECOND READING OF HOUSE BILL

HB 1458: A BILL for an Act to create and enact a new subsection to section 57-39.2-04 of the North Dakota Century Code, relating to a sales tax exemption for sales of used clothing by a thrift store of a nonprofit corporation; and to provide an effective date.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 27 YEAS, 62 NAYS, 0 EXCUSED, 5 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, P.; Beadle; Boe; Boschee; Buffalo; Damschen; Eidson; Guggisberg; Hager; Hanson; Holman; Hoverson; Karls; Kasper; Magrum; McWilliams; Mitskog; Mock; Monson; Nelson, M.; Ruby, D.; Schauer; Schneider; Schreiber-Beck; Simons; Westlind

NAYS: Anderson, B.; Becker; Bellew; Blum; Bosch; Brandenburg; Delzer; Devlin; Dockter; Ertelt; Fegley; Fisher; Grueneich; Hatlestad; Headland; Heinert; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Johnston; Jones; Keiser; Kempenich; Kiefert; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Martinson; Meier; Nathe; Nelson, J.; O'Brien; Paulson; Paur; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, M.; Sanford; Satrom; Schatz; Schmidt; Schobinger; Skroch; Steiner; Strinden; Toman; Trottier; Tveit; Vetter; Vigasaa; Weisz; Zubke; Speaker Klemin

ABSENT AND NOT VOTING: Anderson, D.; Dobervich; Kading; Marschall; Owens

HB 1458 failed.

SECOND READING OF HOUSE BILL

HB 1213: A BILL for an Act to create and enact a new subsection to section 57-39.2-04 of the North Dakota Century Code, relating to a sales tax exemption for sales by a thrift store of a nonprofit corporation; and to provide an effective date.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 35 YEAS, 54 NAYS, 0 EXCUSED, 5 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, P.; Beadle; Boe; Boschee; Buffalo; Damschen; Eidson; Guggisberg; Hager; Hanson; Holman; Hoverson; Johnston; Karls; Kasper; Kiefert; Koppelman, B.; Koppelman, K.; Magrum; McWilliams; Meier; Mitskog; Mock; Monson; Paur; Roers Jones; Ruby, D.; Sanford; Schauer; Schneider; Simons; Skroch; Vetter; Westlind

NAYS: Anderson, B.; Becker; Bellew; Blum; Bosch; Brandenburg; Delzer; Devlin; Dockter; Ertelt; Fegley; Fisher; Grueneich; Hatlestad; Headland; Heinert; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Jones; Keiser; Kempenich; Kreidt; Laning; Lefor; Longmuir; Louser; Martinson; Nathe; Nelson, J.; Nelson, M.; O'Brien; Paulson; Pollert; Porter; Pyle; Richter; Rohr; Ruby, M.; Satrom; Schatz; Schmidt; Schobinger; Schreiber-Beck; Steiner; Strinden; Toman; Trottier; Tveit; Vigasaa; Weisz; Zubke; Speaker Klemin

ABSENT AND NOT VOTING: Anderson, D.; Dobervich; Kading; Marschall; Owens

HB 1213 failed.

SECOND READING OF HOUSE BILL

HB 1092: A BILL for an Act to amend and reenact section 6-09-38, subsection 2 of section 6-09-48, subsection 1 of section 15-62.1-02, and section 15-62.1-04 of the North

Dakota Century Code, relating to the North Dakota higher education savings plan, the federal student loan program, and the state guarantee loan program; to repeal section 15-62.1-10 of the North Dakota Century Code, relating to eligibility for participation in the federal student loan program; 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 89 YEAS, 0 NAYS, 0 EXCUSED, 5 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, P.; Beadle; Becker; Bellew; Blum; Boe; Bosch; Boschee; Brandenburg; Buffalo; Damschen; Delzer; Devlin; Dockter; Eidson; Ertelt; Fegley; Fisher; Grueneich; Guggisberg; Hager; Hanson; Hatlestad; Headland; Heinert; Holman; Hoverson; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Johnston; Jones; Karls; Kasper; Keiser; Kempenich; Kiefert; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Magrum; Martinson; McWilliams; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; O'Brien; 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.; Dobervich; Kading; Marschall; Owens

HB 1092 passed and the emergency clause was declared carried.

SECOND READING OF HOUSE BILL

HB 1445: A BILL for an Act to create and enact a new section to chapter 36-21.2 of the North Dakota Century Code, relating to prohibiting an individual convicted of animal cruelty from purchasing or adopting animals; 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 9 YEAS, 80 NAYS, 0 EXCUSED, 5 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, P.; Buffalo; Eidson; Guggisberg; Hatlestad; Kiefert; Mitskog; Schneider

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

ABSENT AND NOT VOTING: Anderson, D.; Dobervich; Kading; Marschall; Owens

HB 1445 failed.

SECOND READING OF HOUSE BILL

HB 1107: A BILL for an Act to amend and reenact subsection 1 of section 50-10.1-03, section 50-25.2-02, subsection 1 of section 50-25.2-03, section 50-25.2-04, subsection 1 of section 50-25.2-05, and sections 50-25.2-12, 50-25.2-13, and 50-25.2-14 of the North Dakota Century Code, relating to the duties of the state long-term care ombudsman and vulnerable adult protective services.

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: Adams; Anderson, B.; Anderson, P.; Beadle; Becker; Bellew; Blum; Boe; Bosch; Boschee; Brandenburg; Buffalo; Damschen; Delzer; Devlin; Dockter; Eidson; Ertelt; Fegley; Fisher; Grueneich; Guggisberg; Hager; Hanson; Hatlestad; Headland; Heinert; Holman; Hoverson; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Johnston; Jones; Karls; Kasper; Keiser; Kempenich; Kiefert; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Magrum; Martinson; McWilliams; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; O'Brien; 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.; Dobervich; Kading; Marschall; Owens

HB 1107 passed.

SECOND READING OF HOUSE BILL

HB 1336: A BILL for an Act to create and enact a new subdivision to subsection 1 of section 14-02.1-02.1 of the North Dakota Century Code, relating to printed information by state department of health; and to amend and reenact subsection 11 of section 14-02.1-02 of the North Dakota Century Code, relating to informed consent requirements before an abortion.

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 73 YEAS, 16 NAYS, 0 EXCUSED, 5 ABSENT AND NOT VOTING.

YEAS: Anderson, B.; Becker; Bellew; 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; Karls; Kasper; Kempenich; Kiefert; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Magrum; McWilliams; Meier; Mock; Monson; Nathe; Nelson, J.; O'Brien; Paulson; Paur; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schmidt; Schobinger; Schreiber-Beck; Simons; Skroch; Steiner; Strinden; Toman; Trottier; Tveit; Vetter; Vigesaa; Weisz; Westlind; Speaker Klemin

NAYS: Adams; Anderson, P.; Beadle; Boschee; Buffalo; Eidson; Guggisberg; Hager; Hanson; Holman; Keiser; Martinson; Mitskog; Nelson, M.; Schneider; Zubke

ABSENT AND NOT VOTING: Anderson, D.; Dobervich; Kading; Marschall; Owens

HB 1336 passed.

SECOND READING OF HOUSE BILL

HB 1390: A BILL for an Act to create and enact a new section to chapter 57-02 and a new section to chapter 57-15 of the North Dakota Century Code, relating to limitations on the true and full valuation of property for tax purposes and limitations on property tax levies by taxing districts without voter approval; to amend and reenact subsection 4 of section 15.1-27-04.1 of the North Dakota Century Code, relating to the determination of school district state aid payments; and to provide an effective date.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 29 YEAS, 60 NAYS,

0 EXCUSED, 5 ABSENT AND NOT VOTING.

YEAS: Beadle; Becker; Bellew; Boschee; Buffalo; Ertelt; Hoverson; Johnston; Jones; Kasper; Kempenich; Kiefert; Koppelman, B.; Koppelman, K.; Magrum; McWilliams; Mock; Paulson; Porter; Rohr; Ruby, D.; Ruby, M.; Schatz; Simons; Skroch; Strinden; Toman; Tveit; Vetter

NAYS: Adams; Anderson, B.; Anderson, P.; Blum; Boe; Bosch; Brandenburg; Damschen; Delzer; Devlin; Dockter; Eidson; Fegley; Fisher; Grueneich; Guggisberg; Hager; Hanson; Hatlestad; Headland; Heinert; Holman; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Karls; Keiser; Kreidt; Laning; Lefor; Longmuir; Louser; Martinson; Meier; Mitskog; Monson; Nathe; Nelson, J.; Nelson, M.; O'Brien; Paur; Pollert; Pyle; Richter; Roers Jones; Sanford; Satrom; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Steiner; Trottier; Vigasaa; Weisz; Westlind; Zubke; Speaker Klemin

ABSENT AND NOT VOTING: Anderson, D.; Dobervich; Kading; Marschall; Owens

HB 1390 failed.

SECOND READING OF HOUSE BILL

HB 1276: A BILL for an Act to amend and reenact subdivision q of subsection 2 of section 57-38-30.3 of the North Dakota Century Code, relating to an income tax deduction for a birth resulting in stillbirth; and to provide for retroactive application.

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 88 YEAS, 0 NAYS, 0 EXCUSED, 6 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, P.; Beadle; Becker; Bellew; Blum; Boe; Bosch; Boschee; Brandenburg; Damschen; Delzer; Devlin; Dockter; Eidson; Ertelt; Fegley; Fisher; Grueneich; Guggisberg; Hager; Hanson; Hatlestad; Headland; Heinert; Holman; Hoverson; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Johnston; Jones; Karls; Kasper; Keiser; Kempenich; Kiefert; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Magrum; Martinson; McWilliams; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; O'Brien; 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.; Buffalo; Dobervich; Kading; Marschall; Owens

Engrossed HB 1276 passed.

SECOND READING OF HOUSE BILL

HB 1061: A BILL for an Act to amend and reenact subdivision g of subsection 2 of section 57-38-30.3 of the North Dakota Century Code, relating to an income tax deduction for service payments received by an active or reserve member of the armed forces or the national guard or a surviving spouse; and to provide an effective date.

CONFLICT OF INTEREST

REP. M. RUBY STATED that he had a conflict of interest on Engrossed HB 1061.

MOTION

REP. LOUSER MOVED that Rep. M. Ruby be allowed to vote on Engrossed HB 1061, which motion prevailed on a voice vote.

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 35 YEAS,

54 NAYS, 0 EXCUSED, 5 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, P.; Beadle; Blum; Bosch; Boschee; Buffalo; Eidson; Fegley; Guggisberg; Hanson; Hoverson; Johnson, C.; Johnson, M.; Johnston; Jones; Kasper; Martinson; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Paulson; Pyle; Roers Jones; Sanford; Satrom; Schauer; Schneider; Schobinger; Schreiber-Beck; Vetter; Westlind

NAYS: Anderson, B.; Becker; Bellew; Boe; Brandenburg; Damschen; Delzer; Devlin; Dockter; Ertelt; Fisher; Grueneich; Hager; Hatlestad; Headland; Heinert; Holman; Howe; Johnson, D.; Karls; Keiser; Kempenich; Kiefert; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Magrum; McWilliams; Nelson, M.; O'Brien; Paur; Pollert; Porter; Richter; Rohr; Ruby, D.; Ruby, M.; Schatz; Schmidt; Simons; Skroch; Steiner; Strinden; Toman; Trottier; Tveit; Vigasaa; Weisz; Zubke; Speaker Klemin

ABSENT AND NOT VOTING: Anderson, D.; Dobervich; Kading; Marschall; Owens

Engrossed HB 1061 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 1118, HB 1136, HB 1185, HB 1275, HB 1284, HB 1351, HB 1376, HB 1422, HB 1452, HB 1465.

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

MR. PRESIDENT: The House has passed, the emergency clause carried, and your favorable consideration is requested on: HB 1377.

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

MR. SPEAKER: The Senate has passed, and your favorable consideration is requested on: SB 2043, SB 2094, SB 2113, SB 2125, SB 2267.

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 1:00 p.m., Tuesday, January 29, 2019, which motion prevailed on a voice vote.

REPORT OF STANDING COMMITTEE

HB 1086: Agriculture Committee (Rep. D. Johnson, Chairman) recommends **DO NOT PASS** (13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1086 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1121: Government and Veterans Affairs Committee (Rep. Kasper, Chairman) recommends **DO NOT PASS** (8 YEAS, 6 NAYS, 0 ABSENT AND NOT VOTING). HB 1121 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1127: Industry, Business and Labor Committee (Rep. Keiser, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (11 YEAS, 0 NAYS, 3 ABSENT AND NOT VOTING). HB 1127 was placed on the Sixth order on the calendar.

Page 2, line 30, after "the" insert "secretary of state's"

Page 4, line 28, after "the" insert "secretary of state's"

Page 5, line 2, after "the" insert "secretary of state's"

Page 8, line 9, after "the" insert "secretary of state's"

Page 8, line 13, after "the" insert "secretary of state's"

Page 11, line 19, after "the" insert "secretary of state's"

Page 11, line 23, after "the" insert "secretary of state's"

Page 14, line 6, after "the" insert "secretary of state's"

Page 15, line 30, after "the" insert "secretary of state's"

Page 16, line 4, after "the" insert "secretary of state's"

Page 19, line 12, after "the" insert "secretary of state's"

Page 20, line 18, after "the" insert "secretary of state's"

Page 20, line 21, after "the" insert "secretary of state's"

Page 23, line 11, after "the" insert "secretary of state's"

Page 23, line 14, after "the" insert "secretary of state's"

Page 26, line 24, after "the" insert "secretary of state's"

Page 26, line 28, after "the" insert "secretary of state's"

Page 30, line 4, after "the" insert "secretary of state's"

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1134: Agriculture Committee (Rep. D. Johnson, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1134 was placed on the Sixth order on the calendar.

Page 1, line 1, replace "a" with "two"

Page 1, line 1, replace "section" with "sections"

Page 1, line 2, after "feed" insert "and prohibited acts"

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

Page 1, line 5, after "feed" insert "; and to provide a penalty"

Page 3, after line 9, insert:

"13. "Mineral feed" means a commercial feed intended to supply primarily mineral elements or inorganic nutrients."

Page 3, line 10, replace "13." with "14."

Page 3, line 12, replace "14." with "15."

Page 3, line 13, replace "15." with "16."

Page 3, line 15, replace "16." with "17."

Page 3, line 18, replace "17." with "18."

Page 3, line 19, replace "18." with "19."

Page 3, line 23, replace "19." with "20."

Page 4, line 3, remove the overstrike over "A person shall obtain a commercial feed retailer's license for each facility at which the"

Page 4, remove the overstrike over lines 4 and 5

Page 6, line 2, remove "kitchen designed and intended for use by the residents of"

Page 6, line 3, replace "a residential dwelling" with "noncommercial kitchen"

Page 6, line 6, after "meat" insert ", poultry, fish, or their byproducts"

Page 12, after line 11, insert:

"SECTION 11. A new section to chapter 4.1-41 of the North Dakota Century Code is created and enacted as follows:

Prohibited Acts

Committing the following acts and causing the following acts are prohibited:

1. The manufacture or distribution of commercial feed that is adulterated or misbranded;
2. The adulteration or misbranding of commercial feed;
3. The distribution of agricultural commodities such as whole seed, hay, straw, stover, silage, cobs, husks, and hulls, which are adulterated within the meaning of section 4.1-41-11;
4. The removal or disposal of commercial feed in violation of an order under section 4.1-41-14;
5. The failure or refusal to register in accordance with section 4.1-41-03 or section 4.1-41-05;
6. The failure or refusal to register in accordance with section 4.1-41-02; and
7. The failure to pay inspection fees or file reports as required by section 4.1-41."

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1137: Industry, Business and Labor Committee (Rep. Keiser, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1137 was placed on the Sixth order on the calendar.

Page 2, line 31, after the underscored period insert:

"e. The insurer has provided a copy of the notice or document to the party's insurance producer by electronic means or regular mail."

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1157: Industry, Business and Labor Committee (Rep. Keiser, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (7 YEAS, 4 NAYS, 3 ABSENT AND NOT VOTING). HB 1157 was placed on the Sixth order on the calendar.

Page 1, line 2, remove "low-voltage"

Page 1, line 12, remove "fire detection system."

Page 1, line 15, remove "low-voltage"

Page 1, line 16, remove "low-voltage"

Page 1, line 17, remove "fire detection system."

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1169: Government and Veterans Affairs Committee (Rep. Kasper, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (12 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). HB 1169 was placed on the Sixth order on the calendar.

Page 1, line 7, remove "designated as"

Page 1, line 7, replace "to" with ". To"

Page 1, line 8, after "Concord" insert ". the governor shall issue a proclamation each year designating the third Monday in April as Patriots' Day. This section may not be interpreted to make Patriots' Day a day on which schools and other entities are required to close"

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1187: Government and Veterans Affairs Committee (Rep. Kasper, Chairman) recommends **DO NOT PASS** (8 YEAS, 6 NAYS, 0 ABSENT AND NOT VOTING). HB 1187 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1217: Government and Veterans Affairs Committee (Rep. Kasper, Chairman) recommends **DO NOT PASS** (10 YEAS, 4 NAYS, 0 ABSENT AND NOT VOTING). HB 1217 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1263: Transportation Committee (Rep. D. Ruby, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1263 was placed on the Sixth order on the calendar.

Page 1, line 1, after "to" insert "create and enact a new subsection to section 39-26-07 of the North Dakota Century Code, relating to right of an owner to reclaim an abandoned vehicle; to"

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

Page 1, line 2, after "23.1-15-07" insert ", 39-26-02, and 39-26-06"

Page 2, line 4, after the underscored period insert "Emergency towing" means the towing of a vehicle due to a motor vehicle accident, mechanical breakdown on public roadway, or other emergency-related incident necessitating vehicle removal for public safety with or without the owner's consent.

6."

Page 2, line 7, replace "6." with "7."

Page 2, line 10, replace "7." with "8."

Page 2, line 12, replace "8." with "9."

Page 3, remove lines 16 through 22

Page 3, line 23, replace "b." with:

- "4. Notice under subsection 3 must include:
- a. The license plate number and state of registration;
 - b. The location from which the motor vehicle was towed;
 - c. The location to which the motor vehicle was towed;
 - d. The name, address, and telephone number of the commercial towing service that towed and is storing the motor vehicle; and
 - e. A description of the motor vehicle, including make, model, year, and color.
- 5."

Page 3, line 23, remove "this subsection must be assessed a fee"

Page 3, line 24, replace "of five hundred dollars" with "subsection 3 may not collect a storage fee under section 23.1-15-06"

Page 4, after line 16, insert:

"5. This section also applies to emergency towing."

Page 5, after line 17, insert:

"SECTION 6. AMENDMENT. Section 39-26-02 of the North Dakota Century Code is amended and reenacted as follows:

39-26-02. Definitions. (Contingent repeal - See note)

As used in this chapter, unless the context or subject matter otherwise requires:

1. "Abandoned motor vehicle" means a motor vehicle, as defined in section 39-01-01, that has remained for a period of more than forty-eight hours on public property illegally or lacking vital component parts, or is located on private property without consent of the person in control of such property or in an inoperable condition such that it has no substantial potential further use consistent with its usual functions unless it is kept in an enclosed garage or storage building. It also means a motor vehicle voluntarily surrendered by its owner to a person duly licensed under section 39-26-10. An antique automobile, as defined in section 39-04-10.4, and other motor vehicles to include parts car and special interest vehicles, may not be considered an abandoned motor vehicle within the meaning of this chapter.
2. "Collector" means the owner of one or more special interest vehicles who collects, purchases, acquires, trades, or disposes of special interest vehicles or parts thereof for the person's own use in order to restore, preserve, and maintain a special interest vehicle or antique vehicle.
3. "Commercial towing service" means a registered business in North Dakota that tows motor vehicles.
4. "Department" means the state department of health.
5. "Emergency towing" means the towing of a vehicle due to a motor vehicle accident, mechanical breakdown on public roadway, or other emergency-related incident necessitating vehicle removal for public safety with or without the owner's consent.

- 6. "Parts car" means a motor vehicle generally in nonoperable condition which is owned by the collector to furnish parts to restore, preserve, and maintain a special interest vehicle or antique vehicle.
- 6-7. "Special interest vehicle" means a motor vehicle which is at least twenty years old and which has not been altered or modified from original manufacturer's specifications and, because of its historic interest, is being preserved by hobbyists.
- 7-8. "Unit of government" includes a state department or agency, a county, city, township, or other political subdivision.
- 8-9. "Vital component parts" means those parts of a motor vehicle that are essential to the mechanical functioning of the vehicle, including, but not limited to, the motor, drive train, and wheels.

SECTION 7. AMENDMENT. Section 39-26-06 of the North Dakota Century Code is amended and reenacted as follows:

39-26-06. Notice to owner of abandoned vehicle. (Contingent repeal - See note)

- 1. When an abandoned motor vehicle does not fall within the provisions of section 39-26-05, the unit of government or commercial towing service taking it into custody shall give notice of the taking within ten days. The notice must set forth the date and place of the taking, the year, make, model, and serial number of the abandoned motor vehicle and the place where the vehicle is being held, must inform the owner and any lienholders or secured parties of their right to reclaim the vehicle under section 39-26-07, and must state that failure of the owner or lienholders or secured parties to exercise their right to reclaim the vehicle is deemed a waiver by them of all right, title, and interest in the vehicle and a consent to the disposal of the vehicle pursuant to section 39-26-08.
- 2. The notice must be sent by certified mail, return receipt requested, to the registered owner, if any, of the abandoned motor vehicle and to all readily identifiable lienholders or secured parties of record. If it is impossible to determine with reasonable certainty the identity and address of the registered owner and all lienholders, the notice must be published once in a newspaper of general circulation in the area where the motor vehicle was abandoned. Published notices may be grouped together for convenience and economy.
- 3. Subject to section 39-26-05, a commercial towing service that takes an abandoned motor vehicle into custody shall provide notice to the law enforcement agency having jurisdiction in the location from which the motor vehicle was towed within twelve hours after completing the tow.
- 4. Notice under subsection 3 must include:
 - a. The license plate number and state of registration;
 - b. The location from which the motor vehicle was towed;
 - c. The location to which the motor vehicle was towed;
 - d. The name, address, and telephone number of the commercial towing service that towed and is storing the motor vehicle; and
 - e. A description of the motor vehicle, including make, model, year, and color.
- 5. A commercial towing service that violates subsection 3 may not collect a storage fee under section 39-26-07 and shall return the motor vehicle to the registered owner at no cost to the owner.

SECTION 8. A new subsection to section 39-26-07 of the North Dakota Century Code is created and enacted as follows:

This section also applies to emergency towing."

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1298: Government and Veterans Affairs Committee (Rep. Kasper, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1298 was placed on the Sixth order on the calendar.

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

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. LEGISLATIVE MANAGEMENT STUDY - ACCESSIBILITY OF THE STATE CAPITOL. During the 2019-20 interim, the legislative management shall consider studying the accessibility of the state capitol grounds as related to the Americans with Disabilities Act of 1990 [104 Stat. 327; 42 U.S.C. 12101 et seq.]. The study must include the effectiveness of the quantity and location of handicapped accessible parking spaces and the accessibility of entrances to the capitol in consideration of security concerns. The study also must include interior considerations including handicapped accessible restrooms with appropriate signage and seating areas on the ground floor of the capitol for individuals to rest. The legislative management shall report its findings and recommendations, together with any legislation required to implement the recommendations, to the sixty-seventh legislative assembly."

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1306: Government and Veterans Affairs Committee (Rep. Kasper, Chairman) recommends **DO NOT PASS** (11 YEAS, 3 NAYS, 0 ABSENT AND NOT VOTING). HB 1306 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1368: Government and Veterans Affairs Committee (Rep. Kasper, Chairman) recommends **DO PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1368 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1399: Government and Veterans Affairs Committee (Rep. Kasper, Chairman) recommends **DO NOT PASS** (11 YEAS, 3 NAYS, 0 ABSENT AND NOT VOTING). HB 1399 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1415: Government and Veterans Affairs Committee (Rep. Kasper, Chairman) recommends **DO PASS** (8 YEAS, 5 NAYS, 1 ABSENT AND NOT VOTING). HB 1415 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1419: Government and Veterans Affairs Committee (Rep. Kasper, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1419 was placed on the Sixth order on the calendar.

Page 1, line 1, after "A BILL" replace the remainder of the bill with "for an Act to provide for a legislative management study considering the spectrum of public employee retirement options.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. LEGISLATIVE MANAGEMENT STUDY - PUBLIC EMPLOYEES RETIREMENT FUND. During the 2019-20 interim, the legislative management shall consider studying the spectrum of public employee retirement fund options, including a defined benefit plan, hybrid plan, and defined contribution plan. The study must include receipt of information from an unbiased, nonprofit third party regarding pension fund risk. The legislative management shall report its findings and recommendations, together with any legislation necessary to implement the recommendations, to the sixty-seventh legislative assembly."

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1439: Energy and Natural Resources Committee (Rep. Porter, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1439 was placed on the Sixth order on the calendar.

Page 1, line 1, after "to" insert "create and enact section 47-31-09 of the North Dakota Century Code, relating to injecting substances for oil, gas, and mineral production; to"

Page 1, after line 4, insert:

"SECTION 1. Section 47-31-09 of the North Dakota Century Code is created and enacted as follows:

47-31-09. Injection of substances to facilitate production of oil, gas, or other minerals.

This chapter may not be construed to limit the rights or dominance of a mineral estate to drill or recomplete a well under chapter 38-08. Injection or migration of substances into pore space for disposal operations, for secondary or tertiary oil recovery operations, or otherwise to facilitate production of oil, gas, or other minerals is not unlawful and, by itself, does not constitute trespass, nuisance, or other tort."

Page 2, line 4, replace "and" with "or"

Page 2, line 15, replace "and" with "or"

Page 5, line 23, replace "if" with "in"

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1479: Government and Veterans Affairs Committee (Rep. Kasper, Chairman) recommends **DO NOT PASS** (12 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING). HB 1479 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1491: Government and Veterans Affairs Committee (Rep. Kasper, Chairman) recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (12 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING). HB 1491 was rereferred to the **Appropriations Committee**.

REPORT OF STANDING COMMITTEE

HB 1505: Government and Veterans Affairs Committee (Rep. Kasper, Chairman) recommends **DO NOT PASS** (8 YEAS, 6 NAYS, 0 ABSENT AND NOT VOTING). HB 1505 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1546: Human Services Committee (Rep. Weisz, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (9 YEAS, 2 NAYS, 3 ABSENT AND NOT VOTING). HB 1546 was placed on the Sixth order on the calendar.

Page 1, line 2, remove "and"

Page 1, line 3, after "penalty" insert "; and to provide an effective date"

Page 1, after line 19, insert:

"SECTION 2. EFFECTIVE DATE. Section 1 of this Act becomes effective on the date the legislative management approves, by motion, the recommendation of the attorney general to the legislative management that it is reasonably probable this Act would be upheld as constitutional."

Renumber accordingly

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

Buell J. Reich, Chief Clerk

