

## JOURNAL OF THE HOUSE

## Sixty-sixth Legislative Assembly

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Bismarck, February 8, 2019

The House convened at 12:30 p.m., with Speaker Klemin presiding.

The prayer was offered by Pastor Matt Anderson, Surprise Church, Bismarck.

The roll was called and all members were present except Representatives Brandenburg, Kiefert, McWilliams, O'Brien, M. Ruby, Schatz, and Strinden.

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 Twelfth and Twenty-fourth Days and recommends that it be corrected as follows and when so corrected, recommends that it be approved:

Page 341, line 35, replace "0 NAYS, 1 ABSENT" with "1 NAYS, 0 ABSENT"

Page 574, line 46, remove ", as engrossed"

Page 575, line 39, remove ", as engrossed"

Page 577, line 20, remove ", as engrossed"

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

**MOTION**

**REP. LOUSER MOVED** that the rules be suspended, pursuant to House Rule 324, for the purpose of temporarily amending the deadline for rereferral of bills to the **House Appropriations Committee**, which motion prevailed on a voice vote.

**MOTION**

**REP. LOUSER MOVED** that House Rule 329, paragraph 4, be amended temporarily to replace twenty-third legislative day with twenty-sixth legislative day for all bills except HB 1521, which motion prevailed on a voice vote.

**MOTION**

**REP. LOUSER MOVED** that HB 1384, which is on the Eleventh order, be laid over one legislative day, and that HB 1380, which is on the Eleventh order, be laid over one legislative day, which motion prevailed on a voice vote.

**SIXTH ORDER OF BUSINESS**

**SPEAKER KLEMIN DEEMED** approval of the amendments to HB 1005, HB 1006, HB 1008, HB 1009, HB 1064, HB 1099, HB 1115, HB 1279, HB 1293, HB 1371, HB 1426, HB 1472, HB 1496, HB 1515, HB 1520, and HCR 3004.

HB 1115 and HB 1515, as amended, were rereferred to the **Appropriations Committee**.

HB 1005, HB 1006, HB 1008, HB 1009, HB 1064, HB 1099, HB 1279, HB 1293, HB 1371, HB 1426, HB 1472, HB 1496, HB 1520, and HCR 3004, as amended, were placed on the Eleventh order of business on the calendar for the succeeding legislative day.

**SECOND READING OF HOUSE RESOLUTIONS ON CONSENT CALENDAR**

**HCR 3001:** A concurrent resolution authorizing the Budget Section of the Legislative Management to hold the required legislative hearings on state plans for the receipt and expenditure of new or revised block grants passed by Congress.

**HCR 3014:** A concurrent resolution congratulating Carson Wentz for his outstanding season, culminating with a 2018 National Football League Super Bowl Championship for the Philadelphia Eagles.

**HCR 3024:** A concurrent resolution urging Congress to amend federal law, policies, and regulations relating to food safety and labeling to allow for standards and criteria to differentiate food products derived from animal products from those derived from laboratory-produced, cell-cultured meat products.

**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.

**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.

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

The question being on the final adoption of the resolutions, which have been read.

HCR 3001, HCR 3014, HCR 3024, HCR 3036, HCR 3032, and HCR 3042 were declared adopted on a voice vote.

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#### **SECOND READING OF HOUSE RESOLUTION ON CONSENT CALENDAR**

**HCR 3002:** A concurrent resolution requesting the Legislative Management to study the potential benefits of distributed ledger technology and blockchain for state government.

The question being on the final adoption of the resolution, which has been read.

HCR 3002 was declared lost on a voice vote.

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

**HB 1449:** A BILL for an Act to amend and reenact sections 57-39.2-26.1, 57-51.1-02, and 57-51.1-07 of the North Dakota Century Code, relating to the state aid distribution fund and the oil extraction tax rate and distributions; 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, 76 NAYS, 0 EXCUSED, 6 ABSENT AND NOT VOTING.

**YEAS:** Adams; Anderson, P.; Boschee; Buffalo; Dobervich; Eidson; Guggisberg; Hager; Hanson; Holman; Nelson, M.; Schneider

**NAYS:** Anderson, B.; Anderson, D.; Beadle; 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; Kading; Karls; Kasper; Keiser; Kempenich; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Owens; Paulson; Paur; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Sanford; Satrom; Schauer; Schmidt; Schobinger; Schreiber-Beck; Simons; Skroch; Steiner; Toman; Trottier; Tveit; Vetter; Vigasaa; Weisz; Westlind; Zubke; Speaker Klemin

**ABSENT AND NOT VOTING:** Kiefert; McWilliams; O'Brien; Ruby, M.; Schatz; Strinden

HB 1449 failed.

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**SECOND READING OF HOUSE BILL**

**HB 1174:** A BILL for an Act to create an enact a new subdivision to subsection 2 of section 57-38-30.3 of the North Dakota Century Code, relating to an individual income tax deduction for social security benefits; to amend and reenact subsection 5 of section 57-02-08.1 and section 57-38-01.28 of the North Dakota Century Code, relating to the homestead tax credit and the marriage penalty credit; 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 63 YEAS, 24 NAYS, 0 EXCUSED, 7 ABSENT AND NOT VOTING.

**YEAS:** Adams; Anderson, B.; Anderson, P.; Beadle; Becker; Bellew; Bosch; Boschee; Buffalo; Damschen; Devlin; Dobervich; Eidson; Ertelt; Fisher; Guggisberg; Hager; Hanson; Hatlestad; Heinert; Holman; Hoverson; Johnson, C.; Johnston; Kading; Karls; Kasper; Keiser; Koppelman, K.; Kreidt; Lefor; Louser; Magrum; Marschall; Martinson; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Owens; Paulson; Paur; Porter; Richter; Roers Jones; Rohr; Ruby, D.; Sanford; Satrom; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Simons; Skroch; Steiner; Toman; Tveit; Vetter; Weisz

**NAYS:** Anderson, D.; Blum; Brandenburg; Delzer; Dockter; Fegley; Grueneich; Headland; Howe; Johnson, D.; Johnson, M.; Jones; Kempenich; Koppelman, B.; Laning; Longmuir; Nelson, M.; Pollert; Pyle; Trottier; Vigasaa; Westlind; Zubke; Speaker Klemm

**ABSENT AND NOT VOTING:** Boe; Kiefert; McWilliams; O'Brien; Ruby, M.; Schatz; Strinden

HB 1174 passed.

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**SECOND READING OF HOUSE BILL**

**HB 1222:** A BILL for an Act to amend and reenact section 6-09-38, subsection 1 of section 12.1-32-09, sections 26.1-26-42, 27-17-06, 40-57.1-06, and 40-57.1-07, subsection 11 of section 40-58-20, sections 40-63-01, 40-63-02, 40-63-03, and 52-08-10, subsection 14 of section 57-01-02, section 57-01-13, subsection 4 of section 57-01-15.1, paragraph 3 of subdivision b of subsection 15 of section 57-02-08, and sections 57-38-01.28, 57-38-30, and 57-38-30.3 of the North Dakota Century Code, relating to the elimination of individual and corporate income tax and the imposition of a flat individual and corporate income tax at a rate of one percent; to repeal sections 40-57.1-04, 40-57.1-04.4, 40-63-04, 40-63-06, 40-63-07, 40-63-09, and 40-63-10 and chapters 52-02.1, 57-38, 57-38.1, 57-38.3, 57-38.4, 57-38.5, and 57-38.6 of the North Dakota Century Code, relating to the elimination of individual and corporate income tax; 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 17 YEAS, 71 NAYS, 0 EXCUSED, 6 ABSENT AND NOT VOTING.

**YEAS:** Adams; Becker; Bellew; Ertelt; Hoverson; Johnson, C.; Johnston; Kading; Louser; Magrum; Marschall; Paulson; Ruby, D.; Schobinger; Simons; Skroch; Toman

**NAYS:** Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Blum; Boe; Bosch; Boschee; Brandenburg; Buffalo; Damschen; Delzer; Devlin; Dobervich; Dockter; Eidson; Fegley; Fisher; Grueneich; Guggisberg; Hager; Hanson; Hatlestad; Headland; Heinert; Holman; Howe; Johnson, D.; Johnson, M.; Jones; Karls; Kasper; Keiser; Kempenich; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Martinson; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; Owens; Paur; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Sanford; Satrom; Schauer;

Schmidt; Schneider; Schreiber-Beck; Steiner; Trottier; Tveit; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Klemin

**ABSENT AND NOT VOTING:** Kiefert; McWilliams; O'Brien; Ruby, M.; Schatz; Strinden

HB 1222 failed.

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#### ANNOUNCEMENT

**SPEAKER KLEMIN ANNOUNCED** that pursuant to House Rule 329, paragraph 3, HB 1174 is deemed reconsidered and must be referred to the **House Appropriations Committee**.

#### SECOND READING OF HOUSE BILL

**HB 1397:** A BILL for an Act to amend and reenact subdivision j of subsection 2 of section 39-04-18, subsection 3 of section 39-04-19, subsection 1 of section 57-40.3-04, and subsection 1 of section 57-40.5-03 of the North Dakota Century Code, relating to motor vehicle registration fee exemptions, credits for motor vehicle sales and use taxes, motor vehicle excise taxes, and aircraft excise taxes for disabled veterans.

#### 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 17 YEAS, 71 NAYS, 0 EXCUSED, 6 ABSENT AND NOT VOTING.

**YEAS:** Adams; Anderson, P.; Boschee; Buffalo; Dobervich; Eidson; Guggisberg; Hager; Hanson; Holman; Hoverson; Mitskog; Mock; Nelson, M.; Schauer; Schneider; Vetter

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

**ABSENT AND NOT VOTING:** Kiefert; McWilliams; O'Brien; Ruby, M.; Schatz; Strinden

HB 1397 failed.

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#### SECOND READING OF HOUSE BILL

**HB 1392:** A BILL for an Act to create and enact section 44-04-18.29 of the North Dakota Century Code, relating to confidentiality of records received by the board of university and school lands; 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 86 YEAS, 2 NAYS, 0 EXCUSED, 6 ABSENT AND NOT VOTING.

**YEAS:** Adams; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker; Bellew; Blum; Boe; Bosch; Boschee; Brandenburg; 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; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Owens; Paulson; Paur; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Sanford; Satrom; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Simons; Skroch; Steiner; Toman; Trottier; Tveit; Vetter; Vigesaa; Weisz; Westlind; Zubke;

Speaker Klemin

**NAYS:** Buffalo; Nelson, M.

**ABSENT AND NOT VOTING:** Kiefert; McWilliams; O'Brien; Ruby, M.; Schatz; Strinden

Engrossed HB 1392 passed.

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

**HB 1225:** A BILL for an Act to provide for a study of future energy innovation; and to provide for a report to the legislative management.

### **ROLL CALL**

The question being on the final passage of the amended bill, which has been read, 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, D.; 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; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; Owens; Paulson; Paur; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Sanford; Satrom; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Simons; Skroch; Steiner; Toman; Trottier; Tveit; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Klemin

**ABSENT AND NOT VOTING:** Kiefert; McWilliams; O'Brien; Ruby, M.; Schatz; Strinden

Engrossed HB 1225 passed.

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

**HB 1406:** A BILL for an Act to create and enact a new subdivision to subsection 7 of section 57-38-30.3 of the North Dakota Century Code, relating to an income tax credit for the employment of individuals with developmental disability or severe mental illness; to amend and reenact section 57-38-01.16 of the North Dakota Century Code, relating to an income tax credit for the employment of individuals with developmental disabilities or severe mental illness; and to provide an effective date.

### **ROLL CALL**

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 85 YEAS, 3 NAYS, 0 EXCUSED, 6 ABSENT AND NOT VOTING.

**YEAS:** Adams; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; 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.; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; Owens; Paulson; Paur; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Sanford; Satrom; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Skroch; Steiner; Toman; Trottier; Tveit; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Klemin

**NAYS:** Becker; Johnston; Simons

**ABSENT AND NOT VOTING:** Kiefert; McWilliams; O'Brien; Ruby, M.; Schatz; Strinden

Engrossed HB 1406 passed.

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#### MOTION

**REP. LOUSER MOVED** that the House stand in recess for 5 minutes, which motion prevailed on a voice vote.

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

#### ANNOUNCEMENT

**SPEAKER KLEMIN ANNOUNCED** that the referral of HB 1174 to the **House Appropriations Committee** has been reconsidered. HB 1174 does not have an effect on the appropriation of a state agency and therefore does not need to be referred.

#### SECOND READING OF HOUSE BILL

**HB 1400:** A BILL for an Act to create and enact section 4.1-31-05.1 and a new section to chapter 19-02.1 of the North Dakota Century Code, relating to misrepresenting nonmeat as a meat food product; to amend and reenact section 4.1-31-01 of the North Dakota Century Code, relating to the definition of meat and the nomenclature of edible meat products; 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 87 YEAS, 1 NAYS, 0 EXCUSED, 6 ABSENT AND NOT VOTING.

**YEAS:** Adams; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker; Bellew; Blum; Boe; Bosch; Boschee; Brandenburg; 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; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; Owens; Paulson; Paur; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Sanford; Satrom; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Simons; Skroch; Steiner; Toman; Trottier; Tveit; Vetter; Vigasaa; Weisz; Westlind; Zubke; Speaker Klemin

**NAYS:** Buffalo

**ABSENT AND NOT VOTING:** Kiefert; McWilliams; O'Brien; Ruby, M.; Schatz; Strinden

Engrossed HB 1400 passed.

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#### SECOND READING OF HOUSE BILL

**HB 1238:** A BILL for an Act to create and enact a new section to chapter 39-04 of the North Dakota Century Code, relating to a fee for electric vehicles.

#### ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 65 YEAS, 23 NAYS, 0 EXCUSED, 6 ABSENT AND NOT VOTING.

**YEAS:** Adams; Anderson, B.; Anderson, D.; Bellew; Blum; Boe; Bosch; Brandenburg; Damschen; Delzer; Devlin; Dockter; Fegley; Fisher; Grueneich; Guggisberg; Hanson; Hatlestad; Headland; Heinert; Howe; Johnson, C.; Johnson, D.; Jones; Karls; Kasper; Keiser; Kempenich; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Magrum; Martinson; Meier; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; Owens; Paulson; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Sanford; Satrom; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Skroch; Steiner;

Trottier; Tveit; Vetter; Vigesaa; Weisz; Zubke

**NAYS:** Anderson, P.; Beadle; Becker; Boschee; Buffalo; Dobervich; Eidson; Ertelt; Hager; Holman; Hoverson; Johnson, M.; Johnston; Kading; Koppelman, B.; Marschall; Mitskog; Paur; Pollert; Simons; Toman; Westlind; Speaker Klemin

**ABSENT AND NOT VOTING:** Kiefert; McWilliams; O'Brien; Ruby, M.; Schatz; Strinden

Engrossed HB 1238 passed.

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### SECOND READING OF HOUSE BILL

**HB 1230:** A BILL for an Act to amend and reenact section 54-06-37 of the North Dakota Century Code, relating to the lease of aircraft.

### 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 80 YEAS, 8 NAYS, 0 EXCUSED, 6 ABSENT AND NOT VOTING.

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

**NAYS:** Becker; Devlin; Ertelt; Hoverson; Magrum; Simons; Skroch; Toman

**ABSENT AND NOT VOTING:** Kiefert; McWilliams; O'Brien; Ruby, M.; Schatz; Strinden

Engrossed HB 1230 passed.

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### SECOND READING OF HOUSE CONCURRENT RESOLUTION

**HCR 3030:** A concurrent resolution to recognize Monday, March 4, 2019, as "North Dakota Workforce Safety and Insurance Day" and to congratulate Workforce Safety and Insurance on its 100th anniversary.

### ROLL CALL

The question being on the final adoption of the resolution, which has been read, and has committee recommendation of DO PASS. The roll was called and there were 63 YEAS, 25 NAYS, 0 EXCUSED, 6 ABSENT AND NOT VOTING.

**YEAS:** Adams; Anderson, B.; Anderson, D.; Bellew; Boe; Bosch; Boschee; Brandenburg; Damschen; Delzer; Devlin; Dockter; Eidson; Fegley; Fisher; Grueneich; Hager; Hatlestad; Headland; Heinert; Howe; Johnson, C.; Johnson, D.; Karls; Kasper; Keiser; Kempenich; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Martinson; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Owens; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Sanford; Satrom; Schauer; Schmidt; Schobinger; Schreiber-Beck; Skroch; Steiner; Trottier; Tveit; Vigesaa; Weisz; Westlind; Zubke; Speaker Klemin

**NAYS:** Anderson, P.; Beadle; Becker; Blum; Buffalo; Dobervich; Ertelt; Guggisberg; Hanson; Holman; Hoverson; Johnson, M.; Johnston; Jones; Kading; Koppelman, B.; Magrum; Marschall; Nelson, M.; Paulson; Paur; Schneider; Simons; Toman; Vetter

**ABSENT AND NOT VOTING:** Kiefert; McWilliams; O'Brien; Ruby, M.; Schatz; Strinden

HCR 3030 was declared adopted on a recorded roll call vote.

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#### SECOND READING OF HOUSE CONCURRENT RESOLUTION

**HCR 3026:** A concurrent resolution urging Congress and the Internal Revenue Service to allow states to determine health benefit coverage requirements without jeopardizing health savings account eligibility.

#### ROLL CALL

The question being on the final adoption of the resolution, 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, D.; 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; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; Owens; Paulson; Paur; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Sanford; Satrom; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Simons; Skroch; Steiner; Toman; Trottier; Tveit; Vetter; Vigasaa; Weisz; Westlind; Zubke; Speaker Klemin

**ABSENT AND NOT VOTING:** Kiefert; McWilliams; O'Brien; Ruby, M.; Schatz; Strinden

HCR 3026 was declared adopted on a recorded roll call vote.

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#### SECOND READING OF HOUSE BILL

**HB 1512:** A BILL for an Act to amend and reenact subdivision c of subsection 1 of section 57-02-08.1 of the North Dakota Century Code, relating to the homestead tax credit; 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 20 YEAS, 68 NAYS, 0 EXCUSED, 6 ABSENT AND NOT VOTING.

**YEAS:** Adams; Anderson, P.; Becker; Boe; Boschee; Buffalo; Dobervich; Eidson; Ertelt; Guggisberg; Hager; Hanson; Holman; Hoverson; Johnson, M.; Mitskog; Mock; Nelson, M.; Schneider; Toman

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

**ABSENT AND NOT VOTING:** Kiefert; McWilliams; O'Brien; Ruby, M.; Schatz; Strinden

HB 1512 failed.

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#### SECOND READING OF HOUSE CONCURRENT RESOLUTION

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



**ROLL CALL**

The question being on the final adoption of the resolution, which has been read, and has committee recommendation of DO PASS. The roll was called and there were 74 YEAS, 14 NAYS, 0 EXCUSED, 6 ABSENT AND NOT VOTING.

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

**NAYS:** Adams; Anderson, P.; Boschee; Buffalo; Dobervich; Guggisberg; Hager; Heinert; Holman; Mitskog; Nathe; Nelson, J.; Schneider; Zubke

**ABSENT AND NOT VOTING:** Kiefert; McWilliams; O'Brien; Ruby, M.; Schatz; Strinden

HCR 3040 was declared adopted on a recorded roll call vote.

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**SECOND READING OF HOUSE BILL**

**HB 1344:** A BILL for an Act to amend and reenact section 5-02-13 of the North Dakota Century Code, relating to the removal of an unfinished bottle of wine from a restaurant.

**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 83 YEAS, 5 NAYS, 0 EXCUSED, 6 ABSENT AND NOT VOTING.

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

**NAYS:** Beadle; Bellew; Hoverson; Keiser; Trottier

**ABSENT AND NOT VOTING:** Kiefert; McWilliams; O'Brien; Ruby, M.; Schatz; Strinden

HB 1344 passed.

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**SECOND READING OF HOUSE BILL**

**HB 1150:** A BILL for an Act to amend and reenact subsection 1 of section 47-16-07.1 of the North Dakota Century Code, relating to lessor security deposit limitations.

**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, 0 NAYS, 0 EXCUSED, 7 ABSENT AND NOT VOTING.

**YEAS:** Adams; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker; Bellew; Blum; Boe; Bosch; Boschee; Brandenburg; Buffalo; 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; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; Owens; Paulson; Paur; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Sanford; Satrom; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Simons; Skroch; Steiner; Toman; Trottier; Tveit; Vetter; Vigasaa; Weisz; Westlind; Zubke; Speaker Klemin

**ABSENT AND NOT VOTING:** Damschen; Kiefert; McWilliams; O'Brien; Ruby, M.; Schatz; Strinden

HB 1150 passed.

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### SECOND READING OF HOUSE BILL

**HB 1529:** A BILL for an Act to create and enact a new chapter to title 47 of the North Dakota Century Code, relating to utility services in mobile home parks, prohibiting retaliation, and eviction proceedings.

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

**YEAS:** Hoverson; Johnston; Koppelman, B.; Koppelman, K.; Marschall

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

**ABSENT AND NOT VOTING:** Damschen; Kiefert; McWilliams; O'Brien; Ruby, M.; Schatz; Strinden

HB 1529 failed.

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### SECOND READING OF HOUSE BILL

**HB 1456:** A BILL for an Act to create and enact a new section to chapter 65-01, a new section to chapter 65-05, a new section to chapter 65-06, and a new section to chapter 65-10 of the North Dakota Century Code, relating to presumption of the treating physician, presumption of compensability, and disputing the denial of a claim; and to amend and reenact subsection 10 of section 65-01-02, and sections 65-06-03, 65-10-01, and 65-10-03 of the North Dakota Century Code, relating to the definition of a compensable injury, how compensation benefits are determined, and the cost of an appeal.

### 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 17 YEAS, 71 NAYS, 0 EXCUSED, 6 ABSENT AND NOT VOTING.

**YEAS:** Adams; Anderson, P.; Boe; Boschee; Buffalo; Dobervich; Eidson; Fegley; Guggisberg; Hager; Hanson; Holman; Hoverson; Mitskog; Mock; Nelson, M.; Schneider

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

**ABSENT AND NOT VOTING:** Kiefert; McWilliams; O'Brien; Ruby, M.; Schatz; Strinden

HB 1456 failed.

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### SECOND READING OF HOUSE BILL

**HB 1463:** A BILL for an Act to provide for collective bargaining for law enforcement officers and paid full-time firefighters.

### CONFLICT OF INTEREST

**REP. GUGGISBERG STATED** that he had a conflict of interest on HB 1463.

### MOTION

**REP. LOUSER MOVED** that Rep. Guggisberg be allowed to vote on HB 1463, which motion prevailed on a voice vote.

### 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 23 YEAS, 64 NAYS, 0 EXCUSED, 7 ABSENT AND NOT VOTING.

**YEAS:** Adams; Anderson, P.; Beadle; Blum; Bosch; Boschee; Buffalo; Dobervich; Eidson; Ertelt; Guggisberg; Hager; Hanson; Holman; Johnson, M.; Laning; Mitskog; Mock; Nelson, M.; Porter; Schneider; Skroch; Vetter

**NAYS:** Anderson, B.; Anderson, D.; Becker; Bellew; Brandenburg; Damschen; Delzer; Devlin; Dockter; Fegley; Fisher; Grueneich; Hatlestad; Headland; Heinert; Hoverson; Howe; Johnson, C.; Johnson, D.; Johnston; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Koppelman, B.; Koppelman, K.; Kreidt; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; Meier; Monson; Nathe; Nelson, J.; Owens; Paulson; Paur; Pollert; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Sanford; Satrom; Schauer; Schmidt; Schobinger; Schreiber-Beck; Simons; Steiner; Toman; Trottier; Tveit; Vigasaa; Weisz; Westlind; Zubke; Speaker Klemin

**ABSENT AND NOT VOTING:** Boe; Kiefert; McWilliams; O'Brien; Ruby, M.; Schatz; Strinden

HB 1463 failed.

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### 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 1035, HB 1036, HB 1060, HB 1195, HB 1203, HB 1224, HB 1316, HB 1391, HB 1401, HB 1475.

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

**MR. SPEAKER:** The Senate has passed, and your favorable consideration is requested on: SB 2110, SB 2214, SB 2215, SB 2276, SB 2318, SB 2331, SB 2347, SCR 4014.

### 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., Monday, February 11, 2019, which motion prevailed on a voice vote.

**REPORT OF STANDING COMMITTEE**

**HB 1023: 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). HB 1023 was placed on the Sixth order on the calendar.

Page 1, replace lines 10 through 16 with:

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Racing commission	\$542,178	\$20,841	\$563,019
Total all funds	\$542,178	\$20,841	\$563,019
Less estimated income	162,557	3,253	165,810
Total general fund	\$379,621	\$17,588	\$397,209
Full-time equivalent positions	2.00	0.00	2.00"

Renumber accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:****House Bill No. 1023 - Racing Commission - House Action**

	<u>Base Budget</u>	<u>House Changes</u>	<u>House Version</u>
Racing Commission	\$542,178	\$20,841	\$563,019
Total all funds	\$542,178	\$20,841	\$563,019
Less estimated income	162,557	3,253	165,810
General fund	\$379,621	\$17,588	\$397,209
FTE	2.00	0.00	2.00

**Department 670 - Racing Commission - Detail of House Changes**

	<u>Adds Funding for Salary and Benefit Increases<sup>1</sup></u>	<u>Adds Funding for Microsoft Office 365<sup>2</sup></u>	<u>Total House Changes</u>
Racing Commission	\$18,579	\$2,262	\$20,841
Total all funds	\$18,579	\$2,262	\$20,841
Less estimated income	1,438	1,815	3,253
General fund	\$17,141	\$447	\$17,588
FTE	0.00	0.00	0.00

<sup>1</sup> The following funding is added for 2019-21 biennium salary adjustments of 2 percent per year and increases in health insurance premiums from \$1,241 to \$1,427 per month:

	<u>General Fund</u>	<u>Other Funds</u>	<u>Total</u>
Salary increase	\$8,906	\$748	\$9,654
Health insurance increase	8,235	690	8,925
Total	\$17,141	\$1,438	\$18,579

<sup>2</sup> Adds funding for Microsoft Office 365 licensing.

**REPORT OF STANDING COMMITTEE**

**HB 1122, as engrossed: Appropriations Committee (Rep. Delzer, Chairman)** recommends **DO PASS** (19 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING). Engrossed HB 1122 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**HB 1194: Human Services Committee (Rep. Weisz, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (10 YEAS, 3 NAYS, 1 ABSENT AND NOT VOTING). HB 1194 was placed on the Sixth order on the calendar.

Page 1, line 20, remove the overstrike over "er"

Page 1, line 21, remove the overstrike over "utilizing the" and insert immediately thereafter "Medicaid program"

Page 3, line 18, replace "seventy" with "fifty"

Page 3, line 18, replace "thirty" with "fifty"

Renumber accordingly

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

**HB 1220: Agriculture Committee (Rep. D. Johnson, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (12 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). HB 1220 was placed on the Sixth order on the calendar.

Page 1, line 1, after "A BILL" replace the remainder of the bill with "for an Act to provide for a legislative management study of secured party notification."

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

**SECTION 1. LEGISLATIVE MANAGEMENT STUDY.** During the 2019-20 interim, the legislative management in coordination with the secretary of state shall consider studying how the state's central indexing system can be used to provide notification to a secured lender when a super priority lien is filed on the collateral of a secured lender. The legislative management shall report its findings and recommendations, together with any legislation required to implement the recommendations, to the sixty-seventh legislative assembly. If the secretary of state determines there is a solution using the central indexing system, the secretary of state may proceed with implementing the change prior to the sixty-seventh legislative assembly convening."

Renumber accordingly

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

**HB 1241: Finance and Taxation Committee (Rep. Headland, Chairman)** recommends **DO PASS** (11 YEAS, 3 NAYS, 0 ABSENT AND NOT VOTING). HB 1241 was placed on the Eleventh order on the calendar.

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

**HB 1319: Finance and Taxation Committee (Rep. Headland, Chairman)** recommends **DO NOT PASS** (10 YEAS, 4 NAYS, 0 ABSENT AND NOT VOTING). HB 1319 was placed on the Eleventh order on the calendar.

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

**HB 1364: Human Services Committee (Rep. Weisz, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (10 YEAS, 3 NAYS, 1 ABSENT AND NOT VOTING). HB 1364 was placed on the Sixth order on the calendar.

Page 1, line 1, after "to" insert "create and enact a new subsection to section 19-24.1-36 of the North Dakota Century Code, relating to health council rules regulating edible medical marijuana products; to"

Page 1, line 2, after "products" insert "; and to declare an emergency"

Page 2, line 3, replace "patent" with "patient"

Page 3, line 9, remove "fruit, animal, or cartoon character shape or image"

Page 3, line 10, replace "or in a shape or image" with "form"

Page 3, line 11, remove "of fruit, an animal, or a"

Page 3, line 12, remove "cartoon character or includes an image"

Page 7, line 4, overstrike "and does not include a cannabinoid edible product"

Page 7, after line 17, insert:

**"SECTION 2.** A new subsection to section 19-24.1-36 of the North Dakota Century Code is created and enacted as follows:

The health council shall adopt rules to regulate the form, packaging, and marketing of a cannabinoid edible product. The rules must prohibit the marketing of a cannabinoid edible product to a minor.

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

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

**HB 1369: 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 1369 was placed on the Sixth order on the calendar.

Page 2, line 13, after "examination" insert "and routine examinations required to comply with chapter 15.1-07"

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

**HB 1385: Transportation Committee (Rep. D. Ruby, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (12 YEAS, 1 NAYS, 1 ABSENT AND NOT VOTING). HB 1385 was placed on the Sixth order on the calendar.

Page 1, remove the overstrike over line 16

Page 1, line 19, remove "and"

Page 1, remove lines 20 and 21

Page 1, line 22, remove "years thereafter"

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

**HB 1402: Appropriations Committee (Rep. Delzer, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (17 YEAS, 2 NAYS, 2 ABSENT AND NOT VOTING). HB 1402 was placed on the Sixth order on the calendar.

Page 1, line 5, replace "\$300,000" with "\$200,000"

Renumber accordingly

#### STATEMENT OF PURPOSE OF AMENDMENT:

This amendment decreases an appropriation from the general fund to the Department of Commerce for rural health care worker matching funds by \$100,000, from \$300,000 to \$200,000.

#### REPORT OF STANDING COMMITTEE

**HB 1405: Political Subdivisions Committee (Rep. Dockter, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (8 YEAS, 5 NAYS, 1 ABSENT AND NOT VOTING). HB 1405 was placed on the

Sixth order on the calendar.

Page 1, line 8, after "1." insert: "If a public or private entity designates a parking space for charging an electric vehicle, the reserved space must be indicated by a sign approved by the director. The sign must be consistent with the manual of uniform traffic control devices authorized under section 39-13-06, and indicate:

- a. Use of the reserved space is for charging electric vehicles only; and
- b. Unauthorized use of the spaces is a nonmoving violation for which a fee of fifty dollars must be imposed.

2."

Page 1, line 11, replace "2." with "3."

Page 1, line 11, remove "parking stall or"

Page 1, line 12, remove "and parking"

Page 1, line 15, replace "one hundred" with "fifty"

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

**HB 1407: Transportation Committee (Rep. D. Ruby, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (12 YEAS, 1 NAYS, 1 ABSENT AND NOT VOTING). HB 1407 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 amend and reenact section 39-05-20 of the North Dakota Century Code, relating to the issuance of certificates of vehicle title.

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

**SECTION 1. AMENDMENT.** Section 39-05-20 of the North Dakota Century Code is amended and reenacted as follows:

#### **39-05-20. Transferee may obtain new certificate of title upon inability to obtain old certificate - Proof of ownership - Appeal.**

1. When the transferee of a vehicle is unable to obtain a properly assigned certificate of title for a vehicle, and makes application for a new certificate and presents satisfactory proof of ownership, the department may cancel the old certificate and issue a new certificate to the transferee, provided that the department may not issue a certificate of title for a manufactured home with respect to which there has been recorded an affidavit of affixation under section 47-10-27. Satisfactory proof of ownership must include compliance by the transferee with the procedures outlined in title 35, that the transferee has paid for the vehicle, and that the transferee made at least two written attempts by certified mail with return receipt addressed to the owner of record and any known lienholder to obtain the certificate of title.
2. The department may establish procedures for determining satisfactory proof of ownership of a vehicle in those cases when the department is unable to determine the legal owner of record. Any person aggrieved by a decision of the department as to ownership of a vehicle may appeal that decision to the district court under chapter 28-32.
- ~~2-3.~~ A person holding a certificate of title whose interests in the vehicle have been extinguished or transferred other than by voluntary transfer shall mail or deliver the certificate to the department upon request of the department. The delivery of the certificate pursuant to the request of the

department does not affect the rights of the person surrendering the certificate. The action of the department in issuing a new certificate of title as provided herein is not conclusive upon the rights of the owner or lienholder listed in the old certificate."

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

**HB 1412: Energy and Natural Resources Committee (Rep. Porter, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (11 YEAS, 0 NAYS, 3 ABSENT AND NOT VOTING). HB 1412 was placed on the Sixth order on the calendar.

Page 1, line 1, remove "create and enact a new section to chapter 20.1-01 of the North Dakota"

Page 1, line 2, remove "Century Code, relating to hunting predators; and to"

Page 1, line 11, after "individual" insert "or the individual's agent"

Page 1, line 13, remove "or another individual"

Page 1, line 13, remove the overstrike over "the"

Page 1, line 13, remove "either"

Page 1, line 14, remove the overstrike over "rabbit,"

Page 1, line 15, remove the overstrike over "~~attacking and attempting to destroy the person's poultry, livestock, or other~~"

Page 1, line 16, remove the overstrike over "property"

Page 1, line 16, after "light" insert ", digital night vision, thermal vision, or infrared light"

Page 1, line 17, after "for" insert "coyote, fox,"

Page 1, line 17, after "raccoon" insert an underscored comma

Page 1, line 17, overstrike "A" and insert immediately thereafter "The artificial light must produce a"

Page 1, line 17, after "red" insert ", green,"

Page 1, line 18, overstrike "filter must be placed on any artificial light" and insert immediately thereafter "color when"

Page 1, line 18, after "of" insert "coyote, fox,"

Page 1, line 18, after "raccoon" insert an underscored comma

Page 1, remove lines 20 through 24

Page 2, remove lines 1 through 5

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

**HB 1447: Transportation Committee (Rep. D. Ruby, Chairman)** recommends **DO PASS** (13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1447 was placed on the Eleventh order on the calendar.

#### REPORT OF STANDING COMMITTEE

**HB 1482: Human Services Committee (Rep. Weisz, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO NOT**



**PASS** (7 YEAS, 5 NAYS, 2 ABSENT AND NOT VOTING). HB 1482 was placed on the Sixth order on the calendar.

Page 1, line 7, after "who" insert "is certified as a health coach by the institute for integrative nutrition, or is a nutritional therapy practitioner or nutritional therapy consultant certified by the nutritional therapy association, and who"

Renumber accordingly

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

**HB 1500: Education Committee (Rep. Owens, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO NOT PASS** (9 YEAS, 4 NAYS, 1 ABSENT AND NOT VOTING). HB 1500 was placed on the Sixth order on the calendar.

Page 4, line 16, replace "North Dakota state" with "research"

Page 7, line 4, remove the overstrike over "among"

Page 8, line 27, remove "university of"

Page 8, line 28, replace "North Dakota governing board, the North Dakota state" with "research"

Page 8, line 28, remove the second underscored comma

Page 9, line 5, remove "public"

Page 9, line 5, replace "three" with "two"

Page 9, line 6, after the first "The" insert "research"

Page 9, line 6, remove "of North Dakota"

Page 9, line 6, remove ". The"

Page 9, line 7, replace "North Dakota state university governing board shall govern" with "and"

Page 9, line 9, remove "public"

Page 9, line 13, replace "The university of North Dakota" with "Each"

Page 9, line 13, replace "twelve" with "fourteen"

Page 9, line 14, replace "nine" with "eleven"

Page 9, line 15, remove "The North Dakota state university governing board consists of twelve members."

Page 9, remove lines 16 through 18

Page 9, line 19, remove "4."

Page 9, line 20, replace "five" with "six"

Page 9, line 26, replace "nonresident voting member must" with "maximum of two voting members may be nonresidents who do not"

Page 9, line 27, remove ", unless fewer than three voting members"

Page 9, line 28, remove "on the board are nonresidents"

Page 9, line 29, remove "of higher education governing boards"

Page 9, after line 30, insert:

- "3. A full-time employee of the office of higher education or any institution of higher education, including private and tribal institutions, in North Dakota may not serve on a higher education governing board until at least two years after the end of the employee's period of employment."

Page 10, line 1, replace "5." with "4."

Page 10, line 1, replace "4" with "2"

Page 10, after line 10, insert:

- "5. In addition to the requirements of subsection 2, on the research university governing board:
- a. No more than four board members may hold a degree from the university of North Dakota;
  - b. No more than four board members may hold a degree from North Dakota state university;
  - c. At least two board members must not hold a degree from the university of North Dakota or North Dakota state university;
  - d. The student member must alternate each term between a student from the university of North Dakota and a student from North Dakota state university.
  - e. The faculty and staff member may not represent the same institution during a term. For a term beginning in an even-numbered year, the faculty member shall represent the university of North Dakota, and the staff member shall represent North Dakota state university. For a term beginning in an odd-numbered year, the faculty member shall represent North Dakota state university, and the staff member shall represent the university of North Dakota."

Page 11, line 1, after "Each" insert "odd-numbered"

Page 11, line 2, remove "and the student government organization of North"

Page 11, line 3, remove "Dakota state university each"

Page 11, line 4, after the second "the" insert "research university"

Page 11, line 4, remove "of the respective"

Page 11, line 5, remove the first "university"

Page 11, line 5, remove "from each university"

Page 11, line 6, remove "for the university"

Page 11, after line 6, insert:

- "3. Each even-numbered year, by a date chosen by the governor, the student government organization of North Dakota state university shall submit at least two, but no more than four nominees for the student member of the research university governing board. The governor shall appoint one nominee as the student member of the governing board."

Page 11, line 15, replace "The" with "In accordance with subdivision e of subsection 5 of section 15-10.5-03, the"

Page 11, line 15, replace "and" with "or"

- Page 11, line 15, replace "organizations each" with "organization and the North Dakota state university faculty or staff organization"
- Page 11, line 15, remove "one"
- Page 11, line 16, replace "member" with "members"
- Page 11, line 16, after "the" insert "research"
- Page 11, line 16, remove "of North Dakota"
- Page 11, line 17, replace "university of North Dakota" with "universities they represent"
- Page 11, remove lines 18 through 20
- Page 13, line 22, remove "For the university of North Dakota governing board and the North Dakota state"
- Page 13, removes lines 23 and 24
- Page 13, line 25, replace "advanced" with "Maintain a system of common course numbering and transferability agreements among institutions of higher education"
- Page 14, line 12, remove "and"
- Page 14, line 20, after "education" insert " ; and
- aa. Utilize the core technology services provided under section 15-10.5-47 and ensure the institutions governed by the board utilize the core technology services"
- Page 14, line 28, replace "**Executive director and support**" with "**Support**"
- Page 14, line 30, after "The" insert "staff of the office of higher education shall provide support services for the"
- Page 14, line 30, remove "shall appoint an executive director"
- Page 14, remove line 31
- Page 15, line 1, remove "the board shall report to the executive director"
- Page 15, line 2, after "the" insert "research"
- Page 15, line 2, remove "of North Dakota"
- Page 15, line 2, remove "and"
- Page 15, line 3, remove "North Dakota state university governing board, respectively"
- Page 15, line 5, replace "boards" with "board"
- Page 15, line 6, replace "**Executive director and support**" with "**Support**"
- Page 15, line 7, remove "executive director of the community and regional institutions governing board and the"
- Page 17, line 6, remove "1."
- Page 17, line 7, remove ", an additional member appointed by the community and"
- Page 17, line 8, remove "regional institutions governing board,"
- Page 17, remove lines 10 through 13

Page 17, line 16, replace "among" with "between"

Page 17, line 20, replace "among" with "between"

Page 23, line 2, after "the" insert "research"

Page 23, line 2, remove "of North Dakota"

Page 23, line 16, replace "North Dakota state" with "research"

Page 35, line 31, after "for" insert "higher education governing boards and"

Page 49, line 4, after "**education**" insert "research"

Page 49, line 4, remove "of North Dakota "

Page 49, line 5, after "education" insert "research"

Page 49, line 5, remove "of North Dakota"

Page 49, line 12, after "**education**" insert "research"

Page 49, line 12, remove "of North Dakota"

Page 49, line 14, after "education" insert "research"

Page 49, line 14, remove "of North Dakota"

Page 49, line 22, after "education" insert "research"

Page 49, line 22, remove "of North Dakota"

Page 50, line 8, after "education" insert "research"

Page 50, line 8, remove "of North Dakota"

Page 50, line 19, replace "North Dakota state" with "research"

Page 51, line 3, replace "North Dakota state" with "research"

Page 51, line 12, replace "North Dakota state" with "research"

Page 51, line 27, replace "North Dakota state" with "research"

Page 52, line 7, replace "North Dakota state" with "research"

Page 52, line 15, replace "North Dakota state" with "research"

Page 52, line 28, replace "North Dakota state" with "research"

Page 53, line 3, replace "North Dakota state" with "research"

Page 53, line 11, replace "North Dakota state" with "research"

Page 71, line 24, after "education" insert "research"

Page 71, line 24, remove "of North Dakota"

Page 71, line 29, after "education" insert "research"

Page 71, line 29, remove "of North Dakota"

Page 72, line 20, after "education" insert "research"

Page 72, line 21, remove "of North Dakota"

Page 72, line 23, after "the" insert "research"

Page 72, line 23, remove "of North Dakota"

Page 73, line 1, after "education" insert "research"

Page 73, line 1, remove "of North Dakota"

Page 73, line 15, after "education" insert "research"

Page 73, line 15, remove "of North Dakota"

Page 73, line 19, after "to" insert "research"

Page 73, line 19, remove "of North"

Page 73, line 20, remove "Dakota"

Page 73, line 29, after "education" insert "research"

Page 73, line 29, remove "of North Dakota"

Page 74, line 5, after "education" insert "research"

Page 74, line 5, remove "of North Dakota"

Page 74, line 15, after "to" insert "research"

Page 74, line 15, remove "of North Dakota"

Page 74, line 22, after "the" insert "research"

Page 74, line 22, remove "of North Dakota"

Page 74, line 30, after "education" insert "research"

Page 74, line 30, remove "of North Dakota"

Page 110, line 5, replace "North Dakota state" with "research"

Page 136, line 26, after "education" insert "research"

Page 136, line 26, remove "of North Dakota"

Page 136, line 26, remove "or North Dakota state"

Page 136, line 27, remove "university governing board"

Renumber accordingly

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

**HB 1504: Finance and Taxation Committee (Rep. Headland, Chairman)** recommends **DO NOT PASS** (11 YEAS, 3 NAYS, 0 ABSENT AND NOT VOTING). HB 1504 was placed on the Eleventh order on the calendar.

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

**HB 1506: Transportation Committee (Rep. D. Ruby, Chairman)** recommends **DO NOT PASS** (10 YEAS, 2 NAYS, 2 ABSENT AND NOT VOTING). HB 1506 was placed on the Eleventh order on the calendar.

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

**HB 1527: Agriculture Committee (Rep. D. Johnson, Chairman)** recommends **DO NOT PASS** (11 YEAS, 0 NAYS, 3 ABSENT AND NOT VOTING). HB 1527 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**HB 1535: Finance and Taxation Committee (Rep. Headland, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO NOT PASS** (10 YEAS, 4 NAYS, 0 ABSENT AND NOT VOTING). HB 1535 was placed on the Sixth order on the calendar.

Page 1, line 16, remove "and one-half"

Page 2, line 7, replace "\$31,300" with "\$37,450"

Page 2, line 15, replace "\$15,650" with "\$18,725"

Page 9, line 8, overstrike "i."

Page 9, overstrike line 10

Page 9, line 11, replace "j." with "i."

Page 9, line 12, replace "k." with "j."

Page 9, line 13, replace "l." with "k."

Page 9, line 15, replace "m." with "l."

Page 9, line 19, replace "n." with "m."

Page 9, line 21, replace "o." with "n."

Renumber accordingly

**REPORT OF STANDING COMMITTEE**

**HB 1539: Transportation Committee (Rep. D. Ruby, Chairman)** recommends **DO PASS** (13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1539 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**HB 1540: Human Services Committee (Rep. Weisz, Chairman)** recommends **DO NOT PASS** (11 YEAS, 2 NAYS, 1 ABSENT AND NOT VOTING). HB 1540 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**HCR 3018: Human Services Committee (Rep. Weisz, Chairman)** recommends **DO PASS** and **BE PLACED ON THE CONSENT CALENDAR** (12 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). HCR 3018 was placed on the Tenth order on the calendar.

**REPORT OF STANDING COMMITTEE**

**HCR 3029: Human Services Committee (Rep. Weisz, Chairman)** recommends **DO PASS** (11 YEAS, 2 NAYS, 1 ABSENT AND NOT VOTING). HCR 3029 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**HCR 3038: Human Services Committee (Rep. Weisz, Chairman)** recommends **DO NOT PASS** (11 YEAS, 2 NAYS, 1 ABSENT AND NOT VOTING). HCR 3038 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**HCR 3041: Human Services Committee (Rep. Weisz, Chairman)** recommends **DO PASS** and **BE PLACED ON THE CONSENT CALENDAR** (13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HCR 3041 was placed on the Tenth order on the calendar.

**FIRST READING OF SENATE CONCURRENT RESOLUTION**

**SCR 4006:** A concurrent resolution to recognize Monday, February 25, 2019, as "Bank of North Dakota Day" and to congratulate the Bank of North Dakota on its 100th anniversary.

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

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

**Buell J. Reich, Chief Clerk**

