

## JOURNAL OF THE HOUSE

## Fifty-fifth Legislative Assembly

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Bismarck, February 4, 1997

The House convened at 9:00 a.m., with Speaker Timm presiding.

The prayer was offered by Father Marvin Klemmer, Ascension Church, Bismarck.

The roll was called and all members were present except Representative Brusegaard.

A quorum was declared by the Speaker.

**MESSAGE TO THE HOUSE FROM THE SENATE (WILLIAM C. PARKER, SECRETARY)**

**MR. SPEAKER:** The Senate has passed and your favorable consideration is requested on: SB 2068, SB 2091, SB 2102, SB 2115, SB 2118, SB 2135, SB 2149, SB 2151, SB 2175, SB 2208, SB 2235, SB 2237, SB 2303.

**MESSAGE TO THE HOUSE FROM THE SENATE (WILLIAM C. PARKER, SECRETARY)**

**MR. SPEAKER:** The President has signed: HB 1060, HB 1091, HB 1130.

**MOTION**

**REP. WARDNER MOVED** that HCR 3023 be returned to the House floor from the **Government and Veterans Affairs Committee** for the purpose of rereferral, which motion prevailed.

**ANNOUNCEMENT BY THE SPEAKER**

**SPEAKER TIMM ANNOUNCED** that HCR 3023 was rereferred to the **Judiciary Committee**.

**HOUSE ENGROSSING REPORT**

The following bills were engrossed: HB 1146, HB 1147, HB 1209, HB 1238, HB 1349, HB 1366, and HB 1380.

**HOUSE ENGROSSING REPORT**

The following bill was reengrossed: HB 1132.

**SIXTH ORDER OF BUSINESS**

**HB 1174: REP. BELTER (Finance and Taxation Committee) MOVED** that the amendments on HJ pages 228-229 be adopted and then be placed on the Eleventh order with **DO NOT PASS**, which motion prevailed.

**MOTION**

**REP. DORSO MOVED** that HB 1174, as amended, be placed at the top of the calendar, which motion prevailed.

**SECOND READING OF HOUSE BILL**

**HB 1174:** A BILL for an Act to create and enact a new subsection to section 57-38-30.3 and chapter 57-38.6 of the North Dakota Century Code, relating to an agricultural processing business investment income tax credit; and to provide an effective date.

**ROLL CALL**

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 32 YEAS, 65 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Boucher; Brandenburg; Callahan; Christenson; Coats; Delmore; Devlin; Fairfield; Glassheim; Grumbo; Gullerson; Hanson; Huether; Jensen; Johnson, D.; Kelsh, S.; Kerzman; Kroeplin; Kunkel; Mahoney; Nelson; Nicholas; Nichols; Niemeier; Oban; Rose; Sandvig; Schmidt; Warner; Weisz; Wilkie

**NAYS:** Axtman; Belter; Berg; Bernstein; Boehm; Brown; Brusegaard; Byerly; Carlisle; Carlson; Christopherson; Clark; Dalrymple; Delzer; Dorso; Drovdal; Freier; Froseth; Galvin; Gerntholz; Gorder; Grande; Grosz; Gunter; Hausauer; Hawken; Henegar; Jacobs; Johnson, C.; Keiser; Kelsch, R.; Kempenich; Kilzer; Klein; Kliniske; Koppelman; Kretschmar; Lloyd; Maragos; Martin; Martinson; Mickelson; Monson; Murphy; Nottestad; Olson; Poolman; Price; Renner; Rennerfeldt; Sabby; Skarphol; Soukup; Stenehjem;

Svedjan; Sveen; Thompson; Thoreson; Thorpe; Tollefson; Torgerson; Wald; Wardner; Wentz; Speaker Timm

**ABSENT AND NOT VOTING:** DeKrey

Engrossed HB 1174 was declared lost.

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### SIXTH ORDER OF BUSINESS

**REP. DORSO MOVED** that the amendments on the Sixth order of business to HB 1076, HB 1090, HB 1112, HB 1135, HB 1158, HB 1185, HB 1220, HB 1224, HB 1343, HB 1379, and HB 1444 be adopted, which motion prevailed.

HB 1076, HB 1090, HB 1112, HB 1135, HB 1158, HB 1220, HB 1224, HB 1343, HB 1379, and HB 1444, as amended, were placed on the Eleventh order of business on the calendar.

HB 1185, as amended, was rereferred to the **Appropriations Committee**.

### SECOND READING OF HOUSE BILL

**HB 1274:** A BILL for an Act to create and enact a new section to chapter 51-14 of the North Dakota Century Code, relating to additional charges on revolving charge accounts.

### 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, 30 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

**YEAS:** Axtman; Belter; Berg; Bernstein; Brown; Brusegaard; Byerly; Carlisle; Carlson; Christopherson; Clark; Dalrymple; Devlin; Dorso; Freier; Froseth; Galvin; Gerntholz; Grande; Grosz; Gunter; Hanson; Hausauer; Hawken; Henegar; Huether; Jacobs; Jensen; Johnsen, C.; Johnson, D.; Keiser; Kelsch, R.; Kilzer; Klein; Kliniske; Kunkel; Lloyd; Maragos; Martin; Mickelson; Monson; Nelson; Nicholas; Nichols; Nottestad; Olson; Poolman; Price; Renner; Rennerfeldt; Sabby; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thoreson; Tollefson; Torgerson; Wald; Wardner; Warner; Weisz; Wentz; Speaker Timm

**NAYS:** Aarsvold; Boehm; Boucher; Callahan; Christenson; Coats; Delmore; Delzer; Drovdal; Fairfield; Glassheim; Gorder; Grumbo; Gulleon; Kelsh, S.; Kempenich; Kerzman; Koppelman; Kretschmar; Mahoney; Martinson; Murphy; Niemeier; Oban; Rose; Sandvig; Schmidt; Thompson; Thorpe; Wilkie

**ABSENT AND NOT VOTING:** Brandenburg; DeKrey; Kroeplin

Engrossed HB 1274 passed and the title was agreed to.

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### SECOND READING OF HOUSE BILL

**HB 1132:** A BILL for an Act to amend and reenact subsection 7 of section 38-12-01 and subsection 10 of section 38-15-02 of the North Dakota Century Code, relating to the definition of subsurface minerals.

### 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 95 YEAS, 0 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Axtman; Belter; Berg; Bernstein; Boehm; Boucher; Brown; Brusegaard; Byerly; Callahan; Carlisle; Carlson; Christenson; Christopherson; Clark; Coats; Dalrymple; Delmore; Delzer; Devlin; Dorso; Drovdal; Fairfield; Freier; Froseth; Galvin; Gerntholz; Glassheim; Gorder; Grande; Grosz; Grumbo; Gulleon; Gunter; Hanson; Hausauer; Hawken; Henegar; Huether; Jacobs; Jensen; Johnsen, C.; Johnson, D.; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kilzer; Klein; Kliniske; Koppelman; Kretschmar; Kunkel; Lloyd; Mahoney; Maragos; Martin; Martinson; Mickelson; Monson; Murphy; Nelson; Nicholas; Nichols; Niemeier; Nottestad; Oban; Olson; Poolman; Price; Renner; Rennerfeldt; Rose; Sabby; Sandvig; Schmidt; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Thorpe; Tollefson; Torgerson; Wald; Wardner; Warner; Weisz; Wentz; Wilkie; Speaker Timm

**ABSENT AND NOT VOTING:** Brandenburg; DeKrey; Kroeplin

Reengrossed HB 1132 passed and the title was agreed to.

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**MOTION**

**REP. DORSO MOVED** that HB 1146 and HB 1209, which are on the Eleventh order, be laid over one legislative day, which motion prevailed.

**MOTION**

**REP. DORSO MOVED** that HB 1166 be moved to the top of the calendar, which motion prevailed.

**SECOND READING OF HOUSE BILL**

**HB 1166:** A BILL for an Act to amend and reenact subsection 2 of section 6-08-16 of the North Dakota Century Code, relating to issuing a check without sufficient funds.

**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 2 YEAS, 93 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

**YEAS:** Martinson; Olson

**NAYS:** Aarsvold; Axtman; Belter; Berg; Bernstein; Boehm; Boucher; Brown; Brusegaard; Byerly; Callahan; Carlisle; Carlson; Christenson; Christopherson; Clark; Coats; Dalrymple; Delmore; Delzer; Devlin; Dorso; Drovdal; Fairfield; Freier; Froseth; Galvin; Gerntholz; Glassheim; Gorder; Grande; Grosz; Grumbo; Gulleon; Gunter; Hanson; Hausauer; Hawken; Henegar; Huether; Jacobs; Jensen; Johnsen, C.; Johnson, D.; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kilzer; Klein; Kliniske; Koppelman; Kretschmar; Kunkel; Lloyd; Mahoney; Maragos; Martin; Mickelson; Monson; Murphy; Nelson; Nicholas; Nichols; Niemeier; Nottestad; Oban; Poolman; Price; Renner; Rennerfeldt; Rose; Sabby; Sandvig; Schmidt; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Thorpe; Tollefson; Torgerson; Wald; Wardner; Warner; Weisz; Wentz; Wilkie; Speaker Timm

**ABSENT AND NOT VOTING:** Brandenburg; DeKrey; Kroeplin

HB 1166 was declared lost.

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**SECOND READING OF HOUSE BILL**

**HB 1147:** A BILL for an Act to create and enact a new section to chapter 15-47 of the North Dakota Century Code, relating to school personnel notification of juvenile offenses; and to amend and reenact subsection 4 of section 27-20-51 of the North Dakota Century Code, relating to school personnel receipt of juvenile orders of disposition.

**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 95 YEAS, 0 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Axtman; Belter; Berg; Bernstein; Boehm; Boucher; Brown; Brusegaard; Byerly; Callahan; Carlisle; Carlson; Christenson; Christopherson; Clark; Coats; Dalrymple; Delmore; Delzer; Devlin; Dorso; Drovdal; Fairfield; Freier; Froseth; Galvin; Gerntholz; Glassheim; Gorder; Grande; Grosz; Grumbo; Gulleon; Gunter; Hanson; Hausauer; Hawken; Henegar; Huether; Jacobs; Jensen; Johnsen, C.; Johnson, D.; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kilzer; Klein; Kliniske; Koppelman; Kretschmar; Kunkel; Lloyd; Mahoney; Maragos; Martin; Martinson; Mickelson; Monson; Murphy; Nelson; Nicholas; Nichols; Niemeier; Nottestad; Oban; Olson; Poolman; Price; Renner; Rennerfeldt; Rose; Sabby; Sandvig; Schmidt; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Thorpe; Tollefson; Torgerson; Wald; Wardner; Warner; Weisz; Wentz; Wilkie; Speaker Timm

**ABSENT AND NOT VOTING:** Brandenburg; DeKrey; Kroeplin

Engrossed HB 1147 passed and the title was agreed to.

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**SECOND READING OF HOUSE BILL**

**HB 1238:** A BILL for an Act to amend and reenact subsection 1 of section 6-08-16 and section 6-08-16.2 of the North Dakota Century Code, relating to issuing a check without an account or without sufficient funds.

**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 93 YEAS, 2 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Axtman; Belter; Berg; Bernstein; Boehm; Boucher; Brusegaard; Byerly; Callahan; Carlisle; Carlson; Christenson; Christopherson; Clark; Coats; Dalrymple; Delmore; Devlin; Dorso; Drovdal; Fairfield; Freier; Froseth; Galvin; Gerntholz; Glassheim; Gordier; Grande; Grosz; Grumbo; Gullerson; Gunter; Hanson; Hausauer; Hawken; Henegar; Huether; Jacobs; Jensen; Johnsen, C.; Johnson, D.; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kilzer; Klein; Kliniske; Koppelman; Kretschmar; Kunkel; Lloyd; Mahoney; Maragos; Martin; Martinson; Mickelson; Monson; Murphy; Nelson; Nicholas; Nichols; Niemeier; Nottestad; Oban; Olson; Poolman; Price; Renner; Rennerfeldt; Rose; Sabby; Sandvig; Schmidt; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Thorpe; Tollefson; Torgerson; Wald; Wardner; Warner; Weisz; Wentz; Wilkie; Speaker Timm

**NAYS:** Brown; Delzer

**ABSENT AND NOT VOTING:** Brandenburg; DeKrey; Kroeplin

Engrossed HB 1238 passed and the title was agreed to.

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**MESSAGE TO THE SENATE FROM THE HOUSE (ROY GILBREATH, CHIEF CLERK)**

**MADAM PRESIDENT:** The House has passed and your favorable consideration is requested on: HB 1030, HB 1048, HB 1063, HB 1178, HB 1194, HB 1197, HB 1390, HB 1428.

**MOTION**

**REP. FREIER MOVED** that the absent member be excused, which motion prevailed.

**MOTION**

**REP. FREIER MOVED** that the House be on the Fifth, Ninth, and Thirteenth orders of business and at the conclusion of those orders, the House stand adjourned until 8:30 a.m., Wednesday, February 5, 1997, which motion prevailed.

**REPORT OF STANDING COMMITTEE**

**HB 1028: Appropriations Committee (Rep. Dalrymple, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (19 YEAS, 0 NAYS, 4 ABSENT AND NOT VOTING). Engrossed HB 1028 was placed on the Sixth order on the calendar.

Page 1, line 3, after the semicolon insert "to create and enact a new section to chapter 5 of the 1995 Session Laws, relating to capital improvements at the north central research center; to amend and reenact section 4 of chapter 25 of the 1995 Session Laws, relating to state employee defense costs;"

Page 1, line 14, replace "324,172" with "324,172"

Page 1, after line 14, insert:

"Facility management 25,000"

Page 1, line 15, replace "324,172" with "349,172"

Page 1, line 18, replace "22,348" with "153,000"

Page 1, remove line 19

Page 1, line 20, replace "171,048" with "153,000"

Page 2, line 7, replace "652,000" with "852,000"

Page 2, line 8, replace "652,000" with "852,000"

Page 2, line 9, replace "161,000" with "245,000"

Page 2, line 10, replace "491,000" with "607,000"

Page 2, line 11, replace "4,942,225" with "4,983,712"

Page 2, line 12, replace "161,000" with "245,000"

Page 2, line 13, replace "5,103,225" with "5,228,712"

Page 2, remove lines 14 through 18

Page 2, line 25, replace "296,005" with "214,540"

Page 3, line 3, replace "296,005" with "214,540"

Page 3, line 11, remove "and nursing student loan" and replace "117,290" with "2,852"

Page 3, after line 12, insert:

"Nursing student loan program at the university of                    32,973"  
North Dakota

Page 3, after line 18, insert:

**"SECTION 4.** A new section to chapter 5 of the 1995 Session Laws is created and enacted as follows:

**NORTH CENTRAL RESEARCH CENTER CAPITAL IMPROVEMENTS.** The capital improvements line item in subdivision 8 of section 1 of this Act may be used to construct a new headquarters building at the north central research center.

**SECTION 5. AMENDMENT.** Section 4 of chapter 25 of the 1995 Session Laws is amended and reenacted as follows:

**SECTION 4. BONDING FUND.** The appropriation in section 1 of this Act includes up to \$250,000, or so much of the sum as may be necessary, from the state bonding fund to the attorney general for the purpose of providing state employee defense services pursuant to section 26.1-21-10.2. The emergency commission, notwithstanding section 54-16-04, is authorized during the biennium beginning July 1, 1995, and ending June 30, 1997, to approve the expenditure of the funds from the state bonding fund appropriated in section 1 of this Act to the extent necessary and based upon applications by the attorney general. ~~Funds expended by the attorney general for state employee defense must be reimbursed to the state bonding fund through deficiency appropriation and the attorney general shall report to the budget section of the legislative council the amount of any deficiency appropriation that may be introduced to the fifty fifth legislative assembly."~~

Renumber accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:**

**DEPARTMENT 110 - OFFICE OF MANAGEMENT AND BUDGET**

HOUSE - This amendment provides \$25,000 from the general fund for providing janitorial services in the legislative wing during the 1997 legislative session.

**DEPARTMENT 125 - ATTORNEY GENERAL**

HOUSE - Additional funding of \$130,652 from the general fund is provided for local gaming enforcement grants. The first quarter payment in 1995 was not paid until August 1995; therefore, could not be charged to the 1993-95 biennium which will result in an extra payment of \$153,000 being made during the 1995-97 biennium. The bill as introduced included only \$22,348.

This amendment removes funding from the general fund of \$148,700 which would have been used to repay the bonding fund for state employee defense services during the 1995-97

biennium. A new section is added to the bill to remove the 1995 Session Laws provision requiring that the general fund reimburse the bonding fund for these costs.

DEPARTMENT 471 - BANK OF NORTH DAKOTA

HOUSE - This amendment reduces the Bank of North Dakota transfer to the general fund and the corresponding general fund appropriation by \$81,465 from \$296,005 to \$214,540 to reflect actual settlement amounts with the United States Department of Health and Human Services regarding student loan program fund interest earnings.

DEPARTMENT 512 - EMERGENCY MANAGEMENT

HOUSE - Section 2 of the bill is removed which would have allowed Emergency Management to carry over any unexpended funds into the 1997-99 biennium which are being provided in subdivision 4 of Section 1 of the bill for repaying Bank of North Dakota loans relating to costs associated with state disasters. Any unexpended funds relating to this \$3.5 million appropriation will revert to the general fund on June 30, 1997.

DEPARTMENT 530 - DEPARTMENT OF CORRECTIONS AND REHABILITATION

HOUSE - The general fund appropriation is increased by \$116,000 and estimated income is reduced by \$116,000 to reflect the loss of revenue resulting from the reduction in the number of federal inmates housed at the Penitentiary due to the increase in the inmate population.

The amendment also provides \$200,000 of federal funds for the planning and completion of architectural drawings relating to the renovation of the extended treatment building at the State Hospital for use as a medium security prison.

DEPARTMENT 645 - NORTH CENTRAL RESEARCH CENTER

HOUSE - This amendment authorizes the North Central Research Center to spend the \$600,000 capital improvements appropriation provided by the 1995 Legislative Assembly to construct a new headquarters building at the center rather than to construct an addition to the existing building as authorized by the 1995 Legislative Assembly.

**REPORT OF STANDING COMMITTEE**

**HB 1103: Transportation Committee (Rep. Skarphol, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (10 YEAS, 3 NAYS, 1 ABSENT AND NOT VOTING). HB 1103 was placed on the Sixth order on the calendar.

Page 1, line 1, after "Act" replace the remainder of the bill with "to provide for the privacy of driver and motor vehicle records; to amend and reenact section 39-02-05 of the North Dakota Century Code, relating to records of the department; and to provide a penalty.

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

**SECTION 1. Definitions.** As used in this Act:

1. "Department" means the department of transportation, or an authorized agent or contractor of the department responsible for compiling and maintaining motor vehicle records.
2. "Disclose" means to engage in any practice or conduct to make available and make known personal information contained in a motor vehicle record about a person to any other person by any means of communication.
3. "Individual record" means a motor vehicle record containing personal information about a designated person who is the subject of the record as identified in a request.
4. "Motor vehicle record" means any record that pertains to a motor vehicle operator's license or permit, motor vehicle registration, motor vehicle title, or identification document issued by the department, or other state or local agency authorized to issue any of such forms of credentials. A record includes all books, papers, photographs, photostats, cards, films, tapes, recordings, electronic data, printouts or other documentary materials regardless of physical form or characteristics.

5. "Person" does not include an agency of this state.
6. "Personal information" means information that identifies a person, including an individual's photograph or computerized image, social security number, driver identification number, name, address, telephone number, and medical or disability information. The term does not include the five-digit zip code of an address, information on vehicular accidents, driving or equipment-related violations, and operator's license or registration status.

**SECTION 2. Disclosure and use of personal information from department records prohibited.** Notwithstanding any other provision of law, except as provided in sections 3, 4, and 5 of this Act, the department may not disclose personal information about any person obtained by the department in connection with a motor vehicle record.

**SECTION 3. Required disclosures.** Personal information referred to in section 2 of this Act must be disclosed for use in connection with matters of motor vehicle or driver safety and theft; motor vehicle emissions; motor vehicle product alterations, recalls, or advisories; performance monitoring of motor vehicles and dealers by motor vehicle manufacturers; and removal of nonowner records from the original owner records of motor vehicle manufacturers in accordance with federal law.

**SECTION 4. Disclosure with consent.** Personal information referred to in section 2 of this Act may be disclosed to any requester, if the requester demonstrates in the form and manner prescribed by the department that the requester has obtained the written consent of the person who is the subject of the information.

**SECTION 5. Permitted disclosures.** The department may disclose personal information referred to in section 2 of this Act to any person, on proof of the identity of the person requesting a record and representation by the requester that the use of the personal information will be strictly limited to one or more of the following:

1. For use by any government agency, including any court or law enforcement agency, in carrying out its functions, or any private person acting on behalf of a government agency in carrying out its functions.
2. For use in connection with matters of motor vehicles or driver safety and theft; motor vehicle emissions; motor vehicle product alterations, recalls, or advisories; performance monitoring of motor vehicles, motor vehicle parts, and dealers; motor vehicle market research activities, including survey research; and removal of nonowner records from the original owner records of motor vehicle manufacturers.
3. For use in the normal course of business by a legitimate business or its agents, employees, or contractors:
  - a. To verify the accuracy of personal information submitted by the individual to the business or its agents, employees, or contractors; and
  - b. If the information as so submitted is not correct or is no longer correct, to obtain the correct information, but only for the purposes of preventing fraud by, pursuing legal remedies against, or recovering on a debt or security interest against, the individual.
4. For use in connection with any proceeding in any court or government agency or before any self-regulatory body, including the service of process, investigation in anticipation of litigation, and the execution or enforcement of judgments and orders, or pursuant to an order of any court.
5. For use in research activities, and for use in producing statistical reports, so long as the personal information is not published, redisclosed, or used to contact individuals.
6. For use by any insurer or insurance support organization, or by a self-insured entity, or its agents, employees, or contractors, in connection with claims investigation activities, antifraud activities, rating, or underwriting.

7. For use in providing notice to the owner or lienholder of a towed or impounded vehicle.
8. For use by any licensed private investigative agency or licensed security service for any purpose permitted under this section.
9. For use by an employer or its agent or insurer to obtain or verify information relating to a holder of a commercial driver's license which is required under the Commercial Motor Vehicle Safety Act of 1986 [title XII of Pub. L. 99-570].
10. For use in connection with the operation of private toll transportation facilities.
11. For any use specifically authorized by law that is related to the operation of a motor vehicle or public safety.

**SECTION 6. Fees.** Disclosure of personal information required or permitted under sections 3, 4, and 5 of this Act is subject to payment by the requesting person to the department of all fees for the information required by law, or the terms of any contract with the requesting person, on the terms for payment as may be required or agreed.

**SECTION 7. Additional conditions.** Before the disclosure of personal information under sections 3, 4, and 5 of this Act, the department may require reasonable assurance concerning the identity of the requesting person, the use to be only as authorized, and the consent of the person who is the subject of the information to be obtained. These conditions may include the making and filing of a written application in a form and containing information and certification requirements as the department may prescribe.

**SECTION 8. Resale or redisclosure.**

1. An authorized recipient of personal information may resell or redisclose the information for any use permitted under section 5.
2. The department shall require any authorized recipient who resells or rediscloses personal information to maintain for a period of not less than five years records as to the person receiving the information and the permitted use for which it was obtained, and to make these records available for inspection by the department, upon request.

**SECTION 9. Regulations and waiver procedure.** Upon receiving a request for personal information that is not subject to disclosure in accordance with the exception provisions of sections 3, 4, and 5, the department may mail a copy of the request to each individual who is the subject of the information, informing the individual of the request, together with a statement to the effect that disclosure is prohibited and will not be made unless the individual affirmatively elects to waive the individual's rights to privacy under sections 1 through 10 of this Act.

**SECTION 10. Penalty for false representation.** Any person requesting the disclosure of personal information from department records who misrepresents that person's identity or makes a false statement to the department on any application required to be submitted pursuant to sections 1 through 10 of this Act is guilty of a class A misdemeanor.

**SECTION 11. AMENDMENT.** Section 39-02-05 of the 1995 Supplement to the North Dakota Century Code is amended and reenacted as follows:

**39-02-05. Records of the department open to public inspection.** All Except as provided by sections 1 through 10 of this Act, all registration and license records in the office of the department must be public records and must be open to inspection by the public during business hours. The director shall charge a uniform fee, not to exceed three dollars, for each item of information furnished to any person concerning a specific motor vehicle. However, such charges may not be assessed to a person requesting information concerning a motor vehicle of which he is the owner, nor may such charges apply to law enforcement officials requesting motor vehicle information in their official capacity. All fees received under the provisions of this section must be credited to the motor vehicle registration fund."



Renumber accordingly

**REPORT OF STANDING COMMITTEE**

**HB 1134: Industry, Business and Labor Committee (Rep. Berg, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (11 YEAS, 1 NAY, 3 ABSENT AND NOT VOTING). HB 1134 was placed on the Sixth order on the calendar.

Page 1, line 1, replace "two" with "a" and replace "sections" with "section"

Page 1, line 3, remove "and a civil penalty for the unauthorized practice of private investigative and"

Page 1, line 4, remove "security service"

Page 1, line 13, replace the second "the" with "each", after "applicant" insert "for certification", replace "undergo" with "file", and after the third "a" insert "complete set of the applicant's fingerprints, taken by a law enforcement officer, and all other information necessary to complete a state and nationwide"

Page 1, line 14, replace "by" with "with the bureau of criminal investigation for state processing and filing with" and replace "and the bureau of criminal" with "for federal processing. All costs associated with the background check and with obtaining and processing the fingerprints are the responsibility of the applicant. Criminal history records provided to the board pursuant to this section are confidential and closed to the public and may be used by the board for the sole purpose of determining an applicant's eligibility for licensure and obtaining documentation to support a denial of licensure."

Page 1, remove line 15

Page 2, line 5, remove "or impose a monetary fine"

Page 2, after line 15, insert:

"The board may impose a fee on any person subject to regulation under this chapter to reimburse the board for all or part of the costs of administrative actions resulting in disciplinary action, including the amount paid by the board for services from the office of administrative hearings, attorney's fees, court costs, witness fees, staff time, and other expenses."

Page 3, line 5, replace the underscored period with an underscored colon

Page 3, remove line 6

Page 3, line 7, remove the overstrike over "The" and remove "A"

Page 3, line 9, remove the overstrike over "is", after "fifty" insert "one hundred", and remove the overstrike over "dollars"

Page 3, line 10 remove the overstrike over "The" and remove "A"

Page 3, line 11, remove the overstrike over "is"

Page 3, line 12, remove the overstrike over "~~one hundred~~" and insert immediately thereafter "fifty" and remove the overstrike over "dollars"

Page 3, line 13, remove the overstrike over "The" and remove "A"

Page 3, line 14, remove the overstrike over "is", after "fifty" insert "one hundred", and remove the overstrike over "dollars"

Page 3, line 15, remove the overstrike over "The" and remove "A"

Page 3, line 16, remove the overstrike over "is", after "~~two~~" insert "three", and remove the overstrike over "~~hundred dollars~~"

Page 3, line 17, remove the overstrike over "The" and remove "A"

Page 3, line 18, remove the overstrike over "is", after "five" insert "twenty-five", and remove the overstrike over "dollars"

Page 3, line 19, remove the overstrike over "The" and remove "An"

Page 3, line 20, remove the overstrike over "is", after "five" insert "twenty-five", and remove the overstrike over "dollars"

Page 3, line 21, remove the overstrike over "The", remove "A", remove the overstrike over "is", after "ten" insert "twenty", and remove the overstrike over "dollars"

Page 3, after line 21, insert:

"8. The initial registration fee to provide private investigative service or private security service is twenty dollars. The fee for the renewal of a registration to provide private investigative service or private security service is five dollars."

Page 3, remove lines 30 through 31

Page 4, remove lines 1 through 8

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

**HB 1160: Industry, Business and Labor Committee (Rep. Berg, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (11 YEAS, 2 NAYS, 2 ABSENT AND NOT VOTING). HB 1160 was placed on the Sixth order on the calendar.

Page 2, line 30, remove the overstrike over "~~Set and collect a fee, not to exceed one hundred~~" and insert immediately thereafter "fifty" and remove the overstrike over "dollars, for the filing of each"

Page 2, remove the overstrike over line 31

Page 3, line 1, after "twenty" insert "one hundred", remove the overstrike over "dollars, for the renewal of a license under this chapter", and remove "Prescribe through"

Page 3, remove line 2

Page 3, line 3, remove "assessed and collected by the board under this chapter"

Page 6, line 21, after "All" insert "portions of"

Page 6, replace lines 27 through 31 with:

**Costs of prosecution - Disciplinary proceedings.** The board may impose a fee against any person subject to regulation under this chapter to reimburse the board for all or part of the costs of administrative actions resulting in disciplinary action, including the amount paid by the board for services from the office of administrative hearings, attorney's fees, court costs, witness fees, staff time, and other expenses."

Page 7, remove lines 1 through 3

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

**HB 1190: Natural Resources Committee (Rep. Olson, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO NOT PASS** (9 YEAS, 5 NAYS, 2 ABSENT AND NOT VOTING). HB 1190 was placed on the Sixth order on the calendar.

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

Page 1, line 4, after "licenses" insert "; and to provide an expiration date"

Page 2, after line 22, insert:

**"SECTION 4. EXPIRATION DATE.** This Act is effective through July 31, 1999, and after that date is ineffective."

Renumber accordingly

**REPORT OF STANDING COMMITTEE**

**HB 1196: Natural Resources Committee (Rep. Olson, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (13 YEAS, 1 NAY, 2 ABSENT AND NOT VOTING). HB 1196 was placed on the Sixth order on the calendar.

Page 1, line 11, after the period insert "The director shall issue two percent of the total white-tailed deer gun licenses available each year to hunters with muzzleloading firearms. Of the two percent, one-half of the licenses issued may be antlered."

Renumber accordingly

**REPORT OF STANDING COMMITTEE**

**HB 1210: Industry, Business and Labor Committee (Rep. Berg, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (12 YEAS, 1 NAY, 2 ABSENT AND NOT VOTING). HB 1210 was placed on the Sixth order on the calendar.

Page 1, line 9, remove "daily compensation for actual services in an amount not"

Page 1, remove line 10

Page 1, line 11, remove "compensation commission", overstrike "for actual services", and replace the underscored comma with "daily compensation for actual services in an amount not to exceed sixty-two dollars"

Page 1, line 18, remove "types of" and remove "in an amount"

Page 1, line 19, remove "determined by the board by rule"

Page 1, line 20, remove the overstrike over the comma

Page 1, line 21, after "~~twenty~~" insert "one hundred" and remove the overstrike over "~~dollars~~"

Page 1, line 24, remove the overstrike over the comma, after "~~ten~~" insert "fifty", and remove the overstrike over "~~dollars~~"

Page 2, line 2, remove the overstrike over the comma, after "~~thirty-five~~" insert "fifty", and remove the overstrike over "~~dollars~~"

Page 2, line 3, remove the overstrike over "~~For~~", remove "A penalty fee for", and remove the overstrike over "~~,a~~"

Page 2, line 4, remove the overstrike over "~~ten-dollar penalty fee in addition to the regular renewal fee~~"

Page 2, line 5, remove the overstrike over "~~,twenty dollars~~"

Page 2, line 6, remove the overstrike over "~~For~~", remove "A penalty fee for", and remove the overstrike over the comma

Page 2, line 7, remove the overstrike over "~~a ten-dollar penalty fee in addition to the regular renewal fee~~"

Page 2, line 8, remove the overstrike over "~~,an annual fee of one~~"

Page 2, line 9, remove the overstrike over "~~hundred twenty five dollars~~"

Page 2, line 10, remove the overstrike over the first comma, after "~~fifteen~~" insert "thirty-five", and remove the overstrike over "~~dollars~~"

Page 2, line 13, remove the overstrike over "~~,one hundred twenty five dollars~~"

Page 2, line 14, remove the overstrike over "~~For~~", remove "A penalty fee for", and remove the overstrike over "~~,a ten-dollar~~"

Page 2, line 15, remove the overstrike over "~~penalty fee in addition to the annual license fee~~"

Page 2, line 17, remove the overstrike over "a", remove the first "the", remove the overstrike over "~~of fifty dollars~~", and remove "determined by the board"

Page 2, line 25, remove the overstrike over "of" and replace "determined by the board" with "ten dollars"

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

**HB 1285: Finance and Taxation Committee (Rep. Belter, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO NOT PASS** (7 YEAS, 6 NAYS, 1 ABSENT AND NOT VOTING). HB 1285 was placed on the Sixth order on the calendar.

Page 1, line 22, replace "1996" with "1998"

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

**HB 1330: Industry, Business and Labor Committee (Rep. Berg, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (13 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). HB 1330 was placed on the Sixth order on the calendar.

Page 1, line 7, after "**card**" insert "**- State credit card processor**"

Page 1, line 11, after the first "the" insert "The", remove the overstrike over "~~Bank of North Dakota is the~~", after "~~depository~~" insert "state credit card processor", and remove the overstrike over "~~for credit~~"

Page 1, line 12, remove the overstrike over "~~card transactions of state agencies, boards, or commissions-~~" and replace "A credit card processor that" with "The Bank of North Dakota shall select a credit card processor or processors to provide credit card services to state agencies, boards, and commissions. All funds from credit card transactions must be deposited in the respective entity's account in the Bank of North Dakota. If on January 1, 1997, any state agency, board, or commission uses a credit card processor selected by the Bank of North Dakota, it may continue using that processor until June 30, 1999, or until transition to the state processor is available with minimal fee or penalty, whichever is earlier."

Page 1, remove line 13

Page 1, line 14, remove "shall deposit the net funds in the respective agency's account in the Bank of North Dakota."

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

**HB 1341: Finance and Taxation Committee (Rep. Belter, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1341 was placed on the Sixth order on the calendar.

Page 3, line 29, after "discretion" insert "or charitable status"

Page 3, line 30, after "discretion" insert "or charitable status"

Page 4, line 1, after the first "or" insert "buildings belonging to institutions of public charity."

Page 4, line 11, after "discretion" insert "or charitable status"

Page 4, line 16, after "discretion" insert "or charitable status"

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

**HB 1369: Agriculture Committee (Rep. Nicholas, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (11 YEAS, 1 NAY, 1 ABSENT AND NOT VOTING). HB 1369 was placed on the Sixth order on the calendar.

Page 1, line 1, after "program" insert "; and to authorize a transfer of funds"

Page 1, after line 7, insert:

**"SECTION 2. TRANSFER TO STATE WATERBANK FUND.** The general fund appropriation in section 1 of this Act must be transferred by the commissioner of agriculture to the state waterbank fund established under section 61-31-10."

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

**HB 1482: Natural Resources Committee (Rep. Olson, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (12 YEAS, 2 NAYS, 2 ABSENT AND NOT VOTING). HB 1482 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 the issuance of bonds to finance construction of an outlet to Devils Lake and to finance a statewide water development program; to provide an appropriation; and to declare an emergency.

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

##### SECTION 1. Legislative findings and intent - Authority to issue bonds.

1. The legislative assembly finds that the Devils Lake basin is suffering and facing a worsening flood disaster. It further finds that construction of an outlet to Devils Lake is necessary for the protection of health, property, and enterprises, and for the promotion of prosperity and the general welfare of the people of the state of North Dakota, and that construction of the outlet involves and requires the exercise of the sovereign powers of the state and concerns a public purpose. Therefore, it is declared necessary that an outlet for Devils Lake be constructed by the state water commission to provide flood relief to the Devils Lake basin.
2. The legislative assembly also finds that there is a critical need to develop a comprehensive statewide water development program to serve the long-term water resource needs of the state and its people and to protect the state's current usage of, and the state's claim to, its proper share of Missouri River water.
3. In furtherance of these public purposes, the state water commission may issue bonds under chapter 61-02 in an aggregate amount not to exceed twenty million dollars to finance the cost of these projects provided that:
  - a. The commission may only issue bonds for construction of an outlet to Devils Lake when the United States authorizes construction of an outlet including provisions for an inlet to Devils Lake and addressing damage to basic infrastructure such as roads, culverts, and bridges; riverbank erosion; downstream flooding; and increased water treatment costs caused by or resulting from construction of the outlet.
  - b. The commission may only issue bonds to finance a comprehensive statewide water development program pursuant to this Act when the Congress of the United States enacts legislation for the completion of the Garrison diversion unit, which may include the delivery of water to the northwest area water supply project; southwest pipeline project; Turtle Lake irrigation district; Nesson-Valley irrigation district; Elk Charbonneau-Timber Creek irrigation district; the Williston irrigation project; the Oakes irrigation project; other municipal, rural, and industrial water supply projects; and delivery of Missouri River water to the Sheyenne River. This Act does not affect the state water commission's authority to otherwise issue bonds pursuant to chapter 61-02.

- c. The commission shall notify the budget section of the legislative council if either of the contingencies in subdivision a or b occur and bonds are issued under this Act.
- d. The authority of the commission to issue bonds under this Act is effective through July 1, 1999, and after that date is ineffective.

**SECTION 2. State water commission may match federal funds.** The state water commission may use all or part of the proceeds of bonds issued as provided in this Act to match any federal funds available for the projects identified in subdivisions a and b of subsection 3 of section 1 of this Act. Proceeds realized from the sale of bonds under this Act are available to match federal funds in the ratio of one to four.

**SECTION 3. Limitation of action.** No action may be brought or maintained in any court in this state questioning the validity of any bonds issued under this Act unless the action is commenced within thirty days after the adoption of the resolution of the state water commission authorizing the sale of the bonds. The state water commission may commence a special proceeding any time after the effective date of this Act in and by which the constitutionality and validity of the bonds to be issued pursuant to this Act may be judicially examined, approved, and confirmed, or disapproved and disaffirmed. Proceedings must comply as nearly as possible with the procedure required for declaratory judgment proceedings.

**SECTION 4. Bonds payable from appropriations and other revenues.**

1. Bonds issued under this Act are payable from transfers to be made by the legislative assembly from the accumulated and undivided profits of the Bank of North Dakota to the resources trust fund and thereafter appropriated for payment of the bonds or from appropriations of other available revenues, and other revenues available to the state water commission for that purpose, including any federal moneys received by the state for the construction of an outlet to Devils Lake to pay bonds issued for that project, or financing a statewide water development program to pay bonds issued for that project.
2. Obligations issued under the provisions of this Act do not constitute a debt, liability, or obligation of the state of North Dakota or a pledge of the faith and credit of the state of North Dakota, but are payable solely from the accumulated and undivided profits of the Bank of North Dakota or other sources provided for by the legislative assembly.
3. The state water commission shall include in its submission to the governor for inclusion by the governor in the biennial executive budget of the state for each year of the respective biennium during the term of any bonds issued under this Act an amount fully sufficient to pay the principal and interest required to be paid in each year of the biennium, if any, from moneys from nongeneral fund sources. Provided, that should the governor not include in the executive budget for any reason the amounts required to be included by this section, the state water commission shall request independently that the legislative assembly amend the executive budget appropriation so as to include the amounts.

**SECTION 5. APPROPRIATION.** The sum of \$2,000,000, or so much of the sum as may be necessary, is transferred from the accumulated and undivided profits of the Bank of North Dakota to the resources trust fund. Upon transfer of the funds by the Bank of North Dakota, there is hereby appropriated out of any moneys in the resources trust fund, not otherwise appropriated, the sum of \$2,000,000, or so much of the sum as may be necessary, to the state water commission for the biennium beginning July 1, 1997, and ending June 30, 1999, for the purpose of paying the interest on and principal of the bonds issued in accordance with this Act.

**SECTION 6. EMERGENCY.** This Act is declared to be an emergency measure."

Renumber accordingly

**REPORT OF STANDING COMMITTEE**

**HB 1072: Natural Resources Committee (Rep. Olson, Chairman)** recommends **DO NOT PASS** (14 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). HB 1072 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**HB 1078: Natural Resources Committee (Rep. Olson, Chairman)** recommends **DO NOT PASS** (14 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). HB 1078 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**HB 1233: Political Subdivisions Committee (Rep. Poolman, Chairman)** recommends **DO PASS** (13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1233 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**HB 1272: Finance and Taxation Committee (Rep. Belter, Chairman)** recommends **DO PASS** (12 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). HB 1272 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**HB 1273: Finance and Taxation Committee (Rep. Belter, Chairman)** recommends **DO NOT PASS** (10 YEAS, 3 NAYS, 1 ABSENT AND NOT VOTING). HB 1273 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**HB 1276: Finance and Taxation Committee (Rep. Belter, Chairman)** recommends **DO PASS** (13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1276 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**HB 1286: Finance and Taxation Committee (Rep. Belter, Chairman)** recommends **DO PASS** (8 YEAS, 5 NAYS, 1 ABSENT AND NOT VOTING). HB 1286 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**HB 1311: Finance and Taxation Committee (Rep. Belter, Chairman)** recommends **DO PASS** (11 YEAS, 2 NAYS, 1 ABSENT AND NOT VOTING). HB 1311 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**HB 1318: Finance and Taxation Committee (Rep. Belter, Chairman)** recommends **DO NOT PASS** (10 YEAS, 4 NAYS, 0 ABSENT AND NOT VOTING). HB 1318 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**HB 1327: Political Subdivisions Committee (Rep. Poolman, Chairman)** recommends **DO NOT PASS** (13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1327 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**HB 1374: Political Subdivisions Committee (Rep. Poolman, Chairman)** recommends **DO NOT PASS** (12 YEAS, 1 NAY, 1 ABSENT AND NOT VOTING). HB 1374 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**HB 1405: Natural Resources Committee (Rep. Olson, Chairman)** recommends **DO PASS** (15 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1405 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**HB 1408: Natural Resources Committee (Rep. Olson, Chairman)** recommends **DO NOT PASS** (12 YEAS, 3 NAYS, 1 ABSENT AND NOT VOTING). HB 1408 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**HB 1438: Industry, Business and Labor Committee (Rep. Berg, Chairman)** recommends **DO NOT PASS** (13 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING). HB 1438 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**HB 1453: Judiciary Committee (Rep. Kretschmar, Chairman)** recommends **DO PASS** (10 YEAS, 4 NAYS, 0 ABSENT AND NOT VOTING). HB 1453 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**HB 1463: Finance and Taxation Committee (Rep. Belter, Chairman)** recommends **DO PASS** (13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1463 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**HB 1468: Judiciary Committee (Rep. Kretschmar, Chairman)** recommends **DO PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1468 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**HCR 3010: Judiciary Committee (Rep. Kretschmar, Chairman)** recommends **DO PASS** (13 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). HCR 3010 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**HCR 3017: Finance and Taxation Committee (Rep. Belter, Chairman)** recommends **DO PASS** (9 YEAS, 4 NAYS, 1 ABSENT AND NOT VOTING). HCR 3017 was placed on the Eleventh order on the calendar.

**FIRST READING OF HOUSE CONCURRENT RESOLUTION**

Reps. Maragos, Svedjan, Price and Sens. Kelsh, Nalewaja introduced:

**HCR 3032:** A concurrent resolution directing the Legislative Council to study the responsibilities of county social services as they are distinguished from the responsibilities of regional human service centers and the Department of Human Services when providing services to children and their families and persons with disabilities, including the elderly.

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

**FIRST READING OF SENATE BILLS**

**SB 2068:** A BILL for an Act to amend and reenact subsection 3 of section 27-08.1-01, sections 27-08.1-02, 27-08.1-04, and 27-08.1-05 of the North Dakota Century Code, relating to small claims judgments and the commencement and removal of small claims actions; and to repeal section 27-08.1-06 of the North Dakota Century Code, relating to docketing and execution of small claims judgments.

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

**SB 2091:** A BILL for an Act to amend and reenact section 44-04-18.5 of the North Dakota Century Code, relating to open records exemptions for computer software programs developed by a state agency and authorizing agreements for licensing of computer software programs; and to declare an emergency.

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

**SB 2102:** A BILL for an Act to amend and reenact subsection 9 of section 52-09-20 of the North Dakota Century Code, relating to primary insurance benefits under the old-age and survivor insurance system.

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

**SB 2115:** A BILL for an Act to create and enact a new section to chapter 26.1-36 of the North Dakota Century Code, relating to insurance coverage for prostate-specific antigen tests.

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

**SB 2118:** A BILL for an Act to create and enact a new subsection to section 6-03-27 of the North Dakota Century Code, relating to filing a list of bank holding company stockholders; and to amend and reenact subsection 6 of section 6-01-04.1, sections 6-01-07, 6-01-20, subsection 1 of section 6-03-02, and section 6-03-15.1 of the North Dakota Century Code, relating to removal of a financial corporation's or institution's employees, confidentiality of bank and credit union reports of examination, Bank of North Dakota access to examination and other information, a banking association's period of existence, and temporary relocating of a bank office.

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

**SB 2135:** A BILL for an Act to create and enact a new section to chapter 13-05 of the North Dakota Century Code, relating to removal from office of collection agency officers or employees by the department of banking and financial institutions.

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

**SB 2149:** A BILL for an Act to amend and reenact sections 25-01-03 and 25-02-04 of the North Dakota Century Code, relating to the qualifications and appointment of an administrator for the state hospital.



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

**SB 2151:** A BILL for an Act to amend and reenact sections 16.1-07-01, 16.1-07-05, 16.1-07-06, and 16.1-07-08 of the North Dakota Century Code, relating to an elector's eligibility to vote by absentee ballot; and to repeal section 16.1-07-02 of the North Dakota Century Code, relating to voting by absentee ballot.

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

**SB 2175:** A BILL for an Act to amend and reenact sections 16.1-06-06, 16.1-07-09, 16.1-09-02, 16.1-11-13, 16.1-11-19, 16.1-15-17, 16.1-15-22, and 44-08-21 of the North Dakota Century Code, relating to general election ballots for persons authorized to vote for presidential electors only, canvassing late absentee ballots, presidential candidates personal disclosure statements, filing of certificates with the secretary of state showing the names and addresses of persons nominated in the county by county auditors, filling vacancies existing on the no-party ballot, time when county canvassing boards are required to meet, recall elections, and deadlines for candidates to file in recall elections.

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

**SB 2208:** A BILL for an Act to create and enact two new sections to chapter 23-07.1 of the North Dakota Century Code, relating to the control of tuberculosis; to amend and reenact sections 23-07.1-01, 23-07.1-04, 23-07.1-05, 23-07.1-06, 23-07.1-07, 23-07.1-08, 23-07.1-09, 23-07.1-10, 23-07.1-12, 23-07.1-13, and 23-07.1-14 of the North Dakota Century Code, relating to the control and eradication of tuberculosis; and to provide a penalty.

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

**SB 2235:** A BILL for an Act to amend and reenact subsections 3 and 5 of section 14-05-22 and subdivision j of subsection 1 of section 14-09-06.2 of the North Dakota Century Code, relating to the effect of domestic violence on visitation rights and child custody proceedings.

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

**SB 2237:** A BILL for an Act to create and enact two new sections to chapter 54-44.5 of the North Dakota Century Code, relating to community action agencies; and to amend and reenact section 54-44.5-01 of the North Dakota Century Code, relating to the office of intergovernmental assistance.

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

**SB 2303:** A BILL for an Act to amend and reenact subsection 1 of section 57-02-01 of the North Dakota Century Code, relating to the definition of agricultural property for property tax assessment purposes; and to provide an effective date.

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

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

**ROY GILBREATH, Chief Clerk**