

JOURNAL OF THE HOUSE

Fifty-eighth Legislative Assembly

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Bismarck, January 28, 2003

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

The prayer was offered by Rev. Kris Nyman, Zion Lutheran Church, Beulah.

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

A quorum was declared by the Speaker.

SIXTH ORDER OF BUSINESS

REP. BERG MOVED that the amendments on the Sixth order of business to HB 1061, HB 1082, HB 1101, HB 1102, HB 1139, HB 1150, HB 1186, HB 1262, HB 1297, HB 1299 and HB 1319 be adopted, which motion prevailed.

HB 1061, HB 1082, HB 1101, HB 1102, HB 1139, HB 1150, HB 1186, HB 1262, HB 1297, HB 1299 and HB 1319, as amended, were placed on the Eleventh order of business on the calendar.

MOTION

REP. BERG MOVED that HB 1152 be laid over four legislative days, which motion prevailed.

MOTION

REP. BERG MOVED that HB 1344 be returned to the House floor from the **Natural Resources Committee** for the purpose of withdrawal, which motion prevailed.

REQUEST

REP. BERG REQUESTED the unanimous consent of the House to withdraw HB 1344. There being no objection, it was so ordered by the Speaker.

MOTION

REP. BERG MOVED that HB 1483 be returned to the House floor from the **Government and Veterans Affairs Committee** for the purpose of withdrawal, which motion prevailed.

REQUEST

REP. BERG REQUESTED the unanimous consent of the House to withdraw HB 1483. There being no objection, it was so ordered by the Speaker.

SECOND READING OF HOUSE BILL

HB 1064: A BILL for an Act to amend and reenact subsection 1 of section 52-11-01 and subsection 7 of section 54-52-04 of the North Dakota Century Code, relating to the retirement plan for employees of job service North Dakota and authority of the public employees retirement system board.

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, 0 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Amerman; Bellew; Belter; Berg; Bernstein; Boe; Boehning; Boucher; Brusegaard; Carlisle; Carlson; Clark; DeKrey; Delmore; Delzer; Devlin; Dosch; Drovdal; Eckre; Ekstrom; Froelich; Froseth; Galvin; Glassheim; Grande; Grosz; Guleson; Haas; Hanson; Hawken; Headland; Herbel; Hunsakor; Iverson; Johnson, D.; Johnson, N.; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein, F.; Klein, M.; Klemm; Koppelman; Kreidt; Kroeber; Maragos; Martinson; Meier; Metcalf; Monson; Mueller; Nelson; Nicholas; Niemeier; Norland; Nottestad; Onstad; Pietsch; Pollert; Porter; Potter; Price; Rennerfeldt; Ruby; Sandvig; Schmidt; Severson; Sitte; Skarphol; Solberg; Svedjan; Thoreson; Thorpe; Tieman; Timm; Uglem; Wald; Warner; Warnke; Weiler; Weisz; Wieland; Wikenheiser; Williams; Winrich; Wrangham; Zaiser; Acting Speaker Kretschmar

ABSENT AND NOT VOTING: Wentz

HB 1064, as amended, passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1116: A BILL for an Act to amend and reenact subsection 1 of section 6-09-15 of the North Dakota Century Code, relating to authority of the Bank of North Dakota regarding trust preferred securities transactions; and to provide an expiration 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 93 YEAS, 0 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Amerman; Bellew; Belter; Berg; Bernstein; Boe; Boehning; Boucher; Brusegaard; Carlisle; Carlson; Clark; DeKrey; Delmore; Delzer; Devlin; Dosch; Drovdal; Eckre; Ekstrom; Froelich; Froseth; Galvin; Glassheim; Grande; Grosz; Gullerson; Haas; Hanson; Hawken; Headland; Herbel; Hunskor; Iverson; Johnson, D.; Johnson, N.; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein, F.; Klein, M.; Klemm; Koppelman; Kreidt; Kroeber; Maragos; Martinson; Meier; Metcalf; Monson; Mueller; Nelson; Nicholas; Niemeier; Norland; Nottestad; Onstad; Pietsch; Pollert; Porter; Potter; Price; Rennerfeldt; Ruby; Sandvig; Schmidt; Severson; Sitte; Skarphol; Solberg; Svedjan; Thoreson; Thorpe; Tieman; Timm; Uglem; Wald; Warner; Warnke; Weiler; Weisz; Wieland; Wikenheiser; Williams; Winrich; Wrangham; Zaiser; Acting Speaker Kretschmar

ABSENT AND NOT VOTING: Wentz

HB 1116, as amended, passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1129: A BILL for an Act to amend and reenact sections 4-27-06, 4-30-36, 4-30-36.2, and 4-30-36.4 of the North Dakota Century Code, relating to milk assessments and dairy regulations.

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, 0 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Amerman; Bellew; Belter; Berg; Bernstein; Boe; Boehning; Boucher; Brusegaard; Carlisle; Carlson; Clark; DeKrey; Delmore; Delzer; Devlin; Dosch; Drovdal; Eckre; Ekstrom; Froelich; Froseth; Galvin; Glassheim; Grande; Grosz; Gullerson; Haas; Hanson; Hawken; Headland; Herbel; Hunskor; Iverson; Johnson, D.; Johnson, N.; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein, F.; Klein, M.; Klemm; Koppelman; Kreidt; Kroeber; Maragos; Martinson; Meier; Metcalf; Monson; Mueller; Nelson; Nicholas; Niemeier; Norland; Nottestad; Onstad; Pietsch; Pollert; Porter; Potter; Price; Rennerfeldt; Ruby; Sandvig; Schmidt; Severson; Sitte; Skarphol; Solberg; Svedjan; Thoreson; Thorpe; Tieman; Timm; Uglem; Wald; Warner; Warnke; Weiler; Weisz; Wieland; Wikenheiser; Williams; Winrich; Wrangham; Zaiser; Acting Speaker Kretschmar

ABSENT AND NOT VOTING: Wentz

HB 1129, as amended, passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1233: A BILL for an Act to amend and reenact subsection 5 of section 26.1-17-33.1 of the North Dakota Century Code, relating to the powers of nonprofit mutual insurance companies; and to declare an emergency.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 92 YEAS, 1 NAY, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Amerman; Bellew; Belter; Berg; Bernstein; Boe; Boehning; Boucher; Brusegaard; Carlisle; Carlson; Clark; DeKrey; Delmore; Devlin; Dosch; Drovdal; Eckre; Ekstrom; Froelich; Froseth; Galvin; Glassheim; Grande; Grosz; Gulleson; Haas; Hanson; Hawken; Headland; Herbel; Hunskor; Iverson; Johnson, D.; Johnson, N.; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein, F.; Klein, M.; Klemm; Koppelman; Kreidt; Kroeber; Maragos; Martinson; Meier; Metcalf; Monson; Mueller; Nelson; Nicholas; Niemeier; Norland; Nottestad; Onstad; Pietsch; Pollert; Porter; Potter; Price; Rennerfeldt; Ruby; Sandvig; Schmidt; Severson; Sitte; Skarphol; Solberg; Svedjan; Thoreson; Thorpe; Tieman; Timm; Uglem; Wald; Warner; Warnke; Weiler; Weisz; Wieland; Wikenheiser; Williams; Winrich; Wrangham; Zaiser; Acting Speaker Kretschmar

NAYS: Delzer

ABSENT AND NOT VOTING: Wentz

Engrossed HB 1233 passed, the title was agreed to, and the emergency clause was declared carried.

SECOND READING OF HOUSE BILL

HB 1296: A BILL for an Act to amend and reenact subsection 1 of section 15.1-21-12 of the North Dakota Century Code, relating to the reporting of professional development funds and expenditures by school districts.

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 91 YEAS, 2 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Amerman; Bellew; Belter; Berg; Bernstein; Boe; Boehning; Boucher; Brusegaard; Carlisle; Carlson; Clark; Delmore; Delzer; Devlin; Dosch; Drovdal; Eckre; Ekstrom; Froelich; Froseth; Galvin; Glassheim; Grande; Gulleson; Haas; Hanson; Hawken; Headland; Herbel; Hunskor; Iverson; Johnson, D.; Johnson, N.; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein, F.; Klein, M.; Klemm; Koppelman; Kreidt; Kroeber; Maragos; Martinson; Meier; Metcalf; Monson; Mueller; Nelson; Nicholas; Niemeier; Norland; Nottestad; Onstad; Pietsch; Pollert; Porter; Potter; Price; Rennerfeldt; Ruby; Sandvig; Schmidt; Severson; Sitte; Skarphol; Solberg; Svedjan; Thoreson; Thorpe; Tieman; Timm; Uglem; Wald; Warner; Warnke; Weiler; Weisz; Wieland; Wikenheiser; Williams; Winrich; Wrangham; Zaiser; Acting Speaker Kretschmar

NAYS: DeKrey; Grosz

ABSENT AND NOT VOTING: Wentz

HB 1296, as amended, passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1316: A BILL for an Act to amend and reenact section 39-10-03 of the North Dakota Century Code, relating to emergency 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 93 YEAS, 0 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Amerman; Bellew; Belter; Berg; Bernstein; Boe; Boehning; Boucher; Brusegaard; Carlisle; Carlson; Clark; DeKrey; Delmore; Delzer; Devlin; Dosch; Drovdal; Eckre; Ekstrom; Froelich; Froseth; Galvin; Glassheim; Grande; Grosz; Gulleson; Haas; Hanson; Hawken; Headland; Herbel; Hunskor; Iverson; Johnson, D.; Johnson, N.; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein, F.; Klein, M.; Klemm; Koppelman; Kreidt; Kroeber; Maragos; Martinson; Meier; Metcalf; Monson; Mueller; Nelson; Nicholas; Niemeier; Norland; Nottestad; Onstad; Pietsch; Pollert; Porter; Potter; Price; Rennerfeldt; Ruby; Sandvig; Schmidt; Severson; Sitte; Skarphol; Solberg; Svedjan; Thoreson; Thorpe; Tieman; Timm; Uglem; Wald; Warner;

Warnke; Weiler; Weisz; Wieland; Wikenheiser; Williams; Winrich; Wrangham; Zaiser;
Acting Speaker Kretschmar

ABSENT AND NOT VOTING: Wentz

HB 1316, as amended, passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1160: A BILL for an Act to amend and reenact sections 23-07-02, 23-09-01, 23-09-02.1, 23-09-03, 23-09-05, 23-09-06, 23-09-07, 23-09-09, 23-09-10, 23-09-11, 23-09-14, 23-09-16, 23-09-17, 23-09-18, 23-09-21, 23-09-22, 50-10.1-01, and 50-10.2-01 of the North Dakota Century Code, relating to assisted living facilities and lodging establishments.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 92 YEAS, 1 NAY, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Amerman; Bellew; Belter; Berg; Bernstein; Boe; Boehning; Boucher; Brusegaard; Carlisle; Carlson; Clark; DeKrey; Delmore; Delzer; Devlin; Dosch; Drovdal; Eckre; Ekstrom; Froelich; Froseth; Galvin; Glassheim; Grande; Grosz; Guleson; Haas; Hanson; Hawken; Headland; Herbel; Hunskor; Iverson; Johnson, D.; Johnson, N.; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein, F.; Klein, M.; Klemin; Koppelman; Kreidt; Kroeber; Maragos; Martinson; Meier; Metcalf; Monson; Mueller; Nelson; Nicholas; Niemeier; Norland; Nottestad; Onstad; Pietsch; Pollert; Porter; Potter; Price; Rennerfeldt; Ruby; Sandvig; Schmidt; Severson; Sitte; Skarphol; Solberg; Svedjan; Thoreson; Thorpe; Tieman; Timm; Uglem; Warner; Warnke; Weiler; Weisz; Wieland; Wikenheiser; Williams; Winrich; Wrangham; Zaiser; Acting Speaker Kretschmar

NAYS: Wald

ABSENT AND NOT VOTING: Wentz

HB 1160 passed and the title was agreed to.

MESSAGE TO THE SENATE FROM THE HOUSE (BRADLEY C. FAY, CHIEF CLERK)

MR. PRESIDENT: The House has passed, the emergency clause carried, and your favorable consideration is requested on: HB 1065, HB 1099, HB 1228.

MESSAGE TO THE SENATE FROM THE HOUSE (BRADLEY C. FAY, CHIEF CLERK)

MR. PRESIDENT: The House has passed and your favorable consideration is requested on: HB 1060, HB 1097, HB 1098, HB 1141, HB 1146, HB 1201, HB 1249, HB 1328.

MESSAGE TO THE HOUSE FROM THE SENATE (WILLIAM R. HORTON, SECRETARY)

MR. SPEAKER: The Senate has passed and your favorable consideration is requested on: SB 2071, SB 2169, SB 2072, SB 2132, SB 2176, SB 2209, SB 2213, SCR 4001.

FIRST READING OF HOUSE BILL

Rep. Monson introduced:

(Approved by the Delayed Bills Committee)

HB 1502: A BILL for an Act to create and enact a new section to chapter 43-30 of the North Dakota Century Code, relating to notices by private investigative services.

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

REPORT OF DELAYED BILLS COMMITTEE

ACTING SPEAKER: Your **Delayed Bills Committee (Rep. Berg, Chairman)** has approved the introduction of a bill for an Act to create and enact a new section to chapter 43-30 of the North Dakota Century Code, relating to notices by private investigative services.

The bill will be HB 1502.

REPORT OF STANDING COMMITTEE

HB 1063: Industry, Business and Labor Committee (Rep. Keiser, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS**

(14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1063 was placed on the Sixth order on the calendar.

Page 1, line 8, remove "and"

Page 1, line 10, after "bureau" insert "; and to provide for implementation"

Page 3, after line 29, insert:

"SECTION 7. IMPLEMENTATION. The old age and survivors' insurance trust fund is an identified funding source for the public employees retirement system, subject to the appropriation provided in Senate Bill No. 2024."

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1090: Judiciary Committee (Rep. DeKrey, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (11 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). HB 1090 was placed on the Sixth order on the calendar.

Page 1, line 16, remove "An employee or agent of the division of juvenile services or a county"

Page 1, remove lines 17 through 19

Page 2, after line 11, insert:

"h. A criminal justice agency if the juvenile is required to register under section 12.1-32-15."

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1115: Industry, Business and Labor Committee (Rep. Keiser, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1115 was placed on the Sixth order on the calendar.

Page 1, line 1, after "Act" insert "to create and enact a new subsection to section 57-38-57 of the North Dakota Century Code, relating to provision of income tax return information to the United States census bureau;"

Page 3, after line 9, insert:

"SECTION 2. A new subsection to section 57-38-57 of the North Dakota Century Code is created and enacted as follows:

The tax commissioner, upon written request from the secretary of commerce of the United States, may furnish officers and employees of the bureau of census, an individual taxpayer's identification number and county of residence as reported on the individual's return. However, any information obtained may be used only for the purpose of establishing migration methodologies in estimating the annual shifts in the state's population. A person who receives return information under this subsection may not disclose the return information to any person other than the taxpayer to whom it relates except in a form that cannot be associated with, or otherwise identify, directly or indirectly, a particular taxpayer."

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1135: Industry, Business and Labor Committee (Rep. Keiser, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1135 was placed on the Sixth order on the calendar.

Page 3, line 1, replace ", including numbering resource" with "relating"

Page 3, line 2, remove "administration and the designation of entities entitled"

Page 3, line 5, remove the overstrike over "~~13 provided the rules may not impose obligations on a~~"

Page 3, line 6, remove the overstrike over "~~telecommunications company that are~~" and remove the overstrike over "~~greater than obligations imposed~~"

Page 3, line 7, remove the overstrike over "~~under the act~~" and remove "14"

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1149: Industry, Business and Labor Committee (Rep. Keiser, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (12 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). HB 1149 was placed on the Sixth order on the calendar.

Page 1, line 10, replace "volunteer" with "emergency and"

Page 1, line 11, replace "emergency trainees" with "volunteers"

Page 9, line 3, after the comma insert "emergency or disaster" and overstrike "**disaster emergency**"

Page 9, line 4, replace "trainee" with ", community emergency response team member"

Page 9, line 5, overstrike "person" and insert immediately thereafter "individual"

Page 9, line 7, overstrike "person" and insert immediately thereafter "individual"

Page 9, line 13, after the first quotation mark insert "emergency or disaster", overstrike "disaster emergency trainee", and overstrike "person" and insert immediately thereafter "individual"

Page 9, line 14, overstrike the second "in"

Page 9, line 15, overstrike "the event of an" and insert immediately thereafter "or is responding to a hazard, emergency, disaster, or"

Page 9, line 19, replace "a" with "an emergency or disaster" and overstrike "disaster emergency trainee"

Page 9, line 21, overstrike "an" and insert immediately thereafter "a hazard, emergency, disaster, or"

Page 9, after line 21, insert:

"The term "community emergency response team member" means an individual registered as a community emergency response team member with the appropriate authority. For purposes of this chapter, a community emergency response team member is acting as a community emergency response team member only when the individual is receiving approved community emergency response team training or is acting as a member of a community emergency response team in an emergency or disaster.

Upon request of the bureau, the disaster emergency organization of a municipality shall provide the bureau with its roster of registered community emergency response team members."

Page 9, line 22, after "to" insert "emergency or disaster" and overstrike "disaster emergency"

Page 9, line 23, overstrike "trainees"

Page 9, line 29, remove "firefighters", overstrike "**and**" and insert immediately thereafter "firefighter, emergency or disaster", and overstrike "**disaster emergency**"

Page 9, line 30, overstrike "**trainees**" and insert immediately thereafter ", and community emergency response team member"

Page 9, line 31, after "firefighters" insert ", emergency or disaster volunteers," and overstrike "volunteer disaster emergency trainees" and insert immediately thereafter "community emergency response team members"

Page 10, line 9, after "to" insert "a" remove "firefighters", overstrike the second "and" and insert immediately thereafter "firefighter, an emergency or disaster", and overstrike "disaster emergency"

Page 10, line 10, overstrike "trainees" and insert immediately thereafter ", or a community emergency response team member"

Page 10, line 16, remove "firefighters"

Page 10, line 17, overstrike "and volunteer" and insert immediately thereafter "firefighters, emergency or" and overstrike "emergency trainees" and insert immediately thereafter "volunteers, community emergency response team members"

Page 10, line 20, remove "firefighters" and overstrike "and"

Page 10, line 21, overstrike "volunteer disaster emergency trainees" and insert immediately thereafter "firefighters, emergency or disaster volunteers, and community emergency response team members"

Page 11, line 1, replace "Section 2 of this" with "This"

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1163: Judiciary Committee (Rep. DeKrey, Chairman) recommends **DO PASS** (12 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1163 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1168: Judiciary Committee (Rep. DeKrey, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (12 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1168 was placed on the Sixth order on the calendar.

Page 1, line 20, after "commission" insert "expiration"

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1171: Judiciary Committee (Rep. DeKrey, Chairman) recommends **DO NOT PASS** (11 YEAS, 1 NAY, 1 ABSENT AND NOT VOTING). HB 1171 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1173: Judiciary Committee (Rep. DeKrey, Chairman) recommends **DO NOT PASS** (10 YEAS, 3 NAYS, 0 ABSENT AND NOT VOTING). HB 1173 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1178: Judiciary Committee (Rep. DeKrey, Chairman) recommends **DO PASS** (13 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1178 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1188: Judiciary Committee (Rep. DeKrey, Chairman) recommends **DO NOT PASS** (13 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1188 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1196: Finance and Taxation Committee (Rep. Belter, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (7 YEAS, 6 NAYS, 1 ABSENT AND NOT VOTING). HB 1196 was placed on the Sixth order on the calendar.

Page 1, line 8, replace "2002" with "2004"

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1210: Finance and Taxation Committee (Rep. Belter, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1210 was placed on the Sixth order on the calendar.

Page 1, line 19, after "production" insert "after July 31, 1995"

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1254: Judiciary Committee (Rep. DeKrey, Chairman) recommends **DO PASS** (12 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1254 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1256: Industry, Business and Labor Committee (Rep. Keiser, Chairman) recommends **DO PASS** (13 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). HB 1256 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1269: Human Services Committee (Rep. Price, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (13 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1269 was placed on the Sixth order on the calendar.

Page 1, line 2, remove "a prohibition on"

Page 1, line 3, replace "produced" with "manufactured", remove "certain", and after "manufacturers" insert "not in compliance with state or federal law; and to declare an emergency"

Page 1, line 7, after the first "**of**" insert "**noncompliant**" and remove "**of nonparticipating tobacco manufacturers prohibited**"

Page 1, line 8, after "not" insert "knowingly"

Page 1, line 9, replace "that did not participate in the master" with "not in compliance with the laws of this state or the United States."

SECTION 2. EMERGENCY. This Act is declared to be an emergency measure."

Page 1, remove line 10

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1276: Industry, Business and Labor Committee (Rep. Keiser, Chairman) recommends **DO PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1276 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1279: Industry, Business and Labor Committee (Rep. Keiser, Chairman) recommends **DO PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1279 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1350: Judiciary Committee (Rep. DeKrey, Chairman) recommends **DO PASS** (12 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1350 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HCR 3011: Judiciary Committee (Rep. DeKrey, Chairman) recommends **DO PASS** and **BE PLACED ON THE CONSENT CALENDAR** (13 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HCR 3011 was placed on the Tenth order on the calendar.

MOTION

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

MOTION

REP. MONSON MOVED that the House be on the Fifth, Seventh, and Ninth orders of business and at the conclusion of those orders, the House stand adjourned until 1:00 p.m., Wednesday, January 29, 2003, which motion prevailed.

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

BRADLEY C. FAY, Chief Clerk

