

JOURNAL OF THE HOUSE

Sixty-first Legislative Assembly

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Bismarck, February 10, 2009

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

The prayer was offered by Pastor Gordon Williams, All Nations Assembly, Bismarck.

The roll was called and all members were present except Representatives Keiser and R. Kelsch.

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. Delzer, Chairman)** has carefully examined the Journal of the Twenty-fifth Day and recommends that it be corrected as follows and when so corrected, recommends that it be approved:

Page 420, line 47, replace "was declared adopted" with "lost"

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

MOTION

REP. VIGESAA MOVED that we suspend the rules, according to Rule 329, for HB 1235, HB 1407, and HB 1478, which motion prevailed.

MOTION

REP. VIGESAA MOVED that HB 1279, which is on the Sixth order, be rereferred to the **Finance and Taxation Committee**, which motion prevailed. Pursuant to Rep. Vigesaa's motion, HB 1279 was rereferred.

MOTION

REP. VIGESAA MOVED that HB 1324, which is on the Eleventh order, be rereferred to the **Finance and Taxation Committee**, which motion prevailed. Pursuant to Rep. Vigesaa's motion, HB 1324 was rereferred.

MOTION

REP. VIGESAA MOVED that HB 1472, which is on the Eleventh order, be rereferred to the **Human Services Committee**, which motion prevailed. Pursuant to Rep. Vigesaa's motion, HB 1472 was rereferred.

SIXTH ORDER OF BUSINESS

SPEAKER MONSON DEEMED approval of the amendments to HB 1067, HB 1112, HB 1149, HB 1161, HB 1242, HB 1326, HB 1341, HB 1349, HB 1407, HB 1418, HB 1430, HB 1431, HB 1459, HB 1491, HB 1492, HB 1496, and HB 1567.

HB 1407, HB 1431, HB 1492, and HB 1496, as amended, were rereferred to the **Appropriations Committee**.

HB 1067, HB 1112, HB 1149, HB 1161, HB 1242, HB 1326, HB 1341, HB 1349, HB 1418, HB 1430, HB 1459, HB 1491, and HB 1567, as amended, were placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MOTION

REP. DEKREY MOVED that HB 1325 be returned to the House floor from the **Judiciary Committee** for the purpose of withdrawal, which motion prevailed.

REQUEST

REP. DELMORE REQUESTED the unanimous consent of the House to withdraw HB 1325. There being no objection, it was so ordered by the Speaker.

SECOND READING OF HOUSE BILL

HB 1249: A BILL for an Act to create and enact a new section to chapter 5-01 of the North Dakota Century Code, relating to a domestic distillery license; and to amend and

reenact sections 5-03-06 and 5-03-07 of the North Dakota Century Code, relating to examination by and reports to the tax commissioner and the imposition of tax on alcoholic beverages sold in this state.

ROLL CALL

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

YEAS: Amerman; Bellew; Belter; Berg; Boe; Boehning; Boucher; Brandenburg; Carlson; Clark; Conklin; Conrad; Dahl; Damschen; DeKrey; Delmore; Delzer; Dosch; Drovdal; Ekstrom; Frantsvog; Froelich; Froseth; Glassheim; Grande; Griffin; Gruchalla; Hanson; Hatlestad; Hawken; Headland; Heller; Hofstad; Holman; Hunskor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Kelsh, J.; Kelsh, S.; Kempenich; Kerzman; Kilichowski; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Mock; Mueller; Myxter; Nathe; Nelson; Nottestad; Onstad; Pietsch; Pinkerton; Pollert; Porter; Potter; Ruby; Rust; Schatz; Schmidt; Schneider; Skarphol; Sukut; Svedjan; Thoreson; Thorpe; Uglem; Vig; Vigesaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Winrich; Wolf; Wrangham; Zaiser; Speaker Monson

ABSENT AND NOT VOTING: Keiser; Kelsch, R.

Engrossed HB 1249 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1257: A BILL for an Act to amend and reenact subsection 2 of section 11-09.1-05 and subsection 2 of section 40-05.1-06 of the North Dakota Century Code, relating to prohibiting use of home rule authority to impose higher or lower property tax rates for certain properties; 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 PASS, the roll was called and there were 93 YEAS, 0 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Amerman; Bellew; Belter; Berg; Boe; Boehning; Boucher; Brandenburg; Carlson; Clark; Conklin; Conrad; Dahl; Damschen; DeKrey; Delmore; Delzer; Dosch; Drovdal; Ekstrom; Frantsvog; Froelich; Froseth; Glassheim; Grande; Griffin; Gruchalla; Hanson; Hatlestad; Hawken; Headland; Heller; Hofstad; Holman; Hunskor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Kelsch, R.; Kelsh, J.; Kelsh, S.; Kempenich; Kerzman; Kilichowski; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Mock; Mueller; Myxter; Nathe; Nelson; Nottestad; Onstad; Pietsch; Pinkerton; Pollert; Porter; Potter; Ruby; Rust; Schatz; Schmidt; Schneider; Skarphol; Sukut; Svedjan; Thoreson; Thorpe; Uglem; Vig; Vigesaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Winrich; Wolf; Wrangham; Zaiser; Speaker Monson

ABSENT AND NOT VOTING: Keiser

HB 1257 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1266: A BILL for an Act to amend and reenact subsection 2 of section 40-57-02, subsection 11 of section 40-57-03, sections 40-57-04, 40-57-05, 40-57-07, and 40-57-14, and subsection 1 of section 40-57-19.1 of the North Dakota Century Code, relating to municipal industrial development bonds.

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

YEAS: Amerman; Bellew; Belter; Berg; Boe; Boehning; Boucher; Brandenburg; Carlson; Clark; Conklin; Conrad; Dahl; Damschen; DeKrey; Delmore; Delzer; Dosch; Drovdal; Ekstrom; Frantsvog; Froelich; Froseth; Glassheim; Grande; Griffin; Gruchalla; Hanson; Hatlestad; Hawken; Headland; Heller; Hofstad; Holman; Hunskor; Johnson, D.; Johnson, N.;

Kaldor; Karls; Kasper; Kelsch, R.; Kelsh, J.; Kelsh, S.; Kempenich; Kerzman; Kilichowski; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Mock; Mueller; Myxter; Nathe; Nelson; Nottestad; Onstad; Pietsch; Pinkerton; Pollert; Porter; Potter; Ruby; Rust; Schatz; Schmidt; Schneider; Skarphol; Sukut; Svedjan; Thoreson; Thorpe; Uglem; Vig; Vigesaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Winrich; Wolf; Wrangham; Zaiser; Speaker Monson

ABSENT AND NOT VOTING: Keiser

HB 1266 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1281: A BILL for an Act to provide for taxation of severed mineral interests; to repeal subsection 32 of section 57-02-08 and sections 57-02-24 and 57-02-25 of the North Dakota Century Code, relating to property tax exemption of minerals in place in the earth and assessment of severed mineral interests; 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 13 YEAS, 80 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Boucher; Conklin; Ekstrom; Froelich; Kelsh, S.; Kerzman; Onstad; Pinkerton; Potter; Schmidt; Schneider; Thorpe; Vig

NAYS: Amerman; Bellew; Belter; Berg; Boe; Boehning; Brandenburg; Carlson; Clark; Conrad; Dahl; Damschen; DeKrey; Delmore; Delzer; Dosch; Drovdal; Frantsvog; Froseth; Glassheim; Grande; Griffin; Gruchalla; Hanson; Hatlestad; Hawken; Headland; Heller; Hofstad; Holman; Hunskor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Kelsch, R.; Kelsh, J.; Kempenich; Kilichowski; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Mock; Mueller; Myxter; Nathe; Nelson; Nottestad; Pietsch; Pollert; Porter; Ruby; Rust; Schatz; Skarphol; Sukut; Svedjan; Thoreson; Uglem; Vigesaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Winrich; Wolf; Wrangham; Zaiser; Speaker Monson

ABSENT AND NOT VOTING: Keiser

HB 1281 lost.

SECOND READING OF HOUSE BILL

HB 1312: A BILL for an Act to create and enact a new section to chapter 50-24.1 of the North Dakota Century Code, relating to the minimum monthly maintenance needs allowance maximum; to provide an effective date; 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 NOT PASS, the roll was called and there were 10 YEAS, 83 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Boe; Boucher; Froelich; Glassheim; Hanson; Kerzman; Nottestad; Potter; Thorpe; Winrich

NAYS: Amerman; Bellew; Belter; Berg; Boehning; Brandenburg; Carlson; Clark; Conklin; Conrad; Dahl; Damschen; DeKrey; Delmore; Delzer; Dosch; Drovdal; Ekstrom; Frantsvog; Froseth; Grande; Griffin; Gruchalla; Hatlestad; Hawken; Headland; Heller; Hofstad; Holman; Hunskor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Kelsch, R.; Kelsh, J.; Kelsh, S.; Kempenich; Kilichowski; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Mock; Mueller; Myxter; Nathe; Nelson; Onstad; Pietsch; Pinkerton; Pollert; Porter; Ruby; Rust; Schatz; Schmidt; Schneider; Skarphol; Sukut; Svedjan; Thoreson; Uglem; Vig; Vigesaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Wolf; Wrangham; Zaiser; Speaker Monson

ABSENT AND NOT VOTING: Keiser

Engrossed HB 1312 lost.

SECOND READING OF HOUSE BILL

HB 1314: A BILL for an Act to amend and reenact section 57-20-07.1 of the North Dakota Century Code, relating to property tax statement contents; and to provide for a legislative council study.

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

YEAS: Amerman; Belter; Berg; Boe; Boehning; Boucher; Brandenburg; Carlson; Clark; Conklin; Conrad; Dahl; Damschen; DeKrey; Delmore; Delzer; Dosch; Drovdal; Ekstrom; Frantsvog; Froelich; Froseth; Glassheim; Grande; Griffin; Gruchalla; Hanson; Hatlestad; Hawken; Headland; Heller; Hofstad; Holman; Hunskor; Johnson, D.; Kaldor; Karls; Kasper; Kelsch, R.; Kelsh, J.; Kelsh, S.; Kempenich; Kerzman; Kilichowski; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Mock; Mueller; Myxter; Nathe; Nelson; Nottestad; Onstad; Pietsch; Pinkerton; Pollert; Porter; Potter; Ruby; Rust; Schatz; Schmidt; Schneider; Skarphol; Sukut; Svedjan; Thoreson; Thorpe; Uglem; Vig; Vigesaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Winrich; Wolf; Wrangham; Zaiser; Speaker Monson

NAYS: Bellew; Johnson, N.

ABSENT AND NOT VOTING: Keiser

Engrossed HB 1314 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1352: A BILL for an Act to create and enact a new chapter to title 17 of the North Dakota Century code, relating to the state energy policy.

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 1 YEAS, 92 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Wrangham

NAYS: Amerman; Bellew; Belter; Berg; Boe; Boehning; Boucher; Brandenburg; Carlson; Clark; Conklin; Conrad; Dahl; Damschen; DeKrey; Delmore; Delzer; Dosch; Drovdal; Ekstrom; Frantsvog; Froelich; Froseth; Glassheim; Grande; Griffin; Gruchalla; Hanson; Hatlestad; Hawken; Headland; Heller; Hofstad; Holman; Hunskor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Kelsch, R.; Kelsh, J.; Kelsh, S.; Kempenich; Kerzman; Kilichowski; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Mock; Mueller; Myxter; Nathe; Nelson; Nottestad; Onstad; Pietsch; Pinkerton; Pollert; Porter; Potter; Ruby; Rust; Schatz; Schmidt; Schneider; Skarphol; Sukut; Svedjan; Thoreson; Thorpe; Uglem; Vig; Vigesaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Winrich; Wolf; Zaiser; Speaker Monson

ABSENT AND NOT VOTING: Keiser

HB 1352 lost.

SECOND READING OF HOUSE BILL

HB 1367: A BILL for an Act to amend and reenact subsection 1 of section 53-06.1-03 of the North Dakota Century Code, relating to local permits and charity local permits.

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 81 YEAS, 12 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Amerman; Belter; Berg; Boe; Boehning; Boucher; Brandenburg; Carlson; Clark; Conklin; Conrad; Dahl; Damschen; Delmore; Dosch; Drovda; Ekstrom; Frantsvog; Froelich; Froseth; Glassheim; Grande; Griffin; Gruchalla; Hanson; Hatlestad; Hawken; Headland; Heller; Hofstad; Holman; Hunskor; Johnson, D.; Johnson, N.; Kaldor; Kasper; Kelsch, R.; Kelsh, J.; Kelsh, S.; Kempenich; Kerzman; Kilichowski; Kingsbury; Klein; Klemin; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Meyer, S.; Mock; Myxter; Nathe; Nelson; Nottestad; Onstad; Pietsch; Pinkerton; Pollert; Porter; Potter; Ruby; Schatz; Schmidt; Schneider; Sukut; Svedjan; Thoreson; Uglem; Vig; Wald; Wall; Weiler; Wieland; Williams; Winrich; Wolf; Wrangham; Zaiser; Speaker Monson

NAYS: Bellew; DeKrey; Delzer; Karls; Koppelman; Metcalf; Mueller; Rust; Skarphol; Thorpe; Vigesaa; Weisz

ABSENT AND NOT VOTING: Keiser

HB 1367 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1379: A BILL for an Act to provide an appropriation to the department of commerce to fund a feasibility study for the construction of a marina and to the game and fish department to construct a paved roadway and boat ramp.

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 31 YEAS, 62 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Amerman; Boe; Boucher; Conklin; Conrad; Ekstrom; Froelich; Glassheim; Griffin; Gruchalla; Hatlestad; Holman; Johnson, N.; Kaldor; Kelsh, J.; Kilichowski; Metcalf; Meyer, S.; Mock; Myxter; Onstad; Pinkerton; Potter; Schmidt; Schneider; Thorpe; Vig; Williams; Winrich; Wolf; Zaiser

NAYS: Bellew; Belter; Berg; Boehning; Brandenburg; Carlson; Clark; Dahl; Damschen; DeKrey; Delmore; Delzer; Dosch; Drovda; Frantsvog; Froseth; Grande; Hanson; Hawken; Headland; Heller; Hofstad; Hunskor; Johnson, D.; Karls; Kasper; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Mueller; Nathe; Nelson; Nottestad; Pietsch; Pollert; Porter; Ruby; Rust; Schatz; Skarphol; Sukut; Svedjan; Thoreson; Uglem; Vigesaa; Wald; Wall; Weiler; Weisz; Wieland; Wrangham; Speaker Monson

ABSENT AND NOT VOTING: Keiser

HB 1379 lost.

SECOND READING OF HOUSE BILL

HB 1384: A BILL for an Act to provide limitations on private rights of action.

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 19 YEAS, 73 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Bellew; Boehning; DeKrey; Delzer; Dosch; Hatlestad; Headland; Kasper; Kempenich; Klein; Koppelman; Meier, L.; Schatz; Thoreson; Vigesaa; Wald; Weiler; Wieland; Wrangham

NAYS: Amerman; Belter; Berg; Boe; Boucher; Carlson; Clark; Conklin; Conrad; Dahl; Damschen; Delmore; Drovda; Ekstrom; Frantsvog; Froelich; Froseth; Glassheim; Grande; Griffin; Gruchalla; Hanson; Hawken; Heller; Hofstad; Holman; Hunskor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kelsch, R.; Kelsh, J.; Kelsh, S.; Kerzman; Kilichowski; Kingsbury; Klemin; Kreidt; Kretschmar; Kroeber; Martinson; Metcalf; Meyer, S.; Mock; Mueller; Myxter; Nathe; Nelson; Nottestad; Onstad; Pietsch; Pinkerton; Pollert; Porter; Potter; Ruby; Rust; Schmidt; Schneider; Skarphol; Sukut; Svedjan; Thorpe; Uglem; Vig; Wall; Weisz; Williams; Winrich; Wolf; Zaiser; Speaker Monson

ABSENT AND NOT VOTING: Brandenburg; Keiser

Engrossed HB 1384 lost.

MOTION

REP. BOUCHER MOVED that HB 1388, which is on the Eleventh order, be laid over one legislative day, which motion failed, on a verification vote.

SECOND READING OF HOUSE BILL

HB 1388: A BILL for an Act to create and enact a new section to chapter 57-02 of the North Dakota Century Code, relating to reassessment of property that has been sold for less than its true and full value as most recently assessed; 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 47 YEAS, 45 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Bellew; Belter; Berg; Boehning; Brandenburg; Carlson; Clark; Conklin; Dahl; Damschen; Delzer; Dosch; Drovdal; Froseth; Grande; Hatlestad; Headland; Heller; Karls; Kasper; Kelsch, R.; Kelsh, S.; Kempenich; Kingsbury; Klemin; Koppelman; Kreidt; Kretschmar; Martinson; Meier, L.; Nathe; Pietsch; Pollert; Porter; Ruby; Rust; Schatz; Schmidt; Skarphol; Sukut; Svedjan; Thoreson; Vigesaa; Wald; Weiler; Wrangham; Speaker Monson

NAYS: Amerman; Boe; Boucher; Conrad; DeKrey; Delmore; Ekstrom; Frantsvog; Froelich; Glassheim; Griffin; Gruchalla; Hanson; Hawken; Hofstad; Holman; Hunskor; Johnson, D.; Johnson, N.; Kaldor; Kelsh, J.; Kerzman; Kilichowski; Klein; Kroeber; Metcalf; Meyer, S.; Mock; Mueller; Myxter; Nelson; Nottestad; Onstad; Pinkerton; Potter; Schneider; Uglem; Vig; Wall; Weisz; Wieland; Williams; Winrich; Wolf; Zaiser

ABSENT AND NOT VOTING: Keiser; Thorpe

Engrossed HB 1388 lost.

MOTION

REP. VIGESAA MOVED that HB 1392, HB 1429, and HB 1455 be moved to the bottom of the calendar, which motion prevailed.

MOTION

REP. VIGESAA MOVED that Engrossed HB 1322, which is on the Eleventh order, be rereferred to the **Natural Resources Committee**, which motion prevailed. Pursuant to Rep. Vigesaa's motion, Engrossed HB 1322 was rereferred.

SECOND READING OF HOUSE BILL

HB 1404: A BILL for an Act to create and enact a new section to chapter 27-08.1 of the North Dakota Century Code, relating to appeals from small claims court; and to amend and reenact section 27-08.1-02 of the North Dakota Century Code, relating to small claims court procedure.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 9 YEAS, 82 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Bellew; Boehning; Delzer; Dosch; Kasper; Koppelman; Ruby; Thoreson; Wald

NAYS: Amerman; Belter; Berg; Boe; Boucher; Brandenburg; Carlson; Clark; Conklin; Conrad; Dahl; Damschen; DeKrey; Delmore; Drovdal; Ekstrom; Frantsvog; Froelich; Froseth; Glassheim; Grande; Griffin; Gruchalla; Hanson; Hatlestad; Hawken; Headland; Heller; Hofstad; Holman; Hunskor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kelsch, R.; Kelsh, J.; Kelsh, S.; Kempenich; Kerzman; Kilichowski; Kingsbury; Klein; Klemin; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Mock; Mueller; Myxter; Nathe; Nelson; Nottestad; Onstad; Pietsch; Pollert; Porter; Potter; Rust; Schatz; Schmidt; Schneider; Skarphol; Sukut; Svedjan; Uglem; Vig; Vigesaa; Wall; Weiler; Weisz; Wieland; Williams; Winrich; Wolf; Wrangham; Zaiser; Speaker Monson

ABSENT AND NOT VOTING: Keiser; Pinkerton; Thorpe

Engrossed HB 1404 lost.

SECOND READING OF HOUSE BILL

HB 1414: A BILL for an Act to create and enact section 39-04-10.14 of the North Dakota Century Code, relating to the issuance of special plates for surviving family members of fallen members of the United States military.

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 91 YEAS, 0 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Amerman; Bellew; Belter; Berg; Boe; Boehning; Boucher; Brandenburg; Carlson; Clark; Conklin; Conrad; Dahl; Damschen; DeKrey; Delmore; Delzer; Dosch; Drovdal; Ekstrom; Frantsvog; Froelich; Froseth; Glassheim; Grande; Griffin; Gruchalla; Hanson; Hatlestad; Hawken; Headland; Heller; Hofstad; Holman; Hunskor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Kelsch, R.; Kelsh, J.; Kelsh, S.; Kempenich; Kerzman; Kilichowski; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Mock; Mueller; Myxter; Nathe; Nelson; Nottestad; Onstad; Pietsch; Pinkerton; Pollert; Porter; Potter; Ruby; Rust; Schatz; Schmidt; Schneider; Skarphol; Sukut; Svedjan; Thoreson; Uglem; Vig; Vigesaa; Wald; Wall; Weiler; Weisz; Williams; Winrich; Wolf; Wrangham; Zaiser; Speaker Monson

ABSENT AND NOT VOTING: Keiser; Thorpe; Wieland

HB 1414 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1435: A BILL for an Act to amend and reenact section 15.1-21-02.2 of the North Dakota Century Code, relating to inclusion of the Declaration of Independence and the United States Constitution in the high school social studies curriculum.

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, 6 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Amerman; Bellew; Belter; Berg; Boe; Boehning; Brandenburg; Carlson; Clark; Conklin; Conrad; Dahl; Damschen; DeKrey; Delmore; Delzer; Dosch; Drovdal; Ekstrom; Frantsvog; Froseth; Glassheim; Grande; Griffin; Gruchalla; Hanson; Hatlestad; Headland; Heller; Holman; Hunskor; Johnson, D.; Kaldor; Karls; Kasper; Kelsch, R.; Kelsh, J.; Kelsh, S.; Kempenich; Kerzman; Kilichowski; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Mueller; Nathe; Nelson; Nottestad; Onstad; Pietsch; Pinkerton; Pollert; Porter; Potter; Ruby; Rust; Schatz; Schmidt; Schneider; Skarphol; Sukut; Svedjan; Thoreson; Uglem; Vig; Vigesaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Winrich; Wolf; Wrangham; Zaiser; Speaker Monson

NAYS: Froelich; Hawken; Hofstad; Johnson, N.; Mock; Myxter

ABSENT AND NOT VOTING: Boucher; Keiser; Thorpe

Engrossed HB 1435 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1443: A BILL for an Act to amend and reenact subsection 1 of section 15.1-21-02 of the North Dakota Century Code, relating to a high school course in consumer finance.

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 18 YEAS, 71 NAYS, 0 EXCUSED, 5 ABSENT AND NOT VOTING.

YEAS: Conklin; DeKrey; Dosch; Ekstrom; Hanson; Headland; Hunskor; Kelsh, S.; Koppelman; Meyer, S.; Nathe; Ruby; Thoreson; Vig; Weiler; Wieland; Winrich; Wolf

NAYS: Amerman; Bellew; Belter; Berg; Boe; Boehning; Brandenburg; Carlson; Clark; Conrad; Dahl; Damschen; Delmore; Delzer; Drovdal; Frantsvog; Froelich; Froseth; Glassheim; Grande; Griffin; Gruchalla; Hatlestad; Hawken; Heller; Hofstad; Holman; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Kelsch, R.; Kelsh, J.; Kempenich; Kerzman; Kilichowski; Kingsbury; Klein; Klemin; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Mock; Mueller; Myxter; Nelson; Nottestad; Onstad; Pietsch; Pollert; Porter; Rust; Schatz; Schmidt; Schneider; Skarphol; Sukut; Svedjan; Uglem; Vigesaa; Wald; Wall; Weisz; Williams; Wrangham; Zaiser; Speaker Monson

ABSENT AND NOT VOTING: Boucher; Keiser; Pinkerton; Potter; Thorpe

HB 1443 lost.

SECOND READING OF HOUSE BILL

HB 1454: A BILL for an Act to create and enact a new section to chapter 57-15 of the North Dakota Century Code, relating to adoption and referral of preliminary budgets of cities, counties, school districts, and park districts; 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 30 YEAS, 61 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Bellew; Berg; Boehning; Brandenburg; Dahl; Damschen; DeKrey; Delzer; Dosch; Froseth; Grande; Headland; Heller; Kasper; Kempenich; Klein; Koppelman; Kreidt; Meier, L.; Nathe; Pollert; Porter; Ruby; Schatz; Skarphol; Thoreson; Wald; Weiler; Weisz; Wrangham

NAYS: Amerman; Belter; Boe; Carlson; Clark; Conklin; Conrad; Delmore; Drovdal; Ekstrom; Frantsvog; Froelich; Glassheim; Griffin; Gruchalla; Hanson; Hatlestad; Hawken; Hofstad; Holman; Hunskor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kelsch, R.; Kelsh, J.; Kelsh, S.; Kerzman; Kilichowski; Kingsbury; Klemin; Kretschmar; Kroeber; Martinson; Metcalf; Meyer, S.; Mock; Mueller; Myxter; Nelson; Nottestad; Onstad; Pietsch; Pinkerton; Potter; Rust; Schmidt; Schneider; Sukut; Svedjan; Uglem; Vig; Vigesaa; Wall; Wieland; Williams; Winrich; Wolf; Zaiser; Speaker Monson

ABSENT AND NOT VOTING: Boucher; Keiser; Thorpe

HB 1454 lost.

SECOND READING OF HOUSE BILL

HB 1460: A BILL for an Act to create a state property and institution alternative use grant program.

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 63 YEAS, 28 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Bellew; Belter; Berg; Boe; Boehning; Boucher; Brandenburg; Clark; Dahl; Damschen; DeKrey; Delmore; Delzer; Dosch; Ekstrom; Froelich; Glassheim; Grande; Griffin; Gruchalla; Hatlestad; Hawken; Headland; Heller; Hofstad; Holman; Johnson, D.; Johnson, N.; Kaldor; Kasper; Kelsh, S.; Kempenich; Kerzman; Kilichowski; Klein; Kreidt; Kretschmar; Meyer, S.; Myxter; Nathe; Nelson; Nottestad; Pinkerton; Pollert; Potter; Ruby; Schatz; Schmidt; Schneider; Sukut; Svedjan; Thoreson; Uglem; Wald; Weiler; Weisz; Wieland; Williams; Winrich; Wolf; Wrangham; Zaiser; Speaker Monson

NAYS: Amerman; Carlson; Conrad; Drovdal; Frantsvog; Froseth; Hanson; Hunskor; Karls; Kelsch, R.; Kelsh, J.; Kingsbury; Klemin; Koppelman; Kroeber; Martinson; Meier, L.; Metcalf; Mock; Mueller; Onstad; Pietsch; Porter; Rust; Skarphol; Vig; Vigesaa; Wall

ABSENT AND NOT VOTING: Conklin; Keiser; Thorpe

Engrossed HB 1460 passed and the title was agreed to.

MOTION

REP. KRETSCHMAR MOVED that the House reconsider its action whereby Engrossed HB 1460 passed, which motion prevailed on a verification vote.

MOTION

REP. CARLSON MOVED that Engrossed HB 1460 be rereferred to the **Appropriations Committee**, which motion prevailed. Pursuant to Rep. Carlson's motion, Engrossed HB 1460 was rereferred.

SECOND READING OF HOUSE BILL

HB 1476: A BILL for an Act to amend and reenact section 50-06-29 of the North Dakota Century Code, relating to the establishment of an aging and disability resource center.

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 39 YEAS, 53 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Amerman; Boe; Boucher; Conklin; Conrad; Delmore; Ekstrom; Froelich; Glassheim; Griffin; Gruchalla; Hanson; Hawken; Holman; Hunskor; Johnson, N.; Kaldor; Karls; Kelsh, J.; Kelsh, S.; Kerzman; Kilichowski; Klemin; Kroeber; Martinson; Metcalf; Meyer, S.; Mock; Mueller; Myxter; Onstad; Pinkerton; Potter; Schmidt; Schneider; Vig; Winrich; Wolf; Zaiser

NAYS: Bellew; Belter; Berg; Boehning; Brandenburg; Carlson; Clark; Dahl; Damschen; DeKrey; Delzer; Dosch; Drovdal; Frantsvog; Froseth; Grande; Hatlestad; Headland; Heller; Hofstad; Johnson, D.; Kasper; Kelsch, R.; Kempenich; Kingsbury; Klein; Koppelman; Kreidt; Kretschmar; Meier, L.; Nathe; Nelson; Nottestad; Pietsch; Pollert; Porter; Ruby; Rust; Schatz; Skarphol; Sukut; Svedjan; Thoreson; Uglem; Vigesaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Wrangham; Speaker Monson

ABSENT AND NOT VOTING: Keiser; Thorpe

HB 1476 lost.

SECOND READING OF HOUSE BILL

HB 1480: A BILL for an Act to establish a mentorship grant program and an instructional coaching pilot project.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 9 YEAS, 82 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Amerman; Boucher; Conklin; Conrad; Kaldor; Onstad; Pinkerton; Vig; Wolf

NAYS: Bellew; Belter; Berg; Boe; Brandenburg; Carlson; Clark; Dahl; Damschen; DeKrey; Delmore; Delzer; Dosch; Drovdal; Ekstrom; Frantsvog; Froelich; Froseth; Glassheim; Grande; Griffin; Gruchalla; Hanson; Hatlestad; Hawken; Headland; Heller; Hofstad; Holman; Hunskor; Johnson, D.; Johnson, N.; Karls; Kasper; Kelsch, R.; Kelsh, J.; Kelsh, S.; Kempenich; Kerzman; Kilichowski; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Mock; Mueller; Myxter; Nathe; Nelson; Nottestad; Pietsch; Pollert; Porter; Potter; Ruby; Rust; Schatz; Schmidt; Schneider; Skarphol; Sukut; Svedjan; Thoreson; Uglem; Vigesaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Winrich; Wrangham; Zaiser; Speaker Monson

ABSENT AND NOT VOTING: Boehning; Keiser; Thorpe

HB 1480 lost.

SECOND READING OF HOUSE BILL

HB 1489: A BILL for an Act to amend and reenact section 57-38-30.6 of the North Dakota Century Code, relating to a corporate income tax credit for soybean and canola crushing facility equipment costs; 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 87 YEAS, 5 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Amerman; Belter; Berg; Boe; Boehning; Boucher; Brandenburg; Carlson; Clark; Conklin; Conrad; Dahl; Damschen; DeKrey; Delmore; Delzer; Drovdal; Ekstrom; Frantsvog; Froelich; Froseth; Glassheim; Grande; Griffin; Gruchalla; Hatlestad; Hawken; Headland; Heller; Hofstad; Holman; Hunskor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Kelsch, R.; Kelsh, J.; Kelsh, S.; Kempenich; Kerzman; Kilichowski; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Metcalf; Meyer, S.; Mock; Mueller; Myxter; Nathe; Nelson; Nottestad; Onstad; Pietsch; Pinkerton; Pollert; Porter; Potter; Rust; Schatz; Schmidt; Schneider; Skarphol; Sukut; Svedjan; Thoreson; Uglem; Vig; Vigesaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Winrich; Wolf; Wrangham; Zaiser; Speaker Monson

NAYS: Bellew; Dosch; Hanson; Meier, L.; Ruby

ABSENT AND NOT VOTING: Keiser; Thorpe

Engrossed HB 1489 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1497: A BILL for an Act to provide for a legislative council study of the feasibility and desirability of transferring from the county to the state the responsibility for the cost of and responsibility for providing legal counsel in cases involving the commitment of sexually dangerous individuals.

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

YEAS: Amerman; Bellew; Belter; Berg; Boe; Boehning; Boucher; Brandenburg; Carlson; Clark; Conklin; Conrad; Dahl; Damschen; DeKrey; Delmore; Dosch; Drovdal; Ekstrom; Frantsvog; Froelich; Froseth; Glassheim; Grande; Griffin; Gruchalla; Hanson; Hatlestad; Hawken; Headland; Heller; Hofstad; Holman; Hunskor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Kelsch, R.; Kelsh, J.; Kelsh, S.; Kempenich; Kerzman; Kilichowski; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Mock; Mueller; Myxter; Nathe; Nelson; Onstad; Pietsch; Pinkerton; Pollert; Porter; Potter; Ruby; Rust; Schatz; Schmidt; Schneider; Skarphol; Sukut; Svedjan; Thoreson; Uglem; Vig; Vigesaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Winrich; Wolf; Wrangham; Zaiser; Speaker Monson

NAYS: Delzer; Nottestad

ABSENT AND NOT VOTING: Keiser; Thorpe

Engrossed HB 1497 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1504: A BILL for an Act to amend and reenact subsection 3 of section 20.1-03-11 of the North Dakota Century Code, relating to taking of big game for disabled individuals.

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 8 YEAS, 83 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Conrad; DeKrey; Froseth; Heller; Kelsh, J.; Kerzman; Kreidt; Weisz

NAYS: Amerman; Bellew; Belter; Berg; Boehning; Boucher; Brandenburg; Carlson; Clark; Conklin; Dahl; Damschen; Delmore; Delzer; Dosch; Drovdal; Ekstrom; Frantsvog; Froelich; Glassheim; Grande; Griffin; Gruchalla; Hanson; Hatlestad; Hawken; Headland; Hofstad; Holman; Hunskor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Kelsch, R.; Kelsh, S.; Kempenich; Kilichowski; Kingsbury; Klein; Klemmin; Koppelman; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Mock; Mueller; Myxter; Nathe; Nelson; Nottestad; Onstad; Pietsch; Pinkerton; Pollert; Porter; Potter; Ruby; Rust; Schatz; Schmidt; Schneider; Skarphol; Sukut; Svedjan; Thoreson; Uglem; Vig; Vigesaa; Wald; Wall; Weiler; Wieland; Williams; Winrich; Wolf; Wrangham; Zaiser; Speaker Monson

ABSENT AND NOT VOTING: Boe; Keiser; Thorpe

HB 1504 lost.

SECOND READING OF HOUSE BILL

HB 1506: A BILL for an Act to create and enact a new section to chapter 57-38 and 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 contributions to school districts or nonpublic elementary and secondary schools in this state; 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 30 YEAS, 62 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Bellew; Brandenburg; Dahl; DeKrey; Delzer; Dosch; Froelich; Grande; Karls; Kasper; Kelsch, R.; Kempenich; Kerzman; Klein; Klemmin; Koppelman; Martinson; Meier, L.; Nathe; Porter; Ruby; Rust; Schatz; Skarphol; Thoreson; Wald; Wall; Weiler; Weisz; Zaiser

NAYS: Amerman; Belter; Berg; Boe; Boehning; Boucher; Carlson; Clark; Conklin; Conrad; Damschen; Delmore; Drovdal; Ekstrom; Frantsvog; Froseth; Glassheim; Griffin; Gruchalla; Hanson; Hatlestad; Hawken; Headland; Heller; Hofstad; Holman; Hunskor; Johnson, D.; Johnson, N.; Kaldor; Kelsh, J.; Kelsh, S.; Kilichowski; Kreidt; Kretschmar; Kroeber; Metcalf; Meyer, S.; Mock; Mueller; Myxter; Nelson; Nottestad; Onstad; Pietsch; Pinkerton; Pollert; Potter; Schmidt; Schneider; Sukut; Svedjan; Thorpe; Uglem; Vig; Vigesaa; Wieland; Williams; Winrich; Wolf; Wrangham; Speaker Monson

ABSENT AND NOT VOTING: Keiser; Kingsbury

Engrossed HB 1506 lost.

SECOND READING OF HOUSE BILL

HB 1507: A BILL for an Act to create and enact a new section to chapter 15-10 of the North Dakota Century Code, relating to encouraging the university of North Dakota and North Dakota state university of agriculture and applied science to play annual football games against each other.

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 3 YEAS, 90 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Glassheim; Mock; Potter

NAYS: Amerman; Bellew; Belter; Berg; Boe; Boehning; Boucher; Brandenburg; Carlson; Clark; Conklin; Conrad; Dahl; Damschen; DeKrey; Delmore; Delzer; Dosch; Drovdal; Ekstrom; Frantsvog; Froelich; Froseth; Grande; Griffin; Gruchalla; Hanson; Hatlestad; Hawken;

Headland; Heller; Hofstad; Holman; Hunskor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Kelsch, R.; Kelsh, J.; Kelsh, S.; Kempenich; Kerzman; Kilichowski; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Mueller; Myxter; Nathe; Nelson; Nottestad; Onstad; Pietsch; Pinkerton; Pollert; Porter; Ruby; Rust; Schatz; Schmidt; Schneider; Skarphol; Sukut; Svedjan; Thoreson; Thorpe; Uglem; Vig; Vigesaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Winrich; Wolf; Wrangham; Zaiser; Speaker Monson

ABSENT AND NOT VOTING: Keiser

Engrossed HB 1507 lost.

SECOND READING OF HOUSE BILL

HB 1533: A BILL for an Act to create and enact section 21-03-06.1, two new subdivisions to subsection 3 of section 57-15-01.1, and chapter 57-64 of the North Dakota Century Code, relating to voter approval of public building projects funded through a building authority or other indirect means and allocation of state funds to school districts for property tax reduction grants; to amend and reenact section 57-15-31 of the North Dakota Century Code, relating to property tax levies of school districts; 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 26 YEAS, 67 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Amerman; Boe; Boucher; Conklin; Conrad; Ekstrom; Froelich; Griffin; Gruchalla; Hunskor; Kelsh, J.; Kelsh, S.; Kerzman; Kilichowski; Metcalf; Mock; Mueller; Myxter; Pinkerton; Schmidt; Schneider; Thorpe; Vig; Winrich; Wolf; Zaiser

NAYS: Bellew; Belter; Berg; Boehning; Brandenburg; Carlson; Clark; Dahl; Damschen; DeKrey; Delmore; Delzer; Dosch; Drovdal; Frantsovog; Froseth; Glassheim; Grande; Hanson; Hatlestad; Hawken; Headland; Heller; Hofstad; Holman; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Kelsch, R.; Kempenich; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Meyer, S.; Nathe; Nelson; Nottestad; Onstad; Pietsch; Pollert; Porter; Potter; Ruby; Rust; Schatz; Skarphol; Sukut; Svedjan; Thoreson; Uglem; Vigesaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Wrangham; Speaker Monson

ABSENT AND NOT VOTING: Keiser

Engrossed HB 1533 lost.

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 1180, HB 1205, HB 1428, HB 1458, HB 1461, HCR 3009, HCR 3025.

MESSAGE TO THE HOUSE FROM THE SENATE (FRAN A. GRONBERG, SECRETARY)

MR. SPEAKER: The Senate has passed and your favorable consideration is requested on: SB 2053, SB 2073, SB 2185, SB 2193.

MESSAGE TO THE HOUSE FROM THE SENATE (FRAN A. GRONBERG, SECRETARY)

MR. SPEAKER: The Senate has passed unchanged: HCR 3018.

MESSAGE TO THE HOUSE FROM THE SENATE (FRAN A. GRONBERG, SECRETARY)

MR. SPEAKER: The President has signed: SRM 8501.

MESSAGE TO THE HOUSE FROM THE SENATE (FRAN A. GRONBERG, SECRETARY)

MR. SPEAKER: The Senate has passed, the emergency clause carried, and your favorable consideration is requested on: SB 2025.

MOTION

REP. VIGESAA MOVED that the absent members be excused, which motion prevailed.

MOTION

REP. VIGESAA 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 12:30 p.m., Wednesday, February 11, 2009, which motion prevailed.

REPORT OF STANDING COMMITTEE

HB 1169: Agriculture Committee (Rep. D. Johnson, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO NOT PASS** (8 YEAS, 4 NAYS, 1 ABSENT AND NOT VOTING). HB 1169 was placed on the Sixth order on the calendar.

Page 1, line 7, replace "a. Except as provided in this subsection, a" with "A"

Page 1, line 9, after "lien" insert "as referenced in the central notice system"

Page 1, remove lines 11 through 14

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1210: Agriculture Committee (Rep. D. Johnson, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO NOT PASS** (11 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING). HB 1210 was placed on the Sixth order on the calendar.

Page 1, line 1, remove "20.1-02 and a new section to"

Page 1, line 2, remove "chapter" and replace "state and federal funds" with "general fund moneys"

Page 1, line 3, remove "and farmed elk facilities"

Page 1, remove lines 5 through 10

Page 1, line 12, replace "**big game and farmed elk**" with "**nontraditional livestock**" and replace "**state or federal funds**" with "**general fund moneys**"

Page 1, line 13, remove "**prohibited**" and remove "not"

Page 1, line 14, replace "any state or federal funds" with "only general fund moneys", replace "big game or farmed elk" with "nontraditional livestock", and replace the second "big" with "nontraditional livestock"

Page 1, line 15, remove "game or farmed elk"

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1238: 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 1238 was placed on the Sixth order on the calendar.

Page 1, line 1, after "to" insert "create and enact a new section to chapter 12-44.1 of the North Dakota Century Code, relating to the housing of out-of-state inmates by correctional facilities; to"

Page 1, line 19, overstrike "A" and insert immediately thereafter "Subject to the requirements of section 2 of this Act, a"

Page 1, line 21, remove "Before a correctional facility may accept an inmate from"

Page 1, remove lines 22 through 24

Page 2, remove lines 1 through 4

Page 2, after line 15, insert:

"SECTION 2. A new section to chapter 12-44.1 of the North Dakota Century Code is created and enacted as follows:

Contracts for out-of-state inmates - Requirements. A correctional facility that contracts with another state or a county or city of another state for the confinement of lawfully committed state, county, or city inmates from the other state is subject to the following conditions:

1. Before a correctional facility may accept an out-of-state inmate, the governing body of the correctional facility shall approve and sign the contract that authorizes housing out-of-state inmates.
2. Before accepting an out-of-state inmate, the administrator of the correctional facility shall review the out-of-state inmate's file and request a nationwide criminal history background check. The administrator may not accept:
 - a. Any inmate with a history of escape or attempted escape from official detention as defined under section 12.1-08-06 or under an equivalent federal statute or statute of another state;
 - b. Any inmate with a history of institutional violence, including violence against staff or other inmates;
 - c. Any inmate who has pled guilty to, or has been convicted of, a crime of violence. For the purpose of this section, a crime of violence includes kidnapping and any violation of any state or federal law when the inmate knowingly or intentionally inflicted, attempted to inflict, or threatened serious bodily injury, or death, or when the inmate was armed with a firearm, dangerous weapon, or destructive device;
 - d. An inmate who has been convicted of aggravated assault involving substantial or serious bodily injury, and the offense is a felony under the laws of the sending state or under federal law, unless the administrator has obtained the approval of the state warden in advance of the placement. The state of North Dakota and any officer or employee of the department is immune from any civil liability for damages for personal injury or property damage caused by an inmate placed in a correctional facility under this subsection;
 - e. Any inmate who has pled guilty to, or has been convicted of, a sexual offense in which the victim was a child under the age of fifteen years, or the inmate compelled, or attempted to compel, the victim to submit by force or by threat of imminent death, serious bodily injury, or kidnapping, or if in the course of the offense, the inmate inflicted serious or substantial bodily injury on the victim; or
 - f. Any inmate who has a documented affiliation as a member of a criminal street gang as defined under section 12.1-06.2-01 or equivalent statute of another state or under federal law.
3. Out-of-state inmates may not be permitted to leave the premises of the correctional facility except to comply with a court order or to receive medical care.
4. The correctional facility may not house out-of-state inmates in the same cells with inmates of the department of corrections and rehabilitation.
5. A contract under this section must include a requirement that if an out-of-state inmate is charged with committing a crime while in the custody of the correctional facility, the sending state shall take custody of the inmate upon the request of the correctional facility and the written consent of the state's attorney of the county where the correctional facility is located. If the sending state takes custody of the inmate and the state's attorney requests the inmate be returned to this state for prosecution, the correctional facility is responsible for the cost of returning the inmate to this state for prosecution. If an out-of-state inmate is convicted and sentenced to the legal and physical custody of the department of corrections and rehabilitation for a crime committed while in the custody of the correctional facility, the correctional facility shall reimburse the department for its costs to confine the inmate until completion of the term of imprisonment.

6. The department of corrections and rehabilitation may not assume custody of an out-of-state inmate placed in a correctional facility in this state under a contract between the governing body of a correctional facility and a sending state except under a lawful sentence and judgment of a district court of this state and after notice to the sending state.
7. If the state or a political subdivision of this state incurs any cost in the investigation or prosecution of an offense committed by an out-of-state inmate while in the custody of a contracting correctional facility, the correctional facility shall reimburse the state or political subdivision for the costs incurred.
8. A contract under this section must include a requirement that the sending state shall notify the correctional facility of the expiration date of the out-of-state inmate's imprisonment when the sending state transfers the out-of-state inmate to the correctional facility and that the sending state shall retake the out-of-state inmate before the expiration date of the out-of-state inmate's imprisonment.
9. For purposes of this section, "out-of-state inmate" means an individual who is convicted of a crime in a state other than North Dakota; "sending state" means another state and includes a city or county of another state; and "correctional facility" means a facility subject to this chapter.
10. The correctional facility shall defend, indemnify, and hold harmless the state of North Dakota, its agencies, officers, and employees from and against claims for personal injury or property damage caused by an out-of-state inmate placed in a correctional facility under this section."

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1313: Appropriations Committee (Rep. Svedjan, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (20 YEAS, 5 NAYS, 0 ABSENT AND NOT VOTING). HB 1313 was placed on the Sixth order on the calendar.

Page 1, line 1, remove "to provide for a transfer;"

Page 1, line 2, replace "declare an emergency" with "provide for one-time spending reports"

Page 1, line 9, remove "Moneys in"

Page 1, replace lines 10 through 16 with:

"SECTION 2. Transfers to one-time investment spending fund. At the end of each biennium, the state treasurer shall transfer any balance in the general fund in excess of sixty-five million dollars after transfers to the budget stabilization fund under section 54-27.2-02 to the one-time investment spending fund. For purposes of this section, "at the end of each biennium" means after cancellation of unexpended appropriations under section 54-44.1-11.

SECTION 3. 2009-11 ONE-TIME FUNDING ITEMS - OFFICE OF MANAGEMENT AND BUDGET REPORTS. For all budget-related reports prepared under section 54-44.1-06, the office of management and budget shall separately identify one-time funding items appropriated from the general fund from ongoing general fund appropriations for the biennium beginning July 1, 2009, and ending June 30, 2011."

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1347: Judiciary Committee (Rep. DeKrey, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (8 YEAS, 5 NAYS, 0 ABSENT AND NOT VOTING). HB 1347 was placed on the Sixth order on the calendar.

Page 1, line 9, after the underscored comma insert "a political subdivision ballot measure,"

Page 1, line 18, overstrike "state" and insert immediately thereafter "public"

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1368: Appropriations Committee (Rep. Svedjan, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (16 YEAS, 8 NAYS, 1 ABSENT AND NOT VOTING). HB 1368 was placed on the Sixth order on the calendar.

Page 1, line 2, after the second semicolon insert "to provide an appropriation;"

Page 10, after line 12, insert:

"SECTION 2. APPROPRIATION. There is appropriated out of any moneys in the Reduced Cigarette Ignition Propensity and Firefighter Protection Act enforcement fund in the state treasury, not otherwise appropriated, the sum of \$200,000, or so much of the sum as may be necessary, to the attorney general to be made available to the state fire marshal for the purpose of processing, testing, enforcement, and oversight activities in this Act, for the biennium beginning July 1, 2009, and ending June 30, 2011.

SECTION 3. APPROPRIATION. There is appropriated out of any moneys in the fire prevention and public safety fund, not otherwise appropriated, the sum of \$25,000, or so much of the sum as may be necessary, to the attorney general to be made available to the state fire marshal for the purpose of supporting fire safety and prevention programs, for the biennium beginning July 1, 2009, and ending June 30, 2011."

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1377: Appropriations Committee (Rep. Svedjan, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (15 YEAS, 9 NAYS, 1 ABSENT AND NOT VOTING). HB 1377 was placed on the Sixth order on the calendar.

Page 1, line 11, replace "address" with "city" and replace "recipients" with "recipient"

Page 1, remove lines 16 and 17

Page 1, line 18, replace "i." with "g."

Page 1, line 20, replace "j." with "h."

Page 1, line 21, after "2." insert "The director of the budget may not include in the database any information that is confidential under state or federal law.

3."

Page 2, line 1, replace "3." with "4."

Page 2, line 5, replace "4." with "5."

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1400: Education Committee (Rep. R. Kelsch, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (12 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING). HB 1400 was placed on the Sixth order on the calendar.

Page 1, line 2, replace "four" with "six"

Page 1, line 4, replace "and four" with "three" and after "15.1-37" insert ", and sections 15.1-37-02, 15.1-37-03, 15.1-37-04, 15.1-37-05, and 15.1-37-06"

Page 1, line 8, remove "15.1-27-07.1,"

Page 1, line 17, after the semicolon insert "to provide an appropriation; to provide an effective date;"

Page 6, line 27, replace "q" with "o"

Page 8, line 25, remove the overstrike over "~~Two~~", remove "Three", and remove "foreign or native American languages, at least two of"

Page 8, line 26, remove "which must be of"

Page 11, line 4, replace "A" with "Any resident" and after "student" insert "who graduates from a high school during or after the 2010-11 school year"

Page 11, replace lines 18 through 20 with:

- "4. Receives:
- a. A composite score of at least twenty-four on an ACT;
 - b. A score of at least one thousand one hundred on the critical reading and mathematics portions of the SAT; or
 - c. A score of at least five on each of three WorkKeys assessments recommended by the department of career and technical education and approved by the superintendent of public instruction."

Page 11, line 23, replace "A" with "Any resident" and after "student" insert "who graduates from a high school during or after the 2010-11 school year"

Page 12, line 19, after "state" insert "and maintains a grade point average of 2.75"

Page 13, after line 26, insert:

"**SECTION 15.** A new section to chapter 15.1-21 of the North Dakota Century Code is created and enacted as follows:

Specific curricular directives - Report to the legislative council.

1. The superintendent shall ensure that:
 - a. The content standards for United States government and problems of democracy include a required reading of the United States Constitution and the Declaration of Independence;
 - b. The content standards for high school health education courses address social interactions and problem-solving skills; work and study habits; bullying; gangs; tobacco, drug, and alcohol use; and anger, anxiety, depression, and suicide; and
 - c. Each public and nonpublic high school makes available to each student a personal finance course or a consumer finance course.
2. The superintendent shall provide an annual report to the legislative council concerning the requirements of this section and the implementation of the specific curricular directives."

Page 14, line 30, after "or" insert "three", after "WorkKeys" insert "assessments recommended by the department of career and technical education and approved by the superintendent of public instruction", and after "which" insert "summative"

Page 15, line 1, after "one" insert "summative"

Page 15, after line 8, insert:

"**SECTION 20.** A new section to chapter 15.1-21 of the North Dakota Century Code is created and enacted as follows:

Summative assessment - General educational development diploma - Selection - Cost.

1. Except as otherwise provided, each student pursuing a general educational development diploma may take the ACT, the SAT, or three WorkKeys assessments recommended by the department of career and technical education and approved by the superintendent of public instruction. The

student shall determine which summative assessment to take. The student's school district is responsible for the cost of one summative assessment and its administration per student.

2. The student's career adviser or guidance counselor shall meet with the student to review the student's assessment results."

Page 16, remove lines 3 through 7

Page 16, line 8, replace "k." with "j."

Page 16, line 12, remove the overstrike over "k." and remove "l."

Page 16, line 14, replace "m." with "l."

Page 16, line 19, replace "n." with "m."

Page 16, line 23, replace "o." with "n."

Page 16, line 28, replace "p." with "o."

Page 17, remove lines 16 through 23

Page 21, line 31, replace "2010" with "2009"

Page 22, line 2, replace "greater" with "greatest"

Page 22, line 5, remove "or"

Page 22, line 6, after "2." insert "The same equity payment to which the receiving school district was entitled in the school year immediately preceding the dissolution; or

3."

Page 22, line 16, replace "15" with "16"

Page 22, line 19, replace "15" with "16"

Page 27, line 20, replace "learning" with "education"

Page 27, line 21, replace "learning" with "education"

Page 27, line 28, after "f." insert "The commissioner of higher education, or the commissioner's designee;

g."

Page 27, line 29, replace "g." with "h."

Page 27, line 31, replace "h." with "i."

Page 28, line 15, remove "and"

Page 28, line 16, after "board" insert ";

(12) The parent of a child not yet enrolled in elementary school; and

(13) The parent of a child with special needs not yet enrolled in elementary school"

Page 29, line 2, replace "learning" with "education"

Page 29, replace lines 27 through 31 with:

"**SECTION 35.** Section 15.1-37-02 of the North Dakota Century Code is created and enacted as follows:

15.1-37-02. Early childhood education program - Authority to operate.

1. The board of a school district may operate an approved early childhood education program, provided the program is limited to students who are:
 - a. At least four years old by midnight, August thirty-first of the year of enrollment; and
 - b. Not enrolled in a public school kindergarten program.
2. The enrollment of a student in an early childhood education program is voluntary.

SECTION 36. Section 15.1-37-03 of the North Dakota Century Code is created and enacted as follows:

15.1-37-03. Early childhood education program - Facilities. A school district may operate an early childhood education program in a public school building if space is available or in any other setting that meets all local and state health, fire, and safety laws.

SECTION 37. Section 15.1-37-04 of the North Dakota Century Code is created and enacted as follows:

15.1-37-04. Early childhood education program - Financial support. The board of a school district may receive and expend any state or federal funds specifically appropriated for the support of an early childhood education program and any gifts, grants, and donations for that purpose. The board may not use any state funds appropriated for students in kindergarten, in grades one through twelve, or in early childhood special education programs to support an early childhood education program.

SECTION 38. Section 15.1-37-05 of the North Dakota Century Code is created and enacted as follows:

15.1-37-05. Early childhood education program - Requirements. To receive a grant for an early childhood education program operated under this chapter, a district shall:

1. Establish an early childhood education advisory council, in accordance with section 15.1-37-06;
2. Utilize an application process for the admission of students to the program;
3. Give admission priority to students who come from families with income levels that meet the eligibility requirements for free or reduced lunch programs;
4. Limit the size of each early childhood education class to twenty students;
5. Ensure that the adult-to-student ratio in each class does not exceed one to ten;
6. Provide a half-day or full-day program with a duration at least equal to ninety full days of instruction;
7. Admit only those students whose parents permit the collection and dissemination of data regarding the cognitive, physical, and social development of the student; and
8. Meet the criteria for program approval established in section 15.1-37-01.

SECTION 39. Section 15.1-37-06 of the North Dakota Century Code is created and enacted as follows:

15.1-37-06. School district early childhood education advisory council - Establishment.

1. The superintendent of each school district operating an early childhood education program shall establish an early childhood education advisory council consisting of at least:

- a. The director of a head start program serving the school district, or the director's designee;
 - b. An individual who is a licensed child care or preschool provider located within the school district;
 - c. An individual who owns or operates a business located within the school district;
 - d. The mayor of the city in which the school district is headquartered, or the mayor's designee; and
 - e. The parent of a child enrolled in the district's early childhood education program.
2. The superintendent, or the superintendent's designee, shall serve as the chairman.
 3. The advisory council shall meet at the call of the chairman and shall provide advice and recommendations to the school district regarding matters such as coordination and cooperation with private sector early childhood education providers and head start programs, the admission of eligible children, opportunities to jointly address staff training needs, issues encountered by working families, communication and outreach services, facility usage, transportation, and any other matters that impact the provision of early childhood education services within the district.

SECTION 40. APPROPRIATION - EARLY CHILDHOOD EDUCATION PROGRAM GRANTS. There is appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$1,500,000, or so much of the sum as may be necessary, to the superintendent of public instruction for the purpose of providing grants to four school districts offering early childhood education programs, for the biennium beginning July 1, 2009, and ending June 30, 2011. The superintendent of public instruction shall distribute the grants during the second year of the biennium, according to the number of students each school district has in approved early childhood education programs. The grant payment per student may not exceed fifty percent of the per student payment rate established in section 15.1-27-04. The superintendent of public instruction may use up to \$50,000 of the amount appropriated by this section to cover administrative costs and monitoring expenses incurred as a result of the program.

SECTION 41. APPROPRIATION - MENTORSHIP GRANT PROGRAM. There is appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$2,300,000, or so much of the sum as may be necessary, to the education standards and practices board for the purpose of supporting a mentorship grant program, for the biennium beginning July 1, 2009, and ending June 30, 2011.

1. The board shall:
 - a. Employ an individual to serve as a mentoring coordinator and to oversee and evaluate the program;
 - b. Appoint an advisory board to assist with program development and oversight; and
 - c. Select and train experienced teachers who will serve as mentors for first-year teachers and assist the first-year teachers with instructional skills development.
2. The board may use any moneys provided under this section for staff compensation, training, evaluation, stipends for mentors and first-year teachers participating in the program, and any other administrative expenses resulting from the program.

SECTION 42. APPROPRIATION - INSTRUCTIONAL COACHING PROGRAM. There is appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$500,000, or so much of the sum as may be necessary, to the superintendent of public instruction for the purpose of providing three grants for instructional coaching programs, for the biennium beginning July 1, 2009, and

ending June 30, 2011. Each grant recipient must provide matching funds on a dollar-for-dollar basis. The superintendent of public instruction may establish additional criteria governing the qualifications of instructional coaches, participation by teachers, and methods by which the instructional coaching programs will be evaluated. A grant under this section is payable to a school district or a regional education association during the second year of the biennium.

SECTION 43. APPROPRIATION - TRANSPORTATION PAYMENTS. There is appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$2,000,000, or so much of the sum as may be necessary, to the superintendent of public instruction for the purpose of providing transportation payments to school districts, for the biennium beginning July 1, 2009, and ending June 30, 2011."

Page 30, remove lines 1 through 6

Page 32, line 10, after "student" insert "enrollment of the participating districts exceeds three hundred sixty. If a grant is provided"

Page 35, after line 28, insert:

"SECTION 54. EFFECTIVE DATE. Section 10 of this Act becomes effective on July 1, 2010."

Page 35, line 29, replace "41" with "50"

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1446: Appropriations Committee (Rep. Svedjan, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO NOT PASS** (16 YEAS, 9 NAYS, 0 ABSENT AND NOT VOTING). HB 1446 was placed on the Sixth order on the calendar.

Page 1, line 16, replace "At least two of the" with "The"

Page 1, line 17, replace "by" with "of" and replace "ten percent over a five-year" with "one thousand five hundred cases when comparing the total annual caseload in 2007 to 2003; and"

Page 1, remove lines 18 through 20

Page 1, line 21, replace "c." with "b."

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1478: Human Services Committee (Rep. Weisz, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (11 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING). HB 1478 was placed on the Sixth order on the calendar.

Page 1, line 13, remove the overstrike over "one", remove "two", and after "fifty" insert "sixty"

Page 2, line 1, overstrike "and"

Page 2, line 3, after "eligibility" insert "; and"

f. Coverage for children through the age of nineteen"

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1034: Appropriations Committee (Rep. Svedjan, Chairman) recommends **DO NOT PASS** (22 YEAS, 0 NAYS, 3 ABSENT AND NOT VOTING). HB 1034 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1150: Agriculture Committee (Rep. D. Johnson, Chairman) recommends **DO PASS** (11 YEAS, 1 NAY, 1 ABSENT AND NOT VOTING). HB 1150 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1289: Appropriations Committee (Rep. Svedjan, Chairman) recommends **DO PASS** (20 YEAS, 2 NAYS, 3 ABSENT AND NOT VOTING). HB 1289 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1299: Human Services Committee (Rep. Weisz, Chairman) recommends **DO PASS** (13 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1299 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1363: Agriculture Committee (Rep. D. Johnson, Chairman) recommends **DO NOT PASS** (8 YEAS, 4 NAYS, 1 ABSENT AND NOT VOTING). HB 1363 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1391: Human Services Committee (Rep. Weisz, Chairman) recommends **DO PASS** (9 YEAS, 4 NAYS, 0 ABSENT AND NOT VOTING). HB 1391 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1424: Human Services Committee (Rep. Weisz, Chairman) recommends **DO NOT PASS** (8 YEAS, 5 NAYS, 0 ABSENT AND NOT VOTING). HB 1424 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1465: Agriculture Committee (Rep. D. Johnson, Chairman) recommends **DO NOT PASS** (7 YEAS, 6 NAYS, 0 ABSENT AND NOT VOTING). HB 1465 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1479: Appropriations Committee (Rep. Svedjan, Chairman) recommends **DO NOT PASS** (24 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1479 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1513: Appropriations Committee (Rep. Svedjan, Chairman) recommends **DO PASS** (20 YEAS, 4 NAYS, 1 ABSENT AND NOT VOTING). HB 1513 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** (10 YEAS, 2 NAYS, 1 ABSENT AND NOT VOTING). HB 1527 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1537: Human Services Committee (Rep. Weisz, Chairman) recommends **DO NOT PASS** (11 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING). HB 1537 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1551: Appropriations Committee (Rep. Svedjan, Chairman) recommends **DO PASS** (17 YEAS, 7 NAYS, 1 ABSENT AND NOT VOTING). HB 1551 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HCR 3001: Agriculture Committee (Rep. D. Johnson, Chairman) recommends **DO PASS** and **BE PLACED ON THE CONSENT CALENDAR** (11 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). HCR 3001 was placed on the Tenth order on the calendar.

FIRST READING OF HOUSE CONCURRENT RESOLUTION

Reps. Mueller, DeKrey, Kaldor and Sens. Horne, Triplett, Wardner introduced:

HCR 3044: A concurrent resolution directing the Legislative Council to study the allocation of wind rights.

Was read the first time and referred to the **Natural Resources Committee**.

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

Buell J. Reich, Chief Clerk

