

JOURNAL OF THE SENATE

Sixty-first Legislative Assembly

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Bismarck, February 26, 2009

The Senate was on the Fourth, Fifth, and Thirteenth orders of business pursuant to Sen. Christmann's motion.

COMMUNICATION FROM GOVERNOR JOHN HOEVEN

This is to inform you that on February 26, 2009, I have signed the following: SB 2092.

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

MR. SPEAKER: The Senate has passed and your favorable consideration is requested on: SCR 4008, SCR 4013, SCR 4016, SCR 4018, SCR 4020, SCR 4022.

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 1350.

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

MR. PRESIDENT: The House has passed, the emergency clause carried, unchanged: SB 2025.

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

MR. SPEAKER: Your signature is respectfully requested on: SB 2025.

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

MR. PRESIDENT: The Speaker has signed: SB 2025.

REPORT OF STANDING COMMITTEE

SCR 4017: Government and Veterans Affairs Committee (Sen. Dever, Chairman) recommends **DO NOT PASS** (5 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SCR 4017 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SCR 4025: Human Services Committee (Sen. J. Lee, Chairman) recommends **DO NOT PASS** (5 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). SCR 4025 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SCR 4026: Government and Veterans Affairs Committee (Sen. Dever, Chairman) recommends **DO PASS** (5 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SCR 4026 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1031: Government and Veterans Affairs Committee (Sen. Dever, Chairman) recommends **DO PASS** (5 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1031 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1089, as engrossed: Judiciary Committee (Sen. Nething, Chairman) recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed HB 1089 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1095: Judiciary Committee (Sen. Nething, Chairman) recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1095 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1096: Industry, Business and Labor Committee (Sen. Klein, Chairman) recommends **DO PASS** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1096 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1102: Judiciary Committee (Sen. Nething, Chairman) recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1102 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1103: Judiciary Committee (Sen. Nething, Chairman) recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1103 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1104: Judiciary Committee (Sen. Nething, Chairman) recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1104 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1105: Judiciary Committee (Sen. Nething, Chairman) recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1105 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1107: Judiciary Committee (Sen. Nething, Chairman) recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1107 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1108: Judiciary Committee (Sen. Nething, Chairman) recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1108 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1138: Education Committee (Sen. Freborg, Chairman) recommends **DO PASS** (5 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1138 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1143, as engrossed: Industry, Business and Labor Committee (Sen. Klein, Chairman) recommends **DO PASS** (6 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). Engrossed HB 1143 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1144: Judiciary Committee (Sen. Nething, Chairman) recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1144 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1146: Judiciary Committee (Sen. Nething, Chairman) recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1146 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1155: Industry, Business and Labor Committee (Sen. Klein, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1155 was placed on the Sixth order on the calendar.

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

Page 1, after line 10, insert:

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

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1158, as engrossed: Judiciary Committee (Sen. Nething, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed HB 1158 was placed on the Sixth order on the calendar.

Page 1, line 1, remove "subsection 1 of"

Page 1, line 5, replace "Subsection 1 of section" with "Section"

Page 1, after line 6, insert:

"26.1-40-18. Automobile warranties construed."

Page 1, after line 10, insert:

- "2. The policy must be issued by an insurer licensed, registered, or otherwise authorized to do business in this state. From the time the policy is filed with the commissioner:
 - a. The insurer shall maintain surplus as to policyholders and paid-in capital of at least fifteen million dollars and annually file copies of the insurer's audited financial statements, the national association of insurance commissioners annual statement, and the actuarial certification required by and filed in the insurer's state of domicile; or
 - b. The insurer shall maintain surplus as to policyholders and paid-in capital of between fifteen million dollars and ten million dollars, demonstrate to the satisfaction of the commissioner that the company maintains a ratio of net written premiums, wherever written, to surplus as to policyholders and paid-in capital of not greater than three to one, and annually file copies of the insurer's audited financial statements, the national association of insurance commissioners annual statement, and the actuarial certification required by and filed in the insurer's state of domicile.
3. This section does not apply to an original equipment manufacturer issuing new vehicle warranties."

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1209: Finance and Taxation Committee (Sen. Cook, Chairman) recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (6 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1209 was rereferred to the **Appropriations Committee**.

REPORT OF STANDING COMMITTEE

HB 1277: Finance and Taxation Committee (Sen. Cook, Chairman) recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (6 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1277 was rereferred to the **Appropriations Committee**.

FIRST READING OF HOUSE BILLS

HB 1001: A BILL for an Act to provide an appropriation for defraying the expenses of the office of the governor; and to amend and reenact sections 54-07-04 and 54-08-03 of the North Dakota Century Code, relating to the salaries of the governor and lieutenant governor. Was read the first time and referred to the **Appropriations Committee**.

HB 1003: A BILL for an Act to provide an appropriation for defraying the expenses of the attorney general; to create and enact a new subsection to section 31-13-03 of the North Dakota Century Code, relating to DNA testing; to amend and reenact section 54-12-11 of the North Dakota Century Code, relating to the salary of the attorney general; and to provide for a legislative council study. Was read the first time and referred to the **Appropriations Committee**.

HB 1007: A BILL for an Act to provide an appropriation for defraying the expenses of the labor commissioner. Was read the first time and referred to the **Appropriations Committee**.

HB 1010: A BILL for an Act to provide an appropriation for defraying the expenses of the insurance commissioner; to provide for fund transfers; to provide for making payments of insurance premiums tax collections to fire departments; and to amend and reenact section 26.1-01-09 of the North Dakota Century Code, relating to the commissioner's salary.

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

HB 1011: A BILL for an Act to provide an appropriation for defraying the expenses of the securities commissioner; and to provide for a legislative council study.

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

HB 1014: A BILL for an Act to provide an appropriation for defraying the expenses of the committee on protection and advocacy.

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

HB 1015: A BILL for an Act to provide an appropriation for defraying the expenses of the various divisions under the supervision of the director of the office of management and budget; to provide an exemption; to provide for various transfers; to amend and reenact sections 54-21-24 and 54-21-24.1 of the North Dakota Century Code, relating to leasing of office space by state agencies; to provide an appropriation for a statewide critical salary funding pool and a statewide salary equity pool; to establish a statewide critical salary funding pool and a statewide salary equity pool; to provide for transfer of appropriation authority, subject to budget section approval; to provide legislative intent; and to provide for a legislative council study.

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

HB 1016: A BILL for an Act to provide an appropriation for defraying the expenses of the office of the adjutant general; to provide statements of legislative intent; to provide an appropriation; to provide for transfers; and to provide an exemption.

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

HB 1017: A BILL for an Act to provide an appropriation for defraying the expenses of the game and fish department.

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

HB 1018: A BILL for an Act to provide an appropriation for defraying the expenses of the state historical society.

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

HB 1019: A BILL for an Act to provide an appropriation for defraying the expenses of the parks and recreation department and the International Peace Garden; to provide for a transfer; and to amend and reenact section 55-08-14.1 of the North Dakota Century Code, relating to recreational grants.

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

HB 1020: A BILL for an Act to provide an appropriation for defraying the expenses of the state water commission; to provide legislative intent; to provide an exemption; to provide a line of credit; and to provide an appropriation for repayment of the line of credit.

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

HB 1021: A BILL for an Act to provide an appropriation for defraying the expenses of workforce safety and insurance; and to authorize and provide an appropriation for additional full-time equivalent positions for workforce safety and insurance.

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

HB 1022: A BILL for an Act to provide an appropriation for defraying the expenses of various state retirement and investment agencies; and to provide a transfer.

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

HB 1023: A BILL for an Act to provide an appropriation for defraying the expenses of various state departments and institutions; and to declare an emergency.

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

HB 1040: A BILL for an Act to provide for a procedure for missing person investigations.

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

HB 1057: A BILL for an Act to create and enact a new section to chapter 37-18 of the North Dakota Century Code, relating to department of veterans' affairs employees; to amend and reenact section 37-14-18 of the North Dakota Century Code, relating to county veterans' service officers; and to provide an appropriation.

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

HB 1060: A BILL for an Act to amend and reenact section 54-35-23 of the North Dakota Century Code, relating to extension of the committee on tribal and state relations.

Was read the first time and referred to the **Political Subdivisions Committee**.

HB 1112: A BILL for an Act to amend and reenact section 36-24-26 of the North Dakota Century Code, relating to penalties for violating meat inspection laws; and to provide a penalty.

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

HB 1219: A BILL for an Act to amend and reenact section 39-20-01.1 of the North Dakota Century Code, relating to the chemical test of a driver in an accident.

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

HB 1221: A BILL for an Act to provide an appropriation to the department of emergency services for providing grants to eligible political subdivisions that have experienced damage or destruction due to a tornado; and to declare an emergency.

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

HB 1222: A BILL for an Act to amend and reenact section 54-35-01 of the North Dakota Century Code, relating to the composition of the North Dakota legislative council.

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

HB 1225: A BILL for an Act to amend and reenact subsection 1 of section 57-51-15 and section 57-62-06 of the North Dakota Century Code, relating to apportionment and use of the proceeds of the oil and gas gross production tax; to provide an appropriation; and to declare an emergency.

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

HB 1235: A BILL for an Act to amend and reenact subsection 9 of section 57-51.1-03 of the North Dakota Century Code, relating to an oil extraction tax rate reduction for horizontal wells; to provide an effective date; and to declare an emergency.

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

HB 1270: A BILL for an Act to create and enact a new chapter to title 4.1 of the North Dakota Century Code, relating to the certification of forage; to repeal section 63-01.1-12.2 of the North Dakota Century Code, relating to weed-free certification; to provide an appropriation; and to declare an emergency.

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

HB 1278: A BILL for an Act to amend and reenact sections 61-24.5-04, 61-24.5-07, and 61-24.5-08 of the North Dakota Century Code, relating to members of the board of directors of the southwest water authority; to repeal sections 61-24.5-10, 61-24.5-11, 61-24.5-12, 61-24.5-13, and 61-24.5-14 of the North Dakota Century Code, relating to property tax levies within the southwest water authority; and to provide an effective date.

SECTION 1. AMENDMENT. Section 61-24.5-04 of the North Dakota Century Code is amended and reenacted as follows:

61-24.5-04. Board of directors - Officers - Meetings - Compensation. The authority must be governed by a board of directors who must be chosen in accordance with this chapter. One director must be elected from each county within the authority, ~~and two directors must be elected in the city of Dickinson, and one director must be elected in the city of Mandan.~~ The director from Stark County may not be a resident of the city of Dickinson. ~~The director from Morton County may not be a resident of Mandan.~~ The board shall elect from the directors a chairman, vice chairman, and secretary. A majority of the directors constitutes a quorum for the purpose of conducting the business of the board. The board shall meet at the time and place designated by the secretary. Board members are entitled to receive as compensation an amount determined by the board not to exceed the amount per day provided members of the legislative council under section 54-35-10 and must be reimbursed for their mileage and expenses in the amount provided for by sections 44-08-04 and 54-06-09.

SECTION 2. AMENDMENT. Section 61-24.5-07 of the North Dakota Century Code is amended and reenacted as follows:

61-24.5-07. Election of city directors of the southwest water authority. Any person who is a resident and qualified elector of the city of Dickinson ~~or Mandan~~ who aspires to the office of director of the southwest water authority shall, at least sixty days and before five p.m. on the sixtieth day before the election, file with the city auditor a petition signed by not less than ten percent of the number of qualified electors who voted for that office in the last city election, except that the petition for the first election must be signed by not less than two hundred qualified electors. Signers of a petition must reside within the corporate limits of the city, and each signer of the petition shall include with the signer's name the signer's mailing address.

The petition must include the candidate's name, post-office address, and the title of the office of the southwest water authority for which the candidate is seeking election.

The petition must be accompanied by an affidavit substantially as follows:

STATE OF NORTH DAKOTA)
) ss.
 City of ~~Dickinson~~ _____)

I _____, being sworn, say that I reside in the city of ~~Dickinson~~ _____ and State of North Dakota; that I am a qualified elector therein; that I am a candidate for the office of director of the Southwest Water Authority to be elected at the municipal election to be held on _____, _____, and I request that my name be printed upon the election ballot as provided by law, as a candidate for the office.

Subscribed and sworn to before me on _____, _____.

 Notary Public

Upon receipt of the petition the city auditor shall without fee place the name of the aspirant on the election ballot as a candidate for the office of director. The candidate or candidates, depending on whether one or two directors are being elected, receiving the highest number of votes are elected. The provisions of chapter 40-21 govern the election of directors from the city of Dickinson or Mandan for the southwest water authority.

SECTION 3. AMENDMENT. Section 61-24.5-08 of the North Dakota Century Code is amended and reenacted as follows:

61-24.5-08. Term of office of directors - Oath of office - Bonds. Members of the board of directors of the authority hold office for a term of four years, until a successor has been duly elected and qualified. If the office of any director becomes vacant by reason of the failure of any director elected at any election to qualify or for any other reason, the director's successor must be appointed to fill the vacancy by the board of county commissioners of the county in which the vacancy occurs, or by the governing body of the city of Dickinson or Mandan, as appropriate. A director appointed to fill a vacancy shall hold office for the unexpired term of the director whose office has become vacant, and until a successor has been elected and qualified.

Members of the board of directors elected from a county must be elected at the primary election and assume office on the first Monday in July following their election. Members of the board of directors elected from the city of Dickinson or Mandan must be elected at the municipal election and assume office on the first Monday in July following their election.

In 2002 all directors' terms are deemed to have expired, and each county shall elect one director to serve on the board of directors and the city of Dickinson shall elect two directors to serve on the board of directors. In 2002 one director from the city of Dickinson and directors from Adams, Billings, Dunn, Grant, Oliver, and Slope Counties must be elected for two-year terms and in 2004 and thereafter must be elected for four-year terms. In 2010 the director from the city of Mandan must be elected to a four-year term. All ~~other~~ subsequent directors elected ~~in 2002~~ must be elected for four-year terms.

Before assuming the duties of the office of director, each director shall take and subscribe to the oath of office prescribed by law for civil officers. The authority treasurer must be bonded in an amount as the board may prescribe.

SECTION 4. REPEAL. Sections 61-24.5-10, 61-24.5-11, 61-24.5-12, 61-24.5-13, and 61-24.5-14 of the North Dakota Century Code are repealed.

SECTION 5. EFFECTIVE DATE. Section 4 of this Act is effective on January 1, 2020, unless before that date a majority of qualified electors within the southwest water authority voting on the question approve the continuation of the property tax levy for support of the southwest water authority.

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

HB 1284: A BILL for an Act to create and enact chapter 26.1-33.4 of the North Dakota Century Code, relating to the national conference of insurance legislators Life Settlements Model Act; to amend and reenact subsection 21 of section 10-04-02 of the North Dakota Century Code, relating to the definition of the term viatical settlement contract; to repeal chapter 26.1-33.3 of the North Dakota Century Code, relating to viatical settlement contracts; and to provide a penalty.

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

HB 1295: A BILL for an Act to amend and reenact subdivision c of subsection 3 of section 39-06-14, subsection 3 of section 39-27-05, subsection 2 of section 39-29-01, and subsection 1 of section 39-29-09 of the North Dakota Century Code, relating to off-highway vehicles.

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

HB 1304: A BILL for an Act to amend and reenact section 57-51-15 of the North Dakota Century Code, relating to allocation of oil and gas gross production taxes; and to provide an effective date.

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

HB 1306: A BILL for an Act to create and enact a new section to chapter 12-59, a new subdivision to subsection 2 of section 28-32-01, a new subsection to section 39-06.1-11, and five new sections to chapter 54-12 of the North Dakota Century Code, relating to the authority of the parole board to use the twenty-four seven sobriety program as an intermediate sanction or condition of parole, temporary restricted driver's permits, and establishment of a statewide twenty-four seven sobriety program by the attorney general; to amend and reenact subsection 3 of section 12.1-32-07 of the North Dakota Century Code, relating to supervision of probationers; to provide an appropriation; and to provide a continuing appropriation.

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

HB 1316: A BILL for an Act to amend and reenact sections 53-06.2-02 and 53-06.2-03 and subsection 6 of section 53-06.2-11 of the North Dakota Century Code, relating to the racing commission and the authority of the attorney general; and to provide for a transfer to return to the breeders' fund certain moneys paid from that fund for racing purses.

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

HB 1317: A BILL for an Act to amend and reenact subsection 2 of section 53-06.1-12 of the North Dakota Century Code, relating to gaming and excise taxes; and to provide an effective date.

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

HB 1348: A BILL for an Act to amend and reenact section 62.1-02-05 of the North Dakota Century Code, relating to the possession of a firearm at a public gathering.

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

HB 1369: A BILL for an Act to create and enact a new section to chapter 44-08 of the North Dakota Century Code, relating to the removal of appointed political subdivision officers; and to declare an emergency.

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

HB 1382: A BILL for an Act to amend and reenact section 57-06-03 of the North Dakota Century Code, relating to assessment of oil or gas pipeline property; and to provide an effective date.

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

HB 1386: A BILL for an Act to amend and reenact sections 15-12-20 and 23-36-03 of the North Dakota Century Code, relating to rabies determinations.

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

HB 1389: A BILL for an Act to amend and reenact section 62.1-02-05 of the North Dakota Century Code, relating to the possession of a firearm in a park.

Was read the first time and referred to the **Political Subdivisions Committee**.

HB 1398: A BILL for an Act to create and enact section 21-03-06.1 of the North Dakota Century Code, relating to voter approval of public building projects funded through a building authority or other indirect means.

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

HB 1407: A BILL for an Act to amend and reenact sections 39-04-19, 39-04-39, 54-27-19, 54-27-19.1, and 57-40.3-10 of the North Dakota Century Code, relating to the collection and distribution of highway funds; and to repeal section 39-04.2-03 of the North Dakota Century Code, relating to the registration fee for the public transportation fund.

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

HB 1412: A BILL for an Act to amend and reenact section 57-40.6-02 of the North Dakota Century Code, relating to the fee imposed for emergency services communications.

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

HB 1413: A BILL for an Act to create and enact a new section to chapter 4-10.6 of the North Dakota Century Code or in the alternative to create and enact section 4.1-04-04.1 of the North Dakota Century Code, relating to corn utilization council elections; and to amend and reenact sections 4-10.6-02 and 4-10.6-08 of the North Dakota Century Code or in the alternative to amend and reenact sections 4.1-04-04 and 4.1-04-10 of the North Dakota Century Code, relating to corn assessments.

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

HB 1419: A BILL for an Act to amend and reenact sections 54-27.2-01, 54-27.2-02, and 54-27.2-03 of the North Dakota Century Code, relating to the maximum balance of, transfers to, and transfers from the budget stabilization fund; and to declare an emergency.

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

HB 1451: A BILL for an Act to create and enact a new section to chapter 37-17.1 of the North Dakota Century Code, relating to a ban on open burning; to amend and reenact section 37-17.1-10 of the North Dakota Century Code, relating to a ban on open burning; and to provide a penalty.

Was read the first time and referred to the **Political Subdivisions Committee**.

HB 1481: A BILL for an Act providing an appropriation to the state historical society; and to provide contingent borrowing authority for a heritage center addition.

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

HB 1482: A BILL for an Act to amend and reenact sections 37-28-02 and 37-28-03 of the North Dakota Century Code, relating to the definition of foreign service and period of service and payment of adjusted compensation for domestic and foreign service; to amend and reenact section 6 of chapter 17 of the 2005 Session Laws, as amended by section 10 of chapter 42 of the 2007 Session Laws, relating to payment of adjusted compensation for veterans; and to declare an emergency.

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

HB 1484: A BILL for an Act to amend and reenact subdivision c of subsection 2 of section 37-17.1-07.1 of the North Dakota Century Code, relating to hazardous chemical fees.

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

HB 1490: A BILL for an Act to amend and reenact subsection 5 of section 16.1-08.1-01, section 16.1-08.1-03.2, subsection 1 of section 16.1-08.1-03.9, and sections 16.1-08.1-03.10 and 16.1-08.1-03.11 of the North Dakota Century Code, relating to campaign finance.

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

HB 1491: A BILL for an Act to amend and reenact sections 36-09-17, 36-09-20, 36-09-20.1, 36-09-22, and 36-09-23 of the North Dakota Century Code, relating to penalties imposed for violation of brand laws.

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

HB 1495: A BILL for an Act to amend and reenact subsection 1 of section 24-06-28 and section 24-06-29 of the North Dakota Century Code, relating to obstruction of section lines and highways.

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

HB 1496: A BILL for an Act to provide for an equine processing facility feasibility study; and to provide an appropriation.

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

HB 1499: A BILL for an Act to create and enact a new section to chapter 20.1-04 of the North Dakota Century Code, relating to permits for exempt training areas for gun dogs; and to amend and reenact section 20.1-04-12 of the North Dakota Century Code, relating to training of gun dogs and to provide an exempt training area permit.

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

HB 1505: A BILL for an Act to create and enact a new section to chapter 57-15 of the North Dakota Century Code, relating to relevy by a township of property taxes omitted by mistake; to provide an effective date; and to provide an expiration date.

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

HB 1510: A BILL for an Act to amend and reenact subsection 1 of section 37-19.1-04 of the North Dakota Century Code, relating to veterans' preference.

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

HB 1514: A BILL for an Act to amend and reenact section 24-02-37 of the North Dakota Century Code, relating to use of the special road fund.

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

HB 1515: A BILL for an Act to provide an appropriation to the department of transportation to pave access roadways to Lake Sakakawea.

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

HB 1534: A BILL for an Act to amend and reenact section 39-08-01.2 of the North Dakota Century Code, relating to special punishment for causing injury or death while under the influence of alcohol.

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

HB 1543: A BILL for an Act to create and enact a new section to chapter 44-08 of the North Dakota Century Code, relating to the procurement of North Dakota food products.

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

HB 1551: A BILL for an Act to amend and reenact section 53-06.2-11 of the North Dakota Century Code, relating to taxes on pari-mutuel wagering; and to provide an effective date.

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

HB 1554: A BILL for an Act to amend and reenact section 40-47-01.1 of the North Dakota Century Code, relating to extraterritorial zoning jurisdiction of cities.

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

HB 1575: A BILL for an Act to create and enact a new section to chapter 54-52 of the North Dakota Century Code, relating to participation by peace officers employed by the bureau of criminal investigation in the defined benefit retirement plan; to amend and reenact subsection 11 of section 54-52-01, subsection 3 of section 54-52-05, and subsection 3 of section 54-52-17 of the North Dakota Century Code, relating to participation by peace officers employed by the bureau of criminal investigation in the defined benefit retirement plan; and to provide an appropriation.

Was read the first time and referred to the **Political Subdivisions Committee**.

FIRST READING OF HOUSE CONCURRENT RESOLUTIONS

HCR 3001: A concurrent resolution directing the Legislative Council to continue its study of North Dakota Century Code provisions that relate to agriculture.

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

HCR 3011: A concurrent resolution endorsing the concept of regional capability response to manmade and natural disasters in North Dakota.

Was read the first time and referred to the **Political Subdivisions Committee**.

HCR 3013: A concurrent resolution directing the Legislative Council to study the availability of legal representation to assist injured employees in understanding and pursuing Workforce Safety and Insurance decisions.

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

HCR 3014: A concurrent resolution urging Congress not to replace "navigable water" with "waters of the United States" in any Clean Water Act-related legislation considered by Congress.

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

HCR 3017: A concurrent resolution recognizing the importance of participation in Census 2010 and encouraging state agencies, political subdivisions, tribal governments, and all public officials to partner with the United States Census Bureau in achieving an accurate and complete count in Census 2010.

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

HCR 3021: A concurrent resolution urging the United States Fish and Wildlife Service not to list the black-tailed prairie dog, *Cynomys ludovicianus*, as a threatened or endangered species under the Endangered Species Act.

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

HCR 3023: A concurrent resolution directing the Legislative Council to study the criminal offenses in the North Dakota Century Code for which a monetary amount triggers the grading of the offense, with particular emphasis on the grading of theft offenses contained in North Dakota Century Code Chapter 12.1-23.

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

HCR 3026: A concurrent resolution urging the United States Drug Enforcement Administration to allow North Dakota to regulate industrial hemp farming without requiring federal applications, licenses, or fees.

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

HCR 3028: A concurrent resolution urging Congress to support the responsible use of the beneficial qualities of biotechnology such as pharmaceuticals, anti-immune disease control, biodegradable plastics, and other potential benefits to people and the global environment through high-yield agricultural production.

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

HCR 3029: A concurrent resolution urging to the Environmental Protection Agency not to regulate greenhouse gases under the Clean Air Act.

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

HCR 3031: A concurrent resolution directing the Legislative Council to study eminent domain laws as they relate to pipeline siting.

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

HCR 3033: A concurrent resolution designating June 19 as Juneteenth National Freedom Day.

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

HCR 3036: A concurrent resolution directing the Legislative Council to prepare and publish an annual pocket brochure of pertinent state economic indicators and state government statistics.

Was read the first time and referred to the **Political Subdivisions Committee**.

HCR 3037: A concurrent resolution directing the Legislative Council to prepare and publish a four-year general fund budget report.

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

HCR 3039: A concurrent resolution urging Congress to end the outer continental shelf moratorium on oil and natural gas exploration and production.

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

Fran A. Gronberg, Secretary