

JOURNAL OF THE HOUSE

Fifty-first Legislative Assembly

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Bismarck, February 20, 1989

The House convened at 10:00 a.m., with Speaker Kretschmar presiding.

The prayer was offered by Father Al Bitz, St. Mary's Cathedral, Fargo.

The roll was called and all Representatives were present, except Representatives Shaft and Stofferahn.

A quorum was declared by the Speaker.

CORRECTION and REVISION of the JOURNAL (Rep. V. Olson, Chairman)
MR. SPEAKER: Your Committee on Correction and Revision of the Journal has carefully examined the Journal of the Thirty-third Day and finds it to be correct.

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

CHAPLAINCY SCHEDULE
 FEBRUARY 20-24

DATE	CHURCH
20 Father Al Bitz	St. Mary's Cathedral, Fargo
21 Rev. Don Klingensmith (retired)	Methodist, Mandan
22 Father Albert Leary	Christ the King, Mandan
23 James Kraemer	Church of the Nazarene, Mandan
24 Rev. Duane Maracle	Seventh Day Adventist Church, Mandan

POINT OF PERSONAL PRIVILEGE

REP. BROKAW: Mr. Speaker: I rise on a point of personal privilege and request that my remarks be printed in the Journal.

Reps. Brokaw and Shockman wish to congratulate the Napoleon Imperials for winning the North Dakota Class B High School Wrestling Championship. Also, congratulations to Coach Barry McCleary who was awarded Class B Coach of the Year.

Napoleon won the Class B wrestling tournament by defeating Carrington, the previous Class B champion.

To all participants - wrestlers, cheerleaders, and coaches, we say congratulations for a great performance. To the parents of these fine students, we also extend our congratulations.

MESSAGE to the HOUSE from the SENATE (Patricia Conrad, Secretary)

MR. SPEAKER: The Senate has passed and your favorable consideration is requested on: SB 2004, SB 2008, SB 2009, SB 2024, SB 2089, SB 2237, SB 2324, SB 2395, SB 2418, SB 2428, SB 2451, SB 2468, SB 2473, SB 2479.

MESSAGE to the SENATE from the HOUSE (Roy Gilbreath, Chief Clerk)

MR. PRESIDENT: The House has passed and your favorable consideration is requested on: HB 1075, HB 1084, HB 1089, HB 1228, HB 1262, HB 1272, HB 1284, HB 1302, HB 1357, HB 1373, HB 1413, HB 1453, HB 1469, HB 1481, HB 1509,

HB 1527, HB 1563, HB 1576, HB 1599, HB 1614, HB 1640, HB 1647, HCR 3029, HCR 3032, HCR 3035, HCR 3043, HCR 3048.

MOTIONS

REP. R. ANDERSON MOVED that HB 1200, HB 1360, and HB 1643, which are on the Sixth order, be laid over one legislative day, which motion prevailed.

REP. KLOUBEC MOVED that the rules be suspended and that the committee reports on HB 1185, HB 1210, HB 1301, HB 1307, HB 1327, HB 1419, HB 1449, HB 1480, HB 1567, HB 1584, HB 1590, HB 1621, and HCR 3040, recommending amendments on the Sixth order of business on the legislative calendar of the Thirty-fourth Day be adopted, which motion prevailed.

SIXTH ORDER OF BUSINESS

REP. WENTZ MOVED that the amendments to HB 1185 as recommended by the Committee on Judiciary as printed on pages 911-912 of the House Journal be adopted, and when so adopted, recommends the same DO PASS.

HB 1185 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

REP. WENTZ MOVED that the amendments to HB 1210 as recommended by the Committee on Judiciary as printed on page 914 of the House Journal be adopted, and when so adopted, recommends the same DO PASS.

HB 1210 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

REP. A. OLSON MOVED that the amendments to HB 1301 as recommended by the Committee on Natural Resources as printed on pages 914-915 of the House Journal be adopted, and when so adopted, recommends the same DO PASS.

HB 1301 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

REP. WENTZ MOVED that the amendments to HB 1307 as recommended by the Committee on Judiciary as printed on pages 916-918 of the House Journal be adopted, and when so adopted, recommends the same DO PASS.

HB 1307 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

REP. NICHOLAS MOVED that the amendments to HB 1327 as recommended by the Committee on Agriculture as printed on page 918 of the House Journal be adopted, and when so adopted, recommends the same DO PASS.

HB 1327 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

REP. WENTZ MOVED that the amendments to HB 1419 as recommended by the Committee on Judiciary as printed on page 919 of the House Journal be adopted, and when so adopted, recommends the same DO PASS.

HB 1419 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

REP. A. OLSON MOVED that the amendments to HB 1449 as recommended by the Committee on Natural Resources as printed on page 919 of the House Journal be adopted, and when so adopted, recommends the same DO PASS.

HB 1449 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

REP. WENTZ MOVED that the amendments to HB 1480 as recommended by the Committee on Judiciary as printed on pages 921-928 of the House Journal be adopted, and when so adopted, recommends the same DO PASS.

HB 1480 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

REP. WENTZ MOVED that the amendments to HB 1567 as recommended by the Committee on Judiciary as printed on pages 929-931 of the House Journal be adopted, and when so adopted, recommends the same DO NOT PASS.

HB 1567 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

REP. WENTZ MOVED that the amendments to HB 1584 as recommended by the Committee on Judiciary as printed on pages 934-935 of the House Journal be adopted, and when so adopted, recommends the same DO PASS.

HB 1584 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

REP. WENTZ MOVED that the amendments to HB 1590 as recommended by the Committee on Judiciary as printed on page 935 of the House Journal be adopted, and when so adopted, recommends the same DO PASS.

HB 1590 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

REP. WENTZ MOVED that the amendments to HB 1621 as recommended by the Committee on Judiciary as printed on pages 935-936 of the House Journal be adopted, and when so adopted, recommends the same DO PASS.

HB 1621 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

REP. WENTZ MOVED that the amendments to HCR 3040 as recommended by the Committee on Judiciary as printed on pages 941-942 of the House Journal be adopted, and when so adopted, recommends the same DO PASS.

HCR 3040 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

REP. A. HAUSAUER MOVED that the amendments to HB 1027 as recommended by the Committee on Finance and Taxation as printed on pages 897-899 of the House Journal be adopted, and when so adopted, recommends the same DO PASS.

REQUEST

REP. A. HAUSAUER REQUESTED that the question of the adoption of the amendments to HB 1027 be divided to have the sections voted on separately in the following manner:

DIVISION A

Page 1, line 4, remove "subsection 12 of section 57-39.2-04,"

Page 1, line 5, remove "sections", remove "57-39.2-26.1,", and after the fifth comma insert "and"

Page 1, line 6, remove "and section"

Page 1, remove line 7

Page 1, line 8, remove "North Dakota,"

Page 1, line 9, remove "the sales tax exemption for residents of Montana"

Page 1, line 10, remove "Canada, the state aid distribution fund,"

Page 1, line 11, remove ", and distribution of personal property tax"

Page 1, line 12, remove "replacement funds to political subdivisions;"

Page 2, line 6, remove "of the 1987"

Page 2, line 7, replace "Supplement to" with "of" and after "Code" insert "without the amendments made in section 3 of chapter 687 of the 1987 Session Laws"

Page 2, line 24, remove "cable television or other"

Page 2, line 25, remove "video programming services,"

Page 3, line 3, overstrike "eighty" and insert immediately thereafter "seventy-five"

Page 3, line 23, replace "December 31, 1988" with "May 1, 1989"

Page 4, remove lines 14 through 29

Page 5, remove lines 1 through 6

Page 6, remove lines 20 through 29

Page 7, remove lines 1 through 20

Page 9, line 13, replace "December 31, 1988" with "May 1, 1989"

Page 11, remove lines 10 through 29

Page 12, remove lines 1 through 29

Page 13, remove lines 1 through 29

Page 14, remove lines 1 through 18

DIVISION B

Page 1, line 1, remove "to create and enact a new section to chapter 57-39.2 and a"

Page 1, remove line 2

Page 1, line 3, remove "a sales and use tax on restaurant meals and lodging;"

Page 1, remove lines 16 through 22

Page 2, remove lines 1 through 5

Page 7, remove lines 21 through 29

Page 8, remove lines 1 through 3

DIVISION C

Page 1, line 6, remove ", and 57-43.2-18"

Page 1, line 12, remove "; and to repeal section 57-43.2-19"

Page 1, remove line 13

Page 1, line 14, remove "on special fuels"

Page 10, remove lines 26 through 29

Page 11, remove lines 1 through 9

Page 14, remove lines 19 and 20

RULING BY THE SPEAKER

SPEAKER KRETSCHMAR RULED that House Rule 316 states that the Division of the Question must be requested by twelve or more Representatives, and that since eleven or more members joined in the request of Rep. A. Hausauer to divide the amendments to HB 1027, the request was granted.

The question being on the adoption of Division A of the proposed amendments to HB 1027.

Division A of the proposed amendments to HB 1027 passed.

The question then was on the adoption of Division B of the proposed amendments to HB 1027.

Division B of the proposed amendments to HB 1027 passed on a verification vote.

The question then was on the adoption of Division C of the proposed amendments to HB 1027.

Division C of the proposed amendments to HB 1027 lost on a verification vote.

The question then was on the adoption of the proposed amendments to HB 1027, including Divisions A and B and excluding Division C, with the title amended appropriately, and lines, sections, and pages renumbered accordingly.

The proposed amendments to HB 1027, including Divisions A and B and excluding Division C, were adopted.

HB 1027, as amended, was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MOTION

REP. TIMM MOVED that the House reconsider its action whereby the amendments to HB 1027 were adopted, which motion lost on a verification vote.

SIXTH ORDER OF BUSINESS

REP. GATES MOVED that the amendments to HB 1047 as recommended by the Committee on Education as printed on pages 899-911 of the House Journal be adopted, and when so adopted, recommends the same DO NOT PASS, which motion prevailed.

MOTION

REP. KLOUBEC MOVED that the rules be suspended and that HB 1047 be deemed properly engrossed and be placed on the Eleventh order, as amended, for second reading and final passage, which motion prevailed.

SECOND READING OF HOUSE BILL

HB 1047: A BILL for an Act to create an area service agency pilot program to provide services to schools and to require a report to the legislative council; to create and enact a new subsection to section 15-20.1-03, a new subsection to section 57-15-06.7, and a new subdivision to subsection 1 of section 57-15-14.2 of the North Dakota Century Code, relating to powers of the state board of vocational education, county authority to levy for maintenance of school district records, and to school district authority to levy for assessments made by area service agencies; to amend and reenact paragraph 2 of subdivision a of subsection 11 of section 15-39.1-04, sections 15-39.1-28, 15-47-26, 15-47-38.1, 15-59-05.1, and subdivision g of subsection 1 and subsection 2 of section 57-15-14.2 of the North Dakota Century Code, relating to members of and tax levies for the teachers' fund for retirement, the definition of a teacher, evaluation, nonrenewal, and discharge procedures for directors of the area service agency, county mill levies, contributions to the old-age survivors' fund and the social security fund, and school board mill levies; and to provide an expiration date.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 24 YEAS, 80 NAYS, 2 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Carlson; DeMers, J.; Gerhardt; Gerl; Gilmore; Graba; Halmrast; Hoffner; Hokana; Huether; Kaldor; Kelly; Mertens; Oban; Ring; Rydell; Scherber; Schneider; Sorensen; Ulmer; Williams, A.; Williams, W.; Speaker Kretschmar

NAYS: Aas; Anderson, B.; Anderson, R.; Belter; Berg, G.; Berg, R.; Bernstein; Brokaw; Christman; Clayburgh; Dalrymple; DeMers, P.; Dorso; Enget; Flaagan; Frey; Gates; Gerntholz; Goetz; Gorman; Gunsch; Hanson, L.; Hanson, O.; Haugen; Haugland; Hausauer, A.; Hausauer, R.; Howard; Jensen; Kingsbury; Kloubec; Knell; Kolbo; Kouba; Lang; Larson, D.; Larson, R.; Laughlin; Lindgren; Marks; Martin; Martinson; Melby; Murphy; Myrdal; Nelson; Ness; Nicholas; Nowatzki; Olsen, D.; Olson, A.; Olson, V.; O'Shea; Payne; Peterson; Schatz; Schindler; Schmidt; Shide; Shockman; Skjerven; Smette; Solberg; Soukup; Starke; Stenhjem; Thompson, K.; Thompson, V.; Timm; Tokach; Tollefson; Tomac; Trautman; Urlacher; Vander Vorst; Wald; Watne; Wentz; Whalen; Wilkie

ABSENT AND NOT VOTING: Shaft; Stofferahn

HB 1047 lost.

SIXTH ORDER OF BUSINESS

REP. GATES MOVED that the amendments to HB 1304 as recommended by the Committee on Education as printed on pages 915-916 of the House Journal be adopted, and when so adopted, recommends the same DO PASS, which motion prevailed.

MOTION

REP. R. ANDERSON MOVED that the rules be suspended and that HB 1304 be deemed properly engrossed and be placed on the Eleventh order, as amended, for second reading and final passage, which motion prevailed.

SECOND READING OF HOUSE BILL

HB 1304: A BILL for an Act to create and enact a new chapter to title 15 of the North Dakota Century Code, relating to establishing school districts on military installations; to amend and reenact section 15-27.1-02 of the North Dakota Century Code, relating to the application of the laws relating to annexation, reorganization, and dissolution of school districts; and to declare an emergency.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 103 YEAS, 0 NAYS, 3 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Aas; Anderson, B.; Anderson, R.; Belter; Berg, G.; Berg, R.; Bernstein; Brokaw; Carlson; Christman; Clayburgh; Dairymple; DeMers, J.; DeMers, P.; Dorso; Enget; Flaagan; Frey; Gates; Gerhardt; Gerl; Gerntholz; Gilmore; Goetz; Gorman; Graba; Gunsch; Halmrast; Hanson, L.; Hanson, O.; Haugen; Haugland; Hausauer, A.; Hausauer, R.; Hoffner; Hokana; Howard; Huether; Jensen; Kaldor; Kelly; Kingsbury; Kloubec; Knell; Kolbo; Kouba; Lang; Larson, D.; Larson, R.; Laughlin; Lindgren; Marks; Martin; Martinson; Melby; Murphy; Myrdal; Nelson; Ness; Nicholas; Nowatzki; Oban; Olsen, D.; Olson, A.; Olson, V.; O'Shea; Payne; Peterson; Ring; Rydell; Schatz; Scherber; Schindler; Schmidt; Schneider; Shaft; Shide; Shockman; Skjerven; Smette; Solberg; Sorensen; Soukup; Starke; Stenehjem; Thompson, V.; Timm; Tokach; Tollefson; Tomac; Trautman; Ulmer; Urlacher; Vander Vorst; Wald; Watne; Wentz; Whalen; Wilkie; Williams, A.; Williams, W.; Speaker Kretschmar

NAYS: None

ABSENT AND NOT VOTING: Mertens; Stofferahn; Thompson, K.

HB 1304 passed, the title was agreed to, and the emergency clause carried.

SIXTH ORDER OF BUSINESS

REP. GATES MOVED that the amendments to HB 1458 as recommended by the Committee on Education as printed on pages 920-921 of the House Journal be adopted, and when so adopted, recommends the same DO NOT PASS, which motion prevailed.

HB 1458 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MOTION

REP. KLOUBEC MOVED that the rules be suspended and that HB 1458 be deemed properly engrossed and be placed on the Eleventh order, as amended, for second reading and final passage, which motion prevailed.

SECOND READING OF HOUSE BILL

HB 1458: A BILL for an Act to amend and reenact sections 15-38.1-03, 15-38.1-04, 15-38.1-05, 15-38.1-06, and subsection 2 of section 15-38.1-13 of the North Dakota Century Code, relating to the education arbitration commission and binding arbitration in negotiations between teachers and school districts.

MOTION

REP. MELBY MOVED the previous question, which motion prevailed.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 48 YEAS, 57 NAYS, 1 ABSENT AND NOT VOTING.

YEAS: Anderson, B.; Berg, G.; Berg, R.; Carlson; Christman; Clayburgh; DeMers, J.; Frey; Gates; Gerhardt; Gerl; Graba; Halmrast; Hanson, L.; Haugland; Hausauer, A.; Hausauer, R.; Hoffner; Hokana; Jensen; Kelly; Kingsbury; Kolbo; Larson, R.; Lindgren; Marks; Martinson; Mertens; Nicholas; Nowatzki; Oban; Payne; Peterson; Ring; Rydell; Schatz; Scherber; Schneider; Shockman; Starke; Stenehjem; Thompson, V.; Ulmer; Watne; Wentz; Williams, A.; Williams, W.; Speaker Kretschmar

NAYS: Aarsvold; Aas; Anderson, R.; Belter; Bernstein; Brokaw; Dalrymple; DeMers, P.; Dorso; Enget; Flaagan; Gerntholz; Gilmore; Goetz; Gorman; Gunsch; Hanson, O.; Haugen; Howard; Huether; Kaldor; Kloube; Knell; Kouba; Lang; Larson, D.; Laughlin; Martin; Melby; Murphy; Myrdal; Nelson; Ness; Olsen, D.; Olson, A.; Olson, V.; O'Shea; Schindler; Schmidt; Shaft; Shide; Skjerven; Smette; Solberg; Sorensen; Soukup; Thompson, K.; Timm; Tokach; Tollefson; Tomac; Trautman; Urlacher; Vander Vorst; Wald; Whalen; Wilkie

ABSENT AND NOT VOTING: Stofferahn

HB 1458 lost.

MOTION

REP. KLOUBEC MOVED that the House stand in recess until 12:30 p.m., which motion prevailed.

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

SECOND READING OF SENATE CONCURRENT RESOLUTION

SCR 4012: A concurrent resolution designating Saturday, May 13, 1989, as "Centennial Youth Day".

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

SCR 4012 was declared adopted on a voice vote.

MOTIONS

REP. KLOUBEC MOVED that the rules be suspended and that SCR 4012 be messaged to the Senate immediately, which motion prevailed.

REP. KLOUBEC MOVED that House Rule 507, which states that no bill or resolution, except an appropriations measure, may be held in a committee for more than 21 legislative days after it is referred to the committee; House Rule 326, which speaks to bills to be rereferred to the Committee on Appropriations; and Joint Rule 203, which speaks to Crossover and all bills and resolutions being sent to the other House, be suspended, which motion prevailed.

POINT OF PERSONAL PRIVILEGE

REP. KLOUBEC: Mr. Speaker: I rise on a point of personal privilege and request that my remarks be printed in the Journal.

Mr. Speaker, ladies and gentlemen of the House. Monday, February 20, was the official state holiday in recognition of George Washington's and Abraham Lincoln's birthdays. Because of Crossover, the Legislature will observe February 27th as the presidents' holiday. All Legislative Assembly employees will be paid for the legislative holiday, February 27, in observance of Presidents' Day.

The Legislative Assembly will also be in recess on February 28th. In recognition of the uncompensated overtime which all of our employees have put in since the beginning of this session, legislative employees will also be paid for that day.

SIXTH ORDER OF BUSINESS

REP. HAUGLAND MOVED that the amendments to Engrossed HB 1504 as recommended by the Committee on Human Services and Veterans Affairs as printed on page 928 of the House Journal be adopted, and when so adopted, recommends the same DO PASS, which motion prevailed.

Engrossed HB 1504 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

REP. A. OLSON MOVED that the amendments to HB 1554 as recommended by the Committee on Natural Resources as printed on page 928 of the House Journal be adopted, and when so adopted, recommends the same DO PASS, which motion prevailed.

HB 1554 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

REP. WHALEN MOVED that the amendments to HB 1581 as recommended by the Committee on Industry, Business and Labor as printed on pages 931-934 of the House Journal be adopted, and when so adopted, recommends the same DO NOT PASS, which motion prevailed.

HB 1581 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

REP. MARTINSON MOVED that the amendments to HB 1617 as recommended by the Committee on State and Federal Government as printed on pages 855-857 of the House Journal be adopted, and when so adopted, recommends the same DO PASS, which motion failed.

HB 1617 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MOTION

REP. KLOUBEC MOVED that the rules be suspended and that HB 1617 be placed on the Eleventh order for second reading and final passage, which motion prevailed.

SECOND READING OF HOUSE BILL

HB 1617: A BILL for an Act to create and enact a new chapter to title 54 of the North Dakota Century Code, relating to an ethical practices board; and to provide a penalty.

ROLL CALL

The question being on the final passage of the bill, which has been read, the roll was called and there were 7 YEAS, 98 NAYS, 1 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Brokaw; Gilmore; Kolbo; Larson, D.; Marks; Shockman

NAYS: Aas; Anderson, B.; Anderson, R.; Belter; Berg, G.; Berg, R.; Bernstein; Carlson; Christman; Clayburgh; Dalrymple; DeMers, J.; DeMers, P.; Dorso; Enget; Flaagan; Frey; Gates; Gerhardt; Gerl; Gerntholz; Goetz; Gorman; Graba; Gunsch; Halmrast; Hanson, L.; Hanson, O.; Haugen; Haugland; Hausauer, A.; Hausauer, R.; Hoffner; Hokana; Howard; Huether; Jensen; Kaldor; Kelly; Kingsbury; Kloubec; Knell; Kouba; Lang; Larson, R.; Laughlin; Lindgren; Martin; Martinson; Melby; Mertens; Murphy; Myrdal; Nelson; Ness; Nicholas; Nowatzki; Oban; Olsen, D.; Olson, A.; Olson, V.; O'Shea; Payne; Peterson; Ring; Rydell; Schatz; Scherber; Schindler; Schmidt; Schneider; Shaft; Shide; Skjerven; Smette; Solberg; Sorensen; Soukup; Starke; Stenehjem; Thompson, K.; Thompson, V.; Timm; Tokach; Tollefson; Tomac; Trautman; Ulmer; Urlacher; Vander Vorst; Wald; Watne; Wentz; Whalen; Wilkie; Williams, A.; Williams, W.; Speaker Kretschmar

ABSENT AND NOT VOTING: Stofferahn

HB 1617 lost.

SIXTH ORDER OF BUSINESS

REP. GATES MOVED that the amendments to HB 1630 as recommended by the Committee on Education as printed on pages 936-938 of the House Journal be adopted, and when so adopted, recommends the same DO NOT PASS, which motion prevailed.

HB 1630 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MOTION

REP. R. ANDERSON MOVED that the rules be suspended and that HB 1630 be deemed properly engrossed and be placed on the Eleventh order, as amended, for second reading and final passage, which motion prevailed.

SECOND READING OF HOUSE BILL

HB 1630: A BILL for an Act to provide for a North Dakota centennial academy.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 11 YEAS, 92 NAYS, 3 ABSENT AND NOT VOTING.

YEAS: Brokaw; Knell; Myrdaal; Olsen, D.; Olson, A.; Shide; Shockman; Smette; Vander Vorst; Wentz; Wilkie

NAYS: Aarsvold; Aas; Anderson, B.; Anderson, R.; Belter; Berg, G.; Berg, R.; Bernstein; Carlson; Christman; Clayburgh; Dalrymple; DeMers, J.; DeMers, P.; Dorso; Enget; Flaagan; Frey; Gates; Gerhardt; Gerl; Gerntholz; Gilmore; Goetz; Gorman; Graba; Gunsch; Halmrast; Hanson, L.; Hanson, O.; Haugen; Haugland; Hausauer, A.; Hausauer, R.; Hoffner; Hokana; Howard; Huether; Jensen; Kaldor; Kelly; Kingsbury; Kloubec; Kolbo; Kouba; Lang; Larson, D.; Larson, R.; Laughlin; Lindgren; Marks; Martin; Martinson; Melby; Mertens; Murphy; Nelson; Ness; Nicholas; Nowatzki; Oban; Olson, V.; O'Shea; Payne; Peterson; Ring; Rydell; Schatz; Scherber; Schindler; Schmidt; Schneider; Shaft; Skjerven; Solberg; Soukup; Starke; Stenehjem; Thompson, K.; Thompson, V.; Timm; Tokach; Tollefson; Tomac; Trautman; Ulmer; Urlacher; Wald; Watne; Williams, A.; Williams, W.; Speaker Kretschmar

ABSENT AND NOT VOTING: Sorensen; Stofferahn; Whalen

HB 1630 lost.

SIXTH ORDER OF BUSINESS

REP. A. OLSON MOVED that the amendments to HB 1645 as recommended by the Committee on Natural Resources as printed on pages 940-941 of the House Journal be adopted, and when so adopted, recommends the same DO NOT PASS, which motion prevailed.

HB 1645 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MOTION

REP. GRABA MOVED that the House reconsider its action whereby HB 1405 failed to pass, which motion lost on a verification vote.

MESSAGE to the SENATE from the HOUSE (Roy Gilbreath, Chief Clerk)

MR. PRESIDENT: The House has amended and subsequently passed: SCR 4012.

SECOND READING OF HOUSE BILL

HB 1005: A BILL for an Act making an appropriation for defraying the expenses of the director of institutions of the state of North Dakota; to provide for a transfer from the capitol building fund; to provide for a statement of legislative intent regarding state employee compensation adjustments; and to declare an emergency.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 83 YEAS, 21 NAYS, 2 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Aas; Anderson, B.; Berg, G.; Berg, R.; Bernstein; Brokaw; Carlson; Christman; Clayburgh; Dalrymple; DeMers, J.; DeMers, P.; Dorso; Enget; Flaagan; Frey; Gates; Gerhardt; Gerl; Gerntholz; Gilmore; Goetz; Gorman; Graba; Halmrast; Hanson, L.; Hanson, O.; Haugen; Haugland; Hausauer, A.; Hausauer, R.; Hokana; Huether; Jensen; Kaldor; Kelly; Kingsbury; Kloubec; Kolbo; Larson, D.; Larson, R.; Laughlin; Lindgren; Marks; Martin; Martinson; Myrdal; Nicholas; Nowatzki; Oban; Olsen, D.; Olson, V.; Payne; Peterson; Ring; Rydell; Schatz; Scherber; Schneider; Shaft; Shide; Shockman; Skjerven; Sorensen; Soukup; Starke; Stenehjem; Thompson, V.; Timm; Tokach; Tollefson; Tomac; Trautman; Ulmer; Urlacher; Wald; Watne; Wentz; Whalen; Williams, A.; Williams, W.; Speaker Kretschmar

NAYS: Anderson, R.; Belter; Gunsch; Hoffner; Howard; Knell; Kouba; Lang; Melby; Mertens; Murphy; Nelson; Ness; Olson, A.; Schindler; Schmidt; Smette; Solberg; Thompson, K.; Vander Vorst; Wilkie

ABSENT AND NOT VOTING: O'Shea; Stofferahn

HB 1005 passed, the title was agreed to, and the emergency clause carried.

REQUEST

REP. O'SHEA REQUESTED that the record show that he pushed the green button on HB 1005, but it did not go on, which request was granted.

SECOND READING OF HOUSE BILL

HB 1119: A BILL for an Act to amend and reenact section 65-05-07 of the North Dakota Century Code, relating to prohibition against a medical provider billing the claimant for the difference between the usual and customary charge and the amount allowed by the bureau fee schedule.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 103 YEAS, 0 NAYS, 3 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Aas; Anderson, B.; Anderson, R.; Belter; Berg, G.; Berg, R.; Bernstein; Brokaw; Carlson; Christman; Clayburgh; Dalrymple; DeMers, J.; DeMers, P.; Dorso; Enget; Frey; Gates; Gerhardt; Gerl; Gerntholz; Gilmore; Goetz; Gorman; Graba; Gunsch; Halmrast; Hanson, L.; Hanson, O.; Haugen; Haugland; Hausauer, A.; Hausauer, R.; Hoffner; Hokana; Howard; Huether; Jensen; Kaldor; Kelly; Kingsbury; Kloubec; Knell; Kolbo; Kouba; Lang; Larson, D.; Larson, R.; Laughlin; Lindgren; Marks; Martin; Martinson; Melby; Mertens; Murphy; Myrdal; Nelson; Ness; Nicholas; Nowatzki; Oban; Olsen, D.; Olson, A.; Olson, V.; Payne; Peterson; Ring; Rydell; Schatz; Scherber; Schindler; Schmidt; Schneider; Shaft; Shide; Shockman; Skjerven; Smette; Solberg; Sorensen; Soukup; Starke; Stenehjem; Thompson, K.; Thompson, V.; Timm; Tokach; Tollefson; Tomac; Trautman; Ulmer; Urlacher; Vander Vorst; Wald; Watne; Wentz; Whalen; Wilkie; Williams, A.; Williams, W.; Speaker Kretschmar

NAYS: None

ABSENT AND NOT VOTING: Flaagan; O'Shea; Stofferahn

HB 1119 passed and the title was agreed to.

REQUEST

REP. O'SHEA REQUESTED that the record show that he pushed the green button on HB 1119, but it did not go on, which request was granted.

SECOND READING OF HOUSE BILL

HB 1128: A BILL for an Act to create and enact a new section to chapter 65-05 of the North Dakota Century Code, relating to offset of workers compensation benefits by social security benefits; and to amend and reenact sections 65-05-08, 65-05-09, and 65-05-10 of the North Dakota Century Code, relating to workers compensation partial and total disability and benefits.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 76 YEAS, 28 NAYS, 2 ABSENT AND NOT VOTING.

YEAS: Aas; Anderson, R.; Belter; Berg, R.; Bernstein; Christman; Clayburgh; Dalrymple; Dorso; Enget; Gates; Gerntholz; Gilmore; Goetz; Gorman; Gunsch; Halmrast; Hanson, L.; Hanson, O.; Haugen; Haugland; Hausauer, A.; Hausauer, R.; Hoffner; Hokana; Howard; Jensen; Kingsbury; Kloubec; Knell; Kolbo; Lang; Larson, D.; Larson, R.; Laughlin; Lindgren; Marks; Martinson; Melby; Murphy; Myrdal; Ness; Nicholas; Nowatzki; Oban; Olsen, D.; Olson, V.; O'Shea; Payne; Rydell; Schatz; Scherber; Schindler; Schmidt; Shaft; Shide; Shockman; Skjerven; Smette; Solberg; Sorensen; Soukup; Stenehjem; Thompson, K.; Timm; Tokach; Tollefson; Tomac; Trautman; Vander Vorst; Wald; Wentz; Whalen; Wilkie; Williams, A.; Speaker Kretschmar

NAYS: Aarsvold; Anderson, B.; Berg, G.; Brokaw; Carlson; DeMers, J.; DeMers, P.; Flaagan; Frey; Gerhardt; Gerl; Graba; Huether; Kaldor; Kelly; Kouba; Martin; Mertens; Nelson; Olson, A.; Ring; Schneider; Starke; Thompson, V.; Ulmer; Urlacher; Watne; Williams, W.

ABSENT AND NOT VOTING: Peterson; Stofferahn

HB 1128 passed and the title was agreed to.

MOTION

REP. R. ANDERSON MOVED that the House waive the reading of the title to HB 1164, which motion prevailed.

SECOND READING OF HOUSE BILL

HB 1164: A BILL for an Act to amend and reenact subsection 5 of section 57-38-30.3, subsections 3 and 6 of section 57-38-60, subsection 1 of section 57-38-62, subsections 1 and 5 of section 57-38.4-01, and section 57-38.4-02 of the North Dakota Century Code, relating to individual and corporation income tax.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 104 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Aas; Anderson, B.; Anderson, R.; Belter; Berg, G.; Berg, R.; Bernstein; Brokaw; Carlson; Christman; Clayburgh; Dalrymple; DeMers, J.; DeMers, P.; Dorso; Enget; Flaagan; Frey; Gates; Gerhardt; Gerl; Gerntholz; Gilmore; Goetz; Gorman; Graba; Gunsch; Halmrast; Hanson, L.; Hanson, O.; Haugen; Haugland; Hausauer, A.; Hausauer, R.; Hoffner; Hokana; Howard; Huether; Jensen; Kaldor; Kelly; Kingsbury; Kloubec; Knell; Kolbo; Kouba; Lang; Larson, D.; Larson, R.; Laughlin; Lindgren; Marks; Martin; Martinson; Melby; Mertens; Murphy; Myrdal; Nelson; Ness; Nicholas; Nowatzki; Oban; Olsen, D.; Olson, A.; Olson, V.; O'Shea; Payne; Peterson; Ring; Rydell; Schatz; Scherber; Schindler; Schmidt; Schneider; Shaft; Shide; Shockman; Skjerven; Smette; Solberg; Sorensen; Soukup; Starke; Thompson, K.; Thompson, V.; Timm; Tokach; Tollefson; Tomac; Trautman; Ulmer; Urlacher; Vander Vorst; Wald; Watne; Wentz; Whalen; Wilkie; Williams, A.; Williams, W.; Speaker Kretschmar

NAYS: None

ABSENT AND NOT VOTING: Stenehjelm; Stofferahn

HB 1164 passed and the title was agreed to.

MOTION

REP. DORSO MOVED that the House waive the reading of the title to HB 1191, which motion prevailed.

SECOND READING OF HOUSE BILLS

HB 1191: A BILL for an Act to create and enact two new sections to chapter 65-05.1 of the North Dakota Century Code, relating to workers' compensation rehabilitation services; to amend and reenact sections 65-05.1-01, 65-05.1-02, and 65-05.1-04 of the North Dakota Century Code, relating to workers' compensation rehabilitation services; to repeal sections 65-05.1-05 and 65-05.1-06 of the North Dakota Century Code, relating to workers' compensation rehabilitation services; and to provide an effective date.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 98 YEAS, 4 NAYS, 4 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Aas; Anderson, B.; Anderson, R.; Belter; Berg, G.; Berg, R.; Bernstein; Carlson; Christman; Clayburgh; Dalrymple; DeMers, J.; DeMers, P.; Dorso; Enget; Flaagan; Frey; Gates; Gerhardt; Gerl; Gerntholz; Gilmore; Gorman; Graba; Gunsch; Halmrast; Hanson, L.; Hanson, O.; Haugen; Haugland; Hausauer, A.; Hausauer, R.; Hoffner; Hokana; Howard; Huether; Jensen; Kaldor; Kelly; Kingsbury; Kloubec; Knell; Kolbo; Kouba; Lang; Larson, D.; Larson, R.; Laughlin; Lindgren; Marks; Martin; Martinson; Melby; Murphy; Myrdal; Nelson; Ness; Nicholas; Nowatzki; Oban; Olsen, D.; Olson, A.; Olson, V.; O'Shea; Payne; Peterson; Ring; Rydell; Schatz; Scherber; Schindler; Schmidt;

Shaft; Shide; Skjerven; Smette; Solberg; Sorensen; Soukup; Starke; Stenehjem; Thompson, K.; Thompson, V.; Timm; Tokach; Tollefson; Tomac; Trautman; Urlacher; Vander Vorst; Wald; Watne; Wentz; Whalen; Wilkie; Williams, A.; Speaker Kretschmar

NAYS: Schneider; Shockman; Ulmer; Williams, W.

ABSENT AND NOT VOTING: Brokaw; Goetz; Mertens; Stofferahn

HB 1191 passed and the title was agreed to.

HB 1270: A BILL for an Act to provide for the reciprocal recognition of certain state and tribal court judgments, decrees, and orders.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 103 YEAS, 0 NAYS, 3 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Aas; Anderson, B.; Anderson, R.; Belter; Berg, G.; Berg, R.; Bernstein; Carlson; Christman; Clayburgh; Dalrymple; DeMers, J.; DeMers, P.; Dorso; Enget; Flaagan; Frey; Gates; Gerhardt; Gerl; Gerntholz; Gilmore; Goetz; Gorman; Graba; Gunsch; Halmrast; Hanson, L.; Hanson, O.; Haugen; Haugland; Hausauer, A.; Hausauer, R.; Hoffner; Hokana; Howard; Huether; Jensen; Kaldor; Kelly; Kingsbury; Kloubec; Knell; Kolbo; Kouba; Lang; Larson, D.; Larson, R.; Laughlin; Lindgren; Marks; Martin; Martinson; Melby; Mertens; Murphy; Myrdal; Nelson; Ness; Nicholas; Nowatzki; Oban; Olsen, D.; Olson, A.; Olson, V.; O'Shea; Payne; Peterson; Ring; Rydell; Schatz; Scherber; Schindler; Schmidt; Schneider; Shaft; Shide; Shockman; Skjerven; Smette; Solberg; Sorensen; Soukup; Starke; Stenehjem; Thompson, V.; Timm; Tokach; Tollefson; Tomac; Trautman; Ulmer; Urlacher; Vander Vorst; Wald; Watne; Wentz; Whalen; Wilkie; Williams, A.; Williams, W.; Speaker Kretschmar

NAYS: None

ABSENT AND NOT VOTING: Brokaw; Stofferahn; Thompson, K.

HB 1270 passed and the title was agreed to.

HB 1320: A BILL for an Act to create and enact a new subsection to section 33-06-01 and a new section to chapter 33-06 of the North Dakota Century Code, relating to grounds for eviction and eviction orders.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 60 YEAS, 45 NAYS, 1 ABSENT AND NOT VOTING.

YEAS: Aas; Anderson, R.; Belter; Berg, G.; Berg, R.; Bernstein; Brokaw; Christman; Clayburgh; Dalrymple; Dorso; Enget; Frey; Gates; Gerntholz; Goetz; Gorman; Hanson, O.; Haugen; Hausauer, R.; Howard; Jensen; Kloubec; Kolbo; Larson, R.; Lindgren; Martin; Martinson; Melby; Mertens; Murphy; Myrdal; Nicholas; Nowatzki; Olsen, D.; Olson, A.;

Olson, V.; Payne; Rydell; Schindler; Shide; Smette; Solberg; Sorensen; Soukup; Starke; Stenehjelm; Thompson, K.; Thompson, V.; Timm; Tokach; Tollefson; Trautman; Urlacher; Vander Vorst; Wald; Wentz; Whalen; Wilkie; Speaker Kretschmar

NAYS: Aarsvold; Anderson, B.; Carlson; DeMers, J.; DeMers, P.; Flaagan; Gerhardt; Gerl; Gilmore; Graba; Gunsch; Halmrast; Hanson, L.; Haugland; Hausauer, A.; Hoffner; Hokana; Huether; Kaldor; Kelly; Kingsbury; Knell; Kouba; Lang; Larson, D.; Laughlin; Marks; Nelson; Ness; Oban; O'Shea; Peterson; Ring; Schatz; Scherber; Schmidt; Schneider; Shaft; Shockman; Skjerven; Tomac; Ulmer; Watne; Williams, A.; Williams, W.

ABSENT AND NOT VOTING: Stofferahn

HB 1320 passed and the title was agreed to.

MOTION

REP. R. ANDERSON MOVED that the House waive the reading of the title to HB 1363, which motion prevailed.

SECOND READING OF HOUSE BILLS

HB 1363: A BILL for an Act to create and enact a new chapter to title 43 of the North Dakota Century Code, relating to the state board of architecture, definitions, exemptions, board membership, rules, the practice of architecture, examinations, fees, board powers and duties, license revocation, and penalties; to repeal chapter 43-03 of the North Dakota Century Code, relating to architects and the practice of architecture; and to provide a penalty.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 44 YEAS, 59 NAYS, 3 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Aas; Anderson, B.; Carlson; Christman; DeMers, J.; Dorso; Frey; Gerhardt; Gerl; Gorman; Graba; Halmrast; Hanson, L.; Haugland; Hoffner; Hokana; Huether; Kelly; Kolbo; Larson, R.; Lindgren; Martin; Martinson; Mertens; Nicholas; Nowatzki; Oban; Olson, A.; Peterson; Ring; Scherber; Schneider; Skjerven; Thompson, V.; Tokach; Tollefson; Ulmer; Watne; Wentz; Whalen; Williams, A.; Williams, W.; Speaker Kretschmar

NAYS: Anderson, R.; Belter; Berg, R.; Bernstein; Brokaw; Clayburgh; Dalrymple; DeMers, P.; Enget; Flaagan; Gates; Gerntholz; Gilmore; Goetz; Gunsch; Hanson, O.; Haugen; Hausauer, A.; Hausauer, R.; Howard; Jensen; Kaldor; Kingsbury; Kloubec; Knell; Kouba; Lang; Laughlin; Marks; Melby; Murphy; Myrdal; Nelson; Ness; Olsen, D.; Olson, V.; O'Shea; Payne; Rydell; Schatz; Schindler; Schmidt; Shaft; Shide; Shockman; Smette; Solberg; Sorensen; Soukup; Starke; Stenehjelm; Thompson, K.; Timm; Tomac; Trautman; Urlacher; Vander Vorst; Wald; Wilkie

ABSENT AND NOT VOTING: Berg, G.; Larson, D.; Stofferahn

HB 1363 lost.

HB 1364: A BILL for an Act to amend and reenact section 65-05.2-02 of the North Dakota Century Code, relating to supplementary workers' compensation benefits; and to provide for application of the Act.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 101 YEAS, 0 NAYS, 5 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Aas; Anderson, B.; Anderson, R.; Belter; Berg, R.; Bernstein; Brokaw; Christman; Clayburgh; Dalrymple; DeMers, J.; DeMers, P.; Dorso; Enget; Flaagan; Frey; Gates; Gerhardt; Gerl; Gerntholz; Gilmore; Goetz; Gorman; Graba; Gunsch; Halmrast; Hanson, L.; Hanson, O.; Haugen; Hausauer, A.; Hoffner; Hokana; Howard; Huether; Jensen; Kaldor; Kelly; Kingsbury; Kloubec; Knell; Kolbo; Kouba; Lang; Larson, D.; Larson, R.; Laughlin; Lindgren; Marks; Martin; Martinson; Melby; Mertens; Murphy; Myrdal; Nelson; Ness; Nicholas; Nowatzki; Oban; Olsen, D.; Olson, A.; Olson, V.; O'Shea; Payne; Peterson; Ring; Rydell; Schatz; Scherber; Schindler; Schmidt; Schneider; Shaft; Shide; Shockman; Skjerven; Smette; Solberg; Sorensen; Soukup; Starke; Stenehjem; Thompson, K.; Thompson, V.; Timm; Tokach; Tollefson; Tomac; Trautman; Ulmer; Urlacher; Vander Vorst; Wald; Watne; Wentz; Whalen; Wilkie; Williams, A.; Williams, W.; Speaker Kretschmar

NAYS: None

ABSENT AND NOT VOTING: Berg, G.; Carlson; Haugland; Hausauer, R.; Stofferahn

HB 1364 passed and the title was agreed to.

HB 1370: A BILL for an Act to create and enact a new subsection to section 26.1-18-12 and a new subdivision to subsection 1 of section 26.1-47-03 of the North Dakota Century Code, relating to the provision of health care services under health maintenance organization health care plans and preferred provider arrangements.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 102 YEAS, 0 NAYS, 4 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Aas; Anderson, B.; Anderson, R.; Belter; Berg, G.; Berg, R.; Bernstein; Brokaw; Carlson; Christman; Clayburgh; Dalrymple; DeMers, J.; DeMers, P.; Enget; Flaagan; Frey; Gates; Gerhardt; Gerl; Gerntholz; Gilmore; Goetz; Gorman; Graba; Gunsch; Halmrast; Hanson, L.; Hanson, O.; Haugen; Haugland; Hausauer, A.; Hausauer, R.; Hoffner; Hokana; Howard; Huether; Jensen; Kaldor; Kelly; Kingsbury; Knell; Kolbo; Kouba; Lang; Larson, D.; Larson, R.; Laughlin; Lindgren; Marks; Martin; Martinson; Melby; Mertens; Murphy; Myrdal; Nelson; Ness; Nicholas; Nowatzki; Oban; Olsen, D.; Olson, A.; Olson, V.; O'Shea; Payne; Peterson; Ring; Rydell; Schatz; Scherber; Schindler; Schmidt; Schneider; Shaft; Shide; Shockman; Skjerven; Smette; Solberg; Sorensen; Soukup; Starke; Stenehjem; Thompson, K.; Thompson, V.; Timm; Tokach;

Tollefson; Tomac; Trautman; Ulmer; Urlacher; Vander Vorst; Wald; Watne; Wentz; Wilkie; Williams, A.; Williams, W.; Speaker Kretschmar

NAYS: None

ABSENT AND NOT VOTING: Dorso; Kloubec; Stofferahn; Whalen

HB 1370 passed and the title was agreed to.

MOTION

REP. KLOUBEC MOVED that HB 1422, HB 1530, HB 1543, and HB 1603 be placed at the foot of the calendar, which motion prevailed.

SECOND READING OF HOUSE BILL

HB 1479: A BILL for an Act to create and enact a new section to chapter 57-51 of the North Dakota Century Code, relating to production reports for the gross production tax; to amend and reenact sections 57-51-01, 57-51-02, and 57-51-15 of the North Dakota Century Code, relating to definitions for purposes of the gross production tax, the rate of the gross production tax, and the apportionment of the gross production tax; and to repeal chapter 57-57.1 of the North Dakota Century Code, relating to the oil extraction tax.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 64 YEAS, 41 NAYS, 1 ABSENT AND NOT VOTING.

YEAS: Aas; Anderson, R.; Belter; Berg, R.; Bernstein; Christman; Clayburgh; Dalrymple; Dorso; Gates; Gerhardt; Gerntholz; Goetz; Gorman; Gunsch; Hanson, O.; Haugen; Haugland; Hausauer, A.; Hausauer, R.; Howard; Jensen; Kingsbury; Kloubec; Knell; Kolbo; Kouba; Lang; Larson, D.; Larson, R.; Lindgren; Martin; Martinson; Melby; Myrdal; Nelson; Nicholas; Olsen, D.; Olson, A.; Olson, V.; Payne; Peterson; Rydell; Schatz; Schindler; Schmidt; Shaft; Shide; Smette; Solberg; Sorensen; Soukup; Starke; Stenehjem; Thompson, K.; Timm; Tokach; Tollefson; Urlacher; Vander Vorst; Wald; Wentz; Whalen; Speaker Kretschmar

NAYS: Aarsvold; Anderson, B.; Berg, G.; Brokaw; Carlson; DeMers, J.; DeMers, P.; Enget; Flaagan; Frey; Gerl; Gilmore; Graba; Halmrast; Hanson, L.; Hoffner; Hokana; Huether; Kaldor; Kelly; Laughlin; Marks; Mertens; Murphy; Ness; Nowatzki; Oban; O'Shea; Ring; Scherber; Schneider; Shockman; Skjerven; Thompson, V.; Tomac; Trautman; Ulmer; Watne; Wilkie; Williams, A.; Williams, W.

ABSENT AND NOT VOTING: Stofferahn

HB 1479 passed and the title was agreed to.

MOTION

REP. TIMM MOVED that the House reconsider its action whereby HB 1333 passed, which motion lost on a verification vote.

SECOND READING OF HOUSE BILL

HB 1500: A BILL for an Act to provide for reciprocal interstate banking; and to create and enact a new section to chapter 57-35 and a new section to chapter 57-35.2 of the North Dakota Century Code, relating to taxation of banks in interstate banking.

MOTION

REP. PAYNE MOVED the previous question, which motion prevailed.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 43 YEAS, 62 NAYS, 1 ABSENT AND NOT VOTING.

YEAS: Berg, R.; Carlson; Clayburgh; DeMers, J.; Dorso; Gates; Gerhardt; Gerntholz; Goetz; Gorman; Graba; Halmrast; Hanson, L.; Hausauer, A.; Hausauer, R.; Jensen; Kelly; Kingsbury; Kloubec; Larson, R.; Lindgren; Martinson; Oban; Olsen, D.; Olson, A.; Payne; Peterson; Ring; Rydell; Scherber; Schneider; Shaft; Shide; Skjerven; Sorensen; Soukup; Stenehjerm; Timm; Tollefson; Trautman; Wald; Whalen; Williams, A.

NAYS: Aarsvold; Aas; Anderson, B.; Anderson, R.; Belter; Berg, G.; Bernstein; Brokaw; Christman; Dalrymple; DeMers, P.; Enget; Flaagan; Frey; Gerl; Gilmore; Gunsch; Hanson, O.; Haugen; Haugland; Hoffner; Hokana; Howard; Huether; Kaldor; Knell; Kolbo; Kouba; Lang; Larson, D.; Laughlin; Marks; Martin; Melby; Mertens; Murphy; Myrdal; Nelson; Ness; Nicholas; Nowatzki; Olson, V.; O'Shea; Schatz; Schindler; Schmidt; Shockman; Smette; Solberg; Starke; Thompson, K.; Thompson, V.; Tokach; Tomac; Ulmer; Urlacher; Vander Vorst; Watne; Wentz; Wikie; Williams, W.; Speaker Kretschmar

ABSENT AND NOT VOTING: Stofferahn

HB 1500 lost.

POINT OF PERSONAL PRIVILEGE

REP. GUNSCH: Mr. Speaker: I rise on a point of personal privilege and request that my remarks be printed in the Journal.

Rep. Knell and I would like to congratulate the Beulah Miner girl's volleyball team for winning the first sanctioned State Class B Volleyball Tournament in Minot this weekend.

MOTION

REP. KLOUBEC MOVED that the House stand in recess for fifteen minutes, which motion prevailed.

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

SECOND READING OF HOUSE BILL

HB 1580: A BILL for an Act to amend and reenact section 28-22-18 of the North Dakota Century Code, relating to exemption of wages.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 86 YEAS, 13 NAYS, 7 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Anderson, B.; Anderson, R.; Berg, G.; Berg, R.; Brokaw; Carlson; Christman; Clayburgh; Dalrymple; DeMers, J.; DeMers, P.; Enget; Flaagan; Frey; Gates; Gerhardt; Gerntholz; Gilmore; Goetz; Gorman; Graba; Halmrast; Hanson, L.; Haugen; Haugland; Hausauer, A.; Hoffner; Hokana; Howard; Huether; Jensen; Kaldor; Kelly; Kloubec; Knell; Kolbo; Kouba; Larson, D.; Laughlin; Lindgren; Marks; Martin; Martinson; Mertens; Murphy; Myrdal; Nelson; Ness; Nicholas; Oban; Olsen, D.; Olson, A.; Olson, V.; O'Shea; Payne; Peterson; Ring; Rydell; Schatz; Scherber; Schindler; Schmidt; Schneider; Shaft; Shockman; Skjerven; Smette; Sorensen; Soukup; Starke; Thompson, K.; Thompson, V.; Tomac; Trautman; Ulmer; Urlacher; Vander Vorst; Wald; Watne; Wentz; Whalen; Wilkie; Williams, A.; Williams, W.; Speaker Kretschmar

NAYS: Aas; Belter; Bernstein; Dorso; Gunsch; Hanson, O.; Larson, R.; Melby; Shide; Stenehem; Timm; Tokach; Tollefson

ABSENT AND NOT VOTING: Gerl; Hausauer, R.; Kingsbury; Lang; Nowatzki; Solberg; Stofferahn

HB 1580 passed and the title was agreed to.

MOTION

REP. R. ANDERSON MOVED that HB 1656 be placed at the head of the calendar, which motion prevailed.

SECOND READING OF HOUSE BILL

HB 1656: A BILL for an Act to amend and reenact sections 20.1-01-17, 20.1-01-18, 20.1-01-19, and 20.1-01-20 of the North Dakota Century Code, relating to hunting on private lands.

MOTION

REP. LINDGREN MOVED the previous question, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, which has been read, the roll was called and there were 25 YEAS, 80 NAYS, 1 ABSENT AND NOT VOTING.

YEAS: Anderson, R.; Berg, G.; Brokaw; Gilmore; Gunsch; Hanson, O.; Kingsbury; Knell; Kouba; Lang; Martin; Mertens; Murphy; Nelson; Schatz; Schindler; Shockman; Thompson, K.; Tokach; Tomac; Urlacher; Vander Vorst; Watne; Whalen; Speaker Kretschmar

NAYS: Aarsvold; Aas; Anderson, B.; Anderson, R.; Belter; Berg, R.; Bernstein; Carlson; Christman; Clayburgh; Dalrymple; DeMers, J.; DeMers, P.; Dorso; Enget; Flaagan; Frey; Gates; Gerhardt; Gerl; Gerntholz; Goetz; Gorman; Graba; Halmrast; Hanson, L.; Haugen; Haugland; Hausauer, A.; Hausauer, R.; Hoffner; Hokana; Howard; Huether; Jensen; Kaldor; Kelly; Kloubec; Kolbo; Larson, D.; Larson, R.; Laughlin; Lindgren; Marks; Martinson; Melby; Myrdal; Ness; Nicholas; Nowatzki; Oban; Olsen, D.; Olson, A.; Olson, V.; O'Shea; Payne; Peterson; Ring; Rydell; Scherber; Schmidt; Schneider; Shaft; Shide; Skjerven; Smette; Solberg; Sorensen; Soukup;

Starke; Stenehjelm; Thompson, V.; Timm; Tollefson; Trautman; Ulmer;
Wald; Wentz; Wilkie; Williams, A.; Williams, W.

ABSENT AND NOT VOTING: Stofferahn

HB 1656 lost.

HOUSE ENGROSSING REPORT

The following bills and resolution were engrossed: HB 1075, HB 1228, HB 1262, HB 1272, HB 1284, HB 1302, HB 1313, HB 1350, HB 1413, HB 1453, HB 1482, HB 1509, HB 1527, HB 1597, HB 1599, HB 1614, HB 1635, HB 1640, HB 1641, HB 1647, HCR 3029.

HOUSE ENGROSSING REPORT

The following bills were engrossed: HB 1554, HB 1581, HB 1630, HB 1645. HB 1504 was reengrossed.

SECOND READING OF HOUSE BILLS

HB 1607: A BILL for an Act to amend and reenact section 35-05-01.1 of the North Dakota Century Code, relating to financing statements covering crops and judicial remedies for misuse of a financing statement; and to provide a penalty.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 102 YEAS, 3 NAYS, 1 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Anderson, B.; Anderson, R.; Belter; Berg, G.; Berg, R.; Bernstein; Brokaw; Carlson; Christman; Clayburgh; Dalrymple; DeMers, J.; DeMers, P.; Dorso; Enget; Flaagan; Frey; Gates; Gerhardt; Gerl; Gerntholz; Gilmore; Goetz; Gorman; Graba; Gunsch; Halmrast; Hanson, L.; Hanson, O.; Haugen; Haugland; Hausauer, A.; Hausauer, R.; Hoffner; Hokana; Howard; Huether; Jensen; Kaldor; Kelly; Kingsbury; Kloubec; Knell; Kolbo; Lang; Larson, D.; Larson, R.; Laughlin; Lindgren; Marks; Martin; Martinson; Melby; Mertens; Murphy; Myrdal; Nelson; Ness; Nicholas; Nowatzki; Oban; Olsen, D.; Olson, A.; Olson, V.; O'Shea; Payne; Peterson; Ring; Rydell; Schatz; Scherber; Schindler; Schmidt; Schneider; Shaft; Shide; Shockman; Skjerven; Smette; Solberg; Sorensen; Soukup; Starke; Stenehjelm; Thompson, K.; Thompson, V.; Timm; Tokach; Tollefson; Tomac; Trautman; Ulmer; Urlacher; Wald; Watne; Wentz; Whalen; Wilkie; Williams, A.; Williams, W.; Speaker Kretschmar

NAYS: Aas; Kouba; Vander Vorst

ABSENT AND NOT VOTING: Stofferahn

HB 1607 passed and the title was agreed to.

HB 1624: A BILL for an Act to amend and reenact section 65-04-04 of the North Dakota Century Code, relating to workers' compensation premiums.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 27 YEAS, 76 NAYS, 3 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Anderson, B.; Brokaw; Carlson; DeMers, J.; DeMers, P.; Frey; Gerl; Gilmore; Graba; Hanson, L.; Hoffner; Hokana; Kelly; Kolbo; Larson, R.; Marks; Mertens; Murphy; Ness; Oban; Ring; Scherber; Schneider; Ulmer; Williams, A.; Williams, W.

NAYS: Aas; Anderson, R.; Belter; Berg, G.; Berg, R.; Bernstein; Christman; Clayburgh; Dalrymple; Dorso; Enget; Flaagan; Gates; Gerhardt; Gerntholz; Goetz; Gorman; Gunsch; Halmrast; Hanson, O.; Haugen; Haugland; Hausauer, A.; Hausauer, R.; Howard; Huether; Jensen; Kaldor; Kingsbury; Kloubec; Knell; Kouba; Lang; Larson, D.; Laughlin; Lindgren; Martin; Martinson; Melby; Myrdal; Nelson; Nicholas; Nowatzki; Olsen, D.; Olson, A.; Olson, V.; Payne; Rydell; Schatz; Schindler; Schmidt; Shaft; Shide; Shockman; Skjerven; Smette; Solberg; Sorensen; Soukup; Starke; Stenehjem; Thompson, K.; Thompson, V.; Timm; Tokach; Tollefson; Tomac; Trautman; Urlacher; Vander Vorst; Wald; Watne; Wentz; Whalen; Wilkie; Speaker Kretschmar

ABSENT AND NOT VOTING: O'Shea; Peterson; Stofferahn

HB 1624 lost.

REQUEST

REP. O'SHEA REQUESTED that the record show that he pushed the green button on HB 1624 and it did not work again, which request was granted.

MOTION

REP. KLOUBEC MOVED that HB 1642 be placed at the foot of the calendar, which motion prevailed.

SECOND READING OF HOUSE BILL

HB 1660: A BILL for an Act to amend and reenact sections 54-03-10 and 54-03-20 of the North Dakota Century Code, relating to compensation of assistant leaders and travel expense reimbursement for members of the legislative assembly; 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, the roll was called and there were 90 YEAS, 11 NAYS, 5 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Aas; Anderson, B.; Belter; Berg, G.; Bernstein; Brokaw; Carlson; Christman; Clayburgh; Dalrymple; DeMers, J.; DeMers, P.; Dorso; Enget; Flaagan; Frey; Gates; Gerhardt; Gerntholz; Gilmore; Goetz; Gorman; Graba; Halmrast; Hanson, L.; Haugland; Hausauer, A.; Hausauer, R.; Hokana; Howard; Huether; Jensen; Kelly; Kloubec; Knell; Kolbo; Kouba; Lang; Larson, R.; Laughlin; Lindgren; Marks; Martin; Martinson; Mertens; Murphy; Myrdal; Nelson; Ness; Nicholas; Nowatzki; Oban; Olsen, D.; Olson, A.; O'Shea; Payne; Ring; Rydell; Scherber; Schindler; Schmidt; Schneider; Shaft; Shide; Shockman; Skjerven; Smette; Solberg; Sorensen; Soukup; Starke; Stenehjem;

Thompson, V.; Timm; Tokach; Tollefson; Tomac; Trautman; Ulmer; Urlacher; Vander Vorst; Wald; Watne; Wentz; Wilkie; Williams, A.; Williams, W.; Speaker Kretschmar

NAYS: Gerl; Gunsch; Hanson, O.; Haugen; Hoffner; Kingsbury; Larson, D.; Melby; Olson, V.; Thompson, K.; Whalen

ABSENT AND NOT VOTING: Anderson, R.; Berg, R.; Peterson; Schatz; Stofferahn

HB 1660 passed, the title was agreed to, and the emergency clause carried.

MOTION

REP. KLOUBEC MOVED that the rules be suspended and that HCR 3003, HCR 3055, and HCR 3059, which are on the Eleventh order, be placed on the consent calendar, which motion prevailed.

SECOND READING OF HOUSE BILLS

HB 1020: A BILL for an Act making an appropriation for defraying the expenses of various agricultural councils and commissions of the state of North Dakota.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 98 YEAS, 6 NAYS, 2 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Aas; Anderson, R.; Belter; Berg, G.; Berg, R.; Bernstein; Carlson; Christman; Clayburgh; Dalrymple; DeMers, J.; DeMers, P.; Dorso; Enget; Flaagan; Frey; Gates; Gerhardt; Gerl; Gerntholz; Gilmore; Goetz; Gorman; Graba; Halmrast; Hanson, L.; Hanson, O.; Haugen; Haugland; Hausauer, A.; Hausauer, R.; Hoffner; Hokana; Howard; Jensen; Kaldor; Kelly; Kingsbury; Kloubec; Kneil; Kolbo; Kouba; Lang; Larson, D.; Larson, R.; Laughlin; Lindgren; Marks; Martin; Martinson; Melby; Mertens; Myrdal; Nelson; Ness; Nicholas; Nowatzki; Oban; Olsen, D.; Olson, A.; Olson, V.; O'Shea; Payne; Ring; Rydell; Schatz; Scherber; Schindler; Schmidt; Schneider; Shaft; Shide; SKjerven; Smette; Solberg; Sorensen; Soukup; Starke; Stenehjem; Thompson, K.; Thompson, V.; Timm; Tokach; Tollefson; Tomac; Trautman; Ulmer; Urlacher; Vander Vorst; Wald; Watne; Wentz; Whalen; Wilkie; Williams, A.; Williams, W.; Speaker Kretschmar

NAYS: Anderson, B.; Brokaw; Gunsch; Huether; Murphy; Shockman

ABSENT AND NOT VOTING: Peterson; Stofferahn

HB 1020 passed and the title was agreed to.

HB 1021: A BILL for an Act making an appropriation for defraying the expenses of the state seed department of the state of North Dakota.

ROLL CALL

The question being on the final passage of the bill, which has been read, the roll was called and there were 104 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Aas; Anderson, B.; Anderson, R.; Belter; Berg, G.; Berg, R.; Bernstein; Brokaw; Carlson; Christman; Clayburgh; Dalrymple; DeMers, J.; DeMers, P.; Dorso; Enget; Flaagan; Frey; Gates; Gerhardt; Gerl; Gerntholz; Gilmore; Goetz; Gorman; Graba; Gunsch; Halmrast; Hanson, L.; Hanson, O.; Haugen; Haugland; Hausauer, A.; Hausauer, R.; Hoffner; Hokana; Howard; Huether; Jensen; Kaldor; Kelly; Kingsbury; Kloubec; Knell; Kolbo; Kouba; Lang; Larson, D.; Larson, R.; Laughlin; Lindgren; Marks; Martin; Martinson; Melby; Mertens; Murphy; Myrdal; Nelson; Ness; Nicholas; Nowatzki; Oban; Olsen, D.; Olson, A.; Olson, V.; O'Shea; Payne; Ring; Rydell; Schatz; Scherber; Schindler; Schmidt; Schneider; Shaft; Shide; Shockman; Skjerven; Smette; Solberg; Sorensen; Soukup; Starke; Stenehjem; Thompson, K.; Thompson, V.; Timm; Tokach; Tollefson; Tomac; Trautman; Ulmer; Urlacher; Vander Vorst; Wald; Watne; Wentz; Whalen; Wilkie; Williams, A.; Williams, W.; Speaker Kretschmar

NAYS: None

ABSENT AND NOT VOTING: Peterson; Stofferahn

HB 1021 passed and the title was agreed to.

HB 1406: A BILL for an Act to create and enact a new section to chapter 53-06.1 of the North Dakota Century Code, relating to allowable games of chance; and to amend and reenact sections 53-06.1-07, 53-06.1-07.1, and 53-06.1-16.1 of the North Dakota Century Code, relating to regulation of games of chance.

ROLL CALL

The question being on the final passage of the bill, which has been read, the roll was called and there were 16 YEAS, 88 NAYS, 2 ABSENT AND NOT VOTING.

YEAS: Carlson; Clayburgh; DeMers, J.; Flaagan; Gerhardt; Gerl; Graba; Hausauer, R.; Hokana; Jensen; Lindgren; Murphy; Ring; Timm; Ulmer; Speaker Kretschmar

NAYS: Aarsvold; Aas; Anderson, B.; Anderson, R.; Belter; Berg, G.; Berg, R.; Bernstein; Brokaw; Christman; Dalrymple; DeMers, P.; Dorso; Enget; Frey; Gates; Gerntholz; Gilmore; Goetz; Gorman; Gunsch; Halmrast; Hanson, L.; Hanson, O.; Haugen; Haugland; Hausauer, A.; Hoffner; Howard; Huether; Kaldor; Kelly; Kingsbury; Kloubec; Knell; Kolbo; Kouba; Lang; Larson, D.; Larson, R.; Laughlin; Marks; Martin; Martinson; Melby; Mertens; Myrdal; Nelson; Ness; Nicholas; Nowatzki; Oban; Olsen, D.; Olson, A.; Olson, V.; O'Shea; Payne; Rydell; Schatz; Scherber; Schindler; Schmidt; Schneider; Shaft; Shide; Shockman; Skjerven; Smette; Solberg; Sorensen; Soukup; Starke; Stenehjem; Thompson, K.; Thompson, V.; Tokach; Tollefson; Tomac; Trautman; Urlacher; Vander Vorst; Wald; Watne; Wentz; Whalen; Wilkie; Williams, A.; Williams, W.

ABSENT AND NOT VOTING: Peterson; Stofferahn

HB 1406 lost.

MOTION

REP. GERL MOVED that the vote by which HB 1406 lost be reconsidered and the motion to reconsider be laid on the table, which motion failed for lack of a second.

MESSAGE to the HOUSE from the SENATE (Patricia Conrad, Secretary)

MR. SPEAKER: The President has signed and your signature is respectfully requested: SCR 4006.

SECOND READING OF HOUSE BILL

HB 1414: A BILL for an Act to create and enact a new subsection to section 40-05-02 of the North Dakota Century Code, relating to power of a city to contribute from its general fund to a charitable nonprofit organization.

ROLL CALL

The question being on the final passage of the bill, which has been read, the roll was called and there were 48 YEAS, 56 NAYS, 2 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Aas; Anderson, B.; Brokaw; Dalrymple; DeMers, P.; Flaagan; Frey; Gerhardt; Gerntholz; Gilmore; Graba; Haugen; Hoffner; Hokana; Howard; Huether; Kaldor; Kelly; Kingsbury; Kolbo; Laughlin; Melby; Mertens; Nelson; Ness; Nowatzki; Oban; Olsen, D.; O'Shea; Rydell; Scherber; Schneider; Shide; Shockman; Skjerven; Solberg; Sorensen; Starke; Thompson, V.; Tollefson; Trautman; Ulmer; Urlacher; Vander Vorst; Watne; Wilkie; Speaker Kretschmar

NAYS: Anderson, R.; Belter; Berg, G.; Berg, R.; Bernstein; Carlson; Christman; Clayburgh; DeMers, J.; Dorso; Enget; Gates; Gerl; Goetz; Gorman; Gunsch; Halmrast; Hanson, L.; Hanson, O.; Haugland; Hausauer, A.; Hausauer, R.; Jensen; Kloubec; Knell; Kouba; Lang; Larson, D.; Larson, R.; Lindgren; Marks; Martin; Martinson; Murphy; Myrdal; Nicholas; Olson, A.; Olson, V.; Payne; Ring; Schatz; Schindler; Schmidt; Shaft; Smette; Soukup; Stenehjem; Thompson, K.; Timm; Tokach; Tomac; Wald; Wentz; Whalen; Williams, A.; Williams, W.

ABSENT AND NOT VOTING: Peterson; Stofferahn

HB 1414 lost.

SIGNING of BILLS and RESOLUTIONS (Roy Gilbreath, Chief Clerk)

THE CHIEF CLERK ANNOUNCED that the Speaker signed the following enrolled resolution: SCR 4006.

SECOND READING OF HOUSE BILL

HB 1427: A BILL for an Act to amend and reenact section 6-03-49.1 of the North Dakota Century Code, relating to bank service corporations.

ROLL CALL

The question being on the final passage of the bill, which has been read, the roll was called and there were 90 YEAS, 12 NAYS, 4 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Aas; Anderson, B.; Anderson, R.; Belter; Berg, G.; Bernstein; Brokaw; Carlson; Christman; Clayburgh; Dalrymple; DeMers, J.; DeMers, P.; Enget; Flaagan; Frey; Gates; Gerhardt; Gerl; Gerntholz; Gilmore; Goetz; Gorman; Gunsch; Halmrast; Hanson, O.;

Haugen; Haugland; Hausauer, A.; Hausauer, R.; Hoffner; Hokana; Howard; Huether; Jensen; Kaldor; Kelly; Knell; Kolbo; Kouba; Lang; Larson, D.; Laughlin; Martin; Martinson; Melby; Mertens; Murphy; Myrdal; Nelson; Ness; Nicholas; Nowatzki; Oban; Olsen, D.; Olson, A.; Olson, V.; O'Shea; Payne; Ring; Rydell; Schatz; Scherber; Schindler; Schmidt; Shaft; Shide; Shockman; Skjerven; Smette; Solberg; Sorensen; Starke; Stenehjem; Thompson, V.; Timm; Tokach; Tollefson; Tomac; Trautman; Ulmer; Urlacher; Vander Vorst; Wald; Watne; Wentz; Wilkie; Williams, W.; Speaker Kretschmar

NAYS: Berg, R.; Dorso; Graba; Hanson, L.; Kingsbury; Larson, R.; Lindgren; Marks; Soukup; Thompson, K.; Whalen; Williams, A.

ABSENT AND NOT VOTING: Kloubec; Peterson; Schneider; Stofferahn

HB 1427 passed and the title was agreed to.

MESSAGE to the SENATE from the HOUSE (Roy Gilbreath, Chief Clerk)
MR. PRESIDENT: The Speaker has signed. SCR 4006.

REQUEST

REP. R. ANDERSON REQUESTED that the record show that the members of the Committee on Appropriations (Reps. Peterson, R. Hausauer, Dalrymple, Gerntholz, Gunsch, O. Hanson, Jensen, Kingsbury, Payne, Smette, Sorensen, K. Thompson, Wald, Graba, Hoffner, Kelly, Laughlin, Mertens, Nowatzki, O'Shea, Solberg, Stofferahn, and Watne) be excused to attend a committee meeting, which request was granted.

MOTION

REP. R. ANDERSON MOVED that HB 1422, HB 1530, HB 1543, and HB 1603 be placed at the head of the calendar, which motion prevailed.

SECOND READING OF HOUSE BILLS

HB 1422: A BILL for an Act to create and enact a new section to chapter 39-04 of the North Dakota Century Code, relating to special number plates for farm vehicles; to amend and reenact subsection 5 of section 39-04-19 of the North Dakota Century Code, relating to registration of certain farm motor vehicles; to provide a penalty; and to provide an effective date.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 79 YEAS, 0 NAYS, 27 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Aas; Anderson, B.; Anderson, R.; Belter; Berg, G.; Berg, R.; Bernstein; Brokaw; Carlson; Christman; Clayburgh; DeMers, J.; DeMers, P.; Dorso; Enget; Flaagan; Frey; Gates; Gerhardt; Gerl; Gilmore; Goetz; Gorman; Halmrast; Hanson, L.; Haugen; Haugland; Hausauer, A.; Hokana; Howard; Huether; Kaldor; Knell; Kolbo; Kouba; Lang; Larson, D.; Larson, R.; Lindgren; Marks; Martin; Martinson; Melby; Murphy; Myrdal; Nelson; Ness; Nicholas; Oban; Olsen, D.; Olson, A.; Olson, V.; Ring; Rydell; Schatz; Scherber; Schindler; Shaft; Shide; Shockman; Skjerven; Soukup; Starke; Stenehjem; Thompson, V.; Timm; Tokach; Tollefson; Tomac; Trautman; Ulmer; Vander Vorst; Wentz; Whalen; Wilkie; Williams, A.; Williams, W.; Speaker Kretschmar

NAYS: None

ABSENT AND NOT VOTING: Dalrymple; Gerntholz; Graba; Gunsch; Hanson, O.; Hausauer, R.; Hoffner; Jensen; Kelly; Kingsbury; Kloubec; Laughlin; Mertens; Nowatzki; O'Shea; Payne; Peterson; Schmidt; Schneider; Smette; Solberg; Sorensen; Stofferahn; Thompson, K.; Urlacher; Wald; Watne

(Committee on Appropriations members excused.)

HB 1422 passed and the title was agreed to.

HB 1530: A BILL for an Act to amend and reenact section 57-38-30 of the North Dakota Century Code, relating to the imposition and rate of income tax on corporations; and to provide an effective date.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 79 YEAS, 2 NAYS, 25 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Aas; Anderson, B.; Anderson, R.; Belter; Berg, G.; Berg, R.; Bernstein; Brokaw; Carlson; Christman; Clayburgh; DeMers, J.; DeMers, P.; Dorso; Enget; Flaagan; Frey; Gates; Gerhardt; Gilmore; Goetz; Gorman; Halmrast; Hanson, L.; Haugen; Haugland; Hausauer, A.; Hokana; Howard; Huether; Kaldor; Knell; Kolbo; Kouba; Lang; Larson, D.; Larson, R.; Lindgren; Marks; Martin; Martinson; Melby; Murphy; Myrdal; Nelson; Ness; Nicholas; Oban; Olsen, D.; Olson, A.; Olson, V.; Ring; Rydell; Schatz; Scherber; Schindler; Schmidt; Shaft; Shide; Shockman; Skjerven; Soukup; Starke; Stenehjem; Thompson, V.; Timm; Tokach; Tollefson; Tomac; Trautman; Ulmer; Urlacher; Vander Vorst; Wentz; Wilkie; Williams, A.; Williams, W.; Speaker Kretschmar

NAYS: Gerl; Whalen

ABSENT AND NOT VOTING: Dalrymple; Gerntholz; Graba; Gunsch; Hanson, O.; Hausauer, R.; Hoffner; Jensen; Kelly; Kingsbury; Kloubec; Laughlin; Mertens; Nowatzki; O'Shea; Payne; Peterson; Schneider; Smette; Solberg; Sorensen; Stofferahn; Thompson, K.; Wald; Watne

(Committee on Appropriations members excused.)

HB 1530 passed and the title was agreed to.

HB 1543: A BILL for an Act to create and enact a new section to chapter 16.1-07 of the North Dakota Century Code, relating to the counting of absentee ballots.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 80 YEAS, 0 NAYS, 26 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Aas; Anderson, B.; Anderson, R.; Belter; Berg, G.; Berg, R.; Bernstein; Brokaw; Carlson; Christman; Clayburgh; DeMers, J.;

DeMers, P.; Dorso; Enget; Flaagan; Frey; Gates; Gerhardt; Gerl; Gilmore; Goetz; Gorman; Halmrast; Hanson, L.; Haugen; Haugland; Hausauer, A.; Hokana; Howard; Huether; Kaldor; Knell; Kolbo; Kouba; Larson, D.; Larson, R.; Lindgren; Marks; Martin; Martinson; Melby; Murphy; Myrdal; Nelson; Ness; Nicholas; Oban; Olsen, D.; Olson, A.; Olson, V.; Ring; Rydell; Schatz; Scherber; Schindler; Schmidt; Shaft; Shide; Shockman; Skjerven; Soukup; Starke; Stenehjem; Thompson, V.; Timm; Tokach; Tollefson; Tomac; Trautman; Ulmer; Urlacher; Vander Vorst; Wentz; Whalen; Wilkie; Williams, A.; Williams, W.; Speaker Kretschmar

NAYS: None

ABSENT AND NOT VOTING: Dalrymple; Gerntholz; Graba; Gunsch; Hanson, O.; Hausauer, R.; Hoffner; Jensen; Kelly; Kingsbury; Kloubec; Lang; Laughlin; Mertens; Nowatzki; O'Shea; Payne; Peterson; Schneider; Smette; Solberg; Sorensen; Stofferahn; Thompson, K.; Wald; Watne

(Committee on Appropriations members excused.)

HB 1543 passed and the title was agreed to.

HB 1603: A BILL for an Act to amend and reenact subsection 1 of section 52-06-02 of the North Dakota Century Code, relating to disqualification from unemployment compensation benefits.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 80 YEAS, 0 NAYS, 26 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Aas; Anderson, B.; Anderson, R.; Belter; Berg, G.; Berg, R.; Bernstein; Brokaw; Carlson; Christman; Clayburgh; DeMers, J.; DeMers, P.; Dorso; Enget; Flaagan; Frey; Gates; Gerhardt; Gerl; Gilmore; Goetz; Gorman; Halmrast; Hanson, L.; Haugen; Haugland; Hausauer, A.; Hokana; Howard; Huether; Kaldor; Knell; Kolbo; Kouba; Larson, D.; Larson, R.; Lindgren; Marks; Martin; Martinson; Melby; Murphy; Myrdal; Nelson; Ness; Nicholas; Oban; Olsen, D.; Olson, A.; Olson, V.; Ring; Rydell; Schatz; Scherber; Schindler; Schmidt; Shaft; Shide; Shockman; Skjerven; Soukup; Starke; Stenehjem; Thompson, V.; Timm; Tokach; Tollefson; Tomac; Trautman; Ulmer; Urlacher; Vander Vorst; Wentz; Whalen; Wilkie; Williams, A.; Williams, W.; Speaker Kretschmar

NAYS: None

ABSENT AND NOT VOTING: Dalrymple; Gerntholz; Graba; Gunsch; Hanson, O.; Hausauer, R.; Hoffner; Jensen; Kelly; Kingsbury; Kloubec; Lang; Laughlin; Mertens; Nowatzki; O'Shea; Payne; Peterson; Schneider; Smette; Solberg; Sorensen; Stofferahn; Thompson, K.; Wald; Watne

(Committee on Appropriations members excused.)

HB 1603 passed and the title was agreed to.

MOTION

REP. R. ANDERSON MOVED that HB 1544 and HB 1592 be placed at the head of the calendar, which motion prevailed.

SECOND READING OF HOUSE BILLS

HB 1544: A BILL for an Act to create and enact a new subsection to section 11-10.1-05 of the North Dakota Century Code, relating to an ad valorem assessment that is made by an assessor who is not certified as qualified for that assessment jurisdiction.

ROLL CALL

The question being on the final passage of the bill, which has been read, the roll was called and there were 75 YEAS, 5 NAYS, 26 ABSENT AND NOT VOTING.

YEAS: Aas; Anderson, R.; Belter; Berg, G.; Berg, R.; Bernstein; Brokaw; Carlson; Christman; Clayburgh; DeMers, J.; DeMers, P.; Dorso; Flaagan; Frey; Gates; Gerhardt; Gerl; Gilmore; Goetz; Gorman; Halmrast; Hanson, L.; Haugen; Haugland; Hausauer, A.; Hokana; Howard; Huether; Kaldor; Knell; Kolbo; Kouba; Larson, D.; Larson, R.; Lindgren; Marks; Martin; Martinson; Myrdal; Nelson; Ness; Nicholas; Oban; Olsen, D.; Olson, A.; Olson, V.; Ring; Rydell; Schatz; Scherber; Schindler; Schmidt; Shaft; Shide; Shockman; Skjervan; Soukup; Starke; Stenehjelm; Thompson, V.; Timm; Tokach; Tollefson; Tomac; Trautman; Ulmer; Urlacher; Vander Vorst; Wentz; Whalen; Wilkie; Williams, A.; Williams, W.; Speaker Kretschmar

NAYS: Aarsvold; Anderson, B.; Enget; Melby; Murphy

ABSENT AND NOT VOTING: Dalrymple; Gerntholz; Graba; Gunsch; Hanson, O.; Hausauer, R.; Hoffner; Jensen; Kelly; Kingsbury; Kloubec; Lang; Laughlin; Mertens; Nowatzki; O'Shea; Payne; Peterson; Schneider; Smette; Solberg; Sorensen; Stofferahn; Thompson, K.; Wald; Watne

(Committee on Appropriations members excused.)

HB 1544 passed and the title was agreed to.

HB 1592: A BILL for an Act to amend and reenact paragraph 3 of subdivision h of subsection 17 of section 52-01-01 of the North Dakota Century Code, relating to exclusions from the definition of employment with respect to unemployment compensation.

ROLL CALL

The question being on the final passage of the bill, which has been read, the roll was called and there were 11 YEAS, 67 NAYS, 28 ABSENT AND NOT VOTING.

YEAS: Anderson, B.; Brokaw; Enget; Frey; Gerhardt; Gerl; Hanson, L.; Kaldor; Oban; Shockman; Starke

NAYS: Aarsvold; Aas; Anderson, R.; Belter; Berg, G.; Berg, R.; Bernstein; Carlson; Christman; Clayburgh; DeMers, J.; DeMers, P.; Dorso; Flaagan; Gilmore; Goetz; Gorman; Halmrast; Haugen; Haugland; Hausauer, A.; Hokana; Howard; Huether; Knell; Kolbo; Kouba; Larson, D.; Larson, R.; Lindgren; Marks; Martin; Martinson; Melby; Murphy; Myrdal; Nelson; Ness; Nicholas; Olsen, D.; Olson, A.; Olson, V.; Ring; Rydell; Schatz;

Scherber; Schindler; Schmidt; Shaft; Shide; Skjerven; Soukup; Stenehjem; Thompson, V.; Timm; Tokach; Tollefson; Tomac; Trautman; Ulmer; Urlacher; Vander Vorst; Wentz; Wilkie; Williams, A.; Williams, W.; Speaker Kretschmar

ABSENT AND NOT VOTING: Dalrymple; Gates; Gerntholz; Graba; Gunsch; Hanson, O.; Hausauer, R.; Hoffner; Jensen; Kelly; Kingsbury; Kloubec; Lang; Laughlin; Mertens; Nowatzki; O'Shea; Payne; Peterson; Schneider; Smette; Solberg; Sorensen; Stofferahn; Thompson, K.; Wald; Watne; Whalen

(Committee on Appropriations members excused.)

HB 1592 lost.

MOTION

REP. R. ANDERSON MOVED that HB 1593 and HB 1612 be placed at the head of the calendar, which motion prevailed.

SECOND READING OF HOUSE BILLS

HB 1593: A BILL for an Act to amend and reenact sections 20.1-03-17 and 20.1-03-21 of the North Dakota Century Code, relating to fees for issuing game and fish licenses.

ROLL CALL

The question being on the final passage of the bill, which has been read, the roll was called and there were 16 YEAS, 66 NAYS, 24 ABSENT AND NOT VOTING.

YEAS: Aas; Berg, R.; Bernstein; Brokaw; DeMers, J.; Dorso; Gerl; Gilmore; Howard; Larson, R.; Lindgren; Murphy; Ring; Shaft; Starke; Thompson, V.

NAYS: Aarsvold; Anderson, B.; Anderson, R.; Belter; Berg, G.; Carlson; Christman; Clayburgh; DeMers, P.; Enget; Flaagan; Frey; Gerhardt; Goetz; Gorman; Halmrast; Hanson, L.; Haugen; Haugland; Hausauer, A.; Hokana; Huether; Kaldor; Kloubec; Knell; Kolbo; Kouba; Lang; Larson, D.; Marks; Martin; Martinson; Melby; Myrdal; Nelson; Ness; Nicholas; Oban; Olsen, D.; Olson, A.; Olson, V.; Rydell; Schatz; Scherber; Schindler; Schmidt; Schneider; Shide; Shockman; Skjerven; Soukup; Stenehjem; Timm; Tokach; Tollefson; Tomac; Trautman; Ulmer; Urlacher; Vander Vorst; Wentz; Whalen; Wilkie; Williams, A.; Williams, W.; Speaker Kretschmar

ABSENT AND NOT VOTING: Dalrymple; Gates; Gerntholz; Graba; Gunsch; Hanson, O.; Hausauer, R.; Hoffner; Jensen; Kelly; Kingsbury; Laughlin; Mertens; Nowatzki; O'Shea; Payne; Peterson; Smette; Solberg; Sorensen; Stofferahn; Thompson, K.; Wald; Watne

(Committee on Appropriations members excused.)

HB 1593 lost.

HB 1612: A BILL for an Act to create a new paragraph to subdivision i of subsection 18 of section 52-01-01 of the North Dakota Century Code,

relating to the exclusion of services from the definition of employment for purposes of unemployment compensation.

ROLL CALL

The question being on the final passage of the bill, which has been read, the roll was called and there were 4 YEAS, 77 NAYS, 25 ABSENT AND NOT VOTING.

YEAS: Goetz; Haugen; Martin; Urlacher

NAYS: Aarsvold; Aas; Anderson, B.; Anderson, R.; Belter; Berg, G.; Berg, R.; Bernstein; Brokaw; Carlson; Christman; Clayburgh; DeMers, J.; DeMers, P.; Dorso; Enget; Frey; Gerhardt; Gerl; Gilmore; Gorman; Halmrast; Hanson, L.; Haugland; Hausauer, A.; Hokana; Howard; Huether; Kaldor; Kloubec; Knell; Kolbo; Kouba; Lang; Larson, D.; Larson, R.; Lindgren; Marks; Martinson; Melby; Murphy; Myrdal; Nelson; Ness; Nicholas; Oban; Olsen, D.; Olson, A.; Olson, V.; Ring; Rydell; Schatz; Scherber; Schindler; Schmidt; Schneider; Shaft; Shide; Shockman; Skjerven; Soukup; Starke; Stenehjem; Thompson, V.; Timm; Tokach; Tollefson; Tomac; Trautman; Ulmer; Vander Vorst; Wentz; Whalen; Wilkie; Williams, A.; Williams, W.; Speaker Kretschmar

ABSENT AND NOT VOTING: Dalrymple; Flaagan; Gates; Gerntholz; Graba; Gunsch; Hanson, O.; Hausauer, R.; Hoffner; Jensen; Kelly; Kingsbury; Laughlin; Mertens; Nowatzki; O'Shea; Payne; Peterson; Smette; Solberg; Sorensen; Stofferahn; Thompson, K.; Wald; Watne

(Committee on Appropriations members excused.)

HB 1612 lost.

HOUSE ENGROSSING REPORT

The following bills and resolution were engrossed: HB 1027, HB 1047, HB 1185, HB 1210, HB 1301, HB 1304, HB 1307, HB 1327, HB 1419, HB 1449, HB 1458, HB 1480, HB 1567, HB 1584, HB 1590, HB 1621, HCR 3040.

MOTION

REP. R. ANDERSON MOVED that the rules be suspended and that HB 1307, HB 1419, and HB 1480 be placed on the Eleventh order, as amended, for second reading and final passage, which motion prevailed.

SECOND READING OF HOUSE BILLS

HB 1307: A BILL for an Act to adopt the Uniform Status of Children of Assisted Conception Act; and to amend and reenact section 12.1-31-05 of the North Dakota Century Code, relating to child procurement.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 71 YEAS, 11 NAYS, 24 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Aas; Anderson, B.; Anderson, R.; Belter; Berg, R.; Bernstein; Brokaw; Carlson; Christman; Clayburgh; DeMers, J.; DeMers, P.; Dorso; Flaagan; Frey; Gerhardt; Gerl; Gilmore; Goetz; Gorman; Halmrast; Hanson, L.; Haugland; Hausauer, A.; Hokana; Howard; Huether; Kaldor; Kloubec; Knell; Kolbo; Kouba; Larson, D.; Larson, R.; Lindgren; Marks; Martin; Martinson; Melby; Murphy; Myrdal; Nelson;

Ness; Nicholas; Oban; Olsen, D.; Olson, V.; Ring; Rydell; Schatz; Scherber; Schneider; Shaft; Shockman; Soukup; Starke; Stenehjem; Thompson, V.; Timm; Tollefson; Tomac; Trautman; Ulmer; Urlacher; Vander Vorst; Wentz; Wilkie; Williams, A.; Williams, W.; Speaker Kretschmar

NAYS: Berg, G.; Enget; Haugen; Lang; Olson, A.; Schindler; Schmidt; Shide; Skjerven; Tokach; Whalen

ABSENT AND NOT VOTING: Dalrymple; Gates; Gerntholz; Graba; Gunsch; Hanson, O.; Hausauer, R.; Hoffner; Jensen; Kelly; Kingsbury; Laughlin; Mertens; Nowatzki; O'Shea; Payne; Peterson; Smette; Solberg; Sorensen; Stofferahn; Thompson, K.; Wald; Watne

(Committee on Appropriations members excused.)

HB 1307 passed and the title was agreed to.

HB 1419: A BILL for an Act to create and enact a new section to chapter 12.1-27.2 of the North Dakota Century Code, relating to possession of certain materials; to amend and reenact subsections 4 and 9 of section 12.1-27.1-01, and sections 12.1-27.1-03, 12.1-27.2-01, 12.1-27.2-02, 12.1-27.2-03, 12.1-27.2-04, 12.1-27.2-05, and 12.1-27.2-06 of the North Dakota Century Code, relating to obscenity and sexual performances by minors; and to provide a penalty.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 82 YEAS, 0 NAYS, 24 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Aas; Anderson, B.; Anderson, R.; Belter; Berg, G.; Berg, R.; Bernstein; Brokaw; Carlson; Christman; Clayburgh; DeMers, J.; DeMers, P.; Dorso; Enget; Flaagan; Frey; Gerhardt; Gerl; Gilmore; Goetz; Gorman; Halmrast; Hanson, L.; Haugen; Haugland; Hausauer, A.; Hokana; Howard; Huether; Kaldor; Kloubec; Knell; Kolbo; Kouba; Lang; Larson, D.; Larson, R.; Lindgren; Marks; Martin; Martinson; Melby; Murphy; Myrdal; Nelson; Ness; Nicholas; Oban; Olsen, D.; Olson, A.; Olson, V.; Ring; Rydell; Schatz; Scherber; Schindler; Schmidt; Schneider; Shaft; Shide; Shockman; Skjerven; Soukup; Starke; Stenehjem; Thompson, V.; Timm; Tokach; Tollefson; Tomac; Trautman; Ulmer; Urlacher; Vander Vorst; Wentz; Whalen; Wilkie; Williams, A.; Williams, W.; Speaker Kretschmar

NAYS: None

ABSENT AND NOT VOTING: Dalrymple; Gates; Gerntholz; Graba; Gunsch; Hanson, O.; Hausauer, R.; Hoffner; Jensen; Kelly; Kingsbury; Laughlin; Mertens; Nowatzki; O'Shea; Payne; Peterson; Smette; Solberg; Sorensen; Stofferahn; Thompson, K.; Wald; Watne

(Committee on Appropriations members excused.)

HB 1419 passed and the title was agreed to.

MOTION

REP. R. ANDERSON MOVED that the House waive the reading of the title to HB 1480, which motion prevailed.

SECOND READING OF HOUSE BILL

HB 1480: A BILL for an Act to create two new sections to chapter 30.1-28 of the North Dakota Century Code, relating to guardians of incapacitated persons; to amend and reenact sections 30.1-26-01, 30.1-28-01, 30.1-28-02, 30.1-28-03, 30.1-28-04, 30.1-28-05, 30.1-28-06, 30.1-28-07, 30.1-28-08, 30.1-28-09, 30.1-28-10, 30.1-28-11, and 30.1-28-12 of the North Dakota Century Code, relating to guardians of incapacitated persons; and to provide an effective date.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 71 YEAS, 12 NAYS, 23 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Aas; Anderson, B.; Anderson, R.; Belter; Berg, G.; Berg, R.; Bernstein; Brokaw; Carlson; Christman; Clayburgh; DeMers, J.; DeMers, P.; Dorso; Enget; Flaagan; Frey; Gates; Gerhardt; Gerl; Gilmore; Gorman; Halmrast; Hanson, L.; Haugen; Haugland; Hausauer, A.; Hokana; Howard; Huether; Kaldor; Kloubec; Kolbo; Kouba; Larson, D.; Larson, R.; Lindgren; Marks; Martin; Martinson; Murphy; Nelson; Ness; Nicholas; Oban; Olson, V.; Ring; Rydell; Schatz; Scherber; Schmidt; Schneider; Shaft; Shockman; Skjervsen; Soukup; Starke; Stenehjem; Thompson, V.; Tokach; Tollefson; Tomac; Trautman; Ulmer; Urlacher; Vander Vorst; Wentz; Wilkie; Williams, A.; Williams, W.

NAYS: Goetz; Knell; Lang; Melby; Myrdal; Olsen, D.; Olson, A.; Schindler; Shide; Timm; Whalen; Speaker Kretschmar

ABSENT AND NOT VOTING: Dalrymple; Gerntholz; Graba; Gunsch; Hanson, O.; Hausauer, R.; Hoffner; Jensen; Kelly; Kingsbury; Laughlin; Mertens; Nowatzki; O'Shea; Payne; Peterson; Smette; Solberg; Sorensen; Stofferahn; Thompson, K.; Wald; Watne

(Committee on Appropriations members excused.)

HB 1480 passed and the title was agreed to.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS AND SENATE CONCURRENT RESOLUTION ON CONSENT CALENDAR

HCR 3057: A concurrent resolution directing the Legislative Council to study the laws relating to state and local filing of liens, security interests, financing statements, and continuation statements relating to farm products.

HCR 3003: A concurrent resolution directing the Legislative Council to study the budgeting, auditing, and management of the reimbursement system for the Department of Human Services' developmental disabilities program; to study the budgeting, auditing, and management of the existing reimbursement system for private providers of mental health services; to review plans to expand the state's partnership with private mental

health providers; and urging the Appropriations Committees of the Fifty-first Legislative Assembly to consider areas of concern relating to the budget for reimbursement of developmental disability providers and private providers of mental health services.

HCR 3055: A concurrent resolution directing the Legislative Council to study the feasibility and desirability of the state contracting with a fiscal intermediary for administration of the Medicaid program.

HCR 3059: A concurrent resolution directing the Legislative Council to study the health care insurance needs of uninsured and underinsured persons.

SCR 4007: A concurrent resolution urging the Secretary of the Navy to name an appropriate United States naval vessel in honor of General Clifton B. Cates.

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

The resolutions were adopted on a voice vote.

MOTIONS

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

REP. KLOUBEC MOVED that the House be on the Fifth order of business, and at the conclusion of the Fifth order, the House be on the Ninth order of business, and at the conclusion of the Ninth order, the House be on the Thirteenth order of business, and at the conclusion of the Thirteenth order, the House stand adjourned until 9:00 a.m., Tuesday, February 21, 1989, which motion prevailed.

REPORTS OF STANDING COMMITTEES

MR. SPEAKER: Your Committee on Industry, Business and Labor (Rep. Whalen, Chairman) to which was referred HB 1042 has had the same under consideration and recommends by a vote of 11 YEAS, 5 NAYS, 1 ABSENT AND NOT VOTING that the same DO PASS.

HB 1042 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on State and Federal Government (Rep. Martinson, Chairman) to which was referred HB 1229 has had the same under consideration and recommends by a vote of 7 YEAS, 5 NAYS, 2 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

Page 1, line 1, after "A BILL" replace the remainder of the bill with "for an Act to amend and reenact sections 15-47-27, 15-47-27.1, 15-47-34, 25-06-03, 25-06-04, 25-06-05, 25-07-04, 25-07-05, 54-23-01, 54-24-01, and 54-24-03 of the North Dakota Century Code, relating to the transfer of control of the school for the blind, school for the deaf, and the state library from the director of institutions to the superintendent of public instruction; to require the governor to develop a plan for the transfer of the powers and duties of the director of institutions; and to provide an effective date.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. AMENDMENT. Section 15-47-27 of the 1987 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

15-47-27. Time for renewal of teachers' contracts. Any teacher who has been employed by any school district or the director of institutions superintendent of public instruction in this state during any school year, shall must be notified in writing by the school board or the director of institutions superintendent of public instruction, as the case may be, not earlier than March first and not later than May first in the school year in which he or she that teacher has been employed to teach, of the determination not to renew the teacher's contract for the ensuing school year, if such the determination has been made; and failure to give such written notice on or before said that date shall constitute constitutes an offer to renew the contract for the ensuing school year under the same terms and conditions as the contract for the then current year. On or before May first in any year and not earlier than March first, all teachers shall must be notified of a date, which shall must not be less than thirty days after the date of such the notice, upon which they will be required to shall accept or reject proffered reemployment, and failure on the part of by the teacher to accept said the offer within such that time shall be deemed to be is a rejection of the offer. Any teacher who shall have accepted accepting the offer of reemployment, either by the action or nonaction of the school board or the director of institutions superintendent of public instruction, on or before May first, as herein provided, shall be is entitled to the usual written contract for the ensuing school year, as provided by under law and shall notify the school board or the director of institutions superintendent of public instruction in writing of his or her acceptance or rejection on or before the date specified or before June first, whichever is earlier. Failure on the part of by the teacher to provide such that notification shall relieve relieves the school board or the director of institutions superintendent of public instruction of the continuing contract provision of sections 15-47-26 through 15-47-28. Nothing in this This section shall be construed as in any manner repealing or limiting does not repeal or limit the operation of any existing law with reference to the dismissal of teachers for cause. Each district shall have an established system through which two written evaluations are prepared for every teacher employed by the district during each school year. These written performance reviews shall must be completed and made available to the teacher no later than December fifteenth for the first review and March fifteenth for the second review each year.

SECTION 2. AMENDMENT. Section 15-47-27.1 of the 1987 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

15-47-27.1. First-year teachers - Evaluation - Renewal and nonrenewal of contracts. Each school district and the director of institutions superintendent of public instruction in this state shall have an established system through which two written evaluations are prepared during each school year for every teacher who is in his or her first year of teaching. The evaluation must be in the form of written performance reviews, and the first review must be completed and made available to first-year teachers no later than December fifteenth and

the second review must be completed and ~~made~~ available no later than March fifteenth of each year. If a school board or the director of institutions superintendent of public instruction determines not to renew the contract of a first-year teacher, written notification of the decision of nonrenewal must be given to the teacher no earlier than April fifteenth nor later than May first. Failure by a school board or the director of institutions superintendent of public instruction to provide written notification of nonrenewal to a first-year teacher by May first constitutes an offer to renew the contract of the teacher for the ensuing school year under the same terms and conditions as the contract for the current year. Such ~~The~~ notification of nonrenewal given to a first-year teacher must contain a detailed description of the reason or reasons for the nonrenewal.

SECTION 3. AMENDMENT. Section 15-47-34 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

15-47-34. Education of deaf-blind children. The state director of institutions superintendent of public instruction, after consulting with the superintendents of the school for the blind, the school for the deaf, and the Grafton state school developmental center, shall determine whether those children under the age of twenty-one, who are deaf ~~as well as~~ and blind, should be sent to the school for the blind, the school for the deaf, or the Grafton state school developmental center. If, in his ~~the~~ judgment of the superintendent of public instruction, there are not adequate facilities for the education of such deaf-blind children in this state, the director of institutions is authorized to superintendent of public instruction may determine whether such the deaf-blind children should be sent to any school or institution outside the state of North Dakota providing a qualified program of education for such deaf-blind children.

The director of institutions superintendent of public instruction may pay for the education of such those children in out-of-state institutions within the limitations of legislative appropriations for such that purpose. Such The funds may be spent for room, board, tuition, transportation, and other items ~~which are~~ necessarily relevant to the education of such the children.

In interpreting and carrying out the provisions of this section, the words "deaf-blind child" wherever used, will be construed to include includes any child whose combination of handicaps of deafness and blindness ~~will prevent him the child~~ from profiting satisfactorily from educational programs provided for the blind child or the deaf child.

The director of institutions is hereby authorized to promulgate such superintendent of public instruction may make rules and regulations as he deems necessary and proper for carrying out the purposes and intents of this section.

SECTION 4. AMENDMENT. Section 25-06-03 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

25-06-03. Superintendent to possess certain qualifications. The superintendent of the school for the blind ~~shall must~~ possess such those qualifications, educational and otherwise, as in the opinion of the director of institutions will fit him superintendent of public

instruction may qualify that person to instruct and minister to the needs of blind persons.

SECTION 5. AMENDMENT. Section 25-06-04 of the 1987 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

25-06-04. Qualifications for admission to school for the blind - Residents of state entitled to free education. Applicants for admission to the school for the blind must be blind or partially blind and unable to make suitable progress in the public schools of the state. The superintendent, with the approval of the director superintendent of public instruction, may determine the age required for admission. The superintendent shall furnish application blanks upon request, and no person may be admitted to the institution until the application giving such information as the director may require superintendent of public instruction requires has been returned to and approved by the superintendent of the school for the blind. An applicant admitted to the school for the blind must be furnished transportation by the school as provided in the student's individualized education program at the most economical rate possible, and yet meet the student's needs. Each such applicant who is a resident of this state and who, because of his handicap, blindness is unable to receive an education in the public schools, is entitled to receive an education in the school for the blind at the expense of the state.

SECTION 6. AMENDMENT. Section 25-06-05 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

25-06-05. Admission of nonresidents. Blind children of suitable age who are not residents of this state shall be entitled to an education may enroll in the school for the blind upon payment in advance of the cost of such the education as shall be determined by the director of institutions from time to time superintendent of public instruction. Nonresident children, however, shall may not be received to the exclusion of children who are residents of this state.

SECTION 7. AMENDMENT. Section 25-07-04 of the 1987 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

25-07-04. Qualifications for admission to school for deaf - Residents of state entitled to free education. In order to To be admitted as a pupil in the school for the deaf, an applicant's hearing must be impaired to such extent that he the applicant cannot make suitable progress in the public schools of the state. The superintendent, with the approval of the director superintendent of public instruction, may determine the age required for admission. The superintendent shall furnish application blanks upon request, and no person may be admitted to the institution until the application giving such that information as that the director of institutions may require superintendent of public instruction requires has been returned to and approved by the superintendent. An applicant admitted to the school must be furnished transportation by the school as provided in the student's individualized education program at the most economical rate possible, and yet meet the student's needs. Each such applicant who is a resident of this state and who, because of his handicap hearing

impairment, is unable to receive an education in the public schools, is entitled to receive an education in the school for the deaf at the expense of the state.

SECTION 8. AMENDMENT. Section 25-07-05 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

25-07-05. Admission of nonresidents. Deaf children of suitable age who are not residents of this state ~~shall be entitled to an education may enroll~~ in the school for the deaf upon payment in advance of the cost of ~~such the~~ education as ~~shall be~~ determined by the ~~director from time to time~~ superintendent of public instruction. Nonresident children, however, ~~shall may~~ not be received to the exclusion of children who are residents of this state.

SECTION 9. AMENDMENT. Section 54-23-01 of the 1987 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

54-23-01. Institutions under control of director of institutions. The director of institutions shall ~~have full power to~~ manage, control, and govern, subject only to the limitations contained in this chapter and in title 25, the penitentiary, ~~the school for the blind, the school for the deaf, the Grafton state school state developmental center,~~ the North Dakota industrial school, and san haven. ~~The director does not have the power to manage, control, and govern the veterans' home.~~

SECTION 10. AMENDMENT. Section 54-24-01 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

54-24-01. State library - State librarian appointed by ~~director of institutions the~~ superintendent of public instruction. The ~~director of institutions~~ superintendent of public instruction shall appoint an executive officer to be known as the state librarian, who shall receive a salary within the amount appropriated for salaries by the legislative assembly. The state librarian shall ~~have control of~~ the work and ~~shall be~~ be the director of the state library.

SECTION 11. AMENDMENT. Section 54-24-03 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

54-24-03. Powers and duties of state librarian. The state librarian shall:

1. Make rules ~~and regulations according to which the business~~ for the operation of the state library ~~shall be done~~.
2. Provide and care for all books and library materials in all collections of the state library, general, reference, and special, and make all rules regarding the loaning and returning of library materials.
3. Employ qualified library personnel to care for all library procedures.
4. Make library materials available to libraries throughout the state, to individuals connected with departments of state,

and to citizens of North Dakota who do not have adequate library facilities, under the rules ~~and regulations~~ of the state library.

5. Promote and assist by counsel and encouragement the formation of libraries and the improvement of those already established, in keeping with state and national standards, and be available to librarians and trustees of libraries in the state for assistance in organization, maintenance, or administration of the libraries.
6. Coordinate the efforts of librarianship throughout the state, advising and assisting the extension of qualified public libraries into centers of county or regional (multicounty) libraries.
7. Compile statistics of the free public libraries of North Dakota and their larger counterparts of county and regional libraries, and of the work done at the state library, and make a full biennial report to the state director of institutions superintendent of public instruction and the governor.
8. Collect, maintain, and make available a reference and reading collection of books, slides, films, and other graphic materials such as will that supplement and support the needs of all libraries in the state, either by direct loan or by consultation, and such as will that form a reference source for the officers of the state in the performance of performing their duties.
9. Collect and maintain a collection of the publications of the departments and agencies of state government, including the enacted laws of this state, current session laws and journals.
10. Conduct, or arrange to have conducted, research into the conditions of library service in the state, and produce written plans for the development and betterment of such that service.
11. Compile, or arrange to have compiled, union lists of resources of libraries throughout the state, and make such those lists available for consultation.
12. Establish levels of certification for librarians of the state such as will that meet the standards recommended by the American library association.

SECTION 12. GOVERNOR TO DEVELOP PLAN FOR TRANSFER OF POWERS AND DUTIES OF DIRECTOR OF INSTITUTIONS. The governor shall develop a plan for the transfer of the powers and duties of the director of institutions to other state agencies and departments and submit the plan to the fifty-second legislative assembly.

SECTION 13. EFFECTIVE DATE. This Act becomes effective on January 1, 1990."

Renumber accordingly

HB 1229 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Natural Resources (Rep. A. Olson, Chairman) to which was referred HB 1297 has had the same under consideration and recommends by a vote of 11 YEAS, 4 NAYS, 2 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

Page 1, line 2, replace "and" with "to provide a penalty;"

Page 1, line 3, after "appropriation" insert "; and to provide an expiration date"

Page 1, line 17, after "the" insert "tax commissioner to sell", replace "and" with "fuel or", and after "special" insert "fuels"

Page 1, remove line 18

Page 1, line 19, remove "special fuels, or distillates of petroleum"

Page 3, line 4, replace "imported" with "all" and replace "defined" with "subject to the taxes imposed under chapters 57-43.1 and 57-43.2, except liquefied petroleum."

Page 3, remove line 5

Page 6, line 15, after "2." insert:

"Any registration fees collected under section 21 of this Act;
3."

Page 6, line 24, remove "or more"

Page 6, line 25, replace "The board shall notify the tax" with "If the unexpended balance of the fund falls below one million dollars, the board shall reinstate"

Page 6, remove line 26

Page 6, line 27, remove "dollars, and the tax commissioner shall reimpose"

Page 7, line 3, replace "Tariff. Every person shipping or transporting kerosene," with "Tariff levied. A dealer shall pay to the tax commissioner a tariff of nine-fortieths of a cent per gallon [3.79 liters] for every gallon [3.79 liters] of gasoline, kerosene, tractor fuel, heating oil except liquefied petroleum, or diesel fuel subject to taxation under chapters 57-43.1 and 57-43.2. The dealer shall collect the tariff from the purchaser or user and, notwithstanding any other provision of law, the tariff may not be refunded. The tariff must accompany the monthly report required by section 18 of this Act. The tax commissioner shall forward all money collected under this section to the state treasurer monthly, and the treasurer shall place the money in the petroleum release compensation fund. The provisions of chapters 57-43.1 and 57-43.2 pertaining to the administration of motor vehicle fuel and special fuels not in conflict with this Act govern the

administration of the tariff levied by this section. To aid and monitor the collection of the tariff, the board and the tax commissioner may exchange information provided by the dealer.

SECTION 18. Report of petroleum products. No later than the twenty-fifth day of each calendar month, a dealer shall send to the commissioner a correct report of all purchases and sales of gasoline, kerosene, tractor fuel, heating oil, or diesel fuel during the preceding month. The report must include the same information as required by chapters 57-43.1 and 57-43.2 for motor vehicle fuel and special fuels tax collection purposes.

SECTION 19. Bond required of dealer. The tax commissioner may require a dealer to furnish a surety bond payable to the state in the sum of five hundred dollars, or twice the amount of tariffs due from the dealer for any calendar month during the preceding year, whichever amount is greater, guaranteeing true reports of purchases and sales of gasoline, kerosene, tractor fuel, heating oil, and diesel fuel and payment of all tariffs imposed under section 17 of this Act. The commissioner shall determine the sufficiency of the bond. A bond may cover delinquent tariffs for one or all of the petroleum products subject to a tariff under section 17 of this Act. When a tariff is not paid within twenty days after it is due, the bond is forfeited to the extent of the delinquent tariff.

SECTION 20. Penalty. A dealer violating this Act is guilty of a class B misdemeanor, unless another penalty is specifically provided.

SECTION 21. Registration fee. An owner or operator of a tank shall pay an annual fifty dollar registration fee for each tank owned or operated by that person. The registration fees collected under this section must be paid to the department and deposited in the state treasury for credit to the fund."

Page 7, remove lines 4 through 26

Page 8, line 12, replace "eighty-five" with "ninety"

Page 8, line 14, replace "five thousand" with "seven thousand five hundred"

Page 8, line 22, replace "five thousand" with "seven thousand five hundred"

Page 10, after line 12, insert:

"**SECTION 33. EXPIRATION DATE.** This Act is effective through June 30, 1991, and after that date is ineffective."

ReNUMBER accordingly

HB 1297 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Industry, Business and Labor (Rep. Whalen, Chairman) to which was referred HB 1447 has had the same under consideration and recommends by a vote of 12 YEAS, 4 NAYS, 1 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO NOT PASS:

Page 1, line 14, after "license" insert "as a certified registered nurse anesthetist, nurse midwife, or clinical specialist certified in psychiatric nursing"

Page 2, line 12, after "license" insert "as a certified registered nurse anesthetist, nurse midwife, or clinical specialist certified in psychiatric nursing"

Page 3, line 7, after "license" insert "as a certified registered nurse anesthetist, nurse midwife, or clinical specialist certified in psychiatric nursing"

Page 3, line 26, after "license" insert "as a certified registered nurse anesthetist, nurse midwife, or clinical specialist certified in psychiatric nursing"

Renumber accordingly

HB 1447 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Human Services and Veterans Affairs (Rep. Haugland, Chairman) to which was referred HB 1571 has had the same under consideration and recommends by a vote of 11 YEAS, 5 NAYS, 0 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

Page 1, line 2, after "hydration" insert "for incompetent patients"

Page 1, line 4, replace "It" with "Notwithstanding any other provision of law, if a person has not executed a document in relation to the use, withholding, or withdrawal of life-prolonging treatment it"

Page 1, line 5, replace "a" with "every incompetent"

Page 1, line 6, remove "other than"

Page 1, line 7, remove "hyperalimentation"

Page 1, line 8, replace "There exists clear" with "Clear" and after "evidence" insert "exists"

Renumber accordingly

HB 1571 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Transportation (Rep. Timm, Chairman) to which was rereferred HB 1636 has had the same under consideration and recommends by a vote of 14 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO NOT PASS:

Page 1, line 10, remove "certificate or"

Page 1, line 11, replace "after" with "before"

Renumber accordingly

HB 1636 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Transportation (Rep. Timm, Chairman) to which was referred HB 1654 has had the same under consideration and recommends by a vote of 14 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

Page 1, line 2, remove "; and to provide a statement of"

Page 1, line 3, remove "intent"

Page 1, remove lines 5 through 11

Page 1, line 14, after "No" insert "1."

Page 1, line 21, remove the overstrike over "~~it is~~"

Page 1, remove the overstrike over line 22

Page 2, remove the overstrike over lines 1 through 9

Page 2, line 10, remove the overstrike over "~~be within the area occupied by the driver and passengers.~~" and overstrike "The provisions of"

Page 2, line 11, overstrike "This section do" and insert immediately thereafter "This subsection does"

Page 2, line 17, overstrike "the provisions of" and overstrike "section" and insert immediately thereafter "subsection"

Page 2, line 20, overstrike "automobile" and insert immediately thereafter "motor vehicle"

Page 2, after line 21, insert:

"2. Subsection 1 does not apply to a public conveyance that has been commercially chartered for group use, any passenger for compensation in a for hire motor vehicle, or a privately owned motor vehicle operated by a person in the course of that person's usual employment transporting passengers at the employer's direction. This subsection does not authorize possession or consumption of an alcoholic beverage by the operator of any motor vehicle described in this subsection while upon a public highway or in an area used principally for public parking."

Renumber accordingly

HB 1654 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Transportation (Rep. Timm, Chairman) to which was rereferred HB 1657 has had the same under consideration and recommends by a vote of 14 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

Page 1, line 22, remove the overstrike over "~~or~~", remove the underscored comma, and overstrike "side"

Page 2, line 3, remove ", or" and overstrike "windows behind the driver"

Page 2, line 6, after the period insert: "This subsection does not apply to windows behind the operator if the motor vehicle is equipped with outside mirrors on both sides that meet the requirements of section 39-21-38."

Renumber accordingly

HB 1657 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on State and Federal Government (Rep. Martinson, Chairman) to which was referred HCR 3062 has had the same under consideration and recommends by a vote of 12 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING that the same DO PASS and BE PLACED ON THE CONSENT CALENDAR.

HCR 3062 was placed on the Tenth order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on State and Federal Government (Rep. Martinson, Chairman) to which was referred HCR 3063 has had the same under consideration and recommends by a vote of 12 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING that the same DO PASS and BE PLACED ON THE CONSENT CALENDAR.

HCR 3063 was placed on the Tenth order of business on the calendar for the succeeding legislative day.

FIRST READING OF HOUSE CONCURRENT RESOLUTIONS

Reps. Jensen, Sorensen, Wald introduced:

HCR 3065: A concurrent resolution directing the Legislative Council to study the cost and utilization of office space and other facilities leased by state agencies and institutions.

Was read the first time and referred to the Committee on State and Federal Government.

Reps. Shockman, V. Thompson, Brokaw, O'Shea, Kingsbury introduced:

HCR 3066: A concurrent resolution directing the Legislative Council, in cooperation with the members of the North Dakota Congressional Delegation, to study the adverse economic impact that changing conditions in marketing, processing, and retailing of agricultural products are having on producers of agricultural products and consumers.

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

Reps. Wald, Mertens and Sen. Tallackson introduced:

HCR 3067: A concurrent resolution directing the Legislative Council to study whether the Commissioner of Insurance should employ a property and casualty actuary.

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

Reps. Hoffner, D. Larson introduced:

HCR 3068: A concurrent resolution directing the Legislative Council to study the nature, scope, and effect of efforts to prohibit the illicit diversion or use of controlled substances in this state.

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

Reps. Oban, Gates, Ulmer and Sens. O'Connell, Nalewaja introduced:

HCR 3069: A concurrent resolution directing the Legislative Council to study the feasibility and desirability of adopting an alternative method of delivery of special education and related services to developmentally disabled students in this state.

Was read the first time and referred to the Committee on Education.

Reps. Oban, Soukup introduced:

HCR 3070: A concurrent resolution directing the Legislative Council to study the operation and effect of the state's open bottle law.

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

Rep. Kloubec introduced:

HCR 3071: A concurrent resolution directing the Legislative Council to study the adequacy and enforcement of motor vehicle dealer licensing laws.

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

Rep. Whalen introduced:

HCR 3072: A concurrent resolution directing the Legislative Council to study the duties and responsibilities of the Commissioner of Insurance, whether the commissioner should employ an actuary, and the role and limitations of the commissioner with regard to the regulation of insurance companies in this state; and to study the duties and responsibilities of the Commissioner of Labor and whether the commissioner should have a role in the programs of unemployment and workers' compensation.

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

Rep. W. Williams and Sens. Maxson, Olson introduced:

HCR 3073: A concurrent resolution directing the Legislative Council to study the feasibility and desirability of establishing a prescription drug reporting center.

Was read the first time and referred to the Committee on Human Services and Veterans Affairs.

Reps. G. Berg, Brokaw, Kingsbury and Sens. Dotzenrod, Thane, Nelson introduced:

HCR 3074: A concurrent resolution directing the Legislative Council to study Type I wetlands.

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

Rep. G. Berg introduced:

HCR 3075: A concurrent resolution directing the Legislative Council to study the functions and duties of the Game and Fish Department, the Parks and Recreation Department, and the Tourism Division of the Economic Development Commission with a view toward combining those agencies.

Was read the first time and referred to the Committee on State and Federal Government.

Committee on Appropriations introduced:

HCR 3076: A concurrent resolution directing the Legislative Council to study motorboat license fees.

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

Reps. Peterson, Mertens introduced:

HCR 3077: A concurrent resolution directing the Legislative Council to study legislative employee compensation levels.

Was read the first time and referred to the Committee on State and Federal Government.

FIRST READING OF SENATE BILLS

SB 2085: A BILL for an Act relating to satellite video livestock auction markets.

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

SB 2098: A BILL for an Act to require motor vehicle liability insurance policies for private passenger automobiles to include property damage coverage for rented automobiles.

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

SB 2248: A BILL for an Act to amend and reenact sections 57-43.3-01, 57-43.3-02, 57-43.3-03, 57-43.3-05, 57-43.3-06, and 57-43.3-07 of the North Dakota Century Code, relating to aviation fuel; and to repeal section 57-43.3-04 of the North Dakota Century Code, relating to the imposition of a separate and additional tax.

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

SB 2360: A BILL for an Act to amend and reenact subsection 2 of section 4-35-21 and section 4-35-21.1 of the North Dakota Century Code, relating to reports of loss through pesticide application.

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

SB 2361: A BILL for an Act to establish a grant program for students enrolled in adult education and training programs.

Was read the first time and referred to the Committee on Education.

SB 2408: A BILL for an Act to amend and reenact subsection 30 of section 12.1-30-03 of the North Dakota Century Code, relating to businesses allowed to operate on Sundays.

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

SB 2417: A BILL for an Act to create and enact a new subsection to section 57-02-08 of the North Dakota Century Code, relating to a property tax exemption for early childhood service facilities licensed by the state; and to provide an effective date.

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

SB 2506: A BILL for an Act to amend and reenact subsection 15 of section 57-02-08 of the North Dakota Century Code, relating to the farm home exemption as applied to certain farmers who rent the farmland to another operator; and to provide an effective date.

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

SB 2507: A BILL for an Act to amend and reenact sections 11-10-11 and 11-16-02 of the North Dakota Century Code, relating to assistant state's attorneys.

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

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

ROY GILBREATH, Chief Clerk