

JOURNAL OF THE HOUSE

Fifty-third Legislative Assembly

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Bismarck, January 14, 1993

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

The prayer was offered by Deacon Robert Olson, St. Vincents Catholic Church, Crown Butte.

The roll was called and all members were present except Representatives Maragos, Martin, and Wentz.

A quorum was declared by the Speaker.

CORRECTION AND REVISION OF THE JOURNAL

MR. SPEAKER: Your Committee on Correction and Revision of the Journal (Rep. DeWitz, Chairman) has carefully reexamined the Journal of the Fifth Day and recommends that it be corrected as follows and when so corrected, recommends that it be approved:

Page 119, line 54, replace "Nicholas" with "Nichols"

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

MOTION

REP. TIMM MOVED that the House reconsider its action whereby the committee report was accepted and HB 1037 was placed on the Sixth order of business on the calendar, which motion prevailed.

MOTION

REP. TIMM MOVED that HB 1037 be rereferred to the Finance and Taxation Committee, which motion prevailed. Pursuant to Rep. Timm's motion, HB 1037 was rereferred.

HOUSE ENROSSING REPORT

The following bills were engrossed: HB 1023, HB 1038, HB 1078, HB 1216.

MESSAGE TO THE HOUSE FROM THE SENATE (CAROL SIEGERT, SECRETARY)

MR. SPEAKER: The Senate has passed and your favorable consideration is requested on: SB 2026, SB 2085, SB 2099, SB 2100, SB 2102, SB 2103, SB 2119, SB 2133, SB 2139, SB 2148, SB 2163.

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

MADAM PRESIDENT: The House has passed and your favorable consideration is requested on: HB 1031, HB 1039, HB 1041, HB 1047, HB 1049, HB 1068, HB 1077, HB 1118, HB 1125, HB 1176, HB 1221.

DELIVERY OF ENROLLED BILLS AND RESOLUTIONS

The following resolution was delivered to the Secretary of State for his filing at the hour of 3:43 p.m., January 13, 1993: HCR 3010.

SIXTH ORDER OF BUSINESS

HB 1035: REP. D. OLSEN (Government and Veterans Affairs Committee) MOVED that the amendments on HJ pages 144-145 be adopted and then be placed on the Eleventh order with DO PASS, which motion prevailed.

SIXTH ORDER OF BUSINESS

HB 1046: REP. DORSO (Industry, Business and Labor Committee) MOVED that the amendments on HJ pages 145-146 be adopted and then be placed on the Eleventh order with DO PASS, which motion prevailed.

SIXTH ORDER OF BUSINESS

HB 1127: REP. TIMM (Finance and Taxation Committee) MOVED that the amendments on HJ page 146 be adopted and then be placed on the Eleventh order with DO PASS, which motion prevailed.

SIXTH ORDER OF BUSINESS

HB 1200: REP. RYDELL (Human Services Committee) MOVED that the amendments on HJ page 147 be adopted and then be placed on the Eleventh order with DO PASS, which motion prevailed.

SECOND READING OF HOUSE BILL

HB 1023: A BILL for an Act to authorize the state to enter oil and gas tax revenue risk management contracts.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 45 YEAS, 50 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Berg, J.; Bodine; Brodshaug; Carlisle; Cleary; Coats; Dobrinski; Froseth; Gates; Gerntholz; Glassheim; Goffe; Gorder; Gulleston; Hanson; Hausauer; Henegar; Hokana; Huether; Johnson; Kaldor; Kerzman; Kilichowski; Kretschmar; Kroeber; Kunkel; Laughlin; Mutzenberger; Nelson; Ness; Nicholas; Nichols; Oban; Price; Pyle; Ring; St. Aubyn; Stenehjerm; Thorpe; Timm; Tollefson; Wald; Wardner; Wilkie

NAYS: Allmaras; Austin; Bateman; Belter; Bernstein; Boehm; Boucher; Brown; Byerly; Carlson, A.; Carlson, C.; Christopherson; Clayburgh; Dalrymple; DeWitz; Dorso; Drovda; Freier; Gorman; Grosz; Grumbo; Hagle; Holm; Howard; Jacobs; Keiser; Kelsch; Kempenich; Klein; Mahoney; Martinson; Monson; Olsen, D.; Olson, A.; Payne; Poolman; Porter; Rennerfeldt; Rydell; Schindler; Shide; Sitz; Skarphol; Soukup; Stenson; Svedjan; Sveen; Torgerson; Wanzek; Speaker R. Berg,

ABSENT AND NOT VOTING: Maragos; Martin; Wentz

Engrossed HB 1023 was declared lost.

THE HOUSE RECOGNIZED THE PRESENCE OF:

Former Representatives Alan Peterson and Lee Snyder.

SECOND READING OF HOUSE BILL

HB 1038: A BILL for an Act to require the North Dakota health task force to develop prospective all payers ratesetting or other health care financing systems that cover institutional and professional providers of health care and to develop mechanisms to provide health coverage for all North Dakotans; and to declare an emergency.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 94 YEAS, 0 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Allmaras; Austin; Bateman; Belter; Berg, J.; Bodine; Boehm; Boucher; Brodshaug; Brown; Byerly; Carlisle; Carlson, A.; Carlson, C.; Christopherson; Clayburgh; Cleary; Coats; Dalrymple; DeWitz; Dobrinski; Dorso; Drovda; Freier; Froseth; Gates; Gerntholz; Glassheim; Goffe; Gorder; Gorman; Grosz; Grumbo; Gulleston; Hagle; Hanson; Hausauer; Henegar; Hokana; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Kilichowski; Klein; Kretschmar; Kroeber; Kunkel; Laughlin; Mahoney; Martinson; Monson; Mutzenberger; Nelson; Ness; Nicholas; Nichols; Oban; Olsen, D.; Olson, A.; Payne; Poolman; Porter; Price; Pyle; Rennerfeldt; Ring; Rydell; Schindler;

Shide; Sitz; Skarphol; Soukup; St. Aubyn; Stenehjem; Stenson; Svedjan; Sveen; Thorpe; Timm; Tollefson; Torgerson; Wald; Wanzek; Wardner; Wilkie; Speaker R. Berg,

ABSENT AND NOT VOTING: Bernstein; Maragos; Martin; Wentz

Engrossed HB 1038 passed, the title was agreed to, and the emergency clause was declared carried.

MOTION

REP. FREIER MOVED that the House waive the reading of the title to HB 1078, which motion prevailed.

SECOND READING OF HOUSE BILL

HB 1078: A BILL for an Act to create and enact a new subdivision to subsection 3 of section 12.1-32-07 of the North Dakota Century Code, relating to conditions of probation; to amend and reenact subdivision e of subsection 3 of section 12.1-32-07, sections 12.1-32-08 and 29-07-01.1 of the North Dakota Century Code, relating to conditions of probation and reimbursement of indigent defense costs and expenses; to provide an effective date; and to provide an expiration date.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 94 YEAS, 1 NAY, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Allmaras; Austin; Bateman; Belter; Berg, J.; Bernstein; Bodine; Boehm; Boucher; Brodshaug; Brown; Byerly; Carlisle; Carlson, A.; Carlson, C.; Christopherson; Clayburgh; Cleary; Coats; Dalrymple; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Gates; Gerntholz; Glassheim; Goffe; Gorder; Gorman; Grosz; Grumbo; Gulleson; Hagle; Hanson; Hausauer; Henegar; Hokana; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Kilichowski; Klein; Kretschmar; Kroeber; Kunkel; Laughlin; Mahoney; Martinson; Monson; Mutzenberger; Nelson; Ness; Nicholas; Nichols; Oban; Olsen, D.; Olson, A.; Payne; Poolman; Porter; Price; Pyle; Rennerfeldt; Ring; Rydell; Schindler; Shide; Sitz; Skarphol; Soukup; St. Aubyn; Stenehjem; Stenson; Svedjan; Sveen; Timm; Tollefson; Torgerson; Wald; Wanzek; Wardner; Wilkie; Speaker R. Berg,

NAYS: Thorpe

ABSENT AND NOT VOTING: Maragos; Martin; Wentz

Engrossed HB 1078 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1034: A BILL for an Act to amend and reenact subsection 1 of section 57-15-17 of the North Dakota Century Code, relating to the use of school building funds for certain insurance premiums.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 94 YEAS, 0 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Allmaras; Austin; Bateman; Belter; Berg, J.; Bernstein; Bodine; Boehm; Boucher; Brodshaug; Brown; Byerly; Carlisle; Carlson, A.; Carlson, C.; Christopherson; Clayburgh; Cleary; Coats; Dalrymple; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Gates;

Gerntholz; Glassheim; Goffe; Gorder; Gorman; Grosz; Grumbo; Gulleon; Hagle; Hanson; Hausauer; Henegar; Hokana; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Kilichowski; Klein; Kretschmar; Kroeber; Kunkel; Laughlin; Mahoney; Martinson; Monson; Mutzenberger; Nelson; Ness; Nicholas; Nichols; Oban; Olsen, D.; Olson, A.; Payne; Poolman; Porter; Price; Pyle; Rennerfeldt; Ring; Rydell; Schindler; Shide; Sitz; Skarphol; Soukup; St. Aubyn; Stenehjem; Stenson; Svedjan; Sveen; Thorpe; Timm; Tollefson; Torgerson; Wald; Wanzek; Wardner; Wilkie; Speaker R. Berg,

ABSENT AND NOT VOTING: Holm; Maragos; Martin; Wentz

HB 1034 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1056: A BILL for an Act to amend and reenact sections 15-45-02 and 15-47-01 of the North Dakota Century Code, relating to the age of enrollment of kindergarten and first grade students.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 2 YEAS, 93 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Huether; Ring

NAYS: Aarsvold; Allmaras; Austin; Bateman; Belter; Berg, J.; Bernstein; Bodine; Boehm; Boucher; Brodshaug; Brown; Byerly; Carlisle; Carlson, A.; Carlson, C.; Christopherson; Clayburgh; Cleary; Coats; Dalrymple; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Gates; Gerntholz; Glassheim; Goffe; Gorder; Gorman; Grosz; Grumbo; Gulleon; Hagle; Hanson; Hausauer; Henegar; Hokana; Holm; Howard; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Kilichowski; Klein; Kretschmar; Kroeber; Kunkel; Laughlin; Mahoney; Martinson; Monson; Mutzenberger; Nelson; Ness; Nicholas; Nichols; Oban; Olsen, D.; Olson, A.; Payne; Poolman; Porter; Price; Pyle; Rennerfeldt; Rydell; Schindler; Shide; Sitz; Skarphol; Soukup; St. Aubyn; Stenehjem; Stenson; Svedjan; Sveen; Thorpe; Timm; Tollefson; Torgerson; Wald; Wanzek; Wardner; Wilkie; Speaker R. Berg,

ABSENT AND NOT VOTING: Maragos; Martin; Wentz

HB 1056 was declared lost.

SECOND READING OF HOUSE BILL

HB 1128: A BILL for an Act to amend and reenact subsection 6 of section 57-39.2-04 of the North Dakota Century Code, relating to the sales and use tax exemption of out-of-state political subdivisions.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 95 YEAS, 0 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Allmaras; Austin; Bateman; Belter; Berg, J.; Bernstein; Bodine; Boehm; Boucher; Brodshaug; Brown; Byerly; Carlisle; Carlson, A.; Carlson, C.; Christopherson; Clayburgh; Cleary; Coats; Dalrymple; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Gates; Gerntholz; Glassheim; Goffe; Gorder; Gorman; Grosz; Grumbo; Gulleon; Hagle; Hanson; Hausauer; Henegar; Hokana; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman;

Kilichowski; Klein; Kretschmar; Kroeber; Kunkel; Laughlin; Mahoney; Martinson; Monson; Mutzenberger; Nelson; Ness; Nicholas; Nichols; Oban; Olsen, D.; Olson, A.; Payne; Poolman; Porter; Price; Pyle; Rennerfeldt; Ring; Rydell; Schindler; Shide; Sitz; Skarphol; Soukup; St. Aubyn; Stenehjem; Stenson; Svedjan; Sveen; Thorpe; Timm; Tollefson; Torgerson; Wald; Wanzek; Wardner; Wilkie; Speaker R. Berg,

ABSENT AND NOT VOTING: Maragos; Martin; Wentz

HB 1128 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1152: A BILL for an Act to amend and reenact section 6-08-08.1 of the North Dakota Century Code, relating to the sale or purchase of a banking institution or association.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 94 YEAS, 0 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Allmaras; Austin; Bateman; Belter; Berg, J.; Bernstein; Bodine; Boehm; Boucher; Brodshaug; Brown; Byerly; Carlisle; Carlson, A.; Carlson, C.; Christopherson; Clayburgh; Cleary; Coats; Dalrymple; DeWitz; Dobrinski; Dorso; Drovda; Freier; Froseth; Gates; Gerntholz; Glassheim; Goffe; Gorder; Gorman; Grosz; Grumbo; Gullerson; Hagle; Hanson; Hausauer; Henegar; Hokana; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Kilichowski; Klein; Kretschmar; Kroeber; Kunkel; Laughlin; Mahoney; Martinson; Monson; Mutzenberger; Nelson; Ness; Nicholas; Nichols; Oban; Olsen, D.; Olson, A.; Payne; Poolman; Porter; Price; Pyle; Rennerfeldt; Ring; Schindler; Shide; Sitz; Skarphol; Soukup; St. Aubyn; Stenehjem; Stenson; Svedjan; Sveen; Thorpe; Timm; Tollefson; Torgerson; Wald; Wanzek; Wardner; Wilkie; Speaker R. Berg,

ABSENT AND NOT VOTING: Maragos; Martin; Rydell; Wentz

HB 1152 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1154: A BILL for an Act to amend and reenact section 6-03-53 of the North Dakota Century Code, relating to a banking association's report of borrowings.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 95 YEAS, 0 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Allmaras; Austin; Bateman; Belter; Berg, J.; Bernstein; Bodine; Boehm; Boucher; Brodshaug; Brown; Byerly; Carlisle; Carlson, A.; Carlson, C.; Christopherson; Clayburgh; Cleary; Coats; Dalrymple; DeWitz; Dobrinski; Dorso; Drovda; Freier; Froseth; Gates; Gerntholz; Glassheim; Goffe; Gorder; Gorman; Grosz; Grumbo; Gullerson; Hagle; Hanson; Hausauer; Henegar; Hokana; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Kilichowski; Klein; Kretschmar; Kroeber; Kunkel; Laughlin; Mahoney; Martinson; Monson; Mutzenberger; Nelson; Ness; Nicholas; Nichols; Oban; Olsen, D.; Olson, A.; Payne; Poolman; Porter; Price; Pyle; Rennerfeldt; Ring; Rydell; Schindler; Shide; Sitz; Skarphol; Soukup; St. Aubyn;

Stenehjøm; Stenson; Svedjan; Sveen; Thorpe; Timm; Tollefson; Torgerson; Wald; Wanzek; Wardner; Wilkie; Speaker R. Berg,

ABSENT AND NOT VOTING: Maragos; Martin; Wentz

HB 1154 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1159: A BILL for an Act to amend and reenact subdivision a of subsection 6 of section 15-27.2-04 and section 15-27.4-03 of the North Dakota Century Code, relating to a credit to owners of property in annexed or dissolved school districts for an unobligated cash balance in excess of ten thousand dollars not designated for indebtedness.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 95 YEAS, 0 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Allmaras; Austin; Bateman; Belter; Berg, J.; Bernstein; Bodine; Boehm; Boucher; Brodshaug; Brown; Byerly; Carlisle; Carlson, A.; Carlson, C.; Christopherson; Clayburgh; Cleary; Coats; Dalrymple; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Gates; Gerntholz; Glassheim; Goffe; Gorder; Gorman; Grosz; Grumbo; Gulleson; Hagle; Hanson; Hausauer; Henegar; Hokana; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Kilichowski; Klein; Kretschmar; Kroeber; Kunkel; Laughlin; Mahoney; Martinson; Monson; Mutzenberger; Nelson; Ness; Nicholas; Nichols; Oban; Olsen, D.; Olson, A.; Payne; Poolman; Porter; Price; Pyle; Rennerfeldt; Ring; Rydell; Schindler; Shide; Sitz; Skarphol; Soukup; St. Aubyn; Stenehjøm; Stenson; Svedjan; Sveen; Thorpe; Timm; Tollefson; Torgerson; Wald; Wanzek; Wardner; Wilkie; Speaker R. Berg,

ABSENT AND NOT VOTING: Maragos; Martin; Wentz

HB 1159 passed and the title was agreed to.

SECOND READING OF HOUSE RESOLUTION

HCR 3003: A concurrent resolution urging state agencies to work together to assist young at-risk children and their families.

The question being on the adoption of the resolution, which has been read, and has committee recommendation of DO PASS.

HCR 3003 was declared adopted on a voice vote.

SECOND READING OF HOUSE RESOLUTION

HCR 3006: A concurrent resolution directing the Legislative Council to study the implementation of an individualized education program process not otherwise mandated by law, for any student currently enrolled in school, at the request of a parent or upon the recommendation of a teacher.

The question being on the adoption of the resolution, which has been read, and has committee recommendation of DO NOT PASS.

HCR 3006 was declared lost on a voice vote.

SECOND READING OF HOUSE CONCURRENT RESOLUTION

HCR 3007: A concurrent resolution urging the State Board of Higher Education to ensure that teachers are adequately prepared for the challenges of educating our children.

The question being on the adoption of the resolution, which has been read, and has committee recommendation of DO NOT PASS.

HCR 3007 was declared lost on a voice vote.

MOTION

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

MOTION

REP. FREIER MOVED that the House be on the Fifth, Ninth, and Thirteenth orders of business and at the conclusion of those orders, the House stand adjourned until 12:30 p.m., Friday, January 15, 1993, which motion prevailed.

REPORT OF STANDING COMMITTEE

HB 1024: Transportation Committee (Rep. Belter, Chairman) recommends DO PASS (13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1024 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1059: Agriculture Committee (Rep. Nicholas, Chairman) recommends DO PASS (15 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1059 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1067: Political Subdivisions Committee (Rep. Soukup, Vice Chairman) recommends DO PASS (14 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1067 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1074: Government and Veterans Affairs Committee (Rep. D. Olsen, Chairman) recommends DO PASS (13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1074 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1076: Government and Veterans Affairs Committee (Rep. D. Olsen, Chairman) recommends DO PASS (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1076 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1093: Industry, Business and Labor Committee (Rep. Dorso, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (15 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1093 was placed on the Sixth order on the calendar.

Page 1, line 20, remove "a" and overstrike "room" and insert immediately thereafter "a commonly frequented area"

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1102: Natural Resources Committee (Rep. A. Olson, Chairman) recommends DO NOT PASS (12 YEAS, 3 NAYS, 0 ABSENT AND NOT VOTING). HB 1102 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1110: Agriculture Committee (Rep. Nicholas, Chairman) recommends DO PASS (15 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1110 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1130: Natural Resources Committee (Rep. A. Olson, Chairman) recommends DO PASS (15 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1130 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1149: Natural Resources Committee (Rep. A. Olson, Chairman) recommends DO NOT PASS (11 YEAS, 4 NAYS, 0 ABSENT AND NOT VOTING). HB 1149 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HCR 3004: Education Committee (Rep. Gates, Chairman) recommends DO PASS and BE PLACED ON THE CONSENT CALENDAR (15 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HCR 3004 was placed on the Tenth order on the calendar.

REPORT OF STANDING COMMITTEE

HCR 3005: Education Committee (Rep. Gates, Chairman) recommends DO PASS and BE PLACED ON THE CONSENT CALENDAR (15 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HCR 3005 was placed on the Tenth order on the calendar.

FIRST READING OF HOUSE BILLS

Reps. St. Aubyn, Dorso, Bodine and Sens. Dotzenrod, W. Stenehjem, Yockim introduced:

HB 1358: A BILL for an Act to amend and reenact section 48-05-11 of the North Dakota Century Code, relating to guaranteed energy savings contracts.

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

Reps. Kroeber, Rydell, Hanson and Sens. DeMers, Krauter introduced:

HB 1359: A BILL for an Act to amend and reenact sections 43-39-01, 43-39-04, 43-39-05, and subsection 1 of section 43-39-10 of the North Dakota Century Code, relating to regulation of athletic trainers.

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

Rep. Wardner introduced:

HB 1360: A BILL for an Act to amend and reenact sections 54-40.1-01, 54-40.1-02, 54-40.1-03, 54-40.1-04, 54-40.1-05, and 54-40.1-06 of the North Dakota Century Code, relating to regional councils.

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

Reps. Wardner, Henegar and Sen. DeMers introduced:

HB 1361: A BILL for an Act to create and enact a new subsection to section 4-22-02 and two new sections to chapter 4-22 of the North Dakota Century Code, relating to the definition of landowner and the prevention of soil erosion; and to provide a penalty.

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

Reps. Wardner, Kempenich, Timm and Sens. Bowman, Krauter, Goetz introduced:

HB 1362: A BILL for an Act to create and enact a new section to chapter 57-61 of the North Dakota Century Code, relating to a severance tax reduction for coal mined for shipment out of state and to provide for allocation of the remaining tax revenues.

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

Reps. Wald, C. Carlson, Dorso and Sens. Krebsbach, Bowman, Solberg introduced:

HB 1363: A BILL for an Act to amend and reenact subsections 1 and 3 of section 6-08-16 of the North Dakota Century Code, relating to postdated checks.

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

Reps. Howard, Boucher, Kaldor, A. Olson and Sen. Naaden introduced:

HB 1364: A BILL for an Act to amend and reenact sections 23-16-01 and 23-16-04 of the North Dakota Century Code, relating to licensure of medical hospitals.

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

Reps. Porter, DeWitz, Howard, Brown introduced:

HB 1365: A BILL for an Act to create and enact a new section to chapter 15-40.2 of the North Dakota Century Code, relating to education of nonresident pupils.

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

Reps. Porter, Stenehjem and Sen. Lindgren introduced:

HB 1366: A BILL for an Act to amend and reenact sections 6-09-15, 23-17.2-02, 23-17.2-03, 23-17.2-04, 23-17.2-05, 23-17.2-09, 23-17.2-11, and 23-17.2-13 of the North Dakota Century Code, relating to requiring the Bank of North Dakota to finance certain hospital projects, to changing the reviewing agency for the certificate of need program to the office of administrative hearings, and to establishing thresholds and exemptions to the certificate of need program.

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

Reps. Dorso, Hokana and Sens. Langley, Mutch introduced:

HB 1367: A BILL for an Act to create and enact a new section to chapter 65-04 of the North Dakota Century Code, relating to a workers' compensation premium for a safety program.

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

Reps. Bateman, Rydell, Svedjan and Sens. Mathern, Schoenwald, B. Stenehjem introduced:

HB 1368: A BILL for an Act to amend and reenact section 65-04-20 of the North Dakota Century Code, relating to the installment payment of workers' compensation premiums by employers.

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

FIRST READING OF HOUSE CONCURRENT RESOLUTION

Reps. Wald, Gates, Price and Sens. Freborg, Nalewaja, W. Stenehjem introduced:

HCR 3017: A concurrent resolution for the amendment of sections 12 and 13 of article V of the Constitution of North Dakota, relating to the removal of the requirement that the Superintendent of Public Instruction be chosen by the qualified electors of the state; and to provide an effective date.

Was read the first time and referred to the **Joint Constitutional Revision Committee**.

FIRST READING OF SENATE BILLS

SB 2094: A BILL for an Act to amend and reenact sections 11-23-02, 40-40-04, 40-40-05, 40-40-06, 40-40-08, and 40-40-09 of the North Dakota Century Code, relating to preparing the budget of a municipality or a county.

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

SB 2104: A BILL for an Act to amend and reenact sections 47-30.1-03.1, 47-30.1-10, and subsection 1 of section 47-30.1-19 of the North Dakota Century Code, relating to abandoned property.

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

SB 2112: A BILL for an Act to amend and reenact sections 39-05-28 and 39-21-51 of the North Dakota Century Code, relating to removal of engine, serial, or identification numbers from motor vehicles and selling or offering for sale vehicles with altered odometers.

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

SB 2118: A BILL for an Act to amend and reenact section 54-46-13 of the North Dakota Century Code, relating to state and county social service records.

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

SB 2121: A BILL for an Act to amend and reenact section 39-29-09 of the North Dakota Century Code, relating to operation of all-terrain vehicles.

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

SB 2122: A BILL for an Act to amend and reenact section 39-29-12 of the North Dakota Century Code, relating to penalties for failure to register an all-terrain vehicle.

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

SB 2123: A BILL for an Act to amend and reenact section 39-24-11 of the North Dakota Century Code, relating to penalties for nonregistration of snowmobiles.

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

SB 2134: A BILL for an Act to create and enact a new subdivision to subsection 1 of section 39-09-02 of the North Dakota Century Code, relating to speed limits in construction zones.

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

SB 2136: A BILL for an Act to amend and reenact section 39-08-10, subsections 1, 2, and 3 of section 39-08-13, and subsection 1 of section 39-20-05 of the North Dakota Century Code, relating to reporting of motor vehicle accidents and implied consent administrative hearings.

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

SB 2147: A BILL for an Act to provide for confidentiality of selected information regarding department of corrections and rehabilitation employees.

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

SB 2160: A BILL for an Act to amend and reenact section 23-29-06.4 of the North Dakota Century Code, relating to the statewide coordinating committee.

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

SB 2166: A BILL for an Act to amend and reenact section 21-03-45 of the North Dakota Century Code, relating to the transfer of surplus funds from a political subdivision's sinking fund to its general fund.

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

SB 2169: A BILL for an Act to amend and reenact sections 61-02-76 and 61-03-22 of the North Dakota Century Code, relating to appeals of decisions of the water commission and state engineer.

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

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

ROY GILBREATH, Chief Clerk