

JOURNAL OF THE HOUSE

Fifty-third Legislative Assembly

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Bismarck, January 28, 1993

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

The prayer was offered by Mr. Rob Nelson, Pastoral Assistant, Roseglen and Makoti Lutheran Churches, Minot.

The roll was called and all members were present except Representatives Bateman, Belter, and Sveen.

A quorum was declared by the Speaker.

HOUSE ENROSSING AND ENROLLING REPORT

The following bills were engrossed: HB 1023, HB 1065, HB 1214, HB 1297.

MOTION

REP. TIMM MOVED that HB 1214, which is on the Eleventh order, be rereferred to the **Finance and Taxation Committee**, which motion prevailed. Pursuant to Rep. Timm's motion, HB 1214 was rereferred.

SIXTH ORDER OF BUSINESS

REP. FREIER MOVED that the rules be suspended and that the House consider all the amendments on the Sixth order of business in one motion, with the exception of HB 1019, which motion prevailed.

REP. FREIER MOVED that the rules be suspended and that the amendments on the Sixth order of business to HB 1027, HB 1083, HB 1116, HB 1237, HB 1252, and HB 1448 be adopted, which motion prevailed.

HB 1027, HB 1083, HB 1116, HB 1237, HB 1252, and HB 1448, as amended, were placed on the Eleventh order of business on the calendar for the succeeding legislative day.

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 1009, HB 1045, HB 1066, HB 1158, HB 1230, HB 1238, HB 1300, HB 1301, HB 1345, HB 1353.

MOTION

REP. FREIER MOVED that the rules be suspended and that HB 1019, HB 1027, HB 1083, HB 1116, HB 1237, HB 1252, and HB 1448 be deemed properly engrossed and be placed on the Eleventh order, as amended, for second reading and final passage, which motion prevailed.

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

MR. SPEAKER: The Senate has passed and your favorable consideration is requested on: SB 2067, SB 2174, SB 2187.

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

MR. SPEAKER: The Senate does not concur in the House amendments to SCR 4019 and the President has appointed as a conference committee to act with a like committee from the House on:

SCR 4019: Sens. Kelsh; Tomac; Mutch

SIXTH ORDER OF BUSINESS

HB 1019: REP. DALRYMPLE (Appropriations Committee) MOVED that the amendments

on HJ pages 311-313 be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed.

SECOND READING OF HOUSE BILL

HB 1019: A BILL for an Act making an appropriation for defraying the expenses of various state departments and institutions; 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 96 YEAS, 1 NAY, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Allmaras; Austin; 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; Gulleson; Hagle; Hanson; Hausauer; Henegar; Hokana; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Kilichowski; Klein; Kretschmar; Kroeber; Kunkel; Laughlin; Mahoney; Maragos; Martin; 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; Wentz; Wilkie; Speaker R. Berg,

NAYS: Aarsvold

ABSENT AND NOT VOTING: Bateman

Engrossed HB 1019 passed, the title was agreed to, and the emergency clause was declared carried.

SECOND READING OF HOUSE BILL

HB 1027: A BILL for an Act to provide for accessibility standards for buildings and facilities subject to the federal Americans with Disabilities Act of 1990; to amend and reenact section 23-13-04, subsection 9 of section 39-01-15, and section 48-02-19 of the North Dakota Century Code, relating to doors and parking spaces and compliance with Americans with Disabilities Act guidelines; and to repeal sections 23-13-12, 23-13-13, and 40-31-01.1 of the North Dakota Century Code, relating to toilet stalls, toilet rooms, and ramped curbing.

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

YEAS: Aarsvold; Allmaras; Austin; 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; Gulleson; Hagle; Hanson; Hausauer; Henegar; Hokana; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Kilichowski; Klein; Kretschmar; Kroeber; Kunkel; Laughlin; Mahoney; Maragos; Martin; 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; Wentz; Wilkie; Speaker R. Berg,

ABSENT AND NOT VOTING: Bateman; Rydell

Engrossed HB 1027 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1083: A BILL for an Act to create and enact a new subsection to section 20.1-03-04 of the North Dakota Century Code, relating to times when residents may fish without a license; and to amend and reenact section 20.1-03-08 of the North Dakota Century Code, relating to times when nonresidents may fish without a license.

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 96 YEAS, 1 NAY, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Allmaras; Austin; 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; Guleson; Hagle; Hanson; Hausauer; Henegar; Hokana; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Kilichowski; Kretschmar; Kroeber; Kunkel; Laughlin; Mahoney; Maragos; Martin; 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; Wentz; Wilkie; Speaker R. Berg,

NAYS: Klein

ABSENT AND NOT VOTING: Bateman

Engrossed HB 1083 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1116: A BILL for an Act to create and enact a new subsection to section 23-25-03 of the North Dakota Century Code, relating to air pollution prevention rules; and to amend and reenact subsection 7 of section 23-25-01 and section 23-25-03.1 of the North Dakota Century Code, relating to asbestos workers and licensing of asbestos contractors and certification of asbestos workers.

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

YEAS: Aarsvold; Allmaras; Austin; 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; Guleson; Hagle; Hanson; Hausauer; Henegar; Hokana; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Kilichowski; Klein; Kretschmar; Kroeber; Kunkel; Laughlin; Mahoney; Maragos; Martin; 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; Wentz; Wilkie; Speaker R. Berg,

ABSENT AND NOT VOTING: Bateman

Engrossed HB 1116 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1237: A BILL for an Act to create and enact a new section to chapter 12.1-17 and a new section to chapter 14-07.1 of the North Dakota Century Code, relating to the crime of stalking and to notification of the crime of stalking when a protection order is issued; 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 97 YEAS, 0 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Allmaras; Austin; 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; Maragos; Martin; 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; Wentz; Wilkie; Speaker R. Berg,

ABSENT AND NOT VOTING: Bateman

Engrossed HB 1237 passed, the title was agreed to, and the emergency clause was declared carried.

SECOND READING OF HOUSE BILL

HB 1252: A BILL for an Act to amend and reenact subsections 35 and 36 of section 57-02-08 of the North Dakota Century Code, relating to the authority of political subdivisions to grant property tax exemptions for new single-family residential property and condominiums and townhouses; and to provide an effective date.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 32 YEAS, 65 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Allmaras; Berg, J.; Bodine; Boucher; Brodshaug; Coats; Dobrinski; Gates; Glassheim; Grumbo; Gulleson; Hanson; Hokana; Huether; Kaldor; Kerzman; Kilichowski; Kroeber; Laughlin; Mahoney; Maragos; Nelson; Ness; Nichols; Pyle; Ring; Sitz; Stenson; Thorpe; Wentz; Wilkie

NAYS: Austin; Belter; Bernstein; Boehm; Brown; Byerly; Carlisle; Carlson, A.; Carlson, C.; Christopherson; Clayburgh; Cleary; Dalrymple; DeWitz; Dorso; Drovdal; Freier; Froseth; Gerntholz; Goffe; Gorder; Gorman; Grosz; Hagle; Hausauer; Henegar; Holm; Howard; Jacobs; Johnson; Keiser; Kelsch; Kempenich; Klein; Kretschmar; Kunkel; Martin; Martinson; Monson; Mutzenberger; Nicholas; Oban; Olsen, D.; Olson, A.;

Payne; Poolman; Porter; Price; Rennerfeldt; Rydell; Schindler; Shide; Skarphol; Soukup; St. Aubyn; Stenehjem; Svedjan; Sveen; Timm; Tollefson; Torgerson; Wald; Wanzek; Wardner; Speaker R. Berg,

ABSENT AND NOT VOTING: Bateman

Engrossed HB 1252 was declared lost.

SECOND READING OF HOUSE BILL

HB 1448: A BILL for an Act to amend and reenact sections 65-01-14, 65-02-08, 65-02-17, 65-05-35, and subsection 6 of section 65-05.1-04 of the North Dakota Century Code, relating to procedural time limits applicable to the workers compensation bureau.

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 37 YEAS, 60 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Allmaras; Berg, J.; Bodine; Boucher; Brodshaug; Carlson, C.; Cleary; Coats; Dobrinski; Glassheim; Goffe; Gorder; Grumbo; Gulleson; Hanson; Hokana; Huether; Kerzman; Kilichowski; Kretschmar; Kroeber; Laughlin; Mahoney; Mutzenberger; Nelson; Ness; Nichols; Oban; Pyle; Ring; Sitz; Stenson; Thorpe; Wentz; Wilkie

NAYS: Austin; Belter; Bernstein; Boehm; Brown; Byerly; Carlisle; Carlson, A.; Christopherson; Clayburgh; Dalrymple; DeWitz; Dorso; Drovdal; Freier; Froseth; Gates; Gerntholz; Gorman; Grosz; Hagle; Hausauer; Henegar; Holm; Howard; Jacobs; Johnson; Keiser; Kelsch; Kempenich; Klein; Kunkel; Maragos; Martin; Martinson; Monson; Nicholas; Olsen, D.; Olson, A.; Payne; Poolman; Porter; Price; Rennerfeldt; Rydell; Schindler; Shide; Skarphol; Soukup; St. Aubyn; Stenehjem; Svedjan; Sveen; Timm; Tollefson; Torgerson; Wald; Wanzek; Wardner; Speaker R. Berg,

ABSENT AND NOT VOTING: Bateman

Engrossed HB 1448 was declared lost.

SECOND READING OF HOUSE BILL

HB 1023: A BILL for an Act to authorize the state to purchase oil put options; to provide an appropriation; 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 58 YEAS, 37 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Allmaras; Austin; Berg, J.; Bodine; Boucher; Brodshaug; Carlisle; Cleary; Coats; Dobrinski; Gates; Gerntholz; Glassheim; Goffe; Grumbo; Gulleson; Hagle; Hanson; Hausauer; Hokana; Holm; Huether; Johnson; Kaldor; Kerzman; Kilichowski; Klein; Kretschmar; Kroeber; Kunkel; Laughlin; Mahoney; Maragos; Monson; Mutzenberger; Nelson; Ness; Nicholas; Nichols; Oban; Olson, A.; Poolman; Price; Pyle; Ring; Rydell; Sitz; St. Aubyn; Stenehjem; Stenson; Sveen; Thorpe; Timm; Wanzek; Wardner; Wentz; Wilkie

NAYS: Belter; Bernstein; Boehm; Brown; Byerly; Carlson, A.; Carlson, C.; Christopherson; Dalrymple; DeWitz; Dorso; Drovdal; Freier; Froseth; Gorder; Gorman; Grosz; Henegar; Howard; Jacobs; Keiser; Kelsch;

Kempenich; Martin; Martinson; Olsen, D.; Payne; Porter; Rennerfeldt; Schindler; Shide; Skarphol; Soukup; Svedjan; Tollefson; Torgerson; Speaker R. Berg,

ABSENT AND NOT VOTING: Bateman; Clayburgh; Wald

Engrossed HB 1023 passed and the title was agreed to.

REQUEST

REP. TIMM REQUESTED a ruling by the Speaker regarding the disposition of Reengrossed HB 1023.

RULING BY THE SPEAKER

SPEAKER R. BERG RULED that the House could reconsider its action whereby Reengrossed HB 1023 passed with the intention of rereferring Reengrossed HB 1023 to the Appropriations Committee.

MOTION

REP. TIMM MOVED that the House reconsider its action whereby Reengrossed HB 1023 passed, which motion lost on a verification vote.

SECOND READING OF HOUSE BILL

HB 1065: A BILL for an Act making an appropriation for defraying the expenses of various agricultural boards, councils, and commissions.

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

YEAS: Aarsvold; Allmaras; Austin; 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; Maragos; Martin; 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; Wentz; Wilkie; Speaker R. Berg,

ABSENT AND NOT VOTING: Bateman

Engrossed HB 1065 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1297: A BILL for an Act to amend and reenact sections 36-01-00.1, 36-01-08, 36-01-12, 36-01-13, 36-01-14, 36-01-17, and 36-01-19 of the North Dakota Century Code, relating to nontraditional livestock.

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

YEAS: Aarsvold; Allmaras; Austin; 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; 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; Maragos; Martin; Martinson; Monson; Mutzenberger; Nelson; Ness; Nicholas; Nichols; Oban; Olson, 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; Wanzenk; Wardner; Wentz; Wilkie; Speaker R. Berg,

ABSENT AND NOT VOTING: Bateman

Engrossed HB 1297 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1022: A BILL for an Act providing for an appropriation to be used to defray costs for state employee job skills enhancement and career development.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 5 YEAS, 92 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Bodine; Brodshaug; Goffe; Huether

NAYS: Allmaras; Austin; Belter; Berg, J.; Bernstein; Boehm; Boucher; Brown; Byerly; Carlisle; Carlson, A.; Carlson, C.; Christopherson; Clayburgh; Cleary; Coats; Dalrymple; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Gates; Gerntholz; Glassheim; Gorder; Gorman; Grosz; Grumbo; Gulleson; Hagle; Hanson; Hausauer; Henegar; Hokana; Holm; Howard; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Kilichowski; Klein; Kretschmar; Kroeber; Kunkel; Laughlin; Mahoney; Maragos; Martin; Martinson; Monson; Mutzenberger; Nelson; Ness; Nicholas; Nichols; Oban; Olson, 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; Wanzenk; Wardner; Wentz; Wilkie; Speaker R. Berg,

ABSENT AND NOT VOTING: Bateman

HB 1022 was declared lost.

SECOND READING OF HOUSE BILL

HB 1139: A BILL for an Act to amend and reenact section 65-05.1-06.2 of the North Dakota Century Code, relating to workers' compensation rehabilitation services bids.

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

YEAS: Aarsvold; Allmaras; Austin; 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; Maragos; Martin; 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; Wentz; Wilkie; Speaker R. Berg,

ABSENT AND NOT VOTING: Bateman; Wardner

HB 1139 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1164: A BILL for an Act to amend and reenact section 65-05-05 of the North Dakota Century Code, relating to workers' compensation payments to insured employees injured in the course of employment and to their dependents; and to provide an effective date.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 71 YEAS, 26 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Austin; Belter; Bernstein; Boehm; Brodshaug; Brown; Byerly; Carlisle; Carlson, A.; Christopherson; Clayburgh; Dalrymple; DeWitz; Dobrinski; Dorso; Drowdal; Freier; Froseth; Gates; Gerntholz; Goffe; Gorder; Gorman; Grosz; Hagle; Hausauer; Henegar; Hokana; Holm; Howard; Huether; Jacobs; Johnson; Keiser; Kelsch; Kempenich; Klein; Kretschmar; Kroeber; Kunkel; Maragos; Martin; Martinson; Monson; Nicholas; Nichols; Olsen, D.; Olson, A.; Payne; Poolman; Porter; Price; Rennerfeldt; Rydell; Schindler; Shide; Skarphol; Soukup; St. Aubyn; Stenehjem; Svedjan; Sveen; Timm; Tollefson; Torgerson; Wald; Wanzek; Wardner; Wentz; Wilkie; Speaker R. Berg,

NAYS: Aarsvold; Allmaras; Berg, J.; Bodine; Boucher; Carlson, C.; Cleary; Coats; Glassheim; Grumbo; Gulleason; Hanson; Kaldor; Kerzman; Kilichowski; Laughlin; Mahoney; Mutzenberger; Nelson; Ness; Oban; Pyle; Ring; Sitz; Stenson; Thorpe

ABSENT AND NOT VOTING: Bateman

HB 1164 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1192: A BILL for an Act to amend and reenact sections 15-27.3-20 and 15-34.2-06.1 of the North Dakota Century Code, relating to charging for schoolbus transportation by reorganized school districts and the powers of school boards in reorganized school districts; and to repeal section 15-27.3-10 of the North Dakota Century Code, relating to a requirement for the provision of transportation by reorganized school districts.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 29 YEAS, 68 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Bernstein; Carlisle; Christopherson; Clayburgh; Dalrymple; Dorso; Gates; Glassheim; Gorman; Hausauer; Henegar; Holm; Mahoney; Martinson; Mutzenberger; Nelson; Oban; Payne; Porter; Price; Rennerfeldt; Rydell; Soukup; St. Aubyn; Svedjan; Thorpe; Timm; Wald; Speaker R. Berg,

NAYS: Aarsvold; Allmaras; Austin; Belter; Berg, J.; Bodine; Boehm; Boucher; Brodshaug; Brown; Byerly; Carlson, A.; Carlson, C.; Cleary; Coats; DeWitz; Dobrinski; Drovdal; Freier; Froseth; Gerntholz; Goffe; Gorder; Grosz; Grumbo; Gulleston; Hagle; Hanson; Hokana; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Kilichowski; Klein; Kretschmar; Kroeber; Kunkel; Laughlin; Maragos; Martin; Monson; Ness; Nicholas; Nichols; Olsen, D.; Olson, A.; Poolman; Pyle; Ring; Schindler; Shide; Sitz; Skarphol; Stenehjem; Stenson; Sveen; Tollefson; Torgerson; Wanzek; Wardner; Wentz; Wilkie

ABSENT AND NOT VOTING: Bateman

HB 1192 was declared lost.

MOTION

REP. MARTINSON MOVED that HB 1316 be placed at the top of the calendar, which motion prevailed.

SECOND READING OF HOUSE BILL

HB 1316: A BILL for an Act to amend and reenact section 15-27.1-11, subsection 2 of section 15-27.3-01, and section 15-27.3-10 of the North Dakota Century Code, relating to the provision of transportation services by reorganized school districts.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 36 YEAS, 61 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Berg, J.; Carlisle; Carlson, C.; Christopherson; Clayburgh; Cleary; Dalrymple; Drovdal; Gates; Glassheim; Gorman; Hausauer; Henegar; Holm; Kaldor; Keiser; Kunkel; Maragos; Martinson; Mutzenberger; Nelson; Oban; Payne; Porter; Price; Rennerfeldt; Ring; Rydell; Soukup; St. Aubyn; Svedjan; Thorpe; Timm; Wardner; Wentz; Speaker R. Berg,

NAYS: Aarsvold; Allmaras; Austin; Belter; Bernstein; Bodine; Boehm; Boucher; Brodshaug; Brown; Byerly; Carlson, A.; Coats; DeWitz; Dobrinski; Dorso; Freier; Froseth; Gerntholz; Goffe; Gorder; Grosz; Grumbo; Gulleston; Hagle; Hanson; Hokana; Howard; Huether; Jacobs; Johnson; Kelsch; Kempenich; Kerzman; Kilichowski; Klein; Kretschmar; Kroeber; Laughlin; Mahoney; Martin; Monson; Ness; Nicholas; Nichols; Olsen, D.; Olson, A.; Poolman; Pyle; Schindler; Shide; Sitz; Skarphol; Stenehjem; Stenson; Sveen; Tollefson; Torgerson; Wald; Wanzek; Wilkie

ABSENT AND NOT VOTING: Bateman

HB 1316 was declared lost.

SECOND READING OF HOUSE BILL

HB 1261: A BILL for an Act to require a study of the feasibility of requiring state agencies to provide child care services for their employees' children.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 13 YEAS, 83 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Berg, J.; Boucher; Coats; Glassheim; Gulleston; Hanson; Hokana; Kaldor; Nelson; Ness; Oban; Ring

NAYS: Allmaras; Austin; Belter; Bernstein; Bodine; Boehm; Brodshaug; Brown; Byerly; Carlisle; Carlson, A.; Carlson, C.; Christopherson; Clayburgh; Cleary; Dalrymple; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Gates; Gerntholz; Goffe; Gorder; Gorman; Grosz; Grumbo; Hagle; Hausauer; Henegar; Holm; Howard; Huether; Jacobs; Johnson; Keiser; Kelsch; Kempenich; Kerzman; Kilichowski; Klein; Kretschmar; Kroeber; Kunkel; Laughlin; Maragos; Martin; Monson; Mutzenberger; Nicholas; Nichols; 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; Wentz; Wilkie; Speaker R. Berg,

ABSENT AND NOT VOTING: Bateman; Mahoney

HB 1261 was declared lost.

SECOND READING OF HOUSE BILL

HB 1317: A BILL for an Act to amend and reenact section 15-40.1-18 of the North Dakota Century Code, relating to a limitation on state aid for transportation for school districts.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 39 YEAS, 58 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Austin; Berg, J.; Bernstein; Byerly; Carlisle; Carlson, A.; Carlson, C.; Christopherson; Clayburgh; Cleary; Coats; Dorso; Gates; Gorman; Hausauer; Henegar; Holm; Keiser; Klein; Maragos; Martinson; Mutzenberger; Nelson; Oban; Payne; Porter; Price; Pyle; Rennerfeldt; Ring; Rydell; Soukup; St. Aubyn; Svedjan; Thorpe; Timm; Tollefson; Wentz; Speaker R. Berg,

NAYS: Aarsvold; Allmaras; Belter; Bodine; Boehm; Boucher; Brodshaug; Brown; Dalrymple; DeWitz; Dobrinski; Drovdal; Freier; Froseth; Gerntholz; Glassheim; Goffe; Gorder; Grosz; Grumbo; Gulleson; Hagle; Hanson; Hokana; Howard; Huether; Jacobs; Johnson; Kaldor; Kelsch; Kempenich; Kerzman; Kilichowski; Kretschmar; Kroeber; Kunkel; Laughlin; Mahoney; Martin; Monson; Ness; Nicholas; Nichols; Olsen, D.; Olson, A.; Poolman; Schindler; Shide; Sitz; Skarphol; Stenehjem; Stenson; Sveen; Torgerson; Wald; Wanzek; Wardner; Wilkie

ABSENT AND NOT VOTING: Bateman

HB 1317 was declared lost.

SECOND READING OF HOUSE BILL

HB 1339: A BILL for an Act relating to a health care provider loan repayment program; and to provide an appropriation.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 29 YEAS, 68 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Allmaras; Berg, J.; Bodine; Boucher; Brodshaug; Carlson, C.; Cleary; Coats; Glassheim; Grumbo; Gulleson; Hagle; Hokana; Huether; Kaldor; Kerzman; Kilichowski; Kroeber; Laughlin; Mahoney; Mutzenberger; Nelson; Ness; Nichols; Pyle; Rydell; Svedjan; Wilkie

NAYS: Austin; Belter; Bernstein; Boehm; Brown; Byerly; Carlisle; Carlson, A.; Christopherson; Clayburgh; Dalrymple; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Gates; Gerntholz; Goffe; Gorder; Gorman; Grosz; Hanson; Hausauer; Henegar; Holm; Howard; Jacobs; Johnson; Keiser; Kelsch; Kempenich; Klein; Kretschmar; Kunkel; Maragos; Martin; Martinson; Monson; Nicholas; Oban; Olsen, D.; Olson, A.; Payne; Poolman; Porter; Price; Rennerfeldt; Ring; Schindler; Shide; Sitz; Skarphol; Soukup; St. Aubyn; Stenehjem; Stenson; Sveen; Thorpe; Timm; Tollefson; Torgerson; Wald; Wanzek; Wardner; Wentz; Speaker R. Berg,

ABSENT AND NOT VOTING: Bateman

HB 1339 was declared lost.

SECOND READING OF HOUSE BILL

HB 1341: A BILL for an Act relating to funding for maternal and child health programs.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 39 YEAS, 57 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Allmaras; Berg, J.; Bodine; Boucher; Brodshaug; Brown; Cleary; Coats; Glassheim; Goffe; Grumbo; Gulleson; Hagle; Hanson; Hokana; Kaldor; Keiser; Kerzman; Kilichowski; Kretschmar; Kroeber; Laughlin; Mahoney; Martin; Mutzenberger; Nelson; Ness; Nichols; Oban; Pyle; Ring; Rydell; Sitz; Stenson; Svedjan; Sveen; Thorpe; Wentz

NAYS: Austin; Belter; Bernstein; Boehm; Byerly; Carlisle; Carlson, A.; Carlson, C.; Christopherson; Clayburgh; Dalrymple; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Gates; Gerntholz; Gorder; Gorman; Grosz; Hausauer; Henegar; Howard; Huether; Jacobs; Johnson; Kelsch; Kempenich; Klein; Kunkel; Maragos; Martinson; Monson; Nicholas; Olsen, D.; Olson, A.; Payne; Poolman; Porter; Price; Rennerfeldt; Schindler; Shide; Skarphol; Soukup; St. Aubyn; Stenehjem; Timm; Tollefson; Torgerson; Wald; Wanzek; Wardner; Wilkie; Speaker R. Berg,

ABSENT AND NOT VOTING: Bateman; Holm

HB 1341 was declared lost.

SECOND READING OF HOUSE BILL

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.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 0 YEAS, 96 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

NAYS: Aarsvold; Allmaras; Austin; 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; 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; Maragos; Martin; 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; Wentz; Wilkie; Speaker R. Berg,

ABSENT AND NOT VOTING: Bateman; Gates

HB 1368 was declared lost.

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 12:15 p.m., Friday, January 29, 1993, which motion prevailed.

REPORT OF STANDING COMMITTEE

HB 1021: Human Services Committee (Rep. Rydell, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO NOT PASS (13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1021 was placed on the Sixth order on the calendar.

Page 16, line 1, after "minor" insert "natural or adopted"

Page 16, line 4, after "line" insert ", unless a prior court order exists that has established otherwise", replace "This" with "A", and after "presumption" insert "under this section"

Page 16, line 5, after "rebutted" insert "in an appropriate proceeding before the court only" and remove ", but applies in cases where"

Page 16, remove line 6

Page 16, line 7, remove "accurately determine the amount of that income"

Re-number accordingly

REPORT OF STANDING COMMITTEE

HB 1088: Political Subdivisions Committee (Rep. Martin, Chairman) recommends DO NOT PASS (15 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1088 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1111: Judiciary Committee (Rep. Kretschmar, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (11 YEAS, 0 NAYS, 3 ABSENT AND NOT VOTING). HB 1111 was placed on the Sixth order on the calendar.

Page 37, line 19, after "decendent's" insert "minor", after "of" insert ", whom", remove the overstrike over "the decendent", and after "decendent" insert "was obligated to support and children who were in fact being supported by the decendent,"

Page 37, line 23, after "or" insert "such"

Re-number accordingly

REPORT OF STANDING COMMITTEE

HB 1225: Human Services Committee (Rep. Rydell, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (12 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). HB 1225 was placed on the Sixth order on the calendar.

Page 1, line 1, after "Act" insert "to create and enact a new section to chapter 12.1-31 of the North Dakota Century Code,"

Page 1, line 4, replace "Definitions. In this Act" with "A new section to chapter 12.1-31 of the North Dakota Century Code is created and enacted as follows:

Endangering an elderly adult - Penalty.

1. In this section"

Page 1, line 6, replace "1" with "a"

Page 1, line 10, replace "2" with "b"

Page 1, line 15, replace "SECTION 2. Care of an elderly adult - Penalty." with "2."

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1244: Political Subdivisions Committee (Rep. Martin, Chairman) recommends **DO PASS** (15 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1244 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1254: Judiciary Committee (Rep. Kretschmar, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (12 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). HB 1254 was placed on the Sixth order on the calendar.

Page 2, line 13, replace "shall" with "may"

Page 2, line 16, replace "paid to the city and are not subject to division" with "shared between the city and county in accordance with the contract."

Page 2, remove line 17

Page 3, line 15, replace "shall" with "may"

Page 3, line 18, replace "paid to the city and are not subject to division" with "shared among the city, county, and state in accordance with the contract."

Page 3, remove line 19

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1283: Agriculture Committee (Rep. Nicholas, Chairman) recommends **DO PASS** (14 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1283 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1286: Judiciary Committee (Rep. Kretschmar, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (12 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). HB 1286 was placed on the Sixth order on the calendar.

Page 1, line 1, remove "section 27-05-27 and"

Page 1, remove lines 5 through 12

Page 2, line 2, remove the overstrike over "~~Any proceeding to modify an order for alimony, property~~"

Page 2, remove the overstrike over lines 3 through 6

Page 2, line 7, remove the overstrike over "~~action does not bar a demand for a change of judge.~~" and insert immediately thereafter "A party may only exercise a postjudgment demand for change of judge in a proceeding to modify an order under this subsection once."

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1313: Human Services Committee (Rep. Rydell, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS and BE REFERRED to the Appropriations Committee (13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1313 was placed on the Sixth order on the calendar.

Page 2, line 11, after "communities" insert ", including North Dakota Indian reservations"

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1344: Human Services Committee (Rep. Rydell, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (12 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). HB 1344 was placed on the Sixth order on the calendar.

Page 1, line 2, remove "refill"

Page 1, line 7, overstrike "refill"

Page 1, line 8, overstrike "reorder for" and insert immediately thereafter "transmission of"

Page 1, line 10, after "to" insert "orally"

Page 1, line 11, overstrike "oral refill" and after the second "the" insert "oral"

Page 1, line 12, overstrike "oral refill"

Page 1, line 14, overstrike "oral refill" and insert immediately thereafter "orally transmitted" and overstrike "An"

Page 1, overstrike line 15

Page 1, line 16, overstrike "a pharmacy may not be dispensed. The" and overstrike "board of"

Page 1, line 17, remove "nursing", overstrike "shall notify the board of pharmacy", and overstrike "in writing,"

Page 1, overstrike lines 18 through 20

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1372: Appropriations Committee (Rep. Dalrymple, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO NOT PASS (13 YEAS, 7 NAYS, 2 ABSENT AND NOT VOTING). HB 1372 was placed on the Sixth order on the calendar.

Page 1, line 8, remove "performance standards"

Page 1, line 9, remove "and assessments, participatory school decisionmaking,"

Page 1, line 10, remove the comma

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

DEPARTMENT 201 - DEPARTMENT OF PUBLIC INSTRUCTION

HOUSE - This amendment removes performance standards and assessments and participatory school decisionmaking from the list of professional development programs to be provided to educators by the Superintendent of Public Instruction.

REPORT OF STANDING COMMITTEE

HB 1402: Judiciary Committee (Rep. Kretschmar, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO NOT PASS (12 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). HB 1402 was placed on the Sixth order on the calendar.

Page 1, line 1, after "A BILL" replace the remainder of the bill with "for an Act to amend and reenact subsection 1 of section 14-08.1-05 of the North Dakota Century Code, relating to retroactive modification of child support orders.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. AMENDMENT. Subsection 1 of section 14-08.1-05 of the North Dakota Century Code is amended and reenacted as follows:

- 1. Any order directing any payment or installment of money for the support of a child is, on and after the date it is due and unpaid:
 - a. A judgment by operation of law, with the full force, effect, and attributes of a judgment of the district court, including the ability to be entered in the judgment book pursuant to rule 58 of the North Dakota Rules of Civil Procedure and otherwise enforced as a judgment; and
 - b. Entitled as a judgment to full faith and credit in any jurisdiction which otherwise affords full faith and credit to judgments of the district court; ~~and~~
 - c. ~~Not subject to retroactive modification."~~

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1419: Judiciary Committee (Rep. Kretschmar, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1419 was placed on the Sixth order on the calendar.

Page 1, line 9, replace "sale" with "return"

Page 1, line 13, after the period insert "The return and refund privilege must be disclosed to the consumer orally and in writing with delivery of the goods."

Page 1, line 20, after the period insert "The return and refund privilege must be disclosed to the consumer orally and in writing with delivery of the services."

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1453: Judiciary Committee (Rep. Kretschmar, Chairman) recommends **DO PASS** (13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1453 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HCR 3020: Judiciary Committee (Rep. Kretschmar, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HCR 3020 was placed on the Sixth order on the calendar.

Page 1, line 2, replace "system" with "and quasi-criminal civil systems"

Page 1, line 6, replace "system" with "and quasi-criminal civil systems"

Page 1, line 9, replace "system" with "and quasi-criminal civil systems"

Page 1, line 11, replace "system" with "and quasi-criminal civil systems"

Page 1, line 17, replace "system" with "and quasi-criminal civil systems"

Renumber accordingly

FIRST READING OF HOUSE CONCURRENT RESOLUTIONS

Rep. Dobrinski introduced:

HCR 3028: A concurrent resolution directing the Legislative Council to study whether the state of North Dakota may be eligible to receive lands transferred pursuant to the Three Affiliated Tribes and Standing Rock Sioux Tribe Equitable Compensation Act.

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

Reps. Kerzman, C. Carlson, Dobrinski, Jacobs and Sen. Kelsh introduced:

HCR 3029: A concurrent resolution directing the Legislative Council to study livestock industry concentration and the resulting problems faced by livestock producers.

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

Reps. Dorso, Timm and Sen. Teneffos introduced:

HCR 3030: A concurrent resolution opposing the enactment of legislation providing for sanctions dealing with an individual's driver's license as a consequence of the individual's conviction of any drug-related offense.

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

Reps. Kerzman, Svedjan and Sen. Mathern introduced:

HCR 3031: A concurrent resolution encouraging the Department of Human Services to refer medical assistance recipients to public health programs for certain medical services.

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

Reps. Kretschmar, Maragos, Stenehjem and Sen. W. Stenehjem introduced:

HCR 3032: A concurrent resolution for the amendment of sections 12 and 13 of article V, section 3 of article IX, and subsection 1 of section 12 of article X of the Constitution of North Dakota, relating to the office of state treasurer; to repeal section 15 of article XII of the Constitution of North Dakota, relating to the duties of the state treasurer upon the issuance of legal tender by banks in the state; and to provide an effective date.

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

Reps. Ring, Boucher, Kretschmar, Svedjan and Sens. Maxson, Jerome introduced:
HCR 3033: A concurrent resolution commending the University of North Dakota School of Law for its interest in and efforts to establish a center for the study of American Indian law, and to urge the North Dakota Congressional Delegation to lend its support and assistance for the center.

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

Reps. Ness, Cleary, Brodshaug, Nelson, Rydell, Pyle introduced:
HCR 3034: A concurrent resolution commending the United Nations for adopting its Convention on the Rights of the Child and urging Congress to consider the issues raised in the convention.

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

Reps. Belter, Hokana and Sens. Nelson, Kinnoin introduced:
HCR 3035: A concurrent resolution urging the President and Congress to reject any proposals for a national energy tax and to reject any proposals to increase federal excise taxes on motor fuels.

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

Reps. Porter, Price, Thorpe, Timm, Tollefson, Wentz introduced:
HCR 3036: A concurrent resolution expressing support for the development of the Central North American Trade Corridor.

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

Rep. Kerzman and Sen. Krauter introduced:
HCR 3037: A concurrent resolution urging the President of the United States and Congress to investigate allegations of fraud and abuse by banks and other credit agencies in the handling of agricultural loans, and to consider a moratorium on farm foreclosures.

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

Reps. Poolman, Shide, Svedjan, Glassheim, Gates and Sen. DeMers introduced:
HCR 3038: A concurrent resolution expressing support for the continued presence of the Grand Forks Air Force Base in North Dakota.

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

FIRST READING OF SENATE BILLS

SB 2008: A BILL for an Act making an appropriation for defraying the expenses of the aeronautics commission.

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

SB 2076: A BILL for an Act to amend and reenact section 54-27-15.1 of the North Dakota Century Code, relating to checks issued by the state treasurer; and to provide a continuing appropriation.

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

SB 2106: A BILL for an Act to amend and reenact subdivision b of subsection 1 of section 52-06-04 of the North Dakota Century Code, relating to unemployment compensation weekly benefit amount.

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

SB 2107: A BILL for an Act to amend and reenact subsection 2 of section 52-04-07 of the North Dakota Century Code, relating to noncharging of employer accounts for unemployment compensation purposes.

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

SB 2108: A BILL for an Act to amend and reenact section 52-07.1-05 of the North Dakota Century Code, relating to extended unemployment compensation benefit eligibility.

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

SB 2109: A BILL for an Act to amend and reenact subsections 11 and 12 of section 52-07.1-03 and section 52-07.1-07 of the North Dakota Century Code, relating to state off and on indicators for extended unemployment compensation benefits and total extended unemployment compensation benefit amount.

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

SB 2161: A BILL for an Act to create and enact six new subsections to section 23-01-05 and a new section to chapter 23-13 of the North Dakota Century Code, relating to the duties of the state health officer and storage of petroleum products in aboveground storage tanks; to amend and reenact section 19-01-13, subsection 1 of section 19-03.1-01.1, subsections 4 and 5 of section 19-03.1-37, subsection 1 of section 19-13.1-12, subsection 2 of section 19-20.1-17, section 23-01-01, and subsection 1 of section 43-43-01 of the North Dakota Century Code, relating to the powers and duties of the state department of health and consolidated laboratories; and to repeal sections 19-01-02, 19-10-22.1, 23-01-07, and 23-01-09 of the North Dakota Century Code, relating to the organizational structure and duties of the state department of health and consolidated laboratories.

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

SB 2176: A BILL for an Act to amend and reenact subsection 1 of section 57-15-17 of the North Dakota Century Code, relating to school district use of building funds.

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

SB 2228: A BILL for an Act to create and enact a new section to chapter 23-01 of the North Dakota Century Code, relating to the powers and duties of the state toxicologist within the state department of health and consolidated laboratories; to amend and reenact subsections 2 and 4 of section 20.1-13.1-08, subsection 6 of section 20.1-13.1-10, subsections 2 and 4 of section 20.1-15-08, subsection 8 of section 20.1-15-11, subsection 1 of section 28-32-01, subsections 2 and 4 of section 39-20-05, and subsection 8 of section 39-20-07 of the North Dakota Century Code, relating to the merger of the office of the state toxicologist with the state department of health and consolidated laboratories; and to repeal section 15-12-21 of the North Dakota Century Code, relating to the office of the state toxicologist.

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

SB 2248: A BILL for an Act to amend and reenact section 11-19-19 of the North Dakota Century Code, relating to instances in which an emergency medical technician may perform the duties of coroner in certain counties.

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

SB 2252: A BILL for an Act to amend and reenact section 39-04-10.3 of the North Dakota Century Code, relating to personalized motor vehicle license plates.

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

SB 2262: A BILL for an Act to create and enact a new section to chapter 15-10 of the North Dakota Century Code, relating to the definition of resident and nonresident students for purposes of tuition; and to repeal section 15-10-19 of the North Dakota Century Code, relating to the definition of nonresident students for purposes of tuition.

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

SB 2273: A BILL for an Act to create and enact a new section to chapter 44-04 of the North Dakota Century Code, relating to an exception to the open records law for certain examinations. Was read the first time and referred to the **Judiciary Committee**.

SB 2276: A BILL for an Act to amend and reenact sections 40-22-22 and 40-22-30 of the North Dakota Century Code, relating to sureties of bidder's and contractor's bonds for improvements by special assessment. Was read the first time and referred to the **Industry, Business and Labor Committee**.

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

ROY GILBREATH, Chief Clerk