

**JOURNAL OF THE HOUSE**

**Fifty-third Legislative Assembly**

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Bismarck, February 16, 1993

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

The prayer was offered by the Rev. Bob Nordvall, Charity Lutheran Church, Bismarck.

The roll was called and all members were present except Representative Huether.

A quorum was declared by the Speaker.

**HOUSE ENGROSSING AND ENROLLING REPORT**

The following bills were engrossed: HB 1030, HB 1115, HB 1213, HB 1218, HB 1275, HB 1356, HB 1376, HB 1422, HB 1449, HB 1487.

The following bills were reengrossed: HB 1062, HB 1360.

**ANNOUNCEMENT OF SELECT COMMITTEE ON MEMORIAL SERVICE**

**SPEAKER R. BERG ANNOUNCED** the following appointments to the Select Committee on Memorial Service:

Rep. Gerntholz  
Rep. Mahoney  
Rep. Carlisle

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

**MR. SPEAKER:** The Senate has passed and your favorable consideration is requested on: SB 2290, SB 2426.

**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 1006, HB 1134, HB 1161, HB 1211, HB 1268, HB 1311, HB 1374, HB 1383, HB 1407, HB 1456, HCR 3031.

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

**MADAM PRESIDENT:** The House has passed unchanged: SCR 4041.

**SIGNING OF BILLS AND RESOLUTIONS**

The Speaker signed the following enrolled resolution: HCR 3051.

**SIGNING OF BILLS AND RESOLUTIONS**

The Speaker signed the following enrolled bill and resolution: SB 2136, SCR 4026.

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

**MADAM PRESIDENT:** The Speaker has signed and your signature is respectfully requested on: HCR 3051.

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

**MADAM PRESIDENT:** The Speaker has signed: SB 2136, SCR 4026.

**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 1399 and HB 1416, which motion prevailed.

**REP. FREIER MOVED** that the rules be suspended and that the amendments on the Sixth order of business to HB 1004, HB 1025, Engrossed HB 1057, HB 1232, Engrossed HB 1274, HB 1304, HB 1338, HB 1347, HB 1389, Engrossed HB 1464,

HB 1471, HB 1474, HB 1476, HB 1477, HB 1483, HCR 3022, HCR 3029, HCR 3034, HCR 3039, and SB 2051 be adopted, which motion prevailed.

HB 1004, HB 1025, Engrossed HB 1057, HB 1232, Engrossed HB 1274, HB 1304, HB 1338, HB 1347, HB 1389, Engrossed HB 1464, HB 1471, HB 1474, HB 1476, HB 1477, HB 1483, HCR 3022, HCR 3029, HCR 3034, and HCR 3039, as amended, were placed on the Eleventh order of business on the calendar for the succeeding legislative day.

SB 2051, as amended, was placed on the Fourteenth order of business on the calendar, for the succeeding legislative day.

#### SIXTH ORDER OF BUSINESS

**HB 1399: REP. BELTER (Transportation Committee) MOVED** that the amendments on HJ pages 650-652 be adopted and then be placed on the Eleventh order and then be **REFERRED** to the **Appropriations Committee** with **DO PASS**, which motion prevailed.

#### MOTION

**REP. FREIER MOVED** that HR 329 regarding bills being rereferred to the **Appropriations Committee**, be suspended, and HB 1399 be placed on the Eleventh order, as amended, for second reading and final passage, which motion prevailed.

#### SECOND READING OF HOUSE BILL

**HB 1399:** A BILL for an Act to create and enact a new section to chapter 57-43.1, two new sections to chapter 57-43.2, and a new subsection to section 57-43.2-23 of the North Dakota Century Code, relating to additional motor vehicle fuels taxes and special fuels taxes to be imposed if additional federal highway matching funds become available and marking of diesel fuel claimed as exempt from per-gallon special fuels taxes; to provide a penalty; to provide an appropriation; to provide an expiration date; and to declare an emergency.

#### ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 60 YEAS, 37 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Allmaras; Austin; Belter; Berg, J.; Bernstein; Brown; Byerly; Carlson, A.; Carlson, C.; Christopherson; Clayburgh; Cleary; Dobrinski; Dorso; Froseth; Gerntholz; Glassheim; Goffe; Gorman; Hausauer; Henegar; Hokana; Holm; Jacobs; Johnson; Kaldor; Keiser; Klein; Kretschmar; Kunkel; Laughlin; Maragos; Monson; Mutzenberger; Nelson; Nicholas; Oban; Payne; Poolman; Porter; Price; Pyle; Rennerfeldt; Ring; Rydell; Skarphol; Soukup; St. Aubyn; Stenehjem; Svedjan; Sveen; Thorpe; Timm; Tollefson; Torgerson; Wald; Wardner; Wentz; Speaker R. Berg

**NAYS:** Bateman; Bodine; Boehm; Boucher; Brodshaug; Carlisle; Coats; Dalrymple; DeWitz; Drovda; Freier; Gates; Gorder; Grosz; Grumbo; Gulletson; Hagle; Hanson; Howard; Kelsch; Kempenich; Kerzman; Kilichowski; Kroeber; Mahoney; Martin; Martinson; Ness; Nichols; Olsen, D.; Olson, A.; Schindler; Shide; Sitz; Stenson; Wanzek; Wilkie

**ABSENT AND NOT VOTING:** Huether

Engrossed HB 1399 passed, the title was agreed to, but the emergency clause lost.

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#### SIXTH ORDER OF BUSINESS

**HB 1416: REP. KRETSCHMAR (Judiciary Committee) MOVED** that the amendments on

HJ page 652-653 be adopted and then be placed on the Eleventh order with DO PASS.

#### REQUEST

REP. RING REQUESTED that the question of the adoption of the amendments to HB 1416 be divided to have the sections voted on separately in the following manner, which request was granted.

#### RULING BY SPEAKER

SPEAKER R. BERG RULED that in accordance with House Rule 603, any member may have the amendments divided into separate divisions and the question of the adoption of the amendments must be taken separately on each amendment. All approved divisions will then comprise the report that is to be adopted. Therefore, Rep. Ring's request was granted.

#### DIVISION A

Page 1, line 11, overstrike "fifty" and insert immediately thereafter "sixty-five"

#### DIVISION B

Page 1, line 14, after "shorts" insert "not in excess of one and one-half percent of adjusted gross proceeds"

Page 1, line 15, remove "and the amount of any player's check returned by a"

Page 1, remove line 16

Page 1, line 17, remove "which is uncollectible."

Renumber accordingly

The question being on the motion to adopt Division A of the proposed amendments to HB 1416.

Division A of the proposed amendments to HB 1416 failed on a verification vote.

The question being on the motion to adopt Division B of the proposed amendments to HB 1416.

Division B of the proposed amendments to HB 1416 was adopted on a voice vote.

The question then was on the adoption of the proposed amendments to HB 1416, including Division B and excluding Division A, with the title amended appropriately and lines, sections, and pages renumbered accordingly.

The proposed amendments to HB 1416, including Division B and excluding Division A were adopted.

#### MOTION

REP. FREIER MOVED that HB 1416, as amended, be placed at the top on the Eleventh order for second reading and final passage, which motion prevailed.

#### SECOND READING OF HOUSE BILL

HB 1416: A BILL for an Act to amend and reenact subsection 3 of section 53-06.1-11 of the North Dakota Century Code, relating to the calculation of expenses incurred for games of chance.

#### 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 73 YEAS, 23 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Allmaras; Austin; Bateman; Belter; Berg, J.; Boehm; Boucher; Brodshaug; Brown; Byerly; Carlisle; Christopherson; Clayburgh; Cleary;

Dalrymple; Dobrinski; Freier; Froseth; Gerntholz; Glassheim; Goffe; Grosz; Grumbo; Gulleon; Hagle; Hausauer; Henegar; Hokana; Howard; Jacobs; Johnson; Keiser; Kelsch; Kempenich; Klein; Kretschmar; Kroeber; Kunkel; Laughlin; Mahoney; Maragos; Martinson; Monson; Mutzenberger; Nelson; Ness; Nicholas; Oban; Olsen, D.; Olson, A.; Porter; Price; Pyle; Rennerfeldt; Ring; Rydell; Sitz; Skarphol; Soukup; St. Aubyn; Stenehjem; Stenson; Svedjan; Sveen; Thorpe; Timm; Tollefson; Torgerson; Wald; Wanzek; Wardner; Wentz; Speaker R. Berg

**NAYS:** Aarsvold; Bernstein; Bodine; Carlson, A.; Coats; DeWitz; Dorso; Drovdal; Gates; Gorder; Gorman; Hanson; Holm; Kaldor; Kerzman; Kilichowski; Martin; Nichols; Payne; Poolman; Schindler; Shide; Wilkie

**ABSENT AND NOT VOTING:** Carlson, C.; Huether

Engrossed HB 1416 passed and the title was agreed to.

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#### MOTION

**REP. GATES MOVED** that the House reconsider its action whereby Engrossed HB 1342 failed to pass, which motion lost on a verification vote.

#### SECOND READING OF HOUSE BILL

**HB 1193:** A BILL for an Act to require the superintendent of public instruction, with advice and assistance from the industrial commission, to administer the sale of all leases and contracts entered into before July 1, 1989, by the state board of public school education concerning the state school construction fund, and the deposit of proceeds in the general fund; to create and enact a new subsection to section 15-29-08 and two new sections to chapter 15-60 of the North Dakota Century Code, relating to the authority of school boards to purchase or lease a telecommunication system, the authority of the board of university and school lands to make loans to school districts out of moneys in the coal development trust fund for school construction, and the authority of a school board to issue evidences of indebtedness to repay a loan from the board of university and school lands; to amend and reenact sections 15-35-01.1, 15-60-01, subsection 7 of section 21-03-07, subsection 1 of section 28-32-01, subsection 1 of section 57-15-16, and subsection 1 of section 57-62-02 of the North Dakota Century Code, relating to approval by the superintendent of public instruction of certain school district construction projects, the state school construction fund, the issuance of general obligation bonds for certain projects, exceptions to the Administrative Agencies Practice Act, the use of moneys in the school building fund for the payment of bonds, and authorizing loans to be made from moneys in the coal development trust fund to school districts for school construction; and to repeal sections 15-21-20, 15-60-03, 15-60-06, 15-60-07, and 15-60-08 of the North Dakota Century Code, relating to the creation of and use of moneys in the state school construction fund.

#### 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 84 YEAS, 10 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

**YEAS:** Allmaras; Austin; Bateman; Belter; Bernstein; Boehm; Boucher; Brodshaug; Brown; Byerly; Carlisle; Carlson, A.; Christopherson; Clayburgh; Cleary; Dalrymple; DeWitz; Dorso; Drovdal; Freier; Froseth; Gates; Gerntholz; Glassheim; Gorder; Gorman; Grosz; Grumbo; Gulleon; Hagle; Hausauer; Henegar; Hokana; Holm; Howard; Jacobs; Johnson; Keiser; Kelsch; Kempenich; Kerzman; Kilichowski; Klein; Kretschmar; Kroeber; Kunkel; Laughlin; Maragos; Martin; Martinson; Monson; Mutzenberger; Nelson; Ness; Nicholas; Oban; Olsen, D.; Olson, A.; Payne; Poolman; Porter; Pyle; Rennerfeldt; Ring; Rydell; Schindler;

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

**NAYS:** Aarsvold; Berg, J.; Bodine; Dobrinski; Goffe; Hanson; Kaldor; Mahoney; Nichols; Thorpe

**ABSENT AND NOT VOTING:** Carlson, C.; Coats; Huether; Price

Engrossed HB 1193 passed and the title was agreed to.

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#### MOTION

**REP. FREIER MOVED** that the House waive the reading of the titles to HB 1030, HB 1115, HB 1213, HB 1218, HB 1356, HB 1360, HB 1503 and HB 1509, which motion prevailed.

#### SECOND READING OF HOUSE BILL

**HB 1313:** A BILL for an Act to establish a fetal alcohol syndrome center, to require a prevalence study of fetal alcohol syndrome in the state, and to develop a fetal alcohol evaluation and treatment program at the medical center rehabilitation hospital at the university of North Dakota; and to provide an appropriation.

#### 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 49 YEAS, 47 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Allmaras; Austin; Berg, J.; Bodine; Boucher; Brodshaug; Christopherson; Clayburgh; Cleary; Coats; Dobrinski; Glassheim; Goffe; Gorder; Grumbo; Gulleson; Hanson; Henegar; Hokana; Kaldor; Keiser; Keisch; Kerzman; Kilichowski; Kretschmar; Kroeber; Laughlin; Mahoney; Mutzenberger; Nelson; Ness; Nichols; Oban; Poolman; Porter; Price; Pyle; Ring; Rydell; Sitz; Soukup; Stenehjelm; Stenson; Svedjan; Sveen; Thorpe; Tollefson; Wilkie

**NAYS:** Bateman; Belter; Bernstein; Boehm; Brown; Byerly; Carlisle; Carlson, A.; Dalrymple; DeWitz; Dorso; Drovdaal; Freier; Froseth; Gates; Gerntholz; Gorman; Grosz; Hagle; Hausauer; Holm; Howard; Jacobs; Johnson; Kempenich; Klein; Kunkel; Maragos; Martin; Martinson; Monson; Nicholas; Olsen, D.; Olson, A.; Payne; Rennerfeldt; Schindler; Shide; Skarphol; St. Aubyn; Timm; Torgerson; Wald; Wanzek; Wardner; Wentz; Speaker R. Berg

**ABSENT AND NOT VOTING:** Carlson, C.; Huether

Engrossed HB 1313 lost for want of a Constitutional majority.

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#### SECOND READING OF HOUSE BILL

**HB 1462:** A BILL for an Act to amend and reenact section 14-09-05.1 of the North Dakota Century Code, relating to grandparental rights of visitation of unmarried minors.

#### 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 89 YEAS, 7 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Allmaras; Austin; Bateman; Belter; Berg, J.; Bernstein; Bodine; Boehm; Boucher; Brodshaug; Brown; Byerly; Carlisle; Carlson, A.; Christopherson; Clayburgh; Cleary; Coats; Dalrymple;

Dobrinski; Dorso; Drovdal; Freier; Froseth; Gates; Gerntholz; Glassheim; Goffe; Gorder; Gorman; Grosz; Grumbo; Gulleson; Hagle; Hanson; Hausauer; Henegar; Hokana; Holm; Howard; Jacobs; Johnson; Kaldor; Kelsch; Kempenich; Kerzman; Kilichowski; Klein; Kretschmar; Kroeber; Kunkel; Laughlin; Mahoney; Martin; Martinson; Monson; Mutzenberger; Nelson; Ness; Nicholas; Oban; Olsen, D.; Olson, A.; Payne; Poolman; Porter; 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

**NAYS:** DeWitz; Keiser; Maragos; Nichols; Price; Ring; Wentz

**ABSENT AND NOT VOTING:** Carlson, C.; Huether

Engrossed HB 1462 passed and the title was agreed to.

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#### SECOND READING OF HOUSE BILL

**HB 1030:** A BILL for an Act to create and enact a new chapter to title 50 of the North Dakota Century Code, relating to aid to vulnerable aged, blind, and disabled persons; to provide for the department of human services to establish a basic care facility ratesetting methodology and to report to the legislative council; to repeal sections 50-01-09.2 and 50-06-14.2 of the North Dakota Century Code, relating to state assistance for county poor relief costs and to rates payable to basic care facilities; to provide an appropriation; 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 39 YEAS, 57 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Allmaras; Berg, J.; Bodine; Brodshaug; Cleary; Coats; Dobrinski; Glassheim; Goffe; Grumbo; Gulleson; Hagle; Hanson; Hokana; Kaldor; Kempenich; Kerzman; Kilichowski; Kroeber; Kunkel; Laughlin; Mahoney; Mutzenberger; Nelson; Ness; Nicholas; Nichols; Oban; Porter; Pyle; Ring; Rydell; Sitz; Stenson; Svedjan; Thorpe; Wanzek; Wilkie

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

**ABSENT AND NOT VOTING:** Carlson, C.; Huether

Engrossed HB 1030 was declared lost.

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#### THE HOUSE RECOGNIZED THE PRESENCE OF:

Former Representatives Odell Flaagan and Arthur Melby.

#### SECOND READING OF HOUSE BILL

**HB 1115:** A BILL for an Act to create and enact a new subsection to section 53-06.2-05 of the North Dakota Century Code, relating to receipt of moneys from the North Dakota horse racing foundation; to amend and reenact subsections 1, 2, 3, and 6 of section 53-06.2-11 of the North

Dakota Century Code, relating to powers of the racing commission, bet payoff formulas, and deposit of moneys in purse, breeders, and racing promotion funds; and to provide an effective date.

#### ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 46 YEAS, 50 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Allmaras; Austin; Boucher; Carlisle; Christopherson; Clayburgh; Coats; Dobrinski; Dorso; Freier; Gorman; Grosz; Grumbo; Hagle; Hausauer; Henegar; Hokana; Holm; Howard; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kretschmar; Kunkel; Mahoney; Maragos; Mutzenberger; Nicholas; Nichols; Poolman; Sitz; Soukup; St. Aubyn; Stenehjem; Stenson; Sveen; Thorpe; Tollefson; Torgerson; Wald; Wanzek; Wardner; Wilkie; Speaker R. Berg

**NAYS:** Aarsvold; Bateman; Belter; Berg, J.; Bernstein; Bodine; Boehm; Brodshaug; Brown; Byerly; Carlson, A.; Cleary; Dalrymple; DeWitz; Drovdal; Froseth; Gates; Gerntholz; Glassheim; Goffe; Gorder; Gulleston; Hanson; Jacobs; Kerzman; Kilichowski; Klein; Kroeber; Laughlin; Martin; Martinson; Monson; Nelson; Ness; Oban; Olsen, D.; Olson, A.; Payne; Porter; Price; Pyle; Rennerfeldt; Ring; Rydell; Schindler; Shide; Skarphol; Svedjan; Timm; Wentz

**ABSENT AND NOT VOTING:** Carlson, C.; Huether

Engrossed HB 1115 was declared lost.

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#### SECOND READING OF HOUSE BILL

**HB 1213:** A BILL for an Act to create and enact seven new sections to chapter 53-06.1 of the North Dakota Century Code, relating to legalizing video gaming devices as a game of chance; to amend and reenact section 53-06.1-01, subsection 6 of section 53-06.1-03, subsection 1 of section 53-06.1-06, sections 53-06.1-07, 53-06.1-07.1, 53-06.1-11, 53-06.1-12, 53-06.1-14, 53-06.1-15.1, 53-06.1-16.1, and 53-06.1-17 of the North Dakota Century Code, relating to legalizing video gaming devices as a game of chance; and to provide an appropriation.

#### ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 19 YEAS, 77 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Boucher; Clayburgh; Cleary; Gates; Goffe; Grosz; Hausauer; Hokana; Kerzman; Kilichowski; Kroeber; Maragos; Mutzenberger; Nelson; Oban; Ring; Stenehjem; Timm; Wentz

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

**ABSENT AND NOT VOTING:** Carlson, C.; Huether

Engrossed HB 1213 was declared lost.

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**SECOND READING OF HOUSE BILL**

**HB 1218:** A BILL for an Act to amend and reenact sections 43-20-02, 43-20-03, 43-20-05, 43-20-07, 43-20-12, 43-28-15, and 43-28-18 of the North Dakota Century Code, relating to the licensure of dental hygienists and to the practice of dentistry.

**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; Bateman; Belter; Berg, J.; Bernstein; Bodine; Boehm; Boucher; Brodshaug; Brown; Byerly; Carlisle; Carlson, A.; Christopherson; Clayburgh; Cleary; Coats; Dalrymple; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Gates; Gerntholz; Glassheim; Goffe; Gorder; Gorman; Grosz; Grumbo; Gulleeson; Hagle; Hanson; Hausauer; Henegar; 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; 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:** Carlson, C.; Huether

Engrossed HB 1218 passed and the title was agreed to.

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**MOTION**

**REP. HAGLE MOVED** that the House reconsider its action whereby HB 1251 failed to pass, which motion prevailed on a verification vote.

**SECOND READING OF HOUSE BILL**

**HB 1251:** A BILL for an Act to create and enact a new subsection to section 54-35-02 of the North Dakota Century Code, relating to the authority of the legislative council to develop and recommend a procedure for annual legislative sessions; and to amend and reenact section 54-03-02 of the North Dakota Century Code, relating to meetings of the legislative assembly.

**MOTION**

**REP. KEMPENICH MOVED** the previous question, which motion prevailed.

**ROLL CALL**

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 47 YEAS, 49 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Allmaras; Berg, J.; Bodine; Boucher; Brodshaug; Cleary; Coats; Gates; Gerntholz; Glassheim; Goffe; Grumbo; Gulleeson; Hagle; Hanson; Hausauer; Hokana; Johnson; Kaldor; Keiser; Kelsch; Kerzman; Kilichowski; Klein; Kretschmar; Kroeber; Kunkel; Laughlin; Mahoney; Maragos; Mutzenberger; Nicholas; Oban; Poolman; Porter; Price; Pyle; Ring; Rydell; Sitz; Stenehjem; Stenson; Svedjan; Sveen; Thorpe; Wentz

**NAYS:** Austin; Bateman; Belter; Bernstein; Boehm; Brown; Byerly; Carlisle; Carlson, A.; Christopherson; Clayburgh; Dalrymple; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Gorder; Gorman; Grosz; Henegar; Holm; Howard; Jacobs; Kempenich; Martin; Martinson; Monson; Nelson; Ness;

Nichols; Olsen, D.; Olson, A.; Payne; Rennerfeldt; Schindler; Shide; Skarphol; Soukup; St. Aubyn; Timm; Tollefson; Torgerson; Wald; Wanzek; Wardner; Wilkie; Speaker R. Berg

**ABSENT AND NOT VOTING:** Carlson, C.; Huether

Engrossed HB 1251 was declared lost.

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**MOTION**

**REP. MAHONEY MOVED** that the House reconsider its action whereby HB 1475 passed, which motion lost on a verification vote.

**SECOND READING OF HOUSE BILL**

**HB 1275:** A BILL for an Act to provide for assistant attorneys general to be employed by state agencies and departments; and to amend and reenact section 54-12-08 of the North Dakota Century Code, relating to special assistant attorneys general.

**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 69 YEAS, 28 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

**YEAS:** Austin; Bateman; Belter; Bernstein; Boehm; Brown; Byerly; Carlisle; Carlson, A.; Carlson, C.; Christopherson; Clayburgh; Dalrymple; Dewitz; Dorso; Drovdal; Freier; Froseth; Gates; Gerntholz; Goffe; Gorder; Gorman; Grosz; Hagle; Hausauer; Henegar; Hokana; Holm; Howard; Jacobs; Johnson; Keiser; Kelsch; Kempenich; Kilichowski; Klein; Kretschmar; Kunkel; Laughlin; 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; Wentz; Speaker R. Berg

**NAYS:** Aarsvold; Allmaras; Berg, J.; Bodine; Boucher; Brodshaug; Cleary; Coats; Dobrinski; Glassheim; Grumbo; Gulleson; Hanson; Kaldor; Kerzman; Kroeber; Mahoney; Mutzenberger; Nelson; Ness; Nichols; Oban; Pyle; Ring; Sitz; Stenson; Thorpe; Wilkie

**ABSENT AND NOT VOTING:** Huether

Engrossed HB 1275 passed and the title was agreed to.

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**MOTION**

**REP. STENEHJEM MOVED** that the House reconsider its action whereby HB 1348 failed to pass, which motion lost on a verification vote.

**MOTION**

**REP. A. CARLSON MOVED** that the House reconsider its action whereby HB 1313 failed to pass for want of a Constitutional majority, which motion lost on a verification vote.

**MOTION**

**REP. MARTINSON MOVED** that HB 1422 and HB 1384 be placed at the head of the calendar, which motion prevailed.

**SECOND READING OF HOUSE BILL**

**HB 1422:** A BILL for an Act to provide a limitation on the liability of manufacturers or sellers of innovative, state-of-the-art products.

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

**YEAS:** Austin; Bateman; Belter; Bernstein; Boehm; Byerly; Carlisle; Carlson, A.; Carlson, C.; Christopherson; Cleary; Dalrymple; DeWitz; Dorso; Drovdal; Freier; Froseth; Gates; Gerntholz; Gorder; Gorman; Grosz; Hagle; Hausauer; Henegar; Holm; Howard; Jacobs; Johnson; Keiser; Kempenich; Kroeber; Kunkel; Maragos; Martin; Martinson; Monson; Nicholas; Olsen, D.; Olson, A.; Payne; Poolman; Porter; Rennerfeldt; Schindler; Shide; Sitz; Skarphol; Soukup; St. Aubyn; Stenson; Svedjan; Sveen; Timm; Tollefson; Torgerson; Wald; Wanzek; Wardner; Speaker R. Berg

**NAYS:** Aarsvold; Allmaras; Berg, J.; Bodine; Boucher; Brodshaug; Brown; Clayburgh; Coats; Dobrinski; Glassheim; Goffe; Grumbo; Gulleson; Hanson; Hokana; Kaldor; Kelsch; Kerzman; Kilichowski; Klein; Kretschmar; Laughlin; Mahoney; Mutzenberger; Nelson; Ness; Nichols; Oban; Price; Pyle; Ring; Rydell; Stenehjerm; Thorpe; Wentz; Wilkie

**ABSENT AND NOT VOTING:** Huether

Engrossed HB 1422 passed and the title was agreed to.

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## SECOND READING OF HOUSE BILL

**HB 1384:** A BILL for an Act making an appropriation for defraying the expenses of the board of animal health in destroying, eradicating, or purchasing elk herds infected with brucellosis.

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

**YEAS:** Bateman; Howard; Olson, A.; Rennerfeldt; Wanzek; Wardner

**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; Gates; Gerntholz; Glassheim; Goffe; Gorder; Gorman; Grosz; Grumbo; Gulleson; Hagle; Hanson; Hausauer; Henegar; Hokana; Holm; 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.; Payne; Poolman; Porter; Price; Pyle; Ring; Rydell; Schindler; Shide; Sitz; Skarphol; Soukup; St. Aubyn; Stenehjerm; Stenson; Svedjan; Sveen; Thorpe; Timm; Tollefson; Torgerson; Wald; Wentz; Wilkie; Speaker R. Berg

**ABSENT AND NOT VOTING:** Huether

HB 1384 was declared lost.

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## MOTION

**REP. MARTINSON MOVED** that HB 1496 and HB 1503 be placed at the head of the calendar, which motion prevailed.

**MOTION**

REP. WANZEK MOVED that the House reconsider its action whereby HB 1420 failed to pass, which motion lost on a verification vote.

**SECOND READING OF HOUSE BILL**

HB 1496: A BILL for an Act to amend and reenact subsection 4 of section 12.1-28-02 of the North Dakota Century Code, relating to the business of gambling and the conducting of sports pools on professional athletic events; and to provide a penalty.

**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 39 YEAS, 58 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

**YEAS:** Allmaras; Austin; Christopherson; Dalrymple; Dobrinski; Dorso; Gates; Glassheim; Grumbo; Hagle; Hausauer; Hokana; Holm; Howard; Jacobs; Johnson; Kilichowski; Kretschmar; Kunkel; Maragos; Martinson; Monson; Mutzenberger; Nicholas; Olson, A.; Porter; Sitz; Soukup; St. Aubyn; Stenehjem; Stenson; Sveen; Thorpe; Timm; Tollefson; Torgerson; Wald; Wanzeck; Wentz

**NAYS:** Aarsvold; Bateman; Belter; Berg, J.; Bernstein; Bodine; Boehm; Boucher; Brodshaug; Brown; Byerly; Carlisle; Carlson, A.; Carlson, C.; Clayburgh; Cleary; Coats; DeWitz; Drovdal; Freier; Froseth; Gerntholz; Goffe; Gorder; Gorman; Grosz; Gulleon; Hanson; Henegar; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Klein; Kroeber; Laughlin; Mahoney; Martin; Nelson; Ness; Nichols; Oban; Olsen, D.; Payne; Poolman; Price; Pyle; Rennerfeldt; Ring; Rydell; Schindler; Shide; Skarphol; Svedjan; Wardner; Wilkie; Speaker R. Berg

**ABSENT AND NOT VOTING:** Huether

HB 1496 was declared lost.

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**SECOND READING OF HOUSE BILL**

HB 1503: A BILL for an Act to amend and reenact sections 27-05-01, 27-05-02.1, 27-07.1-02, 27-07.1-03, and 27-07.1-04 of the North Dakota Century Code, relating to the authority of the supreme court to determine the number of district court judges in each judicial district and to the salaries of county court judges; to repeal section 27-05-00.1 of the North Dakota Century Code, and sections 2 through 82, 84, 85, 87, 88, 91 through 155, and 157 through 206 of chapter 326 of the 1991 Session Laws of North Dakota, relating to the abolition of the county courts and additional district court judgeships; and to provide a transition.

**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 22 YEAS, 75 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

**YEAS:** Bateman; Bernstein; Boehm; Christopherson; Dorso; Drovdal; Freier; Glassheim; Gorman; Grosz; Gulleon; Hausauer; Hokana; Holm; Kempenich; Martin; Payne; Soukup; Timm; Tollefson; Wald; Wardner

**NAYS:** Aarsvold; Allmaras; Austin; Belter; Berg, J.; Bodine; Boucher; Brodshaug; Brown; Byerly; Carlisle; Carlson, A.; Carlson, C.; Clayburgh; Cleary; Coats; Dalrymple; DeWitz; Dobrinski; Froseth; Gates; Gerntholz; Goffe; Gorder; Grumbo; Hagle; Hanson; Henegar; Howard; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kerzman; Kilichowski; Klein; Kretschmar; Kroeber; Kunkel; Laughlin; Mahoney; Maragos; Martinson; Monson; Mutzenberger; Nelson; Ness; Nicholas; Nichols; Oban; Olsen, D.;

Olson, A.; Poolman; Porter; Price; Pyle; Rennerfeldt; Ring; Rydell; Schindler; Shide; Sitz; Skarphol; St. Aubyn; Stenehjem; Stenson; Svedjan; Sveen; Thorpe; Torgerson; Wanzek; Wentz; Wilkie; Speaker R. Berg

**ABSENT AND NOT VOTING:** Huether

HB 1503 was declared lost.

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**MOTION**

**REP. MARTINSON MOVED** that the members of the **Appropriations Committee** be excused to complete committee work, which motion prevailed.

**MOTION**

**REP. MARTINSON MOVED** that the House stand in recess until 3:45 p.m., which motion prevailed.

**THE HOUSE RECONVENED** pursuant to recess taken, with Speaker R. Berg presiding.

**MOTION**

**REP. MARTINSON MOVED** that HB 1487, which is on the Eleventh order, be laid over one legislative day, which motion prevailed.

**MOTION**

**REP. MARTINSON MOVED** that HB 1449 and HB 1509 be placed at the head of the calendar, which motion prevailed.

**MOTION**

**REP. MARTINSON MOVED** that HCR 3022, HCR 3029, HCR 3034, and HCR 3039, as amended, be placed on the consent calendar, which motion prevailed.

**REP. MARTINSON MOVED** that HB 1304, HB 1347, HB 1474, and HB 1483 be placed on the Eleventh order on today's calendar, which motion prevailed.

**HOUSE ENGROSSING AND ENROLLING REPORT**

The following bills were engrossed: HB 1399, HB 1416.

**SECOND READING OF HOUSE BILL**

**HB 1449:** A BILL for an Act to create and enact a new section to chapter 16.1-06 of the North Dakota Century Code, relating to ballots for constitutional amendments and referred measures.

**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 73 YEAS, 0 NAYS, 22 EXCUSED, 3 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Allmaras; Austin; Belter; Berg, J.; Bernstein; Bodine; Boehm; Boucher; Brodshaug; Brown; Carlson, A.; Christopherson; Cleary; Coats; Dobrinski; Drovdal; Freier; Froseth; Gates; Glassheim; Goffe; Gorder; Grosz; Grumbo; Gulleson; Hagle; Hanson; Henegar; Hokana; Holm; Jacobs; Johnson; Keiser; Kelsch; Kempenich; Kerzman; Kilichowski; Klein; Kretschmar; Mahoney; Maragos; Martin; Martinson; Monson; Mutzenberger; Nelson; Ness; Nicholas; Oban; Olsen, D.; Poolman; Porter; Price; Rennerfeldt; Ring; Rydell; Schindler; Shide; Sitz; Skarphol; Soukup; Stenehjem; Stenson; Svedjan; Sveen; Thorpe; Timm; Tollefson; Torgerson; Wanzek; Wardner; Speaker R. Berg

**EXCUSED:** Bateman; Byerly; Carlisle; Clayburgh; Dalrymple; DeWitz; Gerntholz; Gorman; Hausauer; Howard; Huether; Kaldor; Kroeber; Kunkel; Laughlin; Nichols; Payne; Pyle; St. Aubyn; Wald; Wentz; Wilkie

ABSENT AND NOT VOTING: Carlson, C.; Dorso; Olson, A.

Engrossed HB 1449 passed and the title was agreed to.

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#### SECOND READING OF HOUSE BILL

HB 1509: A BILL for an Act to amend and reenact sections 45-10.1-08, 45-10.1-09, 45-10.1-52, and 45-10.1-55 of the North Dakota Century Code, relating to limited partnership requirements.

#### 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 73 YEAS, 0 NAYS, 22 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Allmaras; Austin; Belter; Berg, J.; Bernstein; Bodine; Boehm; Boucher; Brodshaug; Brown; Carlson, A.; Christopherson; Cleary; Coats; Dobrinski; Drovdal; Freier; Froseth; Gates; Glassheim; Goffe; Gorder; Grosz; Grumbo; Gulleston; Hagle; Hanson; Henegar; Hokana; Holm; Jacobs; Johnson; Keiser; Kelsch; Kempenich; Kerzman; Kilichowski; Klein; Kretschmar; Mahoney; Maragos; Martin; Martinson; Monson; Mutzenberger; Nelson; Ness; Nicholas; Oban; Olsen, D.; Olson, A.; Poolman; Porter; Price; Rennerfeldt; Rydell; Schindler; Shide; Sitz; Skarphol; Soukup; Stenehjem; Stenson; Svedjan; Sveen; Thorpe; Timm; Tollefson; Torgerson; Wanzek; Wardner; Speaker R. Berg

EXCUSED: Bateman; Byerly; Carlisle; Clayburgh; Dalrymple; DeWitz; Gerntholz; Gorman; Hausauer; Howard; Huether; Kaldor; Kroeber; Kunkel; Laughlin; Nichols; Payne; Pyle; St. Aubyn; Wald; Wentz; Wilkie

ABSENT AND NOT VOTING: Carlson, C.; Dorso; Ring

HB 1509 passed and the title was agreed to.

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#### SECOND READING OF HOUSE BILL

HB 1356: A BILL for an Act to amend and reenact sections 28-32-02, 28-32-02.2, subsection 5 of section 28-32-03, and section 28-32-21.1 of the North Dakota Century Code, relating to administrative agency rulemaking procedures.

#### 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 75 YEAS, 0 NAYS, 22 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Allmaras; Austin; Belter; Berg, J.; Bernstein; Bodine; Boehm; Boucher; Brodshaug; Brown; Carlson, A.; Christopherson; Cleary; Coats; Dobrinski; Dorso; Drovdal; Freier; Froseth; Gates; Glassheim; Goffe; Gorder; Grosz; Grumbo; Gulleston; Hagle; Hanson; Henegar; Hokana; Holm; Jacobs; Johnson; Keiser; Kelsch; Kempenich; Kerzman; Kilichowski; Klein; Kretschmar; Mahoney; Maragos; Martin; Martinson; Monson; Mutzenberger; Nelson; Ness; Nicholas; Oban; Olsen, D.; Olson, A.; Poolman; Porter; Price; Rennerfeldt; Ring; Rydell; Schindler; Shide; Sitz; Skarphol; Soukup; Stenehjem; Stenson; Svedjan; Sveen; Thorpe; Timm; Tollefson; Torgerson; Wanzek; Wardner; Speaker R. Berg

EXCUSED: Bateman; Byerly; Carlisle; Clayburgh; Dalrymple; DeWitz; Gerntholz; Gorman; Hausauer; Howard; Huether; Kaldor; Kroeber; Kunkel; Laughlin; Nichols; Payne; Pyle; St. Aubyn; Wald; Wentz; Wilkie

ABSENT AND NOT VOTING: Carlson, C.

Engrossed HB 1356 passed and the title was agreed to.

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**SECOND READING OF HOUSE BILL**

**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.

**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 74 YEAS, 0 NAYS, 22 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Allmaras; Austin; Belter; Berg, J.; Bernstein; Bodine; Boehm; Boucher; Brodshaug; Brown; Carlson, A.; Christopherson; Cleary; Coats; Dobrinski; Dorso; Drovdal; Freier; Froseth; Gates; Glassheim; Goffe; Gorder; Grosz; Grumbo; Gulleon; Hagle; Hanson; Henegar; Hokana; Holm; Jacobs; Johnson; Keiser; Kelsch; Kempenich; Kerzman; Kilichowski; Klein; Kretschmar; Mahoney; Maragos; Martin; Martinson; Monson; Mutzenberger; Nelson; Ness; Nicholas; Oban; Olsen, D.; Olson, A.; Porter; Price; Rennerfeldt; Ring; Rydell; Schindler; Shide; Sitz; Skarphol; Soukup; Stenehjem; Stenson; Svedjan; Sveen; Thorpe; Timm; Tollefson; Torgerson; Wanzek; Wardner; Speaker R. Berg

**EXCUSED:** Bateman; Byerly; Carlisle; Clayburgh; Dalrymple; DeWitz; Gerntholz; Gorman; Hausauer; Howard; Huether; Kaldor; Kroeber; Kunkel; Laughlin; Nichols; Payne; Pyle; St. Aubyn; Wald; Wentz; Wilkie

**ABSENT AND NOT VOTING:** Carlson, C.; Poolman

Engrossed HB 1360 passed and the title was agreed to.

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**SECOND READING OF HOUSE BILL**

**HB 1376:** A BILL for an Act to provide for organization and dissolution of township park districts incorporating territory in organized and unorganized townships.

**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 70 YEAS, 3 NAYS, 22 EXCUSED, 3 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Allmaras; Austin; Belter; Berg, J.; Bernstein; Bodine; Boehm; Boucher; Brodshaug; Brown; Christopherson; Cleary; Coats; Dobrinski; Drovdal; Freier; Froseth; Gates; Glassheim; Goffe; Grumbo; Gulleon; Hagle; Hanson; Henegar; Hokana; Holm; Jacobs; Johnson; Keiser; Kelsch; Kempenich; Kerzman; Kilichowski; Klein; Kretschmar; Mahoney; Maragos; Martin; Martinson; Monson; Mutzenberger; Nelson; Ness; Nicholas; Oban; Olsen, D.; Olson, A.; Porter; Price; Rennerfeldt; Ring; Rydell; Schindler; Shide; Sitz; Skarphol; Soukup; Stenehjem; Stenson; Svedjan; Sveen; Thorpe; Timm; Tollefson; Torgerson; Wanzek; Wardner; Speaker R. Berg

**NAYS:** Carlson, A.; Dorso; Grosz

**EXCUSED:** Bateman; Byerly; Carlisle; Clayburgh; Dalrymple; DeWitz; Gerntholz; Gorman; Hausauer; Howard; Huether; Kaldor; Kroeber; Kunkel; Laughlin; Nichols; Payne; Pyle; St. Aubyn; Wald; Wentz; Wilkie

**ABSENT AND NOT VOTING:** Carlson, C.; Gorder; Poolman

Engrossed HB 1376 passed and the title was agreed to.

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**SECOND READING OF HOUSE BILL**

**HB 1386:** A BILL for an Act to amend and reenact section 10-06-04.3 of the North Dakota Century Code, relating to acquisition of farmland or rangeland by nonprofit organizations.

**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 3 YEAS, 71 NAYS, 22 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Froseth; Schindler; Sveen

**NAYS:** Aarsvold; Allmaras; Austin; Belter; Berg, J.; Bernstein; Bodine; Boehm; Boucher; Brodshaug; Brown; Carlson, A.; Christopherson; Cleary; Coats; Dobrinski; Dorso; Drovdal; Freier; Gates; Glassheim; Goffe; Gorder; Grosz; Grumbo; Gulleson; Hagle; Hanson; Henegar; Hokana; Holm; Jacobs; Johnson; Keiser; Kelsch; Kempenich; Kerzman; Kilichowski; Klein; Kretschmar; Mahoney; Maragos; Martin; Martinson; Monson; Mutzenberger; Nelson; Ness; Nicholas; Oban; Olsen, D.; Olson, A.; Porter; Price; Rennerfeldt; Ring; Rydell; Shide; Sitz; Skarphol; Soukup; Stenehjem; Stenson; Svedjan; Thorpe; Timm; Tollefson; Torgerson; Wanzek; Wardner; Speaker R. Berg

**EXCUSED:** Bateman; Byerly; Carlisle; Clayburgh; Dalrymple; DeWitz; Gerntholz; Gorman; Hausauer; Howard; Huether; Kaldor; Kroeber; Kunkel; Laughlin; Nichols; Payne; Pyle; St. Aubyn; Wald; Wentz; Wilkie

**ABSENT AND NOT VOTING:** Carlson, C.; Poolman

HB 1386 was declared lost.

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**SECOND READING OF HOUSE BILL**

**HB 1437:** A BILL for an Act to amend and reenact subdivision a of subsection 1 of section 4-09-10, subsection 2 of section 4-09-14, sections 4-09-14.1, 4-09-14.3, 4-09-14.4, and 4-09-20 of the North Dakota Century Code, relating to seed labeling requirements, penalty for late filing of seed permit reports, and collection of royalty fees.

**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 72 YEAS, 0 NAYS, 22 EXCUSED, 4 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Allmaras; Austin; Belter; Berg, J.; Bernstein; Bodine; Boehm; Brodshaug; Brown; Carlson, A.; Christopherson; Cleary; Dobrinski; Dorso; Drovdal; Freier; Froseth; Gates; Glassheim; Goffe; Gorder; Grosz; Grumbo; Gulleson; Hagle; Hanson; Henegar; Hokana; Holm; Jacobs; Johnson; Keiser; Kelsch; Kempenich; Kerzman; Kilichowski; Klein; Kretschmar; Mahoney; Maragos; Martin; Martinson; Monson; Mutzenberger; Nelson; Ness; Nicholas; Oban; Olsen, D.; Olson, A.; Porter; Price; Rennerfeldt; Ring; Rydell; Schindler; Shide; Sitz; Skarphol; Soukup; Stenehjem; Stenson; Svedjan; Sveen; Thorpe; Timm; Tollefson; Torgerson; Wanzek; Wardner; Speaker R. Berg

**EXCUSED:** Bateman; Byerly; Carlisle; Clayburgh; Dalrymple; DeWitz; Gerntholz; Gorman; Hausauer; Howard; Huether; Kaldor; Kroeber; Kunkel; Laughlin; Nichols; Payne; Pyle; St. Aubyn; Wald; Wentz; Wilkie

**ABSENT AND NOT VOTING:** Boucher; Carlson, C.; Coats; Poolman

HB 1437 passed and the title was agreed to.

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#### SECOND READING OF HOUSE BILL

**HB 1452:** A BILL for an Act to create and enact a new subsection to section 11-18-02.2, a new section to chapter 57-12, and a new section to chapter 57-13 of the North Dakota Century Code, relating to access by licensed appraisers and certified appraisers to statements of full consideration; and to amend and reenact subsection 7 of section 11-18-02.2 of the North Dakota Century Code, relating to access by licensed appraisers and certified appraisers to statements of full consideration filed with the state board of equalization or register of deeds.

#### 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 73 YEAS, 1 NAY, 22 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Allmaras; Austin; Belter; Berg, J.; Bernstein; Bodine; Boehm; Boucher; Brodshaug; Carlson, A.; Christopherson; Cleary; Coats; Dobrinski; Dorso; Drovdal; Freier; Froseth; Gates; Glassheim; Goffe; Gorder; Grosz; Grumbo; Gulleson; Hagle; Hanson; Henegar; Hokana; Holm; Jacobs; Johnson; Keiser; Kelsch; Kempenich; Kerzman; Kilichowski; Klein; Kretschmar; Mahoney; Maragos; Martin; Martinson; Monson; Mutzenberger; Nelson; Ness; Nicholas; Oban; Olsen, D.; Olson, A.; Porter; Price; Rennerfeldt; Ring; Rydell; Schindler; Shide; Sitz; Skarphol; Soukup; Stenehjem; Stenson; Svedjan; Sveen; Thorpe; Timm; Tollefson; Torgerson; Wanzek; Wardner; Speaker R. Berg

**NAYS:** Brown

**EXCUSED:** Bateman; Byerly; Carlisle; Clayburgh; Dalrymple; DeWitz; Gerntholz; Gorman; Hausauer; Howard; Huether; Kaldor; Kroeber; Kunkel; Laughlin; Nichols; Payne; Pyle; St. Aubyn; Wald; Wentz; Wilkie

**ABSENT AND NOT VOTING:** Carlson, C.; Poolman

HB 1452 passed and the title was agreed to.

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#### MOTION

**REP. FREIER MOVED** that the House waive the reading of the titles to HB 1347 and HB 1483, which motion prevailed.

#### SECOND READING OF HOUSE BILL

**HB 1304:** A BILL for an Act to establish a board of electrology and to provide for the licensure of electrologists; to repeal chapter 43-38 of the North Dakota Century Code, relating to electrologists and electronic hair removal technicians; 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, and has committee recommendation of DO PASS, the roll was called and there were 66 YEAS, 8 NAYS, 22 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Allmaras; Austin; Belter; Bernstein; Bodine; Boehm; Boucher; Brodshaug; Brown; Carlson, A.; Christopherson; Cleary; Coats; Dobrinski; Dorso; Drovdal; Freier; Froseth; Gates; Glassheim; Goffe; Gorder; Grosz; Grumbo; Gulleson; Hagle; Hanson; Henegar; Hokana; Holm; Jacobs; Johnson; Keiser; Kelsch; Kempenich; Kerzman; Kilichowski; Klein; Kretschmar; Mahoney; Maragos; Martin; Monson; Ness; Nicholas;

Olsen, D.; Porter; Price; Rennerfeldt; Ring; Rydell; Schindler; Shide; Sitz; Soukup; Stenehjelm; Stenson; Svedjan; Sveen; Thorpe; Timm; Tollefson; Wanzek; Wardner; Speaker R. Berg

**NAYS:** Berg, J.; Martinson; Mutzenberger; Nelson; Oban; Olson, A.; Skarphol; Torgerson

**EXCUSED:** Bateman; Byerly; Carlisle; Clayburgh; Dalrymple; DeWitz; Gerntholz; Gorman; Hausauer; Howard; Huether; Kaldor; Kroeber; Kunkel; Laughlin; Nichols; Payne; Pyle; St. Aubyn; Wald; Wentz; Wilkie

**ABSENT AND NOT VOTING:** Carlson, C.; Poolman

Reengrossed HB 1304 passed and the title was agreed to.

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**SECOND READING OF HOUSE BILL**

**HB 1347:** A BILL for an Act to provide for optional, advisory study by local citizens and leaders of statutory tools to adapt their local government structure and operation to local needs and resources, and to prepare for maximum effectiveness, creativity, and efficiency in future local governance; to create and enact two new chapters to title 11, two new sections to chapter 11-05, a new section to chapter 11-06, a new section to chapter 11-09.1, a new section to title 40, a new section to chapter 40-05.1, two new sections to chapter 40-49, a new chapter to title 40, and three new chapters to title 54 of the North Dakota Century Code, relating to optional tools for restructuring local governance including joint powers agreements, options for combining or separating elective county offices or redesignating county offices as elective or appointive, options for sharing offices among counties and among other local governments, options for broader participation in county and city home rule, procedures for optional transfers of local government powers or functions to counties, changes in county lines, county consolidation, and procedures for increasing or decreasing the number of members of city governing boards and city park commissioners, for combining boards of park commissioners, and for dissolving a city park district; to amend and reenact sections 11-05-02, 11-05-04, 11-05-05, 11-05-07, 11-05-25, 11-05-26, 11-05.1-01, 11-05.1-03, 11-05.1-04, 11-05.1-06, 11-08-02.1, 11-08-05, 11-09-03, 11-09-07, 11-09-48, 11-09.1-02, 11-09.1-03, 11-09.1-04, subsection 3 of section 11-09.1-05, sections 11-10-02, 40-04.1-01, 40-04.1-02, 40-05.1-01, 40-05.1-03, 40-05.1-04, 40-08-03, 40-08-04, 40-09-01, 40-09-04, 40-10-02, 40-12-01, 40-14-04, 40-49-05, and 54-40-08 of the North Dakota Century Code and to amend and reenact section 10 of chapter 326 and sections 4, 8, and 9 of chapter 442 of the 1991 Session Laws of North Dakota, relating to procedures for adopting the consolidated office and county manager forms of county government, the city manager plan, county and city home rule, and county consolidation, joint powers agreements, the removal of the minimum population requirement for adopting city home rule, membership on the governing bodies of cities and city park boards, and appointive offices in council cities; and to repeal sections 11-05-01, 11-05-03, 11-05-08, 11-05-10, 11-05-11, 11-05-11.1, 11-05-12, 11-05-13, 11-05-14, 11-05-16, 11-05-17, 11-05-18, 11-05-19, 11-05-20, 11-05-21, 11-05-22, 11-05-23, 11-05-24, 11-05-27, 11-06-02, 11-06-05, 11-08-02, 11-09-02, 11-09.1-08, 40-05.1-09, 40-08-03.1, 40-08-03.2, 40-08-04.1, 40-08-06.1, and 54-40-07 of the North Dakota Century Code and section 5 of chapter 326 and section 6 of chapter 442 of the 1991 Session Laws of North Dakota, relating to procedures for county consolidation and changes in county lines, membership on the governing bodies of cities, and clarification of the authority of political subdivisions to enter into joint powers agreements.

**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 66 YEAS, 7 NAYS, 22 EXCUSED, 3 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Allmaras; Austin; Belter; Berg, J.; Bernstein; Bodine; Boehm; Boucher; Brodshaug; Carlson, A.; Christopherson; Cleary; Coats; Dobrinski; Dorso; Drovdal; Freier; Froseth; Gates; Glassheim; Goffe; Gorder; Grosz; Grumbo; Gulleon; Hanson; Henegar; Hokana; Holm; Jacobs; Johnson; Keiser; Kelsch; Kerzman; Kilichowski; Klein; Kretschmar; Mahoney; Martin; Mutzenberger; Nelson; Ness; Nicholas; Oban; Porter; Price; Rennerfeldt; Ring; Rydell; Schindler; Shide; Sitz; Skarphol; Soukup; Stenehjem; Stenson; Svedjan; Sveen; Thorpe; Timm; Tollefson; Torgerson; Wanzek; Wardner; Speaker R. Berg

**NAYS:** Brown; Kempenich; Maragos; Martinson; Monson; Olsen, D.; Olson, A.

**EXCUSED:** Bateman; Byerly; Carlisle; Clayburgh; Dalrymple; DeWitz; Gerntholz; Gorman; Hausauer; Howard; Huether; Kaldor; Kroeber; Kunkel; Laughlin; Nichols; Payne; Pyle; St. Aubyn; Wald; Wentz; Wilkie

**ABSENT AND NOT VOTING:** Carlson, C.; Hagle; Poolman

Engrossed HB 1347 passed and the title was agreed to.

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**SECOND READING OF HOUSE BILL**

**HB 1474:** A BILL for an Act to amend and reenact section 15-29-10 of the North Dakota Century Code, relating to school district records and complaints against school district employees.

**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 64 YEAS, 10 NAYS, 22 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Allmaras; Austin; Belter; Bernstein; Bodine; Boehm; Boucher; Brodshaug; Brown; Carlson, A.; Christopherson; Cleary; Coats; Drovdal; Freier; Gates; Glassheim; Goffe; Grumbo; Gulleon; Hagle; Hanson; Henegar; Hokana; Holm; Jacobs; Johnson; Keiser; Kelsch; Kempenich; Kerzman; Kilichowski; Klein; Kretschmar; Mahoney; Martin; Martinson; Monson; Mutzenberger; Nelson; Ness; Nicholas; Oban; Olsen, D.; Olson, A.; Porter; Price; Rennerfeldt; Rydell; Schindler; Shide; Sitz; Skarphol; Stenson; Svedjan; Sveen; Thorpe; Timm; Tollefson; Torgerson; Wanzek; Wardner; Speaker R. Berg

**NAYS:** Berg, J.; Dobrinski; Dorso; Froseth; Gorder; Grosz; Maragos; Ring; Soukup; Stenehjem

**EXCUSED:** Bateman; Byerly; Carlisle; Clayburgh; Dalrymple; DeWitz; Gerntholz; Gorman; Hausauer; Howard; Huether; Kaldor; Kroeber; Kunkel; Laughlin; Nichols; Payne; Pyle; St. Aubyn; Wald; Wentz; Wilkie

**ABSENT AND NOT VOTING:** Carlson, C.; Poolman

Engrossed HB 1474 passed and the title was agreed to.

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**SECOND READING OF HOUSE BILL**

**HB 1483:** A BILL for an Act to create and enact section 11-11.1-01.1 and a new section to chapter 57-15 of the North Dakota Century Code, relating to a joint job development authority for counties and the establishment of economic growth districts; and to amend and reenact sections

11-11.1-02, 11-11.1-03, 11-11.1-04, 11-11.1-06, and 57-15-31 of the North Dakota Century Code, relating to a joint job development authority for counties and county general fund levies.

#### 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 71 YEAS, 2 NAYS, 22 EXCUSED, 3 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Allmaras; Austin; Belter; Berg, J.; Bernstein; Bodine; Boehm; Boucher; Brodshaug; Brown; Carlson, A.; Christopherson; Cleary; Coats; Dobrinski; Drovdal; Freier; Froseth; Gates; Glassheim; Gorder; Grumbo; Gullerson; Hagle; Hanson; Henegar; Hokana; Holm; Jacobs; Johnson; Keiser; Kelsch; Kempenich; Kerzman; Kilichowski; Klein; Kretschmar; Mahoney; Maragos; Martin; Martinson; Monson; Mutzenberger; Nelson; Ness; Nicholas; Oban; Olsen, D.; Olson, A.; Porter; Price; Rennerfeldt; Ring; Rydell; Schindler; Shide; Sitz; Skarphol; Soukup; Stenehjem; Stenson; Svedjan; Sveen; Thorpe; Timm; Tollefson; Torgerson; Wanzek; Wardner; Speaker R. Berg

**NAYS:** Goffe; Grosz

**EXCUSED:** Bateman; Byerly; Carlisle; Clayburgh; Dalrymple; DeWitz; Gerntholz; Gorman; Hausauer; Howard; Huether; Kaldor; Kroeber; Kunkel; Laughlin; Nichols; Payne; Pyle; St. Aubyn; Wald; Wentz; Wilkie

**ABSENT AND NOT VOTING:** Carlson, C.; Dorso; Poolman

Engrossed HB 1483 passed and the title was agreed to.

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#### SECOND READING OF HOUSE CONCURRENT RESOLUTIONS ON CONSENT CALENDAR

**HCR 3013:** A concurrent resolution directing the Legislative Council to study accreditation standards utilized by the Department of Public Instruction, other than those set forth in the constitution or statutes of this state.

**HCR 3022:** A concurrent resolution urging the United States Army Corps of Engineers to manage Missouri River mainstem reservoir storage in a manner that will maintain adequate and sufficient levels of water in Lake Sakakawea and Lake Oahe.

**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.

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

**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.

**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.

**HCR 3036:** A concurrent resolution expressing support for the development of the Central North American Trade Corridor.

**HCR 3039:** A concurrent resolution urging the Secretary of Agriculture to increase commodity loan rates, implement the Target Option Payment program, appropriately index target prices, increase acceptance rates by the Farmer Owned Reserve, adjust milk marketing orders, study the relationship between support levels, production costs, and farm income, and review current regulations governing commodity support programs.

**HCR 3043:** A concurrent resolution directing the Legislative Council to study the medical assistance eligible population in this state to determine if there is a need for a more equitable distribution of medical assistance reimbursement to certain providers.

**HCR 3044:** A concurrent resolution directing the Legislative Council to study the feasibility of the state establishing teacher salaries.

**HCR 3045:** A concurrent resolution directing the Legislative Council to study the tax structure, particularly the balance among the various tax systems in North Dakota.

**HCR 3046:** A concurrent resolution directing the Legislative Council to study the need for and development of a statewide trauma care system in this state.

**HCR 3052:** A concurrent resolution directing the Legislative Council to study the imposition of state income taxes for individuals, estates, and trusts.

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

HCR 3013, HCR 3022, HCR 3028, HCR 3029, HCR 3033, HCR 3034, HCR 3036, HCR 3039, HCR 3043, HCR 3044, HCR 3045, HCR 3046, and HCR 3052 were declared adopted on a voice vote.

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#### MOTION

REP. FREIER MOVED that the absent member 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 10:00 a.m., Wednesday, February 17, 1993, which motion prevailed.

#### REPORT OF STANDING COMMITTEE

**HB 1015:** Appropriations Committee (Rep. Dalrymple, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (21 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1015 was placed on the Sixth order on the calendar.

Page 1, line 3, replace "providing for an appropriation of funds from the resources trust" with "and to amend and reenact sections 1 and 4 of chapter 573 of the 1991 Session Laws of North Dakota, relating to the centennial trees commission and to the provision of an expiration date."

Page 1, remove lines 4 through 6

Page 1, line 12, after "commission" insert "and the soil conservation committee"

Page 1, line 13, replace "its" with "their"

Page 1, line 14, replace "; and to the soil conservation committee for" with a comma

Page 1, remove lines 15 and 16

Page 1, line 20, replace "7,381,536" with "7,012,249"

Page 1, line 21, replace "101,716" with "87,192"

Page 1, line 22, replace "6,481,138" with "7,631,320"

Page 2, line 2, replace "27,600,000" with "26,600,000"

Page 2, line 3, replace "8,997,509" with "9,297,509"

Page 2, remove line 4

Page 2, line 6, replace "53,977,244" with "53,904,620"

Page 2, line 7, replace "47,945,366" with "48,394,524"

Page 2, line 8, replace "6,031,878" with "5,510,096"

Page 2, line 11, replace "96,246" with "472,157"

Page 2, line 12, replace "1,862" with "8,665"

Page 2, line 13, replace "11,912" with "180,386"

Page 2, replace lines 14 and 15 with:

"Equipment	1,000
Grants	785,386
Grants to state agencies	<u>60,000</u>
Total all funds	\$1,507,594
Less estimated income	<u>266,617</u> "

Page 2, line 16, replace "965,406" with "1,240,977"

Page 2, line 17, replace "6,997,284" with "6,751,073"

Page 2, line 18, replace "47,945,366" with "48,661,141"

Page 2, line 19, replace "54,942,650" with "55,412,214"

Page 2, line 20, replace "APPROPRIATION" with "RESOURCES TRUST FUND" and replace "\$11,201,581" with "\$11,501,581"

Page 2, line 22, replace "hereby appropriated" with "available"

Page 3, line 1, replace "1993" with "1995"

Page 3, line 5, replace "\$11,201,581" with "\$11,501,581"

Page 3, replace lines 22 through 28 with:

"SECTION 9. CENTENNIAL TREES PROGRAM - CENTENNIAL TREES PROGRAM TRUST FUND. The estimated income line item in subdivision 2 of section 1 of this Act includes \$214,131, or so much of the sum as may be necessary, from the centennial trees program trust fund for operating costs of the centennial trees commission and the soil conservation committee for the biennium beginning July 1, 1993, and ending June 30, 1995. The amounts appropriated in the grants line item of \$40,000 and grants to state agencies line item of \$60,000 relating to centennial trees commission grants in subdivision 2 of section 1 of

this Act may be spent only from income of the centennial trees program trust fund received during the biennium beginning July 1, 1993, and ending June 30, 1995.

**SECTION 10. LEGISLATIVE INTENT.** It is the intent of the legislative assembly that the centennial trees commission present to the fifty-fourth legislative assembly its recommendation regarding the use of the balance in the centennial trees program trust fund on June 30, 1995.

**SECTION 11. AMENDMENT.** Section 1 of chapter 573 of the 1991 Session Laws of North Dakota is amended and reenacted as follows:

**SECTION 1. Centennial trees commission.** There is hereby created the centennial trees commission which consists of the lieutenant governor and six additional members appointed by the governor for two-year terms. The terms of three members expire on June thirtieth of each year or when successors are duly appointed and qualified. Vacancies must be filled by appointment of the governor.

**Duties of commission.** To work to achieve the goal of planting one hundred million trees during the decade of the 1990s, the commission may:

1. Expend funds within the limits of legislative appropriations, together with the interest therefrom, which are received from governmental and private entities, or granted for the centennial trees program;
2. Make grants to further the purpose of the program;
3. Select and appoint personnel, establish their salaries, and provide for their expenses, to carry out the policies and directives of the commission;
4. Create advisory committees for special purposes and reimburse the members for travel expenses in the same manner as allowed for state employees; and
5. Cooperate with federal, state, and local agencies and private organizations.

**Centennial trees program trust fund.** A special fund known as the centennial trees program trust fund is established in the state treasury. Income earned on moneys in the fund must be credited to the fund. Moneys in the fund may be spent by the centennial trees commission within the limits of legislative appropriations for defraying the costs associated with the centennial trees program.

**Authority for local governments to participate.** Any political subdivision of the state may provide financial aid or supportive services to the centennial trees program.

**Commission to adopt rules.** The centennial trees commission may adopt rules to implement the provisions of this chapter.

**Biennial report to the legislative assembly.** The centennial trees commission shall present a report each biennium to the legislative assembly which must include information on the activities and the revenues and expenses of the commission.

Commission part of state soil conservation committee. The centennial trees commission and its staff are under the general supervision of the state soil conservation committee.

**SECTION 12. AMENDMENT.** Section 4 of chapter 573 of the 1991 Session Laws of North Dakota is amended and reenacted as follows:

**SECTION 4. EXPIRATION DATE.** Except as provided in section 2 of this Act, this Act is effective through June 30, ~~2001~~ 1995."

Page 4, remove lines 1 through 4

Re-number accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:**

**DEPARTMENT 710 - SOIL CONSERVATION COMMITTEE**

HOUSE - This amendment makes the following changes to Governor Sinner's executive budget recommendation to reflect Governor Schafer's recommended appropriations for the Soil Conservation Committee:

- The proposed merger of the Soil Conservation Committee with the Water Commission that would have been effective January 1, 1994, is eliminated; therefore, the following is added to the Soil Conservation Committee appropriation from the Water Commission appropriation:

Salaries and wages (3 FTEs)	\$173,992
Information services	5,586
Operating expenses	35,738
Equipment	<u>1,000</u>
Total general fund	\$216,316

- Statutory changes made provide that:

The Centennial Trees Commission is under the supervision of the Soil Conservation Committee.

The Centennial Trees Commission is effective through June 30, 1995.

- The proposed merger of the Centennial Trees Commission with the Governor's office is eliminated and the commission is merged with the Soil Conservation Committee; therefore, the following amounts are added to the Soil Conservation Committee appropriation from the Governor's office for the Centennial trees program:

Salaries and wages (1 FTE)	\$ 59,165
Information services	2,180
Operating expenses	49,558
Grants	40,000
Grants to state agencies	<u>60,000</u>
Total other funds	\$210,903

Proposed funding for the Centennial trees program for the 1993-95 biennium is reduced from the 1991-93 appropriated level by \$27,919 of other funds including the elimination of 1 FTE position.

- A funding source change of \$43,502 from the general fund to other funds available from the Centennial trees program trust fund is included for administrative costs of the Soil Conservation Committee which relate to the Centennial trees program and other assistance.
- The soil survey contract line item of \$110,000 from the general fund is removed and \$117,323 from the general fund is added for soil survey operations; \$104,415 is for salaries and wages including two FTEs, and \$12,908 is for related operating expenses.

- The special line item for the soil conservationists' contract with the NDSU Extension Service of \$745,386 from the general fund is eliminated and the soil conservation technician grants program is provided \$745,386 from the general fund.
- The salaries and wages line item is increased by \$44,660 from the general fund for one FTE administrative position.
- The salaries and wages line item is decreased by \$6,321 from the general fund, of which \$1,152 is for reduced employee health insurance costs and \$5,169 is to reflect Governor Schafer's salary increase recommendation.

In addition, the information services line item is reduced by \$963, \$745 of which is from the general fund relating to the Soil Conservation Committee and \$218 of other funds relating to the Centennial Trees Commission.

Operating expenses are increased by \$70,270, \$57,840 of which is from the general fund and \$12,430 of other funds for indirect cost allocation payments to the general fund.

A section of legislative intent is added providing that the Centennial Trees Commission present its recommendation for the use of the funds remaining in the Centennial trees program trust fund to the 1995 Legislative Assembly.

In total, the Soil Conservation Committee appropriation is increased by \$542,188, of which \$275,571 is from the general fund and \$266,617 is from other funds. Funding is provided for a total of seven FTE positions.

#### DEPARTMENT 770 - STATE WATER COMMISSION

HOUSE - This amendment makes the following changes to Governor Sinner's executive budget recommendation to reflect Governor Schafer's recommended appropriations:

- The salaries and wages line item is decreased by \$184,733 from the general fund, of which \$32,640 is for reduced health insurance costs and \$152,093 is to reflect Governor Schafer's salary increase recommendation. The salaries and wages line item is also reduced by \$8,812 from the general fund relating to reducing Water Commission meetings from three to two days per month.
- The information services line item is reduced by \$9,688 from the general fund.
- The interagency legal fees line item of \$138,995 is removed, a reduction of \$119,273 from the general fund and \$19,722 of other funds.
- Operating expenses are increased by \$19,722 of other funds related to legal services to be paid from operating expenses and by \$166,198, of which \$17,040 is from the general fund, for the payment of indirect costs to the Office of Management and Budget for 1993-95.
- Operating expenses are also increased by \$1,000,000 of other funds and capital improvements are reduced by \$1,000,000 to reflect the expenses of the Southwest Pipeline Project in the appropriate line items.
- The grants line item is increased by \$300,000 from the resources trust fund related to additional carryover of funds and fund income.
- In addition to the above changes, the following amounts were removed related to the removal of funds for the Soil Conservation Committee.

GENERAL FUND  
REDUCTION

Salaries and wages (3 FTEs)	\$(175,742)
Information services	(4,836)
Operating expenses	<u>(35,738)</u>
Total	\$(216,316)

Total changes to the Water Commission include a general fund reduction of \$521,782 and an increase of \$449,158 of other funds, for a net total decrease of \$72,624.

## REPORT OF STANDING COMMITTEE

HB 1017: Appropriations Committee (Rep. Dalrymple, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (21 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1017 was placed on the Sixth order on the calendar.

Page 1, line 2, remove "to provide an"

Page 1, line 3, remove "appropriation from the workers' compensation fund;"

Page 1, line 16, replace "8,818,595" with "9,893,723"

Page 1, line 17, replace "1,481,341" with "1,351,407"

Page 1, line 18, replace "3,174,150" with "3,553,126"

Page 1, line 19, replace "954,908" with "1,152,559"

Page 1, remove line 20

Page 1, line 22, replace "2,448,394" with "1,319,931"

Page 2, remove line 1

Page 2, line 4, replace "22,253,771" with "21,008,179"

Page 2, line 5, replace "22,243,398" with "20,997,776"

Page 2, line 6, replace "10,373" with "10,403"

Page 2, line 7, replace "APPROPRIATION" with "SPECIAL FUNDS"

Page 2, line 8, replace "\$22,150,255" with "\$20,904,633" and replace "hereby appropriated" with "to be spent"

Renumber accordingly

## STATEMENT OF PURPOSE OF AMENDMENT:

DEPARTMENT 485 - WORKERS COMPENSATION BUREAU

HOUSE - This amendment makes the following changes to Governor Sinner's executive budget recommendation to reflect Governor Schafer's recommended appropriations:

- The salaries and wages line item is decreased by \$1,245,955 from other funds, of which \$50,692 is for reduced employee health insurance costs, \$183,069 is to reflect Governor Schafer's salary increase recommendation, and \$1,012,194 is to reflect a decrease in the recommended number of new positions (Governor Sinner's recommendation

included a total of 33.5 new FTEs while Governor Schafer's recommendation includes 13 new FTEs).

- The operating expenses line item is increased by \$1,138,950 from other funds and the interagency legal fees line item of \$1,138,950 is deleted to reflect Governor Schafer's recommendation regarding legal fees charged by the Attorney General.
- The imaging project line item is decreased by \$59,833 of other funds to reflect the elimination of two new FTE positions recommended in Governor Sinner's recommendation (the two FTEs are included in the 33.5 new FTEs mentioned previously).

In addition to the changes listed above, this amendment makes the following changes:

- Increases salaries and wages line item by \$647,301 for the addition of 12 FTEs. The imaging project line item is decreased by \$147,301 and the reinsurance line item of \$500,000 is eliminated, in order to provide the \$647,301 in the salaries and wages line item; all funds are other funds.
- Transfers \$1,504,871 of other funds from the imaging project line item to the following line items for 25 temporary employees:

Salaries and wages	\$1,210,000
Information services	18,200
Operating expenses	79,020
Equipment	<u>197,651</u>
Total	\$1,504,871

- Increases salaries and wages line item by \$463,782 of other funds and operating expenses by \$61,760 of other funds for a total increase of \$525,542 of other funds for five FTEs transferred from the Attorney General's office, bringing the total authorized FTEs for the bureau to 134.5 FTEs.
- Reduces operating expenses by \$1,082,950 of other funds for the elimination of fees to the Attorney General's office. The fees will not be paid because of the five attorneys being added to the bureau's staff. The difference of \$557,408 between the savings of \$1,082,950 and the increase of \$525,542 associated with the five FTE attorneys is being added into the imaging project line item.
- Increases operating expenses line item by \$60,196, \$60,166 of which is from other funds and \$30 from the general fund for indirect cost payments to the general fund.
- Transfers \$122,000 of other funds from the imaging project line item to the operating expenses line item for moving expenses.
- Reduces the information services line item by \$148,134 of other funds to reflect a ten percent decrease and increases the imaging project line item by \$148,134.

In total, this amendment decreases the appropriation to the Workers Compensation Bureau by \$1,245,622 of other funds and increases the appropriation by \$30 from the general fund for a net decrease of \$1,245,592.

REPORT OF STANDING COMMITTEE

HB 1054: Agriculture Committee (Rep. Nicholas, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (15 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1054 was placed on the Sixth order on the calendar.

Page 3, line 19, replace "by the commissioner by rule" with "in section 4-33-01"

Page 4, line 27, overstrike "the truck regulatory division,"

Page 7, line 20, after "commissioners" insert "in consultation with the county weed board"

Page 7, line 21, remove ", or upon petition by twenty percent of the number of qualified electors"

Page 7, remove line 22

Page 7, line 23, remove "shall,"

Page 7, line 25, remove "funds pursuant to section 4-33-11 or" and remove "any other"

Page 7, line 26, replace "source" with "sources"

Page 11, line 27, overstrike "thereof" and after "shall" insert "incurred for noxious weed control"

Page 11, line 28, remove "or section 4-33-11"

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

HB 1180: Natural Resources Committee (Rep. A. Olson, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO NOT PASS (8 YEAS, 5 NAYS, 2 ABSENT AND NOT VOTING). HB 1180 was placed on the Sixth order on the calendar.

Page 1, line 1, after "20.1-03-12" insert "and subsections 7, 8, 19, and 26 of section 20.1-03-12"

Page 1, line 3, after "boating" insert "and to provide an effective date"

Page 2, line 7, remove "or nonresidents"

Page 2, line 9, remove "or nonresidents"

Page 2, line 18, replace "age sixteen and" with "seventy"

Page 2, line 19, remove "over, ninety"

Page 2, line 23, after "game" insert "lottery"

Page 2, line 25, remove the overstrike over "one", remove "two", and after "hundred" insert "fifty"

Page 2, line 26, remove the overstrike over "one", remove "two", and after "hundred" insert "fifty"

Page 2, line 27, replace "five" with "three"

Page 2, line 28, after "any" insert "lottery"

Page 3, line 3, remove ", except the"

Page 3, line 4, remove "license is free to all under the age of sixteen"

Page 3, line 8, remove the overstrike over "twenty" and remove "thirty"

Page 3, line 9, remove the overstrike over "~~thirteen~~"

Page 3, line 10, remove "twenty"

Page 3, line 15, remove the overstrike over "five" and remove "seven"

Page 4, line 1, replace "fifty" with "twenty-five"

Page 4, line 2, remove the overstrike over "~~For a permit to ship, by a person having a resident hunting~~"

Page 4, remove the overstrike over lines 3 through 5

Page 4, line 6, remove the overstrike over "~~dollars.~~" and remove "For a resident and nonresident certificate fee, one"

Page 4, remove line 7

Page 4, line 9, replace "twenty-five" with "ten"

Page 4, line 12, remove "For an annual"

Page 4, remove lines 13 and 14

Page 4, line 15, overstrike "22."

Page 4, line 28, overstrike "23." and insert immediately thereafter "22."

Page 5, line 17, overstrike "24." and insert immediately thereafter "23."

Page 5, line 22, overstrike "25." and insert immediately thereafter "24."

Page 5, line 26, overstrike "26." and insert immediately thereafter "25." and remove the overstrike over "~~For an annual license to peddle fish species abounding in waters of~~"

Page 5, line 27, remove the overstrike over "~~this state, three dollars.~~" and remove "For a resident paddlefish tag annual"

Page 5, remove line 28

Page 6, line 1, overstrike "27." and insert immediately thereafter "26."

Page 6, line 3, overstrike "28." and insert immediately thereafter "27."

Page 6, line 6, overstrike "29." and insert immediately thereafter "28."

Page 6, line 7, replace "one hundred" with "seventy-five"

Page 6, line 8, overstrike "30." and insert immediately thereafter "29."

Page 6, line 9, overstrike "31." and insert immediately thereafter "30."

Page 6, line 10, overstrike "32." and insert immediately thereafter "31."

Page 6, line 11, overstrike "33." and insert immediately thereafter "32."

Page 6, line 12, overstrike "34." and insert immediately thereafter "33."

Page 6, line 19, overstrike "35." and insert immediately thereafter "34.", after "guide" insert "for both hunting and fishing", remove the overstrike over "one", and remove "two"

Page 6, after line 19, insert:

- "35. For an annual license to guide only for hunting, sixty dollars.
36. For an annual license to guide only for fishing, sixty dollars.
37. For an annual license to be an assistant hunting guide, thirty dollars.
38. For an annual license to be an assistant fishing guide, thirty dollars."

Page 6, line 20, overstrike "36." and insert immediately thereafter "39.", replace "twenty" with "ten", and remove the underscored comma

Page 6, remove line 21

Page 6, line 22, remove "dollars"

Page 6, line 23, overstrike "37." and insert immediately thereafter "40."

Page 6, line 25, overstrike "38." and insert immediately thereafter "41."

Page 6, line 26, overstrike "39." and insert immediately thereafter "42."

Page 6, line 27, replace "fifteen" with "ten"

Page 7, overstrike lines 1 and 2

Page 7, line 3, overstrike "hunting season,", remove "fifty" and overstrike "dollars."

Page 7, line 4, overstrike "41." and insert immediately thereafter "43."

Page 7, line 6, overstrike "42." and insert immediately thereafter "44."

Page 7, line 7, overstrike "43." and insert immediately thereafter "45."

Page 7, line 9, overstrike "44." and insert immediately thereafter "46."

Page 7, line 10, overstrike "45." and insert immediately thereafter "47."

Page 7, line 11, replace "five" with "three"

Page 7, line 12, overstrike "46." and insert immediately thereafter "48."

Page 7, line 14, overstrike "47." and insert immediately thereafter "49."

Page 7, line 15, overstrike "48." and insert immediately thereafter "50."

Page 7, line 16, overstrike "49." and insert immediately thereafter "51."

Page 7, after line 20, insert:

"SECTION 3. AMENDMENT. Subsections 7, 8, 19, and 26 of section 20.1-03-12 of the North Dakota Century Code are amended and reenacted as follows:

7. For a nonresident fishing license, ~~twenty~~ twenty-five dollars.
8. For a nonresident short-term seven-day fishing license, ~~thirteen~~ fifteen dollars.

19. For a permit to ship, by a person having a resident hunting license, during the respective open seasons, not to exceed in any one season twenty-five game birds, to points within this state other than his home or to points outside of this state, three dollars. For a resident and nonresident certificate fee, one dollar.
26. ~~For an annual license to peddle fish species abounding in waters of this state a resident or nonresident paddlefish tag annual license, three dollars per tag.~~

**SECTION 4. EFFECTIVE DATE.** Section 3 of this Act becomes effective on April 1, 1994."

Renumber accordingly

**REPORT OF STANDING COMMITTEE**

**HB 1326: Human Services Committee (Rep. Rydell, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (9 YEAS, 5 NAYS, 0 ABSENT AND NOT VOTING). HB 1326 was placed on the Sixth order on the calendar.

- Page 1, line 1, replace "deliver" with "further the development of partnerships with the private sector in the delivery of"
- Page 1, line 2, remove "physical health," and remove the second comma
- Page 1, line 3, remove "to define exceptions, to set"
- Page 1, line 4, remove "standards for exceptions, and" and after "requirements" insert ", and to provide for approval by the budget section of the legislative council"
- Page 1, line 9, remove "physical health," and remove the second comma
- Page 1, line 10, after "by" insert "a partnership between" and replace "nongovernmental" with "profit and not for-profit"
- Page 1, line 11, replace "health care" with "providers and governmental" and remove "Competition is the cornerstone of a free enterprise"
- Page 1, remove line 12
- Page 1, line 13, replace "government. Competition" with "Cooperation" and remove "nongovernmental"
- Page 1, line 15, replace "its" with "the"
- Page 1, line 16, after "to" insert "develop and maintain a stable, comprehensive and coordinated service delivery system throughout the state which capitalizes on private and public sector strengths. In addition to the purchase or provision of services for vulnerable populations, the department should"
- Page 1, line 18, remove "promote delivery of services throughout the state,"
- Page 1, line 19, remove "privately"
- Page 1, line 20, replace "Treatment to be provided by" with "Requirements for a public-", replace "providers" with "partnership", and replace "Insofar as" with "Based on assessed client needs, federal and state statutory requirements, and available"
- Page 1, line 21, remove "permit" and replace "arrange for" with "intensify its development of a public-private partnership in"

- Page 2, line 1, remove "all physical health," and remove the second comma
- Page 2, line 2, replace "nonprofit" with "not for-profit"
- Page 2, line 3, remove "and soliciting"
- Page 2, line 8, after "providers" insert "within this state"
- Page 2, line 9, after "of" insert "comprehensive"
- Page 2, line 10, replace "in separate or combined" with "to individuals regardless of diagnosis or inability to pay"
- Page 2, line 11, remove "specialties and services"
- Page 2, line 13, remove ", and in particular,"
- Page 2, remove line 14
- Page 2, line 15, remove "regional human service centers"
- Page 2, line 17, replace "assure that privately provided" with "assess and evaluate the extent to which"
- Page 2, line 18, replace "will be readily" with "are" and remove "and, as appropriate,"
- Page 2, line 19, remove "in every county of the state"
- Page 2, line 20, after "an" insert "ongoing"
- Page 2, line 21, remove "delivery and", replace "of" with "and cost efficiency of the delivery of public and", and after "services" insert a semicolon
- Page 2, line 22, replace "annually report" with "biennially reporting"
- Page 2, line 23, replace "and to present its report with the comments" with "and presenting its findings and recommendations"
- Page 2, replace line 24 with "legislative assembly."
- Page 2, line 25, replace "Encourage" with "Requiring" and remove "private provider"
- Page 2, after line 26, insert:
- "9. Requiring all providers to provide data and information necessary to fulfill the requirements of the role of the state as set forth in section 1."
- Page 2, line 27, replace "9. Conduct or contract for and encourage" with "10. Conducting and contracting for and encouraging conducting and contracting for"
- Page 3, line 1, replace "10. Conduct or contract" with "11. Conducting or contracting" and remove "physical and"
- Page 3, line 2, after "health" insert "and drug and alcohol abuse"
- Page 3, remove lines 3 through 18
- Page 3, line 20, replace "and" with "are when"

Page 3, remove line 21

Page 3, line 22, remove "following conditions exist"

Page 3, line 24, replace the period with a semicolon

Page 3, line 25, replace the period with "; or"

Page 3, line 27, replace "is not responded to" with "no response to the request has been received"

Page 4, line 2, remove "physical health,", remove the second comma, and replace "drugs" with "drug"

Page 4, line 3, replace "shall" with "must"

Page 4, line 4, replace "annually" with "biannually to ensure continuity of services"

Page 4, line 6, remove "timely" and after "adequate" insert "and timely"

Page 4, line 11, remove "Allow for the provision of service specialties separately and in"

Page 4, remove line 12

Page 4, line 13, remove "7."

Page 4, replace lines 15 through 17 with:

- "7. Be issued pursuant to criteria governing procedures, terms, and conditions for the solicitations. The department shall request and allow public comment on the criteria proposed initially and on amendments to the criteria. The department shall submit the proposed criteria, and any amendment to the criteria, to the budget section of the legislative council for approval or disapproval. No criteria or amendment may take effect until it has been approved by the budget section."

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

HB 1391: Appropriations Committee (Rep. Dalrymple, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (20 YEAS, 1 NAY, 1 ABSENT AND NOT VOTING). HB 1391 was placed on the Sixth order on the calendar.

Page 1, line 2, remove "and"

Page 1, line 3, remove "cities"

Page 1, line 10, remove "and cities"

Page 1, line 11, remove "or city"

Page 1, line 15, remove "or city"

Page 1, line 16, remove "or city"

Page 1, line 19, remove "and the North"

Page 1, line 20, remove "Dakota league of cities"

Page 1, line 21, remove "and the North"

Page 1, line 22, remove "Dakota league of cities"

Page 2, line 5, remove "cities and"

Page 2, line 8, remove "cities and"

Page 2, line 11, replace "\$347,983" with "\$150,000"

Renumber accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:**

DEPARTMENT 085 - PAYMENTS TO POLITICAL SUBDIVISIONS

HOUSE - This amendment removes all references to cities and reduces the appropriation from the state aid distribution fund to \$150,000.

**REPORT OF STANDING COMMITTEE**

HB 1413: Appropriations Committee (Rep. Dalrymple, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (21 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1413 was placed on the Sixth order on the calendar.

Page 1, line 1, replace "sections" with "section" and remove "and 15-27.6-11"

Page 1, line 3, after "consortia" insert "; to repeal section 15-27.6-11 and chapter 15-27.6 of the North Dakota Century Code, relating to school district boundary restructuring, planning grants, and supplemental payments; and to provide an effective date"

Page 1, line 10, overstrike "Each" and insert immediately thereafter "The" and after "board" insert "of a consortium that received first year supplemental pupil payments provided by this section during 1991-92 and second year supplemental pupil payments provided by this section during 1992-93"

Page 1, line 11, overstrike "not to exceed three years" and insert immediately thereafter "of one year"

Page 1, line 12, remove the overstrike over "~~sixty-five~~" and remove "five"

Page 1, line 14, overstrike "The interim"

Page 1, overstrike line 15 through 17

Page 1, line 18, overstrike "third-year cooperative plan."

Page 1, line 22, overstrike "maximum"

Page 2, replace lines 5 through 28 with:

**SECTION 2. REPEAL.** Section 15-27.6-11 of the 1991 Supplement to the North Dakota Century Code is repealed.

**SECTION 3. REPEAL.** Chapter 15-27.6 of the North Dakota Century Code is repealed.

**SECTION 4. EFFECTIVE DATE.** Section 3 of this Act becomes effective on July 1, 1994."

Page 3, remove lines 1 through 8

Renumber accordingly

## REPORT OF STANDING COMMITTEE

HB 1443: Appropriations Committee (Rep. Dalrymple, Chairman) recommends DO NOT PASS (14 YEAS, 7 NAYS, 1 ABSENT AND NOT VOTING). HB 1443 was placed on the Eleventh order on the calendar.

## REPORT OF STANDING COMMITTEE

HB 1458: Judiciary Committee (Rep. Kretschmar, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (8 YEAS, 5 NAYS, 1 ABSENT AND NOT VOTING). HB 1458 was placed on the Sixth order on the calendar.

Page 1, line 1, after "Act" insert "to create and enact four new subsections to section 14-02.1-02 of the North Dakota Century Code, relating to abortion; and", replace "sections" with "section", and after the first comma insert "subsections 1 and 4 of section"

Page 1, line 2, remove "14-02.1-03,"

Page 2, after line 14, insert:

"b. Protect maternal health."

Page 2, line 15, replace "b." with "c."

Page 2, line 17, replace "c." with "d."

Page 2, line 19, replace "d." with "e."

Page 2, line 20, replace "e." with "f." and remove "in conformance with current"

Page 2, line 21, remove "decisions of the United States supreme court"

Page 2, after line 21 insert:

"3. The purpose of this chapter is to reaffirm the tradition of the state to protect every human life whether unborn or aged, healthy or sick."

Page 2, line 22, replace "Section" with "Subsections 1 and 4 of section"

Page 2, line 23, replace "is" with "are"

Page 2, remove line 24

Page 3, line 4, replace "health" with "life", remove "either", and remove "or the unborn child. The term does"

Page 3, remove line 5

Page 3, line 6, remove "to produce a live birth"

Page 3, remove lines 7 through 20

Page 3, line 21, remove the overstrike over "4-" and remove "6."

Page 3, replace lines 27 through 29 with:

"SECTION 3. Four new subsections to section 14-02.1-02 of the North Dakota Century Code are created and enacted as follows:

"Abortion clinic" means an abortion facility that is operated substantially for the performance of abortions, and which:

- a. Performs at least thirty abortions per month in any two months of a calendar year;
- b. Holds itself out to the public as an abortion provider;  
or
- c. Applies for a license as an abortion provider.

"Conception" means the fusion of a human spermatozoon with a human ovum.

"Pregnant" or "pregnancy" means that human reproductive condition of having an unborn child in the mother's body, beginning with conception.

"Unborn child" means an individual organism of the species homo sapiens from conception until birth."

Page 4, remove lines 1 through 29

Page 5, remove lines 1 through 28

Page 6, remove lines 1 through 29

Page 7, remove lines 1 through 29

Page 8, remove lines 1 through 14

Page 9, line 21, remove ", with abortion being considered only as"

Page 9, line 22, remove "a last resort"

Page 10, line 4, replace "3" with "4"

Page 10, line 11, remove the overstrike over "~~After the point in pregnancy where the fetus may reasonably be~~"

Page 10, remove the overstrike over line 12

Page 10, line 13, remove the overstrike over "~~except in a hospital~~"

Page 10, line 17, remove the overstrike over the period

Page 10, line 26, after the overstruck period insert "4."

Page 11, line 1, replace "twenty-one" with "sixty"

Page 11, line 8, overstrike "4." and insert immediately thereafter "5."

Page 11, line 15, overstrike "5." and insert immediately thereafter "6."

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

HB 1459: Judiciary Committee (Rep. Kretschmar, Chairman) A MAJORITY of your committee (Reps. Kretschmar, Kelsch, Brown, Drovdal, Klein, Maragos, Skarphol, Wanzek, Hagle) recommends DO NOT PASS.

#### REPORT OF STANDING COMMITTEE

HB 1459: Judiciary Committee (Rep. Kretschmar, Chairman) A MINORITY of your committee (Reps. Allmaras, Grumbo, Mutzenberger, Ring, Sitz) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS.

Page 1, line 1, replace "three" with "two"

Page 1, line 4, remove "16.1-08.1-03.1,"

Page 3, remove lines 10 through 12

Page 3, line 13, replace "9." with "8.", remove "congressional.", and remove ", political"

Page 3, line 14, remove "subdivision."

Page 4, line 23, remove "or a political subdivision candidate"

Page 4, line 26, remove "and North Dakota candidates for the"

Page 4, line 27, remove "United States house of representatives and United States senate"

Page 5, remove lines 11 through 29

Page 6, remove lines 1 through 15

Page 6, line 16, replace "4." with "1."

Page 6, line 18, replace "ninety" with "one dollar and twenty-five"

Page 6, line 19, replace "that" with "the" and after "office" insert "of governor"

Page 6, line 20, replace "primary" with "general" and replace "that" with "the"

Page 6, line 23, replace "ninety" with "one dollar and twenty-five"

Page 6, line 24, replace "that" with "the" and after "office" insert "of governor"

Page 6, line 26, replace "5." with "2."

Page 6, line 27, remove "or district judge"

Page 6, line 28, replace "ninety cents" with "one dollar"

Page 7, line 1, after "cast" insert "in the candidate's district", replace "that" with "the", after "office" insert "of governor", and replace "primary" with "general"

Page 7, line 4, remove "and district judge"

Page 7, line 5, replace "ninety cents" with "one dollar"

Page 7, line 6, after "cast" insert "in the candidate's district", replace "that" with "the", and after "office" insert "of governor"

Page 7, remove lines 8 through 29

Page 8, remove lines 1 through 28

Page 9, remove lines 1 through 9

Page 9, line 14, replace "sections" with "section" and remove "and 5"

Page 10, line 25, after the third underscored comma insert "or the governing body of"

Page 10, line 26, remove "or any board, commission, or other entity that"

Page 10, line 27, remove "receives public funds"

Renumber accordingly

The reports of the majority and the minority were placed on the Seventh order of business on the calendar for the succeeding legislative day.

**REPORT OF STANDING COMMITTEE**

**HB 1486: Human Services Committee (Rep. Rydell, Chairman) recommends DO NOT PASS (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1486 was placed on the Eleventh order on the calendar.**

**REPORT OF STANDING COMMITTEE**

**HB 1504: Human Services Committee (Rep. Rydell, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (13 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). HB 1504 was placed on the Sixth order on the calendar.**

Page 1, line 2, after "coverage" insert "; to create and enact a new section to chapter 26.1-36 of the North Dakota Century Code, relating to loss ratios"

Page 3, after line 5, insert:

"13. "Enrollee" means a person covered under a small employer health benefit plan."

Page 3, line 6, replace "13." with "14."

Page 3, line 10, replace "14." with "15."

Page 4, line 10, replace "15." with "16."

Page 4, line 14, replace "16." with "17."

Page 4, line 28, replace "thirty" with "ninety"

Page 5, line 8, replace "17." with "18."

Page 5, line 14, replace "18." with "19."

Page 5, line 16, replace "19." with "20."

Page 5, line 20, replace "20." with "21."

Page 5, line 21, replace "21." with "22."

Page 5, line 23, replace "22." with "23."

Page 6, line 7, replace "23." with "24."

Page 6, after line 9, insert:

"25. "Reinsuring carrier" means a small employer carrier which reinsures individuals or groups with the program."

Page 6, line 10, replace "24." with "26."

Page 6, line 16, replace "25." with "27."

Page 6, line 26, replace "26." with "28."

Page 6, line 27, replace "27." with "29."

Page 9, line 17, replace "twenty" with "fifteen"

Page 9, line 23, replace "twenty-five" with "twenty"

Page 13, line 10, after "or" insert ", with the prior approval of the committee established pursuant to section 8 of this Act,"

Page 18, line 21, replace "thirty" with "ninety"

Page 18, line 25, replace "a" with "an employer"

Page 19, line 19, replace "s" with "a"

Page 22, line 15, after "carrier's" insert "total number of small employer group enrollees and its"

Page 24, line 26, replace "reinsuring" with "small employer"

Page 25, line 7, replace "reinsuring" with "small employer"

Page 25, line 15, replace "of five thousand dollars in" with "as set by the board. The board shall establish retention levels of reinsuring carriers for reinsurance under this Act at an amount of not less than fifty thousand dollars nor greater than one hundred thousand dollars. A reinsuring carrier's liability under this paragraph may not exceed the maximum limit established by the board in a calendar year for a reinsured individual."

Page 25, remove lines 16 through 22

Page 26, line 3, replace "small employer" with "reinsuring"

Page 26, line 7, after "carrier" insert "or small employer carrier"

Page 27, line 2, after "is" insert "not greater than"

Page 27, line 5, after "is" insert "not greater than"

Page 27, line 27, replace "reinsuring" with "small employer"

Page 28, line 1, replace "reinsuring" with "small employer"

Page 28, line 3, replace "reinsuring" with "small employer" and replace "premiums" with "number of small group enrollees covered"

Page 28, line 4, remove "earned"

Page 28, line 6, replace "reinsuring" with "small employer"

Page 28, line 8, replace "reinsuring" with "small employer" and replace "premiums" with "total number of small group enrollees covered"

Page 28, line 9, remove "earned"

Page 28, line 12, replace "reinsuring" with "small employer"

Page 28, line 14, replace "reinsuring" with "small employer"

Page 28, line 16, replace "reinsuring" with "small employer"

Page 28, line 19, replace "reinsuring" with "small employer"

Page 28, line 23, replace "reinsuring" with "small employer"

Page 28, line 28, replace the first "premium" with "number of small employer group enrollees" and replace the second "premium" with "total"

Page 29, line 3, replace "reinsuring" with "small employer"

Page 29, line 17, replace "reinsuring" with "small employer"

Page 30, line 9, replace "reinsuring" with "small employer"

Page 30, line 12, replace "reinsuring" with "small employer"

Page 30, line 15, replace "reinsuring" with "small employer"

Page 30, line 18, replace "reinsuring" with "small employer"

Page 30, line 19, replace "reinsuring" with "small employer"

Page 30, line 21, replace "reinsuring" with "small employer"

Page 30, line 24, replace "reinsuring" with "small employer"

Page 31, line 3, replace "reinsuring" with "small employer"

Page 31, after line 14, insert:

15. Nothing in this Act may be construed to require an industry-wide trade association plan operating under a master group policy to market, offer, or sell a health benefit plan to employers who are not members of the association. An association which on January 1, 1993, and at least ten years prior to that date, markets, offers, or sells health benefit plans to all members of the association, and does not market, offer, or sell any other individual or group health benefit plan is exempt from the provisions of this Act. For purposes of this Act, "trade association" means an association with a membership of not less than fifty small employers, each employing more than twenty-five employees serving a single industry, business, or trade that has been actively in existence for at least one year, has a constitution and bylaws or other governing documents, has been formed in good faith for purposes other than for obtaining insurance, and does not condition membership in the association on health status. Notwithstanding this subsection, nothing in this section may be construed to exempt a small employer carrier from all provisions of this Act."

Page 35, after line 11, insert:

**"SECTION 13.** A new section to chapter 26.1-36 of the North Dakota Century Code is created and enacted as follows:

**Loss ratios - Rules.** For all policies providing hospital, surgical, medical, or major medical benefit, an insurance company, a nonprofit health service corporation, a fraternal benefit society, and any other entity providing a plan of health insurance or health benefit subject to state insurance regulation shall return benefits to group policyholders in the aggregate of not less than seventy-five percent of premium received and to individual policyholders in the aggregate of not less than sixty-five percent of premium received. The commissioner shall adopt rules to establish these minimum standards on the basis of incurred claims experienced and earned premiums for the entire period for which rates are computed to provide coverage in accordance with accepted actuarial principles and practices."

Renumber accordingly

## REPORT OF STANDING COMMITTEE

HCR 3037: Agriculture Committee (Rep. Nicholas, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (13 YEAS, 1 NAY, 1 ABSENT AND NOT VOTING). HCR 3037 was placed on the Sixth order on the calendar.

Page 1, line 2, replace "allegations of fraud and abuse by banks and other" with "the Farmers Home Administration guaranteed loan programs"

Page 1, remove line 3

Page 1, line 4, remove "moratorium on farm foreclosures"

Page 1, line 6, replace "evidence" with "allegations", replace "banks and credit agencies" with "certain financial institutions", and after the second "of" insert "Farmers Home Administration guaranteed farmer program"

Page 1, line 7, remove "agricultural"

Page 1, remove lines 8 through 11

Page 1, line 12, remove "this abuse has resulted in the endurance by farm families and"

Page 1, line 13, replace "communities of severe hardships and" with "these allegations have resulted"

Page 1, after line 14, insert:

"WHEREAS, existing evidence indicates farmers would be better served by making available more direct Farmers Home Administration loans which lend themselves to more personal supervision of beginning and limited resource borrowers than do Farmers Home Administration guaranteed loans; and

WHEREAS, some creditors allege the paperwork and documentation requirements for Farmers Home Administration guaranteed loans are onerous, cumbersome, and unnecessarily burdensome and are resulting in a reluctance of some commercial creditors to use the Farmers Home Administration guaranteed loan programs to the advantage of their farm borrowers; and"

Page 1, line 22, replace "banks and other credit agencies" with "certain financial institutions"

Page 2, line 1, remove "and to offer appropriate compensation for those persons found to be"

Page 2, line 2, remove "victims of fraud and abuse"

Page 2, line 4, replace "consider a moratorium on farm foreclosures, particularly in" with "investigate the propriety of using Farmers Home Administration guaranteed loans to supplant Farmers Home Administration direct loans, investigate whether there is the need for paperwork as extensive as currently required by the Farmers Home Administration for both direct and guaranteed loans, and investigate the Farmers Home Administration guaranteed loan program to determine if it meets the purposes for which it was intended"

Page 2, remove line 5

Page 2, line 6, remove "until such time as the investigation is complete"

Renumber accordingly

**REPORT OF STANDING COMMITTEE**

SB 2031, as engrossed: Human Services Committee (Rep. Rydell, Chairman) recommends DO PASS (13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). Engrossed SB 2031 was placed on the Fourteenth order on the calendar.

**REPORT OF STANDING COMMITTEE**

SB 2057, as engrossed: Industry, Business and Labor Committee (Rep. Dorso, Chairman) recommends DO PASS (15 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed SB 2057 was placed on the Fourteenth order on the calendar.

**REPORT OF STANDING COMMITTEE**

SB 2104 as engrossed: 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). Engrossed SB 2104 was placed on the Sixth order on the calendar.

Page 1, line 3, after "property" insert "; and to declare an emergency"

Page 4, after line 13, insert:

"SECTION 4. EMERGENCY. This Act is declared to be an emergency measure."

Renumber accordingly

**REPORT OF STANDING COMMITTEE**

SB 2126, as engrossed: Judiciary Committee (Rep. Kretschmar, Chairman) recommends DO PASS (11 YEAS, 0 NAYS, 3 ABSENT AND NOT VOTING). Engrossed SB 2126 was placed on the Fourteenth order on the calendar.

**REPORT OF STANDING COMMITTEE**

SB 2127, as engrossed: Education Committee (Rep. Gates, Chairman) recommends DO PASS (13 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). Engrossed SB 2127 was placed on the Fourteenth order on the calendar.

**REPORT OF STANDING COMMITTEE**

SB 2140: Judiciary Committee (Rep. Kretschmar, Chairman) recommends DO PASS (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2140 was placed on the Fourteenth order on the calendar.

**REPORT OF STANDING COMMITTEE**

SB 2141: Judiciary Committee (Rep. Kretschmar, Chairman) recommends DO PASS (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2141 was placed on the Fourteenth order on the calendar.

**REPORT OF STANDING COMMITTEE**

SB 2209: Industry, Business and Labor Committee (Rep. Dorso, Chairman) recommends DO PASS (15 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2209 was placed on the Fourteenth order on the calendar.

**REPORT OF STANDING COMMITTEE**

SB 2261, as engrossed: Finance and Taxation Committee (Rep. Timm, Chairman) recommends DO PASS (14 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). Engrossed SB 2261 was placed on the Fourteenth order on the calendar.

**REPORT OF STANDING COMMITTEE**

SB 2262: Education Committee (Rep. Gates, Chairman) recommends DO PASS (12 YEAS, 0 NAYS, 3 ABSENT AND NOT VOTING). SB 2262 was placed on the Fourteenth order on the calendar.

**REPORT OF STANDING COMMITTEE**

SB 2515: Finance and Taxation Committee (Rep. Timm, Chairman) recommends DO NOT PASS (9 YEAS, 5 NAYS, 1 ABSENT AND NOT VOTING). SB 2515 was placed on the Fourteenth order on the calendar.

**FIRST READING OF HOUSE CONCURRENT RESOLUTIONS**

Reps. Hokana, Timm and Sen. Dotzenrod introduced:

**HCR 3053:** A concurrent resolution directing the Legislative Council to study the imposition and administration of sales, use, motor vehicle excise, and aircraft excise taxes.

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

Reps. Aarsvold, Bateman, Kerzman and Sens. Redlin, Thane, Urlacher introduced:

**HCR 3054:** A concurrent resolution directing the Legislative Council to study the supplying of water to rural areas and small towns.

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

**FIRST READING OF SENATE BILLS**

**SB 2001:** A BILL for an Act providing an appropriation for defraying the expenses of the legislative branch of government; to amend and reenact subsection 2 of section 28-32-03, section 28-32-03.1, and subsections 3 and 4 of section 28-32-03.2 of the North Dakota Century Code, relating to publication of the administrative code; and to declare an emergency.

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

**SB 2013:** A BILL for an Act to provide an appropriation for defraying the expenses of the highway patrol.

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

**SB 2015:** A BILL for an Act to provide an appropriation for defraying the expenses of the commissioner of university and school lands.

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

**SB 2018:** A BILL for an Act making an appropriation for defraying the expenses of the department of corrections and rehabilitation.

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

**SB 2080:** A BILL for an Act to amend and reenact section 27-05-02.1 of the North Dakota Century Code, relating to judgeship vacancies.

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

**SB 2144:** A BILL for an Act to create and enact a new subsection to section 54-23.3-04 of the North Dakota Century Code, relating to the authority of the director of the department of corrections and rehabilitation to collect fees from persons on correctional supervision; to amend and reenact subsection 2 of section 12.1-32-07 and subdivision q of subsection 3 of section 12.1-32-07 of the North Dakota Century Code, relating to the supervision of a probationer; and to declare an emergency.

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

**SB 2152:** A BILL for an Act to create and enact a new section to chapter 54-17.4 of the North Dakota Century Code, relating to the purchase and sale of maps and other geological publications by the state geologist; and to provide a continuing appropriation.

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

**SB 2206:** A BILL for an Act to create and enact a new section to chapter 26.1-45 of the North Dakota Century Code, relating to immunity from liability for volunteers of insurance counseling programs; and to amend and reenact subsection 4 of section 26.1-36.1-01, section 26.1-36.1-02, subsections 1 and 3 of section 26.1-36.1-05, subsection 4 of section 26.1-45-01, section 26.1-45-05.1, and subsection 1 of section 26.1-45-09 of the North Dakota Century Code, relating to medicare supplement insurance, long-term care insurance, and right to return a policy.

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

**SB 2217:** A BILL for an Act to create and enact two new sections to chapter 15-60 of the North Dakota Century Code, relating to the authority of the board of university and school lands to make loans to school districts out of moneys in the coal development trust fund for school construction and the authority of a school board to issue evidences of indebtedness to repay a loan from the board of university and school lands; to amend and reenact sections 15-35-01.1, 15-60-01, subsection 7 of section 21-03-07, subsection 1 of section 28-32-01, subsection 1 of section 57-15-16, and subsection 1 of section 57-62-02 of the North Dakota Century Code, relating to approval by the superintendent of public instruction of certain school district construction projects, the state school construction fund, the issuance of general obligation bonds for certain projects, exceptions to the Administrative Agencies Practice Act, the use of moneys in the school building fund for the payment of bonds, and authorizing loans to be made from moneys in the coal development trust fund to school districts for school construction; and to repeal sections 15-21-20, 15-60-03, 15-60-06, 15-60-07, and 15-60-08 of the North Dakota Century Code, relating to the creation of and use of moneys in the state school construction fund.

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

**SB 2251:** A BILL for an Act to amend and reenact section 54-52.1-03.4 of the North Dakota Century Code, relating to participation by employees of political subdivisions in the uniform group insurance program; and to provide an appropriation.

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

**SB 2311:** A BILL for an Act to create and enact a new section to chapter 57-38 of the North Dakota Century Code, relating to an income tax credit for premiums paid for long-term care insurance; and to provide an effective date.

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

**SB 2313:** A BILL for an Act to amend and reenact sections 40-21-07 and 61-24.5-07 of the North Dakota Century Code, relating to petitions for nomination to elective office in cities and of city directors of the southwest water authority.

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

**SB 2353:** A BILL for an Act to amend and reenact section 57-39.2-23 of the North Dakota Century Code, relating to the release of certain sales tax information to Canadian provinces.

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

**SB 2361:** A BILL for an Act to amend and reenact sections 16.1-05-01, 16.1-05-02, 16.1-05-03, 16.1-05-04, 16.1-05-05, 16.1-06-04, 16.1-06-16, 16.1-06-18, 16.1-06-21, 16.1-07-06, 16.1-07-08, 16.1-07-09, 16.1-07-10, 16.1-11-22, 16.1-11-24, 16.1-11-31, 16.1-13-22, 16.1-15-02.1, and 16.1-15-08 of the North Dakota Century Code, relating to election officers and election ballots; to provide an effective date; and to provide an expiration date.

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

**SB 2368:** A BILL for an Act to amend and reenact section 14-07.1-18 of the North Dakota Century Code, relating to domestic violence or sexual assault program records; and to declare an emergency.

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

**SB 2390:** A BILL for an Act to amend and reenact section 26.1-17-16 of the North Dakota Century Code, relating to services of practitioners not participating under health service plans.

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

**SB 2396:** A BILL for an Act to amend and reenact subsections 14 and 15 of section 65-01-02 of the North Dakota Century Code, relating to the definitions of employee and employer for purposes of workers' compensation.

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

**SB 2400:** A BILL for an Act to amend and reenact section 50-24.4-18 of the North Dakota Century Code, relating to establishing deadlines for hearings and decisions concerning nursing home rates.

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

**SB 2404:** A BILL for an Act to create and enact a new section to chapter 50-24.4 of the North Dakota Century Code, relating to nursing home rates pending reconsideration and appeal.

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

**SB 2411:** A BILL for an Act to amend and reenact sections 32-19-07 and 32-19.1-07 of the North Dakota Century Code, relating to mortgage foreclosure actions and other actions where real property secures the debt.

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

**SB 2421:** A BILL for an Act to create and enact a new section to chapter 5-01 of the North Dakota Century Code, relating to the shipment of wine for personal use.

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

**SB 2422:** A BILL for an Act to create and enact section 34-07-15.1 and a new section to chapter 34-07 of the North Dakota Century Code, relating to limitations on the hours a minor under the age of seventeen may work and exemptions to the limitations; to amend and reenact sections 34-07-01, 34-07-02, 34-07-03, 34-07-04, 34-07-05, 34-07-06, 34-07-11, 34-07-12, 34-07-14, 34-07-15, 34-07-16, 34-07-17, 34-07-18, 34-07-19, 34-07-20, and 34-07-21 of the North Dakota Century Code, relating to who may employ minors under the age of fourteen in the state, who may issue certificates to minors who wish to work, the limitations on the hours a minor fourteen or fifteen years of age may work, and hazardous occupations in which minors may not be employed; and to repeal sections 34-07-07, 34-07-08, 34-07-10, and 34-07-13 of the North Dakota Century Code, relating to employment certificates for minors.

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

**SB 2427:** A BILL for an Act to amend and reenact subsection 5 of section 15-47-38 of the North Dakota Century Code, relating to the standard of review in teacher contract nonrenewals.

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

**SB 2438:** A BILL for an Act to amend and reenact section 41-09-28.1 of the North Dakota Century Code, relating to refiling of security documents.

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

**SB 2444:** A BILL for an Act to create and enact a new subsection to section 43-15-01 of the North Dakota Century Code, relating to definitions under the pharmacy laws; and to amend and reenact subsection 16 of section 43-15-01 of the North Dakota Century Code, relating to the practice of pharmacy.

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

**SB 2446:** A BILL for an Act to amend and reenact section 2-06-06 of the North Dakota Century Code, relating to compensation paid to commissioners of an airport authority.

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

**SB 2448:** A BILL for an Act to create and enact a new subsection to section 57-01-02 of the North Dakota Century Code, relating to authorizing the tax commissioner to require payments of one hundred thousand dollars or more due on a return, report, or other document to be paid by a method in which the funds are immediately available to the state, requiring a taxpayer to provide the tax commissioner with evidence of the payment, providing for penalties and interest on late payments, authorizing the tax commissioner to adopt rules necessary for the administration of this payment method; to provide a penalty; and to provide an appropriation.

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

**SB 2454:** A BILL for an Act to amend and reenact sections 21-03-01, 21-03-02, 21-03-21, 21-03-26, 21-03-27, 21-03-28, 21-03-40, and 40-01-06 of the North Dakota Century Code, relating to general obligation bonds of municipalities and the execution of bonds, contracts, and conveyances; and to repeal sections 21-03-21.1, 21-03-22, 21-03-31, and 21-03-32 of the North Dakota Century Code, relating to the opinion of the attorney general as to legality for investment, recording of bonds, notice of sale to the Bank of North Dakota, and purchase of bonds by state agencies.

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

**SB 2455:** A BILL for an Act to amend and reenact sections 57-47-02, 57-47-03, and 57-47-04 of the North Dakota Century Code, relating to the county deficiency levy; and to repeal section 57-47-01 of the North Dakota Century Code, relating to lending by the Bank of North Dakota and banking associations.

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

**SB 2459:** A BILL for an Act to amend and reenact subsection 9 of section 15-27.6-04 of the North Dakota Century Code, relating to the training of teachers employed in consortia.

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

**SB 2463:** A BILL for an Act to create and enact a new subsection to section 23-01-07 of the North Dakota Century Code, relating to the issuance of general obligation bonds to prepay outstanding special assessments against political subdivision property; and to amend and reenact section 57-15-41 of the North Dakota Century Code, relating to the issuance of general obligation bonds to prepay outstanding special assessments against political subdivision property.

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

**SB 2464:** A BILL for an Act to amend and reenact section 35-01-05.2 of the North Dakota Century Code, relating to the priority of liens securing future advances.

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

**SB 2467:** A BILL for an Act to amend and reenact subsection 2 of section 10-06-07.3 and section 10-06-08 of the North Dakota Century Code, relating to publication of information on farm corporations and information reported on farm corporation reports.

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

**SB 2469:** A BILL for an Act to amend and reenact section 10-19.1-14 of the North Dakota Century Code, relating to reserved corporate name requirements.

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

**SB 2475:** A BILL for an Act to amend and reenact section 11-10-04 of the North Dakota Century Code, relating to residency requirements of county officers.

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

**SB 2476:** A BILL for an Act to amend and reenact subsection 4 of section 20.1-03-11 and section 20.1-03-11.2 of the North Dakota Century Code, relating to nonresident deer licenses and white-tailed deer licenses provided to guides and outfitters.

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

**SB 2477:** A BILL for an Act to amend and reenact section 43-17-18 of the North Dakota Century Code, relating to qualifications for a license to practice medicine.

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

**SB 2479:** A BILL for an Act to amend and reenact subsection 2 of section 26.1-36-09 of the North Dakota Century Code, relating to group health policy and service contract mental disorder coverage.

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

**SB 2493:** A BILL for an Act relating to the prequalification, selection, and contracting of consultants by the department of transportation for the purpose of receiving requests for proposals, proposals, and solicitations.

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

**SB 2495:** A BILL for an Act to amend and reenact subsection 13 of section 2 of chapter 299 of the 1991 Session Laws of North Dakota, relating to the definition of "tank" for the purpose of the petroleum release compensation fund.

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

**SB 2521:** A BILL for an Act to amend and reenact subsection 11 of section 20.1-02-05 of the North Dakota Century Code, relating to powers of the director of the game and fish department.

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

**SB 2528:** A BILL for an Act to create and enact sections 15-27.6-02.5, 15-27.6-06.5, and a new section to chapter 15-27.6 of the North Dakota Century Code, relating to school district boundary restructuring; and to amend and reenact section 15-27.6-01, subsection 7 of section 15-27.6-04, sections 15-27.6-05, 15-27.6-10, and 15-27.6-11 of the North Dakota Century Code, relating to school district boundary restructuring.

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

**SB 2529:** A BILL for an Act to create and enact a new subdivision to subsection 2 of section 27-08.1-01 and a new section to chapter 47-16 of the North Dakota Century Code, relating to venue of small claims courts and liability of tenants.

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

#### **FIRST READING OF SENATE CONCURRENT RESOLUTIONS**

**SCR 4023:** A concurrent resolution directing the Legislative Council to study the development of a Noxious Weed Trust Fund.

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

**SCR 4029:** A concurrent resolution commending the efforts of the volunteers and staff involved with the Dollars for Scholars program.

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

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

ROY GILBREATH, Chief Clerk