

JOURNAL OF THE SENATE

Fifty-third Legislative Assembly

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Bismarck, January 15, 1993

The Senate convened at 12:30 p.m., with President Myrdal presiding.

The prayer was offered by Rev. Darrel Aleson, St. Alexius Hospital, Bismarck.

The roll was called and all members were present except Senators Evanson, Maxson, Nething, Robinson, and Scherber.

A quorum was declared by the President.

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

MR. SPEAKER: The Senate has passed and your favorable consideration is requested on: SB 2084, SB 2096, SB 2115, SB 2158, SB 2162, SB 2190, SB 2208, SB 2209, SB 2227.

MOTION

SEN. MATHERN MOVED that SB 2031, which is on the Eleventh order, be rereferred to the Appropriations Committee, which motion prevailed. Pursuant to Sen. Mathern's motion, SB 2031 was rereferred.

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 1051, HB 1095, HB 1105, HB 1107, HB 1114, HB 1131, HB 1157, HB 1216.

CONSIDERATION OF AMENDMENTS

SB 2019: SEN. THANE (Appropriations Committee) MOVED that the amendments on SJ pages 108-109 be adopted and then be placed on the Eleventh order with DO PASS, which motion prevailed.

CONSIDERATION OF AMENDMENTS

SB 2239: SEN. KRAUTER (Industry, Business and Labor Committee) MOVED that the amendments on SJ page 109 be adopted and then be placed on the Eleventh order with DO PASS, which motion prevailed.

SECOND READING OF SENATE BILL

SB 2062: A BILL for an Act to amend and reenact sections 43-32-01, 43-32-17, and 43-32-30 of the North Dakota Century Code, relating to the practice of psychology.

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 44 YEAS, 0 NAYS, 0 EXCUSED, 5 ABSENT AND NOT VOTING.

YEAS: Andrist; Bowman; DeMers; Dotzenrod; Freborg; Goetz; Graba; Grindberg; Heinrich; Holmberg; Jerome; Keller; Kelly; Kelsh; Kinnoin; Krauter; Krebsbach; Langley; Lindaas; Lindgren; Lips; Marks; Mathern; Mushik; Mutch; Naaden; Nalewaja; Nelson; O'Connell; Redlin; Sand; Schoenwald; Solberg; Stenehjerm, B.; Stenehjerm, W.; Streibel; Tallackson; Tennefos; Thane; Tomac; Traynor; Urlacher; Wogsland; Yockim

ABSENT AND NOT VOTING: Evanson; Maxson; Nething; Robinson; Scherber

SB 2062 passed and the title was agreed to.

SECOND READING OF SENATE BILL

SB 2082: A BILL for an Act to create and enact two new sections to chapter 43-18 and a new subsection to section 43-18-18 of the North Dakota Century Code, relating to reporting and inspection of plumbing work and grounds for revocation of license; and to amend and reenact sections 43-18-08, 43-18-10, 43-18-11, and 43-18-21 of the North Dakota Century Code, relating to supervision and inspection of plumbing installations, locations where plumbing licenses are required, number of apprentices working under supervision of a plumber, and apprenticeship fees.

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 40 YEAS, 4 NAYS, 0 EXCUSED, 5 ABSENT AND NOT VOTING.

YEAS: Bowman; DeMers; Dotzenrod; Freborg; Goetz; Graba; Grindberg; Heinrich; Holmberg; Jerome; Keller; Kelly; Kelsh; Kinnoin; Krauter; Krebsbach; Langley; Lindaas; Lindgren; Lips; Marks; Mathern; Mushik; Mutch; Naaden; Nalewaja; Nelson; Redlin; Sand; Schoenwald; Solberg; Stenehjem, B.; Stenehjem, W.; Streibel; Tallackson; Tennefos; Tomac; Traynor; Wogsland; Yockim

NAYS: Andrist; O'Connell; Thane; Urlacher

ABSENT AND NOT VOTING: Evanson; Maxson; Nething; Robinson; Scherber

SB 2082 passed and the title was agreed to.

SECOND READING OF SENATE BILL

SB 2007: A BILL for an Act to provide an appropriation for defraying the expenses of the Indian affairs commission.

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 43 YEAS, 1 NAY, 0 EXCUSED, 5 ABSENT AND NOT VOTING.

YEAS: Bowman; DeMers; Dotzenrod; Freborg; Goetz; Graba; Grindberg; Heinrich; Holmberg; Jerome; Keller; Kelly; Kelsh; Kinnoin; Krauter; Krebsbach; Langley; Lindaas; Lindgren; Lips; Marks; Mathern; Maxson; Mushik; Mutch; Naaden; Nalewaja; Nelson; O'Connell; Redlin; Sand; Schoenwald; Solberg; Stenehjem, B.; Stenehjem, W.; Streibel; Tallackson; Thane; Tomac; Traynor; Urlacher; Wogsland; Yockim

NAYS: Andrist

ABSENT AND NOT VOTING: Evanson; Nething; Robinson; Scherber; Tennefos

SB 2007 passed and the title was agreed to.

REQUEST

SEN. TENNEFOS REQUESTED that his vote be recorded as Yea, which request was granted.

SECOND READING OF SENATE BILL

SB 2138: A BILL for an Act to amend and reenact section 4-09-03.1 of the North Dakota Century Code, relating to compensation and expense reimbursement of members of the state seed arbitration board.

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 44 YEAS, 1 NAY, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

YEAS: Andrist; Bowman; DeMers; Dotzenrod; Freborg; Goetz; Graba; Grindberg; Heinrich; Holmberg; Jerome; Keller; Kelly; Kelsh; Kinnoin; Krauter; Krebsbach; Langley; Lindaas; Lindgren; Lips; Marks; Mathern; Maxson; Mushik; Mutch; Naaden; Nalewaja; Nelson; O'Connell; Redlin; Sand; Schoenwald; Solberg; Stenehjem, W.; Streibel; Tallackson; Tennefos; Thane; Tomac; Traynor; Urlacher; Wogsland; Yockim

NAYS: Stenehjem, B.

ABSENT AND NOT VOTING: Evanson; Nething; Robinson; Scherber

SB 2138 passed and the title was agreed to.

SECOND READING OF SENATE BILL

SB 2153: A BILL for an Act to amend and reenact subsection 1 of section 6-09.11-03 of the North Dakota Century Code, relating to the interest rate on participation interests purchased by the Bank of North Dakota for loans to family farmers.

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 45 YEAS, 0 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

YEAS: Andrist; Bowman; DeMers; Dotzenrod; Freborg; Goetz; Graba; Grindberg; Heinrich; Holmberg; Jerome; Keller; Kelly; Kelsh; Kinnoin; Krauter; Krebsbach; Langley; Lindaas; Lindgren; Lips; Marks; Mathern; Maxson; Mushik; Mutch; Naaden; Nalewaja; Nelson; O'Connell; Redlin; Sand; Schoenwald; Solberg; Stenehjem, B.; Stenehjem, W.; Streibel; Tallackson; Tennefos; Thane; Tomac; Traynor; Urlacher; Wogsland; Yockim

ABSENT AND NOT VOTING: Evanson; Nething; Robinson; Scherber

SB 2153 passed and the title was agreed to.

SECOND READING OF SENATE BILL

SB 2193: A BILL for an Act to create and enact two new subsections to section 38-14.2-03 of the North Dakota Century Code, relating to powers of the public service commission under the abandoned surface mine reclamation laws; and to amend and reenact subsection 3 of section 38-14.2-04 and section 38-14.2-06 of the North Dakota Century Code, relating to the state abandoned mine reclamation fund and eligible lands and water.

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 45 YEAS, 0 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

YEAS: Andrist; Bowman; DeMers; Dotzenrod; Freborg; Goetz; Graba; Grindberg; Heinrich; Holmberg; Jerome; Keller; Kelly; Kelsh; Kinnoin; Krauter; Krebsbach; Langley; Lindaas; Lindgren; Lips; Marks; Mathern; Maxson; Mushik; Mutch; Naaden; Nalewaja; Nelson; O'Connell; Redlin; Sand; Schoenwald; Solberg; Stenehjem, B.; Stenehjem, W.; Streibel; Tallackson; Tennefos; Thane; Tomac; Traynor; Urlacher; Wogsland; Yockim

ABSENT AND NOT VOTING: Evanson; Nething; Robinson; Scherber

SB 2193 passed and the title was agreed to.

SECOND READING OF SENATE BILL

SB 2202: A BILL for an Act to cancel and declare forfeited all or part of water permits numbered 24C, 939, 2432, 578, and 2708, relating to the right of the state industrial school, roughrider industries, North Dakota association of soil conservation districts, and North Dakota state university-Carrington research extension center to appropriate water.

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 45 YEAS, 0 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

YEAS: Andrist; Bowman; DeMers; Dotzenrod; Freborg; Goetz; Graba; Grindberg; Heinrich; Holmberg; Jerome; Keller; Kelly; Kelsh; Kinnoin; Krauter; Krebsbach; Langley; Lindaas; Lindgren; Lips; Marks; Mathern; Maxson; Mushik; Mutch; Naaden; Nalewaja; Nelson; O'Connell; Redlin; Sand; Schoenwald; Solberg; Stenehjem, B.; Stenehjem, W.; Streibel; Tallackson; Tennefos; Thane; Tomac; Traynor; Urlacher; Wogsland; Yockim

ABSENT AND NOT VOTING: Evanson; Nething; Robinson; Scherber

SB 2202 passed and the title was agreed to.

SECOND READING OF SENATE BILL

SB 2203: A BILL for an Act to amend and reenact sections 61-20-06 and 61-20-07 of the North Dakota Century Code, relating to duties of the state engineer with regard to artesian wells.

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 45 YEAS, 0 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

YEAS: Andrist; Bowman; DeMers; Dotzenrod; Freborg; Goetz; Graba; Grindberg; Heinrich; Holmberg; Jerome; Keller; Kelly; Kelsh; Kinnoin; Krauter; Krebsbach; Langley; Lindaas; Lindgren; Lips; Marks; Mathern; Maxson; Mushik; Mutch; Naaden; Nalewaja; Nelson; O'Connell; Redlin; Sand; Schoenwald; Solberg; Stenehjem, B.; Stenehjem, W.; Streibel; Tallackson; Tennefos; Thane; Tomac; Traynor; Urlacher; Wogsland; Yockim

ABSENT AND NOT VOTING: Evanson; Nething; Robinson; Scherber

SB 2203 passed and the title was agreed to.

SECOND READING OF SENATE BILL

SB 2220: A BILL for an Act to create and enact a new subsection to section 60-02-01 and a new section to chapter 60-02 of the North Dakota Century Code, relating to procedures to license receiving stations and the definition of receiving station.

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 45 YEAS, 0 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

YEAS: Andrist; Bowman; DeMers; Dotzenrod; Freborg; Goetz; Graba; Grindberg; Heinrich; Holmberg; Jerome; Keller; Kelly; Kelsh; Kinnoin; Krauter; Krebsbach; Langley; Lindaas; Lindgren; Lips; Marks; Mathern; Maxson; Mushik; Mutch; Naaden; Nalewaja; Nelson; O'Connell; Redlin; Sand; Schoenwald; Solberg; Stenehjem, B.; Stenehjem, W.; Streibel; Tallackson; Tennefos; Thane; Tomac; Traynor; Urlacher; Wogsland; Yockim

ABSENT AND NOT VOTING: Evanson; Nething; Robinson; Scherber

SB 2220 passed and the title was agreed to.

MOTION

SEN. MATHERN MOVED that SB 2288 be returned to the Senate floor from the Natural Resources Committee and be rereferred to the Finance and Taxation Committee, which motion prevailed. Pursuant to Sen. Mathern's motion, SB 2288 was rereferred.

MOTION

SEN. MAXSON MOVED that SB 2234 be returned to the Senate floor from the Judiciary Committee for the purpose of withdrawal, which motion prevailed.

REQUEST

SEN. MAXSON REQUESTED the unanimous consent of the Senate to withdraw SB 2234. There being no objection, it was so ordered by the President.

MOTION

SEN. MATHERN MOVED that the absent members be excused, which motion prevailed.

MOTION

SEN. MATHERN MOVED that the Senate be on the Fifth, Ninth, and Thirteenth orders of business and at the conclusion of those orders, the Senate stand adjourned until 1:15 p.m., Monday, January 18, 1993, which motion prevailed.

REPORT OF STANDING COMMITTEE

SB 2027: Human Services Committee (Sen. Mathern, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2027, as amended, was placed on the Sixth order on the calendar.

Page 1, line 12, remove "only"

Page 1, line 13, after "institution" insert "or the agency or institution may assist in securing another facility in which the center may be located; however, the agency or institution may not be responsible for the cost of securing or maintaining that facility"

Page 1, line 15, remove "in that space" and replace "Within the limits of legislative" with "If the center is located in available space at the agency or institution, the agency or institution may"

Page 1, remove line 16

Page 1, line 17, remove "care center director and"

Page 1, line 18, after the period insert "Additional operating costs, including the salaries for a director and staff and the cost of supplies, must be borne by the employees using the center."

ReNUMBER accordingly

REPORT OF STANDING COMMITTEE

SB 2032: Judiciary Committee (Sen. Maxson, Chairman) recommends DO PASS (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2032 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2033: Judiciary Committee (Sen. Maxson, Chairman) recommends DO PASS (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2033 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2037: Agriculture Committee (Sen. Kelsh, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (4 YEAS, 3 NAYS, 0 ABSENT AND NOT VOTING). SB 2037, as amended, was placed on the Sixth order on the calendar.

Page 2, after line 28, insert:

"7. Surface coal mining and reclamation operations as defined in chapter 38-14.1 are exempt from the provisions of this Act."

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2041: Judiciary Committee (Sen. Maxson, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2041, as amended, was placed on the Sixth order on the calendar.

Page 2, line 5, replace "attorney general" with "supreme court"

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2042: Judiciary Committee (Sen. Maxson, Chairman) recommends DO PASS (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2042 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2060: Natural Resources Committee (Sen. Keller, Chairman) recommends DO PASS (5 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2060 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2068: Government and Veterans Affairs Committee (Sen. Tomac, Chairman) recommends DO PASS (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2068 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2069: Government and Veterans Affairs Committee (Sen. Tomac, Chairman) recommends DO PASS (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2069 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2081: Judiciary Committee (Sen. Maxson, Chairman) recommends DO PASS (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2081 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2087: Judiciary Committee (Sen. Maxson, Chairman) recommends DO PASS (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2087 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2088: Agriculture Committee (Sen. Kelsh, Chairman) recommends AMENDMENTS

AS FOLLOWS and when so amended, recommends DO PASS (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2088, as amended, was placed on the Sixth order on the calendar.

Page 1, line 8, replace "A" with "The"

Page 1, line 9, replace "must be prescribed by rule" with "for each species of captive wildlife is five dollars. No person may be required to pay more than twenty-five dollars per year for licenses required under this section"

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2114: Judiciary Committee (Sen. Maxson, Chairman) recommends DO NOT PASS (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2114 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2131: Transportation Committee (Sen. Schoenwald, Chairman) recommends DO PASS (6 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). SB 2131 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2140: Judiciary Committee (Sen. Maxson, Chairman) recommends DO PASS (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2140 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2142: Government and Veterans Affairs Committee (Sen. Tomac, Chairman) recommends DO PASS (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2142 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2143: Government and Veterans Affairs Committee (Sen. Tomac, Chairman) recommends DO PASS (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2143 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2145: Judiciary Committee (Sen. Maxson, Chairman) recommends DO NOT PASS (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2145 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2146: Transportation Committee (Sen. Schoenwald, Chairman) recommends DO NOT PASS (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2146 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2171: Judiciary Committee (Sen. Maxson, Chairman) recommends DO PASS (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2171 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2172: Political Subdivisions Committee (Sen. Graba, Chairman) recommends DO NOT PASS (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2172 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2192: Natural Resources Committee (Sen. Keller, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (5 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2192, as amended, was placed on the Sixth order on the calendar.

Page 2, line 15, overstrike "five" and insert immediately thereafter "two"

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2195: Agriculture Committee (Sen. Kelsh, Chairman) recommends **DO NOT PASS** (5 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING). SB 2195 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2211: Political Subdivisions Committee (Sen. Graba, Chairman) recommends **DO PASS** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2211 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2212: Transportation Committee (Sen. Schoenwald, Chairman) recommends **DO NOT PASS** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2212 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2214: Natural Resources Committee (Sen. Keller, Chairman) recommends **DO PASS** (5 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2214 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2219: Agriculture Committee (Sen. Kelsh, Chairman) recommends **BE PLACED ON THE CALENDAR WITHOUT RECOMMENDATION** (6 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). SB 2219 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2232: Political Subdivisions Committee (Sen. Graba, Chairman) recommends **DO PASS** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2232 was placed on the Eleventh order on the calendar.

FIRST READING OF SENATE BILLS

Sens. W. Stenehjem, Langley, Krebsbach and Reps. Gorman, Mahoney, Shide introduced:

SB 2222: A BILL for an Act to create and enact chapter 10-32, sections 57-38-60.2, and 57-38-60.3 of the North Dakota Century Code, relating to enactment of the North Dakota Limited Liability Company Act and personal liability for income taxes of a partner and of a governor or manager of a limited liability company; to amend and reenact sections 10-30.1-01, 10-30.1-04, 10-30.1-06, 10-30.2-01, 10-30.2-11, 10-30.2-12, 10-30.2-14, 40-57.1-02, 40-57.1-04.3, 40-57.2-01, 40-57.3-03, subsection 5 of section 57-38-01, subdivision q of subsection 1 of section 57-38-01.2, sections 57-38-08, 57-38-10, subsection 4 of section 57-38-12, subsection 3 of section 57-38-30.5, section 57-38-42, subsection 3 of section 57-38-45, subsection 3 of section 57-38-67, and section 57-38.1-17.1 of the North Dakota Century Code, relating to limited liability companies; to provide an appropriation; and to provide an effective date.

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

Sens. W. Stenehjem, Langley, Krebsbach and Reps. Gorman, Mahoney, Shide introduced:

SB 2223: A BILL for an Act to create and enact chapter 10-06.1, subdivisions q and r to subsection 3 of section 10-19.1-10, a new subdivision to subsection 5 of section 10-19.1-10, a new subsection to section 10-19.1-14, a new subsection to section 10-19.1-21, a new subsection to section 10-19.1-22, two new subsections to section 10-19.1-50, sections 10-19.1-61.1, 10-19.1-73.1, a new subsection to section 10-19.1-80, a new subsection to section 10-19.1-91, sections 10-19.1-110.1, 10-19.1-113.1, 10-31-02.1, 10-31-03.1, 10-31-07.2, a new subdivision to subsection 1 of section 39-30-05, a new subsection to section 45-10.1-26, section 47-19-28.1, a new subsection to section 51-17-06, a new section to chapter 57-36, a new section to chapter 57-39.2, a new

section to chapter 57-43.1, a new section to chapter 57-43.2, and section 61-13-03.1 of the North Dakota Century Code, relating to limited liability companies; to amend and reenact sections 4-11-03, 10-19.1-01, subsection 4 of section 10-19.1-10, sections 10-19.1-13, 10-19.1-15, 10-19.1-16, 10-19.1-18, subsection 22 of section 10-19.1-26, subsection 2 of section 10-19.1-32, subsection 1 of section 10-19.1-48, subdivision b of subsection 1 of section 10-19.1-51, subsections 3 and 4 of section 10-19.1-61, subdivision b of subsection 1 of section 10-19.1-63, subsection 3 of section 10-19.1-64, subsections 3 and 5 of section 10-19.1-65, subsections 1 and 2 of section 10-19.1-72, subsections 1 and 2 of section 10-19.1-73, section 10-19.1-74, subsection 7 of section 10-19.1-79, subsection 1 of section 10-19.1-80, section 10-19.1-84, subsections 1 and 3 of section 10-19.1-87, section 10-19.1-88, subdivision d of subsection 1 of section 10-19.1-89, subsections 1, 5, and 10 of section 10-19.1-91, subsection 1 of section 10-19.1-93, sections 10-19.1-96, 10-19.1-97, 10-19.1-98, subsection 1 of section 10-19.1-99, sections 10-19.1-100, 10-19.1-101, subsection 1 of section 10-19.1-103, subsection 3 of section 10-19.1-108, subsection 1 of section 10-19.1-109, sections 10-19.1-110, 10-19.1-115, 10-19.1-124, 10-31-01, 10-31-02, 10-31-03, 10-31-04, 10-31-05, 10-31-06, 10-31-07, 10-31-07.1, 10-31-08, 10-31-09, 10-31-10, 10-31-11, 10-31-12, 10-31-13, 10-31-13.1, 10-31-14, 12.1-03-02, 13-02.1-01, 13-03-06, 13-03.1-07, 13-05-03, 15-09-01, subdivision b of subsection 1 of section 21-11-02, subsection 2 of section 26.1-20.1-02, subdivision a of subsection 4 of section 26.1-31.1-02, section 26.1-33-35, subsection 4 of section 28-21-08, section 28-25-10, subsection 1 of section 30.1-29-10, sections 34-09-06, 34-13-03, subsection 1 of section 36-04-04, subsection 5 of section 43-15-35, subsection 2 of section 47-19-14.5, section 47-19-14.6, subdivision a of subsection 17 of section 52-01-01, subsection 4 of section 57-40.3-07, subsection 1 of section 57-43.1-14, section 57-43.1-16, subsection 8 of section 57-43.2-01, section 60-05-02, and subsection 15 of section 65-01-02 of the North Dakota Century Code, relating to limited liability companies; to provide for amendment of 677 sections of the North Dakota Century Code by reference and instructions to the legislative council; to repeal chapter 10-06, sections 10-19.1-49, 10-19.1-111, and 10-19.1-113 of the North Dakota Century Code, relating to corporations; to provide a penalty; and to provide a contingent effective date.

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

Sens. Holmberg, Yockim introduced:

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 **Natural Resources Committee**.

Sens. DeMers, Nalewaja and Reps. Clayburgh, Ring introduced:

SB 2314: A BILL for an Act to amend and reenact section 28-20-34 of the North Dakota Century Code, relating to the interest rate on judgments for unpaid child support obligations.

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

Sens. DeMers, Mushik, Lips and Reps. Kerzman, Price, Rydell introduced:

SB 2315: A BILL for an Act to amend and reenact section 23-12-13 and subsection 2 of section 30.1-28-12 of the North Dakota Century Code, relating to persons authorized to provide informed consent to health care for incapacitated persons and the general powers of a guardian.

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

Sens. DeMers, Mushik, Lips and Reps. Kerzman, Price, Rydell introduced:

SB 2316: A BILL for an Act to amend and reenact subsection 2 of section 23-06.4-03, subsection 2 of section 23-06.4-05, and section 23-06.4-14

of the North Dakota Century Code, relating to declarations governing the use, withholding, or withdrawal of life-prolonging treatment.
Was read the first time and referred to the **Human Services Committee.**

Sens. Redlin, Krauter, Nething and Reps. Gates, Hokana, Mahoney introduced:
SB 2317: A BILL for an Act to amend and reenact section 49-02-01.1 of the North Dakota Century Code, relating to jurisdiction of the public service commission.
Was read the first time and referred to the **Industry, Business and Labor Committee.**

Sens. Freborg, Krauter and Reps. Grosz, Oban introduced:
SB 2318: A BILL for an Act to amend and reenact section 16.1-03-08 of the North Dakota Century Code, relating to the membership of the state committee of a political party.
Was read the first time and referred to the **Judiciary Committee.**

Sens. Lindgren, Tomac introduced:
SB 2319: A BILL for an Act to create and enact two new sections to chapter 24-05 of the North Dakota Century Code, relating to bidding for construction contracts for county roads.
Was read the first time and referred to the **Political Subdivisions Committee.**

Sens. Bowman, Andrist, Kinnoin and Reps. Skarphol, Wanzenk introduced:
SB 2320: A BILL for an Act to amend and reenact section 4-12.2-01, subsection 2 of section 4-12.2-04, sections 4-12.2-06, 4-12.2-07, 4-12.2-15, 4-12.2-16, 4-12.2-18, 4-12.2-20, 4-12.2-21, 4-12.2-23, and 4-12.2-25 of the North Dakota Century Code, relating to beekeeping; and to repeal sections 4-12.2-03, 4-12.2-17, and 4-12.2-19 of the North Dakota Century Code, relating to the issuance of emergency orders and rules regarding beekeeping, the maintenance of bees in movable frames, and the sale or exposure of infected bees and equipment.
Was read the first time and referred to the **Agriculture Committee.**

Sens. Krauter, Urlacher and Reps. Sveen, Wilkie introduced:
SB 2321: A BILL for an Act to amend and reenact section 40-08-12 of the North Dakota Century Code, relating to the publication of the proceedings of a city council.
Was read the first time and referred to the **Political Subdivisions Committee.**

Sens. Yockim, Andrist, Graba, Kinnoin, Mathern, O'Connell introduced:
SB 2322: A BILL for an Act to amend and reenact subsection 1 of section 10-04-02, subsections 1 and 4 of section 10-04-03, section 26.1-01-02, subsections 1 and 3 of section 26.1-01-07.1, and subdivision a of subsection 2 of section 51-19-17 of the North Dakota Century Code, relating to replacing references to the "securities commissioner" with "insurance commissioner", the delegation of certain functions by the insurance commissioner, and the operation of the insurance regulatory trust fund.
Was read the first time and referred to the **Appropriations Committee.**

Sen. Grindberg introduced:
SB 2323: A BILL for an Act to amend and reenact section 43-15-35 of the North Dakota Century Code, relating to requirements for a permit to operate a pharmacy.
Was read the first time and referred to the **Human Services Committee.**

Sens. Wogsland, Graba, Holmberg and Reps. Kretschmar, Laughlin introduced:
SB 2324: A BILL for an Act to create and enact a new subsection to section 58-03-07 of the North Dakota Century Code, relating to powers of township electors to transfer funds to rural fire protection districts.
Was read the first time and referred to the **Political Subdivisions Committee.**

Sens. Lindgren, Graba, Maxson, Traynor and Reps. C. Carlson, Coats introduced:

SB 2325: A BILL for an Act to create and enact a new chapter to title 11 of the North Dakota Century Code, relating to the establishment and operation of multicounty districts; to amend and reenact sections 11-04-01, 11-10-02, 11-11-01, and 11-11-08 of the North Dakota Century Code, relating to county officers; to repeal chapters 11-02, 11-03, 11-05, 11-05.1, 11-06, 11-07, 11-08, sections 11-10-07, 11-11-02, chapters 11-12, 11-30, and 11-32 of the North Dakota Century Code, relating to organization of counties, division of counties, consolidation of counties, changing county lines, county redistricting, consolidated office form of county government, change in the number of county commissioners, disorganization of counties, and memorials erected by counties; and to provide an effective date.

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

Sens. Marks, Graba introduced:

SB 2326: A BILL for an Act to amend and reenact sections 6-08-29, 7-02-15, and 47-10.2-05 of the North Dakota Century Code, relating to banking institutions, credit unions, savings and loan associations, and other persons paying interest on certain escrow and unaccrued contingent accounts.

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

Sens. Urlacher, Tomac and Reps. Jacobs, Wald introduced:

SB 2327: A BILL for an Act to create and enact a new section to chapter 16.1-01 of the North Dakota Century Code, relating to reimbursement of county expenses for statewide special elections.

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

Sens. Urlacher, Robinson and Reps. A. Olson, Wald introduced:

SB 2328: A BILL for an Act to create and enact a new subsection to section 26.1-34-01 of the North Dakota Century Code, relating to required annuity contract provisions.

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

Sens. Urlacher, Keller, Tennesfos and Reps. Jacobs, A. Olson, Wald introduced:

SB 2329: A BILL for an Act to amend and reenact section 61-24.5-10 of the North Dakota Century Code, relating to the levying of taxes by the southwest water authority; and to declare an emergency.

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

Sen. Kelsh introduced:

SB 2330: A BILL for an Act to require doctors to report confirmed diagnoses of cancer to the state department of health and consolidated laboratories.

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

Sens. Wogsland, Mathern, Mushik and Reps. Aarsvold, A. Olson, Schindler introduced:

SB 2331: 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 residents with extraordinary medical needs.

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

FIRST READING OF HOUSE BILLS

HB 1051: A BILL for an Act to amend and reenact sections 16.1-11-11 and 16.1-12-02 of the North Dakota Century Code, relating to signature requirements for nomination petitions.

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

HB 1095: A BILL for an Act to create and enact a new section to chapter 25-04 of the North Dakota Century Code, relating to claims for repayment of the cost of care at the developmental center at Grafton.
Was read the first time and referred to the **Human Services Committee**.

HB 1105: A BILL for an Act to amend and reenact sections 14-03-09, 16.1-15-08, 16.1-15-09, 16.1-15-11, 16.1-15-13, and 16.1-16-07 of the North Dakota Century Code, relating to the authority of clerks of district court to solemnize marriages and the duties of clerks of district court to preserve election ballots; to provide an effective date; and to provide an expiration date.
Was read the first time and referred to the **Judiciary Committee**.

HB 1107: A BILL for an Act to amend and reenact subsections 2 and 6 of section 14-15-11 and section 14-15-16 of the North Dakota Century Code, relating to petitions for adoption and to information identifying adopted persons and their genetic parents and siblings.
Was read the first time and referred to the **Human Services Committee**.

HB 1114: A BILL for an Act to amend and reenact subdivision c of subsection 1 of section 6-09-15 and subsections 3 and 4 of section 6-09-15.5 of the North Dakota Century Code, relating to the appraised value of real estate securing a loan and interest rates for loans to beginning farmers.
Was read the first time and referred to the **Agriculture Committee**.

HB 1131: A BILL for an Act to amend and reenact subsection 5 of section 49-02-02 of the North Dakota Century Code, relating to public service commission orders that may be issued without hearings.
Was read the first time and referred to the **Natural Resources Committee**.

HB 1157: A BILL for an Act to create and enact a new section to chapter 43-07 of the North Dakota Century Code, relating to change of a contractor's name; and to amend and reenact sections 43-07-09, 43-07-14, 43-07-15, and 43-07-17 of the North Dakota Century Code, relating to contractor licensing.
Was read the first time and referred to the **Industry, Business and Labor Committee**.

HB 1216: A BILL for an Act to amend and reenact section 57-40.4-01 of the North Dakota Century Code, relating to extension of the statute of limitations regarding a refund of motor vehicle excise tax to a purchaser who is permanently physically disabled or a disabled veteran; and to provide an effective date.
Was read the first time and referred to the **Transportation Committee**.

HB 1221: A BILL for an Act to repeal section 54-06-02 of the North Dakota Century Code, relating to the place of residence of state officers; and to declare an emergency.
Was read the first time and referred to the **Political Subdivisions Committee**.

The Senate stood adjourned pursuant to Senator Mathern's motion.

CAROL SIEGERT, Secretary