

JOURNAL OF THE SENATE

Fifty-third Legislative Assembly

* * * * *

Bismarck, January 22, 1993

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

The prayer was offered by Rev. Mr. Edward Johnson, Sr., United Tribes Technical College, Bismarck.

The roll was called and all members were present except Senators Nelson, Nething, and Tallackson.

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 2010, SB 2030, SB 2051, SB 2057, SB 2116, SB 2130, SB 2155, SB 2171, SB 2178, SB 2182, SB 2184, SB 2211, SB 2232, SB 2268, SCR 4005, SCR 4006.

REQUEST

SEN. MATHERN REQUESTED that the remarks of Sen. Mushik be printed in the Journal, which request was granted.

REMARKS BY SENATOR MUSHIK

Thank you Madam President. I want to say that we are pleased to be back. Although I hate to say this, the weather was somewhat better in Washington than it was upon my return. But I will say that we were extremely pleased to have the opportunity of representing this body in Washington. We believe the administration appreciated the fact that the North Dakota Legislature sent representatives from this body. We had an extremely good time there. It was Senator Lindgren, Senator Yockim, myself, and three members from the House. We were all fortunate enough to get seated places at the Inauguration. The Congressional Delegation was most kind in assisting us with that seating and we had excellent views. As a matter of fact, I think Representative Kelsch got there early and was sitting in the front row of our section. Some of the people that were sitting beside us happened to be North Dakotans. Lots of pictures were being taken and when we get some of those pictures back, we will be happy to share those with you.

Inaugural Day was a gorgeous day in Washington, the sun was shining, and I think that the mood was of great hope and anticipation. We went to many functions where there were many, many major crowds and we found that everyone was cheerful and pleased about this event, as we all should be. It was a very impressive ceremony. All of us will be happy to visit with you if you have any questions about the events that we took part in. We all did have the opportunity of getting ball tickets, once again through the courtesy of the Congressional Delegation; although I will say we paid for those ourselves and were happy to do so.

We consider ourselves extremely fortunate, and we want to thank you once again. It gave me such pride to be able to sit in the ceremony with Republicans and Democrats and know that we were all so pleased to be able to wish our new President well, whether that President be one party or the other. It is a great comfort to know that our country has this transition from one presidency to another in peace and harmony. I thank you.

MOTION

SEN. MATHERN MOVED that SB 2059, which is on the Sixth order, be rereferred

to the Appropriations Committee, which motion prevailed. Pursuant to Sen. Mathern's motion, SB 2059 was rereferred.

CONSIDERATION OF AMENDMENTS

SB 2161: SEN. GRABA (Human Services Committee) MOVED that the amendments on SJ page 186 be adopted and then be placed on the Eleventh order with DO PASS, which motion prevailed.

CONSIDERATION OF AMENDMENTS

SB 2228: SEN. NALEWAJA (Human Services Committee) MOVED that the amendments on SJ page 186 be adopted with DO PASS, which motion prevailed.

MOTION

SEN. NALEWAJA MOVED that SB 2228 be amended as follows, which motion prevailed.

Page 5, line 23, after "may" insert "not" and remove "not"

Re-number accordingly

MOTION

SEN. NALEWAJA MOVED that the rules be suspended and that SB 2228, as amended, be deemed properly engrossed and placed on the Eleventh order for the succeeding legislative day, which motion prevailed.

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 1097, HB 1098, HB 1109, HB 1112, HB 1166, HB 1182, HB 1187, HB 1239, HB 1279, HB 1295.

SECOND READING OF SENATE BILL

SB 2258: A BILL for an Act to create and enact a new section to chapter 5-02, a new section to chapter 14-03, and a new section to chapter 23-01 of the North Dakota Century Code, relating to information about the effects of alcohol on fetal health.

CONFLICT OF INTEREST

SEN. KELSH STATED that he had a conflict of interest on SB 2258 and requested permission to vote.

The question being on whether Sen. Kelsh could vote on SB 2258, which request was granted.

REQUEST

SEN. HEINRICH REQUESTED that the Senate divide SB 2258, which request was granted.

DIVISION I: Section 1

DIVISION II: Remainder of the bill

ROLL CALL

The question being on the final adoption of Division I of SB 2258, the roll was called and there were 29 YEAS, 17 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Andrist; Bowman; DeMers; Dotzenrod; Evanson; Goetz; Graba; Holmberg; Jerome; Keller; Kelly; Krauter; Langley; Lindaas; Marks; Mathern; Mushik; Nalewaja; O'Connell; Redlin; Robinson; Sand; Scherber; Schoenwald; Streibel; Tennefos; Traynor; Wogsland; Yockim

NAYS: Freborg; Grindberg; Heinrich; Kelsh; Kinnoin; Krebsbach; Lindgren; Lips; Maxson; Mutch; Naaden; Solberg; Stenehjerm, B.; Stenehjerm, W.; Thane; Tomac; Urlacher

ABSENT AND NOT VOTING: Nelson; Nething; Tallackson

Division I of SB 2258 passed.

ROLL CALL

The question being on the final adoption of Division II of SB 2258, the roll was called and there were 43 YEAS, 3 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

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

NAYS: Mutch; Naaden; Solberg

ABSENT AND NOT VOTING: Nelson; Nething; Tallackson

Division II of SB 2258 passed.

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 33 YEAS, 13 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Andrist; Bowman; DeMers; Dotzenrod; Evanson; Freborg; Goetz; Graba; Grindberg; Holmberg; Jerome; Keller; Kelly; Kelsh; Krauter; Langley; Lindaas; Marks; Mathern; Mushik; O'Connell; Redlin; Robinson; Sand; Scherber; Schoenwald; Streibel; Tennefos; Thane; Tomac; Traynor; Wogsland; Yockim

NAYS: Heinrich; Kinnoin; Krebsbach; Lindgren; Lips; Maxson; Mutch; Naaden; Nalewaja; Solberg; Stenehjem, B.; Stenehjem, W.; Urlacher

ABSENT AND NOT VOTING: Nelson; Nething; Tallackson

SB 2258 passed and the title was agreed to.

SECOND READING OF SENATE BILL

SB 2185: A BILL for an Act to amend and reenact section 15-27.1-11 of the North Dakota Century Code, relating to the time within which a school district not operating a school must reorganize, annex, or dissolve.

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, 6 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

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

NAYS: Kelsh; Kinnoin; Langley; Marks; Mathern; Solberg

ABSENT AND NOT VOTING: Nelson; Nething; Tallackson

SB 2185 passed and the title was agreed to.

SECOND READING OF SENATE BILL

SB 2257: A BILL for an Act to create and enact three new sections to chapter 12.1-35 and a new subsection to section 12.1-35-02 of the North Dakota Century Code, relating to testimony and proceedings involving a witness or victim who is a minor; and to amend and reenact sections 12.1-35-01 and 12.1-35-04 of the North Dakota Century Code, relating to victim and witness standards.

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, 2 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

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

NAYS: Maxson; Tomac

ABSENT AND NOT VOTING: Nelson; Nething; Tallackson

SB 2257 passed and the title was agreed to.

SECOND READING OF SENATE BILL

SB 2044: A BILL for an Act to amend and reenact subsection 5 of section 47-02-27.1 of the North Dakota Century Code, relating to the invalidity of certain contingent property interests, general powers of appointment, special powers of appointment, and general testamentary powers of appointment under the uniform statutory rule against perpetuities.

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 46 YEAS, 0 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

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

ABSENT AND NOT VOTING: Nelson; Nething; Tallackson

SB 2044 passed and the title was agreed to.

SECOND READING OF SENATE BILL

SB 2048: A BILL for an Act to create and enact two new sections to chapter 50-11 of the North Dakota Century Code, relating to the licensure of foster care homes; and to amend and reenact section 50-11-04 of the North Dakota Century Code, relating to inspections of foster homes.

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, 2 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

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

NAYS: Andrist; Maxson

ABSENT AND NOT VOTING: Nelson; Nething; Tallackson

SB 2048 passed and the title was agreed to.

SECOND READING OF SENATE BILL

SB 2060: A BILL for an Act to amend and reenact subsections 3 and 5 of section 57-27-02 of the North Dakota Century Code, relating to an exception to the notice of redemption provisions for owners of certain severed mineral interests; and to provide an effective date.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 46 YEAS, 0 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

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

ABSENT AND NOT VOTING: Nelson; Nething; Tallackson

SB 2060 passed and the title was agreed to.

SECOND READING OF SENATE BILL

SB 2189: A BILL for an Act to create and enact two new sections to chapter 57-36, two new sections to chapter 57-43.1, and two new sections to chapter 57-43.2 of the North Dakota Century Code, relating to corporate officer liability and tax liens; and to amend and reenact subsection 3 of section 57-36-26, sections 57-43.1-21, and 57-43.2-15 of the North Dakota Century Code, relating to the refusal to file cigarette, motor fuel, and special fuel tax returns, filing of late returns and late payments.

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 46 YEAS, 0 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

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

ABSENT AND NOT VOTING: Nelson; Nething; Tallackson

SB 2189 passed and the title was agreed to.

SECOND READING OF SENATE BILL

SB 2280: A BILL for an Act to create and enact a new subsection to section 57-38.3-04 of the North Dakota Century Code, relating to priority of income tax refund setoff; and to amend and reenact subsection 1 of section 57-38.3-02 of the North Dakota Century Code, relating to the definition of claimant agency.

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 46 YEAS, 0 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

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

ABSENT AND NOT VOTING: Nelson; Nething; Tallackson

SB 2280 passed and the title was agreed to.

SECOND READING OF SENATE BILL

SB 2023: A BILL for an Act to amend and reenact subsection 1 of section 28-32-01 of the North Dakota Century Code, relating to agencies defined as administrative agency under the Administrative Agencies Practice Act.

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 1 YEA, 45 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Tennefos

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

ABSENT AND NOT VOTING: Nelson; Nething; Tallackson

SB 2023 lost.

SECOND READING OF SENATE BILL

SB 2105: A BILL for an Act to amend and reenact subsection 1 of section 52-04-06.1 of the North Dakota Century Code, relating to incremental bonding of impact projects for unemployment compensation purposes.

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 46 YEAS, 0 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

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

ABSENT AND NOT VOTING: Nelson; Nething; Tallackson

SB 2105 passed and the title was agreed to.

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 1:00 p.m., Monday, January 25, 1993, which motion prevailed.

REPORT OF STANDING COMMITTEE

SB 2008: Appropriations Committee (Sen. Tallackson, Chairman) recommends **DO PASS** (10 YEAS, 0 NAYS, 4 ABSENT AND NOT VOTING). SB 2008 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2076: Appropriations Committee (Sen. Tallackson, Chairman) recommends **DO PASS** (9 YEAS, 0 NAYS, 5 ABSENT AND NOT VOTING). SB 2076 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2176: Education Committee (Sen. Heinrich, Chairman) recommends **DO PASS** (6 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). SB 2176 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2250: Natural Resources Committee (Sen. Keller, Chairman) recommends **DO NOT PASS** (4 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). SB 2250 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2262: Education Committee (Sen. Heinrich, Chairman) recommends **DO PASS** (6 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). SB 2262 was placed on the Eleventh order on the calendar.

FIRST READING OF SENATE BILLS

Sens. Wogsland, Lips introduced:

SB 2449: A BILL for an Act to amend and reenact subsection 4.2 of section 57-38-01, subdivisions s of subsection 1 of section 57-38.01.2, and subsection 4 of section 57-38-30.3 of the North Dakota Century Code, relating to the definition of a qualified investment fund, an exemption from income tax liability for distribution of a qualified investment fund, an exclusion from computation of income tax liability of distributions from a qualified investment fund; and to provide an effective date.

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

Sen. Grindberg and Rep. Austin introduced:

SB 2450: A BILL for an Act relating to hospital billing practices; and to provide a penalty.

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

Sens. Yockim, DeMers, O'Connell and Reps. Glassheim, Gulleon, Kaldor introduced:

SB 2451: A BILL for an Act to amend and reenact subsection 2 of section 57-38-30.3 of the North Dakota Century Code, relating to establishing a bracket system for individual income tax rates on the optional short-form return; and to provide an effective date.

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

Sen. Mathern and Rep. Bernstein introduced:

SB 2452: A BILL for an Act to create and enact a new subsection to section 50-06-05.1 and a new section to chapter 50-06 of the North Dakota Century Code, relating to powers and duties of the department of human services and the coordination of services for families and individuals.

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

Sens. W. Stenehjem, Grindberg, Schoenwald and Reps. Coats, Kretschmar, Maragos, Stenehjem introduced:

SB 2453: A BILL for an Act to amend and reenact subdivision b of subsection 2 of section 12.1-28-02 of the North Dakota Century Code, relating to disseminating information about a lottery.

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

Sen. Lindgren introduced:

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 **Government and Veterans Affairs Committee.**

Sen. Lindgren introduced:

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.**

Sens. Nalewaja, Jerome and Reps. Hokana, Timm introduced:

SB 2456: A BILL for an Act to amend and reenact section 26.1-02-20, subsection 5 of section 26.1-17-05, and subsection 1 of section 26.1-31.2-01 of the North Dakota Century Code, relating to reinsurance, the authority of nonprofit health service corporations, and credit allowed a domestic ceding insurer.

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

Sen. Schoenwald introduced:

SB 2457: A BILL for an Act to amend and reenact section 23-11-05 of the North Dakota Century Code, relating to eligibility of housing authority commissioners.

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

Sens. Keller, Goetz, Streibel, Yockim and Reps. Bodine, Byerly, Mahoney, Wardner introduced:

SB 2458: A BILL for an Act to amend and reenact subsection 10 of section 32-15-02, subsection 1 of section 49-19-01, sections 49-19-11, 49-19-19, and subsection 11 of section 49-22-03 of the North Dakota

Century Code, relating to pipelines for the transportation of carbon dioxide.

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

FIRST READING OF HOUSE BILLS

HB 1097: A BILL for an Act to amend and reenact section 39-16.1-07 of the North Dakota Century Code, relating to the revocation or suspension of an operator's license for failure to comply with financial responsibility laws.

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

HB 1098: A BILL for an Act to amend and reenact subdivision a of subsection 1 of section 39-08-01, sections 39-20-03.1, 39-20-03.2, 39-20-04.1, 39-20-05, subsection 4 of section 39-20-07, and sections 39-20-09 and 65-01-11 of the North Dakota Century Code, relating to alcohol concentration of motor vehicle operators and statutory references to the director of the department of transportation.

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

HB 1109: A BILL for an Act to create and enact a new subsection to section 39-01-01 of the North Dakota Century Code, relating to definition of the terms operator's license, driver's license, and license to operate a motor vehicle; and to amend and reenact subsection 2 of section 39-01-17, subsection 1 of section 39-06-03.1, sections 39-06-20, 39-06-35, 39-06-36, subdivision b of subsection 7 of section 39-06.1-10, and subdivision b of subsection 1 of section 39-20-04.1 of the North Dakota Century Code, relating to certification of records, nondriver photo identification cards, change of address, and reinstatement fees and suspension for alcohol-related offenses.

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

HB 1112: A BILL for an Act to amend and reenact section 38-12.1-03, subdivision a of subsection 1 of section 38-12.1-04, and section 38-12.1-08 of the North Dakota Century Code, relating to a definition of road for coal exploration purposes and application of the penalty provisions.

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

HB 1166: A BILL for an Act to amend and reenact section 26.1-03-07, subsection 9 of section 26.1-10-05, section 26.1-22-05, subsection 1 of section 26.1-25-02, sections 26.1-26-31.3, 26.1-26-44, subdivision j of subsection 1 of section 26.1-36-04, and subsection 2 of section 26.1-36-09.1 of the North Dakota Century Code, relating to annual statement filing date, insurance holding company systems, fire and tornado fund, accreditation of courses, notification of license status, insurance rates, claim payments, and mammogram examination coverage.

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

HB 1182: A BILL for an Act to create and enact five new sections to chapter 4-30 of the North Dakota Century Code, relating to complaint investigation under dairy products laws, inspections, assaults on dairy inspectors, the grade A pasteurized milk ordinance, and labeling standards; to amend and reenact sections 4-30-01, 4-30-02, 4-30-03.9, 4-30-05, 4-30-06, 4-30-09, 4-30-10, 4-30-11, 4-30-12, 4-30-15, 4-30-23, 4-30-24, 4-30-27, 4-30-28, 4-30-29, 4-30-30, 4-30-31, 4-30-32, 4-30-33, 4-30-34, 4-30-35, 4-30-36, 4-30-37, 4-30-38, 4-30-39, 4-30-42, 4-30-48, 4-30-49, 4-30-52, and 4-30-53 of the North Dakota Century Code, relating to dairy products laws; to repeal chapter 4-29, sections 4-30-06.1, 4-30-13, 4-30-14, 4-30-16, 4-30-17, 4-30-41.1, 4-30-45, and 4-30-51 of the North Dakota Century Code, relating to the dairy department, personal notice to file claims, complaints upon violation, place of hearing, witness subpoenas, court review, prohibitions against sales of imitation milk and filled dairy products, labeling of milk and

milk products for retail sale and complaint investigation; to provide penalties; and to provide an effective date.

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

HB 1187: A BILL for an Act to create and enact two new sections to chapter 57-40.6 of the North Dakota Century Code, relating to liability for an act or omission in connection with any emergency services communication system.

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

HB 1239: A BILL for an Act to create and enact a new subsection to section 14-07.1-10 of the North Dakota Century Code, relating to the release of an individual after an arrest for a crime involving domestic violence.

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

HB 1279: A BILL for an Act to amend and reenact section 32-19-41 of the North Dakota Century Code, relating to the disposal by a lender of abandoned personal property located on real estate foreclosed upon by a lender.

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

HB 1295: A BILL for an Act to amend and reenact section 54-56-01 of the North Dakota Century Code, relating to the membership of the children's services coordinating committee.

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

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

CAROL SIEGERT, Secretary