

JOURNAL OF THE SENATE

Fifty-third Legislative Assembly.

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Bismarck, January 25, 1993

The Senate convened at 1:00 p.m., with President Myrdal presiding.

The prayer was offered by Sen. David O'Connell.

The roll was called and all members were present.

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 2024, SB 2101, SB 2177, SB 2180, SB 2183, SB 2188, SB 2204, SB 2253.

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 1069, HB 1079, HB 1089, HB 1126, HB 1177, HB 1188, HB 1219, HB 1247, HB 1258, HB 1267, HB 1308, HB 1337, HB 1343.

SECOND READING OF HOUSE BILL

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.

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 49 YEAS, 0 NAYS, 0 EXCUSED, 0 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; Nelson; Nething; O'Connell; Redlin; Robinson; Sand; Scherber; Schoenwald; Solberg; Stenehjem, B.; Stenehjem, W.; Streibel; Tallackson; Tennefos; Thane; Tomac; Traynor; Urlacher; Wogsland; Yockim

HB 1221 passed, the title was agreed to, and the emergency clause was declared carried.

MOTION

SEN. MATHERN MOVED that SB 2097 be rereferred to the Political Subdivisions Committee, which motion prevailed. Pursuant to Sen. Mathern's motion, SB 2097 was rereferred.

MOTION

SEN. MATHERN MOVED that SB 2301 and SB 2415 be returned to the Senate floor from the Industry, Business and Labor Committee and be rereferred to the Government and Veterans Affairs Committee, which motion prevailed. Pursuant to Sen. Mathern's motion, SB 2301 and SB 2415 were rereferred.

SECOND READING OF SENATE BILL

SB 2161: A BILL for an Act to create and enact six new subsections to section 23-01-05 and a new section to chapter 23-13 of the North Dakota Century Code, relating to the duties of the state health officer and

storage of petroleum products in aboveground storage tanks; to amend and reenact section 19-01-13, subsection 1 of section 19-03.1-01.1, subsections 4 and 5 of section 19-03.1-37, subsection 1 of section 19-13.1-12, subsection 2 of section 19-20.1-17, section 23-01-01, and subsection 1 of section 43-43-01 of the North Dakota Century Code, relating to the powers and duties of the state department of health and consolidated laboratories; and to repeal sections 19-01-02, 19-10-22.1, 23-01-07, and 23-01-09 of the North Dakota Century Code, relating to the organizational structure and duties of the state department of health and consolidated laboratories.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 45 YEAS, 4 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

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

NAYS: Krauter; O'Connell; Sand; Tomac

SB 2161 passed and the title was agreed to.

SECOND READING OF SENATE BILL

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

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 45 YEAS, 4 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

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

NAYS: Bowman; Graba; Lindgren; Tennefos

SB 2228 passed and the title was agreed to.

MOTION

SEN. WOGSLAND MOVED that SB 2106 be placed at the bottom of the calendar, which motion prevailed.

SECOND READING OF SENATE BILL

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

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 49 YEAS, 0 NAYS, 0 EXCUSED, 0 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; Nelson; Nething; O'Connell; Redlin; Robinson; Sand; Scherber; Schoenwald; Solberg; Stenehjem, B.; Stenehjem, W.; Streibel; Tallackson; Tennefos; Thane; Tomac; Traynor; Urlacher; Wogsland; Yockim

SB 2107 passed and the title was agreed to.

SECOND READING OF SENATE BILL

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

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 49 YEAS, 0 NAYS, 0 EXCUSED, 0 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; Nelson; Nething; O'Connell; Redlin; Robinson; Sand; Scherber; Schoenwald; Solberg; Stenehjem, B.; Stenehjem, W.; Streibel; Tallackson; Tennefos; Thane; Tomac; Traynor; Urlacher; Wogsland; Yockim

SB 2108 passed and the title was agreed to.

SECOND READING OF SENATE BILL

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

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 49 YEAS, 0 NAYS, 0 EXCUSED, 0 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; Nelson; Nething; O'Connell; Redlin; Robinson; Sand; Scherber; Schoenwald; Solberg; Stenehjem, B.; Stenehjem, W.; Streibel; Tallackson; Tennefos; Thane; Tomac; Traynor; Urlacher; Wogsland; Yockim

SB 2109 passed and the title was agreed to.

SECOND READING OF SENATE BILL

SB 2111: A BILL for an Act to amend and reenact section 52-01-03 of the North Dakota Century Code, relating to disclosure of information obtained pursuant to the administration of the unemployment compensation program.

ROLL CALL

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

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; Nelson; Nething; O'Connell; Redlin; Robinson; Sand; Scherber; Schoenwald; Solberg; Stenehjem, B.; Stenehjem, W.; Streibel; Tallackson; Tennefos; Thane; Tomac; Traynor; Urlacher; Wogsland; Yockim

SB 2111 lost.

SECOND READING OF SENATE BILL

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

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 49 YEAS, 0 NAYS, 0 EXCUSED, 0 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; Nelson; Nething; O'Connell; Redlin; Robinson; Sand; Scherber; Schoenwald; Solberg; Stenehjem, B.; Stenehjem, W.; Streibel; Tallackson; Tennefos; Thane; Tomac; Traynor; Urlacher; Wogsland; Yockim

SB 2248 passed and the title was agreed to.

SECOND READING OF SENATE BILL

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

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 49 YEAS, 0 NAYS, 0 EXCUSED, 0 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; Nelson; Nething; O'Connell; Redlin; Robinson; Sand; Scherber; Schoenwald; Solberg; Stenehjem, B.;

Stenehjem, W.; Streibel; Tallackson; Tennefos; Thane; Tomac; Traynor; Urlacher; Wogsland; Yockim

SB 2252 passed and the title was agreed to.

SECOND READING OF SENATE BILL

SB 2263: A BILL for an Act to amend and reenact sections 65-05-01 and 65-05-07.2 of the North Dakota Century Code, relating to an employer's payment of medical expenses for a workers' compensation claim.

ROLL CALL

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

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; Nelson; Nething; O'Connell; Redlin; Robinson; Sand; Scherber; Schoenwald; Solberg; Stenehjem, B.; Stenehjem, W.; Streibel; Tallackson; Tennefos; Thane; Tomac; Traynor; Urlacher; Wogsland; Yockim

SB 2263 lost.

SECOND READING OF SENATE BILL

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

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 49 YEAS, 0 NAYS, 0 EXCUSED, 0 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; Nelson; Nething; O'Connell; Redlin; Robinson; Sand; Scherber; Schoenwald; Solberg; Stenehjem, B.; Stenehjem, W.; Streibel; Tallackson; Tennefos; Thane; Tomac; Traynor; Urlacher; Wogsland; Yockim

SB 2273 passed and the title was agreed to.

SECOND READING OF SENATE BILL

SB 2276: A BILL for an Act to amend and reenact sections 40-22-22 and 40-22-30 of the North Dakota Century Code, relating to sureties of bidder's and contractor's bonds for improvements by special assessment.

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 49 YEAS, 0 NAYS, 0 EXCUSED, 0 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; Nelson; Nething; O'Connell;

Redlin; Robinson; Sand; Scherber; Schoenwald; Solberg; Stenehjem, B.; Stenehjem, W.; Streibel; Tallackson; Tennefos; Thane; Tomac; Traynor; Urlacher; Wogsland; Yockim

SB 2276 passed and the title was agreed to.

SECOND READING OF SENATE BILL

SB 2008: A BILL for an Act making an appropriation for defraying the expenses of the aeronautics 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 49 YEAS, 0 NAYS, 0 EXCUSED, 0 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; Nelson; Nething; O'Connell; Redlin; Robinson; Sand; Scherber; Schoenwald; Solberg; Stenehjem, B.; Stenehjem, W.; Streibel; Tallackson; Tennefos; Thane; Tomac; Traynor; Urlacher; Wogsland; Yockim

SB 2008 passed and the title was agreed to.

SECOND READING OF SENATE BILL

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

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 49 YEAS, 0 NAYS, 0 EXCUSED, 0 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; Nelson; Nething; O'Connell; Redlin; Robinson; Sand; Scherber; Schoenwald; Solberg; Stenehjem, B.; Stenehjem, W.; Streibel; Tallackson; Tennefos; Thane; Tomac; Traynor; Urlacher; Wogsland; Yockim

SB 2076 passed and the title was agreed to.

SECOND READING OF SENATE BILL

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

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 48 YEAS, 1 NAY, 0 EXCUSED, 0 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; Nething; O'Connell; Redlin;

Robinson; Sand; Scherber; Schoenwald; Solberg; Stenehjem, B.; Stenehjem, W.; Streibel; Tallackson; Tennefos; Thane; Tomac; Traynor; Urlacher; Wogsland; Yockim

NAYS: Evanson

SB 2176 passed and the title was agreed to.

SECOND READING OF SENATE BILL

SB 2250: A BILL for an Act to provide for the use of commercially manufactured live catch traps within the boundaries of any incorporated city and the disposition of any domestic animal captured; to create and enact a new section to chapter 20.1-01 of the North Dakota Century Code, relating to prohibition of the use of steel jaw leghold traps, conibear and similar killer traps, and all metal traps other than those commonly known as mouse traps within the boundaries of any incorporated city; 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 NOT PASS, the roll was called and there were 11 YEAS, 38 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: DeMers; Evanson; Heinrich; Holmberg; Kelly; Krebsbach; Mathern; Mushik; Scherber; Tallackson; Thane

NAYS: Andrist; Bowman; Dotzenrod; Freborg; Goetz; Graba; Grindberg; Jerome; Keller; Kelsh; Kinnoin; Krauter; Langley; Lindaas; Lindgren; Lips; Marks; Maxson; Mutch; Naaden; Nalewaja; Nelson; Nething; O'Connell; Redlin; Robinson; Sand; Schoenwald; Solberg; Stenehjem, B.; Stenehjem, W.; Streibel; Tennefos; Tomac; Traynor; Urlacher; Wogsland; Yockim

SB 2250 lost.

SECOND READING OF SENATE BILL

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

CONFLICT OF INTEREST

SEN. O'CONNELL STATED that he had a conflict of interest on SB 2262 and requested permission to vote.

The question being on whether Sen. O'Connell could vote on SB 2262, which request was granted.

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 49 YEAS, 0 NAYS, 0 EXCUSED, 0 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; Nelson; Nething; O'Connell; Redlin; Robinson; Sand; Scherber; Schoenwald; Solberg; Stenehjem, B.; Stenehjem, W.; Streibel; Tallackson; Tennefos; Thane; Tomac; Traynor; Urlacher; Wogsland; Yockim

SB 2262 passed and the title was agreed to.

SECOND READING OF SENATE BILL

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

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 27 YEAS, 22 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: DeMers; Dotzenrod; Graba; Heinrich; Jerome; Keller; Kelly; Kelsh; Kinnoin; Krauter; Langley; Lindaas; Lips; Marks; Mathern; Maxson; Mushik; O'Connell; Redlin; Robinson; Scherber; Schoenwald; Tallackson; Thane; Tomac; Wogsland; Yockim

NAYS: Andrist; Bowman; Evanson; Freborg; Goetz; Grindberg; Holmberg; Krebsbach; Lindgren; Mutch; Naaden; Nalewaja; Nelson; Nething; Sand; Solberg; Stenehjerm, B.; Stenehjerm, W.; Streibel; Tennefos; Traynor; Urlacher

SB 2106 passed and the title was agreed to.

MOTION

SEN. DEMERS MOVED that SB 2363 be returned to the Senate floor from the Human Services Committee for the purpose of withdrawal, which motion prevailed.

REQUEST

SEN. DEMERS REQUESTED the unanimous consent of the Senate to withdraw SB 2363. There being no objection, it was so ordered by the President.

MOTION

SEN. MATHERN MOVED that the Senate be on the Fifth, Ninth, Thirteenth, and Sixteenth orders of business and at the conclusion of those orders, the Senate stand adjourned until 1:00 p.m., Tuesday, January 26, 1993, which motion prevailed.

REPORT OF STANDING COMMITTEE

SB 2004: Appropriations Committee (Sen. Tallackson, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (12 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). SB 2004, as amended, was placed on the Sixth order on the calendar.

Page 1, line 17, replace "5,039,771" with "5,007,408"

Page 1, line 18, replace "\$408,762" with "\$441,125"

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

DEPARTMENT 627 - TRANSPORTATION INSTITUTE

SENATE - This amendment provides funding for the executive budget compensation package of \$41,286 entirely from the general fund as follows:

	EXECUTIVE BUDGET RECOMMENDATION	SENATE VERSION	INCREASE (DECREASE)
General fund	\$ 8,923	\$41,286	\$32,363
Federal funds	3,061	0	(3,061)
Other funds	<u>29,302</u>	<u>0</u>	<u>(29,302)</u>
Total	\$41,286	\$41,286	\$ 0

REPORT OF STANDING COMMITTEE

SB 2025: Government and Veterans Affairs Committee (Sen. Tomac, Chairman) recommends **DO NOT PASS** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2025 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2049: Natural Resources Committee (Sen. Keller, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (4 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). SB 2049, as amended, was placed on the Sixth order on the calendar.

Page 1, line 7, replace "eleven" with "at least five"

Page 1, line 8, after "prepare" insert "and submit to the state department of health and consolidated laboratories"

Page 1, line 11, after the period insert "The plan must be consistent with the purposes expressed in section 23-29-02."

Re-number accordingly

REPORT OF STANDING COMMITTEE

SB 2058: 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 2058, as amended, was placed on the Sixth order on the calendar.

Page 1, line 9, after the period insert "However, in a case involving the delivery of a forfeited controlled substance by a law enforcement officer or a person acting as an agent of a law enforcement officer, no prosecution or conviction for simple possession of a controlled substance under subsection 3 of section 19-03.1-23 may be based upon the forfeited controlled substances supplied by the law enforcement officer or the officer's agent."

Re-number accordingly

REPORT OF STANDING COMMITTEE

SB 2067: Government and Veterans Affairs Committee (Sen. Tomac, Chairman) recommends **DO PASS** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2067 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2071: Industry, Business and Labor Committee (Sen. Langley, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2071, as amended, was placed on the Sixth order on the calendar.

Page 13, remove lines 16 through 21

Page 14, remove line 14

Page 14, line 15, remove "experience to qualify for a permit,"

Page 18, line 7, after "revoke" insert ", deny,"

Page 24, line 24, after "not" insert "be"

Page 25, remove lines 12 through 29

Page 26, remove lines 1 through 14

Page 26, line 21, replace "or" with a comma and after "corporation" insert ", or any other legal entity of accountants"

ReNUMBER accordingly

REPORT OF STANDING COMMITTEE

SB 2079: Human Services Committee (Sen. Mathern, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (5 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). SB 2079, as amended, was placed on the Sixth order on the calendar.

Page 2, line 21, remove the overstrike over "~~prior to September 1,~~"

Page 2, line 22, after "1987" insert "1993", replace "all" with "one new", overstrike "members" and insert immediately thereafter "member", remove the overstrike over "~~one year,~~", after the second "~~two~~" insert "and one new", and remove the overstrike over "~~board~~"

Page 2, line 23, after the first "~~members~~" insert "member", remove the overstrike over "~~for a term of two,~~" and overstrike "three"

Page 2, line 24, remove the overstrike over "~~Appointments made thereafter must be for three year terms, but no~~" and remove "No"

Page 2, line 27, remove the overstrike over "~~except for the~~" and after "~~first~~" insert "newly"

Page 2, remove the overstrike over line 28

Page 3, remove the overstrike over line 1

Page 3, line 2, remove the overstrike over "~~section~~"

Page 5, line 22, replace "engaged" with "engage"

Page 10, line 6, replace "All" with "Unless there is a patient release on file allowing the release of information at the public hearing, all"

Page 10, line 9, after the underscored period insert "If no patient testimony or records are taken or reviewed, the remainder of the meeting is an open meeting unless a specific exemption is otherwise applicable."

ReNUMBER accordingly

REPORT OF STANDING COMMITTEE

SB 2126: 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 2126, as amended, was placed on the Sixth order on the calendar.

Page 2, line 6, overstrike "attorneys for the prosecution"

Page 2, line 7, overstrike "and the defense; however, upon" and insert immediately thereafter "the prosecutor or counsel for the defendant unless the defendant is an attorney pro se. An attorney pro se must conduct all questioning from outside the presence of the child. Upon"

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2137: Transportation Committee (Sen. Schoenwald, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2137, as amended, was placed on the Sixth order on the calendar.

Page 1, line 22, remove "The cost of"

Page 2, remove line 1

Page 2, line 2, remove "prior to filing the transcript with the court."

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2151: Natural Resources Committee (Sen. Keller, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends (3 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). SB 2151, as amended, was placed on the Sixth order on the calendar.

Page 1, line 9, after "that" insert "the commission determines"

Page 1, line 14, after "Dakota" insert ", and are subject to section 44-04-18.4"

Page 1, replace lines 15 through 17 with:

- "2. A person or entity must file a request with the commission to have material designated as confidential under subsection 1. The request must contain any information required by the commission, and must include at least the following:
 - a. A general description of the nature of the information sought to be protected.
 - b. An explanation of why the information derives independent economic value, actual or potential, from not being generally known to other persons.
 - c. An explanation of why the information is not readily ascertainable by proper means by other persons.
 - d. A general description of any person or entity that may obtain economic value from disclosure or use of the information, and how the person or entity may obtain this value.
 - e. A description of the efforts used to maintain the secrecy of the information.
3. Any request under subsection 2 is confidential. The commission shall examine the request and determine whether the information is relevant to the matter at hand and is a trade secret under the definition in section 47-25.1-01 or 44-04-18.4. If the commission determines the information is either not relevant or not a trade secret, the commission shall notify the requester and the requester may ask for the return of the information and request within ten days of the notice. If no return is sought, the information and request are a public record."

Page 1, line 18, replace "3" with "4"

Page 1, line 19, replace "individual recommendations" with "names"

Page 1, line 20, after "members" insert "making recommendations"

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2170: Education Committee (Sen. Heinrich, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS and BE REREFERRED to the Appropriations Committee (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2170, as amended, was placed on the Sixth order on the calendar.

Page 1, line 18, replace "state board of higher education" with "office of management and budget"

Page 2, line 6, replace "state board of higher education" with "office of management and budget"

Page 2, line 29, replace "state" with "office of management and budget"

Page 3, line 1, remove "board of higher education"

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2174: Transportation Committee (Sen. Schoenwald, Chairman) recommends DO PASS (5 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING). SB 2174 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2186: Education Committee (Sen. Heinrich, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2186, as amended, was placed on the Sixth order on the calendar.

Page 6, line 8, remove the overstrike over "~~The county committee shall keep a record of~~" and after "~~hearings~~" insert "the hearing" and remove the overstrike over "~~on the~~"

Page 6, remove the overstrike over lines 9 and 10

Page 6, line 11, remove the overstrike over "~~and shall submit the same to the state board at the time of submitting~~"

Page 6, line 12, after "~~15-27-3-01~~" insert "the reorganization proposal for state board approval" and remove the overstrike over the period

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2187: Education Committee (Sen. Heinrich, Chairman) recommends DO PASS (4 YEAS, 3 NAYS, 0 ABSENT AND NOT VOTING). SB 2187 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2195: Agriculture Committee (Sen. Kelsh, Chairman) recommends DO 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 2230: Natural Resources Committee (Sen. Keller, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO NOT PASS (3 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). SB 2230, as amended, was placed on the Sixth order on the calendar.

Page 1, line 11, after "product" insert "related to production"

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2237: Finance and Taxation Committee (Sen. Dotzenrod, Chairman) recommends DO PASS (3 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING). SB 2237 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2242: 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 2242, as amended, was placed on the Sixth order on the calendar.

Page 1, line 3, after "commission" insert "; and to provide for application of this Act"

Page 2, line 1, remove "or"

Page 2, line 2, remove "indirect"

Page 2, after line 5, insert:

"SECTION 2. APPLICATION OF ACT. This Act does not apply to any member on the gaming commission on January 1, 1993."

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2247: Political Subdivisions Committee (Sen. Graba, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2247, as amended, was placed on the Sixth order on the calendar.

Page 1, line 2, remove "elimination of the" and replace "requirement" with "requirements"

Page 1, line 3, remove "or board members"

Page 1, line 10, remove the overstrike over "~~, or of any county or municipality of the state,~~"

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2255: Transportation Committee (Sen. Schoenwald, Chairman) recommends NOT PASS (4 YEAS, 3 NAYS, 0 ABSENT AND NOT VOTING). SB 2255 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2264: Natural Resources Committee (Sen. Keller, Chairman) recommends DO PASS (4 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). SB 2264 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2269: 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 2269, as amended, was placed on the Sixth order on the calendar.

Page 2, line 6, replace "other" with "exotic animal"

Page 2, line 22, remove "The governor also may receive"

Page 2, remove lines 23 and 24

Page 2, line 25, remove "knowledge of exotic animal breeds."

Page 2, line 26, after the period insert "The governor also may receive applications for appointment as the member interested in exotic animals, but each applicant shall identify three references and must demonstrate a knowledge of exotic animal breeds."

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2270: Agriculture Committee (Sen. Kelsh, Chairman) recommends **DO NOT PASS** (4 YEAS, 3 NAYS, 0 ABSENT AND NOT VOTING). SB 2270 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2281: Political Subdivisions Committee (Sen. Graba, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2281, as amended, was placed on the Sixth order on the calendar.

Page 1, line 9, replace "property" with "fee title"

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2289: Natural Resources Committee (Sen. Keller, Chairman) recommends **DO PASS** (4 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). SB 2289 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2326: Industry, Business and Labor Committee (Sen. Langley, Chairman) recommends **DO NOT PASS** (4 YEAS, 3 NAYS, 0 ABSENT AND NOT VOTING). SB 2326 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2328: Industry, Business and Labor Committee (Sen. Langley, Chairman) recommends **DO PASS** (6 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). SB 2328 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SCR 4008: Natural Resources Committee (Sen. Keller, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (4 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). SCR 4008, as amended, was placed on the Sixth order on the calendar.

Page 1, line 17, replace "adopting and" with "fully"

Page 1, line 18, after "major" insert "new" and replace "prior to" with "beginning"

Renumber accordingly

FIRST READING OF SENATE BILLS

Sens. Evanson, Grindberg, Jerome introduced:

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.

Sens. Jerome, Evanson introduced:

SB 2460: A BILL for an Act to amend and reenact section 16.1-01-04 of the North Dakota Century Code, relating to the qualifications of electors.

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

Sens. Jerome, Evanson introduced:

SB 2461: A BILL for an Act to create and enact a new section to chapter 15-47 of the North Dakota Century Code, relating to nonrenewal of superintendents' contracts; and to amend and reenact section 15-47-26 and subsections 2 and 5 of section 15-47-38 of the North Dakota Century Code, relating to the definition of a teacher and nonrenewal or discharge of a teacher.

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

Sen. Kinnoin and Rep. Dobrinski introduced:

SB 2462: A BILL for an Act to amend and reenact section 6-02-03 of the North Dakota Century Code, relating to the securing of federal deposit insurance; and to repeal section 6-03-67.1 of the North Dakota Century Code, relating to operation of state banking association without federal deposit insurance.

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

Sens. Grindberg, Lindgren introduced:

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 **Government and Veterans Affairs Committee.**

Sens. Marks, Mathern introduced:

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.**

Sens. Urlacher, Grindberg and Reps. Boehm, Martin introduced:

SB 2465: A BILL for an Act to create and enact a new section to chapter 54-03 of the North Dakota Century Code, relating to requirements for bills.

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

Sens. Schoenwald, Graba, Mushik and Reps. Mutzenberger, Ring introduced:

SB 2466: A BILL for an Act to establish a universal health access program for citizens of the state; to provide an appropriation; and to provide an effective date.

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

Sen. Nelson introduced:

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.**

Sen. Nelson introduced:

SB 2468: A BILL for an Act to repeal section 4 of chapter 99 of the 1991 Session Laws of North Dakota, relating to eliminating the time limit for access to the list of sales tax permitholders by the secretary of state.

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

Sen. Nelson introduced:

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 **Natural Resources Committee.**

Sen. Nelson introduced:

SB 2470: A BILL for an Act to amend and reenact subsection 4 of section 16.1-08-02, sections 16.1-08.1-02, 16.1-08.1-03, 16.1-08.1-03.1, and 16.1-08.1-04 of the North Dakota Century Code, relating to campaign contribution statements.

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

Sens. Lips, Mushik and Reps. Keiser, Nicholas introduced:

SB 2471: A BILL for an Act to create and enact a new section to chapter 10-25 of the North Dakota Century Code, relating to merger with a foreign corporation; to amend and reenact sections 10-24-02, 10-25-01, 10-25-02, 10-25-03, 10-25-04, 10-25-05, and 10-25-06, relating to the merger of not for profit corporations with business corporations; and to declare an emergency.

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

Sens. Graba, B. Stenehjelm introduced:

SB 2472: A BILL for an Act to amend and reenact section 40-40-21 of the North Dakota Century Code, relating to unencumbered cash balances in city funds at the end of a fiscal year.

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

Sens. Mathern, Lindgren, Redlin, Robinson and Rep. Pyle introduced:

SB 2473: A BILL for an Act to impose a fee on persons convicted of driving while under the influence of intoxicants; to create and enact a new chapter to title 50 of the North Dakota Century Code, relating to services for persons with traumatic brain injury; to provide a continuing appropriation subject to budget section approval; to provide an appropriation; and to provide an effective date.

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

Sens. Graba, Nalewaja and Reps. A. Carlson, Mahoney, Tollefson introduced:

SB 2474: A BILL for an Act to amend and reenact sections 43-07-04 and 43-07-10 of the North Dakota Century Code, relating to contractor licensing.

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

Sens. Redlin, Lindgren introduced:

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.**

Sen. Andrist and Reps. Coats, Rennerfeldt, Torgerson introduced:

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.**

Sens. Andrist, Jerome, O'Connell, Tallackson and Rep. Skarphol introduced:

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.**

Sens. Lindgren, Maxson and Reps. Clayburgh, Dorso introduced:

SB 2478: A BILL for an Act to provide for infrastructure construction, improvement, rehabilitation, operation, or management by private operators and to provide for development agreements between public authorities and private operators.

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

Sens. Yockim, Evanson, Mathern and Reps. Dalrymple, Gulleason, Porter introduced:

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.**

Sens. Urlacher, Keller and Rep. Jacobs introduced:

SB 2480: A BILL for an Act to amend and reenact section 24-02-17 of the North Dakota Century Code, relating to department of transportation construction bidding.

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

Sens. Kelly, Mathern, Evanson and Reps. Brodshaug, Maragos introduced:

SB 2481: A BILL for an Act to amend and reenact sections 54-52.4-01 and 54-52.4-10 of the North Dakota Century Code, relating to uncompensated family leave and use of leave to care for an employee's spouse, child, or parent.

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

Sens. Grindberg, Lindgren, Nalewaja, Redlin and Reps. Austin, Carlisle, Nelson introduced:

SB 2482: A BILL for an Act to amend and reenact section 57-12-01 of the North Dakota Century Code, relating to the time of meetings of the county board of equalization.

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

Sens. Nalewaja, Lips and Reps. St. Aubyn, Tollefson introduced:

SB 2483: A BILL for an Act to amend and reenact section 43-11-28 of the North Dakota Century Code, relating to continuing education for cosmetologist.

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

Sens. DeMers, Lips, Kelly and Reps. Svedjan, Kroeber, Wentz introduced:

SB 2484: A BILL for an Act to authorize the North Dakota independent living council to develop and implement a statewide network of centers for independent living and independent living services for people with disabilities.

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

Sens. Goetz, Thane introduced:

SB 2485: A BILL for an Act to amend and reenact subsection 6 of section 39-06-32 of the North Dakota Century Code, relating to authority to suspend an operator's license.

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

Sens. Goetz, Nelson introduced:

SB 2486: A BILL for an Act to amend and reenact section 12-48-03.1 of the North Dakota Century Code, relating to the sale of products produced by roughrider industries.

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

Sen. Graba introduced:

SB 2487: A BILL for an Act to amend and reenact subsection 1 of section 54-35.2-02.1 of the North Dakota Century Code, relating to local government efficiency planning grants; and to provide an appropriation. Was read the first time and referred to the **Political Subdivisions Committee**.

Sens. Holmberg, Evanson, Maxson and Reps. Kelsch, Mahoney introduced:

SB 2488: A BILL for an Act to create and enact a new subdivision to subsection 1 of section 14-09-06.2 and a new section to chapter 14-09 of the North Dakota Century Code, relating to effect of allegations of child abuse or sexual abuse in child custody determinations.

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

Sens. Nalewaja, Sand, Tallackson and Reps. Jacobs, Kempenich, Kerzman introduced:

SB 2489: A BILL for an Act to amend and reenact sections 61-16.1-14 and 61-21-45 of the North Dakota Century Code, relating to bid requirements for certain water projects.

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

Sen. Mutch introduced:

SB 2490: A BILL for an Act to amend and reenact section 15-40.2-09 of the North Dakota Century Code, relating to the attendance of students in public schools or institutions of bordering states.

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

Sen. Mutch introduced:

SB 2491: A BILL for an Act to create and enact three new sections to chapter 10-30.3 and chapter 54-34.4 of the North Dakota Century Code, relating to the regional rural development revolving loan fund and the economic development commission; to amend and reenact sections 4-14.1-01, 4-14.1-02, 4-14.1-03, subsection 1 of section 6-09-15, sections 6-09-15.5, 10-24-40, subsection 6 of section 10-30-04, sections 10-30.2-05, 10-30.3-01, 10-30.3-02, 10-30.3-03, 10-30.3-05, 10-30.3-07, 15-12-25, 21-11-02, 21-11-03, 21-11-04, 21-11-05, 21-11-06, 24-02-37.1, subsection 1 of section 28-32-01, sections 40-57.1-04, 52-01-03, 54-40.1-01, subsection 7 of section 54-40.1-02, sections 54-40.1-04, 54-40.1-05, 54-53-02, 55-06-01, and 55-08-02.1 of the North Dakota Century Code, relating to the duties of the agricultural products utilization commission, the duties of the agricultural mediation commission, the operation of the Bank of North Dakota, references to the department of economic development and finance, the economic development finance corporation, and the duties of regional councils; to repeal sections 4-14.1-03.1, chapters 6-09.13, 6-09.14, sections 10-30.3-10, 10-30.3-11, 10-30.3-12, chapter 10-30.4, sections 54-34-06.1, 54-34-11, 54-34-12, 54-34-13, 54-34-14, 54-34-15, and chapter 54-34.3 of the North Dakota Century Code, relating to the agricultural products utilization commission, farm loan programs, business loan programs, the primary sector development fund, the regional rural development revolving loan fund, the science and technology corporation, and the department of economic development and finance; to provide for transition; and to provide for transfers.

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

Sens. Tallackson, Heinrich and Reps. Gorder, Kilichowski introduced:

SB 2492: A BILL for an Act to create and enact a new section to chapter 34-11.1 of the North Dakota Century Code, relating to a public employee's right to representation during grievance proceedings.

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

Sen. Lips introduced:

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**.

Sens. Nething, Mutch and Reps. Dorso, Wald introduced:

SB 2494: A BILL for an Act to create and enact three new sections to chapter 26.1-05 of the North Dakota Century Code, relating to redomestication of insurance companies.

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

Sens. Mutch, Naaden and Rep. Gorder introduced:

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 **Industry, Business and Labor Committee**.

Sens. Holmberg, O'Connell and Reps. Goffe, Wardner introduced:

SB 2496: A BILL for an Act to amend and reenact subsection 2 of section 15-27.3-13 of the North Dakota Century Code, relating to the hiring of teachers by reorganized school districts.

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

Sen. Heinrich and Rep. Gates introduced:

SB 2497: A BILL for an Act to amend and reenact section 15-27.4-01 of the North Dakota Century Code, relating to the dissolution of public school districts.

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

Sen. Naaden introduced:

SB 2498: A BILL for an Act to create and enact a new section to chapter 54-02 of the North Dakota Century Code, relating to the designation of an honorary equine.

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

Sen. Naaden introduced:

SB 2499: A BILL for an Act to amend and reenact sections 43-23-07 and 51-05.1-01 of the North Dakota Century Code, relating to sales of real estate by auctioneers.

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

Sens. Bowman, Goetz introduced:

SB 2500: A BILL for an Act to amend and reenact section 15-34.1-03 of the North Dakota Century Code, relating to approval of parochial or private schools.

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

Sen. Kelsh introduced:

SB 2501: A BILL for an Act to amend and reenact subsection 11 of section 53-06.2-01, subsection 1 of section 53-06.2-08, and section 53-06.2-10 of the North Dakota Century Code, relating to parimutuel racing; and to declare an emergency.

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

Sens. Mushik, Schoenwald, Graba, W. Stenehjem and Reps. Goffe, Nelson introduced:

SB 2502: A BILL for an Act to provide for rights of organization and representation of state employees, collective bargaining negotiations between the state of North Dakota and its employees, establishment of a public employment relations board, and public employment relations.

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

Sens. Mushik, Kelly and Reps. Coats, Glasheim, Gorder, Wentz introduced:
SB 2503: A BILL for an Act to provide for zoning accommodations for congregate housing or dwelling units for senior citizen occupancy.
Was read the first time and referred to the **Political Subdivisions Committee.**

Sens. Mushik, Yockim, Andrist and Reps. Glasheim, Porter introduced:
SB 2504: A BILL for an Act to create and enact a new section to chapter 10-24 of the North Dakota Century Code, relating to competitive bidding requirements for nonprofit corporations receiving public funds; and to amend and reenact sections 10-24-22 and 10-24-25 of the North Dakota Century Code, relating to meetings, books, and records of a nonprofit corporation.
Was read the first time and referred to the **Industry, Business and Labor Committee.**

Sens. Keller, Freborg and Reps. Bodine, Mahoney, Tollefson introduced:
SB 2505: A BILL for an Act to amend and reenact subdivision b of subsection 2 of section 57-62-02 of the North Dakota Century Code, relating to allocation of coal severance tax revenues between a coal-producing county and a non-coal-producing county; and to provide an effective date.
Was read the first time and referred to the **Natural Resources Committee.**

Sen. Freborg introduced:
SB 2506: A BILL for an Act to amend and reenact section 20.1-01-25 of the North Dakota Century Code, relating to depositing refuse on recreation lands; and to provide a penalty.
Was read the first time and referred to the **Natural Resources Committee.**

Sens. Kelly, Scherber and Reps. Clayburgh, Glasheim, Kroeber introduced:
SB 2507: A BILL for an Act relating to a federal waiver to use medical assistance funds to provide services for developmentally disabled individuals who are not mentally retarded.
Was read the first time and referred to the **Human Services Committee.**

Sens. Freborg, Nelson introduced:
SB 2508: A BILL for an Act relating to the funding of mandates by the superintendent of public instruction.
Was read the first time and referred to the **Education Committee.**

Sens. Solberg, Tallackson, Tennesfos and Reps. Mahoney, Porter, Svedjan introduced:
SB 2509: A BILL for an Act to amend and reenact subsection 4 of section 57-39.2-04.3 of the North Dakota Century Code, relating to the sales and use tax exemption for new manufacturing machinery and equipment.
Was read the first time and referred to the **Finance and Taxation Committee.**

Sen. Heinrich introduced:
SB 2510: A BILL for an Act to amend and reenact section 36-21.1-07 of the North Dakota Century Code, relating to the inhumane treatment of wild animals; and to provide a penalty.
Was read the first time and referred to the **Natural Resources Committee.**

Sen. Maxson introduced:
SB 2511: A BILL for an Act to amend and reenact section 53-02-08 of the North Dakota Century Code, relating to officers to be in attendance at public dances, music festivals, or concerts.
Was read the first time and referred to the **Judiciary Committee.**

Sens. Krebsbach, Langley and Reps. Gates, Hokana, Kretschmar, Maragos introduced:
SB 2512: A BILL for an Act to provide for the control and accountability of charitable gaming through the conduct of charitable video gaming; to

provide a penalty; to provide an appropriation; and to provide an effective date.

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

Sens. Goetz, Keller, Langley and Reps. Dorso, Mahoney, Tollefson introduced:
SB 2513: A BILL for an Act to amend and reenact section 49-06-02 of the North Dakota Century Code, relating to valuation of public utility property for ratemaking purposes.

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

Sens. Kelly, DeMers, Nalewaja and Rep. St. Aubyn introduced:
SB 2514: A BILL for an Act to amend and reenact section 15-10-02 of the North Dakota Century Code, relating to student membership on the state board of higher education.

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

Sen. Dotzenrod introduced:
SB 2515: A BILL for an Act to amend and reenact subsection 1 of section 57-39.2-02.1 of the North Dakota Century Code, relating to the application of sales taxes to magazine subscriptions.

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

Sens. Dotzenrod, Tallackson and Rep. Aarsvold introduced:
SB 2516: A BILL for an Act to create and enact a new subsection to section 57-15-20.2 of the North Dakota Century Code, relating to township mill levy authority; and amend and reenact section 24-06-04 of the North Dakota Century Code, relating to payment for township road machinery.

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

Sen. Redlin and Rep. Aarsvold introduced:
SB 2517: A BILL for an Act to amend and reenact subsection 4 of section 57-39.2-04 of the North Dakota Century Code, relating to application of sales taxes to admissions to activities held in publicly owned facilities.

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

Sen. Sand introduced:
SB 2518: A BILL for an Act to amend and reenact sections 50-22-02, 50-22-02.1, 50-22-03, 50-22-04, 50-22-04.2, 50-22-05, 53-01-02, 53-01-03, 53-01-07, 53-01-09, 53-01-17, and 53-01-19 of the North Dakota Century Code, to transfer the regulation of charitable solicitations to the office of the attorney general and transfer of the duties of the state athletic commissioner to the office of the attorney general; and to provide an appropriation.

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

Sens. Kelsh, Evanson and Reps. Gulleeson, Porter introduced:
SB 2519: A BILL for an Act to create and enact two new sections to chapter 15-27.6 of the 1991 Supplement to the North Dakota Century Code, relating to employment recall rights of teachers whose contracts have not been renewed because of reorganizations.

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

Sens. B. Stenehjem, Graba and Reps. Gates, Keiser introduced:
SB 2520: A BILL for an Act to amend and reenact subsection 5 of section 37-19.1-01 and subsections 1, 2, and 4 of section 37-19.1-02 of the North Dakota Century Code, relating to the veterans' employment preference.

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

Sens. O'Connell, Krauter, Marks and Reps. Brown, Schindler, Stenson introduced:

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.**

Sens. Kelsh, Keller and Reps. Bodine, Hagle introduced:

SB 2522: A BILL for an Act to create and enact a new chapter to title 4 of the North Dakota Century Code, relating to aquaculture; to provide a penalty; and to provide for application of this Act.

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

Sens. O'Connell, Kelly, Thane and Reps. Brown, Mahoney, Nicholas introduced:

SB 2523: A BILL for an Act to amend and reenact sections 63-01.1-02, 63-01.1-03, 63-01.1-04, 63-01.1-04.1, 63-01.1-05, 63-01.1-05.1, 63-01.1-06, 63-01.1-08, 63-01.1-12.1, 63-01.1-12.2, 63-01.1-13, and 63-01.1-15 of the North Dakota Century Code, relating to noxious weed control; and to repeal sections 63-01.1-06.1, 63-01.1-06.2, 63-01.1-06.3, 63-01.1-06.4, 63-01.1-06.5, 63-01.1-06.6, 63-01.1-13.1, 63-01.1-16, and 63-01.1-17 of the North Dakota Century Code, relating to the leafy spurge and cannabis control programs, the control of noxious weeds on game and fish property, and to judicial review of rules, actions, and penalties relating to noxious weed control.

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

Sens. W. Stenehjem, Traynor introduced:

SB 2524: A BILL for an Act to create and enact a new subsection to section 11-17-04 of the North Dakota Century Code, relating to fees charged by clerks of district and county courts; to amend and reenact subsection 1 of section 11-17-04, sections 29-26-22, and 29-27-02.1 of the North Dakota Century Code, relating to court filing fees, court administration fees, and the disposition of statutory fees; and to provide an effective date.

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

Sen. Langley introduced:

SB 2525: A BILL for an Act to amend and reenact section 48-02-04 of the North Dakota Century Code, relating to advertisements for bids; and to repeal section 48-02-05.1 of the North Dakota Century Code, relating to bid requirements and acceptance of bids.

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

Sens. DeMers, W. Stenehjem and Reps. Bodine, Rydell introduced:

SB 2526: A BILL for an Act to amend and reenact sections 43-47-01, 43-47-02, 43-47-03, 43-47-04, 43-47-05, and 43-47-06 of the North Dakota Century Code, relating to clinical mental health counselors.

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

Sens. Mathern, Graba and Rep. D. Olsen introduced:

SB 2527: A BILL for an Act to amend and reenact subdivision a of subsection 1 of section 26.1-08-05, subsection 2 of section 26.1-08-05, subdivision a of subsection 1 of section 26.1-08-06, and subsection 2 of section 26.1-08-06 of the North Dakota Century Code, relating to minimum benefits of a qualified health coverage plan.

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

Sens. O'Connell, Evanson, Heinrich and Reps. Ring, Porter introduced:

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.**

Sens. Tennefos, Robinson and Rep. R. Berg introduced:

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 33-06 of the North Dakota Century Code, relating to venue of small claims courts and eviction of tenants.

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

Sen. Wogsland introduced:

SB 2530: A BILL for an Act to amend and reenact subsection 1 of section 13-03-14, section 13-03.1-03, and subsection 1 of section 13-03.1-15 of the North Dakota Century Code, relating to the maximum amount of loans issued by the consumer finance agency and establishing a usury limitation for small loans and consumer finance loans.

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

Sens. Scherber, Evanson, Jerome and Rep. D. Olsen introduced:

SB 2531: A BILL for an Act to amend and reenact section 26.1-36-07 of the North Dakota Century Code, relating to health insurance coverage for newborn and adopted children.

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

Sen. Scherber and Rep. Cleary introduced:

SB 2532: A BILL for an Act to amend and reenact section 5-03-07 of the North Dakota Century Code, relating to the rate of tax imposed on alcoholic beverages at wholesale; and to provide an appropriation.

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

Sens. Krauter, Graba and Reps. Jacobs, Kerzman, Martin introduced:

SB 2533: A BILL for an Act to amend and reenact sections 11-13-12 and 11-18-02 of the North Dakota Century Code, relating to prohibiting the recording of deeds transferring property on which taxes are unpaid but not delinquent.

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

Sens. Krauter, O'Connell and Rep. Kerzman introduced:

SB 2534: A BILL for an Act to amend and reenact section 39-21-44.2 of the North Dakota Century Code, relating to safety chain connections between vehicles.

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

Sens. Krauter, Bowman, Graba and Rep. Kerzman introduced:

SB 2535: A BILL for an Act to amend and reenact section 14-09-08.2 of the North Dakota Century Code, relating to child support after a child attains majority.

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

FIRST READING OF SENATE CONCURRENT RESOLUTIONS

Sens. Streibel, Freborg, Solberg and Reps. Bateman, Byerly, Howard introduced:

SCR 4020: A concurrent resolution to create and enact a new section to article X of the Constitution of North Dakota, relating to limitations on appropriations that may be made by the Legislative Assembly and levies that may be made by taxing districts based on changes in personal income; and to provide an effective date.

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

Sen. Tallackson and Rep. D. Olsen introduced:

SCR 4021: A concurrent resolution directing the Legislative Council to study the feasibility of establishing a Department of Developmental Disabilities and Mental Health.

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

Sens. Streibel, Solberg, Freborg and Reps. Bateman, Howard, Byerly introduced:

SCR 4022: A concurrent resolution for the amendment of section 6 of article VIII of the Constitution of North Dakota, relating to the powers and duties of the board of higher education and the election of members to the board.

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

Sen. Tomac introduced:

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**.

Sen. Tomac and Reps. Bateman, Boehm introduced:

SCR 4024: A concurrent resolution urging the Secretary of the United States Department of Transportation to place the entire state on central standard time.

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

Sen. Freborg introduced:

SCR 4025: A concurrent resolution directing the Legislative Council to study the North Dakota Educational Telecommunications Council.

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

FIRST READING OF HOUSE BILLS

HB 1069: A BILL for an Act to create and enact a new section to chapter 15-39.1 of the North Dakota Century Code, relating to postretirement benefit adjustments under the teachers' fund for retirement; to amend and reenact section 15-39.1-10 and subsection 2 of section 15-39.1-18 of the North Dakota Century Code, relating to computation of benefits and disability retirements under the teachers' fund for retirement; and to provide for application of this Act.

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

HB 1079: A BILL for an Act to amend and reenact subsection 8 of section 28-32-01, subsections 1 and 3 of section 28-32-05, subsections 1 and 2 of section 28-32-06, subsection 2 of section 28-32-08, subsection 1 of section 28-32-14, subsection 6 of section 28-32-15, and subsections 4 and 6 of section 28-32-17 of the North Dakota Century Code, relating to administrative practices and procedures.

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

HB 1089: A BILL for an Act to amend and reenact section 15-34.2-14 of the North Dakota Century Code, relating to the qualifications of a schoolbus driver.

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

HB 1126: A BILL for an Act to create and enact a new subdivision to subsection 2 of section 57-38-45 and a new subsection to section 57-38-45 of the North Dakota Century Code, relating to penalties for delinquent income withholding tax returns and payments and imposition of a penalty on corporations for failing to file income tax returns; and to provide an effective date.

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

HB 1177: A BILL for an Act to amend and reenact sections 6-03-05 and 6-03-08 of the North Dakota Century Code, relating to real estate loans, limitations, and appraisals of real estate loans and other real estate.

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

HB 1188: A BILL for an Act to amend and reenact section 3 of chapter 720 of the 1987 Session Laws of North Dakota as amended by section 6 of chapter 686 of the 1991 Session Laws of North Dakota, relating to the

expiration date of the emergency services communication system advisory committee.

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

HB 1219: A BILL for an Act to amend and reenact subsection 2 of section 39-06.1-06 of the North Dakota Century Code, relating to statutory fees for failure to yield the right of way to a pedestrian.

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

HB 1247: A BILL for an Act to amend and reenact section 16.1-13-08 of the North Dakota Century Code, relating to filling a vacancy in the office of United States senator.

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

HB 1258: A BILL for an Act to create and enact a new section to chapter 32-19 of the North Dakota Century Code, relating to commercial real property deficiency judgments.

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

HB 1267: A BILL for an Act to create and enact a new section to chapter 21-06 of the North Dakota Century Code, relating to use of public funds for nonprofit medical foundations.

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

HB 1308: A BILL for an Act to amend and reenact section 34-06-15 of the North Dakota Century Code, relating to a special license issued by the commissioner of labor to employ a person at less than minimum wage.

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

HB 1337: A BILL for an Act relating to the rental and acquisition of ownership of personal property through consumer rental purchase agreements; to provide a penalty; and to provide an effective date.

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

HB 1343: A BILL for an Act relating to the consolidation of maternal and child health programs.

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