

JOURNAL OF THE HOUSE

Fifty-fourth Legislative Assembly

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Bismarck, February 8, 1995

The House convened at 8:00 a.m., with Speaker Martin presiding.

The prayer was offered by the Rev. George Walker, District Superintendent, Northern Plains Evangelical Free Church, Bismarck.

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

A quorum was declared by the Speaker.

CORRECTION AND REVISION OF THE JOURNAL

MR. SPEAKER: Your Committee on Correction and Revision of the Journal (Rep. Drovda, Chairman) has carefully examined the Journal of the Twenty-sixth Day and recommends that it be corrected as follows and when so corrected, recommends that it be approved:

Page 433, after line 18, insert:

MOTION

REP. DORSO MOVED that HB 1233 be moved to the top of the calendar, which motion prevailed.

Page 426, delete lines 33 through 36 and lines 43 and 44.

REP. AARSVOLD MOVED that the report be adopted, which motion prevailed.

MOTION

REP. DORSO MOVED that HB 1456, which is on the Sixth order, be rereferred to the Transportation Committee, which motion prevailed. Pursuant to Rep. Dorso's motion, HB 1456 was rereferred.

SIXTH ORDER OF BUSINESS

REQUEST

REP. DORSO REQUESTED that the amendments to HB 1367 be voted on as a separate item, which request was granted.

The amendments on the Sixth order of business to HB 1064, HB 1172, HB 1210, HB 1234, HB 1246, HB 1260, HB 1274, HB 1317, HB 1324, HB 1368, HB 1397, HB 1411, HB 1443, HB 1452, HB 1454, HB 1462, HB 1469, and HB 1481 were adopted.

HB 1064, HB 1172, HB 1210, HB 1234, HB 1246, HB 1260, HB 1274, HB 1317, HB 1324, HB 1368, HB 1397, HB 1411, HB 1443, HB 1452, HB 1462, HB 1469, and HB 1481, as amended, were placed on the Eleventh order of business on the calendar for the succeeding legislative day.

SIXTH ORDER OF BUSINESS

HB 1367: REP. SOUKUP (Political Subdivisions Committee) MOVED that the amendments on HJ pages 440-441 be adopted and then be placed on the Eleventh order with DO PASS, which motion prevailed.

MOTION

REP. DORSO MOVED that HB 1367, as amended, be placed on the Eleventh order on today's calendar, which motion prevailed.

SECOND READING OF HOUSE BILL

HB 1367: A BILL for an Act to create and enact sections 23-12-09.2 and 23-12-10.3 of the North Dakota Century Code, relating to restrictions on smoking in facilities providing children's services; and to amend and reenact sections 23-12-09, 23-12-10, 23-12-10.2, and 23-12-11 of the North Dakota Century Code, relating to restrictions on smoking in places of public assembly; and to provide a penalty.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 97 YEAS, 0 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Austin; Bateman; Belter; Berg; Bernstein; Boehm; Boucher; Brown; Byerly; Carlisle; Carlson; Christenson; Christopherson; Clark; Clayburgh; Coats; Dalrymple; DeKrey; Delmore; Delzer; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Galvin; Gerntholz; Glassheim; Gorder; Gorman; Grosz; Grumbo; Gulleeson; Gunter; Hagle; Hanson; Hausauer; Henegar, D.; Henegar, K.; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Klein; Kliniske; Koppelman; Kretschmar; Kroeber; Kunkel; Laughlin; Lloyd; Mahoney; Maragos; Martinson; Mickelson; Monson; Mutzenberger; Nicholas; Nichols; Nottestad; Oban; Olson; Payne; Poolman; Price; Rennerfeldt; Rydell; Sabby; Sandvig; Schimke; Schmidt; Shide; Sitz; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Timm; Tollefson; Torgerson; Wald; Walker; Wardner; Wentz; Wilkie; Speaker Martin

ABSENT AND NOT VOTING: Retzer

Engrossed HB 1367 passed and the title was agreed to.

MOTION

REP. DORSO MOVED that HB 1212 be moved to the bottom of the calendar, 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 1031, HB 1041, HB 1051, HB 1195, HB 1221, HB 1226, HB 1243, HB 1250, HB 1251, HB 1275, HB 1276, HB 1366.

SECOND READING OF HOUSE BILL

HB 1268: A BILL for an Act to create and enact a new section to chapter 15-27.2 of the North Dakota Century Code, relating to the approval of certain petitions for the annexation of land to adjacent school districts; and to amend and reenact sections 15-27.2-01, 15-27.2-02, 15-27.2-04, and 15-27.2-05 of the North Dakota Century Code, relating to annexation petitions and hearings.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 55 YEAS, 43 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Austin; Belter; Berg; Byerly; Carlisle; Carlson; Clayburgh; Dalrymple; DeKrey; Delmore; DeWitz; Dorso; Froseth; Galvin; Gerntholz; Gorman; Gulleeson; Gunter; Hausauer; Henegar, D.; Henegar, K.; Holm; Howard; Huether; Jacobs; Johnson; Keiser; Kelsch; Kliniske; Koppelman; Kroeber; Kunkel; Mahoney; Maragos; Martinson; Mickelson; Mutzenberger; Nicholas; Nichols; Nottestad; Oban; Poolman; Price; Rennerfeldt; Rydell; Sabby; Shide; Skarphol; Stenehjem; Svedjan; Sveen; Timm; Tollefson; Wardner; Wentz

NAYS: Aarsvold; Bateman; Bernstein; Boehm; Boucher; Brown; Christenson; Christopherson; Clark; Coats; Delzer; Dobrinski; Drovdal; Freier; Glassheim; Gorder; Grosz; Grumbo; Hagle; Hanson; Kaldor; Kempenich; Kerzman; Klein; Kretschmar; Laughlin; Lloyd; Monson; Olson; Payne; Retzer; Sandvig; Schimke; Schmidt; Sitz; Soukup; Thompson; Thoreson; Torgerson; Wald; Walker; Wilkie; Speaker Martin

Engrossed HB 1268 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1309: A BILL for an Act to amend and reenact sections 50-25.1-03 and 50-25.1-13 of the North Dakota Century Code, relating to persons required to report child abuse and neglect and accomplice liability; and to provide a penalty.

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 83 YEAS, 14 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Austin; Belter; Berg; Bernstein; Boucher; Brown; Byerly; Carlisle; Christenson; Christopherson; Clark; Clayburgh; Coats; Dalrymple; Delmore; Dewitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Galvin; Gerntholz; Glassheim; Gorder; Gorman; Grumbo; Gunter; Hagle; Hanson; Hausauer; Henegar, D.; Henegar, K.; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Kliniske; Koppelman; Kretschmar; Kroeber; Kunkel; Laughlin; Mahoney; Maragos; Martinson; Mickelson; Monson; Mutzenberger; Nicholas; Nichols; Nottestad; Oban; Olson; Payne; Poolman; Rennerfeldt; Retzer; Rydell; Sabby; Schmidt; Sitz; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Timm; Tollefson; Torgerson; Walker; Wentz; Wilkie; Speaker Martin

NAYS: Bateman; Boehm; Carlson; DeKrey; Delzer; Grosz; Klein; Lloyd; Price; Sandvig; Schimke; Shide; Wald; Wardner

ABSENT AND NOT VOTING: Gulleeson

Engrossed HB 1309 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1319: A BILL for an Act to amend and reenact subsection 1 of section 10-19.1-10 and section 10-19.1-12 of the North Dakota Century Code, relating to the contents of articles of incorporation and the effective date of incorporation.

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 98 YEAS, 0 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Austin; Bateman; Belter; Berg; Bernstein; Boehm; Boucher; Brown; Byerly; Carlisle; Carlson; Christenson; Christopherson; Clark; Clayburgh; Coats; Dalrymple; DeKrey; Delmore; Delzer; Dewitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Galvin; Gerntholz; Glassheim; Gorder; Gorman; Grosz; Grumbo; Gulleeson; Gunter; Hagle; Hanson; Hausauer; Henegar, D.; Henegar, K.; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Klein; Kliniske; Koppelman; Kretschmar; Kroeber; Kunkel; Laughlin; Lloyd; Mahoney; Maragos; Martinson; Mickelson; Monson; Mutzenberger; Nicholas; Nichols; Nottestad; Oban; Olson; Payne; Poolman; Price; Rennerfeldt;

Retzer; Rydell; Sabby; Sandvig; Schimke; Schmidt; Shide; Sitz; Skarphol; Soukup; Stenehjøm; Svedjan; Sveen; Thompson; Thoreson; Timm; Tollefson; Torgerson; Wald; Walker; Wardner; Wentz; Wilkie; Speaker Martin

Engrossed HB 1319 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1332: A BILL for an Act to create and enact a new section to chapter 10-28 of the North Dakota Century Code, relating to annual reports for nonprofit corporations; to amend and reenact sections 10-24-09, 10-27-09, and subsection 15 of section 10-28-01 of the North Dakota Century Code, relating to registered agents of North Dakota nonprofit corporations and change of fees paid by nonprofit corporations for annual reports; and to provide an effective date.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 94 YEAS, 3 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Austin; Bateman; Belter; Berg; Bernstein; Boehm; Boucher; Brown; Byerly; Carlisle; Carlson; Christenson; Christopherson; Clark; Clayburgh; Coats; Dalrymple; Delmore; Delzer; DeWitz; Dobrinski; Dorso; Drovda; Freier; Froseth; Galvin; Gerntholz; Glassheim; Gorder; Gorman; Grosz; Grumbo; Gulleon; Gunter; Hagle; Hanson; Hausauer; Henegar, D.; Henegar, K.; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Klein; Kliniske; Koppelman; Kunkel; Laughlin; Lloyd; Mahoney; Maragos; Martinson; Mickelson; Monson; Mutzenberger; Nicholas; Nichols; Nottestad; Oban; Olson; Payne; Poolman; Price; Rennerfeldt; Retzer; Rydell; Sabby; Sandvig; Schimke; Schmidt; Shide; Sitz; Skarphol; Soukup; Stenehjøm; Svedjan; Sveen; Thompson; Thoreson; Timm; Tollefson; Torgerson; Wald; Walker; Wardner; Wentz; Wilkie; Speaker Martin

NAYS: Kerzman; Kretschmar; Kroeber

ABSENT AND NOT VOTING: DeKrey

Engrossed HB 1332 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1372: A BILL for an Act to create and enact a new subsection to section 12.1-31.2-01 of the North Dakota Century Code, relating to fees for a disorderly conduct restraining order; and to amend and reenact subsection 4 of section 12.1-31.2-01 of the North Dakota Century Code, relating to a temporary restraining order.

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 98 YEAS, 0 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Austin; Bateman; Belter; Berg; Bernstein; Boehm; Boucher; Brown; Byerly; Carlisle; Carlson; Christenson; Christopherson; Clark; Clayburgh; Coats; Dalrymple; DeKrey; Delmore; Delzer; DeWitz; Dobrinski; Dorso; Drovda; Freier; Froseth; Galvin; Gerntholz; Glassheim; Gorder; Gorman; Grosz; Grumbo; Gulleon; Gunter; Hagle; Hanson; Hausauer; Henegar, D.; Henegar, K.; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Klein; Kliniske; Koppelman; Kretschmar; Kroeber; Kunkel; Laughlin; Lloyd;

Mahoney; Maragos; Martinson; Mickelson; Monson; Mutzenberger; Nicholas; Nichols; Nottestad; Oban; Olson; Payne; Poolman; Price; Rennerfeldt; Retzer; Rydell; Sabby; Svedvig; Schimke; Schmidt; Shide; Sitz; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Timm; Tollefson; Torgerson; Wald; Walker; Wardner; Wentz; Wilkie; Speaker Martin

Engrossed HB 1372 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1386: A BILL for an Act to amend and reenact subsections 1 and 2 of section 50-22-01 of the North Dakota Century Code, relating to the definition of charitable organizations.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 96 YEAS, 1 NAY, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Austin; Bateman; Belter; Berg; Bernstein; Boehm; Boucher; Brown; Byerly; Carlisle; Carlson; Christenson; Christopherson; Clark; Clayburgh; Coats; Dalrymple; DeKrey; Delzer; DeWitz; Dorso; Drowdal; Freier; Froseth; Galvin; Gerntholz; Glassheim; Gorder; Gorman; Grosz; Grumbo; Gulleon; Gunter; Hagle; Hanson; Hausauer; Henegar, D.; Henegar, K.; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Klein; Kliniske; Koppelman; Kretschmar; Kroeber; Kunkel; Laughlin; Lloyd; Mahoney; Maragos; Martinson; Mickelson; Monson; Mutzenberger; Nicholas; Nichols; Nottestad; Oban; Olson; Payne; Poolman; Price; Rennerfeldt; Retzer; Rydell; Sabby; Svedvig; Schimke; Schmidt; Shide; Sitz; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Timm; Tollefson; Torgerson; Wald; Walker; Wardner; Wentz; Wilkie; Speaker Martin

NAYS: Dobrinski

ABSENT AND NOT VOTING: Delmore

Engrossed HB 1386 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1427: A BILL for an Act to create and enact a new section to chapter 26.1-26 of the North Dakota Century Code, relating to the relationship between independent insurance agent contracts and property and casualty insurance companies.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 73 YEAS, 25 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Bateman; Belter; Bernstein; Boehm; Brown; Byerly; Carlisle; Christenson; Christopherson; Dalrymple; DeKrey; Delmore; Delzer; DeWitz; Dobrinski; Drowdal; Freier; Froseth; Galvin; Gerntholz; Glassheim; Grosz; Grumbo; Gulleon; Gunter; Hagle; Hausauer; Henegar, D.; Henegar, K.; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Kelsch; Kempenich; Klein; Koppelman; Kunkel; Laughlin; Lloyd; Maragos; Martinson; Mickelson; Monson; Mutzenberger; Nicholas; Nichols; Nottestad; Oban; Olson; Payne; Price; Rennerfeldt; Rydell; Sabby; Shide; Sitz; Skarphol; Soukup; Stenehjem; Sveen; Thoreson; Timm; Tollefson; Torgerson; Wald; Walker; Wardner; Wentz; Speaker Martin

NAYS: Austin; Berg; Boucher; Carlson; Clark; Clayburgh; Coats; Dorso; Gorder; Gorman; Hanson; Keiser; Kerzman; Kliniske; Kretschmar; Kroeber; Mahoney; Poolman; Retzer; Sandvig; Schimke; Schmidt; Svedjan; Thompson; Wilkie

Engrossed HB 1427 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1004: A BILL for an Act making an appropriation for defraying the expenses of the upper great plains transportation institute.

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 98 YEAS, 0 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Austin; Bateman; Belter; Berg; Bernstein; Boehm; Boucher; Brown; Byerly; Carlisle; Carlson; Christenson; Christopherson; Clark; Clayburgh; Coats; Dalrymple; DeKrey; Delmore; Delzer; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Galvin; Gerntholz; Glassheim; Gorder; Gorman; Grosz; Grumbo; Gulleeson; Gunter; Hagle; Hanson; Hausauer; Henegar, D.; Henegar, K.; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Klein; Kliniske; Koppelman; Kretschmar; Kroeber; Kunkel; Laughlin; Lloyd; Mahoney; Maragos; Martinson; Mickelson; Monson; Mutzenberger; Nicholas; Nichols; Nottestad; Oban; Olson; Payne; Poolman; Price; Rennerfeldt; Retzer; Rydell; Sabby; Sandvig; Schimke; Schmidt; Shide; Sitz; Skarphol; Soukup; Stenehjøm; Svedjan; Sveen; Thompson; Thoreson; Timm; Tollefson; Torgerson; Wald; Walker; Wardner; Wentz; Wilkie; Speaker Martin

Engrossed HB 1004 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1057: A BILL for an Act to create and enact a new section to chapter 23-01 of the North Dakota Century Code, relating to designation of the state department of health and consolidated laboratories as the primary state environmental agency.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 97 YEAS, 0 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Austin; Bateman; Belter; Berg; Bernstein; Boehm; Boucher; Brown; Byerly; Carlisle; Carlson; Christenson; Christopherson; Clark; Clayburgh; Coats; Dalrymple; DeKrey; Delmore; Delzer; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Galvin; Gerntholz; Glassheim; Gorder; Gorman; Grosz; Grumbo; Gulleeson; Gunter; Hagle; Hanson; Hausauer; Henegar, D.; Henegar, K.; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Klein; Kliniske; Koppelman; Kretschmar; Kroeber; Kunkel; Laughlin; Lloyd; Mahoney; Maragos; Martinson; Mickelson; Monson; Mutzenberger; Nicholas; Nichols; Nottestad; Oban; Olson; Payne; Price; Rennerfeldt; Retzer; Rydell; Sabby; Sandvig; Schimke; Schmidt; Shide; Sitz; Skarphol; Soukup; Stenehjøm; Svedjan; Sveen; Thompson; Thoreson; Timm; Tollefson; Torgerson; Wald; Walker; Wardner; Wentz; Wilkie; Speaker Martin

ABSENT AND NOT VOTING: Poolman

Reengrossed HB 1057 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1129: A BILL for an Act to amend and reenact section 1 of chapter 573 of the 1991 Session Laws, relating to the centennial trees program and administration of the program by the state forester; and to provide for legislative intent.

ROLL CALL

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

YEAS: Aarsvold; Austin; Bateman; Belter; Berg; Bernstein; Boehm; Boucher; Brown; Byerly; Carlisle; Carlson; Christenson; Christopherson; Clark; Clayburgh; Coats; Dalrymple; DeKrey; Delmore; Delzer; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Gerntholz; Glassheim; Gorder; Gorman; Grosz; Grumbo; Gulleston; Gunter; Hagle; Hanson; Hausauer; Henegar, D.; Henegar, K.; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Klein; Kliniske; Koppelman; Kretschmar; Kroeber; Kunkel; Laughlin; Lloyd; Mahoney; Maragos; Martinson; Mickelson; Monson; Mutzenberger; Nicholas; Nichols; Nottestad; Oban; Olson; Payne; Price; Rennerfeldt; Retzer; Rydell; Sabby; Sandvig; Schimke; Schmidt; Shide; Sitz; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Timm; Tollefson; Torgerson; Wald; Walker; Wardner; Wentz; Wilkie; Speaker Martin

ABSENT AND NOT VOTING: Galvin; Poolman

Engrossed HB 1129 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1177: A BILL for an Act to amend and reenact sections 4-10.5-07 and 4-10.5-08 of the North Dakota Century Code, relating to assessments for soybean promotion.

ROLL CALL

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

YEAS: Aarsvold; Austin; Bateman; Belter; Berg; Bernstein; Boehm; Boucher; Brown; Byerly; Carlisle; Carlson; Christenson; Christopherson; Clark; Clayburgh; Coats; Dalrymple; DeKrey; Delmore; Delzer; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Galvin; Gerntholz; Glassheim; Gorder; Gorman; Grosz; Grumbo; Gulleston; Gunter; Hagle; Hanson; Hausauer; Henegar, D.; Henegar, K.; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Klein; Kliniske; Koppelman; Kretschmar; Kroeber; Kunkel; Laughlin; Lloyd; Mahoney; Maragos; Martinson; Mickelson; Monson; Mutzenberger; Nicholas; Nichols; Nottestad; Oban; Olson; Payne; Price; Rennerfeldt; Retzer; Rydell; Sabby; Sandvig; Schimke; Schmidt; Shide; Sitz; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Timm; Tollefson; Torgerson; Walker; Wardner; Wentz; Wilkie; Speaker Martin

ABSENT AND NOT VOTING: Poolman; Wald

Engrossed HB 1177 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1182: A BILL for an Act to create and enact a new section to chapter 20.1-01 of the North Dakota Century Code, relating to the posting of certain game and fish department owned or managed land.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 41 YEAS, 56 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Bateman; Boucher; Brown; Christenson; DeKrey; Delmore; Delzer; DeWitz; Dobrinski; Freier; Glassheim; Grosz; Grumbo; Gulleon; Gunter; Hagle; Hanson; Hausauer; Huether; Johnson; Kaldor; Keiser; Kempenich; Kerzman; Klein; Kretschmar; Kroeber; Laughlin; Mickelson; Mutzenberger; Nichols; Oban; Rydell; Sandvig; Schmidt; Sitz; Stenehjem; Thompson; Wilkie; Speaker Martin

NAYS: Austin; Belter; Berg; Bernstein; Boehm; Byerly; Carlisle; Carlson; Christopherson; Clark; Clayburgh; Coats; Dalrymple; Dorso; Drovdal; Froseth; Galvin; Gerntholz; Gorder; Gorman; Henegar, D.; Henegar, K.; Holm; Howard; Jacobs; Kelsch; Kliniske; Koppelman; Kunkel; Lloyd; Mahoney; Maragos; Martinson; Monson; Nicholas; Nottestad; Olson; Payne; Price; Rennerfeldt; Retzer; Sabby; Schimke; Shide; Skarphol; Soukup; Svedjan; Sveen; Thoreson; Timm; Tollefson; Torgerson; Wald; Walker; Wardner; Wentz

ABSENT AND NOT VOTING: Poolman

Reengrossed HB 1182 was declared lost.

SECOND READING OF HOUSE BILL

HB 1337: A BILL for an Act to create and enact a new section to chapter 57-38 of the North Dakota Century Code, relating to gains for individual income tax purposes derived from sale of stock of certain corporations that have relocated to this state; and to provide an effective date.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 98 YEAS, 0 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Austin; Bateman; Belter; Berg; Bernstein; Boehm; Boucher; Brown; Byerly; Carlisle; Carlson; Christenson; Christopherson; Clark; Clayburgh; Coats; Dalrymple; DeKrey; Delmore; Delzer; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Galvin; Gerntholz; Glassheim; Gorder; Gorman; Grosz; Grumbo; Gulleon; Gunter; Hagle; Hanson; Hausauer; Henegar, D.; Henegar, K.; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Klein; Kliniske; Koppelman; Kretschmar; Kroeber; Kunkel; Laughlin; Lloyd; Mahoney; Maragos; Martinson; Mickelson; Monson; Mutzenberger; Nicholas; Nichols; Nottestad; Oban; Olson; Payne; Poolman; Price; Rennerfeldt; Retzer; Rydell; Sabby; Sandvig; Schimke; Schmidt; Shide; Sitz; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Timm; Tollefson; Torgerson; Wald; Walker; Wardner; Wentz; Wilkie; Speaker Martin

Engrossed HB 1337 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1010: A BILL for an Act to provide an appropriation for defraying the expenses of the department of banking and financial institutions.

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 98 YEAS, 0 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Austin; Bateman; Belter; Berg; Bernstein; Boehm; Boucher; Brown; Byerly; Carlisle; Carlson; Christenson; Christopherson; Clark; Clayburgh; Coats; Dalrymple; DeKrey; Delmore; Delzer; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Galvin; Gerntholz; Glassheim; Gorder; Gorman; Grosz; Grumbo; Gulleeson; Gunter; Hagle; Hanson; Hausauer; Henegar, D.; Henegar, K.; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Klein; Kliniske; Koppelman; Kretschmar; Kroeber; Kunkel; Laughlin; Lloyd; Mahoney; Maragos; Martinson; Mickelson; Monson; Mutzenberger; Nicholas; Nichols; Nottestad; Oban; Olson; Payne; Poolman; Price; Rennerfeldt; Retzer; Rydell; Sabby; Sandvig; Schimke; Schmidt; Shide; Sitz; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Timm; Tollefson; Torgerson; Wald; Walker; Wardner; Wentz; Wilkie; Speaker Martin

HB 1010 passed and the title was agreed to.

MOTION

REP. FREIER MOVED that the House waive the reading of the titles to HB 1059, HB 1061, and HB 1110, which motion prevailed.

SECOND READING OF HOUSE BILL

HB 1059: A BILL for an Act to rename the state health council the health and environment council; to amend and reenact subsection 4 of section 20.1-13-05, sections 23-01-02, 23-25-02, 23-25-03, subsection 1 of section 23-25-04, subsection 1 of section 54-07-01.2, sections 61-28-02, 61-28-05, and 61-28-07 of the North Dakota Century Code, relating to the membership of the health and environment council; to repeal section 61-28-03 of the North Dakota Century Code, relating to the state water pollution control board; and to provide for implementation of this 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 4 YEAS, 94 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Hanson; Kaldor; Mutzenberger; Oban

NAYS: Aarsvold; Austin; Bateman; Belter; Berg; Bernstein; Boehm; Boucher; Brown; Byerly; Carlisle; Carlson; Christenson; Christopherson; Clark; Clayburgh; Coats; Dalrymple; DeKrey; Delmore; Delzer; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Galvin; Gerntholz; Glassheim; Gorder; Gorman; Grosz; Grumbo; Gulleeson; Gunter; Hagle; Hausauer; Henegar, D.; Henegar, K.; Holm; Howard; Huether; Jacobs; Johnson; Keiser; Kelsch; Kempenich; Kerzman; Klein; Kliniske; Koppelman; Kretschmar; Kroeber; Kunkel; Laughlin; Lloyd; Mahoney; Maragos; Martinson; Mickelson; Monson; Nicholas; Nichols; Nottestad; Olson; Payne; Poolman; Price; Rennerfeldt; Retzer; Rydell; Sabby; Sandvig; Schimke; Schmidt; Shide; Sitz; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Timm; Tollefson; Torgerson; Wald; Walker; Wardner; Wentz; Wilkie; Speaker Martin

HB 1059 was declared lost.

SECOND READING OF HOUSE BILL

HB 1061: A BILL for an Act to create and enact a new subsection to section 21-03-06, a new subsection to section 23-29-02, and a new chapter to title 23 of the North Dakota Century Code, relating to issuance of bonds by solid waste management authorities; and to amend and reenact subsection 3 of section 21-03-01, subsection 2 of section 21-03-07, section 23-29-06.3, and subsection 3 of section 23-29-07 of the North Dakota Century Code, relating to the definition of municipality for purposes of issuing bonds, issuance of bonds or other evidences of indebtedness by solid waste management authorities without an election, establishment and operation of solid waste management authorities, and special elections to approve or disapprove of solid waste management facilities.

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

YEAS: Hanson; Kaldor

NAYS: Aarsvold; Austin; Bateman; Belter; Berg; Bernstein; Boehm; Boucher; Brown; Byerly; Carlisle; Carlson; Christenson; Christopherson; Clark; Clayburgh; Coats; Dalrymple; DeKrey; Delmore; Delzer; DeWitz; Dobrinski; Dorso; Drovda; Freier; Froseth; Galvin; Gerntholz; Glassheim; Gorder; Gorman; Grosz; Grumbo; Gulleston; Gunter; Hagle; Hausauer; Henegar, D.; Henegar, K.; Holm; Howard; Huether; Jacobs; Johnson; Keiser; Kelsch; Kempenich; Kerzman; Klein; Kliniske; Koppelman; Kretschmar; Kroeber; Kunkel; Laughlin; Lloyd; Mahoney; Maragos; Martinson; Mickelson; Monson; Mutzenberger; Nicholas; Nichols; Nottestad; Oban; Olson; Payne; Poolman; Price; Rennerfeldt; Retzer; Rydell; Sabby; Sandvig; Schimke; Schmidt; Shide; Sitz; Skarphol; Soukup; Stenehjem; Sveen; Thompson; Thoreson; Timm; Tollefson; Torgerson; Wald; Walker; Wardner; Wentz; Wilkie; Speaker Martin

HB 1061 was declared lost.

SECOND READING OF HOUSE BILL

HB 1073: A BILL for an Act to amend and reenact section 50-06-05.5 of the North Dakota Century Code, relating to regional human service center directors.

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 15 YEAS, 83 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Austin; Bernstein; Brown; Carlson; Delzer; DeWitz; Dorso; Freier; Galvin; Gorman; Grosz; Keiser; Kliniske; Payne; Wentz

NAYS: Aarsvold; Bateman; Belter; Berg; Boehm; Boucher; Byerly; Carlisle; Christenson; Christopherson; Clark; Clayburgh; Coats; Dalrymple; DeKrey; Delmore; Dobrinski; Drovda; Froseth; Gerntholz; Glassheim; Gorder; Grumbo; Gulleston; Gunter; Hagle; Hanson; Hausauer; Henegar, D.; Henegar, K.; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Kelsch; Kempenich; Kerzman; Klein; Koppelman; Kretschmar; Kroeber; Kunkel; Laughlin; Lloyd; Mahoney; Maragos; Martinson; Mickelson; Monson; Mutzenberger; Nicholas; Nichols; Nottestad; Oban; Olson; Poolman; Price; Rennerfeldt; Retzer; Rydell; Sabby; Sandvig; Schimke; Schmidt; Shide; Sitz; Skarphol; Soukup; Stenehjem; Sveen; Thompson;

Thoreson; Timm; Tollefson; Torgerson; Wald; Walker; Wardner; Wilkie; Speaker Martin

HB 1073 was declared lost.

SECOND READING OF HOUSE BILL

HB 1110: A BILL for an Act to create and enact chapters 45-13, 45-14, 45-15, 45-16, 45-17, 45-18, 45-19, 45-20, and 45-21 of the North Dakota Century Code, relating to the provisions of the Uniform Partnership Act (1994) which pertain to general partnership provisions, nature of partnership, relations of partners to persons dealing with partnership, relations of partners to each other and to partnership, transferees and creditors of partner, partner's dissociation, winding up partnership business, and conversions and mergers of partnership; to amend and reenact sections 45-11-01 and 45-12-02 of the North Dakota Century Code, relating to fictitious partnership names and existing partnerships; to repeal chapters 45-05, 45-06, 45-07, 45-08, 45-09, and section 45-12-04 of the North Dakota Century Code, relating to partnerships generally, relations of partners to others, relations of partners to one another, property rights of partner, dissolution and winding up of partnership, and citation of the Uniform Partnership Act; 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 96 YEAS, 1 NAY, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Austin; Bateman; Belter; Berg; Bernstein; Boehm; Boucher; Byerly; Carlisle; Carlson; Christenson; Christopherson; Clark; Clayburgh; Coats; Dalrymple; DeKrey; Delmore; Delzer; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Galvin; Gerntholz; Glassheim; Gorder; Grosz; Grumbo; Gulleson; Gunter; Hagle; Hanson; Hausauer; Henegar, D.; Henegar, K.; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Klein; Kliniske; Koppelman; Kretschmar; Kroeber; Kunkel; Laughlin; Lloyd; Mahoney; Maragos; Martinson; Mickelson; Monson; Mutzenberger; Nicholas; Nichols; Nottestad; Oban; Olson; Payne; Poolman; Price; Rennerfeldt; Retzer; Rydell; Sabby; Sandvig; Schimke; Schmidt; Shide; Sitz; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Timm; Tollefson; Torgerson; Wald; Walker; Wardner; Wentz; Wilkie; Speaker Martin

NAYS: Brown

ABSENT AND NOT VOTING: Gorman

HB 1110 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1132: A BILL for an Act to amend and reenact subsection 2 of section 27-20-49 and sections 31-01-16 and 31-01-18 of the North Dakota Century Code, relating to witness fees and expenses.

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

NAYS: Aarsvold; Austin; Bateman; Belter; Berg; Bernstein; Boehm; Boucher; Brown; Byerly; Carlisle; Carlson; Christenson; Christopherson; Clark; Clayburgh; Coats; Dalrymple; DeKrey; Delmore; Delzer; DeWitz;

Dobrinski; Dorso; Drovdal; Freier; Froseth; Galvin; Gerntholz; Glassheim; Gorder; Grosz; Grumbo; Gulleson; Gunter; Hagle; Hanson; Hausauer; Henegar, D.; Henegar, K.; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Klein; Kliniske; Koppelman; Kretschmar; Kroeber; Kunkel; Laughlin; Lloyd; Mahoney; Maragos; Martinson; Mickelson; Monson; Mutzenberger; Nicholas; Nichols; Nottestad; Oban; Olson; Payne; Poolman; Price; Rennerfeldt; Retzer; Rydell; Sabby; Sandvig; Schimke; Schmidt; Shide; Sitz; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Timm; Tollefson; Torgerson; Wald; Walker; Wardner; Wentz; Wilkie; Speaker Martin

ABSENT AND NOT VOTING: Gorman

HB 1132 was declared lost.

MOTION

REP. DORSO MOVED that HB 1164 be moved to the foot of the calendar, which motion prevailed.

SECOND READING OF HOUSE BILL

HB 1187: A BILL for an Act to amend and reenact sections 61-16.1-45 and 61-21-46 of the North Dakota Century Code, relating to accumulation of drain 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 95 YEAS, 0 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Bateman; Belter; Berg; Bernstein; Boehm; Boucher; Brown; Byerly; Carlisle; Carlson; Christenson; Christopherson; Clark; Clayburgh; Dalrymple; DeKrey; Delmore; Delzer; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Galvin; Gerntholz; Glassheim; Gorder; Gorman; Grosz; Grumbo; Gulleson; Gunter; Hagle; Hanson; Hausauer; Henegar, D.; Henegar, K.; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Klein; Kliniske; Koppelman; Kretschmar; Kroeber; Kunkel; Laughlin; Lloyd; Mahoney; Maragos; Martinson; Mickelson; Monson; Mutzenberger; Nicholas; Nichols; Nottestad; Oban; Olson; Payne; Poolman; Price; Rennerfeldt; Retzer; Rydell; Sabby; Sandvig; Schimke; Schmidt; Shide; Sitz; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Tollefson; Torgerson; Wald; Walker; Wardner; Wentz; Wilkie; Speaker Martin

ABSENT AND NOT VOTING: Austin; Coats; Timm

HB 1187 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1192: A BILL for an Act relating to damages for the disparagement of perishable agricultural commodities.

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 46 YEAS, 51 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Bateman; Belter; Boehm; Brown; Carlson; Christenson; Coats; Dalrymple; DeKrey; Delmore; DeWitz; Dorso; Drovdal; Gerntholz; Gorder; Grumbo; Gulleson; Hagle; Hausauer; Howard; Huether; Jacobs; Johnson; Kaldor; Kempenich; Kerzman; Klein; Koppelman; Kretschmar; Laughlin;

Lloyd; Maragos; Monson; Nottestad; Oban; Poolman; Retzer; Sabby; Schmidt; Sitz; Stenehjem; Thoreson; Timm; Wilkie; Speaker Martin

NAYS: Berg; Bernstein; Boucher; Byerly; Carlisle; Christopherson; Clark; Clayburgh; Delzer; Dobrinski; Freier; Froseth; Galvin; Glassheim; Gorman; Grosz; Gunter; Hanson; Henegar, D.; Henegar, K.; Holm; Keiser; Kelsch; Kliniske; Kroeber; Kunkel; Mahoney; Martinson; Mickelson; Mutzenberger; Nicholas; Nichols; Olson; Payne; Price; Rennerfeldt; Rydell; Sandvig; Schimke; Shide; Skarphol; Soukup; Svedjan; Sveen; Thompson; Tollefson; Torgerson; Wald; Walker; Wardner; Wentz

ABSENT AND NOT VOTING: Austin

HB 1192 was declared lost.

SECOND READING OF HOUSE BILL

HB 1193: A BILL for an Act to create and enact a new subsection and a new subdivision to subsection 7 of section 57-38-40 of the North Dakota Century Code, relating to extensions for filing amended state individual, estate, or trust income tax returns as a result of federal changes or corrections; to provide a retroactive effective date; and to provide an expiration 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 97 YEAS, 0 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Bateman; Belter; Berg; Bernstein; Boehm; Boucher; Brown; Byerly; Carlisle; Carlson; Christenson; Christopherson; Clark; Clayburgh; Coats; Dalrymple; DeKrey; DeLmore; Delzer; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Galvin; Gerntholz; Glassheim; Gorder; Gorman; Grosz; Grumbo; Gullerson; Gunter; Hagle; Hanson; Hausauer; Henegar, D.; Henegar, K.; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Klein; Kliniske; Koppelman; Kretschmar; Kroeber; Kunkel; Laughlin; Lloyd; Mahoney; Maragos; Martinson; Mickelson; Monson; Mutzenberger; Nicholas; Nichols; Nottestad; Oban; Olson; Payne; Poolman; Price; Rennerfeldt; Retzer; Rydell; Sabby; Sandvig; Schimke; Schmidt; Shide; Sitz; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Timm; Tollefson; Torgerson; Wald; Walker; Wardner; Wentz; Wilkie; Speaker Martin

ABSENT AND NOT VOTING: Austin

HB 1193 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1200: A BILL for an Act to amend and reenact section 40-18-15.1 of the North Dakota Century Code, relating to transfers to and from district courts.

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 2 YEAS, 95 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Maragos; Wald

NAYS: Aarsvold; Bateman; Belter; Berg; Bernstein; Boehm; Boucher; Brown; Byerly; Carlisle; Carlson; Christenson; Christopherson; Clark;

Clayburgh; Coats; Dalrymple; DeKrey; Delmore; Delzer; DeWitz; Dobrinski; Dorso; Drovda; Freier; Froseth; Galvin; Gerntholz; Glassheim; Gorder; Gorman; Grosz; Grumbo; Gulleston; Gunter; Hagle; Hanson; Hausauer; Henegar, D.; Henegar, K.; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Klein; Kliniske; Koppelman; Kretschmar; Kroeber; Kunkel; Laughlin; Lloyd; Mahoney; Martinson; Mickelson; Monson; Mutzenberger; Nicholas; Nichols; Nottestad; Oban; Olson; Payne; Poolman; Price; Rennerfeldt; Retzer; Rydell; Sabby; Sandvig; Schimke; Schmidt; Shide; Sitz; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Timm; Tollefson; Torgerson; Walker; Wardner; Wentz; Wilkie; Speaker Martin

ABSENT AND NOT VOTING: Austin

HB 1200 was declared lost.

SECOND READING OF HOUSE BILL

HB 1215: A BILL for an Act to authorize the state of North Dakota and the North Dakota state board of higher education, for the use and benefit of North Dakota state university agricultural experiment station otherwise known as the agronomy seed farm, to convey certain state-owned land to the city of Casselton, North Dakota.

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 98 YEAS, 0 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Austin; Bateman; Belter; Berg; Bernstein; Boehm; Boucher; Brown; Byerly; Carlisle; Carlson; Christenson; Christopherson; Clark; Clayburgh; Coats; Dalrymple; DeKrey; Delmore; Delzer; DeWitz; Dobrinski; Dorso; Drovda; Freier; Froseth; Galvin; Gerntholz; Glassheim; Gorder; Gorman; Grosz; Grumbo; Gulleston; Gunter; Hagle; Hanson; Hausauer; Henegar, D.; Henegar, K.; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Klein; Kliniske; Koppelman; Kretschmar; Kroeber; Kunkel; Laughlin; Lloyd; Mahoney; Maragos; Martinson; Mickelson; Monson; Mutzenberger; Nicholas; Nichols; Nottestad; Oban; Olson; Payne; Poolman; Price; Rennerfeldt; Retzer; Rydell; Sabby; Sandvig; Schimke; Schmidt; Shide; Sitz; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Timm; Tollefson; Torgerson; Wald; Walker; Wardner; Wentz; Wilkie; Speaker Martin

HB 1215 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1229: A BILL for an Act providing an appropriation for the long-term care ombudsman 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 32 YEAS, 66 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Boucher; Christenson; Coats; Delmore; Dobrinski; Froseth; Glassheim; Gorder; Grumbo; Gulleston; Hanson; Henegar, D.; Henegar, K.; Kaldor; Keiser; Kerzman; Kroeber; Laughlin; Mahoney; Mutzenberger; Nichols; Oban; Price; Retzer; Rydell; Sabby; Sandvig; Schmidt; Sitz; Thompson; Wilkie

NAYS: Austin; Bateman; Belter; Berg; Bernstein; Boehm; Brown; Byerly; Carlisle; Carlson; Christopherson; Clark; Clayburgh; Dalrymple; DeKrey; Delzer; DeWitz; Dorso; Drovdal; Freier; Galvin; Gerntholz; Gorman; Grosz; Gunter; Hagle; Hausauer; Holm; Howard; Huether; Jacobs; Johnson; Kelsch; Kempenich; Klein; Kliniske; Koppelman; Kretschmar; Kunkel; Lloyd; Maragos; Martinson; Mickelson; Monson; Nicholas; Nottestad; Olson; Payne; Poolman; Rennerfeldt; Schimke; Shide; Skarphol; Soukup; Stenehjelm; Svedjan; Sveen; Thoreson; Timm; Tollefson; Torgerson; Wald; Walker; Wardner; Wentz; Speaker Martin

HB 1229 was declared lost.

MOTION

REP. DORSO MOVED that the House stand in recess for fifteen minutes, which motion prevailed.

THE HOUSE RECONVENED pursuant to recess taken, with Speaker Martin presiding.

SECOND READING OF HOUSE BILL

HB 1230: A BILL for an Act to amend and reenact section 28-32-02.2 and subsection 2 of section 28-32-03 of the North Dakota Century Code, relating to regulatory analysis of any administrative rule, the time of taking effect of administrative rules, and legislative committee approval of rules affecting political subdivisions; 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 NOT PASS, the roll was called and there were 4 YEAS, 88 NAYS, 0 EXCUSED, 6 ABSENT AND NOT VOTING.

YEAS: Byerly; DeKrey; DeWitz; Rennerfeldt

NAYS: Aarsvold; Austin; Bateman; Belter; Berg; Bernstein; Boehm; Boucher; Brown; Carlisle; Carlson; Christenson; Christopherson; Clark; Clayburgh; Coats; Dalrymple; Delmore; Delzer; Dobrinski; Dorso; Drovdal; Freier; Froseth; Galvin; Glassheim; Gorder; Gorman; Grosz; Grumbo; Gullerson; Gunter; Hagle; Hanson; Henegar, D.; Henegar, K.; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Klein; Kliniske; Koppelman; Kroeber; Kunkel; Lloyd; Mahoney; Maragos; Martinson; Mickelson; Monson; Mutzenberger; Nicholas; Nichols; Nottestad; Oban; Olson; Payne; Poolman; Price; Rydell; Sabby; Sandvig; Schimke; Schmidt; Shide; Sitz; Skarphol; Soukup; Stenehjelm; Svedjan; Sveen; Thompson; Thoreson; Timm; Tollefson; Torgerson; Wald; Walker; Wardner; Wentz; Speaker Martin

ABSENT AND NOT VOTING: Gerntholz; Hausauer; Kretschmar; Laughlin; Retzer; Wilkie

HB 1230 was declared lost.

SECOND READING OF HOUSE BILL

HB 1231: A BILL for an Act to amend and reenact section 39-08-20 of the North Dakota Century Code, relating to the penalty for operating a motor vehicle without liability insurance and to the time period for drivers to produce evidence of liability insurance.

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 2 YEAS, 95 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Bernstein; Byerly

NAYS: Aarsvold; Austin; Bateman; Belter; Berg; Boehm; Boucher; Brown; Carlisle; Carlson; Christenson; Christopherson; Clark; Clayburgh; Coats; Dalrymple; DeKrey; Delmore; Delzer; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Galvin; Glassheim; Gorder; Gorman; Grosz; Grumbo; Gulleston; Gunter; Hagle; Hanson; Hausauer; Henegar, D.; Henegar, K.; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Klein; Kliniske; Koppelman; Kretschmar; Kroeber; Kunkel; Laughlin; Lloyd; Mahoney; Maragos; Martinson; Mickelson; Monson; Mutzenberger; Nicholas; Nichols; Nottestad; Oban; Olson; Payne; Poolman; Price; Rennerfeldt; Retzer; Rydell; Sabby; Sandvig; Schimke; Schmidt; Shide; Sitz; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Timm; Tollefson; Torgerson; Wald; Walker; Wardner; Wentz; Wilkie; Speaker Martin

ABSENT AND NOT VOTING: Gerntholz

HB 1231 was declared lost.

SECOND READING OF HOUSE BILL

HB 1232: A BILL for an Act to amend and reenact subsection 1 of section 39-06-03.1 of the North Dakota Century Code, relating to nondriver photo identification cards.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 96 YEAS, 1 NAY, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Austin; Bateman; Belter; Berg; Bernstein; Boehm; Boucher; Brown; Byerly; Carlisle; Carlson; Christenson; Christopherson; Clark; Clayburgh; Coats; Dalrymple; DeKrey; Delmore; Delzer; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Galvin; Glassheim; Gorder; Gorman; Grosz; Grumbo; Gulleston; Gunter; Hagle; Hanson; Hausauer; Henegar, D.; Henegar, K.; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Klein; Kliniske; Koppelman; Kretschmar; Kroeber; Kunkel; Laughlin; Lloyd; Mahoney; Maragos; Martinson; Mickelson; Monson; Mutzenberger; Nicholas; Nottestad; Oban; Olson; Payne; Poolman; Price; Rennerfeldt; Retzer; Rydell; Sabby; Sandvig; Schimke; Schmidt; Shide; Sitz; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Timm; Tollefson; Torgerson; Wald; Walker; Wardner; Wentz; Wilkie; Speaker Martin

NAYS: Nicholas

ABSENT AND NOT VOTING: Gerntholz

HB 1232 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1235: A BILL for an Act to amend and reenact subsection 1 of section 34-14-03 of the North Dakota Century Code, relating to employees who are separated from payroll before payday.

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 89 YEAS, 9 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Austin; Bateman; Belter; Berg; Bernstein; Boehm; Brown; Byerly; Carlisle; Carlson; Christopherson; Clark; Clayburgh; Dalrymple; DeKrey; Delmore; Delzer; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Galvin; Gerntholz; Gorder; Gorman; Grosz; Grumbo; Gulleson; Gunter; Hagle; Hanson; Hausauer; Henegar, D.; Henegar, K.; Holm; Howard; Huether; Jacobs; Johnson; Keiser; Kelsch; Kempenich; Kerzman; Klein; Kliniske; Koppelman; Kretschmar; Kroeber; Kunkel; Laughlin; Lloyd; Maragos; Martinson; Mickelson; Monson; Nicholas; Nichols; Nottestad; Olson; Payne; Poolman; Price; Rennerfeldt; Retzer; Rydell; Sabby; Sandvig; Schimke; Schmidt; Shide; Sitz; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Timm; Tollefson; Torgerson; Wald; Walker; Wardner; Wentz; Wilkie; Speaker Martin

NAYS: Aarsvold; Boucher; Christenson; Coats; Glassheim; Kaldor; Mahoney; Mutzenberger; Oban

HB 1235 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1237: A BILL for an Act to amend and reenact section 39-06-13 of the North Dakota Century Code, relating to examination of operator's license applicants.

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 90 YEAS, 8 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Austin; Bateman; Belter; Berg; Bernstein; Boehm; Boucher; Byerly; Carlisle; Carlson; Christenson; Christopherson; Clayburgh; Coats; Dalrymple; DeKrey; Delmore; DeWitz; Dorso; Drovdal; Freier; Froseth; Galvin; Gerntholz; Glassheim; Gorder; Gorman; Grosz; Grumbo; Gulleson; Gunter; Hagle; Hanson; Hausauer; Henegar, D.; Henegar, K.; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Kelsch; Kempenich; Kerzman; Klein; Kliniske; Koppelman; Kretschmar; Kroeber; Kunkel; Laughlin; Lloyd; Mahoney; Maragos; Martinson; Mickelson; Mutzenberger; Nicholas; Nichols; Nottestad; Oban; Payne; Poolman; Price; Rennerfeldt; Retzer; Rydell; Sabby; Sandvig; Schimke; Schmidt; Shide; Sitz; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Timm; Tollefson; Torgerson; Wald; Walker; Wardner; Wentz; Wilkie; Speaker Martin

NAYS: Brown; Clark; Delzer; Dobrinski; Keiser; Monson; Olson; Skarphol

HB 1237 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1238: A BILL for an Act to create and enact a new section to chapter 12-44.1 of the North Dakota Century Code, relating to room and board costs for jail inmates on a work release program.

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 98 YEAS, 0 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Austin; Bateman; Belter; Berg; Bernstein; Boehm; Boucher; Brown; Byerly; Carlisle; Carlson; Christenson; Christopherson; Clark; Clayburgh; Coats; Dalrymple; DeKrey; Delmore; Delzer; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Galvin; Gerntholz; Glassheim; Gorder; Gorman; Grosz; Grumbo; Gulleson; Gunter; Hagle; Hanson; Hausauer; Henegar, D.; Henegar, K.; Holm; Howard; Huether;

Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Klein; Kliniske; Koppelman; Kretschmar; Kroeber; Kunkel; Laughlin; Lloyd; Mahoney; Maragos; Martinson; Mickelson; Monson; Mutzenberger; Nicholas; Nichols; Nottestad; Oban; Olson; Payne; Poolman; Price; Rennerfeldt; Retzer; Rydell; Sabby; Sandvig; Schimke; Schmidt; Shide; Sitz; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Timm; Tollefson; Torgerson; Wald; Walker; Wardner; Wentz; Wilkie; Speaker Martin

HB 1238 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1239: A BILL for an Act to amend and reenact subsection 2 of section 39-04-12 of the North Dakota Century Code, relating to trailer number 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 98 YEAS, 0 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Austin; Bateman; Belter; Berg; Bernstein; Boehm; Boucher; Brown; Byerly; Carlisle; Carlson; Christenson; Christopherson; Clark; Clayburgh; Coats; Dalrymple; DeKrey; Delmore; Delzer; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Galvin; Gerntholz; Glasheim; Gorder; Gorman; Grosz; Grumbo; Gulleon; Gunter; Hagle; Hanson; Hausauer; Henegar, D.; Henegar, K.; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Klein; Kliniske; Koppelman; Kretschmar; Kroeber; Kunkel; Laughlin; Lloyd; Mahoney; Maragos; Martinson; Mickelson; Monson; Mutzenberger; Nicholas; Nichols; Nottestad; Oban; Olson; Payne; Poolman; Price; Rennerfeldt; Retzer; Rydell; Sabby; Sandvig; Schimke; Schmidt; Shide; Sitz; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Timm; Tollefson; Torgerson; Wald; Walker; Wardner; Wentz; Wilkie; Speaker Martin

HB 1239 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1242: A BILL for an Act to amend and reenact section 16.1-13-06 of the North Dakota Century Code, relating to the eligibility of a candidate defeated at a primary election to have the candidate's name placed on the general election ballot.

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 91 YEAS, 7 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Austin; Bateman; Belter; Berg; Bernstein; Boehm; Brown; Byerly; Carlisle; Carlson; Christenson; Christopherson; Clark; Clayburgh; Coats; Dalrymple; DeKrey; Delmore; Delzer; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Galvin; Gerntholz; Glasheim; Gorder; Gorman; Grosz; Grumbo; Gulleon; Gunter; Hagle; Hanson; Hausauer; Henegar, D.; Henegar, K.; Holm; Howard; Jacobs; Johnson; Keiser; Kelsch; Kempenich; Kerzman; Klein; Kliniske; Koppelman; Kretschmar; Kroeber; Kunkel; Laughlin; Lloyd; Mahoney; Maragos; Martinson; Mickelson; Monson; Mutzenberger; Nicholas; Nottestad; Oban; Olson; Payne; Poolman; Price; Rennerfeldt; Retzer; Rydell; Sabby; Sandvig; Schmidt; Shide; Sitz; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Timm; Tollefson; Torgerson; Wald; Walker; Wardner; Wentz; Speaker Martin

NAYS: Aarsvold; Boucher; Huether; Kaldor; Nichols; Schimke; Wilkie

HB 1242 passed and the title was agreed to.

MOTION

REP. DORSO MOVED that HB 1258 be moved to the top of the calendar, which motion prevailed.

MOTION

REP. DORSO MOVED that HB 1258, which is on the Eleventh order, be laid on the table, which motion prevailed.

MOTION

REP. FREIER MOVED that the House waive the reading of the titles to HB 1259 and HB 1267, which motion prevailed.

SECOND READING OF HOUSE BILL

HB 1259: A BILL for an Act to amend and reenact section 53-06.1-01, subsections 3 and 4 of section 53-06.1-03, subsections 10 and 11 of section 53-06.1-06, section 53-06.1-10, subsection 3 of section 53-06.1-11, and sections 53-06.1-16, 53-06.1-16.2, and 53-06.1-17 of the North Dakota Century Code, relating to the duties of the gaming commission and the attorney general; and to repeal sections 53-06.1-01.1 and 53-06.1-01.2 of the North Dakota Century Code, relating to the gaming commission.

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, 87 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Austin; DeKrey; Delzer; DeWitz; Grosz; Poolman; Shide; Skarphol; Stenehjelm; Wald; Wardner

NAYS: Aarsvold; Bateman; Belter; Berg; Bernstein; Boehm; Boucher; Brown; Byerly; Carlisle; Carlson; Christenson; Christopherson; Clark; Clayburgh; Coats; Dalrymple; Delmore; Dobrinski; Dorso; Drovdal; Freier; Froseth; Galvin; Gerntholz; Glassheim; Gorder; Gorman; Grumbo; Gulleston; Gunter; Hagle; Hanson; Hausauer; Henegar, D.; Henegar, K.; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Klein; Kliniske; Koppelman; Kretschmar; Kroeber; Kunkel; Laughlin; Lloyd; Mahoney; Maragos; Martinson; Mickelson; Monson; Mutzenberger; Nicholas; Nichols; Nottestad; Oban; Olson; Payne; Price; Rennerfeldt; Retzer; Rydell; Sabby; Sandvig; Schimke; Schmidt; Sitz; Soukup; Svedjan; Sveen; Thompson; Thoreson; Timm; Tollefson; Torgerson; Walker; Wentz; Wilkie; Speaker Martin

HB 1259 was declared lost.

SECOND READING OF HOUSE BILL

HB 1264: A BILL for an Act to amend and reenact section 6-03-70 of the North Dakota Century Code, relating to the publication of call reports by state banking associations.

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 61 YEAS, 37 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Austin; Bateman; Belter; Berg; Boehm; Brown; Byerly; Carlisle; Carison; Christopherson; Clark; Clayburgh; Coats; Dalrymple; Delmore; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Galvin; Gorman; Hagle; Henegar, D.; Henegar, K.; Holm; Johnson; Keiser; Kelsch; Kempenich; Klein; Kliniske; Kretschmar; Kunkel; Lloyd; Maragos; Martinson; Mickelson; Mutzenberger; Nicholas; Nichols; Nottestad; Oban; Payne; Poolman; Price; Rennerfeldt; Rydell; Sabby; Sandvig; Schimke; Skarphol; Soukup; Svedjan; Sveen; Timm; Tollefson; Torgerson; Wardner; Wentz; Speaker Martin

NAYS: Aarsvold; Bernstein; Boucher; Christenson; DeKrey; Delzer; Froseth; Gerntholz; Glassheim; Gorder; Grosz; Grumbo; Gulleson; Gunter; Hanson; Hausauer; Howard; Huether; Jacobs; Kaldor; Kerzman; Koppelman; Kroeber; Laughlin; Mahoney; Monson; Olson; Retzer; Schmidt; Shide; Sitz; Stenehjem; Thompson; Thoreson; Wald; Walker; Wilkie

HB 1264 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1266: A BILL for an Act to create and enact nineteen new sections to chapter 15-47 of the North Dakota Century Code, relating to school accreditation standards; and to amend and reenact sections 15-41-24 and 15-41-25 of the North Dakota Century Code, relating to high school curriculum and teacher qualifications.

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 4 YEAS, 93 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Carlson; Freier; Galvin; Mahoney

NAYS: Aarsvold; Austin; Bateman; Belter; Berg; Bernstein; Boehm; Boucher; Brown; Byerly; Carlisle; Christenson; Christopherson; Clark; Clayburgh; Coats; Dalrymple; DeKrey; Delmore; Delzer; DeWitz; Dobrinski; Dorso; Drovdal; Froseth; Gerntholz; Glassheim; Gorder; Gorman; Grosz; Grumbo; Gulleson; Gunter; Hagle; Hanson; Hausauer; Henegar, D.; Henegar, K.; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Klein; Kliniske; Koppelman; Kretschmar; Kroeber; Kunkel; Laughlin; Lloyd; Maragos; Martinson; Mickelson; Monson; Mutzenberger; Nicholas; Nichols; Nottestad; Oban; Olson; Payne; Poolman; Price; Rennerfeldt; Retzer; Rydell; Sabby; Sandvig; Schimke; Schmidt; Shide; Sitz; Skarphol; Soukup; Svedjan; Sveen; Thompson; Thoreson; Timm; Tollefson; Torgerson; Wald; Walker; Wardner; Wentz; Wilkie; Speaker Martin

ABSENT AND NOT VOTING: Stenehjem

HB 1266 was declared lost.

SECOND READING OF HOUSE BILL

HB 1267: A BILL for an Act to amend and reenact sections 15-27.1-01, 15-27.1-06, 15-27.1-08, 15-27.1-10, 15-27.1-11, 15-27.2-01, 15-27.2-02, 15-27.2-04, 15-27.2-05, 15-27.3-04, 15-27.3-05, 15-27.3-06, 15-27.3-07, 15-27.3-08, 15-27.3-11, 15-27.3-12, 15-27.3-15, 15-27.3-19, 15-27.4-01, 15-27.4-02, 15-27.6-07, 15-27.6-08, 15-27.6-09, 15-27.6-10, and 15-47-21 of the North Dakota Century Code, relating to the reorganization of school districts; to repeal sections 15-27.1-03, 15-27.1-04, 15-27.1-05, 15-27.3-02, and 15-27.3-16 of the North Dakota Century Code, relating to county committees for the reorganization of school districts; and to provide a transition.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 0 YEAS, 98 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

NAYS: Aarsvold; Austin; Bateman; Belter; Berg; Bernstein; Boehm; Boucher; Brown; Byerly; Carlisle; Carlson; Christenson; Christopherson; Clark; Clayburgh; Coats; Dalrymple; DeKrey; Delmore; Delzer; Dewitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Galvin; Gerntholz; Glassheim; Gorder; Gorman; Grosz; Grumbo; Gulleston; Gunter; Hagle; Hanson; Hausauer; Henegar, D.; Henegar, K.; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Klein; Kliniske; Koppelman; Kretschmar; Kroeber; Kunkel; Laughlin; Lloyd; Mahoney; Maragos; Martinson; Mickelson; Monson; Mutzenberger; Nicholas; Nichols; Nottestad; Oban; Olson; Payne; Poolman; Price; Rennerfeldt; Retzer; Rydell; Sabby; Sandvig; Schimke; Schmidt; Shide; Sitz; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Timm; Tollefson; Torgerson; Wald; Walker; Wardner; Wentz; Wilkie; Speaker Martin

HB 1267 was declared lost.

SECOND READING OF HOUSE BILL

HB 1269: A BILL for an Act to amend and reenact section 34-06-11 of the North Dakota Century Code, relating to posting of notices by the commissioner of labor.

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

YEAS: Aarsvold; Austin; Bateman; Belter; Berg; Bernstein; Boehm; Boucher; Brown; Byerly; Carlisle; Carlson; Christenson; Christopherson; Clark; Clayburgh; Coats; Dalrymple; DeKrey; Delmore; Delzer; Dewitz; Dobrinski; Dorso; Drovdal; Freier; Galvin; Gerntholz; Glassheim; Gorder; Gorman; Grosz; Grumbo; Gulleston; Gunter; Hagle; Hanson; Hausauer; Henegar, D.; Henegar, K.; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Klein; Kliniske; Koppelman; Kretschmar; Kroeber; Kunkel; Laughlin; Lloyd; Mahoney; Maragos; Martinson; Mickelson; Monson; Mutzenberger; Nicholas; Nichols; Nottestad; Oban; Olson; Payne; Poolman; Price; Rennerfeldt; Retzer; Rydell; Sabby; Sandvig; Schimke; Schmidt; Shide; Sitz; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Timm; Tollefson; Torgerson; Wald; Walker; Wardner; Wentz; Wilkie; Speaker Martin

NAYS: Froseth

HB 1269 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1270: A BILL for an Act to repeal sections 15-21-04.6 and 15-29-08.3 of the North Dakota Century Code, relating to student performance standards and assessments and school district policies and plans for participatory school decisionmaking.

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 88 YEAS, 10 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Austin; Bateman; Belter; Berg; Bernstein; Boehm; Boucher; Brown; Byerly; Carlisle; Carlson; Christopherson; Clark; Clayburgh; Coats; Dalrymple; DeKrey; Delzer; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Galvin; Gerntholz; Gorder; Gorman; Grosz; Grumbo; Gunter; Hagle; Hausauer; Henegar, D.; Henegar, K.; Holm; Howard; Huether; Jacobs; Johnson; Keiser; Kelsch; Kempenich; Kerzman; Klein; Kliniske; Koppelman; Kretschmar; Kunkel; Laughlin; Lloyd; Mahoney; Maragos; Martinson; Mickelson; Monson; Nicholas; Nichols; Nottestad; Olson; Payne; Poolman; Price; Rennerfeldt; Retzer; Rydell; Sabby; Sandvig; Schimke; Schmidt; Shide; Sitz; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Timm; Tollefson; Torgerson; Wald; Walker; Wardner; Wentz; Wilkie; Speaker Martin

NAYS: Aarsvold; Christenson; Delmore; Glassheim; Gulleson; Hanson; Kaldor; Kroeber; Mutzenberger; Oban

HB 1270 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1271: A BILL for an Act to amend and reenact subsection 8 of section 6-03-02 of the North Dakota Century Code, relating to fees charged by banks for the use of electronic funds transfer equipment.

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 88 YEAS, 10 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Austin; Belter; Berg; Bernstein; Brown; Carlisle; Carlson; Christenson; Christopherson; Clark; Clayburgh; Coats; Dalrymple; DeKrey; Delmore; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Galvin; Gerntholz; Gorder; Gorman; Grumbo; Gulleson; Gunter; Hagle; Hanson; Hausauer; Henegar, D.; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Klein; Kliniske; Koppelman; Kretschmar; Kroeber; Kunkel; Laughlin; Lloyd; Mahoney; Maragos; Martinson; Mickelson; Monson; Mutzenberger; Nicholas; Nichols; Nottestad; Oban; Olson; Payne; Price; Rennerfeldt; Retzer; Rydell; Sabby; Sandvig; Schimke; Schmidt; Shide; Sitz; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Timm; Tollefson; Torgerson; Wald; Walker; Wardner; Wentz; Speaker Martin

NAYS: Bateman; Boehm; Boucher; Byerly; Delzer; Glassheim; Grosz; Henegar, K.; Poolman; Wilkie

HB 1271 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1272: A BILL for an Act to amend and reenact subsection 3 of section 32-40.1-02 of the North Dakota Century Code, relating to visual inspections of lender-owner property for environmental damage.

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

YEAS: Aarsvold; Austin; Bateman; Belter; Berg; Bernstein; Boehm; Boucher; Brown; Byerly; Carlisle; Carlson; Christenson; Christopherson; Clark; Clayburgh; Coats; Dalrymple; DeKrey; Delmore; Delzer; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Galvin; Gerntholz; Glassheim; Gorder; Gorman; Grosz; Grumbo; Gulleson; Gunter; Hagle;

Hanson; Hausauer; Henegar, D.; Henegar, K.; Holm; Howard; Jacobs; Johnson; Keiser; Kelsch; Kempenich; Kerzman; Klein; Kliniske; Koppelman; Kretschmar; Kroeber; Kunkel; Laughlin; Lloyd; Mahoney; Maragos; Martinson; Mickelson; Monson; Mutzenberger; Nicholas; Nichols; Nottestad; Oban; Olson; Payne; Poolman; Price; Rennerfeldt; Retzer; Rydell; Sabby; Sandvig; Schimke; Schmidt; Shide; Sitz; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Timm; Tollefson; Torgerson; Wald; Walker; Wardner; Wentz; Speaker Martin

NAYS: Huether; Kaldor; Wilkie

HB 1272 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1273: A BILL for an Act to repeal chapter 594 of the 1993 Session Laws, relating to regulation of the disposal of dredged and fill material in certain waters of the state.

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 98 YEAS, 0 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Austin; Bateman; Belter; Berg; Bernstein; Boehm; Boucher; Brown; Byerly; Carlisle; Carlson; Christenson; Christopherson; Clark; Clayburgh; Coats; Dalrymple; DeKrey; Delmore; Delzer; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Galvin; Gerntholz; Glassheim; Gorder; Gorman; Grosz; Grumbo; Gulleeson; Gunter; Hagle; Hanson; Hausauer; Henegar, D.; Henegar, K.; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Klein; Kliniske; Koppelman; Kretschmar; Kroeber; Kunkel; Laughlin; Lloyd; Mahoney; Maragos; Martinson; Mickelson; Monson; Mutzenberger; Nicholas; Nichols; Nottestad; Oban; Olson; Payne; Poolman; Price; Rennerfeldt; Retzer; Rydell; Sabby; Sandvig; Schimke; Schmidt; Shide; Sitz; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Timm; Tollefson; Torgerson; Wald; Walker; Wardner; Wentz; Wilkie; Speaker Martin

HB 1273 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1277: A BILL for an Act to amend and reenact subsection 4 of section 15-10-17 of the North Dakota Century Code, relating to admission criteria prescribed by the board of higher education.

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 93 YEAS, 4 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Austin; Bateman; Belter; Berg; Bernstein; Boehm; Boucher; Brown; Byerly; Carlisle; Carlson; Christopherson; Clark; Clayburgh; Coats; Dalrymple; DeKrey; Delmore; Delzer; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Galvin; Gerntholz; Gorder; Gorman; Grosz; Grumbo; Gulleeson; Gunter; Hausauer; Henegar, D.; Henegar, K.; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Klein; Kliniske; Koppelman; Kretschmar; Kroeber; Kunkel; Laughlin; Lloyd; Mahoney; Martinson; Mickelson; Monson; Mutzenberger; Nicholas; Nichols; Nottestad; Oban; Olson; Payne; Poolman; Price; Rennerfeldt; Retzer; Rydell; Sabby; Sandvig; Schimke; Schmidt; Shide; Sitz; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson;

Timm; Tollefson; Torgerson; Wald; Walker; Wardner; Wentz; Wilkie;
Speaker Martin

NAYS: Christenson; Glassheim; Hanson; Maragos

ABSENT AND NOT VOTING: Hagle

HB 1277 passed and the title was agreed to.

MOTION

REP. BERG MOVED that HB 1278 be moved to the bottom of the calendar, which motion prevailed.

SECOND READING OF HOUSE BILL

HB 1279: A BILL for an Act to amend and reenact sections 34-14-11, 34-14-12, and 34-14-13 of the North Dakota Century Code, relating to reciprocal agreements between states for collection of wages and collection actions.

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 98 YEAS, 0 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Austin; Bateman; Belter; Berg; Bernstein; Boehm; Boucher; Brown; Byerly; Carlisle; Carlson; Christenson; Christopherson; Clark; Clayburgh; Coats; Dalrymple; DeKrey; Delmore; Delzer; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Galvin; Gerntholz; Glassheim; Gorder; Gorman; Grosz; Grumbo; Gullerson; Gunter; Hagle; Hanson; Hausauer; Henegar, D.; Henegar, K.; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Klein; Kliniske; Koppelman; Kretschmar; Kroeber; Kunkel; Laughlin; Lloyd; Mahoney; Maragos; Martinson; Mickelson; Monson; Mutzenberger; Nicholas; Nichols; Nottestad; Oban; Olson; Payne; Poolman; Price; Rennerfeldt; Retzer; Rydell; Sabby; Sandvig; Schimke; Schmidt; Shide; Sitz; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Timm; Tollefson; Torgerson; Wald; Walker; Wardner; Wentz; Wilkie; Speaker Martin

HB 1279 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1282: A BILL for an Act to amend and reenact sections 15-21-04.1, 15-34.1-03, 15-41-25, and 15-47-46 of the North Dakota Century Code, relating to the employment of certificated teachers.

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, 98 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

NAYS: Aarsvold; Austin; Bateman; Belter; Berg; Bernstein; Boehm; Boucher; Brown; Byerly; Carlisle; Carlson; Christenson; Christopherson; Clark; Clayburgh; Coats; Dalrymple; DeKrey; Delmore; Delzer; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Galvin; Gerntholz; Glassheim; Gorder; Gorman; Grosz; Grumbo; Gullerson; Gunter; Hagle; Hanson; Hausauer; Henegar, D.; Henegar, K.; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Klein; Kliniske; Koppelman; Kretschmar; Kroeber; Kunkel; Laughlin; Lloyd; Mahoney; Maragos; Martinson; Mickelson; Monson; Mutzenberger; Nicholas; Nichols; Nottestad; Oban; Olson; Payne; Poolman; Price; Rennerfeldt;

Retzer; Rydell; Sabby; Sandvig; Schimke; Schmidt; Shide; Sitz; Skarphol; Soukup; Stenehjelm; Svedjan; Sveen; Thompson; Thoreson; Timm; Tollefson; Torgerson; Wald; Walker; Wardner; Wentz; Wilkie; Speaker Martin

HB 1282 was declared lost.

SECOND READING OF HOUSE BILL

HB 1283: A BILL for an Act to amend and reenact section 23-27-04.2 of the North Dakota Century Code, relating to state assistance for prehospital emergency medical services.

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 98 YEAS, 0 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Austin; Bateman; Belter; Berg; Bernstein; Boehm; Boucher; Brown; Byerly; Carlisle; Carlson; Christenson; Christopherson; Clark; Clayburgh; Coats; Dalrymple; DeKrey; Delmore; Delzer; DeWitz; Dobrinski; Dorso; Drovda; Freier; Froseth; Galvin; Gertholz; Glassheim; Gorder; Gorman; Grosz; Grumbo; Gulleston; Gunter; Hagle; Hanson; Hausauer; Henegar, D.; Henegar, K.; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Klein; Kliniske; Koppelman; Kretschmar; Kroeber; Kunkel; Laughlin; Lloyd; Mahoney; Maragos; Martinson; Mickelson; Monson; Mutzenberger; Nicholas; Nichols; Nottestad; Oban; Olson; Payne; Poolman; Price; Rennerfeldt; Retzer; Rydell; Sabby; Sandvig; Schimke; Schmidt; Shide; Sitz; Skarphol; Soukup; Stenehjelm; Svedjan; Sveen; Thompson; Thoreson; Timm; Tollefson; Torgerson; Wald; Walker; Wardner; Wentz; Wilkie; Speaker Martin

HB 1283 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1285: A BILL for an Act to amend and reenact subsection 1 of section 51-07-18 of the North Dakota Century Code, relating to refunds for defective passenger motor vehicles.

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 98 YEAS, 0 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Austin; Bateman; Belter; Berg; Bernstein; Boehm; Boucher; Brown; Byerly; Carlisle; Carlson; Christenson; Christopherson; Clark; Clayburgh; Coats; Dalrymple; DeKrey; Delmore; Delzer; DeWitz; Dobrinski; Dorso; Drovda; Freier; Froseth; Galvin; Gertholz; Glassheim; Gorder; Gorman; Grosz; Grumbo; Gulleston; Gunter; Hagle; Hanson; Hausauer; Henegar, D.; Henegar, K.; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Klein; Kliniske; Koppelman; Kretschmar; Kroeber; Kunkel; Laughlin; Lloyd; Mahoney; Maragos; Martinson; Mickelson; Monson; Mutzenberger; Nicholas; Nichols; Nottestad; Oban; Olson; Payne; Poolman; Price; Rennerfeldt; Retzer; Rydell; Sabby; Sandvig; Schimke; Schmidt; Shide; Sitz; Skarphol; Soukup; Stenehjelm; Svedjan; Sveen; Thompson; Thoreson; Timm; Tollefson; Torgerson; Wald; Walker; Wardner; Wentz; Wilkie; Speaker Martin

HB 1285 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1288: A BILL for an Act to create and enact a new section to chapter 15-41 of the North Dakota Century Code, relating to standardized tests as prerequisites to high school graduation.

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

YEAS: Boehm; Brown

NAYS: Aarsvold; Austin; Bateman; Belter; Berg; Bernstein; Boucher; Byerly; Carlisle; Carlson; Christenson; Christopherson; Clark; Clayburgh; Coats; Dalrymple; DeKrey; Delmore; Delzer; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Galvin; Gerntholz; Glassheim; Gorder; Gorman; Grosz; Grumbo; Gullieson; Gunter; Hagle; Hanson; Hausauer; Henegar, D.; Henegar, K.; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Klein; Kliniske; Koppelman; Kretschmar; Kroeber; Kunkel; Laughlin; Lloyd; Mahoney; Maragos; Martinson; Mickelson; Monson; Mutzenberger; Nicholas; Nichols; Nottestad; Oban; Olson; Payne; Poolman; Price; Rennerfeldt; Retzer; Rydell; Sabby; Sandvig; Schimke; Schmidt; Shide; Sitz; Skarphol; Soukup; Stenehjerm; Svedjan; Sveen; Thompson; Thoreson; Timm; Tollefson; Torgerson; Wald; Walker; Wardner; Wentz; Wilkie; Speaker Martin

HB 1288 was declared lost.

SECOND READING OF HOUSE BILL

HB 1292: A BILL for an Act to amend and reenact subsection 2 of section 11-13-12 of the North Dakota Century Code, relating to recording of instruments transferring property on which taxes are unpaid or delinquent.

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 83 YEAS, 15 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Austin; Bateman; Belter; Berg; Bernstein; Boehm; Boucher; Brown; Carlisle; Carlson; Christenson; Christopherson; Clark; Clayburgh; Coats; Dalrymple; DeKrey; Delmore; Delzer; DeWitz; Dobrinski; Dorso; Drovdal; Froseth; Galvin; Gerntholz; Glassheim; Gorder; Gorman; Grosz; Grumbo; Gunter; Hagle; Hausauer; Henegar, D.; Henegar, K.; Holm; Howard; Huether; Johnson; Keiser; Kelsch; Kempenich; Klein; Kliniske; Koppelman; Kretschmar; Laughlin; Lloyd; Mahoney; Maragos; Martinson; Mickelson; Monson; Mutzenberger; Nicholas; Nichols; Nottestad; Olson; Payne; Poolman; Price; Retzer; Rydell; Sabby; Sandvig; Schimke; Schmidt; Shide; Soukup; Stenehjerm; Svedjan; Sveen; Thompson; Thoreson; Timm; Tollefson; Torgerson; Wald; Walker; Wardner; Wentz; Wilkie; Speaker Martin

NAYS: Aarsvold; Byerly; Freier; Gullieson; Hanson; Jacobs; Kaldor; Kerzman; Kroeber; Kunkel; Nicholas; Oban; Rennerfeldt; Sitz; Skarphol

HB 1292 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1293: A BILL for an Act to create and enact a new section to chapter

57-02 of the North Dakota Century Code, relating to a property tax exemption for new commercial property; 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 NOT PASS, the roll was called and there were 4 YEAS, 93 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Carlson; Grosz; Kretschmar; Maragos

NAYS: Aarsvold; Austin; Bateman; Belter; Berg; Bernstein; Boehm; Boucher; Brown; Byerly; Carlisle; Christenson; Christopherson; Clark; Clayburgh; Coats; Dalrymple; DeKrey; Delmore; Delzer; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Galvin; Gerntholz; Glassheim; Gorder; Gorman; Grumbo; Gulleson; Gunter; Hagle; Hanson; Hausauer; Henegar, D.; Henegar, K.; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Klein; Kliniske; Koppelman; Kroeber; Kunkel; Laughlin; Lloyd; Mahoney; Martinson; Mickelson; Monson; Mutzenberger; Nicholas; Nichols; Nottestad; Oban; Olson; Payne; Poolman; Price; Rennerfeldt; Retzer; Rydell; Sabby; Sandvig; Schimke; Schmidt; Shide; Sitz; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thoreson; Timm; Tollefson; Torgerson; Wald; Walker; Wardner; Wentz; Wilkie; Speaker Martin

ABSENT AND NOT VOTING: Thompson

HB 1293 was declared lost.

SECOND READING OF HOUSE BILL

HB 1278: A BILL for an Act to amend and reenact sections 15-38-17 and 15-38-18 of the North Dakota Century Code, relating to the teachers' professional practices commission; to repeal sections 1 through 4, 6 through 10, and 13 through 17 of chapter 171 of the 1993 Session Laws, relating to the education standards and practices board; 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 NOT PASS, the roll was called and there were 2 YEAS, 96 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Boehm; Schimke

NAYS: Aarsvold; Austin; Bateman; Belter; Berg; Bernstein; Boucher; Brown; Byerly; Carlisle; Carlson; Christenson; Christopherson; Clark; Clayburgh; Coats; Dalrymple; DeKrey; Delmore; Delzer; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Galvin; Gerntholz; Glassheim; Gorder; Gorman; Grosz; Grumbo; Gulleson; Gunter; Hagle; Hanson; Hausauer; Henegar, D.; Henegar, K.; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Klein; Kliniske; Koppelman; Kretschmar; Kroeber; Kunkel; Laughlin; Lloyd; Mahoney; Maragos; Martinson; Mickelson; Monson; Mutzenberger; Nicholas; Nichols; Nottestad; Oban; Olson; Payne; Poolman; Price; Rennerfeldt; Retzer; Rydell; Sabby; Sandvig; Schmidt; Shide; Sitz; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Timm; Tollefson; Torgerson; Wald; Walker; Wardner; Wentz; Wilkie; Speaker Martin

HB 1278 was declared lost.

SECOND READING OF HOUSE BILL

HB 1294: A BILL for an Act to amend and reenact section 40-18-06.2 of the North Dakota Century Code, relating to the transfer of municipal court services to district courts.

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 2 YEAS, 95 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: DeKrey; Kretschmar

NAYS: Aarsvold; Austin; Bateman; Belter; Berg; Bernstein; Boehm; Boucher; Brown; Byerly; Carlisle; Carlson; Christenson; Christopherson; Clark; Clayburgh; Coats; Dalrymple; Delmore; Delzer; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Galvin; Gerntholz; Glassheim; Gorder; Gorman; Grosz; Grumbo; Gulleston; Gunter; Hagle; Hanson; Hausauer; Henegar, D.; Henegar, K.; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Klein; Kliniske; Koppelman; Kroeber; Kunkel; Laughlin; Lloyd; Mahoney; Martinson; Mickelson; Monson; Mutzenberger; Nicholas; Nichols; Nottestad; Oban; Olson; Payne; Poolman; Price; Rennerfeldt; Retzer; Rydell; Sabby; Sandvig; Schimke; Schmidt; Shide; Sitz; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Timm; Tollefson; Torgerson; Wald; Walker; Wardner; Wentz; Wilkie; Speaker Martin

ABSENT AND NOT VOTING: Maragos

HB 1294 was declared lost.

SECOND READING OF HOUSE BILL

HB 1296: A BILL for an Act to amend and reenact section 54-03-01.5 of the North Dakota Century Code, relating to legislative redistricting requirements.

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 20 YEAS, 78 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Boucher; Delmore; Dorso; Glassheim; Gulleston; Hagle; Johnson; Kaldor; Kerzman; Kretschmar; Laughlin; Mahoney; Maragos; Mutzenberger; Oban; Retzer; Schimke; Schmidt; Stenehjem; Wilkie

NAYS: Aarsvold; Austin; Bateman; Belter; Berg; Bernstein; Boehm; Brown; Byerly; Carlisle; Carlson; Christenson; Christopherson; Clark; Clayburgh; Coats; Dalrymple; DeKrey; Delzer; DeWitz; Dobrinski; Drovdal; Freier; Froseth; Galvin; Gerntholz; Gorder; Gorman; Grosz; Grumbo; Gunter; Hanson; Hausauer; Henegar, D.; Henegar, K.; Holm; Howard; Huether; Jacobs; Keiser; Kelsch; Kempenich; Klein; Kliniske; Koppelman; Kroeber; Kunkel; Lloyd; Martinson; Mickelson; Monson; Nicholas; Nichols; Nottestad; Olson; Payne; Poolman; Price; Rennerfeldt; Rydell; Sabby; Sandvig; Shide; Sitz; Skarphol; Soukup; Svedjan; Sveen; Thompson; Thoreson; Timm; Tollefson; Torgerson; Wald; Walker; Wardner; Wentz; Speaker Martin

HB 1296 was declared lost.

MOTION

REP. DORSO MOVED that the House stand in recess until 1:00 p.m., which motion prevailed.

THE HOUSE RECONVENED pursuant to recess taken, with Speaker Martin presiding.

HOUSE ENGROSSING REPORT

The following bills were engrossed: HB 1064, HB 1172, HB 1210, HB 1234, HB 1246, HB 1260, HB 1274, HB 1317, HB 1324, HB 1367, HB 1368, HB 1397, HB 1411, HB 1443, HB 1452, HB 1454, HB 1462, HB 1469, HB 1481.

SECOND READING OF HOUSE BILL

HB 1297: A BILL for an Act to amend and reenact sections 54-55-01, 54-55-02, and 54-55-05 of the North Dakota Century Code, relating to the membership of the commission on uniform state laws.

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 4 YEAS, 88 NAYS, 0 EXCUSED, 6 ABSENT AND NOT VOTING.

YEAS: Coats; Glassheim; Kretschmar; Mahoney

NAYS: Aarsvold; Austin; Bateman; Belter; Berg; Bernstein; Boehm; Boucher; Brown; Byerly; Carlisle; Carlson; Christenson; Christopherson; Clark; Clayburgh; DeKrey; Delmore; Delzer; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Galvin; Gorder; Gorman; Grosz; Grumbo; Gulleston; Gunter; Hagle; Hanson; Hausauer; Henegar, K.; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Klein; Kliniske; Koppelman; Kroeber; Kunkel; Laughlin; Lloyd; Maragos; Martinson; Mickelson; Monson; Mutzenberger; Nicholas; Nichols; Nottestad; Oban; Olson; Payne; Poolman; Rennerfeldt; Retzer; Sabby; Sandvig; Schimke; Schmidt; Shide; Sitz; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Timm; Tollefson; Torgerson; Wald; Walker; Wardner; Wilkie; Speaker Martin

ABSENT AND NOT VOTING: Dalrymple; Gerntholz; Henegar, D.; Price; Rydell; Wentz

HB 1297 was declared lost.

SECOND READING OF HOUSE BILL

HB 1298: A BILL for an Act to amend and reenact section 15 of chapter 374 of the 1987 Session Laws, as amended by section 1 of chapter 379 of the 1989 Session Laws and section 6 of chapter 24 of the 1993 Session Laws, relating to extending the expiration date for legislation that created a temporary court of appeals.

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

YEAS: Aarsvold; Austin; Bateman; Belter; Berg; Bernstein; Boehm; Boucher; Brown; Byerly; Carlisle; Carlson; Christenson; Christopherson; Clark; Clayburgh; Coats; DeKrey; Delmore; Delzer; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Galvin; Glassheim; Gorder; Gorman; Grosz; Grumbo; Gulleston; Gunter; Hagle; Hanson; Hausauer; Henegar, K.; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Klein; Kliniske; Koppelman; Kretschmar; Kroeber; Kunkel; Laughlin; Lloyd; Mahoney; Maragos; Martinson; Mickelson; Monson; Mutzenberger; Nicholas; Nichols; Nottestad; Oban; Olson; Payne; Poolman; Price; Rennerfeldt; Retzer; Sabby; Sandvig; Schimke; Schmidt; Shide; Sitz; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Timm; Tollefson; Torgerson; Wald; Walker; Wardner; Wentz; Speaker Martin

NAYS: Wilkie

ABSENT AND NOT VOTING: Dalrymple; Gerntholz; Henegar, D.; Rydell

HB 1298 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1299: A BILL for an Act to amend and reenact section 47-16-30.1 of the North Dakota Century Code, relating to disposal of abandoned property.

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 78 YEAS, 16 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

YEAS: Austin; Bateman; Belter; Berg; Bernstein; Brown; Carlisle; Carlson; Christenson; Christopherson; Clark; Clayburgh; Coats; DeKrey; Delmore; DeWitz; Dorso; Drovdal; Freier; Froseth; Galvin; Gorder; Gorman; Grosz; Grumbo; Gullerson; Gunter; Hagle; Hanson; Hausauer; Henegar, K.; Holm; Howard; Huether; Jacobs; Johnson; Keiser; Kelsch; Kempenich; Klein; Kliniske; Koppelman; Kretschmar; Kroeber; Kunkel; Laughlin; Mahoney; Maragos; Martinson; Mickelson; Nicholas; Nottestad; Olson; Payne; Price; Rennerfeldt; Retzer; Sabby; Sandvig; Schimke; Schmidt; Shide; Sitz; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Timm; Tollefson; Torgerson; Wald; Walker; Wardner; Wentz; Speaker Martin

NAYS: Aarsvold; Boehm; Boucher; Byerly; Delzer; Dobrinski; Glassheim; Kaldor; Kerzman; Lloyd; Monson; Mutzenberger; Nichols; Oban; Poolman; Wilkie

ABSENT AND NOT VOTING: Dalrymple; Gerntholz; Henegar, D.; Rydell

HB 1299 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1301: A BILL for an Act to amend and reenact subsection 3 of section 53-06.1-11 of the North Dakota Century Code, relating to the expense limitation for organizations conducting games of chance.

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 4 YEAS, 92 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Coats; Monson; Olson; Payne

NAYS: Aarsvold; Austin; Bateman; Belter; Berg; Bernstein; Boehm; Boucher; Brown; Byerly; Carlisle; Carlson; Christenson; Christopherson; Clark; Clayburgh; Dalrymple; DeKrey; Delmore; Delzer; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Galvin; Glassheim; Gorder; Gorman; Grosz; Grumbo; Gullerson; Gunter; Hagle; Hanson; Hausauer; Henegar, K.; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Klein; Kliniske; Koppelman; Kretschmar; Kroeber; Kunkel; Laughlin; Lloyd; Mahoney; Maragos; Martinson; Mickelson; Mutzenberger; Nicholas; Nichols; Nottestad; Oban; Poolman; Price; Rennerfeldt; Retzer; Rydell; Sabby; Sandvig; Schimke; Schmidt; Shide; Sitz; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Timm; Tollefson; Torgerson; Wald; Walker; Wardner; Wentz; Wilkie; Speaker Martin

ABSENT AND NOT VOTING: Gerntholz; Henegar, D.

HB 1301 was declared lost.

SECOND READING OF HOUSE BILL

HB 1302: A BILL for an Act to amend and reenact section 15-27.4-03 of the North Dakota Century Code, relating to tax credits resulting from the dissolution of school districts.

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

YEAS: Aarsvold; Austin; Bateman; Belter; Berg; Bernstein; Boehm; Boucher; Brown; Byerly; Carlisle; Carlson; Christenson; Christopherson; Clark; Clayburgh; Coats; Dalrymple; DeKrey; Delmore; Delzer; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Galvin; Gerntholz; Glasheim; Gorder; Gorman; Grosz; Grumbo; Gulleson; Gunter; Hagle; Hanson; Hausauer; Henegar, K.; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Klein; Kliniske; Koppelman; Kretschmar; Kroeber; Kunkel; Laughlin; Lloyd; Mahoney; Maragos; Martinson; Mickelson; Monson; Mutzenberger; Nicholas; Nichols; Nottestad; Oban; Olson; Payne; Poolman; Price; Rennerfeldt; Retzer; Rydell; Sabby; Sandvig; Schimke; Schmidt; Shide; Sitz; Skarphol; Soukup; Stenehjelm; Svedjan; Sveen; Thompson; Thoreson; Timm; Tollefson; Torgerson; Wald; Walker; Wardner; Wentz; Wilkie; Speaker Martin

ABSENT AND NOT VOTING: Henegar, D.

HB 1302 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1308: A BILL for an Act to amend and reenact subsection 3 of section 1-03-01 of the North Dakota Century Code, relating to holidays.

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

NAYS: Aarsvold; Austin; Bateman; Belter; Berg; Bernstein; Boehm; Boucher; Brown; Byerly; Carlisle; Carlson; Christenson; Christopherson; Clark; Clayburgh; Coats; Dalrymple; DeKrey; Delmore; Delzer; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Galvin; Gerntholz; Glasheim; Gorder; Gorman; Grosz; Grumbo; Gulleson; Gunter; Hagle; Hanson; Hausauer; Henegar, K.; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Klein; Kliniske; Koppelman; Kretschmar; Kroeber; Kunkel; Laughlin; Lloyd; Mahoney; Maragos; Martinson; Mickelson; Monson; Mutzenberger; Nicholas; Nichols; Nottestad; Oban; Olson; Payne; Poolman; Price; Rennerfeldt; Retzer; Rydell; Sabby; Sandvig; Schimke; Schmidt; Shide; Sitz; Skarphol; Soukup; Stenehjelm; Svedjan; Sveen; Thompson; Thoreson; Timm; Tollefson; Torgerson; Wald; Walker; Wardner; Wentz; Wilkie; Speaker Martin

ABSENT AND NOT VOTING: Henegar, D.

HB 1308 was declared lost.

MOTION

REP. FREIER MOVED that the House waive the reading of the title to HB 1311, which motion prevailed.

SECOND READING OF HOUSE BILL

HB 1311: A BILL for an Act to create and enact a new section to chapter 23-12, a new subsection to section 23-16-06, a new subdivision to subsection 1 of section 43-05-16, a new subdivision to subsection 1 of section 43-06-15, a new subsection to section 43-13-22, a new subsection to section 43-17-31, a new subsection to section 43-20-05, a new subsection to section 43-26-11, a new subsection to section 43-28-18, a new subsection to section 43-32-27, a new subdivision to subsection 1 of section 43-37-13, a new subdivision to subsection 1 of section 43-40-16, and a new subdivision to subsection 4 of section 43-42-03 of the North Dakota Century Code, relating to the percentage of medicaid-eligible patients required to be accepted by a health care facility, health care provider, medical hospital, podiatrist, chiropractor, optometrist, physician or surgeon, dental hygienist, physical therapist, dentist, psychologist, audiologist and speech-language pathologist, occupational therapist, or respiratory care practitioner.

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 14 YEAS, 83 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Boucher; Christenson; Coats; Dobrinski; Glassheim; Hanson; Kaldor; Kerzman; Mutzenberger; Nichols; Oban; Sandvig; Schmidt; Wilkie

NAYS: Aarsvold; Austin; Bateman; Belter; Berg; Bernstein; Boehm; Brown; Byerly; Carlisle; Carlson; Christopherson; Clark; Clayburgh; Dalrymple; DeKrey; Delmore; Delzer; Dewitz; Dorso; Drovdal; Freier; Froseth; Galvin; Gerntholz; Gorder; Gorman; Grosz; Grumbo; Gulleson; Gunter; Hagle; Hausauer; Henegar, K.; Holm; Howard; Huether; Jacobs; Johnson; Keiser; Kelsch; Kempenich; Klein; Kliniske; Koppelman; Kretschmar; Kroeber; Kunkel; Laughlin; Lloyd; Mahoney; Maragos; Martinson; Mickelson; Monson; Nicholas; Nottestad; Olson; Payne; Poolman; Price; Rennerfeldt; Retzer; Rydell; Sabby; Schimke; Shide; Sitz; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Timm; Tollefson; Torgerson; Wald; Walker; Wardner; Wentz; Speaker Martin

ABSENT AND NOT VOTING: Henegar, D.

HB 1311 was declared lost.

MOTION

REP. FREIER MOVED that the House waive the reading of the title to HB 1313, which motion prevailed.

SECOND READING OF HOUSE BILL

HB 1313: A BILL for an Act to create and enact a new section to chapter 4-19 of the North Dakota Century Code, relating to the powers of the state forester; to amend and reenact sections 4-19-01, 4-19-02, and 4-19-03 of the North Dakota Century Code, relating to the duties of the state forester, the state nursery, and the distribution of planting stock; and to repeal sections 4-19-01.1 and 4-19-04 of the North Dakota Century Code, relating to the qualifications of district foresters and assistance provided by the state forester.

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

YEAS: Aarsvold; Austin; Bateman; Belter; Berg; Bernstein; Boehm; Boucher; Brown; Byerly; Carlisle; Carlson; Christenson; Christopherson; Clark; Clayburgh; Coats; Dalrymple; DeKrey; Delmore; Delzer; DeWitz; Dobrinski; Dorso; Drovda; Freier; Froseth; Galvin; Gerntholz; Glassheim; Gorder; Gorman; Grosz; Grumbo; Gulleon; Gunter; Hagle; Hanson; Hausauer; Henegar, K.; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Klein; Kliniske; Koppelman; Kretschmar; Kroeber; Kunkel; Laughlin; Lloyd; Mahoney; Maragos; Martinson; Mickelson; Monson; Mutzenberger; Nicholas; Nichols; Nottestad; Oban; Olson; Payne; Poolman; Price; Rennerfeldt; Retzer; Rydell; Sabby; Sandvig; Schimke; Schmidt; Shide; Sitz; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Timm; Tollefson; Torgerson; Wald; Walker; Wardner; Wentz; Wilkie; Speaker Martin

ABSENT AND NOT VOTING: Henegar, D.

HB 1313 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1314: A BILL for an Act to create and enact a new section to chapter 23-09 of the North Dakota Century Code, relating to food salvage operations; and to amend and reenact subsections 2, 5, and 7 of section 23-09-01, sections 23-09.1-02.1, and 23-10-04 of the North Dakota Century Code, relating to definitions for purposes of the regulation of hotels, lodginghouses, restaurants, and boardinghouses and inspections of bed and breakfast facilities and mobile home parks, trailer parks, and campgrounds.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 96 YEAS, 1 NAY, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Austin; Bateman; Belter; Berg; Bernstein; Boehm; Boucher; Brown; Byerly; Carlisle; Carlson; Christenson; Christopherson; Clark; Clayburgh; Coats; Dalrymple; DeKrey; Delmore; Delzer; DeWitz; Dobrinski; Dorso; Drovda; Freier; Froseth; Galvin; Gerntholz; Glassheim; Gorder; Gorman; Grosz; Grumbo; Gulleon; Gunter; Hagle; Hanson; Hausauer; Henegar, K.; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Klein; Kliniske; Koppelman; Kretschmar; Kroeber; Kunkel; Laughlin; Lloyd; Mahoney; Maragos; Martinson; Mickelson; Monson; Mutzenberger; Nicholas; Nichols; Nottestad; Olson; Payne; Poolman; Price; Rennerfeldt; Retzer; Rydell; Sabby; Sandvig; Schimke; Schmidt; Shide; Sitz; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Timm; Tollefson; Torgerson; Wald; Walker; Wardner; Wentz; Wilkie; Speaker Martin

NAYS: Oban

ABSENT AND NOT VOTING: Henegar, D.

HB 1314 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1321: A BILL for an Act to provide for the adoption of rules by the state health officer for the administration of epinephrine in emergency situations.

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

YEAS: Aarsvold; Austin; Bateman; Belter; Berg; Bernstein; Boehm; Boucher; Brown; Byerly; Carlisle; Carlson; Christopherson; Christopherson; Clark; Clayburgh; Coats; Dalrymple; DeKrey; Delmore; Delzer; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Galvin; Gerntholz; Glassheim; Gorder; Gorman; Grosz; Grumbo; Gulleston; Gunter; Hagle; Hanson; Hausauer; Henegar, K.; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Klein; Kliniske; Koppelman; Kretschmar; Kroeber; Kunkel; Laughlin; Lloyd; Mahoney; Maragos; Martinson; Mickelson; Monson; Mutzenberger; Nicholas; Nichols; Nottestad; Oban; Olson; Payne; Poolman; Price; Rennerfeldt; Retzer; Rydell; Sabby; Sandvig; Schimke; Schmidt; Shide; Sitz; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Timm; Tollefson; Torgerson; Wald; Walker; Wardner; Wentz; Wilkie; Speaker Martin

ABSENT AND NOT VOTING: Henegar, D.

HB 1321 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1323: A BILL for an Act to provide for imposition by counties of a severance tax on gravel, rock, and sand.

MOTION

REP. CLAYBURGH MOVED the previous question, which motion prevailed.

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 20 YEAS, 77 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Christopherson; Coats; Delmore; DeWitz; Dobrinski; Gerntholz; Glassheim; Gorder; Gunter; Hagle; Huether; Kerzman; Kretschmar; Laughlin; Nichols; Nottestad; Sabby; Schmidt; Thompson

NAYS: Austin; Bateman; Belter; Berg; Bernstein; Boehm; Boucher; Brown; Byerly; Carlisle; Carlson; Christopherson; Clark; Clayburgh; Dalrymple; DeKrey; Delzer; Dorso; Drovdal; Freier; Froseth; Galvin; Gorman; Grosz; Grumbo; Gulleston; Hanson; Hausauer; Henegar, K.; Holm; Howard; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Klein; Kliniske; Koppelman; Kroeber; Kunkel; Lloyd; Mahoney; Maragos; Martinson; Mickelson; Monson; Mutzenberger; Nicholas; Oban; Olson; Payne; Poolman; Price; Rennerfeldt; Retzer; Rydell; Sandvig; Schimke; Shide; Sitz; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thoreson; Timm; Tollefson; Torgerson; Wald; Walker; Wardner; Wentz; Wilkie; Speaker Martin

ABSENT AND NOT VOTING: Henegar, D.

HB 1323 was declared lost.

SPECIAL ORDER OF BUSINESS

The following Cub and Boy Scouts were introduced to the Assembly:

Eagle Scout Keith Alsaker, Fargo
Eagle Scout Lance Venstad, Velve
Life Scout Norman Zoelzer, Minot
Webelo Carl Hintzman, Jamestown

Webelos II Matthew Wald, Minot
 Life Scout Matthew Hebranson, Fargo
 Life Scout Todd Schmuhl, Jamestown
 Life Scout Lucas Schaan, Fargo
 Eagle Scout Merrick Malmberg, Oakes
 Life Scout Kelly Pagel, Jamestown
 Life Scout Tim Riely, Bismarck

These boys have been participating in the annual Boy Scout "Report to the Governor".

SECOND READING OF HOUSE BILL

HB 1327: A BILL for an Act to amend and reenact section 26.1-36-37.2 of the North Dakota Century Code, relating to loss ratios on health insurance policies.

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

YEAS: Aarsvold; Austin; Bateman; Belter; Berg; Bernstein; Boehm; Boucher; Brown; Byerly; Carlisle; Carlson; Christenson; Christopherson; Clark; Clayburgh; Coats; Dalrymple; DeKrey; Delmore; Delzer; DeWitz; Dobrinski; Dorso; Droydal; Freier; Froseth; Galvin; Gerntholz; Glassheim; Gorder; Gorman; Grosz; Grumbo; Gullerson; Gunter; Hagle; Hanson; Hausauer; Henegar, K.; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Klein; Kliniske; Koppelman; Kretschmar; Kroeber; Kunkel; Laughlin; Lloyd; Mahoney; Maragos; Martinson; Mickelson; Monson; Mutzenberger; Nicholas; Nichols; Nottestad; Oban; Olson; Payne; Poolman; Price; Rennerfeldt; Retzer; Rydell; Sabby; Sandvig; Schimke; Schmidt; Shide; Sitz; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Timm; Tollefson; Torgerson; Wald; Walker; Wardner; Wentz; Wilkie; Speaker Martin

ABSENT AND NOT VOTING: Henegar, D.

HB 1327 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1328: A BILL for an Act to create and enact section 10-25-06.1 of the North Dakota Century Code, relating to the merger of North Dakota nonprofit corporations with foreign nonprofit corporations.

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

YEAS: Aarsvold; Austin; Bateman; Belter; Berg; Bernstein; Boehm; Boucher; Brown; Byerly; Carlisle; Carlson; Christenson; Christopherson; Clark; Clayburgh; Coats; Dalrymple; DeKrey; Delmore; Delzer; DeWitz; Dobrinski; Dorso; Droydal; Freier; Froseth; Galvin; Gerntholz; Glassheim; Gorder; Gorman; Grosz; Grumbo; Gullerson; Gunter; Hagle; Hanson; Hausauer; Henegar, K.; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Klein; Kliniske; Koppelman; Kretschmar; Kroeber; Kunkel; Laughlin; Lloyd; Mahoney; Maragos; Martinson; Mickelson; Monson; Mutzenberger; Nicholas; Nichols; Nottestad; Oban; Olson; Payne; Poolman; Price; Rennerfeldt; Retzer; Rydell; Sabby; Sandvig; Schimke; Schmidt; Shide; Sitz; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Timm; Tollefson; Torgerson; Wald; Walker; Wardner; Wentz; Wilkie; Speaker Martin

ABSENT AND NOT VOTING: Henegar, D.

HB 1328 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1330: A BILL for an Act to create and enact sections 45-10.1-07.1 and 45-11-03.1 of the North Dakota Century Code, relating to the registration of a general partner of a limited partnership and registration of a general partner filing a fictitious name certificate.

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

YEAS: Aarsvold; Austin; Bateman; Belter; Berg; Bernstein; Boehm; Boucher; Brown; Byerly; Carlisle; Carlson; Christenson; Christopherson; Clark; Clayburgh; Coats; Dalrymple; DeKrey; Delmore; Delzer; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Galvin; Gerntholz; Glasheim; Gorder; Gorman; Grosz; Grumbo; Gullerson; Gunter; Hagle; Hanson; Hausauer; Henegar, K.; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Klein; Kliniske; Koppelman; Kretschmar; Kroeber; Kunkel; Laughlin; Lloyd; Mahoney; Maragos; Martinson; Mickelson; Monson; Mutzenberger; Nicholas; Nichols; Nottestad; Oban; Olson; Payne; Poolman; Price; Rennerfeldt; Retzer; Rydell; Sabby; Sandvig; Schimke; Schmidt; Shide; Sitz; Skarphol; Soukup; Stenehem; Svedjan; Sveen; Thompson; Thoreson; Timm; Tollefson; Torgerson; Wald; Walker; Wardner; Wentz; Wilkie; Speaker Martin

ABSENT AND NOT VOTING: Henegar, D.

HB 1330 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1331: A BILL for an Act to amend and reenact sections 47-25-01 and 47-25-02 of the North Dakota Century Code, relating to registration of trade names.

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

YEAS: Aarsvold; Austin; Bateman; Belter; Berg; Bernstein; Boehm; Boucher; Brown; Byerly; Carlisle; Carlson; Christenson; Christopherson; Clark; Clayburgh; Coats; Dalrymple; DeKrey; Delmore; Delzer; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Galvin; Gerntholz; Glasheim; Gorder; Gorman; Grosz; Grumbo; Gullerson; Gunter; Hagle; Hanson; Hausauer; Henegar, K.; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Klein; Kliniske; Koppelman; Kretschmar; Kroeber; Kunkel; Laughlin; Lloyd; Mahoney; Maragos; Martinson; Mickelson; Monson; Mutzenberger; Nichols; Nottestad; Oban; Olson; Payne; Poolman; Price; Rennerfeldt; Retzer; Rydell; Sabby; Sandvig; Schimke; Schmidt; Shide; Sitz; Skarphol; Soukup; Stenehem; Svedjan; Sveen; Thompson; Thoreson; Timm; Tollefson; Torgerson; Walker; Wardner; Wentz; Wilkie; Speaker Martin

ABSENT AND NOT VOTING: Henegar, D.; Nicholas; Wald

HB 1331 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1333: A BILL for an Act to amend and reenact subsection 1 of section 57-15-06.3 and subsection 17 of section 57-15-06.7 of the North Dakota Century Code, relating to the tax levy for county road programs of farm-to-market and federal-aid roads.

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

YEAS: Aarsvold; Austin; Bateman; Belter; Berg; Bernstein; Boehm; Boucher; Brown; Carlisle; Carlson; Christenson; Christopherson; Clark; Clayburgh; Coats; Dalrymple; DeKrey; Delmore; Delzer; DeWitz; Dobrinski; Dorso; Drovda; Freier; Froseth; Galvin; Gerntholz; Glassheim; Gorde; Gorman; Grosz; Grumbo; Gulleson; Gunter; Hagle; Hanson; Hausauer; Henegar, K.; Holm; Howard; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Klein; Kliniske; Koppelman; Kretschmar; Kroeber; Kunkel; Laughlin; Lloyd; Mahoney; Maragos; Martinson; Mickelson; Monson; Mutzenberger; Nichols; Nottestad; Oban; Olson; Payne; Poolman; Price; Rennerfeldt; Retzer; Rydell; Sabby; Sandvig; Schimke; Schmidt; Shide; Sitz; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Timm; Tollefson; Torgerson; Wald; Walker; Wardner; Wentz; Speaker Martin

NAYS: Byerly; Huether; Wilkie

ABSENT AND NOT VOTING: Henegar, D.; Nicholas

HB 1333 passed and the title was agreed to.

POINT OF PERSONAL PRIVILEGE

REP. OBAN: Mr. Speaker: I rise on a point of personal privilege and request that my remarks be printed in the Journal, which request was granted.

REMARKS OF REPRESENTATIVE OBAN

Mr. Speaker and members of the Assembly: This morning, the majority leader moved that HB 1258, which would give the governor veto power over actions of the Industrial Commission, be laid on the table. That means it will die without a vote when we adjourn sine die.

I was happy to see the committee's unanimous recommendation for a Do Not Pass. I believe it received that recommendation partly because the Governor withdrew his support. Despite the governor's position to the contrary, I believe HB 1258 represents bad public policy and is undemocratic. The poor timing of this bill is obvious to us all.

Mr. Speaker, I am saddened that the motion to lay HB 1258 on the table was offered. I recognize it is a nondebatable motion, but the huge Republican majority could have brought the bill to the floor and killed it - especially with a unanimous Do Not Pass committee recommendation.

As one legislator, I strongly disapprove of this rule. I believe it is clearly an attempt to avoid a difficult or controversial vote and debate - something the voters did not expect us to do when they voted for us last November.

I was hoping to use HB 1258 as one example of 16 bills introduced by the Governor or at his request that increase the powers of the Governor in a state that traditionally has resisted a strong Governor. All of us as members of the legislative branch need to be mindful of this power grab.

Many of the bills and resolutions remove power away from our constituents. This is also not what our constituents had in mind last November.

SECOND READING OF HOUSE BILL

HB 1335: A BILL for an Act to amend and reenact subsection 3 of section 43-32-20 of the North Dakota Century Code, relating to licensure qualifications for psychologists.

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

NAYS: Aarsvold; Austin; Bateman; Belter; Berg; Bernstein; Boehm; Boucher; Brown; Byerly; Carlisle; Carlson; Christenson; Christopherson; Clark; Clayburgh; Coats; Dalrymple; DeKrey; Delmore; Delzer; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Galvin; Gerntholz; Gorder; Gorman; Grosz; Grumbo; Gulleon; Gunter; Hagle; Hanson; Hausauer; Henegar, K.; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Klein; Kliniske; Koppelman; Kretschmar; Kroeber; Kunkel; Laughlin; Lloyd; Mahoney; Maragos; Martinson; Mickelson; Monson; Mutzenberger; Nichols; Nottestad; Oban; Olson; Payne; Poolman; Price; Rennerfeldt; Retzer; Rydell; Sabby; Sandvig; Schimke; Schmidt; Shide; Sitz; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Timm; Tollefson; Torgerson; Wald; Walker; Wardner; Wentz; Wilkie; Speaker Martin

ABSENT AND NOT VOTING: Glassheim; Henegar, D.; Nicholas

HB 1335 was declared lost.

SECOND READING OF HOUSE BILL

HB 1336: A BILL for an Act to provide for immunity from liability and confidentiality of records and proceedings relating to critical incident stress management.

ROLL CALL

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

YEAS: Aarsvold; Austin; Bateman; Belter; Berg; Bernstein; Boehm; Boucher; Brown; Byerly; Carlisle; Carlson; Christenson; Christopherson; Clark; Clayburgh; Coats; Dalrymple; DeKrey; Delmore; Delzer; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Galvin; Gerntholz; Glassheim; Gorder; Gorman; Grosz; Grumbo; Gulleon; Gunter; Hagle; Hanson; Hausauer; Henegar, K.; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Klein; Kliniske; Koppelman; Kretschmar; Kroeber; Kunkel; Laughlin; Lloyd; Mahoney; Maragos; Martinson; Mickelson; Monson; Mutzenberger; Nichols; Nottestad; Oban; Olson; Payne; Poolman; Price; Rennerfeldt; Retzer; Rydell; Sabby; Sandvig; Schimke; Schmidt; Shide; Sitz; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Timm; Tollefson; Torgerson; Wald; Walker; Wardner; Wentz; Wilkie; Speaker Martin

ABSENT AND NOT VOTING: Henegar, D.; Nicholas

HB 1336 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1338: A BILL for an Act to amend and reenact section 32-09.1-21 of the North Dakota Century Code, relating to liens on wages.

ROLL CALL

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

YEAS: Aarsvold; Austin; Bateman; Belter; Berg; Bernstein; Boehm; Boucher; Brown; Byerly; Carlisle; Carlson; Christenson; Christopherson; Clark; Clayburgh; Coats; Dalrymple; DeKrey; Delmore; Delzer; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Galvin; Gerntholz; Glassheim; Gorder; Gorman; Grosz; Grumbo; Gulleason; Gunter; Hagle; Hanson; Hausauer; Henegar, K.; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Klein; Kliniske; Koppelman; Kretschmar; Kroeber; Kunkel; Laughlin; Lloyd; Mahoney; Maragos; Martinson; Mickelson; Monson; Mutzenberger; Nichols; Nottestad; Oban; Olson; Payne; Poolman; Price; Rennerfeldt; Retzer; Rydell; Sabby; Sandvig; Schimke; Schmidt; Shide; Sitz; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Timm; Tollefson; Torgerson; Wald; Walker; Wardner; Wentz; Wilkie; Speaker Martin

ABSENT AND NOT VOTING: Henegar, D.; Nicholas

HB 1338 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1341: A BILL for an Act to provide an appropriation for defraying the expenses of various economic development programs at institutions of higher education.

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 18 YEAS, 77 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Austin; Bernstein; Clark; Coats; Gorman; Henegar, K.; Keiser; Kelsch; Kliniske; Maragos; Martinson; Mickelson; Poolman; Rydell; Sandvig; Stenehjem; Timm; Wardner

NAYS: Aarsvold; Bateman; Belter; Berg; Boehm; Boucher; Brown; Byerly; Carlisle; Carlson; Christenson; Christopherson; Clayburgh; Dalrymple; DeKrey; Delmore; Delzer; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Galvin; Gerntholz; Glassheim; Gorder; Grosz; Grumbo; Gulleason; Gunter; Hagle; Hanson; Hausauer; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Kempenich; Kerzman; Klein; Koppelman; Kretschmar; Kroeber; Kunkel; Laughlin; Lloyd; Mahoney; Monson; Mutzenberger; Nichols; Nottestad; Oban; Olson; Payne; Price; Rennerfeldt; Retzer; Sabby; Schimke; Schmidt; Shide; Sitz; Skarphol; Soukup; Svedjan; Sveen; Thompson; Thoreson; Tollefson; Torgerson; Wald; Wentz; Wilkie; Speaker Martin

ABSENT AND NOT VOTING: Henegar, D.; Nicholas; Walker

HB 1341 was declared lost.

SECOND READING OF HOUSE BILL

HB 1346: A BILL for an Act to amend and reenact section 57-24-07 of the North Dakota Century Code, relating to notice by the county auditor of tax sales.

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

YEAS: Aarsvold; Austin; Bateman; Belter; Berg; Bernstein; Boehm; Boucher; Brown; Byerly; Carlisle; Carlson; Christenson; Christopherson; Clark; Clayburgh; Coats; DeKrey; Delmore; Delzer; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Galvin; Gerntholz; Glasheim; Gorder; Gorman; Grosz; Grumbo; Gulleon; Gunter; Hagle; Hanson; Hausauer; Henegar, K.; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Klein; Kliniske; Koppelman; Kretschmar; Kroeber; Kunkel; Laughlin; Lloyd; Mahoney; Maragos; Martinson; Mickelson; Monson; Mutzenberger; Nichols; Nottestad; Oban; Olson; Payne; Poolman; Price; Rennerfeldt; Retzer; Rydell; Sabby; Sandvig; Schimke; Schmidt; Sitz; Skarphol; Soukup; Stenehjelm; Svedjan; Sveen; Thompson; Thoreson; Timm; Tollefson; Torgerson; Wald; Wardner; Wentz; Wilkie; Speaker Martin

ABSENT AND NOT VOTING: Dalrymple; Henegar, D.; Nicholas; Shide; Walker

HB 1346 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1349: A BILL for an Act to create and enact a new subsection to section 11-11-14 of the North Dakota Century Code, relating to the prohibition of animals running at large.

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

YEAS: Aarsvold; Bateman; Belter; Berg; Bernstein; Boehm; Boucher; Brown; Byerly; Carlisle; Carlson; Christenson; Christopherson; Clark; Clayburgh; DeKrey; Delmore; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Galvin; Gerntholz; Glasheim; Gorder; Gorman; Grosz; Grumbo; Gulleon; Gunter; Hagle; Hanson; Hausauer; Henegar, K.; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Klein; Kliniske; Koppelman; Kretschmar; Kroeber; Kunkel; Laughlin; Lloyd; Mahoney; Maragos; Martinson; Mickelson; Monson; Mutzenberger; Nichols; Nottestad; Oban; Olson; Payne; Poolman; Price; Rennerfeldt; Retzer; Rydell; Sabby; Sandvig; Schimke; Schmidt; Shide; Sitz; Skarphol; Soukup; Stenehjelm; Svedjan; Sveen; Thompson; Thoreson; Timm; Tollefson; Torgerson; Wald; Walker; Wardner; Wentz; Wilkie; Speaker Martin

NAYS: Coats

ABSENT AND NOT VOTING: Austin; Dalrymple; Delzer; Henegar, D.; Nicholas

HB 1349 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1350: A BILL for an Act to amend and reenact sections 15-40.3-01, 15-40.3-05, and 15-40.3-06 of the North Dakota Century Code, relating to students participating in open enrollment; and to repeal section 15-40.3-02 of the North Dakota Century Code, relating to grounds for disapproval of open enrollment.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 5 YEAS, 90 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Galvin; Hanson; Huether; Kroeber; Wardner

NAYS: Aarsvold; Austin; Bateman; Belter; Berg; Bernstein; Boehm; Boucher; Brown; Byerly; Carlisle; Carlson; Christenson; Christopherson; Clark; Clayburgh; Coats; DeKrey; Delmore; Delzer; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Gerntholz; Glassheim; Gorder; Gorman; Grosz; Grumbo; Gulleeson; Gunter; Hagle; Hausauer; Henegar, K.; Holm; Howard; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Klein; Kliniske; Koppelman; Kretschmar; Kunkel; Laughlin; Lloyd; Mahoney; Maragos; Martinson; Mickelson; Monson; Mutzenberger; Nichols; Nottestad; Oban; Olson; Payne; Poolman; Price; Rennerfeldt; Retzer; Rydell; Sabby; Sandvig; Schimke; Schmidt; Shide; Sitz; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Timm; Tollefson; Torgerson; Wald; Walker; Wentz; Wilkie; Speaker Martin

ABSENT AND NOT VOTING: Dalrymple; Henegar, D.; Nicholas

HB 1350 was declared lost.

SECOND READING OF HOUSE BILL

HB 1351: A BILL for an Act to amend and reenact section 15-40.3-01 of the North Dakota Century Code, relating to open enrollment application procedures.

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

YEAS: Aarsvold; Austin; Bateman; Belter; Berg; Bernstein; Boehm; Boucher; Brown; Byerly; Carlisle; Carlson; Christenson; Christopherson; Clark; Clayburgh; Coats; DeKrey; Delmore; Delzer; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Galvin; Gerntholz; Glassheim; Gorder; Gorman; Grosz; Grumbo; Gulleeson; Gunter; Hagle; Hanson; Hausauer; Henegar, K.; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Klein; Kliniske; Koppelman; Kretschmar; Kroeber; Kunkel; Laughlin; Lloyd; Mahoney; Maragos; Martinson; Mickelson; Monson; Mutzenberger; Nichols; Nottestad; Oban; Olson; Payne; Poolman; Price; Rennerfeldt; Retzer; Rydell; Sabby; Sandvig; Schimke; Schmidt; Shide; Sitz; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Timm; Tollefson; Torgerson; Walker; Wardner; Wentz; Wilkie; Speaker Martin

ABSENT AND NOT VOTING: Dalrymple; Henegar, D.; Nicholas; Wald

HB 1351 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1354: 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 tenure status of persons employed by institutions of higher education.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 13 YEAS, 84 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Bateman; Boehm; Brown; DeKrey; Delzer; DeWitz; Freier; Galvin; Gorder; Grosz; Howard; Schimke; Skarphol

NAYS: Aarsvold; Austin; Belter; Berg; Bernstein; Boucher; Byerly; Carlisle; Carlson; Christenson; Christopherson; Clark; Clayburgh; Coats; Dalrymple; Delmore; Dobrinski; Dorso; Drovdal; Froseth; Gerntholz; Glassheim; Gorman; Grumbo; Gulleson; Gunter; Hagle; Hanson; Hausauer; Henegar, K.; Holm; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Klein; Kliniske; Koppelman; Kretschmar; Kroeber; Kunkel; Laughlin; Lloyd; Mahoney; Maragos; Martinson; Mickelson; Monson; Mutzenberger; Nicholas; Nichols; Nottestad; Oban; Olson; Payne; Poolman; Price; Rennerfeldt; Retzer; Rydell; Sabby; Sandvig; Schmidt; Shide; Sitz; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Timm; Tollefson; Torgerson; Wald; Walker; Wardner; Wentz; Wilkie; Speaker Martin

ABSENT AND NOT VOTING: Henegar, D.

HB 1354 was declared lost.

SECOND READING OF HOUSE BILL

HB 1356: A BILL for an Act to amend and reenact section 4-10-12.1 of the North Dakota Century Code, relating to liability for potato crop quantity and quality.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 96 YEAS, 1 NAY, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Austin; Bateman; Belter; Berg; Bernstein; Boehm; Boucher; Brown; Byerly; Carlisle; Carlson; Christenson; Christopherson; Clark; Clayburgh; Coats; Dalrymple; DeKrey; Delmore; Delzer; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Galvin; Gerntholz; Glassheim; Gorder; Gorman; Grosz; Grumbo; Gulleson; Gunter; Hagle; Hanson; Hausauer; Henegar, K.; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Klein; Kliniske; Koppelman; Kretschmar; Kroeber; Kunkel; Laughlin; Mahoney; Maragos; Martinson; Mickelson; Monson; Mutzenberger; Nicholas; Nichols; Nottestad; Oban; Olson; Payne; Poolman; Price; Rennerfeldt; Retzer; Rydell; Sabby; Sandvig; Schimke; Schmidt; Shide; Sitz; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Timm; Tollefson; Torgerson; Wald; Walker; Wardner; Wentz; Wilkie; Speaker Martin

NAYS: Lloyd

ABSENT AND NOT VOTING: Henegar, D.

HB 1356 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1359: A BILL for an Act to amend and reenact section 40-23-19 of the North Dakota Century Code, relating to a depreciation schedule for special assessments.

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

YEAS: Aarsvold; Austin; Bateman; Belter; Berg; Bernstein; Boehm; Boucher; Brown; Byerly; Carlisle; Carlson; Christenson; Christopherson; Clark; Clayburgh; Coats; Dalrymple; DeKrey; Delmore; Delzer; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Galvin; Gerntholz; Glassheim; Gorder; Gorman; Grosz; Grumbo; Gulleeson; Gunter; Hagle; Hanson; Hausauer; Henegar, K.; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Klein; Kliniske; Koppelman; Kretschmar; Kroeber; Kunkel; Laughlin; Lloyd; Mahoney; Maragos; Martinson; Mickelson; Monson; Mutzenberger; Nicholas; Nichols; Nottestad; Oban; Olson; Payne; Poolman; Price; Rennerfeldt; Retzer; Rydell; Sabby; Sandvig; Schimke; Schmidt; Shide; Sitz; Skarphol; Soukup; Stenehjsem; Svedjan; Sveen; Thompson; Thoreson; Timm; Tollefson; Torgerson; Wald; Walker; Wardner; Wentz; Wilkie; Speaker Martin

ABSENT AND NOT VOTING: Henegar, D.

HB 1359 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1363: A BILL for an Act to amend and reenact section 16.1-10-04 of the North Dakota Century Code, relating to publication of false information in political advertisements; and to provide a penalty.

MOTION

REP. BERG MOVED the previous question, which motion prevailed.

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 45 YEAS, 50 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Bateman; Belter; Berg; Boucher; Carlisle; Christenson; DeKrey; DeWitz; Dobrinski; Drovdal; Galvin; Gerntholz; Glassheim; Gorder; Holm; Howard; Kaldor; Keiser; Kelsch; Kerzman; Koppelman; Kroeber; Laughlin; Lloyd; Mahoney; Martinson; Mutzenberger; Nichols; Oban; Olson; Retzer; Rydell; Sabby; Sandvig; Schimke; Schmidt; Sitz; Sveen; Thompson; Thoreson; Torgerson; Wald; Wentz; Wilkie

NAYS: Austin; Bernstein; Boehm; Brown; Byerly; Carlson; Christopherson; Clark; Clayburgh; Coats; Dalrymple; Delmore; Delzer; Dorso; Freier; Froseth; Gorman; Grosz; Grumbo; Gulleeson; Gunter; Hagle; Hanson; Hausauer; Henegar, K.; Huether; Jacobs; Johnson; Kempenich; Klein; Kliniske; Kretschmar; Kunkel; Maragos; Mickelson; Monson; Nicholas; Nottestad; Poolman; Price; Rennerfeldt; Shide; Skarphol; Soukup; Stenehjsem; Svedjan; Timm; Tollefson; Wardner; Speaker Martin

ABSENT AND NOT VOTING: Henegar, D.; Payne; Walker

HB 1363 was declared lost.

MOTION

REP. FREIER MOVED that the absent member be excused, which motion prevailed.

MOTION

REP. FREIER MOVED that the House be on the Fifth, Twelfth, and Thirteenth orders of business and at the conclusion of those orders, the House stand adjourned until 8:00 a.m., Thursday, February 9, 1995, which motion prevailed.

REPORT OF STANDING COMMITTEE

HB 1045: Education Committee (Rep. Rydell, Chairman) recommends AMENDMENTS

AS FOLLOWS and when so amended, recommends DO PASS (13 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING). HB 1045 was placed on the Sixth order on the calendar.

In lieu of the amendments printed on page 338 of the House Journal, House Bill No. 1045 is amended as follows:

Page 1, line 7, remove the overstrike over "~~No compensation Expenses~~"

Page 1, line 8, remove "Compensation"

Page 1, line 18, remove the overstrike over "~~prairie public broadcasting~~" and remove "the public service"

Page 1, line 19, remove "commission"

Page 1, line 20, remove the overstrike over "~~telephone industry~~" and remove "state board for"

Page 1, line 21, remove "vocational and technical education"

Page 2, line 1, remove the overstrike over "~~the North Dakota association of telephone~~"

Page 2, line 2, remove the overstrike over "~~cooperatives~~" and remove "private elementary and secondary schools"

Page 2, line 4, remove the overstrike over "~~A representative of the North Dakota cable television association,~~"

Page 2, remove the overstrike over line 5

Page 2, line 6, remove the overstrike over "9."

Page 2, line 7, remove the overstrike over "10-" and remove "9."

Page 2, line 8, remove the overstrike over "11-", remove "10.", remove the overstrike over "A", and remove "An elementary"

Page 2, replace lines 9 through 14 with:

12. A representative of the library community, appointed by the governor.

13. A member of the council of continuing education, appointed by the governor.

14. A representative of the state board for vocational and technical education, appointed by the governor.

Page 2, line 16, after "of" insert ". Of", remove the overstrike over "~~the original appointees, three~~", and remove ". On the effective date of this Act, the"

Page 2, line 17, remove "terms of all appointees must be staggered by lot so that four"

Page 2, line 18, remove the overstrike over "~~three~~", remove the first "four", remove the overstrike over "~~two~~", and remove the second "four"

Page 2, line 19, after "which" insert "and of the", remove the overstrike over "~~appointees~~" and insert immediately thereafter "listed in subsections 12 through 14, one shall serve one year, one shall serve two years, and one shall serve three years. The terms are", and remove the overstrike over "~~to be determined by lot~~"

Page 2, line 22, remove the overstrike over "~~two~~", remove the overstrike over "~~members~~", and remove "member, the representative of private"

Page 2, line 23, remove "elementary and secondary schools"

Page 2, line 24, remove the overstrike over "~~schoolteacher~~" and remove "two schoolteachers,"

Page 2, line 25, remove the underscored comma

Page 2, line 28, remove the overstrike over "~~the two citizen~~" and remove "these"

Page 3, line 1, remove the overstrike over "~~ether~~" and remove "remaining"

Re-number accordingly

REPORT OF STANDING COMMITTEE

HB 1094: Finance and Taxation Committee (Rep. Timm, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS and BE REFERRED to the Appropriations Committee (12 YEAS, 1 NAY, 1 ABSENT AND NOT VOTING). HB 1094 was placed on the Sixth order on the calendar.

Page 1, line 4, remove "to amend and"

Page 1, remove lines 5 and 6

Page 1, line 7, remove "taxes and special fuels taxes;"

Page 1, line 9, after the second semicolon insert "to provide an effective date;"

Page 1, remove the underscore under lines 13 through 17

Page 1, line 18, remove the underscore under "federal highway matching funds available to this state", after "state" insert "during a fiscal year", and remove the underscore under "in"

Page 1, line 19, remove the underscore under "excess of", replace "eighty-four" with "eighty-one", and remove the underscore under "million dollars for which a letter of"

Page 1, remove the underscore under lines 20 through 22

Page 2, remove the underscore under lines 1 through 21

Page 2, line 22, remove the underscore under "matching funds available to the state is more than" and replace "nineteen" with "fifteen"

Page 2, remove the underscore under lines 23 through 29

Page 3, remove the underscore under line 1

Page 3, line 2, replace "thirty-three" with "twenty-four" and remove the underscore under "million dollars."

Page 3, remove the underscore under lines 5 through 10

Page 3, line 11, remove the underscore under "federal highway matching funds available to this state", after "state" insert "during a fiscal year", and remove the underscore under "in"

Page 3, line 12, remove the underscore under "excess of", replace "eighty-four" with "eighty-one", and remove the underscore under "million dollars for which a letter of"

Page 3, remove the underscore under lines 13 through 28

Page 4, remove the underscore under lines 1 through 8

Page 4, line 9, remove the underscore under "matching funds available to the state is more than" and replace "nineteen" with "fifteen"

Page 4, remove the underscore under lines 10 through 17

Page 4, line 18, replace "thirty-three" with "twenty-four" and remove the underscore under "million dollars."

Page 4, remove lines 19 through 29

Page 5, remove lines 1 through 7

Page 5, after line 19, insert:

"SECTION 5. EFFECTIVE DATE. Section 3 of this Act is effective on the day any additional tax under sections 1 and 2 of this Act becomes effective."

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1213: Education Committee (Rep. Rydell, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (8 YEAS, 5 NAYS, 2 ABSENT AND NOT VOTING). HB 1213 was placed on the Sixth order on the calendar.

Page 1, line 1, replace ", subsection 4 of" with "and"

Page 1, line 2, remove "section 15-29-08," and remove ", sections 15-40.1-07,"

Page 1, line 3, remove "15-40.1-08, 15-41-06, 15-41-24, and 15-59-07"

Page 1, line 4, replace "high school graduation" with "the educational support per student."

Page 1, remove lines 5 through 8

Page 2, remove lines 1 through 5

Page 2, line 15, remove the overstrike over "~~high~~" and remove the overstrike over "~~not meeting the minimum~~"

Page 2, remove the overstrike over lines 16 through 20

Page 3, line 27, remove "that"

Page 3, remove line 28

Page 3, line 29, remove "student payments" and overstrike the period

Page 4, remove lines 1 through 29

Page 5, remove lines 1 through 29

Page 6, remove lines 1 through 29

Page 7, remove lines 1 through 28

Page 8, remove lines 1 through 29

Page 9, remove lines 1 through 29

Page 10, remove lines 1 through 29

Page 11, remove lines 1 through 29

Page 12, remove lines 1 through 29

Page 13, remove lines 1 through 29

Page 14, remove lines 1 through 29

Page 15, remove lines 1 through 29

Page 16, remove lines 1 through 22

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1325: Education Committee (Rep. Rydell, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO NOT PASS (9 YEAS, 6 NAYS, 0 ABSENT AND NOT VOTING). HB 1325 was placed on the Sixth order on the calendar.

Page 1, line 1, after "15-29" insert "and a new section to chapter 15-36"

Page 1, line 3, replace "teaching and other educational services" with "classroom instruction" and remove the second "and"

Page 1, line 5, replace the second comma with "and" and remove ", and 15-47-46"

Page 1, line 6, after "certification" insert "; and to provide an expiration date"

Page 1, line 14, overstrike "superintendent of"

Page 1, line 15, overstrike "public instruction" and insert immediately thereafter "education standards and practices board"

Page 1, line 20, replace "A" with "If a school board wishes to contract with a noncertificated individual for the provision of classroom instruction in a high school level elective course, the school board must seek and be denied a waiver of the teacher certification standards under section 15-21-04.5 and must request and be denied an emergency certificate under rules adopted by the superintendent of public instruction. Thereafter, a"

Page 1, line 21, after "may" insert ", upon a unanimous vote."

Page 1, line 22, replace "teaching and other educational services" with "classroom instruction in a high school level elective course", replace "individuals" with "an individual", and replace "are" with "is"

Page 2, line 1, replace "in the opinion of the board are" with "has a baccalaureate degree and"

Page 2, line 2, after "experience" insert "is" and remove "valued"

Page 2, line 3, replace "teaching" with "classroom instruction"

Page 2, line 4, remove "or other educational services" and replace "fifteen" with "five"

Page 2, line 5, after "the" insert "high school"

Page 2, after line 5, insert:

"SECTION 3. A new section to chapter 15-36 of the North Dakota Century Code is created and enacted as follows:

Individuals providing classroom instruction - Monitoring by cooperating teachers. Any individual providing classroom instruction under section 2 of this Act must be monitored by a cooperating teacher. For purposes of this section, a cooperating teacher is a teacher in the school district who has at least two years of teaching experience and has completed at least two semester hours or three quarter hours in a supervision of student teaching course or an inservice training course designed to prepare teachers to supervise student teachers."

Page 2, line 18, replace "teaching or educational services" with "classroom instruction"

Page 4, line 25, replace "a person" with "an individual" and replace "teaching or" with "classroom instruction"

Page 4, line 26, remove "educational services"

Page 4, replace lines 27 and 28 with:

"SECTION 8. EXPIRATION DATE. This Act is effective through July 31, 1997, and after that date is ineffective."

Page 5, remove lines 1 through 27

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1322: Government and Veterans Affairs Committee (Rep. Wardner, Chairman) recommends DO PASS (14 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). HB 1322 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1342: Government and Veterans Affairs Committee (Rep. Wardner, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (14 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). HB 1342 was placed on the Sixth order on the calendar.

Page 1, line 12, after the underscored period insert "Each agreement may not exceed twenty-five thousand dollars."

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1378: Human Services Committee (Rep. Svedjan, Chairman) recommends DO PASS (13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1378 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1407: Government and Veterans Affairs Committee (Rep. Wardner, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (14 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). HB 1407 was placed on the Sixth order on the calendar.

Page 4, line 5, remove the overstrike over "A health certificate", after "issued" insert "signed", and remove the overstrike over "licensed physician;"

Page 4, line 6, remove the overstrike over "2-"

Page 4, line 8, remove the overstrike over "3-" and remove "2."

Page 4, line 10, remove the overstrike over "4-" and remove "3."

Page 4, line 12, remove the overstrike over "5-" and remove "4."

Re-number accordingly

REPORT OF STANDING COMMITTEE

HB 1456: Transportation Committee (Rep. Belter, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO NOT PASS (9 YEAS, 4 NAYS, 1 ABSENT AND NOT VOTING). HB 1456 was placed on the Sixth order on the calendar.

Page 1, line 2, remove "and"

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

Page 1, line 10, after "by" insert "law or by"

Page 1, line 13, remove ", including an individual's photograph, social security number,"

Page 1, remove line 14

Page 1, line 15, remove "disability information"

Page 3, line 19, after the underscored period insert "Compliance with the Driver's Privacy Protection Act of 1994 [Pub. L. 103-332; 108 Stat. 2099; 18 U.S.C. 2721-2725] satisfies the requirements of this section."

SECTION 2. EFFECTIVE DATE. This Act becomes effective on September 13, 1997."

Re-number accordingly

REPORT OF STANDING COMMITTEE

HB 1473: Government and Veterans Affairs Committee (Rep. Wardner, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (15 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1473 was placed on the Sixth order on the calendar.

Page 1, line 9, replace "A" with "Before taking office, a"

Page 1, line 10, replace "disclose to" with "file a statement with", after "Dakota" insert "indicating", and remove ", either"

Page 1, line 11, remove "direct or indirect,"

Re-number accordingly

REPORT OF STANDING COMMITTEE

HB 1488: Education Committee (Rep. Rydell, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (9 YEAS, 6 NAYS, 0 ABSENT AND NOT VOTING). HB 1488 was placed on the Sixth order on the calendar.

Page 1, line 1, remove "15-34.1-01," and remove the second comma

Page 1, line 3, remove "; and to repeal section 15-34.1-02 of the North Dakota Century"

Page 1, remove line 4

Page 1, line 5, remove "deficient persons"

Page 1, remove lines 7 through 15

Page 2, line 9, after "instruction" insert "and if the child being instructed receives a composite standardized achievement test score below the thirtieth percentile nationally, the monitoring required by this section must continue during the following school year or longer if the child has not achieved the thirtieth percentile"

Page 3, line 22, replace "nine" with "eight"

Page 3, line 26, remove the overstrike over "~~administered by a certified~~"

Page 3, line 27, remove the overstrike over "~~teacher employed by~~" and remove "standardized achievement test used by the"

Page 4, line 9, remove the overstrike over "~~professionally~~"

Page 4, remove line 10

Page 4, line 11, remove "choice who has expertise in the area of the child's difficulty"

Page 4, line 12, remove the overstrike over "~~multidisciplinary assessment team~~"

Page 4, line 23, remove the overstrike over "~~of the~~"

Page 4, line 24, remove the overstrike over "~~multidisciplinary assessment team~~"

Page 5, line 9, remove "full-time"

Page 5, line 14, after the period insert "The time may be reduced proportionately if the child is in attendance in a public school or an approved private school."

Page 5, line 20, remove "If the parent provides less than full-time home-based"

Page 5, remove line 21

Page 6, remove lines 8 and 9

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1489: Government and Veterans Affairs Committee (Rep. Wardner, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (15 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1489 was placed on the Sixth order on the calendar.

Page 1, line 1, replace "four" with "five"

Page 1, line 4, remove the first "and"

Page 1, line 7, after "commission" insert "; and to declare an emergency"

Page 1, line 9, replace "Four" with "Five"

Page 2, after line 21, insert:

"Employees of the commissioner of labor shall count the ballots following the final day that the ballots must be returned. Each candidate may have one overseer present at the ballot counting who may examine each ballot as to its sufficiency after the ballot has been counted. A candidate may act as that candidate's overseer. If a candidate wishes to designate a representative to act as that candidate's overseer, the candidate must provide a notarized authorization to the election committee at the counting of ballots. An overseer may act on behalf of more than one candidate; however, the overseer must show required authorization from each candidate represented. The overseer may question the decision of the ballot counters regarding a ballot immediately after the counting of the ballot. If questioned, the comments of the overseer must be heard. The commissioner of labor or the commissioner's representative shall decide if the complaint is valid and whether the ballot will be accepted. The decision of the commissioner or the commissioner's representative is final and must be given in writing. Once all ballots have been counted and all questions raised by the overseers have been decided by the commissioner or the commissioner's representative, the election is closed and results must be declared final. The commissioner of labor shall notify all candidates of the election results within ten working days of the election."

Page 3, after line 24, insert:

"SECTION 3. EMERGENCY. This Act is declared to be an emergency measure."

Re-number accordingly

REPORT OF STANDING COMMITTEE

HB 1494: Education Committee (Rep. Rydell, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO NOT PASS (13 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING). HB 1494 was placed on the Sixth order on the calendar.

Page 2, line 27, replace "No" with "A"

Page 3, line 25, remove "they are ready for"

Re-number accordingly

REPORT OF STANDING COMMITTEE

HCR 3020: Human Services Committee (Rep. Svedjan, Chairman) recommends DO PASS and BE PLACED ON THE CONSENT CALENDAR (12 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). HCR 3020 was placed on the Tenth order on the calendar.

REPORT OF STANDING COMMITTEE

HCR 3021: Human Services Committee (Rep. Svedjan, Chairman) recommends DO PASS and BE PLACED ON THE CONSENT CALENDAR (12 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). HCR 3021 was placed on the Tenth order on the calendar.

REPORT OF STANDING COMMITTEE

HCR 3022: Human Services Committee (Rep. Svedjan, Chairman) recommends DO PASS and BE PLACED ON THE CONSENT CALENDAR (11 YEAS, 1 NAY, 2 ABSENT AND NOT VOTING). HCR 3022 was placed on the Tenth order on the calendar.

REPORT OF STANDING COMMITTEE

HCR 3025: Human Services Committee (Rep. Svedjan, Chairman) recommends DO PASS and BE PLACED ON THE CONSENT CALENDAR (13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HCR 3025 was placed on the Tenth order on the calendar.

REPORT OF STANDING COMMITTEE

HCR 3027: Transportation Committee (Rep. Belter, Chairman) recommends DO PASS and BE PLACED ON THE CONSENT CALENDAR (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HCR 3027 was placed on the Tenth order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2032: Appropriations Committee (Rep. Dalrymple, Chairman) recommends DO PASS (22 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). SB 2032 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2153: Finance and Taxation Committee (Rep. Timm, Chairman) recommends DO PASS (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2153 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2168, as engrossed: Finance and Taxation Committee (Rep. Timm, Chairman) recommends DO PASS (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed SB 2168 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2184, as engrossed: Finance and Taxation Committee (Rep. Timm, Chairman) recommends DO PASS (13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). Engrossed SB 2184 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2185, as engrossed: Finance and Taxation Committee (Rep. Timm, Chairman) recommends DO PASS (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed SB 2185 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2169, as engrossed: Education Committee (Rep. Rydell, Chairman) recommends DO PASS (12 YEAS, 3 NAYS, 0 ABSENT AND NOT VOTING). Engrossed SB 2169 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

SCR 4004: Education Committee (Rep. Rydell, Chairman) recommends DO PASS (11 YEAS, 4 NAYS, 0 ABSENT AND NOT VOTING). SCR 4004 was placed on the Fourteenth order on the calendar.

MESSAGE TO THE HOUSE FROM THE SENATE (WILLIAM C. PARKER, SECRETARY)

MR. SPEAKER: The Senate has passed and your favorable consideration is requested on: SB 2079, SB 2149, SB 2238, SB 2260, SB 2280, SB 2293, SB 2333, SB 2344, SB 2364, SB 2379, SB 2387, SB 2397, SB 2427, SB 2462.

FIRST READING OF SENATE BILLS

SB 2079: A BILL for an Act to create and enact a new section to chapter 49-21 of the North Dakota Century Code, relating to the regulatory reform review commission; to provide an expiration date; and to declare an emergency.

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

SB 2149: A BILL for an Act to create and enact a new section to chapter 18-01 of the North Dakota Century Code, relating to the state fire marshal authorizing fire and safety inspections to be performed by other agencies of government; and to amend and reenact section 18-01-02, subsection 3 of section 18-01-05.1, and section 23-09.3-04 of

the North Dakota Century Code, relating to the duties of the state fire marshal, release of information to the state fire marshal or a law enforcement officer, and fire safety inspections of basic care facilities.

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

SB 2193: A BILL for an Act to repeal chapter 15-64 of the North Dakota Century Code, relating to the compact for education.

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

SB 2238: A BILL for an Act to amend and reenact section 11-18-02.2 of the North Dakota Century Code, relating to statements of full consideration for property deeds.

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

SB 2260: A BILL for an Act to create and enact a new section to chapter 54-35 of the North Dakota Century Code, relating to the establishment of a legislative ethics committee.

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

SB 2280: A BILL for an Act to amend and reenact subsection 16 of section 65-01-02 of the North Dakota Century Code, relating to the definition of employer for workers' compensation purposes.

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

SB 2293: A BILL for an Act to create and enact a new section to chapter 1-03 of the North Dakota Century Code, relating to the designation of Gold Star Mothers' Day.

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

SB 2333: A BILL for an Act to amend and reenact subsection 2 of section 15-28-09 of the North Dakota Century Code, relating to filing deadlines for school elections.

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

SB 2344: A BILL for an Act to create and enact four new subsections to section 1-01-49 and sections 10-31-02.2, 10-31-03.2, 10-31-07.3, and chapter 45-22 of the North Dakota Century Code, relating to limited liability partnerships; to amend and reenact sections 5-01-01, 5-02-02, subsection 22 of section 10-09.1-01, sections 10-31-01, 10-31-02, 10-31-02.1, 10-31-03, 10-31-03.1, 10-31-04, 10-31-05, 10-31-06, 10-31-07, 10-31-07.2, 10-31-08, 10-31-09, 10-31-10, 10-31-11, 10-31-12, 10-31-13, 10-31-13.1, 10-31-14, and subsection 32 of section 10-32-02 of the North Dakota Century Code, relating to professional associations; to repeal sections 1-01-28, 10-19.1-07, and 10-32-03 of the North Dakota Century Code, relating to the definition of person and the reservation of legislative power; to provide a penalty; and to declare an emergency.

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

SB 2364: A BILL for an Act to create and enact a new section to chapter 6-01 of the North Dakota Century Code, relating to liability of bank officers and directors; and to provide for retroactive application.

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

SB 2379: A BILL for an Act to create and enact a new section to chapter 49-05 of the North Dakota Century Code, relating to test years a public utility may use in rate filings with the public service commission.

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

SB 2387: A BILL for an Act to amend and reenact section 65-04-01 of of the North Dakota Century Code, relating to classification of employments for workers' compensation purposes and reports to the legislative council.

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

SB 2397: A BILL for an Act to create and enact a new subsection to section 14-07.1-02 of the North Dakota Century Code, relating to an order for protection; and to amend and reenact subsection 2 of section 14-07.1-01, subsection 6 of section 14-07.1-03, sections 14-07.1-10, 14-07.1-11, and subsection 2 of section 14-07.1-13 of the North Dakota Century Code, relating to adult abuse.

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

SB 2427: A BILL for an Act to amend and reenact subsection 1 of section 57-38-57 of the North Dakota Century Code and section 57-39.2-23 of the North Dakota Century Code as amended by section 149 of chapter 82 of the 1985 Session Laws, relating to the confidentiality of sales, use, and income tax return information; and to provide an effective date.

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

SB 2462: A BILL for an Act to amend and reenact sections 26.1-36-09.3 and 54-52.1-04.6 of the North Dakota Century Code, relating to insurance coverage for treatment of certain disorders.

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

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

ROY GILBREATH, Chief Clerk