

## JOURNAL OF THE HOUSE

## Fifty-fourth Legislative Assembly

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Bismarck, February 16, 1995

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

The prayer was offered by Representative Mutzenberger.

The roll was called and all members were present except Representatives Dalrymple, Dobrinski, Gunter, Hagle, Koppelman, Kretschmar, Martinson, Mickelson, Rydell, and Sabby.

A quorum was declared by the Speaker.

## SIXTH ORDER OF BUSINESS

HB 1131, as engrossed: REP. DALRYMPLE (Appropriations Committee) MOVED that the amendments on HJ pages 699-670 be adopted and then be placed on the Eleventh order with DO PASS, which motion prevailed.

## SECOND READING OF HOUSE BILL

HB 1131: A BILL for an Act to amend and reenact sections 29-26-22, 29-26-22.2, and 29-27-02.1 of the North Dakota Century Code, relating to imposition and disposition of fines and fees for violation of state law; to provide an effective date; and to provide an expiration 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 79 YEAS, 15 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

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

**NAYS:** Aarsvold; Boucher; Coats; Glassheim; Gulleeson; Hanson; Kelsch; Kerzman; Laughlin; Mahoney; Nichols; Retzer; Sitz; Stenehjem; Wilkie

**ABSENT AND NOT VOTING:** Dobrinski; Hagle; Martinson; Sabby

Engrossed HB 1131, as amended, passed and the title was agreed to.

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## 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 1022, HB 1076, HB 1090, HB 1094, HB 1151, HB 1203, HB 1218, HB 1241, HB 1257, HB 1284, HB 1290, HB 1291, HB 1305, HB 1320, HB 1334, HB 1378, HB 1415, HB 1496, HCR 3023.

## 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 1008, HB 1050, HB 1155, HB 1165, HB 1168, HB 1289, HB 1344,

HB 1355, HB 1360, HB 1363, HB 1365, HB 1375, HB 1392, HB 1399, HB 1416, HB 1426, HB 1439, HB 1487, HB 1501, HB 1502.

#### SIXTH ORDER OF BUSINESS

HB 1245, as engrossed: REP. DALRYMPLE (Appropriations Committee) MOVED that the amendments on HJ pages 711-712 be adopted and then be placed on the Eleventh order with DO PASS, which motion prevailed.

#### SECOND READING OF HOUSE BILL

HB 1245: A BILL for an Act to amend and reenact sections 44-08-04, 54-03-20, and 54-06-09 of the North Dakota Century Code, relating to state officer and employee expense reimbursement and legislative lodging expense reimbursement.

#### 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 36 YEAS, 58 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

YEAS: Austin; Bernstein; Carlisle; Carlson; Clayburgh; Dalrymple; DeKrey; DeWitz; Dorso; Gorder; Gorman; Gunter; Hanson; Hausauer; Henegar, K.; Howard; Huether; Kelsch; Klein; Kliniske; Koppelman; Kretschmar; Kunkel; Maragos; Nicholas; Nottestad; Poolman; Rydell; Sandvig; Stenehjelm; Svedjan; Thoreson; Timm; Walker; Wardner; Wentz

NAYS: Aarsvold; Bateman; Belter; Berg; Boehm; Boucher; Brown; Byerly; Christenson; Christopherson; Clark; Coats; Delmore; Delzer; Drovdal; Freier; Froseth; Galvin; Gerntholz; Glassheim; Grosz; Grumbo; Gulleson; Henegar, D.; Holm; Jacobs; Johnson; Kaldor; Keiser; Kempenich; Kerzman; Kroeber; Laughlin; Lloyd; Mahoney; Mickelson; Monson; Mutzenberger; Nichols; Oban; Olson; Payne; Price; Rennerfeldt; Retzer; Schimke; Schmidt; Shide; Sitz; Skarphol; Soukup; Sveen; Thompson; Tollefson; Torgerson; Wald; Wilkie; Speaker Martin

ABSENT AND NOT VOTING: Dobrinski; Hagle; Martinson; Sabby

Engrossed HB 1245, as amended, was declared lost.

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#### MOTION

REP. KRETSCHMAR MOVED that the House reconsider its action whereby HB 1347 failed to pass for want of a Constitutional majority.

#### REQUEST

REP. FREIER REQUESTED a verification vote on the motion to reconsider the action whereby HB 1347 failed to pass for want of a Constitutional majority.

#### REQUEST

REP. RYDELL REQUESTED a recorded roll call vote on the motion to reconsider the action whereby HB 1347 failed to pass for want of a Constitutional majority, which request was granted.

#### ROLL CALL

The question being on the motion to reconsider the action whereby HB 1347 failed to pass, the roll was called and there were 45 YEAS, 49 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Austin; Boucher; Christenson; Christopherson; Clark; Clayburgh; Coats; Dalrymple; Delmore; Gerntholz; Glassheim; Grumbo; Gulleson; Hanson; Huether; Jacobs; Kaldor; Keiser; Kelsch; Kerzman; Klein; Kliniske; Kretschmar; Kroeber; Laughlin; Mahoney; Maragos; Mickelson; Mutzenberger; Nichols; Nottestad; Oban; Poolman; Price; Rydell; Sandvig; Schmidt; Sitz; Stenehjelm; Svedjan; Sveen; Wentz; Wilkie; Speaker Martin

**NAYS:** Bateman; Belter; Berg; Bernstein; Boehm; Brown; Byerly; Carlisle; Carlson; DeKrey; Delzer; DeWitz; Dorso; Drovdal; Freier; Froseth; Galvin; Gorder; Gorman; Grosz; Gunter; Hausauer; Henegar, D.; Henegar, K.; Holm; Howard; Johnson; Kempenich; Koppelman; Kunkel; Lloyd; Monson; Nicholas; Olson; Payne; Rennerfeldt; Retzer; Schimke; Shide; Skarphol; Soukup; Thompson; Thoreson; Timm; Tollefson; Torgerson; Wald; Walker; Wardner

**ABSENT AND NOT VOTING:** Dobrinski; Hagle; Martinson; Sabby

So the motion to reconsider the action whereby HB 1347 failed to pass for want of a Constitutional majority failed.

#### SIXTH ORDER OF BUSINESS

**HB 1369, as engrossed: REP. BERG (Industry, Business and Labor Committee)** MOVED that the amendments on HJ page 685 be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed.

#### SECOND READING OF HOUSE BILL

**HB 1369:** A BILL for an Act to create and enact two new sections to chapter 28-01.3 of the North Dakota Century Code, relating to limitations, rebuttable presumptions against defects, and exemplary damages in products liability actions; and to amend and reenact section 32-03.2-11 of the North Dakota Century Code, relating to exemplary damages.

#### ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of **DO PASS**, the roll was called and there were 89 YEAS, 5 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; Dalrymple; DeKrey; Delmore; Delzer; DeWitz; Dorso; Drovdal; Freier; Froseth; Galvin; Gerntholz; Glassheim; Gorder; Gorman; Grosz; Grumbo; Gulleston; Gunter; 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; Mickelson; Monson; Nicholas; Nichols; Nottestad; Olson; Payne; Poolman; Price; Rennerfeldt; Retzer; Rydell; Schimke; Schmidt; Shide; Sitz; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Timm; Tollefson; Torgerson; Wald; Walker; Wardner; Wentz; Wilkie; Speaker Martin

**NAYS:** Coats; Mahoney; Mutzenberger; Oban; Sandvig

**ABSENT AND NOT VOTING:** Dobrinski; Hagle; Martinson; Sabby

Engrossed HB 1369, as amended, passed and the title was agreed to.

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#### SIXTH ORDER OF BUSINESS

**HB 1461, as engrossed: REP. DALRYMPLE (Appropriations Committee)** MOVED that the amendments on HJ pages 705-706 be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed.

#### SECOND READING OF HOUSE BILL

**HB 1461:** A BILL for an Act to create and enact two new sections to chapter 23-17.3 of the North Dakota Century Code, relating to a penalty for a violation of home health agency licensure and the development of annual licensure fees; and to amend and reenact section 23-17.3-01 and subsection 1 of section 23-17.3-05 of the North Dakota Century Code, relating to standards of home health agency licensure.

## 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 91 YEAS, 3 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; Dalrymple; DeKrey; Delmore; Delzer; DeWitz; Dorso; Drovdal; Freier; Galvin; Gerntholz; Glassheim; Gorder; Gorman; Grosz; Grumbo; Gulleson; Gunter; 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; Mickelson; Monson; Mutzenberger; Nicholas; Nichols; Nottestad; Oban; Olson; Poolman; Price; Rennerfeldt; Retzer; Rydell; Sandvig; Schmidt; Shide; Sitz; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Timm; Tollefson; Torgerson; Wald; Walker; Wardner; Wentz; Wilkie; Speaker Martin

**NAYS:** Froseth; Payne; Schimke

**ABSENT AND NOT VOTING:** Dobrinski; Hagle; Martinson; Sabby

Engrossed HB 1461, as amended, passed and the title was agreed to.

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## MOTION

**REP. DORSO MOVED** that HB 1171 be moved to the foot of the calendar, which motion prevailed.

## SIXTH ORDER OF BUSINESS

**HB 1432, as engrossed:** **REP. DALRYMPLE (Appropriations Committee) MOVED** that the amendments on HJ pages 721-722 be adopted and then be placed on the Eleventh order with DO PASS, which motion prevailed.

## SECOND READING OF HOUSE BILL

**HB 1432:** A BILL for an Act to create and enact two new sections to chapter 16.1-11 of the North Dakota Century Code, relating to the conduct of a presidential preference primary; to amend and reenact sections 16.1-11-02, 16.1-11-03, 16.1-11-04, 16.1-11-07, 16.1-11-23, and subsection 2 of section 16.1-12-02.2, relating to the date of the presidential preference primary; to provide an appropriation; and to provide an expiration 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 64 YEAS, 30 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

**YEAS:** Austin; Belter; Berg; Bernstein; Boehm; Boucher; Carlisle; Christenson; Christopherson; Clark; Clayburgh; Dalrymple; DeKrey; Delmore; DeWitz; Drovdal; Froseth; Galvin; Gorder; Gorman; Gunter; Hausauer; Henegar, D.; Holm; Howard; Huether; Johnson; Keiser; Kelsch; Kempenich; Klein; Kliniske; Koppelman; Kretschmar; Kunkel; Lloyd; Mahoney; Maragos; Mickelson; Monson; Mutzenberger; Nicholas; Nichols; Nottestad; Oban; Olson; Poolman; Price; Rydell; Schmidt; Sitz; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Timm; Torgerson; Wald; Wardner; Wentz; Speaker Martin

**NAYS:** Aarsvold; Bateman; Brown; Byerly; Carlson; Coats; Delzer; Dorso; Freier; Gerntholz; Glassheim; Grosz; Grumbo; Gulleson; Hanson; Henegar, K.; Jacobs; Kaldor; Kerzman; Kroeber; Laughlin; Payne; Rennerfeldt; Retzer; Sandvig; Schimke; Shide; Tollefson; Walker; Wilkie

ABSENT AND NOT VOTING: Dobrinski; Hagle; Martinson; Sabby

Engrossed HB 1432, as amended, passed and the title was agreed to.

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#### SIXTH ORDER OF BUSINESS

HB 1001: REP. DALRYMPLE (Appropriations Committee) MOVED that the amendments on HJ pages 704-705 be adopted and then be placed on the Eleventh order with DO PASS, which motion prevailed.

#### SECOND READING OF HOUSE BILL

HB 1001: A BILL for an Act providing an appropriation for defraying the expenses of the legislative branch of government; to create and enact sections 23-12-10.4 and 48-08-04.1 of the North Dakota Century Code, relating to smoking in state-owned or leased buildings and control over certain legislative committee rooms; to provide for a technology applications committee of members from the budget section; and to declare an emergency.

#### ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 87 YEAS, 7 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

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

NAYS: Brown; Delzer; Gorder; Grosz; Kerzman; Schmidt; Soukup

ABSENT AND NOT VOTING: Dobrinski; Hagle; Martinson; Sabby

Engrossed HB 1001 passed, the title was agreed to, and the emergency clause was declared carried.

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#### SIXTH ORDER OF BUSINESS

HB 1002: REP. DALRYMPLE (Appropriations Committee) MOVED that the amendments on HJ pages 658-662 be adopted and then be placed on the Eleventh order with DO PASS, which motion prevailed.

#### SECOND READING OF HOUSE BILL

HB 1002: A BILL for an Act to provide an appropriation for defraying the expenses of the judicial branch; and to amend and reenact sections 27-02-02 and 27-05-03 of the North Dakota Century Code, relating to the salaries of supreme and district court judges.

#### 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 78 YEAS, 15 NAYS, 0 EXCUSED, 5 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Austin; Bateman; Belter; Berg; Bernstein; Boucher; Byerly; Carlisle; Christenson; Christopherson; Clark; Clayburgh; Coats;

Dalrymple; DeKrey; Delmore; DeWitz; Dorso; Froseth; Gerntholz; Glassheim; Gordner; Grumbo; Gulleson; Gunter; 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; Monson; Mutzenberger; Nicholas; Nichols; Nottestad; Oban; Olson; Payne; Price; Retzer; Rydell; Sandvig; Schmidt; Shide; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thoreson; Timm; Tollefson; Torgerson; Wald; Walker; Wardner; Wentz; Speaker Martin

**NAYS:** Boehm; Brown; Carlson; Delzer; Drovdal; Freier; Galvin; Grosz; Mickelson; Poolman; Rennerfeldt; Schimke; Sitz; Thompson; Wilkie

**ABSENT AND NOT VOTING:** Dobrinski; Gorman; Hagle; Martinson; Sabby

Engrossed HB 1002 passed and the title was agreed to.

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#### SIXTH ORDER OF BUSINESS

**HB 1003: REP. DALRYMPLE (Appropriations Committee) MOVED** that the amendments on HJ pages 663-667 be adopted and then be placed on the Eleventh order with **DO PASS**.

#### REQUEST

**REP. BERNSTEIN REQUESTED** a recorded roll call vote on the motion to adopt the proposed amendments to HB 1003, which request was granted.

#### ROLL CALL

The question being on the motion to adopt the amendments to HB 1003, the roll was called and there were 58 YEAS, 35 NAYS, 0 EXCUSED, 5 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Belter; Boehm; Brown; Byerly; Carlisle; Carlson; Dalrymple; DeKrey; Delzer; DeWitz; Dorso; Drovdal; Froseth; Gerntholz; Grumbo; Gunter; Hanson; Hausauer; Henegar, D.; Henegar, K.; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Kempenich; Klein; Kretschmar; Kroeber; Kunkel; Laughlin; Lloyd; Mickelson; Monson; Mutzenberger; Nicholas; Oban; Olson; Payne; Price; Rennerfeldt; Sitz; Skarphol; Stenehjem; Svedjan; Sveen; Thoreson; Timm; Tollefson; Torgerson; Wald; Walker; Wardner; Wentz; Wilkie; Speaker Martin

**NAYS:** Austin; Bateman; Berg; Bernstein; Boucher; Christenson; Christopherson; Clark; Clayburgh; Coats; Delmore; Freier; Galvin; Glassheim; Gordner; Gorman; Grosz; Gulleson; Keiser; Kelsch; Kerzman; Kliniske; Koppelman; Mahoney; Nichols; Nottestad; Poolman; Retzer; Rydell; Sandvig; Schimke; Schmidt; Shide; Soukup; Thompson

**ABSENT AND NOT VOTING:** Dobrinski; Hagle; Maragos; Martinson; Sabby

The motion to adopt the amendments to HB 1003 passed.

#### SECOND READING OF HOUSE BILL

**HB 1003: A BILL** for an Act to provide an appropriation for defraying the expenses of the North Dakota university system and the various institutions of higher learning under the supervision of the state board of higher education; to provide an exemption to the provisions of section 54-44.1-11; and to authorize an agreement for the operation and leasing of the North Dakota state art gallery.

#### ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of **DO PASS**, the roll was called and there were 70 YEAS, 24 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Belter; Berg; Boucher; Brown; Byerly; Carlisle; Carlson; Christopherson; Coats; Dalrymple; DeKrey; DeWitz; Dorso; Froseth; Galvin; Gerntholz; Grumbo; Gulleson; Gunter; Hanson; Hausauer; Henegar, D.; Henegar, K.; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Kelsch; Kerzman; Klein; Koppelman; Kretschmar; Kroeber; Kunkel; Laughlin; Lloyd; Mahoney; Maragos; Mickelson; Monson; Mutzenberger; Nicholas; Oban; Olson; Payne; Price; Rennerfeldt; Retzer; Rydell; Schmidt; Shide; Sitz; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Timm; Tollefson; Torgerson; Wald; Walker; Wardner; Wentz; Wilkie; Speaker Martin

**NAYS:** Austin; Bateman; Bernstein; Boehm; Christenson; Clark; Clayburgh; Delmore; Delzer; Drovdal; Freier; Glassheim; Gorder; Gorman; Grosz; Keiser; Kempenich; Kliniske; Nichols; Nottestad; Poolman; Sandvig; Schimke; Skarphol

**ABSENT AND NOT VOTING:** Dobrinski; Hagle; Martinson; Sabby

Engrossed HB 1003 passed and the title was agreed to.

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#### 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.

#### MOTION

**REP. DORSO MOVED** that HB 1171 be placed at the top of the Sixth order, which motion prevailed.

#### SIXTH ORDER OF BUSINESS

**HB 1171, as engrossed: REP. DALRYMPLE (Appropriations Committee) MOVED** that the amendments on HJ page 721 be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed.

#### SECOND READING OF HOUSE BILL

**HB 1171:** A BILL for an Act to create and enact three new sections to chapter 15-40.1 of the North Dakota Century Code, relating to equalization of per student payments, additional payments for small but necessary schools, and increased weighting factors for students attending school out-of-state; and to amend and reenact sections 15-40.1-06, 15-40.1-07, 15-40.1-08, 15-40.1-09, and 15-44-03 of the North Dakota Century Code, relating to per student payments, weighting factors, computation of foundation aid, and apportionment of the state tuition fund.

#### ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of **DO PASS**, the roll was called and there were 70 YEAS, 23 NAYS, 0 EXCUSED, 5 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Bateman; Boehm; Boucher; Brown; Byerly; Carlisle; Christenson; Clayburgh; Coats; DeKrey; Delmore; DeWitz; Drovdal; Froseth; Galvin; Gerntholz; Glassheim; Gorder; Grumbo; Gunter; Hanson; Hausauer; Henegar, D.; Henegar, K.; Howard; Jacobs; Johnson; Kaldor; Kelsch; Kempenich; Klein; Kliniske; Koppelman; Kretschmar; Kroeber; Kunkel; Laughlin; Lloyd; Mahoney; Mickelson; Monson; Mutzenberger; Nicholas; Nichols; Nottestad; Oban; Olson; Poolman; Price; Rennerfeldt; Retzer; Rydell; Schmidt; Shide; Sitz; Skarphol; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Timm; Tollefson; Torgerson; Wald; Walker; Wardner; Wentz; Speaker Martin

**NAYS:** Austin; Belter; Berg; Bernstein; Carlson; Christopherson; Clark; Dalrymple; Delzer; Dorso; Freier; Gorman; Grosz; Gulleson; Holm; Huether; Keiser; Kerzman; Payne; Sandvig; Schimke; Soukup; Wilkie

**ABSENT AND NOT VOTING:** Dobrinski; Hagle; Maragos; Martinson; Sabby

Engrossed HB 1171 passed and the title was agreed to.

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**SIXTH ORDER OF BUSINESS**

**HB 1006: REP. DALRYMPLE (Appropriations Committee) MOVED** that the amendments on HJ pages 668-669 be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed.

**SECOND READING OF HOUSE BILL**

**HB 1006:** A BILL for an Act to provide an appropriation for defraying the expenses of the state department of health and consolidated laboratories and requiring the state department of health and consolidated laboratories to bill Indian health service for the cost of providing services on Indian reservations.

**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 92 **YEAS**, 2 **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; Dalrymple; DeKrey; Delmore; Delzer; DeWitz; Dorso; Drovdal; Freier; Froseth; Galvin; Gerntholz; Glassheim; Gorder; Gorman; Grumbo; Gulleson; Gunter; 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; Mickelson; Monson; Mutzenberger; Nicholas; Nichols; Nottestad; Oban; Olson; Payne; Poolman; Price; Rennerfeldt; Retzer; Rydell; Sandvig; Schmidt; Shide; Sitz; Skarphol; Soukup; Stenehjelm; Svedjan; Sveen; Thompson; Thoreson; Timm; Tollefson; Torgerson; Wald; Walker; Wardner; Wentz; Wilkie; Speaker Martin

**NAYS:** Grosz; Schimke

**ABSENT AND NOT VOTING:** Dobrinski; Hagle; Martinson; Sabby

Engrossed HB 1006 passed and the title was agreed to.

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**MOTION**

**REP. OBAN MOVED** that the House reconsider its action whereby Reengrossed HB 1245 failed to pass, which motion prevailed.

**REQUEST**

**REP. OBAN REQUESTED** that Reengrossed HB 1245 be divided in the following manner, which request was granted.

**DIVISION A**

A BILL for an Act to amend and reenact sections 44-08-04, 54-03-20, and 54-06-09 of the North Dakota Century Code, relating to state officer and employee expense reimbursement and legislative lodging expense reimbursement.

## BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

**SECTION 1. AMENDMENT.** Section 44-08-04 of the North Dakota Century Code is amended and reenacted as follows:

**44-08-04. Expense account - Amount allowed - Verification.** Except as provided in section 44-08-04.1, each elective or appointive officer, employee, representative, or agent of this state, or of any of its subdivisions, agencies, bureaus, boards, or commissions, may make claim for meals and lodging while engaged in the discharge of a public duty away from the claimant's normal working and living residence for all or any part of any quarter of a day. Claims may also be made for meals ~~which~~ that are included as part of a registration fee for a conference, seminar, or other meeting and for meals attended at the request of and on behalf of the state or any of its subdivisions, agencies, bureaus, boards, or commissions; however, if a meal is included in a registration fee, the applicable quarter allowance cannot be claimed for that meal. Claims for meals specifically included in a registration fee for a conference, seminar, or other meeting must be allowed even if the city at which the conference, seminar, or meeting is held or the meal is provided is the claimant's normal working and living residence. Upon approval of the claim, it must be paid as an allowance at the following rates for each quarter of any twenty-four-hour period:

1. First quarter is from six a.m. to twelve noon and the sum may not exceed ~~three~~ four dollars and ~~fifty cents~~ in state. No reimbursement may be made if travel began after seven a.m.
2. Second quarter is from twelve noon to six p.m. and the sum may not exceed ~~five~~ six dollars in state.
3. Third quarter is from six p.m. to twelve midnight and the sum may not exceed ~~eight~~ ten dollars and ~~fifty cents~~ in state.
4. Fourth quarter is from twelve midnight to six a.m. and the sum must be the actual lodging expenses not to exceed thirty-five dollars plus any additional applicable state or local taxes on lodging.
5. Provided, however, that the allowances provided by this section are not applicable unless the person concerned has been out of the headquarters or normal place of employment for four hours or overnight.

The allowance for out-of-state meals, within the continental United States, is equal to the per diem meals rate in the city for which a claim is made on that day as established by rule for federal employees by the United States general services administration and must be allocated twenty percent to the first quarter, thirty percent to the second quarter, and fifty percent to the third quarter.

Verifications of claims may not be required for the first three quarters listed above and only a lodging receipt is required for the fourth quarter.

Such persons engaged in travel outside state boundaries shall receive actual lodging expenses. Verification by receipt for such out-of-state travel expense is required only for lodging expense claimed.

Those persons engaged in travel outside the continental United States shall receive reimbursement for meals at a rate not to exceed two times the regular out-of-state meal allowance with the exception of Canadian travel, which will be reimbursed at regular out-of-state meal allowance rates. Verification by receipt for such travel expense outside the continental United States is required only for the lodging expense claimed. For purposes of this section, "regular out-of-state meal allowance" means the per diem meals rate on that day as established for federal employees in nonhigh rate geographical areas by the United States general services administration.

The head of any department, institution, or agency of this state may set a rate for such expenses less than those set forth in this section for any person or persons under his that person's authority. Verification of any other type of expense not prescribed by this section must be as prescribed by the office of the budget except no receipt may be required for taxi or cab fares up to and including the sum of ten dollars. The office of management and budget shall disapprove any claim it determines to be in error or unlawful or not within the limits of legislative appropriations.

**SECTION 3. AMENDMENT.** Section 54-06-09 of the 1993 Supplement to the North Dakota Century Code is amended and reenacted as follows:

**54-06-09. Mileage and travel expense of state officers and employees.** State officials, whether elective or appointive, and their deputies, assistants, and clerks, or other state employees, entitled by law to be reimbursed for mileage or travel expense, must be allowed and paid for mileage and travel expense the following amounts:

1. The sum of ~~twenty~~ twenty-five cents per mile [1.61 kilometers] for each mile [1.61 kilometers] actually and necessarily traveled in the performance of official duty when such travel is by motor vehicle or twenty-seven cents per mile [1.61 kilometers] if the travel is by truck, the use of which is required by the employing subdivision, agency, bureau, board, or commission. The sum of thirty-five cents per mile [1.61 kilometers] for each mile [1.61 kilometers] actually and necessarily traveled in the performance of official duty when such travel is by private airplane. Mileage by private aircraft must be computed by actual air mileage when only one state employee or official is traveling; if two or more state employees or officials are traveling by private aircraft, the actual mileage must be based on the road mileage between the geographical points. Reimbursement for private airplane travel must be calculated as follows:
  - a. If reimbursement is for one properly authorized and reimbursable passenger, reimbursement must be paid on a per-mile basis as provided in this subsection.
  - b. If reimbursement is claimed for a chartered private aircraft, reimbursement may not exceed the cost of regular coach fare on a commercial flight, if one is scheduled between the point of departure, point of destination, and return, for each properly authorized and reimbursable passenger on the charter flight; or, where there is no such regularly scheduled commercial flight, the actual cost of the charter.

No reimbursement may be paid for leased private aircraft, except for leased or rented private aircraft from a recognized fixed base aviation operator who is in the business of leasing and renting private aircraft and is located on an airport open for public use. If only one person shall engage in such travel in a motor vehicle exceeding at any geographical point one hundred fifty miles [241.40 kilometers] beyond the borders of this state, reimbursement must be limited to eighteen cents per mile [1.61 kilometers] for the out-of-state portion of the travel beyond the first one hundred fifty miles [241.40 kilometers]. When official travel is by motor vehicle or airplane owned by the state or by any department or political subdivision thereof, no allowance may be made or paid for such mileage.

2. Except as provided in subsection 1, when travel is by rail or certificated air taxi commercial operator or other common carrier, including regularly scheduled flights by airlines, the amount

actually and necessarily expended therefor in the performance of official duties.

3. Notwithstanding the other provisions of this section, state employees permanently located outside the state or on assignments outside the state for an indefinite period of time, exceeding at least thirty consecutive days, must be allowed and paid ~~twenty~~ twenty-five cents per mile [1.61 kilometers] for each mile [1.61 kilometers] actually and necessarily traveled in the performance of official duty when such travel is by motor vehicle, and the one-hundred-fifty-mile [241.40-kilometer] restriction imposed by subsection 1 does not apply.

Before any allowance for any such mileage or travel expenses may be made, the official, deputy, assistant, clerk, or other employee shall file with the employee's department, institution, board, commission, or agency an itemized statement showing the mileage traveled, the hour of departure and return, the days when and how traveled, the purpose thereof, and such other information and documentation as may be prescribed by rule of the employee's department, institution, board, commission, or agency. The statement must be submitted to the employee's department, institution, board, commission, or agency for approval and must be paid only when approved by the employee's department, institution, board, commission, or agency.

#### DIVISION B

**SECTION 2. AMENDMENT.** Section 54-03-20 of the 1993 Supplement to the North Dakota Century Code is amended and reenacted as follows:

**54-03-20. Compensation and expense reimbursement of members of the legislative assembly.** Each member of the legislative assembly of the state of North Dakota is entitled to receive as compensation for services the sum of ninety dollars for each calendar day during any organizational, special, or regular legislative session. Each member of the legislative assembly is entitled to receive reimbursement for lodging, which may not exceed a maximum of six hundred fifty dollars per calendar month for lodging in state, at the rates and in the manner provided in section 44-08-04 for each calendar day during the period of any organizational, special, or regular session. Members of the legislative assembly who receive reimbursement for lodging are also entitled to reimbursement for travel for not to exceed one round trip taken during any calendar week, or portion of a week, the legislative assembly is in session, between their residences and the place of meeting of the legislative assembly, at the rate provided for state employees with the additional limitation that reimbursement for travel by common carrier may not exceed thirty-five cents per mile based upon air mileage. A member of the legislative assembly who does not receive reimbursement for lodging and whose place of residence in the legislative district that the member represents is not within the city of Bismarck is entitled to reimbursement at the rate provided for state employees for necessary travel for not to exceed one round trip taken per day between the residence and the place of meeting of the legislative assembly when it is in session and may receive reimbursement for lodging at the place of meeting of the legislative assembly as provided in section 44-08-04 for each calendar day for which round trip travel reimbursement is not claimed, provided that the total reimbursement may not exceed six hundred fifty dollars per month. The amount to which each legislator is entitled must be paid following the organizational session in December and following each month during a regular or special session.

A day, or portion of a day, spent in traveling to or returning from an organizational, special, or regular session must be included as a calendar day during a legislative session for the purposes of this section.

In addition, each member is entitled to receive during the term for which the member was elected, as compensation for the execution of public duties during the biennium, the sum of one hundred eighty dollars a month,

which is payable every six months. If a member dies or resigns from office during the member's term, the member may be paid only the allowances provided for in this section for the period for which the member was actually a member.

Attendance at any organizational, special, or regular session of the legislative assembly by any member is a conclusive presumption of entitlement as set out in this section and compensation and expense allowances must be excluded from gross income for income tax purposes to the extent permitted for federal income tax purposes under section 127 of the Economic Recovery Tax Act of 1981 [Pub. L. 97-34; 95 Stat. 202; 26 U.S.C. 162(i)].

#### REQUEST

**REP. DALRYMPLE REQUESTED** a recorded roll call vote on Division A and Division B of Reengrossed HB 1245, which request was granted.

#### ROLL CALL

The question being on the adoption of Division A of Reengrossed HB 1245, the roll was called and there were 69 YEAS, 25 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Austin; Bateman; Belter; Bernstein; Boehm; Byerly; Carlisle; Carlson; Christenson; Christopherson; Clayburgh; Coats; DeKrey; Delmore; DeWitz; Dorso; Froseth; Glassheim; Gorder; Gorman; Grumbo; Gulleston; Gunter; Hanson; Hausauer; Henegar, D.; Henegar, K.; Holm; Howard; Huether; Johnson; Kaldor; Kelsch; Kerzman; Klein; Kliniske; Koppelman; Kretschmar; Kroeber; Kunkel; Laughlin; Lloyd; Monson; Mutzenberger; Nicholas; Nichols; Nottestad; Oban; Olson; Poolman; Price; Rennerfeldt; Retzer; Rydell; Sandvig; Schmidt; Sitz; Skarphol; Soukup; Stenehjem; Svedjan; Thompson; Thoreson; Timm; Tollefson; Torgerson; Walker; Wardner

**NAYS:** Berg; Boucher; Brown; Clark; Dalrymple; Delzer; Drovdal; Freier; Galvin; Gerntholz; Grosz; Jacobs; Keiser; Kempenich; Mahoney; Maragos; Mickelson; Payne; Schimke; Shide; Sveen; Wald; Wentz; Wilkie; Speaker Martin

**ABSENT AND NOT VOTING:** Dobrinski; Hagle; Martinson; Sabby

Division A of Reengrossed HB 1245 passed.

The question being on the adoption of Division B of Reengrossed HB 1245.

#### ROLL CALL

The question being on the motion to adopt Division B of Reengrossed HB 1245, the roll was called and there were 3 YEAS, 91 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

**YEAS:** Kliniske; Kretschmar; Timm

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

The motion to adopt Division B of Reengrossed HB 1245 failed.

The question then was on the final passage of Reengrossed HB 1245, including Division A and excluding Division B with the title amended appropriately and lines, sections, and pages renumbered accordingly.

#### SECOND READING OF HOUSE BILL

**HB 1245:** A BILL for an Act to amend and reenact sections 44-08-04 and 54-06-09 of the North Dakota Century Code, relating to state officer and employee expense reimbursement.

#### ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 64 YEAS, 30 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Austin; Bernstein; Byerly; Carlisle; Carlson; Christenson; Clayburgh; Coats; DeKrey; Delmore; DeWitz; Dorso; Glassheim; Gorder; Gorman; Grumbo; Gunter; Hanson; Hausauer; Henegar, D.; Henegar, K.; Howard; Huether; Johnson; Kaldor; Kelsch; Kempenich; Kerzman; Klein; Kliniske; Koppelman; Kretschmar; Kroeber; Kunkel; Laughlin; Maragos; Monson; Mutzenberger; Nicholas; Nichols; Nottestad; Oban; Olson; Poolman; Price; Retzer; Rydell; Sandvig; Schmidt; Sitz; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Timm; Tollefson; Torgerson; Walker; Wardner; Wentz

**NAYS:** Bateman; Belter; Berg; Boehm; Boucher; Brown; Christopherson; Clark; Dalrymple; Delzer; Drovdal; Freier; Froseth; Galvin; Gerntholz; Grosz; Gulleston; Holm; Jacobs; Keiser; Lloyd; Mahoney; Mickelson; Payne; Rennerfeldt; Schimke; Shide; Wald; Wilkie; Speaker Martin

**ABSENT AND NOT VOTING:** Dobrinski; Hagle; Martinson; Sabby

Reengrossed HB 1245, as amended, passed and the title was agreed to.

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

**MR. SPEAKER:** The Senate has unanimously approved the motion of Senator Gary Nelson to suspend the Joint Rule 203 in regard to SB 2067.

#### SIXTH ORDER OF BUSINESS

**HB 1013: REP. DALRYMPLE (Appropriations Committee) MOVED** that the amendments on HJ pages 670-671 be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed.

#### SECOND READING OF HOUSE BILL

**HB 1013:** A BILL for an Act to provide an appropriation for defraying the expenses of the highway patrol.

#### 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 92 YEAS, 2 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; Dalrymple; DeKrey; Delmore; DeWitz; Dorso; Drovdal; Freier; Froseth; Galvin; Gerntholz; Glassheim; Gorder; Gorman; Grumbo; Gulleston; Gunter; 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; Mickelson; Monson; Mutzenberger; Nicholas; Nichols; Nottestad; Oban; Olson; Payne; Poolman; Price;

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

**NAYS:** Delzer; Grosz

**ABSENT AND NOT VOTING:** Dobrinski; Hagle; Martinson; Sabby

Engrossed HB 1013 passed and the title was agreed to.

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#### SIXTH ORDER OF BUSINESS

**HB 1014: REP. DALRYMPLE (Appropriations Committee) MOVED** that the amendments on HJ pages 672-673 be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed.

#### SECOND READING OF HOUSE BILL

**HB 1014:** A BILL for an Act making an appropriation for defraying the expenses of the various divisions under the supervision of the director of the department of transportation.

#### 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, 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; Dalrymple; DeKrey; Delmore; Delzer; DeWitz; Dorso; Droydal; Freier; Froseth; Galvin; Gerntholz; Glasheim; Gorder; Gorman; Grosz; Grumbo; Gulleston; Gunter; 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; Mickelson; Monson; Mutzenberger; Nicholas; Nichols; Nottestad; Oban; Olson; Payne; Poolman; Price; Rennerfeldt; Retzer; Rydell; 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:** Dobrinski; Hagle; Martinson; Sabby

Engrossed HB 1014 passed and the title was agreed to.

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#### SIXTH ORDER OF BUSINESS

**HB 1015: REP. DALRYMPLE (Appropriations Committee) MOVED** that the amendments on HJ pages 674-675 be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed.

#### SECOND READING OF HOUSE BILL

**HB 1015:** A BILL for an Act to provide an appropriation for defraying the expenses of the commissioner of university and school lands.

#### 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 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; Dalrymple; DeKrey; Delmore; Delzer; DeWitz; Dorso;

Drovdal; Freier; Froseth; Galvin; Gerntholz; Glassheim; Gorder; Gorman; Grosz; Grumbo; Gulleson; 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; Mickelson; Monson; Mutzenberger; Nicholas; Nichols; Nottestad; Oban; Olson; Payne; Poolman; Price; Rennerfeldt; Retzer; Rydell; 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:** Dobrinski; Gunter; Hagle; Martinson; Sabby

Engrossed HB 1015 passed and the title was agreed to.

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#### SIXTH ORDER OF BUSINESS

**HB 1017: REP. DALRYMPLE (Appropriations Committee) MOVED** that the amendments on HJ pages 675-678 be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed.

#### SECOND READING OF HOUSE BILL

**HB 1017:** A BILL for an Act to provide an appropriation for defraying the expenses of the state industrial commission and the agencies under the management of the industrial commission; to authorize transfers; to amend and reenact subsection 2 of section 57-61-01.5 of the North Dakota Century Code, relating to deposits in the lignite research fund; to repeal section 14 of chapter 38 of the 1993 Session Laws, relating to transfers from the Bank of North Dakota; and to declare an emergency.

#### ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of **DO PASS**, the roll was called and there were 87 YEAS, 6 NAYS, 0 EXCUSED, 5 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Austin; Bateman; Belter; Berg; Bernstein; Boehm; Boucher; Brown; Byerly; Carlisle; Carlson; Christenson; Christopherson; Clayburgh; Coats; Dalrymple; DeKrey; Delmore; DeWitz; Dorso; Drovdal; Freier; Froseth; Galvin; Gerntholz; Glassheim; Gorder; Gorman; Grumbo; Gulleson; Gunter; 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; Mickelson; Monson; Mutzenberger; Nicholas; Nichols; Nottestad; Oban; Olson; Payne; Poolman; Price; Rennerfeldt; Retzer; Rydell; Sandvig; Schmidt; Shide; Sitz; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Timm; Torgerson; Wald; Walker; Wardner; Wentz; Speaker Martin

**NAYS:** Clark; Delzer; Grosz; Schimke; Tollefson; Wilkie

**ABSENT AND NOT VOTING:** Dobrinski; Hagle; Maragos; Martinson; Sabby

Engrossed HB 1017 passed, the title was agreed to, and the emergency clause was declared carried.

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#### SIXTH ORDER OF BUSINESS

**HB 1018: REP. DALRYMPLE (Appropriations Committee) MOVED** that the amendments on HJ pages 678-685 be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed.

## SECOND READING OF HOUSE BILL

**HB 1018:** A BILL for an Act making an appropriation for defraying the expenses of the department of corrections and rehabilitation.

## 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 91 YEAS, 0 NAYS, 0 EXCUSED, 7 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; Dorso; Drovdal; Freier; Froseth; Galvin; Gerntholz; Glassheim; Gorder; Gorman; Grumbo; Gulleston; Gunter; 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; Mickelson; Monson; Mutzenberger; Nicholas; Nichols; Nottestad; Oban; Olson; Payne; Poolman; Price; Rennerfeldt; Retzer; Rydell; 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:** Dobrinski; Grosz; Hagle; Maragos; Martinson; Sabby; Wald

Engrossed HB 1018 passed and the title was agreed to.

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## SIXTH ORDER OF BUSINESS

**HB 1021:** REP. DALRYMPLE (Appropriations Committee) MOVED that the amendments on HJ pages 692-698 be adopted and then be placed on the Eleventh order with DO PASS, which motion prevailed.

## SECOND READING OF HOUSE BILL

**HB 1021:** A BILL for an Act making an appropriation for defraying the expenses of the department of economic development and finance; providing for transfers of funds; providing for the reallocation of funds; to provide for wage requirements for economic development projects; to create and enact a new chapter to title 10 of the North Dakota Century Code, relating to the establishment of the North Dakota development fund; to amend and reenact section 54-34.3-08 of the North Dakota Century Code, relating to patent and royalty rights of the North Dakota development fund; and to repeal chapter 10-30.3 of the North Dakota Century Code, relating to the North Dakota future fund.

## ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 91 YEAS, 3 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; Dalrymple; DeKrey; Delmore; DeWitz; Dorso; Drovdal; Freier; Froseth; Galvin; Gerntholz; Glassheim; Gorder; Gorman; Grumbo; Gulleston; Gunter; 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; Mickelson; Monson; Mutzenberger; Nicholas; Nichols; Nottestad; Oban; Olson; Payne; Poolman; Price; Rennerfeldt; Retzer; Rydell; Sandvig; Schmidt; Shide; Sitz; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Timm; Tollefson; Torgerson; Wald; Walker; Wardner; Wentz; Wilkie; Speaker Martin

**NAYS:** Delzer; Grosz; Schimke

**ABSENT AND NOT VOTING:** Dobrinski; Hagle; Martinson; Sabby

Engrossed HB 1021 passed and the title was agreed to.

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**SIXTH ORDER OF BUSINESS**

**HB 1121:** REP. DALRYMPLE (Appropriations Committee) MOVED that the amendments on HJ page 699 be adopted and then be placed on the Eleventh order with **DO NOT PASS**, which motion prevailed.

**SECOND READING OF HOUSE BILL**

**HB 1121:** A BILL for an Act to amend and reenact section 54-03-20 of the North Dakota Century Code, relating to compensation and expense reimbursement of members of the legislative assembly.

**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 14 YEAS, 80 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

**YEAS:** Austin; Bernstein; DeKrey; DeWitz; Dorso; Gorman; Kretschmar; Kunkel; Lloyd; Maragos; Payne; Stenehjem; Sveen; Timm

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

**ABSENT AND NOT VOTING:** Dobrinski; Hagle; Martinson; Sabby

Engrossed HB 1121 was declared lost.

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**THE HOUSE RECOGNIZED THE PRESENCE OF:**

Former Representative Richard Backes and Former Representative Gary Porter.

**SIXTH ORDER OF BUSINESS**

**HB 1379:** REP. SVEDJAN (Human Services Committee) MOVED that the amendments on HJ page 686 be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed.

**SECOND READING OF HOUSE BILL**

**HB 1379:** A BILL for an Act to create and enact a new section to chapter 25-16 of the North Dakota Century Code, relating to residential care and services for the developmentally disabled.

**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, 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; Dalrymple; DeKrey; Delmore; Delzer; DeWitz; Dorso; Drovdal; Freier; Froseth; Galvin; Gerntholz; Glassheim; Gorder; Gorman; Grosz; Grumbo; Gulleon; Gunter; 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; Mickelson; Monson; Mutzenberger; Nicholas; Nichols; Nottestad; Oban; Olson; Payne; Poolman; Price; Rennerfeldt; Retzer; Rydell; 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:** Dobrinski; Hagle; Martinson; Sabby

Engrossed HB 1379 passed and the title was agreed to.

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#### MOTION

**REP. DORSO MOVED** that HB 1005 be placed at the top of the calendar, which motion prevailed.

#### SIXTH ORDER OF BUSINESS

**HB 1005: REP. DALRYMPLE (Appropriations Committee) MOVED** that the amendments on HJ pages 714-720 be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed.

#### SECOND READING OF HOUSE BILL

**HB 1005: A BILL** for an Act making an appropriation for defraying the expenses of the North Dakota state university extension service, the northern crops institute, and the North Dakota agricultural experiment station; and to declare an emergency.

#### ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of **DO PASS**, the roll was called and there were 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; Dalrymple; DeKrey; Delmore; Delzer; DeWitz; Dorso; Drovdal; Freier; Froseth; Galvin; Gerntholz; Glassheim; Gorder; Gorman; Grosz; Grumbo; Gulleon; Gunter; 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; Mickelson; Monson; Mutzenberger; Nicholas; Nichols; Nottestad; Oban; Olson; Payne; Poolman; Price; Rennerfeldt; Retzer; Rydell; 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:** Dobrinski; Hagle; Martinson; Sabby

Engrossed HB 1005 passed, the title was agreed to, and the emergency clause was declared carried.

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#### SIXTH ORDER OF BUSINESS

**HB 1441: REP. BERG (Industry, Business and Labor Committee) MOVED** that the amendments on HJ pages 686-690 be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed.

**MOTION**

REP. FREIER MOVED that the House waive the reading of the title to HB 1441, which motion prevailed.

**SECOND READING OF HOUSE BILL**

**HB 1441:** A BILL for an Act to create and enact a new section to chapter 6-03 and three new sections to chapter 6-08.3 of the North Dakota Century Code, relating to bank powers and interstate banking and branching; to amend and reenact sections 6-01-17, 6-01-17.2, subsection 8 of section 6-03-02, sections 6-03-11, 6-03-13.1, 6-03-13.4, 6-03-14.1, 6-07-04.2, 6-08.3-01, 6-08.3-04, 6-08.3-13, 6-10-03, 57-35-02.1, and 57-35.2-02.2 of the North Dakota Century Code, relating to interstate banking and branching and taxation of financial institutions; to repeal subsection 7 of section 6-01-17.1, sections 6-03-14, 6-03-15, 6-03-16, 6-03-17, 6-03-18, 6-03-19, 6-08.3-02, 6-08.3-03, 6-08.3-05, 6-08.3-06, 6-08.3-07, 6-08.3-08, 6-08.3-09, 6-08.3-10, 6-08.3-11, 6-08.3-12, and 6-08.3-14 of the North Dakota Century Code, relating to banking; 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 74 YEAS, 19 NAYS, 0 EXCUSED, 5 ABSENT AND NOT VOTING.

**YEAS:** Austin; Bateman; Belter; Berg; Bernstein; Boehm; Byerly; Carlisle; Carlson; Christenson; Christopherson; Clark; Clayburgh; Coats; Dalrymple; DeKrey; Delmore; Delzer; Dewitz; Dorso; Drovdal; Freier; Froseth; Gerntholz; Glassheim; Gorder; Gorman; Grosz; Grumbo; Gunter; Hanson; Hausauer; Henegar, D.; Henegar, K.; Holm; Howard; Jacobs; Johnson; Keiser; Kelsch; Kempenich; Klein; Kliniske; Koppelman; Kretschmar; Kunkel; Lloyd; Maragos; Mickelson; Monson; Mutzenberger; Nicholas; Nottestad; Olson; Payne; Poolman; Price; Retzer; Rydell; Sandvig; Schmidt; Shide; Skarphol; Soukup; Stenehjem; Svedjan; Thoreson; Timm; Tollefson; Torgerson; Wald; Walker; Wardner; Speaker Martin

**NAYS:** Aarsvold; Boucher; Brown; Galvin; Gulleon; Huether; Kaldor; Kerzman; Kroeber; Laughlin; Mahoney; Nichols; Oban; Rennerfeldt; Schimke; Sitz; Sveen; Wentz; Wilkie

**ABSENT AND NOT VOTING:** Dobrinski; Hagle; Martinson; Sabby; Thompson

Engrossed HB 1441 passed and the title was agreed to.

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**SECOND READING OF HOUSE CONCURRENT RESOLUTION ON CONSENT CALENDAR**

**HCR 3033:** A concurrent resolution directing the Legislative Council to study the role and mission of the Milk Stabilization Board, including the effectiveness and necessity of regulating the production, transportation, processing, storage, distribution, and sale of milk and milk products.

**ROLL CALL**

The question being on the final adoption of the resolution, which has been read, 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; Dalrymple; DeKrey; Delmore; Delzer; Dewitz; Dorso; Drovdal; Freier; Froseth; Galvin; Gerntholz; Glassheim; Gorder; Gorman; Grosz; Grumbo; Gulleon; Gunter; 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; Mickelson; Monson; Mutzenberger; Nicholas; Nichols; Nottestad; Oban; Olson; Payne; Poolman; Price; Rennerfeldt; Retzer; Rydell; 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:** Dobrinski; Hagle; Martinson; Sabby; Thompson

HCR 3033 was declared adopted on a recorded roll call vote.

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#### 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 BY REPRESENTATIVE OBAN

Members of the Assembly, yesterday we voted on the last of 31 Workers Compensation bills that significantly change the Workers Compensation system. For 75 years the Workers Compensation Bureau's mission has been to maintain a reasonable balance between both the employers and workers. It has protected employers from expensive lawsuits brought by injured workers and protected injured workers from loss of earnings.

Legislation involving Workers Compensation is difficult for many of us. One of the things that I have learned in life is that we need to find a balance in everything we do. This is true in our political, professional, and personal lives. Workers Compensation legislation poses a special challenge in order to maintain this sense of balance. It is a challenge that this body has dealt with before. In fact, the legislature passed comprehensive Workers Compensation reform in 1991 and again in 1993.

Unfortunately, the total impact of all the Workers Compensation bills passed by this House throws the system out of balance. I believe in total they are neither proworker nor probusiness. This package of bills seriously affects our system in such areas as immunity from liability, legal presumptions, burden of proof, access to the courts, standards of judicial review, and participation by licensed attorneys in the administrative and judicial process.

If through our votes, we have encouraged litigation, we need to be prepared to explain to employers why it is realistic to expect skyrocketing Workers Compensation premiums and potential civil liability.

In short, the enormous package of Workers Compensation bills that will now move to the Senate for consideration destroy the historic and carefully crafted legislative compromise agreed to 75 years ago.

#### MOTION

**REP. DORSO MOVED** that the votes by which all action taken on House bills today, February 16, 1995, be reconsidered and the motion to reconsider be laid on the table, and that all bills which passed today be messaged to the Senate immediately, which motion prevailed.

#### HOUSE ENGROSSING REPORT

The following bills were engrossed: HB 1001, HB 1002, HB 1003, HB 1005, HB 1006, HB 1013, HB 1014, HB 1015, HB 1017, HB 1018, HB 1021, HB 1171, HB 1369, HB 1379, HB 1439, HB 1441.

#### HOUSE ENGROSSING REPORT

The following bills were reengrossed: HB 1131, HB 1171, HB 1245, HB 1289, HB 1432, HB 1461.

**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 1001, HB 1002, HB 1003, HB 1005, HB 1006, HB 1013, HB 1014, HB 1015, HB 1017, HB 1018, HB 1021, HB 1131, HB 1171, HB 1245, HB 1369, HB 1379, HB 1432, HB 1441, HB 1461, HCR 3033.

**MOTION**

**REP. DORSO MOVED** that the House Legislative employees be compensated for the Martin Luther King Holiday as observed on January 16, 1995, and for the Presidents' Day Holiday as observed on Monday, February 20, 1995, and that in recognition for uncompensated overtime, the House Legislative employees will also be paid for Friday, February 17, 1995, which motion prevailed.

**MOTION**

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

**MOTION**

**REP. FREIER MOVED** that the House be on the Twelfth, Thirteenth, and Fifteenth orders of business and at the conclusion of those orders, the House stand adjourned until 1:00 p.m., Wednesday, February 22, 1995, which motion prevailed.

**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 2006, SB 2007, SB 2020, SB 2025, SB 2066, SB 2304, SB 2313, SB 2351, SB 2369, SB 2382, SB 2405, SB 2429, SB 2433, SB 2466, SB 2481, SB 2508, SB 2509.

**FIRST READING OF SENATE BILLS**

**SB 2006:** A BILL for an Act to provide an appropriation for defraying the expenses of the office of the state tax commissioner; and to amend and reenact section 57-01-04 of the North Dakota Century Code, relating to the salary of the state tax commissioner.

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

**SB 2007:** A BILL for an Act to provide an appropriation for defraying the expenses of the office of the labor commissioner; and to amend and reenact section 34-05-01.2 of the North Dakota Century Code, relating to the salary of the labor commissioner.

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

**SB 2020:** A BILL for an Act making an appropriation for defraying the expenses of the state seed department.

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

**SB 2025:** A BILL for an Act to provide an appropriation for defraying the expenses of the various divisions of the state water commission.

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

**SB 2066:** A BILL for an Act to establish the international trade coordinating council; and to provide an appropriation.

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

**SB 2304:** A BILL for an Act to provide for a legislative council study of access to certain telecommunications records.

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

**SB 2313:** A BILL for an Act to amend and reenact section 1 of chapter 411 of the 1993 Session Laws, relating to filing fees for filing documents in the Uniform Commercial Code central filing system; and to repeal section 3 of chapter 411 of the 1993 Session Laws, relating to the expiration date for fees for obtaining information from the Uniform Commercial Code central filing system.

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

**SB 2351:** A BILL for an Act to create and enact a new section to chapter 14-09, a new section to chapter 14-17, and a new subsection to section 14-17-24 of the North Dakota Century Code, relating to child support duties; to amend and reenact sections 14-09-09.16, 14-17-08, 14-17-15, 14-17-17, and 30.1-19-05 of the North Dakota Century Code, relating to child support duties and paternity determinations; to provide an effective date; and to declare an emergency.

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

**SB 2369:** A BILL for an Act to create and enact a new section to chapter 29-01 of the North Dakota Century Code, relating to reciprocal discovery in criminal cases.

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

**SB 2382:** A BILL for an Act to amend and reenact section 12.1-20-06.1 of the North Dakota Century Code, relating to sexual exploitation by a therapist.

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

**SB 2405:** A BILL for an Act to amend and reenact subsection 11 of section 28-32-01 and subsections 6 and 7 of section 28-32-02 of the North Dakota Century Code, relating to adoption of administrative rules.

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

**SB 2429:** A BILL for an Act to amend and reenact subsection 11 of section 28-32-01 and subsections 4 and 5 of section 28-32-02 of the North Dakota Century Code, relating to the adoption of administrative rules.

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

**SB 2433:** A BILL for an Act to amend and reenact section 34-12-03 of the North Dakota Century Code, relating to unfair labor practices.

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

**SB 2466:** A BILL for an Act to amend and reenact subdivision a of subsection 3 of section 52-04-05 and subsection 3 of section 52-04-06 of the North Dakota Century Code, relating to determination of contribution rates and variations in the standard rate of contributions for unemployment compensation purposes.

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

**SB 2481:** A BILL for an Act to amend and reenact paragraph 3 of subdivision b of subsection 2 of section 39-06-14 of the North Dakota Century Code, relating to the farm exemption for holders of a class D motor vehicle operator's license.

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

**SB 2508:** A BILL for an Act to amend and reenact subsection 4 of section 39-01-15 of the North Dakota Century Code, relating to parking privileges for persons who are mobility impaired; and to provide a penalty.

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

**SB 2509:** A BILL for an Act to amend and reenact section 3 of chapter 720 of the 1987 Session Laws as amended by section 6 of chapter 686 of the 1991 Session Laws as amended by section 1 of chapter 570 of the 1993 Session Laws, relating to the expiration date of the emergency services communication system advisory committee.

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

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

ROY GILBREATH, Chief Clerk