

JOURNAL OF THE SENATE

Fifty-fourth Legislative Assembly

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Bismarck, March 10, 1995

The Senate convened at 12:30 p.m., with President Myrda1 presiding.

The prayer was offered by Pastor Carell J. Foss, Tri-County Ministry, Cooperstown.

The roll was called and all members were present except Senators Holmberg, Tallackson, and Thane.

A quorum was declared by the President.

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

MR. SPEAKER: The Senate has passed unchanged: HB 1120, HB 1215, HB 1224.

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

MR. SPEAKER: The Senate has amended and subsequently passed: HB 1054, HB 1058, HB 1183, HB 1239, HB 1300, HB 1346, HB 1368.

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

MR. SPEAKER: The Senate has amended, subsequently passed, and the emergency clause carried: HB 1141.

MESSAGE TO THE SENATE FROM THE HOUSE (ROY GILBREATH, CHIEF CLERK)

MADAM PRESIDENT: The House has passed unchanged: SB 2137, SB 2229, SB 2234, SB 2316, SB 2341, SB 2347, SB 2357, SB 2373, SB 2379, SB 2381, SB 2397, SB 2411, SB 2415.

MESSAGE TO THE SENATE FROM THE HOUSE (ROY GILBREATH, CHIEF CLERK)

MADAM PRESIDENT: The House has failed to pass: SB 2200.

MESSAGE TO THE SENATE FROM THE HOUSE (ROY GILBREATH, CHIEF CLERK)

MADAM PRESIDENT: The House has amended and subsequently passed: SB 2143, SB 2304.

HOUSE AMENDMENTS TO ENGROSSED SENATE BILL NO. 2143

Page 1, line 1, after "A BILL" replace the remainder of the bill with "for an Act to create and enact a new section to chapter 20.1-03 of the North Dakota Century Code, relating to nonresident youth hunting licenses; and to amend and reenact section 20.1-03-07.1 of the North Dakota Century Code, relating to nonresident waterfowl hunting licenses.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. AMENDMENT. Section 20.1-03-07.1 of the North Dakota Century Code is amended and reenacted as follows:

20.1-03-07.1. Nonresident waterfowl hunting license required. A Except as provided in section 2 of this Act, a nonresident may not hunt waterfowl unless he that person first obtains a nonresident waterfowl hunting license, in addition to a nonresident small game hunting license. The nonresident waterfowl hunting license ~~shall entitle~~ entitles the nonresident to hunt waterfowl for any period of fourteen consecutive days or any two periods of seven consecutive days each and in specified waterfowl hunting zones. A license authorizing two 7-day hunting periods may allow hunting in a different zone during each period. The governor, in ~~his~~ the governor's proclamation, shall specify various waterfowl hunting zones for which nonresident waterfowl

hunting licenses will be available, and may specify the number of licenses which may be issued in each zone and the manner in which they are to be issued. A nonresident is entitled to purchase only one nonresident waterfowl hunting license per year.

SECTION 2. A new section to chapter 20.1-03 of the North Dakota Century Code is created and enacted as follows:

Nonresident youth hunting licenses. A nonresident youth who is less than sixteen years of age may purchase a resident small game hunting license and may hunt small game and waterfowl except swans and wild turkeys; provided, that the nonresident youth's state, or province or territory of Canada, of residence provides a reciprocal licensing agreement for North Dakota residents who are less than sixteen years of age. To be eligible to purchase a license under this section, a nonresident youth may not have arrived at the age of sixteen before September first of the year for which the license is issued and must possess a certificate of completion for a certified hunter education course. The nonresident youth may only hunt under the supervision of an adult family member or legal guardian who is licensed to hunt small game or waterfowl in this state and is subject to the same regulations as that youth's adult family member or legal guardian. This section does not apply to the hunting of big game or to a license issued by lottery."

Renumber accordingly

HOUSE AMENDMENTS TO ENGROSSED SENATE BILL NO. 2304

Page 1, line 5, after "shall" insert "direct the legislative ethics committee to" and after "study" insert "during the 1995-96 interim"

Page 1, line 9, remove "The legislative council"

Page 1, remove lines 10 through 12

Renumber accordingly

MESSAGE TO THE SENATE FROM THE HOUSE (ROY GILBREATH, CHIEF CLERK)

MADAM PRESIDENT: The House has concurred in the Senate amendments and passed: HB 1084, HB 1199, HB 1371, HCR 3027.

MESSAGE TO THE SENATE FROM THE HOUSE (ROY GILBREATH, CHIEF CLERK)

MADAM PRESIDENT: The Speaker has signed and your signature is respectfully requested on: HB 1023, HB 1057, HB 1080, HB 1092, HB 1108, HB 1115, HB 1119, HB 1125, HB 1139, HB 1147, HB 1148, HB 1157, HB 1181, HB 1203, HB 1232, HB 1233, HB 1272.

MESSAGE TO THE SENATE FROM THE HOUSE (ROY GILBREATH, CHIEF CLERK)

MADAM PRESIDENT: The Speaker has signed and your signature is respectfully requested on: HB 1046, HB 1069, HB 1103, HB 1244, HB 1275.

MESSAGE TO THE SENATE FROM THE HOUSE (ROY GILBREATH, CHIEF CLERK)

MADAM PRESIDENT: The House does not concur in the Senate amendments to HB 1124 and the Speaker has appointed as a conference committee to act with a like committee from the Senate on:

HB 1124: Reprs. Berg; Rennerfeldt; Nichols

COMMUNICATION FROM GOVERNOR EDWARD T. SCHAFER

This is to inform you that on March 10, 1995, I signed the following: SB 2040, SB 2086, SB 2116, SB 2128, and SB 2151.

CONSIDERATION OF AMENDMENTS

HB 1082: SEN. WATNE (Judiciary Committee) MOVED that the amendments on

SJ page 876 be adopted and then be placed on the Fourteenth order with **DO PASS**, which motion prevailed.

CONSIDERATION OF AMENDMENTS

HB 1185, as engrossed: SEN. DEMERS (Human Services Committee) **MOVED** that the amendments on SJ pages 876-877 be adopted and then be placed on the Fourteenth order with **DO PASS**, which motion prevailed.

CONSIDERATION OF AMENDMENTS

HB 1221, as engrossed: SEN. SCHERBER (Industry, Business and Labor Committee) **MOVED** that the amendments on SJ page 877 be adopted and then be placed on the Fourteenth order with **DO PASS**, which motion prevailed.

CONSIDERATION OF AMENDMENTS

HB 1223, as engrossed: SEN. C. NELSON (Judiciary Committee) **MOVED** that the amendments on SJ pages 877-878 be adopted and then be placed on the Fourteenth order with **DO PASS**, which motion prevailed.

CONSIDERATION OF AMENDMENTS

HB 1474: SEN. MATHERN (Human Services Committee) **MOVED** that the amendments on SJ page 878 be adopted and then be placed on the Fourteenth order with **DO PASS**, which motion prevailed.

CONSIDERATION OF AMENDMENTS

HCR 3002: SEN. LEE (Human Services Committee) **MOVED** that the amendments on SJ pages 878-879 be adopted and then be placed on the Fourteenth order with **DO PASS**, which motion prevailed.

CONSIDERATION OF AMENDMENTS

HCR 3003: SEN. MATHERN (Human Services Committee) **MOVED** that the amendments on SJ page 879 be adopted and then be placed on the **CONSENT CALENDAR** with **DO PASS**, which motion prevailed.

MOTION

SEN. G. GOETZ MOVED that the rules be suspended and that HB 1378 be placed on the Sixth order for consideration of amendments and thereafter be rereferred to the **Appropriations Committee**, which motion prevailed.

MOTION

SEN. LEE MOVED that HB 1378 be amended as follows, as recommended by the **Human Services Committee** (6 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING), which motion prevailed.

Page 1, line 14, replace "80 percent and above" with "51 to 80 percent"

Page 1, line 16, replace "60" with "0" and replace "79" with "50"

Page 1, remove lines 18 through 21

Renumber accordingly

HB 1378, as amended, was rereferred to the **Appropriations Committee**.

SECOND READING OF HOUSE BILL

HB 1207: A BILL for an Act to amend and reenact section 65-04-20 of the North Dakota Century Code, relating to the installment payment of premiums for workers' compensation.

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

YEAS: Andrist; Bowman; Christmann; DeMers; Freborg; Goetz; Grindberg; Heinrich; Heitkamp; Kelsh; Kinnoin; Krauter; Krebsbach; Kringstad;

LaFountain; Langley; Lee; Lindaas; Lips; Mathern; Mushik; Mutch; Naaden; Nalewaja; Nelson, C.; Nelson, G.; Nething; O'Connell; Redlin; Robinson; Sand; Scherber; Schobinger; Solberg; St. Aubyn; Stenehjem, B.; Stenehjem, W.; Streibel; Tennefos; Tomac; Traynor; Urlacher; Wanzek; Watne; Wogsland; Yockim

ABSENT AND NOT VOTING: Holmberg; Tallackson; Thane

Engrossed HB 1207, as amended, passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1240: A BILL for an Act to amend and reenact section 53-06.1-07.2 of the North Dakota Century Code, relating to draw poker and stud poker.

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 7 YEAS, 39 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: DeMers; Heinrich; Kelsh; Kinnoin; Krebsbach; St. Aubyn; Stenehjem, W.

NAYS: Andrist; Bowman; Christmann; Freborg; Goetz; Grindberg; Heitkamp; Krauter; Kringstad; LaFountain; Langley; Lee; Lindaas; Lips; Mathern; Mushik; Mutch; Naaden; Nalewaja; Nelson, C.; Nelson, G.; Nething; O'Connell; Redlin; Robinson; Sand; Scherber; Schobinger; Solberg; Stenehjem, B.; Streibel; Tennefos; Tomac; Traynor; Urlacher; Wanzek; Watne; Wogsland; Yockim

ABSENT AND NOT VOTING: Holmberg; Tallackson; Thane

Engrossed HB 1240, as amended, lost.

SECOND READING OF HOUSE BILL

HB 1353: A BILL for an Act to create and enact a new section to chapter 40-57.1 of the North Dakota Century Code, relating to reimbursement of income tax exemptions granted for new industries.

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

YEAS: Andrist; Bowman; DeMers; Freborg; Goetz; Heinrich; Heitkamp; Kelsh; Kinnoin; Krauter; Krebsbach; Kringstad; LaFountain; Langley; Lee; Lindaas; Lips; Mathern; Mushik; Nalewaja; Nelson, C.; Nelson, G.; Nething; O'Connell; Redlin; Robinson; Scherber; Stenehjem, B.; Stenehjem, W.; Tennefos; Tomac; Traynor; Urlacher; Watne; Wogsland; Yockim

NAYS: Chris:mann; Grindberg; Mutch; Naaden; Sand; Schobinger; Solberg; St. Aubyn; Streibel; Wanzek

ABSENT AND NOT VOTING: Holmberg; Tallackson; Thane

Engrossed HB 1353, as amended, passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1436: A BILL for an Act to create and enact a new subdivision to

subsection 2 of section 12.1-23-05 of the North Dakota Century Code, relating to theft offenses that are class C felonies.

ROLL CALL

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

YEAS: Andrist; Bowman; Christmann; DeMers; Freborg; Goetz; Grindberg; Heinrich; Heitkamp; Kelsh; Kinnoin; Krauter; Krebsbach; Kringstad; LaFountain; Langley; Lee; Lindaas; Lips; Mathern; Mushik; Mutch; Naaden; Nalewaja; Nelson, C.; Nelson, G.; Nething; O'Connell; Redlin; Robinson; Sand; Scherber; Schobinger; Solberg; St. Aubyn; Stenehjem, B.; Stenehjem, W.; Streibel; Tennefos; Traynor; Urlacher; Wanzen; Watne; Wogsland; Yockim

ABSENT AND NOT VOTING: Holmberg; Tallackson; Thane; Tomac

HB 1436, as amended, passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1469: A BILL for an Act to amend and reenact sections 34-13-03, 34-13-06, 34-13-12, 34-13-13, 34-13-13.1 of the North Dakota Century Code, relating to license issuance and revocation for employment agents, form and contents of licenses for employment agencies, schedule of charges posted on receipts given by employment agencies, contracts with applicants for employment, and definitions of temporary and permanent employment for the purpose of a service charge refund; and to repeal sections 34-13-11 and 34-13-14 of the North Dakota Century Code, relating to classes of employment agency licenses and the licensing of theatrical agencies.

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

YEAS: Andrist; Bowman; Christmann; DeMers; Freborg; Goetz; Grindberg; Heinrich; Heitkamp; Kelsh; Kinnoin; Krauter; Krebsbach; Kringstad; LaFountain; Langley; Lee; Lindaas; Lips; Mathern; Mushik; Mutch; Naaden; Nalewaja; Nelson, C.; Nelson, G.; Nething; O'Connell; Redlin; Robinson; Sand; Scherber; Schobinger; Solberg; St. Aubyn; Stenehjem, B.; Stenehjem, W.; Streibel; Tennefos; Tomac; Traynor; Urlacher; Wanzen; Watne; Wogsland; Yockim

ABSENT AND NOT VOTING: Holmberg; Tallackson; Thane

Engrossed HB 1469, as amended, passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1077: A BILL for an Act to amend and reenact section 12.1-22-04 of the North Dakota Century Code, relating to unlawful entry into a vehicle.

ROLL CALL

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

YEAS: Andrist; Bowman; Christmann; DeMers; Freborg; Goetz; Grindberg; Heinrich; Heitkamp; Kelsh; Kinnoin; Krauter; Krebsbach; Kringstad; LaFountain; Langley; Lee; Lindaas; Lips; Mathern; Mushik; Mutch;

Naaden; Nalewaja; Nelson, C.; Nelson, G.; Nething; O'Connell; Redlin; Robinson; Sand; Scherber; Schobinger; Solberg; St. Aubyn; Stenehjem, B.; Stenehjem, W.; Streibel; Tennefos; Tomac; Traynor; Urlacher; Wanzek; Watne; Wogsland; Yockim

ABSENT AND NOT VOTING: Holmberg; Tallackson; Thane

HB 1077 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1206: A BILL for an Act to create and enact four new sections to chapter 65-05 of the North Dakota Century Code, relating to an employee's first report of injury to an employer.

MOTION

SEN. SCHERBER MOVED that HB 1206 be amended as follows:

Page 1, line 7, after "employer" insert " - Display of notice requirements"

Page 1, line 14, after the period insert "The bureau shall distribute materials to employers which contain the notice requirements of this section and the effect of failure of the employee to provide notice as provided by section 2 of this Act. An employer shall display the materials in a conspicuous manner at the employer's workplace and in a sufficient number of places to reasonably inform all employees of the requirements of this section."

Renumber accordingly

REQUEST

SEN. SCHERBER REQUESTED a recorded roll call vote on the motion to adopt the proposed amendments to HB 1206, which request was granted.

ROLL CALL

The question being on the motion to adopt the proposed amendments to HB 1206, the roll was called and there were 19 YEAS, 27 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: DeMers; Heinrich; Heitkamp; Kelsh; Kinnoin; Krauter; LaFountain; Langley; Lindaas; Mathern; Mushik; Nelson, C.; O'Connell; Redlin; Robinson; Scherber; Tomac; Wogsland; Yockim

NAYS: Andrist; Bowman; Christmann; Freborg; Goetz; Grindberg; Krebsbach; Kringstad; Lee; Lips; Mutch; Naaden; Nalewaja; Nelson, G.; Nething; Sand; Schobinger; Solberg; St. Aubyn; Stenehjem, B.; Stenehjem, W.; Streibel; Tennefos; Traynor; Urlacher; Wanzek; Watne

ABSENT AND NOT VOTING: Holmberg; Tallackson; Thane

The proposed amendments to HB 1206 failed.

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 30 YEAS, 16 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Andrist; Bowman; Christmann; Freborg; Goetz; Grindberg; Kinnoin; Krebsbach; Kringstad; Lee; Lips; Mutch; Naaden; Nalewaja; Nelson, G.; Nething; Redlin; Robinson; Sand; Schobinger; Solberg; St. Aubyn; Stenehjem, B.; Stenehjem, W.; Streibel; Tennefos; Traynor; Urlacher; Wanzek; Watne

NAYS: DeMers; Heinrich; Heitkamp; Kelsh; Krauter; LaFountain; Langley; Lindaas; Mathern; Mushik; Nelson, C.; O'Connell; Scherber; Tomac; Wogsland; Yockim

ABSENT AND NOT VOTING: Holmberg; Tallackson; Thane

HB 1206 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 46 YEAS, 0 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Andrist; Bowman; Christmann; DeMers; Freborg; Goetz; Grindberg; Heinrich; Heitkamp; Kelsh; Kinnoin; Krauter; Krebsbach; Kringstad; LaFountain; Langley; Lee; Lindaas; Lips; Mathern; Mushik; Mutch; Naaden; Nalewaja; Nelson, C.; Nelson, G.; Nething; O'Connell; Redlin; Robinson; Sand; Scherber; Schobinger; Solberg; St. Aubyn; Stenehjem, B.; Stenehjem, W.; Streibel; Tennefos; Tomac; Traynor; Urlacher; Wanzek; Watne; Wogsland; Yockim

ABSENT AND NOT VOTING: Holmberg; Tallackson; Thane

HB 1238 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1251: A BILL for an Act to amend and reenact section 65-02-09 of the North Dakota Century Code, relating to the inclusion of advertisements in publications of the workers compensation bureau.

MOTION

SEN. G. NELSON MOVED that the question be put at 1:45 p.m., which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, which has been read, and is PLACED ON THE CALENDAR WITHOUT RECOMMENDATION, the roll was called and there were 28 YEAS, 18 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Andrist; Bowman; Christmann; Freborg; Goetz; Grindberg; Heitkamp; Kinnoin; Krebsbach; Kringstad; Lee; Lips; Mutch; Naaden; Nalewaja; Nelson, G.; Nething; Robinson; Sand; Schobinger; Solberg; St. Aubyn; Stenehjem, B.; Stenehjem, W.; Tennefos; Traynor; Wanzek; Watne

NAYS: DeMers; Heinrich; Kelsh; Krauter; LaFountain; Langley; Lindaas; Mathern; Mushik; Nelson, C.; O'Connell; Redlin; Scherber; Streibel; Tomac; Urlacher; Wogsland; Yockim

ABSENT AND NOT VOTING: Holmberg; Tallackson; Thane

HB 1251 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 46 YEAS, 0 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Andrist; Bowman; Christmann; DeMers; Freborg; Goetz; Grindberg; Heinrich; Heitkamp; Kelsh; Kinnoin; Krauter; Krebsbach; Kringstad; LaFountain; Langley; Lee; Lindaas; Lips; Mathern; Mushik; Mutch; Naaden; Nalewaja; Nelson, C.; Nelson, G.; Nething; O'Connell; Redlin; Robinson; Sand; Scherber; Schobinger; Solberg; St. Aubyn; Stenehjem, B.; Stenehjem, W.; Streibel; Tennefos; Tomac; Traynor; Urlacher; Wanzek; Watne; Wogsland; Yockim

ABSENT AND NOT VOTING: Holmberg; Tallackson; Thane

HB 1277 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 44 YEAS, 2 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Andrist; Bowman; Christmann; Freborg; Goetz; Grindberg; Heinrich; Heitkamp; Kelsh; Kinnoin; Krauter; Krebsbach; Kringstad; LaFountain; Langley; Lee; Lindaas; Lips; Mathern; Mushik; Mutch; Naaden; Nalewaja; Nelson, C.; Nelson, G.; Nething; Redlin; Robinson; Sand; Scherber; Schobinger; Solberg; St. Aubyn; Stenehjem, B.; Stenehjem, W.; Streibel; Tennefos; Tomac; Traynor; Urlacher; Wanzek; Watne; Wogsland; Yockim

NAYS: DeMers; O'Connell

ABSENT AND NOT VOTING: Holmberg; Tallackson; Thane

HB 1299 passed and the title was agreed to.

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

YEAS: Andrist; Bowman; Christmann; DeMers; Freborg; Goetz; Grindberg; Heinrich; Heitkamp; Kelsh; Kinnoin; Krauter; Krebsbach; Kringstad; LaFountain; Langley; Lee; Lindaas; Lips; Mathern; Mushik; Mutch; Naaden; Nalewaja; Nelson, C.; Nelson, G.; Nething; O'Connell; Redlin; Robinson; Sand; Scherber; Schobinger; Solberg; St. Aubyn; Stenehjem, B.; Stenehjem, W.; Streibel; Tennefos; Tomac; Traynor; Urlacher; Wanzek; Watne; Wogsland; Yockim

ABSENT AND NOT VOTING: Holmberg; Tallackson; Thane

HB 1302 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 46 YEAS, 0 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Andrist; Bowman; Christmann; DeMers; Freborg; Goetz; Grindberg; Heinrich; Heitkamp; Kelsh; Kinnoin; Krauter; Krebsbach; Kringstad; LaFountain; Langley; Lee; Lindaas; Lips; Mathern; Mushik; Mutch; Maaden; Nalewaja; Nelson, C.; Nelson, G.; Nething; O'Connell; Redlin; Robinson; Sand; Scherber; Schobinger; Solberg; St. Aubyn; Stenehjem, B.; Stenehjem, W.; Streibel; Tennefos; Tomac; Traynor; Urlacher; Wanzek; Watne; Wogsland; Yockim

ABSENT AND NOT VOTING: Holmberg; Tallackson; Thane

HB 1321 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1324: A BILL for an Act to amend and reenact section 24-05-01 of the North Dakota Century Code, relating to the allocation of county road tax 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 46 YEAS, 0 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Andrist; Bowman; Christmann; DeMers; Freborg; Goetz; Grindberg; Heinrich; Heitkamp; Kelsh; Kinnoin; Krauter; Krebsbach; Kringstad; LaFountain; Langley; Lee; Lindaas; Lips; Mathern; Mushik; Mutch; Maaden; Nalewaja; Nelson, C.; Nelson, G.; Nething; O'Connell; Redlin; Robinson; Sand; Scherber; Schobinger; Solberg; St. Aubyn; Stenehjem, B.; Stenehjem, W.; Streibel; Tennefos; Tomac; Traynor; Urlacher; Wanzek; Watne; Wogsland; Yockim

ABSENT AND NOT VOTING: Holmberg; Tallackson; Thane

Engrossed HB 1324 passed and the title was agreed to.

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

YEAS: Andrist; Bowman; Christmann; DeMers; Freborg; Goetz; Grindberg; Heinrich; Heitkamp; Kelsh; Kinnoin; Krauter; Krebsbach; Kringstad;

LaFountain; Langley; Lee; Lindaas; Lips; Mathern; Mushik; Mutch; Maaden; Malewaja; Nelson, C.; Nelson, G.; Nething; O'Connell; Redlin; Robinson; Sand; Scherber; Schobinger; Solberg; St. Aubyn; Stenehjem, B.; Stenehjem, W.; Streibel; Tennefos; Tomac; Traynor; Urlacher; Wanzek; Watne; Wogsland; Yockim

ABSENT AND NOT VOTING: Holmberg; Tallackson; Thane

HB 1327 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 44 YEAS, 2 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Andrist; Bowman; Christmann; DeMers; Freborg; Goetz; Grindberg; Heinrich; Heitkamp; Kelsh; Kinnoin; Krauter; Krebsbach; Kringstad; LaFountain; Langley; Lee; Lindaas; Lips; Mathern; Mushik; Mutch; Maaden; Malewaja; Nelson, C.; Nelson, G.; Nething; O'Connell; Redlin; Robinson; Sand; Scherber; Schobinger; Solberg; St. Aubyn; Stenehjem, B.; Stenehjem, W.; Streibel; Tomac; Traynor; Urlacher; Wanzek; Watne; Yockim

NAYS: Tennefos; Wogsland

ABSENT AND NOT VOTING: Holmberg; Tallackson; Thane

HB 1338 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1361: A BILL for an Act to amend and reenact sections 43-07-20 and 43-07-21 of the North Dakota Century Code, relating to employment preferences for North Dakota residents and veterans and to the withholding of a portion of a public contract price.

ROLL CALL

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

YEAS: Andrist; Bowman; Christmann; DeMers; Freborg; Goetz; Grindberg; Heinrich; Heitkamp; Kelsh; Kinnoin; Krauter; Krebsbach; Kringstad; LaFountain; Langley; Lee; Lindaas; Lips; Mathern; Mushik; Mutch; Maaden; Malewaja; Nelson, C.; Nelson, G.; Nething; O'Connell; Redlin; Robinson; Sand; Scherber; Schobinger; Solberg; St. Aubyn; Stenehjem, B.; Stenehjem, W.; Streibel; Tennefos; Tomac; Traynor; Urlacher; Wanzek; Watne; Wogsland; Yockim

ABSENT AND NOT VOTING: Holmberg; Tallackson; Thane

Engrossed HB 1361 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1370: A BILL for an Act to create and enact a new section to chapter 36-01 of the North Dakota Century Code, relating to the identification

of mountain lions, wolves, and wolf hybrids held in captivity; and to amend and reenact section 20.1-07-04 of the North Dakota Century Code, relating to the destruction and disposition of depredating fur-bearing animals.

ROLL CALL

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

YEAS: Andrist; Bowman; Christmann; DeMers; Freborg; Goetz; Grindberg; Heinrich; Heitkamp; Kelsh; Kinnoin; Krauter; Krebsbach; Kringstad; LaFountain; Langley; Lee; Lindaas; Lips; Mathern; Mushik; Mutch; Naaden; Nalewaja; Nelson, C.; Nelson, G.; Nething; O'Connell; Redlin; Robinson; Sand; Scherber; Schobinger; Solberg; St. Aubyn; Stenehjem, B.; Stenehjem, W.; Streibel; Tennefos; Tomac; Traynor; Urlacher; Wanzek; Watne; Wogsland; Yockim

ABSENT AND NOT VOTING: Holmberg; Tallackson; Thane

Engrossed HB 1370 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1377: A BILL for an Act to amend and reenact section 57-55-01.1 of the North Dakota Century Code, relating to tax permits for mobile homes; to repeal section 57-55-02 of the North Dakota Century Code, relating to applications and mobile home taxes; and to provide an effective date.

ROLL CALL

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

YEAS: Andrist; Bowman; Christmann; DeMers; Freborg; Goetz; Grindberg; Heinrich; Heitkamp; Kelsh; Kinnoin; Krauter; Krebsbach; Kringstad; LaFountain; Langley; Lee; Lindaas; Lips; Mathern; Mushik; Mutch; Naaden; Nalewaja; Nelson, C.; Nelson, G.; Nething; O'Connell; Redlin; Robinson; Sand; Scherber; Schobinger; Solberg; St. Aubyn; Stenehjem, B.; Stenehjem, W.; Streibel; Tennefos; Tomac; Traynor; Urlacher; Wanzek; Watne; Wogsland; Yockim

ABSENT AND NOT VOTING: Holmberg; Tallackson; Thane

HB 1377 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1384: A BILL for an Act to create and enact a new section to chapter 23-01 and a new subsection to section 25-17-01 of the North Dakota Century Code, relating to the authority of the health council to permit the use of newborn metabolic disease screening tests for research purposes and to the retention and storage of newborn metabolic disease screening tests.

ROLL CALL

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

YEAS: Andrist; Bowman; Christmann; DeMers; Freborg; Goetz; Grindberg; Heinrich; Heitkamp; Kelsh; Kinnoin; Krauter; Krebsbach; Kringstad; LaFountain; Langley; Lee; Lindaas; Lips; Mathern; Mushik; Mutch;

Naaden; Nalewaja; Nelson, C.; Nelson, G.; Nething; O'Connell; Redlin; Robinson; Sand; Scherber; Schobinger; Solberg; St. Aubyn; Stenehjem, B.; Stenehjem, W.; Streibel; Tennefos; Tomac; Traynor; Urlacher; Wanzek; Watne; Wogsland; Yockim

ABSENT AND NOT VOTING: Holmberg; Tallackson; Thane

HB 1384 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1393: A BILL for an Act to amend and reenact subsection 3 of section 26.1-29-09.1 of the North Dakota Century Code, relating to the definition of insurable interest for purposes of personal insurance.

ROLL CALL

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

YEAS: Andrist; Bowman; Christmann; DeMers; Freborg; Goetz; Grindberg; Heinrich; Heitkamp; Kelsh; Kinnoin; Krauter; Krebsbach; Kringstad; LaFountain; Langley; Lee; Lindaas; Lips; Mathern; Mushik; Mutch; Naaden; Nalewaja; Nelson, C.; Nelson, G.; Nething; O'Connell; Redlin; Robinson; Sand; Scherber; Schobinger; Solberg; St. Aubyn; Stenehjem, B.; Stenehjem, W.; Streibel; Tennefos; Tomac; Traynor; Wanzek; Watne; Wogsland; Yockim

ABSENT AND NOT VOTING: Holmberg; Tallackson; Thane; Urlacher

HB 1393 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1397: A BILL for an Act to amend and reenact section 32-03.2-02.1 of the North Dakota Century Code, relating to automobile accident damage liability.

ROLL CALL

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

YEAS: Andrist; Bowman; Christmann; DeMers; Freborg; Goetz; Grindberg; Heinrich; Heitkamp; Kelsh; Kinnoin; Krauter; Krebsbach; Kringstad; LaFountain; Langley; Lee; Lindaas; Lips; Mathern; Mushik; Mutch; Naaden; Nalewaja; Nelson, C.; Nelson, G.; Nething; O'Connell; Redlin; Robinson; Sand; Scherber; Schobinger; Solberg; St. Aubyn; Stenehjem, B.; Stenehjem, W.; Streibel; Tennefos; Tomac; Traynor; Urlacher; Wanzek; Watne; Wogsland; Yockim

ABSENT AND NOT VOTING: Holmberg; Tallackson; Thane

Engrossed HB 1397 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1417: A BILL for an Act to amend and reenact section 61-24.5-10 of the North Dakota Century Code, relating to the taxing authority of the southwest water authority.

ROLL CALL

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

YEAS: Andrist; Bowman; Christmann; DeMers; Freborg; Goetz; Grindberg; Heinrich; Heitkamp; Kelsh; Kinnoin; Krauter; Krebsbach; Kringstad; LaFountain; Langley; Lee; Lindaas; Lips; Mathern; Mushik; Mutch; Naaden; Nalewaja; Nelson, C.; Nelson, G.; Nething; O'Connell; Redlin; Robinson; Sand; Scherber; Schobinger; Solberg; St. Aubyn; Stenehjem, B.; Stenehjem, W.; Streibel; Tennefos; Tomac; Traynor; Urlacher; Wanzek; Watne; Wogsland; Yockim

ABSENT AND NOT VOTING: Holmberg; Tallackson; Thane

Engrossed HB 1417 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 bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 0 YEAS, 46 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

NAYS: Andrist; Bowman; Christmann; DeMers; Freborg; Goetz; Grindberg; Heinrich; Heitkamp; Kelsh; Kinnoin; Krauter; Krebsbach; Kringstad; LaFountain; Langley; Lee; Lindaas; Lips; Mathern; Mushik; Mutch; Naaden; Nalewaja; Nelson, C.; Nelson, G.; Nething; O'Connell; Redlin; Robinson; Sand; Scherber; Schobinger; Solberg; St. Aubyn; Stenehjem, B.; Stenehjem, W.; Streibel; Tennefos; Tomac; Traynor; Urlacher; Wanzek; Watne; Wogsland; Yockim

ABSENT AND NOT VOTING: Holmberg; Tallackson; Thane

Engrossed HB 1427 lost.

SECOND READING OF HOUSE BILL

HB 1440: A BILL for an Act to amend and reenact section 57-38-03, subsection 4 of section 57-38-04, and section 57-38-05 of the North Dakota Century Code, relating to the application of income taxes to gaming income; and to provide an effective date.

ROLL CALL

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

YEAS: Andrist; Bowman; Christmann; DeMers; Freborg; Goetz; Grindberg; Heinrich; Heitkamp; Kelsh; Kinnoin; Krauter; Krebsbach; Kringstad; LaFountain; Langley; Lee; Lindaas; Lips; Mathern; Mushik; Mutch; Naaden; Nalewaja; Nelson, C.; Nelson, G.; Nething; O'Connell; Redlin; Robinson; Sand; Scherber; Schobinger; Solberg; St. Aubyn; Stenehjem, B.; Stenehjem, W.; Streibel; Tennefos; Tomac; Traynor; Urlacher; Wanzek; Watne; Wogsland; Yockim

ABSENT AND NOT VOTING: Holmberg; Tallackson; Thane

HB 1440 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1450: A BILL for an Act to amend and reenact subsection 14 of section 57-01-02 of the North Dakota Century Code, relating to authority of the tax commissioner to reduce tax liability based on a federal offer and compromise.

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 41 YEAS, 5 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Andrist; DeMers; Freborg; Goetz; Grindberg; Heinrich; Heitkamp; Kelsh; Kinnoin; Krauter; Krebsbach; Kringstad; LaFountain; Langley; Lee; Lindaas; Lips; Mathern; Mushik; Mutch; Nalewaja; Nelson, C.; Nelson, G.; Nething; O'Connell; Redlin; Robinson; Sand; Scherber; Schobinger; St. Aubyn; Stenehjem, W.; Streibel; Tennefos; Tomac; Traynor; Urlacher; Wanzek; Watne; Wogsland; Yockim

NAYS: Bowman; Christmann; Naaden; Solberg; Stenehjem, B.

ABSENT AND NOT VOTING: Holmberg; Tallackson; Thane

HB 1450 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1451: A BILL for an Act to amend and reenact sections 27-08.1-01 and 27-08.1-02 of the North Dakota Century Code, relating to actions in small claims court.

ROLL CALL

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

YEAS: Andrist; Bowman; Christmann; DeMers; Freborg; Goetz; Grindberg; Heinrich; Heitkamp; Kelsh; Kinnoin; Krauter; Krebsbach; Kringstad; LaFountain; Langley; Lee; Lindaas; Lips; Mathern; Mushik; Mutch; Naaden; Nalewaja; Nelson, C.; Nelson, G.; Nething; O'Connell; Redlin; Robinson; Sand; Scherber; Schobinger; Solberg; St. Aubyn; Stenehjem, B.; Stenehjem, W.; Streibel; Tennefos; Tomac; Traynor; Urlacher; Wanzek; Watne; Wogsland; Yockim

ABSENT AND NOT VOTING: Holmberg; Tallackson; Thane

HB 1451 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1458: A BILL for an Act to amend and reenact subsection 1 of section 27-08.1-01 and section 27-08.1-03 of the North Dakota Century Code, relating to small claims court.

ROLL CALL

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

YEAS: Andrist; Bowman; Christmann; DeMers; Freborg; Goetz; Grindberg; Heinrich; Heitkamp; Kelsh; Kinnoin; Krauter; Krebsbach; Kringstad; LaFountain; Langley; Lee; Lindaas; Lips; Mathern; Mushik; Mutch; Naaden; Nalewaja; Nelson, C.; Nelson, G.; Nething; O'Connell; Redlin; Robinson; Sand; Scherber; Schobinger; Solberg; St. Aubyn; Stenehjem, B.; Stenehjem, W.; Streibel; Tennefos; Tomac; Traynor; Urlacher; Wanzek; Watne; Wogsland; Yockim

ABSENT AND NOT VOTING: Holmberg; Tallackson; Thane

HB 1458 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1484: A BILL for an Act to create and enact two new subsections to section 43-41-10 of the North Dakota Century Code, relating to disciplinary actions of the North Dakota board of social work examiners.

ROLL CALL

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

YEAS: Andrist; Bowman; Christmann; DeMers; Freborg; Goetz; Grindberg; Heinrich; Heitkamp; Kelsh; Kinnoin; Krauter; Krebsbach; Kringstad; LaFountain; Langley; Lee; Lindaas; Lips; Mathern; Mushik; Mutch; Naaden; Nalewaja; Nelson, C.; Nelson, G.; Nething; O'Connell; Redlin; Robinson; Sand; Scherber; Schobinger; Solberg; St. Aubyn; Stenehjem, B.; Stenehjem, W.; Streibel; Tennefos; Tomac; Traynor; Urlacher; Wanzek; Watne; Wogsland; Yockim

ABSENT AND NOT VOTING: Holmberg; Tallackson; Thane

HB 1484 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1136: A BILL for an Act to amend and reenact subsection 3 of section 57-38-62 of the North Dakota Century Code, relating to penalties for the nonpayment, underpayment, or late payment of estimated tax; and to provide an effective date.

ROLL CALL

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

YEAS: Andrist; Bowman; Christmann; DeMers; Freborg; Goetz; Grindberg; Heinrich; Heitkamp; Kelsh; Kinnoin; Krauter; Krebsbach; Kringstad; LaFountain; Langley; Lee; Lindaas; Lips; Mathern; Mushik; Mutch; Naaden; Nalewaja; Nelson, C.; Nelson, G.; Nething; O'Connell; Redlin; Robinson; Sand; Scherber; Schobinger; Solberg; St. Aubyn; Stenehjem, B.; Stenehjem, W.; Streibel; Tennefos; Tomac; Traynor; Urlacher; Wanzek; Watne; Wogsland; Yockim

ABSENT AND NOT VOTING: Holmberg; Tallackson; Thane

HB 1136 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1195: A BILL for an Act to create and enact a new section to chapter 65-04 of the North Dakota Century Code, relating to establishing a pilot program for retrospective rating for workers' compensation; and to provide an effective date.

ROLL CALL

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

YEAS: Andrist; Bowman; Christmann; DeMers; Freborg; Goetz; Grindberg; Heinrich; Heitkamp; Kelsh; Kinnoin; Krauter; Krebsbach; Kringstad; LaFountain; Langley; Lee; Lindaas; Lips; Mathern; Mushik; Mutch; Naaden; Nalewaja; Nelson, C.; Nelson, G.; Nething; O'Connell; Redlin; Robinson; Sand; Scherber; Schobinger; Solberg; St. Aubyn; Stenehjem, B.; Stenehjem, W.; Streibel; Tennefos; Tomac; Traynor; Urlacher; Wanzek; Watne; Wogsland; Yockim

ABSENT AND NOT VOTING: Holmberg; Tallackson; Thane

HB 1195 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1250: A BILL for an Act to create and enact a new subsection to section 54-44.3-20 and a new section to chapter 65-02 of the North Dakota Century Code, relating to excepting officers and employees of the workers compensation bureau from the central personnel system and requiring the workers compensation bureau to establish a personnel system; to provide for approval of the system; and to provide an effective date.

MOTION

SEN. WOGSLAND MOVED that Engrossed HB 1250 be amended as follows, which motion prevailed.

Page 1, line 21, replace "leader" with "and minority leaders" and after the second "of" insert "the senate and"

Renumber accordingly

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 29 YEAS, 17 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Andrist; Bowman; Christmann; Freborg; Goetz; Grindberg; Kinnoin; Krebsbach; Kringstad; Lee; Lindaas; Lips; Mutch; Naaden; Nalewaja; Nelson, G.; Nething; Sand; Schobinger; Solberg; St. Aubyn; Stenehjem, B.; Stenehjem, W.; Streibel; Tennefos; Traynor; Urlacher; Wanzek; Watne

NAYS: DeMers; Heinrich; Heitkamp; Kelsh; Krauter; LaFountain; Langley; Mathern; Mushik; Nelson, C.; O'Connell; Redlin; Robinson; Scherber; Tomac; Wogsland; Yockim

ABSENT AND NOT VOTING: Holmberg; Tallackson; Thane

Engrossed HB 1250, as amended, passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1340: A BILL for an Act to create and enact a new subsection to section 33-06-01 of the North Dakota Century Code, relating to maintenance of eviction actions; and to amend and reenact section 33-06-02 of the North Dakota Century Code, relating to service of notice of intention to evict.

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

YEAS: Andrist; Bowman; Christmann; Freborg; Goetz; Grindberg; Heinrich; Kelsh; Kinnoin; Krauter; Krebsbach; Kringstad; Langley; Lee; Lindaas; Lips; Mathern; Mushik; Mutch; Naaden; Nalewaja; Nelson, G.; Nething; O'Connell; Robinson; Sand; Solberg; St. Aubyn; Stenehjem, B.; Stenehjem, W.; Streibel; Tennefos; Tomac; Traynor; Urlacher; Wanzek; Watne; Wogsland; Yockim

NAYS: DeMers; Heitkamp; LaFountain; Nelson, C.; Scherber; Schobinger

ABSENT AND NOT VOTING: Holmberg; Redlin; Tallackson; Thane

Engrossed HB 1340 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1365: A BILL for an Act to amend and reenact subsection 2 of section 53-06.2-11 of the North Dakota Century Code, relating to uses of racing funds in excess of expenses.

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

YEAS: Bowman; Christmann; DeMers; Freborg; Goetz; Grindberg; Heinrich; Heitkamp; Kelsh; Kinnoin; Krauter; Krebsbach; Kringstad; LaFountain; Langley; Lee; Lindaas; Lips; Mathern; Mushik; Mutch; Naaden; Nalewaja; Nelson, G.; Nething; Robinson; Scherber; Schobinger; Solberg; St. Aubyn; Stenehjem, B.; Stenehjem, W.; Streibel; Tennefos; Tomac; Traynor; Urlacher; Wanzek; Watne; Wogsland; Yockim

NAYS: Andrist; Nelson, C.; O'Connell; Sand

ABSENT AND NOT VOTING: Holmberg; Redlin; Tallackson; Thane

Engrossed HB 1365 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1425: A BILL for an Act to create and enact a new section to chapter 6-05 of the North Dakota Century Code, relating to deposit of trust funds awaiting investment or distribution in affiliates.

ROLL CALL

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

YEAS: Andrist; Bowman; Christmann; DeMers; Freborg; Goetz; Grindberg; Heinrich; Heitkamp; Kelsh; Kinnoin; Krauter; Krebsbach; Kringstad; LaFountain; Langley; Lee; Lindaas; Lips; Mathern; Mushik; Mutch;

Naaden; Nalewaja; Nelson, C.; Nelson, G.; Nething; O'Connell; Robinson; Sand; Scherber; Schobinger; Solberg; St. Aubyn; Stenehjem, B.; Stenehjem, W.; Streibel; Tennefos; Tomac; Traynor; Urlacher; Wanzek; Watne; Wogsland; Yockim

ABSENT AND NOT VOTING: Holmberg; Redlin; Tallackson; Thane

HB 1425 passed and the title was agreed to.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS ON CONSENT CALENDAR

HCR 3008: A concurrent resolution directing the Legislative Council to study the feasibility and desirability of implementing recommendations by the North Dakota Health Task Force for improving the health status of North Dakotans, to monitor the rate of health care cost increases, to review the impact of newly enacted programs to improve the health status of North Dakotans, and to address unmet medical needs in rural areas.

HCR 3020: A concurrent resolution urging the Governor to recognize the North Dakota Interagency Coordinating Council's concerns relating to the health care needs of children and that any health care reform should ensure that children and families with special needs have access to physical and emotional health care.

HCR 3022: A concurrent resolution directing the Legislative Council to study the structure and function of local public health units.

HCR 3045: A concurrent resolution directing the Legislative Council to study the responsibilities of county social service agencies as they are distinguished from the responsibilities of regional human service centers and the Department of Human Services.

ROLL CALL

The question being on the final adoption of the resolutions, which have been read, the roll was called and there were 45 YEAS, 0 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

YEAS: Andrist; Bowman; Christmann; DeMers; Freborg; Goetz; Grindberg; Heinrich; Heitkamp; Kelsh; Kinnoin; Krauter; Krebsbach; Kringstad; LaFountain; Langley; Lee; Lindaas; Lips; Mathern; Mushik; Mutch; Naaden; Nalewaja; Nelson, C.; Nelson, G.; Nething; O'Connell; Robinson; Sand; Scherber; Schobinger; Solberg; St. Aubyn; Stenehjem, B.; Stenehjem, W.; Streibel; Tennefos; Tomac; Traynor; Urlacher; Wanzek; Watne; Wogsland; Yockim

ABSENT AND NOT VOTING: Holmberg; Redlin; Tallackson; Thane

HCR 3008, HCR 3020, HCR 3022, and HCR 3045 were declared adopted and the titles were agreed to.

CONSIDERATION OF MESSAGE FROM THE HOUSE

SEN. W. STENEHJEM MOVED that the Senate do concur in the House amendments to SB 2070 as printed on SJ pages 813-816, which motion prevailed on a voice vote.

SB 2070, as amended, was placed on the Eleventh order.

SECOND READING OF SENATE BILL

SB 2070: A BILL for an Act to create and enact section 54-34.4-04 of the North Dakota Century Code, relating to correction of the statutory placement of the motion picture development office; to amend and reenact subsection 17 of section 10-19.1-26, subsection 2 of section

10-19.1-50, section 10-19.1-105, subsection 3 of section 10-19.1-116, sections 11-04-07, 15-05-16, 15-38.1-05, subsection 1 of section 15-62.2-01, subsection 6 of section 15-62.3-01, paragraph 3 of subdivision e of subsection 1 of section 19-03.1-36, subsection 4 of section 19-14-03, sections 20.1-02-16.3, 20.1-03-12.1, 21-03-38, subsection 6 of section 23-02.1-20, subsection 13 of section 23-17.2-02, subsection 2 of section 26.1-03-17, subsection 6 of section 26.1-06.1-11, subsection 5 of section 26.1-19-03, sections 26.1-34.1-05, 31-01-16, subdivision d of subsection 3 of section 32-07.1-01, sections 32-19-41, 32-19.1-01, subsection 3 of section 37-15-14.1, sections 37-18.1-01, 39-06-43, subsection 3 of section 41-01-11, subsection 1 of section 41-02.1-76, subsection 1 of section 41-02.1-77, subsection 3 of section 41-03-60, subsection 1 of section 41-09-16, subsection 1 of section 41-09-19, subdivision f of subsection 1 of section 41-09-23, sections 44-11-04, 44-11-07, 48-05-06, 53-09-10, 54-03-25, 54-16-04, subdivision a of subsection 1 of section 54-52-17.4, and section 64-02-20 of the North Dakota Century Code, relating to improper, inaccurate, redundant, missing, or obsolete references; and to repeal chapter 11-02 and sections 4-05.1-14, 27-01-06, and 55-08-01.7 of the North Dakota Century Code, relating to elimination of obsolete provisions for formation of counties from unorganized territory, elimination of an obsolete reference to the Mandan experiment station, elimination of an obsolete provision for trial expense payments by counties, and elimination of an incorrect statutory placement of the motion picture development office.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 44 YEAS, 0 NAYS, 0 EXCUSED, 5 ABSENT AND NOT VOTING.

YEAS: Andrist; Bowman; Christmann; DeMers; Freborg; Goetz; Grindberg; Heinrich; Heitkamp; Kelsh; Kinnoin; Krauter; Krebsbach; Kringstad; LaFountain; Langley; Lee; Lindaas; Lips; Mathern; Mushik; Mutch; Maaden; Nalewaja; Nelson, C.; Nelson, G.; Nething; O'Connell; Robinson; Sand; Scherber; Schobinger; Solberg; St. Aubyn; Stenehjem, B.; Stenehjem, W.; Streibel; Tennefos; Tomac; Traynor; Urlacher; Wanzek; Watne; Wogsland

ABSENT AND NOT VOTING: Holmberg; Redlin; Tallackson; Thane; Yockim

SB 2070, as amended, passed and the title was agreed to.

CONSIDERATION OF MESSAGE FROM THE HOUSE

SEN. W. STENEHJEM MOVED that the Senate do concur in the House amendments to Engrossed SB 2089 as printed on SJ page 804, which motion prevailed on a voice vote.

Engrossed SB 2089, as amended, was placed on the Eleventh order.

SECOND READING OF SENATE BILL

SB 2089: A BILL for an Act to amend and reenact sections 44-04-18.3 and 44-04-18.7 of the North Dakota Century Code, relating to confidentiality of records of law enforcement and correctional employees and certain criminal intelligence information and criminal investigative information; to repeal section 54-23.3-07 of the North Dakota Century Code, relating to confidentiality of information pertaining to department of corrections and rehabilitation employees; and to declare an emergency.

ROLL CALL

The question being on the final passage of the amended bill, which has been

read, the roll was called and there were 44 YEAS, 0 NAYS, 0 EXCUSED, 5 ABSENT AND NOT VOTING.

YEAS: Andrist; Bowman; Christmann; DeMers; Freborg; Goetz; Grindberg; Heinrich; Heitkamp; Kelsh; Kinnoin; Krauter; Krebsbach; Kringstad; LaFountain; Langley; Lee; Lindaas; Lips; Mathern; Mushik; Mutch; Naaden; Nalewaja; Nelson, C.; Nelson, G.; Nething; O'Connell; Robinson; Sand; Scherber; Schobinger; Solberg; St. Aubyn; Stenehjem, B.; Stenehjem, W.; Streibel; Tennefos; Tomac; Traynor; Urlacher; Wanzek; Watne; Wogsland

ABSENT AND NOT VOTING: Holmberg; Redlin; Tallackson; Thane; Yockim

Engrossed SB 2089, as amended, passed, the title was agreed to, and the emergency clause was declared carried.

CONSIDERATION OF MESSAGE FROM THE HOUSE

SEN. W. STENEHJEM MOVED that the Senate do concur in the House amendments to Engrossed SB 2093 as printed on SJ page 856, which motion prevailed on a voice vote.

Engrossed SB 2093, as amended, was placed on the Eleventh order.

SECOND READING OF SENATE BILL

SB 2093: A BILL for an Act to amend and reenact section 27-20-51 of the North Dakota Century Code, relating to disclosure of juvenile court records; and to declare an emergency.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 43 YEAS, 0 NAYS, 0 EXCUSED, 6 ABSENT AND NOT VOTING.

YEAS: Andrist; Bowman; Christmann; DeMers; Freborg; Goetz; Grindberg; Heitkamp; Kelsh; Kinnoin; Krauter; Krebsbach; Kringstad; LaFountain; Langley; Lee; Lindaas; Lips; Mathern; Mushik; Mutch; Naaden; Nalewaja; Nelson, C.; Nelson, G.; Nething; O'Connell; Robinson; Sand; Scherber; Schobinger; Solberg; St. Aubyn; Stenehjem, B.; Stenehjem, W.; Streibel; Tennefos; Tomac; Traynor; Urlacher; Wanzek; Watne; Wogsland

ABSENT AND NOT VOTING: Heinrich; Holmberg; Redlin; Tallackson; Thane; Yockim

Engrossed SB 2093, as amended, passed, the title was agreed to, and the emergency clause was declared carried.

CONSIDERATION OF MESSAGE FROM THE HOUSE

SEN. TRAYNOR MOVED that the Senate do concur in the House amendments to Engrossed SB 2109 as printed on SJ page 816, which motion prevailed on a voice vote.

Engrossed SB 2109, as amended, was placed on the Eleventh order.

SECOND READING OF SENATE BILL

SB 2109: A BILL for an Act to amend and reenact sections 49-22-04 and 49-22-05.1 of the North Dakota Century Code, relating to energy conversion and transmission facility inventories of exclusion and avoidance areas.

ROLL CALL

The question being on the final passage of the amended bill, which has been

read, the roll was called and there were 43 YEAS, 0 NAYS, 0 EXCUSED, 6 ABSENT AND NOT VOTING.

YEAS: Andrist; Bowman; Christmann; DeMers; Freborg; Goetz; Grindberg; Heitkamp; Kelsh; Kinnoin; Krauter; Krebsbach; Kringstad; LaFountain; Langley; Lee; Lindaas; Lips; Mathern; Mushik; Mutch; Naaden; Nalewaja; Nelson, C.; Nelson, G.; Nething; O'Connell; Robinson; Sand; Scherber; Schobinger; Solberg; St. Aubyn; Stenehjem, B.; Stenehjem, W.; Streibel; Tennefos; Tomac; Traynor; Urlacher; Wanzek; Watne; Wogsland

ABSENT AND NOT VOTING: Heinrich; Holmberg; Redlin; Tallackson; Thane; Yockim

Engrossed SB 2109, as amended, passed and the title was agreed to.

CONSIDERATION OF MESSAGE FROM THE HOUSE

SEN. W. STENEHJEM MOVED that the Senate do concur in the House amendments to SB 2118 as printed on SJ page 804, which motion prevailed on a voice vote.

SB 2118, as amended, was placed on the Eleventh order.

SECOND READING OF SENATE BILL

SB 2118: A BILL for an Act to amend and reenact section 27-08.1-02 of the North Dakota Century Code, relating to commencement of small claims actions.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 41 YEAS, 0 NAYS, 0 EXCUSED, 8 ABSENT AND NOT VOTING.

YEAS: Andrist; Bowman; Christmann; DeMers; Freborg; Goetz; Grindberg; Heinrich; Heitkamp; Kelsh; Krauter; Krebsbach; Kringstad; Langley; Lee; Lindaas; Lips; Mathern; Mushik; Mutch; Naaden; Nalewaja; Nelson, C.; Nelson, G.; Nething; O'Connell; Robinson; Sand; Scherber; Schobinger; Solberg; St. Aubyn; Stenehjem, B.; Stenehjem, W.; Streibel; Tennefos; Tomac; Traynor; Urlacher; Wanzek; Wogsland

ABSENT AND NOT VOTING: Holmberg; Kinnoin; LaFountain; Redlin; Tallackson; Thane; Watne; Yockim

SB 2118, as amended, passed and the title was agreed to.

CONSIDERATION OF MESSAGE FROM THE HOUSE

SEN. BOWMAN MOVED that the Senate do concur in the House amendments to Engrossed SB 2127 as printed on SJ pages 816-817, which motion prevailed on a voice vote.

Engrossed SB 2127, as amended, was placed on the Eleventh order.

SECOND READING OF SENATE BILL

SB 2127: A BILL for an Act to amend and reenact sections 15-01-02.1, 15-04-04, 15-04-10, 15-04-11, 15-04-13, 15-08-25, and subsections 2 and 4 of section 53-08-01 of the North Dakota Century Code, relating to surface leasing of state school lands and the definition of land for recreational use purposes; to repeal sections 15-04-03, 15-04-16, 15-04-17, and 15-06-20 of the North Dakota Century Code, relating to surface leasing of state school lands and the sale of coal lands; and to declare an emergency.

ROLL CALL

The question being on the final passage of the amended bill, which has been

read, the roll was called and there were 43 YEAS, 0 NAYS, 0 EXCUSED, 6 ABSENT AND NOT VOTING.

YEAS: Andrist; Bowman; Christmann; DeMers; Freborg; Goetz; Grindberg; Heinrich; Heitkamp; Kelsh; Kinnoin; Krauter; Krebsbach; Kringstad; Langley; Lee; Lindaas; Lips; Mathern; Mushik; Mutch; Naaden; Nalewaja; Nelson, C.; Nelson, G.; Nething; O'Connell; Robinson; Sand; Scherber; Schobinger; Solberg; St. Aubyn; Stenehjem, B.; Stenehjem, W.; Streibel; Tennefos; Tomac; Traynor; Urlacher; Wanzen; Watne; Wogsland

ABSENT AND NOT VOTING: Holmberg; LaFountain; Redlin; Tallackson; Thane; Yockim

Engrossed SB 2127, as amended, passed, the title was agreed to, and the emergency clause was declared carried.

CONSIDERATION OF MESSAGE FROM THE HOUSE

SEN. W. STENEHJEM MOVED that the Senate do concur in the House amendments to Engrossed SB 2130 as printed on SJ page 804, which motion prevailed on a voice vote.

Engrossed SB 2130, as amended, was placed on the Eleventh order.

SECOND READING OF SENATE BILL

SB 2130: A BILL for an Act to amend and reenact section 12.1-17-07 of the North Dakota Century Code, relating to annoying or harassing emergency telephone calls; and to provide a penalty.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 44 YEAS, 0 NAYS, 0 EXCUSED, 5 ABSENT AND NOT VOTING.

YEAS: Andrist; Bowman; Christmann; DeMers; Freborg; Goetz; Grindberg; Heinrich; Heitkamp; Kelsh; Kinnoin; Krauter; Krebsbach; Kringstad; LaFountain; Langley; Lee; Lindaas; Lips; Mathern; Mushik; Mutch; Naaden; Nalewaja; Nelson, C.; Nelson, G.; Nething; O'Connell; Robinson; Sand; Scherber; Schobinger; Solberg; St. Aubyn; Stenehjem, B.; Stenehjem, W.; Streibel; Tennefos; Tomac; Traynor; Urlacher; Wanzen; Watne; Wogsland

ABSENT AND NOT VOTING: Holmberg; Redlin; Tallackson; Thane; Yockim

Engrossed SB 2130, as amended, passed and the title was agreed to.

CONSIDERATION OF MESSAGE FROM THE HOUSE

SEN. TENNEFOS MOVED that the Senate do concur in the House amendments to SB 2132 as printed on SJ page 831, which motion prevailed on a voice vote.

SB 2132, as amended, was placed on the Eleventh order.

SECOND READING OF SENATE BILL

SB 2132: A BILL for an Act to amend and reenact section 57-40.6-02 of the North Dakota Century Code, relating to imposition of a telephone access line excise tax by counties and cities.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 44 YEAS, 0 NAYS, 0 EXCUSED, 5 ABSENT AND NOT VOTING.

YEAS: Andrist; Bowman; Christmann; DeMers; Freborg; Goetz; Grindberg; Heinrich; Heitkamp; Kelsh; Kinnoin; Krauter; Krebsbach; Kringstad; LaFountain; Langley; Lee; Lindaas; Lips; Mathern; Mushik; Mutch; Naaden; Nalewaja; Nelson, C.; Nelson, G.; Nething; O'Connell; Robinson; Sand; Scherber; Schobinger; Solberg; St. Aubyn; Stenehjem, B.; Stenehjem, W.; Streibel; Tennefos; Tomac; Traynor; Urlacher; Wanzenk; Watne; Wogsland

ABSENT AND NOT VOTING: Holmberg; Redlin; Tallackson; Thane; Yockim

SB 2132, as amended, passed and the title was agreed to.

CONSIDERATION OF MESSAGE FROM THE HOUSE

SEN. TRAYNOR MOVED that the Senate do concur in the House amendments to Engrossed SB 2146 as printed on SJ page 817, which motion prevailed on a voice vote.

Engrossed SB 2146, as amended, was placed on the Eleventh order.

SECOND READING OF SENATE BILL

SB 2146: A BILL for an Act to amend and reenact section 61-24.3-10 of the North Dakota Century Code, relating to the authority of the state water commission to sell property not needed for the southwest pipeline project.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 44 YEAS, 0 NAYS, 0 EXCUSED, 5 ABSENT AND NOT VOTING.

YEAS: Andrist; Bowman; Christmann; DeMers; Freborg; Goetz; Grindberg; Heinrich; Heitkamp; Kelsh; Kinnoin; Krauter; Krebsbach; Kringstad; LaFountain; Langley; Lee; Lindaas; Lips; Mathern; Mushik; Mutch; Naaden; Nalewaja; Nelson, C.; Nelson, G.; Nething; O'Connell; Robinson; Sand; Scherber; Schobinger; Solberg; St. Aubyn; Stenehjem, B.; Stenehjem, W.; Streibel; Tennefos; Tomac; Traynor; Urlacher; Wanzenk; Watne; Wogsland

ABSENT AND NOT VOTING: Holmberg; Redlin; Tallackson; Thane; Yockim

Engrossed SB 2146, as amended, passed and the title was agreed to.

CONSIDERATION OF MESSAGE FROM THE HOUSE

SEN. TENNEFOS MOVED that the Senate do concur in the House amendments to SB 2150 as printed on SJ page 781, which motion prevailed on a voice vote.

SB 2150, as amended, was placed on the Eleventh order.

MOTION

SEN. GOETZ MOVED that SB 2150, as amended, be laid over one legislative day, which motion prevailed.

MOTION

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

MOTION

SEN. GOETZ MOVED that the Senate be on the Fifth and Sixteenth orders of business and at the conclusion of those orders, the Senate stand adjourned until 1:00 p.m., Monday, March 13, 1995, which motion prevailed.

REPORT OF STANDING COMMITTEE

SCR 4013: Joint Constitutional Revision Committee (Sen. Andrist, Chairman) recommends DO PASS (9 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). SCR 4013 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SCR 4014: Joint Constitutional Revision Committee (Sen. Andrist, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (10 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SCR 4014 was placed on the Sixth order on the calendar.

Page 1, line 11, replace "next" with "general"

Page 1, line 12, remove "statewide" and after "election" insert "to be held in 1996"

Renumber accordingly

REPORT OF STANDING COMMITTEE

SCR 4018: Joint Constitutional Revision Committee (Sen. Andrist, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (6 YEAS, 4 NAYS, 0 ABSENT AND NOT VOTING). SCR 4018 was placed on the Sixth order on the calendar.

Page 1, line 13, replace "general" with "primary" and after "in" insert "June"

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1045, as engrossed: Education Committee (Sen. Freborg, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO NOT PASS (4 YEAS, 2 NAYS, 1 ABSENT AND NOT VOTING). Engrossed HB 1045 was placed on the Sixth order on the calendar.

Page 1, line 7, overstrike "No compensation - Expenses" and insert immediately thereafter "Compensation"

Page 1, line 18, overstrike "prairie" and insert immediately thereafter "the" and overstrike "broadcasting" and insert immediately thereafter "service commission"

Page 1, line 20, overstrike "telephone industry" and insert immediately thereafter "state board for vocational and technical education"

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

Page 2, line 2, overstrike "cooperatives," and insert immediately thereafter "private elementary and secondary schools"

Page 2, line 3, overstrike "A representative of the North Dakota cable television association,"

Page 2, overstrike line 4

Page 2, line 5, overstrike "9."

Page 2, line 6, overstrike "10." and insert immediately thereafter "9."

Page 2, line 7, overstrike "11." and insert immediately thereafter "10." and overstrike "A" and insert immediately thereafter "An elementary"

Page 2, replace lines 8 through 13 with:

"11. A secondary school teacher appointed by the governor."

The governor shall also appoint one representative of prairie public broadcasting, one representative of the telephone industry, one representative of the North Dakota association of telephone cooperatives, and one representative of the North Dakota cable television association to serve as advisory members only."

Page 2, line 15, remove ". Of", overstrike "the original appointees, three" and insert immediately thereafter ". On the effective date of this Act, the terms of all appointees must be staggered by a lot so that four", and overstrike the second "three" and insert immediately thereafter "four"

Page 2, line 16, overstrike the second "two" and insert immediately thereafter "four", remove "and of the", and overstrike "appointees"

Page 2, remove line 17

Page 2, line 18, remove "serve two years, and one shall serve three years. The terms are" and overstrike "to be"

Page 2, line 19, overstrike "determined by lot"

Page 2, line 22, overstrike "two" and overstrike "members" and insert immediately thereafter "member, the representative of private elementary and secondary schools"

Page 2, line 23, overstrike "schoolteacher" and insert immediately thereafter "two schoolteachers," and after "governor" insert an underscored comma

Page 2, line 26, overstrike "the"

Page 2, line 27, overstrike "two citizen" and insert immediately thereafter "these"

Page 2, line 28, overstrike "other" and insert immediately thereafter "remaining"

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1086: Agriculture Committee (Sen. Bowman, Chairman) recommends DO PASS (5 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1086 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1099: Transportation Committee (Sen. B. Stenehjem, Chairman) recommends DO PASS (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1099 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1173, as engrossed: Industry, Business and Labor Committee (Sen. Mutch, Chairman) recommends DO PASS (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed HB 1173 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1175: Industry, Business and Labor Committee (Sen. Mutch, Chairman) recommends DO PASS (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1175 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1187: Agriculture Committee (Sen. Bowman, Chairman) recommends DO PASS (5 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1187 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1190, as engrossed: Industry, Business and Labor Committee (Sen. Mutch, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed HB 1190 was placed on the Sixth order on the calendar.

Page 1, line 16, after the first "of" insert "willful"

Page 1, line 19, after the second "of" insert "willful" and after "filing" insert "of"

Page 2, line 16, after "has" insert "willfully"

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1205, as engrossed: Industry, Business and Labor Committee (Sen. Mutch, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed HB 1205 was placed on the Sixth order on the calendar.

Page 2, line 9, overstrike "- Waiver for"

Page 2, line 10, overstrike "nonresident insurance broker"

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1208, as engrossed: Industry, Business and Labor Committee (Sen. Mutch, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (6 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). Engrossed HB 1208 was placed on the Sixth order on the calendar.

Page 2, line 1, after "to" insert "The bureau shall" and remove the overstrike over "~~issue an administrative order within~~"

Page 2, remove the overstrike over lines 2 through 4

Page 2, line 5, remove the overstrike over "~~elements of filing must be defined by administrative rule.~~"

Page 2, line 7, replace "An" with "Except for an initial determination of compensability, an"

Page 2, line 8, after "awarded" insert ", subject to a maximum fee set by administrative rule"

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1241, as engrossed: Government and Veterans Affairs Committee (Sen. Krebsbach, Chairman) recommends DO NOT PASS (6 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). Engrossed HB 1241 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1247, as engrossed: Industry, Business and Labor Committee (Sen. Mutch, Chairman) recommends DO PASS (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed HB 1247 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1269: Government and Veterans Affairs Committee (Sen. Krebsbach, Chairman) recommends DO PASS (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1269 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1271: Industry, Business and Labor Committee (Sen. Mutch, Chairman) recommends DO PASS (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1271 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1279: Government and Veterans Affairs Committee (Sen. Krebsbach, Chairman) recommends DO PASS (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1279 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1329: Industry, Business and Labor Committee (Sen. Mutch, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1329 was placed on the Sixth order on the calendar.

Page 1, line 1, remove "65-04-12," and remove "65-04-14,"

Page 1, line 2, remove "65-04-19, 65-04-23,"

Page 1, line 4, remove "penalties for failure to obtain workers' compensation coverage and submit"

Page 1, line 5, remove "payroll reports,"

Page 1, remove line 6

Page 1, line 7, remove "penalties for default in payments to the workers compensation bureau,"

Page 1, remove lines 12 through 22

Page 2, remove lines 1 through 10

Page 3, remove lines 1 through 29

Page 4, remove lines 1 through 10

Page 9, line 21, remove "Neither the bureau nor a court of competent"

Page 9, remove lines 22 and 23

Page 9, line 24, remove "be uninsured under this title."

Page 10, line 29, after the overstruck period insert "A determination by the bureau that a person is not an employer required to obtain workers' compensation coverage under this title is a defense to any claim that the person failed to obtain coverage for the time period during which the determination is effective."

Page 12, line 3, overstrike "two" and after "hundred" insert "one"

Re-number accordingly

REPORT OF STANDING COMMITTEE

HB 1343, as engrossed: Agriculture Committee (Sen. Bowman, Chairman) recommends DO PASS (4 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). Engrossed HB 1343 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1388, as engrossed: Education Committee (Sen. Freborg, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (6 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). Engrossed HB 1388 was placed on the Sixth order on the calendar.

Page 1, line 1, replace the first comma with "and" and remove ", and"

Page 1, line 2, remove "34-07-16"

Page 2, remove lines 27 and 28

Page 3, remove lines 1 through 29

Page 4, remove lines 1 through 29

Page 5, remove lines 1 and 2

Re-number accordingly

REPORT OF STANDING COMMITTEE

HB 1398, as engrossed: Transportation Committee (Sen. B. Stenehjem, Chairman) recommends DO NOT PASS (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed HB 1398 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1412: Government and Veterans Affairs Committee (Sen. Krebsbach, Chairman) recommends DO PASS (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1412 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1415, as engrossed: Government and Veterans Affairs Committee (Sen. Krebsbach, Chairman) recommends DO NOT PASS (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed HB 1415 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1496, as engrossed: Education Committee (Sen. Freborg, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (5 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING). Engrossed HB 1496 was placed on the Sixth order on the calendar.

Page 1, line 11, replace "shall" with "may"

Page 1, line 17, replace "representatives" with "individuals selected by the governor" and after "from" insert "a list of five nominees recommended by"

Page 1, line 19, replace "representatives" with "individuals selected by the governor" and after "from" insert "a list of five nominees recommended by"

Page 2, line 1, replace "representatives" with "individuals selected by the governor" and after "from" insert "a list of five nominees recommended by"

Page 2, line 3, replace "representatives" with "individuals selected by the governor" and after "from" insert "a list of five nominees recommended by"

Re-number accordingly

REPORT OF STANDING COMMITTEE

HCR 3013: Transportation Committee (Sen. B. Stenehjem, Chairman) recommends DO PASS (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HCR 3013 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

HCR 3021: Human Services Committee (Sen. Thane, Chairman) recommends DO PASS

and **BE PLACED ON THE CONSENT CALENDAR** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HCR 3021 was placed on the Tenth order on the calendar.

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

William C. Parker, Secretary