

## JOURNAL OF THE HOUSE

### Fifty-sixth Legislative Assembly

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Bismarck, April 9, 1999

The House convened at 9:00 a.m., with Speaker Wald presiding.

The prayer was offered by Representative Glassheim.

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

A quorum was declared by the Speaker.

#### CORRECTION AND REVISION OF THE JOURNAL

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

Page 1327, line 47, after "adopted" insert ", which motion prevailed"

Page 1328, line 22, replace "**GUNTER**" with "**MONSON**"

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

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

**MR. SPEAKER:** The Senate has adopted the conference committee report and subsequently passed: HB 1014, HB 1015, HB 1121, HB 1156, HB 1274, HB 1291, HB 1325.

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

**MR. SPEAKER:** The Senate has sustained the Governor's veto on SB 2425. The vote was 29 YEAS, 19 NAYS, 1 ABSENT AND NOT VOTING.

#### CONSIDERATION OF MESSAGE FROM THE SENATE

**REP. BERG MOVED** that the House do concur in the Senate amendments to Engrossed HB 1422 as printed on HJ pages 1318-1320, which motion prevailed.

Reengrossed HB 1422 was placed on the Eleventh order of business on the calendar.

#### SECOND READING OF HOUSE BILL

**HB 1422:** A BILL for an Act to amend and reenact subsection 26 of section 65-01-02 and section 65-05-12.2 of the North Dakota Century Code, relating to workers' compensation awards for permanent impairment; to provide for a study of workers' compensation permanent impairment awards; and to provide an effective date.

#### ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 91 YEAS, 5 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Belter; Berg; Bernstein; Boehm; Boucher; Brandenburg; Brekke; Brusegaard; Byerly; Carlisle; Carlson; Clark; Cleary; Dalrymple; DeKrey; Delmore; Delzer; Devlin; Dorso; Drovdal; Eckre; Fairfield; Froelich; Froseth; Galvin; Gorder; Grande; Grosz; Grumbo; Gullerson; Gunter; Haas; Hanson; Hawken; Henegar; Herbel; Hoffner; Huether; Jensen; Johnson, D.; Johnson, N.; Keiser; Kelsch, R.; Kempenich; Kerzman; Klein; Klemin; Kliniske; Koppang; Koppelman; Kroeber; Lemieux; Lloyd; Lundgren; Maragos; Martinson; Metcalf; Meyer; Mickelson; Monson; Mueller; Nelson; Nicholas; Nichols; Niemeier; Nottestad; Nowatzki; Pollert; Poolman; Porter; Price; Renner; Rennerfeldt; Rose; Sandvig; Schmidt; Severson; Solberg; Stefonowicz; Svedjan; Sveen; Thoreson, B.; Thoreson, L.; Timm; Tollefson; Warner; Weisz; Wentz; Wikenheiser; Speaker Wald

**NAYS:** Glassheim; Kelsh, S.; Mahoney; Thorpe; Winrich

**ABSENT AND NOT VOTING:** Disrud; Ekstrom

Reengrossed HB 1422 passed and the title was agreed to.

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**APPOINTMENT OF CONFERENCE COMMITTEE**

**THE SPEAKER ANNOUNCED** the following appointment to a Conference Committee on SB 2441: Reps. R. Kelsch, Monson, Grumbo.

**REPORT OF CONFERENCE COMMITTEE**

**REP. LLOYD MOVED** that the conference committee report on Reengrossed HB 1290 be adopted, which motion prevailed.

Reengrossed HB 1290, as amended, was placed on the Eleventh order.

**SECOND READING OF HOUSE BILL**

**HB 1290:** A BILL for an Act to create and enact a new chapter to title 36 of the North Dakota Century Code, relating to a state meat inspection program; to provide a penalty; to provide for a transfer; to provide a statement of legislative intent; and to provide an appropriation.

**ROLL CALL**

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 94 YEAS, 2 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Belter; Berg; Bernstein; Boehm; Boucher; Brandenburg; Brekke; Brusegaard; Byerly; Carlisle; Clark; Cleary; Dalrymple; DeKrey; Delmore; Devlin; Dorso; Drovda; Eckre; Fairfield; Froelich; Froseth; Galvin; Glassheim; Gordier; Grande; Grosz; Grumbo; Gullerson; Gunter; Haas; Hanson; Hawken; Henegar; Herbel; Hoffner; Huether; Jensen; Johnson, D.; Johnson, N.; Keiser; Kelsch, R.; Kelsch, S.; Kempenich; Kerzman; Klein; Klemm; Kliniske; Koppang; Koppelman; Kroeber; Lemieux; Lloyd; Lundgren; Mahoney; Maragos; Martinson; Metcalf; Meyer; Mickelson; Monson; Mueller; Nelson; Nicholas; Nichols; Niemeier; Nottestad; Nowatzki; Pollert; Poolman; Porter; Price; Renner; Rennerfeldt; Rose; Sandvig; Schmidt; Severson; Solberg; Stefanowicz; Svedjan; Sveen; Thoreson, B.; Thoreson, L.; Thorpe; Timm; Tollefson; Warner; Weisz; Wentz; Wikenheiser; Winrich; Speaker Wald

**NAYS:** Carlson; Delzer

**ABSENT AND NOT VOTING:** Disrud; Ekstrom

Reengrossed HB 1290 passed and the title was agreed to.

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**MOTION**

**REP. DORSO MOVED** that the House be on the Seventh and Twelfth orders of business and at the conclusion of those orders, the House will stand in recess until 1:00 p.m., which motion prevailed.

**MESSAGE TO THE SENATE FROM THE HOUSE (LANCE HAGEN, CHIEF CLERK)**

**MADAM PRESIDENT:** The House has concurred in the Senate amendments and subsequently passed: HB 1422.

**REPORT OF CONFERENCE COMMITTEE**

**HB 1108, as engrossed:** Your conference committee (Sens. Mutch, Krebsbach, Heitkamp and Reps. Grosz, Clark, Sandvig) recommends that the **HOUSE ACCEDE** to the Senate amendments on HJ pages 1035-1036, adopt further amendments as follows, and place HB 1108 on the Seventh order:

That the House accede to the Senate amendments as printed on pages 1035 and 1036 of the House Journal and pages 879 and 880 of the Senate Journal and that Engrossed House Bill No. 1108 be further amended as follows:

Page 1, line 8, after the semicolon insert "to amend and reenact the new section to chapter 49-21 of the North Dakota Century Code as created by section 1 of House Bill No. 1050, as approved by the fifty-sixth legislative assembly, relating to a regulatory reform review commission study;"

Page 1, after line 10, insert:

"**SECTION 1. AMENDMENT.** The new section to chapter 49-21 of the North Dakota Century Code as created by section 1 of House Bill No. 1050, as approved by the fifty-sixth legislative assembly, is amended and reenacted as follows:

**Regulatory reform review commission - Appointments - Compensation - Report to legislative council.** The regulatory reform review commission shall review the operation and effect of North Dakota telecommunications law on an ongoing basis during the interims between the 1999 and 2003 legislative sessions and shall submit a report regarding its operation and effect to the legislative council in 2000 and 2002. During the 1999-2000 interim, the regulatory reform review commission shall study the provisions of the gross receipt tax in this state and examine the manner in which internet access service providers are taxed. The regulatory reform review commission shall report its findings and recommendations, together with any legislation necessary to implement the recommendations, to the fifty-seventh legislative assembly. The regulatory reform review commission may review the effects of federal universal service support mechanisms on telecommunications companies and consumers in this state and may review the preservation and advancement of universal service in this state, consistent with the Communications Act of 1934 [47 U.S.C. 151 et seq.], as amended by the Telecommunications Act of 1996 [Pub. L. 104-104; 110 Stat. 56] during these interims and may include any findings and recommendations in its reports to the legislative council. The regulatory reform review commission consists of one member of the public service commission who has responsibility for telecommunications regulation, two members of the senate, appointed by the president of the senate, and two members of the house of representatives, appointed by the speaker. The chairman of the legislative council shall designate the chairman and vice chairman of the regulatory reform review commission from the legislative members of the commission. The public service commission shall provide technical assistance and the legislative council shall provide staff services to the regulatory reform review commission. The legislative members of the regulatory reform review commission are entitled to the same compensation as provided for members of committees of the legislative council. The legislative council shall pay the compensation for the legislative members of the regulatory reform review commission. The public service commission shall pay the expenses of the member of the public service commission serving on the regulatory reform review commission and the public service commission staff providing technical assistance while carrying out their duties."

Page 10, line 1, replace "6" with "7"

Page 10, line 3, replace "7" with "8"

Renumber accordingly

Engrossed HB 1108 was placed on the Seventh order of business on the calendar.

#### **REPORT OF CONFERENCE COMMITTEE**

**HB 1252, as engrossed:** Your conference committee (Sens. Wanzek, Klein, Kinnoin and Reps. Nicholas, Brandenburg, Froelich) recommends that the **SENATE RECEDE** from the Senate amendments on HJ pages 1067-1068, adopt amendments as follows, and place HB 1252 on the Seventh order:

That the Senate recede from its amendments as printed on pages 1067 and 1068 of the House Journal and pages 915 and 916 of the Senate Journal and that Engrossed House Bill No. 1252 be amended as follows:

Page 1, line 1, after "A BILL" replace the remainder of the bill with "for an Act relating to sale and use of crop protection products; and to declare an emergency."

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

**SECTION 1. Crop protection products - Canadian labels.** The agriculture commissioner, with the advice and consent of the appropriate agricultural commodity group, may authorize the sale and use in this state of a crop protection product that has a Canadian label, if the commissioner determines that a crop protection product having an American label contains substantially similar active ingredients and that its importation and use does not violate federal law. The commissioner shall require an applicator to possess the American label and apply the product in accordance with the American label provisions.

**SECTION 2. Special local needs exemption - Tolerances.** The agriculture commissioner, in cooperation with the environmental protection agency, shall use tolerance data established or obtained in North America in pursuing special local needs exemptions for crop protection products under the federal Insecticide, Fungicide, and Rodenticide Act [7 U.S.C. 136 et seq.].

**SECTION 3. Crop protection products - Registration process - Joint labeling.** The governor and the agriculture commissioner shall work with all appropriate public and private entities to foster the development of a single, uniform process for the joint North American labeling of crop protection products not available for sale and use in this state as of the effective date of this Act.

**SECTION 4. Crop protection products - Request to petition for registration.** On the written request of any agricultural commodity group, the agriculture commissioner shall petition the environmental protection agency for the American registration of a crop protection product approved for use in Canada.

**SECTION 5. Crop protection products - Joint labeling - Report to legislative council.** During the 1999-2000 interim, the agriculture commissioner shall report at least twice to the legislative council regarding the efforts to develop a single, uniform process for the joint North American labeling of crop protection products.

**SECTION 6. EMERGENCY.** This Act is declared to be an emergency measure."

Renumber accordingly

Engrossed HB 1252 was placed on the Seventh order of business on the calendar.

#### REPORT OF CONFERENCE COMMITTEE

**HB 1276:** Your conference committee (Sens. Klein, Sand, D. Mathern and Reps. Renner, Rennerfeldt, Froelich) recommends that the **SENATE RECEDE** from the Senate amendments on HJ pages 1070-1071, adopt amendments as follows, and place HB 1276 on the Seventh order:

That the Senate recede from its amendments as printed on pages 1070 and 1071 of the House Journal and pages 916 and 917 of the Senate Journal and that House Bill No. 1276 be amended as follows:

Page 1, line 2, remove the second "the"

Page 1, line 3, remove "confiscation of nontraditional livestock," and remove the second comma

Page 1, line 7, replace "35-15-21" with "36-15-21"

Page 1, line 14, remove "and" and after "penalty" insert "; and to provide for a legislative council study"

Page 3, line 13, replace "ten" with "seven"

Page 3, line 15, replace "fifty" with "forty"

Page 3, line 16, replace "twenty" with "fifteen"

Page 3, line 18, remove "twenty-five"

Page 4, line 13, replace "shall" with "may" and replace "all" with "any"

Page 5, line 5, replace "shall" with "may"

Page 6, line 7, overstrike the colon

Page 6, line 8, remove "a." and overstrike "The" and insert immediately thereafter "the"

Page 6, line 9, overstrike "; or"

Page 6, line 10, remove "b." and overstrike "Any law enforcement officer of the county or city in which the animal is"

Page 6, overstrike lines 11 through 13

Page 6, line 14, overstrike "chapter"

Page 6, line 26, overstrike ", or a law enforcement officer,"

Page 7, line 23, overstrike "a class B misdemeanor" and insert immediately thereafter "an infraction"

Page 7, line 29, after the underscored comma insert "bison,"

Page 9, line 27, replace "All" with "Except as otherwise provided by this chapter or by rule, all"

Page 9, line 29, after "diseases" insert ", and that the animals meet disease testing and vaccination requirements prescribed by rule. Animals originating in other countries must be tested for diseases, as determined by the board, until a risk assessment is completed for the disease. If the board determines that an unacceptable risk exists, the board may deny entry, require additional testing, or require a vaccination"

Page 9, line 30, replace "A" with "The requirement for a" and replace "not required" with "waived"

Page 9, line 31, after "if" insert "the waiver is approved by the state veterinarian and"

Page 10, after line 2, insert:

"3. The board may require certification indicating that animals entering this state from a foreign country and intended for human consumption have not been treated with drugs that are disallowed under federal law for use in animals intended for human consumption.

4. The board may adopt rules to implement this section."

Page 11, line 12, overstrike "a class A misdemeanor" and insert immediately thereafter "an infraction"

Page 13, line 29, overstrike "refuses to assist in or"

Page 13, line 31, overstrike "a class B misdemeanor" and insert immediately thereafter "an infraction"

Page 15, line 9, overstrike "It is a responsibility"

Page 15, line 10, overstrike "of such" and insert immediately thereafter "A" and overstrike "to" and insert immediately thereafter "may"

Page 15, line 11, overstrike "same" and insert immediately thereafter "animal"

Page 15, after line 20, insert:

**"SECTION 29. LEGISLATIVE COUNCIL STUDY.** The legislative council shall consider studying the state board of animal health, including its membership, its representation, and the nature and scope of its regulatory authority over nontraditional livestock. The legislative council shall report any findings, and recommendations, together with any legislation required to implement the recommendations, to the fifty-seventh legislative assembly."

Renumber accordingly

HB 1276 was placed on the Seventh order of business on the calendar.

**MESSAGE TO THE HOUSE FROM THE SENATE (WILLIAM C. PARKER, SECRETARY)**  
**MR. SPEAKER:** The Senate has adopted the conference committee report and subsequently passed: SB 2008, SB 2017, SB 2025.

#### **REPORT OF CONFERENCE COMMITTEE**

**SB 2008, as engrossed:** Your conference committee (Sens. Holmberg, Solberg, Tallackson and Reps. Byerly, Poolman, Huether) recommends that the **HOUSE RECEDE** from the House amendments on SJ pages 871-873, adopt amendments as follows, and place SB 2008 on the Seventh order:

That the House recede from its amendments as printed on pages 871-873 of the Senate Journal and pages 952-954 of the House Journal and that Engrossed Senate Bill No. 2008 be amended as follows:

Page 1, line 2, after "49-01-05" insert "and subsection 3 of section 49-21-01"

Page 1, line 3, after "commissioners" insert "and the definition of essential telecommunications service"

Page 1, line 11, replace "4,389,004" with "4,383,989"

Page 1, line 12, replace "1,067,294" with "1,054,694"

Page 1, line 16, replace "9,202,101" with "9,184,486"

Page 1, line 17, replace "5,633,045" with "5,663,045"

Page 1, line 18, replace "3,569,056" with "3,521,441"

Page 2, after line 3, insert:

**"SECTION 3. AMENDMENT.** Subsection 3 of section 49-21-01 of the 1997 Supplement to the North Dakota Century Code is amended and reenacted as follows:

3. "Essential telecommunications service" means service that is necessary for switched access to interexchange telecommunications companies and necessary for two-way switched communications for both residential and business service within a local exchange area. A charge based on measured service may not be required for residential and business local exchange service. Essential telecommunications services are limited to:
  - a. Switched access;
  - b. Any new product or service offered in North Dakota after July 1, 1989, deemed essential by the commission after notice and hearing in accordance with chapter 28-32;
  - c. Billing and collection of the billing company's own essential telecommunications services and billing and collection recording for interexchange carriers to which the local exchange carrier provides feature group C access service;
  - d. Primary directory listing, including nonlisted and nonpublished service, and ~~local exchange~~ access to directory assistance;
  - e. Emergency 911 services and emergency operator assistance in local exchange areas in which emergency 911 service is not available;
  - f. Except as provided in section 49-02-01.1, mandatory, flat-rate extended area service to designated nearby local exchange areas;
  - g. Installation of the service connection for essential services from the end user's premises to the local exchange network;
  - h. Transmission service necessary for the connection between the end user's premises and the local exchange central office switch including a trunk connection that has direct inward dialing and necessary signaling service such as touchtone used by end users for essential telecommunications services;
  - i. Single or multiparty flat-rate or measured residence and business service;
  - j. Single or multiparty flat-rate or measured combination business and residence service; and
  - k. The transmission service line for a coin or pay telephone."

ReNUMBER accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:**

## DEPARTMENT 408 - PUBLIC SERVICE COMMISSION

CONFERENCE COMMITTEE - This amendment makes the following changes:

	EXECUTIVE BUDGET	SENATE VERSION	CONFERENCE COMMITTEE CHANGES	CONFERENCE COMMITTEE VERSION	HOUSE VERSION	CONFERENCE COMPARISON TO HOUSE VERSION
Salaries and wages	\$4,614,184	\$4,389,004	(\$5,015)	\$4,383,989	\$4,383,989	
Operating expenses	1,074,694	1,067,294	(12,600)	1,054,694	1,054,694	
Equipment	71,311	71,311		71,311	71,311	
Grants	6,000	6,000		6,000	6,000	
AML contractual services	<u>3,668,492</u>	<u>3,668,492</u>		<u>3,668,492</u>	<u>3,668,492</u>	
Total all funds	\$9,434,681	\$9,202,101	(\$17,615)	\$9,184,486	\$9,184,486	\$0
Less special funds	<u>5,640,789</u>	<u>5,633,045</u>	<u>30,000</u>	<u>5,663,045</u>	<u>5,663,045</u>	
General fund	\$3,793,892	\$3,569,056	(\$47,615)	\$3,521,441	\$3,521,441	\$0
FTE	43.00	42.00	0.00	42.00	43.00	(1.00)

Detail of Conference Committee changes to the Senate version includes:

	RESTORE SALARY AND OPERATING FUNDING <sup>1</sup>	REDUCE SALARY FUNDING	REDUCE OPERATING EXPENSES	FUNDING SOURCE CHANGE	TOTAL CONFERENCE COMMITTEE CHANGES
Salaries and wages	\$144,985	(\$150,000) <sup>2</sup>			(\$5,015)
Operating expenses	7,400		(\$20,000) <sup>3</sup>		(12,600)
Equipment					
Grants					
AML contractual services					
Total all funds	\$152,385	(\$150,000)	(\$20,000)	\$0	(\$17,615)
Less special funds				<u>30,000</u> <sup>4</sup>	<u>30,000</u>
General fund	\$152,385	(\$150,000)	(\$20,000)	(\$30,000)	(\$47,615)
FTE	0.00	0.00	0.00	0.00	0.00

Conference Committee changes narrative:

- <sup>1</sup> Restores salaries and wages and operating expenses funding removed by the Senate, the same as the House version, except that the Conference Committee did not restore the attorney position removed by the Senate and restored by the House.
- <sup>2</sup> Reduces salaries and wages funding. The Public Service Commission may designate the specific areas to reduce within the salaries and wages line item, the same as the House version.
- <sup>3</sup> Reduces operating expenses as follows, the same as the House version:

Office supplies	(\$10,000)
Travel	<u>(10,000)</u>
Total	(\$20,000)

- <sup>4</sup> Provides for a funding source change of \$117,027 rather than the \$147,027 approved in the executive budget and the Senate version relating to increasing the general fund support for the Public Service Commission as a result of an anticipated reduction in federal administrative cost reimbursements. The House also made this change.

The section added by the House is included which provides that an essential telecommunications service includes access to directory assistance rather than local exchange directory assistance.

Engrossed SB 2008 was placed on the Seventh order of business on the calendar.

**REPORT OF CONFERENCE COMMITTEE**

**SB 2017, as engrossed:** Your conference committee (Sens. Andrist, Holmberg, Tallackson and Reps. Carlisle, Tollefson, Guleson) recommends that the **SENATE ACCEDE** to the House amendments on SJ page 873 and place SB 2017 on the Seventh order.

Engrossed SB 2017 was placed on the Seventh order of business on the calendar.

**REPORT OF CONFERENCE COMMITTEE**

**SB 2025, as engrossed:** Your conference committee (Sens. Kringstad, Andrist, Robinson and Reps. Lloyd, Carlson, Aarsvold) recommends that the **SENATE ACCEDE** to the House amendments on SJ pages 937-938, adopt further amendments as follows, and place SB 2025 on the Seventh order:

That the Senate accede to the House amendments as printed on pages 937 and 938 of the Senate Journal and pages 1030 and 1031 of the House Journal and that Engrossed Senate Bill No. 2025 be further amended as follows:

Page 1, line 2, after "agencies" insert "; and to provide for a legislative council study"

Page 1, after line 23, insert:

**"SECTION 2. LEGISLATIVE COUNCIL STUDY OF DEFINED CONTRIBUTION RETIREMENT PLAN AND DEFERRED COMPENSATION PROGRAM VENDORS.** The legislative council shall consider studying the number, qualifications, and selection criteria for vendors and providers selected by the public employees retirement system board for the defined contribution retirement plan established under House Bill No. 1257 and the deferred compensation program administered by the board under chapter 54-52.2. If the legislative council conducts the study, it shall report its findings and recommendations, together with any legislation required to implement its recommendations, to the fifty-seventh legislative assembly."

ReNUMBER accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:**

DEPARTMENT 192 - PUBLIC EMPLOYEES RETIREMENT SYSTEM

CONFERENCE COMMITTEE - This amendment provides that during the 1999-2001 biennium, the Legislative Council shall consider studying issues relating to the selection by the Public Employees Retirement System board of providers for the defined contribution retirement plan and deferred compensation program.

Engrossed SB 2025 was placed on the Seventh order of business on the calendar.

**MESSAGE TO THE SENATE FROM THE HOUSE (LANCE HAGEN, CHIEF CLERK)**

**MADAM PRESIDENT:** The Speaker has appointed as a conference committee to act with a like committee from the Senate on:

**SB 2441:** Reps. R. Kelsch; Monson; Grumbo

**MESSAGE TO THE SENATE FROM THE HOUSE (LANCE HAGEN, CHIEF CLERK)**

**MADAM PRESIDENT:** The House has adopted the conference committee report and subsequently passed: HB 1290.

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

**VETO CERTIFICATION DELIVERY**

The following bill was delivered to the Legislative Council for veto certification on April 6, 1999: HB 1330.

**THE HOUSE RECOGNIZED THE PRESENCE OF:**

Former Representative Jeremy Nelson

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

**MR. SPEAKER:** The Senate does not concur in the House amendments to SB 2355 and the President has appointed as a conference committee to act with a like committee from the House on:

**SB 2355:** Sens. Wanzek; Klein; Kinnoin

**APPOINTMENT OF CONFERENCE COMMITTEE**

**THE SPEAKER ANNOUNCED** the following appointment to a Conference Committee on SB 2355: Reps. Brusegaard, Berg, Froelich.

**REPORT OF CONFERENCE COMMITTEE**

**REP. NICHOLS MOVED** that the conference committee report on Engrossed HB 1252 be adopted, which motion prevailed.

Reengrossed HB 1252 was placed on the Eleventh order.

**SECOND READING OF HOUSE BILL**

**HB 1252:** A BILL for an Act relating to sale and use of crop protection products; 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 94 YEAS, 0 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Belter; Berg; Bernstein; Boehm; Boucher; Brandenburg; Brekke; Brusegaard; Byerly; Carlisle; Carlson; Clark; Cleary; Dalrymple; DeKrey; Delmore; Delzer; Devlin; Dorso; Drovdal; Eckre; Fairfield; Froelich; Froseth; Galvin; Glassheim; Gorder; Grosz; Grumbo; Gullerson; Gunter; Haas; Hanson; Hawken; Henegar; Herbel; Hoffner; Huether; Jensen; Johnson, D.; Johnson, N.; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Klein; Klemin; Kliniske; Koppang; Koppelman; Kroeber; Lemieux; Lloyd; Lundgren; Mahoney; Maragos; Martinson; Metcalf; Meyer; Mickelson; Monson; Mueller; Nelson; Nicholas; Nichols; Niemeier; Nottestad; Nowatzki; Pollert; Poolman; Porter; Price; Renner; Rennerfeldt; Rose; Sandvig; Schmidt; Severson; Solberg; Stefonowicz; Svedjan; Sveen; Thoreson, B.; Thoreson, L.; Thorpe; Timm; Tollefson; Warner; Wentz; Wikenheiser; Winrich; Speaker Wald

**ABSENT AND NOT VOTING:** Disrud; Ekstrom; Grande; Weisz

Reengrossed HB 1252 passed, the title was agreed to, and the emergency clause was declared carried.

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**REPORT OF CONFERENCE COMMITTEE**

**REP. CLARK MOVED** that the conference committee report on Engrossed HB 1108 be adopted, which motion failed on a verification vote.

**APPOINTMENT OF CONFERENCE COMMITTEE**

**THE SPEAKER ANNOUNCED** the following re-appointment to a Conference Committee on Engrossed HB 1108: Reps. Grosz, Clark, Sandvig.

**REPORT OF CONFERENCE COMMITTEE**

**REP. LLOYD MOVED** that the conference committee report on Engrossed SB 2025 be adopted, which motion prevailed.

Engrossed SB 2025, as amended, was placed on the Fourteenth order.

**SECOND READING OF SENATE BILL**

**SB 2025:** A BILL for an Act to provide an appropriation for defraying the expenses of various state retirement and investment agencies; and to provide for a legislative council study.

**ROLL CALL**

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

**YEAS:** Aarsvold; Belter; Berg; Bernstein; Boehm; Boucher; Brandenburg; Brekke; Brusegaard; Byerly; Carlisle; Carlson; Clark; Cleary; Dalrymple; DeKrey; Delmore; Delzer; Devlin; Dorso; Drovdal; Eckre; Fairfield; Froelich; Froseth; Galvin; Glassheim; Gorder; Grande; Grosz; Grumbo; Gullerson; Gunter; Haas; Hanson; Hawken; Henegar; Herbel; Hoffner; Huether; Jensen; Johnson, D.; Johnson, N.; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Klein; Klemin; Kliniske; Koppang; Koppelman; Kroeber; Lemieux; Lloyd; Lundgren; Mahoney; Maragos; Martinson; Metcalf; Meyer; Mickelson; Monson; Mueller; Nelson; Nicholas; Nichols; Niemeier; Nottestad; Nowatzki; Pollert; Poolman; Porter; Price; Renner; Rennerfeldt; Rose; Sandvig; Schmidt; Severson; Solberg; Stefonowicz; Svedjan; Sveen; Thoreson, B.; Thoreson, L.; Thorpe; Timm; Tollefson; Warner; Weisz; Wentz; Wikenheiser; Winrich; Speaker Wald

**ABSENT AND NOT VOTING:** Disrud; Ekstrom

Engrossed SB 2025, as amended, passed and the title was agreed to.

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**REPORT OF CONFERENCE COMMITTEE**

**REP. BYERLY MOVED** that the conference committee report on Engrossed SB 2008 be adopted.

**REQUEST**

**REP. GULLESON REQUESTED** a recorded roll call vote on the adoption of the conference committee report on Engrossed SB 2008, which request was granted.

**ROLL CALL**

The question being on the motion to adopt the conference committee report on Engrossed SB 2008, the roll was called and there were 33 YEAS, 63 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Belter; Boehm; Brandenburg; Brekke; Brusegaard; Byerly; Carlson; Clark; Dalrymple; DeKrey; Delzer; Dorso; Drovda; Froseth; Grande; Grosz; Haas; Kliniske; Lloyd; Mickelson; Monson; Nottestad; Poolman; Porter; Price; Renner; Rennerfeldt; Severson; Svedjan; Thoreson, B.; Thoreson, L.; Timm; Speaker Wald

**NAYS:** Aarsvold; Berg; Bernstein; Boucher; Carlisle; Cleary; Delmore; Devlin; Eckre; Fairfield; Froelich; Galvin; Glassheim; Gorder; Grumbo; Gulleson; Gunter; Hanson; Hawken; Henegar; Herbel; Hoffner; Huether; Jensen; Johnson, D.; Johnson, N.; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Klein; Klemin; Koppang; Koppelman; Kroeber; Lemieux; Lundgren; Mahoney; Maragos; Martinson; Metcalf; Meyer; Mueller; Nelson; Nicholas; Nichols; Niemeier; Nowatzki; Pollert; Rose; Sandvig; Schmidt; Solberg; Stefanowicz; Sveen; Thorpe; Tollefson; Warner; Weisz; Wentz; Wikenheiser; Winrich

**ABSENT AND NOT VOTING:** Disrud; Ekstrom

The motion to adopt the conference committee report on Engrossed SB 2008 failed.

**REP. DORSO MOVED** that the same conference committee be appointed to Engrossed SB 2008, which motion prevailed.

**APPOINTMENT OF CONFERENCE COMMITTEE**

**THE SPEAKER ANNOUNCED** the following re-appointment to the Conference Committee on SB 2008: Reps. Byerly, Poolman, Huether.

**MOTION**

**REP. DORSO MOVED** that the House be on the Seventh and Twelfth orders of business, and at the conclusion of those orders, the House stand in recess until 4:15 p.m., which motion prevailed.

**MESSAGE TO THE SENATE FROM THE HOUSE (LANCE HAGEN, CHIEF CLERK)**

**MADAM PRESIDENT:** The House has adopted the conference committee report and subsequently passed: SB 2025.

**MESSAGE TO THE SENATE FROM THE HOUSE (LANCE HAGEN, CHIEF CLERK)**

**MADAM PRESIDENT:** The House has adopted the conference committee report and subsequently passed: HB 1252.

**MESSAGE TO THE SENATE FROM THE HOUSE (LANCE HAGEN, CHIEF CLERK)**

**MADAM PRESIDENT:** The House has not adopted the conference committee report on HB 1108. The Speaker has appointed as a conference committee to act with a like committee from the Senate on:

**HB 1108:** Reps. Grosz; Clark; Sandvig

**MESSAGE TO THE SENATE FROM THE HOUSE (LANCE HAGEN, CHIEF CLERK)**

**MADAM PRESIDENT:** The House has not adopted the conference committee report on SB 2008. The Speaker has appointed as a conference committee to act with a like committee from the Senate on:

**SB 2008:** Reps. Byerly; Poolman; Huether

**MESSAGE TO THE SENATE FROM THE HOUSE (LANCE HAGEN, CHIEF CLERK)**

**MADAM PRESIDENT:** The Speaker has appointed as a conference committee to act with a like committee from the Senate on:

**SB 2355:** Reps. Brusegaard; Berg; Froelich

**VETO CERTIFICATION DELIVERY**

The following bill was delivered to the Legislative Council for veto certification on April 8, 1999: HB 1266.

**REPORT OF CONFERENCE COMMITTEE**

**HB 1428, as engrossed:** Your conference committee (Sens. Wanzek, Urlacher, Kinnoin and Reps. D. Johnson, Brandenburg, Warner) recommends that the **SENATE RECEDE** from the Senate amendments on HJ page 1074, adopt amendments as follows, and place HB 1428 on the Seventh order:

That the Senate recede from its amendments as printed on page 1074 of the House Journal and page 575 and page 946 of the Senate Journal and that Engrossed House Bill No. 1428 be amended as follows:

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

Page 1, line 3, after "seeds" insert "; and to provide a continuing appropriation"

Page 1, line 10, after "**requirements**" insert "**- Continuing appropriation**"

Page 1, line 15, replace "The" with "Except for employees of the agricultural experiment station or the North Dakota state university extension service involved in research and extension related activities, the"

Page 2, line 13, after the underscored period insert "To provide sufficient funds to pay costs associated with monitoring and testing industrial hemp in the state, the commissioner shall assess each applicant a fee of five dollars per acre. The minimum fee assessed must be one hundred fifty dollars per applicant. Collections from this fee must be deposited in the attorney general's operating fund and are hereby appropriated to the attorney general to be used to enforce sections 1 and 2 of this Act."

Page 2, line 24, overstrike "absinthim" and insert immediately thereafter "absinthium"

Re-number accordingly

Engrossed HB 1428 was placed on the Seventh order of business on the calendar.

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

**MR. SPEAKER:** The Senate has adopted the conference committee report and subsequently passed: SB 2038, SB 2171, SB 2254, SB 2440.

**REPORT OF CONFERENCE COMMITTEE**

**SB 2038:** Your conference committee (Sens. Kilzer, Thane, DeMers and Reps. Price, Delzer, Eckre) recommends that the **HOUSE RECEDE** from the House amendments on SJ page 1006, adopt amendments as follows, and place SB 2038 on the Seventh order:

That the House recede from its amendments as printed on page 1006 of the Senate Journal and page 1082 of the House Journal and that Senate Bill No. 2038 be amended as follows:

Page 1, line 1, after "A BILL" replace the remainder of the bill with "for an Act to provide for reports to the legislative council regarding the establishment of a traumatic brain-injured facility.

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

**SECTION 1. TRAUMATIC BRAIN-INJURED FACILITY REPORT TO THE LEGISLATIVE COUNCIL.** The director of the department of human services shall report periodically to the legislative council, or an interim committee designated by the legislative council, during the 1999-2000 interim regarding the establishment of a traumatic brain-injured facility in western North Dakota. The reports must include information regarding the number of beds available and the location of any beds

available for conversion to a traumatic brain-injured facility in western North Dakota and the status of the number of beds that have been converted for a traumatic brain-injured facility in western North Dakota."

Renumber accordingly

SB 2038 was placed on the Seventh order of business on the calendar.

#### REPORT OF CONFERENCE COMMITTEE

**SB 2171, as engrossed:** Your conference committee (Sens. Thane, Lee, Mutzenberger and Reps. Devlin, Timm, Eckre) recommends that the **SENATE ACCEDE** to the House amendments on SJ pages 1104-1105, adopt further amendments as follows, and place SB 2171 on the Seventh order:

That the Senate accede to the House amendments as printed on pages 1104 and 1105 of the Senate Journal and pages 1151 and 1152 of the House Journal and that Engrossed Senate Bill No. 2171 be further amended as follows:

Page 4, after line 18, insert:

"10. "Home" when used in the phrase "to return home" means the abode of the child's parent with whom the child formerly resided."

Page 4, line 19, replace "10" with "11"

Page 4, line 20, replace "11" with "12"

Page 5, line 5, replace "12" with "13"

Page 5, line 7, replace "13" with "14"

Page 5, line 16, replace "14" with "15"

Page 5, line 17, replace "15" with "16"

Page 5, line 24, replace "16" with "17"

Page 6, line 5, replace "17" with "18"

Renumber accordingly

Engrossed SB 2171 was placed on the Seventh order of business on the calendar.

#### REPORT OF CONFERENCE COMMITTEE

**SB 2254:** Your conference committee (Sens. W. Stenehjem, Traynor, C. Nelson and Reps. Kliniske, Porter, Sandvig) recommends that the **HOUSE RECEDE** from the House amendments on SJ pages 876-877, adopt amendments as follows, and place SB 2254 on the Seventh order:

That the House recede from its amendments as printed on pages 876 and 877 of the Senate Journal and pages 933 and 934 of the House Journal and that Senate Bill No. 2254 be amended as follows:

Page 1, line 1, after "A BILL" replace the remainder of the bill with "for an Act relating to the performance of partial-birth abortions; and to provide a penalty.

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

##### SECTION 1. Definitions. As used in this Act:

1. "Partially born" means the living intact fetus's body, with the entire head attached, is delivered so that any of the following has occurred:
  - a. The living intact fetus's entire head, in the case of a cephalic presentation, or any portion of the living intact fetus's torso above the navel, in the case of a breech presentation, is delivered past the mother's vaginal opening; or

- b. The living intact fetus's entire head, in the case of a cephalic presentation, or any portion of the living intact fetus's torso above the navel, in the case of a breech presentation, is delivered outside the mother's abdominal wall.
2. "Sharp curettage or suction curettage abortion" means an abortion in which the developing child and products of conception are evacuated from the uterus with a sharp curettage or through a suction cannula with an attached vacuum apparatus.

### **SECTION 2. Prohibition - Penalty - Exception.**

1. Any person who intentionally causes the death of a living intact fetus while that living intact fetus is partially born is guilty of a class AA felony. A mother whose living intact fetus dies while partially born may not be prosecuted for a violation of this Act or for conspiracy to violate this Act.
2. This Act does not apply to a sharp curettage or suction curettage abortion or to any offense committed under chapter 12.1-17.1 or chapter 14-02.1.

**SECTION 3. Exception for life of mother.** Section 2 does not prohibit a physician from taking measures that in the physician's medical judgment are necessary to save the life of a mother whose life is endangered by a physical disorder, illness, or injury, if:

1. Every reasonable precaution is also taken, in this case, to save the child's life; and
2. The physician first certifies in writing, setting forth in detail the facts upon which the physician relies in making this judgment. This certification is not required in the case of an emergency and the procedure is necessary to preserve the life of the mother."

Renumber accordingly

SB 2254 was placed on the Seventh order of business on the calendar.

### **REPORT OF CONFERENCE COMMITTEE**

**SB 2440, as engrossed:** Your conference committee (Sens. Schobinger, B. Stenehjem, Thompson and Reps. Kempenich, Sveen, Mahoney) recommends that the **HOUSE RECEDE** from the House amendments on SJ page 1009, adopt amendments as follows, and place SB 2440 on the Seventh order:

That the House recede from its amendments as printed on page 1009 of the Senate Journal and pages 1082 and 1083 of the House Journal and that Engrossed Senate Bill No. 2440 be amended as follows:

Page 1, line 9, replace "twenty-five" with "fifteen" and replace "ten" with "five"

Renumber accordingly

Engrossed SB 2440 was placed on the Seventh order of business on the calendar.

**MESSAGE TO THE HOUSE FROM THE SENATE (WILLIAM C. PARKER, SECRETARY)**  
**MR. SPEAKER:** The Senate has adopted the conference committee report on HB 1290.

**MESSAGE TO THE HOUSE FROM THE SENATE (WILLIAM C. PARKER, SECRETARY)**  
**MR. SPEAKER:** The Senate has not adopted the conference committee report on HB 1038. The President has appointed as a new conference committee to act with a like committee from the House on:

**HB 1038:** Sens. Kilzer; Thane; DeMers

**MESSAGE TO THE HOUSE FROM THE SENATE (WILLIAM C. PARKER, SECRETARY)**  
**MR. SPEAKER:** The Senate has adopted the conference committee report and subsequently passed: HB 1007, HB 1013.

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

**ANNOUNCEMENT BY SPEAKER**

**THE SPEAKER ANNOUNCED** that the Senate had not adopted the conference committee report on HB 1038 and re-appointed the following to a new Conference Committee on HB 1038: Reps. Weisz, Dalrymple, Metcalf.

**REPORT OF CONFERENCE COMMITTEE**

**REP. CARLISLE MOVED** that the conference committee report on Engrossed SB 2017 be adopted, which motion prevailed.

**REPORT OF CONFERENCE COMMITTEE**

**REP. RENNER MOVED** that the conference committee report on HB 1276 be adopted, which motion prevailed.

Engrossed HB 1276 was placed on the Eleventh order.

**SECOND READING OF HOUSE BILL**

**HB 1276:** A BILL for an Act to create and enact a new section to chapter 36-01, a new section to chapter 36-05, and a new section to chapter 36-14 of the North Dakota Century Code, relating to livestock unfit for sale and animals imported into the state; to amend and reenact sections 36-01-05, 36-01-07, 36-01-08, 36-01-08.1, 36-01-08.3, 36-01-08.4, 36-01-13, 36-01-14, 36-01-28, 36-05-01, subsection 4 of section 36-05-13.2, sections 36-07-07, 36-14-10, 36-14-20, 36-14-21, 36-15-01, 36-15-02, 36-15-08.1, 36-15-09, 36-15-14, 36-15-19, 36-15-21, 36-15-22, and subsection 1 of section 36-21.1-06 of the North Dakota Century Code, relating to the board of animal health, livestock auction markets, rendering plants, contagious and infectious livestock diseases, tuberculosis and brucellosis eradication in animals, and humane treatment of animals; to repeal sections 36-14-04, 36-14-05, 36-14-06, 36-14-07, 36-15-08, and 36-15-12 of the North Dakota Century Code, relating to horses, cattle, sheep, and swine imported into the state, compensation for owners of animals infected with tuberculosis or paratuberculosis, and bovine tuberculosis and brucellosis funds; to provide a penalty; and to provide for a legislative council study.

**ROLL CALL**

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 92 YEAS, 0 NAYS, 0 EXCUSED, 6 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Belter; Berg; Boehm; Boucher; Brandenburg; Brekke; Brusegaard; Byerly; Carlisle; Carlson; Clark; Cleary; Dalrymple; DeKrey; Delmore; Delzer; Devlin; Dorso; Drovdal; Eckre; Fairfield; Froelich; Froseth; Galvin; Glassheim; Gorder; Grande; Grosz; Grumbo; Guleson; Gunter; Haas; Hanson; Hawken; Herbel; Hoffner; Huether; Jensen; Johnson, D.; Johnson, N.; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Klein; Klemin; Kliniske; Koppang; Koppelman; Kroeber; Lemieux; Lloyd; Lundgren; Mahoney; Martinson; Metcalf; Meyer; Mickelson; Monson; Mueller; Nelson; Nicholas; Nichols; Niemeier; Nottestad; Nowatzki; Pollert; Poolman; Porter; Price; Renner; Rennerfeldt; Rose; Sandvig; Schmidt; Severson; Solberg; Stefanowicz; Svedjan; Sveen; Thoreson, B.; Thoreson, L.; Thorpe; Timm; Tollefson; Warner; Weisz; Wikenheiser; Winrich; Speaker Wald

**ABSENT AND NOT VOTING:** Bernstein; Disrud; Ekstrom; Henegar; Maragos; Wentz

Engrossed HB 1276 passed and the title was agreed to.

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**REPORT OF CONFERENCE COMMITTEE**

**REP. D. JOHNSON MOVED** that the conference committee report on Engrossed HB 1428 be adopted, which motion prevailed.

Reengrossed HB 1428 was placed on the Eleventh order.

**SECOND READING OF HOUSE BILL**

**HB 1428:** A BILL for an Act to authorize the production of industrial hemp; to amend and reenact subsection 13 of section 4-09-01 of the North Dakota Century Code, relating to the definition of noxious weed seeds; and to provide a continuing appropriation.

**ROLL CALL**

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 86 YEAS, 7 NAYS, 0 EXCUSED, 5 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Belter; Berg; Boucher; Brandenburg; Brekke; Brusegaard; Byerly; Cleary; Dalrymple; DeKrey; Delmore; Devlin; Dorso; Drovdal; Eckre; Fairfield; Froelich; Froseth; Galvin; Glassheim; Gorder; Grosz; Grumbo; Gulleston; Gunter; Haas; Hanson; Hawken; Herbel; Hoffner; Huether; Jensen; Johnson, D.; Johnson, N.; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Klein; Klemin; Kliniske; Koppang; Koppelman; Kroeber; Lemieux; Lloyd; Lundgren; Mahoney; Martinson; Metcalf; Meyer; Mickelson; Monson; Mueller; Nelson; Nicholas; Nichols; Niemeier; Nottestad; Nowatzki; Pollert; Poolman; Porter; Price; Renner; Rennerfeldt; Rose; Sandvig; Schmidt; Severson; Solberg; Stefonowicz; Svedjan; Sveen; Thoreson, L.; Thorpe; Timm; Tollefson; Warner; Weisz; Wentz; Wikenheiser; Winrich; Speaker Wald

**NAYS:** Boehm; Carlisle; Carlson; Clark; Delzer; Grande; Thoreson, B.

**ABSENT AND NOT VOTING:** Bernstein; Disrud; Ekstrom; Henegar; Maragos

Reengrossed HB 1428 passed and the title was agreed to.

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#### REPORT OF CONFERENCE COMMITTEE

**REP. KLINISKE MOVED** that the conference committee report on SB 2254 be adopted, which motion prevailed.

SB 2254, as amended, was placed on the Fourteenth order.

#### SECOND READING OF SENATE BILL

**SB 2254:** A BILL for an Act relating to the performance of partial-birth abortions; 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 84 YEAS, 9 NAYS, 0 EXCUSED, 5 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Belter; Berg; Boehm; Boucher; Brandenburg; Brekke; Brusegaard; Byerly; Carlisle; Carlson; Clark; Cleary; Dalrymple; DeKrey; Delzer; Devlin; Dorso; Drovdal; Eckre; Fairfield; Froelich; Froseth; Galvin; Gorder; Grande; Grosz; Grumbo; Gulleston; Gunter; Haas; Hanson; Herbel; Hoffner; Huether; Johnson, D.; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Klein; Klemin; Kliniske; Koppang; Koppelman; Kroeber; Lemieux; Lloyd; Lundgren; Mahoney; Metcalf; Meyer; Mickelson; Monson; Mueller; Nelson; Nicholas; Nichols; Niemeier; Nottestad; Nowatzki; Pollert; Poolman; Porter; Price; Renner; Rennerfeldt; Rose; Sandvig; Schmidt; Severson; Solberg; Stefonowicz; Svedjan; Thoreson, B.; Thoreson, L.; Thorpe; Timm; Tollefson; Warner; Weisz; Wikenheiser; Speaker Wald

**NAYS:** Delmore; Glassheim; Hawken; Jensen; Johnson, N.; Martinson; Sveen; Wentz; Winrich

**ABSENT AND NOT VOTING:** Bernstein; Disrud; Ekstrom; Henegar; Maragos

SB 2254, as amended, passed and the title was agreed to.

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#### REPORT OF CONFERENCE COMMITTEE

**REP. KEMPENICH MOVED** that the conference committee report on Engrossed SB 2440 be adopted, which motion prevailed.

Engrossed SB 2440, as amended, was placed on the Fourteenth order.

#### SECOND READING OF SENATE BILL

**SB 2440:** A BILL for an Act to provide for a study of the licensing of used motor vehicle dealers; and to create and enact a new section to chapter 39-22 of the North Dakota Century Code, relating to sales requirements for used motor vehicle dealers.

#### ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 2 YEAS, 90 NAYS, 0 EXCUSED, 6 ABSENT AND NOT VOTING.

**YEAS:** Price; Speaker Wald

**NAYS:** Aarsvold; Belter; Berg; Boehm; Boucher; Brandenburg; Brekke; Brusegaard; Byerly; Carlisle; Carlson; Clark; Cleary; Dalrymple; DeKrey; Delmore; Delzer; Devlin; Dorso; Drovdal; Eckre; Fairfield; Froelich; Froseth; Galvin; Glassheim; Gorder; Grande; Grosz; Grumbo; Gulleson; Gunter; Haas; Hanson; Hawken; Herbel; Hoffner; Huether; Johnson, D.; Johnson, N.; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Klein; Klemm; Kliniske; Koppang; Koppelman; Kroeber; Lemieux; Lloyd; Lundgren; Mahoney; Martinson; Metcalf; Meyer; Mickelson; Monson; Mueller; Nelson; Nicholas; Nichols; Niemeier; Nottestad; Nowatzki; Pollert; Poolman; Porter; Renner; Rennerfeldt; Rose; Sandvig; Schmidt; Severson; Solberg; Stefonowicz; Svedjan; Sveen; Thoreson, B.; Thoreson, L.; Thorpe; Timm; Tollefson; Warner; Weisz; Wentz; Wikenheiser; Winrich

**ABSENT AND NOT VOTING:** Bernstein; Disrud; Ekstrom; Henegar; Jensen; Maragos

Engrossed SB 2440, as amended, was declared lost.

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**MOTION**

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

**MOTION**

**REP. MONSON MOVED** that the House be on the Seventh, Twelfth, and Sixteenth orders of business and at the conclusion of those orders, the House stand adjourned until 9:00 a.m., Monday, April 12, 1999, which motion prevailed.

**REPORT OF CONFERENCE COMMITTEE**

**HB 1020, as engrossed:** Your conference committee (Sens. Holmberg, Grindberg, Tallackson and Reps. Carlson, Lloyd, Nichols) recommends that the **HOUSE ACCEDE** to the Senate amendments on HJ page 1091, adopt further amendments as follows, and place HB 1020 on the Seventh order:

That the Senate recede from its amendments as printed on page 1091 of the House Journal and pages 941 and 942 of the Senate Journal and that Engrossed House Bill No. 1020 be amended as follows:

Page 1, line 14, replace "445,760" with "525,760"

Page 1, line 16, replace "27,907,410" with "27,987,410"

Page 1, line 18, replace "12,174,391" with "12,254,391"

Renumber accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:**

DEPARTMENT 270 - STATE BOARD FOR VOCATIONAL AND TECHNICAL EDUCATION

CONFERENCE COMMITTEE - This amendment makes the following changes:

	EXECUTIVE BUDGET	HOUSE VERSION	CONFERENCE COMMITTEE CHANGES	CONFERENCE COMMITTEE VERSION	SENATE VERSION	CONFERENCE COMPARISON TO SENATE VERSION
Salaries and wages	\$2,718,940	\$2,688,484		\$2,688,484	\$2,688,484	
Operating expenses	567,192	567,192		567,192	567,192	
Equipment	60,000	60,000		60,000	60,000	
Grants	25,188,522	23,788,522		23,788,522	23,788,522	
Adult farm management	445,760	445,760	\$80,000	525,760	545,760	(\$20,000)
Postsecondary education grants	357,452	357,452		357,452	357,452	
Total all funds	\$29,337,866	\$27,907,410	\$80,000	\$27,987,410	\$28,007,410	(\$20,000)
Less special funds	15,745,712	15,733,019		15,733,019	15,733,019	
General fund	\$13,592,154	\$12,174,391	\$80,000	\$12,254,391	\$12,274,391	(\$20,000)
FTE	28.50	28.50	0.00	28.50	28.50	0.00

Detail of Conference Committee changes to the House version:

	INCREASE ADULT FARM MANAGEMENT GRANTS	ADD FUNDING FOR GRANTS FOR MARKETING CLUBS	TOTAL CONFERENCE COMMITTEE CHANGES
Salaries and wages			
Operating expenses			
Equipment			
Grants			

Adult farm management	\$30,000	\$50,000	\$80,000
Postsecondary education grants			
Total all funds	\$30,000	\$50,000	\$80,000
Less special funds			
General fund	\$30,000	\$50,000	\$80,000

Conference Committee changes narrative:

This amendment makes the following changes:

- Increases grants for the adult farm management program by \$30,000 (\$20,000 less than the amount added by the Senate).
- Adds \$50,000 (which was included in the Senate amendments) to the adult farm management line item for grants to create and expand marketing clubs as adjuncts to farm management programs, as provided in House Bill No. 1434.

Engrossed HB 1020 was placed on the Seventh order of business on the calendar.

#### REPORT OF CONFERENCE COMMITTEE

**HB 1037, as engrossed:** Your conference committee (Sens. W. Stenehjem, Wardner, DeMers and Reps. Klein, Klemin, Metcalf) recommends that the **SENATE RECEDE** from the Senate amendments on HJ pages 1068-1070, adopt further amendments as follows, and place HB 1037 on the Seventh order:

That the Senate recede from its amendments as printed on pages 1068-1070 of the House Journal and pages 911-913 of the Senate Journal and that Engrossed House Bill No. 1037 be amended as follows:

Page 1, line 1, after the first "to" insert "provide for year 2000 information requests; to" and remove "a new section to chapter 28-01.3 and"

Page 1, line 3, remove "and to the liability"

Page 1, line 4, remove "of a manufacturer for a year 2000 claim" and remove "sections 28-01.3-04,"

Page 1, line 5, remove "28-01.3-06," and remove the second comma

Page 1, line 8, remove "and to the liability of a nonmanufacturing seller for a year 2000 claim and the"

Page 1, line 9, remove "determination of a defective product"

Page 1, after line 10, insert:

#### **"SECTION 1. Year 2000 information requests - Use - Exceptions.**

1. Any public entity may gather year 2000 processing information from any person which relates to computer hardware or software, telecommunications networks, or devices containing a computer processor. An information request under this section may specify the person to gather responses to the request. Any year 2000 processing response made to an information gathering request from a public entity is not a public record under section 44-04-18 or section 6 of article 11 of the Constitution of North Dakota and the response may not be directly or indirectly used, offered in evidence, or be subject to discovery in any civil action for damages in tort, contract, or for any other form of relief against the public entity or person.
2. This section does not preclude the public entity from using its requests for year 2000 information or responses to year 2000 information requests as evidence of a good-faith effort to determine year 2000 compliance of its computer hardware or software, telecommunications networks, or devices containing a computer processor.
3. For purposes of this section, year 2000 processing includes calculating, comparing, sequencing, displaying, or storing; transmitting; or receiving

data from, into, and between the twentieth and twenty-first centuries, and during the years 1999 and 2000, and any leap year.

4. This section does not preclude any party from separately obtaining the information submitted in response to a year 2000 information request made under this section through other independent legal authority and using the separately obtained information in any action or proceeding.
5. This section does not apply to any information disclosed to the public with the express written consent of the party responding to a year 2000 information request under this section or disclosed by that party separately from a response to a year 2000 information request under this section.
6. This section applies to all responses to any year 2000 information requests received by a public entity whether the response was received before or after the effective date of this Act."

Page 1, remove lines 11 through 24

Page 2, remove lines 1 through 30

Page 3, remove lines 1 through 20

Page 4, line 1, replace "networks" with "network" and replace "devices" with "device"

Page 4, line 2, replace "all of the following conditions are met:" with "the results of testing establish that the computer hardware or software, telecommunications network, or device containing a computer processor meets the compliance requirements of this section, or if the state has sought and received an assurance of compliance from the manufacturer, or if the state has sought an assurance of compliance from the manufacturer, supplier, government or other reliable source when testing or receiving an assurance from the manufacturer or supplier of the computer hardware or software, telecommunications network, or device containing a computer processor is not practicable. For the purposes of this section computer hardware or software, a telecommunications network, or device containing a computer processor is compliant with the year 2000 date change if:

1. All stored dates or programs contain century recognition, including dates stored in data bases and hardware or internal system dates in devices;
2. The program logic accommodates same century and multcentury formulas and date values; and
3. The year 2000 or any other leap year is correctly treated as a leap year within all program logic."

Page 4, remove lines 3 through 13

Page 5, line 18, replace "networks" with "network" and replace "devices" with "device"

Page 5, line 19, replace "all of the following" with "the results of testing establish that the computer hardware or software, telecommunications network, or device containing a computer processor meets the compliance requirements of this section, or if the political subdivision has sought and received an assurance of compliance from the manufacturer or supplier, or if the political subdivision has sought an assurance of compliance from the manufacturer, supplier, government or other reliable source when testing or receiving an assurance from the manufacturer or supplier of the computer hardware or software, telecommunications network, or device containing a computer processor is not practicable. For purposes of this section, computer hardware or software, a telecommunications network, or device containing a computer processor is compliant with the year 2000 date change if:

- (1) All stored dates or programs contain century recognition, including dates stored in data bases and hardware or internal system dates in devices;
- (2) The program logic accommodates same century and multcentury formulas and date values; and

- (3) The year 2000 or any other leap year is correctly treated as a leap year within all program logic."

Page 5, remove lines 20 through 31

Page 7, line 31, replace "networks" with "network" and replace "devices" with "device"

Page 8, line 1, replace "all of the following" with "the results of testing establish that the computer hardware or software, telecommunications network, or device containing a computer processor meets the compliance requirements of this section, or if the state has sought and received an assurance of compliance from the manufacturer or supplier, or if the state has sought an assurance of compliance from the manufacturer, supplier, government or other reliable source when testing or receiving an assurance from the manufacturer or supplier of the computer hardware or software, telecommunications network, or device containing a computer processor. For purposes of this section, computer hardware or software, a telecommunications network, or device containing a computer processor is compliant with the year 2000 date change if:

- (1) All stored dates or programs contain century recognition, including dates stored in data bases and hardware or internal system dates in devices;
- (2) The program logic accommodates same century and multcentury formulas and date values; and
- (3) The year 2000 or any other leap year is correctly treated as a leap year within all program logic."

Page 8, remove lines 2 through 13

ReNUMBER accordingly

Engrossed HB 1037 was placed on the Seventh order of business on the calendar.

#### REPORT OF CONFERENCE COMMITTEE

**HB 1043, as reengrossed:** Your conference committee (Sens. W. Stenehjem, Watne, C. Nelson and Reps. Delzer, DeKrey, Nichols) recommends that the **SENATE RECEDE** from the Senate amendments on HJ page 1168 and pages 1298-1299 and place HB 1043 on the Seventh order:

That the Senate recede from its amendments as printed on page 1168 and pages 1298 and 1299 of the House Journal and page 740 and page 1024 of the Senate Journal and that Reengrossed House Bill No. 1043 be amended as follows:

Page 1, line 1, after "enact" insert "a new section to chapter 14-02.4 and"

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

Page 1, line 5, after "appropriation" insert "; and to provide an effective date"

Page 1, after line 6, insert:

**"SECTION 1.** A new section to chapter 14-02.4 of the North Dakota Century Code is created and enacted as follows:

#### **Discriminatory housing practices.**

1. It is a discriminatory practice for an owner of rights to housing or real property or the owner's agent or a person acting under court order, deed or trust, or will to:
  - a. Refuse to transfer an interest in real property or housing accommodation to a person because of the person's status with respect to public assistance;
  - b. Discriminate against a person in the terms, conditions, or privileges of the transfer of an interest in real property or housing accommodation because of the person's status with respect to public assistance; or

- c. Indicate or publicize that the transfer of an interest in real property or housing accommodation by persons is unwelcome, objectionable, not acceptable, or not solicited because of the person's status with respect to public assistance.
2. It is a discriminatory practice for a person, or agent or employee of the person, who lends or provides other financial assistance for the purchase, lease, acquisition, construction, rehabilitation, repair, or maintenance of real property to discriminate in lending or financial assistance decisions, or in the extension of services in connection with those decisions, based on the status with respect to public assistance of the person seeking the loan or financial assistance.
3. Any person claiming to be aggrieved by a discriminatory practice in violation of this section may bring an action in district court under the procedure provided in section 14-02.4-19."

Page 2, line 10, replace "14-02.5-19" with "14-02.5-18"

Page 2, line 23, replace "14-02.5-03" with "14-02.5-02"

Page 2, line 24, replace "14-02.5-09" with "14-02.5-08" and replace "14-02.5-46" with "14-02.5-45"

Page 2, line 29, after the first underscored period insert:

"Familial status" means one or more minors being domiciled with a parent or another person having legal custody of the minor or minors; or the designee of the parent or other person having such custody with the written permission of the parent or other person. The protections afforded against discrimination on the basis of familial status apply to any person who is pregnant or is in the process of securing legal custody of any minor.

10."

Page 2, line 30, replace "10" with "11"

Page 3, line 1, replace "14-02.5-22" with "14-02.5-21"

Page 3, line 3, replace "11" with "12"

Page 3, remove lines 5 through 10

Page 3, line 11, replace "14-02.5-03" with "14-02.5-02"

Page 3, line 23, replace "14-02.5-04" with "14-02.5-03"

Page 3, line 28, replace "14-02.5-05" with "14-02.5-04"

Page 4, line 1, replace "14-02.5-06" with "14-02.5-05"

Page 4, line 5, replace "14-02.5-07" with "14-02.5-06"

Page 4, line 13, replace the second "the" with "that"

Page 4, line 15, replace "the other" with "that"

Page 4, line 20, after "premises" insert ", except that, in the case of a rental, the landlord may condition, when it is reasonable to do so, permission for a modification on the renter agreeing to restore the interior of the premises to the condition that existed before the modification, reasonable wear and tear excepted"

Page 5, line 9, replace "'ANSI A 117.1'" with "'ANSI A 117.1 (1986)'"

Page 5, line 20, replace "14-02.5-08" with "14-02.5-07"

Page 5, line 27, after the underscored period insert "For the purposes of this section, a person is in the business of selling residential real property if within the preceding twelve months, the person has participated as principal in three or more transactions involving the sale of any dwelling or any interest in a dwelling or has participated as agent, other

than in the sale of the person's own personal residence, in providing sales facilities or sales services in two or more transactions involving the sale of any dwelling or any interest in a dwelling."

Page 5, line 28, replace "14-02.5-09" with "14-02.5-08"

Page 6, line 3, replace "14-02.5-10" with "14-02.5-09"

Page 6, line 4, replace "14-02.5-03" with "14-02.5-02" and replace "14-02.5-09" with "14-02.5-08"

Page 6, line 15, replace "14-02.5-04" with "14-02.5-03"

Page 6, line 16, replace "14-02.5-03" with "14-02.5-02" and replace "14-02.5-09" with "14-02.5-08"

Page 6, line 24, replace "14-02.5-11" with "14-02.5-10"

Page 7, line 1, after the second "not" insert "in fact"

Page 7, line 10, replace "14-02.5-12" with "14-02.5-11" and after the third underscored period insert:

"1."

Page 7, line 15, after the underscored period insert "In determining whether housing qualifies as housing for elderly under this section, the department shall adopt rules that require at least the following factors:

- a. The existence of significant facilities and services specifically designed to meet the physical or social needs of older individuals or, if the provision of the facilities and services is not practicable, that the housing is necessary to provide important housing opportunities for older individuals;
  - b. That at least eighty percent of the units are occupied by at least one individual fifty-five years of age or older per unit; and
  - c. The publication of, and adherence to, policies and procedures which demonstrate an intent by the owner or manager to provide housing for individuals fifty-five years of age or older.
2. Housing may not be considered to be in violation of the requirements for housing for elderly under this section by reason of:
- a. Individuals residing in the housing as of the effective date of this Act who do not meet the age requirements of this section, provided that new occupants of the housing meet the age requirements; or
  - b. Unoccupied units, provided that the units are reserved for occupancy by individuals who meet the age requirements of this section."

Page 7, line 16, replace "14-02.5-13" with "14-02.5-12"

Page 7, line 22, replace "14-02.5-14" with "14-02.5-13"

Page 7, line 25, after the underscored period insert "Within the limits of legislative appropriations the department shall foster prevention of discrimination under this chapter through education for the public, landlords, publishers, realtors, brokers, lenders, and sellers on the rights and responsibilities provided under this chapter and ways to respect those protected rights. The department shall emphasize conciliation to resolve complaints."

Page 7, line 26, replace "14-02.5-15" with "14-02.5-14", replace "14-02.5-19" with "14-02.5-18", and replace "14-02.5-36" with "14-02.5-35"

Page 7, line 29, replace "14-02.5-16" with "14-02.5-15"

Page 8, line 3, replace "14-02.5-17" with "14-02.5-16"

Page 8, line 7, replace "**14-02.5-18**" with "**14-02.5-17**"

Page 8, line 8, remove "gifts and", replace "any source" with "the federal government", and remove "Gifts"

Page 8, line 9, replace "and grants" with "Grants"

Page 8, line 12, replace "**14-02.5-19**" with "**14-02.5-18**"

Page 8, line 22, replace "twentieth" with "tenth"

Page 8, line 24, replace "14-02.5-23" with "14-02.5-22"

Page 8, line 28, replace "**14-02.5-20**" with "**14-02.5-19**"

Page 8, line 30, replace "14-02.5-19" with "14-02.5-18"

Page 9, line 5, replace "**14-02.5-21**" with "**14-02.5-20**"

Page 9, line 11, replace "unable" with "impracticable"

Page 9, line 18, replace "**14-02.5-22**" with "**14-02.5-21**"

Page 9, line 20, replace "should be accused of a" with "is alleged to be engaged or to have engaged in the"

Page 9, line 21, after "practice" insert "upon which the complaint is based"

Page 9, line 22, replace "14-02.5-19" with "14-02.5-18"

Page 9, line 24, replace "**14-02.5-23**" with "**14-02.5-22**"

Page 10, line 10, replace "**14-02.5-24**" with "**14-02.5-23**"

Page 10, line 18, replace "14-02.5-32" with "14-02.5-31"

Page 10, line 19, replace "**14-02.5-25**" with "**14-02.5-24**"

Page 10, line 25, replace "**14-02.5-26**" with "**14-02.5-25**"

Page 11, line 5, replace "14-02.5-28" with "14-02.5-27"

Page 11, line 7, replace "**14-02.5-27**" with "**14-02.5-26**"

Page 11, line 8, replace "14-02.5-26" with "14-02.5-25"

Page 11, line 13, replace "Not later than the twentieth day after the date the department issues" with "Upon issuing"

Page 11, line 15, replace "14-02.5-31" with "14-02.5-30"

Page 11, line 18, replace "14-02.5-32" with "14-02.5-31"

Page 11, line 19, replace "**14-02.5-28**" with "**14-02.5-27**"

Page 11, line 23, replace "**14-02.5-29**" with "**14-02.5-28**"

Page 11, line 27, replace "**14-02.5-30**" with "**14-02.5-29**"

Page 12, line 1, replace "**14-02.5-31**" with "**14-02.5-30**"

Page 12, line 3, replace "14-02.5-37" with "14-02.5-36"

Page 12, line 5, replace "14-02.5-27" with "14-02.5-26"

Page 12, line 9, replace "**14-02.5-32**" with "**14-02.5-31**"

Page 12, line 10, replace "14-02.5-31" with "14-02.5-30"

Page 12, line 15, replace "**14-02.5-33**" with "**14-02.5-32**"

Page 12, line 16, replace "14-02.5-32" with "14-02.5-31"

Page 12, line 23, replace "Ten" with "Eleven"

Page 12, line 26, replace "twenty-five" with "twenty-seven"

Page 12, line 29, replace "fifty" with "fifty-five"

Page 13, line 10, replace "state treasury to the credit of the fair housing" with "general"

Page 13, line 12, replace "14-02.5-34" with "14-02.5-33"

Page 13, line 13, replace "14-02.5-33" with "14-02.5-32"

Page 13, line 16, replace "14-02.5-35" with "14-02.5-34"

Page 13, line 22, replace "14-02.5-36" with "14-02.5-35"

Page 13, line 24, replace "14-02.5-34" with "14-02.5-33"

Page 13, line 25, replace "14-02.5-37" with "14-02.5-36"

Page 13, line 26, replace "14-02.5-31" with "14-02.5-30"

Page 14, line 1, replace "14-02.5-40" with "14-02.5-39" and replace "14-02.5-45" with "14-02.5-44"

Page 14, line 5, replace "14-02.5-38" with "14-02.5-37"

Page 14, line 23, replace "14-02.5-39" with "14-02.5-38"

Page 14, line 26, replace "14-02.5-40" with "14-02.5-39"

Page 15, line 6, replace "14-02.5-19" with "14-02.5-18"

Page 15, line 16, replace "14-02.5-41" with "14-02.5-40"

Page 15, line 19, replace "14-02.5-42" with "14-02.5-41"

Page 15, line 21, replace "14-02.5-43" with "14-02.5-42"

Page 15, line 25, replace "14-02.5-43" with "14-02.5-42" and replace "14-02.5-40" with "14-02.5-39"

Page 15, line 26, replace "14-02.5-45" with "14-02.5-44"

Page 15, line 30, replace "14-02.5-44" with "14-02.5-43"

Page 15, line 31, replace "14-02.5-40" with "14-02.5-39" and replace "14-02.5-45" with "14-02.5-44"

Page 16, line 3, replace "14-02.5-38" with "14-02.5-37"

Page 16, line 4, replace "14-02.5-45" with "14-02.5-44"

Page 16, line 5, replace "14-02.5-32" with "14-02.5-31"

Page 16, line 7, replace "14-02.5-46" with "14-02.5-45"

Page 16, line 31, replace "\$29,000" with "\$39,000"

Page 17, after line 4, insert:

**"SECTION 6. EFFECTIVE DATE.** This Act becomes effective on October 1, 1999."

Renumber accordingly

Reengrossed HB 1043 was placed on the Seventh order of business on the calendar.

**REPORT OF CONFERENCE COMMITTEE**

**HB 1405, as engrossed:** Your conference committee (Sens. Schobinger, B. Stenehjem, O'Connell and Reps. Sveen, Weisz, Grumbo) recommends that the **HOUSE ACCEDE** to the Senate amendments on HJ pages 1038-1039, adopt further amendments as follows, and place HB 1405 on the Seventh order:

That the House accede to the Senate amendments as printed on pages 1038 and 1039 of the House Journal and page 886 of the Senate Journal and that Engrossed House Bill No. 1405 be further amended as follows:

Page 1, line 1, replace "section" with "sections" and after "39-12-02" insert "and 43-09-21"

Page 1, line 2, after "moving" insert "and electrical certificates for"

Page 1, line 23, replace "The" with "Upon any" and after "unit" insert "from outside this state"

Page 1, line 24, replace "must be accompanied by a statement by" with an underscored comma

Page 2, line 1, after "manufacturer" insert "is deemed to have certified"

Page 2, after line 17, insert:

**"SECTION 2. AMENDMENT.** Section 43-09-21 of the North Dakota Century Code is amended and reenacted as follows:

**43-09-21. Standards for electrical wiring and equipment.** All electrical wiring, apparatus, or equipment ~~shall~~ must comply with the rules of the board made under authority of the laws of this state and in conformity with the approved methods of construction for safety to life and property. The regulations ~~laid down~~ in the national electrical code and the national electrical safety code as approved by the American national standards institute ~~shall be~~ are prima facie evidence of ~~such~~ these approved methods. Any municipality may make more stringent requirements. ~~No~~ An electrical installation ~~shall~~ may not be connected for use until proof has been furnished to the person, firm, corporation, or limited liability company supplying electrical energy that ~~such~~ there is compliance with the applicable regulations have been complied with. The manufacturer of a new manufactured building or modular unit shall make any changes required for the proof within fourteen days from the notice that the building or unit does not comply with the applicable regulations. This section does not apply to the movement of a new manufactured building or modular unit into or within this state before the process of being connected for use."

Renumber accordingly

Engrossed HB 1405 was placed on the Seventh order of business on the calendar.

**MESSAGE TO THE SENATE FROM THE HOUSE (LANCE HAGEN, CHIEF CLERK)**

**MADAM PRESIDENT:** The Speaker has appointed as a new conference committee to act with a like committee from the Senate on:

**HB 1038:** Reps. Weisz; Dalrymple; Metcalf

**MESSAGE TO THE SENATE FROM THE HOUSE (LANCE HAGEN, CHIEF CLERK)**

**MADAM PRESIDENT:** The House has adopted the conference committee report and subsequently passed: SB 2254.

**MESSAGE TO THE SENATE FROM THE HOUSE (LANCE HAGEN, CHIEF CLERK)**

**MADAM PRESIDENT:** The House has adopted the conference committee report and subsequently failed to pass: SB 2440.

**MESSAGE TO THE SENATE FROM THE HOUSE (LANCE HAGEN, CHIEF CLERK)**

**MADAM PRESIDENT:** The House has adopted the conference committee report and subsequently passed: HB 1276, HB 1428.

**MESSAGE TO THE SENATE FROM THE HOUSE (LANCE HAGEN, CHIEF CLERK)**

**MADAM PRESIDENT:** The House has adopted the conference committee report on SB 2017.

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

**MR. SPEAKER:** The President has signed and your signature is respectfully requested on: SB 2016, SB 2026, SB 2153, SB 2154, SCR 4021.

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

**MR. SPEAKER:** The President has signed and your signature is respectfully requested on: SB 2027, SB 2075, SB 2319.

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

**MR. SPEAKER:** The President has signed and your signature is respectfully requested on: SB 2014, SB 2019, SB 2021, SB 2074.

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

**LANCE HAGEN, Chief Clerk**