

## JOURNAL OF THE SENATE

## Fifty-sixth Legislative Assembly

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Bismarck, January 15, 1999

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

The prayer was offered by Father Jeffery L. Wald, St. Joseph Catholic Church, Devils Lake, Assumption of Mary, Starkweather, St. Benedict, rural Crary.

The roll was called and all members were present except Senators Kinnoin and Kroeplin.

A quorum was declared by the President.

**CORRECTION AND REVISION OF THE JOURNAL**

**MADAM PRESIDENT:** Your **Committee on Correction and Revision of the Journal (Sen. Sand, Chairman)** has carefully examined the Journal of the Eighth Day and recommends that it be corrected as follows and when so corrected, recommends that it be approved:

Page 79, line 20, after "**DO**" insert "**NOT**"

**SEN. SAND MOVED** that the report be adopted, which motion prevailed.

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

**MADAM PRESIDENT:** The House has passed and your favorable consideration is requested on: HB 1094, HB 1096, HB 1099, HB 1101, HB 1103, HB 1104, HB 1150, HB 1168.

**MOTION**

**SEN. MUTCH MOVED** that SB 2119, which is on the Sixth order, be returned to the **Industry, Business and Labor Committee**, which motion prevailed. Pursuant to Sen. Mutch's motion, SB 2119 was rereferred.

**CONSIDERATION OF AMENDMENTS**

**SB 2035: SEN. DEMERS (Human Services Committee) MOVED** that the amendments on SJ page 78 be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed.

**CONSIDERATION OF AMENDMENTS**

**SB 2049: SEN. TRAYNOR (Judiciary Committee) MOVED** that the amendments on SJ pages 78-79 be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed.

**CONSIDERATION OF AMENDMENTS**

**SB 2057: SEN. KLEIN (Industry, Business and Labor Committee) MOVED** that the amendments on SJ page 79 be adopted and then be placed on the Eleventh order with **DO NOT PASS**, which motion prevailed.

**CONSIDERATION OF AMENDMENTS**

**SB 2102: SEN. SCHOBINGER (Finance and Taxation Committee) MOVED** that the amendments on SJ page 79 be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed.

**CONSIDERATION OF AMENDMENTS**

**SB 2120: SEN. W. STENEHJEM (Judiciary Committee) MOVED** that the amendments on SJ pages 80-81 be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed.

**SECOND READING OF SENATE BILL**

**SB 2099:** A BILL for an Act to create and enact section 57-40.2-15.2 of the North Dakota Century Code, relating to governor and manager liability for use tax; and to amend and reenact sections 57-39.2-15.2, 57-39.2-18.1, and 57-40.2-15.1 of the North Dakota Century Code, relating to governor and manager liability for sales taxes.

**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 47 YEAS, 0 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Andrist; Bercier; Bowman; Christmann; Cook; DeMers; Fischer; Flakoll; Freborg; Grindberg; Heitkamp; Holmberg; Kelsh; Kilzer; Klein; Krauter; Krebsbach; Kringstad; Kroepflin; Lee; Lindaas; Lyson; Mathern, D.; Mathern, T.; Mutch; Mutzenberger; Naaden; Nelson, C.; Nelson, G.; Nething; O'Connell; Redlin; Robinson; Sand; Schobinger; Solberg; St. Aubyn; Stenehjem, W.; Tallackson; Thane; Thompson; Tomac; Traynor; Urlacher; Wanzek; Wardner; Watne

**ABSENT AND NOT VOTING:** Kinnoin; Stenehjem, B.

Engrossed SB 2099 passed and the title was agreed to.

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**SECOND READING OF SENATE BILL**

**SB 2155:** A BILL for an Act to amend and reenact sections 57-36-09.3, 57-36-09.4, 57-38-60.1, 57-38-60.2, 57-39.2-15.2, 57-39.2-18.1, 57-40.2-15.1, 57-43.1-17.2, 57-43.1-17.3, 57-43.2-16.1, and 57-43.2-16.2 of the North Dakota Century Code, relating to an election to post a bond in lieu of corporate officer liability for the tobacco products tax, income tax, sales and use tax, motor vehicle fuel tax, and special fuel tax.

**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 47 YEAS, 0 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Andrist; Bercier; Bowman; Christmann; Cook; DeMers; Fischer; Flakoll; Freborg; Grindberg; Heitkamp; Holmberg; Kelsh; Kilzer; Klein; Krauter; Krebsbach; Kringstad; Kroepflin; Lee; Lindaas; Lyson; Mathern, D.; Mathern, T.; Mutch; Mutzenberger; Naaden; Nelson, C.; Nelson, G.; Nething; O'Connell; Redlin; Robinson; Sand; Schobinger; Solberg; St. Aubyn; Stenehjem, W.; Tallackson; Thane; Thompson; Tomac; Traynor; Urlacher; Wanzek; Wardner; Watne

**ABSENT AND NOT VOTING:** Kinnoin; Stenehjem, B.

SB 2155 passed and the title was agreed to.

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**SECOND READING OF SENATE BILL**

**SB 2027:** A BILL for an Act to amend and reenact subsection 4 of section 28-32-02 of the North Dakota Century Code, relating to publication of notice of administrative rulemaking; and to provide an effective date.

**ROLL CALL**

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 47 YEAS, 0 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Andrist; Bercier; Bowman; Christmann; Cook; DeMers; Fischer; Flakoll; Freborg; Grindberg; Heitkamp; Holmberg; Kelsh; Kilzer; Klein; Krauter; Krebsbach; Kringstad; Kroepflin; Lee; Lindaas; Lyson; Mathern, D.; Mathern, T.; Mutch; Mutzenberger; Naaden; Nelson, C.; Nelson, G.; Nething; O'Connell; Redlin; Robinson; Sand; Schobinger; Solberg; St. Aubyn; Stenehjem, W.; Tallackson; Thane; Thompson; Tomac; Traynor; Urlacher; Wanzek; Wardner; Watne

**ABSENT AND NOT VOTING:** Kinnoin; Stenehjem, B.

Engrossed SB 2027 passed and the title was agreed to.

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**SECOND READING OF SENATE BILL**

**SB 2075:** A BILL for an Act to amend and reenact sections 15-36-08, 15-38-18, 15-38-18.2, and 15-41-25 of the North Dakota Century Code, relating to provisional teaching

certificates, application fees, and education standards and practices board equivalency endorsements; and to declare an emergency.

#### ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 47 YEAS, 0 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Andrist; Bercier; Bowman; Christmann; Cook; DeMers; Fischer; Flakoll; Freborg; Grindberg; Heitkamp; Holmberg; Kelsh; Kilzer; Klein; Krauter; Krebsbach; Kringstad; Kroepflin; Lee; Lindaas; Lyson; Mathern, D.; Mathern, T.; Mutch; Mutzenberger; Naaden; Nelson, C.; Nelson, G.; Nething; O'Connell; Redlin; Robinson; Sand; Schobinger; Solberg; St. Aubyn; Stenehjem, W.; Tallackson; Thane; Thompson; Tomac; Traynor; Urlacher; Wanzek; Wardner; Watne

**ABSENT AND NOT VOTING:** Kinnoin; Stenehjem, B.

Engrossed SB 2075 passed, the title was agreed to, and the emergency clause was declared carried.

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#### THE SENATE RECOGNIZED THE PRESENCE OF:

Former Senator Robert Albers.

#### SECOND READING OF SENATE BILL

**SB 2129:** A BILL for an Act to amend and reenact section 26.1-20-05 of the North Dakota Century Code, relating to title insurance title opinions.

#### 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 10 YEAS, 37 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Fischer; Kelsh; Krauter; Lee; Naaden; Nelson, C.; Nelson, G.; O'Connell; Tomac; Watne

**NAYS:** Andrist; Bercier; Bowman; Christmann; Cook; DeMers; Flakoll; Freborg; Grindberg; Heitkamp; Holmberg; Kilzer; Klein; Krebsbach; Kringstad; Kroepflin; Lindaas; Lyson; Mathern, D.; Mathern, T.; Mutch; Mutzenberger; Nething; Redlin; Robinson; Sand; Schobinger; Solberg; St. Aubyn; Stenehjem, W.; Tallackson; Thane; Thompson; Traynor; Urlacher; Wanzek; Wardner

**ABSENT AND NOT VOTING:** Kinnoin; Stenehjem, B.

Engrossed SB 2129 lost.

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#### SECOND READING OF SENATE BILL

**SB 2141:** A BILL for an Act to create and enact a new section to chapter 44-04 of the North Dakota Century Code, relating to confidentiality of records of board of higher education and university system officers and employees.

#### 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 32 YEAS, 15 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Andrist; Bowman; Christmann; DeMers; Fischer; Flakoll; Freborg; Grindberg; Holmberg; Kilzer; Klein; Krebsbach; Kringstad; Lee; Lindaas; Lyson; Mutch; Naaden; Nelson, G.; Nething; Redlin; Robinson; Sand; Solberg; St. Aubyn; Stenehjem, W.; Tallackson; Thane; Traynor; Urlacher; Wanzek; Wardner

**NAYS:** Bercier; Cook; Heitkamp; Kelsh; Krauter; Kroepflin; Mathern, D.; Mathern, T.; Mutzenberger; Nelson, C.; O'Connell; Schobinger; Thompson; Tomac; Watne

**ABSENT AND NOT VOTING:** Kinnoin; Stenehjem, B.

Engrossed SB 2141 passed and the title was agreed to.

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### SECOND READING OF SENATE BILL

**SB 2148:** A BILL for an Act to create and enact a new section to chapter 16.1-11 of the North Dakota Century Code, relating to deadlines for placing county and city measures on election ballots; and to amend and reenact sections 11-07-06, 16.1-05-03, 16.1-11-06, 16.1-11-11, 16.1-11-22, 16.1-15-19, and subsection 6 of section 16.1-16-01, relating to election of county commissioners, election worker training sessions, the time for submitting nominating petitions or certificates of endorsement, the form of the primary election ballot, and county canvassing boards and recount boards being authorized to stamp and initial absentee ballots.

### 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 47 YEAS, 0 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Andrist; Bercier; Bowman; Christmann; Cook; DeMers; Fischer; Flakoll; Freborg; Grindberg; Heitkamp; Holmberg; Kelsh; Kilzer; Klein; Krauter; Krebsbach; Kringstad; Kroepflin; Lee; Lindaas; Lyson; Mathern, D.; Mathern, T.; Mutch; Mutzenberger; Naaden; Nelson, C.; Nelson, G.; Nething; O'Connell; Redlin; Robinson; Sand; Schobinger; Solberg; St. Aubyn; Stenehjem, W.; Tallackson; Thane; Thompson; Tomac; Traynor; Urlacher; Wanzek; Wardner; Watne

**ABSENT AND NOT VOTING:** Kinnoin; Stenehjem, B.

Engrossed SB 2148 passed and the title was agreed to.

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### SECOND READING OF SENATE BILL

**SB 2033:** A BILL for an Act to create and enact a new subsection to section 50-24.4-19 of the North Dakota Century Code, relating to prohibited practices of nursing homes; to amend and reenact section 50-24.4-01 of the North Dakota Century Code, relating to nursing facility rates; to repeal section 50-06-14.3 of the North Dakota Century Code, relating to basic care rates; to provide an effective date; and to declare an emergency.

### ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 47 YEAS, 0 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Andrist; Bercier; Bowman; Christmann; Cook; DeMers; Fischer; Flakoll; Freborg; Grindberg; Heitkamp; Holmberg; Kelsh; Kilzer; Klein; Krauter; Krebsbach; Kringstad; Kroepflin; Lee; Lindaas; Lyson; Mathern, D.; Mathern, T.; Mutch; Mutzenberger; Naaden; Nelson, C.; Nelson, G.; Nething; O'Connell; Redlin; Robinson; Sand; Schobinger; Solberg; St. Aubyn; Stenehjem, W.; Tallackson; Thane; Thompson; Tomac; Traynor; Urlacher; Wanzek; Wardner; Watne

**ABSENT AND NOT VOTING:** Kinnoin; Stenehjem, B.

SB 2033 passed, the title was agreed to, and the emergency clause was declared carried.

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### SECOND READING OF SENATE BILL

**SB 2034:** A BILL for an Act to repeal section 50-06-14.4 of the North Dakota Century Code, relating to alzheimer's and related dementia projects; to require the department of human services to monitor the progress of the alzheimer's and related dementia projects and report to the legislative council; 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 47 YEAS, 0 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Andrist; Bercier; Bowman; Christmann; Cook; DeMers; Fischer; Flakoll; Freborg; Grindberg; Heitkamp; Holmberg; Kelsh; Kilzer; Klein; Krauter; Krebsbach; Kringstad;

Kroepflin; Lee; Lindaas; Lyson; Mathern, D.; Mathern, T.; Mutch; Mutzenberger; Naaden; Nelson, C.; Nelson, G.; Nething; O'Connell; Redlin; Robinson; Sand; Schobinger; Solberg; St. Aubyn; Stenehjerm, W.; Tallackson; Thane; Thompson; Tomac; Traynor; Urlacher; Wanzek; Wardner; Watne

**ABSENT AND NOT VOTING:** Kinnoin; Stenehjerm, B.

SB 2034 passed and the title was agreed to.

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#### SECOND READING OF SENATE BILL

**SB 2062:** A BILL for an Act to amend and reenact section 54-17-07.6 of the North Dakota Century Code, relating to the acceptance of grants, contributions, loans, and other aid by a local housing 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 47 YEAS, 0 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Andrist; Bercier; Bowman; Christmann; Cook; DeMers; Fischer; Flakoll; Freborg; Grindberg; Heitkamp; Holmberg; Kelsh; Kilzer; Klein; Krauter; Krebsbach; Kringstad; Kroepflin; Lee; Lindaas; Lyson; Mathern, D.; Mathern, T.; Mutch; Mutzenberger; Naaden; Nelson, C.; Nelson, G.; Nething; O'Connell; Redlin; Robinson; Sand; Schobinger; Solberg; St. Aubyn; Stenehjerm, W.; Tallackson; Thane; Thompson; Tomac; Traynor; Urlacher; Wanzek; Wardner; Watne

**ABSENT AND NOT VOTING:** Kinnoin; Stenehjerm, B.

SB 2062 passed and the title was agreed to.

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#### SECOND READING OF SENATE BILL

**SB 2137:** A BILL for an Act to repeal section 6-09-15.4 of the North Dakota Century Code, relating to participation by the Bank of North Dakota in loans to nonfarming small business concerns.

#### 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 47 YEAS, 0 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Andrist; Bercier; Bowman; Christmann; Cook; DeMers; Fischer; Flakoll; Freborg; Grindberg; Heitkamp; Holmberg; Kelsh; Kilzer; Klein; Krauter; Krebsbach; Kringstad; Kroepflin; Lee; Lindaas; Lyson; Mathern, D.; Mathern, T.; Mutch; Mutzenberger; Naaden; Nelson, C.; Nelson, G.; Nething; O'Connell; Redlin; Robinson; Sand; Schobinger; Solberg; St. Aubyn; Stenehjerm, W.; Tallackson; Thane; Thompson; Tomac; Traynor; Urlacher; Wanzek; Wardner; Watne

**ABSENT AND NOT VOTING:** Kinnoin; Stenehjerm, B.

SB 2137 passed and the title was agreed to.

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#### MOTION

**SEN. ST. AUBYN MOVED** that SB 2105 be returned to the Senate floor from the **Appropriations Committee** and be rereferred to the **Finance and Taxation Committee**, which motion prevailed. Pursuant to Sen. St. Aubyn's motion, SB 2105 was rereferred.

#### MOTION

**SEN. ST. AUBYN MOVED** that SB 2195 be returned to the Senate floor from the **Appropriations Committee** and be rereferred to the **Education Committee**, which motion prevailed. Pursuant to Sen. St. Aubyn's motion, SB 2195 was rereferred.

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

**MR. SPEAKER:** The Senate has passed and your favorable consideration is requested on: SB 2088, SB 2101, SB 2134, SB 2142, SB 2149, SB 2152, SB 2176.

**MOTION**

**SEN. ST. AUBYN MOVED** that the absent members be excused, which motion prevailed.

**MOTION**

**SEN. ST. AUBYN MOVED** that the Senate be on the Fifth, Ninth, and Thirteenth orders of business and at the conclusion of those orders, the Senate stand adjourned until 1:15 p.m., Monday, January 18, 1999, which motion prevailed.

**REPORT OF STANDING COMMITTEE**

**SB 2069: Government and Veterans Affairs Committee (Sen. Krebsbach, Chairman)** recommends **DO PASS** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2069 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**SB 2070: Government and Veterans Affairs Committee (Sen. Krebsbach, Chairman)** recommends **DO PASS** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2070 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**SB 2081: Agriculture Committee (Sen. Wanzek, Chairman)** recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (6 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). SB 2081 was rereferred to the **Appropriations Committee**.

**REPORT OF STANDING COMMITTEE**

**SB 2089: Natural Resources Committee (Sen. Traynor, Chairman)** recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2089 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**SB 2145: Government and Veterans Affairs Committee (Sen. Krebsbach, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2145 was placed on the Sixth order on the calendar.

Page 2, line 5, replace "hundred eighty days" with "year"

Renumber accordingly

**REPORT OF STANDING COMMITTEE**

**SB 2178: Natural Resources Committee (Sen. Traynor, Chairman)** recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2178 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**SB 2179: Government and Veterans Affairs Committee (Sen. Krebsbach, Chairman)** recommends **DO PASS** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2179 was placed on the Eleventh order on the calendar.

**FIRST READING OF SENATE BILLS**

Sens. W. Stenehjem, Lyson and Reps. Hawken, Nottestad introduced:

**SB 2249:** A BILL for an Act to amend and reenact sections 12-54.1-01, 12-54.1-03, and 12-54.1-04 of the North Dakota Century Code, relating to sentence reduction for good or meritorious conduct.

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

Sens. Mutzenberger, DeMers, T. Mathern introduced:

**SB 2250:** A BILL for an Act to create and enact a new section to chapter 21-01 of the North Dakota Century Code, relating to the establishment of a health care programs trust fund; and to provide an appropriation.

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

Sens. Klein, Lyson and Reps. Lundgren, Severson, Weisz introduced:

**SB 2252:** A BILL for an Act to amend and reenact subsection 2 of section 39-01-01 and section 39-10-03.2 of the North Dakota Century Code, relating to authorized emergency vehicles.

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

Sens. Watne, Lyson introduced:

**SB 2253:** A BILL for an Act to create and enact a new subdivision to subsection 1 of section 23-07.5-05 of the North Dakota Century Code, relating to confidentiality of human

immunodeficiency virus infection test results; and to amend and reenact section 23-07-02.1 of the North Dakota Century Code, relating to reports of human immunodeficiency virus infection.

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

Sens. Wanzek, Christmann, D. Mathern, Watne and Reps. Kliniske, Sandvig introduced:

**SB 2254:** A BILL for an Act relating to the performance of partial-birth abortions; and to provide a penalty.

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

Sens. Traynor, Heitkamp and Reps. Carlisle, Guleson introduced:

**SB 2255:** A BILL for an Act to create and enact a new section to chapter 12.1-23 of the North Dakota Century Code, relating to theft by nonresidents.

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

Sens. Traynor, Heitkamp and Reps. Guleson, Kliniske introduced:

**SB 2256:** A BILL for an Act to create and enact chapter 49-24 of the North Dakota Century Code, relating to telephone solicitation sales; to provide a penalty; and to provide an effective date.

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

Sens. Naaden, Freborg introduced:

**SB 2257:** A BILL for an Act to create and enact a new section to chapter 15-40.1 of the North Dakota Century Code, relating to the distribution of per student special education payments after closure of a school district.

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

Sens. Naaden, Cook introduced:

**SB 2258:** A BILL for an Act to amend and reenact subsection 2 of section 11-09.1-05 of the North Dakota Century Code, relating to the authority of counties to impose sales taxes under home rule.

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

Sens. Naaden, Christmann introduced:

**SB 2259:** A BILL for an Act to create and enact a new section to chapter 11-09.1 of the North Dakota Century Code, relating to the exemption of purchases by nonresidents from county home rule sales taxes.

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

Sens. Heitkamp, Lindaas, D. Mathern and Reps. Guleson, Lundgren, Mahoney introduced:

**SB 2260:** A BILL for an Act to create and enact a new section to chapter 34-02 of the North Dakota Century Code, relating to accessing an employee's personnel file.

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

Sen. Kroeplin and Rep. Carlson introduced:

**SB 2261:** A BILL for an Act to amend and reenact subsection 4 of section 20.1-03-11 of the North Dakota Century Code, relating to purchase of deer hunting licenses by nonresidents.

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

Sens. Tomac, B. Stenehjem and Rep. Keiser introduced:

**SB 2262:** A BILL for an Act to amend and reenact section 39-08-20 of the North Dakota Century Code, relating to the penalty for driving without liability insurance.

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

Sens. Klein, Tallackson and Reps. Mahoney, Monson introduced:

**SB 2263:** A BILL for an Act to create and enact chapter 26.1-42.1 of the North Dakota Century Code, relating to an insurance guaranty association for property and casualty insurance; to amend and reenact subsection 9 of section 26.1-06.1-03, section 26.1-14-15, subdivision b of subsection 3 of section 26.1-40-15.1, subsection 3 of section 26.1-40-15.5, subsection 1 of section 26.1-41-18, and subsection 3 of section 26.1-46-04 of the North Dakota Century Code; and to repeal chapter 26.1-42 of the North Dakota Century Code, relating to the insurance guaranty association.

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

Sen. St. Aubyn and Rep. Dalrymple introduced:

**SB 2264:** A BILL for an Act to amend and reenact sections 55-02-07 and 55-10-08 of the North Dakota Century Code, relating to the authority of the state historical board and superintendent of the state historical board to prohibit the alteration or demolition of historic sites.

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

Sens. St. Aubyn, Heitkamp, Lyson and Reps. Carlson, Keiser, Nottestad introduced:

**SB 2265:** A BILL for an Act to amend and reenact subdivision g of subsection 3 of section 49-23-04 of the North Dakota Century Code, relating to time periods under the one-call excavation notice system.

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

Sens. St. Aubyn, Fischer, DeMers and Reps. Delmore, Nottestad introduced:

**SB 2266:** A BILL for an Act to amend and reenact section 25-01.3-02 of the North Dakota Century Code, relating to the membership of the committee on protection and advocacy.

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

Sens. B. Stenehjem, Christmann, Tomac and Reps. Grande, Henegar introduced:

**SB 2267:** A BILL for an Act to create and enact a new section to chapter 24-02 of the North Dakota Century Code, relating to the special road committee; to amend and reenact subsection 3 of section 24-02-37 of the North Dakota Century Code, relating to the special road fund; to provide an effective date; and to declare an emergency.

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

Sen. Holmberg and Rep. R. Kelsch introduced:

**SB 2268:** A BILL for an Act create and enact a new section to chapter 15-40.1 of the North Dakota Century Code, relating to supplemental per student payments.

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

Sen. Holmberg and Rep. R. Kelsch introduced:

**SB 2269:** A BILL for an Act to provide for contingent per student payments.

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

#### FIRST READING OF SENATE CONCURRENT RESOLUTIONS

Sens. Redlin, W. Stenehjem and Reps. Drovdal, Guleson introduced:

**SCR 4011:** A concurrent resolution for the amendment of section 3 of article IX of the Constitution of North Dakota, relating to the deposit of public moneys with the state treasurer by the board of university and school lands; and to provide an effective date.

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

Sens. Mutzenberger, DeMers, T. Mathern introduced:

**SCR 4012:** A concurrent resolution to create and enact a new section to article X of the Constitution of North Dakota, relating to the creation of a health care programs trust fund.

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

#### FIRST READING OF HOUSE BILLS

**HB 1094:** A BILL for an Act to amend and reenact subsection 4 of section 34-01-20 of the North Dakota Century Code, relating to the time within which to file retaliation complaints with the department of labor.

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

**HB 1096:** A BILL for an Act to amend and reenact section 34-01-15 of the North Dakota Century Code, relating to employer payment for required drug tests.

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

**HB 1099:** A BILL for an Act to create and enact a new section to chapter 6-06 of the North Dakota Century Code, relating to corrective actions concerning undercapitalized credit unions.

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

**HB 1101:** A BILL for an Act to create and enact a new section to chapter 6-08 of the North Dakota Century Code, relating to electronic fund transfer fees and disclosures; and to amend and reenact subsection 7 of section 6-03-02 of the North Dakota Century Code, relating to bank electronic fund transfer fees and disclosures.

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

**HB 1103:** A BILL for an Act to create and enact a new section to chapter 6-05 of the North Dakota Century Code, relating to trust company officer and employee fidelity bonds.

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

**HB 1104:** A BILL for an Act to amend and reenact section 26.1-50-03 of the North Dakota Century Code, relating to Bank of North Dakota participation in loans made by the low-risk incentive fund.

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

**HB 1150:** A BILL for an Act to create and enact a new section to chapter 43-02.2 of the North Dakota Century Code, relating to substantial equivalency for obtaining a certificate or license to practice public accountancy; to amend and reenact sections 43-02.2-01, 43-02.2-02, 43-02.2-03, 43-02.2-04, 43-02.2-06, 43-02.2-07, 43-02.2-08, 43-02.2-09, 43-02.2-11, 43-02.2-12, 43-02.2-15, 43-02.2-16, and 43-02.2-17 of the North Dakota Century Code, relating to certified public accountants and the practice of public accountancy; and to repeal section 43-02.2-05 of the North Dakota Century Code, relating to individual permits to practice public accountancy.

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

**HB 1168:** A BILL for an Act to create and enact a new section to chapter 21-04 and a new subdivision to subsection 1 of section 41-09-23 of the North Dakota Century Code, relating to letters of credit issued by the Bank of North Dakota and requirements for security interests in collateral given to obtain a letter of credit for a pledge of security on a public deposit; and to declare an emergency.

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

The Senate stood adjourned pursuant to Senator St. Aubyn's motion.

**WILLIAM C. PARKER, Secretary**