

JOURNAL OF THE HOUSE

Fifty-seventh Legislative Assembly

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Bismarck, March 23, 2001

The House convened at 12:30 p.m., with Speaker Bernstein presiding.

The prayer was offered by Rev. Clyde Leimberer, Chaplain at Baptist Home, Bismarck.

The roll was called and all members were present except Representatives Brandenburg, Brekke, Disrud, Kliniske, and Monson.

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. Kretschmar, Chairman)** has carefully examined the Journal of the Fiftieth Day and recommends that it be corrected as follows and when so corrected, recommends that it be approved:

Page 1043, line 38, remove "SB 2106," and remove "SB 2251,"

Page 1043, line 40, remove "SB 2106," and remove "SB 2251,"

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

COMMUNICATION FROM GOVERNOR JOHN HOEVEN

This is to inform you that on March 20, 2001, I have signed the following: HB 1356.

POINT OF PERSONAL PRIVILEGE

REP. WINRICH: Mr. Speaker: I rise on a point of personal privilege and request that my remarks be printed in the Journal.

REQUEST

REP. WINRICH REQUESTED that his remarks be printed in the Journal, which request was granted.

Today, March 23, 2001 marks the conclusion of the 32nd Annual Writers' Conference on the campus of the University of North Dakota in Grand Forks. The Writers' Conference annually brings authors and scholars of international renown to North Dakota and provides an opportunity for alumni and friends of the university to return to the campus and to share in this event. It is also an important educational experience for the students at the university and a significant contribution to the cultural richness of living in North Dakota.

We congratulate the Director of the Conference, Professor James McKenzie, the Department of English at UND, and the University of North Dakota for another successful Writers' Conference and we express our recognition and appreciation for this important contribution to the quality of life in our state.

SIXTH ORDER OF BUSINESS

REP. BELTER MOVED that the amendments on the Sixth order of business to SB 2114 SB 2183, SB 2220, and SB 2386 be adopted, which motion prevailed.

SB 2114 SB 2183, SB 2220, and SB 2386, as amended, were placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

**SECOND READING OF SENATE CONCURRENT RESOLUTIONS ON CONSENT
CALENDAR**

SCR 4014: A concurrent resolution directing the Legislative Council to study the adoption laws of this state and other states.

SCR 4027: A concurrent resolution directing the Legislative Council to study the prices for prescription drugs and possible mechanisms to lower those costs to consumers and the state, and whether the state should establish a program to assist in the purchase of prescription drugs based upon income.

SCR 4032: A concurrent resolution directing the Legislative Council to study the feasibility and desirability of exempting funds set aside in a trust for a child's education when determining the child's eligibility for certain human services programs.

SCR 4033: A concurrent resolution directing the Legislative Council to study the commitment procedures for individuals with mental illness.

SCR 4034: A concurrent resolution directing the Legislative Council to study the issues and concerns of implementing charitable choice, the privatization of federally funded welfare services through faith-based organizations.

SCR 4042: A concurrent resolution directing the Legislative Council to study the feasibility and desirability of a centralized process for administering noncriminal traffic violations.

The question being on the final adoption of the resolutions, which have been read.

SCR 4014, SCR 4027, SCR 4032, SCR 4033, SCR 4034, and SCR 4042 passed on a voice vote, and the titles were agreed to.

CONSIDERATION OF MESSAGE FROM THE SENATE

REP. DEKREY MOVED that the House do not concur in the Senate amendments to HB 1066 as printed on HJ pages 1024-1025 and that a conference committee be appointed to meet with a like committee from the Senate, which motion prevailed on a voice vote.

APPOINTMENT OF CONFERENCE COMMITTEE

THE SPEAKER APPOINTED as a Conference Committee on HB 1066: Reps. Eckre, Grande, Kingsbury.

CONSIDERATION OF MESSAGE FROM THE SENATE

REP. M. KLEIN MOVED that the House do concur in the Senate amendments to HB 1102 as printed on HJ pages 999-1000, which motion prevailed on a voice vote.

HB 1102, as amended, was placed on the Eleventh order of business.

SECOND READING OF HOUSE BILL

HB 1102: A BILL for an Act to create and enact a new section to chapter 15-39.1 of the North Dakota Century Code, relating to postretirement benefit adjustments under the teachers' fund for retirement; to amend and reenact subsection 2 of section 15-39.1-10 of the North Dakota Century Code, relating to the computation of benefits under the teachers' fund for retirement; and to provide for application.

ROLL CALL

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

YEAS: Aarsvold; Bellew; Belter; Berg; Boehm; Boucher; Brusegaard; Byerly; Carlisle; Carlson; Clark; Cleary; DeKrey; Delmore; Delzer; Devlin; Dosch; Drovdal; Eckre; Ekstrom; Fairfield; Froelich; Froseth; Galvin; Glassheim; Grande; Grosz; Grumbo; Gulleson; Gunter; Haas; Hanson; Hawken; Herbel; Huether; Hunskor; Jensen; Johnson, D.; Johnson, N.; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein, F.; Klein, M.; Klemin; Koppang; Koppelman; Kretschmar; Kroeber; Lemieux; Lloyd; Mahoney; Maragos; Martinson; Meier; Metcalf; Mueller; Nelson; Nicholas; Niemeier; Nottestad; Onstad; Pietsch; Pollert; Porter; Price; Renner; Rennerfeldt; Ruby; Sandvig; Schmidt; Severson; Skarphol; Solberg; Thoreson, B.; Thoreson, L.; Thorpe; Tieman; Timm; Wald; Warner; Weiler; Weisz; Wentz; Wikenheiser; Winrich; Wrangham; Speaker Bernstein

ABSENT AND NOT VOTING: Brandenburg; Brekke; Disrud; Kliniske; Monson; Svedjan

Engrossed HB 1102 passed and the title was agreed to.

CONSIDERATION OF MESSAGE FROM THE SENATE

REP. R. KELSCH MOVED that the House do not concur in the Senate amendments to HB 1283 as printed on HJ pages 1000-1001 and that a conference committee be appointed to meet with a like committee from the Senate, which motion prevailed on a voice vote.

APPOINTMENT OF CONFERENCE COMMITTEE

THE SPEAKER APPOINTED as a Conference Committee on HB 1283: Reps. Brusegaard, Hanson, Meier.

CONSIDERATION OF MESSAGE FROM THE SENATE

REP. NICHOLAS MOVED that the House do concur in the Senate amendments to HB 1322 as printed on HJ page 1026, which motion prevailed on a voice vote.

HB 1322, as amended, was placed on the Eleventh order of business.

SECOND READING OF SENATE BILL

HB 1322: A BILL for an Act to create and enact a new section to chapter 36-09 of the North Dakota Century Code, relating to livestock identification.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 91 YEAS, 1 NAY, 0 EXCUSED, 6 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Bellew; Belter; Berg; Boucher; Brusegaard; Byerly; Carlisle; Carlson; Clark; Cleary; DeKrey; Delmore; Delzer; Devlin; Dosch; Drovdal; Eckre; Ekstrom; Fairfield; Froelich; Froseth; Galvin; Glassheim; Grande; Grosz; Grumbo; Gulleson; Gunter; Haas; Hanson; Hawken; Herbel; Huether; Hunskor; Jensen; Johnson, D.; Johnson, N.; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein, F.; Klein, M.; Klemin; Koppang; Koppelman; Kretschmar; Kroeber; Lemieux; Lloyd; Mahoney; Maragos; Martinson; Meier; Metcalf; Mueller; Nelson; Nicholas; Niemeier; Nottestad; Onstad; Pietsch; Pollert; Porter; Price; Renner; Rennerfeldt; Ruby; Sandvig; Schmidt; Severson; Skarphol; Solberg; Thoreson, B.; Thoreson, L.; Thorpe; Tieman; Timm; Wald; Warner; Weiler; Weisz; Wentz; Wikenheiser; Winrich; Wrangham; Speaker Bernstein

NAYS: Boehm

ABSENT AND NOT VOTING: Brandenburg; Brekke; Disrud; Kliniske; Monson; Svedjan

Engrossed HB 1322 passed and the title was agreed to.

APPOINTMENT OF CONFERENCE COMMITTEE

THE SPEAKER ANNOUNCED the following appointments to a Conference Committee on SB 2116: Reps. Froelich, Kretschmar, Mahoney.

APPOINTMENT OF CONFERENCE COMMITTEE

THE SPEAKER ANNOUNCED the following appointments to a Conference Committee on SB 2384: Reps. Brekke, Fairfield, Wrangham.

SECOND READING OF SENATE BILL

SB 2359: A BILL for an Act to provide for a critical incident stress debriefing policy; and to provide an expiration date.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 79 YEAS, 12 NAYS, 0 EXCUSED, 7 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Bellew; Belter; Berg; Boehm; Boucher; Byerly; Carlisle; Cleary; DeKrey; Delmore; Devlin; Dosch; Drovdal; Eckre; Ekstrom; Fairfield; Froelich; Froseth; Galvin; Glassheim; Grosz; Grumbo; Gulleson; Gunter; Haas; Hanson; Hawken; Herbel; Huether; Hunskor; Jensen; Johnson, D.; Johnson, N.; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein, F.; Klein, M.; Klemin; Koppelman; Kretschmar; Kroeber; Lemieux; Mahoney; Martinson; Meier; Metcalf; Mueller; Nelson; Nicholas; Niemeier; Nottestad; Onstad; Pietsch; Pollert; Porter; Price; Renner; Rennerfeldt; Ruby; Sandvig; Schmidt; Severson; Solberg; Thoreson, L.; Thorpe; Tieman; Timm; Warner; Weiler; Weisz; Wentz; Wikenheiser; Winrich; Speaker Bernstein

NAYS: Brusegaard; Carlson; Clark; Delzer; Grande; Kasper; Koppang; Lloyd; Skarphol; Thoreson, B.; Wald; Wrangham

ABSENT AND NOT VOTING: Brandenburg; Brekke; Disrud; Kliniske; Maragos; Monson; Svedjan

Engrossed SB 2359 passed and the title was agreed to.

SECOND READING OF SENATE BILL

SB 2276: A BILL for an Act to create and enact a new chapter to title 43 of the North Dakota Century Code, relating to a dentists' loan repayment program; 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 81 YEAS, 11 NAYS, 0 EXCUSED, 6 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Bellew; Belter; Berg; Boucher; Brusegaard; Byerly; Carlisle; Clark; Cleary; Delmore; Devlin; Drovdal; Eckre; Ekstrom; Fairfield; Froelich; Froseth; Glassheim; Grande; Grumbo; Gulleeson; Gunter; Haas; Hanson; Hawken; Herbel; Huether; Hunskor; Jensen; Johnson, D.; Johnson, N.; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein, F.; Klein, M.; Klemin; Koppang; Koppelman; Kretschmar; Kroeber; Lemieux; Mahoney; Maragos; Martinson; Meier; Metcalf; Mueller; Nelson; Nicholas; Niemeier; Nottestad; Onstad; Pietsch; Pollert; Porter; Price; Renner; Rennerfeldt; Sandvig; Schmidt; Severson; Solberg; Thoreson, B.; Thoreson, L.; Thorpe; Tieman; Timm; Wald; Warner; Weiler; Weisz; Wentz; Wikenheiser; Winrich; Speaker Bernstein

NAYS: Boehm; Carlson; DeKrey; Delzer; Dosch; Galvin; Grosz; Lloyd; Ruby; Skarphol; Wrangham

ABSENT AND NOT VOTING: Brandenburg; Brekke; Disrud; Kliniske; Monson; Svedjan

Engrossed SB 2276 passed, the title was agreed to, and the emergency clause was declared carried.

SECOND READING OF SENATE BILL

SB 2294: A BILL for an Act to create and enact a new section to chapter 57-38 and a new subsection to section 57-38-30.3 of the North Dakota Century Code, relating to a corporate and individual income tax credit for fees paid to the small business administration for guaranteed financing; to provide an effective date; and to provide an expiration date.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 9 YEAS, 83 NAYS, 0 EXCUSED, 6 ABSENT AND NOT VOTING.

YEAS: Belter; Berg; DeKrey; Hawken; Kelsch, R.; Maragos; Porter; Price; Weisz

NAYS: Aarsvold; Bellew; Boehm; Boucher; Brusegaard; Byerly; Carlisle; Carlson; Clark; Cleary; Delmore; Delzer; Devlin; Dosch; Drovdal; Eckre; Ekstrom; Fairfield; Froelich; Froseth; Galvin; Glassheim; Grande; Grosz; Grumbo; Gulleeson; Gunter; Haas; Hanson; Herbel; Huether; Hunskor; Jensen; Johnson, D.; Johnson, N.; Kasper; Keiser; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein, F.; Klein, M.; Klemin; Koppang; Koppelman; Kretschmar; Kroeber; Lemieux; Lloyd; Mahoney; Martinson; Meier; Metcalf; Mueller; Nelson; Nicholas; Niemeier; Nottestad; Onstad; Pietsch; Pollert; Renner; Rennerfeldt; Ruby; Sandvig; Schmidt; Severson; Skarphol; Solberg; Thoreson, B.; Thoreson, L.; Thorpe; Tieman; Timm; Wald; Warner; Weiler; Wentz; Wikenheiser; Winrich; Wrangham; Speaker Bernstein

ABSENT AND NOT VOTING: Brandenburg; Brekke; Disrud; Kliniske; Monson; Svedjan

Engrossed SB 2294 lost.

SECOND READING OF SENATE BILL

SB 2308: A BILL for an Act to amend and reenact section 53-06.1-18 of the North Dakota Century Code, relating to compulsive gambling prevention, awareness, crisis intervention, rehabilitation, and treatment services; and to provide an appropriation.

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 72 YEAS, 20 NAYS, 0 EXCUSED, 6 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Berg; Boucher; Brusegaard; Carlisle; Clark; Cleary; Delmore; Devlin; Drovdal; Eckre; Ekstrom; Fairfield; Froelich; Froseth; Glassheim; Grande; Grosz; Grumbo; Gullerson; Gunter; Haas; Hanson; Hawken; Huether; Hunskor; Jensen; Johnson, D.; Johnson, N.; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kerzman; Kingsbury; Klein, F.; Klemin; Koppang; Koppelman; Kretschmar; Kroeber; Lemieux; Mahoney; Maragos; Martinson; Meier; Metcalf; Mueller; Nelson; Nicholas; Niemeier; Nottestad; Onstad; Pietsch; Porter; Price; Renner; Sandvig; Schmidt; Severson; Solberg; Thoreson, B.; Thoreson, L.; Thorpe; Tieman; Wald; Warner; Wentz; Wikenheiser; Winrich; Wrangham; Speaker Bernstein

NAYS: Bellew; Belter; Boehm; Byerly; Carlson; DeKrey; Delzer; Dosch; Galvin; Herbel; Kempenich; Klein, M.; Lloyd; Pollert; Rennerfeldt; Ruby; Skarphol; Timm; Weiler; Weisz

ABSENT AND NOT VOTING: Brandenburg; Brekke; Disrud; Kliniske; Monson; Svedjan

Engrossed SB 2308 passed and the title was agreed to.

SECOND READING OF SENATE BILL

SB 2389: A BILL for an Act to amend and reenact section 4-10-06.1 of the North Dakota Century Code, relating to transfers of certified seed potatoes.

ROLL CALL

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

YEAS: Aarsvold; Bellew; Belter; Berg; Boehm; Boucher; Brusegaard; Byerly; Carlisle; Carlson; Clark; Cleary; DeKrey; Delmore; Delzer; Devlin; Dosch; Drovdal; Eckre; Ekstrom; Fairfield; Froelich; Froseth; Galvin; Glassheim; Grande; Grosz; Grumbo; Gullerson; Gunter; Haas; Hanson; Hawken; Herbel; Huether; Hunskor; Jensen; Johnson, D.; Johnson, N.; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein, F.; Klein, M.; Klemin; Koppang; Koppelman; Kretschmar; Kroeber; Lemieux; Lloyd; Mahoney; Maragos; Martinson; Meier; Metcalf; Mueller; Nelson; Nicholas; Niemeier; Nottestad; Onstad; Pietsch; Pollert; Porter; Price; Renner; Rennerfeldt; Ruby; Sandvig; Schmidt; Severson; Skarphol; Solberg; Thoreson, B.; Thoreson, L.; Thorpe; Tieman; Timm; Wald; Warner; Weiler; Weisz; Wentz; Wikenheiser; Winrich; Wrangham; Speaker Bernstein

ABSENT AND NOT VOTING: Brandenburg; Brekke; Disrud; Kliniske; Monson; Svedjan

Engrossed SB 2389 passed and the title was agreed to.

MOTION

REP. BELTER MOVED that SB 2043, SB 2053, SB 2239 and SB 2414 be laid over one legislative day, and SB 2420 be laid over one legislative day, which motion prevailed.

SECOND READING OF SENATE BILL

SB 2419: A BILL for an Act and to amend and reenact section 4-35-09.1 of the North Dakota Century Code, relating to proof of financial responsibility for commercial pesticide applicators; 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, and has committee recommendation of DO PASS, the roll was called and there were 90 YEAS, 2 NAYS, 0 EXCUSED, 6 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Bellew; Belter; Berg; Boehm; Boucher; Brusegaard; Byerly; Carlson; Clark; Cleary; DeKrey; Delmore; Delzer; Devlin; Dosch; Drovdal; Eckre; Ekstrom; Fairfield; Froelich; Froseth; Galvin; Glassheim; Grande; Grosz; Grumbo; Gullerson; Gunter; Haas; Hanson; Hawken; Herbel; Huether; Hunskor; Jensen; Johnson, D.; Johnson, N.; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein, F.; Klein, M.; Klemin; Koppang; Koppelman; Kretschmar; Kroeber; Lemieux; Lloyd; Mahoney; Maragos; Martinson; Meier; Metcalf; Mueller; Nelson; Nicholas; Niemeier; Nottestad; Onstad; Pietsch; Pollert; Porter; Price; Renner; Rennerfeldt; Ruby; Sandvig; Schmidt; Severson; Skarphol; Thoreson, B.; Thoreson, L.; Thorpe; Tieman; Timm; Wald; Warner; Weiler; Weisz; Wentz; Wikenheiser; Winrich; Wrangham; Speaker Bernstein

NAYS: Carlisle; Solberg

ABSENT AND NOT VOTING: Brandenburg; Brekke; Disrud; Kliniske; Monson; Svedjan

Engrossed SB 2419 passed and the title was agreed to.

SECOND READING OF SENATE BILL

SB 2455: A BILL for an Act to adopt a Simplified Sales and Use Tax Administration Act.

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 66 YEAS, 26 NAYS, 0 EXCUSED, 6 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Belter; Boucher; Clark; Cleary; Delmore; Devlin; Dosch; Drovdal; Eckre; Ekstrom; Fairfield; Froelich; Galvin; Glassheim; Grumbo; Gullerson; Gunter; Haas; Hanson; Herbel; Huether; Hunskor; Jensen; Johnson, D.; Johnson, N.; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein, F.; Klein, M.; Klemin; Koppang; Koppelman; Kretschmar; Kroeber; Mahoney; Maragos; Martinson; Meier; Metcalf; Mueller; Nelson; Nicholas; Niemeier; Nottestad; Onstad; Pietsch; Porter; Price; Sandvig; Schmidt; Severson; Solberg; Thoreson, L.; Thorpe; Tieman; Wald; Warner; Weiler; Wentz; Winrich; Speaker Bernstein

NAYS: Bellew; Berg; Boehm; Brusegaard; Byerly; Carlisle; Carlson; DeKrey; Delzer; Froseth; Grande; Grosz; Hawken; Kasper; Lemieux; Lloyd; Pollert; Renner; Rennerfeldt; Ruby; Skarphol; Thoreson, B.; Timm; Weisz; Wikenheiser; Wrangham

ABSENT AND NOT VOTING: Brandenburg; Brekke; Disrud; Kliniske; Monson; Svedjan

Engrossed SB 2455 passed and the title was agreed to.

SECOND READING OF SENATE BILL

SB 2098: A BILL for an Act to amend and reenact sections 23-09.3-01.1 and 23-16-01.1 of the North Dakota Century Code, relating to the moratorium on expansion of basic and long-term care bed capacity.

ROLL CALL

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

YEAS: Aarsvold; Bellew; Belter; Berg; Boehm; Boucher; Brusegaard; Byerly; Carlisle; Carlson; Clark; Cleary; DeKrey; Delmore; Delzer; Devlin; Dosch; Drovdal; Eckre; Ekstrom; Fairfield; Froelich; Froseth; Galvin; Glassheim; Grande; Grosz; Grumbo; Gullerson; Gunter; Haas; Hanson; Hawken; Herbel; Huether; Hunskor; Jensen; Johnson, D.; Johnson, N.; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein, F.; Klein, M.; Klemin; Koppang; Koppelman; Kretschmar; Kroeber; Lemieux; Lloyd; Mahoney; Maragos; Martinson; Meier; Metcalf; Mueller; Nelson; Nicholas; Niemeier; Nottestad; Onstad; Pietsch; Pollert; Porter; Price; Renner; Rennerfeldt; Ruby; Sandvig; Schmidt; Severson; Skarphol; Solberg; Thoreson, B.; Thoreson, L.; Thorpe; Tieman; Timm; Wald; Warner; Weiler; Weisz; Wentz; Wikenheiser; Winrich; Wrangham; Speaker Bernstein

ABSENT AND NOT VOTING: Brandenburg; Brekke; Disrud; Kliniske; Monson; Svedjan

Engrossed SB 2098 passed and the title was agreed to.

SECOND READING OF SENATE BILL

SB 2121: A BILL for an Act to amend and reenact sections 65-01-05 and 65-05-33 of the North Dakota Century Code, relating to workers' compensation fraud; to provide a penalty; 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 92 YEAS, 0 NAYS, 0 EXCUSED, 6 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Bellew; Belter; Berg; Boehm; Boucher; Brusegaard; Byerly; Carlisle; Carlson; Clark; Cleary; DeKrey; Delmore; Delzer; Devlin; Dosch; Drovdal; Eckre; Ekstrom; Fairfield; Froelich; Froseth; Galvin; Glassheim; Grande; Grosz; Grumbo; Gulleson; Gunter; Haas; Hanson; Hawken; Herbel; Huether; Hunskor; Jensen; Johnson, D.; Johnson, N.; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein, F.; Klein, M.; Klemin; Koppang; Koppelman; Kretschmar; Kroeber; Lemieux; Lloyd; Mahoney; Maragos; Martinson; Meier; Metcalf; Mueller; Nelson; Nicholas; Niemeier; Nottestad; Onstad; Pietsch; Pollert; Porter; Price; Renner; Rennerfeldt; Ruby; Sandvig; Schmidt; Severson; Skarphol; Solberg; Thoreson, B.; Thoreson, L.; Thorpe; Tieman; Timm; Wald; Warner; Weiler; Weisz; Wentz; Wikenheiser; Winrich; Wrangham; Speaker Bernstein

ABSENT AND NOT VOTING: Brandenburg; Brekke; Disrud; Kliniske; Monson; Svedjan

Engrossed SB 2121 passed and the title was agreed to.

SECOND READING OF SENATE BILL

SB 2229: A BILL for an Act to provide an appropriation to the adjutant general for the operation of the North Dakota veterans' cemetery.

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

YEAS: Aarsvold; Bellew; Berg; Boehm; Boucher; Brusegaard; Byerly; Carlisle; Carlson; Clark; Cleary; DeKrey; Delmore; Devlin; Dosch; Drovdal; Eckre; Ekstrom; Fairfield; Froelich; Froseth; Galvin; Glassheim; Grande; Grosz; Grumbo; Gulleson; Gunter; Haas; Hanson; Hawken; Herbel; Huether; Hunskor; Jensen; Johnson, D.; Johnson, N.; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein, F.; Klein, M.; Klemin; Koppang; Koppelman; Kretschmar; Kroeber; Lemieux; Mahoney; Maragos; Martinson; Meier; Metcalf; Mueller; Nelson; Nicholas; Niemeier; Nottestad; Onstad; Pietsch; Pollert; Porter; Price; Renner; Rennerfeldt; Ruby; Sandvig; Schmidt; Severson; Solberg; Thoreson, B.; Thoreson, L.; Thorpe; Tieman; Timm; Wald; Warner; Weiler; Weisz; Wentz; Wikenheiser; Winrich; Wrangham; Speaker Bernstein

NAYS: Belter; Delzer; Lloyd; Skarphol

ABSENT AND NOT VOTING: Brandenburg; Brekke; Disrud; Kliniske; Monson; Svedjan

Engrossed SB 2229 passed and the title was agreed to.

SECOND READING OF SENATE BILL

SB 2249: A BILL for an Act to create and enact a new subsection to section 43-11-02 of the North Dakota Century Code, relating to an exemption for certain medical professionals from laws governing the practice of cosmetology.

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, 81 NAYS, 0 EXCUSED, 7 ABSENT AND NOT VOTING.

YEAS: DeKrey; Eckre; Klemin; Kretschmar; Metcalf; Mueller; Pollert; Price; Ruby; Weisz

NAYS: Aarsvold; Bellew; Belter; Berg; Boehm; Boucher; Brusegaard; Byerly; Carlisle; Carlson; Clark; Cleary; Delmore; Delzer; Devlin; Dosch; Drovdal; Ekstrom; Fairfield; Froelich; Froseth; Galvin; Glassheim; Grande; Grosz; Grumbo; Gunter; Haas; Hanson; Hawken; Herbel; Huether; Hunskor; Jensen; Johnson, D.; Johnson, N.; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein, F.; Klein, M.; Koppang; Koppelman; Kroeber; Lemieux; Lloyd; Mahoney; Maragos; Martinson; Meier; Nelson; Nicholas; Niemeier; Nottestad; Onstad; Pietsch; Porter; Renner; Rennerfeldt; Sandvig; Schmidt; Severson; Skarphol; Solberg; Thoreson, B.; Thoreson, L.; Thorpe; Tieman; Timm; Wald; Warner; Weiler; Wentz; Wikenheiser; Winrich; Wrangham; Speaker Bernstein

ABSENT AND NOT VOTING: Brandenburg; Brekke; Disrud; Gulleeson; Kliniske; Monson; Svedjan

Engrossed SB 2249 lost.

SECOND READING OF SENATE BILL

SB 2370: A BILL for an Act to provide for authorization of currency exchange businesses; and to provide a penalty.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 66 YEAS, 25 NAYS, 0 EXCUSED, 7 ABSENT AND NOT VOTING.

YEAS: Belter; Berg; Boehm; Carlisle; Cleary; DeKrey; Delmore; Delzer; Devlin; Dosch; Drovdal; Eckre; Froseth; Galvin; Grosz; Grumbo; Gunter; Haas; Hanson; Hawken; Herbel; Huether; Hunskor; Jensen; Johnson, D.; Johnson, N.; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kingsbury; Klein, M.; Klemin; Koppang; Koppelman; Kretschmar; Kroeber; Mahoney; Maragos; Martinson; Meier; Nelson; Nicholas; Nottestad; Onstad; Pietsch; Pollert; Porter; Price; Renner; Rennerfeldt; Ruby; Sandvig; Severson; Solberg; Thoreson, L.; Tieman; Timm; Wald; Weiler; Weisz; Wentz; Wikenheiser; Wrangham; Speaker Bernstein

NAYS: Aarsvold; Bellew; Boucher; Brusegaard; Byerly; Carlson; Clark; Ekstrom; Fairfield; Froelich; Glassheim; Grande; Kerzman; Klein, F.; Lemieux; Lloyd; Metcalf; Mueller; Niemeier; Schmidt; Skarphol; Thoreson, B.; Thorpe; Warner; Winrich

ABSENT AND NOT VOTING: Brandenburg; Brekke; Disrud; Gulleeson; Kliniske; Monson; Svedjan

Engrossed SB 2370 passed and the title was agreed to.

SECOND READING OF SENATE BILL

SB 2371: A BILL for an Act to amend and reenact sections 43-11-01, 43-11-16, and subdivisions b and c of subsection 1 of section 43-11-27 of the North Dakota Century Code, relating to skin care, cosmetology schools, and cosmetology instructors.

ROLL CALL

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

YEAS: Aarsvold; Bellew; Belter; Berg; Boehm; Boucher; Brusegaard; Byerly; Carlisle; Carlson; Clark; Cleary; DeKrey; Delmore; Delzer; Devlin; Disrud; Dosch; Drovdal; Eckre; Ekstrom; Fairfield; Froelich; Froseth; Galvin; Glassheim; Grande; Grosz; Grumbo; Gunter; Haas; Hanson; Hawken; Herbel; Huether; Hunskor; Jensen; Johnson, D.; Johnson, N.; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein, F.; Klein, M.; Klemin; Koppang; Koppelman; Kretschmar; Kroeber; Lemieux; Lloyd; Mahoney; Maragos; Martinson; Meier; Metcalf; Mueller; Nelson; Nicholas; Niemeier; Nottestad; Onstad; Pietsch; Pollert; Porter; Price; Renner; Rennerfeldt; Ruby; Sandvig; Schmidt; Severson; Skarphol; Solberg; Thoreson, B.; Thoreson, L.; Thorpe;

Tieman; Timm; Wald; Warner; Weiler; Weisz; Wentz; Wikenheiser; Winrich; Wrangham; Speaker Bernstein

ABSENT AND NOT VOTING: Brandenburg; Brekke; Gulleason; Kliniske; Monson; Svedjan

Engrossed SB 2371 passed and the title was agreed to.

SECOND READING OF SENATE BILL

SB 2081: A BILL for an Act to amend and reenact subdivision a of subsection 3 of section 12.1-32-08 and section 29-07-01.1 of the North Dakota Century Code, relating to application fees for indigent defense services, reimbursement of indigent defense costs and expenses, and creation of an indigent defense administration fund; and to provide for a continuing appropriation.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 58 YEAS, 35 NAYS, 0 EXCUSED, 5 ABSENT AND NOT VOTING.

YEAS: Bellew; Boucher; Brusegaard; Carlisle; Clark; Cleary; DeKrey; Delmore; Devlin; Disrud; Dosch; Froseth; Glassheim; Grosz; Grumbo; Gunter; Haas; Hawken; Herbel; Huether; Hunskor; Johnson, D.; Johnson, N.; Kasper; Keiser; Kelsch, R.; Kingsbury; Klein, M.; Klemin; Koppelman; Kretschmar; Kroeber; Lemieux; Mahoney; Maragos; Martinson; Meier; Metcalf; Mueller; Nelson; Nicholas; Nottestad; Onstad; Porter; Price; Rennerfeldt; Schmidt; Severson; Solberg; Thoreson, B.; Thoreson, L.; Thorpe; Tieman; Weiler; Weisz; Wentz; Wikenheiser; Winrich

NAYS: Aarsvold; Belter; Berg; Boehm; Byerly; Carlson; Delzer; Drovdal; Eckre; Ekstrom; Fairfield; Froelich; Galvin; Grande; Gulleason; Hanson; Jensen; Kelsh, S.; Kempenich; Kerzman; Klein, F.; Koppang; Lloyd; Niemeier; Pietsch; Pollert; Renner; Ruby; Sandvig; Skarphol; Timm; Wald; Warner; Wrangham; Speaker Bernstein

ABSENT AND NOT VOTING: Brandenburg; Brekke; Kliniske; Monson; Svedjan

SB 2081 passed and the title was agreed to.

SECOND READING OF SENATE BILL

SB 2163: A BILL for an Act to amend and reenact section 23-34-04, subsection 9 of section 43-17-31, sections 43-17-31.1, 43-17-32.1, subsection 1 of section 43-17.1-02, subsection 1 of section 43-17.1-05, and subsection 3 of section 43-17.1-06 of the North Dakota Century Code, relating to references to commission on medical competency, ex parte temporary suspension orders issued by the state board of medical examiners, and investigative panels of the state board of medical examiners.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 93 YEAS, 0 NAYS, 0 EXCUSED, 5 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Bellew; Belter; Berg; Boehm; Boucher; Brusegaard; Byerly; Carlisle; Carlson; Clark; Cleary; DeKrey; Delmore; Delzer; Devlin; Disrud; Dosch; Drovdal; Eckre; Ekstrom; Fairfield; Froelich; Froseth; Galvin; Glassheim; Grande; Grosz; Grumbo; Gulleason; Gunter; Haas; Hanson; Hawken; Herbel; Huether; Hunskor; Jensen; Johnson, D.; Johnson, N.; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein, F.; Klein, M.; Klemin; Koppang; Koppelman; Kretschmar; Kroeber; Lemieux; Lloyd; Mahoney; Maragos; Martinson; Meier; Metcalf; Mueller; Nelson; Nicholas; Niemeier; Nottestad; Onstad; Pietsch; Pollert; Porter; Price; Renner; Rennerfeldt; Ruby; Sandvig; Schmidt; Severson; Skarphol; Solberg; Thoreson, B.; Thoreson, L.; Thorpe; Tieman; Timm; Wald; Warner; Weiler; Weisz; Wentz; Wikenheiser; Winrich; Wrangham; Speaker Bernstein

ABSENT AND NOT VOTING: Brandenburg; Brekke; Kliniske; Monson; Svedjan

SB 2163 passed and the title was agreed to.

SECOND READING OF SENATE BILL

SB 2216: A BILL for an Act to amend and reenact section 6-09.10-03 of the North Dakota Century Code, relating to the expiration date for the North Dakota agricultural mediation service; 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 82 YEAS, 10 NAYS, 0 EXCUSED, 6 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Belter; Berg; Boehm; Boucher; Carlisle; Carlson; Clark; Cleary; DeKrey; Delmore; Devlin; Disrud; Dosch; Drovdal; Eckre; Ekstrom; Fairfield; Froelich; Froseth; Galvin; Glassheim; Grande; Grumbo; Gulleeson; Haas; Hanson; Hawken; Herbel; Huether; Hunskor; Jensen; Johnson, D.; Johnson, N.; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein, F.; Klein, M.; Klemm; Koppang; Koppelman; Kretschmar; Kroeber; Lemieux; Mahoney; Maragos; Martinson; Meier; Metcalf; Mueller; Nelson; Nicholas; Niemeier; Nottestad; Onstad; Pietsch; Pollert; Porter; Renner; Ruby; Sandvig; Schmidt; Severson; Skarphol; Solberg; Thoreson, B.; Thoreson, L.; Thorpe; Tieman; Timm; Wald; Warner; Weiler; Weisz; Wentz; Wikenheiser; Winrich; Speaker Bernstein

NAYS: Bellew; Brusegaard; Byerly; Delzer; Grosz; Gunter; Kasper; Lloyd; Rennerfeldt; Wrangham

ABSENT AND NOT VOTING: Brandenburg; Brekke; Kliniske; Monson; Price; Svedjan

SB 2216 passed, the title was agreed to, and the emergency clause was declared carried.

SECOND READING OF SENATE BILL

SB 2383: A BILL for an Act to amend and reenact section 27-09.1-14 of the North Dakota Century Code, relating to the compensation of jurors.

ROLL CALL

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

YEAS: Aarsvold; Bellew; Belter; Berg; Boehm; Boucher; Brusegaard; Byerly; Carlisle; Carlson; Clark; Cleary; DeKrey; Delmore; Delzer; Devlin; Disrud; Dosch; Drovdal; Eckre; Ekstrom; Fairfield; Froelich; Froseth; Galvin; Glassheim; Grande; Grosz; Grumbo; Gulleeson; Gunter; Haas; Hanson; Hawken; Herbel; Huether; Hunskor; Jensen; Johnson, D.; Johnson, N.; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein, F.; Klein, M.; Klemm; Koppang; Koppelman; Kretschmar; Kroeber; Lemieux; Lloyd; Mahoney; Maragos; Martinson; Meier; Metcalf; Mueller; Nelson; Nicholas; Niemeier; Nottestad; Onstad; Pietsch; Pollert; Porter; Renner; Rennerfeldt; Ruby; Sandvig; Schmidt; Severson; Skarphol; Solberg; Thoreson, B.; Thoreson, L.; Thorpe; Tieman; Timm; Wald; Warner; Weiler; Weisz; Wentz; Wikenheiser; Winrich; Wrangham; Speaker Bernstein

ABSENT AND NOT VOTING: Brandenburg; Brekke; Kliniske; Monson; Price; Svedjan

SB 2383 passed and the title was agreed to.

SECOND READING OF SENATE BILL

SB 2394: A BILL for an Act to create and enact a new section to chapter 20.1-01 and three new subsections to section 20.1-03-12 of the North Dakota Century Code, relating to fee hunting and guide license fees; and to amend and reenact section 20.1-01-02, subsection 17 of section 20.1-02-05, section 20.1-03-11.2, subsections 34, 35, 36, and 42 of section 20.1-03-12, and section 20.1-03-36 of the North Dakota Century Code, relating to licensing of outfitters and guides.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 10 YEAS, 83 NAYS, 0 EXCUSED, 5 ABSENT AND NOT VOTING.

YEAS: Carlson; Clark; Galvin; Grosz; Hanson; Kroeber; Metcalf; Mueller; Porter; Solberg

NAYS: Aarsvold; Bellew; Belter; Berg; Boehm; Boucher; Brusegaard; Byerly; Carlisle; Cleary; DeKrey; Delmore; Delzer; Devlin; Disrud; Dosch; Drovdal; Eckre; Ekstrom; Fairfield; Froelich; Froseth; Glassheim; Grande; Grumbo; Gullerson; Gunter; Haas; Hawken; Herbel; Huether; Hunskor; Jensen; Johnson, D.; Johnson, N.; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein, F.; Klein, M.; Klemin; Koppang; Koppelman; Kretschmar; Lemieux; Lloyd; Mahoney; Maragos; Martinson; Meier; Nelson; Nicholas; Niemeier; Nottestad; Onstad; Pietsch; Pollert; Price; Renner; Rennerfeldt; Ruby; Sandvig; Schmidt; Severson; Skarphol; Thoreson, B.; Thoreson, L.; Thorpe; Tieman; Timm; Wald; Warner; Weiler; Weisz; Wentz; Wikenheiser; Winrich; Wrangham; Speaker Bernstein

ABSENT AND NOT VOTING: Brandenburg; Brekke; Kliniske; Monson; Svedjan

SB 2394 lost.

SECOND READING OF SENATE BILL

SB 2290: A BILL for an Act to amend and reenact sections 51-20-01 and 51-20-02 of the North Dakota Century Code, relating to recreation vehicle franchises.

ROLL CALL

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

YEAS: Aarsvold; Bellew; Belter; Berg; Boehm; Boucher; Brusegaard; Byerly; Carlisle; Carlson; Clark; Cleary; DeKrey; Delmore; Delzer; Devlin; Disrud; Dosch; Drovdal; Eckre; Ekstrom; Fairfield; Froelich; Froseth; Galvin; Glassheim; Grande; Grosz; Grumbo; Gullerson; Gunter; Hanson; Hawken; Herbel; Huether; Hunskor; Jensen; Johnson, D.; Johnson, N.; Kasper; Keiser; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein, F.; Klein, M.; Klemin; Koppang; Koppelman; Kretschmar; Kroeber; Lemieux; Lloyd; Mahoney; Maragos; Martinson; Meier; Metcalf; Mueller; Nelson; Nicholas; Niemeier; Nottestad; Onstad; Pietsch; Pollert; Porter; Price; Renner; Rennerfeldt; Ruby; Sandvig; Schmidt; Severson; Skarphol; Solberg; Thoreson, B.; Thoreson, L.; Thorpe; Tieman; Timm; Wald; Warner; Weiler; Weisz; Wentz; Wikenheiser; Winrich; Wrangham; Speaker Bernstein

NAYS: Haas; Kelsch, R.

ABSENT AND NOT VOTING: Brandenburg; Brekke; Kliniske; Monson; Svedjan

SB 2290 passed and the title was agreed to.

SECOND READING OF SENATE CONCURRENT RESOLUTION

SCR 4001: A concurrent resolution directing the Legislative Council to study the property tax exemption for institutions of public charity providing a combination of health and housing services.

The question being on the final passage of the resolution, which has been read, and has committee recommendation of DO PASS.

SCR 4001 passed on a verification vote.

SECOND READING OF SENATE CONCURRENT RESOLUTION

SCR 4022: A concurrent resolution urging the State Health Officer to transmit the treatment guidelines for congestive heart failure published by the Heart Failure Society of America, Inc., to appropriate health care professionals and to urge the adoption of these guidelines in the professionals' practices.

The question being on the final passage of the resolution, which has been read, and has committee recommendation of DO PASS.

SCR 4022 passed on a verification vote.

MOTION

REP. BELTER MOVED that SB 2043, which is on the Fourteenth order, be rereferred to the **Appropriations Committee**, which motion prevailed. Pursuant to Rep. Belter's motion, SB 2043 was rereferred.

MOTION

REP. BELTER MOVED that SB 2114, SB 2183, SB 2220, and SB 2386 be moved to the top of the Fourteenth order, which motion prevailed.

SECOND READING OF SENATE BILL

SB 2114: A BILL for an Act to amend and reenact sections 43-12.1-02, 43-12.1-03, 43-12.1-04, 43-12.1-05, 43-12.1-07, 43-12.1-08, 43-12.1-09, 43-12.1-10, 43-12.1-11, 43-12.1-13, 43-12.1-14, 43-12.1-15, and 43-12.1-16 of the North Dakota Century Code, relating to specialty nursing practice, unlicensed assistive personnel, persons exempt from licensure, residency requirements for nursing practice, compensation of board members, disciplinary procedures, and the expiration date of the authority of a licensed nurse to delegate medication administration.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 91 YEAS, 0 NAYS, 0 EXCUSED, 7 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Bellew; Belter; Berg; Boehm; Boucher; Brusegaard; Byerly; Carlisle; Carlson; Clark; Cleary; DeKrey; Delmore; Delzer; Devlin; Disrud; Dosch; Drovdal; Eckre; Ekstrom; Fairfield; Froelich; Froseth; Galvin; Glassheim; Grande; Grosz; Grumbo; Gulleon; Gunter; Haas; Hanson; Hawken; Herbel; Huether; Hunskor; Jensen; Johnson, D.; Johnson, N.; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein, F.; Klein, M.; Klemin; Koppang; Koppelman; Kretschmar; Kroeber; Lloyd; Mahoney; Maragos; Martinson; Meier; Metcalf; Mueller; Nelson; Nicholas; Niemeier; Nottestad; Onstad; Pietsch; Pollert; Porter; Price; Renner; Rennerfeldt; Ruby; Sandvig; Schmidt; Severson; Skarphol; Thoreson, B.; Thoreson, L.; Thorpe; Tieman; Timm; Wald; Warner; Weiler; Weisz; Wentz; Wikenheiser; Winrich; Wrangham; Speaker Bernstein

ABSENT AND NOT VOTING: Brandenburg; Brekke; Kliniske; Lemieux; Monson; Solberg; Svedjan

Engrossed SB 2114 passed and the title was agreed to.

SECOND READING OF SENATE BILL

SB 2183: A BILL for an Act to create and enact a new section to chapter 15.1-09 of the North Dakota Century Code, relating to the payment of signing bonuses by school boards.

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 51 YEAS, 42 NAYS, 0 EXCUSED, 5 ABSENT AND NOT VOTING.

YEAS: Bellew; Belter; Berg; Boehm; Brusegaard; Byerly; Carlson; Clark; DeKrey; Delzer; Disrud; Dosch; Drovdal; Froseth; Grande; Grosz; Gunter; Haas; Hawken; Herbel; Johnson, D.; Johnson, N.; Kelsch, R.; Kempenich; Kingsbury; Klein, F.; Klein, M.; Koppang; Koppelman; Kretschmar; Lemieux; Lloyd; Meier; Nelson; Nottestad; Pietsch; Pollert; Porter; Price; Renner; Rennerfeldt; Skarphol; Thoreson, L.; Tieman; Timm; Wald; Weisz; Wentz; Wikenheiser; Wrangham; Speaker Bernstein

NAYS: Aarsvold; Boucher; Carlisle; Cleary; Delmore; Devlin; Eckre; Ekstrom; Fairfield; Froelich; Galvin; Glassheim; Grumbo; Gulleon; Hanson; Huether; Hunskor; Jensen; Kasper; Keiser; Kelsh, S.; Kerzman; Klemin; Kroeber; Mahoney; Maragos; Martinson; Metcalf; Mueller; Nicholas; Niemeier; Onstad; Ruby; Sandvig; Schmidt; Severson; Solberg; Thoreson, B.; Thorpe; Warner; Weiler; Winrich

ABSENT AND NOT VOTING: Brandenburg; Brekke; Kliniske; Monson; Svedjan

Engrossed SB 2183 passed and the title was agreed to.

SECOND READING OF SENATE BILL

SB 2220: A BILL for an Act to amend and reenact subsection 2 of section 27-20-49 of the North Dakota Century Code, relating to costs and expenses of transporting juveniles for medical care and treatment.

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

YEAS: Aarsvold; Bellew; Berg; Boehm; Boucher; Brusegaard; Byerly; Carlisle; Carlson; Clark; Cleary; DeKrey; Delmore; Devlin; Disrud; Dosch; Drovdal; Eckre; Ekstrom; Fairfield; Froelich; Froseth; Galvin; Grande; Grosz; Grumbo; Gullerson; Gunter; Haas; Hanson; Hawken; Herbel; Huether; Hunskor; Jensen; Johnson, D.; Johnson, N.; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein, F.; Klein, M.; Klemin; Koppang; Koppelman; Kretschmar; Kroeber; Lemieux; Lloyd; Mahoney; Maragos; Martinson; Meier; Metcalf; Mueller; Nelson; Nicholas; Niemeier; Nottestad; Onstad; Pietsch; Pollert; Porter; Price; Renner; Rennerfeldt; Ruby; Sandvig; Schmidt; Severson; Skarphol; Solberg; Thoreson, B.; Thoreson, L.; Thorpe; Tieman; Timm; Wald; Warner; Weiler; Weisz; Wentz; Wikenheiser; Winrich; Wrangham; Speaker Bernstein

NAYS: Belter; Delzer; Glassheim

ABSENT AND NOT VOTING: Brandenburg; Brekke; Kliniske; Monson; Svedjan

Engrossed SB 2220 passed and the title was agreed to.

SECOND READING OF SENATE BILL

SB 2386: A BILL for an Act to create and enact a new subsection to section 57-38-30.3 and chapter 57-38.6 of the North Dakota Century Code, relating to an agricultural cooperative investment income tax credit; 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 86 YEAS, 5 NAYS, 0 EXCUSED, 7 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Belter; Berg; Boehm; Boucher; Brusegaard; Carlisle; Carlson; Cleary; DeKrey; Delmore; Delzer; Devlin; Disrud; Dosch; Drovdal; Eckre; Ekstrom; Fairfield; Froelich; Froseth; Galvin; Glassheim; Grande; Grosz; Grumbo; Gullerson; Gunter; Haas; Hanson; Hawken; Herbel; Huether; Hunskor; Jensen; Johnson, D.; Johnson, N.; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein, F.; Klein, M.; Klemin; Koppang; Kroeber; Lemieux; Lloyd; Mahoney; Maragos; Martinson; Meier; Metcalf; Mueller; Nelson; Nicholas; Niemeier; Nottestad; Onstad; Pietsch; Pollert; Porter; Price; Renner; Sandvig; Schmidt; Severson; Skarphol; Solberg; Thoreson, B.; Thoreson, L.; Thorpe; Tieman; Timm; Wald; Warner; Weiler; Weisz; Wentz; Wikenheiser; Winrich; Wrangham; Speaker Bernstein

NAYS: Bellew; Byerly; Kretschmar; Rennerfeldt; Ruby

ABSENT AND NOT VOTING: Brandenburg; Brekke; Clark; Kliniske; Koppelman; Monson; Svedjan

Engrossed SB 2386 passed and the title was agreed to.

SIGNING OF BILLS AND RESOLUTIONS

The Speaker signed the following enrolled resolutions: SCR 4016, SCR 4025.

MESSAGE TO THE SENATE FROM THE HOUSE (MARK L. JOHNSON, CHIEF CLERK)
MR. PRESIDENT: The Speaker has signed: SCR 4016, SCR 4025.

SIGNING OF BILLS AND RESOLUTIONS

The Speaker signed the following enrolled bills and resolutions: HB 1100, HB 1106, HB 1125, HB 1151, HB 1174, HB 1181, HB 1203, HB 1242, HB 1262, HB 1274, HCR 3030, HCR 3037.

SIGNING OF BILLS AND RESOLUTIONS

The Speaker signed the following enrolled resolutions: SCR 4009, SCR 4011, SCR 4013, SCR 4015, SCR 4017, SCR 4023, SCR 4026, SCR 4038, SCR 4043, SCR 4046.

MESSAGE TO THE SENATE FROM THE HOUSE (MARK L. JOHNSON, CHIEF CLERK)

MR. PRESIDENT: The Speaker has signed: SCR 4009, SCR 4011, SCR 4013, SCR 4015, SCR 4017, SCR 4023, SCR 4026, SCR 4038, SCR 4043, SCR 4046.

MESSAGE TO THE SENATE FROM THE HOUSE (MARK L. JOHNSON, CHIEF CLERK)

MR. PRESIDENT: The Speaker has signed and your signature is respectfully requested on: HB 1100, HB 1106, HB 1125, HB 1151, HB 1174, HB 1181, HB 1203, HB 1242, HB 1262, HB 1274, HCR 3030, HCR 3037.

MESSAGE TO THE SENATE FROM THE HOUSE (MARK L. JOHNSON, CHIEF CLERK)

MR. PRESIDENT: The House has amended and subsequently passed: SB 2058, SB 2095, SB 2135, SB 2144, SB 2167, SB 2177, SB 2204, SB 2224, SB 2300, SB 2307, SB 2347.

MESSAGE TO THE SENATE FROM THE HOUSE (MARK L. JOHNSON, CHIEF CLERK)

MR. PRESIDENT: The House has amended and subsequently failed: SB 2272.

MESSAGE TO THE SENATE FROM THE HOUSE (MARK L. JOHNSON, CHIEF CLERK)

MR. PRESIDENT: The House has passed unchanged: SCR 4029, SCR 4031.

MESSAGE TO THE SENATE FROM THE HOUSE (MARK L. JOHNSON, CHIEF CLERK)

MR. PRESIDENT: The House has concurred in the Senate amendments and subsequently passed: HB 1106, HB 1125, HCR 3030, and HCR 3037.

DELIVERY OF ENROLLED BILLS AND RESOLUTIONS

The following resolutions were delivered to the Secretary of State for filing on March 22, 2001: HCR 3010, HCR 3012, HCR 3020, HCR 3021, HCR 3022, HCR 3023, HCR 3024, HCR 3029, HCR 3031, HCR 3047, HCR 3052, HCR 3055, HCR 3057, HCR 3059, HCR 3060, HCR 3062, HCR 3064.

MESSAGE TO THE SENATE FROM THE HOUSE (MARK L. JOHNSON, CHIEF CLERK)

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

SB 2116: Reps. Kretschmar; Grande; Mahoney

SB 2384: Reps. Wrangham; Brekke; Fairfield

REPORT OF STANDING COMMITTEE

SB 2032, as engrossed: Industry, Business and Labor Committee (Rep. Berg, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (12 YEAS, 1 NAY, 2 ABSENT AND NOT VOTING). Engrossed SB 2032 was placed on the Sixth order on the calendar.

Page 1, line 17, after the first semicolon insert "to provide for correction of statutory references;"

Page 26, line 30, remove "Director" and overstrike "- **Appointment**" and insert immediately thereafter "Director"

Page 26, line 31, overstrike "The" and remove "commissioner of"

Page 27, line 1, remove "commerce" and overstrike "shall appoint as director a person who is qualified by training, knowledge, and"

Page 27, overstrike lines 2 and 3

Page 27, line 4, overstrike "of the", remove the first "commissioner", overstrike "and shall receive a salary set by the", and remove the second "commissioner"

Page 27, line 5, overstrike "within the limits of legislative appropriations."

Page 28, line 3, after the semicolon insert "and"

Page 28, line 4, overstrike "Report at least annually to an interim committee designated by the legislative"

Page 28, line 5, overstrike "council on performance of all divisions of the", remove "division", and overstrike "of economic"

Page 28, overstrike line 6

Page 28, line 7, overstrike "satisfaction the", remove "division", and overstrike "of economic development and finance has in"

Page 28, overstrike lines 8 through 11

Page 28, line 12, overstrike "9."

Page 30, line 17, overstrike "1."

Page 30, line 21, overstrike "2. The", remove "commissioner of commerce", overstrike "shall appoint a director of the", and remove "division of"

Page 30, line 22, overstrike "tourism", overstrike "who shall serve at the will of the", remove "commissioner", and overstrike the period

Page 33, replace lines 3 through 11 with:

"2. The commissioner shall appoint the directors of the division of community services, division of economic development and finance, division of workforce development, and any division created by the commissioner under subsection 1. Effective August 1, 2005, the commissioner shall also appoint the director of the division of tourism. Each director serves at the pleasure of the commissioner and is entitled to receive a salary set by the commissioner within the limits of legislative appropriation. Until August 1, 2005, the governor shall appoint the director of the division of tourism, who shall serve at the pleasure of the governor and is entitled to receive a salary set by the governor within the limits of legislative appropriation."

Page 34, line 7, replace "on" with ":

a. On"

Page 34, line 8, replace ", on" with ":

b. On"

Page 34, line 9, replace ", on" with ":

c. On"

Page 34, line 10, replace ", and summarizing" with ":

d. On"

Page 34, line 11, after the underscored semicolon insert "and

e. On commerce benchmarks, including the average annual wage in the state, the gross state product exclusive of agriculture, and the number of primary sector jobs in the state;"

Page 38, line 5, overstrike "hereby"

Page 38, line 6, overstrike "which" and insert immediately thereafter "that"

Page 38, line 8, overstrike "and it" and insert immediately thereafter ". The council" and overstrike the second "shall"

Page 38, line 9, overstrike "consist" and insert immediately thereafter "consists" and after "of" insert "a traffic counsel selected by the members of the council, a representative of the railways serving the state who is selected by the council, and"

Page 38, line 14, overstrike "livestock industry council" and insert immediately thereafter "North Dakota stockmen's association"

Page 38, line 15, after "Dakota" insert "state"

Page 38, line 18, overstrike "farmers"

Page 38, line 19, overstrike "The North Dakota railway lines."

Page 38, line 20, overstrike "10."

Page 38, line 21, overstrike "11." and insert immediately thereafter "10."

Page 38, overstrike lines 22 and 23

Page 40, after line 21, insert:

"SECTION 56. LEGISLATIVE COUNCIL CORRECTION OF STATUTORY REFERENCES. The legislative council may replace references to the "department of economic development and finance", "division of community services", "tourism department", and "department of economic development and finance division of finance" with references to the "department of commerce division of economic development and finance", department of commerce division of community services", "department of commerce division of tourism", "department of commerce division of economic development and finance finance office", "department of commerce", and "commissioner of commerce", or any variation of these terms as appropriate, in any measure enacted by the fifty-seventh legislative assembly."

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2088: Transportation Committee (Rep. Weisz, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (13 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). SB 2088 was placed on the Sixth order on the calendar.

Page 1, line 1, after "39-06.1-06" insert "and a new section to chapter 39-06.2"

Page 1, line 2, after "offenses" insert "and medical qualifications"

Page 1, line 3, replace "sections" with "section" and after the first comma insert "subsection 8 of section 39-06.1-06, sections"

Page 2, after line 4, insert:

"SECTION 2. AMENDMENT. Subsection 8 of section 39-06.1-06 of the 1999 Supplement to the North Dakota Century Code is amended and reenacted as follows:

8. On a highway on which the speed limit is a speed higher than fifty-five miles [88.51 kilometers] an hour, for a violation of section 39-09-02, or an equivalent ordinance, a fee established as follows:
- | Miles per hour over lawful speed limit | Fee |
|--|--|
| 1 - 5 | \$ 10 plus \$1/each mph over limit |
| 6 - 10 | \$ 15 plus \$2/each mph over 5 mph over limit |
| 11 - 15 | \$ 25 plus \$3/each mph over 10 mph over limit |
| <u>16 - 20</u> | <u>\$ 40 plus \$3/each mph over 15 mph over limit</u> |
| 46 <u>21</u> - 25 | \$ 40 <u>60</u> plus \$3/each mph over 15 mph over limit |
| 26 - 35 | \$ 70 <u>90</u> plus \$3/each mph over 25 mph over limit |
| 36 + 45 | \$400 <u>120</u> plus \$5/each mph over 35 mph over limit |
| <u>46 +</u> | <u>\$170 plus \$5/each mph over 45 mph over limit"</u> |

Page 10, overstrike line 6

Page 10, line 7, overstrike "4" and insert immediately thereafter "2"

Page 10, line 8, overstrike "25" and insert immediately thereafter "20" and overstrike "7" and insert immediately thereafter "4"

Page 10, after line 8, insert:

"21 - 25

6"

Page 10, line 9, overstrike "10" and insert immediately thereafter "9"

Page 10, line 10, overstrike the plus sign and insert immediately thereafter "- 45"

Page 10, after line 10, insert:

"46 +

15"

Page 14, after line 25, insert:

"SECTION 8. A new section to chapter 39-06.2 of the North Dakota Century Code is created and enacted as follows:

Medical qualifications exemption. If a motor vehicle operator is operating a commercial motor vehicle and is not required to have a commercial driver's license, the motor vehicle operator is exempt from 49 CFR 391.41."

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2117, as engrossed: Political Subdivisions Committee (Rep. Froseth, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (13 YEAS, 1 NAY, 1 ABSENT AND NOT VOTING). Engrossed SB 2117 was placed on the Sixth order on the calendar.

Page 1, line 4, after "reenact" insert "subsection 1 of section 6-09-35,"

Page 1, after line 9, insert:

"SECTION 1. AMENDMENT. Subsection 1 of section 6-09-35 of the North Dakota Century Code is amended and reenacted as follows:

1. Commercial or financial information of a customer, whether obtained directly or indirectly, except for routine credit inquiries or unless required by due legal process. As used in this subsection, "customer" means any person who has transacted or is transacting business with, or has used or is using the services of, the Bank of North Dakota, or for whom the Bank of North Dakota has acted as a fiduciary with respect to trust property."

Page 2, line 18, replace "which has" with "who have"

Page 2, line 19, replace "designated" with "appointed and delegated"

Page 5, line 13, replace "shall" with "may"

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2127: Industry, Business and Labor Committee (Rep. Berg, Chairman) recommends **DO PASS** (15 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2127 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2182: Natural Resources Committee (Rep. Rennerfeldt, Chairman) recommends **DO PASS** (13 YEAS, 1 NAY, 1 ABSENT AND NOT VOTING). SB 2182 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2415, as engrossed: Political Subdivisions Committee (Rep. Froseth, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (14 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). Engrossed SB 2415 was placed on the Sixth order on the calendar.

Page 1, line 1, after "to" insert "create and enact a new subsection to section 57-40.6-01 of the North Dakota Century Code, relating to a definition; and to"

Page 1, after line 3, insert:

"SECTION 1. A new subsection to section 57-40.6-01 of the North Dakota Century Code is created and enacted as follows:

"Unpublished" means information that is not published or available from directory assistance."

Page 1, line 9, after "each" insert "911 coordinator or"

Page 1, line 13, overstrike "18 U.S.C. 2703(C)(1)(B)(iii)" and insert immediately thereafter "18 U.S.C. 2703(c)(1)(B)(iii), and in a manner that identifies the names and telephone numbers that are unpublished"

Page 1, line 16, overstrike "Names, addresses," and insert immediately thereafter "Unpublished names"

Page 1, line 17, overstrike "provided to" and insert immediately thereafter "generated by", after "a" insert "911 coordinator or", and after "point" insert "or provided to a 911 coordinator or public safety answering point"

Page 1, line 18, overstrike "private data" and insert immediately thereafter "confidential" and remove the overstrike over "~~only~~"

Page 1, line 19, remove "In addition,"

Page 1, remove lines 20 through 23

Page 1, line 24, remove "information for an unpublished telephone number. If not otherwise provided, the" and overstrike "information"

Page 2, line 1, overstrike "furnished", remove "to the public safety answering point", and overstrike "may not be used or disclosed by the public"

Page 2, overstrike line 2

Page 2, line 3, overstrike "order" and insert immediately thereafter "Published names and telephone numbers maintained by a 911 coordinator or public safety answering point are exempt records as defined in section 44-04-17.1 but must be provided upon request to the treasurer and auditor of the county served by the 911 coordinator for the purpose of verifying and correcting names and addresses used for official purposes"

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2222: Natural Resources Committee (Rep. Rennerfeldt, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (12 YEAS, 3 NAYS, ABSENT AND NOT VOTING). SB 2222 was placed on the Sixth order on the calendar.

Page 1, line 6, remove the overstrike over "~~through~~" and after "2006" insert "2010"

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2223: Natural Resources Committee (Rep. Rennerfeldt, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (14 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). SB 2223 was placed on the Sixth order on the calendar.

Page 1, line 1, replace the second "and" with a comma and after "61-24.5-08" insert ", and subsection 7 of section 61-35-12"

Page 1, line 2, after "authority" insert "and the reimbursement of water district employee expenses"

Page 2, after line 25, insert:

"SECTION 3. AMENDMENT. Subsection 7 of section 61-35-12 of the North Dakota Century Code is amended and reenacted as follows:

7. Appoint and fix the compensation and reimbursement of expenses of such employees as the board deems necessary to conduct the business and affairs of the district and to procure the services of engineers and other technical experts, and to retain attorneys to assist, advise, and act for it in its proceedings."

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2244: Political Subdivisions Committee (Rep. Froseth, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (14 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). SB 2244 was placed on the Sixth order on the calendar.

Page 1, after line 18, insert:

- "5. The boards of county commissioners of two or more counties may enter an agreement to elect a multicounty jurisdiction state's attorney. A candidate for election to the office of multicounty jurisdiction state's attorney must be a qualified elector of the multicounty jurisdiction at the time of the election."

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2285, as engrossed: Natural Resources Committee (Rep. Rennerfeldt, Chairman) recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (10 YEAS, 4 NAYS, 1 ABSENT AND NOT VOTING). Engrossed SB 2285 was rereferred to the **Appropriations Committee**.

REPORT OF STANDING COMMITTEE

SB 2345: Natural Resources Committee (Rep. Rennerfeldt, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (15 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2345 was placed on the Sixth order on the calendar.

In lieu of the amendments to Senate Bill No. 2345 as printed on page 985 of the House Journal, Senate Bill No. 2345 is amended as follows:

Page 1, line 7, overstrike "nine", remove "sixteen", and overstrike "and"

Page 1, line 8, overstrike "one-half consecutive day" and insert immediately thereafter "muzzleloading firearm"

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2354, as engrossed and amended: Human Services Committee (Rep. Price, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (8 YEAS, 6 NAYS, 0 ABSENT AND NOT VOTING). Engrossed SB 2354, as amended, was placed on the Sixth order on the calendar.

Page 1, line 2, remove "and"

Page 1, line 3, after "appropriation" insert "; and to provide an expiration date"

Page 1, line 18, replace "the" with "an outcome-based performance"

Page 1, line 19, after "contract" insert "that includes live birth, adoption, abortion, and contraceptive counseling"

Page 1, line 20, after "providers" insert "and providing reports to the department regarding outcomes of the service providers' activities. The prime contractor may be reimbursed up to ten percent of the total contract for administration"

Page 2, line 1, replace "funds" with "up to ten percent of the appropriation" and replace the comma with "and may expend funds to"

Page 2, line 2, remove the comma

Page 2, line 18, remove ", other than minor remodeling,"

Page 2, replace lines 30 and 31 with:

"11. The contractor may not exclude or show preferential referrals to a service provider based upon the service provider's contraceptive and abstinence programs."

Page 3, remove lines 1 and 2

Page 3, line 3, remove "religious character of the"

Page 3, line 5, replace "department" with "prime contractor"

Page 3, line 8, replace "Eligible" with "The service provider shall provide eligible"

Page 3, line 9, remove "must be provided with" and replace "section" with "subsection"

Page 3, line 10, after the period insert "A religious organization may not discriminate against an eligible individual in regard to alternatives-to-abortion services on the basis of religion, a religious belief, or refusal to actively participate in a religious practice.

14."

Page 3, line 14, replace "14" with "15"

Page 3, line 16, replace "15" with "16"

Page 3, after line 18, insert:

"17. The department shall contract with a nonprofit private entity for the establishment and operation of a statewide, toll-free telephone referral service through which a person seeking services to assist a woman through pregnancy, childbirth, or adoption is referred to an appropriate service agency. The toll-free telephone referral service must refer to all appropriate agencies in a specific geographical area and may not refer a person to any agency that provides abortion counseling or referral services or advocates for, or performs abortions."

Page 3, line 21, replace "\$200,000" with "\$250,000"

Page 3, line 23, after "program" insert "and a toll-free referral system"

Page 3, after line 24, insert:

"SECTION 3. EXPIRATION DATE. This Act is effective through June 30, 2003, and after that date is ineffective."

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2388: Natural Resources Committee (Rep. Rennerfeldt, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (8 YEAS, 7 NAYS, 0 ABSENT AND NOT VOTING). SB 2388 was placed on the Sixth order on the calendar.

Page 1, line 6, after the period insert "a."

Page 1, line 15, after "organization" insert "or its affiliates"

Page 1, line 16, replace "a." with "(1)" and replace "director" with "board of directors"

Page 1, line 17, replace "b." with "(2)"

Page 1, line 18, replace "c." with "(3)"

Page 1, after line 19, insert:

"b. A statement within the body of the easement that the grantee of the easement meets the requirements of paragraphs 1, 2, and 3 is sufficient proof of compliance with this subsection."

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2413, as engrossed: Agriculture Committee (Rep. Nicholas, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (8 YEAS, 5 NAYS, 2 ABSENT AND NOT VOTING). Engrossed SB 2413 was placed on the Sixth order on the calendar.

Page 1, line 1, after "A BILL" replace the remainder of the bill with "for an Act to create and enact a new section to chapter 60-02 and a new section to chapter 60-02.1 of the North Dakota Century Code, relating to agricultural contracts.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. A new section to chapter 60-02 of the North Dakota Century Code is created and enacted as follows:

Agricultural contracts - Mediation or arbitration. If a written contract for the sale of grain does not contain provisions to settle disagreements concerning factors not governed by section 60-02-05, the parties shall attempt to resolve the disagreements through mediation or arbitration.

SECTION 2. A new section to chapter 60-02.1 of the North Dakota Century Code is created and enacted as follows:

Agricultural contracts - Mediation and arbitration. If a written contract for the sale of grain does not contain provisions to settle disagreements concerning factors not governed by section 60-02.1-05, the parties shall attempt to resolve the disagreements through mediation or arbitration."

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2427: Natural Resources Committee (Rep. Rennerfeldt, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (14 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). SB 2427 was placed on the Sixth order on the calendar.

Page 1, line 6, overstrike "permanently" and overstrike "walk for purposes of hunting or taking"

Page 1, line 7, overstrike "wildlife" and insert immediately thereafter "step from a vehicle without aid of a wheelchair, crutch, brace, or other mechanical support or prosthetic device or who is unable to walk any distance because of a permanent lung, heart, or other internal disease that requires the person to use supplemental oxygen to assist breathing"

Page 1, line 8, after "entitled" insert "to convert one license", remove the overstrike over "or", remove "of the", and remove "for which"

Page 1, line 9, remove "the license is valid"

Page 1, line 11, overstrike "permanently"

Page 1, line 12, overstrike "walk for purposes of hunting or taking wildlife" and insert immediately thereafter "step from a vehicle without aid of a wheelchair, crutch, brace, or other mechanical support or prosthetic device or who is unable to walk any distance because of a permanent lung, heart, or other internal disease that requires the person to use supplemental oxygen to assist breathing"

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2436: Transportation Committee (Rep. Weisz, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (10 YEAS, 2 NAYS, 2 ABSENT AND NOT VOTING). SB 2436 was placed on the Sixth order on the calendar.

Page 1, line 9, remove the overstrike over "~~five~~" and remove "seven"

Page 1, line 24, overstrike "or"

Page 2, line 1, after "(2)" insert "Completes an internet course approved by the director and completes thirty hours of driving, with that individual's parent or guardian, in compliance with department rules designed for experience in various day and night driving conditions; or

(3)"

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2449, as engrossed: Human Services Committee (Rep. Rennerfeldt, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (14 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). Engrossed SB 2449 was placed on the Sixth order on the calendar.

Page 1, line 23, replace "leased" with "enrolled" and after "department" insert "in the private land open to sportsmen program"

Page 1, line 24, remove "upland game"

Page 2, line 1, remove "Act as a hunting guide or outfitter on land on which the department has obtained"

Page 2, remove lines 2 and 3

Page 2, line 4, remove "5."

Page 2, line 6, replace "6" with "5"

Renumber accordingly

REPORT OF STANDING COMMITTEE

SCR 4036, as engrossed: Political Subdivisions Committee (Rep. Froseth, Chairman) recommends **DO NOT PASS** (12 YEAS, 2 NAYS, 1 ABSENT AND NOT VOTING). Engrossed SCR 4036 was placed on the Fourteenth order on the calendar.

MOTION

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

MOTION

REP. BELTER MOVED that the House be on the Fifth, Twelfth, and Sixteenth orders of business and at the conclusion of those orders, the House stand adjourned until 1:00 p.m., Monday, March 26, 2001, which motion prevailed.

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

MARK L. JOHNSON, Chief Clerk