

JOURNAL OF THE HOUSE

Fifty-ninth Legislative Assembly

Bismarck, February 8, 2005

The House convened at 1:00 p.m., with Speaker Klein presiding.

The prayer was offered by Father Chris Walter, St. Leo's Catholic Church, Minot.

The roll was called and all members were present except Representatives Dietrich, Ekstrom, Maragos, Nelson, Owens, and Porter.

A quorum was declared by the Speaker.

POINT OF PERSONAL PRIVILEGE

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

REQUEST

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

Mr. Speaker and Members of the House of Representatives, the state of North Dakota and the West Fargo Community have something to celebrate!

The West Fargo Packatahnas, who became the 2005 North Dakota State Dance Champions in Minot just two weeks ago, won the National Dance Team Championship in the Varsity High Kick Division in Orlando, Florida last weekend! The announcement was made Sunday night at the Walt Disney World Studios after the competition finals were completed

The West Fargo team emerged as one of 11 finalists, in a field of 24 teams from all over the United States, in Saturday's competition and won the National Championship on Sunday, beating the highly ranked Seminole High School and 9 other excellent American teams.

Again, North Dakotans have distinguished themselves and demonstrated excellence on the national level. Please join me in extending the congratulations of the North Dakota House of Representatives to these fine young people from our community, who have represented our state so well, the West Fargo Pakatahnas!

SIXTH ORDER OF BUSINESS

SPEAKER KLEIN DEEMED approval of HB 1052 HB 1223, HB 1225, HB 1268, HB 1341, HB 1347, HB 1396, HB 1474, HB 1478, HB 1486, HB 1495 and HB 1498.

HB 1478, as amended, was rereferred to the **Appropriations Committee**.

HB 1052, HB 1223, HB 1225, HB 1268, HB 1341, HB 1347, HB 1396, HB 1474, HB 1486, HB 1495 and HB 1498, as amended, were placed on the Eleventh order of business on the calendar.

SEVENTH ORDER OF BUSINESS

MOTION

REP. BOUCHER MOVED that the report of the Minority as printed on HJ page 381 be substituted for the report of the Majority on HB 1119.

REQUEST

REP. BERG REQUESTED a recorded roll vote on the motion that the report of the Minority be substituted for the report of the Majority on HB 1119, which request was granted.

ROLL CALL

The question being on the motion that the report of the Minority be substituted for the report of the Majority on HB 1119, the roll was called and there were 26 YEAS, 62 NAYS, 0 EXCUSED, 6 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Amerman; Boe; Boucher; Conrad; Delmore; Froelich; Glassheim; Guleson; Hanson; Hunsakor; Kaldor; Kelsh, S.; Kerzman; Kroeber; Metcalf; Meyer, S.; Mueller; Onstad; Potter; Sandvig; Schmidt; Solberg; Thorpe; Williams; Zaiser

NAYS: Bellew; Belter; Berg; Bernstein; Boehning; Brandenburg; Brusegaard; Carlisle; Carlson; Charging; Clark; Damschen; DeKrey; Delzer; Devlin; Dosch; Drovdal; Froseth; Galvin; Grande; Haas; Hawken; Headland; Herbel; Horter; Iverson; Johnson, D.; Johnson, N.; Kasper; Keiser; Kelsch, R.; Kempenich; Kingsbury; Klemin; Koppelman; Kreidt; Kretschmar; Martinson; Meier, L.; Monson; Nicholas; Norland; Nottestad; Pietsch; Pollert; Price; Rennerfeldt; Ruby; Sitte; Skarphol; Svedjan; Thoreson; Timm; Uglem; Vigesaa; Wald; Wall; Weiler; Weisz; Wieland; Wrangham; Speaker Klein

ABSENT AND NOT VOTING: Dietrich; Ekstrom; Maragos; Nelson; Owens; Porter

The motion that the report of the Minority be substituted for the report of the Majority on HB 1119 failed, therefore, the report of the Majority was adopted.

SECOND READING OF HOUSE BILL

HB 1119: A BILL for an Act to amend and reenact section 65-05-28 of the North Dakota Century Code, relating to drug testing of injured workers for workforce safety and insurance purposes; to provide for application; 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 57 YEAS, 31 NAYS, 0 EXCUSED, 6 ABSENT AND NOT VOTING.

YEAS: Bellew; Belter; Berg; Bernstein; Boehning; Brandenburg; Brusegaard; Carlisle; Carlson; Charging; Clark; Damschen; DeKrey; Delzer; Devlin; Dosch; Drovdal; Froseth; Galvin; Grande; Haas; Headland; Herbel; Horter; Iverson; Johnson, D.; Johnson, N.; Kasper; Keiser; Kelsch, R.; Kempenich; Kingsbury; Klemin; Koppelman; Kreidt; Monson; Nicholas; Norland; Nottestad; Pietsch; Pollert; Price; Rennerfeldt; Ruby; Skarphol; Svedjan; Thoreson; Timm; Uglem; Vigesaa; Wald; Wall; Weiler; Weisz; Wieland; Wrangham; Speaker Klein

NAYS: Aarsvold; Amerman; Boe; Boucher; Conrad; Delmore; Froelich; Glassheim; Guleson; Hanson; Hawken; Hunsakor; Kaldor; Kelsh, S.; Kerzman; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Mueller; Onstad; Potter; Sandvig; Schmidt; Sitte; Solberg; Thorpe; Williams; Zaiser

ABSENT AND NOT VOTING: Dietrich; Ekstrom; Maragos; Nelson; Owens; Porter

HB 1119, as amended, passed and the title was agreed to.

MOTION

REP. R. KELSCH MOVED that HCR 3012 be returned to the House floor from the **Education Committee** for the purpose of withdrawal, which motion prevailed.

REQUEST

REP. MUELLER REQUESTED the unanimous consent of the House to withdraw HCR 3012. There being no objection, it was so ordered by the Speaker.

SECOND READING OF HOUSE BILL

HB 1171: A BILL for an Act to amend and reenact sections 65-01-02, 65-05.1-01, 65-05.1-02.1, 65-05.1-04, and 65-05.1-06.1 of the North Dakota Century Code, relating to the definition of permanent total disability and temporary total disability, vocational rehabilitation options, eligibility for partial disability benefits, elective vocational rehabilitation retraining, and vocational rehabilitation noncompliance appeals for workforce safety and insurance purposes; to provide an effective date; 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 63 YEAS, 24 NAYS, 0 EXCUSED, 7 ABSENT AND NOT VOTING.

YEAS: Bellew; Belter; Berg; Bernstein; Boehning; Brusegaard; Carlisle; Carlson; Charging; Clark; Damschen; DeKrey; Delzer; Devlin; Dosch; Drovdal; Froseth; Galvin; Grande;

Haas; Hawken; Headland; Herbel; Horter; Iverson; Johnson, D.; Johnson, N.; Kasper; Keiser; Kelsch, R.; Kempenich; Kingsbury; Klemin; Koppelman; Kreidt; Kretschmar; Martinson; Meier, L.; Monson; Nicholas; Norland; Nottestad; Pietsch; Pollert; Price; Rennerfeldt; Ruby; Sitte; Skarphol; Svedjan; Thoreson; Timm; Uglem; Vigesaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Wrangham; Zaiser; Speaker Klein

NAYS: Aarsvold; Amerman; Boe; Boucher; Conrad; Delmore; Froelich; Glassheim; Gulleon; Hanson; Hunskor; Kaldor; Kelsh, S.; Kerzman; Kroeber; Metcalf; Meyer, S.; Mueller; Onstad; Potter; Sandvig; Schmidt; Solberg; Thorpe

ABSENT AND NOT VOTING: Brandenburg; Dietrich; Ekstrom; Maragos; Nelson; Owens; Porter

Engrossed HB 1171 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1122: A BILL for an Act to amend and reenact sections 65-01-09 and 65-05-05 of the North Dakota Century Code, relating to subrogation and lien rights of the organization and reimbursement of benefits paid by the organization; and to provide for application.

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 67 YEAS, 21 NAYS, 0 EXCUSED, 6 ABSENT AND NOT VOTING.

YEAS: Bellew; Belter; Berg; Bernstein; Boe; Boehning; Brandenburg; Brusegaard; Carlisle; Carlson; Charging; Clark; Conrad; Damschen; DeKrey; Devlin; Dosch; Drovda; Froseth; Galvin; Glassheim; Grande; Haas; Hawken; Headland; Herbel; Horter; Iverson; Johnson, D.; Johnson, N.; Kasper; Keiser; Kelsch, R.; Kempenich; Kingsbury; Klemin; Koppelman; Kreidt; Kretschmar; Martinson; Meier, L.; Monson; Nicholas; Norland; Nottestad; Pietsch; Pollert; Potter; Price; Rennerfeldt; Ruby; Sitte; Skarphol; Svedjan; Thoreson; Timm; Uglem; Vigesaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Wrangham; Zaiser; Speaker Klein

NAYS: Aarsvold; Amerman; Boucher; Delmore; Delzer; Froelich; Gulleon; Hanson; Hunskor; Kaldor; Kelsh, S.; Kerzman; Kroeber; Metcalf; Meyer, S.; Mueller; Onstad; Sandvig; Schmidt; Solberg; Thorpe

ABSENT AND NOT VOTING: Dietrich; Ekstrom; Maragos; Nelson; Owens; Porter

HB 1122 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1123: A BILL for an Act to amend and reenact sections 65-04-20 and 65-04-22, subsection 3 of section 65-04-33, subsection 4 of section 65-08-01, and subsection 2 of section 65-09-01 of the North Dakota Century Code, relating to premium installment payments, authority to decline coverage and negotiate penalties, extraterritorial coverage, and certification by contractor of independent contractor status.

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 76 YEAS, 12 NAYS, 0 EXCUSED, 6 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Bellew; Belter; Berg; Bernstein; Boe; Boehning; Brandenburg; Brusegaard; Carlisle; Carlson; Charging; Clark; Conrad; Damschen; DeKrey; Delmore; Delzer; Devlin; Dosch; Drovda; Froseth; Galvin; Glassheim; Grande; Haas; Hawken; Headland; Herbel; Horter; Hunskor; Iverson; Johnson, D.; Johnson, N.; Kaldor; Kasper; Keiser; Kelsch, R.; Kempenich; Kingsbury; Klemin; Koppelman; Kreidt; Kretschmar; Martinson; Meier, L.; Meyer, S.; Monson; Mueller; Nicholas; Norland; Nottestad; Onstad; Pietsch; Pollert; Potter; Price; Rennerfeldt; Ruby; Sandvig; Sitte; Skarphol; Svedjan; Thoreson; Timm; Uglem; Vigesaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Wrangham; Zaiser; Speaker Klein

NAYS: Amerman; Boucher; Froelich; Gulleon; Hanson; Kelsh, S.; Kerzman; Kroeber; Metcalf; Schmidt; Solberg; Thorpe

ABSENT AND NOT VOTING: Dietrich; Ekstrom; Maragos; Nelson; Owens; Porter

HB 1123 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1152: A BILL for an Act to provide for a transfer of earnings from the student loan trust to the general fund; and to amend and reenact section 54-17-25 of the North Dakota Century Code, relating to bonds of the student loan trust.

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 86 YEAS, 1 NAY, 0 EXCUSED, 7 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Bellew; Belter; Berg; Bernstein; Boe; Boehning; Boucher; Brandenburg; Brusegaard; Carlisle; Carlson; Charging; Clark; Conrad; Damschen; DeKrey; Delmore; Devlin; Dosch; Drovdal; Froelich; Froseth; Galvin; Glassheim; Grande; Gulleson; Haas; Hanson; Hawken; Headland; Herbel; Horter; Hunskor; Iverson; Johnson, D.; Johnson, N.; Kaldor; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Monson; Mueller; Nicholas; Norland; Nottestad; Onstad; Pietsch; Pollert; Potter; Price; Rennerfeldt; Ruby; Sandvig; Schmidt; Sitte; Skarphol; Solberg; Svedjan; Thoreson; Thorpe; Timm; Uglem; Vigesaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Wrangham; Zaiser; Speaker Klein

NAYS: Delzer

ABSENT AND NOT VOTING: Amerman; Dietrich; Ekstrom; Maragos; Nelson; Owens; Porter

HB 1152 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1155: A BILL for an Act to amend and reenact subsection 1 of section 10-30.1-05, section 10-30.2-12, subsection 4 of section 10-33-124, subsection 5 of section 11-37-08, subsections 1 and 3 of section 40-63-04, section 40-63-06, subsection 4 of section 40-63-07, subsections 1 and 2 of section 57-38-01.7, subsections 1 and 4 of section 57-38-01.8, sections 57-38-01.14, 57-38-01.16, and 57-38-01.17, subsection 1 of section 57-38-01.20, and sections 57-38.5-03 and 57-38.6-03 of the North Dakota Century Code, relating to elimination of the optional long-form income tax return; to repeal subsection 2 of section 10-30.1-01, sections 57-38-01.2, 57-38-01.18, 57-38-02, 57-38-03, 57-38-06.1, 57-38-29, 57-38-29.2, and 57-38-30.4, subsection 2 of section 57-38-31, and sections 57-38-67, 57-38-68, 57-38-69, 57-38-70, 57-38-71, 57-38-72, 57-38-73, and 57-38-74 of the North Dakota Century Code, relating to elimination of the optional long-form income tax return; 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 69 YEAS, 19 NAYS, 0 EXCUSED, 6 ABSENT AND NOT VOTING.

YEAS: Belter; Berg; Bernstein; Boe; Boehning; Boucher; Brandenburg; Brusegaard; Carlisle; Carlson; Charging; Clark; Conrad; Damschen; DeKrey; Delzer; Devlin; Dosch; Drovdal; Froelich; Froseth; Galvin; Grande; Haas; Hanson; Headland; Herbel; Horter; Hunskor; Iverson; Johnson, D.; Johnson, N.; Keiser; Kelsch, R.; Kelsh, S.; Kingsbury; Klemin; Kreidt; Kroeber; Meier, L.; Monson; Mueller; Nicholas; Norland; Nottestad; Onstad; Pietsch; Pollert; Potter; Price; Rennerfeldt; Sandvig; Schmidt; Skarphol; Solberg; Svedjan; Thorpe; Timm; Uglem; Vigesaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Wrangham; Zaiser; Speaker Klein

NAYS: Aarsvold; Amerman; Bellew; Delmore; Glassheim; Gulleson; Hawken; Kaldor; Kasper; Kempenich; Kerzman; Koppelman; Kretschmar; Martinson; Metcalf; Meyer, S.; Ruby; Sitte; Thoreson

ABSENT AND NOT VOTING: Dietrich; Ekstrom; Maragos; Nelson; Owens; Porter

HB 1155 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1185: A BILL for an Act to amend and reenact section 54-34.3-13 of the North Dakota Century Code, relating to continuation of the rural growth incentive grant program.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 88 YEAS, 0 NAYS, 0 EXCUSED, 6 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Amerman; Bellew; Belter; Berg; Bernstein; Boe; Boehning; Boucher; Brandenburg; Brusegaard; Carlisle; Carlson; Charging; Clark; Conrad; Damschen; DeKrey; Delmore; Delzer; Devlin; Dosch; Drovdal; Froelich; Froseth; Galvin; Glassheim; Grande; Gulleeson; Haas; Hanson; Hawken; Headland; Herbel; Horter; Hunskor; Iverson; Johnson, D.; Johnson, N.; Kaldor; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klemm; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Monson; Mueller; Nicholas; Norland; Nottestad; Onstad; Pietsch; Pollert; Potter; Price; Rennerfeldt; Ruby; Sandvig; Schmidt; Sitte; Skarphol; Solberg; Svedjan; Thoreson; Thorpe; Timm; Uglem; Vigesaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Wrangham; Zaiser; Speaker Klein

ABSENT AND NOT VOTING: Dietrich; Ekstrom; Maragos; Nelson; Owens; Porter

HB 1185 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1194: A BILL for an Act to create and enact a new section to chapter 15.1-29 of the North Dakota Century Code, relating to contract terms for the cross-border attendance of elementary and high school students.

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

YEAS: Aarsvold; Amerman; Bellew; Belter; Berg; Bernstein; Boe; Boehning; Boucher; Brandenburg; Brusegaard; Carlisle; Carlson; Charging; Clark; Conrad; Damschen; DeKrey; Delmore; Delzer; Devlin; Dosch; Drovdal; Froelich; Froseth; Galvin; Glassheim; Grande; Gulleeson; Haas; Hanson; Hawken; Headland; Herbel; Horter; Hunskor; Iverson; Johnson, D.; Johnson, N.; Kaldor; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klemm; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Monson; Mueller; Nicholas; Norland; Nottestad; Onstad; Pietsch; Pollert; Potter; Price; Rennerfeldt; Ruby; Sandvig; Schmidt; Sitte; Skarphol; Solberg; Svedjan; Thoreson; Thorpe; Timm; Uglem; Vigesaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Wrangham; Zaiser; Speaker Klein

ABSENT AND NOT VOTING: Dietrich; Ekstrom; Maragos; Nelson; Owens; Porter

HB 1194 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1210: A BILL for an Act to amend and reenact section 39-16-03.1 of the North Dakota Century Code, relating to the confidentiality of a driving record.

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 87 YEAS, 1 NAY, 0 EXCUSED, 6 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Amerman; Bellew; Belter; Berg; Bernstein; Boe; Boehning; Boucher; Brandenburg; Brusegaard; Carlisle; Carlson; Charging; Clark; Conrad; Damschen; DeKrey; Delmore; Delzer; Devlin; Dosch; Drovdal; Froelich; Froseth; Galvin; Glassheim; Grande; Gulleeson; Haas; Hanson; Hawken; Headland; Herbel; Horter; Hunskor;

Iverson; Johnson, D.; Johnson, N.; Kaldor; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Monson; Mueller; Nicholas; Norland; Nottestad; Onstad; Pietsch; Pollert; Potter; Rennerfeldt; Ruby; Sandvig; Schmidt; Sitte; Skarphol; Solberg; Svedjan; Thoreson; Thorpe; Timm; Uglem; Vigesaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Wrangham; Zaiser; Speaker Klein

NAYS: Price

ABSENT AND NOT VOTING: Dietrich; Ekstrom; Maragos; Nelson; Owens; Porter

HB 1210 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1216: A BILL for an Act to amend and reenact section 34-06-03 of the North Dakota Century Code, relating to the powers of the labor commissioner with respect to standards of conditions of labor.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 39 YEAS, 48 NAYS, 0 EXCUSED, 7 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Berg; Boucher; Carlisle; Clark; Conrad; Damschen; Devlin; Froseth; Galvin; Glassheim; Gulleson; Hanson; Hawken; Herbel; Hunskor; Johnson, N.; Kaldor; Keiser; Kelsch, R.; Kelsh, S.; Kingsbury; Klemin; Kreidt; Kroeber; Metcalf; Mueller; Norland; Nottestad; Onstad; Potter; Price; Schmidt; Solberg; Thorpe; Uglem; Vigesaa; Zaiser; Speaker Klein

NAYS: Amerman; Bellew; Belter; Bernstein; Boe; Boehning; Brandenburg; Brusegaard; Carlson; DeKrey; Delmore; Delzer; Dosch; Drovda; Froelich; Grande; Haas; Headland; Horter; Iverson; Johnson, D.; Kasper; Kempenich; Kerzman; Koppelman; Kretschmar; Martinson; Meier, L.; Meyer, S.; Monson; Nicholas; Pietsch; Pollert; Rennerfeldt; Ruby; Sandvig; Sitte; Skarphol; Svedjan; Thoreson; Timm; Wald; Wall; Weiler; Weisz; Wieland; Williams; Wrangham

ABSENT AND NOT VOTING: Charging; Dietrich; Ekstrom; Maragos; Nelson; Owens; Porter

HB 1216 lost.

SECOND READING OF HOUSE BILL

HB 1238: A BILL for an Act to amend and reenact subsection 3 of section 20.1-03-11 of the North Dakota Century Code, relating to gratis and preferential landowner licenses to hunt deer.

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 83 YEAS, 2 NAYS, 0 EXCUSED, 9 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Amerman; Bellew; Belter; Berg; Bernstein; Boe; Boehning; Boucher; Brandenburg; Brusegaard; Carlisle; Carlson; Charging; Clark; Conrad; Damschen; DeKrey; Delmore; Delzer; Devlin; Dosch; Drovda; Froseth; Galvin; Glassheim; Grande; Gulleson; Haas; Hanson; Hawken; Headland; Herbel; Horter; Hunskor; Iverson; Johnson, D.; Johnson, N.; Kaldor; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Monson; Mueller; Nicholas; Norland; Nottestad; Onstad; Pietsch; Pollert; Potter; Price; Rennerfeldt; Ruby; Sandvig; Schmidt; Sitte; Skarphol; Solberg; Svedjan; Thoreson; Thorpe; Timm; Uglem; Vigesaa; Wald; Weiler; Weisz; Wieland; Wrangham; Zaiser; Speaker Klein

NAYS: Wall; Williams

ABSENT AND NOT VOTING: Dietrich; Ekstrom; Froelich; Kasper; Kingsbury; Maragos; Nelson; Owens; Porter

HB 1238 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1295: A BILL for an Act to create and enact a new subsection to section 26.1-01-03 of the North Dakota Century Code, relating to duties of the insurance commissioner; and to amend and reenact sections 18-04-07 and 18-05-04 of the North Dakota Century Code, relating to use of the insurance premium tax to fund disability and life insurance for volunteer firefighters.

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 21 YEAS, 66 NAYS, 0 EXCUSED, 7 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Amerman; Boucher; Brandenburg; Charging; Conrad; Drovdal; Gulleon; Hunskor; Kaldor; Kelsh, S.; Kerzman; Kretschmar; Kroeber; Meyer, S.; Nicholas; Onstad; Potter; Schmidt; Solberg; Thorpe

NAYS: Bellew; Belter; Berg; Bernstein; Boe; Boehning; Brusegaard; Carlisle; Carlson; Clark; Damschen; DeKrey; Delmore; Delzer; Devlin; Dosch; Froelich; Froseth; Galvin; Glassheim; Grande; Haas; Hanson; Hawken; Headland; Herbel; Horter; Iverson; Johnson, D.; Johnson, N.; Kasper; Keiser; Kelsch, R.; Kempenich; Kingsbury; Klemin; Kreidt; Martinson; Meier, L.; Metcalf; Monson; Mueller; Norland; Nottestad; Pietsch; Pollert; Price; Rennerfeldt; Ruby; Sandvig; Sitte; Skarphol; Svedjan; Thoreson; Timm; Uglem; Vigasaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Wrangham; Zaiser; Speaker Klein

ABSENT AND NOT VOTING: Dietrich; Ekstrom; Koppelman; Maragos; Nelson; Owens; Porter

HB 1295 lost.

SECOND READING OF HOUSE BILL

HB 1222: A BILL for an Act providing for determining the estimated fiscal effect of an initiated measure.

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 71 YEAS, 17 NAYS, 0 EXCUSED, 6 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Bellew; Belter; Berg; Bernstein; Boehning; Brandenburg; Brusegaard; Carlisle; Carlson; Charging; Clark; Damschen; DeKrey; Delmore; Delzer; Devlin; Dosch; Drovdal; Froelich; Froseth; Galvin; Grande; Haas; Hawken; Headland; Herbel; Horter; Iverson; Johnson, D.; Johnson, N.; Kaldor; Kasper; Keiser; Kelsch, R.; Kempenich; Kingsbury; Klemin; Koppelman; Kreidt; Kretschmar; Martinson; Meier, L.; Metcalf; Monson; Nicholas; Norland; Nottestad; Pietsch; Pollert; Potter; Price; Rennerfeldt; Ruby; Sandvig; Sitte; Skarphol; Svedjan; Thoreson; Timm; Uglem; Vigasaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Wrangham; Zaiser; Speaker Klein

NAYS: Amerman; Boe; Boucher; Conrad; Glassheim; Gulleon; Hanson; Hunskor; Kelsh, S.; Kerzman; Kroeber; Meyer, S.; Mueller; Onstad; Schmidt; Solberg; Thorpe

ABSENT AND NOT VOTING: Dietrich; Ekstrom; Maragos; Nelson; Owens; Porter

Engrossed HB 1222 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1307: A BILL for an Act to amend and reenact section 65-05-09.2 of the North Dakota Century Code, relating to workers' compensation social security retirement offset.

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 21 YEAS, 66 NAYS, 0 EXCUSED, 7 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Amerman; Boe; Boucher; Conrad; Delmore; Froelich; Galvin; Glassheim; Gulleson; Hanson; Kaldor; Kelsh, S.; Kerzman; Kroeber; Metcalf; Mueller; Onstad; Schmidt; Solberg; Thorpe

NAYS: Bellew; Belter; Berg; Bernstein; Boehning; Brandenburg; Brusegaard; Carlisle; Carlson; Charging; Clark; Damschen; DeKrey; Delzer; Devlin; Dosch; Drovdal; Froseth; Grande; Haas; Hawken; Headland; Herbel; Horter; Hunsakor; Iverson; Johnson, D.; Johnson, N.; Kasper; Keiser; Kelsch, R.; Kempenich; Kingsbury; Klemin; Koppelman; Kreidt; Kretschmar; Martinson; Meier, L.; Meyer, S.; Monson; Nicholas; Norland; Nottestad; Pietsch; Pollert; Potter; Price; Rennerfeldt; Ruby; Sandvig; Sitte; Skarphol; Svedjan; Thoreson; Timm; Uglem; Vigasaa; Wald; Wall; Weiler; Weisz; Wieland; Wrangham; Zaiser; Speaker Klein

ABSENT AND NOT VOTING: Dietrich; Ekstrom; Maragos; Nelson; Owens; Porter; Williams

HB 1307 lost.

SECOND READING OF HOUSE BILL

HB 1321: A BILL for an Act to amend and reenact section 13-08-12 of the North Dakota Century Code, relating to deferred presentment service transaction procedures and limitations.

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 78 YEAS, 8 NAYS, 0 EXCUSED, 8 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Amerman; Belter; Berg; Bernstein; Boe; Boehning; Brandenburg; Brusegaard; Carlisle; Charging; Clark; Conrad; Damschen; DeKrey; Delmore; Devlin; Dosch; Drovdal; Froelich; Froseth; Galvin; Glassheim; Grande; Gulleson; Haas; Hanson; Hawken; Headland; Herbel; Horter; Iverson; Johnson, D.; Johnson, N.; Kaldor; Kasper; Keiser; Kelsch, R.; Kempenich; Kingsbury; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Monson; Mueller; Nicholas; Norland; Nottestad; Onstad; Pietsch; Pollert; Price; Rennerfeldt; Ruby; Sandvig; Schmidt; Sitte; Skarphol; Solberg; Svedjan; Thoreson; Timm; Uglem; Vigasaa; Wald; Wall; Weiler; Weisz; Wieland; Wrangham; Zaiser; Speaker Klein

NAYS: Bellew; Boucher; Carlson; Delzer; Kelsh, S.; Kerzman; Potter; Thorpe

ABSENT AND NOT VOTING: Dietrich; Ekstrom; Hunsakor; Maragos; Nelson; Owens; Porter; Williams

HB 1321 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1323: A BILL for an Act to create and enact a new section to chapter 49-21 of the North Dakota Century Code, relating to mobile telecommunications carriers.

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 1 YEA, 86 NAYS, 0 EXCUSED, 7 ABSENT AND NOT VOTING.

YEAS: Kasper

NAYS: Aarsvold; Amerman; Bellew; Belter; Berg; Bernstein; Boe; Boehning; Boucher; Brandenburg; Brusegaard; Carlisle; Carlson; Charging; Clark; Conrad; Damschen; DeKrey; Delmore; Delzer; Devlin; Dosch; Drovdal; Froelich; Froseth; Galvin; Glassheim; Grande; Gulleson; Haas; Hanson; Hawken; Headland; Herbel; Horter; Iverson; Johnson, D.; Johnson, N.; Kaldor; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Monson; Mueller; Nicholas; Norland; Nottestad; Onstad; Pietsch; Pollert; Potter; Price; Rennerfeldt; Ruby; Sandvig; Schmidt; Sitte; Skarphol; Solberg; Svedjan; Thoreson; Thorpe; Timm; Uglem; Vigasaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Wrangham; Zaiser; Speaker Klein

ABSENT AND NOT VOTING: Dietrich; Ekstrom; Hunskor; Maragos; Nelson; Owens; Porter

HB 1323 lost.

SECOND READING OF HOUSE BILL

HB 1333: A BILL for an Act to repeal section 57-05-11 of the North Dakota Century Code, relating to confidentiality of information relating to assessment of railroad property.

ROLL CALL

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

YEAS: Aarsvold; Amerman; Bellew; Belter; Berg; Bernstein; Boe; Boehning; Boucher; Brandenburg; Brusegaard; Carlisle; Carlson; Charging; Clark; Conrad; Damschen; DeKrey; Delmore; Delzer; Devlin; Dosch; Drovdal; Froelich; Froseth; Galvin; Glassheim; Grande; Gulleon; Haas; Hanson; Hawken; Headland; Herbel; Horter; Iverson; Johnson, D.; Johnson, N.; Kaldor; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Monson; Mueller; Nicholas; Norland; Nottestad; Onstad; Pietsch; Pollert; Potter; Price; Rennerfeldt; Ruby; Sandvig; Schmidt; Sitte; Skarphol; Solberg; Svedjan; Thoreson; Thorpe; Timm; Uglem; Vigasaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Wrangham; Zaiser; Speaker Klein

ABSENT AND NOT VOTING: Dietrich; Ekstrom; Hunskor; Maragos; Nelson; Owens; Porter

HB 1333 passed and the title was agreed to.

MOTION

REP. BERG MOVED that the House stand in recess until 4:30 p.m., which motion prevailed.

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

MOTION

REP. BERG MOVED that HB 1339 be moved to the top of the calendar, which motion prevailed.

SECOND READING OF HOUSE BILL

HB 1339: A BILL for an Act to amend and reenact subsection 1 of section 20.1-03-07 and section 20.1-03-12 of the North Dakota Century Code, relating to small game hunting by nonresidents; and to repeal section 20.1-08-04.9 of the North Dakota Century Code, relating to hunting by nonresidents.

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 24 YEAS, 62 NAYS, 0 EXCUSED, 8 ABSENT AND NOT VOTING.

YEAS: Amerman; Brusegaard; Damschen; DeKrey; Drovdal; Froelich; Froseth; Galvin; Haas; Iverson; Johnson, N.; Kaldor; Kempenich; Kerzman; Metcalf; Meyer, S.; Monson; Schmidt; Skarphol; Thorpe; Timm; Uglem; Wald; Speaker Klein

NAYS: Aarsvold; Bellew; Belter; Berg; Bernstein; Boe; Boehning; Boucher; Brandenburg; Carlisle; Carlson; Charging; Clark; Conrad; Delmore; Delzer; Devlin; Dosch; Grande; Gulleon; Hanson; Hawken; Headland; Herbel; Horter; Johnson, D.; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kingsbury; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Mueller; Nicholas; Norland; Nottestad; Onstad; Pietsch; Pollert; Potter; Price; Rennerfeldt; Ruby; Sandvig; Sitte; Solberg; Svedjan; Thoreson; Vigasaa; Wall; Weiler; Weisz; Wieland; Williams; Wrangham; Zaiser

ABSENT AND NOT VOTING: Dietrich; Ekstrom; Glassheim; Hunskor; Maragos; Nelson; Owens; Porter

HB 1339 lost.

SECOND READING OF HOUSE BILL

HB 1335: A BILL for an Act to amend and reenact subsection 1 of section 26.1-25.1-02, subsection 2 of section 26.1-25.1-03, subsection 1 of section 26.1-25.1-05, and section 26.1-25.1-06 of the North Dakota Century Code, relating to insurance credit scores.

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 47 YEAS, 38 NAYS, 0 EXCUSED, 9 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Amerman; Boehning; Boucher; Carlisle; Conrad; Damschen; DeKrey; Delmore; Froelich; Galvin; Glassheim; Grande; Guleson; Hanson; Hawken; Horter; Iverson; Kaldor; Kelsch, R.; Kelsh, S.; Kerzman; Koppelman; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Monson; Mueller; Nicholas; Norland; Onstad; Potter; Price; Sandvig; Schmidt; Sitte; Skarphol; Solberg; Thoreson; Thorpe; Weiler; Weisz; Wieland; Zaiser

NAYS: Bellew; Belter; Bernstein; Boe; Brandenburg; Brusegaard; Carlson; Charging; Clark; Devlin; Dosch; Drovda; Froseth; Haas; Headland; Herbel; Johnson, D.; Johnson, N.; Kasper; Keiser; Kempenich; Kingsbury; Klemin; Kreidt; Nottestad; Pietsch; Pollert; Rennerfeldt; Ruby; Svedjan; Timm; Uglem; Vigesaa; Wald; Wall; Williams; Wrangham; Speaker Klein

ABSENT AND NOT VOTING: Berg; Delzer; Dietrich; Ekstrom; Hunskor; Maragos; Nelson; Owens; Porter

HB 1335 lost.

SECOND READING OF HOUSE BILL

HB 1340: A BILL for an Act to amend and reenact section 6-05.1-04 of the North Dakota Century Code, relating to locations for multiple offices of a subsidiary trust company.

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 84 YEAS, 0 NAYS, 0 EXCUSED, 10 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Amerman; Bellew; Belter; Bernstein; Boe; Boehning; Boucher; Brandenburg; Brusegaard; Carlisle; Carlson; Charging; Clark; Conrad; Damschen; DeKrey; Delmore; Devlin; Dosch; Drovda; Froelich; Froseth; Galvin; Glassheim; Grande; Guleson; Haas; Hanson; Hawken; Headland; Herbel; Horter; Iverson; Johnson, D.; Johnson, N.; Kaldor; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kingsbury; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Monson; Mueller; Nicholas; Norland; Nottestad; Onstad; Pietsch; Pollert; Potter; Price; Rennerfeldt; Ruby; Sandvig; Schmidt; Sitte; Skarphol; Solberg; Svedjan; Thoreson; Thorpe; Timm; Uglem; Vigesaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Wrangham; Zaiser; Speaker Klein

ABSENT AND NOT VOTING: Berg; Delzer; Dietrich; Ekstrom; Hunskor; Kerzman; Maragos; Nelson; Owens; Porter

HB 1340 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1345: A BILL for an Act to create and enact a new section to chapter 26.1-23.1 and a new section to chapter 32-03 of the North Dakota Century Code, relating to nonprofit organization participation in a government self-insurance pool and the liability of a nonprofit organization.

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 9 YEAS, 76 NAYS, 0 EXCUSED, 9 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Boucher; Delmore; Gulleeson; Hanson; Onstad; Potter; Solberg; Zaiser

NAYS: Amerman; Bellew; Belter; Bernstein; Boe; Boehning; Brandenburg; Brusegaard; Carlisle; Carlson; Charging; Clark; Conrad; Damschen; DeKrey; Delzer; Devlin; Dosch; Drovdal; Froelich; Froseth; Galvin; Glassheim; Grande; Haas; Hawken; Headland; Herbel; Horter; Iverson; Johnson, D.; Johnson, N.; Kaldor; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Monson; Mueller; Nicholas; Nottestad; Pietsch; Pollert; Price; Rennerfeldt; Ruby; Sandvig; Schmidt; Sitte; Skarphol; Svedjan; Thoreson; Thorpe; Timm; Uglem; Vigasaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Wrangham; Speaker Klein

ABSENT AND NOT VOTING: Berg; Dietrich; Ekstrom; Hunsakor; Maragos; Nelson; Norland; Owens; Porter

HB 1345 lost.

SECOND READING OF HOUSE BILL

HB 1363: A BILL for an Act to create and enact a new section to chapter 15-10 of the North Dakota Century Code, relating to tuition at institutions of higher education.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 39 YEAS, 46 NAYS, 0 EXCUSED, 9 ABSENT AND NOT VOTING.

YEAS: Bellew; Bernstein; Boe; Boehning; Brandenburg; Brusegaard; Carlisle; Charging; Damschen; Delmore; Delzer; Dosch; Froelich; Froseth; Glassheim; Grande; Gulleeson; Hanson; Headland; Horter; Iverson; Kasper; Kempenich; Kerzman; Koppelman; Kretschmar; Meier, L.; Meyer, S.; Nottestad; Ruby; Schmidt; Sitte; Skarphol; Solberg; Thoreson; Weiler; Williams; Wrangham; Speaker Klein

NAYS: Aarsvold; Amerman; Belter; Boucher; Carlson; Clark; Conrad; DeKrey; Devlin; Drovdal; Galvin; Haas; Hawken; Herbel; Johnson, D.; Johnson, N.; Kaldor; Keiser; Kelsch, R.; Kelsh, S.; Kingsbury; Klemin; Kreidt; Kroeber; Martinson; Metcalf; Monson; Mueller; Nicholas; Norland; Onstad; Pietsch; Pollert; Potter; Price; Rennerfeldt; Sandvig; Svedjan; Thorpe; Timm; Uglem; Vigasaa; Wald; Wall; Wieland; Zaiser

ABSENT AND NOT VOTING: Berg; Dietrich; Ekstrom; Hunsakor; Maragos; Nelson; Owens; Porter; Weisz

HB 1363 lost.

SECOND READING OF HOUSE BILL

HB 1177: A BILL for an Act to amend and reenact sections 54-44.1-11 and 55-02-09 of the North Dakota Century Code, relating to the use of unexpended appropriations for the state historical society.

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 57 YEAS, 28 NAYS, 0 EXCUSED, 9 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Berg; Bernstein; Boe; Boucher; Brusegaard; Carlisle; Charging; Clark; Conrad; Damschen; DeKrey; Delmore; Dosch; Froelich; Galvin; Glassheim; Grande; Gulleeson; Haas; Hanson; Hawken; Herbel; Horter; Johnson, D.; Johnson, N.; Kaldor; Keiser; Kelsch, R.; Kelsh, S.; Kerzman; Kingsbury; Klemin; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Monson; Mueller; Nicholas; Norland; Nottestad; Onstad; Potter; Rennerfeldt; Sandvig; Schmidt; Solberg; Svedjan; Thoreson; Thorpe; Wall; Weiler; Williams; Speaker Klein

NAYS: Amerman; Bellew; Belter; Boehning; Brandenburg; Carlson; Delzer; Devlin; Drovdal; Froseth; Headland; Iverson; Kasper; Kempenich; Koppelman; Kreidt; Pietsch; Pollert; Price; Ruby; Sitte; Skarphol; Timm; Uglem; Vigasaa; Wieland; Wrangham; Zaiser

ABSENT AND NOT VOTING: Dietrich; Ekstrom; Hunsakor; Maragos; Nelson; Owens; Porter; Wald; Weisz

Engrossed HB 1177 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1024: A BILL for an Act making an appropriation for defraying the expenses of various state departments and institutions; 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 75 YEAS, 11 NAYS, 0 EXCUSED, 8 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Amerman; Bellew; Belter; Berg; Bernstein; Boe; Boehning; Boucher; Brandenburg; Brusegaard; Carlisle; Charging; Clark; Conrad; Damschen; DeKrey; Delmore; Devlin; Dosch; Froelich; Galvin; Glassheim; Grande; Gulleson; Haas; Hanson; Hawken; Headland; Herbel; Horter; Johnson, D.; Johnson, N.; Kaldor; Keiser; Kelsch, R.; Kelsh, S.; Kerzman; Kingsbury; Klemin; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Monson; Mueller; Nicholas; Norland; Nottestad; Onstad; Pietsch; Pollert; Potter; Price; Rennerfeldt; Sandvig; Schmidt; Sitte; Skarphol; Solberg; Svedjan; Thoreson; Thorpe; Timm; Uglem; Vigesaa; Wald; Wall; Wieland; Williams; Zaiser; Speaker Klein

NAYS: Carlson; Delzer; Drovda; Froseth; Iverson; Kasper; Kempenich; Koppelman; Ruby; Weiler; Wrangham

ABSENT AND NOT VOTING: Dietrich; Ekstrom; Hunsakor; Maragos; Nelson; Owens; Porter; Weisz

Engrossed HB 1024 passed, the title was agreed to, and the emergency clause was declared carried.

MOTION

REP. MONSON MOVED that HB 1058 be laid over one legislative day, which motion prevailed.

MOTION

REP. MONSON MOVED that HB 1354, which is on the Eleventh order, be rereferred to the **Appropriations Committee**, which motion prevailed. Pursuant to Rep. Monson's motion, HB 1354 was rereferred.

MOTION

REP. MONSON MOVED that HB 1389 be returned to the House floor from the **Appropriations Committee**, which motion prevailed.

MOTION

REP. MONSON MOVED that HB 1390 be returned to the House floor from the **Appropriations Committee**, which motion prevailed.

SECOND READING OF HOUSE BILL

HB 1282: A BILL for an Act to create and enact subsection 10 to section 54-44.1-06 of the North Dakota Century Code, relating to requiring continuing appropriation information in the budget data; and to amend and reenact section 54-44.1-08 of the North Dakota Century Code, relating to budget reports to the legislative assembly.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 83 YEAS, 0 NAYS, 0 EXCUSED, 11 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Amerman; Bellew; Belter; Berg; Boe; Boehning; Boucher; Brandenburg; Carlisle; Carlson; Charging; Clark; Conrad; Damschen; DeKrey; Delmore; Delzer; Devlin; Dosch; Drovda; Froelich; Froseth; Galvin; Glassheim; Grande; Gulleson; Haas; Hanson; Hawken; Headland; Herbel; Horter; Iverson; Johnson, D.; Johnson, N.; Kaldor; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.;

Monson; Mueller; Nicholas; Norland; Nottestad; Pietsch; Pollert; Potter; Price; Rennerfeldt; Ruby; Sandvig; Schmidt; Sitte; Skarphol; Solberg; Svedjan; Thoreson; Thorpe; Timm; Uglem; Vigasaa; Wald; Wall; Weiler; Wieland; Williams; Wrangham; Zaiser; Speaker Klein

ABSENT AND NOT VOTING: Bernstein; Brusegaard; Dietrich; Ekstrom; Hunskor; Maragos; Nelson; Onstad; Owens; Porter; Weisz

Engrossed HB 1282 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1301: A BILL for an Act to create and enact subsection 10 to section 54-44.1-06 of the North Dakota Century Code, relating to requiring bonding information in the budget data contents; and to amend and reenact section 54-44.1-08 of the North Dakota Century Code, relating to budget reports to the legislative assembly.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 86 YEAS, 0 NAYS, 0 EXCUSED, 8 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Amerman; Bellew; Belter; Berg; Bernstein; Boe; Boehning; Boucher; Brandenburg; Brusegaard; Carlisle; Carlson; Charging; Clark; Conrad; Damschen; DeKrey; Delmore; Delzer; Devlin; Dosch; Drovdal; Froelich; Froseth; Galvin; Glassheim; Grande; Guleson; Haas; Hanson; Hawken; Headland; Herbel; Horter; Iverson; Johnson, D.; Johnson, N.; Kaldor; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klemm; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Monson; Mueller; Nicholas; Norland; Nottestad; Onstad; Pietsch; Pollert; Potter; Price; Rennerfeldt; Ruby; Sandvig; Schmidt; Sitte; Skarphol; Solberg; Svedjan; Thoreson; Thorpe; Timm; Uglem; Vigasaa; Wald; Wall; Weiler; Wieland; Williams; Wrangham; Zaiser; Speaker Klein

ABSENT AND NOT VOTING: Dietrich; Ekstrom; Hunskor; Maragos; Nelson; Owens; Porter; Weisz

Engrossed HB 1301 passed and the title was agreed to.

MOTION

REP. MONSON MOVED that HB 1402 be moved to the bottom of the calendar, which motion prevailed.

SECOND READING OF HOUSE BILL

HB 1438: A BILL for an Act to amend and reenact sections 11-10.2-03 and 40-01.1-02 of the North Dakota Century Code, relating to local governance option advisory studies.

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, 0 NAYS, 0 EXCUSED, 8 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Amerman; Bellew; Belter; Berg; Bernstein; Boe; Boehning; Boucher; Brandenburg; Brusegaard; Carlisle; Carlson; Charging; Clark; Conrad; Damschen; DeKrey; Delmore; Delzer; Devlin; Dosch; Drovdal; Froelich; Froseth; Galvin; Glassheim; Grande; Guleson; Haas; Hanson; Hawken; Headland; Herbel; Horter; Iverson; Johnson, D.; Johnson, N.; Kaldor; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klemm; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Monson; Mueller; Nicholas; Norland; Nottestad; Onstad; Pietsch; Pollert; Potter; Price; Rennerfeldt; Ruby; Sandvig; Schmidt; Sitte; Skarphol; Solberg; Svedjan; Thoreson; Thorpe; Timm; Uglem; Vigasaa; Wald; Wall; Weiler; Wieland; Williams; Wrangham; Zaiser; Speaker Klein

ABSENT AND NOT VOTING: Dietrich; Ekstrom; Hunskor; Maragos; Nelson; Owens; Porter; Weisz

Engrossed HB 1438 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1317: A BILL for an Act to amend and reenact subsection 3 of section 20.1-03-12 of the North Dakota Century Code, relating to big game hunting license fees.

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 58 YEAS, 28 NAYS, 0 EXCUSED, 8 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Berg; Bernstein; Boe; Boucher; Brandenburg; Brusegaard; Carlisle; Charging; Clark; Conrad; Damschen; DeKrey; Delmore; Devlin; Galvin; Glassheim; Grande; Guleson; Haas; Hanson; Hawken; Herbel; Horter; Johnson, D.; Kaldor; Kasper; Keiser; Kelsh, S.; Kingsbury; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Metcalf; Mueller; Nicholas; Norland; Nottestad; Onstad; Pietsch; Potter; Sandvig; Schmidt; Sitte; Solberg; Svedjan; Thoreson; Thorpe; Uglem; Vigasaa; Wall; Weiler; Williams; Zaiser; Speaker Klein

NAYS: Amerman; Bellew; Belter; Boehning; Carlson; Delzer; Dosch; Drovdal; Froelich; Froseth; Headland; Iverson; Johnson, N.; Kelsch, R.; Kempenich; Kerzman; Meier, L.; Meyer, S.; Monson; Pollert; Price; Rennerfeldt; Ruby; Skarphol; Timm; Wald; Wieland; Wrangham

ABSENT AND NOT VOTING: Dietrich; Ekstrom; Hunskor; Maragos; Nelson; Owens; Porter; Weisz

Engrossed HB 1317 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1449: A BILL for an Act to amend and reenact subsection 8 of section 57-15-06.7 of the North Dakota Century Code, relating to county levies for historical works; 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 60 YEAS, 26 NAYS, 0 EXCUSED, 8 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Amerman; Berg; Boehning; Brusegaard; Carlisle; Charging; Clark; Conrad; DeKrey; Delmore; Devlin; Drovdal; Froelich; Froseth; Galvin; Glassheim; Haas; Hanson; Hawken; Herbel; Iverson; Johnson, D.; Johnson, N.; Kaldor; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klemin; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Monson; Mueller; Nicholas; Norland; Nottestad; Onstad; Pietsch; Potter; Price; Rennerfeldt; Sandvig; Schmidt; Sitte; Solberg; Svedjan; Thorpe; Vigasaa; Wall; Wieland; Williams; Zaiser; Speaker Klein

NAYS: Bellew; Belter; Bernstein; Boe; Boucher; Brandenburg; Carlson; Damschen; Delzer; Dosch; Grande; Guleson; Headland; Horter; Kasper; Keiser; Koppelman; Pollert; Ruby; Skarphol; Thoreson; Timm; Uglem; Wald; Weiler; Wrangham

ABSENT AND NOT VOTING: Dietrich; Ekstrom; Hunskor; Maragos; Nelson; Owens; Porter; Weisz

Engrossed HB 1449 passed and the title was agreed to.

MOTION

REP. MONSON MOVED that HB 1461 be moved to the bottom of the calendar, which motion prevailed.

SECOND READING OF HOUSE BILL

HB 1470: A BILL for an Act to amend and reenact subsection 2 of section 50-24.6-02 and section 50-24.6-04 of the North Dakota Century Code, relating to the membership of the drug use review board and the prior authorization program.

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, 0 NAYS, 0 EXCUSED, 8 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Amerman; Bellew; Belter; Berg; Bernstein; Boe; Boehning; Boucher; Brandenburg; Brusegaard; Carlisle; Carlson; Charging; Clark; Conrad; Damschen; DeKrey; Delmore; Delzer; Devlin; Dosch; Drovdal; Froelich; Froseth; Galvin; Glassheim; Grande; Gulleeson; Haas; Hanson; Hawken; Headland; Herbel; Horter; Iverson; Johnson, D.; Johnson, N.; Kaldor; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Monson; Mueller; Nicholas; Norland; Nottestad; Onstad; Pietsch; Pollert; Potter; Price; Rennerfeldt; Ruby; Sandvig; Schmidt; Sitte; Skarphol; Solberg; Svedjan; Thoreson; Thorpe; Timm; Uglem; Vigesaa; Wald; Wall; Weiler; Wieland; Williams; Wrangham; Zaiser; Speaker Klein

ABSENT AND NOT VOTING: Dietrich; Ekstrom; Hunskor; Maragos; Nelson; Owens; Porter; Weisz

Engrossed HB 1470 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1482: A BILL for an Act to create and enact a new section to chapter 40-13 of the North Dakota Century Code, relating to nepotism by city officials.

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, 0 NAYS, 0 EXCUSED, 8 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Amerman; Bellew; Belter; Berg; Bernstein; Boe; Boehning; Boucher; Brandenburg; Brusegaard; Carlisle; Carlson; Charging; Clark; Conrad; Damschen; DeKrey; Delmore; Delzer; Devlin; Dosch; Drovdal; Froelich; Froseth; Galvin; Glassheim; Grande; Gulleeson; Haas; Hanson; Hawken; Headland; Herbel; Horter; Hunskor; Iverson; Johnson, D.; Johnson, N.; Kaldor; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Monson; Mueller; Nicholas; Norland; Nottestad; Onstad; Pietsch; Pollert; Potter; Price; Rennerfeldt; Ruby; Sandvig; Schmidt; Sitte; Skarphol; Solberg; Svedjan; Thoreson; Thorpe; Timm; Uglem; Vigesaa; Wald; Wall; Weiler; Wieland; Williams; Wrangham; Zaiser

ABSENT AND NOT VOTING: Dietrich; Ekstrom; Maragos; Nelson; Owens; Porter; Weisz; Speaker Klein

Engrossed HB 1482 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1500: A BILL for an Act to provide for protection of victims of identity fraud; 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 86 YEAS, 0 NAYS, 0 EXCUSED, 8 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Amerman; Bellew; Belter; Berg; Bernstein; Boe; Boehning; Brandenburg; Brusegaard; Carlisle; Carlson; Charging; Clark; Conrad; Damschen; DeKrey; Delmore; Delzer; Devlin; Dosch; Drovdal; Froelich; Froseth; Galvin; Glassheim; Grande; Gulleeson; Haas; Hanson; Hawken; Headland; Herbel; Horter; Hunskor; Iverson; Johnson, D.; Johnson, N.; Kaldor; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Monson; Mueller; Nicholas; Norland; Nottestad; Onstad; Pietsch; Pollert; Potter; Price; Rennerfeldt; Ruby; Sandvig; Schmidt; Sitte; Skarphol; Solberg; Svedjan; Thoreson; Thorpe; Timm; Uglem; Vigesaa; Wald; Wall; Weiler; Wieland; Williams; Wrangham; Zaiser; Speaker Klein

ABSENT AND NOT VOTING: Boucher; Dietrich; Ekstrom; Maragos; Nelson; Owens; Porter; Weisz

Engrossed HB 1500 passed and the title was agreed to.

MESSAGE TO THE SENATE FROM THE HOUSE (BRADLEY C. FAY, CHIEF CLERK)

MR. PRESIDENT: The House has passed, the emergency clause carried, and your favorable consideration is requested on: HB 1213.

MESSAGE TO THE SENATE FROM THE HOUSE (BRADLEY C. FAY, CHIEF CLERK)

MR. PRESIDENT: The House has passed and your favorable consideration is requested on: HB 1073, HB 1125, HB 1174, HB 1203, HB 1248, HB 1275, HB 1277, HB 1306, HB 1330, HB 1364, HB 1497.

MESSAGE TO THE SENATE FROM THE HOUSE (BRADLEY C. FAY, CHIEF CLERK)

MR. PRESIDENT: The House has passed and your favorable consideration is requested on: HCR 3020.

MESSAGE TO THE HOUSE FROM THE SENATE (WILLIAM R. HORTON, SECRETARY)

MR. SPEAKER: The Senate has passed and your favorable consideration is requested on: SB 2026, SB 2042, SB 2094, SB 2215, SB 2246, SB 2261, SB 2347, SCR 4019.

MESSAGE TO THE HOUSE FROM THE SENATE (WILLIAM R. HORTON, SECRETARY)

MR. SPEAKER: The Senate has passed and your favorable consideration is requested on: SB 2085, SB 2106, SB 2171, SB 2187, SB 2231, SB 2232, SB 2236, SB 2245, SB 2251, SB 2257, SB 2264, SB 2314, SB 2367, SB 2371, SB 2379, SB 2392, SB 2405, SCR 4031, SCR 4032.

MOTION

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

MOTION

REP. MONSON MOVED that the House be on the Fifth, Ninth, and Thirteenth orders of business and at the conclusion of those orders, the House stand adjourned until 1:00 p.m., Wednesday, February 9, 2005, which motion prevailed.

FIRST READING OF SENATE BILLS

SB 2024: A BILL for an Act to amend and reenact sections 11-18-05 and 11-18-22 of the North Dakota Century Code, relating to the expiration of the document preservation fund.

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

SB 2026: A BILL for an Act to amend and reenact sections 43-07-02, 43-07-04, 43-07-10, 43-07-14, and 43-07-18 of the North Dakota Century Code, relating to licensure and regulation of contractors; and to provide a penalty.

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

SB 2042: A BILL for an Act to amend and reenact section 15.1-20-03 of the North Dakota Century Code, relating to compulsory school attendance; and to provide a penalty.

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

SB 2094: A BILL for an Act to amend and reenact section 26.1-39-06 of the North Dakota Century Code, relating to excluding commercial insurance coverage for loss by fire or other perils caused directly or indirectly by terrorism.

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

SB 2101: A BILL for an Act to create and enact a new subsection to section 39-01-15, a new subsection to section 39-04-05, and a new subsection to section 39-04-06 of the North Dakota Century Code, relating to mobility impaired parking permits and grounds for refusing or suspending a vehicle registration; and to amend and reenact subdivision I of subsection 2 of section 39-04-18, subsection 1 of section 39-29-01, and subsection 1 of section 57-40.3-01 of the North Dakota Century Code, relating to registration of house mover vehicles and the definition of an all-terrain vehicle.

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

SB 2150: A BILL for an Act to amend and reenact sections 54-17.2-01, 54-17.2-02.1, and 54-17.2-02.2, subsections 1 and 7 of section 54-17.2-03, and sections 54-17.2-04, 54-17.2-06, 54-17.2-07, 54-17.2-08, 54-17.2-09, 54-17.2-10, 54-17.2-11, 54-17.2-16,

and 54-17.2-19 of the North Dakota Century Code, relating to financing by the building authority of projects authorized by the legislative assembly.
Was read the first time and referred to the **Industry, Business and Labor Committee**.

FIRST READING OF SENATE CONCURRENT RESOLUTION

SCR 4003: A concurrent resolution designating, in conjunction with the state of Minnesota, the Main Avenue bridge between Fargo, North Dakota, and Moorhead, Minnesota, as the Veterans Memorial Bridge.

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

REPORT OF STANDING COMMITTEE

HB 1215: Finance and Taxation Committee (Rep. Belter, Chairman) recommends **DO NOT PASS** (13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1215 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1257: Finance and Taxation Committee (Rep. Belter, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (9 YEAS, 5 NAYS, 0 ABSENT AND NOT VOTING). HB 1257 was placed on the Sixth order on the calendar.

Page 3, line 21, after the underscored comma insert "unless the fee is paid by another wireless provider,"

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1273: Judiciary Committee (Rep. DeKrey, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1273 was placed on the Sixth order on the calendar.

Page 1, line 5, replace "subsections 4 and" with "subsection"

Page 7, line 16, after the second underscored comma insert "activity,"

Page 8, line 21, replace "executed" with "signed"

Page 9, line 4, after "formed" insert "by two or more persons"

Page 9, line 13, after "formed" insert "by two or more persons"

Page 9, line 22, remove "the" and replace "another" with "a jurisdiction other than this"

Page 10, after line 7, insert:

"(3) If a general partnership, chapters 45-12 through 45-21;"

Page 10, line 8, replace "(3)" with "(4)"

Page 10, line 9, replace "(4)" with "(5)"

Page 10, line 10, replace "(5)" with "(6)"

Page 10, line 15, replace "an entity having" with "a partnership that is formed by two or more persons and which has"

Page 10, line 17, remove "by two or more persons"

Page 10, line 30, replace "an entity having" with "a partnership that is formed by two or more persons and which has"

Page 11, line 1, remove "by two or more persons"

Page 12, line 4, after "receive" insert "notice"

Page 14, after line 7, insert:

"d. A general partnership, its partnership interests;"

Page 14, line 8, replace "d." with "e."

Page 14, line 9, replace "e." with "f."

Page 14, line 15, replace "a share" with "the transferable interest" and replace "of the profits and losses of a" with an underscored period

Page 14, remove line 16

Page 15, line 7, after the first "partnership" insert "or in the certificate of authority of a foreign limited partnership" and remove "of the limited partnership"

Page 15, line 27, after "and" insert "which"

Page 15, line 29, replace "Be" with "May be"

Page 17, line 25, remove "and"

Page 17, line 27, replace the underscored period with "; and"

Page 17, after line 27, insert:

"5. The provisions of this chapter relating to electronic records and electronic transactions do not limit or supersede any provision of chapter 9-16."

Page 21, line 10, remove "business"

Page 21, line 25, after the fourth underscored comma insert "45-13-04.2,"

Page 22, line 31, after the third underscored comma insert "45-13-04.2,"

Page 23, line 14, replace "2" with "3"

Page 23, line 16, remove the underscored colon

Page 23, line 17, replace "a. By" with "by"

Page 23, line 19, replace "b. By" with "by"

Page 23, line 21, replace "c. By" with "by" and replace ", unless" with ". If"

Page 23, line 22, after "the" insert "new limited partnership" and remove "in which"

Page 23, line 23, remove "case"

Page 23, line 24, replace "2. A limited partnership that" with "3."

Page 23, remove lines 25 and 26

Page 24, line 4, replace the underscored colon with an underscored period

Page 24, line 16, after "and" insert "the"

Page 30, line 19, replace "shall" with "must"

Page 37, after line 31, insert:

"8. A limited partnership that files an amendment to change its name and which is the owner of a trademark or trade name, is a general partner named in a fictitious name certificate, is a general partner in another limited partnership or limited liability limited partnership, or is a managing partner in a limited liability partnership that is on file with the secretary of state shall change the name of the limited partnership in each of the foregoing registrations that is applicable when the limited partnership files an amendment to the certificate of limited partnership."

Page 38, line 15, replace "singed" with "signed"

Page 38, line 25, replace "state" with "states"

Page 39, line 19, replace "on" with "one"

Page 41, line 10, replace "executed" with "signed"

Page 41, line 15, replace "executed" with "signed"

Page 41, line 24, replace "shall" with "must"

Page 43, line 17, after "all" insert "of"

Page 47, line 12, after "all" insert "of"

Page 52, line 12, replace "executed" with "signed"

Page 52, line 16, remove "from a transferee only if"

Page 52, line 17, replace "The" with "From a transferee only if the" and replace "execution of" with "signing"

Page 52, line 19, after the underscored comma insert "only if"

Page 52, line 21, replace "executed" with "signed"

Page 53, line 17, replace the first "of" with "on"

Page 72, line 11, replace "decease" with "deceased"

Page 72, line 30, replace "and" with "an"

Page 74, line 27, replace "executed" with "signed"

Page 75, line 6, remove the first underscored comma, after "and" insert "which", and remove the second "the owner"

Page 75, line 7, remove "of or"

Page 76, line 1, replace "office" with "officer"

Page 76, line 11, replace "office" with "officer"

Page 78, line 4, replace "article" with "chapter"

Page 78, line 16, replace "mortgager" with "mortgages"

Page 80, line 4, after the second "the" insert "foreign"

Page 82, line 7, replace "of" with "if the converting organization is"

Page 82, after line 18, insert:

"(3) A general partnership that is the converting organization was formed;"

Page 82, line 19, replace "(3)" with "(4)"

Page 82, line 22, replace "(4)" with "(5)"

Page 82, line 25, replace "(5)" with "(6)"

Page 83, line 28, replace "45-10.2-102" with "45-10.2-104"

Page 84, line 1, replace "45-10.2-102" with "45-10.2-104"

Page 84, line 16, replace "and the" with ";

(2) The"

Page 84, line 17, replace "shall" with "must"

Page 84, line 19, replace "(2)" with "(3)"

Page 84, line 20, replace "(3)" with "(4)"

Page 84, line 25, after "conversion" insert "without the organizational records"

Page 85, line 20, replace "a" with "the appropriate"

Page 86, line 3, replace "45-10.2-103" with "45-10.2-104"

Page 87, line 5, replace "corporation incorporated" with "limited partnership formed"

Page 89, line 23, after "must" insert "be accompanied by the plan of merger without organizational records and must"

Page 90, line 14, replace "shall" with "must"

Page 90, line 27, replace "vest" with "vests"

Page 91, line 12, after "merger" insert "and"

Page 95, line 22, after the underscored comma insert "the foreign limited partnership,"

Page 95, line 24, after "partnership" insert ", foreign limited partnership,"

Page 96, line 1, after the second "partnership" insert "or foreign limited partnership"

Page 96, line 5, after "partnership" insert "or foreign limited partnership"

Page 96, line 7, after "partnership" insert "or foreign limited partnership"

Page 96, line 8, after "office" insert "or at the principal executive office if located in this state"

Page 96, line 11, after "partnership" insert "or foreign limited partnership"

Page 96, line 13, replace the first "the" with "an" and after "partnership" insert "or foreign limited partnership"

Page 96, line 14, after the underscored period insert:

"a."

Page 96, line 15, replace "a. Shall" with "(1) Must"

Page 96, line 17, replace "b. Shall" with "(2) Must"

Page 96, line 20, replace "c." with "(3)" and after "partnership" insert "or foreign limited partnership"

Page 96, line 22, replace "(1)" with "(a)"

Page 96, line 23, replace "(2)" with "(b)"

Page 96, after line 23, insert:

"(4) Is returnable in not less than thirty days, notwithstanding a shorter period specified in the process, notice, or demand."

Page 96, line 24, replace "d." with "b." and replace "certified" with "registered"

Page 96, line 25, after "partnership" insert "or foreign limited partnership"

Page 96, remove lines 27 and 28

Page 97, line 11, after "partnership" insert "or foreign limited partnership"

Page 98, line 10, after the third "the" insert "certificate of limited partnership or"

Page 99, line 2, replace "terminated" with "dissolved"

Page 99, line 3, replace "termination" with "dissolution"

Page 99, line 11, replace "terminated" with "dissolved"

Page 99, line 12, replace "termination" with "dissolution"

Page 99, line 14, replace "terminated" with "dissolved"

Page 99, line 25, replace "terminated" with "dissolved"

Page 100, line 1, replace "termination" with "dissolution"

Page 101, line 20, replace "withdrawl" with "withdrawal"

Page 101, line 27, replace "termination" with "dissolution"

Page 102, line 21, after "partnership" insert "or foreign limited partnership"

Page 103, line 12, remove "domestic"

Page 104, line 3, replace "terminates" with "dissolves"

Page 104, line 11, replace "termination" with "dissolution"

Page 105, line 5, remove "domestic"

Page 105, line 8, replace the second "of" with "or"

Page 105, line 22, after "partnership" insert "or foreign limited partnership"

Page 105, line 25, after "partnership" insert "or foreign limited partnership"

Page 105, line 27, after "partnership" insert "or foreign limited partnership"

Page 105, line 29, after "partnership" insert "or foreign limited partnership"

Page 106, remove lines 4 through 7

Page 106, line 8, replace "45-10.2-118" with "45-10.2-117"

Page 108, line 7, replace "Subsections 4 and" with "Subsection"

Page 108, line 8, replace "are" with "is"

Page 108, remove lines 9 and 10

Page 114, line 12, remove "a."

Page 114, line 14, remove the overstrike over "a." and remove "(1)"

Page 114, line 16, remove the overstrike over "b.", remove "(2)", and overstrike "termination" and insert immediately thereafter "dissolution"

Page 114, remove lines 19 through 22

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1441: Judiciary Committee (Rep. DeKrey, Chairman) recommends **DO NOT PASS** (13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1441 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1443: Finance and Taxation Committee (Rep. Belter, Chairman) recommends **DO NOT PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1443 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1444: Finance and Taxation Committee (Rep. Belter, Chairman) recommends **DO NOT PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1444 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1471: Finance and Taxation Committee (Rep. Belter, Chairman) recommends **DO NOT PASS** (9 YEAS, 4 NAYS, 1 ABSENT AND NOT VOTING). HB 1471 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1481: Finance and Taxation Committee (Rep. Belter, Chairman) recommends **DO NOT PASS** (8 YEAS, 5 NAYS, 1 ABSENT AND NOT VOTING). HB 1481 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1499: Judiciary Committee (Rep. DeKrey, Chairman) recommends **DO NOT PASS** (11 YEAS, 0 NAYS, 3 ABSENT AND NOT VOTING). HB 1499 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HCR 3034: Education Committee (Rep. R. Kelsch, Chairman) recommends **DO PASS** and **BE PLACED ON THE CONSENT CALENDAR** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HCR 3034 was placed on the Tenth order on the calendar.

REPORT OF STANDING COMMITTEE

HCR 3038: Human Services Committee (Rep. Price, Chairman) recommends **DO PASS** and **BE PLACED ON THE CONSENT CALENDAR** (8 YEAS, 0 NAYS, 4 ABSENT AND NOT VOTING). HCR 3038 was placed on the Tenth order on the calendar.

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

Bradley C. Fay, Chief Clerk