

JOURNAL OF THE SENATE

Fifty-ninth Legislative Assembly

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Bismarck, March 3, 2005

The Senate convened at 1:00 p.m., with President Dalrymple presiding.

The prayer was offered by Sister Anna Rose Ruhland, St. Vincent's Care Center, Bismarck.

The roll was called and all members were present except Senators Fairfield, Kilzer, Klein, and Tallackson.

A quorum was declared by the President.

CONSIDERATION OF AMENDMENTS

HB 1460, as engrossed: SEN. WARNER (Human Services Committee) MOVED that the amendments on SJ page 688 be adopted and then be **REREFERRED** to the **Appropriations Committee** with **DO PASS**, which motion prevailed.

CONSIDERATION OF AMENDMENTS

HB 1465, as reengrossed: SEN. BROWN (Human Services Committee) MOVED that the amendments on SJ pages 688-689 be adopted and then be **REREFERRED** to the **Appropriations Committee** with **DO PASS**, which motion prevailed.

CONSIDERATION OF AMENDMENTS

HB 1230: SEN. FLAKOLL (Education Committee) MOVED that the amendments on SJ page 688 be adopted and then be placed on the Fourteenth order with **DO PASS**, which motion prevailed.

FIRST READING OF SENATE CONCURRENT RESOLUTION

Sens. Stenehjem, Grindberg, O'Connell and Reps. Berg, Boucher, Klein introduced:

SCR 4038: A concurrent resolution urging the Administration and Congress to enact promptly a well-funded and multiyear reauthorization of highway and transit programs.

Was read the first time.

MOTION

SEN. CHRISTMANN MOVED that the rules be suspended, that SCR 4038 not be printed, not be referred to committee, but be read in title only, be printed in the Journal, and be placed on the calendar for immediate second reading and final passage, which motion prevailed.

Sens. Stenehjem, Grindberg, O'Connell and Reps. Berg, Boucher, Klein introduced:

SENATE CONCURRENT RESOLUTION NO. 4038

A concurrent resolution urging the Administration and Congress to enact promptly a well-funded and multiyear reauthorization of highway and transit programs.

WHEREAS, the Transportation Equity Act of the 21st Century (TEA-21), authorizing funding for federal-aid highway, transit, and safety programs, expired on September 30, 2003; and

WHEREAS, federal aid has continued to be passed on to the states through a series of short-term extensions; and

WHEREAS, the short-term program extensions enacted by Congress have forced states and localities to delay construction of critical highway and transit projects, including safety improvements; and

WHEREAS, further delay will increase project costs and further dilute the purchasing power of federal transportation dollars; and

WHEREAS, a well-funded federal-aid highway and transit program is essential to the economy and quality of life in North Dakota by creating and maintaining jobs in North Dakota, facilitating commerce, and enabling North Dakotans to travel safely for business and personal activities; and

WHEREAS, the formula for distribution of funds in TEA-21 provided a substantial net influx of federal transportation funds to North Dakota, which is essential and proper because our state has long stretches of federal highways and relatively few citizens to finance, maintain, and improve these highways;

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF NORTH DAKOTA, THE HOUSE OF REPRESENTATIVES CONCURRING THEREIN:

That the Fifty-ninth Legislative Assembly urges the Administration and Congress to enact promptly a well-funded and multiyear reauthorization of highway and transit programs; and

BE IT FURTHER RESOLVED, that under any federal funding, North Dakota's share of overall program funds be at least as favorable as the state's share under TEA-21; and

BE IT FURTHER RESOLVED, that the Secretary of State forward copies of this resolution to the President of the United States, to the Secretary of the United States Department of Transportation, and to each member of the North Dakota Congressional Delegation.

SECOND READING OF SENATE CONCURRENT RESOLUTION

SCR 4038: A concurrent resolution urging the Administration and Congress to enact promptly a well-funded and multiyear reauthorization of highway and transit programs.

The question being on the final adoption of the resolution, which has been read.

SCR 4038 was declared adopted on a voice vote.

SECOND READING OF SENATE CONCURRENT RESOLUTION

SCR 4037: A concurrent resolution directing the Legislative Council to study the laws pertaining to fences located outside the corporate limits of the state's cities and the relevancy of those laws in the 21st century.

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

Engrossed SCR 4037 was declared adopted, and the title was agreed to on a voice vote.

SECOND READING OF SENATE CONCURRENT RESOLUTION

SCR 4012: A concurrent resolution for the amendment of section 16 of article XI of the Constitution of North Dakota, relating to the definition of this state's militia; and to provide an effective date.

ROLL CALL

The question being on the final adoption of the resolution, which has been read, and is PLACED ON THE CALENDAR WITHOUT RECOMMENDATION, the roll was called and there were 32 YEAS, 12 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Andrist; Bercier; Brown; Erbele; Espgaard; Every; Fischer; Flakoll; Freborg; Grindberg; Hacker; Heitkamp; Holmberg; Krauter; Krebsbach; Lee, J.; Lindaas; Lyson; Mathern; Nelson; Nething; O'Connell; Robinson; Schobinger; Seymour; Syverson; Taylor; Traynor; Trenbeath; Triplett; Wardner; Warner

NAYS: Bowman; Christmann; Cook; Dever; Kilzer; Kringstad; Lee, G.; Mutch; Stenehjem; Thane; Tollefson; Urlacher

ABSENT AND NOT VOTING: Fairfield; Klein; Tallackson

SCR 4012 was declared adopted, and the title was agreed to on a roll call vote.

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

YEAS: Andrist; Bercier; Bowman; Brown; Christmann; Cook; Dever; Erbele; Espegard; Every; Fischer; Flakoll; Freborg; Grindberg; Hacker; Heitkamp; Holmberg; Kilzer; Krauter; Krebsbach; Kringstad; Lee, G.; Lee, J.; Lindaas; Lyson; Mathern; Mutch; Nelson; Nething; O'Connell; Robinson; Schobinger; Seymour; Stenehjem; Syverson; Taylor; Thane; Tollefson; Traynor; Trenbeath; Triplett; Urlacher; Wardner; Warner

ABSENT AND NOT VOTING: Fairfield; Klein; Tallackson

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

YEAS: Andrist; Bercier; Bowman; Brown; Christmann; Cook; Dever; Erbele; Espegard; Every; Fischer; Flakoll; Freborg; Grindberg; Hacker; Heitkamp; Holmberg; Kilzer; Krauter; Krebsbach; Kringstad; Lee, G.; Lee, J.; Lindaas; Lyson; Mathern; Mutch; Nelson; Nething; O'Connell; Robinson; Schobinger; Seymour; Stenehjem; Syverson; Taylor; Thane; Tollefson; Traynor; Trenbeath; Triplett; Urlacher; Wardner; Warner

ABSENT AND NOT VOTING: Fairfield; Klein; Tallackson

HB 1123 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1125: A BILL for an Act to amend and reenact sections 65-03-04, 65-04-01, 65-04-19.1, 65-04-19.3, 65-05-07.2, 65-07-02, and 65-07-03 of the North Dakota Century Code, relating to workforce safety and insurance annual establishment of minimum premium, premium discount and premium calculation programs, employer medical expense assessment incentives, elective coverage, and coverage for employer's children; and to provide 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 PASS, the roll was called and there were 43 YEAS, 1 NAY, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Andrist; Bercier; Bowman; Brown; Christmann; Cook; Dever; Erbele; Espegard; Every; Fischer; Flakoll; Freborg; Grindberg; Hacker; Heitkamp; Holmberg; Kilzer; Krauter; Krebsbach; Kringstad; Lee, G.; Lee, J.; Lindaas; Lyson; Mathern; Mutch; Nelson; Nething; Robinson; Schobinger; Seymour; Stenehjem; Syverson; Taylor; Thane; Tollefson; Traynor; Trenbeath; Triplett; Urlacher; Wardner; Warner

NAYS: O'Connell

ABSENT AND NOT VOTING: Fairfield; Klein; Tallackson

Engrossed HB 1125 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1182: A BILL for an Act to amend and reenact subsection 2 of section 57-15-28.1 of the North Dakota Century Code, relating to use of political subdivision levies for insurance reserve funds for political subdivision workforce safety and insurance premiums; 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 44 YEAS, 0 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Andrist; Bercier; Bowman; Brown; Christmann; Cook; Dever; Erbele; Espgaard; Every; Fischer; Flakoll; Freborg; Grindberg; Hacker; Heitkamp; Holmberg; Kilzer; Krauter; Krebsbach; Kringstad; Lee, G.; Lee, J.; Lindaas; Lyson; Mathern; Mutch; Nelson; Nething; O'Connell; Robinson; Schobinger; Seymour; Stenehjem; Syverson; Taylor; Thane; Tollefson; Traynor; Trenbeath; Triplett; Urlacher; Wardner; Warner

ABSENT AND NOT VOTING: Fairfield; Klein; Tallackson

Engrossed HB 1182 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1358: A BILL for an Act to amend and reenact section 15.1-15-12 of the North Dakota Century Code, relating to the applicability of teacher and administrator contracts; and to repeal section 15.1-15-03 of the North Dakota Century Code, relating to the employment of teachers and administrators after January first.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 30 YEAS, 14 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Andrist; Bowman; Brown; Christmann; Cook; Dever; Erbele; Espgaard; Fischer; Flakoll; Freborg; Grindberg; Hacker; Holmberg; Kilzer; Krebsbach; Kringstad; Lee, G.; Lee, J.; Lyson; Mutch; Nething; Schobinger; Stenehjem; Syverson; Thane; Tollefson; Traynor; Trenbeath; Wardner

NAYS: Bercier; Every; Heitkamp; Krauter; Lindaas; Mathern; Nelson; O'Connell; Robinson; Seymour; Taylor; Triplett; Urlacher; Warner

ABSENT AND NOT VOTING: Fairfield; Klein; Tallackson

HB 1358 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1491: A BILL for an Act to create and enact a new section to chapter 65-05.1 of the North Dakota Century Code, relating to the establishment of a workforce safety and insurance educational revolving loan fund; and to provide 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 PASS, the roll was called and there were 44 YEAS, 0 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Andrist; Bercier; Bowman; Brown; Christmann; Cook; Dever; Erbele; Espgaard; Every; Fischer; Flakoll; Freborg; Grindberg; Hacker; Heitkamp; Holmberg; Kilzer; Krauter; Krebsbach; Kringstad; Lee, G.; Lee, J.; Lindaas; Lyson; Mathern; Mutch; Nelson; Nething; O'Connell; Robinson; Schobinger; Seymour; Stenehjem; Syverson; Taylor; Thane; Tollefson; Traynor; Trenbeath; Triplett; Urlacher; Wardner; Warner

ABSENT AND NOT VOTING: Fairfield; Klein; Tallackson

HB 1491 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1498: A BILL for an Act to amend and reenact sections 57-39.2-04.2 and 57-40.2-04.2 of the North Dakota Century Code, relating to sales and use tax exemption for machinery, equipment, and related facilities for reducing emissions, increasing efficiency, or enhancing reliability of equipment of a new or existing oil refinery or gas processing plant; 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 26 YEAS, 18 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Andrist; Bowman; Brown; Christmann; Cook; Dever; Erbele; Fischer; Freborg; Grindberg; Holmberg; Kilzer; Krauter; Krebsbach; Kringstad; Lee, G.; Lyson; Mutch; O'Connell; Stenehjem; Thane; Tollefson; Traynor; Triplett; Urlacher; Wardner

NAYS: Bercier; Espegard; Every; Flakoll; Hacker; Heitkamp; Lee, J.; Lindaas; Mathern; Nelson; Nething; Robinson; Schobinger; Seymour; Syverson; Taylor; Trenbeath; Warner

ABSENT AND NOT VOTING: Fairfield; Klein; Tallackson

Engrossed HB 1498 passed and the title was agreed to.

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

MR. PRESIDENT: The House wishes to inform the Senate that the House has voted to amend Joint Rule 203-2 to read "forty-third" in place of "fortieth", thereby extending the deadline for transmitting resolutions to the Senate.

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

MR. SPEAKER: The Senate has passed unchanged: HB 1075, HB 1107, HB 1199, HB 1389.

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

MR. SPEAKER: The Senate has passed, the emergency clause carried, unchanged: HB 1144.

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

MR. SPEAKER: The Senate has amended and subsequently passed: HB 1193, HB 1238.

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

MR. SPEAKER: The Senate has failed to pass: HB 1512.

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

MR. PRESIDENT: The House has passed unchanged: SB 2062, SB 2155, SB 2199.

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

MR. PRESIDENT: The House has failed to pass: SB 2196.

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

MR. PRESIDENT: The Speaker has signed: SB 2043, SB 2085, SB 2086, SB 2091, SB 2095, SB 2110, SB 2114, SB 2128, SB 2136, SB 2142, SB 2173, SB 2218.

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

MR. PRESIDENT: The Speaker has signed and your signature is respectfully requested on: HB 1034, HB 1098, HB 1138, HB 1166, HB 1218, HB 1396, HCR 3021.

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

MR. PRESIDENT: The Speaker has signed and your signature is respectfully requested on: HB 1027, HB 1078, HB 1080, HB 1099, HB 1111, HB 1129, HB 1131, HB 1139, HB 1167, HB 1223, HB 1247, HB 1300, HB 1340, HB 1392, HB 1492, HB 1519, HCR 3009.

DELIVERY OF ENROLLED BILLS AND RESOLUTIONS

The following bills were delivered to the Governor for approval on March 3, 2005: SB 2029, SB 2030, SB 2034, SB 2035, SB 2045, SB 2068, SB 2070, SB 2080, SB 2081, SB 2083, SB 2084, SB 2103, SB 2104, SB 2105, SB 2123, SB 2131, SB 2135, SB 2148.

MOTION

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

MOTION

SEN. CHRISTMANN MOVED that the Senate be on the Fifth, Thirteenth, and Sixteenth orders of business and at the conclusion of those orders, the Senate stand adjourned until 12:30 p.m., Friday, March 4, 2005, which motion prevailed.

REPORT OF STANDING COMMITTEE

HB 1044: Transportation Committee (Sen. Trenbeath, Chairman) recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1044 was rereferred to the **Appropriations Committee**.

REPORT OF STANDING COMMITTEE

HB 1096: Transportation Committee (Sen. Trenbeath, Chairman) recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1096 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1145: Finance and Taxation Committee (Sen. Urlacher, Chairman) recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1145 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1181, as reengrossed: Human Services Committee (Sen. J. Lee, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (5 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Reengrossed HB 1181 was placed on the Sixth order on the calendar.

Page 1, line 11, after "thousand" insert "five hundred"

Page 1, line 21, after "thousand" insert "five hundred"

ReNUMBER accordingly

REPORT OF STANDING COMMITTEE

HB 1205, as engrossed: Judiciary Committee (Sen. Traynor, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed HB 1205 was placed on the Sixth order on the calendar.

Page 1, line 18, remove the overstrike over "~~and has attended a~~"

Page 1, remove the overstrike over lines 19 and 20

Page 1, line 21, remove the overstrike over "~~must~~", after "~~include~~" insert "be", and remove the overstrike over "~~an open book test to be given from a manual that sets forth~~"

Page 1, remove the overstrike over line 22

Page 1, line 23, remove the overstrike over "~~judicial decisions and attorney general opinions~~"

Page 2, line 1, remove the overstrike over the overstruck period

Page 2, remove the overstrike over line 9

Page 2, line 10, remove the overstrike over "~~license~~"

Page 2, line 16, remove the overstrike over "~~after the~~"

Page 2, remove the overstrike over line 17

Page 2, line 18, remove the overstrike over "~~and in such case the application must be processed within thirty days after its~~" and remove "~~of~~"

Page 3, line 21, remove the overstrike over "~~The~~" and remove "Except for rules relating to concealed weapon license testing, the"

ReNUMBER accordingly

REPORT OF STANDING COMMITTEE

HB 1206, as engrossed: Human Services Committee (Sen. J. Lee, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (5 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed HB 1206 was placed on the Sixth order on the calendar.

Page 1, line 2, after "denials" insert "; and to amend and reenact section 50-24.1-15 of the North Dakota Century Code, relating to prehospital emergency medical services"

Page 1, after line 3, insert:

"SECTION 1. AMENDMENT. Section 50-24.1-15 of the North Dakota Century Code is amended and reenacted as follows:

50-24.1-15. Prehospital emergency medical services. Medical assistance coverage must include prehospital emergency medical services benefits in the case of a medical condition that manifests itself by symptoms of sufficient severity which may include severe pain and which a prudent layperson who possesses an average knowledge of health and medicine could reasonably expect the absence of medical attention to result in placing the person's health in jeopardy, serious impairment of a bodily function, or serious dysfunction of any body part. A medical assistance claim that meets the prudent layperson standard of this section may not be denied by the department on the basis that the prehospital emergency medical services were not medically necessary or that a medical emergency did not exist."

Page 1, underscore lines 6 through 23

Page 2, underscore lines 1 through 7

Page 2, line 8, underscore "receipt of the notice of request for review." and insert immediately thereafter "The department's final decision must conform to the requirements of section 28-32-39." and underscore "A provider may appeal the final decision"

Page 2, line 9, underscore "of the department to the district court in the manner provided in section 28-32-42" and insert immediately thereafter ", and the district court shall review the department's final decision in the manner provided in section 28-32-46" and underscore the period

Page 2, underscore lines 10 through 21

ReNUMBER accordingly

REPORT OF STANDING COMMITTEE

HB 1217, as engrossed: Human Services Committee (Sen. J. Lee, Chairman) recommends **DO PASS** (5 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed HB 1217 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1235, as engrossed: Judiciary Committee (Sen. Traynor, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (4 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING). Engrossed HB 1235 was placed on the Sixth order on the calendar.

Page 1, line 20, replace "shall" with "may"

ReNUMBER accordingly

REPORT OF STANDING COMMITTEE

HB 1253, as engrossed: Agriculture Committee (Sen. Flakoll, Chairman) recommends **DO PASS** (5 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). Engrossed HB 1253 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1277, as engrossed: Judiciary Committee (Sen. Traynor, Chairman) recommends **DO NOT PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed HB 1277 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1286: Judiciary Committee (Sen. Traynor, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1286 was placed on the Sixth order on the calendar.

Page 3, line 9, replace "fifteen cents per impression" with "one dollar for every four impressions or fraction thereof"

Re-number accordingly

REPORT OF STANDING COMMITTEE

HB 1287: Judiciary Committee (Sen. Traynor, Chairman) recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1287 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1288: Judiciary Committee (Sen. Traynor, Chairman) recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1288 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1315: Agriculture Committee (Sen. Flakoll, Chairman) recommends **DO PASS** (5 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1315 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1474, as engrossed: Finance and Taxation Committee (Sen. Urlacher, Chairman) recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed HB 1474 was placed on the Fourteenth order on the calendar.

FIRST READING OF HOUSE BILL

HB 1350: A BILL for an Act to amend and reenact section 23-13-15 of the North Dakota Century Code, relating to rentals to deaf persons.

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

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

William R. Horton, Secretary