

## JOURNAL OF THE HOUSE

## Sixtieth Legislative Assembly

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Bismarck, January 19, 2007

The House convened at 12:00 p.m., with Speaker Delzer presiding.

The prayer was offered by Rep. Bette Grande, District 41, Fargo.

The roll was called and all members were present except Representatives Nelson, Svedjan, and Wald.

A quorum was declared by the Speaker.

## SIXTH ORDER OF BUSINESS

**SPEAKER DELZER DEEMED** approval of the amendments to HB 1074.

HB 1074, as amended, was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

## MOTION

**REP. MONSON MOVED** that HB 1121 and HB 1476 be returned to the House floor from the **Transportation Committee** and be rereferred to the **Agriculture Committee**, which motion prevailed. Pursuant to Rep. Monson's motion, HB 1121 and HB 1476 were rereferred.

## SECOND READING OF HOUSE CONCURRENT RESOLUTION

**HCR 3005:** A concurrent resolution urging Congress to pass an agricultural disaster relief package.

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

HCR 3005 was declared adopted, and the title was agreed to on a voice vote.

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## SECOND READING OF HOUSE BILL

**HB 1142:** A BILL for an Act to amend and reenact section 49-02-01.1 of the North Dakota Century Code, relating to the jurisdiction of the public service commission over telecommunications companies.

## 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, 0 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Amerman; Bellew; Belter; Berg; Boe; Boehning; Boucher; Brandenburg; Carlisle; Carlson; Charging; Clark; Conrad; Dahl; Damschen; DeKrey; Delmore; Dietrich; Dosch; Drovda; Ekstrom; Froelich; Froseth; Glassheim; Grande; Griffin; Gruchalla; Gulleon; Haas; Hanson; Hatlestad; Hawken; Headland; Heller; Herbel; Hofstad; Hunsakor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Monson; Mueller; Myxter; Nottestad; Onstad; Owens; Pietsch; Pinkerton; Pollert; Porter; Potter; Price; Ruby; Schmidt; Schneider; Skarphol; Solberg; Sukut; Thoreson; Thorpe; Uglem; Vig; Vigesaa; Wall; Weiler; Weisz; Wieland; Williams; Wolf; Wrangham; Zaiser; Speaker Delzer

**ABSENT AND NOT VOTING:** Nelson; Svedjan; Wald

HB 1142 passed and the title was agreed to.

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**SECOND READING OF HOUSE BILL**

**HB 1143:** A BILL for an Act to create and enact a new subsection to section 49-21-01.7 of the North Dakota Century Code, relating to the powers of the public service commission with respect to rural telephone companies under the federal Telecommunications Act of 1996.

**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, 3 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Amerman; Bellew; Belter; Berg; Boe; Boehning; Boucher; Brandenburg; Carlisle; Carlson; Charging; Clark; Conrad; Dahl; Damschen; DeKrey; Delmore; Dietrich; Dosch; Drovda; Ekstrom; Froelich; Froseth; Glassheim; Grande; Griffin; Gruchalla; Gulleon; Haas; Hanson; Hatlestad; Hawken; Headland; Heller; Herbel; Hofstad; Hunsakor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Monson; Mueller; Myxter; Nottestad; Onstad; Owens; Pietsch; Pinkerton; Pollert; Potter; Price; Ruby; Schmidt; Schneider; Skarphol; Solberg; Sukut; Thoreson; Uglem; Vig; Vigasaa; Wall; Weiler; Weisz; Wieland; Williams; Wolf; Wrangham; Zaiser; Speaker Delzer

**NAYS:** Kelsch, R.; Porter; Thorpe

**ABSENT AND NOT VOTING:** Nelson; Svedjan; Wald

HB 1143 passed and the title was agreed to.

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**SECOND READING OF HOUSE BILL**

**HB 1168:** A BILL for an Act to amend and reenact section 4-22-26 of the North Dakota Century Code, relating to the powers and duties of soil conservation districts and soil conservation district supervisors.

**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, 51 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Boe; Boucher; Carlisle; Conrad; DeKrey; Delmore; Dietrich; Glassheim; Griffin; Gruchalla; Haas; Hanson; Heller; Herbel; Hunsakor; Johnson, D.; Johnson, N.; Kaldor; Keiser; Kerzman; Kingsbury; Klein; Kreidt; Metcalf; Meyer, S.; Monson; Mueller; Nottestad; Onstad; Porter; Potter; Price; Sukut; Thorpe; Uglem; Weisz; Williams; Zaiser

**NAYS:** Amerman; Bellew; Belter; Berg; Boehning; Brandenburg; Carlson; Charging; Clark; Dahl; Damschen; Dosch; Drovda; Ekstrom; Froseth; Grande; Gulleon; Hatlestad; Hawken; Headland; Hofstad; Karls; Kasper; Kelsch, R.; Kelsh, S.; Kempenich; Klemin; Koppelman; Kretschmar; Kroeber; Martinson; Meier, L.; Myxter; Owens; Pietsch; Pinkerton; Pollert; Ruby; Schmidt; Schneider; Skarphol; Solberg; Thoreson; Vig; Vigasaa; Wall; Weiler; Wieland; Wolf; Wrangham; Speaker Delzer

**ABSENT AND NOT VOTING:** Froelich; Nelson; Svedjan; Wald

HB 1168 lost.

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**SECOND READING OF HOUSE BILL**

**HB 1217:** A BILL for an Act to amend and reenact section 25-03.3-13 of the North Dakota Century Code, relating to the proof required for sexually dangerous individual civil commitment.

**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, 0 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Amerman; Bellew; Belter; Berg; Boe; Boehning; Boucher; Brandenburg; Carlisle; Carlson; Charging; Clark; Conrad; Dahl; Damschen; DeKrey; Delmore;

Dietrich; Dosch; Drovdal; Ekstrom; Froelich; Froseth; Glassheim; Grande; Griffin; Gruchalla; Gulleson; Haas; Hanson; Hatlestad; Hawken; Headland; Heller; Herbel; Hofstad; Hunskor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Monson; Mueller; Myxter; Nottestad; Onstad; Owens; Pietsch; Pinkerton; Pollert; Porter; Potter; Price; Ruby; Schmidt; Schneider; Skarphol; Solberg; Sukut; Thoreson; Thorpe; Uglem; Vig; Vigasaa; Wall; Weiler; Weisz; Wieland; Williams; Wolf; Wrangham; Zaiser; Speaker Delzer

**ABSENT AND NOT VOTING:** Nelson; Svedjan; Wald

HB 1217 passed and the title was agreed to.

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### SECOND READING OF HOUSE BILL

**HB 1220:** A BILL for an Act to amend and reenact section 36-21.1-11 of the North Dakota Century Code, relating to the penalty for the inhumane treatment of animals.

### 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 15 YEAS, 74 NAYS, 0 EXCUSED, 5 ABSENT AND NOT VOTING.

**YEAS:** Boe; Charging; Drovdal; Hawken; Heller; Herbel; Johnson, N.; Kelsch, R.; Nottestad; Pinkerton; Porter; Price; Schmidt; Solberg; Weiler

**NAYS:** Aarsvold; Amerman; Bellew; Belter; Berg; Boehning; Brandenburg; Carlisle; Carlson; Clark; Conrad; Dahl; Damschen; DeKrey; Delmore; Dietrich; Dosch; Ekstrom; Froelich; Froseth; Glassheim; Grande; Griffin; Gruchalla; Gulleson; Haas; Hanson; Hatlestad; Headland; Hofstad; Hunskor; Johnson, D.; Kaldor; Karls; Kasper; Keiser; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Martinson; Meier, L.; Metcalf; Meyer, S.; Monson; Mueller; Myxter; Onstad; Owens; Pietsch; Pollert; Potter; Ruby; Schneider; Skarphol; Sukut; Thoreson; Thorpe; Uglem; Vig; Vigasaa; Wall; Weisz; Wieland; Williams; Wolf; Wrangham; Zaiser; Speaker Delzer

**ABSENT AND NOT VOTING:** Boucher; Kroeber; Nelson; Svedjan; Wald

HB 1220 lost.

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### SECOND READING OF HOUSE BILL

**HB 1253:** A BILL for an Act to amend and reenact section 6-03-76 of the North Dakota Century Code, relating to payments for financial institutions records search services.

### 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 81 YEAS, 10 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Amerman; Bellew; Belter; Berg; Boe; Boehning; Boucher; Brandenburg; Carlisle; Charging; Clark; Conrad; Dahl; Damschen; DeKrey; Delmore; Dietrich; Dosch; Ekstrom; Froseth; Glassheim; Griffin; Gruchalla; Gulleson; Haas; Hanson; Hatlestad; Hawken; Headland; Heller; Herbel; Hofstad; Hunskor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Monson; Mueller; Myxter; Nottestad; Onstad; Owens; Pietsch; Pinkerton; Pollert; Porter; Potter; Price; Ruby; Schmidt; Schneider; Solberg; Sukut; Thorpe; Uglem; Vig; Vigasaa; Wall; Weisz; Wieland; Williams; Wolf; Wrangham; Zaiser

**NAYS:** Carlson; Drovdal; Froelich; Grande; Klein; Meyer, S.; Skarphol; Thoreson; Weiler; Speaker Delzer

**ABSENT AND NOT VOTING:** Nelson; Svedjan; Wald

HB 1253 passed and the title was agreed to.

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**SECOND READING OF HOUSE BILL**

**HB 1057:** A BILL for an Act to create and enact a new section to chapter 52-04 of the North Dakota Century Code, relating to electronic filing of employer unemployment contribution and wage reports and electronic payment of contributions; 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 90 YEAS, 1 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Amerman; Bellew; Belter; Berg; Boe; Boehning; Boucher; Brandenburg; Carlisle; Carlson; Charging; Clark; Conrad; Dahl; Damschen; DeKrey; Delmore; Dietrich; Dosch; Drovda; Ekstrom; Froseth; Glassheim; Grande; Griffin; Gruchalla; Gulleon; Haas; Hanson; Hatlestad; Hawken; Headland; Heller; Herbel; Hofstad; Hunskor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Monson; Mueller; Myxter; Nottestad; Onstad; Owens; Pietsch; Pinkerton; Pollert; Porter; Potter; Price; Ruby; Schmidt; Schneider; Skarphol; Solberg; Sukut; Thoreson; Thorpe; Uglem; Vig; Vigasaa; Wall; Weiler; Weisz; Wieland; Williams; Wolf; Wrangham; Zaiser; Speaker Delzer

**NAYS:** Froelich

**ABSENT AND NOT VOTING:** Nelson; Svedjan; Wald

Engrossed HB 1057 passed and the title was agreed to.

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**SECOND READING OF HOUSE BILL**

**HB 1123:** A BILL for an Act to amend and reenact subsections 2 and 3 of section 43-13-02, sections 43-13-05, 43-13-06, and 43-13-11, subsection 3 of section 43-13-13.2, section 43-13-20, subsection 7 of section 43-13-22, and section 43-13-28 of the North Dakota Century Code, relating to regulation and licensing of optometrists.

**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, 0 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Amerman; Bellew; Belter; Berg; Boe; Boehning; Boucher; Brandenburg; Carlisle; Carlson; Charging; Clark; Conrad; Dahl; Damschen; DeKrey; Delmore; Dietrich; Dosch; Drovda; Ekstrom; Froelich; Froseth; Glassheim; Grande; Griffin; Gruchalla; Gulleon; Haas; Hanson; Hatlestad; Hawken; Headland; Heller; Herbel; Hofstad; Hunskor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Monson; Mueller; Myxter; Nottestad; Onstad; Owens; Pietsch; Pinkerton; Pollert; Porter; Potter; Price; Ruby; Schmidt; Schneider; Skarphol; Solberg; Sukut; Thoreson; Thorpe; Uglem; Vig; Vigasaa; Wall; Weiler; Weisz; Wieland; Williams; Wolf; Wrangham; Speaker Delzer

**ABSENT AND NOT VOTING:** Nelson; Svedjan; Wald; Zaiser

Engrossed HB 1123 passed and the title was agreed to.

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**MOTION**

**REP. BERG MOVED** that HB 1145, which is on the Eleventh order, be laid over two legislative days, which motion prevailed.

**MOTION**

**REP. BERG MOVED** that the rules be suspended and HCR 3005 be messaged to the Senate immediately, which motion prevailed.

**SECOND READING OF HOUSE BILL**

**HB 1250:** A BILL for an Act to provide a grant program to assist in raising new or nontraditional crops; and to provide an 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 2 YEAS, 87 NAYS, 0 EXCUSED, 5 ABSENT AND NOT VOTING.

**YEAS:** Froseth; Glassheim

**NAYS:** Aarsvold; Amerman; Bellew; Belter; Berg; Boe; Boehning; Boucher; Brandenburg; Carlisle; Carlson; Charging; Clark; Conrad; Dahl; Damschen; DeKrey; Delmore; Dietrich; Dosch; Drovda; Ekstrom; Froelich; Grande; Griffin; Gruchalla; Gulleson; Haas; Hanson; Hatlestad; Hawken; Headland; Heller; Herbel; Hofstad; Hunsakor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein; Klemin; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Monson; Mueller; Myxter; Nottestad; Onstad; Owens; Pietsch; Pinkerton; Pollert; Porter; Potter; Price; Ruby; Schmidt; Schneider; Skarphol; Solberg; Sukut; Thoreson; Thorpe; Uglem; Vig; Vigasaa; Wall; Weiler; Weisz; Wieland; Williams; Wolf; Wrangham; Speaker Delzer

**ABSENT AND NOT VOTING:** Koppelman; Nelson; Svedjan; Wald; Zaiser

HB 1250 lost.

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**MOTION**

**REP. DEKREY MOVED** that the House reconsider its action whereby HB 1148 failed to pass, which motion lost on a verification vote.

**MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)**

**MR. PRESIDENT:** The House has passed and your favorable consideration is requested on: HCR 3005.

**MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)**

**MR. PRESIDENT:** Your signature is respectfully requested on: HCR 3015.

**MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)**

**MR. PRESIDENT:** The House has passed, the emergency clause carried, and your favorable consideration is requested on: HB 1178.

**MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)**

**MR. PRESIDENT:** The House has passed and your favorable consideration is requested on: HB 1045, HB 1056, HB 1077, HB 1085, HB 1089, HB 1092, HB 1100, HB 1116, HB 1117, HB 1131, HB 1206.

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

**MR. SPEAKER:** The Senate has passed, the emergency clause carried, and your favorable consideration is requested on: SB 2140.

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

**MR. SPEAKER:** The Senate has passed, the emergency clause carried, and your favorable consideration is requested on: SB 2068.

**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 2078, SB 2087, SB 2170, SB 2181.

**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., Monday, January 22, 2007, which motion prevailed.

**REPORT OF STANDING COMMITTEE**

**HB 1054: Human Services Committee (Rep. Price, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (9 YEAS, 1 NAY, 2 ABSENT AND NOT VOTING). HB 1054 was placed on the Sixth order on the calendar.

Page 1, line 3, remove "43-15-25,"

Page 7, line 30, overstrike "licensed"

Page 7, line 31, overstrike "pharmacist" and insert immediately thereafter "pharmacy intern or pharmacy technician"

Page 8, line 1, overstrike "license" and insert immediately thereafter "registration" and overstrike "licensed"

Page 8, line 3, overstrike "licensed"

Page 12, remove lines 8 through 21

Page 13, line 12, replace "person's" with "individual's", remove "licensee's", and after "actions" insert "of the licensee or registrant"

Page 13, line 13, after "licensee" insert "or registrant"

Page 13, line 28, after "is" insert "guilty of a class B misdemeanor and is"

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

**HB 1110: Political Subdivisions Committee (Rep. Herbel, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (13 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). HB 1110 was placed on the Sixth order on the calendar.

Page 1, line 2, replace "to political subdivisions for fighting fires" with "for responding to emergencies outside the jurisdiction"

Page 1, line 7, after the boldface underscored period insert:

"1."

Page 1, line 8, replace "shall" with "may" and replace "a" with ":

a. A"

Page 1, line 11, replace "fighting a fire, unless" with "responding to an emergency that is beyond the capabilities of the requesting district or department; or

b. An emergency medical service operation that, upon the request of the political subdivision outside the emergency medical service operation's service area, aids that political subdivision in responding to an emergency that is beyond the capabilities of the requesting political subdivision's emergency medical service operation.

2. The department of emergency services may not make a reimbursement if that"

Page 1, line 12, after the underscored period insert:

"3. Reimbursement is limited to extraordinary expenses and the actual replacement cost for equipment consumed or rendered unserviceable as the result of the response. Reimbursement is limited to the amount of the expenses and costs less the first one thousand dollars and up to ten thousand dollars in any one incident."

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

**HB 1154: Human Services Committee (Rep. Price, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (8 YEAS, 3 NAYS, 1 ABSENT AND NOT VOTING). HB 1154 was placed on the Sixth order on the calendar.

Page 1, line 13, after "including" insert "food and drug administration-approved"

Page 2, line 27, after "Wear" insert "food and drug administration-approved"

Page 3, line 8, remove "A tanning facility shall post a sign in each area where a tanning device is used"

Page 3, remove line 9

Page 3, line 10, remove "replaced."

Page 3, line 11, after "replaced" insert "and that record must be made readily available to any customer who requests the information"

Page 3, line 19, replace "sixteen" with "eighteen" and replace "is not" with "may not be"

Page 3, line 20, after "facility" insert "until the customer provides the facility with written consent, in a form prescribed by the department, of a parent or legal guardian to use the tanning facility. The consent must indicate that the parent or legal guardian has read the warnings required by this chapter and that the customer agrees to wear food and drug administration-approved protective eyewear. The parent or legal guardian shall provide a notarized statement of consent or sign the consent form in the presence of the owner of the tanning facility or an employee responsible for the operation of the ultraviolet radiation device of the facility. The written consent form expires twelve months from the date signed. A customer under the age of fourteen years may not be allowed to utilize a tanning device at a tanning facility without a written order from a physician licensed in this state and without being accompanied by a parent or legal guardian for every use of the tanning facility"

Page 3, line 25, replace "A customer, before using a tanning device, is provided with properly" with "Properly"

Page 3, line 26, after "fitting" insert "food and drug administration-approved"

Page 3, line 27, after "balance" insert "is made available to the customer"

Page 3, line 28, replace "uses" with "agrees to use food and drug administration-approved"

Page 4, line 21, after "use" insert "food and drug administration-approved"

Page 4, line 22, after "Use" insert "food and drug administration-approved"

Page 4, line 24, after the underscored comma insert "any physician, medical professional, or"

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

**HB 1175: Government and Veterans Affairs Committee (Rep. Haas, Chairman)** recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (12 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1175 was rereferred to the **Appropriations Committee**.

#### REPORT OF STANDING COMMITTEE

**HB 1193: Natural Resources Committee (Rep. Porter, Chairman)** recommends **DO PASS** (13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1193 was placed on the Eleventh order on the calendar.

#### REPORT OF STANDING COMMITTEE

**HB 1201: Government and Veterans Affairs Committee (Rep. Haas, Chairman)** recommends **DO PASS** (11 YEAS, 1 NAY, 1 ABSENT AND NOT VOTING). HB 1201 was placed on the Eleventh order on the calendar.

#### REPORT OF STANDING COMMITTEE

**HB 1224: Judiciary Committee (Rep. DeKrey, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1224 was placed on the Sixth order on the calendar.

Page 1, line 12, after "may" insert "not" and replace "solely" with "even"

Page 1, line 13, remove "upon the showing of good cause"

Page 2, line 2, after "may" insert "not", replace "solely" with "even", and remove "upon a showing of good cause"

Page 2, line 13, after "may" insert "not", replace "solely" with "even", and remove "upon a showing of"

Page 2, line 14, remove "good cause"

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

**HB 1228: Political Subdivisions Committee (Rep. Herbel, Chairman)** recommends **DO PASS** (13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1228 was placed on the Eleventh order on the calendar.

#### REPORT OF STANDING COMMITTEE

**HB 1231: Natural Resources Committee (Rep. Porter, Chairman)** recommends **DO PASS** (9 YEAS, 5 NAYS, 0 ABSENT AND NOT VOTING). HB 1231 was placed on the Eleventh order on the calendar.

#### REPORT OF STANDING COMMITTEE

**HB 1232: Human Services Committee (Rep. Price, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (9 YEAS, 2 NAYS, 1 ABSENT AND NOT VOTING). HB 1232 was placed on the Sixth order on the calendar.

Page 1, remove lines 16 through 21

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

**HB 1249: Education Committee (Rep. R. Kelsch, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (12 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1249 was placed on the Sixth order on the calendar.

Page 1, line 1, remove "to create and enact a new section to chapter 15.1-13 of the North Dakota"

Page 1, line 2, remove "Century Code, relating to loan forgiveness for teachers; and"

Page 1, line 10, after "program" insert ", including rules establishing priority for recent graduates, the order in which applications are considered, and limitation on the number of years that an individual may receive funding"

Page 1, line 14, overstrike "been admitted as a full-time student in a teacher preparation"

Page 1, overstrike lines 15 and 16

Page 1, line 17, overstrike "teacher shortage exists" and insert immediately thereafter "graduated from an approved teacher program"

Page 1, line 19, overstrike "An individual may receive up to one thousand dollars per year and a maximum of"

Page 1, overstrike line 20

Page 1, line 21, overstrike "board of higher education under this section" and insert immediately thereafter "For each year of teaching which an individual completes at a grade level or in a content area identified by the superintendent of public instruction as having a teacher shortage, the board shall forward to the Bank of North Dakota, on behalf of the individual, an amount equal to the lesser of the individual's outstanding loan principal balance or two thousand dollars"

Page 1, line 22, replace the underscored comma with ". In addition to any other payment authorized by this section, if an individual teaches in a school district that has fewer than five thousand students in average daily membership in grades one through twelve, the board shall forward to the Bank of North Dakota, on behalf of the individual, an amount equal to the lesser of the individual's outstanding loan principal or one thousand



dollars for each year that the individual teaches at a grade level or in a content area identified by the superintendent of public instruction as having a teacher shortage"

Page 1, remove line 23

Page 1, line 24, remove "this section after the effective date of this Act"

Page 2, line 1, overstrike "Upon notification that the individual has completed a full year of teaching in a"

Page 2, overstrike lines 2 through 4

Page 2, line 5, overstrike "Dakota to repay outstanding loan principal balances for eligible applicants" and insert immediately thereafter "An individual may receive funding under this program for no more than five years unless the board establishes, by rule, that the number of years of eligibility for the program is fewer than five"

Page 2, remove lines 6 through 31

Page 3, remove lines 1 and 2

Renumber accordingly

#### **REPORT OF STANDING COMMITTEE**

**HB 1255: Government and Veterans Affairs Committee (Rep. Haas, Chairman)** recommends **DO NOT PASS** (8 YEAS, 4 NAYS, 1 ABSENT AND NOT VOTING). HB 1255 was placed on the Eleventh order on the calendar.

#### **REPORT OF STANDING COMMITTEE**

**HB 1257: Natural Resources Committee (Rep. Porter, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1257 was placed on the Sixth order on the calendar.

Page 1, line 15, after the second "the" insert "operator shall pay interest on the", overstrike "thereafter", remove "must", and overstrike "bear"

Page 1, line 16, overstrike "interest calculated"

Page 2, line 3, after the underscored comma insert "the operator shall make"

Page 2, line 4, remove "still must be made"

Renumber accordingly

#### **REPORT OF STANDING COMMITTEE**

**HB 1266: Political Subdivisions Committee (Rep. Herbel, Chairman)** recommends **DO PASS** (12 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). HB 1266 was placed on the Eleventh order on the calendar.

#### **REPORT OF STANDING COMMITTEE**

**HB 1268: Political Subdivisions Committee (Rep. Herbel, Chairman)** recommends **DO PASS** (12 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). HB 1268 was placed on the Eleventh order on the calendar.

#### **REPORT OF STANDING COMMITTEE**

**HB 1289: Natural Resources Committee (Rep. Porter, Chairman)** recommends **DO PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1289 was placed on the Eleventh order on the calendar.

#### **REPORT OF STANDING COMMITTEE**

**HB 1290: Human Services Committee (Rep. Price, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** and **BE REFERRED** to the **Appropriations Committee** (12 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1290 was placed on the Sixth order on the calendar.

Page 1, line 12, after "medical" insert "services"

Page 1, line 13, remove "and"

Page 1, line 14, after "association" insert ", and the senior policy director of the American heart association, North Dakota"

Renumber accordingly

**REPORT OF STANDING COMMITTEE**

**HB 1304: Political Subdivisions Committee (Rep. Herbel, Chairman)** recommends **DO PASS** (13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1304 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**HB 1318: Government and Veterans Affairs Committee (Rep. Haas, Chairman)** recommends **DO PASS** (7 YEAS, 5 NAYS, 1 ABSENT AND NOT VOTING). HB 1318 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**HCR 3003: Government and Veterans Affairs Committee (Rep. Haas, Chairman)** recommends **DO PASS** (13 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HCR 3003 was placed on the Eleventh order on the calendar.

**FIRST READING OF SENATE BILL**

**SB 2031:** A BILL for an Act to create and enact a new section to chapter 49-05 of the North Dakota Century Code, relating to public utility rate adjustments for recovery of transmission facility costs.

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

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

**Buell J. Reich, Chief Clerk**