

## JOURNAL OF THE HOUSE

## Sixty-first Legislative Assembly

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Bismarck, January 15, 2009

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

The prayer was offered by Pastor Rich Fitzer, Trinity Lutheran Church, Bismarck.

The roll was called and all members were present except Representative Kasper.

A quorum was declared by the Speaker.

## FIRST READING OF SENATE CONCURRENT RESOLUTION

**SCR 4004:** A concurrent resolution designating Senate and House employment positions and fixing compensation.  
Was read the first time.

## MOTION

**REP. R.KELSCH MOVED** that the rules be suspended, that SCR 4004 be printed not be referred to committee, but be read in its entirety, be printed in the Journal and placed on the calendar for immediate second reading and final passage, which motion prevailed.

Sen. Dever and Rep. R. Kelsch introduced:

## SENATE CONCURRENT RESOLUTION NO. 4004

A concurrent resolution designating Senate and House employment positions and fixing compensation.

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

That for the Sixty-first Legislative Assembly, the following positions are designated as employee positions of the Senate and House and are to be paid the daily wages indicated:

## SENATE

Secretary of the Senate	\$146
Assistant secretary of the Senate	129
Journal reporter	142
Calendar clerk	129
Bill clerk	123
Sergeant-at-arms	114
Administrative assistant to majority leader	134
Staff assistant to majority leader	134
Administrative assistant to minority leader	134
Staff assistant to minority leader	134
Chief committee clerk	134
Appropriations Committee clerk	134
Assistant Appropriations Committee clerk	129
Committee clerk for three-day committee	129
Committee clerk for two-day committee	120
Assistant committee clerk	120
Deputy sergeant-at-arms	94
Chief page and bill book clerk	104
Legislative assistant	89

## HOUSE

Chief clerk	\$146
Assistant chief clerk	129
Journal reporter	142
Calendar clerk	129
Bill clerk	123
Sergeant-at-arms	114
Administrative assistant to majority leader	134
Staff assistant to majority leader	134
Administrative assistant to minority leader	134
Staff assistant to minority leader	134
Administrative assistant to Speaker	134
Chief committee clerk	134
Appropriations Committee clerk	134

Assistant Appropriations Committee clerk	129
Committee clerk for three-day committee	129
Committee clerk for two-day committee	120
Assistant committee clerk	120
Payroll clerk	109
Deputy sergeant-at-arms	94
Chief page and bill book clerk	104
Legislative assistant	89

**BE IT FURTHER RESOLVED**, that each employee of the Sixty-first Legislative Assembly is entitled to an additional \$1 per day for each previous regular session of the Legislative Assembly during which that employee was paid for at least 45 days, as either an employee of the Senate or the House, and to receive this additional compensation, which may not exceed \$10 per day, that employee must certify to the Legislative Council the year of each regular session during which that employee was employed as required by this resolution; and

**BE IT FURTHER RESOLVED**, that each majority leader and each minority leader is entitled to one administrative assistant and two staff assistants, but each majority or minority leader may hire fewer or more assistants so long as the total daily compensation for the assistants hired does not exceed the total daily amount authorized for those positions by this resolution; and

**BE IT FURTHER RESOLVED**, that the report of the Employment Committee of the respective house identify the number of employees in each position by listing every employee and the position for which employed; and

**BE IT FURTHER RESOLVED**, that with the approval of the Employment Committee of the respective house, a position may be converted to a part-time position, with the daily compensation converted to a per hour rate of pay, and a part-time employee may hold more than one part-time position so long as the positions held do not exceed a full-time equivalent position; and

**BE IT FURTHER RESOLVED**, that if any employee resigns, is discharged, or for other reasons terminates employment, the compensation provided by this resolution for that employee ceases effective the last day of employment.

#### **SECOND READING OF SENATE CONCURRENT RESOLUTION**

**SCR 4004:** A concurrent resolution designating Senate and House employment positions and fixing compensation.

#### **ROLL CALL**

The question being on the final adoption of the resolution, which has been read, the roll was called and there were 93 YEAS, 0 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Bellew; Belter; Berg; Boe; Boehning; Boucher; Brandenburg; Carlson; Clark; Conklin; Conrad; Dahl; Damschen; DeKrey; Delmore; Delzer; Dosch; Drovdal; Ekstrom; Frantsvog; Froelich; Froseth; Glassheim; Grande; Griffin; Gruchalla; Hanson; Hatlestad; Hawken; Headland; Heller; Hofstad; Holman; Hunsakor; Johnson, D.; Johnson, N.; Kaldor; Karls; Keiser; Kelsch, R.; Kelsh, J.; Kelsh, S.; Kempenich; Kerzman; Kilichowski; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Mock; Mueller; Myxter; Nathe; Nelson; Nottestad; Onstad; Pietsch; Pinkerton; Pollert; Porter; Potter; Ruby; Rust; Schatz; Schmidt; Schneider; Skarphol; Sukut; Svedjan; Thoreson; Thorpe; Uglem; Vig; Vigesaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Winrich; Wolf; Wrangham; Zaiser; Speaker Monson

**ABSENT AND NOT VOTING:** Kasper

SCR 4004 was declared adopted on a recorded roll call vote.

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#### **REPORT OF PROCEDURAL COMMITTEE**

**MR. SPEAKER:** Your procedural **Employment Committee (Rep. R. Kelsch, Chairman)** recommends the following House employees for the Sixty-first Legislative Assembly:

#### **2009 HOUSE EMPLOYEES**

	<u>Chief Clerk</u>	
Buell Reich		Bismarck
	<u>Assistant Chief Clerk</u>	
Jay Doan		McKenzie
	<u>Journal Reporter</u>	
Susan Axvig		Bismarck
	<u>Bill Clerk</u>	

Carl Strum		Beach
	<u>Calendar Clerk</u>	
Janice Thon		Bismarck
	<u>Sergeant-at-Arms</u>	
Jerry Moszer		Bismarck
	<u>Administrative Assistant to the Speaker</u>	
Erma Hauglie		Bismarck
	<u>Administrative Assistant to the Majority Leader</u>	
Janice Stein		Mandan
	<u>Staff Assistant to the Majority Leader</u>	
Erik Nygren		Fargo
	<u>Administrative Assistant to the Minority Leader</u>	
Carol Siegert		Hunter
	<u>Staff Assistant to the Minority Leader</u>	
Jeff Greenwood		Bismarck
	<u>Chief Committee Clerk</u>	
Marlys Kienzle		Bismarck
	<u>Full Committee Appropriations Clerk</u>	
Holly Sand		Bismarck
	<u>Assistant Appropriations Committee Clerks</u>	
Shirley Branning		Bismarck
Morgan Reinke		Bismarck
Tonya Voegelé		Bismarck
	<u>Committee Clerks</u>	
Vicky Crabtree		Mandan
Carmen Hart		Bismarck
Ellen LeTang		Mandan
Rita Kopp		Bismarck
Dawn Penrose		Bismarck
Nancy Gerhardt		Mandan
Delores Shimek		Bismarck
ReMae Kuehn		Mandan
Jeanette Cook		New Salem
Kathleen Rodin		Bismarck
	<u>Assistant Committee Clerk</u>	
Lori Engleson		Bismarck
	<u>Deputy Sergeant-at-Arms</u>	
Peggy Puetz		Bismarck
	<u>Assistant Sergeant-at-Arms</u>	
Jeanne Vetter		Bismarck
Lindy Lein		Bismarck
Harry Iszler - Half day position		Bismarck
Emily Knopik - Half day position -		Bismarck
Video camera operator		
	<u>Chief Page and Bill Book Clerk</u>	
Connie Johnsen		Bismarck
	<u>Desk Page</u>	
Jennifer Kranda		Mandan
	<u>Page and Bill Book Clerks</u>	
Arlene Flanders		Robinson
Jessica Janusz		Bismarck
Dwight Eckert		Bismarck
Brenda Huff		Bismarck
	<u>Information Kiosk</u>	
Mary Mann		Mandan
	<u>Payroll Clerk</u>	
Georgia Clement		Bismarck

**REP. R. KELSCH MOVED** that the report be adopted, which motion prevailed.

#### OATH OF OFFICE

**SPEAKER MONSON ADMINISTERED** the Oath of Office to the 2009 House employees.

#### SIXTH ORDER OF BUSINESS

**SPEAKER MONSON DEEMED** approval of the amendments to HB 1024 and HB 1158.

HB 1024 and HB 1158, as amended, were placed on the Eleventh order of business on the calendar for the succeeding legislative day.

**MOTION**

**REP. DEKREY MOVED** that HB 1224 be returned to the House floor from the **Judiciary Committee** for the purpose of withdrawal, which motion prevailed.

**REQUEST**

**REP. DEKREY REQUESTED** the unanimous consent of the House to withdraw HB 1224. There being no objection, it was so ordered by the Speaker.

**MOTION**

**REP. VIGESAA MOVED** that HB 1035, which is on the Eleventh order, be laid over two legislative days, which motion prevailed.

**SECOND READING OF HOUSE BILL**

**HB 1142:** A BILL for an Act to amend and reenact subsection 1 of section 26.1-26-31.1 of the North Dakota Century Code, relating to insurance producer continuing education requirements.

**ROLL CALL**

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 92 YEAS, 0 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Bellew; Belter; Berg; Boe; Boehning; Boucher; Brandenburg; Carlson; Clark; Conklin; Conrad; Dahl; Damschen; DeKrey; Delmore; Delzer; Dosch; Drovdal; Ekstrom; Frantsvog; Froelich; Froseth; Glassheim; Grande; Griffin; Gruchalla; Hanson; Hatlestad; Hawken; Headland; Heller; Hofstad; Hunsakor; Johnson, D.; Johnson, N.; Kaldor; Karls; Keiser; Kelsch, R.; Kelsh, J.; Kelsh, S.; Kempenich; Kerzman; Kilichowski; Kingsbury; Klein; Klemm; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Mock; Mueller; Myxter; Nathe; Nelson; Nottestad; Onstad; Pietsch; Pinkerton; Pollert; Porter; Potter; Ruby; Rust; Schatz; Schmidt; Schneider; Skarphol; Sukut; Svedjan; Thoreson; Thorpe; Uglem; Vig; Vigesaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Winrich; Wolf; Wrangham; Zaiser; Speaker Monson

**ABSENT AND NOT VOTING:** Holman; Kasper

HB 1142, as amended, passed and the title was agreed to.

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**SECOND READING OF HOUSE BILL**

**HB 1072:** A BILL for an Act to create and enact sections 30.1-04-14, 30.1-04-15, 30.1-04-16, 30.1-04-17, 30.1-04-18, 30.1-04-19, 30.1-04-20, 30.1-04-21, 30.1-10-05, and 30.1-10-06 of the North Dakota Century Code, relating to the Uniform Probate Code; and to amend and reenact sections 30.1-01-06, 30.1-04-02, 30.1-04-03, 30.1-04-04, 30.1-04-08, 30.1-04-09, 30.1-05-01, 30.1-07-01, 30.1-07-03, 30.1-08-02, 30.1-08-04, 30.1-09.1-05, 30.1-09.1-06, 30.1-09.1-07, 30.1-15-06, and 30.1-35-01 of the North Dakota Century Code, relating to the Uniform Probate Code.

**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, 1 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Bellew; Belter; Berg; Boehning; Boucher; Brandenburg; Carlson; Clark; Conklin; Conrad; Dahl; Damschen; DeKrey; Delmore; Dosch; Drovdal; Ekstrom; Frantsvog; Froelich; Froseth; Glassheim; Grande; Griffin; Gruchalla; Hanson; Hatlestad; Hawken; Headland; Heller; Hofstad; Holman; Hunsakor; Johnson, D.; Johnson, N.; Kaldor; Karls; Keiser; Kelsch, R.; Kelsh, J.; Kelsh, S.; Kempenich; Kerzman; Kilichowski; Kingsbury; Klein; Klemm; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Mock; Mueller; Myxter; Nathe; Nelson; Nottestad; Onstad; Pietsch; Pinkerton; Pollert; Porter; Potter; Ruby; Rust; Schatz; Schmidt; Schneider; Skarphol; Sukut; Svedjan; Thoreson; Thorpe; Uglem; Vig; Vigesaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Winrich; Wolf; Wrangham; Zaiser; Speaker Monson

**NAYS:** Delzer

**ABSENT AND NOT VOTING:** Boe; Kasper

HB 1072 passed and the title was agreed to.

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**SECOND READING OF HOUSE BILL**

**HB 1080:** A BILL for an Act to amend and reenact subsection 9 of section 15-39.1-04, subsection 4 of section 15-39.1-10, section 15-39.1-10.6, subsection 1 of section 15-39.1-19.1, and sections 15-39.1-20 and 15-39.1-30 of the North Dakota Century Code, relating to incorporation of federal law changes, procedure relating to benefit limitations, annual hour limit for retiree reemployment, and disclosure of confidential records under the teachers' fund for retirement.

**ROLL CALL**

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 93 YEAS, 0 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Bellew; Belter; Berg; Boe; Boehning; Boucher; Brandenburg; Carlson; Clark; Conklin; Conrad; Dahl; Damschen; DeKrey; Delmore; Delzer; Dosch; Drovdal; Ekstrom; Frantsvog; Froelich; Froseth; Glassheim; Grande; Griffin; Gruchalla; Hanson; Hatlestad; Hawken; Headland; Heller; Hofstad; Holman; Hunskor; Johnson, D.; Johnson, N.; Kaldor; Karls; Keiser; Kelsch, R.; Kelsh, J.; Kelsh, S.; Kempenich; Kerzman; Kilichowski; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Mock; Mueller; Myxter; Nathe; Nelson; Nottestad; Onstad; Pietsch; Pinkerton; Pollert; Porter; Potter; Ruby; Rust; Schatz; Schmidt; Schneider; Skarphol; Sukut; Svedjan; Thoreson; Thorpe; Uglen; Vig; Vigesaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Winrich; Wolf; Wrangham; Zaiser; Speaker Monson

**ABSENT AND NOT VOTING:** Kasper

HB 1080 passed and the title was agreed to.

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**SECOND READING OF HOUSE BILL**

**HB 1091:** A BILL for an Act to amend and reenact sections 43-15-25.1 and 43-15-31.3 of the North Dakota Century Code, relating to continuing education for pharmacists.

**ROLL CALL**

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 93 YEAS, 0 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Bellew; Belter; Berg; Boe; Boehning; Boucher; Brandenburg; Carlson; Clark; Conklin; Conrad; Dahl; Damschen; DeKrey; Delmore; Delzer; Dosch; Drovdal; Ekstrom; Frantsvog; Froelich; Froseth; Glassheim; Grande; Griffin; Gruchalla; Hanson; Hatlestad; Hawken; Headland; Heller; Hofstad; Holman; Hunskor; Johnson, D.; Johnson, N.; Kaldor; Karls; Keiser; Kelsch, R.; Kelsh, J.; Kelsh, S.; Kempenich; Kerzman; Kilichowski; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Mock; Mueller; Myxter; Nathe; Nelson; Nottestad; Onstad; Pietsch; Pinkerton; Pollert; Porter; Potter; Ruby; Rust; Schatz; Schmidt; Schneider; Skarphol; Sukut; Svedjan; Thoreson; Thorpe; Uglen; Vig; Vigesaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Winrich; Wolf; Wrangham; Zaiser; Speaker Monson

**ABSENT AND NOT VOTING:** Kasper

HB 1091 passed and the title was agreed to.

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**SECOND READING OF HOUSE BILL**

**HB 1095:** A BILL for an Act to amend and reenact sections 50-11.3-02, 50-12-02, 50-12-03, and 50-12-03.1 and subsection 1 of section 50-12-03.2 of the North Dakota Century Code, relating to criminal history record investigations for foster care licensure or licensure as a child-placing agency.

**ROLL CALL**

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 93 YEAS, 0 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Bellew; Belter; Berg; Boe; Boehning; Boucher; Brandenburg; Carlson; Clark; Conklin; Conrad; Dahl; Damschen; DeKrey; Delmore; Delzer; Dosch; Drovdal; Ekstrom; Frantsvog; Froelich; Froseth; Glassheim; Grande; Griffin; Gruchalla; Hanson; Hatlestad; Hawken; Headland; Heller; Hofstad; Holman; Hunskor; Johnson, D.; Johnson, N.; Kaldor; Karls; Keiser; Kelsch, R.; Kelsh, J.; Kelsh, S.; Kempenich; Kerzman; Kilichowski; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Mock; Mueller; Myxter; Nathe; Nelson; Nottestad; Onstad; Pietsch; Pinkerton; Pollert; Porter; Potter; Ruby; Rust; Schatz; Schmidt; Schneider; Skarphol; Sukut; Svedjan; Thoreson; Thorpe; Uglem; Vig; Vigesaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Winrich; Wolf; Wrangham; Zaiser; Speaker Monson

**ABSENT AND NOT VOTING:** Kasper

HB 1095 passed and the title was agreed to.

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**MOTION**

**REP. VIGESAA MOVED** that HB 1233 be returned to the House floor from the **Government and Veterans Affairs Committee** and be rereferred to the **Transportation Committee**, which motion prevailed. Pursuant to Rep. Vigesaa's motion, HB 1233 was rereferred.

**MOTION**

**REP. VIGESAA MOVED** that HB 1244 be returned to the House floor from the **Judiciary Committee** and be rereferred to the **Transportation Committee**, which motion prevailed. Pursuant to Rep. Vigesaa's motion, HB 1244 was rereferred.

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

**MR. PRESIDENT:** The House has passed unchanged: SCR 4004.

**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 1041, HB 1086, HB 1098, HB 1102, HB 1103, HB 1104, HB 1105, HB 1141, HB 1157.

**MESSAGE TO THE HOUSE FROM THE SENATE (FRAN A. GRONBERG, SECRETARY)**

**MR. SPEAKER:** The Senate has passed and your favorable consideration is requested on: SB 2078, SB 2091, SB 2093, SB 2107, SB 2124, SB 2126, SB 2127, SB 2136, SB 2137, SCR 4002.

**MOTION**

**REP. VIGESAA MOVED** that the absent member be excused, which motion prevailed.

**MOTION**

**REP. VIGESAA MOVED** that the House be on the Fifth and Ninth orders of business and at the conclusion of those orders, the House stand adjourned until 12:30 p.m., Friday, January 16, 2009, which motion prevailed.

**REPORT OF STANDING COMMITTEE**

**HB 1076: Natural Resources Committee (Rep. Porter, Chairman)** recommends **DO NOT PASS** (11 YEAS, 1 NAY, 1 ABSENT AND NOT VOTING). HB 1076 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**HB 1087: Finance and Taxation Committee (Rep. Belter, Chairman)** recommends **DO PASS** (13 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1087 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**HB 1099: Industry, Business and Labor Committee (Rep. Keiser, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (12 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1099 was placed on the Sixth order on the calendar.

Page 1, line 10, remove "If a claim for wages is first filed with the department, the period of limitation for bringing"

Page 1, remove line 11

Page 1, line 12, remove "to the employee that action on the complaint is concluded."

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

**HB 1107: Judiciary Committee (Rep. DeKrey, Chairman)** recommends **DO PASS** (13 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1107 was placed on the Eleventh order on the calendar.

#### REPORT OF STANDING COMMITTEE

**HB 1108: Judiciary Committee (Rep. DeKrey, Chairman)** recommends **DO PASS** (13 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1108 was placed on the Eleventh order on the calendar.

#### REPORT OF STANDING COMMITTEE

**HB 1114: Government and Veterans Affairs Committee (Rep. Grande, Chairman)** recommends **DO PASS** (12 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1114 was placed on the Eleventh order on the calendar.

#### REPORT OF STANDING COMMITTEE

**HB 1122: Government and Veterans Affairs Committee (Rep. Grande, Chairman)** recommends **DO PASS** (12 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1122 was placed on the Eleventh order on the calendar.

#### REPORT OF STANDING COMMITTEE

**HB 1123: Government and Veterans Affairs Committee (Rep. Grande, Chairman)** recommends **DO PASS** (12 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1123 was placed on the Eleventh order on the calendar.

#### REPORT OF STANDING COMMITTEE

**HB 1136: Judiciary Committee (Rep. DeKrey, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (13 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1136 was placed on the Sixth order on the calendar.

Page 3, line 27, remove the overstrike over "~~allowed~~"

Page 3, line 28, remove the overstrike over "~~adopt rules~~"

Page 3, line 29, remove the overstrike over "~~that allow either~~" and remove "require"

Page 3, line 30, remove "commissioner may"

Page 4, line 1, remove "adopt", remove the overstrike over "~~may contain procedures~~", and remove "documents, including"

Page 4, line 8, remove the overstrike over "~~This section may not be interpreted to supersede any other provision of law that~~"

Page 4, remove the overstrike over line 9

Page 4, line 10, remove the overstrike over "~~make any other filing electronically.~~"

Page 4, line 11, replace "an administrative" with "a processing" and replace "Fees" with "A fee"

Page 4, line 12, replace "are" with "is"

Page 4, line 13, replace "Fees" with "Processing fees" and after the second "the" insert "lesser of twenty dollars per transaction or the"

Page 4, line 14, after "transaction" insert "charged by the designee processing the filing. If the actual cost of processing an electronic filing exceeds twenty dollars per transaction the commissioner may adopt rules to increase an electronic processing fee not to exceed the actual cost charged by the designee"

Renumber accordingly

**REPORT OF STANDING COMMITTEE**

**HB 1137: Education Committee (Rep. R. Kelsch, Chairman)** recommends **DO PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1137 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**HB 1138: Education Committee (Rep. R. Kelsch, Chairman)** recommends **DO PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1138 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**HB 1139: Education Committee (Rep. R. Kelsch, Chairman)** recommends **DO PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1139 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**HB 1143: Industry, Business and Labor Committee (Rep. Keiser, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (12 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). HB 1143 was placed on the Sixth order on the calendar.

Page 1, line 20, replace "one thousand" with "five hundred"

Page 1, line 21, replace "five" with "two" and after "thousand" insert "five hundred"

Renumber accordingly

**REPORT OF STANDING COMMITTEE**

**HB 1146: Judiciary Committee (Rep. DeKrey, Chairman)** recommends **DO PASS** (13 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1146 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**HB 1152: Industry, Business and Labor Committee (Rep. Keiser, Chairman)** recommends **DO PASS** (13 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1152 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**HB 1155: Industry, Business and Labor Committee (Rep. Keiser, Chairman)** recommends **DO PASS** (13 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1155 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**HB 1164: Government and Veterans Affairs Committee (Rep. Grande, Chairman)** recommends **DO PASS** (12 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1164 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**HB 1166: Finance and Taxation Committee (Rep. Belter, Chairman)** recommends **DO PASS** (12 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1166 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**HB 1167: Natural Resources Committee (Rep. Porter, Chairman)** recommends **DO PASS** (12 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1167 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**HB 1168: Government and Veterans Affairs Committee (Rep. Grande, Chairman)** recommends **DO PASS** (12 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1168 was placed on the Eleventh order on the calendar.

**FIRST READING OF HOUSE BILLS**

Reps. Kasper, Koppelman, Ruby, Thoreson and Sen. Cook introduced:

**HB 1422:** A BILL for an Act to create and enact section 57-15-01.2, a new subdivision to subsection 1 of section 57-38-01.2, and a new subdivision to subsection 2 of section 57-38-30.3 of the North Dakota Century Code, relating to property tax levy increase limitations and an income tax deduction for special assessments; to amend and reenact



sections 11-09.1-04 and 40-05.1-05, subsection 15 of section 57-02-01, and sections 57-02-11, 57-02-27, 57-09-04, 57-11-04, 57-12-05, 57-12-06, 57-12-09, and 57-20-07.1 of the North Dakota Century Code, relating to home rule authority, property tax increase limitations, determination of true and full value, notice of assessment increases, appeals of property tax assessments, and contents of property tax statements; and to provide an effective date.

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

Reps. Kasper, Drovdal, Ruby, Thoreson and Sens. Miller, Potter introduced:

**HB 1423:** A BILL for an Act to amend and reenact section 57-02-08.1 of the North Dakota Century Code, relating to the homestead credit for property tax purposes; and to provide an effective date.

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

Reps. Hofstad, D. Johnson and Sen. Oehlke introduced:

**HB 1424:** A BILL for an Act to provide an appropriation to the state department of health for a statewide swimming pool program.

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

Reps. Bellew, Damschen, Kreidt, Porter, Weisz, Wieland introduced:

**HB 1425:** A BILL for an Act to amend and reenact sections 11-23-01, 50-06-20, and 50-09-27 of the North Dakota Century Code, relating to programs funded at state expense; to repeal section 50-09-21.1 of the North Dakota Century Code, relating to foster care and subsidized adoption costs; and to provide an expiration date.

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

Reps. Mueller, S. Kelsh, Nelson and Sens. Fischer, Flakoll, Horne introduced:

**HB 1426:** A BILL for an Act to create and enact a new section to chapter 49-22 of the North Dakota Century Code, relating to the wind tower setbacks; and to provide for application.

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

Reps. Thorpe, Onstad, Zaiser and Sens. Bakke, Taylor introduced:

**HB 1427:** A BILL for an Act to amend and reenact section 65-05-04 of the North Dakota Century Code, relating to an injured worker's request for workers' compensation to exercise continuing jurisdiction.

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

Reps. Thoreson, Dosch, S. Kelsh, Kempenich and Sens. Holmberg, Triplett introduced:

**HB 1428:** A BILL for an Act to amend and reenact subdivisions c and f of subsection 1 of section 40-63-03 and subsection 5 of section 40-63-07 of the North Dakota Century Code, relating to extension of the duration of a renaissance zone program, available income tax credits for renaissance zone investments, and designation of additional blocks as part of a renaissance zone; and to provide an effective date.

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

Reps. Sukut, Hatlestad introduced:

**HB 1429:** A BILL for an Act to create and enact a new section to chapter 57-38 and a new subdivision to subsection 7 of section 57-38-30.3 of the North Dakota Century Code, relating to an income tax credit to provide a sales tax rebate to taxpayers; and to provide an effective date.

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

Reps. Thoreson, DeKrey, Klemin, Koppelman and Sens. Dotzenrod, Nething introduced:

**HB 1430:** A BILL for an Act to create and enact chapter 32-46 of the North Dakota Century Code, relating to successor corporation asbestos-related liabilities.

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

Reps. Gruchalla, Dahl, Karls, Onstad, Ruby and Sen. Anderson introduced:

**HB 1431:** A BILL for an Act to create and enact a new section to chapter 39-08 and a new paragraph to subdivision b of subsection 3 of section 39-06.1-10 of the North Dakota Century Code, relating to a penalty for failure to submit to testing; to amend and reenact sections 39-06.1-06, 39-08-03.1, 39-08-09, 39-08-22, and 39-09-01 of the North Dakota Century Code, relating to fees for traffic offenses; and to provide a penalty.

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

Reps. Boehning, Myxter, Thoreson and Sen. Pomeroy introduced:

**HB 1432:** A BILL for an Act to amend and reenact section 12.1-20-25 of the North Dakota Century Code, relating to sexual offenders near schools, public parks, and licensed early childhood facilities.

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

Reps. S. Meyer, N. Johnson, Schatz, Wald and Sens. Nodland, Wardner introduced:

**HB 1433:** A BILL for an Act to amend and reenact section 50-24.4-16 of the North Dakota Century Code, relating to nursing home rates; to provide an appropriation; and to declare an emergency.

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

Reps. Dahl, Griffin, Wall and Sens. Fiebiger, Nething, Robinson introduced:

**HB 1434:** A BILL for an Act to create and enact a new section to chapter 15-10 of the North Dakota Century Code, relating to endowment funds at institutions of higher education; and to provide an appropriation.

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

Reps. Schatz, Grande, Mueller and Sens. Dever, Dotzenrod, G. Lee introduced:

**HB 1435:** A BILL for an Act to amend and reenact section 15.1-21-02.2 of the North Dakota Century Code, relating to inclusion of the Declaration of Independence and the United States Constitution in the high school social studies curriculum.

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

Reps. Carlson, Boucher, Monson and Sens. Stenehjem, O'Connell introduced:

**HB 1436:** A BILL for an Act to amend and reenact sections 1-02-06.1, 1-02-09, and 1-02-09.2, subsection 1 of section 4-05.1-16, subsection 6 of section 4-35-30, section 15-10-12.1, subsection 13 of section 16.1-01-14, sections 16.1-01-17, 23-12-10.2, 26.1-21-07, 28-32-03, 28-32-06, 28-32-07, 28-32-10, 28-32-15, 28-32-17, 28-32-18, 28-32-18.1, 28-32-19, and 28-32-20, subsection 4 of section 28-32-42, subsection 3 of section 34-11.1-01, sections 44-04-18.6, 44-08-18, 46-02-05, 46-02-10, 46-03-10, 46-03-11, 46-03-11.1, 46-03-11.2, 46-03-15, 46-03-19, and 48-08-04, subsection 4 of section 49-23-03, sections 50-24.1-02.5, 54-03-19.2, 54-03-28, and 54-03.1-02, subsection 4 of section 54-06-04, section 54-06-15, subsection 4 of section 54-06-25, sections 54-21-17.1, 54-35-02, 54-35-02.2, 54-35-03, 54-35-06, 54-35-11, 54-35-12, 54-35-13, 54-35-15, and 54-35-19, subsection 2 of section 54-35-22, and sections 54-35-23, 54-35-24, 54-35.2-03, 54-44.1-12.1, 54-55-01, 54-59-11, and 65-02-01.1 of the North Dakota Century Code, relating to differentiation between the legislative council and legislative services as an agency of the legislative branch.

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

Reps. Kreidt, Bellew, Nelson, Pollert, Wieland introduced:

**HB 1437:** A BILL for an Act to create and enact a new subdivision to subsection 2 of section 12-60-24 and a new section to chapter 43-34 of the North Dakota Century Code, relating to criminal history record checks of nursing home administrators; and to amend and reenact subsection 1 of section 43-34-02 and sections 43-34-03, 43-34-05, 43-34-11, and 43-34-12 of the North Dakota Century Code, relating to licensing of nursing home administrators.

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

Reps. D. Johnson, Gruchalla, Hofstad and Sens. Fiebiger, G. Lee, Oehlke introduced:

**HB 1438:** A BILL for an Act to create and enact a new section to chapter 39-06.2 of the North Dakota Century Code, relating to a temporary nonresident commercial driver's license; and to amend and reenact section 39-06.2-08 of the North Dakota Century Code, relating to an application for a commercial driver's license.

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

Reps. Kempenich, Grande, Kasper, Williams and Sen. Wardner introduced:

**HB 1439:** A BILL for an Act to amend and reenact section 16.1-13-08 of the North Dakota Century Code, relating to filling a vacancy in the office of United States senator.

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

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

**Buell J. Reich, Chief Clerk**