

## JOURNAL OF THE SENATE

## Sixty-first Legislative Assembly

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Bismarck, January 23, 2009

The Senate convened at 1:00 p.m., with President Pro Tem Fischer presiding.

The prayer was offered by Reverend Deanna Reikow, First Presbyterian Church, Mandan.

The roll was called and all members were present except Senators Erbele, Grindberg, Taylor, and Wanzek.

A quorum was declared by the President.

## CONSIDERATION OF AMENDMENTS

**SB 2129: SEN. MILLER (Agriculture Committee) MOVED** that the amendments on SJ page 147 be adopted and then be **REREFERRED** to the **Appropriations Committee** with **DO PASS**, which motion prevailed.

## CONSIDERATION OF AMENDMENTS

**SB 2202: SEN. BAKKE (Education Committee) MOVED** that the amendments on SJ pages 148-150 be adopted and then be **REREFERRED** to the **Appropriations Committee** with **DO PASS**, which motion prevailed.

## CONSIDERATION OF AMENDMENTS

**SB 2162: SEN. DEVER (Human Services Committee) MOVED** that the amendments on SJ pages 147-148 be adopted and then be **REREFERRED** to the **Appropriations Committee** with **DO PASS**, which motion prevailed.

## CONSIDERATION OF AMENDMENTS

**SB 2212: SEN. BAKKE (Education Committee) MOVED** that the amendments on SJ page 150 be adopted and then be **REREFERRED** to the **Appropriations Committee** with **DO PASS**, which motion prevailed.

## CONSIDERATION OF AMENDMENTS

**SB 2060: SEN. POTTER (Industry, Business and Labor Committee) MOVED** that the amendments on SJ page 146 be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed.

## CONSIDERATION OF AMENDMENTS

**SB 2076: SEN. FLAKOLL (Education Committee) MOVED** that the amendments on SJ page 146 be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed.

## CONSIDERATION OF AMENDMENTS

**SB 2098: SEN. DEVER (Human Services Committee) MOVED** that the amendments on SJ pages 146-147 be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed.

## CONSIDERATION OF AMENDMENTS

**SB 2166: SEN. G. LEE (Education Committee) MOVED** that the amendments on SJ page 148 be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed.

## CONSIDERATION OF AMENDMENTS

**SB 2183: SEN. O'CONNELL (Education Committee) MOVED** that the amendments on SJ page 148 be adopted and then be placed on the Eleventh order with **DO NOT PASS**, which motion prevailed.

## CONSIDERATION OF AMENDMENTS

**SB 2235: SEN. BEHM (Industry, Business and Labor Committee) MOVED** that the amendments on SJ page 150 be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed.

**MOTION**

**SEN. CHRISTMANN MOVED** that SCR 4007 be returned to the Senate floor from the **Judiciary Committee** for the purpose of withdrawal, which motion prevailed.

**REQUEST**

**SEN. MARCELLAIS REQUESTED** the unanimous consent of the Senate to withdraw SCR 4007. There being no objection, it was so ordered by the President.

**SECOND READING OF SENATE BILL**

**SB 2029:** A BILL for an Act to amend and reenact section 54-35-24 of the North Dakota Century Code, relating to the expiration date of the commission on alternatives to incarceration; 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 43 YEAS, 0 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

**YEAS:** Anderson; Andrist; Bakke; Behm; Bowman; Christmann; Cook; Dever; Dotzenrod; Fiebiger; Fischer; Flakoll; Freborg; Heckaman; Hogue; Holmberg; Horne; Kilzer; Klein; Krauter; Krebsbach; Lee, G.; Lee, J.; Lindaas; Lyson; Marcellais; Mathern; Miller; Nelson; Nething; Nodland; O'Connell; Oehlke; Olafson; Pomeroy; Potter; Robinson; Schneider; Seymour; Stenehjerm; Triplett; Wardner; Warner

**ABSENT AND NOT VOTING:** Erbele; Grindberg; Taylor; Wanzek

Engrossed SB 2029 passed, the title was agreed to, and the emergency clause was declared carried.

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**SECOND READING OF SENATE BILL**

**SB 2071:** A BILL for an Act to amend and reenact section 65-01-03 of the North Dakota Century Code, relating to the workers' compensation presumption of employment.

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

**YEAS:** Anderson; Andrist; Bakke; Behm; Bowman; Christmann; Cook; Dever; Dotzenrod; Fiebiger; Fischer; Flakoll; Freborg; Heckaman; Hogue; Holmberg; Horne; Kilzer; Klein; Krauter; Krebsbach; Lee, G.; Lee, J.; Lindaas; Lyson; Marcellais; Mathern; Miller; Nelson; Nething; Nodland; O'Connell; Oehlke; Olafson; Pomeroy; Potter; Robinson; Schneider; Seymour; Stenehjerm; Triplett; Wardner; Warner

**ABSENT AND NOT VOTING:** Erbele; Grindberg; Taylor; Wanzek

Engrossed SB 2071 passed and the title was agreed to.

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**SECOND READING OF SENATE BILL**

**SB 2099:** A BILL for an Act to create and enact subsection 5 of section 43-25-02 of the North Dakota Century Code, relating to the definition of remote education; to amend and reenact subsection 2 of section 43-25-02 and sections 43-25-03, 43-25-04, 43-25-05, 43-25-05.1, 43-25-06, 43-25-07, 43-25-09, 43-25-10, 43-25-13, 43-25-14, and 43-25-18 of the North Dakota Century Code, relating to regulating the practice of massage.

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

**YEAS:** Anderson; Andrist; Bakke; Behm; Bowman; Christmann; Cook; Dever; Dotzenrod; Fiebiger; Fischer; Flakoll; Freborg; Heckaman; Hogue; Holmberg; Horne; Kilzer; Klein; Krauter; Krebsbach; Lee, G.; Lee, J.; Lindaas; Lyson; Marcellais; Mathern; Miller; Nelson; Nething; Nodland; O'Connell; Oehlke; Olafson; Pomeroy; Potter; Robinson; Schneider; Seymour; Stenehjerm; Triplett; Wardner; Warner

**ABSENT AND NOT VOTING:** Erbele; Grindberg; Taylor; Wanzek

SB 2099 passed and the title was agreed to.

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### **SECOND READING OF SENATE BILL**

**SB 2130:** A BILL for an Act to amend and reenact section 52-04-22 of the North Dakota Century Code, relating to the federal advance interest repayment 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 42 YEAS, 1 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

**YEAS:** Anderson; Andrist; Bakke; Behm; Bowman; Christmann; Cook; Dever; Dotzenrod; Fiebiger; Fischer; Flakoll; Freborg; Heckaman; Hogue; Holmberg; Horne; Kilzer; Klein; Krauter; Krebsbach; Lee, G.; Lee, J.; Lindaas; Lyson; Marcellais; Mathern; Miller; Nelson; Nething; Nodland; O'Connell; Oehlke; Olafson; Pomeroy; Robinson; Schneider; Seymour; Stenehjerm; Triplett; Wardner; Warner

**NAYS:** Potter

**ABSENT AND NOT VOTING:** Erbele; Grindberg; Taylor; Wanzek

SB 2130 passed and the title was agreed to.

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### **SECOND READING OF SENATE BILL**

**SB 2153:** A BILL for an Act to create and enact a new subsection to section 39-03.1-09, a new subdivision to subsection 9 of section 39-03.1-11, a new subsection to section 54-52-05, and a new subdivision to subsection 9 of section 54-52-17 of the North Dakota Century Code, relating to payment of employee contributions and retirement benefits under the highway patrolmen's retirement plan and the public employees retirement system; to amend and reenact subsection 1 of section 21-10-01, section 39-03.1-08.2, subdivision a of subsection 1 of section 39-03.1-10.1, section 39-03.1-11.2, subsection 4 of section 54-52-03, subsections 6 and 7 of section 54-52-17, section 54-52-28, subsection 7 of section 54-52.1-03, and section 54-52.1-03.4 of the North Dakota Century Code, relating to membership of the state investment board, purchase of service credit, member refunds, Internal Revenue Code compliance, and board elections under the highway patrolmen's retirement plan and the public employees retirement system, and participation and employer payments under the uniform group insurance program; 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 43 YEAS, 0 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

**YEAS:** Anderson; Andrist; Bakke; Behm; Bowman; Christmann; Cook; Dever; Dotzenrod; Fiebiger; Fischer; Flakoll; Freborg; Heckaman; Hogue; Holmberg; Horne; Kilzer; Klein; Krauter; Krebsbach; Lee, G.; Lee, J.; Lindaas; Lyson; Marcellais; Mathern; Miller; Nelson; Nething; Nodland; O'Connell; Oehlke; Olafson; Pomeroy; Potter; Robinson; Schneider; Seymour; Stenehjerm; Triplett; Wardner; Warner

**ABSENT AND NOT VOTING:** Erbele; Grindberg; Taylor; Wanzek

SB 2153 passed and the title was agreed to.

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### **SECOND READING OF SENATE BILL**

**SB 2180:** A BILL for an Act to amend and reenact section 43-17-02.1 of the North Dakota Century Code, relating to limitation on prescribing drugs by physician assistants.

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

**YEAS:** Anderson; Andrist; Bakke; Behm; Bowman; Christmann; Cook; Dever; Dotzenrod; Fiebiger; Fischer; Flakoll; Freborg; Heckaman; Hogue; Holmberg; Horne; Kilzer; Klein; Krauter; Krebsbach; Lee, G.; Lee, J.; Lindaas; Lyson; Marcellais; Mathern; Miller; Nelson; Nothing; Nodland; O'Connell; Oehlke; Olafson; Pomeroy; Potter; Robinson; Schneider; Seymour; Stenehjem; Triplett; Wardner; Warner

**ABSENT AND NOT VOTING:** Erbele; Grindberg; Taylor; Wanzek

SB 2180 passed and the title was agreed to.

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**SECOND READING OF SENATE BILL**

**SB 2179:** A BILL for an Act to amend and reenact subsection 7 of section 16.1-03-20 of the North Dakota Century Code, relating to participation in presidential preference caucuses.

**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 38 YEAS, 5 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

**YEAS:** Anderson; Andrist; Bakke; Behm; Bowman; Cook; Dever; Dotzenrod; Fiebiger; Fischer; Flakoll; Freborg; Heckaman; Hogue; Holmberg; Horne; Kilzer; Klein; Krauter; Krebsbach; Lindaas; Lyson; Marcellais; Mathern; Miller; Nelson; Nodland; O'Connell; Oehlke; Olafson; Pomeroy; Potter; Robinson; Schneider; Seymour; Triplett; Wardner; Warner

**NAYS:** Christmann; Lee, G.; Lee, J.; Nothing; Stenehjem

**ABSENT AND NOT VOTING:** Erbele; Grindberg; Taylor; Wanzek

SB 2179 passed and the title was agreed to.

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**SECOND READING OF SENATE BILL**

**SB 2191:** A BILL for an Act to amend and reenact subsection 23 of section 40-05-02 of the North Dakota Century Code, relating to a city lien on unfit 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 43 YEAS, 0 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

**YEAS:** Anderson; Andrist; Bakke; Behm; Bowman; Christmann; Cook; Dever; Dotzenrod; Fiebiger; Fischer; Flakoll; Freborg; Heckaman; Hogue; Holmberg; Horne; Kilzer; Klein; Krauter; Krebsbach; Lee, G.; Lee, J.; Lindaas; Lyson; Marcellais; Mathern; Miller; Nelson; Nothing; Nodland; O'Connell; Oehlke; Olafson; Pomeroy; Potter; Robinson; Schneider; Seymour; Stenehjem; Triplett; Wardner; Warner

**ABSENT AND NOT VOTING:** Erbele; Grindberg; Taylor; Wanzek

SB 2191 passed and the title was agreed to.

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**SECOND READING OF SENATE BILL**

**SB 2200:** A BILL for an Act to amend and reenact section 43-23-08.2 of the North Dakota Century Code, relating to continuing education requirements for real estate brokers and salespersons.

**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 42 YEAS, 1 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

**YEAS:** Anderson; Andrist; Bakke; Behm; Bowman; Christmann; Cook; Dever; Dotzenrod; Fiebiger; Fischer; Flakoll; Freborg; Heckaman; Hogue; Holmberg; Horne; Kilzer; Klein; Krauter; Krebsbach; Lee, G.; Lee, J.; Lindaas; Lyson; Marcellais; Mathern; Miller; Nelson; Nothing; Nodland; O'Connell; Oehlke; Olafson; Pomeroy; Potter; Robinson; Schneider; Seymour; Triplett; Wardner; Warner

**NAYS:** Stenehjem

**ABSENT AND NOT VOTING:** Erbele; Grindberg; Taylor; Wanzek

SB 2200 passed and the title was agreed to.

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**SECOND READING OF SENATE BILL**

**SB 2204:** A BILL for an Act to amend and reenact sections 18-05-01, 18-05-04, 18-05-05, 18-05-06, 18-05-07, 18-05-09, 18-05-10, 18-05-12, and 18-05-13 of the North Dakota Century Code, relating to rural fire department firefighters relief associations.

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

**YEAS:** Anderson; Andrist; Bakke; Behm; Bowman; Christmann; Cook; Dever; Dotzenrod; Fiebiger; Fischer; Flakoll; Freborg; Heckaman; Hogue; Holmberg; Horne; Kilzer; Klein; Krauter; Krebsbach; Lee, G.; Lee, J.; Lindaas; Lyson; Marcellais; Mathern; Miller; Nelson; Nothing; Nodland; O'Connell; Oehlke; Olafson; Pomeroy; Potter; Robinson; Schneider; Seymour; Stenehjem; Triplett; Wardner; Warner

**ABSENT AND NOT VOTING:** Erbele; Grindberg; Taylor; Wanzek

SB 2204 passed and the title was agreed to.

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**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 2036, SB 2055, SB 2058, SB 2169, SB 2172, SB 2181, SB 2215, SB 2220, SCR 4003.

**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 1026, HB 1170, HB 1196, HB 1199, HB 1209.

**MOTION**

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

**MOTION**

**SEN. CHRISTMANN MOVED** that the Senate be on the Fourth, Fifth, Ninth, and Thirteenth orders of business and at the conclusion of those orders, the Senate stand adjourned until 1:00 p.m., Monday, January 26, 2009, which motion prevailed.

**REPORT OF STANDING COMMITTEE**

**SB 2049: 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** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2049 was placed on the Sixth order on the calendar.

Page 1, line 16, replace "shall" with "may contract with a third party to"

Page 1, line 17, replace "Contract with a third party for completing" with "Complete"

Page 2, line 1, after "stipend" insert ", not to exceed one hundred dollars per day,"

Renumber accordingly

**REPORT OF STANDING COMMITTEE**

**SB 2050: Human Services Committee (Sen. J. Lee, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2050 was placed on the Sixth order on the calendar.

Page 1, line 2, remove "and"

Page 1, line 6, after "operations" insert "; and to provide for a legislative council study"

Page 3, line 12, overstrike "property taxes for support of" and insert immediately thereafter "a special"

Page 3, line 13, after the first "services" insert "or ambulance service levy" and overstrike "emergency medical services operation" and insert immediately thereafter "ambulance service"

Page 3, line 15, replace "which is equal to the revenue from mills levied" with ". The taxing district shall allocate the special tax levy revenue to each ambulance service based upon the taxable value of the property within each township of the taxing district, allocating the taxable value of each township to the ambulance service that serves the largest area within that township"

Page 3, remove line 16

Page 3, line 17, remove "medical services operation"

Page 3, line 22, after "operations" insert "in a manner consistent with the protocols established by the department of emergency services"

Page 3, after line 22, insert:

**"SECTION 5. LEGISLATIVE COUNCIL STUDY - EMERGENCY MEDICAL SERVICES.** The legislative council shall consider studying, during the 2009-10 interim, the emergency medical services funding system within the state, including state and local emergency medical services and ambulance services funding and the feasibility and desirability of transitioning to a statewide funding formula. The legislative council shall report its findings and recommendations, together with any legislation required to implement the recommendations, to the sixty-second legislative assembly."

Renumber accordingly

**REPORT OF STANDING COMMITTEE**

**SB 2065: Transportation Committee (Sen. G. Lee, Chairman)** recommends **BE PLACED ON THE CALENDAR WITHOUT RECOMMENDATION** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2065 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**SB 2066: Transportation Committee (Sen. G. Lee, Chairman)** recommends **DO NOT PASS** (5 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). SB 2066 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**SB 2140: Natural Resources Committee (Sen. Lyson, Chairman)** recommends **DO PASS** (5 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING). SB 2140 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**SB 2150: Transportation Committee (Sen. G. Lee, Chairman)** recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2150 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**SB 2164: Human Services Committee (Sen. J. Lee, Chairman)** recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2164 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**SB 2165: Natural Resources Committee (Sen. Lyson, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS**

(7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2165 was placed on the Sixth order on the calendar.

Page 1, line 2, remove the first "and"

Page 1, line 3, after "requirements" insert "; and to declare an emergency"

Page 2, after line 2, insert:

**"SECTION 3. EMERGENCY.** This Act is declared to be an emergency measure."

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

**SB 2167: Political Subdivisions Committee (Sen. Andrist, Chairman)** recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2167 was placed on the Eleventh order on the calendar.

#### REPORT OF STANDING COMMITTEE

**SB 2203: Agriculture Committee (Sen. Flakoll, Chairman)** recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (6 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). SB 2203 was rereferred to the **Appropriations Committee**.

#### REPORT OF STANDING COMMITTEE

**SB 2208: Agriculture Committee (Sen. Flakoll, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (6 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). SB 2208 was placed on the Sixth order on the calendar.

Page 1, line 9, overstrike the first comma and insert immediately thereafter "grown in this state or sold to a first purchaser. An assessment at the rate of three cents per hundredweight [45.36 kilograms] must be levied and imposed upon all"

Page 1, line 10, overstrike ", and an" and insert immediately thereafter ". An"

Page 2, line 26, overstrike "oilseeds, other than flax," and insert immediately thereafter "sunflowers"

Page 2, after line 29, insert:

"3. An assessment at the rate of three cents per hundredweight [45.36 kilograms] is imposed upon all other oilseeds grown in this state or sold to a first purchaser."

Renumber accordingly

#### FIRST READING OF SENATE BILLS

Sens. Nelson, Horne, Potter and Reps. Dahl, Mock, Schneider introduced:

**SB 2369:** A BILL for an Act to create and enact chapter 57-65 of the North Dakota Century Code, relating to refund of rent constituting property taxes for eligible individuals; and to provide an effective date.

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

Sens. Fischer, Mathern, Hogue, Wardner and Reps. Conrad, Wieland introduced:

**SB 2370:** A BILL for an Act to amend and reenact sections 25-03.1-09, 25-03.1-10, and 25-03.1-13 of the North Dakota Century Code, relating to mental health commitment costs.

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

Sens. Miller, Bowman, Flakoll and Reps. Froelich, Kilichowski, Kingsbury introduced:

**SB 2371:** A BILL for an Act to amend and reenact sections 63-01.1-06 and 63-01.1-07.6 of the North Dakota Century Code or in the alternative to amend and reenact section 16 of House Bill No. 1026, as approved by the sixty-first legislative assembly, relating to funding limits for certain noxious weed programs.

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

Sens. Wanzek, Dotzenrod, Klein and Reps. Belter, Monson, Schneider introduced:

**SB 2372:** A BILL for an Act to create and enact a new section to chapter 54-34.3 of the North Dakota Century Code, relating to the promotion of life science industries.

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

Sens. Krebsbach, Grindberg, Robinson and Reps. Glassheim, Klein, Wald introduced:

**SB 2373:** A BILL for an Act to amend and reenact section 5-03-08 of the North Dakota Century Code, relating to a grape and wine program fund; and to provide a continuing appropriation.

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

Sens. Cook, Hogue, Oehlke and Reps. Grande, L. Meier, Nathe introduced:

**SB 2374:** A BILL for an Act to create and enact a new subsection to section 57-39.2-04 of the North Dakota Century Code, relating to a sales and use tax exemption for aircraft repair parts; and to provide an effective date.

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

#### **FIRST READING OF SENATE CONCURRENT RESOLUTION**

Sens. Mathern, Lyson and Reps. Boe, Kroeber, Nelson introduced:

**SCR 4010:** A concurrent resolution directing the Legislative Council to study mass, public, and special needs transportation, including the creation of local passenger rail transportation and bus transportation within this state.

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

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

**Fran A. Gronberg, Secretary**