

## JOURNAL OF THE HOUSE

## Sixty-second Legislative Assembly

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Bismarck, February 22, 2011

The House convened at 9:00 a.m., with Speaker Drovdal presiding.

The prayer was offered by Rep. David Rust, District 2, Tioga.

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

A quorum was declared by the Speaker.

## SIXTH ORDER OF BUSINESS

**SPEAKER DROVDAL DEEMED** approval of the amendments to HB 1002, HB 1007, HB 1009, Engrossed HB 1049, Engrossed HB 1129, Engrossed HB 1269, HB 1292, HB 1302, HB 1318, Engrossed HB 1322, HB 1350, HB 1363, HB 1379, HB 1398, HB 1429, HB 1455, and HCR 3026.

HCR 3026, as amended, was placed on the Tenth order of business on the calendar.

HB 1002, HB 1007, HB 1009, Engrossed HB 1049, Engrossed HB 1129, Engrossed HB 1269, HB 1292, HB 1302, HB 1318, Engrossed HB 1322, HB 1350, HB 1363, HB 1379, HB 1398, HB 1429, and HB 1455, as amended, were placed on the Eleventh order of business on the calendar for the succeeding legislative day.

## SIXTH ORDER OF BUSINESS

**HB 1011: REP. KEMPENICH (Appropriations Committee) MOVED** that the amendments on HJ pages 688-689 be adopted and then be placed on the Eleventh order with **DO PASS**.

## REQUEST

**REP. KALDOR REQUESTED** a verification vote, which request was granted.

The question being on the motion to adopt the amendments to HB 1011, the motion prevailed on a verification vote.

## MOTION

**REP. VIGESAA MOVED** that HB 1011, as amended, be moved to the bottom of the Eleventh order, which motion prevailed.

## SECOND READING OF HOUSE BILL

**HB 1194:** A BILL for an Act to create and enact chapter 57-15.1 of the North Dakota Century Code, relating to truth in property taxation and determination and application of a certified tax rate for cities, counties, school districts, and city park districts; 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 46 YEAS, 47 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

**YEAS:** Beadle; Bellew; Belter; Boehning; Brabandt; Brandenburg; Carlson; Clark; Delzer; Dosch; Froseth; Grande; Hatlestad; Headland; Heller; Hofstad; Hunskor; Johnson, D.; Karls; Kasper; Kelsch, R.; Kingsbury; Klein; Koppelman; Kreidt; Kretschmar; Louser; Martinson; Meier, L.; Nathe; Owens; Paur; Pollert; Porter; Rohr; Ruby; Schatz; Schmidt; Skarphol; Streyle; Thoreson; Trottier; Vigesaa; Weiler; Wrangham; Speaker Drovdal

**NAYS:** Amerman; Anderson; Boe; Conklin; Dahl; Damschen; DeKrey; Delmore; Devlin; Frantsvog; Glassheim; Gruchalla; Guggisberg; Hanson; Hawken; Heilman; Hogan; Holman; Johnson, N.; Kaldor; Keiser; Kelsh, J.; Kelsh, S.; Kempenich; Kilichowski;

Klemin; Kreun; Kroeber; Maragos; Metcalf; Meyer, S.; Mock; Monson; Mueller; Nelson, J.; Nelson, M.; Onstad; Pietsch; Rust; Sanford; Steiner; Sukut; Wall; Weisz; Wieland; Williams; Winrich

**ABSENT AND NOT VOTING:** Zaiser

Engrossed HB 1194 lost.

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#### **SECOND READING OF HOUSE BILL**

**HB 1227:** A BILL for an Act to amend and reenact section 57-20-07.1 of the North Dakota Century Code, relating to property tax statement inclusion of information to identify the dollar amount of property tax relief provided through legislative appropriation; 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 87 YEAS, 5 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Anderson; Beadle; Bellew; Belter; Boe; Boehning; Brabandt; Brandenburg; Carlson; Clark; Dahl; DeKrey; Delmore; Delzer; Devlin; Dosch; Frantsvog; Froseth; Glassheim; Grande; Gruchalla; Guggisberg; Hanson; Hatlestad; Hawken; Headland; Heilman; Heller; Hofstad; Hogan; Holman; Hunsakor; Johnson, D.; Kaldor; Karls; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kilichowski; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kreun; Kroeber; Louser; Maragos; Martinson; Meier, L.; Metcalf; Meyer, S.; Mock; Monson; Mueller; Nathe; Nelson, J.; Onstad; Owens; Paur; Pietsch; Pollert; Porter; Rohr; Ruby; Rust; Sanford; Schatz; Schmidt; Skarphol; Steiner; Streyle; Sukut; Thoreson; Trottier; Vigasaa; Wall; Weiler; Weisz; Wieland; Williams; Winrich; Wrangham; Speaker Drovdal

**NAYS:** Amerman; Conklin; Johnson, N.; Kelsh, J.; Nelson, M.

**ABSENT AND NOT VOTING:** Damschen; Zaiser

Engrossed HB 1227 passed.

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#### **SECOND READING OF HOUSE BILL**

**HB 1256:** A BILL for an Act to create and enact a new subsection to section 39-01-01, a new paragraph to subdivision b of subsection 3 of section 39-06.1-10, and a new section to chapter 39-08 of the North Dakota Century Code, relating to demerit points and using an electronic communication device; to amend and reenact subsection 1 of section 39-06-03 and sections 39-06-04, 39-06-17, and 39-06.1-09 of the North Dakota Century Code, relating to a graduated operator's license and a moving violation; and to provide for application.

#### **ROLL CALL**

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 71 YEAS, 22 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Anderson; Beadle; Bellew; Boehning; Brabandt; Carlson; Clark; Conklin; Dahl; Delmore; Devlin; Dosch; Frantsvog; Froseth; Glassheim; Gruchalla; Guggisberg; Hanson; Hatlestad; Hawken; Heilman; Heller; Hofstad; Hogan; Holman; Hunsakor; Johnson, D.; Johnson, N.; Kaldor; Karls; Keiser; Kelsch, R.; Kelsh, J.; Kelsh, S.; Kilichowski; Kingsbury; Klein; Klemin; Koppelman; Kreun; Kroeber; Maragos; Martinson; Meier, L.; Metcalf; Mock; Mueller; Nathe; Nelson, J.; Nelson, M.; Onstad; Owens; Paur; Porter; Rohr; Ruby; Sanford; Schatz; Schmidt; Skarphol; Steiner; Streyle; Sukut; Vigasaa; Wall; Wieland; Williams; Winrich; Wrangham; Speaker Drovdal

**NAYS:** Belter; Boe; Brandenburg; Damschen; DeKrey; Delzer; Grande; Headland; Kasper;

Kempenich; Kreidt; Kretschmar; Louser; Meyer, S.; Monson; Pietsch; Pollert; Rust; Thoreson; Trottier; Weiler; Weisz

**ABSENT AND NOT VOTING:** Zaiser

Engrossed HB 1256 passed.

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#### SECOND READING OF HOUSE BILL

**HB 1321:** A BILL for an Act to amend and reenact sections 19-20.1-06, 19-20.2-03, 19-20.2-07, 19-20.2-07.1, 19-20.2-08.4, 19-20.2-09, and 19-20.2-11 of the North Dakota Century Code, relating to anhydrous ammonia facility inspections; and to repeal section 19-20.2-08.1 of the North Dakota Century Code, relating to the anhydrous ammonia storage facility inspection fund.

#### 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 93 YEAS, 0 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Anderson; Beadle; Bellew; Belter; Boe; Boehning; Brabandt; Brandenburg; Carlson; Clark; Conklin; Dahl; Damschen; DeKrey; Delmore; Delzer; Devlin; Dosch; Frantsvog; Froseth; Glassheim; Grande; Gruchalla; Guggisberg; Hanson; Hatlestad; Hawken; Headland; Heilman; Heller; Hofstad; Hogan; Holman; Hunskor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsch, R.; Kelsh, J.; Kelsh, S.; Kempenich; Kilichowski; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kreun; Kroeber; Louser; Maragos; Martinson; Meier, L.; Metcalf; Meyer, S.; Mock; Monson; Mueller; Nathe; Nelson, J.; Nelson, M.; Onstad; Owens; Paur; Pietsch; Pollert; Porter; Rohr; Ruby; Rust; Sanford; Schatz; Schmidt; Skarphol; Steiner; Streyle; Sukut; Thoreson; Trottier; Vigasaa; Wall; Weiler; Weisz; Wieland; Williams; Winrich; Wrangham; Speaker Drovdal

**ABSENT AND NOT VOTING:** Zaiser

Reengrossed HB 1321 passed.

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#### SECOND READING OF HOUSE BILL

**HB 1331:** A BILL for an Act to amend and reenact sections 40-23-05, 40-23-07, 40-23.1-01, and 40-23.1-04 of the North Dakota Century Code, relating to restriction of the amount of an improvement which may be paid by levy of special assessments; to provide for a legislative management study; 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 47 YEAS, 46 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

**YEAS:** Beadle; Belter; Boehning; Brabandt; Brandenburg; Carlson; Clark; DeKrey; Delzer; Devlin; Dosch; Froseth; Grande; Headland; Heller; Hofstad; Johnson, D.; Karls; Kasper; Kelsch, R.; Kempenich; Klein; Koppelman; Kreidt; Louser; Martinson; Meier, L.; Nathe; Owens; Pietsch; Porter; Rohr; Rust; Schatz; Schmidt; Skarphol; Streyle; Thoreson; Trottier; Vigasaa; Wall; Weiler; Weisz; Wieland; Williams; Wrangham; Speaker Drovdal

**NAYS:** Amerman; Anderson; Bellew; Boe; Conklin; Dahl; Damschen; Delmore; Frantsvog; Glassheim; Gruchalla; Guggisberg; Hanson; Hatlestad; Hawken; Heilman; Hogan; Holman; Hunskor; Johnson, N.; Kaldor; Keiser; Kelsh, J.; Kelsh, S.; Kilichowski; Kingsbury; Klemin; Kretschmar; Kreun; Kroeber; Maragos; Metcalf; Meyer, S.; Mock; Monson; Mueller; Nelson, J.; Nelson, M.; Onstad; Paur; Pollert; Ruby; Sanford; Steiner; Sukut; Winrich

**ABSENT AND NOT VOTING:** Zaiser

Engrossed HB 1331 lost for want of a Constitutional majority.

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### SECOND READING OF HOUSE BILL

**HB 1362:** A BILL for an Act to provide for oil and gas impact loans from the legacy fund and to provide for repayment; 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 NOT PASS, the roll was called and there were 25 YEAS, 68 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Boe; Conklin; Delmore; Glassheim; Gruchalla; Guggisberg; Hanson; Hatlestad; Hogan; Holman; Hunsakor; Kaldor; Kelsh, J.; Kelsh, S.; Kilichowski; Kroeber; Metcalf; Meyer, S.; Mock; Mueller; Nelson, M.; Onstad; Williams; Winrich

**NAYS:** Anderson; Beadle; Bellew; Belter; Boehning; Brabandt; Brandenburg; Carlson; Clark; Dahl; Damschen; DeKrey; Delzer; Devlin; Dosch; Frantsvog; Froseth; Grande; Hawken; Headland; Heilman; Heller; Hofstad; Johnson, D.; Johnson, N.; Karls; Kasper; Keiser; Kelsch, R.; Kempenich; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kreun; Louser; Maragos; Martinson; Meier, L.; Monson; Nathe; Nelson, J.; Owens; Paur; Pietsch; Pollert; Porter; Rohr; Ruby; Rust; Sanford; Schatz; Schmidt; Skarphol; Steiner; Streyle; Sukut; Thoreson; Trottier; Vigesaa; Wall; Weiler; Weisz; Wieland; Wrangham; Speaker Drovdal

**ABSENT AND NOT VOTING:** Zaiser

Engrossed HB 1362 lost.

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### SECOND READING OF HOUSE BILL

**HB 1422:** A BILL for an Act to create and enact a new section to chapter 23-01 of the North Dakota Century Code, relating to electronic drug prior authorization standards; and to provide for a report to the legislative management.

### 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 91 YEAS, 2 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Anderson; Beadle; Bellew; Belter; Boe; Boehning; Brabandt; Brandenburg; Carlson; Clark; Conklin; Dahl; Damschen; DeKrey; Delmore; Delzer; Devlin; Dosch; Frantsvog; Froseth; Glassheim; Grande; Gruchalla; Guggisberg; Hanson; Hatlestad; Hawken; Headland; Heilman; Heller; Hofstad; Hogan; Holman; Hunsakor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsch, R.; Kelsh, J.; Kelsh, S.; Kempenich; Kilichowski; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kreun; Kroeber; Maragos; Martinson; Meier, L.; Metcalf; Meyer, S.; Mock; Monson; Mueller; Nathe; Nelson, J.; Nelson, M.; Onstad; Owens; Pietsch; Pollert; Porter; Rohr; Ruby; Rust; Sanford; Schatz; Schmidt; Skarphol; Steiner; Streyle; Sukut; Thoreson; Trottier; Vigesaa; Wall; Weiler; Weisz; Wieland; Williams; Winrich; Wrangham; Speaker Drovdal

**NAYS:** Louser; Paur

**ABSENT AND NOT VOTING:** Zaiser

Engrossed HB 1422 passed.

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### SECOND READING OF HOUSE BILL

**HB 1017:** A BILL for an Act to provide an appropriation for defraying the expenses of the office of administrative hearings.

**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; Anderson; Beadle; Bellew; Belter; Boe; Boehning; Brabandt; Brandenburg; Carlson; Clark; Conklin; Dahl; Damschen; DeKrey; Delmore; Delzer; Devlin; Dosch; Frantsvog; Froseth; Glassheim; Grande; Gruchalla; Guggisberg; Hanson; Hatlestad; Hawken; Headland; Heilman; Heller; Hofstad; Hogan; Holman; Hunskor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsch, R.; Kelsh, J.; Kelsh, S.; Kempenich; Kilichowski; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kreun; Kroeber; Louser; Maragos; Martinson; Meier, L.; Metcalf; Meyer, S.; Mock; Monson; Mueller; Nelson, J.; Nelson, M.; Onstad; Owens; Paur; Pietsch; Pollert; Porter; Rohr; Ruby; Rust; Sanford; Schatz; Schmidt; Skarphol; Steiner; Streyle; Sukut; Thoreson; Trottier; Vigasaa; Wall; Weiler; Weisz; Wieland; Williams; Winrich; Wrangham; Speaker Drovdal

**ABSENT AND NOT VOTING:** Nathe; Zaiser

HB 1017 passed.

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**SECOND READING OF HOUSE BILL**

**HB 1036:** A BILL for an Act to provide for a legislative management study of developmental education issues affecting higher education.

**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; Anderson; Beadle; Bellew; Belter; Boe; Boehning; Brabandt; Brandenburg; Carlson; Clark; Conklin; Dahl; Damschen; DeKrey; Delmore; Devlin; Dosch; Frantsvog; Froseth; Glassheim; Grande; Gruchalla; Guggisberg; Hanson; Hatlestad; Hawken; Headland; Heilman; Heller; Hofstad; Hogan; Holman; Hunskor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsch, R.; Kelsh, J.; Kelsh, S.; Kempenich; Kilichowski; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kreun; Kroeber; Louser; Maragos; Martinson; Meier, L.; Metcalf; Meyer, S.; Mock; Monson; Mueller; Nathe; Nelson, J.; Nelson, M.; Onstad; Owens; Paur; Pietsch; Pollert; Porter; Rohr; Ruby; Rust; Sanford; Schatz; Schmidt; Skarphol; Steiner; Streyle; Sukut; Thoreson; Trottier; Vigasaa; Wall; Weiler; Weisz; Wieland; Williams; Winrich; Wrangham; Speaker Drovdal

**ABSENT AND NOT VOTING:** Delzer; Zaiser

HB 1036 passed.

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**SECOND READING OF HOUSE BILL**

**HB 1074:** A BILL for an Act to amend and reenact subsection 1 of section 15.1-29-14 and section 15.1-32-19 of the North Dakota Century Code, relating to school district reimbursement for boarding care costs; to provide an effective date; to provide an expiration date; 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 93 YEAS, 0 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Anderson; Beadle; Bellew; Belter; Boe; Boehning; Brabandt; Brandenburg; Carlson; Clark; Conklin; Dahl; Damschen; DeKrey; Delmore; Delzer; Devlin; Dosch; Frantsvog; Froseth; Glassheim; Grande; Gruchalla; Guggisberg; Hanson; Hatlestad; Hawken; Headland; Heilman; Heller; Hofstad; Hogan; Holman;

Hunskor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsch, R.; Kelsh, J.; Kelsh, S.; Kempenich; Kilichowski; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kreun; Kroeber; Louser; Maragos; Martinson; Meier, L.; Metcalf; Meyer, S.; Mock; Monson; Mueller; Nathe; Nelson, J.; Nelson, M.; Onstad; Owens; Paur; Pietsch; Pollert; Porter; Rohr; Ruby; Rust; Sanford; Schatz; Schmidt; Skarphol; Steiner; Streyle; Sukut; Thoreson; Trotter; Vigasaa; Wall; Weiler; Weisz; Wieland; Williams; Winrich; Wrangham; Speaker Drovda

**ABSENT AND NOT VOTING:** Zaiser

Engrossed HB 1074 passed and the emergency clause was declared carried.

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### SECOND READING OF HOUSE BILL

**HB 1154:** A BILL for an Act to amend and reenact section 15.1-21-02.6 of the North Dakota Century Code, relating to eligibility for North Dakota scholarships.

### 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 52 YEAS, 41 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

**YEAS:** Beadle; Bellew; Belter; Boehning; Brabandt; Brandenburg; Carlson; Clark; Dahl; Damschen; DeKrey; Delzer; Devlin; Dosch; Froseth; Grande; Guggisberg; Hatlestad; Hawken; Headland; Heilman; Heller; Hogan; Karls; Kasper; Keiser; Kempenich; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Louser; Mock; Nathe; Nelson, M.; Paur; Pollert; Rohr; Ruby; Schatz; Schmidt; Skarphol; Steiner; Streyle; Sukut; Thoreson; Trotter; Weiler; Weisz; Wieland; Wrangham

**NAYS:** Amerman; Anderson; Boe; Conklin; Delmore; Frantsvog; Glassheim; Gruchalla; Hanson; Hofstad; Holman; Hunskor; Johnson, D.; Johnson, N.; Kaldor; Kelsch, R.; Kelsh, J.; Kelsh, S.; Kilichowski; Kingsbury; Kreun; Kroeber; Maragos; Martinson; Meier, L.; Metcalf; Meyer, S.; Monson; Mueller; Nelson, J.; Onstad; Owens; Pietsch; Porter; Rust; Sanford; Vigasaa; Wall; Williams; Winrich; Speaker Drovda

**ABSENT AND NOT VOTING:** Zaiser

HB 1154 passed.

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### SECOND READING OF HOUSE BILL

**HB 1169:** A BILL for an Act to amend and reenact section 50-24.4-07 of the North Dakota Century Code, relating to nonallowable costs in nursing home ratesetting.

### 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; Anderson; Beadle; Bellew; Belter; Boe; Boehning; Brabandt; Brandenburg; Carlson; Clark; Conklin; Dahl; Damschen; DeKrey; Delmore; Delzer; Devlin; Dosch; Frantsvog; Froseth; Glassheim; Grande; Gruchalla; Guggisberg; Hanson; Hatlestad; Hawken; Headland; Heilman; Heller; Hofstad; Hogan; Holman; Hunskor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsch, R.; Kelsh, J.; Kelsh, S.; Kempenich; Kilichowski; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kreun; Kroeber; Louser; Maragos; Martinson; Meier, L.; Metcalf; Meyer, S.; Mock; Monson; Mueller; Nathe; Nelson, J.; Nelson, M.; Onstad; Owens; Paur; Pietsch; Pollert; Porter; Rohr; Ruby; Rust; Sanford; Schatz; Schmidt; Skarphol; Steiner; Streyle; Sukut; Thoreson; Trotter; Vigasaa; Wall; Weiler; Weisz; Wieland; Williams; Winrich; Wrangham; Speaker Drovda

**ABSENT AND NOT VOTING:** Zaiser

HB 1169 passed.

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### SECOND READING OF HOUSE BILL

**HB 1405:** A BILL for an Act to create and enact a new section to chapter 39-05 of the North Dakota Century Code, relating to damaged out-of-state vehicles.

### 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 79 YEAS, 14 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

**YEAS:** Anderson; Beadle; Bellew; Belter; Boehning; Brabandt; Brandenburg; Carlson; Clark; Dahl; Damschen; DeKrey; Delmore; Delzer; Devlin; Dosch; Frantsovog; Froseth; Grande; Hanson; Hatlestad; Hawken; Headland; Heilman; Heller; Hofstad; Holman; Johnson, D.; Johnson, N.; Karls; Kasper; Keiser; Kelsch, R.; Kelsh, J.; Kempenich; Kilichowski; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kreun; Kroeber; Louser; Maragos; Martinson; Meier, L.; Metcalf; Mock; Monson; Mueller; Nathe; Nelson, J.; Owens; Paur; Pietsch; Pollert; Porter; Rohr; Ruby; Rust; Sanford; Schatz; Schmidt; Skarphol; Steiner; Streyle; Sukut; Thoreson; Trottier; Vigasaa; Wall; Weiler; Weisz; Wieland; Williams; Wrangham; Speaker Drovda

**NAYS:** Amerman; Boe; Conklin; Glassheim; Gruchalla; Guggisberg; Hogan; Hunskor; Kaldor; Kelsh, S.; Meyer, S.; Nelson, M.; Onstad; Winrich

**ABSENT AND NOT VOTING:** Zaiser

HB 1405 passed.

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### SECOND READING OF HOUSE BILL

**HB 1462:** A BILL for an Act to create and enact a new section to chapter 6-09.10 of the North Dakota Century Code, relating to compensation for members of the credit review board; to amend and reenact sections 4-24-13, 6-08.1-02, 6-08.1-03, 6-09.10-01, 6-09.10-02, 6-09.10-02.1, 6-09.10-03, 6-09.10-04, 6-09.10-04.1, 6-09.10-06, 6-09.10-10, 6-09.10-11, and 6-09.11-04 of the North Dakota Century Code, relating to the agricultural mediation service; to repeal sections 6-09.10-05, 6-09.10-07, 6-09.10-08, and 6-09.11-10 of the North Dakota Century Code, relating to the home-quarter fund; and to provide an appropriation.

### 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 84 YEAS, 9 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Anderson; Beadle; Bellew; Belter; Boe; Boehning; Brabandt; Brandenburg; Carlson; Clark; Conklin; Dahl; Damschen; DeKrey; Delmore; Delzer; Devlin; Dosch; Frantsovog; Froseth; Glassheim; Grande; Hanson; Hatlestad; Hawken; Heilman; Heller; Hofstad; Holman; Hunskor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsch, R.; Kelsh, J.; Kempenich; Kilichowski; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kreun; Kroeber; Louser; Maragos; Martinson; Meier, L.; Metcalf; Meyer, S.; Mock; Monson; Mueller; Nathe; Nelson, J.; Nelson, M.; Onstad; Owens; Pietsch; Pollert; Porter; Rohr; Ruby; Rust; Sanford; Schatz; Schmidt; Skarphol; Steiner; Streyle; Sukut; Thoreson; Vigasaa; Weiler; Weisz; Wieland; Winrich; Wrangham; Speaker Drovda

**NAYS:** Gruchalla; Guggisberg; Headland; Hogan; Kelsh, S.; Paur; Trottier; Wall; Williams

**ABSENT AND NOT VOTING:** Zaiser

Engrossed HB 1462 passed.

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**MOTION**

**REP. VIGESAA MOVED** that the House stand in recess until 12:30 p.m., which motion prevailed.

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

**SECOND READING OF HOUSE BILL**

**HB 1465:** A BILL for an Act to create and enact six new sections to chapter 15.1-19 of the North Dakota Century Code, relating to the prevention of bullying in public schools.

**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 76 YEAS, 18 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Anderson; Beadle; Bellew; Belter; Boe; Brandenburg; Carlson; Clark; Conklin; Dahl; Damschen; DeKrey; Delmore; Devlin; Frantsvog; Froseth; Glassheim; Grande; Gruchalla; Guggisberg; Hanson; Hatlestad; Hawken; Heilman; Hofstad; Hogan; Holman; Hunskor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsch, R.; Kelsh, J.; Kelsh, S.; Kempenich; Kilichowski; Kingsbury; Klein; Klemin; Kretschmar; Kreun; Kroeber; Maragos; Martinson; Meier, L.; Metcalf; Meyer, S.; Mock; Monson; Mueller; Nelson, J.; Nelson, M.; Onstad; Owens; Paur; Pietsch; Porter; Ruby; Rust; Sanford; Schmidt; Skarphol; Steiner; Sukut; Vigesaa; Wall; Weisz; Wieland; Williams; Winrich; Zaiser; Speaker Drovdal

**NAYS:** Boehning; Brabandt; Delzer; Dosch; Headland; Heller; Koppelman; Kreidt; Louser; Nathe; Pollert; Rohr; Schatz; Streyle; Thoreson; Trottier; Weiler; Wrangham

Engrossed HB 1465 passed.

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**SECOND READING OF HOUSE BILL**

**HB 1147:** A BILL for an Act to create and enact a new section to chapter 15.1-07 of the North Dakota Century Code, relating to school district bullying policies.

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

**YEAS:** Amerman; Conklin; Delmore; Glassheim; Gruchalla; Hanson; Holman; Kaldor; Kelsh, S.; Kroeber; Meyer, S.; Mock; Mueller; Nelson, M.; Zaiser

**NAYS:** Anderson; Beadle; Bellew; Belter; Boe; Boehning; Brabandt; Brandenburg; Carlson; Clark; Dahl; Damschen; DeKrey; Delzer; Devlin; Dosch; Frantsvog; Froseth; Grande; Guggisberg; Hatlestad; Hawken; Headland; Heilman; Heller; Hofstad; Hogan; Hunskor; Johnson, D.; Johnson, N.; Karls; Kasper; Keiser; Kelsch, R.; Kelsh, J.; Kilichowski; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kreun; Louser; Maragos; Martinson; Meier, L.; Metcalf; Monson; Nathe; Nelson, J.; Onstad; Owens; Paur; Pietsch; Pollert; Porter; Rohr; Ruby; Rust; Sanford; Schatz; Schmidt; Skarphol; Steiner; Streyle; Sukut; Thoreson; Trottier; Vigesaa; Wall; Weiler; Weisz; Wieland; Williams; Winrich; Wrangham; Speaker Drovdal

**ABSENT AND NOT VOTING:** Kempenich

HB 1147 lost.

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**SECOND READING OF HOUSE BILL**

**HB 1250:** A BILL for an Act to create and enact two new sections to chapter 15.1-19 of the North Dakota Century Code, relating to school district bullying policies.



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

**YEAS:** Conklin; Delzer; Dosch; Gruchalla; Hatlestad; Heller; Holman; Kasper; Koppelman; Meier, L.; Mock; Rohr; Schatz; Thoreson; Wrangham

**NAYS:** Amerman; Anderson; Beadle; Bellew; Belter; Boe; Boehning; Brabandt; Brandenburg; Carlson; Clark; Dahl; Damschen; DeKrey; Delmore; Devlin; Frantsovog; Froseth; Glassheim; Grande; Guggisberg; Hanson; Hawken; Headland; Heilman; Hofstad; Hogan; Hunskor; Johnson, D.; Johnson, N.; Kaldor; Karls; Keiser; Kelsch, R.; Kelsh, J.; Kelsh, S.; Kilichowski; Kingsbury; Klein; Klemin; Kreidt; Kretschmar; Kreun; Kroeber; Louser; Maragos; Martinson; Metcalf; Meyer, S.; Monson; Mueller; Nathe; Nelson, J.; Nelson, M.; Onstad; Owens; Paur; Pietsch; Pollert; Porter; Ruby; Rust; Sanford; Schmidt; Skarphol; Steiner; Streyle; Sukut; Trotter; Vigasaa; Wall; Weiler; Weisz; Wieland; Williams; Winrich; Zaiser; Speaker Drovda

**ABSENT AND NOT VOTING:** Kempenich

HB 1250 lost.

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**SECOND READING OF HOUSE BILL**

**HB 1125:** A BILL for an Act to create and enact a new section to chapter 26.1-02 of the North Dakota Century Code, relating to compliance with federal law by health insurers; to provide for application; 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 93 YEAS, 0 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Anderson; Beadle; Bellew; Belter; Boe; Boehning; Brabandt; Brandenburg; Carlson; Clark; Conklin; Dahl; Damschen; DeKrey; Delmore; Delzer; Devlin; Dosch; Frantsovog; Froseth; Glassheim; Grande; Gruchalla; Guggisberg; Hanson; Hatlestad; Hawken; Headland; Heilman; Heller; Hofstad; Hogan; Holman; Hunskor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsch, R.; Kelsh, J.; Kelsh, S.; Kilichowski; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kreun; Kroeber; Louser; Maragos; Martinson; Meier, L.; Metcalf; Meyer, S.; Mock; Monson; Mueller; Nathe; Nelson, J.; Nelson, M.; Onstad; Owens; Paur; Pietsch; Pollert; Porter; Rohr; Ruby; Rust; Sanford; Schatz; Schmidt; Skarphol; Steiner; Streyle; Sukut; Thoreson; Trotter; Vigasaa; Wall; Weiler; Weisz; Wieland; Williams; Winrich; Wrangham; Zaiser; Speaker Drovda

**ABSENT AND NOT VOTING:** Kempenich

Engrossed HB 1125 passed and the emergency clause was declared carried.

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**SECOND READING OF HOUSE BILL**

**HB 1126:** A BILL for an Act to create and enact chapter 26.1-54 of the North Dakota Century Code, relating to the creation of a health insurance exchange; to provide an appropriation; to provide for application; 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 91 YEAS, 3 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Anderson; Beadle; Bellew; Belter; Boe; Boehning; Brabandt; Brandenburg; Carlson; Clark; Conklin; Dahl; Damschen; DeKrey; Delmore; Devlin;

Dosch; Frantsvog; Froseth; Glassheim; Grande; Gruchalla; Guggisberg; Hanson; Hatlestad; Hawken; Headland; Heilman; Heller; Hofstad; Hogan; Holman; Hunskor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsch, R.; Kelsh, J.; Kelsh, S.; Kilichowski; Kingsbury; Klein; Klemin; Koppelman; Kretschmar; Kreun; Kroeber; Louser; Maragos; Martinson; Meier, L.; Metcalf; Meyer, S.; Mock; Monson; Mueller; Nathe; Nelson, J.; Nelson, M.; Onstad; Owens; Paur; Pietsch; Pollert; Porter; Rohr; Ruby; Rust; Sanford; Schatz; Schmidt; Skarphol; Steiner; Streyle; Sukut; Thoreson; Trottier; Vigasaa; Wall; Weiler; Weisz; Wieland; Williams; Winrich; Wrangham; Zaiser; Speaker Drovda

**NAYS:** Delzer; Kempenich; Kreidt

Engrossed HB 1126 passed and the emergency clause was declared carried.

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### SECOND READING OF HOUSE BILL

**HB 1127:** A BILL for an Act to create and enact two new sections to chapter 26.1-36 of the North Dakota Century Code, relating to health carrier external appeals and internal claims and appeals procedures; to amend and reenact sections 26.1-03-01, 26.1-26.4-01, and 26.1-36-44 of the North Dakota Century Code, relating to limitation on health insurance company risks, utilization review, and independent external reviews; to provide for application; 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 93 YEAS, 1 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Anderson; Beadle; Bellew; Belter; Boe; Boehning; Brabandt; Brandenburg; Carlson; Clark; Conklin; Dahl; Damschen; DeKrey; Delmore; Delzer; Devlin; Dosch; Frantsvog; Froseth; Glassheim; Grande; Gruchalla; Guggisberg; Hanson; Hatlestad; Hawken; Headland; Heilman; Heller; Hofstad; Hogan; Holman; Hunskor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsch, R.; Kelsh, J.; Kelsh, S.; Kempenich; Kilichowski; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kreun; Kroeber; Louser; Maragos; Martinson; Meier, L.; Metcalf; Meyer, S.; Mock; Monson; Mueller; Nathe; Nelson, J.; Onstad; Owens; Paur; Pietsch; Pollert; Porter; Rohr; Ruby; Rust; Sanford; Schatz; Schmidt; Skarphol; Steiner; Streyle; Sukut; Thoreson; Trottier; Vigasaa; Wall; Weiler; Weisz; Wieland; Williams; Winrich; Wrangham; Zaiser; Speaker Drovda

**NAYS:** Nelson, M.

Engrossed HB 1127 passed and the emergency clause was declared carried.

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### SECOND READING OF HOUSE BILL

**HB 1029:** A BILL for an Act to create and enact a new section to chapter 15.1-06 and sections 15.1-06-06.1, 15.1-06-06.2, and 15.1-06-06.3 of the North Dakota Century Code, relating to school approval and safety requirements; to amend and reenact sections 15.1-02-11, 15.1-06-06, 15.1-13-18, 15.1-13-19, and 15.1-13-25 of the North Dakota Century Code, relating to school approval; to repeal sections 15.1-27-08 and 15.1-27-09 of the North Dakota Century Code, relating to payment reductions for unaccredited schools; to provide an effective date; 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 94 YEAS, 0 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Anderson; Beadle; Bellew; Belter; Boe; Boehning; Brabandt; Brandenburg; Carlson; Clark; Conklin; Dahl; Damschen; DeKrey; Delmore; Delzer; Devlin; Dosch; Frantsvog; Froseth; Glassheim; Grande; Gruchalla; Guggisberg;

Hanson; Hatlestad; Hawken; Headland; Heilman; Heller; Hofstad; Hogan; Holman; Hunsakor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsch, R.; Kelsh, J.; Kelsh, S.; Kempenich; Kilichowski; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kreun; Kroeber; Louser; Maragos; Martinson; Meier, L.; Metcalf; Meyer, S.; Mock; Monson; Mueller; Nathe; Nelson, J.; Nelson, M.; Onstad; Owens; Paur; Pietsch; Pollert; Porter; Rohr; Ruby; Rust; Sanford; Schatz; Schmidt; Skarphol; Steiner; Streyle; Sukut; Thoreson; Trottier; Vigasaa; Wall; Weiler; Weisz; Wieland; Williams; Winrich; Wrangham; Zaiser; Speaker Drovdal

Engrossed HB 1029 passed and the emergency clause was declared carried.

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### SECOND READING OF HOUSE BILL

**HB 1143:** A BILL for an Act to amend and reenact section 15.1-21-02.1 of the North Dakota Century Code, relating to world history as a required high school course; 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 44 YEAS, 50 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

**YEAS:** Anderson; Beadle; Bellew; Boehning; Brabandt; Brandenburg; Carlson; Clark; Damschen; Dosch; Frantsvog; Glassheim; Grande; Hatlestad; Heilman; Heller; Hofstad; Kaldor; Karls; Kasper; Kempenich; Kilichowski; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Meier, L.; Nathe; Owens; Rohr; Ruby; Rust; Sanford; Schatz; Schmidt; Skarphol; Steiner; Streyle; Sukut; Thoreson; Weiler; Wrangham

**NAYS:** Amerman; Belter; Boe; Conklin; Dahl; DeKrey; Delmore; Delzer; Devlin; Froseth; Gruchalla; Guggisberg; Hanson; Hawken; Headland; Hogan; Holman; Hunsakor; Johnson, D.; Johnson, N.; Keiser; Kelsch, R.; Kelsh, J.; Kelsh, S.; Kreun; Kroeber; Louser; Maragos; Martinson; Metcalf; Meyer, S.; Mock; Monson; Mueller; Nelson, J.; Nelson, M.; Onstad; Paur; Pietsch; Pollert; Porter; Trottier; Vigasaa; Wall; Weisz; Wieland; Williams; Winrich; Zaiser; Speaker Drovdal

Engrossed HB 1143 lost.

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### SECOND READING OF HOUSE BILL

**HB 1211:** A BILL for an Act to amend and reenact sections 15.1-23-01, 15.1-23-02, 15.1-23-03, 15.1-23-06, 15.1-23-08, and 15.1-23-17 of the North Dakota Century Code, relating to home education.

### ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 75 YEAS, 19 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

**YEAS:** Anderson; Beadle; Bellew; Belter; Boe; Boehning; Brabandt; Brandenburg; Carlson; Clark; Conklin; Dahl; Damschen; DeKrey; Delzer; Devlin; Dosch; Frantsvog; Froseth; Grande; Hatlestad; Hawken; Headland; Heilman; Heller; Hofstad; Hunsakor; Johnson, D.; Johnson, N.; Karls; Kasper; Keiser; Kelsch, R.; Kempenich; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kreun; Louser; Maragos; Martinson; Meier, L.; Meyer, S.; Monson; Nathe; Nelson, J.; Nelson, M.; Owens; Paur; Pietsch; Pollert; Porter; Rohr; Ruby; Rust; Sanford; Schatz; Schmidt; Skarphol; Steiner; Streyle; Sukut; Thoreson; Trottier; Vigasaa; Wall; Weiler; Weisz; Wieland; Williams; Wrangham; Speaker Drovdal

**NAYS:** Amerman; Delmore; Glassheim; Gruchalla; Guggisberg; Hanson; Hogan; Holman; Kaldor; Kelsh, J.; Kelsh, S.; Kilichowski; Kroeber; Metcalf; Mock; Mueller; Onstad; Winrich; Zaiser

Engrossed HB 1211 passed.

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### SECOND READING OF HOUSE BILL

**HB 1229:** A BILL for an Act to create and enact a new section to chapter 15.1-21 of the North Dakota Century Code, relating to abstinence-based concepts within the school health curriculum.

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

**YEAS:** Anderson; Beadle; Bellew; Belter; Boe; Boehning; Brabandt; Brandenburg; Carlson; Clark; Conklin; Dahl; Damschen; DeKrey; Delmore; Delzer; Devlin; Dosch; Frantsvog; Froseth; Glassheim; Grande; Gruchalla; Guggisberg; Hatlestad; Hawken; Headland; Heilman; Heller; Hofstad; Hogan; Holman; Hunskor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsch, R.; Kelsh, J.; Kelsh, S.; Kempenich; Kilichowski; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kreun; Kroeber; Louser; Maragos; Martinson; Meier, L.; Metcalf; Meyer, S.; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; Owens; Paur; Pietsch; Pollert; Porter; Rohr; Ruby; Rust; Sanford; Schatz; Schmidt; Skarphol; Steiner; Streyle; Sukut; Thoreson; Trottier; Vigasaa; Wall; Weiler; Weisz; Wieland; Williams; Wrangham; Zaiser; Speaker Drovdal

**NAYS:** Amerman; Hanson; Mueller; Onstad; Winrich

Engrossed HB 1229 passed.

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### SECOND READING OF HOUSE BILL

**HB 1248:** A BILL for an Act to create and enact a new section to chapter 15.1-19 of the North Dakota Century Code, relating to educational transfers involving children of military families.

### 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 94 YEAS, 0 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Anderson; Beadle; Bellew; Belter; Boe; Boehning; Brabandt; Brandenburg; Carlson; Clark; Conklin; Dahl; Damschen; DeKrey; Delmore; Delzer; Devlin; Dosch; Frantsvog; Froseth; Glassheim; Grande; Gruchalla; Guggisberg; Hanson; Hatlestad; Hawken; Headland; Heilman; Heller; Hofstad; Hogan; Holman; Hunskor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsch, R.; Kelsh, J.; Kelsh, S.; Kempenich; Kilichowski; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kreun; Kroeber; Louser; Maragos; Martinson; Meier, L.; Metcalf; Meyer, S.; Mock; Monson; Mueller; Nathe; Nelson, J.; Nelson, M.; Onstad; Owens; Paur; Pietsch; Pollert; Porter; Rohr; Ruby; Rust; Sanford; Schatz; Schmidt; Skarphol; Steiner; Streyle; Sukut; Thoreson; Trottier; Vigasaa; Wall; Weiler; Weisz; Wieland; Williams; Winrich; Wrangham; Zaiser; Speaker Drovdal

Engrossed HB 1248 passed.

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### SECOND READING OF HOUSE BILL

**HB 1410:** A BILL for an Act to amend and reenact section 50-25.1-05 of the North Dakota Century Code, relating to interviews of children in cases of abuse or neglect.

### 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 23 YEAS,

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

**YEAS:** Bellew; Belter; Damschen; DeKrey; Delzer; Grande; Headland; Heller; Karls; Kasper; Kempenich; Koppelman; Kreidt; Monson; Nelson, J.; Paur; Pietsch; Pollert; Rohr; Ruby; Trottier; Weisz; Wrangham

**NAYS:** Amerman; Anderson; Beadle; Boe; Boehning; Brabandt; Brandenburg; Carlson; Clark; Conklin; Dahl; Delmore; Devlin; Dosch; Frantsvog; Froseth; Glassheim; Gruchalla; Guggisberg; Hanson; Hatlestad; Hawken; Heilman; Hofstad; Hogan; Holman; Hunskor; Johnson, D.; Johnson, N.; Kaldor; Keiser; Kelsch, R.; Kelsh, J.; Kelsh, S.; Kilichowski; Kingsbury; Klein; Klemin; Kretschmar; Kreun; Kroeber; Louser; Maragos; Martinson; Meier, L.; Metcalf; Meyer, S.; Mock; Mueller; Nathe; Nelson, M.; Onstad; Owens; Porter; Rust; Sanford; Schatz; Schmidt; Skarphol; Steiner; Streyle; Sukut; Thoreson; Vigesaa; Wall; Weiler; Wieland; Williams; Winrich; Zaiser; Speaker Drovdal

Engrossed HB 1410 lost.

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#### MOTION

**REP. VIGESAA MOVED** that HB 1006, HB 1333, HB 1022, HB 1024, HB 1001, HB 1005, HB 1008, and HB 1010 be moved to the bottom of the calendar, which motion prevailed.

#### SECOND READING OF HOUSE BILL

**HB 1434:** A BILL for an Act to amend and reenact section 43-15-35 of the North Dakota Century Code, relating to permits to operate pharmacies.

#### 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 26 YEAS, 68 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

**YEAS:** Beadle; Bellew; Boehning; Carlson; Clark; Dahl; Dosch; Grande; Hawken; Heilman; Kelsch, R.; Klemin; Koppelman; Maragos; Martinson; Meier, L.; Nathe; Nelson, J.; Owens; Porter; Ruby; Streyle; Thoreson; Weiler; Wieland; Zaiser

**NAYS:** Amerman; Anderson; Belter; Boe; Brabandt; Brandenburg; Conklin; Damschen; DeKrey; Delmore; Delzer; Devlin; Frantsvog; Froseth; Glassheim; Gruchalla; Guggisberg; Hanson; Hatlestad; Headland; Heller; Hofstad; Hogan; Holman; Hunskor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsh, J.; Kelsh, S.; Kempenich; Kilichowski; Kingsbury; Klein; Kreidt; Kretschmar; Kreun; Kroeber; Louser; Metcalf; Meyer, S.; Mock; Monson; Mueller; Nelson, M.; Onstad; Paur; Pietsch; Pollert; Rohr; Rust; Sanford; Schatz; Schmidt; Skarphol; Steiner; Sukut; Trottier; Vigesaa; Wall; Weisz; Williams; Winrich; Wrangham; Speaker Drovdal

HB 1434 lost.

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#### MOTION

**REP. VIGESAA MOVED** that the House stand in recess until 3:00 p.m., which motion prevailed.

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

#### SECOND READING OF HOUSE CONCURRENT RESOLUTION

**HCR 3015:** A concurrent resolution reaffirming North Dakota's sovereignty under the 10th Amendment to the Constitution of the United States and to demand the federal government halt its practice of assuming powers and imposing mandates on the states for purposes not enumerated in the Constitution of the United States.

#### ROLL CALL

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

committee recommendation of DO PASS. The roll was called and there were 57 YEAS, 36 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING

**YEAS:** Anderson; Beadle; Bellew; Belter; Boehning; Brabandt; Brandenburg; Carlson; Clark; Damschen; DeKrey; Delzer; Dosch; Froseth; Grande; Hatlestad; Headland; Heilman; Heller; Hofstad; Johnson, D.; Karls; Kasper; Keiser; Kelsch, R.; Kempenich; Kingsbury; Klemin; Koppelman; Kreidt; Kreun; Louser; Maragos; Martinson; Meier, L.; Monson; Nathe; Owens; Paur; Pollert; Porter; Rohr; Ruby; Rust; Sanford; Schatz; Schmidt; Skarphol; Steiner; Streyle; Sukut; Thoreson; Trottier; Vigesaa; Weiler; Wieland; Wrangham

**NAYS:** Amerman; Boe; Conklin; Dahl; Delmore; Devlin; Frantsvog; Glassheim; Gruchalla; Guggisberg; Hanson; Hawken; Hogan; Holman; Hunskor; Johnson, N.; Kaldor; Kelsh, J.; Kelsh, S.; Kilichowski; Klein; Kretschmar; Kroeber; Metcalf; Meyer, S.; Mock; Mueller; Nelson, J.; Nelson, M.; Onstad; Pietsch; Wall; Weisz; Williams; Winrich; Speaker Drovda

**ABSENT AND NOT VOTING:** Zaiser

HCR 3015 was declared adopted on a recorded roll call vote.

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### SECOND READING OF HOUSE BILL

**HB 1047:** A BILL for an Act to amend and reenact sections 57-15-01.1, 57-64-01, 57-64-02, 57-64-03, and 57-64-04 of the North Dakota Century Code, relating to allocation of state funding to school districts for mill levy reduction grants and property tax levies of school districts; to repeal chapter 57-16 of the North Dakota Century Code, relating to certain excess levies of school districts; to provide an appropriation; to provide for transfers; 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 86 YEAS, 8 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Anderson; Beadle; Bellew; Belter; Boe; Boehning; Brabandt; Brandenburg; Carlson; Clark; Conklin; Dahl; DeKrey; Delmore; Delzer; Devlin; Dosch; Frantsvog; Froseth; Glassheim; Grande; Gruchalla; Guggisberg; Hanson; Hatlestad; Hawken; Headland; Heilman; Heller; Hofstad; Hogan; Holman; Johnson, D.; Johnson, N.; Karls; Kasper; Keiser; Kelsch, R.; Kelsh, J.; Kelsh, S.; Kilichowski; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kreun; Kroeber; Louser; Maragos; Martinson; Meier, L.; Metcalf; Meyer, S.; Mock; Mueller; Nathe; Nelson, J.; Nelson, M.; Onstad; Owens; Paur; Pietsch; Pollert; Porter; Rohr; Ruby; Sanford; Schatz; Schmidt; Skarphol; Streyle; Sukut; Thoreson; Trottier; Vigesaa; Wall; Weisz; Wieland; Williams; Winrich; Wrangham; Zaiser; Speaker Drovda

**NAYS:** Damschen; Hunskor; Kaldor; Kempenich; Monson; Rust; Steiner; Weiler

Engrossed HB 1047 passed.

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### SECOND READING OF HOUSE BILL

**HB 1060:** A BILL for an Act to amend and reenact subsection 2 of section 15-69-05 of the North Dakota Century Code, relating to the reporting requirements of a center of excellence.

### 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 0 YEAS, 93 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

**NAYS:** Amerman; Anderson; Beadle; Bellew; Belter; Boe; Boehning; Brabandt;

Brandenburg; Carlson; Clark; Conklin; Dahl; Damschen; DeKrey; Delmore; Delzer; Devlin; Dosch; Frantsvog; Froseth; Glassheim; Grande; Gruchalla; Guggisberg; Hanson; Hatlestad; Hawken; Headland; Heilman; Heller; Hofstad; Hogan; Holman; Hunskor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsch, R.; Kelsh, J.; Kelsh, S.; Kempenich; Kilichowski; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kreun; Kroeber; Maragos; Martinson; Meier, L.; Metcalf; Meyer, S.; Mock; Monson; Mueller; Nathe; Nelson, J.; Nelson, M.; Onstad; Owens; Paur; Pietsch; Pollert; Porter; Rohr; Ruby; Rust; Sanford; Schatz; Schmidt; Skarphol; Steiner; Streyle; Sukut; Thoreson; Trottier; Vigasaa; Wall; Weiler; Weisz; Wieland; Williams; Winrich; Wrangham; Zaiser; Speaker Drovdal

**ABSENT AND NOT VOTING:** Louser

HB 1060 lost.

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### SECOND READING OF HOUSE BILL

**HB 1044:** A BILL for an Act to create and enact a new chapter to title 23 of the North Dakota Century Code, relating to ambulance operations areas, emergency medical services funding areas, and state financial assistance for emergency medical services; to repeal chapter 23-40 of the North Dakota Century Code, relating to emergency medical services allocations; to provide a statement of legislative intent; to provide an appropriation; 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 89 YEAS, 4 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Anderson; Beadle; Belter; Boe; Boehning; Brabandt; Brandenburg; Carlson; Clark; Conklin; Dahl; Damschen; DeKrey; Delmore; Devlin; Dosch; Frantsvog; Froseth; Glassheim; Grande; Gruchalla; Guggisberg; Hanson; Hatlestad; Hawken; Headland; Heilman; Heller; Hofstad; Hogan; Holman; Hunskor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsch, R.; Kelsh, J.; Kelsh, S.; Kempenich; Kilichowski; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kreun; Kroeber; Maragos; Martinson; Meier, L.; Metcalf; Meyer, S.; Mock; Monson; Mueller; Nathe; Nelson, J.; Nelson, M.; Onstad; Owens; Paur; Pietsch; Pollert; Porter; Rohr; Rust; Sanford; Schatz; Schmidt; Skarphol; Steiner; Streyle; Sukut; Thoreson; Trottier; Vigasaa; Wall; Weiler; Weisz; Wieland; Williams; Winrich; Zaiser; Speaker Drovdal

**NAYS:** Bellew; Delzer; Ruby; Wrangham

**ABSENT AND NOT VOTING:** Louser

Reengrossed HB 1044 passed.

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### SECOND READING OF HOUSE BILL

**HB 1175:** A BILL for an Act to create and enact a new subdivision to subsection 8 of section 26.1-04-03 of the North Dakota Century Code, relating to limitations on insurance rebates; and to amend and reenact sections 26.1-04-06 and 26.1-25-16 of the North Dakota Century Code, relating to limitations on insurance rebates.

### 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 92 YEAS, 1 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Anderson; Beadle; Bellew; Belter; Boe; Boehning; Brabandt; Brandenburg; Carlson; Clark; Conklin; Dahl; Damschen; DeKrey; Delmore; Delzer; Devlin; Dosch; Frantsvog; Froseth; Glassheim; Grande; Gruchalla; Guggisberg; Hanson; Hatlestad; Hawken; Headland; Heilman; Heller; Hofstad; Hogan; Holman;

Hunskor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsch, R.; Kelsh, J.; Kelsh, S.; Kempenich; Kilichowski; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kreun; Kroeber; Maragos; Martinson; Meier, L.; Metcalf; Meyer, S.; Mock; Monson; Mueller; Nathe; Nelson, J.; Nelson, M.; Onstad; Owens; Paur; Pietsch; Pollert; Porter; Rohr; Ruby; Rust; Sanford; Schatz; Schmidt; Skarphol; Steiner; Streyle; Sukut; Thoreson; Trotter; Vigasaa; Wall; Weiler; Weisz; Wieland; Williams; Wrangham; Zaiser; Speaker Drovda

**NAYS:** Winrich

**ABSENT AND NOT VOTING:** Louser

Engrossed HB 1175 passed.

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## SECOND READING OF HOUSE BILL

**HB 1199:** A BILL for an Act to provide for a study of guardianship services for vulnerable adults in the state.

### 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 93 YEAS, 0 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Anderson; Beadle; Bellew; Belter; Boe; Boehning; Brabandt; Brandenburg; Carlson; Clark; Conklin; Dahl; Damschen; DeKrey; Delmore; Delzer; Devlin; Dosch; Frantsvog; Froseth; Glassheim; Grande; Gruchalla; Guggisberg; Hanson; Hatlestad; Hawken; Headland; Heilman; Heller; Hofstad; Hogan; Holman; Hunskor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsch, R.; Kelsh, J.; Kelsh, S.; Kempenich; Kilichowski; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kreun; Kroeber; Maragos; Martinson; Meier, L.; Metcalf; Meyer, S.; Mock; Monson; Mueller; Nathe; Nelson, J.; Nelson, M.; Onstad; Owens; Paur; Pietsch; Pollert; Porter; Rohr; Ruby; Rust; Sanford; Schatz; Schmidt; Skarphol; Steiner; Streyle; Sukut; Thoreson; Trotter; Vigasaa; Wall; Weiler; Weisz; Wieland; Williams; Winrich; Wrangham; Zaiser; Speaker Drovda

**ABSENT AND NOT VOTING:** Louser

Reengrossed HB 1199 passed.

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## SECOND READING OF HOUSE BILL

**HB 1234:** A BILL for an Act to create and enact sections 34-11.1-04.3, 34-11.1-04.4, 34-11.1-04.5, and 34-11.1-04.6 of the North Dakota Century Code, relating to whistleblower protection for public employees; and to amend and reenact section 34-11.1-04 of the North Dakota Century Code, relating to whistleblower protection for public employees.

### ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 24 YEAS, 69 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Boe; Conklin; Delmore; Glassheim; Gruchalla; Guggisberg; Hanson; Hogan; Holman; Hunskor; Kaldor; Kelsh, J.; Kelsh, S.; Kroeber; Metcalf; Meyer, S.; Mock; Mueller; Nelson, M.; Onstad; Williams; Winrich; Zaiser

**NAYS:** Anderson; Beadle; Bellew; Belter; Boehning; Brabandt; Brandenburg; Carlson; Clark; Dahl; Damschen; DeKrey; Delzer; Devlin; Dosch; Frantsvog; Froseth; Grande; Hatlestad; Hawken; Headland; Heilman; Heller; Hofstad; Johnson, D.; Johnson, N.; Karls; Kasper; Keiser; Kelsch, R.; Kempenich; Kilichowski; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kreun; Maragos; Martinson; Meier, L.; Monson; Nathe; Nelson, J.; Owens; Paur; Pietsch; Pollert; Porter; Rohr;



Ruby; Rust; Sanford; Schatz; Schmidt; Skarphol; Steiner; Streyle; Sukut; Thoreson; Trottier; Vigasaa; Wall; Weiler; Weisz; Wieland; Wrangham; Speaker Drovda

**ABSENT AND NOT VOTING:** Louser

Engrossed HB 1234 lost.

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### SECOND READING OF HOUSE BILL

**HB 1236:** A BILL for an Act to create and enact a new section to chapter 54-06 of the North Dakota Century Code, relating to the creation of a state employee compensation and retention bonus program.

### ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 36 YEAS, 56 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Bellew; Belter; Boe; Boehning; Brabandt; Brandenburg; Carlson; Clark; Devlin; Dosch; Grande; Hatlestad; Headland; Heller; Kasper; Kempenich; Klein; Kreidt; Monson; Nathe; Nelson, J.; Owens; Pollert; Rohr; Ruby; Rust; Schmidt; Skarphol; Streyle; Sukut; Thoreson; Trottier; Vigasaa; Weiler; Wrangham; Speaker Drovda

**NAYS:** Amerman; Anderson; Beadle; Conklin; Dahl; DeKrey; Delmore; Delzer; Frantsvog; Froseth; Glassheim; Gruchalla; Guggisberg; Hanson; Hawken; Heilman; Hofstad; Hogan; Holman; Hunskor; Johnson, D.; Johnson, N.; Kaldor; Karls; Keiser; Kelsch, R.; Kelsh, J.; Kelsh, S.; Kilichowski; Kingsbury; Klemin; Koppelman; Kretschmar; Kreun; Kroeber; Maragos; Martinson; Meier, L.; Metcalf; Meyer, S.; Mock; Mueller; Nelson, M.; Onstad; Paur; Pietsch; Porter; Sanford; Schatz; Steiner; Wall; Weisz; Wieland; Williams; Winrich; Zaiser

**ABSENT AND NOT VOTING:** Damschen; Louser

Engrossed HB 1236 lost.

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### SECOND READING OF HOUSE BILL

**HB 1317:** A BILL for an Act to amend and reenact sections 4.1-47-16 and 4.1-47-28 of the North Dakota Century Code, relating to noxious weed control; 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 90 YEAS, 2 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Anderson; Beadle; Bellew; Belter; Boe; Boehning; Brabandt; Brandenburg; Carlson; Clark; Conklin; Dahl; Delmore; Devlin; Dosch; Frantsvog; Froseth; Glassheim; Grande; Gruchalla; Guggisberg; Hanson; Hatlestad; Hawken; Headland; Heilman; Heller; Hofstad; Hogan; Holman; Hunskor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsch, R.; Kelsh, J.; Kelsh, S.; Kempenich; Kilichowski; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kreun; Kroeber; Maragos; Martinson; Meier, L.; Metcalf; Meyer, S.; Mock; Monson; Mueller; Nathe; Nelson, J.; Nelson, M.; Onstad; Owens; Paur; Pietsch; Pollert; Porter; Rohr; Ruby; Rust; Sanford; Schatz; Schmidt; Skarphol; Steiner; Streyle; Sukut; Thoreson; Trottier; Vigasaa; Wall; Weiler; Weisz; Wieland; Williams; Winrich; Wrangham; Zaiser; Speaker Drovda

**NAYS:** DeKrey; Delzer

**ABSENT AND NOT VOTING:** Damschen; Louser

Engrossed HB 1317 passed and the emergency clause was declared carried.

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**SECOND READING OF HOUSE BILL**

**HB 1344:** A BILL to provide for a legislative management study of transportation infrastructure development.

**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 84 YEAS, 9 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Anderson; Beadle; Bellew; Belter; Boe; Boehning; Brabandt; Brandenburg; Carlson; Clark; Conklin; Dahl; Damschen; DeKrey; Delmore; Devlin; Frantsovog; Froseth; Glassheim; Grande; Guggisberg; Hanson; Hatlestad; Hawken; Headland; Heilman; Heller; Hofstad; Hogan; Holman; Hunskor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsh, J.; Kelsh, S.; Kempenich; Kilichowski; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kreun; Kroeber; Maragos; Martinson; Meier, L.; Metcalf; Meyer, S.; Mock; Monson; Mueller; Nathe; Nelson, J.; Nelson, M.; Onstad; Owens; Pietsch; Porter; Rohr; Ruby; Rust; Sanford; Schatz; Schmidt; Skarphol; Steiner; Streyle; Sukut; Thoreson; Trottier; Wall; Weisz; Wieland; Williams; Winrich; Zaiser; Speaker Drovdal

**NAYS:** Delzer; Dosch; Gruchalla; Kelsch, R.; Paur; Pollert; Vigasaa; Weiler; Wrangham

**ABSENT AND NOT VOTING:** Louser

Engrossed HB 1344 passed.

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**SECOND READING OF HOUSE BILL**

**HB 1382:** A BILL for an Act to amend and reenact subsections 11 and 15 of section 49-23-01, subdivision a of subsection 3 of section 49-23-03, and section 49-23-04 of the North Dakota Century Code, relating to the one-call excavation notice system.

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

**YEAS:** Amerman; Anderson; Beadle; Bellew; Belter; Boe; Boehning; Brabandt; Brandenburg; Carlson; Clark; Conklin; Dahl; Damschen; DeKrey; Delmore; Delzer; Devlin; Dosch; Frantsovog; Froseth; Glassheim; Grande; Gruchalla; Guggisberg; Hanson; Hatlestad; Hawken; Headland; Heilman; Heller; Hofstad; Hogan; Holman; Hunskor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsch, R.; Kelsh, J.; Kelsh, S.; Kempenich; Kilichowski; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kreun; Kroeber; Maragos; Martinson; Meier, L.; Metcalf; Meyer, S.; Mock; Monson; Mueller; Nathe; Nelson, J.; Onstad; Owens; Paur; Pietsch; Pollert; Porter; Rohr; Ruby; Rust; Sanford; Schatz; Schmidt; Skarphol; Steiner; Streyle; Sukut; Thoreson; Trottier; Vigasaa; Wall; Weiler; Weisz; Wieland; Williams; Winrich; Wrangham; Zaiser; Speaker Drovdal

**NAYS:** Nelson, M.

**ABSENT AND NOT VOTING:** Louser

Engrossed HB 1382 passed.

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**SECOND READING OF HOUSE BILL**

**HB 1399:** A BILL for an Act to amend and reenact sections 4-09-06.1, 4-11-01, 4-11-03, 4-11-04, 4-11-04.1, 4-11-14, 4-11-15.2, 4-11-20, 4-11-22, and 4-11-23 of the North Dakota Century Code or in the alternative to amend and reenact sections 4.1-53-10, 4.1-53-35, 4.1-57-01, 4.1-57-03, 4.1-57-04, 4.1-57-05, 4.1-57-12, 4.1-57-15, 4.1-57-

19, 4.1-57-21, and 4.1-57-22 of the North Dakota Century Code, relating to label requirements, phytosanitary certificates, and wholesale potato dealers; to repeal sections 4-09-22, 4-11-17, and 4-11-18 of the North Dakota Century Code or in the alternative to repeal sections 4.1-53-56, 4.1-57-17, and 4.1-57-18 of the North Dakota Century Code, relating to reports, complaints, and the prosecution of violations pertaining to the sale of potatoes; and to provide a penalty.

#### ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 92 YEAS, 1 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Anderson; Beadle; Bellew; Belter; Boe; Boehning; Brabandt; Brandenburg; Carlson; Clark; Conklin; Dahl; Damschen; DeKrey; Delmore; Devlin; Dosch; Frantsovog; Froseth; Glassheim; Grande; Gruchalla; Guggisberg; Hanson; Hatlestad; Hawken; Headland; Heilman; Heller; Hofstad; Hogan; Holman; Hunskor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsch, R.; Kelsh, J.; Kelsh, S.; Kempenich; Kilichowski; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kreun; Kroeber; Maragos; Martinson; Meier, L.; Metcalf; Meyer, S.; Mock; Monson; Mueller; Nathe; Nelson, J.; Nelson, M.; Onstad; Owens; Paur; Pietsch; Pollert; Porter; Rohr; Ruby; Rust; Sanford; Schatz; Schmidt; Skarphol; Steiner; Streyle; Sukut; Thoreson; Trottier; Vigasaa; Wall; Weiler; Weisz; Wieland; Williams; Winrich; Wrangham; Zaiser; Speaker Drovda

**NAYS:** Delzer

**ABSENT AND NOT VOTING:** Louser

Engrossed HB 1399 passed.

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#### SECOND READING OF HOUSE BILL

**HB 1431:** A BILL for an Act to amend and reenact section 16.1-11.1-01 of the North Dakota Century Code, relating to mail ballot elections.

#### ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 27 YEAS, 66 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

**YEAS:** Bellew; Belter; Boehning; Brabandt; Carlson; Clark; Delzer; Dosch; Grande; Heilman; Heller; Kasper; Klemin; Koppelman; Kreun; Maragos; Meier, L.; Monson; Nathe; Owens; Ruby; Schatz; Skarphol; Streyle; Thoreson; Weiler; Wrangham

**NAYS:** Amerman; Anderson; Beadle; Boe; Brandenburg; Conklin; Dahl; Damschen; DeKrey; Delmore; Devlin; Frantsovog; Froseth; Glassheim; Gruchalla; Guggisberg; Hanson; Hatlestad; Hawken; Headland; Hofstad; Hogan; Holman; Hunskor; Johnson, D.; Johnson, N.; Kaldor; Karls; Keiser; Kelsch, R.; Kelsh, J.; Kelsh, S.; Kempenich; Kilichowski; Kingsbury; Klein; Kreidt; Kretschmar; Kroeber; Martinson; Metcalf; Meyer, S.; Mock; Mueller; Nelson, J.; Nelson, M.; Onstad; Paur; Pietsch; Pollert; Porter; Rohr; Rust; Sanford; Schmidt; Steiner; Sukut; Trottier; Vigasaa; Wall; Weisz; Wieland; Williams; Winrich; Zaiser; Speaker Drovda

**ABSENT AND NOT VOTING:** Louser

Engrossed HB 1431 lost.

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#### 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 1155, HB 1177, HB 1209, HB 1224, HB 1249, HB 1263, HB 1325, HB 1393, HB 1406, HB 1407, HB 1415, HB 1426, HB 1438, HB 1454, HB 1466.

**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 1397.

**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 2004, SB 2006, SB 2137, SB 2159, SB 2172, SB 2188, SB 2211, SB 2234, SB 2238, SB 2248, SB 2254, SB 2267, SB 2275, SCR 4017, SCR 4022.

**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 2019.

**MOTION**

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

**MOTION**

**REP. VIGESAA MOVED** that the House be on the Fourth, Fifth, Ninth, and Thirteenth orders of business and at the conclusion of those orders, the House stand adjourned until 8:30 a.m., Wednesday, February 23, 2011, which motion prevailed.

**REPORT OF STANDING COMMITTEE**

**HB 1003: Appropriations Committee (Rep. Delzer, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (15 YEAS, 4 NAYS, 2 ABSENT AND NOT VOTING). HB 1003 was placed on the Sixth order on the calendar.

Page 1, line 2, after the first semicolon insert "to provide an exemption;"

Page 1, remove lines 12 through 24

Page 2, remove lines 1 through 31

Page 3, remove lines 1 through 31

Page 4, remove lines 1 through 31

Page 5, remove lines 1 through 30

Page 6, remove lines 1 through 29

Page 7, replace lines 1 through 5 with:

"Subdivision 1.

**NORTH DAKOTA UNIVERSITY SYSTEM OFFICE**

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Capital assets	\$12,014,048	\$240,721	\$12,254,769
Competitive research program	7,050,000	0	7,050,000
System governance	7,185,612	191,660	7,377,272
Title II	695,600	0	695,600
System information technology services	30,230,038	5,776,629	36,006,667
Professional liability insurance	1,100,000	(300,000)	800,000
Student financial assistance grants	19,374,022	0	19,374,022

Professional student exchange program	3,337,100	(15,662)	3,321,438
Academic and technical education scholarships	3,000,000	(3,000,000)	0
Two-year campus marketing	800,000	0	800,000
Scholars program	2,113,584	0	2,113,584
Native American scholarships	381,292	192,975	574,267
Tribally controlled community college grants	700,000	(700,000)	0
Security and emergency preparedness	750,000	(750,000)	0
Education incentive programs	3,176,344	0	3,176,344
Science, technology, engineering, and mathematics teacher education enhancement	1,500,000	(1,500,000)	0
Grants	100,000	(100,000)	0
Student mental health	0	168,000	168,000
Academic and technical program revolving fund	<u>0</u>	<u>1,000,000</u>	<u>1,000,000</u>
Total all funds	\$93,507,640	\$1,204,323	\$94,711,963
Less estimated income	<u>4,748,958</u>	<u>(1,994,240)</u>	<u>2,754,718</u>
Total general fund	\$88,758,682	\$3,198,563	\$91,957,245
Full-time equivalent positions	23.30	0.00	23.30

Subdivision 2.

## BISMARCK STATE COLLEGE

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Operations	\$24,204,005	\$2,256,082	\$26,460,087
Capital assets	<u>243,481</u>	<u>9,399,192</u>	<u>9,642,673</u>
Total all funds	\$24,447,486	\$11,655,274	\$36,102,760
Less estimated income	<u>0</u>	<u>7,500,000</u>	<u>7,500,000</u>
Total general fund	\$24,447,486	\$4,155,274	\$28,602,760
Full-time equivalent positions	111.51	0.00	111.51

Subdivision 3.

## LAKE REGION STATE COLLEGE

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Operations	\$7,956,210	\$783,603	\$8,739,813
Capital assets	<u>43,662</u>	<u>111,705</u>	<u>155,367</u>
Total all funds	\$7,999,872	\$895,308	\$8,895,180
Less estimated income	<u>0</u>	<u>0</u>	<u>0</u>
Total general fund	\$7,999,872	\$895,308	\$8,895,180
Full-time equivalent positions	37.50	0.00	37.50

Subdivision 4.

#### WILLISTON STATE COLLEGE

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Operations	\$7,696,999	\$824,468	\$8,521,467
Capital assets	<u>86,475</u>	<u>5,156,326</u>	<u>5,242,801</u>
Total all funds	\$7,783,474	\$5,980,794	\$13,764,268
Less estimated income	<u>0</u>	<u>4,820,000</u>	<u>4,820,000</u>
Total general fund	\$7,783,474	\$1,160,794	\$8,944,268
Full-time equivalent positions	43.42	0.00	43.42

Subdivision 5.

#### UNIVERSITY OF NORTH DAKOTA

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Operations	\$125,036,783	\$11,557,009	\$136,593,792
Capital assets	<u>2,300,545</u>	<u>38,208,167</u>	<u>40,508,712</u>
Total all funds	\$127,337,328	\$49,765,176	\$177,102,504
Less estimated income	<u>0</u>	<u>21,700,000</u>	<u>21,700,000</u>
Total general fund	\$127,337,328	\$28,065,176	\$155,402,504
Full-time equivalent positions	651.91	0.00	651.91

Subdivision 6.

#### NORTH DAKOTA STATE UNIVERSITY

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Operations	\$108,367,622	\$9,959,467	\$118,327,089
Capital assets	<u>1,692,225</u>	<u>37,412,702</u>	<u>39,104,927</u>
Total all funds	\$110,059,847	\$47,372,169	\$157,432,016
Less estimated income	<u>0</u>	<u>36,100,000</u>	<u>36,100,000</u>
Total general fund	\$110,059,847	\$11,272,169	\$121,332,016

Full-time equivalent positions	584.88	0.00	584.88
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Subdivision 7.

#### NORTH DAKOTA STATE COLLEGE OF SCIENCE

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Operations	\$31,607,155	\$2,006,991	\$33,614,146
Capital assets	<u>753,332</u>	<u>29,498,520</u>	<u>30,251,852</u>
Total all funds	\$32,360,487	\$31,505,511	\$63,865,998
Less estimated income	<u>0</u>	<u>10,500,000</u>	<u>10,500,000</u>
Total general fund	\$32,360,487	\$21,005,511	\$53,365,998
Full-time equivalent positions	164.87	0.00	164.87

Subdivision 8.

#### DICKINSON STATE UNIVERSITY

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Operations	\$20,123,737	\$1,653,209	\$21,776,946
Capital assets	<u>383,690</u>	<u>25,388</u>	<u>409,078</u>
Total all funds	\$20,507,427	\$1,678,597	\$22,186,024
Less estimated income	<u>0</u>	<u>0</u>	<u>0</u>
Total general fund	\$20,507,427	\$1,678,597	\$22,186,024
Full-time equivalent positions	92.96	0.00	92.96

Subdivision 9.

#### MAYVILLE STATE UNIVERSITY

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Operations	\$11,629,616	\$845,777	\$12,475,393
Capital assets	<u>208,991</u>	<u>234,514</u>	<u>443,505</u>
Total all funds	\$11,838,607	\$1,080,291	\$12,918,898
Less estimated income	<u>0</u>	<u>0</u>	<u>0</u>
Total general fund	\$11,838,607	\$1,080,291	\$12,918,898
Full-time equivalent positions	58.72	0.00	58.72

Subdivision 10.

#### MINOT STATE UNIVERSITY

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Operations	\$34,623,707	\$2,417,646	\$37,041,353
Capital assets	<u>596,870</u>	<u>5,352,750</u>	<u>5,949,620</u>

Total all funds	\$35,220,577	\$7,770,396	\$42,990,973
Less estimated income	<u>0</u>	<u>5,050,000</u>	<u>5,050,000</u>
Total general fund	\$35,220,577	\$2,720,396	\$37,940,973
Full-time equivalent positions	187.83	0.00	187.83

Subdivision 11.

#### VALLEY CITY STATE UNIVERSITY

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Operations	\$16,368,001	\$848,027	\$17,216,028
Capital assets	<u>258,416</u>	<u>1,013,319</u>	<u>1,271,735</u>
Total all funds	\$16,626,417	\$1,861,346	\$18,487,763
Less estimated income	<u>0</u>	<u>815,000</u>	<u>815,000</u>
Total general fund	\$16,626,417	\$1,046,346	\$17,672,763
Full-time equivalent positions	90.37	0.00	90.37

Subdivision 12.

#### DAKOTA COLLEGE AT BOTTINEAU

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Operations	\$5,862,372	\$498,633	\$6,361,005
Capital assets	<u>109,725</u>	<u>5,782</u>	<u>115,507</u>
Total all funds	\$5,972,097	\$504,415	\$6,476,512
Less estimated income	<u>0</u>	<u>0</u>	<u>0</u>
Total general fund	\$5,972,097	\$504,415	\$6,476,512
Full-time equivalent positions	34.81	0.00	34.81

Subdivision 13.

#### UNIVERSITY OF NORTH DAKOTA SCHOOL OF MEDICINE AND HEALTH SCIENCES

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Operations	<u>\$40,890,401</u>	<u>\$4,600,229</u>	<u>\$45,490,630</u>
Total all funds	\$40,890,401	\$4,600,229	\$45,490,630
Less estimated income	<u>0</u>	<u>0</u>	<u>0</u>
Total general fund	\$40,890,401	\$4,600,229	\$45,490,630
Full-time equivalent positions	137.43	0.00	137.43

Subdivision 14.

#### NORTH DAKOTA FOREST SERVICE



	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Operations	\$4,471,040	\$641,127	\$5,112,167
Capital assets	<u>36,638</u>	<u>61,153</u>	<u>97,791</u>
Total all funds	\$4,507,678	\$702,280	\$5,209,958
Less estimated income	<u>997,486</u>	<u>0</u>	<u>997,486</u>
Total general fund	\$3,510,192	\$702,280	\$4,212,472
Full-time equivalent positions	26.00	0.00	26.00

Subdivision 15.

#### BILL TOTAL

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Grand total all funds	\$539,059,338	\$166,576,109	\$705,635,447
Grand total special funds	<u>5,746,444</u>	<u>84,490,760</u>	<u>90,237,204</u>
Grand total general fund	\$533,312,894	\$82,085,349	\$615,398,243"

Page 7, replace line 17 with:

"Capital projects - General fund	39,008,248	34,705,000"
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Page 7, replace line 18 with:

"Capital projects - Other funds	166,958,000	84,165,000"
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Page 7, replace line 20 with:

"Special assessments payments	0	787,231"
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Page 7, replace line 23 with:

"Total all funds	\$257,001,168	\$122,383,231"
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Page 7, replace line 24 with:

"Total other funds	<u>197,017,920</u>	<u>86,485,000"</u>
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Page 7, replace line 25 with:

"Total general fund	\$59,983,248	\$35,898,231"
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Page 7, after line 29, insert:

**"SECTION 3. EXEMPTION - TRANSFER.** Up to \$4,335,000 of the amount appropriated for the great plains applied energy research center in section 1 of chapter 26 of the 2009 Session Laws is not subject to section 54-44.1-11. The department of commerce shall transfer \$4,335,000 of unexpended funds from this line item to Bismarck state college for the purpose of completing the national energy center of excellence fourth floor renovation project, for the biennium beginning July 1, 2011, and ending June 30, 2013."

Page 8, line 2, replace "biennium beginning July 1, 2011," with "period beginning with the effective date of this Act"

Page 8, line 8, replace "\$36,061,999" with "\$36,006,667"

Page 9, remove lines 17 through 23

Page 10, after line 4, insert:

"Williston state college workforce training center 2,000,000"

Page 10, replace line 10 with:

"Total special funds \$40,500,000"

Page 10, line 12, replace "sections 1," with "section 1 of this Act and sections"

Page 10, line 12, after the second comma insert "4,"

Renumber accordingly

# STATEMENT OF PURPOSE OF AMENDMENT:

## House Bill No. 1003 - Summary of House Action

	Executive Budget	House Changes	House Version
University System Office			
Total all funds	\$103,926,168	(\$9,214,205)	\$94,711,963
Less estimated income	3,754,718	(1,000,000)	2,754,718
General fund	\$100,171,450	(\$8,214,205)	\$91,957,245
Bismarck State College			
Total all funds	\$38,053,301	(\$1,950,541)	\$36,102,760
Less estimated income	7,500,000	0	7,500,000
General fund	\$30,553,301	(\$1,950,541)	\$28,602,760
Lake Region State College			
Total all funds	\$9,314,859	(\$419,679)	\$8,895,180
Less estimated income	0	0	0
General fund	\$9,314,859	(\$419,679)	\$8,895,180
Williston State College			
Total all funds	\$11,920,096	\$1,844,172	\$13,764,268
Less estimated income	2,820,000	2,000,000	4,820,000
General fund	\$9,100,096	(\$155,828)	\$8,944,268
University of North Dakota			
Total all funds	\$178,573,093	(\$1,470,589)	\$177,102,504
Less estimated income	21,700,000	0	21,700,000
General fund	\$156,873,093	(\$1,470,589)	\$155,402,504
UND Medical Center			
Total all funds	\$46,653,406	(\$1,162,776)	\$45,490,630
Less estimated income	0	0	0
General fund	\$46,653,406	(\$1,162,776)	\$45,490,630
North Dakota State University			
Total all funds	\$166,286,316	(\$8,854,300)	\$157,432,016
Less estimated income	36,100,000	0	36,100,000
General fund	\$130,186,316	(\$8,854,300)	\$121,332,016
State College of Science			
Total all funds	\$54,203,080	\$9,662,918	\$63,865,998
Less estimated income	10,500,000	0	10,500,000
General fund	\$43,703,080	\$9,662,918	\$53,365,998
Dickinson State University			
Total all funds	\$31,757,019	(\$9,570,995)	\$22,186,024
Less estimated income	0	0	0
General fund	\$31,757,019	(\$9,570,995)	\$22,186,024
Mayville State University			
Total all funds	\$13,685,384	(\$766,486)	\$12,918,898
Less estimated income	0	0	0
General fund	\$13,685,384	(\$766,486)	\$12,918,898
Minot State University			
Total all funds	\$43,860,736	(\$869,763)	\$42,990,973
Less estimated income	5,050,000	0	5,050,000
General fund	\$38,810,736	(\$869,763)	\$37,940,973
Valley City State University			
Total all funds	\$27,259,465	(\$8,771,702)	\$18,487,763
Less estimated income	815,000	0	815,000

General fund	\$26,444,465	(\$8,771,702)	\$17,672,763
Dakota College at Bottineau			
Total all funds	\$6,748,729	(\$272,217)	\$6,476,512
Less estimated income	0	0	0
General fund	\$6,748,729	(\$272,217)	\$6,476,512
Forest Service			
Total all funds	\$5,209,958	\$0	\$5,209,958
Less estimated income	997,486	0	997,486
General fund	\$4,212,472	\$0	\$4,212,472
Bill total			
Total all funds	\$737,451,610	(\$31,816,163)	\$705,635,447
Less estimated income	89,237,204	1,000,000	90,237,204
General fund	\$648,214,406	(\$32,816,163)	\$615,398,243

## House Bill No. 1003 - General Fund Summary

	Executive Budget	House Changes	House Version
University System Office	\$100,171,450	(\$8,214,205)	\$91,957,245
Bismarck State College	30,553,301	(1,950,541)	28,602,760
Lake Region State College	9,314,859	(419,679)	8,895,180
Williston State College	9,100,096	(155,828)	8,944,268
University of North Dakota	156,873,093	(1,470,589)	155,402,504
UND Medical Center	46,653,406	(1,162,776)	45,490,630
North Dakota State University	130,186,316	(8,854,300)	121,332,016
State College of Science	43,703,080	9,662,918	53,365,998
Dickinson State University	31,757,019	(9,570,995)	22,186,024
Mayville State University	13,685,384	(766,486)	12,918,898
Minot State University	38,810,736	(869,763)	37,940,973
Valley City State University	26,444,465	(8,771,702)	17,672,763
Dakota College at Bottineau	6,748,729	(272,217)	6,476,512
Forest Service	4,212,472		4,212,472
	\$648,214,406	(\$32,816,163)	\$615,398,243
Total general fund			

### Detail of House Changes to the General Fund

	Removes Carryover Funding <sup>1</sup>	Removes Increased Competitive Research Funding <sup>2</sup>	Removes Performance-Based Funding <sup>3</sup>	Removes Funding for Tribal College Assistance Grants <sup>4</sup>	Removes Tuition Affordability Funding <sup>5</sup>	Removes Equity Funding <sup>6</sup>
University System Office	(\$1,564,205)	(\$1,650,000)	(\$5,000,000)			
Bismarck State College					(731,556)	(543,985)
Lake Region State College					(200,540)	(219,139)
Williston State College					(214,161)	(166,667)
University of North Dakota					(1,676,738)	(2,459,984)
UND Medical Center					(571,224)	(591,552)
North Dakota State University					(1,858,284)	(4,698,999)
State College of Science					(604,037)	(166,667)
Dickinson State University					(48,128)	(472,867)
Mayville State University					(41,839)	(166,667)
Minot State University					(439,621)	(180,142)
Valley City State University					(148,884)	(166,667)
Dakota College at Bottineau					(105,550)	(166,667)
Forest Service						
Total general fund	(\$1,564,205)	(\$1,650,000)	(\$5,000,000)	\$0	(\$6,640,562)	(\$10,000,003)
			Removes STEM Teacher Education Enhancement Funding <sup>7</sup>	Adjusts Funding for Special Assessments <sup>8</sup>	Adjusts Funding for Capital Projects <sup>9</sup>	Total General Fund Changes
University System Office						(\$8,214,205)
Bismarck State College				(675,000)		(1,950,541)
Lake Region State College						(419,679)

Williston State College			225,000	(155,828)
University of North Dakota	(250,000)	(183,867)	3,100,000	(1,470,589)
UND Medical Center				(1,162,776)
North Dakota State University	(250,000)	(2,047,017)		(8,854,300)
State College of Science		(66,378)	10,500,000	9,662,918
Dickinson State University	(250,000)		(8,800,000)	(9,570,995)
Mayville State University	(250,000)	(307,980)		(766,486)
Minot State University	(250,000)			(869,763)
Valley City State University	(250,000)	(235,151)	(7,971,000)	(8,771,702)
Dakota College at Bottineau				(272,217)
Forest Service				
Total general fund	(\$1,500,000)	(\$3,515,393)	(\$2,946,000)	(\$32,816,163)

### House Bill No. 1003 - Other Funds Summary

	Executive Budget	House Changes	House Version
University System Office	\$3,754,718	(\$1,000,000)	\$2,754,718
Bismarck State College	7,500,000		7,500,000
Lake Region State College			
Williston State College	2,820,000	2,000,000	4,820,000
University of North Dakota	21,700,000		21,700,000
UND Medical Center			
North Dakota State University	36,100,000		36,100,000
State College of Science	10,500,000		10,500,000
Dickinson State University			
Mayville State University			
Minot State University	5,050,000		5,050,000
Valley City State University	815,000		815,000
Dakota College at Bottineau			
Forest Service	997,486		997,486
Total other funds	\$89,237,204	\$1,000,000	\$90,237,204

### Detail of House Changes to Other Funds

	Removes Carryover Funding <sup>1</sup>	Removes Increased Competitive Research Funding <sup>2</sup>	Removes Performance- Based Funding <sup>3</sup>	Removes Funding for Tribal College Assistance Grants <sup>4</sup>	Removes Tuition Affordability Funding <sup>5</sup>	Removes Equity Funding <sup>6</sup>
University System Office				(\$1,000,000)		
Bismarck State College						
Lake Region State College						
Williston State College						
University of North Dakota						
UND Medical Center						
North Dakota State University						
State College of Science						
Dickinson State University						
Mayville State University						
Minot State University						
Valley City State University						
Dakota College at Bottineau						
Forest Service						
Total other funds	\$0	\$0	\$0	(\$1,000,000)	\$0	\$0

	Removes STEM Teacher Education Enhancement Funding <sup>7</sup>	Adjusts Funding for Special Assessments <sup>8</sup>	Adjusts Funding for Capital Projects <sup>9</sup>	Total Other Funds Changes
University System Office				(\$1,000,000)
Bismarck State College				
Lake Region State College				
Williston State College			2,000,000	2,000,000
University of North Dakota				
UND Medical Center				
North Dakota State University				

State College of Science  
Dickinson State University  
Mayville State University  
Minot State University  
Valley City State University  
Dakota College at Bottineau  
Forest Service

Total other funds	\$0	\$0	\$2,000,000	\$1,000,000
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### House Bill No. 1003 - All Funds Summary

	Executive Budget	House Changes	House Version
University System Office	\$103,926,168	(\$9,214,205)	\$94,711,963
Bismarck State College	38,053,301	(1,950,541)	36,102,760
Lake Region State College	9,314,859	(419,679)	8,895,180
Williston State College	11,920,096	1,844,172	13,764,268
University of North Dakota	178,573,093	(1,470,589)	177,102,504
UND Medical Center	46,653,406	(1,162,776)	45,490,630
North Dakota State University	166,286,316	(8,854,300)	157,432,016
State College of Science	54,203,080	9,662,918	63,865,998
Dickinson State University	31,757,019	(9,570,995)	22,186,024
Mayville State University	13,685,384	(766,486)	12,918,898
Minot State University	43,860,736	(869,763)	42,990,973
Valley City State University	27,259,465	(8,771,702)	18,487,763
Dakota College at Bottineau	6,748,729	(272,217)	6,476,512
Forest Service	5,209,958		5,209,958
Total all funds	\$737,451,610	(\$31,816,163)	\$705,635,447
FTE	2245.51	0.00	2245.51

### Detail of House Changes to All Funds

	Removes Carryover Funding <sup>1</sup>	Removes Increased Competitive Research Funding <sup>2</sup>	Removes Performance- Based Funding <sup>3</sup>	Removes Funding for Tribal College Assistance Grants <sup>4</sup>	Removes Tuition Affordability Funding <sup>5</sup>	Removes Equity Funding <sup>6</sup>
University System Office	(\$1,564,205)	(\$1,650,000)	(\$5,000,000)	(\$1,000,000)		
Bismarck State College					(731,556)	(543,985)
Lake Region State College					(200,540)	(219,139)
Williston State College					(214,161)	(166,667)
University of North Dakota					(1,676,738)	(2,459,984)
UND Medical Center					(571,224)	(591,552)
North Dakota State University					(1,858,284)	(4,698,999)
State College of Science					(604,037)	(166,667)
Dickinson State University					(48,128)	(472,867)
Mayville State University					(41,839)	(166,667)
Minot State University					(439,621)	(180,142)
Valley City State University					(148,884)	(166,667)
Dakota College at Bottineau					(105,550)	(166,667)
Forest Service						
Total all funds	(\$1,564,205)	(\$1,650,000)	(\$5,000,000)	(\$1,000,000)	(\$6,640,562)	(\$10,000,003)
FTE	0.00	0.00	0.00	0.00	0.00	0.00

	Removes STEM Teacher Education Enhancement Funding <sup>7</sup>	Adjusts Funding for Special Assessments <sup>8</sup>	Adjusts Funding for Capital Projects <sup>9</sup>	Total All Funds Changes
University System Office				(\$9,214,205)
Bismarck State College		(675,000)		(1,950,541)
Lake Region State College				(419,679)
Williston State College			2,225,000	1,844,172
University of North Dakota	(250,000)	(183,867)	3,100,000	(1,470,589)
UND Medical Center				(1,162,776)
North Dakota State University	(250,000)	(2,047,017)		(8,854,300)

State College of Science		(66,378)	10,500,000	9,662,918
Dickinson State University	(250,000)		(8,800,000)	(9,570,995)
Mayville State University	(250,000)	(307,980)		(766,486)
Minot State University	(250,000)			(869,763)
Valley City State University	(250,000)	(235,151)	(7,971,000)	(8,771,702)
Dakota College at Bottineau				(272,217)
Forest Service				
Total all funds	(\$1,500,000)	(\$3,515,393)	(\$946,000)	(\$31,816,163)
FTE	0.00	0.00	0.00	0.00

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<sup>1</sup> This amendment removes funding included in the executive budget related to continuing 2007-09 carryover amounts for various University System office line items.

<sup>2</sup> This amendment removes increased funding of \$1,650,000 included in the executive budget for competitive research to provide total funding of \$7,050,000, the same as the 2009-11 biennium.

<sup>3</sup> Funding added in the executive budget for performance-based funding distributions to institutions is removed.

<sup>4</sup> Funding from the permanent oil tax trust fund for tribal college assistance grants is removed.

<sup>5</sup> This amendment removes funding included in the executive budget to limit tuition increases.

<sup>6</sup> This amendment removes \$10 million of equity funding for campuses.

<sup>7</sup> This amendment removes funding included in the executive recommendation for science, technology, engineering, and mathematics (STEM) teacher education enhancement that was originally added by the 2009 Legislative Assembly.

<sup>8</sup> Funding of \$4,302,624 included in the executive budget to pay off special assessment balances at institutions is removed and \$787,231 for estimated 2011-13 special assessment payments is added to affected campus budgets.

<sup>9</sup> This amendment provides for the following adjustments to capital projects:

- Adds \$2,225,000, of which \$225,000 is from the general fund and \$2 million is from special funds, for the Williston State College workforce training building project. Authorization is also provided to Williston State College to issue \$2 million of revenue bonds for the project.
- Increases funding for the North Dakota University System/University of North Dakota joint information technology facility to provide total project funding of \$14.3 million.
- Adds \$10.5 million from the general fund for the State College of Science Bisek Hall renovation and addition project.
- Removes \$8.8 million from the general fund for the Dickinson State University Stoxen Library project.
- Removes \$7,971,000 from the general fund for the Valley City State University Rhoades Science Center project.

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#### House Bill No. 1003 - Other Changes - House Action

This amendment also:

- Adds a section to allow the Department of Commerce to continue up to \$4,335,000 of unspent 2009-11 biennium funding for the Great Plains Applied Energy Research Center project into the 2011-13 biennium and transfers the funding to Bismarck State College for the National Energy Center of Excellence fourth floor remodeling project.
- Removes Section 11 relating to grants to tribally controlled community colleges.

- Amends Section 12 to authorize Williston State College to issue up to \$2 million of revenue bonds for the workforce training center project.

#### REPORT OF STANDING COMMITTEE

**HB 1004: Appropriations Committee (Rep. Delzer, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (15 YEAS, 5 NAYS, 1 ABSENT AND NOT VOTING). HB 1004 was placed on the Sixth order on the calendar.

Page 1, line 2, replace "and" with "to provide a contingent appropriation; to amend and reenact section 54-27-25 of the North Dakota Century Code, relating to the tobacco settlement trust fund;"

Page 1, line 2, after "intent" insert "; to provide for reports; and to provide for a legislative management study"

Page 1, replace lines 12 and 13 with:

"Salaries and wages	\$44,861,868	\$4,045,664	\$48,907,532
Operating expenses	44,635,794	(19,620,694)	25,015,100"

Page 1, replace line 15 with:

"Grants	62,160,510	(6,667,190)	55,493,320"
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Page 1, replace lines 19 through 22 with:

"Total all funds	\$187,614,500	(\$22,387,742)	\$165,226,758
Less estimated income	<u>164,609,206</u>	<u>(26,243,929)</u>	<u>138,365,277</u>
Total general fund	\$23,005,294	\$3,856,187	\$26,861,481
Full-time equivalent positions	343.50	(1.00)	342.50"

Page 2, line 8, replace "13,247,325" with "13,247,325"

Page 2, line 8, replace "3,492,228" with "3,492,228"

Page 2, replace lines 9 and 10 with:

"Total all funds	\$17,323,696	\$3,492,228"
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Page 2, replace line 12 with:

"Total general fund	\$4,076,371	\$0"
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Page 2, after line 22, insert:

**"SECTION 4. CONTINGENT APPROPRIATION AND BANK OF NORTH DAKOTA LINE OF CREDIT - LITIGATION AND ADMINISTRATIVE PROCEEDINGS COSTS - REPORT TO BUDGET SECTION.** There is appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$500,000, or so much of the sum as may be necessary, to the state department of health for the purpose of defraying expenses associated with possible litigation and other administrative proceedings involving the United States environmental protection agency for the period beginning with the effective date of this Act and ending June 30, 2013. In addition, the state department of health, contingent on litigation and administrative proceedings, may borrow the sum of \$500,000, or so much of the sum as may be necessary, from the Bank of North Dakota, the proceeds of which is appropriated to the state department of health for the purpose of defraying the expenses associated with possible litigation and other administrative proceedings involving the United States environmental protection agency for the period beginning with the effective date of this Act and ending June 30, 2013. The department may

spend the general fund moneys and access the line of credit only upon approval by the attorney general. The department must report quarterly to the budget section during the 2011-12 interim regarding the status of any litigation and other administrative proceedings.

**SECTION 5. AMENDMENT.** Section 54-27-25 of the North Dakota Century Code is amended and reenacted as follows:

**54-27-25. Tobacco settlement trust fund - Interest on fund - Uses.**

1. There is created in the state treasury a tobacco settlement trust fund. The fund consists of the tobacco settlement dollars obtained by the state under subsection IX(c)(1) of the master settlement agreement and consent agreement adopted by the east central judicial district court in its judgment entered December 28, 1998 [Civil No. 98-3778] in State of North Dakota, ex rel. Heidi Heitkamp v. Philip Morris, Inc. Except as provided in subsection 2, moneys received by the state under subsection IX(c)(1) must be deposited in the fund. Interest earned on the fund must be credited to the fund and deposited in the fund. The principal and interest of the fund must be allocated as follows:
  - a. Transfers to a community health trust fund to be administered by the state department of health. The state department of health may use funds as appropriated for community-based public health programs and other public health programs, including programs with emphasis on preventing or reducing tobacco usage in this state. Transfers under this subsection must equal ten percent of total annual transfers from the tobacco settlement trust fund ~~of which a minimum of eighty percent must be used for tobacco prevention and control.~~
  - b. Transfers to the common schools trust fund to become a part of the principal of that fund. Transfers under this subsection must equal forty-five percent of total annual transfers from the tobacco settlement trust fund.
  - c. Transfers to the water development trust fund to be used to address the long-term water development and management needs of the state. Transfers under this subsection must equal forty-five percent of the total annual transfers from the tobacco settlement trust fund.
2. There is created in the state treasury a tobacco prevention and control trust fund. The fund consists of the tobacco settlement dollars obtained by the state under section IX(c)(2) of the agreement adopted by the east central judicial district court in its judgment entered December 28, 1998 [Civil No. 98-3778] in State of North Dakota, ex rel. Heidi Heitkamp v. Philip Morris, Inc. Interest earned on the fund must be credited to the fund and deposited in the fund. Moneys received into the fund are to be administered by the executive committee for the purpose of creating and implementing the comprehensive plan. If in any biennium, the tobacco prevention and control trust fund does not have adequate dollars to fund a comprehensive plan, the treasurer shall transfer money from the water development trust fund to the tobacco prevention and control trust fund in an amount equal to the amount determined necessary by the executive committee to fund a comprehensive plan.
3. Transfers to the funds under this section must be made within thirty days of receipt by the state."

Page 2, after line 25, insert:

**"SECTION 7. LEGISLATIVE INTENT - SUICIDE PREVENTION PROGRAM.** It is the intent of the legislative assembly that the state department of health work in conjunction with the Indian affairs commission to develop, implement, and coordinate a suicide prevention program, including outreach, education, and administration of



grants for suicide prevention activities for the biennium beginning July 1, 2011, and ending June 30, 2013.

**SECTION 8. LEGISLATIVE MANAGEMENT STUDY - REGIONAL PUBLIC HEALTH NETWORK PILOT PROJECT.** During the 2011-12 interim, the legislative management shall consider studying the regional public health network pilot project conducted during the 2009-11 biennium, including services provided, effects of the project on participating local public health units, efficiencies achieved in providing services, cost-savings to state and local governments, and possible improvements to the program. The legislative management shall report its findings and recommendations, together with any legislation required to implement the recommendations, to the sixty-third legislative assembly. "

Renumber accordingly

#### STATEMENT OF PURPOSE OF AMENDMENT:

#### House Bill No. 1004 - State Department of Health - House Action

	Executive Budget	House Changes	House Version
Salaries and wages	\$49,614,394	(\$706,862)	\$48,907,532
Operating expenses	45,223,767	(20,208,667)	25,015,100
Capital assets	1,998,073		1,998,073
Grants	55,887,778	(394,458)	55,493,320
Tobacco prevention	6,162,396		6,162,396
WIC food payments	24,158,109		24,158,109
Federal stimulus funds	3,492,228		3,492,228
Contingency		1,000,000	1,000,000
Total all funds	\$186,536,745	(\$20,309,987)	\$166,226,758
Less estimated income	158,456,189	(19,590,912)	138,865,277
General fund	\$28,080,556	(\$719,075)	\$27,361,481
FTE	343.50	(1.00)	342.50

#### Department No. 301 - State Department of Health - Detail of House Changes

	Removes Funding for Women's Way Care Coordination <sup>1</sup>	Adds Funding for Women's Way Care Coordination <sup>2</sup>	Changes Funding Source for State Stroke Registry <sup>3</sup>	Changes Funding Source for Women's Way Program <sup>4</sup>	Adds Funding for Go Red North Dakota Program <sup>5</sup>	Removes One-Time Funding for a Regional Health Network Grant <sup>6</sup>
Salaries and wages						
Operating expenses	(99,260)	99,260				
Capital assets						
Grants	(400,740)	400,740			453,000	(275,000)
Tobacco prevention						
WIC food payments						
Federal stimulus funds						
Contingency						
Total all funds	(\$500,000)	\$500,000	\$0	\$0	\$453,000	(\$275,000)
Less estimated income	(500,000)	500,000	250,700	400,500	453,000	0
General fund	\$0	\$0	(\$250,700)	(\$400,500)	\$0	(\$275,000)
FTE	0.00	0.00	0.00	0.00	0.00	0.00

	Removes Funding for Health Care Reform <sup>7</sup>	Removes Salary Equity Funding <sup>8</sup>	Removes Funding for Universal Vaccines <sup>9</sup>	Increases Grants to Local Public Health Units <sup>10</sup>	Removes Funding for Prenatal Alcohol Screening and Intervention <sup>11</sup>	Adds Funding for Safe Havens Program <sup>12</sup>
Salaries and wages	(\$398,871)	(\$70,000)				
Operating expenses	(387,241)		(19,400,000)			
Capital assets						
Grants	(1,009,000)			400,000	(388,458)	425,000
Tobacco prevention						
WIC food payments						
Federal stimulus funds						
Contingency						
Total all funds	(\$1,795,112)	(\$70,000)	(\$19,400,000)	\$400,000	(\$388,458)	\$425,000
Less estimated						

income	(1,795,112)	0	(19,400,000)	0	0	0
General fund	\$0	(\$70,000)	\$0	\$400,000	(\$388,458)	\$425,000
FTE	0.00	0.00	0.00	0.00	0.00	0.00
			<b>Removes Funding for Injury Prevention<sup>13</sup></b>	<b>Removes Funding for Statewide Trauma Program<sup>14</sup></b>	<b>Adds Contingent Funding for Litigation and Administrative Proceedings<sup>15</sup></b>	<b>Total House Changes</b>
Salaries and wages			(\$125,557)	(\$112,434)		(\$706,862)
Operating expenses			(9,960)	(411,466)		(20,208,667)
Capital assets						
Grants						(394,458)
Tobacco prevention						
WIC food payments						
Federal stimulus funds						
Contingency					1,000,000	1,000,000
Total all funds			(\$135,517)	(\$523,900)	\$1,000,000	(\$20,309,987)
Less estimated income			0	0	500,000	(19,590,912)
General fund			(\$135,517)	(\$523,900)	\$500,000	(\$719,075)
FTE			(1.00)	0.00	0.00	(1.00)

<sup>1</sup> Funding is removed from federal funds for Women's Way care coordination, including operating expenses (\$99,260) and grants (\$400,740).

<sup>2</sup> Funding is provided from the community health trust fund for Women's Way care coordination, including operating expenses (\$99,260) and grants (\$400,740).

<sup>3</sup> The source of funding for certain state stroke registry operating expenses (\$78,500) and grants (\$172,200) is changed from the general fund to the community health trust fund to provide a total of \$473,324 from the community health trust fund.

<sup>4</sup> The source of funding for the Women's Way program, including operating expenses (\$100,000) and grants (\$300,500), is changed from the general fund to the community health trust fund.

<sup>5</sup> Funding is provided from the community health trust fund for grants to implement the Go Red North Dakota risk awareness and action grants program.

<sup>6</sup> **One-time funding** is removed for a regional health network incentive grant.

<sup>7</sup> Federal funding is removed for health care reform programs, including salaries and wages (\$398,871), operating expenses (\$387,241), and grants (\$1,009,000).

<sup>8</sup> Salary equity funding for air quality and environmental engineers is removed.

<sup>9</sup> Funding for operating expenses related to the purchase of vaccines under a universal immunization system is removed.

<sup>10</sup> Grants to local public health units are increased to provide a total of \$2.8 million.

<sup>11</sup> Funding for prenatal alcohol screening and intervention grants is removed.

<sup>12</sup> This amendment provides funding for grants to continue the Safe Havens supervised visitation and exchange program.

<sup>13</sup> Funding for 1 FTE position (\$125,557) and operating expenses (\$9,960) for injury prevention is removed.

<sup>14</sup> Funding from the general fund added in the executive budget to replace reduced federal funding available through the Department of Transportation for services provided to

ambulances and for the statewide trauma program, including salaries and wages (\$112,434) and operating expenses (\$411,466) is removed.

<sup>15</sup> A section is added providing a \$500,000 contingent appropriation from the general fund and authorization for a \$500,000 line of credit with the Bank of North Dakota to provide funding for costs associated with litigation and other administrative proceedings involving the United States Environmental Protection Agency. The department may spend the general fund money and access the line of credit only upon approval by the Attorney General. The department must report quarterly to the Budget Section regarding the status of any litigation and other administrative proceedings.

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Sections are added relating to:

- Legislative intent that the State Department of Health work in conjunction with the Indian Affairs Commission to develop, implement, and coordinate a suicide prevention program, including outreach, education, and administration of grants for suicide prevention activities.
- A Legislative Management study of a regional public health network pilot project conducted during the 2009-11 biennium, including services provided, effects of the project on participating local public health units, efficiencies achieved in providing services, cost-savings to state and local governments, and possible improvements to the program.
- An amendment to Section 54-27-25 relating to the tobacco settlement trust fund.

#### REPORT OF STANDING COMMITTEE

**HB 1014: Appropriations Committee (Rep. Delzer, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (19 YEAS, 1 NAYS, 1 ABSENT AND NOT VOTING). HB 1014 was placed on the Sixth order on the calendar.

Page 1, line 3, after the first semicolon insert "to provide for a legislative management study;"

Page 1, line 3, after the second semicolon insert "to provide a contingent appropriation;"

Page 1, line 3, remove "and"

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

Page 1, replace lines 15 and 16 with:

"Salaries and wages	\$9,321,995	\$2,552,612	\$11,874,607
Operating expenses	2,646,426	847,318	3,493,744"

Page 1, replace lines 20 through 24 with:

"Grants - Bond payments	27,441,865	(2,052,132)	25,389,733
Mineral resources contingency	0	743,972	743,972
Carbon dioxide storage facility	0	532,000	532,000
administrative fund"			

Page 2, replace line 1 with:

"Renewable energy development	<u>0</u>	<u>1,000,000</u>	<u>1,000,000</u>
Total all funds	\$59,430,586	\$3,574,770	\$63,005,356
Less estimated income	<u>49,308,484</u>	<u>(1,785,826)</u>	<u>47,522,658</u>

Total general fund	\$10,122,102	\$5,360,596	\$15,482,698
Full-time equivalent positions	61.06	13.00	74.06"

Page 2, replace line 28 with:

"Salaries and wages	\$22,599,324	\$3,450,006	\$26,049,330"
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Page 2, remove line 31

Page 3, replace lines 1 and 2 with:

"Agriculture promotion	<u>150.000</u>	<u>60.000</u>	<u>210.000</u>
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Total from mill and elevator fund	\$40,057,242	\$6,481,893	\$46,539,135
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Full-time equivalent positions	131.00	0.00	131.00"
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Page 3, replace lines 17 through 19 with:

"Grand total general fund	\$19,522,102	\$5,360,596	\$24,882,698
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Grand total special funds	<u>174,516,769</u>	<u>4,988,225</u>	<u>179,504,994</u>
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Grand total all funds	\$194,038,871	\$10,348,821	\$204,387,692"
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Page 3, replace line 30 with:

"Renewable energy development program	3,000,000	1,000,000
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Carbon dioxide storage facility administrative fund	0	532,000"
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Page 4, replace line 4 with:

"Total all funds	\$35,738,726	\$1,709,400"
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Page 4, replace line 6 with:

"Total general fund	\$5,378,152	\$1,709,400"
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Page 4, line 11, replace "\$25,339,126" with "\$25,389,733"

Page 4, replace lines 19 and 20 with:

"State department of health	672,898
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Job service North Dakota	710,735"
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Page 4, replace lines 28 and 29 with:

"Veterans' home	<u>520,475</u>
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Total	\$25,389,733"
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Page 4, after line 29, insert:

**"SECTION 4. LEGISLATIVE INTENT - LAND PURCHASE.** It is the intent of the sixty-second legislative assembly that to the best of its ability the Bank of North Dakota ensure that properties adjacent to Bank of North Dakota property northwest of west street are developed for uses that are consistent with the mission and purpose of the Bank of North Dakota.

**SECTION 5. LEGISLATIVE MANAGEMENT STUDY.** During the 2011-12 interim, the legislative management shall consider studying primacy in the administration of federal environmental protection agency regulations."

Page 5, after line 7, insert:

**"SECTION 8. CONTINGENT DEPARTMENT OF MINERAL RESOURCES FUNDING - PERMANENT OIL TAX TRUST FUND - EMERGENCY COMMISSION APPROVAL.** Of the funds appropriated in the mineral resources contingency line item in subdivision 1 of section 1 of this Act, \$743,972 is from the permanent oil tax trust fund. If funds are required due to the drilling rig count exceeding one hundred eighty for at least thirty consecutive days, the oil and gas division may spend up to \$192,393 of these funds and hire one full-time equivalent position, upon emergency commission approval, and further if funds are required due to the drilling rig count exceeding one hundred ninety for at least thirty consecutive days, the oil and gas division may spend up to an additional \$192,393 of these funds and hire one full-time equivalent position, upon emergency commission approval. If funds are required due to the total number of oil wells in the state exceeding nine thousand three hundred, the oil and gas division may spend up to \$359,186 and hire two full-time equivalent positions, upon emergency commission approval."

Page 6, after line 7, insert:

**"SECTION 12. CARBON DIOXIDE STORAGE FACILITY ADMINISTRATIVE FUND - USE OF FUNDING.** The carbon dioxide storage facility administrative fund line item in subdivision 1 of section 1 of this Act includes \$532,000 from the general fund that the industrial commission may deposit in its carbon dioxide storage facility administrative fund for the purpose of hiring one full-time equivalent position for up to three years until fee income is sufficient to provide funding for the administration of the provisions of chapter 38-22. The industrial commission shall use this funding to provide a timely response to the environmental protection agency's rules relating to carbon dioxide sequestration and develop a coordinated response from state agencies with the goal of the state of North Dakota having class VI primacy for carbon dioxide storage in North Dakota.

**SECTION 13. EMERGENCY.** Section 12 and the related funding included in subdivision 1 of section 1 of this Act are declared to be an emergency measure."

Renumber accordingly

#### STATEMENT OF PURPOSE OF AMENDMENT:

#### House Bill No. 1014 - Summary of House Action

	Executive Budget	House Changes	House Version
Industrial Commission			
Total all funds	\$63,633,777	(\$628,421)	\$63,005,356
Less estimated income	46,716,149	806,509	47,522,658
General fund	\$16,917,628	(\$1,434,930)	\$15,482,698
Bank of North Dakota			
Total all funds	\$56,253,155	\$0	\$56,253,155
Less estimated income	46,853,155	0	46,853,155
General fund	\$9,400,000	\$0	\$9,400,000
Housing Finance Agency			
Total all funds	\$38,590,046	\$0	\$38,590,046
Less estimated income	38,590,046	0	38,590,046
General fund	\$0	\$0	\$0
Mill and Elevator			
Total all funds	\$46,741,421	(\$202,286)	\$46,539,135
Less estimated income	46,741,421	(202,286)	46,539,135
General fund	\$0	\$0	\$0
Bill total			
Total all funds	\$205,218,399	(\$830,707)	\$204,387,692
Less estimated income	178,900,771	604,223	179,504,994
General fund	\$26,317,628	(\$1,434,930)	\$24,882,698

#### House Bill No. 1014 - Industrial Commission - House Action

Executive Budget	House Changes	House Version
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Salaries and wages	\$11,844,607	\$30,000	\$11,874,607
Operating expenses	3,478,744	15,000	3,493,744
Grants - Lignite research	19,971,300		19,971,300
Grants - Bond payments	25,339,126	50,607	25,389,733
Renewable energy development	3,000,000	(2,000,000)	1,000,000
Carbon Dioxide Storage Fund		532,000	532,000
Mineral resources contingency		743,972	743,972
Total all funds	\$63,633,777	(\$628,421)	\$63,005,356
Less estimated income	46,716,149	806,509	47,522,658
General fund	\$16,917,628	(\$1,434,930)	\$15,482,698
FTE	73.06	1.00	74.06

### Department No. 405 - Industrial Commission - Detail of House Changes

	Increases Funding for Engineering Technician <sup>1</sup>	Adds Funding for Carbon Dioxide Storage <sup>2</sup>	Adjusts Bond Payments <sup>3</sup>	Reduces Funding for Renewable Energy <sup>4</sup>	Adds Funding for Contingency Appropriation <sup>5</sup>	Total House Changes
Salaries and wages	\$30,000					\$30,000
Operating expenses	15,000					15,000
Grants - Lignite research						
Grants - Bond payments			50,607			50,607
Renewable energy development				(2,000,000)		(2,000,000)
Carbon Dioxide Storage Fund		532,000				532,000
Mineral resources contingency					743,972	743,972
Total all funds	\$45,000	\$532,000	\$50,607	(\$2,000,000)	\$743,972	(\$628,421)
Less estimated income	0	0	62,537	0	743,972	806,509
General fund	\$45,000	\$532,000	(\$11,930)	(\$2,000,000)	\$0	(\$1,434,930)
FTE	0.00	1.00	0.00	0.00	0.00	1.00

<sup>1</sup> The salaries and wages line item and the operating line item are increased to provide funding for 1 FTE engineering technician position for 24 months of the biennium rather than for only 18 months of the biennium.

<sup>2</sup> This amendment adds funding for the carbon dioxide storage facility administrative fund and authorizes 1 FTE position to administer the provisions of Chapter 38-22. Sections are added relating to the use of the funding and allowing the funding to be available prior to July 1, 2011.

<sup>3</sup> This amendment provides for contingent bond payment for the Veterans' Home federal subsidy of \$116,475, and reduces funding for bond payments for the State Department of Health (\$34,805) and Job Service North Dakota (\$31,783).

<sup>4</sup> This amendment reduces one-time funding provided in the executive budget recommendation for renewable energy development from \$3 million to \$1 million.

<sup>5</sup> A contingent appropriation from the permanent oil tax trust fund is added for the Department of Mineral Resources to hire additional FTE positions based on drilling rig counts. A section is added providing the criteria for accessing the contingent funding.

A section is added for a Legislative Management study on primacy in the administration of Environmental Protection Agency regulations.

### House Bill No. 1014 - Bank of North Dakota - House Action

A section of legislative intent is added providing that the Bank of North Dakota ensure lands

adjacent to the Bank are developed for use consistent with the mission and purpose of the Bank.

### House Bill No. 1014 - Mill and Elevator - House Action

	Executive Budget	House Changes	House Version
Salaries and wages	\$26,311,616	(\$262,286)	\$26,049,330
Operating expenses	19,879,805		19,879,805
Contingencies	400,000		400,000
Agriculture promotion	150,000	60,000	210,000
Total all funds	\$46,741,421	(\$202,286)	\$46,539,135
Less estimated income	46,741,421	(202,286)	46,539,135
General fund	\$0	\$0	\$0
FTE	135.00	(4.00)	131.00

### Department No. 475 - Mill and Elevator - Detail of House Changes

	Removes FTE Positions <sup>1</sup>	Adds Funding for Rural Leadership Grant <sup>2</sup>	Total House Changes
Salaries and wages	(\$262,286)		(\$262,286)
Operating expenses			
Contingencies			
Agriculture promotion		60,000	60,000
Total all funds	(\$262,286)	\$60,000	(\$202,286)
Less estimated income	(262,286)	60,000	(202,286)
General fund	\$0	\$0	\$0
FTE	(4.00)	0.00	(4.00)

<sup>1</sup> This amendment removes the following FTE positions included in the executive budget recommendation:

- 2 FTE car checker positions.
- 1 FTE sales representative position.
- 1 FTE laboratory technician position.

<sup>2</sup> This amendment adds funding for a grant to Rural Leadership North Dakota.

#### REPORT OF STANDING COMMITTEE

**HB 1015: Appropriations Committee (Rep. Delzer, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (19 YEAS, 1 NAYS, 1 ABSENT AND NOT VOTING). HB 1015 was placed on the Sixth order on the calendar.

Page 1, line 2, after the semicolon insert "to provide for a legislative management study; to provide for a report to the budget section;"

Page 1, line 2, replace "an exemption" with "legislative intent"

Page 1, replace line 12 with:

"Adult services \$143,087,868      \$19,006,466      \$162,094,334"

Page 1, replace line 14 with:

"Total all funds \$168,594,699      \$21,084,206      \$189,678,905"

Page 1, replace lines 16 and 17 with:

"Total general fund      \$142,657,006      \$16,515,749      \$159,172,755"

Full-time equivalent positions    735.29                      60.00                      795.29"

Page 2, replace line 1 with:

"Equipment        595,500                      437,300"

Page 2, replace lines 3 and 4 with:

"Extraordinary repairs                      0                      741,490

Total all funds                      \$67,007,875                      \$1,796,758"

Page 2, replace line 6 with:

"Total general fund                      \$21,433,823 \$1,796,758"

Page 2, remove lines 27 through 30

Page 3, replace lines 1 and 2 with:

**"SECTION 4. LEGISLATIVE MANAGEMENT STUDY.** During the 2011-12 interim, the legislative management shall consider studying the Missouri River correctional center, including the feasibility and desirability of the Missouri River correctional center relocating adjacent to the state penitentiary. The legislative management shall report its findings and recommendations, together with any legislation required to implement the recommendations, to the sixty-third legislative assembly.

**SECTION 5. REPORT TO BUDGET SECTION.** The department of corrections and rehabilitation shall, during the 2011-12 interim, report quarterly to the budget section regarding the progress of the prison expansion project.

**SECTION 6. LEGISLATIVE INTENT - NEW FULL-TIME EQUIVALENT POSITIONS.** It is the intent of the sixty-second legislative assembly that the department of corrections and rehabilitation not fill any of the forty-nine new full-time equivalent positions for the state penitentiary expansion project prior to ninety days before the estimated completion date of the project."

Renumber accordingly

#### STATEMENT OF PURPOSE OF AMENDMENT:

#### House Bill No. 1015 - DOCR - House Action

	Executive Budget	House Changes	House Version
Adult Services	\$164,525,852	(\$2,431,518)	\$162,094,334
Youth Services	27,584,571		27,584,571
Total all funds	\$192,110,423	(\$2,431,518)	\$189,678,905
Less estimated income	30,506,150	0	30,506,150
General fund	\$161,604,273	(\$2,431,518)	\$159,172,755
FTE	802.29	(7.00)	795.29

#### Department No. 530 - DOCR - Detail of House Changes

	Removes New FTE Positions <sup>1</sup>	Reduces Funding for Equipment <sup>2</sup>	Reduces Funding for Extraordinary Repairs at JRCC <sup>3</sup>	Removes Funding for Extraordinary Repairs at MRCC <sup>4</sup>	Reduces Funding for Contract Housing <sup>5</sup>	Reduces Funding to House Female Inmates <sup>6</sup>
Adult Services	(\$265,375)	(\$158,200)	(\$198,250)	(\$45,000)	(\$1,000,000)	(\$400,000)
Youth Services						
Total all funds	(\$265,375)	(\$158,200)	(\$198,250)	(\$45,000)	(\$1,000,000)	(\$400,000)
Less estimated income	0	0	0	0	0	0



General fund	(\$265,375)	(\$158,200)	(\$198,250)	(\$45,000)	(\$1,000,000)	(\$400,000)
FTE	(7.00)	0.00	0.00	0.00	0.00	0.00
			<b>Reduces Funding for Operating Expenses<sup>7</sup></b>	<b>Reduces Funding for Professional Development<sup>8</sup></b>	<b>Reduces Funding for Utilities<sup>9</sup></b>	<b>Total House Changes</b>
Adult Services			(\$229,693)	(\$35,000)	(\$100,000)	(\$2,431,518)
Youth Services						
Total all funds			(\$229,693)	(\$35,000)	(\$100,000)	(\$2,431,518)
Less estimated income			0	0	0	0
General fund			(\$229,693)	(\$35,000)	(\$100,000)	(\$2,431,518)
FTE			0.00	0.00	0.00	(7.00)

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<sup>1</sup> This amendment removes 3 FTE health care orderly positions, 1 FTE system mechanic position, 1 FTE dental assistant position, 1 FTE training officer position, and 1 FTE administrative position which were added in the executive budget recommendation and related operating expenses.

<sup>2</sup> This amendment:

- Reduces one-time funding included in the executive budget recommendation for a road grader from \$130,000 to \$50,000.
- Reduces one-time funding included in the executive budget for utility vehicles from \$18,400 to \$9,200.
- Removes one-time funding of \$32,000 included in the executive budget recommendation for a command center incident trailer at the James River Correctional Center and an Interactive Video Network system for training and a computer training laboratory at the State Penitentiary.
- Removes one-time funding of \$37,000 included in the executive budget recommendation for 40 radios.

<sup>3</sup> One-time funding included in the executive budget recommendation for a dayroom and secured recreational areas in the special assistance unit at the James River Correctional Center is removed.

<sup>4</sup> One-time funding included in the executive budget recommendation for extraordinary repairs at the Missouri River Correctional Center is removed.

<sup>5</sup> This amendment reduces funding for contract treatment, transitional, and overflow housing from \$23.5 million to \$22.5 million.

<sup>6</sup> This amendment reduces funding for the contract to house female inmates at the Dakota Women's Correctional and Rehabilitation Center from \$8.59 million to \$8.19 million.

<sup>7</sup> This amendment reduces funding for operating expenses for adult services.

<sup>8</sup> This amendment reduces funding for motivational speakers.

<sup>9</sup> This amendment reduces funding for utilities at the State Penitentiary.

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This amendment also:

- Removes a section allowing the department to retain 2009-11 unspent general fund appropriation authority and use it for the prison expansion project during the 2011-13 biennium. This change will result in an estimated \$1.6 million of additional 2009-11 general fund turnback.
- Adds a section of legislative intent providing that the department not hire any new

FTE positions until 90 days prior to the project completion date.

- Adds a section to provide that the Legislative Management consider a study on the relocation of the Missouri River Correctional Center.
- Requires the department to report quarterly to the Budget Section regarding the progress of the prison expansion project.

#### REPORT OF STANDING COMMITTEE

**HB 1016: Appropriations Committee (Rep. Delzer, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (21 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1016 was placed on the Sixth order on the calendar.

Page 1, replace line 16 with:

"Workforce 20/20        1,512,491        (112,491)        1,400,000"

Page 1, replace line 20 with:

"Total all funds \$62,277,347    \$9,588,191    \$71,865,538"

Page 1, replace line 22 with:

"Total general fund    \$1,565,442    \$183,290    \$1,748,732"

Renumber accordingly

#### STATEMENT OF PURPOSE OF AMENDMENT:

#### House Bill No. 1016 - Job Service North Dakota - House Action

	Executive Budget	House Changes	House Version
Salaries and wages	\$35,270,584		\$35,270,584
Operating expenses	13,698,670		13,698,670
Capital assets	20,000		20,000
Grants	7,576,284		7,576,284
Workforce 20/20	1,531,160	(131,160)	1,400,000
Reed Act - Computer modernization	12,400,000		12,400,000
Federal stimulus funds	1,500,000		1,500,000
Total all funds	\$71,996,698	(\$131,160)	\$71,865,538
Less estimated income	70,116,806	0	70,116,806
General fund	\$1,879,892	(\$131,160)	\$1,748,732
FTE	261.76	0.00	261.76

#### Department No. 380 - Job Service North Dakota - Detail of House Changes

	Decreases Funding for Workforce 20/20 <sup>1</sup>	Total House Changes
Salaries and wages		
Operating expenses		
Capital assets		
Grants		
Workforce 20/20	(131,160)	(131,160)
Reed Act - Computer modernization		
Federal stimulus funds		
Total all funds	(\$131,160)	(\$131,160)
Less estimated income	0	0
General fund	(\$131,160)	(\$131,160)
FTE	0.00	0.00

<sup>1</sup> This amendment decreases funding from the general fund for Workforce 20/20 by \$131,160 from \$1,531,160 as provided for in the 2011-13 executive budget to \$1.4 million. The funding of \$1.4 million represents a decrease in funding from the general fund of \$112,491 compared to the 2009-11 general fund appropriation of \$1,512,491.

#### REPORT OF STANDING COMMITTEE

**HB 1018: Appropriations Committee (Rep. Delzer, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (18 YEAS, 1 NAYS, 2 ABSENT AND NOT VOTING). HB 1018 was placed on the Sixth order on the calendar.

Page 1, line 1, remove the second "the"

Page 1, line 2, after "enact" insert "section 15-69-07,"

Page 1, line 2, after the first comma insert "and"

Page 1, line 2, remove "chapter to title 54, and two"

Page 1, line 3, replace "new sections to chapter 54-60" with "section to chapter 54-60"

Page 1, line 3, after the second "the" insert "centers of excellence program,"

Page 1, line 4, remove "centers of research excellence program, centers of entrepreneurship"

Page 1, line 5, remove "excellence grants,"

Page 1, line 6, remove "15-69-02, 15-69-03,"

Page 1, line 6, after the fourth comma insert "and"

Page 1, line 6, remove ", 15-69-06, 54-44.5-09, 54-60-21, 54-60-22,"

Page 1, line 7, remove "and 54-60-23"

Page 1, line 8, after the second comma insert "and"

Page 1, line 8, remove ", the office of renewable energy and"

Page 1, line 9, remove "efficiency, and centers of workforce excellence grants"

Page 1, line 9, after the first semicolon insert "to repeal chapter 15-69 of the North Dakota Century Code, relating to the centers of excellence program;"

Page 1, replace line 22 with:

"Operating expenses	14,478,272	(595,012)	13,883,260"
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Page 1, replace line 24 with:

"Grants	65,411,058	851,936	66,262,994"
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Page 2, replace line 1 with:

"North Dakota development fund	0	250,000	250,000"
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Page 2, replace line 3 with:

"Workforce enhancement	0	2,000,000	2,000,000"
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Page 2, remove line 6

Page 2, replace line 8 with:

"Partner programs	2,022,044	0	2,022,044"
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Page 2, remove line 9

Page 2, replace line 11 with:

"Total all funds	\$97,672,773	\$28,591,967	\$126,264,740"
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Page 2, replace line 13 with:

"Total general fund	\$28,006,303	\$9,623,500	\$37,629,803"
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Page 2, replace line 14 with:

"Full-time equivalent positions	68.00	.25	68.25"
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Page 2, replace line 20 with:

"Workforce enhancement fund	\$1,000,000	\$2,000,000"
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Page 2, remove lines 21 through 23

Page 2, after line 27, insert:

"Tourism infrastructure grant	0	1,000,000"
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Page 2, replace line 28 with:

Child care grants and loans	1,820,000	370,338
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Child care service providers	0	4,935,000
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recruitment, training, and retention grants"

Page 2, replace line 29 with:

"Centers of excellence	19,500,000	0"
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Page 2, after line 30, insert:

"Minot air force base realignment grant	0	250,000"
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Page 3, replace line 2 with:

"Total all funds	\$99,064,635	\$33,052,088"
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Page 3, replace line 4 with:

"Total general fund	\$30,470,000	\$8,555,338"
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Page 5, line 10, overstrike "**(Effective through July 31,**"

Page 5, line 10, remove "**2021**"

Page 5, line 10, overstrike the boldfaced closing parenthesis

Page 5, line 16, after "4." insert ""Department" means the department of commerce.

5."

Page 5, overstrike lines 17 through 25

Page 5, remove lines 28 and 29

Page 6, remove lines 1 through 31

Page 7, remove lines 1 through 31

Page 8, remove lines 1 through 5

Page 8, line 8, overstrike "(Effective through July 31,"

Page 8, line 8, remove "2021"

Page 8, line 8, overstrike ") **Application - Eligibility requirements**" and insert immediately thereafter "Centers of excellence program"

Page 8, line 9, overstrike "1."

Page 8, line 9, overstrike "provide center application forms, accept"

Page 8, overstrike lines 10 through 20 and insert immediately thereafter "administer the centers of excellence program."

Page 8, overstrike lines 24 through 30

Page 9, overstrike lines 1 through 23

Page 9, line 26, overstrike "(Effective through July 31,"

Page 9, line 26, remove "2021"

Page 9, line 26, overstrike the boldfaced closing parenthesis

Page 10, line 2, overstrike "board" and insert immediately thereafter "department"

Page 10, line 4, overstrike "commission's" and insert immediately thereafter "department's"

Page 10, line 6, overstrike "commission" and insert immediately thereafter "department"

Page 10, line 7, remove "Instead of requiring annual audits under this subsection, the"

Page 10, replace lines 8 through 13 with "Effective on the effective date of this Act, the department shall assume the postaward monitoring duties previously fulfilled by the commission and the center shall provide the department, rather than the commission, with the information necessary to monitor the postaward activities of the center."

Page 10, line 14, overstrike "commission directs the"

Page 10, line 14, overstrike "to distribute" and insert immediately thereafter "distributes"

Page 10, line 15, overstrike "commission" and insert immediately thereafter "department"

Page 10, line 23, overstrike "In making funding recommendations"

Page 10, overstrike lines 24 through 26

Page 10, line 27, overstrike "commission shall direct the"

Page 10, line 27, overstrike "to" and insert immediately thereafter "shall"

Page 10, line 29, overstrike "commission" and insert immediately thereafter "department"

Page 11, line 2, overstrike "commission may"

Page 11, line 3, overstrike "direct that the"

Page 11, line 3, after "commerce" insert "may"

Page 11, line 4, overstrike "commission" and insert immediately thereafter "department"

Page 11, line 5, overstrike "commission" and insert immediately thereafter "department"

Page 11, line 6, overstrike "commission's" and insert immediately thereafter "department's"

Page 11, line 6, overstrike ", which"

Page 11, overstrike line 7

Page 11, line 8, overstrike "centers of excellence forums" and insert immediately thereafter "related to this program"

Page 11, remove lines 11 through 18

Page 11, after line 18, insert:

"**SECTION 7.** Section 15-69-07 of the North Dakota Century Code is created and enacted as follows:

**15-69-07. Centers of excellence postaward monitoring.**

1. For no fewer than six years and no more than ten years following center designation, the department shall monitor a center's activities in order to determine whether the center is having the desired economic impact.
2. Instead of requiring annual audits under subsection 2 of section 15-69-05, the department may require that the center be audited on all funds distributed to the center under this chapter at the halfway point of the postaward monitoring and at the end of the postaward monitoring and that for all other years during the postaward monitoring the center contract with an independent accountant for an agreed-upon procedures engagement. A center may use funds distributed to the center under this chapter to pay for audits required under subsection 2 of section 15-69-05 or for an agreed-upon procedures engagement.
3. At a minimum, an agreed-upon procedures engagement under subsection 2 must include:
  - a. Verification of the accuracy of jobs data regarding jobs claimed related by the center, distinguishing between the creation of private sector jobs and jobs within the institution of higher education;
  - b. Verification of compliance with the centers of excellence program matching fund requirements;
  - c. Verification awarded center funds were used for authorized uses;
  - d. Verification the center complied with the center's application timeline and any authorized revisions;
  - e. Verification the center complied with the center's scope of activities as provided under the center's application and any authorized revisions;
  - f. Review of a sample of center expenditures to verify the expenses were approved, supported with documentation, and made in accordance with the scope identified in the center's application;
  - g. Verification of a sample of labor charged to the center;
  - h. Verification business incentive agreements comply with chapter 54-60.1; and
  - i. Comparison of the center's application budget to the center's actual expenditures, including documentation explaining any material differences."

Page 12, line 8, replace "five" with "fourteen"

Page 12, line 8, replace "pump" with "retail location"

Page 12, line 10, after "locations" insert ", including the piping system and storage components"

Page 12, line 13, after "equipment" insert ", including the piping system and storage components"

Page 13, remove lines 15 through 30

Page 14, remove lines 1 through 31

Page 15, remove lines 1 through 30

Page 16, remove lines 1 through 30

Page 17, remove lines 1 through 31

Page 18, remove lines 1 through 6

Page 18, after line 13, insert:

**"SECTION 10. GRANT - DIVISION OF TOURISM - TOURISM INFRASTRUCTURE GRANTS.** The grants line item in section 1 of this Act includes the sum of \$1,000,000 from the general fund for providing a tourism infrastructure grant.

**SECTION 11. GRANT - MINOT AIR FORCE BASE REALIGNMENT GRANT.** The grants line item in section 1 of this Act includes the sum of \$250,000 from the general fund for providing a base realignment grant to enhance economic development and employment opportunities associated with the Minot air force base resulting from action by the federal defense base closure and realignment commission.

**SECTION 12. CHILD CARE GRANTS - WORKFORCE DEVELOPMENT - QUALITY IMPROVEMENT - TECHNICAL ASSISTANCE - CAPACITY BUILDING.** The grants line item in section 1 of this Act includes the sum of \$4,935,000 from the general fund for providing grants to child care service providers for workforce development, quality improvement, technical assistance, and capacity building in collaboration with the department of human services under section 50-11.1-14.1.

**SECTION 13. INNOVATION 2020 AWARD.** The department may administer an innovation 2020 award program to provide proof-of-concept funding to a qualified entrepreneur to assist in moving a new technology from academia into the commercialization cycle, for the biennium beginning July 1, 2011, and ending June 30, 2013. The following provisions apply to an award under this section:

1. An applicant must be an individual who is associated with a North Dakota institution of higher education as a student, an employee, or other relationship the department may authorize.
2. The applicant must have an early-stage technology with high commercial potential.
3. The department shall establish the qualified uses of funds received under this section.
4. As a term for receipt of funds under this section, the recipient shall agree to the department's repayment terms equal to two times the amount of the award.
5. The department's repayment terms may include the department taking an equity position in, providing a loan to, or using any other innovative

financing mechanism to provide the funds to the recipient. The terms of repayment may be conditioned on the new technology becoming income generating.

6. An award under this section may not exceed fifty thousand dollars. A recipient may not receive more than one award under this section.
7. An award under this section is not a business incentive under chapter 54-60.1.

#### **SECTION 14. TECHNOLOGY AWARD EQUITY INVESTMENT PROGRAM.**

The department may administer a technology award equity investment program that provides matching equity investments to technology-based businesses, for the biennium beginning July 1, 2011, and ending June 30, 2013. The following provisions apply to technology award equity investments:

1. An applicant must:
  - a. Be a North Dakota business that is at the startup stage;
  - b. Be a primary sector business in the technology field; and
  - c. Have a legal structure that was established following comprehensive vetting, development of proof of concept, and a completed business plan.
2. Before funds are distributed under this section, the recipient shall provide the department with detailed documentation of the availability of two dollars of angel fund investment matching funds for each dollar of state funds distributed under this section. Matching funds must come from a North Dakota angel fund certified under section 57-38-01.26 and be in cash. Matching funds may not be in-kind assets.
3. An equity investment under this section may not exceed fifty thousand dollars. A recipient may not receive more than one award under this section.
4. An award equity investment under this section is not a business incentive under chapter 54-60.1."

Page 18, remove lines 14 through 31

Page 19, remove lines 1 through 26

Page 20, line 10, replace "The" with "Up to \$665,000 of the"

Page 20, line 11, replace "46" with "26"

Page 20, line 12, remove "On June 30, 2011, the office of management and budget shall"

Page 20, remove lines 13 and 14

Page 20, line 15, replace "entrepreneurship excellence-awarded projects," with "The department of commerce may spend these funds for the purposes provided for in this section,"

Page 20, line 16, remove "The department of commerce may use up to \$5,000,000 of the funds"

Page 20, replace line 17 with "The department of commerce may use up to \$600,000 of these funds for a grant to assist in the acquisition of the antiballistic missile site at the Stanley R. Mickelson safeguard complex in Nekoma. The department of commerce may use up to \$65,000 of these funds for grants to child care service providers for workforce development, quality improvement, technical assistance, and capacity building in collaboration with the department of human services under section 50-11.1-14.1."



Page 21, line 1, remove "CENTERS OF"

Page 21, line 1, replace "EXCELLENCE" with "ENHANCEMENT"

Page 21, line 2, remove "centers of"

Page 21, line 3, replace the first "excellence" with "enhancement"

Page 21, line 3, remove "centers of"

Page 21, line 3, replace the second "excellence" with "enhancement"

Page 21, remove lines 6 through 15

Page 21, line 17, replace "\$400,000" with "\$250,000"

Page 22, remove lines 1 through 21

Page 23, after line 7, insert:

**"SECTION 26. REPEAL.** Chapter 15-69 of the North Dakota Century Code is repealed.

**SECTION 27. EFFECTIVE DATE.** Section 26 of this Act becomes effective on August 1, 2023."

Page 23, line 8, replace "10" with "8"

Page 23, line 11, replace "10" with "8"

Page 23, line 11, replace "13" with "9"

Page 23, line 11, replace "21" with "18"

Renumber accordingly

#### STATEMENT OF PURPOSE OF AMENDMENT:

#### House Bill No. 1018 - Department of Commerce - House Action

	Executive Budget	House Changes	House Version
Salaries and wages	\$10,871,979		\$10,871,979
Operating expenses	14,108,260	(225,000)	13,883,260
Capital assets	70,018		70,018
Grants	60,627,994	5,635,000	66,262,994
North Dakota Development Fund	400,000	(150,000)	250,000
Discretionary funds	928,082		928,082
Centers of workforce excellence	2,000,000	(2,000,000)	
Economic development initiatives	186,846		186,846
Agriculture Products Utilization Comm	2,739,767		2,739,767
Centers of excellence	13,000,000	(13,000,000)	
North Dakota Trade Office	2,553,000		2,553,000
Partner programs	2,122,044	(100,000)	2,022,044
Division of Energy	619,691	(619,691)	
Federal fiscal stimulus funds	24,496,750		24,496,750
Workforce enhancement		2,000,000	2,000,000
Total all funds	\$134,724,431	(\$8,459,691)	\$126,264,740
Less estimated income	88,634,937	0	88,634,937
General fund	\$46,089,494	(\$8,459,691)	\$37,629,803
FTE	70.25	(2.00)	68.25

#### Department No. 601 - Department of Commerce - Detail of House Changes

	Adds Tourism Infrastructure Grants <sup>1</sup>	Adds Minot Air Force Base Realignment Grant <sup>2</sup>	Removes Centers of Excellence <sup>3</sup>	Removes Centers of Workforce Excellence <sup>4</sup>	Adds Workforce Enhancement Funding <sup>5</sup>	Removes Jobs for America's Graduates Programs <sup>6</sup>
Salaries and wages						

Operating expenses					(100,000)	
Capital assets						
Grants	1,000,000	250,000				
North Dakota						
Development						
Fund						
Discretionary funds						
Centers of						
workforce						
excellence				(2,000,000)		
Economic						
development						
initiatives						
Agriculture Products						
Utilization Comm						
Centers of						
excellence			(13,000,000)			
North Dakota Trade						
Office						
Partner programs						
Division of Energy						
Federal fiscal						
stimulus funds						
Workforce						
enhancement					2,000,000	
Total all funds	\$1,000,000	\$250,000	(\$13,000,000)	(\$2,000,000)	\$2,000,000	(\$100,000)
Less estimated						
income	0	0	0	0	0	0
General fund	\$1,000,000	\$250,000	(\$13,000,000)	(\$2,000,000)	\$2,000,000	(\$100,000)
FTE	0.00	0.00	0.00	0.00	0.00	0.00

	<b>Removes WorkKeys Program<sup>7</sup></b>	<b>Removes Funding for the American Indian Business Office<sup>8</sup></b>	<b>Adds Grants for Child Care Service Providers<sup>9</sup></b>	<b>Reduces Development Fund Child Care Loan Funding<sup>10</sup></b>	<b>Reduces Grants for Early Childhood Facilities<sup>11</sup></b>	<b>Removes Grants to Individuals Seeking a Child Development Associate Credential<sup>12</sup></b>
Salaries and wages						
Operating expenses	(125,000)					
Capital assets						
Grants			4,935,000		(400,000)	(150,000)
North Dakota						
Development						
Fund				(150,000)		
Discretionary funds						
Centers of						
workforce						
excellence						
Economic						
development						
initiatives						
Agriculture Products						
Utilization Comm						
Centers of						
excellence						
North Dakota Trade						
Office						
Partner programs		(100,000)				
Division of Energy						
Federal fiscal						
stimulus funds						
Workforce						
enhancement						
Total all funds	(\$125,000)	(\$100,000)	\$4,935,000	(\$150,000)	(\$400,000)	(\$150,000)
Less estimated						
income	0	0	0	0	0	0
General fund	(\$125,000)	(\$100,000)	\$4,935,000	(\$150,000)	(\$400,000)	(\$150,000)
FTE	0.00	0.00	0.00	0.00	0.00	0.00

					<b>Removes Funding for Energy Division<sup>13</sup></b>	<b>Total House Changes</b>
Salaries and wages						
Operating expenses						(225,000)

Grants		5,635,000
North Dakota Development Fund		(150,000)
Discretionary funds		
Centers of workforce excellence		(2,000,000)
Economic development initiatives		
Agriculture Products Utilization Comm		
Centers of excellence		(13,000,000)
North Dakota Trade Office		
Partner programs		(100,000)
Division of Energy	(619,691)	(619,691)
Federal fiscal stimulus funds		
Workforce enhancement		2,000,000
Total all funds	(\$619,691)	(\$8,459,691)
Less estimated income	0	0
General fund	(\$619,691)	(\$8,459,691)
FTE	(2.00)	(2.00)

<sup>1</sup> Funding is added for tourism infrastructure grants to be administered by the Division of Tourism.

<sup>2</sup> Funding is added for a Minot Air Force Base realignment grant to enhance economic development and employment opportunities associated with the Minot Air Force Base resulting from action by the federal defense base closure and realignment commission.

<sup>3</sup> Funding provided in the executive budget for centers of excellence is removed.

Sections added in the executive budget extending the program through 2021 are removed; therefore, the majority of the program will expire on July 30, 2011. Sections are added providing that the Department of Commerce administer the centers of excellence program, distribute funds to the centers, monitor centers for compliance with award requirements, review changes in assertions made in center applications, and conduct postaward monitoring of centers.

Sections are added repealing these provisions on August 1, 2023.

<sup>4</sup> The executive budget recommendation to create a centers of workforce excellence from the current workforce enhancement grant funding is removed.

<sup>5</sup> Funding for the workforce enhancement grant program is provided for the 2011-13 biennium, at \$2 million, a \$1 million increase from the funding provided in the 2009-11 biennium.

<sup>6</sup> Funding from the general fund to continue four Jobs for America's Graduates programs previously paid for with federal funds in the 2009-11 biennium is removed.

<sup>7</sup> One-time funding for a statewide marketing effort of the WorkKeys program is removed.

<sup>8</sup> One-time funding for the American Indian Business Office is removed.

<sup>9</sup> Funding is provided from the general fund in the amount of \$4,935,000 to provide grants in collaboration with the Department of Human Services under North Dakota Century Code Section 50-11.1-14.1 to child care providers for workforce development, quality improvement, technical assistance, and capacity building.

<sup>10</sup> Funding included in the executive budget for child care loans from the Development Fund is reduced to provide a total of \$250,000.

<sup>11</sup> Funding included in the executive budget for grants to early childhood facilities is reduced to \$100,000.

<sup>12</sup> Funding included in the executive budget for grants to individuals seeking a child development associate credential is removed.

<sup>13</sup> Funding included in the executive budget for a new Division of Energy and two associated FTE positions is removed.

This amendment also:

Changes provisions added in the executive budget relating to the biofuel blender pump incentive program to provide that cost-share grants are also available for the installation of the related blender pump piping system and storage components and that the per retail location limit is \$14,000 rather than \$5,000.

Removes provisions included in the executive budget establishing the office of renewable energy and energy efficiency as a separate division of the Department of Commerce rather than as part of the Division of Community Service.

Provides authority for the department to administer during the 2011-13 biennium an innovation 2020 award program to award grants to qualified entrepreneurs to move new technology from academia into the commercialization cycle.

Provides authority for the department to administer during the 2011-13 biennium a technology award equity investment program to provide matching equity investments to technology-based businesses.

Authorizes the department to continue up to \$665,000 of the \$5 million of 2009-11 unspent general fund appropriation authority relating to the Great Plains Applied Energy Research Center. Of the \$665,000, the department may use \$600,000 to assist in the acquisition of the antiballistic missile site at the Stanley R. Mickelson Safeguard Complex in Nekoma and \$65,000 for grants to child care service providers for workforce development, quality improvement, technical assistance, and capacity building pursuant to Section 50-11.1-14.1.

#### REPORT OF STANDING COMMITTEE

**HB 1019: Appropriations Committee (Rep. Delzer, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (16 YEAS, 5 NAYS, 0 ABSENT AND NOT VOTING). HB 1019 was placed on the Sixth order on the calendar.

Page 1, replace line 14 with:

"Grants	27,200,000	1,400,000	28,600,000"
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Page 1, replace line 18 with:

"Total all funds	\$36,703,890	\$1,726,801	\$38,430,691"
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Page 1, replace line 20 with:

"Total general fund appropriation	\$25,941,008	\$1,722,795	\$27,663,803"
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Page 1, remove lines 22 through 24

Page 2, remove lines 1 through 7

Renumber accordingly

#### STATEMENT OF PURPOSE OF AMENDMENT:

#### House Bill No. 1019 - Dept. of Career and Technical Education - House Action

	Executive Budget	House Changes	House Version
Salaries and wages	\$4,504,091		\$4,504,091
Operating expenses	1,219,346		1,219,346

Grants	29,085,000	(485,000)	28,600,000
Grants - Postsecondary	357,452		357,452
Adult farm management	749,802		749,802
Workforce training	3,000,000		3,000,000
Total all funds	\$38,915,691	(\$485,000)	\$38,430,691
Less estimated income	10,766,888	0	10,766,888
General fund	\$28,148,803	(\$485,000)	\$27,663,803
FTE	28.50	0.00	28.50

### Department No. 270 - Dept. of Career and Technical Education - Detail of House Changes

	Reduces Funding for Grants <sup>1</sup>	Total House Changes
Salaries and wages		
Operating expenses		
Grants	(485,000)	(485,000)
Grants - Postsecondary		
Adult farm management		
Workforce training		
Total all funds	(\$485,000)	(\$485,000)
Less estimated income	0	0
General fund	(\$485,000)	(\$485,000)
FTE	0.00	0.00

<sup>1</sup> Funding for the following general fund grants is removed:

- One-time funding for Stop the Violence (\$10,000).
- Expansion of career and technical education course offerings (\$400,000).
- Expanding professional development opportunities for career and technical education teachers in the areas of mathematics and science (\$75,000).

#### REPORT OF STANDING COMMITTEE

**HB 1020: Appropriations Committee (Rep. Delzer, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (14 YEAS, 6 NAYS, 1 ABSENT AND NOT VOTING). HB 1020 was placed on the Sixth order on the calendar.

Page 1, replace line 20 with:

"Extension service                      \$47,091,489                      \$515,165    \$47,606,654"

Page 1, replace line 22 with:

"Total all funds                      \$47,929,289                      \$565,165    \$48,494,454"

Page 1, replace line 24 with:

"Total general fund                      \$22,000,412                      \$3,365,232    \$25,365,644"

Page 2, replace line 22 with:

"Main research center                      \$87,530,418                      \$10,862,153    \$98,392,571"

Page 2, replace line 26 with:

"Total all funds                      \$87,530,418                      \$10,862,153    \$98,392,571"

Page 2, replace line 27 with:

"Less estimated income                      45,013,267                      (879,692)    44,133,575"

Page 2, replace line 28 with:

"Total general fund	\$42,517,151	\$11,741,845	\$54,258,996"
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Page 2, replace line 29 with:

"Full-time equivalent positions	329.26	3.00	332.26"
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Page 3, replace line 3 with:

"Dickinson research center	\$5,012,580	\$1,375,982	\$6,388,562"
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Page 3, replace line 7 with:

"North central research center	3,973,952	425,869	4,399,821"
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Page 3, replace line 9 with:

"Carrington research center	<u>6,727,962</u>	<u>2,623,526</u>	<u>9,351,488"</u>
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Page 3, replace line 10 with:

"Total all funds	\$26,284,006	\$5,673,783	\$31,957,789"
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Page 3, replace line 11 with:

"Less estimated income	<u>13,916,816</u>	<u>1,880,765</u>	<u>15,797,581"</u>
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Page 3, replace line 12 with:

"Total general fund	\$12,367,190	\$3,793,018	\$16,160,208"
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Page 3, replace line 13 with:

"Full-time equivalent positions	95.49	1.00	96.49"
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Page 3, replace line 25 with:

"Grand total general fund	\$79,913,767	\$19,483,291	\$99,397,058"
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Page 3, replace line 26 with:

"Grand total special funds	<u>109,469,662</u>	<u>(1,169,470)</u>	<u>108,300,192"</u>
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Page 3, replace line 27 with:

"Grand total all funds	\$189,383,429	\$18,313,821	\$207,697,250"
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Page 4, after line 2, insert:

"Carrington research center	0	2,225,000	
agronomy laboratory capital project"			

Page 4, replace line 13 with:

"Total all funds	\$22,675,000	\$11,719,581"	
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Page 4, replace line 15 with:

"Total general fund	\$17,700,000	\$9,216,650"	
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Page 5, after line 11, insert:

**"SECTION 7. PERMANENT OIL TAX TRUST FUND - DICKINSON RESEARCH CENTER - OPERATING POOL FUNDING.** The estimated income line item in subdivision 5 of section 1 of this Act includes \$800,000 from the permanent oil

tax trust fund. This funding is available only for defraying the costs of operations of the Dickinson research center, for the biennium beginning July 1, 2011, and ending June 30, 2013."

Renumber accordingly

#### STATEMENT OF PURPOSE OF AMENDMENT:

#### House Bill No. 1020 - Summary of House Action

	Executive Budget	House Changes	House Version
Transportation Institute			
Total all funds	\$24,069,961	\$0	\$24,069,961
Less estimated income	22,150,333	0	22,150,333
General fund	\$1,919,628	\$0	\$1,919,628
Branch Research Centers			
Total all funds	\$28,812,789	\$3,145,000	\$31,957,789
Less estimated income	14,877,581	920,000	15,797,581
General fund	\$13,935,208	\$2,225,000	\$16,160,208
NDSU Extension Service			
Total all funds	\$48,744,454	(\$250,000)	\$48,494,454
Less estimated income	23,128,810	0	23,128,810
General fund	\$25,615,644	(\$250,000)	\$25,365,644
Northern Crops Institute			
Total all funds	\$3,347,307	\$0	\$3,347,307
Less estimated income	1,654,725	0	1,654,725
General fund	\$1,692,582	\$0	\$1,692,582
Main Research Center			
Total all funds	\$97,897,571	\$495,000	\$98,392,571
Less estimated income	43,973,575	160,000	44,133,575
General fund	\$53,923,996	\$335,000	\$54,258,996
Agronomy Seed Farm			
Total all funds	\$1,435,168	\$0	\$1,435,168
Less estimated income	1,435,168	0	1,435,168
General fund	\$0	\$0	\$0
Bill total			
Total all funds	\$204,307,250	\$3,390,000	\$207,697,250
Less estimated income	107,220,192	1,080,000	108,300,192
General fund	\$97,087,058	\$2,310,000	\$99,397,058

#### House Bill No. 1020 - Branch Research Centers - House Action

	Executive Budget	House Changes	House Version
Dickinson Research Center	\$5,588,562	\$800,000	\$6,388,562
Central Grasslands Research Center	2,865,847		2,865,847
Hettinger Research Center	3,373,175		3,373,175
Langdon Research Center	2,378,807		2,378,807
North Central Research Center	4,279,821	120,000	4,399,821
Williston Research Center	3,200,089		3,200,089
Carrington Research Center	7,126,488	2,225,000	9,351,488
Total all funds	\$28,812,789	\$3,145,000	\$31,957,789
Less estimated income	14,877,581	920,000	15,797,581
General fund	\$13,935,208	\$2,225,000	\$16,160,208
FTE	95.49	1.00	96.49

#### Department No. 628 - Branch Research Centers - Detail of House Changes

	Adds Funding for SBARE Canola Initiative <sup>1</sup>	Adds Funding for Dickinson Research Center <sup>2</sup>	Adds Funding for Capital Project <sup>3</sup>	Total House Changes
Dickinson Research Center		\$800,000		\$800,000
Central Grasslands Research Center				
Hettinger Research Center				
Langdon Research Center				
North Central Research Center	120,000			120,000
Williston Research Center				

Carrington Research Center			2,225,000	2,225,000
Total all funds	\$120,000	\$800,000	\$2,225,000	\$3,145,000
Less estimated income	120,000	800,000	0	920,000
General fund	\$0	\$0	\$2,225,000	\$2,225,000
FTE	1.00	0.00	0.00	1.00

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<sup>1</sup> Funding is added for the State Board of Agricultural Research and Education (SBARE) initiative to enhance canola crop development efforts.

<sup>2</sup> Funding is added for operations at the Dickinson Research Center from the permanent oil tax trust fund.

<sup>3</sup> Funding is added for the agronomy laboratory capital project at the Carrington Research Center.

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#### House Bill No. 1020 - NDSU Extension Service - House Action

	Executive Budget	House Changes	House Version
Extension Service	\$47,856,654	(\$250,000)	\$47,606,654
Soil Conservation Committee	887,800		887,800
Total all funds	\$48,744,454	(\$250,000)	\$48,494,454
Less estimated income	23,128,810	0	23,128,810
General fund	\$25,615,644	(\$250,000)	\$25,365,644
FTE	255.75	0.00	255.75

#### Department No. 630 - NDSU Extension Service - Detail of House Changes

	Removes Funding for SBARE Livestock Stewardship Initiative <sup>1</sup>	Total House Changes
Extension Service	(\$250,000)	(\$250,000)
Soil Conservation Committee		
Total all funds	(\$250,000)	(\$250,000)
Less estimated income	0	0
General fund	(\$250,000)	(\$250,000)
FTE	0.00	0.00

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<sup>1</sup> Funding for the SBARE initiative relating to livestock stewardship is removed.

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#### House Bill No. 1020 - Main Research Center - House Action

	Executive Budget	House Changes	House Version
Main Research Center	\$97,897,571	\$495,000	\$98,392,571
Total all funds	\$97,897,571	\$495,000	\$98,392,571
Less estimated income	43,973,575	160,000	44,133,575
General fund	\$53,923,996	\$335,000	\$54,258,996
FTE	329.26	3.00	332.26

#### Department No. 640 - Main Research Center - Detail of House Changes



	Adds Funding for SBARE Canola Initiative <sup>1</sup>	Adds Funding for SBARE State Data Center Initiative <sup>2</sup>	Total House Changes
Main Research Center	\$370,000	\$125,000	\$495,000
Total all funds	\$370,000	\$125,000	\$495,000
Less estimated income	160,000	0	160,000
General fund	\$210,000	\$125,000	\$335,000
FTE	2.00	1.00	3.00

<sup>1</sup> Funding is added for the SBARE initiative to enhance canola crop development efforts.

<sup>2</sup> Funding is added for the SBARE initiative relating to the State Data Center.

#### REPORT OF STANDING COMMITTEE

**HB 1021: Appropriations Committee (Rep. Delzer, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (15 YEAS, 6 NAYS, 0 ABSENT AND NOT VOTING). HB 1021 was placed on the Sixth order on the calendar.

Page 1, line 2, after the second semicolon insert "to provide legislative intent;"

Page 1, replace line 17 with:

"Center for distance education 6,187,917 461,321 6,649,238"

Page 2, replace lines 3 and 4 with:

"Total all funds \$221,825,725 (\$57,627,838) \$164,197,887

Less estimated income 206,907,171 (61,830,488) 145,076,683"

Page 2, replace line 6 with:

"Full-time equivalent positions 328.20 (1.90) 326.30"

Page 2, remove lines 30 and 31

Page 3, replace lines 1 through 7 with:

**"SECTION 4. LEGISLATIVE INTENT - BANK OF NORTH DAKOTA PACE PROGRAM.** It is the intent of the sixty-second legislative assembly that the Bank of North Dakota PACE program be used to provide low-interest loans to finance projects of up to a total of \$5,000,000 consistent with the mission of the health information technology planning loan fund and the health information technology loan fund."

Renumber accordingly

#### STATEMENT OF PURPOSE OF AMENDMENT:

#### House Bill No. 1021 - Information Technology Department - House Action

	Executive Budget	House Changes	House Version
Salaries and wages	\$45,603,386		\$45,603,386
Operating expenses	53,152,191		53,152,191
Capital assets	15,035,666		15,035,666
Center for Distance Education	6,876,206	(226,968)	6,649,238
Statewide Longitudinal Data System	3,626,867		3,626,867
Educational Technology Council	1,075,403		1,075,403

EduTech	7,926,447		7,926,447
K-12 wide area network	5,075,992		5,075,992
Geographic Information System	1,112,065		1,112,065
Health Information Technology Office	13,959,238		13,959,238
Criminal Justice Information Sharing	2,981,394		2,981,394
Federal stimulus funds	8,000,000		8,000,000
Total all funds	\$164,424,855	(\$226,968)	\$164,197,887
Less estimated income	145,303,651	(226,968)	145,076,683
General fund	\$19,121,204	\$0	\$19,121,204
FTE	328.20	(1.90)	326.30

### Department No. 112 - Information Technology Department - Detail of House Changes

	Removes Vacant FTE Positions <sup>1</sup>	Total House Changes
Salaries and wages		
Operating expenses		
Capital assets		
Center for Distance Education	(226,968)	(226,968)
Statewide Longitudinal Data System		
Educational Technology Council		
EduTech		
K-12 wide area network		
Geographic Information System		
Health Information Technology Office		
Criminal Justice Information Sharing		
Federal stimulus funds		
	(\$226,968)	(\$226,968)
Total all funds		
Less estimated income	(226,968)	(226,968)
General fund	\$0	\$0
FTE	(1.90)	(1.90)

<sup>1</sup> This amendment removes the following vacant FTE positions from the Center for Distance Education:

	FTE	General Fund	Special Funds
Teacher I	0.90		\$111,918
Teacher III	0.50		72,797
Custodian	0.50		42,253
Total	1.90	\$0	\$226,968

This amendment also removes Section 4 of the bill as introduced which provided the Industrial Commission transfer up to \$5 million from the current earnings and accumulated undivided profits of the Bank of North Dakota to the health information technology planning loan fund or to the health information technology loan fund for the 2011-13 biennium. The amendment adds a section of legislative intent to provide that the Bank of North Dakota PACE program is to be used to provide low-interest loans to finance projects consistent with the mission of the health information technology planning loan fund and the health information technology loan fund.

### REPORT OF STANDING COMMITTEE

**HB 1025: Appropriations Committee (Rep. Delzer, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (14 YEAS, 6 NAYS, 1 ABSENT AND NOT VOTING). HB 1025 was placed on the Sixth order on the calendar.

Page 1, line 2, after "committee" insert "; and to provide for reports"

Page 1, replace line 11 with:

"Salaries and wages	\$517,456	\$248,524
\$765,980		

Operating expenses	4,696,815	(1,729,206)	2,967,609
Capital assets	13,764	(13,764)	0
Grants	<u>7,653,965</u>	<u>1,535,060</u>	<u>9,189,025"</u>

Page 1, after line 13, insert:

**"SECTION 2. REPORTS TO THE BUDGET SECTION.** The tobacco prevention and control executive committee shall provide written reports to the budget section quarterly during the 2011-12 interim. The reports must include detailed information on expenditures for contract services, professional fees and services, and grants."

Renumber accordingly

#### STATEMENT OF PURPOSE OF AMENDMENT:

#### House Bill No. 1025 - Tobacco Prevention & Control Exec Comm - House Action

	Executive Budget	House Changes	House Version
Salaries and wages		\$765,980	\$765,980
Operating expenses		2,967,609	2,967,609
Grants		9,189,025	9,189,025
Tobacco Prevention and Control Exec Comm	12922614	(12,922,614)	
Total all funds	\$12,922,614	\$0	\$12,922,614
Less estimated income	12,922,614	0	12,922,614
General fund	\$0	\$0	\$0
FTE	4.00	0.00	4.00

#### Department No. 305 - Tobacco Prevention & Control Exec Comm - Detail of House Changes

	Provides Multiple Line Appropriation <sup>1</sup>	Removes 2.5 Temporary FTE Positions <sup>2</sup>	Increases Grant Funding <sup>3</sup>	Total House Changes
Salaries and wages	\$1,132,494	(\$366,514)		\$765,980
Operating expenses	2,967,609			2,967,609
Grants	8,822,511		366,514	9,189,025
Tobacco Prevention and Control Exec Comm	(12,922,614)			(12,922,614)
Total all funds	\$0	(\$366,514)	\$366,514	\$0
Less estimated income	0	(366,514)	366,514	0
General fund	\$0	\$0	\$0	\$0
FTE	0.00	0.00	0.00	0.00

<sup>1</sup> This amendment removes the comprehensive tobacco control line item and provides funding by object code line items.

<sup>2</sup> This amendment removes the salaries and wages and fringe benefits for the following temporary FTE positions:

- .50 accountant - \$86,786.
- 1.00 community intervention coordinator - \$127,904.
- 1.00 evaluation coordinator - \$151,824.

<sup>3</sup> Funding for grants is increased.

A section is added to provide for quarterly written reports to the Budget Section during the 2011-12 interim.

#### REPORT OF STANDING COMMITTEE

**HB 1270: Education Committee (Rep. R. Kelsch, Chairman) recommends**

**AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (15 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1270 was placed on the Sixth order on the calendar.

Page 1, line 1, after "A BILL" replace the remainder of the bill with "for an Act to amend and reenact sections 15.1-13-09 and 15.1-13-20 of the North Dakota Century Code, relating to the licensing of teachers from other states; and to repeal section 15.1-13-21 of the North Dakota Century Code, relating to reciprocal teaching licenses.

**BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

**SECTION 1. AMENDMENT.** Section 15.1-13-09 of the North Dakota Century Code is amended and reenacted as follows:

**15.1-13-09. Board powers.**

The board may:

1. Adopt rules in accordance with chapter 28-32.
2. ~~Contract with other states for the reciprocal approval of teacher preparation programs.~~
3. Apply for and receive federal or other funds on behalf of the state for purposes related to its duties.
- 4.3. Perform any duty related to the improvement of instruction through teacher education, professional development, and continuing education programs.

**SECTION 2. AMENDMENT.** Section 15.1-13-20 of the North Dakota Century Code is amended and reenacted as follows:

**15.1-13-20. ~~Interim reciprocal teaching license -- Period of validity~~Applicants licensed in other states.**

1. The board shall grant ~~an interim reciprocal~~ a teaching license ~~in accordance with sections 15.1-18-02 and 15.1-18-03 to an individual~~ to an applicant who holds a regular teaching license or certificate from another state, provided:
  - a. The ~~individual's~~ applicant's licensure or certification is based upon a minimum of a bachelor's degree with a major that meets the issuing state's requirements in early childhood education, elementary education, middle level education, or a content area taught at a public high school;
  - b. The ~~individual's~~ applicant's licensure or certification is based upon the completion of a professional education sequence from a state-approved teacher education program and includes supervised student teaching;
  - c. The ~~individual~~ applicant submits ~~to the required fee and~~ a criminal history record check, as required of initial applicants by this chapter; and
  - d. The criminal history record check reveals nothing for which a North Dakota applicant would be denied initial licensure; ~~and,~~
  - e. ~~The individual submits a plan for meeting all requirements necessary to become a licensed teacher in this state.~~
2. ~~An interim reciprocal license granted under this section is valid for two years.~~
3. ~~The individual shall submit evidence of progress on the plan required by subsection 1 to the board prior to renewal of the interim reciprocal license.~~

- ~~4. The board may renew the interim reciprocal license for one additional two-year period if the board finds that the individual has demonstrated satisfactory progress.~~
- ~~5. Notwithstanding any other law, an interim reciprocal license granted under this section is the equivalent of a teaching license granted under this chapter.~~
2. A license granted under this section is valid for two years if the applicant has not been licensed in another state for at least eighteen months. In all other cases, a license granted under this section is valid for five years.

**SECTION 3.** Section 15.1-13-21 of the North Dakota Century Code is repealed."

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

**HB 1353, as engrossed: Education Committee (Rep. R. Kelsch, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (12 YEAS, 2 NAYS, 1 ABSENT AND NOT VOTING). Engrossed HB 1353 was placed on the Sixth order on the calendar.

Page 1, line 2, after the semicolon insert "and"

Page 1, line 3, after the second comma insert "and"

Page 1, line 3, remove ", 23-42-01, 23-42-04, 23-42-05, and"

Page 1, line 4, remove "54-27-25"

Page 1, line 4, remove "purpose of the school of medicine"

Page 1, line 5, remove "and health sciences, the"

Page 1, line 5, after the second "sciences" insert "and the school's"

Page 1, line 5, remove ", the school of"

Page 1, remove line 6

Page 1, line 7, remove "the tobacco settlement trust fund; to provide an appropriation; and to provide for a transfer"

Page 6, remove lines 21 through 30

Page 7, remove lines 1 through 31

Page 8, remove lines 1 through 31

Page 9, remove lines 1 through 30

Page 10, remove lines 1 and 2

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

**HB 1368, as engrossed: Appropriations Committee (Rep. Delzer, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (12 YEAS, 9 NAYS, 0 ABSENT AND NOT VOTING). Engrossed HB 1368 was placed on the Sixth order on the calendar.

Page 1, line 10, remove the overstrike over "Each"

Page 1, line 10, remove "Except as otherwise provided in subsection 8, each"

Page 1, line 12, overstrike "forty-eight" and insert immediately thereafter "fifty-two"

Page 3, line 15, overstrike "fifteen" and insert immediately thereafter "twenty-seven"

Page 3, line 15, remove "plus any"

Page 3, line 16, remove "applicable adjustment under subsection 8."

Page 3, line 23, overstrike "two" and insert immediately thereafter "three"

Page 3, line 24, overstrike "ninety-eight" and insert immediately thereafter "seven"

Page 3, line 24, remove ". plus any applicable adjustment under"

Page 3, line 25, remove "subsection 8."

Page 3, line 26, remove "Subject to legislative appropriations, the compensation provided for members of the"

Page 3, remove lines 27 through 29

Page 3, line 30, remove "9."

Page 4, after line 4, insert:

"9. Before each regular legislative session, the legislative management shall make recommendations and submit any necessary legislation to adjust legislative compensation amounts.

**SECTION 2. AMENDMENT.** Section 54-03-20 of the North Dakota Century Code is amended and reenacted as follows:

**54-03-20. Compensation and expense reimbursement of members of the legislative assembly.**

1. Each member of the legislative assembly is entitled to receive as compensation for services the sum of one hundred ~~fifty-two~~fifty-seven dollars for each calendar day during any organizational, special, or regular legislative session and for each day that member attends a meeting of a legislative committee between the organizational session and the regular session as authorized by legislative rule.
2. a. Each member of the legislative assembly is entitled to receive reimbursement for lodging, which may not exceed per calendar month the amount established under this subdivision by the director of the office of management and budget for lodging in state and which may not exceed the rate provided in section 44-08-04 for each calendar day during the period of any organizational, special, or regular session. On August first of each even-numbered year, the director of the office of management and budget shall set the maximum monthly reimbursement for the subsequent two-year period at an amount equal to thirty times fifty-five percent of the daily lodging reimbursement in effect on that date as provided under subdivision d of subsection 2 of section 44-08-04.
- b. Notwithstanding subdivision a:
  - (1) A member of the legislative assembly may elect to be reimbursed for less than the amount to which the legislator is entitled under this subsection by claiming the lesser amount on a voucher submitted with the receipt required by section 44-08-04.
  - (2) The legislative management may establish guidelines that may result in a reduced maximum reimbursement for a single dwelling in which two or more legislators share lodging and the total rent for

that dwelling exceeds the amount to which a legislator is entitled under subdivision a.

- a. Members of the legislative assembly who receive reimbursement for lodging are also entitled to reimbursement for travel for not to exceed one round trip taken during any calendar week, or portion of a week, the legislative assembly is in session, between their residences and the place of meeting of the legislative assembly, at the rate provided for state employees with the additional limitation that reimbursement for travel by common carrier may be only at the cost of coach fare and may not exceed one and one-half times the amount the member would be entitled to receive as mileage reimbursement for travel by motor vehicle.
  - b. A member of the legislative assembly who does not receive reimbursement for lodging and whose place of residence in the legislative district that the member represents is not within the city of Bismarck is entitled to reimbursement at the rate provided for state employees for necessary travel for not to exceed one round trip taken per day between the residence and the place of meeting of the legislative assembly when it is in session and may receive reimbursement for lodging at the place of meeting of the legislative assembly as provided in section 44-08-04 for each calendar day for which round trip travel reimbursement is not claimed, provided that the total reimbursement may not exceed the maximum monthly reimbursement allowed under subdivision a of subsection 2.
4. The amount to which each legislator is entitled must be paid following the organizational session in December and following each month during a regular or special session.
5. If during a special session, the legislative assembly adjourns for more than three days, a member of the legislative assembly is entitled to receive compensation during those days only while in attendance at a standing committee if the legislator is a member of that committee, a majority or minority leader, or a legislator who is not on that committee but who has the approval of a majority or minority leader to attend.
6. A day, or portion of a day, spent in traveling to or returning from an organizational, special, or regular session or a legislative committee meeting must be included as a calendar day during a legislative session or as a day of a legislative committee meeting for the purposes of this section.
7.
  - a. In addition, each member is entitled to receive during the term for which the member was elected, as compensation for the execution of public duties during the biennium, the sum of four hundred ~~twenty-seven~~forty dollars a month, paid monthly.
  - b. If a member dies or resigns from office during the member's term, the member may be paid only the allowances provided for in this section for the period for which the member was actually a member.
  - c. The majority and minority leaders of the house and senate and the chairman of the legislative management, if the chairman is not a majority or minority leader, are each entitled to receive as compensation, in addition to any other compensation or expense reimbursement provided by law, the sum of three hundred ~~sevensixteen~~sixteen dollars per month during the biennium for their execution of public duties.
8. Attendance at any organizational, special, or regular session of the legislative assembly by any member is a conclusive presumption of entitlement as set out in this section and compensation and expense allowances must be excluded from gross income for income tax purposes to the extent permitted for federal income tax purposes under section 127 of

the Economic Recovery Tax Act of 1981 [Pub. L. 97-34; 95 Stat. 202; 26 U.S.C. 162(i)].

9. Before each regular legislative session, the legislative management shall make recommendations and submit any necessary legislation to adjust legislative compensation amounts."

Page 4, line 10, remove the overstrike over "rate"

Page 4, line 11, remove the overstrike over "~~of one hundred~~"

Page 4, line 11, after "~~forty-eight~~" insert "fifty-two"

Page 4, line 11, remove the overstrike over "~~dollars~~"

Page 4, line 11, remove "rate provided for legislative session"

Page 4, line 12, remove "compensation under section 54-03-20"

Page 4, after line 20, insert:

**"SECTION 4. AMENDMENT.** Section 54-35-10 of the North Dakota Century Code is amended and reenacted as follows:

**54-35-10. Compensation of members and leadership.**

1. The members of the legislative management and the members of any committee of the legislative management are entitled to be compensated for the time spent in attendance at sessions of the legislative management and of its committees at the rate of one hundred ~~fifty-two~~fifty-seven dollars per day and must also be paid for expenses incurred in attending said meetings and in the performance of their official duties in the amounts provided by law for other state officers.
2. In addition to the compensation provided in subsection 1, the chairman of the legislative management is entitled to receive an additional five dollars for each day spent in attendance at sessions of the legislative management and of its committees, and the chairman of each of the legislative management's committees is entitled to receive five dollars for each day spent in attendance at sessions of the legislative management or of the committee which the person chairs."

Page 4, line 23, replace "This Act becomes effective on July 1, 2011." with "Sections 1, 3, and 5 of this Act become effective on July 1, 2011, and sections 2 and 4 of this Act become effective on July 1, 2012."

Renumber accordingly

**REPORT OF STANDING COMMITTEE**

**HB 1369: Appropriations Committee (Rep. Delzer, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (15 YEAS, 5 NAYS, 1 ABSENT AND NOT VOTING). HB 1369 was placed on the Sixth order on the calendar.

Page 1, line 2, remove "; and"

Page 1, line 3, remove "to provide legislative intent"

Page 1, line 13, after "must" insert "include the following information for the past three bienniums for each institution, including separate information for the university of North Dakota school of medicine and health sciences, school of law, and aviation programs"

Page 1, remove lines 14 through 24



Page 2, replace lines 1 and 2 with:

- "a. Total resident and nonresident full-time equivalent students.
- b. Total general fund support provided to each resident and nonresident student, including percentage increase from the previous biennium.
- c. Average tuition and fee revenue per student, including the percentage increase from the previous biennium.
- d. Cost of each academic program, including the percentage increase from the previous biennium.
- e. Cost of nonacademic programs, including the percentage increase from the previous biennium.
- f. Net tuition and fees and state appropriations per degree and certificate awarded.
- g. Total number of full-time equivalent positions that are not classroom instructor positions.
- h. Average pay of full-time equivalent positions that are not classroom instructor positions, including a listing of the salaries of the twenty-five highest paid positions.
- i. A budget sustainability plan detailing the estimated budget for the next two bienniums."

Page 2, remove lines 5 through 11

Renumber accordingly

#### FIRST READING OF HOUSE CONCURRENT RESOLUTIONS

Rep. Kretschmar introduced:

**HCR 3042:** A concurrent resolution for the amendment of section 3 of article IV of the Constitution of North Dakota, relating to the election of at least one member of each legislative district each biennial election.

Was read the first time and referred to the **Constitutional Revision Committee**.

Rep. Kretschmar introduced:

**HCR 3043:** A concurrent resolution directing the Legislative Management to study the filling of vacancies in the Legislative Assembly.

Was read the first time and referred to the **Constitutional Revision Committee**.

Rep. Kretschmar introduced:

**HCR 3044:** A concurrent resolution directing the Legislative Management to study the election of at least one member of each legislative district to the Legislative Assembly each biennial election.

Was read the first time and referred to the **Constitutional Revision Committee**.

#### FIRST READING OF SENATE BILLS

**SB 2001:** A BILL for an Act to provide an appropriation for defraying the expenses of the office of the governor; to amend and reenact sections 54-07-04 and 54-08-03 of the North Dakota Century Code, relating to the salaries of the governor and lieutenant governor; and to declare an emergency.

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

**SB 2002:** A BILL for an Act to provide an appropriation for defraying the expenses of the office of the secretary of state and public printing; to provide an exemption; and to amend and reenact section 54-09-05 of the North Dakota Century Code, relating to the salary of the secretary of state.

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

**SB 2003:** A BILL for an Act to provide an appropriation for defraying the expenses of the

attorney general; to create and enact two new sections to chapter 18-01 of the North Dakota Century Code, relating to fire and tornado fund fees and petroleum release compensation fund fees; to amend and reenact sections 12-60-25, 54-12-11, and 57-43.1-03.2 of the North Dakota Century Code, relating to missing children, the salary of the attorney general, and refunds of tax for fuel purchased by native Americans; to provide an exemption; and to declare an emergency.

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

**SB 2005:** A BILL for an Act to provide an appropriation for defraying the expenses of the state treasurer; and to amend and reenact section 54-11-13 of the North Dakota Century Code, relating to the salary of the state treasurer.

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

**SB 2007:** A BILL for an Act to provide an appropriation for defraying the expenses of the labor commissioner.

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

**SB 2008:** A BILL for an Act to provide an appropriation for defraying the expenses of the public service commission; to amend and reenact section 49-01-05 of the North Dakota Century Code, relating to the salary of public service commissioners; and to authorize a transfer.

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

**SB 2010:** A BILL for an Act to provide an appropriation for defraying the expenses of the insurance commissioner; to provide for making payments of insurance premiums tax collections to fire departments; and to amend and reenact section 26.1-01-09 of the North Dakota Century Code, relating to the commissioner's salary.

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

**SB 2011:** A BILL for an Act to provide an appropriation for defraying the expenses of the securities commissioner.

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

**SB 2021:** A BILL for an Act to provide an appropriation for defraying the expenses of workforce safety and insurance.

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

**SB 2022:** A BILL for an Act to provide an appropriation for defraying the expenses of various state retirement and investment agencies; to provide an exemption; to provide various transfers; and to declare an emergency.

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

**SB 2023:** A BILL for an Act to provide an appropriation for defraying the expenses of various state departments and institutions; to provide for a transfer; and to declare an emergency.

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

**SB 2024:** A BILL for an Act to create and enact a new section to chapter 12-44.1 of the North Dakota Century Code, relating to inmate medical care costs; and to amend and reenact subsection 4 of section 12-44.1-01 and sections 12-44.1-12.1 and 12-44.1-14 of the North Dakota Century Code, relating to adequate medical care and payment of medical costs of inmates.

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

**SB 2025:** A BILL for an Act to amend and reenact sections 48-09-01 and 48-09-02 of the North Dakota Century Code, relating to concessions bidding.

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

**SB 2026:** A BILL for an Act to create and enact section 48-01.2-02.1 of the North Dakota Century Code, relating to the bidding threshold for public improvement construction; and to amend and reenact subsection 4 of section 48-01.2-01 and sections 48-01.2-02, 48-01.2-04, and 48-01.2-06 of the North Dakota Century Code, relating to the bidding threshold for public improvement construction.

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

**SB 2027:** A BILL for an Act to amend and reenact section 48-01.2-03 of the North Dakota Century Code, relating to specifying materials used in a public improvement.

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

**SB 2028:** A BILL for an Act to provide for a legislative management study on the payment of extraordinary medical expenses for inmates.

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

**SB 2032:** A BILL for an Act to amend and reenact sections 54-17.6-02 and 54-17.6-04 of the North Dakota Century Code, relating to the purposes of the oil and gas research council and powers of the industrial commission.

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

**SB 2034:** A BILL for an Act to create and enact a new subsection to section 57-43.2-01 of the North Dakota Century Code, relating to the definition of green diesel; to amend and reenact sections 17-03-01, 17-03-04, and 17-03-05, subsection 1 of section 17-07-01, sections 19-10-01, 54-17.7-02, 54-44.5-09, 57-38-01.22, and 57-38-01.23, subsection 7 of section 57-38-30.3, section 57-38-30.6, subsection 2 of section 57-38.6-01, and subsection 51 of section 57-39.2-04 of the North Dakota Century Code, relating to green diesel; and to provide an effective date.

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

**SB 2035:** A BILL for an Act to amend and reenact subsection 1 of section 43-15-01 of the North Dakota Century Code, relating to pharmacist administration of immunizations and vaccinations to minors.

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

**SB 2037:** A BILL for an Act to create and enact four new sections to chapter 54-59 of the North Dakota Century Code, relating to the confidentiality of health information under the health information exchange and participation in the health information exchange; to amend and reenact sections 23-06.5-19, 54-59-25, and 54-59-26 of the North Dakota Century Code, relating to health information technology; to provide a penalty; and to provide an effective date.

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

**SB 2039:** A BILL for an Act to amend and reenact section 25-03.1-23 of the North Dakota Century Code, relating to those mental health professionals authorized to execute a certificate regarding a continuing treatment order.

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

**SB 2040:** A BILL for an Act to amend and reenact subsection 2 of section 25-03.1-11 of the North Dakota Century Code, relating to evaluations in involuntary mental health commitments.

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

**SB 2041:** A BILL for an Act to create and enact a new section to chapter 25-03.1 of the North Dakota Century Code, relating to involuntary commitment procedures and the use of telemedicine technology.

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

**SB 2044:** A BILL for an Act to amend and reenact section 39-12-08 of the North Dakota Century Code, relating to overweight permit violations for home rule counties.

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

**SB 2049:** A BILL for an Act to amend and reenact subsection 8 of section 57-02-08 of the North Dakota Century Code, relating to exclusion of certain subsidized rental property from the property tax exemption for property used for charitable or other public purposes; and to provide an effective date.

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

**SB 2053:** A BILL for an Act to amend and reenact section 54-35-23 of the North Dakota Century Code, relating to extension and duties of the committee on tribal and state relations.

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

**SB 2060:** A BILL for an Act to create and enact a new section to chapter 54-06 of the North Dakota Century Code, relating to honor guard leave for state employees.

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

**SB 2062:** A BILL for an Act to create and enact a new chapter to title 26.1 of the North Dakota Century Code, relating to property and casualty certificates of insurance.

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

**SB 2064:** A BILL for an Act to amend and reenact sections 26.1-22.1-01, 26.1-22.1-09, and 26.1-22.1-10 of the North Dakota Century Code, relating to inspection and certificate fees and certificates of inspection of boilers.

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

**SB 2065:** A BILL for an Act to amend and reenact subsection 1 of section 44-08-04 of the North Dakota Century Code, relating to officer and employee claims for meals.

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

**SB 2066:** A BILL for an Act to create and enact a new subsection to section 24-17-02 and a new subsection to section 24-17-03 of the North Dakota Century Code, relating to political signs.

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

**SB 2067:** A BILL for an Act to amend and reenact section 23-01-03.1, subsection 3 of section 25-17-00.1, and sections 25-17-01, 25-17-03, and 25-17-04 of the North Dakota Century Code, relating to newborn disease screening and research regarding metabolic and genetic diseases.

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

**SB 2068:** A BILL for an Act to create and enact section 61-02-14.2 of the North Dakota Century Code, relating to the state engineer's authority to execute contracts on behalf of the state water commission.

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

**SB 2069:** A BILL for an Act to create and enact a new section to chapter 37-01 of the North Dakota Century Code, relating to reimbursement of certain medical expenses for North Dakota national guard members while on state active duty; and to declare an emergency.

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

**SB 2070:** A BILL for an Act to amend and reenact sections 4 and 5 of chapter 3 of the 2009 Session Laws, relating to the fire and tornado fund and the petroleum release compensation fund; and to declare an emergency.

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

**SB 2071:** A BILL for an Act to create and enact a new subsection to section 37-17.1-05 of the North Dakota Century Code, relating to calling up retired former members of the North Dakota national guard to state active duty in times of disasters or emergencies.

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

**SB 2072:** A BILL for an Act to amend and reenact subsections 1 and 6 of section 50-24.1-02.8 of the North Dakota Century Code, relating to the treatment of transfers involving annuities for purposes of determining eligibility for medical assistance; and to declare an emergency.

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

**SB 2073:** A BILL for an Act to amend and reenact subsection 1 of section 16.1-08.1-03.3, section 16.1-08.1-03.5, and subsection 2 of section 16.1-08.1-03.8 of the North Dakota Century Code, relating to campaign contribution statements.

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

**SB 2074:** A BILL for an Act to amend and reenact subsection 1 of section 50-24.1-07 of the North Dakota Century Code, relating to the recovery by the state from the estate of a permanently institutionalized medical assistance recipient.

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

**SB 2075:** A BILL for an Act to amend and reenact section 50-24.1-02.3 of the North Dakota Century Code, relating to excess assets in pre-need funeral service contracts, prepayments, or deposits.

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

**SB 2076:** A BILL for an Act to amend and reenact section 39-05-20.3 of the North Dakota Century Code, relating to branding of certificate of title.

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

**SB 2077:** A BILL for an Act to create and enact a new chapter to title 50 of the North Dakota Century Code, relating to expanded service payments for elderly and disabled; and to amend and reenact sections 50-24.5-01, 50-24.5-02, 50-24.5-03, and 50-24.5-04 of the North Dakota Century Code, relating to the requirements for basic care assistance eligibility, personal care services, and functional assessment criteria.

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

**SB 2078:** A BILL for an Act to amend and reenact subsection 10 of section 6-09-15 of the North Dakota Century Code, relating to authority of the Bank of North Dakota to originate residential mortgage loans; and to declare an emergency.

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

**SB 2079:** A BILL for an Act to amend and reenact section 50-11-01.4 of the North Dakota Century Code, relating to a person's ability to provide adult foster care after a license is denied or revoked; to provide for a legislative management study; and to declare an emergency.

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

**SB 2080:** A BILL for an Act to create and enact a new subsection to section 43-15-02, a new subsection to section 43-15-10, and chapter 43-15.4 of the North Dakota Century Code, relating to the practice of pharmacy and dispensing veterinary prescription drugs; and to provide a penalty.

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

**SB 2081:** A BILL for an Act to amend and reenact subsection 5 of section 6-09-15.5 and subsection 2 of section 6-09.11-06 of the North Dakota Century Code, relating to the term of loans for beginning farmers and the family farm loan program.

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

**SB 2082:** A BILL for an Act to amend and reenact section 14-15.1-03 of the North Dakota Century Code, relating to the confidentiality of identified adoption proceedings.

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

**SB 2083:** A BILL for an Act to amend and reenact section 32-09.1-05 of the North Dakota Century Code, relating to service of the director of the office management and budget.

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

**SB 2084:** A BILL for an Act to amend and reenact sections 23-07.1-01.1, 23-07.1-05, and 23-07.1-15 of the North Dakota Century Code, relating to orders for the treatment of individuals with tuberculosis; and to repeal sections 23-07.1-01, 23-07.1-06, 23-07.1-07, 23-07.1-08, 23-07.1-09, 23-07.1-10, 23-07.1-11, and 23-07.1-12 of the North Dakota Century Code, relating to orders for the treatment of individuals with tuberculosis.

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

**SB 2085:** A BILL for an Act to create and enact subsection 3 to section 4.1-47-05 and subdivision c to subsection 1 of section 4.1-47-31 of the North Dakota Century Code, relating to the process by which the noxious weed list is amended and the penalty for selling noxious weeds; to amend and reenact section 4.1-47-02 of the North Dakota Century Code, relating to the control and sale of noxious weeds; to provide a penalty; and to allow the agriculture commissioner to use environment and rangeland protection funds for invasive species control.

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

**SB 2086:** A BILL for an Act to amend and reenact section 51-05.1-04 of the North Dakota

Century Code, relating to definitions of auctioneer, clerk, and internet auctions.  
Was read the first time and referred to the **Judiciary Committee**.

**SB 2087:** A BILL for an Act to amend and reenact section 27-20-38 of the North Dakota Century Code, relating to the rights and duties of a legal custodian.  
Was read the first time and referred to the **Human Services Committee**.

**SB 2088:** A BILL for an Act to create and enact a new section to chapter 43-29 of the North Dakota Century Code, relating to dispensing of veterinary prescription drugs; and to amend and reenact subdivision o of subsection 1 of section 43-29-14 of the North Dakota Century Code, relating to dispensing of veterinary prescription drugs.  
Was read the first time and referred to the **Agriculture Committee**.

**SB 2089:** A BILL for an Act to amend and reenact section 65-01-11 of the North Dakota Century Code, relating to burden of proof in compensation matters; and to provide for application.  
Was read the first time and referred to the **Industry, Business and Labor Committee**.

**SB 2090:** A BILL for an Act to amend and reenact sections 37-01-03, 37-01-22, and 37-01-43 and subsection 7 of section 37-28-02 of the North Dakota Century Code, relating to operation of the North Dakota national guard.  
Was read the first time and referred to the **Government and Veterans Affairs Committee**.

**SB 2091:** A BILL for an Act to amend and reenact subsection 1 of section 37-17.1-16 of the North Dakota Century Code, relating to liability of federal government employees assisting in a state disaster.  
Was read the first time and referred to the **Judiciary Committee**.

**SB 2093:** A BILL for an Act to provide for a legislative management study of workers' compensation coverage for mental injuries arising from mental stimulus.  
Was read the first time and referred to the **Industry, Business and Labor Committee**.

**SB 2094:** A BILL for an Act to amend and reenact section 23-40-02 of the North Dakota Century Code, relating to the deadline by which an emergency medical services operator must file its application for funding with the state department of health; and to declare an emergency.  
Was read the first time and referred to the **Human Services Committee**.

**SB 2095:** A BILL for an Act to amend and reenact section 50-09-38 of the North Dakota Century Code, relating to payment of transition assistance for child care directly to a child care provider.  
Was read the first time and referred to the **Human Services Committee**.

**SB 2096:** A BILL for an Act to amend and reenact section 6-01-02, subsection 4 of section 6-03-02, and sections 6-03-08, 6-03-13, and 6-03-59 of the North Dakota Century Code, relating to capital definitions, bank powers to elect employees, bank powers as to real estate, removal of banks to new locations, and loan limitations.  
Was read the first time and referred to the **Industry, Business and Labor Committee**.

**SB 2097:** 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 43-47 of the North Dakota Century Code, relating to criminal history record checks of counselors; and to amend and reenact subsection 3 of section 43-47-03 of the North Dakota Century Code, relating to fees.  
Was read the first time and referred to the **Judiciary Committee**.

**SB 2098:** A BILL for an Act to create and enact a new subsection to section 43-11-02 of the North Dakota Century Code, relating to exemption from cosmetology licensure; to amend and reenact sections 43-11-01, 43-11-05, and 43-11-06, subsection 7 of section 43-11-16, and sections 43-11-17, 43-11-19, 43-11-21, 43-11-24, 43-11-25, 43-11-26, 43-11-27, and 43-11-31 of the North Dakota Century Code, relating to the practice and licensing of cosmetologists, cosmetology salons, estheticians, instructors, manicurists, and schools and the powers and compensation of the state board of cosmetology; to repeal section 43-11-28 of the North Dakota Century Code, relating to fees; and to provide an effective date.  
Was read the first time and referred to the **Human Services Committee**.

**SB 2099:** A BILL for an Act to amend and reenact subsection 7 of section 54-24-03 of the North Dakota Century Code, relating to the state library biennial report to the superintendent of public instruction and the governor.

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

**SB 2100:** A BILL for an Act to amend and reenact sections 43-09-04 and 43-09-20 of the North Dakota Century Code, relating to electricians.

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

**SB 2101:** A BILL for an Act to amend and reenact subsection 5 of section 43-35-13 and section 43-35-17 of the North Dakota Century Code, relating to fees to obtain and renew a water well contractor certificate; and to repeal sections 43-35-15, 43-35-15.1, 43-35-15.2, and 43-35-15.3 of the North Dakota Century Code, relating to water well monitoring certification.

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

**SB 2102:** A BILL for an Act to amend and reenact section 39-12-14.1 of the North Dakota Century Code, relating to extraordinary road use fees.

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

**SB 2103:** A BILL for an Act to create and enact a new section to chapter 54-27 of the North Dakota Century Code, relating to disposition of interest on closed state funds; and to declare an emergency.

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

**SB 2104:** A BILL for an Act to amend and reenact section 6-01-17 of the North Dakota Century Code, relating to a yearly assessment of banks and interstate branches; to provide an effective date; and to declare an emergency.

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

**SB 2107:** A BILL for an Act to amend and reenact sections 37-17.1-23 and 39-10-03.2 of the North Dakota Century Code, relating to the disaster or emergency loan funding process and removal of department of emergency services from blue light rulemaking.

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

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

**Buell J. Reich, Chief Clerk**

