

JOURNAL OF THE SENATE

Sixty-second Legislative Assembly

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Bismarck, January 17, 2011

The Senate convened at 1:30 p.m., with President Wrigley presiding.

The prayer was offered by Reverend J. Dale Erbele, Evangelical Church, Streeter.

The roll was called and all members were present except Senators Fischer, Freborg, and Nething.

A quorum was declared by the President.

CORRECTION AND REVISION OF THE JOURNAL

MR. PRESIDENT: Your **Committee on Correction and Revision of the Journal (Sen. Andrist, Chairman)** has carefully examined the Journal of the First and Ninth Days and recommends that it be corrected as follows and when so corrected, recommends that it be approved:

Page 33, line 44, replace "decendent's" with "decedent's"

Page 83, line 16, replace "FRAN A. GRONBERG" with "**FRAN A. GRONBERG**"

Page 83, line 16, replace "WILLIAM R. HORTON" with "**WILLIAM R. HORTON**"

Page 85, after line 22, insert:

"REPORT OF STANDING COMMITTEE

SB 2046: Political Subdivisions Committee (Sen. Andrist, Chairman) recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (4 YEAS, 1 NAYS, 0 ABSENT AND NOT VOTING). SB 2046 was rereferred to the **Appropriations Committee.**"

Page 85, after line 30, insert:

"REPORT OF STANDING COMMITTEE

SB 2070: Government and Veterans Affairs Committee (Sen. Dever, Chairman) recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2070 was rereferred to the **Appropriations Committee.**"

SEN. ANDRIST MOVED that the report be adopted, which motion prevailed.

CONSIDERATION OF AMENDMENTS

SB 2096: SEN. NODLAND (Industry, Business and Labor Committee) MOVED that the amendments on SJ page 85 be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed on a voice vote.

SECOND READING OF SENATE BILL

SB 2126: A BILL for an Act to amend and reenact paragraph 6 of subdivision b of subsection 15 of section 57-02-08 of the North Dakota Century Code, relating to the definition of nonfarm income for purposes of the farm residence property tax exemption; and to provide an effective date.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 3 YEAS, 41 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Andrist; Bowman; O'Connell

NAYS: Berry; Burckhard; Christmann; Cook; Dever; Dotzenrod; Erbele; Flakoll; Grindberg;

Heckaman; Hogue; Holmberg; Kilzer; Klein; Krebsbach; Laffen; Larsen; Lee, G.; Lee, J.; Luick; Lyson; Marcellais; Mathern; Miller; Murphy; Nelson; Nodland; Oehlke; Olafson; Robinson; Schaible; Schneider; Sitte; Sorvaag; Stenehjem; Taylor; Triplett; Uglem; Wanzek; Wardner; Warner

ABSENT AND NOT VOTING: Fischer; Freborg; Nothing

SB 2126 lost.

SECOND READING OF SENATE BILL

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.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 42 YEAS, 2 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Andrist; Berry; Bowman; Burckhard; Christmann; Dever; Dotzenrod; Erbele; Flakoll; Grindberg; Heckaman; Hogue; Holmberg; Kilzer; Klein; Krebsbach; Laffen; Larsen; Lee, J.; Luick; Lyson; Marcellais; Mathern; Miller; Murphy; Nelson; Nodland; O'Connell; Oehlke; Olafson; Robinson; Schaible; Schneider; Sitte; Sorvaag; Stenehjem; Taylor; Triplett; Uglem; Wanzek; Wardner; Warner

NAYS: Cook; Lee, G.

ABSENT AND NOT VOTING: Fischer; Freborg; Nothing

SB 2027 passed.

SECOND READING OF SENATE BILL

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.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 44 YEAS, 0 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Andrist; Berry; Bowman; Burckhard; Christmann; Cook; Dever; Dotzenrod; Erbele; Flakoll; Grindberg; Heckaman; Hogue; Holmberg; Kilzer; Klein; Krebsbach; Laffen; Larsen; Lee, G.; Lee, J.; Luick; Lyson; Marcellais; Mathern; Miller; Murphy; Nelson; Nodland; O'Connell; Oehlke; Olafson; Robinson; Schaible; Schneider; Sitte; Sorvaag; Stenehjem; Taylor; Triplett; Uglem; Wanzek; Wardner; Warner

ABSENT AND NOT VOTING: Fischer; Freborg; Nothing

SB 2065 passed.

SECOND READING OF SENATE BILL

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.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 44 YEAS, 0 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Andrist; Berry; Bowman; Burckhard; Christmann; Cook; Dever; Dotzenrod; Erbele; Flakoll; Grindberg; Heckaman; Hogue; Holmberg; Kilzer; Klein; Krebsbach; Laffen; Larsen; Lee, G.; Lee, J.; Luick; Lyson; Marcellais; Mathern; Miller; Murphy; Nelson; Nodland; O'Connell; Oehlke; Olafson; Robinson; Schaible; Schneider; Sitte; Sorvaag; Stenehjerm; Taylor; Triplett; Uglem; Wanzek; Wardner; Warner

ABSENT AND NOT VOTING: Fischer; Freborg; Nothing

SB 2067 passed.

SECOND READING OF SENATE BILL

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.

ROLL CALL

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

YEAS: Andrist; Berry; Burckhard; Dotzenrod; Grindberg; Heckaman; Hogue; Holmberg; Kilzer; Krebsbach; Laffen; Lee, J.; Lyson; Marcellais; Mathern; Murphy; Nelson; Nodland; Oehlke; Olafson; Robinson; Schaible; Schneider; Sitte; Sorvaag; Taylor; Triplett; Uglem; Wardner; Warner

NAYS: Bowman; Christmann; Cook; Dever; Erbele; Flakoll; Klein; Larsen; Lee, G.; Luick; Miller; O'Connell; Stenehjerm; Wanzek

ABSENT AND NOT VOTING: Fischer; Freborg; Nothing

SB 2101 passed.

SECOND READING OF SENATE BILL

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.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 44 YEAS, 0 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Andrist; Berry; Bowman; Burckhard; Christmann; Cook; Dever; Dotzenrod; Erbele; Flakoll; Grindberg; Heckaman; Hogue; Holmberg; Kilzer; Klein; Krebsbach; Laffen; Larsen; Lee, G.; Lee, J.; Luick; Lyson; Marcellais; Mathern; Miller; Murphy; Nelson; Nodland; O'Connell; Oehlke; Olafson; Robinson; Schaible; Schneider; Sitte; Sorvaag; Stenehjerm; Taylor; Triplett; Uglem; Wanzek; Wardner; Warner

ABSENT AND NOT VOTING: Fischer; Freborg; Nothing

SB 2104 passed and the emergency clause was declared carried.

SECOND READING OF SENATE BILL

SB 2110: A BILL for an Act to amend and reenact sections 54-52.1-02, 54-52.1-04, 54-52.1-04.2, and 54-52.1-04.3 of the North Dakota Century Code, relating to subgroups, receiving bids for prescription drug coverage, self-insurance for prescription drug coverage, and contingency reserve fund requirements under the

uniform group insurance program.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 44 YEAS, 0 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Andrist; Berry; Bowman; Burckhard; Christmann; Cook; Dever; Dotzenrod; Erbele; Flakoll; Grindberg; Heckaman; Hogue; Holmberg; Kilzer; Klein; Krebsbach; Laffen; Larsen; Lee, G.; Lee, J.; Luick; Lyson; Marcellais; Mathern; Miller; Murphy; Nelson; Nodland; O'Connell; Oehlke; Olafson; Robinson; Schaible; Schneider; Sitte; Sorvaag; Stenehjerm; Taylor; Triplett; Uglem; Wanzek; Wardner; Warner

ABSENT AND NOT VOTING: Fischer; Freborg; Nothing

SB 2110 passed.

SECOND READING OF SENATE BILL

SB 2127: A BILL for an Act to amend and reenact section 19-10-03.1 of the North Dakota Century Code, relating to ethanol dispensing unit labeling requirements.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 44 YEAS, 0 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Andrist; Berry; Bowman; Burckhard; Christmann; Cook; Dever; Dotzenrod; Erbele; Flakoll; Grindberg; Heckaman; Hogue; Holmberg; Kilzer; Klein; Krebsbach; Laffen; Larsen; Lee, G.; Lee, J.; Luick; Lyson; Marcellais; Mathern; Miller; Murphy; Nelson; Nodland; O'Connell; Oehlke; Olafson; Robinson; Schaible; Schneider; Sitte; Sorvaag; Stenehjerm; Taylor; Triplett; Uglem; Wanzek; Wardner; Warner

ABSENT AND NOT VOTING: Fischer; Freborg; Nothing

SB 2127 passed.

SECOND READING OF SENATE BILL

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.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 44 YEAS, 0 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Andrist; Berry; Bowman; Burckhard; Christmann; Cook; Dever; Dotzenrod; Erbele; Flakoll; Grindberg; Heckaman; Hogue; Holmberg; Kilzer; Klein; Krebsbach; Laffen; Larsen; Lee, G.; Lee, J.; Luick; Lyson; Marcellais; Mathern; Miller; Murphy; Nelson; Nodland; O'Connell; Oehlke; Olafson; Robinson; Schaible; Schneider; Sitte; Sorvaag; Stenehjerm; Taylor; Triplett; Uglem; Wanzek; Wardner; Warner

ABSENT AND NOT VOTING: Fischer; Freborg; Nothing

SB 2032 passed.

SECOND READING OF SENATE BILL

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.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 44 YEAS, 0 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Andrist; Berry; Bowman; Burckhard; Christmann; Cook; Dever; Dotzenrod; Erbele; Flakoll; Grindberg; Heckaman; Hogue; Holmberg; Kilzer; Klein; Krebsbach; Laffen; Larsen; Lee, G.; Lee, J.; Luick; Lyson; Marcellais; Mathern; Miller; Murphy; Nelson; Nodland; O'Connell; Oehlke; Olafson; Robinson; Schaible; Schneider; Sitte; Sorvaag; Stenehjem; Taylor; Triplett; Uglem; Wanzek; Wardner; Warner

ABSENT AND NOT VOTING: Fischer; Freborg; Nothing

SB 2087 passed.

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 2066, SB 2074, SB 2115, SB 2146.

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 1040, HB 1056.

MOTION

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

MOTION

SEN. CHRISTMANN MOVED that the Senate be on the Fifth and Ninth orders of business and at the conclusion of those orders, the Senate stand adjourned until 1:00 p.m., Tuesday, January 18, 2011, which motion prevailed.

REPORT OF STANDING COMMITTEE

SB 2025: Government and Veterans Affairs Committee (Sen. Dever, Chairman) recommends **DO PASS** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2025 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2026: Industry, Business and Labor Committee (Sen. Klein, Chairman) recommends **DO PASS** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2026 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2040: Human Services Committee (Sen. J. Lee, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (5 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2040 was placed on the Sixth order on the calendar.

Page 1, line 9, remove the overstrike over "a" and insert immediately thereafter "licensed physician."

Page 1, line 10, remove the overstrike over "psychiatrist" and insert immediately thereafter an underscored comma

Page 1, line 10, remove the overstrike over "~~or psychologist trained in a clinical program~~"

Page 1, line 10, remove "an expert examiner"

Page 1, line 12, after the first comma insert "psychiatrist."

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2044: Transportation Committee (Sen. G. Lee, Chairman) recommends **DO PASS**

(5 YEAS, 1 NAYS, 0 ABSENT AND NOT VOTING). SB 2044 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2056: Education Committee (Sen. Freborg, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2056 was placed on the Sixth order on the calendar.

Page 1, line 1, replace "two" with "a"

Page 1, line 1, replace "sections" with "section"

Page 1, line 2, remove "and a student opportunity"

Page 1, line 3, remove "website"

Page 3, remove lines 21 through 31

Page 4, remove lines 1 through 7

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2068: Natural Resources Committee (Sen. Lyson, Chairman) recommends **DO PASS** (6 YEAS, 1 NAYS, 0 ABSENT AND NOT VOTING). SB 2068 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2069: Government and Veterans Affairs Committee (Sen. Dever, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2069 was placed on the Sixth order on the calendar.

Page 1, line 2, replace "coverage" with "reimbursement"

Page 1, line 2, after "of" insert "certain"

Page 1, line 7, replace "Health care coverage" with "Reimbursement of certain medical expenses"

Page 1, after line 15, insert:

"**SECTION 2. EMERGENCY.** This Act is declared to be an emergency measure."

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2071: Government and Veterans Affairs Committee (Sen. Dever, Chairman) recommends **DO PASS** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2071 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2072: Human Services Committee (Sen. J. Lee, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (5 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2072 was placed on the Sixth order on the calendar.

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

Page 3, after line 5, insert:

"**SECTION 2. EMERGENCY.** This Act is declared to be an emergency measure."

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2075: Human Services Committee (Sen. J. Lee, Chairman) recommends **DO PASS** (4 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). SB 2075 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2081: Agriculture Committee (Sen. Flakoll, Chairman) recommends **DO PASS** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2081 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2084: Human Services Committee (Sen. J. Lee, Chairman) recommends **DO PASS** (5 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2084 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2085: Agriculture Committee (Sen. Flakoll, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2085 was placed on the Sixth order on the calendar.

Page 1, line 13, replace the third underscored comma with an underscored period

Page 1, remove line 14

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2086: Judiciary Committee (Sen. Nething, Chairman) recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2086 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2092: Education Committee (Sen. Freborg, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO NOT PASS** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2092 was placed on the Sixth order on the calendar.

Page 1, line 7, after "grant" insert "utility and transmission"

Page 1, line 8, after "easements" insert ", road and transportation easements, and waterway easements"

Page 1, line 9, after the period insert "A state agency may not grant a conservation easement under this section. The duration of an easement granted under this section may not exceed forty years."

Page 1, line 14, after "or" insert "institution"

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2094: Human Services Committee (Sen. J. Lee, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (4 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). SB 2094 was placed on the Sixth order on the calendar.

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

Page 1, after line 12, insert:

"SECTION 2. EMERGENCY. This Act is declared to be an emergency measure."

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2095: Human Services Committee (Sen. J. Lee, Chairman) recommends **DO PASS** (5 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2095 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2098: Industry, Business and Labor Committee (Sen. Klein, Chairman) recommends **DO PASS** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2098 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2102: Transportation Committee (Sen. G. Lee, Chairman) recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2102 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2103: Industry, Business and Labor Committee (Sen. Klein, Chairman) recommends **DO PASS** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2103 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2113: Judiciary Committee (Sen. Nething, Chairman) recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2113 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2114: Industry, Business and Labor Committee (Sen. Klein, Chairman) recommends **DO PASS** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2114 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2117: Natural Resources Committee (Sen. Lyson, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2117 was placed on the Sixth order on the calendar.

Page 1, line 5, remove the second "and"

Page 1, line 5, after "penalty" insert "; and to declare an emergency"

Page 2, after line 25, insert:

"SECTION 6. EMERGENCY. This Act is declared to be an emergency measure."

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2130: Education Committee (Sen. Freborg, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2130 was placed on the Sixth order on the calendar.

Page 1, line 1, after "education" insert "; and to provide for a report to the legislative management"

Page 1, line 4, replace "\$265,413" with "\$194,327"

Page 1, line 7, after the period insert "The director of Indian education shall develop and implement strategies to improve academic achievement, including achievement test scores, dropout rates, graduation rates, college preparedness, and college and workforce readiness."

Page 1, after line 7, insert:

"SECTION 2. DIRECTOR OF INDIAN EDUCATION - REPORT TO THE LEGISLATIVE MANAGEMENT. The director of Indian education shall provide a progress report to the legislative management during the 2011-12 interim which addresses student achievement as measured by a statewide approved test, dropout rates, attendance, parent and community involvement, educational programs targeting Native American students, the current status of federal Indian education policies and procedures, and school district initiatives to decrease the number of student dropouts and increase graduation rates."

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2179: Education Committee (Sen. Freborg, Chairman) recommends **DO PASS** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2179 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SCR 4002: Natural Resources Committee (Sen. Lyson, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SCR 4002 was placed on the Sixth order on the calendar.

Page 1, line 1, after "Congress" insert "to provide a legal process"

Page 1, line 16, after "States" insert "to provide a legal process"

Renumber accordingly

FIRST READING OF SENATE BILLS

Sens. Nething, Oehlke, Schneider and Reps. N. Johnson, Karls, Kretschmar introduced:

SB 2213: A BILL for an Act to amend and reenact section 54-52.4-03 of the North Dakota Century Code, relating to family medical leave for state employees.

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

Sens. Schneider, Lyson, Olafson and Reps. Beadle, Klemin introduced:

SB 2214: A BILL for an Act to amend and reenact section 14-09-22 of the North Dakota Century Code, relating to the abuse or neglect of a child; and to provide a penalty.

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

Sens. Sitte, Berry, Kilzer and Reps. Delmore, Devlin, Rohr introduced:

SB 2215: A BILL for an Act to provide for umbilical cord blood donation information.

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

Sens. Miller, Larsen and Reps. Nathe, Bellew, Heller, Kingsbury introduced:

SB 2216: A BILL for an Act to create and enact a new section to chapter 57-39.6 of the North Dakota Century Code, relating to a deduction from alcoholic beverage gross receipts taxes for operation of a smoke-free bar; and to provide an effective date.

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

Sens. Grindberg, Sorvaag and Reps. Hawken, Thoreson introduced:

SB 2217: A BILL for an Act to amend and reenact section 6-08-27 of the North Dakota Century Code, relating to the prohibition on out-of-state fiduciaries located in the state.

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

Sens. Sorvaag, Krebsbach, Triplett and Reps. Kempenich, Kreun, Thoreson introduced:

SB 2218: A BILL for an Act to amend and reenact subsection 5 of section 40-63-07 of the North Dakota Century Code, relating to renaissance fund organization income tax credits; and to provide an effective date.

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

Sens. Olafson, Andrist, Dotzenrod and Reps. Brandenburg, Monson, Mueller introduced:

SB 2219: A BILL for an Act to amend and reenact section 58-05-12 of the North Dakota

Century Code, relating to township officer interest in a township contract.
Was read the first time and referred to the **Political Subdivisions Committee**.

Sens. Klein, Uglen, Heckaman and Reps. Boe, Hofstad, Weisz introduced:
SB 2220: A BILL for an Act to amend and reenact section 23-27-04 of the North Dakota Century Code, relating to performance standards for emergency medical services.
Was read the first time and referred to the **Human Services Committee**.

Sen. Mathern introduced:
SB 2221: A BILL for an Act to create and enact a new section to chapter 50-24.1 of the North Dakota Century Code, relating to medical assistance coverage by health insurance providers; and to provide for a report to the legislative management.
Was read the first time and referred to the **Human Services Committee**.

Sens. Flakoll, Bowman, Heckaman and Reps. D. Johnson, Boe, Brandenburg introduced:
SB 2222: A BILL for an Act relating to the development of crop insurance proposals; and to provide an appropriation.
Was read the first time and referred to the **Agriculture Committee**.

Sens. Luick, Miller, Olafson, Murphy and Reps. Wall, Williams introduced:
SB 2223: A BILL for an Act to amend and reenact section 19-03.1-23.1 of the North Dakota Century Code, relating to aggravating factors in drug offenses.
Was read the first time and referred to the **Judiciary Committee**.

Sens. Klein, Bowman, Heckaman and Reps. Brandenburg, DeKrey introduced:
SB 2224: A BILL for an Act to provide for a coyote bounty; and a statement of legislative intent.
Was read the first time and referred to the **Natural Resources Committee**.

Sens. Klein, Erbele, Uglen and Reps. Brandenburg, DeKrey, Weisz introduced:
SB 2225: A BILL for an Act to create and enact a new section to chapter 20.1-03 and a new subsection to section 20.1-03-12 of the North Dakota Century Code, relating to a nonresident combination small game and waterfowl hunting license and fee; and to amend and reenact sections 20.1-03-07 and 20.1-03-07.1 of the North Dakota Century Code, relating to nonresident hunting licenses.
Was read the first time and referred to the **Natural Resources Committee**.

Sens. Cook, Freborg and Reps. R. Kelsch, J. Kelsh, Wall introduced:
SB 2226: A BILL for an Act to create and enact sections 15.1-20-02.1, 15.1-20-03.1, and 15.1-20-03.2 of the North Dakota Century Code, relating to compulsory attendance at school; and to amend and reenact section 15.1-20-03 of the North Dakota Century Code, relating to compulsory attendance.
Was read the first time and referred to the **Education Committee**.

Sens. Wanzek, Klein, Warner and Reps. Brandenburg, DeKrey, Weisz introduced:
SB 2227: A BILL for an Act to create and enact a new subsection to section 20.1-02-05 of the North Dakota Century Code, relating to powers of the director of the game and fish department; to amend and reenact sections 20.1-02-28 and 20.1-05-02 of the North Dakota Century Code, relating to the deerproof hay yard program and culpability requirement for unlawfully taking big game; and to declare an emergency.
Was read the first time and referred to the **Natural Resources Committee**.

Sens. Andrist, Lyson, Nodland and Rep. Rust introduced:
SB 2228: A BILL for an Act to provide an appropriation to the parks and recreation department for a community health and wellness center grant.
Was read the first time and referred to the **Appropriations Committee**.

Sens. Klein, Christmann, Taylor and Reps. Belter, Brandenburg, D. Johnson introduced:
SB 2229: A BILL for an Act to provide an appropriation for the control of Johne's disease.
Was read the first time and referred to the **Agriculture Committee**.

Sens. Heckaman, Taylor, Oehlke and Reps. Devlin, Vigasaa introduced:
SB 2230: A BILL for an Act to provide appropriations to the department of emergency services to accept federal funding as a result of lake flooding and to provide a grant to a city that has experienced infrastructure damage due to lake flooding; and to

declare an emergency.

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

Sens. Dever, Heckaman, Uglem and Reps. Delmore, Devlin, L. Meier introduced:

SB 2231: A BILL for an Act to amend and reenact subsection 1 of section 12.1-32-15 of the North Dakota Century Code, relating to the definition of those required to register as sexual offenders.

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

Sens. Andrist, Burckhard, Nelson and Reps. Froseth, Kilichowski, Maragos introduced:

SB 2232: A BILL for an Act to create and enact a new section to chapter 44-04 and a new section to chapter 54-40.3 of the North Dakota Century Code, relating to the exemption of medical treatment information in an emergency response record and to joint powers agreements between political subdivisions for a joint emergency services communications system; to amend and reenact sections 32-12.2-12 and 44-04-17.1, subsections 2 and 3 of section 44-04-18, subsection 2 of section 44-04-18.1, subsection 1 of section 44-04-18.3, subsection 3 of section 44-04-18.7, and subsections 2, 3, 4, and 6 of section 44-04-20 of the North Dakota Century Code, relating to state agency loss control committee meetings, the definition of information technology resources, fees and access to electronic records, exempt personal information of a public employee, release of personnel records of employees of the department of corrections and rehabilitation, definition of criminal intelligence information, and public meeting notices posted on a website of a public entity.

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

Sens. Grindberg, Cook, Warner and Reps. Beadle, Hogan, Owens introduced:

SB 2233: A BILL for an Act to create and enact subsection 3 to section 50-25.1-03 of the North Dakota Century Code, relating to a requirement to report sexual conduct by a child discovered on a workplace computer; and to amend and reenact subsection 4 of section 12.1-27.2-01 of the North Dakota Century Code, relating to the definition of sexual conduct as it pertains to sexual performances by children.

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

Sens. Sitte, Cook, Wanzek and Reps. Brandenburg, Headland, Pollert introduced:

SB 2234: A BILL for an Act to prohibit federal designation over land or water resources in North Dakota without state approval.

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

Sens. Klein, Andrist, Uglem and Reps. Brandenburg, DeKrey, Weisz introduced:

SB 2235: A BILL for an Act to amend and reenact section 20.1-03-07.1 of the North Dakota Century Code, relating to hunting of waterfowl by nonresidents.

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

Sens. Klein, G. Lee, O'Connell and Reps. Ruby, Kaldor, Vigasaa introduced:

SB 2236: A BILL for an Act to create and enact section 51-07-00.1 and 51-07-02.4 of the North Dakota Century Code, relating to definitions and warranty or incentive audits for new motor vehicle dealers; to amend and reenact section 51-07-02.3 of the North Dakota Century Code, relating to prohibited acts for manufacturers, wholesalers, or distributors of new automobiles and automobile parts; to provide for application; and to declare an emergency.

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

Sens. Schneider, Dever, Larsen and Reps. Keiser, L. Meier, S. Meyer introduced:

SB 2237: A BILL for an Act to create and enact a new subdivision to subsection 7 of section 26.1-04-03 of the North Dakota Century Code, relating to prohibited practices in the insurance business.

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

Sens. Cook, Oehlke, Triplett and Reps. Drovdal, S. Kelsh, Owens introduced:

SB 2238: A BILL for an Act to amend and reenact subsection 2 of section 11-09.1-05 and sections 40-05.1-06, 57-39.2-12.1, 57-39.5-04, 57-39.6-04, and 57-40.2-07.1 of the North Dakota Century Code, relating to compensation allowable to retailers for expenses associated with the collection, reporting, and remittance of state and local option sales, use, and gross receipts taxes; and to provide an effective date.

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

Sens. Oehlke, Krebsbach, Sorvaag and Reps. N. Johnson, Maragos, Winrich introduced:

SB 2239: A BILL for an Act to provide an appropriation to the parks and recreation department for recreational leadership and facilities grants.

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

Sens. Mathern, Nelson and Reps. Wieland, N. Johnson, S. Meyer, Hogan introduced:

SB 2240: A BILL for an Act to provide for a study and the development of a plan by the department of human services for restructuring the human services delivery system in the state.

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

Sens. Lyson, Berry, Sitte and Reps. Dahl, Heller, Louser introduced:

SB 2241: A BILL for an Act to amend and reenact subsection 2 of section 12.1-23-05 of the North Dakota Century Code, relating to the grading of theft offenses for theft of a prescription drug and to provide a penalty.

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

Sens. Grindberg, Krebsbach, Robinson and Reps. Devlin, Kreidt, J. Nelson introduced:

SB 2242: A BILL for an Act to amend and reenact section 57-39.2-26.2 of the North Dakota Century Code, relating to the mill levy for senior citizen services and programs; and to provide an effective date.

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

Sens. Nodland, Laffen and Reps. Frantsvog, Gruchalla, Kreun introduced:

SB 2243: A BILL for an Act to create and enact a new subsection to section 43-19.1-29 of the North Dakota Century Code, relating to exemptions to regulation by the state board of registration for professional engineers and land surveyors; and to amend and reenact section 43-19.1-02 and subsection 1 of section 43-19.1-27 of the North Dakota Century Code, relating to regulation of professional engineers and land surveyors.

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

Sens. G. Lee, Nodland and Reps. Gruchalla, Owens, Weisz introduced:

SB 2244: A BILL for an Act to amend and reenact subdivisions a and b of subsection 3 of section 39-06-14 and section 39-32-02 of the North Dakota Century Code, relating to operator's licenses and intrastate exemptions for drivers of commercial motor vehicles.

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

Sens. Dever, Schneider, Triplett and Reps. N. Johnson, Maragos, S. Meyer introduced:

SB 2245: A BILL for an Act to amend and reenact subdivision b of subsection 2 of section 52-04-07 and subsection 1 of section 52-06-02 of the North Dakota Century Code, relating to eligibility for unemployment compensation benefits; and to declare an emergency.

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

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

William R. Horton, Secretary