

JOURNAL OF THE SENATE

Sixty-second Legislative Assembly

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Bismarck, January 19, 2011

The Senate convened at 12:30 p.m., with President Wrigley presiding.

The prayer was offered by Pastor Rich Wyatt, Living Hope Church of the Nazarene, Bismarck.

The roll was called and all members were present.

A quorum was declared by the President.

ANNOUNCEMENT

PRESIDENT WRIGLEY ANNOUNCED that the Senate did not convene on Tuesday, January 18, 2011 due to technical problems with utility service to the State Capitol.

MOTION

SEN. CHRISTMANN MOVED that Senate Rule 402 be amended temporarily, replacing "fifteenth legislative day" with "fourteenth legislative day" and that Joint Rule 203 be reconsidered, be amended temporarily, replacing "thirty-ninth legislative day" with "thirty-eighth legislative day", and that the House be notified of the action with respect to Joint Rule 203, which motion prevailed.

MESSAGE TO THE HOUSE FROM THE SENATE (WILLIAM R. HORTON, SECRETARY)
MR. SPEAKER: The Senate has reconsidered and temporarily amended Joint Rule 203, replacing "thirty-ninth legislative day" with "thirty-eighth legislative day".

MOTION

SEN. CHRISTMANN MOVED that SB 2191 be returned to the Senate floor from the **Political Subdivisions Committee** for the purpose of withdrawal, which motion prevailed.

REQUEST

SEN. ANDRIST REQUESTED the unanimous consent of the Senate to withdraw SB 2191. There being no objection, it was so ordered by the President.

CONSIDERATION OF AMENDMENTS

SB 2056: SEN. FLAKOLL (Education Committee) MOVED that the amendments on SJ page 94 be adopted and then be **REREFERRED** to the **Appropriations Committee** with **DO PASS**, which motion prevailed on a voice vote.

CONSIDERATION OF AMENDMENTS

SB 2130: SEN. HECKAMAN (Education Committee) MOVED that the amendments on SJ pages 96-97 be adopted and then be **REREFERRED** to the **Appropriations Committee** with **DO PASS**, which motion prevailed on a voice vote.

CONSIDERATION OF AMENDMENTS

SB 2040: SEN. J. LEE (Human Services Committee) MOVED that the amendments on SJ page 93 be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed on a voice vote.

CONSIDERATION OF AMENDMENTS

SB 2069: SEN. BERRY (Government and Veterans Affairs Committee) MOVED that the amendments on SJ page 94 be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed on a voice vote.

CONSIDERATION OF AMENDMENTS

SB 2072: SEN. DEVER (Human Services Committee) MOVED that the amendments on SJ pages 94-95 be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed on a voice vote.

CONSIDERATION OF AMENDMENTS

SB 2085: SEN. MILLER (Agriculture Committee) MOVED that the amendments on SJ page 95 be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed on a voice vote.

CONSIDERATION OF AMENDMENTS

SB 2092: SEN. FLAKOLL (Education Committee) MOVED that the amendments on SJ page 95 be adopted and then be placed on the Eleventh order with **DO NOT PASS**, which motion prevailed on a voice vote.

CONSIDERATION OF AMENDMENTS

SB 2094: SEN. UGLEM (Human Services Committee) MOVED that the amendments on SJ pages 95-96 be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed on a voice vote.

CONSIDERATION OF AMENDMENTS

SB 2117: SEN. BURCKHARD (Natural Resources Committee) MOVED that the amendments on SJ page 96 be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed on a voice vote.

CONSIDERATION OF AMENDMENTS

SCR 4002: SEN. SCHNEIDER (Natural Resources Committee) MOVED that the amendments on SJ page 97 be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed on a voice vote.

THE SENATE RECOGNIZED THE PRESENCE OF:

Former Senator Duane Espegard.

SECOND READING OF SENATE BILL

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.

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

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

Engrossed SB 2096 passed.

SECOND READING OF SENATE BILL

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.

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 47 YEAS, 0 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

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

Wardner; Warner

SB 2025 passed.

SECOND READING OF SENATE BILL

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.

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 47 YEAS, 0 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

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

SB 2026 passed.

SECOND READING OF SENATE BILL

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.

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 46 YEAS, 1 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

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

NAYS: Mathern

SB 2044 passed.

SECOND READING OF SENATE BILL

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.

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 41 YEAS, 6 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Andrist; Berry; Bowman; Burckhard; Christmann; Cook; Dever; Dotzenrod; Erbele; Fischer; Flakoll; Freborg; Grindberg; Heckaman; Hogue; Holmberg; Kilzer; Klein; Krebsbach; Laffen; Larsen; Lee, G.; Lee, J.; Luick; Lyson; Murphy; Nething; Nodland; O'Connell; Oehlke; Olafson; Robinson; Schaible; Schneider; Sitte;

Sorvaag; Stenehjerm; Taylor; Uglem; Wanzek; Wardner

NAYS: Marcellais; Mathern; Miller; Nelson; Triplett; Warner

SB 2068 passed.

SECOND READING OF SENATE BILL

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.

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 47 YEAS, 0 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

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

SB 2071 passed.

SECOND READING OF SENATE BILL

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.

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 46 YEAS, 1 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

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

NAYS: Triplett

SB 2075 passed.

SECOND READING OF SENATE BILL

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.

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 47 YEAS, 0 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Andrist; Berry; Bowman; Burckhard; Christmann; Cook; Dever; Dotzenrod; Erbele; Fischer; Flakoll; Freborg; Grindberg; Heckaman; Hogue; Holmberg; Kilzer; Klein;

Krebsbach; Laffen; Larsen; Lee, G.; Lee, J.; Luick; Lyson; Marcellais; Mathern; Miller; Murphy; Nelson; Nething; Nodland; O'Connell; Oehlke; Olafson; Robinson; Schaible; Schneider; Sitte; Sorvaag; Stenehjem; Taylor; Triplett; Uglem; Wanzek; Wardner; Warner

SB 2081 passed.

SECOND READING OF SENATE BILL

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.

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 47 YEAS, 0 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

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

SB 2084 passed.

SECOND READING OF SENATE BILL

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.

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 47 YEAS, 0 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

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

SB 2086 passed.

SECOND READING OF SENATE BILL

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.

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 47 YEAS, 0 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Andrist; Berry; Bowman; Burckhard; Christmann; Cook; Dever; Dotzenrod; Erbele; Fischer; Flakoll; Freborg; Grindberg; Heckaman; Hogue; Holmberg; Kilzer; Klein;

Krebsbach; Laffen; Larsen; Lee, G.; Lee, J.; Luick; Lyson; Marcellais; Mathern; Miller; Murphy; Nelson; Nething; Nodland; O'Connell; Oehlke; Olafson; Robinson; Schaible; Schneider; Sitte; Sorvaag; Stenehjerm; Taylor; Triplett; Uglem; Wanzek; Wardner; Warner

SB 2095 passed.

SECOND READING OF SENATE BILL

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.

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 46 YEAS, 1 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

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

NAYS: O'Connell

SB 2098 passed.

SECOND READING OF SENATE BILL

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.

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 47 YEAS, 0 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

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

SB 2102 passed.

SECOND READING OF SENATE BILL

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.

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 47 YEAS, 0 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

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

SB 2103 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 2027, SB 2032, SB 2065, SB 2067, SB 2087, SB 2101, SB 2110, SB 2126, SB 2127.

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 2104.

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)
MR. PRESIDENT: The Speaker has signed: HCR 3006.

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 1028, HB 1054, HB 1079, HB 1085, HB 1093, HB 1104, HB 1105, HB 1107, HB 1110, HB 1113, HCR 3003.

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 1119.

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)
MR. PRESIDENT: The House has reconsidered and temporarily amended Joint Rule 203, replacing "thirty-ninth legislative day" with "thirty-eighth legislative day".

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., Thursday, January 20, 2011, which motion prevailed.

REPORT OF STANDING COMMITTEE

SB 2073: Judiciary Committee (Sen. Nething, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (5 YEAS, 1 NAYS, 0 ABSENT AND NOT VOTING). SB 2073 was placed on the Sixth order on the calendar.

Page 4, line 5, replace "twenty-five" with "fifty"

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2116: Government and Veterans Affairs Committee (Sen. Dever, Chairman) recommends **DO PASS** (6 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). SB 2116 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2118: Government and Veterans Affairs Committee (Sen. Dever, Chairman) recommends **DO NOT PASS** (6 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). SB 2118 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2136: Judiciary Committee (Sen. Nething, Chairman) recommends **DO PASS**

(6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2136 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2141: Judiciary Committee (Sen. Nething, Chairman) recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2141 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2153: Human Services Committee (Sen. J. Lee, Chairman) recommends **DO NOT PASS** (4 YEAS, 1 NAYS, 0 ABSENT AND NOT VOTING). SB 2153 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2154: Human Services Committee (Sen. J. Lee, Chairman) recommends **DO PASS** (5 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2154 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2156: Industry, Business and Labor Committee (Sen. Klein, Chairman) recommends **DO PASS** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2156 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2166: Human Services Committee (Sen. J. Lee, Chairman) recommends **DO PASS** (5 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2166 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2173: Industry, Business and Labor Committee (Sen. Klein, Chairman) recommends **DO PASS** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2173 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2176: Judiciary Committee (Sen. Nething, Chairman) recommends **DO PASS** (5 YEAS, 1 NAYS, 0 ABSENT AND NOT VOTING). SB 2176 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2181: Judiciary Committee (Sen. Nething, Chairman) recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2181 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2183: Judiciary Committee (Sen. Nething, Chairman) recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2183 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2192: Human Services Committee (Sen. J. Lee, Chairman) recommends **DO PASS** (5 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2192 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2212: Human Services Committee (Sen. J. Lee, Chairman) recommends **DO PASS** (5 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2212 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SCR 4006: Judiciary Committee (Sen. Nething, Chairman) recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SCR 4006 was placed on the Eleventh order on the calendar.

FIRST READING OF SENATE BILLS

Sens. Olafson, Lyson and Reps. Frantsvog, Kreun introduced:

SB 2246: A BILL for an Act to amend and reenact section 57-40.6-02 of the North Dakota Century Code, relating to fees imposed for emergency services communications.
Was read the first time and referred to the **Political Subdivisions Committee**.

Sens. Olafson, Lyson, Nelson and Reps. DeKrey, Delmore, Sanford introduced:
SB 2247: A BILL for an Act to create and enact a new section to chapter 14-07.1 of the North Dakota Century Code, relating to a domestic violence fatality review commission.
Was read the first time and referred to the **Judiciary Committee**.

Sens. Grindberg, Berry, Schneider and Reps. Glassheim, Keiser, Thoreson introduced:
SB 2248: A BILL for an Act to amend and reenact section 57-38-01.26 of the North Dakota Century Code, relating to the angel fund investment tax credit; to provide a report to the legislative management; to provide an effective date; and to provide an expiration date.
Was read the first time and referred to the **Finance and Taxation Committee**.

Sen. Olafson and Rep. Klemin introduced:
SB 2249: A BILL for an Act to amend and reenact sections 35-20-16, 35-34-04, and 41-09-73, subsection 2 of section 41-09-87, subsection 5 of section 57-34-10, subsection 4 of section 57-36-09.5, section 57-38-49, subsection 4 of section 57-39.2-13, subsection 4 of section 57-40.2-16, subsection 3 of section 57-40.3-07.1, subsection 4 of section 57-43.1-17.4, subsection 4 of section 57-43.2-16.3, subsection 4 of section 57-43.3-22, subsection 2 of section 57-51-11, and subsection 4 of section 57-63-10 of the North Dakota Century Code, relating to the contents of a child support lien filed with the secretary of state, the contents of a vessel lien for the collection of child support, the contents of a financing statement, the filing of a financing statement, a tax lien on a telecommunications carrier, a tax lien for the collection of taxes on tobacco products, a tax lien for the collection of income taxes, a tax lien for the collection of sales tax, a tax lien for the collection of use tax, a tax lien for the collection of motor vehicle excise tax, a tax lien for the collection of motor vehicle fuel tax, a tax lien for the collection of special fuels and importer for use tax; and to declare an effective date.
Was read the first time and referred to the **Finance and Taxation Committee**.

Sens. Andrist, Bowman, Lyson and Reps. Hatlestad, Onstad introduced:
SB 2250: A BILL for an Act to provide for operator's license renewals.
Was read the first time and referred to the **Transportation Committee**.

Sens. Olafson, Nodland, Triplett and Reps. Conklin, Maragos, Rohr introduced:
SB 2251: A BILL for an Act to amend and reenact subsection 1 of section 19-03.1-23 and subsection 1 of section 19-03.1-23.1 of the North Dakota Century Code, relating to manufacture, delivery, or possession with intent to manufacture or deliver controlled substances.
Was read the first time and referred to the **Judiciary Committee**.

Sens. Nelson, Hogue, Triplett and Reps. Delmore, Maragos, Mock introduced:
SB 2252: A BILL for an Act to create and enact a new section to chapter 57-38 and a new subdivision to subsection 7 of section 57-38-30.3 of the North Dakota Century Code, relating to an income tax credit for renters of residential property; and to provide an effective date.
Was read the first time and referred to the **Finance and Taxation Committee**.

Sens. Olafson, Andrist, Dotzenrod and Rep. Froseth introduced:
SB 2253: A BILL for an Act to create and enact a new subsection to section 57-39.2-26.1 of the North Dakota Century Code, relating to the allocation of revenues among political subdivisions through the state aid distribution fund; to provide an expiration date; and to declare an emergency.
Was read the first time and referred to the **Government and Veterans Affairs Committee**.

Sen. Dever and Rep. L. Meier introduced:
SB 2254: A BILL for an Act to amend and reenact sections 4-22-21, 15.1-09-13, 16.1-01-01, 16.1-02-03, 16.1-02-04, 16.1-02-09, 16.1-02-10, 16.1-02-12, 16.1-02-13, 16.1-02-15, and 16.1-03-11, subsection 1 of section 16.1-06-15, sections 16.1-07-08, 16.1-07-09, 16.1-07-10, 16.1-07-11, 16.1-07-12, and 16.1-07-12.1, subsection 1 of section 16.1-09-03, sections 16.1-10-03, 16.1-11-05, 16.1-11-20, 16.1-11-22,

16.1-11.1-03, and 16.1-11.1-06, subsection 1 of section 16.1-11.1-07, subsection 1 of section 16.1-12-04, and sections 16.1-13-03, 16.1-15-04, 16.1-15-08, 16.1-15-21, 16.1-15-22, 16.1-15-25, 16.1-15-26, 16.1-15-27, 16.1-15-33, 16.1-15-37, 16.1-15-39, 16.1-15-40, 16.1-15-41, 16.1-15-44, 16.1-15-48, and 61-04.1-30 of the North Dakota Century Code, relating to election administration.

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

Sen. Wardner introduced:

SB 2255: A BILL for an Act to create and enact sections 39-22.1-01.1, 39-22.1-05, and 39-22.1-06 of the North Dakota Century Code, relating to the licensure of trailer dealers; and to amend and reenact sections 39-22.1-01, 39-22.1-02, 39-22.1-03, and 39-22.1-04 of the North Dakota Century Code, relating to requirements for the licensing of trailer dealers; and to provide a penalty.

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

Sens. Holmberg, Dever and Reps. Grande, Streyle introduced:

SB 2256: A BILL for an Act to create and enact a new section to chapter 16.1-05 of the North Dakota Century Code, relating to election observers.

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

Sens. Dotzenrod, Andrist and Reps. Gruchalla, Weisz introduced:

SB 2257: A BILL for an Act to create and enact a new section to chapter 5-01 of the North Dakota Century Code, relating to providing a location for underage drinking of alcoholic beverages; and to provide a penalty.

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

Sens. J. Lee, Dever and Reps. Devlin, Weisz introduced:

SB 2258: A BILL for an Act to create and enact a new section to chapter 14-09, two new subsections to section 26.1-02-28, and a new section to chapter 35-34 of the North Dakota Century Code, relating to child support enforcement; to amend and reenact sections 26.1-02-28, 34-15-01, 34-15-03, and 34-15-04, subsection 3 of section 34-15-05, sections 35-34-02, 35-34-03, and 35-34-04, subsection 1 of section 35-34-06, and sections 35-34-09 and 35-34-10 of the North Dakota Century Code, relating to child support enforcement; to provide for transition; and to provide an effective date.

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

Sens. Klein, J. Lee, Robinson and Reps. Keiser, Koppelman, Mueller introduced:

SB 2259: A BILL for an Act to create and enact a new subsection to section 19-03.4-08 of the North Dakota Century Code, relating to records of the sale of methamphetamine precursors; and to amend and reenact subsection 4 of section 19-03.4-08 of the North Dakota Century Code, relating to records of the sale of methamphetamine precursors.

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

Sens. Triplett, Mathern, Taylor and Reps. Gruchalla, Guggisberg, J. Kelsh introduced:

SB 2260: A BILL for an Act to create and enact a new section to chapter 57-38 and a new subdivision to subsection 7 of section 57-38-30.3 of the North Dakota Century Code, relating to an income tax credit equal to a portion of a taxpayer's federal earned income credit; and to provide an effective date.

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

Sen. J. Lee and Rep. Weisz introduced:

SB 2261: A BILL for an Act to create and enact a new section to chapter 25-16 of the North Dakota Century Code, relating to a moratorium on granting licenses to new intermediate care facilities for the mentally retarded.

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

Sens. Schneider, Mathern, Warner and Rep. Onstad introduced:

SB 2262: A BILL for an Act to amend and reenact section 16.1-09-03 of the North Dakota Century Code, relating to the contents of personal disclosure statements.

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

Sen. Cook introduced:

SB 2263: A BILL for an Act to amend and reenact sections 57-33.2-06 and 57-33.2-07 and

subsection 3 of section 57-33.2-19 of the North Dakota Century Code, relating to reporting dates and allocation for electric generation, distribution, and transmission taxes; and to provide an effective date.

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

Sens. Dever, Berry, J. Lee, Uglem, Wanzek and Rep. L. Meier introduced:

SB 2264: A BILL for an Act to amend and reenact section 50-29-04 of the North Dakota Century Code, relating to eligibility for the children's health insurance program.

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

Sens. Krebsbach, Burckhard, Mathern and Reps. Bellew, Ruby, Thoreson introduced:

SB 2265: A BILL for an Act to create and enact a new section to chapter 25-16.2 of the North Dakota Century Code, relating to work activity center contracts; and to amend and reenact subdivision e of subsection 2 of section 54-44.4-05 of the North Dakota Century Code, relating to procurement of services by state agencies.

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

Sens. Triplett, Schneider, Oehlke and Reps. Gruchalla, Kreun, Owens introduced:

SB 2266: 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 the assessment of booking fees by correctional facilities.

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

Sens. Wardner, Krebsbach, Nelson and Reps. Hunsakor, N. Johnson introduced:

SB 2267: A BILL for an Act to provide an appropriation to the parks and recreation department for providing a grant to the International Peace Garden.

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

Sens. Wardner, Nelson and Rep. N. Johnson introduced:

SB 2268: A BILL for an Act to require health insurance coverage for autism spectrum disorders; and to create and enact a new section to chapter 54-52.1 of the North Dakota Century Code, relating to public employees retirement system medical benefits coverage for autism spectrum disorders.

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

Sen. Wardner introduced:

SB 2269: A BILL for an Act to create and enact a new section to chapter 57-38 and a new subdivision to subsection 7 of section 57-38-30.3 of the North Dakota Century Code, relating to an income tax credit for a portion of higher education expenses; and to provide an effective date.

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

Sen. Dever introduced:

SB 2270: A BILL for an Act to amend and reenact section 50-01.2-03.2 of the North Dakota Century Code, relating to county social service board reporting.

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

Sens. Sitte, Christmann, Mathern and Reps. Hofstad, R. Kelsch, J. Kelsh introduced:

SB 2271: A BILL for an Act to create and enact a new subsection to section 43-17-02 and chapter 43-57 of the North Dakota Century Code, relating to regulation of naturopathic physicians; to amend and reenact section 43-17-41 of the North Dakota Century Code, relating to duties of naturopathic physicians; to provide a penalty; and to provide for application.

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

Sens. Triplett, Hogue, Murphy, Warner and Reps. Gruchalla, Mock introduced:

SB 2272: A BILL for an Act to provide an appropriation relating to the North Dakota cultural heritage initiative; and to declare an emergency.

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

Sens. Warner, Cook and Reps. Hawken, J. Nelson introduced:

SB 2273: A BILL for an Act to create and enact a new section to chapter 16.1-10 of the North Dakota Century Code, relating to election campaign practices; and to provide a penalty.

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

Sens. Warner, O'Connell and Reps. S. Meyer, Onstad introduced:

SB 2274: A BILL for an Act to establish a surface rights board to mediate disputes involving damages caused by oil and gas exploration and production; and to amend and reenact section 38-11.1-09 of the North Dakota Century Code, relating to determination of oil and gas surface damages.

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

Sens. Wardner, Lyson, Robinson and Reps. D. Johnson, Sanford, Williams introduced:

SB 2275: A BILL for an Act to provide an appropriation to the office of management and budget for community service supervision grants.

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

Sens. J. Lee, Dever, Heckaman and Reps. Kaldor, Weisz introduced:

SB 2276: A BILL for an Act to create and enact a new chapter to title 23 of the North Dakota Century Code, relating to creating a state vaccine fund and a North Dakota vaccine group purchasing board; to amend and reenact section 23-01-05.3 of the North Dakota Century Code, relating to reporting immunization data; to provide a penalty; and to declare an emergency.

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

Sens. Holmberg, Klein, Laffen, Schneider and Reps. Kreun, Sanford introduced:

SB 2277: A BILL for an Act to amend and reenact subsection 21 of section 12.1-30-03 of the North Dakota Century Code, relating to exceptions to Sunday closing.

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

Sens. Nething, Erbele, Wanzek introduced:

SB 2278: 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 the required dissemination of student names and addresses.

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

Sens. G. Lee, Lyson, Sitte and Reps. Boehning, Nathe, Wrangham introduced:

SB 2279: A BILL for an Act to amend and reenact sections 37-19.1-01, 37-19.1-02, 37-19.1-03, and 37-19.1-04 of the North Dakota Century Code, relating to veterans' preference.

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

FIRST READING OF SENATE CONCURRENT RESOLUTION

Sens. Klein, Miller, Dotzenrod and Reps. Brandenburg, D. Johnson, Mueller introduced:

SCR 4008: A concurrent resolution urging the United States Environmental Protection Agency to request an additional 12-month stay of mandate for implementation of the Sixth Circuit Court of Appeals ruling in the matter of National Cotton Council of America et al., v. United States Environmental Protection Agency.

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

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

William R. Horton, Secretary