

JOURNAL OF THE HOUSE

Sixty-second Legislative Assembly

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Bismarck, January 10, 2011

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

The prayer was offered by Pastor Merle Hoots, Bismarck Baptist Church, Bismarck.

The roll was called and all members were present.

A quorum was declared by the Speaker.

CORRECTION AND REVISION OF THE JOURNAL

MR. SPEAKER: Your **Committee on Correction and Revision of the Journal (Rep. Kretschmar, Chairman)** has carefully examined the Journal of the First, Third, and Fourth Days and recommends that it be corrected as follows and when so corrected, recommends that it be approved:

Page 41, line 56, replace "**Judiciary**" with "**Appropriations**"

Page 47, replace lines 19 and 20 with "Legislative Compensation Commission introduced:"

Page 56, line 22, replace "Uniform Commission on Uniform Laws" with "Commission on Uniform State Laws"

Page 83, line 26, replace "**Education Committee**" with "**Government and Veterans Affairs Committee**"

Page 90, line 34, delete "amended"

Page 91, line 4, delete "amended"

REP. KRETSCHMAR MOVED that the report be adopted, which motion prevailed.

MOTION

REP. R. KELSCH MOVED that HB 1067 be returned to the House floor from the **Education Committee** for the purpose of withdrawal, which motion prevailed.

REQUEST

REP. RUST REQUESTED the unanimous consent of the House to withdraw HB 1067. There being no objection, it was so ordered by the Speaker.

MOTION

REP. R. KELSCH MOVED that HB 1068 be returned to the House floor from the **Education Committee** for the purpose of withdrawal, which motion prevailed.

REQUEST

REP. RUST REQUESTED the unanimous consent of the House to withdraw HB 1068. There being no objection, it was so ordered by the Speaker.

MOTION

REP. R. KELSCH MOVED that HB 1069 be returned to the House floor from the **Education Committee** for the purpose of withdrawal, which motion prevailed.

REQUEST

REP. RUST REQUESTED the unanimous consent of the House to withdraw HB 1069. There being no objection, it was so ordered by the Speaker.

MOTION

REP. VIGESAA MOVED that HB 1164 be returned to the House floor from the **Energy and**

Natural Resources Committee and be rereferred to the **Transportation Committee**, which motion prevailed.

Pursuant to Rep. Vigesaa's motion, HB 1164 was rereferred.

MOTION

REP. VIGESAA MOVED that HB 1174 be returned to the House floor from the **Industry, Business and Labor Committee** and be rereferred to the **Human Services Committee**, which motion prevailed.

Pursuant to Rep. Vigesaa's motion, HB 1174 was rereferred.

SECOND READING OF HOUSE BILL

HB 1037: A BILL for an Act to amend and reenact section 65-06.2-09 of the North Dakota Century Code, relating to the safety and performance audit of work programs of roughrider industries.

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; Vigesaa; Wall; Weiler; Weisz; Wieland; Williams; Winrich; Wrangham; Zaiser; Speaker Drovdal

Engrossed HB 1037 passed.

SPEAKER DROVDAL ANNOUNCED that the Rules of Decorum in the House Chamber will be printed in the House Journal.

RULES OF DECORUM

1. **NO FOOD** is permitted on the floor of the House when the House is convened.
2. Flash photography and video camera taping are not permitted while the House is in session. Members of the press are the **only** exception.
3. No one is permitted to sleep or rest in a prone position on the benches which line both sides of Memorial Hall between the House and Senate Chambers.
4. Every member must vote if they are in the House Chamber during a roll call vote.
5. When a roll call vote is taken, every member not at their seat shall call out their name and vote in a voice loud enough for the Speaker to hear.
6. During debate, members are to be attentive and quiet. Noise behind the rail shall be held to a minimum.
7. No member shall have more than one guest seated with the member during floor debate. Each member has one guest pass. Guests are expected to be dressed in a neat and clean manner. The Sergeant-at-Arms has discretion to refuse guest seating.
8. No one is permitted to visit or lean over the back railing while the House is in session.
9. The Sergeant-at-Arms shall clear the floor of the House Chamber in front of the railing of

all persons, except legislators, legislative employees, legislative guests, former members of the Legislative Assembly, and members of the press during the time period commencing **one hour** before the House convenes on any legislative day until the House recesses for that calendar day.

10. Tour groups or guests are not allowed at the Speaker's rostrum or behind the front desk unless authorized by the presiding officer.

11. Legislators and employees shall be suitably attired. Men must wear a sport coat and tie at all times when on the House floor. Women must wear suitable business attire.

12. When a legislator is speaking, the Sergeant-at-Arms will not allow **any one** to enter that section.

13. When the Speaker is putting the question, no member shall walk out or across the floor of the House.

14. When a member is speaking, no person shall pass between the person speaking and the chair.

15. A member desiring to speak shall turn on their speak light, and when recognized by the Speaker shall rise and respectfully address the Speaker and the members of the House. Members shall address each other through the Speaker and always in a respectful manner.

16. Visitors sitting in the lower tier of seats in the House balcony shall not touch, lean over, place objects on, or put their feet on the brass railings.

17. While the House is convened, no person shall read newspapers or other large publications in a conspicuous manner.

18. All persons shall wear identification badges while in the House Chamber or in the employ of the House.

19. All materials placed on desks must be authorized by a House member or individually addressed and mailed to each member.

20. House Rule 306: No member may speak more than twice on the same subject nor more than once until every member who wishes to speak has spoken. Exceptions to this rule are: the person carrying the bill, committee chair, or floor leaders.

21. Cell phones **must** be turned **off/muted** while the House is in session. Taking pictures with a cell phone is prohibited if they are using a flash or are disruptive in any way.

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 1039, HB 1090, HB 1095.

MOTION

REP. VIGESAA MOVED that the House be on the Fifth and Ninth orders of business and at the conclusion of those orders, the House stand adjourned until 1:00 p.m., Tuesday, January 11, 2011, which motion prevailed.

REPORT OF STANDING COMMITTEE

HB 1031: Government and Veterans Affairs Committee (Rep. Grande, Chairman) recommends **DO PASS** (13 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1031 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1051: Industry, Business and Labor Committee (Rep. Keiser, Chairman) recommends **DO PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1051 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1052: Industry, Business and Labor Committee (Rep. Keiser, Chairman) recommends **DO NOT PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING).

HB 1052 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1064: Judiciary Committee (Rep. DeKrey, Chairman) recommends **DO PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1064 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1065: Judiciary Committee (Rep. DeKrey, Chairman) recommends **DO PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1065 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1089: Transportation Committee (Rep. Ruby, Chairman) recommends **DO PASS** (13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1089 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1101: Finance and Taxation Committee (Rep. Belter, Chairman) recommends **DO PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1101 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1108: Judiciary Committee (Rep. DeKrey, Chairman) recommends **DO PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1108 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1112: Judiciary Committee (Rep. DeKrey, Chairman) recommends **DO PASS** (13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1112 was placed on the Eleventh order on the calendar.

FIRST READING OF HOUSE BILLS

Reps. Ruby, Bellew, Koppelman introduced:

HB 1190: A BILL for an Act to create and enact a new section to chapter 39-08 of the North Dakota Century Code, relating to distracted driving; to amend and reenact subsection 2 of section 39-06.1-06 and section 39-06.1-09 of the North Dakota Century Code, relating to fees for a moving violation; and to provide a penalty.

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

Reps. Ruby, Kempenich, Boe and Sens. Miller, Olafson, O'Connell introduced:

HB 1191: A BILL for an Act to amend and reenact section 39-04-12 of the North Dakota Century Code, relating to semitrailer plates; and to provide for application.

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

Reps. Dahl, Karls, Sanford, S. Meyer introduced:

HB 1192: A BILL for an Act to amend and reenact section 29-04-05 of the North Dakota Century Code, relating to the commencement of a criminal prosecution; and to repeal sections 29-09-02, 29-09-06, and 29-09-07 of the North Dakota Century Code, relating to criminal procedure and the methods of prosecution.

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

Reps. Brandenburg, Kretschmar and Sen. Erbele introduced:

HB 1193: A BILL for an Act to create and enact a new section to chapter 15-06 of the North Dakota Century Code, relating to sale of original grant lands; and to amend and reenact section 15-07-03 of the North Dakota Century Code, relating to sale of nongrant lands.

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

Reps. Porter, Belter, R. Kelsch and Sens. Cook, Fischer, Hogue introduced:

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.

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

Reps. Klemin, Drovdal, Vigesaa and Sens. Hogue, Lyson, Nething introduced:

HB 1195: A BILL for an Act to create and enact two new paragraphs to subdivision a 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 the use of a wireless communications device and demerit points; to amend and reenact subsection 2 of section 39-06.1-06 and section 39-06.1-09 of the North Dakota Century Code, relating to fees for a moving violation; and to provide a penalty.

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

Reps. Dahl, DeKrey, Grande and Sens. Nething, Oehlke, Robinson introduced:

HB 1196: A BILL for an Act to amend and reenact section 39-24.1-07 of the North Dakota Century Code, relating to operating a snowmobile while under the influence of alcohol or drugs; and to provide a penalty.

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

Reps. L. Meier, R. Kelsch, Rohr, Steiner and Sens. Dever, Sitte introduced:

HB 1197: A BILL for an Act to create and enact a new section to chapter 39-06 of the North Dakota Century Code, relating to a veteran indicator on an operator's license.

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

Reps. Onstad, Keiser, Porter, S. Meyer and Sen. Warner introduced:

HB 1198: A BILL for an Act to amend and reenact subsection 2 of section 57-51-15 of the North Dakota Century Code, relating to allocation to counties of a portion of the state's share of oil and gas gross production tax revenues from production within the Fort Berthold Reservation; to provide for retroactive application; and to provide an effective date.

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

Reps. Keiser, Glassheim and Sens. Wardner, O'Connell introduced:

HB 1199: A BILL for an Act to amend and reenact section 50-06-24 of the North Dakota Century Code, relating to guardianship services; and to provide an appropriation.

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

Reps. Brandenburg, Boe and Sens. Klein, Wardner introduced:

HB 1200: A BILL for an Act to amend and reenact section 54-53-02 of the North Dakota Century Code, relating to members of the advisory transportation council to the upper great plains transportation institute.

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

Reps. Damschen, Owens, Kilichowski and Sens. Klein, Olafson introduced:

HB 1201: A BILL for an Act to create and enact a new section to chapter 57-39.2 of the North Dakota Century Code, relating to a sales and use tax exemption for purchases made by a contractor, subcontractor, or builder on behalf of an exempt entity; and to provide an effective date.

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

Reps. R. Kelsch, J. Nelson, Mueller and Sens. Bowman, J. Lee, Heckaman introduced:

HB 1202: A BILL for an Act to provide an appropriation for a healthy school program grant.

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

Rep. Onstad and Sens. Nelson, O'Connell introduced:

HB 1203: A BILL for an Act to amend and reenact section 54-35-06 of the North Dakota Century Code, relating to the authority of the legislative management and the legislative council.

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

Reps. Delmore, Hawken, Maragos, Sanford and Sens. Lyson, Nelson introduced:

HB 1204: A BILL for an Act to amend and reenact subsection 6 of section 12.1-17-07.1 of the North Dakota Century Code, relating to stalking and previous convictions.

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

Reps. Delmore, R. Kelsch, S. Meyer and Sens. Krebsbach, Lyson, Nelson introduced:

HB 1205: A BILL for an Act to create and enact a new section to chapter 57-40.6 of the North Dakota Century Code, relating to call location information by a wireless service provider to law enforcement.

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

Reps. Skarphol, Keiser, Kreun and Sens. Fischer, Lyson, O'Connell introduced:

HB 1206: A BILL for an Act to create and enact chapter 61-40 of the North Dakota Century Code, relating to a western area water supply authority.

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

Rep. DeKrey introduced:

HB 1207: A BILL for an Act to create and enact a new section to chapter 39-08 of the North Dakota Century Code, relating to certain number plates for driving while under the influence.

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

Rep. DeKrey introduced:

HB 1208: A BILL for an Act to create and enact a new section to chapter 15-10 of the North Dakota Century Code, relating to the athletic nickname and logo of the university of North Dakota.

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

Rep. DeKrey introduced:

HB 1209: A BILL for an Act to amend and reenact subsection 3 of section 62.1-01-01 of the North Dakota Century Code, relating to a definition of firearm or weapon.

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

Rep. DeKrey introduced:

HB 1210: A BILL for an Act to create and enact a new section to chapter 49-02 of the North Dakota Century Code, relating to net metering.

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

Reps. Damschen, Grande, Ruby and Sen. Sitte introduced:

HB 1211: A BILL for an Act to amend and reenact sections 15.1-23-01, 15.1-23-08, 15.1-23-09, 15.1-23-11, 15.1-23-13, and 15.1-23-17 of the North Dakota Century Code, relating to home education; and to repeal sections 15.1-23-03, 15.1-23-06, 15.1-23-07, and 15.1-23-12 of the North Dakota Century Code, relating to home education.

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

Reps. Damschen, Bellew and Sen. Erbele introduced:

HB 1212: A BILL for an Act to create and enact a new section to chapter 5-01 of the North Dakota Century Code, relating to the possession and sale of alcoholic beverages at college sporting events; and to provide a penalty.

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

Reps. Williams, Wall and Sen. Holmberg introduced:

HB 1213: A BILL for an Act to amend and reenact section 15-10-02 of the North Dakota Century Code, relating to state board of higher education advisers.

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

Reps. Skarphol, R. Kelsch and Sens. Grindberg, Wardner, Robinson introduced:

HB 1214: A BILL for an Act to create and enact sections 15.1-02-18.1, 15.1-02-18.2, and 15.1-02-18.3 of the North Dakota Century Code, relating to the statewide longitudinal data system and the mandatory provision of information; to amend and reenact sections 15.1-02-18 and 52-01-03 of the North Dakota Century Code, relating to the statewide longitudinal data system; and to repeal section 44-04-18.14 of the North Dakota Century Code, relating to the followup information on North Dakota education and training system.

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

Reps. S. Kelsh, L. Meier, Guggisberg, Mock and Sens. Flakoll, Heckaman introduced:

HB 1215: A BILL for an Act to amend and reenact section 15.1-06-12 of the North Dakota Century Code, relating to a requirement for lockdown drills at schools.

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

Reps. DeKrey, Kempenich, Skarphol and Sens. Christmann, Wardner, O'Connell introduced:

HB 1216: A BILL for an Act to provide that hydraulic fracturing is an acceptable recovery

process in North Dakota.

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

Reps. Owens, Dahl, Sanford and Sens. Cook, Sorvaag introduced:

HB 1217: A BILL for an Act to amend and reenact subsection 1 of section 15-10-18.2, subdivision j of subsection 2 of section 39-04-18, subsection 1 of section 57-02-08.8, and subsection 1 of section 57-40.3-04 of the North Dakota Century Code, relating to benefits for disabled veterans; and to provide an effective date.

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

Reps. Weiler, Bellew, Boehning, Headland, Owens, Wrangham introduced:

HB 1218: A BILL for an Act to amend and reenact subsections 4 and 5 of section 17-07-01 of the North Dakota Century Code, relating to development of the state's energy policy.

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

Reps. Froseth, Hatlestad, Kreidt and Sen. Krebsbach introduced:

HB 1219: A BILL for an Act to create and enact a new section to chapter 54-02 of the North Dakota Century Code, relating to the designation of the ladybug as the official state insect.

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

Reps. DeKrey, Keiser, Nathe and Sens. Dever, Oehlke introduced:

HB 1220: A BILL for an Act to amend and reenact section 40-22-18 of the North Dakota Century Code, relating to property owners whose signatures will bar proceeding with a special assessment project.

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

Reps. Keiser, Vigesaa, Williams and Sens. Klein, Krebsbach, O'Connell introduced:

HB 1221: A BILL for an Act to amend and reenact section 49-05-16 of the North Dakota Century Code, relating to advance determination of prudence; and to provide an effective date.

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

Rep. Keiser and Sens. Berry, Klein introduced:

HB 1222: A BILL for an Act to amend and reenact subsection 3 of section 43-17-18 of the North Dakota Century Code, relating to graduates of international medical schools

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

Rep. Belter and Sen. G. Lee introduced:

HB 1223: A BILL for an Act to amend and reenact subsection 3 of section 57-02-08 of the North Dakota Century Code, relating to property tax exemption of the leasehold interest when a political subdivision leases property from another political subdivision.

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

Rep. Weiler introduced:

HB 1224: A BILL for an Act to create and enact a new subdivision to subsection 1 of section 12.1-31-01 of the North Dakota Century Code, relating to disorderly conduct.

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

Reps. J. Nelson, Kretschmar, S. Meyer and Sens. Wanzek, Heckaman introduced:

HB 1225: A BILL for an Act to amend and reenact subsection 22 of section 57-15-06.7 of the North Dakota Century Code, relating to the county emergency fund levy limitation; and to provide an effective date.

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

Rep. M. Nelson introduced:

HB 1226: A BILL for an Act to provide a definition of navigable waters for all state agencies and purposes.

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

Reps. Headland, Carlson, Owens and Sens. Cook, Miller, Heckaman, O'Connell introduced:

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 percentage of property value that is imposed in property taxes; and to provide an

effective date.

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

Reps. Grande, Vigesaa, Weisz and Sens. Andrist, Grindberg, Miller introduced:

HB 1228: A BILL for an Act to amend and reenact subsection 4 of section 54-52-01 and sections 54-52-02.5, 54-52-02.9, 54-52.6-01, 54-52.6-02, and 54-52.6-03 of the North Dakota Century Code, relating to a defined contribution retirement plan for state employees.

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

Reps. Grande, Rohr, Schatz, Hunskor and Sens. Luick, O'Connell introduced:

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.

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

Reps. Delmore, DeKrey, Hawken, Kretschmar and Sens. Nething, Heckaman introduced:

HB 1230: A BILL for an Act to amend and reenact section 12.1-34-03 of the North Dakota Century Code, relating to fair treatment of victims and witnesses and confidential records.

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

Reps. Skarphol, Owens, Winrich and Sen. Wardner introduced:

HB 1231: A BILL for an Act for limiting the authority of a university president; and to provide an expiration date.

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

Reps. Monson, Headland, Kilichowski and Sens. Miller, Olafson, Dotzenrod introduced:

HB 1232: A BILL for an Act to amend and reenact sections 24-06-28 and 24-06-29 of the North Dakota Century Code, relating to obstructions on section line roads.

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

Rep. Glasheim introduced:

HB 1233: A BILL for an Act to amend and reenact section 13-08-12 of the North Dakota Century Code, relating to payday loan fees; and to provide a penalty.

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

Rep. Glasheim introduced:

HB 1234: A BILL for an Act to amend and reenact section 34-11.1-04 of the North Dakota Century Code, relating to whistleblower protection for public employees.

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

Rep. Glasheim introduced:

HB 1235: A BILL for an Act to create and enact chapter 57-65 of the North Dakota Century Code, relating to refund of rent constituting property taxes for eligible individuals; and to provide an effective date.

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

Reps. Weiler, Boehning, Headland, Kasper, Streyle, Thoreson introduced:

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.

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

Rep. Kretschmar introduced:

HB 1237: 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 senior citizen's small game 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 **Energy and Natural Resources Committee**.

Rep. Kretschmar introduced:

HB 1238: A BILL for an Act to amend and reenact subsection 1 of section 53-06.1-03 of the North Dakota Century Code, relating to authorized charitable gaming under a charity

local permit.

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

Rep. Kretschmar introduced:

HB 1239: A BILL for an Act to create and enact a new section to chapter 20.1-03 of the North Dakota Century Code, relating to a residential preference for the deer gun lottery.

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

Rep. Kretschmar introduced:

HB 1240: A BILL for an Act to amend and reenact section 54-55-01 of the North Dakota Century Code, relating to the qualifications of members of the commission on uniform state laws.

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

Reps. Kempenich, Drovdal, Steiner and Sens. Andrist, Wardner introduced:

HB 1241: A BILL for an Act to amend and reenact section 38-11.1-04 of the North Dakota Century Code, relating to minimum damage and disruption payments for oil and gas surface damages.

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

Reps. Kempenich, Hatlestad, Sukut and Sens. Bowman, Lyson introduced:

HB 1242: A BILL for an Act to provide for a portion of a paved four-lane highway for United States highway 85.

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

Reps. Hawken, Grande, S. Kelsh and Sens. Grindberg, Sorvaag, Triplett introduced:

HB 1243: A BILL for an Act to amend and reenact section 53-06.1-12 and subsection 1 of section 57-39.2-02.1 of the North Dakota Century Code, relating to the excise tax on bingo.

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

Rep. M. Nelson introduced:

HB 1244: A BILL for an Act to amend and reenact section 36-24-08 of the North Dakota Century Code, relating to rules governing the preparation of equine carcasses.

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

Reps. Dosch, D. Johnson, Maragos and Sens. Hogue, Lyson, Wardner introduced:

HB 1245: A BILL for an Act to amend and reenact sections 40-57.3-01 and 40-57.3-01.1 and subsection 22 of section 57-39.2-04 of the North Dakota Century Code, relating to city lodging tax and state sales tax application to hotel, motel, and tourist court stays of thirty days or more; and to provide an effective date.

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

Reps. Weisz, Belter and Sen. Hogue introduced:

HB 1246: A BILL for an Act to amend and reenact subsection 9 of section 57-02-08 of the North Dakota Century Code, relating to the property tax exemption for church property; and to provide an effective date.

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

Reps. Ruby, Bellew, Weiler and Sen. Hogue introduced:

HB 1247: A BILL for an Act to create and enact a new subdivision to subsection 2 of section 57-38-30.3 of the North Dakota Century Code, relating to an individual income tax deduction for a portion of income from passthrough entities; to amend and reenact section 57-38-30 and subsection 1 of section 57-38-30.3 of the North Dakota Century Code, relating to corporate and individual income tax rates; and to provide an effective date.

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

Reps. Koppelman, Karls, Sanford, Delmore and Sens. Wardner, Nelson introduced:

HB 1248: A BILL for an Act to create and enact chapter 15.1-04.1 of the North Dakota Century Code, relating to entry into the compact on educational opportunity for military children; and to amend and reenact sections 15.1-06-01 and 15.1-21-02.1 and subsection 1 of section 15.1-29-13 of the North Dakota Century Code, relating to the age of school admission, the issuance of high school diplomas, and the charging of tuition.

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

Reps. Koppelman, Beadle, Kingsbury, Steiner, Delmore and Sen. J. Lee introduced:

HB 1249: A BILL for an Act to amend and reenact section 12.1-20-12.2 of the North Dakota Century Code, relating to surreptitious intrusion.

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

Reps. Koppelman, L. Meier, Ruby, Hunskor and Sens. Freborg, Wardner introduced:

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.

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

Reps. Koppelman, Wieland, Guggisberg and Sens. J. Lee, Sorvaag, Schneider introduced:

HB 1251: A BILL for an Act to create and enact a new section to chapter 12-63 and a new section to chapter 44-08 of the North Dakota Century Code, relating to the joint exercise of police powers and cooperative agreements among peace officer agencies.

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

Rep. Carlson introduced:

HB 1252: A BILL for an Act to establish a legislative management health care reform review committee.

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

Reps. Koppelman, Bellew, Owens, Ruby and Sens. Berry, Hogue introduced:

HB 1253: A BILL for an Act to create and enact a new section to chapter 57-02 of the North Dakota Century Code, relating to reassessment of property that has been sold for less than its most recently assessed true and full value; and to provide an effective date.

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

Rep. Weisz and Sens. Klein, G. Lee, Luick introduced:

HB 1254: A BILL for an Act to amend and reenact subsection 1 of section 39-12-04 of the North Dakota Century Code, relating to the operation of over-width vehicles.

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

Reps. Weisz, DeKrey introduced:

HB 1255: A BILL for an Act to amend and reenact subsection 2 of section 23-15-01 of the North Dakota Century Code, relating to the sale of fireworks; and to declare an emergency.

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

Reps. Keiser, Dahl, Nathe, Ruby, Gruchalla introduced:

HB 1256: A BILL for an Act to create and enact a new subsection to section 39-01-01 and a new paragraph to subdivision a of subsection 3 of section 39-06.1-10 of the North Dakota Century Code, relating to definitions and demerit points; to amend and reenact subsection 1 of section 39-06-03, sections 39-06-04, 39-06-14, 39-06-17, 39-06-36, subsection 3 of section 39-06-42, section 39-06-43, subsection 1 of section 39-06.1-08, and subsection 3 of section 39-06.1-11 of the North Dakota Century Code, relating to a graduated operator's license; and to provide for application.

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

Reps. Monson, R. Kelsch, Skarphol and Sens. Grindberg, Lyson, Oehlke introduced:

HB 1257: A BILL for an Act to create and enact a new section to chapter 15-10 of the North Dakota Century Code, relating to the athletic nickname and logo of the university of North Dakota; and to declare an emergency.

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

Reps. Grande, Headland, Louser and Sens. Andrist, G. Lee, Oehlke introduced:

HB 1258: A BILL for an Act to create and enact a new section to chapter 15-39.1 and chapter 15-39.3 of the North Dakota Century Code, relating to a defined contribution retirement plan for teachers; to amend and reenact sections 15-39.1-09 and 15-39.1-30 of the North Dakota Century Code, relating to a defined contribution retirement plan for teachers; to provide a penalty; to provide an appropriation; and to

provide a continuing appropriation.

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

Reps. Froseth, Kretschmar, Maragos and Sens. J. Lee, Olafson, Dotzenrod introduced:

HB 1259: A BILL for an Act to amend and reenact sections 58-06-02, 58-07-01, and 58-08-01 of the North Dakota Century Code, relating to compensation of township officers.

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

Reps. Wrangham, Delzer, DeKrey and Sens. Erbele, Freborg introduced:

HB 1260: A BILL for an Act to amend and reenact section 51-21-05 of the North Dakota Century Code, relating to civil liability for retail theft.

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

Reps. Carlson, Belter, DeKrey, Kasper and Sen. Christmann introduced:

HB 1261: A BILL for an Act to repeal section 54-06-25 of the North Dakota Century Code, relating to the state employees compensation commission.

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

Reps. Mock, DeKrey, Kretschmar, S. Kelsh and Sens. Lyson, Nelson introduced:

HB 1262: A BILL for an Act to amend and reenact sections 12.1-08-11, 39-10-71, and 39-24.1-13 of the North Dakota Century Code, relating to fleeing a law enforcement officer.

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

Reps. Carlson, Dosch, R. Kelsch, Skarphol introduced:

HB 1263: A BILL for an Act to create and enact a new section to chapter 15-10 of the North Dakota Century Code, relating to the athletic nickname and logo of the university of North Dakota.

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

Reps. S. Meyer, Kempenich, Skarphol, Onstad and Sens. Bowman, Nodland introduced:

HB 1264: A BILL for an Act to amend and reenact section 47-16-39.1 of the North Dakota Century Code, relating to the obligation to pay oil and gas royalties.

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

Reps. S. Kelsh, Grande, Klein, Klemin, Kretschmar and Sen. Lyson introduced:

HB 1265: A BILL for an Act to amend and reenact section 14-05-24 of the North Dakota Century Code, relating to divorce and the consideration of pension plans in the division of property and debts.

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

Reps. Porter, Weisz and Sens. J. Lee, Lyson introduced:

HB 1266: A BILL for an Act to create and enact a new section to chapter 23-01.2 of the North Dakota Century Code, relating to a state department of health emergency medical services and trauma medical director; and to provide an appropriation.

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

Reps. Carlson, Vigesaa and Sens. Christmann, Stenehjem introduced:

HB 1267: A BILL for an Act to establish a legislative management redistricting committee, to provide for the implementation of a legislative redistricting plan, and to provide for a special legislative session; and to declare an emergency.

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

Reps. Keiser, Skarphol and Sens. Warner, Lyson introduced:

HB 1268: A BILL for an Act to amend and reenact subsection 2 of section 57-51-15 of the of the North Dakota Century Code, relating to allocation between counties and the state general fund of oil and gas gross production tax revenues from production within the Fort Berthold Reservation; and to provide an effective date.

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

Reps. Karls, Devlin, Klemin, Porter, Weisz and Sen. Lyson introduced:

HB 1269: A BILL for an Act to create and enact a new section to chapter 62.1-02 of the North Dakota Century Code, relating to mental disability and firearm possession; and to amend and reenact sections 25-03.1-43 and 62.1-02-01 of the North Dakota

Century Code, relating to possession of firearms in this state and confidential records.

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

Reps. Hawken, R. Kelsch, Mueller and Sens. Fischer, Freborg, Heckaman introduced:

HB 1270: A BILL for an Act to amend and reenact sections 15.1-13-02, 15.1-13-04, 15.1-13-05, and 15.1-13-08 of the North Dakota Century Code, relating to the education standards and practices board; to provide for a transition; to provide an effective date; and to declare an emergency.

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

Reps. Boehning, Amerman, Winrich and Sens. Berry, Marcellais introduced:

HB 1271: A BILL for an Act to amend and reenact subsection 2 of section 37-01-42 of the North Dakota Century Code, relating to honorary high school diplomas for Korean conflict veterans.

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

Reps. Koppelman, Heilman, Owens, Ruby and Sens. Hogue, Sitte introduced:

HB 1272: A BILL for an Act to create and enact a new section to chapter 57-15 of the North Dakota Century Code, relating to limitation of property tax increases; and to provide an effective date.

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

Reps. Koppelman, L. Meier, Sanford, Wall and Sens. J. Lee, Heckaman introduced:

HB 1273: 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 readiness testing and formative assessments of kindergarten students.

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

Rep. Bellew introduced:

HB 1274: A BILL for an Act to amend and reenact section 52-04-07 of the North Dakota Century Code, relating to unemployment benefits chargeable against a nonprofit organization as a base period employer.

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

Reps. Klein, Gruchalla, S. Kelsh, Metcalf and Sens. Burckhard, Hogue, Nething introduced:

HB 1275: A BILL for an Act to create and enact three new subdivisions to subsection 2 of section 57-38-30.3 of the North Dakota Century Code, relating to an individual income tax deduction for a portion of retirement benefits for firefighters, police, highway patrol officers, military personnel, and government employees; to provide an effective date; and to provide an expiration date.

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

Reps. Amerman, Maragos, Mock and Sens. Nelson, Schneider, Triplett introduced:

HB 1276: A BILL for an Act to amend and reenact subsection 3 of section 52-01-01, 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**.

Reps. S. Meyer, Hunskor, Kempenich, Steiner and Sens. Nodland, Wardner introduced:

HB 1277: A BILL for an Act to create and enact a new section to chapter 38-08 of the North Dakota Century Code, relating to failure of an abandoned oil and gas well to hold a lease by production; to amend and reenact subdivision l of subsection 1 of section 38-08-04 of the North Dakota Century Code, relating to determination of abandoned-well status; and to provide for retroactive application.

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

Reps. N. Johnson, Dahl, S. Meyer and Sens. Krebsbach, J. Lee, Lyson introduced:

HB 1278: A BILL for an Act to amend and reenact subsection 2 of section 40-05-06 of the North Dakota Century Code, relating to the imposition of fees by cities for certain vehicle and traffic violations; and to declare an emergency.

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

Reps. Maragos, DeKrey, Martinson, J. Nelson introduced:

HB 1279: A BILL for an Act to amend and reenact section 53-06.1-01, subsection 4 of section 53-06.1-01.1, subsection 1 of section 53-06.1-06, and section 53-06.1-14 of the North Dakota Century Code, relating to the use of paperless pull tabs and paperless pull tab devices.

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

Reps. Maragos, Boehning and Sen. Marcellais introduced:

HB 1280: A BILL for an Act to amend and reenact subsection 11 of section 53-06.2-01 and subsection 2 of section 53-06.2-11 of the North Dakota Century Code, relating to the definition of racing and taxation on racing.

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

Reps. Kasper, Headland, Keiser, Ruby, Thoreson and Sen. Wardner introduced:

HB 1281: A BILL for an Act to create and enact a new section to chapter 26.1-36 of the North Dakota Century Code, relating to individual accident and health insurance coverage.

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

Reps. Kasper, Grande, Headland, Weiler, Wrangham and Sen. Fischer introduced:

HB 1282: A BILL for an Act to amend and reenact subsection 15 of section 57-02-01 of the North Dakota Century Code, relating to determination of true and full value of property for property tax assessment purposes; and to provide an effective date.

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

Reps. Kasper, Grande, Thoreson, Wrangham and Sens. Hogue, Olafson introduced:

HB 1283: A BILL for an Act to amend and reenact section 16.1-07-09 of the North Dakota Century Code, relating to canvassing of absentee ballots.

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

Reps. Kasper, Weiler, Wrangham and Sens. Fischer, Nodland introduced:

HB 1284: A BILL for an Act to amend and reenact sections 57-09-04, 57-11-04, and 57-12-06 of the North Dakota Century Code, relating to appeals of property tax assessments; and to provide an effective date.

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

Reps. Kasper, Ruby, Thoreson, Weiler and Sen. Fischer introduced:

HB 1285: A BILL for an Act to amend and reenact subsections 1 and 2 of section 57-02-08.1 of the North Dakota Century Code, relating to the homestead credit; and to provide an effective date.

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

Reps. Kasper, Headland, Thoreson, Weiler and Sen. Klein introduced:

HB 1286: A BILL for an Act to prohibit interference with access to medical services and health insurance; and to provide a penalty.

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

Reps. Kasper, Delzer, Headland, Weiler and Sen. Fischer introduced:

HB 1287: A BILL for an Act to provide for approval of federal environmental protection agency rules.

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

Reps. Kasper, Headland, Mueller and Sens. Fischer, Hogue, Olafson introduced:

HB 1288: A BILL for an Act to repeal section 2 of chapter 207 of the 2009 Session Laws, relating to licensing of outfitters.

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

Reps. Kasper, Headland, Kempenich and Sen. Fischer introduced:

HB 1289: A BILL for an Act to amend and reenact subsection 1 of section 57-38-30.3 of the North Dakota Century Code, relating to reduction of income tax rates for individuals, estates, and trusts; and to provide an effective date.

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

Reps. Kasper, R. Kelsch, Thoreson, Weiler and Sen. Fischer introduced:

HB 1290: A BILL for an Act to establish a state heritage foundation; and to provide for reports to the budget section.

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

Reps. Kasper, Headland, Thoreson, Weiler and Sens. Klein, Wardner introduced:

HB 1291: A BILL for an Act to authorize the governor to enter the state in the interstate health care freedom compact.

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

Reps. Kasper, Boehning, Kempenich, L. Meier, Thoreson, Weiler introduced:

HB 1292: A BILL for an Act to amend and reenact sections 16.1-01-03, 16.1-04-02, and 16.1-11.1-01 of the North Dakota Century Code, relating to polling places.

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

Reps. Kasper, Headland, Porter, Thoreson, Weiler, Wrangham introduced:

HB 1293: A BILL for an Act to create and enact section 57-15-01.2 of the North Dakota Century Code, relating to property tax levy dollar increase limitations; and to provide an effective date.

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

Reps. Kasper, Thoreson, Wrangham and Sen. Fischer introduced:

HB 1294: A BILL for an Act to amend and reenact sections 11-09.1-04 and 40-05.1-05 of the North Dakota Century Code, relating to prohibition of home rule counties and cities from superseding state laws relating to special assessments and property tax assessments, levy limitations, exemptions, credits, definitions, administration, or enforcement; and to provide an effective date.

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

Reps. Kasper, Clark, Kempenich, Koppelman, L. Meier, Weiler introduced:

HB 1295: A BILL for an Act to create and enact section 21-03-06.1 of the North Dakota Century Code, relating to voter approval of public building projects funded through a building authority or other indirect means.

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

Reps. Kasper, Clark, Porter, Ruby, Weiler and Sen. Hogue introduced:

HB 1296: A BILL for an Act to amend and reenact section 26.1-36.4-09 of the North Dakota Century Code, relating to health insurance utilization reports.

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

Reps. Grande, Kilichowski, Metcalf and Sens. Berry, Christmann, Hogue introduced:

HB 1297: A BILL for an Act to create and enact two new sections to chapter 14-02.1 of the North Dakota Century Code, relating to an abortion report form and abortion inducing drugs; to amend and reenact sections 14-02.1-02, 14-02.1-02.1, and 14-02.1-03, subsections 2 and 3 of section 14-02.1-03.1, and sections 14-02.1-04, 14-02.1-07, 14-02.1-08, 14-02.1-09, 14-02.3-01, 14-02.3-03, 15.1-19-06, and 23-16-14 of the North Dakota Century Code, relating to the regulation of abortion; to provide a penalty; and to provide for a report.

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

Reps. Mock, Kaldor, S. Meyer and Sen. Taylor introduced:

HB 1298: A BILL for an Act to create and enact a new section to chapter 54-35 of the North Dakota Century Code, relating to the creation of a state ethics committee.

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

Reps. Mock, Kaldor introduced:

HB 1299: A BILL for an Act to create and enact a new section to chapter 16.1-11 of the North Dakota Century Code, relating to voting in the primary election; and to amend and reenact sections 16.1-06-14 and 16.1-11-22 of the North Dakota Century Code, relating to voting in the primary election.

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

Reps. Mock, Kaldor introduced:

HB 1300: 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 a statement of interests filed by a candidate or appointed officer.

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

Rep. Mock introduced:

HB 1301: A BILL for an Act to prohibit increases in tuition at North Dakota university system

institutions; to provide an appropriation; and to provide an expiration date.
Was read the first time and referred to the **Education Committee**.

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

Buell J. Reich, Chief Clerk

