

JOURNAL OF THE SENATE

Sixty-second Legislative Assembly

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Bismarck, March 28, 2011

The Senate convened at 1:00 p.m., with President Wrigley presiding.

The prayer was offered by Sister Anna Rose Ruhland, Medcenter One St. Vincent's Care Center, Bismarck.

The roll was called and all members were present.

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 Twelfth, Thirty-fifth, Thirty-sixth, and Fifty-fourth Days and recommends that it be corrected as follows and when so corrected, recommends that it be approved:

Page 124, line 11, after "passed" insert "and the emergency clause was declared carried"

Page 560, line 28, after "emergency;" insert "and to provide a penalty."

Page 560, remove line 29

Page 597, line 14, remove "; and to declare an emergency"

Page 865, line 6, replace "President Wrigley" with "President Pro Tempore Wardner"

Page 865, line 10, after "President" insert "Pro Tempore"

Page 865, line 13, after "amendments" insert "on SJ pages 883-884"

Page 868, line 15, replace "**THE PRESIDENT PRO TEMPORE**" with "**PRESIDENT PRO TEMPORE WARDNER**"

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

CONSIDERATION OF AMENDMENTS

HB 1352, as engrossed: SEN. MATHERN (Human Services Committee) MOVED that the amendments on SJ page 882 be adopted and then be placed on the Fourteenth order with **DO PASS**, which motion prevailed on a voice vote.

CONSIDERATION OF AMENDMENTS

HB 1442, as engrossed: SEN. SITTE (Transportation Committee) MOVED that the amendments on SJ page 883 be adopted and then be placed on the Fourteenth order with **DO PASS**, which motion prevailed on a voice vote.

CONSIDERATION OF AMENDMENTS

HB 1164, as engrossed: SEN. MATHERN (Transportation Committee) MOVED that the amendments on SJ pages 880-881 be adopted and then be placed on the Fourteenth order with **DO NOT PASS**, which motion prevailed on a voice vote.

CONSIDERATION OF AMENDMENTS

HB 1127, as engrossed: SEN. J. LEE (Human Services Committee) MOVED that the amendments on SJ pages 879-880 be adopted and then be placed on the Fourteenth order with **DO PASS**, which motion prevailed on a voice vote.

CONSIDERATION OF AMENDMENTS

HCR 3027: SEN. LUICK (Agriculture Committee) MOVED that the amendments on

SJ page 883 be adopted and then be placed on the Fourteenth order with **DO PASS**, which motion prevailed on a voice vote.

SECOND READING OF HOUSE BILL

HB 1007: A BILL for an Act to provide an appropriation for defraying the expenses of the veterans' home and department of veterans' affairs; and to provide for a legislative management study.

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 HB 1007, as amended, passed.

SECOND READING OF HOUSE BILL

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

MOTION

SEN. LUICK MOVED that Engrossed HB 1229 be amended as follows.

Page 1, line 1, after "A BILL" replace the remainder of the bill with "for an Act to create and enact a new section to chapter 15.1-21 of the North Dakota Century Code, relating to the teaching of abstinence with the school health curriculum.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. A new section to chapter 15.1-21 of the North Dakota Century Code is created and enacted as follows:

Teaching of abstinence - Health curriculum.

Beginning July 1, 2012, each school district shall ensure that its curriculum for health has as its objective to teach the social, psychological, and health gains to be realized by abstaining from sexual activity. The curriculum must:

1. Explain why abstinence from sexual activity until marriage provides safety from sexually transmitted diseases, pregnancy, and other associated health issues;
2. Teach how to reject sexual advances, including self-defense;
3. Inform how drugs, alcohol, irresponsible use of social media, and peer pressure can negatively influence unhealthy sexual decisionmaking and lead to aggressive sexual behavior; and
4. Explain the negative influences of the sex-saturated media that present teen sexual activity as an expected norm with few risks or negative consequences."

Renumber accordingly

REQUEST

SEN. LUICK REQUESTED a recorded roll call vote on the motion to adopt the proposed

amendments to Engrossed HB 1229, which request was granted.

ROLL CALL

The question being on the motion to adopt the proposed amendments to Engrossed HB 1229, the roll was called and there were 26 YEAS, 21 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Andrist; Berry; Bowman; Burckhard; Christmann; Cook; Dever; Erbele; Fischer; Grindberg; Hogue; Kilzer; Klein; Laffen; Larsen; Lee, G.; Luick; Mathern; Miller; Nething; O'Connell; Robinson; Schaible; Sitte; Sorvaag; Wanzek

NAYS: Dotzenrod; Flakoll; Freborg; Heckaman; Holmberg; Krebsbach; Lee, J.; Lyson; Marcellais; Murphy; Nelson; Nodland; Oehlke; Olafson; Schneider; Stenehjem; Taylor; Triplett; Uglem; Wardner; Warner

The proposed amendments to Engrossed HB 1229 were adopted on a recorded roll call vote.

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 39 YEAS, 8 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

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

NAYS: Heckaman; Marcellais; Murphy; Nelson; Oehlke; Triplett; Uglem; Warner

Engrossed HB 1229, as amended, passed.

SECOND READING OF HOUSE BILL

HB 1174: A BILL for an Act to amend and reenact sections 23-12-14 and 26.1-41-12 of the North Dakota Century Code, relating to copies of medical records and medical bills.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 46 YEAS, 1 NAY, 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; Stenehjem; Taylor; Triplett; Uglem; Wanzek; Wardner; Warner

NAYS: O'Connell

Engrossed HB 1174, as amended, passed.

SECOND READING OF HOUSE BILL

HB 1329: A BILL for an Act to amend and reenact sections 29-04-02 and 29-04-03 of the North Dakota Century Code, relating to statute of limitations in possession of stolen property or services.

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 HB 1329, as amended, passed.

SECOND READING OF HOUSE BILL

HB 1389: A BILL for an Act to create and enact a new section to chapter 31-13 of the North Dakota Century Code, relating to tampering with a DNA sample; to amend and reenact sections 31-13-03, 31-13-04, and 31-13-07 of the North Dakota Century Code, relating to the collection and testing of DNA samples for law enforcement identification purposes; and to provide a penalty.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 46 YEAS, 1 NAY, 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; Uglem; Wanzek; Wardner; Warner

NAYS: Triplett

Engrossed HB 1389, as amended, passed.

SECOND READING OF HOUSE BILL

HB 1302: A BILL for an Act to amend and reenact sections 4.1-11-02, 4.1-11-03, 4.1-11-04, and 4.1-11-05 of the North Dakota Century Code, relating to soybean council elections.

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

Engrossed HB 1302 passed.

SECOND READING OF HOUSE BILL

HB 1308: A BILL for an Act to amend and reenact section 26.1-40-17 of the North Dakota Century Code, relating to establishment of primary and excess automobile liability coverages for rental vehicles.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 45 YEAS, 2 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.; Luick; Lyson; Marcellais; Mathern; Miller; Murphy; Nelson; Nething; Nodland; O'Connell; Oehlke; Olafson; Robinson; Schaible; Schneider; Sitte; Sorvaag; Stenehjerm; Taylor; Triplett; Uglem; Wardner; Warner

NAYS: Lee, J.; Wanzek

HB 1308 passed.

MOTION

SEN. CHRISTMANN MOVED that HB 1190 be placed after HB 1406 on the Fourteenth order on the calendar, which motion prevailed.

SECOND READING OF HOUSE BILL

HB 1406: A BILL for an Act to amend and reenact section 49-11-21 of the North Dakota Century Code, relating to warning devices at rail crossings.

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

YEAS: Christmann; Dotzenrod; Mathern; Sitte

NAYS: Andrist; Berry; Bowman; Burckhard; Cook; Dever; 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; Sorvaag; Stenehjerm; Taylor; Triplett; Uglem; Wanzek; Wardner; Warner

Engrossed HB 1406 lost.

SECOND READING OF HOUSE BILL

HB 1190: A BILL for an Act to amend and reenact subsection 5 of section 39-06.1-06 and section 39-09-01.1 of the North Dakota Century Code, relating to care required; and to provide a penalty.

MOTION

SEN. MATHERN MOVED that HB 1190 be amended as follows, which motion prevailed on a voice vote.

Page 1, line 1, after "A BILL" replace the remainder of the bill with "for an Act to amend and reenact subsection 5 of section 39-06.1-06 and section 39-09-01.1 of the North Dakota Century Code, relating to care required; and to provide a penalty.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. AMENDMENT. Subsection 5 of section 39-06.1-06 of the North Dakota Century Code is amended and reenacted as follows:

5. For a violation of section 39-09-01.1, or an ordinance defining care required in driving, a fee of not less than ~~ten~~thirty dollars nor more than ~~thirty~~fifty dollars.

SECTION 2. AMENDMENT. Section 39-09-01.1 of the North Dakota Century Code is amended and reenacted as follows:

39-09-01.1. Care required in operating vehicle.

~~Any person driving a vehicle upon a highway shall drive the vehicle in a careful and prudent manner, having due regard to the traffic, surface, and width of the highway and other conditions then existing, and shall give such warnings as are reasonably necessary for safe operation under the circumstances. No person may drive any vehicle upon a highway in a manner to endanger the life, limb, or property of any person.~~An individual may not operate a vehicle on a highway:

1. In a careless manner;
2. In an imprudent manner;
3. In an inattentive manner;
4. In a manner that creates a hazard to the life, limb, or property of any person;
5. Without having due regard to the existing conditions, including the traffic, surface, and width of the highway; or
6. Without giving warnings as are reasonably necessary for safe operation under the circumstances."

Renumber accordingly

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 41 YEAS, 6 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

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

NAYS: Bowman; Dever; Lyson; Nothing; Schaible; Wanzek

HB 1190, as amended, passed.

SECOND READING OF HOUSE BILL

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.

REQUEST

SEN. FLAKOLL REQUESTED that the Senate divide HB 1195, which request was granted.

DIVISION A: Section 3 and Subsection 4 of Section 4

DIVISION B: Remainder of the bill

ROLL CALL

The question being on the final adoption of Division A of HB 1195, the roll was called and there were 14 YEAS, 33 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Andrist; Berry; Bowman; Dotzenrod; Hogue; Kilzer; Lyson; Marcellais; Mathern; Nelson; Nething; Robinson; Sitte; Wardner

NAYS: Burckhard; Christmann; Cook; Dever; Erbele; Fischer; Flakoll; Freborg; Grindberg; Heckaman; Holmberg; Klein; Krebsbach; Laffen; Larsen; Lee, G.; Lee, J.; Luick; Miller; Murphy; Nodland; O'Connell; Oehlke; Olafson; Schaible; Schneider; Sorvaag; Stenehjem; Taylor; Triplett; Uglem; Wanzek; Warner

Division A of HB 1195 failed on a recorded roll call vote.

ROLL CALL

The question being on the final adoption of Division B of HB 1195, the roll was called and there were 32 YEAS, 15 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Andrist; Berry; Bowman; Dever; Dotzenrod; Erbele; Fischer; Flakoll; Grindberg; Heckaman; Hogue; Kilzer; Klein; Krebsbach; Larsen; Lee, J.; Luick; Lyson; Mathern; Murphy; Nelson; Nething; O'Connell; Olafson; Robinson; Schneider; Sorvaag; Taylor; Uglem; Wanzek; Wardner; Warner

NAYS: Burckhard; Christmann; Cook; Freborg; Holmberg; Laffen; Lee, G.; Marcellais; Miller; Nodland; Oehlke; Schaible; Sitte; Stenehjem; Triplett

Division B of HB 1195 was adopted on a recorded roll call vote.

ROLL CALL

The question being on the final passage of the bill, which consists of Division B only, which has been read, the roll was called and there were 32 YEAS, 15 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Andrist; Berry; Bowman; Dever; Dotzenrod; Erbele; Fischer; Flakoll; Freborg; Grindberg; Heckaman; Hogue; Holmberg; Kilzer; Klein; Krebsbach; Lee, J.; Luick; Lyson; Mathern; Nelson; Nething; O'Connell; Olafson; Robinson; Schneider; Sorvaag; Taylor; Uglem; Wanzek; Wardner; Warner

NAYS: Burckhard; Christmann; Cook; Laffen; Larsen; Lee, G.; Marcellais; Miller; Murphy; Nodland; Oehlke; Schaible; Sitte; Stenehjem; Triplett

HB 1195 passed.

SECOND READING OF HOUSE BILL

HB 1160: A BILL for an Act to create and enact two new sections to chapter 26.1-34.2 of the North Dakota Century Code, relating to annuity transaction practices; and to amend and reenact sections 26.1-34.2-02, 26.1-34.2-03, and 26.1-34.2-04 of the North Dakota Century Code, relating to annuity transaction practices; and to provide a penalty.

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

Engrossed HB 1160 passed.

SECOND READING OF HOUSE BILL

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.

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

YEAS: Christmann

NAYS: Andrist; Berry; Bowman; Burckhard; 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 HB 1292 lost.

SECOND READING OF HOUSE BILL

HB 1171: A BILL for an Act to amend and reenact subsection 2 of section 39-08-20 of the North Dakota Century Code, relating to proof of motor vehicle liability insurance.

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

YEAS: Mathern

NAYS: 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

HB 1171 lost.

SECOND READING OF HOUSE CONCURRENT RESOLUTION

HCR 3037: A concurrent resolution directing the Legislative Management to study the statutes throughout the North Dakota Century Code which grant immunity from civil or criminal liability for performing certain functions.

The question being on the final adoption of the amended resolution, which has been read, and has committee recommendation of DO PASS.

HCR 3037, as amended, was declared adopted on a voice vote.

SECOND READING OF HOUSE CONCURRENT RESOLUTION

HCR 3039: A concurrent resolution urging the United States Fish and Wildlife Service and the Federal Emergency Management Agency to exempt road grade raises necessitated by flooding from the requirement that the raise be offset by the acquisition of replacement wetlands.

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

and has committee recommendation of DO PASS.

HCR 3039, as amended, was declared adopted on a voice vote.

SECOND READING OF HOUSE CONCURRENT RESOLUTION

HCR 3036: A concurrent resolution directing the Legislative Management to study the trial by jury rights of a person charged with the commission of a misdemeanor, including the extent to which jury trials are conducted in the state for cases involving misdemeanor offenses; the costs of jury trials for misdemeanor offenses; the feasibility and desirability of eliminating the sentencing option of imprisonment for Class B misdemeanors; a review of the jury trial process of other states; and the right to a jury trial in civil traffic cases.

The question being on the final adoption of the amended resolution, which has been read, and has committee recommendation of DO PASS.

HCR 3036, as amended, was declared adopted on a voice vote.

SECOND READING OF HOUSE CONCURRENT RESOLUTION

HCR 3033: A concurrent resolution recognizing the indispensable role of nuclear energy to a comprehensive, integrated United States economic, energy security, and environmental strategy and supporting a host of federal and state policy initiatives to spur a new wave of nuclear plant development.

The question being on the final adoption of the resolution, which has been read, and has committee recommendation of DO NOT PASS.

HCR 3033 was declared lost on a voice vote.

SECOND READING OF HOUSE CONCURRENT RESOLUTION

HCR 3031: A concurrent resolution expressing the concern of the Legislative Assembly with the scope, justification, and substances of the Office of Surface Mining Reclamation and Enforcement's stream protection rule.

The question being on the final adoption of the resolution, which has been read, and has committee recommendation of DO PASS.

Engrossed HCR 3031 was declared adopted on a voice vote.

MESSAGE TO THE HOUSE FROM THE SENATE (WILLIAM R. HORTON, SECRETARY)

MR. SPEAKER: The Senate has passed, unchanged: HB 1008, HB 1117, HB 1124, HB 1380, HB 1407, HB 1454.

MESSAGE TO THE HOUSE FROM THE SENATE (WILLIAM R. HORTON, SECRETARY)

MR. SPEAKER: The Senate has amended and subsequently passed: HB 1038, HB 1092, HB 1112, HB 1244, HB 1246, HB 1252, HB 1310, HB 1338.

MESSAGE TO THE HOUSE FROM THE SENATE (WILLIAM R. HORTON, SECRETARY)

MR. SPEAKER: The Senate has amended, subsequently passed, and the emergency clause failed: HB 1251.

MESSAGE TO THE HOUSE FROM THE SENATE (WILLIAM R. HORTON, SECRETARY)

MR. SPEAKER: The Senate has failed to pass, unchanged: HB 1179, HB 1191, HB 1238, HB 1466.

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)

MR. PRESIDENT: The House has passed, unchanged: SB 2188, SB 2204.

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)
MR. PRESIDENT: The House has amended and subsequently passed: SB 2037, SB 2042, SB 2044, SB 2050, SB 2067, SB 2115.

HOUSE AMENDMENTS TO ENGROSSED SENATE BILL NO. 2037

Page 3, line 20, after the comma insert "the chairman of the house human services committee and the chairman of the senate human services committee or if either or both of them are unwilling or unable to serve then the chairman of the legislative management shall appoint a replacement who is a member of the same legislative chamber as the individual being replaced."

Page 3, line 20, overstrike "and the state health officer"

Page 4, line 24, replace "Establish policies and adopt" with "Adopt"

Page 4, line 24, replace "and standards" with "under chapter 28-32"

Page 4, line 25, replace "and establish requirements for the" with an underscored comma

Page 4, line 26, after "exchange" insert an underscored comma

Page 4, line 27, replace "Establish minimum standards" with "Adopt rules under chapter 28-32"

Page 4, line 28, remove "adopt rules"

Page 5, line 26, after "providers" insert "and state agencies"

Page 5, after line 28, insert:

- "3. If the health information technology advisory committee determines that establishing a health information exchange with another state or states will assist in providing health information exchange services in a cost-effective manner, the health information technology office director, in collaboration with the health information technology advisory committee, may join with another state or states to establish, implement, and administer a health information exchange consistent with other provisions of this chapter."

Re-number accordingly

HOUSE AMENDMENTS TO ENGROSSED SENATE BILL NO. 2042

Page 3, line 23, replace "one" with "two"

Page 4, line 1, replace "ten" with "five"

Re-number accordingly

HOUSE AMENDMENTS TO SENATE BILL NO. 2044

Page 1, line 1, after "reenact" insert "subsection 3 of section 39-12-02 and"

Page 1, line 2, after "to" insert "fees for issuing overweight permits and fees for"

Page 1, line 2, remove "home rule"

Page 1, after line 3, insert:

"SECTION 1. AMENDMENT. Subsection 3 of section 39-12-02 of the North Dakota Century Code is amended and reenacted as follows:

3. An appropriate charge must be made for each permit and all funds collected hereunder by the highway patrol must be deposited in the state

highway fund for use in the construction and maintenance of highways and operating expenses of the department of transportation. ~~Except for publicly~~ Permit fees generated by political subdivisions must be deposited in the local authorities' general fund for support of the local road system. Publicly owned vehicles that provide service beyond the agency's jurisdiction, official, publicly owned, emergency, or military vehicles are not subject to charges for permits. The minimum fee for selected charges is as follows:

- a. The fee for the ten percent weight exemption, harvest and wintertime, is fifty dollars per month for fees paid on a monthly basis or two hundred fifty dollars per year for fees paid on a yearly basis. Unused fees paid on a monthly basis are refundable. Unused fees paid on a yearly basis are not refundable.
- b. The fee for a non-self-issuing interstate permit is ten dollars per trip or three hundred dollars per calendar year for unlimited trips.
- c. The fee for special mobile equipment is twenty-five dollars per trip.
- d. The fee for engineering is twenty-five dollars per trip.
- e. The fee for faxing a permit is five dollars.
- f. The fee for a single trip permit is twenty dollars per trip.
- g. The fee for a bridge length permit is thirty dollars per trip or one hundred fifty dollars per calendar year.
- h. The fee for a longer combination vehicle permit is one hundred dollars per month for fees paid on a monthly basis.
- i. The fee for an overwidth vehicle or load that is fourteen feet six inches [4.42 meters] or less is twenty dollars per trip or one hundred dollars per calendar year unless the vehicle is a noncommercial fish house trailer being moved by the owner, then the fee is twenty dollars per calendar year."

Renumber accordingly

HOUSE AMENDMENTS TO ENGROSSED SENATE BILL NO. 2050

Page 1, line 20, remove "predominantly open"

Page 1, line 20, replace "area that has been developed only for" with "assessed as"

Page 1, line 20, replace "purposes" with "property"

Page 2, line 6, replace "twenty-five" with "twenty"

Page 2, line 8, replace "so that" with "to taxable values that are not more than twenty taxable years old, unless principal and interest payments on indebtedness incurred before July 1, 2011, would become impossible to pay from the tax increment fund when due. Tax increments computed for a development or renewal area under this section or section 40-58-20.1 for properties that were not obligated before July 1, 2011, for making principal and interest payments on indebtedness must be reset so"

Page 2, line 9, replace "twenty" with "ten"

Page 2, line 15, replace "may" with "shall"

Renumber accordingly

HOUSE AMENDMENTS TO SENATE BILL NO. 2067

Page 3, line 7, overstrike "on the grounds that testing for metabolic"

Page 3, line 7, remove "or"

Page 3, line 8, remove "genetic"

Page 3, line 8, overstrike "diseases"

Page 3, line 8, remove ". or both."

Page 3, line 8, overstrike "conflicts with their religious tenets and practices"

Page 3, line 8, after the period insert "The testing requires informed consent before the testing."

Renumber accordingly

HOUSE AMENDMENTS TO SENATE BILL NO. 2115

Page 3, line 28, after "a" insert "master's or a"

Page 5, line 16, after "compensation" insert "per day"

Page 5, line 16, remove "of"

Page 5, line 17, replace "one hundred dollars for each day or portion of each day spent conducting board business" with "provided for members of the legislative management under section 54-35-10"

Renumber accordingly

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)
MR. PRESIDENT: The House has amended, subsequently passed, and the emergency clause carried: SB 2047.

HOUSE AMENDMENTS TO ENGROSSED SENATE BILL NO. 2047

Page 1, line 1, after "21-06-10" insert "and subsections 3 and 4 of section 57-51-15"

Page 1, line 2, after "lands" insert "and oil and gas gross production tax allocations to school districts"

Page 1, remove lines 5 through 23

Page 2, replace lines 1 through 13 with:

"SECTION 1. AMENDMENT. Section 21-06-10 of the North Dakota Century Code is amended and reenacted as follows:

21-06-10. Moneys received through leasing of lands acquired by United States for flood control distributed to counties for schools and roads.

The state treasurer shall pay the moneys allocated to the state under 33 U.S.C. 701(c)(3) to the counties entitled to receive them in proportion to the area of the land in the county acquired by the United States for which compensation is being provided under 33 U.S.C. 701(c)(3) as that area bears to the total of these federal lands in the state. A county receiving an allocation under this section shall disburse the moneys received as follows:

1. One-half must be paid to the school districts in the county which have lost land subject to taxation because of the acquisition of lands by the United States for which compensation is being provided under 33 U.S.C. 701(c)(3) in proportion to the area of these federal lands in each district

- as that area bears to the total of such lands in all of the school districts in the county. If, however, all of the land in a district has been acquired by the United States, that district's proportionate share of the funds allocated under this subsection must be paid into the county tuition fund and expended according to the law governing that fund.
2. ~~One-quarter~~One-half must be paid to the county for road purposes to be expended as the board of county commissioners shall determine. One-half of the amount retained by the board of county commissioners must be expended as directed by the board of county commissioners for infrastructure projects by or on behalf of organized or unorganized townships.
 3. ~~The final quarter must be allocated among the organized townships, if any, which have lost land subject to taxation because of land acquisitions by the United States for which compensation is being provided under 33 U.S.C. 701(c)(3) and the county for road purposes in proportion to the area of these lands in each township as that area bears to the total area of these federal lands in the county. The county must be allocated a similar proportionate share based on the area of these lands in the county not within an organized township.~~

~~This section applies to all funds heretofore received or to be received by the counties entitled thereto.~~

SECTION 2. AMENDMENT. Subsections 3 and 4 of section 57-51-15 of the North Dakota Century Code are amended and reenacted as follows:

3. ~~The amount to which each county is entitled under subsection 2 must be allocated within the county so the first five million three hundred fifty thousand dollars is allocated under subsection 4 for each fiscal year and any for the first time three million nine hundred thousand dollars for a county with a population of fewer than three thousand, four million one hundred thousand dollars for a county with a population of three thousand to six thousand, and four million six hundred thousand dollars for a county with a population of more than six thousand. Any amount received by a county exceeding five million three hundred fifty thousand dollars is credited~~the amount to be allocated under subsection 4 must be allocated by the county treasurer to the county infrastructure fund and allocated under subsection 5.
4.
 - a. Forty-five percent of all revenues allocated to any county for allocation under this subsection must be credited by the county treasurer to the county general fund. However, the allocation to a county under this subdivision must be credited to the state general fund if during that fiscal year the county does not levy a total of at least ten mills for combined levies for county road and bridge, farm-to-market and federal-aid road, and county road purposes.
 - b. Thirty-five percent of all revenues allocated to any county for allocation under this subsection must be apportioned by the county treasurer no less than quarterly to school districts within the county on the average daily attendance distribution basis, as certified to the county treasurer by the ~~county superintendent of schools~~superintendent of public instruction. However, no school district may receive in any single academic year an amount under this subsection greater than the county average per student cost multiplied by seventy percent, then multiplied by the number of students in average daily attendance or the number of children of school age in the school census for the county, whichever is greater. Provided, however, that in any county in which the average daily attendance or the school census, whichever is greater, is fewer than four hundred, the county is entitled to one hundred twenty percent of the county average per student cost multiplied by the number of students in average daily attendance or the number of children of

school age in the school census for the county, whichever is greater. Once this level has been reached through distributions under this subsection, all excess funds to which the school district would be entitled as part of its thirty-five percent share must be deposited instead in the county general fund. ~~The county superintendent of schools of each oil-producing county~~ superintendent of public instruction shall certify to the county treasurer of each oil-producing county by July first of each year the amount to which each school district is limited pursuant to this subsection. As used in this subsection, "average daily attendance" means the average daily attendance for the school year immediately preceding the certification by the ~~county superintendent of schools~~ superintendent of public instruction required by this subsection.

~~The countywide allocation to school districts under this subdivision is subject to the following:~~

- ~~(1) The first three hundred fifty thousand dollars is apportioned entirely among school districts in the county.~~
 - ~~(2) The next three hundred fifty thousand dollars is apportioned seventy-five percent among school districts in the county and twenty-five percent to the county infrastructure fund.~~
 - ~~(3) The next two hundred sixty-two thousand five hundred dollars is apportioned two-thirds among school districts in the county and one-third to the county infrastructure fund.~~
 - ~~(4) The next one hundred seventy-five thousand dollars is apportioned fifty percent among school districts in the county and fifty percent to the county infrastructure fund.~~
 - ~~(5) Any remaining amount is apportioned to the county infrastructure fund except from that remaining amount the following amounts are apportioned among school districts in the county:~~
 - ~~(a) Four hundred ninety thousand dollars, for counties having a population of three thousand or fewer.~~
 - ~~(b) Five hundred sixty thousand dollars, for counties having a population of more than three thousand and fewer than six thousand.~~
 - ~~(c) Seven hundred thirty-five thousand dollars, for counties having a population of six thousand or more.~~
- c. Twenty percent of all revenues allocated to any county for allocation under this subsection must be apportioned no less than quarterly by the state treasurer to the incorporated cities of the county. Apportionment among cities under this subsection must be based upon the population of each incorporated city according to the last official decennial federal census. A city may not receive an allocation for a fiscal year under this subsection and subsection 5 which totals more than seven hundred fifty dollars per capita. Once this level has been reached through distributions under this subsection, all excess funds to which any city would be entitled except for this limitation must be deposited instead in that county's general fund. In determining the population of any city in which total employment increases by more than two hundred percent seasonally due to tourism, the population of that city for purposes of this subdivision must be increased by eight hundred percent. If a city receives a direct allocation under subsection 1, the allocation to that city under this subsection is limited to sixty percent of the amount otherwise determined for that city under this subsection and the amount

exceeding this limitation must be reallocated among the other cities in the county."

Page 2, line 15, after the second closing parenthesis insert "on or"

Page 2, line 15, replace "July 31, 2011" with "the first day of the first month after this Act is filed with the secretary of state"

Page 2, line 16, replace "August" with "July"

Renumber accordingly

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)
MR. PRESIDENT: The House has amended and subsequently failed to pass: SB 2329, SB 2331.

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)
MR. PRESIDENT: The House has failed to pass, unchanged: SB 2267, SB 2314.

MESSAGE TO THE HOUSE FROM THE SENATE (WILLIAM R. HORTON, SECRETARY)
MR. SPEAKER: Your signature is respectfully requested on: SB 2077, SB 2121, SB 2171, SB 2243, SB 2326, SCR 4001, SCR 4014, SCR 4017.

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)
MR. PRESIDENT: Your signature is respectfully requested on: HB 1055, HB 1072, HB 1125, HB 1165, HB 1211, HB 1215, HB 1230, HB 1304, HB 1371, HB 1419, HB 1461, HB 1464, HCR 3003.

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)
MR. PRESIDENT: Your signature is respectfully requested on: HCR 3028.

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)
MR. PRESIDENT: The Speaker has signed: SB 2077, SB 2121, SB 2171, SB 2243, SB 2326, SCR 4001, SCR 4014, SCR 4017.

MESSAGE TO THE HOUSE FROM THE SENATE (WILLIAM R. HORTON, SECRETARY)
MR. SPEAKER: The President has signed: SB 2322.

MESSAGE TO THE HOUSE FROM THE SENATE (WILLIAM R. HORTON, SECRETARY)
MR. SPEAKER: The President has signed: HB 1167, HB 1260, HB 1467.

MESSAGE TO THE HOUSE FROM THE SENATE (WILLIAM R. HORTON, SECRETARY)
MR. SPEAKER: The President has signed: HCR 3028.

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)
MR. PRESIDENT: The Speaker has signed: HB 1167, HCR 3028.

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)
MR. PRESIDENT: The Speaker has signed: HCR 3001, HCR 3002, HCR 3005, HCR 3007, HCR 3008, HCR 3010, HCR 3019, HCR 3020, HCR 3021, HCR 3022, HCR 3024, HCR 3026, HCR 3030, HCR 3032, HCR 3034, HCR 3040.

DELIVERY OF ENROLLED BILLS AND RESOLUTIONS

The following bill was delivered to the Governor for approval on March 28, 2011: SB 2322.

MOTION

SEN. CHRISTMANN MOVED that the Senate be on the Fourth, Fifth, and Thirteenth orders of business and at the conclusion of those orders, the Senate stand adjourned until 1:00 p.m., Tuesday, March 29, 2011, which motion prevailed.

REPORT OF STANDING COMMITTEE

HB 1049, as reengrossed: Education Committee (Sen. Freborg, Chairman) recommends **DO PASS** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Reengrossed HB 1049 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1154: Education Committee (Sen. Freborg, Chairman) recommends **DO PASS** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1154 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1248, as engrossed: Education Committee (Sen. Freborg, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed HB 1248 was placed on the Sixth order on the calendar.

Page 1, line 2, after "families" insert "; and to provide for a legislative management study of the interstate compact on educational opportunity for military children"

Page 1, after line 11, insert:

"SECTION 2. LEGISLATIVE MANAGEMENT STUDY - INTERSTATE COMPACT ON EDUCATIONAL OPPORTUNITY FOR MILITARY CHILDREN.

During the 2011-12 interim, the legislative management shall study the interstate compact on educational opportunity for military children, as well as its administration, enforcement, cost, and its impact on North Dakota laws, school districts, schools, and children of both military and civilian families, with a view to determining whether North Dakota should become a participating member of the compact. The legislative management shall report its findings and recommendations, together with any legislation required to implement the recommendations, to the sixty-third legislative assembly."

Re-number accordingly

REPORT OF STANDING COMMITTEE

HB 1313: 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). HB 1313 was placed on the Sixth order on the calendar.

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

Page 1, after line 17, insert:

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

Re-number accordingly

REPORT OF STANDING COMMITTEE

HB 1317, as engrossed: Agriculture Committee (Sen. Flakoll, Chairman) recommends **DO PASS** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed HB 1317 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1318, as engrossed: Natural Resources Committee (Sen. Lyson, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (6 YEAS, 1 NAYS, 0 ABSENT AND NOT VOTING). Engrossed HB 1318 was placed on the Sixth order on the calendar.

Page 1, line 4, after the semicolon insert "and"

Page 1, line 5, remove "; and to provide an expiration date"

Page 9, line 17, remove "or one vote for each dollar of the assessed valuation of"

Page 9, remove line 18

Page 9, line 19, remove "title 57"

Page 10, line 11, after "circulation" insert "in the area in which the affected landowners reside and"

Page 19, remove lines 29 and 30

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1367: Agriculture Committee (Sen. Flakoll, Chairman) recommends **DO PASS** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1367 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1411: Education Committee (Sen. Freborg, Chairman) recommends **DO PASS** (4 YEAS, 3 NAYS, 0 ABSENT AND NOT VOTING). HB 1411 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1468, as reengrossed: Government and Veterans Affairs Committee (Sen. Dever, 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). Reengrossed HB 1468 was placed on the Sixth order on the calendar.

Page 1, line 1, remove "provide for a legislative management study of the veterans' postwar trust"

Page 1, line 2, remove "fund and the veterans' aid trust fund; and to"

Page 1, line 3, after "the" insert "department of veterans' affairs and the"

Page 1, line 5, remove "**LEGISLATIVE MANAGEMENT STUDY - VETERANS' POSTWAR TRUST**"

Page 1, line 6, replace "**FUND AND VETERANS' AID FUND**" with "**APPROPRIATION - TRANSFER - DEPARTMENT OF VETERANS' AFFAIRS**"

Page 1, replace lines 7 through 12 with "There is appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$210,000, or so much of the sum as may be necessary, which the office of management and budget shall transfer to the department of veterans' affairs to be used in lieu of income generated from the veterans' postwar trust fund for programs authorized by law to benefit and serve veterans or their dependents, for the biennium beginning July 1, 2011, and ending June 30, 2013. It is the intent of the legislative assembly that any income generated by the veterans' postwar trust fund during the biennium beginning July 1, 2011, and ending June 30, 2013, be held with the corpus of the fund for distribution to the department of veterans' affairs during the biennium beginning July 1, 2013, and ending June 30, 2015."

Renumber accordingly

REPORT OF STANDING COMMITTEE

HCR 3016: Human Services Committee (Sen. J. Lee, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (4 YEAS, 1 NAYS, 0 ABSENT AND NOT VOTING). HCR 3016 was placed on the Sixth order on the calendar.

Page 1, line 8, remove "the result of"

Page 1, line 8, remove "will be to create a government takeover of the health care"

Page 1, line 9, replace "industry that will" with "is likely to"

Page 1, line 9, replace "hurt" with "negatively affect"

Page 1, line 9, remove "destroy jobs,"

Page 1, line 10, replace "restrict" with "limit"

Page 1, line 10, remove ", limit individuals"

Page 1, line 11, replace "access to" with "in accessing"

Page 1, line 11, after "and" insert "may"

Page 1, line 13, replace "will" with "may"

Page 1, line 14, replace "will" with "may"

Page 1, line 15, replace "single-payer" with "government-controlled"

Page 1, line 15, remove ", which forces patients to enroll in a"

Page 1, line 16, replace "one-size-fits-all plan with rich benefits and weak cost-sharing, will cause" with "is likely to increase"

Page 1, line 17, remove "to escalate"

Page 1, line 17, after the first "and" insert "result in the risk of"

Page 1, line 17, replace "to ration" with "rationing"

Page 1, line 24, replace "many physicians lose money servicing government" with "reimbursement for health care providers treating"

Page 1, line 25, replace ", the law will increase this problem by further reducing" with "is often less than the cost of providing the care, additional reductions in"

Page 2, line 1, remove "fees to doctors and hospitals and will discourage individuals from entering the health"

Page 2, line 2, replace "care field" with "reimbursement may further contribute to health care provider shortages"

Page 2, line 6, replace "will" with "may"

Renumber accordingly

FIRST READING OF HOUSE CONCURRENT RESOLUTION

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

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

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

William R. Horton, Secretary