

JOURNAL OF THE SENATE

Sixty-third Legislative Assembly

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Bismarck, February 20, 2013

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

The prayer was offered by Pastor Ray Baker, McCabe United Methodist Church, Bismarck.

The roll was called and all members were present except Senator Sitte.

A quorum was declared by the President.

POINT OF PERSONAL PRIVILEGE

SEN. ERBELE rose on a point of personal privilege.

REMARKS OF SENATOR ERBELE

MR. PRESIDENT: I wish to congratulate the South Border Mustangs wrestling team for winning the 2013 Class B wrestling championship in Fargo this past weekend. South Border is a co-op of Ashley and Wishek and Zeeland students. They won the individual championship with 195 points, and also won the dual championship as a team beating a strong Linton-HMB squad in the finals. Some of these students are in the chamber today. Particular congratulations go to senior Blake Bosch of Wishek who set a new record for North Dakota by reaching a total of 240 wins over his wrestling career, which includes being a three time state champion and going undefeated the last two years and being named Class B Wrestler of the Year. The South Border team is coached by Josh Hoffman and Dwight Schilling, and assisted by Eugene Nolz. Congratulations South Border wrestlers.

Mr. President: I would also like to acknowledge our North Dakota Boy State Governor, Aaron Weber who is also from Wishek.

MOTION

SEN. KLEIN MOVED that the remarks of Sen. Erbele be printed in the Journal, which motion prevailed.

CONSIDERATION OF AMENDMENTS

SB 2345: SEN. DEVER (Human Services Committee) MOVED that the amendments be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed on a voice vote.

CONSIDERATION OF AMENDMENTS

SB 2183: SEN. ARMSTRONG (Judiciary Committee) MOVED that the amendments be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed on a voice vote.

CONSIDERATION OF AMENDMENTS

SB 2125: SEN. LYSON (Judiciary Committee) MOVED that the amendments be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed on a voice vote.

CONSIDERATION OF AMENDMENTS

SB 2088: SEN. ANDERSON (Human Services Committee) MOVED that the amendments be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed on a voice vote.

CONSIDERATION OF AMENDMENTS

SB 2006: SEN. KREBSBACH (Appropriations Committee) MOVED that the amendments be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed on a voice vote.

CONSIDERATION OF AMENDMENTS

SB 2269, as reengrossed: SEN. GRINDBERG (Appropriations Committee) MOVED that the amendments be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed on a voice vote.

MOTION

SEN. KLEIN MOVED that after action taken on the Sixth order, SB 2246 be placed on the Eleventh order for second reading and final passage, which motion prevailed.

CONSIDERATION OF AMENDMENTS

SB 2246: SEN. COOK (Government and Veterans Affairs Committee) MOVED that the amendments be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed on a voice vote.

SECOND READING OF SENATE BILL

SB 2246: A BILL for an Act to amend and reenact subsection 1 of section 54-10-14 of the North Dakota Century Code, relating to audits.

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: Anderson; Andrist; Armstrong; Axness; Berry; Bowman; Burckhard; Campbell; Carlisle; Cook; Dever; Dotzenrod; Erbele; Flakoll; Grabinger; Grindberg; Heckaman; Hogue; Holmberg; Kilzer; Klein; Krebsbach; Laffen; Larsen; Lee, G.; Lee, J.; Luick; Lyson; Marcellais; Mathern; Miller; Murphy; Nelson; O'Connell; Oehlke; Poolman; Robinson; Schaible; Schneider; Sinner; Sitte; Sorvaag; Triplett; Unruh; Wanzek; Wardner; Warner

Engrossed SB 2246 passed.

SECOND READING OF SENATE BILL

SB 2357: A BILL for an Act to create and enact a new subsection to section 15-02-05 and a new subsection to section 55-02-01.2 of the North Dakota Century Code, relating to duties of the commissioner of university and school lands and the director of the state historical society.

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 20 YEAS, 27 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Andrist; Axness; Burckhard; Dotzenrod; Grabinger; Heckaman; Hogue; Laffen; Lyson; Marcellais; Mathern; Murphy; Nelson; Oehlke; Robinson; Schneider; Sinner; Triplett; Unruh; Warner

NAYS: Anderson; Armstrong; Berry; Bowman; Campbell; Carlisle; Cook; Dever; Erbele; Flakoll; Grindberg; Holmberg; Kilzer; Klein; Krebsbach; Larsen; Lee, G.; Lee, J.; Luick; Miller; O'Connell; Poolman; Schaible; Sitte; Sorvaag; Wanzek; Wardner

SB 2357 failed.

SECOND READING OF SENATE BILL

SB 2281: A BILL for an Act to amend and reenact section 15-68.1-01 of the North Dakota Century Code, relating to membership of the American Indian language preservation committee; and to provide an appropriation.

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 17 YEAS, 30 NAYS,

0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Axness; Dotzenrod; Flakoll; Grabinger; Heckaman; Larsen; Marcellais; Mathern; Murphy; Nelson; O'Connell; Robinson; Schaible; Schneider; Sinner; Triplett; Warner

NAYS: Anderson; Andrist; Armstrong; Berry; Bowman; Burckhard; Campbell; Carlisle; Cook; Dever; Erbele; Grindberg; Hogue; Holmberg; Kilzer; Klein; Krebsbach; Laffen; Lee, G.; Lee, J.; Luick; Lyson; Miller; Oehlke; Poolman; Sitte; Sorvaag; Unruh; Wanzek; Wardner

SB 2281 failed.

SECOND READING OF SENATE BILL

SB 2203: A BILL for an Act to amend and reenact section 11-11-53 and subsection 8 of section 57-15-06.7 of the North Dakota Century Code, relating to county property tax levies and a state matching program for county historical work; to provide an appropriation; and to provide an effective date.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 26 YEAS, 21 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Andrist; Armstrong; Axness; Burckhard; Campbell; Cook; Dever; Dotzenrod; Grabinger; Heckaman; Hogue; Laffen; Lee, J.; Lyson; Marcellais; Mathern; Murphy; Nelson; Oehlke; Robinson; Schneider; Sinner; Sitte; Sorvaag; Triplett; Warner

NAYS: Anderson; Berry; Bowman; Carlisle; Erbele; Flakoll; Grindberg; Holmberg; Kilzer; Klein; Krebsbach; Larsen; Lee, G.; Luick; Miller; O'Connell; Poolman; Schaible; Unruh; Wanzek; Wardner

SB 2203 passed.

SECOND READING OF SENATE BILL

SB 2059: A BILL for an Act to amend and reenact sections 39-03.1-09, 39-03.1-10, 54-52-02.9, 54-52-05, 54-52-06, 54-52-06.1, 54-52-06.2, and 54-52-06.3, subsection 6 of section 54-52.6-02, and section 54-52.6-09 of the North Dakota Century Code, relating to increased employer and employee contributions under the highway patrolmen's retirement plan and public employees retirement system; 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 35 YEAS, 12 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Anderson; Armstrong; Axness; Burckhard; Campbell; Carlisle; Dever; Dotzenrod; Erbele; Flakoll; Grabinger; Heckaman; Holmberg; Kilzer; Krebsbach; Laffen; Lee, J.; Luick; Lyson; Marcellais; Mathern; Murphy; Nelson; O'Connell; Oehlke; Poolman; Robinson; Schneider; Sinner; Sitte; Sorvaag; Triplett; Wanzek; Wardner; Warner

NAYS: Andrist; Berry; Bowman; Cook; Grindberg; Hogue; Klein; Larsen; Lee, G.; Miller; Schaible; Unruh

Engrossed SB 2059 passed.

SECOND READING OF SENATE BILL

SB 2267: A BILL for an Act to provide an appropriation for school district safety and deferred maintenance grants.

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 30 YEAS, 17 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Armstrong; Axness; Berry; Burckhard; Campbell; Dotzenrod; Flakoll; Grabinger; Heckaman; Laffen; Larsen; Lee, J.; Luick; Lyson; Marcellais; Mathern; Miller; Murphy; Nelson; O'Connell; Oehlke; Poolman; Robinson; Schaible; Schneider; Sinner; Sorvaag; Triplett; Unruh; Warner

NAYS: Anderson; Andrist; Bowman; Carlisle; Cook; Dever; Erbele; Grindberg; Hogue; Holmberg; Kilzer; Klein; Krebsbach; Lee, G.; Sitte; Wanzek; Wardner

Engrossed SB 2267 passed.

SECOND READING OF SENATE BILL

SB 2142: A BILL for an Act to create and enact two new subsections to section 57-39.2-01 and a new section to chapter 57-39.2 of the North Dakota Century Code, relating to the definition of telecommunications company and telecommunications services and a sales and use tax exemption for equipment used in telecommunications infrastructure development; to amend and reenact section 57-40.2-03.3 of the North Dakota Century Code, relating to use tax exemption for telecommunications infrastructure purchased or installed by contractors; and to provide for an effective date.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 45 YEAS, 1 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Andrist; Armstrong; Axness; Berry; Bowman; Burckhard; Campbell; Carlisle; Cook; Dever; Dotzenrod; Erbele; Flakoll; Grabinger; Grindberg; Heckaman; Hogue; Holmberg; Kilzer; Klein; Krebsbach; Laffen; Larsen; Lee, G.; Lee, J.; Luick; Lyson; Marcellais; Miller; Murphy; Nelson; O'Connell; Oehlke; Poolman; Robinson; Schaible; Schneider; Sinner; Sitte; Sorvaag; Triplett; Unruh; Wanzek; Wardner; Warner

NAYS: Anderson

ABSENT AND NOT VOTING: Mathern

SB 2142 passed.

SECOND READING OF SENATE BILL

SB 2264: A BILL for an Act to provide an appropriation to the commissioner of veterans' affairs for veterans' military caskets.

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 28 YEAS, 18 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Armstrong; Axness; Berry; Burckhard; Campbell; Carlisle; Cook; Dever; Dotzenrod; Flakoll; Grabinger; Heckaman; Hogue; Lyson; Marcellais; Murphy; Nelson; O'Connell; Oehlke; Poolman; Robinson; Schaible; Schneider; Sinner; Sorvaag; Triplett; Unruh; Warner

NAYS: Anderson; Andrist; Bowman; Erbele; Grindberg; Holmberg; Kilzer; Klein; Krebsbach; Laffen; Larsen; Lee, G.; Lee, J.; Luick; Miller; Sitte; Wanzek; Wardner

ABSENT AND NOT VOTING: Mathern

Engrossed SB 2264 passed.

SECOND READING OF SENATE BILL

SB 2344: A BILL for an Act to provide an appropriation for training service dogs; 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 46 YEAS, 0 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Anderson; Andrist; Armstrong; Axness; Berry; Bowman; Burckhard; Campbell; Carlisle; Cook; Dever; Dotzenrod; Erbele; Flakoll; Grabinger; Grindberg; Heckaman; Hogue; Holmberg; Kilzer; Klein; Krebsbach; Laffen; Larsen; Lee, G.; Lee, J.; Luick; Lyson; Marcellais; Miller; Murphy; Nelson; O'Connell; Oehlke; Poolman; Robinson; Schaible; Schneider; Sinner; Sitte; Sorvaag; Triplett; Unruh; Wanzek; Wardner; Warner

ABSENT AND NOT VOTING: Mathern

Engrossed SB 2344 passed.

SECOND READING OF SENATE BILL

SB 2223: A BILL for an Act to provide for a legislative management study; to provide an appropriation; and to provide a transfer.

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

YEAS: Anderson; Andrist; Armstrong; Axness; Berry; Bowman; Burckhard; Campbell; Carlisle; Cook; Dever; Dotzenrod; Erbele; Flakoll; Grabinger; Grindberg; Heckaman; Hogue; Holmberg; Kilzer; Klein; Krebsbach; Laffen; Larsen; Lee, G.; Lee, J.; Luick; Lyson; Marcellais; Murphy; Nelson; O'Connell; Oehlke; Poolman; Robinson; Schaible; Schneider; Sinner; Sitte; Sorvaag; Triplett; Unruh; Wanzek; Wardner; Warner

NAYS: Miller

ABSENT AND NOT VOTING: Mathern

Reengrossed SB 2223 passed.

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

MR. SPEAKER: The Senate has passed, and your favorable consideration is requested on: SB 2017, SB 2021, SB 2022, SB 2048, SB 2218, SB 2227, SB 2240, SB 2250, SB 2308, SB 2320, SB 2340, SCR 4006.

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

MR. SPEAKER: The Senate has passed, and your favorable consideration is requested on: SB 2074, SB 2198, SB 2225, SB 2299, SB 2319, SB 2329, SB 2343, SCR 4010, SCR 4013.

MOTION

SEN. KLEIN MOVED that the absent member be excused, which motion prevailed.

MOTION

SEN. KLEIN MOVED that the Senate be on the Fourth, Fifth, Ninth, and Thirteenth orders of business and at the conclusion of those orders, the Senate stand adjourned until 12:30 p.m.,

Thursday, February 21, 2013, which motion prevailed.

REPORT OF STANDING COMMITTEE

SB 2030: Appropriations Committee (Sen. Holmberg, Chairman) recommends **DO PASS** (8 YEAS, 5 NAYS, 0 ABSENT AND NOT VOTING). SB 2030 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2146, as engrossed: Appropriations Committee (Sen. Holmberg, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (10 YEAS, 3 NAYS, 0 ABSENT AND NOT VOTING). Engrossed SB 2146 was placed on the Sixth order on the calendar.

Page 1, line 15, after the comma insert "and from the agricultural fuel tax fund, not otherwise appropriated, the sum of \$100,000, or so much of the sum as may be necessary,"

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

This amendment adds \$100,000 from the agricultural fuel tax fund for grants to the grape and wine industry for a total of \$200,000 in total funding.

REPORT OF STANDING COMMITTEE

SB 2148, as engrossed: Appropriations Committee (Sen. Holmberg, Chairman) recommends **DO PASS** (13 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed SB 2148 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2153, as engrossed: Appropriations Committee (Sen. Holmberg, Chairman) recommends **DO NOT PASS** (10 YEAS, 3 NAYS, 0 ABSENT AND NOT VOTING). Engrossed SB 2153 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2156, as engrossed: Appropriations Committee (Sen. Holmberg, Chairman) recommends **DO PASS** (10 YEAS, 3 NAYS, 0 ABSENT AND NOT VOTING). Engrossed SB 2156 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2182: Appropriations Committee (Sen. Holmberg, Chairman) recommends **DO NOT PASS** (8 YEAS, 5 NAYS, 0 ABSENT AND NOT VOTING). SB 2182 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2187, as engrossed: Appropriations Committee (Sen. Holmberg, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (13 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed SB 2187 was placed on the Sixth order on the calendar.

Page 2, line 10, replace "twenty" with "three"

Page 2, line 10, replace "seventy-five" with "twenty-five"

Page 2, line 26, remove "industrial commission is responsible for contracting with a certified public"

Page 2, line 27, remove "accounting firm to audit the"

Page 2, line 27, replace "as necessary" with "must be audited in accordance with section 6-09-29"

Page 3, line 1, removed the underscore from "- Audit"

Page 3, line 2, remove the underscore from "and costs of administration"

Page 3, line 8, remove "Funds in the"

Page 3, remove lines 9 through 12

Page 3, line 13, overstrike "2."

Page 3, line 30, replace "~~twenty~~" with "~~three~~"

Page 3, line 30, replace "~~seventy-five~~" with "~~twenty-five~~"

Page 4, replace lines 14 through 17 with:

"~~7.2.~~ Funds in the medical facility infrastructure fund may be used for loans as provided under this section and to pay the costs of administration of the fund. Annually, the Bank may deduct a service fee for administering the medical facility infrastructure fund maintained under this section.

~~8.3.~~ The medical facility infrastructure fund must be audited in accordance with section 6-09-29. The cost of the audit and any other actual costs incurred by the Bank on behalf of the fund must be paid from the fund."

Page 4, line 20, replace "\$150,000,000" with "\$12,000,000"

Page 5, line 1, replace "Sections 1 and" with "Section"

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

Page 5, line 1, replace "are" with "is"

Page 5, line 2, replace "are" with "is"

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2224: Industry, Business and Labor Committee (Sen. Klein, Chairman) recommends **DO NOT PASS** (5 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING). SB 2224 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2229, as engrossed: Appropriations Committee (Sen. Holmberg, Chairman) recommends **DO NOT PASS** (7 YEAS, 6 NAYS, 0 ABSENT AND NOT VOTING). Engrossed SB 2229 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2236: Finance and Taxation Committee (Sen. Cook, Chairman) recommends **DO NOT PASS** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2236 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2237, as engrossed: Appropriations Committee (Sen. Holmberg, Chairman) recommends **DO NOT PASS** (13 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed SB 2237 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2253: Finance and Taxation Committee (Sen. Cook, Chairman) recommends **DO NOT PASS** (5 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING). SB 2253 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2258: Finance and Taxation Committee (Sen. Cook, Chairman) recommends **DO NOT PASS** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2258 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2273: Finance and Taxation Committee (Sen. Cook, Chairman) recommends **DO**

NOT PASS (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2273 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2309: Finance and Taxation Committee (Sen. Cook, Chairman) recommends **DO NOT PASS** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2309 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2323: Appropriations Committee (Sen. Holmberg, Chairman) recommends **DO NOT PASS** (8 YEAS, 4 NAYS, 1 ABSENT AND NOT VOTING). SB 2323 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2338: Finance and Taxation Committee (Sen. Cook, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2338 was placed on the Sixth order on the calendar.

Page 2, line 8, replace "The exemption under this section applies to residential rental property if," with "The property is exempt under this section if the housing finance agency certifies to the county director of tax equalization that"

Page 2, line 9, after the second underscored comma insert "or thereafter,"

Page 2, line 9, after the first "the" insert "residential rental"

Page 2, line 9, replace "is in compliance" with "complies"

Page 2, line 12, replace "must be" with "is"

Page 2, line 13, after "If" insert "under a partnership agreement or other legally enforceable instrument,"

Page 2, line 15, replace "under a partnership" with "the"

Page 2, line 15, remove "or other legally enforceable instrument, the"

Page 2, replace lines 16 and 17 with "must provide that the nonprofit entity must have the right of first refusal in any transfer of the ownership interest in the property. The partnership agreement or other legally enforceable instrument also must provide that any transfer of the ownership interest by the for-profit entity must be without financial gain; and"

Page 2, line 29, after "the" insert "balance of the"

Page 2, line 31, remove "and"

Page 3, line 8, after "through" insert "a"

Page 3, line 9, replace "program(s)" with "program"

ReNUMBER accordingly

REPORT OF STANDING COMMITTEE

SB 2350, as engrossed: Appropriations Committee (Sen. Holmberg, Chairman) recommends **DO NOT PASS** (10 YEAS, 3 NAYS, 0 ABSENT AND NOT VOTING). Engrossed SB 2350 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2351: Finance and Taxation Committee (Sen. Cook, Chairman) recommends **DO NOT PASS** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2351 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2356: Appropriations Committee (Sen. Holmberg, Chairman) recommends **DO PASS** (13 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2356 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2358: Appropriations Committee (Sen. Holmberg, Chairman) recommends **DO NOT PASS** (11 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING). SB 2358 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2364, as engrossed: Appropriations Committee (Sen. Holmberg, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (13 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed SB 2364 was placed on the Sixth order on the calendar.

Page 1, line 15, after the semicolon insert "and"

Page 1, line 16, remove "; and to declare an emergency"

Page 7, line 27, after "2012" insert ", except section 18 of this Act, which is effective for taxable events occurring after June 30, 2014"

Page 7, remove lines 28 and 29

Renumber accordingly

REPORT OF STANDING COMMITTEE

SCR 4007: Finance and Taxation Committee (Sen. Cook, Chairman) recommends **DO PASS** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SCR 4007 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SCR 4012: Education Committee (Sen. Flakoll, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (4 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING). SCR 4012 was placed on the Sixth order on the calendar.

Page 1, remove lines 20 and 21

Renumber accordingly

FIRST READING OF SENATE CONCURRENT RESOLUTION

Sen. Mathern introduced:

SCR 4020: A concurrent resolution directing the Legislative Management to study the child abuse and neglect laws and the child protection services system in the state, including a review of the authority of and the criteria used for child protection services to remove a child from a home.

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

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

William R. Horton, Secretary

