

JOURNAL OF THE HOUSE

Sixty-fourth Legislative Assembly

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Bismarck, April 20, 2015

The House convened at 8:00 a.m., with Acting Speaker Devlin presiding.

The prayer was offered by Rep. Diane Larson.

The roll was called and all members were present except Representatives Beadle, Belter, Boehning, Frantsvog, Glassheim, and Looysen.

A quorum was declared by the Speaker.

CONSIDERATION OF MESSAGE FROM THE SENATE

REP. VIGESAA MOVED that the House do not concur in the Senate amendments to Reengrossed HB 1234 as printed on HJ page 1449 and that a conference committee be appointed to meet with a like committee from the Senate, which motion prevailed on a voice vote.

APPOINTMENT OF CONFERENCE COMMITTEE

THE SPEAKER APPOINTED as a Conference Committee on:
Reengrossed HB 1234: Reps. Damschen, Seibel, Oversen.

ANNOUNCEMENT

ACTING SPEAKER DEVLIN ANNOUNCED that Rep. Thoreson replace Rep. Boehning on the Conference Committee on HB 1008.

APPOINTMENT OF CONFERENCE COMMITTEE

REP. VIGESAA MOVED that the Speaker appoint a committee of three to act with a like committee from the Senate as a Conference Committee on Engrossed SB 2206, which motion prevailed.

THE SPEAKER APPOINTED as a Conference Committee on:

Engrossed SB 2206: Reps. Weisz, Hofstad, Muscha

CONSIDERATION OF MESSAGE FROM THE SENATE

REP. PORTER MOVED that the House do concur in the Senate amendments to Engrossed HB 1415 as printed on HJ pages 1608-1609, which motion prevailed on a voice vote.

Engrossed HB 1415 as amended, was placed on the Eleventh order of business.

SECOND READING OF HOUSE BILL

HB 1415: A BILL for an Act to provide for Fargo flood control project funding requirements; and to provide legislative intent.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 19 YEAS, 69 NAYS, 0 EXCUSED, 6 ABSENT AND NOT VOTING.

YEAS: Anderson, P.; Boschee; Delmore; Guggisberg; Hanson; Hogan; Karls; Kasper; Koppelman, B.; Koppelman, K.; Mock; Muscha; Onstad; Oversen; Porter; Schneider; Streyle; Thoreson; Wallman

NAYS: Amerman; Anderson, B.; Anderson, D.; Becker, Rich S.; Becker, Rick C.; Bellew; Boe; Brabandt; Brandenburg; Carlson; Damschen; Delzer; Devlin; Dockter; Dosch; Fehr; Froseth; Haak; Hatlestad; Hawken; Headland; Hofstad; Holman; Hunsakor; Johnson, D.; Johnson, M.; Kading; Keiser; Kelsh; Kempenich; Kiefert; Klein; Klemin;

Kreidt; Kretschmar; Laning; Larson; Lefor; Louser; Maragos; Martinson; Meier; Mitskog; Monson; Mooney; Nathe; Nelson, J.; Nelson, M.; Olson; Owens; Paur; Pollert; Rohr; Ruby; Sanford; Schatz; Schmidt; Schreiber Beck; Seibel; Silbernagel; Skarphol; Steiner; Strinden; Sukut; Toman; Trottier; Vigesaa; Weisz; Zubke

ABSENT AND NOT VOTING: Beadle; Boehning; Frantsvog; Glassheim; Looyesen; Speaker Belter

Reengrossed HB 1415 failed.

CONSIDERATION OF CONFERENCE COMMITTEE REPORT

REP. HOFSTAD MOVED that the conference committee report on Engrossed HB 1249 as printed on HJ pages 1810-1812 be adopted, which motion prevailed on a voice vote.

SECOND READING OF HOUSE BILL

HB 1249: A BILL for an Act to create and enact chapter 61-42 of the North Dakota Century Code, relating to the creation of the Missouri River advisory council.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 82 YEAS, 6 NAYS, 0 EXCUSED, 6 ABSENT AND NOT VOTING.

YEAS: Amerman; Anderson, B.; Anderson, D.; Anderson, P.; Becker, Rich S.; Bellew; Boschee; Brabandt; Brandenburg; Carlson; Damschen; Delmore; Delzer; Devlin; Dockter; Dosch; Fehr; Froseth; Guggisberg; Haak; Hanson; Hatlestad; Hawken; Headland; Hofstad; Hogan; Holman; Hunskor; Johnson, D.; Johnson, M.; Kading; Karls; Kasper; Keiser; Kelsh; Kempenich; Kiefert; Klein; Klemin; Koppelman, B.; Koppelman, K.; Kreidt; Kretschmar; Laning; Larson; Lefor; Louser; Maragos; Martinson; Meier; Mitskog; Mock; Monson; Mooney; Muscha; Nathe; Onstad; Oversen; Owens; Paur; Pollert; Porter; Rohr; Ruby; Sanford; Schatz; Schmidt; Schneider; Schreiber Beck; Seibel; Silbernagel; Skarphol; Steiner; Streyle; Strinden; Sukut; Thoreson; Trottier; Vigesaa; Wallman; Weisz; Zubke

NAYS: Becker, Rick C.; Boe; Nelson, J.; Nelson, M.; Olson; Toman

ABSENT AND NOT VOTING: Beadle; Boehning; Frantsvog; Glassheim; Looyesen; Speaker Belter

Reengrossed HB 1249 passed.

CONSIDERATION OF CONFERENCE COMMITTEE REPORT

REP. K. KOPPELMAN MOVED that the conference committee report on Engrossed HB 1321 as printed on HJ page 1809 be adopted, which motion prevailed on a voice vote.

SECOND READING OF HOUSE BILL

HB 1321: A BILL for an Act to amend and reenact section 12.1-17-07.1 of the North Dakota Century Code, relating to stalking and the use of electronic communication.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 88 YEAS, 0 NAYS, 0 EXCUSED, 6 ABSENT AND NOT VOTING.

YEAS: Amerman; Anderson, B.; Anderson, D.; Anderson, P.; Becker, Rich S.; Becker, Rick C.; Bellew; Boe; Boschee; Brabandt; Brandenburg; Carlson; Damschen; Delmore; Delzer; Devlin; Dockter; Dosch; Fehr; Froseth; Guggisberg; Haak; Hanson; Hatlestad; Hawken; Headland; Hofstad; Hogan; Holman; Hunskor; Johnson, D.; Johnson, M.; Kading; Karls; Kasper; Keiser; Kelsh; Kempenich; Kiefert; Klein; Klemin; Koppelman, B.; Koppelman, K.; Kreidt; Kretschmar; Laning; Larson; Lefor; Louser; Maragos; Martinson; Meier; Mitskog; Mock; Monson; Mooney; Muscha; Nathe; Nelson, J.; Nelson, M.; Olson; Onstad; Oversen; Owens; Paur; Pollert; Porter; Rohr; Ruby; Sanford; Schatz; Schmidt; Schneider; Schreiber Beck;

Seibel; Silbernagel; Skarphol; Steiner; Streyle; Strinden; Sukut; Thoreson; Toman; Trottier; Vigasaa; Wallman; Weisz; Zubke

ABSENT AND NOT VOTING: Beadle; Boehning; Frantsvog; Glassheim; Looyesen; Speaker Belter

Reengrossed HB 1321 passed.

CONSIDERATION OF CONFERENCE COMMITTEE REPORT

REP. K. KOPPELMAN MOVED that the conference committee report on Engrossed SB 2150 as printed on HJ page 1813 be adopted, which motion prevailed on a voice vote.

CONSIDERATION OF CONFERENCE COMMITTEE REPORT

REP. SKARPHOL MOVED that the conference committee report on Reengrossed SB 2284 as printed on HJ page 1812 be adopted, which motion prevailed on a voice vote.

SECOND READING OF SENATE BILL

SB 2284: A BILL for an Act to create and enact section 23-16-16 of the North Dakota Century Code, relating to hospital treatment of victims of sexual assault; to provide a penalty; to designate the use of oil and gas impact grants; and to provide for reports.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 88 YEAS, 0 NAYS, 0 EXCUSED, 6 ABSENT AND NOT VOTING.

YEAS: Amerman; Anderson, B.; Anderson, D.; Anderson, P.; Becker, Rich S.; Becker, Rick C.; Bellew; Boe; Boschee; Brabandt; Brandenburg; Carlson; Damschen; Delmore; Delzer; Devlin; Dockter; Dosch; Fehr; Froseth; Guggisberg; Haak; Hanson; Hatlestad; Hawken; Headland; Hofstad; Hogan; Holman; Hunskor; Johnson, D.; Johnson, M.; Kading; Karls; Kasper; Keiser; Kelsh; Kempenich; Kiefert; Klein; Klemin; Koppelman, B.; Koppelman, K.; Kreidt; Kretschmar; Laning; Larson; Lefor; Louser; Maragos; Martinson; Meier; Mitskog; Mock; Monson; Mooney; Muscha; Nathe; Nelson, J.; Nelson, M.; Olson; Onstad; Oversen; Owens; Paur; Pollert; Porter; Rohr; Ruby; Sanford; Schatz; Schmidt; Schneider; Schreiber Beck; Seibel; Silbernagel; Skarphol; Steiner; Streyle; Strinden; Sukut; Thoreson; Toman; Trottier; Vigasaa; Wallman; Weisz; Zubke

ABSENT AND NOT VOTING: Beadle; Boehning; Frantsvog; Glassheim; Looyesen; Speaker Belter

Reengrossed SB 2284, as amended, passed.

CONSIDERATION OF CONFERENCE COMMITTEE REPORT

REP. KASPER MOVED that the conference committee report on Reengrossed SCR 4010 as printed on HJ pages 1812-1813 be adopted, which motion prevailed on a voice vote.

SECOND READING OF SENATE CONCURRENT RESOLUTION

SCR 4010: A concurrent resolution to amend and reenact section 5 of article IV of the Constitution of North Dakota, relating to residency requirements of members of the legislative assembly.

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

Reengrossed SCR 4010, as amended, was declared lost on a verification vote.

CONSIDERATION OF CONFERENCE COMMITTEE REPORT

REP. KEISER MOVED that the conference committee report on Engrossed SB 2226 as printed on HJ pages 1639-1640 be adopted, which motion prevailed on a voice vote.

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

MR. PRESIDENT: The House has concurred in the Senate amendments and subsequently failed to pass: HB 1415.

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

MR. PRESIDENT: The House does not concur in the Senate amendments to HB 1234, and the Speaker has appointed as a conference committee to act with a like committee from the Senate on:

HB 1234: Reps. Damschen; Seibel; Oversen

MESSAGE TO THE HOUSE FROM THE SENATE (JANE SCHAIBLE, SECRETARY)

MR. SPEAKER: The Senate has concurred in the House amendments and subsequently passed: SB 2199.

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

MR. PRESIDENT: The House has appointed as a conference committee to act with a like committee from the Senate on:

SB 2206: Reps. Weisz; Hofstad; Muscha

MESSAGE TO THE HOUSE FROM THE SENATE (JANE SCHAIBLE, SECRETARY)

MR. SPEAKER: The President has appointed Sen. G. Lee to replace Sen. Carlisle on the Conference Committee on SB 2008.

MESSAGE TO THE HOUSE FROM THE SENATE (JANE SCHAIBLE, SECRETARY)

MR. SPEAKER: The President has appointed Sen. Sorvaag to replace Sen. Wanzek on the Conference Committee on SB 2008.

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

MR. PRESIDENT: The House has not adopted the conference committee report on: SCR 4010.

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

MR. PRESIDENT: The House has adopted the conference committee report on: SB 2150.

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

MR. PRESIDENT: The House has adopted the conference committee report and subsequently passed: HB 1249, HB 1321.

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

MR. PRESIDENT: The House has adopted the conference committee report and subsequently passed: SB 2284.

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

MR. PRESIDENT: The House has adopted the conference committee report and subsequently failed to pass: HB 1415.

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

MR. PRESIDENT: Your signature is respectfully requested on: HB 1106, HB 1113, HB 1210, HB 1229, HB 1282, HB 1360, HB 1406.

MESSAGE TO THE HOUSE FROM THE SENATE (JANE SCHAIBLE, SECRETARY)

MR. SPEAKER: Your signature is respectfully requested on: SB 2011, SB 2035, SB 2046, SB 2166, SB 2332, SB 2349, SB 2377.

MESSAGE TO THE HOUSE FROM THE SENATE (JANE SCHAIBLE, SECRETARY)

MR. SPEAKER: The President has signed: HB 1057, HB 1095, HB 1144, HB 1368, HB 1392.

MESSAGE TO THE HOUSE FROM THE SENATE (JANE SCHAIBLE, SECRETARY)

MR. SPEAKER: The President has signed: SB 2070, SB 2107, SB 2113, SB 2292, SB 2295, SB 2312, SB 2326, SB 2333, SB 2356.

REPORT OF CONFERENCE COMMITTEE

HB 1151, as reengrossed: Your conference committee (Sens. Flakoll, Holmberg, Oban and Reps. Sanford, Streyle, Boe) recommends that the **SENATE RECEDE** from the Senate amendments as printed on HJ pages 1461-1462, adopt amendments as follows, and place HB 1151 on the Seventh order:

That the Senate recede from its amendments as printed on pages 1684 and 1685 of the House Journal and pages 1461, 1462, and 1502 of the Senate Journal and that Reengrossed House Bill No. 1151 be amended as follows:

Page 1, line 3, after the semicolon insert "to provide for a legislative management study;"

Page 1, line 19, replace "five" with "seven"

Page 1, line 20, after the period insert "The first two million dollars in matching grants awarded to each institution must be used for student scholarships that comply with section 15-10-53."

Page 2, line 8, replace "forward" with "retain up to"

Page 2, line 9, remove "the office of the governor, to"

Page 3, line 8, after "3." insert:

- "a. The board may award an additional five hundred thousand dollars in matching grants to institutions that have been awarded one million dollars in matching grants under subsection 1 and apply for an additional matching grant.
- b. An application submitted under this subsection must meet the same criteria as an original application.
- c. The board shall consider each application submitted under this subsection in chronological order.
- d. If the funding provided under this subsection is insufficient to provide a matching grant in the amount of one dollar for every two dollars raised by the institutional foundation, the board shall award a lesser amount.

4."

Page 3, line 8, replace "forward" with "retain up to"

Page 3, line 9, remove "the office of the governor, to"

Page 5, after line 3, insert:

"SECTION 7. LEGISLATIVE MANAGEMENT STUDY - HIGHER EDUCATION MATCHING GRANTS. During the 2015-16 interim, the legislative management shall consider studying the provision of matching grants to institutions of higher education, as set forth in sections 15-10-48 through 15-10-53, for the purposes of ensuring that the statutory parameters provide sufficient direction, provide flexibility to accommodate changing circumstances and needs, and ultimately enable the delivery of the greatest possible benefits to the students attending institutions of higher education in this state. The legislative management shall report its findings and recommendations, together with any legislation required to implement the recommendations, to the sixty-fifth legislative assembly."

Page 5, line 6, replace "\$19,000,000" with "\$21,000,000, or so much of the sum as may be necessary, and out of any moneys in the student loan trust fund in the state treasury, not otherwise appropriated, the sum of \$2,500,000"

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:**House Bill No. 1151 - University System Office - Conference Committee Action**

	Base Budget	House Version	Conference Committee Changes	Conference Committee Version	Senate Version	Comparison to Senate
Challenge grant program		\$19,000,000	\$4,500,000	\$23,500,000	\$25,500,000	(\$2,000,000)
Total all funds	\$0	\$19,000,000	\$4,500,000	\$23,500,000	\$25,500,000	(\$2,000,000)
Less estimated income	0	0	2,500,000	2,500,000	2,500,000	0
General fund	\$0	\$19,000,000	\$2,000,000	\$21,000,000	\$23,000,000	(\$2,000,000)
FTE	0.00	0.00	0.00	0.00	0.00	0.00

Department No. 215 - University System Office - Detail of Conference Committee Changes

	Increases Funding for the Challenge Grant Program ¹	Total Conference Committee Changes
Challenge grant program	\$4,500,000	\$4,500,000
Total all funds	\$4,500,000	\$4,500,000
Less estimated income	2,500,000	2,500,000
General fund	\$2,000,000	\$2,000,000
FTE	0.00	0.00

¹ Funding of \$2 million from the general fund and \$2.5 million from the student loan trust fund is added to provide a total of \$23.5 million for the challenge grant program. The House version provided \$19 million from the general fund for the program and the Senate version provided \$23 million from the general fund and \$2.5 million from the student loan trust fund for the program.

This amendment also provides for the following which were included in the Senate version:

- Increases the amount of matching grants available to North Dakota State University and the University of North Dakota from \$5 million to \$7 million each and requires the first \$2 million of matching grants awarded to each institution to be used for student scholarships.
- Provides an additional \$500,000 to be awarded to nonresearch and private institutions that have fully utilized the original \$1 million of grant funding available to the institution.
- Allows the State Board of Higher Education, rather than the Governor's office, to retain one-quarter of 1 percent of grants awarded to be used for administrative costs of the program.
- Provides for a Legislative Management study of higher education matching grants.

Reengrossed HB 1151 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE

HB 1016, as engrossed: Your conference committee (Sens. Sorvaag, Carlisle, Mathern and Reps. Dosch, Sanford, Guggisberg) recommends that the **HOUSE ACCEDE** to the Senate amendments as printed on HJ pages 1361-1362 and place HB 1016 on the Seventh order.

Engrossed HB 1016 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE

HB 1024, as engrossed: Your conference committee (Sens. Kilzer, G. Lee, Mathern and Reps. J. Nelson, Pollert, Holman) recommends that the **SENATE RECEDE** from the

Senate amendments as printed on HJ page 1301, adopt amendments as follows, and place HB 1024 on the Seventh order:

That the Senate recede from its amendments as printed on page 1301 of the House Journal and pages 1037-1038 of the Senate Journal and that Engrossed House Bill No. 1024 be amended as follows:

Page 1, line 2, after "committee" insert "; and to provide for a legislative management report"

Page 1, replace lines 11 through 14 with:

"Comprehensive tobacco control	\$15,807,437	\$740,602	\$16,548,039
Accrued leave	8,391	(8,391)	0
Total special funds	\$15,815,828	\$732,211	\$16,548,039
Full-time equivalent positions	8.00	0.00	8.00

SECTION 2. REPORT TO THE LEGISLATIVE MANAGEMENT - TOBACCO PREVENTION AND CONTROL GRANT TO THE STATE DEPARTMENT OF HEALTH. The comprehensive tobacco control advisory committee and the state department of health shall report to the legislative management by September 1, 2016, regarding grant expenditures, the granting process, and reporting requirements of the \$500,000 grant, included in the funding appropriated in section 1 of this Act, to be provided to the state department of health during the biennium beginning July 1, 2015, and ending June 30, 2017."

ReNUMBER accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

House Bill No. 1024 - Tobacco Prevention & Control Exec Comm - Conference Committee Action

	Base Budget	House Version	Conference Committee Changes	Conference Committee Version	Senate Version	Comparison to Senate
Comprehensive tobacco control	\$15,807,437	\$16,047,355	\$500,684	\$16,548,039	\$16,548,039	
Accrued leave payments	8,391					
Total all funds	\$15,815,828	\$16,047,355	\$500,684	\$16,548,039	\$16,548,039	\$0
Less estimated income	15,815,828	16,047,355	500,684	16,548,039	16,548,039	0
General fund	\$0	\$0	\$0	\$0	\$0	\$0
FTE	8.00	8.00	0.00	8.00	8.00	0.00

Department No. 305 - Tobacco Prevention & Control Exec Comm - Detail of Conference Committee Changes

	Adjusts Funding for Health Insurance Premium Increases ¹	Increases Funding for Information Technology ²	Adds Funding for State Department of Health Grant ³	Total Conference Committee Changes
Comprehensive tobacco control	(\$6,776)	\$7,460	\$500,000	\$500,684
Accrued leave payments				
Total all funds	(\$6,776)	\$7,460	\$500,000	\$500,684
Less estimated income	(6,776)	7,460	500,000	500,684
General fund	\$0	\$0	\$0	\$0
FTE	0.00	0.00	0.00	0.00

¹ Funding for employee health insurance premiums is adjusted to reflect the revised premium estimate of \$1,130.22 per month.

² Funding for information technology is increased by \$21,460 for ongoing information technology costs related to securing desktop support services from the Information Technology Department, the same as the Senate version.

³ Funding is added to provide a grant to the State Department of Health to be used for the Centers for Disease Control and Prevention *Best Practices for Comprehensive Tobacco Prevention and Control Programs*, the same as the Senate version.

This amendment also adds a section to require the Tobacco Prevention and Control Executive Committee and the State Department of Health to report to the Legislative Management by September 1, 2016, regarding grant expenditures, the granting process, and reporting requirements of the grant provided to the State Department of Health during the 2015-17 biennium.

Engrossed HB 1024 was placed on the Seventh order of business on the calendar.

ANNOUNCEMENT

ACTING SPEAKER DEVLIN ANNOUNCED that the House stand in recess until 1:00 p.m.

THE HOUSE RECONVENED pursuant to recess taken, with Speaker Belter presiding.

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 Seventieth Day and recommends that it be corrected as follows and when so corrected, recommends that it be approved:

Page 1804, line 40, replace "HB 1312" with "HB 1313"

Page 1804, delete lines 41-44

Page 1809, delete lines 10-11

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

MOTION

REP. VIGESAA MOVED that House Rule 509 be temporarily amended and change the Sixty-fifth legislative day to the Seventy-second legislative day, which motion prevailed.

CONSIDERATION OF MESSAGES FROM THE SENATE

REP. VIGESAA MOVED that the House do not concur in the Senate amendments to Engrossed HB 1126 as printed on HJ pages 1251-1252, in the Senate amendments to Engrossed HB 1176 as printed on HJ pages 1363-1369, in the Senate amendments to Engrossed HB 1377 as printed on HJ pages 1807-1808, in the Senate amendments to Engrossed HB 1399 as printed on HJ page 1298, and in the Senate amendments to Engrossed HB 1464 as printed on HJ page 1003 and that a conference committee be appointed to meet with a like committee from the Senate on each of these measures, which motion prevailed on a voice vote.

APPOINTMENT OF CONFERENCE COMMITTEES

THE SPEAKER APPOINTED as a Conference Committee on:

Engrossed HB 1126: Reps. Brabandt, K. Koppelman, Delmore.

Engrossed HB 1176: Reps. Delzer, Kempenich, Boe.

Engrossed HB 1377: Reps. Delzer, Kempenich, Boe.

Engrossed HB 1399: Reps. Maragos, Brabandt, M. Johnson.

Engrossed HB 1464: Reps. Larson, Paur, Delmore.

ANNOUNCEMENT

SPEAKER BELTER ANNOUNCED that Rep. Hogan replace Rep. Glassheim on the Conference Committee on HB 1008.

ANNOUNCEMENT

SPEAKER BELTER ANNOUNCED that Rep. Boe replace Rep. Glassheim on the Conference Committee on HB 1011.

ANNOUNCEMENT

SPEAKER BELTER ANNOUNCED that Rep. Hogan replace Rep. Glassheim on the Conference Committee on HB 1022.

APPOINTMENT OF CONFERENCE COMMITTEE

REP. VIGESAA MOVED that the Speaker appoint a committee of three to act with a like committee from the Senate as a Conference Committee on Engrossed SB 2003, Engrossed SB 2005, Engrossed SB 2010, and Reengrossed SCR 4003, which motion prevailed.

THE SPEAKER APPOINTED as a Conference Committee on:

Engrossed SB 2003: Reps. Skarphol, Kempenich, Hogan

Engrossed SB 2005: Reps. Kempenich, Brandenburg, Hogan

Engrossed SB 2010: Reps. Thoreson, Vigesaa, Hogan

Reengrossed SCR 4003: Reps. Kretschmar, Maragos, P. Anderson

ANNOUNCEMENT

SPEAKER BELTER ANNOUNCED that Rep. Boe replace Rep. Glassheim on the Conference Committee on SB 2023.

CONSIDERATION OF CONFERENCE COMMITTEE REPORT

REP. DOSCH MOVED that the conference committee report on Engrossed HB 1016 as printed on HJ pages 1361-1362 be adopted, which motion prevailed on a voice vote.

SECOND READING OF HOUSE BILL

HB 1016: A BILL for an Act to provide an appropriation for defraying the expenses of job service North Dakota.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 89 YEAS, 0 NAYS, 0 EXCUSED, 5 ABSENT AND NOT VOTING.

YEAS: Amerman; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker, Rich S.; Becker, Rick C.; Bellew; Boe; Boschee; Brabandt; Brandenburg; Carlson; Damschen; Delmore; Delzer; Devlin; Dockter; Dosch; Fehr; Froseth; Guggisberg; Haak; Hanson; Hatlestad; Hawken; Headland; Hofstad; Hogan; Holman; Hunskor; Johnson, D.; Johnson, M.; Kading; Karls; Kasper; Keiser; Kelsh; Kempenich; Kiefert; Klein; Klemin; Koppelman, B.; Koppelman, K.; Kreidt; Kretschmar; Laning; Larson; Lefor; Louser; Maragos; Martinson; Meier; Mitskog; Mock; Monson; Mooney; Muscha; Nathe; Nelson, J.; Nelson, M.; Olson; Onstad; Oversen; Owens; Paur; Pollert; Porter; Rohr; Ruby; Schatz; Schmidt; Schneider; Schreiber Beck; Seibel; Silbernagel; Skarphol; Steiner; Streyle; Strinden; Sukut; Thoreson; Toman; Trottier; Vigesaa; Wallman; Weisz; Zubke; Speaker Belter

ABSENT AND NOT VOTING: Boehning; Frantsvog; Glassheim; Looysen; Sanford

Reengrossed HB 1016 passed.

CONSIDERATION OF CONFERENCE COMMITTEE REPORT

REP. J. NELSON MOVED that the conference committee report on Engrossed HB 1024 as printed on HJ page 1301 be adopted, which motion prevailed on a voice vote.

SECOND READING OF HOUSE BILL

HB 1024: A BILL for an Act to provide an appropriation for defraying the expenses of the comprehensive tobacco control advisory committee; and to provide for a legislative management report.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 60 YEAS, 30 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

YEAS: Amerman; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker, Rich S.; Boe; Boschee; Brandenburg; Carlson; Damschen; Delmore; Dockter; Fehr; Guggisberg; Haak; Hanson; Hatlestad; Hawken; Hofstad; Hogan; Holman; Hunskor; Johnson, D.; Johnson, M.; Keiser; Kelsh; Kiefert; Klemin; Kreidt; Kretschmar; Laning; Larson; Maragos; Martinson; Mitskog; Mock; Monson; Mooney; Muscha; Nelson, J.; Nelson, M.; Onstad; Oversen; Owens; Paur; Pollert; Porter; Sanford; Schneider; Schreiber Beck; Seibel; Silbernagel; Streyle; Strinden; Sukut; Toman; Wallman; Zubke; Speaker Belter

NAYS: Becker, Rick C.; Bellew; Brabandt; Delzer; Devlin; Dosch; Froseth; Headland; Kading; Karls; Kasper; Kempenich; Klein; Koppelman, B.; Koppelman, K.; Lefor; Louser; Meier; Nathe; Olson; Rohr; Ruby; Schatz; Schmidt; Skarphol; Steiner; Thoreson; Trottier; Vigasaa; Weisz

ABSENT AND NOT VOTING: Boehning; Frantsvog; Glassheim; Looyen

Reengrossed HB 1024 passed.

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

MR. PRESIDENT: The House does not concur in the Senate amendments to HB 1126, HB 1176, HB 1377, HB 1399, and HB 1464, and the Speaker has appointed as a conference committee to act with a like committee from the Senate on:

HB 1126: Reps. Brabandt; K. Koppelman; Delmore

HB 1176: Reps. Delzer; Kempenich; Boe

HB 1377: Reps. Delzer; Kempenich; Boe

HB 1399: Reps. Maragos; Brabandt; M. Johnson

HB 1464: Reps. Larson; Paur; Delmore

MESSAGE TO THE HOUSE FROM THE SENATE (JANE SCHAIBLE, SECRETARY)

MR. SPEAKER: The Senate has appointed as a conference committee to act with a like committee from the House on:

HB 1234: Sens. J. Lee; Larsen; Warner

MESSAGE TO THE HOUSE FROM THE SENATE (JANE SCHAIBLE, SECRETARY)

MR. SPEAKER: The Senate has concurred in the House amendments and subsequently passed: SB 2144.

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

MR. PRESIDENT: The House has appointed as a conference committee to act with a like committee from the Senate on:

SB 2003: Reps. Skarphol; Kempenich; Hogan

SB 2005: Reps. Kempenich; Brandenburg; Hogan

SB 2010: Reps. Thoreson; Vigasaa; Hogan

SCR 4003: Reps. Kretschmar; Maragos; P. Anderson

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

MR. PRESIDENT: The Speaker has appointed Rep. Hogan to replace Rep. Glassheim on the Conference Committee on HB 1008.

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

MR. PRESIDENT: The Speaker has appointed Rep. Boe to replace Rep. Glassheim on the Conference Committee on HB 1011.

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

MR. PRESIDENT: The Speaker has appointed Rep. Hogan to replace Rep. Glassheim on the Conference Committee on HB 1022.

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

MR. PRESIDENT: The Speaker has appointed Rep. Boe to replace Rep. Glassheim on the Conference Committee on SB 2023.

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

MR. PRESIDENT: The House has adopted the conference committee report and subsequently passed: HB 1016, HB 1024.

MESSAGE TO THE HOUSE FROM THE SENATE (JANE SCHAIBLE, SECRETARY)

MR. SPEAKER: The Senate has adopted the conference committee report on: SB 2027.

MESSAGE TO THE HOUSE FROM THE SENATE (JANE SCHAIBLE, SECRETARY)

MR. SPEAKER: The Senate has adopted the conference committee report and subsequently passed: SB 2001.

MESSAGE TO THE HOUSE FROM THE SENATE (JANE SCHAIBLE, SECRETARY)

MR. SPEAKER: The Senate has adopted the conference committee report and subsequently passed: HB 1321.

MESSAGE TO THE HOUSE FROM THE SENATE (JANE SCHAIBLE, SECRETARY)

MR. SPEAKER: The Senate has adopted the conference committee report, subsequently passed, and the emergency clause carried: SB 2002, SB 2009.

MESSAGE TO THE HOUSE FROM THE SENATE (JANE SCHAIBLE, SECRETARY)

MR. SPEAKER: Your signature is respectfully requested on: SB 2199.

MESSAGE TO THE HOUSE FROM THE SENATE (JANE SCHAIBLE, SECRETARY)

MR. SPEAKER: The President has signed: HB 1106, HB 1113, HB 1210, HB 1229, HB 1282, HB 1360, HB 1406.

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

MR. PRESIDENT: The Speaker has signed: HB 1057, HB 1067, HB 1095, HB 1144, HB 1368, HB 1392, HB 1410.

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

MR. PRESIDENT: The Speaker has signed: HCR 3052.

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

MR. PRESIDENT: The Speaker has signed: SB 2011, SB 2035, SB 2046, SB 2166, SB 2332, SB 2349, SB 2377.

DELIVERY OF ENROLLED BILLS AND RESOLUTIONS

The following bills were delivered to the Governor for approval on April 20, 2015: HB 1057, HB 1067, HB 1095, HB 1144, HB 1368, HB 1392, HB 1410.

DELIVERY OF ENROLLED BILLS AND RESOLUTIONS

The following resolution was delivered to the Secretary of State for filing on April 20, 2015: HCR 3052.

REPORT OF STANDING COMMITTEE

HB 1476: Finance and Taxation Committee (Rep. Headland, Chairman) recommends **DO PASS** (10 YEAS, 4 NAYS, 0 ABSENT AND NOT VOTING). HB 1476 was placed on the Eleventh order on the calendar.

REPORT OF CONFERENCE COMMITTEE

HB 1001, as engrossed: Your conference committee (Sens. Holmberg, Bowman, Heckaman and Reps. Vigessaa, Thoreson, Hogan) recommends that the **SENATE RECEDE** from the Senate amendments as printed on HJ pages 1422-1424, adopt amendments as follows, and place HB 1001 on the Seventh order:

That the Senate recede from its amendments as printed on pages 1422-1424 of the House Journal and pages 1143-1145 of the Senate Journal and that Engrossed House Bill No. 1001 be amended as follows:

Page 1, line 4, after "compensation" insert "and expenditures"

Page 1, line 4, after the semicolon insert "to provide for a legislative management study;"

Page 1, replace lines 17 through 21 with:

"Salaries and wages	\$9,205,759	\$811,614	\$10,017,373
Operating expenses	3,940,926	1,109,005	5,049,931
Capital assets	0	416,800	416,800
National conference of state legislatures	233,286	7,977	241,263
Total general fund	\$13,379,971	\$2,345,396	\$15,725,367"

Page 2, replace lines 3 through 10 with:

"Salaries and wages	\$8,660,860	\$885,837	\$9,546,697
Accrued leave payments	143,087	(143,087)	0
Operating expenses	3,753,527	(271,091)	3,482,436
Capital assets	0	30,000	30,000
Total all funds	\$12,557,474	\$501,659	\$13,059,133
Less estimated income	69,999	1	70,000
Total general fund	\$12,487,475	\$501,658	\$12,989,133
Full-time equivalent positions	37.00	0.00	37.00"

Page 2, replace lines 15 through 17 with:

"Grand total general fund	\$25,867,446	\$2,847,054	\$28,714,500
Grand total special funds	69,999	1	70,000
Grand total all funds	\$25,937,445	\$2,847,055	\$28,784,500"

Page 2, replace lines 24 through 29 with:

"Legislative wing equipment and improvements	\$500,000	\$400,000
Information technology projects	42,000	0
Information technology equipment	0	603,050
LEGEND maintenance	0	191,760
Council of State Governments conference	0	350,000
Total general fund	\$542,000	\$1,544,810"

Page 9, after line 18, insert:

"SECTION 8. AMENDMENT. Section 54-35-06 of the North Dakota Century Code is amended and reenacted as follows:

54-35-06. Officers - Accept funds - Expenditures.

The legislative management shall select a chairman and a vice chairman from its own members and may prescribe its own rules of procedure. The legislative management may appoint a secretary who need not be a member, and shall appoint a director who must be in charge of the legislative council and who must be paid such salary as the legislative management may determine. The director may employ such persons and obtain the assistance of such research agencies as determined necessary. The director may use available funds for salary adjustments to assist with staff recruitment, retention, and recognition of exceptional performance. The legislative management and the legislative council may accept and use any funds made available through the terms of any agreement made with any agency whatsoever for the accomplishment of the purpose of this chapter. Expenditures of funds made available by legislative appropriation must be made in accordance with rules or motions duly approved by the legislative management."

Page 10, after line 17, insert:

"SECTION 11. LEGISLATIVE MANAGEMENT STUDY - FINANCING STATE CONSTRUCTION PROJECTS. During the 2015-16 interim, the legislative management shall consider studying the use of bonding to finance state building, road, and water construction projects. If conducted, the study must include

consideration of the effect that financing state construction projects with existing oil revenue has had on both the construction industry and the oil and gas industry. The legislative management shall report its findings and recommendations, together with any legislation required to implement the recommendations, to the sixty-fifth legislative assembly."

Page 10, line 18, replace "8" with "9"

Page 10, line 19, replace "9" with "10"

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

House Bill No. 1001 - Summary of Conference Committee Action

	Base Budget	House Version	Conference Committee Changes	Conference Committee Version	Senate Version	Comparison to Senate
Legislative Assembly						
Total all funds	\$13,379,971	\$15,500,927	\$224,440	\$15,725,367	\$15,725,367	\$0
Less estimated income	0	0	0	0	0	0
General fund	\$13,379,971	\$15,500,927	\$224,440	\$15,725,367	\$15,725,367	\$0
Legislative Council						
Total all funds	\$12,557,474	\$13,086,236	(\$27,103)	\$13,059,133	\$13,059,133	\$0
Less estimated income	69,999	70,000	0	70,000	70,000	0
General fund	\$12,487,475	\$13,016,236	(\$27,103)	\$12,989,133	\$12,989,133	\$0
Bill total						
Total all funds	\$25,937,445	\$28,587,163	\$197,337	\$28,784,500	\$28,784,500	\$0
Less estimated income	69,999	70,000	0	70,000	70,000	0
General fund	\$25,867,446	\$28,517,163	\$197,337	\$28,714,500	\$28,714,500	\$0

House Bill No. 1001 - Legislative Assembly - Conference Committee Action

	Base Budget	House Version	Conference Committee Changes	Conference Committee Version	Senate Version	Comparison to Senate
Salaries and wages	\$9,205,759	\$10,192,933	(\$175,560)	\$10,017,373	\$10,017,373	
Operating expenses	3,940,926	5,049,931		5,049,931	5,049,931	
Capital assets		16,800	400,000	416,800	416,800	
National conf of state legislatures	233,286	241,263		241,263	241,263	
Total all funds	\$13,379,971	\$15,500,927	\$224,440	\$15,725,367	\$15,725,367	\$0
Less estimated income	0	0	0	0	0	0
General fund	\$13,379,971	\$15,500,927	\$224,440	\$15,725,367	\$15,725,367	\$0
FTE	0.00	0.00	0.00	0.00	0.00	0.00

Department No. 150 - Legislative Assembly - Detail of Conference Committee Changes

	Adjusts Funding for Health Insurance Premium Increases ¹	Adds One-Time Funding for Committee Room Renovations ²	Total Conference Committee Changes
Salaries and wages	(\$175,560)		(\$175,560)
Operating expenses			
Capital assets		400,000	400,000
National conf of state legislatures			
Total all funds	(\$175,560)	\$400,000	\$224,440
Less estimated income	0	0	0
General fund	(\$175,560)	\$400,000	\$224,440
FTE	0.00	0.00	0.00

¹ Funding for employee health insurance premiums is adjusted to reflect the revised

premium estimate of \$1,130.22 per month.

² One-time funding is added for committee room renovations.

House Bill No. 1001 - Legislative Council - Conference Committee Action

	Base Budget	House Version	Conference Committee Changes	Conference Committee Version	Senate Version	Comparison to Senate
Salaries and wages	\$8,660,860	\$9,425,957	\$120,740	\$9,546,697	\$9,546,697	
Operating expenses	3,753,527	3,482,436		3,482,436	3,482,436	
Capital assets		30,000		30,000	30,000	
Accrued leave payments	143,087	147,843	(147,843)			
Total all funds	\$12,557,474	\$13,086,236	(\$27,103)	\$13,059,133	\$13,059,133	\$0
Less estimated income	69,999	70,000	0	70,000	70,000	0
General fund	\$12,487,475	\$13,016,236	(\$27,103)	\$12,989,133	\$12,989,133	\$0
FTE	37.00	37.00	0.00	37.00	37.00	0.00

Department No. 160 - Legislative Council - Detail of Conference Committee Changes

	Adjusts Funding for Health Insurance Premium Increases ¹	Moves Funding for Accrued Leave ²	Total Conference Committee Changes
Salaries and wages	(\$27,103)	\$147,843	\$120,740
Operating expenses			
Capital assets			
Accrued leave payments		(147,843)	(147,843)
Total all funds	(\$27,103)	\$0	(\$27,103)
Less estimated income	0	0	0
General fund	(\$27,103)	\$0	(\$27,103)
FTE	0.00	0.00	0.00

¹ Funding for employee health insurance premiums is adjusted to reflect the revised premium estimate of \$1,130.22 per month.

² Funding provided in the accrued leave line item is moved to the salaries and wages line item.

This amendment also adds sections to:

- Amendment Section 54-35-06 relating to Legislative Council expenditures; and
- Provide a section to provide for a Legislative Management study of the use of bonding to finance state building, road, and water construction projects.

Engrossed HB 1001 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE

HB 1008, as engrossed: Your conference committee (Sens. Carlisle, Wanzek, Robinson and Reps. Thoreson, Vigesaa, Hogan) recommends that the **HOUSE ACCEDE** to the Senate amendments as printed on HJ pages 1414-1415 and place HB 1008 on the Seventh order.

Engrossed HB 1008 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE

HB 1367, as engrossed: Your conference committee (Sens. Armstrong, Casper, Grabinger and Reps. Brabandt, K. Koppelman, Delmore) recommends that the **SENATE RECEDE** from the Senate amendments as printed on HJ pages 1372-1374, adopt

amendments as follows, and place HB 1367 on the Seventh order:

That the Senate recede from its amendments as printed on pages 1372-1374 of the House Journal and pages 1101-1103 of the Senate Journal and that Engrossed House Bill No. 1367 be amended as follows:

Page 1, line 1, after "12.1-32-06.1" insert ", subsections 1 and 3 of section 12.1-32-07, subsection 2 of section 19-03.4-03, and section 29-01-20"

Page 1, line 2, after the first "to" insert "drug paraphernalia, custody and return of stolen property, and"

Page 1, line 2, after "impose" insert "supervision, conditions, and"

Page 1, line 2, after "probation" insert "; to provide for a legislative management study; and to provide a penalty"

Page 1, line 8, remove "total"

Page 1, line 15, after "section" insert an underscored comma

Page 1, line 15, remove "total"

Page 1, line 17, remove "class C"

Page 1, line 17, remove the underscored comma

Page 1, line 18, replace "ten" with "offense subject to section 12.1-32-09.1, a felony offense subject to section 12.1-32-02.1, which involves the use of a firearm or dangerous weapon, a second or subsequent violation of section 12.1-17-07.1, a second or subsequent violation of any domestic violence protection order, a violation of chapter 12.1-41, or a violation of section 14-09-22; three"

Page 1, line 18, replace "all" with "any"

Page 1, line 18, replace "offenses, and" with "offense:"

Page 1, line 18 after "misdemeanor" insert "; and three hundred sixty days for a class B misdemeanor offense"

Page 2, line 19, remove "periods"

Page 2, line 19, overstrike "of"

Page 2, line 23, remove "or probation"

Page 2, line 24, after "deferment" insert "or the total time on probation authorized under this section"

Page 2, line 24, after the underscored period insert:

- "a. For class B and greater felony offenses, an offense subject to section 12.1-32-09.1, a felony offense subject to section 12.1-32-02.1, which involves the use of a firearm or dangerous weapon, a second or subsequent violation of section 12.1-17-07.1, a second or subsequent violation of any domestic violence protection order, a violation of chapter 12.1-41, or a violation of section 14-09-22, the total time on probation may not exceed ten years.
- b. For all other felony offenses, the total time on probation may not exceed five years.
- c. For misdemeanor cases, the total time on probation may not exceed three years.

d."

Page 3, after line 6, insert:

"SECTION 2. AMENDMENT. Subsections 1 and 3 of section 12.1-32-07 of the North Dakota Century Code are amended and reenacted as follows:

1. When the court imposes probation upon conviction for a felony offense subject to section 12.1-32-09.1 or 12.1-32-02.1, a second or subsequent violation of section 12.1-17-07.1, a second or subsequent violation of any domestic violence protection order, a violation of chapter 12.1-41, a violation of section 14-09-22, or a felony offense under chapter 39-08, the court shall place the defendant under the supervision and management of the department of corrections and rehabilitation. When the court imposes probation upon conviction or order of disposition in all other felony cases, the court may place the defendant under the supervision and management of the department of corrections and rehabilitation. In class A misdemeanor cases, the court may place the defendant under the supervision and management of the department of corrections and rehabilitation or other responsible party. In all other cases, the court may place the defendant under the supervision and management of a community corrections program other than the department of corrections and rehabilitation. ~~If an appropriate community corrections program is not reasonably available, the court may place the defendant under the supervision and management of the department of corrections and rehabilitation. The department of corrections and rehabilitation may arrange for the supervision and management of the defendant by a community corrections program selected by the department of corrections and rehabilitation.~~ A community corrections program means a program for the supervision of a defendant, including monitoring and enforcement of terms and conditions of probation set by the court ~~or pursuant to a conditional release from the physical custody of a correctional facility or the department of corrections and rehabilitation.~~
3. The court shall provide as an explicit condition of every probation that the defendant may not possess a firearm, destructive device, or other dangerous weapon while the defendant is on probation. Except when the offense is a misdemeanor offense under section 12.1-17-01, 12.1-17-01.1, 12.1-17-05, or 12.1-17-07.1, or chapter 14-07.1, the court may waive this condition of probation if the defendant has pled guilty to, or has been found guilty of, a misdemeanor or infraction offense, the misdemeanor or infraction is the defendant's first offense, and the court has made a specific finding on the record before imposition of a sentence or a probation that there is good cause to waive the condition. The court may not waive this condition of probation if the court places the defendant under the supervision and management of the department of corrections and rehabilitation. The court shall provide as an explicit condition of probation that the defendant may not willfully defraud a urine test administered as a condition of probation. Unless waived on the record by the court, the court shall also provide as a condition of probation that the defendant undergo various agreed-to community constraints and conditions as intermediate measures of the department of corrections and rehabilitation to avoid revocation, which may include:
 - a. Community service;
 - b. Day reporting;
 - c. Curfew;
 - d. Home confinement;
 - e. House arrest;
 - f. Electronic monitoring;

- g. Residential halfway house;
- h. Intensive supervision program; or
- i. Up to five nonsuccessive periods of incarceration during any twelve-month period, each of which may not exceed forty-eight consecutive hours; or
- j. Participation in the twenty-four seven sobriety program.

SECTION 3. AMENDMENT. Subsection 2 of section 19-03.4-03 of the North Dakota Century Code, as amended in section 1 of Senate Bill No. 2030, as approved by the sixty-fourth legislative assembly, is amended and reenacted as follows:

- 2. A person may not use or possess with the intent to use drug paraphernalia to inject, ingest, inhale, or otherwise induce into the human body a controlled substance, other than marijuana, classified in schedule I, II, or III of chapter 19 - 03.1. A person violating this subsection is guilty of a class A misdemeanor. If a person previously has been convicted of an offense under this chapter title, other than an offense related to marijuana, or an equivalent offense from another court in the United States, a violation of this subsection is a class C felony.

SECTION 4. AMENDMENT. Section 29-01-20 of the North Dakota Century Code is amended and reenacted as follows:

29-01-20. Stolen property to be held by peace officer.

- 1. ~~When~~Except as provided in subsection 2, whenever property alleged to have been stolen or embezzled comes into the custody of a peace officer, the peace officer shall hold it subject to the order of the magistrate authorized by section 29-01-21 to direct the disposal thereof.
- 2. Subsection 1 does not apply to:
 - a. Consumer goods, as defined in section 41-09-02; and
 - b. Goods covered by a certificate of title if proof of certificate of title is presented to the peace officer.

SECTION 5. LEGISLATIVE MANAGEMENT STUDY - SEIZED PROPERTY.

During the 2015-16 interim, the legislative management shall consider studying the return of property that comes into the custody of or is seized by peace officers across North Dakota. The legislative management shall report its findings and recommendations, together with any legislation required to implement the recommendations, to the sixty-fifth legislative assembly."

Renumber accordingly

Engrossed HB 1367 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE

HB 1409, as engrossed: Your conference committee (Sens. Schaible, Unruh, Murphy and Reps. Porter, Nathe, Muscha) recommends that the **SENATE RECEDE** from the Senate amendments as printed on HJ page 1304, adopt amendments as follows, and place HB 1409 on the Seventh order:

That the Senate recede from its amendments as printed on page 1304 of the House Journal and page 1001 of the Senate Journal and that Engrossed House Bill No. 1409 be amended as follows:

Page 1, line 1, replace the first comma with "and"

Page 1, line 1, after the second comma insert "subdivision c of subsection 1 of section 54-17.8-06,"

Page 1, line 1, after the second "and" insert "section"

Page 1, line 2, after "fund" insert "and the outdoor heritage advisory board"

Page 1, line 3, remove "and"

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

Page 1, line 9, after "organizations" insert ", with higher priority given"

Page 1, line 10, after "conservation" insert "practices"

Page 2, line 17, replace the second "twenty-five" with "ten"

Page 3, after line 17, insert:

"SECTION 3. AMENDMENT. Subdivision c of subsection 1 of section 54-17.8-06 of the North Dakota Century Code is amended and reenacted as follows:

- c. Four members from the conservation community. The governor shall appoint ~~from a list of nominations one member from ducks unlimited of North Dakota, one member from the North Dakota chapter of pheasants forever, and two~~ the members from the conservation community at large of statewide conservation groups."

Page 12, after line 27, insert:

"SECTION 6. EMERGENCY. Subsection 2 of section 54-17.8-05 as amended by section 2 of this Act is declared to be an emergency measure."

Renumber accordingly

Engrossed HB 1409 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE

SB 2001, as engrossed: Your conference committee (Sens. Erbele, Bowman, Mathern and Reps. Vigesaa, Thoreson, Hogan) recommends that the **HOUSE RECEDE** from the House amendments as printed on SJ pages 1118-1119, adopt amendments as follows, and place SB 2001 on the Seventh order:

That the House recede from its amendments as printed on pages 1118 and 1119 of the Senate Journal and pages 1341 and 1342 of the House Journal and that Engrossed Senate Bill No. 2001 be amended as follows:

Page 1, line 2, remove the first "and"

Page 1, line 3, after the second "governor" insert "; and to provide for a legislative management report"

Page 1, replace line 12 with:

"Salaries and wages	\$3,540,985	\$320,564	\$3,861,549"
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Page 1, replace line 19 with:

"Total general fund	\$4,033,873	\$317,842	\$4,351,715"
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Page 2, replace lines 10 through 13 with:

"SECTION 3. APPROPRIATION - GOVERNOR'S OFFICE - LEGISLATIVE MANAGEMENT REPORT. In addition to the amounts appropriated to the governor's office in section 1 of this Act, there is appropriated to the governor's office, any

additional income from federal or other funds which may become available to the governor's office, for the biennium beginning July 1, 2015, and ending June 30, 2017. Any funds received under this section must be used for the specific purpose intended for the funds or transferred to the appropriate state agency or institution. Upon the receipt of funds under this section, the governor's office shall provide a report to the legislative management regarding the source, amount, and purpose of the funds received."

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

Senate Bill No. 2001 - Governor's Office - Conference Committee Action

	Base Budget	Senate Version	Conference Committee Changes	Conference Committee Version	House Version	Comparison to House
Salaries and wages	\$3,540,985	\$3,875,101	(\$13,552)	\$3,861,549	\$3,861,549	
Operating expenses	404,366	404,366		404,366	404,366	
Contingencies	10,000	10,000		10,000	10,000	
Rough rider awards	10,800	10,800		10,800	10,800	
Accrued leave payments	67,722					
Transition in		15,000		15,000	15,000	
Transition out		50,000		50,000	50,000	
Total all funds	\$4,033,873	\$4,365,267	(\$13,552)	\$4,351,715	\$4,351,715	\$0
Less estimated income	0	0	0	0	0	0
General fund	\$4,033,873	\$4,365,267	(\$13,552)	\$4,351,715	\$4,351,715	\$0
FTE	18.00	18.00	0.00	18.00	18.00	0.00

Department No. 101 - Governor's Office - Detail of Conference Committee Changes

	Adjusts Funding for Health Insurance Premium Increases ¹	Total Conference Committee Changes
Salaries and wages	(\$13,552)	(\$13,552)
Operating expenses		
Contingencies		
Rough rider awards		
Accrued leave payments		
Transition in		
Transition out		
Total all funds	(\$13,552)	(\$13,552)
Less estimated income	0	0
General fund	(\$13,552)	(\$13,552)
FTE	0.00	0.00

¹ Funding for employee health insurance premiums is adjusted to reflect the revised premium estimate of \$1,130.22 per month.

This amendment also revises Section 3 of the bill which appropriates any additional federal or other funds received by the Governor's office. This section was not changed by the Senate, but removed by the House.

Engrossed SB 2001 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE

SB 2002, as engrossed: Your conference committee (Sens. Carlisle, Sorvaag, Robinson and Reps. Monson, Dosch, Boe) recommends that the **HOUSE RECEDE** from the House amendments as printed on SJ pages 1358-1360, adopt amendments as follows, and place SB 2002 on the Seventh order:

That the House recede from its amendments as printed on pages 1358-1360 of the Senate Journal and pages 1534-1537 of the House Journal and that Engrossed Senate Bill No. 2002 be amended as follows:

Page 1, line 2, replace "an exemption" with "exemptions"

Page 1, line 2, remove the second "and"

Page 1, line 4, after "state" insert "; to provide for legislative management studies; and to declare an emergency"

Page 1, replace line 16 with:

"Salaries and wages	\$3,753,869	\$1,149,645	\$4,903,514"
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Page 1, replace lines 20 through 23 with:

"Election reform	5,143,115	(2,439,580)	2,703,535
Total all funds	\$11,567,412	\$1,780,932	\$13,348,344
Less estimated income	<u>5,844,417</u>	<u>(2,260,881)</u>	<u>3,583,536</u>
Total general fund	\$5,722,995	\$4,041,813	\$9,764,808"

Page 2, replace lines 11 through 13 with:

"Grand total general fund	\$6,043,495	\$4,041,813	\$10,085,308
Grand total special funds	<u>5,844,417</u>	<u>(2,260,881)</u>	<u>3,583,536</u>
Grand total all funds	\$11,887,912	\$1,780,932	\$13,668,844"

Page 3, after line 3, insert:

"SECTION 4. EXEMPTION. The amounts appropriated to the secretary of state in subdivision 2 of section 1 of Senate Bill No. 2023, as approved by the sixty-fourth legislative assembly, are not subject to the provisions of section 54-44.1-11. Any unexpended funds from these appropriations are available for completing the central indexing computer project and the business process modeling services contract during the biennium beginning July 1, 2015, and ending June 30, 2017."

Page 3, after line 10, insert:

"SECTION 6. LEGISLATIVE MANAGEMENT STUDY - USE OF SOFTWARE BY SECRETARY OF STATE. During the 2015-16 interim, the legislative management shall consider studying the feasibility and desirability of the secretary of state's office utilizing software which would allow employees of the office to monitor and report billable hours in order to improve efficiency and productivity within the secretary of state's office. The legislative management shall report its findings and recommendations, along with any legislation required to implement the recommendations, to the sixty-fifth legislative assembly.

SECTION 7. LEGISLATIVE MANAGEMENT STUDY - CONSOLIDATION OF ELECTIONS. During the 2015-16 interim, the legislative management shall consider studying the feasibility and desirability of consolidating all political subdivision and school district elections with the statewide primary election and the holding of all special elections on other specified dates during any year. If the legislative management conducts the study, the legislative management shall seek input and participation from the secretary of state; representatives of cities, counties, school districts, and other political subdivisions; and representatives of political parties. The legislative management shall report its findings and recommendations, together with any legislation required to implement the recommendations, to the sixty-fifth legislative assembly.

SECTION 8. EMERGENCY. Section 4 of this Act is declared to be an emergency measure."

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

Senate Bill No. 2002 - Summary of Conference Committee Action

	Base Budget	Senate Version	Conference Committee Changes	Conference Committee Version	House Version	Comparison to House
Secretary of State						
Total all funds	\$11,567,412	\$13,523,297	(\$174,953)	\$13,348,344	\$12,248,344	\$1,100,000
Less estimated income	5,844,417	3,784,288	(200,752)	3,583,536	3,484,177	99,359
General fund	\$5,722,995	\$9,739,009	\$25,799	\$9,764,808	\$8,764,167	\$1,000,641
Public Printing						
Total all funds	\$320,500	\$320,500	\$0	\$320,500	\$320,500	\$0
Less estimated income	0	0	0	0	0	0
General fund	\$320,500	\$320,500	\$0	\$320,500	\$320,500	\$0
Bill total						
Total all funds	\$11,887,912	\$13,843,797	(\$174,953)	\$13,668,844	\$12,568,844	\$1,100,000
Less estimated income	5,844,417	3,784,288	(200,752)	3,583,536	3,484,177	99,359
General fund	\$6,043,495	\$10,059,509	\$25,799	\$10,085,308	\$9,084,667	\$1,000,641

Senate Bill No. 2002 - Secretary of State - Conference Committee Action

	Base Budget	Senate Version	Conference Committee Changes	Conference Committee Version	House Version	Comparison to House
Salaries and wages	\$3,753,869	\$5,077,715	(\$174,201)	\$4,903,514	\$4,777,873	\$125,641
Operating expenses	2,579,597	5,733,295		5,733,295	4,758,936	974,359
Petition review	8,000	8,000		8,000	8,000	
Election reform	5,143,115	2,704,287	(752)	2,703,535	2,703,535	
Accrued leave payments	82,831					
Total all funds	\$11,567,412	\$13,523,297	(\$174,953)	\$13,348,344	\$12,248,344	\$1,100,000
Less estimated income	5,844,417	3,784,288	(200,752)	3,583,536	3,484,177	99,359
General fund	\$5,722,995	\$9,739,009	\$25,799	\$9,764,808	\$8,764,167	\$1,000,641
FTE	28.00	34.00	0.00	34.00	34.00	0.00

Department No. 108 - Secretary of State - Detail of Conference Committee Changes

	Adjusts Funding for Health Insurance Premium Increases ¹	Adjusts Funding for Overtime ²	Total Conference Committee Changes
Salaries and wages	(\$24,842)	(\$149,359)	(\$174,201)
Operating expenses			
Petition review			
Election reform	(752)		(752)
Accrued leave payments			
Total all funds	(\$25,594)	(\$149,359)	(\$174,953)
Less estimated income	(752)	(200,000)	(200,752)
General fund	(\$24,842)	\$50,641	\$25,799
FTE	0.00	0.00	0.00

¹ Funding for employee health insurance premiums is adjusted to reflect the revised premium estimate of \$1,130.22 per month.

² Funding for overtime is reduced by \$149,359 to provide a total increase of \$125,641. In addition the funding source for \$50,641 is changed from the Secretary of State's general services operating fund to the general fund. The Senate provided \$275,000 from the Secretary of State's general services operating fund for overtime and increased operating expenses by \$24,359 from the general services operating fund. The House reduced overtime and operating expense increases by \$299,359.

The Conference Committee did not accept the House changes to decrease funding for the Central Indexing System information technology project by \$950,000.

This amendment also provides:

- An exemption for the \$1.35 million deficiency appropriation provided in Senate Bill No. 2023 to repay a Bank of North Dakota loan (\$950,000) and to provide funding for increased business processing modeling services (\$400,000). The exemption allows the Secretary of State to continue any remaining funding into the 2015-17 biennium to complete the computer project. The House also made this change.
- A Legislative Management study of the feasibility and desirability of the Secretary of State's office using software to monitor efficiency and productivity within the Secretary of State's office. The House also made this change.
- A Legislative Management study of the feasibility and desirability of consolidating all political subdivision and school district elections with the statewide primary election and the holding of all special elections on other specified dates during any year. The House also made this change.
- An emergency clause for the exemption related to the \$1.35 million deficiency appropriation. The House also made this change.

Senate Bill No. 2002 - Public Printing - Conference Committee Action

The Conference Committee did not change the funding for public printing provided by the Senate and the House.

Engrossed SB 2002 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE

SB 2027, as engrossed: Your conference committee (Sens. Armstrong, Casper, Grabinger and Reps. Brabandt, K. Koppelman, Delmore) recommends that the **HOUSE RECEDE** from the House amendments as printed on SJ pages 1234-1235 and place SB 2027 on the Seventh order.

Engrossed SB 2027 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE

SB 2009, as engrossed: Your conference committee (Sens. Bowman, Erbele, O'Connell and Reps. Monson, Schmidt, Boe) recommends that the **HOUSE RECEDE** from the House amendments as printed on SJ pages 1430-1432, adopt amendments as follows, and place SB 2009 on the Seventh order:

That the House recede from its amendments as printed on pages 1430-1432 of the Senate Journal and pages 1584-1585 of the House Journal and that Engrossed Senate Bill No. 2009 be amended as follows:

Page 1, line 3, remove "and"

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

Page 1, replace lines 12 and 13 with:

"Salaries and wages	\$10,861,195	\$1,986,006	\$12,847,201
Operating expenses	5,885,262	991,807	6,877,069"

Page 1, replace line 16 with:

"State board of animal health	2,109,828	(1,076,163)	1,033,665"
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Page 1, replace lines 20 through 22 with:

"Total all funds	\$25,273,808	\$7,625,301	\$32,899,109
Less estimated income	<u>15,754,591</u>	<u>5,563,462</u>	<u>21,318,053</u>
Total general fund	\$9,519,217	\$2,061,839	\$11,581,056"

Page 2, replace lines 7 and 8 with:

"Department website redesign	0	100,000
Total general fund	\$0	\$1,050,222"

Page 2, line 18, replace "\$6,414,476" with "\$6,403,714"

Page 2, after line 30, insert:

"SECTION 7. WATERBANK PROGRAM - MATCHING FUNDS. The salaries and wages line item in section 1 of this Act includes \$50,000 from the general fund for matching funds for the North Dakota outdoor heritage fund grant provided for the waterbank program."

Page 3, after line 7, insert:

"SECTION 9. EMERGENCY. The sum of \$100,000 of federal funds included in the state board of animal health line item in section 1 of this Act is declared to be an emergency measure."

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

Senate Bill No. 2009 - Department of Agriculture - Conference Committee Action

	Base Budget	Senate Version	Conference Committee Changes	Conference Committee Version	House Version	Comparison to House
Salaries and wages	\$10,861,195	\$12,823,662	\$23,539	\$12,847,201	\$12,767,201	\$80,000
Operating expenses	5,885,262	6,927,069	(50,000)	6,877,069	6,877,069	
Capital assets	12,000	8,000		8,000	8,000	
Grants	4,675,828	10,640,774		10,640,774	10,640,774	
State board of animal health	2,109,828	813,665	220,000	1,033,665	813,665	220,000
Wildlife services	1,417,400	1,417,400		1,417,400	1,417,400	
Crop harmonization board	75,000	75,000		75,000	75,000	
Accrued leave payments	237,295					
Total all funds	\$25,273,808	\$32,705,570	\$193,539	\$32,899,109	\$32,599,109	\$300,000
Less estimated income	15,754,591	21,037,270	280,783	21,318,053	21,018,053	300,000
General fund	\$9,519,217	\$11,668,300	(\$87,244)	\$11,581,056	\$11,581,056	\$0
FTE	77.00	77.00	0.00	77.00	77.00	0.00

Department No. 602 - Department of Agriculture - Detail of Conference Committee Changes

	Adjusts Funding for Health Insurance Premium Increases ¹	Reduces Funding to Redesign the Department Website ²	Adds Funding for Expenses Relating to Avian Influenza ³	Total Conference Committee Changes
Salaries and wages	(\$56,461)		\$80,000	\$23,539
Operating expenses		(50,000)		(50,000)
Capital assets				
Grants				
State board of animal health			220,000	220,000
Wildlife services				
Crop harmonization board				
Accrued leave payments				
Total all funds	(\$56,461)	(\$50,000)	\$300,000	\$193,539
Less estimated income	(19,217)	0	300,000	280,783
General fund	(\$37,244)	(\$50,000)	\$0	(\$87,244)
FTE	0.00	0.00	0.00	0.00

¹ Funding for employee health insurance premiums is adjusted to reflect the revised premium estimate of \$1,130.22 per month.

² One-time funding to redesign the department website is reduced by \$50,000 to provide a total of \$100,000, the same as the House version.

³ Funding of \$300,000 from federal funds is added for salaries and wages and other expenses relating to Avian influenza.

This amendment also:

- Reduces funding from the environment and rangeland protection fund by \$10,762, relating to the health insurance adjustment, to provide a total of \$6,403,714 from the fund, the same as the House version.
- Adds a section to the bill to state the salaries and wages line item in Section 1 of the bill includes \$50,000 from the general fund for matching funds for the grant provided through the North Dakota outdoor heritage fund for the waterbank program, the same as the House version.
- Adds a section to the bill to declare \$100,000, of federal funds included in the State Board of Animal Health line item in Section 1 to be an emergency measure.

Engrossed SB 2009 was placed on the Seventh order of business on the calendar.

ANNOUNCEMENT

SPEAKER BELTER ANNOUNCED that the House stand in recess until 5:00 p.m.

THE HOUSE RECONVENED pursuant to recess taken, with Speaker Belter presiding.

SECOND READING OF HOUSE BILL

HB 1476: A BILL for an Act to amend and reenact subsection 4 of section 38-08-04 and sections 57-51.1-01, 57-51.1-02, and 57-51.1-03 of the North Dakota Century Code, relating to oil extraction tax rates and exemptions; to provide legislative intent; to provide an effective date; and to declare an emergency.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 57 YEAS, 32 NAYS, 0 EXCUSED, 5 ABSENT AND NOT VOTING.

YEAS: Anderson, B.; Beadle; Becker, Rich S.; Becker, Rick C.; Bellew; Boe; Brabandt; Brandenburg; Carlson; Damschen; Delzer; Devlin; Dockter; Dosch; Fehr; Froseth; Headland; Hofstad; Johnson, D.; Kading; Karls; Kasper; Kempenich; Kiefert; Klein; Klemin; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Larson; Lefor; Louser; Martinson; Meier; Nathe; Nelson, J.; Olson; Owens; Pollert; Porter; Rohr; Ruby; Schatz; Schmidt; Schreiber Beck; Seibel; Silbernagel; Steiner; Streyle; Thoreson; Toman; Trottier; Vigesaa; Weisz; Zubke; Speaker Belter

NAYS: Amerman; Anderson, D.; Anderson, P.; Boschee; Delmore; Guggisberg; Haak; Hanson; Hatlestad; Hawken; Hogan; Holman; Hunskor; Johnson, M.; Kelsh; Kretschmar; Maragos; Mitskog; Mock; Monson; Mooney; Muscha; Nelson, M.; Onstad; Oversen; Paur; Sanford; Schneider; Skarphol; Strinden; Sukut; Wallman

ABSENT AND NOT VOTING: Boehning; Frantsvog; Glassheim; Keiser; Looyen

HB 1476 passed but the emergency clause failed.

CONSIDERATION OF MESSAGE FROM THE SENATE

REP. VIGESAA MOVED that the House do not concur in the Senate amendments to Engrossed HCR 3047 as printed on HJ page 1634 and that a conference committee be appointed to meet with a like committee from the Senate, which motion prevailed on a voice vote.

APPOINTMENT OF CONFERENCE COMMITTEE

THE SPEAKER APPOINTED as a Conference Committee on:

Engrossed HCR 3047: Reps. Klemin, Karls, Delmore.

APPOINTMENT OF CONFERENCE COMMITTEE

REP. VIGESAA MOVED that the Speaker appoint a committee of three to act with a like committee from the Senate as a Conference Committee on Engrossed SB 2016, which motion prevailed.

THE SPEAKER APPOINTED as a Conference Committee on:

Engrossed SB 2016: Reps. Brandenburg, Skarphol, Hogan

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

MR. PRESIDENT: The House has passed, the emergency clause failed, and your favorable consideration is requested on: HB 1476.

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

MR. PRESIDENT: The House does not concur in the Senate amendments to HCR 3047, and the Speaker has appointed as a conference committee to act with a like committee from the Senate on:

HCR 3047: Reps. Klemin; Karls; Delmore

MESSAGE TO THE HOUSE FROM THE SENATE (JANE SCHAIBLE, SECRETARY)

MR. SPEAKER: The Senate has appointed as a conference committee to act with a like committee from the House on:

HB 1126: Sens. Luick; Armstrong; Grabinger

HB 1176: Sens. Sorvaag; Bowman; O'Connell

HB 1377: Sens. Sorvaag; Bowman; O'Connell

HB 1399: Sens. Hogue; Casper; Nelson

HB 1464: Sens. Casper; Luick; Nelson

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

MR. PRESIDENT: The House has appointed as a conference committee to act with a like committee from the Senate on:

SB 2016: Reps. Brandenburg; Skarphol; Hogan

MESSAGE TO THE HOUSE FROM THE SENATE (JANE SCHAIBLE, SECRETARY)

MR. SPEAKER: The Senate has adopted the conference committee report on: HB 1016.

MESSAGE TO THE HOUSE FROM THE SENATE (JANE SCHAIBLE, SECRETARY)

MR. SPEAKER: The Senate has adopted the conference committee report and subsequently passed: HB 1024.

MESSAGE TO THE HOUSE FROM THE SENATE (JANE SCHAIBLE, SECRETARY)

MR. SPEAKER: Your signature is respectfully requested on: SB 2150, SB 2284.

MOTION

REP. VIGESAA MOVED that the absent members be excused, which motion prevailed.

MOTION

REP. VIGESAA MOVED that the House be on the Fourth, Fifth, Seventh, and Sixteenth orders of business and at the conclusion of those orders, the House stand adjourned until 8:00 a.m., Tuesday, April 21, 2015, which motion prevailed.

REPORT OF CONFERENCE COMMITTEE

HB 1005, as engrossed: Your conference committee (Sens. Carlisle, Heckaman and Reps. Silbernagel, J. Nelson, Holman) recommends that the **HOUSE ACCEDE** to the Senate amendments as printed on HJ pages 1298-1299 and place HB 1005 on the Seventh order.

Engrossed HB 1005 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE

HB 1443, as engrossed: Your conference committee (Sens. Carlisle, Holmberg, Heckaman and Reps. Streyle, Vigesaa, Boe) recommends that the **SENATE RECEDE** from the Senate amendments as printed on HJ pages 1506-1507, adopt amendments as follows, and place HB 1443 on the Seventh order:

That the Senate recede from its amendments as printed on pages 1306 and 1307 of the Senate Journal and pages 1506 and 1507 of the House Journal and that Engrossed House Bill No. 1443 be amended as follows:

Page 1, line 3, after the second semicolon insert "and"

Page 1, line 3, remove "; to provide an effective"

Page 1, line 4, remove "date; and to provide an expiration date"

Page 1, line 8, remove "**(Effective through June 30, 2017)**"

Page 1, line 15, replace "one and one-half" with "two"

Page 1, line 22, remove "new construction and"

Page 1, line 23, remove "renovation of critical access hospitals;"

Page 2, line 2, remove "not to"

Page 2, line 3, remove "exceed seven million dollars for an eligible critical access hospital loan and"

Page 2, line 4, replace "each for all other eligible loans" with "per loan"

Page 2, line 4, remove "The total amount of loans"

Page 2, line 5, remove "issued for critical access hospitals may not exceed thirty-five million dollars."

Page 2, remove lines 24 through 31

Page 3, remove lines 1 through 30

Page 4, remove lines 1 through 3

Page 4, line 10, remove "However, this section does not apply to loans for critical access hospitals."

Page 4, remove lines 11 through 15

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

This amendment:

- Changes the interest rate on loans from 1.5 to 2 percent, which is the same as the Senate version, but .5 percent more than the House version.
- Removes critical access hospitals from eligible projects, which is the same as the Senate version. The House version included critical access hospitals.
- Removes telecommunications conduit infrastructure from eligible projects effective July 1, 2017, which was included in the House version. The Senate version also remove telecommunications conduit infrastructure.
- Retains the limitation of \$15 million per loan, which was included in the House version. The Senate removed the loan limitations.

- Removes a section of legislative intent added by the House related to critical access hospital loan limitations, which is the same as the Senate version.
- Provides that certain political subdivisions that received funds under Senate Bill No. 2103 are ineligible for loans during the 2015-17 biennium, which is the same as the House version. The Senate version precluded political subdivisions that received funds under Senate Bill No. 2103 or that were anticipated to receive funds from the oil and gas impact grant fund or the oil and gas gross production tax formula from receiving a loan.

Engrossed HB 1443 was placed on the Seventh order of business on the calendar.

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

Buell J. Reich, Chief Clerk

