

## JOURNAL OF THE HOUSE

### Sixty-fourth Legislative Assembly

\* \* \* \* \*

**Bismarck, February 10, 2015**

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

The prayer was offered by Rev. LaRue Goetz, Revival Prayer Fellowship, Bismarck.

The roll was called and all members were present except Representatives Boe, Brandenburg, Frantsvog, and Keiser.

A quorum was declared by the Acting Speaker.

#### SIXTH ORDER OF BUSINESS

**ACTING SPEAKER DEVLIN DEEMED** approval of the amendments to HB 1112, HB 1193, HB 1197, HB 1217, HB 1242, HB 1245, HB 1250, HB 1258, HB 1358, HB 1360, HB 1390, HB 1395, HB 1415, HB 1432, HB 1446, and HCR 3018.

HB 1358, HB 1360, HB 1390, HB 1432, and HB 1446, as amended, were rereferred to the **Appropriations Committee**.

HB 1112, HB 1193, HB 1197, HB 1217, HB 1242, HB 1245, HB 1250, HB 1258, HB 1395, HB 1415, and HCR 3018, as amended, were placed on the Eleventh order of business on the calendar for the succeeding legislative day.

#### MOTION

**REP. VIGESAA MOVED** that HB 1068, which is on the Eleventh order, be laid over one legislative day, which motion prevailed.

#### SECOND READING OF HOUSE BILL

**HB 1184:** A BILL for an Act to provide for a legislative management study regarding the practice of veterinary medicine in this state.

#### 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 90 YEAS, 0 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker, Rich S.; Becker, Rick C.; Bellew; Boehning; Boschee; Brabandt; Carlson; Damschen; Delmore; Delzer; Devlin; Dockter; Dosch; Fehr; Froseth; Glassheim; Guggisberg; Haak; Hanson; Hatlestad; Hawken; Headland; Hofstad; Hogan; Holman; Hunskor; Johnson, D.; Johnson, M.; Kading; Karls; Kasper; Kelsh; Kempenich; Kiefert; Klein; Klemin; Koppelman, B.; Koppelman, K.; Kreidt; Kretschmar; Laning; Larson; Lefor; Looyen; 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; Vigesaa; Wallman; Weisz; Zubke; Speaker Belter

**ABSENT AND NOT VOTING:** Boe; Brandenburg; Frantsvog; Keiser

Engrossed HB 1184 passed.

\*\*\*\*\*

#### SECOND READING OF HOUSE BILL

**HB 1366:** A BILL for an Act to create and enact section 25-07-13 of the North Dakota Century Code, relating to a bill of rights for children who are deaf or hearing impaired.

**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 63 YEAS, 27 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker, Rich S.; Boschee; Delmore; Devlin; Dockter; Fehr; Froseth; Glassheim; Guggisberg; Haak; Hanson; Hatlestad; Hawken; Hofstad; Hogan; Holman; Hunskor; Johnson, D.; Johnson, M.; Kasper; Kelsh; Kempenich; Kiefert; Klemin; Kreidt; Kretschmar; Laning; Larson; Lefor; Looyesen; Maragos; Martinson; Meier; Mitskog; Mock; Monson; Mooney; Muscha; Nathe; Nelson, J.; Nelson, M.; Onstad; Oversen; Owens; Sanford; Schneider; Seibel; Silbernagel; Skarphol; Steiner; Strinden; Sukut; Thoreson; Trottier; Vigesaa; Wallman; Weisz; Zubke

**NAYS:** Becker, Rick C.; Bellew; Boehning; Brabandt; Carlson; Damschen; Delzer; Dosch; Headland; Kading; Karls; Klein; Koppelman, B.; Koppelman, K.; Louser; Olson; Paur; Pollert; Porter; Rohr; Ruby; Schatz; Schmidt; Schreiber Beck; Streyle; Toman; Speaker Belter

**ABSENT AND NOT VOTING:** Boe; Brandenburg; Frantsvog; Keiser

Engrossed HB 1366 passed.

\*\*\*\*\*

**SECOND READING OF HOUSE BILL**

**HB 1142:** A BILL for an Act to create and enact sections 26.1-35-00.1, 26.1-35-00.2, 26.1-35-11, 26.1-35-12, 26.1-35-13, and 26.1-35-14 of the North Dakota Century Code, relating to the standard valuation law for life insurance policies and annuities; to amend and reenact sections 26.1-35-01, 26.1-35-01.1, 26.1-35-02, 26.1-35-03, 26.1-35-04, 26.1-35-05, 26.1-35-06, 26.1-35-07, 26.1-35-08, 26.1-35-09, and 26.1-35-10 of the North Dakota Century Code, relating to the standard valuation law for life insurance; and to provide a contingent effective date.

**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 90 YEAS, 0 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker, Rich S.; Becker, Rick C.; Bellew; Boehning; Boschee; Brabandt; Carlson; Damschen; Delmore; Delzer; Devlin; Dockter; Dosch; Fehr; Froseth; Glassheim; Guggisberg; Haak; Hanson; Hatlestad; Hawken; Headland; Hofstad; Hogan; Holman; Hunskor; Johnson, D.; Johnson, M.; Kading; Karls; Kasper; Kelsh; Kempenich; Kiefert; Klein; Klemin; Koppelman, B.; Koppelman, K.; Kreidt; Kretschmar; Laning; Larson; Lefor; Looyesen; 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; Vigesaa; Wallman; Weisz; Zubke; Speaker Belter

**ABSENT AND NOT VOTING:** Boe; Brandenburg; Frantsvog; Keiser

Engrossed HB 1142 passed.

\*\*\*\*\*

**SECOND READING OF HOUSE BILL**

**HB 1143:** A BILL for an Act to amend and reenact sections 26.1-33-18, 26.1-33-19, 26.1-33-20, 26.1-33-21, 26.1-33-22, 26.1-33-23, 26.1-33-24, 26.1-33-25, 26.1-33-27, and 26.1-33-28 of the North Dakota Century Code, relating to the standard nonforfeiture law for life insurance; and to provide a contingent effective date.

**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 89 YEAS, 1 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

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

**NAYS:** Olson

**ABSENT AND NOT VOTING:** Boe; Brandenburg; Frantsvog; Keiser

Engrossed HB 1143 passed.

\*\*\*\*\*

**SECOND READING OF HOUSE BILL**

**HB 1312:** A BILL for an Act to amend and reenact section 26.1-20-04 of the North Dakota Century Code, relating to title insurance limitation on risks.

**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 90 YEAS, 0 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker, Rich S.; Becker, Rick C.; Bellew; Boehning; Boschee; Brabandt; Carlson; Damschen; Delmore; Delzer; Devlin; Dockter; Dosch; Fehr; Froseth; Glassheim; Guggisberg; Haak; Hanson; Hatlestad; Hawken; Headland; Hofstad; Hogan; Holman; Hunskor; Johnson, D.; Johnson, M.; Kading; Karls; Kasper; Kelsh; Kempenich; Kiefert; Klein; Klemin; Koppelman, B.; Koppelman, K.; Kreidt; Kretschmar; Laning; Larson; Lefor; Looyesen; 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; Vigesaa; Wallman; Weisz; Zubke; Speaker Belter

**ABSENT AND NOT VOTING:** Boe; Brandenburg; Frantsvog; Keiser

Engrossed HB 1312 passed.

\*\*\*\*\*

**SECOND READING OF HOUSE BILL**

**HB 1114:** A BILL for an Act to amend and reenact section 23-29-03, subsection 3 of section 23-29-05.1, and section 23-29-12 of the North Dakota Century Code, relating to solid waste management; to repeal sections 23-29-09 and 23-29-16 of the North Dakota Century Code, relating to solid waste management correspondence and environmental protection; and to provide a penalty.

**ROLL CALL**

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 90 YEAS, 0 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker, Rich S.;

Becker, Rick C.; Bellew; Boehning; Boschee; Brabandt; Carlson; Damschen; Delmore; Delzer; Devlin; Dockter; Dosch; Fehr; Froseth; Glassheim; Guggisberg; Haak; Hanson; Hatlestad; Hawken; Headland; Hofstad; Hogan; Holman; Hunskor; Johnson, D.; Johnson, M.; Kading; Karls; Kasper; Kelsh; Kempenich; Kiefert; Klein; Klemin; Koppelman, B.; Koppelman, K.; Kreidt; Kretschmar; Laning; Larson; Lefor; Looyesen; 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; Silbermagel; Skarphol; Steiner; Streyle; Strinden; Sukut; Thoreson; Toman; Trottier; Vigesaa; Wallman; Weisz; Zubke; Speaker Belter

**ABSENT AND NOT VOTING:** Boe; Brandenburg; Frantsvog; Keiser

Engrossed HB 1114 passed.

\*\*\*\*\*

### SECOND READING OF HOUSE BILL

**HB 1198:** A BILL for an Act to create and enact a new subdivision to subsection 2 of section 39-04-18 of the North Dakota Century Code, relating to motor vehicle registration fees for current and former national guard members; and to provide a contingent effective date.

### 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 33 YEAS, 57 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Boehning; Boschee; Delmore; Dockter; Fehr; Guggisberg; Haak; Hatlestad; Hogan; Holman; Hunskor; Karls; Kelsh; Kempenich; Larson; Maragos; Martinson; Mitskog; Mock; Mooney; Nathe; Onstad; Oversen; Porter; Schatz; Schmidt; Schneider; Silbermagel; Strinden; Thoreson; Wallman; Zubke

**NAYS:** Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker, Rich S.; Becker, Rick C.; Bellew; Brabandt; Carlson; Damschen; Delzer; Devlin; Dosch; Froseth; Glassheim; Hanson; Hawken; Headland; Hofstad; Johnson, D.; Johnson, M.; Kading; Kasper; Kiefert; Klein; Klemin; Koppelman, B.; Koppelman, K.; Kreidt; Kretschmar; Laning; Lefor; Looyesen; Louser; Meier; Monson; Muscha; Nelson, J.; Nelson, M.; Olson; Owens; Paur; Pollert; Rohr; Ruby; Sanford; Schreiber Beck; Seibel; Skarphol; Steiner; Streyle; Sukut; Toman; Trottier; Vigesaa; Weisz; Speaker Belter

**ABSENT AND NOT VOTING:** Boe; Brandenburg; Frantsvog; Keiser

Engrossed HB 1198 failed.

\*\*\*\*\*

### SECOND READING OF HOUSE BILL

**HB 1424:** A BILL for an Act to amend and reenact section 39-06-33 and subdivisions h and i of subsection 2 of section 39-06-49 of the North Dakota Century Code, relating to certified mail for driver's license suspension and revocation notifications and reinstatement fees.

### 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 20 YEAS, 70 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Anderson, P.; Boschee; Delmore; Glassheim; Guggisberg; Haak; Hawken; Hogan; Holman; Hunskor; Kelsh; Mitskog; Mock; Muscha; Onstad; Oversen; Schneider; Strinden; Wallman

**NAYS:** Anderson, B.; Anderson, D.; Beadle; Becker, Rich S.; Becker, Rick C.; Bellew; Boehning; Brabandt; Carlson; Damschen; Delzer; Devlin; Dockter; Dosch; Fehr; Froseth; Hanson; Hatlestad; Headland; Hofstad; Johnson, D.; Johnson, M.; Kading;

Karls; Kasper; Kempenich; Kiefert; Klein; Klemin; Koppelman, B.; Koppelman, K.; Kreidt; Kretschmar; Laning; Larson; Lefor; Looyesen; Louser; Maragos; Martinson; Meier; Monson; Mooney; Nathe; Nelson, J.; Nelson, M.; Olson; Owens; Paur; Pollert; Porter; Rohr; Ruby; Sanford; Schatz; Schmidt; Schreiber Beck; Seibel; Silbernagel; Skarphol; Steiner; Streyle; Sukut; Thoreson; Toman; Trottier; Vigesaa; Weisz; Zubke; Speaker Belter

**ABSENT AND NOT VOTING:** Boe; Brandenburg; Frantsvog; Keiser

Engrossed HB 1424 failed.

\*\*\*\*\*

### SECOND READING OF HOUSE BILL

**HB 1469:** A BILL for an Act to provide for a legislative management study regarding the provision of transportation services to veterans and the impact on transportation service providers.

### 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 82 YEAS, 8 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

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

**NAYS:** Becker, Rick C.; Brabandt; Delzer; Olson; Paur; Pollert; Schreiber Beck; Streyle

**ABSENT AND NOT VOTING:** Boe; Brandenburg; Frantsvog; Keiser

Engrossed HB 1469 passed.

\*\*\*\*\*

### SECOND READING OF HOUSE BILL

**HB 1269:** A BILL for an Act to provide for rules on navigable waters by the state water commission and certain enforcement.

### 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 9 YEAS, 81 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Boschee; Glassheim; Haak; Kelsh; Nelson, M.; Onstad; Oversen; Schneider

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

**ABSENT AND NOT VOTING:** Boe; Brandenburg; Frantsvog; Keiser

HB 1269 failed.

\*\*\*\*\*

**SECOND READING OF HOUSE BILL**

**HB 1252:** A BILL for an Act amend and reenact section 20.1-03-07.1 of the North Dakota Century Code, relating to nonresident waterfowl licenses.

**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 15 YEAS, 75 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Beadle; Glassheim; Haak; Hawken; Kelsh; Mitskog; Nelson, J.; Nelson, M.; Onstad; Oversen; Ruby; Schneider; Wallman; Weisz

**NAYS:** Anderson, B.; Anderson, D.; Anderson, P.; Becker, Rich S.; Becker, Rick C.; Bellew; Boehning; Boschee; Brabandt; Carlson; Damschen; Delmore; Delzer; Devlin; Dockter; Dosch; Fehr; Froseth; Guggisberg; Hanson; Hatlestad; Headland; Hofstad; Hogan; Holman; Hunskor; Johnson, D.; Johnson, M.; Kading; Karls; Kasper; Kempenich; Kiefert; Klein; Klemin; Koppelman, B.; Koppelman, K.; Kreidt; Kretschmar; Laning; Larson; Lefor; Looyesen; Louser; Maragos; Martinson; Meier; Mock; Monson; Mooney; Muscha; Nathe; Olson; Owens; Paur; Pollert; Porter; Rohr; Sanford; Schatz; Schmidt; Schreiber Beck; Seibel; Silbernagel; Skarphol; Steiner; Streyle; Strinden; Sukut; Thoreson; Toman; Trottier; Vigesaa; Zubke; Speaker Belter

**ABSENT AND NOT VOTING:** Boe; Brandenburg; Frantsvog; Keiser

HB 1252 failed.

\*\*\*\*\*

**SECOND READING OF HOUSE BILL**

**HB 1224:** A BILL for an Act to amend and reenact section 20.1-03-07.1 of the North Dakota Century Code, relating to nonresident waterfowl hunting.

**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 8 YEAS, 82 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Kelsh; Nelson, J.; Nelson, M.; Onstad; Ruby; Sukut; Weisz

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

**ABSENT AND NOT VOTING:** Boe; Brandenburg; Frantsvog; Keiser

HB 1224 failed.

\*\*\*\*\*

**SECOND READING OF HOUSE BILL**

**HB 1425:** A BILL for an Act to amend and reenact section 15.1-20-01 of the North Dakota Century Code, relating to compulsory attendance.

**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 21 YEAS, 69 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Anderson, P.; Boschee; Delmore; Glassheim; Guggisberg; Haak; Hanson; Hawken; Hogan; Holman; Mitskog; Mock; Mooney; Muscha; Nelson, M.; Onstad; Oversen; Schneider; Strinden; Wallman

**NAYS:** Anderson, B.; Anderson, D.; Beadle; Becker, Rich S.; Becker, Rick C.; Bellew; Boehning; Brabandt; Carlson; Damschen; Delzer; Devlin; Dockter; Dosch; Fehr; Froseth; Hatlestad; Headland; Hofstad; Hunskor; Johnson, D.; Johnson, M.; Kading; Karls; Kasper; Kelsh; Kempenich; Kiefert; Klein; Klemin; Koppelman, B.; Koppelman, K.; Kreidt; Kretschmar; Laning; Larson; Lefor; Looyesen; Louser; Maragos; Martinson; Meier; Monson; Nathe; Nelson, J.; Olson; Owens; Paur; Pollert; Porter; Rohr; Ruby; Sanford; Schatz; Schmidt; Schreiber Beck; Seibel; Silbernagel; Skarphol; Steiner; Streyle; Sukut; Thoreson; Toman; Trottier; Vigesaa; Weisz; Zubke; Speaker Belter

**ABSENT AND NOT VOTING:** Boe; Brandenburg; Frantsvog; Keiser

HB 1425 failed.

\*\*\*\*\*

**SECOND READING OF HOUSE BILL**

**HB 1200:** A BILL for an Act to create and enact chapter 54-11.1 and a new subdivision to subsection 2 of section 57-38-30.3 of the North Dakota Century Code, relating to creation of a state-facilitated retirement program for the private sector; 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 17 YEAS, 73 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Anderson, P.; Boschee; Delmore; Guggisberg; Haak; Hanson; Hogan; Kelsh; Mitskog; Mooney; Muscha; Nelson, M.; Oversen; Schneider; Strinden; Wallman

**NAYS:** Anderson, B.; Anderson, D.; Beadle; Becker, Rich S.; Becker, Rick C.; Bellew; Boehning; Brabandt; Carlson; Damschen; Delzer; Devlin; Dockter; Dosch; Fehr; Froseth; Glassheim; Hatlestad; Hawken; Headland; Hofstad; Holman; Hunskor; Johnson, D.; Johnson, M.; Kading; Karls; Kasper; Kempenich; Kiefert; Klein; Klemin; Koppelman, B.; Koppelman, K.; Kreidt; Kretschmar; Laning; Larson; Lefor; Looyesen; Louser; Maragos; Martinson; Meier; Mock; Monson; Nathe; Nelson, J.; Olson; Onstad; Owens; Paur; Pollert; Porter; Rohr; Ruby; Sanford; Schatz; Schmidt; Schreiber Beck; Seibel; Silbernagel; Skarphol; Steiner; Streyle; Sukut; Thoreson; Toman; Trottier; Vigesaa; Weisz; Zubke; Speaker Belter

**ABSENT AND NOT VOTING:** Boe; Brandenburg; Frantsvog; Keiser

HB 1200 failed.

\*\*\*\*\*

**SECOND READING OF HOUSE BILL**

**HB 1284:** A BILL for an Act to amend and reenact section 21-03-13 of the North Dakota Century Code, relating to the contents of bond election ballots.

**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 90 YEAS, 0 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker, Rich S.; Becker, Rick C.; Bellow; Boehning; Boschee; Brabandt; Carlson; Damschen; Delmore; Delzer; Devlin; Dockter; Dosch; Fehr; Froseth; Glassheim; Guggisberg; Haak; Hanson; Hatlestad; Hawken; Headland; Hofstad; Hogan; Holman; Hunskor; Johnson, D.; Johnson, M.; Kading; Karls; Kasper; Kelsh; Kempenich; Kiefert; Klein; Klemin; Koppelman, B.; Koppelman, K.; Kreidt; Kretschmar; Laning; Larson; Lefor; Looyesen; 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; Vigesaa; Wallman; Weisz; Zubke; Speaker Belter

**ABSENT AND NOT VOTING:** Boe; Brandenburg; Frantsvog; Keiser

HB 1284 passed.

\*\*\*\*\*

### SECOND READING OF HOUSE BILL

**HB 1333:** A BILL for an Act to amend and reenact sections 16.1-01-04, 16.1-05-07, and 16.1-07-06 of the North Dakota Century Code, relating to voting requirements, qualifications of electors, and voter identification.

### 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 66 YEAS, 24 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

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

**NAYS:** Amerman; Anderson, P.; Boschee; Delmore; Glassheim; Guggisberg; Haak; Hanson; Hogan; Holman; Hunskor; Johnson, M.; Kelsh; Kretschmar; Mitskog; Mock; Mooney; Muscha; Nelson, M.; Onstad; Oversen; Schneider; Strinden; Wallman

**ABSENT AND NOT VOTING:** Boe; Brandenburg; Frantsvog; Keiser

HB 1333 passed.

\*\*\*\*\*

### SECOND READING OF HOUSE BILL

**HB 1291:** A BILL for an Act to create and enact a new section to chapter 50-24.1 of the North Dakota Century Code, relating to medical assistance coverage for pregnant women; and to provide an availability 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 25 YEAS, 65 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Anderson, P.; Beadle; Boschee; Delmore; Glassheim; Guggisberg; Haak; Hanson; Hawken; Hogan; Holman; Hunskor; Johnson, M.; Kelsh; Mitskog; Mock; Mooney; Muscha; Nelson, M.; Onstad; Oversen; Schneider; Strinden; Wallman

**NAYS:** Anderson, B.; Anderson, D.; Becker, Rich S.; Becker, Rick C.; Bellow; Boehning; Brabandt; Carlson; Damschen; Delzer; Devlin; Dockter; Dosch; Fehr; Froseth; Hatlestad; Headland; Hofstad; Johnson, D.; Kading; Karls; Kasper; Kempenich; Kiefert; Klein; Klemin; Koppelman, B.; Koppelman, K.; Kreidt; Kretschmar; Laning;



Larson; Lefor; Looyesen; Louser; Maragos; Martinson; Meier; Monson; Nathe; Nelson, J.; Olson; Owens; Paur; Pollert; Porter; Rohr; Ruby; Sanford; Schatz; Schmidt; Schreiber Beck; Seibel; Silbernagel; Skarphol; Steiner; Streyle; Sukut; Thoreson; Toman; Trottier; Vigesaa; Weisz; Zubke; Speaker Belter

**ABSENT AND NOT VOTING:** Boe; Brandenburg; Frantsvog; Keiser

HB 1291 failed.

\*\*\*\*\*

### SECOND READING OF HOUSE BILL

**HB 1458:** A BILL for an Act to create and enact a new section to chapter 50-06 of the North Dakota Century Code, relating to hospital bad debt offset grants; 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 36 YEAS, 54 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Boschee; Delmore; Glassheim; Guggisberg; Haak; Hanson; Hatlestad; Hawken; Hogan; Holman; Hunskor; Kelsh; Kretschmar; Lefor; Maragos; Mitskog; Mock; Mooney; Muscha; Nelson, J.; Nelson, M.; Onstad; Oversen; Schmidt; Schneider; Skarphol; Steiner; Strinden; Sukut; Wallman; Zubke

**NAYS:** Becker, Rich S.; Becker, Rick C.; Bellew; Boehning; Brabandt; Carlson; Damschen; Delzer; Devlin; Dockter; Dosch; Fehr; Froseth; Headland; Hofstad; Johnson, D.; Johnson, M.; Kading; Karls; Kasper; Kempenich; Kiefert; Klein; Klemm; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Larson; Looyesen; Louser; Martinson; Meier; Monson; Nathe; Olson; Owens; Paur; Pollert; Porter; Rohr; Ruby; Sanford; Schatz; Schreiber Beck; Seibel; Silbernagel; Streyle; Thoreson; Toman; Trottier; Vigesaa; Weisz; Speaker Belter

**ABSENT AND NOT VOTING:** Boe; Brandenburg; Frantsvog; Keiser

HB 1458 failed.

\*\*\*\*\*

### SECOND READING OF HOUSE CONCURRENT RESOLUTION

**HCR 3027:** A concurrent resolution urging Congress to increase the federal minimum wage to \$10.10 per hour by 2018.

### ROLL CALL

The question being on the final adoption of the resolution, which has been read, and has committee recommendation of DO NOT PASS. The roll was called and there were 24 YEAS, 66 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Anderson, P.; Boschee; Delmore; Glassheim; Guggisberg; Haak; Hanson; Hogan; Holman; Hunskor; Johnson, M.; Kelsh; Kretschmar; Mitskog; Mock; Mooney; Muscha; Nelson, M.; Onstad; Oversen; Schneider; Strinden; Wallman

**NAYS:** Anderson, B.; Anderson, D.; Beadle; Becker, Rich S.; Becker, Rick C.; Bellew; Boehning; Brabandt; Carlson; Damschen; Delzer; Devlin; Dockter; Dosch; Fehr; Froseth; Hatlestad; Hawken; Headland; Hofstad; Johnson, D.; Kading; Karls; Kasper; Kempenich; Kiefert; Klein; Klemm; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Larson; Looyesen; Louser; Maragos; Martinson; Meier; Monson; Nathe; Nelson, J.; Olson; Owens; Paur; Pollert; Porter; Rohr; Ruby; Sanford; Schatz; Schmidt; Schreiber Beck; Seibel; Silbernagel; Skarphol; Steiner; Streyle; Sukut; Thoreson; Toman; Trottier; Vigesaa; Weisz; Zubke; Speaker Belter

**ABSENT AND NOT VOTING:** Boe; Brandenburg; Frantsvog; Keiser

HCR 3027 was declared lost on a recorded roll call vote.

\*\*\*\*\*

### SECOND READING OF HOUSE BILL

**HB 1076:** A BILL for an Act to amend and reenact sections 27-02.1-01, 27-0.1-02, 27-02.1-03, 27-02.1-04, 27-02.1-05, 27-02.1-06, 27-02.1-07, 27-02.1-08, and 27-02.1-09 of the North Dakota Century Code, relating to the temporary court of appeals; to provide an effective date; and to provide an expiration 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 90 YEAS, 0 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker, Rich S.; Becker, Rick C.; Bellow; Boehning; Boschee; Brabandt; Carlson; Damschen; Delmore; Delzer; Devlin; Dockter; Dosch; Fehr; Froseth; Glassheim; Guggisberg; Haak; Hanson; Hatlestad; Hawken; Headland; Hofstad; Hogan; Holman; Hunskor; Johnson, D.; Johnson, M.; Kading; Karls; Kasper; Kelsh; Kempenich; Kiefert; Klein; Klemin; Koppelman, B.; Koppelman, K.; Kreidt; Kretschmar; Laning; Larson; Lefor; Looyesen; 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; Vigesaa; Wallman; Weisz; Zubke; Speaker Belter

**ABSENT AND NOT VOTING:** Boe; Brandenburg; Frantsvog; Keiser

HB 1076 passed.

\*\*\*\*\*

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

**MR. PRESIDENT:** The House has passed, and your favorable consideration is requested on: HB 1029, HB 1106.

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

**MR. PRESIDENT:** The House has passed, the emergency clause carried, and your favorable consideration is requested on: HB 1111.

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

**MR. SPEAKER:** The Senate has passed, and your favorable consideration is requested on: SB 2060, SB 2161, SB 2173, SB 2209, SB 2233, SB 2245, SB 2258, SB 2364.

### 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, Ninth, and Thirteenth orders of business and at the conclusion of those orders, the House stand adjourned until 1:00 p.m., Wednesday, February 11, 2015, which motion prevailed.

### REPORT OF STANDING COMMITTEE

**HB 1049: Human Services Committee (Rep. Weisz, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (11 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING). HB 1049 was placed on the Sixth order on the calendar.

Page 1, line 1, remove "to chapter 15-10 and a new section"

Page 1, line 2, remove "and grants"

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

Page 1, line 3, remove "; and to provide for an appropriation"

Page 1, remove lines 5 through 24

Page 2, remove lines 1 through 23

Page 3, line 6, replace "twenty-five" with "twenty"

Page 3, line 12, replace "twenty-five" with "twenty"

Page 3, remove lines 19 through 25

Page 3, line 28, replace "\$1,000,000" with "\$800,000"

Page 4, remove lines 1 through 14

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

**HB 1089: Finance and Taxation Committee (Rep. Headland, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (12 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING). HB 1089 was placed on the Sixth order on the calendar.

Page 1, line 3, remove "to amend and"

Page 1, remove lines 4 and 5

Page 1, line 6, remove "purchased for use in a qualified data center; and"

Page 1, line 6, after "date" insert "; and to provide an expiration date"

Page 1, line 13, after "use" insert "by a qualifying business"

Page 1, line 13, remove "or a qualified"

Page 1, line 14, remove "refurbished data center"

Page 1, line 14, after the underscored period insert "To qualify for the exemption, the enterprise information technology equipment or computer software must be incorporated into or physically located within the qualified data center."

Page 1, line 16, remove "or a qualified refurbished data center"

Page 1, line 16, after "are" insert "also"

Page 1, line 17, remove "if the data center facility has:"

Page 1, remove lines 18 through 19

Page 1, line 20, remove "c. Enhanced security"

Page 1, after line 20, insert:

"2. The future owner of a proposed data center must apply to the tax commissioner to be certified as a qualified data center. The exemption provided in this section is limited to the first four facilities approved by the tax commissioner as qualified data centers. Applications must be processed in the order received by the tax commissioner. An applicant must respond to a request for additional information from the tax commissioner within thirty days of the request or the application may no longer be considered."

Page 1, line 21, replace "2." with "3."

Page 1, line 21, remove "the owner of"

Page 1, line 21, remove "data"

Page 1, line 22, replace "center or qualified refurbished data center" with "business"

Page 1, line 22, after "the" insert "tax"

Page 1, line 24, replace "owner" with "qualified business"

Page 2, line 1, replace "owner shall" with "qualified business must"

Page 2, line 2, after "the" insert "tax"

Page 2, line 3, replace "3." with "4."

Page 2, line 3, remove "or computer software"

Page 2, line 4, replace "owner" with "qualified business"

Page 2, line 7, after the third "the" insert "tax"

Page 2, line 8, after the first "the" insert "tax"

Page 2, line 10, replace "4." with "5."

Page 2, line 12, remove "or qualified refurbished data center"

Page 2, line 14, remove "\"Enhanced security\" means a facility with security features including permanent"

Page 2, remove lines 15 through 18

Page 2, line 19, remove "c."

Page 2, line 19, after "includes" insert: ";

(1) Computer hardware."

Page 2, line 20, after the first underscored comma insert "and"

Page 2, line 20, replace the second underscored comma with: ";

(2)"

Page 2, line 20, replace "temperature" with "Temperature"

Page 2, line 20, remove the third the underscored comma

Page 2, line 22, remove ", a refurbished"

Page 2, line 23, replace "qualified data center, an exterior" with:

(3) "Exterior"

Page 2, line 23, replace "substation" with "substations"

Page 2, line 23, remove "a"

Page 2, line 24, replace "system" with "systems"

Page 2, line 24, remove "a"

Page 2, line 24, replace "system" with "systems"

Page 2, replace line 25 with:

"(4) Racking"

Page 2, line 26, after the first underscored comma insert "raised flooring."

Page 2, line 27, remove "or qualified refurbished data center"

Page 2, after line 27, insert:

"c. "Qualified business" means the owner, operator, or tenants of a qualified data center."

Page 2, line 28, remove "qualified refurbished data center"

Page 2, line 28, after "a" insert "newly constructed or substantially refurbished"

Page 2, line 31, replace "twenty-five" with "sixteen"

Page 2, line 31, replace "7620" with "1486"

Page 3, line 2, remove "Having a total construction or refurbishment investment in enterprise"

Page 3, remove lines 3 and 4

Page 3, line 5, remove "(4)"

Page 3, line 6, replace the underscored period with: ";

(4) Having the following attributes:

(a) Uninterrupted power supplies, generator backup, or both;

(b) Sophisticated fire suppression and prevention systems; and

(c) Enhanced security with security features including permanent security guards; video camera surveillance; an electronic system requiring pass codes, key cards, or biometric scans such as hand scans or retinal or fingerprint recognition to restrict access to selected personnel; or other similar security features; and

(5) Certified by the tax commissioner as a qualified data center."

Page 3, line 7, after "house" insert "enterprise"

Page 3, line 8, replace "twenty-five" with "sixteen"

Page 3, line 8, replace "7620" with "1486"

Page 3, line 13, replace "5." with "6."

Page 3, line 13, remove "or a qualified"

Page 3, line 14, remove "refurbished data center"

Page 3, line 14, remove the first "the"

Page 3, after line 16, insert:

"7. Qualified data center owners who intend to collocate operators or tenants within the center shall provide the operators or tenants with documentation from the tax commissioner that the center meets the

definition of a qualified data center under this section. Operators or tenants shall obtain and submit a copy of the documentation with all applications for sales tax exemption on information technology equipment and computer software purchased for use in the qualified data center."

Page 3, remove lines 17 through 29

Page 4, remove lines 1 through 15

Page 4, after line 17, insert:

**"SECTION 3. EXPIRATION DATE.** This Act is effective through December 31, 2020, and after that date is ineffective."

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

**HB 1133: Finance and Taxation Committee (Rep. Headland, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1133 was placed on the Sixth order on the calendar.

Page 1, remove line 7

Page 1, line 8, remove "5-01-21,"

Page 1, line 8, remove "subsection 10 of section 57-36-01, section 57-36-25,"

Page 1, line 10, remove "tax reporting of domestic wineries, domestic"

Page 1, line 11, remove "distilleries, and brewer taprooms,"

Page 1, line 13, remove "definition of tobacco products, taxation of tobacco products,"

Page 1, remove lines 18 through 24

Page 2, remove lines 1 through 29

Page 4, remove lines 16 through 30

Page 5, remove lines 1 through 28

Page 7, line 17, remove "8,"

Page 7, line 17, remove the second comma

Page 7, line 18, remove "9,"

Page 7, line 19, remove "Sections 1, 2, and 3 of this Act are effective for taxable years"

Page 7, remove line 20

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

**HB 1173: Human Services Committee (Rep. Weisz, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO NOT PASS** (9 YEAS, 4 NAYS, 0 ABSENT AND NOT VOTING). HB 1173 was placed on the Sixth order on the calendar.

Page 1, line 1, replace the second "an" with "a contingent"

Page 1, line 5, after the the bold period insert "**CONTINGENT**"

Page 1, line 13, after the period insert "The office of management and budget may transfer the funds under this section if the average price for a barrel of west Texas intermediate cushing crude oil, as those prices appear in the Wall Street Journal, during the period beginning July 1, 2015, and ending December 31, 2016, is at least \$75."

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

**HB 1215: Finance and Taxation Committee (Rep. Headland, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (12 YEAS, 1 NAYS, 1 ABSENT AND NOT VOTING). HB 1215 was placed on the Sixth order on the calendar.

Page 1, line 1, after "A BILL" replace the remainder of the bill with "for an Act to provide for a legislative management study of individual income tax credits available for qualified care expenses paid for the care of a qualifying family member.

#### BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

**SECTION 1. LEGISLATIVE MANAGEMENT STUDY - TAX CREDIT FOR CARE OF FAMILY MEMBER.** During the 2015-16 interim, the legislative management shall consider studying individual income tax credits available for qualified care expenses paid for the care of a qualifying family member. The study, if conducted, must determine whether the credit provides adequate incentives for individuals to provide care for those who cannot care for their own needs and the degree that care provided by individuals reduces the cost of state and local funding for care services. 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

#### REPORT OF STANDING COMMITTEE

**HB 1234: Human Services Committee (Rep. Weisz, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (13 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1234 was placed on the Sixth order on the calendar.

Page 1, line 1, remove "subsection 3 of section 50-24.4-06, subsection 6 of"

Page 1, line 2, remove "section 50-24.4-07, and"

Page 1, remove lines 5 through 23

Page 2, line 3, remove the overstrike over "Property-related"

Page 2, line 3, remove "**Property**"

Page 2, line 4, remove the overstrike over "4."

Page 2, line 5, remove the overstrike over "the use of real and personal property which provides for depreciation and"

Page 2, line 6, remove the overstrike over "related interest"

Page 2, line 6, remove the first "property"

Page 2, line 6, remove the overstrike over "property cost payment mechanism must:"

Page 2, remove the overstrike over line 7 through 22

Page 2, line 23, remove the overstrike over "occupancy construction." and insert immediately thereafter "The double room limit after June 30, 2015, is one hundred

thirty eight thousand and the single room limit is two hundred seven thousand. These amounts are inflated each succeeding year by the consumer price index."

Page 2, remove the overstrike over lines 24 through 31

Page 3, remove the overstrike over lines 1 through 5

Page 3, line 6, remove the overstrike over "~~be applied retroactively to any rate year before January 1, 2008~~"

Page 3, line 6, remove "department shall allow"

Page 3, remove lines 7 through 10

Page 3, line 11, remove "biennial appropriation"

Page 3, line 11, after the underscored period insert: "The property rate must be calculated based on ninety percent occupancy and must take into account the occupancy rate of the facility and the number of licensed beds. A facility with ninety percent occupancy is entitled to receive one hundred percent of the property rate. For an occupancy rate less than ninety percent, a facility's property cost rate must be one hundred percent of the calculated rate, reduced by two additional percentage points for every percent under ninety percent of occupancy rate down to seventy percent of occupancy for that facility. For an occupancy rate greater than ninety percent, a facility's property cost rate must be one hundred percent of the calculated rate, increased by one additional percentage point for every percent over ninety percent occupancy up to ninety-five percent of occupancy for that facility. The department shall round partial occupancy percentage points of less than one-half down to the nearest full percentage point and shall round partial occupancy percentage points of one-half or greater up to the nearest full percentage point."

Re-number accordingly

#### REPORT OF STANDING COMMITTEE

**HB 1262: Finance and Taxation Committee (Rep. Headland, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO NOT PASS** (10 YEAS, 4 NAYS, 0 ABSENT AND NOT VOTING). HB 1262 was placed on the Sixth order on the calendar.

Page 4, line 29, replace "2014" with "2015"

Re-number accordingly

#### REPORT OF STANDING COMMITTEE

**HB 1273: Human Services Committee (Rep. Weisz, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (13 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1273 was placed on the Sixth order on the calendar.

Page 1, line 8, after "agencies" insert "in communities with a population less than twelve thousand five hundred people and"

Page 1, line 10, replace "\$150,000" with "\$75,000"

Page 1, line 22, replace "\$600,000" with "\$300,000"

Re-number accordingly

#### REPORT OF STANDING COMMITTEE

**HB 1276: Finance and Taxation Committee (Rep. Headland, Chairman)** recommends **DO NOT PASS** (11 YEAS, 3 NAYS, 0 ABSENT AND NOT VOTING). HB 1276 was placed on the Eleventh order on the calendar.



**REPORT OF STANDING COMMITTEE**

**HB 1278: Finance and Taxation Committee (Rep. Headland, Chairman)** recommends **DO NOT PASS** (10 YEAS, 4 NAYS, 0 ABSENT AND NOT VOTING). HB 1278 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**HB 1282: Human Services Committee (Rep. Weisz, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (9 YEAS, 4 NAYS, 0 ABSENT AND NOT VOTING). HB 1282 was placed on the Sixth order on the calendar.

Page 1, line 5, replace "\$1,000,000" with "\$500,000"

Renumber accordingly

**REPORT OF STANDING COMMITTEE**

**HB 1285: Human Services Committee (Rep. Weisz, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (13 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1285 was placed on the Sixth order on the calendar.

Page 1, line 1, after the first "provide" insert "a statement of legislative intent; and to provide"

Page 1, line 5, remove "out of any moneys in the strategic investment and improvements fund in the state"

Page 1, line 6 remove "treasury, not otherwise appropriated,"

Page 1, after line 16, insert:

**"SECTION 2. LEGISLATIVE INTENT - FUNDING FROM EARLY DISTRIBUTIONS.** It is the intent of the sixty-fourth legislative assembly that funding for grants provided in section 1 of this Act be considered as part of the funding provided in Senate Bill No. 2103."

Renumber accordingly

**REPORT OF STANDING COMMITTEE**

**HB 1286: Human Services Committee (Rep. Weisz, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (9 YEAS, 4 NAYS, 0 ABSENT AND NOT VOTING). HB 1286 was placed on the Sixth order on the calendar.

Page 1, line 2, after "a" insert "contingent"

Page 4, line 4, after the boldfaced period insert "**CONTINGENT**"

Page 4, line 4, replace "**BANK OF NORTH DAKOTA**" with "**STRATEGIC INVESTMENT AND IMPROVEMENTS FUND**"

Page 4, line 5, replace "Bank of North Dakota" with "office of management and budget"

Page 4, line 6, remove "Bank's current earnings"

Page 4, line 7, replace "and undivided profits" with "strategic investment and improvements fund"

Page 4, line 8, remove "As provided under section 6-09-47, after June 30,"

Page 4, replace lines 9 through 11 with "The office of management and budget may transfer the funds under this section if the average price for a barrel of west Texas intermediate cushing crude oil, as those prices appear in the Wall Street Journal,

during the period beginning July 1, 2015, and ending December 31, 2016, is at least \$75."

Renumber accordingly

**REPORT OF STANDING COMMITTEE**

**HB 1295: Human Services Committee (Rep. Weisz, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO NOT PASS** (10 YEAS, 3 NAYS, 0 ABSENT AND NOT VOTING). HB 1295 was placed on the Sixth order on the calendar.

Page 1, line 10, replace "two hundred" with "one hundred eighty-five"

Renumber accordingly

**REPORT OF STANDING COMMITTEE**

**HB 1299: Finance and Taxation Committee (Rep. Headland, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO NOT PASS** (9 YEAS, 4 NAYS, 1 ABSENT AND NOT VOTING). HB 1299 was placed on the Sixth order on the calendar.

Page 1, line 1, after "A BILL" replace the remainder of the bill with "for an Act to amend and reenact section 57-02-08.1 of the North Dakota Century Code, relating to expanded eligibility for the homestead credit property tax reduction; and to provide an effective date.

**BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

**SECTION 1. AMENDMENT.** Section 57-02-08.1 of the North Dakota Century Code is amended and reenacted as follows:

**57-02-08.1. Homestead credit.**

1. a. Any ~~person~~individual sixty-five years of age or older or permanently and totally disabled, in the year in which the tax was levied, with an income that does not exceed the limitations of subdivision c is entitled to receive a reduction in the assessment on the taxable valuation on the ~~person's~~individual's homestead. An exemption under this subsection applies regardless of whether the ~~person~~individual is the head of a family.
- b. The exemption under this subsection continues to apply if the ~~person~~individual does not reside in the homestead and the ~~person's~~individual's absence is due to confinement in a nursing home, hospital, or other care facility, for as long as the portion of the homestead previously occupied by the ~~person~~individual is not rented to another ~~person~~individual.
- c. The exemption must be determined according to the following schedule:
  - (1) If the ~~person's~~individual's income is not in excess of twenty-two thousand dollars, a reduction of one hundred percent of the taxable valuation of the ~~person's~~individual's homestead up to a maximum reduction of four thousand five hundred dollars of taxable valuation.
  - (2) If the ~~person's~~individual's income is in excess of twenty-two thousand dollars and not in excess of twenty-six thousand dollars, a reduction of eighty percent of the taxable valuation of the ~~person's~~individual's homestead up to a maximum reduction of three thousand six hundred dollars of taxable valuation.
  - (3) If the ~~person's~~individual's income is in excess of twenty-six thousand dollars and not in excess of thirty thousand dollars, a

- reduction of sixty percent of the taxable valuation of the ~~person's individual's~~ homestead up to a maximum reduction of two thousand seven hundred dollars of taxable valuation.
- (4) If the ~~person's individual's~~ income is in excess of thirty thousand dollars and not in excess of thirty-four thousand dollars, a reduction of forty percent of the taxable valuation of the ~~person's individual's~~ homestead up to a maximum reduction of one thousand eight hundred dollars of taxable valuation.
  - (5) If the ~~person's individual's~~ income is in excess of thirty-four thousand dollars and not in excess of thirty-eight thousand dollars, a reduction of twenty percent of the taxable valuation of the ~~person's individual's~~ homestead up to a maximum reduction of nine hundred dollars of taxable valuation.
  - (6) If the ~~person's individual's~~ income is in excess of thirty-eight thousand dollars and not in excess of forty-two thousand dollars, a reduction of ten percent of the taxable valuation of the ~~person's individual's~~ homestead up to a maximum reduction of four hundred fifty dollars of taxable valuation.
- d. ~~Persons Individuals~~ residing together, as spouses or when one or more is a dependent of another, are entitled to only one exemption between or among them under this subsection. ~~Persons Individuals~~ residing together, who are not spouses or dependents, who are coowners of the property are each entitled to a percentage of a full exemption under this subsection equal to their ownership interests in the property.
  - e. This subsection does not reduce the liability of any ~~person individual~~ for special assessments levied upon any property.
  - f. Any ~~person individual~~ claiming the exemption under this subsection shall sign a verified statement of facts establishing the ~~person's individual's~~ eligibility.
  - g. ~~A person~~An individual is ineligible for the exemption under this subsection if the value of the assets of the ~~person individual~~ and any dependent residing with the ~~person individual~~ exceeds five hundred thousand dollars, including the value of any assets divested within the last three years.
  - h. The assessor shall attach the statement filed under subdivision f to the assessment sheet and shall show the reduction on the assessment sheet.
  - i. An exemption under this subsection terminates at the end of the taxable year of the death of the applicant.
2. a. Any ~~person individual~~ who would qualify for an exemption under subdivisions a and c of subsection 1 except for the fact that the ~~person individual~~ rents living quarters is eligible for refund of a portion of the ~~person's individual's~~ annual rent deemed by this subsection to constitute the payment of property tax.
  - b. For the purpose of this subsection, twenty percent of the annual rent, exclusive of any federal rent subsidy and of charges for any utilities, services, furniture, furnishings, or personal property appliances furnished by the landlord as part of the rental agreement, whether expressly set out in the rental agreement, must be considered as payment made for property tax. When any part of the twenty percent of the annual rent exceeds four percent of the annual income of a qualified applicant, the applicant is entitled to receive a refund from the state general fund for that amount in excess of four percent of

the ~~person's~~individual's annual income, but the refund may not be in excess of four hundred dollars. If the calculation for the refund is less than five dollars, a minimum of five dollars must be sent to the qualifying applicant.

- c. ~~Persons~~Individuals who reside together, as spouses or when one or more is a dependent of another, are entitled to only one refund between or among them under this subsection. ~~Persons~~Individuals who reside together in a rental unit, who are not spouses or dependents, are each entitled to apply for a refund based on the rent paid by that ~~person~~individual.
  - d. Each application for refund under this subsection must be made to the tax commissioner before the first day of June of each year by the ~~person~~individual claiming the refund. The tax commissioner may grant an extension of time to file an application for good cause. The tax commissioner shall issue refunds to applicants.
  - e. This subsection does not apply to rents or fees paid by a ~~person~~an individual for any living quarters, including a nursing home licensed pursuant to section 23-16-01, if those living quarters are exempt from property taxation and the owner is not making a payment in lieu of property taxes.
  - f. ~~A person~~An individual may not receive a refund under this section for a taxable year in which that ~~person~~individual received an exemption under subsection 1.
3. The credit provided under this subsection applies without regard to eligibility for the exemption provided under subsection 1. The credit under this subsection applies in addition to any exemption for which an individual is eligible under subsection 1.

Any individual sixty-five years of age or older or permanently and totally disabled, in the year in which the tax was levied is entitled to receive a state-paid credit of one thousand dollars against the total property taxes levied against that individual's homestead in that taxable year regardless of whether the individual is the head of a family.

Any individual who is not sixty-five years of age or older or permanently and totally disabled, in the year in which the tax was levied is entitled to receive a state-paid credit of six hundred dollars against the total property taxes levied against that individual's homestead in that taxable year regardless of whether the individual is the head of a family.

The credit under this subsection continues to apply if the individual does not reside in the homestead and the individual's absence is due to confinement in a nursing home, hospital, or other care facility, for as long as the portion of the homestead previously occupied by the individual is not rented to another individual.

Individuals residing together, as spouses, or when one or more is a dependent of another, are entitled to only one credit between or among them under this subsection. Individuals residing together, who are not spouses or dependents, who are coowners of the property are each entitled to a percentage of a full credit under this subsection equal to their ownership interests in the property.

Any individual claiming the credit under this subsection shall sign a verified statement of facts establishing the individual's eligibility for the initial year of eligibility. The auditor shall attach the statement filed under this subsection to the assessment sheet and shall show the reduction on the tax list. A credit under this subsection terminates at the end of the taxable year in which the individual transfers ownership of the property or ceases to occupy the property as a homestead.

4. All forms necessary to effectuate this section must be prescribed, designed, and made available by the tax commissioner. The county directors of tax equalization shall make these forms available upon request.
- 4-5. ~~A person~~An individual whose homestead is a farm structure exempt from taxation under subsection 15 of section 57-02-08 may not receive any property tax credit~~exemption~~ under ~~this section~~subsection 1 but the credit under subsection 3 may be applied against property taxes levied against up to six hundred forty acres of agricultural property associated with the exempt homestead.
- 5-6. For the purposes of this section:
- a. "Dependent" has the same meaning it has for federal income tax purposes.
  - b. "Homestead" has the same meaning as provided in section 47-18-01.
  - c. "Income" means income for the most recent complete taxable year from all sources, including the income of any dependent of the applicant, and including any county, state, or federal public assistance benefits, social security, or other retirement benefits, but excluding any federal rent subsidy, any amount excluded from income by federal or state law, and medical expenses paid during the year by the applicant or the applicant's dependent which is not compensated by insurance or other means.
  - d. "Medical expenses" has the same meaning as it has for state income tax purposes, except that for transportation for medical care the ~~person~~individual may use the standard mileage rate allowed for state officer and employee use of a motor vehicle under section 54-06-09.
  - e. "Permanently and totally disabled" means the inability to engage in any substantial gainful activity by reason of any medically determinable physical or mental impairment which can be expected to result in death or has lasted or can be expected to last for a continuous period of not less than twelve months as established by a certificate from a licensed physician or a written determination of disability from the social security administration or any federal or state agency that has authority to certify an individual's disability.

**SECTION 2. EFFECTIVE DATE.** This Act is effective for taxable years beginning after December 31, 2014, for ad valorem property taxes, and for taxable years beginning after December 31, 2015, for mobile home taxes."

Renumber accordingly

**REPORT OF STANDING COMMITTEE**

**HB 1325: Finance and Taxation Committee (Rep. Headland, Chairman)** recommends **DO NOT PASS** (13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1325 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**HB 1327: Finance and Taxation Committee (Rep. Headland, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **BE PLACED ON THE CALENDAR WITHOUT RECOMMENDATION** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1327 was placed on the Sixth order on the calendar.

Page 1, line 2, after the second "sales" insert "of used clothing"

Page 1, line 7, after "sales" insert "of used clothing"

Renumber accordingly

**REPORT OF STANDING COMMITTEE**

**HB 1339: Finance and Taxation Committee (Rep. Headland, Chairman)** recommends **DO NOT PASS** (9 YEAS, 5 NAYS, 0 ABSENT AND NOT VOTING). HB 1339 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**HB 1350: Human Services Committee (Rep. Weisz, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (13 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1350 was placed on the Sixth order on the calendar.

Page 1, line 14, replace "\$750,000" with "\$4,900"

Renumber accordingly

**REPORT OF STANDING COMMITTEE**

**HB 1359: Human Services Committee (Rep. Weisz, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (13 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1359 was placed on the Sixth order on the calendar.

Page 1, line 1, replace "50-24.4-02.3" with "50-24.5-02"

Page 1, line 4, replace "50-24.4-02.3" with "50-24.5-02"

Page 1, line 6, replace "**50-24.4-02.3**" with "**50-24.5-02**"

Page 1, remove lines 21 through 24

Page 2, remove lines 1 through 6

Page 2, line 7, replace "6." with: "The department shall establish the direct care rate limit by taking the highest rate and lowest rate from the cost reports submitted for the report year preceding the rate year, and multiplying the averaged amount by eighty-five percent. The department shall establish the indirect care rate limit by taking the highest rate and lowest rate from the cost reports submitted for the report year preceding the rate year, and multiplying the averaged amount by eighty percent.

4."

Page 2, line 8, replace "thirty" with "twenty"

Page 2, line 12, replace "\$628,000" with "\$300,000"

Renumber accordingly

**REPORT OF STANDING COMMITTEE**

**HB 1371: Finance and Taxation Committee (Rep. Headland, Chairman)** recommends **DO NOT PASS** (9 YEAS, 5 NAYS, 0 ABSENT AND NOT VOTING). HB 1371 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**HB 1386: Human Services Committee (Rep. Weisz, Chairman)** recommends **DO NOT PASS** (9 YEAS, 3 NAYS, 1 ABSENT AND NOT VOTING). HB 1386 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**HB 1426: Education Committee (Rep. Nathe, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (7 YEAS, 6 NAYS, 0 ABSENT AND NOT VOTING). HB 1426 was placed on the Sixth order on the calendar.

Page 1, line 12, remove the overstrike over "one"

Page 1, line 12, remove "five"

Page 1, line 12, after "hundred" insert "fifty"

Page 1, line 18, remove the overstrike over "one"

Page 1, line 18, remove "five"

Page 1, line 18, after "hundred" insert "fifty"

Page 2, line 4, remove the overstrike over "one"

Page 2, line 4, remove "five"

Page 2, line 4, after "hundred" insert "fifty"

Renumber accordingly

**REPORT OF STANDING COMMITTEE (MAJORITY)**

**HB 1461: Education Committee (Rep. Nathe, Chairman)** A MAJORITY of your committee (Reps. Nathe, Meier, Schreiber Beck, Zubke, Hunskor, Kelsh, Mock, D. Johnson, Looyesen) recommends **DO NOT PASS**.

**REPORT OF STANDING COMMITTEE (MINORITY)**

**HB 1461: Education Committee (Rep. Nathe, Chairman)** A MINORITY of your committee (Reps. Schatz, B. Koppelman, Olson, Rohr) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS**.

Page 1, line 1, after "A BILL" replace the remainder of the bill with "for an Act to create and enact two new sections to chapter 15.1-02 and a new section to chapter 15.1-21 of the North Dakota Century Code, relating to contractual obligations and the suspension of state assessments; to provide for the creation of a North Dakota standards development committee; and to declare an emergency.

**BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

**SECTION 1.** A new section to chapter 15.1-02 of the North Dakota Century Code is created and enacted as follows:

**Withdrawal from contractual obligations.**

1. On the effective date of this Act, the superintendent of public instruction shall provide written notification to any and all parties with whom the superintendent has contracted and indicate that the state of North Dakota, whether as a state or acting by and through the superintendent of public instruction, in the superintendent's capacity as the chief administrative officer of the North Dakota department of public instruction, is required by this section to withdraw immediately from all participation in or obligations otherwise incurred as a result of the contract, if the contract was signed before the effective date of this Act and if the contract in any way, directly or indirectly, pertains to content standards or the assessment of North Dakota students.
2. On the effective date of this Act, the superintendent of public instruction shall provide to the legislative management a certified copy of all notifications of immediate withdrawal required under subsection 1, together with a sworn or affirmed statement that the superintendent of public instruction has no knowledge of any other documents or commitments that fall within the expressed requirements or the expressed intent of this section.

**SECTION 2.** A new section to chapter 15.1-02 of the North Dakota Century Code is created and enacted as follows:

**Superintendent of public instruction - Authority - Limitation.**

1. Without statutory authorization by the legislative assembly, the superintendent of public instruction may not commit this state or any political subdivision of this state to participate, at any level, in any organization, consortium, association, or like entity, if the participation requires, will require, or potentially could require either an expenditure of public funds or changes in the laws of this state.
2. Without statutory authorization by the legislative assembly, the superintendent of public instruction may not be a signatory to any document that commits this state or any political subdivision of this state to participate, at any level, in any organization, consortium, association, or like entity, if the participation requires, will require, or potentially could require either an expenditure of public funds or changes in the laws of this state.

**SECTION 3.** A new section to chapter 15.1-21 of the North Dakota Century Code is created and enacted as follows:

**State assessments - Administration - Suspension.**

Notwithstanding any other law, the administration of state assessments is suspended for the period beginning with the effective date of this Act and ending on June 30, 2017.

**SECTION 4. NORTH DAKOTA CONTENT STANDARDS DEVELOPMENT COMMITTEE - DUTIES.**

1. The North Dakota content standards development committee consists of:
  - a. One individual who is a content expert in the area of English language arts and currently employed at an institution of higher education in this state;
  - b. One individual who is a content expert in the area of mathematics and currently employed at an institution of higher education in this state;
  - c. One school district superintendent employed by a district that is not similar in size to that which employs the individual referenced in subdivision d;
  - d. One school or school district administrator other than a superintendent;
  - e. One individual with a master's degree currently employed by the board of a school district in this state to teach English language arts at the high school level;
  - f. One individual with a master's degree currently employed by the board of a school district in this state to teach mathematics at the high school level;
  - g. One individual with a master's degree currently employed by the board of a school district in this state to teach English language arts at the elementary level;
  - h. One individual with a master's degree currently employed by the board of a school district in this state to teach mathematics at the elementary level;
  - i. One individual who by education and experience is familiar with educational technology; and



- k. Four members of the legislative assembly.
2. a. Each individual referenced in subsection 1 must be selected by a panel consisting of the speaker of the house of representatives, the president pro tempore of the senate, the majority and the minority leader of the house of representatives, and the majority and the minority leader of the senate.
- b. Each individual referenced in subsection 1 must be selected with due regard to the creation of a committee that has balanced perspectives and the capability of fairly and objectively assessing all information to come before it.
3. The committee shall meet at the call of the superintendent of public instruction, who shall serve as the chairman. The superintendent of public instruction may cast a vote only if needed to break a tie.
4. a. The committee shall develop North Dakota content standards for each grade from kindergarten through twelve, in the areas of English language arts and mathematics.
- b. The standards must be internationally benchmarked to ensure that North Dakota students are prepared to achieve and succeed in a knowledge-based globally competitive society and economy. For purposes of this subdivision, "internationally benchmarked" means highly correlated to standards used in high-performing countries, as defined in accordance with scholastic performance rankings published by the program for international student assessment and the trends in international mathematics and science study.
5. Before August 1, 2016, the committee shall present the completed content standards to the legislative management, together with any recommendations regarding the adoption of the standards.

**SECTION 5. EMERGENCY.** This Act is declared to be an emergency measure."

Renumber accordingly

The reports of the majority and the minority were placed on the Seventh order of business on the calendar for the succeeding legislative day.

#### REPORT OF STANDING COMMITTEE

**HB 1464: Judiciary Committee (Rep. K. Koppelman, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (11 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING). HB 1464 was placed on the Sixth order on the calendar.

Page 1, line 1, after "A BILL" replace the remainder of the bill with "for an Act to amend and reenact subsection 2 of section 5-01-01 of the North Dakota Century Code, relating to the definition of alcohol.

#### BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

**SECTION 1. AMENDMENT.** Subsection 2 of section 5-01-01 of the North Dakota Century Code is amended and reenacted as follows:

2. "Alcoholic beverages" means any ~~liquid~~ substance suitable for ~~drinking~~ ingestion by human beings, which contains one-half of one percent or more of alcohol by volume."

Renumber accordingly

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

**Buell J. Reich, Chief Clerk**