

## JOURNAL OF THE HOUSE

## Sixty-fourth Legislative Assembly

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Bismarck, April 6, 2015

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

The prayer was offered by Pastor David Montecuello, Elim Evangelical Free Church, Valley City.

The roll was called and all members were present except Representatives B. Anderson, Rich S. Becker, Belter, Frantsvog, Kading, Meier, Mock, and Olson.

A quorum was declared by the Acting Speaker.

**COMMUNICATION FROM GOVERNOR JACK DALRYMPLE**

This is to inform you that on April 2, 2015, I have signed the following: HB 1215, HB 1228, HB 1309, HB 1314, HB 1365, HB 1401, HB 1455, and HB 1467.

**SIXTH ORDER OF BUSINESS**

**ACTING SPEAKER DEVLIN DEEMED** approval of the amendments to Engrossed SB 2043, Engrossed SB 2083, Engrossed SB 2206, SB 2274, Engrossed SB 2348, and Engrossed SB 2377.

Engrossed SB 2206, as amended, was rereferred to the **Appropriations Committee**.

Engrossed SB 2043, Engrossed SB 2083, SB 2274, Engrossed SB 2348, and Engrossed SB 2377, as amended, were placed on the Fourteenth order of business on the calendar.

**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 HB 1249 and Engrossed HB 1437, which motion prevailed.

**THE SPEAKER APPOINTED** as a Conference Committee on:

**Engrossed HB 1249:** Reps. Hofstad, D. Anderson, Mock

**Engrossed HB 1437:** Reps. Owens, Toman, Strinden

**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 2052 and Engrossed SB 2166, which motion prevailed.

**THE SPEAKER APPOINTED** as a Conference Committee on:

**Engrossed SB 2052:** Reps. Karls, K. Koppelman, Delmore

**Engrossed SB 2166:** Reps. Weisz, Rick C. Becker, M. Nelson

**CONSIDERATION OF MESSAGE FROM THE SENATE**

**REP. NATHE MOVED** that the House do concur in the Senate amendments to Reengrossed HB 1188 as printed on HJ pages 1002-1003, which motion prevailed on a voice vote.

Reengrossed HB 1188 as amended, was placed on the Eleventh order of business.

**SECOND READING OF HOUSE BILL**

**HB 1188:** A BILL for an Act to create a task force for the purpose of studying school district boundaries.

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

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

**NAYS:** Delzer; Devlin; Johnson, M.; Koppelman, B.; Koppelman, K.; Pollert; Rohr; Vigesaa

**ABSENT AND NOT VOTING:** Anderson, B.; Becker, Rich S.; Frantsvog; Kading; Meier; Mock; Olson; Speaker Belter

Reengrossed HB 1188 passed.

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**CONSIDERATION OF MESSAGE FROM THE SENATE**

**REP. LOOYSEN MOVED** that the House do concur in the Senate amendments to Reengrossed HB 1471 as printed on HJ page 1200, which motion prevailed on a voice vote.

Reengrossed HB 1471 as amended, was placed on the Eleventh order of business.

**SECOND READING OF HOUSE BILL**

**HB 1471:** A BILL for an Act to create and enact a new section to chapters 15-10 and 15.1-06 of the North Dakota Century Code, relating to freedom of expression rights of students of public institutions of higher education and public schools.

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

**YEAS:** Amerman; Anderson, D.; Anderson, P.; Beadle; Becker, Rick C.; Bellew; Boe; Boehning; Boschee; Brabandt; Brandenburg; Carlson; Damschen; Delmore; Delzer; Devlin; Dockter; Dosch; Fehr; Froseth; Glassheim; Guggisberg; Haak; Hanson; Hatlestad; Hawken; Headland; Hofstad; Hogan; Holman; Hunskor; Johnson, D.; Johnson, M.; Karls; Kasper; Keiser; Kelsh; Kempenich; Kiefert; Klein; Klemin; Koppelman, B.; Koppelman, K.; Kreidt; Kretschmar; Laning; Larson; Lefor; Looyesen; Louser; Maragos; Martinson; Mitskog; 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

**ABSENT AND NOT VOTING:** Anderson, B.; Becker, Rich S.; Frantsvog; Kading; Meier; Mock; Olson; Speaker Belter

Reengrossed HB 1471 passed.

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**CONSIDERATION OF MESSAGE FROM THE SENATE**

**REP. PORTER MOVED** that the House do concur in the Senate amendments to Reengrossed HCR 3008 as printed on HJ page 969, which motion prevailed on a voice vote.

Reengrossed HCR 3008 as amended, was placed on the Eleventh order of business.

**SECOND READING OF HOUSE CONCURRENT RESOLUTION**

**HCR 3008:** A concurrent resolution urging Congress to lift the prohibition on the export of crude oil from the United States.

**ROLL CALL**

The question being on the final adoption of the resolution, which has been read, and has committee recommendation of DO PASS. The roll was called and there were 86 YEAS, 0 NAYS, 0 EXCUSED, 8 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Anderson, D.; Anderson, P.; Beadle; Becker, Rick C.; Bellew; Boe; Boehning; Boschee; Brabandt; Brandenburg; Carlson; Damschen; Delmore; Delzer; Devlin; Dockter; Dosch; Fehr; Froseth; Glassheim; Guggisberg; Haak; Hanson; Hatlestad; Hawken; Headland; Hofstad; Hogan; Holman; Hunskor; Johnson, D.; Johnson, M.; Karls; Kasper; Keiser; Kelsh; Kempenich; Kiefert; Klein; Klemin; Koppelman, B.; Koppelman, K.; Kreidt; Kretschmar; Laning; Larson; Lefor; Looyesen; Louser; Maragos; Martinson; Mitskog; 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

**ABSENT AND NOT VOTING:** Anderson, B.; Becker, Rich S.; Frantsvog; Kading; Meier; Mock; Olson; Speaker Belter

Reengrossed HCR 3008 was declared adopted on a recorded roll call vote.

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**CONSIDERATION OF MESSAGE FROM THE SENATE**

**REP. HATLESTAD MOVED** that the House do concur in the Senate amendments to Engrossed HB 1117 as printed on HJ page 1084, which motion prevailed on a voice vote.

Engrossed HB 1117 as amended, was placed on the Eleventh order of business.

**SECOND READING OF HOUSE BILL**

**HB 1117:** A BILL for an Act to create and enact section 57-39.4-33.4 of the North Dakota Century Code, relating to administration of the streamlined sales and use tax agreement; and to amend and reenact subsection 2 of section 57-39.2-04.1, sections 57-39.4-29 and 57-39.4-31, and subsection 2 of section 57-40.2-04.1 of the North Dakota Century Code, relating to the definition of prepared food for sales tax purposes, the taxability matrix to be used for administration of the sales and use tax agreement, the streamlined sales tax governing board and advisory council, and the definition of prepared food for use tax purposes.

**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 37 YEAS, 49 NAYS, 0 EXCUSED, 8 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Anderson, D.; Anderson, P.; Beadle; Boschee; Dockter; Dosch; Froseth; Guggisberg; Haak; Hanson; Hatlestad; Hawken; Headland; Hofstad; Hogan; Hunskor; Johnson, D.; Johnson, M.; Kelsh; Klein; Klemin; Looyesen; Mitskog; Mooney; Muscha; Nathe; Onstad; Oversen; Pollert; Porter; Sanford; Schneider; Strinden; Sukut; Wallman; Zubke

**NAYS:** Becker, Rick C.; Bellew; Boe; Boehning; Brabandt; Brandenburg; Carlson; Damschen; Delmore; Delzer; Devlin; Fehr; Glassheim; Holman; Karls; Kasper; Keiser; Kempenich; Kiefert; Koppelman, B.; Koppelman, K.; Kreidt; Kretschmar; Laning; Larson; Lefor; Louser; Maragos; Martinson; Monson; Nelson, J.; Nelson, M.; Owens; Paur; Rohr; Ruby; Schatz; Schmidt; Schreiber Beck; Seibel; Silbernagel; Skarphol; Steiner; Streyle; Thoreson; Toman; Trottier; Vigesaa; Weisz

**ABSENT AND NOT VOTING:** Anderson, B.; Becker, Rich S.; Frantsvog; Kading; Meier; Mock; Olson; Speaker Belter

Engrossed HB 1117 failed.

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#### CONSIDERATION OF MESSAGE FROM THE SENATE

**REP. HEADLAND MOVED** that the House do concur in the Senate amendments to Reengrossed HB 1133 as printed on HJ pages 1198-1199, which motion prevailed on a voice vote.

Reengrossed HB 1133 as amended, was placed on the Eleventh order of business.

#### SECOND READING OF HOUSE BILL

**HB 1133:** A BILL for an Act to create and enact a new section to chapter 57-01, a new subsection to section 57-01-02.1, a new subsection to section 57-38-30.5, and a new subsection to section 57-40.3-04 of the North Dakota Century Code, relating to minimum tax payments and refunds, offsets of overpaid local option taxes from future distributions, the effect of the expiration of the federal research tax credit on the state income tax credit for research and experimental expenditures, and exemptions from motor vehicle excise tax; to amend and reenact sections 5-03-05, 40-57.1-04.4, and 40-57.3-04, subsection 4 of section 57-02-27.2, subsection 2 of section 57-38-62, section 57-40.2-11, and subsection 1 of section 57-43.2-02 of the North Dakota Century Code, relating to authority of the tax commissioner to adopt rules, the tax lien of record clearance requirement for the new and expanding business income tax exemption, offsets of restaurant, restaurant and lodging, and city motor vehicle rental taxes from future distributions, removal of obsolete language from provisions relating to the valuation and assessment of agricultural lands, estimated income tax requirements for corporations, articles taxed in other states or political subdivisions of other states, and establishing energy per volume equivalent of liquefied natural gas for special fuels tax purposes; and to provide an 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 87 YEAS, 0 NAYS, 0 EXCUSED, 7 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Anderson, D.; Anderson, P.; Beadle; Becker, Rick C.; Bellew; Boe; Boehning; Boschee; Brabandt; Brandenburg; Carlson; Damschen; Delmore; Delzer; Devlin; Dockter; Dosch; Fehr; Froseth; Glassheim; Guggisberg; Haak; Hanson; Hatlestad; Hawken; Headland; Hofstad; Hogan; Holman; Hunskor; Johnson, D.; Johnson, M.; Karls; Kasper; Keiser; Kelsh; Kempenich; Kiefert; Klein; Klemm; Koppelman, B.; Koppelman, K.; Kreidt; Kretschmar; Laning; Larson; Lefor; Looyen; Louser; Maragos; Martinson; Mitskog; 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:** Anderson, B.; Becker, Rich S.; Frantsvog; Kading; Meier; Mock; Speaker Belter

Reengrossed HB 1133 passed.

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#### CONSIDERATION OF MESSAGE FROM THE SENATE

**REP. HEADLAND MOVED** that the House do concur in the Senate amendments to Engrossed HB 1319 as printed on HJ page 1199, which motion prevailed on a voice vote.

Engrossed HB 1319 as amended, was placed on the Eleventh order of business.

#### SECOND READING OF HOUSE BILL

**HB 1319:** A BILL for an Act to amend and reenact subsection 4 of section 57-39.2-04 of the North Dakota Century Code, relating to the sales tax exemption for purchases of tickets or admissions to athletic, musical, or dramatic events of institutions of higher

education; and to provide an 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 83 YEAS, 4 NAYS, 0 EXCUSED, 7 ABSENT AND NOT VOTING.

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

**NAYS:** Becker, Rick C.; Bellew; Ruby; Steiner

**ABSENT AND NOT VOTING:** Anderson, B.; Becker, Rich S.; Frantsvog; Kading; Meier; Mock; Speaker Belter

Engrossed HB 1319 passed.

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#### CONSIDERATION OF MESSAGE FROM THE SENATE

**REP. HEADLAND MOVED** that the House do concur in the Senate amendments to Reengrossed HB 1462 as printed on HJ pages 1199-1200, which motion prevailed on a voice vote.

Reengrossed HB 1462 as amended, was placed on the Eleventh order of business.

#### SECOND READING OF HOUSE BILL

**HB 1462:** A BILL for an Act to create and enact a new subdivision to subsection 7 of section 57-38-30.3 of the North Dakota Century Code, relating to income tax credits for charitable contributions to private education institutions; to amend and reenact section 57-38-01.7 of the North Dakota Century Code, relating to income tax credits for charitable contributions to private education institutions; and to provide an 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 66 YEAS, 20 NAYS, 0 EXCUSED, 8 ABSENT AND NOT VOTING.

**YEAS:** Anderson, D.; Beadle; Bellew; Boehning; Brabandt; Brandenburg; Carlson; Damschen; Delzer; Devlin; Dockter; Dosch; Fehr; Froseth; Haak; Hatlestad; Headland; Hofstad; Holman; Hunskor; Johnson, M.; Karls; Kasper; Keiser; Kempenich; Kiefert; Klein; Klemin; Koppelman, B.; Koppelman, K.; Kreidt; Kretschmar; Laning; Larson; Lefor; Looyesen; Louser; Maragos; Martinson; Monson; Muscha; 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

**NAYS:** Amerman; Anderson, P.; Boe; Boschee; Delmore; Glassheim; Guggisberg; Hanson; Hawken; Hogan; Johnson, D.; Kelsh; Mitskog; Mooney; Nelson, M.; Onstad; Oversen; Schneider; Strinden; Wallman

**ABSENT AND NOT VOTING:** Anderson, B.; Becker, Rich S.; Becker, Rick C.; Frantsvog; Kading; Meier; Mock; Speaker Belter

Reengrossed HB 1462 passed.

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**CONSIDERATION OF MESSAGE FROM THE SENATE**

**REP. WEISZ MOVED** that the House do concur in the Senate amendments to Engrossed HB 1274 as printed on HJ page 1017, which motion prevailed on a voice vote.

Engrossed HB 1274 as amended, was placed on the Eleventh order of business.

**SECOND READING OF HOUSE BILL**

**HB 1274:** A BILL for an Act to amend and reenact sections 43-32-02, 43-32-08, 43-32-12, 43-32-13, 43-32-14, 43-32-17, 43-32-19.1, 43-32-20, 43-32-20.1, 43-32-21, 43-32-26, 43-32-27, 43-32-27.1, 43-32-30, and 43-32-34 of the North Dakota Century Code, relating to the membership, powers, and duties of the state board of psychologist examiners; 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 87 YEAS, 0 NAYS, 0 EXCUSED, 7 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Anderson, D.; Anderson, P.; Beadle; Becker, Rick C.; Bellew; Boe; Boehning; Boschee; Brabandt; Brandenburg; Carlson; Damschen; Delmore; Delzer; Devlin; Dockter; Dosch; Fehr; Froseth; Glassheim; Guggisberg; Haak; Hanson; Hatlestad; Hawken; Headland; Hofstad; Hogan; Holman; Hunskor; Johnson, D.; Johnson, M.; Karls; Kasper; Keiser; Kelsh; Kempenich; Kiefert; Klein; Klemin; Koppelman, B.; Koppelman, K.; Kreidt; Kretschmar; Laning; Larson; Lefor; Looyesen; Louser; Maragos; Martinson; Mitskog; 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; Streytle; Strinden; Sukut; Thoreson; Toman; Trottier; Vigesaa; Wallman; Weisz; Zubke

**ABSENT AND NOT VOTING:** Anderson, B.; Becker, Rich S.; Frantsovog; Kading; Meier; Mock; Speaker Belter

Engrossed HB 1274, as amended, passed.

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**CONSIDERATION OF MESSAGE FROM THE SENATE**

**REP. WEISZ MOVED** that the House do concur in the Senate amendments to Engrossed HB 1279 as printed on HJ page 1219, which motion prevailed on a voice vote.

Engrossed HB 1279 as amended, was placed on the Eleventh order of business.

**SECOND READING OF HOUSE BILL**

**HB 1279:** A BILL for an Act to provide for a legislative management study of family caregiver supports and services.

**ROLL CALL**

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 78 YEAS, 9 NAYS, 0 EXCUSED, 7 ABSENT AND NOT VOTING.

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

**NAYS:** Becker, Rick C.; Brabandt; Brandenburg; Delzer; Headland; Koppelman, B.; Olson;

Pollert; Streyle

**ABSENT AND NOT VOTING:** Anderson, B.; Becker, Rich S.; Frantsvog; Kading; Meier; Mock; Speaker Belter

Engrossed HB 1279, as amended, passed.

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#### CONSIDERATION OF MESSAGE FROM THE SENATE

**REP. WEISZ MOVED** that the House do concur in the Senate amendments to Engrossed HB 1353 as printed on HJ page 940, which motion prevailed on a voice vote.

Engrossed HB 1353 as amended, was placed on the Eleventh order of business.

#### SECOND READING OF HOUSE BILL

**HB 1353:** A BILL for an Act to amend and reenact section 50-24.4-07 of the North Dakota Century Code, relating to nonallowable costs in determining nursing home rates.

#### 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 87 YEAS, 0 NAYS, 0 EXCUSED, 7 ABSENT AND NOT VOTING.

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

Engrossed HB 1353, as amended, passed.

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#### CONSIDERATION OF MESSAGE FROM THE SENATE

**REP. KLEMIN MOVED** that the House do concur in the Senate amendments to HB 1174 as printed on HJ page 950, which motion prevailed on a voice vote.

HB 1174 as amended, was placed on the Eleventh order of business.

#### SECOND READING OF HOUSE BILL

**HB 1174:** A BILL for an Act to amend and reenact section 15.1-16-03 of the of the North Dakota Century Code, relating to education factfinding commission compensation.

#### 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 75 YEAS, 12 NAYS, 0 EXCUSED, 7 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Anderson, D.; Anderson, P.; Beadle; Boe; Boschee; Brandenburg; Carlson; Damschen; Delmore; Delzer; Devlin; Dockter; Dosch; Fehr; Froseth; Glassheim; Guggisberg; Haak; Hanson; Hatlestad; Hawken; Hofstad; Hogan; Holman; Hunskor; Johnson, D.; Johnson, M.; Karls; Keiser; Kelsh; Kempenich; Kiefert; Klein; Klemin; Kreidt; Kretschmar; Laning; Larson; Lefor; Looyesen; Louser; Maragos; Martinson; Mitskog; Monson; Mooney; Muscha; Nathe; Nelson, J.; Nelson, M.; Olson; Onstad; Oversen; Owens; Paur; Pollert; Porter; Sanford; Schatz;

Schmidt; Schneider; Schreiber Beck; Seibel; Silbernagel; Skarphol; Steiner; Streyle; Strinden; Sukut; Toman; Trotter; Wallman; Weisz; Zubke

**NAYS:** Becker, Rick C.; Bellew; Boehning; Brabandt; Headland; Kasper; Koppelman, B.; Koppelman, K.; Rohr; Ruby; Thoreson; Vigesaa

**ABSENT AND NOT VOTING:** Anderson, B.; Becker, Rich S.; Frantsvog; Kading; Meier; Mock; Speaker Belter

HB 1174, as amended, passed.

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#### CONSIDERATION OF MESSAGE FROM THE SENATE

**REP. KLEMIN MOVED** that the House do concur in the Senate amendments to HB 1376 as printed on HJ page 1199, which motion prevailed on a voice vote.

HB 1376 as amended, was placed on the Eleventh order of business.

#### SECOND READING OF HOUSE BILL

**HB 1376:** A BILL for an Act to create and enact a new subsection to section 11-11-14 and a new subsection to section 40-05-01 of the North Dakota Century Code, relating to county and city authority to donate funds to a nonprofit health care facility within its jurisdiction.

#### 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 56 YEAS, 31 NAYS, 0 EXCUSED, 7 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Anderson, D.; Anderson, P.; Beadle; Boe; Boschee; Delmore; Devlin; Fehr; Froseth; Glassheim; Haak; Hanson; Hatlestad; Hawken; Hofstad; Hogan; Holman; Hunskor; Johnson, D.; Johnson, M.; Karls; Keiser; Kelsh; Kempenich; Kiefert; Klein; Klemin; Koppelman, K.; Kretschmar; Laning; Larson; Lefor; Maragos; Martinson; Mitskog; Monson; Mooney; Muscha; Nelson, J.; Onstad; Oversen; Owens; Sanford; Schneider; Schreiber Beck; Seibel; Silbernagel; Skarphol; Streyle; Strinden; Sukut; Trotter; Vigesaa; Weisz; Zubke

**NAYS:** Becker, Rick C.; Bellew; Boehning; Brabandt; Brandenburg; Carlson; Damschen; Delzer; Dockter; Dosch; Guggisberg; Headland; Kasper; Koppelman, B.; Kreidt; Looyesen; Louser; Nathe; Nelson, M.; Olson; Paur; Pollert; Porter; Rohr; Ruby; Schatz; Schmidt; Steiner; Thoreson; Toman; Wallman

**ABSENT AND NOT VOTING:** Anderson, B.; Becker, Rich S.; Frantsvog; Kading; Meier; Mock; Speaker Belter

HB 1376, as amended, passed.

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

**MR. PRESIDENT:** The House has failed to pass: HB 1117.

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

**MR. PRESIDENT:** The House has passed, the emergency clause carried, unchanged: SB 2176.

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

**MR. PRESIDENT:** The House has failed to pass, unchanged: SB 2194, SB 2358.

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

**MR. PRESIDENT:** The House has concurred in the Senate amendments and subsequently passed: HB 1117, HB 1133, HB 1174, HB 1188, HB 1274, HB 1279, HB 1319, HB 1353, HB 1376, HB 1462, HB 1471, and HCR 3008.

**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 1249 and HB 1437, and the Speaker has appointed as a conference committee to act with a like committee from the Senate on:

**HB 1249:** Reps. Hofstad; D. Anderson; Mock

**HB 1437:** Reps. Olson; Toman; Strinden

**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 2052:** Reps. Karls; B. Koppelman; Delmore

**SB 2166:** Reps. Weisz; Rick C. Becker; M. Nelson

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

**MR. PRESIDENT:** Your signature is respectfully requested on: HB 1235, HCR 3004.

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

**MR. SPEAKER:** Your signature is respectfully requested on: SB 2085, SB 2105, SB 2219, SB 2231, SB 2232, SB 2277, SB 2299, SB 2343, SB 2357, SCR 4006.

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

**MR. SPEAKER:** Your signature is respectfully requested on: SB 2176.

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

**MR. SPEAKER:** The President has signed: HB 1041, HB 1186, HB 1194, HB 1238, HB 1352, HB 1370, HB 1394, HB 1395, HCR 3018, HCR 3020, HCR 3026, HCR 3040, HCR 3046.

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

**MR. SPEAKER:** The President has signed: HB 1235, HCR 3004.

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

**MR. PRESIDENT:** The Speaker has signed: SB 2037, SB 2065, SB 2104, SB 2119, SB 2121, SB 2123, SB 2154, SB 2171, SB 2181, SB 2182, SB 2238, SB 2255, SB 2266, SB 2276, SB 2283, SB 2300, SB 2352, SCR 4016.

**REPORT OF STANDING COMMITTEE**

**SB 2001, as engrossed: Appropriations Committee (Rep. Delzer, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (22 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). Engrossed SB 2001 was placed on the Sixth order on the calendar.

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, remove lines 10 through 13

Renumber accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:****Senate Bill No. 2001 - Governor's Office - House Action**

	Base Budget	Senate Version	House Changes	House Version
Salaries and wages	\$3,540,985	\$3,875,101	(\$13,552)	\$3,861,549

Operating expenses	404,366	404,366		404,366
Contingencies	10,000	10,000		10,000
Rough rider awards	10,800	10,800		10,800
Accrued leave payments	67,722			
Transition in		15,000		15,000
Transition out		50,000		50,000
Total all funds	\$4,033,873	\$4,365,267	(\$13,552)	\$4,351,715
Less estimated income	0	0	0	0
General fund	\$4,033,873	\$4,365,267	(\$13,552)	\$4,351,715
FTE	18.00	18.00	0.00	18.00

**Department No. 101 - Governor's Office - Detail of House Changes**

	Adjusts Funding for Health Insurance Premium Increases <sup>1</sup>	Total House Changes
Salaries and wages	-\$13,552.00	(\$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

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

This amendment also removes Section 3 of the bill which appropriates any additional federal or other funds received by the Governor's office.

**REPORT OF STANDING COMMITTEE**

**SB 2004, as engrossed: Appropriations Committee (Rep. Delzer, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (19 YEAS, 4 NAYS, 0 ABSENT AND NOT VOTING). Engrossed SB 2004 was placed on the Sixth order on the calendar.

Page 1, line 1, after the semicolon insert "to create and enact a new section to chapter 54-10 of the North Dakota Century Code, relating to a higher education audit division of the state auditor's office;"

Page 1, line 2, replace "section" with "sections 54-10-01 and"

Page 1, line 2, after the second "to" insert "the powers and duties of the state auditor and"

Page 1, replace lines 12 through 19 with:

"Salaries and wages	\$10,113,137	\$2,209,055	\$12,322,192
Accrued leave payments	201,157	(201,157)	0
Operating expenses	901,113	294,397	1,195,510
Information technology consultants	250,000	0	250,000
Total all funds	\$11,465,407	\$2,302,295	\$13,767,702
Less estimated income	3,036,918	268,952	3,305,870
Total general fund	\$8,428,489	\$2,033,343	\$10,461,832
Full-time equivalent positions	53.80	6.00	59.80"

Page 2, after line 3, insert:

**"SECTION 3. AMENDMENT.** Section 54-10-01 of the North Dakota Century Code is amended and reenacted as follows:

**54-10-01. Powers and duties of state auditor.**

The state auditor shall:

1. Be vested with the duties, powers, and responsibilities involved in performing the postaudit of all financial transactions of the state government, detecting and reporting any defaults, and determining that expenditures have been made in accordance with law and appropriation acts.
2. Perform or provide for the audit of the general purpose financial statements and a review of the material included in the comprehensive annual financial report of the state and perform or provide for the audits and reviews of state agencies. Except for the annual audit of the North Dakota lottery required by section 53-12.1-03, the state auditor shall audit or review each state agency once every two years. The state auditor shall determine the contents of the audits and reviews of state agencies. The state auditor may conduct any work required by the federal government. The state auditor shall charge an amount equal to the cost of the audit and other services rendered by the state auditor to all agencies that receive and expend moneys from other than the general fund. This charge may be reduced for any agency that receives and expends both general fund and non-general fund moneys. Audits and reviews may be conducted at more frequent intervals if requested by the governor or legislative audit and fiscal review committee.
3. Be vested with the authority to determine whether to audit the international peace garden at the request of the board of directors of the international peace garden.
4. Perform or provide for performance audits of state agencies, or the agencies' blended component units or discreetly presented component units, as determined necessary by the state auditor or the legislative audit and fiscal review committee. A performance audit must be done in accordance with generally accepted auditing standards applicable to performance audits. The state auditor may not hire a consultant to assist with conducting a performance audit of a state agency without the prior approval of the legislative audit and fiscal review committee. The state auditor shall notify an agency of the need for a consultant before requesting approval by the legislative audit and fiscal review committee. The agency that is audited shall pay for the cost of any consultant approved.
5. For the audits and reviews the state auditor is authorized to perform or provide for under this section, the audit or review may be provided for by contract with a private certified or licensed public accountant or other qualified professional. If the state auditor determines that the audit or review will be done pursuant to contract, the state auditor, except for occupational or professional boards, shall execute the contract, and any executive branch agency, including higher education institutions, shall pay the fees of the contractor.
6. Be responsible for the above functions and report thereon to the governor and the secretary of state in accordance with section 54-06-04 or more often as circumstances may require.
7. Perform all other duties as prescribed by law."

Page 2, after line 10, insert:

**"SECTION 5.** A new section to chapter 54-10 of the North Dakota Century Code is created and enacted as follows:

**State board of higher education audits - Higher education audit division.**

1. The state auditor shall establish a higher education audit division and employ a division audit manager to perform all audit related functions of the state board of higher education, including the examination and evaluation of the adequacy and effectiveness of the board's governance, risk management, internal controls, performance of constitutionally and statutorily required duties, and other areas as determined by the state auditor. The audit manager shall conduct audits, as determined appropriate by the state auditor, of each institution under the supervision and control of the state board of higher education. The audit manager may consult with the state board of higher education, or a committee designated by the board, regarding audit plans, results of audit activities, and any other appropriate issue. The state auditor shall determine the audit scope and related audit areas of any audit conducted by the audit manager. This section does not require the state auditor to perform any duties that would compromise the auditor's independence under government auditing standards.
  
2. The audit manager may access and examine any record under the control of the state board of higher education. For purposes of reviewing records under the Family Educational Rights and Privacy Act [20 U.S.C. 1232g; 34 CFR 99] or any other federal privacy law, the audit manager must be considered a state educational official authorized to access student records for audit purposes.
  
3. The state auditor may hire employees necessary to carry out the duties and responsibilities of this section. The state auditor may hire consultants to assist with any duties required under this section subject to approval by the legislative audit and fiscal review committee. The state board of higher education shall pay for the cost of any consultant approved under this section."

Renumber accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:**

**Senate Bill No. 2004 - State Auditor - House Action**

	Base Budget	Senate Version	House Changes	House Version
Salaries and wages	\$10,113,137	\$11,244,931	\$1,077,261	\$12,322,192
Operating expenses	901,113	1,091,510	104,000	1,195,510
Information technology consultants	250,000	450,000	(200,000)	250,000
Accrued leave payments	201,157			
Total all funds	\$11,465,407	\$12,786,441	\$981,261	\$13,767,702
Less estimated income	3,036,918	3,515,167	(209,297)	3,305,870
General fund	\$8,428,489	\$9,271,274	\$1,190,558	\$10,461,832
FTE	53.80	53.80	6.00	59.80

**Department No. 117 - State Auditor - Detail of House Changes**

	Adds Funding for Higher Education Auditors <sup>1</sup>	Adjusts Funding for Health Insurance Premium Increases <sup>2</sup>	Removes Funding for University System Security Audits <sup>3</sup>	Total House Changes
Salaries and wages	\$1,117,914	(\$40,653)		\$1,077,261
Operating expenses	104,000			104,000
Information technology consultants			(200,000)	(200,000)
Accrued leave payments				
Total all funds	\$1,221,914	(\$40,653)	(\$200,000)	\$981,261

Less estimated income	0	(9,297)	(200,000)	(209,297)
General fund	\$1,221,914	(\$31,356)	\$0	\$1,190,558
FTE	6.00	0.00	0.00	6.00

<sup>1</sup> Funding is added for 6 auditor FTE positions and related operating expenses to provide audit services to the State Board of Higher Education and its institutions.

<sup>2</sup> Funding for employee health insurance premiums is adjusted to reflect the revised premium estimate of \$1,130.22 per month.

<sup>3</sup> Funding to complete security audits of the 11 institutions in the North Dakota University System is removed.

This amendment also:

- Amends Section 54-10-01 relating to performance audits conducted by the State Auditor; and
- Creates a new section to Chapter 54-10 to establish a higher education audit division in the State Auditor's office.

**REPORT OF STANDING COMMITTEE**

**SB 2011, as engrossed: Appropriations Committee (Rep. Delzer, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (23 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed SB 2011 was placed on the Sixth order on the calendar.

Page 1, replace lines 11 through 16 with:

"Salaries and wages	\$1,673,763	\$127,516	\$1,801,279
Operating expenses	<u>559,242</u>	<u>46,805</u>	<u>606,047</u>
Total all funds	\$2,233,005	\$174,321	\$2,407,326
Less estimated income	<u>170,000</u>	<u>0</u>	<u>170,000</u>
Total general fund	\$2,063,005	\$174,321	\$2,237,326
Full-time equivalent positions	9.00	0.00	9.00"

Page 1, line 19, remove "and the"

Page 1, line 20, remove "2015-17 one-time funding items included in the appropriation in section 1 of this Act"

Page 1, replace lines 23 and 24 with:

"Retirement leave payouts	<u>38,927</u>	<u>0</u>
Total general fund	\$64,777	\$0"

Page 2, remove lines 1 through 4

ReNUMBER accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:**

**Senate Bill No. 2011 - Securities Department - House Action**

	Base Budget	Senate Version	House Changes	House Version
Salaries and wages	\$1,673,763	\$1,861,306	(\$60,027)	\$1,801,279
Operating expenses	<u>559,242</u>	<u>606,047</u>		<u>606,047</u>
Total all funds	\$2,233,005	\$2,467,353	(\$60,027)	\$2,407,326
Less estimated income	<u>170,000</u>	<u>170,000</u>	0	<u>170,000</u>
General fund	\$2,063,005	\$2,297,353	(\$60,027)	\$2,237,326
FTE	9.00	9.00	<u>0.00</u>	9.00

**Department No. 414 - Securities Department - Detail of House Changes**

	Adjusts Funding for Health Insurance Premium Increases <sup>1</sup>	Removes One- Time Funding for Accrued Leave Payout <sup>2</sup>	Total House Changes
Salaries and wages	(\$6,775)	(\$53,252)	(\$60,027)
Operating expenses			
Total all funds	(\$6,775)	(\$53,252)	(\$60,027)
Less estimated income	0	0	0
General fund	(\$6,775)	(\$53,252)	(\$60,027)
FTE	0.00	0.00	0.00

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

<sup>2</sup> One-time funding is removed for accrued leave payouts.

**REPORT OF STANDING COMMITTEE**

**SB 2017, as engrossed: Appropriations Committee (Rep. Delzer, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (22 YEAS, 1 NAYS, 0 ABSENT AND NOT VOTING). Engrossed SB 2017 was placed on the Sixth order on the calendar.

Page 1, line 3, replace "governor's" with "a gubernatorial"

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

Page 1, remove lines 14 through 24

Page 2, replace lines 1 through 3 with:

"Salaries and wages	\$25,899,606	\$3,571,290	\$29,470,896
Operating expenses	12,956,728	638,535	13,595,263
Capital assets	3,885,061	1,212,935	5,097,996
Grants	7,122,500	211,912	7,334,412
Land habitat and deer depredation	12,707,403	4,215,278	16,922,681
Noxious weed control	650,000	50,000	700,000
Missouri River enforcement	275,939	6,601	282,540
Grants, gifts, and donations	800,000	27,519	827,519
Nongame wildlife conservation	120,000	0	120,000
Lonetree reservoir	1,935,636	(112,631)	1,823,005
Wildlife services	384,400	0	384,400
Accrued leave payments	<u>816,366</u>	<u>(816,366)</u>	<u>0</u>
Total special funds	\$67,553,639	\$9,005,073	\$76,558,712
Full-time equivalent positions	158.00	3.00	161.00"

Page 2, after line 23, insert:

**"SECTION 4. LEGISLATIVE MANAGEMENT STUDY - GAME AND FISH LICENSES.** During the 2015-16 interim, the legislative management shall consider studying game and fish department licenses provided to entities for the purpose of fundraising. The study must include a review of the present law in this and other states and the feasibility and desirability of allowing the game and fish department to issue these licenses using procedures and within limits established by the legislative assembly. 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

**STATEMENT OF PURPOSE OF AMENDMENT:**

## Senate Bill No. 2017 - Game and Fish Department - House Action

	Base Budget	Senate Version	House Changes	House Version
Salaries and wages	\$25,899,606	\$29,580,362	(\$109,466)	\$29,470,896
Operating expenses	12,956,728	13,595,263		13,595,263
Capital assets	3,885,061	5,497,996	(400,000)	5,097,996
Grants	7,122,500	7,334,412		7,334,412
Land habitat and deer depredation	12,707,403	16,927,951	(5,270)	16,922,681
Noxious weed control	650,000	700,000		700,000
Missouri River enforcement	275,939	282,994	(454)	282,540
Grants, gifts, and donations	800,000	828,272	(753)	827,519
Nongame wildlife conservation	120,000	120,000		120,000
Lonetree reservoir	1,935,636	1,826,017	(3,012)	1,823,005
Wildlife services	384,400	384,400		384,400
Accrued leave payments	816,366			
Total all funds	\$67,553,639	\$77,077,667	(\$518,955)	\$76,558,712
Less estimated income	67,553,639	77,077,667	(518,955)	76,558,712
General fund	\$0	\$0	\$0	\$0
FTE	158.00	161.00	0.00	161.00

## Department No. 720 - Game and Fish Department - Detail of House Changes

	Adjusts Funding for Health Insurance Premium Increases <sup>1</sup>	Removes One-Time Funding for Devils Lake Storage Building <sup>2</sup>	Removes One-Time Funding for State Fair Shooting Skills Building <sup>3</sup>	Total House Changes
Salaries and wages	(\$109,466)			(\$109,466)
Operating expenses				
Capital assets		(200,000)	(200,000)	(400,000)
Grants				
Land habitat and deer depredation	(5,270)			(5,270)
Noxious weed control				
Missouri River enforcement	(454)			(454)
Grants, gifts, and donations	(753)			(753)
Nongame wildlife conservation				
Lonetree reservoir	(3,012)			(3,012)
Wildlife services				
Accrued leave payments				
Total all funds	(\$118,955)	(\$200,000)	(\$200,000)	(\$518,955)
Less estimated income	(118,955)	(200,000)	(200,000)	(518,955)
General fund	\$0	\$0	\$0	\$0
FTE	0.00	0.00	0.00	0.00

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

<sup>2</sup> Funding is removed from special funds for a Devils Lake storage building.

<sup>3</sup> Funding is removed from special funds for a shooting skills building on the state fairgrounds.

A section is added to provide for a Legislative Management study regarding Game and Fish Department licenses provided to entities for the purpose of fundraising.

## REPORT OF STANDING COMMITTEE

**SB 2271, as engrossed and amended: Appropriations Committee (Rep. Delzer, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (19 YEAS, 2 NAYS, 2 ABSENT AND NOT VOTING). Engrossed SB 2271, as amended, was placed on the Sixth order on the calendar.**

In addition to the amendments adopted by the House as printed on pages 1095 and 1096 of the House Journal, Engrossed Senate Bill No. 2271 is further amended as follows:

Page 2, line 3, replace "biennium beginning July 1, 2015" with "period beginning with the effective date of this Act"

Renumber accordingly

#### **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 Sixtieth Day and recommends that it be corrected as follows and when so corrected, recommends that it be approved:

Page 1293, line 16, replace "1070, line 25" with "1283, line 8"

Page 1293, line 17, replace "1070, line 26" with "1283, line 9"

Page 1293, line 18, replace "1070, line 27" with "1283, line 10"

Page 1293, line 19, replace "1070, line 28" with "1283, line 11"

Page 1293, line 20, replace "1070, line 29" with "1283, line 12"

Page 1293, line 22, replace "1070, line 30" with "1283, line 13"

Page 1293, line 23, replace "1070, line 42" with "1282, line 36"

Page 1293, line 24, replace "1070, line 43" with "1282, line 37"

Page 1293, line 26, replace "1070, line 44" with "1282, line 38"

Page 1293, line 27, replace "1070, line 45" with "1282, line 39"

Page 1293, line 29, replace "1070, line 46" with "1282, line 40"

Page 1293, line 30, replace "1070, line 47" with "1282, line 41"

Page 1296, remove lines 33-34

Page 1310, line 4, after "unchanged" insert ", and the emergency clause carried"

Page 1310, line 9, after "has" insert "amended and subsequently"

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

#### **COMMUNICATION FROM GOVERNOR JACK DALRYMPLE**

This is to inform you that on April 6, 2015, I have signed the following: HB 1463.

#### **SIXTH ORDER OF BUSINESS**

**SPEAKER BELTER DEEMED** approval of the amendments to Engrossed SB 2001, Engrossed SB 2004, Engrossed SB 2011, Engrossed SB 2017, and Engrossed SB 2271.

Engrossed SB 2271, as amended, was rereferred to the **Appropriations Committee**.

Engrossed SB 2001, Engrossed SB 2004, Engrossed SB 2011, and Engrossed SB 2017, as amended, were placed on the Fourteenth order of business on today's calendar.

#### **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 HB 1057, Engrossed HB 1095, HB 1102, HB 1229, and Reengrossed HB 1359, which motion prevailed.

**THE SPEAKER APPOINTED** as a Conference Committee on:

**HB 1057:** Reps. Steiner, Dockter, Schneider

**Engrossed HB 1095:** Reps. Lefor, Hofstad, Hunskor

**HB 1102:** Reps. Ruby, Keiser, Boschee

**HB 1229:** Reps. Laning, Beadle, M. Nelson

**Reengrossed HB 1359:** Reps. Hofstad, Weisz, Oversen

#### **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 2050, Engrossed SB 2066, Engrossed SB 2113, Engrossed SB 2259, Engrossed SB 2334, and Engrossed SB 2367, which motion prevailed.

**THE SPEAKER APPOINTED** as a Conference Committee on:

**Engrossed SB 2050:** Reps. Fehr, Weisz, Muscha

**Engrossed SB 2066:** Reps. Ruby, Rick C. Becker, Hanson

**Engrossed SB 2113:** Reps. Froseth, Klein, Mitskog

**Engrossed SB 2259:** Reps. Kiefert, Seibel, Oversen

**Engrossed SB 2334:** Reps. Porter, Rich S. Becker, Mooney

**Engrossed SB 2367:** Reps. Fehr, Seibel, Mooney

#### **SECOND READING OF SENATE BILL**

**SB 2001:** A BILL for an Act to provide an appropriation for defraying the expenses of the office of the governor; and to amend and reenact sections 54-07-04 and 54-08-03 of the North Dakota Century Code, relating to the salaries of the governor and lieutenant governor.

#### **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 87 YEAS, 4 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Anderson, D.; Anderson, P.; Beadle; Becker, Rich S.; Bellew; Boe; Boehning; Boschee; Brabandt; Brandenburg; Carlson; Damschen; Delmore; Delzer; Devlin; Dockter; Dosch; Fehr; Froseth; Glassheim; Guggisberg; Haak; Hanson; Hatlestad; Hawken; Headland; Hofstad; Hogan; Holman; Hunskor; Johnson, D.; Karls; Kasper; Keiser; Kelsh; Kempenich; Kiefert; Klein; Klemin; 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; 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:** Becker, Rick C.; Johnson, M.; Kading; Koppelman, B.

**ABSENT AND NOT VOTING:** Anderson, B.; Frantsvog; Owens

Engrossed SB 2001, as amended, passed.

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#### **SECOND READING OF SENATE BILL**

**SB 2004:** A BILL for an Act to provide an appropriation for defraying the expenses of the state auditor; to create and enact a new section to chapter 54-10 of the North Dakota Century Code, relating to a higher education audit division of the state auditor's office; and to amend and reenact sections 54-10-01 and 54-10-10 of the North Dakota Century Code, relating to the powers and duties of the state auditor and the salary of the state auditor.

**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 72 YEAS, 19 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

**YEAS:** Anderson, D.; Anderson, P.; Beadle; Becker, Rick C.; Bellew; Boe; Boehning; Brabandt; Brandenburg; Carlson; Damschen; Delzer; Devlin; Dockter; Dosch; Fehr; Froseth; Glassheim; Haak; Hatlestad; Headland; Hofstad; Hunskor; Johnson, D.; Johnson, M.; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Klein; Klemin; Koppelman, B.; Koppelman, K.; Kreidt; Kretschmar; Laning; Larson; Lefor; Looyesen; Louser; Maragos; Martinson; Meier; Mitskog; Monson; Nathe; Nelson, J.; Olson; 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; Becker, Rich S.; Boschee; Delmore; Guggisberg; Hanson; Hawken; Hogan; Holman; Kelsh; Mock; Mooney; Muscha; Nelson, M.; Onstad; Oversen; Schneider; Strinden; Wallman

**ABSENT AND NOT VOTING:** Anderson, B.; Frantsvog; Owens

Engrossed SB 2004, as amended, passed.

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**SECOND READING OF SENATE BILL**

**SB 2011:** A BILL for an Act to provide an appropriation for defraying the expenses of the securities department.

**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 91 YEAS, 0 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Anderson, D.; Anderson, P.; Beadle; Becker, Rich S.; Becker, Rick C.; Bellew; Boe; Boehning; Boschee; Brabandt; Brandenburg; 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; Keiser; 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; 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:** Anderson, B.; Frantsvog; Owens

Engrossed SB 2011, as amended, passed.

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**SECOND READING OF SENATE BILL**

**SB 2017:** A BILL for an Act to provide an appropriation for defraying the expenses of the game and fish department; to create and enact a new section to chapter 20.1-08 of the North Dakota Century Code, relating to a gubernatorial proclamation concerning the hunting of elk; to provide for a legislative management study; and to provide an expiration 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 85 YEAS, 7 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

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

Boschee; Brandenburg; 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; Keiser; 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; Sanford; Schatz; Schmidt; Schneider; Schreiber Beck; Seibel; Silbernagel; Skarphol; Steiner; Streyle; Strinden; Sukut; Thoreson; Toman; Vigesaa; Wallman; Weisz; Zubke; Speaker Belter

**NAYS:** Becker, Rick C.; Bellew; Brabandt; Delzer; Rohr; Ruby; Trottier

**ABSENT AND NOT VOTING:** Anderson, B.; Frantsvog

Engrossed SB 2017, as amended, passed.

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### SECOND READING OF SENATE BILL

**SB 2271:** A BILL for an Act to create and enact section 4-01-31 of the North Dakota Century Code, relating to a pipeline restoration and reclamation oversight program; to provide an appropriation; and to declare an emergency.

### 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, 3 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Anderson, D.; Anderson, P.; Beadle; Becker, Rich S.; Becker, Rick C.; Boe; Boehning; Boschee; Brabandt; Brandenburg; Carlson; Damschen; Delmore; Delzer; Dockter; Dosch; Fehr; Froseth; Glassheim; Guggisberg; Haak; Hanson; Hatlestad; Hawken; Headland; Hofstad; Hogan; Holman; Hunskor; Johnson, D.; Kading; Karls; Kasper; Keiser; 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

**NAYS:** Bellew; Devlin; Johnson, M.

**ABSENT AND NOT VOTING:** Anderson, B.; Frantsvog

Engrossed SB 2271, as amended, passed and the emergency clause was declared carried.

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### SECOND READING OF SENATE BILL

**SB 2377:** A BILL for an Act to create and enact section 57-61-01.9 of the North Dakota Century Code, relating to severance tax for commercial leonardite; to amend and reenact subsection 5 of section 38-11.2-01, sections 38-12.1-01, 38-12.1-02, 38-12.1-03, 38-12.1-04, 38-12.1-05, and 38-14.1-02, subsection 3 of section 38-14.1-05, subsection 3 of section 38-14.1-13, subdivisions r and s of subsection 1 of section 38-14.1-14, subdivision c of subsection 2 of section 38-14.1-14, paragraph 2 of subdivision e of subsection 3 of section 38-14.1-21, subdivision b of subsection 4 of section 38-14.1-21, subsections 1 and 1.1 of section 38-14.1-24, subdivision b of subsection 3 of section 38-14.1-24, subsections 5, 10, and 18 of section 38-14.1-24, section 38-14.1-25, subdivision b of subsection 1 of section 38-14.1-27, subsections 1, 3, and 4 of section 38-14.1-37, and sections 38-15-01, 38-15-02, 38-18-05, and 38-18-07 of the North Dakota Century Code, relating to the definition of coal and commercial leonardite; and to provide for application.

**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 92 YEAS, 0 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Anderson, D.; Anderson, P.; Beadle; Becker, Rich S.; Becker, Rick C.; Bellew; Boe; Boehning; Boschee; Brabandt; Brandenburg; 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; Keiser; Kelsh; Kempenich; Kiefert; Klein; Klemm; 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; Trotter; Vigesaa; Wallman; Weisz; Zubke; Speaker Belter

**ABSENT AND NOT VOTING:** Anderson, B.; Frantsvog

Engrossed SB 2377, as amended, passed.

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**SECOND READING OF SENATE BILL**

**SB 2043:** A BILL for an Act to create and enact a new section to chapter 50-24.1 and a new subsection to section 50-24.6-04 of the North Dakota Century Code, relating to medical assistance coverage for the services of licensed community paramedics, advanced emergency medical technicians, emergency medical technicians, and drug manufacturer rebates.

**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 92 YEAS, 0 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Anderson, D.; Anderson, P.; Beadle; Becker, Rich S.; Becker, Rick C.; Bellew; Boe; Boehning; Boschee; Brabandt; Brandenburg; 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; Keiser; Kelsh; Kempenich; Kiefert; Klein; Klemm; 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; Trotter; Vigesaa; Wallman; Weisz; Zubke; Speaker Belter

**ABSENT AND NOT VOTING:** Anderson, B.; Frantsvog

Engrossed SB 2043, as amended, passed.

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**SECOND READING OF SENATE BILL**

**SB 2348:** A BILL for an Act to amend and reenact section 32-03.1-02.3 of the North Dakota Century Code, relating to training in the use of automated external defibrillators.

**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 78 YEAS, 14 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Anderson, D.; Anderson, P.; Becker, Rich S.; Boe; Boehning; Boschee; Brabandt; Brandenburg; Carlson; Damschen; Delmore; Devlin; Dockter; Dosch; Fehr; Froseth; Guggisberg; Haak; Hanson; Hatlestad; Hawken; Headland; Hofstad;

Hogan; Hunskor; Johnson, D.; Johnson, M.; Karls; Kasper; Kelsh; Kempenich; Kiefert; Klein; Klemin; Koppelman, K.; Kreidt; Kretschmar; Laning; Larson; Lefor; Looyesen; Louser; Maragos; Martinson; Meier; Mitskog; Mock; Monson; Mooney; Muscha; Nathe; Nelson, J.; Onstad; Oversen; Owens; Pollert; Porter; Rohr; Ruby; Sanford; Schmidt; Schneider; Schreiber Beck; Seibel; Silbernagel; Skarphol; Steiner; Streyle; Strinden; Sukut; Toman; Trottier; Vigesaa; Wallman; Weisz; Zubke; Speaker Belter

**NAYS:** Beadle; Becker, Rick C.; Bellew; Delzer; Glasheim; Holman; Kading; Keiser; Koppelman, B.; Nelson, M.; Olson; Paur; Schatz; Thoreson

**ABSENT AND NOT VOTING:** Anderson, B.; Frantsvog

Engrossed SB 2348, as amended, passed.

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### SECOND READING OF SENATE BILL

**SB 2274:** A BILL for an Act to create and enact a new section to chapter 62.1-05 of the North Dakota Century Code, relating to chief law enforcement officer certification for certain firearms.

### 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 92 YEAS, 0 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Anderson, D.; Anderson, P.; Beadle; Becker, Rich S.; Becker, Rick C.; Bellew; Boe; Boehning; Boschee; Brabandt; Brandenburg; Carlson; Damschen; Delmore; Delzer; Devlin; Dockter; Dosch; Fehr; Froseth; Glasheim; 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; 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:** Anderson, B.; Frantsvog

SB 2274, as amended, passed.

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### SECOND READING OF SENATE BILL

**SB 2093:** A BILL for an Act to amend and reenact subsection 3 of section 20.1-03-36.2 of the North Dakota Century Code, relating to guide and outfitter licenses; and to provide for application.

### 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 92 YEAS, 0 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Anderson, D.; Anderson, P.; Beadle; Becker, Rich S.; Becker, Rick C.; Bellew; Boe; Boehning; Boschee; Brabandt; Brandenburg; Carlson; Damschen; Delmore; Delzer; Devlin; Dockter; Dosch; Fehr; Froseth; Glasheim; 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; 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:** Anderson, B.; Frantsvog

Engrossed SB 2093 passed.

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### SECOND READING OF SENATE BILL

**SB 2079:** A BILL for an Act to amend and reenact section 23-09.3-01.1 and subsections 1 and 2 of section 23-16-01.1 of the North Dakota Century Code, relating to the moratoria on basic care and nursing facility bed capacity; 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 67 YEAS, 25 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Anderson, D.; Beadle; Becker, Rich S.; Boe; Boehning; Boschee; Brandenburg; Carlson; Damschen; Delmore; Devlin; Dockter; Froseth; Glassheim; Guggisberg; Haak; Hanson; Hatlestad; Hawken; Hofstad; Hogan; Holman; Hunskor; Johnson, D.; Johnson, M.; Karls; Kasper; Keiser; Kelsh; Kiefert; Klein; Klemin; Kreidt; Kretschmar; Laning; Larson; Lefor; Maragos; Martinson; Mitskog; Mock; Monson; Mooney; Muscha; Nathe; Nelson, J.; Nelson, M.; Onstad; Oversen; Owens; Paur; Pollert; Sanford; Schneider; Schreiber Beck; Seibel; Silbernagel; Skarphol; Steiner; Strinden; Sukut; Trottier; Vigesaa; Wallman; Zubke; Speaker Belter

**NAYS:** Anderson, P.; Becker, Rick C.; Bellew; Brabandt; Delzer; Dosch; Fehr; Headland; Kading; Kempenich; Koppelman, B.; Koppelman, K.; Looyesen; Louser; Meier; Olson; Porter; Rohr; Ruby; Schatz; Schmidt; Streyle; Thoreson; Toman; Weisz

**ABSENT AND NOT VOTING:** Anderson, B.; Frantsvog

Engrossed SB 2079 passed and the emergency clause was declared carried.

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### CONSIDERATION OF MESSAGE FROM THE SENATE

**REP. KLEMIN MOVED** that the House do concur in the Senate amendments to Engrossed HB 1417 as printed on HJ page 1199, which motion prevailed on a voice vote.

Engrossed HB 1417 as amended, was placed on the Eleventh order of business.

### SECOND READING OF HOUSE BILL

**HB 1417:** A BILL for an Act to amend and reenact section 11-11-50 of the North Dakota Century Code, relating to an armed services' room in courthouses.

### 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 92 YEAS, 0 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Anderson, D.; Anderson, P.; Beadle; Becker, Rich S.; Becker, Rick C.; Bellew; Boe; Boehning; Boschee; Brabandt; Brandenburg; 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; Keiser; 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:** Anderson, B.; Frantsvog

Engrossed HB 1417, as amended, passed.

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**CONSIDERATION OF MESSAGE FROM THE SENATE**

**REP. KEISER MOVED** that the House do concur in the Senate amendments to Engrossed HB 1035 as printed on HJ page 1216, which motion prevailed on a voice vote.

Engrossed HB 1035 as amended, was placed on the Eleventh order of business.

**SECOND READING OF HOUSE BILL**

**HB 1035:** A BILL for an Act to provide for legislative management studies of the state's health care delivery system and a behavioral health and addiction training initiative.

**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 88 YEAS, 4 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Anderson, D.; Anderson, P.; Beadle; Becker, Rich S.; Becker, Rick C.; Boe; Boehning; Boschee; Brabandt; Brandenburg; 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; Keiser; 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; Strinden; Sukut; Thoreson; Trottier; Vigesaa; Wallman; Weisz; Zubke; Speaker Belter

**NAYS:** Bellew; Delzer; Streyle; Toman

**ABSENT AND NOT VOTING:** Anderson, B.; Frantsvog

Engrossed HB 1035, as amended, passed.

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**CONSIDERATION OF MESSAGE FROM THE SENATE**

**REP. KEISER MOVED** that the House do concur in the Senate amendments to Engrossed HB 1101 as printed on HJ pages 1085-1088, which motion prevailed on a voice vote.

Engrossed HB 1101 as amended, was placed on the Eleventh order of business.

**SECOND READING OF HOUSE BILL**

**HB 1101:** A BILL for an Act to create and enact sections 13-04.1-18, 13-08-16, and 13-11-31 of the North Dakota Century Code, relating to the customer information of money brokers, deferred presentment service providers, and debt-settlement providers; to amend and reenact sections 13-04.1-01.1, 13-04.1-02.1, 13-04.1-04, 13-04.1-09, 13-04.1-15, 13-05-04, and 13-05-05.1, subsection 13 of section 13-09-02, sections 13-09-03 and 13-09-07.1, and subsections 1 and 2 of section 13-10-03 of the North Dakota Century Code, relating to money brokers, collection agencies, money transmitters, and mortgage loan originators; and to declare an emergency.

**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 92 YEAS, 0 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Anderson, D.; Anderson, P.; Beadle; Becker, Rich S.; Becker, Rick C.; Bellew; Boe; Boehning; Boschee; Brabandt; Brandenburg; 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; Keiser; 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:** Anderson, B.; Frantsvog

Engrossed HB 1101, as amended, passed and the emergency clause was declared carried.

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### 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 92 YEAS, 0 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Anderson, D.; Anderson, P.; Beadle; Becker, Rich S.; Becker, Rick C.; Bellew; Boe; Boehning; Boschee; Brabandt; Brandenburg; 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; Keiser; 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:** Anderson, B.; Frantsvog

Engrossed HB 1143, as amended, passed.

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### CONSIDERATION OF MESSAGE FROM THE SENATE

**REP. KEISER MOVED** that the House do concur in the Senate amendments to Engrossed HB 1143 as printed on HJ page 1002, which motion prevailed on a voice vote.

Engrossed HB 1143 as amended, was placed on the Eleventh order of business.

### CONSIDERATION OF MESSAGE FROM THE SENATE

**REP. KEISER MOVED** that the House do concur in the Senate amendments to Engrossed HB 1191 as printed on HJ page 1255, which motion prevailed on a voice vote.

Engrossed HB 1191 as amended, was placed on the Eleventh order of business.

### SECOND READING OF HOUSE BILL

**HB 1191:** A BILL for an Act to create and enact a new section to chapter 47-16 of the North Dakota Century Code, relating to service or assistance animals in rental dwelling units.

### 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 84 YEAS, 8 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

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

**NAYS:** Fehr; Glassheim; Johnson, M.; Meier; Mock; Olson; Oversen; Wallman

**ABSENT AND NOT VOTING:** Anderson, B.; Frantsvog

Reengrossed HB 1191 passed.

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#### CONSIDERATION OF MESSAGE FROM THE SENATE

**REP. KEISER MOVED** that the House do concur in the Senate amendments to Engrossed HB 1202 as printed on HJ page 1106, which motion prevailed on a voice vote.

Engrossed HB 1202 as amended, was placed on the Eleventh order of business.

#### SECOND READING OF HOUSE BILL

**HB 1202:** A BILL for an Act to amend and reenact section 34-14-09.2 of the North Dakota Century Code, relating to withholding of awarded paid time off; and to provide for application.

#### 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 92 YEAS, 0 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Anderson, D.; Anderson, P.; Beadle; Becker, Rich S.; Becker, Rick C.; Bellew; Boe; Boehning; Boschee; Brabandt; Brandenburg; 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; Keiser; 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; Vigasaa; Wallman; Weisz; Zubke; Speaker Belter

**ABSENT AND NOT VOTING:** Anderson, B.; Frantsvog

Reengrossed HB 1202 passed.

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#### CONSIDERATION OF MESSAGE FROM THE SENATE

**REP. KEISER MOVED** that the House do concur in the Senate amendments to Engrossed HB 1382 as printed on HJ page 1017, which motion prevailed on a voice vote.

Engrossed HB 1382 as amended, was placed on the Eleventh order of business.

#### SECOND READING OF HOUSE BILL

**HB 1382:** A BILL for an Act to create and enact a new section to chapters 10-13 and 40-33 of the North Dakota Century Code, relating to the construction of electric

transmission lines by cooperatives and municipal power agencies; and to provide for application.

#### 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 92 YEAS, 0 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Anderson, D.; Anderson, P.; Beadle; Becker, Rich S.; Becker, Rick C.; Bellew; Boe; Boehning; Boschee; Brabandt; Brandenburg; 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; Keiser; 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; Vigasaa; Wallman; Weisz; Zubke; Speaker Belter

**ABSENT AND NOT VOTING:** Anderson, B.; Frantsvog

Reengrossed HB 1382 passed.

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#### CONSIDERATION OF MESSAGE FROM THE SENATE

**REP. KEISER MOVED** that the House do concur in the Senate amendments to Engrossed HB 1384 as printed on HJ page 1007, which motion prevailed on a voice vote.

Engrossed HB 1384 as amended, was placed on the Eleventh order of business.

#### SECOND READING OF HOUSE BILL

**HB 1384:** A BILL for an Act to create and enact chapter 26.1-26.7 of the North Dakota Century Code, relating to portable electronics insurance.

#### 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, 2 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Anderson, D.; Anderson, P.; Beadle; Becker, Rich S.; Becker, Rick C.; Bellew; Boe; Boehning; Boschee; Brabandt; Brandenburg; 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; Keiser; 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; Strinden; Sukut; Thoreson; Toman; Trottier; Vigasaa; Wallman; Weisz; Zubke; Speaker Belter

**NAYS:** Delzer; Streyle

**ABSENT AND NOT VOTING:** Anderson, B.; Frantsvog

Reengrossed HB 1384 passed.

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#### CONSIDERATION OF MESSAGE FROM THE SENATE

**REP. KEISER MOVED** that the House do concur in the Senate amendments to Engrossed HB 1434 as printed on HJ page 1085, which motion prevailed on a voice vote.

Engrossed HB 1434 as amended, was placed on the Eleventh order of business.

### SECOND READING OF HOUSE BILL

**HB 1434:** A BILL for an Act to amend and reenact section 5-02-05 of the North Dakota Century Code, relating to sales of alcohol on Sunday.

### 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 53 YEAS, 39 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Anderson, D.; Anderson, P.; Beadle; Becker, Rich S.; Becker, Rick C.; Boe; Boehning; Boschee; Delmore; Dockter; Fehr; Glassheim; Guggisberg; Haak; Hanson; Hatlestad; Hawken; Headland; Hogan; Johnson, M.; Kading; Kasper; Keiser; Kelsh; Klemin; Kretschmar; Looysen; Louser; Maragos; Martinson; Meier; Mitskog; Mock; Mooney; Muscha; Nathe; Nelson, J.; Nelson, M.; Olson; Onstad; Oversen; Owens; Ruby; Sanford; Schatz; Schneider; Schreiber Beck; Streyle; Strinden; Thoreson; Wallman; Speaker Belter

**NAYS:** Bellew; Brabandt; Brandenburg; Carlson; Damschen; Delzer; Devlin; Dosch; Froseth; Hofstad; Holman; Hunskor; Johnson, D.; Karls; Kempenich; Kiefert; Klein; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Larson; Lefor; Monson; Paur; Pollert; Porter; Rohr; Schmidt; Seibel; Silbernagel; Skarphol; Steiner; Sukut; Toman; Trottier; Vigesaa; Weisz; Zubke

**ABSENT AND NOT VOTING:** Anderson, B.; Frantsvog

Reengrossed HB 1434 passed.

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### CONSIDERATION OF MESSAGE FROM THE SENATE

**REP. PORTER MOVED** that the House do concur in the Senate amendments to HB 1081 as printed on HJ page 1278, which motion prevailed on a voice vote.

HB 1081 as amended, was placed on the Eleventh order of business.

### SECOND READING OF HOUSE BILL

**HB 1081:** A BILL for an Act to amend and reenact sections 20.1-04-07, 20.1-08-04.2, 20.1-08-04.6, 20.1-08-04.13 of the North Dakota Century Code, relating to big game and turkey hunting licenses for youth with a life-threatening illness; and to provide for a legislative management study.

### ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 92 YEAS, 0 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Anderson, D.; Anderson, P.; Beadle; Becker, Rich S.; Becker, Rick C.; Bellew; Boe; Boehning; Boschee; Brabandt; Brandenburg; 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; Keiser; Kelsh; Kempenich; Kiefert; Klein; Klemin; Koppelman, B.; Koppelman, K.; Kreidt; Kretschmar; Laning; Larson; Lefor; Looysen; 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:** Anderson, B.; Frantsvog

Engrossed HB 1081 passed.

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**CONSIDERATION OF MESSAGE FROM THE SENATE**

**REP. PORTER MOVED** that the House do concur in the Senate amendments to HB 1158 as printed on HJ page 1279, which motion prevailed on a voice vote.

HB 1158 as amended, was placed on the Eleventh order of business.

**SECOND READING OF HOUSE BILL**

**HB 1158:** A BILL for an Act to amend and reenact sections 20.1-03-17, 20.1-03-18, 20.1-03-19, 20.1-03-20, and 26.1-21-09.1 of the North Dakota Century Code, relating to the issuance of game and fish licenses; and to provide an 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 92 YEAS, 0 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Anderson, D.; Anderson, P.; Beadle; Becker, Rich S.; Becker, Rick C.; Bellew; Boe; Boehning; Boschee; Brabandt; Brandenburg; 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; Keiser; 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:** Anderson, B.; Frantsvog

Engrossed HB 1158 passed.

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**CONSIDERATION OF MESSAGE FROM THE SENATE**

**REP. PORTER MOVED** that the House do concur in the Senate amendments to HB 1124 as printed on HJ page 1302, which motion prevailed on a voice vote.

HB 1124 as amended, was placed on the Eleventh order of business.

**SECOND READING OF HOUSE BILL**

**HB 1124:** A BILL for an Act to amend and reenact section 49-22-04 of the North Dakota Century Code, relating to utilities' ten-year plans submitted to the public service commission.

**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 91 YEAS, 1 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Anderson, D.; Anderson, P.; Beadle; Becker, Rich S.; Becker, Rick C.; Bellew; Boe; Boehning; Boschee; Brabandt; Brandenburg; 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; Keiser; 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

**NAYS:** Delzer

**ABSENT AND NOT VOTING:** Anderson, B.; Frantsvog

Engrossed HB 1124 passed.

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**MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)**  
**MR. PRESIDENT:** The House has passed, unchanged: SB 2093.

**MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)**  
**MR. PRESIDENT:** The House has passed, the emergency clause carried, unchanged: SB 2079.

**MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)**  
**MR. PRESIDENT:** The House has amended and subsequently passed: SB 2001, SB 2004, SB 2011, SB 2017, SB 2043, SB 2274, SB 2348, SB 2377.

**MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)**  
**MR. PRESIDENT:** The House has amended, subsequently passed, and the emergency clause carried: SB 2271.

**MESSAGE TO THE HOUSE FROM THE SENATE (JANE SCHAIBLE, SECRETARY)**  
**MR. SPEAKER:** The Senate has passed, unchanged: HB 1181, HB 1221.

**MESSAGE TO THE HOUSE FROM THE SENATE (JANE SCHAIBLE, SECRETARY)**  
**MR. SPEAKER:** The Senate has amended and subsequently passed: HB 1016, HB 1068, HB 1072, HB 1112, HB 1176, HB 1244, HB 1255, HB 1340, HB 1366, HB 1367.

**SENATE AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1016**

Page 1, replace line 12 with:

"Salaries and wages	\$36,224,278	\$3,435,960	\$39,660,238"
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Page 1, replace lines 20 through 22 with:

"Total all funds	\$79,211,267	(\$6,627,210)	\$72,584,057
Less estimated income	<u>77,301,032</u>	<u>(6,833,166)</u>	<u>70,467,866</u>
Total general fund	\$1,910,235	\$205,956	\$2,116,191"

Page 2, replace lines 8 through 9 with:

"Virtual OneStop application		<u>0</u>	<u>9,500</u>
Total all funds		\$616,496	\$89,500"

Page 2, replace line 11 with:

"Total general fund		\$120,000	\$89,500"
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ReNUMBER accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:**

**House Bill No. 1016 - Job Service North Dakota - Senate Action**

	Base Budget	House Version	Senate Changes	Senate Version
Salaries and wages	\$36,224,278	\$39,829,646	(\$169,408)	\$39,660,238
Operating expenses	18,687,700	13,512,657		13,512,657
Capital assets	20,000	20,000		20,000
Grants	8,850,497	5,404,326		5,404,326
Workforce 20/20	1,541,924	1,579,836		1,579,836
Reed Act - Computer modernization	12,407,000	12,407,000		12,407,000
Accrued leave payments	<u>1,479,868</u>			
Total all funds	\$79,211,267	\$72,753,465	(\$169,408)	\$72,584,057
Less estimated income	<u>77,301,032</u>	<u>70,636,352</u>	<u>(168,486)</u>	<u>70,467,866</u>

General fund	\$1,910,235	\$2,117,113	(\$922)	\$2,116,191
FTE	250.76	237.76	0.00	237.76

**Department No. 380 - Job Service North Dakota - Detail of Senate Changes**

	Adjusts Funding for Health Insurance Premium Increases <sup>1</sup>	Total Senate Changes
Salaries and wages	(\$169,408)	(\$169,408)
Operating expenses		
Capital assets		
Grants		
Workforce 20/20		
Reed Act - Computer modernization		
Accrued leave payments		
<b>Total all funds</b>	(\$169,408)	(\$169,408)
Less estimated income	(168,486)	(168,486)
<b>General fund</b>	(\$922)	(\$922)
<b>FTE</b>	0.00	0.00

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

This amendment also transfers \$100,000 from the general fund for the Virtual OneStop application system from one-time funding to ongoing funding.

**SENATE AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1068**

Page 1, line 1, after "to" insert "create and enact a new subsection to section 38-08-26 of the North Dakota Century Code, relating to access to pipeline information by the Three Affiliated Tribes; and to"

Page 1, after line 15, insert:

**"SECTION 2.** A new subsection to section 38-08-26 of the North Dakota Century Code is created and enacted as follows:

Upon the request of the tribal government of the Three Affiliated Tribes, the commission shall allow access by the tribal government to the information contained in the geographic information system database for pipelines located within the exterior boundary of the Fort Berthold Reservation."

ReNUMBER accordingly

**SENATE AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1072**

Page 1, line 1, replace the semicolon with "and"

Page 1, line 19, remove the underscored colon

Page 1, line 20, replace "a. The" with "the"

Page 1, line 24, replace "; or" with an underscored period

Page 2, remove lines 1 through 3

ReNUMBER accordingly

**SENATE AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1112**

Page 1, line 3, after "recovery" insert "; and to provide for an expiration date"

Page 3, after line 2, insert:

**"SECTION 4. EXPIRATION DATE.** This Act is effective through June 30, 2017, and after that date is ineffective."

Renumber accordingly

**SENATE AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1176**

Page 1, line 1, after "sections" insert "15-08.1-08,"

Page 1, line 1, after "57-51-01" insert a comma

Page 1, line 2, after the first "to" insert "the unobligated balance of the strategic investment and improvements fund and"

Page 1, after line 5, insert:

**"SECTION 1. AMENDMENT.** Section 15-08.1-08 of the North Dakota Century Code is amended and reenacted as follows:

**15-08.1-08. Income - Expenses - Reimbursement - Creation of strategic investment and improvements fund - Legislative intent—Contingent transfer to legacy fund.**

The income derived from the sale, lease, and management of the mineral interests acquired by the board of university and school lands pursuant to this chapter and other funds as provided by law must, after deducting the expenses of sale, lease, and management of the property, be deposited in a fund to be known as the strategic investment and improvements fund. The corpus and interest of such trust may be expended as the legislative assembly may provide for one-time expenditures relating to improving state infrastructure or for initiatives to improve the efficiency and effectiveness of state government. It is the intent of the legislative assembly that moneys in the fund may be included in draft appropriation acts under section 54-44.1-06 and may be appropriated by the legislative assembly, but only to the extent that the moneys are estimated to be available at the beginning of the biennium in which the appropriations are authorized. ~~If the unobligated balance in the fund at the end of any month exceeds three hundred million dollars, twenty five percent of any revenues received for deposit in the fund in the subsequent month must be deposited instead into the legacy fund. For purposes of this section, "unobligated balance in the fund" means the balance in the fund reduced by appropriations or transfers from the fund authorized by the legislative assembly, guarantee reserve fund requirements under section 6-09.7-05, and any fund balance designated by the board of university and school lands relating to potential title disputes related to certain riverbed leases."~~

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

Page 1, line 18, remove "seven"

Page 1, line 19, remove "and one-half"

Page 4, line 4, after "city" insert ", which is located in a county that received an allocation under subsection 2."

Page 4, line 9, after "b." insert "Allocate to each hub city, which is located in a county that did not receive an allocation under subsection 2, a monthly amount that will provide a total allocation of two hundred fifty thousand dollars per fiscal year for each full or partial percentage point of its private covered employment engaged in oil and gas-related employment, according to annual data compiled by job service North Dakota:

c."

Page 4, line 9, after "district" insert ". which is located in a county that received an allocation under subsection 2."

Page 4, line 13, after "Dakota" insert ". provided that hub city school districts, which are located in a county that did not receive an allocation under subsection 2, must be excluded from the allocations under this subdivision"

Page 4, line 14, replace "c." with "d."

Page 4, line 19, replace "d." with "e."

Page 4, line 21, replace "e." with "f."

Page 4, line 25, replace "f." with "g."

Page 4, line 30, replace "g." with "h."

Page 6, line 16, remove the overstrike over "Sixty"

Page 6, line 16, remove "Sixty-four"

Page 7, line 6, remove the overstrike over "Three"

Page 7, line 6, remove "Two"

Page 7, line 16, remove the overstrike over "Three"

Page 7, line 16, remove "Two"

Page 7, line 26, remove the overstrike over "Nine"

Page 7, line 26, remove "Seven"

Page 14, line 18, replace "county major collector roadway miles as defined by the department of transportation" with "estimated unmet road and bridge investment needs"

Page 14, line 20, replace "county major collector roadway miles" with "estimated unmet road and bridge investment needs"

Page 14, line 21, replace "county major collector roadway miles" with "estimated unmet road and bridge investment needs"

Page 14, line 22, after the period insert "For purposes of this section, "estimated unmet road and bridge investment needs" means a county's total estimated road and bridge investment needs for the years 2015 to 2034, identified in the most recently completed report by the upper great plains transportation institute less the amount distributed to the county under subsection 2 of section 2 of Senate Bill No. 2103, as approved by the sixty-fourth legislative assembly."

Page 15, line 2, after "state" insert "or which improve traffic safety"

Page 15, replace lines 3 through 5 with

- "(1) Roadways and bridges must provide at least one of the following:
  - (a) Continuity and connectivity to efficiently integrate and improve major paved and unpaved corridors within the county and across county borders;
  - (b) Connectivity to significant traffic generators; or

(c) Direct improvement in traffic safety."

Page 15, line 31, replace the first comma with "and"

Page 15, line 31, replace the second comma with "costs incurred on related projects as of July 1, 2015,"

Page 15, line 31, after "and" insert "may be applied to"

Page 16, line 14, replace "\$139,626,588" with "\$139,300,000"

Page 16, line 20, remove "to taxing districts"

Page 16, line 25, replace "\$10,000,000" with "\$48,000,000"

Page 16, line 27, after "office" insert ", in consultation with the aeronautics commission,"

Page 17, line 1, remove "\$10,000,000, or so much of the sum as may be necessary, for grants to hub cities. A"

Page 17, remove lines 2 through 6

Page 17, line 7, replace "3. \$20,000,000" with "\$30,000,000"

Page 17, line 9, remove ". A school district is eligible"

Page 17, replace lines 10 through 13 with "and must be distributed based on oil and gas gross production tax distribution payments to school districts. The distribution to each school district must be proportional to each school district's total distribution payments under subdivision b of subsection 1, subdivision b of subsection 4, or subdivision b of subsection 5 of section 57-51-15, for the period beginning September 1, 2013, and ending August 31, 2014, relative to the combined total of all distribution payments to school districts under subdivision b of subsection 1, subdivision b of subsection 4, and subdivision b of subsection 5 of section 57-51-15, for the period beginning September 1, 2013, and ending August 31, 2014.

3. \$10,000,000, or so much of the sum as may be necessary, for grants to law enforcement agencies impacted by oil and gas development. The director of the energy infrastructure and impact office, in consultation with the drug and violent crime policy board of the attorney general's office, shall adopt grant procedures and requirements necessary for the distribution of grants under this subsection. The grants must be distributed to law enforcement agencies in oil-impacted counties where crime-related activities have increased or in other counties if the crime-related activities in oil-impacted counties originated in any of those counties.
4. Notwithstanding chapter 57-62, \$10,000,000, or so much of the sum as may be necessary, for grants to critical access hospitals in oil-producing counties and in counties contiguous to an oil-producing county to address the effects of oil and gas-related economic development activities. The director of the energy infrastructure and impact office, in consultation with the department of human services, shall adopt grant procedures and requirements necessary for the distribution of grants under this subsection. One-half of the grant funding must be distributed in January of each year of the biennium.
5. Notwithstanding chapter 57-62, \$8,000,000, or so much of the sum as may be necessary, for grants to certain eligible counties. The grants must be distributed in equal amounts to each eligible county. For purposes of this subsection, "eligible counties" means the two counties that received the fifth and sixth highest amount of total allocations under subsection 2 of section 57-51-15, for the period beginning September 1, 2013, and ending August 31, 2014.

6. Notwithstanding chapter 57-62, \$6,000,000, or so much of the sum as may be necessary, for grants to emergency medical services providers for expenditures that would mitigate negative effects of oil and gas-related development affecting emergency medical services providers providing services in oil-producing counties, including the need for increased emergency medical services providers services, staff, equipment, coverage, and personnel training. The director of the energy infrastructure and impact office may develop grant procedures and requirements necessary for the distribution of grants under this subsection.
7. \$5,000,000, or so much of the sum as may be necessary, for grants to eligible political subdivisions. For purposes of this subsection, "eligible political subdivisions" means counties, cities, organized townships, or other taxing districts in the seven counties that individually received total allocations of less than \$5,000,000 under subsection 2 of section 57-51-15, for the period beginning September 1, 2013, and ending August 31, 2014.
8. Notwithstanding chapter 57-62, \$4,000,000, or so much of the sum as may be necessary, for grants to nursing homes and to providers of home health services and hospice programs in oil-producing counties and in counties contiguous to an oil-producing county to address the effects of oil and gas and related development activities. The director of the energy infrastructure and impact office, in consultation with the department of human services, shall adopt grant procedures and requirements necessary for the distribution of grants under this subsection. Of the \$4,000,000, up to \$750,000 must be distributed to home health services and hospice programs, and the remaining amount must be distributed to nursing homes.
9. \$3,000,000, or so much of the sum as may be necessary, for grants to fire protection districts for expenditures that would mitigate negative effects of oil and gas-related development affecting fire protection districts providing services in oil-producing counties, including the need for increased fire protection district services, staff, equipment, coverage, and personnel training. The director of the energy infrastructure and impact office may develop grant procedures and requirements necessary for the distribution of grants under this subsection.
10. Notwithstanding chapter 57-62, \$2,000,000, or so much of the sum as may be necessary, for grants to nursing homes, basic care facilities, and providers that serve individuals with developmental disabilities located in oil-producing counties to address the effects of oil and gas-related development activities. The director of the energy infrastructure and impact office, in consultation with the department of human services, shall adopt grant procedures and requirements necessary for the distribution of grants under this subsection. The grants must be distributed in January of each year of the biennium, based on the number of full-time equivalent positions of each nursing home, facility, or provider as determined by the department of human services. When setting rates for the entities receiving grants under this section, the department of human services shall exclude grant income received under this section as an offset to costs.
11. Notwithstanding chapter 57-62, \$2,000,000, or so much of the sum as may be necessary, for grants to domestic violence sexual assault organizations as defined in section 14-07.1-01 that are located in oil-producing counties to address the effects of oil and gas-related development activities. The director of the energy infrastructure and impact office, in consultation with the department of commerce, shall adopt grant procedures and requirements necessary for the distribution of grants under this subsection. The requirements must include required local matching funds of at least two dollars of nonstate funds for each dollar of grant funds.

- 12. \$2,000,000, or so much of the sum as may be necessary, for grants to local district health units that are located in oil-producing counties to address the effects of oil and gas-related development activities. The director of the energy infrastructure and impact office, in consultation with the state department of health, shall adopt grant procedures and requirements necessary for the distribution of grants under this subsection."

Page 17, line 14, replace "4." with "13."

Page 17, line 18, replace "5." with "14."

Page 17, line 22, replace "6." with "15."

Page 17, line 26, after the second boldfaced period insert "Section 1 of this Act is effective for tax collections received by the tax commissioner and for royalty, bonus, and other revenues received for deposit into the strategic investment and improvements fund after June 30, 2015."

Page 17, line 26, replace "1" with "2"

Page 17, line 26, replace "2" with "3"

Renumber accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:**

**House Bill No. 1176 - Summary of Senate Action**

	Base Budget	House Version	Senate Changes	Senate Version
Department of Trust Lands				
Total all funds	\$0	\$139,626,588	(\$326,588)	\$139,300,000
Less estimated income	0	139,626,588	(326,588)	139,300,000
General fund	\$0	\$0	\$0	\$0
Department of Transportation				
Total all funds	\$0	\$112,000,000	\$0	\$112,000,000
Less estimated income	0	0	0	0
General fund	\$0	\$112,000,000	\$0	\$112,000,000
Bill total				
Total all funds	\$0	\$251,626,588	(\$326,588)	\$251,300,000
Less estimated income	0	139,626,588	(326,588)	139,300,000
General fund	\$0	\$112,000,000	\$0	\$112,000,000

**House Bill No. 1176 - Department of Trust Lands - Senate Action**

	Base Budget	House Version	Senate Changes	Senate Version
Oil and gas impact grants		\$139,626,588	(\$326,588)	\$139,300,000
Total all funds	\$0	\$139,626,588	(\$326,588)	\$139,300,000
Less estimated income	0	139,626,588	(326,588)	139,300,000
General fund	\$0	\$0	\$0	\$0
FTE	0.00	0.00	0.00	0.00

**Department No. 226 - Department of Trust Lands - Detail of Senate Changes**

	Adjusts Funding for Administrative Costs <sup>1</sup>	Total Senate Changes
Oil and gas impact grants	(\$326,588)	(\$326,588)
Total all funds	(\$326,588)	(\$326,588)
Less estimated income	(326,588)	(326,588)
General fund	\$0	\$0
	0.00	0.00

FTE



<sup>1</sup> The Senate reduced the funding for grants to provide additional funding for administrative costs.

The Senate version provides additional designations for grants from the oil and gas impact grant fund compared to the House version as shown in the schedule below.

**House Bill No. 1176 - Department of Transportation - Senate Action**

The Senate version changes the basis for the distributions from county major collector roadway miles to estimated unmet road and bridge investment needs.

**House Bill No. 1176 - Other Changes - Senate Action**

House Bill No. 1176	
House Version [15.0329.05000]	Proposed Senate Version [15.0329.05013]
<p><b>Contingent transfers to legacy fund</b></p> <ul style="list-style-type: none"> <li>Same as current law.</li> </ul> <p><b>Hub cities and hub city school districts</b></p> <ul style="list-style-type: none"> <li>Changes the definition of a hub city related to employment percentages from employment in the mining industry to oil and gas-related employment, increases the required employment percentage from 1 to 7.5 percent, and clarifies that the hub cities' allocation percentages be updated annually.</li> </ul>	<p><b>Contingent transfers to legacy fund</b></p> <ul style="list-style-type: none"> <li>Removes the contingent transfer of 25 percent of revenue from the strategic investment and improvements fund to the legacy fund when the unobligated balance of the strategic investment and improvements fund exceeds \$300 million.</li> </ul> <p><b>Hub cities and hub city school districts</b></p> <ul style="list-style-type: none"> <li>Changes the definition of a hub city related to employment percentages from employment in the mining industry to oil and gas-related employment and clarifies that the hub cities' allocation percentages be updated annually.</li> </ul>
<p><b>Additional school district allocation</b></p> <ul style="list-style-type: none"> <li>Allocates \$1.5 million each fiscal year to each county that received more than \$5 million, but less than \$30 million of oil and gas tax collections in the prior state fiscal year for distributions to school districts, excluding hub city school districts.</li> </ul> <p><b>Oil and gas impact grant fund allocations</b></p> <ul style="list-style-type: none"> <li>Decreases the oil and gas gross production tax revenue collections allocated to the oil and gas impact grant fund from \$240 million per biennium to \$140 million per biennium.</li> </ul> <p><b>North Dakota outdoor heritage fund allocations</b></p> <ul style="list-style-type: none"> <li>Increases the amount allocated to the North Dakota outdoor heritage fund from 4 to 8 percent and increases the allocation limit from \$15 million per fiscal year to \$20 million per fiscal year.</li> </ul>	<ul style="list-style-type: none"> <li>Allocates \$375,000 per full or partial employment percentage point to hub cities located in oil-producing counties.</li> <li>Allocates \$250,000 per full or partial employment percentage point to hub cities located in non-oil-producing counties.</li> <li>Allocates \$125,000 per full or partial employment percentage point to hub city school districts located in oil-producing counties and excludes hub city school districts located in non-oil-producing counties from allocations.</li> </ul> <p><b>Additional school district allocation</b></p> <ul style="list-style-type: none"> <li>Allocates \$1.5 million each fiscal year to each county that received more than \$5 million, but less than \$30 million of oil and gas tax collections in the prior state fiscal year for distributions to school districts, excluding hub city school districts. (Same as House)</li> </ul> <p><b>Oil and gas impact grant fund allocations</b></p> <ul style="list-style-type: none"> <li>Decreases the oil and gas gross production tax revenue collections allocated to the oil and gas impact grant fund from \$240 million per biennium to \$140 million per biennium. (Same as House)</li> </ul> <p><b>North Dakota outdoor heritage fund allocations</b></p> <ul style="list-style-type: none"> <li>Increases the amount allocated to the North Dakota outdoor heritage fund from 4 to 8 percent and increases the allocation limit from \$15 million per fiscal year to \$20 million per fiscal year. (Same as House)</li> </ul>
House Version [15.0329.05000]	Proposed Senate Version [15.0329.05013]
<p><b>Allocations and distributions to political subdivisions</b></p> <ul style="list-style-type: none"> <li>Removes the June 30, 2015, expiration date of the oil and gas gross production tax formula changes made by the 2013 Legislative Assembly in House Bill No. 1358.</li> <li>Technical corrections to the distributions to political subdivisions in North Dakota Century Code Sections 57-51-15(4) and 57-51-15(5) to provide clarity and consistency.</li> <li>Provides additional reporting requirements for counties and school districts, including requirements to report revenues and expenditures, ending fund balances, and detailed information on the amounts expended from the allocations.</li> <li>Increases the amount allocated to counties related to the 4 percent of the 5 percent oil and gas gross production tax from 25 to 30 percent of all revenue above \$5 million.</li> </ul>	<p><b>Allocations and distributions to political subdivisions</b></p> <ul style="list-style-type: none"> <li>Removes the June 30, 2015, expiration date of the oil and gas gross production tax formula changes made by the 2013 Legislative Assembly in House Bill No. 1358. (Same as House)</li> <li>Technical corrections to the distributions to political subdivisions in Sections 57-51-15(4) and 57-51-15(5) to provide clarity and consistency. (Same as House)</li> <li>Provides additional reporting requirements for counties and school districts, including requirements to report revenues and expenditures, ending fund balances, and detailed information on the amounts expended from the allocations. (Same as House)</li> <li>Increases the amount allocated to counties related to the 4 percent of the 5 percent oil and gas gross production tax from 25 to 30 percent of all revenue above \$5 million. (Same as House)</li> </ul>
<ul style="list-style-type: none"> <li>Changes the determination of counties that received \$5 million or more from the total allocations received in the most recently completed state fiscal year to the total allocations received in state fiscal year 2014.</li> </ul>	<ul style="list-style-type: none"> <li>Changes the determination of counties that received \$5 million or more from the total allocations received in the most recently completed state fiscal year to the total allocations received in state fiscal year 2014. (Same as House)</li> </ul>
<ul style="list-style-type: none"> <li>Changes the amounts allocated to political subdivisions within counties that received \$5 million or more of oil and gas tax as follows:</li> </ul>	<ul style="list-style-type: none"> <li>Uses the following current law percentages for the amounts allocated to political subdivisions within counties that received \$5 million or more of oil and gas tax:</li> </ul>

	Current Law	Proposed Changes		Current Law
County general fund	60%	64%	County general fund	60%
Cities	20%	20%	Cities	20%
Schools	5%	5%	Schools	5%
Townships (equal)	3%	2%	Townships (equal)	3%
Townships (road miles)	3%	2%	Townships (road miles)	3%
Hub cities	9%	7%	Hub cities	9%

**Other sections**

- Provides funding of \$112 million from the general fund to the Department of Transportation for paved and unpaved road and bridge projects in counties that received no allocation or less than \$5 million in annual oil tax allocations in state fiscal year 2014. The funding distributions are based on county major collector roadway miles.
- Appropriates \$139.6 million (\$140 million allocated to the fund less approximately \$400,000 for administrative costs) from the oil and gas impact grant fund to the Department of Trust Lands for oil impact grants. Based on the proposed changes, approximately \$98.8 million is undesignated and \$40.8 million is designated as follows:
  - \$10 million for airports
  - \$10 million for hub cities
  - \$20 million for school districts
  - \$800,000 to certain eligible cities

**Other sections**

- Provides funding of \$112 million from the general fund to the Department of Transportation for paved and unpaved road and bridge projects in counties that received no allocation or less than \$5 million in annual oil tax allocations in state fiscal year 2014. The funding distributions are based on estimated unmet road and bridge investment needs.
- Appropriates \$139.3 million (\$140 million allocated to the fund less approximately \$700,000 for administrative costs) from the oil and gas impact grant fund to the Department of Trust Lands for oil impact grants. Based on the proposed changes, approximately \$8.5 million is undesignated and \$130.8 million is designated as follows:
  - \$48 million for airports
  - \$30 million for school districts
  - \$10 million for law enforcement agencies
  - \$10 million for critical access hospitals
  - \$8 million for certain eligible counties
  - \$6 million for emergency medical services providers
  - \$5 million for eligible political subdivisions
  - \$4 million for nursing homes and hospice programs
  - \$3 million for fire protection districts
  - \$2 million for providers serving individuals with developmental disabilities
  - \$2 million for domestic violence sexual assault organizations
  - \$2 million local district health units
  - \$800,000 to certain eligible cities

**SENATE AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1244**

Page 1, line 2, after "for" insert "birth or"

Page 1, line 6, after "**for**" insert "**birth or**"

Page 1, line 7, after "following" insert "birth or"

Page 1, line 8, after "for" insert "the employee's newborn child or to care for"

Page 1, line 12, replace "The" with "In the case of an adoption or a placement as a precondition to adoption, the"

Page 1, line 15, after "following" insert "birth or"

Re-number accordingly

**SENATE AMENDMENTS TO HOUSE BILL NO. 1255**

Page 1, line 1, after "chapter" insert "23-27, a new section to chapter"

Page 1, line 1, after "26.1-36" insert a comma

Page 1, line 2, after "to" insert "air ambulance services and"

Page 1, after line 6, insert:

"SECTION 1. A new section to chapter 23-27 of the North Dakota Century Code is created and enacted as follows:

**Air ambulance services.**

1. The department shall create and maintain a primary call list and a secondary call list of air ambulance service providers operating in this state.
2. To qualify to be listed on the primary call list, an air ambulance service provider shall submit to the department attested documentation indicating the air ambulance service provider is a participating provider of the health insurance carriers in the state which collectively hold at least seventy-five percent of the health insurance coverage in the state as determined by annual market share reports.
3. The department shall provide the primary call list and the secondary call list for air ambulance service providers operating in this state to all emergency medical services personnel, each hospital licensed under chapter 23-16, each 911 coordinator in this state, and each public safety answering point operating in this state.
4. The department shall establish air ambulance service response zones for rotary wing aircraft which are based on response times and patient health and safety.
  - a. Upon receipt of a request for air ambulance services, emergency medical services personnel, a hospital licensed under chapter 23-16, or a public safety answering point operating in this state, shall make a reasonable effort to inform the requesting party of the estimated response time for the requested air transport versus the ground transport for that designated response zone. If at any point during the request for air ambulance services the requester withdraws the request, the receiving party is not required to complete that call for air ambulance services.
  - b. If emergency medical services personnel, a hospital licensed under chapter 23-16, or a public safety answering point operating in this state receives a request from emergency medical services personnel for air ambulance services, the recipient of the request shall comply with the call priority under this subdivision in responding to the request.
    - (1) First, the recipient of the request shall call an air ambulance service provider listed on the primary call list which is within the designated response zone.
    - (2) Second, if each of the air ambulance service providers listed on the primary list is not available or is not able and willing to respond to the call, the recipient of the request shall notify the requester of this fact and shall call an air ambulance provider listed on the secondary call list within the designated response zone.
    - (3) Third, if each of the air ambulance service providers listed on the secondary list is not available or is not able and willing to respond to the call, the recipient of the request shall notify the requester of this fact and shall inform the requester of primary and secondary air ambulance service provider options outside the designated response zone.
5. Upon request of the department, a potential patient, or a potential patient's legal guardian, an air ambulance service provider shall provide that provider's fee schedule, including the base rate, per loaded mile rate, and any usual and customary charges.

- a. The department shall compile and distribute this fee information to each hospital licensed under chapter 23-16, each hospital emergency department in the state, each physician the department determines is likely to generate an air ambulance transport, each emergency medical services operation, each emergency medical services professional, emergency medical services personnel, each public safety answering point in this state, and each 911 coordinator in this state.
  - b. Before a hospital refers a patient to an air ambulance service provider, the hospital shall make a reasonable effort to inform the patient or the patient's legal guardian of the fees for the air ambulance service providers licensed under this chapter, for the purpose of allowing the patient or legal guardian to make an informed decision on choosing an air ambulance service provider. A hospital is exempt from complying with this subdivision if the hospital determines compliance might jeopardize the health or safety of the patient.
6. The state health council shall adopt rules establishing air ambulance service provider requirements that must address transport plans, including auto launch protocol and auto launch cancellation protocol; transporting to the nearest appropriate medical facility; medical necessity; and informed consent. As necessary, the state health council shall adopt rules relating to quality of care standards and other appropriate requirements regarding air ambulance service providers."

Renumber accordingly

**SENATE AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1340**

Page 1, line 2, after the semicolon insert "to provide for a legislative management study;"

Page 1, line 12, after "with" insert "funds"

Page 1, remove lines 21 through 24

Page 2, remove lines 1 and 2

Page 2, after line 11, insert:

**"SECTION 2. LEGISLATIVE MANAGEMENT STUDY - STATUTORY PROVISIONS OF INDEBTEDNESS FOR POLITICAL SUBDIVISIONS.** During the 2015-16 interim, the legislative management shall consider studying all statutory provisions on indebtedness that may be incurred by political subdivisions, whether or not subject to debt limitations. The study must also include collection of any available information on the kinds and amounts of current indebtedness of political subdivisions and determination of whether that information is available or accessible to the public. The legislative management shall report its findings and recommendations, together with any information necessary to implement the recommendations, to the sixty-fifth legislative assembly."

Renumber accordingly

**SENATE AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1366**

Page 1, line 1, after "A BILL" replace the remainder of the bill with "for an Act to provide for collaboration between the school for the deaf and school districts on the provision of appropriate services and resources to children who are deaf or hearing impaired and the families of children who are deaf or hearing impaired."

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

**SECTION 1. COLLABORATION BETWEEN SCHOOL FOR THE DEAF AND SCHOOL DISTRICTS TO PROVIDE SERVICES AND RESOURCES TO CHILDREN WHO ARE DEAF OR HEARING IMPAIRED.**

1. The school for the deaf shall collaborate with school districts to ensure that children who are deaf or hearing impaired and families of children who are deaf or hearing impaired receive appropriate services and have access to appropriate resources including:
  - a. Screening and assessment of hearing capabilities and communication and language needs at the earliest possible age, and continuation of screening services throughout the child's educational experience;
  - b. Early intervention to provide for acquisition of solid language bases at the earliest age possible;
  - c. The opportunity to interact in person or through technological mediums with adult role models and peers who are deaf or hearing impaired;
  - d. Qualified teachers, interpreters, and resource personnel, who communicate effectively with the child in the child's mode of communication; and
  - e. Placement best suited to the child's needs such as social, emotional, cultural, age-related, hearing loss, academic level, mode of communication, style of learning, motivational level, and family support needs.
2. The school for the deaf shall:
  - a. Make information available to parents of children who are deaf or hearing impaired; and
  - b. Provide awareness information to the public concerning medical, cultural, and linguistic issues of deafness and hearing loss."

Renumber accordingly

**SENATE AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1367**

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

Page 1, line 2, after "probation" insert ", supervision of probation, and conditions of probation and to address peace officer custody of stolen goods; and to provide a penalty"

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

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 12.1-40, 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 3, after line 6, insert:

**"SECTION 2. AMENDMENT.** Subsection 1 of section 12.1-32-07 of the North Dakota Century Code is amended and reenacted as follows:

1. ~~When~~Whenever 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 12.1-40, a violation of 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. ~~Whenever 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.~~

**SECTION 3. AMENDMENT.** Subsection 3 of section 12.1-32-07 of the North Dakota Century Code is amended and reenacted as follows:

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 non-successive 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 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.**

~~When~~Except for consumer goods, as defined under section 41-09-02, ~~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."

Renumber accordingly

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

**MR. PRESIDENT:** The House has concurred in the Senate amendments and subsequently passed: HB 1035, HB 1081, HB 1101, HB 1124, HB 1143, HB 1158, HB 1191, HB 1202, HB 1382, HB 1384, HB 1417, and HB 1434.

**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 1057, HB 1095, HB 1102, HB 1229, and HB 1359, and the Speaker has appointed as a conference committee to act with a like committee from the Senate on:

**HB 1057:** Reps. Steiner; Dockter; Schneider

**HB 1095:** Reps. Lefor; Hofstad; Hunskor

**HB 1102:** Reps. Ruby; Keiser; Boschee

**HB 1229:** Reps. Laning; Beadle; M. Nelson

**HB 1359:** Reps. Hofstad; Weisz; Oversen

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

**MR. SPEAKER:** The Senate does not concur in the House amendments to SB 2070, SB 2139, SB 2226, SB 2292, SB 2312, and SB 2327, and the President has appointed as a conference committee to act with a like committee from the House on:

**SB 2070:** Sens. Armstrong; Luick; Nelson

**SB 2139:** Sens. Campbell; Rust; Sinner

**SB 2226:** Sens. Cook; Unruh; Triplett

**SB 2292:** Sens. Cook; Laffen; Triplett

**SB 2312:** Sens. Rust; Campbell; Sinner

**SB 2327:** Sens. Hogue; 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 2050:** Reps. Fehr; Weisz; Muscha

**SB 2066:** Reps. Ruby; Rick C. Becker; Hanson

**SB 2113:** Reps. Froseth; Klein; Mitskog

**SB 2259:** Reps. Klein; Seibel; Oversen

**SB 2334:** Reps. Porter; Rich S. Becker; Mooney

**SB 2367:** Reps. Fehr; Seibel; Mooney

**MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)**  
**MR. PRESIDENT:** The Speaker has signed: HCR 3003, HCR 3004, HCR 3005, HCR 3006, HCR 3018, HCR 3020, HCR 3026.

**MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)**  
**MR. PRESIDENT:** The Speaker has signed: HCR 3040, HCR 3046.

**MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)**  
**MR. PRESIDENT:** The Speaker has signed: SB 2085, SB 2105, SB 2176, SB 2219, SB 2231, SB 2232, SB 2277, SB 2299, SB 2343, SB 2357, SCR 4006.

**MESSAGE TO THE HOUSE FROM THE SENATE (JANE SCHAIBLE, SECRETARY)**  
**MR. SPEAKER:** The President has signed: SB 2037, SB 2065, SB 2104, SB 2119, SB 2121, SB 2123, SB 2154, SB 2171, SB 2181, SB 2182, SB 2238, SB 2255, SB 2266, SB 2276, SB 2283, SB 2300, SB 2352.

#### **DELIVERY OF ENROLLED BILLS AND RESOLUTIONS**

The following resolutions were delivered to the Secretary of State for filing on April 6, 2015: HCR 3003, HCR 3004, HCR 3005, HCR 3006, HCR 3018, HCR 3020, HCR 3026.

#### **DELIVERY OF ENROLLED BILLS AND RESOLUTIONS**

The following resolutions were delivered to the Secretary of State for filing on April 6, 2015: HCR 3040, HCR 3046.

#### **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, and Sixteenth orders of business and at the conclusion of those orders, the House stand adjourned until 8:00 a.m., Tuesday, April 7, 2015, which motion prevailed.

#### **REPORT OF CONFERENCE COMMITTEE**

**HB 1283, as engrossed:** Your conference committee (Sens. Flakoll, Schaible, Marcellais and Reps. D. Johnson, Schreiber Beck, Kelsh) recommends that the **HOUSE ACCEDE** to the Senate amendments as printed on HJ pages 1106-1107 and place HB 1283 on the Seventh order.

Engrossed HB 1283 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**

