

**JOURNAL OF THE HOUSE**

**Sixty-fourth Legislative Assembly**

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**Bismarck, April 13, 2015**

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

The prayer was offered by Pastor LuCinda Haak, First Congregational United Church of Christ, Eureka, SD.

The roll was called and all members were present except Representatives Belter, Frantsvog, Glassheim, and M. Johnson.

A quorum was declared by the Acting Speaker.

**SIXTH ORDER OF BUSINESS**

**ACTING SPEAKER DEVLIN DEEMED** approval of the amendments to Engrossed SB 2039, Reengrossed SB 2284, and SB 2346.

Engrossed SB 2039, Reengrossed SB 2284, and SB 2346, as amended, were placed on the Fourteenth order of business on the calendar.

**SECOND READING OF SENATE BILL**

**SB 2039:** A BILL for an Act to create and enact a new section to chapter 15.1-36 of the North Dakota Century Code, relating to a school construction assistance loan fund; to amend and reenact section 15.1-36-01 of the North Dakota Century Code, relating to the approval of school construction projects; to provide a continuing appropriation; to provide for a transfer; and to provide for a contingent effective date.

**ROLL CALL**

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 89 YEAS, 1 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker, Rich S.; Becker, Rick C.; Bellew; Boe; Boehning; Boschee; Brabandt; Brandenburg; Carlson; Damschen; Delmore; Delzer; Devlin; Dockter; Dosch; Fehr; 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; Looyen; Louser; Maragos; Martinson; Meier; Mitskog; Mock; Monson; Mooney; Muscha; Nathe; 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

**NAYS:** Nelson, J.

**ABSENT AND NOT VOTING:** Frantsvog; Glassheim; Johnson, M.; Speaker Belter

Engrossed SB 2039, as amended, passed.

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**SECOND READING OF SENATE BILL**

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

**ROLL CALL**

The question being on the final passage of the amended bill, which has been read, and has

committee recommendation of DO PASS, the roll was called and there were 90 YEAS, 0 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker, Rich S.; Becker, Rick C.; Bellew; Boe; Boehning; Boschee; Brabandt; Brandenburg; Carlson; Damschen; Delmore; Delzer; Devlin; Dockter; Dosch; Fehr; 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; Looyen; Louser; Maragos; Martinson; Meier; Mitskog; Mock; Monson; Mooney; Muscha; Nathe; Nelson, J.; Nelson, M.; Olson; Onstad; Oversen; Owens; Paur; Pollert; Porter; Rohr; Ruby; Sanford; Schatz; Schmidt; Schneider; Schreiber Beck; Seibel; Silbernagel; Skarphol; Steiner; Streyle; Strinden; Sukut; Thoreson; Toman; Trottier; Vigesaa; Wallman; Weisz; Zubke

**ABSENT AND NOT VOTING:** Frantsvog; Glassheim; Johnson, M.; Speaker Belter

Reengrossed SB 2284, as amended, passed.

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### SECOND READING OF SENATE BILL

**SB 2346:** A BILL for an Act to amend and reenact section 37-14-18 of the North Dakota Century Code, relating to county veterans' service officers.

### ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 13 YEAS, 77 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Boschee; Delmore; Hunskor; Kasper; Kelsh; Mitskog; Mooney; Oversen; Schneider; Seibel; Steiner; Wallman

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

**ABSENT AND NOT VOTING:** Frantsvog; Glassheim; Johnson, M.; Speaker Belter

SB 2346, as amended, failed.

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### SECOND READING OF SENATE BILL

**SB 2164:** A BILL for an Act to amend and reenact subsection 2 of section 39-24-03, subsection 3 of section 39-24-04, and section 39-24-05 of the North Dakota Century Code, relating to snowmobile fees and the state snowmobile fund.

### 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 76 YEAS, 14 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker, Rich S.; Boe; Boehning; Boschee; Brabandt; Brandenburg; Carlson; Damschen; Delmore; Devlin; Dockter; Dosch; Fehr; Guggisberg; Haak; Hanson; Hatlestad; Hawken; Headland; Hofstad; Hogan; Holman; Hunskor; Johnson, D.; Karls; Kasper; Keiser; Kelsh; Kempenich; Kiefert; Klein; Klemin; Koppelman, K.; Kretschmar; Laning; Larson; Looyen; Louser; Maragos; Martinson; Meier; Mitskog; Mock; Monson; Mooney;

Muscha; Nathe; Nelson, J.; Nelson, M.; Onstad; Oversen; Owens; Paur; Porter; Ruby; Sanford; Schatz; Schmidt; Schneider; Schreiber Beck; Seibel; Silbernagel; Skarphol; Streyle; Strinden; Sukut; Thoreson; Trottier; Vigesaa; Wallman; Zubke

**NAYS:** Becker, Rick C.; Bellew; Delzer; Froseth; Kading; Koppelman, B.; Kreidt; Lefor; Olson; Pollert; Rohr; Steiner; Toman; Weisz

**ABSENT AND NOT VOTING:** Frantsvog; Glassheim; Johnson, M.; Speaker Belter

SB 2164, as amended, passed.

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#### **CONSIDERATION OF MESSAGES FROM THE SENATE**

**REP. WALLMAN MOVED** that the House do not concur in the Senate amendments to Engrossed HB 1144 as printed on HJ pages 1452-1455, in the Senate amendments to Engrossed HB 1406 as printed on HJ pages 1532-1533, and in the Senate amendments to Engrossed HB 1409 as printed on HJ page 1304 and that a conference committee be appointed to meet with a like committee from the Senate on each of these measures, which motion prevailed on a voice vote.

#### **APPOINTMENT OF CONFERENCE COMMITTEES**

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

**Engrossed HB 1144:** Reps. Lefor, Sukut, M. Nelson.

**Engrossed HB 1406:** Reps. Toman, Froseth, Mitskog.

**Engrossed HB 1409:** Reps. Porter, Nathe, Muscha.

#### **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 2150, which motion prevailed.

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

**Engrossed SB 2150:** Reps. K. Koppelman, M. Johnson, Delmore

#### **MOTION**

**REP. VIGESAA MOVED** that HB 1390, which is on the Twelfth order, be laid over one legislative day, which motion prevailed.

#### **CONSIDERATION OF MESSAGE FROM THE SENATE**

**REP. K. KOPPELMAN MOVED** that the House do concur in the Senate amendments to Engrossed HB 1231 as printed on HJ page 988, which motion prevailed on a voice vote.

Engrossed HB 1231 as amended, was placed on the Eleventh order of business.

#### **SECOND READING OF HOUSE BILL**

**HB 1231:** A BILL for an Act to amend and reenact section 53-06.1-14 of the North Dakota Century Code, relating to distributors and manufacturers of games of chance.

#### **ROLL CALL**

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 51 YEAS, 39 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Anderson, D.; Anderson, P.; Beadle; Becker, Rich S.; Boschee; Carlson; Delmore; Dockter; Guggisberg; Haak; Hanson; Hatlestad; Hawken; Headland; Hofstad; Hogan; Holman; Johnson, D.; Karls; Kelsh; Kempenich; Kiefert; Koppelman, B.; Koppelman, K.; Kretschmar; Looyen; Maragos; Martinson; Mitskog; Mock; Mooney; Muscha; Nathe; Nelson, J.; Onstad; Oversen; Owens; Paur; Porter; Sanford; Schneider; Schreiber Beck; Streyle; Strinden; Sukut; Toman; Trottier; Wallman; Weisz; Zubke

**NAYS:** Anderson, B.; Becker, Rick C.; Bellew; Boe; Boehning; Brabandt; Brandenburg; Damschen; Delzer; Devlin; Dosch; Fehr; Froseth; Hunskor; Kading; Kasper; Keiser;

Klein; Klemin; Kreidt; Laning; Larson; Lefor; Louser; Meier; Monson; Nelson, M.; Olson; Pollert; Rohr; Ruby; Schatz; Schmidt; Seibel; Silbernagel; Skarphol; Steiner; Thoreson; Vigesaa

**ABSENT AND NOT VOTING:** Frantsvog; Glassheim; Johnson, M.; Speaker Belter

Reengrossed HB 1231 passed.

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**CONSIDERATION OF CONFERENCE COMMITTEE REPORT**

**REP. D. JOHNSON MOVED** that the conference committee report on Engrossed HB 1283 as printed on HJ pages 1539-1540 be adopted, which motion prevailed on a verification vote.

**SECOND READING OF HOUSE BILL**

**HB 1283:** A BILL for an Act to create and enact a new section to chapter 15.1-21 of the North Dakota Century Code, relating to parental directives; and to provide an expiration date.

**ROLL CALL**

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 7 YEAS, 83 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

**YEAS:** Anderson, P.; Delmore; Hogan; Mock; Onstad; Sanford; Strinden

**NAYS:** Amerman; Anderson, B.; Anderson, D.; Beadle; Becker, Rich S.; Becker, Rick C.; Bellew; Boe; Boehning; Boschee; Brabandt; Brandenburg; Carlson; Damschen; Delzer; Devlin; Dockter; Dosch; Fehr; Froseth; Guggisberg; Haak; Hanson; Hatlestad; Hawken; Headland; Hofstad; 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; Monson; Mooney; Muscha; Nathe; Nelson, J.; Nelson, M.; Olson; Oversen; Owens; Paur; Pollert; Porter; Rohr; Ruby; Schatz; Schmidt; Schneider; Schreiber Beck; Seibel; Silbernagel; Skarphol; Steiner; Streyle; Sukut; Thoreson; Toman; Trottier; Vigesaa; Wallman; Weisz; Zubke

**ABSENT AND NOT VOTING:** Frantsvog; Glassheim; Johnson, M.; Speaker Belter

Reengrossed HB 1283 failed.

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**CONSIDERATION OF CONFERENCE COMMITTEE REPORT**

**REP. MARAGOS MOVED** that the conference committee report on Engrossed SB 2327 as printed on HJ page 1540 be adopted, which motion prevailed on a voice vote.

**CONSIDERATION OF CONFERENCE COMMITTEE REPORT**

**REP. RICH S. BECKER MOVED** that the conference committee report on Reengrossed SB 2334 as printed on HJ page 1518 be adopted, which motion prevailed on a voice vote.

**SECOND READING OF SENATE BILL**

**SB 2334:** A BILL for an Act to create and enact sections 25-17-02.1 and 25-17-07 of the North Dakota Century Code, relating to the state's newborn screening program; to amend and reenact sections 23-01-03.1, 25-17-00.1, 25-17-01, 25-17-03, 25-17-05, and 25-17-06 of the North Dakota Century Code, relating to the state's newborn screening program; and to repeal section 25-17-04 of the North Dakota Century Code, relating to the state's newborn screening program.

**ROLL CALL**

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

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

Boehning; Boschee; Carlson; Damschen; Delmore; Devlin; Fehr; Froseth; Guggisberg; Haak; Hanson; Hatlestad; Hawken; Hofstad; Hogan; Holman; Hunskor; Johnson, D.; Karls; Keiser; Kelsh; Kiefert; Klein; Klemin; Kretschmar; Larson; Looyen; Maragos; Martinson; Mitskog; Mock; Monson; Mooney; Muscha; Nathe; Nelson, J.; Nelson, M.; Onstad; Oversen; Owens; Porter; Sanford; Schneider; Schreiber Beck; Seibel; Silbernagel; Strinden; Sukut; Trotter; Vigesaa; Wallman; Weisz; Zubke

**NAYS:** Becker, Rick C.; Bellew; Brabandt; Brandenburg; Delzer; Dockter; Dosch; Headland; Kading; Kasper; Kempenich; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Louser; Meier; Olson; Paur; Pollert; Rohr; Ruby; Schatz; Schmidt; Skarphol; Steiner; Streyle; Thoreson; Toman

**ABSENT AND NOT VOTING:** Frantsvog; Glassheim; Johnson, M.; Speaker Belter

Engrossed SB 2334, as amended, passed.

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**MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)**  
**MR. PRESIDENT:** The House has amended and subsequently passed: SB 2039, SB 2164, SB 2284.

**MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)**  
**MR. PRESIDENT:** The House has amended and subsequently failed to pass: SB 2346.

**MESSAGE TO THE HOUSE FROM THE SENATE (JANE SCHAIBLE, SECRETARY)**  
**MR. SPEAKER:** The Senate has amended and subsequently passed: HB 1004.

**SENATE AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1004**

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

Page 1, line 3, after "program" insert "; to provide a statement of legislative intent; and to provide for legislative management studies"

Page 1, replace lines 13 through 23 with:

"Salaries and wages	\$54,757,510	\$9,711,166	\$64,468,676
Accrued leave payments	2,223,289	(2,223,289)	0
Operating expenses	37,305,014	7,301,524	44,606,538
Capital assets	2,224,288	1,494,944	3,719,232
Grants	57,510,729	1,451,031	58,961,760
Tobacco prevention	5,544,251	1,369,464	6,913,715
WIC food payments	<u>24,659,861</u>	<u>(4,459,861)</u>	<u>20,200,000</u>
Total all funds	\$184,224,942	\$14,644,979	\$198,869,921
Less estimated income	<u>139,303,434</u>	<u>4,617,530</u>	<u>143,920,964</u>
Total general fund	\$44,921,508	\$10,027,449	\$54,948,957
Full-time equivalent positions	354.00	13.00	367.00"

Page 2, after line 9, insert:

"Forensic examiner x-ray equipment	0	44,000"
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Page 2, replace lines 11 through 13 with:

"Total all funds	\$1,245,000	\$824,000
Less estimated income	<u>265,000</u>	<u>488,000</u>
Total general fund	\$980,000	\$336,000"

Page 3, after line 10, insert:

**"SECTION 5. LEGISLATIVE INTENT - DIVISION OF FOOD AND LODGING LICENSE FEES.** It is the intent of the sixty-fourth legislative assembly that the division of food and lodging of the state department of health, based on risk and

pursuant to audit recommendations, adjust division of food and lodging license fees to generate up to \$150,000 of additional special fund revenue. The state department of health shall use the additional special fund revenue as appropriated in section 1 of this Act to fund a portion of the costs related to additional full-time equivalent inspection positions in the division of food and lodging.

**SECTION 6. LEGISLATIVE MANAGEMENT STUDY - UNIVERSITY OF NORTH DAKOTA FORENSIC PATHOLOGY CENTER.** During the 2015-16 interim, the legislative management shall consider studying the feasibility and desirability of the university of North Dakota acquiring the building that houses the university of North Dakota forensic pathology center. The legislative management shall report its findings and recommendations, together with any legislation required to implement the recommendations, to the sixty-fifth legislative assembly.

**SECTION 7. LEGISLATIVE MANAGEMENT STUDY - WASTE MANAGEMENT.** During the 2015-16 interim, the legislative management shall consider studying onsite sewage disposal in the state, including areas of the state lacking environmental programs to address onsite sewage disposal, lack of uniform standards for disposal, regulation authority, and the impact of onsite sewage disposal and waste management on industry and the public. 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:**

**House Bill No. 1004 - State Department of Health - Senate Action**

	Base Budget	House Version	Senate Changes	Senate Version
Salaries and wages	\$54,757,510	\$61,864,139	\$2,604,537	\$64,468,676
Operating expenses	37,305,014	40,605,327	4,001,211	44,606,538
Capital assets	2,224,288	3,488,810	230,422	3,719,232
Grants	57,510,729	55,901,090	3,060,670	58,961,760
Tobacco prevention	5,544,251	6,413,715	500,000	6,913,715
WIC food payments	24,659,861	20,200,000		20,200,000
Accrued leave payments	2,223,289			
Total all funds	\$184,224,942	\$188,473,081	\$10,396,840	\$198,869,921
Less estimated income	139,303,434	138,320,871	5,600,093	143,920,964
General fund	\$44,921,508	\$50,152,210	\$4,796,747	\$54,948,957
FTE	354.00	361.00	6.00	367.00

**Department No. 301 - State Department of Health - Detail of Senate Changes**

	Adjusts Funding for Health Insurance Premium Increases <sup>1</sup>	Adds Funding for Targeted Equity <sup>2</sup>	Adds Funding for Food & Lodging Inspectors <sup>3</sup>	Adds Funding for Environmental Health Positions <sup>4</sup>	Adds Funding for Environmental Health Section Legal Fees <sup>5</sup>	Adds One-Time Funding for Forensic Examiner Equipment <sup>6</sup>
Salaries and wages	(\$254,175)	\$1,559,659	\$270,638	\$560,582		
Operating expenses			55,850	117,936	270,000	
Capital assets						44,000
Grants						
Tobacco prevention						
WIC food payments						
Accrued leave payments						
Total all funds	(\$254,175)	\$1,559,659	\$326,488	\$678,518	\$270,000	\$44,000
Less estimated income	(108,257)	0	150,000	0	0	0
General fund	(\$145,918)	\$1,559,659	\$176,488	\$678,518	\$270,000	\$44,000
FTE	0.00	0.00	2.00	4.00	0.00	0.00
	Adjusts Funding for Women's Way <sup>7</sup>	Increases Funding for Rural EMS Grants <sup>8</sup>	Increases Funding for Tobacco Prevention <sup>9</sup>	Adds Funding for Federal Grants <sup>10</sup>	Increases Funding for Local Public Health Units <sup>11</sup>	Adds Funding for Cardiac System of Care <sup>12</sup>
Salaries and wages				\$467,833		

Operating expenses				3,357,425		200,000
Capital assets				186,422		
Grants	1,100,000			1,460,670	500,000	
Tobacco prevention		500,000				
WIC food payments						
Accrued leave payments						
Total all funds	\$0	\$1,100,000	\$500,000	\$5,472,350	\$500,000	\$200,000
Less estimated income	(414,000)	0	500,000	5,472,350	0	0
General fund	\$414,000	\$1,100,000	\$0	\$0	\$500,000	\$200,000
FTE	0.00	0.00	0.00	0.00	0.00	0.00

	Total Senate Changes
Salaries and wages	\$2,604,537
Operating expenses	4,001,211
Capital assets	230,422
Grants	3,060,670
Tobacco prevention	500,000
WIC food payments	
Accrued leave payments	
Total all funds	\$10,396,840
Less estimated income	5,600,093
General fund	\$4,796,747
FTE	6.00

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

<sup>2</sup> Funding for targeted equity is added, the same as the executive recommendation.

<sup>3</sup> Funding is added for 2 food and lodging inspectors to provide a total of 3 new FTE food and lodging inspectors, 2 less than the executive recommendation. Funding is provided for salaries and wages (\$260,958), related salary increase funding (\$9,680), and operating expenses (\$55,850). The funding source is also changed to provide \$150,000 of the cost of the 2 FTE positions is provided from special funds available as a result of fee increases.

<sup>4</sup> Funding is added for 4 FTE positions--municipal facilities (1 FTE position), waste management (1 FTE position), and water quality (2 FTE positions) to meet increased demands in oil-impacted areas, including salaries and wages (\$540,407), related salary increase funding (\$20,175), and operating expenses (\$117,936).

<sup>5</sup> Funding is provided for increased legal fees in the Environmental Health Section of the department.

<sup>6</sup> One-time funding is added for digital x-ray equipment for the forensic examiner.

<sup>7</sup> Funding for the Women's Way program is adjusted to provide \$414,000 from the general fund, instead of the community health trust fund.

<sup>8</sup> Funding is increased by \$1.1 million from the general fund for rural emergency medical services grants to provide a total of \$8.94 million, of which \$1.25 million is from the insurance tax distribution fund, the same as the executive recommendation.

<sup>9</sup> Funding for tobacco prevention is increased to provide for a grant from the Tobacco Prevention and Control Executive Committee to be used for the Centers for Disease Control *Best Practices for Comprehensive Tobacco Prevention and Control Programs*.

<sup>10</sup> Funding is added for federal grants anticipated by the department, including funding for colorectal cancer screening capacity, stroke prevention, and Ebola emergency preparedness, lab capacity, and hospital preparedness.

<sup>11</sup> Funding for grants to local public health units is increased by \$500,000 to provide a total of \$4.75 million from the general fund, \$250,000 less than the executive recommendation.

<sup>12</sup> Funding is added for cardiac system of care.

This amendment also adds:

- A section of legislative intent to provide the Division of Food and Lodging of the State Department of Health, based on risk and pursuant to audit recommendations, adjust food and lodging division license fees to generate up to \$150,000 of additional special fund revenue and that the department use the additional special fund revenue to fund a portion of the costs related to additional full-time equivalent inspection positions in the Division Food and Lodging.
- A section to provide for a Legislative Management study of the feasibility and desirability of the University of North Dakota acquiring the building that houses the University of North Dakota Forensic Pathology Center.
- A section to provide for a Legislative Management study of onsite sewage disposal in the state, including areas of the state lacking environmental programs to address onsite sewage disposal, lack of uniform standards for disposal, regulation authority, and the impact of onsite sewage disposal and waste management on industry and the public.

**MESSAGE TO THE HOUSE FROM THE SENATE (JANE SCHAIBLE, SECRETARY)**  
**MR. SPEAKER:** The Senate has amended, subsequently passed, and the emergency clause carried: HB 1009.

**SENATE AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1009**

Page 1, replace line 11 with:

"Capital assets \$0 \$1,000,000 \$1,000,000"

Page 1, replace line 13 with:

"Total general fund \$546,000 \$1,024,000 \$1,570,000"

Page 1, replace lines 20 and 21 with:

"Asphalt overlay project 0 1,000,000  
 Total general fund \$2,750,000 \$1,000,000"

Renumber accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:**

**House Bill No. 1009 - State Fair Association - Senate Action**

	Base Budget	House Version	Senate Changes	Senate Version
Capital assets		\$250,000	\$750,000	\$1,000,000
Premiums	546,000	570,000		570,000
Total all funds	\$546,000	\$820,000	\$750,000	\$1,570,000
Less estimated income	0	0	0	0
General fund	\$546,000	\$820,000	\$750,000	\$1,570,000
FTE	0.00	0.00	0.00	0.00

**Department No. 665 - State Fair Association - Detail of Senate Changes**

	Adds Funding for Fair Grounds Asphalt Overlay <sup>1</sup>	Total Senate Changes
Capital assets	\$750,000	\$750,000

Premiums		
Total all funds	\$750,000	\$750,000
Less estimated income	0	0
General fund	\$750,000	\$750,000
FTE	0.00	0.00

<sup>1</sup> One-time funding for the asphalt overlay project on the fairgrounds is increased from \$250,000 as approved by the House to \$1 million.

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

**MR. SPEAKER:** The Senate has amended and subsequently failed to pass: HB 1219.

**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 1231.

**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 1144, HB 1406, and HB 1409, and the Speaker has appointed as a conference committee to act with a like committee from the Senate on:

**HB 1144:** Reps. Lefor; Sukut; M. Nelson  
**HB 1406:** Reps. Toman; Froseth; Mitskog  
**HB 1409:** Reps. Porter; Nathe; Muscha

**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 2150:** Reps. K. Koppelman; M. Johnson; Delmore

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

**MR. SPEAKER:** The Senate does not concur in the House amendments to SB 2023 and SB 2258, and the President has appointed as a conference committee to act with a like committee from the House on:

**SB 2023:** Sens. G. Lee; Holmberg; Robinson  
**SB 2258:** Sens. Poolman; Davison; Nelson

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

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

**HB 1054:** Sens. Unruh; Cook; Dotzenrod

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

**MR. PRESIDENT:** The House has adopted the conference committee report on: SB 2327.

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

**MR. PRESIDENT:** The House has adopted the conference committee report and subsequently passed: SB 2334.

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

**MR. PRESIDENT:** The House has adopted the conference committee report and subsequently failed to pass: HB 1283.

**MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)**  
**MR. PRESIDENT:** Your signature is respectfully requested on: HB 1285, HB 1432.

**MESSAGE TO THE HOUSE FROM THE SENATE (JANE SCHAIBLE, SECRETARY)**  
**MR. SPEAKER:** The President has signed: SB 2050, SB 2052, SB 2092, SB 2188, SB 2233, SB 2259, SB 2347, SB 2367.

**MESSAGE TO THE HOUSE FROM THE SENATE (JANE SCHAIBLE, SECRETARY)**  
**MR. SPEAKER:** The President has signed: HB 1034, HB 1051, HB 1111, HB 1112, HB 1136, HB 1141, HB 1165, HB 1264, HB 1304, HB 1305, HB 1328, HB 1366, HB 1387, HB 1393.

**REPORT OF STANDING COMMITTEE**

**SB 2003, 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 2003 was placed on the Sixth order on the calendar.

Page 1, line 2, remove "to provide for grants;"

Page 1, line 2, after the "a" insert "new section to chapter 27-05 and two"

Page 1, line 2, replace "section" with "sections"

Page 1, line 3, after "to" insert "the responsibility for expert witness expenses, to attorney general opinions, and"

Page 1, line 4, after the first comma insert "54-12-08, and"

Page 1, line 4, remove ", and 54-27-25"

Page 1, line 5, after the second comma insert "the assistant and special assistant attorneys general, and"

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

Page 1, line 6, remove "tobacco settlement trust fund"

Page 1, remove lines 16 through 24

Page 2, replace lines 1 through 8 with:

"Salaries and wages	\$34,806,462	\$5,947,335	\$40,753,797
Accrued leave payments	1,057,247	(1,057,247)	0
Operating expenses	26,994,056	(1,444,463)	25,549,593
Capital assets	2,165,077	506,110	2,671,187
Grants	2,373,947	(611,288)	1,762,659
Criminal justice information sharing	0	5,401,701	5,401,701
Litigation fees	50,000	0	50,000
Abortion litigation fees	400,000	0	400,000
Medical examinations	660,000	0	660,000
North Dakota lottery	4,133,821	1,148,957	5,282,778
Arrest and return of fugitives	10,000	0	10,000
Gaming commission	7,368	122	7,490
Total all funds	\$72,657,978	\$9,891,227	\$82,549,205
Less estimated income	<u>35,382,450</u>	<u>(468,838)</u>	<u>34,913,612</u>
Total general fund	\$37,275,528	\$10,360,065	\$47,635,593
Full-time equivalent positions	212.50	18.00	230.50"

Page 2, replace lines 14 through 20 with:

"BCI vehicles	\$198,000	\$132,000
BCI surveillance vehicles	0	200,000
Criminal justice information sharing	0	1,250,000
Computerized business projects FTE	<u>178.100</u>	<u>0</u>
Total all funds	\$376,100	\$1,582,000

Total special funds	0	133,333
Total general fund	\$376,100	\$1,448,667"

Page 2, remove lines 25 through 30

Page 3, remove lines 14 through 31

Page 4, replace lines 1 and 2 with:

**"SECTION 5.** A new section to chapter 27-05 of the North Dakota Century Code is created and enacted as follows:

**State crime laboratory expert witness travel costs responsibility of district court - Exception.**

In any case before the district court involving an offense other than a class AA felony in which a staff member from the state crime laboratory is subpoenaed to testify as an expert witness, the district court shall pay the mileage and travel expenses incurred by the expert witness as provided in sections 44-04-04 and 54-06-09. If the district court permits the expert witness to testify via the state's interactive video network service or other interactive computer service, the district court is not responsible for any costs related to the testimony of a subpoenaed state crime laboratory expert witness.

**SECTION 6.** A new section to chapter 54-12 of the North Dakota Century Code is created and enacted as follows:

**Attorney general opinions - Notification of receipt of request - Delivery.**

Within thirty days of receipt of a request for a written opinion under section 54-12-01 or 44-04-21.1, the attorney general shall notify the individual who requested the opinion that the request has been received and that a written opinion will be delivered to the requester within sixty days of the receipt of the request or that the attorney general has determined that a written opinion will not be provided to the requester. If the attorney general determines that an opinion will not be written in response to the request, the attorney general shall inform the requester of the basis for that determination."

Page 6, after line 30, insert:

**"SECTION 9. AMENDMENT.** Section 54-12-08 of the North Dakota Century Code is amended and reenacted as follows:

**54-12-08. Assistant and special assistant attorneys general - Appointment - Revocation - Compensation.**

1. After consultation with the head of the state department or institution or with the state board, commission, committee, or agency affected, the attorney general may appoint assistant or special assistant attorneys general to represent the state board, commission, committee, or agency. A state officer, head of any state department, whether elected or appointed, or state department, board, commission, committee, or agency may not employ legal counsel, and no person may act as legal counsel in any matter, action, or proceeding in which the state or any state department, board, commission, committee, or agency is interested or is a party, except upon written appointment by the attorney general. Workforce safety and insurance, the department of transportation, the state tax commissioner, the public service commission, the insurance commissioner, ~~the board of higher education,~~ and the securities commissioner may employ attorneys to represent them. These entities shall pay the salaries and expenses of the attorneys they employ within the limits of legislative appropriations. The attorneys that represent these entities must be special assistant attorneys general appointed by the attorney general pursuant to this section. Absent good cause, the attorney general shall appoint as special assistant attorneys general

licensed attorneys selected by these entities. The attorney general may revoke the appointment only for good cause or upon the request of the entity. Good cause means an inadequate level of experience, competence, or ethical standards.

2. The powers conferred upon special assistant attorneys general are the same as are exercised by the regular assistant attorneys general, unless the powers are limited specifically by the terms of the appointment. Except as otherwise provided by this section, an appointment is revocable at the pleasure of the attorney general. The appointment may be made with or without compensation, and when compensation is allowed by the attorney general for services performed, the compensation must be paid out of the funds appropriated therefor.
3. The attorney general may require payment for legal services rendered by any assistant or special assistant attorney general to any state official, board, department, agency, or commission and those entities shall make the required payment to the attorney general. Moneys received by the attorney general in payment for legal services rendered must be deposited into the attorney general's operating fund. General fund moneys may not be utilized for the payment of legal services provided by the attorneys employed by the attorney general, except for those payments required of the department of human services, state department of health, and the state hospital.
4. Any assistant and special assistant attorney general, appointed to represent the state board of higher education or an institution under the control of the state board of higher education 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 assistant and special assistant attorneys general must be considered a state educational official authorized to access student records for legal purposes."

Page 7, remove lines 7 through 30

Page 8, remove lines 1 through 18

Page 8, line 20, replace "Sections" with "Section"

Page 8, line 20, remove "and section 4"

Page 8, line 20, replace "are" with "is"

Renumber accordingly

#### STATEMENT OF PURPOSE OF AMENDMENT:

#### Senate Bill No. 2003 - Attorney General - House Action

	Base Budget	Senate Version	House Changes	House Version
Salaries and wages	\$34,806,462	\$40,303,241	\$450,556	\$40,753,797
Operating expenses	26,994,056	25,858,095	(308,502)	25,549,593
Capital assets	2,165,077	2,879,187	(208,000)	2,671,187
Grants	2,373,947	1,762,659		1,762,659
Litigation fees	50,000	50,000		50,000
Abortion litigation fees	400,000	400,000		400,000
Medical examinations	660,000	660,000		660,000
North Dakota lottery	4,133,821	5,282,778		5,282,778
Arrest and return of fugitives	10,000	10,000		10,000
Gaming commission	7,368	7,490		7,490
Accrued leave payments	1,057,247			
Law enforcement grants		24,815,507	(24,815,507)	
Criminal justice information sharing		5,406,219	(4,518)	5,401,701
Total all funds	\$72,657,978	\$107,435,176	(\$24,885,971)	\$82,549,205

Less estimated income	35,382,450	60,523,643	(25,610,031)	34,913,612
General fund	\$37,275,528	\$46,911,533	\$724,060	\$47,635,593
FTE	212.50	248.00	(17.50)	230.50

**Department No. 125 - Attorney General - Detail of House Changes**

	Adjusts Funding for Health Insurance Premium Increases <sup>1</sup>	Adds Funding for Higher Education Legal Staff <sup>2</sup>	Removes Funding for Oil Impact Law Enforcement Grants <sup>3</sup>	Removes Funding for Medicaid Fraud Unit <sup>4</sup>	Removes Funding for Tobacco Enforcement <sup>5</sup>	Removes Funding for Building Feasibility Study <sup>6</sup>
Salaries and wages	(\$180,687)	\$1,487,982	(\$131,847)	(\$724,892)		
Operating expenses		112,000		(190,502)	(200,000)	(30,000)
Capital assets				(20,000)		
Grants						
Litigation fees						
Abortion litigation fees						
Medical examinations						
North Dakota lottery						
Arrest and return of fugitives						
Gaming commission						
Accrued leave payments						
Law enforcement grants			(24,815,507)			
Criminal justice information sharing	(4,518)					
<b>Total all funds</b>	<b>(\$185,205)</b>	<b>\$1,599,982</b>	<b>(\$24,947,354)</b>	<b>(\$935,394)</b>	<b>(\$200,000)</b>	<b>(\$30,000)</b>
Less estimated income	(15,201)	0	(24,456,308)	(841,855)	(200,000)	(30,000)
General fund	(\$170,004)	\$1,599,982	(\$491,046)	(\$93,539)	\$0	\$0
FTE	0.00	6.00	(19.50)	(4.00)	0.00	0.00

	Reduces One-Time Funding for Undercover Vehicles <sup>7</sup>	Reduces One-Time Funding for Surveillance Vehicles <sup>8</sup>	Total House Changes
Salaries and wages			\$450,556
Operating expenses			(308,502)
Capital assets	(88,000)	(100,000)	(208,000)
Grants			
Litigation fees			
Abortion litigation fees			
Medical examinations			
North Dakota lottery			
Arrest and return of fugitives			
Gaming commission			
Accrued leave payments			
Law enforcement grants			(24,815,507)
Criminal justice information sharing			(4,518)
<b>Total all funds</b>	<b>(\$88,000)</b>	<b>(\$100,000)</b>	<b>(\$24,885,971)</b>
Less estimated income	0	(66,667)	(25,610,031)
General fund	(\$88,000)	(\$33,333)	\$724,060
FTE	0.00	0.00	(17.50)

<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 added from the general fund for 6 FTE positions, related salary increases and health insurance increases (\$1,487,982) and related operating expenses (\$112,000) for providing legal services to the North Dakota University System.

<sup>3</sup> The funding shown below is removed for oil impact law enforcement grants. The other funds include \$24,164,271 from the oil and gas impact grant fund.

	FTE	General Fund	Other Funds	Total
New criminal investigators	(5.00)		(\$1,388,830)	(\$1,388,830)
New intelligence analysts	(3.00)		(480,946)	(480,946)
New BCI agents	(4.00)	(\$270,336)	(495,555)	(765,891)
New victim advocate	(1.00)		(189,580)	(189,580)
New assistant Attorney General	(1.00)		(302,136)	(302,136)
New assistant Attorney General	(1.00)		(198,619)	(198,619)
New administrative assistants	(2.00)		(264,380)	(264,380)

New grants administrator	(1.00)		(132,190)	(132,190)
New forensic scientist	(1.00)		(165,554)	(165,554)
New attorney	(0.50)		(165,264)	(165,264)
Oil impact law enforcement grants			(20,000,000)	(20,000,000)
Operating and other costs			(673,254)	(673,254)
Salary increase - Performance			(220,710)	(220,710)
Total	(19.50)	(\$270,336)	(\$24,677,018)	(\$24,947,354)

<sup>4</sup> Funding for a Medicaid fraud unit is removed as shown below:

	FTE	General Fund	Other Funds	Total
New attorney, auditor, investigator, and administrative assistant	(4.00)	(\$72,489)	(\$652,403)	(\$724,892)
Operating expenses		(19,050)	(171,452)	(190,502)
Capital assets		(2,000)	(18,000)	(20,000)
Total	(4.00)	(\$93,539)	(\$841,855)	(\$935,394)

<sup>5</sup> Funding has been removed for tobacco enforcement and Section 12 has been removed, which amended Section 54-27-25 to allow tobacco settlement funding to be appropriated to the Attorney General for tobacco enforcement.

<sup>6</sup> Funding is removed from other funds for a building feasibility study.

<sup>7</sup> Funding is reduced from one-time capital purchases to provide 6 of the 10 undercover vehicles approved by the Senate.

<sup>8</sup> Funding is reduced from one-time capital purchases to provide 2 of the 3 surveillance vehicles approved by the Senate.

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This amendment also:

- Removes a section to appropriate \$1 million from the general fund to the Attorney General for the 2013-15 biennium for early funding to hire up to 10 FTE positions.
- Removes a section designating that of the law enforcement grants line item in Section 1 of the bill, \$24,164,271 is from the oil and gas impact grant fund, of which \$20,000,000 is to be used for awarding grants to law enforcement agencies in oil-impacted counties, up to 10 percent of the funds can be used for administrative purposes, and \$4,164,271 is related to salaries and wages and equipment for the Attorney General for oil-impacted areas.
- Removes a section which provided an exemption from Section 54-44.1-11 for the amount appropriated in the law enforcement grants line in Section 1 of the bill to allow the grant funds to be continued into the 2017-19 biennium.
- Adds a section to create a new section to Chapter 27-05 regarding State Crime Laboratory expert witness travel costs responsibility of district courts and provides an exemption.
- Adds a section to create a new section to Chapter 54-12 regarding notification to the requestor of the receipt and status of an opinion requested from the Attorney General.
- Adds a section to amend Section 54-12-08 relating to assistant and special assistant Attorneys General and to allow assistant and special assistant Attorneys General that have been appointed to access and examine records under the control of the State Board of Higher Education.
- Removes the appropriation of \$1 million from the general fund to the Attorney General from the emergency clause.

#### REPORT OF STANDING COMMITTEE (MAJORITY)

**SB 2008, as engrossed: Appropriations Committee (Rep. Delzer, Chairman) A MAJORITY** of your committee (Reps. Delzer, Kempenich, Brandenburg, Boehning, Dosch, Kreidt, Martinson, Monson, J. Nelson, Pollert, Sanford, Schmidt, Silbernagel, Skarphol, Streyle, Thoreson, Vigesaa) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS**.

Page 1, line 2, replace "sections" with "section"

Page 1, line 3, remove "and 57-43.2-19"

Page 1, line 4, remove "and the special fuels excise taxes distribution of funds"

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

Page 1, remove lines 14 through 24

Page 2, replace lines 1 through 3 with:

"Salaries and wages	\$8,506,704	\$1,183,771	\$9,690,475
Accrued leave payments	168,278	(168,278)	0
Operating expenses	1,895,562	80,000	1,975,562
Capital assets	60,665	(34,265)	26,400
Grants	20,000	0	20,000
Abandoned mined lands contractual	8,000,000	0	8,000,000
Rail rate complaint case	900,000	0	900,000
Reclamation and grain licensing litigation	150,000	(150,000)	0
Specialized legal services	<u>0</u>	<u>900,000</u>	<u>900,000</u>
Total all funds	\$19,701,209	\$1,811,228	\$21,512,437
Less estimated income	<u>13,033,549</u>	<u>743,681</u>	<u>13,777,230</u>
Total general fund	\$6,667,660	\$1,067,547	\$7,735,207
Full-time equivalent positions	44.00	1.00	45.00"

Page 2, replace lines 9 through 14 with:

"Specialized legal services	\$750,000	\$750,000
Hydraulic soil probe	<u>28,000</u>	<u>0</u>
Total all funds	\$778,000	\$750,000
Total special funds	<u>353,920</u>	<u>336,000</u>
Total general fund	\$424,080	\$414,000"

Page 2, remove lines 19 through 23

Page 3, remove lines 12 through 31

ReNUMBER accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:**

**Senate Bill No. 2008 - Public Service Commission - House Action**

	Base Budget	Senate Version	House Changes	House Version
Salaries and wages	\$8,506,704	\$10,350,808	(\$660,333)	\$9,690,475
Operating expenses	1,895,562	2,224,410	(248,848)	1,975,562
Capital assets	60,665	26,400		26,400
Grants	20,000	20,000		20,000
Abandoned mined lands contractual	8,000,000	8,000,000		8,000,000
Rail rate complaint case	900,000	900,000		900,000
Reclamation & grain licensing litigation	150,000			
Accrued leave payments	168,278			
Railroad safety program		972,294	(972,294)	
Specialized legal services		900,000		900,000
Total all funds	\$19,701,209	\$23,393,912	(\$1,881,475)	\$21,512,437
Less estimated income	<u>13,033,549</u>	<u>14,978,013</u>	<u>(1,200,783)</u>	<u>13,777,230</u>
General fund	\$6,667,660	\$8,415,899	(\$680,692)	\$7,735,207
FTE	44.00	50.00	(5.00)	45.00

**Department No. 408 - Public Service Commission - Detail of House Changes**

Adjusts Funding for	Removes One-Time Funding				
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	Health Insurance Premium Increases <sup>1</sup>	New Weights and Measures Inspector <sup>2</sup>	New Natural Gas Pipeline Inspector <sup>3</sup>	New Railroad Safety Program <sup>4</sup>	Travel Expense <sup>5</sup>	for Accrued Leave Payout <sup>6</sup>
Salaries and wages	(\$43,257)	(\$204,651)	(\$268,211)			(\$144,214)
Operating expenses		(116,232)	(82,616)		(50,000)	
Capital assets						
Grants						
Abandoned mined lands contractual						
Rail rate complaint case						
Reclamation & grain licensing litigation						
Accrued leave payments						
Railroad safety program				(972,294)		
Specialized legal services						
<b>Total all funds</b>	<b>(\$43,257)</b>	<b>(\$320,883)</b>	<b>(\$350,827)</b>	<b>(\$972,294)</b>	<b>(\$50,000)</b>	<b>(\$144,214)</b>
Less estimated income	(8,861)	0	(175,414)	(972,294)	0	(44,214)
<b>General fund</b>	<b>(\$34,396)</b>	<b>(\$320,883)</b>	<b>(\$175,413)</b>	<b>\$0</b>	<b>(\$50,000)</b>	<b>(\$100,000)</b>
FTE	0.00	(1.00)	(1.00)	(3.00)	0.00	0.00

	Total House Changes
Salaries and wages	(\$660,333)
Operating expenses	(248,848)
Capital assets	
Grants	
Abandoned mined lands contractual	
Rail rate complaint case	
Reclamation & grain licensing litigation	
Accrued leave payments	
Railroad safety program	(972,294)
Specialized legal services	
<b>Total all funds</b>	<b>(\$1,881,475)</b>
Less estimated income	(1,200,783)
<b>General fund</b>	<b>(\$680,692)</b>
FTE	(5.00)

<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 the general fund for a new weights and measures inspector FTE position (\$196,803) and related salary increase (\$7,848) and operating expenses (\$116,232).

<sup>3</sup> Funding is removed from the general fund and other funds for a new natural gas pipeline inspector FTE position (\$257,747) and related salary increase (\$10,464) and operating expenses (\$82,616).

<sup>4</sup> Funding is removed for a new state railroad safety program as follows:

	FTE	General Fund	Other Funds	Total
New railroad safety inspectors	(3.00)		(\$762,294)	(\$762,294)
Operating and other costs			(210,000)	(210,000)
<b>Total</b>	<b>(3.00)</b>	<b>\$0</b>	<b>(\$972,294)</b>	<b>(\$972,294)</b>

<sup>5</sup> Funding for travel expense is reduced from \$1,400,525 to \$1,350,525.

<sup>6</sup> One-time funding is removed for accrued leave payouts

This amendment also:

- Removes Section 3 of the bill which designated funding for the railroad safety program.
- Removes Section 6 of the bill which created the rail safety fund and amended North Dakota Century Code Section 57-43.2-19 regarding the allocation of special fuels excise taxes collected on sales of diesel fuel to a railroad.

- Removes Section 7 of the bill which provided an effective date for Section 6.

**REPORT OF STANDING COMMITTEE (MINORITY)**

**SB 2008, as engrossed: Appropriations Committee (Rep. Delzer, Chairman) A MINORITY** of your committee (Reps. Glassheim, Guggisberg, Hogan, Holman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS**.

Page 1, remove lines 14 through 24

Page 2, replace lines 1 through 3 with:

"Salaries and wages	\$8,506,704	\$2,404,925	\$10,911,629
Accrued leave payments	168,278	(168,278)	0
Operating expenses	1,895,562	410,464	2,306,026
Capital assets	60,665	(34,265)	26,400
Grants	20,000	0	20,000
Abandoned mined lands contractual	8,000,000	0	8,000,000
Rail rate complaint case	900,000	0	900,000
Reclamation and grain licensing litigation	150,000	(150,000)	0
Railroad safety program	0	970,035	970,035
Specialized legal services	0	900,000	900,000
Total all funds	\$19,701,209	\$4,332,881	\$24,034,090
Less estimated income	13,033,549	2,452,720	15,486,269
Total general fund	\$6,667,660	\$1,880,161	\$8,547,821
Full-time equivalent positions	44.00	8.00	52.00"

ReNUMBER accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:**

**Senate Bill No. 2008 - Public Service Commission - House Action**

	Base Budget	Senate Version	House Changes	House Version
Salaries and wages	\$8,506,704	\$10,350,808	\$560,821	\$10,911,629
Operating expenses	1,895,562	2,224,410	81,616	2,306,026
Capital assets	60,665	26,400		26,400
Grants	20,000	20,000		20,000
Abandoned mined lands contractual	8,000,000	8,000,000		8,000,000
Rail rate complaint case	900,000	900,000		900,000
Reclamation & grain licensing litigation	150,000			
Accrued leave payments	168,278			
Railroad safety program		972,294	(2,259)	970,035
Specialized legal services		900,000		900,000
Total all funds	\$19,701,209	\$23,393,912	\$640,178	\$24,034,090
Less estimated income	13,033,549	14,978,013	508,256	15,486,269
General fund	\$6,667,660	\$8,415,899	\$131,922	\$8,547,821
FTE	44.00	50.00	2.00	52.00

**Department No. 408 - Public Service Commission - Detail of House Changes**

	Adjusts Funding for Health Insurance Premium Increases <sup>1</sup>	Adds Funding for New Hazardous Liquids Safety Inspectors <sup>2</sup>	Removes Funding for New Weights and Measures Inspector <sup>3</sup>	Reduces Funding for Travel Expenses <sup>4</sup>	Total House Changes
Salaries and wages	(\$28,997)	\$794,469	(\$204,651)		\$560,821
Operating expenses		247,848	(116,232)	(50,000)	81,616
Capital assets					
Grants					
Abandoned mined lands contractual					
Rail rate complaint case					
Reclamation & grain licensing litigation					
Accrued leave payments					

Railroad safety program	(2,259)				(2,259)
Specialized legal services					
Total all funds	(\$31,256)	\$1,042,317	(\$320,883)	(\$50,000)	\$640,178
Less estimated income	(12,903)	521,159	0	0	508,256
General fund	(\$18,353)	\$521,158	(\$320,883)	(\$50,000)	\$131,922
FTE	0.00	3.00	(1.00)	0.00	2.00

<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 added from the general fund and other funds for 3 new hazardous liquids safety inspector FTE positions (\$763,077) and related salary increases (\$31,392) and operating expenses (\$247,848).

<sup>3</sup> Funding is removed from the general fund for a new weights and measures inspector FTE position (\$196,803) and related salary increase (\$7,848) and operating expenses (\$116,232).

<sup>4</sup> Funding for travel expenses is reduced from \$1,400,525 to \$1,350,525.

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

**REPORT OF STANDING COMMITTEE**

**SB 2009, 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 2009 was placed on the Sixth order on the calendar.

Page 1, replace lines 12 and 13 with:

"Salaries and wages	\$10,861,195	\$1,906,006	\$12,767,201
Operating expenses	5,885,262	991,807	6,877,069"

Page 1, replace lines 20 through 22 with:

"Total all funds	\$25,273,808	\$7,325,301	\$32,599,109
Less estimated income	<u>15,754,591</u>	<u>5,263,462</u>	<u>21,018,053</u>
Total general fund	\$9,519,217	\$2,061,839	\$11,581,056"

Page 2, replace lines 7 and 8 with:

"Department web redesign		<u>0</u>	<u>100,000</u>
Total general fund		\$0	\$1,050,222"

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

Page 2, after line 30, insert:

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

ReNUMBER accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:**

**Senate Bill No. 2009 - Department of Agriculture - House Action**

	Base Budget	Senate Version	House Changes	House Version
Salaries and wages	\$10,861,195	\$12,823,662	(\$56,461)	\$12,767,201
Operating expenses	5,885,262	6,927,069	(50,000)	6,877,069

Capital assets	12,000	8,000		8,000
Grants	4,675,828	10,640,774		10,640,774
State board of animal health	2,109,828	813,665		813,665
Wildlife services	1,417,400	1,417,400		1,417,400
Crop harmonization board	75,000	75,000		75,000
Accrued leave payments	237,295			
Total all funds	\$25,273,808	\$32,705,570	(\$106,461)	\$32,599,109
Less estimated income	15,754,591	21,037,270	(19,217)	21,018,053
General fund	\$9,519,217	\$11,668,300	(\$87,244)	\$11,581,056
FTE	77.00	77.00	0.00	77.00

**Department No. 602 - Department of Agriculture - Detail of House Changes**

	Adjusts Funding for Health Insurance Premium Increases <sup>1</sup>	Reduce Funding to Redesign the Department Website <sup>2</sup>	Total House Changes
Salaries and wages	(\$56,461)		(\$56,461)
Operating expenses		(50,000)	(50,000)
Capital assets			
Grants			
State board of animal health			
Wildlife services			
Crop harmonization board			
Accrued leave payments			
Total all funds	(\$56,461)	(\$50,000)	(\$106,461)
Less estimated income	(19,217)	0	(19,217)
General fund	(\$37,244)	(\$50,000)	(\$87,244)
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 to redesign the department website is reduced by \$50,000 to provide a total of \$100,000.

This amendment also:

- Reduces funding from the environment and rangeland protection fund by \$10,762, relating to the health insurance adjustment, to provide a total of \$6,403,714 from the fund.
- Adds a new section to the bill to state the salaries and wages line item in Section 1 of the bill includes \$50,000 from the general fund for matching funds for the grant provided through the North Dakota outdoor heritage fund for the waterbank program.

**REPORT OF STANDING COMMITTEE**

**SB 2010, as engrossed: Appropriations Committee (Rep. Delzer, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (21 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING). Engrossed SB 2010 was placed on the Sixth order on the calendar.

Page 1, replace lines 12 through 16 with:

"Salaries and wages	\$8,019,514	\$923,583	\$8,943,097
Accrued leave payments	163,182	(163,182)	0
Operating expenses	2,858,008	(345,966)	2,512,042
Capital assets	0	90,000	90,000
Total special funds	\$11,040,704	\$504,435	\$11,545,139"

Page 1, line 19, replace "\$16,701,207" with "\$16,481,207"

Page 1, line 23, replace "\$1,020,000, of which, \$130,000 is one-time funds" with "\$800,000"

ReNUMBER accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:**

**Senate Bill No. 2010 - Insurance Department - House Action**

	Base Budget	Senate Version	House Changes	House Version
Salaries and wages	\$8,019,514	\$8,980,738	(\$37,641)	\$8,943,097
Operating expenses	2,858,008	2,512,042		2,512,042
Capital assets		90,000		90,000
Fire department grants	15,336,386	16,701,207	(220,000)	16,481,207
Accrued leave payments	163,182			
Total all funds	\$26,377,090	\$28,283,987	(\$257,641)	\$28,026,346
Less estimated income	26,377,090	28,283,987	(257,641)	28,026,346
General fund	\$0	\$0	\$0	\$0
FTE	49.50	49.50	0.00	49.50

**Department No. 401 - Insurance Department - Detail of House Changes**

	Adjusts Funding for Health Insurance Premium Increases <sup>1</sup>	Remove Grant Increase for the Firefighter's Association <sup>2</sup>	Remove Funding for Firefighter's Association Computerized Database <sup>3</sup>	Total House Changes
Salaries and wages	(\$37,641)			(\$37,641)
Operating expenses				
Capital assets				
Fire department grants		(90,000)	(130,000)	(220,000)
Accrued leave payments				
Total all funds	(\$37,641)	(\$90,000)	(\$130,000)	(\$257,641)
Less estimated income	(37,641)	(90,000)	(130,000)	(257,641)
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> The House removed \$90,000 of increased ongoing grant funding from the insurance tax distribution fund for the North Dakota Firefighter's Association to provide ongoing funding of \$800,000.

<sup>3</sup> The House removed \$130,000 of one-time grant funding from the insurance tax distribution fund for a computerized database for the North Dakota Firefighter's Association.

**REPORT OF STANDING COMMITTEE**

**SB 2012, 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 2012 was placed on the Sixth order on the calendar.

Page 1, line 2, remove "to create and enact subdivision aa of subsection 1 of section 50-09-29 and a"

Page 1, remove line 3

Page 1, line 4, replace "assistance for needy families benefits and to the monthly maintenance needs allowance;" with "to create and enact a new section to chapter 50-06 of the North Dakota Century Code, relating to a behavioral health services quarterly report;"

Page 1, line 5, after "sections" insert "6-09-47,"

Page 1, line 5, after the second comma insert "and"

Page 1, line 5, remove ", and subsection 1 of section"

Page 1, line 6, remove "50-09-29,"

Page 1, line 6, after "to" insert "the medical facility infrastructure loan fund,"

Page 1, line 8, after the first semicolon insert "to repeal section 3 of chapter 84 of the 2013 Session Laws, relating to the medical facility infrastructure fund balance transfer;"

Page 1, line 8, after the second semicolon insert "to provide a limitation, relating to a program of all inclusive care for the elderly;"

Page 1, line 9, after the semicolon insert "to provide advance payments to select enrolled providers;"

Page 1, line 10, remove "a"

Page 1, line 10, replace "study" with "studies"

Page 1, line 11, remove "to the legislative council"

Page 1, remove line 24

Page 2, replace lines 1 through 5 with:

"Salaries and wages	\$23,949,306	\$5,307,754	\$29,257,060
Operating expenses	67,749,348	25,838,164	93,587,512
Capital assets	<u>12,000</u>	<u>14,000</u>	<u>26,000</u>
Total all funds	\$91,710,654	\$31,159,918	\$122,870,572
Less estimated income	<u>53,608,032</u>	<u>17,232,729</u>	<u>70,840,761</u>
Total general fund	\$38,102,622	\$13,927,189	\$52,029,811"

Page 2, replace lines 10 through 17 with:

"Salaries and wages	\$52,422,982	\$5,738,890	\$58,161,872
Operating expenses	107,894,413	(2,670,378)	105,224,035
Capital assets	0	10,000	10,000
Grants	458,913,620	5,739,753	464,653,373
Grants - medical assistance	<u>1,910,060,462</u>	<u>486,902,962</u>	<u>2,396,963,424</u>
Total all funds	\$2,529,291,477	\$495,721,227	\$3,025,012,704
Less estimated income	<u>1,587,974,557</u>	<u>391,287,908</u>	<u>1,979,262,465</u>
Total general fund	\$941,316,920	\$104,433,319	\$1,045,750,239"

Page 2, replace lines 22 through 26 with:

"Human service centers	\$182,433,538	\$16,456,866	\$198,890,404
Institutions	<u>130,697,211</u>	<u>14,378,471</u>	<u>145,075,682</u>
Total all funds	\$313,130,749	\$30,835,337	\$343,966,086
Less estimated income	<u>126,067,783</u>	<u>6,627,9591</u>	<u>132,695,734</u>
Total general fund	\$187,062,966	\$24,207,386	\$211,270,352"

Page 2, remove line 31

Page 3, replace lines 1 through 3 with:

"Grand total general fund	\$1,166,482,508	\$142,567,894	\$1,309,050,402
Grand total special funds	<u>1,767,650,372</u>	<u>415,148,588</u>	<u>2,182,798,960</u>
Grand total all funds	\$2,934,132,880	\$557,716,482	\$3,491,849,362
Full-time equivalent positions	2,201.08	10.00	2,211.08"

Page 3, replace lines 15 through 18 with:

"Early childhood services grants	400,000	0
Developmental disabilities equipment	0	10,000
Heating plant repairs and upgrades - State hospital	0	1,156,000
Heating plant repairs and upgrades - Life skills and transition center	0	75,000
Window replacement - Life skills and transition center	0	44,000
Equipment over \$5,000 - State hospital	0	275,000
Equipment over \$5,000 - Life skills and transition center	0	200,000
Extraordinary repairs - State hospital	0	1,000,000
Extraordinary repairs - Life skills and transition center	0	1,250,000
Total all funds	\$15,319,714	\$4,010,000
Less estimated income	<u>10,686,093</u>	<u>10,000</u>
Total general fund	\$4,633,621	\$4,000,000"

Page 3, line 27, after "budget" insert "and the legislative council"

Page 4, after line 13, insert:

**"SECTION 6. EXEMPTION - LEISURE, RECREATIONAL, AND EDUCATIONAL PROGRAMS.** The grants line item in Subdivision 2 of Section 1 of this Act includes \$150,000 for providing grants for services to provide leisure, recreational, and educational programs for individuals with intellectual or developmental disabilities in the northeast and southeast human service regions. The requirements of chapter 54-44.4 do not apply to the selection of a grantee, the grant award, or payments made under this section.

**SECTION 7. DEPARTMENT OF HUMAN SERVICES - PROGRAM OF ALL INCLUSIVE CARE FOR THE ELDERLY - LIMITATION.** The department of human services may not expand the program of all inclusive care for the elderly during the biennium beginning July 1, 2015 and ending June 30, 2017, into a community that is not operating a program site on August 1, 2015.

**SECTION 8. ADVANCE PAYMENTS - ADJUSTMENTS - EXEMPTION.** The department of human services may provide advance payments to select enrolled providers related to the implementation of the new Medicaid management information system for the period beginning with the effective date of this Act and ending June 30, 2015. The department may spend funds appropriated from the general fund in its grants - medical assistance line item in subdivision 2 of section 1 of this Act for making these advance payments if sufficient funding from the general fund is not available from the department's 2013-15 biennium appropriation. The department shall adjust 2015-17 biennium payments to the enrolled providers to recoup the advance payments. The amount appropriated from special funds in the grants - medical assistance line item in subdivision 2 of section 1 of chapter 12 of the 2013 Session Laws is not subject to section 54-44.1-11, and any unspent funds relating to the federal funds share of any advance payments may be continued and used for paying the federal share of medical assistance payments for the biennium beginning July 1, 2015, and ending June 30, 2017.

**SECTION 9. AMENDMENT.** Section 6-09-47 of the North Dakota Century Code is amended and reenacted as follows:

**6-09-47. (Effective through July 31, 2017) Medical facility infrastructure loan program fund - Continuing appropriation - Audit and costs of administration.**

1. The Bank of North Dakota shall administer a loan program to provide loans to medical facilities to conduct construction that improves the health care infrastructure in the state or improves access to existing nonprofit health care providers in the state. The construction project may include land purchases and may include purchase, lease, erection, or improvement of any structure or facility to the extent the governing board of the health care facility has the authority to authorize such activity.
2. In order to be eligible under this loan program, the applicant must be the governing board of the health care facility which shall submit an application to the Bank. The application must:

- a. Detail the proposed construction project, which must be a project of at least one million dollars and which is expected to be utilized for at least thirty years;
  - b. Demonstrate the need and long-term viability of the construction project; and
  - c. Include financial information as the Bank may determine appropriate to determine eligibility, such as whether there are alternative financing methods.
3. The governor shall establish a task force to review loan applications under this section and to make recommendations to the Bank on the loan applications. The task force must include representation of medical providers and medical facilities from the oil-producing counties in the state. The task force shall work with the Bank to establish criteria for eligibility for a loan under the program. The criteria established by the task force and the Bank must give priority to applicants that are located in oil-producing counties.
  4. A loan provided under this section:
    - a. May not exceed the lesser of fifteen million dollars or seventy-five percent of the actual cost of the project;
    - b. Must have an interest rate equal to one percent; and
    - c. Must provide a repayment schedule of no longer than twenty-five years.
  5. A recipient of a loan under this section shall complete the financed construction project within twenty-four months of approval of the loan. Failure to comply with this subsection may result in forfeiture of the entire loan received under this section.
  6. The medical facility infrastructure fund is a special fund in the state treasury. This fund is a revolving fund. All moneys intranferred into the medical facility infrastructure fund, interest on moneys in the fund, and collections of principal and interest on loans from the fund are appropriated to the Bank on a continuing basis for the purpose of providing loans under this section.
  7. Funds in the medical facility infrastructure fund may be used for loans as provided under this section and to pay the costs of administration of the fund. Annually, the Bank may deduct a service fee for administering the medical facility infrastructure fund maintained under this section.
  8. The medical facility infrastructure fund must be audited in accordance with section 6-09-29. The cost of the audit and any other actual costs incurred by the Bank on behalf of the fund must be paid from the fund.
  9. The Bank shall deposit loan repayment funds in the medical facility infrastructure fund. ~~After deduction of fees and costs as provided in this section, the Bank shall make an annual transfer of repayment funds deposited in the medical facility infrastructure fund to the state treasurer for deposit in the strategic investment and improvements fund.~~

**~~(Effective August 1, 2017, through July 31, 2043) Medical facility infrastructure loan program – Continuing appropriation – Audit and costs of administration.~~**

- ~~1. The Bank of North Dakota shall service loans made under the medical facility infrastructure loan program. The repayment schedule of these loans may not exceed twenty-five years.~~

2. ~~Funds in the medical facility infrastructure fund may be used for loans as provided under this section and to pay the costs of administration of the fund. Annually, the Bank may deduct a service fee for administering the medical facility infrastructure fund maintained under this section.~~
3. ~~The medical facility infrastructure fund must be audited in accordance with section 6-09-29. The cost of the audit and any other actual costs incurred by the Bank on behalf of the fund must be paid from the fund.~~
4. ~~The Bank shall deposit loan repayment funds in the medical facility infrastructure fund. After deduction of fees and costs as provided in this section, the Bank shall make an annual transfer of repayment funds deposited in the medical facility infrastructure fund to the state treasurer for deposit in the strategic investment and improvements fund.~~

**SECTION 10.** A new section to chapter 50-06 of the North Dakota Century Code is created and enacted as follows:

**Behavioral health services quarterly report.**

The department of human services shall publish a quarterly report of all behavioral health services provided by or supported by the department. The report must include each type of behavioral health service, the number of clients served for each service, and the amount of state and federal funds budgeted and spent for each service. Data must be identified for behavioral health services by human service region and by mental health services provided to children, mental health services provided to adults, and substance abuse services."

Page 6, remove lines 24 through 30

Page 7, replace lines 1 through 15 with:

**"SECTION 14. ROBINSON RECOVERY CENTER FUNDING.**

Notwithstanding the designation of funding for the Robinson recovery center in the appropriation for the department of human services in section 1 of this Act, the department may reprocure the contract for methamphetamine treatment services if the current contractor is unable to provide the full capacity of services anticipated under the current contract for the biennium beginning July 1, 2015, and ending June 30, 2017. Funding otherwise designated for the Robinson recovery center may be used to support the costs of the reprocured contract."

Page 7, line 24, replace "10" with "15"

Page 7, remove lines 27 through 31

Page 8, remove lines 1 through 25

Page 8, after line 30, insert:

**"SECTION 18. LEGISLATIVE MANAGEMENT STUDY - MENTAL HEALTH HOTLINE SERVICES.** During the 2015-16 interim, the legislative management shall consider studying the various telephone contact numbers supported by state appropriations to access information regarding services and programs available and determine if multiple numbers are necessary to respond appropriately to the residents of the state. The legislative management shall report its findings and recommendations, along with any legislation required to implement the recommendations, to the sixty-fifth legislative assembly.

**SECTION 19. REPORT TO LEGISLATIVE MANAGEMENT - ADULT PROTECTIVE SERVICES PROGRAM.** During the 2015-16 interim, the department of human services shall report to the legislative management regarding the adult protective services program including the effectiveness of the program, information on services and outcomes, and funding by human service region and in total.

**SECTION 20. LEGISLATIVE MANAGEMENT STUDY - AUTISM**

**SERVICES.** During the 2015-16 interim, the legislative management shall consider studying services to children with autism. The study must include a review of services currently provided by the department of human services, superintendent of public instruction and other state and local agencies, and an evaluation of the effectiveness of the continuum of care, transition between programs, and outcomes. The study must also identify current funding for these programs and projected funding needs in future bienniums by funding source. The legislative management shall report its findings and recommendations, along with any legislation required to implement the recommendations, to the sixty-fifth legislative assembly.

**SECTION 21. LEGISLATIVE MANAGEMENT STUDY - LIFE SKILLS AND**

**TRANSITION CENTER.** During the 2015-16 interim, the legislative management shall consider studying the use of the structures and property of the life skills and transition center to determine the best and most efficient use of the properties. If conducted, the study must review the potential to transfer clients from the life skills and transition center to under-utilized facilities on the state hospital campus or to a community-based setting. The study must also review potential alternative uses of structures on the life skills and transition center campus. The legislative management shall report its finding and the recommendations, together with any legislation necessary to implement the recommendations, to the sixty-fifth legislative assembly.

**SECTION 22. BEHAVIORAL HEALTH SERVICES - LEGISLATIVE**

**MANAGEMENT REPORTS.** During the 2015-16 interim, the department of human services shall present its quarterly behavioral health services reports to the legislative management."

Page 9, remove lines 1 through 19

Page 9, line 22, replace "12 and 13" with "15 and 16"

Page 9, line 26, replace "Section 17 of this Act is" with "The medical assistance-grants line item in subdivision 2 of section 1 and sections 8 and 17 of this Act are"

Page 9, after line 27, insert:

"**SECTION 26. REPEAL.** Section 3 of Chapter 84 of the 2013 Session Laws is repealed."

ReNUMBER accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:****Senate Bill No. 2012 - Summary of House Action**

	Base Budget	Senate Version	House Changes	House Version
Legislative Council				
Total all funds	\$0	\$50,000	(\$50,000)	\$0
Less estimated income	0	0	0	0
General fund	\$0	\$50,000	(\$50,000)	\$0
DHS - Management				
Total all funds	\$91,710,654	\$123,522,794	(\$652,222)	\$122,870,572
Less estimated income	53,608,032	71,213,128	(372,367)	70,840,761
General fund	\$38,102,622	\$52,309,666	(\$279,855)	\$52,029,811
DHS - Program/Policy				
Total all funds	\$2,529,291,477	\$3,074,493,091	(\$49,480,387)	\$3,025,012,704
Less estimated income	1,587,974,557	1,999,696,868	(20,434,403)	1,979,262,465
General fund	\$941,316,920	\$1,074,796,223	(\$29,045,984)	\$1,045,750,239
DHS - Field Services				
Total all funds	\$313,130,749	\$348,982,051	(\$5,015,965)	\$343,966,086
Less estimated income	126,067,783	131,739,212	956,522	132,695,734
General fund	\$187,062,966	\$217,242,839	(\$5,972,487)	\$211,270,352
Bill total				
Total all funds	\$2,934,132,880	\$3,547,047,936	(\$55,198,574)	\$3,491,849,362
Less estimated income	1,767,650,372	2,202,649,208	(19,850,248)	2,182,798,960
General fund	\$1,166,482,508	\$1,344,398,728	(\$35,348,326)	\$1,309,050,402

**Senate Bill No. 2012 - Legislative Council - House Action**

	Base Budget	Senate Version	House Changes	House Version
Operating expenses		\$50,000	(\$50,000)	
Total all funds	\$0	\$50,000	(\$50,000)	\$0
Less estimated income	0	0	0	0
General fund	\$0	\$50,000	(\$50,000)	\$0
FTE	0.00	0.00	0.00	0.00

**Department No. 160 - Legislative Council - Detail of House Changes**

	Removes Funding for Study <sup>1</sup>	Total House Changes
Operating expenses	(\$50,000)	(\$50,000)
Total all funds	(\$50,000)	(\$50,000)
Less estimated income	0	0
General fund	(\$50,000)	(\$50,000)
FTE	0.00	0.00

<sup>1</sup> Funding is removed to hire a consultant to assist with a study of the delivery system for children with special health care needs.

**Senate Bill No. 2012 - DHS - Management - House Action**

	Base Budget	Senate Version	House Changes <sup>1</sup>	House Version
Salaries and wages	\$23,949,306	\$27,778,596	\$1,478,464	\$29,257,060
Operating expenses	67,749,348	95,718,198	(2,130,686)	93,587,512
Capital assets	12,000	26,000		26,000
Total all funds	\$91,710,654	\$123,522,794	(\$652,222)	\$122,870,572
Less estimated income	53,608,032	71,213,128	(372,367)	70,840,761
General fund	\$38,102,622	\$52,309,666	(\$279,855)	\$52,029,811
FTE	147.10	147.10	0.00	147.10

<sup>1</sup>

**Management - House Changes:**

	FTE Positions	General Fund	Other Funds	Total
<b>2015-17 Ongoing Funding Changes</b>				
Adjusts funding for base payroll changes		1,033,645	186,838	1,220,483
Adjusts funding for employee health insurance premiums to reflect the revised premium estimate of \$1,130.22		(73,719)	(37,030)	(110,749)
Adjusts base payroll to increase salaries and wages by \$368,730 and decrease operating expenses by \$368,730				0
<b>Administration</b>				
Reduces funding for operating expenses		(14,259)	(26,288)	(40,547)
Removes funding for energy impact pool funds		(1,033,645)	(186,838)	(1,220,483)
<b>Informational Technology</b>				
Reduces funding for operating expenses		(191,877)	(309,049)	(500,926)
Total ongoing funding changes	0.00	(\$279,855)	(\$372,367)	(\$652,222)

**Senate Bill No. 2012 - DHS - Program/Policy - House Action**

	Base Budget	Senate Version	House Changes <sup>1</sup>	House Version
Salaries and wages	\$52,422,982	\$58,921,459	(\$759,587)	\$58,161,872
Operating expenses	107,894,413	109,248,284	(4,024,249)	105,224,035
Capital assets		10,000		10,000

Grants	458,913,620	471,383,480	(6,730,107)	464,653,373
Grants - medical assistance	1,910,060,462	2,434,929,868	(37,966,444)	2,396,963,424
Total all funds	\$2,529,291,477	\$3,074,493,091	(\$49,480,387)	\$3,025,012,704
Less estimated income	1,587,974,557	1,999,696,868	(20,434,403)	1,979,262,465
General fund	\$941,316,920	\$1,074,796,223	(\$29,045,984)	\$1,045,750,239
FTE	347.50	352.00	(3.50)	348.50

1

**Program and Policy - House Changes:**

	FTE Positions	General Fund	Other Funds	Total
<b>2015-17 Ongoing Funding Changes</b>				
Adjusts funding for employee health insurance premiums to reflect the revised premium estimate of \$1,130.22		(\$126,396)	(\$135,230)	(\$261,626)
<b>Economic Assist Policy - Grants</b>				
Reduces funding for operating expenses		(\$2,637)	(\$57,947)	(\$60,584)
Removes funding for child care assistance provider rate increase		(\$2,022,099)	\$0	(\$2,022,099)
<b>Child Support Enforcement</b>				
Reduces funding for operating expenses		(\$5,147)	(\$21,085)	(\$26,232)
<b>Medical Services</b>				
Reduces funding for operating expenses		(\$185,106)	(\$53,130)	(\$238,236)
Reduces funding for grant cost and caseload changes		(\$1,000,000)	(\$1,000,000)	(\$2,000,000)
Reduces provider inflationary increases from 3/3 to 2/2 percent		(\$3,169,019)	(\$3,318,083)	(\$6,487,102)
Adds funding to rebase the ambulance rate increase to a percentage of the WSI fee schedule and to provide the same percentage to each category of the schedule		\$125,000	\$125,000	\$250,000
Removes 1 FTE assisted living position	(1.00)	(\$146,234)	\$0	(\$146,234)
Reduces funding for physical, occupational, and speech therapy service provider rate increase to a 50 percent fee schedule (SB 2272)		(\$427,280)	(\$750,891)	(\$1,178,171)
Adds funding from the health care trust fund for a one-time grant for a critical access hospital in the west central human service region located in a city with a population of between 1,500 and 2,500 based on the most recent federal decennial census		\$0	\$250,000	\$250,000
Reduces funding relating to SB 2043 to allow the department to negotiate additional rebates from drug manufacturers under the medical assistance program and allows the department to join a multistate supplemental drug rebate pool		(\$950,574)	(\$950,574)	(\$1,901,148)
<b>Long-Term Care</b>				
Reduces provider inflationary increases from 3/3 to 2/2 percent		(\$2,749,164)	(\$2,420,352)	(\$5,169,516)
Reduces the increase in the monthly maintenance needs allowance for a community spouse of a medical assistance recipient to \$2,550 effective 1/1/2016		(\$347,625)	(\$347,625)	(\$695,250)
Reduces funding relating to anticipated lower utilization of long term care services		(\$5,000,000)	(\$5,000,000)	(\$10,000,000)
Changes the funding source from the general fund to the health care trust fund for nursing facility asset limit changes		(\$300,000)	\$300,000	\$0
Reduces funding for basic care provider payment changes to provide a total of \$386,685, of which \$262,950 is from the general fund		(\$237,050)	\$0	(\$237,050)
Adds funding for basic care provider payment changes relating to HB 1359 to provide a total of \$1,136,685, of which \$1,012,950 is from the general fund		\$750,000	\$0	\$750,000
Changes the funding source from the general fund to the health care trust fund for the 24 month bed layaway program		(\$546,786)	\$546,786	\$0
Adjusts funding relating to the limitation on expansion of the Program of All-inclusive Care for the Elderly (PACE)		(\$500,415)	(\$546,181)	(\$1,046,596)
<b>DD Council</b>				
Reduces funding for operating expenses		\$0	(\$449)	(\$449)
Adjusts the funding source for salary increase allocation		(\$11,224)	\$11,224	\$0
<b>Aging Services</b>				
Reduces funding for operating expenses		(\$38,808)	(\$60,598)	(\$99,406)
Reduces provider inflationary increases from 3/3 to 2/2 percent		(\$192,683)	\$0	(\$192,683)
Removes new inflationary increases for aging services		(\$326,033)	\$0	(\$326,033)
Reduces funding for adult protective services to provide a total of \$464,894		(\$615,179)	\$0	(\$615,179)
Reduces funding for increasing guardianship establishments for vulnerable adults from 52 slots to 26 slots		(\$65,000)	\$0	(\$65,000)
<b>Children and Family Services</b>				
Reduces funding for operating expenses		(\$17,457)	(\$25,701)	(\$43,158)
Reduces provider inflationary increases from 3/3 to 2/2 percent		(\$1,263,207)	(\$752,493)	(\$2,015,700)
Reduces funding for positions relating to administering federal childcare law	(1.50)	(\$172,459)	(\$118,681)	(\$291,140)

changes				
Reduces funding relating to post adoption services		(\$84,570)	(\$45,598)	(\$130,168)
Reduces funding for child care provider incentive grants to provide a total of \$400,000		(\$100,000)	\$0	(\$100,000)
Reduces funding for early childhood services specialists grants to provide a total of \$300,000		(\$100,000)	\$0	(\$100,000)
Removes funding for a contract rate increase for Chafee Independent Living		(\$89,180)	\$0	(\$89,180)
<b>Mental Health - Substance Abuse</b>				
Reduces funding for operating expenses		(\$42,318)	(\$42,063)	(\$84,381)
Reduces provider inflationary increases from 3/3 to 2/2 percent		(\$52,218)	(\$2,135)	(\$54,353)
Reduces funding for extended services for individuals with serious mental illness to reduce the number of new slots from 50 to 25		(\$277,495)	\$0	(\$277,495)
Reduces funding for traumatic brain injury prevocational skills training to reduce from 8 hours to 4 hours the amount of time allocated each month for each of the 50 slots		(\$239,782)	\$0	(\$239,782)
Removes funding for trauma-informed system of care program		(\$229,130)	(\$58,500)	(\$287,630)
Removes funding for a grant to a statewide family-controlled parent-to-parent support organization (\$205,000) and to a statewide family-to-family health information and education organization (\$205,000)		(\$410,000)	\$0	(\$410,000)
Removes increased funding for indigent care services and acute hospitalization and recovery services relating to substance abuse		(\$1,000,000)	\$0	(\$1,000,000)
Reduces operating fees relating to mental health hotline services		(\$155,000)	\$0	(\$155,000)
Reduces funding for substance use disorder innovation and substance use disorder needs assessment		(\$353,570)	(\$526,922)	(\$880,492)
<b>Vocational Rehabilitation</b>				
Reduces funding for operating expenses		(\$5,122)	(\$10,530)	(\$15,652)
Reduces provider inflationary increases from 3/3 to 2/2 percent		(\$6,291)	\$0	(\$6,291)
Reduces funding for Centers for Independent Living to provide a total of \$2.4 million		(\$500,000)	\$0	(\$500,000)
Removes funding for professional development for stipends for vocational counselors to obtain master degrees		(\$35,571)	(\$131,429)	(\$167,000)
<b>Developmental Disabilities</b>				
Reduces funding for operating expenses		(\$24,175)	(\$24,345)	(\$48,520)
Reduces provider inflationary increases from 3/3 to 2/2 percent		(\$4,151,811)	(\$3,913,340)	(\$8,065,151)
Removes funding for 1 FTE developmental disabilities nurse position	(1.00)	(\$91,454)	(\$91,455)	(\$182,909)
Removes funding for a benefit allowance increase for developmental disabilities services providers		(\$1,000,000)	(\$1,000,000)	(\$2,000,000)
Removes funding increase for guardianship services for individuals with intellectual disabilities to provide a total of \$2,482,906		(\$193,358)	\$0	(\$193,358)
Adds funding to provide leisure, recreational, and educational programs for individuals with intellectual or developmental disabilities		\$150,000	\$0	\$150,000
<b>Autism Services</b>				
Reduces funding for operating expenses		(\$1,532)	(\$1,252)	(\$2,784)
Reduces provider inflationary increases from 3/3 to 2/2 percent		(\$25,944)	(\$25,944)	(\$51,888)
Reduces funding for new autism waiver slots from 30 to 22		(\$234,880)	(\$234,880)	(\$469,760)
Reduces new autism voucher slots from 20 to 10. Total autism voucher slots are 53.		(\$250,001)	\$0	(\$250,001)
Total ongoing funding changes	(3.50)	(\$29,045,984)	(\$20,434,403)	(\$49,480,387)

**Senate Bill No. 2012 - DHS - Field Services - House Action**

	Base Budget	Senate Version	House Changes <sup>1</sup>	House Version
Human service centers	\$182,433,538	\$202,171,367	(\$3,280,963)	\$198,890,404
Institutions	130,697,211	146,810,684	(1,735,002)	145,075,682
Total all funds	\$313,130,749	\$348,982,051	(\$5,015,965)	\$343,966,086
Less estimated income	126,067,783	131,739,212	956,522	132,695,734
General fund	\$187,062,966	\$217,242,839	(\$5,972,487)	\$211,270,352
FTE	1706.48	1725.48	(10.00)	1715.48

<sup>1</sup>

**Field Services - Senate Changes:**

	FTE Positions	General Fund	Other Funds	Total
<b>2015-17 Ongoing Funding Changes</b>				
Adjusts funding for employee health insurance premiums to reflect the revised premium estimate of \$1,130.22		(\$1,271,700)	(\$27,869)	(\$1,299,569)

Adjusts the funding source allocation for salary increase	0.00	(\$18,540)	\$18,540	\$0
Reduces operating expenses for State Hospital (\$350,000), and Life Skills and Transition Center (\$250,000)		(\$397,000)	(\$203,000)	(\$600,000)
Changes the funding source for the 15-bed Tomkins program to collections from the Department of Corrections and Rehabilitation		(\$1,520,369)	\$1,520,369	\$0
Reduces funding for extraordinary repairs to provide a total of \$1.25 million - Life Skills and Transition Center		(\$321,360)	\$0	(\$321,360)
Reduces funding for equipment over \$5,000 to provide a total of \$200,000 - Life Skills and Transition Center		(\$175,000)	\$0	(\$175,000)
Reduces 1 FTE position at the State Hospital	(1.00)	(\$130,000)	\$0	(\$130,000)
Reduces equipment over \$5,000 to provide a total of \$275,000 - State Hospital		(\$124,338)	\$0	(\$124,338)
Reduces extraordinary repairs to provide a total of \$1 million - State Hospital		(\$359,505)	\$0	(\$359,505)
Adjusts equipment over \$5,000 to one-time funding for State Hospital (\$275,000) and Life Skills and Transition Center (\$200,000) and extraordinary repairs to one-time funding for State Hospital (\$1 million) and Life Skills and Transition Center (\$1.25 million)		(\$2,725,000)	\$0	(\$2,725,000)
<b>Human Service Centers</b>				
Reduces funding for operating expenses		(\$51,454)	(\$37,671)	(\$89,125)
Reduces provider inflationary increases from 3/3 to 2/2 percent		(\$564,989)	\$0	(\$564,989)
Removes 3 FTE child welfare regional supervisor positions in the north central, southeast, and west central regions	(3.00)	(\$437,771)	(\$52,273)	(\$490,044)
Reduces funding for a 10-bed crisis residential and transitional living unit in the north central region to 5-beds		(\$199,397)	(\$63,400)	(\$262,797)
Removes funding for DD case manager positions for north central, northeast, and lake region	(3.00)	(\$249,669)	(\$188,349)	(\$438,018)
Removes funding for the integrated dual disorder treatment program for west central region	(3.00)	(\$393,295)	\$0	(\$393,295)
Reduces funding for a 10-bed short-term residential facility for the Badlands region to provide a 5-bed unit		(\$119,725)	\$0	(\$119,725)
Adds funding to provide Mobile-on-Call crisis services in the west central region		\$250,000	\$0	\$250,000
Removes funding for mental health disorder prevention services		(\$90,000)	\$0	(\$90,000)
Removes funding for increasing payment rates for behavioral health care provider services		(\$1,000,000)	\$0	(\$1,000,000)
Removes funding for operating expenses for Good Health television services		(\$73,375)	(\$9,825)	(\$83,200)
Total ongoing funding changes	(10.00)	(\$9,972,487)	\$956,522	(\$9,015,965)

**One-time funding items**

<b>Institutions</b>				
Adds one-time funding for heating plant repairs and upgrades - State Hospital		1,156,000	0	1,156,000
Adds one-time funding for heating plant repairs and upgrades - Life Skills and Transition Center		75,000	0	75,000
Adds one-time funding for window replacement of the domestic violence shelter on the Life Skills and Transition Center campus		44,000	0	44,000
Adjusts equipment over \$5,000 from ongoing funds for State Hospital (\$275,000) and Life Skills and Transition Center (\$200,000) and extraordinary repairs from ongoing funds for State Hospital (\$1 million) and Life Skills and Transition Center (\$1.25 million)		2,725,000	0	2,725,000
Total one-time funding changes	0.00	\$4,000,000	\$0	\$4,000,000
Total changes - Field services	(10.00)	(\$5,972,487)	\$956,522	(\$5,015,965)

This amendment also:

- Removes Section 9 relating to an annual percentage increase in the TANF benefit amount that is equal to the annual percentage increase in the consumer price index.
- Removes Section 10 relating to monthly maintenance needs allowance for a community spouse and annual increases in the monthly maintenance needs allowance.
- Removes Section 11 providing legislative intent that the Department of Human Services develop a plan for a medically fragile intensive care facility for certain individuals transitioning from the Life Skills and Transition Center during the 2015-16 interim and that the plan consider the resident's and their family's preferences regarding the location of the facility and that the department include funding for the facility in its 2017-19 biennium budget request.
- Removes Section 18 providing for a Legislative Management study of the delivery system for children with special health care needs.
- Removes Section 19 providing an appropriation to the Legislative Council of \$50,000 for a Legislative Management study of the delivery system for children with special health care needs.
- Adds a section to provide an exemption from procurement requirements for grants

for services to provide leisure, recreational, and educational programs for individuals with intellectual or developmental disabilities in the northeast and southeast human service regions.

- Adds a section providing the Department of Human Services may not expand the program of all inclusive care for the elderly (PACE) into a community which is not operating a program site on August 1, 2015.
- Adds a section to allow the Department of Human Services to provide advance payments to select enrolled providers related to the implementation of the new Medicaid management information system.
- Adds a section changing the medical facility infrastructure loan fund to a revolving loan fund.
- Repeals the section which would have required any balance remaining in the medical facility infrastructure loan fund on June 30, 2017, to be transferred to the strategic investment and improvements fund.
- Adds a section to allow the Department of Human Services to reprocur the contract for methamphetamine treatment services, if the current contractor is unable to provide the full capacity of services anticipated under the current contract.
- Adds a section providing for a Legislative Management study of the various telephone contact numbers supported by state appropriations to access information regarding services and programs available and to determine if multiple numbers are necessary to respond appropriately to the citizens of the state.
- Adds a section requiring the Department of Human Services to provide a Legislative Management report regarding the adult protective services program, including the effectiveness of the program, information on services and outcomes, and funding by human service region and in total.
- Adds a section providing for Legislative Management study of the use of the structures and property of the Life Skills and Transition Center.
- Adds a section providing for a Legislative Management study of services to children with autism.
- Adds sections requiring the Department of Human Services to publish a quarterly report on behavioral health services beginning January 1, 2016, and to report to the Legislative Management.
- Changes the emergency clause section.

#### **REPORT OF STANDING COMMITTEE**

**SB 2041, as engrossed: Appropriations Committee (Rep. Delzer, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO NOT PASS** (20 YEAS, 0 NAYS, 3 ABSENT AND NOT VOTING). Engrossed SB 2041 was placed on the Sixth order on the calendar.

Page 1, line 1, after "A BILL" replace the remainder of the bill with "for an Act to provide for a legislative management study of the use of structures and property of the life skills and transition center.

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

##### **SECTION 1. LEGISLATIVE MANAGEMENT STUDY - USE OF STRUCTURE AND PROPERTY OF LIFE SKILLS AND TRANSITION CENTER.**

During the 2015-16 interim, the legislative management shall consider studying the use of the structures and property of the life skills and transition center to determine the best and most efficient use of the properties. If conducted, the study must review the potential to transfer clients from the life skills and transition center to under-utilized facilities on the state hospital campus or to a community-based setting. The study must also review potential alternative uses of structures on the life skills and transition center campus. The legislative management shall report its findings and recommendations, along with any legislation required to implement the recommendations, to the sixty-fifth legislative assembly."

Renumber accordingly

#### **STATEMENT OF PURPOSE OF AMENDMENT:**

This amendment removes the appropriation of \$125,000 to develop a master plan for the James River Correctional Center, State Hospital, and Life Skills and Transition Center. The amendment directs the Legislative Management to conduct a study of the use of properties of the Life Skills and Transition Center.

#### REPORT OF STANDING COMMITTEE

**SB 2074: Appropriations Committee (Rep. Delzer, Chairman)** recommends **DO PASS** (21 YEAS, 1 NAYS, 1 ABSENT AND NOT VOTING). SB 2074 was placed on the Fourteenth order on the calendar.

#### REPORT OF STANDING COMMITTEE

**SB 2075, as engrossed: Appropriations Committee (Rep. Delzer, Chairman)** recommends **DO PASS** (22 YEAS, 1 NAYS, 0 ABSENT AND NOT VOTING). Engrossed SB 2075 was placed on the Fourteenth order on the calendar.

#### REPORT OF CONFERENCE COMMITTEE

**SB 2120, as engrossed:** Your conference committee (Sens. Laffen, Hogue, Triplett and Reps. Froseth, Lefor, Muscha) recommends that the **HOUSE RECEDE** from the House amendments as printed on SJ page 866, adopt amendments as follows, and place SB 2120 on the Seventh order:

That the House recede from its amendments as printed on page 866 of the Senate Journal and page 1004 of the House Journal and that Engrossed Senate Bill No. 2120 be amended as follows:

Page 2, line 4, replace "twenty-five" with "ten"

Renumber accordingly

Engrossed SB 2120 was placed on the Seventh order of business on the calendar.

#### REPORT OF STANDING COMMITTEE

**SB 2144, as engrossed: Finance and Taxation Committee (Rep. Headland, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed SB 2144 was placed on the Sixth order on the calendar.

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

Page 1, line 2, remove ", and section 18-10-07.1"

Page 1, line 4, remove "2-06-14,"

Page 1, line 5, remove "2-06-15,"

Page 4, remove lines 6 through 30

Page 9, line 25, overstrike "certify to" and insert immediately thereafter "request from"

Page 9, line 26, after "commissioners" insert "the levy of"

Page 15, line 13, overstrike "certificate and"

Page 15, line 13, after "statement" insert "and levy request"

Page 18, line 29, replace "five" with "ten"

Page 18, line 30, remove ". Upon"

Page 18, remove line 31

Page 19, line 1, remove "conducted as provided in section 18-10-07.1"

Page 19, remove lines 21 through 31

Page 20, remove lines 1 through 30

Page 21, remove lines 1 and 2

Page 62, line 20, after "exceeding" insert "the lesser of"

Page 62, line 20, after "mills" insert "or the limitation as determined under section 11-23-01"

Page 86, line 27, replace "107" with "104"

Page 86, line 28, replace "108" with "105"

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

**SB 2160, as reengrossed and amended: Appropriations Committee (Rep. Delzer, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO NOT PASS** (16 YEAS, 6 NAYS, 1 ABSENT AND NOT VOTING). Reengrossed SB 2160, as amended, was placed on the Sixth order on the calendar.

In lieu of the amendments adopted by the House as printed on pages 1260 and 1261 of the House Journal, Reengrossed Senate Bill No. 2160 is amended as follows:

Page 1, line 3, after the semicolon insert "to provide for a report to the information technology committee;"

Page 3, line 4, after the underscored period insert "The health information hub office must be financially self-sustaining from funds available under this subsection."

Page 3, line 12, after "**APPROPRIATION**" insert "**- REPORT TO INFORMATION TECHNOLOGY COMMITTEE**"

Page 3, line 13, replace "\$750,000" with "\$250,000"

Page 3, line 14, replace "to defray the costs of" with "for the purpose of hiring a consultant for"

Page 3, line 15, remove "and the health information hub executive committee"

Page 3, line 16, remove "The information technology"

Page 3, replace lines 17 and 18 with "Before July 1, 2016, the information technology department shall report the findings of the consultant to the information technology committee. The funding appropriated in this section is considered a one-time funding item."

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

**SB 2272, as reengrossed and amended: Appropriations Committee (Rep. Delzer, Chairman)** recommends **DO NOT PASS** (19 YEAS, 2 NAYS, 2 ABSENT AND NOT VOTING). Reengrossed SB 2272, as amended, was placed on the Fourteenth order on the calendar.

#### REPORT OF STANDING COMMITTEE

**SB 2289, as engrossed: Appropriations Committee (Rep. Delzer, Chairman)** recommends **DO PASS** (17 YEAS, 4 NAYS, 2 ABSENT AND NOT VOTING). Engrossed SB 2289 was placed on the Fourteenth order on the calendar.

#### REPORT OF STANDING COMMITTEE

**SB 2304, as engrossed: Appropriations Committee (Rep. Delzer, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (15 YEAS, 8 NAYS, 0 ABSENT AND NOT VOTING). Engrossed SB 2304 was placed on the Sixth order on the calendar.

In lieu of the amendments adopted by the House as printed on pages 1228 and 1229 of the House Journal, Engrossed Senate Bill No. 2304 is amended as follows:

Page 1, line 1, after "A BILL" replace the remainder of the bill with "for an Act to provide for the design of a governor's residence; to provide an appropriation to the office of management and budget for the demolition of the current governor's residence and the construction of a new residence; and to provide an appropriation to the governor's office for temporary housing expenses.

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

**SECTION 1. GOVERNOR'S RESIDENCE - ARCHITECT AND ENGINEERING SERVICES.** The office of management and budget shall issue a formal invitation for information for obtaining architect and engineering services, pursuant to chapter 54-44.7, for the design of a governor's residence that must include event space to accommodate meetings and entertainment. The office of management and budget project selection committee shall select at least three, but not more than five, design teams to provide preliminary design documents that must be sufficient for the selection committee to clearly comprehend the aesthetic and functional purposes of the design. The office of management and budget shall submit to each member of the legislative assembly a summary and renderings of each design proposal. The budget section shall meet to review the design proposals and receive comments and suggestions from any member of the legislative assembly. A member of the legislative assembly who attends the budget section meeting is entitled to receive expense reimbursement for attending the meeting. The budget section may approve one project design or may disapprove of all project designs. If the budget section approves a project design, the office of management and budget shall proceed with the next phase of the project. The director of the facility management division of the office of management and budget, or the director's designee, shall serve as the project manager.

**SECTION 2. APPROPRIATION - GOVERNOR'S RESIDENCE PROJECT.** There is appropriated out of any moneys in the capitol building fund in the state treasury, not otherwise appropriated, the sum of \$4,000,000, or so much of the sum as may be necessary, and from funds derived from private donations, the sum of \$1,000,000, or so much of the sum as may be necessary, to the office of management and budget for the purpose of designing and constructing a governor's residence in accordance with this Act, for the biennium beginning July 1, 2015, and ending June 30, 2017.

**SECTION 3. CONSTRUCTION AUTHORIZATION - ADDITIONAL INCOME.** Section 2 of this Act includes \$5,000,000, of which \$4,000,000 is from the capitol building fund and \$1,000,000 is from funds to be raised from private donations, for the demolition of the existing governor's residence, the design and construction of a new residence, and for fixtures and furniture for the new residence. Construction may not begin until any private fundraising entity certifies to the office of management and budget that, of the special funds required to complete the project, at least \$500,000 in cash has been received and placed in an account designated for the sole purpose of constructing the project authorized in this Act. If more than \$1,000,000 in donated funds is raised, the office of management and budget may seek emergency commission and budget section approval to spend the excess funds for upgraded fixtures and furniture for the new residence. Any increased spending authority for the project may not be used to expand the scope of the project.

**SECTION 4. APPROPRIATION - TEMPORARY HOUSING EXPENSES.** There is appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$50,000, or so much of the sum as may be necessary, to the governor's office for temporary housing expenses for the governor during the demolition of the existing governor's residence and construction of a new residence, for the biennium beginning July 1, 2015, and ending June 30, 2017. The funding provided in this section is considered a one-time funding item. Any funds not used for temporary housing expenses may not be spent for any other purpose and must be canceled in accordance with section 54-44.1-11."

Renumber accordingly

**REPORT OF STANDING COMMITTEE**

**SB 2321, as reengrossed: Appropriations Committee (Rep. Delzer, Chairman)** recommends **DO NOT PASS** (16 YEAS, 6 NAYS, 1 ABSENT AND NOT VOTING). Reengrossed SB 2321 was placed on the Fourteenth order on the calendar.

**REPORT OF STANDING COMMITTEE**

**SB 2323, as engrossed and amended: Appropriations Committee (Rep. Delzer, Chairman)** recommends **DO PASS** (23 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed SB 2323, as amended, was placed on the Fourteenth order on the calendar.

**ANNOUNCEMENT**

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

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

**CORRECTION AND REVISION OF THE JOURNAL**

**MR. SPEAKER:** Your **Committee on Correction and Revision of the Journal (Rep. Kretschmar, Chairman)** has carefully examined the Journal of the Sixty-first, Sixty-second, Sixty-fourth, and Sixty-fifth Days and recommends that it be corrected as follows and when so corrected, recommends that it be approved:

Page 1333, line 39, replace "Reengrossed" with "Engrossed"

Page 1333, line 41, replace "Reengrossed" with "Engrossed"

Page 1334, line 22, replace "Reengrossed" with "Engrossed"

Page 1334, line 23, replace "Reengrossed" with "Engrossed"

Page 1335, line 22, replace "Reengrossed" with "Engrossed"

Page 1335, line 25, remove "Engrossed"

Page 1335, line 26, remove "Engrossed"

Page 1336, line 48, remove "Engrossed"

Page 1336, line 49, remove "Engrossed"

Page 1337, line 24, replace "Reengrossed" with "Engrossed"

Page 1337, line 24, replace "Reengrossed" with "Engrossed"

Page 1338, line 30, replace "Engrossed HB 1274, as amended," with "Reengrossed HB 1274"

Page 1339, line 5, replace "Engrossed HB 1279, as amended," with "Reengrossed HB 1279"

Page 1339, line 31, replace "Engrossed HB 1353, as amended," with "Reengrossed HB 1353"

Page 1340, line 8, replace "HB 1174, as amended," with "Engrossed HB 1174"

Page 1340, line 39, replace "HB 1376, as amended," with "Engrossed HB1376"

Page 1340, line 39, after "has" insert "concurred in the Senate amendment and subsequently"

Page 1341, line 7, replace "Olson" with "Owens"

Page 1341, line 11, replace "B. Koppelman" with "K. Koppelman"

Page 1348, line 37, remove "and"

Page 1348, line 37, after "SB 2077," insert "and Engrossed SB 2231"

Page 1348, replace lines 39 and 40, and page 1349, lines 2 and 3, with

**"CONSIDERATION OF MESSAGES FROM THE SENATE**

**REP. VIGESAA MOVED** that the House do not concur in the Senate amendments to HB 1057 as printed on HJ page 1302, in the Senate amendments to HB 1095 as printed on HJ page 1297, in the Senate amendments to SB 1102 as printed on HJ page 1297, in the Senate amendments as printed on HJ pages 1302-1303, and in the Senate amendments to HB 1359 and that a conference committee be appointed to meet with a like committee from the Senate on each of these measures, which motion prevailed on a voice vote."

Page 1354, line 8, replace "1and" with "1 and"

Page 1355, line 3, replace "Engrossed HB 1417, as amended," with "Reengrossed HB 1417"

Page 1355, line 29, replace "Engrossed HB 1035, as amended," with "Reengrossed HB 1035"

Page 1356, line 12, replace "Engrossed HB 1417, as amended," with "Reengrossed HB 1417"

Page 1356, line 36, replace "Engrossed HB 1143, as amended," with "Reengrossed HB 1143"

Page 1356, after line 13, insert:

**"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."

Page 1356, remove lines 38-41

Page 1358, line 24, replace "1007" with "1107"

Page 1374, line 47, replace "Klein" with "Kiefert"

Page 1385, line 8, replace "Engrossed HB 1089, as amended," with "Reengrossed HB 1089"

Page 1385, line 36, replace "Engrossed HB 1441, as amended," with "Reengrossed HB 1441"

Page 1386, line 16, replace "Engrossed HB 1116, as amended," with "Reengrossed HB 1116"

Page 1386, line 41, replace "Engrossed HB 1247, as amended," with "Reengrossed HB 1247"

Page 1387, line 39, replace "K. Koppelman" with "Kretschmar"

Page 1409, line 32, insert quotation marks before "Consideration"

Page 1409, line 41, replace "Engrossed HB 1437:" with "Engrossed HB 1437:"

Page 1409, line 41, insert quotation marks after "Strinden."

Page 1409, line 43, insert quotation marks before "Consideration"

Page 1410, line 11, insert quotation marks after "Oversen."

Page 1410, line 18, replace ",as amended, was rereferred to the Appropriations Committee" with "and"

Page 1412, line 17, replace "bill" with "amended bill"

Page 1412, line 42, replace "bill" with "amended bill"

Page 1413, line 8, replace "Engrossed HB 1340, as amended" with "Reengrossed HB 1340"

Page 1494, remove lines 19-21

Page 1527, replace lines 30-33 with "**SB 2347**: A BILL for an Act to amend and reenact section 49-23-01 and subsection 3 of section 49-23-05 of the North Dakota Century Code, relating to the removal of marking materials at excavation sites."

Page 1545, replace line 19 with "**Reengrossed HB 1049**: Reps. Hofstad, Silbernagel, Muscha"

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

#### SIXTH ORDER OF BUSINESS

**ACTING SPEAKER DEVLIN DEEMED** approval of the amendments to Engrossed SB 2003, Engrossed SB 2009, Engrossed SB 2010, Engrossed SB 2012, Engrossed SB 2041, Engrossed SB 2144, Reengrossed SB 2160, and Engrossed SB 2304.

Engrossed SB 2003, Engrossed SB 2009, Engrossed SB 2010, Engrossed SB 2012, Engrossed SB 2041, Engrossed SB 2144, Reengrossed SB 2160, and Engrossed SB 2304, as amended, were placed on the Fourteenth order of business on the calendar.

#### MOTION

**REP. VIGESAA MOVED** that House Rule 509 be temporarily amended and replace the Sixty-fifth legislative day with the Seventieth legislative day, which motion prevailed.

#### MOTION

**REP. VIGESAA MOVED** that the rules be suspended and that the Majority Leader be authorized to select a replacement for any absent House member of a conference committee for the remainder of the 2015 session., which motion prevailed.

#### SECOND READING OF SENATE BILL

**SB 2012**: A BILL for an Act providing an appropriation for defraying the expenses of the department of human services; to create and enact a new section to chapter 50-06 of the North Dakota Century Code, relating to a behavioral health services quarterly report; to amend and reenact sections 6-09-47, 50-06-16, 50-06-32.1, and 50-06-37 of the North Dakota Century Code, relating to the medical facility infrastructure loan fund, rulemaking authority, the expiration date on the autism spectrum disorder voucher program pilot project, and the assessment used for the developmental disabilities system reimbursement project; to repeal section 3 of chapter 84 of the 2013 Session Laws, relating to the medical facility infrastructure fund balance transfer; to provide an exemption; to provide a limitation relating to a program of all inclusive care for the elderly; to provide payments to counties out of enhanced federal payment; to provide advance payments to select enrolled providers; to provide reports to the legislative management; to provide for legislative management studies; to provide an appropriation; to provide an effective date; and to declare an emergency.

#### ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 72 YEAS, 20 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS**: Amerman; Anderson, B.; Anderson, D.; Beadle; Becker, Rich S.; Bellew; Boehning; Boschee; Brandenburg; Carlson; Damschen; Delmore; Delzer; Devlin; Dockter; Dosch; Fehr; Froseth; Hatlestad; Hawken; Headland; 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; Meier; Monson; Mooney; Muscha; Nathe; Nelson, J.; Owens; Paur; Pollert; Rohr; Sanford; Schmidt; Schneider; Schreiber Beck; Seibel; Silbernagel; Skarphol; Steiner; Streyle; Sukut; Thoreson; Trottier; Vigesaa; Wallman; Weisz; Zubke; Speaker Belter

**NAYS:** Anderson, P.; Becker, Rick C.; Boe; Brabandt; Guggisberg; Haak; Hanson; Kading; Koppelman, B.; Mitskog; Mock; Nelson, M.; Olson; Onstad; Oversen; Porter; Ruby; Schatz; Strinden; Toman

**ABSENT AND NOT VOTING:** Frantsvog; Glassheim

Engrossed SB 2012 passed and the emergency clause was declared carried.

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### SECOND READING OF SENATE BILL

**SB 2041:** A BILL for an Act to provide for a legislative management study of the use of structures and property of the life skills and transition center.

### ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 1 YEAS, 91 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Nelson, M.

**NAYS:** Amerman; Anderson, B.; 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; 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.; 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:** Frantsvog; Glassheim

Engrossed SB 2041 failed.

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### MOTION

**REP. VIGESAA MOVED** that SB 2272, SB 2289, and SB 2321 be moved to the top of the Fourteenth order, which motion prevailed.

### MOTION

**REP. VIGESAA MOVED** that SB 2144, which is on the Fourteenth order, be laid over one legislative day, which motion prevailed.

### SECOND READING OF SENATE BILL

**SB 2289:** A BILL for an Act to provide an appropriation to the department of human services for assistive technology services.

### 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 81 YEAS, 11 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker, Rich S.; Boe; Boehning; Boschee; Brandenburg; Carlson; Damschen; Delmore; Delzer; Devlin; Dockter; Fehr; Froseth; 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; Meier; Mitskog; Mock; Monson; Mooney; Muscha; Nathe; Nelson, J.; Nelson, M.; Onstad; Oversen; Owens; Paur; Pollert; Porter; Rohr; Sanford; Schatz; Schmidt; Schneider; Schreiber Beck; Seibel; Silbernagel; Skarphol; Steiner; Strinden; Sukut; Thoreson; Trottier; Vigesaa;

Wallman; Weisz; Zubke; Speaker Belter

**NAYS:** Becker, Rick C.; Bellew; Brabandt; Dosch; Headland; Kading; Koppelman, B.; Olson; Ruby; Streyle; Toman

**ABSENT AND NOT VOTING:** Frantsvog; Glassheim

Engrossed SB 2289 passed.

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### SECOND READING OF SENATE BILL

**SB 2272:** A BILL for an Act to direct the department of human services to adjust medical assistance payment rates for selected services.

### ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 17 YEAS, 75 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Anderson, P.; Boschee; Fehr; Guggisberg; Hanson; Hunskor; Kelsh; Mitskog; Mock; Mooney; Muscha; Nelson, M.; Onstad; Oversen; Schneider; Strinden; Wallman

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

**ABSENT AND NOT VOTING:** Frantsvog; Glassheim

Reengrossed SB 2272, as amended, failed.

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### CONSIDERATION OF MESSAGES FROM THE SENATE

**REP. VIGESAA MOVED** that the House do not concur in the Senate amendments to Engrossed HB 1004 as printed on HJ pages 1338-1341, in the Senate amendments to Engrossed HB 1005 as printed on HJ pages 1298-1299, in the Senate amendments to Engrossed HB 1007 as printed on HJ pages 1424-1426, in the Senate amendments to Engrossed HB 1010 as printed on HJ pages 1415-1416, in the Senate amendments to Engrossed HB 1019 as printed on HJ page 1502, in the Senate amendments to Engrossed HB 1024 as printed on HJ page 1301, in the Senate amendments to Engrossed HB 1025 as printed on HJ pages 1531-1532, in the Senate amendments to Engrossed HB 1210 as printed on HJ page 1297, in the Senate amendments to Engrossed HB 1321 as printed on HJ pages 1219-1220, in the Senate amendments to Engrossed HB 1367 as printed on HJ pages 1372-1374, in the Senate amendments to Engrossed HB 1368 as printed on HJ page 1220, and in the Senate amendments to Engrossed HB 1443 as printed on HJ pages 1506-1507 and that a conference committee be appointed to meet with a like committee from the Senate on each of these measures, which motion prevailed on a voice vote.

### APPOINTMENT OF CONFERENCE COMMITTEES

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

**Engrossed HB 1004:** Reps. Bellew, Kreidt, Holman.

**Engrossed HB 1005:** Reps. Silbernagel, J. Nelson, Holman.

**Engrossed HB 1007:** Reps. Kreidt, J. Nelson, Holman.

**Engrossed HB 1010:** Reps. Kreidt, Silbernagel, Holman.

**Engrossed HB 1019:** Reps. Monson, Sanford, Guggisberg.

**Engrossed HB 1024:** Reps. J. Nelson, Pollert, Holman.

**Engrossed HB 1025:** Reps. Kreidt, J. Nelson, Holman.

**Engrossed HB 1210:** Reps. Karls, K. Koppelman, P. Anderson.  
**Engrossed HB 1321:** Reps. K. Koppelman, M. Johnson, P. Anderson.  
**Engrossed HB 1367:** Reps. Brabandt, K. Koppelman, Delmore.  
**Engrossed HB 1368:** Reps. Kretschmar, Klemin, Delmore.  
**Engrossed HB 1443:** Reps. Streyle, Vigesaa, Boe.

#### 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 2014, Engrossed SB 2027, and Engrossed SB 2340, which motion prevailed.

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

**Engrossed SB 2014:** Reps. Silbernagel, Bellew, Holman  
**Engrossed SB 2027:** Reps. Brandenburg, K. Koppelman, Delmore  
**Engrossed SB 2340:** Reps. Boehning, Toman, Strinden

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

**MR. PRESIDENT:** The House has passed, unchanged: SB 2289.

#### 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 2012.

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

**MR. PRESIDENT:** The House has amended and subsequently failed to pass: SB 2041.

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

**MR. PRESIDENT:** The House has amended and subsequently failed to pass: SB 2272.

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

**MR. SPEAKER:** The Senate has amended and subsequently passed: HB 1015, HB 1046, HB 1282, HB 1415.

#### SENATE AMENDMENTS TO REENGROSSED HOUSE BILL NO. 1015

Page 1, line 2, after the second semicolon insert "to provide a contingent appropriation;"

Page 1, replace lines 13 through 19 with:

"Adult services	\$175,467,210	\$52,462,099	\$227,929,309
Youth services	28,604,526	2,911,581	31,516,107
Accrued leave payments	<u>4,639,529</u>	<u>(4,639,529)</u>	<u>0</u>
Total all funds	\$208,711,265	\$50,734,151	\$259,445,416
Less estimated income	<u>30,936,922</u>	<u>7,425,784</u>	<u>38,362,706</u>
Total general fund	\$177,774,343	\$43,308,367	\$221,082,710
Full-time equivalent positions	814.29	35.00	849.29"

Page 2, replace lines 8 through 11 with:

"DOCSTARS maintenance	0	150,000
Extraordinary repairs	<u>1,683,296</u>	<u>2,175,847</u>
Total all funds	\$8,339,046	\$8,288,891
Less estimated income	<u>5,198,000</u>	<u>4,900,000</u>
Total general fund	\$3,141,046	\$3,388,891"

Page 2, replace lines 21 through 24 with:

**"SECTION 4. CONTINGENT APPROPRIATION AND AUTHORIZATION - PAROLE AND PROBATION BUDGET SECTION REPORT.** The amount of \$1,782,325 from the general fund and 16 full-time equivalent positions included in section 1 of this Act may be spent and authorized only if the total number of individuals on community supervision exceeds 6,850. The department of corrections and rehabilitation shall notify the office of management and budget and report to the budget section each time one or more full-time equivalent positions are authorized

under this section. Of the \$1,782,325 and the 16 full-time equivalent positions in this section, the department of corrections and rehabilitation may spend funding and fill full-time equivalent positions, as follows:

1. \$921,250 and five full-time equivalent positions if the number of individuals on community supervision exceeds 6,850.
2. In addition to the funding and full-time equivalent positions authorized in subsection 1, \$419,888 and three full-time equivalent positions if the number of individuals on community supervision exceeds 7,125.
3. In addition to the funding and full-time equivalent positions authorized in subsections 1 and 2, \$287,025 and three full-time equivalent positions if the number of individuals on community supervision exceeds 7,440.
4. In addition to the funding and full-time equivalent positions authorized in subsections 1 through 3, \$154,163 and three full-time equivalent positions if the number of individuals on community supervision exceeds 7,755."

Renumber accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:**

**House Bill No. 1015 - Summary of Senate Action**

	Base Budget	House Version	Senate Changes	Senate Version
Legislative Council				
Total all funds	\$0	\$50,000	\$0	\$50,000
Less estimated income	0	0	0	0
General fund	\$0	\$50,000	\$0	\$50,000
Department of Corrections and Rehab.				
Total all funds	\$208,711,265	\$247,857,238	\$11,588,178	\$259,445,416
Less estimated income	30,936,922	37,639,260	723,446	38,362,706
General fund	\$177,774,343	\$210,217,978	\$10,864,732	\$221,082,710
Bill total				
Total all funds	\$208,711,265	\$247,907,238	\$11,588,178	\$259,495,416
Less estimated income	30,936,922	37,639,260	723,446	38,362,706
General fund	\$177,774,343	\$210,267,978	\$10,864,732	\$221,132,710

**House Bill No. 1015 - Department of Corrections and Rehab. - Senate Action**

	Base Budget	House Version	Senate Changes	Senate Version
Adult services	\$175,467,210	\$216,385,178	\$11,544,131	\$227,929,309
Youth services	28,604,526	31,472,060	44,047	31,516,107
Accrued leave payments	4,639,529			
Total all funds	\$208,711,265	\$247,857,238	\$11,588,178	\$259,445,416
Less estimated income	30,936,922	37,639,260	723,446	38,362,706
General fund	\$177,774,343	\$210,217,978	\$10,864,732	\$221,082,710
FTE	814.29	826.29	23.00	849.29

**Department No. 530 - Department of Corrections and Rehab. - Detail of Senate Changes**

	Adjusts Funding for Health Insurance Premium Increases <sup>1</sup>	Adds Funding for Targeted Equity <sup>2</sup>	Add Funding for Market Equity <sup>3</sup>	Adds Funding for Parole and Probation Staffing <sup>4</sup>	Adds Contingent Funding for Parole and Probation Staffing <sup>5</sup>	Adds Funding for Youth Correctional Center Staffing <sup>6</sup>
Adult services	(\$494,435)	\$2,126,442	\$1,705,382	\$1,115,681	\$1,782,325	
Youth services	(98,095)					142,142
Accrued leave payments						
Total all funds	(\$592,530)	\$2,126,442	\$1,705,382	\$1,115,681	\$1,782,325	\$142,142
Less estimated income	(26,554)	0	0	0	0	0

General fund	(\$565,976)	\$2,126,442	\$1,705,382	\$1,115,681	\$1,782,325	\$142,142
FTE	0.00	0.00	0.00	6.00	16.00	1.00
	<b>Removes Funding for Adult Recidivism Program<sup>7</sup></b>	<b>Adds Funding to Increase Contract Housing and Programming<sup>8</sup></b>	<b>Adds Funding to Increase Extraordinary Repairs<sup>9</sup></b>	<b>Adjusts Funding for Facility Maintenance and Operations<sup>10</sup></b>	<b>Adds Funding for Equipment<sup>11</sup></b>	<b>Adds Funding for DOCSTARS Maintenance<sup>12</sup></b>
Adult services	(\$1,300,000)	\$5,009,931	\$900,580	\$250,000	\$298,225	\$150,000
Youth services						
Accrued leave payments						
Total all funds	(\$1,300,000)	\$5,009,931	\$900,580	\$250,000	\$298,225	\$150,000
Less estimated income	0	0	150,000	600,000	0	0
General fund	(\$1,300,000)	\$5,009,931	\$750,580	(\$350,000)	\$298,225	\$150,000
FTE	0.00	0.00	0.00	0.00	0.00	0.00
	<b>Total Senate Changes</b>					
Adult services	\$11,544,131					
Youth services	44,047					
Accrued leave payments						
Total all funds	\$11,588,178					
Less estimated income	723,446					
General fund	\$10,864,732					
FTE	23.00					

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

<sup>2</sup> Funding of \$2,126,442 from the general fund is provided for targeted equity salary increases for correctional officer positions.

<sup>3</sup> Funding of \$1,705,382 from the general fund is added for market equity salary increases.

<sup>4</sup> Funding of \$1,115,681 from the general fund is added for 6 parole and probation FTE positions. Of that amount, \$35,426 is for performance salary increases and \$21,403 is for health insurance premium adjustments related to the positions. This change brings the total number of new parole and probation positions to 13.

<sup>5</sup> Contingent funding of \$1,782,325 from the general fund is added for 16 parole and probation FTE positions. Positions and funding are contingent upon the number of individuals on community supervision. The intent of the contingent positions is to provide for an average parole and probation officer caseload of 65.

<sup>6</sup> Funding of \$142,142 from the general fund is added for 1 Youth Correctional Center FTE position. Of that amount, \$4,862 is for performance salary increases and \$3,567 is for health insurance premium adjustments related to the position.

<sup>7</sup> Funding of \$1.3 million from the general fund is removed for adult recidivism reduction.

<sup>8</sup> Funding of \$5,009,931 from the general fund is added to increase funding for contract housing and programming to provide a total of \$33,989,693.

<sup>9</sup> Funding of \$150,000 from other funds is added to provide for air conditioning in the Roughrider Industries building at the James River Correctional Center. One-time funding of \$750,580 from the general fund is added for perimeter fence and existing sally port renovation and replacement and installation of lighting luminaries at the James River Correctional Center.

<sup>10</sup> Funding of \$600,000 is added from the penitentiary land replacement fund and funding is

reduced by \$350,000 from the general fund for facility maintenance and operations. This provides for total funding of \$993,405 for facility maintenance and operations, of which \$393,405 is from the general fund.

<sup>11</sup> Funding of \$298,225 from the general fund is added for parole officer phones and radios.

<sup>12</sup> One-time funding of \$150,000 from the general fund is added for Department of Corrections and Rehabilitation's DOCSTARS maintenance.

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This amendment also:

- Removes Section 4, which designates \$1.3 million of the appropriation in the adult services line item for a recidivism reduction reentry program pilot project in Cass, Burleigh, Morton, and Williams Counties.
- Adds a section to identify the criteria for the 16 contingent parole and probation FTE positions.

#### **SENATE AMENDMENTS TO REENGROSSED HOUSE BILL NO. 1046**

Page 1, line 2, after "programming" insert "; and to provide an appropriation"

Page 1, after line 12, insert:

**"SECTION 2. APPROPRIATION - DEPARTMENT OF HUMAN SERVICES - TRAUMATIC BRAIN INJURY REGIONAL RESOURCE COORDINATION.** There is appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$300,000, or so much of the sum as may be necessary, to the department of human services for the purpose of coordinating services for individuals with traumatic brain injury in each human service region, for the biennium beginning July 1, 2015, and ending June 30, 2017. The department may contract for the provision of services under this section."

Re-number accordingly

#### **SENATE AMENDMENTS TO REENGROSSED HOUSE BILL NO. 1282**

In lieu of amendments adopted by the Senate as printed on page 766 of the Senate Journal, Reengrossed House Bill No. 1282 is amended as follows:

Page 1, line 5, replace "\$200,000" with "\$500,000"

Page 1, line 12, after the period insert "The funding provided in this section is considered a one-time funding item."

Re-number accordingly

#### **SENATE AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1415**

In lieu of the amendments adopted by the Senate as printed on pages 1042 and 1043 of the Senate Journal, Engrossed House Bill No. 1415 is amended as follows:

Page 1, line 1, after "provide" insert "for Fargo flood control project funding requirements; and to provide"

Page 1, after line 2, insert:

**"SECTION 1. FARGO INTERIOR FLOOD CONTROL PROJECT FUNDING REQUIREMENTS.** Any funds designated by the sixty-fourth legislative assembly for Fargo interior flood control projects may be expended only for Fargo interior flood control projects, including levees and dikes, until a federal appropriation is provided for project construction for the Fargo flood control project, at which time the funds may be used for a federally authorized Fargo flood control project, for the biennium beginning July 1, 2015, and ending June 30, 2017. Except as otherwise provided, these funds may be used only for land purchases and construction, including right-of-way acquisition costs, and may not be used for the purchase of dwellings."

Page 1, line 6, after the first "project" insert a comma

Page 1, line 7, after the period insert "It is the intent of the sixty-fourth legislative assembly that \$120,000,000 of the \$570,000,000, be used for Fargo interior flood control projects and that any funds spent for Fargo interior flood control projects after July 1, 2017, require 50 percent matching funds from the Fargo flood authority."

Page 1, line 7, remove "further"

Page 1, replace lines 8 through 10 with "\$326,000,000 yet to be designated by the state for the Fargo flood control project be made available in equal installments over the next five bienniums. It is the intent of the sixty-fourth legislative assembly that funding for the Fargo flood control project will end June 30, 2021, if a federal appropriation has not been provided by June 30, 2021."

Renumber accordingly

**MESSAGE TO THE HOUSE FROM THE SENATE (JANE SCHAIBLE, SECRETARY)**  
**MR. SPEAKER:** The Senate has amended, subsequently passed, and the emergency clause carried: HB 1020.

**SENATE AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1020**

Page 1, line 3, after the semicolon insert "to amend and reenact sections 4-05.1-05, 4-08-10, 57-39.5-02, and 57-43.1-03.1 of the North Dakota Century Code, relating to North Dakota state university main research center full-time equivalent positions, North Dakota state university extension service full-time equivalent positions, the transfer of revenue from the farm machinery gross receipts tax, and fuel tax refunds; to authorize the Langdon research extension center to purchase certain land in Cavalier County;"

Page 1, line 4, remove "and"

Page 1, line 4, replace "an exemption" with "for exemptions; to provide an effective date; and to declare an emergency"

Page 1, remove lines 20 through 24

Page 2, replace lines 1 and 2 with:

"Extension service	\$48,867,985	\$6,069,583	\$54,937,568
Soil conservation committee	1,137,800	75,000	1,212,800
Accrued leave payments	<u>1,716,289</u>	<u>(1,716,289)</u>	<u>0</u>
Total all funds	\$51,722,074	\$4,428,294	\$56,150,368
Less estimated income	<u>23,897,809</u>	<u>1,928,899</u>	<u>25,826,708</u>
Total general fund	\$27,824,265	\$2,499,395	\$30,323,660
Full-time equivalent positions	258.26	7.65	265.91"

Page 2, replace lines 7 through 11 with:

"Northern crops institute	\$3,719,827	\$130,066	\$3,849,893
Accrued leave payments	<u>42,195</u>	<u>(42,195)</u>	<u>0</u>
Total all funds	\$3,762,022	\$87,871	\$3,849,893
Less estimated income	<u>1,797,161</u>	<u>(49,426)</u>	<u>1,747,735</u>
Total general fund	\$1,964,861	\$137,297	\$2,102,158"

Page 2, replace lines 18 through 23 with:

"Upper great plains transportation institute	\$25,038,160	(\$1,515,404)	\$23,522,756
Accrued leave payments	<u>241,627</u>	<u>(241,627)</u>	<u>0</u>
Total all funds	\$25,279,787	(\$1,757,031)	\$23,522,756
Less estimated income	<u>22,452,963</u>	<u>(4,277,306)</u>	<u>18,175,657</u>
Total general fund	\$2,826,824	\$2,520,275	\$5,347,099"

Page 2, remove lines 29 through 31

Page 3, replace lines 1 through 3 with:

"Main research center	\$102,691,843	\$33,633,794	\$136,325,637
Accrued leave payments	<u>2,561,394</u>	<u>(2,561,394)</u>	<u>0</u>
Total all funds	\$105,253,237	\$31,072,400	\$136,325,637
Less estimated income	<u>53,053,716</u>	<u>4,044,809</u>	<u>57,098,525</u>
Total general fund	\$52,199,521	\$27,027,591	\$79,227,112
Full-time equivalent positions	351.49	2.36	353.85"

Page 3, replace lines 8 through 18 with:

"Dickinson research center	\$6,116,621	\$1,241,540	\$7,358,161
Central grasslands research center	3,229,867	452,700	3,682,567
Hettinger research center	4,661,729	589,459	5,251,188
Langdon research center	2,832,495	344,621	3,177,116
North central research center	4,582,677	604,264	5,186,941
Williston research center	3,766,986	1,707,104	5,474,090
Carrington research center	7,892,494	1,693,020	9,585,514
Accrued leave payments	<u>503,916</u>	<u>(503,916)</u>	<u>0</u>
Total all funds	\$33,586,785	\$6,128,792	\$39,715,577
Less estimated income	<u>16,001,083</u>	<u>3,816,047</u>	<u>19,817,130</u>
Total general fund	\$17,585,702	\$2,312,745	\$19,898,447"

Page 3, replace lines 24 through 26 with:

"Agronomy seed farm	\$1,466,018	\$54,989	\$1,521,007
Accrued leave payments	<u>5,741</u>	<u>(5,741)</u>	<u>0</u>
Total special funds	\$1,471,759	\$49,248	\$1,521,007"

Page 4, replace lines 1 through 3 with:

"Grand total general fund	\$102,401,173	\$34,672,303	\$137,073,476
Grand total special funds	<u>118,674,491</u>	<u>5,687,271</u>	<u>124,361,762</u>
Grand total all funds	\$221,075,664	\$40,359,574	\$261,435,238"

Page 4, replace line 9 with:

"Agronomy laboratories		\$5,925,000	\$150,000"
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Page 4, replace lines 17 through 20 with:

"Upper great plains transportation institute road study			0
	1,250,000		
Dust issues technical support		0	100,000
Greenhouse utilities		0	400,000
Veterinary diagnostics laboratory		0	18,000,000
Seed cleaning plants		0	2,600,000
Flooded lands study		<u>82,000</u>	<u>82,000</u>
Total all funds		\$9,792,000	\$22,582,000
Total other funds		<u>950,000</u>	<u>150,000</u>
Total general fund		\$8,842,000	\$22,432,000"

Page 5, after line 2, insert:

**"SECTION 4. ACQUISITION OF LAND AUTHORIZED.** The state of North Dakota, by and through the state board of agricultural research and education, may acquire certain real property in Cavalier County to be used for the purposes of the Langdon research extension center on the terms and for a price as approved by the board, but not to exceed \$350,000 nor the appraised value of the property. The board may purchase the northeast ¼ of section 19 of township 161 north, range 59 west.

**SECTION 5. APPROPRIATION.** There is appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$175,000, and from special funds, the sum of \$175,000, or so much of the sum as may be necessary, to the Langdon research extension center for the purpose of purchasing the real property described in section 4 of this Act, for the biennium beginning July 1, 2015, and ending June 30, 2017. The funding provided in this section is considered a one-time funding item.

**SECTION 6. AMENDMENT.** Section 4-05.1-05 of the North Dakota Century Code is amended and reenacted as follows:

**4-05.1-05. North Dakota state university main research center position adjustments - Budget section report.**

The North Dakota state university main research center must be located on the campus of North Dakota state university of agriculture and applied science. The center is the administrative location of the agricultural experiment station. The center shall conduct research and coordinate all research activities of the agricultural experiment station. The research must have, as a purpose, the development and dissemination of technology important to the production and utilization of food, feed, fiber, and fuel from crop and livestock enterprises. The research must provide for an enhancement of the quality of life, sustainability of production, and protection of the environment. Subject to the availability of funds, the station director may adjust or increase full-time equivalent positions in order to carry out activities to accomplish the mission of the agricultural experiment station. All full or partial positions must be separate from North Dakota state university. Annually, the station director shall report to the office of management and budget and to the budget section any adjustments or increases made pursuant to this section. The center may conduct baseline research, including production and processing in conjunction with the research and extension centers of the state, regarding industrial hemp and other alternative industrial use crops. The center may collect feral hemp seed stock and develop appropriate adapted strains of industrial hemp which contain less than three-tenths of one percent tetrahydrocannabinol in the dried flowering tops. The agriculture commissioner shall monitor the collection of feral hemp seed stock and industrial hemp strain development and shall certify appropriate stocks for licensed commercial cultivation.

**SECTION 7. AMENDMENT.** Section 4-08-10 of the North Dakota Century Code is amended and reenacted as follows:

**4-08-10. Extension agent to submit monthly account of expenditures - Position adjustments - Budget section report.**

The extension agent shall submit monthly an accurate itemized account of all expenditures incurred by the agent in the regular conduct of duties to the North Dakota state university extension service for examination and audit. When charges are made by an extension agent for money expended in the performance of official duties, all items of one dollar or more expended and charged for must be covered by a subvoucher or receipt that must be signed by the person to whom the money was paid. The subvoucher or receipt must show at what place, on what date, and for what the money expended was paid. The extension agent shall forward the subvouchers or receipts with the bill, claim, account, or demand against the county. When charges are made for transportation expenses, they may not exceed the amounts provided by section 11-10-15, and must be in itemized form showing the mileage traveled, the days when and how traveled, and the purpose thereof, verified by affidavit. The account must be transmitted and recommended for payment by the North Dakota state university extension service which shall audit the same and which may approve or disallow any expense item therein. The state board of agricultural research and education and the president of North Dakota state university shall control and administer the North Dakota state university extension service subject to the supervision of the state board of higher education. Funds appropriated to the North Dakota state university extension service may not be commingled with funds appropriated to North Dakota state university. An appropriation request to defray expenses of the North Dakota state university extension service must be separate from an appropriation request to defray expenses of North Dakota state university.

Subject to the availability of funds, the director of the North Dakota state university extension service may adjust or increase full-time equivalent positions in order to carry out activities to accomplish the mission of the extension service. All full or part-time positions must be separate from North Dakota state university. Annually, the director of the North Dakota state university extension service shall report to the office of management and budget and to the budget section any adjustments or increases made pursuant to this section.

**SECTION 8. AMENDMENT.** Section 57-39.5-02 of the North Dakota Century Code is amended and reenacted as follows:

**57-39.5-02. Imposition - Transfer of funds - Exemptions.**

There is imposed a tax of three percent upon the gross receipts of retailers from all sales at retail, including the leasing or renting, of farm machinery or irrigation equipment used exclusively for agricultural purposes. After July first of each year, one million dollars of taxes collected under this chapter must be transferred to the state treasurer who shall deposit the moneys in the agricultural research fund. Gross receipts from sales at retail of farm machinery or irrigation equipment are exempted from the tax imposed by this chapter when the sale, lease, or rental is made to a purchaser or lessor who is entitled to a sales and use tax exemption under subsection 6 or 12 of section 57-39.2-04 on otherwise taxable sales at retail. There are specifically exempted from the tax imposed by this chapter the gross receipts from the sale, lease, or rental of used farm machinery, farm machinery repair parts, used irrigation equipment, or irrigation equipment repair parts used exclusively for agricultural purposes. For purposes of this section, "used" means:

1. Tax under this chapter or chapter 57-39.2 or 57-40.2 has been paid on a previous sale;
2. Tax under section 57-39.5-06 has been paid under a previous lease;
3. Originally purchased outside this state and previously owned by a farmer; or
4. Has been under rental for three years or more.

**SECTION 9. AMENDMENT.** Section 57-43.1-03.1 of the North Dakota Century Code is amended and reenacted as follows:

**57-43.1-03.1. Refund of tax for fuel used for agricultural purposes - Reductions.**

Any consumer who buys or uses any motor vehicle fuel for an agricultural purpose on which the motor vehicle fuel tax has been paid may file a claim with the commissioner for a refund under this chapter. ~~The amount of the tax refund under this section must be reduced by seven cents per gallon [3.79 liters] except for those fuels used in aircraft or with respect to refunds claimed by aircraft fuel users. The amount per gallon [3.79 liters] withheld from the refund must be deposited in the agricultural research fund.~~

Page 5, line 4, remove "- REPORT"

Page 5, after line 18, insert:

**"SECTION 13. FULL-TIME EQUIVALENT POSITION ADJUSTMENTS.** The board of higher education may adjust or increase full-time equivalent positions as needed for the entities in section 1 of this Act. All full- or part-time positions must be separate from North Dakota state university. Annually, the board shall report to the office of management and budget and to the budget section any adjustments made pursuant to this section."

Page 6, line 1, remove "Excluding \$400,000 provided from the general fund for the"

Page 6, line 2, replace "central grasslands research center agronomy laboratory, all other" with "The"

Page 6, after line 11, insert:

**"SECTION 18. EMERGENCY.** The appropriation for capital projects of \$20,750,000 in subdivision 4 of section 1 of this Act and sections 4 and 5 are declared to be an emergency measure."

Renumber accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:**

**House Bill No. 1020 - Summary of Senate Action**

	Base Budget	House Version	Senate Changes	Senate Version
Transportation Institute				
Total all funds	\$25,279,787	\$22,772,669	\$750,087	\$23,522,756
Less estimated income	22,452,963	18,209,804	(34,147)	18,175,657
General fund	\$2,826,824	\$4,562,865	\$784,234	\$5,347,099
Branch Research Centers				
Total all funds	\$33,586,785	\$39,253,428	\$812,149	\$40,065,577
Less estimated income	16,001,083	19,818,755	173,375	19,992,130
General fund	\$17,585,702	\$19,434,673	\$638,774	\$20,073,447
NDSU Extension Service				
Total all funds	\$51,722,074	\$55,531,024	\$619,344	\$56,150,368
Less estimated income	23,897,809	25,933,838	(107,130)	25,826,708
General fund	\$27,824,265	\$29,597,186	\$726,474	\$30,323,660
Northern Crops Institute				
Total all funds	\$3,762,022	\$3,858,927	(\$9,034)	\$3,849,893
Less estimated income	1,797,161	1,746,735	1,000	1,747,735
General fund	\$1,964,861	\$2,112,192	(\$10,034)	\$2,102,158
Main Research Center				
Total all funds	\$105,253,237	\$113,918,205	\$22,407,432	\$136,325,637
Less estimated income	53,053,716	56,988,959	109,566	57,098,525
General fund	\$52,199,521	\$56,929,246	\$22,297,866	\$79,227,112
Agronomy Seed Farm				
Total all funds	\$1,471,759	\$1,523,264	(\$2,257)	\$1,521,007
Less estimated income	1,471,759	1,523,264	(2,257)	1,521,007
General fund	\$0	\$0	\$0	\$0
Bill total				
Total all funds	\$221,075,664	\$236,857,517	\$24,577,721	\$261,435,238
Less estimated income	118,674,491	124,221,355	140,407	124,361,762
General fund	\$102,401,173	\$112,636,162	\$24,437,314	\$137,073,476

**House Bill No. 1020 - Transportation Institute - Senate Action**

	Base Budget	House Version	Senate Changes	Senate Version
Upper great plains trans. institute	\$25,038,160	\$22,772,669	\$750,087	\$23,522,756
Accrued leave payments	241,627			
Total all funds	\$25,279,787	\$22,772,669	\$750,087	\$23,522,756
Less estimated income	22,452,963	18,209,804	(34,147)	18,175,657
General fund	\$2,826,824	\$4,562,865	\$784,234	\$5,347,099
FTE	53.75	54.98	0.00	54.98

**Department No. 627 - Transportation Institute - Detail of Senate Changes**

	Adjusts Funding for Health Insurance Premium Increases <sup>1</sup>	Adds Funding for Road and Bridge Asset System <sup>2</sup>	Total Senate Changes
Upper great plains trans. institute	(\$42,913)	\$793,000	\$750,087

Accrued leave payments			
Total all funds	(\$42,913)	\$793,000	\$750,087
Less estimated income	(34,147)	0	(34,147)
General fund	(\$8,766)	\$793,000	\$784,234
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> Funding of \$793,000 from the general fund is added for a road and bridge asset management system.

Other changes include adding a section to authorize the State Board of Higher Education to adjust or increase FTE positions for the Upper Great Plains Transportation Institute and report any adjustments to the Office of Management and Budget.

**House Bill No. 1020 - Branch Research Centers - Senate Action**

	Base Budget	House Version	Senate Changes	Senate Version
Dickinson research center	\$6,116,621	\$7,345,566	\$12,595	\$7,358,161
Central grasslands research center	3,229,867	3,541,123	141,444	3,682,567
Hettinger research center	4,661,729	5,237,855	13,333	5,251,188
Langdon research center	2,832,495	3,034,116	143,000	3,177,116
North central research center	4,582,677	5,170,497	16,444	5,186,941
Williston research center	3,766,986	5,338,868	135,222	5,474,090
Carrington research center	7,892,494	9,585,403	111	9,585,514
Accrued leave payments	503,916			
Langdon research center - Land purchase			350,000	350,000
Total all funds	\$33,586,785	\$39,253,428	\$812,149	\$40,065,577
Less estimated income	16,001,083	19,818,755	173,375	19,992,130
General fund	\$17,585,702	\$19,434,673	\$638,774	\$20,073,447
FTE	107.04	113.94	0.00	113.94

**Department No. 628 - Branch Research Centers - Detail of Senate Changes**

	Adjusts Funding for Health Insurance Premium Increases <sup>1</sup>	Increases Funding for Equipment <sup>2</sup>	Adjusts Base Level Funding for Equipment <sup>2</sup>	Add Funding for Land Purchase <sup>4</sup>	Total Senate Changes
Dickinson research center	(\$12,405)	\$150,000	(\$125,000)		\$12,595
Central grasslands research center	(8,556)	25,000	125,000		141,444
Hettinger research center	(11,667)	150,000	(125,000)		13,333
Langdon research center	(7,000)	25,000	125,000		143,000
North central research center	(8,556)	150,000	(125,000)		16,444
Williston research center	(14,778)	25,000	125,000		135,222
Carrington research center	(24,889)	25,000			111
Accrued leave payments					
Langdon research center - Land purchase				350,000	350,000
Total all funds	(\$87,851)	\$550,000	\$0	\$350,000	\$812,149
Less estimated income	(1,625)	0	0	175,000	173,375
General fund	(\$86,226)	\$550,000	\$0	\$175,000	\$638,774
FTE	0.00	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 of \$550,000 from the general fund is added to increase funding for equipment over

\$5,000 to \$1,050,000 from the general fund. This provides for \$150,000 per branch research center per biennium.

<sup>3</sup> Base level funding for equipment is adjusted among the branch research centers.

<sup>4</sup> One-time funding of \$175,000 from the general fund and \$175,000 from other funds is added for the purchase of real property in Cavalier County.

Other changes include;

- Adds a section to authorize the State Board of Higher Education to adjust or increase FTE positions for the Branch Research Centers and report any adjustments to the Office of Management and Budget.
- Adds a section to authorize the Langdon Research Extension Center to purchase land in Cavalier County and provides an emergency clause for the funding.

**House Bill No. 1020 - NDSU Extension Service - Senate Action**

	Base Budget	House Version	Senate Changes	Senate Version
Extension service	\$48,867,985	\$54,393,224	\$544,344	\$54,937,568
Soil conservation committee	1,137,800	1,137,800	75,000	1,212,800
Accrued leave payments	1,716,289			
Total all funds	\$51,722,074	\$55,531,024	\$619,344	\$56,150,368
Less estimated income	23,897,809	25,933,838	(107,130)	25,826,708
General fund	\$27,824,265	\$29,597,186	\$726,474	\$30,323,660
FTE	258.26	262.91	3.00	265.91

**Department No. 630 - NDSU Extension Service - Detail of Senate Changes**

	Adjusts Funding for Health Insurance Premium Increases <sup>1</sup>	Adds Funding for New FTE Positions <sup>2</sup>	Increases Funding for Soil Conservation District Grants <sup>3</sup>	Removes Funding for Junior Gardener Program <sup>4</sup>	Total Senate Changes
Extension service	(\$226,600)	\$795,944		(\$25,000)	\$544,344
Soil conservation committee			75,000		75,000
Accrued leave payments					
Total all funds	(\$226,600)	\$795,944	\$75,000	(\$25,000)	\$619,344
Less estimated income	(107,130)	0	0	0	(107,130)
General fund	(\$119,470)	\$795,944	\$75,000	(\$25,000)	\$726,474
FTE	0.00	3.00	0.00	0.00	3.00

<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 added from the general fund for three new FTE positions as follows:

	FTE	Salary and Benefits	Operating Expenses	Total
Area livestock specialist	1.00	\$207,972	\$40,000	\$247,972
Community vitality specialist	1.00	207,972	40,000	247,972
Rural leadership position	1.00	260,000	40,000	300,000
Total	3.00	\$675,944	\$120,000	\$795,944

<sup>3</sup> Funding of \$75,000 from the general fund is added to increase soil conservation district grants.

<sup>4</sup> One-time funding of \$25,000 from the general fund for the Burleigh County Extension Services Junior Master Gardener's program is removed.

Other changes include amending Section 4-08-10 to authorize the extension director, upon

the availability of funds, to adjust or increase FTE positions in order to carry out activities critical to the mission of the Extension Service.

**House Bill No. 1020 - Northern Crops Institute - Senate Action**

	Base Budget	House Version	Senate Changes	Senate Version
Northern crops institute	\$3,719,827	\$3,858,927	(\$9,034)	\$3,849,893
Accrued leave payments	42,195			
Total all funds	\$3,762,022	\$3,858,927	(\$9,034)	\$3,849,893
Less estimated income	1,797,161	1,746,735	1,000	1,747,735
General fund	\$1,964,861	\$2,112,192	(\$10,034)	\$2,102,158
FTE	12.00	12.00	0.00	12.00

**Department No. 638 - Northern Crops Institute - Detail of Senate Changes**

	Adjusts Funding for Health Insurance Premium Increases <sup>1</sup>	Total Senate Changes
Northern crops institute	(\$9,034)	(\$9,034)
Accrued leave payments		
Total all funds	(\$9,034)	(\$9,034)
Less estimated income	1,000	1,000
General fund	(\$10,034)	(\$10,034)
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.

Other changes include adding a section to authorize the State Board of Higher Education to adjust or increase FTE positions for the Northern Crops Institute and report any adjustments to the Office of Management and Budget.

**House Bill No. 1020 - Main Research Center - Senate Action**

	Base Budget	House Version	Senate Changes	Senate Version
Main research center	\$102,691,843	\$113,918,205	\$22,407,432	\$136,325,637
Accrued leave payments	2,561,394			
Total all funds	\$105,253,237	\$113,918,205	\$22,407,432	\$136,325,637
Less estimated income	53,053,716	56,988,959	109,566	57,098,525
General fund	\$52,199,521	\$56,929,246	\$22,297,866	\$79,227,112
FTE	351.49	355.85	(2.00)	353.85

**Department No. 640 - Main Research Center - Detail of Senate Changes**

	Adjusts Funding for Health Insurance Premium Increases <sup>1</sup>	Adds Funding for Graduate Student Staffing <sup>2</sup>	Removes New Precision Agriculture FTE Positions <sup>3</sup>	Adds Funding for Precision Agriculture Operations and Grants <sup>4</sup>	Adds Funding for Equipment <sup>5</sup>	Adds One-Time Funding for Capital Projects <sup>6</sup>
Main research center	(\$305,786)	\$800,000	(\$468,782)	\$600,000	\$550,000	\$20,750,000
Accrued leave payments						
Total all funds	(\$305,786)	\$800,000	(\$468,782)	\$600,000	\$550,000	\$20,750,000
Less estimated income	(40,434)	0	0	0	0	150,000
General fund	(\$265,352)	\$800,000	(\$468,782)	\$600,000	\$550,000	\$20,600,000
FTE	0.00	0.00	(2.00)	0.00	0.00	0.00

Adds One-Time Funding for	Adds One-Time Funding for	Total Senate Changes
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	Greenhouse Utilities <sup>7</sup>	Flooded Lands Study <sup>8</sup>	
Main research center	\$400,000	\$82,000	\$22,407,432
Accrued leave payments			
Total all funds	\$400,000	\$82,000	\$22,407,432
Less estimated income	0	0	109,566
General fund	\$400,000	\$82,000	\$22,297,866
FTE	0.00	0.00	(2.00)

<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 of \$800,000 from the general fund is added for graduate student funding for greater research efficiencies and effectiveness.

<sup>3</sup> Funding from the general fund for two new FTE positions is removed as follows:

	FTE	Salaries and Benefits	Operating Expenses	Total
Precision agriculture scientist	(1.00)	(\$234,072)	(\$50,000)	(\$284,072)
Precision agriculture technician	(1.00)	(134,710)	(50,000)	(184,710)
Total	(2.00)	(\$368,782)	(\$100,000)	(\$468,782)

<sup>4</sup> Funding of \$600,000 from the general fund is added for precision agriculture operating expenses and grants.

<sup>5</sup> Funding of \$550,000 from the general fund is added for equipment.

<sup>6</sup> One-time funding is provided for capital projects as follows:

	General Fund	Other Funds	Total
Central Grasslands Research		\$150,000	\$150,000
Center agronomy laboratory			
Veterinary diagnostics laboratory	18,000,000		18,000,000
Seed cleaning plants	2,600,000		2,600,000
Total	\$20,600,000	\$150,000	\$20,750,000

<sup>7</sup> One-time funding of \$400,000 is added from the general fund for increased utility costs related to the greenhouse.

<sup>8</sup> One-time funding of \$82,000 from the general fund is added to continue the flooded lands study relating to the recovery of grasslands affected by the Souris River flooding.

This amendment also:

- Amends Section 4-05.1-05 to authorize the station director, upon the availability of funds, to adjust or increase FTE positions in order to carry out activities critical to the mission of the Agriculture Experiment Station.
- Amends Section 14 related to appropriations for the agronomy laboratories to allow for the carryover of \$400,000 provided from the general fund for the Central Grasslands Research Center agronomy laboratory by the 63<sup>rd</sup> Legislative Assembly.

**House Bill No. 1020 - Agronomy Seed Farm - Senate Action**

	Base Budget	House Version	Senate Changes	Senate Version
Agronomy seed farm	\$1,466,018	\$1,523,264	(\$2,257)	\$1,521,007
Accrued leave payments	5,741			
Total all funds	\$1,471,759	\$1,523,264	(\$2,257)	\$1,521,007
Less estimated income	1,471,759	1,523,264	(2,257)	1,521,007
General fund	\$0	\$0	\$0	\$0
FTE	3.00	3.00	0.00	3.00

**Department No. 649 - Agronomy Seed Farm - Detail of Senate Changes**

Adjusts Funding for Health Insurance	Total Senate Changes

	Premium Increases <sup>1</sup>	
Agronomy seed farm	(\$2,257)	(\$2,257)
Accrued leave payments		
Total all funds	(\$2,257)	(\$2,257)
Less estimated income	(2,257)	(2,257)
General fund	\$0	\$0
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.

Other changes include adding a section to authorize the State Board of Higher Education to adjust or increase FTE positions for the Agronomy Seed Farm and report any adjustments to the Office of Management and Budget.

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

**MR. SPEAKER:** The Senate has amended and subsequently failed to pass: HB 1431.

**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 1004, HB 1005, HB 1007, HB 1010, HB 1019, HB 1024, HB 1025, HB 1210, HB 1321, HB 1367, HB 1368, and HB 1443, and the Speaker has appointed as a conference committee to act with a like committee from the Senate on:

**HB 1004:** Reps. Bellew; Kreidt; Holman  
**HB 1005:** Reps. Silbernagel; J. Nelson; Holman  
**HB 1007:** Reps. Kreidt; J. Nelson; Holman  
**HB 1010:** Reps. Kreidt; Silbernagel; Holman  
**HB 1019:** Reps. Monson; Sanford; Guggisberg  
**HB 1024:** Reps. J. Nelson; Pollert; Holman  
**HB 1025:** Reps. Kreidt; J. Nelson; Holman  
**HB 1210:** Reps. Karls; K. Koppelman; P. Anderson  
**HB 1321:** Reps. K. Koppelman; M. Johnson; P. Anderson  
**HB 1367:** Reps. Brabandt; K. Koppelman; Delmore  
**HB 1368:** Reps. Kretschmar; Klemin; Delmore  
**HB 1443:** Reps. Streytle; Vigesaa; Boe

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

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

**HB 1144:** Sens. Casper; Oehlke; Sinner  
**HB 1406:** Sens. Cook; Oehlke; Triplett  
**HB 1409:** Sens. Schaible; Unruh; Murphy

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

**MR. SPEAKER:** The Senate has concurred in the House amendments and subsequently passed: SB 2278 and SB 2318.

**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 2014:** Reps. Silbernagel; Bellew; Holman  
**SB 2027:** Reps. Brabandt; K. Koppelman; Delmore  
**SB 2340:** Reps. Boehning; Toman; Strinden

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

**MR. PRESIDENT:** The Speaker has signed: SB 2020, SB 2052, SB 2092, SB 2188,

SB 2233, SB 2259, SB 2347, SB 2367.

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

**MR. SPEAKER:** The Senate does not concur in the House amendments to SB 2002, SB 2039, and SB 2284, and the President has appointed as a conference committee to act with a like committee from the House on:

**SB 2002:** Sens. Carlisle; Sorvaag; Robinson

**SB 2039:** Sens. Schaible; Flakoll; Oban

**SB 2284:** Sens. Casper; Armstrong; Nelson

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

**MR. SPEAKER:** The President has signed: HB 1285, HB 1432.

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

**MR. SPEAKER:** Your signature is respectfully requested on: SB 2050, SB 2052, SB 2092, SB 2188, SB 2233, SB 2259, SB 2347, SB 2367.

**REPORT OF CONFERENCE COMMITTEE**

**HB 1068, as engrossed:** Your conference committee (Sens. Armstrong, Unruh, Triplett and Reps. Nathe, Porter, Hunsakor) recommends that the **SENATE RECEDE** from the Senate amendments as printed on HJ page 1362 and place HB 1068 on the Seventh order.

Engrossed HB 1068 was placed on the Seventh order of business on the calendar.

**REPORT OF STANDING COMMITTEE**

**SB 2190: Appropriations Committee (Rep. Delzer, Chairman)** recommends **DO PASS** (22 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). SB 2190 was placed on the Fourteenth order on the calendar.

**ANNOUNCEMENT**

**SPEAKER BELTER ANNOUNCED** that the House stand in recess until 4:30 p.m.

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

**SECOND READING OF SENATE BILL**

**SB 2321:** A BILL for an Act to direct the department of human services to seek federal medical assistance coverage for tribal community health representative services; to provide for a legislative management study; to provide for a report; and to provide an effective date.

**ROLL CALL**

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 27 YEAS, 65 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Anderson, P.; Boe; Boschee; Delmore; Devlin; Fehr; Guggisberg; Haak; Hanson; Hogan; Holman; Hunsakor; Kelsh; Kiefert; Mitskog; Mock; Mooney; Muscha; Nelson, M.; Onstad; Oversen; Schneider; Schreiber Beck; Strinden; Vigesaa; Wallman

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

**ABSENT AND NOT VOTING:** Frantsvog; Glasheim

Reengrossed SB 2321 failed.

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**SECOND READING OF SENATE BILL**

**SB 2003:** A BILL for an Act to provide an appropriation for defraying the expenses of the attorney general; to provide exemptions; to create and enact a new section to chapter 27-05 and two new sections to chapter 54-12 of the North Dakota Century Code, relating to the responsibility for expert witness expenses, to attorney general opinions, and the criminal justice data information sharing system; to amend and reenact sections 53-12.1-09, 54-12-08, and 54-12-11 of the North Dakota Century Code, relating to the salary of the attorney general, the assistant and special assistant attorneys general, and the lottery operating fund; to repeal section 54-59-21 of the North Dakota Century Code, relating to the criminal justice data information sharing system; 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 68 YEAS, 24 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Anderson, B.; Anderson, D.; Beadle; Becker, Rich S.; Becker, Rick C.; Boe; Boehning; Brabandt; Brandenburg; Carlson; Damschen; Delzer; Devlin; Dockter; Froseth; Hatlestad; Hawken; Headland; Hofstad; 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; Mitskog; Monson; Nathe; Nelson, J.; Olson; Owens; Paur; Pollert; Porter; Sanford; Schmidt; Schreiber Beck; Seibel; Silbernagel; Skarphol; Steiner; Streyle; Strinden; Sukut; Thoreson; Toman; Trottier; Vigesaa; Weisz; Zubke; Speaker Belter

**NAYS:** Anderson, P.; Bellew; Boschee; Delmore; Dosch; Fehr; Guggisberg; Haak; Hanson; Hogan; Holman; Hunskor; Meier; Mock; Mooney; Muscha; Nelson, M.; Onstad; Oversen; Rohr; Ruby; Schatz; Schneider; Wallman

**ABSENT AND NOT VOTING:** Frantsvog; Glassheim

Engrossed SB 2003, as amended, passed and the emergency clause was declared carried.

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**SECOND READING OF SENATE BILL**

**SB 2009:** A BILL for an Act to provide an appropriation for defraying the expenses of the agriculture commissioner; to amend and reenact section 4-01-21 of the North Dakota Century Code, relating to the salary of the agriculture commissioner; and to provide for transfers.

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

**NAYS:** Becker, Rick C.; Brabandt; Koppelman, B.; Onstad; Porter; Rohr; Toman

**ABSENT AND NOT VOTING:** Frantsvog; Glassheim

Engrossed SB 2009, as amended, passed.

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### SECOND READING OF SENATE BILL

**SB 2010:** A BILL for an Act to provide an appropriation for defraying the expenses of the insurance commissioner; to provide an appropriation for the distribution of funds from the insurance tax distribution fund; and to amend and reenact section 26.1-01-09 of the North Dakota Century Code, relating to the commissioner's salary.

### 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, B.; Anderson, D.; Anderson, P.; Becker, Rich S.; Becker, Rick C.; Bellew; Boe; Boehning; Boschee; Brabandt; Brandenburg; Carlson; Damschen; Delmore; Delzer; Devlin; Dockter; Dosch; Fehr; Froseth; Guggisberg; Haak; 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; Trotter; Vigesaa; Wallman; Weisz; Zubke; Speaker Belter

**NAYS:** Beadle; Hanson

**ABSENT AND NOT VOTING:** Frantsvog; Glassheim

Engrossed SB 2010, as amended, passed.

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### SECOND READING OF SENATE BILL

**SB 2304:** A BILL for an Act to provide for the design of a governor's residence; to provide an appropriation to the office of management and budget for the demolition of the current governor's residence and the construction of a new residence; and to provide an appropriation to the governor's office for temporary housing expenses.

### 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 71 YEAS, 21 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Boehning; Carlson; Damschen; Delmore; Devlin; Dockter; Dosch; Fehr; Froseth; Hanson; Hatlestad; Hawken; Headland; Hofstad; Hogan; Holman; Hunskor; Johnson, D.; Johnson, M.; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Klein; Klemin; Koppelman, B.; Koppelman, K.; Kretschmar; Laning; Larson; Lefor; Looyesen; Louser; Maragos; Martinson; Meier; Mitskog; Monson; Nathe; Nelson, M.; Olson; Onstad; Owens; Paur; Porter; Rohr; Ruby; Sanford; Schatz; Schmidt; Schneider; Schreiber Beck; Seibel; Silbernagel; Skarphol; Steiner; Streyle; Strinden; Sukut; Thoreson; Toman; Trotter; Wallman; Zubke; Speaker Belter

**NAYS:** Amerman; Becker, Rich S.; Becker, Rick C.; Bellew; Boe; Boschee; Brabandt; Brandenburg; Delzer; Guggisberg; Haak; Kelsh; Kreidt; Mock; Mooney; Muscha; Nelson, J.; Oversen; Pollert; Vigesaa; Weisz

**ABSENT AND NOT VOTING:** Frantsvog; Glassheim

Engrossed SB 2304, as amended, passed.

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**SECOND READING OF SENATE BILL**

**SB 2160:** A BILL for an Act to create and enact a new section to chapter 54-59 of the North Dakota Century Code, relating to creation of a health information hub office in the information technology department and a health information hub executive committee; to provide for a report to the information technology committee; to provide a continuing appropriation; and to provide an appropriation.

**ROLL CALL**

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 40 YEAS, 51 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Anderson, D.; Anderson, P.; Beadle; Becker, Rich S.; Boe; Boschee; Damschen; Delmore; Fehr; Guggisberg; Haak; Hanson; Hawken; Hofstad; Hogan; Holman; Hunskor; Johnson, D.; Johnson, M.; Kiefert; Klemin; Kretschmar; Maragos; Mitskog; Mock; Mooney; Muscha; Nelson, J.; Nelson, M.; Owens; Paur; Porter; Sanford; Schreiber Beck; Silbernagel; Strinden; Toman; Wallman; Weisz

**NAYS:** Anderson, B.; Becker, Rick C.; Bellew; Boehning; Brabandt; Brandenburg; Carlson; Delzer; Devlin; Dockter; Dosch; Froseth; Hatlestad; Headland; Kading; Karls; Kasper; Kelsh; Kempenich; Klein; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Larson; Lefor; Looyesen; Louser; Martinson; Meier; Monson; Nathe; Olson; Onstad; Oversen; Pollert; Rohr; Ruby; Schatz; Schmidt; Schneider; Seibel; Skarphol; Steiner; Streyle; Sukut; Thoreson; Trottier; Vigesaa; Zubke; Speaker Belter

**ABSENT AND NOT VOTING:** Frantsvog; Glassheim; Keiser

Reengrossed SB 2160, as amended, failed.

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**SECOND READING OF SENATE BILL**

**SB 2074:** A BILL for an Act to amend and reenact section 15.1-21-02.6 of the North Dakota Century Code, relating to the scholarship eligibility of students enrolled in external experiences.

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

**YEAS:** Amerman; Anderson, B.; 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; Guggisberg; Haak; Hanson; Hatlestad; Hawken; Headland; Hofstad; Hogan; Holman; Hunskor; Johnson, D.; Johnson, M.; Kading; Karls; Kasper; Kelsh; Kempenich; Kiefert; Klein; Klemin; Koppelman, B.; Koppelman, K.; Kreidt; Kretschmar; Laning; Larson; Lefor; Looyesen; Louser; Maragos; Martinson; Meier; Mitskog; Mock; Monson; Mooney; Muscha; Nathe; Nelson, J.; Nelson, M.; Olson; Onstad; Oversen; Owens; Paur; Pollert; Porter; Rohr; Ruby; Sanford; Schatz; Schmidt; Schneider; Schreiber Beck; Seibel; Silbernagel; Skarphol; Steiner; Streyle; Strinden; Sukut; Thoreson; Toman; Trottier; Vigesaa; Wallman; Weisz; Zubke; Speaker Belter

**ABSENT AND NOT VOTING:** Frantsvog; Glassheim; Keiser

SB 2074 passed.

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**SECOND READING OF SENATE BILL**

**SB 2075:** A BILL for an Act to amend and reenact section 15.1-21-02.6 of the North Dakota Century Code, relating to the North Dakota scholarship eligibility of students in accelerated programs.

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

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

**NAYS:** Becker, Rick C.; Koppelman, K.

**ABSENT AND NOT VOTING:** Frantsvog; Glassheim; Keiser; Weisz

Engrossed SB 2075 passed.

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**SECOND READING OF SENATE BILL**

**SB 2190:** A BILL for an Act to amend and reenact section 38-08-04.5 of the North Dakota Century Code, relating to the abandoned oil and gas well plugging and site reclamation fund.

**ROLL CALL**

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

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

**ABSENT AND NOT VOTING:** Frantsvog; Glassheim; Keiser; Weisz

SB 2190 passed.

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**SECOND READING OF SENATE BILL**

**SB 2323:** A BILL for an Act to amend and reenact section 37-01-45 of the North Dakota Century Code, relating to the record of veterans.

**ROLL CALL**

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

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

Haak; Hanson; Hatlestad; Hawken; Headland; Hofstad; Hogan; Holman; Hunskor; Johnson, D.; Johnson, M.; Kading; Karls; Kasper; 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; Zubke; Speaker Belter

**ABSENT AND NOT VOTING:** Frantsvog; Glassheim; Keiser; Weisz

Engrossed SB 2323, as amended, passed.

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#### **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 2258, which motion prevailed.

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

**Engrossed SB 2258:** Reps. B. Koppelman, Laning, Amerman

#### **CONSIDERATION OF MESSAGE FROM THE SENATE**

**REP. K. KOPPELMAN MOVED** that the House do concur in the Senate amendments to Engrossed HB 1403 as printed on HJ page 1220, which motion prevailed on a voice vote.

Engrossed HB 1403 as amended, was placed on the Eleventh order of business.

#### **SECOND READING OF HOUSE BILL**

**HB 1403:** A BILL for an Act to create and enact section 54-06-14.5 of the North Dakota Century Code, relating to state employee use of sick leave for consequences of domestic violence, a sex offense, stalking, or terrorizing.

#### **ROLL CALL**

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 88 YEAS, 2 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Anderson, B.; 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; Guggisberg; Haak; Hanson; Hatlestad; Hawken; Hofstad; Hogan; Holman; Hunskor; Johnson, D.; Johnson, M.; Kading; Karls; Kasper; Kelsh; Kempenich; Kiefert; Klein; Klemin; Koppelman, B.; Koppelman, K.; Kreidt; Kretschmar; Laning; Larson; Lefor; Looyesen; Louser; Maragos; Martinson; Meier; Mitskog; Mock; Monson; Mooney; Muscha; Nathe; Nelson, J.; Nelson, M.; Olson; Onstad; Oversen; Owens; Paur; Pollert; Porter; Rohr; Ruby; Sanford; Schatz; Schmidt; Schneider; Schreiber Beck; Seibel; Silbernagel; Skarphol; Steiner; Strinden; Sukut; Thoreson; Toman; Trottier; Vigesaa; Wallman; Zubke; Speaker Belter

**NAYS:** Headland; Streyle

**ABSENT AND NOT VOTING:** Frantsvog; Glassheim; Keiser; Weisz

Reengrossed HB 1403 passed.

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

**REP. FROSETH MOVED** that the conference committee report on Reengrossed SB 2120 be rejected, which motion prevailed on a voice vote.

#### **SECOND READING OF HOUSE BILL**

**HB 1474:** A BILL for an Act to amend and reenact sections 16.1-03-02 and 16.1-03-05 of the

North Dakota Century Code, relating to political organizations.

**ROLL CALL**

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 83 YEAS, 7 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

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

**NAYS:** Bellew; Delzer; Devlin; Koppelman, K.; Laning; Lefor; Olson

**ABSENT AND NOT VOTING:** Frantsvog; Glassheim; Keiser; Weisz

Reengrossed HB 1474 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 2074, SB 2075, SB 2190.

**MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)**  
**MR. PRESIDENT:** The House has amended and subsequently passed: SB 2009, SB 2010, SB 2304, SB 2323.

**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 2003.

**MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)**  
**MR. PRESIDENT:** The House has failed to pass, unchanged: SB 2321.

**MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)**  
**MR. PRESIDENT:** The House has amended and subsequently failed to pass: SB 2160.

**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 2258:** Reps. B. Koppelman; Larson; Amerman

**MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)**  
**MR. PRESIDENT:** The House has adopted the conference committee report and subsequently passed: HB 1474.

**MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)**  
**MR. PRESIDENT:** The House has not adopted the conference committee report on: SB 2120.

**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 1403.

**MESSAGE TO THE HOUSE FROM THE SENATE (JANE SCHAIBLE, SECRETARY)**  
**MR. SPEAKER:** The Senate has adopted the conference committee report, subsequently passed, and the emergency clause carried: HB 1206.

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

**MR. SPEAKER:** The Senate has adopted the conference committee report on: HB 1102.

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

**MR. SPEAKER:** The Senate has adopted the conference committee report and subsequently passed: SB 2030, SB 2097, SB 2295, SB 2356.

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

**MR. SPEAKER:** The Senate has adopted the conference committee report and subsequently passed: HB 1256.

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

**MR. SPEAKER:** The Senate does not concur in the House amendments to SB 2046 and SB 2048, and the President has appointed as a conference committee to act with a like committee from the House on:

**SB 2046:** Sens. Larsen; J. Lee; Axness

**SB 2048:** Sens. J. Lee; Anderson; Warner

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

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

**HB 1049:** Sens. J. Lee; Dever; Warner

**MOTION**

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

**MOTION**

**REP. VIGESAA MOVED** that the House be on the Fourth, Fifth, Seventh, and Sixteenth orders of business and at the conclusion of those orders, the House stand adjourned until 8:00 a.m., Tuesday, April 14, 2015, which motion prevailed.

**REPORT OF CONFERENCE COMMITTEE**

**HB 1313, as engrossed:** Your conference committee (Sens. Klein, Poolman, Murphy and Reps. Sukut, Kasper, Hanson) recommends that the **HOUSE ACCEDE** to the Senate amendments as printed on HJ pages 1416-1418 and place HB 1313 on the Seventh order.

Engrossed HB 1313 was placed on the Seventh order of business on the calendar.

**REPORT OF CONFERENCE COMMITTEE**

**HB 1372, as engrossed:** Your conference committee (Sens. Dever, Poolman, Marcellais and Reps. Rohr, Seibel, Amerman) recommends that the **SENATE RECEDE** from the Senate amendments as printed on HJ page 1304 and place HB 1372 on the Seventh order.

Engrossed HB 1372 was placed on the Seventh order of business on the calendar.

**REPORT OF CONFERENCE COMMITTEE**

**HB 1474, as engrossed:** Your conference committee (Sens. Davison, Dever, Nelson and Reps. B. Koppelman, Dockter, Wallman) recommends that the **HOUSE ACCEDE** to the Senate amendments as printed on HJ pages 1281-1282 and place HB 1474 on the Seventh order.

Engrossed HB 1474 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**