

JOURNAL OF THE SENATE

Sixty-fourth Legislative Assembly

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Bismarck, February 12, 2015

The Senate convened at 12:30 p.m., with President Wrigley presiding.

The prayer was offered by James Keller, Vice President of "American People", Salvation Army, Bismarck.

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

A quorum was declared by the President.

THE SENATE RECOGNIZED THE PRESENCE OF:

Former Lt. Governor Rosemarie Myrdahl

POINT OF PERSONAL PRIVILEGE

SEN. COOK rose on a point of personal privilege.

REMARKS OF SENATOR COOK

MR. PRESIDENT:

I would like to introduce a special guest I have with me here today. Miss Rodeo North Dakota 2015 Dani Taylor of Mandan is the 21-year-old daughter of Marc and Dee Ann Taylor. A 2011 Mandan High School graduate, Dani is in her senior year at South Dakota State University majoring in broadcast journalism and political science. She would like to use her degrees to work in public relations in agriculture to promote the industry she has been involved with her entire life.

Dani started her reign the first of January and will compete at the Miss Rodeo America pageant in Las Vegas, Nevada in early December, held in conjunction with the National Final Rodeo.

Please help me welcome Miss Rodeo North Dakota Dani Taylor.

REQUEST

SEN. KLEIN REQUESTED that the remarks of Sen. Cook be printed in the Journal, which request was granted.

REPORT OF STANDING COMMITTEE

SB 2001: Appropriations Committee (Sen. Holmberg, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (13 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2001 was placed on the Sixth order on the calendar.

Page 1, replace lines 12 through 19 with:

"Salaries and wages	\$3,540,985	\$334,116	\$3,875,101
Accrued leave payments	67,722	(67,722)	0
Operating expenses	404,366	0	404,366
Contingencies	10,000	0	10,000
Transition in	0	15,000	15,000
Transition out	0	50,000	50,000
Roughrider awards	<u>10,800</u>	<u>0</u>	<u>10,800</u>
Total general fund	\$4,033,873	\$331,394	\$4,365,267"

Page 2, line 17, replace "one hundred thirty thousand three hundred forty-three" with "one hundred twenty-nine thousand ninety-one"

Page 2, line 18, replace "one hundred thirty-five thousand five hundred fifty-six" with "one hundred thirty-two thousand nine hundred sixty-four"

Page 2, line 23, remove "one hundred"

Page 2, line 24, replace "one thousand one hundred eighty-seven" with "one hundred thousand two hundred fifteen"

Page 2, line 24, remove "one hundred five"

Page 2, line 25, replace "thousand two hundred thirty-four" with "one hundred three thousand two hundred twenty-one"

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

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

	Base Budget	Senate Changes	Senate Version
Salaries and wages	\$3,540,985	\$334,116	\$3,875,101
Operating expenses	404,366		404,366
Contingencies	10,000		10,000
Rough rider awards	10,800		10,800
Accrued leave payments	67,722	(67,722)	
Transition in		15,000	15,000
Transition out		50,000	50,000
Total all funds	\$4,033,873	\$331,394	\$4,365,267
Less estimated income	0	0	0
General fund	\$4,033,873	\$331,394	\$4,365,267
FTE	18.00	0.00	18.00

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

	Adds Funding for Base Payroll Changes ¹	Adds Funding for Salary and Benefit Increases ²	Adds Funding for Governor's Transition Lines ³	Total Senate Changes
Salaries and wages	\$114,033	\$220,083		\$334,116
Operating expenses				
Contingencies				
Rough rider awards				
Accrued leave payments	(67,722)			(67,722)
Transition in			15,000	15,000
Transition out			50,000	50,000
Total all funds	\$46,311	\$220,083	\$65,000	\$331,394
Less estimated income	0	0	0	0
General fund	\$46,311	\$220,083	\$65,000	\$331,394
FTE	0.00	0.00	0.00	0.00

¹ Funding is added for cost-to-continue 2013-15 biennium salaries and benefit increases and for other base payroll changes.

² The following funding from the general fund is added for 2015-17 biennium performance salary adjustments of 2 to 4 percent per year and increases in monthly health insurance premiums:

Salary increase - Performance	\$142,362
Health insurance increase	77,721
Total	\$220,083

³ One-time funding is added for transition costs in the event a new Governor is elected in 2016.

MOTION

SEN. KLEIN MOVED that after action taken on the Sixth order, SB 2001, SB 2270, SB 2049, and SB 2095 be placed on the Eleventh order for immediate second reading and final passage, which motion prevailed.

CONSIDERATION OF AMENDMENTS

SB 2001: SEN. ERBELE (Appropriations Committee) MOVED that the amendments be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed on a voice vote.

SECOND READING OF SENATE BILL

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

MOTION

SEN. MATHERN MOVED that Engrossed SB 2001 be amended as follows.

Page 2, after line 9, insert:

"SECTION 3. CONTINGENT APPROPRIATION - EMPLOYEE SALARY AND BENEFIT ADJUSTMENTS. Subject to the provisions of this section, there is appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$67,888, or so much of the sum as may be necessary, to the office of the governor for compensation and benefit adjustments, for the biennium beginning July 1, 2015, and ending June 30, 2017. The funding provided in this section must be used to provide an additional two percent employee salary increase effective July 1, 2016, and to increase the employer contribution rate for state employee retirement plan contributions by one percent effective January 1, 2017.

The appropriation in this section is available only if the office of management and budget determines that actual general fund revenues for the period beginning July 1, 2015, and ending June 30, 2016, exceed the legislative estimates made at the close of the 2015 legislative session for general fund revenues during the same period by at least five percent. For purposes of this section, "estimated general fund revenues" excludes the unobligated general fund balance on July 1, 2015, and transfers to the general fund from the strategic investment and improvements fund, property tax relief sustainability fund, the lottery, the mill and elevator, and gas tax administration."

ReNUMBER accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

This amendment provides a contingent appropriation for additional state employee compensation and benefit adjustments. The funding is to be used to provide an additional 2 percent salary increase for employees effective July 1, 2016, and a 1 percent increase in the employer contribution rate to the state employee retirement plan effective January 1, 2017.

REQUEST

SEN. SCHNEIDER REQUESTED a recorded roll call vote on the motion to adopt the proposed amendments to Engrossed SB 2001, which request was granted.

ROLL CALL

The question being on the motion to adopt the proposed amendments to Engrossed SB 2001, the roll was called and there were 16 YEAS, 31 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Anderson; Axness; Dotzenrod; Grabinger; Heckaman; Marcellais; Mathern; Murphy; Nelson; O'Connell; Oban; Robinson; Schneider; Sinner; Triplett; Warner

NAYS: Armstrong; Bekkedahl; Bowman; Burckhard; Campbell; Carlisle; Casper; Cook;

Davison; Dever; Erbele; Flakoll; Hogue; Holmberg; Kilzer; Klein; Krebsbach; Laffen; Larsen; Lee, G.; Lee, J.; Luick; Miller; Oehlke; Poolman; Rust; Schaible; Sorvaag; Unruh; Wanzek; Wardner

The proposed amendments to Engrossed SB 2001 failed on a recorded roll call vote.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 47 YEAS, 0 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

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

Engrossed SB 2001 passed.

CONSIDERATION OF AMENDMENTS

SB 2290: SEN. DEVER (Government and Veterans Affairs Committee) MOVED that the amendments be adopted and then be placed on the Eleventh order with **DO NOT PASS**, which motion prevailed on a voice vote.

CONSIDERATION OF AMENDMENTS

SB 2323: SEN. DEVER (Government and Veterans Affairs Committee) MOVED that the amendments be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed on a voice vote.

CONSIDERATION OF AMENDMENTS

SB 2107: SEN. NELSON (Judiciary Committee) MOVED that the amendments be adopted and then be **REREFERRED** to the **Appropriations Committee** with **DO PASS**, which motion prevailed on a voice vote.

SB 2107 was rereferred to the **Appropriations Committee**.

CONSIDERATION OF AMENDMENTS

SB 2284: SEN. LUICK (Judiciary Committee) MOVED that the amendments be adopted and then be **REREFERRED** to the **Appropriations Committee** with **DO PASS**, which motion prevailed on a voice vote.

SB 2284 was rereferred to the **Appropriations Committee**.

CONSIDERATION OF AMENDMENTS

SB 2332: SEN. ARMSTRONG (Judiciary Committee) MOVED that the amendments on SJ page 366 be adopted and then be **REREFERRED** to the **Appropriations Committee** with **DO PASS**.

MOTION

SEN. ARMSTRONG MOVED that SB 2332 be amended as follows, which motion prevailed on a voice vote.

That the amendments to Senate Bill No. 2332 as printed on page 366 of the Senate Journal be amended as follows:

Page 366, line 39, after "residence" insert "or is available online."

Renumber accordingly

The question being on the motion to adopt the amendments to SB 2332, the proposed amendments were adopted on a voice vote.

SB 2332 was rereferred to the **Appropriations Committee**.

CONSIDERATION OF AMENDMENTS

SB 2340: SEN. BEKKEDAHL (Finance and Taxation Committee) MOVED that the amendments be adopted and then be **REREFERRED** to the **Appropriations Committee** with **DO PASS**, which motion prevailed on a voice vote.

SB 2340 was rereferred to the **Appropriations Committee**.

CONSIDERATION OF AMENDMENTS

SB 2322: SEN. DOTZENROD (Finance and Taxation Committee) MOVED that the amendments be adopted and then be **REREFERRED** to the **Appropriations Committee** with **DO PASS**, which motion prevailed on a voice vote.

SB 2322 was rereferred to the **Appropriations Committee**.

CONSIDERATION OF AMENDMENTS

SB 2222: SEN. HOGUE (Judiciary Committee) MOVED that the amendments be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed on a voice vote.

CONSIDERATION OF AMENDMENTS

SB 2348: SEN. ANDERSON (Human Services Committee) MOVED that the amendments be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed on a voice vote.

CONSIDERATION OF AMENDMENTS

SB 2318: SEN. BEKKEDAHL (Finance and Taxation Committee) MOVED that the amendments be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed on a voice vote.

CONSIDERATION OF AMENDMENTS

SB 2358: SEN. WARNER (Human Services Committee) MOVED that the amendments be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed on a voice vote.

CONSIDERATION OF AMENDMENTS

SB 2313: SEN. LAFFEN (Finance and Taxation Committee) MOVED that the amendments be adopted and then be placed on the Eleventh order with **DO NOT PASS**, which motion prevailed on a voice vote.

CONSIDERATION OF AMENDMENTS

SB 2367: SEN. LARSEN (Human Services Committee) MOVED that the amendments be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed on a voice vote.

CONSIDERATION OF AMENDMENTS

SB 2324: SEN. HOGUE (Judiciary Committee) MOVED that the amendments be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed on a voice vote.

CONSIDERATION OF AMENDMENTS

SB 2034: SEN. BEKKEDAHL (Finance and Taxation Committee) MOVED that the amendments be adopted and then be **REREFERRED** to the **Appropriations Committee** with **DO PASS**, which motion prevailed on a voice vote.

SB 2034 was rereferred to the **Appropriations Committee**.

CONSIDERATION OF AMENDMENTS

SB 2042: SEN. LAFFEN (Finance and Taxation Committee) MOVED that the amendments be adopted and then be placed on the Eleventh order with **DO NOT PASS**, which motion prevailed on a voice vote.

CONSIDERATION OF AMENDMENTS

SB 2270: SEN. CASPER (Judiciary Committee) MOVED that the amendments be adopted

and then be placed on the Eleventh order with **DO PASS**, which motion prevailed on a voice vote.

SECOND READING OF SENATE BILL

SB 2270: A BILL for an Act to amend and reenact section 26.1-26.6-08 of the North Dakota Century Code, relating to commissions, premiums, fees, and mileage reimbursement charged by bail bond agents.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 47 YEAS, 0 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

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

Engrossed SB 2270 passed.

CONSIDERATION OF AMENDMENTS

SB 2049: SEN. AXNESS (Human Services Committee) MOVED that the amendments be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed on a voice vote.

SECOND READING OF SENATE BILL

SB 2049: A BILL for an Act to provide for a department of human services study and report to the legislative management regarding statutory references to mental health professionals.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 47 YEAS, 0 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

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

Engrossed SB 2049 passed.

CONSIDERATION OF AMENDMENTS

SB 2095: SEN. DOTZENROD (Finance and Taxation Committee) MOVED that the amendments be adopted and then be placed on the Eleventh order with **DO NOT PASS**, which motion prevailed on a voice vote.

SECOND READING OF SENATE BILL

SB 2095: A BILL for an Act to create and enact chapter 37-17.5 of the North Dakota Century Code, relating to facilitating entry of an out-of-state business to perform disaster or emergency remediation work in this state, on critical electrical and telecommunication transmission infrastructure, and to provide a limited exemption for that purpose from state and local taxes and fees, licensing, and other requirements during the time in this state employed in disaster or emergency remediation work; 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 NOT PASS, the roll was called and there were 8 YEAS, 39 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Armstrong; Bekkedahl; Bowman; Burckhard; Cook; Flakoll; Larsen; Miller

NAYS: Anderson; Axness; Campbell; Carlisle; Casper; Davison; Dever; Dotzenrod; Erbele; Grabinger; Heckaman; Hogue; Holmberg; Kilzer; Klein; Krebsbach; Laffen; Lee, G.; Lee, J.; Luick; Marcellais; Mathern; Murphy; Nelson; O'Connell; Oban; Oehlke; Poolman; Robinson; Rust; Schaible; Schneider; Sinner; Sorvaag; Triplett; Unruh; Wanzek; Wardner; Warner

Engrossed SB 2095 failed.

SECOND READING OF SENATE BILL

SB 2370: A BILL for an Act to amend and reenact section 38-08-05 of the North Dakota Century Code, relating to setbacks for oil and gas wells.

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 7 YEAS, 40 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Hogue; Mathern; Murphy; Oban; Rust; Sinner; Warner

NAYS: Anderson; Armstrong; Axness; Bekkedahl; Bowman; Burckhard; Campbell; Carlisle; Casper; Cook; Davison; Dever; Dotzenrod; Erbele; Flakoll; Grabinger; Heckaman; Holmberg; Kilzer; Klein; Krebsbach; Laffen; Larsen; Lee, G.; Lee, J.; Luick; Marcellais; Miller; Nelson; O'Connell; Oehlke; Poolman; Robinson; Schaible; Schneider; Sorvaag; Triplett; Unruh; Wanzek; Wardner

SB 2370 failed.

SECOND READING OF SENATE BILL

SB 2373: A BILL for an Act to provide for payment of a share of property taxes on land by the owners of severed mineral interests if a producing oil or gas well is generating royalty payments to those owners; 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 0 YEAS, 47 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

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

SB 2373 failed.

SECOND READING OF SENATE BILL

SB 2352: A BILL for an Act to amend and reenact section 39-10-47 of the North Dakota Century Code, relating to vehicles obstructing highways; and to amend and reenact section 39-10-48 of the North Dakota Century Code, relating to vehicles illegally parked on highways.

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 41 YEAS, 6 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Anderson; Axness; Bowman; Burckhard; Campbell; Casper; Cook; Davison; Dever; Dotzenrod; Erbele; Flakoll; Grabinger; Heckaman; Hogue; Holmberg; Kilzer; Klein; Krebsbach; Laffen; Larsen; Lee, J.; Luick; Marcellais; Mathern; Murphy; Nelson; O'Connell; Oban; Oehlke; Poolman; Robinson; Rust; Schaible; Schneider; Sinner; Sorvaag; Unruh; Wanzek; Wardner; Warner

NAYS: Armstrong; Bekkedahl; Carlisle; Lee, G.; Miller; Triplett

Engrossed SB 2352 passed.

SECOND READING OF SENATE BILL

SB 2250: A BILL for an Act to amend and reenact sections 12.1-29-02 and 12.1-29-03 of the North Dakota Century Code, relating to facilitating prostitution.

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 47 YEAS, 0 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

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

SB 2250 passed.

SECOND READING OF SENATE BILL

SB 2025: A BILL for an Act to create and enact chapter 4.1-16 of the North Dakota Century Code, relating to beekeeping; to amend and reenact section 4.1-08-03 of the North Dakota Century Code, relating to the submission of assessments by beekeepers; to repeal chapter 4-12.2 of the North Dakota Century Code, relating to beekeeping; 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 47 YEAS, 0 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

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

Engrossed SB 2025 passed.

SECOND READING OF SENATE BILL

SB 2337: A BILL for an Act to amend and reenact subsection 10 of section 57-51.1-03 of the North Dakota Century Code, relating to an oil extraction tax exemption; 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 PASS, the roll was called and there were 33 YEAS, 14 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Anderson; Armstrong; Bekkedahl; Bowman; Burckhard; Campbell; Carlisle; Casper; Davison; Erbele; Hogue; Holmberg; Kilzer; Klein; Krebsbach; Laffen; Larsen; Lee, J.; Luick; Marcellais; Miller; Murphy; Nelson; O'Connell; Oehlke; Poolman; Rust; Schaible; Sinner; Sorvaag; Unruh; Wanzek; Wardner

NAYS: Axness; Cook; Dever; Dotzenrod; Flakoll; Grabinger; Heckaman; Lee, G.; Mathern; Oban; Robinson; Schneider; Triplett; Warner

SB 2337 passed.

SECOND READING OF SENATE BILL

SB 2166: A BILL for an Act to amend and reenact section 39-21-45.1 of the North Dakota Century Code, relating to modified vehicles.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 45 YEAS, 2 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Anderson; Armstrong; Axness; Bekkedahl; Bowman; Burckhard; Campbell; Carlisle; Casper; Cook; Davison; Dever; Dotzenrod; Erbele; Flakoll; Grabinger; Heckaman; Hogue; Holmberg; Kilzer; Klein; Krebsbach; Laffen; Lee, G.; Lee, J.; Luick; Marcellais; Mathern; Murphy; Nelson; O'Connell; Oban; Oehlke; Poolman; Robinson; Rust; Schaible; Schneider; Sinner; Sorvaag; Triplett; Unruh; Wanzek; Wardner; Warner

NAYS: Larsen; Miller

Engrossed SB 2166 passed.

SECOND READING OF SENATE BILL

SB 2171: A BILL for an Act to amend and reenact section 48-01.2-06 of the North Dakota Century Code, relating to multiple prime bids.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 47 YEAS, 0 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

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

Engrossed SB 2171 passed.

SECOND READING OF SENATE BILL

SB 2252: A BILL for an Act to create and enact two new sections to chapter 54-09 of the North Dakota Century Code, relating to the role of the secretary of state in filing signed documents or records, an agent signing documents, or records filed with the secretary of state; 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 47 YEAS, 0 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

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

Engrossed SB 2252 passed.

SECOND READING OF SENATE BILL

SB 2141: A BILL for an Act to provide for a legislative management study of recorder fees.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 46 YEAS, 1 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

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

NAYS: Lee, J.

Engrossed SB 2141 passed.

SECOND READING OF SENATE BILL

SB 2303: A BILL for an Act to provide an appropriation to the state water commission for the removal or protection of rural flood-prone structures in the Mouse River basin; to provide legislative intent; to provide an exemption; 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 NOT PASS, the roll was called and there were 1 YEAS, 46 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: O'Connell

NAYS: Anderson; Armstrong; Axness; Bekkedahl; Bowman; Burckhard; Campbell; Carlisle; Casper; Cook; Davison; Dever; Dotzenrod; Erbele; Flakoll; Grabinger; Heckaman; Hogue; Holmberg; Kilzer; Klein; Krebsbach; Laffen; Larsen; Lee, G.; Lee, J.; Luick; Marcellais; Mathern; Miller; Murphy; Nelson; Oban; Oehlke; Poolman; Robinson; Rust; Schaible; Schneider; Sinner; Sorvaag; Triplett; Unruh; Wanzek; Wardner; Warner

Engrossed SB 2303 failed.

SECOND READING OF SENATE BILL

SB 2335: A BILL for an Act to amend and reenact section 43-17-41 of the North Dakota Century Code, relating to the duty of a physician to report certain injuries.

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 47 YEAS, 0 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

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

SB 2335 passed.

SECOND READING OF SENATE BILL

SB 2374: A BILL for an Act to create and enact two new sections to chapter 38-08 of the North Dakota Century Code, relating to regulation of gathering pipelines; to amend and reenact subdivision d of subsection 1 of section 38-08-04 and subsection 3 of section 38-08-04.5 of the North Dakota Century Code, relating to the abandoned oil and gas well plugging and site reclamation fund; and to provide for a legislative management study.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 47 YEAS, 0 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

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

Engrossed SB 2374 passed.

MOTION

SEN. KLEIN MOVED that Engrossed SB 2374 be rereferred to the **Appropriations Committee**, which motion prevailed. Pursuant to Sen. Klein's motion, Engrossed SB 2374 was rereferred.

SECOND READING OF SENATE BILL

SB 2232: A BILL for an Act to amend and reenact sections 29-04-02.1 and 29-04-03.2 of the North Dakota Century Code, relating to the statute of limitations for the crime of human trafficking.

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 47 YEAS, 0 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

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

SB 2232 passed.

SECOND READING OF SENATE BILL

SB 2192: A BILL for an Act to amend and reenact sections 12.1-17-02 and 12.1-32-09.1 of the North Dakota Century Code, relating to the sentencing of offenders for aggravated assault.

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

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

NAYS: Carlisle

SB 2192 passed.

SECOND READING OF SENATE BILL

SB 2153: A BILL for an Act to amend and reenact section 15.1-07-25 of the North Dakota Century Code, relating to an open records exemption for school district records.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 8 YEAS, 39 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Anderson; Cook; Heckaman; Krebsbach; Laffen; Nelson; Rust; Schaible

NAYS: Armstrong; Axness; Bekkedahl; Bowman; Burckhard; Campbell; Carlisle; Casper; Davison; Dever; Dotzenrod; Erbele; Flakoll; Grabinger; Hogue; Holmberg; Kilzer; Klein; Larsen; Lee, G.; Lee, J.; Luick; Marcellais; Mathern; Miller; Murphy; O'Connell; Oban; Oehlke; Poolman; Robinson; Schneider; Sinner; Sorvaag; Triplett; Unruh; Wanzek; Wardner; Warner

SB 2153 failed.

MOTION

SEN. KLEIN MOVED that Senate Rule 329 be amended replacing 26th legislative day with 29th legislative day, which motion prevailed.

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

MR. SPEAKER: The Senate has passed, and your favorable consideration is requested on: SB 2039, SB 2235, SB 2276, SB 2330, SCR 4003.

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

MR. PRESIDENT: The House has passed, and your favorable consideration is requested on: HB 1036, HB 1037, HB 1048.

MOTION

SEN. KLEIN MOVED that the Senate be on the Fifth, Ninth, Thirteenth, and Sixteenth orders of business and at the conclusion of those orders, the Senate stand adjourned until 12:30 p.m., Friday, February 13, 2015, which motion prevailed.

REPORT OF STANDING COMMITTEE

SB 2023: Appropriations Committee (Sen. Holmberg, Chairman) recommends

AMENDMENTS AS FOLLOWS and when so amended, recommends **DO PASS** (13 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2023 was placed on the Sixth order on the calendar.

Page 1, replace lines 17 and 18 with:

"Operating expenses	\$950,000
Business process modeling services	400,000
Total general fund	\$1,350,000"

Page 2, replace lines 13 and 14 with:

"Operating expenses	<u>\$720,900</u>
Total general fund	\$720,900"

Page 2, replace lines 24 through 26 with:

"Grand total general fund	\$9,459,026
Grand total special funds	<u>5,000,000</u>
Grand total all funds	\$14,459,026"

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT

This amendment provides \$650,000 in additional deficiency funding from the general fund, \$400,000 of which is provided to the Secretary of State for business process modeling services and \$250,000 to the State Department of Health for costs associated with current or pending legal actions with the United States Environmental Protection Agency.

REPORT OF STANDING COMMITTEE

SB 2065: Human Services Committee (Sen. J. Lee, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2065 was placed on the Sixth order on the calendar.

Page 2, line 3, replace the underscored semicolon with ". access to the records is necessary to investigate a complaint and"

Page 2, line 4, remove "; or access to the records is"

Page 2, line 5, replace "necessary to investigate a complaint" with ". or"

Page 2, line 8, remove the underscored comma

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2081: Human Services Committee (Sen. J. Lee, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2081 was placed on the Sixth order on the calendar.

Page 1, line 1, after "to" insert "create and enact a new section to chapter 50-11 of the North Dakota Century Code, relating to immunity for a person providing foster care for approving reasonable and prudent activities; and to"

Page 2, after line 24, insert:

"SECTION 2. A new section to chapter 50-11 of the North Dakota Century Code is created and enacted as follows:

Immunity for a person providing foster care.

A person providing foster care for children in a licensed or approved facility is immune from civil liability for any act or omission resulting in damage or injury to or by a child in foster care if, at the time of the act or omission, the person providing foster care for children applied the reasonable and prudent parent standard in a manner that protects child safety, while also allowing the child in foster care to experience age or developmentally appropriate activities."

Renumber accordingly

REPORT OF STANDING COMMITTEE

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

REPORT OF STANDING COMMITTEE

SB 2174: Human Services Committee (Sen. J. Lee, Chairman) recommends **DO PASS** (5 YEAS, 1 NAYS, 0 ABSENT AND NOT VOTING). SB 2174 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2194: Human Services Committee (Sen. J. Lee, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **BE PLACED ON THE CALENDAR WITHOUT RECOMMENDATION** (4 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING). SB 2194 was placed on the Sixth order on the calendar.

Page 2, line 3, after "tissues" insert ", cysts, ingrown toenails, skin tags, the treatment and removal of warts, and the incision and drainage of boils"

Page 2, after line 16, insert:

"9. "Surgical procedure" means structurally altering the human body by the incision or destruction of tissues."

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2238, as engrossed: Appropriations Committee (Sen. Holmberg, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (12 YEAS, 1 NAYS, 0 ABSENT AND NOT VOTING). Engrossed SB 2238 was placed on the Sixth order on the calendar.

Page 1, line 1, after "A BILL" replace the remainder of the bill with "for an Act to amend and reenact section 23-06-03 of the North Dakota Century Code, relating to providing military caskets for eligible deceased veterans.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. AMENDMENT. Subsection 3 of section 23-06-03 of the North Dakota Century Code is amended and reenacted as follows:

3. If the deceased is not survived by an individual described by subsection 1 and did not leave sufficient means to defray funeral expenses, including the cost of a casket, the county social service board of the county in which the deceased had residence for county general assistance purposes or, if residence cannot be established, the county social service board of the county in which the death occurs shall employ some person to arrange for and supervise the burial or cremation. If the deceased was a resident or inmate of a public institution, the county in which the deceased was a resident for county general assistance purposes immediately before entering the institution shall employ a person to arrange for and supervise the burial or cremation. Each board of county commissioners may negotiate with the interested funeral

directors or funeral homes regarding cremation expenses and burial expenses but the total charges for burial services, including transportation of the deceased to the place of burial, the grave box or vault, grave space, and grave opening and closing expenses, may not be less than one thousand five hundred dollars. If the deceased was a veteran as defined in section 37-01-40, the county social services board shall provide a military casket. The county social service board shall pay the charge for funeral expenses as negotiated by the board of county commissioners, less any amount left by the deceased to defray the expenses."

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2242: Appropriations Committee (Sen. Holmberg, Chairman) recommends **DO PASS** (13 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2242 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2251: Judiciary Committee (Sen. Hogue, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2251 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 plugging and reclamation bonds.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. LEGISLATIVE MANAGEMENT STUDY. During the 2015-16 interim, the legislative management shall consider studying plugging and reclamation bonds in title 38 of the North Dakota Century Code and title 43 of the North Dakota Administrative Code. The study must include a review of the various bonds required in all areas of development and the adequacy compared to the cost and time of clean up related to oil and gas development. In addition, the study must examine bond amounts, where bonds are deposited, how long bonds can be held, and the requirements for release of bonds. The legislative management shall report its findings and recommendations, together with any legislation required to implement the recommendations, to the sixty-fifth legislative assembly."

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2277: Government and Veterans Affairs Committee (Sen. Dever, Chairman) recommends **DO PASS** (6 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). SB 2277 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2293: Transportation Committee (Sen. Oehlke, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2293 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 reports to the legislative management regarding rail safety.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. RAIL SAFETY REPORTS TO LEGISLATIVE MANAGEMENT. At least semiannually during the 2015-16 and 2017-18 interims, the chairman of the public service commission and the director of the department of transportation shall report to a committee designated by the legislative management regarding rail safety. The reports must include:

1. Current railroad conditions, including crossings and rail lines;

2. A review of train speeds;
3. Existing railroad freight and passenger demands and future needs;
4. A review of emergency response procedures in the state;
5. A review of tank car specifications; and
6. A review of economic, safety, and environmental impacts on the state, including correlation with other modes of transportation, such as highways, pipelines, and air."

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2331: Judiciary Committee (Sen. Hogue, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2331 was placed on the Sixth order on the calendar.

Page 1, line 1, remove ", 29-04-02,"

Page 1, line 3, remove "; to repeal section 29-04-03.2 of the North"

Page 1, remove line 4

Page 1, line 5, remove "application"

Page 1, line 10, remove "there is no limitation of the time within which"

Page 1, line 11, remove the overstrike over "within"

Page 1, line 11, after "seven" insert "ten"

Page 1, line 11, remove the overstrike over "years-after-the"

Page 1, remove the overstrike over line 12

Page 1, line 13, remove the overstrike over "~~alleged childhood sexual abuse~~"

Page 1, remove lines 18 through 24

Page 2, remove lines 1 through 4

Page 2, after line 7 insert:

"1."

Page 2, line 8, remove "If the victim was under eighteen years of age at the time the offense was committed, there"

Page 2, line 9, replace "is no limitation of the time within which a" with "Except as provided in subsection 2, a"

Page 2, line 10, remove the overstrike over "~~if the victim was under eighteen years of age at the~~"

Page 2, line 11, remove the overstrike over "~~time the offense was committed~~"

Page 2, line 11, remove the overstrike over "~~in the proper court within~~"

Page 2, line 11, after "seven" insert "ten"

Page 2, line 11, remove the overstrike over "years"

Page 2, remove the overstrike over lines 12 and 13

Page 2, line 14, remove the overstrike over "authorities"

Page 2, after line 14, insert:

"2. If, based upon evidence containing deoxyribonucleic acid obtained at the time of offense, a suspect is conclusively identified by deoxyribonucleic acid testing after the time period prescribed in subsection 1 has expired, a prosecution may be commenced within three years after the suspect is conclusively identified by the deoxyribonucleic acid testing."

Page 2, remove lines 15 through 20

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2333: Judiciary Committee (Sen. Hogue, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2333 was placed on the Sixth order on the calendar.

Page 1, line 23, remove "and"

Page 1, line 24, replace "nine" with "ten"

Page 1, line 24, after "p.m." insert "; and

e. The owner of the licensed premises receives permission of the local licensing authority for individuals to be in the premises as allowed under this section and the licensed premises is located in a city with a population of five thousand or fewer people, or the licensed premises is not located in a city.

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2338: Energy and Natural Resources Committee (Sen. Schaible, Chairman) recommends **DO NOT PASS** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2338 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2343: Energy and Natural Resources Committee (Sen. Schaible, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (5 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING). SB 2343 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 create and enact a new section to chapter 54-17 of the North Dakota Century Code, relating to a report on the fiscal impact of certain orders by the industrial commission to the legislative assembly or budget section; and to provide for retroactive application.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. A new section to chapter 54-17 of the North Dakota Century Code is created and enacted as follows:

Report to legislative assembly or budget section on the fiscal impact of certain orders of the industrial commission.

If the industrial commission makes an order that has a fiscal effect or estimated fiscal effect on the state in excess of five million dollars in a biennium, the industrial commission shall report to the legislative assembly when in session and otherwise to the budget section of the legislative management on the fiscal impact of

the effect of the order on state revenues and expenditures, including any effect on the funds of the industrial commission.

SECTION 2. RETROACTIVE APPLICATION. This Act applies retroactively to orders of the industrial commission made after July 31, 2013, and applies specifically to the orders of the industrial commission on flaring. The industrial commission shall report on the fiscal impacts of past orders within ninety days of the effective date of this Act."

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2365: Government and Veterans Affairs Committee (Sen. Dever, Chairman) recommends **DO NOT PASS** (5 YEAS, 1 NAYS, 1 ABSENT AND NOT VOTING). SB 2365 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SCR 4010: Judiciary Committee (Sen. Hogue, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SCR 4010 was placed on the Sixth order on the calendar.

Page 1, line 14, remove the overstrike over the overstruck comma

Page 1, line 15, after "election" insert "during the entire term for which selected"

Page 1, line 15, remove the overstrike over the overstruck comma

Page 1, line 15, overstrike "chosen" and insert immediately thereafter "selected"

Page 1, line 17, after "assembly" insert ". Each house of the legislative assembly shall adopt rules regarding confirmation and verification of residency of its members"

Renumber accordingly

REPORT OF STANDING COMMITTEE

SCR 4015: Human Services Committee (Sen. J. Lee, Chairman) recommends **DO PASS** (4 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING). SCR 4015 was placed on the Eleventh order on the calendar.

FIRST READING OF HOUSE BILLS

HB 1036: A BILL for an Act to provide for the state department of health to study health professional assistance programs and report to the legislative management. Was read the first time and referred to the **Human Services Committee**.

HB 1037: A BILL for an Act to provide for a report to the legislative management by the department of human services on the medicaid and medicaid expansion program. Was read the first time and referred to the **Human Services Committee**.

HB 1048: A BILL for an Act to provide for behavioral health licensure boards to each develop a plan, in collaboration with the other boards, for the administration and implementation of licensing and reciprocity standards for licensees. Was read the first time and referred to the **Human Services Committee**.

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

Jane Schaible, Secretary