

JOURNAL OF THE SENATE

Sixty-fourth Legislative Assembly

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Bismarck, February 4, 2015

The Senate convened at 1:00 p.m., with President Pro Tempore Dever presiding.

The prayer was offered by Pastor Keith Ritchie, Cornerstone Community Church, Bismarck.

The roll was called and all members were present.

A quorum was declared by the President Pro Tempore.

CONSIDERATION OF AMENDMENTS

SB 2178: SEN. SCHAIBLE (Education 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 2178 was rereferred to the **Appropriations Committee**.

CONSIDERATION OF AMENDMENTS

SB 2188: SEN. KLEIN (Industry, Business and Labor 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 2113: SEN. TRIPLETT (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.

MOTION

SEN. KLEIN MOVED that after action taken on the Sixth order, SB 2241 be placed on the Eleventh order for second reading and final passage, which motion prevailed.

CONSIDERATION OF AMENDMENTS

SB 2241: SEN. POOLMAN (Industry, Business and Labor 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 2241: A BILL for an Act to provide for a legislative management study of department of commerce satellite offices on Indian reservations.

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.; Lee, J.; Luick; Marcellais; Mathern; Murphy; Nelson; O'Connell; Oban; Oehlke; Poolman; Robinson; Rust; Schaible; Schneider; Sinner; Sorvaag; Triplett; Unruh; Wanzek; Wardner; Warner

NAYS: Miller

Engrossed SB 2241 passed.

SECOND READING OF SENATE BILL

SB 2243: A BILL for an Act to create and enact a new section to chapter 54-60 of the North Dakota Century Code, relating to a department of commerce North Dakota tribal tourism alliance program; and to provide an appropriation.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 10 YEAS, 37 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Heckaman; Marcellais; Mathern; Nelson; O'Connell; Robinson; Schneider; Sinner; Triplett; Warner

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

SB 2243 failed.

MOTION

SEN. KLEIN MOVED that Engrossed SB 2076, which is on the Eleventh order, be rereferred to the **Appropriations Committee**, which motion prevailed. Pursuant to Sen. Klein's motion, Engrossed SB 2076 was rereferred.

SECOND READING OF SENATE BILL

SB 2263: A BILL for an Act to provide an appropriation to the department of transportation for matching grants for certain township streets and roads.

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 9 YEAS, 38 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Dotzenrod; Erbele; Heckaman; Marcellais; Mathern; Murphy; Nelson; O'Connell; Robinson

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

Engrossed SB 2263 failed.

SECOND READING OF SENATE BILL

SB 2297: A BILL for an Act to provide for a general fund transfer and to provide an appropriation to the game and fish department for the private land habitat and access improvement program.

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 15 YEAS, 32 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

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

NAYS: Anderson; 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

Engrossed SB 2297 failed.

SECOND READING OF SENATE BILL

SB 2121: A BILL for an Act to amend and reenact section 23-34-01 of the North Dakota Century Code, relating to medical peer review records.

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, 0 NAYS, 0 EXCUSED, 1 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; Rust; Schaible; Schneider; Sinner; Sorvaag; Triplett; Unruh; Wanzek; Wardner; Warner

ABSENT AND NOT VOTING: Robinson

SB 2121 passed.

SECOND READING OF SENATE BILL

SB 2219: A BILL for an Act to establish a statewide human trafficking commission.

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, 0 NAYS, 0 EXCUSED, 1 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; Rust; Schaible; Schneider; Sinner; Sorvaag; Triplett; Unruh; Wanzek; Wardner; Warner

ABSENT AND NOT VOTING: Robinson

SB 2219 passed.

SECOND READING OF SENATE BILL

SB 2317: A BILL for an Act to require a performance audit of the state hospital; 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 NOT PASS, the roll was called and there were 8 YEAS, 38 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Axness; Grabinger; Heckaman; Marcellais; Mathern; Nelson; Sinner; Warner

NAYS: Anderson; Armstrong; Bekkedahl; Bowman; Burckhard; Campbell; Carlisle; Casper; Cook; Davison; Dever; Dotzenrod; Erbele; Flakoll; Hogue; Holmberg; Kilzer; Klein;

Krebsbach; Laffen; Larsen; Lee, G.; Lee, J.; Luick; Miller; Murphy; O'Connell; Oban; Oehlke; Poolman; Rust; Schaible; Schneider; Sorvaag; Triplett; Unruh; Wanzek; Wardner

ABSENT AND NOT VOTING: Robinson

SB 2317 failed.

SECOND READING OF SENATE BILL

SB 2116: A BILL for an Act to provide for the creation of a pretrial services program pilot project within the department of corrections and rehabilitation.

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, 0 NAYS, 0 EXCUSED, 1 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; Rust; Schaible; Schneider; Sinner; Sorvaag; Triplett; Unruh; Wanzek; Wardner; Warner

ABSENT AND NOT VOTING: Robinson

SB 2116 passed.

SECOND READING OF SENATE BILL

SB 2278: A BILL for an Act to amend and reenact sections 43-07-04, 43-07-04.1, 43-07-07, 43-07-09, 43-07-10, and 43-07-15 of the North Dakota Century Code, relating to contractor licensing and fees; to provide a penalty; 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 33 YEAS, 13 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Armstrong; Axness; Bekkedahl; Bowman; Burckhard; Campbell; Carlisle; Davison; Dever; Erbele; Flakoll; Hogue; Holmberg; Kilzer; Klein; Krebsbach; Laffen; Larsen; Lee, G.; Lee, J.; Luick; Mathern; Miller; Murphy; Oehlke; Poolman; Schaible; Sinner; Sorvaag; Triplett; Unruh; Wanzek; Wardner

NAYS: Anderson; Casper; Cook; Dotzenrod; Grabinger; Heckaman; Marcellais; Nelson; O'Connell; Oban; Rust; Schneider; Warner

ABSENT AND NOT VOTING: Robinson

Engrossed SB 2278 passed and the emergency clause was declared carried.

SECOND READING OF SENATE BILL

SB 2215: A BILL for an Act to amend and reenact sections 12-60-07.1, 12-60-16.1, 12-60-16.2, 12-60-16.6, and 12-60-16.9, subsection 1 of section 12-60-24, and subsection 7 of section 12.1-32-15 of the North Dakota Century Code, relating to criminal history record information and registration for offenders against children and sex offenders.

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, 0 NAYS, 0 EXCUSED, 1 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; Rust; Schaible; Schneider; Sinner; Sorvaag; Triplett; Unruh; Wanzek; Wardner; Warner

ABSENT AND NOT VOTING: Robinson

SB 2215 passed.

SECOND READING OF SENATE BILL

SB 2345: A BILL for an Act to amend and reenact section 53-06.1-08 of the North Dakota Century Code, relating to the maximum prize value for pull tabs and punchboards.

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, 46 NAYS, 0 EXCUSED, 1 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; Rust; Schaible; Schneider; Sinner; Sorvaag; Triplett; Unruh; Wanzek; Wardner; Warner

ABSENT AND NOT VOTING: Robinson

SB 2345 failed.

SECOND READING OF SENATE BILL

SB 2256: A BILL for an Act to amend and reenact subdivision a of subsection 10 of section 65-01-02 and paragraph 10 of subdivision b of subsection 10 of section 65-01-02 of the North Dakota Century Code, relating to workers' compensation coverage of first responders for posttraumatic stress disorder; to provide for application; and to provide an expiration date.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 43 YEAS, 3 NAYS, 0 EXCUSED, 1 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; Krebsbach; Larsen; Lee, G.; Lee, J.; Luick; Marcellais; Mathern; Miller; Murphy; Nelson; O'Connell; Oban; Oehlke; Poolman; Rust; Schaible; Schneider; Sinner; Sorvaag; Triplett; Wanzek; Wardner; Warner

NAYS: Klein; Laffen; Unruh

ABSENT AND NOT VOTING: Robinson

SB 2256 passed.

SECOND READING OF SENATE BILL

SB 2225: A BILL for an Act to create and enact a new section to chapter 26.1-04 of the North Dakota Century Code, relating to health care sharing ministries.

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 13 YEAS, 33 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Bekkedahl; Bowman; Campbell; Carlisle; Davison; Dever; Erbele; Laffen; Larsen; Lee, G.; Luick; Rust; Sorvaag

NAYS: Anderson; Armstrong; Axness; Burckhard; Casper; Cook; Dotzenrod; Flakoll; Grabinger; Heckaman; Hogue; Holmberg; Kilzer; Klein; Krebsbach; Lee, J.; Marcellais; Mathern; Miller; Murphy; Nelson; O'Connell; Oban; Oehlke; Poolman; Schaible; Schneider; Sinner; Triplett; Unruh; Wanzek; Wardner; Warner

ABSENT AND NOT VOTING: Robinson

SB 2225 failed.

SECOND READING OF SENATE BILL

SB 2154: A BILL for an Act to amend and reenact subsection 5 of section 39-08-01 and section 39-08-01.4 of the North Dakota Century Code, relating to sentencing for driving while under the influence of alcohol or drugs.

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, 0 NAYS, 0 EXCUSED, 1 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; Rust; Schaible; Schneider; Sinner; Sorvaag; Triplett; Unruh; Wanzek; Wardner; Warner

ABSENT AND NOT VOTING: Robinson

SB 2154 passed.

SECOND READING OF SENATE BILL

SB 2327: A BILL for an Act to create and enact a new section to chapter 16.1-02 of the North Dakota Century Code, relating to the reporting of incarcerated felons to the secretary of state.

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, 0 NAYS, 0 EXCUSED, 1 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; Rust; Schaible; Schneider; Sinner; Sorvaag; Triplett; Unruh; Wanzek; Wardner; Warner

ABSENT AND NOT VOTING: Robinson

SB 2327 passed.

SECOND READING OF SENATE BILL

SB 2296: A BILL for an Act to create and enact a new section to chapter 54-60 of the North Dakota Century Code, relating to a broadband grant and loan program and the broadband infrastructure revolving loan fund; to provide a transfer; to provide an appropriation; and to provide a continuing appropriation.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 15 YEAS, 31 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

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

NAYS: Anderson; Armstrong; Bekkedahl; Bowman; Burckhard; Campbell; Carlisle; Casper; Cook; Davison; Dever; Erbele; Flakoll; Hogue; Holmberg; Kilzer; Klein; Krebsbach; Laffen; Larsen; Lee, G.; Lee, J.; Miller; Oehlke; Poolman; Rust; Schaible; Sorvaag; Unruh; Wanzek; Wardner

ABSENT AND NOT VOTING: Robinson

SB 2296 failed.

SECOND READING OF SENATE BILL

SB 2193: A BILL for an Act to amend and reenact subsection 2 of section 12.1-17-01 and subsection 1 of section 12.1-17-11 of the North Dakota Century Code, relating to the offenses of assault and contact by fluids or excrement upon a health care provider; and to provide a penalty.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 15 YEAS, 31 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Axness; Bekkedahl; Cook; Davison; Dever; Dotzenrod; Heckaman; Kilzer; Laffen; Marcellais; Mathern; Oban; Schneider; Sinner; Triplett

NAYS: Anderson; Armstrong; Bowman; Burckhard; Campbell; Carlisle; Casper; Erbele; Flakoll; Grabinger; Hogue; Holmberg; Klein; Krebsbach; Larsen; Lee, G.; Lee, J.; Luick; Miller; Murphy; Nelson; O'Connell; Oehlke; Poolman; Rust; Schaible; Sorvaag; Unruh; Wanzek; Wardner; Warner

ABSENT AND NOT VOTING: Robinson

SB 2193 failed.

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

MR. SPEAKER: The Senate has passed, and your favorable consideration is requested on: SB 2149, SB 2180.

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 1045, HB 1065, HB 1162, HB 1168, HB 1220, HB 1335.

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 1121, HB 1122, HB 1123.

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

MR. PRESIDENT: The House has passed, the emergency clause carried, and your favorable consideration is requested on: HB 1146.

MOTION

SEN. KLEIN MOVED that the Senate be on the Fourth, Fifth, Ninth, and Thirteenth orders of business and at the conclusion of those orders, the Senate stand adjourned until 1:00 p.m., Thursday, February 5, 2015, which motion prevailed.

REPORT OF STANDING COMMITTEE

SB 2031: Education Committee (Sen. Flakoll, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2031 was placed on the Sixth order on the calendar.

Page 1, line 9, replace "transfer; and" with "study; to provide grants;"

Page 1, line 9, remove the second "a"

Page 1, line 10, replace "transfer" with "appropriations; and to declare an emergency"

Page 12, line 5, replace "0.01" with "0.003"

Page 12, line 7, replace "0.005" with "0.003"

Page 12, line 9, replace "0.005" with "0.003"

Page 13, line 9, after "a." insert:

"1.39 if the students in average daily membership number at least 100 but fewer than 105;

b. 1.38 if the students in average daily membership number at least 105 but fewer than 110;

c. 1.37 if the students in average daily membership number at least 110 but fewer than 115;

d. 1.36 if the students in average daily membership number at least 115 but fewer than 120;

e."

Page 13, line 9, after "number" insert "at least 120 but"

Page 13, line 10, overstrike "b." and insert immediately thereafter "f."

Page 13, line 12, overstrike "c." and insert immediately thereafter "g."

Page 13, line 14, overstrike "d." and insert immediately thereafter "h."

Page 13, line 16, overstrike "e." and insert immediately thereafter "i."

Page 13, line 18, overstrike "f." and insert immediately thereafter "j."

Page 13, line 20, overstrike "g." and insert immediately thereafter "k."

Page 13, line 22, overstrike "h." and insert immediately thereafter "l."

Page 13, line 24, overstrike "i." and insert immediately thereafter "m."

Page 13, line 26, overstrike "j." and insert immediately thereafter "n."

Page 13, line 28, overstrike "k." and insert immediately thereafter "o."

Page 13, line 30, overstrike "l." and insert immediately thereafter "p."

Page 14, line 1, overstrike "m." and insert immediately thereafter "q."

Page 14, line 3, overstrike "n." and insert immediately thereafter "r."

Page 14, line 5, overstrike "o." and insert immediately thereafter "s."

Page 14, line 7, overstrike "p." and insert immediately thereafter "t."

Page 14, line 9, overstrike "q." and insert immediately thereafter "u."

Page 14, line 11, overstrike "r." and insert immediately thereafter "v."

Page 14, line 13, overstrike "s." and insert immediately thereafter "w."

Page 14, line 15, overstrike "t." and insert immediately thereafter "x."

Page 14, line 17, overstrike "u." and insert immediately thereafter "y."

Page 14, line 19, overstrike "v." and insert immediately thereafter "z."

Page 14, line 21, overstrike "w." and insert immediately thereafter "aa."

Page 14, line 23, overstrike "x." and insert immediately thereafter "bb."

Page 14, line 25, overstrike "y." and insert immediately thereafter "cc."

Page 14, line 27, overstrike "z." and insert immediately thereafter "dd."

Page 14, line 29, overstrike "aa." and insert immediately thereafter "ee."

Page 15, line 1, overstrike "bb." and insert immediately thereafter "ff."

Page 15, line 3, overstrike "cc." and insert immediately thereafter "gg."

Page 15, line 5, overstrike "dd." and insert immediately thereafter "hh."

Page 15, line 7, overstrike "ee." and insert immediately thereafter "ii."

Page 15, line 9, overstrike "ff." and insert immediately thereafter "jj."

Page 15, line 11, overstrike "gg." and insert immediately thereafter "kk."

Page 15, line 13, overstrike "hh." and insert immediately thereafter "ll."

Page 15, line 15, overstrike "ii." and insert immediately thereafter "mm."

Page 15, line 17, overstrike "jj." and insert immediately thereafter "nn."

Page 20, line 26, replace "eighty-two" with "twenty-four"

Page 24, line 26, remove "a."

Page 24, line 29, remove the overstrike over "a."

Page 24, line 29, remove "(1)"

Page 25, line 3, remove the overstrike over "b."

Page 25, line 3, remove "(2)"

Page 25, remove lines 7 through 11

Page 25, line 12, remove "with section 25 of this Act."

Page 25, line 13, replace "(5)" with "c."

Page 25, remove lines 14 through 17

Page 39, line 2, after "15.1-27" insert ", except that for taxable years beginning after 2015, the reduction required by this paragraph must be forty-three mills and for taxable years beginning after 2016, the reduction required by this paragraph must be forty-six mills"

Page 39, line 3, after "(3)" insert "(a)"

Page 39, after line 8, insert:

"(b) The authority for a levy of up to a specific number of mills, placed on the ballot in a school district election for electoral approval of increased levy authority under subdivision a or b, after June 30, 2015, must be stated as a specific number of mills of general fund levy authority and must include a statement that the statutory school district general fund levy limitation is sixty-seven mills on the dollar of the taxable valuation of the school district.

(c) The authority for a levy of up to a specific number of mills, placed on the ballot in a school district election for electoral approval of increased levy authority under subdivision a or b, after June 30, 2016, must be stated as a specific number of mills of general fund levy authority and must include a statement that the statutory school district general fund levy limitation is sixty-four mills on the dollar of the taxable valuation of the school district.

Page 41, line 16, after "1." insert "a."

Page 41, line 19, after the period insert:

"b. For taxable years after 2015, the board of a school district may levy a tax not exceeding the amount in dollars that the school district levied for the prior year, plus twelve percent, up to a levy of sixty-seven mills on the taxable valuation of the district, for any purpose related to the provision of educational services.

c. For taxable years after 2016, the board of a school district may levy a tax not exceeding the amount in dollars that the school district levied for the prior year, plus twelve percent, up to a levy of sixty-four mills on the taxable valuation of the district, for any purpose related to the provision of educational services.

d."

Page 41, line 19, overstrike the first "this" and insert immediately thereafter "a"

Page 41, after line 19, after "levy" insert "under this section"

Page 50, after line 17, insert:

"SECTION 23. SCHOOL DISTRICT REPORTING REVIEW COMMITTEE - STUDY.

1. The superintendent of public instruction shall serve as the chairman of the school district reporting review committee. During the 2015-16 interim, the committee shall review statutory and regulatory reporting

requirements imposed upon school districts, with a view toward eliminating reporting requirements that are duplicative or unnecessary and streamlining the reporting process.

2. The school district reporting review committee consists of:
 - a. Six individuals, selected by the superintendent of public instruction and representing small, medium, and large school districts, provided each individual must be a school district superintendent or a business manager;
 - b. Four staff members from the department of public instruction, who are familiar with state and federal school district reporting requirements;
 - c. The chairman of the senate education committee or the chairman's designee;
 - d. The chairman of the house education committee or the chairman's designee; and
 - e. One member of the legislative assembly from the minority party, appointed by the chairman of the legislative management.
3. Members of the legislative assembly serving on the committee are entitled to compensation at the rate provided for in accordance with section 54-03-20 and to reimbursement for expenses, as provided by law for state officers, if the members are attending meetings or performing duties required by the appointment.
4. Before July 1, 2016, the superintendent of public instruction shall report the committee's findings and recommendations to the legislative management."

Page 51, replace lines 5 through 22 with:

"SECTION 25. EXEMPTION - AUTISM SPECTRUM DISORDER - TECHNOLOGY GRANT. The unexpended amount remaining from the transfer of \$250,000, as permitted in section 61 of chapter 13 of the 2013 Session Laws, is not subject to the provisions of section 54-44.1-11 at the end of the 2013-15 biennium and may be continued into the 2015-17 biennium, for the purpose of continuing the grant to an institution implementing a certificate program that prepares individuals with autism spectrum disorder for employment in the technology sector.

SECTION 26. CONTINGENT APPROPRIATION - ADVANCED PLACEMENT COURSES - DELIVERY AND PARTICIPATION. Notwithstanding section 54-44.1-11, if any moneys remain in the grants - state school aid line item after the superintendent of public instruction complies with all statutory payment obligations imposed for the 2013-15 biennium, the superintendent shall reserve the first \$1,252,627, or so much of that amount as may be necessary, for the purpose of enhancing the delivery and the participation of students and teachers in advanced placement courses, for the biennium beginning July 1, 2015, and ending June 30, 2017.

SECTION 27. CONTINGENT APPROPRIATION - EARLY CHILDHOOD EDUCATION IMPACT STUDY. If any moneys remain in the grants - state school aid line item after the superintendent of public instruction complies with all statutory payment obligations imposed for the 2013-15 biennium, the superintendent shall reserve the first \$200,000, or so much of the sum as may be necessary, for the purpose of contracting with a research institution in this state to study the impact of early childhood education provider grants, for the biennium beginning July 1, 2015, and ending June 30, 2017."

Page 51, after line 25, insert:

"SECTION 29. EMERGENCY. Sections 25 through 27 of this Act are declared to be an emergency measure."

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2045: Human Services Committee (Sen. J. Lee, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (5 YEAS, 1 NAYS, 0 ABSENT AND NOT VOTING). SB 2045 was placed on the Sixth order on the calendar.

Page 1, line 8, replace "providers" with "licensed substance abuse treatment programs"

Page 1, line 8, replace "biennium" with "period"

Page 1, line 8, replace "2015" with "2016"

Page 1, line 9, replace "services" with "levels of care"

Page 1, line 10, after "medicine" insert ". The department of human services shall ensure that a private licensed substance abuse treatment program accepting vouchers under this Act collects and reports process and outcome measures. The department of human services shall develop requirements and provide training and technical assistance to a private licensed substance abuse treatment program accepting vouchers under this Act. A private licensed substance abuse treatment program accepting vouchers under this Act shall provide research based services"

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2072: 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 2072 was placed on the Sixth order on the calendar.

Page 4, line 3, replace "The" with "Except as provided in subsection 3, the"

Page 4, line 7, after "3." insert "To the extent permitted by state or federal law, state and federal chartered banks shall provide access to the department or the department's designee to all records of the alleged vulnerable adult."

4."

Page 4, line 20, replace "4." with "5."

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2073: 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 2073 was placed on the Sixth order on the calendar.

Page 1, line 10, overstrike "shall"

Page 1, line 10, after "an" insert "may"

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2162: Human Services Committee (Sen. J. Lee, Chairman) recommends **DO NOT PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2162 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2168: 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 2168 was placed on the Sixth order on the calendar.

Page 2, line 8, remove the overstrike over "~~The extent of~~"

Page 2, line 8, remove "Whether"

Page 2, line 8, remove "is"

Page 2, line 8, remove the overstrike over "~~including~~"

Page 2, line 9, remove the overstrike over "~~full authority, limited authority, or no authority~~"

Page 2, line 11, after "decisionmaking" insert "unless the petitioner is undecided on the extent of authority in any area, in which case the petition must state the specific areas in which the authority is sought"

Page 2, line 19, replace "under" with "as an attorney in fact or agent in"

Page 2, line 19, after "or" insert "as an agent in a"

Page 4, line 21, replace "if" with "whether"

Page 4, line 22, replace "report" with "reports"

Page 4, line 23, after the first underscored comma insert "guardian ad litem."

Page 4, line 25, remove "on the matters stated in the report"

Page 5, line 14, remove "and"

Page 5, line 15, after "cause" insert ", and others authorized by court rule"

Page 5, line 18, replace "or" with an underscored comma

Page 5, line 19, replace "and the" with ", and others authorized by court rule. The"

Page 6, line 3, after the first "for" insert "up to"

Page 6, line 10, after "for" insert "up to"

Page 6, line 12, after the underscored period insert "The supreme court, by rule or order, shall provide for the regular review of guardianship in existence on the effective date of this Act."

Page 6, line 25, replace "petitioner" with "petitioning party, unless otherwise directed by the court."

Page 7, line 7, replace "petitioner" with "petitioning party, unless otherwise directed by the court."

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2272: Human Services Committee (Sen. J. Lee, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (5 YEAS, 1 NAYS, 0 ABSENT AND NOT VOTING). SB 2272 was placed on the Sixth order on the calendar.

Page 1, line 1, remove "create and enact a new section to chapter 50-24.1 of the North Dakota"

Page 1, remove line 2

Page 1, line 3, remove "therapists; and to"

Page 1, line 3, after "appropriation" insert "to the department of human services and the department of public instruction"

Page 1, remove lines 5 through 11

Page 1, line 12, remove "- PEDIATRIC"

Page 1, line 13, remove "THERAPISTS SERVICES"

Page 1, line 14, replace "\$2,750,000" with "\$1,364,539"

Page 1, line 15, replace "\$2,750,000" with "\$2,775,371"

Page 1, line 17, replace "providing" with "increasing the"

Page 1, line 17, after "payment" insert "levels"

Page 1, after line 19, insert:

"SECTION 2. APPROPRIATION - DEPARTMENT OF PUBLIC INSTRUCTION. There is appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$1,410,832, or so much of the sum as may be necessary, to the department of public instruction for the purpose of increasing the payment levels for physical therapy services, occupational therapy services, and speech therapy services to recipients of medical assistance, for the biennium beginning July 1, 2015, and ending June 30, 2017."

Re-number accordingly

REPORT OF STANDING COMMITTEE

SB 2285: Industry, Business and Labor Committee (Sen. Klein, Chairman) recommends **DO PASS** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2285 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2325: Industry, Business and Labor Committee (Sen. Klein, Chairman) recommends **DO PASS** (6 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). SB 2325 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2326: Education Committee (Sen. Flakoll, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2326 was placed on the Sixth order on the calendar.

Page 2, line 25, replace "annual" with "biennial"

Re-number accordingly

REPORT OF STANDING COMMITTEE

SB 2328: Finance and Taxation Committee (Sen. Cook, Chairman) recommends **DO NOT PASS** (6 YEAS, 1 NAYS, 0 ABSENT AND NOT VOTING). SB 2328 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2359: Industry, Business and Labor Committee (Sen. Klein, Chairman) recommends **DO NOT PASS** (6 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). SB 2359 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2362: Finance and Taxation Committee (Sen. Cook, Chairman) recommends **DO**

NOT PASS (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2362 was placed on the Eleventh order on the calendar.

FIRST READING OF HOUSE BILLS

HB 1045: A BILL for an Act to create and enact a new section to chapter 15-18.1 and a new section to chapter 15-20.4 of the North Dakota Century Code, relating to postsecondary educational institution and postsecondary career school course and program compliance with professional registration and certification requirements; and to amend and reenact sections 15-18.1-05 and 15-20.4-04 of the North Dakota Century Code, relating to minimum standards to operate postsecondary education institutions and postsecondary career schools.

Was read the first time and referred to the **Education Committee**.

HB 1065: A BILL for an Act to provide for a legislative management study of automated motor vehicles.

Was read the first time and referred to the **Transportation Committee**.

HB 1121: A BILL for an Act to amend and reenact section 39-06.2-07 of the North Dakota Century Code, relating to commercial driver's license qualification standards.

Was read the first time and referred to the **Transportation Committee**.

HB 1122: A BILL for an Act to amend and reenact sections 39-06-14, 39-06-18, and 39-06-19 of the North Dakota Century Code, relating to general operator's license requirements, substitute operator's licenses, and license renewals.

Was read the first time and referred to the **Transportation Committee**.

HB 1123: A BILL for an Act to create and enact a new section to chapter 39-25 and subsection 3 to section 39-25-01 of the North Dakota Century Code, relating to driver training schools and to the definition of a certificate of course completion; and to amend and reenact subsection 2 of section 39-06-01.1, subsection 2 of section 39-06-13, subsection 2 of section 39-25-04, and section 39-25-07 of the North Dakota Century Code, relating to driver education requirements, driver's license examinations, instructors at commercial driver training schools, and driver education schools.

Was read the first time and referred to the **Transportation Committee**.

HB 1146: A BILL for an Act to amend and reenact sections 26.1-44-01.1, 26.1-44-03.1, and 26.1-44-06.1 of the North Dakota Century Code, relating to surplus lines of insurance; to repeal section 26.1-44-11 of the North Dakota Century Code, relating to the surplus lines insurance multistate compliance compact; to provide an effective date; and to declare an emergency.

Was read the first time and referred to the **Industry, Business and Labor Committee**.

HB 1162: A BILL for an act to provide for a legislative management study.

Was read the first time and referred to the **Education Committee**.

HB 1168: A BILL for an Act to provide for a legislative management study.

Was read the first time and referred to the **Education Committee**.

HB 1220: A BILL for an Act to create and enact section 47-34-02.1 of the North Dakota Century Code, relating to the acceptance of funds by closing agents in real estate transactions.

Was read the first time and referred to the **Industry, Business and Labor Committee**.

HB 1335: A BILL for an Act to create and enact sections 10-15-53.1, 10-15-53.2, 10-15-53.3, 10-19.1-146.1, 10-33-141.3, and 45-10.2-108.1 of the North Dakota Century Code, relating to the annual report of a cooperative, involuntary dissolution of a cooperative or revocation of certificate of authority of a foreign cooperative, the reinstatement of a cooperative or foreign cooperative following involuntary dissolution or revocation of certificate of authority, amendment of articles by a nonprofit corporation, involuntary dissolution of a nonprofit corporation or revocation of certificate of authority of a foreign nonprofit corporation, and involuntary dissolution of a limited partnership or revocation of certificate of authority for a foreign limited partnership; to amend and reenact section 10-01.1-11, subsections 9 and 10 of section 10-06.1-17, subsection 5 of section 10-15-08.1, subsection 2 of section 10-15-52.7, sections 10-15-53,

10-15-54, and 10-19.1-17, subsection 4 of section 10-19.1-148, section 10-33-14, subsection 4 of section 10-33-141, subsection 7 of section 10-34-04, subsection 7 of section 45-10.2-24, subsection 1 of section 45-10.2-25, section 45-11-05.1, subsection 4 of section 45-22-03, section 45-22-16, subsection 15 of section 45-23-08 of the North Dakota Century Code, relating to the resignation of registered agent, contents of an annual report of a farm corporation or limited liability company, a cooperative filing documents with the secretary of state, fees paid by cooperatives, amendment of articles by a business corporation, amendment of articles by a nonprofit corporation, real estate investment trusts, an address change of a limited partnership, the signature requirements on documents filed with the secretary of state by a limited partnership, the fictitious name certificate, an address change of a limited liability partnership, revocation of the registration of a limited liability partnership or foreign limited liability partnership, and the fee to file the registration of a foreign limited liability limited partnership; and to repeal sections 10-15-36, 10-19.1-141, 10-33-134, and 45-10.2-87 of the North Dakota Century Code, relating to the annual report of a cooperative, revocation of the certificate of authority of a foreign corporation, revocation of the certificate of authority of a foreign nonprofit corporation, and revocation of the certificate of authority of a foreign limited partnership.

Was read the first time and referred to the **Industry, Business and Labor Committee**.

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

Jane Schaible, Secretary