

## JOURNAL OF THE HOUSE

### Sixty-fourth Legislative Assembly

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**Bismarck, February 25, 2015**

The House convened at 9:00 a.m., with Speaker Belter presiding.

The prayer was offered by Colleen Ressler, St. Vincent's Care Center, Bismarck.

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

A quorum was declared by the Speaker.

#### SIXTH ORDER OF BUSINESS

**SPEAKER BELTER DEEMED** approval of the amendments to HB 1003, HB 1012, HB 1233, Engrossed HB 1359, and HB 1443.

HB 1003, HB 1012, HB 1233, Engrossed HB 1359, and HB 1443, as amended, were placed on the Eleventh order of business on today's calendar, following Rule 601.3.g.

#### SECOND READING OF HOUSE BILL

**HB 1016:** A BILL for an Act to provide an appropriation for defraying the expenses of job service North Dakota.

#### ROLL CALL

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

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

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

Engrossed HB 1016 passed.

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#### SECOND READING OF HOUSE BILL

**HB 1017:** A BILL for an Act to provide an appropriation for defraying the expenses of the office of administrative hearings.

#### ROLL CALL

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

**YEAS:** Amerman; Anderson, 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; Glassheim; Guggisberg; Haak; Hanson; Hatlestad; Hawken; Headland; Hofstad; Hogan;

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

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

Engrossed HB 1017 passed.

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### SECOND READING OF HOUSE BILL

**HB 1019:** A BILL for an Act to provide an appropriation for defraying the expenses of the state board for career and technical education.

### ROLL CALL

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

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

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

Engrossed HB 1019 passed.

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### SECOND READING OF HOUSE BILL

**HB 1020:** A BILL for an Act to provide an appropriation for defraying the expenses of the extension service, northern crops institute, upper great plains transportation institute, main research center, branch research centers, and agronomy seed farm; to provide for a report; to provide for transfers; to provide for a legislative management study; and to provide an exemption.

### ROLL CALL

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

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

**NAYS:** Bellew

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

Engrossed HB 1020 passed.

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### SECOND READING OF HOUSE BILL

**HB 1021:** A BILL for an Act to provide an appropriation for defraying the expenses of the information technology department; to provide a statement of legislative intent; 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 79 YEAS, 13 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; Devlin; Dockter; Fehr; Froseth; Glassheim; Guggisberg; Haak; Hanson; Hatlestad; Hawken; Headland; Hofstad; Hogan; Holman; Hunskor; Johnson, D.; Kading; Karls; 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; Pollert; Porter; Sanford; Schatz; Schmidt; Schneider; Schreiber Beck; Seibel; Silbernagel; Skarphol; Steiner; Streyle; Strinden; Sukut; Thoreson; Toman; Trottier; Vigasaa; Weisz; Zubke; Speaker Belter

**NAYS:** Becker, Rick C.; Bellew; Brabandt; Delzer; Dosch; Kasper; Keiser; Koppelman, B.; Olson; Paur; Rohr; Ruby; Wallman

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

Engrossed HB 1021 passed.

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### SECOND READING OF HOUSE BILL

**HB 1022:** A BILL for an Act to provide an appropriation for defraying the expenses of the commission on legal counsel for indigents.

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

**NAYS:** Becker, Rick C.; Bellew; Brabandt; Dosch; Kading; Koppelman, B.; Olson; Rohr; Ruby; Schatz; Trottier

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

Engrossed HB 1022 passed.

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**SECOND READING OF HOUSE BILL**

**HB 1023:** A BILL for an Act to provide an appropriation for defraying the expenses of the North Dakota racing commission.

**ROLL CALL**

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 61 YEAS, 31 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Boe; Boehning; Boschee; Brandenburg; Carlson; Delmore; Dockter; Fehr; Glassheim; Guggisberg; Haak; Hanson; Hatlestad; Hawken; Headland; Hofstad; Hogan; Holman; Hunskor; Johnson, D.; Kading; Kasper; Keiser; Kelsh; Kempenich; Kiefert; Klemin; Koppelman, K.; Kreidt; Kretschmar; Looyesen; Louser; Maragos; Martinson; Mitskog; Monson; Muscha; Nathe; Nelson, J.; Nelson, M.; Onstad; Oversen; Owens; Paur; Pollert; Sanford; Schneider; Schreiber Beck; Skarphol; Streyle; Strinden; Sukut; Thoreson; Vigesaa; Weisz; Speaker Belter

**NAYS:** Becker, Rich S.; Becker, Rick C.; Bellew; Brabandt; Damschen; Delzer; Devlin; Dosch; Froseth; Karls; Klein; Koppelman, B.; Laning; Larson; Lefor; Meier; Mock; Mooney; Olson; Porter; Rohr; Ruby; Schatz; Schmidt; Seibel; Silbernagel; Steiner; Toman; Trottier; Wallman; Zubke

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

Engrossed HB 1023 passed.

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**SECOND READING OF HOUSE BILL**

**HB 1151:** A BILL for an Act to amend and reenact sections 15-10-48, 15-10-49, 15-10-50, 15-10-51, 15-10-52, and 15-10-53 of the North Dakota Century Code, relating to matching grants for the advancement of academics at institutions of higher education; 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 PASS, the roll was called and there were 76 YEAS, 16 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; Dockter; Dosch; Fehr; Froseth; Glassheim; Guggisberg; Haak; Hanson; Hatlestad; Hawken; Headland; Hofstad; Holman; Hunskor; Johnson, D.; Kading; Karls; Keiser; Kelsh; Kiefert; Klein; Klemin; Koppelman, K.; Kreidt; Kretschmar; Laning; Larson; Lefor; Looyesen; Louser; Maragos; Martinson; Meier; Mitskog; Mock; Monson; Mooney; Muscha; Nathe; Nelson, J.; Nelson, M.; Olson; Onstad; Oversen; Owens; Paur; Pollert; Porter; Sanford; Schneider; Schreiber Beck; Seibel; Silbernagel; Steiner; Streyle; Sukut; Thoreson; Toman; Trottier; Wallman; Weisz; Zubke; Speaker Belter

**NAYS:** Becker, Rick C.; Bellew; Brabandt; Delzer; Devlin; Hogan; Kasper; Kempenich; Koppelman, B.; Rohr; Ruby; Schatz; Schmidt; Skarphol; Strinden; Vigesaa

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

Reengrossed HB 1151 passed.

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**MOTION**

**REP. VIGESAA MOVED** that HB 1041 be moved to the bottom of the calendar, which motion prevailed.

**SECOND READING OF HOUSE BILL**

**HB 1272:** A BILL for an Act to provide for a report to the legislative management regarding medical psychologist licensure.

**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 64 YEAS, 28 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Anderson, B.; Anderson, D.; Beadle; Becker, Rich S.; Boe; Boehning; Boschee; Damschen; Delmore; Fehr; Froseth; Glassheim; Guggisberg; Haak; Hanson; Hatlestad; Hawken; Hofstad; Hogan; Holman; Hunskor; Johnson, D.; Kading; Keiser; Kelsh; Klein; Klemin; Koppelman, K.; Kreidt; Kretschmar; Larson; Lefor; Maragos; Martinson; Meier; Mitskog; Mock; Monson; Mooney; Muscha; Nelson, J.; Nelson, M.; Onstad; Oversen; Owens; Paur; Pollert; Porter; Sanford; Schatz; Schneider; Schreiber Beck; Seibel; Silbernagel; Skarphol; Steiner; Strinden; Sukut; Toman; Trottier; Wallman; Weisz; Zubke

**NAYS:** Anderson, P.; Becker, Rick C.; Bellew; Brabandt; Brandenburg; Carlson; Delzer; Devlin; Dockter; Dosch; Headland; Karls; Kasper; Kempenich; Kiefert; Koppelman, B.; Laning; Looyesen; Louser; Nathe; Olson; Rohr; Ruby; Schmidt; Streyle; Thoreson; Vigasaa; Speaker Belter

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

Engrossed HB 1272 passed.

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**SECOND READING OF HOUSE BILL**

**HB 1144:** A BILL for an Act to create and enact chapters 26.1-40.1 and 39-34 of the North Dakota Century Code, relating to insurance coverage of motor vehicles participating in transportation network company networks and services, priority of coverage, and minimum limits.

**ROLL CALL**

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 86 YEAS, 6 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

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

**NAYS:** Amerman; Kading; Keiser; Kelsh; Olson; Sukut

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

Engrossed HB 1144 passed.

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**SECOND READING OF HOUSE BILL**

**HB 1032:** A BILL for an Act to amend and reenact section 57-51-15 of the North Dakota Century Code, relating to the abandoned oil and gas well plugging and site reclamation fund; and to provide a contingent effective date.

**ROLL CALL**

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

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

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

Engrossed HB 1032 passed.

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**SECOND READING OF HOUSE BILL**

**HB 1206:** A BILL for an Act to create and enact section 39-16-38 of the North Dakota Century Code, relating to special mobile equipment and liability insurance; to amend and reenact subsection 5 of section 39-16-01 of the North Dakota Century Code, relating to motor vehicle financial responsibility; and to declare an emergency.

**ROLL CALL**

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

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

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

Engrossed HB 1206 passed and the emergency clause was declared carried.

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**SECOND READING OF HOUSE BILL**

**HB 1357:** A BILL for an Act to create and enact section 49-10.1-22 of the North Dakota Century Code, relating to the required railroad crew on a freight train; 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 NOT PASS, the roll was called and there were 46 YEAS, 45 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Anderson, D.; Anderson, P.; Beadle; Boe; Boschee; Damschen; Delmore; Froseth; Glassheim; Guggisberg; Haak; Hanson; Hawken; Hogan; Holman; Hunskor; Johnson, D.; Keiser; Kelsh; Kempenich; Kiefert; Klein; Klemin; Kretschmar;

Laning; Lefor; Maragos; Meier; Mitskog; Mock; Mooney; Muscha; Nelson, J.; Nelson, M.; Onstad; Oversen; Paur; Sanford; Schneider; Seibel; Silbernagel; Strinden; Trottier; Wallman; Speaker Belter

**NAYS:** Anderson, B.; Becker, Rich S.; Becker, Rick C.; Bellew; Boehning; Brabandt; Brandenburg; Carlson; Delzer; Devlin; Dockter; Dosch; Fehr; Hatlestad; Headland; Hofstad; Kading; Karls; Kasper; Koppelman, B.; Kreidt; Larson; Looyesen; Louser; Martinson; Monson; Nathe; Olson; Owens; Pollert; Porter; Rohr; Ruby; Schatz; Schmidt; Schreiber Beck; Skarphol; Steiner; Streyle; Sukut; Thoreson; Toman; Vigesaa; Weisz; Zubke

**ABSENT AND NOT VOTING:** Frantsvog; Johnson, M.; Koppelman, K.

Engrossed HB 1357 failed.

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### SECOND READING OF HOUSE BILL

**HB 1396:** A BILL for an Act to provide student loan repayment programs for health care professionals; to repeal chapters 43-12.2 and 43-17.2 of the North Dakota Century Code, relating to loan repayment programs for nurse practitioners, physician assistants, certified nurse midwives, and physicians; to provide for a continuing appropriation; and to provide for an application.

### ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 78 YEAS, 13 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

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

**NAYS:** Becker, Rick C.; Bellew; Brabandt; Delzer; Dosch; Kading; Koppelman, B.; Olson; Pollert; Ruby; Schatz; Schmidt; Schreiber Beck

**ABSENT AND NOT VOTING:** Frantsvog; Johnson, M.; Koppelman, K.

Engrossed HB 1396 passed.

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### SECOND READING OF HOUSE BILL

**HB 1115:** A BILL for an Act to create and enact chapter 43-61 of the North Dakota Century Code, relating to a state behavioral health professional loan repayment program.

### 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 4 YEAS, 86 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

**YEAS:** Boschee; Mock; Nelson, M.; Wallman

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

Maragos; Martinson; Meier; Mitskog; 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; Weisz; Zubke; Speaker Belter

**ABSENT AND NOT VOTING:** Brandenburg; Frantsvog; Headland; Koppelman, K.

HB 1115 failed.

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**ANNOUNCEMENT**

**REP. BELTER ANNOUNCED** that the House stand in recess until 1:00 p.m.

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

**MOTION**

**REP. VIGESAA MOVED** that the House temporarily amend Rule 509 and change the Forty-second legislative day to the Forty-fourth legislative day, which motion prevailed.

**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 Thirty-fourth and Thirty-sixth Days and recommends that it be corrected as follows and when so corrected, recommends that it be approved:

Page 659, after line 16 insert

**"REPORT OF STANDING COMMITTEE**

**HB 1010: Appropriations Committee (Rep. Delzer, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (20 YEAS, 2 NAYS, 1 ABSENT AND NOT VOTING). HB 1010 was placed on the Sixth order on the calendar.

Page 1, replace lines 11 through 17 with:

"Salaries and wages	\$790,756	\$98,552	\$889,308
Accrued leave payments	7,933	(7,933)	0
Operating expenses	338,023	28,563	366,586
Grants	<u>2,102,307</u>	<u>0</u>	<u>2,102,307</u>
Total all funds	\$3,239,019	\$119,182	\$3,358,201
Less estimated income	<u>1,744,917</u>	<u>550</u>	<u>1,745,467</u>
Total general fund	\$1,494,102	\$118,632	\$1,612,734"

Page 2, replace lines 1 through 3 with:

"Total general fund	\$10,000	\$0"
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Page 2, remove lines 8 through 10

ReNUMBER accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:**

**House Bill No. 1010 - Council on the Arts - House Action**

	Base Budget	House Changes	House Version
Salaries and wages	\$790,756	\$98,552	\$889,308
Operating expenses	338,023	28,563	366,586
Grants	2,102,307		2,102,307
Accrued leave payments	<u>7,933</u>	<u>(7,933)</u>	
Total all funds	\$3,239,019	\$119,182	\$3,358,201
Less estimated income	<u>1,744,917</u>	<u>550</u>	<u>1,745,467</u>
	\$1,494,102	\$118,632	\$1,612,734

General fund			
FTE	5.00	0.00	5.00

**Department No. 709 - Council on the Arts - Detail of House Changes**

	Adds Funding for Base Payroll Changes <sup>1</sup>	Adds Funding for Salary and Benefit Increases <sup>2</sup>	Adjusts Base Level Funding <sup>3</sup>	Total House Changes
Salaries and wages	\$25,719	\$49,272	\$23,561	\$98,552
Operating expenses			28,563	28,563
Grants				
Accrued leave payments	(7,933)			(7,933)
<b>Total all funds</b>	<b>\$17,786</b>	<b>\$49,272</b>	<b>\$52,124</b>	<b>\$119,182</b>
Less estimated income	550	0	0	550
<b>General fund</b>	<b>\$17,236</b>	<b>\$49,272</b>	<b>\$52,124</b>	<b>\$118,632</b>
FTE	0.00	0.00	0.00	0.00

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

<sup>2</sup> The following funding is added from the general fund for 2015-17 biennium performance salary adjustments of 2 to 4 percent per year and increases in monthly health insurance premiums from \$987 to \$1,162:

Salary increase - Performance	\$32,001
Health insurance increase	<u>17,271</u>
<b>Total</b>	<b>\$49,272</b>

<sup>3</sup> Base level funding is adjusted as follows:

	General Fund	Other Funds	Total
Health insurance premium for 1 FTE position	\$23,561	\$0	\$23,561
Inflationary operating increases	16,000	0	16,000
Information Technology Department desktop support services	15,800	0	15,800
Information technology contractual services and repairs	(3,237)	0	(3,237)
<b>Total</b>	<b>\$52,124</b>	<b>\$0</b>	<b>\$52,124</b>

This amendment also removes Section 3 relating to an appropriation of all income from the cultural endowment fund to the Council on the Arts."

Page 671, after line 24, insert

**"REPORT OF STANDING COMMITTEE**

**HB 1372: Appropriations Committee (Rep. Delzer, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (21 YEAS, 1 NAYS, 1 ABSENT AND NOT VOTING). HB 1372 was placed on the Sixth order on the calendar.**

Page 1, line 5, replace "\$100,000" with "\$50,000"

Renumber accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:**

This amendment reduces the general fund appropriation in the bill from \$100,000 to \$50,000."

Page 673, delete lines 38 and 39

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

**SECOND READING OF HOUSE BILL**

**HB 1041:** A BILL for an Act to amend and reenact section 50-24.1-37 of the North Dakota

Century Code, relating to pharmacy benefit management services for the medicaid expansion program.

#### 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 93 YEAS, 0 NAYS, 0 EXCUSED, 1 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; Glassheim; Guggisberg; Haak; Hanson; Hatlestad; Hawken; Headland; Hofstad; Hogan; Holman; Hunskor; Johnson, D.; Johnson, M.; Kading; Karls; Kasper; Keiser; Kelsh; Kempenich; Kiefert; Klein; Klemin; Koppelman, B.; Koppelman, K.; Kreidt; Kretschmar; Laning; Larson; Lefor; Looyesen; Louser; Maragos; Martinson; Meier; Mitskog; Mock; Monson; Mooney; Muscha; Nathe; Nelson, J.; Nelson, M.; Olson; Onstad; Oversen; Owens; Paur; Pollert; Porter; Rohr; Ruby; Sanford; Schatz; Schmidt; Schneider; Schreiber Beck; Seibel; Silbernagel; Skarphol; Steiner; Streyle; Strinden; Sukut; Thoreson; Toman; Trottier; Vigesaa; Wallman; Weisz; Zubke; Speaker Belter

**ABSENT AND NOT VOTING:** Frantsvog

Engrossed HB 1041 passed.

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#### SECOND READING OF HOUSE CONCURRENT RESOLUTION

**HCR 3038:** A concurrent resolution directing the Legislative Management to study Zohydro to determine if proper measures are in place to make the prescription of this drug a last resort.

The question being on the final adoption of the resolution, which has been read, and has committee recommendation of DO NOT PASS.

HCR 3038 was declared lost on a voice vote.

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#### SECOND READING OF HOUSE BILL

**HB 1002:** A BILL for an Act to provide an appropriation for defraying the expenses of the judicial branch; to provide for the establishment of additional district court judgeships; and to amend and reenact sections 27-02-02 and 27-05-03 of the North Dakota Century Code, relating to salaries of supreme and district court judges.

#### 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, 4 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

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

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

**ABSENT AND NOT VOTING:** Frantsvog

Engrossed HB 1002 passed.

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### SECOND READING OF HOUSE BILL

**HB 1013:** A BILL for an Act to provide an appropriation for defraying the expenses of the commissioner of university and school lands; to provide for transfers; and to provide for distributions from permanent funds.

### 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 93 YEAS, 0 NAYS, 0 EXCUSED, 1 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; Glassheim; Guggisberg; Haak; Hanson; Hatlestad; Hawken; Headland; Hofstad; Hogan; Holman; Hunskor; Johnson, D.; Johnson, M.; Kading; Karls; Kasper; Keiser; Kelsh; Kempenich; Kiefert; Klein; Klemin; Koppelman, B.; Koppelman, K.; Kreidt; Kretschmar; Laning; Larson; Lefor; Looyesen; Louser; Maragos; Martinson; Meier; Mitskog; Mock; Monson; Mooney; Muscha; Nathe; Nelson, J.; Nelson, M.; Olson; Onstad; Oversen; Owens; Paur; Pollert; Porter; Rohr; Ruby; Sanford; Schatz; Schmidt; Schneider; Schreiber Beck; Seibel; Silbernagel; Skarphol; Steiner; Streyle; Strinden; Sukut; Thoreson; Toman; Trottier; Vigesaa; Wallman; Weisz; Zubke; Speaker Belter

**ABSENT AND NOT VOTING:** Frantsvog

Engrossed HB 1013 passed.

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### SECOND READING OF HOUSE BILL

**HB 1015:** A BILL for an Act to provide an appropriation for defraying the expenses of the department of corrections and rehabilitation; to provide an appropriation to the legislative council; to provide for a legislative management study; to provide for a prison bed day allocations pilot project; and to provide legislative intent.

### REQUEST

**REP. VIGESAA REQUESTED** that the House divide Engrossed HB 1015, which request was granted.

**DIVISION A:** Section 6

**DIVISION B:** Sections 1,2,3,4,5,7

### ROLL CALL

The question being on the final adoption of Division A of Engrossed HB 1015, the roll was called and there were 45 YEAS, 48 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Anderson, B.; Anderson, D.; Becker, Rick C.; Bellew; Boe; Boehning; Brabandt; Brandenburg; Carlson; Damschen; Delmore; Delzer; Devlin; Froseth; Headland; Holman; Johnson, D.; Kading; Kasper; Kempenich; Klein; Kreidt; Kretschmar; Laning; Looyesen; Louser; Monson; Nelson, J.; Olson; Onstad; Paur; Pollert; Ruby; Sanford; Silbernagel; Skarphol; Steiner; Streyle; Thoreson; Trottier; Vigesaa; Weisz; Zubke; Speaker Belter

**NAYS:** Anderson, P.; Beadle; Becker, Rich S.; Boschee; Dockter; Dosch; Fehr; Glassheim; Guggisberg; Haak; Hanson; Hatlestad; Hawken; Hofstad; Hogan; Hunskor; Johnson, M.; Karls; Keiser; Kelsh; Kiefert; Klemin; Koppelman, B.; Koppelman, K.; Larson; Lefor; Maragos; Martinson; Meier; Mitskog; Mock; Mooney; Muscha; Nathe; Nelson, M.; Oversen; Owens; Porter; Rohr; Schatz; Schmidt; Schneider; Schreiber Beck; Seibel; Strinden; Sukut; Toman; Wallman

**ABSENT AND NOT VOTING:** Frantsvog

Division A of Engrossed HB 1015 failed on a recorded roll call vote.

**ROLL CALL**

The question being on the final adoption of Division B of Engrossed HB 1015, the roll was called and there were 88 YEAS, 5 NAYS, 0 EXCUSED, 1 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; Delzer; Devlin; Dockter; Dosch; Fehr; Froseth; Glassheim; Guggisberg; Haak; Hanson; Hatlestad; Hawken; Headland; Hofstad; Hogan; Holman; Hunskor; Johnson, D.; Johnson, M.; Kading; Karls; Kasper; Keiser; Kelsh; Kempenich; Kiefert; Klein; Klemin; Koppelman, 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; Sanford; Schatz; Schmidt; Schneider; Schreiber Beck; Seibel; Silbernagel; Skarphol; Streyle; Strinden; Sukut; Toman; Trottier; Vigasaa; Wallman; Weisz; Zubke; Speaker Belter

**NAYS:** Bellew; Koppelman, B.; Ruby; Steiner; Thoreson

**ABSENT AND NOT VOTING:** Frantsvog

Division B of Engrossed HB 1015 was adopted on a recorded roll call vote.

**ROLL CALL**

The question being on the final passage of the amended bill, which consists of Division B only, which has been read, the roll was called and there were 84 YEAS, 7 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Anderson, B.; Anderson, P.; Beadle; Becker, Rich S.; Boe; Boehning; Boschee; Brabandt; Brandenburg; Carlson; Damschen; Delmore; Delzer; Devlin; Dockter; Dosch; Fehr; Froseth; Glassheim; Guggisberg; Haak; Hanson; Hatlestad; Hawken; Headland; Hofstad; Hogan; Holman; Hunskor; Johnson, D.; Johnson, M.; Kading; Karls; 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; Porter; Rohr; Sanford; Schatz; Schmidt; Schneider; Schreiber Beck; Seibel; Silbernagel; Skarphol; Streyle; Strinden; Sukut; Toman; Trottier; Vigasaa; Wallman; Weisz; Zubke; Speaker Belter

**NAYS:** Becker, Rick C.; Bellew; Kasper; Koppelman, B.; Ruby; Steiner; Thoreson

**ABSENT AND NOT VOTING:** Anderson, D.; Frantsvog; Onstad

Reengrossed HB 1015 passed.

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**SECOND READING OF HOUSE BILL**

**HB 1018:** A BILL for an Act to provide an appropriation for defraying the expenses of the department of commerce; to provide exemptions; to provide for transfers; 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 79 YEAS, 13 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

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

Laning; Larson; Lefor; Looyesen; Louser; Maragos; Martinson; Meier; Mitskog; Mock; Monson; Mooney; Muscha; Nathe; Nelson, J.; Nelson, M.; Onstad; Oversen; Owens; Paur; Porter; Sanford; Schatz; Schmidt; Schneider; Schreiber Beck; Seibel; Silbernagel; Steiner; Streyle; Strinden; Sukut; Thoreson; Toman; Trottier; Wallman; Weisz; Zubke; Speaker Belter

**NAYS:** Becker, Rick C.; Bellew; Delzer; Devlin; Hanson; Koppelman, B.; Koppelman, K.; Olson; Pollert; Rohr; Ruby; Skarphol; Vigesaa

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

Engrossed HB 1018 passed and the emergency clause was declared carried.

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### SECOND READING OF HOUSE BILL

**HB 1049:** A BILL for an Act to create and enact a new section to chapter 43-45 of the North Dakota Century Code, relating to loans for certain behavioral health professions; to amend and reenact subsection 2 of section 43-45-01 and subsection 2 of section 45-45-04 of the North Dakota Century Code, relating to the transfer of the authority of the board of addiction counseling examiners to the department of human services; to repeal sections 43-45-02, 43-45-03, and 43-45-05 of the North Dakota Century Code, relating to the board of addiction counseling examiners; to provide an appropriation; to provide a continuing appropriation; and to provide for a transfer.

### 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, 8 NAYS, 0 EXCUSED, 1 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; Fehr; Froseth; Glassheim; Guggisberg; Haak; Hanson; Hatlestad; Hawken; Headland; Hofstad; Hogan; Holman; Hunskor; Johnson, D.; Johnson, M.; Karls; Kasper; Keiser; Kelsh; Kempenich; Kiefert; Klein; Klemin; Koppelman, B.; Koppelman, K.; Kreidt; Kretschmar; Laning; Larson; Lefor; Looyesen; Louser; Maragos; Martinson; Meier; Mitskog; Mock; Monson; Mooney; Muscha; Nathe; Nelson, J.; Nelson, M.; Onstad; Oversen; Owens; Paur; Pollert; Porter; Rohr; Sanford; Schatz; Schmidt; Schneider; Seibel; Silbernagel; Skarphol; Steiner; Strinden; Sukut; Thoreson; Trottier; Vigesaa; Wallman; Weisz; Zubke; Speaker Belter

**NAYS:** Becker, Rick C.; Dosch; Kading; Olson; Ruby; Schreiber Beck; Streyle; Toman

**ABSENT AND NOT VOTING:** Frantsvog

Reengrossed HB 1049 passed.

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### SECOND READING OF HOUSE BILL

**HB 1139:** A BILL for an Act 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 93 YEAS, 0 NAYS, 0 EXCUSED, 1 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; Glassheim; Guggisberg; Haak; Hanson; Hatlestad; Hawken; Headland; Hofstad; Hogan; Holman; Hunskor; Johnson, D.; Johnson, M.; Kading; Karls; Kasper; Keiser; Kelsh; Kempenich; Kiefert; Klein; Klemin; Koppelman, B.; Koppelman, K.; Kreidt; Kretschmar; Laning; Larson; Lefor; Looyesen; Louser; Maragos; Martinson; Meier;

Mitskog; Mock; Monson; Mooney; Muscha; Nathe; Nelson, J.; Nelson, M.; Olson; Onstad; Oversen; Owens; Paur; Pollert; Porter; Rohr; Ruby; Sanford; Schatz; Schmidt; Schneider; Schreiber Beck; Seibel; Silbernagel; Skarphol; Steiner; Streyle; Strinden; Sukut; Thoreson; Toman; Trottier; Vigesaa; Wallman; Weisz; Zubke; Speaker Belter

**ABSENT AND NOT VOTING:** Frantsvog

Engrossed HB 1139 passed and the emergency clause was declared carried.

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### SECOND READING OF HOUSE BILL

**HB 1205:** A BILL for an Act to amend and reenact subsection 1 of section 15-10-18.2 and section 15-10-18.3 of the North Dakota Century Code, relating to tuition reduction for dependents of disabled veterans based on disability ratings.

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

**YEAS:** Amerman; Anderson, D.; Anderson, P.; Beadle; Boe; Boehning; Boschee; Delmore; Dockter; Fehr; Guggisberg; Haak; Hanson; Hatlestad; Hawken; Hogan; Holman; Hunskor; Johnson, M.; Karls; Kasper; Kelsh; Klemin; Koppelman, B.; Koppelman, K.; Kretschmar; Lefor; Maragos; Martinson; Meier; Mitskog; Mock; Mooney; Muscha; Nelson, M.; Onstad; Oversen; Owens; Rohr; Sanford; Schatz; Schneider; Seibel; Strinden; Sukut; Thoreson; Zubke

**NAYS:** Anderson, B.; Becker, Rich S.; Becker, Rick C.; Bellew; Brabandt; Brandenburg; Carlson; Damschen; Delzer; Devlin; Dosch; Froseth; Glassheim; Headland; Hofstad; Johnson, D.; Kading; Keiser; Kempenich; Kiefert; Klein; Kreidt; Laning; Larson; Looyen; Louser; Monson; Nathe; Nelson, J.; Olson; Paur; Pollert; Porter; Ruby; Schmidt; Schreiber Beck; Silbernagel; Skarphol; Steiner; Streyle; Toman; Trottier; Vigesaa; Wallman; Weisz; Speaker Belter

**ABSENT AND NOT VOTING:** Frantsvog

Engrossed HB 1205 failed.

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### SECOND READING OF HOUSE BILL

**HB 1234:** A BILL for an Act to amend and reenact section 50-24.4-15 of the North Dakota Century Code, relating to nursing home rate determination; and to provide an effective date.

### ROLL CALL

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

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

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

Reengrossed HB 1234 passed.

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#### MOTION

**REP. VIGESAA MOVED** that the House stand in recess until 2:50 p.m., which motion prevailed.

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

#### SECOND READING OF HOUSE BILL

**HB 1285:** A BILL for an Act to provide an appropriation to the department of commerce to provide grants to organizations that provide domestic violence shelters.

#### ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 92 YEAS, 1 NAYS, 0 EXCUSED, 1 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; Glassheim; Guggisberg; Haak; Hanson; Hatlestad; Hawken; Headland; Hofstad; Hogan; Holman; Hunskor; Johnson, D.; Johnson, M.; Kading; Karls; Kasper; Keiser; Kelsh; Kempenich; Kiefert; Klein; Klemin; Koppelman, B.; Koppelman, K.; Kreidt; Kretschmar; Laning; Larson; Lefor; Looyesen; Louser; Maragos; Martinson; Meier; Mitskog; Mock; Monson; Mooney; Muscha; Nathe; Nelson, J.; Nelson, M.; Onstad; Oversen; Owens; Paur; Pollert; Porter; Rohr; Ruby; Sanford; Schatz; Schmidt; Schneider; Schreiber Beck; Seibel; Silbernagel; Skarphol; Steiner; Streyle; Strinden; Sukut; Thoreson; Toman; Trottier; Vigesaa; Wallman; Weisz; Zubke; Speaker Belter

**NAYS:** Olson

**ABSENT AND NOT VOTING:** Frantsvog

Reengrossed HB 1285 passed.

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#### SECOND READING OF HOUSE BILL

**HB 1218:** A BILL for an Act to amend and reenact sections 15.1-07-29 and 15.1-27-35.3 of the North Dakota Century Code, relating to school district ending fund balances; to provide an effective date; 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 24 YEAS, 69 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

**YEAS:** Becker, Rick C.; Boehning; Carlson; Dockter; Dosch; Johnson, D.; Karls; Koppelman, B.; Koppelman, K.; Larson; Looyesen; Louser; Martinson; Meier; Nathe; Olson; Owens; Porter; Ruby; Silbernagel; Steiner; Streyle; Toman; Speaker Belter

**NAYS:** Amerman; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker, Rich S.; Bellew; Boe; Boschee; Brabandt; Brandenburg; Damschen; Delmore; Delzer; Devlin; Fehr; Froseth; Glassheim; Guggisberg; Haak; Hanson; Hatlestad; Hawken; Headland; Hofstad; Hogan; Holman; Hunskor; Johnson, M.; Kading; Kasper; Keiser; Kelsh; Kempenich; Kiefert; Klein; Klemin; Kreidt; Kretschmar; Laning; Lefor; Maragos; Mitskog; Mock; Monson; Mooney; Muscha; Nelson, J.; Nelson, M.; Onstad; Oversen; Paur; Pollert; Rohr; Sanford; Schatz; Schmidt; Schneider; Schreiber Beck; Seibel; Skarphol; Strinden; Sukut; Thoreson; Trottier; Vigesaa; Wallman; Weisz; Zubke

**ABSENT AND NOT VOTING:** Frantsvog

Reengrossed HB 1218 failed.

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### SECOND READING OF HOUSE BILL

**HB 1274:** A BILL for an Act to amend and reenact sections 43-32-02, 43-32-08, 43-32-12, 43-32-13, 43-32-14, 43-32-17, 43-32-19.1, 43-32-20, 43-32-20.1, 43-32-21, 43-32-26, 43-32-27, 43-32-27.1, 43-32-30, and 43-32-34 of the North Dakota Century Code, relating to the membership, powers, and duties of the state board of psychologist examiners; and to provide a penalty.

### ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 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; Glassheim; Guggisberg; Haak; Hanson; Hatlestad; Hawken; 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; Maragos; Martinson; Meier; Mitskog; Mock; Monson; Mooney; Muscha; Nathe; Nelson, J.; Nelson, M.; Olson; Onstad; Oversen; Owens; Paur; Pollert; Porter; Rohr; Ruby; Sanford; Schatz; Schmidt; Schneider; Schreiber Beck; Seibel; Silbernagel; Skarphol; Steiner; Streyle; Strinden; Sukut; Thoreson; Toman; Trottier; Vigasaa; Wallman; Weisz; Zubke; Speaker Belter

**ABSENT AND NOT VOTING:** Frantsvog; Headland; Louser

Engrossed HB 1274 passed.

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### SECOND READING OF HOUSE BILL

**HB 1459:** A BILL for an Act to provide for a legislative management study of use of a building authority or other methods to finance public building projects as an alternative to political subdivision bonding.

### ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 87 YEAS, 5 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

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

**NAYS:** Amerman; Boe; Delzer; Johnson, M.; Pollert

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

Engrossed HB 1459 passed.

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**SECOND READING OF HOUSE BILL**

**HB 1178:** A BILL for an Act to amend and reenact section 15.1-27-04.1 of the North Dakota Century Code, relating to mineral revenue received by school districts; to provide an effective date; 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 9 YEAS, 83 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Brandenburg; Froseth; Kempenich; Lefor; Schatz; Skarphol; Steiner; Sukut; Zubke

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

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

Engrossed HB 1178 failed.

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**SECOND READING OF HOUSE BILL**

**HB 1003:** A BILL for an Act to provide an appropriation for defraying the expenses of the North Dakota university system; to create and enact six new sections to chapter 15-10, chapters 15-62.4 and 15-62.5, and a new section to chapter 54-10 of the North Dakota Century Code, relating to a unified workforce, vocational, and technical education program system, the workforce education advisory council, the required use of electronic mail, file server administration, database administration, application server, and hosting services, capital project budget requests, audits of higher education computer systems, annual reports regarding scholarships, the student financial assistance program, the scholars program, and higher education audits; to amend and reenact section 15-10-12.1, subsection 3 of section 15-10-17, sections 15-18.2-02, 15-18.2-03, 15-18.2-04, 15-18.2-05, 15.1-21-02.6, 54-12-08, and 54-44.1-04, subsection 4 of section 54-44.1-06, and section 54-44.1-11 of the North Dakota Century Code, relating to campus building projects and maintenance, legislative authority to set tuition and fees at institutions of higher education, state aid to institutions, career and technical education scholarships, attorneys hired by the state board of higher education, budget requests submitted to the office of the budget, preparation of budget data, and the cancellation of unexpended appropriations; to repeal chapter 15-62.2 of the North Dakota Century Code, relating to the student financial assistance program and the scholars program; to provide for the transfer of funds; to reauthorize projects for North Dakota state university and Minot state university; to provide for budget section reports; to provide for reports to the sixty-fifth legislative assembly; to provide for legislative management reports and studies; to provide an appropriation to the state auditor; to provide an appropriation to the attorney general; to provide a contingent appropriation to the state board of higher education; to provide exemptions; and to declare an emergency.

**REQUEST**

**REP. MOCK REQUESTED** that the House divide Engrossed HB 1003, which request was granted.

**DIVISION A:** Sections 4,5,21,22

**DIVISION B:**

Sections

1,2,3,6,7,8,9,10,11,12,13,14,15,16,17,18,19,20,23,24,25,26,27,28,29,30,31,32,33,34  
 ,35,36,37,38,39,40,41,42,43,44

**REQUEST**

**REP. MOCK REQUESTED** a recorded roll call vote on Division A of Engrossed HB 1003, which request was granted.

**ROLL CALL**

The question being on the final adoption of Division A of Engrossed HB 1003, the roll was called and there were 60 YEAS, 32 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

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

**NAYS:** Amerman; Anderson, P.; Beadle; Becker, Rich S.; Boe; Boschee; Delmore; Glassheim; Guggisberg; Haak; Hanson; Hawken; Hogan; Holman; Hunskor; Johnson, M.; Kasper; Keiser; Kelsh; Larson; Mitskog; Mock; Mooney; Muscha; Nelson, M.; Onstad; Oversen; Schatz; Schneider; Strinden; Thoreson; Wallman

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

Division A of Engrossed HB 1003 was adopted on a recorded roll call vote.

**ROLL CALL**

The question being on the final adoption of Division B of Engrossed HB 1003, the roll was called and there were 80 YEAS, 12 NAYS, 0 EXCUSED, 2 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; Holman; Johnson, D.; Johnson, M.; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Klein; Klemin; Koppelman, B.; Koppelman, K.; Kreidt; Kretschmar; Laning; Larson; Lefor; Looyesen; Maragos; Martinson; Meier; Mock; Monson; Muscha; Nathe; Nelson, J.; Olson; Onstad; Owens; Paur; Pollert; Porter; Rohr; Ruby; Sanford; Schatz; Schmidt; Seibel; Silbernagel; Skarphol; Steiner; Streyle; Sukut; Thoreson; Toman; Trottier; Vigesaa; Weisz; Zubke; Speaker Belter

**NAYS:** Glassheim; Hogan; Hunskor; Kelsh; Mitskog; Mooney; Nelson, M.; Oversen; Schneider; Schreiber Beck; Strinden; Wallman

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

Division B of Engrossed HB 1003 was adopted on a recorded roll call vote.

**ROLL CALL**

The question being on the final passage of the amended bill, which includes Division A and Division B, which have been read, the roll was called and there were 69 YEAS, 23 NAYS, 0 EXCUSED, 2 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; Delzer; Dockter; Dosch; Fehr; Froseth; Guggisberg; Haak; Hanson; Hatlestad; Headland; Hofstad; Holman; Hunskor; Johnson, D.; Johnson, M.; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Klein; Klemin; Koppelman, K.; Kreidt; Kretschmar; Lefor; Looyesen; Maragos; Martinson; Meier; Monson; Muscha; Nathe; Nelson, J.; Olson; Onstad; Owens; Paur; Pollert; Porter; Ruby; Sanford; Schmidt; Seibel; Silbernagel; Steiner; Streyle; Sukut; Thoreson; Toman; Trottier; Weisz;

Zubke; Speaker Belter

**NAYS:** Bellew; Delmore; Devlin; Glassheim; Hawken; Hogan; Kelsh; Koppelman, B.; Laning; Larson; Mitskog; Mock; Mooney; Nelson, M.; Oversen; Rohr; Schatz; Schneider; Schreiber Beck; Skarphol; Strinden; Vigesaa; Wallman

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

Engrossed HB 1003 passed and the emergency clause was declared carried.

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### SECOND READING OF HOUSE BILL

**HB 1043:** A BILL for an Act to prohibit increases in tuition rates at two-year institutions under the control of the state board of higher education; to provide an appropriation; 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 NOT PASS, the roll was called and there were 15 YEAS, 77 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Anderson, P.; Beadle; Boschee; Delmore; Glassheim; Guggisberg; Hogan; Holman; Mock; Mooney; Muscha; Oversen; Schneider; Strinden; Wallman

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

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

HB 1043 failed.

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### SECOND READING OF HOUSE BILL

**HB 1233:** A BILL for an Act to prohibit increases in tuition rates at institutions under the control of the state board of higher education; and to provide an expiration date.

### ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 30 YEAS, 62 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Anderson, P.; Beadle; Boe; Boschee; Guggisberg; Haak; Hanson; Hogan; Holman; Hunskor; Kading; Kelsh; Koppelman, B.; Koppelman, K.; Lefor; Maragos; Mitskog; Mock; Mooney; Muscha; Nelson, J.; Nelson, M.; Olson; Onstad; Oversen; Ruby; Schneider; Schreiber Beck; Strinden

**NAYS:** Anderson, B.; Anderson, D.; Becker, Rich S.; Becker, Rick C.; Bellew; Boehning; Brabandt; Brandenburg; Carlson; Damschen; Delmore; Delzer; Devlin; Dockter; Dosch; Fehr; Froseth; Glassheim; Hatlestad; Hawken; Headland; Hofstad; Johnson, D.; Johnson, M.; Karls; Kasper; Keiser; Kempenich; Kiefert; Klein; Klemin; Kreidt; Kretschmar; Laning; Larson; Looyesen; Martinson; Meier; Monson; Nathe; Owens; Paur; Pollert; Porter; Rohr; Sanford; Schatz; Schmidt; Seibel; Silbernagel; Skarphol; Steiner; Streyle; Sukut; Thoreson; Toman; Trottier; Vigesaa; Wallman; Weisz; Zubke; Speaker Belter

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

Engrossed HB 1233 failed.

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### SECOND READING OF HOUSE BILL

**HB 1012:** A BILL for an Act to provide appropriations for defraying the expenses of the department of transportation; to provide an appropriation to the state treasurer for allocations to townships in non-oil-producing counties; to provide for transfers; to amend and reenact section 39-02-03 of the North Dakota Century Code, relating to department of transportation motor vehicle branch offices; to provide legislative intent; to provide for legislative management studies; and to provide exemptions.

### ROLL CALL

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

**YEAS:** Amerman; Anderson, 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; Glassheim; Guggisberg; Haak; Hanson; Hatlestad; Hawken; Headland; Hofstad; Hogan; Holman; Hunskor; Johnson, D.; Johnson, M.; Kading; Karls; Kasper; Keiser; Kelsh; Kempenich; Kiefert; Klein; Klemin; Koppelman, B.; Koppelman, K.; Kreidt; Kretschmar; Laning; Larson; Lefor; Looyesen; 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; Louser

Engrossed HB 1012 passed.

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### SECOND READING OF HOUSE BILL

**HB 1359:** A BILL for an Act to create and enact section 50-24.5-02 of the North Dakota Century Code, relating to basic care payment rates.

### ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 92 YEAS, 0 NAYS, 0 EXCUSED, 2 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; Glassheim; Guggisberg; Haak; Hanson; Hatlestad; Hawken; Headland; Hofstad; Hogan; Holman; Hunskor; Johnson, D.; Johnson, M.; Kading; Karls; Kasper; Keiser; Kelsh; Kempenich; Kiefert; Klein; Klemin; Koppelman, B.; Koppelman, K.; Kreidt; Kretschmar; Laning; Larson; Lefor; Looyesen; 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; Louser

Reengrossed HB 1359 passed.

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**SECOND READING OF HOUSE RESOLUTIONS ON CONSENT CALENDAR**

**HCR 3028:** A concurrent resolution directing the Legislative Management to study the feasibility and desirability of the establishment of county or multi-county emergency response centers outside of urban centers that already maintain emergency response agencies with around-the-clock staffing.

**HCR 3041:** A concurrent resolution to provide for a Legislative Management study consisting of a comprehensive review and analysis of the investment practices by the state and the State Investment Board.

**HCR 3037:** A concurrent resolution directing the Legislative Management to study the current laws and rules relating to the sale of homemade food and homegrown produce and the policies and practices of local public health units and the State Department of Health regarding these sales and whether steps can be taken to make these policies more uniform throughout the state.

The question being on the final adoption of the resolutions, which have been read.

HCR 3028, HCR 3041, and HCR 3037 were declared adopted on a voice vote.

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**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 1004, HB 1005, HB 1006, HB 1008, HB 1010, HB 1011, HB 1014, HB 1024, HB 1025, HB 1038, HB 1046, HB 1055, HB 1080, HB 1095, HB 1181.

**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 1051, HB 1059, HB 1126, HB 1216, HB 1223, HB 1282, HB 1328, HB 1390, HB 1416, HB 1432.

**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 1053, HB 1113, HB 1393.

**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 1219, HB 1241, HB 1249, HB 1279, HB 1372, HB 1387, HB 1389, HB 1450, HB 1456, HB 1457.

**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: HCR 3025.

**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 1001, HB 1007, HB 1009.

**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 1358, HB 1431.

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

**MR. SPEAKER:** The Senate has passed, and your favorable consideration is requested on: SB 2013, SB 2022, SB 2272.

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

**MR. SPEAKER:** The Senate has passed, and your favorable consideration is requested on: SB 2015, SB 2042, SB 2056, SB 2300, SB 2368, SB 2372, SCR 4014.

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

**MR. SPEAKER:** The Senate has passed, the emergency clause carried, and your favorable

consideration is requested on: SB 2031, SB 2178.

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

**MR. SPEAKER:** The Senate has passed, the emergency clause carried, and your favorable consideration is requested on: SB 2312.

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

**MR. PRESIDENT:** The Speaker has signed: HCR 3023.

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

**MR. SPEAKER:** The President has signed: SB 2159, SB 2177.

**DELIVERY OF ENROLLED BILLS AND RESOLUTIONS**

The following resolution was delivered to the Secretary of State for filing on February 25, 2015: HCR 3023.

**MOTION**

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

**MOTION**

**REP. VIGESAA MOVED** that the House be on the Fourth, Fifth, Ninth, and Thirteenth orders of business and at the conclusion of those orders, the House stand adjourned until 8:00 a.m., Thursday, February 26, 2015, which motion prevailed.

**REPORT OF STANDING COMMITTEE**

**HB 1176: 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). HB 1176 was placed on the Sixth order on the calendar.

Page 1, line 1, remove "15.1-27-04.1,"

Page 1, line 1, remove the second comma

Page 1, line 2, remove "mineral revenue received by school districts and"

Page 1, line 3, after the second semicolon insert "to provide exemptions; to provide for reports to the budget section;"

Page 1, remove lines 6 through 23

Page 2, remove lines 1 through 31

Page 3, remove lines 1 through 31

Page 4, remove lines 1 through 29

Page 5, remove lines 1 through 12

Page 5, line 25, overstrike "one" and insert immediately thereafter "seven and one-half"

Page 8, line 2, remove the overstrike over "~~three hundred seventy-five~~"

Page 8, line 2, remove "five hundred"

Page 8, line 7, remove the overstrike over "~~twenty-five~~"

Page 8, line 7, remove "fifty"

Page 8, line 11, after "Allocate" insert "to each county that received more than five million dollars but less than thirty million dollars of total allocations under subsection 2 in state fiscal year 2014"

Page 8, line 11, replace "seven" with "five"

Page 8, line 12, remove "fifty"

Page 8, line 13, remove "for each"

Page 8, remove line 14

Page 8, line 15, remove "in the most recently completed state fiscal year"

Page 8, line 18, overstrike "four" and insert immediately thereafter "eight"

Page 8, line 19, overstrike "fifteen" and insert immediately thereafter "twenty"

Page 8, line 20, overstrike "thirty" and insert immediately thereafter "forty"

Page 9, line 1, replace "sixty" with "thirty"

Page 9, line 12, overstrike "the most recently completed"

Page 9, line 12, after "year" insert "2014"

Page 10, line 8, overstrike "the most recently completed"

Page 10, line 8, after "year" insert "2014"

Page 10, line 10, overstrike "Sixty" and insert immediately thereafter "Sixty-four"

Page 11, line 1, overstrike "Three" and insert immediately thereafter "Two"

Page 11, line 11, overstrike "Three" and insert immediately thereafter "Two"

Page 11, line 21, overstrike "Nine" and insert immediately thereafter "Seven"

Page 18, remove lines 6 through 31

Page 19, replace lines 1 through 31 with:

**"SECTION 3. APPROPRIATION - DEPARTMENT OF TRANSPORTATION - NON-OIL-PRODUCING COUNTIES - EXEMPTION - REPORT TO BUDGET SECTION.** There is appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$112,000,000, or so much of the sum as may be necessary, to the department of transportation for the purpose of distributions to non-oil-producing counties, for the biennium beginning July 1, 2015, and ending June 30, 2017. The distributions must be based on county major collector roadway miles as defined by the department of transportation. The distribution to each non-oil-producing county must be proportional to each non-oil-producing county's total county major collector roadway miles relative to the combined total of county major collector roadway miles of all the eligible non-oil-producing counties under this section. For purposes of this section, "non-oil-producing counties" means the forty-three counties that received no allocation of funding or a total allocation under subsection 2 of section 57-51-15 of less than \$5,000,000 for the period beginning September 1, 2013, and ending August 31, 2014. The amounts available under this section must be distributed on or after February 1, 2016.

1. a. Each county requesting funding under this section for county road and bridge projects shall submit the request in accordance with criteria developed by the department of transportation. The request must include a proposed plan for funding projects that rehabilitate or reconstruct paved and unpaved roads and bridges within the county which are needed to support economic activity in the state. The plan must meet the following criteria:
  - (1) Roadways and bridges must provide continuity and connectivity to efficiently integrate and improve major paved

and unpaved corridors within the county and across county borders.

- (2) Projects must be consistent with the upper great plains transportation institute's estimated road and bridge investment needs for the years 2015 to 2034 and other planning studies.
  - (3) Upon completion of a major roadway construction or reconstruction project, the roadway segment must be posted at a legal load limit of 105,500 pounds [47853.995 kilograms].
  - (4) Design speed on the roadway must be at least 55 miles per hour [88.51 kilometers per hour], unless the department of transportation provides an exemption.
  - (5) Projects must comply with the American association of state highway transportation officials pavement design procedures and standards developed by the department of transportation in conjunction with the local jurisdiction.
  - (6) Bridges must be designed to meet an HL 93 loading.
- b. The department of transportation, in consultation with the county, may approve the plan or approve the plan with amendments. Upon approval of the plan, the department of transportation shall transfer to the county the approved funding for engineering and plan development costs. Upon execution of a construction contract by the county, the department of transportation shall transfer to the county the approved funding for county and township rehabilitation and reconstruction projects. Counties shall report to the department of transportation upon awarding of each contract and upon completion of each project in a manner prescribed by the department.
  - c. Funding provided under this section may be used for construction, engineering, and plan development costs, but may not be used for routine maintenance. Funding provided under this section may be applied to engineering, design, and construction costs incurred on related projects as of January 1, 2016. Section 54-44.1-11 does not apply to funding under this section. Any funds not spent by June 30, 2017, must be continued into the biennium beginning July 1, 2017, and ending June 30, 2019, and may be expended only for the purposes authorized by this section. The funding provided in this section is considered a one-time funding item.
2. The department of transportation shall report to the budget section and to the appropriations committees of the sixty-fifth legislative assembly on the use of this one-time funding, including the amounts distributed to each county, the amounts spent to date, and the amounts anticipated to be continued into the 2017-19 biennium."

Page 20, line 1, after "FUND" insert "- **GRANT RECOMMENDATIONS - EXEMPTION - REPORT TO BUDGET SECTION**"

Page 20, line 3, replace "\$139,000,000" with "\$139,626,588"

Page 20, line 6, after the period insert "The commissioner of the board of university and school lands shall report to the budget section and to the appropriations committees of the sixty-fifth legislative assembly on the use of the funding provided in this section, including the amounts awarded to taxing districts, the amounts spent to date, and the amounts anticipated to be continued into the 2017-2019 biennium. During the biennium beginning July 1, 2015, and ending June 30, 2017, the energy infrastructure and impact office director shall include in recommendations to the board of university and school lands on grants to eligible entities in oil and gas development impact areas:

1. \$10,000,000, or so much of the sum as may be necessary, for grants to airports impacted by oil and gas development. The director of the energy infrastructure and impact office shall adopt grant procedures and requirements necessary for the distribution of grants under this subsection, which must include cost-share requirements. Cost-share requirements must consider the availability of local funds to support the project. Grant funds must be distributed giving priority to projects that have been awarded or are eligible to receive federal funding.
2. \$10,000,000, or so much of the sum as may be necessary, for grants to hub cities. A hub city is a city that received an allocation under subdivision a of subsection 1 of section 57-51-15 in state fiscal year 2014. A hub city is eligible to receive grants from the oil and gas impact grant fund only to the extent provided for under this subsection. Of the funding provided in this subsection, a hub city may receive no more than \$4,000,000.
3. \$20,000,000, or so much of the sum as may be necessary, for grants to school districts impacted by oil and gas development. Grant funds may be used only for purposes relating to renovation and improvement projects. A school district is eligible to receive grants from the oil and gas impact grant fund only to the extent that the amount awarded does not bring the total amount of grants awarded from the oil and gas impact grant fund to the school district for the period beginning July 1, 2011, and ending June 30, 2017, to more than \$10,000,000.
4. \$500,000, or so much of the sum as may be necessary, to each eligible city. For purposes of this subsection, an "eligible city" means a city in an area impacted by oil and gas development with a population of more than 1,084, but fewer than 1,097 according to the last official decennial federal census.
5. \$200,000 or so much of the sum as may be necessary, to each eligible city. For purposes of this subsection, an "eligible city" means a city in an area impacted by oil and gas development with a population of more than 445, but fewer than 475 according to the last official decennial federal census.
6. \$100,000 or so much of the sum as may be necessary, to each eligible city. For purposes of this subsection, an "eligible city" means a city in an area impacted by oil and gas development with a population of more than 1,019, but fewer than 1,070 according to the last official decennial federal census."

Page 20, line 7, replace "2" with "1"

Page 20, line 7, replace "3" with "2"

ReNUMBER accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:**

The schedule below compares 2015 House Bill No. 1176 as introduced [15.0329.04000] to the proposed House changes [15.0329.04001].

House Bill No. 1176	
As Introduced [15.0329.04000]	Proposed House Changes [15.0329.04001]
<p><b>School construction loan payments</b></p> <ul style="list-style-type: none"> <li>• Excludes up to 80 percent of the 75 percent of a school district's oil and gas gross production tax distributions that are utilized in the calculation of state school aid payments if the distribution is used to pay eligible school construction loans or bonds.</li> </ul> <p><b>Hub cities and hub city school districts</b></p> <ul style="list-style-type: none"> <li>• Changes the definition of a hub city related to employment percentages from employment in the mining industry to oil and gas-related employment and clarifies that the hub cities' allocation percentages be updated annually.</li> </ul>	<p><b>School construction loan payments</b></p> <ul style="list-style-type: none"> <li>• No change to current law.</li> </ul> <p><b>Hub cities and hub city school districts</b></p> <ul style="list-style-type: none"> <li>• Changes the definition of a hub city related to employment percentages from employment in the mining industry to oil and gas-related employment, increases the required employment percentage from 1 percent to 7.5 percent, and clarifies that the hub cities' allocation percentages be updated annually.</li> </ul>

<ul style="list-style-type: none"> <li>Increases the annual amounts allocated to hub cities under North Dakota Century Code Section 57-51-15(1) from \$375,000 per percentage point of oil and gas-related employment to \$500,000 per percentage point.</li> <li>Increases the annual amounts allocated to hub city school districts under Section 57-51-15(1) from \$125,000 per percentage point of oil and gas-related employment to \$150,000 per percentage point.</li> </ul> <p><b>Additional school district allocation</b></p> <ul style="list-style-type: none"> <li>Allocates \$1.75 million each fiscal year for each county that received \$5 million or more of oil and gas tax collections in the prior state fiscal year for distributions to school districts, excluding hub city school districts.</li> </ul> <p><b>Oil and gas impact grant fund allocations</b></p> <ul style="list-style-type: none"> <li>Decreases the oil and gas gross production tax revenue collections allocated to the oil and gas impact grant fund from \$240 million per biennium to \$140 million per biennium.</li> </ul> <p><b>North Dakota outdoor heritage fund allocations</b></p> <ul style="list-style-type: none"> <li>No change to current law.</li> </ul> <p><b>Allocations and distributions to political subdivisions</b></p> <ul style="list-style-type: none"> <li>Removes the June 30, 2015, expiration date of the oil and gas gross production tax formula changes made by the 2013 Legislative Assembly in House Bill No. 1358.</li> <li>Technical corrections to the distributions to political subdivisions in Sections 57-51-15(4) and 57-51-15(5) to provide clarity and consistency.</li> <li>Provides additional reporting requirements for counties and school districts, including requirements to report revenues and expenditures, ending fund balances, and detailed information on the amounts expended from the allocations.</li> <li>Increases the amount allocated to counties related to the 4 percent of the 5 percent oil and gas gross production tax from 25 to 60 percent of all revenue above \$5 million.</li> <li>No change to current law.</li> <li>No change to current law.</li> </ul> <p><b>Other sections</b></p> <ul style="list-style-type: none"> <li>Provides funding of \$120 million from the general fund to the Department of Transportation for paved and unpaved road and bridge projects in counties that received no allocation or less than \$5 million in annual oil tax allocations in state fiscal year 2014. The funding distributions are based on county major collector roadway miles.</li> <li>Appropriates \$139 million (\$140 million allocated to the fund less approximately \$1 million for administrative costs) from the oil and gas impact grant fund to the Department of Trust Lands for undesignated oil impact grants.</li> </ul>	<ul style="list-style-type: none"> <li>No change to current law.</li> <li>No change to current law.</li> </ul> <p><b>Additional school district allocation</b></p> <ul style="list-style-type: none"> <li>Allocates \$1.5 million each fiscal year for each county that received more than \$5 million, but less than \$30 million of oil and gas tax collections in the prior state fiscal year for distributions to school districts, excluding hub city school districts.</li> </ul> <p><b>Oil and gas impact grant fund allocations</b></p> <ul style="list-style-type: none"> <li>Decreases the oil and gas gross production tax revenue collections allocated to the oil and gas impact grant fund from \$240 million per biennium to \$140 million per biennium.</li> </ul> <p><b>North Dakota outdoor heritage fund allocations</b></p> <ul style="list-style-type: none"> <li>Increases the amount allocated to the North Dakota outdoor heritage fund from 4 to 8 percent and increases the allocation limit from \$15 million per fiscal year to \$20 million per fiscal year</li> </ul> <p><b>Allocations and distributions to political subdivisions</b></p> <ul style="list-style-type: none"> <li>Removes the June 30, 2015, expiration date of the oil and gas gross production tax formula changes made by the 2013 Legislative Assembly in House Bill No. 1358.</li> <li>Technical corrections to the distributions to political subdivisions in Sections 57-51-15(4) and 57-51-15(5) to provide clarity and consistency.</li> <li>Provides additional reporting requirements for counties and school districts, including requirements to report revenues and expenditures, ending fund balances, and detailed information on the amounts expended from the allocations.</li> <li>Increases the amount allocated to counties related to the 4 percent of the 5 percent oil and gas gross production tax from 25 to 30 percent of all revenue above \$5 million.</li> <li>Changes the determination of counties that received \$5 million or more from the total allocations received in the most recently completed state fiscal year to the total allocations received in state fiscal year 2014.</li> <li>Changes the amounts allocated to political subdivisions within counties that received \$5 million or more of oil and gas tax as follows:</li> </ul> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="width: 60%;"></th> <th style="width: 20%; text-align: center;">Current Law</th> <th style="width: 20%; text-align: center;">Proposed Changes</th> </tr> </thead> <tbody> <tr> <td>County general fund</td> <td style="text-align: center;">60%</td> <td style="text-align: center;">64%</td> </tr> <tr> <td>Cities</td> <td style="text-align: center;">20%</td> <td style="text-align: center;">20%</td> </tr> <tr> <td>Schools</td> <td style="text-align: center;">5%</td> <td style="text-align: center;">5%</td> </tr> <tr> <td>Townships (equal)</td> <td style="text-align: center;">3%</td> <td style="text-align: center;">2%</td> </tr> <tr> <td>Townships (road miles)</td> <td style="text-align: center;">3%</td> <td style="text-align: center;">2%</td> </tr> <tr> <td>Hub cities</td> <td style="text-align: center;">3%</td> <td style="text-align: center;">7%</td> </tr> </tbody> </table> <p><b>Other sections</b></p> <ul style="list-style-type: none"> <li>Provides funding of \$112 million from the general fund to the Department of Transportation for paved and unpaved road and bridge projects in counties that received no allocation or less than \$5 million in annual oil tax allocations in state fiscal year 2014. The funding distributions are based on county major collector roadway miles.</li> <li>Appropriates \$139.6 million (\$140 million allocated to the fund less approximately \$400,000 for administrative costs) from the oil and gas impact grant fund to the Department of Trust Lands for oil impact grants. Based on the proposed changes, approximately \$98.8 million is undesignated and \$40.8 million is designated as follows:             <ul style="list-style-type: none"> <li>\$10 million for airports</li> <li>\$10 million for hub cities</li> <li>\$20 million for school districts</li> <li>\$800,000 to certain eligible cities</li> </ul> </li> </ul>		Current Law	Proposed Changes	County general fund	60%	64%	Cities	20%	20%	Schools	5%	5%	Townships (equal)	3%	2%	Townships (road miles)	3%	2%	Hub cities	3%	7%
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**REPORT OF STANDING COMMITTEE**

**SB 2065, as engrossed: Human Services Committee (Rep. Weisz, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (13 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed SB 2065 was placed on the Sixth order on the calendar.**

"a."

Page 2, line 2, replace the first "the" with "The"

Page 2, line 3, replace the underscored comma with ";

b."

Page 2, line 3, replace "access" with "Access"

Page 2, line 5, replace the underscored comma with an underscored semicolon

Page 2, line 5, replace "if" with:

"c."

Page 2, line 5, replace "a" with "A"

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

**SB 2081, as engrossed: Human Services Committee (Rep. Weisz, Chairman)** recommends **DO PASS** (13 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed SB 2081 was placed on the Fourteenth order on the calendar.

#### REPORT OF STANDING COMMITTEE

**SB 2082: Human Services Committee (Rep. Weisz, Chairman)** recommends **DO PASS** (13 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2082 was placed on the Fourteenth order on the calendar.

#### REPORT OF STANDING COMMITTEE

**SB 2121: Human Services Committee (Rep. Weisz, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (13 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2121 was placed on the Sixth order on the calendar.

Page 2, line 1, remove "a pharmacist."

Renumber accordingly

#### FIRST READING OF HOUSE CONCURRENT RESOLUTIONS

Rep. Maragos introduced:

**HCR 3054:** A concurrent resolution to amend and reenact section 25 of article XI of the Constitution of North Dakota, relating to the authorization of casinos and casino-style games of chance in the state.

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

Reps. Oversen, Boschee, Glassheim, Guggisberg, Keiser, Mock, Schreiber Beck and Sens. Laffen, Mathern introduced:

**HCR 3055:** A concurrent resolution directing the Legislative Management to study the feasibility and possible benefits of allowing members of the Legislative Assembly and other state employees to receive by electronic means all information regarding pay and benefits and other information shared by the employer and to study the availability of recycling options in all state buildings.

Was read the first time and referred to the **Political Subdivisions Committee**.

Reps. Boschee, Guggisberg, Haak, M. Johnson, Kasper, Seibel and Sens. Oban, Wanzek introduced:

**HCR 3056:** A concurrent resolution directing the Legislative Management to study projections on the number of low-income individuals in the state over the next 10 years and the desirability and feasibility of developing and expanding asset-building programs for those individuals.

Was read the first time and referred to the **Political Subdivisions Committee**.

Reps. Mock, Vigesaa introduced:

**HCR 3057:** A concurrent resolution directing the Legislative Management to study election administration.

Was read the first time and referred to the **Government and Veterans Affairs Committee**.

Rep. Mock introduced:

**HCR 3058:** A concurrent resolution directing the Legislative Management to study the use of attendance incentives by schools and school districts.

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

Reps. Mooney, P. Anderson, Beadle, Hawken, M. Johnson, Maragos, Oversen and Sens. Dever, Mathern introduced:

**HCR 3059:** A concurrent resolution directing the Legislative Management to study the legalization of medical marijuana for individuals with serious medical conditions.

Was read the first time and referred to the **Human Services Committee**.

Reps. Mock, Beadle, Glassheim, Guggisberg, Hawken, Toman and Sens. Oban, Warner introduced:

**HCR 3060:** A concurrent resolution to create and enact a new section to article XI of the Constitution of North Dakota, relating to creation of a state ethics commission.

Was read the first time and referred to the **Government and Veterans Affairs Committee**.

#### FIRST READING OF SENATE BILLS

**SB 2002:** A BILL for an Act to provide an appropriation for defraying the expenses of the office of the secretary of state and public printing; to provide an exemption; and to amend and reenact section 54-09-05 of the North Dakota Century Code, relating to the salary of the secretary of state.

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

**SB 2003:** A BILL for an Act to provide an appropriation for defraying the expenses of the attorney general; to provide exemptions; to provide for grants; to create and enact a new section to chapter 54-12 of the North Dakota Century Code, relating to the criminal justice data information sharing system; to amend and reenact sections 53-12.1-09, 54-12-11, and 54-27-25 of the North Dakota Century Code, relating to the salary of the attorney general, the lottery operating fund, and the tobacco settlement trust 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.

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

**SB 2004:** A BILL for an Act to provide an appropriation for defraying the expenses of the state auditor; and to amend and reenact section 54-10-10 of the North Dakota Century Code, relating to the salary of the state auditor.

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

**SB 2005:** A BILL for an Act to provide an appropriation for defraying the expenses of the state treasurer; and to amend and reenact sections 54-11-13 and 57-20-07.2 of the North Dakota Century Code, relating to the salary of the state treasurer and state-paid property tax relief credit.

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

**SB 2006:** A BILL for an Act to provide an appropriation for defraying the expenses of the office of the tax commissioner and for payment of state reimbursement under the homestead tax credit and disabled veterans credit; to amend and reenact section 57-01-04 of the North Dakota Century Code, relating to the tax commissioner's salary; and to provide for a transfer.

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

**SB 2008:** A BILL for an Act to provide an appropriation for defraying the expenses of the public service commission; to provide for a railroad safety program; to amend and reenact sections 49-01-05 and 57-43.2-19 of the North Dakota Century Code, relating to the salary of public service commissioners and the special fuels excise taxes distribution of funds; to authorize a transfer; to provide an effective date; to provide for retroactive application; and to declare an emergency.

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

**SB 2014:** A BILL for an Act to provide an appropriation for defraying the expenses of the committee on protection and advocacy.

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

**SB 2016:** A BILL for an Act to provide an appropriation for defraying the expenses of the office of the adjutant general; to provide for transfers; to provide exemptions; and to declare an emergency.

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

**SB 2018:** A BILL for an Act to provide an appropriation for defraying the expenses of the state historical society; and to declare an emergency.

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

**SB 2019:** A BILL for an Act to provide an appropriation for defraying the expenses of the parks and recreation department and for providing a grant to the International Peace Garden; to provide funding for the Lewis and Clark interpretive center; to provide an exemption; and to declare an emergency.

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

**SB 2020:** A BILL for an Act to provide an appropriation for defraying the expenses of the state water commission; to provide exemptions; to amend and reenact section 54-35-02.7 of the North Dakota Century Code, relating to the water topics overview committee; to repeal section 61-02-78 of the North Dakota Century Code, relating to the infrastructure revolving loan fund; to provide legislative intent; to provide for legislative management reports; and to provide for a legislative management study.

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

**SB 2021:** A BILL for an Act to provide an appropriation for defraying the expenses of workforce safety and insurance.

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

**SB 2026:** A BILL for an Act to create and enact chapter 43-36.1 of the North Dakota Century Code, relating to soil classifiers; to amend and reenact subsection 28 of section 38-14.1-02 and subdivision t of subsection 1 of section 38-14.1-14 of the North Dakota Century Code, relating to soil classifiers; to repeal chapter 43-36 of the North Dakota Century Code, relating to soil classifiers; and to provide for a report to the Legislative Management.

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

**SB 2027:** A BILL for an Act to amend and reenact section 12.1-32-06.1, subsections 1 and 3 of section 12.1-32-07, and subdivision c of subsection 5 of section 39-08-01 of the North Dakota Century Code, relating to length and termination of probation, supervision of probation, and conditions of probation; and to provide a penalty.

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

**SB 2037:** A BILL for an Act to amend and reenact section 57-06-14.1, and subsection 1 of section 57-38-01.8 of the North Dakota Century Code, relating to taxation of wind turbine electric generation units and an income tax credit for installation of geothermal, solar, wind, or biomass energy devices; to provide for a legislative management study; to provide for a report; and to provide an effective date.

Was read the first time and referred to the **Finance and Taxation Committee**.

**SB 2041:** A BILL for an Act to provide an appropriation to the department of human services to develop a master plan in conjunction with the department of corrections and rehabilitation for the state hospital and the James River correctional center; and to provide for reports to the legislative management.

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

**SB 2045:** A BILL for an Act to provide an appropriation to the department of human services for a voucher system for addiction treatment services; and to provide for a report to the legislative management.

Was read the first time and referred to the **Human Services Committee**.

**SB 2046:** A BILL for an Act to create and enact a new section to chapter 50-24.1 of the North Dakota century code, relating to medical assistance coverage for certain behavioral

health services; and to provide an appropriation.

Was read the first time and referred to the **Human Services Committee**.

**SB 2048:** A BILL for an Act to provide appropriations to the department of human services for improving behavioral health services and for substance abuse treatment services; to provide for reports to the legislative management; and to provide for legislative management studies.

Was read the first time and referred to the **Human Services Committee**.

**SB 2050:** A BILL for an Act to create and enact a new section to chapter 50-06.2 of the North Dakota Century Code, relating to eligibility for service payments for elderly and disabled.

Was read the first time and referred to the **Human Services Committee**.

**SB 2054:** A BILL for an Act to create and enact section 57-02-01.1 of the North Dakota Century Code, relating to training and certification of assessors; to amend and reenact sections 11-10.1-01, 11-10.1-05, 57-01-05, and 57-02-33 of the North Dakota Century Code, relating to the county director of tax equalization, state supervisor of assessments, and appointment of certified assessors; and to provide for transition.

Was read the first time and referred to the **Finance and Taxation Committee**.

**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.

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

**SB 2087:** A BILL for an Act to provide an exemption; and to declare an emergency.

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

**SB 2096:** A BILL for an Act to amend and reenact subsections 21, 22, and 23 of section 57-39.2-01 and subsection 1 of section 57-39.2-02.1 of the North Dakota Century Code, relating to elimination of sales taxes on sale of internet access services; and to provide an effective date.

Was read the first time and referred to the **Finance and Taxation Committee**.

**SB 2107:** A BILL for an Act to create and enact chapter 12.1-41 of the North Dakota Century Code, relating to the Uniform Act on Prevention of and Remedies for Human Trafficking; to amend and reenact subsection 1 of section 12.1-32-15 of the North Dakota Century Code, relating to definitions; to repeal chapter 12.1-40 of the North Dakota Century Code, relating to human trafficking; and to provide a penalty.

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

**SB 2128:** A BILL for an Act to amend and reenact subsection 5 of section 43-05-01 of the North Dakota Century Code, relating to the definition of podiatric medicine.

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

**SB 2134:** A BILL for an Act to amend and reenact subsection 1 of section 15-10-17 of the North Dakota Century Code, relating to performance evaluations of institution presidents and the commissioner of higher education by the state board of higher education.

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

**SB 2147:** A BILL for an Act to amend and reenact subdivision i of subsection 1 and subdivision h of subsection 3 of section 49-23-04 of the North Dakota Century Code, relating to the one-call excavation notice system.

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

**SB 2150:** A BILL for an Act to create and enact a new section to chapter 15-10 of the North Dakota Century Code, relating to student and student organization disciplinary proceedings at institutions under the control of the state board of higher education.

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

**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 a continuing appropriation; and to provide an appropriation.

Was read the first time and referred to the **Human Services Committee**.

**SB 2175:** A BILL for an Act to amend and reenact sections 57-39.5-02 and 57-43.1-03.1 of the North Dakota Century Code, relating to the transfer of revenue from the farm machinery gross receipts tax and fuel tax refunds; and to provide an effective date.

Was read the first time and referred to the **Finance and Taxation Committee**.

**SB 2185:** A BILL for an Act to amend and reenact sections 43-19.1-25 and 43-19.1-26 of the North Dakota Century Code, relating to disciplinary action procedure for professional engineers and land surveyors.

Was read the first time and referred to the **Government and Veterans Affairs Committee**.

**SB 2189:** A BILL for an Act to amend and reenact sections 43-35-05, 43-35-06, 43-35-07, 43-35-14, and 43-35-22 of the North Dakota Century Code, relating to the board of water well contractors; and to provide a penalty.

Was read the first time and referred to the **Political Subdivisions Committee**.

**SB 2191:** A BILL for an Act to create and enact a new subsection to section 43-17-02 and chapter 43-61 of the North Dakota Century Code, relating to the regulation of acupuncturists; to amend and reenact sections 43-17-41, 43-57-01, 43-57-03, 43-57-06, 43-57-07, and 43-57-11 of the North Dakota Century Code, relating to duties of acupuncturists and the board of integrative health care; and to provide a penalty.

Was read the first time and referred to the **Government and Veterans Affairs Committee**.

**SB 2197:** A BILL for an Act to provide an appropriation to the state department of health to expand a dental sealant program for elementary aged students.

Was read the first time and referred to the **Human Services Committee**.

**SB 2199:** A BILL for an Act to provide an appropriation to the attorney general for a human trafficking victims treatment and support services pilot project; and to provide for a report to the legislative management.

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

**SB 2202:** A BILL for an Act to amend and reenact section 53-06.1-12 of the North Dakota Century Code, relating to gaming and excise taxes; to provide a continuing appropriation; and to provide an effective date.

Was read the first time and referred to the **Finance and Taxation Committee**.

**SB 2218:** A BILL for an Act to provide an appropriation to the department of human services for services for individuals with intellectual or developmental disabilities.

Was read the first time and referred to the **Human Services Committee**.

**SB 2221:** A BILL for an Act to amend and reenact section 47-18-01, subsection 4 of section 47-18-04, section 47-18-14, and subsections 1 and 2 of section 57-02-08.1 of the North Dakota Century Code, relating to the homestead exemption, when the homestead is subject to exemption, exempt proceeds of sale, and the homestead tax credit; and to provide an effective date.

Was read the first time and referred to the **Finance and Taxation Committee**.

**SB 2226:** A BILL for an Act to amend and reenact sections 57-51.2-01 and 57-51.2-02 of the North Dakota Century Code, relating to authority of the governor to enter agreements relating to taxation and regulation of oil and gas exploration and production within the boundaries of the Fort Berthold Reservation, Standing Rock Sioux Tribe Reservation, or Turtle Mountain Band of Chippewa Indians Reservation and on certain trust properties outside reservation boundaries.

Was read the first time and referred to the **Energy and Natural Resources Committee**.

**SB 2236:** A BILL for an Act to create and enact a new subdivision to subsection 2 of section 12-60-24, a new subsection to section 43-17-02, and a new chapter to title 43 of the North Dakota Century Code, relating to the regulation and licensure of technical personnel who perform medical imaging procedures and radiation therapy treatments; and to provide a penalty.

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

**SB 2251:** A BILL for an Act to provide for a legislative management study of plugging and reclamation bonds.

Was read the first time and referred to the **Energy and Natural Resources Committee**.

**SB 2253:** A BILL for an Act to provide an appropriation to the department of human services for expanding the healthy families home visitation program.

Was read the first time and referred to the **Human Services Committee**.

**SB 2283:** A BILL for an Act to create and enact sections 26.1-26-54 and 26.1-26-55 of the North Dakota Century Code, relating to lines of insurance and procedures for travel insurance.

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

**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; to provide a penalty; and to provide an appropriation.

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

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

Was read the first time and referred to the **Human Services Committee**.

**SB 2294:** A BILL for an Act to create and enact subdivision nn of subsection 2 of section 12-60-24 of the North Dakota Century Code, relating to criminal history record checks; to amend and reenact sections 43-25-05, 43-25-05.1, and 43-25-09, subsections 2 and 3 of section 43-25-10, section 43-25-14, and subsection 1 of section 43-25-18 of the North Dakota Century Code, relating to the governance of the board of massage and the regulation of massage therapists; to provide a penalty; to provide for application; and to provide an effective date.

Was read the first time and referred to the **Government and Veterans Affairs Committee**.

**SB 2295:** A BILL for an Act to amend and reenact sections 43-39-01 and 43-39-04 and subdivision d of subsection 1 of section 43-39-10 of the North Dakota Century Code, relating to the regulation of athletic trainers; and to provide a penalty.

Was read the first time and referred to the **Government and Veterans Affairs Committee**.

**SB 2299:** A BILL for an Act to create and enact a new section to chapter 16.1-08.1 of the North Dakota Century Code, relating to campaign contributions through a conduit; to amend and reenact sections 16.1-08.1-01 and 16.1-08.1-06 of the North Dakota Century Code, relating to campaign contributions and reporting of contributions through a conduit; and to provide a penalty.

Was read the first time and referred to the **Government and Veterans Affairs Committee**.

**SB 2314:** A BILL for an Act to amend and reenact section 53-06.1-10.1 of the North Dakota Century Code, relating to conducting raffles using a random number generator.

Was read the first time and referred to the **Political Subdivisions Committee**.

**SB 2320:** A BILL for an Act to create and enact a new section to chapter 50-06 of the North Dakota Century Code, relating to the creation of a medication therapy management program for medicaid-eligible individuals; and to provide an effective date.

Was read the first time and referred to the **Human Services Committee**.

**SB 2332:** A BILL for an Act to create and enact section 12.1-29-07 of the North Dakota Century Code, relating to an offender education program; to amend and reenact section 12.1-29-06 of the North Dakota Century Code, relating to hiring an individual to engage in sexual activity; and to provide a penalty.

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

**SB 2336:** A BILL for an Act to amend and reenact subsection 3 of section 61-40-10 of the North Dakota Century Code, relating to approval of the state water commission for expansion of the western area water supply project.

Was read the first time and referred to the **Energy and Natural Resources Committee**.

**SB 2340:** A BILL for an Act to create and enact a new subdivision to subsection 3 of section 1 of Senate Bill No. 2057, as approved by the sixty-fourth legislative assembly, relating to regular evaluation of economic development tax incentives created by the sixty-fourth legislative assembly; to amend and reenact section 57-38-01.33 of the North Dakota Century Code, relating to an income tax credit for purchases of manufacturing machinery and equipment for automating manufacturing processes; and to provide an effective date.

Was read the first time and referred to the **Finance and Taxation Committee**.

**SB 2343:** A BILL 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 actions by the industrial commission to the legislative assembly or budget section; and to provide for retroactive application.

Was read the first time and referred to the **Energy and Natural Resources Committee**.

**SB 2351:** A BILL for an Act to create and enact section 10-06.1-12.1 of the North Dakota Century Code, relating to the ownership or leasing of farm and ranch land by corporations.

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

**SB 2355:** A BILL for an Act to create and enact a new section to chapter 15.1-13 of the North Dakota Century Code, relating to the development of a satisfaction survey for the education standards and practices board; to provide for a legislative management study; and to declare an emergency.

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

**SB 2356:** A BILL for an Act to provide for legislative management studies of oil and gas and abandoned gravel pit reclamation practices and standards.

Was read the first time and referred to the **Energy and Natural Resources Committee**.

**SB 2361:** A BILL for an Act to amend and reenact subsection 2 of section 61-40-05 of the North Dakota Century Code, relating to the use of eminent domain by the western area water supply authority.

Was read the first time and referred to the **Energy and Natural Resources Committee**.

**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.

Was read the first time and referred to the **Energy and Natural Resources Committee**.

**SB 2378:** A BILL for an Act to create and enact a new section to chapter 57-38 and a new subdivision to subsection 7 of section 57-38-30.3 of the North Dakota Century Code, relating to an income tax credit for contributions to qualified community of life projects; to provide an effective date; and to provide an expiration date.

Was read the first time and referred to the **Finance and Taxation Committee**.

#### **FIRST READING OF SENATE CONCURRENT RESOLUTIONS**

**SCR 4004:** A concurrent resolution directing the Legislative Management to continue to study dental services in the state, including the effectiveness of case management services and the state infrastructure necessary to cost effectively use mid-level providers to improve access to services and address dental service provider shortages in underserved areas of the state.

Was read the first time and referred to the **Human Services Committee**.

**SCR 4006:** A concurrent resolution directing the Legislative Management to study the impact to North Dakotans of the marriage penalty within the supplementary security income program under the Social Security Act and encouraging the North Dakota Congressional Delegation to address this issue within the Social Security laws.

Was read the first time and referred to the **Political Subdivisions Committee**.

**SCR 4011:** A concurrent resolution urging Congress to take a more pro-education position, recognize states' rights in the role of education of our children, and encourage

greater flexibility and cooperation between the United States Department of Education and the states.

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

**SCR 4015:** A concurrent resolution urging Congress to repeal the portions of the federal Affordable Care Act which are overreaching and the portions which are counter to good governance.

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

**SCR 4018:** A concurrent resolution directing the Legislative Management to study the use of seclusion and restraint procedures in schools.

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

**SCR 4020:** A concurrent resolution urging Congress to establish food labeling standards, direct the clarification of voluntary food labeling standards, and provide for a review of foods derived through the use of biotechnology.

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

**SCR 4021:** A concurrent resolution directing the Legislative Management to study how the institution for mental disease Medicaid reimbursement exclusion impacts this state, including the impact on Medicaid enrollees and on private and public sector providers.

Was read the first time and referred to the **Human Services Committee**.

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

**Buell J. Reich, Chief Clerk**