

## JOURNAL OF THE HOUSE

## Sixty-fifth Legislative Assembly

\* \* \* \* \*

Bismarck, January 12, 2017

The House convened at 1:00 p.m., with Speaker Bellew presiding.

The prayer was offered by Pastor Sam Saylor, Gateway Community Church, Bismarck.

The roll was called and all members were present except Representatives Boe, Magrum, Schatz, and Seibel.

A quorum was declared by the Speaker.

## REPORT OF PROCEDURAL COMMITTEE

**MR. SPEAKER:** Your procedural Committee on Employment (Rep. Martinson, Chairman) recommends the following House employees for the Sixty-fifth Legislative Assembly:

## 2017 HOUSE EMPLOYEES

	<u>Chief Clerk</u>	
Buell Reich		Bismarck
	<u>Assistant Chief Clerk</u>	
Arnold C. Thomas		Bismarck
	<u>Deputy Chief Clerk</u>	
Donna Whetham		Wilton
	<u>Journal Reporter</u>	
Edward Swiontek		Bismarck
	<u>Calendar Clerk</u>	
Reed D. Christensen		Courtenay
	<u>Bill Clerk</u>	
Edwin Whetham		Wilton
	<u>Video Recording Clerk</u>	
Joel Melarvie		Mandan
	<u>Sergeant-at-Arms</u>	
Jerry Moszer		Bismarck
	<u>Deputy Sergeant-at-Arms</u>	
Dwight Eckart		Bismarck
	<u>Assistant Sergeants-at-Arms</u>	
Roman Weiler		Mandan
Ian W. Trenbeath		Bismarck
Mark Zimmerman		Bismarck
Dennis Kunz		Bismarck
Jeanne Vetter		Bismarck
Mary Rennich		Bismarck
	<u>Administrative Assistant to the Speaker</u>	
Arlene Melavarie		Mandan
	<u>Administrative Assistant to the Majority Leader</u>	
Neva Carlisle		Bismarck
	<u>Staff Assistant to the Majority Leader</u>	
Liv Stromme		Bismarck
Mason Sisk		Bismarck
	<u>Administrative Assistant to the Minority Leader</u>	
Alison Tate		Grand Forks
	<u>Staff Assistant to the Minority Leader</u>	
Alexis Garbinger		Grand Forks
	<u>Communications Director (both houses)</u>	

Daniel Tick		Grand Forks
	<u>Assistant Committee Clerks</u>	
Shirley Bachmeier		Bismarck
Virgina Eminetrh		Wilton
	<u>Appropriations Committee Clerk</u>	
Risa Bergquist		Bismarck
	<u>Committee Clerks</u>	
Virginia Moch		Hazleton
Sheri Lewis		Bismarck
Angie Dinius		Mandan
ReMae Kuehn		Bismarck
Eriverto "Eddy" Vargas		Bismarck
Kathleen Davis		Bismarck
Mary Brucker		Bismarck
Carmen Hart		Bismarck
Judy Pepple		Bismarck
Ellen LeTang		Mandan
Delores Shimek		Bismarck
Carmen Hickie		Bismarck
Jeanette Cook		New Salem
	<u>Chief Legislative Assistant</u>	
Marjorie Conley		Wilton
	<u>Legislative Assistants</u>	
Jolenta "Joey" Erhardt		New Salem
Ryan Nixon		Bismarck
Jade Stenehjerm		Bismarck
Bernadette B. Wagner		Bismarck
Elvira Ketterling		Bismarck
	<u>Information Kiosk</u>	
Joan VonRueden		Bismarck
	<u>Parking Lot Attendant</u>	
Mark Johnstone		Bismarck

**REP. MARAGOS MOVED** that the report be adopted, which motion prevailed on a voice vote.

#### Oath of Office

**ACTING SPEAKER BELLEW ADMINISTERED** the oath of office to the 2017 House employees

#### MOTION

**REP. VIGESAA MOVED** that HB 1275 be returned to the House floor from the **Education Committee** and be rereferred to the **Judiciary Committee**, which motion prevailed.

Pursuant to Rep. Vigesaa's motion, HB 1275 was rereferred.

#### MOTION

**REP. VIGESAA MOVED** that HB 1252 be returned to the House floor from the **Agriculture Committee** for the purpose of withdrawal, which motion prevailed.

#### REQUEST

**REP. KEMPENICH REQUESTED** the unanimous consent of the House to withdraw HB 1252. There being no objection, it was so ordered by the Speaker.

#### MOTION

**REP. VIGESAA MOVED** that HB 1277 be returned to the House floor from the **Education Committee** for the purpose of withdrawal, which motion prevailed.

#### REQUEST

**REP. B. KOPPELMAN REQUESTED** the unanimous consent of the House to withdraw HB 1277. There being no objection, it was so ordered by the Speaker.

**SIXTH ORDER OF BUSINESS**

**SPEAKER BELLEW DEEMED** approval of the amendments to HB 1134.

HB 1134, as amended, was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

**MOTION**

**REP. VIGESAA MOVED** that HB 1143 be moved to the top of the Eleventh order, which motion prevailed.

**SECOND READING OF HOUSE BILL**

**HB 1143:** A BILL for an Act to create and enact a new section to chapter 15.1-09 of the North Dakota Century Code, relating to the joint employment of school district superintendents; and to amend and reenact section 15.1-09-55 of the North Dakota Century Code, relating to the joint employment of school district superintendents.

**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 2 YEAS, 89 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

**YEAS:** Brandenburg; Magrum

**NAYS:** Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker, Rich S.; Becker, Rick C.; Blum; Boehning; Bosch; Boschee; Brabandt; Carlson; Damschen; Delmore; Delzer; Devlin; Dobervich; Dockter; Ertelt; Grueneich; Guggisberg; Hanson; Hatlestad; Headland; Heinert; Hogan; Holman; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Johnston; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Klemin; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Maragos; Marschall; Martinson; McWilliams; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; O'Brien; Oliver; Olson; Owens; Paur; Pollert; Porter; Pyle; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schmidt; Schneider; Schobinger; Schreiber-Beck; Simons; Skroch; Steiner; Streyle; Sukut; Toman; Trottier; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Bellew

**ABSENT AND NOT VOTING:** Boe; Schatz; Seibel

HB 1143 failed.

\*\*\*\*\*

**SECOND READING OF HOUSE BILL**

**HB 1109:** A BILL for an Act to amend and reenact sections 37-01-03, 37-01-43, subsection 6 of 37-28-02, and 37-28-03 of the North Dakota Century Code, relating to the operation of the North Dakota national guard.

**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:** Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker, Rich S.; Becker, Rick C.; Blum; Boehning; Bosch; Boschee; Brabandt; Brandenburg; Carlson; Damschen; Delmore; Delzer; Devlin; Dobervich; Dockter; Ertelt; Grueneich; Guggisberg; Hanson; Hatlestad; Headland; Heinert; Hogan; Holman; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Johnston; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Klemin; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Magrum; Maragos; Marschall; Martinson; McWilliams; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; O'Brien; Oliver; Olson; Owens; Paur; Pollert; Porter; Pyle; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schmidt; Schneider; Schobinger; Schreiber-Beck; Simons; Skroch; Steiner; Streyle; Sukut; Toman; Trottier; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Bellew

**ABSENT AND NOT VOTING:** Boe; Schatz; Seibel

Engrossed HB 1109 passed.

\*\*\*\*\*

### SECOND READING OF HOUSE BILL

**HB 1090:** A BILL for an Act to amend and reenact subsection 1 of section 37-19.1-04, subsection 6 of section 44-04-18.4, subsection 8 of section 54-06-25, sections 54-06-26 and 54-44.3-01.2, subsection 2 of section 54-44.3-03, and sections 54-44.3-05 and 54-44.4-02.1 of the North Dakota Century Code, relating to bids and proposals received by public entities, notification of nonapplicability of veteran's preference, electronic ballot submission, long distance tolls, salary compensation comparison records, state personnel board vacancy filling procedures, secret ballot election rules, and reports of services.

### ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 87 YEAS, 4 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

**YEAS:** Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker, Rich S.; Becker, Rick C.; Blum; Boehning; Bosch; Boschee; Brabandt; Brandenburg; Carlson; Damschen; Delmore; Dobervich; Dockter; Grueneich; Guggisberg; Hanson; Hatlestad; Headland; Heinert; Hogan; Holman; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Johnston; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Klemin; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Magrum; Maragos; Marschall; Martinson; McWilliams; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; O'Brien; Oliver; Olson; Paur; Pollert; Porter; Pyle; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schmidt; Schneider; Schobinger; Schreiber-Beck; Simons; Skroch; Steiner; Streyle; Sukut; Toman; Trottier; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Bellew

**NAYS:** Delzer; Devlin; Ertelt; Owens

**ABSENT AND NOT VOTING:** Boe; Schatz; Seibel

Engrossed HB 1090 passed.

\*\*\*\*\*

### SECOND READING OF HOUSE BILL

**HB 1105:** A BILL for an Act to amend and reenact subsection 2 of section 39-01-01 of the North Dakota Century Code, relating to the definitions of emergency vehicles.

### ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 91 YEAS, 0 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

**YEAS:** Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker, Rich S.; Becker, Rick C.; Blum; Boehning; Bosch; Boschee; Brabandt; Brandenburg; Carlson; Damschen; Delmore; Delzer; Devlin; Dobervich; Dockter; Ertelt; Grueneich; Guggisberg; Hanson; Hatlestad; Headland; Heinert; Hogan; Holman; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Johnston; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Klemin; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Magrum; Maragos; Marschall; Martinson; McWilliams; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; O'Brien; Oliver; Olson; Owens; Paur; Pollert; Porter; Pyle; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schmidt; Schneider; Schobinger; Schreiber-Beck; Simons; Skroch; Steiner; Streyle; Sukut; Toman; Trottier; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Bellew

**ABSENT AND NOT VOTING:** Boe; Schatz; Seibel

Engrossed HB 1105 passed.

\*\*\*\*\*

**SECOND READING OF HOUSE BILL**

**HB 1106:** A BILL for an Act to amend and reenact section 37-17.1-04 of the North Dakota Century Code, relating to definitions of disasters and emergencies.

**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, 5 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

**YEAS:** Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker, Rich S.; Becker, Rick C.; Blum; Boehning; Bosch; Boschee; Brabandt; Brandenburg; Carlson; Damschen; Delmore; Delzer; Devlin; Dobervich; Dockter; Ertelt; Grueneich; Guggisberg; Hanson; Hatlestad; Headland; Heinert; Hogan; Holman; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Klemin; Koppelman, B.; Koppelman, K.; Laning; Lefor; Longmuir; Louser; Magrum; Maragos; Marschall; Martinson; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; O'Brien; Oliver; Olson; Owens; Paur; Pollert; Porter; Pyle; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schmidt; Schneider; Schobinger; Schreiber-Beck; Skroch; Steiner; Streyle; Sukut; Trottier; Vetter; Vigasaa; Weisz; Westlind; Zubke; Speaker Bellew

**NAYS:** Johnston; Kreidt; McWilliams; Simons; Toman

**ABSENT AND NOT VOTING:** Boe; Schatz; Seibel

Engrossed HB 1106 passed.

\*\*\*\*\*

**SECOND READING OF HOUSE BILL**

**HB 1116:** A BILL for an Act to amend and reenact section 25-02-01.1 of the North Dakota Century Code, relating to the structure of the department of human services and changes in terminology.

**ROLL CALL**

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 91 YEAS, 0 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

**YEAS:** Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker, Rich S.; Becker, Rick C.; Blum; Boehning; Bosch; Boschee; Brabandt; Brandenburg; Carlson; Damschen; Delmore; Delzer; Devlin; Dobervich; Dockter; Ertelt; Grueneich; Guggisberg; Hanson; Hatlestad; Headland; Heinert; Hogan; Holman; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Johnston; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Klemin; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Magrum; Maragos; Marschall; Martinson; McWilliams; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; O'Brien; Oliver; Olson; Owens; Paur; Pollert; Porter; Pyle; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schmidt; Schneider; Schobinger; Schreiber-Beck; Simons; Skroch; Steiner; Streyle; Sukut; Toman; Trottier; Vetter; Vigasaa; Weisz; Westlind; Zubke; Speaker Bellew

**ABSENT AND NOT VOTING:** Boe; Schatz; Seibel

HB 1116 passed.

\*\*\*\*\*

**SECOND READING OF HOUSE BILL**

**HB 1132:** A BILL for an Act to amend and reenact subdivision m of subsection 2 of section 12-60-24 of the North Dakota Century Code, relating to completion of criminal background checks of employees and contractors of job service North Dakota; and to declare an emergency.

**ROLL CALL**

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 91 YEAS, 0 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

**YEAS:** Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker, Rich S.; Becker, Rick C.; Blum; Boehning; Bosch; Boschee; Brabandt; Brandenburg; Carlson; Damschen; Delmore; Delzer; Devlin; Dobervich; Dockter; Ertelt; Grueneich; Guggisberg; Hanson; Hatlestad; Headland; Heinert; Hogan; Holman; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Johnston; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Klemin; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Magrum; Maragos; Marschall; Martinson; McWilliams; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; O'Brien; Oliver; Olson; Owens; Paur; Pollert; Porter; Pyle; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schmidt; Schneider; Schobinger; Schreiber-Beck; Simons; Skroch; Steiner; Streyle; Sukut; Toman; Trottier; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Bellew

**ABSENT AND NOT VOTING:** Boe; Schatz; Seibel

HB 1132 passed and the emergency clause was declared carried.

\*\*\*\*\*

**SECOND READING OF HOUSE BILL**

**HB 1139:** A BILL for an Act to create and enact a new section to chapter 51-19 of the North Dakota Century Code, relating to joint employer liability protection.

**ROLL CALL**

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 79 YEAS, 12 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

**YEAS:** Anderson, B.; Anderson, D.; Beadle; Becker, Rich S.; Becker, Rick C.; Blum; Boehning; Bosch; Brabandt; Brandenburg; Carlson; Damschen; Delzer; Devlin; Dockter; Ertelt; Grueneich; Hatlestad; Headland; Heinert; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Johnston; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Klemin; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Magrum; Maragos; Marschall; Martinson; McWilliams; Meier; Monson; Nathe; Nelson, J.; O'Brien; Oliver; Olson; Owens; Paur; Pollert; Porter; Pyle; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schmidt; Schobinger; Schreiber-Beck; Simons; Skroch; Steiner; Streyle; Sukut; Toman; Trottier; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Bellew

**NAYS:** Anderson, P.; Boschee; Delmore; Dobervich; Guggisberg; Hanson; Hogan; Holman; Mitskog; Mock; Nelson, M.; Schneider

**ABSENT AND NOT VOTING:** Boe; Schatz; Seibel

HB 1139 passed.

\*\*\*\*\*

**SECOND READING OF HOUSE BILL**

**HB 1101:** A BILL for an Act to amend and reenact section 26.1-22-14 of the North Dakota Century Code, relating to assessments and reporting of premiums and losses for the state fire and tornado fund.

**ROLL CALL**

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 91 YEAS, 0 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

**YEAS:** Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker, Rich S.; Becker, Rick C.; Blum; Boehning; Bosch; Boschee; Brabandt; Brandenburg; Carlson; Damschen;

Delmore; Delzer; Devlin; Dobervich; Dockter; Ertelt; Grueneich; Guggisberg; Hanson; Hatlestad; Headland; Heinert; Hogan; Holman; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Johnston; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Klemin; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Magrum; Maragos; Marschall; Martinson; McWilliams; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; O'Brien; Oliver; Olson; Owens; Paur; Pollert; Porter; Pyle; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schmidt; Schneider; Schobinger; Schreiber-Beck; Simons; Skroch; Steiner; Streyle; Sukut; Toman; Trottier; Vetter; Vigasaa; Weisz; Westlind; Zubke; Speaker Bellew

**ABSENT AND NOT VOTING:** Boe; Schatz; Seibel

HB 1101 passed.

\*\*\*\*\*

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

**HB 1112:** A BILL for an Act to amend and reenact sections 26.1-02.1-01, 26.1-02.1-02.1, 26.1-26-15, and 26.1-26-39 of the North Dakota Century Code, relating to licensing and insurance producers; and to declare an emergency.

### **ROLL CALL**

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 91 YEAS, 0 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

**YEAS:** Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker, Rich S.; Becker, Rick C.; Blum; Boehning; Bosch; Boschee; Brabandt; Brandenburg; Carlson; Damschen; Delmore; Delzer; Devlin; Dobervich; Dockter; Ertelt; Grueneich; Guggisberg; Hanson; Hatlestad; Headland; Heinert; Hogan; Holman; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Johnston; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Klemin; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Magrum; Maragos; Marschall; Martinson; McWilliams; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; O'Brien; Oliver; Olson; Owens; Paur; Pollert; Porter; Pyle; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schmidt; Schneider; Schobinger; Schreiber-Beck; Simons; Skroch; Steiner; Streyle; Sukut; Toman; Trottier; Vetter; Vigasaa; Weisz; Westlind; Zubke; Speaker Bellew

**ABSENT AND NOT VOTING:** Boe; Schatz; Seibel

HB 1112 passed and the emergency clause was declared carried.

\*\*\*\*\*

### **MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)**

**MR. SPEAKER:** The Senate has passed, and your favorable consideration is requested on: SB 2053, SB 2099, SB 2112, SB 2114.

### **MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)**

**MR. SPEAKER:** The Senate has passed, the emergency clause carried, and your favorable consideration is requested on: SB 2096, SB 2117.

### **MOTION**

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

### **MOTION**

**REP. VIGESAA MOVED** that the House be on the Fourth, Fifth, and Ninth orders of business and at the conclusion of those orders, the House stand adjourned until 12:30 p.m., Friday, January 13, 2017, which motion prevailed.

### **REPORT OF STANDING COMMITTEE**

**HB 1056: Finance and Taxation Committee (Rep. Headland, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO NOT**

**PASS** (9 YEAS, 5 NAYS, 0 ABSENT AND NOT VOTING). HB 1056 was placed on the Sixth order on the calendar.

Page 1, line 17, after "in" insert "a revocable or irrevocable"

Page 1, line 23, after "in" insert "a revocable or irrevocable"

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

**HB 1057: Judiciary Committee (Rep. K. Koppelman, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (13 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING). HB 1057 was placed on the Sixth order on the calendar.

Page 1, line 9, after the first "is" insert "filed with the court or"

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

**HB 1087: Industry, Business and Labor Committee (Rep. Keiser, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1087 was placed on the Sixth order on the calendar.

Page 1, line 17, after "who" insert "in accordance with section 43-06-16.1"

Page 8, line 19, remove "unless a different amount is provided by administrative rule"

Page 9, line 27, remove "unless a different amount"

Page 9, line 28, remove "is provided by administrative rule"

Page 12, remove lines 23 and 24

Page 12, line 25, replace "11." with "10."

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

**HB 1089: Political Subdivisions Committee (Rep. Klemin, Chairman)** recommends **DO PASS** (15 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1089 was placed on the Eleventh order on the calendar.

#### REPORT OF STANDING COMMITTEE

**HB 1092: Industry, Business and Labor Committee (Rep. Keiser, Chairman)** recommends **DO PASS** (13 YEAS, 1 NAYS, 0 ABSENT AND NOT VOTING). HB 1092 was placed on the Eleventh order on the calendar.

#### REPORT OF STANDING COMMITTEE

**HB 1093: Industry, Business and Labor Committee (Rep. Keiser, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1093 was placed on the Sixth order on the calendar.

Page 2, line 4, remove the overstrike over "øæ"

Page 2, line 4, remove "two"

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

Page 2, line 11, remove "two hundred"

Page 2, line 17, remove the overstrike over "ninety"



Page 2, line 17, remove "two hundred"

Renumber accordingly

**REPORT OF STANDING COMMITTEE**

**HB 1094: Industry, Business and Labor Committee (Rep. Keiser, Chairman)** recommends **DO PASS** (9 YEAS, 5 NAYS, 0 ABSENT AND NOT VOTING). HB 1094 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**HB 1100: Industry, Business and Labor Committee (Rep. Keiser, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1100 was placed on the Sixth order on the calendar.

Page 1, line 2, after "reports" insert "; and to declare an emergency"

Page 3, after line 21, insert:

**"SECTION 2. EMERGENCY.** This Act is declared to be an emergency measure."

Renumber accordingly

**REPORT OF STANDING COMMITTEE**

**HB 1113: Industry, Business and Labor Committee (Rep. Keiser, Chairman)** recommends **DO PASS** (11 YEAS, 1 NAYS, 2 ABSENT AND NOT VOTING). HB 1113 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**HB 1119: Human Services Committee (Rep. Weisz, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1119 was placed on the Sixth order on the calendar.

Page 1, line 18, remove "guardian of the"

Page 1, line 19, after "individual's" insert "legal representative's"

Page 2, line 24, remove "guardian of the"

Page 2, line 25, after "beneficiary's" insert "legal representative's"

Renumber accordingly

**REPORT OF STANDING COMMITTEE**

**HB 1127: Agriculture Committee (Rep. D. Johnson, Chairman)** recommends **DO PASS** (13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1127 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**HB 1136: Human Services Committee (Rep. Weisz, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1136 was placed on the Sixth order on the calendar.

Page 7, line 4, after the comma insert "which is"

Page 7, line 5, after "agency" insert "or residential child care facility"

Page 7, line 5, after "and" insert "which is"

Renumber accordingly

**REPORT OF STANDING COMMITTEE**

**HB 1137: Industry, Business and Labor Committee (Rep. Keiser, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1137 was placed on the Sixth order on the calendar.

Page 3, line 26, after "employer" insert ", the organization"

Renumber accordingly

**FIRST READING OF HOUSE BILLS**

Reps. Keiser, K. Koppelman introduced:

**HB 1287:** A BILL for an Act to create and enact section 39-06-14.2 and a new paragraph to subdivision a of subsection 3 of section 39-06.1-10 of the North Dakota Century Code, relating to graduated driver licensing; to amend and reenact subsection 2 of section 39-06-01.1, subsection 1 of section 39-06-03, section 39-06-04, subsection 1 of section 39-06-05, sections 39-06-14 and 39-06-17, subsection 4 of section 39-06-42, subsection 2 of section 39-06-43, subdivision i of subsection 2 of section 39-06-49, and subsection 1 of section 39-06.1-08 of the North Dakota Century Code, relating to drivers licenses issued to operators, restricted licenses, and class D instruction permit; and to provide a penalty.

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

Reps. D. Ruby, Delmore, Owens, Sanford and Sens. Campbell, Casper, Laffen introduced:

**HB 1288:** A BILL for an Act to amend and reenact section 39-12-02 of the North Dakota Century Code, relating to an annual permit for oversized vehicles; to provide for an effective date; and to provide for an expiration date.

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

Rep. Keiser introduced:

**HB 1289:** A BILL for an Act to amend and reenact subsection 1 of section 23-34-04 and section 43-17-31 of the North Dakota Century Code, relating to grounds for disciplinary action by the medical board.

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

Reps. Trottier, B. Anderson, Paur, M. Ruby, Seibel, Steiner and Sen. Campbell introduced:

**HB 1290:** A BILL for an Act to amend and reenact sections 43-19.1-28 and 48-01.2-02.1 of the North Dakota Century Code, relating to bids and plans and specifications for public improvements; and to provide for application.

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

Reps. D. Johnson, Boschee, Trottier and Sens. Armstrong, O. Larsen, Luick introduced:

**HB 1291:** A BILL for an Act to create and enact a new section to chapter 4.1-72 of the North Dakota Century Code, relating to authority to use a uniform summons and complaint by brand inspectors who are licensed peace officers; to amend and reenact section 4.1-72-04 of the North Dakota Century Code, relating to brand inspectors as licensed peace officers; and to provide a penalty.

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

Reps. Toman, Nathe, Porter, Rohr, Seibel and Sen. Cook introduced:

**HB 1292:** A BILL for an Act to create and enact a new section to chapter 23-02.1 of the North Dakota Century Code, relating to memorial birth certificates.

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

Reps. Grueneich, Dockter, Headland, K. Koppelman, Lefor, Nathe, Oliver, M. Ruby, Satrom, Seibel and Sen. Wanzek introduced:

**HB 1293:** A BILL for an Act to amend and reenact section 12.1-22-03 of the North Dakota Century Code, relating to criminal trespass; and to provide a penalty.

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

Reps. Seibel, B. Anderson, C. Johnson, Laning, Lefor, Nathe, J. Nelson, Rohr and Sens. Klein, Unruh introduced:

**HB 1294:** A BILL for an Act to amend and reenact section 11-19.1-15, subsections 9 and 18 of section 23-02.1-01, sections 23-02.1-08, 23-02.1-21, and 23-02.1-22, subsection 2 of section 23-02.1-32, sections 23-06-02, 23-06-03, 23-06-04, 23-06-05, 23-06-06,

23-06-07, 23-06-08, 23-06-09, 23-06-10, 23-06-11, 23-06-12, 23-06-13, and 23-06-26, subsection 8 of section 23-06.6-13, section 30.1-28-06, subsection 4 of section 43-10-01, and sections 43-10-15.4, 43-10-21, and 43-10.1-02 of the North Dakota Century Code, relating to transportation and disposition upon death; and to provide a penalty.

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

Rep. Maragos introduced:

**HB 1295:** A BILL for an Act to amend and reenact section 57-02-08.1 of the North Dakota Century Code, relating to the expansion of the homestead credit exemption for individuals age sixty-five or older; and to provide an effective date.

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

Rep. Keiser introduced:

**HB 1296:** A BILL for an Act to amend and reenact section 52-04-01.1 of the North Dakota Century Code, relating to electronic filing of employer unemployment contribution and wage reports; and to provide an effective date.

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

Reps. Vetter, Beadle, Blum, Delmore, Grueneich, O'Brien, Owens, Sanford, Satrom and Sens. Casper, Kreun, Meyer introduced:

**HB 1297:** A BILL for an Act to create and enact a new section to chapter 6-09 of the North Dakota Century Code, relating to creation of the affordable housing revolving loan fund; to provide a continuing appropriation; and to provide for a transfer.

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

Reps. Steiner, B. Anderson, Dockter, Laning, Rohr and Sens. Armstrong, Laffen, O. Larsen introduced:

**HB 1298:** A BILL for an Act to create and enact a new section to chapter 11-10, a new section to chapter 40-05, and a new section to chapter 58-03 of the North Dakota Century Code, relating to prohibiting counties, cities, and townships from contracting with lobbyists; to amend and reenact section 54-05.1-02 of the North Dakota Century Code, relating to the definition of lobbyist and prohibiting lobbyists from receiving public funds from political subdivisions; and to provide a penalty.

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

Reps. Jones, Johnston, Kasper, Marschall, Owens, Paur, D. Ruby, Satrom, Weisz and Sens. Armstrong, Kannianen introduced:

**HB 1299:** A BILL for an Act to amend and reenact section 39-06-19 of the North Dakota Century Code, relating to the expiration of an operator's license; and to provide for an application.

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

Reps. Kempenich, K. Koppelman, Olson and Sens. Klein, D. Larson, Unruh introduced:

**HB 1300:** A BILL for an Act to amend and reenact subsection 2 of section 28-32-01 of the North Dakota Century Code, relating to agencies exempt from the definition of administrative agency.

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

Reps. Kiefert, Beadle, Blum, Maragos, Mitskog and Sens. Campbell, Dever, Meyer, Robinson introduced:

**HB 1301:** A BILL for an Act to amend and reenact section 36-21.2-07 of the North Dakota Century Code, relating to bonding for the cost of care for animals seized by law enforcement.

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

Reps. Schobinger, Delzer, Dobervich, Kasper and Sens. Klein, Krebsbach introduced:

**HB 1302:** A BILL for an Act to amend and reenact subsection 1 of section 26.1-39-05 of the North Dakota Century Code, relating to property and casualty insurance covered loss.

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

Reps. Carlson, Delzer and Sens. Holmberg, Wardner introduced:

**HB 1303:** A BILL for an Act to prohibit state agencies from filling vacant employee positions; and to declare an emergency.

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

Reps. Carlson, Headland, K. Koppelman, Porter and Sens. Armstrong, Casper introduced:

**HB 1304:** A BILL for an Act to create and enact a new section to chapter 12.1-31 of the North Dakota Century Code, relating to prohibiting the wearing of masks, hoods, and face coverings at certain functions; and to provide a penalty.

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

#### **FIRST READING OF HOUSE CONCURRENT RESOLUTIONS**

Reps. Kasper, Rick C. Becker, Carlson, Headland, K. Koppelman, Louser, D. Ruby and Sens. Armstrong, Casper, Hogue, Poolman, Wardner introduced:

**HCR 3006:** A concurrent resolution calling for a convention for the purpose of amending the United States Constitution to impose fiscal restraints on the federal government and limit the power and jurisdiction of the federal government.

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

Reps. M. Nelson, Boschee introduced:

**HCR 3007:** A concurrent resolution requesting the Legislative Management to consider studying the legalization of marijuana.

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

Reps. M. Nelson, Boschee introduced:

**HCR 3008:** A concurrent resolution urging Congress to call a convention to propose an amendment to the United States Constitution which will restore free and fair elections.

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

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

**Buell J. Reich, Chief Clerk**