

JOURNAL OF THE HOUSE

Sixty-fifth Legislative Assembly

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Bismarck, February 7, 2017

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

The prayer was offered by Bruce Prentice, Crisis Care Chaplaincy, Bismarck.

The roll was called and all members were present except Representatives D. Anderson, Headland, Heinert, Pyle, and Seibel.

A quorum was declared by the Speaker.

SIXTH ORDER OF BUSINESS

SPEAKER BELLEW DEEMED approval of the amendments to HB 1199, HB 1202, HB 1219, HB 1240, HB 1255, HB 1256, HB 1320, HB 1328, HB 1380, and HB 1419.

HB 1199, HB 1255, and HB 1419, as amended, were rereferred to the **Appropriations Committee**.

HB 1202, HB 1219, HB 1240, HB 1256, HB 1320, HB 1328, and HB 1380, as amended, were placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MOTION

REP. VIGESAA MOVED that HB 1128, which is on the Eleventh order, be rereferred to the **Appropriations Committee**, which motion prevailed. Pursuant to Rep. Vigesaa's motion, HB 1128 was rereferred.

MOTION

REP. VIGESAA MOVED that Engrossed HB 1045, which is on the Eleventh order, be rereferred to the **Finance and Taxation Committee**, which motion prevailed. Pursuant to Rep. Vigesaa's motion, Engrossed HB 1045 was rereferred.

SECOND READING OF HOUSE BILL

HB 1432: A BILL for an Act to create and enact a new section to chapter 15.1-02, two new sections to chapter 15.1-21, and a new section to chapter 54-06 of the North Dakota Century Code, relating to the authority of the superintendent of public instruction and other state officials and agencies, and to standards and assessments; to amend and reenact sections 15.1-02-04 and 15.1-21-12 of the North Dakota Century Code, relating to the duties of the superintendent of public instruction and professional development; to repeal sections 15.1-21-08, 15.1-21-09, 15.1-21-10, 15.1-21-11, and 15.1-21-14 of the North Dakota Century Code, relating to state assessments; to provide an effective date; and to declare an emergency.

REQUEST

REP. B. KOPPELMAN REQUESTED that the House divide HB 1432, which request was granted.

DIVISION A: Sections 2 and 6

DIVISION B: Remainder of bill

ROLL CALL

The question being on the final adoption of Division A of HB 1432, the roll was called and there were 27 YEAS, 62 NAYS, 0 EXCUSED, 5 ABSENT AND NOT VOTING.

YEAS: Becker, Rick C.; Boehning; Brabandt; Brandenburg; Delzer; Ertelt; Johnston; Kading; Karls; Kasper; Kempenich; Koppelman, B.; Koppelman, K.; Laning; Louser; Magrum; Marshall; McWilliams; Olson; Rohr; Ruby, D.; Ruby, M.; Schatz; Simons;

Toman; Weisz; Speaker Bellew

NAYS: Anderson, B.; Anderson, P.; Beadle; Becker, Rich S.; Blum; Boe; Bosch; Boschee; Carlson; Damschen; Delmore; Devlin; Dobervich; Dockter; Grueneich; Guggisberg; Hanson; Hatlestad; Heinert; Hogan; Holman; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Jones; Keiser; Kiefert; Klemin; Lefor; Longmuir; Maragos; Martinson; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; O'Brien; Oliver; Owens; Paur; Pollert; Porter; Roers Jones; Sanford; Satrom; Schmidt; Schneider; Schobinger; Schreiber-Beck; Skroch; Steiner; Streyle; Sukut; Trotter; Vetter; Vigasaa; Westlind; Zubke

ABSENT AND NOT VOTING: Anderson, D.; Headland; Kreidt; Pyle; Seibel

Division A of HB 1432 failed on a recorded roll call vote.

ROLL CALL

The question being on the final adoption of Division B of HB 1432, the roll was called and there were 10 YEAS, 78 NAYS, 0 EXCUSED, 6 ABSENT AND NOT VOTING.

YEAS: Brabandt; Ertelt; Johnston; Kasper; Koppelman, B.; Olson; Rohr; Ruby, D.; Schatz; Simons

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

ABSENT AND NOT VOTING: Anderson, D.; Headland; Kreidt; Monson; Pyle; Seibel

Division B of HB 1432 failed on a recorded roll call vote.

HB 1432 was deemed failed.

SECOND READING OF HOUSE BILL

HB 1337: A BILL for an Act to amend and reenact section 15.1-21-22 of the North Dakota Century Code, relating to required reading of historical documents.

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 47 YEAS, 42 NAYS, 0 EXCUSED, 5 ABSENT AND NOT VOTING.

YEAS: Becker, Rich S.; Becker, Rick C.; Blum; Boehning; Brabandt; Brandenburg; Carlson; Damschen; Delzer; Devlin; Ertelt; Grueneich; Howe; Johnson, C.; Johnston; Jones; Kading; Karls; Kasper; Kempenich; Kiefert; Koppelman, B.; Koppelman, K.; Laning; Louser; Magrum; Marschall; McWilliams; Meier; Monson; Olson; Pollert; Rohr; Ruby, D.; Ruby, M.; Schatz; Schmidt; Schobinger; Simons; Skroch; Streyle; Toman; Trotter; Vetter; Vigasaa; Weisz; Speaker Bellew

NAYS: Anderson, B.; Anderson, P.; Beadle; Boe; Bosch; Boschee; Delmore; Dobervich; Dockter; Guggisberg; Hanson; Hatlestad; Heinert; Hogan; Holman; Johnson, D.; Johnson, M.; Keiser; Klemin; Lefor; Longmuir; Maragos; Martinson; Mitskog; Mock; Nathe; Nelson, J.; Nelson, M.; O'Brien; Oliver; Owens; Paur; Porter; Roers Jones; Sanford; Satrom; Schneider; Schreiber-Beck; Steiner; Sukut; Westlind; Zubke

ABSENT AND NOT VOTING: Anderson, D.; Headland; Kreidt; Pyle; Seibel

HB 1337 failed.

SECOND READING OF HOUSE BILL

HB 1384: A BILL for an Act to create and enact a new subsection to section 54-11-01 of the North Dakota Century Code, relating to duties of the state treasurer; to amend and reenact section 10-15-49 of the North Dakota Century Code, relating to abandoned property; and to repeal section 15-02-05.2 of the North Dakota Century Code, relating to the administrator of abandoned property.

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 84 YEAS, 5 NAYS, 0 EXCUSED, 5 ABSENT AND NOT VOTING.

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

NAYS: Dockter; Johnson, M.; Nathe; Nelson, M.; Ruby, D.

ABSENT AND NOT VOTING: Anderson, D.; Headland; Kreidt; Pyle; Seibel

HB 1384 passed.

SECOND READING OF HOUSE BILL

HB 1351: A BILL for an Act to amend and reenact section 57-15-01 of the North Dakota Century Code, relating to approval of special assessment projects by elected governing bodies; 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 51 YEAS, 38 NAYS, 0 EXCUSED, 5 ABSENT AND NOT VOTING.

YEAS: Anderson, P.; Beadle; Becker, Rick C.; Blum; Boehning; Boschee; Carlson; Delmore; Dobervich; Dockter; Ertelt; Grueneich; Guggisberg; Hanson; Hatlestad; Heinert; Hogan; Holman; Howe; Johnson, C.; Johnson, M.; Johnston; Jones; Kading; Kasper; Klemin; Koppelman, B.; Koppelman, K.; Laning; Lefor; Longmuir; Maragos; Marschall; Martinson; Mock; Nathe; Nelson, J.; Oliver; Olson; Owens; Porter; Roers Jones; Ruby, M.; Sanford; Satrom; Schneider; Schobinger; Skroch; Toman; Trottier; Vigasaa

NAYS: Anderson, B.; Becker, Rich S.; Boe; Bosch; Brabandt; Brandenburg; Damschen; Delzer; Devlin; Johnson, D.; Karls; Keiser; Kempenich; Kiefert; Louser; Magrum; McWilliams; Meier; Mitskog; Monson; Nelson, M.; O'Brien; Paur; Pollert; Rohr; Ruby, D.; Schatz; Schmidt; Schreiber-Beck; Simons; Steiner; Streyle; Sukut; Vetter; Weisz; Westlind; Zubke; Speaker Bellew

ABSENT AND NOT VOTING: Anderson, D.; Headland; Kreidt; Pyle; Seibel

Engrossed HB 1351 passed.

SECOND READING OF HOUSE BILL

HB 1343: A BILL for an Act to amend and reenact section 5-01-17 of the North Dakota Century Code, relating to domestic winery ingredient utilization requirements and special event permits.

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

YEAS: Anderson, B.; Anderson, P.; Beadle; Becker, Rich S.; Becker, Rick C.; Blum; Boe; Boehning; Bosch; Boschee; Brabandt; Brandenburg; Carlson; Damschen; Delmore; Delzer; Devlin; Dobervich; Dockter; Ertelt; Grueneich; Guggisberg; Hanson; Hatlestad; Heinert; Hogan; Holman; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Johnston; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Klemin; Koppelman, B.; Koppelman, K.; 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; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schmidt; Schneider; Schobinger; Schreiber-Beck; Simons; Skroch; Steiner; Streyle; Sukut; Toman; Trottier; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Bellew

ABSENT AND NOT VOTING: Anderson, D.; Headland; Kreidt; Pyle; Seibel

Engrossed HB 1343 passed.

SECOND READING OF HOUSE BILL

HB 1405: A BILL for an Act to amend and reenact section 54-34.3-10 of the North Dakota Century Code, relating to the commission on the status of women.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 71 YEAS, 18 NAYS, 0 EXCUSED, 5 ABSENT AND NOT VOTING.

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

NAYS: Boehning; Brandenburg; Delzer; Devlin; Dockter; Ertelt; Karls; Koppelman, B.; Nathe; Olson; Pollert; Schatz; Simons; Steiner; Streyle; Vetter; Weisz; Speaker Bellew

ABSENT AND NOT VOTING: Anderson, D.; Headland; Kreidt; Pyle; Seibel

Engrossed HB 1405 passed.

SECOND READING OF HOUSE BILL

HB 1418: A BILL for an Act to amend and reenact section 16.1-09-05 of the North Dakota Century Code, relating to publishing and preserving statements of interests.

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 82 YEAS, 7 NAYS, 0 EXCUSED, 5 ABSENT AND NOT VOTING.

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

NAYS: Delzer; Ertelt; McWilliams; Monson; Schatz; Simons; Streyle

ABSENT AND NOT VOTING: Anderson, D.; Headland; Kreidt; Pyle; Seibel

Engrossed HB 1418 passed.

SECOND READING OF HOUSE BILL

HB 1331: A BILL for an Act to create and enact section 43-18-09.1 of the North Dakota Century Code, relating to inspection of septic systems; and to provide an effective date.

CONFLICT OF INTEREST

REP. MAGRUM STATED that he had a conflict of interest on HB 1331.

MOTION

REP. VIGESAA MOVED that Rep. Magrum be allowed to vote on HB 1331, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 10 YEAS, 79 NAYS, 0 EXCUSED, 5 ABSENT AND NOT VOTING.

YEAS: Boehning; Brandenburg; Johnston; Kiefert; Magrum; McWilliams; Monson; Owens; Ruby, D.; Simons

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

ABSENT AND NOT VOTING: Anderson, D.; Headland; Kreidt; Pyle; Seibel

HB 1331 failed.

SECOND READING OF HOUSE BILL

HB 1372: A BILL for an Act to amend and reenact sections 57-06-14.1, 57-33.2-04, 57-33.2-18, and 57-33.2-19 of the North Dakota Century Code, relating to a supplemental wind generation tax; and to provide an effective date.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 0 YEAS, 89 NAYS, 0 EXCUSED, 5 ABSENT AND NOT VOTING.

NAYS: Anderson, B.; Anderson, P.; Beadle; Becker, Rich S.; Becker, Rick C.; Blum; Boe; Boehning; Bosch; Boschee; Brabandt; Brandenburg; Carlson; Damschen; Delmore; Delzer; Devlin; Dobervich; Dockter; Ertelt; Grueneich; Guggisberg; Hanson; Hatlestad; Heinert; Hogan; Holman; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Johnston; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Klemin; Koppelman, B.; Koppelman, K.; 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; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schmidt; Schneider; Schobinger; Schreiber-Beck; Simons; Skroch; Steiner; Streyle; Sukut; Toman; Trotter; Vetter; Vigasaa; Weisz; Westlind; Zubke; Speaker Bellew

ABSENT AND NOT VOTING: Anderson, D.; Headland; Kreidt; Pyle; Seibel

HB 1372 failed.

SECOND READING OF HOUSE BILL

HB 1314: A BILL for an Act to amend and reenact section 32-03.1-02.3 of the North Dakota Century Code, relating to limited liability for use of automated external defibrillators.

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

YEAS: Anderson, B.; Anderson, P.; Beadle; Becker, Rich S.; Becker, Rick C.; Blum; Boe; Boehning; Bosch; Boschee; Brabandt; Brandenburg; Carlson; Damschen; Delmore; Delzer; Devlin; Dobervich; Dockter; Ertelt; Grueneich; Guggisberg; Hanson; Hatlestad; Heinert; Hogan; Holman; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Johnston; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Klemin; Koppelman, B.; Koppelman, K.; 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; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schmidt; Schneider; Schobinger; Schreiber-Beck; Simons; Skroch; Steiner; Streyle; Sukut; Toman; Trotter; Vetter; Vigasaa; Weisz; Westlind; Zubke; Speaker Bellew

ABSENT AND NOT VOTING: Anderson, D.; Headland; Kreidt; Pyle; Seibel

Engrossed HB 1314 passed.

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 1:00 p.m., Wednesday, February 8, 2017, which motion prevailed.

REPORT OF STANDING COMMITTEE

HB 1085, as engrossed: Human Services Committee (Rep. Weisz, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (12 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). Engrossed HB 1085 was placed on the Sixth order on the calendar.

Page 1, line 21, remove "serve at the pleasure of the chairman of the legislative management."

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1126: Agriculture Committee (Rep. D. Johnson, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (10 YEAS, 0 NAYS, 4 ABSENT AND NOT VOTING). HB 1126 was placed on the Sixth order on the calendar.

Page 1, line 1, remove "60-02-03,"

Page 1, line 1, remove "60-02-25,"

Page 1, line 2, remove "60-02-44, 60-02.1-03,"

Page 1, line 3, remove "60-02.1-29, 60-02.1-30, 60-02.1-31,"

Page 1, line 3, remove "60-02.1-33, 60-02.1-34,"

Page 1, line 4, remove "60-02.1-36,"

Page 1, line 4, remove "60-04-03, 60-04-03.1, 60-04-03.3, 60-04-03,"

Page 1, line 5, remove "60-04-05, 60-04-06,"

Page 1, line 5, remove "60-04-08,"

Page 1, line 5, remove "60-10-01, 60-10-02, 60-10-04,"

Page 1, line 6, replace "60-10-05, 60-10-06, 60-10-07, 60-10-08," with "and"

Page 1, line 6, remove "60-10-10, 60-10-13, 60-10-14, and 60-10-15"

Page 1, line 7, remove the second comma

Page 1, remove lines 8 and 9

Page 1, line 10, replace "indemnity fund" with "and insolvencies of public warehouses and grain buyers"

Page 1, line 10, remove "60-02-02, 60-02-25.1,"

Page 1, line 10, replace ", 60-02.1-02," with "and"

Page 1, line 11, remove "60-04-03.2, and 60-10-03"

Page 1, line 11, remove "duties of the"

Page 1, line 12, remove "commission, receiptholders' lien,"

Page 1, line 12, remove "closure, grain of insolvent warehouseman as trust"

Page 1, line 13, replace "asset, and suspension of indemnity fund assessments; and to provide for a transfer" with "closures"

Page 1, remove lines 15 through 23

Page 2, remove lines 1 through 5

Page 4, remove lines 9 through 19

Page 6, remove lines 9 through 30

Page 7, remove lines 1 and 2

Page 8, line 30, after "demand" insert ", including electronic communications."

Page 8, line 31, after "demand" insert ", including electronic communications"

Page 9, remove lines 3 through 31

Page 10, remove lines 1 through 20

Page 10, line 24, remove the overstrike over "~~its appointment~~"

Page 10, line 24, remove "an insolvency"

Page 10, line 26, remove the overstrike over "~~its appointment~~"

Page 10, line 26, remove "the insolvency and the commencement of the"

Page 10, line 27, remove "insolvency proceeding"

Page 11, line 7, remove "or credit-sale contract claimant"

Page 11, line 7, remove the overstrike over "~~participation in the trust fund~~"

Page 11, line 7, remove "payment for"

Page 11, line 8, replace "any amount due" with ", and the credit-sale contract claimant may be barred from payment for any amount due"

Page 11, line 9, remove the overstrike over "~~court~~"

Page 11, line 9, remove "commission"

Page 11, remove lines 10 through 27

Page 12, line 5, remove "and credit-sale contract claimants"

Page 12, line 6, after "4." insert "Settle and compromise any action when it is in the best interests of the credit-sale contract claimants."

5."

Page 12, remove lines 8 through 14

Page 12, line 17, remove the overstrike over "~~of trustee to court -- Approval~~"

Page 12, line 17, remove "and order of commission"

Page 12, line 19, remove the overstrike over "~~file with the court~~"

Page 12, line 19, remove "issue"

Page 12, line 20, remove "a notice consistent with chapter 28-32, together with"

Page 13, line 1, remove the overstrike over "~~trust~~"

Page 13, line 1, remove "insolvency"

Page 13, line 1, after "assets" insert "to receiptholders"

Page 13, line 2, after "proposed" insert "credit-sale contract"

Page 13, line 3, remove "receiptholder and"

Page 13, line 3, remove the overstrike over "~~trust~~"

Page 13, line 3, remove "insolvency"

Page 13, line 6, remove the overstrike over "court"

Page 13, line 6, remove "commission"

Page 13, line 6, remove "issue"

Page 13, line 6, remove "at least"

Page 13, line 7, remove "forty-five days before the hearing."

Page 13, line 8, remove the overstrike over "be approved"

Page 13, line 8, remove "become final."

Page 13, line 8, remove "grain indemnity fund"

Page 13, line 9, remove "payments and"

Page 13, line 9, replace "insolvency" with "trust"

Page 13, line 14, remove the overstrike over "court"

Page 13, line 14, remove "commission"

Page 13, line 14, remove the overstrike over "the commission,"

Page 13, line 14, remove the overstrike over the second comma

Page 13, line 17, remove the overstrike over "court"

Page 13, line 17, remove "commission"

Page 13, line 17, remove the overstrike over "approve"

Page 13, line 17, remove "adopt"

Page 13, line 19, remove the overstrike over "trust"

Page 13, line 19, remove "insolvency"

Page 13, line 19, after "fund" insert ". payments from the credit-sale contract indemnity fund"

Page 13, line 19, remove the overstrike over "discharge of the commission from its trust"

Page 13, line 19, remove "payments from"

Page 13, line 20, remove "the grain indemnity fund"

Page 13, line 26, remove the overstrike over "the action"

Page 13, line 26, remove "any proceeding"

Page 13, line 27, remove the overstrike over "trust"

Page 13, line 27, remove "insolvency"

Page 13, line 27, replace "grain" with "credit-sale contract"

Page 13, line 27, after "fund" insert "as appropriate"

Page 13, line 31, remove the overstrike over "trust fund"

Page 13, line 31, remove "insolvency"

Page 13, line 31, replace "grain" with "credit-sale contract"

Page 13, line 31, after "funds" insert "as appropriate"

Page 14, line 5, after "demand" insert ", including electronic communication."

Page 14, remove lines 7 through 30

Page 15, remove lines 1 through 31

Page 16, remove lines 1 and 2

Page 16, line 6, remove the overstrike over "~~its appointment by the district court~~"

Page 16, line 6, remove "an insolvency"

Page 16, line 8, remove the overstrike over "~~its appointment~~"

Page 16, line 8, remove "the insolvency and the commencement of the insolvency proceeding"

Page 16, line 21, remove the overstrike over "~~court~~"

Page 16, line 21, remove "commission"

Page 16, remove lines 22 through 31

Page 17, remove lines 1 through 20

Page 17, line 29, remove "and credit-sale contract claimants"

Page 18, line 1, after "4." insert "Settle and compromise any action when it is in the best interests of the credit-sale contract claimants."

5."

Page 18, remove lines 4 through 10

Page 18, line 13, remove the overstrike over "~~of trustee to court -- Approval~~"

Page 18, line 13, remove "**and order of commission**"

Page 18, line 14, remove the overstrike over "~~file with the~~"

Page 18, line 15, remove the overstrike over "~~court~~"

Page 18, line 15, remove "issue a notice consistent with chapter 28-32, together with"

Page 19, line 2, remove the overstrike over "~~trust fund assets~~"

Page 19, line 2, remove "bond"

Page 19, line 3, remove "proceeds in the insolvency fund"

Page 19, line 3, remove "an appropriate portion of the"

Page 19, line 4, after "proposed" insert "credit-sale contract"

Page 19, line 5, remove "receiptholder and"

Page 19, line 6, remove the overstrike over "~~trust~~"

Page 19, line 6, remove "insolvency"

Page 19, line 6, remove the overstrike over "~~fund~~"

Page 19, line 6, remove the second "claims"

Page 19, line 8, remove the overstrike over "~~court shall set~~"

Page 19, line 8, remove "commission shall hold"

Page 19, line 8, remove "at least forty-"

Page 19, line 9, remove "five days before the hearing."

Page 19, line 10, remove the overstrike over "~~be approved~~"

Page 19, line 10, remove "become final."

Page 19, line 10, replace "grain" with "credit-sale contract"

Page 19, line 11, replace "insolvency" with "trust"

Page 19, line 11, after "proposed" insert ", and payments from the credit-sale contracts be made as proposed"

Page 19, line 15, remove the overstrike over "~~court~~"

Page 19, line 15, remove "commission"

Page 19, line 15, remove the overstrike over "~~the commission,~~"

Page 19, line 15, remove the overstrike over the second comma

Page 19, line 18, remove the overstrike over "~~court~~"

Page 19, line 18, remove "commission"

Page 19, line 18, remove the overstrike over "~~approve~~"

Page 19, line 18, remove "adopt"

Page 19, line 19, remove the overstrike over the comma

Page 19, line 19, remove "from insolvency fund and"

Page 19, line 20, remove the overstrike over "~~of~~"

Page 19, line 20, remove "from"

Page 19, line 20, remove the overstrike over "~~trust~~"

Page 19, line 20, remove "grain indemnity"

Page 19, line 20, after "fund" insert ", payments from the credit-sale contract indemnity fund"

Page 19, line 20, remove the overstrike over "~~; and discharge of the commission from its trust~~"

Page 19, line 27, remove the overstrike over "~~such~~"

Page 19, line 28, remove the overstrike over "~~action~~"

Page 19, line 28, remove "any proceeding"

Page 19, line 28, after "may" insert "the commission"

Page 19, line 29, overstrike "expense" and insert immediately thereafter "expenses"

Page 19, line 29, remove the overstrike over "~~trust~~"

Page 19, line 29, remove "grain indemnity"

Page 19, line 29, replace "insolvency" with "credit-sale contract indemnity"

Page 19, line 29, after "fund" insert "as appropriate"

Page 20, line 2, remove the overstrike over "trust fund"

Page 20, line 2, remove "insolvency"

Page 20, line 2, replace "grain" with "credit-sale"

Page 20, line 2, after "funds" insert "as appropriate"

Page 20, remove lines 3 through 31

Page 21, remove lines 1 through 31

Page 22, remove lines 1 through 15

Page 22, line 18, remove "Grain"

Page 22, line 21, remove "grain"

Page 22, remove lines 23 through 31

Page 23, remove lines 1 through 31

Page 24, line 1, remove "60-02-02, 60-02-25.1,"

Page 24, line 1, replace ", 60-02.1-02," with "and"

Page 24, line 1, remove the fifth comma

Page 24, line 2, remove "60-04-03.2, and 60-10-03"

Page 24, remove lines 3 and 4

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1152: Appropriations Committee (Rep. Delzer, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (20 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1152 was placed on the Sixth order on the calendar.

Page 1, line 11, overstrike "or the"

Page 1, line 11, after the second "fund" insert ", or lignite research fund"

Page 2, line 18, overstrike "one" and insert immediately thereafter "two"

Page 2, line 19, overstrike "into the strategic investment and improvements"

Page 2, line 20, overstrike "fund" and insert immediately thereafter ":

- a. Eighty percent into the strategic investment and improvements fund and twenty percent into the lignite research fund until three million dollars has been deposited into the lignite research fund to be used for advanced energy technology grants; and
- b. One hundred percent into the strategic investment and improvements fund after three million dollars has been deposited into the lignite research fund"

Page 2, line 21, overstrike "twenty-two" and insert immediately thereafter "twenty"

Page 2, line 22, overstrike "twenty-five" and insert immediately thereafter "twenty"

Page 2, line 23, remove the overstrike over "and"

Page 2, remove lines 24 through 28

Page 2, line 29, replace "9." with "7."

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

The amendment provides for the state share of oil and gas tax collections to be allocated as follows:

- The first \$200 million into the general fund;
- The next \$300 million into the tax relief fund;
- The next \$100 million into the budget stabilization fund;
- The next \$200 million into the general fund;
- The next \$100 million:
 - a. 80 percent into the strategic investment and improvements fund; and
 - b. 20 percent into the lignite research fund up to \$3 million per biennium to be used for advanced energy technology grants;
- The next \$20 million into the state disaster relief fund balance up to an amount that provides for a maximum fund balance of \$20 million; and
- Any remaining funds into the strategic investment and improvements fund.

REPORT OF STANDING COMMITTEE

HB 1154: Appropriations Committee (Rep. Delzer, Chairman) recommends **DO NOT PASS** (19 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). HB 1154 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1155: Appropriations Committee (Rep. Delzer, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (19 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). HB 1155 was placed on the Sixth order on the calendar.

Page 1, line 1, replace "section" with "sections 54-27.2-01,"

Page 1, line 1, after "54-27.2-03" insert ", and 54-44.1-12"

Page 1, line 2, after "to" insert "the balance of the budget stabilization fund,"

Page 1, line 2, after "fund" insert ", and the allotment of funds; and to declare an emergency"

Page 1, after line 3, insert:

"SECTION 1. AMENDMENT. Section 54-27.2-01 of the North Dakota Century Code is amended and reenacted as follows:

54-27.2-01. Budget stabilization fund.

The budget stabilization fund is a special fund in the state treasury. The state investment board shall supervise investment of the budget stabilization fund in accordance with chapter 21-10. Any interest or other budget stabilization fund earnings must be deposited ~~in~~ credited to the fund. Any amounts provided by law for deposit in the fund and any interest or earnings of the fund which would bring the balance in the fund at the end of any fiscal year to an amount greater than ~~nine and one-half~~ fifteen percent of the current biennial state general fund budget, as finally approved by the most recently adjourned special or regular session of the legislative

assembly, may not be deposited ~~or retained in~~ or credited to the fund but must be deposited instead in the state general fund."

Page 1, after line 17, insert:

"1."

Page 1, line 18, remove "only if general fund allotments totaling at least three"

Page 1, remove line 19

Page 1, line 20, remove "transfers made under this section is limited"

Page 1, remove lines 21 through 23

Page 2, replace lines 1 through 11 with:

- "a. After general fund allotments totaling at least three percent have been made during the biennium under section 54-44.1-12, the governor may order a transfer up to an amount equal to three percent of general fund appropriations.
- b. If the maximum transfer from the budget stabilization fund is made to the general fund under subdivision a and an additional general fund allotment of at least one percent is made under section 54-44.1-12, the governor may order a transfer up to an amount equal to two percent of general fund appropriations.
- c. If the maximum transfer from the budget stabilization fund is made to the general fund under subdivision b and an additional general fund allotment of at least one percent is made under section 54-44.1-12, the governor may order a transfer up to an amount equal to three percent of general fund appropriations.
- d. If the maximum transfer from the budget stabilization fund is made to the general fund under subdivision c and an additional general fund allotment of at least one percent is made under section 54-44.1-12, the governor may transfer any remaining funds in the budget stabilization fund to the general fund.
- e. The amount of a transfer made under any subdivision of this subsection may not exceed the difference between the general fund revenue projections for the biennium of the most recently adjourned special or regular session of the legislative assembly and the revised general fund revenue projections for the biennium, less the amounts of any allotments ordered under section 54-44.1-12 during the biennium, as determined by the director of the office of management and budget. For purposes of this subsection, "general fund revenue projections for the biennium" includes the general fund balance at the beginning of the biennium.

2."

Page 2, line 16, overstrike "revenue projections for the biennium" include the general fund balance at the beginning of"

Page 2, line 17, overstrike "the biennium" and insert immediately thereafter "appropriations" includes total biennium general fund appropriations approved by the most recently adjourned special or regular session of the legislative assembly"

Page 2, after line 18, insert:

"SECTION 3. AMENDMENT. Section 54-44.1-12 of the North Dakota Century Code is amended and reenacted as follows:

54-44.1-12. Control over rate of expenditures.

1. The director of the budget shall exercise continual control over the execution of the budget affecting the departments and agencies of state government, with the exception of the legislative and judicial branches. Execution means the analysis and approval of all commitments for conformity with the program provided in the budget, frequent comparison of actual revenues and budget estimates, and on the basis of these analyses and comparisons control the rate of expenditures through a system of allotments. The allotment must be made by specific fund and all departments and agencies that receive moneys from that fund must be allotted on a uniform percentage basis, except that appropriations to the department of public instruction for state school aid, transportation aid, and special education aid may only be allotted to the extent that the allotment can be offset by transfers from the foundation aid stabilization fund as follows:
 - a. ~~The first two and one-half percent allotment from the general fund must be offset with a transfer from the foundation aid stabilization fund.~~
 - b. ~~Any general fund allotment in excess of two and one-half percent that is necessary, after all moneys available in the budget stabilization fund have been transferred to the general fund under section 54-27.2-03, may be offset with a transfer from the foundation aid stabilization fund.~~
2. Before an allotment is made which will reduce the amount of funds which can be disbursed pursuant to an appropriation or before an allotment disallowing a specific expenditure is made, the director shall find one or more of the following circumstances to exist:
 - a. The moneys and estimated revenues in a specific fund from which the appropriation is made are insufficient to meet all legislative appropriations from the fund.
 - b. The payment or the obligation incurred is not authorized by law.
 - c. The expenditure or obligation is contrary to legislative intent as recorded in any reliable legislative records, including:
 - (1) Statements of legislative intent expressed in enacted appropriation measures or other measures enacted by the legislative assembly; and
 - (2) Statements of purpose of amendment explaining amendments to enacted appropriation measures, as recorded in the journals of the legislative assembly.
 - d. Circumstances or availability of facts not previously known or foreseen by the legislative assembly which make possible the accomplishment of the purpose of the appropriation at a lesser amount than that appropriated.

SECTION 4. EMERGENCY. This Act is declared to be an emergency measure."

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1165: Appropriations Committee (Rep. Delzer, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (16 YEAS, 3 NAYS, 2 ABSENT AND NOT VOTING). HB 1165 was placed on the Sixth order on the calendar.

Page 1, line 1, after "to" insert "create and enact a new subsection to section 54-60.1-07 of the North Dakota Century Code, relating to transparency of state grants; and to"

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

Page 1, line 1, replace the second "and" with ", subdivision g of subsection 3 of section 54-60.1-03, and section"

Page 1, line 2, remove "; and to declare an emergency"

Page 3, after line 30, insert:

"SECTION 2. AMENDMENT. Subdivision g of subsection 3 of section 54-60.1-03 of the North Dakota Century Code is amended and reenacted as follows:

- g. A list of all financial assistance by all grantors for the project. A business incentive agreement for a grant must include a list of financial assistance provided by federal government sources, state government sources, local government sources, and any matching funds."

Page 4, line 5, after the second underscored comma insert "and"

Page 4, line 5, remove ", and tax identification"

Page 4, line 6, remove "number"

Page 4, line 7, remove "The date the fiscal year of the recipient begins:"

Page 4, remove lines 8 through 12

Page 4, line 13, remove "d."

Page 4, line 14, remove the overstrike over "e."

Page 4, line 14, remove "e."

Page 4, line 16, remove the overstrike over "d."

Page 4, line 16, remove "f."

Page 4, line 20, remove the overstrike over "e."

Page 4, line 20, remove "g."

Page 4, line 21, remove the overstrike over "f."

Page 4, line 21, remove "h."

Page 4, line 27, remove the overstrike over "g."

Page 4, line 27, remove "i."

Page 4, line 28, remove the overstrike over "h."

Page 4, line 28, remove "j."

Page 4, line 29, remove the overstrike over "i."

Page 4, line 29, remove "k."

Page 4, line 29, overstrike "and"

Page 4, line 30, remove the overstrike over "j."

Page 4, line 30, replace "l." with "For grants, an updated list of financial assistance provided by federal government sources, state government sources, local government sources, and any matching funds; and

k."

Page 5, line 5, remove "The report must include the outcomes achieved"

Page 5, remove lines 6 through 31

Page 6, remove line 1

Page 6, line 2, remove "u. Other expenses"

Page 6, line 3, remove "3."

Page 6, after line 5, insert:

"3. In addition to the report provided under subsection 2, grant recipients shall provide the state grantor with a table of expenditures made with grant funds by the recipient since the date the grant was awarded or the date the previous report was filed by the recipient."

Page 6, line 14, remove "The name of the noncompliant recipient must be placed on a publicly available"

Page 6, replace lines 15 through 24 with:

"SECTION 4. A new subsection to section 54-60.1-07 of the North Dakota Century Code is created and enacted as follows:

The department shall provide information regarding state grantor reports on its website, including the compilation and summary, the state grantor recipient report on grant expenditures, and a report listing noncompliant state grantor recipients."

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1308: Human Services Committee (Rep. Weisz, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (10 YEAS, 2 NAYS, 2 ABSENT AND NOT VOTING). HB 1308 was placed on the Sixth order on the calendar.

Page 1, line 1, after "A BILL" replace the remainder of the bill with "for an Act to amend and reenact subsection 1 of section 50-09-29 of the North Dakota Century Code, relating to mandatory addiction screening for temporary assistance for needy families program individual employment plan participants; and to provide an effective date.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. AMENDMENT. Subsection 1 of section 50-09-29 of the North Dakota Century Code is amended and reenacted as follows:

1. Except as provided in subsections 2, 3, and 4, the department of human services, in its administration of the temporary assistance for needy families program, shall:
 - a. Provide assistance to otherwise eligible women in the third trimester of a pregnancy;
 - b. Except as provided in subdivision c, afford eligible households benefits for no more than sixty months;

- c. Exempt eligible households from the requirements of subdivision b due to mental or physical disability of a parent or child, mental or physical incapacity of a parent, or other hardship including a parent subject to domestic violence as defined in section 14-07.1-01;
- d. Unless an exemption, exclusion, or disregard is required by law, count income and assets whenever actually available;
- e. Except as provided in subdivision j, and as required to allow the state to receive funds from the federal government under title IV-A, provide no benefits to noncitizen immigrants who arrive in the United States after August 21, 1996;
- f. Limit eligibility to households with total available assets, not otherwise exempted or excluded, of a value established by the department;
- g. Exclude one motor vehicle of any value in determining eligibility;
- h. Require work activities for all household members not specifically exempted by the department of human services for reasons such as mental or physical disability of a parent or child or mental or physical incapacity of a parent;
- i. Establish goals and take action to prevent and reduce the incidence of out-of-wedlock pregnancies and establish numerical goals for reducing the illegitimacy rate for the state for periods through calendar year 2005;
- j. To the extent required to allow the state to receive funds from the federal government under title IV-A, provide benefits to otherwise eligible noncitizens who are lawfully present in the United States;
- k. Establish and enforce standards against program fraud and abuse;
- l. Provide employment placement programs;
- m. Exempt from assets and income the savings and proportionate matching funds in individual development accounts;
- n. Determine the unemployment rate of adults living in a county that includes Indian reservation lands and a significant population of Indian individuals by using unemployment data provided by job service North Dakota;
- o. When appropriate, require household members to complete high school;
- p. To the extent required to allow the state to receive funds from the federal government under title IV-A, exempt single parents from required work activities;
- q. Provide for sanctions, including termination of assistance to the household, if a household member fails to cooperate with work requirements;
- r. Provide for sanctions, including termination of assistance to the household, if a household member fails, without good cause, to cooperate with child support activities;
- s. Deny assistance with respect to a minor child absent from the household for more than one calendar month, except as specifically provided by the state agency for absences;

- t. Require each household to participate in developing an individual employment plan and provide for sanctions, including termination of assistance to the household, if adult or minor household members age sixteen or older fail to cooperate with the terms of the individual employment plan;
- u. Provide pre-pregnancy family planning services that are to be incorporated into the temporary assistance for needy families program assessment;
- v. Except in cases of pregnancy resulting from rape or incest, not increase the assistance amount to recognize the increase in household size when a child is born to a household member who was a recipient of assistance under this chapter during the probable month of the child's conception;
- w. Disregard earned income as an incentive allowance for no more than twelve months;
- x. Require each individual employment plan participant undergo a mandatory addiction screening, using a screening tool approved by the department. The department shall provide training to the jobs opportunity and basic skills program contractors on the use of the screening tool. Individual employment plan participants who are identified, via the screening tool as at-risk for an addiction, shall be referred to appropriate treatment services. The jobs opportunity and basic skills program contractor may seek assistance from the department to identify appropriate treatment;
- ~~x-y.~~ Consider, and if determined appropriate, authorize demonstration projects in defined areas which may provide benefits and services that are not identical to benefits and services provided elsewhere; and
- ~~y-z.~~ Unless at least seven years has elapsed since the most recent felony conviction that has as an element the possession, use, or distribution of a controlled substance, deny assistance to any individual who has been convicted of a felony offense that has as an element the possession, use, or distribution of a controlled substance as defined in section 102(6) of the Controlled Substances Act [21 U.S.C. 802(6)].

SECTION 2. EFFECTIVE DATE. This Act becomes effective on April 1, 2018."

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1318: Education Committee (Rep. Owens, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1318 was placed on the Sixth order on the calendar.

Page 1, line 1, after "A BILL" replace the remainder of the bill with "for an Act to provide for a legislative management study of all entities receiving appropriations for the delivery of education to preschool through grade twelve students.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. LEGISLATIVE MANAGEMENT STUDY - ENTITIES RECEIVING APPROPRIATIONS AND PROVIDING EDUCATION TO PRESCHOOL THROUGH GRADE TWELVE STUDENTS. During the 2017-18 interim, the legislative management shall consider studying all entities receiving an appropriation to provide education to preschool through grade twelve students. The study must include a comprehensive review of the establishment of the entities providing

education, the purpose of the entities, the amount of the appropriation received by the entities, any additional sources of revenue received by the entities and the amount, the organizational structure and strategic plan of the entities, and performance measures as they relate to the purpose of the entities. The legislative management shall report its findings and recommendations, together with any legislation required to implement the recommendations, to the sixty-sixth legislative assembly."

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1347: Appropriations Committee (Rep. Delzer, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (18 YEAS, 1 NAYS, 2 ABSENT AND NOT VOTING). HB 1347 was placed on the Sixth order on the calendar.

Page 2, line 13, overstrike "five hundred thousand"

Page 3, line 15, replace "\$5,500,000" with "\$5,000,000"

Page 4, after line 14, insert:

"SECTION 3. OIL AND GAS RESEARCH FUND - CONTINUATION OF PIPELINE LEAK DETECTION STUDY - EXEMPTION - REPORT TO THE LEGISLATIVE MANAGEMENT. The industrial commission shall use \$500,000, or so much of the sum as may be necessary, from the oil and gas research fund to contract with the energy and environmental research center to continue a study regarding pipeline leak detection technology, for the biennium beginning July 1, 2017, and ending June 30, 2019. The study must include an analysis of leak detection and monitoring technology and a risk assessment of new and existing pipeline systems. Notwithstanding any oil and gas research program policies, the contract does not require matching funds. The energy and environmental research center shall provide a report to the industrial commission and the legislative management by September 30, 2018, regarding the results and recommendations of the study."

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

This amendment decreases the appropriation from the abandoned oil and gas well plugging and site reclamation fund from \$5.5 million to \$5 million for various studies. This amendment also adds a new section to designate \$500,000 from the oil and gas research fund for the Energy and Environmental Research Center to continue a study regarding pipeline leak detection.

REPORT OF STANDING COMMITTEE

HB 1382: Education Committee (Rep. Owens, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (9 YEAS, 3 NAYS, 2 ABSENT AND NOT VOTING). HB 1382 was placed on the Sixth order on the calendar.

Page 1, line 1, after "A BILL" replace the remainder of the bill with "for an Act to provide for a legislative management study of the feasibility and desirability of developing a school choice program.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. LEGISLATIVE MANAGEMENT STUDY - SCHOOL CHOICE PROGRAM. During the 2017-18 interim, the legislative management shall consider studying the feasibility and desirability of developing a school choice program to provide parents of students with options, funding, and support in selecting charter schools, magnet schools, private schools, or home schooling for their children. The study must include the design, application, operations, and costs associated with the implementation of the program. The study also must include a review of the best

practices across the nation for similar programs and the associated requirements for guidance and monitoring of the program by the department of public instruction. The legislative management shall report its findings and recommendations, together with any legislation required to implement the recommendations, to the sixty-sixth legislative assembly."

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1422: Judiciary Committee (Rep. K. Koppelman, Chairman) recommends **DO NOT PASS** (13 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). HB 1422 was placed on the Eleventh order on the calendar.

MOTION

REP. VIGESAA MOVED that House Rule 329, paragraph 4, be amended to change the "twenty-third legislative day" to the "twenty-fifth legislative day," which motion prevailed on a voice vote.

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

Buell J. Reich, Chief Clerk

