

JOURNAL OF THE HOUSE

Sixty-sixth Legislative Assembly

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Bismarck, April 2, 2019

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

The prayer was offered by President Rajan Zed, Universal Society of Hinduism, Bismarck.

The roll was called and all members were present except Representatives Kading, Kempenich, and O'Brien.

A quorum was declared by the Speaker.

CORRECTION AND REVISION OF THE JOURNAL

MR. SPEAKER: Your **Committee on Correction and Revision of the Journal (Rep. Vigesaa, Chairman)** has carefully examined the Journal of the Fifty-first and Fifty-seventh Days and recommends that it be corrected as follows and when so corrected, recommends that it be approved:

Page 1287, line 28, replace "1 NAYS, 0 ABSENT" with "0 NAYS, 1 ABSENT"

Page 1413, line 39, remove "and has"

Page 1413, line 40, remove "committee recommendation of DO PASS, "

Page 1414, line 25, remove "and has"

Page 1414, line 26, remove "committee recommendation of DO PASS, "

Page 1414, line 52, remove "and has"

Page 1414, line 53, remove "committee recommendation of DO PASS, "

Page 1415, line 26, remove "and has"

Page 1415, line 27, remove "committee recommendation of DO PASS, "

Page 1416, line 4, remove "and has"

Page 1416, line 5, remove "committee recommendation of DO PASS, "

Page 1416, line 33, remove "and has"

Page 1416, line 34, remove "committee recommendation of DO PASS, "

Page 1417, line 12, remove "and has"

Page 1417, line 13, remove "committee recommendation of DO PASS, "

Page 1417, line 38, remove "and has"

Page 1417, line 39, remove "committee recommendation of DO PASS, "

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

MOTION

REP. DOCKTER MOVED that the House reconsider its action whereby Engrossed SCR 4016, as amended, failed to pass.

REQUEST

REP. DOCKTER REQUESTED a recorded roll call vote, which request was granted.

ROLL CALL

The question being on the motion to reconsider the action whereby Engrossed SCR 4016, as amended, failed to pass, the roll was called and there were 51 YEAS, 40 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Anderson, B.; Anderson, D.; Becker; Bellew; Bosch; Delzer; Devlin; Dockter; Ertelt; Fegley; Headland; Hoverson; Johnson, C.; Johnson, D.; Johnston; Jones; Karls; Kiefert; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; McWilliams; Meier; Mock; Monson; Nathe; Nelson, J.; Owens; Paulson; Paur; Pollert; Porter; Richter; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schmidt; Simons; Skroch; Steiner; Strinden; Toman; Weisz; Westlind; Zubke

NAYS: Adams; Anderson, P.; Beadle; Blum; Boe; Boschee; Brandenburg; Buffalo; Damschen; Dobervich; Eidson; Fisher; Grueneich; Guggisberg; Hager; Hanson; Hatlestad; Heinert; Holman; Howe; Johnson, M.; Kasper; Keiser; Koppelman, B.; Magrum; Marschall; Martinson; Mitskog; Nelson, M.; Pyle; Roers Jones; Schauer; Schneider; Schobinger; Schreiber-Beck; Trottier; Tveit; Vetter; Vigesaa; Speaker Klemm

ABSENT AND NOT VOTING: Kading; Kempenich; O'Brien

The motion prevailed on a recorded roll call vote.

SECOND READING OF SENATE CONCURRENT RESOLUTION

SCR 4016: A concurrent resolution to amend and reenact subsections 2 and 6 of section 6 of article VIII of the Constitution of North Dakota, relating to the membership and meeting requirements of the state board of higher education; to provide for transition; and to provide an effective date.

ROLL CALL

The question being on the final adoption of the amended resolution, which has been read, and has committee recommendation of DO PASS. The roll was called and there were 50 YEAS, 41 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Anderson, B.; Anderson, D.; Becker; Bellew; Boe; Bosch; Damschen; Delzer; Devlin; Dockter; Fegley; Hager; Hoverson; Johnson, C.; Johnson, D.; Johnston; Jones; Karls; Kiefert; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; McWilliams; Meier; Monson; Nathe; Nelson, J.; Owens; Paulson; Paur; Pollert; Porter; Richter; Rohr; Ruby, D.; Ruby, M.; Sanford; Schatz; Schmidt; Schobinger; Simons; Skroch; Steiner; Toman; Vigesaa; Weisz; Westlind; Zubke

NAYS: Adams; Anderson, P.; Beadle; Blum; Boschee; Brandenburg; Buffalo; Dobervich; Eidson; Ertelt; Fisher; Grueneich; Guggisberg; Hanson; Hatlestad; Headland; Heinert; Holman; Howe; Johnson, M.; Kasper; Keiser; Koppelman, B.; Louser; Magrum; Marschall; Martinson; Mitskog; Mock; Nelson, M.; Pyle; Roers Jones; Satrom; Schauer; Schneider; Schreiber-Beck; Strinden; Trottier; Tveit; Vetter; Speaker Klemm

ABSENT AND NOT VOTING: Kading; Kempenich; O'Brien

Engrossed SCR 4016, as amended, was declared adopted on a recorded roll call vote.

SIXTH ORDER OF BUSINESS

SPEAKER KLEMIN DEEMED approval of the amendments to Engrossed SB 2271.

Engrossed SB 2271, as amended, was placed on the Fourteenth order of business on the calendar.

SECOND READING OF SENATE BILL

SB 2271: A BILL for an Act to amend and reenact section 54-17-40 of the North Dakota

Century Code, relating to the housing incentive fund.

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 17 YEAS, 74 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, P.; Boschee; Buffalo; Dobervich; Hager; Hanson; Hatlestad; Holman; Johnson, C.; Keiser; Lefor; Mock; Nelson, M.; Schauer; Steiner; Vetter

NAYS: Anderson, B.; Anderson, D.; Beadle; Becker; Bellew; Blum; Boe; Bosch; Brandenburg; Damschen; Delzer; Devlin; Dockter; Eidson; Ertelt; Fegley; Fisher; Grueneich; Guggisberg; Headland; Heinert; Hoverson; Howe; Johnson, D.; Johnson, M.; Johnston; Jones; Karls; Kasper; Kiefert; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Longmuir; Louser; Magrum; Marschall; Martinson; McWilliams; Meier; Mitskog; Monson; Nathe; Nelson, J.; Owens; Paulson; Paur; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schmidt; Schneider; Schobinger; Schreiber-Beck; Simons; Skroch; Strinden; Toman; Trottier; Tveit; Vigasaa; Weisz; Westlind; Zubke; Speaker Klemin

ABSENT AND NOT VOTING: Kading; Kempenich; O'Brien

Engrossed SB 2271, as amended, failed.

MOTION

REP. LOUSER MOVED that Enrolled SB 2244 be placed on the Fourteenth order of business on the calendar for the purpose of overriding the Governor's veto pursuant to Article V, Section 9 of the Constitution of North Dakota, which motion prevailed on a voice vote.

CONSIDERATION OF VETOED MEASURE

SB 2244: AN ACT to amend and reenact section 39-06-49, subsection 1 of section 39-06.2-07, subsection 2 of section 39-06.2-08, subdivision c of subsection 3 of section 39-06.2-09, sections 39-06.2-09.1, 39-06.2-13.1, and 39-06.2-19, subsections 5 and 6 of section 39-08-13, and subsection 3 of section 39-16-03 of the North Dakota Century Code, relating to driver's license fees.

ROLL CALL

The question being on the final passage of the enrolled bill, over the Governor's veto, which has been read, the roll was called and there were 47 YEAS, 44 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, P.; Boe; Bosch; Boschee; Damschen; Delzer; Devlin; Dobervich; Eidson; Fegley; Grueneich; Guggisberg; Hanson; Hatlestad; Headland; Johnson, C.; Johnson, D.; Jones; Keiser; Kreidt; Laning; Longmuir; Martinson; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; Owens; Pollert; Porter; Richter; Ruby, D.; Sanford; Satrom; Schauer; Schmidt; Schreiber-Beck; Steiner; Tveit; Vigasaa; Weisz; Westlind; Speaker Klemin

NAYS: Anderson, D.; Beadle; Becker; Bellew; Blum; Brandenburg; Buffalo; Dockter; Ertelt; Fisher; Hager; Heinert; Holman; Hoverson; Howe; Johnson, M.; Johnston; Karls; Kasper; Kiefert; Koppelman, B.; Koppelman, K.; Lefor; Louser; Magrum; Marschall; McWilliams; Meier; Paulson; Paur; Pyle; Roers Jones; Rohr; Ruby, M.; Schatz; Schneider; Schobinger; Simons; Skroch; Strinden; Toman; Trottier; Vetter; Zubke

ABSENT AND NOT VOTING: Kading; Kempenich; O'Brien

The House sustained the Governor's veto of SB 2244, as enrolled.

CONSIDERATION OF MESSAGES FROM THE SENATE

REP. LOUSER MOVED that the House do not concur in the Senate amendments to

Engrossed HB 1045 as printed on HJ pages 1233-1234, in the Senate amendments to Engrossed HB 1123 as printed on HJ pages 1109-1110, in the Senate amendments to Engrossed HB 1285 as printed on HJ pages 1307-1308, in the Senate amendments to Engrossed HB 1468 as printed on HJ page 1284, and in the Senate amendments to Engrossed HB 1469 as printed on HJ page 1376 and that a conference committee be appointed to meet with a like committee from the Senate on each of these measures, which motion prevailed on a voice vote.

APPOINTMENT OF CONFERENCE COMMITTEES

THE SPEAKER APPOINTED as a Conference Committee on:

Engrossed HB 1045: Reps. Laning, Lefor, M. Nelson.

Engrossed HB 1123: Reps. Laning, C. Johnson, M. Nelson.

Engrossed HB 1285: Reps. Rohr, Skroch, Schneider.

Engrossed HB 1468: Reps. Bosch, Richter, P. Anderson.

Engrossed HB 1469: Reps. Kasper, Schauer, Adams.

CONSIDERATION OF MESSAGE FROM THE SENATE

REP. HEADLAND MOVED that the House do concur in the Senate amendments to Engrossed HB 1406 as printed on HJ page 1308, which motion prevailed on a voice vote.

Engrossed HB 1406, as amended, was placed on the Eleventh order of business.

SECOND READING OF HOUSE BILL

HB 1406: A BILL for an Act to create and enact 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 the employment of individuals with developmental disability or severe mental illness; to amend and reenact section 57-38-01.16 of the North Dakota Century Code, relating to an income tax credit for the employment of individuals with developmental disabilities or severe mental illness; and to provide an effective date.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 89 YEAS, 2 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Bellew; Blum; Boe; Bosch; Boschee; Brandenburg; Buffalo; Damschen; Delzer; Devlin; Dobervich; Dockter; Eidson; Ertelt; Fegley; Fisher; Grueneich; Guggisberg; Hager; Hanson; Hatlestad; Headland; Heinert; Holman; Hoverson; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Johnston; Jones; Karls; Kasper; Keiser; Kiefert; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; McWilliams; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; Owens; Paulson; Paur; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Skroch; Steiner; Strinden; Toman; Trottier; Tveit; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Klemin

NAYS: Becker; Simons

ABSENT AND NOT VOTING: Kading; Kempenich; O'Brien

Reengrossed HB 1406 passed.

CONSIDERATION OF MESSAGE FROM THE SENATE

REP. PORTER MOVED that the House do concur in the Senate amendments to Engrossed HB 1462 as printed on HJ pages 1248-1249, which motion prevailed on a voice vote.

Engrossed HB 1462, as amended, was placed on the Eleventh order of business.

SECOND READING OF HOUSE BILL

HB 1462: A BILL for an Act to amend and reenact section 20.1-05.1-01 of the North Dakota Century Code, relating to special allocation hunting licenses.

ROLL CALL

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

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker; Bellew; Blum; Boe; Bosch; Boschee; Brandenburg; Buffalo; Damschen; Delzer; Devlin; Dobervich; Dockter; Eidson; Ertelt; Fegley; Fisher; Grueneich; Guggisberg; Hager; Hanson; Hatlestad; Headland; Heinert; Holman; Hoverson; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Johnston; Jones; Karls; Kasper; Keiser; Kiefert; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; McWilliams; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; Owens; Paulson; Paur; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Simons; Skroch; Steiner; Strinden; Toman; Trottier; Tveit; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Klemin

ABSENT AND NOT VOTING: Kading; Kempenich; O'Brien

Reengrossed HB 1462 passed.

CONSIDERATION OF MESSAGE FROM THE SENATE

REP. DOCKTER MOVED that the House do concur in the Senate amendments to HB 1471 as printed on HJ page 1234, which motion prevailed on a voice vote.

HB 1471, as amended, was placed on the Eleventh order of business.

SECOND READING OF HOUSE BILL

HB 1471: A BILL for an Act to create and enact a new section to chapter 40-47 of the North Dakota Century Code, relating to extraterritorial zoning fees.

ROLL CALL

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

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker; Bellew; Blum; Boe; Bosch; Boschee; Brandenburg; Buffalo; Damschen; Delzer; Devlin; Dobervich; Dockter; Eidson; Ertelt; Fegley; Fisher; Grueneich; Guggisberg; Hager; Hanson; Hatlestad; Headland; Heinert; Holman; Hoverson; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Johnston; Jones; Karls; Kasper; Keiser; Kiefert; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; McWilliams; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; Owens; Paulson; Paur; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Simons; Skroch; Steiner; Strinden; Toman; Trottier; Tveit; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Klemin

ABSENT AND NOT VOTING: Kading; Kempenich; O'Brien

Engrossed HB 1471 passed.

CONSIDERATION OF MESSAGE FROM THE SENATE

REP. WEISZ MOVED that the House do concur in the Senate amendments to Engrossed HB 1279 as printed on HJ page 1324, which motion prevailed on a voice vote.

Engrossed HB 1279, as amended, was placed on the Eleventh order of business.

SECOND READING OF HOUSE BILL

HB 1279: A BILL for an Act to amend and reenact sections 43-06-03 and 43-06-04 of the North Dakota Century Code, relating to membership of the board of chiropractic examiners; and to provide for application.

ROLL CALL

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

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker; Bellew; Blum; Boe; Bosch; Boschee; Brandenburg; Buffalo; Damschen; Delzer; Devlin; Dobervich; Dockter; Eidson; Ertelt; Fegley; Fisher; Grueneich; Guggisberg; Hager; Hanson; Hatlestad; Headland; Heinert; Holman; Hoverson; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Johnston; Jones; Karls; Kasper; Keiser; Kiefert; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; McWilliams; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; Owens; Paulson; Paur; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Simons; Skroch; Steiner; Strinden; Toman; Trottier; Tveit; Vetter; Vigasaa; Weisz; Westlind; Zubke; Speaker Klemin

ABSENT AND NOT VOTING: Kading; Kempenich; O'Brien

Reengrossed HB 1279 passed.

CONSIDERATION OF MESSAGE FROM THE SENATE

REP. WEISZ MOVED that the House do concur in the Senate amendments to HB 1033 as printed on HJ page 1171, which motion prevailed on a voice vote.

HB 1033, as amended, was placed on the Eleventh order of business.

SECOND READING OF HOUSE BILL

HB 1033: A BILL for an Act to create and enact a new section to chapter 50-24.7 of the North Dakota Century Code, relating to an expanded service payments for elderly and disabled pilot project on intensive care coordination.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 81 YEAS, 9 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker; Bellew; Blum; Boe; Bosch; Boschee; Brandenburg; Buffalo; Damschen; Dobervich; Eidson; Fegley; Fisher; Grueneich; Guggisberg; Hager; Hanson; Hatlestad; Heinert; Holman; Hoverson; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Johnston; Jones; Karls; Kasper; Keiser; Kiefert; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; McWilliams; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; Owens; Paulson; Paur; Pollert; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Skroch; Steiner; Strinden; Toman; Trottier; Vetter; Vigasaa; Westlind; Zubke; Speaker Klemin

NAYS: Delzer; Devlin; Dockter; Ertelt; Headland; Schatz; Simons; Tveit; Weisz

ABSENT AND NOT VOTING: Kading; Kempenich; O'Brien; Porter

Engrossed HB 1033 passed.

CONSIDERATION OF MESSAGE FROM THE SENATE

REP. WEISZ MOVED that the House do concur in the Senate amendments to Engrossed HB 1126 as printed on HJ page 1218, which motion prevailed on a voice vote.

Engrossed HB 1126, as amended, was placed on the Eleventh order of business.

SECOND READING OF HOUSE BILL

HB 1126: A BILL for an Act to amend and reenact section 23-09.3-08.1 of the North Dakota Century Code, relating to basic care facility end-of-life services.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 90 YEAS, 0 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker; Bellew; Blum; Boe; Bosch; Boschee; Brandenburg; Buffalo; Damschen; Delzer; Devlin; Dobervich; Dockter; Eidson; Ertelt; Fegley; Fisher; Grueneich; Guggisberg; Hager; Hanson; Hatlestad; Headland; Heinert; Holman; Hoverson; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Johnston; Jones; Karls; Kasper; Keiser; Kiefert; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; McWilliams; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; Owens; Paulson; Paur; Pollert; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Simons; Skroch; Steiner; Strinden; Toman; Trottier; Tveit; Vetter; Vigasaa; Weisz; Westlind; Zubke; Speaker Klemin

ABSENT AND NOT VOTING: Kading; Kempenich; O'Brien; Porter

Reengrossed HB 1126 passed.

CONSIDERATION OF MESSAGE FROM THE SENATE

REP. KEISER MOVED that the House do concur in the Senate amendments to Engrossed HB 1064 as printed on HJ page 1144, which motion prevailed on a voice vote.

Engrossed HB 1064, as amended, was placed on the Eleventh order of business.

SECOND READING OF HOUSE BILL

HB 1064: A BILL for an Act to create and enact a new section to chapter 54-57 of the North Dakota Century Code, relating to office of administrative hearings case processing, tracking, and reporting; and to provide for a report.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 79 YEAS, 11 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

YEAS: Anderson, B.; Anderson, D.; Beadle; Becker; Bellew; Blum; Boe; Bosch; Boschee; Brandenburg; Damschen; Delzer; Devlin; Dockter; Fegley; Fisher; Grueneich; Hanson; Hatlestad; Headland; Heinert; Hoverson; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Johnston; Jones; Karls; Kasper; Keiser; Kiefert; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; McWilliams; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Owens; Paulson; Paur; Pollert; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schmidt; Schobinger; Schreiber-Beck; Simons; Skroch; Steiner; Strinden; Toman; Trottier; Tveit; Vetter; Vigasaa; Weisz; Westlind; Zubke; Speaker Klemin

NAYS: Adams; Anderson, P.; Buffalo; Dobervich; Eidson; Ertelt; Guggisberg; Hager; Holman; Nelson, M.; Schneider

ABSENT AND NOT VOTING: Kading; Kempenich; O'Brien; Porter

Reengrossed HB 1064 passed.

CONSIDERATION OF MESSAGE FROM THE SENATE

REP. KEISER MOVED that the House do concur in the Senate amendments to Engrossed HB 1161 as printed on HJ pages 1188-1189, which motion prevailed on a voice vote.

Engrossed HB 1161, as amended, was placed on the Eleventh order of business.

SECOND READING OF HOUSE BILL

HB 1161: A BILL for an Act to create and enact a new section to chapter 51-28 of the North Dakota Century Code, relating to prohibiting inaccurate information from being entered into a telephone caller identification system with the intent to defraud; and to provide a penalty.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 90 YEAS, 0 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker; Bellew; Blum; Boe; Bosch; Boschee; Brandenburg; Buffalo; Damschen; Delzer; Devlin; Dobervich; Dockter; Eidson; Ertelt; Fegley; Fisher; Grueneich; Guggisberg; Hager; Hanson; Hatlestad; Headland; Heinert; Holman; Hoverson; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Johnston; Jones; Karls; Kasper; Keiser; Kiefert; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; McWilliams; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; Owens; Paulson; Paur; Pollert; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Simons; Skroch; Steiner; Strinden; Toman; Trottier; Tveit; Vetter; Vigasaa; Weisz; Westlind; Zubke; Speaker Klemin

ABSENT AND NOT VOTING: Kading; Kempenich; O'Brien; Porter

Reengrossed HB 1161 passed.

CONSIDERATION OF MESSAGE FROM THE SENATE

REP. KEISER MOVED that the House do concur in the Senate amendments to Engrossed HB 1195 as printed on HJ page 1171, which motion prevailed on a voice vote.

Engrossed HB 1195, as amended, was placed on the Eleventh order of business.

SECOND READING OF HOUSE BILL

HB 1195: A BILL for an Act to create and enact section 51-07-30 and chapter 51-37 of the North Dakota Century Code, relating to customer contract clauses and the use of certain marketing practices involving automatic renewal; to provide a penalty; and to provide for application.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 90 YEAS, 0 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker; Bellew; Blum; Boe; Bosch; Boschee; Brandenburg; Buffalo; Damschen; Delzer; Devlin; Dobervich; Dockter; Eidson; Ertelt; Fegley; Fisher; Grueneich; Guggisberg; Hager; Hanson; Hatlestad; Headland; Heinert; Holman; Hoverson; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Johnston; Jones; Karls; Kasper; Keiser; Kiefert; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; McWilliams; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; Owens; Paulson; Paur; Pollert; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Simons; Skroch; Steiner; Strinden; Toman; Trottier; Tveit; Vetter; Vigasaa; Weisz; Westlind; Zubke; Speaker Klemin

ABSENT AND NOT VOTING: Kading; Kempenich; O'Brien; Porter

Reengrossed HB 1195 passed.

CONSIDERATION OF MESSAGE FROM THE SENATE

REP. OWENS MOVED that the House do concur in the Senate amendments to Engrossed HB 1347 as printed on HJ page 1375, which motion prevailed on a voice vote.

Engrossed HB 1347, as amended, was placed on the Eleventh order of business.

SECOND READING OF HOUSE BILL

HB 1347: A BILL for an Act to amend and reenact section 15.1-15-02 of the North Dakota Century Code, relating to probationary teacher contracts.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 80 YEAS, 10 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker; Bellew; Blum; Boe; Bosch; Boschee; Brandenburg; Buffalo; Damschen; Delzer; Devlin; Dobervich; Dockter; Ertelt; Fegley; Fisher; Grueneich; Guggisberg; Hanson; Hatlestad; Headland; Heinert; Hoverson; Howe; Johnson, C.; Johnson, D.; Johnston; Jones; Karls; Kasper; Keiser; Kiefert; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; McWilliams; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Owens; Paulson; Paur; Pollert; Pyle; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schauer; Schmidt; Schobinger; Schreiber-Beck; Skroch; Steiner; Strinden; Toman; Trottier; Tveit; Vigasaa; Weisz; Westlind; Zubke; Speaker Klemin

NAYS: Eidson; Hager; Holman; Johnson, M.; Nelson, M.; Richter; Schatz; Schneider; Simons; Vetter

ABSENT AND NOT VOTING: Kading; Kempenich; O'Brien; Porter

Reengrossed HB 1347 passed.

CONSIDERATION OF MESSAGE FROM THE SENATE

REP. KEISER MOVED that the House do concur in the Senate amendments to HCR 3005 as printed on HJ page 1190, which motion prevailed on a voice vote.

HCR 3005, as amended, was placed on the Eleventh order of business.

SECOND READING OF HOUSE CONCURRENT RESOLUTION

HCR 3005: A concurrent resolution urging Congress and the President of the United States to protect American consumers by advancing a coordinated effort to address, promote, and provide an effective and innovative solution to combat illegal, unsolicited, and unwanted robocalls and "call spoofing".

ROLL CALL

The question being on the final adoption of the amended resolution, which has been read. The roll was called and there were 88 YEAS, 2 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker; Bellew; Blum; Boe; Bosch; Boschee; Brandenburg; Buffalo; Damschen; Delzer; Devlin; Dobervich; Dockter; Eidson; Fegley; Fisher; Grueneich; Guggisberg; Hager; Hanson; Hatlestad; Headland; Heinert; Holman; Hoverson; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Johnston; Jones; Karls; Kasper; Keiser; Kiefert; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; McWilliams; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; Owens; Paulson; Paur; Pollert; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Simons; Steiner; Strinden; Toman; Trottier; Tveit; Vetter; Vigasaa; Weisz; Westlind; Zubke; Speaker Klemin

NAYS: Ertelt; Skroch

ABSENT AND NOT VOTING: Kading; Kempenich; O'Brien; Porter

Engrossed HCR 3005 was declared adopted on a recorded roll call vote.

CONSIDERATION OF MESSAGE FROM THE SENATE

REP. HEINERT MOVED that the House do concur in the Senate amendments to Engrossed HB 1332 as printed on HJ pages 1397-1398, which motion prevailed on a voice vote.

Engrossed HB 1332, as amended, was placed on the Eleventh order of business.

SECOND READING OF HOUSE BILL

HB 1332: A BILL for an Act to create and enact a new section to chapter 62.1-02 of the North Dakota Century Code, relating to the carrying of a concealed firearm on school property by qualified individuals; and to amend and reenact subsection 2 of section 62.1-02-05 of the North Dakota Century Code, relating to an exception to the prohibition against possessing a firearm at a public gathering.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 75 YEAS, 15 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

YEAS: Anderson, B.; Anderson, D.; Beadle; Becker; Bellew; Blum; Boe; Bosch; Brandenburg; Damschen; Delzer; Devlin; Dockter; Ertelt; Fisher; Grueneich; Hatlestad; Headland; Heinert; Hoverson; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Johnston; Jones; Karls; Kasper; Kiefert; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Magrum; Marschall; McWilliams; Meier; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; Owens; Paulson; Paur; Pollert; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schmidt; Schobinger; Schreiber-Beck; Simons; Skroch; Steiner; Strinden; Toman; Trottier; Tveit; Vetter; Vigasaa; Weisz; Westlind; Zubke; Speaker Klemin

NAYS: Adams; Anderson, P.; Boschee; Buffalo; Dobervich; Eidson; Fegley; Guggisberg; Hager; Hanson; Holman; Keiser; Martinson; Mitskog; Schneider

ABSENT AND NOT VOTING: Kading; Kempenich; O'Brien; Porter

Reengrossed HB 1332 passed.

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

MR. PRESIDENT: The House has amended and subsequently passed: SCR 4016.

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

MR. PRESIDENT: The House has amended and subsequently failed to pass: SB 2271.

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

MR. SPEAKER: The Senate has passed, unchanged: HB 1339, HCR 3019, HCR 3047, HCR 3058.

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

MR. SPEAKER: The Senate has amended and subsequently passed: HB 1174, HB 1237, HB 1256, HB 1453, HB 1520.

SENATE AMENDMENTS TO HOUSE BILL NO. 1174

Page 2, remove line 30

Page 3, line 2, remove the overstrike over ";and"

Page 3, remove the overstrike over line 3

Page 3, line 4, remove the overstrike over "Revenue Code" and insert immediately thereafter "to the extent included in North Dakota taxable income"

Page 3, line 14, replace "Reduced" with "For taxpayers with federal adjusted gross income of fifty thousand dollars or less, reduced"

Renumber accordingly

SENATE AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1237

Page 1, line 23, replace "an organization" with "a domestic violence rape crisis center"

Page 1, line 23, after "abuse" insert "or the treatment of child abuse victims, or both"

Page 2, line 5, replace "superintendent" with "school social worker"

Page 2, line 5, replace "an urban" with "a public"

Page 2, line 5, remove "and one from a rural school"

Page 2, line 6, remove "district"

Page 2, line 7, replace "One principal" with "Two school principals, one"

Page 2, line 7, replace "a high school, middle school, or elementary" with "an urban school district and one from a rural"

Page 2, line 7, after the third "school" insert "district"

Page 2, line 10, remove "classroom teacher from a high school, middle school, or elementary school"

Page 2, line 11, replace "in the state" with "member from the faith-based community"

Page 2, line 11, remove "superintendent of public instruction from a list"

Page 2, line 12, replace "provided by North Dakota united" with "attorney general"

Page 2, line 13, replace "One" with "Two"

Page 2, line 13, replace "counselor" with "counselors, one"

Page 2, line 13, replace "a high school, middle school, or elementary" with "an urban school district and one from a rural"

Page 2, line 13, after the fourth "school" insert "district"

Renumber accordingly

SENATE AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1256

Page 2, line 14, replace the first "an" with ":

a. A felony offense involving violence or intimidation during the period in which the offender is ineligible to possess a firearm under subdivision a of subsection 1 of section 62.1-02-01; or

b. An"

Page 3, line 26, replace "12-32-04" with "12.1-32-04"

Page 4, line 17, replace "or may" with "and shall"

Renumber accordingly

SENATE AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1453

Page 1, line 1, remove "amend and reenact sections 25-03.1-02, 25-03.1-07, 25-03.1-17,"

Page 1, remove line 2

Page 1, line 3, remove "procedures and alternative treatment orders; and to"

Page 1, line 3, after "study" insert "of civil commitment laws and procedures"

Page 1, remove lines 5 through 23

Page 2, remove lines 1 through 30

Page 3, remove lines 1 through 31

Page 4, remove lines 1 through 30

Page 5, remove lines 1 through 30

Page 6, remove lines 1 through 30

Page 7, remove lines 1 through 31

Page 8, remove lines 1 through 31

Page 9, remove lines 1 through 29

Renumber accordingly

SENATE AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1520

Page 1, line 16, remove "For purposes of assessing mental fitness and capacity under this chapter, a defendant"

Page 1, line 17, replace "includes any individual ten years of age or older" with "An individual ten years of age or older may be assessed for mental fitness or capacity under this chapter"

Page 2, line 16, replace "articulate in detail" with "make findings and include"

Page 2, line 20, replace "Justice for" with "Accountability to"

Page 3, line 23, after the underscored period insert "For purposes of this subdivision, only records pertaining to the specific offense between the victim and the delinquent child may be inspected."

Page 3, line 26, replace "A person" with "An individual"

Page 3, line 26, after "records" insert "under this section"

Page 3, line 28, after the underscored period insert "An individual who violates this subsection is guilty of a class B misdemeanor."

Page 4, line 15, remove "In addition to the provisions of section 50-25.1-05, if a report alleges a violation of a"

Page 4, replace lines 16 through 21 with "If law enforcement determines a minor committed an act in violation of sections 12.1-20-01 through 12.1-20-04, section 12.1-20-07, sections 12.1-20-11 through 12.1-20-12.2, or chapter 12.1-27.2 against another minor, law enforcement shall provide the report to the department. Law enforcement shall conduct a criminal investigation and shall coordinate with the department for the provision of services to the minors, parents, custodians, or other persons serving in loco parentis with respect to the minors."

3. The department shall provide risk assessment, safety planning, and any appropriate evidence-based screening for the minors and any other minors under the same care. The department shall refer the minors.

parents, custodians, or other persons serving in loco parentis with respect to the minors, for appropriate services."

Renumber accordingly

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

MR. SPEAKER: The Senate has failed to pass, unchanged: HB 1173, HB 1488, HCR 3045.

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

MR. PRESIDENT: The House has concurred in the Senate amendments and subsequently passed: HB 1033, HB 1064, HB 1126, HB 1161, HB 1195, HB 1279, HB 1332, HB 1347, HB 1406, HB 1462, HB 1471, and HCR 3005.

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

MR. PRESIDENT: The House does not concur in the Senate amendments to HB 1045, HB 1123, HB 1285, HB 1468, and HB 1469, and the Speaker has appointed as a conference committee to act with a like committee from the Senate on:

HB 1045: Reps. Laning; Lefor; M. Nelson

HB 1123: Reps. Laning; C. Johnson; M. Nelson

HB 1285: Reps. Rohr; Skroch; Schneider

HB 1468: Reps. Bosch; Richter; P. Anderson

HB 1469: Reps. Kasper; Schauer; Adams

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

MR. SPEAKER: The Senate has concurred in the House amendments and subsequently passed: SB 2024, SB 2025, SB 2055, SB 2070, SB 2076, SB 2088, SB 2089, SB 2101, SB 2115, SB 2152, SB 2173, SB 2179, SB 2196, SB 2209, SB 2230, SB 2232, SB 2240, SB 2243, SB 2313, and SB 2347.

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

MR. SPEAKER: The Senate does not concur in the House amendments to SB 2033, SB 2102, SB 2195, SB 2221, SB 2245, SB 2247, SB 2256, SB 2258, SB 2306, and SB 2344, and the President has appointed as a conference committee to act with a like committee from the House on:

SB 2033: Sens. Davison; Vedaa; Oban

SB 2102: Sens. Kreun; Vedaa; Piepkorn

SB 2195: Sens. Vedaa; Elkin; Marcellais

SB 2221: Sens. K. Roers; Meyer; Oban

SB 2245: Sens. Anderson; K. Roers; Hogan

SB 2247: Sens. J. Lee; O. Larsen; Hogan

SB 2256: Sens. Davison; Elkin; Marcellais

SB 2258: Sens. Cook; Patten; Dotzenrod

SB 2306: Sens. Meyer; K. Roers; Oban

SB 2344: Sens. Unruh; Schaible; Piepkorn

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

MR. PRESIDENT: Your signature is respectfully requested on: HB 1042, HB 1053, HB 1111, HB 1163, HB 1219, HB 1308, HB 1313, HB 1381, HCR 3004, HCR 3023, HCR 3025, HCR 3027, HCR 3033.

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

MR. SPEAKER: The President has signed: HB 1042, HB 1053, HB 1111, HB 1163, HB 1219, HB 1308, HB 1313, HB 1381, HCR 3004, HCR 3023, HCR 3025, HCR 3027, HCR 3033.

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

MR. SPEAKER: The President has signed: SB 2109, SB 2138, SB 2197, SCR 4003, SCR 4013.

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

MR. PRESIDENT: The House has sustained the Governor's veto on SB 2244. The vote was

47 YEAS, 44 NAYS, 3 ABSENT AND NOT VOTING.

MOTION

REP. LOUSER MOVED that the absent members be excused, which motion prevailed on a voice vote.

MOTION

REP. LOUSER 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, April 3, 2019, which motion prevailed on a voice vote.

REPORT OF STANDING COMMITTEE

SB 2106, as amended: Appropriations Committee (Rep. Delzer, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (18 YEAS, 0 NAYS, 3 ABSENT AND NOT VOTING). SB 2106, as amended, was placed on the Sixth order on the calendar.

In lieu of the amendments adopted by the House as printed on page 1172 of the House Journal, Senate Bill No. 2106 is amended as follows:

Page 1, line 3, after the second "to" insert "a continuing appropriation for"

Page 1, line 3, after "donations" insert "received"

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2273: Judiciary Committee (Rep. K. Koppelman, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **BE PLACED ON THE CALENDAR WITHOUT RECOMMENDATION** (8 YEAS, 6 NAYS, 0 ABSENT AND NOT VOTING). SB 2273 was placed on the Sixth order on the calendar.

Page 1, line 2, after "12.1-32-15" insert "and subsection 3 of section 50-25.1-02"

Page 1, line 3, remove "and"

Page 1, line 4, after "predators" insert ", and child abuse and neglect"

Page 1, line 13, after the underscored comma insert "or a demand for money."

Page 1, line 15, after the underscored semicolon insert "or"

Page 1, line 17, remove ";or"

Page 1, line 18, remove "(3) A demand for money"

Page 1, line 22, after "individual" insert ", or a demand for money."

Page 1, line 23, after the underscored semicolon insert "or"

Page 2, line 2, remove ";or"

Page 2, line 3, remove "(3) A demand for money"

Page 2, line 5, replace the second "A" with "B"

Page 2, line 6, replace "C felony" with "A misdemeanor"

Page 3, line 21, after "1" insert "and subdivision b of subsection 1 if the offense involves only a demand for money"

Page 13, line 4, after "1" insert "and subdivision b of subsection 1 if the offense involves only a demand for money"

Page 21, after line 18, insert:

"SECTION 3. AMENDMENT. Subsection 3 of section 50-25.1-02 of the North Dakota Century Code is amended and reenacted as follows:

3. "Abused child" means an individual under the age of eighteen years who is suffering from abuse as defined in section 14-09-22 caused by a person responsible for the child's welfare and "sexually abused child" means an individual under the age of eighteen years who is subjected by a person responsible for the child's welfare, or by any individual who acts in violation of sections 12.1-20-01 through 12.1-20-07, sections 12.1-20-11 through 12.1-20-12.2, section 1 of this Act, or chapter 12.1-27.2."

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2284, as engrossed: Industry, Business and Labor Committee (Rep. Keiser, Chairman) recommends **DO NOT PASS** (11 YEAS, 0 NAYS, 3 ABSENT AND NOT VOTING). Engrossed SB 2284 was placed on the Fourteenth order on the calendar.

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

Buell J. Reich, Chief Clerk

