

JOURNAL OF THE HOUSE**Sixty-sixth Legislative Assembly**

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Bismarck, January 31, 2019

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

The prayer was offered by Pastor Sylvia Bull, Faith Lutheran Church, Bismarck.

The roll was called and all members were present except Representatives D. Anderson, Buffalo, and Fegley.

A quorum was declared by the Speaker.

THE HOUSE RECOGNIZED THE PRESENCE OF:

Former Rep. Joe Heilman

MOTION

REP. LOUSER MOVED that HB 1456, which is on the Eleventh order, be rereferred to the **Industry, Business and Labor Committee**, which motion prevailed. Pursuant to Rep. Louser's motion, HB 1456 was rereferred.

MOTION

REP. LOUSER MOVED that HB 1343 be moved to the bottom of the calendar, which motion prevailed on a voice vote.

SIXTH ORDER OF BUSINESS

SPEAKER KLEMIN DEEMED approval of the amendments to HB 1071, HB 1247, and HB 1518.

HB 1071, HB 1247, and HB 1518, as amended, were placed on the Eleventh order of business on the calendar for the succeeding legislative day.

SECOND READING OF HOUSE BILL

HB 1346: A BILL for an Act to amend and reenact sections 15.1-06-04 and 15.1-27-23 of the North Dakota Century Code, relating to required number of hours of instruction by school districts and weather emergencies.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 86 YEAS, 5 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

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

NAYS: Becker; Delzer; Schatz; Simons; Toman

ABSENT AND NOT VOTING: Anderson, D.; Buffalo; Fegley

Engrossed HB 1346 passed.

SECOND READING OF HOUSE BILL

HB 1416: A BILL for an Act to repeal section 15.1-06-04.1 of the North Dakota Century Code, relating to school calendar days and teacher professional development conferences.

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 14 YEAS, 77 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Beadle; Ertelt; Fisher; Johnson, M.; Karls; Koppelman, B.; Koppelman, K.; Marschall; Meier; Paulson; Satrom; Schatz; Skroch; Toman

NAYS: Adams; Anderson, B.; Anderson, P.; Becker; Bellew; Blum; Boe; Bosch; Boschee; Brandenburg; Damschen; Delzer; Devlin; Dobervich; Dockter; Eidson; Grueneich; Guggisberg; Hager; Hanson; Hatlestad; Headland; Heinert; Holman; Hoverson; Howe; Johnson, C.; Johnson, D.; Johnston; Jones; Kading; Kasper; Keiser; Kempenich; Kiefert; Kreidt; Laning; Lefor; Longmuir; Louser; Magrum; Martinson; McWilliams; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; O'Brien; Owens; Paur; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Simons; Steiner; Strinden; Trottier; Tveit; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Klemm

ABSENT AND NOT VOTING: Anderson, D.; Buffalo; Fegley

HB 1416 failed.

SECOND READING OF HOUSE BILL

HB 1352: A BILL for an Act to create and enact a new section to chapter 39-01 of the North Dakota Century Code, relating to the creation of a motor vehicle ferry; to provide a contingent appropriation; and to provide a contingent effective date.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 17 YEAS, 74 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Boe; Dockter; Guggisberg; Hoverson; Jones; Kempenich; Kreidt; Laning; Longmuir; McWilliams; Meier; Nelson, M.; Paur; Schatz; Skroch; Steiner; Tveit

NAYS: Adams; Anderson, B.; Anderson, P.; Beadle; Becker; Bellew; Blum; Bosch; Boschee; Brandenburg; Damschen; Delzer; Devlin; Dobervich; Eidson; Ertelt; Fisher; Grueneich; Hager; Hanson; Hatlestad; Headland; Heinert; Holman; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Johnston; Kading; Karls; Kasper; Keiser; Kiefert; Koppelman, B.; Koppelman, K.; Lefor; Louser; Magrum; Marschall; Martinson; Mitskog; Mock; Monson; Nathe; Nelson, J.; O'Brien; Owens; Paulson; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schauer; Schmidt; Schneider; Schobinger; Schreiber-Beck; Simons; Strinden; Toman; Trottier; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Klemm

ABSENT AND NOT VOTING: Anderson, D.; Buffalo; Fegley

Engrossed HB 1352 failed.

SECOND READING OF HOUSE BILL

HB 1502: A BILL for an Act to create and enact a new section to chapter 5-01 of the North Dakota Century Code, relating to the direct sale of liquor by a domestic distillery to licensed retailers; and to amend and reenact section 5-01-19 of the North Dakota

Century Code, relating to domestic distilleries.

ROLL CALL

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

YEAS: Adams; Anderson, B.; Anderson, P.; Beadle; Becker; Bellew; Blum; Boe; Bosch; Boschee; Brandenburg; Damschen; Delzer; Devlin; Dobervich; Dockter; Eidson; Ertelt; Fisher; Grueneich; Guggisberg; Hager; Hanson; Hatlestad; Headland; Heinert; Holman; Hoverson; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Johnston; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; McWilliams; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; O'Brien; 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: Anderson, D.; Buffalo; Fegley

Engrossed HB 1502 passed.

SECOND READING OF HOUSE BILL

HB 1086: A BILL for an Act to amend and reenact section 61-01-01 of the North Dakota Century Code, relating to waters of the state.

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, 91 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

NAYS: Adams; Anderson, B.; Anderson, P.; Beadle; Becker; Bellew; Blum; Boe; Bosch; Boschee; Brandenburg; Damschen; Delzer; Devlin; Dobervich; Dockter; Eidson; Ertelt; Fisher; Grueneich; Guggisberg; Hager; Hanson; Hatlestad; Headland; Heinert; Holman; Hoverson; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Johnston; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; McWilliams; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; O'Brien; 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: Anderson, D.; Buffalo; Fegley

HB 1086 failed.

SECOND READING OF HOUSE BILL

HB 1121: A BILL for an Act to amend and reenact subdivision a of subsection 2 of section 16.1-07-15 of the North Dakota Century Code, relating to early voting election precincts.

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 44 YEAS, 47 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, P.; Beadle; Bellew; Blum; Bosch; Boschee; Dobervich; Dockter; Eidson; Guggisberg; Hager; Hanson; Heinert; Holman; Howe; Johnson, M.; Longmuir; Martinson; McWilliams; Meier; Mitskog; Mock; Nathe; Nelson, J.;

Nelson, M.; O'Brien; Owens; Paur; Pyle; Roers Jones; Ruby, D.; Ruby, M.; Sanford; Satrom; Schauer; Schneider; Schreiber-Beck; Steiner; Strinden; Trottier; Weisz; Westlind; Zubke

NAYS: Anderson, B.; Becker; Boe; Brandenburg; Damschen; Delzer; Devlin; Ertelt; Fisher; Grueneich; Hatlestad; Headland; Hoverson; Johnson, C.; Johnson, D.; Johnston; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Louser; Magrum; Marschall; Monson; Paulson; Pollert; Porter; Richter; Rohr; Schatz; Schmidt; Schobinger; Simons; Skroch; Toman; Tveit; Vetter; Vigesaa; Speaker Klemin

ABSENT AND NOT VOTING: Anderson, D.; Buffalo; Fegley

HB 1121 failed.

SECOND READING OF HOUSE BILL

HB 1187: 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 sections 10-15-49 and 47-30.1-24.1, subsection 6 of section 57-38-57, and subsections 3 and 8 of section 57-39.2-23 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 NOT PASS, the roll was called and there were 8 YEAS, 83 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Brandenburg; Ertelt; Kempenich; Koppelman, K.; Meier; Rohr; Schatz; Steiner

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

ABSENT AND NOT VOTING: Anderson, D.; Buffalo; Fegley

HB 1187 failed.

SECOND READING OF HOUSE BILL

HB 1217: A BILL for an Act to create and enact a new section to chapter 49-02 of the North Dakota Century Code, relating to competition between the government and private industry and to require a report to the legislative management.

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 24 YEAS, 67 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Becker; Bellew; Dockter; Ertelt; Hoverson; Johnston; Jones; Kading; Koppelman, B.; Magrum; Marschall; McWilliams; Nelson, J.; Paulson; Porter; Ruby, D.; Ruby, M.; Schatz; Schauer; Schmidt; Simons; Skroch; Steiner; Toman

NAYS: Adams; Anderson, B.; Anderson, P.; Beadle; Blum; Boe; Bosch; Boschee; Brandenburg; Damschen; Delzer; Devlin; Dobervich; Eidson; Fisher; Grueneich;

Guggisberg; Hager; Hanson; Hatlestad; Headland; Heinert; Holman; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Karls; Kasper; Keiser; Kempenich; Kiefert; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Martinson; Meier; Mitskog; Mock; Monson; Nathe; Nelson, M.; O'Brien; Owens; Paur; Pollert; Pyle; Richter; Roers Jones; Rohr; Sanford; Satrom; Schneider; Schobinger; Schreiber-Beck; Strinden; Trottier; Tveit; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Klemin

ABSENT AND NOT VOTING: Anderson, D.; Buffalo; Fegley

HB 1217 failed.

SECOND READING OF HOUSE BILL

HB 1306: A BILL for an Act to amend and reenact sections 15-01-01 and 54-17-02 of the North Dakota Century Code, relating to membership of the board of university and school lands and the industrial commission; to provide an effective date; and to provide a contingent 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 22 YEAS, 69 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, P.; Becker; Boschee; Dobervich; Ertelt; Guggisberg; Hager; Holman; Hoverson; Johnston; Kading; Marschall; McWilliams; Nelson, M.; Paulson; Paur; Ruby, M.; Schauer; Schneider; Simons; Toman

NAYS: Anderson, B.; Beadle; Bellew; Blum; Boe; Bosch; Brandenburg; Damschen; Delzer; Devlin; Dockter; Eidson; Fisher; Grueneich; Hanson; Hatlestad; Headland; Heinert; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Jones; Karls; Kasper; Keiser; Kempenich; Kiefert; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Magrum; Martinson; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; O'Brien; Owens; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; Ruby, D.; Sanford; Satrom; Schatz; Schmidt; Schobinger; Schreiber-Beck; Skroch; Steiner; Strinden; Trottier; Tveit; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Klemin

ABSENT AND NOT VOTING: Anderson, D.; Buffalo; Fegley

HB 1306 failed.

SECOND READING OF HOUSE BILL

HB 1368: A BILL for an Act to amend and reenact sections 21-10-01 and 21-10-11 of the North Dakota Century Code, relating to membership of the state investment board.

ROLL CALL

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

YEAS: Adams; Anderson, B.; Anderson, P.; Beadle; Becker; Bellew; Blum; Boe; Bosch; Boschee; Brandenburg; Damschen; Delzer; Devlin; Dobervich; Dockter; Eidson; Ertelt; Fisher; Grueneich; Guggisberg; Hager; Hanson; Hatlestad; Headland; Heinert; Holman; Hoverson; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Johnston; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; McWilliams; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; O'Brien; 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: Anderson, D.; Buffalo; Fegley

HB 1368 passed.

SECOND READING OF HOUSE BILL

HB 1415: A BILL for an Act to create and enact section 39-06-01.3 of the North Dakota Century Code, relating to compliance with federal selective service system requirement.

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 56 YEAS, 35 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, B.; Anderson, P.; Blum; Bosch; Boschee; Brandenburg; Damschen; Delzer; Dockter; Eidson; Fisher; Grueneich; Guggisberg; Hanson; Hatlestad; Heinert; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Karls; Kasper; Keiser; Kiefert; Kreidt; Laning; Lefor; Longmuir; Louser; Martinson; Meier; Mitskog; Monson; Nathe; Nelson, J.; O'Brien; Owens; Paulson; Pollert; Porter; Pyle; Roers Jones; Sanford; Satrom; Schauer; Schmidt; Schneider; Schreiber-Beck; Skroch; Trottier; Tveit; Vetter; Weisz; Zubke; Speaker Klemin

NAYS: Beadle; Becker; Bellew; Boe; Devlin; Dobervich; Ertelt; Hager; Headland; Holman; Hoverson; Johnston; Jones; Kading; Kempenich; Koppelman, B.; Koppelman, K.; Magrum; Marschall; McWilliams; Mock; Nelson, M.; Paur; Richter; Rohr; Ruby, D.; Ruby, M.; Schatz; Schobinger; Simons; Steiner; Strinden; Toman; Vigasaa; Westlind

ABSENT AND NOT VOTING: Anderson, D.; Buffalo; Fegley

HB 1415 passed.

SECOND READING OF HOUSE BILL

HB 1479: A BILL for an Act to create and enact two new sections to chapter 15-10 of the North Dakota Century Code, relating to higher education student identification card requirements and reports of address changes to the secretary of state; and to amend and reenact subsection 3 of section 16.1-01-04.1 of the North Dakota Century Code, relating to forms of identification verifying voter eligibility.

ROLL CALL

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

YEAS: Adams; Anderson, P.; Boe; Boschee; Dobervich; Eidson; Guggisberg; Hager; Hanson; Mitskog; Mock; Nelson, M.; Schneider

NAYS: Anderson, B.; Beadle; Becker; Bellew; Blum; Bosch; Brandenburg; Damschen; Delzer; Devlin; Dockter; Ertelt; Fisher; Grueneich; Hatlestad; Headland; Heinert; Holman; Hoverson; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Johnston; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; McWilliams; Meier; Monson; Nathe; Nelson, J.; O'Brien; Owens; Paulson; Paur; Pollert; Porter; 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

ABSENT AND NOT VOTING: Anderson, D.; Buffalo; Fegley

HB 1479 failed.

SECOND READING OF HOUSE BILL

HB 1505: A BILL for an Act to amend and reenact section 54-03-20 of the North Dakota Century Code, relating to reimbursement for members of the legislative assembly.

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 6 YEAS, 85 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Brandenburg; Kempenich; Kreidt; McWilliams; Nelson, M.; Richter

NAYS: Adams; Anderson, B.; Anderson, P.; Beadle; Becker; Bellew; Blum; Boe; Bosch; Boschee; Damschen; Delzer; Devlin; Dobervich; Dockter; Eidson; Ertelt; Fisher; Grueneich; Guggisberg; Hager; Hanson; Hatlestad; Headland; Heinert; Holman; Hoverson; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Johnston; Jones; Kading; Karls; Kasper; Keiser; Kiefert; Koppelman, B.; Koppelman, K.; Laning; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; O'Brien; Owens; Paulson; Paur; Pollert; Porter; Pyle; 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: Anderson, D.; Buffalo; Fegley

HB 1505 failed.

SECOND READING OF HOUSE BILL

HB 1546: A BILL for an Act to create and enact a new section to chapter 14-02.1 of the North Dakota Century Code, relating to prohibition on human dismemberment abortion; to provide a penalty; 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 78 YEAS, 13 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Anderson, B.; Beadle; Becker; Bellew; Blum; Boe; Bosch; Brandenburg; Damschen; Delzer; Devlin; Dockter; Ertelt; Fisher; Grueneich; Hatlestad; Headland; Heinert; Hoverson; Howe; Johnson, C.; Johnson, D.; Johnston; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Magrum; Marschall; McWilliams; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; O'Brien; Owens; Paulson; Paur; Pollert; Porter; 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; Dobervich; Eidson; Guggisberg; Hager; Hanson; Holman; Johnson, M.; Martinson; Nelson, M.; Schneider

ABSENT AND NOT VOTING: Anderson, D.; Buffalo; Fegley

Engrossed HB 1546 passed.

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

MR. PRESIDENT: The House has passed, and your favorable consideration is requested on: HB 1201, HB 1209, HB 1227, HB 1471.

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

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

SB 2177, SB 2232, SB 2323.

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 12:30 p.m., Friday, February 1, 2019, which motion prevailed on a voice vote.

REPORT OF STANDING COMMITTEE

HB 1029, as engrossed: Education Committee (Rep. Owens, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed HB 1029 was placed on the Sixth order on the calendar.

Page 1, line 17, replace "Three" with "Two "

Page 1, line 17, remove the comma

Page 1, line 17, remove "chairman of"

Page 1, line 18, replace "the legislative management" with "majority leader of the house of representatives and one member appointed by the minority leader of the house of representatives"

Page 1, line 19, replace "Three" with "Two"

Page 1, line 19, remove the comma

Page 1, line 19, remove "chairman of the legislative"

Page 1, line 20, replace "management" with "majority leader of the senate and one member appointed by the minority leader of the senate"

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1090: Human Services Committee (Rep. Weisz, Chairman) recommends **DO NOT PASS** (12 YEAS, 1 NAYS, 1 ABSENT AND NOT VOTING). HB 1090 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1102: Human Services Committee (Rep. Weisz, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (9 YEAS, 4 NAYS, 1 ABSENT AND NOT VOTING). HB 1102 was placed on the Sixth order on the calendar.

Page 6, line 21, after "children" insert "based upon a needs assessment conducted by the department"

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1104: Human Services Committee (Rep. Weisz, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (8 YEAS, 4 NAYS, 2 ABSENT AND NOT VOTING). HB 1104 was placed on the Sixth order on the calendar.

Page 1, line 16, remove "and"

Page 1, line 17, remove the overstrike over the overstruck semicolon

Page 1, line 18, remove the overstrike over "and"

Page 1, line 19, remove the overstrike over "~~It limits its enrollment to children who have reached the age of four before August~~"

Page 1, line 20, remove the overstrike over "~~first in the year of enrollment~~"

Page 4, line 12, remove the overstrike over "~~and which serves no child for more~~"

Page 4, line 13, remove the overstrike over "~~than~~"

Page 4, line 13, after "~~three~~" insert "four"

Page 4, line 13, remove the overstrike over "~~hours per day~~"

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1108: Human Services Committee (Rep. Weisz, Chairman) recommends **DO PASS** (13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1108 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1119: Human Services Committee (Rep. Weisz, Chairman) recommends **DO PASS** (12 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). HB 1119 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1124: Human Services Committee (Rep. Weisz, Chairman) recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (12 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). HB 1124 was rereferred to the **Appropriations Committee**.

REPORT OF STANDING COMMITTEE

HB 1126: 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). HB 1126 was placed on the Sixth order on the calendar.

Page 1, line 15, remove "admit"

Page 1, line 16, remove "and"

Page 1, line 17, replace "volunteer and" with ", or the individual's designee, volunteers, or"

Page 1, line 18, after "facility" insert ", individual, or the individual's designee"

Page 1, line 18, after "a" insert "person or"

Page 1, line 18, remove "or utilize volunteer and family"

Page 1, line 19, remove "support, or both,"

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1142: Industry, Business and Labor Committee (Rep. Keiser, Chairman) recommends **DO PASS** (13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1142 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1152: Education Committee (Rep. Owens, Chairman) recommends **DO NOT PASS** (12 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). HB 1152 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1189: Human Services Committee (Rep. Weisz, Chairman) recommends **DO NOT**

PASS (11 YEAS, 2 NAYS, 1 ABSENT AND NOT VOTING). HB 1189 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1202: Energy and Natural Resources Committee (Rep. Porter, Chairman) recommends **DO PASS** (8 YEAS, 3 NAYS, 3 ABSENT AND NOT VOTING). HB 1202 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1285: Human Services Committee (Rep. Weisz, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1285 was placed on the Sixth order on the calendar.

Page 1, line 13, after "office" insert ", and includes any other location within a county which is approved by the board of county commissioners."

Page 1, line 15, after "a" insert "participating"

Page 1, line 15, after "station" insert ", campus police department."

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1335: Education Committee (Rep. Owens, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (11 YEAS, 1 NAYS, 2 ABSENT AND NOT VOTING). HB 1335 was placed on the Sixth order on the calendar.

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

Page 1, line 9, replace "while participating in a school sanctioned or sponsored activity or event" with "at a graduation ceremony. For purposes of this section "tribal regalia" or "object of cultural significance" means an eagle feather or eagle plume"

Page 1, after line 9, insert:

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

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1339: Industry, Business and Labor Committee (Rep. Keiser, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (10 YEAS, 2 NAYS, 2 ABSENT AND NOT VOTING). HB 1339 was placed on the Sixth order on the calendar.

Page 1, line 8, replace "Dealer" with "Commercial equipment dealer"

Page 1, line 9, after the second underscored comma insert "parts for any"

Page 1, line 9, after "used" insert "commercial"

Page 1, line 9, remove "parts"

Page 1, line 10, after the first underscored comma insert "commercial"

Page 1, line 10, after after the first underscored comma insert "or"

Page 1, after line 11 insert "commercial"

Page 1, line 13, after "used" insert "commercial"

Page 1, line 14, after the first underscored comma insert "commercial"

Page 1, line 14, after "equipment" insert "or"

Page 1, line 15, after "or" insert "commercial"

Page 1, line 16, replace "Distributor" with "Commercial distributor"

Page 1, line 16, after "dealer" insert "parts for"

Page 1, line 17, after "new" insert "commercial"

Page 1, line 17, remove "parts"

Page 1, after line 17 insert "commercial"

Page 1, line 18, after the first underscored comma insert "or"

Page 1, line 19, after "or" insert "commercial"

Page 1, line 20, replace "Manufacturer" with "Commercial manufacture"

Page 1, line 21, after "assembling" insert "parts for any"

Page 1, line 21, after "new" insert "commercial"

Page 1, line 21, remove "parts"

Page 1, line 22, after the first underscored comma insert "commercial"

Page 1, line 22, after the second underscored comma insert "or"

Page 1, line 23, after "or" insert "commercial"

Page 2, line 1, after "nonessential" insert "commercial"

Page 2, line 3, after "A" insert "commercial"

Page 2, after line 4 insert "commercial"

Page 2, after line 6 insert "commercial"

Page 2, line 7, after the first "the" insert "commercial equipment"

Page 2, line 8, after "the" insert "commercial equipment"

Page 2, line 9, after "A" insert "commercial"

Page 2, line 9, after "a" insert "commercial equipment"

Page 2, line 11, after "the" insert "commercial equipment"

Page 2, line 12, after "A" insert "commercial"

Page 2, line 12, after the first "a" insert "commercial equipment"

Page 2, line 12, after the third "a" insert "commercial equipment"

Page 2, line 13, after "The" insert "commercial"

Page 2, line 14, after the second "the" insert "commercial"

Page 2, line 15, after "The" insert "commercial"

Page 2, after line 15 insert "commercial equipment"

Page 2, line 17, after the first "the" insert "commercial"

Page 2, line 19, after "A" insert "commercial"

Page 2, line 19, replace "factory branch," with "commercial"

Page 2, line 19, after "or" insert "commercial"

Page 2, line 20, after "its" insert "commercial equipment"

Page 2, after line 21 insert "commercial equipment"

Page 2, after line 22 insert "commercial"

Page 2, line 23, remove ", factory branch, distributor, or distributor branch"

Page 2, line 24, after "the" insert "commercial equipment"

Page 2, line 25, after the first "the" insert "commercial equipment"

Page 2, line 25, after the second "the" insert "commercial equipment"

Page 2, line 26, after "the" insert "commercial"

Page 2, line 26, after "or" insert "commercial"

Page 3, line 1, after "the" insert "commercial equipment"

Page 3, line 5, after the first "the" insert "commercial equipment"

Page 3, line 5, after the second "the" insert "commercial equipment"

Page 3, line 8, after the second "the" insert "commercial equipment"

Page 3, line 10, after "for" insert "commercial"

Page 3, line 10, after the first "or" insert "commercial"

Page 3, line 16, after "the" insert "commercial"

Page 3, line 17, after "a" insert "commercial"

Page 3, line 17, after "or" insert "commercial"

Page 3, line 19, replace "franchised" with "commercial equipment"

Page 3, line 20, after the first "the" insert "commercial equipment"

Page 3, line 22, after "the" insert "commercial"

Page 3, line 22, after the second "or" insert "commercial"

Page 3, line 25, after "Each" insert "commercial"

Page 3, line 26, after "the" insert "commercial equipment"

Page 3, line 27, after "any" insert "commercial equipment"

Page 3, line 28, after "obligating" insert "commercial equipment"

Page 3, line 30, after "A" insert "commercial"

Page 3, line 30, after the first "or" insert "commercial"

Page 4, line 4, after the first "the" insert "commercial equipment"

Page 4, line 4, after "or" insert "commercial"

Page 4, line 4, after the second "the" insert "commercial equipment"

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1345: Human Services Committee (Rep. Weisz, Chairman) recommends **DO PASS** (11 YEAS, 2 NAYS, 1 ABSENT AND NOT VOTING). HB 1345 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1350: Education Committee (Rep. Owens, Chairman) recommends **DO NOT PASS** (11 YEAS, 3 NAYS, 0 ABSENT AND NOT VOTING). HB 1350 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1353: Education Committee (Rep. Owens, Chairman) recommends **DO NOT PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1353 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1361: Human Services Committee (Rep. Weisz, Chairman) recommends **DO NOT PASS** (12 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). HB 1361 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1365: Education Committee (Rep. Owens, Chairman) recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1365 was rereferred to the **Appropriations Committee**.

REPORT OF STANDING COMMITTEE

HB 1370: Education Committee (Rep. Owens, Chairman) recommends **DO NOT PASS** (12 YEAS, 1 NAYS, 1 ABSENT AND NOT VOTING). HB 1370 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1378: Human Services Committee (Rep. Weisz, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (9 YEAS, 4 NAYS, 1 ABSENT AND NOT VOTING). HB 1378 was placed on the Sixth order on the calendar.

Page 5, remove lines 20 through 30

Page 6, remove lines 1 through 31

Page 7, remove lines 1 through 30

Page 8, remove lines 1 through 31

Page 9, remove lines 1 through 31

Page 10, remove lines 1 through 28

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1382: Industry, Business and Labor Committee (Rep. Keiser, Chairman) recommends **DO PASS** (10 YEAS, 3 NAYS, 1 ABSENT AND NOT VOTING). HB 1382 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1389: Education Committee (Rep. Owens, Chairman) recommends **DO NOT PASS** (10 YEAS, 3 NAYS, 1 ABSENT AND NOT VOTING). HB 1389 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1428: Energy and Natural Resources Committee (Rep. Porter, Chairman) recommends **DO NOT PASS** (9 YEAS, 2 NAYS, 3 ABSENT AND NOT VOTING). HB 1428 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1429: Education Committee (Rep. Owens, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (12 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). HB 1429 was placed on the Sixth order on the calendar.

Page 1, line 2, after "program" insert "; and to provide an exemption"

Page 2, line 3, overstrike "An" and insert immediately thereafter "Subject to appropriation. an"

Page 2, line 6, after "four" insert "consecutive"

Page 2, line 10, after "four" insert "consecutive"

Page 2, line 14, after "four" insert "consecutive"

Page 2, after line 25, insert:

"SECTION 2. EXEMPTION - TEACHER LOAN FORGIVENESS PROGRAM FUNDING. The unexpended amount remaining from the appropriation for the teacher loan forgiveness program, as authorized in section 1 of chapter 28 of the 2017 Session Laws, is not subject to the provisions of section 54-44.1-11 at the end of the 2017-19 biennium, and may be continued into the 2019-21 biennium for the purpose of providing teacher loan forgiveness."

Re-number accordingly

REPORT OF STANDING COMMITTEE

HB 1433: Industry, Business and Labor Committee (Rep. Keiser, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (12 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). HB 1433 was placed on the Sixth order on the calendar.

Page 1, line 1, remove ", a new section to chapter"

Page 1, line 2, replace "23-34," with " and"

Page 1, line 2, remove ", and a new section to chapter 31-04"

Page 1, line 18, remove "alternative. regulated"

Page 1, line 22, remove ". A physician is considered a board certified"

Page 1, remove line 23

Page 2, remove line 1

Page 2, line 2, replace "participation or status" with "and having requirements in addition to those the North Dakota board of medicine requires to practice medicine"

Page 2, line 20, after "differentiation" insert "and the facility's governing body approves the vote"

Page 2, remove lines 21 through 23

Page 2, line 24, replace "(2)" with "(1)"

Page 2, line 25, remove "limiting the differentiation to"

Page 2, line 26, remove "certain medical specialties."

Page 2, after line 28, insert:

- "(2) This section may not be construed to require a new vote by the facility's medical staff.
- (3) Notwithstanding paragraph 2, this section may not be construed to abrogate or supersede the ability of an organized medical staff and governing board of an individual facility to determine the facility's credentialing and privileging criteria with respect to board certification and maintenance of certification requirements."

Page 3, remove lines 1 through 5

Page 3, remove lines 19 through 23

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1446: Industry, Business and Labor Committee (Rep. Keiser, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO NOT PASS** (7 YEAS, 4 NAYS, 3 ABSENT AND NOT VOTING). HB 1446 was placed on the Sixth order on the calendar.

Page 1, line 8, after "with" insert "the name and percent by weight of"

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1448: Industry, Business and Labor Committee (Rep. Keiser, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (10 YEAS, 1 NAYS, 3 ABSENT AND NOT VOTING). HB 1448 was placed on the Sixth order on the calendar.

Page 1, line 12, overstrike ". However, if"

Page 1, line 13, overstrike "the policy does provide"

Page 1, line 13, remove "provides"

Page 1, line 13, overstrike "liability coverage to a person named in a restrictive"

Page 1, line 14, overstrike "endorsement"

Page 1, line 14, after the comma insert "but"

Page 1, line 15, after the period insert "A personal automobile policy may not reduce or exclude the limits of liability, uninsured motorist coverage, underinsured motorist coverage, basic no-fault benefits coverage, or collision coverage for a class of individuals."

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1454: Education Committee (Rep. Owens, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (12 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). HB 1454 was placed on the Sixth order on the calendar.

Page 2, line 5, after "purchases" insert "of at least fifty thousand dollars but not exceeding one hundred thousand dollars."

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1457: Industry, Business and Labor Committee (Rep. Keiser, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (11 YEAS, 0 NAYS, 3 ABSENT AND NOT VOTING). HB 1457 was placed on the Sixth order on the calendar.

Page 1, line 10, remove "top five"

Page 1, line 10, replace "winners" with "winner"

Page 1, line 13, replace "fifty thousand" with "nine thousand five hundred"

Page 1, line 14, remove ", twenty-five thousand dollars to the second place contest winner, and"

Page 1, remove lines 15 and 16

Page 1, line 17, remove "subscription to North Dakota horizons magazine"

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1464, as engrossed: Education Committee (Rep. Owens, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (10 YEAS, 4 NAYS, 0 ABSENT AND NOT VOTING). Engrossed HB 1464 was placed on the Sixth order on the calendar.

Page 1, line 8, after the first comma insert "or"

Page 1, line 8, remove ", or home schooling"

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1494: Industry, Business and Labor Committee (Rep. Keiser, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO NOT PASS** (12 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). HB 1494 was placed on the Sixth order on the calendar.

Page 1, line 6, after "loans" insert "to political subdivisions"

Page 1, line 7, remove "1."

Page 1, line 7, after "loan" insert "to a political subdivision that is a taxing district"

Page 1, line 8, remove the underscored period

Page 1, remove lines 9 and 10

Page 1, line 11, replace "extent that" with "if the"

Page 1, line 11, replace the second "or" with an underscored comma

Page 1, line 12, after "assessments" insert ", or increases relevant utility fees"

Page 1, line 14, replace the second "or" with an underscored comma

Page 1, line 15, after "assessment" insert ", or increase relevant utility fees"

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1511: Education Committee (Rep. Owens, Chairman) recommends **DO NOT PASS** (11 YEAS, 2 NAYS, 1 ABSENT AND NOT VOTING). HB 1511 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1525: Education Committee (Rep. Owens, Chairman) recommends **DO NOT PASS** (11 YEAS, 3 NAYS, 0 ABSENT AND NOT VOTING). HB 1525 was placed on the Eleventh order on the calendar.

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

Buell J. Reich, Chief Clerk

