

JOURNAL OF THE HOUSE

Sixty-sixth Legislative Assembly

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Bismarck, February 4, 2019

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

The prayer was offered by Pastor Bob Caranicas, Good Shepherd Lutheran Church, Bismarck.

The roll was called and all members were present except Representatives B. Anderson, Kempenich, Kiefert, and Owens.

A quorum was declared by the Speaker.

MOTION

REP. LOUSER MOVED that the rules be suspended, pursuant to House Rule 324, for the purpose of temporarily amending the deadline for rereferral of bills to the **House Appropriations Committee**, which motion prevailed on a voice vote.

MOTION

REP. LOUSER MOVED that House Rule 329, paragraph 4, be amended temporarily to replace twenty-first legislative day with twenty-third legislative day for all bills except HB 1521, which motion prevailed on a voice vote.

MOTION

REP. LOUSER MOVED that House Rule 329, paragraph 4, be amended temporarily to replace twenty-first legislative day with thirtieth legislative day for HB 1521, which motion prevailed on a voice vote.

SIXTH ORDER OF BUSINESS

SPEAKER KLEMIN DEEMED approval of the amendments to HB 1060, HB 1195, HB 1239, HB 1391, and HB 1544.

HB 1060, HB 1195, HB 1239, HB 1391, and HB 1544, as amended, were placed on the Eleventh order of business on the calendar for the succeeding legislative day.

SECOND READING OF HOUSE BILL

HB 1278: A BILL for an Act to amend and reenact subsection 3 of section 53-06.1-11.1 of the North Dakota Century Code, relating to eligible uses of net proceeds by licensed gaming organizations.

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 81 YEAS, 9 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, D.; Anderson, P.; Beadle; Becker; Blum; 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; Kading; Karls; Kasper; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; McWilliams; Meier; Mitskog; Mock; Nathe; Nelson, J.; O'Brien; Paulson; Pollert; Porter; Pyle; Richter; Roers Jones; Rohr; 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: Bellew; Boe; Ertelt; Keiser; Monson; Nelson, M.; Paur; Ruby, D.; Simons

ABSENT AND NOT VOTING: Anderson, B.; Kempenich; Kiefert; Owens

HB 1278 passed.

SECOND READING OF HOUSE BILL

HB 1033: A BILL for an Act to create and enact a new section to chapter 50-06.2 and a new section to chapter 50-24.7 of the North Dakota Century Code, relating to a pilot program for independent home and community-based services case managers; and to provide an expiration date.

ROLL CALL

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

YEAS: Adams; 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.; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; McWilliams; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; O'Brien; 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; Trotter; Tveit; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Klemin

ABSENT AND NOT VOTING: Anderson, B.; Kiefert; Owens

HB 1033 passed.

SECOND READING OF HOUSE BILL

HB 1288: A BILL for an Act to amend and reenact section 18-01-03.1 of the North Dakota Century Code, relating to duties of the fire marshal to provide education regarding fire safety code requirements.

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 80 YEAS, 11 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

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

NAYS: Becker; Bellew; Ertelt; Hoverson; Johnston; Magrum; Paulson; Ruby, D.; Schatz; Simons; Skroch

ABSENT AND NOT VOTING: Anderson, B.; Kiefert; Owens

HB 1288 passed.

SECOND READING OF HOUSE BILL

HB 1260: A BILL for an Act to amend and reenact sections 50-25.1-02 and 50-25.1-03 of the

North Dakota Century Code, relating to the reporting of a mental injury of a child; and to provide a penalty.

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 7 YEAS, 84 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Adams; Brandenburg; Jones; Nelson, M.; Pyle; Satrom; Schauer

NAYS: Anderson, D.; Anderson, P.; Beadle; Becker; Bellew; Blum; Boe; Bosch; Boschee; 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; Kading; Karls; Kasper; Keiser; Kempenich; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; McWilliams; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; O'Brien; Paulson; Paur; Pollert; Porter; Richter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Schatz; Schmidt; Schneider; Schobinger; Schreiber-Beck; Simons; Skroch; Steiner; Strinden; Toman; Trottier; Tveit; Vetter; Vigasaa; Weisz; Westlind; Zubke; Speaker Klemin

ABSENT AND NOT VOTING: Anderson, B.; Kiefert; Owens

HB 1260 failed.

SECOND READING OF HOUSE BILL

HB 1348: A BILL for an Act to amend and reenact subsection 4 of section 54-59-34 of the North Dakota Century Code, relating to the statewide longitudinal data system committee and biennial training for individuals who have access to the statewide longitudinal data system.

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 1 YEAS, 90 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Hatlestad

NAYS: Adams; 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; Headland; Heinert; Holman; Hoverson; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Johnston; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; McWilliams; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; O'Brien; 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: Anderson, B.; Kiefert; Owens

HB 1348 failed.

SECOND READING OF HOUSE BILL

HB 1170: A BILL for an Act to amend and reenact subsection 3 of section 15.1-06-04 and section 15.1-27-23 of the North Dakota Century Code, relating to school calendar days on days of inclement weather.

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 43 YEAS, 48 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Becker; Bellew; Blum; Bosch; Devlin; Dockter; Ertelt; Grueneich; Hatlestad; Headland; Holman; Hoverson; Howe; Johnston; Kading; Kasper; Koppelman, B.; Koppelman, K.; Louser; Magrum; Marschall; McWilliams; Meier; Mitskog; Nathe; Paulson; Paur; Porter; Richter; Rohr; Ruby, D.; Ruby, M.; Satrom; Schatz; Schauer; Simons; Skroch; Steiner; Toman; Trottier; Vetter; Vigesaa; Westlind

NAYS: Adams; Anderson, D.; Anderson, P.; Beadle; Boe; Boschee; Brandenburg; Buffalo; Damschen; Delzer; Dobervich; Eidson; Fegley; Fisher; Guggisberg; Hager; Hanson; Heinert; Johnson, C.; Johnson, D.; Johnson, M.; Jones; Karls; Keiser; Kempenich; Kreidt; Laning; Lefor; Longmuir; Martinson; Mock; Monson; Nelson, J.; Nelson, M.; O'Brien; Pollert; Pyle; Roers Jones; Sanford; Schmidt; Schneider; Schobinger; Schreiber-Beck; Strinden; Tveit; Weisz; Zubke; Speaker Klemin

ABSENT AND NOT VOTING: Anderson, B.; Kiefert; Owens

HB 1170 failed.

SECOND READING OF HOUSE BILL

HB 1510: A BILL for an Act to create and enact a new section to chapter 57-38 and a new subdivision to subsection 7 of section 57-38-30.3 of the North Dakota Century Code, relating to an income tax credit equal to a portion of a taxpayer's federal earned income credit; 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 16 YEAS, 75 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

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

NAYS: Anderson, D.; Beadle; Becker; Bellew; Blum; Bosch; Brandenburg; Damschen; Delzer; Devlin; Dockter; Ertelt; Fegley; Fisher; Grueneich; Hatlestad; Headland; Heinert; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Johnston; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; McWilliams; Meier; Monson; Nathe; Nelson, J.; O'Brien; 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; Vigesaa; Weisz; Westlind; Zubke; Speaker Klemin

ABSENT AND NOT VOTING: Anderson, B.; Kiefert; Owens

HB 1510 failed.

SECOND READING OF HOUSE BILL

HB 1476: A BILL for an Act to create and enact a new section to chapter 57-38 and a new subdivision to subsection 7 of section 57-38-30.3 of the North Dakota Century Code, relating to the creation of an individual income tax credit for beginning farmers; 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 21 YEAS, 70 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, D.; Anderson, P.; Boe; Boschee; Buffalo; Dobervich; Eidson; Fegley; Guggisberg; Hager; Hanson; Holman; Hoverson; Johnson, C.; Johnson, D.;

McWilliams; Mitskog; Mock; Schneider; Westlind

NAYS: Beadle; Becker; Bellew; Blum; Bosch; Brandenburg; Damschen; Delzer; Devlin; Dockter; Ertelt; Fisher; Grueneich; Hatlestad; Headland; Heinert; Howe; Johnson, M.; Johnston; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; Meier; Monson; Nathe; Nelson, J.; Nelson, M.; O'Brien; 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; Vigesaa; Weisz; Zubke; Speaker Klemin

ABSENT AND NOT VOTING: Anderson, B.; Kiefert; Owens

HB 1476 failed.

SECOND READING OF HOUSE BILL

HB 1399: A BILL for an Act to amend and reenact sections 54-03-02 and 54-35-16 of the North Dakota Century Code, relating to annually reconvened sessions of the legislative assembly; and to provide for a legislative management study.

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 19 YEAS, 72 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Adams; Anderson, P.; Boe; Boschee; Brandenburg; Dobervich; Eidson; Guggisberg; Hager; Hanson; Holman; Howe; Kempenich; Mitskog; Mock; Nelson, M.; Roers Jones; Schneider; Weisz

NAYS: Anderson, D.; Beadle; Becker; Bellew; Blum; Bosch; Buffalo; Damschen; Delzer; Devlin; Dockter; Ertelt; Fegley; Fisher; Grueneich; Hatlestad; Headland; Heinert; Hoverson; Johnson, C.; Johnson, D.; Johnson, M.; Johnston; Jones; Kading; Karls; Kasper; Keiser; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; McWilliams; Meier; Monson; Nathe; Nelson, J.; O'Brien; Paulson; Paur; Pollert; Porter; Pyle; Richter; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schmidt; Schobinger; Schreiber-Beck; Simons; Skroch; Steiner; Strinden; Toman; Trottier; Tveit; Vetter; Vigesaa; Westlind; Zubke; Speaker Klemin

ABSENT AND NOT VOTING: Anderson, B.; Kiefert; Owens

HB 1399 failed.

SECOND READING OF HOUSE BILL

HB 1358: A BILL for an Act to amend and reenact subsection 1 of section 53-06.1-03 and section 53-06.1-07.3 of the North Dakota Century Code, relating to rodeo calcuttas.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 61 YEAS, 30 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Anderson, D.; Anderson, P.; Beadle; Becker; Blum; Boe; Boschee; Brandenburg; Buffalo; Dobervich; Dockter; Fegley; Fisher; Grueneich; Hanson; Hatlestad; Headland; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Johnston; Jones; Karls; Kasper; Keiser; Kempenich; Koppelman, B.; Koppelman, K.; Kreidt; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; McWilliams; Meier; Mitskog; Mock; Nelson, J.; Nelson, M.; O'Brien; Pollert; Porter; Pyle; Richter; Roers Jones; Ruby, M.; Sanford; Satrom; Schatz; Schauer; Schobinger; Schreiber-Beck; Simons; Steiner; Strinden; Toman; Trottier; Vetter

NAYS: Adams; Bellew; Bosch; Damschen; Delzer; Devlin; Eidson; Ertelt; Guggisberg; Hager; Heinert; Holman; Hoverson; Kading; Laning; Monson; Nathe; Paulson; Paur; Rohr; Ruby, D.; Schmidt; Schneider; Skroch; Tveit; Vigesaa; Weisz; Westlind; Zubke; Speaker Klemin

ABSENT AND NOT VOTING: Anderson, B.; Kiefert; Owens

Engrossed HB 1358 passed.

SECOND READING OF HOUSE BILL

HB 1498: A BILL for an Act to amend and reenact subsection 1 of section 43-15-01 and section 43-15-31.5 of the North Dakota Century Code, relating to pharmacist administration of drugs.

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, 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; Kading; Karls; Kasper; Keiser; Kempenich; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; McWilliams; Meier; Mitskog; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; O'Brien; 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, B.; Kiefert; Owens

Engrossed HB 1498 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 1116, HB 1127, HB 1134, HB 1137, HB 1157, HB 1169, HB 1298, HB 1419, HB 1443.

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

MR. PRESIDENT: The House has passed, the emergency clause carried, and your favorable consideration is requested on: HB 1263.

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

MR. SPEAKER: The Senate has passed, and your favorable consideration is requested on: SB 2045, SB 2139, SB 2170, SB 2192, SB 2193, SB 2218, SB 2243, SB 2245, SB 2247, SB 2254, SB 2281, SB 2290, SB 2338, SB 2339.

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

MR. SPEAKER: The Senate has passed, the emergency clause carried, and your favorable consideration is requested on: SB 2225, SB 2327.

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., Tuesday, February 5, 2019, which motion prevailed on a voice vote.

REPORT OF STANDING COMMITTEE

HB 1035: Government and Veterans Affairs Committee (Rep. Kasper, Chairman) recommends **DO PASS** (10 YEAS, 3 NAYS, 1 ABSENT AND NOT VOTING). HB 1035 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1036: Government and Veterans Affairs Committee (Rep. Kasper, Chairman) recommends **DO PASS** (10 YEAS, 3 NAYS, 1 ABSENT AND NOT VOTING). HB 1036 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1174: Finance and Taxation Committee (Rep. Headland, Chairman) recommends **DO NOT PASS** (8 YEAS, 6 NAYS, 0 ABSENT AND NOT VOTING). HB 1174 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1203: Government and Veterans Affairs Committee (Rep. Kasper, Chairman) recommends **DO PASS** (13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1203 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1222: Finance and Taxation Committee (Rep. Headland, Chairman) recommends **DO NOT PASS** (10 YEAS, 3 NAYS, 1 ABSENT AND NOT VOTING). HB 1222 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1225: Energy and Natural Resources Committee (Rep. Porter, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1225 was placed on the Sixth order on the calendar.

Page 1, line 1, remove "legislative management"

Page 1, line 1, after "innovation" insert "by the empower North Dakota commission"

Page 1, line 2, replace "an appropriation" with "for a report to the legislative management"

Page 1, line 4, replace "**LEGISLATIVE MANAGEMENT**" with "**EMPOWER NORTH DAKOTA COMMISSION**"

Page 1, line 4, after "**FUTURE ENERGY INNOVATION**" insert "**- REPORT TO LEGISLATIVE MANAGEMENT**"

Page 1, line 5, replace "legislative management" with "empower North Dakota commission"

Page 1, line 8, replace "legislative management" with "empower North Dakota commission"

Page 1, line 8, remove "report its findings and recommendations,"

Page 1, remove line 9

Page 1, line 10, replace "legislative assembly" with "provide a report to the legislative management by June 30, 2020, regarding the results and recommendations of the study"

Page 1, remove lines 11 through 15

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1230: Transportation Committee (Rep. D. Ruby, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (13 YEAS, 1 NAYS, 0 ABSENT AND NOT VOTING). HB 1230 was placed on the Sixth order on the calendar.

Page 1, line 2, remove "a manned"

Page 1, line 2, remove "in an emergency"

Page 1, line 9, replace ", "airworthy"" with ":

a. "Aircraft" means a device weighing more than fifty-five pounds which is used or intended to be used for flight in the air.

b. "Airworthy"

Page 1, line 12, remove the overstrike over "an"

Page 1, line 12, remove "a manned"

Page 1, line 15, remove the second "a"

Page 1, line 16, replace "manned" with "an"

Page 1, line 22, after "and" insert "only"

Page 1, line 23, after the underscored period insert "If the purchase price of a replacement aircraft exceeds the insurance proceeds, the state agency, department, or institution must receive authorization in accordance with subsection 2."

Re-number accordingly

REPORT OF STANDING COMMITTEE

HB 1238: Transportation Committee (Rep. D. Ruby, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (7 YEAS, 6 NAYS, 1 ABSENT AND NOT VOTING). HB 1238 was placed on the Sixth order on the calendar.

Page 1, line 8, replace "eighty" with "twenty"

Page 1, line 8, remove "In lieu of the"

Page 1, remove lines 9 and 10

Page 1, line 11, remove "department and pay a fee of one and one-half cent per mile."

Re-number accordingly

REPORT OF STANDING COMMITTEE

HB 1241: Finance and Taxation Committee (Rep. Headland, Chairman) recommends **DO NOT PASS** (10 YEAS, 4 NAYS, 0 ABSENT AND NOT VOTING). HB 1241 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1303: Government and Veterans Affairs Committee (Rep. Kasper, Chairman) recommends **DO NOT PASS** (10 YEAS, 4 NAYS, 0 ABSENT AND NOT VOTING). HB 1303 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1316: Government and Veterans Affairs Committee (Rep. Kasper, Chairman) recommends **DO PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1316 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1321: Finance and Taxation Committee (Rep. Headland, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO NOT PASS** (8 YEAS, 6 NAYS, 0 ABSENT AND NOT VOTING). HB 1321 was placed on the Sixth order on the calendar.

Page 1, line 15, replace "the amount of state aid payable" with "two thousand dollars"

Page 1, line 15, remove "under"

Page 1, remove line 16

Page 1, line 17, remove "for which the credit is being claimed"

Page 2, line 3, replace "twelve" with "three"

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1392: Government and Veterans Affairs Committee (Rep. Kasper, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (12 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). HB 1392 was placed on the Sixth order on the calendar.

Page 1, line 11, remove "disclose the record as necessary in an audit report or to"

Page 1, line 12 replace "enforce the terms of the board's lease" with "furnish information to the attorney general, other state agencies, a prosecuting official requiring the information for use in the prosecuting official's official duties, or for legislative investigations under chapter 54-03.2. Confidential information furnished by the board to any third party under this section remains confidential while in the possession of the third party. Confidential information received by the board from any third party under this section remains confidential while in the possession of the board"

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1397: Finance and Taxation Committee (Rep. Headland, Chairman) recommends **DO NOT PASS** (12 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING). HB 1397 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1400: Agriculture Committee (Rep. D. Johnson, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1400 was placed on the Sixth order on the calendar.

Page 1, line 1, after "4.1-31-05.1" insert "and a new section to chapter 19-02.1"

Page 2, line 18, remove ", nurtured,"

Page 2, line 18, replace "processed" with "harvested"

Page 2, line 21, remove ", nurtured,"

Page 2, line 21, replace "processed" with "harvested"

Page 3, line 3, replace "nonmeat" with "cell cultured protein"

Page 3, line 4, replace "nonmeat" with "cell cultured protein"

Page 3, line 5, replace "nonmeat" with "cell cultured protein"

Page 3, line 7, after the underscored semicolon insert "and"

Page 3, line 8, after "a" insert "cell"

Page 3, line 8, after "cultured" insert "protein"

Page 3, line 8, remove "; and"

Page 3, remove lines 9 and 10

Page 3, line 11, remove "masses grown from bovine tissue intended for human consumption"

Page 3, line 12, replace "3." with "2."

Page 3, after line 13, insert:

"SECTION 3. A new section to chapter 19-02.1 of the North Dakota Century Code is created and enacted as follows:

Misrepresentation of cell cultured protein as meat food product prohibited.

1. A person may not advertise, offer for sale, sell, or misrepresent cell cultured protein as a meat food product. A cell cultured food product:
 - a. May not be packaged in the same, or deceptively similar, packaging as a meat food product; and
 - b. Must be labeled as a cell cultured food product.
2. For purposes of this section, "deceptively similar" means packaging that could mislead a reasonable person to believe the product is a meat food product."

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1401: Government and Veterans Affairs Committee (Rep. Kasper, Chairman) recommends **DO PASS** (11 YEAS, 2 NAYS, 1 ABSENT AND NOT VOTING). HB 1401 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1406: Finance and Taxation Committee (Rep. Headland, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1406 was placed on the Sixth order on the calendar.

Page 1, line 1, after "to" insert "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"

Page 1, line 3, replace "chronically mentally ill persons" with "severe mental illness"

Page 1, line 8, overstrike "**chronically mentally ill persons**" and insert immediately thereafter "**severe mental illness**"

Page 1, line 10, after "57-38-30" insert "or section 57-38-30.3"

Page 1, line 11, overstrike "chronically mentally ill employee" and insert immediately thereafter "**severe mental illness**"

Page 1, line 12, remove the underscored colon

Page 1, line 13, remove "a. Five"

Page 1, line 13, overstrike "percent of up to six thousand dollars in wages paid during the first twelve"

Page 1, overstrike line 14

Page 1, line 15, overstrike "disability or chronically mentally ill employee of the taxpayer"

Page 1, line 15, remove ";or"

Page 1, line 16, replace "b. Twenty-five" with "twenty-five"

Page 1, line 17, remove "chronically"

Page 1, line 18, replace "mentally ill employee of the taxpayer" with "severe mental illness"

Page 1, line 19, remove "certifies the employee does not otherwise have"

Page 1, line 20 replace "reasonable prospects for competitive employment" with "determines the individual has a most significant disability, is eligible for services, and requires customized employment in order to obtain competitive integrated employment"

Page 2, after line 2, insert:

- "5. A taxpayer shall apply, on a form and in the manner prescribed by the department of human services' vocational rehabilitation division, for a determination of whether an employee meets the requirements under subsection 2. If an employee meets the requirements, a letter of certification containing the names of the taxpayer and the qualifying employee must be issued to the taxpayer. No more than one hundred employees may be certified as qualifying under this section. Applications must be processed in the order the applications are received.
6. A taxpayer claiming a credit under this section shall include a copy of the certification letter received from the department of human services' vocational rehabilitation division with the taxpayer's return filed under this chapter for each taxable year the credit is claimed.
7. A passthrough entity entitled to the credit under this section must be considered to be the taxpayer for purposes of calculating the credit. The amount of the allowable credit must be determined at the passthrough entity level. The total credit determined at the entity level must be passed through to the partners, shareholders, or members in proportion to their respective interests in the passthrough entity. An individual taxpayer may take the credit passed through under this section against the individual's state income tax liability under section 57-38-30.3.

SECTION 2. A new subdivision to subsection 7 of section 57-38-30.3 the North Dakota Century Code is created and enacted as follows:

Income tax credit for employment of individuals with developmental disabilities or chronically mentally ill persons under section 57-38-01.16."

Page 2, line 3, remove "taxable years beginning after"

Page 2, line 4, replace "December 31, 2018" with "the first two taxable years after December 31, 2018."

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1420: Government and Veterans Affairs Committee (Rep. Kasper, Chairman) recommends **DO NOT PASS** (10 YEAS, 2 NAYS, 2 ABSENT AND NOT VOTING). HB 1420 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1449: Finance and Taxation Committee (Rep. Headland, Chairman) recommends **DO NOT PASS** (13 YEAS, 1 NAYS, 0 ABSENT AND NOT VOTING). HB 1449 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1475: Finance and Taxation Committee (Rep. Headland, Chairman) recommends **DO PASS** (9 YEAS, 5 NAYS, 0 ABSENT AND NOT VOTING). HB 1475 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1480: Transportation Committee (Rep. D. Ruby, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO NOT PASS** (8 YEAS, 5 NAYS, 1 ABSENT AND NOT VOTING). HB 1480 was placed on the Sixth order on the calendar.

Page 1, line 1, remove "two new sections to chapter 24-02,"

Page 1, line 1, remove the second comma

Page 1, line 2, remove "and a new section to chapter 57-40.4"

Page 1, remove line 3

Page 1, line 4, remove ", and compressed natural gas motor vehicle excise tax rebates; to provide a"

Page 1, line 5, remove "penalty"

Page 1, line 5, remove "; to provide an appropriation; to"

Page 1, line 6, remove "provide a continuing appropriation; to provide an effective date"

Page 1, line 6, after the semicolon insert "to provide for a legislative management study;"

Page 1, remove lines 9 through 23

Page 2, remove lines 1 through 23

Page 2, line 27, remove "**- Penalty**"

Page 2, remove lines 30 and 31

Page 3, remove line 1

Page 3, line 2, replace "fund per day for each day the the company continues to violate this subsection" with "must allow the purchase or the sale of transport of all gas and natural gas liquids to an operator that has the ability to accept the gas or natural gas liquids, at a rate determined by the industrial commission"

Page 3, line 6, replace "ten" with "six"

Page 3, replace lines 13 through 28 with:

"SECTION 2. LEGISLATIVE MANAGEMENT STUDY - FUELING STATIONS. During the 2019-20 interim, the legislative management shall consider studying the feasibility and desirability of transitioning state fleet vehicles from a gas fleet to natural gas, hybrid, propane, soybean, or electric fleet. The study must include consultation with the department of transportation and include an assessment of the costs and benefits associated with transitioning state fleet vehicles from a gas fleet to natural gas, hybrid, propane, soybean, or electric fleet and a determination of congestion points for developing natural gas fueling stations, electric charging stations, and other alternative fueling stations in the state. The study must include consideration of the availability of federal funding for the development of alternative fueling and charging stations for vehicles and transitioning state gas fleet vehicles to alternative fuel, hybrid, or electric fleet vehicles. The legislative management shall report its findings and recommendations, together with any legislation required to implement the recommendations, to the sixty-seventh legislative assembly."

Page 3, line 29, replace "3" with "1"

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1499: Government and Veterans Affairs Committee (Rep. Kasper, Chairman) recommends **DO NOT PASS** (9 YEAS, 4 NAYS, 1 ABSENT AND NOT VOTING). HB 1499 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HCR 3024: Agriculture Committee (Rep. D. Johnson, Chairman) recommends **DO PASS** and **BE PLACED ON THE CONSENT CALENDAR** (11 YEAS, 0 NAYS, 3 ABSENT AND NOT VOTING). HCR 3024 was placed on the Tenth order on the calendar.

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

Buell J. Reich, Chief Clerk

