

## JOURNAL OF THE HOUSE

### Fifty-seventh Legislative Assembly

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**Bismarck, March 13, 2001**

The House convened at 3:30 p.m., with Speaker Bernstein presiding.

The prayer was offered by Pastor John Luhmann, Bismarck Evangelical Church.

The roll was called and all members were present except Representatives Bellew, Brekke, Gulleason, Herbel, and Bernstein.

A quorum was declared by the Speaker.

#### SIXTH ORDER OF BUSINESS

**REP. BELTER MOVED** that the amendments on the Sixth order of business to SB 2082 SB 2120, SB 2142, SB 2192, SB 2208, SB 2210, SB 2318, and SB 2443 be adopted, which motion prevailed.

SB 2082 SB 2120, SB 2142, SB 2192, SB 2208, SB 2210, SB 2318, and SB 2443, as amended, were placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

#### MOTION

**REP. WEISZ MOVED** that the House reconsider its action whereby SB 2309 passed, which motion prevailed on a verification vote.

#### MOTION

**REP. WEISZ MOVED** that SB 2309 be rereferred to the **Transportation Committee**, which motion prevailed. Pursuant to Rep. Weisz's motion, SB 2309 was rereferred.

#### CONSIDERATION OF MESSAGE FROM THE SENATE

**REP. BERG MOVED** that the House do concur in the Senate amendments to HB 1084 as printed on HJ page 852, which motion prevailed on a voice vote.

HB 1084, as amended, was placed on the Eleventh order of business.

#### SECOND READING OF HOUSE BILL

**HB 1084:** A BILL for an Act to amend and reenact section 52-02-17 of the North Dakota Century Code, relating to the job insurance trust fund and a report to the legislative council.

#### 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 94 YEAS, 0 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Belter; Berg; Boehm; Boucher; Brandenburg; Brusegaard; Byerly; Carlisle; Carlson; Clark; Cleary; DeKrey; Delmore; Delzer; Devlin; Disrud; Dosch; Drovdal; Eckre; Ekstrom; Fairfield; Froelich; Froseth; Galvin; Glassheim; Grande; Grosz; Grumbo; Gunter; Haas; Hanson; Hawken; Herbel; Huether; Hunskor; Jensen; Johnson, D.; Johnson, N.; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein, F.; Klein, M.; Klemm; Kliniske; Koppang; Koppelman; Kretschmar; Kroeber; Lemieux; Lloyd; Mahoney; Maragos; Martinson; Meier; Metcalf; Monson; Mueller; Nelson; Nicholas; Niemeier; Nottestad; Onstad; Pietsch; Pollert; Porter; Price; Renner; Rennerfeldt; Ruby; Sandvig; Schmidt; Severson; Skarphol; Solberg; Svedjan; Thoreson, B.; Thoreson, L.; Thorpe; Tieman; Timm; Warner; Weiler; Weisz; Wentz; Wikenheiser; Winrich; Wrangham; Acting Speaker Wald

**ABSENT AND NOT VOTING:** Bellew; Bernstein; Brekke; Gulleason

Engrossed HB 1084 passed and the title was agreed to.

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**SECOND READING OF SENATE BILL**

**SB 2102:** A BILL for an Act to create and enact a new section to chapter 42-01 of the North Dakota Century Code, relating to the use of certain structures as a nuisance; and to provide an expiration 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 89 YEAS, 5 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Belter; Berg; Boehm; Boucher; Brandenburg; Brusegaard; Byerly; Carlisle; Carlson; Clark; Cleary; DeKrey; Delmore; Devlin; Disrud; Dosch; Drovdal; Eckre; Ekstrom; Fairfield; Froseth; Galvin; Glassheim; Grande; Grumbo; Gunter; Haas; Hanson; Hawken; Herbel; Huether; Hunskor; Jensen; Johnson, D.; Johnson, N.; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kingsbury; Klein, F.; Klein, M.; Klemin; Kliniske; Koppang; Koppelman; Kretschmar; Kroeber; Lloyd; Mahoney; Maragos; Martinson; Meier; Metcalf; Monson; Mueller; Nelson; Nicholas; Niemeier; Nottestad; Onstad; Pietsch; Pollert; Porter; Price; Renner; Rennerfeldt; Ruby; Sandvig; Schmidt; Severson; Skarphol; Solberg; Svedjan; Thoreson, B.; Thoreson, L.; Thorpe; Tieman; Timm; Warner; Weiler; Weisz; Wentz; Wikenheiser; Winrich; Wrangham; Acting Speaker Wald

**NAYS:** Delzer; Froelich; Grosz; Kerzman; Lemieux

**ABSENT AND NOT VOTING:** Bellew; Bernstein; Brekke; Gulleason

Engrossed SB 2102 passed and the title was agreed to.

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**SECOND READING OF SENATE BILL**

**SB 2173:** A BILL for an Act to create and enact a new section to chapter 11-18 of the North Dakota Century Code, relating to creation of a document preservation fund; to amend and reenact section 11-18-05 of the North Dakota Century Code, relating to fees charged by the register of deeds; and to provide an expiration 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, 16 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Belter; Berg; Boucher; Brandenburg; Carlisle; Clark; Cleary; DeKrey; Delmore; Devlin; Disrud; Dosch; Drovdal; Eckre; Ekstrom; Fairfield; Froseth; Galvin; Glassheim; Grosz; Grumbo; Gunter; Haas; Hanson; Hawken; Huether; Hunskor; Jensen; Johnson, D.; Johnson, N.; Kasper; Kelsch, R.; Kelsh, S.; Klein, F.; Klein, M.; Klemin; Kliniske; Koppang; Koppelman; Kretschmar; Kroeber; Lloyd; Mahoney; Maragos; Martinson; Meier; Metcalf; Monson; Mueller; Nelson; Nicholas; Niemeier; Nottestad; Onstad; Pietsch; Pollert; Porter; Price; Renner; Rennerfeldt; Sandvig; Schmidt; Severson; Solberg; Svedjan; Thoreson, B.; Thoreson, L.; Tieman; Timm; Warner; Weiler; Weisz; Wentz; Wikenheiser; Winrich; Wrangham; Acting Speaker Wald

**NAYS:** Boehm; Brusegaard; Byerly; Carlson; Delzer; Froelich; Grande; Herbel; Keiser; Kempenich; Kerzman; Kingsbury; Lemieux; Ruby; Skarphol; Thorpe

**ABSENT AND NOT VOTING:** Bellew; Bernstein; Brekke; Gulleason

Engrossed SB 2173 passed and the title was agreed to.

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**SECOND READING OF SENATE BILL**

**SB 2103:** A BILL for an Act to amend and reenact section 4-09.1-03 of the North Dakota Century Code, relating to elimination of administrative rulemaking proceedings in establishing fees for commodity grade inspections.

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

**YEAS:** Belter; Berg; Boehm; Brandenburg; Brusegaard; Carlisle; DeKrey; Delmore; Disrud; Dosch; Eckre; Ekstrom; Froelich; Galvin; Glassheim; Grumbo; Gunter; Haas; Hanson; Hawken; Herbel; Huether; Hunskor; Jensen; Johnson, D.; Johnson, N.; Kelsh, S.; Kempenich; Kingsbury; Klein, F.; Koppang; Koppelman; Kretschmar; Kroeber; Lemieux; Lloyd; Mahoney; Maragos; Metcalf; Monson; Mueller; Nelson; Nicholas; Onstad; Pietsch; Pollert; Renner; Rennerfeldt; Schmidt; Solberg; Svedjan; Thoreson, L.; Thorpe; Tieman; Warner; Wentz; Wikenheiser; Winrich; Wrangham; Acting Speaker Wald

**NAYS:** Aarsvold; Boucher; Byerly; Carlson; Clark; Cleary; Delzer; Devlin; Drovdal; Fairfield; Froseth; Grande; Grosz; Gulleeson; Kasper; Keiser; Kelsch, R.; Kerzman; Klein, M.; Klemin; Kliniske; Martinson; Meier; Niemeier; Nottestad; Porter; Price; Ruby; Sandvig; Severson; Skarphol; Thoreson, B.; Timm; Weiler; Weisz

**ABSENT AND NOT VOTING:** Bellew; Bernstein; Brekke

SB 2103 passed and the title was agreed to.

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### SECOND READING OF SENATE BILL

**SB 2259:** A BILL for an Act to amend and reenact section 54-10-14 of the North Dakota Century Code, relating to audits of park districts.

### 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 95 YEAS, 0 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Belter; Berg; Boehm; Boucher; Brandenburg; Brusegaard; Byerly; Carlisle; Carlson; Clark; Cleary; DeKrey; Delmore; Delzer; Devlin; Disrud; Dosch; Drovdal; Eckre; Ekstrom; Fairfield; Froelich; Froseth; Galvin; Glassheim; Grande; Grosz; Grumbo; Gulleeson; Gunter; Haas; Hanson; Hawken; Herbel; Huether; Hunskor; Jensen; Johnson, D.; Johnson, N.; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein, F.; Klein, M.; Klemin; Kliniske; Koppang; Koppelman; Kretschmar; Kroeber; Lemieux; Lloyd; Mahoney; Maragos; Martinson; Meier; Metcalf; Monson; Mueller; Nelson; Nicholas; Niemeier; Nottestad; Onstad; Pietsch; Pollert; Porter; Price; Renner; Rennerfeldt; Ruby; Sandvig; Schmidt; Severson; Skarphol; Solberg; Svedjan; Thoreson, B.; Thoreson, L.; Thorpe; Tieman; Timm; Warner; Weiler; Weisz; Wentz; Wikenheiser; Winrich; Wrangham; Acting Speaker Wald

**ABSENT AND NOT VOTING:** Bellew; Bernstein; Brekke

SB 2259 passed and the title was agreed to.

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### MOTION

**REP. BELTER MOVED** that SB 2041, which is on the Fourteenth order, be rereferred to the **Appropriations Committee**, which motion prevailed. Pursuant to Rep. Belter's motion, SB 2041 was rereferred.

### MOTION

**REP. BELTER MOVED** that SB 2042, which is on the Fourteenth order, be rereferred to the **Appropriations Committee**, which motion prevailed. Pursuant to Rep. Belter's motion, SB 2042 was rereferred.

### SECOND READING OF SENATE BILL

**SB 2044:** A BILL for an Act to amend and reenact section 14-05-24 of the North Dakota Century Code, relating to the division of property in a divorce action.

### 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, 73 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

**YEAS:** Belter; Brandenburg; DeKrey; Froelich; Gunter; Hawken; Kasper; Kerzman; Klein, F.; Klemin; Kliniske; Lloyd; Monson; Nelson; Nicholas; Ruby; Sandvig; Severson; Svedjan; Thoreson, B.; Weiler; Weisz

**NAYS:** Aarsvold; Berg; Boehm; Boucher; Brusegaard; Byerly; Carlisle; Carlson; Clark; Cleary; Delmore; Delzer; Devlin; Disrud; Dosch; Drovdal; Eckre; Ekstrom; Fairfield; Froseth; Galvin; Glassheim; Grande; Grosz; Grumbo; Gulleson; Haas; Hanson; Herbel; Huether; Hunskor; Jensen; Johnson, D.; Johnson, N.; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kingsbury; Klein, M.; Koppang; Koppelman; Kretschmar; Kroeber; Lemieux; Mahoney; Maragos; Martinson; Meier; Metcalf; Mueller; Niemeier; Nottestad; Onstad; Pietsch; Pollert; Porter; Price; Renner; Rennerfeldt; Schmidt; Skarphol; Solberg; Thoreson, L.; Thorpe; Tieman; Timm; Warner; Wentz; Wikenheiser; Winrich; Wrangham; Acting Speaker Wald

**ABSENT AND NOT VOTING:** Bellew; Bernstein; Brekke

SB 2044 lost.

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### SECOND READING OF SENATE BILL

**SB 2078:** A BILL for an Act to create and enact five new sections to chapter 43-23 of the North Dakota Century Code, relating to real estate salesperson and broker errors and omissions insurance.

### 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 75 YEAS, 20 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Belter; Berg; Boucher; Brandenburg; Byerly; Carlisle; Carlson; Clark; Cleary; Delmore; Disrud; Dosch; Drovdal; Eckre; Ekstrom; Fairfield; Galvin; Glassheim; Grande; Grosz; Grumbo; Gulleson; Gunter; Haas; Hanson; Hawken; Herbel; Huether; Jensen; Johnson, D.; Johnson, N.; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein, F.; Klemin; Kliniske; Koppang; Koppelman; Kroeber; Lemieux; Mahoney; Martinson; Meier; Metcalf; Monson; Mueller; Nicholas; Niemeier; Nottestad; Onstad; Pietsch; Pollert; Porter; Price; Rennerfeldt; Sandvig; Schmidt; Skarphol; Solberg; Svedjan; Thoreson, B.; Thoreson, L.; Thorpe; Tieman; Timm; Warner; Weiler; Wentz; Winrich; Acting Speaker Wald

**NAYS:** Boehm; Brusegaard; DeKrey; Delzer; Devlin; Froelich; Froseth; Hunskor; Kasper; Klein, M.; Kretschmar; Lloyd; Maragos; Nelson; Renner; Ruby; Severson; Weisz; Wikenheiser; Wrangham

**ABSENT AND NOT VOTING:** Bellew; Bernstein; Brekke

SB 2078 passed and the title was agreed to.

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### SECOND READING OF SENATE BILL

**SB 2115:** A BILL for an Act to create and enact a new chapter to title 43 of the North Dakota Century Code, relating to the practice of a regulated occupation or profession.

### 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 92 YEAS, 3 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Belter; Berg; Boehm; Boucher; Brandenburg; Brusegaard; Byerly; Carlisle; Carlson; Clark; Cleary; DeKrey; Delmore; Delzer; Devlin; Disrud; Dosch; Drovdal; Eckre; Ekstrom; Fairfield; Froseth; Galvin; Glassheim; Grande; Grosz; Grumbo; Gulleson; Gunter; Haas; Hanson; Hawken; Herbel; Huether; Hunskor; Jensen; Johnson, D.; Johnson, N.; Kasper; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein, F.; Klein, M.; Klemin; Kliniske; Koppang; Koppelman; Kretschmar; Kroeber; Lloyd; Mahoney; Maragos; Martinson; Meier; Metcalf; Monson; Mueller; Nelson; Nicholas; Niemeier; Nottestad; Onstad; Pietsch; Pollert; Porter; Price; Renner; Rennerfeldt; Ruby; Sandvig; Schmidt; Severson; Skarphol; Solberg; Svedjan; Thoreson, B.; Thoreson, L.; Thorpe; Tieman; Timm; Warner; Weiler; Weisz; Wentz; Wikenheiser; Winrich; Wrangham; Acting Speaker Wald

**NAYS:** Froelich; Keiser; Lemieux

**ABSENT AND NOT VOTING:** Bellew; Bernstein; Brekke

SB 2115 passed and the title was agreed to.

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**MOTION**

**REP. BELTER MOVED** that SB 2179 be moved to the bottom of the calendar, which motion prevailed.

**SECOND READING OF SENATE BILL**

**SB 2292:** A BILL for an Act to create and enact a new section to chapter 15-10 of the North Dakota Century Code, relating to students in veterinary medicine, optometry, and dentistry.

**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 YEA, 93 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

**YEAS:** Brusegaard

**NAYS:** Aarsvold; Belter; Berg; Boehm; Boucher; Brandenburg; Byerly; Carlisle; Carlson; Clark; Cleary; DeKrey; Delmore; Delzer; Devlin; Disrud; Dosch; Drovdal; Eckre; Ekstrom; Fairfield; Froelich; Froseth; Galvin; Glassheim; Grande; Grosz; Grumbo; Gullerson; Gunter; Haas; Hanson; Hawken; Herbel; Huether; Hunskor; Jensen; Johnson, D.; Johnson, N.; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein, F.; Klein, M.; Klemin; Kliniske; Koppang; Koppelman; Kretschmar; Kroeber; Lemieux; Lloyd; Mahoney; Martinson; Meier; Metcalf; Monson; Mueller; Nelson; Nicholas; Niemeier; Nottestad; Onstad; Pietsch; Pollert; Porter; Price; Renner; Rennerfeldt; Ruby; Sandvig; Schmidt; Severson; Skarphol; Solberg; Svedjan; Thoreson, B.; Thoreson, L.; Thorpe; Tieman; Timm; Warner; Weiler; Weisz; Wentz; Wikenheiser; Winrich; Wrangham; Acting Speaker Wald

**ABSENT AND NOT VOTING:** Bellew; Bernstein; Brekke; Maragos

SB 2292 lost.

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**SECOND READING OF SENATE BILL**

**SB 2340:** A BILL for an Act to limit the liability resulting from the manufacture, distribution, and sale of firearms.

**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 86 YEAS, 9 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Belter; Berg; Boehm; Boucher; Brandenburg; Brusegaard; Byerly; Carlisle; Carlson; Clark; Cleary; DeKrey; Delmore; Delzer; Devlin; Disrud; Dosch; Drovdal; Eckre; Ekstrom; Fairfield; Froelich; Froseth; Galvin; Glassheim; Grande; Grosz; Grumbo; Gullerson; Haas; Hanson; Hawken; Huether; Hunskor; Jensen; Johnson, D.; Johnson, N.; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein, M.; Kliniske; Koppang; Koppelman; Kretschmar; Kroeber; Lemieux; Mahoney; Maragos; Martinson; Meier; Monson; Mueller; Nelson; Nicholas; Niemeier; Nottestad; Onstad; Pietsch; Pollert; Porter; Price; Renner; Rennerfeldt; Ruby; Sandvig; Schmidt; Severson; Skarphol; Solberg; Svedjan; Thoreson, B.; Thoreson, L.; Thorpe; Tieman; Timm; Weiler; Weisz; Wentz; Wikenheiser; Winrich; Wrangham; Acting Speaker Wald

**NAYS:** Gunter; Herbel; Kasper; Keiser; Klein, F.; Klemin; Lloyd; Metcalf; Warner

**ABSENT AND NOT VOTING:** Bellew; Bernstein; Brekke

SB 2340 passed and the title was agreed to.

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**SECOND READING OF SENATE BILL**

**SB 2396:** A BILL for an Act to repeal sections 27-13-05, 27-13-06, and 27-13-07 of the North Dakota Century Code, relating to an attorney's refusal to deliver a client's money or property and the furnishing of a bond.

**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 94 YEAS, 1 NAY, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Belter; Berg; Boehm; Boucher; Brandenburg; Brusegaard; Byerly; Carlisle; Carlson; Clark; Cleary; DeKrey; Delmore; Delzer; Devlin; Disrud; Dosch; Drovdal; Eckre; Ekstrom; Fairfield; Froelich; Froseth; Galvin; Glassheim; Grande; Grosz; Grumbo; Gulleon; Gunter; Haas; Hanson; Hawken; Herbel; Huether; Hunskor; Jensen; Johnson, D.; Johnson, N.; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein, F.; Klein, M.; Klemin; Kliniske; Koppang; Kretschmar; Kroeber; Lemieux; Lloyd; Mahoney; Maragos; Martinson; Meier; Metcalf; Monson; Mueller; Nelson; Nicholas; Niemeier; Nottestad; Onstad; Pietsch; Pollert; Porter; Price; Renner; Rennerfeldt; Ruby; Sandvig; Schmidt; Severson; Skarphol; Solberg; Svedjan; Thoreson, B.; Thoreson, L.; Thorpe; Tieman; Timm; Warner; Weiler; Weisz; Wentz; Wikenheiser; Winrich; Wrangham; Acting Speaker Wald

**NAYS:** Koppelman

**ABSENT AND NOT VOTING:** Bellew; Bernstein; Brekke

SB 2396 passed and the title was agreed to.

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**SECOND READING OF SENATE BILL**

**SB 2445:** A BILL for an Act to create and enact a new section to chapter 19-03.1 of the North Dakota Century Code, relating to a comprehensive status and trends report regarding unlawful controlled substance use and abuse treatment and enforcement efforts.

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

**YEAS:** Aarsvold; Belter; Berg; Boehm; Boucher; Brandenburg; Brusegaard; Byerly; Carlisle; Carlson; Clark; Cleary; DeKrey; Delmore; Delzer; Devlin; Disrud; Dosch; Drovdal; Eckre; Ekstrom; Fairfield; Froelich; Froseth; Galvin; Glassheim; Grande; Grosz; Grumbo; Gulleon; Gunter; Haas; Hanson; Hawken; Herbel; Huether; Hunskor; Jensen; Johnson, D.; Johnson, N.; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein, F.; Klein, M.; Klemin; Kliniske; Koppang; Koppelman; Kretschmar; Kroeber; Lemieux; Lloyd; Mahoney; Maragos; Martinson; Meier; Metcalf; Monson; Mueller; Nelson; Nicholas; Niemeier; Nottestad; Onstad; Pietsch; Pollert; Porter; Price; Renner; Rennerfeldt; Ruby; Sandvig; Schmidt; Severson; Skarphol; Solberg; Svedjan; Thoreson, B.; Thoreson, L.; Thorpe; Tieman; Timm; Warner; Weiler; Weisz; Wentz; Wikenheiser; Winrich; Wrangham; Acting Speaker Wald

**ABSENT AND NOT VOTING:** Bellew; Bernstein; Brekke

SB 2445 passed and the title was agreed to.

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**SECOND READING OF SENATE CONCURRENT RESOLUTION**

**SCR 4013:** A concurrent resolution approving the location, construction, and operation of a hydroelectric transmission facility from Rugby to the Canadian border.

The question being on the final passage of the resolution, which has been read, and has committee recommendation of DO PASS.

SCR 4013 passed and the title was agreed to on a voice vote.

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**SECOND READING OF SENATE BILL**

**SB 2179:** A BILL for an Act to create and enact a new section to chapter 47-19 of the North Dakota Century Code, relating to the authority of North Dakota notaries to act in other states; to amend and reenact section 44-06-01 of the North Dakota Century Code, relating to the performance of notarial acts; and to declare an emergency.

**ROLL CALL**

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 95 YEAS, 0 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Belter; Berg; Boehm; Boucher; Brandenburg; Brusegaard; Byerly; Carlisle; Carlson; Clark; Cleary; DeKrey; Delmore; Delzer; Devlin; Disrud; Dosch; Drovdal; Eckre; Ekstrom; Fairfield; Froelich; Froseth; Galvin; Glassheim; Grande; Grosz; Grumbo; Gullerson; Gunter; Haas; Hanson; Hawken; Herbel; Huether; Hunskor; Jensen; Johnson, D.; Johnson, N.; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein, F.; Klein, M.; Klemin; Kliniske; Koppang; Koppelman; Kretschmar; Kroeber; Lemieux; Lloyd; Mahoney; Maragos; Martinson; Meier; Metcalf; Monson; Mueller; Nelson; Nicholas; Niemeier; Nottestad; Onstad; Pietsch; Pollert; Porter; Price; Renner; Rennerfeldt; Ruby; Sandvig; Schmidt; Severson; Skarphol; Solberg; Svedjan; Thoreson, B.; Thoreson, L.; Thorpe; Tieman; Timm; Warner; Weiler; Weisz; Wentz; Wikenheiser; Winrich; Wrangham; Acting Speaker Wald

**ABSENT AND NOT VOTING:** Bellew; Bernstein; Brekke

SB 2179 passed, the title was agreed to, and the emergency clause was declared carried.

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**MESSAGE TO THE HOUSE FROM THE SENATE (WILLIAM R. HORTON, SECRETARY)**

**MR. SPEAKER:** The Senate has amended and subsequently passed: HB 1099, HB 1101, HB 1133, HB 1294, HB 1297, HB 1336, HB 1352, HB 1353.

**SENATE AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1099**

Page 5, line 30, after "claims" insert " , premium payment amount and history for any available insurance coverage."

Renumber accordingly

**SENATE AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1101**

Page 1, line 5, after "retirement" insert "; to provide an effective date; and to provide an expiration date"

Page 3, line 12, replace "**Contingent effective date and expiration date - See note**" with "**Effective after ~~January 29, 2003~~ July 31, 2005**"

Page 4, line 25, replace "**Contingent effective date and expiration date - See note**" with "**Effective from January 29, 2001, through ~~January 29, 2003~~ July 31, 2005**"

Page 7, after line 21, insert:

"7. Member interest groups approved by the board, limited to information concerning the member's death."

Renumber accordingly

**SENATE AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1133**

Page 1, line 7, remove "A", overstrike "person", and after "~~hereafter~~" insert "An individual"

Page 1, line 10, overstrike "person" and after "~~be~~" insert "individual"

Page 1, line 12, remove the second "that" and overstrike "person"

Page 1, line 13, after "~~be~~" insert "that individual" and replace "instrument or affidavit" with "acknowledgment"

Renumber accordingly

**SENATE AMENDMENTS TO HOUSE BILL NO. 1294**

Page 1, line 3, replace "section" with "sections" and after "39-18-03" insert "and 39-22-12"

Page 1, line 4, after "home" insert "and an exemption from the motor vehicle dealer licensing law for house car dealers, manufacturers, and distributors"

Page 2, line 1, replace "2" with "3"

Page 2, after line 20, insert:

**"SECTION 2. AMENDMENT.** Section 39-22-12 of the North Dakota Century Code is amended and reenacted as follows:

**39-22-12. Officers to administer chapter** - House car dealer, manufacturer, and distributor exemption. The director and any duly authorized representative shall be responsible for the administration of ~~the provisions of~~ this chapter. This chapter does not apply to house car dealers, manufacturers, and distributors."

Page 2, line 23, after "title" insert "- Limitation on tax liability of bona fide purchaser"

Page 2, line 29, after the underscored period insert "A bona fide purchaser of a mobile home for which verification of tax payment is required by this section is not liable for more than one taxable year of unpaid delinquent or current taxes for which the obligation accrued against a previous owner of the mobile home."

ReNUMBER accordingly

**SENATE AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1297**

Page 1, line 16, after "sale" insert ", foreclosure"

Page 2, line 12, after "property" insert an underscored period

Page 2, remove lines 13 through 31

Page 3, remove lines 1 through 7

Page 3, line 9, remove "However, if the"

Page 3, remove lines 10 through 16

ReNUMBER accordingly

**SENATE AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1336**

Page 1, line 1, replace "amend and reenact" with "repeal"

Page 1, line 4, replace "**AMENDMENT**" with "**REPEAL**" and after "is" insert "repealed."

Page 1, remove lines 5 through 8

ReNUMBER accordingly

**SENATE AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1352**

Page 1, line 11, remove "of the political subdivision in which the official is being recalled"

Page 1, line 18, remove "of the political subdivision in"

Page 1, line 19, remove "which the official is being recalled"

Page 2, line 15, remove "of the"

Page 2, line 16, remove "political subdivision in which the official is being recalled"

Page 2, line 17, remove "and the political"

Page 2, line 18, remove "subdivision"

Page 9, line 7, replace "six months" with "ninety days"

ReNUMBER accordingly



**SENATE AMENDMENTS TO HOUSE BILL NO. 1353**

Page 1, line 3, replace "and" with a comma, after "44-05-04" insert ", and 54-09-04", and after "officers" insert "and fees imposed by the secretary of state"

Page 1, line 13, replace "person's" with "individual's"

Page 1, line 16, after the underscored semicolon insert "any individual appointed by the governor:" and after "any" insert "state"

Page 1, line 17, after "any" insert "state" and replace "person" with "individual"

Page 1, line 18, after the underscored period insert "Except for an individual appointed to fill a vacancy existing in the legislative assembly, the term does not include any individual receiving a legislative appointment."

Page 2, after line 5, insert:

**"SECTION 4. AMENDMENT.** Section 54-09-04 of the 1999 Supplement to the North Dakota Century Code is amended and reenacted as follows:

**54-09-04. Fees.** The secretary of state, unless otherwise provided by law, shall charge and collect the following fees:

1. For a copy of any law, resolution, record, or other document or paper on file in the secretary of state's office, one dollar for every four pages or fraction thereof.
2. For affixing the signature of the secretary of state, certificate, or seal, or combination thereof to any document, ten dollars.
3. For filing a certificate of appointment of attorney, five dollars.
4. ~~For any other document signed by the governor, except a commission, and attested by the secretary of state, five dollars.~~
5. For searching records and archives of the state, five dollars. For the purposes of this section, a search of records conducted by the secretary of state for which a fee must be collected includes the following:
  - a. A search of a filed document that is active or archived, an archived index, or an index of business name changes to identify specific information to satisfy a request;
  - b. A search of any record for which written verification of the facts of the search is required; and
  - c. For every search of records when the request for the search is contained in a list compiled by the requester.

The secretary of state may provide, at no charge, information from publications or reference materials published or maintained by the secretary of state and verbal confirmation of any element of information maintained in a computer data base.

- ~~6.~~ 5. For filing any paper not otherwise provided for, ten dollars.
- ~~7.~~ 6. For filing utility property transfers, five dollars, and issuing a certificate of filing, five dollars.
- ~~8.~~ 7. For sending a copy of a document by electronic transmission, one dollar for each page.
- ~~9.~~ 8. For filing any process, notice, or demand for service, twenty dollars.
- ~~10.~~ 9. For preparing any listing or compilation of any information recorded or filed in the office of the secretary of state, thirty-five dollars plus the actual cost for assembling and providing the information on the medium requested.

A member of the legislative assembly or a state or county officer may not be charged for any search relative to matters appertaining to duties of office, any fee for a certified

copy of any law or resolution passed by the legislative assembly relative to the person's individual's official duties, or for filing any process, notice, or demand for service. An individual required to file an oath of office with the secretary of state may not be charged for filing the oath of office, nor may a state or county officer be charged for filing any document with the secretary of state when acting in the officer's official capacity. All fees when collected must be paid by the secretary of state into the state treasury at the end of each month and placed to the credit of the state. Unless otherwise provided by law, the secretary of state shall retain a handling charge from filing fees tendered when a document submitted to the secretary of state under any law is rejected and not perfected. The handling charge is five dollars or fifty percent of the filing fee, whichever is greater, but may not exceed one hundred dollars. This section does not apply to fees submitted for filing in, or information obtained from, the computerized central notice system, to the computerized Uniform Commercial Code central filing data base, or to the computerized statutory liens data base."

Renumber accordingly

**MESSAGE TO THE HOUSE FROM THE SENATE (WILLIAM R. HORTON, SECRETARY)**

**MR. SPEAKER:** The Senate has amended, subsequently passed, and the emergency clause carried: HB 1452.

**SENATE AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1452**

Page 1, line 1, remove "section to" and replace "39-21" with "to title 39"

Page 1, line 2, after the semicolon insert "to provide a penalty;"

Page 1, line 4, remove "section to" and replace "39-21" with "to title 39"

Page 1, replace lines 6 through 14 with:

**Definitions.** As used in this chapter, unless the context otherwise requires:

1. "Chase vehicle" means a motor vehicle that accompanies an experimental vehicle while operating on a highway.
2. "Experimental vehicle" means a vehicle with an unladen weight of six thousand pounds [2721.55 kilograms] or less which may be equipped with any configuration of axles and wheels and which is primarily powered by some source other than a combustion engine, muscle, or an animal.

**Applicability.** An experimental vehicle is a motor vehicle under this title, except:

1. Chapter 39-22 does not apply to experimental vehicles.
2. Registration of an experimental vehicle is governed by this chapter.
3. The governing body of a political subdivision may regulate, restrict, or prohibit the use of an experimental vehicle operating within the political subdivision's corporate limits in areas under the jurisdiction of the political subdivision.

**Experimental vehicle registration - Application - Issuance - Fees - Renewal.**

1. An individual may not operate an experimental vehicle unless the vehicle has been registered in accordance with this chapter.
2. The department shall design and furnish an application that must be used to register an experimental vehicle. The registration must state the name and address of every owner of the experimental vehicle and must be signed by at least one owner. A copy of the application is evidence of registration for the first thirty days after the date of application.
3. On receipt of an application and the appropriate fee, the department shall register the experimental vehicle and assign a registration number and a certificate of registration. The certificate of registration must include information regarding name and address of the owner.

4. The fee for registration of an experimental vehicle is fifty dollars for each registration cycle of one year ending on March thirty-first. The department may prorate the initial registration fee. For a duplicate or replacement registration number or registration card that is lost, mutilated, or becomes illegible, the department may charge a fee of not more than five dollars.
5. To renew a registration, the owner of an experimental vehicle shall follow the procedure adopted by the department and pay the registration fee.
6. The department may adopt rules for the registration of experimental vehicles and the display of registration numbers.

**Exemption from fees.** Payment of fees is not required of an experimental vehicle owned and used by the United States, a state or any of its agencies, institutions, or political subdivisions; an experimental vehicle registered in a foreign country and temporarily used in this state; or an experimental vehicle validly licensed in another state and which has not been in this state for more than thirty consecutive days.

**Transfer or termination of experimental vehicle ownership - Change of address of owner.** Within fifteen days of a transfer of any ownership interest in an experimental vehicle, other than a security interest, the destruction or abandonment of any experimental vehicle, or a change of address of the owner as listed with the application for registration, written notice of the fact must be given by the last registered owner to the director in the form the director requires.

**Rules of operation.** A person may not operate an experimental vehicle on a highway without being accompanied by a chase vehicle. The chase vehicle must follow the experimental vehicle at a safe-driving distance.

**Equipment.** An experimental vehicle must be equipped with a horn, front and rear turn signal lamps, stop lamps, a balanced and coreactive dual-braking system, a windshield, a safety belt installed at each seating position, an exterior mirror mounted on the operator's side of the vehicle, a roll cage that encompasses the entire driver, fresh air intake vents or wheel openings, and either an exterior mirror mounted on the passenger's side of the vehicle or an interior rearview mirror.

**Penalty.** A violation of this chapter for which there is no penalty in this title is a class B misdemeanor."

Renumber accordingly

**MESSAGE TO THE HOUSE FROM THE SENATE (WILLIAM R. HORTON, SECRETARY)**

**MR. SPEAKER:** The Senate has amended, subsequently passed, and the emergency clause carried: HB 1166.

**SENATE AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1166**

Page 1, line 3, after "tools" insert "; and to declare an emergency"

Page 1, line 16, replace "as provided in section 24-03-14" with "for the storage and housing of road materials and road machinery, equipment, and tools"

Page 1, after line 18, insert:

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

Renumber accordingly

**MESSAGE TO THE SENATE FROM THE HOUSE (MARK L. JOHNSON, CHIEF CLERK)**

**MR. PRESIDENT:** The House has concurred in the Senate amendments and subsequently passed: HB 1089, HB 1185, and HCR 3024.

**DELIVERY OF ENROLLED BILLS AND RESOLUTIONS**

The following bills were delivered to the Governor for approval on March 13, 2001: HB 1029, HB 1030, HB 1035, HB 1038, HB 1049, HB 1053, HB 1063, HB 1064, HB 1079, HB 1085, HB 1117, HB 1120, HB 1122, HB 1123, HB 1124, HB 1126, HB 1135, HB 1147, HB 1148, HB 1300.

**MESSAGE TO THE HOUSE FROM THE SENATE (WILLIAM R. HORTON, SECRETARY)**

**MR. SPEAKER:** The President has signed: HB 1029, HB 1030, HB 1035, HB 1049, HB 1053, HB 1063, HB 1064, HB 1079, HB 1085, HB 1120, HB 1122, HB 1123, HB 1124, HB 1126, HB 1135, HB 1147, HB 1148, HB 1156, HB 1158, HB 1191, HB 1192, HB 1211, HB 1240, HB 1255, HB 1290, HB 1303, HB 1323, HB 1325, HB 1332, HB 1335, HB 1339, HB 1364, HB 1375, HB 1404, HB 1449, HB 1450, HB 1469.

**MESSAGE TO THE HOUSE FROM THE SENATE (WILLIAM R. HORTON, SECRETARY)**

**MR. SPEAKER:** The President has signed and your signature is respectfully requested on: SB 2046, SB 2059, SB 2060, SB 2062, SB 2126, SB 2136, SB 2164, SB 2174, SB 2211, SB 2230, SB 2231, SB 2341.

**MESSAGE TO THE HOUSE FROM THE SENATE (WILLIAM R. HORTON, SECRETARY)**

**MR. SPEAKER:** The Senate has passed unchanged: HB 1074, HB 1075, HB 1118, HB 1154, HB 1175, HB 1199, HB 1239, HB 1266, HB 1284, HB 1324, HB 1327.

**REPORT OF STANDING COMMITTEE**

**SB 2045: Judiciary Committee (Rep. DeKrey, Chairman)** recommends **DO PASS** (11 YEAS, 2 NAYS, 2 ABSENT AND NOT VOTING). SB 2045 was placed on the Fourteenth order on the calendar.

**REPORT OF STANDING COMMITTEE**

**SB 2080, as engrossed: Education Committee (Rep. R. Kelsch, Chairman)** recommends **DO PASS** (12 YEAS, 2 NAYS, 1 ABSENT AND NOT VOTING). Engrossed SB 2080 was placed on the Fourteenth order on the calendar.

**REPORT OF STANDING COMMITTEE**

**SB 2081, as engrossed: Judiciary Committee (Rep. DeKrey, Chairman)** recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (11 YEAS, 2 NAYS, 2 ABSENT AND NOT VOTING). Engrossed SB 2081 was rereferred to the **Appropriations Committee**.

**REPORT OF STANDING COMMITTEE**

**SB 2086, as engrossed: Finance and Taxation Committee (Rep. Carlson, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (13 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). Engrossed SB 2086 was placed on the Sixth order on the calendar.

Page 1, line 1, remove "and subsection 3 of"

Page 1, line 2, remove "section 57-15-17.1"

Page 1, line 4, remove "and school district remodeling fund mill levies"

Page 2, remove lines 1 through 7

Renumber accordingly

**REPORT OF STANDING COMMITTEE**

**SB 2118, as engrossed: Judiciary Committee (Rep. DeKrey, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (13 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). Engrossed SB 2118 was placed on the Sixth order on the calendar.

Page 1, line 11, after "year" insert "or for more than one year but whose sentence in excess of one year is suspended"

Renumber accordingly

**REPORT OF STANDING COMMITTEE**

**SB 2129: Human Services Committee (Rep. Price, Chairman)** recommends **DO PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2129 was placed on the Fourteenth order on the calendar.

**REPORT OF STANDING COMMITTEE**

**SB 2139: Human Services Committee (Rep. Price, Chairman)** recommends **DO NOT PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2139 was placed on the Fourteenth order on the calendar.

**REPORT OF STANDING COMMITTEE**

**SB 2160: Human Services Committee (Rep. Price, Chairman)** recommends **DO PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2160 was placed on the Fourteenth order on the calendar.

**REPORT OF STANDING COMMITTEE**

**SB 2196, as engrossed: Judiciary Committee (Rep. DeKrey, Chairman)** recommends **DO PASS** (13 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). Engrossed SB 2196 was placed on the Fourteenth order on the calendar.

**REPORT OF STANDING COMMITTEE**

**SB 2205, as engrossed: Finance and Taxation Committee (Rep. Carlson, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (13 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). Engrossed SB 2205 was placed on the Sixth order on the calendar.

Page 5, line 7, remove the overstrike over "~~average~~", remove "~~trigger~~", and replace "~~is exceeded~~" with "exceeds the trigger price"

Page 5, line 31, remove the overstrike over "~~average~~" and remove "~~trigger~~"

Page 6, line 1, replace "~~is exceeded~~" with "exceeds the trigger price"

Page 6, line 20, remove the overstrike over "~~average~~" and remove "~~trigger~~"

Page 6, line 21, replace "~~is exceeded~~" with "exceeds the trigger price"

Page 10, line 9, remove the overstrike over "~~average~~", remove "~~trigger~~", and replace "~~is exceeded~~" with "exceeds the trigger price"

Page 10, line 18, remove the overstrike over "~~average~~" and remove "~~trigger~~"

Page 10, line 19, replace "~~is exceeded~~" with "exceeds the trigger price"

Renumber accordingly

**REPORT OF STANDING COMMITTEE**

**SB 2218: Finance and Taxation Committee (Rep. Carlson, Chairman)** recommends **DO NOT PASS** (12 YEAS, 1 NAY, 2 ABSENT AND NOT VOTING). SB 2218 was placed on the Fourteenth order on the calendar.

**REPORT OF STANDING COMMITTEE**

**SB 2226, as engrossed: Judiciary Committee (Rep. DeKrey, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (13 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). Engrossed SB 2226 was placed on the Sixth order on the calendar.

Page 1, line 23, replace "~~three~~" with "one" and after "hundred" insert "eighty"

Renumber accordingly

**REPORT OF STANDING COMMITTEE**

**SB 2239, as reengrossed: Human Services Committee (Rep. Price, Chairman)** recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Reengrossed SB 2239 was rereferred to the **Appropriations Committee**.

**REPORT OF STANDING COMMITTEE**

**SB 2248: Judiciary Committee (Rep. DeKrey, Chairman)** recommends **DO NOT PASS** (11 YEAS, 2 NAYS, 2 ABSENT AND NOT VOTING). SB 2248 was placed on the Fourteenth order on the calendar.

**REPORT OF STANDING COMMITTEE**

**SB 2294, as engrossed: Finance and Taxation Committee (Rep. Carlson, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO NOT PASS** and **BE REREFERRED** to the **Appropriations Committee** (12 YEAS, 1 NAY, 2 ABSENT AND NOT VOTING). Engrossed SB 2294 was placed on the Sixth order on the calendar.

Page 1, line 12, after "paid" insert "during the taxable year"

Page 1, line 15, replace "only in the taxable year" with "for the first sixty months"

Page 1, line 16, replace "and" with ". The credit"

Page 2, remove lines 9 through 11

Page 2, line 16, replace "the" with "small business administration 504 program loans funded during calendar years 2001 and 2002."

Page 2, remove line 17

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

**SB 2308: Human Services Committee (Rep. Price, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (8 YEAS, 6 NAYS, 0 ABSENT AND NOT VOTING). SB 2308 was placed on the Sixth order on the calendar.

Page 2, line 5, remove "Of the amount"

Page 2, remove line 6

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

**SB 2327: Human Services Committee (Rep. Price, Chairman)** recommends **DO PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2327 was placed on the Fourteenth order on the calendar.

#### REPORT OF STANDING COMMITTEE

**SB 2330: Human Services Committee (Rep. Price, Chairman)** recommends **DO PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2330 was placed on the Fourteenth order on the calendar.

#### REPORT OF STANDING COMMITTEE

**SB 2374: Finance and Taxation Committee (Rep. Carlson, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO NOT PASS** (8 YEAS, 5 NAYS, 2 ABSENT AND NOT VOTING). SB 2374 was placed on the Sixth order on the calendar.

Page 1, line 1, remove "and section"

Page 1, line 2, remove "57-38-01.7" and remove "tax and income"

Page 2, remove lines 20 through 30

Page 3, remove lines 1 through 31

Page 4, remove lines 1 through 9

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

**SB 2381, as engrossed: Judiciary Committee (Rep. DeKrey, Chairman)** recommends **DO PASS** (9 YEAS, 4 NAYS, 2 ABSENT AND NOT VOTING). Engrossed SB 2381 was placed on the Fourteenth order on the calendar.

#### REPORT OF STANDING COMMITTEE

**SB 2426, as engrossed: Judiciary Committee (Rep. DeKrey, Chairman)** recommends **DO PASS** (13 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). Engrossed SB 2426 was placed on the Fourteenth order on the calendar.

#### REPORT OF STANDING COMMITTEE

**SB 2431: Judiciary Committee (Rep. DeKrey, Chairman)** recommends **DO PASS** (13 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). SB 2431 was placed on the Fourteenth order on the calendar.

**REPORT OF STANDING COMMITTEE**

**SB 2446, as engrossed: Judiciary Committee (Rep. DeKrey, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (13 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). Engrossed SB 2446 was placed on the Sixth order on the calendar.

Page 10, line 5, after "disclosure" insert "of"

Renumber accordingly

**FIRST READING OF SENATE CONCURRENT RESOLUTION**

**SCR 4036:** A concurrent resolution for the amendment of section 2 of article V, section 3 of article IX, and sections 12 and 25 of article X of the Constitution of North Dakota, relating to the office of state treasurer; to repeal section 15 of article XII of the Constitution of North Dakota, relating to the duties of the state treasurer upon the issuance of legal tender by banks in the state; and to provide an effective date.

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

**MOTION**

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

**MOTION**

**REP. MONSON MOVED** that the House be on the Fifth, Twelfth, and Thirteenth orders of business and at the conclusion of those orders, the House stand adjourned until 1:00 p.m., Wednesday, March 14, 2001, which motion prevailed.

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

**MARK L. JOHNSON, Chief Clerk**

