

JOURNAL OF THE SENATE

Fifty-eighth Legislative Assembly

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Bismarck, January 20, 2003

The Senate convened at 1:15 p.m., with President Dalrymple presiding.

The prayer was offered by Pastor Keith Ritchie, Cornerstone Community Church, Bismarck.

The roll was called and all members were present except Senator Krebsbach.

A quorum was declared by the President.

MOTION

SEN. FREBORG MOVED that SB 2042, which is on the Sixth order, be rereferred to the **Education Committee**, which motion prevailed. Pursuant to Sen. Freborg's motion, SB 2042 was rereferred.

FIRST READING OF HOUSE CONCURRENT RESOLUTION

HCR 3007: A concurrent resolution designating House and Senate employment positions and fixing compensation.

Was read the first time.

MOTION

SEN. CHRISTMANN MOVED that the rules be suspended, that HCR 3007 not be printed, not be referred to committee, not be read in its entirety, be printed in the Journal, and placed on the calendar for immediate second reading and final passage, which motion prevailed.

Reps. R. Kelsch, Carlisle, Delmore, Haas, Hanson and Sen. Kringstad introduced:

HOUSE CONCURRENT RESOLUTION NO. 3007

A concurrent resolution designating House and Senate employment positions and fixing compensation.

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF NORTH DAKOTA, THE SENATE CONCURRING THEREIN:

That for the Fifty-eighth Legislative Assembly, the following positions are designated as employee positions of the House and Senate and are to be paid the wages indicated:

HOUSE		
Chief Clerk		\$114
Assistant chief clerk		100
Journal reporter		111
Calendar clerk		100
Bill clerk		95
Sergeant-at-arms		88
Administrative assistant to majority leader		104
Staff assistant to majority leader		88
Administrative assistant to minority leader		104
Staff assistant to minority leader		88
Administrative assistant to Speaker		88
Chief committee clerk		104
Appropriations Committee clerk		104
Assistant Appropriations Committee clerk		100
Committee clerk for three-day committee		100
Committee clerk for two-day committee		92
Assistant committee clerk		82
Deputy sergeant-at-arms		73
Chief page and bill book clerk		81
Legislative assistant		68
SENATE		
Secretary of the Senate		\$114
Assistant secretary of the Senate		100
Journal reporter		111
Calendar clerk		100

Bill clerk	95
Sergeant-at-arms	88
Administrative assistant to majority leader	104
Staff assistant to majority leader	88
Administrative assistant to minority leader	104
Staff assistant to minority leader	88
Chief committee clerk	104
Appropriations Committee clerk	104
Assistant Appropriations Committee clerk	100
Committee clerk for three-day committee	100
Committee clerk for two-day committee	92
Assistant committee clerk	82
Payroll clerk	84
Deputy sergeant-at-arms	73
Chief page and bill book clerk	81
Legislative assistant	68

BE IT FURTHER RESOLVED, that each employee of the Fifty-eighth Legislative Assembly is entitled to an additional \$1 per day for each previous regular session of the Legislative Assembly during which that employee was paid for at least 45 days, as either an employee of the House or the Senate, and to receive this additional compensation, which may not exceed \$10 per day, that employee must certify to the Legislative Council the year of each regular session during which that employee was employed as required by this resolution; and

BE IT FURTHER RESOLVED, that each majority leader and each minority leader is entitled to two staff assistants, but each majority or minority leader may hire fewer or more assistants so long as the total daily compensation for the assistants hired does not exceed the total daily amount authorized for those positions by this resolution; and

BE IT FURTHER RESOLVED, that the report of the Employment Committee of the respective house identify the number of employees in each position by listing every employee and the position for which employed; and

BE IT FURTHER RESOLVED, that with the approval of the Employment Committee of the respective house, a position may be converted to a part-time position, with the daily compensation converted to a per hour rate of pay, and a part-time employee may hold more than one part-time position so long as the positions held do not exceed a full-time equivalent position; and

BE IT FURTHER RESOLVED, that if any employee resigns, is discharged, or for other reasons terminates employment, the compensation provided by this resolution for that employee ceases effective the last day of employment.

SECOND READING OF HOUSE CONCURRENT RESOLUTION

HCR 3007: A concurrent resolution designating House and Senate employment positions and fixing compensation.

ROLL CALL

The question being on the final adoption of the resolution, which has been read, the roll was called and there were 46 YEAS, 0 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Andrist; Bercier; Bowman; Brown; Christenson; Christmann; Cook; Dever; Erbele; Espegard; Every; Fairfield; Fischer; Flakoll; Freborg; Grindberg; Heitkamp; Holmberg; Kilzer; Klein; Krauter; Kringstad; Lee, G.; Lee, J.; Lindaas; Lyson; Mathern; Mutch; Nelson; Nething; Nichols; O'Connell; Polovitz; Robinson; Schobinger; Seymour; Stenehjem; Syverson; Tallackson; Taylor; Thane; Tollefson; Traynor; Trenbeath; Urlacher; Wardner

ABSENT AND NOT VOTING: Krebsbach

HCR 3007 was declared adopted on a recorded roll call vote.

MOTION

SEN. CHRISTMANN MOVED that HCR 3007 be messaged to the House immediately, which motion prevailed.

REPORT OF PROCEDURAL COMMITTEE

MR. PRESIDENT: Your procedural **Employment Committee (Sen. Kringstad, Chairman)** recommends the following Senate employees for the Fifty-eighth Legislative Assembly:

2003 SENATE EMPLOYEES:

William Horton	<u>Secretary of the Senate</u>	Bismarck
Karen Hoovestol	<u>Journal Reporter</u>	Bismarck
Mel Beckler	<u>Sergeant-at-Arms</u>	Hazen
Timothy Wood	<u>Assistant Secretary of the Senate</u>	Minot
Barb Peske	<u>Bill Control Clerk</u>	Bismarck
Joe Wolf	<u>Calendar Clerk</u>	Bismarck
Renae Doan	<u>Administrative Assistant to Majority Leader</u>	McKenzie
DeAnn Bjornson	<u>Staff Assistant to Majority Leader</u>	Fargo
Kathleen Wachter	<u>Administrative Assistant to Minority Leader</u>	Bismarck
John Crabtree	<u>Staff Assistant to Minority Leader</u>	Bismarck
Pauline Ziegler	<u>Chief Committee Clerk</u>	Bismarck
Sandra Davison	<u>Appropriations Committee Clerk</u>	Bismarck
Jan Hendrickson	<u>Assistant Appropriations Committee Clerk</u>	Hazen
	<u>Committee Clerks</u>	
Sandra Johnson; Education		Garrison
Mary Kay Walery; Finance and Taxation		Bismarck
Donna Kramer; Human Services		Bismarck
Lisa Van Berkom; Industry, Business, and Labor		Bismarck
Moira Solberg; Judiciary		Bismarck
Jan Effertz; Agriculture		Bismarck
Lisa Hixson; Government and Veterans Affairs		Bismarck
Janet James; Natural Resources		Bismarck
Shirley Borg; Political Subdivisions		Bismarck
Mary Monson; Transportation		Osnabrock
Thomas Jundt	<u>Assistant Committee Clerk</u>	Bismarck
Ken Klug	<u>Deputy Sergeant-at-Arms</u>	Bismarck
Ken Lang	<u>Assistant Sergeant-at-Arms</u>	Streeter
Shelby Schantz	<u>Chief Page and Bill Room Clerk</u>	Glen Ullin
Joey Miller	<u>Legislative Assistant/Desk Page</u>	Fordville
	<u>Legislative Assistants/Page and Bill Book Clerks</u>	
Zach Nevland		Bismarck
Patricia Wilkens		Hannover
Gail Erickson		Bismarck
	<u>Payroll Clerk</u>	
Georgia Clement		Bismarck
	<u>Supply Room Coordinator</u>	
Gordon Gummer		Mandan
	<u>Parking Lot Attendant</u>	
Dan Brynjolfson		Bismarck

SEN. KRINGSTAD MOVED that the report be adopted, which motion prevailed.

OATH OF OFFICE

THE PRESIDENT ADMINISTERED the Oath of Office to Senate employees.

MESSAGE TO THE HOUSE FROM THE SENATE (WILLIAM R. HORTON, SECRETARY)
MR. SPEAKER: The Senate has passed unchanged: HCR 3007.

CONSIDERATION OF AMENDMENTS

SB 2058: SEN. NELSON (Government and Veterans Affairs Committee) MOVED that the amendments on SJ pages 95-96 be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed.

CONSIDERATION OF AMENDMENTS

SB 2061: SEN. TRENBEATH (Judiciary Committee) MOVED that the amendments on SJ page 96 be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed.

CONSIDERATION OF AMENDMENTS

SB 2059: SEN. WARDNER (Government and Veterans Affairs Committee) MOVED that the amendments on SJ page 96 be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed.

SECOND READING OF SENATE BILL

SB 2062: A BILL for an Act to amend and reenact sections 30.1-10.1-01, 30.1-10.1-02, 30.1-10.1-03, 30.1-10.1-04, 30.1-10.1-05, 30.1-10.1-06, 30.1-10.1-07, 30.1-10.1-08, 30.1-10.1-09, 30.1-10.1-10, and 30.1-10.1-12 of the North Dakota Century Code, relating to technical corrections in and under signatures under the Uniform Disclaimer of Property Interests Act.

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 46 YEAS, 0 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Andrist; Bercier; Bowman; Brown; Christenson; Christmann; Cook; Dever; Erbele; Espegard; Every; Fairfield; Fischer; Flakoll; Freborg; Grindberg; Heitkamp; Holmberg; Kilzer; Klein; Krauter; Kringstad; Lee, G.; Lee, J.; Lindaas; Lyson; Mathern; Mutch; Nelson; Nething; Nichols; O'Connell; Polovitz; Robinson; Schobinger; Seymour; Stenehjem; Syverson; Tallackson; Taylor; Thane; Tollefson; Traynor; Trenbeath; Urlacher; Wardner

ABSENT AND NOT VOTING: Krebsbach

Engrossed SB 2062 passed and the title was agreed to.

SECOND READING OF SENATE BILL

SB 2082: A BILL for an Act to amend and reenact subsections 5, 6, 11, 28, and 29 of section 4-35-05, sections 4-35-09, 4-35-16, 4-35-17, and 4-35-18, and subsection 4 of section 4-35-23 of the North Dakota Century Code, relating to the North Dakota pesticide act.

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 46 YEAS, 0 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Andrist; Bercier; Bowman; Brown; Christenson; Christmann; Cook; Dever; Erbele; Espegard; Every; Fairfield; Fischer; Flakoll; Freborg; Grindberg; Heitkamp; Holmberg; Kilzer; Klein; Krauter; Kringstad; Lee, G.; Lee, J.; Lindaas; Lyson; Mathern; Mutch; Nelson; Nething; Nichols; O'Connell; Polovitz; Robinson; Schobinger; Seymour; Stenehjem; Syverson; Tallackson; Taylor; Thane; Tollefson; Traynor; Trenbeath; Urlacher; Wardner

ABSENT AND NOT VOTING: Krebsbach

SB 2082 passed and the title was agreed to.

SECOND READING OF SENATE BILL

SB 2124: A BILL for an Act to amend and reenact section 4-09-13 of the North Dakota Century Code, relating to noxious weed seed tolerances.

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 46 YEAS, 0 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Andrist; Bercier; Bowman; Brown; Christenson; Christmann; Cook; Dever; Erbele; Espegard; Every; Fairfield; Fischer; Flakoll; Freborg; Grindberg; Heitkamp; Holmberg; Kilzer; Klein; Krauter; Kringstad; Lee, G.; Lee, J.; Lindaas; Lyson; Mathern; Mutch; Nelson; Nething; Nichols; O'Connell; Polovitz; Robinson; Schobinger; Seymour; Stenehjem; Syverson; Tallackson; Taylor; Thane; Tollefson; Traynor; Trenbeath; Urlacher; Wardner

ABSENT AND NOT VOTING: Krebsbach

SB 2124 passed and the title was agreed to.

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

MR. SPEAKER: The Senate has passed and your favorable consideration is requested on: SB 2067, SB 2105, SB 2139.

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

MR. SPEAKER: The Senate has passed, the emergency clause carried, and your favorable consideration is requested on: SB 2038.

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

MR. SPEAKER: The Senate has passed, the emergency clause failed, and your favorable consideration is requested on: SB 2029.

MESSAGE TO THE SENATE FROM THE HOUSE (BRADLEY C. FAY, CHIEF CLERK)

MR. PRESIDENT: The House has passed and your favorable consideration is requested on: HB 1084.

MOTION

SEN. CHRISTMANN MOVED that the absent member be excused, which motion prevailed.

MOTION

SEN. CHRISTMANN MOVED that the Senate be on the Fifth, Ninth, and Thirteenth orders of business and at the conclusion of those orders, the Senate stand adjourned until 1:00 p.m., Tuesday, January 21, 2003, which motion prevailed.

REPORT OF STANDING COMMITTEE

SB 2153: Human Services Committee (Sen. J. Lee, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2153 was placed on the Sixth order on the calendar.

Page 1, line 16, remove "23-16 or"

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2197: Education Committee (Sen. Freborg, Chairman) recommends **DO PASS** (4 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING). SB 2197 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2200: Education Committee (Sen. Freborg, Chairman) recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2200 was placed on the Eleventh order on the calendar.

FIRST READING OF SENATE BILLS

Sens. Erbele, Fischer, Taylor and Reps. DeKrey, Headland, Kerzman introduced:

SB 2230: A BILL for an Act to amend and reenact subsection 3 of section 20.1-03-11 of the North Dakota Century Code, relating to gratis deer hunting licenses.

Was read the first time and referred to the **Natural Resources Committee**.

Sens. Espegard, Tallackson and Reps. Carlson, Froelich introduced:

SB 2231: A BILL for an Act to amend and reenact sections 49-21-01, 49-21-01.3, 49-21-04, 49-21-05, 49-21-07, 49-21-08.1, 49-21-10.1, 49-21-20, and 49-21-23 of the North Dakota Century Code, relating to definitions, price changes, price schedules, dialing parity, refunds, penalties, and cost recovery for telecommunications services and telecommunications companies; and to repeal section 49-21-19 of the North Dakota Century Code, relating to telephone directory notices.

Was read the first time and referred to the **Industry, Business and Labor Committee**.

Sens. Espesgard, Flakoll, Grindberg and Rep. Nicholas introduced:

SB 2232: A BILL for an Act to amend and reenact section 54-17-25 of the North Dakota Century Code, relating to bonds of the student loan trust.

Was read the first time and referred to the **Appropriations Committee**.

Sen. Espesgard introduced:

SB 2233: A BILL for an Act to provide an appropriation to the department of public instruction for a pilot rural school outreach initiative with the North Dakota museum of art.

Was read the first time and referred to the **Education Committee**.

Sens. Bercier, Mathern, Traynor and Reps. Dosch, S. Kelsh, Zaiser introduced:

SB 2234: A BILL for an Act to create and enact a new section to chapter 39-26 of the North Dakota Century Code, relating to abandoned motor vehicles.

Was read the first time and referred to the **Transportation Committee**.

Sens. Every, Klein introduced:

SB 2235: A BILL for an Act to create and enact a new subsection to section 26.1-34-02 of the North Dakota Century Code, relating to minimum nonforfeiture amounts of annuity contracts.

Was read the first time and referred to the **Industry, Business and Labor Committee**.

Sens. Nichols, Taylor, Tollefson and Reps. Hunskor, Kempenich, Nelson introduced:

SB 2236: A BILL for an Act to amend and reenact section 20.1-08-04.5 of the North Dakota Century Code, relating to the hunting of deer with muzzleloading firearms.

Was read the first time and referred to the **Natural Resources Committee**.

Sens. Heitkamp, G. Lee and Reps. Amerman, Carlson, R. Kelsch, Nelson introduced:

SB 2237: A BILL for an Act to amend and reenact subsection 12 of section 20.1-02-05 of the North Dakota Century Code, relating to the power of the director of the game and fish department to issue special crossbow hunting permits.

Was read the first time and referred to the **Natural Resources Committee**.

Sens. Heitkamp, Erbele, Lyson and Reps. Belter, DeKrey, Gulleon introduced:

SB 2238: A BILL for an Act to provide for limitations on automobile insurance premiums following total loss.

Was read the first time and referred to the **Industry, Business and Labor Committee**.

Sens. Heitkamp, Lyson and Reps. Carlisle, DeKrey introduced:

SB 2239: A BILL for an Act to amend and reenact section 39-03-13 of the North Dakota Century Code, relating to discipline of members of the highway patrol.

Was read the first time and referred to the **Judiciary Committee**.

Sens. Heitkamp, G. Lee, Traynor and Reps. Amerman, D. Johnson, Nelson introduced:

SB 2240: A BILL for an Act to amend and reenact sections 61-35-13, 61-35-88, and subsection 2 of section 61-35-94 of the North Dakota Century Code, relating to bids for water district construction, maintenance, and improvement projects.

Was read the first time and referred to the **Natural Resources Committee**.

Sen. Heitkamp and Rep. Gulleon introduced:

SB 2241: A BILL for an Act to create and enact a new section to section 16.1-08.1 of the North Dakota Century Code, relating to the filing of statements for expenditures for political purposes; and to amend and reenact subsections 2, 3, and 5 of section 16.1-08.1-01, subsection 2 of section 16.1-08.1-02, subsection 1 of section 16.1-08.1-03, subsection 1 of section 16.1-08.1-03.1, subsection 3 of section 16.1-08.1-03.3, and subsection 2 of section 16.1-08.1-03.8 of the North Dakota Century Code, relating to the definition of a candidate and a contribution and reporting of campaign contributions.

Was read the first time and referred to the **Government and Veterans Affairs Committee**.

Sens. Heitkamp, Espesgard, Fischer and Reps. Amerman, Gulleon, Nelson introduced:

SB 2242: A BILL for an Act to create and enact a new section to chapter 20.1-04 of the North Dakota Century Code, relating to hunting of Canada geese; and to amend and reenact

section 20.1-03-07.1 of the North Dakota Century Code, relating to nonresident waterfowl hunting licenses.

Was read the first time and referred to the **Natural Resources Committee**.

Sens. O'Connell, Klein, Stenehjem and Reps. Bellew, Hunsakor, Maragos introduced:

SB 2243: A BILL for an Act to amend and reenact subsection 1 of section 18-10-04 of the North Dakota Century Code, relating to the board of directors of a rural fire protection district.

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

Sens. Erbele, Andrist, Wardner and Reps. Kempenich, Monson, Wikenheiser introduced:

SB 2244: A BILL for an Act to provide for the development and operation of wind turbines by public school districts; to create and enact a new subsection to section 15.1-02-04 and a new subsection to section 15.1-09-33 of the North Dakota Century Code, relating to the duties of the superintendent of public instruction and powers of school boards; and to amend and reenact subsection 5 of section 15.1-36-01 and subsection 4 of section 21-03-06 of the North Dakota Century Code, relating to school construction projects and school district bonds.

Was read the first time and referred to the **Appropriations Committee**.

Sens. Fischer, Heitkamp, J. Lee and Reps. Grande, Kasper introduced:

SB 2245: A BILL for an Act to create and enact a new section to chapter 50-09 of the North Dakota Century Code, relating to disclosure of the identity of child support obligors.

Was read the first time and referred to the **Human Services Committee**.

Sens. Fischer, Heitkamp, J. Lee and Reps. Delmore, D. Johnson, Wieland introduced:

SB 2246: A BILL for an Act to create and enact a new subsection to section 14-09-09.3 and a new section to chapter 50-09 of the North Dakota Century Code, relating to late fees charged to a child support income payer and the withholding, restriction, or suspension of licenses, permits, and registrations for failure to pay child support or comply with a subpoena; and to amend and reenact subsection 3 of section 14-09-08.1, subsection 2 of section 14-09-08.16, subsection 2 of section 14-09-09.3, and subsection 6 of section 14-09-25 of the North Dakota Century Code, relating to notice of child support arrears, duties and responsibilities of a child support income payer, and judgment interest for past-due child support.

Was read the first time and referred to the **Human Services Committee**.

Sens. Lindaas, Espgaard, Holmberg and Reps. Delmore, Nottestad, Potter introduced:

SB 2247: A BILL for an Act to amend and reenact subsection 20 of section 54-52-01 and subsection 8 of section 54-52.6-01 of the North Dakota Century Code, relating to the definition of wages and salaries for purposes of the public employees retirement system; and to provide an appropriation.

Was read the first time and referred to the **Government and Veterans Affairs Committee**.

Sens. Fischer, Traynor, Trenbeath and Reps. Delmore, Devlin, Price introduced:

SB 2248: A BILL for an Act to create and enact a new section to chapter 16.1-07 of the North Dakota Century Code, relating to early voting precincts; to amend and reenact sections 16.1-07-05, 16.1-07-06, 16.1-07-07, and 16.1-07-08 of the North Dakota Century Code, relating to applications for absent voter's ballots and absentee voting.

Was read the first time and referred to the **Government and Veterans Affairs Committee**.

Sens. J. Lee, Cook, Polovitz and Reps. DeKrey, Porter, Warner introduced:

SB 2249: A BILL for an Act to create and enact a new section to chapter 55-02 of the North Dakota Century Code, relating to protection of historical sites; to amend and reenact section 55-02-07 and subsection 2 of section 55-10-08 of the North Dakota Century Code, relating to the powers of the state historical board; and to declare an emergency.

Was read the first time and referred to the **Government and Veterans Affairs Committee**.

Sens. Tallackson, Cook and Rep. Kingsbury introduced:

SB 2250: A BILL for an Act to create and enact a new section to chapter 26.1-40 of the North Dakota Century Code, relating to requirements of automobile insurance policies for basic no-fault coverage; to amend and reenact sections 26.1-41-02, 39-04-05, and 39-08-20 of the North Dakota Century Code, relating to proof of automobile insurance; and to provide a penalty.

Was read the first time and referred to the **Transportation Committee**.

Sens. Espgaard, Heitkamp, Krebsbach and Reps. Ekstrom, Ruby, Severson introduced:

SB 2251: A BILL for an Act to create and enact a new chapter to title 26.1 of the North Dakota Century Code, relating to creation of a property insurance placement facility.

Was read the first time and referred to the **Industry, Business and Labor Committee**.

Sens. Cook, Freborg and Reps. Carlson, Wald introduced:

SB 2252: A BILL for an Act to amend and reenact sections 43-07-04, 43-07-14, 43-07-15, and 43-07-19 of the North Dakota Century Code, relating to contractor's license, license complaints, hearings, revocations, civil penalties, remedies, and service of process; and to provide a penalty.

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

Sen. Kilzer introduced:

SB 2253: A BILL for an Act to amend and reenact subsection 4 of section 43-17-07.1 of the North Dakota Century Code, relating to the powers of the board of medical examiners.

Was read the first time and referred to the **Human Services Committee**.

Sens. Fischer, Flakoll, Trenbeath and Reps. Froelich, Monson introduced:

SB 2254: A BILL for an Act to amend and reenact section 2-05-18 of the North Dakota Century Code, relating to a license for aerial spraying.

Was read the first time and referred to the **Agriculture Committee**.

Sens. Traynor, Krebsbach, Lindaas and Reps. Hawken, Kasper, Warner introduced:

SB 2255: A BILL for an Act to create and enact chapter 51-26 of the North Dakota Century Code, relating to telephone solicitations; and to provide a penalty.

Was read the first time and referred to the **Judiciary Committee**.

Sens. Klein, Grindberg, Nichols and Reps. Belter, Nicholas, Pollert introduced:

SB 2256: A BILL for an Act to create and enact a new section to chapter 44-04 of the North Dakota Century Code, relating to plant and seed records.

Was read the first time and referred to the **Agriculture Committee**.

Sen. Krebsbach and Rep. Svedjan introduced:

SB 2257: A BILL for an Act to provide for infant hearing detection and intervention.

Was read the first time and referred to the **Human Services Committee**.

Sens. Fischer, Espeland, Heitkamp and Reps. Aarsvold, Carlson, Delmore introduced:

SB 2258: A BILL for an Act to provide for creation of the Lake Agassiz water authority.

Was read the first time and referred to the **Natural Resources Committee**.

Sens. Grindberg, Espeland, Heitkamp and Reps. S. Kelsh, Severson, Weiler introduced:

SB 2259: A BILL for an Act to amend and reenact subsection 2 of section 40-63-01 and section 40-63-07 of the North Dakota Century Code, relating to renaissance fund organizations.

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

Sens. Wardner, Seymour and Reps. Froseth, Kerzman, Severson introduced:

SB 2260: A BILL for an Act to provide an appropriation for approved applied technology programs.

Was read the first time and referred to the **Appropriations Committee**.

Sens. Nething, Heitkamp, Wardner and Reps. Delmore, Devlin, Keiser introduced:

SB 2261: A BILL for an Act to create and enact a new subsection to section 6-09.4-07, a new subsection to section 40-05-01, a new section to chapter 40-34, a new section to chapter 54-01, a new section to chapter 54-17, three new subsections to section 57-02-08, a new subsection to section 61-24.5-09, and a new subsection to section 61-35-12 of the North Dakota Century Code, relating to long-term leases and leaseback transactions; to amend and reenact sections 40-11-04, 40-33-01, 40-33-02, 40-33-03, 40-33-04, and 40-34-02 of the North Dakota Century Code, relating to long-term leases and leaseback transactions; and to declare an emergency.

Was read the first time and referred to the **Industry, Business and Labor Committee**.

Sen. Mutch introduced:

SB 2262: A BILL for an Act to amend and reenact section 26.1-40-15.1 of the North Dakota Century Code, relating to motor vehicle insurance definitions.

Was read the first time and referred to the **Transportation Committee**.

Sen. Mutch introduced:

SB 2263: A BILL for an Act to create and enact a new subsection to section 26.1-39-05 of the North Dakota Century Code, relating to the amount of loss covered in an insurance policy; and to amend and reenact section 26.1-39-04 of the North Dakota Century Code, relating to fire insurance indemnity measures.

Was read the first time and referred to the **Transportation Committee**.

Sen. Mutch introduced:

SB 2264: A BILL for an Act to amend and reenact section 9-07-14 of the North Dakota Century Code, relating to interpretation of promise terms.

Was read the first time and referred to the **Judiciary Committee**.

Sens. Tollefson, Nichols, Schobinger and Rep. Galvin introduced:

SB 2265: A BILL for an Act to create and enact a new section to chapter 15-10 of the North Dakota Century Code, relating to meetings of the state board of higher education.

Was read the first time and referred to the **Education Committee**.

Sen. Christenson and Reps. Ekstrom, Potter introduced:

SB 2266: A BILL for an Act to amend and reenact subsection 1 of section 18-05-06 of the North Dakota Century Code, relating to firefighters relief association pensions.

Was read the first time and referred to the **Government and Veterans Affairs Committee**.

Sens. Trenbeath, Espegard and Reps. Dosch, Tieman introduced:

SB 2267: A BILL for an Act to create and enact a new subsection to section 6-08.4-01 and a new section to chapter 6-08.4 of the North Dakota Century Code, relating to banking definitions and branch restrictions; and to amend and reenact sections 6-08.4-02, 6-08.4-03, 6-08.4-05, and 6-08.4-06 of the North Dakota Century Code, relating to approval by federal regulatory authorities, authority of a bank to branch interstate, notice and filing requirements, and powers of banks operating through interstate branches.

Was read the first time and referred to the **Industry, Business and Labor Committee**.

Sens. Dever, Espegard and Reps. Delmore, Meier, Wrangham introduced:

SB 2268: A BILL for an Act to prohibit the fraudulent use of retail sales receipts and universal product code labels; and to provide a penalty.

Was read the first time and referred to the **Judiciary Committee**.

Sens. Dever, Espegard and Reps. Delmore, Dosch, Wrangham introduced:

SB 2269: A BILL for an Act to create and enact two new sections to chapter 12.1-23 North Dakota Century Code, relating to the unlawful manufacture, distribution, and use of theft detection shielding devices or deactivators; and to provide a penalty.

Was read the first time and referred to the **Judiciary Committee**.

Sens. Christenson, Nelson and Rep. Keiser introduced:

SB 2270: A BILL for an Act to amend and reenact sections 40-16-04 and 40-16-05 of the North Dakota Century Code, relating to preparation and publication of the city financial statement.

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

Sen. J. Lee and Rep. Price introduced:

SB 2271: A BILL for an Act to create and enact two new subsections to section 50-25.1-02 and three new sections to chapter 50-25.1 of the North Dakota Century Code, relating to child abuse and neglect reporting requirements; and to amend and reenact section 50-25.1-09 of the North Dakota Century Code, relating to child abuse and neglect reporting requirements.

Was read the first time and referred to the **Judiciary Committee**.

Sens. Dever, Fischer, Kilzer, J. Lee and Reps. Meier, Porter introduced:

SB 2272: A BILL for an Act to create and enact a new section to chapter 23-20.1 of the North Dakota Century Code, relating to x-ray operators.

Was read the first time and referred to the **Human Services Committee**.

Sens. Dever, Fischer and Reps. Carlisle, Meier, Porter introduced:

SB 2273: A BILL for an Act to create and enact a new section to chapter 20.1-06 of the North Dakota Century Code, relating to the designation of trout lakes.

Was read the first time and referred to the **Natural Resources Committee**.

Sens. Brown, Grindberg and Reps. Carlson, Wrangham introduced:

SB 2274: A BILL for an Act to amend and reenact sections 10-30.5-05 and 54-34.3-05 of the North Dakota Century Code, relating to the duties of the director of the department of commerce division of economic development and finance.

Was read the first time and referred to the **Industry, Business and Labor Committee**.

Sens. Fischer, Heitkamp, J. Lee and Reps. Delmore, Hawken, Nottestad introduced:

SB 2275: A BILL for an Act to amend and reenact subsection 3 of section 26.1-41-13 of the North Dakota Century Code, relating to coordination of benefits for automobile insurance.

Was read the first time and referred to the **Transportation Committee**.

Sens. Wardner, Robinson and Reps. Glassheim, Hawken introduced:

SB 2276: A BILL for an Act to create and enact a new section to chapter 39-04 of the North Dakota Century Code, relating to collegiate number plates.

Was read the first time and referred to the **Transportation Committee**.

Sens. Fischer, Dever, Trenbeath and Reps. Hanson, Mueller, Nelson introduced:

SB 2277: A BILL for an Act to amend and reenact subsection 1 of section 61-16.1-11 of the North Dakota Century Code, relating to the joint exercise of powers by water resource districts.

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

Sens. Fischer, Heitkamp, Urlacher and Reps. Hanson, Koppelman, Nelson introduced:

SB 2278: A BILL for an Act to amend and reenact section 61-16.1-09.1 of the North Dakota Century Code, relating to maintenance of natural watercourses and debrisment of bridges and low water crossings.

Was read the first time and referred to the **Natural Resources Committee**.

Sens. Fischer, Dever, Heitkamp and Reps. Hanson, Koppelman, Nelson introduced:

SB 2279: A BILL for an Act to create and enact a new section to chapter 20.1-02 of the North Dakota Century Code, related to elk management.

Was read the first time and referred to the **Natural Resources Committee**.

Sens. Fischer, Every, Heitkamp, Urlacher and Reps. Hanson, Hawken introduced:

SB 2280: A BILL for an Act to amend and reenact section 61-16.1-40.1 of the North Dakota Century Code, relating to the assessment for federally constructed flood control projects.

Was read the first time and referred to the **Natural Resources Committee**.

Sens. Nething, Heitkamp and Reps. Ekstrom, Severson introduced:

SB 2281: A BILL for an Act to amend and reenact subparagraph a of paragraph 3 of subdivision d of subsection 3 of section 26.1-36.3-06 of the North Dakota Century Code, relating to small employer health benefit plans.

Was read the first time and referred to the **Industry, Business and Labor Committee**.

Sen. Kilzer and Rep. Svedjan introduced:

SB 2282: A BILL for an Act to amend and reenact sections 15-52-03, 15-52-04, 15-52-16, 15-52-17, 15-52-18, and 15-52-20 of the North Dakota Century Code, relating to the membership and duties of the medical center advisory council and medical center loans; and to repeal sections 15-52-19 and 15-52-24 of the North Dakota Century Code, relating to medical center loan payments and loan insurance.

Was read the first time and referred to the **Human Services Committee**.

Sens. Mathern, Espeguard, Fischer and Reps. S. Kelsh, Nottestad, Porter introduced:

SB 2283: A BILL for an Act to adopt the Uniform Conservation Easements Act, relating to conservation easements; and to amend and reenact subsection 2 of section 47-05-02.1 of the North Dakota Century Code, relating to duration of conservation easements.

Was read the first time and referred to the **Natural Resources Committee**.

Sen. Heitkamp introduced:

SB 2284: A BILL for an Act to create and enact a new section to chapter 47-10 of the North Dakota Century Code, relating to the duty of a seller to provide notice of unpaid special assessments to the buyer of real property; and to amend and reenact sections 40-23-05, 40-23-07, 40-23.1-04, and 40-24-02 of the North Dakota Century Code, relating to additional allowable costs on special assessment projects and allowable interest on unpaid special assessments.

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

Sens. Heitkamp, Grindberg and Reps. R. Kelsch, Nelson introduced:

SB 2285: A BILL for an Act to amend and reenact subsection 2 of section 53-06.2-11 of the North Dakota Century Code, relating to the parimutuel tax levied upon wagers.

Was read the first time and referred to the **Finance and Taxation Committee**.

Sens. Erbele, Robinson, Urlacher and Reps. M. Klein, Solberg, Wrangham introduced:

SB 2286: A BILL for an Act to amend and reenact section 57-33-03 of the North Dakota Century Code, relating to reporting of cooperative gross receipts for purposes of taxation of rural electric cooperatives; and to provide an effective date.

Was read the first time and referred to the **Finance and Taxation Committee**.

Sens. Klein, Andrist, Fischer and Reps. Froelich, Weisz introduced:

SB 2287: A BILL for an Act to create and enact two new sections to chapter 43-02.2 of the North Dakota Century Code, relating to licensure of accredited public accountants; and to amend and reenact subdivision b of subsection 2 of section 10-19.1-50, subdivision a of subsection 1 of section 10-19.1-85, subdivision a of subsection 1 of section 10-32-52, subdivision b of subsection 2 of section 10-32-86, subdivision b of subsection 2 of section 10-33-45, section 43-02.2-02, subsection 5 of section 43-02.2-03, subsections 1 and 3 of section 43-02.2-06, section 43-02.2-08, subdivision c of subsection 1 of section 43-02.2-09, and section 43-02.2-12 of the North Dakota Century Code, relating to accredited business accountants.

Was read the first time and referred to the **Industry, Business and Labor Committee**.

Sens. Dever, Nelson, O'Connell and Reps. Carlisle, Delmore, Haas introduced:

SB 2288: A BILL for an Act to create and enact a new section to chapter 16.1-03 of the North Dakota Century Code, relating to requirements for political parties conducting presidential preference caucuses; to amend and reenact sections 16.1-11-15, 16.1-11-30, and 16.1-12-02 and subsection 2 of section 28-32-01 of the North Dakota Century Code, relating to circulating petitions to establish a political party, independent nominations for president of the United States, and rules adopted by the secretary of state for the presidential preference contest; and to repeal sections 16.1-11-02, 16.1-11-02.1, 16.1-11-02.3, 16.1-11-03, and 16.1-11-04 of the North Dakota Century Code, relating to the presidential preference contest.

Was read the first time and referred to the **Government and Veterans Affairs Committee**.

Sens. J. Lee, Fischer, Kilzer, Mathern and Reps. Niemeier, Price introduced:

SB 2289: A BILL for an Act to amend and reenact subsection 1 of section 23-07-17.1 of the North Dakota Century Code, relating to required inoculations for children.

Was read the first time and referred to the **Education Committee**.

Sens. Fairfield, Christenson and Reps. Aarsvold, Maragos introduced:

SB 2290: A BILL for an Act relating to organization and representation of political subdivision employees, collective bargaining between political subdivision employers and their employees, and establishment of an employment relations board.

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

Sens. J. Lee, Fischer, Mathern and Reps. Price, Sandvig introduced:

SB 2291: A BILL for an Act to amend and reenact section 50-25.1-03.1 of the North Dakota Century Code, relating to child abuse and neglect reporting requirements.

Was read the first time and referred to the **Human Services Committee**.

Sens. Cook, Lyson and Reps. Devlin, Eckre, Porter introduced:

SB 2292: A BILL for an Act to amend and reenact section 35-20-17 of the North Dakota Century Code, relating to landlord's mobile home liens.

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

Sens. Syverson, Fischer, Lyson and Reps. Belter, Martinson, Wieland introduced:

SB 2293: A BILL for an Act to amend and reenact section 39-04-10.10 of the North Dakota Century Code, relating to veterans' cemetery number plates.

Was read the first time and referred to the **Transportation Committee**.

Sens. Bercier, Seymour and Reps. Boe, Maragos, Sandvig, Schmidt introduced:

SB 2294: A BILL for an Act to amend and reenact sections 54-03-02, 54-03-02.1, and 54-35-16 of the North Dakota Century Code, relating to reconvened regular sessions of the legislative assembly in even-numbered years for budget adjustment purposes.

Was read the first time and referred to the **Government and Veterans Affairs Committee**.

Sens. Bercier, Every and Reps. Glassheim, Sandvig, Schmidt introduced:

SB 2295: A BILL for an Act to amend and reenact sections 16.1-13-10 and 44-02-02 of the North Dakota Century Code, relating to filling a vacancy in a legislative office and resignation of a member of the legislative assembly.

Was read the first time and referred to the **Government and Veterans Affairs Committee**.

Sens. Mathern, Lyson, Nelson, Grindberg and Reps. DeKrey, Ruby introduced:

SB 2296: A BILL for an Act to amend and reenact section 25-03.1-02, subsection 1 of section 25-03.1-18.1, and subsection 1 of section 25-03.1-25 of the North Dakota Century Code, relating to mental illness commitment procedures.

Was read the first time and referred to the **Human Services Committee**.

Sens. Fischer, Dever, J. Lee and Reps. Delmore, Hawken, Price introduced:

SB 2297: A BILL for an Act to amend and reenact sections 23-38-01 and 23-38-02 of the North Dakota Century Code, relating to the community health grant program; and to provide for an appropriation.

Was read the first time and referred to the **Human Services Committee**.

Sens. J. Lee, Fischer, Grindberg and Reps. Koppelman, Wieland introduced:

SB 2298: A BILL for an Act to provide for registration of professional employer organizations; and to amend and reenact section 65-01-08 of the North Dakota Century Code, relating to workers' compensation coverage of professional employer organizations.

Was read the first time and referred to the **Industry, Business and Labor Committee**.

Sens. Andrist, Lyson, Nichols and Reps. Metcalf, Warnke introduced:

SB 2299: A BILL for an Act to amend and reenact sections 37-15-07 and 37-18.1-03 of the North Dakota Century Code, relating to the commandant of the veterans' home; and to declare an emergency.

Was read the first time and referred to the **Government and Veterans Affairs Committee**.

Sens. Fairfield, Mathern and Reps. Hanson, Headland, Kroeber, Pollert introduced:

SB 2300: A BILL for an Act to provide for a legislative council study of the future role of the state hospital.

Was read the first time and referred to the **Human Services Committee**.

Sen. Andrist introduced:

SB 2301: A BILL for an Act to amend and reenact section 39-10-43 of the North Dakota Century Code, relating to the type of sign that may be placed at an out-of-service railroad grade crossing.

Was read the first time and referred to the **Transportation Committee**.

FIRST READING OF SENATE CONCURRENT RESOLUTIONS

Sens. Fischer, J. Lee, Mathern and Reps. Hanson, Mueller, Zaiser introduced:

SCR 4008: A concurrent resolution directing the Legislative Council to study the need for guardianship services, standards and practices for guardians, and funding for programs for individuals with mental illness, vulnerable elderly individuals, and individuals with traumatic brain injuries.

Was read the first time and referred to the **Human Services Committee**.

Sens. Krauter, Nichols, Urlacher and Reps. Mueller, Nicholas introduced:

SCR 4009: A concurrent resolution urging the United States Department of Agriculture to fully implement the conservation security program of the 2002 Farm Security and Rural Investment Act in order to assist farmers with the cost of conserving vital agricultural resources.

Was read the first time and referred to the **Agriculture Committee**.

Sens. Klein, Nichols, Taylor and Reps. Brusegaard, Weisz introduced:

SCR 4010: A concurrent resolution urging Congress to adopt whole-farm cost of production insurance that is based on a producer's actual production cost history.

Was read the first time and referred to the **Agriculture Committee**.

The Senate stood adjourned pursuant to Senator Christmann's motion.

WILLIAM R. HORTON, Secretary