

## JOURNAL OF THE HOUSE

## Sixtieth Legislative Assembly

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Bismarck, February 8, 2007

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

The prayer was offered by Pastor Darrel Aleson, Chaplain with Bismarck St. Alexius Hospital, and Pastor for Wing Congregational and Underwood Methodist.

The roll was called and all members were present except Representatives DeKrey, Pietsch, Solberg, and Weiler.

A quorum was declared by the Speaker.

## REQUEST

**REP. WEISZ REQUESTED** his remarks be printed in the journal, which request was granted.

## REMARKS BY REPRESENTATIVE WEISZ

**REP. WEISZ REMARKED** that Rep. DeKrey is absent today because he is being certified for Township Assessor.

## SIXTH ORDER OF BUSINESS

**SPEAKER DELZER DEEMED** approval of the amendments to HB 1124, HB 1211, HB 1213, HB 1264, HB 1267, HB 1272, HB 1276, HB 1294, HB 1437 and HB 1509.

HB 1124, HB 1211, HB 1213, HB 1264, HB 1267, HB 1272, HB 1276, HB 1294, HB 1437 and HB 1509, as amended, were placed on the Eleventh order of business on the calendar for the succeeding legislative day.

## MOTION

**REP. MONSON MOVED** that SB 2210 be returned to the House floor from the **Industry, Business and Labor Committee** and be rereferred to the **Human Services Committee**, which motion prevailed. Pursuant to Rep. Monson's motion, SB 2210 was rereferred.

## MOTION

**REP. MONSON MOVED** that HB 1039, which is on the Eleventh order, be laid over one legislative day, which motion prevailed.

## MOTION

**REP. MONSON MOVED** that Engrossed HB 1451, which is on the Eleventh order, be rereferred to the **Education Committee**, which motion prevailed. Pursuant to Rep. Monson's motion, Engrossed HB 1451 was rereferred.

## MOTION

**REP. PORTER MOVED** that HB 1349 be returned to the House floor from the **Natural Resources Committee** for the purpose of withdrawal, which motion prevailed.

## REQUEST

**REP. KEMPENICH REQUESTED** the unanimous consent of the House to withdraw HB 1349. There being no objection, it was so ordered by the Speaker.

## MOTION

**REP. PORTER MOVED** that HB 1448 be returned to the House floor from the **Natural Resources Committee** for the purpose of withdrawal, which motion prevailed.

## REQUEST

**REP. SKARPHOL REQUESTED** the unanimous consent of the House to withdraw HB 1448. There being no objection, it was so ordered by the Speaker.

## SECOND READING OF HOUSE BILL

**HB 1219:** A BILL for an Act to create and enact a new section to chapter 12.1-34 of the North Dakota Century Code, relating to establishment and administration of a statewide automated victim information and notification system; and to provide for a legislative council study.

**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 90 YEAS, 0 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Amerman; Bellew; Belter; Berg; Boe; Boehning; Boucher; Brandenburg; Carlisle; Carlson; Charging; Clark; Conrad; Dahl; Damschen; Delmore; Dietrich; Dosch; Drovdal; Ekstrom; Froelich; Froseth; Glassheim; Grande; Griffin; Gruchalla; Gulleson; Haas; Hanson; Hatlestad; Hawken; Headland; Heller; Herbel; Hofstad; Hunskor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Monson; Mueller; Myxter; Nelson; Nottestad; Onstad; Owens; Pinkerton; Pollert; Porter; Potter; Price; Ruby; Schmidt; Schneider; Skarphol; Sukut; Svedjan; Thoreson; Thorpe; Uglem; Vig; Vigesaa; Wald; Wall; Weisz; Wieland; Williams; Wolf; Wrangham; Zaiser; Speaker Delzer

**ABSENT AND NOT VOTING:** DeKrey; Pietsch; Solberg; Weiler

Engrossed HB 1219 passed and the title was agreed to.

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**SECOND READING OF HOUSE BILL**

**HB 1227:** A BILL for an Act to amend and reenact section 39-06-03.1 and subsection 2 of section 39-06-07 of the North Dakota Century Code, relating to verification of the information for an identification card.

**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 90 YEAS, 0 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Amerman; Bellew; Belter; Berg; Boe; Boehning; Boucher; Brandenburg; Carlisle; Carlson; Charging; Clark; Conrad; Dahl; Damschen; Delmore; Dietrich; Dosch; Drovdal; Ekstrom; Froelich; Froseth; Glassheim; Grande; Griffin; Gruchalla; Gulleson; Haas; Hanson; Hatlestad; Hawken; Headland; Heller; Herbel; Hofstad; Hunskor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Monson; Mueller; Myxter; Nelson; Nottestad; Onstad; Owens; Pinkerton; Pollert; Porter; Potter; Price; Ruby; Schmidt; Schneider; Skarphol; Sukut; Svedjan; Thoreson; Thorpe; Uglem; Vig; Vigesaa; Wald; Wall; Weisz; Wieland; Williams; Wolf; Wrangham; Zaiser; Speaker Delzer

**ABSENT AND NOT VOTING:** DeKrey; Pietsch; Solberg; Weiler

Engrossed HB 1227 passed and the title was agreed to.

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**MOTION**

**REP. MONSON MOVED** that HB 1241, which is on the Eleventh order, be laid over one legislative day, which motion prevailed.

**SECOND READING OF HOUSE BILL**

**HB 1408:** A BILL for an Act to amend and reenact subsections 3 and 4 of section 30.1-10-03 of the North Dakota Century Code, relating to the effect of a homicide on probated property.

**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 90 YEAS, 0 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Amerman; Bellew; Belter; Berg; Boe; Boehning; Boucher; Brandenburg; Carlisle; Carlson; Charging; Clark; Conrad; Dahl; Damschen; Delmore; Dietrich; Dosch; Drovdal; Ekstrom; Froelich; Froseth; Glassheim; Grande; Griffin; Gruchalla; Gulleson; Haas; Hanson; Hatlestad; Hawken; Headland; Heller; Herbel; Hofstad; Hunskor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Monson; Mueller; Myxter; Nelson;

Nottestad; Onstad; Owens; Pinkerton; Pollert; Porter; Potter; Price; Ruby; Schmidt; Schneider; Skarphol; Sukut; Svedjan; Thoreson; Thorpe; Uglem; Vig; Vigesaa; Wald; Wall; Weisz; Wieland; Williams; Wolf; Wrangham; Zaiser; Speaker Delzer

**ABSENT AND NOT VOTING:** DeKrey; Pietsch; Solberg; Weiler

Engrossed HB 1408 passed and the title was agreed to.

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### SECOND READING OF HOUSE BILL

**HB 1440:** A BILL for an Act to amend and reenact section 53-06.1-07.2 of the North Dakota Century Code, relating to poker.

### ROLL CALL

The question being on the final passage of the amended bill, which has been read, and is PLACED ON THE CALENDAR WITHOUT RECOMMENDATION, the roll was called and there were 42 YEAS, 49 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Boe; Boehning; Boucher; Brandenburg; Clark; Delmore; Ekstrom; Froelich; Glassheim; Griffin; Gruchalla; Haas; Hawken; Headland; Hofstad; Johnson, D.; Johnson, N.; Karls; Kasper; Kelsh, S.; Kempenich; Kreidt; Kretschmar; Martinson; Meyer, S.; Myxter; Nelson; Nottestad; Onstad; Owens; Pinkerton; Porter; Potter; Price; Schneider; Thoreson; Wald; Wall; Williams; Wrangham; Zaiser

**NAYS:** Aarsvold; Bellew; Belter; Berg; Carlisle; Carlson; Charging; Conrad; Dahl; Damschen; Dietrich; Dosch; Drovdal; Froseth; Grande; Guleson; Hanson; Hatlestad; Heller; Herbel; Hunskor; Kaldor; Keiser; Kelsch, R.; Kerzman; Kingsbury; Klein; Klemin; Koppelman; Kroeber; Meier, L.; Metcalf; Monson; Mueller; Pollert; Ruby; Schmidt; Skarphol; Sukut; Svedjan; Thorpe; Uglem; Vig; Vigesaa; Weiler; Weisz; Wieland; Wolf; Speaker Delzer

**ABSENT AND NOT VOTING:** DeKrey; Pietsch; Solberg

Engrossed HB 1440 lost.

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### SECOND READING OF HOUSE BILL

**HB 1389:** A BILL for an Act to amend and reenact section 23-15-01 of the North Dakota Century Code, relating to the prohibition of certain fireworks; to provide an effective date; and to declare an emergency.

### 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 47 YEAS, 43 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Bellew; Boe; Boucher; Carlisle; Charging; Clark; Conrad; Damschen; Delmore; Ekstrom; Froseth; Glassheim; Griffin; Gruchalla; Hanson; Hatlestad; Hawken; Heller; Hunskor; Johnson, D.; Johnson, N.; Karls; Keiser; Kelsh, S.; Kerzman; Kingsbury; Klemin; Kretschmar; Kroeber; Metcalf; Meyer, S.; Mueller; Nelson; Nottestad; Onstad; Pinkerton; Potter; Price; Schneider; Sukut; Thorpe; Vig; Weiler; Williams; Wolf; Zaiser

**NAYS:** Aarsvold; Belter; Berg; Boehning; Brandenburg; Carlson; Dahl; Dietrich; Dosch; Drovdal; Froelich; Grande; Guleson; Haas; Headland; Herbel; Hofstad; Kaldor; Kasper; Kelsch, R.; Kempenich; Klein; Kreidt; Martinson; Meier, L.; Monson; Myxter; Owens; Pollert; Porter; Ruby; Schmidt; Skarphol; Svedjan; Thoreson; Uglem; Vigesaa; Wald; Wall; Weisz; Wieland; Wrangham; Speaker Delzer

**ABSENT AND NOT VOTING:** DeKrey; Koppelman; Pietsch; Solberg

Engrossed HB 1389 lost.

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### SECOND READING OF HOUSE BILL

**HB 1194:** A BILL for an Act to create and enact a new section to chapter 15.1-21 of the North Dakota Century Code, relating to exemptions from high school instruction programs; to amend and reenact sections 15.1-21-01, 15.1-21-02, 15.1-21-02.1, and 15.1-21-05 of

the North Dakota Century Code, relating to basic, standard, and advanced programs of high school instruction; and to repeal sections 15.1-21-06 and 15.1-21-07 of the North Dakota Century Code, relating to goals 2000 and school-to-work programs.

#### 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 32 YEAS, 59 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Boe; Delmore; Dosch; Drovdal; Ekstrom; Gulleson; Haas; Hawken; Headland; Heller; Johnson, N.; Kaldor; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kretschmar; Meier, L.; Meyer, S.; Monson; Nelson; Owens; Porter; Potter; Ruby; Svedjan; Thorpe; Uglem; Wald; Weisz

**NAYS:** Amerman; Bellew; Belter; Berg; Boehning; Boucher; Brandenburg; Carlisle; Carlson; Charging; Clark; Conrad; Dahl; Damschen; Dietrich; Froelich; Froseth; Glassheim; Grande; Griffin; Gruchalla; Hanson; Hatlestad; Herbel; Hofstad; Hunskor; Johnson, D.; Karls; Kerzman; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kroeber; Martinson; Metcalf; Mueller; Myxter; Nottestad; Onstad; Pinkerton; Pollert; Price; Schmidt; Schneider; Skarphol; Sukut; Thoreson; Vig; Vigesaa; Wall; Weiler; Wieland; Williams; Wolf; Wrangham; Zaiser; Speaker Delzer

**ABSENT AND NOT VOTING:** DeKrey; Pietsch; Solberg

HB 1194 lost.

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#### SECOND READING OF HOUSE BILL

**HB 1275:** A BILL for an Act to amend and reenact sections 15.1-29-13 and 15.1-31-03 of the North Dakota Century Code, relating to tuition payments for nonresident students and students participating in open enrollment.

#### ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 8 YEAS, 82 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

**YEAS:** Delmore; Dosch; Haas; Karls; Kelsch, R.; Meier, L.; Nottestad; Potter

**NAYS:** Aarsvold; Amerman; Bellew; Belter; Berg; Boe; Boehning; Boucher; Brandenburg; Carlisle; Carlson; Charging; Clark; Conrad; Dahl; Damschen; Dietrich; Drovdal; Ekstrom; Froelich; Froseth; Glassheim; Grande; Griffin; Gruchalla; Gulleson; Hanson; Hatlestad; Hawken; Headland; Heller; Herbel; Hofstad; Hunskor; Johnson, D.; Johnson, N.; Kaldor; Kasper; Keiser; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Metcalf; Meyer, S.; Monson; Mueller; Myxter; Nelson; Onstad; Owens; Pinkerton; Pollert; Porter; Price; Ruby; Schmidt; Schneider; Skarphol; Sukut; Svedjan; Thoreson; Thorpe; Uglem; Vig; Vigesaa; Wald; Wall; Weiler; Weisz; Wieland; Wolf; Wrangham; Zaiser; Speaker Delzer

**ABSENT AND NOT VOTING:** DeKrey; Pietsch; Solberg; Williams

HB 1275 lost.

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#### SECOND READING OF HOUSE BILL

**HB 1277:** A BILL for an Act to create and enact a new section to chapter 15.1-12 of the North Dakota Century Code, relating to participation in school district reorganizations.

#### 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 55 YEAS, 36 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Belter; Berg; Boehning; Brandenburg; Carlisle; Carlson; Clark; Dahl; Damschen; Delmore; Dietrich; Dosch; Ekstrom; Froseth; Grande; Gruchalla; Haas; Hanson; Hatlestad; Hawken; Heller; Herbel; Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar;

Kroeber; Martinson; Meier, L.; Myxter; Nottestad; Owens; Porter; Potter; Schneider; Skarphol; Sukut; Svedjan; Thoreson; Uglem; Wald; Wall; Weiler; Wieland; Williams

**NAYS:** Amerman; Bellew; Boe; Boucher; Charging; Conrad; Drovdal; Froelich; Glassheim; Griffin; Gulleson; Headland; Hofstad; Hunskor; Johnson, D.; Kempenich; Kerzman; Metcalf; Meyer, S.; Monson; Mueller; Nelson; Onstad; Pinkerton; Pollert; Price; Ruby; Schmidt; Thorpe; Vig; Vigesaa; Weisz; Wolf; Wrangham; Zaiser; Speaker Delzer

**ABSENT AND NOT VOTING:** DeKrey; Pietsch; Solberg

HB 1277 passed and the title was agreed to.

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### SECOND READING OF HOUSE BILL

**HB 1314:** A BILL for an Act to create and enact a new section to chapter 57-39.2 of the North Dakota Century Code, relating to allocation of city sales tax collections to the home school district of a purchaser if the city allocates home rule sales tax revenues to a school district within the city.

### ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 8 YEAS, 82 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Brandenburg; Haas; Kelsch, R.; Kempenich; Kretschmar; Porter; Speaker Delzer

**NAYS:** Amerman; Bellew; Belter; Berg; Boe; Boehning; Boucher; Carlisle; Carlson; Charging; Clark; Conrad; Dahl; Damschen; Dietrich; Dosch; Drovdal; Ekstrom; Froelich; Froseth; Glassheim; Grande; Griffin; Gruchalla; Gulleson; Hanson; Hatlestad; Hawken; Headland; Heller; Herbel; Hofstad; Hunskor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsh, S.; Kerzman; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Monson; Mueller; Myxter; Nelson; Nottestad; Onstad; Owens; Pinkerton; Pollert; Potter; Price; Ruby; Schmidt; Schneider; Skarphol; Sukut; Svedjan; Thoreson; Thorpe; Uglem; Vig; Vigesaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Wolf; Wrangham; Zaiser

**ABSENT AND NOT VOTING:** DeKrey; Delmore; Pietsch; Solberg

HB 1314 lost.

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### SECOND READING OF HOUSE BILL

**HB 1336:** A BILL for an Act to adopt the agreement among the states to elect the President by national popular vote.

### 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 31 YEAS, 60 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Amerman; Boe; Boucher; Conrad; Delmore; Ekstrom; Froelich; Glassheim; Gruchalla; Gulleson; Hanson; Hawken; Johnson, N.; Kaldor; Kelsh, S.; Kerzman; Kretschmar; Kroeber; Metcalf; Meyer, S.; Mueller; Nelson; Onstad; Pinkerton; Potter; Schmidt; Thorpe; Vig; Wolf; Zaiser

**NAYS:** Bellew; Belter; Berg; Boehning; Brandenburg; Carlisle; Carlson; Charging; Clark; Dahl; Damschen; Dietrich; Dosch; Drovdal; Froseth; Grande; Griffin; Haas; Hatlestad; Headland; Heller; Herbel; Hofstad; Hunskor; Johnson, D.; Karls; Kasper; Keiser; Kelsch, R.; Kempenich; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Martinson; Meier, L.; Monson; Myxter; Nottestad; Owens; Pollert; Porter; Price; Ruby; Schneider; Skarphol; Sukut; Svedjan; Thoreson; Uglem; Vigesaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Wrangham; Speaker Delzer

**ABSENT AND NOT VOTING:** DeKrey; Pietsch; Solberg

HB 1336 lost.

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**SECOND READING OF HOUSE BILL**

**HB 1366:** A BILL for an Act to create and enact a new subsection to section 26.1-27.1-04 of the North Dakota Century Code, relating to prohibited practices by pharmacy benefits managers; 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 63 YEAS, 28 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Amerman; Bellew; Boe; Boehning; Boucher; Carlson; Charging; Clark; Dietrich; Dosch; Drovdal; Froelich; Froseth; Glassheim; Grande; Griffin; Guleson; Haas; Hatlestad; Headland; Heller; Hunskor; Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsh, S.; Kempenich; Kerzman; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Metcalf; Meyer, S.; Monson; Mueller; Nelson; Nottestad; Onstad; Owens; Pollert; Porter; Ruby; Skarphol; Sukut; Svedjan; Thoreson; Vig; Vigesaa; Wald; Wall; Weiler; Wieland; Williams; Wrangham; Zaiser; Speaker Delzer

**NAYS:** Belter; Berg; Brandenburg; Carlisle; Conrad; Dahl; Damschen; Delmore; Ekstrom; Gruchalla; Hanson; Hawken; Herbel; Hofstad; Johnson, D.; Kelsch, R.; Kingsbury; Klein; Myxter; Pinkerton; Potter; Price; Schmidt; Schneider; Thorpe; Uglem; Weisz; Wolf

**ABSENT AND NOT VOTING:** DeKrey; Pietsch; Solberg

HB 1366 passed and the title was agreed to.

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**SECOND READING OF HOUSE BILL**

**HB 1198:** A BILL for an Act to amend and reenact section 15.1-12-10.1 of the North Dakota Century Code, relating to school district reorganization criteria.

**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 72 YEAS, 16 NAYS, 0 EXCUSED, 6 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Amerman; Belter; Berg; Boehning; Boucher; Carlisle; Carlson; Charging; Clark; Conrad; Dahl; Delmore; Dietrich; Dosch; Ekstrom; Froseth; Glassheim; Grande; Griffin; Gruchalla; Guleson; Haas; Hanson; Hatlestad; Hawken; Headland; Heller; Herbel; Hofstad; Hunskor; Johnson, D.; Johnson, N.; Kaldor; Karls; Kasper; Keiser; Kelsch, R.; Kempenich; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kroeber; Martinson; Meier, L.; Mueller; Myxter; Nottestad; Onstad; Owens; Pinkerton; Pollert; Porter; Potter; Schmidt; Schneider; Skarphol; Sukut; Svedjan; Thoreson; Uglem; Vig; Vigesaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Zaiser

**NAYS:** Bellew; Boe; Brandenburg; Damschen; Drovdal; Froelich; Kerzman; Kretschmar; Meyer, S.; Monson; Nelson; Ruby; Thorpe; Wolf; Wrangham; Speaker Delzer

**ABSENT AND NOT VOTING:** DeKrey; Kelsh, S.; Metcalf; Pietsch; Price; Solberg

HB 1198 passed and the title was agreed to.

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**SECOND READING OF HOUSE BILL**

**HB 1238:** A BILL for an Act to amend and reenact section 14-07.1-01, subsection 2 of section 14-07.1-10, and section 14-07.1-12 of the North Dakota Century Code, relating to law enforcement procedures in crimes involving domestic violence.

**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 84 YEAS, 4 NAYS, 0 EXCUSED, 6 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Amerman; Belter; Berg; Boe; Boucher; Brandenburg; Carlisle; Carlson; Charging; Clark; Conrad; Dahl; Damschen; Delmore; Dietrich; Dosch; Drovdal; Ekstrom; Froelich; Froseth; Glassheim; Grande; Griffin; Gruchalla; Guleson; Haas; Hanson;

Hatlestad; Hawken; Headland; Heller; Herbel; Hofstad; Hunskor; Johnson, D.; Johnson, N.; Kaldor; Karls; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Meyer, S.; Monson; Mueller; Myxter; Nelson; Nottestad; Onstad; Owens; Pinkerton; Pollert; Porter; Potter; Schmidt; Schneider; Skarphol; Sukut; Svedjan; Thoreson; Thorpe; Uglem; Vig; Vigesaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Wolf; Zaiser; Speaker Delzer

**NAYS:** Bellew; Kasper; Ruby; Wrangham

**ABSENT AND NOT VOTING:** Boehning; DeKrey; Metcalf; Pietsch; Price; Solberg

Engrossed HB 1238 passed and the title was agreed to.

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### SECOND READING OF HOUSE BILL

**HB 1245:** A BILL for an Act to amend and reenact subsection 5 of section 57-40.3-01 of the North Dakota Century Code, relating to exclusion of motor vehicle manufacturers' incentives or discounts under the motor vehicle excise tax; and to provide an effective date.

### ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 54 YEAS, 34 NAYS, 0 EXCUSED, 6 ABSENT AND NOT VOTING.

**YEAS:** Amerman; Bellew; Boe; Boehning; Boucher; Carlson; Charging; Clark; Conrad; Damschen; Delmore; Dietrich; Drovdal; Froelich; Griffin; Gulleson; Haas; Hatlestad; Headland; Heller; Hunskor; Johnson, D.; Kaldor; Karls; Kasper; Keiser; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Meyer, S.; Mueller; Nelson; Nottestad; Onstad; Owens; Pinkerton; Potter; Ruby; Schmidt; Schneider; Sukut; Svedjan; Thoreson; Thorpe; Uglem; Vig; Vigesaa; Weisz; Wolf; Zaiser

**NAYS:** Aarsvold; Belter; Berg; Brandenburg; Carlisle; Dahl; Dosch; Ekstrom; Froseth; Glassheim; Grande; Gruchalla; Hanson; Hawken; Herbel; Johnson, N.; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klein; Monson; Myxter; Pollert; Porter; Skarphol; Wald; Wall; Weiler; Wieland; Williams; Wrangham; Speaker Delzer

**ABSENT AND NOT VOTING:** DeKrey; Hofstad; Metcalf; Pietsch; Price; Solberg

Engrossed HB 1245 passed and the title was agreed to.

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### SECOND READING OF HOUSE BILL

**HB 1261:** A BILL for an Act to amend and reenact section 15.1-07-02 and subsection 1 of section 15.1-12-10 of the North Dakota Century Code, relating to the naming of a school district.

### 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 68 YEAS, 21 NAYS, 0 EXCUSED, 5 ABSENT AND NOT VOTING.

**YEAS:** Bellew; Belter; Berg; Boehning; Boucher; Brandenburg; Carlisle; Carlson; Charging; Clark; Damschen; Delmore; Dietrich; Dosch; Drovdal; Ekstrom; Froseth; Glassheim; Grande; Griffin; Gruchalla; Haas; Hanson; Hatlestad; Hawken; Headland; Heller; Herbel; Hofstad; Hunskor; Johnson, D.; Karls; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kerzman; Kingsbury; Klein; Klemin; Kreidt; Kretschmar; Kroeber; Martinson; Meier, L.; Monson; Myxter; Owens; Pinkerton; Pollert; Porter; Potter; Ruby; Schneider; Skarphol; Sukut; Svedjan; Thoreson; Thorpe; Uglem; Vigesaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Zaiser

**NAYS:** Aarsvold; Amerman; Boe; Conrad; Dahl; Froelich; Gulleson; Johnson, N.; Kaldor; Kempenich; Koppelman; Meyer, S.; Mueller; Nelson; Nottestad; Onstad; Schmidt; Vig; Wolf; Wrangham; Speaker Delzer

**ABSENT AND NOT VOTING:** DeKrey; Metcalf; Pietsch; Price; Solberg

HB 1261 passed and the title was agreed to.

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### SECOND READING OF HOUSE BILL

**HB 1329:** A BILL for an Act providing an appropriation to the state historical society to provide matching funds for upgrading and maintaining historical cold war missile sites.

### 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 46 YEAS, 44 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Amerman; Boe; Boehning; Boucher; Carlisle; Charging; Conrad; Damschen; Delmore; Dosch; Froseth; Glassheim; Griffin; Gruchalla; Gulleson; Haas; Hanson; Hatlestad; Hunskor; Johnson, N.; Kaldor; Karls; Kasper; Kelsh, S.; Kerzman; Klein; Koppelman; Kretschmar; Kroeber; Meier, L.; Metcalf; Meyer, S.; Mueller; Myxter; Nottestad; Onstad; Owens; Potter; Schmidt; Schneider; Vig; Vigesaa; Wall; Weiler; Wolf

**NAYS:** Bellew; Belter; Berg; Brandenburg; Carlson; Clark; Dahl; Dietrich; Drovdal; Ekstrom; Froelich; Grande; Hawken; Headland; Heller; Herbel; Hofstad; Johnson, D.; Keiser; Kelsch, R.; Kempenich; Kingsbury; Klemin; Kreidt; Martinson; Monson; Nelson; Pinkerton; Pollert; Porter; Price; Ruby; Skarphol; Sukut; Svedjan; Thoreson; Thorpe; Uglem; Wald; Wieland; Williams; Wrangham; Zaiser; Speaker Delzer

**ABSENT AND NOT VOTING:** DeKrey; Pietsch; Solberg; Weisz

HB 1329 lost.

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### 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 1417.

### 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 1037, HB 1064, HB 1088, HB 1147, HB 1452, HB 1482, HB 1500.

### 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 2255, SB 2390.

### 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 2046, SB 2060, SB 2121, SB 2169, SB 2196, SB 2212, SB 2213, SB 2232, SB 2237, SB 2241, SB 2263, SB 2287, SB 2309, SB 2315, SB 2317, SB 2329, SB 2336, SB 2343, SB 2357, SB 2364, SCR 4011, SCR 4018.

### MOTION

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

### MOTION

**REP. MONSON MOVED** that the House be on the Fifth, Ninth, and Thirteenth orders of business and at the conclusion of those orders, the House stand adjourned until 8:00 a.m., Friday, February 9, 2007, which motion prevailed.

### REPORT OF STANDING COMMITTEE

**HB 1031: Appropriations Committee (Rep. Svedjan, Chairman)** recommends **DO PASS** (22 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). HB 1031 was placed on the Eleventh order on the calendar.

### REPORT OF STANDING COMMITTEE

**HB 1032: Appropriations Committee (Rep. Svedjan, Chairman)** recommends **DO PASS** (22 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). HB 1032 was placed on the Eleventh order on the calendar.

### REPORT OF STANDING COMMITTEE

**HB 1140: Industry, Business and Labor Committee (Rep. Keiser, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS**



(11 YEAS, 0 NAYS, 3 ABSENT AND NOT VOTING). HB 1140 was placed on the Sixth order on the calendar.

Page 1, line 7, replace "Beginning" with "This benefit only applies to claims with a date of first disability or date of successful reapplication occurring after June 30, 1991. For these claims, beginning"

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

**HB 1151: Natural Resources Committee (Rep. Porter, Chairman)** recommends **DO NOT PASS** (10 YEAS, 3 NAYS, 1 ABSENT AND NOT VOTING). HB 1151 was placed on the Eleventh order on the calendar.

#### REPORT OF STANDING COMMITTEE

**HB 1221: Industry, Business and Labor Committee (Rep. Keiser, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (9 YEAS, 4 NAYS, 1 ABSENT AND NOT VOTING). HB 1221 was placed on the Sixth order on the calendar.

Page 1, line 12, replace "include" with "are limited to"

Page 1, line 13, remove the second ", or"

Page 1, line 14, remove "any state law or rule implementing a federal law or rule."

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

**HB 1315: Industry, Business and Labor Committee (Rep. Keiser, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (11 YEAS, 3 NAYS, 0 ABSENT AND NOT VOTING). HB 1315 was placed on the Sixth order on the calendar.

Page 1, line 6, replace "a facility" with "electric generation" and replace "generating or" with "the primary purpose of resale"

Page 1, line 7, remove "transmitting electricity", after "the" insert "standards of the", and replace "and any" with "in effect at the time of construction of the generation. If a utility is found to be in violation of this section, the"

Page 1, line 8, remove "corresponding rules adopted by the commission. The"

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

**HB 1359: Transportation Committee (Rep. Weisz, Chairman)** recommends **DO PASS** (9 YEAS, 3 NAYS, 1 ABSENT AND NOT VOTING). HB 1359 was placed on the Eleventh order on the calendar.

#### REPORT OF STANDING COMMITTEE

**HB 1450: Finance and Taxation Committee (Rep. Belter, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (12 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING). HB 1450 was placed on the Sixth order on the calendar.

Page 1, line 1, replace "subsection 2 of section 11-09.1-05 and sections" with "section"

Page 1, line 2, remove "40-05.1-06 and" and replace "limitations on home" with "refunds by retailers of home rule sales and use taxes"

Page 1, line 3, remove "rule sales taxes"

Page 1, remove lines 5 through 24

Page 2, remove lines 1 through 30

Page 3, remove lines 1 through 31

Page 4, remove lines 1 through 30

Page 5, remove lines 1 through 26

Page 6, remove the overstrike over lines 19 through 24 and insert immediately thereafter "At the time of purchase, a retailer may provide to the purchaser a credit or refund equal to the refund amount eligible from the tax commissioner under this section, provided the total tax identified on all invoices, cash register receipts, or other sales documentation is an amount equal to the total tax calculated less the refund or credit provided.

6. The tax commissioner may adopt rules to implement this section."

Renumber accordingly

**REPORT OF STANDING COMMITTEE**

**HB 1454, as engrossed: Appropriations Committee (Rep. Svedjan, Chairman)** recommends **DO PASS** (22 YEAS, 1 NAY, 1 ABSENT AND NOT VOTING). Engrossed HB 1454 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**HB 1458: Appropriations Committee (Rep. Svedjan, Chairman)** recommends **DO PASS** (15 YEAS, 8 NAYS, 1 ABSENT AND NOT VOTING). HB 1458 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**HB 1460: Industry, Business and Labor Committee (Rep. Keiser, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (10 YEAS, 4 NAYS, 0 ABSENT AND NOT VOTING). HB 1460 was placed on the Sixth order on the calendar.

Page 1, line 1, after "A BILL" replace the remainder of the bill with "for an Act to amend and reenact section 65-02-03.1 of the North Dakota Century Code, relating to the workforce safety and insurance board membership; to provide for application and transition; to provide an effective date; and to provide an expiration date.

**BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

**SECTION 1. AMENDMENT.** Section 65-02-03.1 of the North Dakota Century Code is amended and reenacted as follows:

**65-02-03.1. Workforce safety and insurance board of directors - Appointment.**

1. The board consists of eleven voting members and three nonvoting members. The appointment and replacement of the voting members must ensure that:
  - a. Six board members represent employers in this state which maintain active accounts with the organization, at least one of which must be a participant in the risk management program, at least two of which must be employers with annual premiums greater than twenty-five thousand dollars, at least one of which must be an employer with an annual premium of ten thousand dollars but less than twenty-five thousand dollars, at least one of which must be an employer with an annual premium of less than ten thousand dollars, and at least one employer at large representative. Except for the employer at large representative, each employer representative must be a principal owner, chief executive officer, or chief financial officer of the employer.
  - b. Three members represent employees; at least one member must have received workforce safety and insurance benefits; and at least one member must represent organized labor.
  - c. One member is a member of the North Dakota medical association.
  - d. One member is a member at large who must be a resident of this state and at least twenty-one years of age.

2. ~~Board Voting board~~ members shall serve four-year terms, ~~except the initial term of office of the member at large to be appointed on August 1, 2003, expires on December 31, 2006, and the term of office of the medical association member whose term of office became effective January 1, 2003, expires on December 31, 2006~~ nonvoting members shall serve two-year terms. The governor shall make the necessary appointments to ensure the term of office of voting members begins on January first of each odd-numbered year and to ensure the term of office of nonvoting members begins on January first of each even-numbered year. Board members may not serve more than ~~three~~ two consecutive terms.
- a. A departing member representing an employer must be replaced by a member representing an employer, most of whose employees are in a different rate classification than those of the employer represented by the departing member. The governor shall appoint the ~~replacement member for a departing an employer representative or medical association representative~~ replacement member for a departing an employer representative or medical association representative from a list of three potential candidates submitted by the board. ~~The board shall interview an employer representative or a medical representative before placing that candidate's name on the list of replacement member candidates submitted to the governor~~ greater North Dakota chamber of commerce working together with other business organizations in the state.
  - b. The governor shall select the ~~replacement member for the departing organized labor employee representative~~ replacement member for the departing organized labor employee representative from a list of three ~~names of~~ potential candidates submitted by an organization that is statewide in scope and which through ~~its~~ the organization's affiliates embraces a cross section and a majority of organized labor in this state.
  - c. The governor shall select the ~~replacement member for a departing two nonorganized labor employee representative.~~ replacement member for representatives and the member at large from a list of three candidates submitted by the board.
  - d. The governor shall select the member representing the North Dakota medical association from a list of three potential candidates submitted by the North Dakota medical association.
  - e. The governor shall select each of the three nonvoting members of the board from a list of three potential candidates submitted by the greater North Dakota chamber of commerce working together with other business organizations in the state. The appointment and replacement of the three nonvoting members must ensure that:
    - (1) One member represents the health care industry and must be a principal owner, chief executive officer, or chief financial officer of a health care-related business.
    - (2) One member represents the information technology industry and must be a principal owner, chief executive officer, or chief financial officer of an information technology-related business.
    - (3) One member represents the insurance industry and must be a principal owner, chief executive officer, or chief financial officer of an insurance-related business.
3. Vacancies in the membership of the board must be filled for the unexpired term by appointment by the governor as provided in this subsection.

**SECTION 2. AMENDMENT.** Section 65-02-03.1 of the North Dakota Century Code is amended and reenacted as follows:

**65-02-03.1. Workforce safety and insurance board of directors - Appointment.**

1. The board consists of eleven members. The appointment and replacement of the members must ensure that:

- a. Six board members represent employers in this state which maintain active accounts with the organization, at least one of which must be a participant in the risk management program, at least two of which must be employers with annual premiums greater than twenty-five thousand dollars, at least one of which must be an employer with an annual premium of ten thousand dollars but less than twenty-five thousand dollars, at least one of which must be an employer with an annual premium of less than ten thousand dollars, and at least one employer at large representative. Except for the employer at large representative, each employer representative must be a principal owner, chief executive officer, or chief financial officer of the employer.
  - b. Three members represent employees; at least one member must have received workforce safety and insurance benefits; and at least one member must represent organized labor.
  - c. One member is a member of the North Dakota medical association.
  - d. One member is a member at large who must be a resident of this state and at least twenty-one years of age.
2. Board members shall serve four-year terms, ~~except the initial term of office of the member at large to be appointed on August 1, 2003, expires on December 31, 2006, and the term of office of the medical association member whose term of office became effective January 1, 2003, expires on December 31, 2006.~~ The governor shall make the necessary appointments to ensure the term of office of members begins on January first of each odd-numbered year. Board members may not serve more than ~~three~~ two consecutive terms.
- a. A departing member representing an employer must be replaced by a member representing an employer, most of whose employees are in a different rate classification than those of the employer represented by the departing member. The governor shall appoint the ~~replacement member for a departing an employer representative or medical association representative~~ from a list of three potential candidates submitted by the board. ~~The board shall interview an employer representative or a medical representative before placing that candidate's name on the list of replacement member candidates submitted to the governor~~ greater North Dakota chamber of commerce working together with other business organizations in the state.
  - b. The governor shall select the ~~replacement member for the departing organized labor employee representative~~ from a list of three ~~names of~~ potential candidates submitted by an organization that is statewide in scope and which through ~~its~~ the organization's affiliates embraces a cross section and a majority of organized labor in this state.
  - c. The governor shall select the ~~replacement member for a departing two nonorganized labor employee representative.~~ ~~The governor shall appoint the replacement member for representatives and the member at large from a list of three candidates submitted by the board.~~
  - d. The governor shall select the member representing the North Dakota medical association from a list of three potential candidates submitted by the North Dakota medical association.
3. Vacancies in the membership of the board must be filled for the unexpired term by appointment by the governor as provided in this subsection.

**SECTION 3. APPLICATION AND TRANSITION.** Section 1 of this Act applies to all board member appointments occurring after July 31, 2007. Under section 1 of this Act, a board member serving on August 1, 2007, who has served more than two consecutive terms may continue to serve through the expiration of the appointed term. Under section 1 of this Act, the terms of the initial appointments of nonvoting members begin on January 1, 2008.

**SECTION 4. EFFECTIVE DATE.** Section 2 of this Act becomes effective on January 1, 2010.

**SECTION 5. EXPIRATION DATE.** Section 1 of this Act is effective through December 31, 2009, and after that date is ineffective."

Renumber accordingly

**REPORT OF STANDING COMMITTEE**

**HB 1465: Transportation Committee (Rep. Weisz, Chairman)** recommends **DO PASS** (12 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1465 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**HB 1493: Industry, Business and Labor Committee (Rep. Keiser, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO NOT PASS** (8 YEAS, 5 NAYS, 1 ABSENT AND NOT VOTING). HB 1493 was placed on the Sixth order on the calendar.

Page 1, line 1, after "to" insert "create and enact a new section to chapter 65-03 of the North Dakota Century Code, relating to a workforce safety and insurance drug-free workplace safety program; to"

Page 1, line 3, remove the third "and"

Page 1, line 4, after "application" insert "; and to provide an expiration date"

Page 2, after line 28, insert:

**"SECTION 2.** A new section to chapter 65-03 of the North Dakota Century Code is created and enacted as follows:

**Drug-free workplace safety program.** Before July 1, 2009, the organization shall create and operate a drug-free workplace safety and loss prevention discount program to protect the health of covered employees and the financial integrity of the fund by addressing the use of alcohol and the illegal use of controlled substances in the workplace."

Page 2, after line 30, insert:

**"SECTION 4. EXPIRATION DATE.** Section 1 of this Act is effective through June 30, 2009, and after that date is ineffective."

Renumber accordingly

**REPORT OF STANDING COMMITTEE**

**HB 1498: Natural Resources Committee (Rep. Porter, Chairman)** recommends **DO NOT PASS** (9 YEAS, 3 NAYS, 2 ABSENT AND NOT VOTING). HB 1498 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**HB 1491: Education Committee (Rep. R. Kelsch, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (12 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1491 was placed on the Sixth order on the calendar.

Page 1, line 1, after "A BILL" replace the remainder of the bill with "for an Act to create and enact a new section to chapter 15.1-21 of the North Dakota Century Code, relating to electronic course delivery; to provide for a legislative council report; and to provide an effective date.

**BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

**SECTION 1.** A new section to chapter 15.1-21 of the North Dakota Century Code is created and enacted as follows:

**Electronic course delivery - Approval process.**

1. Before a person may provide elementary or high school courses electronically to a student, school, or school district in this state, the person must obtain annual approval from the superintendent of public instruction. The electronic delivery of a course includes online and technological delivery methods.
2. Before the superintendent of public instruction may grant approval to a person under this section, the superintendent shall verify that:
  - a. All courses offered by the person in this state are aligned with the state content and performance standards and if standards do not exist for a particular course, the criteria must ensure that the course content is sufficiently challenging for students, given the grade level at which it is offered;
  - b. All teachers involved in the electronic delivery of a course meet or exceed the qualifications and licensure requirements placed on the teachers by the state in which the course originates; and
  - c. All students receiving a course electronically have ongoing contact time with the teachers of the course.

**SECTION 2. REPORT TO LEGISLATIVE COUNCIL.** During the 2007-08 interim, the superintendent of public instruction shall provide a report to the legislative council regarding the planning and development of the electronic course delivery approval process to be implemented as provided in this Act.

**SECTION 3. EFFECTIVE DATE.** Section 1 of this Act becomes effective on July 1, 2009."

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

**HCR 3025: Industry, Business and Labor Committee (Rep. Keiser, Chairman)** recommends **DO PASS** (11 YEAS, 3 NAYS, 0 ABSENT AND NOT VOTING). HCR 3025 was placed on the Eleventh order on the calendar.

#### REPORT OF STANDING COMMITTEE

**HCR 3026: Industry, Business and Labor Committee (Rep. Keiser, Chairman)** recommends **DO PASS** and **BE PLACED ON THE CONSENT CALENDAR** (12 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). HCR 3026 was placed on the Tenth order on the calendar.

#### REPORT OF STANDING COMMITTEE

**HCR 3029: Transportation Committee (Rep. Weisz, Chairman)** recommends **DO NOT PASS** (7 YEAS, 6 NAYS, 0 ABSENT AND NOT VOTING). HCR 3029 was placed on the Eleventh order on the calendar.

#### REPORT OF STANDING COMMITTEE

**HCR 3036: Finance and Taxation Committee (Rep. Belter, Chairman)** recommends **DO PASS** and **BE PLACED ON THE CONSENT CALENDAR** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HCR 3036 was placed on the Tenth order on the calendar.

#### REPORT OF STANDING COMMITTEE

**HCR 3040: Industry, Business and Labor Committee (Rep. Keiser, Chairman)** recommends **DO NOT PASS** (9 YEAS, 4 NAYS, 1 ABSENT AND NOT VOTING). HCR 3040 was placed on the Eleventh order on the calendar.

#### REPORT OF STANDING COMMITTEE

**HCR 3044: Natural Resources Committee (Rep. Porter, Chairman)** recommends **DO PASS** and **BE PLACED ON THE CONSENT CALENDAR** (12 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). HCR 3044 was placed on the Tenth order on the calendar.

#### FIRST READING OF HOUSE CONCURRENT RESOLUTIONS

Reps. Ekstrom, Pollert, Wieland, Wolf and Sens. Cook, Krebsbach introduced:

**HCR 3048:** A concurrent resolution directing the Legislative Council to study crime victims compensation funding.

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

Reps. Ekstrom, Clark, Gulleson, Pollert and Sens. Klein, Wardner introduced:

**HCR 3049:** A concurrent resolution directing the Legislative Council to study whether it is feasible and desirable to modify the renaissance zone law to allow for scattered site development.

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

#### FIRST READING OF SENATE BILLS

**SB 2132:** A BILL for an Act to create and enact a new section to chapter 50-24.1 of the North Dakota Century Code, relating to responsibilities of third parties liable for payments on behalf of medical assistance recipients.

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

**SB 2154:** A BILL for an Act to amend and reenact section 26.1-36-37.2 of the North Dakota Century Code, relating to loss ratios.

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

**SB 2194:** A BILL for an Act to amend and reenact section 44-08-21 of the North Dakota Century Code, relating to recalls of elected officials of political subdivisions.

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

**SB 2319:** A BILL for an Act to amend and reenact sections 19-03.1-01 and 19-03.4-08 of the North Dakota Century Code, relating to definitions and the sale of scheduled listed chemical products.

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

**SB 2320:** A BILL for an Act to amend and reenact section 12.1-32-07 of the North Dakota Century Code, relating to the revocation of probation.

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

**SB 2369:** A BILL for an Act to amend and reenact section 61-35-15 of the North Dakota Century Code, relating to revenue bonds issued by water districts.

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

**SB 2380:** A BILL for an Act to create and enact four new sections to chapter 57-39.4 of the North Dakota Century Code, relating to administration of the streamlined sales tax agreement; to amend and reenact subsection 2 of section 11-09.1-05, subsection 16 of section 40-05.1-06, section 57-39.2-01, subsection 1 of section 57-39.2-02.1, subsection 26 of section 57-39.2-04, sections 57-39.2-04.1, 57-39.4-01, 57-39.4-06, 57-39.4-07, and 57-39.4-08, subsection 1 of section 57-39.4-09, sections 57-39.4-10, 57-39.4-15, 57-39.4-16, 57-39.4-17, and 57-39.4-18, subsection 1 of section 57-39.4-20, subsection 12 of section 57-40.2-04, and section 57-40.2-04.1 of the North Dakota Century Code, relating to sales and use tax amendments necessary for compliance with the streamlined sales and use tax agreement; and to repeal sections 57-39.2-29 and 57-39.4-13 of the North Dakota Century Code, relating to administration of sourcing and multiple points of use rules for the streamlined sales tax agreement.

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

**SB 2381:** A BILL for an Act to amend and reenact sections 57-39.2-12.1 and 57-40.2-07.1 of the North Dakota Century Code, relating to reimbursements to retailers for administrative expenses associated with sales and use tax collection and remittance; and to provide an effective date.

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

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

**Buell J. Reich, Chief Clerk**

