

JOURNAL OF THE HOUSE

Sixty-third Legislative Assembly

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Bismarck, March 21, 2013

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

The prayer was offered by Colleen Ressler, Pastoral Care at Sanford Health St. Vincent's Care Center, Bismarck.

The roll was called and all members were present except Representative Hawken.

A quorum was declared by the Speaker.

SIXTH ORDER OF BUSINESS

SPEAKER DEVLIN DEEMED approval of the amendments to SB 2067, Engrossed SB 2129, SB 2132, SB 2140, SB 2201, SB 2207, Engrossed SB 2238, Reengrossed SB 2303, and SB 2330.

SB 2132 and Engrossed SB 2238, as amended, were rereferred to the **Appropriations Committee**.

SB 2067, Engrossed SB 2129, SB 2140, SB 2201, SB 2207, Reengrossed SB 2303, and SB 2330, as amended, were placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

SIXTH ORDER OF BUSINESS

SB 2368, as engrossed: REP. SILBERNAGEL (Human Services Committee) MOVED that the amendments on HJ pages 994-995 be adopted and then be placed on the Fourteenth order with **DO PASS**.

REQUEST

REP. MOCK REQUESTED a recorded roll call vote, which request was granted.

ROLL CALL

The question being on the motion to adopt the amendments to Engrossed SB 2368, the roll was called and there were 57 YEAS, 35 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Bellew; Belter; Boehning; Brabandt; Brandenburg; Carlson; Damschen; Delzer; Dockter; Dosch; Drovdal; Fehr; Frantvog; Froseth; Grande; Headland; Heller; Hofstad; Johnson, D.; Karls; Kasper; Kempenich; Kiefert; Klein; Klemin; Koppelman, B.; Koppelman, K.; Kreidt; Kretschmar; Laning; Larson; Looyen; Louser; Meier; Monson; Nathe; Paur; Pollert; Porter; Rohr; Ruby; Rust; Schatz; Schmidt; Silbernagel; Skarphol; Steiner; Streyle; Sukut; Thoreson; Toman; Trottier; Vigesaa; Wall; Weisz; Wieland; Speaker Devlin

NAYS: Amerman; Anderson; Beadle; Becker; Boe; Boschee; Delmore; Glasheim; Gruchalla; Guggisberg; Haak; Hanson; Hatlestad; Heilman; Hogan; Holman; Hunskor; Johnson, N.; Keiser; Kelsh, J.; Kelsh, S.; Kreun; Maragos; Martinson; Mock; Mooney; Muscha; Nelson, J.; Nelson, M.; Onstad; Oversen; Sanford; Strinden; Williams; Zaiser

ABSENT AND NOT VOTING: Hawken; Owens

The proposed amendments to Engrossed SB 2368 were adopted on a recorded roll call vote.

MOTION

REP. VIGESAA MOVED that SB 2306 be returned to the House floor from the **Appropriations Committee** and be placed on the Fourteenth order, which motion prevailed.

MOTION

REP. VIGESAA MOVED that Engrossed SB 2085, which is on the Fourteenth order, be rereferred to the **Human Services Committee**, which motion prevailed. Pursuant to Rep. Vigesaa's motion, Engrossed SB 2085 was rereferred.

SECOND READING OF HOUSE CONCURRENT RESOLUTION

HCR 3003: A concurrent resolution to amend and reenact section 24 of article X of the Constitution of North Dakota, relating to allocation of revenue from oil extraction taxes.

ROLL CALL

The question being on the final adoption of the amended resolution, which has been read, and has committee recommendation of DO PASS. The roll was called and there were 79 YEAS, 13 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Anderson; Beadle; Becker; Bellew; Belter; Boe; Boehning; Brabandt; Brandenburg; Carlson; Damschen; Delmore; Delzer; Dockter; Dosch; Drovdal; Fehr; Frantsvog; Froseth; Grande; Haak; Hanson; Hatlestad; Headland; Heilman; Heller; Hofstad; Hogan; Hunskor; Johnson, D.; Johnson, N.; Karls; Kasper; Keiser; Kempenich; Kiefert; Klein; Klemm; Koppelman, B.; Koppelman, K.; Kreidt; Kretschmar; Kreun; Laning; Larson; Looyesen; Louser; Maragos; Martinson; Meier; Mock; Monson; Nathe; Nelson, J.; Nelson, M.; Onstad; Paur; Pollert; Porter; Rohr; Ruby; Rust; Sanford; Schatz; Schmidt; Silbernagel; Skarphol; Steiner; Streyle; Strinden; Sukut; Thoreson; Toman; Trottier; Vigesaa; Wall; Weisz; Wieland; Speaker Devlin

NAYS: Amerman; Boschee; Glassheim; Gruchalla; Guggisberg; Holman; Kelsh, J.; Kelsh, S.; Mooney; Muscha; Oversen; Williams; Zaiser

ABSENT AND NOT VOTING: Hawken; Owens

Engrossed HCR 3003 was declared adopted on a recorded roll call vote.

MOTION

REP. VIGESAA MOVED that HCR 3040 be moved to the top of the Eleventh order, which motion prevailed.

SECOND READING OF HOUSE CONCURRENT RESOLUTION

HCR 3040: A concurrent resolution for the amendment of section 24 of article X of the Constitution of North Dakota, relating to the permitted growth of the foundation aid stabilization fund.

ROLL CALL

The question being on the final adoption of the amended resolution, which has been read, and has committee recommendation of DO NOT PASS. The roll was called and there were 19 YEAS, 73 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Amerman; Boe; Boschee; Delmore; Glassheim; Gruchalla; Holman; Hunskor; Kelsh, J.; Kelsh, S.; Maragos; Mock; Mooney; Muscha; Onstad; Oversen; Strinden; Wall; Williams

NAYS: Anderson; Beadle; Becker; Bellew; Belter; Boehning; Brabandt; Brandenburg; Carlson; Damschen; Delzer; Dockter; Dosch; Drovdal; Fehr; Frantsvog; Froseth; Grande; Guggisberg; Haak; Hanson; Hatlestad; Headland; Heilman; Heller; Hofstad; Hogan; Johnson, D.; Johnson, N.; Karls; Kasper; Keiser; Kempenich; Kiefert; Klein; Klemm; Koppelman, B.; Koppelman, K.; Kreidt; Kretschmar; Kreun; Laning; Larson; Looyesen; Louser; Martinson; Meier; Monson; Nathe; Nelson, J.; Nelson, M.; Paur; Pollert; Porter; Rohr; Ruby; Rust; Sanford; Schatz; Schmidt; Silbernagel; Skarphol; Steiner; Streyle; Sukut; Thoreson; Toman; Trottier; Vigesaa; Weisz; Wieland; Zaiser; Speaker Devlin

ABSENT AND NOT VOTING: Hawken; Owens

Engrossed HCR 3040 was declared lost on a recorded roll call vote.

SECOND READING OF HOUSE CONCURRENT RESOLUTION

HCR 3007: A concurrent resolution to repeal section 10 of article X of the Constitution of North Dakota, which imposes a statewide property tax levy of one mill for support of the state medical center at the University of North Dakota; and to provide an effective date.

ROLL CALL

The question being on the final adoption of the amended resolution, which has been read, and has committee recommendation of DO NOT PASS. The roll was called and there were 38 YEAS, 54 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Beadle; Becker; Bellew; Belter; Boehning; Brabandt; Brandenburg; Carlson; Damschen; Delzer; Dockter; Fehr; Grande; Headland; Heilman; Kasper; Kempenich; Kiefert; Koppelman, B.; Koppelman, K.; Laning; Looyesen; Louser; Meier; Nathe; Pollert; Ruby; Schatz; Schmidt; Silbernagel; Steiner; Streyle; Thoreson; Toman; Vigasaa; Weisz; Wieland; Speaker Devlin

NAYS: Amerman; Anderson; Boe; Boschee; Delmore; Dosch; Drovda; Frantsvog; Froseth; Glassheim; Gruchalla; Guggisberg; Haak; Hanson; Hatlestad; Heller; Hofstad; Hogan; Holman; Hunskor; Johnson, D.; Johnson, N.; Karls; Keiser; Kelsh, J.; Kelsh, S.; Klein; Klemin; Kreidt; Kretschmar; Kreun; Larson; Maragos; Martinson; Mock; Monson; Mooney; Muscha; Nelson, J.; Nelson, M.; Onstad; Oversen; Paur; Porter; Rohr; Rust; Sanford; Skarphol; Strinden; Sukut; Trottier; Wall; Williams; Zaiser

ABSENT AND NOT VOTING: Hawken; Owens

Engrossed HCR 3007 was declared lost on a recorded roll call vote.

SECOND READING OF HOUSE CONCURRENT RESOLUTION

HCR 3011: A concurrent resolution to amend and reenact section 2 of article III of the Constitution of North Dakota, relating to the fiscal impact of initiated measures.

ROLL CALL

The question being on the final adoption of the amended resolution, which has been read, and has committee recommendation of DO PASS. The roll was called and there were 75 YEAS, 17 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Anderson; Beadle; Belter; Boe; Boehning; Brandenburg; Carlson; Damschen; Delzer; Dockter; Dosch; Drovda; Frantsvog; Froseth; Glassheim; Grande; Haak; Hanson; Hatlestad; Headland; Heilman; Heller; Hofstad; Hogan; Holman; Hunskor; Johnson, D.; Johnson, N.; Karls; Kasper; Keiser; Kempenich; Kiefert; Klein; Klemin; Koppelman, B.; Koppelman, K.; Kreidt; Kretschmar; Kreun; Laning; Larson; Looyesen; Louser; Maragos; Martinson; Meier; Monson; Mooney; Muscha; Nathe; Nelson, J.; Onstad; Paur; Pollert; Porter; Rohr; Rust; Sanford; Schmidt; Silbernagel; Skarphol; Steiner; Streyle; Sukut; Thoreson; Toman; Trottier; Vigasaa; Wall; Weisz; Wieland; Williams; Zaiser; Speaker Devlin

NAYS: Amerman; Becker; Bellew; Boschee; Brabandt; Delmore; Fehr; Gruchalla; Guggisberg; Kelsh, J.; Kelsh, S.; Mock; Nelson, M.; Oversen; Ruby; Schatz; Strinden

ABSENT AND NOT VOTING: Hawken; Owens

Engrossed HCR 3011 was declared adopted on a recorded roll call vote.

SECOND READING OF HOUSE CONCURRENT RESOLUTION

HCR 3034: A concurrent resolution to amend and reenact sections 5, 6, and 7 of article III of the Constitution of North Dakota, relating to petition requirements for initiated

measures.

ROLL CALL

The question being on the final adoption of the amended resolution, which has been read, and has committee recommendation of DO PASS. The roll was called and there were 85 YEAS, 7 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Amerman; Anderson; Beadle; Belter; Boe; Boehning; Boschee; Brandenburg; Carlson; Damschen; Delmore; Delzer; Dockter; Dosch; Drovdal; Frantsvog; Froseth; Glassheim; Grande; Gruchalla; Guggisberg; Haak; Hanson; Hatlestad; Headland; Heilman; Heller; Hofstad; Hogan; Holman; Hunskor; Johnson, D.; Johnson, N.; Karls; Kasper; Keiser; Kelsh, J.; Kelsh, S.; Kempenich; Kiefert; Klein; Klemin; Koppelman, B.; Koppelman, K.; Kreidt; Kretschmar; Kreun; Laning; Larson; Looyesen; Louser; Maragos; Martinson; Meier; Mock; Monson; Mooney; Muscha; Nathe; Nelson, J.; Nelson, M.; Onstad; Oversen; Paur; Pollert; Porter; Rust; Sanford; Schmidt; Silbernagel; Skarphol; Steiner; Streyle; Strinden; Sukut; Thoreson; Toman; Trottier; Vigesaa; Wall; Weisz; Wieland; Williams; Zaiser; Speaker Devlin

NAYS: Becker; Bellew; Brabandt; Fehr; Rohr; Ruby; Schatz

ABSENT AND NOT VOTING: Hawken; Owens

Engrossed HCR 3034 was declared adopted on a recorded roll call vote.

SECOND READING OF HOUSE CONCURRENT RESOLUTION

HCR 3039: A concurrent resolution to create and enact a new section to article IV of the Constitution of North Dakota, relating to consideration by the legislative assembly of amendments to the United States Constitution.

ROLL CALL

The question being on the final adoption of the amended resolution, which has been read, and has committee recommendation of DO PASS. The roll was called and there were 51 YEAS, 42 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Becker; Bellew; Belter; Boehning; Brabandt; Brandenburg; Carlson; Damschen; Delzer; Dockter; Dosch; Fehr; Frantsvog; Froseth; Grande; Headland; Heller; Hofstad; Johnson, D.; Karls; Kasper; Kempenich; Kiefert; Klein; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Larson; Looyesen; Louser; Meier; Monson; Nathe; Owens; Paur; Pollert; Rohr; Ruby; Schatz; Schmidt; Skarphol; Steiner; Streyle; Sukut; Thoreson; Toman; Trottier; Vigesaa; Wall; Wieland

NAYS: Amerman; Anderson; Beadle; Boe; Boschee; Delmore; Drovdal; Glassheim; Gruchalla; Guggisberg; Haak; Hanson; Hatlestad; Heilman; Hogan; Holman; Hunskor; Johnson, N.; Keiser; Kelsh, J.; Kelsh, S.; Klemin; Kretschmar; Kreun; Maragos; Martinson; Mock; Mooney; Muscha; Nelson, J.; Nelson, M.; Onstad; Oversen; Porter; Rust; Sanford; Silbernagel; Strinden; Weisz; Williams; Zaiser; Speaker Devlin

ABSENT AND NOT VOTING: Hawken

Engrossed HCR 3039 was declared adopted on a recorded roll call vote.

SECOND READING OF HOUSE CONCURRENT RESOLUTION

HCR 3048: A concurrent resolution to amend and reenact sections 3, 5, 12, and 18 of article X of the Constitution of North Dakota, relating to statement of the public purpose of a tax, uniform assessment of taxes among classes of property, and state ownership of an industry, enterprise, or business.

ROLL CALL

The question being on the final adoption of the resolution, which has been read, and has committee recommendation of DO NOT PASS. The roll was called and there were 20 YEAS,

73 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Becker; Bellew; Belter; Boehning; Brabandt; Delzer; Grande; Headland; Kasper; Koppelman, B.; Louser; Maragos; Owens; Rohr; Ruby; Schatz; Schmidt; Streyle; Thoreson; Toman

NAYS: Amerman; Anderson; Beadle; Boe; Boschee; Brandenburg; Carlson; Damschen; Delmore; Dockter; Dosch; Drovdal; Fehr; Frantsvog; Froseth; Glassheim; Gruchalla; Guggisberg; Haak; Hanson; Hatlestad; Heilman; Heller; Hofstad; Hogan; Holman; Hunskor; Johnson, D.; Johnson, N.; Karls; Keiser; Kelsh, J.; Kelsh, S.; Kempenich; Kiefert; Klein; Klemin; Koppelman, K.; Kreidt; Kretschmar; Kreun; Laning; Larson; Looyesen; Martinson; Meier; Mock; Monson; Mooney; Muscha; Nathe; Nelson, J.; Nelson, M.; Onstad; Oversen; Paur; Pollert; Porter; Rust; Sanford; Silbernagel; Skarphol; Steiner; Strinden; Sukut; Trottier; Vigesaa; Wall; Weisz; Wieland; Williams; Zaiser; Speaker Devlin

ABSENT AND NOT VOTING: Hawken

HCR 3048 was declared lost on a recorded roll call vote.

MOTION

REP. VIGESAA MOVED that SB 2336 and SB 2245 be moved to the top of the Fourteenth order, which motion prevailed.

SECOND READING OF SENATE BILL

SB 2336: A BILL for an Act to create and enact a new section to chapter 57-38 and subsection 10 of section 57-51.1-03 of the North Dakota Century Code, relating to income tax withholding on oil and gas royalty payments to nonresidents and an oil extraction tax exemption for wells completed outside the Bakken and Three Forks formations; to amend and reenact subsection 4 of section 38-08-04 and sections 57-51.1-01, 57-51.1-02, 57-51.1-03, and 57-51.1-03.1 of the North Dakota Century Code, relating to oil extraction tax rates and exemptions; to provide an effective date; and to provide an expiration date.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 6 YEAS, 87 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Boe; Drovdal; Hatlestad; Kempenich; Louser; Streyle

NAYS: Amerman; Anderson; Beadle; Becker; Bellew; Belter; Boehning; Boschee; Brabandt; Brandenburg; Carlson; Damschen; Delmore; Delzer; Dockter; Dosch; Fehr; Frantsvog; Froseth; Glassheim; Grande; Gruchalla; Guggisberg; Haak; Hanson; Headland; Heilman; Heller; Hofstad; Hogan; Holman; Hunskor; Johnson, D.; Johnson, N.; Karls; Kasper; Keiser; Kelsh, J.; Kelsh, S.; Kiefert; Klein; Klemin; Koppelman, B.; Koppelman, K.; Kreidt; Kretschmar; Kreun; Laning; Larson; Looyesen; Maragos; Martinson; Meier; Mock; Monson; Mooney; Muscha; Nathe; Nelson, J.; Nelson, M.; Onstad; Oversen; Owens; Paur; Pollert; Porter; Rohr; Ruby; Rust; Sanford; Schatz; Schmidt; Silbernagel; Skarphol; Steiner; Strinden; Sukut; Thoreson; Toman; Trottier; Vigesaa; Wall; Weisz; Wieland; Williams; Zaiser; Speaker Devlin

ABSENT AND NOT VOTING: Hawken

Engrossed SB 2336 failed.

SECOND READING OF SENATE BILL

SB 2245: A BILL for an Act to provide for gasoline marketing practices.

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 15 YEAS, 78 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Amerman; Boe; Boschee; Damschen; Gruchalla; Haak; Heilman; Hofstad; Johnson, D.; Maragos; Monson; Nelson, J.; Paur; Vigesaa; Weisz

NAYS: Anderson; Beadle; Becker; Bellew; Belter; Boehning; Brabandt; Brandenburg; Carlson; Delmore; Delzer; Dockter; Dosch; Drovdal; Fehr; Frantsvog; Froseth; Glassheim; Grande; Guggisberg; Hanson; Hatlestad; Headland; Heller; Hogan; Holman; Hunskor; Johnson, N.; Karls; Kasper; Keiser; Kelsh, J.; Kelsh, S.; Kempenich; Kiefert; Klein; Klemin; Koppelman, B.; Koppelman, K.; Kreidt; Kretschmar; Kreun; Laning; Larson; Looyesen; Louser; Martinson; Meier; Mock; Mooney; Muscha; Nathe; Nelson, M.; Onstad; Oversen; Owens; Pollert; Porter; Rohr; Ruby; Rust; Sanford; Schatz; Schmidt; Silbernagel; Skarphol; Steiner; Streyle; Strinden; Sukut; Thoreson; Toman; Trottier; Wall; Wieland; Williams; Zaiser; Speaker Devlin

ABSENT AND NOT VOTING: Hawken

Reengrossed SB 2245 failed.

MOTION

REP. VIGESAA MOVED that the absent member be excused, which motion prevailed.

MOTION

REP. VIGESAA MOVED that the House be on the Fourth, Fifth, and Thirteenth orders of business and at the conclusion of those orders, the House stand adjourned until 12:30 p.m., Friday, March 22, 2013, which motion prevailed.

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: HCR 3003, HCR 3011, HCR 3034, HCR 3039.

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

MR. PRESIDENT: The House has passed, unchanged: SB 2190, SB 2312.

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

MR. SPEAKER: The Senate has concurred in the House amendments and subsequently passed: SB 2259.

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

MR. PRESIDENT: Your signature is respectfully requested on: HB 1077, HB 1243.

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

MR. SPEAKER: Your signature is respectfully requested on: SB 2045, SB 2071, SB 2119, SB 2120, SB 2188, SB 2246, SB 2278, SB 2287.

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

MR. SPEAKER: Your signature is respectfully requested on: SB 2259.

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

MR. SPEAKER: The President has signed: HB 1042, HB 1043, HB 1057, HB 1058, HB 1078, HB 1083, HB 1088, HB 1098.

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

MR. SPEAKER: The President has signed: HB 1107, HB 1124, HB 1132, HB 1137, HB 1147, HB 1152, HB 1156, HB 1161, HB 1162, HB 1164, HB 1177, HB 1178, HB 1181, HB 1195.

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

MR. SPEAKER: The President has signed: HB 1224, HB 1252, HB 1264, HB 1282.

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

MR. SPEAKER: The President has signed: HB 1321, HB 1326, HB 1339, HB 1346, HB 1354, HB 1369, HB 1371, HB 1391, HB 1434.

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

MR. PRESIDENT: The Speaker has signed: HB 1042, HB 1043, HB 1057, HB 1058, HB 1078, HB 1083, HB 1088, HB 1098.

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

MR. PRESIDENT: The Speaker has signed: HB 1107, HB 1124, HB 1132, HB 1137, HB 1147, HB 1152, HB 1156, HB 1161, HB 1162, HB 1164, HB 1177, HB 1178, HB 1181, HB 1195.

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

MR. PRESIDENT: The Speaker has signed: HB 1224, HB 1252, HB 1264, HB 1282.

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

MR. PRESIDENT: The Speaker has signed: HB 1321, HB 1326, HB 1339, HB 1346, HB 1354, HB 1369, HB 1371, HB 1391, HB 1434.

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

MR. PRESIDENT: The Speaker has signed: SB 2045, SB 2071, SB 2119, SB 2120, SB 2188, SB 2246, SB 2278, SB 2287.

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

MR. SPEAKER: The President has signed: SB 2045, SB 2071, SB 2119, SB 2120, SB 2188, SB 2246, SB 2278, SB 2287.

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

MR. SPEAKER: The President has signed: SB 2102, SB 2209, SB 2259, SB 2270, SB 2311, SCR 4001, SCR 4005, SCR 4012, SCR 4013.

REPORT OF STANDING COMMITTEE

SB 2094, as engrossed: Education Committee (Rep. Nathe, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (13 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed SB 2094 was placed on the Sixth order on the calendar.

Page 1, line 16, remove the overstrike over "~~or formal action by~~"

Page 1, line 17, remove the overstrike over "~~an institution's student governing board or committee~~"

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2095, as engrossed: Education Committee (Rep. Nathe, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (13 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed SB 2095 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 repeal section 15-62.2-04 of the North Dakota Century Code, relating to state board of higher education deposits and expenditures.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. REPEAL. Section 15-62.2-04 of the North Dakota Century Code is repealed."

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2107: Human Services Committee (Rep. Weisz, Chairman) recommends **DO PASS** (13 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2107 was placed on the

Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2135: Human Services Committee (Rep. Weisz, Chairman) recommends **DO PASS** (12 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). SB 2135 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2145: Judiciary Committee (Rep. K. Koppelman, Chairman) recommends **DO PASS** (13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). SB 2145 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2163: Finance and Taxation Committee (Rep. Belter, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (11 YEAS, 3 NAYS, 0 ABSENT AND NOT VOTING). SB 2163 was placed on the Sixth order on the calendar.

Page 1, line 10, overstrike "The tax rate for" and insert immediately thereafter "For"

Page 1, line 10, remove the overstrike over "a-licensed"

Page 1, remove the overstrike over line 11

Page 1, line 12, remove the overstrike over "a.—Not exceeding"

Page 1, line 13, remove the overstrike over "one million dollars" and insert immediately thereafter "the tax"

Page 1, line 13, remove the overstrike over "is"

Page 1, line 14, remove the overstrike over "one"

Page 1, line 14, remove the overstrike over "percent of gross proceeds."

Page 1, line 15, after "e." insert "b."

Page 1, line 15, remove the overstrike over "Exceeding one million dollars but not exceeding one million five hundred"

Page 1, line 16, remove the overstrike over "~~thousand dollars~~"

Page 1, line 16, after "percent" insert "the tax is ten thousand dollars plus two percent"

Page 1, line 16, remove the overstrike over "of gross proceeds" and insert immediately thereafter "exceeding one million dollars"

Page 1, line 16, remove the overstrike over the overstruck period

Page 1, line 17, after "d." insert "c."

Page 1, line 17, remove the overstrike over "Exceeding one million five hundred thousand dollars"

Page 1, line 17, replace "is one" with "the tax is twenty thousand dollars plus two and one-half"

Page 1, line 18, after "proceeds" insert "exceeding one million five hundred thousand dollars"

Page 1, line 23, remove the overstrike over "six"

Page 1, line 23, replace "nine and two-tenths" with "and three-tenths"

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2183, as engrossed: Political Subdivisions Committee (Rep. N. Johnson, Chairman) recommends **DO NOT PASS** (11 YEAS, 4 NAYS, 0 ABSENT AND NOT VOTING). Engrossed SB 2183 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2222, as engrossed: Education Committee (Rep. Nathe, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (13 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed SB 2222 was placed on the Sixth order on the calendar.

Page 3, line 10, remove "after six consecutive semesters"

Page 3, line 10, remove "twenty-four or"

Page 3, line 10, after "fewer" insert "than fifteen"

Page 3, line 12, replace "only" with "fewer than fifteen but at least"

Page 3, line 12, replace "each of the student's final two semesters" with "the semester"

Page 3, line 15, remove "The exception provided for in this subdivision is applicable to any student"

Page 3, line 16, replace "graduating after June 30, 2013, but before July 1, 2015" with "Students who graduated from high school during the 2009-10 or the 2010-11 school year and who have completed six semesters may retain scholarship eligibility by enrolling in only twelve credits during each of the student's final two semesters, or the equivalent number of credits, as determined by the state board of higher education, with respect to students in a quarter system"

Re-number accordingly

REPORT OF STANDING COMMITTEE

SB 2243, as engrossed: Human Services Committee (Rep. Weisz, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (12 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). Engrossed SB 2243 was placed on the Sixth order on the calendar.

Page 1, line 1, remove "; and"

Page 1, line 2, remove "to provide an appropriation"

Page 1, line 11, after the period insert "The legislative council may contract for consulting and coordination of study services to assist the legislative management in conducting the behavioral health study."

Page 1, remove lines 14 through 19

Re-number accordingly

REPORT OF STANDING COMMITTEE

SB 2271, as engrossed: Human Services Committee (Rep. Weisz, Chairman) recommends **DO PASS** (12 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). Engrossed SB 2271 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2305, as engrossed: Human Services Committee (Rep. Weisz, Chairman) recommends **DO PASS** (11 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING). Engrossed SB 2305 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2307, as engrossed: Energy and Natural Resources Committee (Rep. Porter, Chairman) recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (13 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING).

Engrossed SB 2307 was rereferred to the **Appropriations Committee**.

REPORT OF STANDING COMMITTEE

SB 2325, as reengrossed: Finance and Taxation Committee (Rep. Belter, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Reengrossed SB 2325 was placed on the Sixth order on the calendar.

Page 1, line 22, replace "eighty-five" with "sixty-five"

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2353, as reengrossed: Political Subdivisions Committee (Rep. N. Johnson, Chairman) recommends **DO NOT PASS** (14 YEAS, 1 NAYS, 0 ABSENT AND NOT VOTING). Reengrossed SB 2353 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

SCR 4009, as engrossed: Human Services Committee (Rep. Weisz, Chairman) recommends **DO PASS** (9 YEAS, 4 NAYS, 0 ABSENT AND NOT VOTING). Engrossed SCR 4009 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

SCR 4023: Political Subdivisions Committee (Rep. N. Johnson, Chairman) recommends **DO PASS** and **BE PLACED ON THE CONSENT CALENDAR** (15 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SCR 4023 was placed on the Tenth order on the calendar.

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

Buell J. Reich, Chief Clerk