

## JOURNAL OF THE HOUSE

## Sixty-fifth Legislative Assembly

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Bismarck, March 14, 2017

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

The prayer was offered by Rev. Graig Schweitzer, Good Shepherd Lutheran Church, Bismarck.

The roll was called and all members were present except Representatives Hatlestad and Kempenich.

A quorum was declared by the Speaker.

**THE HOUSE RECOGNIZED THE PRESENCE OF:**

former North Dakota Rep. Pete Silbernagel

**MOTION**

**REP. VIGESAA MOVED** that Engrossed SB 2123, which is on the Sixth order, be rereferred to the **Transportation Committee**, which motion prevailed. Pursuant to Rep. Vigesaa's motion, Engrossed SB 2123 was rereferred.

**MOTION**

**REP. VIGESAA MOVED** that a committee of two be appointed to escort Lieutenant Commander Joel Holwitt, United States Navy, Executive Officer of the USS North Dakota, to the podium, which motion prevailed on a voice vote.

**SPEAKER BELLEW APPOINTED** Reps. Dennis Johnson and Andy Maragos to the escort committee.

**SGT-AT-ARMS** presented United States Navy Lieutenant Commander and Executive Officer, Joel Holwitt and the escort committee.

**Joel Holwitt****United States Navy Lieutenant Commander and Executive Officer**

Speaker Bellew; Majority Leader Carlson; Minority Leader Mock and Members of the House of Representatives: I am Lieutenant Commander Joel Holwitt and I serve as the Executive Officer of the USS North Dakota.

I bring you greetings from our Commanding Officer, Commander Michael P. Hollenbach and the entire crew of your submarine, USS NORTH DAKOTA. We are all very honored to serve on board USS NORTH DAKOTA and to be linked to such a wonderful state.

Presenting this report on the current status of your warship is a tremendous honor for myself and for my shipmates. Thank you for this incredible opportunity and experience. This is my second opportunity to visit your wonderful state. Twenty years ago, I spent a terrific week in Fargo for a national high school classical language competition. Even though I grew up in Texas, the very first time I ever spent in a basement waiting out a tornado was that week in Fargo; it sure was a memorable experience! I could never have imagined that twenty years later I would serve aboard the most advanced submarine in the world, named for this great state.

On USS NORTH DAKOTA, we know we are very fortunate to have such dedicated and willing supporters from our namesake state. Your support as legislators, the tireless work of the people of North Dakota, and the continuing involvement of the USS NORTH DAKOTA Committee have truly shown that no other U.S. Navy Ship has the terrific namesake state support that we do! Commander Hollenbach and our entire crew very much appreciate all

you have done for us.

Only nine months after USS NORTH DAKOTA was commissioned in October 2014, the Navy picked your boat to undertake a special mission that no previous American submarine had performed. Deploying across the world to the United States European Command, USS NORTH DAKOTA proved the ability to employ unmanned undersea vehicles in practical scenarios and to execute incredibly complex undersea surveillance and mapping missions requiring coordination with multiple Naval Special Warfare units. With superior tactics and mission planning, NORTH DAKOTA conducted operations of extraordinary value to national security in a challenging undersea environment. Because your boat continually exceeded all operational requirements, demonstrating uncommon focus in operations and pioneering the employment of future capabilities in support of national objectives, the Secretary of the Navy awarded your boat a Meritorious Unit Commendation, an honor rarely earned by a submarine in the first year in commission.

Over the next few months, USS NORTH DAKOTA and our crew will execute a detailed test program for every weapons system in your boat in order to certify their readiness for combat. This is important not just for your boat, but for many other submarines that are incorporating NORTH DAKOTA's advanced systems. We will even live fire two Tomahawk missiles in the first ever test launch of the VIRGINIA Payload Tube Missile system. NORTH DAKOTA's two payload tubes, located in the bow of the submarine, are affectionately referred to as our "six shooters" because they hold six missiles each and are featured prominently on the submarine's crest. The rest of our testing will feature a large number of exercise torpedo shots, as well as an array of intelligence gathering and sonar missions in very challenging environments. Our crew is working tirelessly to execute these complex certifications and prepare for the boat's next deployment, currently scheduled for next year.

Through you and the great people of NORTH DAKOTA, your boat will continue to draw strength from the soil. We will continue to cherish our strong connection to you and all the people of this wonderful state. Be assured that every Sailor who serves in USS NORTH DAKOTA for the next 30 years will be inspired by your continuing support and patriotism.

Thank you.

#### REQUEST

REP. VIGESAA REQUESTED that the remarks of Navy Lieutenant Commander Joel Holwitt be printed in the Journal, which request was granted on a voice vote.

#### COMMUNICATION FROM GOVERNOR DOUG BURGUM

This is to inform you that on March 13, 2017, I have signed the following: HB 1157, HB 1160, HB 1191, HB 1207, HB 1220, HB 1231, HB 1239, HB 1245, HB 1270, HB 1348, HB 1359, and HB 1405.

#### MOTION

REP. VIGESAA MOVED that Engrossed SB 2273, which is on the Fourteenth order, be rereferred to the **Finance and Taxation Committee**, which motion prevailed. Pursuant to Rep. Vigesaa's motion, Engrossed SB 2273 was rereferred.

#### MOTION

REP. VIGESAA MOVED that Engrossed SB 2298, as amended, which is on the Fourteenth order, be rereferred to the **Finance and Taxation Committee**, which motion prevailed. Pursuant to Rep. Vigesaa's motion, Engrossed SB 2298, as amended, was rereferred.

#### MOTION

REP. VIGESAA MOVED that SB 2262, as amended, which is on the Fourteenth order, be rereferred to the **Agriculture Committee**, which motion prevailed. Pursuant to Rep. Vigesaa's motion, SB 2262, as amended, was rereferred.

#### SIXTH ORDER OF BUSINESS

**SPEAKER BELLEW DEEMED** approval of the amendments to Engrossed SB 2125, Engrossed SB 2152, Engrossed SB 2268, SB 2278, and SB 2308.

Engrossed SB 2125, Engrossed SB 2152, Engrossed SB 2268, SB 2278, and SB 2308, as

amended, were placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

#### REPORT OF STANDING COMMITTEE

**SB 2024, as engrossed: Appropriations Committee (Rep. Delzer, Chairman)** recommends **DO PASS** (16 YEAS, 4 NAYS, 1 ABSENT AND NOT VOTING). Engrossed SB 2024 was placed on the Fourteenth order on the calendar.

#### SECOND READING OF SENATE BILL

**SB 2024:** A BILL for an Act to amend and reenact subsection 2 of section 23-12-10.4, subsection 2 of section 54-27-25, and subsection 1 of section 54-59-22.1 of the North Dakota Century Code, relating to smoking prohibited signage, the tobacco settlement trust fund, and required use of centralized desktop support services; to repeal chapter 23-42 of the North Dakota Century Code, relating to the tobacco prevention and control program; to provide an effective date; and to declare an emergency.

#### ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 63 YEAS, 29 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Becker, Rich S.; Becker, Rick C.; Blum; Boehning; Brabandt; Brandenburg; Carlson; Damschen; Delzer; Devlin; Dockter; Ertelt; Grueneich; Headland; Heinert; Howe; Johnson, C.; Johnson, D.; Johnston; Jones; Kading; Karls; Kasper; Klemin; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Magrum; Marschall; McWilliams; Meier; Monson; Nathe; Oliver; Olson; Owens; Paur; Pollert; Porter; Roers Jones; Rohr; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schmidt; Schobinger; Schreiber-Beck; Simons; Skroch; Steiner; Streyle; Sukut; Toman; Trottier; Vigesaa; Weisz; Speaker Bellew

**NAYS:** Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Boe; Bosch; Boschee; Delmore; Dobervich; Guggisberg; Hanson; Hogan; Holman; Johnson, M.; Keiser; Kiefert; Maragos; Martinson; Mitskog; Mock; Nelson, J.; Nelson, M.; O'Brien; Pyle; Schneider; Seibel; Vetter; Westlind; Zubke

**ABSENT AND NOT VOTING:** Hatlestad; Kempenich

Engrossed SB 2024 passed and the emergency clause was declared carried.

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#### MOTION

**REP. VIGESAA MOVED** that the House stand in recess until 5:00 p.m., which motion prevailed.

**THE HOUSE RECONVENED** pursuant to recess taken, with Speaker Bellew presiding.

#### SECOND READING OF SENATE BILL

**SB 2131:** A BILL for an Act to create and enact a new subdivision to subsection 12-20-24 and a new section to chapter 43-26.1 of the North Dakota Century Code, relating to criminal history record checks by the North Dakota board of physical therapy for physical therapist and physical therapist assistant applicants and licensees.

#### 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 71 YEAS, 17 NAYS, 0 EXCUSED, 6 ABSENT AND NOT VOTING.

**YEAS:** Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Blum; Boe; Boehning; Bosch; Brabandt; Brandenburg; Damschen; Delmore; Devlin; Dobervich; Dockter; Grueneich; Guggisberg; Hanson; Hatlestad; Headland; Heinert; Hogan; Holman; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Jones; Karls; Kasper; Keiser; Kempenich; Kiefert; Klemin; Koppelman, B.; Koppelman, K.; Lefor; Longmuir; Louser; Maragos; Marschall; Martinson; Meier; Mitskog; Mock; Monson; Nelson, J.;

Nelson, M.; O'Brien; Oliver; Owens; Paur; Porter; Pyle; Roers Jones; Sanford; Satrom; Schmidt; Schneider; Schobinger; Schreiber-Beck; Seibel; Skroch; Steiner; Streyle; Sukut; Trotter; Vetter; Weisz; Westlind; Zubke

**NAYS:** Becker, Rick C.; Carlson; Delzer; Ertelt; Johnston; Kading; Kreidt; Magrum; McWilliams; Olson; Pollert; Ruby, M.; Schatz; Simons; Toman; Vigasaa; Speaker Bellew

**ABSENT AND NOT VOTING:** Becker, Rich S.; Boschee; Laning; Nathe; Rohr; Ruby, D.

Engrossed SB 2131 passed.

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#### SECOND READING OF SENATE BILL

**SB 2117:** 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 criminal history record checks for medicaid services applicants, providers, and staff members; to amend and reenact section 50-06-01.9 of the North Dakota Century Code, relating to criminal history record checks for job applicants, department staff, county employees, contractors, and medicaid services applicants, providers, and staff members; 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 69 YEAS, 23 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker, Rich S.; Blum; Bosch; Boschee; Brandenburg; Damschen; Delmore; Devlin; Dobervich; Dockter; Grueneich; Guggisberg; Hanson; Hatlestad; Heinert; Hogan; Holman; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Johnston; Jones; Karls; Keiser; Kempenich; Kiefert; Klemin; Koppelman, K.; Laning; Lefor; Longmuir; Magrum; Maragos; Marschall; Martinson; McWilliams; Mitskog; Mock; Monson; Nelson, J.; Nelson, M.; O'Brien; Oliver; Olson; Owens; Paur; Porter; Pyle; Roers Jones; Ruby, D.; Sanford; Satrom; Schneider; Schobinger; Schreiber-Beck; Seibel; Simons; Streyle; Sukut; Trotter; Vetter; Weisz; Westlind; Zubke

**NAYS:** Becker, Rick C.; Boe; Boehning; Brabandt; Carlson; Delzer; Ertelt; Headland; Kading; Kasper; Koppelman, B.; Kreidt; Louser; Meier; Pollert; Ruby, M.; Schatz; Schmidt; Skroch; Steiner; Toman; Vigasaa; Speaker Bellew

**ABSENT AND NOT VOTING:** Nathe; Rohr

Engrossed SB 2117, as amended, passed and the emergency clause was declared carried.

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#### SECOND READING OF SENATE BILL

**SB 2277:** A BILL for an Act to create and enact a new section to chapter 14-09 of the North Dakota Century Code, relating to child support obligations of incarcerated parents.

#### 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 53 YEAS, 39 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Blum; Boe; Boehning; Bosch; Boschee; Carlson; Damschen; Delmore; Devlin; Dobervich; Dockter; Grueneich; Guggisberg; Hanson; Hatlestad; Headland; Hogan; Holman; Howe; Johnson, C.; Johnson, D.; Jones; Karls; Kiefert; Klemin; Koppelman, K.; Laning; Lefor; Louser; Maragos; McWilliams; Mitskog; Mock; Nelson, J.; Nelson, M.; O'Brien; Olson; Paur; Porter; Pyle; Roers Jones; Sanford; Satrom; Schatz; Schreiber-Beck; Sukut; Trotter; Vetter; Westlind

**NAYS:** Becker, Rich S.; Becker, Rick C.; Brabandt; Brandenburg; Delzer; Ertelt; Heinert; Johnson, M.; Johnston; Kading; Kasper; Keiser; Kempenich; Koppelman, B.; Kreidt; Longmuir; Magrum; Marschall; Martinson; Meier; Monson; Oliver; Owens; Pollert; Ruby, D.; Ruby, M.; Schmidt; Schneider; Schobinger; Seibel; Simons; Skroch; Steiner; Streyle; Toman; Vigesaa; Weisz; Zubke; Speaker Bellew

**ABSENT AND NOT VOTING:** Nathe; Rohr

SB 2277 passed.

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### SECOND READING OF SENATE BILL

**SB 2281:** A BILL for an Act to create and enact a new subsection to section 50-09-08.6 of the North Dakota Century Code, relating to notice of a motor vehicle operator's license restriction for nonpayment of child support.

### 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 29 YEAS, 63 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Boschee; Damschen; Delmore; Devlin; Dobervich; Ertelt; Grueneich; Guggisberg; Hanson; Hogan; Holman; Howe; Karls; Klemin; Maragos; Mitskog; Nelson, J.; Nelson, M.; O'Brien; Paur; Roers Jones; Satrom; Schobinger; Schreiber-Beck; Sukut

**NAYS:** Becker, Rich S.; Becker, Rick C.; Blum; Boe; Boehning; Bosch; Brabandt; Brandenburg; Carlson; Delzer; Dockter; Hatlestad; Headland; Heinert; Johnson, C.; Johnson, D.; Johnson, M.; Johnston; Jones; Kading; Kasper; Keiser; Kempenich; Kiefert; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Magrum; Marschall; Martinson; McWilliams; Meier; Mock; Monson; Oliver; Olson; Owens; Pollert; Porter; Pyle; Ruby, D.; Ruby, M.; Sanford; Schatz; Schmidt; Schneider; Seibel; Simons; Skroch; Steiner; Streyle; Toman; Trottier; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Bellew

**ABSENT AND NOT VOTING:** Nathe; Rohr

Engrossed SB 2281 failed.

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### SECOND READING OF SENATE BILL

**SB 2052:** A BILL for an Act to create and enact section 26.1-36-09.15 of the North Dakota Century Code, relating to individual and group health insurance coverage of telehealth services; and to amend and reenact section 54-52.1-04.13 of the North Dakota Century Code, relating to public employees retirement system uniform group insurance coverage of telehealth services.

### 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 88 YEAS, 4 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker, Rich S.; Blum; Boe; Boehning; Bosch; Boschee; Brabandt; Brandenburg; Carlson; Damschen; Delmore; Delzer; Devlin; Dobervich; Dockter; Grueneich; Guggisberg; Hanson; Hatlestad; Headland; Heinert; Hogan; Holman; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Klemin; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Magrum; Maragos; Marschall; Martinson; McWilliams; Meier; Mitskog; Mock; Monson; Nelson, J.; Nelson, M.; O'Brien; Oliver; Olson; Owens; Paur; Pollert; Porter; Pyle; Roers Jones; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schmidt; Schneider; Schobinger; Schreiber-Beck; Seibel; Skroch; Steiner; Streyle; Sukut; Toman; Trottier; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Bellew

**NAYS:** Becker, Rick C.; Ertelt; Johnston; Simons

**ABSENT AND NOT VOTING:** Nathe; Rohr

SB 2052, as amended, passed.

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### SECOND READING OF SENATE BILL

**SB 2230:** A BILL for an Act to provide for a legislative management study of hybrid long-term care partnership plan insurance coverage.

### 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 82 YEAS, 10 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker, Rich S.; Blum; Boe; Boehning; Bosch; Boschee; Brandenburg; Carlson; Damschen; Delmore; Devlin; Dobervich; Dockter; Grueneich; Guggisberg; Hanson; Hatlestad; Headland; Heinert; Hogan; Holman; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Klemin; Koppelman, B.; Koppelman, K.; Kreidt; Lefor; Longmuir; Louser; Magrum; Maragos; Marschall; Martinson; McWilliams; Meier; Mitskog; Mock; Monson; Nelson, J.; Nelson, M.; O'Brien; Oliver; Olson; Owens; Paur; Pollert; Porter; Pyle; Roers Jones; Ruby, D.; Sanford; Satrom; Schatz; Schmidt; Schneider; Schobinger; Schreiber-Beck; Seibel; Steiner; Streyle; Sukut; Toman; Trottier; Vetter; Vigesaa; Weisz; Westlind; Zubke

**NAYS:** Becker, Rick C.; Brabandt; Delzer; Ertelt; Johnston; Laning; Ruby, M.; Simons; Skroch; Speaker Bellew

**ABSENT AND NOT VOTING:** Nathe; Rohr

Engrossed SB 2230, as amended, passed.

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### SECOND READING OF SENATE BILL

**SB 2283:** A BILL for an Act to create and enact a new section to chapter 57-01 of the North Dakota Century Code, relating to denial of tax incentives to taxpayers delinquent on the payment of state or local taxes; 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 PASS, the roll was called and there were 91 YEAS, 1 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker, Rich S.; Becker, Rick C.; Blum; Boe; Boehning; Bosch; Boschee; Brabandt; Brandenburg; Carlson; Damschen; Delmore; Delzer; Devlin; Dobervich; Dockter; Ertelt; Grueneich; Guggisberg; Hanson; Hatlestad; Headland; Heinert; Hogan; Holman; Howe; Johnson, C.; Johnson, D.; Johnson, M.; Johnston; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Klemin; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Magrum; Maragos; Marschall; Martinson; Meier; Mitskog; Mock; Monson; Nelson, J.; Nelson, M.; O'Brien; Oliver; Olson; Owens; Paur; Pollert; Porter; Pyle; Roers Jones; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schmidt; Schneider; Schobinger; Schreiber-Beck; Seibel; Simons; Skroch; Steiner; Streyle; Sukut; Toman; Trottier; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Bellew

**NAYS:** McWilliams

**ABSENT AND NOT VOTING:** Nathe; Rohr

Engrossed SB 2283, as amended, passed.

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**SECOND READING OF SENATE BILL**

**SB 2094:** A BILL for an Act to create and enact section 65-04-04.4 of the North Dakota Century Code, relating to medical expense assessments; to amend and reenact sections 65-04-22, 65-04-26.1, 65-04-32, and subsections 2, 3, and 4 of section 65-04-33 of the North Dakota Century Code, relating to securing premium payments, correct cross references, employer noncompliance, and employer false statements; to repeal section 65-05-07.2 of the North Dakota Century Code, relating to medical expense assessments; and to provide a penalty.

**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 81 YEAS, 11 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker, Rich S.; Becker, Rick C.; Blum; Boe; Boehning; Boschee; Brabandt; Carlson; Damschen; Delmore; Delzer; Devlin; Dobervich; Dockter; Ertelt; Grueneich; Guggisberg; Hanson; Hatlestad; Headland; Heinert; Hogan; Holman; Howe; Johnson, C.; Johnson, D.; Jones; Karls; Kasper; Keiser; Kempenich; Kiefert; Klemin; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Maragos; Marschall; Martinson; Meier; Mitskog; Mock; Monson; Nelson, J.; O'Brien; Oliver; Olson; Owens; Paur; Pollert; Porter; Pyle; Roers Jones; Sanford; Satrom; Schatz; Schmidt; Schneider; Schobinger; Schreiber-Beck; Seibel; Skroch; Steiner; Streyle; Sukut; Toman; Trottier; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Bellew

**NAYS:** Bosch; Brandenburg; Johnson, M.; Johnston; Kading; Magrum; McWilliams; Nelson, M.; Ruby, D.; Ruby, M.; Simons

**ABSENT AND NOT VOTING:** Nathe; Rohr

SB 2094, as amended, passed.

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**SECOND READING OF SENATE BILL**

**SB 2212:** A BILL for an Act to amend and reenact subsection 4 of section 6-03-02 and section 6-05-06 of the North Dakota Century Code, relating to residency requirements of bank directors.

**ROLL CALL**

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 89 YEAS, 3 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker, Rich S.; Becker, Rick C.; Blum; Boe; Boehning; Bosch; Boschee; Brabandt; Brandenburg; Carlson; Damschen; Delmore; Delzer; Devlin; Dobervich; Dockter; Ertelt; Grueneich; Guggisberg; Hanson; Hatlestad; Headland; Heinert; Hogan; Howe; Johnson, C.; Johnson, D.; Johnston; Jones; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Klemin; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Longmuir; Louser; Magrum; Maragos; Marschall; Martinson; McWilliams; Meier; Mitskog; Mock; Monson; Nelson, J.; O'Brien; Oliver; Olson; Owens; Paur; Pollert; Porter; Pyle; Roers Jones; Ruby, D.; Ruby, M.; Sanford; Satrom; Schatz; Schmidt; Schneider; Schobinger; Schreiber-Beck; Seibel; Simons; Skroch; Steiner; Streyle; Sukut; Toman; Trottier; Vetter; Vigesaa; Weisz; Westlind; Zubke; Speaker Bellew

**NAYS:** Holman; Johnson, M.; Nelson, M.

**ABSENT AND NOT VOTING:** Nathe; Rohr

Engrossed SB 2212, as amended, passed.

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**MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)****MR. PRESIDENT:** The House has amended and subsequently passed: SB 2249.**MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)****MR. PRESIDENT:** The House has amended and subsequently failed to pass: SB 2127.**MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)****MR. SPEAKER:** The Senate has passed, unchanged: HB 1048, HB 1049, HB 1148, HB 1173, HB 1187, HB 1217, HB 1219, HB 1234, HB 1250, HB 1280, HB 1286, HB 1306, HB 1316, HB 1362.**MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)****MR. SPEAKER:** The Senate has amended and subsequently passed: HB 1206.**SENATE AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1206**

In addition to the amendments adopted by the Senate as printed on page 711 of the Senate Journal, Engrossed House Bill No. 1206 is further amended as follows:

Page 1, line 3, after "relative" insert "; and to provide for a legislative management study"

Page 3, after line 9, insert:

**"SECTION 4. LEGISLATIVE MANAGEMENT STUDY - ADOPTION.** During the 2017-18 interim, the legislative management shall consider studying adoption by an identified or an unidentified adoptive parent. The study must include an evaluation and a comparison of the adoptive process and procedure, expenses, duration, and state tax credits and deductions associated with adoption by an identified or an unidentified adoptive parent. The legislative management shall report its findings and recommendations, together with any legislation required to implement the recommendations, to the sixty-sixth legislative assembly."

Re-number accordingly

**MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)****MR. SPEAKER:** The Senate has amended and subsequently passed: HB 1085, HB 1120, HB 1206, HB 1210, HCR 3021.**SENATE AMENDMENTS TO REENGROSSED HOUSE BILL NO. 1085**

Page 2, line 7, after the underscored comma insert "and"

Page 2, line 8, remove ". and one individual representing brain injuries"

Re-number accordingly

**SENATE AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1120**

Page 1, line 16, after the semicolon insert "and"

Page 1, line 17, overstrike "; and"

Page 1, line 18, remove "(6)"

Page 1, line 18, overstrike "Stimulant medication used for the treatment of attention deficit disorder and"

Page 1, line 19, overstrike "attention deficit hyperactivity disorder"

Re-number accordingly



**SENATE AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1206**

Page 2, line 25, after "parent" insert "and any adult living in the home of the adoptive parent"

Renumber accordingly

**SENATE AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1210**

Page 2, line 23, replace "department" with "department's operations fund"

Renumber accordingly

**SENATE AMENDMENTS TO HOUSE CONCURRENT RESOLUTION NO. 3021**

Page 1, line 5, remove "and"

Page 1, line 5, after "Unit" insert ", and to allow the continuation of the Garrison Diversion project canal system to aid the delivery of water to the Red River Valley"

Page 2, line 9, after the semicolon insert: "and

**WHEREAS**, the United States Bureau of Reclamation and the Garrison Diversion Conservancy District completed an environmental impact statement evaluating eight alternatives for supplying the Red River Valley with water in 2005, supplemented the statement in January 2007, and completed a final environmental impact statement in December 2007; and

**WHEREAS**, the federal government and the state both selected the Garrison Diversion Unit import to the Shyenne River as the best alternative for the project, taking into consideration water permitting, environmental impacts, and technical, hydrologic, and design evaluations; and

**WHEREAS**, the Bureau of Reclamation sent a comprehensive report of the Garrison Diversion Unit to Congress in 2008;"

Page 2, line 16, remove "and"

Page 2, line 17, after "Unit" insert ", and to allow the continuation of the Garrison Diversion project canal system to aid the delivery of water to the Red River Valley"

Page 2, line 18, after "District" insert "and State Water Commission"

Renumber accordingly

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

**MR. SPEAKER:** The Senate has failed to pass, unchanged: HB 1175, HB 1351, HB 1357, HCR 3020.

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

**MR. PRESIDENT:** Your signature is respectfully requested on: HB 1035, HB 1139, HB 1196, HB 1228, HB 1296, HCR 3003, HCR 3010.

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

**MR. SPEAKER:** Your signature is respectfully requested on: SB 2289.

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

**MR. SPEAKER:** The President has signed: HB 1035, HB 1139, HB 1196, HB 1228, HB 1296, HCR 3003, HCR 3010.

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

**MR. PRESIDENT:** The Speaker has signed: SB 2289.

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

**MR. SPEAKER:** The President has signed: SB 2289.

**DELIVERY OF ENROLLED BILLS AND RESOLUTIONS**

The following resolution was delivered to the Secretary of State for filing on March 14, 2017: HCR 3003.

**MOTION**

**REP. VIGESAA MOVED** that the absent members be excused, which motion prevailed on a voice vote.

**MOTION**

**REP. VIGESAA MOVED** that the House be on the Fourth, Fifth, Ninth, and Thirteenth orders of business and at the conclusion of those orders, the House stand adjourned until 1:00 p.m., Wednesday, March 15, 2017, which motion prevailed on a voice vote.

**REPORT OF STANDING COMMITTEE**

**SB 2098, as engrossed: Judiciary Committee (Rep. K. Koppelman, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (14 YEAS, 1 NAYS, 0 ABSENT AND NOT VOTING). Engrossed SB 2098 was placed on the Sixth order on the calendar.

Page 1, line 8, remove "staff member of a state or federally"

Page 1, line 9, remove "administered"

Page 1, line 9, remove "which is"

Page 1, line 9, after "state" insert "and approved by the juvenile court of jurisdiction"

Page 1, line 10, remove "and may not be"

Page 1, line 11, remove "copied or further disclosed"

Renumber accordingly

**REPORT OF STANDING COMMITTEE**

**SB 2142, as engrossed: Industry, Business and Labor Committee (Rep. Keiser, Chairman)** recommends **DO PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed SB 2142 was placed on the Fourteenth order on the calendar.

**REPORT OF STANDING COMMITTEE**

**SB 2149, as reengrossed: Judiciary Committee (Rep. K. Koppelman, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (15 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Reengrossed SB 2149 was placed on the Sixth order on the calendar.

Page 6, line 26, after "if" insert "in good faith"

Page 6, line 26, overstrike "contacted law enforcement or emergency"

Page 6, line 27, overstrike "medical services and reported that the individual was or that" and insert immediately thereafter "seeks medical assistance for"

Page 6, line 27, overstrike the second "was"

Page 6, line 30, overstrike "emergency medical services and law enforcement personnel in"

Page 7, line 1, overstrike "need of emergency medical services. The maximum number of individuals that may be"

Page 7, line 2, overstrike "immune for any one occurrence is three individuals" and insert immediately thereafter "a condition a layperson would reasonably believe to be a drug overdose requiring immediate medical assistance. Neither the individual who experiences a drug-related overdose and is in need of emergency medical assistance nor the cooperating individual seeking medical assistance may be

charged or prosecuted for the criminal offenses listed in this section or for the sharing of controlled substances among those present"

Page 7, line 3, overstrike "is not applicable for a violation under section 19-03.1-23.1" and insert immediately thereafter "does not apply unless the evidence for the charge or prosecution was obtained as a result of the drug-related overdose and the need for emergency medical assistance. Good faith does not include seeking medical assistance during the course of the execution of an arrest warrant or search warrant or during a lawful search"

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

**SB 2168, as engrossed: Industry, Business and Labor Committee (Rep. Keiser, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed SB 2168 was placed on the Sixth order on the calendar.

Page 3, line 25, remove "or"

Page 3, line 25, after the third underscored comma insert "or alternative funding."

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

**SB 2181: Judiciary Committee (Rep. K. Koppelman, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (15 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2181 was placed on the Sixth order on the calendar.

Page 1, line 15, replace "A licensed organization that supports amateur collegiate athletics" with "An organization permitted to conduct raffles in this state"

Page 1, line 16, after the underscored period insert "Fifty-fifty raffle tickets must be sold and drawings held onsite at the location of and on the date of the event."

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

**SB 2200: Finance and Taxation Committee (Rep. Headland, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2200 was placed on the Sixth order on the calendar.

Page 2, line 13, remove the overstrike over "~~approved by~~"

Page 2, line 13, after "~~majority~~" insert "sixty percent or more"

Page 2, line 13, remove the overstrike over "~~of the electors of~~"

Page 2, line 14, remove the overstrike over "~~the city~~"

Page 2, line 15, remove the overstrike over "~~sixty~~"

Page 2, line 16, remove the overstrike over "~~percent or more~~"

Page 2, line 16, remove "a majority"

Page 2, line 22, remove the overstrike over "~~, when authorized to do so by~~"

Page 2, line 22, after "~~majority~~" insert "sixty percent or more"

Page 2, line 22, remove the overstrike over "~~of the~~"

Page 2, line 23, remove the overstrike over "~~electors voting upon the question at a primary or general election~~"

Page 2, line 24, remove the overstrike over "~~sixty percent or more~~"

Page 2, line 24, remove "a majority"

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

**SB 2216, as engrossed: Judiciary Committee (Rep. K. Koppelman, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (14 YEAS, 1 NAYS, 0 ABSENT AND NOT VOTING). Engrossed SB 2216 was placed on the Sixth order on the calendar.

Page 1, line 17, remove "or"

Page 2, line 5, after "facility" insert "; or

- g. An emergency responder, including a licensed medical services provider, law enforcement officer, firefighter, volunteer firefighter, officer of a nonprofit volunteer fire department, emergency medical technician, emergency nurse, ambulance operator, provider of civil defense services, or any other individual who in good faith renders emergency care or assistance at a crime scene or the scene of an emergency or accident"

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

**SB 2242: Appropriations Committee (Rep. Delzer, Chairman)** recommends **DO PASS** (14 YEAS, 6 NAYS, 1 ABSENT AND NOT VOTING). SB 2242 was placed on the Fourteenth order on the calendar.

#### REPORT OF STANDING COMMITTEE

**SB 2303: Judiciary Committee (Rep. K. Koppelman, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (13 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING). SB 2303 was placed on the Sixth order on the calendar.

Page 1, line 2, after "offenders" insert "; and to provide a contingent effective date"

Page 4, after line 2, insert:

**"SECTION 2. CONTINGENT EFFECTIVE DATE.** This Act becomes effective on the date the attorney general certifies to the legislative council that the registration process provided in section 1 of this Act is operational."

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

**SB 2330, as engrossed: Finance and Taxation Committee (Rep. Headland, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (11 YEAS, 3 NAYS, 0 ABSENT AND NOT VOTING). Engrossed SB 2330 was placed on the Sixth order on the calendar.

Page 1, line 2, remove "; to provide for a study by the"

Page 1, line 3, remove "agriculture commissioner; to provide for a report to the legislative management"

Page 1, remove lines 20 through 24

Page 2, remove lines 1 through 6

Renumber accordingly

**REPORT OF STANDING COMMITTEE**

**SCR 4012: Finance and Taxation Committee (Rep. Headland, Chairman)** recommends **DO NOT PASS** (10 YEAS, 4 NAYS, 0 ABSENT AND NOT VOTING). SCR 4012 was placed on the Fourteenth order on the calendar.

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

**Buell J. Reich, Chief Clerk**

