

JOURNAL OF THE SENATE

Fifty-seventh Legislative Assembly

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Bismarck, January 19, 2001

The Senate convened at 12:30 p.m., with President Pro Tem Krebsbach presiding.

The prayer was offered by Pastor Marvin Klemmer, Church of the Ascension, Bismarck.

The roll was called and all members were present except Senators Espegard, Krauter, G. Nelson, and Polovitz.

A quorum was declared by the President Pro Tem.

REQUEST

SEN. CHRISTMANN REQUESTED that the Journal reflect that Sens. G. Nelson and Krauter were absent yesterday and today because they are attending the Presidential Inauguration representing the North Dakota Senate, which request was granted.

CONSIDERATION OF AMENDMENTS

SB 2035: SEN. WATNE (Judiciary Committee) MOVED that the amendments on SJ pages 107-108 be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed.

CONSIDERATION OF AMENDMENTS

SB 2080: SEN. KELSH (Education Committee) MOVED that the amendments on SJ page 108 be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed.

CONSIDERATION OF AMENDMENTS

SB 2154: SEN. D. MATHERN (Political Subdivisions Committee) MOVED that the amendments on SJ page 109 be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed.

CONSIDERATION OF AMENDMENTS

SB 2162: SEN. TOLLEFSON (Industry, Business and Labor Committee) MOVED that the amendments on SJ pages 109-110 be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed.

SECOND READING OF SENATE BILL

SB 2060: A BILL for an Act to amend and reenact subsection 2 of section 57-38-45, subsection 1 of section 57-39.2-18, and subsection 1 of section 57-40.2-15 of the North Dakota Century Code, relating to penalties for income tax and sales or use tax purposes; 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 45 YEAS, 0 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

YEAS: Andrist; Bercier; Bowman; Christenson; Christmann; Cook; Dever; Erbele; Every; Fischer; Flakoll; Freborg; Grindberg; Heitkamp; Holmberg; Kelsh; Kilzer; Klein; Krebsbach; Kringstad; Kroeplin; Lee; Lindaas; Lyson; Mathern, D.; Mathern, T.; Mutch; Nelson, C.; Nething; Nichols; O'Connell; Robinson; Schobinger; Solberg; Stenehjem; Tallackson; Thane; Tollefson; Tomac; Traynor; Trenbeath; Urlacher; Wanzek; Wardner; Watne

ABSENT AND NOT VOTING: Espegard; Krauter; Nelson, G.; Polovitz

Engrossed SB 2060 passed and the title was agreed to.

SECOND READING OF SENATE BILL

SB 2116: A BILL for an Act to amend and reenact section 12.1-31-03 and subsection 17 of section 27-20-02 of the North Dakota Century Code, relating to the sale of tobacco to minors; 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 36 YEAS, 9 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

YEAS: Andrist; Bercier; Christenson; Christmann; Dever; Erbele; Every; Fischer; Flakoll; Freborg; Grindberg; Heitkamp; Holmberg; Kelsh; Kilzer; Klein; Krebsbach; Kroeplin; Lee; Lindaas; Mathern, D.; Mathern, T.; Nelson, C.; Nething; Nichols; O'Connell; Robinson; Tallackson; Tollefson; Tomac; Traynor; Trenbeath; Urlacher; Wanzek; Wardner; Watne

NAYS: Bowman; Cook; Kringstad; Lyson; Mutch; Schobinger; Solberg; Stenehjerm; Thane

ABSENT AND NOT VOTING: Espegard; Krauter; Nelson, G.; Polovitz

Engrossed SB 2116 passed and the title was agreed to.

SECOND READING OF SENATE BILL

SB 2135: A BILL for an Act to amend and reenact section 12.1-32-07 and subsection 15 of section 54-23.3-04 of the North Dakota Century Code, relating to probation supervision costs and fees, powers and duties of the director of the department of corrections and rehabilitation, and civil collection of supervision costs and fees.

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 45 YEAS, 0 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

YEAS: Andrist; Bercier; Bowman; Christenson; Christmann; Cook; Dever; Erbele; Every; Fischer; Flakoll; Freborg; Grindberg; Heitkamp; Holmberg; Kelsh; Kilzer; Klein; Krebsbach; Kringstad; Kroeplin; Lee; Lindaas; Lyson; Mathern, D.; Mathern, T.; Mutch; Nelson, C.; Nething; Nichols; O'Connell; Robinson; Schobinger; Solberg; Stenehjerm; Tallackson; Thane; Tollefson; Tomac; Traynor; Trenbeath; Urlacher; Wanzek; Wardner; Watne

ABSENT AND NOT VOTING: Espegard; Krauter; Nelson, G.; Polovitz

SB 2135 passed and the title was agreed to.

SECOND READING OF SENATE BILL

SB 2051: A BILL for an Act to create and enact a new section to chapter 20.1-13 of the North Dakota Century Code, relating to evidence of sales or use tax payment or exemption for motorboat licensing.

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 44 YEAS, 1 NAY, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

YEAS: Andrist; Bercier; Bowman; Christenson; Christmann; Cook; Dever; Erbele; Every; Fischer; Flakoll; Freborg; Grindberg; Heitkamp; Holmberg; Kelsh; Kilzer; Klein; Krebsbach; Kringstad; Kroeplin; Lee; Lindaas; Lyson; Mathern, D.; Mathern, T.; Mutch; Nelson, C.; Nething; Nichols; O'Connell; Robinson; Solberg; Stenehjerm; Tallackson; Thane; Tollefson; Tomac; Traynor; Trenbeath; Urlacher; Wanzek; Wardner; Watne

NAYS: Schobinger

ABSENT AND NOT VOTING: Espegard; Krauter; Nelson, G.; Polovitz

SB 2051 passed and the title was agreed to.

SECOND READING OF SENATE BILL

SB 2055: A BILL for an Act to amend and reenact section 54-24.4-01 of the North Dakota Century Code, relating to the composition of the North Dakota library coordinating council.

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 45 YEAS, 0 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

YEAS: Andrist; Bercier; Bowman; Christenson; Christmann; Cook; Dever; Erbele; Every; Fischer; Flakoll; Freborg; Grindberg; Heitkamp; Holmberg; Kelsh; Kilzer; Klein; Krebsbach; Kringstad; Kroeplin; Lee; Lindaas; Lyson; Mathern, D.; Mathern, T.; Mutch; Nelson, C.; Nething; Nichols; O'Connell; Robinson; Schobinger; Solberg; Stenehjem; Tallackson; Thane; Tollefson; Tomac; Traynor; Trenbeath; Urlacher; Wanzek; Wardner; Watne

ABSENT AND NOT VOTING: Espegard; Krauter; Nelson, G.; Polovitz

SB 2055 passed and the title was agreed to.

SECOND READING OF SENATE BILL

SB 2058: A BILL for an Act to amend and reenact section 57-01-13 of the North Dakota Century Code, relating to the collection of delinquent telecommunications carriers tax from nonresident taxpayers and service of payment requests to delinquent nonresident taxpayers before assignment to a collection or credit agency.

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 45 YEAS, 0 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

YEAS: Andrist; Bercier; Bowman; Christenson; Christmann; Cook; Dever; Erbele; Every; Fischer; Flakoll; Freborg; Grindberg; Heitkamp; Holmberg; Kelsh; Kilzer; Klein; Krebsbach; Kringstad; Kroeplin; Lee; Lindaas; Lyson; Mathern, D.; Mathern, T.; Mutch; Nelson, C.; Nething; Nichols; O'Connell; Robinson; Schobinger; Solberg; Stenehjem; Tallackson; Thane; Tollefson; Tomac; Traynor; Trenbeath; Urlacher; Wanzek; Wardner; Watne

ABSENT AND NOT VOTING: Espegard; Krauter; Nelson, G.; Polovitz

SB 2058 passed and the title was agreed to.

SECOND READING OF SENATE BILL

SB 2094: A BILL for an Act to repeal section 25-16-11 of the North Dakota Century Code, relating to purchase of residential care, custody, treatment, and education for developmentally disabled persons by the department of human services.

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 45 YEAS, 0 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

YEAS: Andrist; Bercier; Bowman; Christenson; Christmann; Cook; Dever; Erbele; Every; Fischer; Flakoll; Freborg; Grindberg; Heitkamp; Holmberg; Kelsh; Kilzer; Klein; Krebsbach; Kringstad; Kroeplin; Lee; Lindaas; Lyson; Mathern, D.; Mathern, T.; Mutch; Nelson, C.; Nething; Nichols; O'Connell; Robinson; Schobinger; Solberg; Stenehjem; Tallackson; Thane; Tollefson; Tomac; Traynor; Trenbeath; Urlacher; Wanzek; Wardner; Watne

ABSENT AND NOT VOTING: Espegard; Krauter; Nelson, G.; Polovitz

SB 2094 passed and the title was agreed to.

SECOND READING OF SENATE BILL

SB 2102: A BILL for an Act to create and enact a new section to chapter 42-01 of the North Dakota Century Code, relating to the use of certain structures as a nuisance.

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 44 YEAS, 1 NAY, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

YEAS: Andrist; Bercier; Bowman; Christenson; Christmann; Cook; Dever; Erbele; Every; Fischer; Flakoll; Freborg; Grindberg; Heitkamp; Holmberg; Kelsh; Kilzer; Klein; Krebsbach; Kringstad; Kroeplin; Lee; Lindaas; Lyson; Mathern, D.; Mathern, T.; Mutch; Nelson, C.; Nething; Nichols; O'Connell; Robinson; Schobinger; Solberg; Stenehjerm; Tallackson; Thane; Tollefson; Tomac; Traynor; Urlacher; Wanzek; Wardner; Watne

NAYS: Trenbeath

ABSENT AND NOT VOTING: Espegard; Krauter; Nelson, G.; Polovitz

SB 2102 passed and the title was agreed to.

SECOND READING OF SENATE BILL

SB 2107: A BILL for an Act to create and enact a new section to chapter 15-40.3 of the North Dakota Century Code or in the alternative to create and enact a new section to chapter 15.1-31 of the North Dakota Century Code, relating to the payment of tuition for open enrolled students.

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 0 YEAS, 45 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

NAYS: Andrist; Bercier; Bowman; Christenson; Christmann; Cook; Dever; Erbele; Every; Fischer; Flakoll; Freborg; Grindberg; Heitkamp; Holmberg; Kelsh; Kilzer; Klein; Krebsbach; Kringstad; Kroeplin; Lee; Lindaas; Lyson; Mathern, D.; Mathern, T.; Mutch; Nelson, C.; Nething; Nichols; O'Connell; Robinson; Schobinger; Solberg; Stenehjerm; Tallackson; Thane; Tollefson; Tomac; Traynor; Trenbeath; Urlacher; Wanzek; Wardner; Watne

ABSENT AND NOT VOTING: Espegard; Krauter; Nelson, G.; Polovitz

SB 2107 lost.

SECOND READING OF SENATE BILL

SB 2122: A BILL for an Act to create and enact a new section to chapter 57-38 of the North Dakota Century Code, relating to optional income tax contributions to the trees for North Dakota program trust fund; to amend and reenact sections 4-21.2-01, 4-21.2-02, and 4-21.2-03 of the North Dakota Century Code, relating to changing the centennial trees program to the trees for North Dakota program; 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 45 YEAS, 0 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

YEAS: Andrist; Bercier; Bowman; Christenson; Christmann; Cook; Dever; Erbele; Every; Fischer; Flakoll; Freborg; Grindberg; Heitkamp; Holmberg; Kelsh; Kilzer; Klein; Krebsbach; Kringstad; Kroeplin; Lee; Lindaas; Lyson; Mathern, D.; Mathern, T.; Mutch; Nelson, C.; Nething; Nichols; O'Connell; Robinson; Schobinger; Solberg; Stenehjerm; Tallackson; Thane; Tollefson; Tomac; Traynor; Trenbeath; Urlacher; Wanzek; Wardner; Watne

ABSENT AND NOT VOTING: Espegard; Krauter; Nelson, G.; Polovitz

SB 2122 passed, the title was agreed to, and the emergency clause was declared carried.

SECOND READING OF SENATE BILL

SB 2172: A BILL for an Act to amend and reenact sections 4-34-01, 4-34-03, and 4-34-07 of the North Dakota Century Code, relating to the purposes, qualifications of commission members, and compensation of commission members of the North Dakota beef commission.

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 45 YEAS, 0 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

YEAS: Andrist; Bercier; Bowman; Christenson; Christmann; Cook; Dever; Erbele; Every; Fischer; Flakoll; Freborg; Grindberg; Heitkamp; Holmberg; Kelsh; Kilzer; Klein; Krebsbach; Kringstad; Kroeplin; Lee; Lindaas; Lyson; Mathern, D.; Mathern, T.; Mutch; Nelson, C.; Nething; Nichols; O'Connell; Robinson; Schobinger; Solberg; Stenehjem; Tallackson; Thane; Tollefson; Tomac; Traynor; Trenbeath; Urlacher; Wanzek; Wardner; Watne

ABSENT AND NOT VOTING: Espegard; Krauter; Nelson, G.; Polovitz

SB 2172 passed and the title was agreed to.

SECOND READING OF SENATE CONCURRENT RESOLUTION

SCR 4003: A concurrent resolution urging Congress to reduce or eliminate the impediment of capital gains and estate taxes on passage of property to succeeding generations.

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

SCR 4003 was declared adopted and the title was agreed to.

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 2093, SB 2134, SB 2179.

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 2052, SB 2059, SB 2062, SB 2075, SB 2108, SB 2118, SB 2123, SB 2141, SB 2157.

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

MR. PRESIDENT: The House has passed, the emergency clause carried, and your favorable consideration is requested on: HB 1092.

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

MR. PRESIDENT: The House has passed and your favorable consideration is requested on: HB 1110, HB 1142, HB 1144.

MOTION

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

MOTION

SEN. CHRISTMANN MOVED that the Senate be on the Fifth, Ninth, and Thirteenth orders of business and at the conclusion of those orders, the Senate stand adjourned until 1:00 p.m., Monday, January 22, 2001, which motion prevailed.

REPORT OF STANDING COMMITTEE

SB 2025: Agriculture Committee (Sen. Wanzek, Chairman) recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2025 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2034: Judiciary Committee (Sen. Traynor, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2034 was placed on the Sixth order on the calendar.

Page 1, line 1, replace "two" with "three"

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

Page 1, line 4, remove "and"

Page 1, line 5, after the first comma insert "25-03.3-17,"

Page 6, line 7, remove ", at the respondent's choice."

Page 7, line 28, after the period insert "An individual with mental retardation may be elevated under this chapter at a facility only if that facility provides care and treatment to individuals with mental retardation."

Page 8, line 17, replace "ninety" with "sixty"

Page 9, after line 10, insert:

"SECTION 12. A new subsection to section 25-03.3-17 of the 1999 Supplement to the North Dakota Century Code is created and enacted as follows:

If the executive director moves a committed individual from a placement in the community to a placement in a secure treatment facility that is more restrictive, the committed individual may challenge the move at a hearing to be held within thirty days after the move in accordance with procedures established by the department of human services."

Page 10, after line 5, insert:

"SECTION 16. A new section to chapter 25-03.3 of the North Dakota Century Code is created and enacted as follows:

Individual rights. For so long as a committed individual is placed in and resides at a treatment facility, the committed individual has the same rights as other residents of the facility, subject to the following limitations and restrictions:

1. The individual's rights are subordinate to legitimate safety precautions and to the terms of the applicable individualized habilitation or treatment plan.
2. If an individual's rights are inconsistent with this chapter in a particular situation, the specific provisions of this chapter prevail."

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2061: Government and Veterans Affairs Committee (Sen. Krebsbach, Chairman) recommends **DO PASS** (5 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). SB 2061 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2081: Judiciary Committee (Sen. Traynor, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (6 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). SB 2081 was placed on the Sixth order on the calendar.

Page 1, line 15, replace "the" with "an"

Page 2, line 15, replace "A" with "For an application for appointed defense services in the district court, a"

Page 2, line 16, after "The" insert "district"

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2083: Government and Veterans Affairs Committee (Sen. Krebsbach, Chairman) recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2083 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2084: Government and Veterans Affairs Committee (Sen. Krebsbach, Chairman) recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2084 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2099: Natural Resources Committee (Sen. Fischer, Chairman) recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2099 was rereferred to the **Appropriations Committee**.

REPORT OF STANDING COMMITTEE

SB 2100: Government and Veterans Affairs Committee (Sen. Krebsbach, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2100 was placed on the Sixth order on the calendar.

Page 2, line 8, remove "forward the same to the city auditor or other official having the power to draw"

Page 2, line 9, remove "warrants, who shall"

Page 2, line 11, remove "or the proper officer"

Page 2, line 12, remove "required to issue the warrant fails or neglects to issue a warrant as provided in this section,"

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2110: Agriculture Committee (Sen. Wanzek, Chairman) recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2110 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2120: Natural Resources Committee (Sen. Fischer, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2120 was placed on the Sixth order on the calendar.

Page 1, line 22, overstrike "seventy" and insert immediately thereafter "sixty"

Page 1, line 23, overstrike "seventy" and insert immediately thereafter "sixty"

Page 2, remove lines 18 through 23

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2125: Industry, Business and Labor Committee (Sen. Mutch, Chairman) recommends **DO NOT PASS** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2125 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2158: Government and Veterans Affairs Committee (Sen. Krebsbach, Chairman) recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2158 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2167: Agriculture Committee (Sen. Wanzek, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2167 was placed on the Sixth order on the calendar.

Page 1, line 7, after "commercial" insert "or custom" and remove the underscored comma

Page 1, line 8, remove "recommend." and overstrike "restricted use"

Renumber accordingly

FIRST READING OF SENATE BILLS

Sen. Bowman introduced:

SB 2262: A BILL for an Act to amend and reenact section 27-05-08 of the North Dakota Century Code, relating to the residency requirements of district judges.

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

Sens. C. Nelson, Kelsh, Lindaas and Reps. Fairfield, Maragos, Winrich introduced:

SB 2263: A BILL for an Act to provide for rights of organization and representation of state employees, collective bargaining negotiations between the state of North Dakota and its employees, a state employment relations board, and public employment relations.

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

Sens. Espeguard, Christenson, Flakoll, Holmberg, Tollefson, Traynor introduced:

SB 2264: A BILL for an Act to amend and reenact section 11 of chapter 535 of the 1999 Session Laws, relating to the issuance of bonds for a flood control or reduction project in Grand Forks.

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

Sens. Flakoll, Lee, Lyson, Traynor introduced:

SB 2265: A BILL for an Act to amend and reenact subsection 2 of section 6-08-16 and subsection 4 of section 6-08-16.2 of the North Dakota Century Code, relating to the civil penalty for issuing a bad check or draft.

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

Sens. Tomac, Christmann, Cook, Freborg and Reps. Boehm, Mahoney introduced:

SB 2266: A BILL for an Act to amend and reenact subsection 2 of section 47-05-02.1 of the North Dakota Century Code, relating to duration of easements.

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

Sens. Wanzek, Freborg, G. Nelson and Reps. Belter, Haas, Nelson introduced:

SB 2267: A BILL for an Act to create and enact a new section to chapter 15-47 of the North Dakota Century Code or in the alternative to create and enact a new section to chapter 15.1-18 of the North Dakota Century Code, relating to teacher unavailability.

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

Sens. Wanzek, Cook, Freborg and Reps. Haas, Nelson introduced:

SB 2268: A BILL for an Act to provide an appropriation for the data envelopment analysis project.

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

Sens. Bowman, D. Mathern, Wardner and Reps. Brusegaard, Rennerfeldt introduced:

SB 2269: A BILL for an Act to create and enact a new section to chapter 39-13 of the North Dakota Century Code, relating to a logo sign program.

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

Sens. Grindberg, Christenson, Cook and Reps. Haas, Nottestad, L. Thoreson introduced:

SB 2270: A BILL for an Act relating to the provision of all grade levels by school districts.

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

Sens. Kroeplin, Grindberg, Klein and Reps. Nelson, Warner, Weisz introduced:

SB 2272: A BILL for an Act to create and enact a new subsection to section 40-63-04 of the North Dakota Century Code, relating to renaissance zone income tax exemptions for certain purchases or leases of business property in small cities; and to provide an effective date.

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

Sens. Stenehjem, O'Connell, Schobinger and Reps. Keiser, Mahoney, Weisz introduced:

SB 2273: A BILL for an Act to create and enact thirteen new sections to chapter 39-22 of the North Dakota Century Code, relating to the licensing of motor vehicle dealers; to amend and reenact sections 39-05-17, 39-22-04, 39-22-05.1, 39-22-06, and 39-22-11 of the North Dakota Century Code, relating to vehicle title transfer requirements and motor vehicle dealer licensing; to repeal sections 39-22-02, 39-22-07, and 39-22-08 of the North Dakota Century Code, relating to motor vehicle dealer licensing; to provide a penalty; and to provide an effective date.

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

Sen. Dever and Reps. Dosch, Meier introduced:

SB 2274: A BILL for an Act to amend and reenact section 27-08.1-02 of the North Dakota Century Code, relating to filing a small claims action.

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

Sens. Tollefson, Solberg and Reps. Keiser, Wald introduced:

SB 2275: A BILL for an Act to create and enact a new section to chapter 1-01 of the North Dakota Century Code, relating to the definition of public interest.

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

Sens. Urlacher, Wardner and Reps. Haas, F. Klein introduced:

SB 2277: A BILL for an Act to create and enact a new section to chapter 16.1-01 of the North Dakota Century Code, relating to projections of election results before the closing of the polls; and to amend and reenact section 16.1-01-03 of the North Dakota Century Code, relating to closing of the polls.

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

Sens. D. Mathern, Flakoll, T. Mathern and Reps. Delmore, Hawken, S. Kelsh introduced:

SB 2278: A BILL for an Act to create and enact a new subsection to section 57-35.3-05, a new section to chapter 57-38, and a new subsection to section 57-38-30.3 of the North Dakota Century Code, relating to a credit against financial institutions taxes and corporate, individual, estate, and trust income taxes for employment of recent graduates in targeted jobs; and to provide an effective date.

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

Sens. Fischer, Christmann, C. Nelson and Reps. Galvin, Hawken, Weisz introduced:

SB 2279: A BILL for an Act to amend and reenact subsection 1 of section 28-32-08.1 and subsection 4 of section 54-57-03 of the North Dakota Century Code, relating to the qualifications of hearing officers and administrative law judges.

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

Sens. Wanzek, Fischer, Nichols and Reps. Berg, Nicholas, B. Thoreson introduced:

SB 2280: A BILL for an Act relating to awards for the damage and destruction of crops.

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

FIRST READING OF HOUSE BILLS

HB 1092: A BILL for an Act to create and enact a new subsection to section 12.1-08-06 of the North Dakota Century Code, relating to escapes and jurisdiction over escapes; to amend and reenact subsection 1 of section 12.1-08-06 of the North Dakota Century Code, relating to escapes; to repeal sections 29-03-15 and 29-03-16 of the North Dakota Century Code, relating to escapes; and to declare an emergency.

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

HB 1110: A BILL for an Act to create and enact a new section to chapter 50-06.3 of the North Dakota Century Code, relating to interest accrued on uncollected aged, blind, and disabled claims.

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

HB 1142: A BILL for an Act to amend and reenact subsection 2 of section 15-59-01 of the North Dakota Century Code or in the alternative to amend and reenact subsection 4 of section 15.1-32-01 of the North Dakota Century Code, relating to the definition of a child or student with disabilities.

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

HB 1144: A BILL for an Act to create and enact section 26.1-36-09.11 of the North Dakota Century Code, relating to insurance coverage for breast reconstruction surgery; and to amend and reenact subsection 5 of section 26.1-36.3-05 and subsection 5 of section 26.1-36.4-05 of the North Dakota Century Code, relating to renewability of health insurance coverage.

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

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

WILLIAM R. HORTON, Secretary

