

## JOURNAL OF THE HOUSE

## Fifty-ninth Legislative Assembly

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Bismarck, January 17, 2005

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

The prayer was offered by Bishop Paul Zipfel, Bishop of the Bismarck Diocese of the Roman Catholic Church.

The roll was called and all members were present.

A quorum was declared by the Speaker.

**CORRECTION AND REVISION OF THE JOURNAL**

**MR. SPEAKER:** Your **Committee on Correction and Revision of the Journal (Rep. Kretschmar, Chairman)** has carefully examined the Journal of the ninth Day and recommends that it be corrected as follows and when so corrected, recommends that it be approved:

On page 159, line 42 remove "as amended"

**REP. KRETSCHMAR MOVED** that the report be adopted, which motion prevailed.

**SIXTH ORDER OF BUSINESS**

**REP. MONSON MOVED** that the amendments on the Sixth order of business to HB 1182, HB 1183, HB 1184 and HB 1205 be adopted, which motion prevailed.

HB 1182, HB 1183, HB 1184 and HB 1205, as amended, were placed on the Eleventh order of business on the calendar.

**MOTION**

**REP. DEKREY MOVED** that HB 1361 be returned to the House floor from the **Judiciary Committee** and be rereferred to the **Government and Veterans Affairs Committee**, which motion prevailed.

**MOTION**

**REP. BERG MOVED** that HB 1051 be moved to the top of the calendar, which motion prevailed.

**SECOND READING OF HOUSE BILL**

**HB 1051:** A BILL for an Act to create and enact a new section to chapter 12.1-11 and a new section to chapter 19-04 of the North Dakota Century Code, relating to fraudulent practices in urine testing; to amend and reenact subsection 3 of section 12.1-32-07 of the North Dakota Century Code, relating to conditions of probation; 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 94 YEAS, 0 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Amerman; Bellew; Belter; Berg; Bernstein; Boe; Boehning; Boucher; Brandenburg; Brusegaard; Carlisle; Carlson; Charging; Clark; Conrad; Damschen; DeKrey; Delmore; Delzer; Devlin; Dietrich; Dosch; Drovdal; Ekstrom; Froelich; Froseth; Galvin; Glassheim; Grande; Gulleon; Haas; Hanson; Hawken; Headland; Herbel; Horter; Hunskor; Iverson; Johnson, D.; Johnson, N.; Kaldor; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Maragos; Martinson; Meier, L.; Metcalf; Meyer, S.; Monson; Mueller; Nelson; Nicholas; Norland; Nottestad; Onstad; Owens; Pietsch; Pollert; Porter; Potter; Price; Rennerfeldt; Ruby; Sandvig; Schmidt; Sitte; Skarphol; Solberg; Svedjan; Thoreson; Thorpe; Timm; Uglem; Vigasaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Wrangham; Zaiser; Speaker Klein

Engrossed HB 1051 passed and the title was agreed to.

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**SECOND READING OF HOUSE BILL**

**HB 1208:** A BILL for an Act to amend and reenact subdivision d of subsection 2 of section 26.1-36-08 and paragraph 4 of subdivision f of subsection 2 of section 26.1-36-09 of the North Dakota Century Code, relating to excluding high-deductible health plans from mental health and substance abuse mandates in order to meet federal requirements for tax qualification of health savings accounts.

**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 94 YEAS, 0 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Amerman; Bellew; Belter; Berg; Bernstein; Boe; Boehning; Boucher; Brandenburg; Brusegaard; Carlisle; Carlson; Charging; Clark; Conrad; Damschen; DeKrey; Delmore; Delzer; Devlin; Dietrich; Dosch; Drovdal; Ekstrom; Froelich; Froseth; Galvin; Glassheim; Grande; Gulleson; Haas; Hanson; Hawken; Headland; Herbel; Horter; Hunskor; Iverson; Johnson, D.; Johnson, N.; Kaldor; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Maragos; Martinson; Meier, L.; Metcalf; Meyer, S.; Monson; Mueller; Nelson; Nicholas; Norland; Nottestad; Onstad; Owens; Pietsch; Pollert; Porter; Potter; Price; Rennerfeldt; Ruby; Sandvig; Schmidt; Sitte; Skarphol; Solberg; Svedjan; Thoreson; Thorpe; Timm; Uglem; Vigesaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Wrangham; Zaiser; Speaker Klein

HB 1208 passed and the title was agreed to.

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**SECOND READING OF HOUSE BILL**

**HB 1219:** A BILL for an Act to amend and reenact sections 51-28-02 and 57-40.6-07 of the North Dakota Century Code, relating to the use of unpublished names and telephone numbers for automated emergency notifications.

**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 94 YEAS, 0 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Amerman; Bellew; Belter; Berg; Bernstein; Boe; Boehning; Boucher; Brandenburg; Brusegaard; Carlisle; Carlson; Charging; Clark; Conrad; Damschen; DeKrey; Delmore; Delzer; Devlin; Dietrich; Dosch; Drovdal; Ekstrom; Froelich; Froseth; Galvin; Glassheim; Grande; Gulleson; Haas; Hanson; Hawken; Headland; Herbel; Horter; Hunskor; Iverson; Johnson, D.; Johnson, N.; Kaldor; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Maragos; Martinson; Meier, L.; Metcalf; Meyer, S.; Monson; Mueller; Nelson; Nicholas; Norland; Nottestad; Onstad; Owens; Pietsch; Pollert; Porter; Potter; Price; Rennerfeldt; Ruby; Sandvig; Schmidt; Sitte; Skarphol; Solberg; Svedjan; Thoreson; Thorpe; Timm; Uglem; Vigesaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Wrangham; Zaiser; Speaker Klein

HB 1219 passed and the title was agreed to.

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**SECOND READING OF HOUSE BILL**

**HB 1164:** A BILL for an Act to amend and reenact sections 6-03-13.3, 6-03-38, and 6-03-59 of the North Dakota Century Code, relating to approval of banking facilities, investment by banks, and loan limitation to one borrower or concern.

**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 94 YEAS, 0 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Amerman; Bellew; Belter; Berg; Bernstein; Boe; Boehning; Boucher; Brandenburg; Brusegaard; Carlisle; Carlson; Charging; Clark; Conrad; Damschen; DeKrey; Delmore; Delzer; Devlin; Dietrich; Dosch; Drovdal; Ekstrom; Froelich; Froseth; Galvin; Glassheim; Grande; Gulleson; Haas; Hanson; Hawken; Headland; Herbel;

Horter; Hunskor; Iverson; Johnson, D.; Johnson, N.; Kaldor; Kasper; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kingsbury; Klemin; Koppelman; Kreidt; Kretschmar; Kroeber; Maragos; Martinson; Meier, L.; Metcalf; Meyer, S.; Monson; Mueller; Nelson; Nicholas; Norland; Nottestad; Onstad; Owens; Pietsch; Pollert; Porter; Potter; Price; Rennerfeldt; Ruby; Sandvig; Schmidt; Sitte; Skarphol; Solberg; Svedjan; Thoreson; Thorpe; Timm; Uglem; Vigesaa; Wald; Wall; Weiler; Weisz; Wieland; Williams; Wrangham; Zaiser; Speaker Klein

Engrossed HB 1164 passed and the title was agreed to.

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#### MOTION

**REP. MONSON MOVED** to return HB 1040 to the House from the Senate, which motion prevailed.

#### M.L. KING JR. ADDRESS 2005

In a tribute to Abraham Lincoln, President Woodrow Wilson said, "There was more promise in him when he died than when he was born...he was cut off almost at his beginning." The same could be said of Martin Luther King Jr.

Lincoln was killed with his work unfinished...100 years later; Martin Luther King Jr. continued Lincoln's work with a non-violent struggle to gain the freedoms of life, liberty and the pursuit of happiness for all Americans.

But as Lincoln knew and King often said, "Rights never roll in on the wheels of inevitability." Freedom must be won and could certainly be lost.

They both feared for their lives, but they both feared inaction more. They both shared the same cause...a better America. And they both shared the same fate.

King's work did not die with him, but because it was done to benefit others it lives on.

In Dr. King's "I have a dream" speech he talks about his "dream for the day when we shall be judged not by the color of our skin, but the content of our character." When this happens every one of us truly has the rights promised in the Declaration of Independence and confirmed in our Constitution.

I believe Dr. King wanted to remove the barriers to allow every American equal right to pursue their American dream.

The American dream is not free or easy - it requires us to defend the principles which are at the foundation of our democracy - insure every person has these rights to life, liberty, and the pursuit of happiness. Not only is this right for Americans, but it is the hope for the world!

#### MOTION

**REP. BOUCHER MOVED** that the remarks of Rep. Berg be printed in the Journal, which motion prevailed.

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

**MR. PRESIDENT:** The House respectfully requests the return of: HB 1040.

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

**MR. PRESIDENT:** The House has passed, the emergency clause carried, and your favorable consideration is requested on: HB 1144.

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

**MR. PRESIDENT:** The House has passed and your favorable consideration is requested on: HB 1117, HB 1145, HB 1188.

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

**MR. SPEAKER:** The Senate has passed unchanged: HCR 3006.

#### MOTION

**REP. MONSON MOVED** that the House be on the Fifth, Ninth, and Thirteenth orders of business and at the conclusion of those orders, the House stand adjourned until 1:00 p.m., Tuesday, January 18, 2005, which motion prevailed.

**FIRST READING OF HOUSE BILLS**

Reps. Iverson, Headland, Mueller, Thoreson and Sens. Flakoll, Klein introduced:

**HB 1397:** A BILL for an Act to create and enact a new section to chapter 15-10 of the North Dakota Century Code, relating to opportunities for the enrollment of students in a veterinary medical education program; and to provide an appropriation.

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

Reps. Nelson, Metcalf, Wieland and Sens. Lyson, Tallackson introduced:

**HB 1398:** A BILL for an Act to amend and reenact subsection 19.1 of section 57-15-06.7 of the North Dakota Century Code, relating to the county levy limitation for regional or county corrections centers.

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

Reps. Damschen, DeKrey, Monson and Sens. Fischer, Trenbeath introduced:

**HB 1399:** A BILL for an Act to amend and reenact section 61-16.1-09.1 of the North Dakota Century Code, relating to special assessments for snagging, clearing, and maintaining watercourses; and to declare an emergency.

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

Reps. Drovdal, DeKrey, Kempenich and Sens. Christmann, Urlacher introduced:

**HB 1400:** A BILL for an Act to amend and reenact subsection 3 of section 10-06.1-10 of the North Dakota Century Code, relating to composition of the natural areas advisory committee.

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

Reps. Schmidt, Solberg, Thorpe and Sens. Taylor, Thane introduced:

**HB 1401:** A BILL for an Act to create and enact a new section to chapter 26.1-02 of the North Dakota Century Code, relating to prohibiting an insurance company from requiring a social security number for insurance property and casualty or automobile coverage.

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

Reps. Drovdal, DeKrey, S. Meyer and Sens. Lyson, Urlacher introduced:

**HB 1402:** A BILL for an Act to create and enact a new subsection to section 20.1-03-12 of the North Dakota Century Code, relating to nonresident wild turkey permit fees; and to amend and reenact subsection 11 of section 20.1-03-12 and section 20.1-04-07 of the North Dakota Century Code, relating to hunting of wild turkeys by nonresidents.

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

Rep. DeKrey introduced:

**HB 1403:** A BILL for an Act to amend and reenact subsection 2 of section 54-52.1-03.2 and subsection 3 of section 54-52.1-03.3 of the North Dakota Century Code, relating to use of the retiree health benefits fund credit to purchase health insurance.

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

Reps. Rennerfeldt, Drovdal, Iverson, Norland and Sens. Bowman, Wardner introduced:

**HB 1404:** A BILL for an Act to amend and reenact subsection 1 of section 57-51-15 of the North Dakota Century Code, relating to oil and gas gross production tax allocations to the oil and gas impact grant fund; and to provide an effective date.

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

Reps. Schmidt, Conrad, DeKrey, Kaldor, Kempenich and Sen. Every introduced:

**HB 1405:** A BILL for an Act to amend and reenact subsection 1 of section 16.1-05-07 of the North Dakota Century Code, relating to identification of individuals seeking to vote.

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

Reps. Zaiser, Conrad, Damschen, Wall and Sens. Krauter, Seymour introduced:

**HB 1406:** A BILL for an Act to provide for workforce safety and insurance to study the workers' compensation treatment of retirement-age injured workers.

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

Reps. Belter, Carlson and Sens. Cook, Klein introduced:

**HB 1407:** A BILL for an Act to create and enact a new section to chapter 54-06 of the North Dakota Century Code, relating to a limitation on the expending of state funds to lobby the legislative assembly and the legislative council; and to provide a penalty.

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

Reps. Grande, Devlin, Kreidt and Sens. Andrisc, Brown, Lyson introduced:

**HB 1408:** A BILL for an Act directing the department of human services to provide a grant for a pilot project for an alternative care program for adults with substance abuse issues; and to provide for a report to the legislative assembly.

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

Reps. Grande, Haas, Kreidt and Sens. Dever, Mutch introduced:

**HB 1409:** A BILL for an Act to create and enact a new section to chapter 23-35 of the North Dakota Century Code, relating to health hazards created by methamphetamine precursor chemicals.

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

Reps. Grande, Devlin, Kreidt and Sen. J. Lee introduced:

**HB 1410:** A BILL for an Act to amend and reenact subsection 6 of section 23-07.5-02 of the North Dakota Century Code, relating to blood tests on exposure to human immunodeficiency virus.

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

Reps. Zaiser, S. Kelsh, Solberg and Sens. Krauter, Mathern, Seymour introduced:

**HB 1411:** A BILL for an Act to amend and reenact section 65-05-16 of the North Dakota Century Code, relating to workers' compensation death benefits.

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

Reps. R. Kelsch, Delmore, Nelson, Porter and Sens. Lyson, Trenbeath introduced:

**HB 1412:** A BILL for an Act to amend and reenact subsection 10 of section 39-29-09 of the North Dakota Century Code, relating to passengers on all-terrain vehicles.

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

Reps. Wrangham, Headland, S. Kelsh, Norland and Sen. Traynor introduced:

**HB 1413:** A BILL for an Act to amend and reenact sections 5-01-08 and 5-02-06 of the North Dakota Century Code, relating to an underage person in a licensed alcohol establishment.

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

Reps. Wrangham, S. Kelsh and Sen. Tollefson introduced:

**HB 1414:** A BILL for an Act to amend and reenact section 15-20.4-02 of the North Dakota Century Code, relating to postsecondary educational institution requirements for medical transcription school programs.

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

Reps. Porter, DeKrey introduced:

**HB 1415:** A BILL for an Act to amend and reenact subsection 1 of section 12.1-27.1-03.1 of the North Dakota Century Code, relating to the display of objectionable materials.

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

Rep. Belter introduced:

**HB 1416:** A BILL for an Act to amend and reenact section 39-04-14 of the North Dakota Century Code, relating to the registration renewal date for certain vehicles.

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

Rep. Froseth and Sen. Krebsbach introduced:

**HB 1417:** A BILL for an Act to amend and reenact sections 15.1-09-16, 16.1-11-38, 16.1-14-01, 16.1-15-01, 16.1-15-02, 16.1-15-04, 16.1-15-05, 16.1-15-06, and 16.1-15-08, subsections 1 and 2 of section 16.1-15-09, sections 16.1-15-12, 16.1-15-13, 16.1-15-15, 16.1-15-16, 16.1-15-19, 16.1-15-21, 16.1-15-22, 16.1-15-24, 16.1-15-25, 16.1-15-29, 16.1-15-30, 16.1-15-33, 16.1-15-34, 16.1-15-35, 16.1-15-43, 40-21-17, and 58-04-15 of the North Dakota Century Code, relating to tie votes and the canvassing of votes; and to repeal sections 16.1-15-02.1 and 16.1-15-03 of the North Dakota Century Code, relating to canvassing of votes.

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

Reps. Grande, Galvin and Sens. Dever, Espegard introduced:

**HB 1418:** A BILL for an Act to create and enact a new section to chapter 12.1-29 of the North Dakota Century Code, relating to hiring a prostitute; to amend and reenact section 12.1-29-03 of the North Dakota Century Code, relating to prostitution; and to provide a penalty.

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

Reps. Hunskor, Froseth, D. Johnson and Sens. Cook, Lyson, O'Connell introduced:

**HB 1419:** A BILL for an Act to amend and reenact section 20.1-08-04.6 of the North Dakota Century Code, relating to special licenses to take elk.

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

Reps. Sitte, Kerzman, Koppelman, Vigesaa and Sens. Christmann, Dever introduced:

**HB 1420:** A BILL for an Act to create and enact a new section to chapter 14-05 of the North Dakota Century Code, relating to a waiting period for divorce and a mandatory seminar on the effects of divorce on children.

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

Reps. Bernstein, Grande, Koppelman, Skarphol and Sens. Andrist, Wardner introduced:

**HB 1421:** A BILL for an Act to amend and reenact subsection 2 of section 28-32-15 of the North Dakota Century Code, relating to the effective date of administrative rules; and to provide an effective date.

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

Reps. Iverson, Boucher, Carlson, Hanson, Porter introduced:

**HB 1422:** A BILL for an Act to create and enact a new section to chapter 20.1-03 and a new subsection to section 20.1-03-12 of the North Dakota Century Code, relating to resident waterfowl hunting licenses and fees; and to amend and reenact section 20.1-03-07.1 of the North Dakota Century Code, relating to nonresident waterfowl hunting licenses and zones.

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

Reps. Galvin, Carlson, DeKrey, Drovdal and Sen. Wardner introduced:

**HB 1423:** A BILL for an Act to create and enact a new subsection to section 15-02-05, a new section to chapter 15-04, a new section to chapter 15-07, and a new subsection to section 20.1-03-39 of the North Dakota Century Code, relating to duties of the commissioner of university and school lands, public access on original grant lands and nongrant lands, and regulation of guides; and to amend and reenact section 15-07-20 of the North Dakota Century Code, relating to nongrant land leases.

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

Reps. Boucher, S. Kelsh, Zaiser introduced:

**HB 1424:** A BILL for an Act to provide for collection and review of information on economic development incentives provided by the state and political subdivisions and job quality and accountability standards; and to create and enact a new subsection to section 57-23-06 and a new subsection to section 57-55-12 of the North Dakota Century Code, relating to abatement of property taxes.

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

Reps. Thoreson, Koppelman, Weiler and Sens. Dever, Klein, Tollefson introduced:

**HB 1425:** A BILL for an Act to amend and reenact subdivision b of subsection 3 of section 52-04-05 of the North Dakota Century Code, relating to the unemployment insurance tax rate assigned to certain new employers involved in homebuilding.

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

Reps. Thoreson, Carlson, DeKrey, Horter and Sens. Erbele, Seymour introduced:

**HB 1426:** A BILL for an Act to amend and reenact section 40-01-09.1 of the North Dakota Century Code, relating to publication of city government proceedings.

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

Reps. Weisz, DeKrey, Pollert and Sen. Espgaard introduced:

**HB 1427:** A BILL for an Act to amend and reenact section 41-09-99 of the North Dakota Century Code, relating to limitations on waiver of state law protections for agricultural liens.

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

Reps. Wrangham, Headland, Iverson, S. Kelsh and Sens. Erbele, Taylor introduced:

**HB 1428:** A BILL for an Act to amend and reenact section 49-09-04.2 of the North Dakota Century Code, relating to the sale of railroad right of way.

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

Reps. Dietrich, Iverson, Kaldor introduced:

**HB 1429:** A BILL for an Act to amend and reenact sections 15.1-09-08, 16.1-09-02, and 40-21-07 of the North Dakota Century Code, relating to the filing of statement of interests by candidates.

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

Rep. Klein and Sen. Krebsbach introduced:

**HB 1430:** A BILL for an Act to amend and reenact subdivisions c, d, and e of subsection 2 of section 16.1-07-15 of the North Dakota Century Code, relating to early voting.

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

Reps. Herbel, Devlin and Sen. Lyson introduced:

**HB 1431:** A BILL for an Act to amend and reenact sections 16.1-04-03 and 16.1-05-01 and subdivision a of subsection 1 of section 16.1-05-02 of the North Dakota Century Code, relating to precincts, polling places, and election officers.

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

Reps. Kasper, Iverson, Thoreson and Sen. Brown introduced:

**HB 1432:** A BILL for an Act to create and enact sections 16.1-08.1-03.10 and 16.1-08.1-03.11 of the North Dakota Century Code, relating to campaign finance; and to amend and reenact subsection 5 of section 16.1-08.1-01, subsections 2 and 3 of section 16.1-08.1-02, subsection 1 of section 16.1-08.1-03, subsection 3 of section 16.1-08.1-03.1, section 16.1-08.1-03.2, subsection 2 of section 16.1-08.1-03.8, and sections 16.1-08.1-03.9, 16.1-08.1-04, and 16.1-08.1-06.1 of the North Dakota Century Code, relating to campaign finance.

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

Rep. Boehning and Sen. Krebsbach introduced:

**HB 1433:** A BILL for an Act to amend and reenact sections 15.1-09-09, 16.1-01-09.1, 16.1-06-15, 16.1-06-16, 16.1-06-19, 16.1-06-20, 16.1-06-23, 16.1-11-01, 16.1-11-27, 16.1-11-31, 16.1-11-32, 16.1-11-33, 16.1-13-06, and 40-21-02 of the North Dakota Century Code, relating to election mechanics; and to repeal sections 16.1-11-23, 16.1-11-34, and 40-21-12 of the North Dakota Century Code, relating to election mechanics.

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

Reps. R. Kelsch, Berg, Wall and Sens. Cook, Freborg, Stenehjem introduced:

**HB 1434:** A BILL for an Act to create and enact a new section to chapter 15.1-02 of the North Dakota Century Code, relating to amendment of the state accountability plan under the No Child Left Behind Act.

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

Reps. Koppelman, Belter, DeKrey and Sens. Klein, G. Lee, J. Lee introduced:

**HB 1435:** A BILL for an Act to amend and reenact section 40-47-01.1 and subsection 1 of section 40-51.2-07 of the North Dakota Century Code, relating to the extraterritorial zoning authority of a city and annexation of territory by a city.

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

Reps. Koppelman, Kasper, Kerzman and Sens. Nething, Warner introduced:

**HB 1436:** A BILL for an Act to amend and reenact section 50-24.1-07 of the North Dakota Century Code, relating to the accrual of interest on medical assistance of a deceased recipient.

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

Reps. Koppelman, Dietrich, Haas and Sens. Espegard, Krebsbach, Nething introduced:

**HB 1437:** A BILL for an Act to provide warranties for newly constructed dwellings and home improvements.

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

Reps. Wald, Carlson, Damschen, Sitte and Sens. Christmann, Mutch introduced:

**HB 1438:** A BILL for an Act to amend and reenact section 11-10.2-03 of the North Dakota Century Code, relating to local governance option advisory studies; and to repeal chapter 40-01.1 of the North Dakota Century Code, relating to local governance option advisory studies.

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

Reps. Wrangham, DeKrey, Weisz and Sens. Klein, J. Lee, Wardner introduced:

**HB 1439:** A BILL for an Act to create and enact a new subsection to section 43-32-30 of the North Dakota Century Code, relating to individuals exempt from regulation by the state board of psychologist examiners.

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

Reps. Onstad, Hawken, D. Johnson and Sens. Bercier, Lyson, Trenbeath introduced:

**HB 1440:** A BILL for an Act to create and enact a new section to chapter 54-35 of the North Dakota Century Code, relating to the legislative council state-tribal relations committee; and to provide an expiration date.

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

Reps. Wieland, Boehning, Grande introduced:

**HB 1441:** A BILL for an Act to amend and reenact subsections 2 and 3 of section 12.1-32-15 of the North Dakota Century Code, relating to the registration requirements of certain offenders

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

Reps. Wieland, Bellew, Delzer, Metcalf, Pollert introduced:

**HB 1442:** A BILL for an Act to amend and reenact subsection 3 of section 50-06-05.3 and section 50-06-05.4 of the North Dakota Century Code, relating to the human service council of a human service center.

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

Appropriations Committee introduced:

(At the request of the Governor)

**HB 1443:** A BILL for an Act to provide for contingent transfers to the general fund.

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

Appropriations Committee introduced:

(At the request of the Governor)

**HB 1444:** A BILL for an Act to repeal section 54-27.2-02 of the North Dakota Century Code, relating to the budget stabilization fund; and to declare an emergency.

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

Appropriations Committee introduced:

(At the request of the Governor)

**HB 1445:** A BILL for an Act to provide for a transfer from the health care trust fund.

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

Reps. Onstad, Schmidt, Solberg introduced:

**HB 1446:** A BILL for an Act to provide an appropriation for property tax rebates to owners of agricultural or residential property.

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

Reps. Solberg, Froelich, Onstad and Sen. Tallackson introduced:

**HB 1447:** A BILL for an Act to amend and reenact section 20.1-04-07 of the North Dakota Century Code, relating to weapons allowable for the taking of wild turkeys.

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

Reps. Kempenich, Froelich, Nicholas and Sens. Bowman, Flakoll, Taylor introduced:

**HB 1448:** A BILL for an Act to create and enact a new section to chapter 36-09 of the North Dakota Century Code, relating to animal identification program records.

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

Reps. Kempenich, Rennerfeldt and Sen. Wardner introduced:

**HB 1449:** A BILL for an Act to amend and reenact subsection 2 of section 11-11-53 and subsection 8 of section 57-15-06.7 of the North Dakota Century Code, relating to county levies for historical works; and to provide an effective date.

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

Reps. Hawken, Weisz introduced:

**HB 1450:** A BILL for an Act to amend and reenact subsection 1 of section 39-06-14 and subsection 6 of section 39-06-19 of the North Dakota Century Code, relating to fees for a driver's license.

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

Reps. Hunskor, DeKrey introduced:

**HB 1451:** A BILL for an Act to amend and reenact subsection 3 of section 20.1-03-11 of the North Dakota Century Code, relating to gratis and preferential landowner licenses to hunt deer.

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

Reps. Horter, Grande, Klein and Sen. Klein introduced:

**HB 1452:** A BILL for an Act to amend and reenact section 16.1-02-02, subsection 1 of section 16.1-02-03, subsection 5 of section 16.1-02-05, and sections 16.1-02-07, 16.1-02-10, 16.1-02-12, and 16.1-02-13 of the North Dakota Century Code, relating to the central voter file; and to repeal section 16.1-02-08 of the North Dakota Century Code, relating to the central voter file.

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

Rep. Maragos introduced:

**HB 1453:** A BILL for an Act to create and enact a new subsection to section 54-41-03 of the North Dakota Century Code, relating to authorized use of the coat of arms of the state.

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



Rep. Keiser introduced:

**HB 1454:** A BILL for an Act to create and enact section 40-57.3-01.2 of the North Dakota Century Code, relating to the imposition of a city motor vehicle rental tax; and to amend and reenact section 40-57.3-02 of the North Dakota Century Code, relating to the city visitors' promotion fund.

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

Reps. Hawken, Delmore introduced:

**HB 1455:** A BILL for an Act to amend and reenact subsection 1 of section 12.1-28-01 of the North Dakota Century Code, relating to the definition of gambling.

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

Reps. Potter, Ekstrom, S. Meyer, Sandvig and Sen. Every introduced:

**HB 1456:** A BILL for an Act to create and enact a new section to chapter 34-01 of the North Dakota Century Code, relating to employers' responsibilities for nursing mothers.

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

Reps. Norland, Boehning, Charging, Iverson, Rennerfeldt and Sen. Lyson introduced:

**HB 1457:** A BILL for an Act to amend and reenact section 15-39.1-27 of the North Dakota Century Code, relating to computation of service credit under the teachers' fund for retirement.

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

Reps. Weisz, Hawken and Sen. Trenbeath introduced:

**HB 1458:** A BILL for an Act to create and enact a new section to chapter 24-02 of the North Dakota Century Code, relating to transportation funding; and to amend and reenact section 57-43.1-02 of the North Dakota Century Code, relating to motor vehicles fuels tax; and to provide a continuing appropriation.

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

Reps. Price, Devlin, Kaldor and Sens. Brown, J. Lee, Warner introduced:

**HB 1459:** A BILL for an Act to provide for the managed care development fund and the development of a system for managing the health care needs of medical assistance patients; and to provide an appropriation.

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

Reps. Price, Devlin, Kaldor and Sens. Brown, J. Lee, Warner introduced:

**HB 1460:** A BILL for an Act to create and enact a new section to chapter 50-06 of the North Dakota Century Code, relating to an annual report of certain programs administered or funded by the department of human services; and to provide an appropriation.

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

Reps. Weiler, Iverson, Kasper, S. Kelsh, Thoreson and Sen. Kringstad introduced:

**HB 1461:** A BILL for an Act to amend and reenact sections 53-06.1-07.2 and 53-06.1-11 of the North Dakota Century Code, relating to poker and rent limits.

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

Reps. Pollert, DeKrey introduced:

**HB 1462:** A BILL for an Act to amend and reenact sections 12.1-31.2-01 and 14-07.1-02 of the North Dakota Century Code, relating to disorderly conduct and domestic violence protection orders.

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

Reps. Weiler, Carlson, Grande, Iverson introduced:

**HB 1463:** A BILL for an Act to create and enact two new sections to chapter 54-06 and a new section to chapter 54-07 of the North Dakota Century Code, relating to qualifications for continued membership on boards, designation of substitute members, and removal of gubernatorial appointees; to amend and reenact sections 2-05-01, 12-59-01, 20.1-02-23, 43-03-04, 43-04-05, 43-11-03, 43-12.1-06, 43-17-05, 43-19.1-06, 43-23.3-02, 43-25-06, 43-29-02, 43-34-02, 43-36-05, 43-47-02, 43-49-03, and 61-28-03 of the North Dakota Century Code, relating to removal of gubernatorial appointees; and to repeal section 54-07-01.2 of the North Dakota Century Code, relating to appointments during the first year of a governor's term in office.

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

Reps. Nelson, Belter, Onstad and Sens. O'Connell, Wardner introduced:

**HB 1464:** A BILL for an Act to create and enact a new section to chapter 61-28 of the North Dakota Century Code, relating to information in feedlot permits.

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

Reps. Price, Delzer, Devlin and Sens. Brown, Fischer, J. Lee introduced:

**HB 1465:** 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 the management of the state medical assistance program.

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

Rep. Brusegaard introduced:

**HB 1466:** A BILL for an Act to amend and reenact section 10-06.1-12 of the North Dakota Century Code, relating to farming and ranching by a corporation or limited liability company.

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

Reps. Boe, Nelson, Nicholas and Sens. Bercier, Klein introduced:

**HB 1467:** A BILL for an Act to amend and reenact subsection 11 of section 43-42-01 and subsections 3 and 7 of section 43-42-03 of the North Dakota Century Code, relating to respiratory therapist temporary licenses.

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

Reps. Devlin, Froelich, Koppelman and Sens. Andrist, Fischer, Klein introduced:

**HB 1468:** A BILL for an Act to create and enact a new section to chapter 28-32 of the North Dakota Century Code, relating to administrative rules committee review of existing administrative rules.

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

Reps. Devlin, Froelich, Koppelman and Sens. Andrist, Fischer, Klein introduced:

**HB 1469:** A BILL for an Act to create and enact a new section to chapter 28-32 of the North Dakota Century Code, relating to expiration of administrative rules; and to amend and reenact subsection 1 of section 28-32-02 of the North Dakota Century Code, relating to specific statutory directives for rulemaking authority of administrative agencies; and to provide an effective date.

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

Reps. Devlin, Nelson, Sandvig, Weisz and Sens. Fischer, Mathern introduced:

**HB 1470:** A BILL for an Act to amend and reenact subsection 2 of section 50-24.6-02 and section 50-24.6-04 of the North Dakota Century Code, relating to the membership of the drug use review board and the prior authorization program.

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

Reps. S. Kelsh, Hawken, Iverson, Thoreson and Sens. Bercier, Wardner introduced:

**HB 1471:** A BILL for an Act to create and enact 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 an income tax credit for employers for contributions or support for child care programs for dependents of employees; and to provide an effective date.

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

Reps. S. Kelsh, Nottestad, Zaiser and Sens. Mathern, Wardner introduced:

**HB 1472:** A BILL for an Act to adopt the Uniform Conservation Easements Act relating to conservation easements; and to amend and reenact subsection 2 of section 47-05-02.1 of the North Dakota Century Code, relating to duration of conservation easements.

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

Reps. Glassheim, DeKrey and Sens. Lyson, Triplett, Warner introduced:

**HB 1473:** A BILL for an Act to provide for a commission on alternatives to prison; to provide an appropriation; and to provide an expiration date.

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

Reps. Kerzman, Gulleason, L. Meier and Sens. Dever, Kilzer introduced:

**HB 1474:** A BILL for an Act to create and enact a new subdivision to subsection 1 of section 57-38-01.2 and a new subdivision to subsection 2 of section 57-38-30.3 of the North Dakota Century Code, relating to an individual income tax deduction for expenses and lost wages incurred by an individual who makes a donation of a human organ; and to provide an effective date.

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

Reps. Potter, Dietrich, Weiler and Sens. J. Lee, Tallackson introduced:

**HB 1475:** A BILL for an Act to create and enact a new section to chapter 43-23 of the North Dakota Century Code, relating to real estate salesperson licenses for business organizations.

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

Reps. Kretschmar, Brandenburg and Sen. Erbele introduced:

**HB 1476:** A BILL for an Act to amend and reenact section 63-05-01 of the North Dakota Century Code, relating to the cutting of weeds and grasses adjacent to highways.

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

Reps. Thorpe, N. Johnson, Onstad and Sens. Heitkamp, Seymour introduced:

**HB 1477:** A BILL for an Act to provide for a transfer of Bank of North Dakota profits to the North Dakota development fund, incorporated.

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

Reps. Berg, Belter, Nelson, Pollert and Sens. Espegard, Klein introduced:

**HB 1478:** A BILL for an Act to create and enact a new subsection to section 57-43.1-01 of the North Dakota Century Code, relating to a definition of E85 fuel; to amend and reenact sections 57-43.1-02 and 57-43.1-28 of the North Dakota Century Code, relating to reduced motor vehicle fuels tax rate for sales of E85 fuel, deposit of taxes on that fuel in the township highway aid fund, and to provide for transfer of funds to the highway tax distribution fund; and to provide an effective date.

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

Reps. Wrangham, Carlisle, DeKrey, Froelich and Sens. Heitkamp, O'Connell introduced:

**HB 1479:** A BILL for an Act to amend and reenact section 11-33.2-03, subsections 1 and 2 of section 23-25-11, and sections 40-47-06, 40-48-03, 40-48-26, 40-51.2-05, 40-51.2-07, 40-51.2-11, and 40-51.2-13 of the North Dakota Century Code, relating to the extraterritorial zoning authority of a city; to repeal sections 11-35-02, 40-47-01.1, 40-47-01.2, 40-48-18, 40-51.2-02.1, and 40-51.2-02.2 of the North Dakota Century Code, relating to extraterritorial zoning and subdivision regulation by cities; and to provide for application.

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

Reps. Gulleon, Berg and Sens. Grindberg, Krauter introduced:

**HB 1480:** A BILL for an Act to amend and reenact section 57-38-30.5 of the North Dakota Century Code, relating to a corporate income tax credit for research and experimental expenditures; and to provide an effective date.

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

Reps. Brandenburg, S. Kelsh, Monson, Nelson and Sens. Tallackson, Trenbeath introduced:

**HB 1481:** A BILL for an Act to create and enact a new subsection to section 57-38-30.3 of the North Dakota Century Code, relating to a credit for installation of geothermal, solar, or wind energy devices under the simplified method of computing income tax; and to provide an effective date.

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

Reps. Kaldor, Carlisle, Devlin, Glassheim and Sens. Seymour, Wardner introduced:

**HB 1482:** A BILL for an Act to create and enact a new section to chapter 40-13 of the North Dakota Century Code, relating to nepotism by city officials.

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

Reps. Thoreson, Potter and Sens. J. Lee, Robinson introduced:

**HB 1483:** A BILL for an Act to amend and reenact section 26.1-20-05 of the North Dakota Century Code, relating to title insurance title opinions.

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

Reps. S. Kelsh, Delmore, Maragos, Zaiser and Sens. Nelson, Syverson introduced:

**HB 1484:** A BILL for an Act to amend and reenact section 12-60-16.6 of the North Dakota Century Code, relating to the dissemination of criminal history record information.

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

Reps. Headland, Brandenburg and Sen. Klein introduced:

**HB 1485:** A BILL for an Act to provide for nonexclusivity in broadcasting agreements of public entities.

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

Reps. Kerzman, Froelich, S. Meyer and Sen. Krauter introduced:

**HB 1486:** A BILL for an Act to create and enact a new section to chapter 27-20 of the North Dakota Century Code, relating to placement of juveniles in in-state residential care or residential treatment facilities.

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

Reps. Kerzman, Galvin, Kasper, Sitte and Sens. Dever, G. Lee introduced:

**HB 1487:** A BILL for an Act to create and enact a new section to chapter 14-02.1 of the North Dakota Century Code, relating to liability insurance requirements for abortion facilities.  
Was read the first time and referred to the **Human Services Committee**.

Reps. Berg, R. Kelsch and Sens. Freborg, Stenehjem introduced:

**HB 1488:** A BILL for an Act to create an education congress and to provide for a legislative council study of the state's elementary and secondary education system; and to provide an appropriation.

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

Reps. R. Kelsch, Haas, Sitte and Sens. Cook, Flakoll, G. Lee introduced:

**HB 1489:** A BILL for an Act to create and enact a new section to chapter 15.1-21 of the North Dakota Century Code, relating to school reporting of student progress and achievement.

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

Rep. Boucher introduced:

**HB 1490:** A BILL for an Act to amend and reenact subdivision c of subsection 1 of section 38-14.1-27 of the North Dakota Century Code, relating to surface coal mining maps.

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

Reps. Berg, Boucher, Ekstrom, Keiser and Sens. O'Connell, Stenehjem introduced:

**HB 1491:** A BILL for an Act to create and enact a new section to chapter 65-05.1 of the North Dakota Century Code, relating to the establishment of a workforce safety and insurance educational revolving loan fund; and to provide a continuing appropriation.

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

Reps. Monson, S. Kelsh, Nelson, Skarphol and Sens. Erbele, Heitkamp introduced:

**HB 1492:** A BILL for an Act relating to the establishment of a feral industrial hemp seed repository.

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

Reps. Monson, Haas, Herbel and Sens. Cook, Freborg introduced:

**HB 1493:** A BILL for an Act to provide for a limitation on the awarding of attorney's fees in civil actions against the state or a political subdivision.

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

Reps. Rennerfeldt, Drovdal, Kempenich, S. Meyer and Sens. Lyson, Wardner introduced:

**HB 1494:** A BILL for an Act to create and enact a new section to chapter 38-13 of the North Dakota Century Code, relating to the appointment of a trustee for and disposition of the proceeds of mineral interests whose owner is absent; and to amend and reenact sections 38-13-02 and 38-18.1-03 of the North Dakota Century Code, relating to institution of proceedings to establish a mineral trust for absent owners and termination of mineral interest.

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

Reps. Amerman, Zaiser and Sen. Fairfield introduced:

**HB 1495:** A BILL for an Act to amend and reenact section 65-05-33 of the North Dakota Century Code, relating to workforce safety and insurance civil remedies in case of false statement or claim.

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

Reps. Nelson, S. Kelsh, Monson and Sens. Seymour, Tollefson introduced:

**HB 1496:** A BILL for an Act to create and enact a new subsection to section 57-39.2-04 and a new section to chapter 57-43.2 of the North Dakota Century Code, relating to a sales and use tax exemption for sales of hydrogen and production, storage, and transportation equipment used by a facility engaged in hydrogen generation and a special fuels tax exemption for the sale of hydrogen; to provide an effective date; and provide an expiration date.

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

Reps. Grande, Belter, DeKrey, Timm and Sens. Christmann, Klein introduced:

**HB 1497:** A BILL for an Act to amend and reenact sections 15.1-09-11, 16.1-06-04, 16.1-06-05, 16.1-06-06, 16.1-06-07.1, 16.1-06-08, 16.1-06-09, 16.1-06-18, 16.1-11-22, 16.1-11-24, and 16.1-11-35, subsection 1 of section 16.1-12-02.2, and sections 16.1-13-22, 16.1-13-23, and 16.1-13-25 of the North Dakota Century Code, relating to election process administration; and to repeal section 16.1-13-26 of the North Dakota Century Code, relating to election process administration.

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

Reps. Porter, Belter, Drovdal, R. Kelsch and Sens. Christmann, Cook introduced:

**HB 1498:** A BILL for an Act to amend and reenact sections 57-39.2-04.2 and 57-40.2-04.2 of the North Dakota Century Code, relating to sales and use tax exemption for machinery, equipment, and related facilities for reducing emissions, increasing efficiency, or enhancing reliability of equipment of a new or existing oil refinery or gas processing plant; and to provide an effective date.

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

Reps. Haas, Grande introduced:

**HB 1499:** A BILL for an Act to amend and reenact sections 14-07-07 and 14-07-08 of the North Dakota Century Code, relating to the liabilities of husband and wife.

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

Reps. Koppelman, L. Meier, S. Meyer and Sens. Syverson, Taylor, Tollefson introduced:

**HB 1500:** A BILL for an Act to provide for protection of victims of identity fraud.

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

Reps. Froseth, Damschen, Monson, Nicholas and Sen. Klein introduced:

**HB 1501:** A BILL for an Act to amend and reenact section 26.1-13-15 and subsection 2 of section 26.1-25-02 of the North Dakota Century Code, relating to territorial limits of county mutual insurance companies.

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

Reps. Damschen, DeKrey, Froelich, Weisz and Sens. Christmann, Erbele introduced:

**HB 1502:** A BILL for an Act to provide for replacement of private property acquired by state agencies.

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

Reps. Boehning, Delmore, Iverson, Thoreson, Williams and Sen. Syverson introduced:

**HB 1503:** A BILL for an Act to create and enact two new sections to chapter 53-06.1 of the North Dakota Century Code, relating to games of chance.

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

Reps. Charging, Maragos, L. Meier, Zaiser and Sens. Kringstad, Warner introduced:

**HB 1504:** A BILL for an Act to amend and reenact subsection 27 of section 65-01-02 of the North Dakota Century Code, relating to workers' compensation coverage of marriage counseling.

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

Reps. Charging, Brandenburg, DeKrey, Delzer, Dietrich and Sen. Hacker introduced:

**HB 1505:** A BILL for an Act to repeal section 62.1-02-12 of the North Dakota Century Code, relating to the purchase of certain firearms from another state.

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

Reps. Charging, Maragos and Sens. Hacker, Kringstad, Warner introduced:

**HB 1506:** A BILL for an Act to amend and reenact section 65-05-19 of the North Dakota Century Code, relating to providing nondependency payments in certain workforce safety and insurance cases; and to provide for retroactive application.

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

Reps. Sitte, Keiser, Martinson and Sen. Kringstad introduced:

**HB 1507:** A BILL for an Act to create and enact a new chapter to title 43 of the North Dakota Century Code, relating to the registering of home inspectors; and to provide a penalty.

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

Rep. Glassheim introduced:

**HB 1508:** A BILL for an Act to amend and reenact section 57-38-29 and subsection 1 of section 57-38-30.3 of the North Dakota Century Code, relating to individual income tax rates; to provide appropriations; and to provide an effective date.

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

Reps. Kasper, Dosch, Iverson, Thoreson, Weiler and Sen. Schobinger introduced:

**HB 1509:** A BILL for an Act to create and enact a new chapter to title 53 of the North Dakota Century Code, relating to the licensing and regulating of live poker; and to amend and reenact subsection 1 of section 12.1-28-01 of the North Dakota Century Code, relating to the definition of gambling.

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

Reps. Potter, Ekstrom, Glassheim and Sen. Nelson introduced:

**HB 1510:** A BILL for an Act to create and enact a new section to title 65 of the North Dakota Century Code, relating to the requirement that an employer provide workers' compensation coverage for an employee; to amend and reenact subsection 21 of section 65-01-02 of the North Dakota Century Code, relating to the workers' compensation definition of hazardous employment; and to repeal section 65-01-17 of the North Dakota Century Code, relating to workers' compensation coverage for custom agricultural operations.

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

Reps. Weiler, Headland, Thoreson and Sens. Brown, Dever, Kilzer introduced:

**HB 1511:** A BILL for an Act to amend and reenact sections 32-09.1-05, 32-09.1-10, and 32-09.1-14 of the North Dakota Century Code, relating to garnishment disclosure fees and default judgments.

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

Reps. Haas, Herbel introduced:

**HB 1512:** A BILL for an Act to create and enact a new subsection to section 57-38-30.3, a new subsection to section 57-39.2-02.1, and a new subsection to section 57-40.2-02.1 of the North Dakota Century Code, relating to sales and use taxes and income taxes; to amend and reenact sections 15.1-09-47, 15.1-27-04, 15.1-27-06, 15.1-27-07, 15.1-27-10, 57-15-01.1, 57-15-14, 57-38-29, 57-38-30, 57-38-55, 57-39.2-26, 57-39.5-02, 57-39.6-02, and 57-40.3-02 of the North Dakota Century Code, relating to the distribution of per student payments, school district property tax levies, individual income taxes, and sales, use and motor vehicle excise taxes; to repeal sections 15.1-12-11.1, 15.1-12-12, 15.1-27-05, and 15.1-27-11 of the North Dakota Century Code, relating to reorganization bonuses, the school district equalization factor, and supplemental payments; and to provide an effective date.

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

Reps. Metcalf, Aarsvold, Mueller introduced:

**HB 1513:** A BILL for an Act to amend and reenact sections 57-15-31, 57-38-29, and 57-38-30, subsection 1 of section 57-38-30.3, and section 57-38-55 of the North Dakota Century Code, relating to individual and corporate income tax increases to provide school district property tax relief; to provide a continuing appropriation; and to provide an effective date.

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

Reps. Carlson, Delzer introduced:

**HB 1514:** A BILL for an Act to amend and reenact sections 54-44.1-06, 54-44.1-06.1, 54-44.1-07, 54-44.1-08, and 54-44.1-13 of the North Dakota Century Code, relating to the executive budget, budget deadlines, and drafts of appropriation bills.

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

Reps. Berg, Boucher and Sens. O'Connell, Stenehjem introduced:

**HB 1515:** A BILL for an Act to amend and reenact section 54-03-20 of the North Dakota Century Code, relating to lodging expense reimbursement for members of the Legislative Assembly; to provide for retroactive application; and to declare an emergency.

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

Reps. Dosch, Ekstrom, Maragos, Weiler and Sen. Cook introduced:

**HB 1516:** A BILL for an Act to amend and reenact sections 5-01-08 and 5-02-06 of the North Dakota Century Code, relating to an underaged person in a licensed alcohol establishment.

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

Reps. Vigesaa, Carlisle, Haas, Metcalf, Nicholas and Sen. Syverson introduced:

**HB 1517:** A BILL for an Act to amend and reenact subsection 1 of section 57-02-01 of the North Dakota Century Code, relating to classification of greenhouse property as agricultural property for assessment purposes; and to provide an effective date.

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

Reps. Nicholas, Boucher, Brandenburg, Mueller, Uglem and Sen. Warner introduced:

**HB 1518:** A BILL for an Act to amend and reenact sections 4-28-06 and 4-28-07 of the North Dakota Century Code, relating to the North Dakota wheat commission; and to declare an emergency.

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

Reps. Nicholas, Aarsvold, Iverson, Svedjan and Sens. Flakoll, Grindberg introduced:

**HB 1519:** A BILL for an Act to amend and reenact sections 4-14.1-02 and 4-14.1-03.1 of the North Dakota Century Code, relating to agricultural products utilization commission grants.

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

Reps. Wald, Koppelman, S. Meyer, Wrangham and Sens. Cook, Dever introduced:

**HB 1520:** A BILL for an Act to create and enact a new subsection to section 39-16-03.1 of the North Dakota Century Code, relating to driver record abstract; to amend and reenact section 5-01-08 of the North Dakota Century Code, relating to an underage person in a licensed premises with alcoholic beverages; and to provide a penalty.

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

Reps. Monson, Nelson, Weisz, Zaiser and Sens. Tallackson, Thane introduced:

**HB 1521:** A BILL for an Act to create and enact a new subsection to section 57-38-30.3 of the North Dakota Century Code, relating to individual income tax rates; to amend and reenact sections 15.1-09-47, 57-15-01.1, 57-15-14, and 57-38-29 of the North Dakota Century Code, relating to school district tax levy limitations and individual income tax rates; to provide an appropriation; and to provide an effective date.

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

Reps. Carlson, Price and Sen. Wardner introduced:

**HB 1522:** A BILL for an Act to create and enact chapter 51-30, two new subsections to section 57-36-01, and sections 57-36-08.1, 57-36-10.1, 57-36-11.2, 57-36-12.1, and 57-36-13.1 of the North Dakota Century Code, relating to regulation of sale and delivery of tobacco products and tobacco tax indicia; to amend and reenact sections 57-36-02, 57-36-07, 57-36-09, 57-36-18, and 57-36-33 of the North Dakota Century Code, relating to tobacco tax indicia; to repeal section 57-36-25.1 of the North Dakota Century Code, relating to tobacco tax deductions for distributors; to provide a penalty; and to provide an effective date.

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

#### FIRST READING OF HOUSE CONCURRENT RESOLUTION

Reps. Porter, R. Kelsch and Sen. Cook introduced:

**HCR 3010:** A concurrent resolution directing the Legislative Council to study the feasibility and desirability of establishing a state Brownfields law; superfund law; other efforts to encourage the remediation and redevelopment of sites on which there has been a release of pollution, contaminants, or petroleum; and measures to encourage property owners to invest in and redevelop these sites.

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

#### REPORT OF STANDING COMMITTEE

**HB 1076: Education Committee (Rep. R. Kelsch, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (13 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). HB 1076 was placed on the Sixth order on the calendar.

Page 2, line 17, remove the overstrike over "grade", remove the overstrike over "one", and remove "kindergarten"

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

**HB 1092: Government and Veterans Affairs Committee (Rep. Haas, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1092 was placed on the Sixth order on the calendar.

Page 1, line 1, after "A BILL" replace the remainder of the bill with "for an Act to amend and reenact section 54-44.4-08 of the North Dakota Century Code, relating to the purchase of recycled paper products by state agencies and institutions.

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

**SECTION 1. AMENDMENT.** Section 54-44.4-08 of the North Dakota Century Code is amended and reenacted as follows:

**54-44.4-08. Purchase of recycled paper products.** The office of management and budget, and any state agency or institution that has authority to purchase products,

shall ensure that ~~beginning July 1, 1993, at least ten~~ twenty percent of the total volume of paper and paper products being purchased for state agencies and institutions contain at least twenty-five percent recycled material; ~~beginning January 1, 1994, at least thirty percent of the total volume of paper and paper products being purchased contain at least twenty five percent recycled material;~~ beginning January 1, 1996, at least forty percent of the total volume of paper and paper products being purchased contain at least twenty five percent recycled material; and ~~beginning January 1, 1998, at least sixty percent of the total volume of paper and paper products being purchased contain at least twenty five percent recycled material.~~ The office of management and budget shall implement a methodology to track compliance with this section."

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

**HB 1100: Natural Resources Committee (Rep. Nelson, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1100 was placed on the Sixth order on the calendar.

Page 1, line 6, replace "not subject to" with "exempt under"

Page 1, remove lines 7 and 8

Page 1, line 9, replace "2." with "1.", replace "or" with a comma, and after "address" insert ", or electronic mail address"

Page 1, line 11, replace "3." with "2."

Page 1, line 16, replace "4." with "3."

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

**HB 1194: Education Committee (Rep. S. Kelsh, Chairman)** recommends **DO PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1194 was placed on the Eleventh order on the calendar.

#### REPORT OF STANDING COMMITTEE

**HB 1196: Transportation Committee (Rep. Weisz, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (13 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING). HB 1196 was placed on the Sixth order on the calendar.

Page 1, line 2, after the semicolon insert "to amend and reenact sections 39-29-09 and 39-29-12 of the North Dakota Century Code, relating to the operation of all-terrain vehicles;" and after "provide" insert "a"

Page 1, line 6, underscore "**All-terrain vehicle licensed as motorcycle**", remove "**- Penalty**", and underscore ". An all-terrain vehicle with four"

Page 1, underscore lines 7 through 9

Page 1, line 10, underscore "meet the necessary light, brake, and other vehicle accessory requirements" and replace "provided by chapter" with "for a motorcycle"

Page 1, line 11, remove "39-27", underscore "that are applicable to a three-wheeled motorcycle" and insert immediately thereafter "if appropriate", underscore the period, and remove "The registered all-terrain vehicle may"

Page 1, replace lines 12 and 13 with:

**"SECTION 2. AMENDMENT.** Section 39-29-09 of the North Dakota Century Code is amended and reenacted as follows:

#### **39-29-09. Operation of all-terrain vehicles.**

1. Except in an emergency, an individual may not operate a registered or unregistered all-terrain vehicle on an interstate or United States highway system.



2. ~~A person~~ An individual may not operate an unregistered all-terrain vehicle on the roadway, shoulder, or inside bank or slope of any road, street, or highway except as provided in this chapter. ~~Except in emergencies, a person may not operate an all-terrain vehicle within the right of way of any controlled access highway.~~
2. 3. The operator of an all-terrain vehicle may make a direct crossing of a street or highway only if:
  - a. The crossing is made at an angle of approximately ninety degrees to the direction of the highway and at a place where no obstruction prevents a quick and safe crossing;
  - b. The all-terrain vehicle is brought to a complete stop before crossing the shoulder or main traveled way of the highway;
  - c. The operator yields the right of way to all oncoming traffic which constitutes an immediate hazard; and
  - d. In crossing a divided highway, the crossing is made only at an intersection of the highway with another public street or highway.
3. 4. ~~A person~~ An individual may not operate an all-terrain vehicle unless it is equipped with at least one headlamp, one taillamp, and brakes, all in working order, which conform to standards prescribed by rule of the director of the department of transportation, except when under the direct supervision of an all-terrain vehicle instructor teaching a certified all-terrain vehicle safety training course, the requirement for a headlamp and taillamp may be waived.
4. 5. The emergency conditions under which an all-terrain vehicle may be operated other than as provided by this chapter are only those that render the use of an automobile impractical under the conditions and at the time and location in question.
5. 6. ~~A person~~ An individual may not operate an all-terrain vehicle in the following ways, which are declared to be unsafe and a public nuisance:
  - a. At a rate of speed greater than reasonable or proper under all the surrounding circumstances.
  - b. In a careless, reckless, or negligent manner so as to endanger the person or property of another or to cause injury or damage to such person or property.
  - c. While under the influence of intoxicating liquor or a controlled substance.
  - d. Without a lighted headlamp and taillamp except when used by an all-terrain vehicle instructor during a certified all-terrain vehicle safety training course.
  - e. In any tree nursery or planting in a manner which damages growing stock.
  - f. Without a manufacturer-installed or equivalent muffler in good working order and connected to the all-terrain vehicle's exhaust system.
  - g. On any private land where the private land is posted prohibiting trespassing. The name and address of the person posting the land and the date of posting must appear on each sign in legible characters. The posted signs must be readable from outside the land and be placed conspicuously at a distance of not more than eight hundred eighty yards [804.68 meters] apart. Land entirely enclosed by a fence or other enclosure is sufficiently posted by posting of such signs, at or on all gates through the fence or enclosure.
6. 7. Except as provided in section 39-29-10, ~~a person~~ an individual may not operate an all-terrain vehicle without having in possession a valid driver's license or permit.

- ~~7.~~ 8. When an all-terrain vehicle is operated within the right of way of any road, street, or highway, during times or conditions that warrant the use of lights by other motor vehicles, the all-terrain vehicle must be operated in the same direction as the direction of other motor vehicles traveling on the side of the roadway immediately adjacent to the side of the right of way traveled by the all-terrain vehicle.
- ~~8.~~ 9. ~~A person~~ An individual may not operate an all-terrain vehicle within the right of way of any highway while towing a sled, skid, or other vehicle, unless the object towed is connected to the all-terrain vehicle by a hinged swivel and secure hitch.
- ~~9.~~ 10. Helmet required. ~~No person~~An individual under the age of eighteen years may not operate, ride, or otherwise be propelled on an all-terrain vehicle unless the ~~person~~ individual wears a safety helmet meeting United States department of transportation standards.
- ~~10.~~ 11. Passenger restrictions. ~~No~~An operator of an all-terrain vehicle may not carry a passenger while operating.

**SECTION 3. AMENDMENT.** Section 39-29-12 of the North Dakota Century Code is amended and reenacted as follows:

**39-29-12. Penalties.** Violation of subsection 1 of section 39-29-09 is an infraction. Violation of subsection 2 of section 39-29-09 is an infraction for which a fee of fifty dollars must be assessed. Violation of subdivision b, c, or g of subsection 5 6 of section 39-29-09 is a class B misdemeanor. Violation of any other provision of section 39-29-09 is an infraction for which a fee of twenty dollars must be assessed. Violation of section 39-29-02 is an infraction, for which a fee of fifty dollars must be assessed. If the ~~person~~individual provides proof of registration since the violation, the fee may be reduced by one-half. Violation of any other provision of this chapter is an infraction, for which a fee of ten dollars must be assessed."

Renumber accordingly

**REPORT OF STANDING COMMITTEE**

**HB 1226: Human Services Committee (Rep. Price, Chairman)** recommends **DO PASS** (12 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1226 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**HB 1228: Education Committee (Rep. R. Kelsch, Chairman)** recommends **DO PASS** (13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1228 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**HB 1233: Education Committee (Rep. R. Kelsch, Chairman)** recommends **DO PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1233 was placed on the Eleventh order on the calendar.

**REPORT OF STANDING COMMITTEE**

**HB 1348: Judiciary Committee (Rep. DeKrey, Chairman)** recommends **DO PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1348 was placed on the Eleventh order on the calendar.

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

**Bradley C. Fay, Chief Clerk**