

JOURNAL OF THE HOUSE

Sixty-third Legislative Assembly

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Bismarck, April 2, 2013

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

The prayer was offered by Reverend Keith Ritchie, Cornerstone Community Church, Bismarck.

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

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 Fifty-fifth, Fifty-sixth, and Fifty-seventh Days and recommends that it be corrected as follows and when so corrected, recommends that it be approved:

Page 1115, line 35, after "**SB 2201**" insert ", **as amended**"

Page 1131, line 13, replace "HB 1154" with "HB 1153"

Page 1141, line 7, replace "Raepresentative" with "Representative"

Page 1141, remove lines 10 through 12

Page 1153, after line 47, insert:

"COMMUNICATION FROM GOVERNOR JACK DALRYMPLE

This is to inform you that on April 1, 2013, I have signed the following: HB 1137, HB 1152, HB 1155, HB 1158, HB 1162, HB 1187, HB 1194, HB 1369, HB 1417, and HB 1443."

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

MOTION

REP. VIGESAA MOVED that Engrossed SB 2298, which is on the Sixth order, be rereferred to the **Industry, Business and Labor Committee**, which motion prevailed. Pursuant to Rep. Vigesaa's motion, Engrossed SB 2298 was rereferred.

MOTION

REP. VIGESAA MOVED that SB 2229, which is on the Sixth order, be laid over one legislative day, and that SB 2255, which is on the Fourteenth order, be laid over one legislative day, which motion prevailed.

MOTION

REP. VIGESAA MOVED that House Rule 329(4) be temporarily amended to read "fifty-ninth" in place of "fifty-seventh", which motion prevailed.

SIXTH ORDER OF BUSINESS

SPEAKER DEVLIN DEEMED approval of the amendments to SB 2213, SB 2294, Engrossed SB 2308, Engrossed SB 2352, and Reengrossed SB 2353.

SB 2213, SB 2294, Engrossed SB 2308, Engrossed SB 2352, and Reengrossed SB 2353, as amended, were placed on the Fourteenth order of business on the calendar.

SECOND READING OF SENATE CONCURRENT RESOLUTION

SCR 4017: A concurrent resolution relating to the Obama Administration's proposal that the Senate of the United States consider adoption of a United Nations Arms Trade Treaty.

ROLL CALL

The question being on the final adoption of the resolution, which has been read, and has committee recommendation of DO PASS. The roll was called and there were 68 YEAS, 25 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Anderson; Becker; Bellew; Belter; Boe; Boehning; Brabandt; Brandenburg; Carlson; Damschen; Delzer; Dockter; Dosch; Drovdal; Fehr; Frantsvog; Froseth; Grande; Hatlestad; Headland; Heller; Hofstad; Johnson, D.; Karls; Kasper; Keiser; Kempenich; Kiefert; Klein; Klemin; Koppelman, B.; Koppelman, K.; Kreidt; Kretschmar; Kreun; Laning; Larson; Looyen; Louser; Maragos; Martinson; Meier; Monson; Nathe; Nelson, J.; Owens; Paur; Pollert; Porter; Rohr; Ruby; Rust; Sanford; Schatz; Schmidt; Silbernagel; Skarphol; Steiner; Streyle; Sukut; Thoreson; Toman; Trotter; Vigasaa; Wall; Weisz; Wieland; Speaker Devlin

NAYS: Amerman; Beadle; Boschee; Delmore; Glassheim; Gruchalla; Guggisberg; Haak; Hanson; Hawken; Hogan; Holman; Hunskor; Johnson, N.; Kelsh, J.; Kelsh, S.; Mock; Mooney; Muscha; Nelson, M.; Onstad; Oversen; Strinden; Williams; Zaiser

ABSENT AND NOT VOTING: Heilman

Engrossed SCR 4017 was declared adopted on a recorded roll call vote.

SECOND READING OF SENATE CONCURRENT RESOLUTION

SCR 4018: A concurrent resolution directing the Legislative Management to study state agency facility needs including a review of options to construct state-owned facilities to meet those needs.

ROLL CALL

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

YEAS: Amerman; Boe; Delmore; Glassheim; Gruchalla; Guggisberg; Hanson; Holman; Kelsh, J.; Kelsh, S.; Maragos; Mock; Muscha; Nelson, M.; Onstad; Oversen; Speaker Devlin

NAYS: Anderson; Beadle; Becker; Bellew; Belter; Boehning; Boschee; Brabandt; Carlson; Damschen; Delzer; Dockter; Dosch; Drovdal; Fehr; Frantsvog; Froseth; Grande; Haak; Hatlestad; Hawken; Headland; Heller; Hofstad; Hogan; Hunskor; Johnson, D.; Johnson, N.; Karls; Kasper; Keiser; Kempenich; Kiefert; Klein; Klemin; Koppelman, B.; Koppelman, K.; Kreidt; Kretschmar; Kreun; Laning; Larson; Looyen; Louser; Martinson; Meier; Monson; Mooney; Nathe; Nelson, J.; Owens; Paur; Pollert; Porter; Rohr; Ruby; Rust; Sanford; Schatz; Schmidt; Silbernagel; Skarphol; Steiner; Streyle; Strinden; Sukut; Thoreson; Toman; Trotter; Vigasaa; Wall; Weisz; Wieland; Williams; Zaiser

ABSENT AND NOT VOTING: Brandenburg; Heilman

SCR 4018 was declared lost on a recorded roll call vote.

SECOND READING OF SENATE BILL

SB 2213: A BILL for an Act to amend and reenact sections 1-08-09, 16.1-10-06, and 16.1-10-06.2 of the North Dakota Century Code, relating to the restricted area around polling places for certain activities.

ROLL CALL

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

YEAS: Amerman; Anderson; Beadle; Becker; Bellew; Belter; Boe; Boehning; Boschee;

Brabandt; Carlson; Damschen; Delmore; Delzer; Dockter; Dosch; Drovdal; Fehr; Frantsvog; Froseth; Glassheim; Grande; Gruchalla; Guggisberg; Haak; Hanson; Hatlestad; Hawken; Headland; Heller; Hofstad; Hogan; Holman; Hunskor; Johnson, D.; Karls; Kasper; Kelsh, J.; Kelsh, S.; Kempenich; Kiefert; Klein; Klemin; Koppelman, B.; Koppelman, K.; Kreidt; Kretschmar; Kreun; Laning; Larson; Looyesen; Louser; Maragos; Martinson; Meier; Mock; Monson; Mooney; Muscha; Nathe; Nelson, J.; Nelson, M.; Onstad; Oversen; Owens; Paur; Pollert; Porter; Rohr; Ruby; Rust; Sanford; Schatz; Schmidt; Silbernagel; Skarphol; Steiner; Streyle; Strinden; Sukut; Thoreson; Toman; Trottier; Vigesaa; Wall; Wieland; Williams; Zaiser; Speaker Devlin

NAYS: Johnson, N.; Keiser; Weisz

ABSENT AND NOT VOTING: Brandenburg; Heilman

SB 2213, as amended, passed.

SECOND READING OF SENATE BILL

SB 2294: A BILL for an Act to amend and reenact section 57-43.2-41 of the North Dakota Century Code, relating to increased fees for use of dyed special fuel in a licensed motor vehicle and display of consumer advisory information on pumps dispensing dyed special fuel.

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 64 YEAS, 28 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Amerman; Beadle; Belter; Boe; Boehning; Boschee; Damschen; Delmore; Dockter; Fehr; Frantsvog; Glassheim; Gruchalla; Guggisberg; Haak; Hanson; Hatlestad; Hawken; Headland; Hogan; Holman; Hunskor; Johnson, D.; Johnson, N.; Karls; Keiser; Kelsh, J.; Kelsh, S.; Kiefert; Klein; Klemin; Koppelman, K.; Kreidt; Kretschmar; Kreun; Laning; Larson; Looyesen; Maragos; Martinson; Mock; Monson; Mooney; Muscha; Nathe; Nelson, J.; Nelson, M.; Onstad; Oversen; Paur; Porter; Rust; Sanford; Schatz; Schmidt; Silbernagel; Skarphol; Strinden; Sukut; Trottier; Wall; Williams; Zaiser; Speaker Devlin

NAYS: Anderson; Becker; Bellew; Brabandt; Carlson; Delzer; Dosch; Drovdal; Froseth; Grande; Heller; Hofstad; Kasper; Kempenich; Koppelman, B.; Louser; Meier; Owens; Pollert; Rohr; Ruby; Steiner; Streyle; Thoreson; Toman; Vigesaa; Weisz; Wieland

ABSENT AND NOT VOTING: Brandenburg; Heilman

SB 2294, as amended, passed.

SECOND READING OF SENATE BILL

SB 2308: A BILL for an Act to create and enact four new subsections to section 61-28-02 and a new section to chapter 61-28 of the North Dakota Century Code, relating to the regulation of septic system servicing; to amend and reenact subsection 4 of section 61-28-08 of the North Dakota Century Code, relating to civil penalties for violating chapter 61-28 of the North Dakota Century Code; to repeal chapter 23-19 of the North Dakota Century Code, relating to the regulation of cesspools, septic tanks, and privies; to provide a penalty; and to provide an effective date.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 72 YEAS, 20 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Amerman; Anderson; Beadle; Belter; Boe; Boehning; Boschee; Brabandt; Carlson;

Damschen; Delmore; Dockter; Dosch; Drovdal; Fehr; Frantsvog; Glassheim; Gruchalla; Guggisberg; Haak; Hanson; Hatlestad; Hawken; Hofstad; Hogan; Holman; Hunskor; Johnson, D.; Johnson, N.; Karls; Keiser; Kelsh, J.; Kelsh, S.; Kempenich; Kiefert; Klein; Klemin; Koppelman, B.; Koppelman, K.; Kreidt; Kretschmar; Larson; Looyen; Maragos; Martinson; Meier; Mock; Monson; Mooney; Muscha; Nathe; Nelson, J.; Nelson, M.; Onstad; Oversen; Owens; Paur; Porter; Rust; Sanford; Silbernagel; Skarphol; Steiner; Strinden; Sukut; Toman; Vigesaa; Wall; Wieland; Williams; Zaiser; Speaker Devlin

NAYS: Becker; Bellew; Delzer; Froseth; Grande; Headland; Heller; Kasper; Kreun; Laning; Louser; Pollert; Rohr; Ruby; Schatz; Schmidt; Streyle; Thoreson; Trottier; Weisz

ABSENT AND NOT VOTING: Brandenburg; Heilman

Engrossed SB 2308, as amended, passed.

SECOND READING OF SENATE BILL

SB 2352: A BILL for an Act to authorize the conveyance of real property owned by the state of North Dakota.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 90 YEAS, 2 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

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

NAYS: Boe; Delzer

ABSENT AND NOT VOTING: Brandenburg; Heilman

Engrossed SB 2352, as amended, passed.

SECOND READING OF SENATE BILL

SB 2353: A BILL for an Act to create and enact two new sections to chapter 37-17.3 of the North Dakota Century Code, relating to statewide integrated radio communication; and to provide for a legislative management study.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 81 YEAS, 11 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Amerman; Anderson; Beadle; Becker; Bellew; Belter; Boe; Boehning; Boschee; Carlson; Damschen; Delmore; Delzer; Dockter; Drovdal; Fehr; Frantsvog; Froseth; Glassheim; Grande; Gruchalla; Guggisberg; Haak; Hanson; Hatlestad; Hawken; Headland; Hofstad; Hogan; Holman; Hunskor; Johnson, D.; Johnson, N.; Karls; Kasper; Keiser; Kelsh, J.; Kelsh, S.; Kiefert; Koppelman, B.; Koppelman, K.; Kreidt; Kretschmar; Kreun; Laning; Larson; Looyen; Louser; Maragos; Martinson; Mock; Monson; Mooney; Muscha; Nathe; Nelson, J.; Nelson, M.; Onstad; Oversen; Owens; Paur; Porter; Rohr; Rust; Sanford; Schatz; Schmidt; Silbernagel; Skarphol; Steiner;

Strinden; Sukut; Thoreson; Toman; Trottier; Vigesaa; Wall; Weisz; Wieland; Williams;
Speaker Devlin

NAYS: Brabandt; Dosch; Heller; Kempenich; Klein; Klemin; Meier; Pollert; Ruby; Streyle;
Zaiser

ABSENT AND NOT VOTING: Brandenburg; Heilman

Reengrossed SB 2353, as amended, passed.

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)
MR. PRESIDENT: The House has passed, unchanged: SB 2199, SB 2272, SB 2292.

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)
MR. PRESIDENT: The House has amended and subsequently passed: SB 2201, SB 2239,
SB 2299, SB 2314, SB 2338.

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)
MR. PRESIDENT: The House has amended and subsequently passed: SCR 4030.

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)
MR. PRESIDENT: The House has amended and subsequently failed to pass: SB 2221.

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)
MR. PRESIDENT: The House has failed to pass, unchanged: SB 2077, SB 2264, SB 2313,
SB 2343.

MESSAGE TO THE HOUSE FROM THE SENATE (WILLIAM R. HORTON, SECRETARY)
MR. SPEAKER: The Senate has passed, unchanged: HB 1024, HB 1059, HB 1118,
HB 1119, HB 1206, HB 1361, HB 1401, HB 1467.

MESSAGE TO THE HOUSE FROM THE SENATE (WILLIAM R. HORTON, SECRETARY)
MR. SPEAKER: The Senate has amended and subsequently passed: HB 1126, HB 1149,
HB 1251, HB 1286, HB 1333, HB 1405.

SENATE AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1126

Page 2, line 2, replace "mechanic certified by an industry-recognized certificate who" with
"licensed new or used motor vehicle dealer with publicly offered motor vehicle repair
services. The dealer completing the certificate of inspection may not be the dealer
who reconstructed the vehicle and"

ReNUMBER accordingly

SENATE AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1149

Page 1, line 3, replace "materials" with "chemical, oil, gas, and saltwater"

Page 1, line 9, replace "materials" with "chemicals"

Page 1, line 9, after "37-17.1-07.1" insert ", oil, gas, and saltwater"

Page 1, line 18, after "agency" insert "as required by law"

Page 2, line 1, remove "Hazardous"

Page 2, remove lines 2 through 14

ReNUMBER accordingly

SENATE AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1251

Page 1, line 13, replace "five" with "four"

Page 1, line 14, replace "ten" with "nine"

Page 2, line 9, replace "five" with "four"

Page 2, line 9, replace "ten" with "nine"

Renumber accordingly

SENATE AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1286

Page 1, line 2, replace "public" with "school district"

Page 1, line 7, replace "**Voter**" with "**School district voter**"

Page 1, line 9, remove "municipality or governing body of a"

Page 1, line 10, replace "municipality" with "school board"

Page 1, line 11, replace "municipality" with "school district"

Page 1, line 13, after "structure" insert "at a total cost of four million dollars or more"

Page 1, line 14, replace "municipality" with "school district"

Page 1, line 15, replace "at least sixty percent" with "a majority"

Page 1, line 15, replace "municipality" with "school district"

Page 1, line 15, after "question" insert "at a regular or special school district election"

Page 1, line 17, replace "municipality" with "school district"

Page 1, line 18, after "acquisition" insert ", improvements."

Page 1, line 18, replace "municipality" with "school district"

Page 1, line 18, remove "The"

Page 1, remove lines 19 through 21

Renumber accordingly

SENATE AMENDMENTS TO REENGROSSED HOUSE BILL NO. 1333

Page 2, after line 14, insert:

- (1) The commission shall give all affected counties written notice of hearings in such matters at least fifteen days before the hearing.
- (2) The commission may consider, in addition to other authority granted under this section, safety of the location and road access to saltwater disposal wells, treating plants, and all associated facilities."

Page 2, line 15, remove "Saltwater disposal wells and all associated facilities, including safety relating to"

Page 2, remove line 16

Page 2, line 17, remove "g."

Page 2, line 27, overstrike the third "or"

Page 2, line 29, after "facility" insert ", or damage is the result of an illegal dumping incident"

Page 3, line 3, after "bond" insert "or damage is the result of an illegal dumping incident"

Page 6, line 7, replace the first "the" with "this"

Page 6, line 23, after "information" insert ", if available."

Renumber accordingly

SENATE AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1405

Page 1, line 2, remove "to authorize collections for deposit into the veterans"

Page 1, line 3, remove "postwar trust fund;"

Page 1, line 6, replace "\$25,000" with "\$75,000"

Page 1, remove lines 12 through 20

Renumber accordingly

MESSAGE TO THE HOUSE FROM THE SENATE (WILLIAM R. HORTON, SECRETARY)
MR. SPEAKER: The Senate has amended and subsequently failed to pass: HB 1141.

MESSAGE TO THE HOUSE FROM THE SENATE (WILLIAM R. HORTON, SECRETARY)
MR. SPEAKER: The Senate has failed to pass, unchanged: HB 1031.

MESSAGE TO THE HOUSE FROM THE SENATE (WILLIAM R. HORTON, SECRETARY)
MR. SPEAKER: The Senate does not concur in the House amendments to SB 2094, SB 2095, SB 2129, SB 2160, SB 2223, and SB 2339, and the President has appointed as a conference committee to act with a like committee from the House on:

SB 2094: Sens. Schaible; Poolman; Marcellais

SB 2095: Sens. Schaible; Luick; Marcellais

SB 2129: Sens. Klein; Andrist; Murphy

SB 2160: Sens. Poolman; Luick; Heckaman

SB 2223: Sens. Laffen; Klein; Murphy

SB 2339: Sens. Laffen; Unruh; Murphy

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)
MR. PRESIDENT: Your signature is respectfully requested on: HB 1135, HB 1191, HB 1209, HB 1260, HB 1283, HB 1340, HB 1363, HB 1389, HB 1439, HB 1454, HB 1459.

MESSAGE TO THE HOUSE FROM THE SENATE (WILLIAM R. HORTON, SECRETARY)
MR. SPEAKER: The President has signed: HB 1135, HB 1191, HB 1209, HB 1260, HB 1283, HB 1340, HB 1363, HB 1389, HB 1439, HB 1454, HB 1459.

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)
MR. PRESIDENT: The Speaker has signed: HB 1046, HB 1097, HB 1172, HB 1176, HB 1320, HCR 3014.

MESSAGE TO THE HOUSE FROM THE SENATE (WILLIAM R. HORTON, SECRETARY)
MR. SPEAKER: The President has signed: SCR 4015.

MOTION

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

MOTION

REP. VIGESAA MOVED that the House be on the Fourth, Fifth, Thirteenth, and Sixteenth orders of business and at the conclusion of those orders, the House stand adjourned until 1:00 p.m., Wednesday, April 3, 2013, which motion prevailed.

REPORT OF STANDING COMMITTEE

SB 2072: Agriculture Committee (Rep. D. Johnson, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS**

(12 YEAS, 1 NAYS, 0 ABSENT AND NOT VOTING). SB 2072 was placed on the Sixth order on the calendar.

Page 1, line 1, after "to" insert "create and enact a new subsection to section 4-30-01 and three new sections to chapter 4-30 of the North Dakota Century Code, relating to shared animal ownership agreements; and to"

Page 1, line 1, replace "subsection" with "subsections 7 and"

Page 1, line 1, after "sections" insert "4-30-36,"

Page 1, after line 4, insert:

"SECTION 1. AMENDMENT. Subsection 7 of section 4-30-01 of the North Dakota Century Code is amended and reenacted as follows:

7. "Dairy or dairy farm" means a place where one or more dairy animals are kept, a part or all of the milk or milk products from which is sold or offered for sale, or transferred in accordance with a shared animal ownership agreement."

Page 1, after line 9, insert:

"SECTION 3. A new subsection to section 4-30-01 of the North Dakota Century Code is created and enacted as follows:

"Shared animal ownership agreement" means any contractual arrangement under which an individual:

- a. Acquires an ownership interest in a milk-producing animal;
- b. Agrees to pay another for, reimburse another for, or otherwise accept financial responsibility for the care and boarding of the milk-producing animal at the dairy farm; and
- c. Is entitled to receive a proportionate share of the animal's raw milk production as a condition of the contractual arrangement.

SECTION 4. AMENDMENT. Section 4-30-36 of the North Dakota Century Code is amended and reenacted as follows:

4-30-36. Standards for grade A milk and milk products - Adoption of amendments.

1. Only grade A milk may be sold as fluid beverage for human consumption. The minimum standards for milk and milk products designated as grade A are the same as the minimum requirements of the Pasteurized Milk Ordinance which includes provisions from the "Grade A Condensed and Dry Milk Products and Condensed and Dry Whey - Supplement 1 to the Grade A PMO". The commissioner may adopt ~~as regulations~~ other standards in the interest of public safety, wholesomeness of product, consumer interest, sanitation, good supply, salability, and promotion of grade A milk and milk products.
2. It is not a violation of this section to transfer or obtain raw milk under a shared animal ownership agreement. However, a person may not resell raw milk or raw milk products obtained under a shared animal ownership agreement."

Page 2, after line 10, insert:

"SECTION 8. A new section to chapter 4-30 of the North Dakota Century Code is created and enacted as follows:

Shared animal ownership agreement - Dairy farm registration.

The owner of a dairy farm that participates in a shared animal ownership agreement shall register with the commissioner by providing a written document that includes:

1. The name of the dairy farm; and
2. The address of the dairy farm.

SECTION 9. A new section to chapter 4-30 of the North Dakota Century Code is created and enacted as follows:

Shared animal ownership agreement - Requirements.

A person that transfers an animal's raw milk production in accordance with a shared animal ownership agreement does not violate this chapter if:

1. The dairy farm is registered under section 8 of this Act;
2. The milk is transferred at the dairy farm where the milk-producing animal is located or delivered to another location in accordance with a shared animal ownership agreement;
3. The individual receiving milk has entered a shared animal ownership agreement with the owner of the dairy farm and is receiving milk on the individual's own behalf or on the behalf of another who has entered a shared animal ownership agreement with the owner of the dairy farm;
4. The shared animal ownership agreement contains a prominent statement warning that:
 - a. The milk is not pasteurized;
 - b. Potential pathogens may be present in the milk; and
 - c. There are potential health concerns associated with the consumption of raw milk or raw milk products; and
5. Annually, the owner of the dairy farm provides to individuals who have entered shared animal ownership agreements with the owner:
 - a. The standards used to ensure the health of the milk-producing animals that are part of the shared animal ownership agreement;
 - b. The standards used to ensure the production of milk;
 - c. The results of any tests performed on the milk-producing animals, together with an explanation of the test results; and
 - d. The results of any tests performed on the milk from the milk-producing animals, together with an explanation of the test results.

SECTION 10. A new section to chapter 4-30 of the North Dakota Century Code is created and enacted as follows:

Shared animal ownership agreement - Prohibition.

A person may not publish any statement that asserts or implies the approval or endorsement by the commissioner of shared animal ownership agreements and the acquisition of raw milk under such agreements."

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2074, as engrossed: Judiciary Committee (Rep. K. Koppelman, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). Engrossed SB 2074 was placed on the Sixth order on the calendar.

Page 1, line 6, after "1." insert:

"a."

Page 1, line 6, overstrike "a" and insert immediately thereafter ":

(1) A class A felony if the value of any property or services retained or involved exceeds fifty thousand dollars;

(2) A"

Page 1, line 7, after "retained" insert "or involved"

Page 1, line 7, replace ", a" with "but does not exceed fifty thousand dollars;

(3) A"

Page 1, line 8, after "retained" insert "or involved"

Page 1, line 8, overstrike "five" and insert immediately thereafter "one"

Page 1, line 8, replace the underscored comma with "but does not exceed ten thousand dollars;"

Page 1, line 8, overstrike "a" and insert immediately thereafter:

"(4) A"

Page 1, after line 9, insert:

"b."

Page 1, line 10, overstrike "subsection 6 of"

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2076: Judiciary Committee (Rep. K. Koppelman, Chairman) recommends **DO PASS** (12 YEAS, 1 NAYS, 1 ABSENT AND NOT VOTING). SB 2076 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2108, as engrossed: Human Services Committee (Rep. Weisz, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (13 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed SB 2108 was placed on the Sixth order on the calendar.

Page 2, line 19, remove "The director may appoint an additional current commissioner"

Page 2, line 20, remove "to serve in lieu of the current county social service board member."

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2131, as engrossed: Human Services Committee (Rep. Weisz, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (13 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed SB 2131 was placed on the Sixth order on the calendar.

Page 3, line 8, after "2." insert "Genetic testing may be provided by a licensed genetic counselor only when ordered by a North Dakota licensed health care provider acting within the provider's scope of practice and privileged to do so. The referring or primary provider shall maintain supervision of patient care and the licensed genetic counselor shall provide reports to the referring or primary health care provider ordering such testing.

3."

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2175, as engrossed: Judiciary Committee (Rep. K. Koppelman, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed SB 2175 was placed on the Sixth order on the calendar.

Page 1, line 6, remove the overstrike over "~~Separate and mutual rights~~"

Page 1, line 6, remove "Rights"

Page 1, line 7, remove the overstrike over "~~separate and~~"

Page 1, line 9, after "The" insert "Except for necessary expenses as provided in subsection 3, the"

Page 1, line 9, remove the overstrike over "~~earnings of one spouse are not liable for the debts of the other spouse, and the~~"

Page 1, remove the overstrike over lines 10 through 12

Page 1, line 13, remove the overstrike over "~~3:~~"

Page 1, line 14, remove the overstrike over "~~, while living together,~~"

Page 1, line 17, remove the overstrike over "~~4:~~"

Page 1, line 17, remove "3."

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2187, as reengrossed: Human Services Committee (Rep. Weisz, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (11 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING). Reengrossed SB 2187 was placed on the Sixth order on the calendar.

Page 2, line 7, remove "and to applicants that are prospective payment system hospitals that receive"

Page 2, line 8, remove "trauma patients from oil producing counties"

Page 2, line 10, replace "three" with "fifteen"

Page 2, line 10, replace "twenty-five" with "seventy-five"

Page 4, line 21, replace "\$12,000,000" with "\$100,000,000"

Page 4, line 30, replace "2017" with "2013"

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2193, as engrossed: Human Services Committee (Rep. Weisz, Chairman)

recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (12 YEAS, 1 NAYS, 0 ABSENT AND NOT VOTING). Engrossed SB 2193 was placed on the Sixth order on the calendar.

Page 1, line 1, remove "the establishment of an autism spectrum disorder database and"

Page 1, remove line 2

Page 1, line 3, replace "study and report to the legislative management" with "expansion of the autism spectrum disorder medicaid waiver"

Page 1, remove lines 5 through 23

Page 2, remove lines 1 through 31

Page 3, replace lines 1 through 20 with:

"SECTION 1. DEPARTMENT OF HUMAN SERVICES AUTISM SPECTRUM DISORDER MEDICAID WAIVER. The department of human services, during the biennium beginning July 1, 2013, and ending June 30, 2015, shall seek approval from the federal centers for medicare and medicaid services to expand the department's autism spectrum disorder medicaid waiver to cover thirty-five additional individuals from birth through age five. The expansion to the waiver must become effective on or after January 1, 2014, and must include appropriate behavior intervention and treatment services that may include evidence-based and promising practices, case management services, technology and technology-based support, in-home support, equipment and supplies, home monitoring, respite care, residential supports and services, and behavioral consultation."

Page 4, line 6, replace the first comma with a semicolon

Page 4, line 6, replace the second comma with a semicolon

Page 4, line 6, replace ", and parent training," with "; training to support behavior analyst certification; training to improve independent living skills, preemployment opportunities, and executive and social skills; training and educational materials for parents; and parenting education"

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2211, as engrossed: Agriculture Committee (Rep. D. Johnson, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (13 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed SB 2211 was placed on the Sixth order on the calendar.

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

Page 1, line 1, replace "section" with "sections"

Page 1, line 1, after the second "and" insert "a new section to"

Page 1, line 5, remove "and"

Page 1, line 5, after "penalty" insert "; and to provide for reports to the legislative management"

Page 1, line 15, replace the second "or" with "purposes."

Page 1, line 15, after "purposes" insert ", or temporary exhibitions"

Page 1, after line 15, insert:

"**SECTION 2.** A new section to chapter 36-01 of the North Dakota Century Code is created and enacted as follows:

Assistance in criminal investigations.

The board shall maintain and make available to any law enforcement agency a list of veterinarians who are licensed in this state and trained to provide assistance in any criminal investigation pertaining to this state's animal laws.

SECTION 3. A new section to chapter 36-01 of the North Dakota Century Code is created and enacted as follows:

Reporting of violations - Biennial reports to legislative management.

The board shall work with law enforcement representatives to develop a reporting mechanism and compile information regarding violations of chapter 36-21.2. The board shall report its findings to the legislative management biennially.

Page 1, remove line 20

Page 1, line 21, remove "occurring within ten years"

Page 1, line 22, after ""neglect"" insert "with respect to dogs and cats."

Page 2, replace lines 11 through 24 with:

"3. For purposes of this chapter, "neglect" with respect to all animals other than those included in subsection 2, means the failure to provide:

a. Food and water that is:

- (1) Appropriate for the species and the breed; and
- (2) Sufficient to sustain the animal's health;

b. Minimal protection from adverse weather conditions, as appropriate for the species and the breed; and

c. Medical attention in the event of an injury or illness, as appropriate for the species and the breed.

4. The following do not constitute violations of this section:

a. Any usual and customary practice in:

- (1) The production of food, feed, fiber, or ornament;
- (2) The boarding, breeding, competition, exhibition, feeding, raising, showing, and training of animals;
- (3) The sport of rodeo;
- (4) Animal racing;
- (5) The use of animals by exhibitors licensed under the Animal Welfare Act, 7 U.S.C. 2131, et seq;
- (6) Fishing, hunting, and trapping;
- (7) Wildlife management;
- (8) The culinary arts;
- (9) Lawful research and educational activities; and

- (10) Pest, vermin, predator, unwelcome animal, and animal damage control;
- b. The humane or swift destruction of an animal for cause; and
- c. Services provided by or under the direction of a licensed veterinarian."

Page 2, line 29, replace "the physical abuse of" with "any act or omission that results in physical injury to an animal or that causes the death of"

Page 2, line 30, remove "or omission"

Page 3, replace lines 1 through 16 with:

- "3. The following do not constitute violations of this section:
 - a. Any usual and customary practice in:
 - (1) The production of food, feed, fiber, or ornament;
 - (2) The boarding, breeding, competition, exhibition, feeding, raising, showing, and training of animals;
 - (3) The sport of rodeo;
 - (4) Animal racing;
 - (5) The use of animals by exhibitors licensed under the Animal Welfare Act, 7 U.S.C. 2131, et seq;
 - (6) Fishing, hunting, and trapping;
 - (7) Wildlife management;
 - (8) The culinary arts;
 - (9) Lawful research and educational activities; and
 - (10) Pest, vermin, predator, unwelcome animal, and animal damage control;
 - b. Any action taken by an individual against an animal that is attacking or is about to attack a human, a companion animal, or livestock;
 - c. The humane or swift destruction of an animal for cause; and
 - d. Services provided by or under the direction of a licensed veterinarian."

Page 3, line 18, replace "willfully" with "intentionally"

Page 3, remove lines 20 through 31

Page 4, replace lines 1 through 10 with:

- "a. Breaking an animal's bones;
- b. Causing an animal extreme pain;
- c. Causing the prolonged impairment of an animal's health;
- d. Mutilating an animal; or
- e. Physically torturing an animal.

3. The following do not constitute violations of this section:
- a. Any usual and customary practice in:
 - (1) The production of food, feed, fiber, or ornament;
 - (2) The boarding, breeding, competition, exhibition, feeding, raising, showing, and training of animals;
 - (3) The sport of rodeo;
 - (4) Animal racing;
 - (5) The use of animals by exhibitors licensed under the Animal Welfare Act, 7 U.S.C. 2131, et seq;
 - (6) Fishing, hunting, and trapping;
 - (7) Wildlife management;
 - (8) The culinary arts;
 - (9) Lawful research and educational activities; and
 - (10) Pest, vermin, predator, unwelcome animal, and animal damage control;
 - b. Any action taken by an individual against an animal that is attacking or is about to attack a human, a companion animal, or livestock;
 - c. The humane or swift destruction of an animal for cause; and
 - d. Services provided by or under the direction of a licensed veterinarian."

Page 4, line 13, remove "for a first or a second offense and a class C felony for a third or"

Page 4, line 14, remove "subsequent offense occurring within ten years"

Page 4, remove lines 24 through 31

Page 5, replace lines 1 through 6 with:

- "3. The following do not constitute violations of this section:
- a. Any usual and customary practice in:
 - (1) The production of food, feed, fiber, or ornament;
 - (2) The boarding, breeding, competition, exhibition, feeding, raising, showing, and training of animals;
 - (3) The sport of rodeo;
 - (4) Animal racing;
 - (5) The use of animals by exhibitors licensed under the Animal Welfare Act, 7 U.S.C. 2131, et seq;
 - (6) Fishing, hunting, and trapping;
 - (7) Wildlife management;
 - (8) The culinary arts;

- (9) Lawful research and educational activities; and
- (10) Pest, vermin, predator, unwelcome animal, and animal damage control;
- b. The humane or swift destruction of an animal for cause; and
- c. Services provided by or under the direction of a licensed veterinarian."

Page 6, line 15, replace "The" with "If convicted of violating this chapter, the"

Page 6, line 20, after "seizure" insert "and conviction"

Page 8, line 26, after the underscored semicolon insert "or"

Page 8, remove line 27

Page 8, line 28, replace "d." with "c."

Page 8, line 28, replace the underscored semicolon with an underscored period

Page 8, remove lines 29 through 31

Page 9, replace lines 1 through 12 with:

- "4. The following do not constitute violations of this section:
- a. Any usual and customary practice in:
 - (1) The production of food, feed, fiber, or ornament;
 - (2) The boarding, breeding, competition, exhibition, feeding, raising, showing, and training of animals;
 - (3) The sport of rodeo;
 - (4) Animal racing;
 - (5) The use of animals by exhibitors licensed under the Animal Welfare Act, 7 U.S.C. 2131, et seq;
 - (6) Fishing, hunting, and trapping;
 - (7) Wildlife management;
 - (8) The culinary arts;
 - (9) Lawful research and educational activities; and
 - (10) Pest, vermin, predator, unwelcome animal, and animal damage control;
 - b. Any action taken by an individual against an animal that is attacking or is about to attack a human, a companion animal, or livestock;
 - c. The humane or swift destruction of an animal for cause; and
 - d. Services provided by or under the direction of a licensed veterinarian."

Page 9, line 14, replace "A person" with "An individual"

Page 9, line 16, replace "Any person that" with "An individual who"

Page 9, line 26, replace "**Collectives**" with "**Multiple animals**"

Page 9, line 26, replace "**Status**" with "**Enhancement**"

Page 9, replace lines 27 through 29 with:

"If a violation of this chapter involves multiple animals, whether of the same species or not, the violation is deemed to be a singular offense for purposes of enhancement.

SECTION 5. REPRESENTATIVES OF AGRICULTURAL PRODUCTION GROUPS - REPORT TO LEGISLATIVE MANAGEMENT. Before July 1, 2014, representatives of agricultural production groups, including representatives of this state's livestock industry, shall compile information regarding the effects of this Act on the various sectors of the agricultural industry. The compiled information must be presented to the legislative management for review, together with any suggestions for potential statutory changes."

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2212, as engrossed: Judiciary Committee (Rep. K. Koppelman, Chairman) recommends **DO NOT PASS** (8 YEAS, 6 NAYS, 0 ABSENT AND NOT VOTING). Engrossed SB 2212 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2227, as engrossed: Judiciary Committee (Rep. K. Koppelman, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (9 YEAS, 5 NAYS, 0 ABSENT AND NOT VOTING). Engrossed SB 2227 was placed on the Sixth order on the calendar.

Page 2, line 8, replace "one year" with "two years"

Page 2, line 28, replace "one year" with "two years"

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2251: Judiciary Committee (Rep. K. Koppelman, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). SB 2251 was placed on the Sixth order on the calendar.

Page 1, line 2, remove "12.1-21-04,"

Page 1, line 3, after the fourth comma insert "12.1-32-01, 12.1-32-01.1,"

Page 2, remove lines 18 through 30

Page 3, remove lines 1 and 2

Page 8, line 10, remove the overstrike over "one"

Page 8, line 10, remove "five"

Page 8, line 10, overstrike "hundred" and insert immediately thereafter "thousand"

Page 8, line 19, overstrike the first "a" and insert immediately thereafter ":

a. A"

Page 8, line 21, overstrike "The offense is a" and insert immediately thereafter:

"b. A"

Page 8, line 22, overstrike "a." and insert immediately thereafter:

"(1)"

Page 8, line 25, overstrike "b." and insert immediately thereafter:

"(2)"

Page 8, line 26, remove the overstrike over "one"

Page 8, line 26, remove "five"

Page 8, line 26, overstrike "hundred" and insert immediately thereafter "thousand"

Page 8, line 27, overstrike "Otherwise it is a" and insert immediately thereafter:

"c. A"

Page 8, line 27, after "misdemeanor" insert "in all other cases"

Page 8, after line 27, insert:

"SECTION 11. AMENDMENT. Section 12.1-32-01 of the North Dakota Century Code is amended and reenacted as follows:

12.1-32-01. Classification of offenses - Penalties.

Offenses are divided into seven classes, which are denominated and subject to maximum penalties, as follows:

1. Class AA felony, for which a maximum penalty of life imprisonment without parole may be imposed. The court must designate whether the life imprisonment sentence imposed is with or without an opportunity for parole. Notwithstanding the provisions of section 12-59-05, a person found guilty of a class AA felony and who receives a sentence of life imprisonment with parole, shall not be eligible to have that person's sentence considered by the parole board for thirty years, less sentence reduction earned for good conduct, after that person's admission to the penitentiary.
2. Class A felony, for which a maximum penalty of twenty years' imprisonment, a fine of ~~twenty~~ twenty thousand dollars, or both, may be imposed.
3. Class B felony, for which a maximum penalty of ten years' imprisonment, a fine of ~~twenty~~ twenty thousand dollars, or both, may be imposed.
4. Class C felony, for which a maximum penalty of five years' imprisonment, a fine of ~~five~~ ten thousand dollars, or both, may be imposed.
5. Class A misdemeanor, for which a maximum penalty of one year's imprisonment, a fine of ~~two~~ three thousand dollars, or both, may be imposed.
6. Class B misdemeanor, for which a maximum penalty of thirty days' imprisonment, a fine of one thousand five hundred dollars, or both, may be imposed.
7. Infraction, for which a maximum fine of ~~five hundred~~ one thousand dollars may be imposed. Any person convicted of an infraction who has, within one year prior to commission of the infraction of which the person was convicted, been previously convicted of an offense classified as an infraction may be sentenced as though convicted of a class B misdemeanor. If the prosecution contends that the infraction is

punishable as a class B misdemeanor, the complaint shall specify that the offense is a misdemeanor.

This section shall not be construed to forbid sentencing under section 12.1-32-09, relating to extended sentences.

SECTION 12. AMENDMENT. Section 12.1-32-01.1 of the North Dakota Century Code is amended and reenacted as follows:

12.1-32-01.1. Organizational fines.

Any organization, as defined in section 12.1-03-04, shall, upon conviction, be subject to a maximum fine in accordance with the following classification:

1. For a class A felony, a maximum fine of ~~ffty~~one hundred thousand dollars.
2. For a class B felony, a maximum fine of ~~thirty-five~~seventy thousand dollars.
3. For a class C felony, a maximum fine of ~~twenty-five~~fifty thousand dollars.
4. For a class A misdemeanor, a maximum fine of ~~fifteen~~thirty thousand dollars.
5. For a class B misdemeanor, a maximum fine of ~~ten~~twenty thousand dollars.

Nothing in this section shall be construed as preventing the imposition of the sanction provided for in section 12.1-32-03, nor as preventing the prosecution of agents of the organization under section 12.1-03-03."

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2257: Judiciary Committee (Rep. K. Koppelman, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2257 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 provide for a legislative management study of the state hospital's program for the evaluation and treatment of civilly committed sexually dangerous individuals.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. LEGISLATIVE MANAGEMENT STUDY - STATE HOSPITAL'S PROGRAM FOR CIVILLY COMMITTED SEXUALLY DANGEROUS INDIVIDUALS.

During the 2013-14 interim the legislative management shall consider studying the state hospital's program for the evaluation and treatment of civilly committed sexually dangerous individuals. The study must include a review of the program's history, progress, costs, policies and procedures, and the impact of the program on the families of individuals who are civilly committed to the program. The legislative management shall report its findings and recommendations, together with any legislation required to implement the recommendations, to the sixty-fourth legislative assembly."

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2319, as engrossed: Judiciary Committee (Rep. K. Koppelman, Chairman) recommends **DO NOT PASS** (8 YEAS, 6 NAYS, 0 ABSENT AND NOT VOTING). Engrossed SB 2319 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2323, as engrossed: Judiciary Committee (Rep. K. Koppelman, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (9 YEAS, 3 NAYS, 2 ABSENT AND NOT VOTING). Engrossed SB 2323 was placed on the Sixth order on the calendar.

Page 1, line 9, remove "financial service provider."

Page 1, line 17, remove "section."

Page 1, remove lines 18 through 20

Page 1, line 21, replace "b. "Medical"" with "subsection, "medical""

Page 2, line 5, after "2." insert "A report, if required by section 25-01.3-04, satisfies all reporting requirements of this chapter."

3."

Page 2, line 13, replace "3." with "4."

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2345, as engrossed: Judiciary Committee (Rep. K. Koppelman, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). Engrossed SB 2345 was placed on the Sixth order on the calendar.

Page 2, line 5, remove the overstrike over "~~one thousand~~"

Page 2, line 5, remove "five hundred"

Page 2, after line 6, insert:

"d. A class A misdemeanor if the value of the exploited funds, assets, or property does not exceed one thousand dollars."

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2364, as reengrossed: Finance and Taxation Committee (Rep. Belter, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). Reengrossed SB 2364 was placed on the Sixth order on the calendar.

Page 1, line 9, after the first comma insert "and"

Page 1, line 9, remove ", and section"

Page 1, line 10, remove "57-39.2-26.1"

Page 1, line 12, remove "state aid distribution fund allocations to"

Page 1, line 13, remove "political subdivisions,"

Page 6, remove lines 6 through 30

Page 7, remove lines 1 through 24

Page 7, line 27, remove ", except section 18 of this Act, which is effective for taxable events occurring"

Page 7, line 28, remove "after June 30, 2014"

Renumber accordingly

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

Buell J. Reich, Chief Clerk

