

JOURNAL OF THE SENATE

Sixty-fifth Legislative Assembly

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Bismarck, March 17, 2017

The Senate convened at 12:30 p.m., with President Sanford presiding.

The prayer was offered by Pastor Bob Thune, GracePoint Church, Bismarck.

The roll was called and all members were present except Senator Osland.

A quorum was declared by the President.

FIRST READING OF SENATE CONCURRENT RESOLUTION

Sens. Holmberg, Meyer, Wardner, Heckaman and Reps. Carlson, Mock introduced:

(Approved by the Delayed Bills Committee)

SCR 4014: A concurrent resolution supporting the development of the unmanned aircraft systems industry in North Dakota and throughout the United States, congratulating the Federal Aviation Administration on the first Beyond Visual Line of Sight Certificate of Authorization in the United States, and encouraging further cooperation with the Federal Aviation Administration to safely integrate unmanned aircraft systems into the national airspace.

Was read the first time.

MOTION

SEN. KLEIN MOVED that the rules be suspended, that SCR 4014 not be printed, not be referred to committee, but be read in title only, be printed in the Journal, and placed on the calendar for immediate second reading and final passage, which motion prevailed.

Sens. Holmberg, Meyer, Wardner, Heckaman and Reps. Carlson, Mock introduced:

(Approved by the Delayed Bills Committee)

SENATE CONCURRENT RESOLUTION NO. 4014

A concurrent resolution supporting the development of the unmanned aircraft systems industry in North Dakota and throughout the United States, congratulating the Federal Aviation Administration on the first Beyond Visual Line of Sight Certificate of Authorization in the United States, and encouraging further cooperation with the Federal Aviation Administration to safely integrate unmanned aircraft systems into the national airspace.

WHEREAS, North Dakota has made significant investments in the unmanned aircraft systems industry in technology, permitting, process, and economic development, including the Northern Plains Unmanned Aircraft Systems Test Site, Grand Sky Business Park, and North Dakota University System, which have led to successes of startup unmanned aircraft systems companies and other private sector economic investment in the state; and

WHEREAS, the Northern Plains Unmanned Aircraft Systems Test Site was chosen as a Federal Aviation Administration unmanned aircraft systems test site in December 2013, and was the first test site to conduct unmanned aircraft systems flights in May 2014; and

WHEREAS, the state desires to grow the unmanned aircraft systems industry and assist traditional industries, such as agriculture and energy, to grow through the use of unmanned aircraft systems; and

WHEREAS, the state desires to attract unmanned aircraft systems companies to invest in and employ the hard working people of the state to take advantage of the tremendous capabilities of unmanned aircraft systems to support infrastructure, rail and highway transportation, agriculture, energy, public safety, and natural resource management; and

WHEREAS, the state desires to speak with one voice to the unmanned aircraft systems industry through the Legislative Assembly and the Governor to promote the unmanned aircraft systems industry across the nation and to serve as the model for all states to properly implement rules and procedures for the safe integration of unmanned aircraft systems into the national airspace; and

WHEREAS, the Northern Plains Unmanned Aircraft Systems Test Site and the Federal Aviation Administration have collaborated to create the first Beyond Visual Line of Sight

Certificate of Authorization, and in partnership with Grand Sky and the United States Air Force seek to put that Certificate of Authorization into public use; and

WHEREAS, the successes in this state may serve as a model for the Federal Aviation Administration to expand the geographic reach of the recently approved Certificate of Authorization to broaden the research, development, testing, evaluation, engineering, and training opportunities necessary to support unmanned aircraft systems growth in the state and across the country;

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF NORTH DAKOTA, THE HOUSE OF REPRESENTATIVES CONCURRING THEREIN:

That the Sixty-fifth Legislative Assembly supports the development of the unmanned aircraft systems industry in North Dakota and throughout the United States, congratulates the Federal Aviation Administration on the first Beyond Visual Line of Sight Certificate of Authorization in the United States, and encourages further cooperation with the Federal Aviation Administration to safely integrate unmanned aircraft systems into the national airspace; and

BE IT FURTHER RESOLVED, that the Secretary of State forward copies of this resolution to the Administrator of the Federal Aviation Administration and to each member of the North Dakota Congressional Delegation.

SECOND READING OF SENATE CONCURRENT RESOLUTION

SCR 4014: A concurrent resolution supporting the development of the unmanned aircraft systems industry in North Dakota and throughout the United States, congratulating the Federal Aviation Administration on the first Beyond Visual Line of Sight Certificate of Authorization in the United States, and encouraging further cooperation with the Federal Aviation Administration to safely integrate unmanned aircraft systems into the national airspace.

The question being on the final adoption of the resolution, which has been read.

SCR 4014 was declared adopted on a voice vote.

FIRST READING OF SENATE CONCURRENT RESOLUTION

Sens. Wardner, Heckaman and Reps. Carlson, Mock introduced:

(Approved by the Delayed Bills Committee)

SCR 4015: A concurrent resolution designating May 15, 2017, as "Peace Officers Memorial Day".

Was read the first time.

MOTION

SEN. KLEIN MOVED that the rules be suspended, that SCR 4015 not be printed, not be referred to committee, but be read in title only, be printed in the Journal, and placed on the calendar for immediate second reading and final passage, which motion prevailed.

Sens. Wardner, Heckaman and Reps. Carlson, Mock introduced:

(Approved by the Delayed Bills Committee)

SENATE CONCURRENT RESOLUTION NO. 4015

A concurrent resolution designating May 15, 2017, as "Peace Officers Memorial Day".

WHEREAS, peace officers make an invaluable contribution to the safety of North Dakotans and it is considered appropriate there be, in each year, a day to mark and pay tribute to the hard work, dedication, and sacrifices made by North Dakota peace officers; and

WHEREAS, "Peace Officers Memorial Holiday" is held annually in the United States on May 15 in honor of federal, tribal, state, and local officers killed or disabled in the line of duty; and

WHEREAS, it is important to strengthen the fellowship and heritage of law enforcement, family relationships, and the memory of the officers who have fallen or passed away; and

WHEREAS, "Peace Officers Memorial Day" promotes and recognizes high standards of ethics, integrity, honor, courtesy, and professionalism which develop and maintain citizen confidence in the law enforcement community; and

WHEREAS, peace officers reflect a positive image of law enforcement to assist in providing safety, security, and protection of the rights of individuals, regardless of race, creed, religion, gender, or national origin; and

WHEREAS, in the last two years North Dakotans have mourned the tragic loss of two peace officers who gave their lives in the line of duty, Jason Moszer, an officer with the Fargo Police Department who died on February 11, 2016; and Colt Allery, a Deputy with the Rolette County Sheriff's Office who died on January 18, 2017; and

WHEREAS, the lives of those two peace officers, along with the many other North Dakota peace officers who made the ultimate sacrifice will be commemorated on the grounds of the State Capitol in Bismarck and across the state on May 15, "Peace Officers Memorial Day";

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF NORTH DAKOTA, THE HOUSE OF REPRESENTATIVES CONCURRING THEREIN:

That the Sixty-fifth Legislative Assembly designates May 15, 2017, as "Peace Officers Memorial Day" as proclaimed by the President of the United States and the Governor; and

BE IT FURTHER RESOLVED, that the State of North Dakota shall honor "Peace Officers Memorial Day" annually with an appropriate blue light display on the State Capitol; and

BE IT FURTHER RESOLVED, that the Secretary of State forward copies of this resolution to the Attorney General, the North Dakota Peace Officers Association, the North Dakota Sheriff's and Deputies Association, the Chiefs of Police Association of North Dakota, and the North Dakota Fraternal Order of Police.

SECOND READING OF SENATE CONCURRENT RESOLUTION

SCR 4015: A concurrent resolution designating May 15, 2017, as "Peace Officers Memorial Day".

The question being on the final adoption of the resolution, which has been read.

SCR 4015 was declared adopted on a voice vote.

CONSIDERATION OF AMENDMENTS

HB 1354, as engrossed: SEN. MEYER (Finance and Taxation Committee) MOVED that the amendments on SJ page 785 be adopted and then be placed on the Fourteenth order with **DO PASS**, which motion prevailed on a voice vote.

CONSIDERATION OF AMENDMENTS

HB 1294, as engrossed: SEN. ANDERSON (Human Services Committee) MOVED that the amendments on SJ page 784 be adopted and then be placed on the Fourteenth order with **DO PASS**, which motion prevailed on a voice vote.

MOTION

SEN. KLEIN MOVED that after action taken on the Sixth order, Engrossed HB 1338 be placed on the Fourteenth order for immediate second reading and final passage, which motion prevailed.

CONSIDERATION OF AMENDMENTS

HB 1338, as engrossed: SEN. J. LEE (Human Services Committee) MOVED that the amendments on SJ page 785 be adopted and then be placed on the Fourteenth order with **DO PASS**, which motion prevailed on a voice vote.

SECOND READING OF HOUSE BILL

HB 1338: A BILL for an Act to amend and reenact section 23-06-03 of the North Dakota Century Code, relating to indigent burial.

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 30 YEAS, 16 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Armstrong; Burckhard; Casper; Cook; Davison; Dever; Dotzenrod; Grabinger; Heckaman; Hogue; Holmberg; Klein; Krebsbach; Kreun; Laffen; Larson, D.; Lee, J.; Mathern; Nelson; Oban; Oehlke; Piepkorn; Poolman; Robinson; Schaible; Sorvaag; Unruh; Vedaa; Wanzek; Wardner

NAYS: Anderson; Bekkedahl; Bowman; Campbell; Clemens; Erbele; Kannianen; Kilzer;

Larsen, O.; Lee, G.; Luick; Marcellais; Meyer; Myrdal; Roers; Rust

ABSENT AND NOT VOTING: Osland

Engrossed HB 1338, as amended, passed.

SECOND READING OF HOUSE BILL

HB 1039: A BILL for an Act to create and enact a new section to chapter 23-16 of the North Dakota Century Code, relating to hospital discharge policies.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 1 YEAS, 45 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Mathern

NAYS: Anderson; Armstrong; Bekkedahl; Bowman; Burckhard; Campbell; Casper; Clemens; Cook; Davison; Dever; Dotzenrod; Erbele; Grabinger; Heckaman; Hogue; Holmberg; Kannianen; Kilzer; Klein; Krebsbach; Kreun; Laffen; Larsen, O.; Larson, D.; Lee, G.; Lee, J.; Luick; Marcellais; Meyer; Myrdal; Nelson; Oban; Oehlke; Piepkorn; Poolman; Robinson; Roers; Rust; Schaible; Sorvaag; Unruh; Vedaa; Wanzek; Wardner

ABSENT AND NOT VOTING: Osland

Engrossed HB 1039 failed.

SECOND READING OF HOUSE BILL

HB 1237: A BILL for an Act to amend and reenact section 43-55-05 of the North Dakota Century Code, relating to professional employer organization bonding requirements.

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 46 YEAS, 0 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Anderson; Armstrong; Bekkedahl; Bowman; Burckhard; Campbell; Casper; Clemens; Cook; Davison; Dever; Dotzenrod; Erbele; Grabinger; Heckaman; Hogue; Holmberg; Kannianen; Kilzer; Klein; Krebsbach; Kreun; Laffen; Larsen, O.; Larson, D.; Lee, G.; Lee, J.; Luick; Marcellais; Mathern; Meyer; Myrdal; Nelson; Oban; Oehlke; Piepkorn; Poolman; Robinson; Roers; Rust; Schaible; Sorvaag; Unruh; Vedaa; Wanzek; Wardner

ABSENT AND NOT VOTING: Osland

Engrossed HB 1237 passed.

MOTION

SEN. KLEIN MOVED that HB 1044 be moved to the bottom of the calendar, which motion prevailed.

SECOND READING OF HOUSE BILL

HB 1212: A BILL for an Act to create and enact chapter 9-15.2 of the North Dakota Century Code, relating to the Revised Uniform Athlete Agents Act; to repeal chapter 9-15.1 of the North Dakota Century Code, relating to the Uniform Athlete Agents Act; and to provide a penalty.

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 46 YEAS, 0 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Anderson; Armstrong; Bekkedahl; Bowman; Burckhard; Campbell; Casper; Clemens; Cook; Davison; Dever; Dotzenrod; Erbele; Grabinger; Heckaman; Hogue; Holmberg; Kannianen; Kilzer; Klein; Krebsbach; Kreun; Laffen; Larsen, O.; Larson, D.; Lee, G.; Lee, J.; Luick; Marcellais; Mathern; Meyer; Myrdal; Nelson; Oban; Oehlke; Piepkorn; Poolman; Robinson; Roers; Rust; Schaible; Sorvaag; Unruh; Vedaa; Wanzek; Wardner

ABSENT AND NOT VOTING: Osland

HB 1212 passed.

SECOND READING OF HOUSE BILL

HB 1253: A BILL for an Act to create and enact a new section to chapter 15.1-12 of the North Dakota Century Code, relating to voluntary property transfers between school districts.

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 46 YEAS, 0 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Anderson; Armstrong; Bekkedahl; Bowman; Burckhard; Campbell; Casper; Clemens; Cook; Davison; Dever; Dotzenrod; Erbele; Grabinger; Heckaman; Hogue; Holmberg; Kannianen; Kilzer; Klein; Krebsbach; Kreun; Laffen; Larsen, O.; Larson, D.; Lee, G.; Lee, J.; Luick; Marcellais; Mathern; Meyer; Myrdal; Nelson; Oban; Oehlke; Piepkorn; Poolman; Robinson; Roers; Rust; Schaible; Sorvaag; Unruh; Vedaa; Wanzek; Wardner

ABSENT AND NOT VOTING: Osland

HB 1253 passed.

SECOND READING OF HOUSE BILL

HB 1292: A BILL for an Act to create and enact a new section to chapter 23-02.1 of the North Dakota Century Code, relating to issuance of a certified copy of a fetal loss; and to amend and reenact section 23-02.1-01 of the North Dakota Century Code, relating to definitions in the Heath Statistics Act.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 38 YEAS, 8 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Armstrong; Bekkedahl; Bowman; Campbell; Casper; Clemens; Cook; Davison; Dever; Dotzenrod; Erbele; Grabinger; Heckaman; Hogue; Holmberg; Kannianen; Kilzer; Klein; Laffen; Larsen, O.; Larson, D.; Lee, G.; Luick; Marcellais; Mathern; Myrdal; Nelson; Oban; Poolman; Robinson; Roers; Rust; Schaible; Sorvaag; Unruh; Vedaa; Wanzek; Wardner

NAYS: Anderson; Burckhard; Krebsbach; Kreun; Lee, J.; Meyer; Oehlke; Piepkorn

ABSENT AND NOT VOTING: Osland

Engrossed HB 1292 passed.

SECOND READING OF HOUSE BILL

HB 1282: A BILL for an Act to provide for reports to the legislative management; and to provide for a legislative management study regarding agricultural commodity groups.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 0 YEAS, 46 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

NAYS: Anderson; Armstrong; Bekkedahl; Bowman; Burckhard; Campbell; Casper; Clemens; Cook; Davison; Dever; Dotzenrod; Erbele; Grabinger; Heckaman; Hogue; Holmberg; Kannianen; Kilzer; Klein; Krebsbach; Kreun; Laffen; Larsen, O.; Larson, D.; Lee, G.; Lee, J.; Luick; Marcellais; Mathern; Meyer; Myrdal; Nelson; Oban; Oehlke; Piepkorn; Poolman; Robinson; Roers; Rust; Schaible; Sorvaag; Unruh; Vedaa; Wanzek; Wardner

ABSENT AND NOT VOTING: Osland

Engrossed HB 1282 failed.

SECOND READING OF HOUSE BILL

HB 1153: A BILL for an Act to amend and reenact section 54-06-31 of the North Dakota Century Code, relating to state employee recruitment and retention bonus programs.

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 36 YEAS, 10 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Anderson; Bekkedahl; Bowman; Campbell; Clemens; Cook; Davison; Dever; Dotzenrod; Erbele; Grabinger; Heckaman; Holmberg; Kannianen; Kilzer; Klein; Kreun; Larson, D.; Lee, G.; Lee, J.; Luick; Marcellais; Meyer; Myrdal; Nelson; Oban; Piepkorn; Poolman; Robinson; Roers; Rust; Schaible; Sorvaag; Vedaa; Wanzek; Wardner

NAYS: Armstrong; Burckhard; Casper; Hogue; Krebsbach; Laffen; Larsen, O.; Mathern; Oehlke; Unruh

ABSENT AND NOT VOTING: Osland

HB 1153 passed.

SECOND READING OF HOUSE BILL

HB 1305: A BILL for an Act to amend and reenact sections 2-06-01, 2-06-01.1, 2-06-01.2, 2-06-02, 2-06-03, 2-06-04, 2-06-06, 2-06-07, 2-06-08, 2-06-09, 2-06-10, 2-06-11, 2-06-12, 2-06-13, 2-06-14, 2-06-15, 2-06-16, 2-06-17, 2-06-18, 2-06-19, 2-06-20, 2-06-21, and 2-06-22 of the North Dakota Century Code, relating to the form and style of statutes governing airport authorities; and to repeal sections 2-06-05 and 2-06-23 of the North Dakota Century Code, relating to airport authorities.

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 46 YEAS, 0 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Anderson; Armstrong; Bekkedahl; Bowman; Burckhard; Campbell; Casper; Clemens; Cook; Davison; Dever; Dotzenrod; Erbele; Grabinger; Heckaman; Hogue; Holmberg; Kannianen; Kilzer; Klein; Krebsbach; Kreun; Laffen; Larsen, O.; Larson, D.; Lee, G.; Lee, J.; Luick; Marcellais; Mathern; Meyer; Myrdal; Nelson;

Oban; Oehlke; Piepkorn; Poolman; Robinson; Roers; Rust; Schaible; Sorvaag; Unruh; Vedaa; Wanzek; Wardner

ABSENT AND NOT VOTING: Osland

HB 1305 passed.

SECOND READING OF HOUSE CONCURRENT RESOLUTION

HCR 3026: A concurrent resolution requesting the Legislative Management to consider studying the membership and state supervision of the state's occupational and professional licensing boards in order to retain antitrust law immunity.

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

HCR 3026 was declared adopted on a voice vote.

SECOND READING OF HOUSE CONCURRENT RESOLUTION

HCR 3031: A concurrent resolution requesting the Legislative Management to consider studying the provision of natural gas service to underserved communities in this state and the means of financing natural gas pipeline infrastructure.

The question being on the final adoption of the resolution, which has been read, and has committee recommendation of DO NOT PASS.

HCR 3031 was declared lost on a voice vote.

MOTION

SEN. KLEIN MOVED that the Senate suspend Joint Rule 203-2 for the purpose of accepting HCR 3028, which motion failed on a verification vote.

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

MR. SPEAKER: The Senate has passed, unchanged: HB 1214, HB 1289, HB 1373.

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

MR. SPEAKER: The Senate has amended and subsequently passed: HB 1134, HB 1195, HB 1323.

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

MR. SPEAKER: The Senate has failed to pass, unchanged: HB 1162, HB 1308.

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

MR. PRESIDENT: The House has passed, and your favorable consideration is requested on: HCR 3024.

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

MR. PRESIDENT: The House has passed, unchanged: SB 2304, SB 2333.

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

MR. PRESIDENT: The House has passed, the emergency clause carried, unchanged: SB 2175.

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

MR. PRESIDENT: The House has amended and subsequently passed: SB 2152, SB 2278, SB 2308.

HOUSE AMENDMENTS TO ENGROSSED SENATE BILL NO. 2152

Page 1, line 9, after "entity" insert "or any person delegated authority by a public entity to review applications or make hiring decisions"

Page 1, line 10, replace "shall" with "or other person shall"

Page 1, line 11, after "entity" insert "or other person"

Page 1, line 12, after the underscored period insert "However, if the public entity or other person does not wish to consider any of the applications further and decides not to make an offer of employment for the vacant position, the public entity need not designate any finalist."

Page 1, line 15, after the underscored period insert "The public entity or other person reviewing applications on behalf of the public entity shall comply with all requirements for an executive session to discuss confidential applications."

Renumber accordingly

HOUSE AMENDMENTS TO SENATE BILL NO. 2278

Page 1, line 9, replace "charge" with "seek recovery of costs incurred for the removal of any obstruction from"

Page 1, line 11, replace "charge" with "removal cost"

Renumber accordingly

HOUSE AMENDMENTS TO SENATE BILL NO. 2308

Page 1, line 17, after the period insert "The department may not issue a fishhouse registration number, unless the division of state radio has integrated game and fish department license information into the national law enforcement telecommunications system."

Renumber accordingly

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)
MR. PRESIDENT: The House has amended, subsequently passed, and the emergency clause carried: SB 2125.

HOUSE AMENDMENTS TO ENGROSSED SENATE BILL NO. 2125

Page 1, line 2, after "weapon" insert "; to provide a penalty; and to declare an emergency"

Page 1, line 18, after "firearm" insert "or dangerous weapon"

Page 2, after line 29, insert:

"SECTION 2. EMERGENCY. This Act is declared to be an emergency measure."

Renumber accordingly

MESSAGE TO THE HOUSE FROM THE SENATE (SHANDA MORGAN, SECRETARY)
MR. SPEAKER: Your signature is respectfully requested on: SB 2044, SB 2124, SB 2148, SB 2157, SB 2165, SB 2171, SB 2172, SB 2178, SB 2205, SB 2238, SCR 4008.

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)
MR. PRESIDENT: Your signature is respectfully requested on: HB 1036, HB 1215, HB 1315, HB 1325, HCR 3002.

MESSAGE TO THE SENATE FROM THE HOUSE (BUELL J. REICH, CHIEF CLERK)
MR. PRESIDENT: The Speaker has signed: SB 2044, SB 2124, SB 2148, SB 2157,

SB 2165, SB 2171, SB 2172, SB 2178, SB 2205, SB 2238, SCR 4008.

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

MR. SPEAKER: The President has signed: SB 2044, SB 2124, SB 2148, SB 2157, SB 2165, SB 2171, SB 2172, SB 2178, SB 2205, SB 2238, SCR 4008.

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

MR. SPEAKER: The President has signed: HB 1036, HB 1215, HB 1315, HB 1325, HCR 3002.

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

MR. PRESIDENT: The Speaker has signed: HB 1171, HB 1192, HB 1211, HB 1380, HB 1385, HB 1409, HCR 3015, HCR 3034.

COMMUNICATION FROM GOVERNOR DOUG BURGUM

This is to inform you that on March 16, 2017, I have signed the following: SB 2289.

Also, on March 15, 2017, I have signed the following: SB 2032, SB 2089, SB 2159, SB 2182, SB 2198, SB 2214, and SB 2267.

DELIVERY OF ENROLLED BILLS AND RESOLUTIONS

The following resolution was delivered to the Secretary of State for filing on March 17, 2017: SCR 4008.

MOTION

SEN. KLEIN MOVED that the absent member be excused, which motion prevailed.

MOTION

SEN. KLEIN MOVED that the Senate be on the Fourth, Fifth, Ninth, Thirteenth, and Sixteenth orders of business and at the conclusion of those orders, the Senate stand adjourned until 1:00 p.m., Monday, March 20, 2017, which motion prevailed.

REPORT OF STANDING COMMITTEE

HB 1128: Transportation Committee (Sen. Laffen, Chairman) recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1128 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1137, as engrossed: Industry, Business and Labor Committee (Sen. Klein, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed HB 1137 was placed on the Sixth order on the calendar.

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

Page 1, line 5, after "premium" insert "; and to provide a penalty"

Page 4, line 23, replace "Absent" with "If the organization is unable to obtain"

Page 4, line 24, replace "all" with "the available"

Page 4, line 24, after "payroll" insert "information"

Page 4, line 25, after "contractor" insert "for work performed under the liable general contractor"

Page 4, line 25, remove "The"

Page 4, line 26, replace "organization may reduce the liability of an employer under this section" with "If a subcontractor's or independent contractor's liability for failure to secure coverage arises from a single project with a general contractor, the liability of the general contractor is one hundred percent of the amount of premium and penalty owed by the subcontractor or independent contractor. If there is evidence showing the subcontractor or independent contractor was working on multiple projects during the period the subcontractor or independent contractor failed to secure coverage, the"

organization shall set the amount of the general contractor's liability which may not exceed seventy percent of the total premium and penalty owed by the subcontractor or independent contractor"

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1201, as engrossed: Industry, Business and Labor Committee (Sen. Klein, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed HB 1201 was placed on the Sixth order on the calendar.

Page 1, line 3, replace "devices" with "alarms"

Page 1, line 5, replace "devices" with "alarms"

Page 1, line 5, remove "to provide a penalty,"

Page 1, line 10, replace "**devices**" with "**alarms**"

Page 1, line 12, after the first "property" insert "that includes a wood or other fuel-fired fireplace, heater, or appliance or an attached garage."

Page 1, line 13, after "23-09-02.1" insert an underscored comma

Page 1, line 14, replace the first "devices" with "alarms"

Page 1, line 14, remove the overstrike over the second "systems"

Page 1, line 14, remove the second "devices"

Page 1, line 15, replace "Devices" with "Alarms"

Page 1, line 19, replace "devices" with "alarms"

Page 1, line 19, replace "Devices" with "Alarms"

Page 1, line 22, replace "devices" with "alarms"

Page 1, line 24, replace "devices" with "alarms"

Page 2, line 1, overstrike "unit"

Page 2, line 2, replace the first "device" with "alarm"

Page 2, line 2, remove the overstrike over the second "system"

Page 2, line 2, remove the second "device"

Page 2, line 5, overstrike "dwelling units" and insert immediately thereafter "dwellings"

Page 2, line 7, remove "detection"

Page 2, line 8, replace "devices" with "alarms"

Page 2, line 9, overstrike "4. Any property owner who willfully fails to install a"

Page 2, line 9, remove "device"

Page 2, line 9, overstrike "as required by this"

Page 2, line 10, overstrike "section is guilty of"

Page 2, line 10, remove "an infraction"

Page 2, line 10, overstrike the period

Page 2, line 15, replace "devices" with "alarms"

Page 2, line 20, replace "device" with "alarm"

Page 2, line 20, remove "unit"

Page 2, line 24, replace "device" with "alarm"

Page 2, line 25, replace "device" with "alarm"

Page 2, line 28, replace "device" with "alarm"

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1204, as engrossed: Energy and Natural Resources Committee (Sen. Unruh, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed HB 1204 was placed on the Sixth order on the calendar.

Page 1, line 19, remove "who has completed the hunter education course and"

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1255, as engrossed: Transportation Committee (Sen. Laffen, Chairman) recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed HB 1255 was rereferred to the **Appropriations Committee**.

REPORT OF STANDING COMMITTEE

HB 1257, as engrossed: Energy and Natural Resources Committee (Sen. Unruh, Chairman) recommends **DO PASS** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed HB 1257 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1311, as engrossed: Transportation Committee (Sen. Laffen, Chairman) recommends **DO PASS** (5 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). Engrossed HB 1311 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1419, as reengrossed: Energy and Natural Resources Committee (Sen. Unruh, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Reengrossed HB 1419 was placed on the Sixth order on the calendar.

Page 1, line 1, replace "firearm safety" with "shooting sports grant"

Page 1, line 3, replace "**FIREARM SAFETY**" with "**SHOOTING SPORTS GRANT**"

Page 1, line 6, replace "firearm safety" with "shooting sports grant"

Page 1, line 8, replace "firearm safety" with "shooting sports grant"

Page 1, line 9, remove "elementary and secondary"

Page 1, line 9, after "schools" insert ", clubs, and organized youth groups"

Page 1, line 10, remove "purchase firearm safety materials and"

Page 1, line 10, remove "administer firearm safety"

Page 1, line 11, replace "courses in elementary and secondary schools" with "promote and facilitate shooting sports in schools, clubs, and organized youth groups in the state"

Re-number accordingly

REPORT OF STANDING COMMITTEE

HB 1430, as engrossed: Transportation Committee (Sen. Laffen, Chairman) recommends **DO PASS** (5 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). Engrossed HB 1430 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

HCR 3009: Agriculture Committee (Sen. Luick, Chairman) recommends **DO PASS** (5 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HCR 3009 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

HCR 3011, as engrossed: Energy and Natural Resources Committee (Sen. Unruh, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed HCR 3011 was placed on the Sixth order on the calendar.

Page 1, line 7, replace "\$28" with "\$32"

Re-number accordingly

REPORT OF STANDING COMMITTEE

HCR 3027: Energy and Natural Resources Committee (Sen. Unruh, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HCR 3027 was placed on the Sixth order on the calendar.

Page 1, line 14, remove "based on an oil"

Page 1, remove line 15

Page 1, line 16, remove "from a refractured oil well"

Re-number accordingly

FIRST READING OF HOUSE CONCURRENT RESOLUTION

HCR 3024: A concurrent resolution declaring June 27, 2017, and each June 27 thereafter, as "Posttraumatic Stress Injury Awareness Day" and the month of June 2017, and each June thereafter, as "Posttraumatic Stress Injury Awareness Month".

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

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

Shanda Morgan, Secretary