

JOURNAL OF THE HOUSE

Sixty-fourth Legislative Assembly

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Bismarck, April 21, 2015

The House convened at 8:00 a.m., with Speaker Belter presiding.

The prayer was offered by Rev. Bob Thune, First Evangelical Free Church, Bismarck.

The roll was called and all members were present except Representatives Boehning, Frantsvog, and Glassheim.

A quorum was declared by the Speaker.

COMMUNICATION FROM GOVERNOR JACK DALRYMPLE

This is to inform you that on April 20, 2015, I have signed the following: HB 1030, HB 1068, HB 1102, HB 1244, HB 1255, HB 1313, HB 1358, HB 1372, and HB 1474.

CONSIDERATION OF MESSAGE FROM THE SENATE

REP. KASPER MOVED that the House do concur in the Senate amendments to HB 1333 as printed on HJ page 1418, which motion prevailed on a voice vote.

HB 1333 as amended, was placed on the Eleventh order of business.

SECOND READING OF HOUSE BILL

HB 1333: A BILL for an Act to amend and reenact sections 16.1-01-04, 16.1-05-07, and 16.1-07-06 of the North Dakota Century Code, relating to voting requirements, qualifications of electors, and voter identification.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 68 YEAS, 23 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Anderson, B.; Anderson, D.; Beadle; Becker, Rich S.; Becker, Rick C.; Bellew; Brabandt; Brandenburg; Carlson; Damschen; Delzer; Devlin; Dockter; Dosch; Fehr; Froseth; Hatlestad; Hawken; Headland; Hofstad; Johnson, D.; Johnson, M.; Kading; Karls; Kasper; Keiser; Kempenich; Kiefert; Klein; Klemin; Koppelman, B.; Koppelman, K.; Kreidt; Kretschmar; Laning; Larson; Lefor; Looyen; Louser; Maragos; Martinson; Meier; Monson; Nathe; Nelson, J.; Olson; Owens; Paur; Pollert; Porter; Rohr; Ruby; Sanford; Schatz; Schmidt; Schreiber Beck; Seibel; Silbernagel; Skarphol; Streyle; Sukut; Thoreson; Toman; Trottier; Vigasaa; Weisz; Zubke; Speaker Belter

NAYS: Amerman; Anderson, P.; Boe; Boschee; Delmore; Guggisberg; Haak; Hanson; Hogan; Holman; Hunskor; Kelsh; Mitskog; Mock; Mooney; Muscha; Nelson, M.; Onstad; Oversen; Schneider; Steiner; Strinden; Wallman

ABSENT AND NOT VOTING: Boehning; Frantsvog; Glassheim

Engrossed HB 1333 passed.

ANNOUNCEMENT

SPEAKER BELTER ANNOUNCED that Rep. Skarphol replace Rep. Boehning on the Conference Committee on HB 1022.

ANNOUNCEMENT

SPEAKER BELTER ANNOUNCED that Rep. Vigasaa replace Rep. Boehning on the Conference Committee on SB 2340.

ANNOUNCEMENT

SPEAKER BELTER ANNOUNCED that Rep. Thoreson replace Rep. Boehning on the Conference Committee on SB 2006.

CONSIDERATION OF CONFERENCE COMMITTEE REPORT

REP. VIGESAA MOVED that the conference committee report on Engrossed HB 1001 as printed on HJ pages 1422-1424 be adopted, which motion prevailed on a voice vote.

SECOND READING OF HOUSE BILL

HB 1001: A BILL for an Act providing an appropriation for defraying the expenses of the legislative branch of state government; to provide for applications, transfers, and cancellation of unexpended appropriations; to amend and reenact sections 54-03-20, 54-35-06, and 54-35-10 of the North Dakota Century Code, relating to legislative compensation and expenditures; to provide for a legislative management study; to provide an effective date; and to declare an emergency.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 90 YEAS, 1 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Amerman; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker, Rich S.; Becker, Rick C.; Bellew; Boe; Boschee; Brabandt; Brandenburg; Carlson; Damschen; Delmore; Delzer; Devlin; Dockter; Dosch; Fehr; Froseth; Guggisberg; Haak; Hanson; Hatlestad; Hawken; Headland; Hofstad; Hogan; Holman; Hunskor; Johnson, D.; Johnson, M.; Kading; Karls; Kasper; Keiser; Kelsh; Kempenich; Kiefert; Klein; Klemm; Koppelman, B.; Koppelman, K.; Kreidt; Kretschmar; Laning; Larson; Lefor; Looyesen; Louser; Maragos; Martinson; Meier; Mitskog; Monson; Mooney; Muscha; Nathe; Nelson, J.; Nelson, M.; Olson; Onstad; Oversen; Owens; Paur; Pollert; Porter; Rohr; Ruby; Sanford; Schatz; Schmidt; Schneider; Schreiber Beck; Seibel; Silbernagel; Skarphol; Steiner; Streyle; Strinden; Sukut; Thoreson; Toman; Trottier; Vigesaa; Wallman; Weisz; Zubke; Speaker Belter

NAYS: Mock

ABSENT AND NOT VOTING: Boehning; Frantsvog; Glassheim

Reengrossed HB 1001 passed and the emergency clause was declared carried.

CONSIDERATION OF CONFERENCE COMMITTEE REPORT

REP. THORESON MOVED that the conference committee report on Engrossed HB 1008 as printed on HJ pages 1414-1415 be adopted, which motion prevailed on a voice vote.

SECOND READING OF HOUSE BILL

HB 1008: A BILL for an Act to provide an appropriation for defraying the expenses of the department of financial institutions.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 88 YEAS, 3 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Amerman; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker, Rich S.; Becker, Rick C.; Bellew; Boe; Boschee; Brabandt; Brandenburg; Carlson; Damschen; Delmore; Devlin; Dockter; Dosch; Fehr; Froseth; Guggisberg; Haak; Hanson; Hatlestad; Hawken; Headland; Hofstad; Hogan; Holman; Hunskor; Johnson, D.; Johnson, M.; Kading; Karls; Kasper; Keiser; Kelsh; Kempenich; Kiefert; Klein; Klemm; Koppelman, B.; Koppelman, K.; Kreidt; Kretschmar; Laning; Larson; Lefor; Looyesen; Louser; Maragos; Martinson; Meier; Mitskog; Mock; Monson; Mooney; Muscha; Nathe; Nelson, J.; Nelson, M.; Olson; Onstad; Oversen; Owens; Paur; Pollert; Porter; Rohr; Ruby; Sanford; Schatz; Schmidt; Schneider; Schreiber Beck; Seibel; Silbernagel; Skarphol; Streyle; Strinden; Sukut; Thoreson; Toman; Trottier; Vigesaa; Wallman; Weisz; Zubke; Speaker Belter

NAYS: Delzer; Olson; Steiner

ABSENT AND NOT VOTING: Boehning; Frantsvog; Glassheim

Reengrossed HB 1008 passed.

CONSIDERATION OF CONFERENCE COMMITTEE REPORT

REP. SANFORD MOVED that the conference committee report on Reengrossed HB 1151 as printed on HJ pages 1684-1685 be adopted, which motion prevailed on a verification vote.

SECOND READING OF HOUSE BILL

HB 1151: A BILL for an Act to amend and reenact sections 15-10-48, 15-10-49, 15-10-50, 15-10-51, 15-10-52, and 15-10-53 of the North Dakota Century Code, relating to matching grants for the advancement of academics at institutions of higher education; to provide for a legislative management study; and to provide an appropriation.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 61 YEAS, 30 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Amerman; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker, Rich S.; Boe; Boschee; Damschen; Delmore; Dockter; Dosch; Froseth; Guggisberg; Haak; Hanson; Hatlestad; Hawken; Hofstad; Hogan; Holman; Hunskor; Johnson, D.; Johnson, M.; Karls; Kasper; Keiser; Kelsh; Klein; Klemin; Kretschmar; Larson; Looyesen; Louser; Maragos; Martinson; Meier; Mitskog; Mock; Monson; Mooney; Muscha; Nathe; Nelson, J.; Onstad; Oversen; Owens; Porter; Sanford; Schmidt; Schneider; Schreiber Beck; Seibel; Silbernagel; Streyle; Strinden; Sukut; Thoreson; Trotter; Wallman; Zubke

NAYS: Becker, Rick C.; Bellew; Brabandt; Brandenburg; Carlson; Delzer; Devlin; Fehr; Headland; Kading; Kempenich; Kiefert; Koppelman, B.; Koppelman, K.; Kreidt; Laning; Lefor; Nelson, M.; Olson; Paur; Pollert; Rohr; Ruby; Schatz; Skarphol; Steiner; Toman; Vigesaa; Weisz; Speaker Belter

ABSENT AND NOT VOTING: Boehning; Frantsvog; Glassheim

Reengrossed HB 1151 passed.

CONSIDERATION OF CONFERENCE COMMITTEE REPORT

REP. PORTER MOVED that the conference committee report on Engrossed HB 1409 as printed on HJ page 1409 be adopted, which motion prevailed on a voice vote.

SECOND READING OF HOUSE BILL

HB 1409: A BILL for an Act to amend and reenact sections 54-17.8-03 and 54-17.8-05, subdivision c of subsection 1 of section 54-17.8-06, and section 57-51-15 of the North Dakota Century Code, relating to the funding and purposes of the outdoor heritage fund and the outdoor heritage advisory board; to provide an effective date; and to declare an emergency.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 81 YEAS, 10 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Amerman; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker, Rich S.; Boe; Boschee; Brandenburg; Carlson; Damschen; Delmore; Delzer; Devlin; Dockter; Dosch; Fehr; Froseth; Guggisberg; Haak; Hanson; Hatlestad; Hawken; Headland; Hofstad; Hogan; Holman; Hunskor; Johnson, D.; Johnson, M.; Kading; Karls; Kasper; Keiser; Kelsh; Kempenich; Kiefert; Klein; Klemin; Koppelman, B.; Koppelman, K.; Kreidt; Kretschmar; Larson; Looyesen; Louser; Maragos; Martinson; Mitskog; Mock; Monson; Mooney; Muscha; Nathe; Nelson, J.; Olson; Onstad;

Oversen; Owens; Paur; Pollert; Porter; Rohr; Ruby; Sanford; Schmidt; Schneider; Schreiber Beck; Seibel; Silbernagel; Steiner; Strinden; Sukut; Thoreson; Toman; Trottier; Vigesaa; Wallman; Weisz; Zubke; Speaker Belter

NAYS: Becker, Rick C.; Bellew; Brabandt; Laning; Lefor; Meier; Nelson, M.; Schatz; Skarphol; Streyle

ABSENT AND NOT VOTING: Boehning; Frantsvog; Glassheim

Reengrossed HB 1409 passed and the emergency clause was declared carried.

CONSIDERATION OF CONFERENCE COMMITTEE REPORT

REP. SILBERNAGEL MOVED that the conference committee report on Engrossed HB 1005 as printed on HJ pages 1298-1299 be adopted, which motion prevailed on a voice vote.

SECOND READING OF HOUSE BILL

HB 1005: A BILL for an Act to provide an appropriation for defraying the expenses of the Indian affairs commission; to create and enact a new section to chapter 54-36 of the North Dakota Century Code, relating to the creation of an North Dakota American Indian business development office within the Indian affairs commission; and to repeal section 54-60-14 of the North Dakota Century Code, relating to the North Dakota American Indian business development office.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 83 YEAS, 8 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Amerman; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker, Rich S.; Boe; Boschee; Brandenburg; Carlson; Damschen; Delmore; Delzer; Devlin; Dockter; Dosch; Fehr; Froseth; Guggisberg; Haak; Hanson; Hatlestad; Hawken; Headland; Hofstad; Hogan; Holman; Hunskor; Johnson, D.; Johnson, M.; Karls; Kasper; Keiser; Kelsh; Kempenich; Kiefert; Klein; Klemin; Koppelman, K.; Kreidt; Kretschmar; Laning; Larson; Lefor; Looyesen; Louser; Maragos; Martinson; Meier; Mitskog; Mock; Monson; Mooney; Muscha; Nathe; Nelson, J.; Nelson, M.; Onstad; Oversen; Owens; Paur; Pollert; Porter; Rohr; Sanford; Schmidt; Schneider; Schreiber Beck; Seibel; Silbernagel; Skarphol; Steiner; Streyle; Strinden; Sukut; Thoreson; Toman; Trottier; Vigesaa; Wallman; Weisz; Zubke; Speaker Belter

NAYS: Becker, Rick C.; Bellew; Brabandt; Kading; Koppelman, B.; Olson; Ruby; Schatz

ABSENT AND NOT VOTING: Boehning; Frantsvog; Glassheim

Reengrossed HB 1005 passed.

CONSIDERATION OF CONFERENCE COMMITTEE REPORT

REP. STREYLE MOVED that the conference committee report on Engrossed HB 1443 as printed on HJ pages 1844-1845 be adopted, which motion prevailed on a voice vote.

SECOND READING OF HOUSE BILL

HB 1443: A BILL for an Act to create and enact section 6-09-49 of the North Dakota Century Code, relating to creation of the infrastructure revolving loan fund; to provide a statement of legislative intent; to provide for transfers; and to provide a continuing appropriation.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 91 YEAS, 0 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Amerman; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker, Rich S.; Becker, Rick C.; Bellew; Boe; Boschee; Brabandt; Brandenburg; Carlson; Damschen; Delmore; Delzer; Devlin; Dockter; Dosch; Fehr; Froseth; Guggisberg;

Haak; Hanson; Hatlestad; Hawken; Headland; Hofstad; Hogan; Holman; Hunskor; Johnson, D.; Johnson, M.; Kading; Karls; Kasper; Keiser; Kelsh; Kempenich; Kiefert; Klein; Klemin; Koppelman, B.; Koppelman, K.; Kreidt; Kretschmar; Laning; Larson; Lefor; Looyesen; Louser; Maragos; Martinson; Meier; Mitskog; Mock; Monson; Mooney; Muscha; Nathe; Nelson, J.; Nelson, M.; Olson; Onstad; Oversen; Owens; Paur; Pollert; Porter; Rohr; Ruby; Sanford; Schatz; Schmidt; Schneider; Schreiber Beck; Seibel; Silbernagel; Skarphol; Steiner; Streyle; Strinden; Sukut; Thoreson; Toman; Trottier; Vigesaa; Wallman; Weisz; Zubke; Speaker Belter

ABSENT AND NOT VOTING: Boehning; Frantsvog; Glassheim

Reengrossed HB 1443 passed.

CONSIDERATION OF CONFERENCE COMMITTEE REPORT

REP. BRABANDT MOVED that the conference committee report on Engrossed HB 1367 as printed on HJ pages 1372-1374 be adopted, which motion prevailed on a voice vote.

SECOND READING OF HOUSE BILL

HB 1367: A BILL for an Act to amend and reenact section 12.1-32-06.1, subsections 1 and 3 of section 12.1-32-07, subsection 2 of section 19-03.4-03, and section 29-01-20 of the North Dakota Century Code, relating to drug paraphernalia, custody and return of stolen property, and court authority to impose supervision, conditions, and additional periods of probation; to provide for a legislative management study; and to provide a penalty.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 91 YEAS, 0 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Amerman; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker, Rich S.; Becker, Rick C.; Bellew; Boe; Boschee; Brabandt; Brandenburg; Carlson; Damschen; Delmore; Delzer; Devlin; Dockter; Dosch; Fehr; Froseth; Guggisberg; Haak; Hanson; Hatlestad; Hawken; Headland; Hofstad; Hogan; Holman; Hunskor; Johnson, D.; Johnson, M.; Kading; Karls; Kasper; Keiser; Kelsh; Kempenich; Kiefert; Klein; Klemin; Koppelman, B.; Koppelman, K.; Kreidt; Kretschmar; Laning; Larson; Lefor; Looyesen; Louser; Maragos; Martinson; Meier; Mitskog; Mock; Monson; Mooney; Muscha; Nathe; Nelson, J.; Nelson, M.; Olson; Onstad; Oversen; Owens; Paur; Pollert; Porter; Rohr; Ruby; Sanford; Schatz; Schmidt; Schneider; Schreiber Beck; Seibel; Silbernagel; Skarphol; Steiner; Streyle; Strinden; Sukut; Thoreson; Toman; Trottier; Vigesaa; Wallman; Weisz; Zubke; Speaker Belter

ABSENT AND NOT VOTING: Boehning; Frantsvog; Glassheim

Reengrossed HB 1367 passed.

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

MR. PRESIDENT: The House has concurred in the Senate amendments and subsequently passed: HB 1333.

MESSAGE TO THE HOUSE FROM THE SENATE (JANE SCHAIBLE, SECRETARY)

MR. SPEAKER: The Senate has appointed as a conference committee to act with a like committee from the House on:

HCR 3047: Sens. Dever; Davison; Marcellais

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

MR. PRESIDENT: The Speaker has appointed Rep. Skarphol to replace Rep. Boehning on the Conference Committee on HB 1022.

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

MR. PRESIDENT: The Speaker has appointed Rep. Vigesaa to replace Rep. Boehning on the Conference Committee on SB 2340.

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

MR. PRESIDENT: The Speaker has appointed Rep. Thoreson to replace Rep. Boehning on the Conference Committee on SB 2006.

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

MR. PRESIDENT: The House has adopted the conference committee report and subsequently passed: HB 1005, HB 1008, HB 1151, HB 1367, HB 1443.

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

MR. PRESIDENT: The House has adopted the conference committee report, subsequently passed, and the emergency clause carried: HB 1001, HB 1409.

MESSAGE TO THE HOUSE FROM THE SENATE (JANE SCHAIBLE, SECRETARY)

MR. SPEAKER: The Senate has adopted the conference committee report and subsequently failed to pass: HB 1249.

MESSAGE TO THE HOUSE FROM THE SENATE (JANE SCHAIBLE, SECRETARY)

MR. SPEAKER: Your signature is respectfully requested on: SB 2144.

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

MR. PRESIDENT: The Speaker has signed: HB 1106, HB 1113, HB 1210, HB 1229, HB 1282, HB 1360, HB 1406.

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

MR. PRESIDENT: The Speaker has signed: SB 2144, SB 2199.

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

MR. PRESIDENT: The Speaker has signed: SB 2150, SB 2284.

MESSAGE TO THE HOUSE FROM THE SENATE (JANE SCHAIBLE, SECRETARY)

MR. SPEAKER: The President has signed: SB 2011, SB 2035, SB 2046, SB 2166, SB 2332, SB 2349, SB 2377.

MESSAGE TO THE HOUSE FROM THE SENATE (JANE SCHAIBLE, SECRETARY)

MR. SPEAKER: The President has signed: SB 2144, SB 2150, SB 2199, SB 2284.

DELIVERY OF ENROLLED BILLS AND RESOLUTIONS

The following bills were delivered to the Governor for approval on April 21, 2015: HB 1106, HB 1113, HB 1210, HB 1229, HB 1282, HB 1360, HB 1406.

REPORT OF CONFERENCE COMMITTEE

HB 1007, as engrossed: Your conference committee (Sens. Kilzer, Bowman, Robinson and Reps. Kreidt, J. Nelson, Holman) recommends that the **SENATE RECEDE** from the Senate amendments as printed on HJ pages 1424-1426, adopt amendments as follows, and place HB 1007 on the Seventh order:

That the Senate recede from its amendments as printed on pages 1424-1426 of the House Journal and pages 1170-1172 of the Senate Journal and that Engrossed House Bill No. 1007 be amended as follows:

Page 1, replace line 11 with:

"Salaries and wages	\$15,874,867	\$1,630,113	\$17,504,980"
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Page 1, replace lines 13 through 17 with:

"Operating expenses	5,408,850	(97,850)	5,311,000
Capital assets	<u>501,040</u>	<u>395,003</u>	<u>896,043</u>
Total all funds	\$22,242,953	\$1,469,070	\$23,712,023
Less estimated income	<u>15,081,100</u>	<u>(66,802)</u>	<u>15,014,298</u>
Total general fund	\$7,161,853	\$1,535,872	\$8,697,725"

Page 2, replace line 1 with:

"Shop addition 788,200 126,800"

Page 2, replace lines 3 through 6 with:

"Equipment	0	<u>326,360</u>
Total all funds	\$1,909,200	\$536,160
Less estimated income	<u>1,348,700</u>	<u>405,330</u>
Total general fund	\$560,500	\$130,830"

Page 2, line 18, replace "\$84,500" with "\$132,500"

Page 2, line 22, replace "\$325,000" with "\$788,200"

Page 2, line 23, replace "and up to \$463,200 from" with a comma

Page 2, line 24, remove ", which in total may not exceed \$788,200"

Page 2, remove lines 26 through 28

ReNUMBER accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

House Bill No. 1007 - Veterans' Home - Conference Committee Action

	Base Budget	House Version	Conference Committee Changes	Conference Committee Version	Senate Version	Comparison to Senate
Salaries and wages	\$15,874,867	\$17,635,653	(\$130,673)	\$17,504,980	\$17,934,604	(\$429,624)
Operating expenses	5,408,850	5,306,000	5,000	5,311,000	5,311,000	
Capital assets	501,040	595,413	300,630	896,043	896,043	
Accrued leave payments	458,196					
Pedestrian Bridge					550,000	(550,000)
Total all funds	\$22,242,953	\$23,537,066	\$174,957	\$23,712,023	\$24,691,647	(\$979,624)
Less estimated income	<u>15,081,100</u>	<u>14,714,408</u>	<u>299,890</u>	<u>15,014,298</u>	<u>15,965,922</u>	<u>(951,624)</u>
General fund	\$7,161,853	\$8,822,658	(\$124,933)	\$8,697,725	\$8,725,725	(\$28,000)
FTE	120.72	120.72	0.00	120.72	120.72	0.00

Department No. 313 - Veterans' Home - Detail of Conference Committee Changes

	Adjusts Funding for Health Insurance Premium Increases ¹	Removes Funding for Housing Allowance ²	Adds Funding for Repairs to Administrator's Residence ³	Adds One-Time Funding for Equipment ⁴	Adds One-Time Funding for Construction of a Resident Workshop ⁵	Total Conference Committee Changes
Salaries and wages	(\$110,673)	(\$20,000)				(\$130,673)
Operating expenses			5,000			5,000
Capital assets			15,000	158,830	126,800	300,630
Accrued leave payments						
Pedestrian Bridge						
Total all funds	(\$110,673)	(\$20,000)	\$20,000	\$158,830	\$126,800	\$174,957
Less estimated income	<u>14,260</u>	<u>(15,000)</u>	<u>15,000</u>	<u>158,830</u>	<u>126,800</u>	<u>299,890</u>
General fund	(\$124,933)	(\$5,000)	\$5,000	\$0	\$0	(\$124,933)
FTE	0.00	0.00	0.00	0.00	0.00	0.00

¹ Funding for employee health insurance premiums is adjusted to reflect the revised premium estimate of \$1,130.22 per month.

² A housing allowance for the administrator of the Veterans' Home is removed, the same as the Senate version.

³ Funding is provided for repairs to the administrator's residence, including \$15,000 for replacing shingles and fascia and \$5,000 for bat removal, the same as the Senate version.

⁴ One-time funding is added for equipment, including a toolcat (\$28,000) and seven patient lifts (\$130,830) from special funds to provide a total of \$326,360 for equipment. The Senate had included \$28,000 of this funding from the general fund.

⁵ One-time funding from special funds is added for construction of a resident workshop to provide a total of \$915,000. Of this amount, \$788,200 is from other funds available during the 2013-15 biennium and \$126,800 appropriated for the 2015-17 biennium.

This amendment also provides:

- Removes a section added by the Senate authorizing the agency to use Melvin Norgard memorial fund, litigation proceeds, or other funds to construct a pedestrian bridge.
- Authorizes the Veterans' Home to transfer up to \$132,500 during the 2013-15 biennium from the operating expense line item to the capital assets line item for removing asbestos from the previous Veterans' Home facility (\$84,500) and to implement a new phone system (\$48,000), the same as the Senate version.
- Authorizes the use of up to \$788,200 from Melvin Norgard memorial fund and litigation proceeds and other funds available during the 2013-15 biennium for the construction of a shop addition. The Senate also added this section.
- Removes a section requiring the Veterans' Home use funding provided for operating expenses in the 2015-17 biennium for a new phone system, the Senate also removed this section.

Engrossed HB 1007 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE

HB 1056, as engrossed: Your conference committee (Sens. Unruh, Cook, Triplett and Reps. Owens, Dockter, Haak) recommends that the **SENATE RECEDE** from the Senate amendments as printed on HJ pages 1218-1219, adopt amendments as follows, and place HB 1056 on the Seventh order:

That the Senate recede from its amendments as printed on pages 1218 and 1219 of the House Journal and pages 922 and 923 of the Senate Journal and that Engrossed House Bill No. 1056 be amended as follows:

Page 1, line 3, after the semicolon insert "to provide for a legislative management study of the consolidation of elections and a legislative management study of statutory references to political subdivisions;"

Page 1, line 19, replace "after receipt of a petition" with "and approval"

Page 1, line 19, replace "residing within the district" with "voting on the question at an annual or special meeting of electors called by the board of directors"

Page 1, line 20, after the underscored period insert "If an election to approve or reauthorize an excess levy will be held at an annual or special meeting of electors of the district called by the board of directors, notice of the meeting and the proposed excess levy election must be provided by at least one publication in the official newspaper of each county in which the district is located at least seven days, but not more than fourteen days, before the date of the public meeting. The published notice must include the amount of the proposed tax rate increase in mills and the duration for which elector approval of the increase is sought and must include the location where, and hours during which, ballots may be cast.

Votes to approve or disapprove the levy increase must be cast on the date of the meeting. The polling place must remain open for at least six hours on the date of the meeting. The secretary-treasurer of the district shall prepare and distribute to qualified electors at the polling place paper ballots to conduct the election on the question of increased levy authority. Three election judges to receive and count the ballots, who are qualified electors of the district but not members of the board, must be selected at least seven days before the meeting by approval of a majority of the

members of the board. A marked ballot must be delivered to one of the judges, folded to conceal its contents, the judge shall deposit it in the ballot box, and another judge shall enter the name of the elector who cast the ballot in the poll book. When the election is closed, the judges shall count the ballots and announce the result. Results of the election must be certified by the secretary-treasurer of the district and each of the election judges to the tax commissioner and to the county auditor of each county in which the district is located within ten days after the election. The certificate must include a statement of the question as it appeared on the ballot, together with the total number of votes cast in favor, and the number of votes cast against, authorizing the excess levy."

Page 1, line 21, remove "petition of"

Page 1, line 22, replace "eight" with "ten"

Page 1, line 22, overstrike "No signature on the petition may be considered valid"

Page 1, line 23, overstrike "if made more than ninety days prior to receipt of the petition."

Page 2, after line 19, insert:

"SECTION 3. LEGISLATIVE MANAGEMENT STUDY- CONSOLIDATION OF ELECTIONS. During the 2015-16 interim, the legislative management shall consider studying the feasibility and desirability of consolidating all political subdivision and school district elections with the statewide primary election and the holding of all special elections on other specified dates during any year. If the legislative management conducts the study, the legislative management shall seek input and participation from the secretary of state; representatives of cities, counties, school districts, and other political subdivisions; and representatives of political parties. The legislative management shall report its findings and recommendations, together with any legislation required to implement the recommendations, to the sixty-fifth legislative assembly.

SECTION 4. LEGISLATIVE MANAGEMENT STUDY - STATUTORY REFERENCES TO POLITICAL SUBDIVISIONS. During the 2015-16 interim, the legislative management shall consider studying statutory usage of various references to political subdivisions and the feasibility of differentiating references to political subdivisions based on whether the governing body is elected or appointed. The legislative management shall report its findings and recommendations, together with any legislation required to implement the recommendations, to the sixty-fifth legislative assembly."

Renumber accordingly

Engrossed HB 1056 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE

HB 1464, as engrossed: Your conference committee (Sens. Casper, Luick, Nelson and Reps. Larson, Paur, Delmore) recommends that the **HOUSE ACCEDE** to the Senate amendments as printed on HJ page 1003 and place HB 1464 on the Seventh order.

Engrossed HB 1464 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE

HB 1054, as engrossed: Your conference committee (Sens. Unruh, Cook, Dotzenrod and Reps. Owens, Headland, Schneider) recommends that the **SENATE RECEDE** from the Senate amendments as printed on HJ pages 1496-1497, adopt amendments as follows, and place HB 1054 on the Seventh order:

That the Senate recede from its amendments as printed on pages 1496 and 1497 of the House Journal and pages 1239 and 1240 of the Senate Journal and that Engrossed House Bill No. 1054 be amended as follows:

Page 1, line 2, after the semicolon insert "to provide for a legislative management study;"

Page 3, line 16, replace "fifty" with "thirty"

Page 3, line 23, replace "The" with "If the property was not classified as nonproductive agricultural land in the preceding taxable year, the assessor must confirm that the property qualifies for that classification by conducting a site inspection of the property and reporting the conclusion from that inspection to the county board of equalization. If the property was classified as nonproductive agricultural land in the preceding taxable year, the"

Page 3, line 23, remove "thereafter"

Page 3, line 27, overstrike "board of"

Page 3, line 27, overstrike "commissioners" and insert immediately thereafter "board of equalization"

Page 4, overstrike lines 5 and 6

Page 4, line 24, remove the overstrike over "~~which are listed in~~"

Page 4, line 25, remove the overstrike over "~~descending order of significance to the assessment determination~~"

Page 4, line 26, after "surveys" insert ", using guidelines established by the state supervisor of assessments for use and application of the soil survey data"

Page 4, line 26, remove "It is"

Page 4, remove lines 27 through 30

Page 5, remove the overstrike over lines 5 and 6

Page 5, line 26, remove "contiguous"

Page 5, line 27, remove ", if the assessor confirms the existence of those conditions"

Page 5, line 29, remove "the soil survey"

Page 5, line 30, remove "determinations."

Page 5, line 30, remove the second underscored comma

Page 6, after line 13, insert:

"SECTION 2. LEGISLATIVE MANAGEMENT STUDY - AGRICULTURAL PROPERTY ASSESSMENT UNIFORMITY. During the 2015-16 interim, the legislative management shall consider studying the most accurate and equitable means of achieving uniformity in agricultural property assessments. As a basis for this determination, the committee or task force selected to conduct the study shall gather the best information available to compare and consider each county's method of assessment of agricultural property, including detailed information for each county on application of modifiers or other methods of adjusting valuations. The legislative management shall report its findings and recommendations, together with any legislation necessary to implement the recommendations, to the sixty-fifth legislative assembly."

Renumber accordingly

Engrossed HB 1054 was placed on the Seventh order of business on the calendar.

ANNOUNCEMENT

SPEAKER BELTER ANNOUNCED that the House stand in recess until 1:00 p.m.

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

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 Seventy-first Day and recommends that it be corrected as follows and when so corrected, recommends that it be approved:

Page 1821, line 38, replace "prevailed on a voice vote" to "lost on a verification vote"

Page 1821, remove lines 39-44

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

MOTION

REP. VIGESAA MOVED that House Rule 509 be temporarily amended and change the Sixty-fifth legislative day to the Seventy-fourth legislative day, which motion prevailed.

CONSIDERATION OF CONFERENCE COMMITTEE REPORT

REP. BRABANDT MOVED that the conference committee report on Engrossed SB 2027 as printed on HJ pages 1234-1235 be adopted, which motion prevailed on a voice vote.

SECOND READING OF SENATE BILL

SB 2027: A BILL for an Act to amend and reenact section 12.1-32-06.1, subsections 1 and 3 of section 12.1-32-07, and subdivision c of subsection 5 of section 39-08-01 of the North Dakota Century Code, relating to length and termination of probation, supervision of probation, and 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, the roll was called and there were 9 YEAS, 82 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Beadle; Becker, Rich S.; Hanson; Holman; Johnson, M.; Mooney; Nelson, J.; Nelson, M.; Strinden

NAYS: Amerman; Anderson, B.; Anderson, D.; Anderson, P.; Becker, Rick C.; Bellew; Boe; Boschee; Brabandt; Brandenburg; Carlson; Damschen; Delmore; Delzer; Devlin; Dockter; Dosch; Fehr; Froseth; Guggisberg; Haak; Hatlestad; Hawken; Headland; Hofstad; Hogan; Hunsakor; Johnson, D.; Kading; Karls; Kasper; Keiser; Kelsh; Kempenich; Kiefert; Klein; Klemin; Koppelman, B.; Koppelman, K.; Kreidt; Kretschmar; Laning; Larson; Lefor; Looyesen; Louser; Maragos; Martinson; Meier; Mitskog; Mock; Monson; Muscha; Nathe; Olson; Onstad; Oversen; Owens; Paur; Pollert; Porter; Rohr; Ruby; Sanford; Schatz; Schmidt; Schneider; Schreiber Beck; Seibel; Silbernagel; Skarphol; Steiner; Streyle; Sukut; Thoreson; Toman; Trottier; Vigesaa; Wallman; Weisz; Zubke; Speaker Belter

ABSENT AND NOT VOTING: Boehning; Frantsvog; Glassheim

Engrossed SB 2027, as amended, failed.

CONSIDERATION OF CONFERENCE COMMITTEE REPORT

REP. KREIDT MOVED that the conference committee report on Engrossed HB 1007 as printed on HJ pages 1424-1426 be adopted, which motion prevailed on a voice vote.

SECOND READING OF HOUSE BILL

HB 1007: A BILL for an Act to provide an appropriation for defraying the expenses of the veterans' home; to provide an exemption; and to declare an emergency.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 84 YEAS, 7 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Amerman; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker, Rich S.; Boe; Boschee; Brabandt; Brandenburg; Carlson; Damschen; Delmore; Devlin; Dockter; Fehr; Froseth; Guggisberg; Haak; Hanson; Hatlestad; Hawken; Headland; Hofstad;

Hogan; Holman; Hunskor; Johnson, D.; Johnson, M.; Kading; Karls; Kasper; Kelsh; Kempenich; Kiefert; Klein; Klemin; Koppelman, B.; Koppelman, K.; Kreidt; Kretschmar; Laning; Larson; Lefor; Looyesen; Louser; Maragos; Martinson; Mitskog; Mock; Monson; Mooney; Muscha; Nathe; Nelson, J.; Nelson, M.; Olson; Onstad; Oversen; Owens; Paur; Pollert; Porter; Rohr; Sanford; Schatz; Schmidt; Schneider; Schreiber Beck; Seibel; Silbernagel; Skarphol; Steiner; Streyle; Strinden; Sukut; Thoreson; Toman; Trottier; Vigesaa; Wallman; Weisz; Zubke; Speaker Belter

NAYS: Becker, Rick C.; Bellew; Delzer; Dosch; Keiser; Meier; Ruby

ABSENT AND NOT VOTING: Boehning; Frantsvog; Glassheim

Reengrossed HB 1007 passed and the emergency clause was declared carried.

CONSIDERATION OF CONFERENCE COMMITTEE REPORT

REP. OWENS MOVED that the conference committee report on Engrossed HB 1054 as printed on HJ pages 1496-1497 be adopted, which motion prevailed on a voice vote.

SECOND READING OF HOUSE BILL

HB 1054: A BILL for an Act to amend and reenact section 57-02-27.2 of the North Dakota Century Code, relating to assessment of agricultural property; to provide for a legislative management study; and to provide an effective date.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 91 YEAS, 0 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Amerman; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker, Rich S.; Becker, Rick C.; Bellew; Boe; Boschee; Brabandt; Brandenburg; Carlson; Damschen; Delmore; Delzer; Devlin; Dockter; Dosch; Fehr; Froseth; Guggisberg; Haak; Hanson; Hatlestad; Hawken; Headland; Hofstad; Hogan; Holman; Hunskor; Johnson, D.; Johnson, M.; Kading; Karls; Kasper; Keiser; Kelsh; Kempenich; Kiefert; Klein; Klemin; Koppelman, B.; Koppelman, K.; Kreidt; Kretschmar; Laning; Larson; Lefor; Looyesen; Louser; Maragos; Martinson; Meier; Mitskog; Mock; Monson; Mooney; Muscha; Nathe; Nelson, J.; Nelson, M.; Olson; Onstad; Oversen; Owens; Paur; Pollert; Porter; Rohr; Ruby; Sanford; Schatz; Schmidt; Schneider; Schreiber Beck; Seibel; Silbernagel; Skarphol; Steiner; Streyle; Strinden; Sukut; Thoreson; Toman; Trottier; Vigesaa; Wallman; Weisz; Zubke; Speaker Belter

ABSENT AND NOT VOTING: Boehning; Frantsvog; Glassheim

Reengrossed HB 1054 passed.

CONSIDERATION OF CONFERENCE COMMITTEE REPORT

REP. OWENS MOVED that the conference committee report on Engrossed HB 1056 be adopted, which motion prevailed on a voice vote.

SECOND READING OF HOUSE BILL

HB 1056: A BILL for an Act to amend and reenact section 18-10-07 of the North Dakota Century Code, relating to rural fire protection district increased levy approval; to repeal section 57-15-26.3 of the North Dakota Century Code, relating to the levy limit for rural fire protection districts; to provide for a legislative management study of the consolidation of elections and a legislative management study of statutory references to political subdivisions; and to provide an effective date.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 72 YEAS, 17 NAYS, 0 EXCUSED, 5 ABSENT AND NOT VOTING.

YEAS: Amerman; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker, Rich S.;

Bellew; Boe; Brabandt; Brandenburg; Carlson; Damschen; Delmore; Delzer; Devlin; Dockter; Dosch; Fehr; Froseth; Haak; Hatlestad; Hawken; Headland; Hofstad; Hogan; Holman; Hunskor; Johnson, D.; Johnson, M.; Karls; Kasper; Kelsh; Kempenich; Kiefert; Klein; Koppelman, B.; Koppelman, K.; Kreidt; Kretschmar; Laning; Lefor; Looyesen; Louser; Maragos; Martinson; Meier; Mitskog; Monson; Mooney; Nathe; Nelson, J.; Nelson, M.; Owens; Pollert; Porter; Rohr; Ruby; Sanford; Schatz; Schmidt; Schneider; Silbernagel; Skarphol; Streytle; Strinden; Sukut; Toman; Trottier; Vigesaa; Wallman; Weisz; Zubke

NAYS: Becker, Rick C.; Boschee; Guggisberg; Hanson; Kading; Keiser; Klemin; Larson; Mock; Olson; Onstad; Oversen; Paur; Schreiber Beck; Seibel; Steiner; Thoreson

ABSENT AND NOT VOTING: Boehning; Frantsvog; Glassheim; Muscha; Speaker Belter

Reengrossed HB 1056 passed.

CONSIDERATION OF CONFERENCE COMMITTEE REPORT

REP. LARSON MOVED that the conference committee report on Engrossed HB 1464 as printed on HJ page 1003 be adopted, which motion prevailed on a voice vote.

SECOND READING OF HOUSE BILL

HB 1464: A BILL for an Act to create and enact section 5-01-22 of the North Dakota Century Code, relating to the prohibition of powdered alcohol products.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 81 YEAS, 10 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Amerman; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker, Rich S.; Bellew; Boe; Boschee; Brabandt; Brandenburg; Carlson; Damschen; Delmore; Delzer; Devlin; Dockter; Dosch; Froseth; Guggisberg; Haak; Hanson; Hatlestad; Hawken; Headland; Hofstad; Hogan; Holman; Hunskor; Johnson, D.; Johnson, M.; Karls; Kasper; Keiser; Kelsh; Kempenich; Kiefert; Klein; Klemin; Koppelman, B.; Koppelman, K.; Kreidt; Kretschmar; Laning; Larson; Looyesen; Louser; Martinson; Meier; Mitskog; Mock; Monson; Mooney; Muscha; Nathe; Nelson, J.; Nelson, M.; Onstad; Oversen; Owens; Paur; Pollert; Porter; Rohr; Sanford; Schmidt; Schneider; Schreiber Beck; Seibel; Silbernagel; Skarphol; Streytle; Sukut; Thoreson; Toman; Trottier; Vigesaa; Wallman; Weisz; Zubke; Speaker Belter

NAYS: Becker, Rick C.; Fehr; Kading; Lefor; Maragos; Olson; Ruby; Schatz; Steiner; Strinden

ABSENT AND NOT VOTING: Boehning; Frantsvog; Glassheim

Reengrossed HB 1464 passed.

CONSIDERATION OF CONFERENCE COMMITTEE REPORT

REP. VIGESAA MOVED that the conference committee report on Engrossed SB 2001 as printed on HJ pages 1341-1342 be adopted, which motion prevailed on a voice vote.

SECOND READING OF SENATE BILL

SB 2001: A BILL for an Act to provide an appropriation for defraying the expenses of the office of the governor; to amend and reenact sections 54-07-04 and 54-08-03 of the North Dakota Century Code, relating to the salaries of the governor and lieutenant governor; and to provide for a legislative management report.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 90 YEAS, 1 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Amerman; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker, Rich S.; Becker, Rick C.; Bellew; Boe; Boschee; Brabandt; Brandenburg; Carlson; Damschen; Delmore; Delzer; Devlin; Dockter; Dosch; Fehr; Froseth; Guggisberg; Haak; Hanson; Hatlestad; Hawken; Headland; Hofstad; Hogan; Holman; Hunskor; Johnson, D.; Kading; Karls; Kasper; Keiser; Kelsh; Kempenich; Kiefert; Klein; Klemin; Koppelman, B.; Koppelman, K.; Kreidt; Kretschmar; Laning; Larson; Lefor; Looyesen; Louser; Maragos; Martinson; Meier; Mitskog; Mock; Monson; Mooney; Muscha; Nathe; Nelson, J.; Nelson, M.; Olson; Onstad; Oversen; Owens; Paur; Pollert; Porter; Rohr; Ruby; Sanford; Schatz; Schmidt; Schneider; Schreiber Beck; Seibel; Silbernagel; Skarphol; Steiner; Streyle; Strinden; Sukut; Thoreson; Toman; Trottier; Vigesaa; Wallman; Weisz; Zubke; Speaker Belter

NAYS: Johnson, M.

ABSENT AND NOT VOTING: Boehning; Frantsvog; Glassheim

Engrossed SB 2001, as amended, passed.

CONSIDERATION OF CONFERENCE COMMITTEE REPORT

REP. MONSON MOVED that the conference committee report on Engrossed SB 2002 as printed on HJ pages 1534-1537 be adopted, which motion prevailed on a voice vote.

SECOND READING OF SENATE BILL

SB 2002: A BILL for an Act to provide an appropriation for defraying the expenses of the office of the secretary of state and public printing; to provide exemptions; to amend and reenact section 54-09-05 of the North Dakota Century Code, relating to the salary of the secretary of state; to provide for legislative management studies; and to declare an emergency.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 80 YEAS, 11 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Amerman; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker, Rich S.; Bellew; Boschee; Brabandt; Brandenburg; Carlson; Damschen; Delzer; Devlin; Dockter; Dosch; Fehr; Froseth; Haak; Hanson; Hatlestad; Hawken; Headland; Hofstad; Holman; Hunskor; Johnson, D.; Johnson, M.; Karls; Kasper; Keiser; Kelsh; Kempenich; Kiefert; Klein; Klemin; Koppelman, B.; Koppelman, K.; Kreidt; Kretschmar; Laning; Larson; Lefor; Looyesen; Louser; Maragos; Martinson; Meier; Mitskog; Mock; Monson; Muscha; Nathe; Nelson, M.; Onstad; Oversen; Owens; Paur; Pollert; Porter; Rohr; Ruby; Sanford; Schatz; Schmidt; Schneider; Schreiber Beck; Seibel; Silbernagel; Skarphol; Steiner; Streyle; Sukut; Thoreson; Toman; Trottier; Vigesaa; Weisz; Zubke; Speaker Belter

NAYS: Becker, Rick C.; Boe; Delmore; Guggisberg; Hogan; Kading; Mooney; Nelson, J.; Olson; Strinden; Wallman

ABSENT AND NOT VOTING: Boehning; Frantsvog; Glassheim

Engrossed SB 2002, as amended, passed and the emergency clause was declared carried.

CONSIDERATION OF CONFERENCE COMMITTEE REPORT

REP. MONSON MOVED that the conference committee report on Engrossed SB 2009 as printed on HJ pages 1584-1585 be adopted, which motion prevailed on a voice vote.

SECOND READING OF SENATE BILL

SB 2009: A BILL for an Act to provide an appropriation for defraying the expenses of the agriculture commissioner; to amend and reenact section 4-01-21 of the North Dakota Century Code, relating to the salary of the agriculture commissioner; to provide for transfers; and to declare an emergency.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 88 YEAS, 3 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Amerman; Anderson, B.; Anderson, D.; Anderson, P.; Beadle; Becker, Rich S.; Bellew; Boe; Boschee; Brandenburg; Carlson; Damschen; Delmore; Delzer; Devlin; Dockter; Dosch; Fehr; Froseth; Guggisberg; Haak; Hanson; Hatlestad; Hawken; Headland; Hofstad; Hogan; Holman; Hunskor; Johnson, D.; Johnson, M.; Kading; Karls; Kasper; Keiser; Kelsh; Kempenich; Kiefert; Klein; Klemm; Koppelman, K.; Kreidt; Kretschmar; Laning; Larson; Lefor; Looyesen; Louser; Maragos; Martinson; Meier; Mitskog; Mock; Monson; Mooney; Muscha; Nathe; Nelson, J.; Nelson, M.; Olson; Onstad; Oversen; Owens; Paur; Pollert; Porter; Rohr; Ruby; Sanford; Schatz; Schmidt; Schneider; Schreiber Beck; Seibel; Silbernagel; Skarphol; Steiner; Streyle; Strinden; Sukut; Thoreson; Toman; Trottier; Vigesaa; Wallman; Weisz; Zubke; Speaker Belter

NAYS: Becker, Rick C.; Brabandt; Koppelman, B.

ABSENT AND NOT VOTING: Boehning; Frantsvog; Glassheim

Engrossed SB 2009, as amended, passed and the emergency clause was declared carried.

MESSAGE TO THE HOUSE FROM THE SENATE (JANE SCHAIBLE, SECRETARY)

MR. SPEAKER: The President has appointed Sen. Oban to replace Sen. Marcellais on the Conference Committee on SB 2178.

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

MR. PRESIDENT: The House has adopted the conference committee report and subsequently passed: HB 1054, HB 1056, HB 1464.

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

MR. PRESIDENT: The House has adopted the conference committee report and subsequently passed: SB 2001.

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

MR. PRESIDENT: The House has adopted the conference committee report, subsequently passed, and the emergency clause carried: HB 1007.

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

MR. PRESIDENT: The House has adopted the conference committee report, subsequently passed, and the emergency clause carried: SB 2002.

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

MR. PRESIDENT: The House has adopted the conference committee report, subsequently passed, and the emergency clause carried: SB 2009.

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

MR. PRESIDENT: The House has adopted the conference committee report and subsequently failed to pass: SB 2027.

MESSAGE TO THE HOUSE FROM THE SENATE (JANE SCHAIBLE, SECRETARY)

MR. SPEAKER: The Senate has adopted the conference committee report on: HB 1005, HB 1008.

MESSAGE TO THE HOUSE FROM THE SENATE (JANE SCHAIBLE, SECRETARY)

MR. SPEAKER: The Senate has adopted the conference committee report and subsequently passed: SB 2005, SCR 4010.

MESSAGE TO THE HOUSE FROM THE SENATE (JANE SCHAIBLE, SECRETARY)

MR. SPEAKER: The Senate has adopted the conference committee report and subsequently passed: HB 1151, HB 1367, HB 1443.

MESSAGE TO THE HOUSE FROM THE SENATE (JANE SCHAIBLE, SECRETARY)
MR. SPEAKER: The Senate has adopted the conference committee report, subsequently passed, and the emergency clause carried: HB 1001, HB 1409.

MOTION

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

MOTION

REP. VIGESAA MOVED that the House be on the Fourth, Fifth, Seventh, and Sixteenth orders of business and at the conclusion of those orders, the House stand adjourned until 8:00 a.m., Wednesday, April 22, 2015, which motion prevailed.

REPORT OF CONFERENCE COMMITTEE

HB 1019, as engrossed: Your conference committee (Sens. Erbele, Holmberg, Heckaman and Reps. Monson, Sanford, Guggisberg) recommends that the **SENATE RECEDE** from the Senate amendments as printed on HJ pages 1502-1503, adopt amendments as follows, and place HB 1019 on the Seventh order:

That the Senate recede from its amendments as printed on pages 1302 and 1303 of the House Journal and pages 1502 and 1503 of the Senate Journal and that Engrossed House Bill No. 1019 be amended as follows:

Page 1, replace line 12 with:

"Salaries and wages	\$4,669,943	\$433,561	\$5,103,504"
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Page 1, replace line 15 with:

"Grants	31,063,698	1,479,564	32,543,262"
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Page 1, replace lines 18 and 19 with:

"Workforce Training	<u>3,000,000</u>	<u>0</u>	<u>3,000,000</u>
Total all funds	\$41,680,711	\$1,626,648	\$43,307,359"

Page 1, replace line 21 with:

"Total general fund appropriation	\$31,392,916	\$2,216,556	\$33,609,472"
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ReNUMBER accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

House Bill No. 1019 - Dept. of Career and Technical Education - Conference Committee Action

	Base Budget	House Version	Conference Committee Changes	Conference Committee Version	Senate Version	Comparison to Senate
Salaries and wages	\$4,669,943	\$5,123,830	(\$20,326)	\$5,103,504	\$5,312,706	(\$209,202)
Operating expenses	1,253,339	1,253,339		1,253,339	1,253,339	
Grants	31,063,698	31,143,262	1,400,000	32,543,262	33,643,262	(1,100,000)
Grants - postsecondary	847,452	707,452		707,452	707,452	
Adult farm management	749,802	699,802		699,802	699,802	
Workforce training	3,000,000	3,000,000		3,000,000	3,500,000	(500,000)
Accrued leave payments	96,477					
Total all funds	\$41,680,711	\$41,927,685	\$1,379,674	\$43,307,359	\$45,116,561	(\$1,809,202)
Less estimated income	10,287,795	9,697,887	0	9,697,887	9,697,887	0
General fund	\$31,392,916	\$32,229,798	\$1,379,674	\$33,609,472	\$35,418,674	(\$1,809,202)
FTE	27.00	26.50	0.00	26.50	26.50	0.00

Department No. 270 - Dept. of Career and Technical Education - Detail of Conference Committee Changes

Adjusts Funding for	Adds Funding to Increase	Adds Funding for New and	Total Conference
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	Health Insurance Premium Increases ¹	Reimbursement Rates ²	Expanded Programs ³	Committee Changes
Salaries and wages	(\$20,326)			(\$20,326)
Operating expenses				
Grants		700,000	700,000	1,400,000
Grants - postsecondary				
Adult farm management				
Workforce training				
Accrued leave payments				
Total all funds	(\$20,326)	\$700,000	\$700,000	\$1,379,674
Less estimated income	0	0	0	0
General fund	(\$20,326)	\$700,000	\$700,000	\$1,379,674
FTE	0.00	0.00	0.00	0.00

¹ Funding for employee health insurance premiums is adjusted to reflect the revised premium estimate of \$1,130.22 per month.

² Funding is added to increase reimbursement rates and for secondary and postsecondary career and technical education programs, including \$500,000 for cost to continue. The Senate provided \$1.8 million for these purposes.

³ Funding is added for new and expanded programs to increase course offerings, the same as the Senate.

The conference committee did not provide funding for target market equity (\$209,202) or workforce training (\$500,000) as provided by the Senate.

Engrossed HB 1019 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE

HB 1234, as reengrossed: Your conference committee (Sens. J. Lee, Larsen, Warner and Reps. Damschen, Seibel, Oversen) recommends that the **SENATE RECEDE** from the Senate amendments as printed on HJ page 1449, adopt amendments as follows, and place HB 1234 on the Seventh order:

That the Senate recede from its amendments as printed on page 1449 of the House Journal and page 766 of the Senate Journal and that Reengrossed House Bill No. 1234 be amended as follows:

Page 1, line 2, remove "; and to provide an effective date"

Page 2, line 2, replace "after June 30" with "effective July 1"

Page 2, line 2, remove "one"

Page 2, line 3, replace "hundred thirty one thousand six hundred ninety-seven" with "one hundred fifty-six thousand seven hundred eighty-three dollars"

Page 2, line 4, replace "one hundred ninety seven thousand five hundred forty-eight" with "two hundred thirty-five thousand one hundred seventy-six dollars"

Page 2, remove lines 19 and 20

Re-number accordingly

Reengrossed HB 1234 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE

HB 1396, as engrossed: Your conference committee (Sens. Larsen, Anderson, Axness and Reps. Hofstad, Fehr, Oversen) recommends that the **SENATE RECEDE** from the

Senate amendments as printed on HJ pages 1017-1018, adopt amendments as follows, and place HB 1396 on the Seventh order:

That the Senate recede from its amendments as printed on pages 1017 and 1018 of the House Journal and pages 767 and 768 of the Senate Journal and that Engrossed House Bill No. 1396 be amended as follows:

Page 1, line 1, after "A BILL" replace the remainder of the bill with "for an Act to provide student loan repayment programs for health care professionals; to repeal chapters 43-12.2 and 43-17.2 of the North Dakota Century Code, relating to student loan repayment programs for health care professionals; to provide for a continuing appropriation; and to provide for an application.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1.

Student loan repayment programs - Health care professionals.

The health council shall administer student loan repayment programs, as established by this chapter, for health care professionals willing to provide services in areas of this state that have a defined need for such services.

SECTION 2.

Application process.

The health council shall develop an application process for public and private entities seeking to fill health care needs and for health care professionals willing to provide necessary services in exchange for benefits under a student loan repayment program.

SECTION 3.

Public and private entities - Selection criteria - Matching funds.

1. The health council shall establish criteria to be used in selecting public and private entities for participation in a program. The criteria must include:
 - a. The number of health care professionals, by specified field, already providing services in the area;
 - b. Access to health care services in the area; and
 - c. The level of support from the area.
2. The health council may consult with health care and social service providers, advocacy groups, governmental entities, and others in establishing criteria and evaluating needs based on the criteria.
3. An entity may not be selected for participation unless it contractually commits to provide matching funds equal to the amount required for a loan repayment program in accordance with section 6 of this Act.

SECTION 4.

Public and private entities - Eligibility for participation - Priority.

In selecting public and private entities for participation in a program the health council shall give priority to an entity that:

1. Meets the selection criteria;
2. Is located in an area that is statistically underserved; and

3. Is located at least twenty miles [32.18 kilometers] outside the boundary of a city having more than forty thousand residents.

SECTION 5.

Health care professionals - Selection criteria.

1. The health council shall establish criteria to be used in selecting health care professionals for participation in a student loan repayment program. The criteria must include:
 - a. The health care professional's specialty;
 - b. The need for the health care professional's specialty within an area;
 - c. The health care professional's education and experience;
 - d. The health care professional's date of availability and anticipated term of availability; and
 - e. The health care professional's willingness to accept Medicare and Medicaid assignments, if applicable.
2. In selecting health care professionals for participation in the program the health council shall require that the individual:
 - a. Is physically present at and provides services on a full-time basis to an entity that meets the requirements of section 4; or
 - b.
 - (1) Is physically present at and provides services on at least a half-time basis to an entity that meets the requirements of section 4;
 - (2) Provides telehealth services to a second entity that meets the requirements of section 4; and
 - (3) Verifies that the services provided under paragraphs 1 and 2 of this subdivision are equal to the full-time requirement of subdivision a.
3. In selecting health care professionals for participation in a program, the health council may consider an individual's:
 - a. Length of residency in this state; and
 - b. Attendance at an in-state or an out-of-state institution of higher education.

SECTION 6.

Student loan repayment program - Contract.

1. The health council shall enter into a contract with a selected health care professional. The health council shall agree to provide student loan repayments on behalf of the selected health care professional subject to the requirements and limitations of this section.
 - a. For a physician:
 - (1) The loan repayment must be equal to twenty thousand dollars per year; and
 - (2) The matching funds must equal fifty percent of the amount required in paragraph 1.

- b. For a clinical psychologist:
 - (1) The loan repayment must be equal to twelve thousand dollars per year; and
 - (2) The matching funds must equal twenty-five percent of the amount required in paragraph 1.
 - c. For an advanced practice registered nurse or a physician assistant:
 - (1) The loan repayment must be equal to four thousand dollars per year; and
 - (2) The matching funds must equal ten percent of the amount required in paragraph 1.
 - d. (1) For a behavioral health professional:
 - (a) The loan repayment must be equal to four thousand dollars per year; and
 - (b) The matching funds must equal ten percent of the amount required in subparagraph a.
 - (2) For purposes of this subdivision, a behavioral health professional means an individual who practices in the behavioral health field and is:
 - (a) A licensed addiction counselor;
 - (b) A licensed professional counselor;
 - (c) A licensed social worker;
 - (d) A registered nurse; or
 - (e) A specialty practice registered nurse.
2. a. Payments under this section must be made on behalf of the health care professional directly to the Bank of North Dakota or to another participating lending institution.
- b. Except as otherwise provided, payments under this section may be made only at the conclusion of each twelve month period of service.
- c. Prorated payments may be made only if:
 - (1) The repayment of the loan requires less than a full annual payment;
 - (2) The health care professional is terminated or resigns from his or her position; or
 - (3) The health care professional is unable to complete a twelve month period of service due to the individual's death, a certifiable medical condition or disability, or a call to military service.
3. Payments under this section terminate upon the earlier of:
 - a. The full repayment of the health care professional's student loan; or
 - b. The completion of five years as a participant in the student loan repayment program.

4. The health council shall waive the requirements of this section that pertain to matching funds if the health care professional opens a new practice as a solo practitioner in a city that has fewer than fifteen thousand residents.

SECTION 7.

Powers of the health council - Continuing appropriation.

1. The health council may:
- a. Receive and expend any gifts, grants, and other funds for the purposes of this program;
 - b. Participate in any federal programs providing for the repayment of student loans on behalf of health care professionals; and
 - c. Do all things necessary and proper for the administration of this chapter.
2. All moneys received by the health council under this section are appropriated to the health council on a continuing basis, to be used exclusively for the purposes of this chapter.

SECTION 8. REPEAL. Chapters 43-12.2 and 43-17.2 of the North Dakota Century Code are repealed.

SECTION 9. APPLICATION. This Act applies to loan repayment contracts entered into on or after August 1, 2015. Any loan repayment contract entered into before August 1, 2015, in accordance with chapter 43-12.2, is governed by chapter 43-12.2, as it existed on July 31, 2015. Any loan repayment contract entered into before August 1, 2015, in accordance with chapter 43-17.2, is governed by chapter 43-17.2, as it existed on July 31, 2015."

Renumber accordingly

Engrossed HB 1396 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE

SB 2005, as engrossed: Your conference committee (Sens. Carlisle, Bowman, Robinson and Reps. Kempenich, Brandenburg, Hogan) recommends that the **HOUSE RECEDE** from the House amendments as printed on SJ pages 1354-1355, adopt amendments as follows, and place SB 2005 on the Seventh order:

That the House recede from its amendments as printed on pages 1354 and 1355 of the Senate Journal and pages 1537 and 1538 of the House Journal and that Engrossed Senate Bill No. 2005 be amended as follows:

Page 1, replace lines 12 through 17 with:

"Salaries and wages	\$1,396,437	\$105,205	\$1,501,642
Accrued leave payments	13,038	(13,038)	0
Operating expenses	135,356	175,357	310,713
Coal severance payments	252,800	(7,800)	245,000
Property tax relief credits	0	<u>250,000,000</u>	<u>250,000,000</u>
Total general fund	\$1,797,631	\$250,259,724	\$252,057,355"

Page 1, remove line 24

Page 2, replace lines 1 through 6 with:

"IT developmental costs	\$377,591	\$0
Property tax relief	200,000,000	250,000,000
Township road distributions	8,760,000	0
Township distribution correction	385,000	0

Information technology costs	13,247	73,699
Nonoil transportation funding	<u>100,000,000</u>	<u>0</u>
Total general fund	\$309,535,838	\$250,073,699"

Page 2, line 11, replace "\$226,800,000" with "\$250,000,000"

Page 2, line 27, remove the overstrike over "~~twelve~~"

Page 2, line 27, remove "eleven"

ReNUMBER accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

Senate Bill No. 2005 - State Treasurer - Conference Committee Action

	Base Budget	Senate Version	Conference Committee Changes	Conference Committee Version	House Version	Comparison to House
Salaries and wages	\$1,396,437	\$1,507,665	(\$6,023)	\$1,501,642	\$1,501,642	
Operating expenses	135,356	237,014	73,699	310,713	257,014	53,699
Coal severance payments	252,800	245,000		245,000	245,000	
Accrued leave payments	13,038					
Property Tax Relief		<u>226,800,000</u>	<u>23,200,000</u>	<u>250,000,000</u>	<u>250,000,000</u>	
Total all funds	\$1,797,631	\$228,789,679	\$23,267,676	\$252,057,355	\$252,003,656	\$53,699
Less estimated income	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
General fund	\$1,797,631	\$228,789,679	\$23,267,676	\$252,057,355	\$252,003,656	\$53,699
FTE	8.00	8.00	0.00	8.00	8.00	0.00

Department No. 120 - State Treasurer - Detail of Conference Committee Changes

	Adjusts Funding for Health Insurance Premium Increases ¹	Increases One-Time Funding for State Paid Property Tax Relief ²	Adds One-Time Funding for Information Technology Costs ³	Total Conference Committee Changes
Salaries and wages	(\$6,023)			(\$6,023)
Operating expenses			73,699	73,699
Coal severance payments				
Accrued leave payments				
Property Tax Relief		<u>23,200,000</u>		<u>23,200,000</u>
Total all funds	(\$6,023)	\$23,200,000	\$73,699	\$23,267,676
Less estimated income	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
General fund	(\$6,023)	\$23,200,000	\$73,699	\$23,267,676
FTE	0.00	0.00	0.00	0.00

¹ Funding for employee health insurance premiums is adjusted to reflect the revised premium estimate of \$1,130.22 per month.

² One-time funding from the general fund is increased for the state-paid property tax relief program to provide a total of \$250 million, the same as the House version.

³ One-time funding is added for information technology costs related to oil and gas gross production tax formula changes and state aid distribution changes. The House has added \$20,000 related to oil and gas gross production tax formula changes.

This amendment provides for state-paid property tax relief of 12 percent, the same as the House version. The Senate version provided for 11 percent.

Engrossed SB 2005 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE

SCR 4010, as engrossed: Your conference committee (Sens. Hogue, Armstrong, Grabinger and Reps. Kasper, Louser, Amerman) recommends that the **HOUSE RECEDE** from the House amendments as printed on SJ page 1069, adopt amendments as follows, and place SCR 4010 on the Seventh order:

That the House recede from its amendments as printed on page 1069 of the Senate Journal and pages 1233 and 1234 of the House Journal and that Engrossed Senate Concurrent Resolution No. 4010 be amended as follows:

Page 1, line 5, after "selected" insert "and would prohibit an individual from being seated in the legislative assembly if the individual does not live in the district from which selected"

Page 1, line 10, replace "primary" with "general"

Page 1, replace lines 12 through 20 with:

"SECTION 1. AMENDMENT. Section 5 of article IV of the Constitution of North Dakota is amended and reenacted as follows:

Section 5. Each ~~person~~individual elected or appointed to the legislative assembly must be, on the day of the election or appointment, a qualified elector in the district from which the member was ~~chosen~~selected and must have been a resident of the state for one year immediately prior to that election. An individual may not serve in the legislative assembly unless the individual lives in the district from which selected."

Renumber accordingly

Engrossed SCR 4010 was placed on the Seventh order of business on the calendar.

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

Buell J. Reich, Chief Clerk

