

**JOURNAL OF THE SENATE**

**Sixty-fifth Legislative Assembly**

\* \* \* \* \*

**Bismarck, January 30, 2017**

The Senate convened at 1:00 p.m., with President Sanford presiding.

The prayer was offered by Pastor Russell Whitaker Jr., Mission Evangelical Free Church, Wilton.

The roll was called and all members were present except Senators Davison and Roers.

A quorum was declared by the President.

**MOTION**

**SEN. KLEIN MOVED** that SB 2259 be moved to the bottom of the calendar, which motion prevailed.

**CONSIDERATION OF AMENDMENTS**

**SB 2238: SEN. KANNIANEN (Political Subdivisions Committee) MOVED** that the amendments on SJ page 220 be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed on a voice vote.

**CONSIDERATION OF AMENDMENTS**

**SB 2197: SEN. LAFFEN (Transportation Committee) MOVED** that the amendments on SJ page 219 be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed on a voice vote.

**THE SENATE RECOGNIZED THE PRESENCE OF:**

Former Senator John Andrist

**SECOND READING OF SENATE BILL**

**SB 2227:** A BILL for an Act to amend and reenact section 20.1-03-07.1 and subsection 31 of section 20.1-03-12 of the North Dakota Century Code, relating to nonresident waterfowl hunting licenses.

**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 21 YEAS, 24 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Anderson; Bowman; Burckhard; Dever; Dotzenrod; Erbele; Heckaman; Hogue; Klein; Krebsbach; Laffen; Larsen, O.; Lee, G.; Luick; Meyer; Myrdal; Nelson; Oehlke; Piepkorn; Vedaa; Wardner

**NAYS:** Armstrong; Bekkedahl; Campbell; Casper; Clemens; Cook; Grabinger; Holmberg; Kannianen; Kilzer; Kreun; Larson, D.; Lee, J.; Marcellais; Mathern; Oban; Osland; Poolman; Robinson; Rust; Schaible; Sorvaag; Unruh; Wanzek

**ABSENT AND NOT VOTING:** Davison; Roers

SB 2227 failed.

\*\*\*\*\*

**SECOND READING OF SENATE BILL**

**SB 2278:** A BILL for an Act to amend and reenact section 24-06-31 of the North Dakota Century Code, relating to the obstruction of a highway.

**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 42 YEAS, 3 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

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

**NAYS:** Casper; Kannianen; Oehlke

**ABSENT AND NOT VOTING:** Davison; Roers

SB 2278 passed.

\*\*\*\*\*

**SECOND READING OF SENATE BILL**

**SB 2196:** A BILL for an Act to authorize this issuance of revenue bonds for the purchase of land and construction of an integrated carbon plant at Valley City state university; to provide an appropriation; and to declare an emergency.

**ROLL CALL**

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 45 YEAS, 0 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Anderson; Armstrong; Bekkedahl; Bowman; Burckhard; Campbell; Casper; Clemens; Cook; 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; Osland; Piepkorn; Poolman; Robinson; Rust; Schaible; Sorvaag; Unruh; Vedaa; Wanzek; Wardner

**ABSENT AND NOT VOTING:** Davison; Roers

SB 2196 passed and the emergency clause was declared carried.

\*\*\*\*\*

**SECOND READING OF SENATE BILL**

**SB 2242:** A BILL for an Act to provide an appropriation to Minot state university for capital projects; and to declare an emergency.

**CONFLICT OF INTEREST**

**SEN. LAFFEN STATED** that he had a conflict of interest on SB 2242.

**MOTION**

**SEN. HECKAMAN MOVED** that Sen. Laffen be allowed to vote on SB 2242, which motion prevailed on a voice vote.

**ROLL CALL**

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 45 YEAS, 0 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Anderson; Armstrong; Bekkedahl; Bowman; Burckhard; Campbell; Casper; Clemens; Cook; 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; Osland; Piepkorn; Poolman; Robinson; Rust; Schaible; Sorvaag; Unruh; Vedaa; Wanzek; Wardner

**ABSENT AND NOT VOTING:** Davison; Roers

SB 2242 passed and the emergency clause was declared carried.

\*\*\*\*\*

#### **SECOND READING OF SENATE BILL**

**SB 2160:** A BILL for an Act to amend and reenact sections 11-18-01 and 57-28-04 of the North Dakota Century Code, relating to the duties of a recorder and providing notice of foreclosure of tax liens; and to provide an effective date.

#### **ROLL CALL**

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 45 YEAS, 0 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Anderson; Armstrong; Bekkedahl; Bowman; Burckhard; Campbell; Casper; Clemens; Cook; 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; Osland; Piepkorn; Poolman; Robinson; Rust; Schaible; Sorvaag; Unruh; Vedaa; Wanzek; Wardner

**ABSENT AND NOT VOTING:** Davison; Roers

Engrossed SB 2160 passed.

\*\*\*\*\*

#### **SECOND READING OF SENATE BILL**

**SB 2042:** A BILL for an Act to amend and reenact sections 5-01-05.1, 12.1-01-04, 12.1-04-06, 12.1-04.1-02, 12.1-04.1-03, 12.1-04.1-04, 12.1-04.1-05, 12.1-04.1-06, 12.1-04.1-07, 12.1-04.1-08, 12.1-04.1-10, 12.1-04.1-11, 12.1-04.1-12, 12.1-04.1-13, 12.1-04.1-14, 12.1-04.1-15, 12.1-04.1-22, 12.1-04.1-23, 25-01-01, 25-03.1-04, 25-03.1-08, 25-03.1-10, 25-03.1-11, 25-03.1-18.1, and 32-03-48, subdivision b of subsection 1 of section 43-48-15, sections 49-10.1-05, 50-25.1-03, 50-25.2-03, and 62.1-01-01, subdivisions b and c of subsection 1 of section 62.1-02-01, and subdivision b of subsection 1 of section 62.1-02-01.2 of the North Dakota Century Code, relating to references to mental health professionals.

#### **ROLL CALL**

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 45 YEAS, 0 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Anderson; Armstrong; Bekkedahl; Bowman; Burckhard; Campbell; Casper; Clemens; Cook; 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; Osland; Piepkorn; Poolman; Robinson; Rust; Schaible; Sorvaag; Unruh; Vedaa; Wanzek; Wardner

**ABSENT AND NOT VOTING:** Davison; Roers

Engrossed SB 2042 passed.

\*\*\*\*\*

#### **SECOND READING OF SENATE BILL**

**SB 2130:** A BILL for an Act to create and enact sections 15-62.1-16, 15-62.1-17, 15-62.1-18, 15-62.1-19, 15-62.1-20, 15-62.1-21, and 15-62.1-22 of the North Dakota Century Code, relating to defaulted student loan collection; to amend and reenact sections 15-62.1-04, 15-62.1-06, 15-62.1-07, and 15-62.1-10 of the North Dakota Century Code, relating to defaulted student loan collection; and to provide for a retroactive application.

**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 8 YEAS, 37 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Anderson; Campbell; Heckaman; Mathern; Oban; Rust; Schaible; Vedaa

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

**ABSENT AND NOT VOTING:** Davison; Roers

Engrossed SB 2130 failed.

\*\*\*\*\*

**SECOND READING OF SENATE BILL**

**SB 2268:** A BILL for an Act to amend and reenact sections 24-12-04.1 and 24-12-05 of the North Dakota Century Code, relating to injuries to highways; and to provide a penalty.

**ROLL CALL**

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 45 YEAS, 0 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Anderson; Armstrong; Bekkedahl; Bowman; Burckhard; Campbell; Casper; Clemens; Cook; 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; Osland; Piepkorn; Poolman; Robinson; Rust; Schaible; Sorvaag; Unruh; Vedaa; Wanzek; Wardner

**ABSENT AND NOT VOTING:** Davison; Roers

Engrossed SB 2268 passed.

\*\*\*\*\*

**SECOND READING OF SENATE BILL**

**SB 2156:** A BILL for an Act to amend and reenact section 23-20.2-09 of the North Dakota Century Code, relating to disposal of radioactive waste material.

**ROLL CALL**

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 45 YEAS, 0 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Anderson; Armstrong; Bekkedahl; Bowman; Burckhard; Campbell; Casper; Clemens; Cook; 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; Osland; Piepkorn; Poolman; Robinson; Rust; Schaible; Sorvaag; Unruh; Vedaa; Wanzek; Wardner

**ABSENT AND NOT VOTING:** Davison; Roers

SB 2156 passed.

\*\*\*\*\*

**SECOND READING OF SENATE BILL**

**SB 2171:** A BILL for an Act to amend and reenact section 11-27-02 of the North Dakota Century Code, relating to the notice requirements for the sale of property at a public sale.

**ROLL CALL**

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 45 YEAS, 0 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Anderson; Armstrong; Bekkedahl; Bowman; Burckhard; Campbell; Casper; Clemens; Cook; 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; Osland; Piepkorn; Poolman; Robinson; Rust; Schaible; Sorvaag; Unruh; Vedaa; Wanzek; Wardner

**ABSENT AND NOT VOTING:** Davison; Roers

SB 2171 passed.

\*\*\*\*\*

**SECOND READING OF SENATE BILL**

**SB 2252:** A BILL for an Act to amend and reenact sections 57-51-03 and 57-51-04 of the North Dakota Century Code, relating to items eligible for the oil and gas gross production tax.

**ROLL CALL**

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 0 YEAS, 45 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**NAYS:** Anderson; Armstrong; Bekkedahl; Bowman; Burckhard; Campbell; Casper; Clemens; Cook; 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; Osland; Piepkorn; Poolman; Robinson; Rust; Schaible; Sorvaag; Unruh; Vedaa; Wanzek; Wardner

**ABSENT AND NOT VOTING:** Davison; Roers

SB 2252 failed.

\*\*\*\*\*

**SECOND READING OF SENATE BILL**

**SB 2210:** A BILL for an Act to amend and reenact section 53-01-07 of the North Dakota Century Code, relating to the commissioner of combative sports.

**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 42 YEAS, 3 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

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

**NAYS:** Grabinger; Laffen; Larsen, O.

**ABSENT AND NOT VOTING:** Davison; Roers

SB 2210 passed.

\*\*\*\*\*

### SECOND READING OF SENATE BILL

**SB 2262:** A BILL for an Act to create and enact a new section to chapter 19-20.1 of the North Dakota Century Code, relating to fertilizer regulation by cities, counties, or townships.

### ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 44 YEAS, 1 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

**YEAS:** Anderson; Armstrong; Bekkedahl; Bowman; Burckhard; Campbell; Casper; Clemens; Cook; 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; Osland; Piepkorn; Poolman; Robinson; Rust; Schaible; Sorvaag; Unruh; Vedaa; Wanzek; Wardner

**NAYS:** Mathern

**ABSENT AND NOT VOTING:** Davison; Roers

SB 2262 passed.

\*\*\*\*\*

### MOTION

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

### MOTION

**SEN. KLEIN MOVED** that the Senate be on the Fourth, Fifth, Ninth, and Thirteenth orders of business and at the conclusion of those orders, the Senate stand adjourned until 1:00 p.m., Tuesday, January 31, 2017, which motion prevailed.

### REPORT OF STANDING COMMITTEE

**SB 2135: Government and Veterans Affairs Committee (Sen. Poolman, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (5 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). SB 2135 was placed on the Sixth order on the calendar.

Page 1, line 2, remove "and"

Page 1, line 3, after "appropriation" insert "; and to declare an emergency"

Page 2, line 1, remove "Two members of the house of representatives appointed by the majority leader of"

Page 2, line 2, replace "the house of representatives" with "Three members of the legislative assembly, at least one of whom is a member of the minority party, appointed by the legislative management"

Page 2, line 3, replace "Two senators appointed by the majority leader of the senate" with "One member of a tribal nation appointed by the executive director of the Indian affairs commission"

Page 2, line 4, replace "One individual" with "Three citizen members"

Page 2, line 7, remove "and"

Page 2, line 8, after "union" insert "; and

- i. One individual appointed by North Dakota United"

Page 2, line 18, replace "\$50,000" with "\$25,000"

Page 2, after line 21, insert:

**"SECTION 3. EMERGENCY.** This Act is declared to be an emergency measure."

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

**SB 2168: Political Subdivisions Committee (Sen. Burckhard, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2168 was placed on the Sixth order on the calendar.

Page 3, line 25, remove "or private"

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

**SB 2183: Government and Veterans Affairs Committee (Sen. Poolman, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (5 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). SB 2183 was placed on the Sixth order on the calendar.

Page 1, line 2, remove "and"

Page 1, line 3, after "affairs" insert "; and to provide for retroactive application"

Page 2, line 1, after "2." insert: "A family member of a deceased veteran may purchase a commemorative memorial coin from the department of veterans' affairs at a cost determined by the department.

3."

Page 2, line 7, replace "a" with "at least four thousand"

Page 2, line 7, replace "coin" with "coins"

Page 2, after line 9, insert:

**"SECTION 3. RETROACTIVE APPLICATION.** Subsection 2 of Section 1 of this Act applies to all family members of a deceased veteran, regardless of the date of death of the veteran."

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

**SB 2211: Education Committee (Sen. Schaible, Chairman)** recommends **DO NOT PASS** (5 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). SB 2211 was placed on the Eleventh order on the calendar.

#### REPORT OF STANDING COMMITTEE

**SB 2212: 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). SB 2212 was placed on the Sixth order on the calendar.

Page 1, line 10, replace "fifty" with "one hundred"

Page 1, line 20, replace "fifty" with "one hundred"

Page 2, line 5, replace "fifty" with "one hundred"

ReNUMBER accordingly

#### REPORT OF STANDING COMMITTEE

**SB 2220: Education Committee (Sen. Schaible, Chairman)** recommends **DO NOT PASS** (5 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). SB 2220 was placed on the Eleventh order on the calendar.

#### REPORT OF STANDING COMMITTEE

**SB 2223: Industry, Business and Labor Committee (Sen. Klein, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (6 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). SB 2223 was placed on the Sixth order on the calendar.

Page 1, line 3, after "10-32.1-54" insert ", 45-10.2-64"

Page 2, line 16, after "power" insert "in the management and conduct of the activities of the company"

Page 3, line 19, overstrike "foreclosure" and insert immediately thereafter "extinguishment"

Page 4, after line 28, insert:

**"SECTION 7. AMENDMENT.** Section 45-10.2-64 of the North Dakota Century Code is amended and reenacted as follows:

**45-10.2-64. (703) Rights of a creditor of partner or transferee Charging order.**

1. ~~On application to a court of competent jurisdiction by any~~ by a judgment creditor of a partner or of a partner's transferee, the court may charge and following notice to the partnership of the application, a court of competent jurisdiction may enter a charging order against the transferable interest of the judgment debtor ~~with payment of the~~ for the unsatisfied amount of the judgment ~~with interest.~~
- a. ~~To the extent so charged, the judgment creditor has only the rights of a transferee.~~
- b. ~~The court may appoint a receiver of the share of the distributions due or to become due to the judgment debtor in respect of the partnership and make all other orders, directions, accounts, and inquiries the judgment debtor might have made or which the circumstances of the case may require to give effect to the charging order.~~
- e.
2. A charging order constitutes a lien on the transferable interest of the judgment debtor and requires the partnership to pay to the person to which the charging order was issued any distribution that otherwise would be paid to the judgment debtor.
3. The partner or transferee having a transferable interest subject to a charging order may extinguish the charging order by satisfying the judgment and filing a certified copy of the satisfaction with the court that issued the charging order.
4. A partnership or partner having any transferable interest not subject to the charging order may pay the full amount due under the judgment to the judgment creditor and succeed to the rights of the judgment creditor, including the charging order.



- 2-5. This chapter does not deprive any partner or transferee of the benefit of any exemption laws applicable to the transferable interest of the partner or transferee.
- 3-6. This section provides the exclusive remedy by which a person seeking to enforce a judgment creditor of against a partner or transferee may satisfy, in the capacity of a judgment with request to creditor, the judgment from the transferable interest of the judgment debtor.
- a. No other remedy, including foreclosure of the transferable interest or a court order for directions, accounts, and inquiries the debtor partner may have made, is available to the judgment creditor attempting to satisfy the judgment from the judgment debtor's interest in the partnership.
- b. No creditor of a partner or transferee has a right to obtain possession or otherwise exercise legal or equitable remedies with respect to property of the partnership."

Page 5, line 25, replace "A" with "At any time before extinguishment under subsection 3, a"

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

**SB 2269: Agriculture Committee (Sen. Luick, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2269 was placed on the Sixth order on the calendar.

Page 1, line 3, after the first comma insert "61-24.7-05"

Page 1, line 5, after "authority" insert "and funding for the Red River valley water supply project"

Page 1, after line 20, insert:

**"SECTION 2. AMENDMENT.** Section 61-24.7-05 of the North Dakota Century Code is amended and reenacted as follows:

#### **61-24.7-05. State funding plan.**

1. The legislative assembly declares its intent to provide state funding for a share of the ~~nonfederal or local~~ cost of constructing the Red River valley water supply project.
2. Any funds appropriated for the construction of the Red River valley water supply project may be carried over to future bienniums.
3. State funding for the Red River valley water supply project may be appropriated at the time and in the manner determined by the legislative assembly, either concurrently or separately from any federal funding that becomes available and the local funding for the Red River valley water supply project."

Page 5, line 1, replace "of" with "or"

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

**SB 2280: Political Subdivisions Committee (Sen. Burckhard, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2280 was placed on the Sixth order on the calendar.

Page 1, line 8, remove the overstrike over "and one-half"

Renumber accordingly

**REPORT OF STANDING COMMITTEE**

**SB 2284: Energy and Natural Resources Committee (Sen. Unruh, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (5 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). SB 2284 was placed on the Sixth order on the calendar.

Page 1, line 2, after "licenses" insert "; and to declare an emergency"

Page 2, after line 5, insert:

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

Renumber accordingly

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

**Shanda Morgan, Secretary**