

JOURNAL OF THE SENATE

Sixtieth Legislative Assembly

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Bismarck, February 26, 2007

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

The prayer was offered by Troy Shirley, Director, Campus Crusade, Bismarck.

The roll was called and all members were present.

A quorum was declared by the President.

MOTION

SEN. CHRISTMANN MOVED that a committee of two be appointed to escort Miss North Dakota, Annette Olson, to the rostrum, which motion prevailed. The President appointed Sens. Freborg and Heitkamp.

REMARKS OF MISS NORTH DAKOTA, ANNETTE OLSON

Good afternoon ladies and gentlemen, my name is Annette Olson. I appreciate the opportunity to speak with you today. As Miss North Dakota, I have the privilege of meeting and talking with students across the state. I have visited 40 schools and spoken to approximately five thousand students. I have been so impressed with the young people I have met, and the administration and teachers at our North Dakota schools. I attended a tiny country school in Regan, North Dakota. I was the only student in my grade. I feel so fortunate to have been able to receive my education in such a setting. From the largest schools in the state to the very smallest, education in North Dakota is top-notch.

This year I have traveled the state promoting the "Eat Smart, Play Hard" campaign. This is a program of the NDSU Extension Service. As an employee of the State Health Department, I am aware of the correlation between diet and disease. I find the recent trends toward childhood obesity and chronic illness particularly alarming. I teach kids about the importance of making healthy lifestyle choices in regard to nutrition and exercise.

When I am visiting with youth, we often discuss their goals and future ambitions. This is my favorite part of being Miss North Dakota. These young people have bright futures and big dreams. I am convinced that we have some of the country's best educated, most talented, and hardest working kids. Thank you for the work you do to support education in our small schools as well as our larger schools. You have deemed youth leadership and achievement programs in our state, programs like 4-H, a priority. These programs give our children the skills to achieve their dreams.

The ongoing work to bring new businesses and opportunities in technology, research, and renewable energy offers promising futures for the youth of North Dakota. This is an exciting time of growth and economic development in our state. With all of the potential on the horizon, North Dakota is a great place for young people.

MOTION

SEN. CHRISTMANN MOVED that the remarks of Miss Annette Olson, Miss North Dakota, be printed in the Journal, which motion prevailed.

CONSIDERATION OF AMENDMENTS

HB 1295: SEN. FIEBIGER (Transportation Committee) MOVED that the amendments on SJ page 598 be adopted and then be placed on the Fourteenth order with **DO PASS**, which motion prevailed.

CONSIDERATION OF AMENDMENTS

HB 1362: SEN. G. LEE (Transportation Committee) MOVED that the amendments on SJ page 598 be adopted and then be placed on the Fourteenth order with **DO PASS**, which motion prevailed.

SECOND READING OF HOUSE BILL

HB 1052: A BILL for an Act to amend and reenact subsections 1, 2, 5, and 9 of section 43-29-01.1, subsection 1 of section 43-29-07, subsections 1, 2, and 3 of section 43-29-07.2, subsection 11 of section 43-29-13, and subsection 1 of section 43-29-14 of the North Dakota Century Code, relating to the licensure of veterinarians.

HB 1317: A BILL for an Act to amend and reenact the new section to chapter 57-06 of the North Dakota Century Code as created by section 2 of House Bill No. 1072, as approved by the sixtieth legislative assembly, relating to centrally assessed wind turbine electric generators; and to provide an effective date.

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

HB 1320: A BILL for an Act to create and enact four new sections to chapter 15.1-37 of the North Dakota Century Code, relating to the establishment of a prekindergarten program; to amend and reenact section 15.1-37-01 of the North Dakota Century Code, relating to the approval of early childhood education programs; and to provide an appropriation.

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

HB 1321: A BILL for an Act to amend and reenact sections 40-47-01.1, 40-47-06, and 40-48-03 of the North Dakota Century Code, relating to extraterritorial zoning jurisdiction of cities; to provide for a legislative council study; to provide for application; and to provide an expiration date.

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

HB 1322: A BILL for an Act to create and enact a new section to chapter 32-12.2 of the North Dakota Century Code, relating to indemnification and insurance provisions in state contracts.

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

HB 1331: A BILL for an Act to amend and reenact sections 61-16.1-51 and 61-21-43.1 of the North Dakota Century Code, relating to obstructions to drains.

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

HB 1340: A BILL for an Act to create and enact chapter 10-35 of the North Dakota Century Code, relating to publicly traded corporations; and to amend and reenact section 54-09-08 of the North Dakota Century Code, relating to the secretary of state's general services operating fund.

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

HB 1344: A BILL for an Act to create and enact a new section to chapter 24-07 of the North Dakota Century Code, relating to section lines.

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

HB 1357: A BILL for an Act to amend and reenact section 12.1-27.2-04.1 of the North Dakota Century Code, relating to the penalty for possession of materials that include sexual conduct by a minor; and to provide a penalty.

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

HB 1358: A BILL for an Act to create and enact section 12.1-31-03.1 of the North Dakota Century Code, relating to limitation of sales of cigarettes or other tobacco products through vending machines; to amend and reenact section 12.1-31-03 of the North Dakota Century Code, relating to sales to and use by minors of tobacco products; and to provide a penalty.

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

HB 1365: A BILL for an Act to amend and reenact sections 57-39.2-04.2 and 57-40.2-04.2, subsections 2, 3, and 5 of section 57-60-01, subsections 2, 3, and 5 of section 57-60-02, sections 57-60-06 and 57-60-07, and subsection 1 of section 57-60-14 of the North Dakota Century Code, relating to the definition of power plant, repowering, and coal conversion facility for sales, use, and privilege tax purposes, the imposition of taxes on coal conversion facilities, the powers of the tax commissioner, and allocation of revenue from coal conversion facilities; and to declare an emergency.

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

HB 1381: A BILL for an Act to amend and reenact sections 11-10-05, 11-13-01, and 11-14-02 of the North Dakota Century Code, relating to term commencement for county officers.

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

HB 1384: A BILL for an Act to amend and reenact section 36-09-02.1 of the North Dakota Century Code, relating to the brands placed on horses.

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

HB 1394: A BILL for an Act to amend and reenact section 23-15-01 of the North Dakota Century Code, relating to the sale of fireworks.

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