

# MICROFILM DIVIDER

OMB/RECORDS MANAGEMENT DIVISION

SFN 2053 (2/85) 5M



ROLL NUMBER

DESCRIPTION

4035

2001 SENATE JUDICIARY

SCR 4035

2001 SENATE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. 4035

Senate Judiciary Committee

Conference Committee

Hearing Date 19 Feb 2001

Tape Number	Side A	Side B	Meter #
1		x	43.6-51.8
Committee Clerk Signature			

Minutes: **Senator Traynor** opened the hearing on SCR 4035: A CONCURRENT RESOLUTION DIRECTING THE LEGISLATIVE COUNCIL TO STUDY THE STATE'S IMPLEMENTATION OF FEDERAL FULL FAITH AND CREDIT PROVISIONS RELATING TO DOMESTIC VIOLENCE PROTECTION ORDERS AND THE UNIFORM INTERSTATE ENFORCEMENT OF DOMESTIC VIOLENCE PROTECTION ORDERS ACT.

**Senator Watne**, representing district 5, testified in support of SCR 4035.

**Bonnie Paleck**, testifying for abused women, supports SCR 4035. (testimony attached)

**Senator Watne**, if there is a group taking care of this, would it be best not to have a resolution?

**Senator Nelson**, I think it would be better to pass it out of committee.

**Bonnie Paleck**, I think it would be nice to have a legislature involved in this process.

**Senator Traynor**, closed the hearing on SCR 4035.

Page 2  
Senate Judiciary Committee  
Bill/Resolution Number SCR 4035  
Hearing Date 19 FEB 2001

**SENATOR WATNE MOTIONED TO DO PASS, SECONDED BY SENATOR NELSON.**

**VOTE INDICATED 7 YEAS, 0 NAYS AND 0 ABSENT AND NOT VOTING. SENATOR**

**WATNE VOLUNTEERED TO CARRY THE BILL.**

**SENATOR LYSON MOTIONED TO MOVE SCR 4035 TO CONSENT CALENDAR,**

**SECONDED BY SENATOR DEVER. VOTE INDICATED 6 YEAS, 0 NAYS, AND 1**

**ABSENT AND NOT VOTING.**

Date: 2/19.  
Roll Call Vote #: 1

2001 SENATE STANDING COMMITTEE ROLL CALL VOTES  
BILL/RESOLUTION NO. ~~2580~~ 4035

Senate Judiciary Committee

Subcommittee on \_\_\_\_\_

or

Conference Committee

Legislative Council Amendment Number \_\_\_\_\_

Action Taken Do Pass

Motion Made By Watne Seconded By Nelson

Senators	Yes	No	Senators	Yes	No
Traynor, J. Chairman	X		Bercier, D.	X	
Watne, D. Vice Chairman	X		Nelson, C.	X	
Dever, D.	X				
Lyson, S.	X				
Trenbeath, T.	X				

Total (Yes) 7 No 0

Absent 0

Floor Assignment Watne

If the vote is on an amendment, briefly indicate intent:

**REPORT OF STANDING COMMITTEE (410)**  
February 19, 2001 4:48 p.m.

**Module No: SR-30-3925**  
**Carrier: Watne**  
**Insert LC: . Title: .**

**REPORT OF STANDING COMMITTEE**

**SCR 4035: Judiciary Committee (Sen. Traynor, Chairman) recommends DO PASS**  
**(7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING).** SCR 4035 was placed on the  
Eleventh order on the calendar.

Date: 2/20/01  
 Roll Call Vote #: 2

**2001 SENATE STANDING COMMITTEE ROLL CALL VOTES  
 BILL/RESOLUTION NO.**

Senate \_\_\_\_\_ Judiciary \_\_\_\_\_ Committee \_\_\_\_\_

Subcommittee on \_\_\_\_\_  
 or  
 Conference Committee

Legislative Council Amendment Number \_\_\_\_\_

Action Taken ~~Referred~~ Move SCL 4035 to insert calendar.

Motion Made By Lyson Seconded By Dewe

Senators	Yes	No	Senators	Yes	No
	X				
	X				
	X				
	X				
	X				

Total (Yes) 6 No ~~2~~

Absent 2

Floor Assignment Watne

If the vote is on an amendment, briefly indicate intent:

**REPORT OF STANDING COMMITTEE (410)**  
February 20, 2001 4:08 p.m.

**Module No: SR-31-4057**  
**Carrier: Watne**  
**Insert LC: . Title: .**

**REPORT OF STANDING COMMITTEE**

**SCR 4035: Judiciary Committee (Sen. Traynor, Chairman) recommends DO PASS and BE PLACED ON THE CONSENT CALENDAR (6 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). SCR 4035 was placed on the Tenth order on the calendar.**



2001 HOUSE JUDICIARY

SCR 4035

2001 HOUSE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. SCR 4035

House Judiciary Committee

Conference Committee

Hearing Date 03-13-01

Tape Number	Side A	Side B	Meter #
TAPE II	X		1600 to 1809
Committee Clerk Signature <i>Joan Niles</i>			

Minutes: Chairman DeKrey opened the hearing on SCR 4035. A concurrent resolution directing the Legislative Council to study the state's implementation of federal full faith and credit provisions relating to domestic violence protection orders and the Uniform Interstate Enforcement of Domestic Violence Protection Orders Act.

COMMITTEE ACTION

Chairman DeKrey: The sponsors of this bill urge a DO NOT PASS as the provisions of this resolution have been covered under other bills. I will entertain a motion. Rep Grande moved a DO NOT PASS, seconded by Rep Delmore. The clerk will call the roll on a DO NOT PASS motion. The motion passes with a vote of 13 YES, 0 No and 2 ABSENT. Carrier is Rep Grande.

Date: 03-13-01  
Roll Call Vote #: 1

2001 HOUSE STANDING COMMITTEE ROLL CALL VOTES  
BILL/RESOLUTION NO. SCR 4035

House JUDICIARY Committee

Subcommittee on \_\_\_\_\_  
or  
 Conference Committee

Legislative Council Amendment Number \_\_\_\_\_

Action Taken Do Not Pass

Motion Made By Rep Grande Seconded By Rep Delmore

Representatives	Yes	No	Representatives	Yes	No
CHR - Duane DeKrey	✓				
VICE CHR -- Wm E Kretschmar	✓				
Rep Curtis E Brekke					
Rep Lois Delmore	✓				
Rep Rachael Disrud	✓				
Rep Bruce Eckre	✓				
Rep April Fairfield					
Rep Bette Grande	✓				
Rep G. Jane Gunter	✓				
Rep Joyce Kingsbury	✓				
Rep Lawrence R. Klemin	✓				
Rep John Mahoney	✓				
Rep Andrew G Maragos	✓				
Rep Kenton Onstad	✓				
Rep Dwight Wrangham	✓				

Total (Yes) 13 No 0

Absent 2

Floor Assignment Rep Grande

If the vote is on an amendment, briefly indicate intent:

Consent

**REPORT OF STANDING COMMITTEE (410)**  
March 14, 2001 3:14 p.m.

**Module No: HR-44-5634**  
**Carrier: Grande**  
**Insert LC: . Title: .**

**REPORT OF STANDING COMMITTEE**

**SCR 4035: Judiciary Committee (Rep. DeKrey, Chairman) recommends DO NOT PASS**  
**(13 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). SCR 4035 was placed on the**  
**Fourteenth order on the calendar.**

2001 TESTIMONY

SCR 4035

***Crossing Borders:***  
***Northwest Regional Meeting on Implementing Full Faith and Credit***

**Renaissance Madison Hotel  
Seattle, Washington  
February 21-23, 2001**

**TENTATIVE AGENDA**

**WEDNESDAY, FEBRUARY 21, 2001**

- 4<sup>00</sup>pm - 6<sup>00</sup>pm      **Conference Registration**
- 6<sup>00</sup>pm - 6<sup>30</sup>pm      **State & Tribal Caucus Meetings**
- ◆ Brief gathering to provide an opportunity for participants to get to know one another before getting to work tomorrow morning.

**THURSDAY, FEBRUARY 22, 2001**

- 7<sup>00</sup>am - 8<sup>30</sup>am      **Conference Registration & Continental Breakfast**
- 8<sup>30</sup>am - 9<sup>00</sup>am      **Welcoming Remarks & Opening Ceremony**
- 9<sup>00</sup>am - 10<sup>30</sup>am      **Plenary Session I: The Interdependent Roles of System Practitioners in Full Faith and Credit Implementation Efforts**
- ◆ Interactive discussion of full faith and credit, including issues related to tribal orders, that stresses the critical roles of all system participants (advocates, law enforcement, prosecutors, courts)
- 10<sup>45</sup>am - 12<sup>00</sup>pm      **Practitioner Workshops**
- ◆ Judges & Other Judicial Officers
  - ◆ Law Enforcement
  - ◆ Advocates & Service Providers
  - ◆ Technology Specialists
  - ◆ Court Administration (administrators & clerks)
  - ◆ Attorney Practitioners
- 12<sup>00</sup>pm - 1<sup>45</sup>pm      **Luncheon & Plenary Session II: Working Collaboratively on Full Faith and Credit Across Tribal & State Boundaries**
- ◆ Panel discussion describing efforts to implement full faith and credit across state and tribal boundaries

## THURSDAY, FEBRUARY 22, 2001 (CONT.)

- 2<sup>15</sup>pm - 3<sup>30</sup>pm **State and Tribal Strategies Meetings I**
- ◆ Teams meet to begin developing plans for post-conference implementation activities.
- 3<sup>15</sup>pm - 5<sup>00</sup>pm **Concurrent Workshops**  
(From among the following):
- ◆ Federal Domestic Violence Crimes
  - ◆ Full Faith and Credit & Child Custody
  - ◆ Problem-solving Around Registries, Interfacing with NCIC & Firearms Background Checks
  - ◆ State & Tribal Jurisdictional Issues Related to Full Faith and Credit
  - ◆ Designing Interdisciplinary Training on Full Faith and Credit
  - ◆ Issues Related to Stalking
- 5<sup>00</sup>pm - 6<sup>30</sup>pm **Optional Event (TBA)**

## FRIDAY, FEBRUARY 23, 2001

- 7<sup>00</sup>am - 8<sup>30</sup>am **Continental Breakfast**
- 8<sup>30</sup>am - 8<sup>45</sup>am **Overview of Day II**
- 8<sup>45</sup>am - 10<sup>15</sup>am **Plenary Session III: Issues Related to Federal and State Firearms Laws**
- ◆ Discussion of federal & state laws related to firearms and domestic violence
  - ◆ Review of implementation strategies and case law
- 10<sup>15</sup>am - 12<sup>00</sup>pm **Regional Strategies Workshops**
- ◆ Multi-disciplinary small groups share information about positive strategies and brainstorm areas of focus for the region in facilitating full faith and credit implementation.
- 12<sup>00</sup>pm - 1<sup>30</sup>pm **Boxed Lunch & State and Tribal Strategies Meetings II**
- ◆ Teams reconvene to discuss meeting outcomes and make commitments on how they can contribute to future state, tribal & regional strategies
- 1<sup>45</sup>pm - 3<sup>00</sup>pm **Closing Plenary**
- ◆ Reporting of State, Tribal & Regional Strategies
  - ◆ Federal funding opportunities
  - ◆ Meeting Wrap-up

**Subject: List of ND Delegation - Full Faith & Credit Regional Meeting**

**Date: Mon, 12 Feb 2001 09:10:07 -0600**

**From: "Schneider, Connie" <CSchneider@ndcourts.com>**

**To: "SpiritLakeCourt@stellarnet.com" <SpiritLakeCourt@stellarnet.com>, "mickelsonl@co.cass.nd.us" <mickelsonl@co.cass.nd.us>, "Foughty, Donovan" <DFoughty@ndcourts.com>, "tisahope@nccray.com" <tisahope@nccray.com>, "ndcaws@btigate.com" <ndcaws@btigate.com>, "rhelten@state.nd.us" <rhelten@state.nd.us>, "Riskedahl, Burt" <BRiskedahl@ndcourts.com>**

**CC: "Gladden, Ted" <TGladden@ndcourts.com>**

Below is a list of the ND Delegation to the Full Faith Credit Regional Meeting to be held in Seattle, WA, on February 21-23, 2001.

REMINDER: There is a conference call scheduled for Friday, February 16, at 8:30 a.m. (CDT) regarding the regional meeting. Again, please contact me by close of business Tuesday, February 13, 2001, regarding your participation in the conference call and at what telephone number you can be reached.

\*\*\*\*\*

Hon. Mary Cavanaugh  
Chief Judge  
Spirit Lake Tribal Court  
PO Box 30  
Fort Totten, ND 58335  
(701) 766-4244 FAX: (701) 766-4776  
SpiritLakeCourt@stellarnet.com

Hon. Donovan Foughty  
District Judge  
PO Box 70  
Devils Lake, ND 58301-0070  
(701) 662-1308 FAX: (701) 662-8539  
dfoughty@ndcourts.com

Ted Gladden  
Asst. State Court Administrator for Trial Courts  
First Floor Judicial Wing  
600 E Boulevard Ave Dept. 180  
Bismarck, ND 58505-0530  
(701) 328-4216 FAX: (701) 328-4480  
tgladden@ndcourts.com

Robert Helten  
Director  
ND Bureau of Criminal Investigation  
PO Box 1054  
Bismarck, ND 58502-1054  
(701) 328-5500 FAX: (701) 328-5510  
rhelten@state.nd.us

Lori Mickelson  
Assistant Cass County State's Attorney  
211 South 9th  
PO Box 2806  
Fargo, ND 58108-2806  
(701) 241-5850 FAX: (701) 241-5838  
mickelsonl@co.cass.nd.us

Jean Natwick  
Case Manager/Educator  
Trenton Indian Service Area



List of ND Delegation - Full Faith & Credit Regional Meeting

PO Box 210  
Trenton, ND 58853-0210  
(701) 774-8824 FAX: (701) 774-1009  
tishope@ncrcray.com

Bonnie Palecek  
Executive Director  
ND Council on Abused Womens Services  
418 E Rosser Ave #320  
Bismarck, ND 58501  
(701) 255-6240 FAX: (701) 255-1904  
ndcaw@btigate.com

Hon. Burt Riskedahl  
District Judge  
PO Box 1013  
Bismarck, ND 58502-1013  
(701) 222-6682 FAX: (701) 222-6689  
briskedahl@ndcourts.com

Connie Schneider  
North Dakota Supreme Court  
cschneider@ndcourts.com